

MINUTES
OF THE
REGULAR MEETING
CLAYTON CITY COUNCIL

TUESDAY, July 16, 2019

1. **CALL TO ORDER & ROLL CALL** – The meeting was called to order at 7:00 p.m. by Mayor Catalano in Hoyer Hall, Clayton Community Library, 6125 Clayton Road, Clayton, CA. Councilmembers present: Mayor Catalano, Vice Mayor Pierce, and Councilmembers Diaz, Wan, and Wolfe. Councilmembers absent: None. Staff present: Assistant to the City Manager Laura Hoffmeister, City Attorney Mala Subramanian, City Engineer Scott Alman, and City Clerk/HR Manager Janet Calderon.

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

3. **CONSENT CALENDAR**

Councilmember Wan requested Item 3(i) be pulled from the Consent Calendar for separate discussion.

It was moved by Councilmember Wolfe, seconded by Vice Mayor Pierce, to approve the Consent Calendar Items 3(a) – 3(h) and 3(j). (Passed; 5-0 vote).

(a) Information Only – No Action Requested.

1. Notification by the Government Finance Officers Association (GFOA) that Clayton's Annual Financial Report (CAFR) for Fiscal Year 2018 was awarded the GFOA's Certificate of Achievement for Excellence in Financial Reporting (3rd consecutive year).

(b) Approved the minutes of the City Council's regular meeting of June 20, 2019.

(c) Approved the Financial Demands and Obligations of the City.

(d) Adopted Resolution No. 28-2019 setting and levying real property tax assessments in FY 2019-20 for the Oak Street Permanent Road Division.

(e) Adopted Resolution No. 29-2019 setting and levying real property tax assessments in FY 2019-20 for the High Street Permanent Road Division.

(f) Adopted Resolution No. 30-2019 setting and levying real property tax assessments in FY 2019-20 for the Oak Street Sewer Assessment District.

(g) Adopted Resolution No. 31-2019 setting and levying real property tax assessments in FY 2019-20 for the Lydia Lane Sewer Assessment District.

(h) Adopted Resolution No. 32-2019 approving the Engineer's Report and levying the annual assessments in FY 2019-20 on real properties for the operation and maintenance of residential street lights in the Street Lighting Assessment District, pursuant to Streets and Highways Code 18070 and CA Government Code 54954.6

- (j) Adopted Resolution No. 33-2019 accepting the completion of the Capital Improvement Project for the demolition of the City-owned bungalows at 1005 and 1007 Oak Street and authorizing the City Clerk to file the notice of Completion.

Consent Calendar Pulled

- 3(i) Adopted Resolution No. 34-2019 approving the City Master Fee Schedule for FY 2019-20 regarding certain fees for user-benefit municipal services and rental of City facilities.

Councilmember Wan inquired if the Tree Removal Non-Compliance Penalty was a new fine. Assistant to the City Manager confirmed the Tree Removal Non-Compliance is a new fee to the 2019-20 Master Fee Schedule referring to Exhibit "A" on the first page.

It was moved by Councilmember Wan, seconded by Vice Mayor Pierce, to approve Consent Calendar Item 3(i), as submitted. (Passed; 5-0 vote).

4. RECOGNITIONS AND PRESENTATIONS

- (a) A Proclamation declaring Friday, August 16, 2019 as "Dallin Sorensen Day" in the City of Clayton in recognition of his achievement of the Eagle Scout Award.

Mayor Catalano read a proclamation and presented it to Mr. Dallin Sorensen.

Samantha Yturralde, Field Representative from Assembly member Tim Grayson's office also provided a certificate of recognition to Mr. Dallin Sorensen.

5. REPORTS

- (a) Planning Commission – No meeting held.
- (b) Trails and Landscaping Committee – No meeting held.
- (c) City Manager/Staff – No report.
- (d) City Council - Reports from Council liaisons to Regional Committees, Commissions and Boards.

Councilmember Wan attended the Annual 4th of July parade, the Special Meeting interview of the Interim City Manager, and provided a brief update on the State Action regarding the CASA Compact Assembly Bill 1487.

Vice Mayor Pierce attended the ad-hoc committee meeting of Association of Bay Area Governments and Metropolitan Transportation Commission with Assembly Member Chu regarding CASA Compact Assembly Bill 1487, several Contra Costa Transportation Authority meetings, several Association of Bay Area Governments meetings, the Bay Area Regional Collaborative meeting, the Special Meeting interview of the Interim City Manager, the Transportation Expenditure Plan ad-hoc committee meeting, the East Bay Leadership installation of new officers dinner, the Annual 4th of July Parade, the Concert in The Grove featuring Pride and Joy, met with Senator Glazier staff regarding Assembly Bill 1487, and the Contra Costa County Mayors' Conference.

Councilmember Wolfe attended the Concerts in the Grove featuring The Boys of Summer, the Clayton Business and Community Association Oktoberfest planning meeting, the Contra Costa County Library Foundation meeting, spoke with the executive search firm regarding the recruitment of the new City Manager, the Concert in The Grove featuring Pride and Joy, the Special Meeting interview of the Interim City Manager, was the announcer at the Annual 4th of July Parade, the Clayton Business and Community Association BBQ Cook-off event, and noted August 9 between 9:00 am to 10:00 am KTVU will be featuring Clayton in its Zip Trips segment encouraging support of the program.

Councilmember Diaz attended the Concert in The Grove featuring The Boys of Summer, the Special Meeting interview of the Interim City Manager, the Classic Car Show and DJ event, the Contra Costa County Fire Protection District Academy Graduation for Class 53, the Contra Costa Water District Board meeting, the Annual 4th of July Parade and Pancake breakfast, the Concert in the Grove featuring Pride and Joy, the Classic Car Show and DJ event, and the Clayton Business and Community Association BBQ Cook-off event.

Mayor Catalano attended East Contra Costa County Habitat Conservancy Board meeting, the Special Meeting interview of the Interim City Manager, the Annual 4th of July parade, the Contra Costa County Mayors' Conference in Pleasant Hill, and the Clayton Business and Community Association BBQ Cook-off event. Mayor Catalano also thanked Councilmember Wan for the prompt information regarding Assembly Bill 1487.

- (e) Other: Keith Haydon, Central Contra Costa Transit Authority Board of Directors (CCCTA).

Keith Haydon, Central Contra Costa Transit Authority Board Member representing Clayton, provided a mid-year report of the Board meeting noting a few items of interest for Clayton: 1. Service and Fare Updates; 2. Innovation Upgrades and Projects; and 3. Budget and Finance. Mr. Haydon also inquired with CCCTA staff about the feasibility of extending the final stop of Route 310 on the weekends to Regency Drive for the state park hikers.

6. PUBLIC COMMENT ON NON - AGENDA ITEMS

Ann Stanaway, 1553 Haviland Place, expressed her concern of the City Council approving minutes for a meeting that did not occur the Agenda referenced June 20, 2019 while the attached minutes of June 18, 2019 is correct. She is also disappointed in the City continuing to publish summary minutes.

Mayor Catalano thanked Ms. Stanaway for her comments and referred the public to the City Council meeting video for a verbatim record of the meeting.

Glenn Miller requested Keith Haydon to request a re-route of Route 10 from the bottom of Peacock Creek suggesting that stop relocate to the Library. Mr. Miller requested the City Council consider future items regarding 1. Paving on Peacock Creek as he has noticed a large pothole and the paving at Inverness and Peacock Creek near the stop sign also needs attention; 2. Update on Landscaping and Irrigation services on Peacock Creek; 3. Peacock Creek Entryway sign landscaping needs maintenance; 4. Peacock Creek Sign area and area around the Park and Ride improvements; and 5. Requested the Clayton Fountain not operational Friday, Saturday and Sunday for National Holidays.

Jim Gamble, Prospector Place, expressed his concerns regarding Assembly Bill 1487 regarding the requirement of listing vacant land and public lands for possible development. Mr. Gamble suggested a future ballot measure to protect the vacant downtown lot in Clayton for the November 2020 General Election requesting a simple yes or no answer by the voters.

Roy Correa inquired on accomplishments and achievements by the City. He also expressed concerns with potential health issues regarding the use of Round-Up; robbery and break-in prevention; downtown improvements; effort in filling vacant storefronts; resolving parking issues on Regency Drive; quality assurance in recent paving projects; accountability reports on project status; and City Manager recruitment.

Mayor Catalano advised the CASA Compact was previously discussed in detail at a prior City Council meeting; Round-Up usage was also discussed previously, the Regency Parking permit program was approved at last month's City Council meeting. Mayor Catalano further noted Clayton has one of the highest Pavement Index ratings in the Bay Area; and the recruitment of the City Manager will be made by the full City Council. She further noted the ad-hoc committee was established to interview various executive search firms to conduct the recruitment.

Vice Mayor Pierce added comments regarding Assembly Bill 1487 where eminent domain has been removed entirely, further amendments will be made based on feedback from various agencies including the Contra Costa County Mayors' Conference.

Councilmember Wan noted he and Councilmember Wolfe have received a number of emails regarding citizen concerns around the City. He advised those emails have been passed to the appropriate staff member to be addressed.

7. PUBLIC HEARINGS

- (a) Noticed Public Hearing on the proposed real property tax assessments in FY 2019-20 for the Diablo Estates at Clayton Benefit Assessment District (BAD), and consider the adoption of the Resolution setting, ordering and levying the annual assessments.

City Engineer Scott Alman presented the staff report. Mr. Alman advised there was an error in the public notice that was mailed out noting the correct annual levy assessment is 4.00% maximum adjustment.

Following questions by the City Council, Mayor Catalano opened the item to Public Comment; no comments were provided.

Vice Mayor Pierce requested this item be corrected and brought back to City Council at a future date.

Assistant to the City Manager Laura Hoffmeister added in past the subcontractor provided information to each property owner of the outcome of each inspection performed in that area. She also noted action would have to be taken this evening.

It was moved by Vice Mayor Pierce, seconded by Councilmember Diaz, to adopt Resolution No. 35-2019 confirming the levying of assessments for the operation and maintenance of improvements within the Diablo Estates at Clayton Benefit

Assessment District for Fiscal Year 2019-20 reflecting a maximum 4.00% increase per lot. (Passed; 5-0 vote).

8. ACTION ITEMS

- (a) Consider a Resolution approving an Employment Agreement for Interim City Manager services between the City of Clayton and Joseph A. Sbranti.

Mayor Catalano presented the report.

Mayor Catalano opened the item to public comments; no comments were provided.

It was moved by Councilmember Diaz, seconded by Vice Mayor Pierce, to adopt Resolution No. 36-2019 approving the Employment Agreement and appointing Joseph A. Sbranti as the Clayton Interim City Manager effective 29- July 2019. (Passed; 5-0 vote).

- (b) Consideration and discussion of Vice Mayor's status report on the Contra Costa Transportation Authority (CCTA's) potential new Transportation Expenditure Plan for the March 2020 ballot.

Vice Mayor Pierce presented the report.

Following questions by the City Council, Mayor Catalano opened the item to public comments; no comments were provided.

No action was taken on this item.

9. COUNCIL ITEMS

Councilmember Wan requested reconsideration on preparation of the minutes by providing more detailed information in a less time consuming manner.


10. CLOSED SESSION – None.

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

The next regularly scheduled meeting of the City Council will be August 20, 2019.
(as the regularly-scheduled meeting on August 6, 2019 was previously canceled by Council action).

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Respectfully submitted,



Janet Calderon, City Clerk

APPROVED BY THE CLAYTON CITY COUNCIL



Tuija Catalano, Mayor

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