From: Drew Dara-Abrams
To: City Clerk
Subject: [EXTERNAL] Hearing on Sunshine Ordinance Complaint Filed on November 14, 2022
Date: Monday, December 19, 2022 4:59:15 PM

Hi Ms. Weisiger,

Would you please share this with the OGC members and add to tonight's packet?

Thanks,
Drew Dara-Abrams

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Dear OGC members,

I'm writing as an Alameda resident and someone who walks, bikes, and drives on Grand Street to express my disappointment that this complaint about Grand Street has been brought to you all.

As you may already know, the city has been planning for a number of years to make paving and safety improvements to the stretch of Grand Street between Shore Line and Encinal. Throughout this process, city planning and engineering staff have conducted broad and deep outreach to many stakeholders. If you are not already aware, let me briefly summarize a couple highlights:

- The project website presents a timeline of outreach activities held in 2021 and 2022: https://www.alamedaca.gov/Departments/Planning-Building-and-Transportation/Transportation/Grand-Street-Pavement-Resurfacing-and-Safety-Improvements
- "On May 25, 2022 the Transportation Commission held a public hearing to consider the proposed restriping plan for Grand Street. Approximately 26 people spoke in favor of the recommended restriping plan and 15 people spoke in opposition. Upon considering all the testimony, the Transportation Commission voted 5-0 to endorse the recommended restriping plan." That is a quote from the staff report presented to City Council on 6/21/2022: https://alameda.legistar.com/LegislationDetail.aspx?ID=5688916&GUID=78E57246-4421-4529-81DE-0212321ED68D&Options=&Search=&FullText=1
- The 6/21/2022 staff report presented to City Council also includes an attachment with 300+ survey responses, as well as notes from a workshop with 25 attendees: https://alameda.legistar.com/LegislationDetail.aspx?ID=5688916&GUID=78E57246-4421-4529-81DE-0212321ED68D&Options=&Search=&FullText=1
- The City Council meetings in October and November 2022 include staff reports and meeting minutes with even more public comments and also debate by Council members.

I share some of these highlights to emphasize how hundreds of members of the public have had the opportunity to provide input into the Grand Street Resurfacing and Safety Improvement Project throughout its development and its approval. Please contrast this with a small subset of stakeholders who are bringing this complaint to you now.

You may recognize some of the same names on this complaint as in the earlier surveys, workshops, and public comments. It's good that they have been able to provide input to this project throughout its many stages in 2021 and earlier in 2022, along with many other residents, landlords, business owners, and stakeholders. City Council acted on all this feedback and a majority of councilmembers voted to approve this project in its final form.

I do not see how Alameda's open government enforcement mechanisms are relevant to this situation given the lengthy and thorough planning and public-engagement process. One can disagree with the outcome — however, this process was thorough and well run.

Thank you for your time,
Drew Dara-Abrams

From:	Carol Gottstein
To:	City Clerk
Cc:	John P Brennan
Subject:	[EXTERNAL] Monday 12-19-2022. Open Government Comm. Agenda Item 3-A Correspondence
Date:	Monday, December 19, 2022 1:56:58 PM

Please include the following email exchange (which was previously submitted in a different context) in the correspondence for tonight's Hearing on Sunshine Ordinance Complaint. Thank you.
Carol Gottstein

----- Forwarded Message -----
From: Erin Smith <esmith@alamedaca.gov>
To: Carol Gottstein <carolgottstein@yahoo.com>; John Knox White <jknoxwhite@alamedaca.gov>; City Clerk <clerk@alamedaca.gov>; Yibin Shen <yshen@alamedacityattorney.org>
Cc: John P Brennan <johnpbrennan@yahoo.com>
Sent: Friday, November 4, 2022 at 05:18:53 PM PDT
Subject: RE: [EXTERNAL] Agenda 7-F [only!] Correspondence Inaccessible for Seven Hours

Carol Gottstein,

Thank you for letting us know of your experience. If this happens again, please do let us know.

Erin Smith

City of Alameda

Acting City Manager

510-747-7938 (office)

415-812-3746 (cell)

From: Carol Gottstein [mailto:carolgottstein@yahoo.com]
Sent: Thursday, November 3, 2022 11:28 AM
To: John Knox White <JknoxWhite@alamedaca.gov>; Erin Smith <ESmith@alamedaca.gov>; City Clerk <CLERK@alamedaca.gov>; Yibin Shen <yshen@alamedacityattorney.org>
Cc: John P Brennan <johnpbrennan@yahoo.com>
Subject: [EXTERNAL] Agenda 7-F [only!] Correspondence Inaccessible for Seven Hours

Dear All: On Tuesday, between 2:40 pm and 3 pm, I attempted to access the Agenda 7-F Correspondence from the Mastick Senior Center Computer Lab, whose servers I do not control. The City Clerk had just sent me an acknowledgement of my letter and I wanted to see if it was in the Correspondence. I had been able to see the Correspondence (23 pages) before 2:40 pm, but from 2:40-3

pm, I got a message that the "page not available". Mastick closes at 3 PM so I went home.

I repeatedly attempted to view the Correspondence on my Samsung Android phone from the time I got home around 3:30 pm until the Agenda Item came up at 9:20 pm after the council recess, but only got one page (Jay Garfinkel), although the size of the file reported on my phone was much bigger (3.5 MB). And I had cleared my caches and wiped the cache partition.

I did try to view the Correspondence by going thru multiple routes: the Staff Report, and re-downloading the agenda links multiple times. Never worked.

The odd thing is that I could open the entire Correspondence for Item 7-E, the police review board item, without a problem every time.

I was going to mention the problem during my public comment, but I didn't want to waste my time. However, after the next speaker did mention it, then the Correspondence for Item 7-F appeared.

Since this apparently happened on multiple devices, including public ones, I doubt the problem was with the recipients. It appears that Agenda Item 7-F Correspondence was hidden from view from 2:40 pm - 9:20 pm continuously. At least it was to me. That's seven hours. Quite a long time, if you ask me. I don't know that this has ever happened before.

You may forward this email along to the City Staff. Thank you.

Carol Gottstein

(510) 516-0497
P.O. BOX 2732
ALAMEDA, CA 94501
www.bikewalkalameda.org

December 16, 2022

RE: Hearing on Sunshine Ordinance Complaint Filed on November 14, 2022

Dear Open Government Commissioners,

As you may know, some of the neighbors of Grand Street have been very opposed to protected bike lanes. This complaint appears to us to be an extension of that opposition — a last ditch effort to derail or delay a vote they did not like. The Council has heard their voices loud and clear, numerous times, through a variety of channels, and made a final decision almost two months ago. This should be a settled matter, and this end-around strikes us as wrong, and frankly, as an abuse of our system.

We won't argue the technicalities of the specific alleged violations (the City's legal staff has done a very good job of that already), but wanted to be sure you are aware of the broader context and likely motivation here. The fact that the complainants' proposed remedy is to revert a decision that they didn't favor is, to us, very telling. Hopefully it is for you, too.

Thank you for your consideration.

Respectfully,

Bike Walk Alameda Board