



**TOWN OF MORAGA  
REGULAR MEETING AGENDA**

**TOWN COUNCIL  
WEDNESDAY, NOVEMBER 10, 2021**

**6:30 p.m.**

**TELECONFERENCED MEETING LOCATION ONLY**

**\* COVID-19 NOTICE \***

THIS MEETING WILL BE CONDUCTED PURSUANT TO THE PROVISIONS OF GOVERNMENT CODE SECTION 54953 (AS AMENDED BY AB 361) WHICH AUTHORIZES TELECONFERENCED MEETINGS UNDER THE BROWN ACT DURING CERTAIN PROCLAIMED STATES OF EMERGENCY. THE GOVERNOR OF CALIFORNIA PROCLAIMED A STATE OF EMERGENCY RELATED TO COVID-19 ON MARCH 4, 2020. THIS TELECONFERENCED MEETING IS NECESSARY SO THAT THE CITY CAN CONDUCT ESSENTIAL BUSINESS AND IS PERMITTED UNDER GOVERNMENT CODE 54953 IN ORDER TO PROTECT PUBLIC HEALTH AND SAFETY OF ATTENDEES.

Consistent with Government Code Section 54953, this meeting will be held via teleconference only, and will not be physically open to the public. Town Councilmembers and staff will teleconference into the meeting by audio and/or video. The meeting will be conducted via Zoom Webinar.

**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/82079136036> or telephone: Dial US: +1 669 900 6833 and enter Webinar ID: 820 7913 6036. 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.
- **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](mailto:townclerk@moraga.ca.us). Comments received before 4:30 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](http://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](mailto: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](http://www.moraga.ca.us) for any updates.

**1. CALL TO ORDER**

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

**2. PLEDGE OF ALLEGIANCE**

**3. SPECIAL ANNOUNCEMENTS**

**4. PROCLAMATIONS AND PRESENTATIONS**

- A. Swearing in of Newly Appointed Councilmember Sona Makker
- B. [East Bay Municipal Utility District \(EBMUD\) Annual Update](#) on Water Supply, Drought and Infrastructure Projects by Marguerite Young, EBMUD Director, Ward 3 and EBMUD Staff

**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 Items
- 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 Makker

**B. Town Manager Update**

**9. PUBLIC HEARINGS**

**A. [Small Cell Wireless Facilities Ordinance](#)**

Conduct a Public Hearing and Consider Waiving the First Reading and Introducing by Title Only an Ordinance Amending Sections 8.144.010, “Purpose and Intent,” 8.144.020, “Definitions,” and 8.144.035, “General

Development Standards and Procedures for Small Cell Wireless Facilities” within Chapter 8.144, “Wireless Communications Facilities, Satellite Dishes and Miscellaneous Antennas” of Title 8, Planning and Zoning, of the Moraga Municipal Code to Revise Applicable Definitions, Standards and Procedures Pertaining to Small Cell Wireless Facilities *CEQA Status: The proposed action is not a project under CEQA pursuant to CEQA Guidelines section 15061(b)(3).*

[PowerPoint Presentation](#)

**10. ORDINANCES, RESOLUTIONS AND REQUESTS FOR ACTION**

**A. [Mosquito & Vector Control District Appointment](#)**

Consider Interviewing and Appointing an Applicant to the Contra Costa Mosquito & Vector Control District Board of Trustees to Serve the Remainder of a Four-Year Term Through February 16, 2024

**B. [Audited Financial Reports for Fiscal Year 2020/21](#)**

Review and File the Audited Financial Reports for the Year Ended June 30, 2021 Including:

- A. Comprehensive Annual Financial Report
- B. Single Audit Report
- C. Memorandum on Internal Control
- D. Gann Appropriation Limit Calculation

[PowerPoint Presentation by Maze and Associates](#)

**C. [Employment Agreement for Interim Police Chief](#)**

Consider Resolution \_\_\_\_ - 2021 Authorizing the Town Manager to Enter into a Retired Annuitant Employment Agreement with Jon King for the Position of Interim Police Chief to Carry Out the Duties and Responsibilities of Police Chief to Work in a Vacant Position during the Recruitment to Permanently Fill the Vacancy and During an Emergency to Prevent Stoppage of Public Business

**11. DISCUSSION ITEMS**

**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, 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 90<sup>th</sup> 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, NOVEMBER 10, 2021**

<u>ITEMS</u>	<u>TOWN MANAGER'S RECOMMENDATION</u>
6.1 Receive <a href="#">Accounts Payable</a> Claims for: 10/22/2021 (\$308,536.55)	<b>Approve</b>
6.2 Approve <a href="#">Minutes</a> for the Town Council Regular Meeting on September 8, 2021	<b>Approve</b>
6.3 Approve <a href="#">Minutes</a> for the Town Council Regular Meeting on September 22, 2021	<b>Approve</b>
6.4 <a href="#">County Connection CAC Re-Appointment</a> Consider Re-Appointing the County Connection Citizens Advisory Committee (CAC) Representative from the Town of Moraga for a Two-Year Term	<b>Approve</b>
6.5 <a href="#">Continued Use of Teleconferenced Meetings</a> Consider Resolution ____ - 2021 Approving the Continued Use of Teleconferencing for the Meetings of Town Council and all Committees and Commissions Pursuant to the Provisions of Assembly Bill 361	<b>Approve</b>
6.6 <a href="#">Continue Local Emergency Due to Coronavirus (COVID-19)</a> Consider Resolution ____ - 2021 Renewing and Continuing the Local Emergency Relating to COVID-19 as Proclaimed by the Director of Emergency Services on March 17, 2020 and Ratified by Town Council on March 23, 2020	<b>Approve</b>
6.7 <a href="#">Hacienda ADA Pathway Expansion Project</a> Consider Resolution ____ - 2021 Awarding a Construction Contract to Top Line Engineers, Inc. (Hayward, CA) for the Hacienda ADA Pathway Expansion Project (CIP 19-104), Including Alternate Bid Item No. 1, in the Amount of \$97,400; Authorizing the Town Manager to Execute the Construction Contract and Contract Change Orders for up to \$9,740 (10% of the Contract Amount) for a Total Amount Not to Exceed \$107,140 ( <i>Status: CEQA Exempt</i> )	<b>Approve</b>

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.