

SPEAKER CARDS: If you would like to speak during the public forum or on an item listed on the agenda, you are invited to submit a speaker card to the City Clerk. You will be permitted to speak even if you elect not to submit a speaker card or decline to provide information requested on the card. After the City Council has heard from everyone who submitted speaker cards, anyone electing not to submit a speaker card may form a line at the lectern. Public comment is generally limited to 3 minutes per speaker per agenda item.

ORINDA LIBRARY AUDITORIUM	 The logo for the City of Orinda, featuring a stylized landscape with mountains and hills above the word "ORINDA" in a bold, white, sans-serif font on a dark background.	26 ORINDA WAY ORINDA, CA 94563 (925) 253-4221
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**CITY COUNCIL
AGENDA
Tuesday, September 5, 2017
5:30 PM – SPECIAL MEETING
7:00 PM - REGULAR MEETING**

5:30 PM - SPECIAL SESSION - GARDEN ROOM, ORINDA LIBRARY

A. CLOSED SESSION

1. OPEN SESSION IDENTIFICATION of Closed Session Matters
2. PUBLIC COMMENTS of Closed Session Matters
3. CLOSED SESSION

CONFERENCE WITH EMPLOYMENT NEGOTIATORS

Pursuant to Government Code Section 54957.6, conference with the City's designated labor negotiator Deanna Mouser (Attorney for City) to review the City's position and instruct the City's designated representative regarding employment contract negotiations with the Steve Salomon for the position of City Manager (unrepresented employee).

CONFERENCE WITH LEGAL COUNSEL-POTENTIAL LITIGATION

Pursuant to Government Code Section 54956.9(d)(2), conference with legal counsel regarding significant exposure to litigation (two potential cases).

CONFERENCE WITH LABOR NEGOTIATORS

Pursuant to Government Code Section 54957.6, conference with the City's designated labor negotiator, Steve Salomon (Interim City Manager) to review the

City's position and instruct the City's designated representatives regarding negotiations with the City's employees represented by Teamsters Local Union No. 856

7:00 PM - REGULAR SESSION - LIBRARY AUDITORIUM

A. CALL TO ORDER / ROLL CALL

Councilmembers: Darlene Gee, Inga Miller, Dean Orr
Vice Mayor Amy Worth, Mayor Eve Phillips

B. PLEDGE OF ALLEGIANCE

C. CLOSED SESSION REPORT

D. ADOPTION OF AGENDA

The City Council may take action on any item listed on the agenda.

E. ITEMS FOR THE GOOD OF THE CITY

E.1. Introduction of New Finance Director Paul Rankin

E.2. Orinda Association Annual Report

F. PUBLIC FORUM

The public forum provides an opportunity for members of the public to speak on any item within the jurisdiction of the City Council that is not on the agenda. Additionally, a speaker has the option of addressing the Council on an item listed on the agenda, if the speaker will not be present when that agenda item is taken up. When an item is not listed on the agenda, State law prohibits Council discussion or action. Councilmembers may only "briefly respond" to statements made and questions posed. For example, State law allows Councilmembers to ask questions for clarification and provide a reference to staff or other resources for factual information. Additionally, consistent with the "Matters Initiated" rule contained in its Policies and Procedures Manual, the Council may also direct staff to report back and/or place a matter on a future agenda for discussion.

G. CONSENT CALENDAR

G.1. City Council Minutes

Recommendation:

Approve City Council Minutes of:
a. August 15, 2017

G.2. Monthly report of receipts and disbursements for the period July 1, 2017 to July 31, 2017

Recommendation:

Staff recommends that the City Council receive and file this report of receipts, disbursements, and fund balances for the month of July 2017.

G.3. Adopt Ordinance No. 17-05 Regarding Commercial Marijuana Land Uses and Outdoor Cultivation of Marijuana, noting Mayor Phillips and Councilmember Miller's "No" Vote as Previously Stated During Ordinance Introduction

Recommendation:

Staff recommends that City Council adopt Ordinance No. 17-05 regarding Commercial Marijuana Land Uses and Outdoor Cultivation and Confirmation of the "No" vote by Mayor Phillips and Councilmember Miller, as previously stated at the introduction of the Ordinance on August 15, 2017

G.4. Adopt Ordinance No. 17-04 Regarding Short-Term Rental Registration Requirement and Restrictions

Recommendation:

Staff recommends that the City Council Adopt Ordinance No. 17-04 as amended at the City Council Meeting of August 15, 2017

G.5. Support of Annual League of California Cities Resolutions

Recommendation:

Give direction to City's Annual League of California Cities Voting Delegate and Alternate to Support the League Resolutions related to 1) Implementation of Strategies to Reduce the Negative Impacts of Recent Changes to Criminal Laws and 2) Local Control for Emergency Medical Response

G.6. Authorize Expenditure of Annual Drainage Facilities Improvement Program for Storm Drain Pipe Rehabilitation at 42 & 44 El Toyonal

Recommendation:

Staff recommends the City Council authorize expenditures up to \$45,000 for immediate subsurface investigation/reconnaissance and potential repair/replacement of a storm drain pipe which is underground between the lots for 42 & 44 El Toyonal. The storm drain pipe is associated with a five foot wide drainage easement accepted by Contra Costa County in October 1951.

G.7. Downtown Orinda Streetscape Master Plan: Review Draft Grant Appropriation Letter and Approve Matching Funds Allocation Proposal

Recommendation:

Review the 2018 fiscal year CCTA grant allocation for the Orinda Streetscape Master Plan, approve the draft letter requesting appropriation of Measure J funds for this plan, and approve allocation of \$50,000 in matching funds.

H. PUBLIC HEARING

I. POLICY MATTERS

I.1. Camino Pablo Traffic Calming Recommendations between Monte Vista Road and Bear Creek Road/Wildcat Canyon Road

Recommendation:

Staff recommends that City Council review and select one of the alternatives to calm traffic on Camino Pablo between the limits of Monte Vista Road and Bear Creek Road/Wildcat Canyon Road.

J. COUNCILMEMBERS' REPORTS

K. CITY MANAGER'S REPORT

L. MATTERS INITIATED

M. ADJOURNMENT

The next Regular Meeting of the Orinda City Council will be held on Tuesday, September 19, 2017 at 7:00 PM.

Please visit the City's website at www.cityoforinda.org to view the City Council Calendar.

I, Sheri Marie Spediacci, City Clerk, declare under penalty of perjury under the laws of the State of California that this special meeting agenda has been posted at least 24 hours in advance at the Orinda City Hall, 22 Orinda Way and the Orinda Library, 26 Orinda Way. Additional copies are available at the Orinda Library, 26 Orinda Way, and at the City's website at www.cityoforinda.org. At least 24 hours in advance of the meeting, this agenda was also delivered to and received by each member of the City Council as well as each local newspaper, radio station and television station requesting written notice of special meetings.

I, Sheri Marie Spediacci, City Clerk, declare under penalty of perjury under the laws of the State of California that this regular meeting agenda has been posted at least 72 hours in advance at the Orinda City Hall, 22 Orinda Way and the Orinda Library, 26 Orinda Way. Additional copies are available at the Orinda Library, 26 Orinda Way, and at the City's website at www.cityoforinda.org

~ Notice ~

There is a 90-day limit for the filing of a challenge in the Superior Court to certain City administrative decisions and orders, which require a hearing by law, the receipt of evidence and the exercise of discretion. The 90-day limit begins on the date the decision is final (Code of Civil Procedure §1094.6). Further, if you challenge an action taken by the City Council in court, you may be limited by California law, including but not limited to Government Code §65009, to raising only those issues you or someone else raised in the public hearing, or in written correspondence delivered to the City Council prior to or at the public hearing. The City Council may be requested to reconsider a

decision if the request is made prior to the next City Council meeting, regardless of whether it is a regular or special meeting. For information on the next regular or special City Council meeting, please call 925.253.4221 or visit the website at www.cityoforinda.org.

~ Accessible Public Meetings ~

The City of Orinda will provide special assistance for disabled citizens to participate in public meetings upon advance notice. If you need auxiliary hearing aid or sign language assistance at least two (2) working days advanced notice is necessary. Please contact the City Clerk's Office, 22 Orinda Way, Orinda, Ca 94563 or 925.253.4221 or sspediacci@cityoforinda.org with the following information: name, mailing address, phone number and type of assistance requested.