

# Bay Point Municipal Advisory Committee



**Vicki Zumwalt, Chair**

**Federal Glover, District V Supervisor**

*Debra Giles, Administrative Support  
3105 Willow Pass Road  
Bay Point, CA 94565*

**Respectfully submitted by: Debra Giles**

*The Bay Point Municipal Advisory Committee serves as an advisory body to the  
Contra Costa County Board of Supervisors and the County Planning Agency.*

## **Record of Actions**

**7:00 pm  
Tuesday, July 7, 2009**

Council Members Garcia, Magleby, Mason, Stevenson, Tremaine and Zumwalt were present.  
Council Member Kopitar arrived at 7:25pm.

Others present: Ed Diokno of Supervisor Glover's office, Maureen Toms of County Redevelopment, John Greizter and Angela Villar of County's Department of Conservation and Development, and Deputy Sharon Sparvoli of the Sheriff's Dept.

- 1. Call to Order / Pledge of Allegiance** led by Sheriff's Deputy, Sharon Sparvoli
- 2. Public Comments:**

Resident Judy Dawson reported on last month's 'Relay for Life', stating it was a great success and raised over \$130,000 towards cancer research. She also thanked those who participated including Vicki Zumwalt, Steve Hoagland, Michael Kerr, and others. Chairwoman Zumwalt thanked Judy for being the Bay Point team captain, and helping raise so much money for an important cause.

Resident Michael Kerr stated he was concerned about the manner in which the Keller Canyon Grant monies are distributed, that he didn't believe Supervisor Glover should have exclusive control over where the money goes, that there should be more community input. He stated there was no public notice anywhere about the funds, so obviously the Supervisor's office contacted individual groups on their own. Mr. Kerr stated he wanted to get some money to feed the homeless; for \$12,000 he could do it for free and for \$20,000 he could do it and get paid a little bit. He stated he could have fed 25 people all year long, but instead a lot of the Keller Grant money went to outside of this community, is being used to supplement county shortfalls in staffing, and is being done in secret. Mr. Kerr stated even 'Loaves & Fishes' was not aware about the Keller Canyon Grants, and they were also looking for funds to open up another place in January in Pittsburg. Mr. Kerr stated there were a lot of things the monies could be better used for in the community

Resident Janess Hansen stated that a very shocking thing happened in Shore Acres, the rail cars along Port Chicago Hwy. have been hauled away, after about 3 years of working to get them moved.

Councilwoman Mason stated they had been moved the day after a fire along the tracks, and she was sure the Fire Department might have had something to do with it.

Golden State Water Company Manager, Dick Leonard, stated there are two Open Houses; one July 21<sup>st</sup> to discuss the tiered rates they are applying for, and one August 27<sup>th</sup> for the next rate case that is done every 3 years. He stated there will be stuffers in your bills notifying you of each meeting. Mr. Leonard stated lastly about the drought, and the rationing we're on; that the companies rationing had started in May, that they couldn't enforce customers rationing until June; and as a company they have stayed below the 15% reduction; and fines for individuals are beginning to take effect now.

Chairwoman Zumwalt asked if there will be some kind of presentation to the community at the August 27<sup>th</sup> Open house on what types of improvements have been done over the period of time since the last rate change.

Mr. Leonard stated they will report on all of the stuff they have already done and all of the stuff they plan on doing.

Councilman Stevenson asked what time the meetings are scheduled.

Mr. Leonard stated 7:00pm for both meetings, both here at the Community Center, but the July 21<sup>st</sup> meeting will be held in the Dining Room and the August 27<sup>th</sup> meeting will be held in the Auditorium.

### **3. Review Record of Actions for June 2, 2009.**

Motion made by Councilwoman Mason to accept June 2, 2009 Record of Actions. Seconded by Councilwoman Garcia. Motion carried 5 – 0; Council Members Garcia, Magleby, Mason, Tremaine, and Zumwalt voting “yes”, Councilman Stevenson “abstaining”, and Councilwoman Kopitar absent.

### **4. Approval of July 7, 2009 Agenda.**

Motion made by Councilwoman Mason to approve the July 7, 2009 agenda. Seconded by Councilman Stevenson. Motion carried 6 – 0; Council Members Garcia, Magleby, Mason, Tremaine, Stevenson, and Zumwalt voting “yes”, and Councilwoman Kopitar absent.

### **5. Agency Reports.** The MAC received the following reports:

#### **a. Contra Costa County Sheriff's Department**

In Lt. Mahoney's absence (vacation), Sheriff's Department's Deputy Sharon Sparvoli passed out copies and reviewed the statistics for the month of June. She stated she was transferred here a few weeks ago so isn't real familiar with specifics yet.

Deputy Sparvoli stated the really outstanding events were the 3 armed robberies; 2 of them

appearing similar in nature, using handguns coming into business after-hours, and maybe tied in with similar robberies in Antioch and Pittsburg. She stated the other armed robbery was an isolated incident at the Shell station, and they have some excellent video to work with from that one.

Deputy Sparvoli stated they are seeing a reduction in overall crime across the board, that it is a good thing, and not what they were expecting with the down-turn of our economy.

Chairwoman Zumwalt noted that most of the numbers were almost half of what they were last year at this time. She also inquired about having a tow-athon soon.

Deputy Sparvoli stated she didn't know anything about it.

Councilwoman Magleby stated concerning fireworks on the 4<sup>th</sup> of July this year that she hadn't heard a lot of the really loud ones, but they did seem to go on forever. She stated that 1) they are against the law, 2) they are a fire hazard, 3) they are a safety hazard with our kids, and 4) they are so hard on everyone's pets, terrifying them. She stated this may be a good way to present it next year as "don't do this to the animals".

Chairwoman Zumwalt stated it seemed to her in past years that the Sheriff's Department had done more publicity about "no fireworks"; and she hadn't seen much this year.

There was some discussion about differing experiences with fireworks, and Deputy Sparvoli agreed to take the request back to the station for more publicity next year.

**b. California State Highway Patrol**

None present.

**c. Redevelopment Staff Report**

Ms. Maureen Toms of Contra Costa Redevelopment stated she had a brief report, including:

- 1) The East County Planning Commission considered the Bay Point Waterfront General Plan Amendment, they had taken testimony and then continued it for a few reasons; one being East Bay Regional Park District really wants to see the Delta Trail drawn on the map, even if they don't know the exact alignment of the trail, they want a line printed on the map and include some policies for when the alignment is figured out, how the General Plan can be modified. Ms. Toms stated secondly, one of the commissioners that had experience in boating out of McAvoy harbor had suggested that they look at an alternative configuration of how the housing is set aside from the Marina area. She stated they had their GIS mapping group draw up those maps, and they will be presented at the next meeting, August 11<sup>th</sup>, in Martinez at the Board of Supervisor's chambers.
- 2) They are starting to get some numbers in from the County's Assessors Office as far as our assessed values that they would expect to be receiving, and right now the numbers are mixed with Pittsburg's, and those assessment rates show a 15% reduction. She stated there are some parts in the county, like San Pablo, that have just over a 20% reduction, so they are looking at a reduction in tax increment of about 12% - 15%, but until they divide that between unincorporated Bay Point and Pittsburg they don't know the exact

number.

**d. Supervisor Federal Glover General Report – Ed Diokno**

Mr. Ed Diokno of Supervisor Glover's Office stated the Supervisor wanted him to reiterate that one of the key purposes of the Bay Point MAC is to be his (the Supervisor's) advisors on Bay Point issues.

Mr. Diokno stated one of the ways for the MAC members to learn more of local issues that might lie outside their area of interest is to allow all members of the public give their statements during the public comment period of the MAC meetings. He stated another way is to schedule presentations from community groups, public agencies or individuals on the projects that may affect the community or individuals in the community.

Mr. Diokno stated the Supervisor recognizes that issues might not be of the same significance to each individual member; that's to be expected, but the Supervisor asks that whoever stands before this body, be they members of the public or members of a particular organization, be accorded the respect and tolerance they deserve.

Mr. Diokno stated in that same vein, members of the public who speak on subjects not on the agenda should recognize that the MAC members cannot comment or act on their suggestions unless they are on the agenda. He stated if you want the MAC to support your cause, or make a recommendation to the Supervisor, to please state that when you speak, and ask the chairperson to place your item on the agenda of the next meeting of the MAC.

Mr. Diokno stated the interviews for the Keller Canyon Landfill Mitigation Funds have been completed, that it took a week. He stated over 90 registered non-profit agencies applied for those monies overseen by the Supervisor, and a list of the organizations receiving money from the funds will be available by next month, posted on the website, and if the newspaper sees fit, they can publish it; but they have no control over what the newspaper publishes.

Councilwoman Magleby asked if being a nonprofit meant they had to have a 510c3.

Mr. Diokno replied yes.

Mr. Diokno stated that with the monies, about 70% is spent for Bay Point residents, including the Resident Deputy who was here earlier; there are two Resident Deputies, one school resource Officer Deputy and one Building Inspector, all for Bay Point.

Mr. Diokno reported on some of the public activities Supervisor Glover took part in, including: Relay for Life on June 27<sup>th</sup>, Unity in Community here at the Ambrose Center also on June 27<sup>th</sup>, Reopening ceremonies of the mosque that burned down due to arson last year, Antioch's July 4<sup>th</sup> Parade, East County Alcohol and Prevention Task Force Town Hall, convening the East County Gang Task Force meeting, and was honored to be the commencement speaker at Riverside High School in Pittsburg.

Chairwoman Zumwalt inquired about the MAC's Keller Canyon Grant monies.

Mr. Diokno stated they would be one of the first to find out, late this month or early next.

Councilwoman Kopitar asked if their letter had been sent to Criterion yet

Mr. Diokno stated the letter had not been sent, as far as he knew it had not been signed yet, but it is on his desk.

Councilwoman Kopitar stated the property next to the homes had again been weed-whacked, but it had not been disked, as was really necessary because of the fire hazard.

Chairwoman Zumwalt stated the MAC members had all been invited to Criterion's Open House on July 18<sup>th</sup>, and she believes it would behoove the members of the Board to go and find out what our neighbors are about.

Mr. Diokno stated he would make sure the letter would go out before then.

Councilman Stevenson asked about the Keller Canyon Mitigation Funds, if there was a panel of people who decides which of the organizations get the funding, and if there was someone from the community.

Mr. Diokno stated it was a panel of three people; including the Supervisor, his Chief of Staff, and a member of the County Administrative Office. He stated there was no community person, that the funds are considered county funds.

Councilman Stevenson asked if every organization that applied received some of the funds.

Mr. Diokno stated "no", that there are criteria that they must meet. He stated he understood that the questioning of the goals and objectives of the particular groups was particularly stringent this year, and they must be a registered nonprofit with 501c3 status.

Chairwoman Zumwalt stated she wanted to personally thank Supervisor Glover for the Sheriff Deputies, the Sheriff School Resource Officer, and for the Building Inspector; that they are desperately needed here, and continuing that effort is very much appreciated by members of this community.

**6. Presentations.** Presentations were made by:

**a. Councilwoman Garcia presented Outstanding Citizen of the Month Awards to:**

- ~ Ramon and Delia Mercado, owners of La Finca Restaurant, who opened their doors first to the Bay Point Partnership, and have since then opened their doors to other community groups including the Chamber of Commerce. She stated they have also, for the past 2 years, provided one of the most exciting entries to the Bay Point Parade with the dancing horses and the band.
- ~ Lupe Garcia, long time resident, for always helping over the years with any event, especially the Sheriff's Christmas program, and more recently the Bay Point Parade and Unity in Community; and any other organization or school that asks of her.

Chairwoman Zumwalt expressed her appreciation for Councilwoman Garcia spearheading the Outstanding Citizen Awards, stating it is a very nice touch to honor citizens from our community.

**b. Follow up on Contra Costa County Public Works Department Townhall meeting updating us on the Willow Pass Road Safety Improvement project – Angela Villar**

Ms. Angela Villar stated they had a follow-up meeting on the Townhall meeting of last month regarding the Willow Pass Road Safety Improvement project, where several alternatives were presented; the feedback was taken back, more research was done, and tonight she is here to present the project the Public Works department is proposing to move forward with.

Ms. Villar gave a little background on the project; the county originally allocated 1 million dollars to accomplish safety improvements along Willow Pass Road, of that money they have received \$500,000 last spring, and they are proposing to do the project in two phases at \$500,000 each.

Ms. Villar stated Phase I would include four items:

- Willow Pass Road / Bailey Road intersection improvements
- Upgrading curb ramps
- In Roadway warning lights at crosswalks
- Speed feed-back signs

Ms. Villar stated Phase II would be either filling sidewalk gaps and changing the traffic signal lights to LED or doing a surface treatment.

Ms. Villar stated they wanted to focus on Phase I now, they have that money, and they have approximately two years to spend that money. She then gave detailed descriptions of each of the four improvement items of Phase I, with maps to help visualize changes.

Bruce Ohlson of the East County Bicyclist Coalition asked about sufficient bike lane space being maintained.

Ms. Villar stated the Bicycle Lanes remain important in the Improvement Plans and are included in the plan.

After some questions, clarification and discussion with Council members, including maintenance responsibility, start of project (phase I), and some other options made at previous meetings that weren't included in this plan; Ms. Villar stated they would like to be on next month's agenda for a vote of support for this project, and was hoping to get a consensus tonight about the proposed project presented.

Chairwoman Zumwalt stated it could be put on next month's agenda as an Action Item, so the Board could vote on it then.

**7. Consent Items.**

- a. Approval of monthly Recording Secretary invoice - \$80.00
- b. Approval of Ambrose room rental for 1<sup>st</sup> and 2<sup>nd</sup> quarter 2009 - \$204.00

Motion made by Councilwoman Mason to accept Consent Item. Seconded by Councilman Stevenson.

Motion carried 7 – 0; Council Members Garcia, Kopitar, Magleby, Mason, Stevenson, Tremaine, and Zumwalt voting “yes”.

**8. Items for Discussion and/or Action.** The MAC discussed the following items and took the following actions:

**a. Discuss, review and approve funding for National Night Out - Garcia**

Councilwoman Eva Garcia presented the Board with information about the National Night Out event, bringing community and Law Enforcement together, and gave a background on past events here in Bay Point. She stated she was very happy to be able to bring this before the MAC because she has always believed it should be driven by this body, be an opportunity to have fun and celebrate with the community, and also bring people who are interested to the MAC to demonstrate what we do.

Councilwoman Garcia stated she would like on August 4<sup>th</sup>, to instead of having the regular MAC meeting, start the festivities here at Ambrose, invite people to attend the short meeting, but then take the party out to the Auditorium or Dining Room to have hot dogs, soda, water, veggies, fruit, etc. She stated she proposes to spend no more than \$300 on the event.

Councilwoman Mason asked if the Council hadn't already voted on, and agreed that instead of having a meeting in August the MAC members would attend the National Night Out event, and tonight they were supposed to be voting on funding for the event.

Chairwoman Zumwalt stated they were to vote on the funding tonight.

Councilman Stevenson asked if there was enough money to support this.

Chairwoman Zumwalt replied that was the report they were waiting to here about from Councilwoman Garcia (Treasurer).

Councilwoman Garcia stated that assuming they would be getting the Keller Canyon Grant money applied for, that it would be something they could spend some money on.

Chairwoman Zumwalt stated she believed the Grant monies were for putting out the Newsletter.

Mr. Diokno stated he could not say 100% for certain they would be receiving the money, but it was very likely, that they generally receive the amount applied for (\$10,000), and the way the money is spent is how the MAC as a body determines to spend it.

Chairwoman Zumwalt stated she believed the Newsletters were about \$4,000 apiece. She stated they also needed to consider the cost of renting the room and the Recording Secretary's fee, not leaving a lot left over.

Councilwoman Kopitar shared her enthusiasm for supporting this event as the community always enjoys getting together and getting to know the law enforcement officers; that is part of why she enjoys living in a small town.

Councilwoman Magleby stated last year they had more turn out than they had every dreamed of.

Councilwoman Garcia stated that last year's event had been a partnership between the Residents Association, the Service Integration Team, held here in the building, and was funded \$5,000 from the First 5, so that's why they had all the food, the gifts, and it went on for 2 hours more with all the raffle prizes.

Chairwoman Zumwalt stated for the Board's information, \$1,940 is needed for the Recording Secretary and the Room rental cost, and the two Newsletters are \$8,000; and that's if we the Grant. She asked Mr. Diokno if the MAC received any other funding.

Mr. Diokno stated "no".

Councilwoman Mason asked if we had anything left from this past year.

Chairwoman Zumwalt stated "no".

Councilman Stevenson asked if they had to do two Newsletters.

Chairwoman Zumwalt stated that was part of the reason they are given the money; part of their request to Supervisor Glover's office for the funding was to do two Newsletters for the community. She stated that is why they originally got the \$10,000, and why they continue to keep getting it.

Councilwoman Kopitar asked again about a balance from last year, and then asked if they didn't have the \$300.

Chairwoman Zumwalt stated there is no remaining amount left from this year as at the end of the fiscal year, June 30<sup>th</sup>, any balance is not forwarded to the next year. She stated she was just giving out information.

Chairwoman Zumwalt stated she was not opposed to funding the event, that she is totally in support of National Night Out, but she is worried about the funds.

Councilman Stevenson stated that in the May Minutes it was suggested that the Bay Point Chamber of Commerce might help out.

Councilwoman Garcia stated if that was the case she would never had brought it to the MAC, that she keeps on saying she would like this event to be a MAC driven event; that if they can only use \$100 then make it \$100; that she could have taken it to the Chamber of Commerce, but she would like to see this entity shine. She stated that she and Councilwoman Kopitar have done it in the past out of their own pockets, that it can be done that way, but that was not the intent when she brought it to the MAC.

Chairwoman Zumwalt asked if it was important to Councilwoman Garcia to have the Council present and helping out at the event, if that might be enough versus money.

Councilwoman Garcia stated that if you want to have a celebration, and you can't have a celebration without giving them something, even just a hotdog. She stated she is only asking for \$300.

Chairwoman Zumwalt asked Councilwoman Magleby if as a member of Chamber of Commerce she had asked them about funding this event.

Councilwoman Magleby stated she is just a member and they would have to go to the Chamber and ask them.

There was a lengthy discussion regarding the Newsletters including: the importance of reaching out to our community this way, past funding by Redevelopment which is not a likely option because of their budget cuts, options already researched about reducing the Newsletter printing and postage costs, possibly emailing the Newsletter instead, possibly having the 2<sup>nd</sup> Newsletter available for picking up at different locations instead of mailing, and the possibility of shortening the Newsletter to reduce the cost enough to have money to fund the National Night Out event.

Councilwoman Magleby made a motion to set aside \$300 from the Keller Canyon Grant (if they receive it) to fund the National Night Out Event; Seconded by Councilman Stevenson.

Councilwoman Mason asked if they couldn't agree that they should not buy soda since one in two kids are getting juvenile diabetes, and the county is doing the 'Rethink your Drink'; its just not good for kids.

There was another lengthy discussion about restricting the use of MAC funds for buying water and healthy food only, or not.

Amended motion made by Councilwoman Magleby to allocate \$300 from the Keller Canyon Grant (if they receive it) for Bay Point's National Night Out Event, with the drinks bought being water only. Seconded by Councilman Stevenson. Motion carried 5 – 0; Council Members Magleby, Mason, Stevenson, Tremaine, and Zumwalt voting "yes", and Councilmembers Garcia and Kopitar voting "no".

It was clarified that receipts would be turned into Supervisor Glover's office for reimbursement.

Chairwoman Zumwalt asked Councilwoman Garcia where the event would be held and what she would like the MAC members to do to help.

Councilwoman Garcia stated the event could be held anywhere that they would prefer doing it at the Center, but it could be done at Anuta Park this year.

Chairwoman Zumwalt stated the MAC would meet here on August 4<sup>th</sup> and adjourn to Anuta Park or wherever it is going to be held.

Councilwoman Garcia stated there would be a flyer done and she would let everyone know where it was going to be held.

There was some clarification about the agenda for next month including the adjournment to the event wherever it is going to be.

Councilwoman Magleby stated she knew people who could donate the paper plates and cups for the event.

Councilwoman Garcia stated the plates would be appreciated, but there is no need for paper cups.

Chairwoman Zumwalt asked again if there was anything in particular she would like them to do as a Board to help out, i.e. serve food, cook food, distributing water, etc.

Councilwoman Kopitar stated they usually just put the food in a row; but maybe they could help by picking up supplies.

Councilwoman Magleby stated the Park District has a sound system if they need one to use.

**9. Committee Reports/Member Reports.** The MAC received the following reports:

**a. Residential clean up – Garcia and Stevenson**

Councilwoman Garcia stated she had spoke with Mr. Diokno and they decided to have two; one in November this year, and one next spring in April 2010.

**b. Code Enforcement – Stevenson and Tremaine**

Councilman Stevenson stated they hadn't had another meeting. Councilman Tremaine stated the thing about Code Enforcement is that Norma Siegfried had received her new kidney, a big praise item, and once she gets better she will be putting together on a spread sheet all that they are working on, to prioritize things, and that was postponed because of Norma getting her kidney.

**c. Community Wellness Program/County Planning Commission Updates – Mason**

Councilwoman Mason stated there was nothing new with the County Wellness, and she had attended the last Planning Commission meeting, but Ms. Toms had already reported on that.

**d. CAP – Kopitar**

Councilwoman Kopitar stated it was a very nice meeting, but all of the companies have reported they are really cutting back significantly. She also reported that Criterion is having an Open House on July 18<sup>th</sup>, that all the MAC members should have been invited. She also reported that she has made many attempts the last couple of meetings to contact Larry Estes about coming to the CAP meeting and he had been out of town, but he really is interested in joining.

Chairwoman Zumwalt stated that she had wanted Councilwoman Garcia, the Treasurer, to pass out physical copies of the budget for the year, and just FYI on June 30, 2009 the account went to a zero balance because it starts over for the next fiscal year; so they have no money until they get the funding from Supervisor Glover; so it may have seemed there was a balance, but there is no balance, it was zeroed out.

**10. Correspondence.**

Chairwoman Zumwalt reported she had received correspondence from Contra Costa Health Services about Heart Safe Communities including an application to become a Heart Safe Community.

Councilwoman Kopitar shared they had also received correspondence from:

- Post Office about P.O. Box fee of \$140 due,
- Golden State Water Company about upcoming Open Houses,

- Planning Commission, and
- Approval of Tower Permit on Evora Rd.

Correspondence was made available for viewing.

Councilwoman Kopitar also stated she wanted to announce that the next CERT training will be offered here at the Community Center, and she will have specific dates to share soon for those interested.

Councilwoman Magleby stated she had attended the Eddie Hart Event, was pleased to have had the chance to talk to some 1972 Olympic Winners, and hear their stories about the 1972 Olympics.

#### **11. Future Agenda Items.**

- a. Budget – MAC participation in funding beverages to support National Night Out event - Garcia
- b. P.O. Box Fee
- c. List of Keller Canyon Grant applicants
- d. Public Works Presentation on Maintenance
- e. For September's meeting, WW Fund distribution discussion with EBRPD staff, County Staff, and Ambrose Staff.

#### **12. Adjourn to meeting scheduled for August 4, 2009, 7:00pm, at Ambrose Community Center Board Room.**

This meeting record is provided pursuant to Better Government Ordinance 95-6, Article 25-2205(d) of the Contra Costa County Ordinance Code.