

MINUTES

SARATOGA CITY COUNCIL MEETING

JUNE 18, 2008

The City Council held a Joint Meeting at 6:00 p.m. with the Home Owners Association Presidents in the Saunders Room at the Community Center.

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

ROLL CALL:

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

ABSENT: None

ALSO Dave Anderson, City Manager

PRESENT: Richard Taylor, City Attorney
Ann Sullivan, Acting City Clerk
Barbara Powell, Assistant City Manager
Mary Furey, Administrative Services Director
John Cherbone, Public Works Director
John Livingstone, Community Development Director
Crystal Morrow, Administrative Analyst II

REPORT OF CITY CLERK ON POSTING OF AGENDA

Acting City Clerk Ann Sullivan reported Pursuant to Gov't. Code 54954.2, the agenda for this meeting was properly posted on June 12, 2008.

ORAL COMMUNICATIONS ON NON AGENDIZED ITEMS

The following people spoke:

Dr. Barbara Morrow Williams, Librarian of Saratoga Library addressed the Council on the reopening of the Warner Hutton House for the after-school program.

Sheryl Cummins – spoke in support of the reopening of the Warner Hutton House for the after-school program.

The following Youth Commissioners spoke in support of the reopening of the Warner Hutton House for the after-school program:

Jacob Baker, Justin El-Diwany, and Corey Rateau.

Mary Kay Britenbach – addressed the Council on the use of the banner at Blaney Plaza. She asked Council to consider waiving the \$300 fee advertising Village events and to allow the banner to be hung for a week for each local event in the Village. She noted there were only 13 requests for the use of the banner in the upcoming 12 months.

COUNCIL DIRECTION TO STAFF

Councilmember King asked to agendize the reopening of the Warner Hutton House for after school events. Vice Mayor Page seconded the request.

Vice Mayor Page asked staff to meet with Mary Kay Britenbach regarding the criteria for the use of the banner in the Village and the established fee requirements.

Councilmember King suggested looking into lowering the fee for the banner rental.

COMMUNICATIONS FROM BOARDS AND COMMISSIONS

Administrative Analyst II Crystal Morrow reported on the Home Owners Association Joint Meeting held at 6:00p.m. She noted representatives from the following 13 neighborhood associations were present:

Greenbriar; Bell Grove; Congress Springs; El Quito; De Haviland Circle; Madronia Historic Area; Saratoga Heights; Saratoga Hills Road; Saratoga Neighborhood Task Force; Saratoga Oaks; Saratoga Parkside; Saratoga Woods; and Vineyards of Saratoga.

Deputy Dan Cutforth gave a presentation on Crime Prevention and Neighborhood Watch Program, and invited the representatives from each association to begin planning a neighborhood watch for their communities.

Emergency Services Coordinator Jim Yoke shared information on the importance of neighborhood emergency planning and the role of Community Emergency Response Teams (CERT) in neighborhood associations.

In addition, neighborhood representatives provided a brief overview of their association's objectives. Each representative received Association Contact Information forms and once the completed forms are returned, staff will post on the City Website general information about each association.

ANNOUNCEMENTS

Mayor WaltonSmith announced the Silicon Valley Realtors Association is having a fund raising event for both Los Gatos Recreation Department and the City of Saratoga Youth Program. Proceeds from ticket sales for the San Jose Giants baseball game at 5:00p.m. on August 3, 2008, will help fund both these organizations.

Vice Mayor Page announced the annual 4th of July celebration at Azule Park from 10:00 to 11:30AM.

CEREMONIAL ITEMS

None

SPECIAL PRESENTATIONS

None

CONSENT CALENDAR

1. CIP STUDY SESSION MINUTES – JUNE 3, 2008

STAFF RECOMMENDATION:

Approve minutes.

PAGE/HUNTER MOVED TO **APPROVE CIP STUDY SESSION MINUTES – JUNE 3, 2008.** MOTION PASSED 5-0.

2. CITY COUNCIL MINUTES – JUNE 4, 2008

STAFF RECOMMENDATION:

Approve minutes.

PAGE/HUNTER MOVED TO **APPROVE CITY COUNCIL MINUTES – JUNE 4, 2008.** MOTION PASSED 5-0.

3. REVIEW OF ACCOUNTS PAYABLE CHECK REGISTERS

STAFF RECOMMENDATION:

That the City Council accepts the Check Registers for Accounts Payable cycles: May 29, 2008 and June 5, 2008.

PAGE/HUNTER MOVED TO **APPROVE CHECK REGISTERS FOR ACCOUNTS PAYABLE CYCLES – MAY 29, 2008 AND JUNE 5, 2008.** MOTION PASSED 5-0.

4. NORTH CAMPUS FELLOWSHIP HALL – AMENDMENT – INDEPENDENT CONTRACTOR AGREEMENT APPROVAL

STAFF RECOMMENDATION:

1. Approve Independent Contractor Agreement with Amendment between the City of Saratoga and Steve Benzing, Architect.
2. Authorize the City Manager to execute the same.

PAGE/HUNTER MOVED TO **1) APPROVE INDEPENDENT CONTRACTOR AGREEMENT WITH AMENDMENT BETWEEN THE CITY OF SARATOGA AND STEVE BENZING, ARCHITECT; 2) AUTHORIZE THE CITY MANAGER TO EXECUTE THE SAME.** MOTION PASSED 5-0.

5. MOTOR VEHICLE (MV) RESOLUTION AUTHORIZING NO PARKING

STAFF RECOMMENDATION:

Move to adopt the Motor Vehicle Resolution authorizing “No Parking” on a portion of Kirkmont Drive

RESOLUTION NO. MV-275

PAGE/HUNTER MOVED TO **ADOPT THE MOTOR VEHICLE RESOLUTION AUTHORIZING “NO PARKING” ON A PORTION OF KIRKMONT DRIVE.** MOTION PASSED 5-0.

6. AWARD OF CONTRACT FOR STREET SWEEPING SERVICES

STAFF RECOMMENDATION:

1. Move to award a two year Street Sweeping Contract to Universal Sweeping Services in the amount of \$90,000 per year with an additional \$10,000 allocation per year for unscheduled sweeping.
2. Move to authorize the City Manager to execute a Street Sweeping Contract with Universal Sweeping Services.

PAGE/HUNTER MOVED TO **1) AWARD A TWO YEAR STREET SWEEPING CONTRACT TO UNIVERSAL SWEEPING SERVICES IN THE AMOUNT OF \$90,000 PER YEAR WITH AN ADDITIONAL \$10,000 ALLOCATION PER YEAR FOR UNSCHEDULED SWEEPING; 2) AUTHORIZE THE CITY MANAGER TO EXECUTE A STREET SWEEPING CONTRACT WITH UNIVERSAL SWEEPING SERVICES.** MOTION PASSED 5-0.

7. UPPER OLD OAK WAY VACATION

STAFF RECOMMENDATION:

1. Adopt Resolution vacating a portion of Old Oak Way.
2. Adopt Resolution accepting offer of dedication for Pedestrian/Equestrian Trail purposes (Attachment 1).

City Attorney Richard Taylor removed this item stating the applicant requested to reschedule this item to the July 2, 2008 Council meeting in order to complete outstanding items.

PAGE/KAO MOVED TO APPROVE CONSENT CALENDAR ITEM NUMBER 7 – UPPER OLD OAK WAY VACATION – TO THE JULY 2, 2008 COUNCIL MEETING. MOTION PASSED 5-0.

8. PROPERTY TAX LEVY FOR DEBT SERVICE PAYMENTS ON THE LIBRARY GENERAL OBLIGATION BONDS

STAFF RECOMMENDATION:

Adopt the resolution which sets the FY 2008/09 property tax levy rate for the Library General Obligation Bonds.

RESOLUTION NO. 08-041

PAGE/HUNTER MOVED TO ADOPT RESOLUTION WHICH SETS THE FY 2008/09 PROPERTY TAX LEVY RATE FOR THE LIBRARY GENERAL OBLIGATION BONDS. MOTION PASSED 5-0.

9. CITIZEN OPTIONS FOR PUBLIC SAFETY – SUPPLEMENTAL LAW ENFORCEMENT SERVICES FUNDS GRANT (COPS/SLESF)

STAFF RECOMMENDATION:

Adopt resolution authorizing the continued use of the Citizen Options for Public Safety Program's Supplemental Law Enforcement Services (COPS/SLESF) grant as a source of funds for additional public safety services.

RESOLUTION NO. 08-042

PAGE/HUNTER MOVED TO ADOPT RESOLUTION AUTHORIZING THE CONTINUED USE OF THE CITIZEN OPTIONS FOR PUBLIC SAFETY PROGRAM'S SUPPLEMENTAL LAW ENFORCEMENT SERVICES (COPS/SLESF) GRANT AS A SOURCE OF FUNDS FOR ADDITIONAL PUBLIC SAFETY SERVICES. MOTION PASSED 5-0.

10. ANNUAL APPROVAL OF THE CITY'S INVESTMENT POLICY – FOR FISCAL YEAR 2008/09

STAFF RECOMMENDATION:

For the City Council to approve the Investment Policy for Fiscal Year 2008/09.

PAGE/HUNTER MOVED TO **APPROVE THE INVESTMENT POLICY FOR FISCAL YEAR 2008/09.** MOTION PASSED 5-0.

Mayor Waltonsmith asked to move Item 13 up next for discussion due to the number of people present to speak on this item. Council concurred and moved on to Item 13.

PUBLIC HEARINGS

11. LANDSCAPING & LIGHTING ASSESSMENT DISTRICT LLA-1 PUBLIC HEARING, APPROVAL OF ENGINEER'S REPORT, AND CONFIRMATION OF ASSESSMENTS FOR FY08/09

STAFF RECOMMENDATION:

Move to adopt the Resolution Ordering the Improvements and Confirming the Diagram and Assessments for FY 08-09

Public Works Director John Cherbone presented staff report. He noted the City has asked property owners within Zone 31, Horseshoe Drive, to consider increasing their assessment to a maximum of \$175.00 for FY 08/09 from the current FY assessment of \$98.50. He stated a ballot was mailed to each property owner in Zone 31 asking whether or not they want the City, through its Landscaping & Lighting Assessment District, to continue providing for the maintenance of the frontage landscaping to the Horseshoe Drive area through a private contractor at the current level of maintenance at an increased cost. The ballot asks each property owner to vote on the approval of a maximum annual assessment of \$175 for the fiscal year beginning July 1, 2008 along with a 5% maximum adjustment in subsequent years. He stated the results of the returned ballots would be determined by a simple majority vote of those voting.

Director Cherbone stated ballots could be submitted up to the close of the public hearing and after that, ballots could no longer be submitted. Following the opening of the public hearing, he recommended the Mayor continue this item to be the last item on the agenda and move on to the next agenda item so that the City Clerk would have time to publicly open the ballots and count them. He concluded his report and recommended the Mayor open the public hearing for discussion.

Mayor Waltonsmith opened the public hearing.

No one was present to speak on this item.

RESOLUTION NO. 08-043

PAGE/KING MOVED TO **CONTINUE LANDSCAPING & LIGHTING ASSESSMENT DISTRICT LLA-1 PUBLIC HEARING, APPROVAL OF ENGINEERS REPORT, AND CONFIRMATION OF ASSESSMENTS FOR FY 08/09 TO THE LAST ITEM ON THE AGENDA.** MOTION PASSED 5-0.

Mayor Waltonsmith closed the public hearing and moved on to the next item on the agenda. After discussion of the last agenda item, the Mayor returned to this item and asked for the results of the tabulated ballots.

City Attorney Richard Taylor announced there were 35 votes in favor of the Landscaping and Lighting Assessment District LLA-1 proposal and 4 votes opposing the assessment proposal.

PAGE/HUNTER MOVED TO **ADOPT THE RESOLUTION ORDERING THE IMPROVEMENTS AND CONFIRMING THE DIAGRAM AND ASSESSMENTS FOR FY 08/09.** MOTION PASSED 5-0.

OLD BUSINESS

12. 2008 SUMMER ISSUE OF THE SARATOGAN

STAFF RECOMMENDATION:

Accept report and direct staff accordingly.

Administrative Analyst II Crystal Morrow presented staff report.

Suggestions from Council:

Vice Mayor Page –

- Include article on garage sales again along with tips on how to have a good garage sale
- Tips on water usage
- More visuals – easier to read
- Create option for residents to receive the Saratogan electronically in order to save paper
- Consider doing one or two pages in color then the rest in black and white
- Highlight the community garden

Councilmember King –

- Pictures should be bigger than the words; include more pictures with people
- More bullet points, less words
- Cost saving if done in black and white
- Story on solar
- How to get permits
- Story on top one or two questions received by the City of Saratoga

Councilmember Hunter –

- Bay and water – tips on water conservation
- Continue using color – wait to go black and white
- Column on “Ask Jana” for code enforcement questions/concerns
- Tree well in Village

Councilmember Kao –

- Its summer time now – flowers and gardening are good visuals or topic ideas

Mayor Waltonsmith –

- Direct readers to website for more information
- Stay with color for now

Councilmember King asked if Council would review the next issue before it is mailed.

City Attorney Richard Taylor stated Council could, however, it must be an agenda item.

City Manager Dave Anderson noted that not all suggested ideas may appear in the next issue; they will be added to the queue.

NEW BUSINESS

13. FACILITY NAMING APPLICATION FOR SARATOGA COMMUNITY CENTER

STAFF RECOMMENDATION:

Accept report and direct staff accordingly.

Administrative Analyst II Crystal Morrow presented staff report.

Crystal Morrow noted the City of Saratoga received a facility naming application from the Committee to Honor Joan Pisani proposing to name the Saratoga Community Center the Joan Pisani Community Center. She stated the City's policy on naming Saratoga facilities and parks requires that all applications be sent to the appropriate City Commission to provide the Council with a recommended action. The Parks and Recreation Commission reviewed this application on May 13, 2008 and unanimously recommended approval of the naming application. Crystal Morrow invited Paul Conrado to address the Council on the application process and to answer any questions the Council may have.

Mayor Waltonsmith invited public comment.

The following people spoke in support of renaming the Community Center after Joan Pisani and recommended the Council approve the application to rename the facility:

Stephani Burgett, Robyn Katzman, Tina and Don Kellogg, Pam and Don Dunnett, Warren Lampshire, Joyce Hlava, Nancy Badgett, Terrence Ward, Ron Adolphson, Mark Pierce, Carolyn and Allen King. Paul Conrado gave the final presentation asking Council to support the renaming of the Community Center to the Joan Pisani Community Center.

Mayor Waltonsmith closed the public comment and asked for Council discussion.

Vice Mayor Page stated he was pleased and proud to support the proposition to rename the Community Center the Joan Pisani Community Center.

Councilmember King concurred and suggested the community create a book noting their favorite characteristics of Joan Pisani and why she was so important to the community.

Councilmember Hunter concurred and noted it would be the greatest honor for her as a councilmember during her first four years serving on the Council.

Councilmember Kao concurred and stated Joan Pisani was a role model in the community.

Mayor Waltonsmith concurred as well and thanked everyone for going through the application process to rename a facility.

WALTONSMITH, PAGE, KING, HUNTER, KAO/WALTONSMITH, PAGE, KING, HUNTER, KAO MOVED TO RENAME THE SARATOGA COMMUNITY CENTER TO THE JOAN PISANI COMMUNITY CENTER. MOTION PASSED 5-0.

Mayor Waltonsmith thanked everyone for coming and declared a 5 minute break at 7:48PM.

Mayor Waltonsmith reconvened the meeting at 7:55 to the PUBLIC HEARING section on the agenda.

14. SARATOGA VILLAGE PARKING AND VALET SERVICE REPORT

STAFF RECOMMENDATION:

Accept report and provide direction to staff regarding Saratoga Village Parking and Valet Service.

Public Works Director John Cherbone presented the Village Parking portion of the staff report.

Village Parking:

Mayor Waltonsmith invited public comment.

Mitch Cutler addressed the Council regarding the history of the 15 minute green parking zone in front of Blue Rock Shoot was installed in 1996 for the benefit of the patrons picking up food from Florentines Restaurant, Hongs Chinese Restaurant, and Blue Rock Shoot for coffee pick up and recommended that green zone remain.

Franziska Holtzman, Fehr and Peers representative, was present to answer questions Council had.

Vice Mayor Page noted he didn't see any advantage to a 3 hour parking limit and asked Ms. Holtzman if a 3 hour parking limit would be restrictive to leisurely diners in some restaurants.

Ms. Holtzman stated that a few people may dine longer than 3 hours; however, most diners complete their dining in 3 hours.

Councilmember Hunter inquired about the parking survey being conducted on Thursday and Saturday evening and that she thought Friday evening was a busy night in the Village.

Ms. Holtzman responded that when the survey business owners were asked what their busiest time was and with that information Fehr and Peers decided to include one week day evening and one weekend evening.

Mitch Cutler stated he was not supportive of a 3 hour parking limitation and that it wouldn't accomplish much other than to have Village employees park in different areas.

City Manager Dave Anderson noted the benefit to a 3 hour time limit was not to move things along arbitrarily, but to encourage employees to park in the more distant parking spaces in order to provide parking spaces closer to the businesses, particularly with on-street parking and within the parking districts.

Mayor Waltonsmith asked who would be conducting enforcement of the 3 hour parking limit.

City Manager Dave Anderson responded the Sheriff's Office does enforcement and since there weren't consistent rules regarding designated employee parking areas, it was difficult to enforce the two-hour parking limitation or on-street parking by employees. With this comprehensive parking study, there are safe parking zones designated for employees where they will know they can park all day. The City will do advertising, work with the Chamber, the SVDC and the businesses where they can tell their employees where they can safely park without fear of being ticketed. In addition, periodic spot enforcement will encourage employees to park in the designated employee parking zones.

Mayor Waltonsmith closed public comment.

Councilmember King stated she would recommend putting notices on vehicles when this new parking procedure goes into effect as there are many employees that do use the 2 hour parking zones to park in all day, knowing they won't be ticketed.

Direction to staff regarding Parking Districts:

- Post 70 spaces with 8 hour parking limits in Village Parking District 3 and mark them with an "E" to direct employees to appropriate parking spaces that have small demand.

- Post 3 hour parking limits in Village Parking District 3 except for 70 parking spaces with small demand.
- Post 3 hour parking limits in Village Parking districts 1, 2, & 4.
- Revisit the 3 hour parking limitation in a year to see how it is working and if it needs adjustment.
- Reduce length of the loading zone beginning furthest west in front of the Plumed Horse restaurant by the standard length of one parking space and convert the space to 2-hour parking.
- Change 15 minute parking limit located in front of The French Tailor from 9:00AM – 10:00PM to 9:00AM – 6:00PM.
- Change 15 minute parking limit located in front of Da Mario restaurant to 2 hour parking.
- Change loading zone located in front of the School Wear store to 2 hour parking.
- Meet with all the business owners near the 15 minute loading zones, including Flo Bell and the owner of Vienna Woods, prior to processing the changes affecting the 15 minute loading zones.

Village Valet Service:

Public Works Director Cherbone presented the Village Valet Service portion of the staff report.

Director Cherbone noted the Village Valet Service Ordinance states Council must meet annually regarding this ordinance; which he didn't feel was necessary to meet annually. He went on to say that if Council wanted to make any amendments to the ordinance that annual meeting requirement might be one that could be amended.

Mayor Waltonsmith asked if Council could leave the ordinance as it is or if an amendment to the ordinance would be required.

City Attorney Richard Taylor stated that if Council only wanted to delete the requirement for annual review in this ordinance it does not need to go before the Planning Commission.

Mayor Waltonsmith invited public comment.

Mitch Cutler stated he was there on behalf of himself and Josh Weeks from the Plumed Horse to ask Council to consider Valet Parking on both sides of Big Basin Way.

Discussion continued regarding valet parking areas, traffic coming into the Village and drivers making u-turns at Fifth Street and Big Basin Way to return to the restaurant and parking areas.

Questions and concerns were raised regarding the legality of u-turns at Fifth Street and Big Basin Way.

Director Cherbone noted traffic flow in general throughout the Village may require future discussion.

Council directed staff to:

- Confirm with the Sheriff's Office if u-turns are legal at Fifth Street and Big Basin Way.
- Additional study by Fehr & Peers on feasibility and safety of proposed additional valet parking across from existing valet parking.

PAGE/KAO MOVED TO **REMOVE SECTION 4-80.150 FROM THE ORDINANCE REQUIRING THE ANNUAL REVIEW OF THE VALET SERVICE.** MOTION PASSED 5-0.

15. COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND COMMUNITY GRANT PROGRAM PROCEDURES

STAFF RECOMMENDATION:

Provide direction to staff as to whether the City should:

1. Maintain the existing CDBG procedures or elect to have a study session prior to the formal meeting.
2. Modify the existing CDBG application form used by applicants for City CDBG funding.
3. Have the Community Grant Program follow a parallel process consistent with the CDBG program application, noticing, and meeting schedule.
4. Allow the CDBG applications to take priority over the Community Grant Programs.

Community Development Director John Livingstone presented staff report.

There was Council discussion regarding the Community Development Block Grant (CDBG) funding and the Community Grant Program procedures.

Councilmember Hunter stated she would like the Saratoga charity projects to receive priority versus the general County projects.

Director Livingstone noted that Santa Clara County is looking at one standardized form for all the standard non-profit projects and each city would have their individual section with their questions pertaining specifically to their city.

Councilmember Kao asked if some of the questions that are on the CDBG form could be included in the Saratoga Community Grant Program form since many of those questions are asked by Saratoga Council during the application funding process.

Director Livingstone responded that Attachment A is the current application summary and Attachment B, which includes the questions Councilmember Kao was referring to, is the proposed application summary to be used for CDBG funding.

Vice Mayor Page stated he would like to have the wording on Number 9 of the proposed form to say “project” rather than “organization”. In addition, he disagrees with Councilmember Hunter’s suggestion regarding priority given to Saratoga charity projects because that language could eliminate projects that would actually be serving Saratoga residents.

Mayor Waltonsmith stated she would like the total numbers of people served by the specific organization and the percentage of Saratogans served in that project. In addition, she noted question Number 14 – “total leveraging of money donated”; we need to know if there will be matching funds.

Councilmember King added if there are matching funds and who would be providing those funds. In addition, she noted it would be important to add to the form what the organization’s mission statement is and if they can continue to survive another year. She also suggested that many grants specify how much you can write as well as leaving a space at the end where you can include additional information and to limit it to one page.

Mayor Waltonsmith invited public comment.

Susan Huff, Director of Saratoga Area Senior Center Council (SASCC), commented on the Recommended Actions and stated:

- Agrees with number 1 – Study Sessions are important; the number of organizations seeking funds is increasing and available funds are decreasing.
- More people should review the grant.
- Notify the presenters of additional information needed; this could then help streamline the grant process.
- Notify presenters if more information is needed; to help streamline the process.
- Question number 14 is confusing – not really sure what they are looking for in this question.

Mayor Waltonsmith closed the public comment.

Consensus of Council:

Vice Mayor Page – supports a Study Session.

Councilmember King – supports a Study Session as well as having something on the City website where organizations can sign up requesting notification when CDBG and Community Grant funding is scheduled. She also stated she was uncomfortable with question number 12 and suggested removing it.

Councilmember Hunter – suggested revising question number 12 to say “How necessary are these funds to your project that affects your Saratoga residents?”

Councilmember Kao – supports a Study Session and suggested saying “total numbers and percentage of Saratoga residents served” rather than number of Saratoga residents. She also suggested for question number 14 – include the question “are there matching funds”.

Mayor Waltonsmith – supports Study Session and re-wording of question number 14 regarding matching funds.

KAO/PAGE MOVED TO 1) SCHEDULE A STUDY SESSION PRIOR TO THE FORMAL MEETING; 2) MODIFY THE EXISTING CDBG APPLICATION FORMUSED BY APPLICANTS FOR CITY CDBG FUNDING; 3) HAVE THE COMMUNITY GRANT PROGRAM FOLLOW A PARALLEL PROCESS CONSISTENT WITH THE CDBG PROGRAM APPLICATION, NOTICING, AND MEETING SCHEDULE. MOTION PASSED 5-0.

16. REVIEW THE POSSIBLE FORMATION OF A CH-2 DISTRICT REVIEW COMMITTEE

STAFF RECOMMENDATION:

Review report and direct Staff accordingly on the following:

1. Type of committee (Ad Hoc, Advisory, or Commission)
2. Confirm participants

Community Development Director John Livingstone presented staff report.

Director Livingstone noted that at the May 13, 2008 joint meeting with the City Council and the Planning Commission, residents voiced concerns regarding the zoning differences between CH-1 and CH-2 in the Village. At that meeting both Council Members and Planning Commissioners expressed an interest in forming a committee to investigate the issues related to the two zoning districts. Director Livingstone provided Council with several options available for structuring a committee or a commission to review zoning issues in District CH-2.

Mayor Waltonsmith invited public comment.

Gene Zambetti stated he would like to see an Adhoc Committee formed as soon as possible regarding the CH-2 zoning district.

Mayor Waltonsmith closed the public comment.

There was Council discussion and Vice Mayor Page noted the mission of the CH-2 Councilmember/Planning Commission Advisory Committee was to:

- Ascertain the appropriate zoning of the current CH-2 District
- Insure that the existing Service and Retail establishments can be successful
- Insure that the residences and the residents are appropriately protected
- Provide a workable option

Mayor Waltonsmith noted that the Village doesn't necessarily have to maintain the "Mom & Pop" businesses to be successful in that district.

Councilmember King stated that the City of Saratoga will never be a sales tax driven city and that we need to give citizens what they want, not what we think will bring in sales tax dollars and that the city needs to research what can work in the CH-2 District and make it be the best for most citizens. It may be that more housing would fit; which is what we do need to meet our housing element. As part of that committee, I don't see that it is working as retail.

Councilmember Hunter noted that there are a number of "Mom & Pops" in the Village that has been going for 37-42 years and there is a history of those types of stores that have been successful; however, based on the 1974 study of this District, it shows that this designated zoning hasn't really worked. She noted that she was very supportive of the new committee and would like to see other Planning Commissioners and Councilmembers be involved in watching the process.

Attorney Richard Taylor noted other Councilmembers and Planning Commissioners could participate as an observer; not as a participant.

PAGE/KING MOVED TO CREATE A CH-2 COUNCILMEMBER/PLANNING COMMISSION ADVISORY COMMITTEE CONSISTING OF PLANNING COMMISSIONER JOYCE HLAVA AND COUNCILMEMBER KATHLEEN KING AS MEMBERS OF THE ADVISORY COMMITTEE. MOTION PASSED 5-0.

17. REVIEW THE POSSIBLE FORMATION OF A VILLAGE ECONOMIC DEVELOPMENT COMMITTEE

STAFF RECOMMENDATION:

Review report and direct Staff accordingly on the following:

1. Type of committee (Ad Hoc, Advisory, or Commission)
2. Participants

Community Development Director John Livingstone presented staff report.

There was council discussion and Vice Mayor Page recommended that the City develop a plan to enhance the viability of the Village; which could cover a number of things, such as a historical scenic area or a restaurant-friendly environment.

Mayor Waltonsmith invited public comment.

No one from the public spoke on this item.

There was Council discussion and Vice Mayor Page noted the mission of the Village Economic Development Committee was to:

- o Increase the economic vitality of the Saratoga Village – including the evaluation of the Conditional Use Permits.

PAGE/ KING MOVED TO CREATE A COUNCIL-PLANNING COMMISSION ADVSIORY COMMITTEE CONSISTING OF PLANNING COMMISSIONERS SUZIE NAGPAL AND LINDA ROGERS, AND CITY COUNCIL MEMBERS CHUCK PAGE AND JILL HUNTER WITH THE MISSION OF DEVELOPING A PLAN TO INCREASE THE ECONOMIC VIABILITY OF THE SARATOGA VILLAGE; INCLUDING THE EVALUATION OF THE CONDITIONAL USE PERMIT STUDY. MOTION PASSED 5-0.

Councilmember Hunter stated she would like one meeting devoted to viewing the plans that were developed in 1974.

Vice Mayor Page agreed and stated that would be the agenda item for the first meeting of the Village Economic Advisory Committee.

18. CITY COUNCIL MEETING TIME LIMITS

STAFF RECOMMENDATION:

Accept report and direct staff accordingly.

Assistant City Manager Barbara Powell presented staff report.

Council suggestions to shorten the length of council meetings:

- Limit the number of proclamations on an agenda
- Agendize proclamations on shorter agendas
- Limit the amount of time given for special presentations

Councilmember King asked if there were any legal concerns regarding the date the meeting was posted to occur and the meeting goes into the next day.

City Attorney stated that once you start the meeting on the day it was posted to begin, Council can go on with that meeting – even into the next day – until they adjourn the meeting.

Councilmember Hunter asked if staff had received complaints from citizens regarding how late the meeting went and that they didn't have an opportunity to participate in the meeting.

Staff noted they had not received complaints of that nature.

After continued discussion, Council made no recommendations to change the current council meeting procedures.

ADHOC & AGENCY ASSIGNMENT REPORTS

Mayor Ann Waltonsmith –

Hakone Foundation Executive Committee – reported Hakone has mutual water system problems.

Highway 9 Safety AdHoc – reported Carl Guardino had good news regarding the California Transportation Commission. He noted they would be meeting in a week and the agenda included a consent item regarding the \$460,000 in the 1990 Proposition 116 Funds.

Vice Mayor Chuck Page – reported he will be the alternate to Aileen Kao for the Airport Land Use Committee.

Page also asked that staff agendize:

- Solid Waste JPA – Resolution appointing a second Alternate.

Councilmember Kathleen King –

Peninsula Division League of California Cities – reported that the LCC Peninsula Division dinner was scheduled for the next evening and that the sponsors of the Annual Bocce Ball event would be acknowledged at that dinner/meeting and that she would be attending along with Vice Mayor Chuck Page and City Manager Dave Anderson.

Santa Clara County Cities Association – reported:

- The cities of San Jose and Palo Alto are working together to ban the use of plastic bags at grocery stores.
- The SCC Cities Association had passed a resolution asking that each city represented at the meeting go back to their perspective city and agendize the ban of plastic bags. She noted the City of San Jose has a generic staff report that can be utilized by the participating cities.
- The Silicon Valley Leadership Group was present to speak about the “Turkey Trot” competition.
- Santa Clara County just passed the requirement mandating restaurants that have a minimum of 14 outlets in the State of California must state the entrée caloric content and in October the Cities Association will consider this action with the individual cities.

Councilmember Jill Hunter –

KSAR – reported that she attended the last meeting:

- The newly hired employee was in attendance.
- KSAR’s Bulletin Board has been updated – including pictures from Saratoga High School.
- Bi-Weekly advertisements in the Saratoga News with advertisements that would be of interest to the public.

Chamber of Commerce – reported that she attended the last meeting in lieu of Vice Mayor Chuck Page and that any questions they had regarding the Buxton Report were addressed by Scott Anderson.

Councilmember Aileen Kao –

Northern Central Flood Control Zone Advisory Board – reported that she attended the community meeting organized by the Santa Clara County Valley Water District regarding the

Calabazas Creek Flood Protection Project. Staff recommendation was to do the Swell and Culvert Replacement and the UPR Bridge Replacement.

West Valley Sanitation District Meeting – reported that she attended this meeting on behalf of Vice Mayor Chuck Page and that the Association agreed to agendize 12 families to connect to public sewer on the next scheduled meeting.

Airport Land Use Committee – Stated Vice Mayor Chuck Page has agreed to be the Alternate for this committee and the Airport Land Use Committee stated they do not need a signed resolution supporting this.

CITY COUNCIL ITEMS

Councilmember King – agendize the ban of plastic bags on future Council meeting.

Vice Mayor Page – agendize resolution regarding Primary and Alternate council members to Solid Waste JPA.

CITY MANAGER’S REPORT

None

ADJOURNMENT

PAGE/KAO MOVED **TO ADJOURN THE REGULAR MEETING AT 10:50 P.M. ON JUNE 18, 2008.** MOTION PASSED 5 – 0.

Respectfully submitted,

Ann Sullivan, CMC
Acting City Clerk