

MINUTES
OF THE
REGULAR MEETING
CLAYTON CITY COUNCIL

TUESDAY, March 7, 2023

1. **CALL TO ORDER THE CITY COUNCIL** – The meeting was called to order at 7:01 p.m. by Mayor Wan held via a hybrid meeting format live in-person and Zoom videoconference and broadcast from Hoyer Hall, Clayton Community Library, 6125 Clayton Road, Clayton, California. Councilmembers present: Mayor Wan, Vice Mayor Diaz, and Councilmembers Cloven and Trupiano. Councilmembers absent: Councilmember Tillman. Staff present: Interim City Manager Ron Bernal, City Attorney Mala Subramanian, Community Development Director Dana Ayers, and City Clerk Janet Calderon.

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

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

Ed Hartley expressed concern regarding the tiers for reduced non-profit rental rates for Endeavor Hall and elimination of the Endeavor Hall City Council ad-hoc committee.

Keith Haydon expressed his concern regarding the tiers for reduced non-profit rental rates for Endeavor Hall and requested the City Council reinstate the Endeavor Hall City Council ad-hoc committee.

Howard Kaplan supports the volunteerism of the Clayton Business and Community Association.

Pat Middendorf expressed her concern with her recent rental of Endeavor Hall and staff not knowing how much to charge her.

Carolina Marlin requested the city look into the large root that has appeared on Clayton Road and suggested the City Council consider an ice-skating rink on the empty lot downtown.

Bassam Altwal expressed his concern with the endorsements for the mayor from Oakhurst Country Club.

Mayor Wan closed public comment.

4. **CONSENT CALENDAR**

It was moved by vice Mayor Diaz, seconded by Councilmember Trupiano, to approve the Consent Calendar items 4(a) – 4(b), as submitted. (Passed 5-0).

- (a) Approved the minutes of the City Council's regular meeting of February 21, 2023.
(City Clerk)

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

5. RECOGNITIONS AND PRESENTATIONS

- (a) Information Only – No Action Requested.

- Irish-American Heritage Month.
- Women’s History Month.
- Cesar Chavez Day (March 31)

- (b) Proclamation declaring March as “Red Cross Month” in the City of Clayton.
(Mayor Wan)

Mayor Wan read the proclamation declaring March as “Red Cross Month” in the City of Clayton.

Larry Fong, External Relations, Red Cross briefly spoke about the efforts of the Red Cross

- (c) Clayton Valley Village Presentation. (Councilmember Trupiano)

Councilmember Trupiano introduced Sonja Wilkin to provide a short presentation with a PowerPoint.

Sonja Wilkin presented a PowerPoint showcasing the efforts of the Clayton Valley Village.

6. REPORTS

- (a) Interim City Manager Ron Bernal announced an upcoming Clayton City Council Special meeting taking place on March 11 interviewing City Manager candidates, a Clayton City Council Special meeting taking place on March 13 regarding the City Council Goal Setting Session, and notified the community sandbags are available at the Keller House due to the upcoming storms.

- 7. PUBLIC HEARINGS – None.**

8. ACTION ITEMS

- (a) Consider Termination of the Clayton Business and Community Association Master Use Agreement. (Interim City Manager)

Interim City Manager Ron Bernal presented the report.

Following questions and comments by the City Council, Mayor Wan opened the public comment.

Ed Hartley expressed his concern with the termination of the Clayton Business and Community Association agreement with the city, and suggested a renegotiation of the agreement.

Keith Haydon expressed his concern of not hearing this item ahead of time as a future city council item.

Amy Callaghan expressed she is a frequent volunteer of the Clayton Business and Community Association and is not supportive of termination of the agreement.

Ed Miller noted the City Council not only manages the budget, but also relationships with the community and not in the business of making profit.

Terri Denslow expressed her concern of the anonymous letters attacking the Clayton Business and Community Association.

Scott Denslow suggested the City Council talk about renegotiation not termination of the Clayton Business and Community Association.

Rebecca Nolen highlighted some of the events and donations provided by the Clayton Business and Community Association suggested the City Council talk about renegotiation not termination of the Clayton Business and Community Association master agreement.

Bassam Altwal volunteers as often as he can for the Clayton Business and Community Association and expressed his concern of the non-profit rates for use of Endeavor Hall.

Christine Muller expressed her displeasure with the termination of the Clayton Business and Community Association agreement with the city.

Meredith Yalenty expressed her concern with termination of the Clayton Business and Community Association master agreement.

Pat Middendorf expressed her concern with termination of the Clayton Business and Community Association master agreement.

Howard Geller expressed his dissatisfaction with the current City Council and provided an overview of the volunteerism and donations made by the Clayton Business and Community Association.

Sandy Johnson provided the City Council payment amounts made by the Clayton Business and Community Association to the City for its events.

Carl Wolfe provided a brief overview of the Clayton Business and Community Association and would like to continue working with the City of Clayton.

Matt Tillman encouraged the community to get involved with the Clayton Business and Community Association, since the city does not have its own recreation department, it relies heavily on the Clayton Business and Community Association for events.

Doug Robers is in support of the Clayton Business and Community Association paying its fair share of costs the City incurs for the downtown events.

Jonathan Lee noted the Clayton Business and Community Association pays Police overtime fees and downtown businesses enjoy the extra business during various City events.

Dennis Mitchell expressed his support of the Clayton Business and Community Association.

Mayor Wan closed public comment.

It was moved by Mayor Wan, seconded by Vice Mayor Diaz, to terminate the Clayton Business and Community Association Master Use Agreement and form an ad-hoc committee consisting of Mayor Wan and Vice Mayor Diaz to enter into a new master use agreement with the Clayton Business and Community Association. (Passed; 3-1 No; Cloven)

9. COUNCIL ITEMS

Councilmember Cloven requested a future agenda item to include the addition of a future item to the City Council Agenda discussed in public prior to being placed on the agenda.

(9:22 pm) Mayor Wan called for a 2-minute recess
(9:24 pm) Mayor Wan called the meeting back to order

9. COUNCIL REPORTS

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

Councilmember Cloven attended the Contra Costa County Mayors' Conference, met with Diablo View Middle School Principal Fong, announced the upcoming Clayton Cleans Up event April 22, spoke with constituents regarding the Clayton Business and Community Association master agreement, and spoke with City of Concord Councilmembers regarding their fee schedule.

Councilmember Trupiano attended the Clayton Budget and Audit Committee meeting, the East Contra Costa County Habitat Conservancy board meeting, attended the Clayton Valley Village annual meeting, attended the Contra Costa County Mayors' Conference, met with Ernest Avila, President, Contra Costa Water District who wishes to provide the City Council a presentation at a future meeting, spoke with constituents regarding the Clayton Business and Community Association agreement, and continued reaching out for sponsorships for the upcoming Concerts in The Grove.

Vice Mayor Diaz attended the CERT/Morgan Territory Association meeting, attended the County Connection community meeting, attended the re-opening of Contra Costa Fire Protection District Station 74, announced the upcoming Clayton Business and Community Association Art and Wine event taking place April 29 – 30, and met with the Interim City Manager.

Mayor Wan attended the Clayton Budget and Audit Committee meeting, met with PG&E with Climatec, attended the Contra Costa County Mayors' Conference and met with our new California Public Utilities Commission (CPUC) representative.

11. **CLOSED SESSION** – None.

12. **ADJOURNMENT**– on call by Mayor Wan, the City Council adjourned its meeting at 9:31 p.m.

The next regularly scheduled meeting of the City Council will be March 21, 2023.

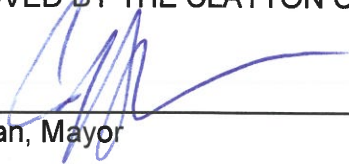
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Respectfully submitted,



Janet Calderon, City Clerk

APPROVED BY THE CLAYTON CITY COUNCIL



Jeff Wan, Mayor

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