

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

TUESDAY, October 5, 2010

1. **CALL TO ORDER & ROLL CALL** – The meeting was called to order at 7:03 p.m. by Mayor Stratford in Hoyer Hall of the Clayton Community Library, 6125 Clayton Road, Clayton, CA. Councilmembers present: Mayor Stratford, Vice Mayor Shuey, Councilmembers Geller, Medrano and Pierce. Staff present: Assistant to the City Manager Laura Hoffmeister, Assistant City Attorney Maury Huguet, and City Clerk Laci Jackson.
2. **CLOSED SESSION** – None.
3. **PLEDGE OF ALLEGIANCE** – led by Mayor Stratford.
4. **CONSENT CALENDAR-** Mayor Stratford commented on Item 4(a). He stated Conco Philips has been regularly monitoring and repairing the petroleum pipelines that run through Clayton.

It was moved by Councilmember Pierce, seconded by Councilmember Medrano to approve the Consent Calendar as submitted (Passed; 5-0 vote).

- (a) Information Only: Report on risk of underground pipelines in Clayton.
- (b) Approved the minutes of the regular meeting of September 21, 2010.
- (c) Approved Financial Demands and Obligations of the City.

5. RECOGNITIONS AND PRESENTATIONS

- (a) Mayor Stratford presented Certificates of Recognition to 18 Library Volunteers in recognition for their years of dedicated service.

Joyce Atkinson stated there is a wonderful group of volunteers at the library and reminded citizens of the Library Foundation's semi-annual Used Book Sale October 15-17.

Librarian Karen Hansen-Smith stated she really appreciates the volunteers' assistance and it is a privilege to work in a community like Clayton. She also thanked Arlene Kikawa-Nelsen for her help organizing the volunteers.

6. REPORTS

- (a) Planning Commission- Commissioner Tuija Catalano reported on the September 28th study session. She stated the Commission is reviewing the General Plan's Growth Management Element in order to qualify for Measure J money from CCTA.
- (b) Trails and Landscaping Committee- No meeting to report.
- (c) The Assistant to the City Manager reported Oktoberfest was a success and thanked CBCA and all of their volunteers. She stated City staff is working on implementing the new financial software system and the auditors are in City Hall doing their yearly review.

(d) City Council

Councilmember Medrano attended the Oktoberfest and the P2C Golf Tournament which raised over \$3,700.

Councilmember Pierce attended a Transportation Authority Board meeting, an ABAG reception for the retiring Executive Director Henry Gardner, and the opening of the DVC Transit Center. She also attended a joint meeting with ABAG, MTC, staff and the CCTA to talk about sustainable communities. Lastly, she attended the opening of the Bob Schroeder Overcrossing at the Pleasant Hill Contra Costa Center BART Station.

Councilmember Geller attended the Oktoberfest, and the Tea Party rally held in town. He also reminded citizens that Sunday, October 10th the Mt. Diablo Athletic Association is holding a 5k run at Newhall Park.

Councilmember Shuey stated he tapped the ceremonial keg for Oktoberfest and volunteered at the event.

Mayor Stratford attended the Habitat Conservancy Board meeting. He stated Clayton is hosting the Contra Costa County Mayors' Conference on Thursday, October 7th with elected officials and staff from all over the County.

(e) Other

Mayor Stratford stated he, Vice Mayor Shuey, Jim Diaz, and Ted Meriam were running for the two City Council seats in the November 2010 election. In accordance with Council policy, he invited Mr. Diaz in the audience forward to speak.

Mr. Diaz stated he is a 30 year resident of Clayton. He attended the inaugural P2C Foundation golf tournament. He volunteered at Oktoberfest and will be participating in Candidate's Night on October 18th.

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

8. **PUBLIC HEARINGS** – None.

9. **ACTION ITEMS**

- (a) Consider a Resolution opposing Proposition 26, "Proposed Constitutional Amendment: State and Local Fees and Charges: Vote Requirements and Limitations on the November 2, 2010 California ballot.

The City Clerk presented the staff report and stated the League of California Cities is opposing Proposition 26 because it is ambiguous and has potential limitations it could place on local governments ability to increase fees.

Councilmember Pierce stated local government charges fees for many things and this Proposition will require a 2/3 vote of the public to increase user fees. At the state level it will require a 2/3 vote of the legislature. She stated this could impede the ability of local government to finance operations.

The Council discussed not taking a stand on this Proposition due to the impacts at multiple levels of government thereby allowing the citizens to make up their own minds regarding the Proposition.

No action was taken.

- (b) Consider a Resolution supporting the passage of Measure O, to fund local transportation improvements in Contra Costa County on the November 2, 2010 local ballot.

Councilmember Pierce stated this measure was placed on the County ballot by the Transportation Authority, and it is an opportunity to put a vehicle registration fee of \$10 per year to help fund local transportation projects. She stated it will require a 50% voter approval and 71% of the money will come back to local jurisdictions. She stated this is a way for citizens to help street and road maintenance in their own cities.

Councilmember Medrano stated he believes this is a tax and should be left up to the voters to decide if they want to approve it or not. He stated he wished more of the money would go toward local street and road maintenance.

Councilmember Geller stated one thing he likes about this measure is that the State can not take this money away. He stated he is against new taxes but if they are controlled by who is going to benefit from them he is in support.

Councilmember Pierce stated this Measure would provide an additional \$74,000 a year to Clayton for street improvements.

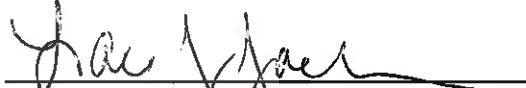
Mayor Stratford stated he likes parts of this Measure and it could benefit Clayton but he is hesitant to throw the support of the Council behind it and believes the citizens should make up their mind regarding the Measure.

It was moved by Vice Mayor Shuey, seconded by Councilmember Pierce to adopt Resolution 44-2010 supporting Measure O (Passed; 3-2 vote; Noes- Medrano and Stratford).

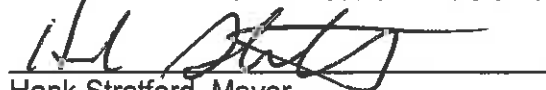
10. **COUNCIL ITEMS**- None.

11. **ADJOURNMENT**- On call by Mayor Stratford the meeting adjourned at 8:08 p.m.

Respectfully submitted,


Laci J. Jackson, City Clerk

APPROVED BY CLAYTON CITY COUNCIL


Hank Stratford, Mayor

