

# ALAMEDA COUNTY BOARD OF SUPERVISORS' TRANSPORTATION/ PLANNING COMMITTEE

Monday, June 5, 2023  
9:30 a.m.

Supervisor David Haubert, Chair  
Supervisor Nate Miley

Location: Board of Supervisors Chamber – 5th Floor  
County Administration Building  
1221 Oak Street, Oakland, CA 94612

## Summary/Action Minutes

### I. INFORMATIONAL ITEM: Update from the Alameda County Agricultural Advisory Committee [Attachment](#)

Karl Wente, Chair, Alameda County Agricultural Committee (AAC), presented a PowerPoint presentation to update the Committee on the Alameda County Agricultural Committee.

The presentation included information on the AAC's work on the East County Area Plan (ECAP), Measure D, the purpose of the AAC and the AAC membership.

Chair Wente listed several concerns of the AAC that he hopes the Committee and County staff can address, including:

- Efficiently and effectively keeping membership up to date
- More support from County staff
- Create policies that are developed and implemented in a timely manner
- Address Farmworker Housing

#### Purpose:

- Report progress  
 Advocacy or Education  
 Request Transportation and Planning Committee recommendation  
 Other:

#### Speakers

Dr. Larry Gosselin, Vice Chair, Agricultural Advisory Committee, commented on the update from the Alameda County Agricultural Advisory Committee.

**Recommendation from the Transportation & Planning Committee:** 1) The Agricultural Advisory Committee, County staff and the Transportation & Planning Committee to hold a work session in East County to create a framework to work through some issues brought to the Committee by the AAC. 2) County staff to develop a short term work plan to fix immediate issues and also develop a long term work plan for more difficult issues.

### II. INFORMATIONAL ITEM: Update on Cannabis Cultivation/Dispensaries in the Unincorporated Area [Attachment](#)

Albert Lopez, Director, Planning Department, Alameda County Community Development Agency, presented a memorandum to update the Committee on Cannabis Cultivation/Dispensaries in the Unincorporated Area.

In 2016, the County began implementing new cannabis ordinances related to both medicinal and adult use, with a focus on retail and cultivation operations. The ordinances allow a limited number of retail and cultivation permits.

### *Retail*

Three (3) new permits have been approved in the East County area:

- Eden at the Highlands (operating at the Darcie Kent Winery in South Livermore)
- Garden of Eden at Calaveras Rd. (Title 6 only, still needs CUP)
- Gosselin - 7699 Altamont Pass Road. (Title 6 only, still needs CUP)

The ordinances allow for only 5 total retail permits, and that number has been reached, with the two (2) permits in the urban unincorporated area.

### *Cultivation*

The outlook for cultivation in the County has not been as successful as the retail operations; of the 10 Title 6 permits given in the County, there has only been one Conditional Use Permit given to begin cultivation operations. That one operator ceased business in 2022 citing a number of concerns related to the business environment that led to its closure.

### **Speakers**

Shareef El Sissi, Jack Norton and Dr. Larry Gosselin commented on the Cannabis Cultivation/Dispensaries update.

#### **Purpose:**

**Report progress**

**Advocacy or Education**

Request Transportation and Planning Committee recommendation

Other:

**Recommendation from the Transportation & Planning Committee:** The Committee directed staff to Bring back the options for the least restrictive regulation framework allowable by law in the State and Alameda County, eliminate aspects of the two-step process. In addition, staff shall:

- Partner with the Economic and Civic Development Department and the Agricultural Advisory Committee
- Consider doing away with the Conditional Use Permit (CUP) process
- Review processing hemp from other sites
- Staff explore Large Parcel Agriculture (LPA) for larger cultivation sites
- Staff to explore cost reduction and cost elimination recommendations, review of those that have gone through the process and costs involved.

### **III. INFORMATIONAL ITEM: Code of Conduct/Business for County Departments**

David Haubert, Vice-President, Board of Supervisors, District 1, brought this item to the Committee out a concern about the varying awareness and implementation of a code of conduct in different County departments. He expressed the need to ensure that county departments have a clear and consistent code of conduct in place. Currently there is a lack of awareness of the County codes of conduct and District 1 has received complaints from the community about deviations from business practices.

The Committee agreed that it would like to receive presentations from department heads to understand where codes of conduct exist, how they are communicated to the public and the staff, and what happens if they are not followed. The goal is to maintain professionalism, courtesy, and adherence to time-sensitive and prompt behaviors.

#### **Purpose:**

**Report progress**

**Advocacy or Education**

Request Transportation and Planning Committee recommendation

Other:

**Recommendation from Transportation & Planning Committee:** The Committee requested an informational item from County department heads to present on their department code of conduct and how it is made known to the public and staff, in addition to what happens when the code is not followed.

**IV. ACTION ITEM: Proposed Alameda County Livestock Pass Program**

[Attachment](#)

Sandra Rivera, Director, Community Development Agency, presented a memorandum and staff report for the Proposed Alameda County Livestock Pass Program.

The proposed Alameda County Livestock Pass program is voluntary and aims to provide a standardized way of identifying commercial livestock producers and owners during emergencies and disasters. This identification can help emergency personnel and law enforcement manage and provide limited emergency access to restricted areas for ranchers to care for their livestock or evacuate them. It also aids in preventing unlawful activity in these restricted areas. The program will be administered by the County Agricultural Department and involves collaboration with various organizations, including fire departments, law enforcement, and agricultural associations.

The California Food and Agricultural Code authorizes the local Agricultural Commissioner to establish such a program, and the board's authorization is necessary. Staff requests support from the Transportation and Planning Committee to take the program to the full board for consideration and approval at a planning meeting scheduled for Thursday, June 8, 2023.

**Purpose:**

- Report progress
- Advocacy or Education
- Request Transportation and Planning Committee recommendation**
- Other:

**Recommendation from Transportation & Planning Committee:** Support. Move to the full Board of Supervisors for consideration and adoption.

**V. ACTION ITEM: Draft County Ordinance Code Prohibiting Spectators at Sideshows, Street Races, and Reckless Driving Exhibitions in the Unincorporated Area**

[Attachment](#)

Commander David Blanchard, Alameda County Sheriff's Office and Sergeant Fenton Culley, Alameda County Sheriff's Office, presented a PowerPoint presentation and draft ordinance to Prohibit Spectators at Sideshows, Street Races, and Reckless Driving Exhibitions in the Unincorporated Area.

The presentation highlights the public safety risks, including injuries, fatalities, and gun violence, associated with sideshows. The proposed county ordinance aims to make it illegal to participate, spectate, or promote sideshows in Alameda County, with a focus on reducing spectator involvement.

The ordinance is primarily focused on spectators at sideshows, aiming to discourage their presence. There is concern about the escalating nature of sideshows, including reckless driving, gun violence, and disruptions to emergency services. The potential for impounding vehicles involved in sideshows is included in the ordinance.

The Sheriff's Office also reported on a collaborative effort called "RESET", Regional Sideshow Enforcement Team, involving Hayward and San Leandro Police Departments to combat sideshow activities.

Supervisor Miley expresses concern about the increasing lawlessness associated with sideshows and the need for statewide enforcement. Law enforcement officials discuss the dangers of sideshows, including reckless driving, shootings, and the need for this ordinance to address the problem.

**Speakers**

Shareef El Sissi and Tyler Dragoni commented on the draft Ordinance Code Prohibiting Spectators at Sideshows, Street Races, and Reckless Driving Exhibitions in the Unincorporated Area

**Purpose:**

- Report progress
- Advocacy or Education
- Request Transportation and Planning Committee recommendation**
- Other:

**Recommendation from Transportation & Planning Committee:** Support. Move to the full Board of Supervisors for approval and adoption.

**VI. ACTION ITEM: Unincorporated Area American Recovery Plan Act (ARPA) 2nd Allocation - Proposed Funding Plan**

[Attachment](#)

Eileen Dalton, Director, Economic & Civic Development Department, Community Development Agency  
Michelle Starratt, Director, Housing & Community Development Department, Community Development Agency presented a PowerPoint presentation on the Unincorporated Area American Recovery Plan Act (ARPA) 2nd Allocation - Proposed Funding Plan.

The proposal allocates \$29 million in ARPA funds to the unincorporated area. The breakdown of how the funds will be used, including affordable housing, sewer projects, landlord assistance, tenant assistance, small business support, and parks and recreation services.

**Speaker**

Rick Hatcher commented on the Unincorporated Area American Recovery Plan Act (ARPA) 2nd Allocation - Proposed Funding Plan.

**Purpose:**

- Report progress
- Advocacy or Education
- Request Transportation and Planning Committee recommendation**
- Other:

**Recommendation from Transportation & Planning Committee:** Support. Move to the full Board of Supervisors for approval and adoption.

**VII. ACTION ITEM: Draft of East County Municipal Advisory Council (East County MAC) Ordinance, Rules, Policies and Map**

[Attachment](#)

David Haubert, Vice-President, Board of Supervisors, District 1, presented a memorandum and draft of the East County Municipal Advisory Council (East County MAC) Ordinance, Rules, Policies and Map.

County Counsel has prepared a draft ordinance for the East County Municipal Advisory Council. The goal is to establish the East County MAC and determine its meeting location, budget, and other details. The Committee also discussed whether the East County MAC and the Board of Zoning Adjustments (BZA) might eventually merge for greater efficiency and consistency.

**Purpose:**

- Report progress
- Advocacy or Education
- Request Transportation and Planning Committee recommendation**
- Other:

**Recommendation from the Transportation & Planning Committee:** Support. Move to the full Board of Supervisors' Planning Meeting, with finalized rules, procedures, and yearly budget.

## VIII. PUBLIC COMMENT

Karl Wente thanked the Committee for all that they have done.

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