CITY OF CLAYTON

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AGENDA

REGULAR JOINT MEETINGS

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CLAYTON CITY COUNCIL

and

CLAYTON FINANCING AUTHORITY

* * *

TUESDAY, November 1, 2016

7:00 P.M.

Hoyer Hall, Clayton Community Library
6125 Clayton Road, Clayton, CA 94517

Mayor: Howard Geller
Vice Mayor: Jim Diaz

Council Members
Keith Haydon
Julie K. Pierce
David T. Shuey

- A complete packet of information containing staff reports and exhibits related to each public item is available for public review in City Hall located at 6000 Heritage Trail and on the City's Website at least 72 hours prior to the Council meeting.
- Agendas are posted at: 1) City Hall, 6000 Heritage Trail; 2) Library, 6125 Clayton Road; 3) Ohm's Bulletin Board, 1028 Diablo Street, Clayton; and 4) City Website at **www.ci.clayton.ca.us**
- Any writings or documents provided to a majority of the City Council after distribution of the Agenda Packet and regarding any public item on this Agenda will be made available for public inspection in the City Clerk's office located at 6000 Heritage Trail during normal business hours.
- If you have a physical impairment that requires special accommodations to participate, please call the City Clerk's office at least 72 hours in advance of the meeting at (925) 673-7304.

* CITY COUNCIL *
November 1, 2016

1. **CALL TO ORDER AND ROLL CALL** – Mayor Geller.

2. **PLEDGE OF ALLEGIANCE –** led by Mayor Geller.

3. **CONSENT CALENDAR**
Consent Calendar items are typically routine in nature and are considered for approval by the City Council with one single motion. Members of the Council, Audience, or Staff wishing an item removed from the Consent Calendar for purpose of public comment, question or input may request so through the Mayor.

(a) Information Only – No Action Requested.
1. City Engineer memo regarding a recent Federal Emergency Management Agency (FEMA) notification to City concerning area floodplain mapping.

(b) Approve the minutes of the City Council's regular meeting of October 18, 2016.

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

(d) Approve the award of negotiated contracts to Diablo Landscape, Inc. in the amount of $59,800 and to Waraner Brothers Tree Service in the amount of $4,400 for a Trees Replacement Project (LMD 2015-3) on Keller Ridge Drive using Citywide Landscape Maintenance District funds (CFD 2007-1), and authorize the allocation of $18,200 in District reserves to gap-fund the project.

(e) Adopt a Resolution approving the administering Agency-State Master Agreement No. 04-5386F15 and Program Supplement No. F007 concerning the proposed Collector Street Rehabilitation Project on Keller Ridge Drive (CIP No. 10425), and authorizing the City Manager to execute the Agreements.

(f) Approve the City's Investment Portfolio Report for the 1st Quarter of FY 2016-17 ending September 30, 2016.

(g) Approve a multi-year lease with Konica Minolta Business Systems for replacement of the existing City Hall leased copier machine.

4. **RECOGNITIONS AND PRESENTATIONS**

(a) Proclamation declaring November 2, 2016 as "Shelter in Place Education Day."

(b) Certificates of Recognition to public school students for exemplifying the "Do the Right Thing" character trait of "Respect" during the month of October 2016.

5. REPORTS

(a) Planning Commission – Commissioner Bassam Altwal.
(b) Trails and Landscaping Committee – No meeting held.
(c) City Manager/Staff
(d) City Council - Reports from Council liaisons to Regional Committees, Commissions and Boards.
(e) Other – Introduction of City Council candidates (present at the meeting).

6. PUBLIC COMMENT ON NON - AGENDA ITEMS

Members of the public may address the City Council on items within the Council's jurisdiction, (which are not on the agenda) at this time. To facilitate the recordation of comments, it is requested each speaker complete a speaker card available on the Lobby table and submit it in advance to the City Clerk. To assure an orderly meeting and an equal opportunity for everyone, each speaker is limited to 3 minutes, enforced at the Mayor's discretion. When one's name is called or you are recognized by the Mayor as wishing to speak, the speaker shall approach the public podium and adhere to the time limit. In accordance with State Law, no action may take place on any item not appearing on the posted agenda. The Council may respond to statements made or questions asked, or may at its discretion request Staff to report back at a future meeting concerning the matter.

Public comment and input on Public Hearing, Action Items and other Agenda Items will be allowed when each item is considered by the City Council.

7. PUBLIC HEARINGS – None.

8. ACTION ITEMS

(a) Consider the adoption of Urgency Ordinance No. 469 placing an interim local moratorium on the operation or establishment of parolee homes and community supervision programs within the city of Clayton.
(Community Development Director)

Staff recommendations: **1)** Receive the staff report; **2)** Receive public comment; **3)** Motion to have the City Clerk read Urgency Ordinance No. 469 by title and number only and waive further reading; and **4)** Following the City Clerk's reading, approve a motion to adopt Urgency Ordinance No. 469 with the finding the adoption of this Ordinance is not subject to the California Environmental Quality Act (CEQA) because CEQA only applies to projects which have the potential for causing a significant effect on the environment and this activity is not considered to be a project and can be seen with certainty that it will not have a significant effect or physical change to the environment.
(Requires 4/5ths affirmative vote)

(b) Presentation and approval of the City's audited Comprehensive Annual Financial Report (CAFR) for Fiscal Year 2015-2016 by Cropper Accountancy Corporation, independent Certified Public Accountant firm, and concept direction regarding the disposition of FY 2015-16 General Fund excess monies ($204,902).
(Finance Manager; and Mr. John Cropper, CPA)

Staff recommendation: Following presentation of the independent auditor's report and opportunity for public comment, that Council by motion approve the FY 2015-2016 CAFR of the City of Clayton, and provide instruction to staff regarding further consideration of the disposition of General Fund excess monies.

(c) Consideration of a proposal by Clayton Valley Little League to permanently install a fixed outfield baseball fence on Sports Field No. 3 at Clayton Community Park, and discussion of the need and funds to renovate the 1992-installed turf playing field and/or all fields at Clayton Community Park (Fields 1-4).
(Maintenance Supervisor)

Staff recommendation: Following staff presentation and opportunity for public comments, that City Council provide general policy direction and funding source guidance to staff regarding these recreational field matters.

(d) Continued consideration of Mayor Geller's request for the City to initiate a feasibility study for construction of a second public restroom in the Clayton Town Center area.
(Mayor Geller)

Staff recommendation: Following staff presentation and opportunity for public comments, that City Council provide policy direction and funding source guidance to staff regarding this matter.

9. COUNCIL ITEMS – limited to requests and directives for future meetings.

10. RECESS THE CITY COUNCIL MEETING – Mayor Geller.
(until after the conclusion of the Clayton Finance Authority meeting)

11. **RECONVENE THE CITY COUNCIL MEETING** – Mayor Geller.

12. **CLOSED SESSION**

(a) *Government Code Section 54957*
Public Employee Annual Performance Evaluation
Position Title: City Manager

(b) *Government Code Section 54957.6*
Conference with Labor Negotiators
Agency designated representatives: Mayor Geller, Vice Mayor Diaz
Unrepresented employee: City Manager

Report out from Closed Session: Mayor Geller

13. **ADJOURNMENT**

The next regularly scheduled meeting of the City Council will be November 15, 2016.

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* CLAYTON FINANCING AUTHORITY *

November 1, 2016

1. **CALL TO ORDER AND ROLL CALL** – President Geller.

2. **CLOSED SESSION** – None.

3. **CONSENT CALENDAR**

Consent Calendar items are typically routine in nature and are considered for approval by the Financing Authority Board with one single motion. Members of the Financing Authority, Audience, or Staff wishing an item removed from the Consent Calendar for purpose of public comment or input may request so through the President.

(a) Approve the minutes of the regular meeting of January 19, 2016.

(b) Approve the Clayton Financing Authority's Audited Financial Statement for Fiscal Year 2015-2016.

4. **PUBLIC COMMENTS ON NON-AGENDA ITEMS**

Members of the public may address the Board on items within the Board's jurisdiction, (which are not on the agenda) at this time. To facilitate the recordation of comments, it is requested each speaker complete a speaker card available on the Lobby table and submit it in advance to the Secretary. To assure an orderly meeting and an equal opportunity for everyone, each speaker is limited to 3 minutes, enforced at the President's discretion. When one's name is called or you are recognized by the President as wishing to speak, the speaker shall approach the public podium and adhere to the time limit. In accordance with State Law, no action may take place on any item not appearing on the posted agenda. The Board may respond to statements made or questions asked, or may at its discretion request Staff to report back at a future meeting concerning the matter.

Public comment and input on Public Hearing, Action Items and other Agenda Items will be allowed as each item is considered.

5. **ACTION ITEMS** - None.

6. **BOARD ITEMS** – limited to requests and directives for future meetings.

7. **ADJOURNMENT** – the Clayton Financing Authority's next meeting will be scheduled when necessary.

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