

**MINUTES**  
**OF THE**  
**REGULAR MEETING**  
**CLAYTON CITY COUNCIL**

**TUESDAY, April 7, 2020**

1. **CALL TO ORDER & ROLL CALL** – The meeting was called to order at 7:03 p.m. by Mayor Pierce on a virtual web meeting and telephonically (877)853-5257 **Councilmembers present:** Mayor Pierce, Vice Mayor Wan and Councilmembers Catalano, Diaz and Wolfe. **Councilmembers absent:** None. **Staff present:** City Manager Ikani Taumoepeau, City Attorney Mala Subramanian, City Engineer Scott Alman, Community Development Director Matthew Feske, Finance Director Paul Rodrigues, and City Clerk/HR Manager Janet Calderon.

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

3. **CONSENT CALENDAR**

**It was moved by Councilmember Diaz, seconded by Vice Mayor Wan, to approve the Consent Calendar as submitted. (Passed; 5-0 vote).**

- (a) Approved the minutes of the City Council's regular meeting of March 17, 2020 and City Council's special meeting of March 17, 2020.
- (b) Approved Financial Demands and Obligations of the City.
- (c) Adopted Resolution No. 12-2020 Directing the Preparation of an Engineer's Report for the Diablo Estates Benefit Assessment District.
- (d) Awarded Multi-Year Contract to Waraner Brothers Tree Service for Annual Weed Abatement Services on Public Properties within the Landscape Maintenance District.

4. **RECOGNITIONS AND PRESENTATIONS**

Mayor Pierce asked the City Manager to introduce new staff members.

Community Development Director, Matthew Feske, provided a brief introduction and background and thanked the City Council for the opportunity.

Finance Manager, Paul Rodrigues, provided a brief introduction and background and thanked the City Council for the opportunity.

City Manager Taumoepeau provided a brief report from Chief Warren regarding the activities and updates in the Clayton Police Department.

Mayor Pierce inquired if there has been a reduction in vandalism at the parks due to the shelter-in-place.

City Manager Taumoepeau confirmed there has been a significant reduction in vandalism at the parks.

**5. REPORTS**

- (a) Planning Commission – Commissioner Terri Denslow indicated the Commission’s agenda at its meeting of March 10, 2020, included consideration of a Home Occupation Permit (HOP-03-20) for Teresa Merani Photography located at 5873 Caulfield Drive. Chair Cloven indicated he had a conflict of interest after minute approval, than recused himself. This item was approved 4-0.
- (b) Trails and Landscaping Committee – No meeting held.
- (c) City Manager/Staff –

City Manager Taumoepeau provided his report under recognitions and presentations

Police Report –

Introduction of new:

Finance Manager, Paul Rodrigues

Community Development Director, Matthew Feske

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

Councilmember Catalano indicated “No Report”.

Councilmember Wolfe emailed and calls with constituents and met with the City Manager.

Vice Mayor Wan emailed constituents.

Councilmember Diaz met with the City Manager and was on several conference calls regarding the COVID-19.

Mayor Pierce attended Contra Costa Transportation Authority meeting, announced the cancellation of the April and May Contra Costa County Mayors’ Conference, and announced the May Concerts in The Grove have been postponed.

- (e) Other – None.

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

The City Clerk read Public Comment received by Glenn Miller, 1005 Pebble Brach Drive, requesting City Council to further review, discuss and reconsider the tax and assessment policy that has been applied to the recently approved Olivia project and presumably used and applied to similar high density projects.

Drina Rubiales, requested to address the crossing guard at Mt. Zion and Pine Hollow intersection finding in the past year it has been very effective and would like to continue having this crossing guard; requesting the City to take over the funding of \$12,000.00.

Dan Hummer clarified from the March 3 City Council meeting regarding The Olivia Project that the residents of Stranahan are not against affordable housing, they are against the CEQA exemption, density, the height of the building and negative impact to nearby residents. He also noted the residents have hired a CEQA attorney who is finishing up the writ of mandate which is expected to be submitted soon.

Roy Correra feels the dynamic of the City Council is divisive in goal setting and achieving objectives. He also inquired on the City's use of Glyphosate, and would like to see term limits on City Council members.

Sandra Mazza inquired if there have been any updates on the use of the golf course while maintaining social distancing by walking the course, and noted the trails near Eagle Peak have not been maintained by the City.

City Manager Taumoepeau noted Contra Costa County provided the mandate regarding the golf course. He also advised the City has stopped its use of Glyphosate since fall 2019 and the city is using pre-emergent as a substitution.

7. **PUBLIC HEARINGS** – None.

8. **ACTION ITEMS**

- (a) Resolution Allocating \$34,048 Measure J Program 28-A Co-Op Funds and \$36,163 Measure J LDM 2.09% Off-Year Funds to Capital Improvement Project #10448 School Intersection Project, Establishing Project Scope and Authorizing the Project to Be Built.

City Engineer Scott Alman presented the report.

Following questions by City Council, Mayor Pierce opened the item to public comment.

Dan Hummer supported the request of the City Council to fund the additional crossing guard.

Mayor Pierce closed public comment.

**It was moved by Councilmember Catalano, seconded by Councilmember Wolfe to adopt Resolution No. 13-2020 Allocating \$34,048 Measure J Program 28-A Co-Op Funds and \$36,163 Measure J LSM 2.09% Off-Year Funds to Capital Improvement Project #10448 School Intersection Project, Establishing Project Scope and Authorizing the Project to be Built. (Passed 5-0)**

- (b) Discuss and Consider Draft Letter to the County Regarding Notice of Preparation (NOP) Comments on the CEMEX Clayton Quarry Reclamation Plan Amendment.

Councilmember Catalano presented the report.

Following questions by City Council, Mayor Pierce opened public comments.

Drina Rubiales provided comment on the previous item in support of the stop signs. She also added the Parent Faculty Club is in the process of working on their budget for 20-21 noting they could be also experience some impacts based on the COVID-19 impact and fundraising. She urged the City Council to consider allocation to the Crossing Guard as soon as possible.

Dan Hummer wanted to confirm the city's standpoint on filling the hole and terraform up the hillside to a more natural look.

Mayor Pierce advised several comments were received prior to the meeting regarding this project from the quarry (Deborah Haldeman) and neighbors (Denis Weil, Melinda Molloy Moore, and Bill Burmeister) in the adjacent area and neighborhoods that overlook the quarry. Mayor Pierce advised the letter for consideration this evening is regarding the scoping that should be conducted with the Environmental Impact Report requesting a look at the former plan and other variances in addition to the proposal by the applicant.

Mayor Pierce closed public comment.

**It was moved by Vice Mayor Wan, seconded by Councilmember Wolfe to approve the draft letter to the County Regarding Notice of Preparation (NOP) Comments on the CEMEX Clayton Quarry Reclamation Plan Amendment, as amended. (Passed 5-0)**

## **9. COUNCIL ITEMS**

Councilmember Diaz inquired on the status of the Downtown Planter Box Project.

City Engineer Scott Alman advised there have been some issues with the sub-contractors and social distancing; however the General Contractor confirmed the project should be completed in the new few weeks.

Councilmember Diaz also acknowledged there are four cases of COVID-19 in the City of Clayton; however he is interested in the process of how patients were identified with positive results through a hospital or testing facility.

City Manager Taumoepeau added four cases are currently the lowest in the county; however there could be many more that have not been tested. He encouraged social distancing, hand washing, hand sanitizer, wearing gloves, and masks.

## **10. CLOSED SESSION – None.**

## **11. ADJOURNMENT– on call by Mayor Pierce, the City Council adjourned its meeting at 8:52 p.m.**

The next regularly scheduled meeting of the City Council will be April 21, 2020.

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Respectfully submitted,



Janet Calderon, City Clerk

APPROVED BY THE CLAYTON CITY COUNCIL



Julie Pierce, Mayor

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