

23 April 2017

Attention: Board of Supervisors
Re: DEIR for Downtown Martinez Jail Demolition Project

Please allow these 3 comments to go on the record regarding the process and the information provided by the DEIR.

1. I received my final (response to comment) DEIR in the mail on Friday April 21st – 4 days before the Board of Supervisors' meeting. It was in a crumpled state and the enclosed CD of information was broken into pieces. The outside envelope had no cautions, ie: "please do not fold or bend," hence the contents, mailed by paid consultants ICF were shattered.
2. I would like to reference Chapter 2, pgs. 105 to 106.

A comment letter says, "please do not insult my intelligence by telling me that re-purposing this building is not feasible due to asbestos, and lead, in the structure."

Public works astonishingly replies: (a) "At this time, it is unknown which portions of the Jailhouse building include greater amounts of ACMS and LBP." And, (b) "This comment correctly asserts that "The Project" would increase short-term impacts associated with hazardous materials... compared with existing conditions."

And, even though Public Works says they don't know which portions of the Jail – the 1903 (unlikely) or the 1944 (likely) – have toxic materials, they continue to say:

(in the The Executive Summary, Chapter 4 page 3-6):

"Under the No Project Alternative, the Project site would remain in its existing condition and the Jailhouse building would not be demolished. Because the Jailhouse building is contaminated with hazardous materials, including lead- based paint and asbestos, those materials would continue to contaminate the site." Wait, they just said above (a) that they don't know which portions contain hazardous materials (likely the 1944 addition) and, (b) that it is "the Project" which would increase short term hazardous impacts."

Simply put, the DEIR does not have enough concrete knowledge – pardon the pun --about the 1903 jail structure – the one we care about, (on the National Historic Landmark Status) – to demolish it.

3. My third comment is in reference to Speculation located in the Executive Summary: The DEIR is not supposed to practice speculation – it cannot be evaluated. Yet, it's here: See chapters 3-2 to 3-4 in the Executive Summary.

"If the Jailhouse building were removed... the site could potentially be used in the future for construction and operation of new structures for the County administration functions although no plans or designs for such a use.... have been prepared... and no funding is available...."

This speculative phrase, "If the jailhouse building were removed" is used **three times** in the Executive Summary. If we can speculate, why not say, "If the county jailhouse were saved from demolition..." and begin listing the wonderful things we could do."

Melissa Jacobson 25 April 2017



C-79

Board of Supervisors
Contra Costa County

I write today to urge that you preserve the old and historic Martinez Jail building. This wonderful building is a tangible part of our community's past. We have an obligation to respect this resource and preserve for future generations the rich culture already in our midst. This building, with its unique story and architecture, is a direct and substantial representation of history and place. Let us preserve it and allow it to become something new, something that will create a new chapter in our County's history. This beautiful structure has been treated miserably and failed by County officials in the past. That it has fallen idle and to disuse was due to a lack vision. Let this Board not make the same mistake. Rather, I urge you to demonstrate the long-term vision which we all believed you possessed when we voted for you. This building is a vital part of our cultural identity that cannot be recovered. Let us not have to look back and regret our actions.

Let us allow this building to become a tool that boosts our economy, allow its presence to strengthen the quality of our community's life with its rich history, and to offer a future that is enriched by its past. Historic preservation is no longer a luxury practice. There is a clear economic benefit to historic preservation. In recent years, research of the economic and public benefits has shown the benefit of preserving these building can have in sustaining local economy, creating jobs, and even generating capital. The aesthetic, cultural and historical benefits of preservation are well known, but now, communities are realizing that there are positive economic effects also. Businesses—such as bookstores, ethnic restaurants, neighborhood pubs, and especially small start-ups—thrive in old buildings. Old buildings attract people. They serve to differentiate a community from all others. Imagine how the preservation of this facility could serve our future by becoming the center in which we might display art, host community gatherings, and house organizations that return its value in culture and revenue. Beyond sparing the cost to be incurred by razing and re-constituting the property, in saving this building we recoup the investments of the past. Studies have given evidence that we, as a society, value those buildings which represent our collective history.

Further, we cannot allow silence on the subject of environmental impact. Building new is not necessarily green. Tearing something down is not only costly but requires machinery that fouls the air, creates dust that could be hazardous, and essentially wastes previously invested resources. Be reminded that old buildings like this were built by different standards, and clearly this century-old building's structure has stood the test of time, shaming its brand-new counterparts. Let's leverage the labors and costs already expended. And what is the return on any new investment? A new parking lot so that more high-ranking county employees can bring their cars to work? Let's not encourage more drivers! Let's encourage ridesharing and the use of public transportation! Perhaps consider limiting the use of the existing lot that is set aside for the Board and CAO - rather than extending a perk to everyone with title? A title does not necessarily merit a special parking space. Be selective, and let the masses be treated equally.

In closing, I encourage the board to consider all of the historical sites you have ever visited. How many of those sites spent time in abandonment but now stand beautifully restored and returning a cultural and financial benefit to their communities? The preservation of historic buildings is a one-way street. There is no chance to renovate or to save a historic site once it's gone. We can never be certain what will be valued in the future. Regret only goes one way.

I leave you with the words of Nicholas Hawksmoor who, on the rebuilding of All Saints College in Oxford, on February 17, 1715, said, "Whatever is good in its kinde ought to be preserv'd in respect for antiquity, as well as our present advantage, for destruction can be profitable to none but such as live by it."

Thank you for your consideration.

Annette Nunez

Pacheco, CA

Historicity Comments

Save the 1903

historic

Martinez Jailhouse

Sign from audience

From: District5
Sent: Tuesday, April 25, 2017 9:46 AM
To: David Fraser
Cc: Stacey Boyd
Subject: Fwd: Online Form Submittal: Contact Us

Begin forwarded message:

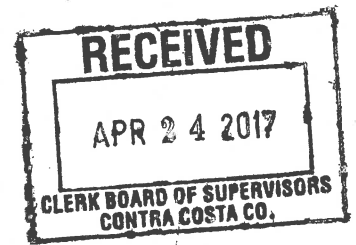
From: <noreply@civicplus.com>
Subject: Online Form Submittal: Contact Us
Date: April 24, 2017 at 2:22:34 PM PDT
To: <district5@bos.cccounty.us>

Contact Us

Today's Date	4/24/17
First Name:	Marie
Last Name:	Knutson
Email:	
Street Address:	
City:	Martinez
State:	California
Zip Code:	94553
Home Phone Number	
Work Phone Number:	<i>Field not completed.</i>
Cell Phone Numbe	
Comments:	Hello Supervisor Glover, I cannot attend the meeting tomorrow, but I hope you will add my email to public comment regarding the old Martinez Jail. It is amazing to me that the jail is being considered for demolition. The 1903 granite building is part of the character of the downtown. To remove a building that is in the National Register of Historic Places is a big mistake that could not

be undone. How sad it is that the Board of Supervisors would consider removing it for a parking lot. With climate change at our heels, wouldn't it be better to encourage public transit and work on a shuttle from N. Concord/Martinez BART? Two years barely gives enough time to raise the funds for environmental reports and new proposed usage. It has been there for 114 years. What is your hurry to remove it? Where would we be if the Historic John Muir House was treated this way? Please consider how lucky we are to have such a quaint downtown and how this building could be integrated into it. Please do not destroy it. Sincerely, Marie Knutson Martinez Resident

Email not displaying correctly? [View it in your browser.](#)



Debra Reuter

Martinez, CA 94553-1914

April 19, 2017
Federal Glover
Contra Costa County Board of Supervisors
District V
651 Pine Street
Martinez, CA 94553

Dear Supervisor Glover,

I am writing to you as a resident of a Contra Costa County, and your constituent, who opposes the West County Detention facility expansion. Your vote in favor of this expansion was wrong. First of all, Contra Costa County is building a robust alternative to incarceration for mentally individuals, and a jail expansion would only create a need to fill those beds, rather than diverting people to appropriate services BEFORE they are incarcerated. Jails are not the appropriate place for people to receive mental health treatment. The mentally ill should not be criminalized. Experience shows that prevention and reentry services outside the jail are the most cost effective and successful method of keeping people out of jail.

Any cooperation with the Trump administration's irrational and unjustly aggressive anti-immigrant stance is immoral. Furthermore, it puts our communities more at risk by driving law-abiding residents underground, making them less likely to cooperate with law enforcement. In the long run, it will increase costs to our communities. To justify increasing local detention facilities as a way for families to be closer to their loved ones implies that it is justified to detain their loved ones in the first place. This way of thinking must be opposed.

The vote by county supervisors on this expansion was executed with insufficient notice to the general public, and did not allow for concerned citizens to voice their opposition. Even so, there was a strong showing at the supervisor's meeting considering it was organized at the last minute, which should tell you that the opposition expressed is the tip of the iceberg.

The systematic oppression of people of color in the United States has a long and twisted history. Using "mental health treatment" as a justification for increasing the size of the jail is just another incarnation of a "war on crime" that is primarily a war on the poor and marginalized. An African American male has an exponentially higher risk of being incarcerated at some point in his lifetime vs. a white male. This is unacceptable. Furthermore, the United States has the highest prison population rate IN THE WORLD. We cannot afford to continue disenfranchising and devastating communities for the purpose of enriching the prison industrial complex.

As a white person, I say that this history of oppression needs to be recognized, acknowledged, and confronted, rather than perpetuated. I invite you to educate yourself and develop better awareness of your own participation in this system of oppression before ever again voting to increase the capacity of our incarceration facilities.

Sincerely,

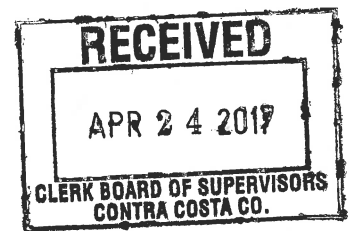
Debra Reuter

cc: BOS

CAO - D.Twa, T. Ewell, L. Driscoll

etc.

Central
Labor Council
Contra Costa County AFL-CIO



April 17, 2017

The Honorable Board of Supervisors
Contra Costa County
651 Pine St.
Martinez, CA 94553

Dear Members of the Board

The Contra Costa AFL-CIO Labor Council, representing 75 local unions and over 80,000 working families across the county, writes to request that the Board of Supervisors vote to adequately fund the Contra Costa County Office of the Public Defender for the upcoming fiscal year 2017-18. The Office of the Public Defender provides constitutionally mandated defense services to indigent individuals in Contra Costa County. Like many Public Defender's Offices across the country, the Contra Costa Public Defender's Office has heavy caseloads that are disproportionately made up of impoverished people of color.

The private attorney panel, which was designed to handle cases where the Public Defender has an ethical conflict, has repeatedly exceeded its annual budget and again requests increased funding for next fiscal year due to Public Defender cases. This increase in funding for the private attorney panel occurs when the Public Defender's Office is forced to send cases to the private attorney panel where no ethical conflict exists, because the County does not provide the necessary funding to adequately staff the deputy public defender ranks. For next fiscal year, the County Administrator's Office, or "CAO," currently proposes a 27% budget increase in funding for the private attorney panel. In contrast, the CAO has only budgeted a 7% increase for the Office of the Public Defender. This will inevitably lead to a higher number of indigent defendants represented by attorneys from the private attorney panel and not represented by deputy public defenders.

Unlike the private attorney panel, whose attorneys do not practice exclusively criminal law or practice exclusively in Contra Costa, the attorneys of the Public Defender's Office are County employees dedicated solely to the practice of indigent criminal defense here in Contra Costa County. They are diligent, dedicated and are provided with extensive in-house support, mentorship and training. The Office of the Public Defender also plays a strong role in community involvement throughout Contra Costa with its education outreach to low income families and its "Know Your Rights" and "Clean Slate" legal workshops.

The in-house resources at the Office of the Public Defender include a Social Work program, an Investigations unit, a Mental Health team, a Clean Slate/Reentry unit and a dedicated Juvenile division. The Office also has the benefit of an in-house Immigration Specialist to work closely with non-citizen clients and families to ensure their due process rights are protected, not only with regard to criminal consequences, but also with regard to the severe immigration consequences that can flow from criminal justice involvement.

bc0: BOS

Contra Costa AFL-CIO Labor Council! | 1333 Pine Street, Ste. E, Martinez, CA 94553 | (925)228-0161

CAO - D. TWA, T. EWELL, H. NGUYEN

Public Defender attorneys are also more efficient and economical than private attorneys from the panel. Public Defender attorneys handling misdemeanor cases handle, on average, 100 cases at a time and attorneys handling felony cases handle, on average, 35 cases at a time.

Ultimately, the true cost of the CAO's proposal to severely underfund the Public Defender's Office is born by the voiceless and powerless members of the Contra Costa community. Despite long hours and intensely stressful work, deputy public defenders dedicate their professional lives to serving indigent, and overwhelmingly minority, members of our community. They bring passion, compassion, creativity, and selfless dedication to their work because they see their role as vital and their profession as a calling. Without proper funding levels, future staffing shortages at the Public Defender's Office will deprive the most marginalized and powerless members of Contra Costa County of the legal representation due process demands at the very moment they are most vulnerable.

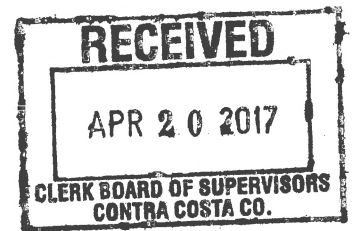
Sincerely,



Steve Older
President



Margaret Hanlon-Gradie
Executive Director



Mr. Federal Glover
Contra Costa County Board of Supervisors
District V
651 Pine Street
Martinez, CA 94553

Dear Mr. Glover:

I am writing to you as a constituent who opposes the West County Detention facility expansion. I believe this expansion is misguided for several reasons and I encourage you to vote against it.

Because Contra Costa County is building a robust alternative to incarceration for mentally ill individuals, a jail expansion would only create a need to fill those beds, rather than diverting people to appropriate services *before* they are incarcerated. Jails are not the appropriate place for people to receive mental health treatment; mental illness should not be criminalized.

In addition, any cooperation with the Trump administration's irrational and unjustly aggressive anti-immigrant stance is immoral. Furthermore, it puts our communities more at risk by driving law-abiding residents underground, making them less likely to cooperate with law enforcement. In the long run, it will increase costs to our communities. To justify increasing local detention facilities as a way for families to be closer to their loved ones implies that it is justified to detain their loved ones in the first place. This way of thinking must be opposed.

The vote by county supervisors on this expansion was executed with insufficient notice to the public, unfairly reducing the ability for concerned citizens to voice their opposition. Despite this lack of notice, there was a strong showing at the supervisor's meeting, which demonstrates that the opposition expressed is the tip of the iceberg.

The systematic oppression of people of color in the United States has a long and twisted history. Using "mental health treatment" as a justification for increasing the size of jails is just another incarnation of a "war on crime" that is primarily a war on the poor and marginalized. The United States has the highest prison population rate *in the world*, and we simply cannot afford to continue this path.

As a white person, I say that this history of racial and class oppression needs to be recognized, acknowledged, and confronted, rather than perpetuated. I strongly urge you to voting against increasing the capacity of our incarceration facilities.

Sincerely,

Kara Lucca

94553

cc: BOS
CAO-D.TWA, T. Ewell, L. Driscoll
RCD

C.79

THE ARCHITECTURAL PRESERVATION FOUNDATION
OF CONTRA COSTA COUNTY
(FORMERLY SAVE THE HISTORIC COUNTY JAIL)

20 April 2017

Jamie Napier, MLIS
Chief Assistant Clerk of the Board
Senior Deputy County Administrator
651 Pine Street, Room 106
Martinez, CA 94553

Concerning Final Impact Report for the Downtown Martinez Jail Demolition Project,
State Clearinghouse # 2015112003

Ms. Napier,

Thank you for your information on getting our Proposed Resolution before the Board of Supervisors prior to the vote on the Final EIR on their Consent Calendar.

The Final EIR was made public so close to the Supervisor's vote that no intelligent response can be made prior to the vote. We are requesting that this item be removed from the Consent Calendar and re-agendized to allow for further comment by interested parties.

As an interested party, we, The Architectural Preservation Foundation of Contra Costa County (formerly known as Save the Old County Jail), are requesting that the attached copy of our proposed Resolution be circulated to the Board of Supervisors as soon as possible.

Thank you,

Dean L. McLeod
Director

Attachment: Proposed Resolution

WHEREAS, the County Administrator informed the City Council of the City of Martinez on February 15, 2017 that he recommends keeping the 1903 Jailhouse for two years to discuss options for its reuse;³

WHEREAS, the Board of Supervisors supports the maintenance and renovation of the 1903 Jailhouse to preserve its historic quality;

WHEREAS, concerned residents of Martinez have expressed an interest in raising the funds to support the maintenance, renovation and reuse of the 1903 Jailhouse, through private, public and/or non-profit funding sources;

NOW THEREFORE, IT IS HEREBY DETERMINED AND ORDERED as follows:

Section 1. Recitals. All of the above recitals are true and correct.

Section 2. Authorization. The County Administrator is authorized and directed to place a two-to-five year hold on any demolition of the 1903 Jailhouse (excluding the Annex) to allow the concerned residents of Martinez to raise funds to renovate/reuse and maintain the 1903 Jailhouse.

Section 3. Delivery of Resolution. The Clerk of the Board of Supervisors is hereby directed to deliver a copy of this Resolution to the County Administrator and the City Clerk, City of Martinez.

Section 4. This Resolution shall take effect from and after its adoption.

I hereby certify that this is a true and correct copy of an action taken and entered in the minutes of the Board of Supervisors on the date shown.

ATTESTED: _____, 2017.

By: _____, Deputy

³ City of Martinez, City Council Minutes February 15, 2017.

*McLeod p. 92
279*

THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, CALIFORNIA

Adopted this Resolution on _____ by the following vote:

- AYE:
- NO:
- ABSENT:
- ABSTAIN:
- RECUSE:

Resolution No. 2017/_____

RESOLUTION AUTHORIZING MAINTENANCE OF THE HISTORIC 1903 DOWNTOWN JAILHOUSE, AS IS, IN ITS CURRENT LOCATION (EXCLUDING THE ANNEX) FOR TWO-TO-FIVE YEARS TO ALLOW THE POTENTIAL RE-PURPOSING AND REUSE OF THE HISTORIC DOWNTOWN JAILHOUSE BUILDING

RESOLVED, by the Board of Supervisors of the County of Contra Costa, State of California that:

WHEREAS, on January 31, 2017, the Board of Supervisors adopted a preferred location for the County administrative buildings at the parking lots between Escobar Street and Marina Vista Avenue, also called Site A or Option A;

WHEREAS, the proposed Final Environmental Impact Report for the Downtown Jail Demolition Project (Project) recognizes that the conceptual plans associated with Site A contemplate that the historic 1903 Jailhouse Building, (except the 1944 Annex) could remain in place as part of the civic center area, should an interested party present a viable reuse for the structure;¹

WHEREAS, the proposed Final Environmental Impact Report for the Downtown Jail Demolition Project reflects that the Project site is not part of the preferred location for the County Administrative building;²

¹ Downtown Martinez Jail Demolition Final Environmental Impact Report at 3-1.

² Downtown Martinez Jail Demolition Final Environmental Impact Report at 3-2.

FW: comment for BOS meeting and Administrative Record RE: Old Jail

From: Kristin Henderson ;
Sent: Tuesday, April 25, 2017 2:44 AM
To: hillary.heard@pw.cccounty.us; District5 <District5@bos.cccounty.us>; Jami Napier <Jami.Napier@cob.cccounty.us>
Subject: comment for BOS meeting and Administrative Record RE: Old Jail

PUBLIC COMMENT AND COMMENT FOR THE LEGAL ADMINISTRATIVE RECORD Re: 1903 Old Jail Demolition
EIR & Response to Comments to Draft EIR
To: CONTRA COSTA BOARD OF SUPERVISORS
From: Kristin Henderson 23 April 2017

A.Regarding the 1903 granite Old Jail (Old Jail), never have so many entities in Contra Costa County (County) supported the retention of a historic building and never has this County spent so many resources to demolish a historic building.

B. The Draft EIR is inadequate. Many of those that commentated on the Draft EIR asserted this inadequacy. The resulting responses by the lead agency via its agent are inadequate on many levels rendering the final EIR inadequate as described below by me and any other valid commentator:

1.Multiple case law instructs that the California Environmental Quality Act (CEQA) does not require the lead agency to consider how the environment might influence its project but rather only how its project would affect the environment. The underlying premise of the County's responses to the Draft EIR comments is that the 1903 Old Jail is in the way of the County's project instead of the lawful approach to CEQA: "15126.6 Consideration and Discussion of Alternatives to the Proposed Project: (b) Purpose. Because an EIR must identify ways to mitigate or avoid the significant effects that a project may have on the environment (Public Resources Code Section 21002.1), the discussion of alternatives shall focus on alternatives to the project or its location which are capable of avoiding or substantially lessening any significant effects of the project, even if these alternatives would impede to some degree the attainment of the project objectives, or would be more costly." And "While the information in the EIR does not control the agency's ultimate discretion on the project, the agency must respond to each significant effect identified in the EIR by making findings under Section 15091." The findings the County has asserted in its EIR are inadequate because they are neither based on a fair argument, feasibility, or reason as defined by CEQA. The whole of the record conveys the County has spent enormous resources compiling an EIR for a decision it has already made to demolish the Old Jail. Additionally, the County did not proceed according to CEQA:

2.The response to all Draft EIR comments declaring the 1903 Old Jail has historic value of some kind and should or must not be torn down was "...this comment is directed at a decision on the Project and not on an

environmental issue..." The comments from the California State Historic Preservation Officer, multiple historic societies, and individuals involved in history to various degrees are not only regarding the impact of the removal from the environment of a National Register historic resource, these comments are also commenting on an Environmental Impact report. The response that these are not environmentally aimed comments is deceptive and manipulative and again reveal that the County is more concerned with how the environment affects its project and not how its project affects the environment:

3.The County hiring ICF as its consultant is additional evidence. Their Website

<https://www.icf.com/markets/government/environment/nepa-ceqa-sepa> displays this text: "NEPA, CEQA, & SEPA...ICF supports clients in preparing legally defensible environmental impact assessments...ICF helps clients develop efficient, effective strategies to avoid potential liabilities that can arise during the environmental review process. We frequently work on time-sensitive projects..."

One of the primary purposes of both CEQA and NEPA is to identify, though the evaluation of alternatives to the proposed project, ways in which the environmental effects of a project can be avoided or minimized. It is not to hire a consultant who will ensure the public and affected municipalities cannot meaningfully participate in the CEQA process because of a subjective consultant creating a legally defensible environmental impact document(s) using all a County's resources at its disposal.

The following are but a small sample of communications that illustrate the County is concerned with the impacts of the environmental issues on its Old Jail project (project) and not visa versa. Further Public Record Act requests and subpoenas would reveal more evidence:

a)Rivasplata, Antero Tuesday, September 29, 2015 3:05 PM email to ICF To: Zeff, Sally Sally.Zeff@icfi.com> with subject: *two cases with findings overturned*;

b)Yarbrough, Edward To: Hillary Heard Cc: Walter, Rich; Antin, Elizabeth; Farr, Liza. Subject: *Jail Removal Project schedule attached for your review* Date: Thursday, July 23, 2015 4:24:56 PM; From: Brian Balbas

c)Sent: Monday, August 24, 2015 5:33 PM To: Leigh Chavez; Hillary Heard Cc: Karen Laws; Ramesh Kanzaria Subject: *old jail status*; Moreover Hillary Heard's October 15, 2015 letter to Aruna Bhat is further evidence: "The CAO would like us to proceed with this project as soon as possible while they continue to coordinate with the city to develop some sort of overall Specific Plan for the downtown area that would include County offices and Board Chambers. We have a CEQA consultant on board assisting us with this project, ICF, the same consultant that worked on the EIR for the West County project that was just completed."

3.The above is further problematic to the adequacy of the Draft EIR and its EIR because the whole of the action was NOT, despite the comment Responders claim, examined in the EIR or its iterations. Again, above and below samples of communications reveal this and would more Public Records Act requests and subpoenas:

a)From: Hillary Heard To: Yarbrough, Edward; Zeff, Sally Cc: "Antin, Elizabeth" Subject: RE: Martinez Jail Draft NOP Date: Thursday, October 15, 2015 12:23:00 PM Attachments: Martinez Jail_NOP_101415_pwd comments.doc Importance: High: Leigh and I came away from our meeting on 9/29 thinking we were going in the direction of drafting the EIR to focus on parking as the interim future use and that was fine but the NOP stated a potential future use as an office building? We had thought the parking lot as the interim use was fine so long as we have clear/solid objectives laid out since the future use of the site is unknown (see our comment on the second page of the NOP). We were also wondering if we will have a chance to review those draft objectives before the NOP goes out?

b)To: Julie Bueren Cc: Brian Balbas; Leigh Chavez Subject: RE: NOP for Jail Demo Date: Tuesday, October 20, 2015 10:37:00 AM: Julie, Yes, we received the NOP last week but we had some questions for ICF before it could be finalized. We got those questions answered yesterday and now it's ready to go over to DCD and we're working on the distribution list of who would get the NOP (we send that along with the NOP to DCD). I touched base with Aruna last week and she knows this is all headed their way. The goal is to get it to get the NOP and the distribution list to DCD on Wednesday and ask for an expedited review from DCD. Typically DCD request a two weeks to a month to review CEQA documents and we've asked for an expedited review for this. Given the date we are sending to DCD I've revised the NOP publication date to November 2nd. When I have the final NOP and distribution list this week I will also send it your way as well so you can share it with Mr. Twa.

c)Moreover, County Supervisor Federal Glover stated in a October 17, 2016 Martinez Tribune letter that the County wants to dramatically alter the physical landscape of Martinez and the County has not seriously undertaken considering its Master plan in decades. This is false and indicates the Old Jail Demolition project has been under consideration for some time as in 2007 the County undertook an engineering and capital master plan and portentously discluded the Old Jail from these analyses. Moreover, Glover states he looks forward to working with the City of Martinez on this plan and yet, when it comes to the Old Jail, the County dismisses State, County, and City regulatory framework as at least per responses to comments in the EIR.

λSection 15126.6(f)(1) of CEQA Guidelines provides the following guidance regarding feasibility: "Among the factors that may be taken into account when addressing the feasibility of alternatives are site suitability, economic viability, availability of infrastructure, general plan consistency, other plans or regulatory limitations, jurisdictional boundaries..."

Therefore, the County's response to the City of Martinez and the County's own regulatory framework-- that the project does not have to consider existing regulatory framework--is not following CEQA procedure and renders the EIR illegitimate.

4. On the subject of Feasibility: In addition to CEQAs own edicts, I submit that I understand two private and preservation developers have declared a wish to obtain the Old Jail. Moreover, the bid to preserve the Finance Building (Court House) was \$7,000,000 and now the Old Jail group is being told it also needs to raise \$7,000,000 to save the Old Jail building. Moreover, the County never put forth any other figures for feasible preservation alternatives and so no "reasonable" project alternative have been postulated in the EIR. Martinez Historical Society John Curtis request to evaluate monetary figures was rejected by the responder to comments. This calculated negligence on the part of the EIR preparers renders the EIR inadequate. The County's consultants ICF also merge the ideas of "No Project" with "Adaptive Reuse". For 15 surplus parking spaces which already exist proximal to the project site, the reuse of the Old Jail is feasible. Moreover, the County saved great money via deferred maintenance of the Old Jail as well as using the Old Jail for storage.

5. ICFs "historic architects" did not undertake due diligence and their conclusions are faulty and of course motivated to fulfill ICFs advertised goals of a legally defensible EIR. However, these sort of omissions render the EIR inadequate. Hillary Heard emailed me in response to a public comment that the consultant had updated the listing of National Register Listed properties and studies to include all that the properties that are such listed in the APE--and the consultant did not. I do note that page 70 describes some of the Listed properties but omits other listed properties and studies within the projects APE (725 Court, Borland Home Museum, Post Office, City Library, and "Historic Resources of Martinez California MPS). Because the most impact on the environment is the destruction of a historic resource and the de-listing of the entire court house block as a result, the 1903 Old Jail EIR is inadequate because of just the glaring omissions of information from the EIR and the refusal to make reasonable assessment of the environmental impacts.

CEQA: Section 21002 of CEQA states, in part, that: "... it is the policy of the state that public agencies should not approve projects as proposed if there are feasible alternatives or feasible mitigation measures available which would substantially lessen the significant environmental effects of such projects..."

These are my public and administrative record comments that I could produce in the time allowed and for the Old Jail project.

Thank you.

Kristin Henderson

_____ m
331 Greenway Drive
Martinez, CA 94553

The public speaker card is attached. They'll be ready...

From: Save The Contra Costa County 1903 Jail [<mailto:savethecountyjail@gmail.com@mail91.suw17.mcsv.net>] **On Behalf Of** Save The Contra Costa County 1903 Jail
Sent: Monday, April 24, 2017 11:57 AM
To: Jami Napier <Jami.Napier@cob.cccounty.us>
Subject: We need your help tomorrow!

2017 UPDATE #3 - Save the Contra Costa County 1903 Jail

[View this email in your browser](#)

Save the County Jail



WE NEED YOUR HELP TOMORROW!

Dear Friends of the 1903 County Jail in Martinez and to those folks who have recently discovered our Save the Jail effort,

Tomorrow morning the CCC Board of Supervisors meet to vote on the Final EIR entitled "the Downtown Martinez Jail

Demolition Project". While the County made rebuttals to the 42 letters of comment that many of us mailed to them last spring, the fight is not yet over.

We desperately need as many County citizens as possible to be at this meeting. This is what will be involved in making the County realize how serious we are at saving our Jail:

- The more of us the better!
- Request to Speak forms need to be filled out and handed in to the Clerk prior to the meeting commencement (it is provided below)
- The Board of Supes may or may not go into a closed session at 9:05. If they don't they will go right into the discussion of items being requested to be removed from tomorrow's meeting.
- If you plan to attend, plan to be there on time with your Request to Speak form and to return after 9:30 when the rest of the meeting commences.
- We believe a big crowd will get the most attention!

It will be in the Board Chambers, Room 107, 651 Pine St, Martinez, CA - 25 April 2017 at 9:00 am. PLEASE, consider being there to stop this travesty!

Your friends in Contra Costa County history,

"Save the County Jail"