

## MINUTES

### SARATOGA CITY COUNCIL APRIL 18, 2007

The City Council conducted interviews at 5:00 p.m. for vacancies on the Planning Commission and the Traffic Safety Commission in the Administrative Conference Room.

The City Council held a Joint meeting at 6:15 p.m. with the Saratoga Youth Commission in the Administrative Conference Room.

#### **ROLL CALL**

PRESENT: Councilmembers Jill Hunter, Chuck Page,  
Vice Mayor Ann Waltonsmith Mayor Aileen Kao,  
ABSENT: Councilmember Kathleen King  
ALSO Dave Anderson, City Manager  
PRESENT: Richard Taylor, City Attorney  
Cathleen Boyer, City Clerk  
Mary Furey, Administrative Services Director  
John Livingstone, Community Development Director  
John Cherbone, Public Works Director  
Michael Taylor, Interim Recreation Director

#### **REPORT OF CITY CLERK ON POSTING OF AGENDA FOR APRIL 18, 2007**

Cathleen Boyer, City Clerk, reported that pursuant to Government Code Section 54954.2, the agenda for the meeting of April 18, 2007, was properly posted on April 13, 2007.

#### **ORAL COMMUNICATIONS**

The following people complained about the property located at 20255 Glasgow Drive and requested that the City Council help them get this property cleaned up.

Ruth Coburn  
Dr. David Bench  
Elwin Laughlin  
Marilyn Nishte

Diane Drewke reported that St. Archangel Michael's Church has a restaurant permit and a liquor license. Ms. Drewke stated that no other church in Saratoga has either of these types of licenses. Ms. Drewke noted that there is nothing on their use permit that allows them to have either type of license. Ms. Drewke requested that the City take action.

Bob Barr concurred with Ms. Drewke's comments and added that the City should take care of permit issue first before the building plans go to the Planning Commission.

Danny Wong noted that he lived next to the Church and stated that he and his family had to move to a different location because of the continued problems at the Church. Mr. Wong stated that there is constant noise, trash problems and constant catering trucks.

Citizen Ray provided the Council with an update on the Highway 9 Pedestrian Safety Project.

## **COMMUNICATIONS FROM COMMISSIONS & PUBLIC**

Tami Maltiel noted that she represented the Saratoga Youth Commission. Ms. Maltiel noted that prior to the regular meeting the Youth commission met with the City Council. Ms. Maltiel highlighted the 2006-2007 Youth Commission accomplishment and upcoming in events.

### **ANNOUNCEMENTS**

Mayor Kao invited residents to Celebrate “Earth Day” by participating in Apple Computer’s free electronic recycling event on Saturday, April 21, 2007. For more information go to [www.saratgoa.ca.us](http://www.saratgoa.ca.us)

### **CEREMONIAL ITEMS**

#### **1A. COMMENDATION HONORING THE LEAGUE OF WOMEN VOTERS FOR SPONSORING WEST VALLEY CITIES “STATE OF THE CITY” EVENT**

##### **STAFF RECOMMENDATION:**

Present commendation.

Mayor Kao acknowledged the commendation.

### **SPECIAL PRESENTATIONS**

#### **2A. PRESENTATION – SOPHIA’S DREAM**

##### **STAFF RECOMMENDATION:**

Informational only.

Chris Cucchiara thanked the Council for allowing him to speak at tonight’s meeting. Mr. Cucchiara presented an overview of Sophia’s Dream.

### **CONSENT CALENDAR**

#### **3A. CHECK REGISTER FOR APRIL 3, 2007**

##### **STAFF RECOMMENDATION:**

Accept check register

WALTONSMITH/PAGE MOVED TO **ACCEPT CHECK REGISTER FROM APRIL 3, 2007.** MOTION PASSED 4-0-1 WITH KING ABSENT.

#### **3B. TREASURER’S REPORT FOR THE MONTH ENDED FEBRUARY 2007**

##### **STAFF RECOMMENDATION:**

Accept report.

WALTONSMITH/PAGE MOVED TO **TREASURERS REPORT FOR MONTH ENDED FEBRUARY 2007.** MOTION 4-0-1 WITH KING ABSENT.

3C. **APPROVAL OF CONTRACT FOR HEARING OFFICERS**

**STAFF RECOMMENDATION:**

Approve contract and authorize the City Manager to execute contracts.

WALTONSMITH/PAGE MOVED TO **AUTHORIZE CITY MANAGER TO EXECUTE CONTRACTS WITH LINDA LAZOTTE AND BRAD BENING FOR HEARING OFFICER SERVICES.** MOTION PASSED 4-0-1 WITH KING ABSENT.

3D. **AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES**

**STAFF RECOMMENDATION:**

Authorize the City Manager to execute an Independent Contractor Agreement between the City of Saratoga and LSA Associates, Inc. for professional consultant services.

Councilmember Hunter requested that this item be removed from the consent calendar.

Councilmember Hunter noted that she would not support this contract because she does not support the purposed improvements at Kevin Moran Park and would like to be consistent with her voting.

PAGE/WALTONSMITH MOVED TO **AUTHORIZE THE CITY MANAGER TO EXECUTE AN INDEPENDENT CONTRACTOR AGREEMENT BETWEEN THE CITY OF SARATOGA AND LSA ASSOCIATES, INC. FOR PROFESSIONAL CONSULTANT SERVICES.** MOTION PASSED 3-1-1 WITH HUNTER OPPOSING AND KING ABSENT.

**PUBLIC HEARINGS**

4. **PROPOSED MASTER FEE SCHEDULE UPDATE FOR FISCAL YEAR 2007/2008**

**STAFF RECOMMENDATION:**

Conduct public hearing and adopt the Proposed Master Fee Schedule for FY 2007/08.

**RESOLUTION: 07-021**

Mary Furey, Administrative Services Director, presented staff report.

Councilmember Hunter noted the she would not be supporting this item because she does not support the increase in Planning Commission appeal fees.

Mayor Kao opened the public hearing and invited public comments.

Seeing none, Mayor Kao closed the public hearing.

PAGE/WALTONSMITH MOVED TO ADOPT **RESOLUTION ADOPTING THE PROPOSED MASTER FEE SCHEDULE FOR FY 2007/08.** MOTION PASSED 3-1-1 WITH HUNTER OPPOSING AND KING ABSENT.

**OLD BUSINESS**

None

**NEW BUSINESS**

5. **PURCHASE OF PORTABLE BUILDINGS CURRENTLY LOCATED AT THE COMMUNITY CENTER**

**STAFF RECOMMENDATION:**

Recommend Council approve a budget amendment in the amount of \$67,271 and approve resolution authorizing City Manager to enter into a contract for the purchase of portable buildings currently used for recreation programs located at the Community Center.

**RESOLUTION: 07-022**

Michael Taylor, Interim Recreation Director, presented staff report.

PAGE/WALTONSMITH MOVED TO **APPROVE A BUDGET AMENDMENT IN THE AMOUNT OF \$67,271 AND APPROVE RESOLUTION AUTHORIZING CITY MANAGER TO ENTER INTO A CONTRACT FOR THE PURCHASE OF PORTABLE BUILDINGS CURRENTLY USED FOR RECREATION PROGRAMS LOCATED AT THE COMMUNITY CENTER.** MOTION PASSED 4-0-1 WITH KING ABSENT.

**ADHOC & AGENCY ASSIGNMENT REPORTS**

Mayor Kao had no reportable information.

Vice Mayor Waltonsmith reported the following information:

KSAR – implemented a new program called “Spotlight in Saratoga”

SASCC – looking for a new Executive Director

Councilmember Page reported the following information:

West Valley Solid Waste Joint Powers Association – noted that there are a few ongoing problems with the hard to service areas

Village AdHoc – recently met with City staff

Councilmember Hunter reported the following information:

Historic Foundation – moving forward with education program at the McWilliams House. Next meeting on April 19<sup>th</sup> to discuss another landscape change to the existing design.

**CITY COUNCIL ITEMS**

Councilmember Page noted that the Chamber of Commerce's contract expires in June 2007. Councilmember Page suggested that the Mayor create a City Council Adhoc to discuss the issues concerning the contract.

Mayor Kao appointed Councilmember Page and Councilmember Hunter to the Chamber Adhoc Committee.

**OTHER**

None

**CITY MANAGER'S REPORT**

None

**ADJOURNMENT**

There being no further business Mayor Kline adjourned the regular meeting at 8:30 p.m.

Respectfully submitted,

Cathleen Boyer, CMC  
City Clerk