

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

TUESDAY, July 15, 2008

1. **CALL TO ORDER & ROLL CALL** – the meeting was called to order at 6:16 p.m. by Mayor Manning in the Library Community Meeting Room, 6125 Clayton Road, Clayton, CA. Councilmembers present: Mayor Manning, Vice Mayor Pierce, Councilmembers Stratford, Shuey and Walcutt. Staff present: City Manager Gary Napper, City Attorney Dan Adams, City Engineer Rick Angrisani, and City Clerk Laci Jackson.

2. **CLOSED SESSION**

On call by Mayor Manning, the City Council adjourned into Closed Session for the stated purpose at 6:16 p.m.

- (a) Conference with Legal Counsel, *Government Code Section 54956.9(c)*
Consider Initiations of Litigation (2 cases)

7:02 p.m. Report out from Closed Session: Mayor Manning reported the Council gave direction to Legal Counsel.

3. **PLEDGE OF ALLEGIANCE** – Led by Mayor Manning.

4. **CONSENT CALENDAR-** Vice Mayor Pierce asked that item 4(d) be pulled for a separate vote as she is concerned about Prop. 218 implications on voluntarily lowering a fee. It was moved by Councilmember Walcutt, seconded by Councilmember Stratford to approve Item 4(d) of the Consent Calendar (4-0-1 vote; Pierce- abstained). It was moved by Councilmember Walcutt, seconded by Councilmember Shuey to approve the remainder of the Consent Calendar (5-0 vote).

- (a) Approved the minutes of the regular meeting of July 1, 2008.
- (b) Approved Financial Demands and Obligations of the City.
- (c) Adopted Resolution 33-2008 ordering the annual levy of a Special Tax within the High Street Permanent Road Division (Fund 217) for FY 2008-2009.
- (d) Adopted Resolution 34-2008 ordering the annual levy of a Special Tax within the Oak Street Permanent Road Division (Fund 218) for FY 2008-2009.
- (e) Adopted Resolution 35-2008 authorizing the levy of annual assessments for the Middle School Community Facilities District (1990-1R, Series 1997; Fund No. 420) for the 2008-2009 Tax Year.
- (f) Adopted Resolution 36-2008 authorizing the levy of annual assessments for the Clayton Station Community Facilities District (1990-2R; Fund No. 421) for the 2008-2009 Tax Year.
- (g) Adopted Resolution 37-2008 authorizing the levy of annual assessments for the Lydia Lane Sewer Assessment District in FY 2008-2009.
- (h) Adopted Resolution 38-2008 authorizing the levy of annual assessments for the Oak Street Sewer Assessment District in FY 2008- 2009.

- (i) Adopted Resolution 39-2008 authorizing the levy of annual assessments for CFD 2007-1 (Landscape Maintenance District; Fund No. 210) in FY 2008-2009.
- (j) Adopted Resolution 40-2008 authorizing the levy of annual assessments for CFD 2006-1 (Downtown Park O & M; Fund No. 211) in FY 2008-2009.
- (k) Adopted Resolution 41-2008 approving the updated and revised City Master Fee Schedule for FY 2008-2009 regarding user-benefit municipal services and rental of City facilities and parks.
- (l) Adopted Resolution 42-2008 accepting the demolition phase of the Tot Lot and Picnic Area of the Clayton Community Park Renovation Project as complete and ordering the filing of a Notice of Completion (CIP No. 10407)
- (m) Adopted Resolution 43-2008 approving a multi-year Agreement with the City of Concord for its continued provision of dispatch/computer assisted dispatch system services and temporary holding and detention services to the Clayton Police Department.
- (n) Adopted Resolution 44-2008 approving Covenants regarding operation and maintenance of Stormwater Facilities on private property at 945 Oak Street.

5. RECOGNITIONS AND PRESENTATIONS

- (a) Certificates of Recognition to "Volunteers of the Year" of Clayton Community Library.

Mayor Manning presented Kristi Lee, Rosetta Guinn, and Florence Lewis with Certificates of Appreciation for their work at the Clayton Community Library. All of the volunteers stated how much they enjoyed volunteering at the Library.

6. REPORTS

- (a) Planning Commission – No meeting held to report.
- (b) Trails and Landscaping Committee – No meeting held to report.
- (c) The City Manager reminded citizens who have extra books they can donate them to their library of choice but preferably the Clayton Community Library.
- (d) City Council

Councilmember Stratford attended a tour of the Marsh Creek Detention Facility and found it very interesting. He volunteered at the 4th of July Parade and was impressed with the volunteers and community in general.

Vice Mayor Pierce attended a meeting of the Central County Transportation Committee and the CERT core committee monthly meeting. She participated and volunteered at the 4th of July Parade and thanked all of the volunteers including the CERT members who turned out to work the parking detail. She also attended the Farmers' Market and the Concert in The Grove.

Councilmember Walcutt volunteered at the 4th of July Parade and thanked the volunteers. He also stated that Supervisor Bonilla was planning another tour of the Marsh Creek Detention Facility and that he was hoping to attend.

Councilmember Shuey thanked Maintenance for cleaning up at The Grove and stated the community is really impressed with the Community Park new improvements.

Mayor Manning attended the tour of the Marsh Creek Detention Facility and the Mayors' Conference. He also volunteered at the 4th of July parade and stated it was a great turn out. He also thanked the volunteers. Lastly, he attended a special meeting of the County Connection, the CERT core meeting, and the Concert in The Grove.

Councilmember Walcutt asked the 4th of July committee to prepare a map for next year's event in order to help people find event parking in nearby areas to the downtown.

(e) Other- None.

7. **PUBLIC COMMENTS**- None.

8. **PUBLIC HEARINGS**

a) Public Hearing on the proposed levy of annual assessments on real property in the Street Lighting Assessment District for FY 2008-2009, pursuant to Streets and Highways Code 18070 and Government Code 54954.6.

The City Engineer presented the staff report stating a public meeting had been held on June 17, 2008. He indicated the levy amount had not changed since 2001.

Mayor Manning opened the Public Hearing at 7:34 p.m. No public comments were received. The Public Hearing was closed at 7:35 p.m.

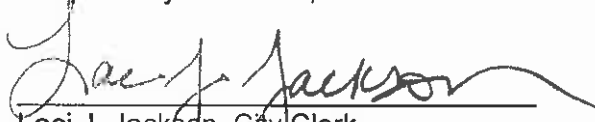
It was moved by Vice Mayor Pierce, seconded by Councilmember Walcutt to approve Resolution 45-2008 setting the annual street lighting assessments for FY 2008-2009 (5-0 vote).

9. **ACTION ITEMS**- None.

10. **COUNCIL ITEMS** – None.

11. **ADJOURNMENT**– On call by Mayor Manning the meeting adjourned at 7:35 p.m.

Respectfully submitted,


Laci J. Jackson, City Clerk

APPROVED BY CLAYTON CITY COUNCIL


Gregory J. Manning, Mayor