

CITY OF LAFAYETTE  
ORGANIZATION MEETING

July 29, 1968

The first regular meeting of the City Council of the City of Lafayette was called to order by Temporary Chairman Marchant at 7:30 p.m., at the M. H. Stanley School.

Pledge of Allegiance - led by Robert Wilson, member of the Incorporation Committee.

Invocation - given by Bishop Owen Collett, Church of Jesus Christ of Latter Day Saints.

Dedicatory Remarks - Mr. Lou Repetto, long time dedicated civic leader, presented a resume of the history of Lafayette leading up to the successful vote for incorporation. He extended his best wishes to the Council members.

Introduction of Incorporation Committee - Dr. Gerald Geernaert introduced members of the Committee, who were present, who had worked so diligently and successfully for the incorporation of the City of Lafayette.

Introduction of Invited Guests - Supervisor James Moriarity, representing the City of Lafayette, extended his best wishes to the Council and introduced the State, County and City dignataries who were present to honor the incorporation of the new City and its first Council members.

Chairman Marchant stated that a certified copy of the resolution and order of the Board of Supervisors declaring the City of Lafayette incorporated as a general law city was filed with the Secretary of State on July 22. The County Clerk's affidavit, stating that all requirements of law pertaining to incorporation had been complied with, was filed with the County Recorder on July 29. Accordingly, the City came into existence today.

The Council members reported they had received their certificates of election and had filed their Oaths of Office with the County Clerk.

Roll Call - Present - Councilmen Black, Cogburn, Fisher, Holmes and Chairman Marchant. Absent - none.

Mayor Lenard Grote of the City of Pleasant Hill administered the Oath of Office to the Council members.

URGENCY MATTERS:

Resolution No. 1-68 - Adopting rules relating to election of officers and proceedings for Council meetings.

On motion of Councilman Cogburn, seconded by Councilman Holmes Resolution No. 1-68 was unanimously adopted.

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Election of Vice Mayor - Councilman Black nominated Councilman Holmes for the office of Vice Mayor. Councilman Cogburn seconded the motion; that the nominations be closed and an unanimous vote be cast for Councilman Holmes. Councilman Holmes was unanimously elected Vice Mayor and took the Chair as presiding officer.

Election of Mayor - Councilman Marchant nominated Councilman Donn Black for the office of Mayor. Councilman Cogburn seconded the motion; that the nominations be closed and an unanimous vote be cast for Councilman Black as Mayor. Councilman Black was unanimously elected Mayor and took the Chair as presiding officer.

Resolution No. 2-68 - Appointment of City Clerk.

On motion of Councilman Fisher, seconded by Councilman Holmes Resolution No. 2-68 appointing Naomi E. Hess as City Clerk was unanimously adopted.

Mayor Black gave the Oath of Office to Mrs. Hess.

Resolution No. 3-68 - Appointment of City Treasurer.

On motion of Councilman Cogburn, seconded by Councilman Holmes, Resolution No. 3-68 was unanimously adopted appointing Kent Hall, Manager, First Western Bank, as City Treasurer.

Mayor Black gave the Oath of Office to Mr. Hall.

Resolution No. 4-68 - Appointment of City Attorney.

On motion of Councilman Cogburn, seconded by Councilman Holmes, Resolution No. 4-68 was unanimously adopted appointing Charles J. Williams as City Attorney.

Mayor Black gave the Oath of Office to Mr. Williams.

Resolution No. 5-68 - Fixing the amount of Surety Bond for City Clerk and City Treasurer.

On motion of Councilman Cogburn, seconded by Councilman Marchant, Resolution No. 5-68 was unanimously adopted fixing the amounts of surety bond at \$100,000 each.

Resolution No. 6-68 - Authorizing the Clerk to file Statement of Boundary Creation with State Board of Equalization and County Assessor.

On motion of Councilman Marchant, seconded by Councilman Cogburn, the resolution was unanimously adopted.

Ordinance No. 1 - Continuing all County Ordinances in effect for 120 days or until changed by the Council whichever first occurs.

City Attorney Williams gave a resume of the Ordinance.

Councilman Marchant moved that further reading of the Ordinance be waived and it be adopted as an urgency ordinance to take effect immediately. Councilman Holmes seconded the motion and on call of

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the roll the motion carried by the following vote:

- Ayes: Councilmen Cogburn, Fisher, Holmes, Marchant and Mayor Black.
- Noes: None.
- Absent: None.

Ordinance No. 2 - Establishing a Municipal Code and providing for its maintenance and providing penalties for violation and establishing a citation procedure.

Councilman Holmes moved that further reading of the Ordinance be waived and it be adopted as an urgency ordinance to take effect immediately. Councilman Marchant seconded the motion and on call of the roll the motion carried by the following vote: 1007

- Ayes - Councilmen Cogburn, Fisher, Holmes, Marchant and Mayor Black.
- Noes - None.

Ordinance No. 3 - Fixing time and place of regular meetings as first 4 Wednesdays of each month at 7:30 p.m. at Stanley School.

City Attorney Williams gave a brief resume of the Ordinance.

Councilman Cogburn moved that further reading of the Ordinance be waived and it be adopted as an urgency ordinance to take effect immediately. Councilman Marchant seconded the motion and on call of the roll the motion carried by the following vote: 1007

- Ayes: Councilmen Cogburn, Fisher, Holmes, Marchant and Mayor Black.
- Noes: None.
- Absent: None.

Ordinance No. 4 - Establishing Special Gas Tax Street Improvement Fund.

City Attorney Williams stated this fund must be established in order to receive monies from the State for street purposes.

Councilman Marchant moved that further reading of the Ordinance be waived and it be adopted as an urgency ordinance to take effect immediately. Councilman Cogburn seconded the motion and on call of the roll the motion carried by the following vote: 1007

- Ayes: Councilmen Cogburn, Fisher, Holmes, Marchant and Mayor Black.
- Noes - None.
- Absent - None.

Ordinance No. 5 - Imposing a Sales and Use Tax to be administered by the State Board of Equalization.

City Attorney Williams gave a resume of the Ordinance. 1007

Councilman Cogburn moved that the Ordinance be introduced and read by title only. Councilman Holmes seconded the motion which carried unanimously.

Ordinance No. 6 - Imposing a documentary stamp tax on the sale of real property.

A discussion followed on the purpose of the Ordinance.

Councilman Fisher moved that the Ordinance be introduced and read by title only. Councilman Cogburn seconded the motion which carried unanimously.

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Ordinance No. 7 - Imposing a Hotel and Motel Tax.

Councilman Holmes moved that the Ordinance be introduced and read by title only. Councilman Cogburn seconded the motion which carried unanimously.

Ordinance No. 8 - Prescribing Imprisonment in County Jail for violation of City ordinances and declaring this ordinance as an urgency measure.

Councilman Marchant moved that further reading be waived and it be adopted as an urgency ordinance to take effect immediately. Councilman Holmes seconded the motion and on call of the roll the motion carried by the following vote:

Ayes - Councilmen Cogburn, Fisher, Holmes, Marchant and Mayor Black.

Noes - None.

Absent - None.

Ordinance No. 9 - Establishing City Planning Commission, prescribing its organization and providing for the appointment and removal of its members.

A discussion followed on the proposed Ordinance provisions of Sections relating to appointments, removal or vacancy and time and place of regular meetings.

It was the consensus of the Council members that Section 2-201 should read: "the Planning Commission should consist of seven members appointed by the Council" and Section 2-206 should read: "the commission shall meet on the 2nd and 4th Thursdays of each month at 7:30 o'clock at the Stanley School."

Councilman Holmes moved that the Ordinance be introduced with the changes as recommended by the Council. Councilman Cogburn seconded the motion which carried unanimously.

Resolution No. 7-68 - Establishing three public places for posting City Ordinances as: (a) Lafayette School District Office; (b) Lafayette Post Office and (c) Lafayette Library.

On motion of Councilman Cogburn, seconded by Councilman Holmes the resolution was unanimously adopted.

Resolution No. 8-68 - Adopting Official Seal.

On motion of Councilman Marchant, seconded by Councilman Cogburn, the resolution was unanimously adopted.

Mayor Black stated he hoped that in the future a more fitting seal for the City will be adopted.

Resolution No. 9-68 - Authorizing the borrowing of funds from Contra Costa County to pay operating expenses.

City Attorney Williams stated the resolution would permit the borrowing of funds up to \$150,000.00 which is less than 85% of the anticipated revenue of the City.

On motion of Councilman Cogburn, seconded by Councilman Holmes, the resolution was unanimously adopted.

Resolution No. 10-68 - Authorizing the Mayor and Clerk to execute a promissory note of \$5,000.00.

On motion of Councilman Marchant, seconded by Councilman Fisher, the resolution was unanimously adopted.

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Resolution No. 11-68 - Authorizing any two of the following three officers to sign City warrants: Mayor, Vice Mayor and City Clerk.

On motion of Councilman Fisher, seconded by Councilman Cogburn, the resolution was unanimously adopted.

Resolution No. 12-68 - Designating depositories for City funds.

The four depositories are: First Western Bank, Bank of America, California Canadian Bank and Wells Fargo Bank.

On motion of Councilman Marchant, seconded by Councilman Cogburn, the resolution was unanimously adopted.

Resolution No. 13-68 - Designating Sheriff, Director of Public Works and Building Inspector (of Contra Costa County) as ex-officio Police Chief, Director of Public Works, and Building Inspector for the City.

On motion of Councilman Cogburn, seconded by Councilman Marchant, the resolution was unanimously adopted.

Resolution No. 14-68 - Authorizing the Sheriff to enforce State laws and City Ordinances within the City boundaries.

On motion of Councilman Cogburn, seconded by Councilman Fisher, the resolution was unanimously adopted.

Resolution No. 15-68 - Requesting the California Highway Patrol to continue to provide traffic enforcement.

On motion of Councilman Marchant, seconded by Councilman Fisher, the resolution was unanimously adopted.

Resolution No. 16-68 - Consenting to the enforcement of health laws and regulations by the County Health Officer.

On motion of Councilman Holmes, seconded by Councilman Cogburn, the resolution was unanimously adopted.

Resolution No. 17-68 - Requesting the County to continue to furnish services for the fiscal year 1968-69.

On motion of Councilman Cogburn, seconded by Councilman Holmes, the resolution was unanimously adopted.

Resolution No. 18-68 - Establishing temporary City offices at 3445 Golden Gate Way, Suite E, Lafayette, California.

On motion of Councilman Marchant, seconded by Councilman Holmes, the resolution was unanimously adopted.

Resolution No. 19-68 - Establishing General Fund and Traffic Safety Fund.

On motion of Councilman Fisher, seconded by Councilman Marchant, the resolution was unanimously adopted.

Resolution No. 20-68 - Authorizing the City Clerk to purchase office equipment and supplies in an amount not exceeding \$1,000.00.

On motion of Councilman Cogburn, seconded by Councilman Holmes, the resolution was unanimously adopted.

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Resolution No. 21-68 - Establishing of Screening Committee for the selection of City Manager.

1086 Under the proposed resolution Councilmen Cogburn and Marchant would serve as the Screening Committee and would submit the names of five qualified persons for consideration of the Council as a whole.


On motion of Councilman Holmes, seconded by Councilman Fisher, the resolution was unanimously adopted.

COMMUNICATIONS:

221 Letter from Carl Westlund, Westlund Insurance Brokers, saying that the City was insured.

Mayor Black stated that a meeting would be held Wednesday, July 31 in the Board Room of the Administration Office of the Lafayette School District primarily for the purpose of discussing personnel matters.

On motion of Councilman Holmes, seconded by Councilman Cogburn, the meeting adjourned, upon unanimous consent, at 9:15 p.m.

  
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City Clerk

  
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Donn L. Black, Mayor