

GENERAL PURPOSE MEETING

Monday, July 16, 2012

6:00 p.m.

Council members present: Marc Crawford, Vice Chair, Dave Sadoff, John Ryzanych, Matt Turner

Location: Castro Valley Library – 3600 Norbridge Avenue, Castro Valley, CA 94646

Summary Action Minutes

I. **Approval of Minutes** - April 2012

A motion was made by John Ryzanych and seconded by Dave Sadoff that the minutes of April 16, 2012 be approved as submitted. Motion passed 4/0; Cheryl Miraglia, Sheila Cunha, excused

II. **Application of Alameda County Charter Section 66 to appointees on County Boards and Commissions**

Brian Washington County Counsel, reported on the Alameda County Charter section 66, as it relates to appointees on County Boards and Commissions: The summary of section 66 provides in part:

“No officer or employee shall be interested directly or indirectly in any contract or transaction with the County...”

Board appointees and commissioners that play an advisory role only, such as the Castro Valley Municipal Advisory Council, do not constitute officers for purposes of Section 66.

Speaker

Howard Beckman: Disagrees with Brian Washington’s conclusion regarding Section 66. This conflict of interest has been misread by County Counsel makes it difficult to find good people to serve in various positions.

III. **Social Media** – County Counsel

Brian Washington, County Counsel gave a brief update on the MACs ability to use Social Media.

There are three (3) main legal issues:

1) First amendment: a public entity cannot restrict comments in a public forum (webpage) unless the restrictions serve a compelling state interest. You cannot delete critical comments or comments you do not like; a solution would be to not allow postings at all; could possibly set some policy of what is appropriate and inappropriate. (City of West Hollywood policy regarding social media available for review as a reference)

2) The Brown Act: Use of social media must comply with the Brown Act, cannot participate in public postings and express public views. You may receive comments, but not respond to any comments.

III. Social Media – (continued)

3) Public Records Act: As a public entity things that are posted are public record, and make sure that it is clear that the postings are public record and maintain those records.

Marc Crawford stated that the idea came from creating a Facebook page to engage the public.

Speaker

Cheryl Parry: Stated that a social media sight like Facebook could be a real slippery slope because of the things that could be posted, however a website and an e-mail list would be great.

IV. Update on the Dissolution of the Redevelopment Agency

Eileen Dalton, Successor Agency /Community Development Agency, reported that the RDA formed in year 2000, RDA were dissolved statewide as of February 1, 2012. Two capital projects survived the dissolution: 1) Castro Valley Boulevard improvements and 2) Ashland Youth Center because they were under construction. Economic development and citizens advisory committees were affected by the dissolution as well.

In addition, Supervisor Chan and Supervisor Miley introduced and the Board of Supervisors committed to spending up to \$18 million dollar per year of the funds the County will receive back from the State in the unincorporated areas for the next five (5) years.

As a result of AB 1484 the States' Clean-up bill for RDA the County: 1) after successful completion of a double audit process will be able to expend bond proceeds and 2) retain twelve parcels of land from the former Redevelopment Agency.

V. Update on the Castro Valley and Redwood Road Improvements

Bill Lepere, Deputy Director, Public Works Agency presented an oral report on the Castro Valley Boulevard and Redwood Road improvement projects.

The Agency will be pouring the sidewalks and driveways in the next two (2) weeks, from Redwood Road up to Santa Maria; From Santa Maria to San Miguel, light poles are being installed, and then sidewalk will be poured. The Agency plan is to have the completion of all of the sidewalks by the end of August.

The completion of all signals and sidewalks should be done by November 2012, except for the architectural work, some of the artwork will not be completed. Signals, sidewalks and movements in the intersections will be operable.

Redwood Road sewer installation up to Mabel will begin soon.

Bill Lepere stated that a traffic study will be completed once Castro Valley Boulevard is finished. The County will study the Strobridge intersection as well as many other intersections. There will be a public process regarding the study, which has yet to be scheduled.

Speakers

Bob Mendez: Supports residents of Hobert Street in keeping the closure.

Walter Blake: Hobert Street resident, - in favor of keeping the closure

James Heinreich: Two issues need to deal with signal lights when you come off the freeway at Redwood Road. Should wait until 238 is complete before they complete the study

Jim Hausner: Castro Valley traffic circulation study is underway right now, has letters from the Director of Public Works stating this, and additionally, a report will be before the MAC after its completion this fall. Regarding Castro Valley Boulevard, pedestrian access Redwood Road to Santa Maria is closed, was not part of the original plan.

Patricia Williams: Resident of Hobert Street has had several traffic issues in the past on her street before the closure, including several hit and runs and abandoned vehicles. He is in favor of keeping the closure.

Derek Hudson: Resident of Hobert Street, in favor of keeping the street closed. There were several vehicle break ins when the street was open in front of his house.

VI. PUBLIC COMMENT

Kate Lane: Castro Valley resident, is there anything that can be done about unsightly billboards.

Eileen Dalton stated that there is a billboard ordinance that will not allow anymore billboards in the County unless they are part of the relocation program for the billboards. This is an active project and a report will be coming to the MAC shortly.

Supervisor Miley announced the newest MAC member Aileen Chong-Jeung.

Supervisor Miley thanked the MAC for their service, and acknowthey put in a lot of time

Adjourn

Next meeting date: September 17, 2012