

# Bay Point Municipal Advisory Committee



Charles Tremaine, Chair

Federal Glover, District V Supervisor

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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, September 4, 2012

### 1. Call to Order/Roll Call/Pledge of Allegiance

Council members Corbin, Kopitar, Mason, Stevenson, Tremaine, and Zumwalt were present. Council member Garcia arrived at 7:10

Others present: Mr. Ed Diokno of Supervisor Glover's office, Mrs. Tina Gonzalez of Golden State Water Co., and Ms. Tracy Craig for PG&E/Shell Pond project.

Pledge of Allegiance: led by Ms. Tracy Craig

### 2. Approval of September 4, 2012 Agenda

Motion made by Councilman Corbin to approve the September 4, 2012 agenda. Seconded by Councilwoman Mason. Motion carried 6 – 0; Council Members Corbin, Kopitar, Mason, Stevenson, Tremaine, and Zumwalt voting "yes"; Council member Garcia absent.

### 3. Consent items

- a. Approval of monthly Recording Secretary invoice for \$120.00
- b. Approval of Record of Actions of August 7, 2012

Motion made by Councilman Corbin to approve Consent Items. Seconded by Councilman Stevenson. Motion carried 6 – 0; Council Members Corbin, Kopitar, Mason, Stevenson, Tremaine, and Zumwalt voting "yes"; Council member Garcia absent.

### 4. Public Comments:

Councilwoman Mason stepped to the podium and stated her husband, Lee Mason wasn't here yet, but he had wanted to share about their Teen Garden Corp. program they ran this summer. She stated they had 8 teens go through the program and earn stipends; that it was a community effort made possible with donations to the program and also funding by the Keller Grant. Councilwoman Mason stated she would like an opportunity for the teens to come and make a short presentation and share their experience at a future meeting.

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

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

None (Sheriff's Deputy England arrived later to deliver Monthly Report, see 5f)

**b. California State Highway Patrol – Officer Eric Brewer**

None

**c. Supervisor Federal Glover's General Report – Mr. Ed Diokno**

Mr. Diokno stated regarding the Sheriff's Office, it is in a state of flux right now; he had emailed the person assigned to replace Lt. Brady to make sure he was going to be here tonight and learned that he has been transferred. He stated they have a new Commander of the Muir Station, and he will make every effort to make sure he is at the next meeting.

· Mr. Diokno stated Supervisor held a Public Safety Town Hall last July 20<sup>th</sup>. He stated it was well attended with about 35 – 40 people signing in. Mr. Diokno stated they heard from Fire Chief Louder, Probation Chief Kader, Lt. Gwen Brady of the Sheriff's Office and a Sergeant from the Highway Patrol, about issues in the community and the county. He stated this was one of Lt. Brady's last assignments before moving to Marsh Creek Detention Facility.

Mr. Diokno stated one of the things they learned from that Town Hall is that the CHP will have a stronger presence in Bay Point with the use of volunteers who will have uniforms and drive in black-and-whites. He stated they won't be able to make arrests or issue citations but they will be able to call a regular CHP officer to report any suspicious or law-breaking activities. He stated when people see the back-and-whites they will automatically think they're being watched.

Mr. Diokno stated the Sheriff's Office is still looking for volunteers to man its satellite office of Port Chicago Highway a few hours a week. He stated the volunteer that had been working the office did such a good job that the Sheriff assigned him to the main office; so Bay Point is still looking for volunteers.

Mr. Diokno stated the supervisor wanted to thank MAC Council members Zumwalt, Corbin, Garcia, Stevenson, and Mason for attending.

- Mr. Diokno stated earlier in July the Supervisor held his quarterly breakfast where guest speaker, Ruben Rosalez, the Western Director of the Department of Labor and a Pittsburg native, gave an inspirational speech about how growing up in a diverse community has impacted his career choices and life goals. He stated his speech is viewable at the Supervisor's Facebook page.
- Mr. Diokno stated because of Supervisor Glover's trip to Washington DC last January, he was able to create a working relationship with officials at the Department of Justice. He stated sometimes when you meet people face-to-face you get a better response than from just formal letters. Mr. Diokno stated that relationship paid off last week when the county was informed that it received a \$750,000.00 grant to run a pilot program to reduce recidivism among inmates coming back to our communities. He stated Bay Point will play a big part in this.

**d. Golden State Water Company – Mr. Paul Schubert**

Mrs. Tina Gonzalez shared the Bay Point Operations Report for August, including: Flushing – 39,000 gallons; Meters – changed out 14, 13 were aged and 1 was stuck; Valve Maintenance – exercised 38 hydrant valves and 40 mains; Service leaks – 9 repaired and 1 replaced; Hydrants – none; 2 Main leaks repaired. She stated they have also been painting their hydrants in the distribution system, taking advantage of the warm dry weather.

**e. PG&E/Shell Pond – Ms. Tracy Craig**

Ms. Tracy Craig stated as reported earlier, the project has been up for bid and they've received 6 proposals. She stated they are currently evaluating them and hope to pick a contractor by October, and in November they should have 90% of their drawings on how they will approach the project and will report to the MAC, if there is time, in November or December and bring the contractor in to give a quick presentation on how they are going to proceed.

Ms. Craig stated Shore Acres playground has been repainted on August 18<sup>th</sup>, and kudos to the MAC for the good turn out, thanking Council members Mason, Garcia, and Kopitar for helping out. She stated Criterion also made a good showing. Ms. Craig stated it gave her the idea that she'd like to get some of the companies that are Community Advisory Panel (CAP) members to do more for the community, and join forces; she has started looking for ideas on how that can be done.

Ms. Craig stated after talking with Councilman Stevenson after the last meeting, one of the ways the PG&E/Shell Pond team is helping out is they have joined with the Adopt-a-Road program, adopting the road from McAvoy Harbor up to Willow Pass Road.

Ms. Craig stated she also wanted to remind everyone that PG&E is sponsoring a non-profit to come from Maryland to Shore Acres to do a week long, hands-on program called

‘The Wonders of Wetlands’ to teach the kids about wetlands. She stated she hopes to extend that program to Rio Vista and Bel Air elementary schools next year. Ms. Craig stated she invites people to come check it out, that Councilwoman Mason is attending quite a few of the events. She stated that on that Wednesday she is hoping that Supervisor Glover or Mr. Diokno will be able to come as they are having a lunch with the teachers, educators, and the Gateway kids. She stated on Friday, they have reserved the whole day to do a ‘Boot-camp’ event for 30 kids from Gateway to do all kinds of wetlands activities. Ms. Craig stated she would send the MAC members an email to remind them as she’d love to see them all there.

Councilwoman Zumwalt asked when this was happening, and Ms. Craig stated it was September 17<sup>th</sup> through the 22<sup>nd</sup>, running all day.

**f. At this time Sheriff’s Deputy England arrived**

Deputy England distributed copies of the Monthly Report for August, and stated Deputy Marchese had asked him to stop by to deliver the reports. He stated everyone was very busy because of the incident in Alamo on Hwy. 68 with the CHP officer. He stated long story short, it was a traffic enforcement stop where the CHP officer walked to the car and the subject pulled out a gun and shot the officer in the head, and it had gone through his spine. Deputy England stated the officer is on life-support but they are 99.9% sure that he is going to pass away. He stated it had been a tragic day, and that is why CHP isn’t here tonight.

Deputy England stated Deputy Marhese had stated that the Lieutenant will be here next week.

The Council asked about Deputy England and he stated he works here in Bay Point on Mondays and Tuesdays, usually out here with Deputy Marchese.

Mr. Diokno asked about the new Commander’s name, and Deputy England stated it was Lt. Villalobos. He stated he had been the Police Chief of the Military Base, and believes he will start next week for the Sheriff’s Dept.

Councilwoman Zumwalt asked about gunfire they had heard on Pomo, and Deputy England stated they had received calls Monday about 3:00am; they located and pulled a vehicle over on Riverside; and the gist of the story is he had gotten beat-up and had decided to go home, get his gun, and there was exchange of gunfire when he saw the guy on the street. He stated the only guy they found was the guy in the car with the gun and he is in Martinez right now. Deputy England stated he knows a house had a couple of bullet holes in it.

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

**a. Citizen of the Month Awards – Councilwoman Garcia**

Councilwoman Garcia stated she wanted to thank someone who has done a lot of good work in our community, and puts up with a lot of grief sometimes; and presented a Certificate of Appreciation Award to:

- \* Mrs. Tina Gonzalez

## **7. Items for Discussion and/or Action**

### **a. County File #BP12-00009 Small business in residential area**

Chairman Tremaine read what the comments were on the application:

*“Applicant requests approval to establish a home business to collect wood pallets and deliver to off-site recycling facilities.”*

Chairman Tremaine stated this is a parcel of land in the Enes/Ambrose subdivision.

Councilman Stevenson stated they used to get these things in the mail and email, and had more time to look over them.

Chairman Tremaine stated he has been speaking with the county about sending them to all the MAC members as PDFs; the MAC is not going to have a representative come and explain these anymore; they may have someone come in that is an interested party to make their appeal. He stated this actually was to be voted on at last month’s meeting, but unfortunately it didn’t arrive by mail until a week before this meeting.

Councilman Stevenson stated he still didn’t know how they were supposed to vote on something they don’t know anything about.

Mr. Diokno stated it wasn’t necessary to vote on it, but they could comment on it; that he would take notes as best as he could and relay the information to Public Works, Conservation & Development. He stated it was a matter of not having the budget to pay time for staff members. He stated the location is on Enes Ave.

The Council members studied application and map, and there was a discussion of the application including:

- \* The lot (parcel) number being different than applicants address
- \* If the fire department had made comments about application, as storing wood pallets might be a fire hazard
- \* No input from the neighbors about what they think
- \* If Zoning was required to notify neighbors
- \* Missing Ms. Maureen Toms’ (County staff) presence and insight
- \* No information included with application i.e. hours of operations, truck traffic, what kind of equipment would be used on site, etc.
- \* Exact location and size of lot; need to see for themselves the site
- \* If this was suitable for a residential area

Mr. Diokno asked if it was alright to tell county staff that it is difficult for the Council to make a decision without anyone to provide more information and answer questions.

Chairman Tremaine stated he wanted to make the point that this was supposed to have been discussed at the last meeting, so he doesn't know if they've gone ahead with the application or not, but they hadn't given any input because they hadn't received the information in time; barely getting it in time to make this meeting. He stated he has also asked the county to start emailing all the MAC members PDF copies. Chairman Tremaine stated he didn't know what recourse they had if MAC members had questions. He stated they are on their own to read and understand these ahead of the meeting.

Mr. Diokno stated he'd taken notes and will relay comments to county staff, and asked if it would be accurate to say if there had been a vote tonight it would not have passed; consensus was it would not have passed.

Chairman Tremaine asked Mr. Diokno that along with the MAC's comments, would he also ask the county if the MAC couldn't receive applications in a timelier manner giving them more than just a week to look them over.

Mr. Diokno stated that in speaking from his experience as a former Pittsburg Planning Commission member, a week is about all the time they had to look over any projects that came before them.

Councilwoman Zumwalt stated it would be best if they could email the PDF files, and include a contact number if the members had any questions.

Mr. Diokno stated that there is a project for discussion for next month, and that staff planner has already contacted them and given members the materials. He stated that procedure wise that is the better way to handle it.

Councilwoman Garcia stated that at least this person had applied for the home business, as there are plenty of home businesses out there being run without a permit. She stated she wouldn't say that she wouldn't have approved of the application, she would want more information.

Chairman Tremaine stated he would also like to see the county encourage the applicants to attend the MAC meeting and be available to tell us their thoughts and answer the Council's questions.

Chairman Tremaine stated the present way it is being done is going to stay dysfunctional until some changes are made.

**8. Committee Reports** The MAC received the following reports:

**a. CAP – Councilwoman Kopitar**

Councilwoman Kopitar stated the CAP meeting was held at Henkel where they had a wonderful, informative tour.

**b. Code Enforcement – Chairman Tremaine**

Chairman Tremaine stated they didn't have a meeting last month, but will have one this month. He stated that in driving around neighborhoods looking for illegal dumping, it looks like Suisun and Pullman have gone backwards; they looked like they were being cleaned up for awhile but people have seemingly learned to determine the line-of-sight of the cameras and dumping where the cameras can't see them; especially behind the cameras. Chairman Tremaine stated he will be sharing his observations at tomorrow's Code meeting, 10:30am at Supervisor Glover's office.

**c. Adopt a Road – Councilman Stevenson**

Councilman Stevenson stated they are going to need to have meeting with county staff to train the groups like PG&E and the Cheerleaders that have recently joined. He stated they have another group expected to clean Alves Lane also. Councilman Stevenson stated they just about have all the areas covered; all their target sites with the exception of Port Chicago up to Nichols have been adopted.

Ms. Craig stated she would ask General Chemical if they would be willing to join as they have trucks going up & down Port Chicago too.

Mr. Diokno stated there is a truck storage/maintenance company (Royal Truck Co.) they could also ask.

Councilwoman Zumwalt asked if it would be too dangerous to have the kids from the Cheerleading to work on the road, and Councilman Stevenson stated it wasn't going to be the kids rather adult volunteers from that group.

There was a discussion regarding approval of funds to rent a room at Ambrose for the training, and it was suggested they could use Supervisor Glover's Conference room, for free, for up to 20 people. Also, county staff had gone to other locations to have the training convenient for participants.

Ms. Tina Gonzalez asked about her church's area along Canal, that apparently county didn't know they were involved, and Councilman Stevenson stated he had their paper work and wasn't exactly sure of the procedure for informing the county and getting their training set up. Ms. Gonzalez stated they have been cleaning it up anyways.

Mr. Diokno stated they could ask about the procedure at tomorrow's Code meeting.

Chairman Tremaine stated he had spoke with Tony from county and had been told that anything that they want to do as part of the Adopt-a-Road program, whether it is cutting down old dried up plants or whatever, is now acceptable to do. He stated there are no

restrictions on what can be done in the area for Adopt-a-Road.

**d. Schools – Councilwoman Mason**

Councilwoman Mason stated she had met with Superintendent Lawrence and he is going to speak with Mr. Peterson about getting the committee together to meet about what they want to see happening in Bay Point schools; and after he sets a date she will let the MAC know.

Chairman Tremaine stated he found out that the MDUSD Board members are elected district wide, so it's very, very possible, and it exists now, that Bay Point has no representation, even though we are the fastest growing and probably their largest group of kids to be paying attention to. He stated they may want to bring it up that going forward that the Board elects members based on district's community numbers.

Councilwoman Mason stated they had already tried to do that through the Contra Costa County Office of Education as they are the ones to make that decision; and even though *they* are elected by ward they decided MDUSD would not be. She stated that she is running... so maybe we could have our first representative on the school board.

**e. Keller Canyon – Councilwoman Zumwalt**

Councilwoman Zumwalt stated the Board of Supervisors has approved the requests for funding from the Keller Canyon Mitigation Funds and there will be a celebration where Supervisor Glover will meet and congratulate the recipients at the Pittsburg Senior Center on September 20<sup>th</sup>.

Mr. Diokno stated the amount awarded the MAC is the same as it was last year, \$5,000. He stated each recipient usually sends someone from their organization to attend the reception to describe what they do, and it is also a good networking opportunity with all the non-profits that work in Bay Point.

**9. Members' Reports**

Councilwoman Garcia distributed the final budget for fiscal year 2011 – 2012 stating they had spent all their money except \$70.91. She stated they need to spend next year's money wisely and not wait to the last minute. Councilwoman Garcia stated she would like Chairman Tremaine to go with her to get the signs from Ready Print to help choose colors, and also for the promotional items and trophy's she was asked to purchase.

Chairman Tremaine stated there are more people stepping up and volunteering for things like the Adopt-a-Road program, and he would like to see if they could do something collectively once a year to recognize these people. He stated if they lose the momentum of the people who are now helping keep Bay Point cleaned up and doing other things, we're going right back to the way we were a couple of years ago. Chairman Tremaine stated an Appreciation Dinner would be nice.

Mr. Diokno stated that the idea of a dinner or some event is a good one, but the MAC should discuss how they are going to spend their budget of \$5,000; come up with a budget for the year, and if you want to add a celebration put it in the budget.

Chairman Tremaine stated he was thinking the MAC would not be able to afford the event by themselves, but it would be nice to reach out to institutions in the community to see if they might contribute.

Councilwoman Garcia stated it is within their budget to do a small celebration. She stated she briefly touched on sponsoring a National Night Out event at the last meeting, and she would like some funding to go towards that too.

Councilwoman Mason stated she feels, like Mr. Diokno suggested, that they have for a future agenda item a proposed budget for the year; know what they have to play around with, and make decisions before the last minute.

Councilman Corbin stated he also would like to see a yearly budget to work from.

Councilwoman Garcia stated she also wanted to report that she had heard from Allied Waste and they have a final date for the Fall Neighborhood Clean-up, it will be Saturday, October 27<sup>th</sup>, on the Clearland/Willow Pass Rd. property.

Councilwoman Garcia stated lastly she would be starting to work on the newsletter so if anybody has anything for the newsletter to please send it to her. She stated she would like to have something about the Adopt-a-Road program, and thank those people doing the work.

Councilman Stevenson asked what the deadline was for getting that to her and Councilwoman Garcia replied late September.

Councilwoman Zumwalt stated the MAC might consider incorporating the Volunteer Appreciation event with the MAC's December Holiday event; one year they didn't have much of a meeting, but rather served cookies & punch and recognized the local Law & Fire Departments and other members of the community. She stated they have this room already rented for meetings.

Councilman Corbin reported that he had attended the Ambrose Recreation & Park District meeting last month to follow-up on their response to the proposal to have the MAC's rental fees waived. He stated he was given a brash, condescending response; adding that Councilwoman Garcia was removed from being able to have any say in the decision and Councilwoman Kopitar was not present. Councilman Corbin stated it was kind of rude and he was told if the MAC ever wanted to partner up they were willing to help out in any kind of way, but their budget is very limited as well; and the MAC still had money on their books, so the MAC should go back to the Keller Mitigation Fund and see Supervisor Glover if they had funding issues.

## **10. Correspondence.**

Chairman Tremaine reviewed the correspondence and made available for public viewing the following:

- ~ 2 letters from The City of Pittsburg regarding Ambrose Park modifications
- ~ The regular letters from Golden State Water Company

There was a short discussion regarding the jurisdiction and management of the Ambrose Park.

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

- a. Budget – Budget Committee
- b. Teen Garden Corp. – Lee Mason & teens
- c. City of Pittsburg to explain Ambrose Park changes
- d. School counselor to share changes in college requirements
- e. County staff to share report of possible environmental hazards at General Chemical
- f. East County Alcohol Coalition – Erin Johnson

## **12. Adjourn to meeting scheduled for Tuesday, September 4<sup>th</sup>, 2012, 7:00pm, at Ambrose Community Center's 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.