

GENERAL PURPOSE MEETING

Monday, March 19, 2012

6:00 p.m.

Council members present: Cheryl Miraglia - Chair, Marc Crawford - Vice Chair, Dave Sadoff, Sheila Cunha, John Ryzanych, Matt Turner

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

Summary Action Minutes

I. **Approval of Minutes** - January 30, 2012

A motion was made by Dave Sadoff and seconded by Sheila Cunha that the minutes of January 30, 2011 be accepted as corrected. Motion passed 6/0.

II. **Announcement of telecommunications public hearing**

Supervisor Nate Miley announced that there will be a telecommunications hearing hosted by District 4 and the Alameda County Consumer Affairs Commission, to be held on Thursday, March 29, 2012 from 1:00 pm to 3:00 p.m. The purpose of the hearing is for citizens to voice their concerns to the industry of telecommunications professionals and to provide more transparency. The meeting will be held in Oakland, at the Board of Supervisors Chambers, 1221 Oak Street, Oakland, California.

III. **Law Enforcement/Traffic Reports**

Officer D. Jackowitz, California Highway Patrol, presented [statistics](#) on their activity in the unincorporated for the year 2011. Highlights of the report include:

April is “Distracted Driver Awareness Month”
Teen Driver Safety Class
Special Enforcement Unit

In response to questions by Council members, Officer Jackowitz stated:

- CHP will track citing for cell phone use in the future
- He will try to break out statistics for calls that are not on the freeway; and of the fourteen percent (14%) of drunk drivers, how many were in Castro Valley;
- Current Staffing is approximately forty-five (45) persons, There was an academy that began on January 9, 2012 with 125 cadets.
- For seniors drivers who may not be able to drive safely anymore, submit a priority evaluation form to DMV
- For complaints about the CHP's use of the public address system, he will make a note of the complaint and raise the issue with the officers who patrol the area.

Dave Sadoff informed the CHP about teenSMART program that consists of CD-Rom and DVD's and a Certification test. It's a useful tool for teens and you can receive a discount on auto insurance with some companies. Marc Crawford agreed.

III. Law Enforcement/Traffic Reports (continued)

Deputy Jim LaRosa, Alameda County Sheriff's Office, COPP SHOPP, presented the Sheriff's Office activities in the unincorporated area for 2011. The Sheriff's Office received 89,000 calls for service last year. The Sheriff's Office continues the Shoulder Tap operation as well as Tobacco Decoys monthly. The Sheriff's Office will also begin the Explorer Program for teens between ages of 14 and 21 to participate on non hazardous law enforcement activities. More information on the Explorer Program will be given at the next update. Patrols for Castro Valley are two (2) in east Castro Valley, two (2) in west Castro Valley for each shift of 12 hours.

IV. Castro Valley Boulevard Artwork

Rachel Osajima, Executive Director, Alameda County Art Commission, presented background and current information on the Castro Valley Boulevard Streetscape Artwork. In addition, Ms. Osajima played a DVD approximately ten (10) minutes long, which described the entire process for the artwork for the streetscape.

Discussion

Council members had a discussion regarding the material to be used for the artwork being changed from limestone to granite by the Art Commissions as recommended by because it was determined by the Art Work Selection Panel that the granite was more durable. Discussion included whether there was a sufficient public process that allowed the changes to be vetted by the community.

Recommendation from Castro Valley MAC:

Cheryl Miraglia made a motion, seconded by Matt Turner to recommend that the Art Commission investigate the possibility and feasibility of other materials that would be more true to the intent of the artwork vetted in the original viewing and still be durable as well as investigate whether or not it has the legal capability to alter the contract with the artist. If possible, the materials should be changed accordingly. If not possible, then the CVMAC would like to formally state that while the ultimate artwork may be acceptable, the Commission should engage in more transparency in the future and make a concerted effort in public outreach whenever changes are made after a vetting process. This should be done by actually showing the changes being contemplated as well as describing them in writing. This should be done as standard procedure throughout the County but especially in Castro Valley. Motion passed 6/0.

V. Code Enforcement Report – Code Enforcement

Tona Henninger, Code Enforcement Officer gave an update on staffing and code enforcement activities since her last report in November 2011. There are three (3) staff covering Castro Valley; in the commercial corridor Code Enforcement has pursued cases regarding graffiti and blight. The illegal businesses on Charlene Way were contacted and are now gone

Discussion

Council members had a discussion regarding a dining establishment in Castro Valley which was reported to have live music but, however did not have a permit to host any live entertainment events. The discussion included reports that the establishment has always held live entertainment events in the past and were never required to have a license or permit. Council members felt the permit process for the establishment could present an undue burden.

Ms. Henninger stated that she was required to investigate the complaint and unless proof was provided that the events had been going on for a period of time and no license or permit was required at the time, code enforcement would not require the establishment to apply for the permit.

Recommendation from MAC Council:

Council members recommended that Code Enforcement research the matter and return findings to the Castro Valley Municipal Advisory Council at a subsequent meeting before rendering a decision on whether or not the establishment should apply for a permit.

VI. Discussion of stand-alone donation stations

Council members had a discussion regarding stand alone donation boxes that have been appearing all over Castro Valley, which are used to donate items to various non-profit groups.

Recommendation from MAC Council

Marc Crawford made a motion seconded by Sheila Cunha, that Code Enforcement research the development of an ordinance to limit the number of donation stations, and limit where they can be placed throughout the unincorporated area, also to include distance requirements and a permit with fee, to place donation station in certain areas. Motion passed 6/0.

Adjourn

The meeting was adjourned to April 16, 2012.