

MINUTES
OF THE
REGULAR MEETING
CLAYTON CITY COUNCIL

TUESDAY, April 6, 2021

1. **CALL TO ORDER THE CITY COUNCIL** – The meeting was called to order at 7:01 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 and Tillman. Councilmembers absent: Councilmember Wan. Staff present: City Manager Reina Schwartz, Police Chief Elise Warren, City Attorney Mala Subramanian and City Clerk/HR Manager Janet Calderon.

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

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

4. **CONSENT CALENDAR**

It was moved by Councilmember Diaz, seconded by Vice Mayor Cloven, to approve the Consent Calendar items 3(a) - 3(g) as submitted. (Passed 4-0).

 - (a) Approved the minutes of the City Council's regular meeting of March 16, 2021. (City Clerk)
 - (b) Approved the Financial Demands and Obligations of the City. (Finance)
 - (c) Adopted Second Quarter Ending December 31, 2020 FY 2020-21 Investment Portfolio Report. (Finance Director)
 - (d) Approved Amendment to Consulting Agreement with TRC Solutions, Inc. to Provide Contract Planning Services Including Staffing the Community Development Director Position. (City Manager)
 - (e) Adopted Resolution No. 12-2021 Acceptance of the 2020 General Plan Implementation and Housing Element Annual Progress Report. (Interim Community Development Director)
 - (f) Adopted Resolution No. 13-2021 Directing the Filing of an Annual Engineer's Report for the Diablo Estates Benefit Assessment District (Pursuant to the Landscaping and Lighting Act of 1972). (City Engineer)
 - (g) Accepted City Council Adoption by Minute Order an Update to the Schedule for the Do The Right Thing Program. (City Manager)

5. RECOGNITIONS AND PRESENTATIONS

- (a) A Proclamation recognizing April 4-10, 2021 as “National Library Week 2021”.
(Mayor Wolfe)

Mayor Wolfe presented the proclamation to Karen Hansen-Smith, Clayton Community Librarian, who provided a brief update of Library operations for the past year and changes patrons can expect upon the re-opening of library services on April 27, 2021.

6. REPORTS

- (a) Planning Commission – No meeting held.
- (b) Trails and Landscaping Committee – No meeting held.
- (c) City Manager/Staff

City Manager Reina Schwartz announced the Trails and Landscaping Committee is meeting April 12; that the City received notice that Contra Costa County is moving into the Orange Tier; and advised that the RFP for the Housing Element Update is open with submissions due by April 23 and is expected to be awarded at the May 18 City Council meeting.

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

Vice Mayor Cloven attended the City Council Goal Setting Session, the Association of Bay Area Governments Housing Element call, the Contra Costa Hazardous Materials Commission meeting, the California League of Cities call regarding legislation, the Clayton Business and Community Association General Membership meeting, thanked the Creekside Artist Guild for the face mask, and many conversations with constituents.

Councilmember Tillman attended an interview with a local Boy Scout, the Library Foundation meeting, the Career Day Interview with Diablo View Middle School, the City Council Goal Setting Session, served as liaison to the Mt. Diablo Unified School District Board's newly formed Anti-Bias and Anti-Racist Committee meeting, the Cal Cities Division call, the Clayton Business and Community Association General Membership meeting, a town hall call with Congressman Desaulnier including Superintendent of Schools Tony Thurman and Contra Costa County Superintendent of Schools Lynn Mackey regarding the students return to school, attended a webinar regarding housing laws and land-use planning pertaining to SB9/SB15, the Contra Costa County Mayors' Conference, and met with City Staff and the City Manager. She also announced an upcoming Anti-Hate rally taking place on Saturday at The Grove Park and an upcoming webinar hosted by Clayton Speaks Youth Forum.

Councilmember Diaz attended the City Council Goal Setting Session, had his second COVID vaccination injection, met with the City Manager, attended the East Bay Division meeting, the Clayton Business and Community Association General Membership meeting, attended several community Easter events, met with the City Manager and Police Chief, collaborated with Howard Geller, Concerts in The Grove promoter exploring venues outside of Clayton, and requested this evenings meeting be adjourned in memory of Jim Seven Clayton Historical Society Treasurer, Merle Hufford Clayton City Treasurer for twenty years, and Dewey Dodson spent 34 years with the Marine Corp and fought in

World War II, all long-time community members and volunteers who recently passed away.

Mayor Wolfe attended the Clayton Business and Community Association General Membership meeting, the East Contra Costa County Habitat Emergency meeting, the City Council Goal Setting Session, the Contra Costa County Mayors' Conference, attended the Memorial Day Committee meeting, met with the City Manager and requested a future item on the agenda pertaining to Legislative updates, and thanked Christine Tran and Emily Ventura from the Creekside Artist Guild for the facemasks.

Christine Tran provided a brief summary of the CCE Community Project.

7. PUBLIC COMMENT ON NON - AGENDA ITEMS

Mark Quady expressed that he does not feel safe in Clayton, because of actions of an immediate neighbor, feeling harassed and intimidated.

Jonathan Lee had his son Owen speak first who expressed he does not like racism and urged the community to work together to make Clayton hate-free. Mr. Lee expressed his encounters of racism throughout his life, more recently with his neighbor. He advised he is organizing a stop the hate rally this Saturday at The Grove park at Noon.

Bassam Altwal requested the City Council make a strong anti-racist statement for the community.

Dee Vieira read a statement she wrote to Max and Nancy King and David McCracken regarding their actions against their neighbor and provided suggestions of what could have been done differently.

Stefano Gonzalez on the Board of Directors with the Rainbow Center, who was in attendance at the rising of the Pride Flag in June 2020, expressed disappointment of recent incidents in Clayton and urged the City Council to promote the safety of all of its residents.

Scott Denslow encouraged the community to visit Mt Diablo State Park and enjoy its surroundings. He also invited anyone who would like to meet at Morsei's on Friday at 6 pm to meet and welcome Mark and Jonathan to Clayton.

Frank Gavidia expressed he does not stand for any racism, and finds incredible the hypocrisy done out of political vindictiveness on both the City Council and Planning Commission. He stated that he also doesn't stand for inconsistency and hypocrisy.

Julie Kirkeeng requested the City Council to consider Autism Acceptance month in the City of Clayton for the month of April and bring awareness to the community.

Vince Moita encouraged the City Council to address the hate in the community. He also advised a letter was sent to the city to reiterate his position on the Oak Creek Canyon project and thanked staff for their work so far on this project.

Terri Denslow encouraged the community to celebrate the diversity of Clayton and she also supports Cheryl Willis in bringing the Anti-Racist Little Library to Clayton.

Mayor Wolfe closed public comment.

8. **PUBLIC HEARINGS** – None.

9. **ACTION ITEMS**

- (a) Adopted Resolution No. 14-2021 Authorizing the Clayton Police Department to Apply For, And Accept \$465,881 In Grant Funding From the California Department of Justice to Participate In the Tobacco Grant Program. (Police Chief)

Police Chief Elise Warren introduced the item.

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

Jim Moita expressed support of the Police Department and for this potential grant.

Mayor Wolfe closed public comment.

It was moved by Councilmember Diaz, seconded by Councilmember Tillman, to adopt Resolution No 14-2021 Authorizing the Clayton Police Department to Apply For, and Accept \$465,881 in Grant Funding From the California Department of Justice to Participate in the Tobacco Grant Program. (Passed 4-0 vote).

- (b) Recognition of Cultural Heritage Months and Other Significant Celebrations (City Manager)

City Manager Reina Schwartz introduced the item.

Councilmember Tillman presented the report.

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

Dee Vieira inquired if Pride month is on the list.

Mayor Wolfe confirmed Pride is on the list.

Mayor Wolfe closed public comment.

It was moved by Vice Mayor Cloven, seconded by Councilmember Tillman, to Recognize Cultural Heritage Months and Other Significant Celebrations as amended by Councilmember Diaz by adding Peace Officers Memorial Day on May 15 with National Police week, Columbus Day, Portuguese Heritage month in June, and Dutch American Heritage on November 16. (Passed 4-0 vote).

10. **COUNCIL ITEMS**

Mayor Wolfe requested to correct the date on flying the Pride Flag in June so it is not just June 2020.

11. **CLOSED SESSION** – None.

12. **ADJOURNMENT**— on call by Mayor Wolfe, the City Council adjourned its meeting at 8:21 p.m. in memory of Jim Seven Clayton Historical Society Treasurer, Merle Hufford Clayton City Treasurer for twenty years, and Dewey Dodson spent 34 years with the Marine Corp and fought in World War II, all long-time community members and volunteers who recently passed away.

The next regularly scheduled meeting of the City Council will be April 20, 2021.

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Respectfully submitted,



Janet Calderon, City Clerk

APPROVED BY THE CLAYTON CITY COUNCIL



Carl Wolfe, Mayor

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