

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

TUESDAY, May 18, 2021

1. **CALL TO ORDER THE CITY COUNCIL** – The meeting was called to order at 7:00 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, 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 Vice Mayor Cloven, seconded by Councilmember Tillman, to approve the Consent Calendar items as submitted. (Passed 5-0).

- (a) Approved the minutes of the City Council's regular meeting of May 4, 2021. (City Clerk)
- (b) Approved the Financial Demands and Obligations of the City. (Finance)
- (c) Adopted Resolution No. 21-2021 Ordering the Levying of a Special Tax for FY 2021/22 within the High Street Permanent Road Division for the Repayment of Funds Advanced for the Reconstruction of the Bridge and Future Maintenance Pursuant to the Streets and Highway Code, Article 3, Section 117, et seq. (City Engineer)
- (d) Adopted Resolution No. 22-2021 Confirming the Levy of Assessments for FY 2021/22 within the Lydia Lane Sewer Assessment District for the Repayment of Bonds Issued for the Construction of Municipal Sanitary Sewers. (City Engineer)
- (e) Adopted Resolution No. 23-2021 Ordering the Levy of a Special Tax for FY 2021/22 within the Oak Street Permanent Road Division for the Repayment of Funds Advanced for the Reconstruction of the Bridge and Future Maintenance Pursuant to the Streets and Highway Code, Article 3, Section 1173, et seq. (City Engineer)
- (f) Adopted Resolution No. 24-2021 Confirming the Levying of Assessments for FY 2021/22 within the Oak Street Sewer Assessment District for the Repayment of Bonds Issued for the Construction of Municipal Sanitary Sewers. (City Engineer)
- (g) Received and Filed the Letter of Support for Assembly Bill 988, known as the Miles Hall Lifeline Act to Implement the National 988 Mental Health Emergency Response System in California. (City Manager)

5. RECOGNITIONS AND PRESENTATIONS

- (a) Proclamation recognizing the month of June as “LGBTQI+ Pride Month” in the City of Clayton. (Mayor Wolfe)

Mayor Wolfe briefly read the proclamation recognizing the month of June as “LGBTQI+ Pride Month” in the City of Clayton.

- (b) Recognition of Clayton Students Qualified for Finals of Odyssey of the Mind Competition. (Mayor Wolfe)

Mayor Wolfe introduced Coach Renee Culp of the Odyssey of the Mind to provide an overview of the program. Mayor Wolfe thanked the Mt. Diablo Elementary School Team consisting of Avila Bennett, Julia Dent, Emma Forrester, Keira Caldwell, Charlotte King and Hannah Laverick for their accomplishment.

6. REPORTS

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

City Manager Reina Schwartz provided a brief update relating to COVID-19 restrictions with governing requirements coming from Contra Costa County and Cal-OSHA. Ms. Schwartz also noted the Pride Flag will be raised June 1 at three (3) designated flag poles in Clayton.

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

Councilmember Tillman attended the Mount Diablo Unified School District Anti-Bias and Anti-Racist (ABAR) subcommittee meeting, the Contra Costa County Mayors' Conference, the Clayton Business and Community Association, Clayton Bocce Committee's first bocce ball match, the Clayton Community Library Foundation Board meeting, the Mount Diablo Unified School District Anti-Bias and Anti-Racist (ABAR) goal setting session, the Cal Cities Legislative Session hosted by Assemblymember Tim Grayson.

Councilmember Diaz attended the East Bay Regional Communication System Authority board meeting, the Clayton Garden Club Annual Plant Sale, the White House Briefing via teleconference, acknowledged Clayton Police Officer Jarvis and Clayton Police Sergeant Shaw in assisting an unsheltered individual to a destination which he desired, acknowledged Clayton Police Sergeant Enea with coordinating assistance with various agencies in the search of a missing person who was eventually located in Pleasant Hill, communicated with citizens on various topics and met with the City Manager.

Councilmember Wan indicated “No Report”.

Vice Mayor Cloven attended the Transportation Partnership and Cooperation for Central Contra Costa (TRANSPAC) meeting, and has had several conversations with constituents on a variety of topics including Hazard Pay.

Mayor Wolfe attended the Contra Costa County Mayors' Conference, the grassroots organization meeting regarding SB9, produced a Welcome Video for the upcoming Diablo Valley Relay for Life event, met with the City Manager, met with the Vice Mayor, assisted in the search for the missing person and thanked the citizens that assisted in the search, emailed and called constituents regarding various topics including the safety of bocce ball players and the unsheltered individual who was in town.

7. PUBLIC COMMENT ON NON - AGENDA ITEMS

Ed Hartley Chair of the Clayton Bocce Committee provided a summary of the safety precautions regarding the Clayton Bocce Ball league.

Doug Jones Executive Board Member of Contra Costa Labor Council, expressed support for potential Hazard Pay for Clayton Safeway employees due to the COVID pandemic.

John Gomez member of United Food and Commercial Workers Local 5, also expressed support for potential Hazard Pay for Clayton Safeway employees.

Bambi Marien representative of United Food and Commercial Workers Local 5, requested the City Council to include Hazard Pay for Clayton Safeway employees on a future agenda.

Maria Carlos urged the City Council to consider Hazard Pay for Clayton Safeway employees.

Dee Vieira provided a brief meaning of each color on the new Inclusive Pride Flag.

Claire Courtney organizer with United Food and Commercial Workers Local 5, expressed support for potential Hazard Pay for Clayton Safeway employees.

Kelly Kick also expressed support of potential Hazard Pay for Clayton Safeway employees.

Scott Denslow thanked Officer Jarvis and Sergeant Shaw for the assistance with the unsheltered person. He also expressed support of potential Hazard Pay for Clayton Safeway employees.

Jonathan Lee expressed support of Clayton Bocce Ball and support of potential Hazard Pay for Clayton Safeway employees. He further expressed concerns of actions of a Councilmember.

Frank Gavidia thanked the Clayton Police Department for their service. He urged the City Council to support our police department.

Bassam Altwal thanked the Clayton Police Department and urged the City Council to consider potential Hazard Pay for Clayton Safeway employees.

Mayor Wolfe closed public comment.

8. **PUBLIC HEARINGS** – None.

9. **ACTION ITEMS**

- (a) Adopt a Resolution Awarding a Professional Services Agreement to MIG for Update to Clayton Housing Element and Appropriating up to \$330,000 from the Rainy Day Fund for the Project. (City Manager)

City Manager Reina Schwartz presented the report.

Dana Ayers Interim Community Development Director was available to answer any questions.

Ellie Fiore with MIG was also available to answer questions about the proposal.

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

It was moved by Councilmember Diaz, seconded by Vice Mayor Cloven, to adopt Resolution No. 25-2021 Awarding a Professional Services Agreement to MIG, Inc. to Update to Clayton Housing Element, Authorizing the City Manager to Execute the Agreement and Appropriating up to \$330,000 from the Rainy Day Fund for the Project. (Passed 4-1; Wan, no).

- (b) Introduce and Waive First Reading of an Ordinance Amending Section 2.04.070 of the Clayton Municipal Code, Entitled "Order of Business" and Adopt a Resolution Establishing the Order of Business for City Council Meeting Agendas. (City Manager)

City Manager Reina Schwartz presented the report.

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

Frank Gavidia expressed support of this item and suggested no report be made at the Clayton Business and Community Association from the City Council or Planning Commission. He also suggested the City Council to consider adopting a Code of Conduct for the Planning Commission including Social Media platforms.

Bassam Altwal expressed support of this item.

Mayor Wolfe closed public comment.

It was moved by Councilmember Diaz, seconded by Councilmember Tillman, to Adopt Resolution No. 26-2021 Adopting and Amending the Order of Business Taken Up by the City Council at City Council meetings Pursuant to Clayton Municipal Code Section 2.04.070. (Passed 5-0).

10. **COUNCIL ITEMS**

Vice Mayor Cloven requested a future agenda item for Council discussion of the Hazard Pay Ordinance recently adopted by the City of Concord; and requested a discussion regarding implementation of a Vacancy Tax in Clayton.

Councilmember Diaz requested a future agenda item concerning the claim filed against the City regarding a tree that fell on a private citizens fence.

11. **CLOSED SESSION** – None.

12. **ADJOURNMENT**– on call by Mayor Wolfe, the City Council adjourned its meeting at 8:47 p.m.

The next regularly scheduled meeting of the City Council will be June 1, 2021.

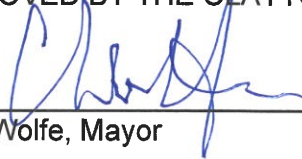
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Respectfully submitted,



Janet Calderon, City Clerk

APPROVED BY THE CLAYTON CITY COUNCIL



Carl Wolfe, Mayor

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