



**TOWN OF MORAGA
REGULAR MEETING AGENDA
TOWN COUNCIL**

WEDNESDAY, MARCH 24, 2021

7:00 p.m.

TELECONFERENCED MEETING LOCATION ONLY

*** COVID-19 NOTICE ***

THIS MEETING WILL BE CONDUCTED PURSUANT TO THE PROVISIONS OF THE GOVERNOR'S EXECUTIVE ORDERS N-25-20 AND N-29-20, WHICH SUSPEND CERTAIN REQUIREMENTS OF THE BROWN ACT, AND PURSUANT TO THE ORDERS OF THE HEALTH OFFICER OF CONTRA COSTA COUNTY INCLUDING THE MOST RECENT ORDER DATED JANUARY 25, 2021, AND OTHER SUBSEQUENT ORDERS, WHICH PERMIT THE TOWN TO CONDUCT ESSENTIAL BUSINESS AND IS PERMITTED UNDER THE ORDERS AS AN ESSENTIAL GOVERNMENTAL FUNCTION

Consistent with Executive Orders Nos. N-25-20 and N-29-20 from Governor Gavin Newsom and the Contra Costa County Health Officer Orders including the most recent dated January 25, 2021, the March 24, 2021 regular meeting will not be physically open to the public. Town Councilmembers and essential Town staff will be teleconferencing into the meeting via Zoom.

To maximize public safety while still maintaining transparency and public access, members of the public can observe the meeting from home. Below is information on how the public may observe and participate in the meeting.

Observe the Meeting: To maximize public safety while maintaining transparency and public access, members of the public may observe the meeting by watching or listening to the meeting through: <https://livestream.com/moraga>.

Participate in the Meeting by Providing Public Comment:

- **During the Meeting:** Members of the public may participate by providing public comment during the meeting by joining the Zoom webinar at: <https://us02web.zoom.us/j/81834460379> or telephone: Dial US: +1 669 900 6833 and enter Webinar ID: 818 3446 0379. Live verbal public comments may be made by members of the public joining the meeting via Zoom. Zoom access information is provided above. Use the "raise hand" feature (for those joining by phone, press *9 to "raise hand") during the public comment period for the agenda item you wish to address. The Mayor will call on people to speak by name provided or last 4 digits of phone number for dial-in attendees. *(Please note that due to the remote nature of the meeting, the Town of Moraga cannot guarantee that the network or its site will not experience technical interruptions. To ensure that the Council receives your comments, we encourage you to submit your comments in writing in advance of the meeting.)*
- **Before the Meeting:** Members of the public may also provide public comment by sending comments to the Clerk via email at townclerk@moraga.ca.us. Comments received before 5:00 p.m. on the day of the meeting will be provided in their entirety to the Council prior to the meeting and will be a part of the record but will not be read verbally at the meeting.
- **For more information, visit moraga.ca.us/Public-Participation on the Town's website.** Any member of the public who needs accommodations should email the Town Clerk at townclerk@moraga.ca.us or call 925-888-7022 who will use their best efforts to provide reasonable

accommodations to provide as much accessibility as possible while also maintaining public safety in accordance with the Town's procedure for resolving reasonable accommodation requests.

Note: The format of this meeting may be altered or the meeting may be cancelled if needed. You may check on the status of the meeting by visiting the Town's website at www.moraga.ca.us for any updates.

1. CALL TO ORDER

ROLL CALL: Mayor McCluer and Vice Mayor Woehleke
Councilmembers: Onoda, Sos and Stromberg

2. PLEDGE OF ALLEGIANCE

3. SPECIAL ANNOUNCEMENTS

4. PROCLAMATIONS AND PRESENTATIONS

A. [Proclamation Declaring March 2021 as American Red Cross Month](#)

5. PUBLIC COMMENTS AND SUGGESTIONS – Time reserved for those in the audience who wish to address the Town Council on items which are not on the agenda. 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. Acceptance of Consent Item
- B. Consideration of Consent Items Removed for Discussion

7. ADOPTION OF MEETING AGENDA

8. REPORTS

A. Mayor's and Councilmembers' Reports

Mayor McCluer
Vice Mayor Woehleke
Councilmember Onoda
Councilmember Sos
Councilmember Stromberg

B. Town Manager Update

9. DISCUSSION ITEMS

10. PUBLIC HEARINGS

A. [Accessory Dwelling Units Ordinance](#)

Consider Waiving the First Reading and Introducing by Title Only an Ordinance Amending Moraga Municipal Code Section 8.04.020, Definitions and Repealing and Replacing Chapter 8.124 of the Moraga Municipal Code, Accessory Dwelling Units of Title 8, Planning and Zoning, of the Town of Moraga Municipal Code (*CEQA Determination: Exempt Pursuant to Public Resources Code Section 21080.17 and CEQA Guidelines Section 15282(h)*)

[PowerPoint Presentation](#)

[Correspondence Received After the Agenda was Published](#)

11. ORDINANCES, RESOLUTIONS AND REQUESTS FOR ACTION

A. [Laguna Creek Restoration Update](#)

Receive Update on Fifteen Percent Design of the Laguna Creek Restoration Project (CIP 16-201) and Provide Direction to Staff

[PowerPoint Presentation Introduction by Staff](#)

[PowerPoint Presentation by BKF Consultants](#)

[PowerPoint Presentation Conclusion by Staff](#)

B. [Small Cell Wireless Facilities Ordinance](#)

Discuss the Process to Amend the Town's Small Cell Wireless Facilities Regulations Within Section 8.144.035 of Chapter 8.144, "Wireless Communications Facilities, Satellite Dishes and Miscellaneous Antennas" and Provide Direction to Staff; and

Consider Resolution ____ - 2021 Appropriating \$20,000 from General Fund Reserves for Legal Fees Associated with an Amendment to the Town's Small Cell Wireless Facilities Ordinance

[PowerPoint Presentation by Assistant Town Attorney](#)

[Correspondence Received After the Agenda was Published](#)

12. COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS

13. COMMUNICATIONS

14. ADJOURNMENT

Notices of Town Council Meetings are posted at 2100 Donald Drive, The Moraga Commons and 329 Rheem Boulevard. Copies of the Agenda packets can be viewed prior to the meeting at the Town Offices, 329 Rheem Blvd. 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, MARCH 24, 2021**

<u>ITEMS</u>	<u>TOWN MANAGER'S RECOMMENDATION</u>
6.1 Receive Accounts Payable Claims for: 03/12/2021 (\$595,832.94)	Approve
6.2 Approve Minutes for the Town Council Regular Meeting on February 10, 2021	Approve
6.3 Approve Minutes for the Town Council Special Meeting on February 17, 2021	Approve
6.4 Proclamation Recognizing March 24, 2021 as a Day of Hope and Healing Remembering Lives Lost to COVID	Approve
6.5 Annual Review of Camino Ricardo Development Agreement Receive and Accept Annual Review of Camino Ricardo (Harvest Court - Subdivision 9321) Development Agreement Determining Good Faith Compliance by the Developer with the Terms of the Agreement	Approve
6.6 2020 Annual General Plan and Housing Element Report Consider Resolution ____ - 2021 Accepting the 2020 Annual General Plan Implementation Report and Housing Element Annual Report and Authorize Staff to Submit Reports to the State Department of Housing and Community Development and the State Office of Planning and Research; and Review Work Program Priorities Related to Implementation of the General Plan for the Fiscal Year 2020/21	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.