

Discovery Bay P-6 Citizen Advisory Committee



Joseph Selby, Chair

Office of Supervisor Diane Burgis
Contact: Lea Castleberry
3361 Walnut Blvd., Suite 140
Brentwood, CA 94513
925-252-4500

Joseph Selby, Chair
Bob Mankin, Vice Chair
Richard Kane, Committee Member
Gregory McLendon, Committee Member
Gaylin Zeigler, Committee Member

The Discovery Bay P-6 Citizen Advisory Committee serves as an advisory body to the Contra Costa County Board of Supervisors and the Office of the Sheriff.

AGENDA

Special Meeting

**Wednesday, April 14, 2021
6:00p.m.**

To slow the spread of COVID-19, the Contra Costa County Health Officer's Shelter Order prevents public gatherings. In lieu of a public gathering, the Discovery Bay P-6 Citizens Advisory Committee Meeting will be accessible via teleconference to all members of the public as permitted by the Governor's Executive Order N-29-20.

Board meetings can be accessed via Zoom:

<https://ccccounty-us.zoom.us/j/2830849836>

or

**Dial In: (888) 278-0254
Conference code: 142291**

To access the full agenda packet, please visit:

<https://www.contracosta.ca.gov/AgendaCenter/ViewFile/Agenda/3338?html=true>

The Discovery Bay P-6 Citizen Advisory Council will provide reasonable accommodations for persons with disabilities planning to attend the meeting. Please contact Lea Castleberry at least 72 hours before the meeting at (925) 252-4500.

Materials distributed for the meeting are available for viewing at the District III Brentwood Office.

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

2. Approval of Agenda

3. Public Comment (3 minutes per speaker) *Time is allotted under Public Comment for those persons who wish to speak for up to three minutes on any item NOT on the agenda. Persons who wish to speak on matters on the agenda will be heard for up to three minutes when the Chair calls for comments. After persons have spoken on an agenda item, the hearing can be closed by the Chair and the matter is subject to discussion and action by the Committee. Persons wishing to speak are requested to fill out a speaker card.*

4. Consent Items

All matters listed under Consent Items are considered by the Committee to be routine and will be enacted by one motion. There will be no separate discussion of these items unless requested by a member of the Committee or a member of the public prior to the time the Committee votes on the motion to adopt.

- a. DRAFT Record of Actions – January 20, 2021

5. Office of the Sheriff - Monthly Calls for Service Report

6. Items for Action and/or Discussion

- a. Discuss crime suppression and traffic enforcement efforts within the Discovery Bay community
- b. Review and Discuss proposed Fireworks Ordinance
- c. Discuss potential future projects in the Discovery Bay community

7. Correspondence (R= Received S=Sent)

S-02/10/21 Letter from Supervisor Burgis to Sheriff Livingston
R-02/26/21 Letter from Sheriff Livingston to Supervisor Burgis

8. Future Agenda Items

9. Adjourn

**Discovery Bay
P-6
Citizen Advisory
Committee**



Richard Kane, Chair

**Office of Supervisor Diane Burgis
Contact: Lea Castleberry
3361 Walnut Blvd., Suite 140
Brentwood, CA 94513**

**Respectfully submitted by:
Deputy Chief of Staff, Lea Castleberry**

The Discovery Bay P-6 Citizen Advisory Committee serves as an advisory body to the Contra Costa County Board of Supervisors and the Office of the Sheriff.

Draft Record of Actions

6:00 p.m.

January 20, 2021

MEMBERS PRESENT: Chair Kane, Vice Chair Selby, and Committee Member Mankin

MEMBERS ABSENT: None.

APPROVAL OF AGENDA: Motion to approve agenda as presented made by Chair Kane. Second made by Vice Chair Selby. Motion Carried 3-0. AYES: Kane, Mankin and Selby

PUBLIC COMMENTS: None.

CONSENT ITEMS:

a. Approval of Record of Actions for October 14, 2020: Motion to accept the Record of Actions as presented made by Committee Member Mankin. Second made by Vice Chair Selby. Motion carried 3-0. Kane, Mankin and Selby.

OFFICE OF THE SHERIFF – MONTHLY CALLS FOR SERVICE REPORT: Lt. Johnson provided the monthly activity report for the months of November 2020 – January 2021. Stats show crime rate is up, specifically burglaries.

ITEMS FOR DISCUSSION AND/OR ACTION:

- a. Discuss the potential use of P-6 Funds for additional crime suppression and traffic enforcement within the Discovery Bay community:** Given the monthly calls for service and increase in auto burglaries and theft, Committee Member Mankin made the motion to request additional funding from the Discovery Bay P-6 Funds for additional crime suppression resources in the amount not to exceed \$10,000 and report back to the P-6 committee within 3 months. Second by Chair Kane. Motion carried: 3-0. AYES: Kane, Mankin, and Selby.
- b. Discuss potential future projects in the Discovery Bay community:** Crime Specialist, Tony Fontenot reported that the department is looking to reinstate the Rad Kids Program, Coffee with a Deputy and additional outreach programs within the community, pending Covid-19.
 - a. Discuss and Approve the 2020/2021 Workplan:** Motion to approve the Workplan as presented made Committee Member Mankin. Second made by Vice Chair Selby. Motion carried: 3-0. AYES: Kane, Mankin, and Selby.
 - b. 2021 Rotation of Chair and Vice Chair:** Motion to nominate Joe Selby as Chair and Bob Mankin as Vice Chair made by Rick Kane. Second made by Bob Mankin. Motion carried: 3-0. AYES: Kane, Mankin, and Selby.

CORRESPONDENCE/ANNOUNCEMENTS:

- a.** None

FUTURE AGENDA ITEMS

- a.** April 14, 2021 Special Meeting to discuss Crime Suppression Efforts
- b.** P-6 Funds Budget Review
- c.** Review current Fireworks Ordinance

ADJOURNMENT

This meeting record is provided pursuant to Better Government Ordinance 95-6, Article 25-2.205(d) of the Contra Costa County Ordinance Code.

There being no further business before the Discovery Bay P-6 Citizen Advisory Committee, Chair Kane adjourned the meeting at 6:45pm. The next regularly scheduled Discovery Bay P-6 Citizen Advisory Committee meeting will be held on April 14, 2021 at 6:00p.m. – location to be determined due to Covid-19.

ORDINANCE NO. 2021-XX DRAFT

FIREWORKS

The Contra Costa County Board of Supervisors ordains as follows (omitting the parenthetical footnotes from the official text of the enacted or amended provisions of the County Ordinance Code):

SECTION I. SUMMARY. This ordinance amends Chapter 44-2 of the County Ordinance Code to regulate the possession, manufacture, sale, use, and discharge of fireworks in the unincorporated areas of the County.

SECTION II. Chapter 44-2 of the County Ordinance Code is amended to read:

**Chapter 44-2
Fireworks**

44-2.002 Definitions. For purposes of this chapter, the following words and phrases have the following meanings:

- (a) "Fireworks" has the meaning set forth in Health and Safety Code section 12511. The term "fireworks" includes "dangerous fireworks," as defined in Health and Safety Code section 12505, and "safe and sane fireworks," as defined in Health and Safety Code section 12529. The term "fireworks" excludes "exempt fireworks," as defined in Health and Safety Code section 12508.
- (b) "Responsible party" means either of the following:
 - (1) A person that owns, rents, leases, or otherwise has possession of, or is in immediate control of, a residence or other private property.
 - (2) A person that organizes, supervises, sponsors, conducts, allows, controls, or controls access to, the possession, manufacture, sale, offer for sale, use, or discharge of fireworks at a residence or other private property.

If a residence or other private property is rented or leased, the landlord or lessor is not a responsible party unless the landlord or lessor: has possession of, or is in immediate control of, the residence or other private property; or has knowledge of the possession, manufacture, sale, offer for sale, use, or discharge of fireworks at the residence or other private property. (Ords. 2021-XX § 2, 72-19 § 1: prior code § 3220; Ord. 684.)

44-2.004 Prohibition. No person shall possess, manufacture, sell, offer to sell, use, or discharge, any fireworks. (Ords. 2021-XX § 2, 72-19 § 1: prior code § 3220; Ord. 684.)

44-2.006 Exceptions. This chapter does not prohibit the proper use of flares by railroad personnel, peace officers, fire officials, or motorists. (Ords. 2021-XX § 2, 72-19 § 1: prior code § 3220; Ord. 684.)

44-2.008 Responsible party liability. A responsible party shall maintain, manage, and supervise the residence or other private property for which they are responsible to prevent violations of this chapter. A responsible party violates this chapter if any person possesses, manufactures, sells, offers to sell, uses, or discharges, any fireworks at the residence or other private property for which the responsible party is responsible, regardless of whether the responsible party is present. (Ords. 2021-XX § 2.)

44-2.010 Enforcement. The County may seek compliance with this chapter by any remedy allowed under this code and any other remedy allowed by law. (Ords. 2021-XX § 2.)

SECTION III. Section 14-8.008 of the County Ordinance Code is amended to read:

14-8.008 Infraction arrest and citation.

- (c) The following officers, or their designated subordinates, shall have and are hereby vested with the authority to arrest any person who violates the following provisions of this Code and other codes as indicated, punishable as infractions:
 - (1) Director of health services: Division 413, Division 445, Chapters 414-4, 414-6, 416-14, 418-2, 418-6, 418-12, 418-16, 420-2, 420-6, and 450-6, and Labor Code Section 6404.5.
 - (2) Director of building inspection: Title 7.
 - (3) Director of community development: Title 8.
 - (4) Director of public works: Divisions 1002, 1010, 1014, 1106, and 1110.
 - (5) Sheriff: Chapter 44-2, Division 54, Chapter 54-2, and Divisions 410 and 1110.
- (d) The above-listed officers, or their designated subordinates, may issue citations for infraction violations of the above-listed code provisions.
- (e) The county administrator may by written order issue regulations to provide for administration, procedures, and policy direction for this section. (Ords. 2021-XX § 2, 2016-24 § 5, 2012-05 § 3, 2006-66 § 8, 2004-30 § 2, 2003-01 § 5, 2002-48 § 2, 2001-03 § 1, 98-31 § 1, 98-22 § 2, 96-21 § 2, 95-36 § 1, 90-122 § 2, 86-80 § 2; Penal Code §§ 19.7, 836.5, and 853.6; Labor Code § 6404.5).

SECTION IV. EFFECTIVE DATE. This ordinance becomes effective 30 days after passage, and within 15 days after passage shall be published once with the names of supervisors voting for or against it in the East Bay Times, a newspaper published in this County.

PASSED on _____, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

ATTEST: MONICA NINO,
Clerk of the Board of Supervisors
and County Administrator

Board Chair

By: _____
Deputy

[SEAL]

KCK:
H:\Client Matters\2021\Fireworks Ord - draft3.wpd



County Supervisor Diane Burgis, District 3

Contra Costa County Board of Supervisors

February 10, 2021

COMMITTEES:

2020 Census Committee, Chair
Airports Committee, Chair
East Contra Costa County Habitat Conservancy, Chair
Internal Operations Comm., Chair
Legislation Committee, Chair
Parks and Open Space / East Bay Regional Parks District, Chair
Tri Delta Transit, Chair
NACo International Economic Development Task Force, Vice Chair
American Public Transportation Association
Cal ID System Remote Access Network
Contra Costa Family Justice Alliance
Contra Costa Fire Protection District
Contra Costa Health Plan Joint Conference Committee
Contra Costa Housing Authority
Delta Protection Commission
Dougherty Valley Oversight Committee
East Contra Costa Regional Fee & Finance Authority
East Contra Costa Water Management Association
eBART Policy Advisory Committee
First 5 Children and Families Comm.
Mental Health Commission
Northern Waterfront Economic Development Initiative
State Route 4 Bypass Authority
TRANSPLAN

SERVING AS ALTERNATE:
Contra Costa Transportation Authority
ABAG General Assembly
LAFCO
Sacramento – San Joaquin Delta Conservancy

Sheriff-Coroner David O. Livingston
Contra Costa County Office of the Sheriff
1850 Muir Road
Martinez, CA 94553

RE: Discovery Bay P-6 Citizen Advisory Committee Request

Dear Sheriff Livingston,

At the request of the Discovery Bay P-6 Citizen Advisory Committee (CAC), I am requesting funds from the P-6 account in the amount not to exceed \$10,000 for additional resources to assist in crime suppression in Discovery Bay.

The Discovery Bay P-6 CAC met on January 20, 2021 where Lt. Johnson reported on the increase in crime in Discovery Bay, specifically auto burglaries and thefts from businesses in the Sandy Cove Shopping Center. With the continued community concern as it pertains to crime and theft, the board feels additional resources to assist your deputies in crime suppression would be a direct benefit to their community.

I hope you will consider this request and authorize the expenditure from their P-6 Fund account at the discretion of Lt. Johnson.

If you have any questions, please feel free to contact me at (925) 252-4500.

As always, it is an honor to work with you in service to the residents of Contra Costa County.

Sincerely,

DIANE BURGIS, Chair
County Supervisor, District 3

3361 Walnut Boulevard, Suite 140, Brentwood, California 94513

Phone: 925.252.4500 • Fax: 925.240.7261

Email: Supervisor_Burgis@bos.cccounty.us • www.CCCounty.us/SupervisorBurgis

Cc: Mike Davies, General Manager, Town of Discovery Bay



RECEIVED

FEB 26 2020

BY: MB

CONTRA COSTA COUNTY OFFICE OF THE SHERIFF
DAVID O. LIVINGSTON
SHERIFF - CORONER

February 24, 2020

The Honorable Diane Burgis
Contra Costa County Supervisor, District III
3361 Walnut Boulevard, Suite 140
Brentwood, CA 94513

RE: Discovery Bay P-6 Request

Dear Supervisor Burgis:

Thank you for your letter dated February 13, 2020. I am pleased to authorize the use of funds not to exceed \$5,000 from the P-6 account for the Discovery Bay community outreach programs. The community events in Discovery Bay geared toward youth provide opportunities for interaction between the Office of the Sheriff staff and kids in the community.

I appreciate you bringing this to my attention. It is my pleasure to work with you in our ongoing efforts to provide high quality public safety services to the Discovery Bay community.

Sincerely,

DAVID O. LIVINGSTON
Sheriff - Coroner

DOL:sl

cc: David Twa, County Administrator
Mike Davies, General Manager, Town of Discovery Bay