

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

TUESDAY, October 20, 2009

1. **CALL TO ORDER & ROLL CALL** – The meeting was called to order at 7:03 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 and Shuey. Staff present: City Manager Gary Napper, Assistant to the City Manager Laura Hoffmeister, City Attorney Dan Adams, Police Chief Dan Lawrence, and City Clerk Laci Jackson.
2. **CLOSED SESSION** – None.
3. **PLEDGE OF ALLEGIANCE** – led by Mayor Pierce.
4. **CONSENT CALENDAR-** Mayor Pierce and Councilmember Medrano requested item 4(d) be pulled for discussion.

Councilmember Medrano asked if it was possible to move to web based streaming as opposed to Comcast TV playback? Mayor Pierce stated the money had to be used for capital purchases and TV playback. Councilmember Medrano stated many cities already have web streaming and stated he wanted to make sure the money could not be used for the purchase of these items. The Assistant to the City Manager responded the money available was for PEG (Public/Education/Government) access and this Comcast money cannot be expended for streaming. She stated there are unrestricted funds which can be used for streaming and the TV playback does not preclude the City from looking into the feasibility of streaming.

Councilmember Shuey asked if there was equipment that could do both streaming and TV playback? The Assistant to the City Manager responded they are different medias and that if the City did not spend its PEG funds they would have be given to the school district, a non-profit or given back to Comcast.

The City Manager stated the Pleasant Hill City Attorney has found that there is still a large portion of their populous who are not comfortable with web-streaming, hence that city is keeping cable playback and using web streaming.

Councilmember Shuey asked about the ongoing cost of the TV playback. The Assistant to the City Manager stated she had done a five year budget and there would be no effect to the general fund.

Councilmember Shuey asked what the non-participating cities are doing with their funds. The Assistant to the City Manager stated the other cities hired their own staff to handle the TV playback.

The City Manager noted citizens routinely ask why Astound or ATT services are not available in the City of Clayton. He stated their absence is due to their own lack of resources and that the City is not preventing them from providing services here.

Councilmember Medrano asked why there needed to be a five year contract? The Assistant to the City Manager responded this is a capital investment in equipment and the equipment has about a 5 year life.

Mayor Pierce asked for language to be added to the contract that would require the County to provide a budget and financial accounting of each year's expenditures.

It was moved by Vice Mayor Stratford, seconded by Councilmember Geller to approve the Consent Calendar as amended in the Contract of Item 4(d) (Passed; 5-0 vote).

- (a) Approved the minutes of the regular meeting of October 6, 2009.
- (b) Approved Financial Demands and Obligations of the City.
- (c) Approved the closure of the Clayton Community Library on seven (7) Sundays in calendar year 2010 for observance of certain holidays and holiday weekends.
- (d) Adopted Resolution 42-2009 authorizing the City Manager to execute a Memorandum of Understanding with Martinez, Pleasant Hill and Contra Costa County for the joint operations of a shared government channel to carry government programming provided by each City and the County.
- (e) Adopted Resolution 43-2009 establishing and approving pay rate schedules for certain Hourly Wage positions within the City of Clayton's employment organization.

5. RECOGNITIONS AND PRESENTATIONS

- (a) Presentation: Report on services and programs provided by the Contra Costa County Fire Protection District.

Emily Hopkins, Community Relations Manager, presented the Annual Report for the Fire District. She stated Clayton's Station 11 provides many services to the community such as participating in the Fall prevention coalition, installing smoke detectors, Halloween at the Fire house, and other community activities.

Richard Carpenter, Kevin Neiland and the Acting Assistant Chief Henry Warren outlined the emergency services provided to the community

The Council thanked the Fire District for their hard work in community.

6. REPORTS

- (a) Planning Commission – Chairman Bob Armstrong reported on the October 10th Planning Commission meeting. The Commission reviewed manufactured housing and density options for compliance with the Housing Element.
- (b) Trails and Landscaping Committee – No meeting held to report.
- (c) The City Manager reported the Governor signed Senate Bill 67 to allow for the selling of the Prop. 1A notes. He stated Wednesday, October 28th the YMCA is holding Boo Night at Clayton Community Gym 6pm-8pm and on October 31st, Richard Taylor is hosting the Clayton Ghost Walk downtown and those interested are asked to meet at Endeavor Hall at 7:30pm and bring flashlights. The Trails and Landscaping Committee will meet the third Monday in November and the Girls Scouts completed their first Adopt-a-Trail walk and clean up.

- (d) City Council

Councilmember Geller stated he wants to set up a joint meeting with Clayton merchants and the Council for a roundtable discussion regarding the Main Street Program. He stated it would be the same merchants invited to discuss the Concerts in The Grove.

Mayor Pierce attended a Transportation Authority meeting, and an ABAG Regional Planning Committee meeting. She stated the New Year's Eve Committee met and are seeking donations to put on the free community event. This year's event will again be held at the Clayton Community Gym from 6pm-9pm. She noted Travis Credit Union pledged a \$1,000 donation to the event. Lastly, she attended the LAFCO and the East Bay Division League of California Cities meetings.

- (e) Other – None.

7. **PUBLIC COMMENT ON NON-AGENDA ITEMS**

8. **PUBLIC HEARINGS** –None.

9. **ACTION ITEMS**

- (a) Consider a Resolution approving a Memorandum of Understanding with the Central Contra Costa Sanitary District for the establishment of an unused pharmaceutical collection box at the Clayton Police Station (2nd floor of City Hall) in combination with an arrangement for a sharps (needles) drop-off/collection box serviced by Republic Services, Inc.

The Chief of Police presented the staff report and stated in partnership with Central Contra Sanitation District staff wants to create a local drop off area to collect old pharmaceuticals. The bin for the pharmaceuticals will be placed on the second floor in view of the Police Department. Along with the pharmaceutical bin, Republic Services will provide and service a sharps collection box.

Mayor Pierce suggested the City hold a kick-off event on a Saturday to give citizens and chance to discard of their pharmaceuticals on a weekend.

The Assistant to the City Manager stated the drop boxes will give the City credit on its annual solid waste/recycling and stormwater pollution management reports.

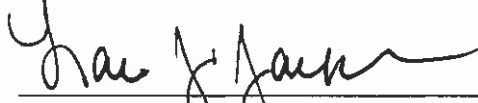
It was moved by Councilmember Shuey, seconded by Councilmember Medrano to adopt Resolution 44-2009 approving the Memorandum of Understanding with the Central Contra Costa Sanitary District (Passed; 5-0 vote).

11. **COUNCIL ITEMS**

Councilmember Geller requested a discussion to add to the patio area of Endeavor Hall.

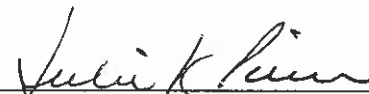
12. **ADJOURNMENT**– On call by Mayor Pierce the meeting adjourned at 8:13 p.m.

Respectfully submitted,



Laci J. Jackson, City Clerk

APPROVED BY CLAYTON CITY COUNCIL



Julie K. Pierce, Mayor