MINUTES
OF THE
REGULAR MEETING
CLAYTON CITY COUNCIL

TUESDAY, May 7, 2013

1. **CALL TO ORDER & ROLL CALL** – The meeting was called to order at 7:01 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 Diaz, Geller, and Councilmember Shuey (arrived at 7:22 p.m.). Staff present: City Manager Gary Napper, City Attorney Mala Subramanian, Community Development Director Charlie Mullen, and City Clerk Laci Jackson

2. **CLOSED SESSION**- None.

3. **PLEDGE OF ALLEGIANCE** – led by Mayor Pierce.

4. **CONSENT CALENDAR**- **It was moved by Vice Mayor Stratford, seconded by Councilmember Geller, to approve the Consent Calendar as amended (Passed; 4-0 vote).**

(a) Approved the minutes of the regular meeting of April 16, 2013 and of the special meeting of April 19, 2013.

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

(c) Approved a multi-year low-bid contract with Waraner Brothers Tree Service in the first-year amount of $29,500.00 (potential 4-year cost of $123,416) for performance of annual weed abatement for fire hazards on City real properties, paid by the Citywide Landscape Maintenance District (CFD 2007-1).

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

6. **REPORTS**

(a) Planning Commission- Commissioner Dan Richardson reported on the Planning Commission meeting of April 23rd. The Commission approved a request for a second floor balcony on Pebble Beach Drive and welcomed the new Community Development Director Charlie Mullen.

(b) Trails and Landscaping Committee – No meeting held.

(c) The City Manager reported Farmers' Market starts Saturday and is held from 8am-Noon in downtown Clayton. He also introduced Charlie Mullen the new Community Development Director.

(d) City Council

Councilmember Diaz attended the Republic Services event in Pacheco where they introduced their new natural gas vehicles. He also attended the Library Foundation Board meeting, a CBCA meeting, the Clayton Cleans Up, and he will be attending past Police Chief Fred Albrecht's memorial service on Friday in southern California.

Vice Mayor Stratford attended the Mayor's Conference, and stated the "Do the Right Thing" trait of the month for May, June and July is "Courage."

Councilmember Geller attended the Mayors' Conference. He also attended and worked at the Art and Wine Festival. He commended staff for working with CBCA and thanked the Police Department for their presence at the event. He noted the Farmers' Market and the Concerts in the Grove start on Saturday. He reminded citizens that no unattended chairs or blankets are allowed in the park until 4pm. He also stated Senator DeSaulnier is hosting a meet and greet from 10am-1pm on May 11th in the Clayton Community Library.

Mayor Pierce attended a Transportation Authority meeting and the ABAG General Assembly. She noted on April 24th the City acquired a large piece of property from the Clayton Community Church in the downtown area and the City is seeking a commercial developer. She also attended the Central County Mayors' meeting, the Republic Services truck unveiling, and the Contra Costa Council luncheon. Lastly, she attended the Mayors' Conference, Clayton Cleans Up, and the Art and Wine Festival. She also noted the Clayton Valley Garden Club plant sale is Saturday, May 11th.

(e) Other – None.

7. PUBLIC COMMENTS – None.

8. PUBLIC HEARINGS

(a) Public Hearing on the proposed Introduction and First Reading of Ordinance No. 446 amending Chapter 17.37 of the Clayton Municipal Code approving a 3-year time extension for certain waiver of on-site parking standards for specified development(s) in the Clayton Town Center.

The Community Development Director presented the staff report and stated the Ordinance amends section 17.37 of the Clayton Municipal Coder regarding parking waivers for on-site parking requirements for certain development in the Town Center area. The Ordinance extends the waiver period from June 30, 2013- June 30, 2016. He noted originally this waiver was approved in 2007 after a Town Center parking study (2006), and was extended in 2010 for three years. The Planning Commission considered this action on April 9th and recommends the City Council approve another three year extension. He stated no projects have used this program yet but it is a good incentive to bring new retail and restaurant uses into the area.

Councilmember Shuey arrived at 7:22 p.m.

Mayor Pierce opened the Public Hearing at 7:22 p.m. No comments were received and closed the Public Hearing at 7:23 p.m.

It was moved by Vice Mayor Stratford, seconded by Councilmember Geller, to have the City Clerk read Ordinance No. 446 by title and number only and waive further reading (Passed; 5-0 vote).

The City Clerk read Ordinance No. 446 by title and number only.

It was moved by Vice Mayor Stratford, seconded by Councilmember Geller, to approve Ordinance No. 446 for Introduction (Passed; 5-0 vote).

9. ACTION ITEMS

(a) Consider the Second Reading and Adoption of Ordinance No. 445 adding Chapter 15.92 to the Clayton Municipal Code regarding Universal Design to Facilitate Residential Development for Individuals with Disabilities in Projects over Five Units.

The Community Development Director stated at the April 16th Council meeting the City Council approved the introduction of this Ordinance. He stated this Ordnance will facilitate greater adaptability and accessibility of housing for people with disabilities. He also noted it is in compliance with the Housing Element.

No public comments were received.

It was moved by Vice Mayor Stratford, seconded by Councilmember Shuey, to have the City Clerk read Ordinance No. 445 by title and number only and waive further reading (Passed; 5-0 vote).

The City Clerk read Ordinance No. 445 by title and number only.

It was moved by Vice Mayor Stratford, seconded by Councilmember Shuey, to adopt Ordinance No. 445 (Passed; 5-0 vote).

10. COUNCIL ITEMS

Councilmember Diaz asked that the Thursday night concerts be added to the next agenda. He stated he is suggesting a start date of July 11th.

Councilmember Shuey asked that a medical marijuana ordinance be brought back to the City Council at a future meeting. The City Manager responded that Ordinance would start at the Planning Commission and then move forward.

11. ADJOURNMENT– on call by Mayor Pierce the meeting adjourned at 7:27 p.m.

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Respectfully submitted,

Laci J. Jackson, City Clerk

APPROVED BY CLAYTON CITY COUNCIL

Julie K. Pierce, Mayor