

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

**TUESDAY, February 2, 2016**

**1. CALL TO ORDER & ROLL CALL** – The meeting was called to order at 7:02 p.m. by Mayor Geller in Hoyer Hall, Clayton Community Library, 6125 Clayton Road, Clayton, CA. Councilmembers present: Mayor Geller, Vice Mayor Diaz (arrived at 7:18 p.m.), and Councilmembers Haydon, Pierce, and Shuey. Councilmembers absent: None. Staff present: City Manager Gary Napper, City Attorney Mala Subramanian, Maintenance Supervisor Mark Janney, Chief of Police Chris Wenzel, Community Development Director Mindy Gentry, and City Clerk/HR Manager Janet Brown.

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

**3. CONSENT CALENDAR**

**It was moved by Councilmember Haydon, seconded by Councilmember Shuey, to approve the Consent Calendar as submitted. (Passed; 4-0 vote).**

- (a) Approved the minutes of the City Council's regular meeting of January 19, 2016 and its special meeting of January 25, 2016.
- (b) Approved Financial Demands and Obligations of the City.
- (c) Accepted the City's Investment Portfolio Report for the Second Quarter of FY 2015-16 ending December 31, 2015.
- (d) Adopted Resolution 08-2016 appointing Carin Kaplan, Howard Kaplan and April Winship to the citizens advisory Trails and Landscaping Committee for terms of office to expire December 31, 2017.
- (e) Approved the denial of a liability claim filed against the City by Dinah Thompson and authorize the City Clerk to send the rejection letter.

**4. RECOGNITIONS AND PRESENTATIONS**

- (a) Recognition of Joseph L. Campbell, Board President, Contra Costa Water District 1991 – 2016 in appreciation for his valued leadership and public service to the citizens of Clayton upon his retirement.

Mayor Geller presented Mr. Campbell a Proclamation declaring February 17, 2016 as "Joseph L. Campbell" day in the City of Clayton. Mayor Geller also presented a plaque to Mr. Campbell recognizing his many years of service on the Costa Costa Water District Board.

Mr. Campbell was appreciative and thanked the Clayton City Council and Community. He noted that he has presented many certificates over the years; however this evening was the first time that he was the recipient of a plaque.

## 5. REPORTS

- (a) Planning Commission – Commissioner Tuija Catalano summarized the Commission’s meeting of January 26, 2016. She noted its agenda included approval of Second Dwelling Unit Permit located at 1133 Easley Drive. Some neighbors were concerned about the potential neighborhood impact of this project. Commissioner Gregg Manning recused his vote due to the proximity of the project. The Commission determined second dwelling projects and the role it plays with our housing crisis creates new housing opportunities in Clayton. This project was approved.
- (b) Trails and Landscaping Committee – No meeting held.
- (c) City Manager/Staff

City Manager Gary Napper presented a slide reporting the 2015 Pavement Condition Index (PCI) was released with Clayton rating in the “Very Good” category. Mr. Napper compared the 2014 and 2015 differences noting Arterial PCI can be improved at the main thoroughfare located at Oakhurst Road to Marsh Creek Road. Mr. Napper stated, Collector PCI relates to neighborhood streets (Mountaire Parkway, Diablo Street, Eagle Peak, and Keller Ridge Drive) which are on schedule to be repaved in the next Fiscal Year.

(Vice Mayor Diaz arrived)

- (d) City Council - Reports from Council liaisons to Regional Committees, Commissions and Boards.

Councilmember Pierce attended meetings of the Metropolitan Transportation Commission (MTC), Contra Costa Transportation Authority, Associated Bay Area Governments (ABAG) and joint meetings of MTC and ABAG.

Councilmember Shuey did not provide a report.

Councilmember Haydon attended meetings regarding Marsh Creek Canyon, Clayton Community Library Foundation, Council – Manager Goals and Objectives for Calendar Year 2016, and Clayton Business and Community Association General Membership. He also advised that he and Vice Mayor Diaz conducted interviews with three citizens to serve on the Trails and Landscaping Committee.

Vice Mayor Diaz attended various committee meetings including Morgan Territory Fire Safe, League of California Cities Safety Policy, East Bay League of California Cities, and Community Emergency Response Team (CERT). He also advised that he and Councilmember Haydon conducted interviews with three citizens to serve on the Trails and Landscaping Committee. Mr. Diaz also attended the 37<sup>th</sup> annual Shellie Awards ceremony noting the Clayton Theatre Company received an award for best Choreographer.

Mayor Geller attended the Council – Manager Goals and Objectives for Calendar Year 2016. He also indicated the City is still accepting applications for citizens to serve on the Trails and Landscaping committee.

- (e) Other – None.

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

7. **PUBLIC HEARINGS** – None.

8. **ACTION ITEMS**

- (a) City Council discussion of potential uses for a portion or all of its \$389,895 in General Fund net excess reserve monies from FY 2014-15 on one-time expenditures, equipment or capital project unmet needs.

City Manager Napper indicated at the City Council's regular meeting of November 17, 2015 it was noted the previous fiscal year closed with a General Fund net excess of \$389,895. Staff inquired at that meeting whether the City Council was interested in discussing possible one-time expenditure items and capital projects using these funds. Staff was instructed to bring a list back at this meeting to explore different opportunities for use of some or the entire annual General Fund FY 2014-15 net excess on one-time expenditures for unmet needs of the City. Part of staff's obligation as staff is to identify unmet needs of the City for City Council review and policy decision for the unassigned funds. Mr. Napper provided a focus list for one-time unmet city needs for further exploration per the direction of the City Council.

City Department heads were available at this meeting to answer any questions or provide additional information to the City Council regarding items pertaining to their departments.

After considerable discussion and review, the City Council determined it would like to pursue the following unmet needs:

- 2016 Mini Excavator.
- New trash cans, BBQs and reseal restroom floor at Community Park.
- Paint interior & exterior of Endeavor Hall, re-finish wood flooring, and re-seal concrete patio.
- Repaint City Hall exterior.
- Security Cameras at Exit/Entry points of City.
- Sustain Police deployment at full strength due to pending attrition.
- Demolition of Keller Ranch outbuildings (3).
- New interactive City website/IT Services.
- Electronic Records Management System (laserfiche).
- Searchable Online City Municipal Code.
- City back-up servers.

Mayor Geller opened the item to receive public comments; no public comments were offered.

Mr. Napper advised that items above his authority of approval will be brought back to future regular meetings of the City Council with no monies encumbered until awarded by the City Council.

City Council general direction was given to staff to provide additional research and bring back refined information for council consideration and action as appropriate.

9. **COUNCIL ITEMS**

10. **RECESS THE CITY COUNCIL MEETING**

Mayor Geller cancelled the recess of the City Council meeting as the need for the closed session no longer exists.

11. **RECONVENE THE CITY COUNCIL MEETING** – None.

12. **CLOSED SESSIONS**

Mayor Geller announced the need for this Closed Session no longer exists as advised by the City Manager.

- (a) *Government Code Section 54956.8*, Conference with Real Property Negotiator.  
Real Property: 6055 Main Street, Clayton, CA (APN 119-011-003).  
Instructions to City Negotiator: City Manager Gary Napper, concerning price and terms of payment.  
Negotiating Party: Clayton Community Church (Shawn Robinson).

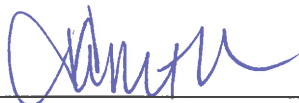
Report out from Closed Session: Mayor Geller  
No closed session held.

11. **ADJOURNMENT**– on call by Mayor Geller, the City Council adjourned its meeting at 9:05 p.m.

The next regularly scheduled meeting of the City Council will be February 16, 2016.

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Respectfully submitted,



Janet Brown, City Clerk

APPROVED BY CLAYTON CITY COUNCIL



Howard Geller, Mayor

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