



# **AGENDA**

## **JOINT REGULAR MEETINGS**

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### **CLAYTON CITY COUNCIL and OAKHURST GEOLOGICAL HAZARD ABATEMENT DISTRICT (GHAD)**

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**TUESDAY, December 1, 2015**

**7:00 P.M.**

*Hoyer Hall, Clayton Community Library  
6125 Clayton Road, Clayton, CA 94517*

**Mayor:** Howard Geller

**Vice Mayor:** Jim Diaz

#### **Council Members**

Keith Haydon

Julie K. Pierce

David T. Shuey

- A complete packet of information containing staff reports and exhibits related to each public item is available for public review in City Hall located at 6000 Heritage Trail and on the City's Website at least 72 hours prior to the Council meeting.
- Agendas are posted at: 1) City Hall, 6000 Heritage Trail; 2) Library, 6125 Clayton Road; 3) Ohm's Bulletin Board, 1028 Diablo Street, Clayton; and 4) City Website at [www.ci.clayton.ca.us](http://www.ci.clayton.ca.us)
- Any writings or documents provided to a majority of the City Council after distribution of the Agenda Packet and regarding any public item on this Agenda will be made available for public inspection in the City Clerk's office located at 6000 Heritage Trail during normal business hours.
- If you have a physical impairment that requires special accommodations to participate, please call the City Clerk's office at least 72 hours in advance of the meeting at (925) 673-7304.

**\* CITY COUNCIL \***

**December 1, 2015**

1. **CALL TO ORDER THE CITY COUNCIL** – Mayor Geller.

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

3. **CONSENT CALENDAR**

*Consent Calendar items are typically routine in nature and are considered for approval by the City Council with one single motion. Members of the Council, Audience, or Staff wishing an item removed from the Consent Calendar for purpose of public comment, question or input may request so through the Mayor.*

(a) **Information Only** – No Action.

1. Notification by Republic Services (aka Allied Waste Services) that residential and commercial solid waste/recycling collection and disposal services rates in Clayton will increase by 2.34% effective January 1, 2016 (90% of the annual October-October Consumer Price Index change of 2.6%, per the City's Franchise Agreement). ([View Here](#))

2. Notice of a Public Hearing on Wednesday, January 6, 2016 by the Contra Costa Water District Board (CCWD) for its consideration of a treated water rate revenue increase of up to 3.5%, to become effective February 1, 2016. ([View Here](#))

(b) Approve the minutes of the regular meeting of November 17, 2015. ([View Here](#))

(c) Approve Financial Demands and Obligations of the City. ([View Here](#))

(d) Adopt a Resolution setting, adjusting and approving the City Manager's salary range and annual salary, awarding a one-time discretionary pay for performance, and authorizing the Mayor to execute a Third Amendment to the City Manager's Employment Agreement. ([View Here](#))

(e) Adopt a Resolution deleting Capital Improvement Project (CIP) No. 10414 – East Marsh Creek Road Upgrade from the City's 5-Year CIP Budget, and adding CIP No. 10437 – the 2016 Arterial Street Rehabilitation Project. ([View Here](#))

(f) Adopt a Resolution to amend and restate the City's ICMA-RC 401(a) governmental money purchase plan and trust document. ([View Here](#))

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

**6. PUBLIC COMMENT ON NON - AGENDA ITEMS**

*Members of the public may address the City Council on items within the Council's jurisdiction, (which are not on the agenda) at this time. To facilitate the recordation of comments, it is requested each speaker complete a speaker card available on the Lobby table and submit it in advance to the City Clerk. To assure an orderly meeting and an equal opportunity for everyone, each speaker is limited to 3 minutes, enforced at the Mayor's discretion. When one's name is called or you are recognized by the Mayor as wishing to speak, the speaker shall approach the public podium and adhere to the time limit. In accordance with State Law, no action may take place on any item not appearing on the posted agenda. The Council may respond to statements made or questions asked, or may at its discretion request Staff to report back at a future meeting concerning the matter.*

*Public comment and input on Public Hearing, Action Items and other Agenda Items will be allowed when each item is considered by the City Council.*

**7. PUBLIC HEARINGS - None.**

**8. ACTION ITEMS**

- (a) Consideration of the City's Annual Report concerning the City's levy, collection and disposition of development impact mitigation fees during FY 2014-2015, in compliance with *California Government Code* (AB 1600). ([View Here](#)) (Finance Manager)

Staff recommendation: Following staff report and opportunity for public comment, adopt the Resolution with the findings there is a reasonable relationship between the current needs for the development impact mitigation fees and the purposes for which the fees were originally levied and collected by the City.

**9. COUNCIL ITEMS – limited to requests and directives for future meetings.**

10. **RECESS THE CITY COUNCIL MEETING** – Mayor Geller  
(until after the conclusion of the Oakhurst Geological Hazard Abatement District meeting)

11. **RECONVENE THE CITY COUNCIL MEETING** – Mayor Geller

12. **CLOSED SESSION**

- (a) *Government Code Section 54956.8*, Conference with Real Property Negotiators  
Real Properties: 6005 Main Street (APNs 119-011-002-1; 118-560-010-1; 118-370-041-6)  
Instructions to City Negotiators: Council Members Pierce and Shuey, and  
Ed Del Becarro, Managing Director, Transwestern, concerning price and  
terms of payment.  
Negotiating Party: Pacific Union Land Company (Joshua Reed)

Report out from Closed Session: Mayor Geller

13. **ADJOURNMENT**– the next regularly scheduled City Council meeting is December 15, 2015.

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**\* OAKHURST GEOLOGICAL HAZARD ABATEMENT DISTRICT \***  
**December 1, 2015**

1. **CALL TO ORDER AND ROLL CALL** – Chairman Geller.

2. **PUBLIC COMMENTS**

*Members of the public may address the District Board of Directors on items within the Board's jurisdiction, (which are not on the agenda) at this time. To facilitate the recordation of comments, it is requested each speaker complete a speaker card available on the Lobby table and submit it in advance to the Secretary. To assure an orderly meeting and an equal opportunity for everyone, each speaker is limited to 3 minutes, enforced at the Chair's discretion. When one's name is called or you are recognized by the Chair as wishing to speak, the speaker shall approach the public podium and adhere to the time limit. In accordance with State Law, no action may take place on any item not appearing on the posted agenda. The Board may respond to statements made or questions asked, or may at its discretion request Staff to report back at a future meeting concerning the matter.*

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3. **CONSENT CALENDAR**

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(a) Approve the Board of Directors' minutes for its regular meeting July 21, 2015.  
([View Here](#))

4. **ANNUAL REORGANIZATION OF THE BOARD OF DIRECTORS**

(a) Nominations and election of Chair for 2016 (Chairman Geller to conduct the election).  
([View Here](#))

(b) Nominations and election of Vice Chair for 2016 (New Chair to conduct this election).

5. **PUBLIC HEARINGS** - None.

6. **ACTION ITEMS** – None.

7. **BOARD ITEMS** – limited to requests and directives for future meetings.

8. **ADJOURNMENT** – the next meeting of the GHAD Board of Directors will be scheduled as needed.

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