

**MORAGA TOWN COUNCIL
AGENDA
SPECIAL MEETING**

Wednesday, July 16, 2014

7:00 p.m.

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

Teleconference Location (Trotter)
The Lodge at Suttle Lake
General Manager's Office near Dining Room
13300 Highway 20
Sisters, OR 97759

I. CALL TO ORDER

ROLL CALL:

Mayor Chew
Councilmembers: Arth and Metcalf (arrived at 7:50 p.m.)
Teleconference: Trotter
Absent: Vice Mayor Wykle

II. PLEDGE OF ALLEGIANCE

III. SPECIAL ANNOUNCEMENTS

IV. PROCLAMATIONS AND PRESENTATIONS

V. PUBLIC COMMENTS AND SUGGESTIONS –

VI. ADOPTION OF CONSENT AGENDA

A. Approval of Consent Items

COUNCIL ACTION

Approved Consent Items 1, 2, 4, 5, 6, 8, 9 and 10

Ayes: 3 (Chew, Arth, Trotter)

Noes: 0

Absent: 2 (Wykle, Metcalf)

B. Consideration of Consent Items Removed for Discussion

COUNCIL ACTION

Approved Consent Items 3 and 7 as Amended

Ayes: 3 (Chew, Arth, Trotter)

Noes: 0

Absent: 2 (Wykle, Metcalf)

VII. ADOPTION OF MEETING AGENDA

COUNCIL ACTION

Adopted Agenda as Amended

Ayes: 3 (Chew, Arth, Trotter)

Noes: 0

Absent: 2 (Wykle, Metcalf)

VIII. REPORTS

A. Mayor's and Councilmembers' Reports

Mayor Chew

Vice Mayor Wykle

Councilmember Arth

Councilmember Metcalf

Councilmember Trotter

B. Town Manager Update

IX. DISCUSSION ITEMS

X. PUBLIC HEARINGS

A. Consider Introducing and Waiving First Reading of an Ordinance to Amend Moraga Municipal Code (MMC) Title 8, Planning and Zoning:

- 1) Amend MMC Section 8.04.020 (Definitions), Adding Definitions for Supportive and Transitional Housing and Emergency Shelters and Corresponding Amendments to Lists of Permitted Uses in Applicable Districts;
- 2) Add MMC Chapter 8.164 Allowing Emergency Shelters by Right in the Institutional District;
- 3) Add MMC Chapter 8.168 Allowing Reasonable Accommodation from the Zoning Ordinance for Individuals with Disabilities; and
- 4) Add MMC Chapter 8.172 Allowing Density Bonus for Affordable Units Consistent with State Density Bonus Law

COUNCIL ACTION

Adopted Introduced and Waived First Reading of Ordinance

Ayes: 3 (Chew, Arth, Trotter)

Noes: 0

Absent: 2 (Wykle, Metcalf)

XI. ORDINANCES, RESOLUTIONS AND REQUESTS FOR ACTION

A. Consider Resolution ____ - 2014 Authorizing the Town Manager to Award a Construction Contract to Bay Cities Paving & Grading, Inc. (Concord) in the Amount of \$3,289,663 for the Construction of the 2014 Pavement Repair Project (CIP 08-106) and to Execute Contract Change Orders up to 15% of the Contract Amount

COUNCIL ACTION

Adopted Resolution

Ayes: 3 (Chew, Arth, Trotter)

Noes: 0

Absent: 2 (Wykle, Metcalf)

- B. Consider Resolution ____ - 2014 Authorizing the Town Manager to Enter Into a Second Amendment of a Right of Entry and License Agreement for an Additional Five Years with Annual CPI Increases with John Hoover for Cattle Grazing on Mulholland Open Space Preserve

COUNCIL ACTION

Adopted Resolution

Ayes: 3 (Chew, Arth, Trotter)

Noes: 0

Absent: 2 (Wykle, Metcalf)

- C. Consider Resolution ____ - 2014 Authorizing the Town Manager to Award a Consultant Services Contract to Cole Management & Engineering, Inc. (Concord) in an Amount Not to Exceed \$40,000 for Construction Inspection Services for the Moraga Country Club Remedial Grading Work (Subdivisions 7351 and 7747)

COUNCIL ACTION

Adopted Resolution

Ayes: 4 (Chew, Arth, Metcalf, Trotter)

Noes: 0

Absent: 1 (Wykle)

- D. Consider Resolution ____ - 2014 Declaring that the Town of Moraga is Subject to Provisions of Division 17 (Sections 26500 et seq.) of the California Public Resources Code Regarding Geologic Hazard Abatement Districts ("GHAD Law"), and Directing the Town Clerk to Forward a Copy of the Resolution to the State Controller

COUNCIL ACTION

Adopted Resolution as Amended

Ayes: 3 (Chew, Arth, Trotter)

Noes: 0

Absent: 2 (Wykle, Metcalf)

XII. COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS

XIII. COMMUNICATIONS

- A. Certificate of Appreciation for Patty Mills dated June 29, 2014

XIV. ADJOURNMENT

**CONSENT AGENDA
Wednesday, July 16, 2014
7:00 p.m.**

ITEMS

**TOWN MANAGER'S
RECOMMENDATION**

- | | |
|--|------------------------|
| 1) Accounts Payable Claims for: 6/26/14 (\$262,033.67);
7/01/14 (\$90,919.30); 7/02/14 (\$28,233.00) | Approved |
| 2) Approve Minutes for the Town Council Special Meetings on
May 14, 2014; May 28, 2014 and June 11, 2014 | Approved |
| 3) Approve Minutes for the Town Council Regular Meeting on
May 28, 2014 | Approved as
Amended |
| 4) Review and Accept Second Quarter Update of Town Council
Adopted Goals for 2014 | Approved |
| 5) Consider Resolution ____ - 2014, Authorizing the Filing of an
Application for Funding Assigned to Metropolitan Transportation
Commission and Committing any Necessary Matching Funds
and Stating the Assurance to Complete the Project (Moraga
Center Specific Plan Area Pedestrian and Bicycle Infrastructure
Improvements) | Approved |
| 6) Consider Resolution ____ - 2014, Supporting the Town of
Moraga's Application to the 2014 Priority Development Area
(PDA) Planning Grant Program to the Contra Costa
Transportation Authority (CCTA), for Municipal Code
Amendments to Implement the Moraga Center Specific Plan | Approved |
| 7) Consider Resolution ____ - 2014 Eliminating the Town's
Involvement in and Approving and Authorizing the First
Amendment to the Agreement for Construction and
Maintenance of a Private Road between the Town of Moraga
and Certain Property Owners on Canyon Road and Country
Club Drive | Approved as
Amended |
| 8) Consider Resolution ____ - 2014 Authorizing the Town
Manager to Execute an Agreement between East Bay Municipal
Utility District (EBMUD) and the Town of Moraga to Reimburse
the Town for Adjustment of Gate Valves as part of the 2014
Pavement Repair Project (CIP 08-106) and for Future Town
Projects | Approved |
| 9) Consider Resolution ____-2014 Authorizing the Town Manager
to Award Design Professional Services Agreements for On-Call
Geotechnical Engineering Services with Cal Engineering &
Geology (Walnut Creek), Hultgren-Tillis Engineers (Concord),
and WRECO (Walnut Creek) in an Amount Not to Exceed
\$75,000 Annually for Three Years for a Total Amount Not to
Exceed \$225,000 Per Agreement, Contingent on Available
Annual Budget Appropriations | Approved |

10) Consider Resolution _____ - 2014 Authorizing the Town Manager to Amend the Purchase Order with JV Lucas Paving, Inc. (Lafayette) to Resurface the Commons Park Pathways as Part of the Commons Park Improvement Program (CIP 14-304) in an Amount Not to Exceed \$33,175 for a Total Amount of \$48,597

Approved