

MINUTES
OF THE
REGULAR MEETING
CLAYTON CITY COUNCIL

TUESDAY, February 2, 2021

6:00 P.M.

1. **CALL TO ORDER & ROLL CALL** – The meeting was called to order at 6:00 p.m. by Mayor Wolfe on a virtual web meeting and telephonically (877) 853-5257. Councilmembers present: Mayor Wolfe, Vice Mayor Cloven, and Councilmembers Diaz, Tillman, and Wan. Councilmembers absent: None. Staff present: City Manager Reina Schwartz, Community Development Director Matthew Feske, and City Clerk/HR Manager Janet Calderon.

2. **PLANNING COMMISSION VACANCY**

- (a) Two candidates to be separately interviewed for one appointed office with the term to expire on June 30, 2021.

The City Council separately interviewed two (2) candidates who had applied for appointment to the City Planning Commission:

Amy Callaghan
Edward Miller

The Planning Commission candidates were each asked the same set of questions by the Council members.

- (b) City Council discussion and determination of citizen appointment to one opening on the Clayton Planning Commission for one vacated term of office from February 2, 2021 through June 30, 2021. (Mayor Wolfe)

Mayor Wolfe presented the report.

Following discussion by the City Council, Mayor Wolfe opened the item to public comments.

Howard Geller expressed either candidate would be a great addition to the Planning Commission.

Mayor Wolfe closed public comment.

It was moved by Councilmember Diaz, seconded by Councilmember Tillman, to approve Resolution No. 03-2021 appointing Mr. Edward Miller to the office on the Clayton Planning Commission, with a term of office to expire June 30, 2021. (Passed; 5-0).

- Short Recess -

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7:00 P.M. REGULAR PUBLIC MEETING

3. **CALL TO ORDER THE CITY COUNCIL** – The meeting was called to order at 7:21 p.m. by Mayor Wolfe on a virtual web meeting and telephonically (877) 853-5257. Councilmembers present: Mayor Wolfe, Vice Mayor Cloven, and Councilmembers Diaz, Tillman, and Wan. Councilmembers absent: None. Staff present: City Manager Reina Schwartz, Community Development Director Matthew Feske, City Attorney Mala Subramanian and City Clerk/HR Manager Janet Calderon.

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

5. **CONSENT CALENDAR**

It was moved by Vice Mayor Cloven, seconded by Councilmember Diaz, to approve the Consent Calendar items as amended. (Passed 5-0).

(a) Approved the minutes of the City Council’s regular meeting of January 19, 2021. (City Clerk)

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

6. **RECOGNITIONS AND PRESENTATIONS** – None.

7. **REPORTS**

(a) Planning Commission – Chair A.J. Chippero stated that the Commission’s meeting of January 26, 2021 included approval of the Rory Richmond Memorial Garden, and that the Commission also received information regarding the Housing Accountability Act. Mr. Chippero also thanked Amy and Edward for applying for the vacant seat on the Planning Commission; and looks forward to working with Edward beginning next week.

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

(c) City Manager/Staff

City Manager Reina Schwartz announced the Trails and Landscaping Committee will be meeting next week.

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

Councilmember Wan attended the Budget/Audit Committee meeting and emailed and called constituents.

Councilmember Diaz met with the Kelok Community Group, met with Police Chief Warren, met with the Public Safety Committee, attended the East Bay League of Cities meeting, attended the Clayton Business and Community Association general membership meeting, and followed up with the City Manager and Police Chief.

Councilmember Tillman talked with a police officer from a neighboring city regarding ideas to address speeding issues on Kelok, attended the Clayton Library Foundation meeting, attended League of California Cities training, met with California League of Cities representative Sam Caygill, met several times with the City Manager, attended the Budget/Audit Committee meeting, met with the Public Safety Committee, attended the East Bay youth Speaks Webinar, attended the African American Caucus meet and greet, attended the Cal Cities East Bay Division meeting, met with Kelok Way residents, and visited the proposed development property for the Diablo Meadows project. Councilmember Tillman received an alert of a missing person during the Cal Cities East Bay Division meeting and thanked everyone who assisted in finding that person quickly. She also debriefed with Chief Warren regarding the missing person and public notification efforts.

Vice Mayor Cloven announced the upcoming meeting of the Trails and Landscaping meeting, attended League of California Cities training, attended the Best, Best and Krieger training, attended the Cal Cities East Bay Division meeting, attended the Clayton Business and Community Association meeting, and visited the proposed development property for the Diablo Meadows project.

Mayor Wolfe attended the Cal Cities Academy, met with Walnut Creek Mayor Wilk and Concord Mayor McGallian, met with the City Manager, met with Vice Mayor Cloven regarding the Do The Right Thing campaign, met with Laura Hoffmeister, attended the Clayton Business and Community Association general membership meeting, emailed constituents, and thanked Sergeant Enea who kept everyone informed of the missing person.

Councilmember Diaz added although Clayton has a small Police force, when an incident such as the missing person arises, mutual aid is just a phone call away.

8. PUBLIC COMMENT ON NON - AGENDA ITEMS

Michael Lewis expressed support in the installation of speed bumps on Kelok Way. He also requested the City Council review *Clayton Municipal Code* section 17.95.020.

Jenny Yeh expressed her concerns of the City not having the financial resources available for the installation of speed bumps on Kelok. She further requested the City Council to consider changing the ordinance regarding cannabis.

Rosy Straka advised Kelok is not the only area experiencing speeding and running the stop signs; this problem is also occurring on Peacock Creek.

Mayor Wolfe closed public comment.

Mayor Wolfe advised the Action Item will be heard prior to the Public Hearing.

9. ACTION ITEMS

- (a) Comprehensive Annual Financial Report (CAFR). (Finance Director)

Finance Director Paul Rodrigues presented the report.

Bryce Rojas, Audit Partner and Katy Perry Audit Manager from Cropper Accountancy presented a Power Point Presentation.

Following questions by City Council, Mayor Wolfe opened the item to public comment; no public comment was offered.

It was moved by Councilmember Wan, seconded by Councilmember Diaz, to accept the City of Clayton's Annual Financial Report, including the unmodified option of the Independent Auditor's Report, issued by Cropper Accountancy Corporation for the fiscal year ended June 30, 2020. (Passed 5-0).

10. PUBLIC HEARINGS

- (a) Public Hearing to consider the eighteen residential-lot planned development project known as Diablo Meadows, which includes: Resolution No. ___ to approve an Initial Study/Mitigated Negative Declaration and adopt a Mitigation Monitoring and Reporting Program (ENV-01-2020); Introduction of Ordinance No. ____ a zoning amendment to rezone the entire site from R-15 to Planned Development (PD) and amend CMC 17.78.040.D Exemptions to PD floor are area ratios. (ZOA-02-2020); and Resolution No. ____ approving the Development Plan (DP-01-20); the Vesting Tentative Map (MAP-01-2020); and the Tree Removal Permit (TRP-09-2020). (Community Development Director)

Community Development Director Matthew Feske presented the report.

Trent Sanson, Vice President of Land Acquisition and Entitlements and Kerri Watt, Director of Entitlements from DeNova Homes presented a Power Point.

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

Denise Pursche expressed her concerns regarding potential parking issues.

Mayor Wolfe closed public comment.

It was moved by Councilmember Wan, seconded by Councilmember Tillman, to adopt Resolution No. 04-2021 to approve an Initial Study/Mitigated Negative Declaration and adopt a Mitigation Monitoring and Reporting Program (ENV-01-2020); Introduction of Ordinance No. 491 a zoning amendment to rezone the entire site from R-15 to Planned Development (PD) and amend CMC 17.78.040.D Exemptions to PD floor are area ratios (ZOA-02-2020); and Resolution No. 05-2021 approving the Development Plan (DP-01-20); and Vesting Tentative Map (MAP-01-2020); and the Tree Removal Permit (TRP-09-2020). (Passed 5-0).

11. COUNCIL ITEMS – None.

12. CLOSED SESSION – None.

13. ADJOURNMENT– on call by Mayor Wolfe, the City Council adjourned its meeting at 9:08 p.m.

The next regularly scheduled meeting of the City Council will be February 16, 2021.

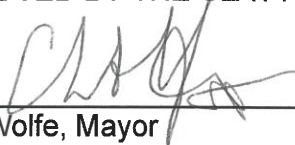
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Respectfully submitted,



Janet Calderon, City Clerk

APPROVED BY THE CLAYTON CITY COUNCIL



Carl Wolfe, Mayor

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