



AGENDA

REGULAR MEETINGS

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CLAYTON CITY COUNCIL and CLAYTON REDEVELOPMENT AGENCY

TUESDAY, October 21, 2008

6:00 p.m.

*Meeting Room, Clayton Community Library
6125 Clayton Road, Clayton, CA 94517*

Mayor: Gregory J. Manning

Vice Mayor: Julie K. Pierce

Council Members

David T. Shuey

Hank Stratford

William R. Walcutt

- A complete packet of information containing staff reports and exhibits related to each public item is available for public review in City Hall located at 6000 Heritage Trail on Monday prior to the Council meeting.
- Agendas are posted at: 1) City Hall, 6000 Heritage Trail; 2) Library, 6125 Clayton Road; 3) Ohm's Bulletin Board, 1028 Diablo Street, Clayton; and 4) City Website at www.ci.clayton.ca.us
- Any writings or documents provided to a majority of the City Council after distribution of the Agenda Packet and regarding any public item on this Agenda will be made available for public inspection in the City Clerk's office located at 6000 Heritage Trail during normal business hours.
- If you have 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) 673-7304.

*** CITY COUNCIL ***

October 21, 2008

6:00 P.M.

1. **CALL TO ORDER AND ROLL CALL** – Mayor Manning.
2. **CLOSED SESSION**
 - (a) *Government Code Section 54956.9(b)(1)*, Conference with Legal Counsel
Anticipated Litigation: One (1) case.
 - (b) *Government Code Section 54956.8*, Conference with Real Property Negotiator
Real Properties: APNs 119-050-008, 119-050-009 & 119-050-034 (1005 & 1007 Oak St.)
Instructions to City Negotiator (City Manager) concerning price, terms & conditions.
Negotiating Parties: Uzoma Nwakuche, LLB.

Report out of Closed Session: Mayor Manning.

7:00 P.M.

3. **PLEDGE OF ALLEGIANCE** – led by Mayor Manning.
4. **CONSENT CALENDAR**

Consent Calendar items are typically routine in nature and are considered for approval by the City Council with one single motion. Members of the Council, Audience, or Staff wishing an item removed from the Consent Calendar for purpose of public comment, question or input may request so through the Mayor.

 - (a) Approve the minutes of the regular meeting of October 7, 2008. ([View Here](#))
 - (b) Approve Financial Demands and Obligations of the City. ([View Here](#))
 - (c) Adopt a Resolution finding the 2008 Pavement Rehabilitation Project (CIP No. 10406) as complete and ordering the filing of a Notice of Completion. ([View Here](#))
 - (d) Adopt a Resolution approving an Easement Agreement with and granting an easement to the Contra Costa Water District for water meters at The Grove Park. ([View Here](#))
 - (e) Approve City co-sponsorship and flat fee donation of \$168 from the Clayton Woman's Club for use of the Library Community Meeting Room for their Annual Craft Sale on November 22 and 23, 2008. ([View Here](#))
 - (f) Approve the closure of the Clayton Community Library on certain holiday/weekend Sundays (4) in 2009. ([View Here](#))

5. RECOGNITIONS AND PRESENTATIONS

- (a) Certificate of Recognition to Brooke Townsend for voluntary Community Beautification and Litter Removal.
- (b) Certificates of Recognition to the 2008 “Concerts in The Grove” Volunteer Committee.
- (c) Proclamation declaring October 27-30, 2008 as “Red Ribbon Week” in the City of Clayton. ([View Here](#))

6. REPORTS

- (a) Planning Commission – Commissioner Keith Haydon.
- (b) Trails and Landscaping Committee – No meeting held to report.
- (c) City Manager/Staff
- (d) City Council - Reports from Council liaisons to Regional Committees, Commissions and Boards.
- (e) Other – Introduction of City Council candidates present in the audience.

7. PUBLIC COMMENT ON NON-AGENDA ITEMS

Citizens may address the City Council on items within the Council's jurisdiction, (which are not on the agenda) by completing a speaker card available on the Lobby table and forwarding it to the City Clerk. To assure an orderly meeting and an equal opportunity for everyone, each speaker is limited to 3 minutes, enforced at the Mayor's discretion. When one's name is called by the Mayor, the speaker shall advance to the public podium and adhere to the time limit. In accordance with State Law, no action may take place on any item not appearing on the posted agenda. The Council may respond to statements made or questions asked, or may request Staff to report back at a future meeting concerning the matter.

Public comment and input on Public Hearing, Action Items and other Agenda Items will be allowed when each item is considered by the City Council.

8. PUBLIC HEARING – None.

9. ACTION ITEMS

- (a) Continued consideration of a Resolution endorsing the East Bay Regional Parks District's (EBRPD) November 2008 ballot measure (Measure WW) to extend its regional open space, wildlife, shoreline and parks Bond. ([View Here](#)) (City Manager)

Staff recommendation: Following staff report and public comments, adopt the Resolution.

- (b) Presentation and consideration of the Trails and Landscaping Committee's final recommendation for the establishment of an Adopt-a-Trail Program.
(Committee Members Disend, Marshall and Siegel) ([View Here](#))

Staff recommendation: That Council provide policy direction and guidance regarding the TLC-proposed Adopt-a-Trail Program.

10. **COUNCIL ITEMS** – limited to requests and directives for future meetings.

11. **ADJOURNMENT** – the next regularly scheduled meeting of Tuesday, November 4, 2008

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*** CLAYTON REDEVELOPMENT AGENCY ***

October 21, 2008

1. CALL TO ORDER AND ROLL CALL- Chairman Stratford.

2. PUBLIC COMMENTS

Citizens may address the Redevelopment Agency on items within the Agency's jurisdiction, (which are not on the agenda) by completing a speaker card and forwarding it to the Secretary. To assure an orderly meeting and an equal opportunity for everyone, each speaker is limited to 3 minutes, enforced at the Chair's discretion. When the Chair calls one's name, the speaker shall advance to the public podium and adhere to the time limit. In accordance with State Law, no action may take place on any item not appearing on the posted agenda. Board Members may respond to statements made or questions asked, or may request Staff to report back at a future meeting concerning the matter.

Public comment and input on Public Hearing, Action Items and other Agenda Items will be allowed as each item is considered.

3. CONSENT CALENDAR

Consent Calendar items are typically routine in nature and are considered for approval by the Board of Directors with one single motion. Members of the Board, Audience, or Staff wishing an item removed from the Consent Calendar for purpose of public comment or input may request so through the Chair.

- (a) Approve the minutes of the regular meeting of August 19, 2008. ([View Here](#))

4. PUBLIC HEARING- None.

5. ACTION ITEMS

- (a) Consideration of request by the Clayton Bocce Federation for Agency public funds to competitively bid, award construction contract and provide construction management for the installation of a Bocce Ball Centre on vacant public land adjacent to the Clayton City Hall parking lot. ([View Here](#))
(Executive Director)

Staff recommendation: Following public comments and discussion, provide policy direction to staff regarding use of Agency public monies for the requested purpose.

6. BOARD ITEMS – limited to requests and directives for future meetings.

7. ADJOURNMENT – the next regular Redevelopment Agency meeting will be scheduled as needed.

#

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

TUESDAY, October 7, 2008

Agenda Date: 10-21-08

Agenda Item: 4a

1. CALL TO ORDER & ROLL CALL – the meeting was called to order at 6:17 p.m. by Vice Mayor Pierce in the Library Community Meeting Room, 6125 Clayton Road, Clayton, CA. Councilmembers present: Vice Mayor Pierce, Councilmembers Stratford and Walcutt. Absent: Mayor Manning. Staff present: City Manager Gary Napper, City Attorney Dan Adams and City Clerk Laci Jackson.

2. CLOSED SESSION- None.

- (a) *Government Code Section 54956.9*, Conference with Legal Counsel
Pending Litigation:
1. *Katzman, et al. v. City of Clayton, et al.* Coordinated Cases
Master/C07-01461/C07-00707, Superior Court of CA, Contra Costa County

7:25 p.m.-Report out of Closed Session: Vice Mayor Pierce reported the Council received a report and provided direction to legal counsel.

3. PLEDGE OF ALLEGIANCE – Led by Vice Mayor Pierce.

4. CONSENT CALENDAR- It was moved by Councilmember Walcutt, seconded by Councilmember Shuey to approve the Consent Calendar (4-0 vote).

- (a) Information Only
1. Summaries of new State Legislation (SB 375) outlining how the recent Greenhouse Gas Reduction Law (AB 32 - 2006) will require substantial changes to Local Planning Processes and impose new Affordable Housing Mandates.
- (b) Approved the minutes of the regular meeting of September 16, 2008.
- (c) Approved Financial Demands and Obligations of the City.
- (d) Approved the declaration of a 2003 Ford Crown Victoria (Police Vehicle No. 1725) as equipment surplus to the City's needs and authorize the City Manager to dispose of the surplus property for most economical value.

5. RECOGNITIONS AND PRESENTATIONS

- (a) Vice Mayor Pierce summarized the Proclamation declaring October 2008 as "Domestic Violence Awareness Month."

6. REPORTS

- (a) Planning Commission – No meeting held to report.
- (b) Trails and Landscaping Committee – Vice Mayor Pierce summarized the Special Meeting of September 30th stating the Committee discussed the East Bay Regional Parks District Measure WW but opted not to make a recommendation to the City Council.

- (c) The City Manager reported Planning Intern Kristin Burger had prepared a "Guide to City Council and Planning Commission Meeting" participation for the public. He also stated the Concert in The Grove citizen survey was available on the City's website www.cityofclayton.org. He noted that businesses owners would be mailed the survey in the coming days, and the *Clayton Pioneer* will be featuring an article in an upcoming issue asking people to provide feedback.

(d) City Council

Councilmember Stratford attended the Candidate's Forum, Monday Sept. 28th and was impressed with the candidates. He asked if the Art and Wine Festival had fewer problems such as arrests, fights, and DUI's than Oktoberfest? The City Manager responded yes.

Councilmember Walcutt also attended the Candidate's Forum and stated the candidates did an excellent job. He stated Oktoberfest seemed to have a large crowd on Saturday and people seemed to be enjoying the festivities.

Councilmember Shuey stated that he wished the Candidate's Forum had been televised. He attended Oktoberfest and he continues to work on facilitating discussions regarding neighborhood issues with the Quarry.

Vice Mayor Pierce attended a Transportation Authority meeting and stated that Oktoberfest was a lot of fun and was very crowded. She also attended the Mayors' Conference in El Cerrito.

(e) Other – Introduction of City Council candidates present in the audience.

Howard Geller stated he has a record of 33 years of service to the community. He started Kiddie Land at the 4th of July Parade, worked on the Clayton Round-up, Art and Wine Festival, was CBCA President for 4 years, Vice President and President of his Homeowners Association, and this summer was the promoter for the successful Concerts in The Grove. He stated that as a businessman he has also been successful and has good business sense. He concluded by stating that he wants to use his business savvy, integrity, and energy to make Clayton better.

Keith Haydon asked residents to look at the next *Clayton Pioneer* to read about the differences in each of the candidates. He stated he is a Contract Negotiator as a business profession. He stated he sees the biggest issue for Clayton moving forward is maintaining a balanced budget; keeping close focus on expenses and revenues. He stated selecting the appropriate services to provide is essential and his experience living in Clayton and being involved on committees gives him the ability to do that. He stated there are potential revenues in the downtown, and the updates to the Specific Plan will encourage more business while maintaining the small town feel.

Allen Lampo stated he has been an Assistant Boy Scout Master working with the youth of Clayton. He is involved with the Dana Ridge HOA, on of the announcers for the Dana Hills swim team, columnist for the *Clayton Pioneer*, and works as a Financial Advisor. He stated that the goals of the City should be to work on our tax base and attract more small businesses. He stated the downtown might attract more businesses if it helped with tax breaks and loans. He stated he is looking forward to contributing more to the City.

Joe Medrano stated he will be sending out a mailer, and a roundtable discussion between the candidates would be televised October 19th, 26th and November 2nd on Channel 26.

Dan Richardson thanked the many people he met over the last few weeks and stated he was finding out about the fears and concerns of Clayton residents. He stated he has 30 years of experience helping people with issues that concern them. He stated citizens want to be assured that elected officials care about them and what they want. He concluded by thanking all of those who he had spoken with.

Julie Pierce stated she welcomes fresh faces on the Council but stated the Council would be losing more than 30 years of combined experience between Mayor Manning and Councilmember Walcutt. She stated her tenure on the Council will bring experience to help guide the Council. She stated that when talking to residents they are appalled by the behavior of Sacramento and they are happy to hear that Clayton has a balanced budget. She stated the Council has put into place policy of not implementing new programs without knowing how they will pay for them.

7. **PUBLIC COMMENT ON NON-AGENDA ITEMS**- None.

8. **PUBLIC HEARINGS**- None.

9. **ACTION ITEMS**

- (a) Consideration of Resolution amending the adopted Fiscal Year 2008-09 Capital Improvement Budget to reduce by \$406,515 the Redevelopment Agency's transfer of monies to Project No. 10400 – Downtown Economic Development Fund, as a result of the State Budget's seizure of local funds.

The City Manager presented the staff report indicating that in June the City adopted a balanced budget, but at that time the state had not adopted their budget. In order to balance the State budget, Legislators did not take Prop. 1A or Prop. 42 monies, but they did take \$350 million in Redevelopment monies from agencies throughout the state. For Clayton that means a loss of \$406,515; in other words, approximately 50% of the Agency's net revenues in the FY 2008-09 targeted for Downtown Economic Development. He concluded by stating the Governor was expecting to call the Legislature back into session as there is already a deficit because revenue projections were incorrect.

Councilmember Shuey asked why the application of the funding seizures was not equal to all cities. The City Manager stated that the amount taken from each Redevelopment Agency depended on the size of each Redevelopment Agency's boundaries and its assessed valuation.

The Council held a lengthy and lively discussion on the theft of Redevelopment Agency money and expressed their continued opposition to the State "stealing" funds from local agencies.

It was moved by Councilmember Shuey, seconded by Councilmember Stratford to have the City Manager write a strongly worded letter for the Mayor to send to the Governor and Clayton's State representatives regarding the State takeaways and to approve Resolution 54-2008 (4-0 vote).

10. **COUNCIL ITEMS** – None.

11. **ADJOURNMENT**– On call by Vice Mayor Pierce the meeting adjourned at 8:14 p.m.

Respectfully submitted,

Laci J. Jackson, City Clerk

APPROVED BY CLAYTON CITY COUNCIL

Julie K. Pierce, Vice Mayor



Agenda Date: 10/21/08

Agenda Item: 4 B

Approved:

Gary A. Napper
City Manager/Executive Director

STAFF REPORT

TO: HONORABLE MAYOR AND COUNCILMEMBERS

FROM: MERRY PELLETIER, FINANCE MANAGER

DATE: OCTOBER 21, 2008

SUBJECT: OBLIGATION SUMMARY

RECOMMENDATION

Approve the following obligations.

RUN DATE

OBLIGATION NUMBERS

TOTALS

10/17/08

15175-15226

\$1,012,986.91

10/17/08

15227

\$26,765.15

Attachments:

Batch 3914 (11 pages)

Batch 3916 (2 pages)

Run date: 10/17/2008 @ 10:39
 Bus date: 10/17/2008

City of Clayton
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CS03914.L02 Page 1

Jnl	Description / Addnl data items	Ref 1	Ref 2	Ref 3	Rate / Resrce	Units	Amount / Rate	Posted amount
PJ	Obligation summary A101-2101-00.0.0-000		entry					60,081.31CR
PJ	Obligation summary A201-2101-00.0.0-000		entry					2,517.58CR
PJ	Obligation summary A210-2101-00.0.0-000		entry					38,112.26CR
PJ	Obligation summary A211-2101-00.0.0-000		entry					521.74CR
PJ	Obligation summary A212-2101-00.0.0-000		entry					603.50CR
PJ	Obligation summary A216-2101-00.0.0-000		entry					3,195.92CR
PJ	Obligation summary A230-2101-00.0.0-000		entry					959.13CR
PJ	Obligation summary A302-2101-00.0.0-000		entry					82.38CR
PJ	Obligation summary A303-2101-00.0.0-000		entry					889,189.90CR
PJ	Obligation summary A501-2101-00.0.0-000		entry					8,150.95CR
PJ	Obligation summary A601-2101-00.0.0-000		entry					8,705.24CR
PJ	Obligation summary A702-2101-00.0.0-000		entry					877.00CR
PJ	Access One A101-7332-02.0.0-000 Desc1.....: Long Distance 9/08	15175	entry	836592				17.19
PJ	Access One A101-7332-03.0.0-000 Desc1.....: Long Distance 9/08	15175	entry	836592				15.56
PJ	Access One A101-7332-04.0.0-000 Desc1.....: Long Distance 9/08	15175	entry	836592				20.56
PJ	Access One A101-7332-06.0.0-000 Desc1.....: Long Distance 9/08	15175	entry	836592				63.74
PJ	Access One A101-7332-07.0.0-000 Desc1.....: Long Distance 9/08	15175	entry	836592				1.92
PJ	Access One A101-7332-08.0.0-000 Desc1.....: Long Distance 9/08	15175	entry	836592				2.28
PJ	ACCO Engineered Systems A101-7346-03.0.0-000 Desc1.....: Library, City Hall EMS 10/08	15176	entry	492263/67				495.00
PJ	ACCO Engineered Systems A101-7346-07.0.0-000 Desc1.....: Library, City Hall EMS 10/08	15176	entry	492263/67				205.00
PJ	ACCO Engineered Systems A702-7346-00.0.0-000 Desc1.....: Library, City Hall EMS 10/08	15176	entry	492263/67				290.00
PJ	All City Management Services, A101-7419-06.0.0-000 Desc1.....: PD-Crossing Guard WE 10/08	15177	entry	14341				451.50

Jnl	Description / Addnl data items	Ref 1	Ref 2	Ref 3	Rate / Resrce	Units	Amount / Rate	Posted amount
PJ	Alhambra & Sierra Springs A101-7311-03.0.0-000 Desc1.....: Water Service-PD, Adm & PW 10/08	15178	entry	1008				178.31
PJ	Alhambra & Sierra Springs A101-7312-05.0.0-000 Desc1.....: Water Service-PD, Adm & PW 10/08	15178	entry	1008				50.15
PJ	Alhambra & Sierra Springs A101-7312-06.0.0-000 Desc1.....: Water Service-PD, Adm & PW 10/08	15178	entry	1008				70.13
PJ	American Cleanway Inc A216-7419-00.0.0-000 Desc1.....: PW Wash Rack Mtn 10/08	15179	entry	35526				225.00
PJ	Arlene H. Kikkawa-Nielsen A601-2739-00.0.0-000 Desc1.....: Library Volunteer 10/08	15180	entry					745.00
PJ	CCC General Services A201-7345-00.0.0-000 Desc1.....: Traffic Signal Maintenance 8/08	15181	entry	3290				1,419.58
PJ	CCC General Services A303-7520-00.0.0-112 Desc1.....: Traffic Signal Maintenance 8/08	15181	entry	3290				2,537.75
PJ	CCC General Services A601-2743-00.0.0-085 Desc1.....: Traffic Signal Maintenance 8/08	15181	entry	3290				97.71
PJ	Contra Costa Water Dist. A101-7338-03.0.0-000 Desc1.....: City Water Usage 8/4-10/9/08	15182	entry DSeries 8-					2,396.30
PJ	Contra Costa Water Dist. A210-7338-00.0.0-000 Desc1.....: City Water Usage 8/4-10/9/08	15182	entry DSeries 8-					28,246.11
PJ	CSAC Excess Insurance Authorit A501-7351-00.0.0-000 Desc1.....: EAP Insurance Premium 10-12/08	15183	entry 0920091-IN					321.36
PJ	CCC Office of the Sheriff-Fisc A101-7373-06.0.0-000 Desc1.....: PD Training Cnt-Rng Use 9/08	15184	entry 09-1181					250.00
PJ	Hammons Supply Company A211-7310-00.0.0-000 Desc1.....: Janitorial Supplies 9/08	15185	entry	50564				521.74
PJ	LarryLogic Productions A101-7419-01.0.0-000 Desc1.....: Video City Council Mtg 10/08	15186	entry	894				292.50
PJ	Pacific Telemanagement Svc A101-7332-02.0.0-000 Desc1.....: CH Outside Phone Booth 10/08	15187	entry	68074				53.00
PJ	PERMCO, Inc. A101-7411-08.0.0-000 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry 8600-8617					3,338.00
PJ	PERMCO, Inc. A201-7412-00.0.0-000 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry 8600-8617					1,098.00
PJ	PERMCO, Inc. A212-7412-00.0.0-000 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry 8600-8617					233.50

Run date: 10/17/2008 @ 10:39
 Bus date: 10/17/2008

City of Clayton
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Jnl	Description / Addnl data items	Ref 1	Ref 2	Ref 3	Rate / Resrce	Units	Amount / Rate	Posted amount
PJ	PERMCO, Inc. A216-7412-00.0.0-000 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				2,938.44
PJ	PERMCO, Inc. A303-7520-00.0.0-090 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				1,076.00
PJ	PERMCO, Inc. A303-7520-00.0.0-106 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				872.50
PJ	PERMCO, Inc. A303-7520-00.0.0-108 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				1,338.19
PJ	PERMCO, Inc. A303-7520-00.0.0-112 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				122.00
PJ	PERMCO, Inc. A601-2740-00.0.0-096 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				62.25
PJ	PERMCO, Inc. A601-2740-00.0.0-472 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				775.00
PJ	PERMCO, Inc. A601-2741-00.0.0-153 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				62.25
PJ	PERMCO, Inc. A601-2742-00.0.0-127 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				658.75
PJ	PERMCO, Inc. A601-2743-00.0.0-220 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				300.00
PJ	PERMCO, Inc. A601-2744-00.0.0-077 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				62.25
PJ	PERMCO, Inc. A601-2744-00.0.0-189 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				62.25
PJ	PERMCO, Inc. A601-2744-00.0.0-288 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				501.25
PJ	PERMCO, Inc. A601-2744-00.0.0-329 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				62.25
PJ	PERMCO, Inc. A601-2744-00.0.0-381 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				62.25
PJ	PERMCO, Inc. A601-2744-00.0.0-399 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				62.25
PJ	PERMCO, Inc. A601-2744-00.0.0-434 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				62.25
PJ	PERMCO, Inc. A601-2744-00.0.0-444 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				62.25

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City of Clayton
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Jnl	Description / Addnl data items	Ref 1	Ref 2	Ref 3	Rate / Resrce	Units	Amount / Rate	Posted amount
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PJ	PERMCO, Inc. A601-2744-00.0.0-461 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				62.25
PJ	PERMCO, Inc. A601-2744-00.0.0-467 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				62.25
PJ	PERMCO, Inc. A601-2744-00.0.0-473 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				41.50
PJ	PERMCO, Inc. A601-2744-00.0.0-487 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				62.25
PJ	PERMCO, Inc. A601-2744-00.0.0-492 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				62.25
PJ	PERMCO, Inc. A601-2744-00.0.0-495 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				41.50
PJ	PERMCO, Inc. A601-2744-00.0.0-502 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				62.25
PJ	PERMCO, Inc. A601-2744-00.0.0-504 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				83.00
PJ	PERMCO, Inc. A601-2744-00.0.0-505 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				41.50
PJ	PERMCO, Inc. A601-2744-00.0.0-508 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				62.25
PJ	PERMCO, Inc. A601-2744-00.0.0-510 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				62.25
PJ	PERMCO, Inc. A601-2744-00.0.0-513 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				103.75
PJ	PERMCO, Inc. A601-2746-00.0.0-129 Desc1.....: Eng Svc 9/20/08-10/10/08	15188	entry	8600-8617				124.50
PJ	Rock N Waterfall Co A210-7419-00.0.0-000 Desc1.....: OH Waterfall Mtn 10/08	15189	entry	600222				650.00
PJ	Turner, Huguet & Adams A212-7413-00.0.0-000 Desc1.....: Legal Fees 9/08	15190	entry	21289				370.00
PJ	Western Exterminator A101-7341-03.0.0-000 Desc1.....: Monthly Svc 9/08	15191	entry	389114				90.50
PJ	Western Exterminator A101-7341-07.0.0-000 Desc1.....: Monthly Svc 9/08	15191	entry	389114				93.50

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City of Clayton
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Jnl	Description / Addnl data items	Ref 1	Ref 2	Ref 3	Rate / Resrce	Units	Amount / Rate	Posted amount
PJ	Western Exterminator A101-7419-09.0.0-000 Desc1.....: Monthly Svc 9/08	15191	entry	389114				40.50
PJ	Western Exterminator A702-7341-00.0.0-000 Desc1.....: Monthly Svc 9/08	15191	entry	389114				87.00
PJ	Verizon Business A101-7332-02.0.0-000 Desc1.....: Admin ISDN Line 10/08	15192	entry	08341367				211.79
PJ	ACCO Engineered Systems A101-7346-07.0.0-000 Desc1.....: HVAC Repair 9/08	15193	entry	1344337				485.00
PJ	ACCO Engineered Systems A101-7346-07.0.0-000 Desc1.....: HVAC Lib Repair 7/08	15194	entry	1342877				855.00
PJ	American Cleanway Inc A216-7419-00.0.0-000 Desc1.....: HP Hose Repair	15195	entry	35527				32.48
PJ	Allied Waste Services A302-7520-00.0.0-008 Desc1.....: Disposal Svs 10/1-11/30/08	15196	entry	0210000551				39.25
PJ	Allied Waste Services A302-7520-00.0.0-009 Desc1.....: Disposal Svs 10/1-11/30/08	15197	entry	0210000552				43.13
PJ	Arcom A101-7343-06.0.0-000 Desc1.....: PD Veh Repair 10/08	15198	entry	2237900				177.84
PJ	Bay Area News Group East Bay A101-7382-05.0.0-000 Desc1.....: Class Ad Election 9/08	15199	entry	0002914399				82.60
PJ	Bay Area News Group-East Bay A101-7324-02.0.0-000 Desc1.....: Newspaper Subscrip 10/08	15200	entry					176.67
PJ	Bay Area News Group-East Bay A101-7324-06.0.0-000 Desc1.....: Newspaper Subscrip 10/08	15200	entry					176.67
PJ	Susan Cunningham A702-2730-00.0.0-002 Desc1.....: EH Refund	15201	entry	Refund				500.00
PJ	Ed Richard Discing A303-7520-00.0.0-113 Desc1.....: Com Pk Pic Area Repair	15202	entry	2009				372.00
PJ	Economic Development Systems A303-7520-00.0.0-104 Desc1.....: Svs for Dwntrwn Proj 8/08	15203	entry					4,179.02
PJ	Economic Development Systems A303-7520-00.0.0-104 Desc1.....: Svs for Dwntrwn Proj 9/08	15204	entry					4,128.00
PJ	Joel Harris A101-5603-00.0.0-000 Desc1.....: Library Room Rental 9/08	15205	entry	Refund				63.00CR
PJ	Joel Harris A601-2730-00.0.0-006 Desc1.....: Library Room Rental 9/08	15205	entry	Refund				200.00

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 * * * Journal entry trace * * *

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Jnl	Description / Addnl data items	Ref 1	Ref 2	Ref 3	Rate / Resrce	Units	Amount / Rate	Posted amount
PJ	Insite Design & Build Inc A101-5301-00.0.0-000 Desc1.....: C&D Refund	15206	entry	Refund				156.10CR
PJ	Insite Design & Build Inc A601-2745-00.0.0-474 Desc1.....: C&D Refund	15206	entry	Refund				2,000.00
PJ	John Anvari Construction A601-2744-00.0.0-423 Desc1.....: Minor SWP #07-13Refund	15207	entry	Refund				500.00
PJ	John Anvari Construction A601-2731-00.0.0-423 Desc1.....: EP #2744 Refund	15208	entry	Refund				500.00
PJ	John Deere Landscapes Inc A210-7311-00.0.0-000 Desc1.....: Maint Supplies	15209	entry	22914643				3.40
PJ	John Deere Landscapes Inc A210-7311-00.0.0-000 Desc1.....: Maint Supplies	15210	entry	23010090				4,256.14
PJ	Michel & Fackler A501-7413-00.0.0-000 Desc1.....: Legal Svs 8/08	15211	entry	10322				6,225.00
PJ	Michel & Fackler A501-7413-00.0.0-000 Desc1.....: Legal Svs 9/08	15212	entry	10346				1,604.59
PJ	Moss, Levy & Hartzheim A101-7414-02.0.0-000 Desc1.....: Audit Svs 9/08	15213	entry	890				8,000.00
PJ	CCC Office of Sheriff A101-7428-06.0.0-000 Desc1.....: CCNET Agremnt '08	15214	entry	07/08R				1,800.00
PJ	CCC Treasurer/ Sheriff-Coroner A101-7427-06.0.0-000 Desc1.....: CAL-ID 2008-09	15215	entry					9,264.00
PJ	Tom & Carol O'Neil A101-5103-00.0.0-000 Desc1.....: SPR Refund	15216	entry	Refund				12.23CR
PJ	Tom & Carol O'Neil A601-2740-00.0.0-414 Desc1.....: SPR Refund	15216	entry	Refund				96.10
PJ	Tom & Carol O'Neil A601-2740-00.0.0-501 Desc1.....: SPR Refund	15216	entry	Refund				337.43
PJ	Psychological Resources Inc. A101-7419-06.0.0-000 Desc1.....: Mediation Svs 8/08	15217	entry	6088				100.00
PJ	Rural Pig Management, Inc A101-7429-09.0.0-000 Desc1.....: Pig Control Svs	15218	entry					5,760.00
PJ	RGW Construction Inc A303-7520-00.0.0-112 Desc1.....: Pave Rehab 2008	15219	entry	Job #10406				874,564.44
PJ	UAP Distribution Inc A210-7311-00.0.0-000 Desc1.....: Maint Sup	15220	entry	S009083215				4,956.61

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 * * * Journal entry trace * * *

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Jnl	Description / Addnl data items	Ref 1	Ref 2	Ref 3	Rate / Resrce	Units	Amount / Rate	Posted amount
PJ	UAP Distribution Inc A101-7329-09.0.0-000 Desc1.....: Maint (Park) Sup	15221	entry	S009088145				1,623.75
PJ	Wingard Construction, Inc. A601-2744-00.0.0-501 Desc1.....: SWP #08-09 Refund	15222	entry	Refund				500.00
PJ	CalPERS A101-7220-01.0.0-000 Desc1.....: PERS PPE 10/5/08	15223	entry					323.90
PJ	CalPERS A101-7220-02.0.0-000 Desc1.....: PERS PPE 10/5/08	15223	entry					4,146.51
PJ	CalPERS A101-7220-03.0.0-000 Desc1.....: PERS PPE 10/5/08	15223	entry					2,411.90
PJ	CalPERS A101-7220-04.0.0-000 Desc1.....: PERS PPE 10/5/08	15223	entry					1,333.52
PJ	CalPERS A101-7220-06.0.0-000 Desc1.....: PERS PPE 10/5/08	15223	entry					13,039.82
PJ	CalPERS A230-7220-00.0.0-000 Desc1.....: PERS PPE 10/5/08	15223	entry					905.07
PJ	Municipal Pooling Authority A101-7218-02.0.0-000 Desc1.....: LTD, Life & ADD /07	15224	entry					1.00
PJ	Municipal Pooling Authority A101-7218-03.0.0-000 Desc1.....: LTD, Life & ADD /07	15224	entry					1.00
PJ	Municipal Pooling Authority A101-7218-04.0.0-000 Desc1.....: LTD, Life & ADD /07	15224	entry					1.00
PJ	Municipal Pooling Authority A101-7218-06.0.0-000 Desc1.....: LTD, Life & ADD /07	15224	entry					1.00
PJ	Municipal Pooling Authority A101-7246-02.0.0-000 Desc1.....: LTD, Life & ADD /07	15224	entry					1.00
PJ	Municipal Pooling Authority A101-7246-03.0.0-000 Desc1.....: LTD, Life & ADD /07	15224	entry					1.00
PJ	Municipal Pooling Authority A101-7246-04.0.0-000 Desc1.....: LTD, Life & ADD /07	15224	entry					1.00
PJ	Municipal Pooling Authority A101-7246-06.0.0-000 Desc1.....: LTD, Life & ADD /07	15224	entry					1.00
PJ	Municipal Pooling Authority A230-7218-00.0.0-000 Desc1.....: LTD, Life & ADD /07	15224	entry					1.00
PJ	Municipal Pooling Authority A230-7246-00.0.0-000 Desc1.....: LTD, Life & ADD /07	15224	entry					1.00

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Jnl	Description / Addnl data items	Ref 1	Ref 2	Ref 3	Rate / Resrce	Units	Amount / Rate	Posted amount
PJ	Municipal Pooling Authority A101-7218-02.0.0-000 Desc1.....: LTD & Life November 08	15225	entry					378.94
PJ	Municipal Pooling Authority A101-7218-03.0.0-000 Desc1.....: LTD & Life November 08	15225	entry					221.96
PJ	Municipal Pooling Authority A101-7218-04.0.0-000 Desc1.....: LTD & Life November 08	15225	entry					130.43
PJ	Municipal Pooling Authority A101-7218-06.0.0-000 Desc1.....: LTD & Life November 08	15225	entry					745.45
PJ	Municipal Pooling Authority A101-7246-02.0.0-000 Desc1.....: LTD & Life November 08	15225	entry					61.50
PJ	Municipal Pooling Authority A101-7246-03.0.0-000 Desc1.....: LTD & Life November 08	15225	entry					51.25
PJ	Municipal Pooling Authority A101-7246-04.0.0-000 Desc1.....: LTD & Life November 08	15225	entry					20.50
PJ	Municipal Pooling Authority A230-7218-00.0.0-000 Desc1.....: LTD & Life November 08	15225	entry					41.81
PJ	Municipal Pooling Authority A230-7246-00.0.0-000 Desc1.....: LTD & Life November 08	15225	entry					10.25
PJ	Neopost Postage A101-7314-05.0.0-000 Desc1.....: Add postage 10/10/08	15226	entry					600.00

Batch 3914 posted on 10/17/08 by 1004 for business date 10/17/08

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Jnl	Period	Account	Description	Debit	Credit	Balance
PJ			Purchase Journal			
	04	2009 A101-2101-00.0.0-000	Accounts Payable		60,081.31	
	04	2009 A101-5103-00.0.0-000	Building Permit Surcharge		12.23	
	04	2009 A101-5301-00.0.0-000	Planning Services		156.10	
	04	2009 A101-5603-00.0.0-000	Meeting Room Fee		63.00	
	04	2009 A101-7218-02.0.0-000	Life and LTD Insurance	379.94		
	04	2009 A101-7218-03.0.0-000	Life and LTD Insurance	222.96		
	04	2009 A101-7218-04.0.0-000	Life and LTD Insurance	131.43		
	04	2009 A101-7218-06.0.0-000	Life and LTD Insurance	746.45		
	04	2009 A101-7220-01.0.0-000	PERS Retirement	323.90		
	04	2009 A101-7220-02.0.0-000	PERS Retirement	4,146.51		
	04	2009 A101-7220-03.0.0-000	PERS Retirement	2,411.90		
	04	2009 A101-7220-04.0.0-000	PERS Retirement	1,333.52		
	04	2009 A101-7220-06.0.0-000	PERS Retirement	13,039.82		
	04	2009 A101-7246-02.0.0-000	Benefit Insurance	62.50		
	04	2009 A101-7246-03.0.0-000	Benefit Insurance	52.25		
	04	2009 A101-7246-04.0.0-000	Benefit Insurance	21.50		
	04	2009 A101-7246-06.0.0-000	Benefit Insurance	1.00		
	04	2009 A101-7311-03.0.0-000	General Supplies	178.31		
	04	2009 A101-7312-05.0.0-000	Office Supplies/Expense	50.15		
	04	2009 A101-7312-06.0.0-000	Office Supplies/Expense	70.13		
	04	2009 A101-7314-05.0.0-000	Postage	600.00		
	04	2009 A101-7324-02.0.0-000	Dues and Subscriptions	176.67		
	04	2009 A101-7324-06.0.0-000	Dues and Subscriptions	176.67		
	04	2009 A101-7329-09.0.0-000	Park Supplies	1,623.75		
	04	2009 A101-7332-02.0.0-000	Telecommunications	281.98		
	04	2009 A101-7332-03.0.0-000	Telephone	15.56		
	04	2009 A101-7332-04.0.0-000	Telephone	20.56		
	04	2009 A101-7332-06.0.0-000	Telephone	63.74		
	04	2009 A101-7332-07.0.0-000	Telephone	1.92		
	04	2009 A101-7332-08.0.0-000	Telephone	2.28		
	04	2009 A101-7338-03.0.0-000	Water Services	2,396.30		
	04	2009 A101-7341-03.0.0-000	Buildings/Grounds Maintenance	90.50		
	04	2009 A101-7341-07.0.0-000	Buildings/Grounds Maintenance	93.50		
	04	2009 A101-7343-06.0.0-000	Vehicle Maintenance	177.84		
	04	2009 A101-7346-03.0.0-000	HVAC Mtn & Repairs	495.00		
	04	2009 A101-7346-07.0.0-000	HVAC Mtn & Repairs	1,545.00		
	04	2009 A101-7373-06.0.0-000	Education & Training	250.00		
	04	2009 A101-7382-05.0.0-000	Election Services	82.60		
	04	2009 A101-7411-08.0.0-000	Professional Services Retainer	3,338.00		
	04	2009 A101-7414-02.0.0-000	Audit	8,000.00		
	04	2009 A101-7419-01.0.0-000	Other Professional Services	292.50		
	04	2009 A101-7419-06.0.0-000	Other Professional Services	551.50		
	04	2009 A101-7419-09.0.0-000	Other Professional Services	40.50		
	04	2009 A101-7427-06.0.0-000	CAL ID	9,264.00		
	04	2009 A101-7428-06.0.0-000	C Net	1,800.00		
	04	2009 A101-7429-09.0.0-000	Animal Control Service	5,760.00		
	04	2009 A201-2101-00.0.0-000	Accounts Payable		2,517.58	
	04	2009 A201-7345-00.0.0-000	Traffic Signal Maintenance	1,419.58		
	04	2009 A201-7412-00.0.0-000	Engineering/Inspection Service	1,098.00		
	04	2009 A210-2101-00.0.0-000	Accounts Payable		38,112.26	
	04	2009 A210-7311-00.0.0-000	General Supplies	9,216.15		
	04	2009 A210-7338-00.0.0-000	Water Services	28,246.11		

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Jnl	Period	Account	Description	Debit	Credit	Balance
PJ		Purchase Journal	** continued **			
04	2009	A210-7419-00.0.0-000	Other Professional Services	650.00		
04	2009	A211-2101-00.0.0-000	Accounts Payable		521.74	
04	2009	A211-7310-00.0.0-000	Supplies and Equipment	521.74		
04	2009	A212-2101-00.0.0-000	Accounts Payable		603.50	
04	2009	A212-7412-00.0.0-000	Engineering/Inspection Service	233.50		
04	2009	A212-7413-00.0.0-000	Legal Services	370.00		
04	2009	A216-2101-00.0.0-000	Accounts Payable		3,195.92	
04	2009	A216-7412-00.0.0-000	Engineering/Inspection Service	2,938.44		
04	2009	A216-7419-00.0.0-000	Other Professional Services	257.48		
04	2009	A230-2101-00.0.0-000	Accounts Payable		959.13	
04	2009	A230-7218-00.0.0-000	LTD Insurance-COPS	42.81		
04	2009	A230-7220-00.0.0-000	PERS Retirement-COPS	905.07		
04	2009	A230-7246-00.0.0-000	Benefit Insurance	11.25		
04	2009	A302-2101-00.0.0-000	Accounts Payable		82.38	
04	2009	A302-7520-00.0.0-008	280 Stranahan LMI-Bamberger	39.25		
04	2009	A302-7520-00.0.0-009	278 Stranahan Cir LMI House	43.13		
04	2009	A303-2101-00.0.0-000	Accounts Payable		889,189.90	
04	2009	A303-7520-00.0.0-090	Grove Property Park	1,076.00		
04	2009	A303-7520-00.0.0-104	Downtown Economic Dev Project	8,307.02		
04	2009	A303-7520-00.0.0-106	Clayton Rd Trail Connection	872.50		
04	2009	A303-7520-00.0.0-108	MarshCreekRd Retaining Wall	1,338.19		
04	2009	A303-7520-00.0.0-112	Pavement Rehab Project 2008	877,224.19		
04	2009	A303-7520-00.0.0-113	Com Park Tot Lot/BBQ/Picnic Up	372.00		
04	2009	A501-2101-00.0.0-000	Accounts Payable		8,150.95	
04	2009	A501-7351-00.0.0-000	Insurance Premiums	321.36		
04	2009	A501-7413-00.0.0-000	Legal Services	7,829.59		
04	2009	A601-2101-00.0.0-000	Accounts Payable		8,705.24	
04	2009	A601-2730-00.0.0-006	Library Room Rental Deposit	200.00		
04	2009	A601-2731-00.0.0-423	Anvari Constr EP 2744 CashBond	500.00		
04	2009	A601-2739-00.0.0-000	Clayton Community Library Foun	745.00		
04	2009	A601-2740-00.0.0-096	Cost Recov Dep PG&E Minor EP	62.25		
04	2009	A601-2740-00.0.0-414	O'Neil SPR 07-07	96.10		
04	2009	A601-2740-00.0.0-472	OAK St. Mixed Use 01-08	775.00		
04	2009	A601-2740-00.0.0-501	Tom O'Neil SPR 04-08	337.43		
04	2009	A601-2741-00.0.0-153	Seeno Grading Insp (10351)	62.25		
04	2009	A601-2742-00.0.0-127	Shell Pipeline EP 2800 CashDep	658.75		
04	2009	A601-2743-00.0.0-085	St Bonaventure-Traffic Sig Mtn	97.71		
04	2009	A601-2743-00.0.0-220	Mitchell Crk Pl (Lenox) Const	300.00		
04	2009	A601-2744-00.0.0-077	AD Seeno Oak Crk Cyn SW26-06	62.25		
04	2009	A601-2744-00.0.0-189	Riessen SW Permit 17-05	62.25		
04	2009	A601-2744-00.0.0-288	Flora Square SWP 47-07	501.25		
04	2009	A601-2744-00.0.0-329	Lemke Diablo Pt SW permit28-06	62.25		
04	2009	A601-2744-00.0.0-381	Gonzalez SW Permit 18-07	62.25		
04	2009	A601-2744-00.0.0-399	T. Dudley SW Permit 39-07	62.25		
04	2009	A601-2744-00.0.0-423	Anvari Constr MSW Permit 07-13	500.00		
04	2009	A601-2744-00.0.0-434	C. DelMonte SW Permit 29-07	62.25		
04	2009	A601-2744-00.0.0-444	Childs SW Permit 33-07	62.25		
04	2009	A601-2744-00.0.0-449	Switzer SW Permit 36-07	62.25		
04	2009	A601-2744-00.0.0-461	G Beckham SW Permit 45-07	62.25		
04	2009	A601-2744-00.0.0-467	P Hollingsworth SW Permit02-08	62.25		
04	2009	A601-2744-00.0.0-473	American Technologies SWP04-08	41.50		
04	2009	A601-2744-00.0.0-487	Lance Brick SWP 12-08	62.25		

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City of Clayton

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Jnl	Period	Account	Description	Debit	Credit	Balance
PJ		Purchase Journal	** continued **			
04	2009	A601-2744-00.0.0-492	S.RennerSWP 16-08	62.25		
04	2009	A601-2744-00.0.0-495	D. Lombardo SWP 25-08	41.50		
04	2009	A601-2744-00.0.0-501	Wingard Constr MSWP 08-09	500.00		
04	2009	A601-2744-00.0.0-502	Hawkins Pool SWP 19-08	62.25		
04	2009	A601-2744-00.0.0-504	Mikde Roberts SWP 26-08	83.00		
04	2009	A601-2744-00.0.0-505	Majestic Pool SWP 21-08	41.50		
04	2009	A601-2744-00.0.0-508	Swan Pools SWP 22-08	62.25		
04	2009	A601-2744-00.0.0-510	Carol O'Neil SWP 23-08	62.25		
04	2009	A601-2744-00.0.0-513	West Valley Bldr SWP 24-08	103.75		
04	2009	A601-2745-00.0.0-474	Insite Design C&D Deposit	2,000.00		
04	2009	A601-2746-00.0.0-129	Diablo Pt Grading Inspections	124.50		
04	2009	A702-2101-00.0.0-000	Accounts Payable		877.00	
04	2009	A702-2730-00.0.0-002	Endeavor Hall Cash Deposits	500.00		
04	2009	A702-7341-00.0.0-000	Buildings/Grounds Maintenance	87.00		
04	2009	A702-7346-00.0.0-000	HVAC Mtn & Repairs	290.00		
		Total for Financial Reporting System		1,013,228.24	1,013,228.24	.00

Batch 3914 posted on 10/17/08 by 1004 for business date 10/17/08

Run date: 10/17/2008 @ 12:20
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City of Clayton
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CS03916.L02 Page 1

Jnl	Description / Addnl data items	Ref 1	Ref 2	Ref 3	Rate / Resrce	Units	Amount / Rate	Posted amount
PJ	Obligation summary A303-2101-00.0.0-000		entry					26,765.15CR
PJ	PARC Services, Inc. A303-7520-00.0.0-113 Desc1.....: C/O Oversaturated soil	15227	entry	CO 2				26,765.15

Batch 3916 posted on 10/17/08 by 1002 for business date 10/17/08

Run date: 10/17/2008 @ 12:20
Bus date: 10/17/2008

City of Clayton
* * * Journal entry trace * * *

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Jnl	Period	Account	Description	Debit	Credit	Balance
PJ		Purchase Journal				
	04 2009	A303-2101-00.0.0-000	Accounts Payable		26,765.15	
	04 2009	A303-7520-00.0.0-113	Com Park Tot Lot/BBQ/Picnic Up	26,765.15		
		Total for Financial Reporting System		26,765.15	26,765.15	.00

Batch 3916 posted on 10/17/08 by 1002 for business date 10/17/08



Agenda Date: 10-21-08

Agenda Item: 4c

STAFF REPORT

Approved:

Gary A. Napper
City Manager/Executive Director

TO: HONORABLE MAYOR AND COUNCILMEMBERS

FROM: RICK ANGRISANI, CITY ENGINEER

DATE: OCTOBER 21, 2008

SUBJECT: RESOLUTION ACCEPTING THE 2008 PAVEMENT REHABILITATION PROJECT AS COMPLETE AND ORDERING THE FILING OF A NOTICE OF COMPLETION

RECOMMENDATION

Adopt Resolution.

BACKGROUND

The contractor, RGW Construction, Inc., has completed construction of the 2008 Pavement Rehabilitation Project and has requested acceptance of the work. The Engineering Department has completed inspections of the site improvements and the project is now ready for acceptance.

FISCAL IMPACT

The final approved project budget amount was \$1,112,000 for the overlay of much of Clayton Road and Marsh Creek Road. The final cost to the City for the overlay portion of the project is \$1,045,907.62 or \$66,092.38 (5.9%) under the approved budget.

To take advantage of the lower unit prices due to the large size of the project, we added the repaving of the Mt. Diablo Creek Trail from Regency Drive to the north side of Grenache Circle. This cost of this work totaled \$97,020.00 and was funded from the City's Deferred Maintenance Fund and interest earnings on the CIP Project Fund account.

CONCLUSION

The project is complete and the work has satisfied the project's specifications. Therefore, Staff recommends approval of this Resolution accepting the work as complete, ordering the filing of a Notice of Completion, and the payment of all retained funds 35 days after filing of the notice.

Attachments: Resolution
 Notice of Completion
 Final Project Report

RESOLUTION NO.

**A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE 2008 PAVEMENT
REHABILITATION PROJECT AS COMPLETE AND ORDERING THE FILING OF A
NOTICE OF COMPLETION.
(CIP #10406)**

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

WHEREAS, on July 1, 2008 the City Council of Clayton did award contract to RGW Construction, Inc. for the construction of its 2008 Pavement Rehabilitation Project CIP No. 10406); and

WHEREAS, RGW Construction, Inc. has stated their work is complete and they are requesting acceptance by the City; and

WHEREAS, the City Council must accept the work as complete and order the filing of a Notice of Completion prior to release of the retained funds; and

WHEREAS, the City Engineer has inspected the work, declares the contract and related project specifications have been fulfilled and the City Engineer now requests the City Council to accept the work and authorize the filing of a Notice of Completion;

NOW, THEREFORE, BE IT RESOLVED that the City Council of Clayton, California does hereby accept as completed as of the date of adoption of this Resolution the construction of the 2008 Pavement Rehabilitation Project, authorizes the City Engineer to file a Notice of Completion with the County Recorder and further authorizes the release of the contract retention after the required 35 day waiting period.

PASSED, APPROVED AND ADOPTED by the City Council of Clayton, California at a regular public meeting thereof held on the 21st day of October, 2008 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

THE CITY COUNCIL OF CLAYTON, CA

GREGORY J. MANNING, Mayor

ATTEST:

Laci Jackson, City Clerk

I hereby certify that the foregoing resolution was duly and regularly passed by the City Council of the City of Clayton at a regular meeting held on October 21, 2008.

Laci Jackson, City Clerk

Recorded at the request of:

City of Clayton
6000 Heritage Trail
Clayton, CA 94517

**NOTICE OF ACCEPTANCE
AND COMPLETION OF PUBLIC WORKS**

NOTICE IS HEREBY GIVEN that the City of Clayton did, on or about July 1, 2008, contract with RGW Construction, Inc., 550 Greenville Road, Livermore, California, 94550, for the construction of the 2008 Pavement Rehabilitation Project in accordance with the plans and specifications prepared by the City of Clayton and said contractor's surety was and is Fidelity and Deposit Company of Maryland, 560 Mission Street, Suite 2400, San Francisco, California, 94105.

NOTICE IS FURTHER GIVEN that the Clayton City Engineer has inspected said work of the Contractor and reported that the work complies with the approved plans and specifications and recommended its acceptance as complete; also that the City Council of the City of Clayton, California, by adopting Resolution No. XX-2008 on October 21, 2008, accepted said public work as complete.

I hereby certify that the foregoing is true and correct and that the aforesaid action of the City Council of the City of Clayton, in accepting said public work as completed, was duly entered on the minutes of said Council's meeting of October 21, 2008. I declare under penalty of perjury that the foregoing is true and correct.

Dated: October 22, 2008, at Clayton, California.

Laci Jackson, City Clerk

**CITY OF CLAYTON
ENGINEERING DEPARTMENT
925/672-9700
fax 925/672-2959**

FINAL PROJECT REPORT

**2008 PAVEMENT REHABILITATION PROJECT
CIP 10406**

Project Description

Construction of base failure repairs and thick overlay of Clayton Road and Marsh Creek Road, including adjustment of structures and re-striping.

Scope Changes During Construction

In order to take advantage of the lower unit prices for paving work due to the large size of the project, we added the repaving of the Mt. Diablo Creek Trail from Regency Drive to the north side of Grenache Circle.

CIP Budget and Funding Sources

Total Budget:	Original Amount (07-08)	\$670,749
	2008 Amendment	<u>\$441,251</u>
	Total Budget	\$1,112,000

Sources:

Prop 1B Funds	\$400,000
Oakhurst Traffic Mitigation	157,935
Downtown Econ. (CIP 10400)	112,814
Measure C	237,578
Gas Tax	108,673
Proposition 42	<u>95,000</u>
Total	\$1,112,000

Final Costs (w/o trail repaving)

Permco (design, admin & inspect. – est. to compl.)	\$36,000.00
RGW Construction (paid to date)	918,939.84
RGW Construction (retention)	102,104.43
Legal Advertising	845.60
County Signals	<u>2,537.75</u>
Total Project Costs	\$1,060,427.62

Budget Variance: over (under) (\$51,572.38)*

*figure does not include cost of \$14,520.00 being reimbursed by CCWD for water valve can adjustments. Actual final City costs total \$1,045,907.62 or \$66,092.38 (5.9%) under budget.

CITY OF CLAYTON
ENGINEERING DEPARTMENT
925/672-9700
fax 925/672-2959

Sources:

Prop. 1B Funds	\$400,000.00
Oakhurst Traffic Mitigation	157,935.00
Measure C	237,578.00
Gas Tax	108,673.00
Proposition 42*	26,335.85
Downtown Econ. (CIP 10400)	115,385.77
CCWD	<u>14,520.00</u>
Total	\$1,060,427.62

* The anticipated income from Proposition 42 was much less than anticipated. Therefore, the additional funding required (\$2,571.77) is being provided by the Downtown Economic Development Project (CIP 10400).

Trail Repaving

Final Costs:

RGW Construction (paid to date)	87,318.00
RGW Construction (retention)	<u>9,702.00</u>
Total Project Costs	\$97,020.00

Sources:

Deferred Maintenance Fund	\$30,000.00
CIP Fund Interest Earnings	<u>67,020.00</u>
Total	\$97,020.00



Agenda Date: 10-21-08

Agenda Item: 4d

Approved:

Gary A. Napper
City Manager/Executive Director

STAFF REPORT

TO: HONORABLE MAYOR AND COUNCILMEMBERS

FROM: RICK ANGRISANI, CITY ENGINEER

DATE: OCTOBER 21, 2008

SUBJECT: CONSIDERATION OF RESOLUTION APPROVING AN EASEMENT AGREEMENT WITH AND GRANTING AN EASEMENT TO THE CONTRA COSTA WATER DISTRICT FOR WATER METERS INSTALLED FOR THE GROVE PARK

RECOMMENDATION

Adopt resolution.

BACKGROUND

As part of the construction of the Grove Park, the Contra Costa Water District ("District") installed two new services and meters on the Center Street frontage of the Park near the Village Market.

Since the District maintains ownership of the meters, an easement for the installation and maintenance of the meters must be granted to the District. In addition, the District requires the execution of an Easement Agreement which specifies the purpose of the easement and assures that the Grantor (City) will not permit the construction of any structure on, nor block access to, the easement area.

FISCAL IMPACT

None.

CONCLUSION

This is the District's standard practice for all meters and it is recommended that the City Council approve the attached resolution approving the easement agreement and granting the requested easement to the Contra Costa Water District.

Attachments: Resolution
Easement Agreement
Map

RESOLUTION NO. - 2008

**A RESOLUTION APPROVING AN EASEMENT AGREEMENT WITH AND GRANTING
AN EASEMENT TO THE CONTRA COSTA WATER DISTRICT FOR WATER METERS
AT THE GROVE PARK**

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

WHEREAS, as part of the construction of The Grove Park, the Contra Costa Water District (“District”) installed two new water meters and services for use by the City along the Center Street frontage of the Park; and

WHEREAS, as part of the meter installation, the District requires the attached Easement Agreement be entered into for the granting of the easement; and

WHEREAS, the City Engineer has prepared the necessary legal description and plat of the proposed easement; and

WHEREAS, the City Engineer has reviewed the agreement and recommended its approval by the City Council;

NOW, THEREFORE, BE IT RESOLVED that the City Council of Clayton, California does hereby approve the attached Easement Agreement and authorizes the Mayor to execute the said Agreement for and on behalf of the City of Clayton.

PASSED, APPROVED AND ADOPTED by the City Council of Clayton, California at a regular public meeting thereof held on the 21st day of October, 2008 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

THE CITY COUNCIL OF CLAYTON, CA

GREGORY J. MANNING, Mayor

ATTEST:

Laci J. Jackson, City Clerk

I hereby certify that the foregoing resolution was duly and regularly passed by the City Council of the City of Clayton at a regular meeting held on October 21, 2008.

Laci J. Jackson, City Clerk

EASEMENT AGREEMENT

THIS AGREEMENT AND GRANT OF EASEMENT is made by and between

CITY OF CLAYTON, a municipal corporation

hereinafter called "the Grantor", and CONTRA COSTA WATER DISTRICT, a local governmental agency of the State of California, hereinafter called "the District".

1. For valuable consideration, the Grantor hereby grants to the District and the District hereby accepts from the Grantor, a perpetual easement in the real property in the County of Contra Costa, State of California, described on Exhibit A and delineated on Exhibit B attached.

2. The purpose of this easement is to install, operate, maintain, repair and replace water utility materials and equipment, including, without limitation; pipes, valves, meters, meter boxes, fire hydrants, protecting posts, rectifiers, power line poles and guys, air releases, blow-offs, backflow prevention devices and appurtenances. In furtherance thereof, Grantor further grants the District, its employees, consultants, contractors and other agents, and their respective vehicles of any kind whatsoever, the right of ingress to, egress from, and access along, across, over, and throughout the entirety of said easement area.

3. All pipes except risers to meters, fire hydrants, or appurtenances shall be installed at least 18 inches below the surface of the ground.

4. The District will backfill all excavations and restore the ground to a condition equal to the condition existing prior to the excavation.

5. The Grantor will not permit any structure to be placed on the easement or the access thereto which will prevent vehicles and equipment from operating anywhere within the easement.

IN WITNESS WHEREOF, the Grantor and the District executed this agreement and grant of
easement on

_____, 20 _____.
Date

CITY OF CLAYTON
Print Name of Company, Corporation, Individual

CONTRA COSTA WATER DISTRICT

"Grantor"
GREGORY J. MANNING, MAYOR

"Grantor"

By _____
"District"

Stephen J. Welch, Assistant General Manager

"Grantor"

"Grantor"

CERTIFICATE OF ACCEPTANCE

This is to certify that the interest in real property conveyed by the foregoing instrument to Contra Costa Water District, a local governmental agency, is hereby accepted by the undersigned officer on behalf of the Board of Directors of the District pursuant to authority conferred by the Board's Resolution No. 93-29 and the grantee consents to recordation thereof by its duly authorized officer.

Dated: _____ By _____
Stephen J. Welch, Assistant General Manager

EXHIBIT "A"

Legal Description

Water Service Easement

All that real property situate in the City of Clayton, County of Contra Costa, State of California, described as follows:

A portion of Lot 1, Lot Line Adjustment No. 06-02, City of Clayton, County of Contra Costa, State of California, filed October 13, 2006, in the Contra Costa County Recorder's Office in Document No. 2006-0325580-00, more particularly described as follows:

Beginning at a point on the southerly line of said Lot 1 and the northerly right of way line of Center Street, distant 14.50 feet on a bearing of South 89° 27' 50" East from the southwesterly corner of said Lot 1; Thence, leaving said line North 00° 32' 10" East, 10.00 feet; Thence, South 89° 27' 50" East, 10.00 feet; Thence, South 00° 32' 10" West, 10.00 feet to the northerly line of said Center Street; Thence, along said northerly line North 89° 27' 50" West, 10.00 feet to the point of beginning.

Containing 100 square feet of land, more or less.

End of Description

APN 119-015-007

This real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors Act.


Richard A. Angrisani 10/10/06
Date



MORRIS STREET

MAIN STREET

N89°27'50"W 203.80'

LOT 1

LOT LINE ADJUSTMENT NO. 06-02
CITY OF CLAYTON, COUNTY OF CONTRA COSTA
STATE OF CALIFORNIA
CONTRA COSTA COUNTY RECORDERS
SERIES NO. 2006-0325580-00

C.C.W.D. EASEMENT
SEE DETAIL "A"

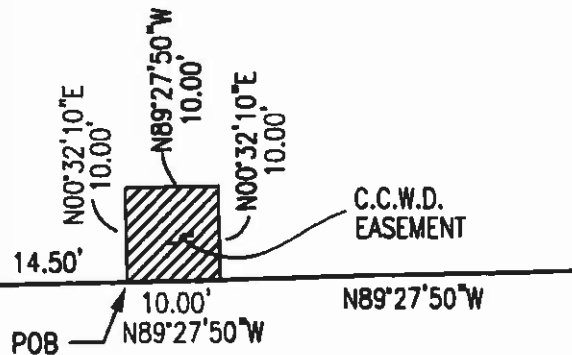
N89°27'50"W 246.05'

CENTER STREET

$\Delta=64^{\circ}38'32"$
 $R=30^{\circ}00'42"$
 $L=33.85'$
MARSH CREEK ROAD

$\Delta=14^{\circ}35'33"$
 $R=570.00'$
 $L=145.17'$
 $\Delta=101^{\circ}17'55"$
 $R=30^{\circ}00'00"$
 $L=53.04'$

0 30 60
(IN FEET)
1 INCH = 60 FT.



DETAIL "A"
SCALE: 1" = 20'



DRAWN BY	BJB	DATE	10/8/08
CHECKED BY		DATE	
APPROVED BY		DATE	
PROJECT MANAGER	FB	DATE	10/8/08

EXHIBIT "B"
CONTRA COSTA WATER DISTRICT
WATER SERVICE EASEMENT
CLAYTON CALIFORNIA

SHEET	1
OF	1
SCALE	1" = 60'



Agenda Date: 10-21-08

Agenda Item: 4e

STAFF REPORT

Approved:

Gary A. Napper
City Manager/Executive Director

CONSENT ITEM

TO: HONORABLE MAYOR AND COUNCILMEMBERS

FROM: Laura Hoffmeister, Asst. to the City Manager

MEETING DATE: October 21, 2008

SUBJECT: Authorization of flat fee donation of \$168 from the Clayton Woman's Club (grant request for \$512) for their Annual Craft Sale on November 22nd and 23rd, 2008.

RECOMMENDATION

Authorize a flat fee donation of \$168 from the Clayton Woman's Club (grant request for \$512) for their Annual Craft Sale on November 22nd and 23rd, 2008 for use of the Library Community Meeting Room.

BACKGROUND

The Clayton Woman's Club is planning their annual craft sale, a fundraiser for their organization. They have requested use of the Library Community Meeting Room on Saturday November 22nd, and Sunday November 23rd, 2008. Under the adopted fee schedule the rates for these days are \$42/hr. plus a \$200 refundable deposit. Currently there are no reservations for the dates requested. The event will be open to the public from 10 a.m. to 5 p.m. with additional time would for event set up and take down. Using the facility for approximately 8 hours each day the rental cost would be \$672. The Clayton Woman's Club uses the proceeds to support various community endeavors.

Using the same method as last six years approval by the Council for a grant, wherein the organization provided payment for minimum rental costs of 4 hours at the specified rate, the grant would amount to \$512. Thus the reduced rental cost to the Clayton Woman's Club would be \$168 for the two days (calculated at 4 hour minimum @\$42/hr = \$168). This approach would adequately cover direct costs associated with the event such as energy costs, janitorial service and staff time. This is the same amount as last year (fee schedule increases approved by the City Council occurred and were applied in 2007).

Subject: Approve flat fee donation of \$168 from the Clayton Woman's Club (grant request for \$512) for their Annual Craft Sale on November 22nd and 23rd, 2008

Meeting Date: October 21, 2008

Page 2 of 2

The Woman's Club will provide their own insurance (naming the City as an additional insured) and will provide the \$200 refundable reservation/damage-cleanup deposit. This organization, their function and event location meets the previously approved City Council banner criteria so no action is needed for this request. They may display their event banner on the community poles for a period of two weeks prior to the event date. The banners per the policy will be removed within 48 hrs after the event is over.

FISCAL IMPACT

The reduced rental fee to \$168 would cover all direct costs; the rental income difference would be \$512 which would have gone to the general fund. This is the same amount that was approved by the City Council for last year's craft fair.

CONCLUSION

Approve the grant requested and authorize a flat fee rental donation of \$168 for the two-day event. Providing the grant would be considered a co-sponsorship by the City and allow for the organization to place their banners on the community event banner pole locations.

Attachments:

Letter from Clayton Valley Woman's Club

GFWC
CLAYTON VALLEY WOMAN'S CLUB
PO Box 95, Clayton, California 94517



September 10, 2008

Clayton City Council
6000 Heritage Trail
Clayton, CA 94517

City of Clayton

Dear Council Members:

The Clayton Valley Woman's Club members would like to hold our annual holiday boutique in the community room at the Clayton Community Library. We have used the community room for the past eight years and have found it to be a great site for our fundraising event. We are requesting use of the room on Friday, November 21, Saturday, November 22, and Sunday, November 23, 2008.

Secondly, we are requesting a grant from the Clayton City Council to reduce the room use fees. Would it be possible for the Clayton Valley Woman's Club to make a flat donation in lieu of an hourly use fee? The fee reduction would allow a greater portion of the dollars raised to benefit community organizations and schools.

We would like to place banners on Oakhurst Blvd. in the area between Oak Street and Clayton Road and the entrance to Clayton on Clayton Road. The banners would be in place from November 12 through November 23, 2008, to advertise the holiday boutique.

The Clayton Valley Woman's Club supports non-profit organizations in the Clayton – Concord area. As we continue in our 35th year, we look forward to adding to the more than \$200,000 that we have given to various organizations, including the Clayton Community Library and the Clayton Historical Society. We also provide a \$2,000 scholarship to a graduate of Clayton Valley High School every year.

We look forward to continuing support of our local organizations through fundraising efforts such as this holiday boutique.

Thank you for your consideration of the above.

Very Sincerely,


Joyce H. Atkinson
Co - 2nd Vice President

JHA:slh

Member of California Federation of Women's Clubs and General Federation of Women's Clubs, Int'l.
EIN 23-7330866 Non Profit Section 501(c)(3)



Agenda Date: 10-21-08

Agenda Item: 4f

Approved:

Gary A. Napper
City Manager/Executive Director

AGENDA REPORT

TO: HONORABLE MAYOR AND COUNCILMEMBERS

FROM: CITY MANAGER

DATE: 21 OCTOBER 2008

SUBJECT: CLOSURE OF COMMUNITY LIBRARY ON CERTAIN SUNDAYS - 2009

RECOMMENDATION

It is recommended the City Council authorize the closure of the Clayton Community Library on the following Sundays in 2009, due to experienced low patronage or recognized government holidays:

- | | | | |
|----|--------|-------------------|---------------------------------|
| 1. | Sunday | 12 April 2009 | Easter Sunday |
| 2. | Sunday | 24 May 2009 | Memorial Day weekend |
| 3. | Sunday | 05 July 2009 | 4 th of July weekend |
| 4. | Sunday | 06 September 2009 | Labor Day weekend |

BACKGROUND

In Fiscal Year 2002-2003, the City of Clayton began its partnership with the Contra Costa County Library System in offering the availability of the Clayton Community Library to patrons on Sunday afternoons. Sunday operations commenced on 14 April 2002 and ever since that time Sunday afternoons (1:00 p.m. – 5:00 p.m.) have been the highest patrons-per-hour day at our Clayton Community Library.

In calendar year 2004, the City Council commenced review and approval of the closure of the Library on certain Sunday afternoons that constituted actual government holidays or holiday weekends, which typically produce low patron turnout based on previous year's experience. Since our City pays separately for the addition of Sunday operational hours the County defers to our authority on which Sundays to be closed during a calendar year, provided County employee paid holidays are observed per their collective bargaining agreements. Not all holiday-related weekends are closed since several holiday-weekend Sundays often generate patronage or student access needs prompted by school homework assignments over that weekend.

For example:

<u>Holiday</u>	<u>Date in 2008</u>	<u>Patrons Per Hour</u>
Martin Luther King, Jr. weekend	Sunday, Jan. 20 th	69 (2008)
Presidents' Day weekend	Sunday, Feb. 17 th	73 (2008)

Our Branch Librarian recommends the Library remain open on these holiday-weekend Sundays due to past experience of high-volume patronage days. During fiscal year 2007-2008, Sundays remained the highest patrons-per-hour days of the six (6) days our Library is open during the week. The average hourly count for a Sunday was 72 patrons per hour, a slight decrease from the previous year's average of 73 (-1%) yet a continuing drop from 83 patrons per hour in 2006. The next highest patron days were Saturday (60 per hour) and Wednesdays (60 per hour). Thursdays continue to have the lowest historical patronage count (56 per hour), although that number is up slightly from last year's 53 per hour. Our Library is closed on Fridays.

DISCUSSION

Our Branch Librarian requested the City examine the above-noted Sundays as acceptable closure days in 2009. In 2003, the Library was kept open on several of these holiday weekends and the facility generated very little patron traffic. Since 2004 these types of holiday weekends have been closed and the Branch Librarian indicates no complaints have been received lamenting denial of Library access. The selected holiday weekends for 2009 are expected to match public expectations and acceptance of certain Sunday closures.

This subject was reviewed with the City Council's liaison to the Clayton Community Library, Mayor Manning, and he concurs with the recommendation.

FISCAL IMPACT

Under the partnership with the County, the City of Clayton expects to pay approximately \$115.00 per Sunday to match the County's contribution. The associated City expenses for utility costs and custodial services are further estimated at \$206 per Sunday afternoon (4 hours; 1 p.m. to 5 p.m.). Therefore, the total savings in General Fund monies will be about \$1,284 for the 4 proposed closures, or about \$321 per Sunday. The County would expect to save approximately \$2,000 over the same 4 days of closure.

Clearly, the policy question is one of what makes sense for this public service to our community when addressing certain holiday weekend closures, as opposed to this action constituting a critical budget-cutting measure.

Clayton Community Library

Sunday Closures 2009 Calendar Year Recommendations

<u>Holiday</u>	<u>Date</u>	<u>Status</u>
Easter Sunday	April 12	Close
Sunday before Memorial Day	May 24	Close
4 th of July weekend	July 5	Close
Sunday before Labor Day	September 6	Close
* * * * *		
Sunday before Martin Luther King, Jr.	January 18	Open (69 patrons per hour in 2008)
Sunday before President's Day	February 15	Open (73 patrons per hour in 2008)

These recommendations follow past practice for the Clayton Community Library.

Library Patrons Per Hour Per Day

Sundays still had the highest average door count of the week during fiscal year 07/08:

Sundays	72
Mondays	58
Tuesdays	58
Wednesdays	60
Thursdays	56
Saturdays	60

Declaring

Agenda Date: 10-21-08

Agenda Item: 5c

October 27 through

October 30, 2008

as

"Red Ribbon Week"

WHEREAS, cities across America have been plagued by the numerous problems associated with alcohol, tobacco, and other drug use; and

WHEREAS, there is hope in winning the War on Drugs, and the hopes lies in the hard work and determination of our communities to create a drug free environment; and

WHEREAS, local leaders, in government and in the community, know that the support of the people in the neighborhoods is the most effective tool they can have in their efforts to reduce the use of alcohol, tobacco, and other drugs in Clayton; and

WHEREAS, October 23-31, 2008, has been designated National Red Ribbon Week calling all Americans to show their support for a drug-free lifestyle and involvement in drug prevention efforts; and

WHEREAS, the Clayton City Council and the community of Clayton strongly supports the Red Ribbon Campaign.

NOW THEREFORE, I, Gregory J. Manning, Mayor, on behalf of the Clayton City Council, do hereby declare October 23 - 31, 2008 as "*Red Ribbon Week*" and urge all community members to actively participate in drug awareness activities, making a visible statement that we are strongly committed to live a healthy and drug-free life.

RED RIBBON WEEK

October 27-30, 2008

Dear Parents,

Mt. Diablo Elementary School will be participating in National Red Ribbon Week. In 1988 an eight day Red Ribbon Week was proclaimed by the Congress of the United States, with Nancy Reagan as the Honorary Chairman. Red Ribbon Week continues to grow and now impacts millions of Americans like no other drug prevention movement in history.

Our focus will promote making 'Safe, Smart and Healthy choices' in order to live a healthy life. Our goal is to create a week of support and education for our children that will get them to think for themselves and help them to understand these valuable lessons not only for this week, but well beyond.

This year we will be planting RED tulip bulbs. By planting the bulbs and enjoying their blooms in April, students will be reminded of their pledge to lead a healthy life and make smart choice.

We could still use your help. If you are able to help, please call Janine Wishnow 524-8288 or e-mail Jwishnow@aol.com. Thank you!!



Agenda Date: 10-21-08

Agenda Item: 9a

Approved:

Gary A. Napper
City Manager/Executive Director

AGENDA REPORT

TO: HONORABLE MAYOR AND COUNCILMEMBERS

FROM: CITY MANAGER

DATE: 21 OCTOBER 2008

**SUBJECT: RESOLUTION SUPPORTING BOND EXTENSION MEASURE WW
EAST BAY REGIONAL PARKS DISTRICT (EBRPD) – NOVEMBER 2008 BALLOT**

RECOMMENDATION

It is recommended the City Council adopt the attached Resolution endorsing the voter extension of the Regional Open Space, Wildlife, Shoreline and Parks Bond (Measure WW) placed on the November 2008 ballot.

BACKGROUND

At its regular meeting on August 19th, the City Council received a presentation from Ms. Beverly Lane, Board Member on the East Bay Regional Parks District, seeking the Council's support for the District's bond extension measure. Question arose as to the certainty whether the City could use its prospective allocation of \$492,883 from passage/extension of the Bond for rehabilitation or improvement of our existing trail system, along with general hesitation whether EBRPD has the financial capacity to annually manage and operate the additional resources and land acquired through this Bond's proceeds.

Staff contact was subsequently made to EBRPD Grants Manager Jeff Rasmussen concerning the local per capita grant clarification. In his response, Mr. Rasmussen indicated EBRPD is very familiar with the need to rehabilitate/restore existing trail systems and submitted the attached written confirmation of eligibility. In short, "*Pavement overlays, shoulder repairs, the replacement of header boards and complete pavement replacements are all eligible activities.*" An example of ineligible trail replacement expense would be crack sealing of an existing trail (maintenance).

At its 02 September regular meeting, the City Council again considered the District's replies to its questions regarding Measure WW. A motion to adopt the supporting Resolution failed on a vote of 2-2 (Mayor Manning was absent). The City Council requested this matter return at a meeting wherein the full legislative body was in attendance.

CITY TRAILS AND LANDSCAPING COMMITTEE REVIEW

A Special Meeting was called at the request of Chairperson Bass for the purpose of discussing whether the citizens' Trails and Landscaping Committee (TLC) wished to make a recommendation to the City Council regarding support for Measure WW. The Special Meeting was held on 30 September 2008 with five (5) voting members in attendance (a quorum of its 9 members), plus the non-voting City Council liaison to the TLC (vice mayor). After considerable discussion the Committee voted not to make a recommendation to the City Council concerning EBRPD's Measure WW. The Committee's report on their Special Meeting was provided to the City Council at its October 7th meeting (copy attached).

- Attachments:
1. City Resolution [2 pp.]
 2. TLC Report from its September 30th Special Meeting
 3. Staff Report for September 2nd Council Meeting
 4. Letter from EBRPD [1 pg.]
 5. Staff Report for August 19th Council Meeting

RESOLUTION NO. - 2008

**A RESOLUTION ENDORSING THE
EAST BAY REGIONAL PARK DISTRICT'S MEASURE WW,
PROPOSED EXTENSION OF ITS REGIONAL OPEN SPACE,
WILDLIFE, SHORELINE AND PARKS BOND**

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

WHEREAS, the City of Clayton and the East Bay Regional Park District are public agencies each responsible for providing important public services to our resident constituents; and

WHEREAS, the East Bay Regional Park District has expanded by more than 34,000 acres of parkland and shoreline in the last 20 years, largely as a result of funding provided by the 1988 voter approved bond measure AA which also provided \$60 million in funding for local parks and recreation projects; and

WHEREAS, in response to continuing community interest, the East Bay Regional Park District Board of Directors did consider and has now placed a bond measure on the November 2008 ballot to extend the Measure AA program; and

WHEREAS, the proposed measure, Measure WW, would replicate and extend the successful \$225 million Measure AA bond passed in 1988; and

WHEREAS, specifics of the Park District's proposed park bond extension measure includes the following information:

- The proposed issuance of bonds is structured to retain the property tax rate at or below the existing tax rate of \$10 per \$100,000 of property value for property owners.
- The \$500 million bond initiative must be approved by two-thirds of voters in Alameda and Contra Costa counties in November 2008.
- \$125 million (25%) of the bond proceeds will fund local park and recreation projects on a per-capita grant program to Cities and other local agencies.
- The City of Clayton is scheduled to receive \$492,883 in per capital grant funding from this Bond extension measure.
- \$375 million (75%) of the bond proceeds will fund regional park acquisitions, open space preservation, park development, habitat restoration, and an emergency reserve.
- A detailed project list has been compiled and is available to the public on the District's website, www.ebparks.org

ATTACHMENT 1 ¹

- The Park District Board of Directors will conduct annual public hearings on projects to be selected and funded by the Measure.
- EBRPD's Park Advisory Committee provides oversight review.

NOW, THEREFORE, BE IT RESOLVED that the City Council of Clayton, California does hereby endorse the passage and voter approval of Measure WW, the East Bay Regional Park District's Proposed Extension of Regional Open Space, Wildlife, Shoreline and Parks Bond, which is placed on the November 4, 2008 ballot in Alameda and Contra Costa Counties.

PASSED, APPROVED AND ADOPTED by the City Council of Clayton, California at a regular public meeting thereof held on the 21st day of October 2008 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

THE CITY COUNCIL OF CLAYTON, CA

Gregory J. Manning, Mayor

ATTEST:

Laci J. Jackson, City Clerk

Agenda Date: 10-7-08

Gary Napper

Agenda Item: 6b

From: kndbass@aol.com
Sent: Monday, October 06, 2008 9:18 PM
To: claytonmayor2008@comcast.net; julie_pierce@comcast.net; hank_stratford@yahoo.com; shuey@rankinlaw.com; WRWalcutt@aol.com; gnapper@ci.clayton.ca.us; lhoffmeister@ci.clayton.ca.us
Cc: kndbass@yahoo.com
Subject: T&LC Report: Special Meeting

Re: Trails and Landscaping Committee
Special Meeting for September 30, 2008
City Council Report

Mayor Manning, Council Members, and City Manager,

A Special Meeting was called on Tuesday, September 30, 2008. The purpose of the meeting was to discuss whether T&LC should decide whether to make a recommendation for the City Council to officially endorse Measure WW, which appears on the November ballot.

A quorum of T&LC members, the Asst to the City Manager, and the T&LC liaison were all present. Several aspects of the measure were discussed, but the focus of the discussion was primarily on how members felt the measure might impact and improve the Clayton Trails system.

After much discussion, some of the members concluded that the proposed Adopt-a -Trail program would offer more reliable funding to the District, in terms of support for the trails system, than what could be expected by the measure. Some members felt that Measure WW should simply be re-written.

At the end of the meeting, four members voted to not make any recommendation to the City Council. One member, the chair, abstained.

The Special Meeting adjourned, shortly thereafter.

Respectfully Submitted,

Candace Bass
Chairperson
Trails and Landscaping Committee

McCain or Obama? Stay updated on coverage of the Presidential race while you browse - [Download Now!](#)

ATTACHMENT 2

10/7/2008



Agenda Date: 9-2-08

Agenda Item: 9b

Approved:

Gary A. Napper
City Manager/Executive Director

AGENDA REPORT

TO: HONORABLE MAYOR AND COUNCILMEMBERS

FROM: CITY MANAGER

DATE: 02 SEPTEMBER 2008

SUBJECT: RESOLUTION SUPPORTING BOND EXTENSION MEASURE WW
EAST BAY REGIONAL PARKS DISTRICT (EBRPD) – NOVEMBER 2008 BALLOT

RECOMMENDATION

It is recommended the City Council adopt the attached Resolution endorsing the voter extension of the Regional Open Space, Wildlife, Shoreline and Parks Bond (Measure WW) placed on the November 2008 ballot.

BACKGROUND

At its regular meeting on August 19th, the City Council received a presentation from Ms. Beverly Lane, Board Member on the East Bay Regional Parks District, seeking the Council's support for the District's bond extension measure. Question arose as to the certainty whether the City could use its allocation of \$492,883 from passage/extension of the Bond for rehabilitation or improvement of our existing trail system. Although District staff had been contacted on that question and we received an affirmative answer as to project eligibility, the City Council indicated a desire to have that assurance in writing. Consideration of this item was deferred until a subsequent meeting for receipt of written confirmation from the District.

TRAIL REHABILITATION ELIGIBILITY

Contact was made to EBRPD Grants Manager Jeff Rasmussen concerning this clarification. Mr. Rasmussen informed me that EBRPD is very familiar with the need to rehabilitate/restore existing trail systems and submitted the attached written confirmation of eligibility. In short, "*Pavement overlays, shoulder repairs, the replacement of header boards and complete pavement replacements are all eligible activities.*" An example of an ineligible trail maintenance would be crack sealing of an existing trail.

Attachments: 1. Letter from EBRPD [1 pg.]
2. City Resolution [2 pp.]
3. Staff Report for August 19th Council Meeting

ATTACHMENT 3

August 26, 2008

Gary Napper, City Manager
City of Clayton
6000 Heritage Trail
Clayton, CA 94517

Received

AUG 27 2008

City of Clayton

Re: Approved Uses of Park Bond Extension Funds

Dear Mr. Napper:

If approved by the voters in November, funds from the East Bay Regional Park District bond extension would be available for the capital development or acquisition of land and/or facilities to improve usage and access for park and recreation purposes. This includes the improvement, rehabilitation, restoration, and enhancement of parks and recreational lands and facilities. The factors determining the eligibility of these park and recreation improvements are that they be fixed to the site and are expected to last 20-years.

In response to your questions and the questions raised by your City Council, trail rehabilitation would be an eligible use of these funds and a use of funds that the District strongly supports. Pavement overlays, shoulder repairs, the replacement of header boards and complete pavement replacements are all eligible activities. Any trail rehabilitation that is fixed to the site and expected to last 20-years would be an eligible use of bond extension funds.

After the measure is approved by the voters, the District will convene a stakeholders meeting to insure that the grant program guidelines meet the needs of the local parks and recreation providers under existing bond law and regulations controlling the uses of bond funding. I look forward to receiving the City's input during that process. If you need any further information, please contact me at jrasmussen@ebpraks.org or 510-544-2204.

Sincerely,



Jeff Rasmussen
Grants Manager

cc: Beverley Lane, EBRPD Board of Directors, Director Ward 6
Pat O'Brien, EBRPD, General Manager
Dave Collins, EBRPD, AGM Management Services

Board of Directors

Ag. Westlake President Ward 5	Ted Rodin Vice President Ward 7	Doug Fisher Treasurer Ward 8	Debbie Skinner Secretary Ward 1	Beverly Lane Vice Chair Ward 6	Chris Severin Ward 3	John Sells Ward 2	Pat O'Brien General Manager
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ATTACHMENT 4



Agenda Date: 8-19-08

Agenda Item: 9a

Approved:

Gary A. Napper
City Manager/Executive Director

AGENDA REPORT

TO: HONORABLE MAYOR AND COUNCILMEMBERS

FROM: CITY MANAGER

DATE: 19 AUGUST 2008

SUBJECT: RESOLUTION ENDORSING BOND EXTENSION MEASURE – NOVEMBER 2008
EAST BAY REGIONAL PARK DISTRICT (EBRPD)

RECOMMENDATION

Following presentation of request by the Board of Directors of the East Bay Regional Park District, it is recommended the City Council adopt the attached Resolution supporting voter extension of the Regional Open Space, Wildlife, Shoreline and Parks Bond scheduled for consideration on the November 2008 ballot.

BACKGROUND

In 1998 voters in Contra Costa and Alameda Counties approved Measure AA, a \$225 million bond measure that aided the East Bay Regional Park District (EBRPD) in preserving 34,000 acres of open space, the creation of 17 new Regional Parks, added over 100 miles of trails, and funded 235 neighborhood recreation projects. A portion of Measure AA bond proceeds (\$60 million) were allocated to local jurisdictions to fund similar local projects in harmony with the purpose of the Bond Measure.

The City of Clayton received a total of \$235,491 in Measure AA bond monies, of which \$42,947 were merged with additional Clayton Redevelopment Agency revenues to preserve the integrity of the historic resource known as the Keller Ranch House (2005). The bulk of local Measure AA monies (\$192,544) were spent in 1992-1994 on improvements and additions to the City's Trail System, the scope of which covered the following segments:

- Cardinet Trail
Bridges at Westwood Park and Lydia Lane Park. Asphalt overlay of trail from new Westwood Park bridge to Lydia Lane. Rock trail spur from Lydia Lane Park to N. Mitchell Canyon Road.
- Mt. Diablo Creek Trail
Chip seal and widened from Hamburg Circle south to Regency Drive.

ATTACHMENT 5

**Consider Endorsement of East Bay Regional Park District's
Extension of Regional Open Space, Wildlife, Shoreline and Parks Bond**

The East Bay Regional Park District's Board of Directors has requested the City Council of Clayton consider endorsement of the Park District's proposed park bond extension measure to be placed on the November 2008 ballot. Park District Board Member Beverly Lane will be present at the August 19, 2008 City Council meeting to make a presentation and provide background information on plans for the measure.

To summarize, the Park District's Board of Directors has acted to place a bond measure on the November 2008 ballot which would extend the 1988 voter approved Measure AA that made possible the addition of more than 34,000 acres of regional parkland and shoreline as well as provided \$60 million in funding for local parks and recreation projects. Clayton received \$235,491 in funding from Measure AA for City trail projects and preservation work on the historic Keller Ranch House.

With the population in the East Bay growing faster than the number of parks and trails serving residents, the future of local parks and recreation projects and regional parks projects depend on funding from an extension of Measure AA.

The bond extension measure as developed by the Park District's Board of Directors would provide \$500 million in funding to permanently protect open space, ridge lands and shorelines for future generations. Twenty five percent (25%) or \$125 million of the bond revenue would go directly to local parks and recreation departments (and special park districts) on a per capita basis to meet local park needs. Clayton would receive \$492,883 in funding from this measure to meet local parks and recreation capital project needs.

Seventy five percent (75%) of the funds would go to the East Bay Regional Park District to fund regional park acquisitions, open space preservation, park development and habitat restoration.

The bond extension measure must be approved by two-thirds of voters in Alameda and Contra Costa Counties. Importantly, this extension will not increase the existing tax rate for property owners because the issuance of bonds will be structured to retain the property tax rate at or below the existing tax rate of \$10 per \$100,000 of assessed value for property owners.



Fact Sheet

BOARD OF DIRECTORS

Beverly Lane
Ted Radke
Carol Severin
Doug Siden
Nancy Skinner
John Sutter
Ayn Wieskamp,
President

GENERAL MANAGER
Pat O'Brien

**East Bay Regional
Park District**
2950 Bernalta Oaks Ct.
Oakland CA 94605
1 888-EBPARKS
www.ebparks.org



Revised: 7/16/2008

Extension of Regional Open Space, Wildlife, Shoreline and Parks Bond

The East Bay Regional Park District Board of Directors voted to place a \$500 million park bond extension measure on the November 4, 2008 ballot. This measure is an extension of Measure AA, passed by East Bay voters 20 years ago, that helped preserve 34,000 acres of open space, develop over 100 miles of new trails, and fund hundreds of local parks and recreation projects. While much has been accomplished, the growing East Bay population further increases the need for acquiring new parklands, protecting and restoring natural habitat, and helping communities with their local park and recreation facilities. If approved by the voters, this park bond extension will be used to continue to restore urban creeks; protect wildlife; purchase and save open space, wetlands, and bay shoreline; and acquire, develop, and improve local and regional parks, trails, and recreational facilities close to home for East Bay residents.

Quick Facts:

- \$500 million bond extension must be approved by two-thirds of voters in Alameda and Contra Costa counties.
- This extension will not increase the tax rate above the present maximum rate of \$10 per year per \$100,000 of assessed valuation (i.e. a home assessed at \$400,000 will pay \$40 per year).
- \$375 million (75%) of revenue will fund Regional Park acquisitions and capital projects, with \$26.2 million (7%) of that amount held in reserve for unanticipated future needs and opportunities.
- \$125 million (25%) of proceeds will go to cities, special park and recreation districts, county service areas, and the Oakland Zoo for much-needed local park and recreation projects. Livermore area voters are not part of this extension tax as Murray Township was not within the East Bay Regional Park District's jurisdiction in 1988 when the initial bond measure was passed. EBRPD continues to serve this community through new acquisitions of parklands.
- The Park Advisory Committee will provide citizens' oversight to monitor all bond expenditures.

Regional Park Project Summary:

Over 67 current and future parks, open space, trails, and shoreline projects will benefit from this measure. Some of the high priority projects include:

- Acquiring and restoring urban creeks.
- Expanding and developing the Bay Trail, East Bay Greenway Trail, Delta Trail, and Ridge Trail.
- Developing the Oakland and North Richmond shorelines.
- Renovating Eastshore State Park.
- Developing a new Regional Park at the Concord Naval Weapons Station.
- Increasing access at Briones, Sunol, and Pleasanton Ridge.
- Acquiring sensitive property at Doolan Canyon.
- Completing the Tidewater Recreation Area at Martin Luther King Jr. Regional Shoreline.

The complete project list can be found on the District's Web site at www.ebparks.org, or can be sent electronically by emailing a request to info@ebparks.org.

About Us:

The East Bay Regional Park District operates 65 regional parks, on 98,000 acres, and 1,100 miles of trails serving the more than 2.4 million residents of Alameda and Contra Costa counties. Measure AA, a \$225 million bond approved by voters in 1988, helped the District preserve 34,000 acres of open space, create 17 new Regional Parks, add over 100 miles of trails, and fund 235 neighborhood recreation projects. The Park District nearly doubled the investment, leveraging money to secure "matching" funds at no cost to taxpayers. Most future local and Regional Park projects depend on funding from an extension of this bond.

2008 Regional Parks Bond Project List

#	Location	Project	Description	Total \$
1	Alameda Point	Trail expansion and development of regional recreation	\$6.5 million to protect wildlife habitat, create regional recreation opportunities on San Francisco Bay, and extend the Bay Trail around Alameda Point in cooperation with City of Alameda. Restore shoreline areas including beach and dune grass habitat.	\$ 6,550,000
2	Alamo Canal Trail	Construct trail undercrossing of highway 580	\$630,000 to complete the key bicycle, pedestrian and equestrian trail connection under the 580-680 interchange, creating the first trail connection linking the communities of Dublin and Pleasanton.	\$ 630,000
3	Anthony Chabot	Complete acquisition of park boundaries	\$2 million to acquire last remaining open space to establish final park boundaries to buffer sensitive wildlife habitats and create new access for all users.	\$ 2,025,000
4	Ardenwood	Improvement and renovation of park picnic and interpretive facilities	\$2.2 million to improve facilities and increase opportunities for school classes and families to experience early California life at the historic Ardenwood Farm.	\$ 2,250,000
5	Bay Point	Park expansion, marsh restoration and improved public access	\$1.6 million to expand and restore wetlands to enhance habitat for Delta Smelt and other species. Provide water access to the Pittsburg/Bay Point shoreline. Establish the first section of the Great Delta Trail project linking the East Bay to the Delta and Central Valley.	\$ 1,575,000
6	Bay Trail	Complete Bay Trail from Fremont to Martinez	\$12.3 million to connect urban communities to shoreline access and wildlife viewing opportunities by completing the 86 mile Bay Trail along the East Bay shoreline. Acquire and develop trail links to close the remaining gaps between Martinez and Fremont.	\$ 12,298,000
7	Bay Water Trail	Create boat launch, landing and camping sites from Fremont to the Delta	\$5.9 million to establish safe and environmentally sound launch sites, wildlife viewing, camping, and other facilities to support the new Bay Water Trail, providing places for kayakers, canoers, and other small boats to travel the length of the East Bay shoreline and ultimately circumnavigate the Bay.	\$ 5,890,000
8	Big Break Shoreline	Expand Delta Science Center	\$2.6 million to enhance delta shoreline access and expand interpretative/educational opportunities for East Contra Costa County schools and families to experience the Delta in a natural setting. Protect and enhance habitat for the threatened California Black Rail and Giant Garter Snake, restore coastal prairie grassland.	\$ 2,600,000

2008 Regional Parks Bond Project List

#	Location	Project	Description	Total \$
16	Coyote Hills	Complete park boundaries, restore marsh, build public use facilities	\$8.1 million to acquire remaining lands adjacent to Coyote Hills to complete park boundaries and preserve sensitive riparian wildlife habitat. Restore and expand existing marsh complex to include seasonal wetlands, coastal prairie grassland and reduce cattails. Enhance habitat for Salt Marsh Harvest Mouse and California Black Rail. Replace the aging visitor center with a state of the art facility to interpret the significant cultural and natural resources of the area. Add family camping opportunities at the reclaimed Dumbarton Quarry site and provide trail links to the Don Edwards Wildlife Refuge and Bay Trail.	\$ 8,100,000
17	Crockett Hills	Expand park and improve public access	\$4 million to acquire scenic open space to expand this park near the West County communities of Crockett, Hercules and Rodeo. Build new public access, trails for all users and camp sites easily accessible from Highway 4 and the Cummings Skyway.	\$ 4,050,000
18	Crown Beach	Improve visitor center, restore beach, complete park boundary	\$6.5 million to replace and expand the Crab Cove interpretive center, currently located in an outdated military building. Expand and restore Alameda Beach to increase space for beach recreation and protect the shoreline. Acquire appropriate surplus federal property if it becomes available.	\$ 6,480,000
19	Deer Valley	Park acquisition and development	\$3.6 million to establish a new park near the communities of Brentwood and Oakley. When matched with funding from the East Contra Costa County Habitat Conservation Plan, the park will preserve a regional wildlife corridor for San Joaquin Kit Fox, Tiger Salamander, and other threatened species between Los Vaqueros and Black Diamond and will preserve the rural ranching history of the area.	\$ 3,600,000
20	Delta Access	Park expansion and development at Orwood Tract	\$5 million to open a new regional park on the Delta providing swimming, boating, fishing, picnicking and camping close to East Contra Costa communities. Work with federal and state agencies to provide both Delta recreation and wildlife habitat for threatened California Black Rails, Giant Garter Snakes and migratory waterfowl.	\$ 4,950,000
21	Delta Recreation	Develop new park at Jersey Island	\$1 million for new public access, trails, family camping and picnicking in the Delta on Jersey Island and the San Joaquin River.	\$ 1,000,000
22	Delta Trail	Establish the Great Delta Trail connecting Bay Point to Big Break to the Contra Costa County line	\$4.1 million to provide a new trail for all users connecting the communities of Bay Point, Brentwood, Pittsburg, Antioch, and Oakley to the shoreline. Work with State and local agencies to develop the Great Delta Trail improving urban access to fishing and boating in the Delta.	\$ 4,050,000

2008 Regional Parks Bond Project List

#	Location	Project	Description	Total \$
30	Garin	Complete park acquisition and improve public access	\$2.9 million to acquire and protect scenic ridges and wildlife habitat adjacent to Union City, Fremont and Hayward communities. Expand park trail system to improve recreational opportunities for all users and connect to the Ridge Trail.	\$ 2,925,000
31	Garin to Pleasanton Ridge Trail	Acquire and construct trail connection	\$2 million to acquire and construct trail connecting Garin Park to Pleasanton Ridge for hiking, biking and equestrian use.	\$ 2,025,000
32	Gateway Shoreline	Park acquisition and development	\$5.4 million to establish a new regional shoreline park as a bicycle trail hub connecting the new Bay Bridge bicycle access to the East Bay and the Bay Trail in cooperation with other agencies. This inter-modal node will include parking, promenade, fishing access, landscape improvements, and facilities to interpret the natural and historic resources of this site.	\$ 5,400,000
33	Hayward Shoreline	Expand park and construct public access and education improvements	\$4.5 million to restore and protect shoreline bird habitat, strengthen and repair levees along this shoreline to address climate change impacts, improve public trail access and cooperate on shoreline interpretive improvements with other state and local agencies. Dredge channels to improve water circulation and enhance habitat on islands for endangered Least Terns.	\$ 4,500,000
34	Iron Horse to Mount Diablo Trail	Complete trail corridor	\$1.4 million to complete trail corridors between Las Trampas, Sycamore Valley and Mount Diablo.	\$ 1,350,000
35	Iron Horse Trail	Extend Iron Horse Trail north and south	\$2.2 million to complete extensions north of Concord and south to Pleasanton of this 28 mile-long urban bicycle trail.	\$ 2,250,000
36	Lake Chabot	Acquisition to complete park boundary	\$1.8 million to preserve hillside areas, connect trails and add public access along the western park boundary.	\$ 1,800,000
37	Las Trampas	Construct interpretive facility, acquire open space and construct public access improvements	\$8.3 million to establish interpretive visitor facility and indoor meeting space to serve the increasing population in the San Ramon Valley. Develop access for all users to recently acquired properties in the Lafayette, Moraga and San Ramon Valley areas including staging, trails, and camping areas.	\$ 8,325,000

2008 Regional Parks Bond Project List

#	Location	Project	Description	Total \$
46	Ohlone	Acquire additional wilderness lands	\$7.4 million to expand Alameda County's largest wilderness park, preserve park wilderness values, protect wildlife habitat and high mountain ridge resources. Develop trail loops and expand public access and camping opportunities. Restore failing ponds to support Tiger Salamander and Red Legged Frog populations.	\$ 7,425,000
47	Oyster Bay	Complete public access improvements	\$2.1 million to complete the development of this 200 acre urban shoreline park and Bay Trail connection by working with the City of San Leandro to provide recycled water for the irrigation of new turf meadows, construct picnic and play areas, parking, restrooms and landscaping.	\$ 2,070,000
48	Pleasanton Ridge	Acquire and construct public access, trail and recreation and interpretive facilities	\$13.7 million to acquire park land on scenic Pleasanton and Sunol ridges and Devaney canyon, complete bicycle loop trail system, construct parking, staging areas, access, picnic, camping and visitor facilities.	\$ 13,725,000
49	Point Pinole	Construct new park access, visitor center, and maintenance amenities	\$7.5 million to develop new Atlas Road access to the park with parking, picnic areas, meadows, play areas, environmental maintenance facility, and new visitor/interpretive center. The center will provide an introduction to the rich natural and cultural resources found at this site. Complete park boundary and wetland restoration. Enhance and restore wetland and coastal prairie habitats.	\$ 7,540,000
50	Point San Pablo Peninsula	Acquire, preserve and make accessible new shoreline open space	\$4.5 million to acquire and restore shoreline and complete Bay Trail spur north of the Richmond/San Rafael Bridge to provide new public access to this scenic north bay shoreline.	\$ 4,450,000
51	Quarry Lakes	Expand recreation facilities	\$4.5 million to complete the development of this regional recreation area by providing new turf meadows, picnic and play areas, restrooms and landscaping. Complete park boundaries in this urban recreation area.	\$ 4,500,000
52	Rancho Pinole	Establish new park	\$3.2 million to preserve open space in West Contra Costa County and establish a new park. Acquire land and provide access for all users in cooperation with Muir Heritage land trust to connect the Ridge Trail to Crockett Hills, Franklin Ridge and West County communities.	\$ 3,150,000

2008 Regional Parks Bond Project List

#	Location	Project	Description	Total \$
62	Tilden Park	Remodel visitor centers	\$2 million to renovate and/or expand Tilden Park's visitor facilities at the Botanic Garden and Environmental Education Center for public interpretive programs, lectures and research.	\$ 2,040,000
63	Urban Creeks	Acquire and restore creeks in urban core	\$8 million to work with cities and community organizations to restore urban creeks and acquire creek easements, such as BART to Bay and other urban creek projects.	\$ 8,040,000
64	Vargas Plateau	Expand park and develop public access	\$7.6 million to expand park, develop access and construct parking, picnic areas, trails for all users, and camp sites at this new park. Preserve Alameda Creek watershed, extend the Ridge Trail, connect the park to Fremont and Sunol, protect hillside vistas and open space east of Fremont and south of Niles Canyon. Restore wetlands and enhance grasslands.	\$ 7,649,000
65	Vasco Caves	Improve safe access to site	\$ 4.7 million to expand the preserve to protect unique natural and cultural resources in partnership with the East Contra Costa County Habitat Conservation Plan. Improve habitat for Kit Fox, Golden Eagles and enhance wetlands. Provide suitable, guided public access, parking and visitor facilities.	\$ 4,725,000
66	Wildcat Canyon	Acquire parkland and improve access	\$900,000 to expand park boundaries along the San Pablo Ridge, improve access to park for all users.	\$ 900,000
67	Wildcat Creek Trail	Richmond Parkway	\$900,000 to work with the City of Richmond and Contra Costa County to safely re-open the Wildcat Creek Trail crossing under the Richmond Parkway to connect north Richmond communities to the bay shoreline.	\$ 900,000

Subtotal, District Project List \$ 348,750,000

7% Reserve for unanticipated future needs or opportunities \$ 26,250,000

Total, District Project List \$ 375,000,000

Local Grant Program Amount \$ 125,000,000

Total Amount of Bond \$500,000,000



Agenda Date: 10-21-08

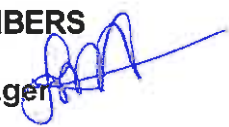
Agenda Item: 9b

Approved:

Gary A. Napper, City Manager

STAFF REPORT

TO: HONORABLE MAYOR AND COUNCILMEMBERS

FROM: Laura Hoffmeister, Asst. to the City Manager 

MEETING DATE: October 21, 2008

SUBJECT: Consideration and approval of the Trails and Landscape Committee Adopt-a-Trail program concept for the Citywide Landscape Maintenance District

REQUEST

Consider and approve the Trails and Landscape Committee (TLC) proposed Adopt-a-Trail program concept for the City of Clayton Landscape Maintenance District.

BACKGROUND

During the TLC meetings there was interest by members to investigate and develop an Adopt-a-Trail program since the Clayton Trail System is a part of the Citywide Landscape Maintenance District. The TLC established a sub-committee to research other cities programs, prepare a survey on interest in the Clayton area.

The subcommittee after sharing its results on its research and survey data with the entire TLC then authorized the sub-committee to prepare a draft concept program for the TLC review. The City Council at its July 1, 2008 meeting reviewed and provided direction to the draft program concept, requesting the subcommittee to refine the concept. The subcommittee completed its revisions in consultation with City staff. The TLC reviewed the attached revised program at its September meeting and recommended it forward to the City Council for review and approval.

The following key highlights are from the attached report:

Financial donations:

- Sponsors (such as business organizations that did not provide any labor only financial donations) wanting their name on a sign would be at a level of \$1000 annually.
- Clean up groups (labor sponsorships) that want their name on a sign would be \$200 annually.

The above contributions are proposed to pay for or reimburse the Landscape Maintenance District for the program such as initial trail signage, t-shirts, sponsor/volunteer trail signage recognition. A recognition event such as an annual BBQ and celebration could be considered in future years. Any funds remaining after covering the program costs would be targeted to funding of deferred trail maintenance items. An annual special Adopt a Trail recognition event could be considered in future years if there were funds or donations received to cover costs.

Signage:

- As to signage the report suggests that signs should be allowed along the adopted trail segments, of which 20 beginning/ending signs and about 7 mid-trail markers may be established.
- In addition the report suggests a second centrally located donation signage could be established in the future should funds from the program allow or additional supplemental funds be obtained.

A map showing the general areas where trail informational marker/sponsorship signs could be placed are included in the attached materials.

The sign marker has been modified to provide useful trail user information such as the trail name, type of trail, steepness, surface type. The City of Clayton has been incorporated into the signage and there is space at the bottom of the sign to allow for the sponsor and labor groups name. The TLC felt the sign should be done in a brown background with white lettering, including the sponsor and labor group name or logo. The overall sign height would be apx. 12" and about 6" wide. It would be inset onto an 8"x8" wood routed and mitered top post that would stand above ground about 3 feet. The sponsor name would be on a individual plates that are about 1.5"x5.5" each ; this way they would be easily maintainable, and could be changed out if sponsors change. [A full size mock up of the sign will be provided at the City Council meeting however there is a color example in the attached materials (note the colors do not photocopy correctly and it has been reduced to fit page)].

Trash Cans

The City Council had asked for further review of the use of trash cans for the program including signage. It was found that there were already several trash cans at key areas along the trail system, and that the City already had a program that identified trash can location as part of its memorial recognition program, that allowed for signage. There are only a couple of locations that are suitable and already identified and a part of the other program. Should a business or group desire to want a trash can it could be easily done through the existing program. Additionally, the costs of a trash can were found to be greater than the proposed sponsorship levels of this program recommendation. Given the costs of the trash can and few suitable locations, the numbers that already exist, the subcommittee determined that its focus should be using the informational trail markers and has not included the trash cans in the program. This way the program is not duplicative of other existing program opportunities. Parties interested in trash cans would be referred to the other program materials.

Administration:

As proposed the Adopt-a-Trail program would be generally managed and implemented by the TLC. They would designate a point person for interested groups/business to contact. A city voice mail box would be set up by city staff so that there is one central number available to the public that can be checked by the appropriate TLC member (similar to how VIPs/CERT operates). The TLC would also be responsible for outreach to potential sponsors, contact and correspondence, including creating any informational/marketing materials. The TLC would also manage the coordination of the work tasks plan/organize/staff the work days (as needed), and solicit participants including appropriate correspondence with the groups.

City staff would be responsible for being the financial agent for the funds received with a special account set up such as a sub account within the Landscape Maintenance District Budget that tracks the revenues received and expenses of this program. The City staff would provide trash

bags and disposable gloves if needed. City staff would also be able to collect bags left at agreed to locations that were easily accessible by maintenance staff (such as a trail head at Lydia Lane parking lot). If a special project requires tools City staff will determine if appropriate activity for the volunteer labor group and if possible make some hand tools available.

Prior to actual implementation the City Attorney and Risk Management would be consulted to obtain and ensure any liability release forms and other implementing documents acceptable. The progress of the program could be included in the TLC Annual Report that it provides to the City Council and the Community on the Landscape Maintenance District.

RECOMMENDATION

The Trails and Landscape Committee recommends that the City Council approve the proposed Adopt –a – Trail Program. City staff also supports the attached concept program.

Attachments:

Trails and Landscape Committee Recommend Adopt- a – Trail Program (rev. Sept 25, 2008).
City Council minutes of July 1 2008

Laura/TLC rev adopt a trail report ccr

Adopt-a-Trail Program
Trails and Landscape Committee Recommendation
Clayton, California 94517
as revised September 25, 2008

As a follow-up to the Trails and Landscape Committee's (TLC) presentation to the Clayton City Council on July 1, 2008, the TLC revised and formalized their suggestions at their September 15, 2008, meeting. After consultation with city staff, these are the TLC's recommendations:

- The program should initially have two tiers; one for those people or organizations that want to provide volunteer labor for cleanup, and one for those that want to provide financial support. This will mean that some segments have two adopters: one for doing cleanup and maintenance, one providing financial support.
 - The TLC considered a third tier for garbage can sponsors. At this time, the TLC believes that this enhancement would best be handled through the City's existing memorial can program.
- All adopters will be required to sign an agreement outlining their commitment. See Appendix A for a suggested form.
- We recommend that 10 segments be established initially for adoption. See map in Appendix B for detail.
- Clean-up groups would commit to doing so three times per year. Winter is wet and cold enough to be an idle quarter. Clean-up groups wanting their name on the sponsor sign will be required to provide \$200.
- A recommended sponsor sign will be included with this outline. Before any sponsorships are requested, the city staff will provide design specs for sponsor signs which will include detail about size, color, materials and any related matters to make sure sponsors are aware of the standards and their limitations--before they make commitments to participate.
 - We think it would be a good idea to have identifying markers at both the beginning and the end of each segment (20 markers), and at six intersections within the segments. We recommend that no markers be placed until such time as a financial sponsor is found for that segment.
- We estimate these costs for the program. If all segments were adopted, the total cost of the program in its first year would be \$10,000. If all segments were adopted by two groups, at the sponsor levels recommended here, the total revenue for the program would be \$12,000. We recommend that financial sponsorship levels be set at \$1,000 and labor sponsorships at \$200.
 - Markers
 - 20 beginning/ending markers @\$315 each \$ 6,300
 - Six mid-trail markers @\$450 each \$ 2,700
 - 10 T-shirts per group (assumes 10 per group), 10 groups \$ 1,000
 - Total \$10,000
 - We could consider a recognition barbeque and celebration in future years.
- Adopters will select their segments on a first come, first served basis in the initial year of the program. Later, if demand warrants, additional segments and/or auction pricing might be considered.
- All sponsor funds would be placed in and disbursed from a city account with such controls and practices as the city uses.

- As surplus funds amass, or if another source of funding can be found, a more prominent and centrally located sign which lists all sponsors and participating groups should also be considered at Black Diamond Plaza.
- Sponsors and volunteer groups should be responsible for any additional costs associated with sign replacement because of vandalism or theft; that is, if a sign goes missing or is damaged and the person or group recognized on the sign wants it replaced, s/he or they will need to pay additional to have it done.
- As demand to participate in the program grows, it could be handled, as existing commitments expire, by creating more segments and/or increasing the cost of financial sponsorship.
- The administration of the program would be officially overseen by city personnel (financial agent, control of funds, final authority over marker design and placement, etc.); solicitation of sponsors, coordination of efforts and other forms of assistance would be provided by the TLC, or its formalized sub-committee or designee, and this committee could have citizens who are not members of the TLC.
- We recommend that the city establish a separate phone number for this program to facilitate the leaving of and the response to messages.
- The TLC plans to provide orientation walks with each volunteer group to make sure each group is clear about its areas and responsibilities, how to access bags, where to leave trash, etc.

Appendix A

DRAFT

City of Clayton
Maintenance Department

Clayton Adopt-a-Trail Program **Fact Sheet**

Mission

To develop a working partnership with the Clayton Maintenance Department and the Clayton community to assist in the ongoing protection, maintenance and beautification of the Clayton trail network.

Description

The Adopt-a-Trail Program will allow community groups to act as stewards for specific segments of one of Clayton's trails. The program will be overseen by the Maintenance Department, and it will be administered by Clayton's Trails and Landscape Committee. The program will be supported from sponsorships from the business community and other interested people.

Adopt-a-Trail Agreement

Groups interested in becoming community adopters will be required to sign an Adopt-a-Trail Agreement, outlining the specific responsibilities and expectations as given to the Trails and Landscaping Committee by the city Maintenance Department. Each adopting organization commits to a one-year period of adoption and may renew, if desired. Financial sponsors will sign a similar agreement.

Recommended Activities

- Pick up trash
- Pull weeds
- Sweeping and raking
- Monitor and report maintenance needs
- Minor repairs of surfaces and finishings
- Where appropriate, and under city direction, and then administered by the TLC:
 - Plant trees
 - Plant and maintain flower beds

What Can Be Adopted

See map in Appendix B

Recognition

Each group that fulfills its Adopt-a-Trail agreement, both community adopters and financial sponsors, will receive an official Certificate of Adoption, and an adoption sign naming the adopters to be posted at the adopted segment. Community adopters will also receive t-shirts to be worn during their work days.

DRAFT

City of Clayton
Maintenance Department

Clayton Adopt-a-Trail Program Program Outline

Introduction

What follows is a summary of the benefits, roles and responsibilities, and operation of the Clayton Adopt-a-Trail Program. This document is intended to be an internal planning document to be shared between parties that will participate in the creation and operation of the program. Separate external marketing and promotional materials may also be created.

The Adopt-a-Trail Program is intended to build a sense of responsibility and pride within the Clayton community. The program will provide community groups and businesses with the opportunity to become involved in conserving, maintaining and beautifying Clayton's trails and the space contiguous to them. The program will not only supplement the efforts and resources of the city's Maintenance Department to care for the trails; it will also help to enhance community connections to the trails.

Roles and Responsibilities

There are four main roles concerning the operation of the Clayton Adopt-a-Trail Program:

1. **Community adopters** are groups of volunteers that commit to routine trash clean-ups, and the beautification of a specific segment of trail. They will coordinate with the Trails and Landscape Committee to schedule work days, request materials and tools, and organize trash pick-ups. Each group will sign a one-year work agreement with the Department, outlining the expectations of both parties and appointing one central contact person/coordinator from the group. Members of each group will receive up to 10 adopt-a-trail t-shirts that will be worn during their work-days.

Each segment can have one community adopter.

2. **Financial sponsors** are businesses or citizens that make financial contributions specifically to the Adopt-a-Trail program. The money from this fund will be utilized to purchase materials and tools for the community adopters, purchase t-shirts, and contribute to beautification efforts (tree plantings, etc.). Financial sponsors will be acknowledged with signage on their respective segments of trail, and during Clayton community events. They will also receive regular updates regarding projects and activities on their segments. Financial sponsors are also encouraged to organize their own community adopter group as well. Financial sponsors will make a \$1,000 per year commitment.

The Maintenance Department will act to define the appropriate work for each trail segment, and coordinate with the Trails and Landscape Committee, which will serve as the on-the-ground contact for the community adopters. The City will act as the financial manager of the program, maintaining exclusive access to adopt-a-trail funds.

The Trails and Landscape Committee will seek potential community adopters and financial sponsors and work to secure financial and volunteer commitments. The TLC will enter into separate work agreements with each group to define this relationship. The TLC will coordinate work-days and ensure that each group has the required materials and tools. The TLC will provide regular updates to the City Council and City Manager on recent developments (new adopters, new financial sponsors, finances, etc.).

Adopt-a-Trail Program Operation

Finances

To ensure that contributions to the Adopt-a-Trail program are used solely for this purpose, the city will maintain a separate deposit account to enable these funds to be tracked separately. The City Manager or his designee will have exclusive access to the account (depositing and withdrawing). The Trails and Landscaping Committee will provide regular reports about how funds are being allocated and the benefits they are producing.

DRAFT

City of Clayton
Maintenance Department

Clayton Adopt-a-Trail Program

APPLICATION

Date: _____

Adopt-a-Trail Group: _____

Group Contact: _____

Contact's Mailing Address: _____

Phone Number: _____ Email: _____

Requested Segment to Adopt: _____

Tentative Start Date: _____

Average number of volunteers per work day: _____

STATEMENT OF AGREEMENT

As representative of this organization, I have read and agree to abide by the policies, regulations and safety recommendations as put forth by the City of Clayton and as administered by its Trails and Landscape Committee (TLC). I understand that this is an application for the Adopt-a-Trail program and that a representative from the TLC will contact me to finalize an agreement. I understand that the TLC will make the final determination as to whether a group can participate and the final segment assignment designation. I understand that each volunteer must sign a City of Clayton Voluntary Service Agreement and Liability Waiver before participating in the program. Finally, I understand that the city reserves the right to terminate this agreement at any time.

(signature/date)

Group Coordinator

ADOPT-A-TRAIL WORK PLAN

Proposed Program Plan for: _____
[Insert Segment Name]

Adopt-a-Trail Projects could include but are not limited to the following items, please mark all that apply to your project. This must be approved by the Department of Public Works and Engineering before work can begin.

Suggested Project Items

- | | |
|--|---|
| ☐ Pick up litter and debris (required) | ☐ Monitor/report maintenance needs (req) |
| ☐ Remove weeds (required) | ☐ Plant trees* |
| ☐ Raking and sweeping (required) | ☐ Plant and maintain flowerbeds* |
| ☐ Minor repairs of surfaces/furnishings | |
| ☐ Other _____ | |

* The planting of all flowers, trees and other plants must be pre-approved by the Maintenance Department. Support for special projects by adopting organizations will be arranged with and approved with the Maintenance Department through the TLC.

WORK SCHEDULE

Each group is required to have at least one work day every 4 months (total of 3 per year). Please list tentative dates for each work day. You will be expected to inform the Department of any date changes at least 2 weeks in advance.

Work Day #1 _____	Additional Work Days _____
Work Day #2 _____	_____
Work Day #3 _____	_____

(signature/date)

Group Coordinator

(signature/date)

for the TLC

POLICIES

- The Department staff will provide necessary trash bags, debris pickup, hauling, specialized tools and equipment in safe zones of work to ensure the success of ongoing tasks.
- Adopting organizations may keep and haul away for resale off-site all recyclable trash they pickup.
- No one under the age of 14 may participate without adult supervision.
- While performing services at special project sites adopters will conform, at a minimum to the State of California [Standard Specifications] for hours of work, noise abatement, traffic control, erosion control, fire protection and management of materials.
- Department staff may post signs at adopted locations crediting the organization for services provided.

(signature/date)

Group Coordinator

(signature/date)

for the TLC

*Please return application to [address inserted here]
For questions, please contact [name], title, phone, e-mail, land address.*

Concord

City of Clayton
Pavilion

City boundary

Park

Public open space

Private land

Creek

Private trail
dirt road

Streets

Street w/ trail
on bike lane

Trail paved/gravel

Trail dirt road

Trail singletrack

Extraordinarily
steep

Concord

Blue Oak Hill

Mt Zion
1038

Murchio
Flats

Hoyer Hill

LEGEND

- Proposed Trail Markers 2 per Segment
- Mid-Trail Markers 6 each
- Potential Future Markers
- Existing Trash Cans

Note: All locations are approximate. Some locations may need to be modified. Final location subject to City of Clayton Maintenance staff.

1 mile

12" overall
sign
height

CITY OF CLAYTON

Peacock
Creek
Trail



1.27 Miles

Trail Grade
75% Steep
25% Level

Surface
Crushed Granite

This Trail Segment Adopted By:

COMCAST
Cable

Clayton Valley
Little League

6" total sign width



8"x 8" wood mitered routed post w/metal sign
(brown background/white lettering) mounted inset onto post

9. **ACTION ITEMS**

- (a) Presentation of the Trails and Landscaping Committee's FY 2007-2008 Annual Report.

Committee Chairperson Bass thanked the Trails and Landscaping Committee for their hard work and then introduced Committee Member Bill Vineyard to present the Annual Report for 2008. Mr. Vineyard stated the report was comprised of a message from the Committee Chair, outlined the accomplishments of the District, and stated what the Measure B tax dollars would be working toward in the coming year.

The Council thanked the Committee for their hard work.

It was moved by Councilmember Walcutt, seconded by Vice Mayor Pierce to accept the Trails and Landscaping Committee's Annual Report for 2008 (4-0 vote).

- (b) Presentation of the Trails and Landscaping Committee recommendation for an Adopt-a-Trail Program.

Committee Member Siegel presented the Trails and Landscaping Committees recommendation for a new Adopt-a-Trail Program. She noted the Committee and Adopt-a-Trail subcommittee is dedicated to the administration of the program and the Committee had spent a lot of time considering input on the program. She noted the Committee would need to further consider the use of trail signage to note the Adopt-a-Trail sponsors.

Councilmembers expressed concern over sign placement on the Trails, but understood that some sort of recognition would be needed to entice businesses or citizens to participate in the program. Committee Member Siegel noted there would only need to be 12 markers placed on the trails. The Council also expressed a desire to have a centrally located board where donors could be recognized. The City Manager suggested the possibility of looking into trash cans with sponsor/donor signs on them, which might detour vandalism in comparison to the trail markers and also address littering on trails.

The Council asked the Committee to look further into the trail marker issue and bring the Council a complete program with suggestions.

8:50 p.m.- At call by Mayor Manning the meeting recessed for a ten minute break.

9:00 p.m.-The meeting reconvened.

- (c) City Council discussion of regularly scheduled Council meetings in August and/or September 2008 relative to quorum availability and summer vacation plans.

The City Council came to the consensus that they would cancel their meeting of August 5th unless something urgent came up.

It was moved by Vice Mayor Pierce, seconded by Councilmember Stratford, to cancel its August 5, 2008 regular meeting unless the City Manager determines an item of urgent business must be addressed on that date (4-0 vote).

MINUTES
OF THE
REGULAR MEETING
CLAYTON REDEVELOPMENT AGENCY

Agenda Date: 10-21-08

Agenda Item: 3a RDA

August 19, 2008

1. **CALL TO ORDER & ROLL CALL** - the meeting was called to order at 8:34 p.m. by Chairman Stratford in the Library Community Room, 6125 Clayton Road, Clayton, CA. Boardmembers present: Chairman Stratford, Vice Chairman Shuey, Board Members Manning, Pierce and Walcutt. Staff present: Executive Director, Secretary, and General Counsel.

2. **PUBLIC COMMENTS**- None.

3. **CONSENT CALENDAR** – It was moved by Boardmember Manning, seconded by Boardmember Walcutt to approve the Consent Calendar as submitted (5-0 vote).

(a) Approved the minutes of the regular meeting of July 1, 2008.

4. **PUBLIC HEARINGS**- None.

5. **ACTION ITEMS**-

(a) Presentation of Economic Development Systems' (EDS) draft Retail Analysis, Strategic Plan and Recommendations for the Clayton Town Center.

Jim Harrigan, Managing Principal of EDS, presented the draft Retail Report. He stated six months ago the Board put into action a two phase process to review opportunities for the Town Center: the first was the analysis of retail commercial for the Downtown area (to be discussed this evening) and second, the implementation of bringing recommended business there. He stated that after meeting with downtown property owners and completing his analysis, he came up with a methodology which found what is needed in the Downtown area are independent full-service restaurants such as seafood, Asian, French, Indian, etc., and a Jazz and Blue Entertainment venue. He stated the retail strategy would take a number of business cycles to complete. Mr. Harrigan stated that there was over \$60 million worth of restaurant leakage going out of Clayton; therefore, the Clayton downtown needs to diversify its retail sector and attract that leakage to stay local.

Vice Chairman Shuey stated he was initially skeptical about this project but stated that without EDS the picture our downtown would be very discouraging.

The Board stated they were not surprised that restaurants were a big part of the plan for downtown because people want variety and; Clayton can be a destination location for restaurants. Mr. Harrigan stated it is all about marketing Clayton and bringing businesses in that complement each other.

The City Manager offered that a small bed and breakfast might be complementary in the downtown, especially with the Concord Pavilion so close by.

Ed Hartley asked why there was no mention of the conversations with the stakeholders in the report. He asked for that information to be added to the report to give those reading it an idea of how the downtown business owners felt about the report. Vice Chairman Shuey assured Mr. Hartley that Mr. Harrigan had made every effort to meet with all of the business owners in the downtown area. Vice Chairman Shuey also stated the next phase was to create that synergy and calls for Mr. Harrigan to seek and place such business into the Town Center. Mr. Harrigan stated he had face to face meetings with every property owner in the downtown area except for two. He stated he did not get any negative feedback regarding the efforts of the Agency in this objective. He reminded the Board his report was a roadmap for where the downtown should be headed.

The Executive Director noted that the Report does not give up on other retail, but once a mass was created then retail stores will follow. He reminded the Board and the public that Mr. Harrigan was not hired to do polling of preferences but was hired to provide insight and commercial expertise on what would work in our downtown area. He stated that now it is the time for the community to look at the draft report and provide feedback.

Boardmember Pierce asked what would be done to coax people into developing or improving their land? Mr. Harrigan stated the property owners are excited, involved and spending money on possible development of their properties. The Executive Director stated that some property owners may even be interested in pursuing joint ventures or merge their properties to create larger projects.

Harun Simbirdi stated he liked what he saw in the report and that the downtown should reflect a family environment, evening oriented but with traffic and business during the day. He stated he likes the idea of downtown Clayton as a destination.

Howard Geller asked how much real space was there for rental space? Mr. Harrigan responded there is over 14,000 square feet of space available in the downtown.

Overall, the Board stated they were impressed with the Report and asked Mr. Harrigan to work with the sub-committee to prepare the final draft including summaries of conversations held with property owners. Then the Board asked for the report to be sent to the Town Center property owners, business owners, and the CBCA for review and comments.

6. **BOARD ITEMS**- None.

7. **ADJOURN** – on call by Chairman Stratford the meeting adjourned at 9:38 p.m.

Respectfully submitted,

Laci J. Jackson, Secretary

Clayton Redevelopment Agency Board

Ross "Hank" Stratford, Chairman

CLAYTON BOCCE FEDERATION
P.O. Box 634
Clayton, California 94517

Agenda Date: 10-21-08

Agenda Item: 5a RDA

Via E-Mail

September 10, 2008

Gary Napper
Executive Director
Clayton Redevelopment Agency
City of Clayton
6000 Heritage Trail
Clayton, CA 94517

Re: Clayton Bocce Ball Centre

Dear Gary:

In 2005 the city approved the concept of constructing bocce courts and other amenities on the vacant lot behind City Hall. Drawings were completed for a complete complex: eight courts (later reduced to seven), lights, benches, tables, arbors, seating, landscaping, storage facilities, restrooms, sound attenuation, etc. The original concept envisioned the Clayton Bocce Federation, a non-profit corporation, raising all of the construction money privately, with ongoing maintenance and reserves to come from league and tournament fees.

Over several months in 2007 (that took much longer than expected) we received three construction bids. None of bids (which turned out to be more conceptual estimates) took into account all of the components of the complete complex. The bids ranged from \$579,432 to \$1,556,354. Copies of the bids are attached.

Our desired goal of 100% private construction financing lead us to discuss these estimates with several persons of substantial means who may be able to donate sufficient money or materials to raise the funds for construction. We also conceived of supplementing our funds through the selling (with city approval) of naming rights to courts, tables, arbors, etc.

Over the course of the past year, we have come to the unfortunate conclusion that it will not be possible to raise all, or even most, of the construction funds solely through private donations. The primary reasons for this are: (1) the irreconcilability of the construction estimates; and (2) the economic climate.

The purpose of this letter is to request that the Redevelopment Agency (RDA) consider the use of redevelopment funds to construct the Clayton Bocce Ball Centre. If the RDA

were so inclined, it is our view that the project should be broken down into smaller phases (e.g., infrastructure, courts, and lights), with the other amenities to be phased in through fundraising primarily devoted to the selling of naming rights.

Undoubtedly, there are many issues to consider in terms of the use of redevelopment funds for a public recreational use such as bocce courts. At a base level, however, we believe that the use of redevelopment money to construct the Clayton Bocce Ball Centre is just as appropriate a use of redevelopment funds as those that were used to construct the beautiful Grove Park, which is attracting wide use.

Bocce ball has a dedicated following in Clayton. We have operated a Sunday league at Newhall Park (as the Clayton Division of the Concord Bocce League) for seven years. The season traditionally runs from late May or early June, through September (basically the time period between the Clayton Art & Wine Festival in early May and the Clayton Oktoberfest in early October). For five of those years we had 16 teams of 10 players per team playing on Sundays, with very little turnover in players or teams. For the last couple of years we have been playing at 6:00 p.m. Last year, because we were turning more and more people away, we decided to start a division at 3:00 p.m. Within a few weeks last year we had eight teams of 10 players each. This year we have a total of twelve 12 playing at 3:00 which, in addition to the 16 teams playing at 6:00, brought our membership to 28 teams (280 players), the majority of which live in Clayton.

If courts were in operation in Clayton, with league play four days a week (Monday – Thursday), with seven courts (14 teams per night), we believe that there would be no problem filling 56 teams (560 players). The Concord league plays 16 teams per night, Monday – Friday and they have been completely booked for years.

During the planning process in 2006, the reasons for and against having bocce courts in downtown Clayton were debated, with the Planning Commission and City Council approving the concept and conceptual plans for the Centre. Needless to say, the prospect of having an average of 100 people a night in downtown Clayton will enliven the downtown atmosphere, which could only benefit downtown businesses, especially the restaurants that exist and, as recommended by the city's economic development consultant, the 'niche' restaurants the city hopes to attract downtown.

We understand that the monetary issues related to the construction of Grove Park had less to do with the construction costs and more to do with the source of funds for maintenance, which were ultimately resolved through a tax increase. Here, having league play during the week (with occasional tournament play) has far and away the best prospects for raising sufficient money to pay for its own maintenance than any other potential recreational use for that property or anywhere else in town.

In our league now, each team pays \$250 for the season (\$25 per player for four months of play). We believe that league team fees of \$300, or even \$350, per team for a 12-15 week schedule, is sustainable and is still a fantastic bargain when it comes to the recreational and social benefits of playing bocce.

There are numerous issues that need to be considered before a decision could be made to commit further redevelopment money (in addition to the money already expended for the planning phase) to build these courts. Not the least of these issues is how the league would run, who would run it, operations and maintenance issues, costs, fees, insurance, etc. While we have ideas on several of these issues, we are sure that there are other issues that the agency would need to consider as well before determining whether this would be a proper and beneficial use of available redevelopment funds.

Thus, we would like this letter to be the first installment of a new dialogue between the city and those interested in bringing bocce ball to downtown Clayton. We would like to discuss these concepts with the RDA (either as part of a public hearing or a study session) at one of its October 2008 meetings. We would like the RDA to hear from the public on their experience playing as part of the Clayton Bocce League and their desire to see the league play in downtown Clayton. We also look forward to a frank discussion of how this goal can be achieved within the realities of the agency's available funds, operational and maintenance issues, etc.

The Clayton Bocce League was started in order to demonstrate that there is a demand for bocce ball in Clayton. That the league has thrived for seven years playing on Sundays in Concord, with now 280 members, has more than validated this demand. The RDA has already committed funds to get the concept and design through the planning process. While it is unfortunate that the estimated costs bore no reasonable relationship to each other, we believe that a disciplined public bidding process, in this economic environment, with a smaller initial phase, should result in more reasonable construction estimates.

Of the current members of the RDA, Gregg Manning is an active member of the Clayton Bocce League. Our regular season ended this past Sunday, September 7. Our playoffs, which are the most exciting time of the year, are set to begin on September 14, concluding with our championship and third place matches on September 21. We encourage you and the other members of the agency to come out on September 14 to watch our playoffs, which will begin at 3:00 (for the 3:00 division) and at either 4:00 or 6:00 for the 6:00 division.

Sincerely,

CLAYTON BOCCE FEDERATION

/s/

Edward E. Hartley

cc: Hank Stratford, Chair
Gregory J. Manning – Mayor
Julie K. Pierce
David Shuey, Esq.
William Walcutt

David Woltering
Howard Geller
John Rubiales
Don Fitzgerald
Carole Scaparro
Sue White

ROBERT A. BOTHMAN, INC.

General Engineering and Building Contractors

CA License 440332

NV License 0027271

AZ License 150057

HI License 26294

BUDGET PROPOSAL

February 14, 2007

Mr. Edward E. Hartley
Clayton Bocce Federation
P.O.Box 634
Clayton, CA 94517

PROJECT: Clayton Bocce Ball Centre
ESTIMATE NO. E07-Budget

Dear Mr. Hartley,

Robert A. Bothman, Inc. proposes to furnish and install work for the above referenced project per plans and specifications by City of Clayton dated 6/30/06 with no revisions noted and in accordance with Robert A. Bothman, Inc. Standard Proposal Conditions (See Attached).

Specific Inclusions:

- Grading
- Erosion Control
- Storm Drain
- Aggregate Base
- Asphalt Paving
- Site Concrete
- Bocce Court Surfacing and D.G. Surfacing
- Potable Water including hose bibs and drinking fountain
- Handrails
- Site Furnishings (Picnic Tables and Benches)
- Picnic Table Trellis and Seatwall Arbor
- Picnic table Trellis assumed to have 6" x 6" post supports from grade ~ no seatwall
- Headerboards

Specific Exclusions:

- Demolition
- Painting or staining

GRAND TOTAL \$ 579,432.00

If you have any questions please call me.

Submitted by:

Robert A. Bothman, Inc.

By: _____
Jay Cullen, Senior Estimator

Accepted by:

Company Name

By: _____

Name & Title: _____

Date: _____

Robert A. Bothman, Inc. (RAB) Standard Proposal Conditions
Project: Clayton Bocce Ball Centre

This proposal is based upon the following unless specifically noted to the contrary.

Standard Inclusions

1. All labor
2. All materials
3. All equipment
4. Traffic Control for **RAB** Work

Standard Exclusions

1. Work of specification sections not specifically noted
2. Bonds, permits or permit fees (Bond Rate – 1.5%)
3. Liquidated damages
4. Testing and/or inspection or related fees
5. Survey or Construction staking
6. Layout, verification or coordination of other trades
7. Furnish of temporary power, water or access roadways
8. Construction fencing
9. Temporary toilets
10. Traffic or pedestrian control for work by others
11. Protection from inclement weather
12. Protection of our completed work
13. Erosion control or SWPPP preparation, implementation or removal
14. Dewatering
15. Shoring
16. Waterproofing
17. Ratproofing
18. Tree protection
19. Utility location or relocation
20. Lightweight concrete
21. Demolition
22. Rough grading of hardscape areas, landscape areas or building pads to +/- .1 foot
23. Finish sub-grade compaction
24. Handrail / guardrail
25. All wood to metal hardware
26. Backfilling or foundation drainage
27. Off-haul of spoils
28. Rock drilling or pier casing
29. Grouting of column bases
30. Hazardous material handling
31. Overtime work
32. Retention moneys

Standard Conditions

1. Pricing firm for 30 days
2. If price is accepted (either by execution of proposal or receipt of contract/subcontract), **RAB** reserves the right to review and negotiate contract/subcontract for mutual acceptance.
3. **RAB** Proposal to be incorporated by reference into contract documents. In the event of any discrepancy, conflict, or ambiguity between or among the Contract Documents and this **RAB** proposal, the terms and conditions of this **RAB** proposal shall take precedence.
4. It shall be the responsibility of the Owner/General Contractor to provide safe access for all **RAB** personnel, equipment and material to all areas of work.
5. Pricing based on work being performed in one move-in(s) and continuous work operation for each move-in. Additional move-ins will be charged at \$ 2,500.00 each.
6. It shall be the responsibility of the Owner/General Contractor to provide suitable staging and storage areas for **RAB** equipment and materials.
7. **RAB** assumes no responsibility for concrete cracking.
8. Should conditions be encountered in performance of **RAB** work which differ from those included in contract documents or ordinarily encountered and generally recognized as inherent in work of character provided in contract, an equitable adjustment and time extension will be made to cover the resulting cost.
9. Payments invoiced by the 25th of the month to be paid by the 5th of the following month.
10. Piers are figured at plan depth. Additional depths due to soils engineer recommendations will be billed at \$ 50.00 per vertical foot.

E07- Budget Bocce Ball Centre

ITEM #	DESCRIPTION	QUANTITY	ITEM TOTAL
1	Earthwork / Grading	1	69,518.00
2	Erosion Control	1	22,390.00
3	Storm Drain	1	39,992.00
4	Potable Water	1	16,898.00
5	Aggregate Base	1	46,780.00
6	Asphalt Paving	1	9,871.00
7	Site Concrete	1	111,289.00
8	Bocce Court and D.G. Surfacing	1	65,703.00
9	Handrails	1	11,314.00
10	Picnic Tables and Benches	1	76,361.00
11	Picnic Table Trellis and Seatwall Arbor	1	103,619.00
12	Headerboards	1	5,697.00
Budget Estimate Total			579,432.00

Clayton Bocce Center Cost Analysis**August-06**

Item No.	Item Description	Qty.	Un.	Unit Price	Bid Total
1	Mobilization	1	LS	59,950.00	59,950.00
2	Clear & Grub	1	LS	18,000.00	18,000.00
3	Temp. Fence	990	LF	5.00	4,950.00
4	Surveyor	1	LS	10,000.00	10,000.00
5	Material Testing	1	LS	11,400.00	11,400.00
6	Erosion Control	1	LS	6,700.00	6,700.00
7	Earthwork	1225	CY	55.00	67,375.00
8	Retaining Wall	118	LF	460.00	54,280.00
9	Seat Wall	170	LF	445.00	75,650.00
10	Colored Concrete Walk	204	SF	12.75	2,601.00
11	Concrete Stairs	1	LS	13,500.00	13,500.00
12	Handrail @ Stair	83	LF	85.00	7,055.00
13	Bocce Curb Wall	1406	LF	55.00	77,330.00
14	Wood Fence	134	LF	90.00	12,060.00
15	Sound Fence	48	LF	55.00	2,640.00
16	Outfall	1	LS	1,400.00	1,400.00
17	4" Solid Pipe	370	LF	15.00	5,550.00
18	4" Perforated Pipe	630	LF	5.00	3,150.00
19	6" PVC Pipe	76	LF	20.00	1,520.00
20	V-12 Catch Basins	20	EA	540.00	10,800.00
21	3/4" Water Line	320	LF	12.00	3,840.00
22	3/4" Hose Bibs	4	EA	120.00	480.00
23	Stub up for Drinking Fountain	1	EA	120.00	120.00
24	Aggregate Base	322	CY	72.00	23,184.00
25	Drain Rock @ Bocce Courts	114	CY	74.00	8,436.00
26	DG Walks	13450	SF	2.00	26,900.00
27	DG Access Road	1550	SF	2.00	3,100.00
28	AC Access Road	625	SF	11.00	6,875.00
29	Bocce Court Bumpers	1406	LF	7.50	10,545.00
30	Bocce Court Surfacing	7425	SF	7.00	51,975.00
31	2x4 Redwood Header	754	LF	7.50	5,655.00
32	35 ft long Arbor @ Seat Wall	2	EA	6,250.00	12,500.00

Above costs do not reflect permit or inspection fees

Total Amount: \$599,521.00

Prepared By: AJ Vasconi (925) 691-9400

Plan Rev.: 6/30/06

Analysis Date: 8/28/06

August-06

Total Amount:

Analysis Date: 8/28/06

Schematic Design
Estimate of Probable Cost

2

Clayton Bocce Ball Centre				7/5/2007	
Schematic Design					
DESCRIPTION	QTTY	UNIT	UNIT COST	TOTAL COST	
SITEWORK				\$	1,556,354
Erosion Control - Road Sweeping, Clean-up				\$	20,000
Clear Site & Remove debris	1	EA	\$ 65,000.00	\$	65,000
Excavate average 1.5 ft depth - Grade	1,425	CY	\$ 39.00	\$	55,575
Aggregate Base	530	CY	\$ 26.00	\$	13,780
Asphalt paving - Entrance Road	600	SF	\$ 56.00	\$	33,600
Concrete Paving	240	SF	\$ 85.00	\$	20,400
Decomposed Granite Walk and Drive	28	CY	\$ 285.00	\$	7,980
Retaining Wall	228	SF	\$ 85.00	\$	19,380
Seat Wall	2,065	SF	\$ 95.00	\$	196,175
Sound Wall	130	LF	\$ 62.50	\$	8,125
Arbor	165	LF	\$ 146.00	\$	24,090
Header 2"x 6" PT	2,220	LF	\$ 9.85	\$	21,867
Metal Handrails	74	LF	\$ 145.00	\$	10,730
Stairs	720	SF	\$ 155.00	\$	111,600
Bocce Courts 7	7	EA	\$ 78,500.00	\$	549,500
Landscaping & Irrigation					
Landscaping & Irrigation	4,140	SF	\$ 8.35	\$	34,569
Fire Main - Water Supply					
Water District Fee	1	EA	\$ 12,800.00	\$	12,800
Hydrant	1	EA	\$ 5,500.00	\$	5,500
6" Gate Valve	1	EA	\$ 1,100.00	\$	1,100
6" Water Line	200	LF	\$ 80.00	\$	16,000
6" Backflow Assembly	1	EA	\$ 15,000.00	\$	15,000
3/4" PVC water line	300	LF	\$ 15.00	\$	4,500
Hose Bibb and Drinking Fountain 2 ea.	2	EA	\$ 1,225.00	\$	2,450

Storm Water Drainage						
4" Dia Storm Drain - Collector	595	LF	\$	18.85	\$	11,216
4" Dia Storm Drain Court area	630	LF	\$	22.25	\$	14,018
Drain Basins	21	EA	\$	650.00		
Storm Drain Clean-out	2	EA	\$	1,850.00	\$	3,700
Out-Fall Drain	1	EA	\$	8,500.00	\$	8,500
Utilities Supply						

Conceptual Estimate

Schematic Design
Estimate of Probable Cost

Clayton Bocce Ball Centre					7/5/2007
Schematic Design					
DESCRIPTION	QTTY	UNIT	UNIT COST	TOTAL COST	
3" Dia Gas Line	500	LF	\$ 36.00	\$	18,000
Sanitary Sewer					
6" Dia Sewer	500	LF	\$ 24.00	\$	12,000
Connect Sanitary Sewer to City Utilities	1	Lot	\$ 1,200.00	\$	1,200
Clean-Out	2	EA	\$ 900.00	\$	1,800
Utility Connections & Permits	1	EA	\$ 8,500.00	\$	8,500
Site Lighting	1	EA	\$ 105,000.00	\$	105,000
Keystone Landscaping	1,800	SF	\$ 15.00	\$	27,000
Exterior Signs	1	EA	\$ 4,500.00	\$	4,500
CMU Trash Enclosure	1	EA	\$ 10,000.00	\$	10,000
Wrot Iron Gate to Trash Enclosure	1	EA	\$ 2,000.00	\$	2,000
Electrical 4"	480	LF	\$ 165.00	\$	79,200
Electrical Panel	1	EA	\$ 4,500.00	\$	4,500
PGE Meter & Fee	1	EA	\$ 28,000.00	\$	28,000

Conceptual Estimate



Agenda Date: 11/6/07

Agenda Item: 9d

Approved:

Gary A. Napper
City Manager/Executive Director

STAFF REPORT

TO: HONORABLE MAYOR AND COUNCILMEMBERS

FROM: Laura Hoffmeister, Asst. to the City Manager

MEETING DATE: November 6, 2007

SUBJECT: Discussion of the status of the Bocce Ball Center planned for the vacant property adjacent to the city hall parking lot.

BACKGROUND

Vice Mayor Gregg Manning had requested, with City Council concurrence, to have this item be placed on an agenda to enable the full City Council to discuss the status of the Bocce Ball Center project planned for the vacant property adjacent to the city hall parking lot.

Attached to this memo to assist the City Council in its discussion are:

Chronology of the project

Project funding information

Planning Commission conditions of approval.

December 28, 2006 project status letter to Bocce Federation.

Construction site plan.

In June 2005, the Planning Commission approved (with conditions) 8 lighted courts with restroom building and storage buildings. In July 2006 the City Engineer completed the site construction plan with modifications requested by the Bocce Federation to include 7 lighted courts, sound fence; retaining seat walls and arbor. The restroom and storage buildings are shown to be future items. The consideration of these as future items has not been accepted by the City. The Bocce Federation received in July 2006 the site work construction plans and is to obtain the needed additional construction plan information (team benches; picnic tables/trellis; electrical; drinking fountain; landscape; irrigation; horseshoe pits; league posting board). Preparation of the construction plans for storage buildings and restrooms would need to be done by an architect.

Bocce Ball Center Design Project

EXPENSE TO DATE

Original Budget: \$100,000 (for Land Use Entitlement processing & design only.)

Revised budget: \$43,431 (\$24,477 was transferred to the Oak Street Sewer; \$45,523 transferred to the Keller House; \$13,431 added in FY05/06 budget).

Direct expenditures: \$43,469 (Does not include city staff time which is an additional \$40,000)

Balance is: - \$38.

PROJECT CHRONOLOGY

- August 7, 2001 Howard Geller suggests bocce courts should be placed in downtown park site. Clayton Business and Community Association may install courts if City provides a site. By consensus, the City Council approves the conceptual idea of placing bocce courts in downtown park or City Hall property.
- June 2002 The Clayton Redevelopment Agency (RDA) approves Capital Improvement Program (CIP), including \$100,000 as "seed monies" toward construction of bocce courts on an un-designated site.
- January 21, 2003 Clayton Bocce Federation (CBF) suggests the RDA should partner with the CBF to construct bocce courts on the site at northeast corner of Oak Street and Center Street. City Council directs staff (3-2 vote) to determine the feasibility of such a project.
- February 2003 - October 2003 Interested parties are unable to reach an accord regarding the site at the northeast corner of Oak Street and Center Street. City Council determines that downtown park site is not large enough to accommodate the number of courts needed by the CBF (based on Park Design Review Committee input).
- November 4, 2003 CBF requests authorization to allow bocce courts on vacant City-owned land north of City Hall parking. City Council authorizes staff to work with CBF on the concept of locating bocce courts on the City Hall site. The project would be constructed with private donations.
- November 18, 2003 City staff outlines design budget and process for locating bocce courts on the City Hall site. RDA directs staff and Board Member Manning to work with CBF to prepare recommendations for the RDA.
- April 6, 2004 City staff presents funding options to the City Council regarding the environmental review, entitlement processing, and preparation of the construction plans. Discussion is continued the next meeting.

- May 24, 2006: Bocce Federation advised that City Engineer had completed the update of plans to include the Planning Conditions. Bocce Federation to take plans to have additional information added to it (ie: landscaping, lighting) and to get pricing information.
- June 14, 2006: Bocce Federation asks for modification to courts on plans (sizes and elimination of one court).
- July 13, 2006: City Engineer completed Bocce Federation requested revisions to construction site plan. Copies of plans provided to Bocce Federation. Federation to complete construction information for: team benches; picnic tables/trellis; landscape; irrigation; electrical; league posting board; horseshoe pits; drinking fountain. Plans do not include storage buildings and do not include restrooms – they are noted as future items and not part of construction plans. *(note: these future construction items will need to receive mutual agreement as to later phasing).*
- August 14, 2006: City staff receives follow up letter from the Bocce Federation to the staffs April 10, 2006 status letter and the May 3, 2006 meeting.
- September 5, 2006: Closed Session regarding bocce lease negotiations with City Council.
- December 28, 2006: City staff provides letter to Bocce Federation regarding lease negotiations status.
- January 11, 2007: CSC meeting discussion and direction on Park naming Policy.
- February 8, 2007: CSC meeting approved recommendation on Park naming Policy to City Council.
- March 5, 2007: Request by Bocce Federation to have electronic copy of lease negotiations attachment of hard copy contained in December 28, 2006 letter.
- March 5, 2007: Staff provides via email electronic copy of requested document to Bocce Federation representative.
- April 17, 2007: City Council meeting and adoption of resolution establishing park naming policy.
- April 25, 2007: Copy of the staff report and resolution provided to Bocce Federation on park naming policy.

City of Clayton
 Bocce Ball Court Project
 Project # 10381
 Project Costs 303-7520-093

6/30/2007	Budget 03/2004	Budget 04/2005	Amended Budget 04/2005	Budget 05/2006	06-2007	Total
Entitlement Processing	4,000.00	4,000.00	28,431.00			28,431.00
Engineered Const Docs			1,569.00	13,431.00		15,000.00
Environmental docs, etc	26,000.00	26,000.00				-
Construction	70,000.00	70,000.00				-
CM/Inspection						-
Total CIP Budget	100,000.00	100,000.00	30,000.00	13,431.00		43,431.00
RDA	100,000.00	100,000.00	30,000.00	13,431.00		43,431.00
Transfer to Oak St Sewer	(24,477.00)	(24,477.00)				-
Transfer to Keller House	(45,523.00)	(45,523.00)				-
Total Revenue Sources	30,000.00	30,000.00	30,000.00	13,431.00		43,431.00
Permco (Entitlement)			7,320.76	19,983.16	476.24	27,780.16
Permco (Constr)						-
Community Dev Labor			1,000.00			1,000.00
Steve Cox (backhoe svcs)			427.50			427.50
Rainey Planning & Mgmt			8,825.11	3,008.88		11,833.99
HortScience			856.60			856.60
Turner Huguet & Adams			630.00			630.00
CC Newspapers			250.60			250.60
*Kinko's			538.27	130.56		668.83
Postage			21.45			21.45
Total Expenditures	-	-	19,870.29	23,122.60	476.24	43,469.13
Shortage / Overage			10,129.71	(9,691.60)	(476.24)	(38.13)

*Kinko's-copies of bocce ball env review docs

GENERAL NOTES:

- ALL IMPROVEMENTS SHALL BE CONSTRUCTED IN ACCORDANCE WITH THESE PLANS, THE CITY OF CLAYTON STANDARD SPECIFICATIONS AND STANDARD PLANS AND THE PROJECT CONTRACT DOCUMENTS, SUBJECT TO THE INSPECTION AND APPROVAL OF THE CITY OF CLAYTON.
 - A REASONABLE EFFORT HAS BEEN MADE TO LOCATE AND DELINEATE ALL KNOWN UNDERGROUND UTILITIES. THE CONTRACTOR IS CAUTIONED THAT ONLY EXCAVATION WILL REVEAL THE TYPES, EXTENT, SIZES, AND DEPTHS OF SUCH UNDERGROUND UTILITIES. CITY OF CLAYTON ASSUMES NO RESPONSIBILITY FOR THE COMPLETENESS OR ACCURACY OF ITS DELINEATION OF SUCH UNDERGROUND UTILITIES, NOR FOR THE EXISTENCE OF OTHER BURIED OBJECTS WHICH ARE NOT SHOWN ON THESE PLANS. THE LOCATION OF EXISTING UNDERGROUND UTILITY FACILITIES AS SHOWN ON THE PLANS IS APPROXIMATE ONLY AND THE CONTRACTOR SHALL CONTACT THE RESPECTIVE UTILITY COMPANIES TO OBTAIN INFORMATION REGARDING EXACT DEPTH OF BURIAL AND HORIZONTAL LOCATION OF UTILITY LINES. PRIOR TO PERFORMING ANY CONSTRUCTION, THE CONTRACTOR SHALL MAKE THE NECESSARY PROBES TO IDENTIFY AREAS OF POSSIBLE CONFLICT WITH PROPOSED CONSTRUCTION.
 - THE CONTRACTOR SHALL CONTACT "UNDERGROUND SERVICE ALERT" USA NORTH, AT (800) 227-2600 AT LEAST 48 HOURS BEFORE ANY EXCAVATION WORK. CONTRACTOR SHALL LOCATE AND PROTECT ALL ELECTRIC AND SPRINKLER LINES PRIOR TO START OF WORK.
 - AS A PART OF THIS WORK, THE CONTRACTOR IS TO PROTECT ALL VEGETATION, TREES, NATURAL AREAS AND EXISTING IMPROVEMENTS OUTSIDE THE AREA OF WORK.
 - THE CONTRACTOR SHALL EXPOSE AND CHECK CLEARANCES OF KNOWN CROSSINGS OF OTHER UTILITIES BEFORE CONSTRUCTING NEW PIPELINES OR OTHER STRUCTURES.
 - APPROVAL OF THE CITY ENGINEER OR HIS AUTHORIZED REPRESENTATIVE IS REQUIRED ON COMPLETED WORK PRIOR TO (A) PLACING OF ANY CONCRETE, (B) PLACING OF ASPHALT CONCRETE, AND (C) BACKFILLING TRENCHES. WORK DONE WITHOUT SUCH APPROVAL SHALL BE AT THE CONTRACTOR'S RISK. SUCH APPROVAL SHALL NOT RELIEVE THE CONTRACTOR FROM THE RESPONSIBILITY OF PERFORMING THE WORK IN AN ACCEPTABLE MANNER.
 - NO REVISIONS OF, OR DEVIATION FROM THESE PLANS WILL BE ALLOWED WITHOUT WRITTEN APPROVAL OF THE CITY ENGINEER.
 - ALL CONCRETE WORK SHALL CONFORM TO STATE STANDARD SPECIFICATION SECTIONS 51 AND 52 FOR MINOR STRUCTURES.
 - THE CONTRACTOR SHALL NOTIFY THE CITY OF CLAYTON 48 HOURS PRIOR TO COMMENCEMENT OF WORK. THE CONTRACTOR SHALL NOT START ANY GRADING UNTIL THE CITY COMPLETES PRE GRADING INSPECTION.
 - DURING GRADING OPERATIONS, THE CONTRACTOR SHALL WET DOWN GRADING AREAS AND ANY HAUL ROUTES USED BY TRUCKS AND OTHER HEAVY EQUIPMENT, AS NECESSARY, TO REDUCE AIRBORNE DUST. THE CONTRACTOR WILL BE RESPONSIBLE FOR HIS OWN ACTIVITIES OR HIS SUBCONTRACTOR'S ACTIVITIES IN PERFORMING THE WORK UNDER THIS CONTRACT, AND SHALL BE SOLELY RESPONSIBLE FOR ANY CITATIONS, FINES, OR DAMAGE RESULTING FROM DUST NUISANCE.
- THE FOLLOWING MEASURES SHALL BE ADHERED TO DURING ALL CONSTRUCTION PHASES OF THE PROJECT:
- EARTHMOVING OR OTHER DUST-PRODUCING ACTIVITIES SHALL BE SUSPENDED DURING PERIODS OF HIGH WINDS, (i.e. INSTANTANEOUS WIND GUSTS OF 25 MPH OR GREATER);
 - UNTIL STABILIZED BY HYDRO-SEEDING OR OTHER TECHNIQUES, ALL EXPOSED OR DISTURBED SOIL SURFACES SHALL BE WATERED WITH A SOIL STABILIZER AT LEAST TWICE A DAY WHEN CONSTRUCTION ACTIVITIES OCCUR, ON ANY DAY OF HIGH WINDS (INCLUDING WEEKENDS AND HOLIDAYS), AND AS DIRECTED BY THE CITY ENGINEER;
 - STOCKPILES OF DEBRIS, SOILS, SAND OR OTHER MATERIALS THAT CAN BE BLOWN BY THE WIND, SHALL BE WATERED WITH SOIL STABILIZER OR COVERED;
 - CONSTRUCTION AREAS, ADJACENT STREETS AND ROUTES FOR CONSTRUCTION TRAFFIC SHALL BE SWEEPED OF ALL MUD AND DEBRIS BY A STREET SWEEPER ON A DAILY BASIS (MINIMUM) ON ANY DAY WHEN CONSTRUCTION ACTIVITIES OCCUR, INCLUDING WEEKENDS AND HOLIDAYS;
 - ALL TRUCKS HAULING SOIL, SAND OR OTHER LOOSE MATERIALS SHALL BE COVERED OR MAINTAIN AT LEAST TWO FEET FREEBOARD;
 - A COMPLIANCE OFFICER, RESPONSIBLE FOR IMPLEMENTATION AND MONITOR, SHALL BE IDENTIFIED AS A PART OF THE GRADING PERMIT PROCESS.
- CONTRACTOR IS RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING MONUMENTS AND OTHER SURVEY MARKERS.
 - ALL TRENCH BACKFILL SHALL CONFORM TO CITY DETAIL S-16.
 - AT ALL UTILITY CROSSINGS THERE SHALL BE A MINIMUM OF 6" CLEAR DISTANCE BETWEEN PIPES.
 - ALL CONSTRUCTION SHALL COMPLY WITH THE CITY OF CLAYTON MUNICIPAL CODE.
 - ALL CUT AND FILL SLOPES SHALL BE ROUNDED AT THE TOPS AND TOES OF SLOPES TO MEET EXISTING GRADES AND TO GENTLY BLEND WITH SURROUNDING TOPOGRAPHY FOR A NATURAL APPEARANCE.
 - THE CONTRACTOR SHALL BE RESPONSIBLE FOR PREVENTING SPILLS OF SOILS, ROCK OR OTHER DEBRIS ON CITY STREETS. IF ANY SPILLS OCCUR, THEN THE CONTRACTOR WILL BE HELD RESPONSIBLE FOR IMMEDIATE CLEANUP OF THE SPILL AND REPAIR TO THE SATISFACTION OF THE CITY ENGINEER OF ANY DAMAGE THAT MAY HAVE BEEN DONE TO THE STREET.

17. CONTRACTOR IS SOLELY RESPONSIBLE FOR COMPLIANCE WITH ALL CURRENTLY APPLICABLE SAFETY LAW OF ANY JURISDICTIONAL BODY. FOR INFORMATION REGARDING THIS PROVISION, THE CONTRACTOR IS DIRECTED TO CONTACT CAL/OSHA AT (925) 602-6517. THE CONTRACTOR SHALL BE SOLELY RESPONSIBLE FOR ALL BARRICADES, SAFETY DEVICES, AND CONTROL OF TRAFFIC WITHIN THE CONSTRUCTION AREA. THE CONTRACTOR AGREES THAT IN ACCORDANCE WITH GENERALLY ACCEPTED CONSTRUCTION PRACTICES, HE WILL BE REQUIRED TO ASSUME SOLE AND COMPLETE RESPONSIBILITY FOR JOB SITE CONDITIONS DURING THE COURSE OF CONSTRUCTION OF THE PROJECT, INCLUDING SAFETY OF ALL PERSONS AND PROPERTY, THAT THIS REQUIREMENT SHALL BE MADE TO APPLY CONTINUOUSLY AND NOT BE LIMITED TO NORMAL WORKING HOURS, AND CONSTRUCTION CONTRACTOR FURTHER AGREES TO DEFEND, INDEMNIFY AND HOLD THE CITY HARMLESS FROM ANY AND ALL LIABILITY, REAL OR ALLEGED, IN CONNECTION WITH THE PERFORMANCE OF WORK ON THIS PROJECT, EXCEPTING LIABILITY ARISING FROM THE SOLE NEGLIGENCE OF THE DESIGN PROFESSIONAL.

18. IT IS THE CONTRACTOR'S RESPONSIBILITY TO OBTAIN COPIES OF ALL CURRENT DETAILS AND STANDARD DRAWINGS OF ALL THE PUBLIC AND PRIVATE AGENCIES CONNECTED WITH THIS PROJECT.

19. CITY OF CLAYTON DOES NOT SPECIFY NOR RECOMMEND THE USE OR INSTALLATION OF ANY MATERIAL OR EQUIPMENT WHICH IS MADE FROM, OR WHICH CONTAINS ASBESTOS FOR USE IN THE CONSTRUCTION OF THESE IMPROVEMENTS. ANY PARTY INSTALLING OR USING SUCH MATERIALS OR EQUIPMENT SHALL BE SOLELY RESPONSIBLE FOR ALL INJURIES, DAMAGES, OR LIABILITIES, OR ANY KIND, CAUSED BY THE USE OF SUCH MATERIALS OR EQUIPMENT. THE PROVISIONS OF THIS NOTE SHALL APPLY UNLESS THEY ARE EXPRESSLY WAIVED IN WRITING BY THE CITY OF CLAYTON.

20. A PRECONSTRUCTION CONFERENCE SHALL BE SCHEDULED AT LEAST 48 (FORTY EIGHT) HOURS IN ADVANCE OF COMMENCEMENT OF ANY CONSTRUCTION WORK FOR THE IMPROVEMENTS DELINEATED WITHIN THIS SET OF PLANS. THE FOLLOWING INDIVIDUALS SHALL BE IN ATTENDANCE: CONTRACTOR, CITY ENGINEER AND THE UTILITY COMPANY REPRESENTATIVES.

21. IF ARCHAEOLOGICAL MATERIALS ARE UNCOVERED DURING GRADING, ALL WORK WITHIN 100 FEET OF THE FIND SHALL BE STOPPED, AND THE CITY ENGINEER AND COMMUNITY DEVELOPMENT DIRECTOR SHALL BE NOTIFIED IMMEDIATELY. THE CITY WILL RETAIN A QUALIFIED ARCHAEOLOGIST ARCHAELOGIST TO EVALUATE THE SIGNIFICANCE OF THE FIND. PREPARE A LETTER REPORT THAT DOCUMENTS THE FIELD INVESTIGATION AND ADVISES THE CITY REGARDING ANY MITIGATION MEASURES DEEMED NECESSARY.

22. IT IS THE CONTRACTOR'S RESPONSIBILITY TO PERFORM AN INDEPENDENT QUANTITY TAKEOFF FOR BIDDING PURPOSES AND TO VERIFY THE ENGINEER'S ESTIMATE OF GRADING QUANTITIES.

23. CONTRACTOR SHALL PROVIDE THE CITY ENGINEER WITH THE TELEPHONE NUMBERS OF ONE SUPERINTENDENT AND TWO APPOINTED ALTERNATES FOR AFTER-HOURS EMERGENCIES.

24. CONTRACTOR SHALL PROVIDE ALL LIGHTS, SIGNS, BARRICADES, FLAGMEN, OR OTHER DEVICES NECESSARY TO PROVIDE FOR PUBLIC SAFETY AS DIRECTED BY CITY ENGINEER.

25. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PRESERVATION OF ALL CONSTRUCTION STAKING SET BY THE ENGINEER'S SURVEYORS. ANY RESTAKING THAT IS REQUIRED WILL BE DEDUCTED FROM MONEYS DUE CONTRACTOR.

26. IT SHALL BE THE CONTRACTOR'S RESPONSIBILITY TO PROTECT IN PLACE (BY ANY MEANS NECESSARY) ALL EXISTING UTILITIES AND IMPROVEMENTS UNLESS OTHERWISE SPECIFIED ON THESE PLANS OR AS DIRECTED BY THE ENGINEER. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE REPAIR AND RESTORATION, AT HIS EXPENSE, OF EXISTING FENCES, STRUCTURES, CONDUITS AND EXISTING IMPROVEMENTS WHICH ARE DAMAGED AND/OR DESTROYED BY HIS PERFORMANCE OF THE WORK SHOWN HEREIN. SAID REPAIRS SHALL BE PERFORMED AS DIRECTED BY THE CITY ENGINEER.

27. THE CONTRACTOR SHALL INCORPORATE, USE AND MAINTAIN ALL APPLICABLE CONSTRUCTION AREA BEST MANAGEMENT PRACTICES (BMP's) AS SPECIFIED IN THE "STORMWATER BEST MANAGEMENT PRACTICE HANDBOOK - CONSTRUCTION" PUBLISHED BY CASQA, LATEST EDITION.

28. IF GRADING IS TO OCCUR BETWEEN APRIL 1 AND JULY 31ST, A PRE-CONSTRUCTION NESTING SURVEY SHALL BE CONDUCTED BY A QUALIFIED BIOLOGIST IN ACCORDANCE WITH PROCEDURES IDENTIFIED IN THE PROJECT'S BIOLOGICAL RESOURCES MITIGATION MEASURE NUMBER 4.

29. PRIOR TO CONSTRUCTION, CONTRACTOR SHALL SUBMIT A CONSTRUCTION MATERIALS RECYCLING PLAN TO CITY FOR APPROVAL.

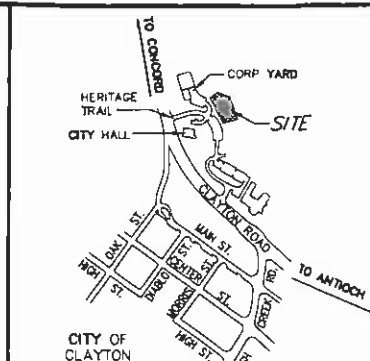
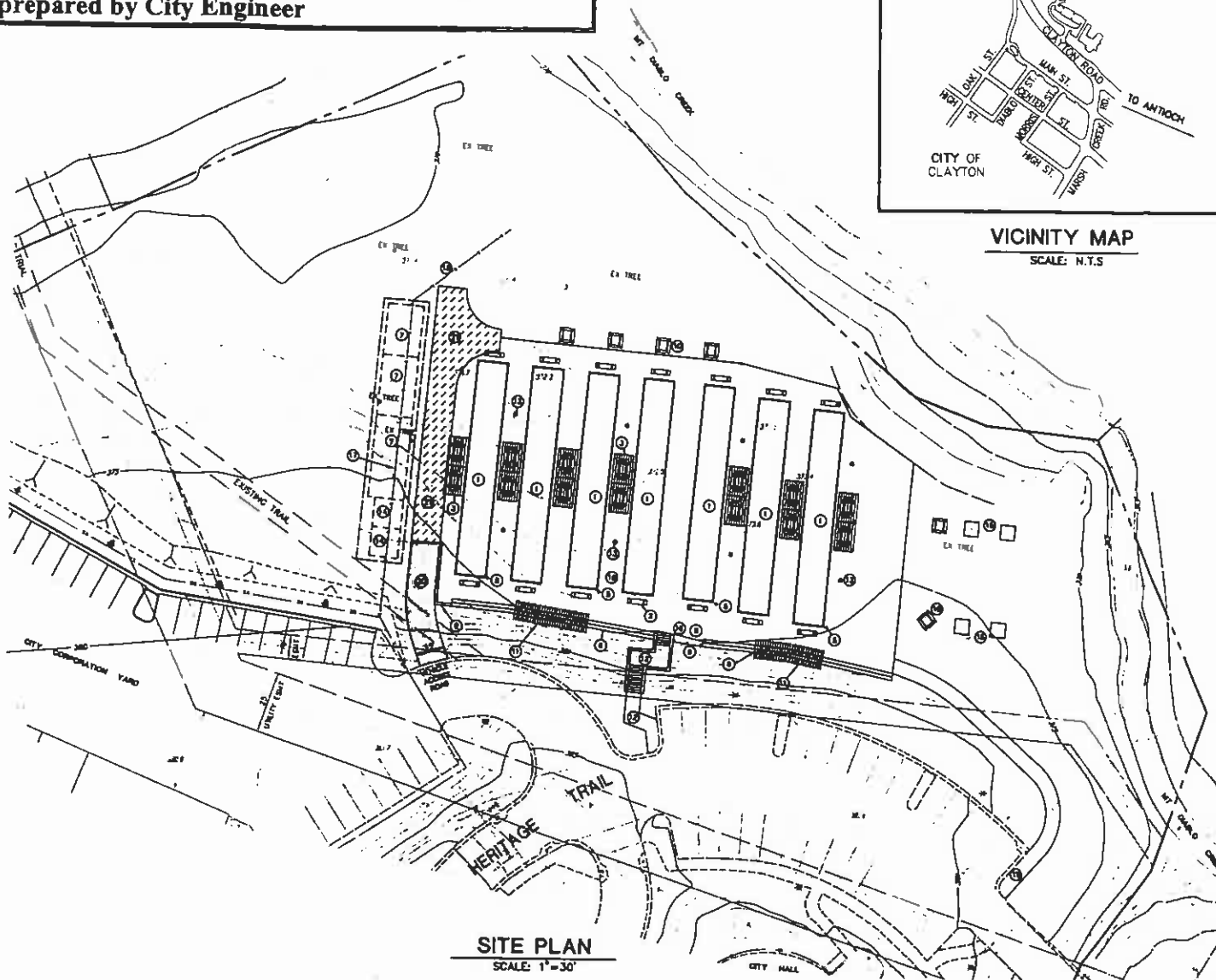
30. KNOBS (OR OTHER DESIGN MEASURES APPROVED BY CITY) SHALL BE INSTALLED ON PLANTER SEAT WALL (SEE SHEET S) TO DISCOURAGE SKATEBOARD ACTIVITY.

31. PRIOR TO ISSUANCE OF GRADING PERMIT THE PROJECT SPONSOR SHALL PROVIDE THE CLAYTON COMMUNITY DEVELOPMENT DEPT. WITH A WRITTEN CONCURRENCE FROM A PROFESSIONAL ARCHEOLOGIST THAT THE GRADING PLAN IS CONSISTENT WITH THE RECOMMENDATIONS IN THE PROJECT'S ARCHEOLOGICAL INVESTIGATION.

BENCHMARK

C.C.Co. B.M. #3690, BRASS DISK ON NE CORNER OF BRIDGE OVER MT. DIABLO CREEK ON OLD BLACK DIAMOND ROAD, APPROX. 100' EAST OF INTERSECTION OF MAIN ST. & MARSH CREEK ROAD. ELEVATION = 401.276 FEET

CONSTRUCTION SITE PLAN JULY 13, 2006
prepared by City Engineer



VICINITY MAP
SCALE: N.T.S.

SITE PLAN
SCALE: 1"=30'

SHEET INDEX

- COVER SHEET
- LAYOUT PLAN
- GRADING AND DRAINAGE PLAN
- UTILITY PLAN
- CONSTRUCTION DETAILS
- CONSTRUCTION DETAILS
- EROSION/SEDIMENT CONTROL PLAN
- EROSION/SEDIMENT CONTROL DETAILS
- POLLUTION PREVENTION PLAN

SITE IMPROVEMENT LEGEND

- BOCCE BALL COURTS (12' x 87.5'-L.D.) PER DETAIL 1
- TEAM BENCHES *
- TRELLIS, WITH PICNIC TABLES *
- COURT NUMBERING POST *
- HOSE BIDS FOR COURTS, CONNECTED TO POST *
- SEAT WALL PER DETAIL 2
- STORAGE BUILDING (FUTURE)
- BOCCE BALL LEAGUE POSTING BOARD *
- RETAINING WALLS PER DETAIL 3
- PICNIC TABLES *
- 35' LONG ARBOR ON SEATWALL PER DETAIL 4
- COLORLED CONCRETE WALKWAY & STAIRS PER DETAIL 5
- COURT LIGHTS *
- RESTROOMS (FUTURE)*
- HORSESHOE PITS *
- DRINKING FOUNTAIN*
- WOOD FENCE PER DETAIL 6 W/O PLYWOOD & INSIDE FENCE BOARDS.
- SOUND FENCE PER DETAIL 7
- DG SURFACING PER DETAIL 8
- ACCESS ROAD/AC SURFACE PER DETAIL 9
- ACCESS ROAD/DG SURFACE PER DETAIL 10

REVIEWED BY:

BY: JEREMY GRAVES
COMMUNITY DEVELOPMENT DIRECTOR

DATE

REVIEWED BY:

BY: MAINTENANCE DEPT.

PLANS APPROVED BY AND PREPARED UNDER THE DIRECTION OF:

RICHARD A. ANGRISANI, CITY ENGINEER
RCE No. 27662



DATE:

6/30/06

DESIGNED:

RBJR

DRAWN:

BJB/JPM

CHECKED:

RA

SCALE:

AS SHOWN

SHEET NO.

1 of 9

JOB NO.

C0010380

COVER SHEET
BOCCE BALL CENTRE
CONTRA COSTA COUNTY
CLAYTON, CALIFORNIA

CITY OF CLAYTON
Provided BY: Incorporated 1964
4005 OLD STREET, CLAYTON, CALIFORNIA 94527
(925) 674-1700



**PLANNING COMMISSION
NOTICE OF DECISION**

DATE: June 15, 2005

TO: Clayton Bocce Federation, Inc.
c/o Howard Geller
1563 O'Hara Court
Clayton, CA 94517

RECEIVED

JUL 12 2005

CLAYTON COMMUNITY
DEVELOPMENT DEPT.

SUBJECT: Bocce Ball Centre – Use Permit UP 01-04 and Site Plan Review SPR 05-05

Following a public hearing, the Clayton Planning Commission approved the following project on June 14, 2005. The project was approved based the findings listed below and subject to the conditions listed below.

PROJECT DESCRIPTION

A proposal by the Clayton Bocce Ball Federation to construct and operate a bocce ball facility on a currently vacant site on the north side of the City Hall parking lot at 6000 Heritage Trail, APN 118-370-041. The approximate 0.7-acre facility would include eight bocce ball courts, a storage building up to 1,200 square-foot in size, restrooms, court lights, sound fence, and other ancillary features.

FINDINGS

Based on the evidence in the staff reports and project files, as well as testimony at the hearing, the Planning Commission finds the project, as conditioned:

1. Is consistent with the *General Plan* designation (as amended by GPA 02-04) and policies as well as the *Town Center Specific Plan* designation (as amended by SPA 02-04) and policies.
2. Meets the standards, requirements, and zoning designation of the *Zoning Ordinance* (as amended by ZOA 07-04).
3. Preserves general safety of the community regarding seismic, landslide, flooding, fire, and traffic hazards.
4. Imposes no significant negative impacts upon the health or general welfare of residents or employees of the City.
5. Will be in accord with the purpose of use permits as stated in Chapter 17.60 of the *Zoning Ordinance*.
6. Meets the standards and requirements of the *Zoning Ordinance*.
7. Preserves general safety of the community regarding seismic, landslide, flooding, fire, and traffic hazards.
8. Maintains solar rights of adjacent properties.

9. Reasonably maintains the privacy of adjacent property owners and/or occupants.
10. Reasonably maintains the existing views of adjacent property owners and/or occupants.
11. Is complementary, although not identical with adjacent existing structures in terms of materials, colors, size, and bulk.
12. Is compatible with the neighborhood and surrounding land uses.

In addition, the Planning Commission finds that the project, as conditioned, is appropriately designed and sited in recognition of the following standards:

13. The project will have adequate parking at the City Hall, Community Library, Keller Ranch, and Town Center parking areas in light of the project conditions which: limit the number of courts which can be used on evenings when public institutional activities are scheduled or when public institutions are open; require the league and tournament materials to direct bocce participants to desired parking locations; allow the Planning Commission to review the parking conditions after the first full season of play to determine if adequate measures have been taken to discourage bocce parking in residential areas.
14. The project will comply with the standards of the Noise Element of the *General Plan* due to the sedate social nature of bocce activities, the maturity of the participants, the distance of the courts from the residences, the existing berm along the west side of the property, and the noise attenuation that will be provided by the sound fence and/or restroom/ storage buildings that may be constructed as part of the project. In addition, the *Initial Environmental Study/Negative Declaration* for the project determined that there would be a less-than-significant noise impact from the project. In addition, any use an amplified sound system for tournament play would require notification of residents and issuance of a noise permit pursuant to Municipal Code Chapter 9.30.
15. The project will not create dust or odors since the project conditions require actions to mitigate the creation of dust. The project will not include permanent barbeque facilities and as a result, any smoke or odors created by the project will be comparable to barbeque odors at a residential property.
16. The project will not create litter problems since the project conditions require the project sponsor to patrol adjacent areas and remove litter.

CONDITIONS OF APPROVAL

These conditions apply to the Modified Site Plan for the Clayton Bocce Courts (prepared May 6, 2004).

General Conditions

1. All mitigation measures set forth in the *Bocce Ball Centre Initial Environmental Study/Negative Declaration* (ENV 02-04) are hereby incorporated into these Conditions of Approval, as if fully contained herein, except those found infeasible pursuant to Section 15091 of the California Environmental Quality Act Guidelines.
2. Improvement plans (e.g., site plan, grading plan, landscape plan, irrigation plan) must be submitted to the City within twenty-four (24) months of the granting of this permit, or a time extension must be obtained from the Planning Commission. Otherwise this permit shall be void.
3. Any signage on the project site shall comply with the Sign Provisions of the *Municipal Code*. Advertising signage is prohibited on the project site.
4. This use permit is not valid until the project sponsor had consummated a use, operation, and maintenance agreement with the City of Clayton.

Site Plan Conditions

5. The site plan shall be revised to incorporate the following modifications. The revised plan shall be submitted for the review and approval of the City Engineer, Maintenance Department, and Community Development Department in conjunction with the project improvement plans.
- a. All eight (8) bocce courts, structures, permanent improvements, and fencing shall be located at least twelve (12) feet from the top of the creek bank.
 - b. The total area of the storage building (for all community organizations) shall be no greater than 1,200 square feet in size.
 - c. All improvements (e.g., planter seating wall) must be incorporate designs which discourage skateboard activity.
 - d. Delete the perimeter security fencing.
 - e. A wood board-on-board sound fence shall be installed along the full length of the access road. The fence shall be six (6) feet high and located approximately five to ten feet west of the access road. The board-on-board fence shall be designed to accommodate a solid core if determined to be necessary by the Planning Commission in the future. At such time as the restroom and/or storage buildings are constructed, the fence in the vicinity of the restroom and/or building shall be removed.
 - f. A wood solid-core sound fence shall be installed from the northern terminus of the above board-on-board sound fence and extend approximately fifty (50) feet in a northeasterly direction toward Mount Diablo Creek. The fence shall be six (6) feet high.
 - g. The planter seating wall and sidewalks shall be comparable to the seating wall and sidewalks in the City Hall courtyard in design, color, and finish.
 - h. Two (2) arbors (each approximately 30-40 feet in length) shall be installed over the western and eastern portions of the seating wall.
 - i. The arbors shall be comparable to the arbors in the City Hall courtyard in design, color, and finish.
 - j. Four additional picnic tables shall be provided as part of the initial phase of project construction. The tables shall be located along the north side of the courts and south of the sycamore tree (#178)
 - k. The service road shall be paved (i.e., asphalt or concrete) from the Corporation Yard driveway to a landing where the road is level. The balance of the road shall be paved with decomposed granite.
 - l. Signage shall be provided indicating hours of operation
 - m. All improvements shown on the site plan shall be installed prior to operation of the bocce courts, except for the following improvements which, at the determination of the Project Sponsor, may be installed within five (5) years or not installed. The five (5) year period shall commence upon the later of either: the approval of this use permit; or approval of an Use, Operational, and Maintenance Agreement with the City for use of the land, whichever is later.

Bocce Courts (4 west courts)	Lighting
Restroom	Security Cameras
Storage Building(s)	

Architectural Conditions

6. The Project Sponsor shall provide architectural elevations of the restroom building and storage building prior to issuance of a building permit for either building. The Planning Commission shall hold a public hearing prior to approval of the architectural design. The architectural design of the buildings shall incorporate the following criteria:
 - a. The storage building shall be no greater than 1,200 square feet in area and designed to allow phased construction, to accommodate possible future additions by community organizations (as funding permits).
 - b. A paved pad may be required in front of the building.
 - c. The portion of the storage building available to the Project Sponsor shall not exceed 500 square feet.
 - d. The restroom building and storage building shall have an integrated design.
 - e. The design shall use materials, colors, and finishes based upon the City Hall building, although elements of the Keller Ranch House may be also used. The design shall be compatible with the historic character of the City Hall and Keller Ranch House.
 - f. If the Project Sponsor determines that the restroom building is not financially feasible, the Project Sponsor shall withdraw (in writing) the request for the building and proceed solely with the storage building.

Landscaping Conditions

7. Landscape and irrigation plans shall be prepared which include the following:
 - a. Retention, pruning, and maintenance of Trees #175 (green ash), #178 (sycamore), and Tree #179 (California black walnut). Retention and maintenance of stems of Tree #183 (tree of heaven) which are outside of the construction zone for the storage building.
 - b. Removal of Trees #176 (eucalyptus), #177 (eucalyptus), Tree #180 (Siberian Elm), #181 (Black Locust), and #182 (Black Locust).
 - c. The applicable recommendations in the arborist report regarding tree preservation guidelines during construction and operation of the project.
 - d. Shrubs shall be provided along the north side of the picnic tables and path on the north side of the courts.
 - e. Shrubs shall be provided on the west side of the sound board-on-board sound fence and on the southeast side of the solid-core sound fence.
 - f. Vines (5 gallon size) shall be planted at the base of the arbors.
 - g. All trees shall be 24-inch box size.
 - h. Perimeter trees shall be provided at an average density of 1 tree/25 feet; perimeter shrubs shall be 5 gallon size and provided at an average density of 1 shrub/5 feet.
 - i. Decomposed granite shall be installed in the picnic/horseshoe pit area.
 - j. Water meters and irrigation systems with automatic controls.
 - k. All anti-siphon water valves shall be screened.
 - l. All newly-graded areas shall not exceed a 3:1 (horizontal:vertical) ratio.
 - m. A layer of mulch two to four inches thick shall be applied in all landscape areas.
8. Four sets of the landscape and irrigation plans shall be submitted with the grading and improvement plans for review and approval by the Community Development Department, City Engineer, and the Maintenance Department. These plans shall be approved prior to issuance of grading or encroachment permits. The landscape and irrigation plans shall be prepared by a landscape

- architect; shall have overall dimensions of 24" x 36"; shall contain approval blocks for the Community Development Director, City Engineer, and Maintenance Department; and shall show all existing and proposed public utilities within the project limits.
9. All plant material is subject to inspection and approval by the Maintenance Department.
 10. Landscape areas within the project limits or affected by project construction shall be inspected by representatives of the City Engineer and Maintenance Department prior to operation of the project.
 11. Installation of all irrigation and landscaping shall be performed by a licensed contractor. Open trench inspection of the irrigation installation is subject to approval of the Maintenance Department. Prior to the final inspection by the Maintenance Department, the installation shall be approved by the landscape architect.
 12. All trees shall be planted at least ten feet away from any public water, sewer, or storm drain lines, unless a closer location is approved by the City Engineer. All trees shall be installed with support staking. All nursery stakes must be removed from trees. All trees planted within eight feet of a sidewalk, service road, or driveway shall be installed with root guards.
 13. Landscaping shall be installed in conformance with the approved plans prior to operation of the bocce courts.

Lighting Conditions

14. A lighting plan shall be submitted for review and approval of the Community Development Department in conjunction with the project improvement plans. The lighting plan shall include the following details to reduce glare and minimize spillover of light onto adjacent properties [MM 2]¹:
 - a. The lighting controls shall be located in the storage building. The lighting shall be regulated by a timer that turns off all court lighting 15 minutes past the allowed hours of operation.
 - b. Security lighting, if necessary, shall be controlled by motion sensor.
 - c. All lighting fixtures shall use cut-off lenses to minimize spill-over of lighting to off-site areas.
 - d. The height of the light standards shall be a reduced scale.

Grading Conditions

15. A grading plan shall be submitted for review and approval of the City Engineer and Community Development Department in conjunction with the project improvement plans. The grading plan shall include the following details:
 - a. Pre-construction nesting surveys for raptors shall be conducted by a qualified biologist if the initial project grading is to be conducted during the months of April through July. Procedures identified in the Biological Resources mitigation measure shall be followed for the surveys and any subsequent actions [MM 4].
 - b. Review of the grading plan by a qualified archeologist to ensure the grading plan is consistent with the recommendations of the archeological investigation. Procedures identified in the Cultural Resources mitigation measures shall be followed for any subsequent actions [MM 5 and 6].
 - c. Dust and particulate reduction actions [MM 3].
 - d. Erosion control procedures [MM 7].

¹ Mitigation measures (MM) listed in the *Bocce Ball Centre Initial Environmental Study/Negative Declaration* are referenced by number (e.g., MM 2 for Mitigation Measure 2).

- e. Stormwater pollution prevention plan [MM 8].
- f. Recycling plan for construction materials [MM 9].

Operational Conditions

- 16. Organized bocce league play may only occur during the following time periods:
 - a. Between April 1 and November 1.
 - b. Between 5:30 p.m and 9:00 p.m. on weekday evenings.
 - c. On weekday evenings when public institutional activities are scheduled (i.e., City Council meetings, Planning Commission meetings) or public institutions are open (e.g., Clayton Community Library), league play may be scheduled on a maximum of six (6) courts. League play may be scheduled on all courts on the remaining weekday evenings.
- 17. Tournaments may be held on four (4) weekends (including public holidays) between April 1 and November 1. Tournaments shall not be held on the same weekend as the Art N' Wine Festival, Independence Day parade, Oktoberfest, or other City-sponsored community events in the Town Center area.
- 18. The Project Sponsor shall be responsible for maintaining on a year-around basis (at their cost) all project improvements and landscaped areas within the project site at a standard of care acceptable to the City. Storage buildings constructed for the benefit of other organizations shall be maintained and insured.
- 19. The Project Sponsor shall be responsible for opening and closing the restrooms during the hours of organized bocce league play.
- 20. The Project Sponsor shall be responsible for patrolling the adjacent parking areas following all sponsored events to pick up and properly dispose of any litter.
- 21. The Project Sponsor shall obtain an alcohol permit in accordance with Section 11.04.190 of the *Municipal Code* prior to the consumption of any alcoholic beverage on the project site during events sponsored by the Project Sponsor.

Parking Conditions

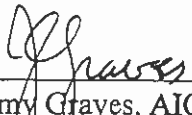
- 22. League and tournament registration materials as well as information on the Bocce Ball Posting Board shall specifically direct bocce players to the parking areas located at City Hall, Community Library, Keller Ranch (marked spaces only), and Town Center. [MM 10]
- 23. The Project Sponsor shall install a sign at the eastern end of Cardinet Drive to encourage bocce players to park in the parking areas located at City Hall, Community Library, Keller Ranch (marked spaces only), and Town Center. The sign text shall be subject to the review and approval of the Community Development Director.
- 24. The Planning Commission shall conduct a review of the parking conditions for the project to determine if adequate measures have been taken to discourage bocce parking in residential areas. If the Commission determines that bocce parking in residential areas does or does not adversely affect those residential areas, the Commission may add, modify, or delete conditions regarding parking, the days of league play, or the number of courts used for league play or tournaments. The review shall be conducted within 60 days of the close of the first full season of play and at intervals determined by the Planning Commission thereafter.

Advisory Notes

Advisory notes are provided to inform the Project Sponsor of: (a) *Clayton Municipal Code* requirements; or (b) requirements imposed by other agencies. The advisory notes are not part of the conditions of approval.

1. The applicant shall comply with all applicable state, county, and city codes, regulations, and adopted standards.
2. All grading, construction, and other work shall occur only between 7:00 a.m. and 5:00 p.m. Monday through Friday. Any such work beyond these hours and days is strictly prohibited unless previously authorized in writing by the City Engineer (CMC §15.01.010) located at 1005 Oak Street, 925-672-9700.
3. The applicant shall obtain the necessary building permits from the Contra Costa County Building Inspection Department.
4. Additional requirements may be imposed by the Contra Costa County Fire Protection District. Before proceeding with the project, it is advisable to check with the Fire District located at 2010 Geary Road, Pleasant Hill, 925-930-5500.

INSTRUCTIONS TO APPLICANT: Please sign one copy of this Notice of Decision which acknowledges your acceptance of the above Findings and Conditions of Approval under which the permit is granted. Return the signed copy to the Community Development Department, 6000 Heritage Trail, Clayton, 94517; retain the other copy for your files. If you have any questions, please call 925/673-7340.

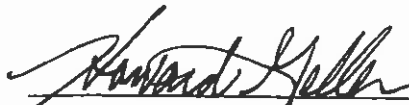


Jeremy Graves, AICP
Community Development Director

6/15/05

Date

The above findings and conditions of approval are acknowledged and accepted.


_____, this 7 day of July, 2005

All actions of the Planning Commission are subject to appeal to the City Council as provided in Chapter 17.68 of the *Clayton Municipal Code*. Any appeal must be made in writing to the City Clerk within 10 days from the date of this Notice of Decision and must be accompanied by an appeal fee. An appeal form is available at the Community Development Department.

cc: City Engineer
Clayton Stormwater Manager
CCC Flood Control & Water Conservation District

CCC Fire Protection District
California Department of Fish and Game
Ed Hartley, P.O. Box 600, Clayton
William and Julia Hart, 5987 Cardinet Drive, Clayton
Bill Walcutt, 423 Mount Sequoia Court, Clayton
Raymond Dod, 594 Cardinet Drive, Clayton
William and Roberta Morfeld, 5922 Wallace Drive, Clayton
Christopher and Julie Fregosi, 6000 Cardinet Drive, Clayton
John and Pat Pollock, 5864 Herriman Drive, Clayton
Jerry North, 5995 Cardinet Drive, Clayton
Deedee Garnett, 804 Chert Place, Clayton
Jeff Glassauer, 5959 Wallace Drive, Clayton
Janice Tresize, 1267 Shell Circle, Clayton
Gregg Alford, 5929 Cardinet Drive, Clayton
Barbara Dwyer, 5859 Clayton Road, Clayton
Dennis Quinlan, 5978 Wallace Drive, Clayton
Jennifer Mann, 1554 North Mitchell Canyon Road, Clayton
Terri and Jim Simeona, 6001 Cardinet Drive, Clayton
John Hotch, 5864 Herriman Drive, Clayton
Carol Scaparro, 4907 Keller Ridge Drive, Clayton
Jerry Kosel, 1070 Feather Circle, Clayton
Ray Vignola, 331 Mount Sierra Place, Clayton
Ray Vogt, 103 Regency Drive, Clayton
Bob Pizzagani, 5988 Wallace Drive, Clayton
Ray Wunderling, 5609 Ohman Place, Clayton

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COMMUNITY
DEVELOPMENT (925) 673-7340
ENGINEERING (925) 673-9700

6000 HERITAGE TRAIL • CLAYTON, CALIFORNIA 94517-1250
TELEPHONE (925) 673-7300 FAX (925) 672-4917

City Council
WILLIAM R. WALCOTT, Mayor
GREGORY J. MANNING, Vice Mayor
JONIE K. PIERCE
DAVID T. SHUEY
HANE STRATFORD

Ed Hartley
Clayton Bocce Federation
708 Anizumne Court
Clayton, CA 94517

December 28, 2006

RE: Bocce Ball Courts – proposed lease terms deal points with Bocce Federation

Dear Ed:

As part of the lease negotiation the City Staff reviewed with the City Council in closed session on September 5, 2006, the Bocce Federation letter dated August 14, 2006. The City Council provided City staff direction to prepare the attached proposed deal points for further development as part of a lease arrangement with the Bocce Federation for the future Bocce Courts, whose construction and maintenance is to be financed by the Bocce Federation.

I have provided the information in a table summary which is intended to be an easy read format. The first column notes the topic, the second column references some of the related Planning Commission conditions, the third column provides reference to points contained in the submitted Bocce Federation letter, and the last column contains the City's latest deal points. Once you have had an opportunity to review, we would welcome an opportunity to further discuss and clarify any of the information.

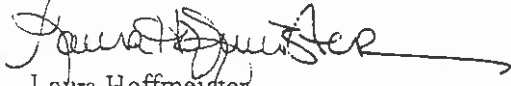
By way of status, we have received no news on the progress of the Bocce Federation obtaining the landscape/irrigation and lighting detail information that is needed to be included in the construction plans. All other aspects of the site work construction drawings (excluding the storage and restroom building) have been completed by the City Engineer and provided to the Bocce Federation. The Bocce Federation still must provide to the City Manager satisfactory demonstration of financial commitment to the construction and operations of the courts.

The Redevelopment Agency remains committed to fund the expense of preparing the design and construction plans for the project's storage building and public restroom building. However until the lease and use agreement is completed and there is demonstration of sufficient financial resources (to the satisfaction of the City Manager) of the Bocce Federation for the Bocce Court project, we will not proceed with a contract for this plan preparation work.

There has been a lot accomplished to date and the City has expended \$43,431 in direct costs for plan drawings and additional un-reimbursed indirect costs for staff time (Community Development Director, Asst. to the City Manager and City Manager) in the preparation of the project information and entitlement processing to the Planning Commission and City Council, as well as numerous discussions and meetings with representatives with the Bocce Federation. We look forward to the Bocce Federation's continued cooperation in completing the final remaining steps so that this community project continues to move forward.

As indicated above we look forward to meeting with you should you desire, to further discuss and clarify the enclosed information. Please feel free to contact me at (925) 673-7308 or LHoffmeister@ci.clavton.ca.us to schedule a time.

Sincerely,

A handwritten signature in black ink, appearing to read 'Laura Hoffmeister', with a long horizontal flourish extending to the right.

Laura Hoffmeister
Asst. to the City Manager

Cc: Howard Geller
City Council
City Manager
City Attorney