

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

**TUESDAY, June 2, 2009**

1. **CALL TO ORDER & ROLL CALL** – The meeting was called to order at 7:02 p.m. by Mayor Pierce in Hoyer Hall of the Clayton Community Library, 6125 Clayton Road, Clayton, CA. Councilmembers present: Mayor Pierce, Vice Mayor Stratford, Councilmembers Geller, Medrano. Councilmembers absent: Councilmember Shuey. Staff present: City Manager Gary Napper, City Attorney Dan Adams, and City Clerk Laci Jackson.
2. **CLOSED SESSION-** None.
3. **PLEDGE OF ALLEGIANCE** – led by Mayor Pierce.
4. **CONSENT CALENDAR-** Mayor Pierce asked that Item 4(b) be amended to change a grammatical error. It was moved by Councilmember Geller, seconded by Vice Mayor Stratford to approve the Consent Calendar as amended (Passed; 4-0 vote).
  - (a) Information Only
    1. Notice the State of California has appealed the May 7, 2009 Sacramento Superior Court ruling it is unconstitutional for the State to take redevelopment agency monies for its State Budget deficit (*California Redevelopment Association, et al. v. Michael C. Genest, Director of CA Department of Finance, et al.*)
  - (b) Approved the minutes of the regular meeting of May 19, 2009.
  - (c) Approved Financial Demands and Obligations of the City.
  - (d) Adopted Resolution 13-2009 approving a covenant for recordation on real property title for stormwater management facility operations and maintenance, and right of entry, to Flora Square (1026 Oak Street, Clayton, CA).
  - (e) Adopted Resolution 14-2009 approving the execution of a grant for the expansion of existing easements to Contra Costa Water District for as-constructed access roads to the existing pump station and water reservoir on City-owned open space above Elk Drive (Falcon Ridge/Eagle Peak subdivisions)
  - (f) Set Tuesday, 30 June 2009 at 7:00 p.m. in Hoyer Hall of the Clayton Community Library, 6125 Clayton Road, as the date, time and location of a Special Meeting of the Clayton City Council for a Public Hearing to consider and approve the draft City Housing Element and a Public Hearing for consideration and adoption of the Fiscal Year 2009-2010 City Budget and the 5-Year Capital Improvement Budget for Fiscal Years 2009-2014.
5. **RECOGNITIONS AND PRESENTATIONS** – None.

## 6. REPORTS

- (a) Planning Commission –Chairperson Catalano reported on the May 26<sup>th</sup> meeting of the Planning Commission. The Commission discussed the review process for Sign Permits and will be bringing back an Ordinance to approve certain signs administratively.
- (b) Trails and Landscaping Committee –will report at the June16th meeting.
- (c) The City Manager reported the State of California is facing a \$24 billion deficit. He stated Californians are going to have to accept changes to their quality of life in order to deal with the budget issues. Then he re-emphasized the City of Clayton is required by the Contra Costa Water District to cut water use by 45% for landscaping. He stated the turf is turning brown while the City works to save mature trees. He stated City staff is investigating alternative water sources such as wells in the Downtown area which would allow that area to stay green. Councilmember Geller asked if the City owned the wells at Westwood and Lydia. The City Manager responded the City owned the wells. He also stated staff is researching purchasing a water truck to hand water certain plants and trees.
- (d) City Council

Vice Mayor Stratford attended the CERT, Citizen Corps meeting and stated the current CERT class is almost completed and the fall classes are scheduled to begin September 30<sup>th</sup>. He also attended the East Bay Division of the League of California Cities meeting and the Memorial Day service.

Councilmember Geller attended the Library Foundation meeting. He noted the second Concert in The Grove was successful with 1,500 people in attendance. He also attended the opening of the Bocce League and the Memorial Day service.

Mayor Pierce attended a Contra Costa Transportation Authority meeting, an ABAG meeting, and the Memorial Day service.

The City Manager noted that 4<sup>th</sup> of July Parade applications were due June 19<sup>th</sup> but that children who wished to enter the Kiddie parade do not need to pre-register.

- (e) Other – None.

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

## 8. PUBLIC HEARINGS – None.

9. **ACTION ITEMS** –

- (a) Discuss proposal for City Council as a whole to interview Planning Commission applicants for the two (2) terms of office expiring on 30 June 2009.

Mayor Pierce stated there are two seats open for the Planning Commission since Commissioner Haydon is termed out and Commissioner Hartley is not seeking reappointment. She stated they are the two most veteran Planning Commissioners. She stated the two newly appointed Commissioners will be working on the Housing Element, General Plan Update, and many other important issues. She stated she would like the entire Council to interview the candidates at a public meeting. She stated though Councilmember Shuey could not attend the meeting he suggested the sub-committee narrow the candidates down to five for interviews with the entire Council. She stated the sub-committee could put together the questions to be asked during the interviews. She noted the Council could not demand the candidates sit outside while others are interviewed but that they could be asked nicely to do so out of fairness.

The City Manager stated the City of Concord establishes interview times and requests the candidates do not come in the room before their assigned time. He stated that gives the Council more time to get to know the candidates individually.

Councilmember Medrano stated he was on the interview sub-committee so he would be interviewing the candidates either way.

Vice Mayor Stratford stated he liked the ideas of interviewing as a full Council and asking each candidate to sit outside until it is their turn to be interviewed.

Councilmember Geller agreed with Vice Mayor Stratford and asked who would be creating the questions for the interview process. Mayor Pierce responded the sub-committee and staff could prepare the questions.

Planning Commission Chairperson Catalano stated she liked the idea of the Council interviewing during a public meeting because it added transparency. She also stated it would be beneficial to see if the candidates were good public speakers.

**It was moved by Councilmember Geller, seconded by Vice Mayor Stratford to have the City Council interview the Planning Commission applicants during an open public meeting, have the sub-committee ask the questions of the candidates, have the interview questions routed through staff, and ask that all candidates wait for their scheduled time to arrive at the meeting as not to hear the answers of prior candidates (Passed; 4-0 vote).**

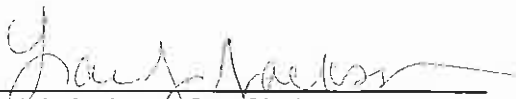
The City Manager also stated the interview questions could be revised by the full Council during the public meeting before the interviews.

Mayor Pierce stated the interviews could be scheduled 30 minutes apart and that if the Council wanted to reflect longer on the candidates they could postpone the appointment to the following meeting.

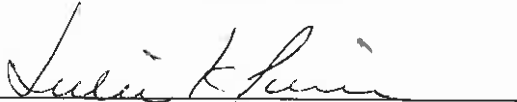
10. **COUNCIL ITEMS**- None.

11. **ADJOURNMENT**– On call by Mayor Pierce the meeting adjourned at 7:59 p.m.

Respectfully submitted,

  
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Laci J. Jackson, City Clerk

APPROVED BY CLAYTON CITY COUNCIL

  
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Julie K. Pierce, Mayor