

Bay Point Municipal Advisory Committee



Sterling Stevenson, 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, January 4, 2011

Council Members Garcia, Mason, Stevenson, Tremaine, and Zumwalt were present.
Council Members Kopitar and Magleby absent.

Others present: Federal Glover, District V Supervisor, Ed Diokno of Supervisor Glover's office,
Maureen Toms of County Redevelopment, and Lt. Gwen Brady of the Sheriff's Dept.

- 1. Call to Order / Pledge of Allegiance** led by Chairman Sterling Stevenson
- 2. Election and swearing in of 2011 MAC Officers**

Chairman Stevenson opened the floor for nominations for Chairperson:

Nomination of Debra Mason made by Charles Tremaine and seconded by Vicki Zumwalt;
Nomination passed 5 – 0 for Debra Mason to serve as Chairperson; Council Members
Garcia, Mason, Stevenson, Tremaine and Zumwalt voting "yes"; Council Members Kopitar
and Magleby absent.

At this time outgoing Chairman Stevenson handed over the Chair's seat and gavel to new
Chairwoman Mason.

Councilwoman Zumwalt stated she wanted to thank Councilman Stevenson for his leadership
this past year and for all the hard work done as Chairman.

Chairwoman Mason opened the floor for nominations for Vice-Chairperson:

Nomination of Charles Tremaine made by Vicki Zumwalt and seconded by Sterling
Stevenson; **Nomination passed 5 – 0 for Charles Tremaine to serve as Vice-Chair;**
Council Members Garcia, Mason, Stevenson, Tremaine and Zumwalt voting "yes"; Council
Members Kopitar and Magleby absent.

Chairwoman Mason opened the floor for nominations for Treasurer:

Nomination of Eva Garcia made by Vicki Zumwalt and seconded by seconded by Sterling Stevenson; **Nomination passed 5 – 0 for Eva Garcia to serve as Treasurer**; Council Members Garcia, Mason, Stevenson, Tremaine and Zumwalt voting “yes”; Council Members Kopitar and Magleby absent.

Chairwoman Mason opened the floor for nominations for Secretary:

Nomination of Terrillynn Kopitar made by Eva Garcia and seconded by Vicki Zumwalt; **Nomination passed 5 – 0 for Terrillynn Kopitar to serve as Secretary**; Council Members Garcia, Mason, Stevenson, Tremaine and Zumwalt voting “yes”; Council Members Kopitar and Magleby absent.

3. Brief Comments from outgoing Chair – Sterling Stevenson

Outgoing Chairman Stevenson stated he first wanted to thank the Council members for having faith in him to lead the past year; he also thanked Debbie Giles, Recording Secretary for help on the computer during the first few months. Chairman Stevenson thanked Councilwoman Mason for serving as his Vice-Chair last year, and Councilwoman Garcia for her seemingly endless energy in serving Bay Point in many capacities. He stated lastly, that he thought that serving as Chair on MAC would be similar to the time he spent serving as the Redevelopment Committee Chair, but being the MAC Chairperson was much more difficult. He stated he is appreciative of the time given him to serve as Chairman and looks forward to working with the new Chairperson.

4. Supervisor Glover address to the MAC

Supervisor Glover wished everyone a Happy New Year and swore in the new MAC officers.

Supervisor Glover stated he wanted to thank all of the MAC members for serving their community this last year, that he salutes anyone who does public service as it is very often a thankless job, without financial reimbursement, but that it is done out of love in their hearts for their families and their community. He stated they are very helpful to them; his office and the county at large, in keeping them informed about issues the Bay Point community faces. Supervisor Glover stated he looks forward to working with the MAC this new year, in these difficult fiscal times; Contra Costa County will have some rough days ahead, with a 50 million dollar debt this year that doesn't have anything to do with what is going on with the state. He stated there will be some tough choices to make.

Supervisor Glover stated he also wanted to address something that has to do with the Bay Point community, the Keller Canyon Mitigation Funds. He stated we've heard a lot in terms of the report that came out of the Auditor's office, but unfortunately there were a lot of false statements made within it, because they didn't give an opportunity for some clarity. Supervisor Glover stated one of the things this body [the MAC] has never been denied is the information regarding the funding that has taken place; that he has come here often and shared about what they are funding and it is public record. He stated he needed to talk a little

bit through this because he believes it is important.

Supervisor Glover stated when he took over as Supervisor he had two predecessors that were responsible for the funds before him; during the first of those, money went all over the county to various programs; it was reeled in a little later when the next Supervisor, Canciamilla, took over to just within the District, then encompassing Bethel Island, Discovery Bay, Brentwood, Knightsen, and Byron, most of it going to the MAC's in that area. He stated when he became Supervisor one of the things they did was to reel that in a bit more, not giving to all over the District, but specific to some areas in the District, and they continued to fund the MAC's because he didn't think it was fair to cut them out just because they didn't have their Supervisor allocating the money; however they cut back the amount they gave those MAC's.

Supervisor Glover stated he didn't mind an audit, that audits are great and he welcomes them, was pleased that one was done as there hadn't been one done since the fund was established, but this was done for political reasons; and not so much because they really needed to do an audit, that would share with them findings that they could go back and make changes and do things better. He stated what he recommended is that the Auditor's Report go to the Finance committee so they can look at those things that they have an opportunity to change, and do a better job of making sure the disbursements and how we monitor those things are done; they welcome that as soon as they get the report back from the Finance committee.

Supervisor Glover stated regarding the process, there has never been a time when the community has not been aware that the application process is open; it is very clear and well publicized; is posted in the Contra Costa Times; each staff that goes out to the various non-profit groups to notify them; and at this time they have over 120 applicants, built on from the 76 in earlier years. He stated there isn't a non-profit that doesn't know about this fund, but it is limited to, in particular, the Pittsburg/Bay Point community. Supervisor Glover stated there are some that take place outside; i.e. Opportunity Junction that has an impact on the Bay Point community, The Center for Human Development has an impact in Bay Point, The Service Integration Team, our own Code Enforcement Officer, our Resident Deputy, our School Resource Officer; and a number of other programs including the Mt. Diablo Unified School District and the After School Program, the Ambrose Teen Center, Bay Point Cheerleaders, and Kids N' Motion. He stated the County Board of Supervisors has to approve every recommendation that is brought to them, he does not do this alone; he does not cut a check, the Auditor's office has to cut the checks; and there is a monitoring process whereas recipients must give reports or they won't be funded. Supervisor Glover stated although there are probably opportunities to do things better, and they will look to find those as they want the best program; this program is good and modeled by others because of the disciplines put in place.

Supervisor Glover stated he is concerned because some of the accusations made deal with his personal integrity, and he wants to make sure that people understand there is nothing being done that is illegal, unjust, or inappropriate. He stated there is never going to be 100% agreement on the way you do things when it comes to allocating dollars; some will be upset

because they didn't get enough, others because they didn't get any; so be it; he knows he isn't going to make everyone happy, but he is going to do what is important to the majority of the folks in this District, particularly the mitigated areas of Pittsburg and Bay Point.

Supervisor Glover stated he wanted to share and allow everyone to understand this. He stated they talked about him granting folks Keller Funds to benefit his campaign, a tit-for-tat, but a 501c3 non-profit cannot contribute to a person's campaign. He stated they identified 44 individuals that contribute to his Breakfast Club by way of coming to the quarterly breakfast held to inform the community of issues from a state and national level, from the transportation infrastructure, by speakers he has come to the breakfasts; that if you were to calculate the 44 individuals it would amount to \$11 per year. Supervisor Glover stated he becomes very defensive when his personal integrity is attacked, that he wanted to just come and point out these things, and there is a more responsive report to all of this on his website, breaking it down point by point for those interested. He stated the MAC, as leaders of this community, need to feel confident that what they are doing is above board. Supervisor Glover stated he is looking towards the Finance committee coming back with suggestions on how things could be changed to make the process even more transparent. He stated he believed it was important to share this with the MAC, the audience that would be here tonight, and the critics that have been before the Council in the past; that as he had said you can't make everyone happy, and sometimes you have to look beyond their words and see what their real rationale might be.

Supervisor Glover stated the other thing he wanted to share was about the discussion to have cameras placed in order to deal with the illegal dumping; they are not finished with it; they have talked to a contractor that has worked with the City of Pittsburg in putting their cameras up; been out to the Bay Point community; looking at trying to work with those individuals so they can use the monitoring system that is within the City of Pittsburg police department; so we will have a set of eyes on those cameras at all times; identified some locations; and is an issue that they will continue to report back on; and they are committed it will happen this year.

Supervisor Glover stated he wanted to thank Judy Dawson from the Ambrose Board who was with him in San Francisco at the PUC meeting; they made the record, letting them know this was an unjust water rate increase for Bay Point. He stated he had a chance to speak with the PUC Chair and it was unfortunate the Chair was not in the room at the time of the vote as he might have influenced the vote against granting the rate increase. Supervisor Glover stated a lot of things have been looked at in terms of ways to get a provider that is fair to the community, but unfortunately their hands are tied in many ways because even when you talk about eminent domain you have to have a willing buyer and a willing seller; they will continue to look for other ways and keep the MAC informed.

Supervisor Glover stated he knew the Council had prepared their work plan and is looking forward to working with them to achieve the goals they have set for 2011, and thanked the Council again for the contributions they make to the Bay Point community.

Councilwoman Zumwalt stated she wanted to personally thank the Supervisor, as a previous

Chairperson, for supporting this community by providing funding, over and above for this MAC; that no other MAC received; and she is so grateful for that. She stated they would not have been able to do the newsletter and many other things had he not supported them; and she is personally behind the Supervisor 100%.

Councilman Tremaine stated he wanted to thank the Supervisor for continuing to work on getting cameras installed in our community, as it is really important to him; that it didn't get lost and is still being pursued.

Chairwoman Mason stated that as one of the few persons there for the first Keller Canyon applications through then Supervisor Torlakson, the system has changed a lot, all for the benefit of those applying, as it used to be really ugly.

Supervisor Glover stated that he too had been on the asking end of the process when it first began.

5. Treasurer's Report

None

6. Approval of January 4, 2011 Agenda

Councilman Stevenson asked item 11b be tabled to next month's meeting.

Motion made by Councilman Stevenson to approve the January 4, 2011 agenda with the tabling of item 11b to next month's meeting. Seconded by Councilwoman Zumwalt. Motion carried 5 – 0; Council Members Garcia, Mason, Stevenson, Tremaine and Zumwalt voting "yes"; Council Members Kopitar and Magleby absent.

7. Consent items

- a. Approval of monthly Recording Secretary invoice - \$120.00**
- b. Approval of Record of Actions of December 7, 2010**

Motion made by Councilman Stevenson to approve the Consent Items. Seconded by Councilwoman Zumwalt. Motion carried 5 – 0; Council Members Garcia, Mason, Stevenson, Tremaine and Zumwalt voting "yes"; Council Members Kopitar and Magleby absent.

8. Public Comments:

Resident Judy Dawson wished everyone a Happy New and thanked Supervisor Glover for his kind words, that as she had mentioned at the December meeting, she thought it was important for the PUC to recognize that the small unincorporated area of Bay Point does have feelings, and hear how some of us felt. She stated she was also able to attend the inauguration of our new Superintendent of Public Instruction, Tom Torlakson; it was very well attended; and one of the things that impressed her was 3 or 4 former students of Mr. Torlakson who came to talk and shared about how their beginnings in West Pittsburg were hard; and they had really

pulled themselves up by their bootstraps; making something of themselves, all very successful. She stated the one thing they all said was that it was hard to find positive role models in Bay Point and it affected them a lot; that maybe this would be a part of improving our kid's education in providing role models in the community that they can look up to. Mrs. Dawson stated the other thing she wanted to share was the American Cancer Relay for Life is starting and will have a kick-off on February 1st at the Pittsburg Elks club; the Bay Point Chamber of Commerce has a team already and you could contact her if you are interested. She stated the Relay for Life will held June 25th & 26th at Los Medanos Community College.

Supervisor Glover stated that in her absence he wanted to share that he has spent a little time with Councilwoman Magleby. He stated it was great to see her back in the community at the Tree Lighting Ceremony, and he is looking forward to sitting down and talking with her; he knows many are wondering what is happening regarding her return to the MAC. Supervisor Glover stated she had told him she would like to meet with him after the holidays, that he will be meeting with her and they will determine where to go from there.

9. Agency Reports. The MAC received the following reports:

a. Contra Costa County Sheriff's Department – Lt. Gwen Brady

Our new Area Commander for Muir Station, Lt., Gwen Brady, introduced herself and shared a little of her background. She thanked Supervisor Glover for sending 6 Bay Point resident students to Hawaii for the Pro-bowl when she was a new Deputy 13 years ago; that they had worked with the NFL and others, and he helped make it possible; and she had to go because they needed supervisors. Lt. Brady stated Supervisor Glover has been an inspiration to her, that she had worked as a D.A.R.E. officer here back in the day, did her FTL training her as a rookie Deputy, and is back now to make a difference in our community; our quality of life issues are her quality of life issues too. She stated she grew up in Louisiana, went to LSU, and came here; she wants to be here; we will see her out in the community; she was here today and saw three people, which she took to jail, that she knew, and they remembered her too.

Lt. Brady stated regarding the agency report, that they are going through a transition with a brand new Sheriff, David Livingston, and all their systems are down today and she was unable to get last month's report produced for tonight. She stated she is looking forward to working with everyone here and expects to be up to speed by next month. Lt. Brady stated she is also a brand new Lieutenant; that she loves and will be attending other meetings in the community; she loves community and she loves people. She stated she has an open door policy and shared her phone number, 925-313-2520, and her email, gbrad@so.cccounty.us.

Lt. Brady stated she had just been sharing with Supervisor Glover that she has been serving for 13 years, and that she is the first African American, Female, lieutenant in the history of the Sheriff's Department. She stated she does plan on being here for a good while, but the Sheriff does have the option to move his Lieutenants and Administrators at any time at will in the department.

b. California State Highway Patrol

None

c. Redevelopment Staff Report – Maureen Toms

Ms. Maureen Toms reported on:

· **Recap on what they are looking at with the new Governor**

Ms. Maureen Toms stated you may have heard news reports in the last couple of days about the Governor putting everything on the table in addressing the state's budget deficit, and the rumor is that he is looking at eliminating Redevelopment Agencies throughout the state. She stated the other rumor is that he is looking at eliminating Enterprise Zones throughout the state; they are very close to finalizing their agreement with the state for the Pittsburg/Bay Point Enterprise Zone; and it would really be a shame if they lose the chance to implement that.

· **Consideration of a permit (LP10-2089) to allow check cashing aspect in grocery store, Del Valle, at 3285 Willow Pass Rd., (APN 097-302-027).**

Ms. Toms stated this is a very robust business and he wants to add another aspect to his store and allow check cashing for his customers. She stated they had had some concern when they did the Bay Point P1 program and didn't want a lot of check cashing businesses, but because this is just one aspect of his grocery store they are alright with the idea. Ms. Toms stated the owner wanted to be above board with everything, was going to require additional insurance, and wasn't going to be making any physical changes except maybe a sign regarding the new service.

After a short discussion it was decided:

Motion made by Councilwoman Garcia to recommend approval the permit (LP10-2089) to allow check cashing aspect in grocery store, Del Valle, at 3285 Willow Pass Rd., (APN 097-302-027). Seconded by Councilman Stevenson. Motion carried 5 – 0; Council Members Garcia, Mason, Stevenson, Tremaine and Zumwalt voting “yes”; Council Members Kopitar and Magleby absent.

d. Supervisor Federal Glover General Report – Ed Diokno

- Mr. Ed Diokno of Supervisor Glover's Office stated the installation of the Board of Supervisors new officers will take place January 11th; Gayle Uilkema will be the new Chair and Mary Piepho will be the new Vice-Chair.
- Mr. Diokno stated the Supervisor's grant application workshop will be February 23rd at Los Medanos College. He stated a workshop like this is usually worth several hundred dollars but the Supervisor is offering it for free. Mr. Diokno stated registration is on the Supervisor's county website and there is limited seating so you should register early.
- Mr. Diokno stated the increasingly popular annual Youth Summit, paid for by the Keller Fund, is in its planning stage for sometime in April, and he will give more

updates at it develops.

Mr. Diokno stated he wanted to remind everyone of the Supervisor's annual crab feed that will be January 8th, and tickets are still available at the door or he has a few which he could sell you. He stated it will be a 5-course dinner, starting with a variety of hors d'ouvres, followed by Italian sausage, a couple variations of delicious pasta, all you can eat crab, and dessert.

Councilwoman Zumwalt asked Mr. Diokno if he has heard anything about getting the garbage recycle containers.

Mr. Diokno stated they have been talking to both the garbage companies and that is still under negotiations, along with other aspects, involving the Keller Dump site; and has been told it is at a very delicate stage right now. He stated hopefully the bargaining between the waste companies and the county will have moved forward; and he will have more to report next month.

10. Presentations

a. Bay Point Chamber of Commerce, Welcome to Bay Point sign – Tim Stone

Mr. Tim Stone introduced himself as a Pittsburg resident and a member of the Bay Point Chamber of Commerce Board of Directors, speaking on their behalf tonight. He shared the mission of the Chamber of Commerce 'To provide leadership, to bring together the community, businesses, and individuals within Bay Point, to create a favorable business climate and enhance the quality of life'. Mr. Stone stated he was here tonight to seek approval for the Welcome sign; gave some background on this project; and presented two options.

There was some discussion regarding the old MAC logo that is no longer used, as the MAC is representing the county and uses the county's logo.

Ms Toms stated there was the possibility of needing an Encroachment Permit, but that the county could try to work with them in keeping the fees down. She stated the next step for them would be to contact the Building Inspection department; they will need to know a little more detail about the size to issue a building permit.

After some discussion the consensus was to use the 2nd choice, with 'Bay Point' (with a larger font) on the top with the logo, "Welcome" and "Bienvenido" under that, and the organizations below that.

11. Items for Discussion and/or Action

a. Update on the County's Adopt a Road program – Councilman Stevenson

Councilman Stevenson stated there was some confusion last month when he was trying to

explain two ideas, that didn't relate to each other, and apologized for that.

Councilman Stevenson stated there have been six sites visited as possible Adopt a Road sites; 1) Evora Rd, 2) Hwy 4 exit to Willow Pass Rd./Port Chicago (at Tower Mart), 3) Port Chicago Hwy. from Nichols to McAvoy Rd., 4) Driftwood from Port Chicago to Pacifica, 5) Canal from Bailey Rd. to Loftus, and 6) Alves Ln. from where it goes over the canal to Mims. He stated each organization would be assigned a one mile section of those areas and commit to the program for at least 2 years.

Councilman Stevenson stated the county recommended getting permission from the landowners on the properties between Hwy. 4 off-ramp and the Tower Mart, California City Waters and the Fire Department; to be on the shoulder of the road, the edge of their properties, to clean up.

Councilwoman Zumwalt asked why we couldn't get those property owners to clean up those areas themselves.

Councilman Stevenson stated he didn't know, but they are working on this program to try to help clean up our community.

Councilman Stevenson stated the next step would be to hold a meeting, send out letters to groups and organizations to let them know about setting up this program, and inviting them to come, get information, and be a part of it.

Chairwoman Mason asked if Councilman Stevenson would write the letter, then the Board could look at it next month, and forward it to Supervisor Glover for approval.

Councilman Stevenson stated he would do that, along with a list of those he wanted to send it out to.

Councilman Stevenson one last item was considering asking the Garden Club to take care of the area where the Welcome to Bay Point sign is in lieu of the yearly \$100.00 fee for being posted on the sign.

After some clarification on who was asking, it was determined that it would be the Chamber of Commerce's decision, as it is ultimately their project.

b. Approval of MAC Annual Report – Councilman Stevenson

Tabled to next month's agenda

12. Committee Reports/Member Reports

Councilman Stevenson stated that he and Councilwoman Mason had agreed at last month's meeting to be a part of the Education Committee, and he would like to get some available dates sometime in January so they could meet.

Chairwoman Mason stated she would send Councilman Stevenson a list of dates tomorrow.

Councilman Tremaine, reporting on the Code Enforcement meeting, stated they have now all met the 'New Sheriff in Town'; that she is that friendly and outgoing wherever she's at, that she didn't just practice for us; that she was the same at the Code meeting; and if you liked her here, you will like her everywhere you see her. He stated they spoke with her a lot concerning a van being parked in a neighborhood, and she determined it was more a neighborhood issue between two people; that she was very sensitive to neighborhood type issues; there's the absolute law and then there's the neighborhood way to handle things; she was impressive that way.

Councilman Tremaine stated that in Redevelopment they discussed that Walgreens will pay for the stoplight changes that will be made at that intersection. He stated regarding the Orbisonion Heights, only one property is still not purchased; two properties will probably be torn down the next couple of months. Councilman Tremaine stated it was also brought to their attention that a lot of litter is being dumped at that site so they need to add that to the list of areas they pay attention to.

Councilman Tremaine stated Ms. Toms had spoken to them about the budget coming down about 50% of where it was three years ago. He stated a welcome addition to the Code meetings is having representatives from East Bay Regional Park District attend. He stated there are some large piles of concrete along the trail from the Shoreline Park, dumped there when they re-did Hwy.4 that EBRPD are planning on removing it in the next few weeks.

Councilman Tremaine stated there was a discussion again about the homeless living down on the waterfront, and whose jurisdiction that is; still trying to figure out who owns that piece of land. He stated they also had a nice visit with people from Public Works who also spoke about the Adopt a Road program; for picking up small trash only, and will be given safety vests, safety training, supplies, etc. Councilman Tremaine stated Public Works also spoke about their budget being cut, requiring them to eliminate the program where they had kids from juvenile lockup come out and do some clean-ups. He stated they reported that large debris lying around the county may now take 4 to 6 weeks to remove.

Councilman Tremaine stated this is the second meeting where they had complaints about the El Grullense restaurant at 2135 Willow Pass Rd., that there is a lot of noise.

Councilman Tremaine reported that he was unable to turn in the letter from the resident yet to Code Enforcement, from last month's meeting, as the two people whom he could have given it to were not there.

Councilwoman Zumwalt inquired when the Walgreens store was going to open.

Ms. Toms stated she had been trying to get in touch with someone from their office, as well as the Chamber of Commerce, but hadn't heard back yet. She stated that 2 months ago when she asked they had told her it would be February.

13. Correspondence

None

14. Future Agenda Items.

- a. Garbage Containers - Zumwalt
- b. Bella Vista Neighborhood Infrastructure Study - County
- c. Fast Food Toy Ban - Mason
- d. Schedule Regular Neighborhood Clean-up dates – Garcia
- e. Sparkpoint – Mason & Garcia

12. Adjourn to meeting scheduled for Tuesday, February 1, 2011, 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.