

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

TUESDAY, October 20, 2020

1. **CALL TO ORDER & ROLL CALL** – The meeting was called to order at 7:02 p.m. by Mayor Pierce on a virtual web meeting and telephonically (877) 853-5257. Councilmembers present: Mayor Pierce, Vice Mayor Wan, and Councilmembers Catalano, Diaz, and Wolfe. Councilmembers absent: None. Staff present: Interim City Manager Fran Robustelli, Community Development Director Matthew Feske, City Attorney Mala Subramanian, and City Clerk/HR Manager Janet Calderon.

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

3. **CONSENT CALENDAR**

It was moved by Councilmember Catalano, seconded by Councilmember Wolfe, to approve the Consent Calendar as submitted. (Passed 5-0; vote).

- (a) Approved the minutes of the City Council's regular meeting of October 6, 2020 and City Council Special Meeting of October 12, 2020. (City Clerk)
- (b) Approved the Financial Demands and Obligations of the City. (Finance)
- (c) Adopted Resolution No. 52-2020 Accepting the Downtown Planter Box Replacement Project Performed by Kerex, Inc. as Complete. Approving the attached Notice of Completion to be Executed by the City Manager, Directing the City Clerk to Record Same with the County Recorder and Authorizing Payment of All Retained Funds to Kerex 35 Days After Recording the Notice of Completion. (City Engineer)
- (d) Accepted Agreement with Stria for Document Conversion Services. (City Clerk)
- (e) Adopted Resolution No. 53-2020 Amending Conflict of Interest Code. (City Clerk)

6. **RECOGNITIONS AND PRESENTATIONS**

- (a) Proclamation declaring November 4, 2020 as "Shelter in Place Education Day."

Mayor Pierce read the Proclamation and indicated staff will send it to the requestor.

- (b) Proclamation recognizing retiring Principal Patti Bannister for her service at Diablo View Middle School.

Mayor Pierce presented Principal Patti Bannister a proclamation recognizing her service to the Clayton community, declaring November 13, 2020 as "Patti Bannister Day".

7. REPORTS

- (a) Planning Commission –Chair A.J. Chippero stated the Commission’s agenda at its meeting of October 13, 2020, included a Public Hearing to review and consider the six-lot planned development project known as Oak Creek Canyon. The applicant requested this item be continued to November 10, 2020. He also noted the Planning Commission will meet next week to consider the Diablo Meadows subdivision project.
- (b) Trails and Landscaping Committee – No meeting held.
- (c) City Manager/Staff

Interim City Manager Fran Robustelli announced the City parks are open, however large gatherings are not permitted; if a large gathering is observed to please contact Police at the time the gathering is witnessed. She also noted the North Valley Tot Lot renovation project is complete; and the removal of the rock and gravel from the box culvert behind the library on Clayton Road has been completed

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

Vice Mayor Wan attended the virtual Annual League of California Cities Conference, he also had some comments on Housing Element FAQ’s, and emailed/called constituents.

Councilmember Catalano attended the virtual East Contra Costa Habitat Conservancy meeting, and noted City staff has completed the Housing Element FAQ’s for the City website.

Councilmember Diaz spoke with citizens of the community, met with the Interim City Manager and Police Chief, and attended the virtual League of California Cities Conference.

Councilmember Wolfe attended the virtual Closed Session of the City Council, the virtual League of California Cities Conference, the virtual Planning Commission meeting, met with the Interim City Manager, and emailed/called constituents.

Mayor Pierce attended the virtual League of California Cities Conference, met with local City Managers and planning staff regarding the RHNA methodology, attended several joint Association of Bay Area Governments and Metropolitan Transportation Commission Board meetings including the Legislation Committee, the East Bay Leadership Council meeting, the Association of Bay Area Governments Housing Committee meeting, and a meeting of Transportation Partnership and Cooperation of Central Contra Costa (TRANSPAC).

8. PUBLIC COMMENT ON NON - AGENDA ITEMS

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 in ballot order each meeting then after rotate ballot order (i.e. the first same will go last at the next meeting, whereas the second name will go first).

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

Tuija Catalano

Peter Cloven

Letecia "Holly" Tillman

Frank Gavidia

Glenn Miller

Jim Diaz

Lisa Cloven expressed support for City Council Candidate Peter Cloven.

Dan Hummer expressed support for City Council Candidates Frank Gavidia and Jim Diaz.

Rosy Straka gave kudos to Sergeant Shaw for contacting her after the last City Council meeting; also thanking Mayor Pierce, and City Council candidates Tuija Catalano, Holly Tillman and Peter Cloven for also reaching out to her. She also expressed her support of members of the Clayton community.

A.J. Chippero addressed some misinformation regarding The Olivia project; noting there was no legal reason to deny the proposed project. He expressed his support for City Council candidates Tuija Catalano, Peter Cloven, and Holly Tillman.

Christina Pratt expressed support for Holly Tillman, Tuija Catalano and Peter Cloven.

Irina Liskovich expressed her concerns with local campaigns and encouraged everyone to vote.

Erin Bennett expressed support for City Council Candidates Peter Cloven, Holly Tillman, and Tuija Catalano

Denise Pursche expressed her concerns regarding local control.

Drina Rubiales expressed her concerns with local campaigns.

Jeff Weiner expressed his experience with the City Council regarding the Regency Drive parking issue.

Bassam Altwal expressed his concerns with Vice Mayor Wan and City Council Candidates Frank Gavidia, Jim Diaz, and Glenn Miller.

Karen Amos expressed support for City Council Candidates Tuija Catalano, Peter Cloven and Holly Tillman.

Aaron Levy expressed support for City Council Candidates Holly Tillman, Peter Cloven, and Tuija Catalano.

Nancy Topp expressed support for City Council Candidates Tuija Catalano, Peter Cloven, and Holly Tillman.

Dee Vieira expressed support for City Council Candidates Holly Tillman, Tuija Catalano, and Peter Cloven.

Brooke Halliday expressed support for City Council Candidates Holly Tillman, Tuija Catalano, and Peter Cloven.

Mayor Pierce closed public comment.

9. **PUBLIC HEARINGS** – None.

10. **ACTION ITEMS**

- (a) City owned property located at Clayton Road, Oak Street, and Main Street vision input. APN118-560-010. (Community Development Director)

Community Development Director Matthew Feske presented the report.

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

Glenn Miller as a licensed civil engineer expressed his concerns on the limitations of the property that may have not been captured in the report; particularly stormwater runoff criteria and flood zone criteria has changed and become more stringent and the property appears to be a retention basin for the flood zone of the City of Clayton.

A.J. Chippero expressed his support for option 1.

Holly Tillman expressed her support for options 2 or 3.

Dan Hummer expressed his support for community input on this item.

Drina Rubiales expressed her support for community input on this item.

Denise Pursche expressed her support for option 1 or 2.

Mayor Pierce closed public comment.

It was moved by Councilmember Catalano, seconded by Councilmember Wolfe, to direct staff to move forward with Option 3 consisting of Community meetings and Charrette Sessions with consultant resources and public meetings with the Planning Commission and City Council. (Passed; 5-0 vote)

11. **COUNCIL ITEMS**

Mayor Pierce requested a future agenda item to reevaluate the insurance requirements on the lease between the City and the Clayton Historical Society.

12. **CLOSED SESSION**

Mayor Pierce announced the City Council will adjourn into Closed Session for the following noticed item (9:39 p.m.) after a ten-minute break:

A. Public Employment/Appointment
Government Code section 54957
Title: City Manager

B. Conference with Labor Negotiator
Government Code section 54957.6
Agency Designated Representatives: Mayor Pierce and Vice Mayor Wan
Unrepresented Employee: City Manager

Report out of Closed Session (11:11 p.m.)
Mayor Pierce reported there was no reportable action.

13. **ADJOURNMENT**– on call by Mayor Pierce, the City Council adjourned its meeting at 11:12 p.m.

The next regularly scheduled meeting of the City Council will be November 3, 2020.


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Respectfully submitted,



Janet Calderon, City Clerk

APPROVED BY THE CLAYTON CITY COUNCIL



Julie Pierce, Mayor

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