

GENERAL PURPOSE MEETING

Monday, October 21, 2013

6:00 p.m.

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

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

Summary Minutes

PUBLIC COMMENT

Marc Crawford announced that the Farmer's Market in Castro Valley is now year round every Saturday from 10am to 2pm

Eden Area Livability Initiative (EALI) will hold a charrette on Saturday, November 16, 2013 from 9:00 am to 1:30 p.m. at the Eden Church on Birch Street in Hayward, CA.

Peter Rosen interested in looking at the feasibility of placing the Daughtrey's building as a downtown Plaza add this to the future agenda.

- I. **Approval of Minutes** - September 16, 2013 – *continued to November 18, 2013*
- II. **Presentation and discussion on Local Agency Formation Commission's (LAFCo) Municipal Service Review for the Fairview Fire Protection District**

Mona Palacios, LAFCo Executive Officer, County Administrator's Office, presented background information on LAFCo. LAFCos are state agencies that are charged with looking at boundaries of local agencies in the County, which are cities and special district. The broad outline of LAFCo's is to ensure the orderly formation of local government agencies to preserve agricultural lands and open space and discourage urban sprawl.

Alameda County LAFCo is made up of 11 members, 7 regular and 4 alternates, comprised of members appointed by county supervisors, mayors and special districts.

LAFCO has drafted a plan called Sphere of Influence for the Fairview Fire Protection District. The Municipal Service Review for Fairview Fire Protection District information was provided to the Council. The project consultant made a recommendation for a zero sphere of influence based on the analysis of the consultants.

Ms. Palacios will take any comments from the Council regarding the review.

Council comments

Marc Crawford: Would it take a majority vote of the people for dissolution of an agency?
Mona Palacios: Yes it would take a majority vote of the people.

Dave Sadoff: In reference to potential savings of \$100,000 from option 4: Alameda County to contract with the City of Hayward Fire Department - where did that figure come from?

Mona Palacios: That amount is from the financial reports that the district puts out; various line items were determined not to be recurring costs would be the potential savings.

Dave Sadoff: IS there consideration of loss of local control in the plan?

Mona Palacios: Yes. The board considers community input, and the consensus of the community is that the do not want to lose local control.

John Ryzanych: Is the \$100,000 savings significant?

Mona Palacios: That amount is significant enough to report to the commission.

Cheryl Miraglia gave some history on the Fairview Fire District. There was an effort to get better fire protection in Five Canyons, and in 1997 there was only a steep EVA road access and; the Board was petitioned to enter into a mutual aid agreement with Alameda County and the District, however the contract never went into effect.

The Five Canyons developer added a fire station in Five Canyons to augment the one in the Fairview District. The Fairview Fire Protection District decided to open a new station and close the old station without a study and based solely on financial reasons.

In terms of local control, the majority of people in Five Canyons, a lot of people do not identify with the Fairview Fire District;

Cheryl Miraglia made a motion, seconded by Sheila Cunha, that LAFCO assign a zero sphere of influence to the Fairview Fire District; thereby Alameda County takeover the fire station already owned by the County for fire service to Five Canyons and other unincorporated areas of Alameda County; Alameda County contract with the City of Hayward for any other areas of Fairview that would be better served by Hayward Fire Department; Fairview Community Advisory Council (CAC) be formed to advise the County on fire protection issues in Fairview; and to ensure that the \$4 million dollar surplus currently in reserves remain in the Fairview District.

Motion passed 7/0

III. Discussion of Grovenor Drive gate options

Art Carrera, Assistant Director, Public Works Agency, presented a memo containing background information and recommendations concerning the Grovenor Drive access to Lake Chabot Park.

In 1959 Grovenor Drive in Castro Valley was a County maintained road, and a fence and fire gate was installed at the end of the street as part of tract improvement. In 1975 the Alameda County Board of Supervisors adopted a resolution authorizing the Public Works Agency to repair an unauthorized opening in the fence which was creating a nuisance. In July 2013, the East Bay Regional Park District (EBRPD) installed a pedestrian gate in the County's fence. On September 4, 2013, the Director of Public Works authorized the gate chained and locked until EBRPD held a public meeting to determine whether or not to allow public access.

It is recommended by the Public Works Agency that:

- 1) The Castro Valley Municipal Advisory Council convene a public process to determine the community's interest in allowing park access through the fence at the end of Grovenor Drive; and

- 2) EBRPD undertake a study to ensure feasibility of gate, and additionally if a change to allow park access is proposed, that EBRPD mitigate any impacts associated with the proposed change in access.

Speakers

Harvey Grasso: Allow park access.

Ted Ritchie: Allow park access.

Ellen Griffin: Allow park access.

Will Stein: Allow park access.

Michael Delaney: Do not allow park access.

Jill Dutchover: Do not allow park access.

Angela Wilhelm: Allow park access.

Wayne Dutchover: Do not allow park access.

Michael Singer: Allow park access.

Peter Rosen: Allow park access.

Kim Gorski: Do not allow park access.

Chris Degeorge: Allow park access.

Matthew Desanto: Allow park access.

Lindley Ferchel: Allow park access.

Eric Bak: Allow park access.

Catherine Ratto: Allow park access.

Reed Phillips: Allow park access.

Craig Miller: Allow park access.

Deborah Kirk: Allow park access.

Benjamin Miller: Allow park access.

Owen Shannon: Allow park access.

George Phillips: Allow park access.

Richard Chiles: Allow park access.

Gail Woodward-Lopez: Allow park access.

Alanna Crawford: Allow park access.

Philip Long: Allow park access.

Patrick Robles: Allow park access.

Kirsten Severson: Allow park access.

Jack Singer: Allow park access.

Barbara Weakley: Do not allow park access.

Bill Jarvis: Allow park access.

Michelle Korbas: Allow park access.

Benjamin Osborne: Do not allow park access.

Carol Parrish: Allow park access.

Lauren Eastman: Allow park access.

Elana Poggi: Do not allow park access.

Bob Nisbet, Assistant General Manager, East Bay Regional Park District, responded to the Grovenor Drive park access issue. Jim O'Connor, Assistant Manager, Operations and Ann Shear, Florence Schultz, and Lt. King from EBRPD were all in attendance and available to answer any questions.

The EBRPD took action with the pedestrian gate because they believed it was there gate.

Councilmember Miraglia made a motion, seconded by Sheila Cunha, that:

- 1) A subcommittee of the CVMAC work with County and EBRPD representatives to expedite the following:
 - a) EBRPD immediately remove reference to Grovenor from its trail map
 - b) Both EBRPD and the County inform transitandtrails.org that Grovenor should be removed as a trail access point from its web site since it is an EVA road never meant for pedestrian access
 - c) the County paint the curb red and indicate fire zone at the end of Grovenor in front of the access
 - d) trash receptacles be installed inside the gate and maintained by EBRPD
 - e) should the required majority of neighbors agree, that the possibility of parking on the block of Grovenor closest to the park be restricted by permit be explored as well as the possibility that residents be issued the permits at no charge with any associated charge to be borne by EBRPD
- 2) When items a-d have been completed the pedestrian gate installed by EBRPD gate should be removed and replaced with one that allows the road to be used as an EVA while providing some access for pedestrians without inviting it – ie to restore the informal neighborhood access
- 3) Opening of the gate is a 6 month pilot program and will be reviewed at the end of six months to see how things are going and if mitigation measures have adequately addressed the issues
- 4) Should EBRPD ever wish to change this EVA to pedestrian access, that it will undertake the necessary study and public outreach and will mitigate any impacts associated with the change in access

Motion passed 7/0.

Council comments:

Cheryl Miraglia reported on the e-mails received by the Goodwill Store. There is not currently an application from Goodwill on file. However, the store is looking at a site on Center Street and East Castro Valley Boulevard. What prompted the e-mails, because a resident of the Ravenwood Condominium complex was circulation fliers in the neighborhood that listed the Castro Valley MAC members contact information if you had concerns about the Goodwill Store. Councilmember Miraglia contacted the distributor of the flier and informed them that they should redo the flier and add their own names.

Marc Crawford informed that the Fire Department is looking at substantial cuts for Castro Valley. The Council should request information from the Fire Department officials regarding the reduction in services

Aileen Chong-Jeung, reported about a proposal that passed at the last EALI governance meeting from Keith Barros, that Fairview, Ashland, Cherryland and San Lorenzo would have representation on the existing MAC Council, however, a subsequent vote overturned it.

The meeting was adjourned to November 18, 2013.