

TOWN OF MORAGA
Americans with Disability Act Advisory Committee (ADAAC)

Moraga Library Conference Room
1500 St. Mary's Road, Moraga, CA 94556

Monday, July 27, 2009
ACTION MINUTES
5:30 p.m.

- I. **CALL TO ORDER** 5:32 p.m.
- II. **ROLL CALL** Committee Members: Anne Reed, Tim McInerney and Jill Mercurio (Town Engineer)

III. **APPROVAL OF MINUTES**

ACTION: It was M/S (McInerney/Mercurio) to approve the meeting minutes from April 27, 2009. Vote: 3-0.

IV. **ADOPTION OF MEETING AGENDA**

ACTION: It was M/S (McInerney/Mercurio) to approve the meeting agenda. Vote: 3-0.

V. **PUBLIC COMMENTS**

No members of the public present.

VI. **CURRENT ISSUES**

A. **Curb Ramps on Moraga Way**

Town Engineer Mercurio updated the Committee on the bids received for the installation of the new curb ramps at Moraga Road and Moraga Way. The project was awarded to Sposeto Engineering, at the bid price of \$12,022. Including inspection time and testing costs, the project should still come in around the \$15,000 budgeted for the work. The Town Council has authorized "fronting" the \$5,000 above this year's annual allocation to the Advisory Committee Account. This means that next year's Account would be debited the (anticipated) \$5,000 spent this year over the \$10,000 Account allocation.

Chair Reed asked about the budgeted amount and if the Advisory Committee Account would have to make up more of a difference - for example, if the Town only received \$8,500 in the Account. Town Engineer Mercurio explained that the \$10,000 had been approved by the Town Council in the budgeting process, and it was unlikely that they would change that amount during the year, but not impossible.

No construction schedule has been provided for the work to date.

B. Last Three Year's Summary of Gas Tax Revenue

The Settlement Agreement calls for an amount equal to 5% of the Gas Tax to be provided to the Advisory Committee Account, with a minimum amount of \$8,500. Town Engineer Mercurio provided a copy of a letter from the Town to the Town's Counsel in the litigation demonstrating that year's gas tax revenues. For the past three years, the gas tax and the 5% quantity is provided below:

2006-07:	\$169,450.86	\$8,472.54
2007-08:	\$179,147.80	\$8,957.39
2008-09:	\$126,536.68	\$6,326.83

The Town Council currently budgeted \$10,000 per year, although this may be modified if the Town Council wants to reduce the allocation to the \$8,500 allowed through the settlement agreement.

C. Draft Annual Report

Town Engineer Mercurio provided a draft Annual Report for discussion purposes. The other Committee Members will review and provide comments by August 27. Town Engineer Mercurio will have the administrative assistant send it to the Members electronically. Town Engineer Mercurio also brought up that since the settlement agreement has not yet been finalized, the Town may not be asked to provide the report to the Class Counsel in the litigation. She has posed this question to the Town's Counsel in this case.

VII. ADMINISTRATIVE ITEMS

The next regular meeting will be held on October 26, 2009.

Vice Chair McInerney asked about the email addresses. Town Engineer Mercurio said that she had not heard about them and would follow up again.

VIII. REPORTS FROM COMMITTEE MEMBERS AND LIAISONS

ACTION: It was M/S (McInerney/Reed) to create an Annual Meeting Subcommittee, consisting of all three ADAAC members. Vote: 3-0.

The Committee had previously decided to hold the Annual Meeting in October. Chair Reed asked about the possibility of holding the Annual Meeting at a Council Meeting in order to get more participation. Town Engineer Mercurio agreed that a Council Meeting would be an ideal time to present information. Town Engineer Mercurio suggested that the Committee make a presentation about the ADAAC and its efforts, and have a proclamation for the Town Council for October as National Disability Awareness Month. This would then also serve as an invitation to the Committee's Annual Meeting which would occur during our next regular meeting on October 26th.

ACTION: It was M/S (Reed/McInerney) to make a presentation and a proclamation at the October 14, 2009 Town Council meeting, and hold the ADA AC Annual Meeting on October 26, 2009. Vote: 3-0.

Chair Reed offered to draft a PowerPoint presentation for the Town Council meeting. Vice Chair McInerney offered to make the presentation to Council. Chair Reed will send the draft PowerPoint to the Committee members for review and comment.

Chair Reed asked if the Committee would be interested in making a formal request that all of the bus stops have red curbing to allow unimpeded access between the bus and its patrons. She said that this would only be an issue at areas where parking is currently allowed and frequently used. Vice Chair McInerney agreed that this would be a good thing for the Committee to ask. Town Engineer Mercurio agreed, and explained that in some cases, No Parking signs may be more appropriate. Red curb and No Parking signs mean the same thing and are equally enforceable from the police perspective.

Chair Reed asked that the recent Lamorinda Weekly article about the Committee be posted on the Town's website.

Town Engineer Mercurio reported that she has not yet followed up on Ms. Deschambault's request.

Vice Chair McInerney mentioned that recently in Orinda he observe that some of the curb cuts were in very poor shape and impassable. He noted that Moraga is doing a very good job with its curb cuts.

IX. COMMUNICATIONS

None.

X. ADJOURNMENT

BY ORDER OF THE COMMITTEE CHAIR, THE MEETING WAS ADJOURNED AT 6:27 p.m.

Respectfully submitted by:

Jill Mercurio, Town Engineer/Public Works Director

