

## **MINUTES**

### **SARATOGA CITY COUNCIL**

**FEBRUARY 6, 2008**

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

#### **ROLL CALL**

PRESENT: Councilmembers Jill Hunter, Aileen Kao, Kathleen King,  
Vice Mayor Chuck Page, Mayor Ann Waltonsmith

ABSENT: None

ALSO Dave Anderson, City Manager

PRESENT: Barbra Powell, Assistant City Manager  
Richard Taylor, City Attorney  
Cathleen Boyer, City Clerk  
Crystal Morrow, Administrative Analyst II  
Mary Furey, Administrative Services Director  
John Livingstone, Community Development Director  
John Cherbone, Public Works Director  
Michael Taylor, Recreation Director  
Chris Riordan., Senior Planner  
Jana Rinaldi, Code Enforcement Specialist

#### **REPORT OF CITY CLERK ON POSTING OF AGENDA FOR FEBRUARY 6, 2008**

Cathleen Boyer, City Clerk, reported that pursuant to Government Code Section 54954.2, the agenda for the meeting of February 6, 2008, was properly posted on February 1, 2008.

#### **ORAL COMMUNICATIONS**

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

Roger Montgomery pointed out the traffic problems on Fruitvale and Allendale Avenue.

#### **COUNCIL DIRECTION TO STAFF**

Responding to Mr. Montgomery's comments, Councilmember King asked if the Traffic Safety Commission could look at this area again.

Mayor Waltonsmith suggested referring this issue to the City/School AdHoc Committee.

Councilmember King concurred with Mayor Waltonsmith's suggestion and added that West Valley College should be invited to participate in this discussion.

## **COMMUNICATIONS FROM COMMISSIONS & PUBLIC**

Captain Terry Calderone, Santa Clara County Sherriff's Office, reported that he met with the City Council prior to tonight's meeting and discussed current trends in traffic and accidents in the City and response times. Captain Calderone also introduced Lieutenant Carl Neusel.

Chief Ken Waldvogel, Santa Clara County Fire, reported the Fire District also met with the City Council. Chief Waldvogel stated that they discussed the upcoming building code update, emergency response times, and the future between the Saratoga Fire District and County Fire.

## **ANNOUNCEMENTS**

Councilmember Kao noted that this week was Lunar New Year.

Councilmember Hunter announced that the Mustard Faire was scheduled for Sunday, February 10, 2008 from 11:00 a.m. – 3:00 p.m.

Councilmember King announced that on February 28, 2008 from 9:00 a.m. – 11:00 a.m. Supervisor Liz Kniss' Office would be hosting a workshop on "Planning for Healthy Communities".

Councilmember King noted that on February 23, 2008 "Argonaut Fun Day" would take place.

Vice Mayor Page announced that the City's Clean-Up was taking place and noted that if any residents have questions about what they can/cannot put out on the curb they should go to [www.westvalleyrecycles.com](http://www.westvalleyrecycles.com).

Mayor Waltonsmith noted that the next Green Leaf Committee was scheduled for February 21, 2008 at 7:00 p.m.

## **CEREMONIAL ITEMS**

None

## **SPECIAL PRESENTATIONS**

Darren Defner introduced Papia Gambelin, the new PG&E Government Affairs Representative for the City.

Ms. Gambelin stated that she looks forward to working with the City of Saratoga.

## **CONSENT CALENDAR**

### **1. CITY COUNCIL MINUTES - JANUARY 15, 2008**

#### **STAFF RECOMMENDATION:**

Approve minutes.

KING/PAGE MOVED TO **APPROVE CITY COUNCIL MINUTES OF JANUARY 15, 2008.** MOTION PASSED 5-0.

### **2. CITY COUNCIL MINUTES - JANUARY 16, 2008**

#### **STAFF RECOMMENDATION:**

Approve minutes.

KING/PAGE MOVED TO **APPROVE CITY COUNCIL MINUTES OF JANUARY 16, 2008.** MOTION PASSED 5-0.

### **3. REVIEW OF ACCOUNTS PAYABLE REGISTERS**

#### **STAFF RECOMMENDATION:**

That the City Council accepts the Check Registers for the following Accounts Payable payment cycles: January 17, 2008 and January 24, 2008

KING/PAGE MOVED TO **ACCEPT CHECK REGISTERS FOR JANUARY 17, 2008 AND JANUARY 24, 2008.** MOTION PASSED 5-0.

### **4. AUTHORIZATION FOR MAYOR TO RESPOND TO 2006-07 GRAND JURY REPORT**

#### **STAFF RECOMMENDATION:**

Review report and authorize the Mayor to sign the response letter to the 2006-07 Santa Clara County Civil Grand Jury Report "Disaster Preparedness in the County: Improvements Needed" (Attachment "A").

KING/PAGE MOVED TO **AUTHORIZE THE MAYOR TO SIGN THE RESPONSE LETTER TO THE 2006-07 SANTA CLARA COUNTY CIVIL GRAND JURY REPORT "DISASTER PREPAREDNESS IN THE COUNTY: IMPROVEMENTS NEEDED.** MOTION PASSED 5-0.

### **5. TRAFFIC SAFETY COMMISSION MEETING SCHEDULE**

#### **STAFF RECOMMENDATION:**

Adopt the resolution approving a revised meeting schedule

**RESOLUTION: 08-005**

KING/PAGE MOVED TO **ADOPT RESOLUTION APPROVING REVISED MEETING SCHEDULE.** MOTION PASSED 5-0.

## 6. MOTOR VEHICLE (MV) RESOLUTION AUTHORIZING NO PARKING

### **STAFF RECOMMENDATION:**

Move to adopt the Motor Vehicle Resolution authorizing “No Parking” on Douglas Lane

**RESOLUTION: MV-272**

KING/PAGE MOVE TO **ADOPT THE MOTOR VEHICLE RESOLUTION AUTHORIZING “NO PARKING” ON DOUGLAS LANE.** MOTION PASSED 5-0.

## 7. AMENDMENT TO THE AGREEMENT WITH MHA ENVIRONMENTAL CONSULTING FOR PREPARATION OF THE MITIGATED NEGATIVE DECLARATION FOR ST. ARCHANGEL MICHAEL SERBIAN ORTHODOX CHURCH

### **STAFF RECOMMENDATION:**

Authorize the City Manager to execute an amendment to the agreement with MHA Environmental Consulting for preparation of the Mitigated Negative Declaration for St. Archangel Michael Serbian Orthodox Church.

Diane Drewke requested that this item be removed from the Consent Calendar.

Ms. Drewke asked why City resources are being used for a second Environmental Impact Report. Ms. Drewke stated that the neighbors are not in favor of the current building and they do not support the variances the Church is asking for. Ms. Drewke requested that this project be scheduled for another Planning Commission study session.

Robert Barr noted that he concurred with Ms. Drewke’s comments.

Director Livingstone explained that if an EIR has to be done on a project, the Applicant is responsible for all costs associated with the contract.

PAGE/KAO MOVED TO **AUTHORIZE THE CITY MANAGER TO EXECUTE AN AMENDMENT TO THE AGREEMENT WITH MHA ENVIRONMENTAL CONSULTING FOR PREPARATION OF THE MITIGATED NEGATIVE DECLARATION FOR ST. ARCHANGEL MICHAEL SERBIAN ORTHODOX CHURCH.** MOTION PASSED 5-0.

## **PUBLIC HEARINGS**

## 8. PROPOSED NEGLECTED PROPERTY ORDINANCE

### **STAFF RECOMMENDATION:**

Staff recommends the City Council open the public hearing, accept public testimony, close the public hearing and approve the attached ordinance and 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 Waltonsmith opened the public hearing and invited public comments.

Seeing none, Mayor Waltonsmith closed the public hearing.

PAGE/KING MOVED TO **APPROVE ORDINANCE AND 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.

## **OLD BUSINESS**

### **9. ADOPTION OF PROPOSED POLICY CONCERNING NAMING CITY-OWNED LAND AND FACILITIES**

#### **STAFF RECOMMENDATION:**

Review report and approve adoption of the Policy Concerning naming City-owned Land and Facilities

Barbara Powell, Assistant City Manager, presented staff report.

The following people requested to speak on this item:

Ron Adolphson pointed out that he has been on the Los Gatos-Saratoga Union High School Board of Trustees for the last 12 years. Mr. Adolphson noted that the Board has never had a policy for honoring or naming. Mr. Adolphson noted that the Board recently adopted a policy, which leaves all decisions to the Board. Mr. Adolphson suggested the Council adopt a similar policy.

Joyce Hlava suggested that an employee with tenure should be added to the draft policy.

Consensus of the City Council to direct staff to revise the form to include policy statement concerning renaming; leave out reference to whether individual must be living or deceased; include language from matrix concerning cost of plaque/sign/monument; and revise naming criteria #F to include suggestions from interested residents.

## **NEW BUSINESS**

### **10. SANTA CLARA COUNTY CITIES ASSOCIATION POLICY PRIORITIES FOR 2008**

#### **STAFF RECOMMENDATION:**

Accept report, recommended three to five policy priorities proposals for the Santa Clara County Cities Association (SCCCA) 2008 policy priorities, and authorize staff to return suggestions to the SCCCA Board of Directors for their February meeting.

Crystal Morrow, Administrative Analyst, presented staff report.

Consensus of the City Council to direct staff to recommend the following top priorities for 2008:

1. Countywide Association of Bay Area Governments (ABAG) Housing Allocations vs. Allocations by City
8. Countywide Green Building Standards
10. Countywide Streamlined Solar Policy and Solar Permitting Process
12. Water Conservation Best Practices

Consensus of the City Council to recommend the following lowest policy priorities for 2008:

16. Gang Intervention, Suppression, and Prevention
17. Speed Limit Policy

## **11. SARATOGA HISTORICAL PARK CONCEPTUAL PLAN**

### **STAFF RECOMMENDATION:**

1. Review and approve Saratoga Historical Park Conceptual Plan.
2. Authorize staff to move forward on construction design plans and construction cost estimates.

John Cherbone, Public Works Director, presented staff report.

The following person requested to speak on this item:

April Halberstadt, Executive Director of the Saratoga Museum, explained the conceptual plan and noted that the Saratoga Horticulture Society developed many of the plants that will be used.

**HUNTER/KING MOVED TO AUTHORIZE STAFF TO MOVE FORWARD ON CONSTRUCTION DESIGN PLANS AND CONSTRUCTION COST ESTIMATES AND REPLACE THE OAK TREE THAT FORMERLY STOOD BESIDES THE BOOK-GO-ROUND. MOTION PASSED 5-0.**

## **ADHOC & AGENCY ASSIGNMENT REPORTS**

Mayor Waltonsmith reported the following information:

Comprehensive County Expressway Planning Study Advisory Board (PAB) – discussed concerns regarding Lawrence Expressway and Prospect Road. Prospect Road may be getting an extra turning lane.

SASCC – sent out letters requesting donations.

North Campus AdHoc II – started calling people for donations.

Vice Mayor Page reported the following information:

West Valley Sanitation District – recently reorganized and he was appointed Vice Chair.

Santa Clara County Valley Water Commission – attended the meeting for Councilmember Hunter. Discussed new a problem that can block outlets.

Councilmember King reported the following information:

Peninsula Division, League of California Cities – annual dinner will be held on February 28, 2008.

Valley Transportation Authority PAC – the next meeting will be their first time using a paperless packet.

City/School AdHoc Committee – need to schedule a meeting with Pop Warner.

Facility Naming Committee – removed from list.

North Campus AdHoc – remove from list.

Councilmember Hunter reported the following information:

County HCD Policy Committee – attended the meeting for Councilmember Kao.

Application packets were handed out and need to be reviewed prior to the next meeting.

KSAR – members of the Board took a tour of KNTV.

Library Joint Powers Association – the new Saratoga Librarian was introduced, Dr. Barbara Williams.

Councilmember Kao had no reportable information.

### **CITY COUNCIL ITEMS**

Mayor Waltonsmith suggested that the naming of the North Campus be referred to the Parks and Recreation Commission.

Consensus of the City Council to refer the naming of the North Campus to the Parks and Recreation Commission.

### **CITY MANAGER'S REPORT**

None

### **ADJOURNMENT**

PAGE/KING MOVED TO **ADJOURN THE MEETING**. MOTION PASSED 5-0.

There being no further business Mayor Waltonsmith adjourned the regular meeting at 9:55 P.M.

Respectfully submitted,

Cathleen Boyer, CMC  
City Clerk