MINUTES
OF THE
REGULAR MEETING
CLAYTON CITY COUNCIL

TUESDAY, July 20, 2010

1. **CALL TO ORDER & ROLL CALL** – The meeting was called to order at 7:01 p.m. by Vice Mayor Shuey in Hoyer Hall of the Clayton Community Library, 6125 Clayton Road, Clayton, CA. Councilmembers present: Vice Mayor Shuey, Councilmembers Geller and Medrano. Councilmembers Absent: Mayor Stratford and Councilmember Pierce. Staff present: City Manager Gary Napper, City Attorney Dan Adams, City Engineer Rick Angrisani, and City Clerk Laci Jackson.

2. **CLOSED SESSION** – Vice Mayor Shuey noted the Closed Session schedule for 6:15 p.m. *Government Code Section 54957.6.* was cancelled.

3. **PLEDGE OF ALLEGIANCE** – led by Vice Mayor Shuey.

4. **CONSENT CALENDAR- It was moved by Councilmember Medrano, seconded by Councilmember Geller to approve the Consent Calendar as submitted (Passed; 3-0 vote).**

(a) Approved the minutes of the regular meeting of July 6, 2010.

(b) Approve Financial Demands and Obligations of the City.

(c) Adopted Resolution 29-2010 ordering the annual levy of a Special Tax within the High Street Permanent Road Division (Fund 217) for FY 2010-2011.

(d) Adopted Resolution 30-2010 ordering the annual levy of a Special Tax within the Oak Street Permanent Road Division (Fund 218) for FY 2010-2011.

(e) Adopted Resolution 31-2010 authorizing the levy of annual assessments for the Lydia Lane Sewer Assessment District in FY 2010-2011.

(f) Adopted Resolution 32-2010 authorizing the levy of annual assessments for the Oak Street Sewer Assessment District in FY 2010-2011.

(g) Awarded a contract to Data Ticket, Inc. (Newport Beach, CA) for its processing and administration of fines, bail and forfeiture thereof on Clayton Police Department issued parking citations.

(h) Re-authorized the award of contract to Blackbaud Financial Edge in the amount of $28,092.00 for new financial system software for the City Finance Department, and approve the additional allocation of $5,735.75 from the FY 2010-11 Capital Equipment Replacement Fund (CERF) to fund software and computer hardware.

(i) Awarded a contract to Diablo Ford (Pittsburg, CA) in the amount of $23,029.91 for the purchase of a 2011 Ford Crown Victoria "Police Interceptor" as a replacement patrol vehicle for the Clayton Police Department.

(j) Approved an Authority Certificate Resolution to update the City's brokerage account information on file with Financial Northeastern Securities, Inc.

5. **RECOGNITIONS AND PRESENTATIONS**- None.

6. **REPORTS**

(a) Planning Commission –Vice Chairman Dan Richardson reported on the July 13th Planning Commission meeting. The Planning Commission reorganized and Sandy Johnson is the new Chair and Dan Richardson is the Vice Chair. The Commission also approved Lot Line Adjustments for the Diablo Pointe Sub-division.

(c) The City Manger reported the Clayton Redevelopment Agency has two units available for purchase for its affordable housing program in Clayton. The units are located in the Stranahan sub-division and applications are online. He also reported All Out Sports League (AOSL) is operational at the Clayton Community Gym and is running a soccer camp right now. AOSL is hosting an open house Friday evening at the gym from 7-9pm. He stated until school starts there are upcoming camps and adult leagues in the evenings. He also stated youth basketball leagues start September 18th.

(d) City Council

Councilmember Medrano attended the East Bay League of California cities meeting. He stated the discussion was about Proposition 22 on the November ballot to keep local tax dollars local. He stated he and others were discouraged the Contra Costa County Board of Supervisors voted against endorsing the Proposition. He asked citizens to contact their Supervisors and let them know they are disappointed as it would keep local dollars local. The City Manager stated the County provides social services for the State and therefore may feel that extra program requirements will be placed on them without funding if the State has less money.

Councilmember Geller attended the CCCTA (County Connection) meeting and spoke with its General Manager about using smaller transit busses. The General Manager has been invited to our September 21st meeting to respond to Council concerns. He stated the Concerts in the Grove collected $871 at the last concert.

Vice Mayor Shuey attended a sub-committee meeting with Allied Waste Services and stated it was a very productive meeting. He stated Allied Waste has been a great supporter of Clayton's community events.

(e) Other – None.

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

8. **PUBLIC HEARINGS**

a) Public Hearing on the proposed levy of annual assessments on real property in the Street Lighting Assessment District for FY 2010-2011, pursuant to Streets and Highways Code 18070 and CA Government Code 54954.6.

The City Engineer stated the levy amounts have not been increased since 1996. He stated residents were mailed notices in accordance with the law and a majority protest has not materialized.

Vice Mayor Shuey opened the Public Hearing at 7:15 p.m. No Public Comments were offered. Vice Mayor Shuey closed the Public Hearing at 7:16 p.m.

It was moved by Councilmember Geller, seconded by Councilmember Medrano to adopt Resolution 33-2010 setting the annual street lighting assessments for FY 2010-2011 (Passed; 3-0 vote).

9. ACTION ITEMS

a) Second Reading and Adoption of Ordinance No. 428 amending the *Clayton Municipal Code* for the purpose of extending from June 30, 2010 through June 30, 2013 the On-Site Parking Waiver Provision in the Town Center area and amending the requirement for an associated building permit within one (1) year of project approval to within two (2) years of project approval.

The City Manager presented the staff report. He stated the Ordiannce is a extension of a former Ordinance waiving onsite parking requirements for certain size parcels in the downtown area. The Ordinance is necessary for the Creekside Terrace project and the incentive is available to any property owner (depending on the size of the property).

Councilmember Medrano stated he is in favor of the Ordinance and hopes eventually there is a parking problem downtown to solve.

No Public Comments were received.

It was moved by Councilmember Geller, seconded by Councilmember Medrano to have the City Clerk read Ordinance No. 428 by title and number only and waive further reading (Passed; 3-0 vote).

The City Clerk read Ordinance No. 428 by title and number only.

It was moved by Councilmember Medrano, seconded by Councilmember Geller to adopt Ordinance No. 428 (Passed; 3-0 vote).

10. COUNCIL ITEMS

Councilmember Geller asked for a discussion at an upcoming meeting regarding improvement of the landscaping around City Hall.

11. ADJOURNMENT– On call by Vice Mayor Shuey the meeting adjourned at 7:22 p.m.

Respectfully submitted,

Laci J. Jackson, City Clerk

APPROVED BY CLAYTON CITY COUNCIL

David T. Shuey, Vice Mayor