

MINUTES
OF THE
REGULAR MEETING
CLAYTON CITY COUNCIL

TUESDAY, May 5, 2020

1. **CALL TO ORDER & ROLL CALL** – The meeting was called to order at 7:02 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, Police Chief Elise Warren, Finance Director Paul Rodrigues, Community Development Director Matthew Feske, and City Clerk/HR Manager Janet Calderon.

2. **PLEDGE OF ALLEGIANCE**

3. **CONSENT CALENDAR**

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

- (a) Approved the minutes of the City Council's regular meeting of April 21, 2020.
- (b) Approved Financial Demands and Obligations of the City.
- (c) Approved the Biennial Review of Conflict of Interest Code.
- (d) Adopted Resolution No 21-2020 Approving Certain Contracts Related to the Purchase and Outfitting of a New Replacement Police Patrol Vehicle and Authorize the Disposal of a Police Vehicle (Unit 1734) as Surplus to the Needs of the City.

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

5. **REPORTS**

- (a) Planning Commission – Community Development Director Matthew Feske indicated the Commission's agenda at its meeting of April 28, 2020, included routine business items and introductions..
- (b) Trails and Landscaping Committee – No meeting held.
- (c) City Manager/Staff –

City Manager Taumoepeau introduced staff to provide their departments reports.

Police Chief Elise Warren provided a brief update in the Police Department for the month of April.

Community Development Director Matthew Feske provided a brief update of the Planning Department.

Finance Director Paul Rodrigues provided a brief update regarding his review of the City's budget.

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

Councilmember Wolfe observed Regency Drive, emailed and called constituents, and conference calls with Senator Glazer.

Councilmember Catalano indicated "No Report".

Vice Mayor Wan emailed constituents, and had communications with residents on Mountaire Parkway who are now experiencing congestion due to the restricted parking on Regency and Rialto Drive.

Mayor Pierce attended several virtual meetings with the Metropolitan Transportation Commission Governance Committee, Association of Bay Area Governments Executive Board and Finance Committee meeting, and Contra Costa Transportation Authority. Mayor Pierce also received several emails regarding Regency Drive and Dana Hills residents regarding trail access. She also attended conference calls with Senator Glazer.

Councilmember Diaz had communications with residents on Regency Drive and had positive feedback regarding Oakhurst Golf Course.

- (e) Other – None.

6. **PUBLIC COMMENT ON NON - AGENDA ITEMS** – None.

7. **PUBLIC HEARINGS** – None.

8. **ACTION ITEMS**

- (a) Continuation of the Local Emergency Declaration Regarding Novel Corona Virus (COVID-19) Indefinitely.

City Manager Ikani Taumoepeau presented the report.

Following questions by City Council, Mayor Pierce opened the item to public comment; no comments were offered.

It was moved by Vice Mayor Wan, seconded by Councilmember Wolfe to Continue the Local Emergency Declaration Regarding Novel Corona Virus (COVID-19) Indefinitely. (Passed 5-0)

- (b) Discuss and Consider the LGBT Pride Month Proclamation in the City of Clayton.
- (c) Adopted Resolution No. 22-2020 Directing Staff to Fly the Rainbow Flag at City Hall, Clayton Library, and The Grove Throughout the Month of June and Discuss and Consider a Possible Ceremony to Raise the Pride Flag.

Councilmember Catalano and Councilmember Wolfe presented the report noting a suggestion of a revision to the abbreviation.

City Attorney Subramanian advised the City Council they have the option to hear the next staff report then take Public Comment on both items.

Mayor Pierce noted the language in the Resolution and Proclamation in sync as far as the language to LGBTQ+ and "Q" to questioning throughout the documents.

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

The City Clerk read Public Comment received by Fred Fuld III requesting the City Council to show its appreciation to Clayton's essential workers in the month of June as it is National Safety month.

The City Clerk read public Comment received by Kahni Horton expressed the possible unintended consequences of flying the rainbow flags in the City of Clayton. She objects to flying any other flag except for the state of California and American flag.

The City Clerk read public Comment received by Lisa Miller objects to the City promoting any special interest symbol on public property.

The City Clerk read public Comment received by Glenn Miller who is also opposed to the flying of the rainbow flag as there are some staff cost to raise and lower the flag.

Kiku Johnson expressed support of this item and gratitude to the City.

Cesar Zepeda expressed support of this item further noting that he will be donating pride flags for presentation to the City.

Dee Vieira expressed support of this item and shared the meaning of the pride flag. Ms. Vieira would also like to assist in the celebration of the raising of the pride flag.

Daphne Valdez expressed support of this item.

Mayor Pierce closed public comment.

It was moved by Councilmember Wolfe, seconded by Councilmember Diaz to approve the LGBT Pride Month Proclamation, as amended and adopt Resolution No. 22-2020 Recognizing June 2020 as Lesbian, Gay, Bisexual, Transgender, Queer, Plus (LGBTQ+) Pride Month in the City of Clayton and Directing Staff to Fly the Rainbow Flag at City Hall, Clayton Library, and The Grove Throughout the Month of June, as amended. (Passed 5-0)

9. **COUNCIL ITEMS** – None.

10. **CLOSED SESSION**

Mayor Pierce announced the City Council will adjourn into Closed Session for the following noticed item (8:28 p.m.):

1. Conference with Legal Counsel – Existing Litigation
Government Code section 54956.9(d)(1)
Clayton for Responsible Development vs. City of Clayton
Contra Costa Superior Court Case No. N20-0543

Report out of Closed Session (8:53 p.m.)

Mayor Pierce reported the City Council received information from its City Attorney regarding this matter but no reportable action was taken.

11. **ADJOURNMENT**– on call by Mayor Pierce, the City Council adjourned its meeting at 8:54 p.m.

The next regularly scheduled meeting of the City Council will be May 19, 2020.

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Respectfully submitted,



Janet Calderon, City Clerk

APPROVED BY THE CLAYTON CITY COUNCIL



Julie Pierce, Mayor

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