



# **AGENDA**

## **REGULAR JOINT MEETINGS**

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### **CLAYTON CITY COUNCIL and OAKHURST GEOLOGICAL HAZARD ABATEMENT DISTRICT (GHAD)**

\* \* \*

**TUESDAY, December 5, 2017**

**7:00 P.M.**

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

**Mayor:** Jim Diaz

**Vice Mayor:** Keith Haydon

#### **Council Members**

Julie K. Pierce

David T. Shuey

Tuija Catalano

- 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](http://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 \***  
**December 5, 2017**

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

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

3. **CONSENT CALENDAR**

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

(a) **Information Only** – No Action Requested.

1. Notification of a Public Hearing on Wednesday, January 3, 2018 by the Contra Costa Water District Board of Directors (CCWD) to consider a treated water rate revenue increase of up to 6.0% to become effective February 1, 2018.

[\(View Here\)](#)

2. Notification by Republic Services that residential and commercial solid waste/recycling collection and disposal services rates in Clayton will increase by 2.42% effective January 1, 2018 (ref. 90% of the annual October-October Bay Area Consumer Price Index (CPI) change of 2.69%, per the City's Franchise Agreement). [\(View Here\)](#)

(b) Approve the minutes of the City Council's regular meeting of November 21, 2017. [\(View Here\)](#)

(c) Approve the Financial Demands and Obligations of the City. [\(View Here\)](#)

(d) Adopt a Resolution re-appointing Carin Kaplan, Howard Kaplan, Nancy Morgan and Maryann Carroll Moser to the Trails and Landscaping Citizens Advisory Committee for the terms of office to expire December 31, 2019. [\(View Here\)](#)

(e) Adopt a Resolution approving the City's AB 1600 Annual Report for FY 2016-2017 with the finding there remains a reasonable relationship between the current needs for the City's Development Impact Fees and the purposes for which they were originally charged and collected (per *California Government Code Section 66000 et. seq.*). [\(View Here\)](#)

(f) Approve the list of the preferred and alternative street names for the shared driveway of four single-family homes in the Verna Way residential subdivision project. [\(View Here\)](#)

#### **4. RECOGNITIONS AND PRESENTATIONS**

- (a) Presentation to the City of a framed photo of Brierley Green Farm, the birthplace of Joel Clayton in Bugsworth, England, by Ray Strong, a great great grandson of Joel Clayton.
- (b) Certificates of Recognition to selected CVCHS students for exemplifying the “Do the Right Thing” character trait of “Respect” during the month of October 2017. ([View Here](#))

#### **5. ANNUAL REORGANIZATION OF CLAYTON CITY COUNCIL**

- (a) Election of Mayor by the City Council [Mayor Diaz to conduct the election]. ([View Here](#))
- (b) Election of Vice Mayor by the City Council [Newly-elected Mayor to conduct the election].
- (c) Recognitions and comments by Mayor and Council Members.

#### **6. REPORTS**

- (a) Planning Commission – No meeting held.
- (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

#### **7. 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.*

8. **PUBLIC HEARINGS** – None.

9. **ACTION ITEMS**

- (a) Consider a proposed Resolution adjusting and approving a salary adjustment, a one-time discretionary pay for performance award, and authorizing the Mayor to execute a Fourth Amendment to the City Manager's Agreement to adjust compensation. ([View Here](#))  
(City Attorney)

Staff recommendations: Following staff report and the opportunity for public comment, that Council adopt the Resolution.

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

11. **CLOSED SESSION** – None.

12. **ADJOURNMENT**

The City Council regularly scheduled meetings of December 19, 2017 and January 2, 2018 were canceled by previous action of the City Council.

The next regularly scheduled meeting of the City Council will be January 16, 2018.

# # # # #

Happy Holidays!



Agenda Date: 12-05-2017

Agenda Item: 3a (1)

Board of Directors  
Lisa M. Borba, AICP  
President  
Connstance Holdaway  
Vice President  
Ernesto A. Avila, P.E.  
Bette Boatman  
John A. Burgh  
General Manager  
Jerry Brown

November 16, 2017

**Subject: Water Rate Proposal for 2018**

Dear Valued Water Customer,

Contra Costa Water District (CCWD) is undertaking its annual review of your rates and charges that support the delivery of safe and reliable water to your home or business. CCWD projects the need for higher charges due to increasing costs for new state mandated directives, to continue maintaining a vast and sophisticated infrastructure which is aging, and to ensure we recover from the financial impacts of the recent drought. We've gone through a thoughtful and comprehensive 10 year look ahead planning review before proposing rate changes. This is done to ensure all other financial tools available to us are implemented before coming to you with proposed increases in rates and charges. Continuing to provide the reliable service you've come to expect from your public water system is of paramount concern along with keeping up with a responsible level of capital reinvestment. On the reverse side of this letter, you will find details of the proposed adjustments to your water rates and charges that will be presented to the Board of Directors later this year, and at the public hearing planned for January 3, 2018.

Our water rate proposal for 2018 supports the following District priorities:

- **Optimized operations for cost savings:** Operations at the lowest cost possible is a key focus. We've implemented improvements in productivity, which is evidenced by: staffing levels being lower than 20 years ago despite adding over \$1.0 billion in new facilities; paid off and refinanced debt at lower interest rates; and secured grants and other outside funding to lower the need for rate increases.
- **Replace aging water infrastructure:** Many of the facilities in operation, including 886 miles of distribution pipeline, have been providing water service for over 80 years. Reliable water service requires continued and increasing investment in the maintenance and replacement of this aging infrastructure.
- **Responsible financial planning:** To offset the financial impacts of the multi-year drought, CCWD has also used its financial reserves to reduce the effect of rate adjustments to our customers. The proposed revenue increase will assist in rebuilding these safety nets and ensure long-term financial sustainability.

CCWD takes pride in being a leading water agency and providing our customers with safe and reliable water service. This requires an investment to keep the system functioning properly, balanced with continued cost savings through improvements and innovations. After considering cost reductions, reinvestment needs, reserve use and non-rate revenue sources, the proposed revenue adjustment needed results in an increase for an average single-family residential customer using 260 gallons per day of \$3.51 per month.

Please take some time to understand the details of this proposal. You can find more information on our website ([www.ccwater.com/rates](http://www.ccwater.com/rates)) or by calling us at (925) 688-8044 during normal business hours. Thank you for your time and your support in improving our public water system.

Sincerely,

A handwritten signature in black ink, appearing to read "Jerry Brown", is written over a horizontal line.

Jerry Brown  
General Manager

## NOTICE OF PUBLIC HEARING

Contra Costa Water District (CCWD) wishes to notify you of a Public Hearing to consider proposed water rate/charge adjustments. **The Public Hearing will be held on Wednesday, January 3, 2018 at 6:30 p.m. at 1331 Concord Avenue, Concord, CA in the Board Room.** Following the Public Hearing, the Board will consider the adoption of the proposed rate/charge adjustments. **Any changes to rates and charges will become effective February 1, 2018.**

Water rates pay for the safe, high quality, and reliable delivery of water to all CCWD customers. Water rate/charge adjustments **generating up to a 6% revenue increase** are proposed to meet increasing costs of operational and maintenance expenses, and capital improvements to aging facilities including repairing, refurbishing, and replacing pipelines, pump stations, and water treatment plants. The water rate adjustments enable CCWD to maintain the expected level of service and a responsible level of capital infrastructure investment and financial reserves.

CCWD is proposing the increase be applied to the quantity charge and the daily service and demand charge as shown in the table below.

Water Charges	Current Charge	Proposed Charge
Quantity Charge per hundred cubic feet (748 gallons)	\$3.9074	\$4.2225
Daily Service and Demand Charge <sup>1</sup>	\$0.5938	\$0.6057
Excess Use Charge per hundred cubic feet <sup>2</sup>	\$3.9074	\$4.2225

<sup>1</sup>Represents the charge for a 5/8-inch meter; charges for larger meters are proportionate to size as generally described in Chapter 5.12 of CCWD's Code of Regulations.

<sup>2</sup>Only applied to the quantity of water that exceeds 1,000 gallons per day or 2013 baseline usage, whichever is higher. This charge is in addition to the Quantity Charge.

The proposed changes would equate to an increase of **\$3.51 per month** for the average single-family residential customer in the CCWD service area using 260 gallons per day.

Average Single-Family Residential Customer, Using 260 gallons per day (10 HCF)				
	Current Charges	Proposed Charges	Difference (\$)	Difference (%)
Total Monthly Bill <sup>3</sup>	\$58.62	\$62.13	\$3.51	6%

<sup>3</sup>The monthly bill is calculated based on a 5/8-inch meter and energy zone 1.

Public comments and written protests may be submitted to CCWD prior to and at the public hearing on January 3, 2018. Written protests must include identification of the affected property (either by assessor's parcel number, street address, or account number). Only one protest per parcel or street address will be counted. Send or deliver written protests to: Contra Costa Water District, 1331 Concord Avenue, Concord, CA 94520.

For further information on the proposed water rate/charge adjustments or to review the CCWD's Code of Regulations regarding rates, please visit [www.ccwater.com/rates](http://www.ccwater.com/rates) or call Customer Service at (925) 688-8044.



441 North Buchanan Circle Pacheco, CA 94553  
o 925.685.4711 f 925.685.4735 republicservices.com

Agenda Date: 12-05-2017

Agenda Item: 3a(2)

Received

NOV 22 2017

City of Clayton

November 20, 2017

Mr. Gary Napper  
City Manager  
6000 Heritage Trail  
Clayton, CA 94517

Dear Gary:

Republic Services is providing notification of our intention to adjust the residential and commercial refuse collection rates by the corresponding percentage change in the Consumer Price Index (CPI) – All Urban Consumers – for San Francisco-Oakland-San Jose Bay Area through October 2017. I have attached a copy of the U.S. Department of Labor Statistics CPI calculations. The CPI increase is 2.69%.

We are allowed 90% of the CPI for 2018 so the rate increase will be 2.42%. The rate adjustment will take effect on January 1, 2018.

A copy of the historic data is attached for verification purposes. A bill message will be on the December invoice.

Feel free to contact me at (925) 822-1537 if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Art Mejia", written over a horizontal line.

Art Mejia  
DIVISION MANAGER



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

Agenda Date: 12-05-2017

Agenda Item: 3b

**TUESDAY, November 21, 2017**

1. **CALL TO ORDER & ROLL CALL** – The meeting was called to order at 7:00 p.m. by Mayor Diaz in Hoyer Hall, Clayton Community Library, 6125 Clayton Road, Clayton, CA. Councilmembers present: Mayor Diaz, Vice Mayor Haydon and Councilmembers Catalano, Pierce, and Shuey. Councilmembers absent: None. Staff present: City Manager Gary Napper, City Attorney Mala Subramanian, Community Development Director Mindy Gentry, City Clerk/HR Manager Janet Brown, and City Engineer Scott Alman.
  
2. **PLEDGE OF ALLEGIANCE** – led by Mayor Diaz.
  
3. **CONSENT CALENDAR**  

It was moved by Councilmember Shuey, seconded by Vice Mayor Haydon, to approve the Consent Calendar as submitted. (Passed; 5-0 vote).

  - (a) Approved the minutes of the City Council's regular meeting of November 7, 2017.
  - (b) Approved Financial Demands and Obligations of the City.
  - (c) Confirmed the Mayoral reappointment of Peggie Howell to the Board of Trustees for the Contra Costa Mosquito and Vector Control District as Clayton's representative for the term of January 1, 2018 to January 1, 2020.
  - (d) Approved a City letter opposing the proposed elimination of state and local tax deductions (SALT) being discussed and contained in Congressional Tax Reform Plans.
  - (e) Denied a liability claim filed against the City by Ms. Raina Dennis regarding the death of her daughter, Maria Gaglione, and authorized the City Clerk to send the Notice of Rejection.
  - (f) Denied a liability claim filed against the City by Mr. Michael Gaglione regarding the death of his daughter, Maria Gaglione, and authorized the City Clerk to send the Notice of Rejection.
  - (g) Approved the City Council cancellation of its regularly scheduled Council meetings of December 19, 2017 and January 2, 2018.
  
4. **RECOGNITIONS AND PRESENTATIONS**
  - (a) Proclamation declaring November 2017 as "Homeless Awareness Month".  

Mayor Diaz deferred this item to later in the meeting as the recipient for the Proclamation had not yet arrived.

**5. REPORTS**

- (a) Planning Commission – No meeting held.
- (b) Trails and Landscaping Committee – No meeting held.
- (c) City Manager/Staff – No report.
- (d) City Council - Reports from Council liaisons to Regional Committees, Commissions and Boards.

Councilmember Shuey indicated no report.

Vice Mayor Haydon attended the Clayton Historical Society Fundraiser art event, the Clayton-Concord Veterans of Foreign Wars Post 1525 Veterans' Day Ceremony, and the Clayton Library Foundation Board meeting.

Councilmember Catalano indicated no report.

Councilmember Pierce attended several Metropolitan Transportation Committee meetings, several Association Bay Area Governments meetings, a meeting of TRANSPAC, a Contra Costa Transportation Authority meeting, hosted on behalf of Association Bay Area Governments a Bay Area Trail Golf Tournament at Oakhurst Country Club, a Bay Area Regional Collaborative meeting, and was a panelist at the 40<sup>th</sup> Annual Real Estate and Economics Symposium at the Berkeley Fisher Center.

Mayor Diaz attended the Clayton-Concord Veterans of Foreign Wars Post 1525 Veterans' Day Ceremony at Willow Pass Park, a Contra Costa Water District Board meeting, a County Connection Board meeting, the Clayton Business and Community Association General Membership meeting, assisted the Clayton Business and Community Association with its annual downtown holiday decorations, and attended the first 2018 Art and Wine Festival Committee meeting of the Clayton Business and Community Association.

- (e) Other – None.

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

Pete Marshall, new Battalion Chief II B Shift at Station 11 in Clayton, Contra Costa County Fire Protection District, provided a background of his 30 years of experience with Contra Costa Fire. Chief Marshall advised there have not been any significant incidents in this area to report. In the future, he wishes to bring the local fire crew to introduce them to the City Council and advised he will keep in contact with the City Council if anything comes up of interest. Chief Marshall advised a new Fire Station 16 will be opening soon in Lafayette.

Councilmember Pierce inquired about a sign she saw on Clayton Road in Concord near the BART station; she noticed a sign "Contra Costa Fire and Rescue" on the old Big 5 building and wondered why it was there? Chief Marshall advised he was unaware of the sign and will get back to Councilmember Pierce.

Vice Mayor Haydon inquired on the rotation of staff at the Clayton Fire Station and how often that occurs? Chief Marshall advised there is a bid process because employees want to work out of that desired station; there is a commitment of at least one (1) year in the bid process. Generally, personnel stay at one (1) station their entire career.

Mayor Diaz expressed his public appreciation to Fire Chief Jeff Carman for his leadership at the Contra Costa County Fire Protection District and for arranging the new fire command vehicle present at the recent CBCA Rib-Cook Off for the public to see. Mayor Diaz noted he always enjoys attending the fire academy graduation and inquired on when the next one will occur? Chief Marshall advised he will have to get back to Mayor Diaz regarding the next academy graduation's exact date, which may be in about two (2) months. Mayor Diaz noted the Clayton community enjoys seeing Fire Engine 11 coming by, "serving the citizens of Clayton."

7. **PUBLIC HEARINGS** – None.

8. **ACTION ITEMS**

- (a) Consider the Second Reading and Adoption of Ordinance No. 479 amending Title 17 - Zoning of the Clayton Municipal Code for continuation of the local prohibition of outdoor cannabis cultivation for personal use, and to prohibit all commercial cannabis activities within the city except for cannabis deliveries originating outside of the city.  
(Community Development Director)

Mindy Gentry, Community Development Director, presented the report noting this item was introduced at the City Council meeting of November 7th with the purpose to continue prohibition of outdoor cannabis cultivation for personal use and prohibit all commercial cannabis activities except for deliveries originating outside of the City limits. No changes were made to the Ordinance at its introduction/first reading, and staff proposes no new changes.

Mayor Diaz opened the matter for public comments; no comments were offered.

**It was moved by Councilmember Pierce, seconded by Vice Mayor Haydon, to have the City Clerk read Ordinance No. 479, by title and number only and waive further reading. (Passed; 5-0 vote).**

The City Clerk read Ordinance No. 479 by title and number only.

**It was moved by Councilmember Pierce, seconded by Vice Mayor Haydon, to adopt Ordinance No. 479 with the finding its adoption is not a project under CEQA and it will not have a significant adverse effect on the environment and therefore is categorically and statutorily exempt under CEQA. (Passed; 5-0 vote).**

- (b) Consider the Second Reading and Adoption of Ordinance No. 480 amending Chapter 17.36.075 of the Clayton Municipal Code to allow six-foot high fences to be located within the required exterior side setback or at the public right-of-way line.  
(Community Development Director)

Mindy Gentry, Community Development Director, presented the report noting this item was also introduced at the City Council meeting of November 7 to allow the placement of six-foot high fences to be located within the required exterior side setback or at the public right-of-way line. No changes were made to the Ordinance at its introduction/first reading, and no new changes are proposed at this time.

Mayor Diaz opened the matter for public comments; no comments were offered.

**It was moved by Councilmember Catalano, seconded by Councilmember Shuey, to have the City Clerk read Ordinance No. 480, by title and number only and waive further reading. (Passed; 5-0 vote).**

The City Clerk read Ordinance No. 480 by title and number only.

**It was moved by Councilmember Catalano, seconded by Councilmember Pierce, to adopt Ordinance No. 480 with the finding its adoption is exempt from the California Environmental Quality Act, pursuant to CEQA Guidelines Section 15303, Class 3 Categorical Exemption for construction of new small facilities or structures. (Passed; 5-0 vote).**

**9. COUNCIL ITEMS**

None.

Mr. Napper informed the City Council meeting the annual selection of Mayor and Vice Mayor will occur at its next regular City Council in December.

**4. RECOGNITIONS AND PRESENTATIONS – continued**

Mayor Diaz read the Proclamation declaring the November 2017 as “Homeless Awareness Month” and indicated staff will send it to the requestor as no representative is present.

**10. CLOSED SESSION – None.**

**11. ADJOURNMENT– on call by Mayor Diaz, the City Council adjourned its meeting at 7:34 p.m.**

The next regularly scheduled meeting of the City Council will be December 5, 2017.

**# # # # #**

Respectfully submitted,

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Janet Brown, City Clerk

**APPROVED BY THE CLAYTON CITY COUNCIL**

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Jim Diaz, Mayor

**# # # # #**



Agenda Date 12/5/2017

Agenda Item: 3c

# STAFF REPORT

Approved:   
\_\_\_\_\_  
Gary A. Napper  
City Manager

TO: HONORABLE MAYOR AND COUNCILMEMBERS  
FROM: KEVIN MIZUNO, FINANCE MANAGER   
DATE: 12/05/17  
SUBJECT: INVOICE SUMMARY

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## RECOMMENDATION:

Approve the following obligations:

12/01/2017	Cash Requirements	\$ 311,102.39
11/21/2017	ADP Payroll week 47, PPE 11/19/17	\$ 97,871.66

**Total \$ 408,974.05**

Attachments:  
Cash Requirements Report dated 12/1/2017 (4 pages)  
ADP payroll report for week 47 (1 page)

## City of Clayton Cash Requirements Report

Vendor Name	Due Date	Invoice Date	Invoice Number	Invoice Description	Invoice Balance	Potential Discount	Discount Expires On	Net Amount Due
<b>ADP, LLC</b>								
ADP, LLC	12/5/2017	12/5/2017	504101349	Payroll fees PPE 11/19/17	\$160.73	\$0.00		\$160.73
				<i>Totals for ADP, LLC:</i>	<u>\$160.73</u>	<u>\$0.00</u>		<u>\$160.73</u>
<b>Advantage Laser Products, Inc</b>								
Advantage Laser Products, Inc	12/5/2017	12/5/2017	633782	Manual check printing #250	\$51.61	\$0.00		\$51.61
				<i>Totals for Advantage Laser Products, Inc:</i>	<u>\$51.61</u>	<u>\$0.00</u>		<u>\$51.61</u>
<b>All City Management Services, Inc.</b>								
All City Management Services, Inc.	12/5/2017	12/5/2017	51263	School crossing guard services 10/22/17-11/4/	\$554.10	\$0.00		\$554.10
				<i>Totals for All City Management Services, Inc.:</i>	<u>\$554.10</u>	<u>\$0.00</u>		<u>\$554.10</u>
<b>ALTEC Industries, Inc.</b>								
ALTEC Industries, Inc.	12/5/2017	12/5/2017	50172112	Maint/repairs on boom truck	\$1,040.83	\$0.00		\$1,040.83
				<i>Totals for ALTEC Industries, Inc.:</i>	<u>\$1,040.83</u>	<u>\$0.00</u>		<u>\$1,040.83</u>
<b>American Fidelity Assurance Company</b>								
American Fidelity Assurance Company	11/27/2017	11/27/2017	1561336A	FSA for PPE 9/10/17	\$478.45	\$0.00		\$478.45
American Fidelity Assurance Company	12/5/2017	12/5/2017	B676838	Supplemental insurance for November	\$237.74	\$0.00		\$237.74
American Fidelity Assurance Company	12/5/2017	12/5/2017	1561337A	FSA for PPE 9/24/17	\$478.45	\$0.00		\$478.45
				<i>Totals for American Fidelity Assurance Company:</i>	<u>\$1,194.64</u>	<u>\$0.00</u>		<u>\$1,194.64</u>
<b>AT&amp;T (CalNet3)</b>								
AT&T (CalNet3)	12/5/2017	12/5/2017	9391033545	Phones 10/22/17-11/21/17	\$1,599.93	\$0.00		\$1,599.93
				<i>Totals for AT&amp;T (CalNet3):</i>	<u>\$1,599.93</u>	<u>\$0.00</u>		<u>\$1,599.93</u>
<b>Bank of America</b>								
Bank of America	12/5/2017	11/30/2017	000318	Deposit slip order #200	\$18.00	\$0.00		\$18.00
				<i>Totals for Bank of America:</i>	<u>\$18.00</u>	<u>\$0.00</u>		<u>\$18.00</u>
<b>Bay Area Barricade Serv.</b>								
Bay Area Barricade Serv.	12/5/2017	12/5/2017	0350274-IN	Street signs	\$246.32	\$0.00		\$246.32
				<i>Totals for Bay Area Barricade Serv.:</i>	<u>\$246.32</u>	<u>\$0.00</u>		<u>\$246.32</u>
<b>CalPERS Health</b>								
CalPERS Health	12/5/2017	12/5/2017	15124224	Medical for December	\$31,384.27	\$0.00		\$31,384.27
				<i>Totals for CalPERS Health:</i>	<u>\$31,384.27</u>	<u>\$0.00</u>		<u>\$31,384.27</u>
<b>CalPERS Retirement</b>								
CalPERS Retirement	12/5/2017	12/5/2017	111917	Retirement PPE 11/19/17	\$14,510.62	\$0.00		\$14,510.62
CalPERS Retirement	12/5/2017	12/5/2017	CC112417	CC Retirement ending 11/24/17	\$146.78	\$0.00		\$146.78
				<i>Totals for CalPERS Retirement:</i>	<u>\$14,657.40</u>	<u>\$0.00</u>		<u>\$14,657.40</u>
<b>Clayton Historical Society</b>								
Clayton Historical Society	12/5/2017	12/5/2017	110917	Deposit refund EH 11/9/17	\$500.00	\$0.00		\$500.00
				<i>Totals for Clayton Historical Society:</i>	<u>\$500.00</u>	<u>\$0.00</u>		<u>\$500.00</u>

## City of Clayton Cash Requirements Report

Vendor Name	Due Date	Invoice Date	Invoice Number	Invoice Description	Invoice Balance	Potential Discount	Discount Expires On	Net Amount Due
<b>Mark A. Clementi</b>								
Mark A. Clementi	12/5/2017	12/5/2017	11-27-17	Pre-employment Psychological Eval - Interim t	\$685.00	\$0.00		\$685.00
				<i>Totals for Mark A. Clementi:</i>	<u>\$685.00</u>	<u>\$0.00</u>		<u>\$685.00</u>
<b>Concord Garden Equipment</b>								
Concord Garden Equipment	12/5/2017	12/5/2017	553858	Service for chainsaw	\$162.88	\$0.00		\$162.88
				<i>Totals for Concord Garden Equipment:</i>	<u>\$162.88</u>	<u>\$0.00</u>		<u>\$162.88</u>
<b>Contra Costa Tractor Mobile Svc</b>								
Contra Costa Tractor Mobile Svc.	12/5/2017	12/5/2017	017603	Service call for Ford 260C tractor	\$262.50	\$0.00		\$262.50
				<i>Totals for Contra Costa Tractor Mobile Svc.:</i>	<u>\$262.50</u>	<u>\$0.00</u>		<u>\$262.50</u>
<b>Cropper Accountancy Corp</b>								
Cropper Accountancy Corp	12/5/2017	12/5/2017	1392	GANN limit procedures, CFA report for SCO	\$700.00	\$0.00		\$700.00
				<i>Totals for Cropper Accountancy Corp.:</i>	<u>\$700.00</u>	<u>\$0.00</u>		<u>\$700.00</u>
<b>CSI Forensic Supply</b>								
CSI Forensic Supply	12/5/2017	12/5/2017	58925A	Evidence supplies	\$85.51	\$0.00		\$85.51
				<i>Totals for CSI Forensic Supply:</i>	<u>\$85.51</u>	<u>\$0.00</u>		<u>\$85.51</u>
<b>De Lage Landen Financial Services, Inc.</b>								
De Lage Landen Financial Services, Inc.	12/5/2017	12/5/2017	111017	Copier contract 10/15/17-11/14/17	\$304.59	\$0.00		\$304.59
De Lage Landen Financial Services, Inc.	12/5/2017	12/5/2017	57052762	Copier contract 11/15/17-12/14/17	\$304.59	\$0.00		\$304.59
				<i>Totals for De Lage Landen Financial Services, Inc.:</i>	<u>\$609.18</u>	<u>\$0.00</u>		<u>\$609.18</u>
<b>Globalstar LLC</b>								
Globalstar LLC	12/5/2017	12/5/2017	8896206	Sat phone11/16/17-12/15/17	\$90.00	\$0.00		\$90.00
				<i>Totals for Globalstar LLC:</i>	<u>\$90.00</u>	<u>\$0.00</u>		<u>\$90.00</u>
<b>Grainger, Inc.</b>								
Grainger, Inc.	12/5/2017	12/5/2017	9612024324	Rain jackets, hi-vis rain bibs, harness	\$317.43	\$0.00		\$317.43
				<i>Totals for Grainger, Inc.:</i>	<u>\$317.43</u>	<u>\$0.00</u>		<u>\$317.43</u>
<b>Hammons Supply Company</b>								
Hammons Supply Company	12/5/2017	12/5/2017	100034	Library janitorial supplies	\$392.12	\$0.00		\$392.12
				<i>Totals for Hammons Supply Company:</i>	<u>\$392.12</u>	<u>\$0.00</u>		<u>\$392.12</u>
<b>LarryLogic Productions</b>								
LarryLogic Productions	12/5/2017	12/5/2017	1697	City Council meeting production 11/21/17	\$330.00	\$0.00		\$330.00
				<i>Totals for LarryLogic Productions:</i>	<u>\$330.00</u>	<u>\$0.00</u>		<u>\$330.00</u>
<b>Lexipol LLC</b>								
Lexipol LLC	12/5/2017	12/5/2017	22466	Law enforcement policy manual sub. thru 11	\$3,025.00	\$0.00		\$3,025.00
				<i>Totals for Lexipol LLC:</i>	<u>\$3,025.00</u>	<u>\$0.00</u>		<u>\$3,025.00</u>
<b>Steve Loyd</b>								
Steve Loyd	12/5/2017	12/5/2017	092717	Deposit refer 12/9/27/17	\$200.00	\$0.00		\$200.00

## City of Clayton Cash Requirements Report

Vendor Name	Due Date	Invoice Date	Invoice Number	Invoice Description	Invoice Balance	Potential Discount	Discount Expires On	Net Amount Due
<i>Totals for Steve Loyd:</i>					\$200.00	\$0.00		\$200.00
<b>MPA</b>								
MPA	12/5/2017	12/5/2017	B1803-3	Workers' Comp 17/18, 3rd Installment	\$23,581.00	\$0.00		\$23,581.00
MPA	12/5/2017	12/5/2017	122017	Life/LTD for December 2017	\$2,159.32	\$0.00		\$2,159.32
<i>Totals for MPA:</i>					\$25,740.32	\$0.00		\$25,740.32
<b>Pacific Telemanagement Svc</b>								
Pacific Telemanagement Svc	12/5/2017	12/5/2017	956544	Courtyard pay phone for December	\$73.00	\$0.00		\$73.00
<i>Totals for Pacific Telemanagement Svc:</i>					\$73.00	\$0.00		\$73.00
<b>PG&amp;E</b>								
PG&E	12/5/2017	12/5/2017	111617	Energy 10/19/17-11/13/17	\$18,700.99	\$0.00		\$18,700.99
PG&E	12/5/2017	12/5/2017	111517	Energy 10/22/17-11/22/17	\$2,858.82	\$0.00		\$2,858.82
<i>Totals for PG&amp;E:</i>					\$21,559.81	\$0.00		\$21,559.81
<b>Pond M Solutions</b>								
Pond M Solutions	12/5/2017	12/5/2017	250	Fountain maintenance	\$650.00	\$0.00		\$650.00
<i>Totals for Pond M Solutions:</i>					\$650.00	\$0.00		\$650.00
<b>Reliable Automotive, LLC</b>								
Reliable Automotive, LLC	12/5/2017	12/5/2017	24040	Repairs to '05 Chevrolet van	\$1,563.42	\$0.00		\$1,563.42
<i>Totals for Reliable Automotive, LLC:</i>					\$1,563.42	\$0.00		\$1,563.42
<b>Riso Products of Sacramento</b>								
Riso Products of Sacramento	12/5/2017	12/5/2017	177292	Copier contract usage for 10/20-11/19/17	\$57.86	\$0.00		\$57.86
<i>Totals for Riso Products of Sacramento:</i>					\$57.86	\$0.00		\$57.86
<b>Roto-Rooter Sewer/Drain Service</b>								
Roto-Rooter Sewer/Drain Service	12/5/2017	12/5/2017	CACB02015	Replaced bad wax seal in men's restroom EH	\$231.93	\$0.00		\$231.93
<i>Totals for Roto-Rooter Sewer/Drain Service:</i>					\$231.93	\$0.00		\$231.93
<b>Servi-Tech Controls, Inc</b>								
Servi-Tech Controls, Inc	12/5/2017	12/5/2017	32955	HVAC Replacement - 10% completion-re	\$22,642.20	\$0.00		\$22,642.20
Servi-Tech Controls, Inc	12/5/2017	12/5/2017	33082	HVAC Replacement - 77% completion-re	\$153,921.60	\$0.00		\$153,921.60
<i>Totals for Servi-Tech Controls, Inc:</i>					\$176,563.80	\$0.00		\$176,563.80
<b>St Bonaventure Catholic Community</b>								
St Bonaventure Catholic Community	12/5/2017	12/5/2017	111417	Deposit refund EH 11/14/17	\$500.00	\$0.00		\$500.00
<i>Totals for St Bonaventure Catholic Community:</i>					\$500.00	\$0.00		\$500.00
<b>State Water Resources Control Board</b>								
State Water Resources Control Board	12/5/2017	12/5/2017	SW-0144778	SW Resources Control Board Annual Permit F	\$8,539.00	\$0.00		\$8,539.00
<i>Totals for State Water Resources Control Board:</i>					\$8,539.00	\$0.00		\$8,539.00
<b>Stericycle Inc</b>								
Stericycle Inc	12/5/2017	12/5/2017	3004061533	Medical waste disposal for December	\$101.44	\$0.00		\$101.44

## City of Clayton Cash Requirements Report

Vendor Name	Due Date	Invoice Date	Invoice Number	Invoice Description	Invoice Balance	Potential Discount	Discount Expires On	Net Amount Due
<i>Totals for Stericycle Inc:</i>					<u>\$101.44</u>	<u>\$0.00</u>		<u>\$101.44</u>
<b>Verizon Wireless</b>								
Verizon Wireless	12/5/2017	12/5/2017	9795456544	Cell phones for October	\$204.48	\$0.00		\$204.48
<i>Totals for Verizon Wireless:</i>					<u>\$204.48</u>	<u>\$0.00</u>		<u>\$204.48</u>
<b>Waraner Brothers Tree Service</b>								
Waraner Brothers Tree Service	12/5/2017	12/5/2017	14015	Tree work @ Lydia Lane Park	\$480.00	\$0.00		\$480.00
Waraner Brothers Tree Service	12/5/2017	12/5/2017	14030	Tree work @ Keller Ridge (leaning tree)	\$240.00	\$0.00		\$240.00
Waraner Brothers Tree Service	12/5/2017	12/5/2017	14014	Tree work @ North Valley Park	\$300.00	\$0.00		\$300.00
Waraner Brothers Tree Service	12/5/2017	12/5/2017	14023	Tree work @ Caulfield Ct (stump grinding)	\$325.00	\$0.00		\$325.00
Waraner Brothers Tree Service	12/5/2017	12/5/2017	14022	Tree work @ Clayton/Mitchell Canyon (prun	\$960.00	\$0.00		\$960.00
Waraner Brothers Tree Service	12/5/2017	12/5/2017	14021	Tree work @ The Grove	\$3,720.00	\$0.00		\$3,720.00
Waraner Brothers Tree Service	12/5/2017	12/5/2017	14020	Tree work @ Main St/Center St	\$840.00	\$0.00		\$840.00
Waraner Brothers Tree Service	12/5/2017	12/5/2017	14019	Tree work @ Clayton Rd (elevate trees over p	\$1,200.00	\$0.00		\$1,200.00
Waraner Brothers Tree Service	12/5/2017	12/5/2017	14018	Tree work @ Clayton Rd (pruning)	\$2,640.00	\$0.00		\$2,640.00
Waraner Brothers Tree Service	12/5/2017	12/5/2017	14016	Tree work @ Pine Hollow Rd	\$960.00	\$0.00		\$960.00
Waraner Brothers Tree Service	12/5/2017	12/5/2017	14017	Tree work @ Westwood Pathway	\$450.00	\$0.00		\$450.00
<i>Totals for Waraner Brothers Tree Service:</i>					<u>\$12,115.00</u>	<u>\$0.00</u>		<u>\$12,115.00</u>
<b>Western Exterminator</b>								
Western Exterminator	12/5/2017	12/5/2017	5529081	Pest Control for October	\$369.00	\$0.00		\$369.00
<i>Totals for Western Exterminator:</i>					<u>\$369.00</u>	<u>\$0.00</u>		<u>\$369.00</u>
<b>Workers.com</b>								
Workers.com	12/5/2017	12/5/2017	120475	Seasonal workers week end 11/5/17	\$1,906.97	\$0.00		\$1,906.97
Workers.com	12/5/2017	12/5/2017	120608	Seasonal workers week end 11/12/17	\$922.73	\$0.00		\$922.73
Workers.com	12/5/2017	12/5/2017	120672	Seasonal workers week end 11/19/17	\$1,445.61	\$0.00		\$1,445.61
<i>Totals for Workers.com:</i>					<u>\$4,275.31</u>	<u>\$0.00</u>		<u>\$4,275.31</u>
<b>Zee Medical Company</b>								
Zee Medical Company	12/5/2017	12/5/2017	724602706	Organize, re-stock first aid cabinet - PD	\$290.57	\$0.00		\$290.57
<i>Totals for Zee Medical Company:</i>					<u>\$290.57</u>	<u>\$0.00</u>		<u>\$290.57</u>
<b>GRAND TOTALS:</b>					<b>\$311,102.39</b>	<b>\$0.00</b>		<b>\$311,102.39</b>

WEEK 47 BATCH 8223 31 PAYS  
0 Employees With Overflow Statement  
0 Overflow Statement 1 Total Statement  
Tot Cks/Vchrs:00000000031 Tot Docs in all:00000000034  
First No. Last No. Total  
Checks: ADPCHECK ADPCHECK 00000000006  
Vouchers: 00000470001 00000470025 00000000025

# Earnings Statement

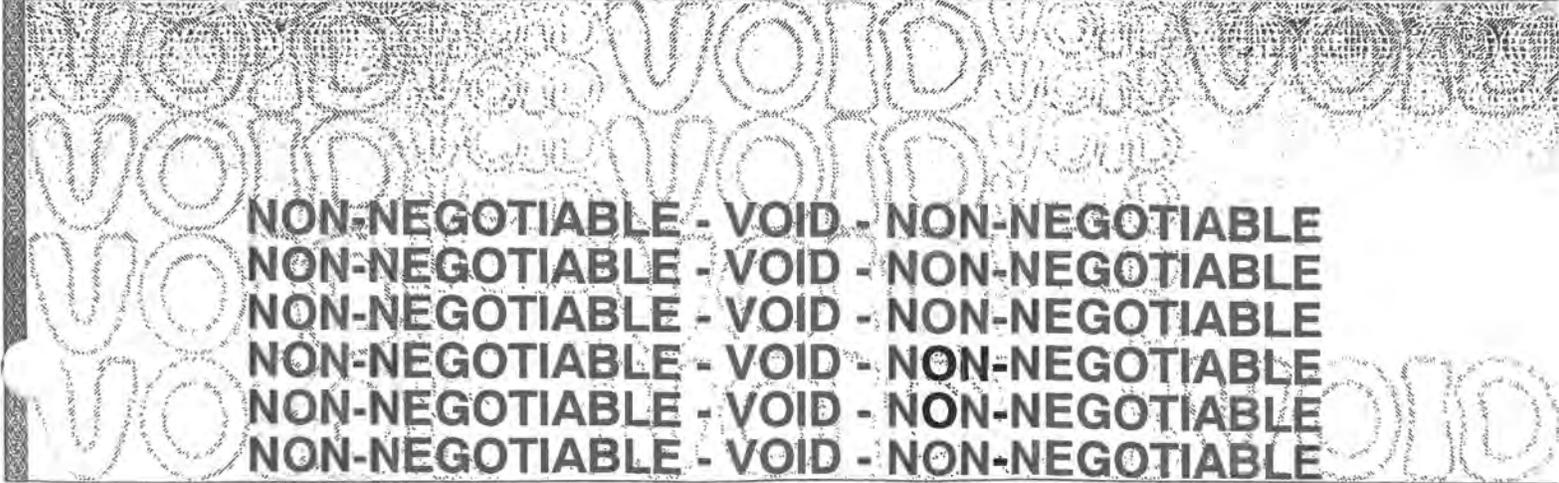
Z7L TOTAL DOCUMENT  
CITY OF CLAYTON  
LOCATION 0001

## CHECK STUFFING, RECONCILIATION

97871.66 GROSS  
68773.68 NET PAY (INCLUDING ALL DEPOSITS)  
12388.71 FEDERAL TAX  
120.55 SOCIAL SECURITY  
1361.23 MEDICARE  
70.84 MEDICARE SURTAX  
.00 SUI/DI/FLI TAX  
3663.41 STATE TAX  
.00 LOCAL TAX  
64653.47 DEDUCTIONS  
15613.45 NET CHECK

COMPANY CODE Z7L  
CITY OF CLAYTON  
TOTAL DOCUMENT  
LOCATION 0001

VERIFY DOCUMENT AUTHENTICITY - COLORED AREA MUST CHANGE IN TONE GRADUALLY AND EVENLY FROM DARK AT TOP TO LIGHTER AT BOTTOM



NON-NEGOTIABLE - VOID - NON-NEGOTIABLE  
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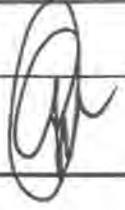
THE ORIGINAL DOCUMENT HAS AN ARTIFICIAL WATERMARK ON THE BACK - HOLD AT AN ANGLE TO VIEW WHEN CHECKING THE ENDORSEMENT



Agenda Date: 12-05-2017

Agenda Item: 3d

Approved:

  
Gary A. Napper  
City Manager

# AGENDA REPORT

**TO: HONORABLE MAYOR AND COUNCILMEMBERS**

**FROM: Janet Brown, City Clerk**

**DATE: December 5, 2017**

**SUBJECT: Re-Appointment of Four (4) Citizens to the Trails and Landscaping Committee for terms of office January 1, 2018- December 31, 2019.**

## **BACKGROUND**

On December 31, 2017 the terms of appointed office will expire for Trails and Landscape Committee members Carol Herington, Dane Horton, Carin Kaplan, Howard Kaplan, Maryann Carroll-Moser and Nancy Morgan. Staff notified each of the committee members their terms of office were ending, and also advertised the civic service opportunity in the Clayton Pioneer, City posting boards, and on the City's website.

The filing deadline was set for November 27, 2017. Four incumbents re-applied (Howard Kaplan, Carin Kaplan, Nancy Morgan, and Maryann Carroll-Moser).

The Trails and Landscaping Interview sub-committee (Vice Mayor Haydon and Councilmember Catalano) has indicated to staff there is no need to re-interview the incumbents.

There are currently six (6) persons serving on the Trails and Landscaping Committee, however two (2) decided not to re-apply (Carol Herington and Dane Horton). The re-appointment of these four (4) incumbents will bring the total membership to four (4) for this advisory committee (11 maximum).

## **RECOMMENDATION**

By minute motion, adopt the attached Resolution naming Howard Kaplan, Carin Kaplan, Nancy Morgan and Maryann Carroll-Moser appointed to this advisory Committee.

## **FISCAL IMPACT**

None.

Attachments: Resolution- 1 page  
Press Release- 1 page

Applications of (4) applicants- 4 pages

Trails and Landscaping Committee

Howard Kaplan	1/18	12/19
Carin Kaplan	1/18	12/19
Maryann Carroll-Moser	1/18	12/19
Nancy Morgan	1/18	12/19

**RESOLUTION NO. - 2017**

**A RESOLUTION APPOINTING FOUR CITIZENS  
TO THE TRAILS AND LANDSCAPING CITIZENS ADVISORY COMMITTEE**

**THE CITY COUNCIL  
City of Clayton, California**

**WHEREAS**, in 2006, the City Council of Clayton adopted Resolution No. 8-2006 establishing and appointing a permanent citizens' advisory committee entitled "Trails and Landscaping Committee" for oversight of the 1997 Citywide Landscape Maintenance District (CFD 2007-1); and

**WHEREAS**, in 2007, the City Council of Clayton adopted Resolution No. 38-2007 appointing up to eleven (11) citizen members as the Citizens Oversight Committee for the Citywide Landscape Maintenance District (CFD 2007-1); and

**WHEREAS**, in 2011, the City Council of Clayton adopted Resolution No. 4-2011 amending the ending date to December 31 of the term of office for members of Trails and Landscape Committee (the Citizens' Oversight Committee) to the Citywide Landscape Maintenance District (CFD 2007-1) and extending the current members terms accordingly; and

**WHEREAS**, in October 2017, staff notified certain committee members via email and regular mail their terms of office were ending, and also advertised the civic service opportunity for other interested citizens in the Clayton Pioneer, City posting boards, and on the City's website; and

**WHEREAS**, four citizens recently submitted applications expressing willingness to serve in the appointed capacity; and

**WHEREAS**, the City Council Interview Committee does recommend the re-appointment of each incumbent;

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of Clayton, California, does hereby re-appoint Howard Kaplan, Carin Kaplan, Nancy Morgan and Maryann Carroll-Moser to the Trails and Landscaping Citizens' Advisory Committee of the City of Clayton for the term of appointed office to expire on December 30, 2019.

**PASSED, APPROVED AND ADOPTED** by the City Council of Clayton, California at a regular public meeting thereof held the 5<sup>th</sup> day of December 2017 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

THE CITY COUNCIL OF CLAYTON, CA

\_\_\_\_\_  
Jim Diaz, Mayor

ATTEST:

\_\_\_\_\_  
Janet Brown, City Clerk

**PRESS RELEASE**

**City of Clayton  
now accepting applications for**

**TRAILS AND LANDSCAPING COMMITTEE**

**Office Term: January 2018- December 2019**

The "Trails and Landscaping Committee" comprised of up to 11 members is appointed by the Clayton City Council. This citizens Committee advises the City Council and City Manager on maintenance, improvement and financial matters related to the 2007 Citywide Landscape Maintenance District (a community facilities district). The District has an annual budget to maintain the roadway and median public landscaped areas, public open space/hillsides of the City, annual weed abatement and seasonal fire break tasks, the Clayton Fountain, and the Trails System of the City. There are currently 6 seats due to expire on December 31, 2017.

For an Application and more information:

In person: Clayton City Hall  
6000 Heritage Trail  
By mail: call City offices at 925-673-7300  
E-mail: contact [jbrown@ci.clayton.ca.us](mailto:jbrown@ci.clayton.ca.us)  
City's web site: [www.ci.clayton.ca.us](http://www.ci.clayton.ca.us)

Please return a completed application to the City Clerk by 5:00 p.m. Monday, November 27, 2017. Appointments are expected at a City Council meeting in December.



Received  
OCT 23 2017  
City of Clayton

**APPLICATION FOR  
TRAILS AND LANDSCAPING COMMITTEE**

Name Howard Kaplan Address 1194 Easley Dr.  
Home Phone 925-672-9618 Business Phone 925-672-8843  
E-mail address: hkaplan@farmvestinc.com Length of residency in Clayton 28 years  
Occupation Consultant Present employer Self

Why are you interested in serving on this Committee? \_\_\_\_\_

To give back to the community.

What is your vision for the trails and public landscaped areas of our City? \_\_\_\_\_

To pursue replacement of plantings in old sections with low maintenance, long lived plants.

Please share your interests and hobbies, special training or education: \_\_\_\_\_

I work in commercial agriculture.  
Have studied soil science and irrigation.  
Was on the original TLC.

List 3 references with phone numbers: 1. Howard Geller - 672-4499

2. Keith Haydon 672-8262

3. Rory Richmond 864-8687

\*\*\*\*\*

Signature: Howard Kaplan  
Howard Kaplan

Date: 10/11/17  
~~10/11/17~~



Received  
OCT 23 2017  
City of Clayton

APPLICATION FOR  
TRAILS AND LANDSCAPING COMMITTEE

Name CARIN KAPLAN Address 1194 Easley Dr., Clayton  
Home Phone 925-672-9618 Business Phone N/A  
E-mail address: bolero2879@comcast.net Length of residency in Clayton 28 yrs  
Occupation Retired nurse Present employer —

Why are you interested in serving on this Committee? I love living in Clayton and being involved with the inner workings of our community. I have served on the board of the WGC&CHS and have worked with the CBCT.

What is your vision for the trails and public landscaped areas of our City? To work with the city as they work to keep our community beautiful & healthy. With community oversight our voices can be a part of the decision making process.

Please share your interests and hobbies, special training or education: Gardening is one of my passions and I have worked with our GC for 18 years, assisting with the downtown planters, museum & library. I also enjoy hiking our trails.

List 3 references with phone numbers: 1. Fran Neal 925-212-9322  
2. Linda Cruz 925-672-0503  
3. Debbie Eistetter 925-808-8123

\* \* \* \* \*

Signature: Carin Kaplan

Date: 10-20-2017



Received  
NOV 15 2017  
City of Clayton

**APPLICATION FOR  
TRAILS AND LANDSCAPING COMMITTEE**

Name NANCY MORGAN Address 1068 Feather CIR

Home Phone 925-672-8705 Business Phone \_\_\_\_\_

E-mail address: nancy-morgan@comcast.net Length of residency in Clayton 14 years

Occupation Retired Medical Present employer Retired

Why are you interested in serving on this Committee? I have been serving on the committee for the past year and have enjoyed it.

What is your vision for the trails and public landscaped areas of our City? I feel for the most part Clayton is a beautiful city. I would like to see our green belts maintained more

Please share your interests and hobbies, special training or education: I own my own home so I am a gardner. I also enjoy ~~KAKA~~ KAKING And swimming. I have a dog so I am involved with the dog park. I have a BA in Psychology and History

- List 3 references with phone numbers: 1. MARYANN CARROLL Maser 693-08  
2. Marc winkler 360-4927  
3. Michelle Gittleman 768-0352

\*\*\*\*\*

Signature: Nancy Morgan

Date: 11-13-17



Received

NOV 17 2017

City of Clayton

### APPLICATION FOR TRAILS AND LANDSCAPING COMMITTEE

Name Maryann Carroll Moser Address 213 FALCON PLACE, Clayton

Home Phone 693 0841 <sup>Cell</sup> Business Phone 559-246-6093

E-mail address: maxi.boynme@gmail.com Length of residency in Clayton 4 1/2 yrs

Occupation Retired Present employer \_\_\_\_\_

Why are you interested in serving on this Committee? I was on this committee for the past 2 years, but our meetings were few the first year, and conflict and surgery prevented me from fully participating. I would like another chance to really be an active participant

What is your vision for the trails and public landscaped areas of our City? The trails is what really attracted me to this area. To get out walk and take in this beautiful city we live in. My vision is to make and keep the trails inviting and safe to use.

Please share your interests and hobbies, special training or education: Sewing, quilting & I love to garden and maintain the yard around my home. I have helped my dad with construction and can do most home & garden maintenance - Education - MSN Nursing

- List 3 references with phone numbers:
1. Nancy Morgan 925-672-8705
  2. Irene Cleary 925-323-8673
  3. Yvette Ipsen 925-595-8721

\* \* \* \* \*

Signature: Maryann Carroll Moser

Date: 11/15/17



Agenda Date: 12-05-2017

Agenda Item: 3e

Approved:

Gary A. Napper  
City Manager

# STAFF REPORT

**TO: HONORABLE MAYOR AND COUNCILMEMBERS**

**FROM: KEVIN MIZUNO, FINANCE MANAGER, CPA**

**DATE: DECEMBER 5, 2017**

**SUBJECT: REVIEW OF THE CITY'S ANNUAL REPORT ON DEVELOPMENT FEES FOR THE FISCAL YEAR ENDING JUNE 30, 2017 IN COMPLIANCE WITH THE REPORTING REQUIREMENTS OF SECTION 66006 OF THE CALIFORNIA GOVERNMENT CODE (AB 1600)**

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## RECOMMENDATION

Staff recommends the City Council receive public comments, and then by motion adopt the attached Resolution finding there is a reasonable relationship between current needs for existing development impact fees and the purposes for which they were originally collected and authorizing internal accounting adjustments as noted.

## BACKGROUND

In 1989, Section 66000 et seq. of the California Government Code became effective. When passed in 1987, this section was known as AB 1600. When the Legislature passed AB 1600, it added a new chapter to the California Government Code on impact fees for development projects. The chapter sets forth a number of requirements that local agencies must follow if they are to exact impact fees from developers to defray the cost of construction of public facilities or expanded public service obligations related to development projects. Section 66006 mandates the reporting requirements on fees that the local agency must adhere to each fiscal year.

Through policies contained within the General Plan, the City of Clayton has established the nexus between the development and the capital improvements necessary to mitigate the effects of the development and approved impact fees to fund the mitigation measures. Further implementation of the impact fees is established in the Clayton Municipal Code sections related to each fee type.

## DISCUSSION

Section 66006 (b)(1) of the California Government Code requires each local agency to make public a report on development impact fees within 180 days after the last day of each fiscal year. Section

66006 (2) also requires each local agency to review the annual report on development fees at a public meeting not earlier than 15 days after the information is made available to the public. The City of Clayton made its annual report on development fees available to the public on November 21, 2017.

The AB 1600 report consists of a brief description of the fee type in the account or fund, the amount of the fee, the beginning and ending balance of the account or fund, the amount of fees collected and the interest earned. If there are funds in the accounts then there is also a requirement to make a finding that there is a reasonable relationship between current needs for and the purposes for which they were originally collected.

Development impact fees become due at different times in the stage of a development project. Some of the impact fees are due at time of final map, or building permit issuance; others not until final occupancy. As outlined in Attachment 4, the City collected new impact fees in FY 2016-17 pertaining to an accessory dwelling unit project on Easley Dr. Interest earnings are apportioned to the Development Impact Fee Fund (No. 304) through the quarterly city-wide interest allocation process. Within the Development Impact Fee Fund, quarterly interest allocations are further divided to each Development impact fee account based on proportional fee fund balances as of the end of the corresponding quarter.

City AB 1600 development impact fees are collected for the following purposes:

- Childcare Facilities
- Offsite Arterial improvements
- Fire Protection
- Community Facilities
- Parkland Dedication

The summary of the balances of the various fees are listed on Attachment 2. A ten (10) year income statement summary for each of the City's impact fees is presented on Attachment 3, which provides a snapshot of the sources of funds and balances in recent history. Detailed expenditure and revenue reports for each fee the City collected is provided in Attachment 4 for further analysis of specific transactions. Attachment 5 is a copy of the public notice made available on the City's website and public posting locations on November 21, 2017, 15 days prior the public meeting where the AB 1600 report was reviewed by the city council. A schedule of all City-imposed development impact fees is shown in Attachment 6 disclosing the fee formulas, citing the authoritative section establishing each fee, and the specific development phase when each fee is due to the City.

The following is a summary of the eight (8) reporting requirements on development impact fees an imposing local agency must adhere to each fiscal year:

1. Create separate capital facilities funds or accounts for each improvement funded with impact fees (Government Code Section 66006(a)).

2. Remit all interest income earned by the fees to the same fund; interest income must be spent solely on the purpose for which the fee was originally collected (Section 66006(a)).
3. Within 180 days after the close of each fiscal year, prepare a public report concerning each impact fee fund. Such report must include the fund's beginning and ending balance for the fiscal year, amount of fees and interest deposited into the fund for the fiscal year, and a description of each expenditure from the fund for that year, including identification of the improvement being funded (Section 66006(b)).
4. Review the report at a public meeting not less than fifteen (15) days after the report is released to the public (Section 66006(b)(2)).
5. If fees remain unexpended or uncommitted five (5) years after being collected, the local agency is to make a finding that there remains a reasonable relationship between the current need for the fees and the purposes for which they were originally collected (Section 66001(d)).
6. Refund to current owner of lots or units developed projects any fees, with accrued interest, for which continued need cannot be demonstrated (Section 66001(e)).
7. A local agency must not co-mingle fees with any other revenue, except for temporary investment purposes (Section 66006(a)).
8. A local agency may not spend impact fees for maintenance or operation of improvements funded with impact fees (Section 65913.8).

The City is in compliance with the eight reporting requirements outlined above. The following three impact fees subject to the AB 1600 compliance requirements have not yet been fully or partially expended by the City for eligible purposes in a timeframe exceeding five (5) years: Childcare Facility fees, Offsite Arterial Improvement fees, and Community Facilities fees. Compliance is obtained with criteria number 5 above by adopting a Resolution that makes a finding that there remains a reasonable relationship between the current need for the fees and the purpose for which they were originally proposed.

1. *Child Care Facilities*

On April 20, 1988 the City Council adopted Ordinance No. 252 establishing the child care facilities development impact fee. The purpose of this development impact fee is to enable the development of facilities sufficient to meet existing and future preschool and school age child care needs. Under this law eligible facilities included building, equipment, and any accessory structures, programs and personnel licensed by the State for direct child care services providing but not limited to shelter, food, educational, and play opportunities for less than 24 hours per day. During the 1990s some funds were provided to the Contra Costa Child Care Council for material needs of programs and to provide outreach to Clayton residents as to home and other child care opportunities and programs.

As of June 30, 2017 there was a fund balance (including interest) of \$45,410 available. The Oakhurst Development did not pay into these funds as it was established after Oakhurst was approved. As a result of the relatively small fund balance, extended periods are necessary to achieve sufficient resources to finance the costs for child care related facilities or improvements. During FY 2016-17 no child care facility impact fees were collected as there was no project activity requiring payment of this fee. There is a need to continue this impact fee in order to collect sufficient funds to address future new capital needs for childcare. In FY 2016-17 the City allocated approximately \$646 in interest to the fund.

2. Parkland Dedication

On July 17, 1985 the City Council adopted the General Plan, which among other requirements, established a parkland dedication impact fee program as granted by the Subdivision Map Act of the state of California. Under this law, the general standard established is that it is found and determined that the public interest, convenience, health, welfare and safety require that five (5) acres of property for each one thousand persons residing within the City be devoted to local park and recreational purposes. The City's most recently adopted CIP Budget outlines park and recreation area construction or expansion projects with unfunded costs totaling \$7,919,000 for which funds may be eligible for use.

During FY 2016-17 no parkland dedication impact fees were collected as there was no project activity requiring payment of this fee. As of June 30, 2017 there was a modest fund balance of \$2,543 available, consisting primarily of the historical accrual of interest unspent to-date. Additional interest earnings of \$36 were allocated to this fund in FY 2016-17.

3. Offsite Arterial

On October 7, 1981 the City Council adopted Resolution No. 36-81 establishing a policy for off-site arterial street improvement impact fees for new residential developments. The policy established a nexus between development and increased traffic congestion on the City's major arterial streets. The purpose of this development impact fee is to assist the City in alleviating traffic congestion generated by each new development on the City's major arterial streets. Currently, the City's major arterial streets eligible for improvements to be financed by offsite arterial development impact fees include: Clayton Road, Oakhurst Boulevard, Marsh Creek Road, and Pine Hollow Road

As of June 30, 2017 there was a fund balance (including interest) of \$199,373 available. In FY 2016-17 the City collected \$1,456 in offsite arterial fees pertaining to an Easley Drive accessory dwelling unit project and allocated \$2,835 in interest to the fund. The current balance is primarily derived from the accumulation of collections over the past ten (10) fiscal years from seven projects (Pine Hollow Estates, Mitchell Creek Pl, Longs, Flora Square, Village Market, Diablo Estates, and Mitchell Canyon Dr. second unit).

The collection of fees pertaining to the Pine Hollow Estates, Mitchell Creek, Longs, Flora Square, and Village Market development projects have not been expended within 5 years as of the year ended June 30, 2017. These fees may be used for the outlined East Marsh Creek Rd. Traffic Signal Project (CIP No. 10396), with unfunded costs estimated to be

\$350,000. As such, more time is necessary to collect sufficient funds for these larger projects. Additional funding for these projects is expected to come from other sources such as Measure J, gas taxes, federal/state/regional grants, and other sources. In general, the City does not have control over the funding process from other agencies. However, the City must have adequate funds on hand to leverage and provide matching funds as required when other funds do become available to the City and maintain a competitive position to obtain the funds when they become available. Therefore a need exists to continue this impact fee.

#### 4. Fire Protection

In 1987 the City Council adopted Ordinance No. 239 establishing the fire district development impact fee based on a report determining facility and equipment needs for the entire fire district (District). Facility cost and benefits were identified for incorporated and unincorporated areas and based on the assessment, it was determined that the City's contribution would be \$830,700 to the District. The purpose of the impact fees is to provide a method for financing fire protection facilities required by the goals and policies of the general plan and necessitated by the needs of new construction and development for adequate fire protection facilities and services. All such fees collected shall only be used for the purpose of acquiring or improving fire stations and equipment serving the service area, or portions thereof, from which the fees were collected or reimbursing capital outlay for this purpose.

In FY 1999-00, the City's former Redevelopment Agency (RDA) provided a loan of \$350,000 to help finance the construction of the District's fire station located in Clayton. Periodically, as outlined in Attachment 4, Fire Protection Fees collected were used to repay portions of this City-RDA loan. However, with the state-imposed dissolution of all California RDAs pursuant to AB 1x26, the loan was effectively dissolved along with the dissolution of the City's RDA. Prospectively, fire protection development fees collected will be used for any eligible unmet local capital needs of the Fire District to mitigate the impact of new construction service demands. Therefore a need exists to continue this impact fee.

As of June 30, 2017 there was a fund balance (including interest) of \$8,080 available. During FY 2016-17 the City collected \$176 in fire protection impact fees pertaining to the Easley Drive accessory dwelling unit project and allocated interest of \$115 to the fund.

#### 5. Community Facilities

In 1990 the City Council adopted Ordinance No. 282 establishing the community facilities development impact. The purpose of this impact fee is to implement the goals and objectives of the City's Capital Improvement Program and to mitigate the unfavorable impacts attributed to new development by helping finance the construction of certain necessary public facilities.

As of June 30, 2017 there was a fund balance (including interest) of \$19,547 available. These funds are limited for improvements to City owned facilities (buildings and associated grounds). These and future funds are restricted for future new capital projects such as the

Keller House renovation, Endeavor Hall, Clayton Community Library, City Hall, or public works corporation yard improvements or upgrades. In the most recently adopted CIP Budget, unfunded estimated costs for proposed construction or expansion of community facilities totaled \$3,000,000. Therefore there is a demonstrated need to continue collecting this development impact fee. During FY 2016-17 the City collected \$450 in community facility impact fees pertaining to the Easley Drive accessory dwelling unit project and allocated \$278 in interest to the fund.

## **SUMMARY**

To comply with AB 1600, the City Council must make findings that there is a reasonable relationship between current need for the fees and the purposes for which they were originally charged as demonstrated by programming of fees in the CIP and City operational budgets. It is important these findings can be and are made to ensure continuance of funding resources for these important programs.

Although AB 1600 requires that fees collected from developers be expended within five years, the law, as noted previously, also allows exceptions. Exceptions are provided in recognition that some projects require an extended planning period. There can be a number of reasons for this and may include: project costs can be of a magnitude that it requires longer than five years for costs required to accrue; or necessary matching funds may not be available within the five-year period.

The City has referenced specific projects herein demonstrating there remains a nexus between current needs for these impact fees and the purposes for which they were originally and are still needed in the future to be collected. This was accomplished by the City Council's prior approval of the City's CIP Budget which indicates the projects to be constructed and directs staff to allocate the collected funds to specified projects. In addition the City has demonstrated that it expended costs on a new fire station that exceeded funds currently available to repay the Successor Agency.

As noted previously, AB 1600 requires that within 180 days of the close of the fiscal year, the City make available to the public the beginning and ending balance of each fee for the fiscal year, the fee interest and other income, the amount of expenditure, and fund allocations by fee category. Staff believes the intent of the legislation is to provide a reasonable period of time to close the books in order to provide accurate financial information, including all outstanding expenditures and revenues for the entire fiscal year. The City presented the audited comprehensive annual financial report for the fiscal year ended June 30, 2017 to the City Council on October 17, 2017.

Not less than 15 days after the information is made public, the City Council is required to review this information at its next regularly scheduled public meeting. Since this AB1600 report was made available to the public on November 21, 2017 with the posting of the City Council agenda materials online, the information will be placed on the December 5, 2017 City Council agenda for review and acceptance, in compliance with the reporting requirements.

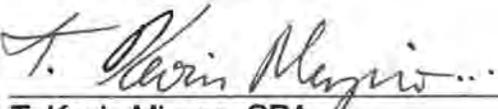
Subject: Review of the City's Annual Report on Development Fees for FY 2016-17 in Compliance with the Reporting Requirements of Section 66006 of the California Government Code (AB 1600)  
Date: December 5, 2017  
Page: 7 of 7

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### **FISCAL IMPACT**

The acceptance of this report and its attachments, including the attached Resolution, has no direct fiscal or budgetary impact to the City of Clayton, provided the collected development impact fees are retained.

Respectively submitted,

  
\_\_\_\_\_  
T. Kevin Mizuno, CPA  
Finance Manager

#### Attachments:

1. Resolution No \_\_-2017
2. Fund Balance Summary – AB 1600 Development Impact Fees
3. 10 Year Consolidated Income Statements – AB 1600 Developer Impact Fee
4. Revenue/Expenditure Detail – AB 1600 Development Impact Fees
5. Public Notice of AB 1600 Annual Report availability
6. Development Impact Fee Listing

**RESOLUTION NO. \_\_-2017**

**A RESOLUTION FINDING THERE REMAINS A REASONABLE RELATIONSHIP BETWEEN CURRENT NEEDS FOR THE CITY'S DEVELOPMENT IMPACT FEES AND THE PURPOSES FOR WHICH THEY WERE ORIGINALLY CHARGED (GOVERNMENT CODE SECTION 66000 ET. SEQ.) RELATED TO THE CITY'S ANNUAL REPORT ON DEVELOPMENT IMPACT FEES FOR FY 2016-17**

**THE CITY COUNCIL  
City of Clayton, California**

**WHEREAS**, the City's adopted General Plan, and 5-Year Capital Improvement Program identifies improvements necessitated by continued development in the City and fees paid for development impacts; and

**WHEREAS**, the City has been authorized by Municipal Code Sections 3.16.020 (Community Facilities), 3.18.040 (Fire Protection), 16.12.010 (Parkland Dedication), 16.60.050 (Childcare), and Resolution 36-81 (Offsite Arterial Streets) to establish and collect these impact fees; and

**WHEREAS**, the City has established discrete accounts and fees to finance the construction of these improvements as mitigation measures for continued development within the City; and

**WHEREAS**, the City annually adopts a comprehensive 5-Year Capital Improvement Program to prioritize improvements and allocates funds to construct the improvements as mitigation for continued development in the City; and

**WHEREAS**, these improvements are scheduled to be constructed over time as sufficient funds become available; and

**WHEREAS**, many of these identified improvements are of such size that sufficient funds have not been collected or obtained in order to construct these improvements by expending fees collected within the five-year expenditure period provided by Government Code Section 66001(d); and

**WHEREAS**, there continues to be a distinct nexus between continued development and the necessity to mitigate developments impacts; and

**WHEREAS**, fees collected previously and in the future are necessary to fund future improvements as indicated in the City's Capital Improvement Program; to reimburse the Agency and/or City for the advance funding to construct the Fire Station; and to address identified childcare needs; and

**WHEREAS**, certain fees collected in the Child Care Facility, Offsite Arterial, Fire Protection and Community Facility accounts have not been expended in a timeframe of five years, however are still necessary pursuant to AB 1600 for the purpose in which they are collected as project costs exceed current available funds collected and thus it will take longer to collect the necessary funds for the improvements and capital assets as identified in the City's adopted Capital Improvement Program.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Clayton, California does hereby:

Section 1. Accept the above Recitals as fact, herewith approves the City's AB 1600 Report for FY 2016-17, and does find there remains a reasonable relationship between the current need for the impact fees and the purposes for which they were originally collected; and

Section 2. This Resolution shall become effective immediately upon its passage and adoption.

**PASSED, APPROVED AND ADOPTED** by the City Council of Clayton, California at a regular public meeting thereof held on the 5<sup>th</sup> day of December, 2017 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

THE CITY COUNCIL OF CLAYTON, CA

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Jim Diaz, Mayor

ATTEST:

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Janet Brown, City Clerk

CITY OF CLAYTON  
 AB 1600 DEVELOPMENT IMPACT FEE FUND BALANCE SUMMARY  
 JUNE 30, 2017

ATTACHMENT 2

FUND	(A) FUND BALANCE	(B) RESERVES	(C) DESIGNATED	(D) TOTAL ALLOCATED FUND BALANCE (B+C=D)	(E) UNALLOCATED RESERVES (A-D)
CHILDCARE FACILITIES	\$ 45,410	\$ -	\$ 45,410	\$ 45,410	\$ -
PARKLAND DEDICATION	2,543	-	2,543	2,543	-
OFFSITE ARTERIAL IMPROVEMENT	199,373	-	199,373	199,373	-
FIRE PROTECTION FEES	8,080	-	8,080	8,080	-
COMMUNITY FACILITIES	19,547	-	19,547	19,547	-
<b>TOTAL</b>	<b>\$ 274,953</b>	<b>\$ -</b>	<b>\$ 274,953</b>	<b>\$ 274,953</b>	<b>\$ -</b>

DEVELOPMENT IMPACT FEES  
 10 YEAR AB 1600 DEVELOPMENT IMPACT FEE REVENUE/EXPENDITURE SUMMARY  
 FY 2008 - FY 2017

	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017	Ending Balance
<b>CHILDCARE FACILITY FEES</b>											
<b>REVENUE</b>											
Childcare Facility Fees (5307)	6,483	-	-	-	3,485	1,435	-	-	-	-	11,403
Interest	1,105	1,024	1,417	404	966	570	489	255	601	646	7,477
<b>Total Revenues</b>	<b>7,588</b>	<b>1,024</b>	<b>1,417</b>	<b>404</b>	<b>4,451</b>	<b>2,005</b>	<b>489</b>	<b>255</b>	<b>601</b>	<b>646</b>	<b>18,880</b>
<b>EXPENDITURES</b>											
Total Expenditures	-	-	-	-	-	-	-	-	-	-	-
<b>Total Revenue/over(under) Expenditures</b>	<b>7,588</b>	<b>1,024</b>	<b>1,417</b>	<b>404</b>	<b>4,451</b>	<b>2,005</b>	<b>489</b>	<b>255</b>	<b>601</b>	<b>646</b>	<b>18,880</b>
<b>OTHER FINANCING SOURCES (USES)</b>											
Operating Transfers in	-	-	-	-	-	-	-	-	-	-	-
Operating Transfers out	-	-	-	-	-	-	-	-	-	-	-
<b>Total Other Financing Sources (Uses)</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Excess (Deficiency) of Revenue and Other Sources Over (Under) Expenses &amp; Other Financing Sources</b>	<b>7,588</b>	<b>1,024</b>	<b>1,417</b>	<b>404</b>	<b>4,451</b>	<b>2,005</b>	<b>489</b>	<b>255</b>	<b>601</b>	<b>646</b>	<b>21,358</b>
<b>FUND BALANCE JULY 1</b>	<b>26,530</b>	<b>34,118</b>	<b>35,142</b>	<b>36,559</b>	<b>36,963</b>	<b>41,414</b>	<b>43,419</b>	<b>43,908</b>	<b>44,163</b>	<b>44,764</b>	
<b>FUND BALANCE JUNE 30</b>	<b>34,118</b>	<b>35,142</b>	<b>36,559</b>	<b>36,963</b>	<b>41,414</b>	<b>43,419</b>	<b>43,908</b>	<b>44,163</b>	<b>44,764</b>	<b>45,410</b>	

DEVELOPMENT IMPACT FEES  
 10 YEAR AB 1600 DEVELOPMENT IMPACT FEE REVENUE/EXPENDITURE SUMMARY  
 FY 2008 - FY 2017

	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017	Ending Balance
<b>PARKLAND DEDICATION FEES</b>											
<b>REVENUE</b>											
Parkland Dedication Fees (5313)	60,016	280	-	55,885	-	-	-	-	-	-	116,181
Interest	3,634	12	2,238	302	1,404	800	686	163	34	36	9,309
Total Revenues	63,650	292	2,238	56,187	1,404	800	686	163	34	36	125,490
<b>EXPENDITURES</b>											
2010 Pavement Rehab (CIP 10409)	-	-	-	-	-	-	-	59,297	-	-	59,297
Community Park Upgrades (CIP 10407)	112,443	-	-	-	-	-	-	-	-	-	112,443
Total Expenditures	112,443	-	-	-	-	-	-	59,297	-	-	171,740
Total Revenue/over(under) Expenditures	(48,793)	292	2,238	56,187	1,404	800	686	(59,134)	34	36	(46,250)
<b>OTHER FINANCING SOURCES (USES)</b>											
Operating Transfers In	-	-	-	-	-	-	-	-	-	-	-
Operating Transfers out	-	-	-	-	-	-	-	-	-	-	-
Total Other Financing Sources (Uses)	-	-	-	-	-	-	-	-	-	-	-
<b>Excess (Deficiency) of Revenue and Other Sources Over (Under) Expenses &amp; Other Financing Sources</b>	<b>(48,793)</b>	<b>292</b>	<b>2,238</b>	<b>56,187</b>	<b>1,404</b>	<b>800</b>	<b>686</b>	<b>(59,134)</b>	<b>34</b>	<b>36</b>	<b>(46,250)</b>
<b>FUND BALANCE JULY 1</b>	<b>48,793</b>	<b>-</b>	<b>292</b>	<b>2,530</b>	<b>58,717</b>	<b>60,121</b>	<b>60,921</b>	<b>61,607</b>	<b>2,473</b>	<b>2,507</b>	
<b>FUND BALANCE JUNE 30</b>	<b>-</b>	<b>292</b>	<b>2,530</b>	<b>58,717</b>	<b>60,121</b>	<b>60,921</b>	<b>61,607</b>	<b>2,473</b>	<b>2,507</b>	<b>2,543</b>	

DEVELOPMENT IMPACT FEES  
 10 YEAR AB 1600 DEVELOPMENT IMPACT FEE REVENUE/EXPENDITURE SUMMARY  
 FY 2008 - FY 2017

	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017	Ending Balance
<b>OFFSITE ARTERIAL IMPROVEMENT FEES</b>											
<b>REVENUE</b>											
Offsite Arterial Improvement Fees (5314)	114,147	-	-	-	24,753	10,192	-	-	1,456	1,456	152,004
Interest	4,317	4,163	5,476	3,423	4,090	2,466	2,114	1,105	2,602	2,835	32,591
<b>Total Revenues</b>	<b>118,464</b>	<b>4,163</b>	<b>5,476</b>	<b>3,423</b>	<b>28,843</b>	<b>12,658</b>	<b>2,114</b>	<b>1,105</b>	<b>4,058</b>	<b>4,291</b>	<b>184,595</b>
<b>EXPENDITURES</b>											
Total Expenditures	-	-	-	-	-	-	-	-	-	-	-
<b>Total Revenue/over(under) Expenditures</b>	<b>118,464</b>	<b>4,163</b>	<b>5,476</b>	<b>3,423</b>	<b>28,843</b>	<b>12,658</b>	<b>2,114</b>	<b>1,105</b>	<b>4,058</b>	<b>4,291</b>	<b>184,595</b>
<b>OTHER FINANCING SOURCES (USES)</b>											
Operating Transfers in	-	-	-	-	-	-	-	-	-	-	-
Operating Transfers out	-	-	-	-	-	-	-	-	-	-	-
<b>Total Other Financing Sources (Uses)</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Excess (Deficiency) of Revenue and Other Sources Over (Under) Expenses &amp; Other Financing Sources</b>	<b>118,464</b>	<b>4,163</b>	<b>5,476</b>	<b>3,423</b>	<b>28,843</b>	<b>12,658</b>	<b>2,114</b>	<b>1,105</b>	<b>4,058</b>	<b>4,291</b>	<b>184,595</b>
<b>FUND BALANCE JULY 1</b>	<b>14,779</b>	<b>133,242</b>	<b>137,405</b>	<b>142,881</b>	<b>146,304</b>	<b>175,147</b>	<b>187,805</b>	<b>189,919</b>	<b>191,024</b>	<b>195,082</b>	
<b>FUND BALANCE JUNE 30</b>	<b>133,242</b>	<b>137,405</b>	<b>142,881</b>	<b>146,304</b>	<b>175,147</b>	<b>187,805</b>	<b>189,919</b>	<b>191,024</b>	<b>195,082</b>	<b>199,373</b>	

DEVELOPMENT IMPACT FEES  
 10 YEAR AB 1600 DEVELOPMENT IMPACT FEE REVENUE/EXPENDITURE SUMMARY  
 FY 2008 - FY 2017

	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017	Ending Balance
<b>FIRE PROTECTION FEES</b>											
<b>REVENUE</b>											
Fire Protection Fees (5317)	8,397	2,700	-	-	5,100	2,100	-	-	134	176	18,607
Interest	281	476	-	-	122	102	83	45	103	115	1,327
Total Revenues	8,678	3,176	-	-	5,222	2,202	83	45	237	291	19,934
<b>EXPENDITURES</b>											
Total Expenditures	-	-	-	-	-	-	-	-	-	-	-
Total Revenue/over(under) Expenditures	8,678	3,176	-	-	5,222	2,202	83	45	237	291	19,934
<b>OTHER FINANCING SOURCES (USES)</b>											
Operating Transfers in	-	-	-	-	-	-	-	-	-	-	-
Operating Transfers out	-	-	11,854	-	-	-	-	-	-	-	11,854
Total Other Financing Sources (Uses)	-	-	(11,854)	-	-	-	-	-	-	-	(11,854)
<b>Excess (Deficiency) of Revenue and Other Sources Over (Under) Expenses &amp; Other Financing Sources</b>											
	8,678	3,176	(11,854)	-	5,222	2,202	83	45	237	291	8,080
<b>FUND BALANCE JULY 1</b>											
	-	8,678	11,854	-	-	5,222	7,424	7,507	7,552	7,789	
<b>FUND BALANCE JUNE 30</b>											
	8,678	11,854	-	-	5,222	7,424	7,507	7,552	7,789	8,080	

DEVELOPMENT IMPACT FEES  
 10 YEAR AB 1600 DEVELOPMENT IMPACT FEE REVENUE/EXPENDITURE SUMMARY  
 FY 2008 - FY 2017

	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017	Ending Balance
<b>COMMUNITY FACILITIES FEES</b>											
<b>REVENUE</b>											
Community Facilities Fees (5323)	19,041	-	-	-	7,650	3,150	-	-	450	450	30,741
Interest	329	214	-	1,107	337	234	200	105	248	278	3,052
<b>Total Revenues</b>	<b>19,370</b>	<b>214</b>	<b>-</b>	<b>1,107</b>	<b>7,987</b>	<b>3,384</b>	<b>200</b>	<b>105</b>	<b>698</b>	<b>728</b>	<b>33,793</b>
<b>EXPENDITURES</b>											
Endeavor Hall Shudders	-	5,024	-	-	-	-	-	-	-	-	5,024
<b>Total Expenditures</b>	<b>-</b>	<b>5,024</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>5,024</b>
<b>Total Revenue/over(under) Expenditures</b>	<b>19,370</b>	<b>(4,810)</b>	<b>-</b>	<b>1,107</b>	<b>7,987</b>	<b>3,384</b>	<b>200</b>	<b>105</b>	<b>698</b>	<b>728</b>	<b>28,769</b>
<b>OTHER FINANCING SOURCES (USES)</b>											
Operating Transfers in	-	-	-	-	-	-	-	-	-	-	-
Operating Transfers out	-	-	-	-	-	-	-	-	-	-	-
<b>Total Other Financing Sources (Uses)</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Excess (Deficiency) of Revenue and Other Sources Over (Under) Expenses &amp; Other Financing Sources</b>	<b>19,370</b>	<b>(4,810)</b>	<b>-</b>	<b>1,107</b>	<b>7,987</b>	<b>3,384</b>	<b>200</b>	<b>105</b>	<b>698</b>	<b>728</b>	<b>28,769</b>
<b>FUND BALANCE JULY 1</b>	<b>(9,222)</b>	<b>10,148</b>	<b>5,338</b>	<b>5,338</b>	<b>6,445</b>	<b>14,432</b>	<b>17,816</b>	<b>18,016</b>	<b>18,121</b>	<b>18,819</b>	
<b>FUND BALANCE JUNE 30</b>	<b>10,148</b>	<b>5,338</b>	<b>5,338</b>	<b>6,445</b>	<b>14,432</b>	<b>17,816</b>	<b>18,016</b>	<b>18,121</b>	<b>18,819</b>	<b>19,547</b>	
<b>All FUND BALANCES</b>	<b>186,186</b>	<b>190,031</b>	<b>187,308</b>	<b>248,429</b>	<b>296,336</b>	<b>317,385</b>	<b>320,957</b>	<b>263,333</b>	<b>268,961</b>	<b>274,953</b>	

Date	Receipt	Paid By	Amount	
10/18/1999	8437	Paula Pedersen	205	
1/20/2000	8467	Presley	1,230	
4/14/2000	9272	Wm Lyon Homes-Diablo Village	1,435	
5/11/2000	9289	Wm Lyon Homes-Diablo Village	1,640	
5/23/2000	9293	Wm Lyon Homes-Diablo Village	1,845	
5/23/2000	9291	L. Afford-8106 Marsh Ck Rd	205	
5/31/2000	9296	S. Carvajal-989 Oak St	205	
5/31/2000	9295	Wm Lyon Homes-Diablo Village	410	
6/22/2000	9312	Wm Lyon Homes-Diablo Village	205	
<b>6/30/2000</b>		<b>General Ledger Balance</b>		<b>7,380</b>
11/6/2000	9383	B&B Properties	665	
12/11/2000	9399	Clyde Miles Construction (115 Oak Ct)	205	
11/3/2000	9379	Ocean West-Commercial (Post Office)	713	
9/22/2000	9352	Smith Quality Homes-Oakwood Cir	205	
4/4/2001	10634	Aspen Valley Builders-Oakwood Cir	205	
5/30/2001	10660	Lemke-Oakwood Cir	205	
<b>6/30/2001</b>		<b>General Ledger Balance</b>		<b>9,578</b>
11/26/2001	10731	Diamond Terrace	7,800	
8/28/2002	12368	Larwin Vintage Clayton-Bridlewood	615	
11/1/2002	13452	Larwin Vintage Clayton-Bridlewood	3,075	
11/27/2002	13467	Lydia-Rachel Ranch	1,640	
3/21/2003	13509	Larwin Vintage Clayton-Bridlewood	205	
<b>6/30/2003</b>		<b>General Ledger Balance</b>		<b>22,913</b>
<b>6/30/2004</b>		<b>General Ledger Balance</b>		<b>22,913</b>
6/30/2004		Interest Booked	1,688	
6/30/2005		Interest Booked	780	
<b>6/30/2005</b>		<b>General Ledger Balance</b>		<b>25,381</b>
6/30/2006		Interest Booked	487	
<b>6/30/2006</b>		<b>General Ledger Balance</b>		<b>25,868</b>
6/30/2007		Interest Booked	662	
7/31/2007	18577	Pine Hollow Estates	1,640	
9/30/2007	20008	Mitchell Creek Place	1,845	
10/31/2007	20691	Longs Drug Store	1,387	
10/31/2007	20698	Oak Center-Flora Square	1,497	
12/31/2007	20959	Village Market	114	
6/30/2008		Interest Booked	1,105	
<b>6/30/2008</b>		<b>General Ledger Balance</b>		<b>34,118</b>
6/30/2009		Interest Booked	1,024	
<b>6/30/2009</b>		<b>General Ledger Balance</b>		<b>35,142</b>
6/30/2010		Interest Booked	1,417	
<b>6/30/2010</b>		<b>General Ledger Balance</b>		<b>36,559</b>
6/30/2011		Interest Booked	404	
<b>6/30/2011</b>		<b>General Ledger Balance</b>		<b>36,962</b>

Date	Receipt	Paid By	Amount	
8/6/2011		Toll Bros- Diablo Estates	205	
1/3/2012		Toll Bros- Diablo Estates	1,025	
3/19/2012		Toll Bros- Diablo Estates	1,640	
4/17/2012		Toll Bros- Diablo Estates	615	
6/30/2012		Interest Booked	967	
<b>6/30/2012</b>		<b>General Ledger Balance</b>		<b>41,414</b>
8/8/2012		Toll Bros- Diablo Estates	410	
8/30/2012		Toll Bros- Diablo Estates	205	
10/29/2012		Toll Bros- Diablo Estates	410	
11/16/2012		Toll Bros- Diablo Estates	205	
1/14/2013		Toll Bros- Diablo Estates	205	
6/30/2013		Interest Booked	570	
<b>6/30/2013</b>		<b>General Ledger Balance</b>		<b>43,419</b>
6/30/2014		Interest Booked	489	
<b>6/30/2014</b>		<b>General Ledger Balance</b>		<b>43,908</b>
6/30/2015		Interest Booked	255	
<b>6/30/2015</b>		<b>General Ledger Balance</b>		<b>44,163</b>
6/30/2016		Interest Booked	601	
<b>6/30/2016</b>		<b>General Ledger Balance</b>		<b>44,764</b>
6/30/2017		Interest Booked	646	
<b>6/30/2017</b>		<b>Adjusted Year-End Balance</b>		<b>45,410</b>

Date	Receipt	Paid By	Amount	
10/18/1999	8437	Paula Pedersen-Oakwood Cir	2,569	
1/20/2000	8467	Presley-Diablo Village	8,107	
4/14/2000	9272	Wm Lyon Homes-Diablo Village	9,458	
5/11/2000	9289	Wm Lyon Homes-Diablo Village	10,809	
5/23/2000	9293	Wm Lyon Homes-Diablo Village	12,160	
5/23/2000	9291	L. Afford - 8106 Marsh Ck Rd.	2,569	
5/31/2000	9296	S. Carvajal - 989 Oak St.	2,569	
5/31/2000	9295	Wm Lyon Homes-Diablo Village	2,702	
6/22/2000	9312	Wm Lyon Homes-Diablo Village	1,351	
<b>6/30/2000</b>		<b>General Ledger Balance</b>		<b>52,293</b>
9/22/2000	9352	Smith Quality Homes-Oakwood Cir	2,569	
12/13/2000	9399	Miles Construction-115 Oak Ct.	2,569	
4/4/2001	10634	Aspen Valley Builders-1116 Oakwood Cir	2,569	
5/30/2001	10660	Lemke Construction-Oakwood Cir	2,569	
<b>6/30/2001</b>		<b>General Ledger Balance</b>		<b>62,569</b>
11/1/2001	11783	Mardel LLC-Bridlewood	48,811	
2/20/2002	11917	Lydia Associates-Rachel Ranch	20,552	
2002		CIP Projects-Westwood Park	(48,500)	
2002		CIP Project-Endeavor Hall Parking Lot	(27,595)	
<b>6/30/2002</b>		<b>General Ledger Balance</b>		<b>55,837</b>
9/23/2002		Diamond Terrace	75,268	
<b>6/30/2003</b>		<b>General Ledger Balance</b>		<b>131,105</b>
2004		Community Park Tot Lot (CIP)	(75,000)	
<b>6/30/2004</b>		<b>General Ledger Balance</b>		<b>56,105</b>
6/30/2004		Interest Booked	7,629	
6/30/2005		Community Park Tot Lot (CIP)	(6,500)	
6/30/2005		Interest Booked	1,815	
<b>6/30/2005</b>		<b>General Ledger Balance</b>		<b>59,049</b>
10/27/2005		Lenox Homes-Pine Hollow Estates	20,272	
2/24/2006		Transfer from Lenox C&D Deposit	280	
5/31/2006	18577	Pine Hollow Estates	1,640	
12/31/2005		CIP Project - Down Town Park	(57,234)	
6/30/2006		Interest Booked	455	
<b>6/30/2006</b>		<b>General Ledger Balance</b>		<b>24,462</b>
6/29/2007		Mitchell Creek Place	23,121	
6/30/2007		Interest Booked	1,210	
<b>6/30/2007</b>		<b>General Ledger Balance</b>		<b>48,793</b>
7/31/2007	18577	Pine Hollow Estates (s/b childcare)	(1,640)	
3/10/2008	21232	Lemke Construction - Diablo Point	61,656	
6/30/2008		Interest Booked	3,634	
6/30/2008		Trans to Community Park Upgrades CIP 10407	(112,443)	
<b>6/30/2008</b>		<b>General Ledger Balance</b>		<b>-</b>
1/31/2009		Trans from Pine Hollow Estates	280	
6/30/2009		Interest Booked	12	
<b>6/30/2009</b>		<b>General Ledger Balance</b>		<b>292</b>
6/30/2010		Interest Booked	2,238	
<b>6/30/2010</b>		<b>General Ledger Balance</b>		<b>2,530</b>

Date	Receipt	Paid By	Amount	
6/30/2011		Trans from Oakhurst AD for CCPark Project	55,885	
6/30/2011		Interest Booked	302	
6/30/2011		<b>General Ledger Balance</b>		<b>58,717</b>
6/30/2012		Interest Booked	1,404	
6/30/2012		<b>General Ledger Balance</b>		<b>60,121</b>
6/30/2013		Interest Booked	800	
6/30/2013		<b>General Ledger Balance</b>		<b>60,921</b>
6/30/2014		Interest Booked	686	
6/30/2014		<b>General Ledger Balance</b>		<b>61,607</b>
6/30/2015		Interest Booked	163	
6/30/2015		Trans to 2010 Pavement Rehab CIP 10407	(59,297)	
6/30/2015		<b>General Ledger Balance</b>		<b>2,473</b>
6/30/2016		Interest Booked	34	
6/30/2017		<b>General Ledger Balance</b>		<b>2,507</b>
6/30/2017		Interest Booked	36	
<b>6/30/2017</b>		<b>Adjusted Year-End Balance</b>		<b>2,543</b>

City of Clayton  
 Off Site Arterial Improvement Fees 304-5314  
 1999-2017

ATTACHMENT 4(c)

Date	Receipt	Paid By	Amount	Balance
10/18/1999	8437	Paula Pedersen-1103 Oakwood Cir	1,456	
1/20/2000	8467	Presley-Diablo Village	8,736	
4/14/2000	9272	Wm Lyon Homes-Diablo Village	10,192	
5/11/2000	9289	Wm Lyon Homes-Diablo Village	11,648	
5/23/2000	9293	Wm Lyon Homes-Diablo Village	13,104	
5/23/2000	9291	L. Afford-8106 Marsh Ck Rd	1,456	
5/31/2000	9296	S. Carvajal-989 Oak St	1,456	
5/31/2000	9295	Wm Lyon Homes-Diablo Village	2,912	
6/22/2000	9312	Wm Lyon Homes-Diablo Village	1,456	
<b>6/30/2000</b>		<b>General Ledger Balance</b>		<b>52,416</b>
9/22/2000	9352	Smith Quality Homes-Oakwood Cir	1,456	
11/3/2000	9379	Ocean West-Commercial Post Office	24,028	
11/6/2000	9383	B&B Properties-Commercial	22,417	
12/11/2000	9399	Clyde Miles-115 Oak	1,456	
4/4/2001	10634	Aspen Valley Builders-Oakwood Cir	1,456	
5/30/2001	10660	Lemke-Oakwood Cir	1,456	
<b>6/30/2001</b>		<b>General Ledger Balance</b>		<b>104,885</b>
11/26/2001	10731	Diamond Terrace	87,634	
<b>6/30/2002</b>		<b>General Ledger Balance</b>		<b>192,319</b>
8/28/2002	12368	Larwin Vintage Clayton-Bridlewood	4,368	
11/1/2002	13452	Larwin Vintage Clayton-Bridlewood	21,840	
3/21/2003	13509	Larwin Vintage Clayton-Bridlewood	1,456	
11/27/2002	13467	Lydia Assoc-Rachael Ranch	11,648	
<b>6/30/2003</b>		<b>General Ledger Balance</b>		<b>231,631</b>
2003		CIP Projects-Marsh Creek Road	(230,000)	
1/3/2003		Kelok&Keller Ridge Signs, striping	(346)	
<b>6/30/2004</b>		<b>General Ledger Balance</b>		<b>1,285</b>
6/30/2004		Interest Booked	1,129	
6/30/2005		Interest Booked	77	
<b>6/30/2005</b>		<b>General Ledger Balance</b>		<b>2,491</b>
5/9/2006	18577	Pine Hollow Estates	11,648	
6/30/2006		Interest Booked	271	
<b>6/30/2006</b>		<b>General Ledger Balance</b>		<b>14,410</b>
6/30/2007		Interest Booked	369	
<b>6/30/2007</b>		<b>General Ledger Balance</b>		<b>14,779</b>
8/31/2007	20008	Mitchell Creek Place	13,104	
10/2/2007	20691	Longs Drug Store	46,725	
10/3/2007	20698	Oak Center Project-Flora Square	50,456	
12/27/2007	20959	Village Market	3,862	
6/30/2008		Interest Booked	4,317	
<b>6/30/2008</b>		<b>General Ledger Balance</b>		<b>133,243</b>
6/30/2009		Interest Booked	4,163	
<b>6/30/2009</b>		<b>General Ledger Balance</b>		<b>137,406</b>
6/30/2010		Interest Booked	5,476	
<b>6/30/2010</b>		<b>General Ledger Balance</b>		<b>142,882</b>
6/30/2011		B&B Properties-Commercial	3,423	
<b>6/30/2011</b>		<b>General Ledger Balance</b>		<b>146,305</b>

Date	Receipt	Paid By	Amount	Balance
8/16/2011		Toll Bros- Diablo Estates	1,456	
1/3/2012		Toll Bros- Diablo Estates	7,280	
3/19/2012		Toll Bros- Diablo Estates	11,648	
4/17/2012		Toll Bros- Diablo Estates	4,368	
6/30/2012		Interest Booked	4,090	
<b>6/30/2012</b>		<b>General Ledger Balance</b>		<b>175,147</b>
8/8/2012		Toll Bros- Diablo Estates	2,912	
8/30/2012		Toll Bros- Diablo Estates	1,456	
10/29/2012		Toll Bros- Diablo Estates	2,912	
11/16/2012		Toll Bros- Diablo Estates	1,456	
1/14/2013		Toll Bros- Diablo Estates	1,456	
6/30/2013		Interest Booked	2,466	
<b>6/30/2013</b>		<b>General Ledger Balance</b>		<b>187,805</b>
6/30/2014		Interest Booked	2,114	
<b>6/30/2014</b>		<b>General Ledger Balance</b>		<b>189,919</b>
6/30/2015		Interest Booked	1,105	
<b>6/30/2015</b>		<b>General Ledger Balance</b>		<b>191,024</b>
5/23/2016		Mitchell Canyon Dr. Accessory Dwelling Unit	1,456	
6/30/2016		Interest Booked	2,602	
<b>6/30/2016</b>		<b>General Ledger Balance</b>		<b>195,082</b>
7/8/2016		Easley Dr. Accessory Dwelling Unit	1,456	
6/30/2017		Interest Booked	2,835	
<b>6/30/2017</b>		<b>Adjusted Year-End Balance</b>		<b>199,373</b>

Date	Receipt	Paid By	Amount	Fund Balance
10/18/1999	8437	Paula Pedersen-1103 Oakwood Cir	300	
1/20/2000	8467	Presley-Diablo Village	1,800	
4/14/2000	9272	Wm Lyon Homes-Diablo Village	2,100	
5/11/2000	9289	Wm Lyon Homes-Diablo Village	2,400	
5/23/2000	9293	Wm Lyon Homes-Diablo Village	2,700	
5/23/2000	9291	L. Afford-8106 Marsh Ck Rd	300	
5/31/2000	9296	S. Carvajal-989 Oak St	300	
5/31/2000	9295	Wm Lyon Homes-Diablo Village	600	
6/22/2000	9312	Wm Lyon Homes-Diablo Village	300	
<b>6/30/2000</b>		<b>General Ledger Balance</b>		<b>10,800</b>
9/22/2000	9352	Smith Quality Homes-Oakwood Cir	300	
11/3/2000	9379	Ocean West-Commercial-Post Office	1,426	
11/6/2000	9383	B&B Properties-Commercial	1,330	
12/11/2000	9399	Clyde Miles Construction-115 Oak St	300	
4/4/2001	10634	Aspen Valley Builders-Oakwood Cir	300	
5/30/2001	10660	Lemke-Oakwood Cir	300	
<b>6/30/2001</b>		<b>General Ledger Balance</b>		<b>14,756</b>
11/26/2001	10731	Diamond Terrace	17,200	
8/28/2002	12368	Larwin Vintage Clayton-Bridlewood	900	
11/1/2002	13452	Larwin Vintage Clayton-Bridlewood	4,500	
3/21/2002	13509	Larwin Vintage Clayton-Bridlewood	300	
<b>6/30/2002</b>		<b>General Ledger Balance</b>		<b>37,656</b>
6/30/2003		Interest Booked	2,400	
<b>6/30/2003</b>		<b>General Ledger Balance</b>		<b>40,056</b>
6/30/2004		Interest Booked	2,852	
<b>6/30/2004</b>		<b>General Ledger Balance</b>		<b>42,908</b>
3/24/2005		Fireprotection fee reimbursement to RDA	(42,908)	
<b>6/30/2005</b>		<b>General Ledger Balance</b>		<b>-</b>
<b>6/30/2006</b>		<b>General Ledger Balance</b>		<b>-</b>
<b>6/30/2007</b>		<b>General Ledger Balance</b>		<b>-</b>
10/2/2007		Longs Drug Store	2,773	
10/2/2007	20691	Oak Center-Flora Square	2,994	
10/9/2007	20701	Pine Hollow Estates	2,401	
12/27/2007	20959	Village Market	229	<b>8,168</b>
<b>6/30/2008</b>		Interest Booked	281	
8/13/2008	21056	Mitchell Creek Place	2,700	
6/30/2009		Interest Booked	476	
<b>6/30/2009</b>		<b>General Ledger Balance</b>		<b>11,854</b>
1/15/2010		Transfer to RDA (JE Dec18)	(11,854)	
<b>6/30/2010</b>		<b>General Ledger Balance</b>		<b>-</b>
<b>6/30/2011</b>		Interest Booked	-	
<b>6/30/2011</b>		<b>General Ledger Balance</b>		<b>-</b>

Date	Receipt	Paid By	Amount	Fund Balance
8/16/2011		Toll Bros- Diablo Estates	300	
1/3/2012		Toll Bros- Diablo Estates	1,500	
3/19/2012		Toll Bros- Diablo Estates	2,400	
4/17/2012		Toll Bros- Diablo Estates	900	
6/30/2012		Interest Booked	122	
<b>6/30/2012</b>		<b>General Ledger Balance</b>		<b>5,222</b>
8/8/2012		Toll Bros- Diablo Estates	600	
8/30/2012		Toll Bros- Diablo Estates	300	
10/29/2012		Toll Bros- Diablo Estates	600	
11/16/2012		Toll Bros- Diablo Estates	300	
1/14/2013		Toll Bros- Diablo Estates	300	
6/30/2013		Interest Booked	102	
<b>6/30/2013</b>		<b>General Ledger Balance</b>		<b>7,424</b>
6/30/2014		Interest Booked	83	
<b>6/30/2014</b>		<b>General Ledger Balance</b>		<b>7,507</b>
6/30/2015		Interest Booked	45	
<b>6/30/2015</b>		<b>General Ledger Balance</b>		<b>7,552</b>
5/23/2016		Mitchell Canyon Dr. Accessory Dwelling Unit	134	
6/30/2016		Interest Booked	103	
<b>6/30/2016</b>		<b>General Ledger Balance</b>		<b>7,789</b>
7/18/2016		Easley Dr. Accessory Dwelling Unit	176	
6/30/2017		Interest Booked	115	
<b>6/30/2017</b>		<b>Adjusted Year-End Balance</b>		<b>8,080</b>

Date	Receipt	Paid By	Amount	Balance
10/4/1999	8437	Pedersen	450	
1/20/2000	8467	Presley	2,700	
4/14/2000	9272	Wm Lyon Homes-Diablo Village	3,150	
5/11/2000	9289	Wm Lyon Homes-Diablo Village	3,600	
6/22/2000	9312	Wm Lyon Homes-Diablo Village	450	
5/23/2000	9293	Wm Lyon Homes-Diablo Village	4,050	
5/23/2000	9291	L. Afford-8106 Marsh Ck Rd	450	
5/31/2000	9296	S. Carvajal-989 Oak St	450	
5/31/2000	9295	Wm Lyon Homes-Diablo Village	900	
<b>6/30/2000</b>		<b>General Ledger Balance</b>		<b>16,200</b>
9/22/2000	9352	Smith Quality Homes-Oakwood Cir	450	
11/3/2000	9379	Ocean West-Post Office	3,565	
11/6/2000	9383	B&B Properties	3,326	
12/11/2000	9399	Clyde Miles- 115 Oak	450	
4/4/2001	10634	Aspen Valley-Oakwood Cir	450	
5/30/2001	10660	Lemke-Oakwood Cir	450	
<b>6/30/2001</b>		<b>General Ledger Balance</b>		<b>24,891</b>
11/26/2001	10731	Diamond Terrace	10,750	
<b>6/30/2002</b>		<b>General Ledger Balance</b>		<b>35,641</b>
8/28/2002	12368	Larwin Vintage Clayton-Bridlewood	1,350	
11/1/2002	13452	Larwin Vintage Clayton-Bridlewood	6,750	
3/21/2002	13509	Larwin Vintage Clayton-Bridlewood	450	
6/30/2002		CIP Projects-Corp Yard	(67,976)	
11/27/2002	13467	Lydia Assoc.-Rachael Ranch	3,600	
<b>6/30/2003</b>		<b>General Ledger Balance</b>		<b>(20,185)</b>
<b>6/30/2004</b>		<b>General Ledger Balance</b>		<b>(20,185)</b>
6/30/2004		Interest Booked	(997)	
3/24/2005		Transfer from CIP (Corp Yard)	9,141	
6/30/2005		Interest Booked	(382)	
<b>6/30/2005</b>		<b>General Ledger Balance</b>		<b>(12,423)</b>
5/9/2006	18577	Pine Hollow Estates	3,600	
6/30/2006		Interest Booked	(169)	
<b>6/30/2006</b>		<b>General Ledger Balance</b>		<b>(8,992)</b>
6/30/2007		Interest Booked	(230)	
<b>6/30/2007</b>		<b>General Ledger Balance</b>		<b>(9,222)</b>
8/31/2007	20008	Mitchell Creek Place	4,050	
10/2/2007	20691	Longs Drug Stores	6,932	
10/3/2007	20698	Oak Center Project-Flora Square	7,486	
12/27/2007	20959	Village Market	573	
6/30/2008		Interest Booked	329	
<b>6/30/2008</b>		<b>General Ledger Balance</b>		<b>10,148</b>
3/12/2009		Transfer to Endeavor Hall (Shutters)	(5,024)	
6/30/2009		Interest Booked	214	
<b>6/30/2009</b>		<b>General Ledger Balance</b>		<b>5,338</b>
6/30/2010		Interest Booked	-	
<b>6/30/2010</b>		<b>General Ledger Balance</b>		<b>5,338</b>

Date	Receipt	Paid By	Amount	Balance
6/30/2011		Interest Booked	1,107	
<b>6/30/2011</b>		<b>General Ledger Balance</b>		<b>6,445</b>
8/6/2011		Toll Bros- Diablo Estates	450	
1/3/2012		Toll Bros- Diablo Estates	2,250	
3/19/2012		Toll Bros- Diablo Estates	3,600	
4/17/2012		Toll Bros- Diablo Estates	1,350	
6/30/2012		Interest Booked	337	
<b>6/30/2012</b>		<b>General Ledger Balance</b>		<b>14,432</b>
8/8/2012		Toll Bros- Diablo Estates	900	
8/30/2012		Toll Bros- Diablo Estates	450	
10/29/2012		Toll Bros- Diablo Estates	900	
11/16/2012		Toll Bros- Diablo Estates	450	
1/14/2013		Toll Bros- Diablo Estates	450	
6/30/2013		Interest Booked	234	
<b>6/30/2013</b>		<b>General Ledger Balance</b>		<b>17,816</b>
6/30/2014		Interest Booked	200	
<b>6/30/2014</b>		<b>General Ledger Balance</b>		<b>18,016</b>
6/30/2015		Interest Booked	105	
<b>6/30/2015</b>		<b>General Ledger Balance</b>		<b>18,121</b>
5/23/2016		Mitchell Canyon Dr. Accessory Dwelling Unit	450	
6/30/2016		Interest Booked	248	
<b>6/30/2016</b>		<b>General Ledger Balance</b>		<b>18,819</b>
7/18/2016		Easley Dr. Accessory Dwelling Unit	450	
6/30/2017		Interest Booked	278	
<b>6/30/2017</b>		<b>Adjusted Year-End Balance</b>		<b>19,547</b>

**CITY OF CLAYTON**

ATTACHMENT 5

**AB 1600 DEVELOPMENT IMPACT FEES**

- NOTE ALL FEES LISTED ARE SUBJECT TO CHANGE -

Fee	Single-Family Residential	Multi-Family Residential	Non-Residential	Authority	Payment Date	Account Number
<b>Community Facilities Development</b>	\$450.00 / Unit	\$125.00 / Unit	Commercial/ Industrial: \$0.50/Gross sq ft	Municipal Code § 3.16.020	Residential: Occupancy Permit	304-5323-00
					Commercial/Industrial: Zoning Clearance for Building Permit	
<b>Offsite Arterial Street Improvement</b>	\$1,456.00 / Unit	\$1,019.00 / Unit	Commercial/ Business: \$3.37/Gross sq ft	City Council Resolution Nos. 36-81 & 14-86	Zoning Clearance for Building Permit	304-5314-00
<b>Childcare<sup>1</sup></b>	\$205.00 / Unit	\$205.00 / Unit	\$0.10/Gross sq ft	Municipal Code § 16.60.050	Zoning Clearance for Building Permit	304-5307-00
<b>Parkland Dedication</b>	\$2,569.00 / Unit	\$1,666.00 / Unit	\$0.00	Municipal Code § 16.12.010	Subdivision/Parcel Maps: Final Map Approval	304-5312-00
		(Duplex \$2,180.00/ Unit)			Individual Parcels: Zoning Clearance for Building Permit	
<b>Fire Development Protection</b>	\$300.00 / Unit (Mobile Home: \$200.00 / Unit)	\$200.00 / Unit	\$0.20/Gross sq ft	Municipal Code § 3.18.040	Occupancy Permit	304-5317-00

<sup>1</sup> Senior housing units, second-dwelling units, affordable housing units, and churches are exempt.

Last Revised: April 10, 2009



**CITY OF CLAYTON  
CITY COUNCIL  
NOTICE OF AVAILABILITY OF INFORMATION**

**Account Information Related to Development  
Impact Fees (AB 1600)  
Note Issue Date: Tuesday November 21, 2017**

Notice is hereby given that as of the date noted above the City of Clayton has made available to the public a draft report entitled "Annual Report on Development Fees for the Fiscal Year Ending June 30, 2017 in Compliance with the Reporting Requirements of *California Government Code* Section 66006." This notice has been made publicly available fifteen (15) days in advance of the public meeting at which the Annual Report will be presented in accordance with *California Government Code* Section 66006(b)(2).

The final report shall be considered by the City Council at a regularly-scheduled City Council meeting on December 5, 2017, beginning at 7:00 pm or thereafter following location: Hoyer Hall, 6125 Clayton Road, Clayton, CA 94517.

The proposed Annual Report on Development Fees may be examined for no charge at the City of Clayton City Clerk's Office, 6000 Heritage Trail in Clayton during normal business hours between 9:00 a.m. and 5:00 p.m., Monday through Friday. It is also now available on the City of Clayton website at [www.ci.clayton.ca.us](http://www.ci.clayton.ca.us).

Interested citizens are invited to attend and participate in the meeting and present written and/or oral testimony concerning the Annual Report. If one cannot attend the hearing, one may send written comments to the City Clerk prior to the hearing at the address above or via email to [jbrown@ci.clayton.ca.us](mailto:jbrown@ci.clayton.ca.us). If one has questions concerning the proposal, please contact the Finance Manager at 925-673-7300.

A handwritten signature in black ink, appearing to read 'T. Kevin Mizuno', is written over a horizontal line.

T. Kevin Mizuno, C.P.A.  
Finance Manager



Agenda Item: 3F
Approved: 
Gary A. Napper City Manager

# AGENDA REPORT

**TO: HONORABLE MAYOR AND COUNCILMEMBERS**

**FROM: MINDY GENTRY, COMMUNITY DEVELOPMENT DIRECTOR** 

**DATE: DECEMBER 5, 2017**

**SUBJECT: STREET NAMES FOR THE VERNA WAY RESIDENTIAL SUBDIVISION**

## RECOMMENDATION

Staff recommends the City Council approve the preferred and alternative street names for the shared driveway access from Verna Way for four single-family homes as part of the Verna Way Residential Subdivision.

## BACKGROUND AND DISCUSSION

On August 9, 2016, the Clayton Planning Commission approved the Tentative Subdivision Map, Variance, and Tree Removal Permit for the Verna Way Residential Subdivision, generally located on the south side of Verna Way at the intersection of Lydia Lane and the north side of Pine Hollow Road just east of Gibson Lane (**Attachment 1**). The project included subdividing two adjacent properties into six single-family residential lots.

On September 19, 2017, the City Council approved the Final Map for the Verna Way Residential Subdivision.

As part of the plan check and review process for the project, street addresses for the six new lots is required. Providing a street number on Verna Way for the four northern most lots (Lots 1-4) that will be accessed from the private driveway has proven to be problematic because the lots adjacent to the project on either side are 5706 and 5710 Verna Way, which results in 5708 as the only remaining address. As a result, the four lots will need to be addressed from the private driveway, which requires a name.

The City Council's street naming policy requires street names to be based on one of the following themes: 1) local geographical features; 2) local historical figures; 3) area plants or animals; 4) mining era terms; or 5) western terms (**Attachment 2**).

The developer has proposed the following street names for the privately-owned driveway:

White Diamond Lane (preferred)  
Summit Lane  
Cascade Court  
Copper Court  
Silver Court

These proposed street names are based on historic mining that has occurred in the Mount Diablo region (**Attachment 3**), which meets the Council's policy criteria. White Diamond, Summit of Zion, and Cascade are the names of old mines located in the Mitchell Canyon area, and copper and silver are the minerals that have been mined in the Mount Diablo region. The list is in order of the developer's preference with the preferred name being White Diamond Lane. If the City receives any feedback from neighboring jurisdictions or emergency services providers regarding issues with the preferred name, then the next street name on the list will be selected.

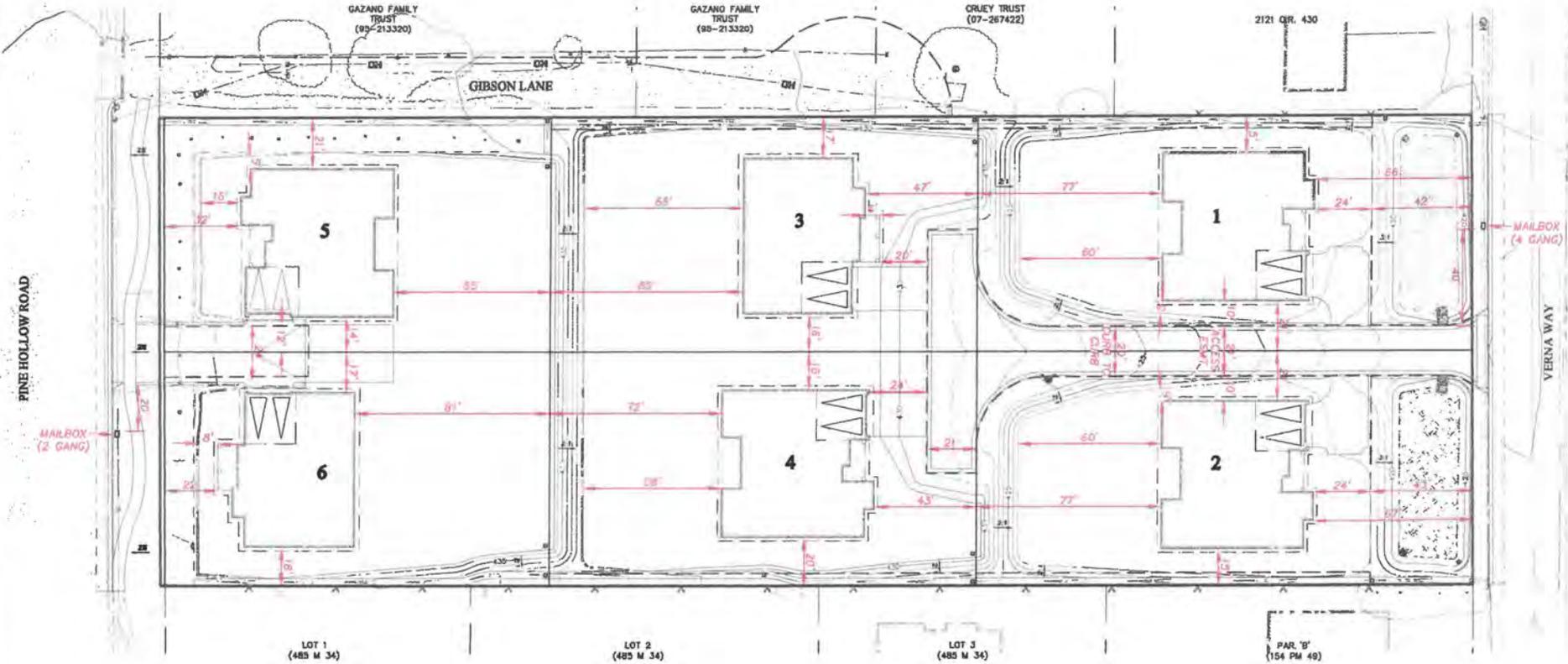
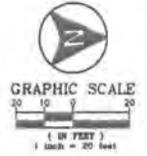
**FISCAL IMPACT**

None.

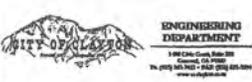
**ATTACHMENTS**

1. Site Plan [1 pp.]
2. Clayton City Council Street Naming Policy [2 pp.]
3. Excerpts from the Mount Diablo Interpretive Association [5 pp.]

**SITE PLAN EXHIBIT**  
**SUBDIVISION 9419**  
 CITY OF CLAYTON  
 COUNTY OF CONTRA COSTA  
 STATE OF CALIFORNIA



**ATTACHMENT 1**



817 Arnold Drive, Ste. 50  
 Martinez, CA 94553  
 Ph: (925) 476-8499  
 www.apexce.net

NO.	REVISIONS	REV.	BY	DATE	DESIGNED	JY
					DRAWN	JY
					CHECKED	SL
					PROJECT #	1206



**SITE PLAN EXHIBIT**

VERNA WAY      SUB # 9419      CLAYTON, CA

SHEET  
**1 of 1**  
 DATE  
 06-01-2017

# ATTACHMENT 2

## City of Clayton Street Naming Policy

### Street Naming Guidelines

1. Street names should be based upon one of the following themes:
  - a. Local geographic features;
  - b. Local historical figures (individuals should be deceased; the Clayton Historical Society maybe contacted for suggestions);
  - c. Area plants or animals;
  - d. Mining era terms; or
  - e. Western terms.
1. Streets within a subdivision should use a consistent theme. New streets which are a continuation of existing streets stubbed to the project site should use the existing street name.
2. Streets which continue across an intersection should use the same street name.
3. Cul-de-sacs which line up on opposite sides of a street should use different street names.
4. Street name suffixes (e.g., street, drive, road, way, place, court, circle) shall be appropriate to the street classification and configuration.
5. In order to avoid confusion for emergency service providers and visitors, street names should not duplicate street names in nearby cities or unincorporated areas.

### Street Naming Procedure

#### New Subdivisions

6. Following Planning Commission approval of a parcel map or tentative subdivision map, the developer shall propose street names which are consistent with the above street-naming guidelines. At a minimum, the number of proposed street names must be at least three times the number of streets, with a minimum of five proposed street names.
7. The staff shall submit the proposed street names to affected agencies, including emergency service providers, for comment. Following receipt of comments, the staff shall schedule City Council review of the proposed street names.
8. The City Council may reject or approve some or all of the proposed street names, or approve alternate street names identified by the City Council. If the City Council does not approve a sufficient number of street names, the developer shall submit additional street names for the City Council's consideration.
9. The final map submitted by the developer for City Council acceptance shall use the approved street names.

### Existing Private Driveways

1. Property owners of parcels accessed by a common, privately-owned driveway (or vehicular access easement) which serves four or more residential parcels may request the City to establish a name for the driveway. Five proposed street names which are consistent with the street-naming guidelines and approved in writing by all property owners shall be submitted, plus a deposit sufficient to cover the staff processing costs of the request.
2. The staff shall submit the proposed street names to affected agencies, including emergency service providers, for comment. Following receipt of comments, the staff shall schedule City Council review of the proposed street names.
3. The City Council may approve one of the proposed street names. If the City Council does not approve any of the street names, the property owners may submit additional street names for the City Council's consideration.
4. The property owners shall provide a deposit sufficient to cover the installation costs of new street signage.
5. The staff shall notify affected utilities and agencies, including emergency service providers, of the approved street name. The staff shall install appropriate street signage.
6. The property owners are responsible for notification of private parties of the approved street name as well as for all future maintenance/replacement costs of the City-approved street signage.

CDD\2003\03-03-Resolution-2



Mount Diablo State Park is one of the ecological treasures of the San Francisco Bay Area. Every season in the park has its special qualities. Discover them for yourself, from the mountain's 3,849-foot summit to its beautiful wildflowers, extensive trail system, fascinating wildlife, and distinctive rock formations.



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The tours feature lively interviews and music with the rush of wind and the chirps, howls, and growls of wildlife, all downloadable to an audio video media player.

## Wildflower Identification Guide



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## Donate Through MDIA's Vehicle Donation Program



These are all great ways for you to support Mount Diablo State Park

Mining and Scientific Press, Vol. 10, No. 12, p. 182 (March 25, 1865)

### "THE GOLD, SILVER AND COPPER MINES OF MOUNT DIABLO."

Upon the northerly flank of Mount Diablo may be seen a spur of primitive formation, similar to that of which the main body of the mountain is composed, thrown out some two or three miles in a northerly direction from the principal, cone-shaped upheaval of the main summit. The easterly declivity of this slope is deeply indented by two cañons, known as the Mitchell and Bagley\* canons. The former almost completely severs the northerly portion of this spur into an isolated summit, which is known as Mount Zion, and which overlooks the town of Clayton.

Near the peak of this summit, and on the westerly slope, we have the Summit of Zion mine, and on the easterly slope is located the Mount Zion Copper Company. Of these companies we shall speak more at length next week. In passing through the Mitchell cañon, upon either hand, but chiefly upon its northerly activity, may be noticed numerous other companies working for copper. Although very fine specimens and bunches of sulphurets, together with some native copper are found, no very extensive operations have yet been carried on there, for the reason that no well-defined veins have yet been discovered; the bunches of ore having the appearance of being isolated deposits.

This cañon and Mount Zion, already described, contain the chief copper deposits yet found in and about Mount Diablo. Following along the spur above indicated, toward the main Mount Diablo summit, and passing the mouth of Mitchell cañon, a short distance, we come to the mouth of another ravine, known as Bagley cañon. This runs nearly parallel with Mitchell cañon, and segregates, but at a higher level, another portion of the spur already mentioned from the main portion of the mountain. Ascending to the head of this cañon we come to the mining ground of what is known as the Open Sesame Mining Company. This company was incorporated August 5, 1863, and was consolidated from thirteen other companies.

The consolidated company now owns what is considered to be nine different ledges, named as follows: Cascade, Black, Henriquita, Carmel, Santa Domingo, Herman, Cortez, San Pedro, La Verdad, La Feliz and White Diamond; they also own the first extensions of the Cascade, Black, Henriquita and Cortez. The three principal mines of the company are the White Diamond, the La Feliz and the San Pedro. These mines are located on the right hand side of Bagley cañon, just before reaching its source. They are located one above the other in the order named, and are each plainly exposed to view by the wearing away by the waters of this cañon.

As these were the only mines belonging to the Open Sesame Company which we had time to examine during our visit at Mount Diablo the past week, we shall, of course, be compelled to confine our remarks to them exclusively. With the exception of these three and the Carmel and Santa Domingo ledges, all the other mines of the company are located in Mitchell cañon. The three which we shall particularly describe, together with the Carmel and San Domingo, are worked for gold and silver; the others, in Mitchell cañon, for copper. The chief work done by the company has been expended in opening these three mines, and in constructing a road to them through the cañon. We come first to the WHITE DIAMOND LEDGE.

This is the lowest in the series of supposed gold and silver ledges, which in geological position overlie the copper deposits of Mitchell cañon, and, if we are not mistaken in our hasty examination, of Mount Zion, also. The stratification of the summit at this point is unmistakable, and is in perfect conformity to that of Mount Zion, a little further north. The trend or direction is nearly north and south, and the dip is to the westward, at an angle of about forty-five degrees. But little or nothing has yet been done towards developing this vein, which has merely been opened. It is massive, some eight feet thick on the surface, and the croppings stretch away to the right (and northward) as far as the eye can reach, and are as distinctly traced as a stone-wall along a brown side-hill. We were informed that it could be thus traced for more than a mile.

The vein-stone of this ledge is of a bluish color and exceedingly hard. According to the superintendent's last report to the company, 113 pounds of this rock was sampled and assayed by Riehn, Hemme & Co., of this city [San Francisco], showing a yield of \$119 to the ton, in gold and silver. THE LA FELIZ LEDGE. This ledge, although it does not show as distinctly upon the surface as the White Diamond, is nevertheless quite well defined. It contains 9,800 feet of ground, and is about 150 yards in vertical height above the Black [sic] Diamond, to which it is parallel. The first tunnel commenced upon this ledge has been continued a distance of 140 feet.

The walls of the vein were distinctly defined from the mouth of the tunnel some fifteen feet, at which point a fault was encountered, where the vein matter appeared to have been considerably disturbed. From that point onward the vein walls are quite well defined to the extreme end of the tunnel. The ore taken from this mine bears a strong resemblance to much of the Washoe silver ore, with the exception of some slight presence of copper, as carbonates, yellow sulphurets and the vanadate or peacock ores. The ore is highly quartzose in character carrying spar. Numerous assays of rock from this mine have been made, which have generally assayed about \$45 to the ton; some have gone as high as \$100, and in one instance an assay, fairly assorted from some sixty pounds of ore taken from a "pocket," went as high as \$291 to a ton, (incorrectly printed at the time in the superintendent's report at \$201 to the ton.) One lot of two tons, taken as it came from the mine, was brought to

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this city [San Francisco] and worked, a little over a year ago, which yielded at the rate of \$26 to the ton. The brick taken from this rock may still be seen at Martinez.

The "tailings" from this working assayed at the rate of \$10 per ton. The above reports of assays are taken from the superintendent's report. Below this first tunnel another, intended as the main working tunnel, has been commenced, which will strike the vein eighty feet deeper. A blacksmith forge has been constructed upon the esplanade, or level floor, which has been constructed in front of this tunnel, and upon which the ore is to be placed as it is brought to the surface. THE SAN PEDRO LEDGE. Going still further up the mountain we come to the San Pedro Ledge, upon which the Open Sesame Company hold 9,800 feet.

This vein is equally well defined with those already noticed, and exhibits the heaviest outcrop of any yet opened, measuring about thirty feet in width at the surface. The company commenced work by clearing off an esplanade in front of the tunnel. After which a tunnel was run in about fifty feet, keeping the wall rock well defined upon the left. From this point a drift was run to the right, across the vein and thence downwards nearly in a right line twenty-two feet, at which point the vein matter was very much concentrated, exhibiting an almost uniform mass of sulphurets, which entirely covered the bottom of the shaft seven by eight feet.

Some thirty tons of first-class ore was taken out in sinking this shaft, besides a large quantity of second and third class, that was thrown into the dump. This shaft was full of water at the time of our visit and of course we could not examine it; but we have gathered the particulars from conversation with one of the proprietors and the superintendent, Felix A. Mathews, also a large stockholder. We have examined a large quantity of ore from this shaft. It appears to be remarkably uniform in character, and consists of nearly forty per cent. of light gray sulphurets, of a somewhat friable nature, with a quartzose matrix carrying considerable spar. It is said that some very fine specimens of sulphide of silver were found near the surface.

There is no free gold visible to the eye; but from numerous assays made the rock appears to yield from \$40 to \$45 per ton. A working process yielded, at the North Beach works, in this city [San Francisco], \$37 per ton. The ore, for a sulphuret, appears to be one which should be easily worked—there being but little or no indications of antimony or any other particularly stubborn metal present. Of course, the ore will require roasting, but so long as it carries so large a quantity of sulphurets as it now appears to do there will be no necessity for any concentration. The quantity of quartz mixed with the sulphurets will present no material hindrance to a roasting of the entire mass. CONCLUSION.

From the description given of these veins—their position, their well-defined character and the favorable appearance of much of the ore, judging from observation and reported analyses, we see no reason for entertaining very serious doubts of an ultimately fair paying vein in either the San Pedro or La Feliz ledges. The White Diamond has not yet been sufficiently opened to form any very definite conclusions as to its value. We have said that no fine gold is to be seen in either of the mines, but we are told that small prospects may be obtained from the ravine below. The probability, however, is that when worked in depth, copper will be found to gradually come in, and perhaps entirely change the character of the vein rock. The presence of spar in the matrix of the two upper veins is a favorable indication in this direction.

The highly metaliferous character of the San Pedro, in particular, would indicate a very valuable deposit of copper ore in depth, and that that mineral will predominate over silver and gold. These mines are admirably located for extensive working. They each present a linear front on the steep ascent of a high mountain, dipping away into the depths of the hill almost at right angles with the approach. But little dead work will be required to be done in thoroughly opening up the veins. Most of this has already been accomplished.

A fine roadway, of moderate grade, has been partially constructed along the banks of the cañon, to connect the same with the open valley below. A large amount of money, has been spent upon this road. Many of the stockholders have been of the opinion that the money so expended should have been devoted to a development of the mines, and the roads left until after the company had become fully satisfied that they would have a permanent use for them. Probably those through whose instrumentality this work has been done are fully satisfied on this point. We trust that future developments may prove the correctness of their judgment. It is better, however, in all cases, that general improvements about a mine, not absolutely needed at the outset, should be deferred until the necessity for the accomplishment has actually appeared.

The action of the Summit of Zion Company, near by the Open Sesame, is one worthy of much commendation in this particular, and presents a lesson of practical economy which has a wonderful effect in producing a willingness on the part of shareholders to come forward promptly with their assessments. The work upon these mines, as a general thing, appears to have been most judiciously expended, and reflects much credit upon the managers and the Superintendent, Felix A. Mathews, Esq., of Martinez.

Since writing the above, O. C. Coffin, President of the Open Sesame Company, has handed us the following report of working and assays, which have been made the past week in this city [San Francisco] and which he has desired us to publish for the benefit and information of the shareholders in the company: Working result by Kimball & Murphy, of the European Metallurgical Works, on Bryant street: A lot of 1,700 pounds of rock from the La Feliz vein yielded at the rate of \$2.87 in gold and \$2.25 in silver; total, \$5.12 per ton. A lot of 1,900 pounds from the San Pedro vein yielded at the rate of \$4.80 in gold and \$2.55 in silver; total, \$7.15 per ton. In each of the above cases the entire lot mentioned was worked. Messrs. Kimball & Murphy append to their certificate an opinion that the rock from the San Pedro yields a percentage of copper sufficiently large to warrant further development of the vein for that mineral, and we understand that the company intend to send down another lot of rock from this mine to be crushed and assayed especially for copper.

One hundred pounds of ore from the San Pedro was worked raw, without producing any result. In addition to the above working test, Capt. Coffin also requests us to publish the following assays: By B. E. Moore—the San Pedro rock was returned as yielding, per ton, \$2.41 in gold, with a trace only of silver. The same assayer returns for the La Feliz—"Mere traces of gold and silver, of no practical value." Riehn, Hemme & Co. returned as an assay of ore from the San Pedro—\$3.15 in silver, with a mere trace of gold. By comparing the "opinion" of Messrs. Kimball & Murphy, appended to their assay, it will be seen that the views we have expressed of the character of the San Pedro mine, written and submitted to Capt. Coffin before receiving the returns of Messrs. Kimball & Murphy, are remarkably confirmed.

We are now more fully assured that the mineral obtained near the outcrop of the San Pedro is simply "mundic," overlying a vein of copper. The expense of proving this will not be heavy, as the vein may readily be opened at a great depth in the lower tunnel. We would recommend that this depth should be reached before any further testing. With regard to the difference noticed between the assays given in the former portion of this article and taken from the superintendent's published reports of 1863, and those obtained, in part from the same parties, during the past week, and furnished us by Capt. Coffin, we have merely to say, in lack of positive knowledge, that the former might have been taken from near the croppings of the mines, a short distance below. At all events, this discrepancy goes to show the necessity of moving with the utmost care and circumspection, especially in the beginning of all mining operations.

"OPEN SESAME MINING COMPANY."—At a meeting of the Board of Trustees of the Open Sesame mining

### Gold, Silver and Copper Mines of Mount Diablo

company, held on Thursday last, T. L. Bibbing was unanimously chosen Secretary of said company--Office, No. 302, Montgomery street.

[Notes] \* [Now known as Back Canyon.--ed.]

### Contact Mount Diablo State Park



**Supervising Ranger:**  
925-855-1730  
**Recorded Park Information:**  
925-837-2525  
**Group Picnic Reservations:**  
925-837-6129, Ext 3  
**Campsite Reservations:**  
1-800-444-7275

### Contact MDIA



**MDIA Voice Mail:** 925-927-7222  
P.O Box 346  
Walnut Creek, CA 94597-0346  
Send Email: info at MDIA dot org

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Mount Diablo State Park is one of the ecological treasures of the San Francisco Bay Area. Every season in the park has its special qualities. Discover them for yourself, from the mountain's 3,849-foot summit to its beautiful wildflowers, extensive trail system, fascinating wildlife, and distinctive rock formations.



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**CULTURAL HISTORY  
MOUNT DIABLO STATE PARK**

**Clayton Quarry**

Article furnished courtesy of RMC Pacific Materials  
George Allen, Plant Manager  
*Mount Diablo Review - Spring 2004*

**Wildflower Identification Guide**



Two partners, Harrison and Birdwell, developed mining for construction aggregates on Mt. Zion in 1947. However, this was not the first mining activity to occur in the area. The discovery of coal in approximately the 1850's brought about the first commercial mining and the subsequent settlement of coal mining towns such as Stewartville, Somersville, and Nortonville.

The discovery of coal also led to additional prospecting wherein mercury and copper were discovered. It has been written that a "copper rush" occurred in the 1860's around Mt. Diablo. Copper was never found in significant quantity to make commercial mining worthwhile but the Mt. Diablo mine did produce mercury until the 1950's. Gold and silver were also reported in various assays but, again, none was ever found in significant quantity to make commercial mining worthwhile.

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These are all great ways for you to support Mount Diablo State Park

As a result of the search for the precious metals, mines and/or claims with names such as Great Republic, Superior, Pioneer, Horse Shoe, Rising Sun, San Carlos, Rough and Ready, and numerous others were developed. Today, the diggings of the Mt. Zion Copper Company, Summit of Zion, San Pedro, and a few other mines can still be seen.

In 1947, Harrison and Birdwell developed the Clayton quarry. The first excavation was behind the current shop building, but it was shortly moved to the east and south because of better rock on that side. In 1954, Harrison and Birdwell sold out to Pacific Coast Aggregates (later named Pacific Cement and Aggregates), who in turn sold out to Lonestar Industries in 1965.

In 1988, Lonestar partnered with RMC of London, England. Today the quarry is owned by RMC Pacific Materials, a wholly owned company of RMC Ltd. of England. The quarry is located on Mt. Zion and the material mined is diabase, a hard, durable rock used in the construction of roads, buildings, rail lines, dams, and levees. Over 25 different products are made to supply construction needs.

The State of California has designated Mt. Zion as a mineral reserve to be used to supply the construction needs of Contra Costa County. Of all the rock shipped out of the quarry, typically 72% of it goes to public sector projects. Some of the specific projects we have been involved in are B.A.R.T. (50% of all the rail ballast came from Clayton), Interstate 580 & Interstate 680 freeways, Highway 4, Highway 24, the new Giants Stadium, the Los Vaqueros Dam, Concord Naval Weapons Station, Delta levees, and many other projects.

The Clayton Quarry has been in continuous production for over 50 years, and expects to be producing for many years to come.

Interesting Facts:

1. Mt. Zion was also known as "Pyramid Hill".
2. Elevation of Mt. Zion is 1635 Feet.

3. Minerals found in the quarry are malachite, azurite, iron pyrite, magnetite and calcite.

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### Contact Mount Diablo State Park



Supervising Ranger:  
925-855-1730  
Recorded Park Information:  
925-837-2525  
Group Picnic Reservations:  
925-837-6129, Ext 3  
Campsite Reservations:  
1-800-444-7275

### Contact MDIA



PRESERVATION THROUGH EDUCATION

MDIA Voice Mail: 925-927-7222  
P.O. Box 346  
Walnut Creek, CA 94597-0346  
Send Email: [info at MDIA dot org](mailto:info@mdia.org)

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**VANESSA CHENA DAVILA**  
for  
"Doing the Right Thing"  
at  
Clayton Valley Charter High School  
by exemplifying great "Respect"  
October 2017

Agenda Date: 12-05-2017

Agenda Item: 4b

**BROOKE JOHNSON**  
for  
"Doing the Right Thing"  
at  
Clayton Valley Charter High School  
by exemplifying great "Respect"  
October 2017



Agenda Date: 12-05-2017

Agenda Item: 5a

# STAFF REPORT

Approved:   
Gary A. Napper  
City Manager

**TO: HONORABLE COUNCIL MEMBERS**  
**FROM: CITY MANAGER**  
**DATE: 05 DECEMBER 2017**  
**SUBJECT: NOMINATION AND ELECTION OF MAYOR AND VICE MAYOR**

## RECOMMENDATION

It is recommended the City Council elect its Mayor and Vice Mayor for a one-year term of office (2018) to commence the evening of 05 December 2017.

## BACKGROUND

According to Section F.4. – Mayor Selection, of the *Council Guidelines and Practices* (page 4, copy attached), the Mayorship and Vice Mayorship are one-year terms of office in the City of Clayton. The Clayton electorate does not directly elect its mayor or vice mayor. The election of its officers from within the membership of the City Council commences each year at the first regularly-scheduled Council meeting each December.

Mayor Jim Diaz and Vice Mayor Keith Haydon were elected to their current Council offices at a City Council regular public meeting held 06 December 2016. The following table lists those serving as mayor over the last seventeen (17) years:

2017	Jim Diaz	2008	Gregory Manning
2016	Howard Geller	2007	William Walcutt
2015	David Shuey	2006	David Shuey
2014	Hank Stratford	2005	Gregory Manning
2013	Julie Pierce	2004	Julie Pierce
2012	Howard Geller	2003	Pete Laurence
2011	David Shuey	2002	Gregory Manning
2010	Hank Stratford	2001	Julie Pierce
2009	Julie Pierce		

## NOMINATION AND ELECTION PROCEDURES

Pursuant to Chapter 2.04 – Council Meetings of the *Clayton Municipal Code*, our City uses the most recent version of *Robert's Rules of Order* to govern the conduct of City business meetings.

To assist in the procedure of nominating and selecting the next mayor and vice mayor at this meeting, the following rules\* have been extracted and summarized below:

1. The nomination/election of the next Mayor is to be conducted by Mayor Diaz. Once the new Mayor is elected, that member of City Council immediately presides and conducts the remainder of the business items on the agenda, including the City Council's election of its Vice Mayor to serve a 1-year term of office commencing the evening of 05 December 2017.
2. The method of nomination in this respect is an "open nomination" solely by and from within the membership of the presently-seated Clayton City Council. Nominations cannot be accepted from members of the public.
3. No "second" is required for a nomination, although sometimes one or more members will "second" a nomination to indicate endorsement.
4. In no event may any one member nominate more persons than there are offices to fill in the respective selection.
5. When it appears no one else wishes to make a nomination, the chair of the meeting asks one (1) final time if there are additional nominations. If there is no response, the chair then declares..." *the nomination for [Mayor or Vice Mayor, as applicable] is closed.*"

It is unnecessary to have a motion to officially close the nominations; yet, if such a motion is made, that motion then requires an affirmative 2/3rds vote of the Council present [4 of 5]. After nominations are closed, a majority vote is required to re-open it.

6. Nominees are voted on in the order in which they are nominated. As soon as one of the nominees receives a majority vote [in this case, 3 or more votes], the chair then declares that person elected to that respective office, and no vote is taken on the remaining nominee(s).

### **MAYOR SELECTION CRITERIA**

In accordance with the adopted *Council Guidelines and Procedures* [February 2007], the City Council established six (6) guidelines pertaining to the annual selection of its Mayor. Reference is made to the attachment of this Staff Report for review of those Guidelines.

### **FISCAL IMPACT**

No financial impact. The offices of Mayor and Vice Mayor receive the same monthly stipend as other members of the City Council.

Attachment: Page 4 of *Council Guidelines and Procedures* [1 pg.]

\*Reference: Chapter XIV - Nominations and Elections, *Robert's Rules of Order* [RONR, 10<sup>th</sup> Edition, pp. 418-430]

2. Staff in General.
  - a. Council may make reasonable requests for information directly from Department Heads.
  - b. An informal system of direct communication with staff is used but not abused by Council.
  - c. Staff will inform Council immediately when an unusual event occurs that the public would be concerned about [e.g., major vehicular accidents; major police activities; areas cordoned off by police or fire, etc.].
  - d. The Council and staff will not intentionally blind side each other in public; if there is an issue or a question a Council Member has regarding an agenda item, that Member will contact staff prior to the meeting.

E. COUNCIL RESPONSIBILITIES FOR KEEPING INFORMED

1. Read Commission minutes and staff reports to find out issues being addressed.
2. Read documents on planning items.
3. Read City Manager "goal updates" list for Council.
4. Do homework diligently and thoroughly.

F. MAYOR SELECTION

1. Election to Vice Mayor and Mayor requires supporting votes of three (3) Council Members, but in the interest of harmony unanimous consensus is to be sought and encouraged.
2. Any Council Member wanting or not wanting a role has a responsibility to tell all other Members.
3. As far as possible and until otherwise decided, Council Members will take turns as Mayor.
4. Mayorship will be a one-year term, commencing with the first meeting in December.
5. Selection of a Mayor is not a lock-step system. The Vice Mayor is generally expected to ascend to Mayor.
6. All Council Members are peers, and the Mayor and Vice Mayor serve at the pleasure of the Council.



Agenda Date: 12-05-2017

Agenda Item: 9a

# AGENDA REPORT

**TO: HONORABLE MAYOR AND COUNCIL MEMBERS**

**FROM: CITY ATTORNEY**

**DATE: December 5, 2017**

**SUBJECT: RESOLUTION SETTING, ADJUSTING AND APPROVING CITY MANAGER'S SALARY RANGE, AWARDING THE CITY MANAGER A ONE-TIME DISCRETIONARY PAY FOR PERFORMANCE REWARD, AND AUTHORIZING THE MAYOR TO EXECUTE A FOURTH AMENDMENT TO THE CITY MANAGER'S AGREEMENT TO ADJUST COMPENSATION**

## **RECOMMENDATION**

Consider adoption of Resolution setting, adjusting and approving the City Manager's salary range, awarding the City Manager a one-time discretionary pay for performance reward, and authorizing the Mayor to execute a Fourth Amendment to the City Manager's agreement to adjust compensation.

## **BACKGROUND**

The City Council directed the City Attorney to prepare a resolution setting, adjusting and approving the City Manager's salary range, awarding the City Manager a one-time discretionary pay for performance reward, and authorizing the Mayor to execute a Fourth Amendment to the City Manager's agreement to adjust compensation identical to that recently provided to management and other miscellaneous employees of the City in July 2017. That resolution and Fourth Amendment to the City Manager's agreement for compensation are attached here for your consideration.

**CITY RESOLUTION NO. - 2017**

**A RESOLUTION SETTING, ADJUSTING AND APPROVING THE CITY MANAGER'S SALARY RANGE, AWARDING THE CITY MANAGER A ONE-TIME DISCRETIONARY PAY FOR PERFORMANCE REWARD, AND AUTHORIZING THE MAYOR TO EXECUTE A FOURTH AMENDMENT TO THE CITY MANAGER'S EMPLOYMENT AGREEMENT**

**THE CITY COUNCIL  
City of Clayton, California**

**WHEREAS**, since October 29, 2017, the City Council and City Manager have been in active discussions and negotiations regarding the City Manager's performance evaluation in 2017, and corresponding compensation; and

**WHEREAS**, in light of the City Manager's work performance during the last year, the City Council wishes to adjust the City Manager's current salary range, approve a one-year discretionary pay for job performance reward, and amend the City Manager's employment agreement to increase the City Manager's annual salary.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of Clayton, California does hereby find, determine and approve as follows:

Section 1. That the above Recitals are true and correct facts pertaining to an important matter of public policy to the City.

Section 2. The City Manager's monthly salary range effective October 29, 2017 is \$14,124 for Step A, \$14,830 for Step B, \$15,572 for Step C, \$16,350 for Step D, and \$17,168 for Step E.

Section 3. To further acknowledge the City Manager for exceptional outcomes, effective teamwork, and encourage continued high level performance, the City Manager is hereby awarded a one-time discretionary performance pay reward of \$9,000.00 to be paid in the first pay period of 2018. Said amount and payment are not considered as or eligible as compensation pursuant to CalPERS regulations and state pension laws.

Section 4. The Mayor is hereby authorized and directed to execute the Fourth Amendment to City Manager Employment Contract ("Fourth Amendment") with Gary A. Napper for and on behalf of the City, a true and correct copy of the Fourth Amendment being attached hereto as Attachment 1.

Section 5. This Resolution shall and does take immediate effect from and after its passage and adoption.

**PASSED, APPROVED AND ADOPTED** by the City Council of the City of Clayton, California at a duly-noticed public meeting thereof held on the 5th day of December 2017 by the following recorded vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

THE CITY COUNCIL OF CLAYTON, CA

\_\_\_\_\_  
, Mayor

ATTEST:

\_\_\_\_\_  
Janet Brown, City Clerk

**FOURTH AMENDMENT TO CITY MANAGER EMPLOYMENT CONTRACT**

THIS FOURTH AMENDMENT TO THE AGREEMENT (“Fourth Amendment”) is entered into this 5th day of December, 2017, by and between the City of Clayton, Contra Costa County, State of California, a municipal corporation (hereinafter “Employer” or “City”), and Gary A. Napper (hereinafter “Employee”), both of who understand the following:

**WHEREAS**, the parties have heretofore entered into that certain Employment Agreement, dated October 16, 2001 (the “Agreement”); and

**WHEREAS**, on December 17, 2013, the parties amended the Agreement to increase the City Manager’s salary, remove furlough days in accordance with treatment of other City staff and provide for a pay for performance bonus program (the “First Amendment”); and

**WHEREAS**, on December 16, 2014, the parties amended the Agreement to increase the City Manager’s salary and remove his voluntarily-imposed final two furlough days in accordance with treatment of other City staff (the “Second Amendment”); and

**WHEREAS**, on December 1, 2015, the parties amended the Agreement to increase the City Manager’s salary and remove the timing for determining funding for discretionary pay for performance rewards ( the “Third Amendment”); and

**WHEREAS**, since October 2017, the Council and Employee have been in active discussions and negotiations regarding Employee’s performance in 2017 and the corresponding annual salary and compensation; and

**WHEREAS**, in light of the City Manager's performance during the last year, the City Council wishes to amend the Agreement in order to increase the City Manager's salary commensurate to the same salary increase provided to management and other miscellaneous employees of the City in July 2017.

**NOW, THEREFORE**, in consideration of the terms, covenants and promises contained herein, the above-named parties hereby mutually agree and promise as follows:

1. Amendment of Salary.

a. The second paragraph of Section 6 of the Agreement is hereby amended as follows:

“Effective October 29, 2017, City agrees to pay Employee for his services an annual base salary of \$206,016. City shall pay Employee said base salary in installments at the same time as other employees of the City are paid.”

2. Effect on Agreement. Except as amended by this Fourth Amendment, all other provisions of the Agreement, First Amendment, Second Amendment, and Third Amendment remain in full force and effect. From and after the date of this Fourth Amendment, whenever the term “Agreement” appears in the Agreement, it shall mean the Agreement as amended by the First Amendment, Second Amendment, Third Amendment, and Fourth Amendment.



**\* OAKHURST GEOLOGICAL HAZARD ABATEMENT DISTRICT \***  
**December 5, 2017**

**1. CALL TO ORDER AND ROLL CALL** – Chairman Shuey.

**2. PUBLIC COMMENTS**

*Members of the public may address the District Board of Directors 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 Chair's discretion. When one's name is called or you are recognized by the Chair 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 when each item is considered by the Board.*

**3. CONSENT CALENDAR**

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

- (a) Approve the Board of Directors' minutes for its regular meeting November 21, 2017. ([View Here](#))

**4. ANNUAL REORGANIZATION OF THE BOARD OF DIRECTORS**

- (a) Nominations and election of Chair (Chairman Shuey to conduct the election). ([View Here](#))
- (b) Nominations and election of Vice Chair (New Chair to conduct the election).

**5. PUBLIC HEARINGS** - None.

**6. ACTION ITEMS** – None.

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

**8. ADJOURNMENT** – the next meeting of the GHAD Board of Directors will be scheduled as needed.

# # #

**MINUTES**  
**REGULAR MEETING**  
**OAKHURST GEOLOGICAL HAZARD ABATEMENT DISTRICT (GHAD)**

November 21, 2017

1. **CALL TO ORDER AND ROLL CALL** – the meeting was called to order at 7:34 p.m. by Chairman Shuey. Board Members present: Chairman Shuey, Vice Chair Catalano, Board Members Diaz, Haydon, and Pierce. Board Members absent: None. Staff present: City Manager Gary Napper, District Manager Scott Alman, General Legal Counsel Mala Subramanian, and Secretary Janet Brown.
  
2. **PUBLIC COMMENTS** – None.
  
3. **CONSENT CALENDAR** – It was moved by Board Member Pierce, seconded by Board Member Haydon, to approve the Consent Calendar as submitted. (Passed; 5-0 vote).
  - (a) Information Only – No Action Requested.
    1. Submitted of a report by Berlogar-Stevens & Associates dated August 24, 2017 regarding its findings from recent monitoring and inspection of inclinometers and surface improvements along Pebble Beach Drive in the Peacock Creek Subdivision.
  - (b) Approved the Board of Directors' minutes for its regular meeting on August 1, 2017 and its special meeting of August 14, 2017.
  - (c) Approved the award of a low-quote contract to G.N. Henley, Inc. in the amount of \$19,750 for repair of concrete V-ditches at various locations in the District hills, approve the allocation of \$35,000 from the Presley GHAD Settlement Fund (No. 213) to underwrite the contract and pay for subsequent V-ditch repairs as necessary, and amend the FY 2017-18 GHAD Budget accordingly.
  - (d) Approved the award of a geotechnical consultant contract to Berlogar, Stevens and Associates in the amount of \$10,800 for slope monitoring and field reporting services at Kelok Way.
  
4. **PUBLIC HEARINGS** – None.
  
5. **ACTION ITEMS** – None.
  
6. **BOARD ITEMS** – None.

7. **ADJOURNMENT** - on call by Chairman Shuey the meeting adjourned at 7:35 p.m.

# # # #

Respectfully submitted,

---

Janet Brown, Secretary

Approved by the Board of Directors  
Oakhurst Geological Hazard Abatement District

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David T. Shuey, Chairman

# GHAD REPORT

**TO: HONORABLE CHAIRMAN AND BOARDMEMBERS**  
**FROM: GENERAL MANAGER**  
**DATE: DECEMBER 5, 2017**  
**SUBJECT: SELECTION OF CHAIR AND VICE CHAIR FOR 2018**

---

## **RECOMMENDATION**

It is recommended the Board of Directors select a new Chair and Vice Chair for next year (2018).

## **BACKGROUND**

Similar to the Clayton City Council's annual reorganization, the Board of Directors of the Oakhurst Geological Hazard Abatement District (GHAD) annually changes its chair and vice chair.

Since its December 6, 2016 Board meeting, Board Member David Shuey has served as Chairman of GHAD with Board Member Tuija Catalano serving as its Vice Chair. At this time, the Board should conduct the nomination and selection of its chair and vice chair to serve for the next twelve months. In recent years the following individuals have served as officers of GHAD:

	<u>Chair</u>	<u>Vice Chair</u>
2017	David Shuey	Tuija Catalano
2016	Keith Haydon	Jim Diaz
2015	Howard Geller	Keith Haydon
2014	Jim Diaz	Howard Geller
2013	David Shuey	Jim Diaz
2012	Hank Stratford	Joe Medrano
2011	Hank Stratford	Joe Medrano
2010	Howard Geller	David Shuey
2009	Hank Stratford	Howard Geller
2008	Bill Walcutt	Julie Pierce
2007	Julie Pierce	Gregg Manning
2006	Bill Walcutt	Gregg Manning
2005	David Shuey	Bill Walcutt
2004	Bill Walcutt	Gregg Manning
2003	Bill Walcutt	Julie Pierce

## **FISCAL IMPACT**

None. Board Members do not receive any stipend for their time and effort expended in these offices.