

MINUTES
OF THE
REGULAR MEETING
CLAYTON CITY COUNCIL

TUESDAY, January 4, 2022

1. **CALL TO ORDER THE CITY COUNCIL** – The meeting was called to order at 7:00 p.m. by Mayor Cloven on a virtual web meeting and telephonically (877) 853-5257. Councilmembers present: Mayor Cloven, Vice Mayor Tillman, and Councilmembers Diaz, Wan, and Wolfe. Councilmembers absent: None. Staff present: City Manager Reina Schwartz, City Attorney Mala Subramanian, Community Development Director Dana Ayers, Assistant to the City Manager Laura Hoffmeister, and City Clerk/HR Manager Janet Calderon.

2. **MEETING PROTOCOL VIDEO** – City Clerk.

3. **PLEDGE OF ALLEGIANCE** – led by Councilmember Diaz.

4. **CONSENT CALENDAR**

City Manager Schwartz advised on item 4(d) the end date for the contract extension will change to March 31, 2022 throughout the contract to be consistent.

Councilmember Wan requested more information on 4(f) pertaining to the change order and if the change is due to time and materials or a fixed cost.

It was moved by Councilmember Wolfe, seconded by Vice Mayor Tillman, to approve the Consent Calendar items 4(a) – 4(f) as submitted. (Passed 5-0).

- (a) Approved the minutes of the City Council’s regular meeting of December 7, 2021. (City Clerk)
- (b) Approved the Financial Demands and Obligations of the City. (Finance)
- (c) Adopted Resolution No. 01-2022 of the City Council of the City of Clayton Allowing for Video and Teleconference Meetings during the COVID-19 State of Emergency Under AB 361. (City Manager)
- (d) Approved Resolution No. 02-2022 Authorizing the Fourth Amendment to an Existing Agreement with Harris & Associates for Professional Engineering Services. (City Manager)
- (e) Fourth Quarter April, May, June Ending June 30, 2021 FY 2020/21 Investment Portfolio Report – Corrected Report. (Finance Director)

- (f) Adopted Resolution No. 03-2022 Approving Construction Change Order in the Amount of \$128,746.22 Submitted by J.J.R. Construction, Inc.; Amending Agreement with Harris & Assoc. for an Increase of \$15,810 for Design, Inspection and Construction Management Services; and Approving Re-Allocation of \$144,556.22 from the Neighborhood Pavement Preservation Project (CIP 10449) to the City of Clayton Curb Ramp Improvement Project (CIP 10453) to Fund the Increases for a Revised Total Project Cost of \$498,444.22. (City Engineer)

5. RECOGNITIONS AND PRESENTATIONS – None.

6. REPORTS

(a) City Manager/Staff

City Manager Reina Schwartz provided a brief update regarding the Clayton Cares Program, a brief update regarding SB1383 Organics Recycling, and advised City Hall is currently closed to the public, however, staff is able to meet with the public by appointment if needed.

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

Councilmember Wolfe met with the City Manager, met with the Mayor, attended the East Contra Costa County Habitat Conservancy meeting, has an upcoming meeting with Senator Glazer, responded to emails from constituents, and announced the Boy Scouts Tree Recycling taking place this weekend.

Councilmember Wan indicated “No Report”.

Councilmember Diaz met with Councilmember Carlyn Obringer from Concord, attended the Contra Costa County Sheriffs holiday event, attended the Wreaths Across America event, met with former Mayor Kevin Wilk from Walnut Creek, attended the East Bay Regional Communications Systems Authority meeting, met with the City Manager, responded to constituents by phone, in-person and emails.

Vice Mayor Tillman attended the ABAR Mount Diablo Unified School District meeting, met with Sam Caygill from Cal Cities East Bay Division, met with the City Manager, and requested the community to mask-up and stay home if not feeling well.

Mayor Cloven attended the meeting of Transportation Partnership and Cooperation for Central Contra Costa (TRANSPAC), attended the Wreaths Across America event, spoke to constituents regarding the Housing Element, met with the City Manager, and met with the Community Development Director.

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

Scott Denslow thanked the community for their generous donations for the clothes drive and fundraiser for the homeless.

Mayor Cloven closed public comment.

8. **PUBLIC HEARINGS** – None.

9. **ACTION ITEMS**

(a) Determination of Council Committee Assignments for 2022. (Mayor Cloven)

Mayor Cloven presented the report.

Following questions by the City Council, Mayor Cloven opened the item to public comment

Scott Denslow expressed support of the City Council continuing the Ad Hoc Public Safety Committee.

Terri Denslow suggested the city post to its website a description and purpose of each City Council subcommittee.

Mayor Cloven closed public comment.

It was moved by Councilmember Wolfe, seconded by Councilmember Wan, to accept the Council Committee assignments for 2022 as presented. (Passed 5-0).

(b) Discussion and Direction to Staff Regarding Potential “Hero Pay”.
(City Manager)

City Manager Reina Schwartz presented the report.

Following questions by the City Council, Mayor Cloven opened the item to public comment.

Deborah Espina expressed her concerns with the Clayton Cares program annual household income limits as she does not qualify and suggested the maximum amount be raised. She did not support the potential “Hero Pay”.

Amy Hines-Shaikh expressed support of this item.

Mayor Cloven closed public comment.

Direction provided to staff.

- (c) Progress Report on 6th Cycle Housing Element Update and Discussion and Direction to Staff on Draft Housing Element Goals.
(Community Development Director)

Community Development Director Dana Ayers presented the report.

Following questions by the City Council, Mayor Cloven opened the item to public comment.

Nirmal Singh noted there is a lack of affordable housing in Clayton. He also suggested removal of site J and requested the addition of language be included regarding Climate change.

Roy Correa requested more community engagement.

Lynda Deschambault supported this effort and requested additional language regarding the climate crisis.

Mayor Cloven closed public comment.

Direction provided to staff.

The Mayor recessed the City Council meeting at 9:51 p.m. to conduct the Oakhurst Geological Hazard Abatement District meeting.

At 9:53 p.m. the City Council returned to the City Council meeting.

10. CLOSED SESSION

Mayor Cloven announced the City Council will adjourn into Closed Session for the following noticed item (9:54 p.m.):

- (a) Government Code Section 54957.6
Conference with Labor Negotiators
Agency-designated representatives: Mayor Cloven and Vice Mayor Tillman
Unrepresented employee: City Manager

Report out of Closed Session

(10:31 p.m.) Mayor Cloven reported there was no reportable action.

11. COUNCIL ITEMS

Councilmember Wolfe announced the Clayton Business and Community Association is seeking volunteers to assist in the take down of the holiday decorations this Saturday at 9:00 a.m.

12. **ADJOURNMENT**– on call by Mayor Cloven, the City Council adjourned its meeting at 10:33 p.m.

The next regularly scheduled meeting of the City Council will be January 18, 2022.


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Respectfully submitted,



Janet Calderon, City Clerk

APPROVED BY THE CLAYTON CITY COUNCIL



Peter Cloven, Mayor

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