

MINUTES
OF THE
REGULAR MEETING
CLAYTON CITY COUNCIL

TUESDAY, August 18, 2015

1. **CALL TO ORDER & ROLL CALL** – The meeting was called to order at 7:00 p.m. by Vice Mayor Geller in Hoyer Hall, Clayton Community Library, 6125 Clayton Road, Clayton, CA. Councilmembers present: Vice Mayor Geller and Councilmembers Diaz, Haydon and Pierce. Councilmembers absent: Mayor Shuey. Staff present: City Manager Gary Napper, City Attorney Mala Subramanian, and City Clerk/HR Manager Janet Brown.

2. **PLEDGE OF ALLEGIANCE** – led by Vice Mayor Geller.

3. **CONSENT CALENDAR**

It was moved by Councilmember Haydon, seconded by Councilmember Pierce, to approve the Consent Calendar as submitted. (Passed; 4-0 vote).

- (a) Approved the minutes of the adjourned regular meeting of August 4, 2015 and of the special meeting on July 30, 2015.
- (b) Approved Financial Demands and Obligations of the City.

4. **RECOGNITIONS AND PRESENTATIONS** – None.

5. **REPORTS**

- (a) Planning Commission – No meeting held.
- (b) Trails and Landscaping Committee – No meeting held.
- (c) City Manager/Staff

City Manager Gary Napper advised the filing deadline for the vacant Police Chief position closed last week and several applicants applied. Unfortunately, Interim Chief Koford did not apply as he is a retired CalPERS annuitant and did not wish to jeopardize his pension status. Interviews should occur next week.

- (d) City Council - Reports from Council liaisons to Regional Committees, Commissions and Boards.

Councilmember Diaz attended a National Night Out event in his neighborhood, the Clayton Business and Community Association General Membership meeting; the League of California Cities East Bay Division meeting; and the Thursday Night Concert and Car Show in The Grove. He announced the upcoming Thursday Night Concert in The Grove features the band, Crossman Country. Mr. Diaz also indicated Ed's Mudville Grill completed its AED training through the City's CERT Program, which retains Clayton's designation as a Heart Safe Community by the County Emergency Medical Services agency.

Councilmember Haydon noted the AED for Ed's Mudville Grill was generously donated by Clayton Business and Community Association. He attended the Contra Costa County Mayors' Conference hosted by Hercules and also attended the 8th Annual Clayton Business and Community Association Rib Cook-Off, where there were 32 contestants.

Councilmember Pierce attended meetings of Associated Bay Area Governments, Metropolitan Transportation Commission, and Contra Costa Transportation Authority. Councilmember Pierce indicated the Clayton Historical Society will be dedicating a new historical marker commemorating the Eucalyptus trees and history of the site now known as The Grove Park on August 29th at 5:45 p.m.; at the corner near Village Market is where the ceremony takes place. Clayton's first Mayor, Bob Hoyer, will be in attendance.

Vice Mayor Geller noted he was a judge at CBCA's 8th Annual Rib Cook-Off at the Clayton Saloon; he also attended the Saturday Concerts in The Grove featuring the band, the Fundamentals; the Contra Costa County Mayors' Conference in Hercules, and the Clayton Business and Community Association general meeting. He added the entire Clayton Council are members of the Clayton Business and Community Association as private citizens and they each volunteer numerous hours to the community..

- (e) Other – None.

6. PUBLIC COMMENT ON NON - AGENDA ITEMS

Elizabeth Williams, adult leader with Boy Scout Troop 444 in attendance tonight for their Communication Badge, wanted to demonstrate how to communicate at a public meeting. Ms. Williams advised she was aware of the recent PG&E lighting project with its positive energy savings but inquired on the cost savings to the City. She added alternative feedback that since the installation of the LED lights, she is less able to see the stars at night and now needs to install black-out shades for her bedrooms as the lamps cast more light.

City Manager Napper advised he recalls the energy-efficient program calculated the City's initial investment would be recovered in 4.4 years. The first year of savings should be approximately \$4,600. The new bulbs do cast a brighter white-blue light which can be eye piercing if looked at directly. When he pointed that result to his wife, his wife's reply was, "Then don't look at them." Where installed

the street lights do appear as a blue light versus the prior soft-yellow warm light but the new lighting does offer increased visibility of pedestrians for public safety, and to drivers as well.

Councilmember Pierce stated the energy-savings project cost the City \$41,732. Vice Mayor Geller thanked PG&E and City Maintenance Supervisor John Johnston for bringing the street light efficient project to the City.

7. **PUBLIC HEARINGS** – None.

8. **ACTION ITEMS**

- (a) Continued consideration of designating a City Council Voting Delegate and Alternate Delegate for the League of California Cities 2015 Annual Conference to be held September 30th – October 2nd in San Jose.
(City Clerk)

City Clerk Janet Brown presented the staff report and noted the registration fee for this year's annual League Conference is \$550.00, which does not include additional expenses of transportation or lodging accommodations. Last year, the City covered the registration expense for one new council member to attend by absorbing the cost in the existing City Budget. No monies are actually budgeted for any conference attendance by Council or staff. Prior to this evening's meeting, the League of California Cities Annual Conference Resolutions for consideration at the Business Session had not been posted to its website for review.

Councilmember Pierce indicated after reviewing on-line the potential topics to be held at the Conference, she did not see a pressing reason to have Clayton representation attend the upcoming League of California Cities Annual Conference. Councilmember Haydon shared similar thoughts and could not come up with a justifiable reason why Clayton would need to be there or incur the expense.

Vice Mayor Geller opened the floor to receive public comments; no public comments were offered.

It was moved by Councilmember Haydon, seconded by Councilmember Pierce, to not have a Voting Delegate or Alternate of the City of Clayton attend the League of California Cities 2015 Annual Conference to be held September 30th – October 2nd in San Jose. (Passed; 4-0 vote).

9. **COUNCIL ITEMS** – limited to requests and directives for future meetings.
None.

10. CLOSED SESSION

(a) *Government Code Section 54956.8*, Conference with Real Property Negotiators. Real Property: 6005 Main Street (APNs 119-011-002-1; 118-560-010-1; 118-370-041-6). Instructions to City Negotiators (Mayor David Shuey and Council Member Julie Pierce; and Ed Del Becarro, Managing Director, Transwestern) concerning price and terms of payment.

- Negotiating Parties:
1. DRG Builders, Inc. (Doyle Heaton).
 2. Pacific Union Land Company (Joshua Reed).
 3. City Ventures, LLC (Patrick Hendry).
 4. Avesta Development Group, LLC (Mohammad Javanbakht).

Vice Mayor Geller advised that all 5 members of the Clayton City Council should be in attendance for this particular Closed Session; with Mayor Shuey's absence this item must be deferred to a specific date and time when all can be present.

It was moved by Councilmember Pierce, seconded by Vice Mayor Geller, to adjourn this Closed Session matter to an Adjourned Regular Meeting to be held at 7:30 p.m. on August 19, 2015 at Hoyer Hall, located at 6125 Clayton Road, Clayton, CA. (Passed; 4-0 vote).

11. ADJOURNMENT– the City Council meeting of September 1, 2015 has been canceled. The next regularly scheduled meeting of the City Council will be September 15, 2015.

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Respectfully submitted,



Janet Brown, City Clerk

APPROVED BY CLAYTON CITY COUNCIL



David T. Shuey, Mayor

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