

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

**TUESDAY, August 18, 2020**

1. **CALL TO ORDER & ROLL CALL** – The meeting was called to order at 7:00 p.m. by Mayor Pierce on a virtual web meeting and telephonically (877) 853-5257. Councilmembers present: Mayor Pierce. Councilmembers absent: Vice Mayor Wan, Councilmembers Catalano, Diaz, and Wolfe. Staff present: Interim City Manager Fran Robustelli, Assistant to the City Manager Laura Hoffmeister, City Engineer Scott Alman, Traffic Engineer Lynne Filson, Chief of Police Elsie Warren, Police Sergeant Jason Shaw, City Attorney Mala Subramanian and City Clerk/HR Manager Janet Calderon.

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

3. **CONSENT CALENDAR**

Vice Mayor Wan requested Item 3(c) be pulled from the Consent Calendar for separate discussion.

Following questions by the City Council, Mayor Pierce opened the item to public comment; no comments were offered.

**It was moved by Vice Mayor Wan, seconded by Councilmember Catalano, to approve the Consent Calendar as submitted. (Passed 5-0 vote).**

- (a) Approved the minutes of the City Council's regular meeting of August 4, 2020.
- (b) Approved the Financial Demands and Obligations of the City.
- (c) Adopted Resolution No. 41-2020 Authorizing HdL Companies to Examine the Sales, Use and Transaction Tax Records of the Department of Tax and Fee Administration Pertaining to Those Taxes Collected for the City of Clayton.
- (d) Adopted Resolution No. 42-2020 Accepting the North Valley Park Playground Rehabilitation Project (CIP No. 10442) Performed by Specified Play Equipment Company (SPEC) as Complete, Approving the attached Notice of Completion, Directing the City Clerk to Record Same with the County Recorder and Authorizing the Payment of All Retained Funds to SPEC 35 Days After Recording the Notice of Completion.

4. **RECOGNITIONS AND PRESENTATIONS**

- (a) Proclamation declaring August 26, 2020 as "National Women's Suffrage Day".

Mayor Pierce advised at the request of the Clayton Woman's Club a proclamation has been issued regarding "National Women's Suffrage Day".

Councilmember Catalano thanked the Mayor for bringing this item.

**5. REPORTS**

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

Interim City Manager Fran Robustelli provided a brief report regarding the continued closures of restrooms in city parks due to requirements by the County Health order in the frequency of required cleaning and reminded participants in the park to continue with social distancing requirements by wearing their masks. Ms. Robustelli also reported approximately 100 households were evacuated Sunday evening due to the fire; thanking Sergeant Enea and Assistant to the City Manager Laura Hoffmeister for their assistance in coordinating with Cal Fire and Red Cross. She further noted power outages are related to power grid usage due to the heat and not power safety power outages.

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

Councilmember Diaz continued in an advisory capacity with Morgan Territory residents regarding fire service issues.

Councilmember Catalano attended the Public Safety Ad-Hoc Committee meeting, the Contra Costa County Mayors' Conference, the Race Relations webinar as a community member, and with Planning Commissioners Cloven and Denslow hosted the first Housing Webinar.

Councilmember Wolfe attended the Public Safety Ad-Hoc Committee meeting, the Contra Costa County Mayors' Conference, the Race Relations webinar as a community member, and with Planning Commissioners Cloven and Denslow hosted the first Housing Webinar.

Vice Mayor Wan emailed and called constituents.

Mayor Pierce attended the Housing Methodology Committee meeting and the Contra Costa County Mayors' Conference.

Councilmember Wolfe provided a brief report regarding the recent Public Safety Ad-Hoc Committee meeting which included Councilmember Catalano, Interim City Manager Fran Robustelli, Chief Warren, Sergeant Shaw, and 30 public attendees. Chief Warren suggested placement of banners at the entrances of the City during the week of May 9-16, 2021 for National Police Week in support of the Clayton Police Department and all Law Enforcement. The committee also discussed the possibility of additional training and funding for the Police Department. In addition the committee received public comment regarding a distasteful sign that was placed at a business; supported additional notices and advertising of Public Safety Ad-Hoc committee meetings; Vice Mayor Wan encouraged staff to explore more notice or outreach for City Council meetings and eliminating the requirement of pre-registration to participate in Zoom meetings.

- (e) Other – 1. Keith Haydon, Central Contra Costa Transit Authority Board of Directors (CCCTA)

Keith Haydon, Central Contra Costa Transit Authority Board of Directors (CCCTA) Liaison and current Chair provided a brief report summarizing mitigation efforts measures by County Connection in regards to COVID-19 in keeping their employees and patrons safe.

2. Introduction of City Council candidates (present at the meeting).

Mayor Pierce noted that during City elections, it is City Council policy that candidates for City Council are allowed 3 minutes to introduce themselves and share a few remarks at each City Council meeting if they are in attendance and wish to do so. At this meeting they will be in ballot order and each meeting thereafter rotate ballot order (i.e. the first same will go last at the next meeting, whereas the second name will go first, etc.).

The following candidates introduced themselves and provided remarks about their candidacy:

Letecia "Holly" Tillman

Frank Gavidia

Glenn Miller

Jim Diaz

Tuija Catalano

Peter Cloven

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

Frank Gavidia expressed his support regarding a proclamation recognizing "Hispanic Heritage Month".

Mayor Pierce confirmed the proclamation will be heard in September.

Irina Liskovich inquired if this agenda includes the topic of Speed Limit. Mayor Pierce confirmed the topic of Speed Limits is the next agenda item this evening.

Mayor Pierce closed public comment.

**7. PUBLIC HEARINGS – None.**

**8. ACTION ITEMS**

- (a) 1. Adopt the Resolution Accepting the Draft Citywide Engineering and Traffic Survey Recommending Increases in the Speed Limits on Segments of Eagle Peak Drive, Clayton Road and Mountaire Parkway;

City Engineer Scott Alman introduced Traffic Engineer Lynne Filson to present the report.

Traffic Engineer Lynne Filson reviewed the Traffic Study & Report responding to various questions by the City Council.

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

Dan Hummer inquired if the City Council can adopt a resolution to continue current speed limits for another 5 years. He also inquired if Clayton Police Officers are able to currently enforce traffic with speeds less than 15 miles over the speed limit? He is not in favor of increasing the speeds on any of the streets.

Chief Warren explained the City no longer has opportunity to extend the traffic survey from 10 years ago and that survey has since expired. She further advised the police department would have to establish a legal reason to pull someone over if they are going over 65 miles per hour or articulate speed is unsafe for the traffic conditions.

Dee Vieira expressed her concern of speeders in Dana Hills at Mt. Whitney. She inquired if an additional stop sign could be installed to help with people speeding down the hill.

Mayor Pierce advised certain warrants (i.e. State mandated requirements) have to be made prior to a stop sign installation.

Irina Liskovich advised she has received speeding tickets on Pine Hollow Road and Clayton Road by the Concord Police Department. She appeared in Court and lost both cases. She doesn't understand how excessive speed can be enforced in Clayton with an empty (decoy) patrol vehicle.

Mayor Pierce closed public comment.

By consensus of the City Council; requested this item be brought back to the next meeting indicating options to conduct another traffic survey and outreach efforts on segments of Oakhurst Blvd, Eagle Peak Drive, Clayton Road and Mountaire Parkway; and corrections to fact.

**It was moved by Councilmember Diaz, seconded by Councilmember Wolfe, to Adopt Resolution No. 43-2020 to Accept the Traffic Survey with Corrections Exempting Increases on Segments on Oakhurst Blvd, Eagle Peak Drive, Clayton Road, and Mountaire Parkway and corrections to fact. (Passed 5-0)**

2. Introduce, by title only, an Ordinance Amending Chapter 10.20 of the Clayton Municipal Code in Order to Change the Prima Facie Speed Limit on Various Streets.

No action taken portion 2. of this item.

- (b) Consideration of a letter of support for the Bay Area Plan 2050 Baseline Data Methodology to the Bay Area Governments (ABAG) Housing Methodology Committee related to the State Mandated Regional Housing Needs Assessment (RHNA).

Community Development Director Matthew Feske presented the report.

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

Dan Hummer thanked Mayor Pierce for advocating this item. He inquired on the potential of future water reservoir supply for existing development being strained and more housing will add more demand.

Mayor Pierce confirmed along with concerns of water resources, energy resources have come up as well.

Irina Liskovich indicated the more density we have the more disease like COVID we are exposed to.

Dee Vieira inquired if city owned properties could potentially be target for high density housing to meet the needs of RHNA.

Mayor Pierce confirmed that city owned properties could be targeted.

Mayor Pierce closed public comment.

**It was moved by Councilmember Catalano, seconded by Councilmember Diaz, to Approve the Letter of Support for the Bay Area Plan 2050 Baseline Data Methodology to the Bay Area Governments (ABAG) Housing Methodology Committee related to the State mandated Regional Housing Needs Assessment (RHNA). (Passed 5-0)**

## **9. COUNCIL ITEMS**

Councilmember Catalano requested a status update on the Downtown Specific Plan understand the options and fiscal impacts.

Councilmember Diaz requested Clayton specific information relating to COVID-19 in the near future.

Vice Mayor Wan requested a user friendly way to access Zoom without pre-registration in the meeting Agenda and would like to finalize the Regency Drive/Rialto Drive Pilot Parking Permit Program.

Assistant to the City Manager Laura Hoffmeister advised the Regency Drive/Rialto Drive Pilot Program is scheduled to come back in October.

Mayor Pierce opened public comment

Scott Collier requested consideration of the Zoom platform as there may be security measures in place allowing registration only to certain users.

Mayor Pierce closed public comment.

## **10. CLOSED SESSION**

Mayor Pierce announced the City Council will adjourn into Closed Session for the following noticed item (10:34 p.m.) after a five minute break:

Conference with Labor Negotiator

*Pursuant to Government Code section 54957.6*

Agency designated labor negotiator: Interim City Manager

1. Employee Organization: Miscellaneous City Employees (Undesignated Group)

Report out of Closed Session (11:52 p.m.)

Mayor Pierce reported there was no reportable action.

13. **ADJOURNMENT**– on call by Mayor Pierce, the City Council adjourned its meeting at 11:53 p.m.

The next regularly scheduled meeting of the City Council will be September 1, 2020.

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Respectfully submitted,



Janet Calderon, City Clerk

APPROVED BY THE CLAYTON CITY COUNCIL



Julie Pierce, Mayor

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