

REVISED AGENDA
TOWN COUNCIL REGULAR MEETING
Wednesday, April 14, 2010

6:00 p.m. Closed Session
7:30 p.m. Regular Meeting

Joaquin Moraga Intermediate School Auditorium
1010 Camino Pablo, Moraga, California 94556

I. CALL TO ORDER

ROLL CALL: Mayor Chew, Vice Mayor Mendonca, and
Council Members: Harpham, Metcalf, and Trotter

II. CLOSED SESSION

A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Government Code Section 54956.9(a)
Joyceanne Beachem v. Town of Moraga
Contra Costa Superior Court Case No.: N09-0235

B. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Government Code Section 54957
Title: Town Manager

III. RETURN TO OPEN SESSION

A. Mayor's Report on Town Council Closed Session

IV. PLEDGE OF ALLEGIANCE

V. ANNOUNCEMENTS AND PRESENTATIONS

A. Saint Mary's College and Town of Moraga Acknowledgement of April 2010 as
Sexual Assault Awareness Month

VI. ADOPTION OF CONSENT AGENDA

A. Approval of Consent Items

B. Approval of Consent Items Removed for Discussion

VII. ADOPTION OF MEETING AGENDA

VIII. PUBLIC COMMENTS AND SUGGESTIONS – Time reserved for those in the audience who wish to address the Town Council. The audience should be aware that the Council may not discuss details or vote on non-agenda items. Your concerns may be referred to staff or placed on a future agenda. Note: Public input will also be taken during each agenda item.

IX. SPECIAL ORDERS – PUBLIC HEARINGS

A. Public Hearing to Consider Amending Start Time for Regular Town Council Meetings and Draft Resolution on Town Council Procedures for Meetings, including the following action:

1. Introduction and First Reading of an Ordinance to Amend Town Municipal Code Chapter 2.04, Section 2.04.010 amending the start time for regular Town Council meetings

X. UNFINISHED BUSINESS

A. Adopt Resolution ____-2010 Authorizing the Town Manager to Amend the 2010-11 Budget to Include \$65,000 from the Proceeds of the Certificates of Participation for Final Design for the Remodel of 329 Rheem Boulevard and Amend the Contract with Swatt Miers to Prepare the Final Plans and Construction Documents for the Project

XI. NEW BUSINESS

A. Adopt Resolution ____-2010 Amending Resolution 46-89 Prescribing the Provisions and Procedures for Consideration and Adoption of Development Agreements

B. Review and Approve the Revenue Enhancement Community Outreach to Neighborhoods (RECON) Program as Described in Attachment A

C. Adopt Resolution ____-2010 Declaring Town-owned Property (Lot 13, Devin Drive) as Surplus Property and Authorizing the Town Manager to initiate the Process to Offer the Property for Sale According to Government Code Section 54220-54232

XII. ORDINANCES

XIII. REPORTS

A. Council Requests for Future Agenda Items

B. Mayor's and Council Members' Reports
Mayor Chew
Vice Mayor Mendonca
Councilmember Harpham
Councilmember Metcalf
Councilmember Trotter

C. Town Manager Update

XIV. COMMUNICATIONS

XV. ADJOURNMENT

Notices of Town Council Meetings are posted at 2100 Donald Drive, The Moraga Commons, 329 Rheem Blvd and the Moraga Library. Copies of the Agenda packets can be viewed prior to the meeting at the Town Offices, 329 Rheem Blvd, Second Floor and the Moraga Public Library.

NOTICE: If you challenge a Town's zoning, planning, or other decision in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Town Council at, or prior to, the public hearing. Judging review of any Town administrative decision may be had only if petition is filed with the court not later than the 90th day following the date upon which the decision becomes final. Judicial review of environment determination may be subject to a shorter time period for litigation, in certain cases 30 days following the date of final decision.

The Town of Moraga will provide special assistance for disabled citizens upon at least 24 hours advance notice to the Town Manager's office (888-7050). If you need sign assistance or written material printed in a larger font or taped, advance notice is necessary. All meeting rooms are accessible to the disabled.

Copies of all staff reports and documents subject to disclosure that relate to each item of business referred to on the agenda are available for public inspection the fifth day before each regularly scheduled Town Council meeting located at the Town Clerk Department, 329 Rheem Blvd, Second Floor, Moraga, CA. Any documents subject to disclosure that are provided to all, or a majority of all, of the members of the Town Council regarding any item on this agenda after the agenda has been distributed will also be made available for inspection at 329 Rheem Blvd, Second Floor, Moraga, CA, during regular business hours.

CONSENT AGENDA
Wednesday, April 14, 2010
7:30 p.m.

<u>ITEMS</u>	<u>TOWN MANAGER'S RECOMMENDATION</u>
1) Accounts Payable Claims for 3/26/2010 \$137,904.75	Approve
2) Approve Minutes from the Town Council Meeting March 24, 2010	Approve
3) Adopt Resolution ____-2010 Approving a Contract with Pyro Spectaculars by Souza for the Annual 4th of July Fireworks Display	Approve
4) Adopt Resolution ____-2010 Awarding a Construction Contract to Morgan Fence and Iron of Concord for Gate Installation and Adopt Resolution ____-2010 Awarding a Construction Contract to Bay Alarm for Installation of a Fire and Intrusion Alarm System to the Corporation Yard Building at 331 Rheem Boulevard	Approve
5) Adopt Resolution ____ -2010 Ratifying the Authorization for the Town Manager to Submit a Grant Application to East Bay Regional Park District (EBRPD) for the Purpose of Sports Field Improvements at Camino Pablo Elementary School	Approve
6) Adopt Resolution ____-2010 Approving Funding from the Asset Replacement Fund to Replace Two Servers and an Uninterruptible Power System (UPS) Related to the Computer Network System	Approve
7) Approve by Motion Council Reappointment of A. G. Dessayer to the Central Contra Costa Transit Authority's Board of Directors	Approve
8) Approve by Motion Proclamation Recognizing Edy Schwartz for her Selection as Moraga's Citizen of the Year 2010	Approve

Consent agendas consist of items of a non-controversial and routine nature submitted by the Town Manager. The Town Manager shall propose specific action on each consent agenda item and such recommendation will become the action of the Council upon adoption of the consent agenda. Any member of the Town Council may direct that a consent agenda item be placed on the regular agenda for consideration and discussion by the Council. Consent agenda items are adopted in total and under one (1) motion by the Council, and are not subject to individual debate and discussion. Anyone wishing to discuss items on this agenda should inform the Town Council during their review of the consent agenda.