

**TOWN OF MORAGA
TOWN COUNCIL REGULAR MEETING**

**June 10, 2015
MINUTES**

7:00 P.M. Regular Meeting

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

I. CALL TO ORDER

The regular meeting was called to order at 7:00 P.M. by **Mayor Roger Wykle**.

ROLL CALL

Councilmembers present: Mayor Roger Wykle, and Councilmembers Phil Arth, Teresa Onoda and Dave Trotter

Councilmembers absent: Vice Mayor Michael Metcalf

II. PLEDGE OF ALLEGIANCE

Councilmember Onoda led the Pledge of Allegiance.

III. SPECIAL ANNOUNCEMENTS

Mayor Wykle reported that the Town Council had met in Closed Session and there was no reportable action.

IV. PROCLAMATIONS AND PRESENTATIONS

There were no proclamations or presentations.

V. PUBLIC COMMENTS AND SUGGESTIONS

Karen Mendonca, Moraga, reported on a recent community meeting held by the operators of the New Rheem Theatre, who had acknowledged that while patronage at the Theatre had been low, it had been able to operate. The property owner had recently raised the rent by 60 percent, which she suggested was a direct consequence of the Town's recent adoption of the Historic Preservation Ordinance. She urged the Town Council to take all actions necessary to address that situation to allow the New Rheem Theatre a chance to survive.

Clay Serrahn, Moraga, also referenced the recent community meeting with the Theatre operators of the New Rheem Theatre, and agreed with the statement that the closure of the Theatre was the direct result of the adoption of the Historic Preservation Ordinance, in opposition to the advice of Town staff to include property owner input and consent. He questioned the Mayor's presence at that community meeting, at which time the Mayor had tried to justify the Council's action. He expressed his hope that in the future elected officials would purport themselves in a more respectful and professional manner.

Donna Ward, Moraga, stated the Town Council was responsible for losing the New Rheem Theatre with the passage of the Historic Preservation Ordinance. She reported the Theatre had

recently been voted the Best Indy Cinema in the Bay Area for 2015, had been the flagship location for the California Independent Film Festival (CAIFF), and housed its own classic film Hall of Fame and museum. She cited the benefits of CAIFF designation and suggested the actions of the Town Council may have unintended consequences for the Town and she urged the Town Council to rescind the ordinance.

Seth Freeman, Moraga, suggested there was a misunderstanding of cause and effect and the economics making it unviable for the property owner of the New Rheem Theatre to realize a profit. He commented that he had attended the first community outreach meeting for the Hacienda de las Flores and based on his research, over 65 percent of the Town's residents were between zero to 59 years of age, and a third were 55 years or older. He found some of the ideas for the use of the Hacienda to have no basis in reality. As such, he urged an evaluation of the more recent operating history and management of the Hacienda.

Paul Schindler, Orinda, understood economics and the fact the New Rheem Theatre had been losing money, although he emphasized that Moraga was losing entertainment attractions providing few alternatives for young people. As a former member of the Orinda Planning Commission and based on the public discussions, he understood that all involved wanted to save the Theatre and suggested it might be able to be saved.

Joan Bruzzone, Moraga, expressed concern with the power the Town had over its constituents and the loss of private property rights that had been guaranteed by the U.S. Constitution.

Bob Reynolds, Moraga, referenced the near completion of the handicap pathway at the Commons Park due to the efforts of the Parks and Recreation Director and Moraga resident Graig Crossley. He announced the start of the Concert in the Park series on June 18 at the Commons Park, encouraged everyone to participate, and identified the sponsors of the concert series.

VI. ADOPTION OF CONSENT AGENDA

A. Approval of Consent Items

PUBLIC COMMENTS OPENED

There were no comments from the public.

PUBLIC COMMENTS CLOSED

ACTION: It was M/S (Trotter/Arth) to adopt Consent Agenda Items 1, 2, and 3. Vote: 4-0-1. Absent: Metcalf.

- | | | |
|----|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|
| 1) | Accounts Payable Claims for: 5/29/15 (\$129,752.02) | Approved |
| 2) | Approve Minutes for the Special and Regular Meetings on April 22, 2015 | Approved |
| 3) | Consider Resolution 63-2015 Accepting Completion of Warranty Period for the Subdivision Improvement Agreement and Release of Security Deposit for Faithful Performance for Minor Subdivision MS 601-08 (1057 Camino Pablo) for a Property Being Developed by Camino Pablo LLC as Recommended by the Public Works Director, Accepting an Area Dedicated to the Town for Roadway Purposes, as Designated on the Parcel Map for Minor Subdivision MS 601-08 | Approved |

B. Consideration of Consent Items Removed for Discussion

No items were removed from the Consent Agenda.

VII. ADOPTION OF MEETING AGENDA

PUBLIC COMMENTS OPENED

There were no comments from the public.

PUBLIC COMMENTS CLOSED

**ACTION: It was M/S (Wykle/Onoda) to adopt the meeting agenda, as shown. Vote: 4-0-1.
Absent: Metcalf.**

VIII. REPORTS

A. Mayor's and Councilmembers' Reports

Mayor Wykle – Reported that he had attended a meeting of the former Central Contra Costa Solid Waste Authority, now Recycle Smart, on May 28 when Waste Reduction Student Scholarships had been awarded to graduating seniors.

Vice Mayor Metcalf – No report.

Councilmember Arth – Reported that he had attended a Chamber of Commerce meeting on June 3.

Councilmember Onoda – Reported that she had attended the PG&E Water Supply/Rate Conservation briefing on June 2; the Mayors' Conference in the Town of Danville on June 4; and a special meeting of the Town Council to conduct interviews for Town committees on June 9.

Councilmember Trotter – Reported that he had attended a regular meeting of Recycle Smart on May 28; Moraga Hillside and Ridgeline Steering Committee meeting on May 28; Moraga Center Specific Plan Implementation Committee on June 3; a briefing at the New Rheem Theatre on June 6; a meeting with Town staff and local community members to discuss the New Rheem Theatre on June 8; and a special meeting of the Town Council to conduct interviews for Town Committees on June 9.

B. Town Manager Update – Town Manager Jill Keimach reported that the Parks and Recreation Department had received a generous donation of \$950 from the Moraga Women's Society for sports equipment supplies, camp supplies, and t-shirts. She also reported that the Annual Buy-a-Rocket program for the upcoming 4th of July festivities had commenced, the Town had currently collected \$500 for that effort, and needed \$25,000 for the fireworks display.

IX. DISCUSSION ITEMS

There were no discussion items.

X. PUBLIC HEARINGS

A. Street Lighting Assessment District

Conduct a Public Hearing and Consider Resolution 64-2015 Confirming the Engineer's Report for the Town of Moraga Street Lighting Assessment District 1979-1, Approving Assessments and Assessment Diagram, and Levying Assessments for the Fiscal Year 2015/16

Randy Leptien, Leptien, Cronin, Cooper, Morris & Poore, presented the staff report and asked that the Town Council conduct the public hearing on levying assessments for FY 2015/16 for the Town of Moraga Street Lighting Assessment District 1979-1; and upon closure of the public hearing the Town Council was asked to approve a resolution to continue the current assessments, which included \$58 for a single-family residence within the Street Lighting Assessment District to fund operations and repairs of the Town's streetlights and traffic signals. Responding to Council, Mr. Leptien reported that no increase in the assessments had been proposed.

PUBLIC COMMENTS OPENED

There were no comments from the public.

PUBLIC COMMENTS CLOSED

ACTION: It was M/S (Trotter/Onoda) to approve Resolution 64-2015 Confirming the Engineer's Report for the Town of Moraga Street Lighting Assessment District 1979-1, Approving Assessments and Assessment Diagram, and Levying Assessments for the Fiscal Year 2015/16. Vote: 4-0-1. Absent: Metcalf.

XI. ORDINANCES, RESOLUTIONS AND REQUESTS FOR ACTION

A. The New Rheem Theatre

Discuss Issues and Potential Options to Retain the New Rheem Theatre as a Community Asset and Entertainment Venue and Provide Direction to Staff

Town Manager Keimach presented the staff report; identified the potential alternatives for consideration and noted that all interests in the issue shared a common goal; and reported that the most recent discussions between staff, Theatre operators, and the property owner had resulted in an agreement to keep the theater open beyond the June 30, 2015 crisis deadline in order for all parties to negotiate and return with a more developed vision and plan in the next three months.

Ms. Keimach described the long-term vision to have an agreement that did not involve nominating the Theatre under the Historic Preservation Ordinance which would be unnecessary if the property owner agreed not to demolish or remodel the Theatre; that the property owner could develop the adjacent vacant property as any property owner could, and the Town would work with the property owner to ensure a fair return on investment. The Theatre operator had also agreed to continue to show movies as the Town developed a draft agreement over the next 90 days. She emphasized that all parties wanted to keep the Theatre as a Theatre and create a community foundation, which was key to allowing community members and other investors, to contribute to the long term goal of owning the Theatre building.

Ms. Keimach asked that the Town Council discuss the issues and potential options to retain the New Rheem Theatre as a community asset and entertainment venue, and provide direction to staff, with staff to return in approximately three months with a plan. The Theatre would continue to operate through the California Independent Film Festival (CAIFF) tentatively scheduled for September 10 through 13, 2015.

PUBLIC COMMENTS OPENED

Barbara Preston, Moraga, thanked the Town Manager for a well-spoken synopsis of the options. She supported the New Rheem Theatre and its events, suggested Town Council support of a community-based foundation would offer an excellent opportunity for community support, and stated it would be a crucial step to be able to retain the Theatre as an asset in the community.

Kathe Nelson, Moraga Chamber of Commerce, advised that the Chamber of Commerce would like the Town to retain the New Rheem Theatre and the CAIFF since it brought life and energy to the Town. She pointed out the area around the Theatre had been revitalized, special events at the Theatre had attracted people from outside Moraga, and she asked that staff be directed to spend more time exploring the options identified in the staff report.

Clay Serrahn, Moraga, asked that the Town Council first consider whether the purpose of the agenda item was to retain the Theatre structure only or include the present and future Theatre operator in order to clarify the remainder of the discussions regarding the operation of the Theatre. He recommended that the Town Council rescind the Historic Preservation Ordinance to show good faith to all involved to develop a guaranteed means for operational and financial success.

Karen Mendonca, Moraga, thanked the Town Manager for the overview, was confident the crisis would allow something permanent to be established for the future operations of the Theatre, and recommended the inclusion of the community to produce a positive outcome.

Ed Isley, Moraga, reported that he had attended the recent briefing held by the Theatre operator and was a patron of CAIFF. He pointed out it was not the responsibility of the Town to bail out any property owner from a poor investment decision and sought a long-term option that would involve the acquisition of the building through a non-profit at a fair price. He found the historic designation to be a taking of property, and noted he and his wife would be willing to donate to a non-profit to acquire the property to allow its operation in the future, and suggested many in the Town would likely also become involved if the Theatre was well run.

A.J. Brown, Moraga, representing the Lamorinda Arts Council, dance studio manager in the Rheem Center, also thanked the Town Manager for the staff report and urged the preservation of the New Rheem Theatre as a valuable cultural resource for the Lamorinda area. If fundraisers were necessary, she expressed her willingness to become involved for the Lamorinda Arts Council.

Laura Abrams, Orinda, spoke to her involvement in the efforts to preserve the Orinda Theatre, which also had a historic designation, and which had been declared eligible for listing in the National Registry. She noted that the historical status of the Orinda Theatre had been used in its restoration to save money; provide Americans with Disabilities Act (ADA) access; seismic retrofitting; and changes to the integrity of the Theatre in a way that had been less expensive. She noted that State and Federal registries did not require property owner permission. The Orinda Theatre had not been technically listed as historic, but had been determined to be eligible for listing while still enjoying all of the protections including the Mills Act. She stated that the Orinda and Rheem Theatres operated together and she hoped to retain the current Theatre operator for both Theatres.

Andy Scheck, Moraga, read into the record his written comments that had been provided to the Town Council and the public. As a business owner and initiator of the Moraga Community Foundation, he urged the Town Council to keep the New Rheem Theatre operating after June 30, and help with financial support until such time as a new Moraga Community

Foundation could be formed. Responding to Council, he spoke to community discussions over the last two years for the need of a community foundation.

Robert Lucacher, Moraga, thanked the Town Manager for the status report on the progress of discussions of all involved parties. He emphasized that the Theatre was a vital part of the community and expressed his willingness to help in any effort.

Seth Freeman, Moraga, commended those who had participated in the efforts to deal with the crisis situation; commented the property owner had been subsidizing the Theatre operations for some time; stated the property had been listed for sale for a couple of years and had not sold; and emphasized the property had not been designated as historic, although historic designations offered numerous benefits. He urged the Town Council not to rescind the Historic Preservation Ordinance; requested the Council prioritize matters and pointed out the Hacienda had been losing money for many years. He added that the Hacienda, Moraga Barn, and the Post Office had equal historic merit although there had been no public outcry in those cases. In his opinion, the Theatre was in need of a stronger operator. He suggested someone should help the Theatre operators approach large foundations to seek the grant money needed for preservation of the Theatre.

Percy Fountain and Micah Putnam, Saint Mary's College (SMC) students, described the SMC student meal program, Flex Dollars, and suggested the New Rheem Theatre consider a contract with SMC which would allow students' Flex Dollars to be spent at the Theatre concession stand, which could bring in additional monies to the Theatre. They expressed their hope that this option would be considered prior to the closure of the Theatre.

Larry Swindell, Moraga, referenced the history of the New Rheem Theatre with its more recent operations consistently in the red despite good management. He noted that symphonies and ballet companies often operated in the red but did not go out of business since they had been valued as cultural institutions, underwritten by administrative funds and public contributions. He suggested that was a workable formula for the continuation of the New Rheem Theatre, and agreed that CAIFF had been most beneficial to Moraga.

Ellen Beans, Moraga, thanked the Town Manager for the preparation of the staff report in such a short period of time. She referenced the original effort to incorporate the Town, the recent recognition of the Town's 40th anniversary, efforts to preserve the Hacienda and open space, and would like to see the Town's legacy include making the Theatre a permanent entertainment venue for citizens.

Dale Walwark, Moraga, expressed concern with the lack of details for a potential community foundation, wanted to see both the Rheem and Orinda Theatres continue, but acknowledged that the Rheem Theatre had been a losing venture for years.

Richard Harris, Moraga, liked all of the ideas, suggested the Theatre should be supported in other ways including a community foundation; the option recommended by SMC students to preserve the Theatre; and ways to increase patronage. He encouraged everyone to patronize the Theatre or support the Orinda Theatre.

Aileen Liu, Moraga, found the New Rheem Theatre to be an iconic Art Deco structure, and while she recognized that older movie theaters had become obsolete, recommended consideration of a trend where similar structures were being retrofit for dinner theaters.

Janet Forman, Moraga, suggested the increase in rent could be the crisis that would bring the Town and the community together to save the Theatre.

Dee Humm, Moraga, suggested the property owner renovate the building into luxury apartments but keep the lobby as part of the historical part of the building.

PUBLIC COMMENTS CLOSED

Councilmember Trotter thanked the community for its support, and thanked the Town Manager for the staff report and her recent efforts to retain the Theatre in the Town. He acknowledged that Mr. Scheck's idea of a community foundation had been discussed since 2013. He noted that people needed to enjoy and patronize the Theatre, attend the CAIFF, and shop "Moraga First."

Councilmember Trotter suggested that staff be directed to continue to work with the property owner and Theatre operator over the next three months, to create a structure to keep the Theatre in operation, and to assist in mobilizing a community foundation. He again thanked Mr. Scheck for taking the lead on that effort and was confident the New Rheem Theatre would remain open, and would continue to be a community resource potentially supported and eventually owned by a community foundation.

Councilmember Arth thanked everyone for being present and engaged, particularly those who opposed the Historic Preservation Ordinance, noting that he had been one of two Councilmembers who had voted in opposition to the ordinance. He emphasized the Town's limited resources to contribute to a community foundation, as evidenced by the budget, outstanding debt, and deferred maintenance for Town-owned building. He supported direction to staff to work with the community in a creative way to establish a community foundation, but did not expect the Town to put money into that effort.

Councilmember Onoda agreed with many of the comments about the importance of retaining the New Rheem Theatre but commented that the Town did not have a lot of resources available to help in that regard. She thanked the Town Manager for her efforts, the work of the Theatre operators over the years to make the Theatre a success, and the property owner for working with the Town. She was confident that all their efforts would be successful.

Mayor Wykle thanked everyone for their comments and participation, and the Town Manager for all her efforts. He agreed with Councilmember Trotter's comments regarding a community foundation while also recognizing the budgetary issues faced by the Town.

Ms. Keimach advised that the community would be noticed through the normal noticing process when the item returned to the Town Council, expected in three months.

Mayor Wykle declared a recess at 8:40 p.m. The Town Council meeting reconvened at 8:54 p.m. with Councilmembers Arth, Onoda, Trotter, and Mayor Wykle present.

B. Final Map for Rancho Laguna II

Consider Resolution 65-2015 Approving the Final Map and Subdivision Improvement Agreements for Subdivision 9330, a Project Being Developed by SummerHill RL LLC, Accepting Grant Deed of Development Rights, Authorizing the Recordation of the Irrevocable Offer of Dedication, and Authorizing the Town Manager to Take Other Actions to Effectuate Recordation of the Final Map

Senior Civil Engineer Laurie Sugang presented the staff report and recommended the Town Council adopt a resolution approving the Final Map and Subdivision Improvement Agreements for Subdivision 9330, developed by SummerHill RL LLC, accepting grant deed of development rights, authorizing the recordation of the Irrevocable Offer of Dedication, and authorizing the Town Manager to take other actions to effectuate recordation of the Final Map.

PUBLIC COMMENTS OPENED

There were no comments from the public.

PUBLIC COMMENTS CLOSED

ACTION: It was M/S (Arth/Onoda) to adopt Resolution 65-2015 Approving the Final Map and Subdivision Improvement Agreements for Subdivision 9330, a Project Being Developed by SummerHill RL LLC, Accepting Grant Deed of Development Rights, Authorizing the Recordation of the Irrevocable Offer of Dedication, and Authorizing the Town Manager to Take Other Actions to Effectuate Recordation of the Final Map. Vote: 4-0-1. Absent: Metcalf.

C. Gann Appropriations Limit for FY 2015/16

Consider Resolution 66-2015 Establishing the Annual Gann Appropriations Limit for the Fiscal Year 2015/16 Budget

Administrative Services Director Stephanie Hom presented the staff report and recommended the Town Council adopt a resolution establishing the Annual Gann Appropriations Limit for the Fiscal Year 2015/16 budget.

PUBLIC COMMENTS OPENED

There were no comments from the public.

PUBLIC COMMENTS CLOSED

ACTION: It was M/S (Trotter/Onoda) to adopt Resolution 66-2015 Establishing the Annual Gann Appropriations Limit for the Fiscal Year 2015/16 Budget. Vote: 4-0-1. Absent: Metcalf.

D. Operating and Capital Improvement Budgets for FY 2015/16

Consider Resolution 67-2015 Adopting the Fiscal Year 2015/16 Operating and Capital Improvement Budgets, including the Five-Year Financial Plan and Five-Year Capital Improvement Program

Ms. Hom presented the staff report, detailed the discussions and direction from the Town Council during the meeting on May 27, 2015, and recommended the Town Council adopt a resolution adopting the Fiscal Year 2015/16 Operating and Capital Improvement Budgets, including the Five-Year Financial Plan and Five-Year Capital Improvement Program (CIP), as shown. For the CIP projects that were being covered by Palos Colorados funds, she noted that the Council had directed staff that any additional revenue next year would be transferred from the General Fund to Fund-100 One-Time Developer Fee, Palos Colorados Fund for those projects.

Responding to the Council, Ms. Hom explained the differences between the two resolutions that had been presented for consideration, Attachments B and C, Versions 1 and 2; and advised of the budget increase in property tax anticipated at \$3.25 million for this fiscal year compared to the \$3 million from property taxes for the prior fiscal year. Given the expectation for an increase in property taxes, she explained that an adjustment had been made upward in mid-year.

Ms. Keimach added that Versions 1 and 2 were both viable, although if the Town Council chose the option for the operating end of the year surplus, the number shown would be flexible. She commented that the property tax increase was a hard number that was non-negotiable.

Councilmember Trotter supported Attachment C, Version 2 of the resolution and the original property tax budget number for the beginning of the fiscal year June 2014/15.

Ms. Hom suggested that would be doable with some behind-the-scenes calculations, going back to look at what was the original figure, not the adjusted figure that had been used in December, and anything above the original property tax estimate was being referred to in terms of the surplus. She clarified that the direction would not affect the estimated surplus of \$113,885, although it would likely affect the surplus number for the current fiscal year.

Public Works Director/Town Engineer Edric Kwan clarified the estimated costs for the high visibility crosswalk at the future Council Chambers located at 335 Rheem Boulevard similar to the crosswalk at Moraga Road and Corliss Drive, at a cost of \$200,000. He noted the project would be difficult since it would require more engineering given that it was located mid-block, and would involve a shorter crossing since the curb changed from the shopping center to 335 Rheem Boulevard where the road narrowed. There may also be modifications required to existing improvements and discussions required with the property owner across the street.

PUBLIC COMMENTS OPENED

There were no comments from the public.

PUBLIC COMMENTS CLOSED

Councilmember Trotter offered a motion to adopt a resolution Adopting the Fiscal Year 2015/16 Operating and Capital Improvement Budgets, including the updated Five-Year Financial Plan and Five-Year Capital Improvement Plan, with modifications that reflected the Town Council discussion to take the additional Fiscal Year 2014/15 property taxes that exceeded the budgeted amount as the budget was originally approved in June 2014, and using that surplus to reimburse the Fund-100 One-Time Developer Fee, Palos Colorados Fund, of any monies up to an amount not to exceed \$494,041.

Councilmember Arth seconded the motion.

Assistant Town Attorney Karen Murphy advised that changes would be made to Attachment C, Version 2 of the resolution. She identified further changes to Attachment C, as follows:

- Revise the last WHEREAS clause as shown on Page 2 by changing the reference to FY 2015/16 to read 2014/15; and
- Revise the third paragraph of Page 2 to read:

BE IT FURTHER RESOLVED, that the Town Council authorizes the transfer of additional FY 2014/15 General Purpose Fund revenues in the form of Property Taxes that exceed the FY 2014/15 initial budget amount of X to Fund 100 One-Time Developer Fee (Palos Colorados) to reimburse Fund 100 One-Time Developer Fee up to the amount of these FY 2015/16 capital project appropriations; and

The maker and second to the motion accepted the changes offered by the Assistant Town Attorney.

ACTION: It was M/S (Trotter/Arth) to adopt Resolution 67-2015 (Attachment C, Version 2) Adopting the Fiscal Year 2015/16 Operating and Capital Improvement Budgets, including the Five-Year Financial Plan and Five-Year Capital Improvement Plan; with modifications that reflect the Town Council discussion about taking the additional Fiscal Year 2014/15 property taxes that exceeded the budgeted amount as the budget was originally approved in June 2014, and using that surplus to reimburse the Fund-100 One-Time Developer Fee, Palos Colorados Fund, of any monies up to an amount not to exceed \$494,041; and subject to further modification to Attachment C, as shown above. Vote: 4-0-1. Absent: Metcalf.

E. Draft Livable Moraga Road and Community Preference Surveys

Consider Appointment of Two Representatives to a Town Council Ad Hoc Subcommittee for Review of Draft Livable Moraga Road and Community Preference Surveys

Ms. Clark presented the staff report and asked that the Town Council consider appointing two representatives to the Town Council Ad Hoc Subcommittee for Review of Draft Livable Moraga Road and Community Preference Surveys.

PUBLIC COMMENTS OPENED

Bob Reynolds, Moraga, objected to the involvement of the Town Council in the wordsmithing of the community preference surveys, and recommended the services of a highly competent professional who could best determine how to address the questions.

PUBLIC COMMENTS CLOSED

Councilmember Trotter noted that the Town Council had taken such direction given the project's controversial issues, with concern that questions could be watered down in the process of preparing a survey. He suggested an Ad Hoc Committee's goal be a "light" review without too much effort to modify wording of questions. While he would have preferred that process be conducted in public, he understood that would delay the tempo of the process based on the staff recommendation. He expressed the desire to serve on the Ad Hoc Subcommittee.

Ms. Keimach referenced a discussion she had with an employee who had done extensive analysis of the effect of wording in the first sentence of a post, where a response could be turned either into a positive or a negative with the change of one word, suggesting the importance of wording questions.

Mr. Reynolds emphasized that subjectivity should be carefully avoided with the focus on the why and not the how, to ensure a result that would represent good guidance for a good decision.

Councilmember Arth agreed with Mr. Reynolds and the Town Manager, suggested no one on the Council had the expertise or background to review what a professional recommended, did not support the action, and had no interest in serving on the Ad Hoc Subcommittee.

Mayor Wykle emphasized the importance of both projects and while not interested in wordsmithing questions, was interested in ensuring the right questions were asked.

Mr. Reynolds reiterated the importance of coming up with a set of thoughts and ideas for what the Town wanted to know, and preferred objective as opposed to subjective questions. He reiterated his opinion that a Council review of the questions through wordsmithing would be inappropriate and should be done by professionals only.

Councilmember Onoda supported the appointment of the Mayor and Councilmember Trotter to serve on the Ad Hoc Subcommittee.

ACTION: It was M/S (Trotter/Wykle) to appoint Mayor Wykle and Councilmember Trotter to a Town Council Ad Hoc Subcommittee for Review of Draft Livable Moraga Road and Community Preference Surveys. Vote: 4-0-1. Absent: Metcalf.

F. League of California Cities Voting Delegate

Designate Town of Moraga's Voting Delegate and any Alternates at the League of California Cities Annual Meeting on September 30 to October 2, 2015 in San Jose, California, for the Purpose of Voting on League Resolutions Regarding Issues of Statewide Concern

PUBLIC COMMENTS OPENED

There were no comments from the public.

PUBLIC COMMENTS CLOSED

ACTION: It was M/S (Trotter/Arth) to appoint Mayor Wykle as the Voting Delegate and Vice Mayor Metcalf as the Alternate at the League of California Cities Annual Meeting on September 30 to October 2, 2015 in San Jose, California, for the Purpose of Voting on League Resolutions Regarding Issues of Statewide Concern. Vote: 4-0-1. Absent: Metcalf.

XII. COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS

Councilmember Trotter requested a future agenda item to discuss the New Rheem Theatre, with the discussion to consider seed money from the Town on a loan basis.

XIII. COMMUNICATIONS

There were no communications.

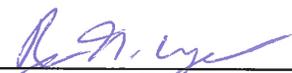
XIV. ADJOURNMENT

ACTION: It was M/S (Arth)/Onoda) to adjourn the meeting at 9:37 P.M. Vote: 4-0-1. Absent: Metcalf.

Respectfully submitted by:


Marty C. McInturf, Town Clerk

Approved by the Town Council:


Roger N. Wykle, Mayor