

MINUTES

SARATOGA CITY COUNCIL

JUNE 7, 2006

The City Council met in Closed Session in the Administrative Conference Room, 13777 Fruitvale Avenue, at 5:15 p.m.

CONFERENCE WITH LABOR NEGOTIATORS (Gov't Code 54957.6):

Agency designated representatives: City Manager Dave Anderson
Employee organization: SMO

CONFERENCE WITH LABOR NEGOTIATORS (Gov't Code 54957.6):

Agency designated representatives: Barbra Powell, Assistant City Manager, Michelle Braucht, Administrative Services Director, Monica LaBossiere, and Human Resource Manager.
Employee organization: SEA

OPEN SESSION – PUBIC HEARING 6:00 P.M.

All members of the City Council and Planning Commission were present.

1A APPLICATION 06-235 – ZONING TEXT AMENDMENT PERTAINING TO THE STATEWIDE DENSITY BONUS LAW (APPLICATION TO ALL ZONING DESIGNATIONS WHERE MULTI-FAMILY RESIDENTIAL USES ARE EITHER PERMITTED OR CONDITIONAL USES)

STAFF RECOMMENDATION:

1. Conduct the joint Public Hearing with the Planning Commission
2. Consider the recommendation of the Planning Commission
3. Waive the first reading and direct staff to schedule this item for a Second Reading for adoption on the consent calendar at the next regularly scheduled City Council meeting.

John Livingstone, Community Development Director, presented staff report.

Mayor Kline opened the public hearing and invited comments.

Seeing none, Mayor Kline closed the public hearing.

HLAVA/KUNDTZ MOVED TO **APPROVE APPLICATION 06-235 – ZONING TEXT AMENDMENT PERTAINING TO THE STATEWIDE DENSITY BONUS LAW (APPLICATION TO ALL ZONING DESIGNATIONS WHERE MULTI-FAMILY RESIDENTIAL USES ARE EITHER PERMITTED OR CONDITIONAL USES) AND REFER THE ITEM TO CITY COUNCIL FOR PUBLIC HEARING.** MOTION PASSED 7-0.

WALTONSMITH/STREIT MOVED TO **WAIVE THE FIRST READING AND DIRECT STAFF TO SCHEDULE THIS ITEM FOR A SECOND READING FOR ADOPTION ON THE CONSENT CALENDAR AT THE NEXT REGULARLY SCHEDULED CITY COUNCIL MEETING.** MOTION PASSED 5-0.

1B. **ADOPTION OF UPDATE NOISE ORDINANCE**

STAFF RECOMMENDATION:

Conduct public hearing and continue the item to a date uncertain with the Planning Commission.

Consensus of the City Council to continue this item to a date uncertain.

Mayor Kline called the Regular City Council meeting to order at 7:00 p.m. and led the Pledge of Allegiance.

ROLL CALL

PRESENT: Councilmembers Kathleen King, Nick Streit, Ann Waltonsmith,
Vice Mayor Aileen Kao, Mayor Norman Kline

ABSENT: None

ALSO Dave Anderson, City Manager

PRESENT: Barbara Powell, Assistant City Manager

Richard Taylor, City Attorney

Cathleen Boyer, City Clerk

Michele Braucht, Administrative Services Director

John Livingstone, Community Development Director

John Cherbone, Public Works Director

Joan Pisani, Recreation Director

REPORT OF CITY CLERK ON POSTING OF AGENDA FOR JUNE 7, 2006

Cathleen Boyer, City Clerk, reported that pursuant to Government Code Section 54954.2, the agenda for the meeting of June 7, 2006, was properly posted on June 1, 2006.

ORAL COMMUNICATIONS

The following people requested to speak at tonight's meeting:

F.L. Stutzman pointed out that if a proper poll would have been conducted by the City to find out how the residence felt about the North Campus, it could have saved the tax payers \$90,000 in election costs. Mr. Stutzman noted the "Yes on J" group never filed with the FPPC and are now under investigation. Mr. Stutzman requested the City Council allocate funds to renovate the North Campus and make the property available for organizations to use.

Ted Clabeaux stated that the results of the June 7th election indicate that the citizens of Saratoga do not want the limited amount of land owned by the City sold off to fund special interest projects. Mr. Clabeaux stated that the citizens want the City to provide more support for the elderly and youths of our city. Mr. Clabeaux suggested that the Council reinstate the Parks and Recreation Commission in order to spearhead the proposed use of the North Campus. Mr. Clabeaux suggested that the Finance Commission be reinstated to insure that the funds being brought into Saratoga from the State and County are properly used to benefit all citizens of Saratoga.

Kathleen Casey thanked the City Clerk for collecting all the emails in regards to the North Campus. Ms. Casey also thanked Mr. Mallory for efforts in regards to the North Campus campaign.

Paula Whetstone referred to the development located at 14778 Vickery Avenue. Mrs. Whetstone noted that the City has let her and her neighbors down allowing the development at 14778 Vickery Avenue.

Don Whetstone referred to the developed located at 14778 Vickery Avenue. Mr. Whetstone noted that by approving this development City staff failed to comply with the City's Zoning Ordinance. As stated in the code, Mr. Whetstone pointed out that privacy, views, and other interests of neighbors must be protected; he feels city staff completely ignored the zoning code. Mr. Whetstone also pointed out that City staff never visited the property. Mr. Whetstone requested that this item be agendized and that the City take corrective action.

Naresh Makhijani stated that he feels the Council should make speakers state what city they're from.

Jack Mallory stated that since Measure J failed it's time to make reasonable renovations, promote the rental program and develop long term uses for the North Campus.

Elaine Clabeaux suggested that the sports user groups negotiate their own contracts for space. Mrs. Clabeaux noted that City staff and Councilmembers should not have the task to procure space for sports user groups.

Jim Sorden noted that he agrees with Mr. Whetstone's comments. Mr. Sorden noted that in his opinion the City has no checks and balances system. Mr. Sorden suggested that when new construction gets close to its limits in terms of height and squared footage a public hearing should be held. In regards to the North Campus, Mr. Sorden suggested that the Public Works Department move there.

Jeff Schwartz addressed the issues surrounding Measure J. Mr. Schwartz requested that the three Councilmembers that supported Measure J tell the public who funded the "Yes on Measure J" campaign.

Martin Goldberg addressed the issue of accessible field space for sports user groups throughout the City of Saratoga. Mr. Goldberg stated that the Council has created a situation where:

- Local residents or sports youth of Saratoga are not necessarily the primary users of their own parks
- The City is foregoing revenue opportunities by not collecting fees in accordance with current ordinances
- The City has exposed itself to liability potential due to lax oversight of Use Agreements
- Members of the Council are forsaking the bigger picture and acting in a conflicted manner to convert valuable park lands for sports use without due consideration of other viable alternatives

Mr. Goldberg pointed out that citizens need to exercise their right to enact legislation to control the acquisition, development and use of City owned land to benefit all citizens of Saratoga.

COUNCIL DIRECTION TO STAFF

Councilmember Waltonsmith requested that the North Campus be agendized to discuss long term uses and funds for renovations. Councilmember Waltonsmith also requested that Mr. Whetstone's issue be agendized.

Councilmember King noted that she supported both Councilmember Waltonsmith's requests.

Referring to Mrs. Clabeaux's comments, Councilmember Waltonsmith stated that the City can't negotiate for outside purposes.

City Attorney Taylor added that the City has authority to negotiate contracts for municipal purposes only.

Referring to Mr. Schwartz request, Councilmember King stated that the name of the consultant would be provided to him.

COMMUNICATIONS FROM BOARDS AND COMMISSIONS

Linda Rodgers, Chair of the Saratoga Planning Commission, reported that prior to the regular meeting the Planning Commission and the City Council held a joint meeting. Chair Rodgers announced that the Planning Commission unanimously voted to recommend a zoning text amendment pertaining to the statewide density bonus law to the City Council. Chair Rodgers noted that the City Council unanimously voted to waive the first reading and direct staff to schedule this item for a second reading for adoption on the consent calendar at the next regularly scheduled City Council meeting. Chair Rodgers stated that the item concerning the Noise Ordinance was continued.

ANNOUNCEMENTS

Councilmember Waltonsmith announced that there was a new exhibit at the Saratoga Museum celebrating 50 years of Saratoga Rotary.

CEREMONIAL ITEMS

2A. COMMENDATIONS FOR OUTGOING YOUTH COMMISSIONERS

STAFF RECOMMENDATION:

Present commendations.

Mayor Kline read the commendations and presented them to the outgoing Youth Commissioners.

2B. APPOINTMENT OF YOUTH COMMISSION MEMBERS AND OATH OF OFFICE

STAFF RECOMMENDATION:

Adopt resolution and administer Oath of Office.

RESOLUTION: 06-048

STREIT/WALTONSMITH MOVED TO **ADOPT RESOLUTION APPOINTING MEMBERS TO THE YOUTH COMMISSION.** MOTION PASSED 5-0.

City Clerk Boyer administered the Oath of Office to the new Youth Commissioners.

SPECIAL PRESENTATIONS

None

CONSENT CALENDAR

3A. **CHECK REGISTER**

STAFF RECOMMENDATION:

Accept register.

WALTONSMITH/STREIT MOVED TO **ACCEPT CHECK REGISTER.** MOTION PASSED 5-0.

3B. **MOTOR VEHICLE (MV) RESOLUTION PROHIBITING PARKING ON BUCKNALL**

STAFF RECOMMENDATION:

Adopt resolution.

RESOLUTION: MV-252

WALTONSMITH/STREIT MOVED TO **ADOPT MOTOR VEHICLE (MV) RESOLUTION PROHIBITING PARKING ON BUCKNALL.** MOTION PASSED 5-0.

3C. **AUTHORIZATION TO PURCHASE ONE (1) CHEVROLET 3500 UTILITY TRUCK AND ONE (1) RIDING TURF SWEEPER**

STAFF RECOMMENDATION:

Authorize purchase.

WALTONSMITH/STREIT MOVED TO **APPROVE THE AUTHORIZATION TO PURCHASE ONE (1) CHEVROLET 3500 UTILITY TRUCK AND ONE (1) RIDING TURF SWEEPER.** MOTION PASSED 5-0.

3D. **REQUEST FOR ADDITIONAL FUNDING FOR MAINTENANCE CONTRACT (STRIPING CONTRACT) FOR FY 05/06 AND APPROVAL OF EXISTING CONTRACT THROUGH FY 06/07**

STAFF RECOMMENDATION:

Approve additional finding and approve extending existing contract.

WALTONSMITH/STREIT MOVED TO **APPROVE THE REQUEST FOR**

ADDITIONAL FUNDING FOR MAINTENANCE CONTRACT (STRIPING CONTRACT) FOR FY 05/06 AND APPROVAL OF EXISTING CONTRACT THROUGH FY 06/07. MOTION PASSED 5-0.

- 3E. **INITIATION OF ANNEXATION OF AN APPROXIMATELY 86,153 (GROSS) SQUARE FOOT PARCEL (APN 510-26-001) LOCATED AT 19930 SUNSET DRIVE**

STAFF RECOMMENDATION:

Adopt resolution initiating annexation.

RESOLUTION: 06-046

WALTONSMITH/STREIT MOVED TO **ADOPT RESOLUTION APPROVING THE INITIATION OF ANNEXATION OF AN APPROXIMATELY 86,153 (GROSS) SQUARE FOOT PARCEL (APN 510-26-001) LOCATED AT 19930 SUNSET DRIVE.** MOTION PASSED 5 -0.

- 3F. **RESOLUTION CALLING THE GENERAL MUNICIPAL ELECTION – NOVEMBER 7, 2006**

STAFF RECOMMENDATION:

Adopt resolution.

RESOLUTION: 06-047

Vice Mayor Kao requested that this item be removed from the Consent Calendar.

Vice Mayor Kao asked the City Clerk to announce the filing dates to the public for any interested resident who would like to run for Council

City Clerk Boyer stated that the nomination period was from July 17th through August 11th and is extend to August 16th if an incumbent doesn't file.

KAO/KING MOVED TO **ADOPT RESOLUTION CALLING THE GENERAL MUNICIPAL ELECTION – NOVEMBER 7, 2006.** MOTION PASSED 5-0.

- 3G. **ADDITION AND ALTERATIONS TO THE JAMES MCWILLIAMS HOUSE - AWARD OF CONSTRUCTION CONTRACT**

STAFF RECOMMENDATION:

1. Move to declare Romano Construction, Inc. to be the lowest responsible bidder on the Addition and Alterations to the James McWilliams House project.
2. Award a construction contract for addition and alterations to the James McWilliams House to Romano Construction, Inc. in the amount of \$96,249 and authorize the City Manager to execute the same.

RESOLUTION: 06-076

Councilmember King requested that this item be removed from the Consent

Calendar.

Councilmember King pointed out that there were no designated funds for contingency and suggested that on the next agenda funds be designated to this project.

KING/WALTONSMITH MOVE TO DECLARE ROMANO CONSTRUCTION, INC. TO BE THE LOWEST RESPONSIBLE BIDDER ON THE ADDITION AND ALTERATIONS TO THE JAMES MCWILLIAMS HOUSE PROJECT; AWARD A CONSTRUCTION CONTRACT FOR ADDITION AND ALTERATIONS TO THE JAMES MCWILLIAMS HOUSE TO ROMANO CONSTRUCTION, INC. IN THE AMOUNT OF \$96,249; AUTHORIZE THE CITY MANAGER TO EXECUTE THE SAME. MOTION PASSED 5-0.

3H. **SUPPLEMENTAL LAW ENFORCEMENT SERVICES FUNDS (SLESF)**

STAFF RECOMMENDATION:

Adopt resolution.

RESOLUTION: 06-045

WALTONSMITH/STREIT MOVED TO **ADOPT RESOLUTION FOR THE SUPPLEMENTAL LAW ENFORCEMENT SERVICES FUNDS (SLESF).** MOTION PASSED 5-0.

3I. **OAK PLACE & HIGHWAY 9 PEDESTRIAN IMPROVEMENTS - AWARD OF CONSTRUCTION CONTRACT**

STAFF RECOMMENDATION:

1. Move to declare George Bianchi Construction to be the lowest responsible bidder on the project.
2. Award a construction contract to George Bianchi Construction in the amount of \$120,913.
3. Move to authorize staff to execute change orders to the contract up to \$24,000.

RESOLUTION: 06-077

WALTONSMITH/STREIT MOVE TO **DECLARE GEORGE BIANCHI CONSTRUCTION TO BE THE LOWEST RESPONSIBLE BIDDER ON THE PROJECT; AWARD A CONSTRUCTION CONTRACT TO GEORGE BIANCHI CONSTRUCTION IN THE AMOUNT OF \$120,913; MOVE TO AUTHORIZE STAFF TO EXECUTE CHANGE ORDERS TO THE CONTRACT UP TO \$24,000.** MOTION PASSED 5-0.

3J. **BLANEY PLAZA IMPROVEMENTS PHASE II – REJECTION OF BIDS**

STAFF RECOMMENDATION:

1. Move to reject all bids for the Blaney Plaza Improvements Phase II Project
2. Direct staff to refine scope of project, set new project start/finish date, and re-bid.

WALTONSMITH/STREIT MOVE TO **REJECT ALL BIDS FOR THE BLANEY PLAZA IMPROVEMENTS PHASE II PROJECT; DIRECT STAFF TO REFINE SCOPE OF PROJECT, SET NEW PROJECT START/FINISH DATE, AND RE-BID.** MOTION PASSED 5-0.

PUBLIC HEARINGS

4. **RESOLUTION ORDERING THE ABATEMENT OF A PUBLIC NUISANCE BY REMOVAL OF HAZARDOUS VEGETATION**

STAFF RECOMMENDATION:

Conduct public hearing and adopt resolution.

RESOLUTION: 06-049

Cathleen Boyer, City Clerk, presented staff report.

Mayor Kline opened the public hearing and invited public comments.

Seeing none, Mayor Kline closed the public hearing.

WALTONSMITH/KING MOVED TO **RESOLUTION ORDERING THE ABATEMENT OF A PUBLIC NUISANCE BY REMOVAL OF HAZARDOUS VEGETATION.** MOTION PASSED 5 -0.

5. **LANDSCAPING & LIGHTING ASSESSMENT DISTRICT LLA-1 APPROVAL OF ENGINEER'S REPORT AND CONFORMATION OF ASSESSMENTS FOR FY 06-07**

STAFF RECOMMENDATION:

1. Conduct Public Hearing
2. Adopt Resolution Ordering the Improvement and Confirming the Diagram and Assessments for FY 06-07
3. Approve two-year extension of existing professional services agreement with John H. Heindel for Assessment Engineering and authorize City Manager to execute the same.

RESOLUTION: 06-050

John Cherbone, Public Works Director, presented staff report.

Mayor Kline opened the public hearing and invited public comments.

Seeing none, Mayor Kline closed the public hearing.

STREIT/KING MOVED TO ADOPT RESOLUTION ORDERING THE IMPROVEMENT AND CONFIRMING THE DIAGRAM AND ASSESSMENTS FOR FY 06-07; APPROVE TWO-YEAR EXTENSION OF EXISTING PROFESSIONAL SERVICES AGREEMENT WITH JOHN H. HEINDEL FOR ASSESSMENT ENGINEERING AND AUTHORIZE CITY MANAGER TO EXECUTE THE SAME. MOTION PASSED 5-0.

6. **INITIATE ANNEXATION OF TWO COUNTY ISLANDS UNDER THE EXPEDITED ANNEXATION PROGRAM**

STAFF RECOMMENDATION:

Conduct public hearing and adopt resolution initiating annexation of the 104 acre Prospect Road Area and the 20 acre Hidden Hill Area.

RESOLUTION: 06-051

John Livingstone, Community Development Director, presented staff report.

Mayor Kline opened the public hearing and invited public comments.

The following people requested to speak on this item:

Wayne McIntyre noted that he opposed the proposed annexation Mr. McIntyre noted that he was concerned that he would have to change his address from Los Gatos to Saratoga.

Nancy Carlson asked how the annexation would benefit her and stated that she realizes that the annexation will go through regardless of the property owner's comments or concerns.

WALTONSMITH/STREIT MOVED TO INITIATE ANNEXATION OF TWO COUNTY ISLANDS UNDER THE EXPEDITED ANNEXATION PROGRAM. MOTION PASSED 5-0.

Mayor Kline noted that there would be another public hearing on this item.

At 8:25 p.m. Mayor Kline declared a ten minute break

Mayor Kline reconvened the meeting at 8:35 p.m.

OLD BUSINESS

7. **RESOLUTION ESTABLISHING AN EXPENSE REIMBURSEMENT POLICY FOR ELECTED AND APPOINTED OFFICIALS**

STAFF RECOMMENDATION:

Adopt the attached policy establishing an expense reimbursement policy for elected and appointed officials.

Richard Taylor, City Attorney, presented staff report.

STREIT/KING MOVED TO ADOPT POLICY ESTABLISHING EXPENSE

REIMBURSEMENT POLICY FOR ELECTED AND APPOINTED OFFICIALS. MOTION PASSED 5-0.

8. **KEVIN MORAN PARK IMPROVEMENT PROJECT - REVIEW OF CONCEPTUAL DESIGN PLAN**

STAFF RECOMMENDATION:

1. Consider report
2. Accept public testimony,
3. Provide direction to staff regarding conceptual design plan to be reviewed in environmental analysis.

John Cherbone, Public Works Director, presented staff report.

Director Cherbone stated that on March 15, 2006 Council directed staff to move forward with a conceptual design plan for Kevin Moran Park that included one contiguous flat grass area large enough for one full size soccer field (330'x195') and 1 half size field (165' x 195'). This particular conceptual design was a modification of Plan 3, a plan which was developed at the February 27th Kevin Moran Task Force Meeting.

Director Cherbone noted that as details began to emerge regarding the effect Modified Plan 3 would have on the existing park improvements including the removal of 11 California Sycamores, City Council scheduled two meetings with the Kevin Moran Task Force to explore alternatives that would minimize impacts to the developed area of the park. The two meetings were held on April 16th and May 10th. At the first Task Force Meeting, City Council determined that Plan 1A was the best plan to use as a basis to discuss further design alternatives with the Task Force.

Director Cherbone noted that at the second Task Force meeting held on May 10th, Councilmember Walton Smith introduced a design alternative to Plan 1A that focused on minimizing impacts to the existing park improvements by utilizing more of the undeveloped area of the park.

Director Cherbone explained that the latest design iteration reduces the number of healthy mature specimen trees requiring removal in the developed area of the park to one California Sycamore tree (Tree 138) and one Redwood Coast tree (Tree 181). The plan also has a negligible impact to the existing lawn bowl area.

Director Cherbone explained the preliminary cost estimate as follows:

- Construction Costs - \$1,545,861
- Design and Environmental Cost - \$238,000
- Total - \$1,783,861

Director Cherbone noted that the City's design consultant, Dave Nelson, would explain the latest design.

Dave Nelson explained the proposed changes to the development plan.

The following people requested to speak on this item:

Ted Clabeaux read the City's mission statement and requested that this issue placed on the November ballot.

Scott Emery suggested that the Council move forward with the park renovations and suggested doing it in phases.

Mike Vaggione urged the City to move forward with the proposed plan.

Marvin Kohn stated that he was disappointed with the City Council to allow their personal interest interfere with good decision making. Mr. Kohn noted that he is very concerned about on street parking and potential traffic hazards.

Adele Salle stated that development of KMP would destroy its beauty and serenity. Ms. Salle noted that developing the park would destroy trees, cause more noise pollution, and create more traffic.

Michael O'Neill stated that he doesn't support the proposed bike path and destroying the trees.

Carol O'Neill stated that if the City claims it can't meet the residents basic needs how they can justify spending money on developing KMP.

Suzanne O' Neall suggested the plan include two half size soccer fields.

Naresh Makhijani stated that the KMP Task Force turned out to be a façade for political reasons.

David Giandomenico stated that he is against all efforts to bring organized sports to KMP. Mr. Giandomenico stated that KMP is known for its tranquility and beauty.

Peter Prans read an email from Sam Hahn who indicated that he feels the City doesn't have neighborhood buy in on the proposed plan.

Debbi Prans stated that the proposed path is absurd; kids will just cut through the middle of the field. Mrs. Prans stated that she feels this Council is out of control and all authority should be removed from them.

Janice Zdankus stated that she supported the proposed plan.

Pirruuz Toyserkani stated that he supported the proposed plan.

Cynthia Tate stated that she supported the proposed plan.

Laurie Marshall stated that she supported the proposed plan.

Judy Homan asked what guarantee do the citizens have that this project would be completed before the City runs out of funds.

Sandy Cross asked if KMP was subject to Measure G.

Barbara Stewart requested that the City do a survey asking how many Saratoga

citizens need the proposed field space. Mrs. Stewart also recommended that the Parks and Recreation Commission be reinstated.

Nelia Gainer noted that she is opposed to the proposed plan.

Mary Robertson noted that she checked with the State Controllers Office and found out that the grant money that is being used for KMP could be used for the North Campus.

Nazanin Toyserkani stated that he supported the proposed plan.

Bernie Shuffle stated that he supported the proposed plan

Richard Pierce stated that in his opinion KMP isn't the right location for soccer fields.

Heuy Lee stated that he was against this project and recommended that this issue be placed on the November ballot.

Brain noted that he supported the Neighborhood Plan and stated that a parking lot would not be needed if a full size field was not developed.

Jennifer Taylor noted that developing this park would destroy wildlife habitats and a memorial park.

Maria Guerro noted that the proposed plan is not a soccer complex; it's just flat grass.

Reed Parker stated that he would like to play organized sports at KMP.

Tom Pridham stated that he supported the proposed plan.

Kim Olsen stated that he opposed the proposed plan.

Trang Tsao stated that he supported the proposed plan.

Bob Alley noted that he supported the Neighborhood Plan.

Allan Nonnenberg stated that he opposed the proposed plan and noted that he feels the Council is fiscally irresponsible.

Debi Schwartz stated that she supported the proposed plan

Ivan Pederson stated the he doesn't support development at KMP.

Mary Ann Escobar stated that she supported the proposed plan.

Clint Rosenthal stated that he supported the proposed plan.

William Butler stated that he supported the proposed plan.

Roy Henninger stated that he supported the proposed plan.

Bruce Euler stated that a full size soccer field at KMP doesn't fit and suggested that the City built the field at West Valley College.

Laurel Euler stated that a full size soccer field doesn't fit in KMP and requested that the bowl be preserved.

Debbie Lillo that she supported the proposed plan and encourage the Council to move forward.

Teresa Lorenzen noted that she is concerned about the potential traffic hazards around KMP.

Blanche Wohl asked how emergency vehicles would gain access to KMP in case of an emergency.

Elaine Clabeaux referred to Caltran's Highway Design Manual. Mrs. Clabeaux stated that the pathway doesn't meet the code at the end of the pedestrian ramp. Mrs. Clabeaux stated that the pathway in KMP is a dedicated VTA pathway.

Maureen Destin asked Council to consider the impact a full size field would have on the neighborhood.

Jacob Goldberg stated that he opposes a full size soccer field at KMP.

Denise Goldberg stated that the current plan is too expensive and the impact cannot be mitigated. Mrs. Goldberg stated that the pathway has to be place on the south side of the field. Mrs. Goldberg noted that user fees haven't been collected from the user groups for some time.

Marty Goldberg pointed out that on any game day both the full size and the half size field would be used by the soccer players and on one else from the public would be able to utilize the field space.

Sue Johnson suggested the City look at long term acquisition of the Abrams property at the corner of Saratoga Avenue and Cox for a large sports facility and let the sports enthusiasts pay for it.

Bruce Hilton stated that KMP isn't the appropriate place for a full size soccer field.

Nicholas Lorenzen stated that he lives across the street from KMP and likes the park the way it is.

Dave Mighdoll requested that the Council move forward with the proposed plan.

Lori Hibbett stated that the proposed plan accommodates everyone's needs.

Jennifer Sequeira stated that she supported the proposed plan.

Janet Pfeiffer stated that she supported the proposed plan.

Laura Watkins stated that flat grass doesn't make a soccer complex and requested that the City move forward with the proposed plan.

Priscilla Ho noted that she supported the Neighborhood Plan.

Cheriel Jensen noted that she doesn't support development at KMP.

Donna McKenzie stated that she doesn't support the proposed plan.

Karlina Ott stated that she supported the proposed plan.

Jim MacCollum noted that he doesn't support a full size soccer field at KMP and suggested that this item be placed on the November ballot.

Fiona Rodriguez stated that she supported the proposed plan.

Howard Miller stated that AYSO was a nonprofit organization and no one at a local level receives any pay. Mr. Miller stated that he supported the proposed plan.

Jeff Schwartz suggested that the full size field be cut back to a youth field and then bowl would not have to be graded.

Katey Kennedy stated that she supported that proposed plan and pointed out the demographics in the City are rapidly changing.

Mayor Kline thanked all of the speakers.

Council discussed and answered questions put forth by several speakers including construction costs, traffic and noise mitigation, pedestrian pathway, Abrams property, scheduling field use time, and user fees.

Councilmember Streit stated that he would not recuse himself from this item because he doesn't have any financial interest or gain in any of the sports organizations. Councilmember Streit noted that the proposed plan is not destroying KMP but rebuilding it as a multi-use park. Councilmember Streit noted that KMP is a community park and should be designed for the young and old. Councilmember Streit stated that he feels the current plan is a good compromise and would vote to approve the plan and move forward with the environmental analysis.

Councilmember King noted that she would vote to support the proposed plan.

Councilmember Waltonsmith noted that the proposed plan is a good compromise. Councilmember Waltonsmith note that she would vote to support it including a ½ basketball court, the pathway around the south side of the field and investigate the lighting issues.

Vice Mayor Kao noted that this process has been very difficult. Vice Mayor Kao noted that KMP should be developed for the entire community. Vice Mayor Kao noted that it saddens her that the Council received many emails asking them to resign.

Mayor Kline noted that if the plan included two ½ field instead of the full size field the neighbors would probably compromise on the other issues. Mayor Kline noted that the neighbor’s primary concerns where issues around “game” days. Mayor Kline stated that he feels the proposed plan is a disaster and would not support the proposed plan.

WALTONSMITH/STREIT MOVED TO APPROVE THE CONCEPTUAL DESIGN INCLUDING THE FOLLOWING DIRECTION:

- **INCLUDE ½ BASKETBALL COURT**
- **REMOVE HEDGE AND CHAIN LINK FENCE TO ALLOW THE PATHWAY TO BE REDESIGNED**
- **DIRECT DESIGNER TO INCLUDE A TRAIL ON SOUTH SIDE OF SOCCER FIELD**
- **HAVE LIGHTS EVALUATED**
- **PHASE IN APPROACH**

MOTION PASSED 4-1 WITH KLINE OPPOSING.

NEW BUSINESS

9. **TEEN CENTER ALTERNATIVES**

STAFF RECOMMENDATION:

Accept report and direct staff accordingly.

Joan Pisani, Recreation Director, presented staff report.

Director Pisani briefly highlighted the history of the teen center at the Warner Hutton House. Director Pisani noted that within the last few years, as the city experienced budget cutbacks, teen programs have decreased significantly. The only programs held now are fee-based, and are limited because of staffing costs. In FY 05-06 the Youth Commission utilized the Warner Hutton House (WHH) ten times for teen concerts.

Director Pisani explained that due to rising popularity of the concerts, and the need for a larger venue, this was the first year the Multi-Purpose Room in the Community Center was also used. Seven concerts were held at the Center averaging 285 teens per show. The Community Center was also used for eight middle school dances and a lecture series.

Director Pisani described the WHH renovation project, which will be completed within the next few months. Director Pisani noted that concerts that were held at the house will come to a halt.

Director Pisani explained that on the May 17th City Council meeting two Youth Commissioners spoke to the Council about their concern about the lack of space for teen programs. Director Pisani noted that at the May 24th meeting Council requested that staff explore options for alternative sites for teens, or alternatives

that would fill the void for Saratoga's teenage population. Director Pisani explained three options:

- Option 1 – Continue to use the WHH for concerts, commission meetings and teen classes.
- Option 2 – Transition most of the teen programs to the Community Center and use the Multi-Purpose Room for larger teen events. WHH could be used for low-impact teen classes and some meetings.
- Option 3 – Explore the option of a stand alone new teen center
 - Lease a vacant building in the Village
 - Add a wing on to the Community Center
 - Build a new teen facility between the Community Center and the Corporation Yard.
 - Build a new teen center at a location to be determined.

Director Pisani noted that a few years ago Council directed the Recreation Department to become a full cost recovery department. Director Pisani noted that when there are youth programs in the Recreation Center she loses rental income.

Councilmember Streit suggested an option #5 which would include the North Campus as a possible sight for a teen center.

Mayor Kline noted that he submitted a plan a few years ago that suggested that the North Campus be used as a teen center.

Councilmember Waltonsmith noted that a public discussion should be held to decide future uses for the North Campus.

Phillip Baker noted that when the City acquired the WHH it was designated for youth programs. Mr. Baker stated the Town of Los Gatos has a very successful teen center right behind the high school.

Chris Miller noted that he was a local educator and through his research he has found it important that teens have a place where there can feel at home.

Councilmember Waltonsmith noted that the WHH is a designated national historic site. Councilmember Waltonsmith stated that the WHH is in a state of disarray and needs to be renovated. Councilmember Waltonsmith stated that she would not support allowing the youth program access to the WHH.

Councilmember King noted that she would like to see the teens to have a place to call home.

Mayor Kline noted that we make space for many groups like SASCC and the Rotary and he finds it shocking they we don't have place for teens anymore. Mayor Kline noted that the North Campus is the perfect location for a teen center.

Councilmember Streit stated that the teen program is very important. Councilmember Streit suggested that the Council fund the Recreation Department through Council Contingency of \$16,000. Councilmember Streit suggested that a

budget resolution be brought back at the next meeting for Council approval.

Consensus of the City Council to agendize a budget resolution to fund the Recreation Department in the amount of \$16,000 from Council Contingency.

ADHOC & AGENCY ASSIGNMENT REPORTS

Mayor Kline reported the following information:
TEA AdHoc –AB 117 was stuck in appropriations.

Vice Mayor Kao reported the following information:
SASCC – new lunch program started.

Councilmember Nick Streit had no reportable information.

Councilmember Waltonsmith had no reportable information.

Councilmember King had no reportable information.

CITY COUNCIL ITEMS

None

CITY MANAGER’S REPORT

None

ADJOURNMENT

There being no further business Mayor Kline adjourned the meeting 12:55 p.m.

Respectfully submitted,

Cathleen Boyer, CMC
City Clerk