

**TOWN OF MORAGA
REGULAR MEETING**

**January 27, 2016
MINUTES**

7:00 P.M. Regular Meeting

Council Chambers and Community Meeting Room
335 Rheem Boulevard, Moraga, California 94556

1. CALL TO ORDER

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

ROLL CALL

Councilmembers present: Mayor Michael Metcalf, Vice Mayor Trotter, and Councilmembers Phil Arth, Teresa Onoda, and Roger Wykle

Councilmembers absent: None

2. PLEDGE OF ALLEGIANCE

Councilmember Wykle led the Pledge of Allegiance.

3. SPECIAL ANNOUNCEMENTS

Mayor Metcalf reported that a Closed Session had been held and there was no reportable action.

4. PROCLAMATIONS AND PRESENTATIONS

- A. Proclamation Honoring the 2015 Campolindo High School Girls Varsity Cross Country Team

Mayor Metcalf presented a proclamation honoring the 2015 Campolindo High School Girls Varsity Cross Country Team; and proclaimed January 27, 2016 as "2015 Campolindo High School Girls Varsity Cross Country Team Day" in honor of the team's outstanding accomplishments.

PUBLIC COMMENTS OPENED

Andy Lindquist, the coach of the Campolindo High School Girls Varsity Cross Country Team, accepted the proclamation; thanked the Town Council for the recognition as a testament to the hard work of the student athletes; congratulated the students on a successful year; and recognized the support of the parents; and the Boys Varsity Cross Country Team throughout the year.

Hana Sun and Sarah Cella, both seniors on the Girls Varsity Cross Country Team, thanked the Town Council, their coaches, teammates, and parents, for the recognition.

Vice Mayor Trotter congratulated the team on its success.

PUBLIC COMMENTS CLOSED

- B. Proclamation Honoring the 2015 Campolindo High School Boys Varsity Cross Country Team

Mayor Metcalf presented a proclamation honoring the 2015 Campolindo High School Boys Varsity Cross Country Team; and proclaimed January 27, 2016 as “2015 Campolindo High School Boys Varsity Cross Country Team Day” in honor of the team’s outstanding accomplishments.

PUBLIC COMMENTS OPENED

Coach Lindquist accepted the proclamation; thanked the Town Council; congratulated his athletes on their success as a testament to the program and its athletes; and looked forward to the next season.

Miguel Baliwag and Nathaniel Sauerberg, members of the Campolindo High School Boys Varsity Cross Country Team, thanked the Town Council, their coaches, and the support of their parents for the recognition, and recognized their teammates who were not on the varsity team and who were not present at this time.

PUBLIC COMMENTS CLOSED

- C. Update on the State of the Moraga Library by Rodger Lum, Library Commissioner for Moraga

Rodger Lum, Library Commissioner for Moraga, reported that he had been elected to serve a second term as the Chair of the County Library Commission. The Commission’s goal was to support public libraries throughout the County and ensure that all residents had access to its resources. He commented on the lack of State funding for public libraries statewide; explained the County Library Commission was working with the County Board of Supervisors to advocate more funds for public libraries; and reported for Fiscal Year 2016/17 the Governor had proposed \$4.8 million of new funding for public libraries in order to strengthen regional and statewide public libraries. He highlighted the goals of the Library Commission for this year; thanked the Town Council for Sunday hours at the Moraga Library which had been approved in 2013; and reported that patronage had been steady in 2013, although there had been a gradual decline in 2015 partly due to the Restroom Remodel Project. The restroom remodel should be completed in February, and the HVAC project should commence in April 2016.

Mr. Lum thanked the Town Council for appointing him as the Town’s representative on the Library Commission; and expressed his appreciation to outgoing Town Manager Jill Keimach.

Mr. Lum affirmed, when asked, that e-books were available through the Moraga Library and could be checked out online. He reported the Friends of the Moraga Library Spring Book Sale would be held on March 12, 2016; stated he would clarify at the Library Commission meeting on January 28 how the Linked Plus program could be expanded to be more available to Moraga residents; and noted that the Moraga Library had relationships with other libraries, and reaching out to those entities could be discussed further with the Friends of the Moraga Library.

The Town Council thanked Mr. Lum for his service to the Town. Town Manager Jill Keimach also thanked Mr. Lum for representing the Town as well as he had and for increasing the Town’s vision with the County.

PUBLIC COMMENTS OPENED

There were no comments from the public.

PUBLIC COMMENT CLOSED

- D. Update on Contra Costa Transportation Authority (CCTA) by Dennis Fay, CCTA Citizens' Advisory Committee Member for Moraga

Dennis Fay, a member of the Citizens' Advisory Committee (CAC) for the Contra Costa Transportation Authority (CCTA) representing the Town of Moraga, described the purpose of the CAC to recommend compliance with the CCTA's Growth Management Program (GMP). He noted a change to the GMP had been reviewed in the last month and clarified it would not add additional work for the cities but would link the reports produced on the use of road maintenance monies to incentivize people to complete the reports in a timely manner.

Mr. Fay also presented an update on the CCTA's plans for a potential sales tax measure for the November 2016 ballot. While the actual Transportation Expenditure Plan (TEP) remained to be developed, special meetings of the CCTA had been planned through March to discuss the proposal. Polling results had been presented, and the primary focus of the public was the repair of potholes in local streets and roads.

Mr. Fay wished Town Manager Keimach well on her new endeavor with the City of Alameda.

PUBLIC COMMENTS OPENED

There were no comments from the public.

PUBLIC COMMENTS CLOSED

- E. Update on Status of the Contra Costa County Advisory Council on Aging (ACOA) by Keith Katzman, Liaison to the ACOA

Keith Katzman, Town of Moraga Liaison to the Contra Costa Advisory Council on Aging (ACOA), provided an update on the ACOA, which was to work on programs for seniors; his focus had been on transportation pursuant to the direction from the Town Council. Given the uniqueness of the Town, he had come to the conclusion that the Town should come up with its own senior transportation plan as part of an effort working with all three Lamorinda communities. He explained that ACOA was working on the inclusion of a line item on tax returns with respect to donations to ACOA, and he had started working on a project with the Moraga Planning Department related to the Americans with Disabilities Act (ADA), and any flaws the Town might have in order to assist seniors in the Town.

In response to the Council, Mr. Katzman stated he had been made aware of an incident where someone in a wheelchair had been unable to gain access in the vicinity of the Town Council Chambers and Town Hall offices, which had led to his effort to identify areas of the Town which might not have ADA access.

Ms. Keimach affirmed that there were no curb cuts on the side of the street where the Council Chambers was located, which was part of the plan for a crosswalk across from the Rheem Theatre. She explained that the Town's Capital Improvement Program (CIP) funded ADA improvements in the Town, and the Public Works Department was responsible for those issues.

Mr. Katzman affirmed he had been in contact with the Public Works Department. He also responded to the inquiries about senior use of Uber services and his understanding that there had been a sense of apprehension from seniors to using Uber.

The Town Council thanked Mr. Katzman for his services to the Town.

PUBLIC COMMENTS OPENED

There were no comments from the public.

PUBLIC COMMENT CLOSED

5. PUBLIC COMMENTS AND SUGGESTIONS

There were no public comments and suggestions.

6. ADOPTION OF CONSENT AGENDA

A. Approval of Consent Items

Vice Mayor Trotter requested the removal of Consent Agenda Item 6.2.

PUBLIC COMMENTS OPENED

There were no comments from the public.

PUBLIC COMMENTS CLOSED

**ACTION: It was M/S (Arth/Onoda) to adopt Consent Agenda Items 6.1, 6.3, 6.4, and 6.5.
Vote: 5-0.**

6.1	Accounts Payable Claims for: 01/05/2016 (\$7,688.43); 01/08/2016 (\$110.00); 01/08/2016 (\$296,099.95)	Approved
6.2	<i>Approve Minutes for the Regular Town Council Meeting on December 9, 2015</i>	<i>Removed</i>
6.3	Approve Minutes for the Special Town Council Meeting on January 4, 2016	Approved
6.4	<u>Lighting and Assessment District Engineering Assistance</u> Consider Resolution 5-2016 Ordering Engineering Assistance to Prepare and File an Annual Engineer's Report For Fiscal Year 2016/17, Town of Moraga Street Lighting District 1979-1	Approved
6.5	<u>Lighting Assessment District Engineering Agreement</u> Consider Resolution 6-2016 Awarding a Consultant Services Agreement for Assessment District Engineering Services Related to the Fiscal Year 2016/17 Town of Moraga Street Lighting District 1979-1 to Leptien, Cronin, Cooper Morris & Poore, Inc. for an Amount Not to Exceed \$9,900	Approved

B. Consideration of Consent Items Removed for Discussion

1. Approve Minutes for the Regular Town Council Meeting on December 9,
2015

Vice Mayor Trotter advised that redline changes had been made to Page 13 of the minutes of the December 9, 2015 meeting, and asked that the minutes be approved pursuant to the changes provided.

ACTION: It was M/S (Trotter/Wykle) to approve the Minutes for the Regular Town Council Meeting on December 9, 2015, subject to the redline changes provided to the Town Council and to the public. Vote: 5-0.

7. ADOPTION OF MEETING AGENDA

Vice Mayor Trotter requested that Item C under Ordinances, Resolutions and Requests for Action be moved up as Item A, and that the remaining items be reordered accordingly.

PUBLIC COMMENTS OPENED

There were no comments from the public.

PUBLIC COMMENTS CLOSED

ACTION: It was M/S (Trotter/Arth) to modify the meeting agenda and move Item C under Ordinances, Resolutions and Requests for Action to Item A, with the remaining items to be reordered accordingly. Vote: 5-0.

8. REPORTS

A. Mayor's and Councilmembers' Reports

Mayor Metcalf – Reported that the Lamorinda Fee and Finance Authority (LFFA) had met on January 27, and had conducted a final review of the revised Joint Powers Agreement (JPA) documentation, with a new nexus study and rate structure to be presented to the Town Council during its second meeting in February.

Vice Mayor Trotter – Reported that he had attended a meeting of the RecycleSmart Board with the Chair and Vice Chair in advance of the regular meeting to ensure that agendas were properly prepared, on January 14; the Moraga Business Symposium at Saint Mary's College (SMC) on January 19; the Town Council Goal Setting Workshop on January 21; and a farewell dinner party for outgoing Town Manager Keimach on January 23.

Councilmember Arth – Reported that he had attended the Audit and Finance Committee (AFC) meeting on January 14; the Moraga Business Symposium on January 19; along with the Mayor and representatives from the Chamber of Commerce with a discussion on the general relationship between the Chamber and the Town, on January 20; the Town Council Goal Setting Workshop on January 21; and a farewell dinner party for outgoing Town Manager Keimach on January 23.

Councilmember Onoda – Reported that she had attended a Moraga Youth Involvement Committee (MYIC) meeting on January 14; the Moraga Business Symposium on January 19; the Town Council Goal Setting Workshop on January 21; Open House at the Council Chambers and Community Meeting Room for the Moraga Center Specific Plan (MCSP) Implementation Project on January 26; and along with Planning Commissioners D'Arcy and Kovac, members of Town staff, and the Bruzzone family, had walked land behind the MCSP Area on January 27.

Councilmember Wykle – Reported that he had attended the AFC meeting on January 14; the Moraga Business Symposium on January 19; and the Town Council Goal Setting Workshop on January 21.

- B.** Town Manager Update – Town Manager Keimach thanked current and previous Councils for her time with the Town; the community and other appointed officials; and reported that she would be hosting a goodbye event on January 28 at the Council Chambers and Community Meeting Room. She also reported that the Town had received a pedestal for its “pear” which had been received as a donation from Laszlo Bonnyay, with the pear to be highlighted in the Council Chambers and Community Meeting Room. She thanked Councilmember Onoda for her efforts to retain the pedestal, and Mr. Bonnyay who had donated the pear to the Town.

9. INFORMATIONAL ITEMS

There were no informational items.

10. DISCUSSION ITEMS

There were no discussion items.

11. PUBLIC HEARINGS

There were no public hearings.

12. ORDINANCES, RESOLUTIONS AND REQUESTS FOR ACTION

The following item had previously been Item C but had been moved up on the agenda, with the remaining items reordered accordingly.

A. Appointment of Interim Town Manager

Consider Resolution 7-2016 Approving Employment Agreement Between Town of Moraga and Robert Priebe for Interim Town Manager Services

Assistant Town Attorney Karen Murphy presented the staff report for consideration of a resolution approving the employment agreement between the Town of Moraga and Robert Priebe for Interim Town Manager Services. She asked that the Town Council approve the resolution identified as Attachment B to the staff report.

PUBLIC HEARING OPENED

There were no comments from the public.

PUBLIC HEARING CLOSED

ACTION: It was M/S (Trotter/Onoda) to adopt Resolution 7-2016, Approving Employment Agreement Between the Town of Moraga and Robert Priebe for Interim Town Manager Services. Vote: 5-0.

Interim Town Manager Robert Priebe thanked outgoing Town Manager Keimach, the Town Council, the Department Heads, and the public for all their faith, encouragement, and support.

B. Marin Clean Energy Letter of Intent

Receive a Presentation from Marin Clean Energy (MCE) and Consider Authorizing the Town Manager to Send a Non-Binding Letter of Intent to MCE Expressing the Town's Interest in Exploring Possible Membership

Assistant Planner Coleman Frick presented the staff report and asked that the Town Council authorize the Town Manager to send a non-binding Letter of Intent to Marin Clean Energy (MCE) expressing the Town's interest in exploring possible membership.

Councilmember Wykle recused himself since the item related to PG&E, and stepped down from the dais but remained in the audience.

On the question of the appropriateness of MCE making a presentation to the Town Council in the form of staff as opposed to a member of the public, Ms. Murphy advised that the way the presentation was made would be at the discretion of the Town Council.

Alex DiGiorgio, Marin Clean Energy (MCE), Community Development Manager, offered a PowerPoint presentation that identified MCE as a local public agency, not for profit, the State's first Community Choice Aggregation (CCA) program made possible by State level legislation AB 117 adopted in 2002. He explained the purpose of MCE was to advance sustainable development and expand access to competitively priced renewable energy.

Mr. DiGiorgio presented a photograph of a solar energy facility under construction for MCE customers in the City of Novato and explained that once complete it would be the largest solar project in Marin County. He described Community Choice Energy (CCE), which enabled a city town, county, or group of cities and counties through a Joint Powers Agreement (JPA), to pool electricity demand and purchase or generate power on behalf of the customers within that jurisdiction. MCE was responsible for the generation of energy and the supply portfolio for its customers, partners, and competitors with PG&E; PG&E was responsible for transmission, distribution, and maintenance of the infrastructure and would still bill customers for those services. The issue was separating generation from delivery which was where the competition came into play. He clarified that CCE was not new in that there had been other CCE programs serving customers on both the east and west coasts since the 1990s.

Mr. DiGiorgio explained that MCE had been formed in 2008, service to customers began in 2010, and it had been expanded since 2011. Numerous cities had adopted ordinances to join MCE; there were currently 175,000 customers (meters) being served; there was local governance for each member jurisdiction; all MCE meetings were open to the public including committee meetings; and the MCE Board was responsible for the approval of its rates but required oversight by the California Public Utilities Commission (CPUC). MCE provided competitive rates, was a not-for-profit public agency with no shareholders, did not have to pay income taxes, and could pass those savings on to its customers with little overhead.

Mr. DiGiorgio detailed State law pertaining to all Community Choice Programs, which would become the default provider for energy sources in the communities, and explained that rate stability was part of MCE's mission; it changed rates once a year; as opposed to a number of rate changes by PG&E each year. He also clarified the Power Charge Indifference Adjustment Fee (PCIA) which was a per kilowatt hour fee whereby the more energy used the greater the fee.

Alexandra McGee, Community Power Organizer for MCE, identified the average household of four as an example, paying a PCIA exit fee amount of \$11 per month on an average bill. The PCIA fee had been \$5.60 in 2015, and depending on the customer class for the average residence, the fee had increased almost 95 percent, and changed with commercial and

agricultural loads. She reported the CPUC would be holding a Special Workshop on March 8, 2016 to address the methodology of the PCIA fee and the input used for the calculation.

Mr. DiGiorgio detailed the options offered by MCE to its customers, presented a chart to show how MCE had evolved since its inception, and referenced MCE's long-term goal to ultimately reach 100 percent carbon free. He also identified MCE's numerous power sources/suppliers, some of the projects that had been developed by MCE, and clarified with respect to the solar facility in the City of Novato that MCE had an option to own the facility and was the wholesale purchaser of the energy. He identified the State impacts on new renewable projects, the number of local new renewable projects, and the local cost savings that had been realized, although he noted that MCE could not guarantee its rates would always be lower than PG&E nor could it guarantee that the PCIA fee would not increase. MCE did guarantee that it would do everything it could to have competitive rates to achieve its mission. He noted that all MCE operations were ratepayer subsidized, there was no reliance on tax dollars, and a reduction of Greenhouse Gas Emissions (GHGs) was part its programs.

Responding to the Council, Mr. DiGiorgio explained that historically the largest source of MCE's renewable supply had been wind but increasingly it was solar. MCE had a net metering program, similar to PG&E, and for MCE customers who had rooftop solar, once enrolled they would not have to do anything different, which applied to all ratepayer categories. Net metering customers who generated more energy than they consumed over the course of the year would be credited the surplus energy at retail plus a penny per kilowatt hour, and any excess credits not used could be rolled over at the end of the year or a cash out option for 100 percent or more was available for any surplus rooftop energy generated.

Mr. DiGiorgio was aware of PG&E's effort to reduce the amount it would pay for power that was sold back to the grid by customers in its service area, which had not yet been decided by the CPUC, and MCE's regulatory team was monitoring that situation closely.

Mr. DiGiorgio added that customers in Moraga who may choose to go with MCE would still be beholden to PG&E's net metering delivery charges since they would still be PG&E customers for transmission, billing, and distribution services but be compensated by what was generated by MCE. He presented an example of a customer bill to illustrate the line item charges from PG&E and MCE, with the customer bill still coming from PG&E. He acknowledged that MCE was a generation service provider with local control and democratic governance while PG&E delivered the services.

Ms. McGee spoke to the changes to adjust the comparison between current PG&E service changes and MCE charges as of January 1, 2016, with PG&E having reduced its generation charges by five percent, increased its transmission charges by 12 percent, and increased the PCIA fee across the board by approximately 78 percent, impacting residential and agricultural customers the hardest.

Mr. DiGiorgio clarified that none of the member jurisdictions would be responsible for the JPA's liability in that a firewall had been written into the JPA Agreement, and there were many communities within MCE of a similar size to Moraga, particularly in Marin County.

Mr. Frick commented that the major downside to the Town joining MCE was that there was no guarantee of the rate remaining consistent over time; however staff suggested that MCE offered an ideal opportunity to progress implementation of the Town's Climate Action Plan (CAP) emissions reduction goal.

Mr. DiGiorgio explained that since the Community Choice program had become a default option, the main risk was that people could become enrolled without their knowledge. He stated

it was incumbent upon MCE staff to conduct a robust community outreach program. Along with the communities that had joined MCE, they had developed customized community outreach plans and had worked with city and town staff to identify the exact outreach program needed for the individual community. During the six-month enrollment period, the MCE Public Affairs team would go into the communities, organize Town Hall meetings, convene a community advisory group, and get the message out, with one designated Town staff member to coordinate that effort, and with potential desk space that could be located in the local library to allow a primary point of contact for community outreach. While MCE would not have someone in the Town full time after the completion of the enrollment period, MCE would hold events in the Town and collaborate closely with the business community. He did not expect the effort would be a full-time job for Town staff or that MCE would have a full-time office at Town Hall Offices.

Mr. DiGiorgio described MCE's Deep Green Program where half of the penny per kilowatt money paid was earmarked for a local renewable development fund controlled by the MCE Board of Directors, with that revenue source able to be reinvested in any of the communities within the MCE service area.

In response to Vice Mayor Trotter, Mr. DiGiorgio commented that although the JPA had a withdrawal provision, it could be very expensive. When a new community joined MCE, MCE procured energy on behalf of the entire community and would enter into long-term contracts at great cost. If a community desired to withdraw from the JPA, the community would likely have to buy out the contracts which would be very expensive. He was uncertain that language had been contained in the JPA Agreement or a clear defined policy had been identified in the JPA Agreement. He suggested unless the Town was committed to joining the JPA for the long haul, it would be best not to join the JPA.

Ms. Keimach explained that the option with MCE was to allow Moraga residents an option; to consider either PG&E or MCE energy, and if there was something in the long term that individual residents wanted to opt out that would be an easy process, and not something where the Town would become involved unless the Town, as an organization, wanted to restrict residents from having the option.

Mr. DiGiorgio clarified that the Town had its own electric accounts, and could choose to opt out at any time. He noted the withdrawal from the JPA was a different matter from individual electric accounts opting out of the program, and reiterated that withdrawal from the JPA would be difficult.

Ms. Keimach advised that Town staff had reviewed several different options, either going with the County, another agency, or MCE. The reason staff had recommended moving forward with MCE was their history with lower rates, and to join in would be free to the Town. The County program involved more analysis, upfront costs, and no evidence of lower rates. MCE had been in existence for some time, had already completed the upfront costs, and based on her perspective, MCE was a low-risk option offering residents another option for energy.

Mr. DiGiorgio emphasized the importance of MCE conducting public outreach and keeping the rates competitive and their energy supply renewable.

PUBLIC COMMENTS OPENED

Dan Alipaz, Moraga, was uncertain why the Town was looking at MCE or alternative energy programs. He understood the State was recommending that the Town consider other options or it would raise rates or taxes; understood the monthly bill from MCE could be reduced a bit; spoke to the number of telephone calls from solar panel companies encouraging residents to consider solar panel installation to reduce electric bills; and expressed concern a short-term

savings plan could cripple the Town since PG&E distributed electricity and could increase the delivery charges and offset any savings. He questioned what would happen if one of MCE's suppliers failed the promised electricity to its customers, and referenced the issues in the states of Oregon and Washington where the sale of electric vehicles had resulted in the loss of gas taxes, and where California drivers were being asked to pay for vehicle miles traveled (VMT) to obtain needed revenue. He also referred to the cable and satellite mediums which required two-year contracts after which customers oftentimes went elsewhere. While he liked the intent MCE was attempting to serve, he suggested that energy costs would continue to increase as people installed rooftop solar panels.

Tom Schnurr, Moraga, understood the concerns but urged the Town Council to consider the agenda item at this time and approve a non-binding Letter of Intent to MCE.

PUBLIC COMMENTS CLOSED

Vice Mayor Trotter supported the item and commented that if the program was adopted for Moraga it would not prohibit ratepayers from comparing their bills and deciding to opt out. The communication program would likely offer all of the information needed for customers to make an informed decision. He also supported the item since it was non-binding and appeared to be a trend in the Bay Area, where MCE was the only agency with a track record and open for new members. He suggested the effort be pursued pending the County's efforts where the Town could determine whether the County might offer a better alternative. He concurred with the staff recommendation at this time.

Councilmember Arth also concurred with the staff recommendation, with no commitment on the part of the Town Council at this time to join the JPA other than requesting more information to make an informed choice.

Councilmember Onoda also supported the agenda item, and liked the fact MCE was mission based, liked the options available, and liked that the consideration would be non-binding for the Town Council. She noted that oftentimes Northern California was a trendsetter and this item offered an opportunity for the Town to be a leader.

Mayor Metcalf supported the item given his opinion that the Town Council was not in the position to tell residents what they could and could not consider for their own personal reasons. The staff recommendation was non-binding and was not a commitment on the part of the Town, allowing the Town to wait to see what the County might propose. While he supported residents making their own choices, he suggested that residents would likely assume the Council would determine what was best and blame the Council if it did not work. He expressed concern with the future possibility that the proposal could make Town staff serve as consultants and place an undue burden on staff. While there could be benefits with MCE, and PG&E was a large corporation, PG&E would likely react to this proposal and find a way to reduce generation but increase transmission charges. Personally, he would not sign up with MCE given the limited savings but he supported the agenda item at this time.

Councilmember Onoda made a motion, seconded by **Vice Mayor Trotter** to move the item.

On the motion, **Vice Mayor Trotter** stated he believed the Moraga residents could understand the information and make an economic decision on who they wanted to provide their power.

ACTION: It was M/S (Onoda/Trotter) to authorize the Town Manager to Send a Non-Binding Letter of Intent to MCE Expressing the Town's Interest in Exploring Possible Membership, and direct staff to continue monitoring the Contra Costa County efforts to create a Community Choice Aggregation (CCA). Vote: 4-0-1. Abstain: Wykle.

Vice Mayor Trotter left the meeting at 9:15 P.M.

Councilmember Wykle returned to the dais.

C. FY 2015/16 Mid-Year Revenue and Expenditure Report

Review and Accept Fiscal Year 2015/16 Mid-Year Revenue and Expenditure Report: Consider Resolution 8-2016 Approving Mid-Year Adjustments to the Fiscal Year 2015/16 Budget; and Consider Resolution 9-2016 Amending the Fiscal Year 2015/16 Salary Schedule for the Town of Moraga for Recreation Leader 1 (PT) Classification to Comply with the State of California Minimum Wage Increase Effective January 1, 2016

Administrative Services Director Amy Cunningham presented the staff report on the Fiscal Year 2015/16 Mid-Year Revenue and Expenditure Report; Mid-Year Adjustments to the Fiscal Year 2015/16 Budget; and the recommendation to amend the Fiscal Year 2015/16 Salary Schedule for the Town of Moraga for Recreation Leader 1 (PT) Classification to comply with the State of California Minimum Wage Increase effective January 1, 2016. She asked that the Town Council receive and accept the report, and adopt the resolutions as contained in Attachments C and D to the staff report.

PUBLIC COMMENTS OPENED

Dan Alipaz, Moraga, questioned the legal expenses in the amount of \$58,600 to defend the Town related to the referendum, and was informed by Ms. Murphy that a decision had been made by the court on the referendum; the Town was seeking reimbursement from the developer for those expenses related to the legal action on the referendum; and the developer's current approvals for a Conceptual Development Plan (CDP) stood although there would be additional approvals the developer would need moving forward.

Ms. Cunningham understood in speaking with the Town's Legal Counsel that no additional expenses associated with the referendum were anticipated.

PUBLIC COMMENTS CLOSED

ACTION: It was M/S (Arth/Wykle) to accept Fiscal Year 2015/16 Mid-Year Revenue and Expenditure Report and adopt Resolution 8-2016 Approving Mid-Year Adjustments to the Fiscal Year 2015/16 Budget; and Resolution 9-2016 Amending the Fiscal Year 2015/16 Salary Schedule for the Town of Moraga for Recreation Leader 1 (PT) Classification to Comply with the State of California Minimum Wage Increase Effective January 1, 2016. Vote: 4-0-1. Absent: Trotter.

13. COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS

Mayor Metcalf reiterated that a presentation on the LFFA would be made to the Town Council on February 10, 2016, and Ms. Murphy affirmed that the public notice had been mailed for the item to be considered by the Town Council on February 10.

Mayor Metcalf asked staff to be apprised of the status of a decision on the LFFA from the Lafayette and Orinda City Councils.

Councilmember Wykle reported that he would be unable to attend the January 28 going away event for the Town Manager. He expressed his appreciation for all her hard work and wished her well in the City of Alameda.

14. COMMUNICATIONS

There were no communications.

15. ADJOURNMENT

ACTION: It was M/S (Onoda/Arth) to adjourn the meeting at 9:30 P.M. Vote: 4-0-1. Absent: Trotter.

Respectfully submitted by:



Marty C. McInturf, Town Clerk

Approved by the Town Council:



Michael Metcalf, Mayor