



**TOWN OF MORAGA
REGULAR MEETING AGENDA**

WEDNESDAY, SEPTEMBER 28, 2016

7:00 p.m.

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

1. CALL TO ORDER

ROLL CALL:

Mayor Metcalf, Vice Mayor Trotter and
Councilmembers: Arth, Onoda and Wykle

2. PLEDGE OF ALLEGIANCE

3. SPECIAL ANNOUNCEMENTS

4. PROCLAMATIONS AND PRESENTATIONS

A. Presentation on Central Contra Costa Transit Authority (County Connection) by
Al Dessayer

B. [Proclamation Declaring October 2016 as Domestic Violence Awareness Month](#)

C. [Proclamation Declaring October 2016 as Bullying Prevention Month](#)

5. 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 cannot 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. Public Comment may be made on the Consent Agenda.

6. ADOPTION OF CONSENT AGENDA

A. Approval of Consent Items

B. Consideration of Consent Items Removed for Discussion

7. ADOPTION OF MEETING AGENDA

8. REPORTS

A. Mayor's and Councilmembers' Reports
Mayor Metcalf
Vice Mayor Trotter
Councilmember Arth
Councilmember Onoda
Councilmember Wykle

B. Interim Town Manager Update

9. DISCUSSION ITEMS

10. PUBLIC HEARINGS

11. ORDINANCES, RESOLUTIONS AND REQUESTS FOR ACTION

A. Acceptance of Public Art Work

Consider Resolution ____ - 2016 Accepting Seven Public Art Sculptures to be Placed on Town-Owned Property and Authorizing the Interim Town Manager to Execute Public Artwork Loan Agreements with Amy Evans McClure, David Mudgett and Colin Selig

B. All Access Playground Project

Consider Resolution ____ - 2016 Authorizing the Conceptual Integration of the Lamorinda All Access Playground into the Moraga Commons Park Adjacent to the Lower Playground as Approved in Concept at the August 24, 2016 Town Council Meeting; and Authorizing an Additional \$53,000 from One Time Developer Fees - Fund 100 (Palos Colorados) for a Total Amount Not to Exceed \$205,000 to Fund the Site Survey, Site Preparation, Bid Documents and the Necessary California Environmental Quality Act (CEQA) Documentation

C. Ordinance Amending MMC Stormwater Regulations

Consider Introducing and Waiving the First Reading of an Ordinance Amending Chapter 13.04 of the Town of Moraga Municipal Code Regarding Stormwater Management and Discharge Control (*CEQA Review: Categorically exempt pursuant to California Code of Regulations, Title 14, Chapter 3, Sections 15303, 15304, 15307, 15308 and 15309*)

D. Culvert Repair on Rheem Boulevard Construction Contract

Consider Resolution ____ - 2016 Authorizing the Interim Town Manager to Award a Construction Contract in an Amount Not to Exceed \$75,000 for the Culvert Replacement on Rheem Boulevard at St. Mary's Road (Minor Corrugated Metal Pipe Repair Program) (CIP No. 14-202), Execute Contract Change Orders up to 20% of the Contract Amount, and Transfer \$51,491.50 from Allocated Funds to this Project

E. CalPERS Unfunded Pension Liability

Discuss Options for Addressing Town of Moraga's California Public Employees' Retirement System (CalPERS) Unfunded Pension Liability

F. Town Manager Employment Agreement

Consider Resolution ____ - 2016 Authorizing the Mayor to Execute the Employment Agreement between the Town of Moraga and Robert Priebe, Town Manager

12. COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS

13. COMMUNICATIONS

- A. [Letter Regarding the Library Commission Status Report from the Contra Costa Mayors' Conference to the Contra Costa County Board of Supervisors Internal Operations Committee dated September 9, 2016](#)

14. 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. 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 72 hours advance notice to the Town Manager's office (925-888-7022). 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.

CONSENT AGENDA
Wednesday, September 28, 2016
7:00 p.m.

ITEMS

**INTERIM
TOWN MANAGER'S
RECOMMENDATION**

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| 6.1 | <u>Accounts Payable</u> Claims for: 09/07/2016 (\$246,705.97); 09/07/2016 (\$2,180.00); 09/16/2016 (\$2,038,664.56) | Approve |
| 6.2 | Approve <u>Minutes</u> for the Special Town Council Meeting on August 11, 2016 | Approve |
| 6.3 | <u>Temporary Signage During Sinkhole-Related Road Closures</u>
Consider Resolution ____ - 2016, Rescinding and Replacing Resolution 67-2016 and Approving, Through Completion of Sinkhole Repairs and Construction and Complete Re-Opening of Rheem Boulevard: 1) Installation of Temporary Signage within Town-Owned Property; and 2) Waiver of Permit Fees for Temporary Wall Signs and Banner Signs and for Portable Signs on Private Property, within Commercial Zoning Districts | Approve |
| 6.4 | <u>Moraga Road Resurfacing Construction Contract</u>
Consider Resolution ____ - 2016 Authorizing the Interim Town Manager to Award a Construction Contract to Bay Cities Paving & Grading (Concord) in the Amount of \$663,289.10 for the Moraga Various Streets and Road Preservation (Moraga Road Pavement Rehabilitation) Project (Federal Project No. STPL-5415(012), Town CIP No. 15-102), Execute Contract Change Orders up to 15% of the Contract Amount, and Appropriate \$30,000 from New Revenue and Transfer \$15,779 from Allocated Funds to this Project | Approve |
| 6.5 | <u>Continuation of Local Emergency Due to Storm Damage</u>
Consider Resolution ____ - 2016 Renewing and Continuing the Local Emergency due to El Niño Storm Damage Pursuant to Public Contract Code Section 22050 and as Proclaimed by the Director of Emergency Services on March 14, 2016 and Ratified by Town Council on March 16, 2016 | 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.