



**SPECIAL MEETING
CLAYTON CITY COUNCIL**

TUESDAY, MAY 26, 2020

7:00 p.m.

***** NEW LOCATION*****

To protect our residents, officials, and staff, and aligned with the Governor’s executive order to Shelter-at-Home, this meeting is being conducted utilizing teleconferencing means consistent with State order that that allows the public to address the local legislative body electronically.

Mayor: Julie Pierce
Vice Mayor: Jeff Wan

Council Members
Tuija Catalano
Jim Diaz
Carl Wolfe

*Pursuant to CA Government Code Sections 54957 and 54957.6 and upon order of Mayor Julie Pierce, a special meeting is called for **May 26, 2020 at 7:00 p.m.** for the purpose of a Special Meeting on the following matter:*

(a) Adopt a Resolution for the Expansion to the Dana Hills neighborhood, and modification of, the amended Regency Drive and Rialto Drive Preferential Permit Parking Pilot Program.

Signed: 
Julie Pierce, Mayor

Date: *May 21, 2020*

- Agendas are posted at: 1) City Hall, 6000 Heritage Trail; 2) Clayton Library, 6125 Clayton Road; 3) Ohm’s Bulletin Board, 1028 Diablo Street; and 4) www.ci.clayton.ca.us
- If one has 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 925.673-7300.

Instructions for Virtual City Council Meeting – May 26

To protect our residents, officials, and staff, and aligned with the Governor’s executive order to Shelter-at-Home, this meeting is being conducted utilizing teleconferencing means consistent with State order that that allows the public to address the local legislative body electronically.

To follow or participate in the meeting:

1. **Videoconference:** to follow the meeting on-line, click here to register:
https://us02web.zoom.us/webinar/register/WN_bxYAs6M-SdutVhj8w4jB2A
After clicking on the URL, please take a few seconds to submit your first and last name, and e-mail address then click “Register”, which will approve your registration and a new URL to join the meeting will appear.
2. **Phone-in:** Once registered, you will receive an e-mail with instructions to join the meeting telephonically, and then dial (877) 853-5257 using the *Webinar ID* and *Password* found in the e-mail.

E-mail Public Comments: If preferred, please e-mail public comments to the City Clerk, Ms. Calderon at jcalderon@ci.clayton.ca.us by 5 PM on the day of the Special City Council meeting. In addition, emailed public comments may be received during the meeting and up until the public comment period on the relevant agenda item is closed. All E-mail Public Comments will be forwarded to the entire City Council.

For those who choose to attend the meeting via videoconferencing or telephone shall have 3 minutes for public comments.

Location:

Videoconferencing Meeting (this meeting via teleconferencing is open to the public)

To join this virtual meeting on-line click here:

https://us02web.zoom.us/webinar/register/WN_bxYAs6M-SdutVhj8w4jB2A

To join on telephone, you must register in the URL above, which sends an e-mail to your inbox, and then dial (877) 853-5257 using the *Webinar ID* and *Password* found in the e-mail.

1. **CALL TO ORDER AND ROLL CALL** – Mayor Julie Pierce.
2. **PUBLIC COMMENT PERIOD**
3. **ACTION ITEM**
 - (a) Adopt a Resolution for the Expansion to the Dana Hills neighborhood, and modification of, the amended Regency Drive and Rialto Drive Preferential Permit Parking Pilot Program. (Police Chief)
4. **ADJOURNMENT** – The next regularly scheduled City Council meeting is June 2, 2020.

#



AGENDA REPORT

TO: HONORABLE MAYOR AND COUNCIL MEMBERS

FROM: Elise Warren, Chief of Police

DATE: May 26, 2020

SUBJECT: Expansion to the Dana Hills neighborhood, and modification of, the amended Regency Drive and Rialto Drive Preferential Permit Parking Pilot Program

RECOMMENDATION

It is recommended the City Council review and then provide policy direction regarding the expansion to the Dana Hills neighborhood, and modification of, the amended Regency Drive and Rialto Drive Preferential Permit Parking Pilot Program.

BACKGROUND

At the April 21, 2020, City Council meeting, Council amended the City of Clayton's Preferential Residential Permit Parking Pilot Program from its previous parameters of Saturday, Sunday and Federal Holidays, to include all permit parking requirements at all times. Additionally, Council expanded the boundaries of the permit parking area to include the dead-end area of Regency Drive, (West of the property lines of 157 and 176 Regency Drive to the end). This area has no homes facing the street.

DISCUSSION

Since the implementation of the amended Preferential Residential Permit Parking Pilot Program, the conditions on Regency Drive and Rialto Drive have improved. The weekly number of citations issued has significantly reduced, from a high of 33 per week, down to an average of 5-7 per week. Foot traffic has been reduced, and resident complaints of violations have subsided.

With the expansion of the permit area to include the end of Regency Drive, the number of parking spaces available to the public has been reduced, and this, along with other factors, is having a negative impact on surrounding neighborhoods that do not have restricted parking.

Residents in the Dana Hills neighborhood, particularly those at the end of Mountaire Parkway, are seeing a significant increase in vehicle and pedestrian traffic. Judy Malley, a Dana Hills resident, submitted a petition on behalf of this area (**Attachment A**), asking the Council to expand the pilot parking permit program to their neighborhood. The petition is not specific as to which street(s) should be included, but the petition includes signatures of 14 people, representing 8 individual homes.

Judy Malley spoke during public comment at the May 19, 2020 council meeting, and asked to amend her request for permit parking to only include residents at: 302, 303, 304, 305, 308, 309, and 313, Mountaire Parkway (**Attachment B**). This area is the single block of Mountaire Parkway from the corner of Mt. Trinity/Mt. Sierra east to the end of Mountaire Parkway.

The problems being experienced by Dana Hills residents are the same as those that the Regency/Rialto Drive residents experienced prior to the institution of the pilot permit parking program. Since the shelter in place order (SIP), and the expansion of the permit area, more people are finding their way to Mountaire Parkway to access Mt. Diablo State Park. The South Mitchell Canyon State Park parking lot still remains closed, despite repeated requests to open it. I was told by State Park Superintendent Ryen Goering that the parking lot is under consideration for opening, but he could not give me a timeline for a final decision.

Expansion of the permit parking area to the Dana Hills neighborhood on a temporary or emergency basis is operationally problematic. There are no existing sign poles to hang permit only parking signs as there were on Regency and Rialto Drives. The use of A frames at the end of Regency Drive has been effective, but also problematic. Those signs have been vandalized and removed once, having to be replaced. The temporary paper signs are also deteriorating due to rain and wind, and have had to be replaced.

The use of A frames for Mountaire Parkway/Dana Hills neighborhood would also be problematic, in that there are limited areas to place them in without blocking the sidewalks, or the roadway. Additionally, if Council adopts the expansion of the permit area to the end of Mountaire Parkway, it is very likely other streets such as Mt. Trinity and Mt. Sierra will become impacted.

In addition to the issues with the ability to properly sign a new area, there are also administrative operational considerations. Any new permit area will require office staff to process new applications and associated paperwork, as well as collect the required fees. Currently, City Hall is closed to the public due to the SIP Health Orders, and all transactions would need to be done via mail. Supplies would also need to be ordered, and it is unknown on how long it would take to receive those.

RECOMMENDATIONS:

I recommend Council return the permit only parking area on Regency Drive back to the original area, ending/starting at the property lines of 157 and 176 Regency Drive. This area has no homes facing it, and would allow for approximately 16 vehicle parking spaces, alleviating some of the demand on Mountaire Parkway. If this recommendation is approved, I also recommend monitoring the area for the next 30 days to determine its effectiveness. It is likely that this, along with the imminent opening of the So. Mitchell Canyon State Park parking lot, the relaxing of the SIP health order, and the increase in summer temperatures, that the problems being experienced in the Dana Hills neighborhood will be alleviated to some degree.

If Council is considering expanding the permit parking area to the Dana Hills neighborhood, I recommend that further studies are done to determine the scope of the new permit area. Cost estimates for materials such as poles, signs and permits would need to be gathered once the area of restricted parking has been defined. The Regency/Rialto Drive permit parking program took 3 months to implement once approved by Council, and it's likely any new area would take the same amount of time or longer to implement.

FISCAL IMPACTS

Dependent upon council action the fiscal impacts could be as low as zero.

ATTACHMENTS

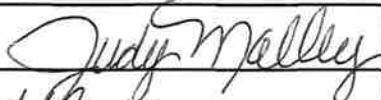




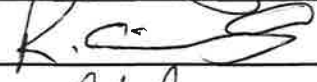
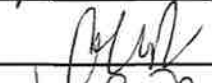
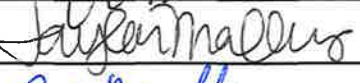

Attachment A – Petition from residents of Mountaire Parkway

Attachment B – Map of area asking for permit parking
Resolution

We, the residents of Mountaire Parkway, Clayton CA, petition the City of Clayton to establish a resident only parking zone on this street. We have been severely impacted by the non resident zoning that was established by Regency during COVID 19. As a result of the Regency zoning hikers are parking their cars in front of our homes for the purpose of using Mt. Diablo State Park. Both in print and social media, Mountaire Parkway is now recommended as a free PARKING LOT for the state park. Residential parking on Mountaire Parkway has become impossible, as the impact from the visitors to Mt. Diablo State Park have been unable to park on Regency due to the parking permit. This will only continue once COVID19 ends. This has negatively impacted our neighborhood in many ways, including but not limited to the following:

- We are unable to leave our homes in the morning or afternoon and return to a parking space in front of, or near our home
- We can not have visitors, contractors or deliveries during these times because they can not park on Mountaire Parkway
- There is unacceptable increase in car traffic, noise, pollution and garbage due to extra cars and people parking in our neighborhood
- Property values will be lowered due to traffic
- Park visitors drive over the speed limit, back up the wrong way down the street
- Property has been vandalized after informing hikers they could not park where the curb is marked red

We, the undersigned, are concerned citizens who urge our leaders to act now to establish a resident only parking. The Shelter in Place has continued to bring hikers and will do so after it is lifted.

| Print Name | Signature | Address | Comment | Date |
|-------------------|---|--------------------------------------|---|-----------|
| 1. Judy Malley |  | 302 Mountaire Pkwy | | 4.30.20 |
| 2. MICHAEL HUYNH |  | 313 MOUNTAIRE PKWY | | 4.30.20 |
| 3. Adric Huynh |  | 313 Mountaire Pkwy | | 4.30.20 |
| 4. Michael Brilly |  | 304 Mountaire Pkwy | WTF This is Not Right | 5/02-20 |
| 5. Erica Ober |  | 280 Mountaire Pkwy | Stop speeding cars | 5/2/2020 |
| 6. Ronnie Ewing |  | 305 mountaire Pkwy | | 5/2/2020 |
| 7. Amanda Ewing |  | 305 mountaire Pkwy | Trash stealing | 5/2/2020 |
| 8. Jayleen Malley |  | 440 Roosevelt Ave #1 Redwood City | could not park on parents street when visiting | 5/8/2020 |
| 9. Pat Malley |  | 302 Mountaire Pkwy | | 5/11/2020 |

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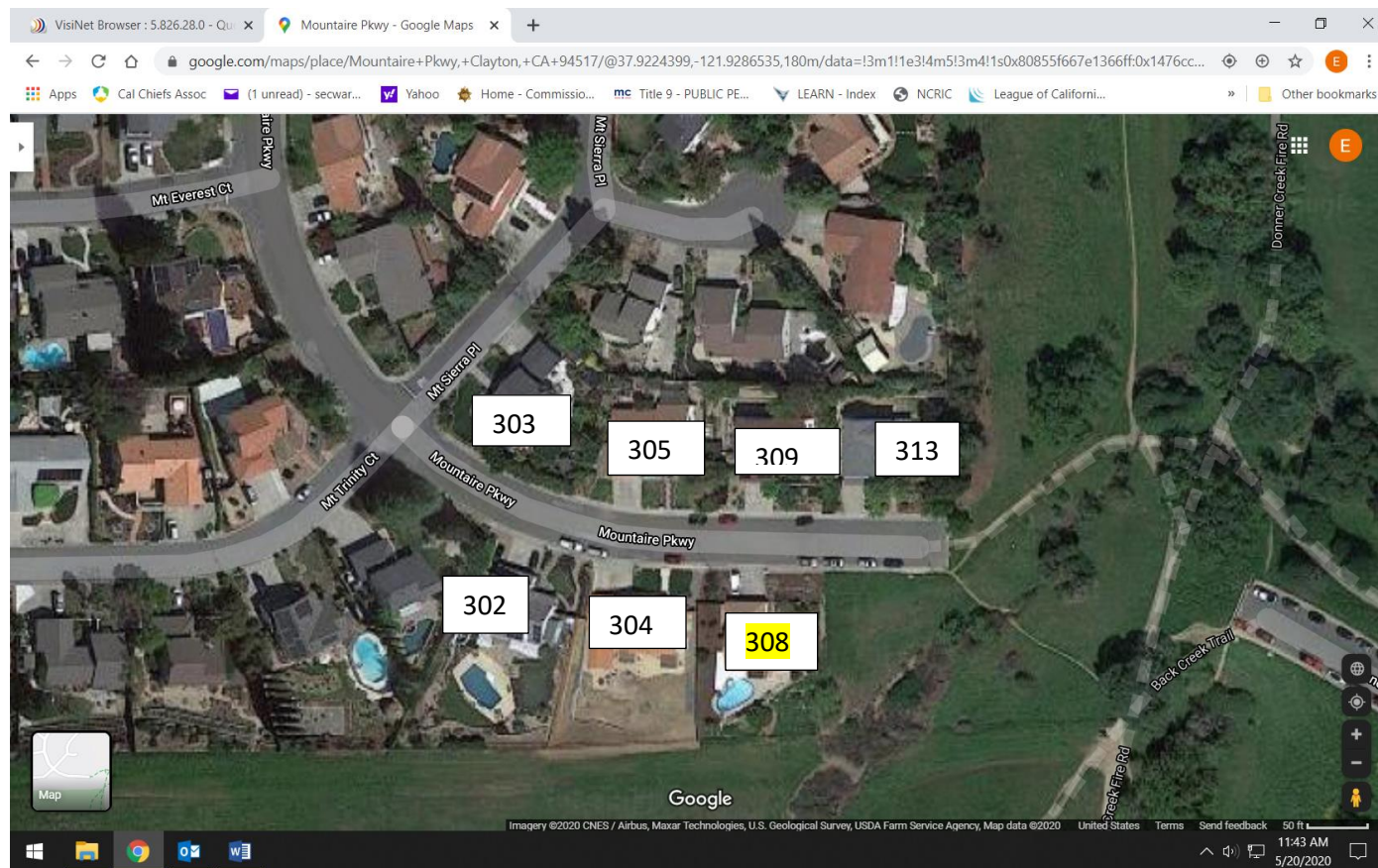
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| | Print Name | Signature | Address | Comment | Date |
|----|---------------|----------------------|----------------------|---------|----------|
| 1. | Tom Cianfrani | <i>Tom Cianfrani</i> | 207 Mt. Wilson Place | | 5/1/2020 |
| 2. | SHARON | <i>Sharon Cigler</i> | " " | | 5/1/2020 |
| 3. | CARTEE PICKER | <i>Cartee P. C.</i> | 309 Mountaire Pkwy | | 5/3/20 |
| 4. | Robert Picker | <i>Rob P</i> | " " | | 5/3/20 |
| 5. | ANNE REGO | <i>Anne Rego</i> | 103 Mt Everest Ct | | 5/3/20 |
| 6. | | | | | |
| 7. | | | | | |
| 8. | | | | | |
| 9. | | | | | |

Map of Mountaire Parkway, with notations of homes that signed the petition.

**308 did not sign the petition, but is in the area that is requesting parking permits be instituted



CITY RESOLUTION NO. 25 - 2020

A RESOLUTION AMENDING THE PREFERENTIAL PARKING PERMIT PILOT PROGRAM FOR A RESTRICTED PARKING DISTRICT ALONG PORTIONS OF REGENCY DRIVE AND RIALTO DRIVE AND A PORTION OF THE DANA HILLS NEIGHBORHOOD FOR THE DURATION OF THE COUNTY'S SHELTER IN PLACE ORDER

**THE CITY COUNCIL
City of Clayton, California**

WHEREAS, California Vehicle Code Section 22507 provides that local authorities may resolve to prohibit or restrict the stopping, parking, or standing of vehicles on certain streets or highways, or portions thereof, during all or certain hours of the day; and

WHEREAS, such resolution may include a designation of certain streets upon which preferential parking privileges are given to residents adjacent to the streets for their use and the use of their guests, under which the residents may be issued a permit or permits that exempt them from the prohibition or restriction of the resolution; and

WHEREAS, the City Council adopted a pilot program to provide preferential parking permits within a defined restricted parking district along Regency Drive and Rialto Drive in the city of Clayton as necessary to provide reasonably available and convenient parking for the benefit of the residents within the proposed district pursuant to the authority granted in California Vehicle Code, Section 22507.

WHEREAS, the City Council desires to amend the City of Clayton's Residential Permit Parking Program on Regency/Rialto Drives to remove the dead-end area of Regency Drive, (West of the property lines of 157 and 176 Regency Drive to the end) from its current parameters of Saturday, Sunday and Federal holidays to require permit parking at all times. **In addition, the Council is considering adding a portion of the Dana Hill neighborhood to this same Residential Permit Parking Program.** This amendment will remain in effect until the County Public Health Officer lifts the Shelter In Place Order.

NOW, THEREFORE, BE IT RESOLVED that the City Council of Clayton, California does hereby find, determine and approve as follows:

Section 1. That the above Recitals are true and correct facts pertaining to an important matter of public policy to the City.

Section 2. The City Council of the City of Clayton hereby amends the pilot program \ requiring Preferential Parking Permits within a restricted parking district along Regency Drive and Rialto Drive and removes the dead-end area of Regency Drive, (West of the property lines of 157 and 176 Regency Drive to the end), **and adds the single block of Mountaire Parkway from the corner of Mt. Trinity/Mt. Sierra east to the end of Mountaire**

Parkway to the preferential parking permit area permit to apply all days and times Monday through Sunday, until the County Public Health Officer lifts the Shelter In Place Order. The preferential parking designation shall not apply to any specific street within the district until a sign giving adequate notice thereof has been installed on that street.

Section 3. If any section, subsection, sentence, clause or phrase of this Resolution is for any reason held to be invalid or unconstitutional by a decision of any court of any competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Resolution. The City Council hereby declares that it would have passed this Resolution, and each and every section, subsection, clause and phrase thereof not declared invalid or unconstitutional without regard to whether any portion of the Resolution would be subsequently declared invalid or unconstitutional.

Section 4. This Resolution shall and does take immediate effect from and after its passage and adoption.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Clayton, California at a duly-noticed public meeting thereof held on the 26th day of May 2020 by the following recorded vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

THE CITY COUNCIL OF CLAYTON, CA

Julie Pierce, Mayor

ATTEST:

Janet Calderon, City Clerk