

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, January 5, 2010

Council Members Garcia, Kopitar, Magleby, Mason, Stevenson, Tremaine, and Zumwalt were present.
*Council Member Garcia arrived at 7:09pm.

Others present: Ed Diokno of Supervisor Glover's office, Maureen Toms of County Redevelopment, John Greitzer of County Department of Conservation and Development, James Wogan of MDUSD, Megan Joseph of East County Alcohol Policy Coalition, Officer Godman of the California Highway Patrol, and Lt. Mahoney of the Sheriff's Dept.

- 1. Call to Order / Pledge of Allegiance** led by outgoing MAC Chairwoman, Vicki Zumwalt.
- 2. Election and swearing in of 2010 MAC Officers, Chair, Vice Chair, Secretary, and Treasurer.**

Floor was opened for nominations of Chairperson.

Nomination of Debra Mason made by Vicki Zumwalt and seconded by Charles Tremaine.

Nomination of Sterling Stevenson made by Gloria Magleby and seconded by Terrilynn Kopitar.

Secret Ballots were read aloud by Mr. Diokno and tallied by Debra Giles, result:
Debra Mason 3, Sterling Stevenson 3.

Councilwoman Garcia had arrived in the meantime and the vote was repeated, result:
Debra Mason 3, Sterling Stevenson 4

Chairwoman Zumwalt announced and congratulated the new Chair, Sterling Stevenson.

Chairwoman Zumwalt opened the floor for Vice Chair nominations.

Nomination of Debra Mason made by Charles Tremaine and seconded by Vicki Zumwalt.

Motion carried 7 – 0; Chairwoman Zumwalt announced and congratulated the new Vice Chair, Debra Mason.

Chairwoman Zumwalt opened the floor for nominations for Treasurer.

Nomination of Vickie Zumwalt made by Debra Mason and declined.

Nomination of Eva Garcia made by Gloria Magleby and seconded by Vicki Zumwalt.

Motion carried 7 – 0; Chairwoman Zumwalt announced and congratulated Eva Garcia for her re-election as Treasurer, and shared her appreciation of the work done in the year past.

Chairwoman Zumwalt opened the floor for nominations for Secretary.

Nomination of Terrillynn Kopitar made by Charles Tremaine and seconded by Eva Garcia.

Motion carried 7 – 0; Chairwoman Zumwalt announced and congratulated Terrillynn Kopitar for her re-election as Secretary, and thanked her for her past year’s work.

3. Brief Comments from outgoing Chair – Vicki Zumwalt

Outgoing Chairwoman Zumwalt stated as Chair for the last two years it had been her privilege to serve the Bay Point Community at the pleasure of our Supervisor, Federal Glover, and thanking him for having faith in her to be placed on the Council. She also thanked Ed Diokno for his support while she served as Chair in creating the agendas and many other things. She also thanked Councilwoman Gloria for serving as an “outstanding” Vice Chair, always posting the agendas on time and stepping in and serving as Chair in her absence. She also thanked Debbie Giles for her “fabulous” job as Recording Secretary. She also thanked and acknowledged Eva Garcia for the hard work done on the Newsletters, and she thanked Maureen Toms who gave the Council a Redevelopment Educational Plan early in the year, and shared her knowledge throughout the year; without which the Council would have had a very hard time with the Redevelopment issues.

Outgoing Chairwoman Zumwalt then shared the 2009 Annual Board Report of the Bay Point Municipal Advisory Council she had prepared, which will go to Supervisor Glover and the County Board of Supervisors to report what had been accomplished during the past year, and propose a work plan for 2010.

Councilwoman Magleby stated the Board Report was very well done in showing the Board’s accomplishments.

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

Council members were then sworn in by Supervisor Glover’s representative, Mr. Ed Diokno.

4. Brief Comments from new Chair – Sterling Stevenson

Chairman Stevenson thanked the members of the Council for giving him this opportunity to serve in this office, and stated he holds this position dearly to his heart. He stated he couldn’t guarantee he will be as efficient as Councilwoman Zumwalt had been for the last two years, but that he will do the best he can to serve as the Chair of this Advisory Council.

5. Treasurer’s Report Indicating MAC Balance

Councilwoman Garcia stated she did not have the report, that she had not been in touch with Lynn (from Supervisor Glover’s office), but that she will have one done for next month’s meeting.

6. Approval of January 5, 2010 Agenda.

Motion made by Councilwoman Magleby to approve the January 5, 2010 agenda. Seconded by Councilwoman Garcia. Motion carried 7 – 0; Council Members Garcia, Kopitar, Magleby, Mason, Tremaine, Stevenson, and Zumwalt voting “yes”.

7. Consent Items.

- a. Approval of monthly Recording Secretary invoice - \$120.00
- b. Approval for costs of Bay Point residents Newsletter - \$4,216.43
- c. ~~Review Record of Actions of December 1, 2009~~ – removed for discussion

Motion made by Councilwoman Garcia to remove item ‘c’ from the Consent Calendar as she had a question about it. Seconded by Councilwoman Zumwalt. Motion carried 7 – 0; Council Members Garcia, Kopitar, Magleby, Mason, Tremaine, Stevenson, and Zumwalt voting “yes”.

Motion made by Councilwoman Mason to approve items ‘a’ and ‘b’ of the Consent Calendar. Seconded by Councilwoman Garcia. Motion carried 7 – 0; Council Members Garcia, Kopitar, Magleby, Mason, Tremaine, Stevenson, and Zumwalt voting “yes”.

8. Review Record of Actions for December 1, 2009.

Councilwoman Garcia asked about #4, under Public Comments; she stated she couldn’t remember if it was Chairwoman Zumwalt (as recorded) or Councilmember Mason who had read the letter that was submitted into the record.

Recording Secretary, Debra Giles, stated it was Chairwoman Zumwalt; it was on the recorded tape.

Motion made by Councilwoman Mason to approve the Record of Actions for December 1, 2009. Seconded by Councilwoman Garcia. Motion carried 7 – 0; Council Members Garcia, Kopitar, Magleby, Mason, Tremaine, Stevenson, and Zumwalt voting “yes”.

9. Public Comments:

Councilwoman Mason stated she wanted to share that Mr. Art Chomer had passed away on Dec. 24th. She stated he had been Chair of the PAC for a long time, had made many, many contributions to the community, and she just wanted to take a moment to honor him and all things he had done.

Councilwoman Magleby stated she would also like to have tonight’s meeting adjourned in memory of Art Chomer.

Mr. Michael Kerr, resident, stated he wanted to congratulate all the new officers, and thank Councilwoman Zumwalt for doing a really great job the last two years. He stated that for part of the Christmas Tree Lighting that occurred at the Center for the holidays, the Bay Point Garden Club had displayed luminaries along Willow Pass Road, and that many local businesses had donated cans of food, mainly tuna, to anchor the paper bags that had candles in them to make the luminaries. He stated that he is the person in charge of distributing all the canned goods now, like 250 cans of tuna, and he has made a kind of food pantry out of his house. Mr. Kerr made available

a flyer for anyone interested in receiving or donating food, to contact him. He stated he is also looking for fresh fruits if anyone in Bay Point has fruit trees with fruit that is going to waste.

Mrs.Carolynne Born introduced herself as Membership Chair of the Ambrose Lions Club, and stated she had come tonight to wish everyone a Happy New Year and announce their kick-off event for 2010, a Gourmet Pasta Dinner Fundraiser, on January 23rd, at the Lions Blind Center in Pittsburg, benefiting service projects including Bay Point. She gave a brief description of the dinner and encouraged everyone to attend and help support the effort; they are trying to rebuild and work up to doing a large crab feed as they had done in past years.

Mrs. Born stated that along with the Tree Lighting ceremony at Ambrose, they had begun the day with a Breakfast with Santa prepared by members of the Lions Club, making about 700 pancakes, for about 300 residents. Mrs. Born stated they also did a Christmas Food Basket program, providing Turkey Dinner fixings for 50 Bay Point families. She acknowledged and thanked Criterion Catalysts and Henkel for coming alongside as corporate sponsors for those events. Mrs. Born stated they have the Spring Carnival coming up in April; directly contributing to their scholarship program they do every May with Mt. Diablo and Pittsburg High Schools to provide scholarships for graduating seniors. She stated she wanted not to just invite people to participate in their fundraising efforts, but to also join the Lions Club, the only service club in Bay Point.

Mrs. Vivian Lisa stated she was a volunteer for PICES, Pittsburg emergency food service, located at 585 W. 10th Street in Pittsburg; open on Mondays, Wednesdays, and Fridays from 1pm – 3pm; where people who are really in need receive boxes of food for free. She stated unlike Mr. Kerr’s pantry, this food pantry has been around for 30 years serving Pittsburg and Bay Point residents.

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

a. Contra Costa County Sheriff’s Department

Lt. Mahoney passed out copies and reviewed the statistics for the month of December 2009, including comparisons from the same time last year.

Lt. Mahoney stated residential burglaries are down to 13 compared to 29 the previous month. He stated the J team had been here for a month, and between them, the Residential Deputies, and Investigations, they had really made a dent; two arrests made while in progress, one arrest for receiving stolen property, and a correlating 15 drug arrests were made.

Lt. Mahoney reported on Holiday Heroes program held Dec. 5th, where they are taken out to breakfast and then to Walmart to shop with gift cards for their families and themselves. He stated the annual Toy Giveaway with a really nice turkey dinner this year on Dec. 12th, and went really well; not with the same kind of turn out as the year before, but the bad weather probably influenced that.

Councilwoman Magleby asked about a situation at her house where the officer responding to a car burglary told them they didn’t handle things like that anymore, that the most they could offer was a website where they could file a report online.

Lt. Mahoney stated he would look into it and get back to her.

Councilman Tremaine asked about seeing police cars from other cities like Moraga, Danville, and Lafayette driving in Bay Point, and what they might be doing.

Lt. Mahoney stated police from those cities will come in and serve search warrants, and that's more than likely what they are doing. He stated sometimes if they have a situation where they need a canine they may call for one from another city, if their county canine unit is unavailable.

Councilwoman Kopitar asked how many kids were able to go shopping in the Holiday Heroes program.

Lt. Mahoney stated 5 or 6 kids from Contra Costa County participated, and 2 of those were from Bay Point.

Councilwoman Garcia shared about her family knowing one of the families that benefited from the Holiday Heroes program, and that we might think that there aren't enough kids participating, but that the program is really awesome and valuable for the families involved.

Chairman Stevenson stated that the Sheriff's visibility in our community is really appreciated, and helps in reducing crime because of their presence and participation in our community.

b. California State Highway Patrol

Officer Joe Godman stated during their reporting period, Dec. 1st through Dec. 31st, on Bailey Rd., Willow Pass Rd., and Port Chicago Hwy., 142 citations were issued, and 16 DUI arrests were made. He also reported 3 new officers have been added this month to the special unit he works in, and part of their job is deployment of the radar trailer, which is parked anywhere there is a perceived speeding problem. He stated what he needs is input from the community about where the radar trailer is needed; surface streets and residential areas, to remind people about the speed limit.

Several locations were suggested by Council members and audience and there was a discussion regarding traffic issues, particularly speeding, on Riverside Drive.

c. Redevelopment Staff Report – Maureen Toms

Ms. Maureen Toms of Contra Costa Redevelopment reported:

1. Old Business: Consider recommendations regarding the AB1290 Implementation Plan FY 2009/10 to FY 2014/15. Ms. Toms stated this is a requirement of Redevelopment law, where they put into a report that goes to the Board of Supervisors and is recorded for the State about what their goals are in Redevelopment areas and the expenditure of funds; how those funds will meet their goals, and also alleviate blight.

Motion made by Councilwoman Magleby to approve the AB1290 Implementation Plan. Seconded by Councilwoman Garcia. Motion carried 7 – 0; Council Members Garcia, Kopitar, Magleby, Mason, Tremaine, Stevenson, and Zumwalt voting “yes”.

2. New Business: Consideration of Land Use Permit #09-2074, a request to establish a new telecommunications facility. Installation of nine antennas with availability for three future antennas along with four cabinets with availability for three future cabinets. The

subject site is located at 761 Port Chicago Highway (ITW, Illinois Tool Works building), Bay Point (APN 098-250-017). Ms. Toms stated these are pretty common antennas that are attached to buildings in strategic locations where cellular providers might have missing links within their systems. She stated this is intended to help close some gaps AT&T has in their coverage in this area.

There was a viewing of design plans and discussion regarding the location of the building, the location of the antennas, the visibility of the antennas, the size of the antennas, and the appearance of the antennas.

Motion made by Councilwoman Mason to approve the request to establish a new telecommunications facility, Land Use Permit #09-2074. Seconded by Councilwoman Magleby. Motion carried 7 – 0; Council Members Garcia, Kopitar, Magleby, Mason, Tremaine, Stevenson, and Zumwalt voting “yes”.

3. New Business: Consideration of Land Use Permit #09-2071, a request to establish a big rig truck yard incorporating a new office building and facility for refueling. The subject site is located at 575 Nichols, Bay Point (APN 099-040-020). She stated it is outside the Redevelopment area, but she has had some conversations with the applicant and what they are proposing is building a 19,000 square foot tilt-up building containing a trailer maintenance shop, plus 2 floors for administrative offices and a safety department; the yard will have a wash rack, fueling island, and parking for trailers and driver’s vehicles.

The applicant, Ken Defries, Processor for Royal Trucking introduced himself and stated the company was started in 1965, and described some of the operations of the company, what goes on currently at their site in Concord, and hopefully what will occur here also.

There was a lengthy discussion including: the amount of trucks on community streets as Port Chicago Hwy. has been closed to traffic West of Nichols, timing of trucks traveling on Bay Point Roads, traffic flow, the possibility of increased numbers once the economy gets better, the business of refueling big rigs, above ground tanks for the fuels, requirement of environmental studies to be completed, other environmental issues, what the site will look like, how it will affect nearby neighborhoods (noise), and how many employees will be needed at site (possible office and yard jobs for residents).

It was decided to table this item to next month’s agenda to look at again after further investigation by the Ms. Toms of Redevelopment and an opportunity to look at other agencies comments regarding this project.

4. New Business: Consider providing comments to the Department of Conservation and Development regarding proposed changes to the residential second unit ordinance. Ms Toms stated the Board of Supervisors had asked staff to look at the second unit ordinance to find ways to get more applications in (i.e. granny units, in-law units, etc.). She explained the modification of language so that only one additional parking space is required, allowing ‘barn’ units, as compatible with the neighborhood, and some other small changes; a lot of “clean-up items”.

Motion made by Councilwoman Zumwalt to support the recommendations regarding proposed changes to the Residential Second Unit Ordinance. Seconded by Councilwoman Mason. Motion carried 7 – 0; Council Members Garcia, Kopitar, Magleby, Mason, Tremaine, Stevenson, and Zumwalt

voting “yes”.

d. Department of Conservation and Development – John Greitzer

1. Railroad Quiet Zone in Bay Point (meaning the railroads would not be permitted to blow their horns at night).

Mr. John Greitzer described the process by which a local community can request setting up a certain area on an active railroad track as a quiet zone; not being permitted to sound their horn at a particular railroad crossing or set of railroad crossings (McAvoy Road), all day or certain times of the day/night; with other safety precautions in place. He stated that a number of people from Bay Point and county have asked them to start this process and they have begun speaking to the Railroad and agencies involved. Mr. Greitzer stated they will be seeking public input regarding this issue.

There was a discussion regarding resident’s complaints, many safety issues, appreciation of the Railroad moving the rail cars parked along Port Chicago Hwy. that had been asked of them, and a majority of comments regarding the enjoyment of hearing the train, and missing the sound of the train even in the middle of the night. Residents Janess Hanson and Vivian Lisa also spoke against the need for a quiet zone.

2. Status of the Bailey Road pedestrian and bicycle project

Mr. Greitzer stated the two alternative projects for improving pedestrian and bicycle safety on Bailey Road had been presented at the public meeting immediately preceding this meeting. He stated public comment was taken and will be reviewed along with the financial aspects of each alternative to be looked at and decided on in the next week or so. Mr. Greitzer stated once they have that plan developed there will another opportunity for public input and he will be sure to keep the Council informed of their progress.

e. Supervisor Federal Glover General Report – Ed Diokno

- Mr. Ed Diokno of Supervisor Glover’s Office stated first of all he wanted to congratulate the new Chair for keeping the meeting moving.
- Mr. Diokno stated this year the new Chair of the Board of Supervisors will be John Gioia of District 1, and District 2 Supervisor Gayle Uilkema will be Vice Chair. He stated they will be formally installed on January 12th.
- Mr. Diokno stated the Supervisor’s office is still taking reservations for his annual Crab Feed which will take place on Jan. 9th. He stated this year it will be held at the Good Shepherd Church Hall off of Harbor, and besides all the crab you can eat there will be appetizers, salad, pasta, sausage, and all the paper towels & wet wipes you might need. He stated music is by the Floorshakers, and if you need tickets for the event to call or visit the Supervisor’s office in Pittsburg.
- Mr. Diokno stated on Jan. 30th, this quarter’s MAC meeting will be held in Discovery Bay, 9am – 1pm, and the host will be the Discovery Bay Community Service District Board. He stated the Council will be given the agenda and notified of the exact site soon.

- Mr. Diokno stated on Feb. 17th the Supervisor is once again sponsoring what has become an annual event, his free grant-writing seminar at Los Medanos College from 8am – 3:30pm.; pre-registration is required at his website, www.cccounty.ca/supervisorglover.
- Mr. Diokno stated the date for this year’s Youth Summit, sponsored by Supervisor Glover, is April 24th, again to be held at Los Medanos College. He stated that last year scores of Bay Point youth were brought over by the Ambrose Teen Center, and other youth groups such as the East County Kids N’ Motion and the Bay Point Allstar Cheerleaders attended the free, day-long event.
- Mr. Diokno stated that this year marks the Supervisor’s 10th year as Bay Point’s county supervisor and his 14th year in public office; and he wants to congratulate the new officers of the MAC. Mr. Diokno stated Bay Point, as we well know, is the largest unincorporated community in the county, and Supervisor Glover appreciates the work done by the MAC members, and he believes it is the hardest working MAC in the county.

11. Presentations. Presentations were made by:

a. Mt. Diablo Unified School District’s Homeless and Foster Youth Program – Mr. James Wogan

Mr. James Wogan, Administrator of Schooling Services, stated he oversees 2 programs in the MDUSD; the Foster Youth Services in existence since 1972, assisting students who live in foster care is successful in school; and HOPE, the Homeless Outreach Program for Education, which he will speak mainly about tonight.

Mr. Wogan distributed brochures about the programs, stated the goal of their HOPE program is very simple, to see students smiling and doing well in school, and briefly described the program including tutoring services, counseling services, social work interns as well as paid staff, enrollment assistance, and work with school administrators and teachers (their greatest resource). He stated their number of homeless students has nearly tripled in 3 years, from 128 to 430 last year; and of that 430, 71 were Bay Point residents. Mr. Wogan stated so far this year they have served 218 homeless students, 36 who are Bay Point residents.

Mr. Wogan shared example of a family they are assisting now from Bay Point, their hardships, their challenges including temporary housing and medical issues, and the need to try to make life reliable for kids to succeed in school. He shared some of the working relations in the community (i.e. Food Bank), and the need for more help, in order to help more.

Mr. Wogan stated Foster youth are dear to his heart, and they are now serving 320 students; and have served over 500; they run similar services, and want to provide stability and more than anything, one caring adult in a child’s life in addition to their care-giver; they have found it to make a big difference. Mr. Wogan stated his office is at Riverview Middle school, trying to assist students in being successful.

Councilwoman Mason stated the CARES/Mt. Diablo After School Program work closely with Mr. Wogan so all homeless and foster care kids are guaranteed a slot in the After School Program, so they have a place to be until 6:00pm, with additional food and caring relationships.

Councilwoman Zumwalt stated she had asked Mr. Wogan to come speak on these programs after he had approached her about getting assistance for their holiday programs, and she wanted people to know about these programs so they will donate all year round; they would be tax deductible donations to a deserving, local program.

b. Youth access to Alcohol – Ms. Megan Joseph of East County Alcohol Policy Coalition

Ms. Megan Joseph stated she was representing the East County Alcohol Policy Coalition, a newly forming community group focusing on reducing youth access to alcohol. Ms. Joseph distributed flyers with information specific to Mt. Diablo High School regarding youth access and consumption of alcohol.

Ms. Joseph stated their first meeting was coming to this very room on Jan. 19th, from 5:30pm – 7:30pm, or a day meeting in Antioch if it would be more convenient. She stated they are trying to bring together people from all areas to the table, to participate equally in working on this very important issue. She stated they are trying to do things differently; not in educating because that is done in the schools, rather action; following an evidence based model already shown successful called ‘Communities Mobilizing for Change in Alcohol’. Ms. Joseph also gave a quick demonstration of several devices marketed towards youth for hiding alcohol, including a flip-flop flask.

12. Items for Discussion and/or Action

a. Discussion on Youth activities in Bay Point – Stevenson

Chairman Stevenson stated there are a lot of different youth organizations in Bay Point operating as islands; and he would like to suggest the MAC work as a collaborator in bringing all these groups and organizations together; exchange ideas and resources, get a better handle on youth issues, and make Bay Point a better place for our youth.

There was a short discussion about the Bay Point Partnership being a good place to start as many youth issues are addressed by different groups at those meetings already.

Councilwoman Garcia stated she believed a good place to start would be the Youth Summit as there are so many resources there; a tremendous amount of information and collaboration there from Bay Point, Pittsburg, and Concord; and it is coming up shortly.

Motion made by Councilwoman Kopitar to make a committee to coordinate with youth organizations. Seconded by Councilwoman Garcia. Motion carried 7 – 0; Council Members Garcia, Kopitar, Magleby, Mason, Tremaine, Stevenson, and Zumwalt voting “yes”.

13. Committee Reports/Member Reports – Deferred to February

14. Correspondence

Councilwoman Zumwalt stated she had one important correspondence addressed to her that she was passing on to Mr. Diokno from a Fire Station, asking for a letter to assist in obtaining a grant, so they could build their new Fire Station.

Councilwoman Kopitar stated there was no other correspondence to report on.

Councilwoman Garcia stated she didn't know if the people who had been nominated for 'Citizen of the Month' had been at the meeting earlier or not, but she would like to propose that the awards be done earlier on in the meeting.

There was a short discussion about the award usually being earlier on the agenda, under presentations, but tonight's was an unusually long agenda including the election of officers.

14. Future Agenda Items.

- a. Budget Report – Treasurer Garcia
- b. Consideration of Land Use Permit #09-2071, a request to establish a big rig truck yard incorporating a new office building and facility for refueling. – Maureen Toms
- c. Discuss MAC meeting starting at 6:30pm – Councilwoman Magleby
- d. Discuss Pre-meetings being the first hour of the MAC meeting – Councilwoman Mason

12. Meeting adjourned in memory of Art Chomer, to meeting scheduled for Tuesday, February 2, 2010, 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.