



# AGENDA REGULAR MEETING SARATOGA CITY COUNCIL

Wednesday, April 7, 2010

**REGULAR MEETING – 7:00 P.M. – CIVIC THEATER/COUNCIL CHAMBERS  
AT 13777 FRUITVALE AVENUE and [MARRIOTT SHADOW RIDGE AT 9003  
SHADOW RIDGE ROAD – PALM DESERT, CA]**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**REPORT OF CITY CLERK ON POSTING OF AGENDA**

(Pursuant to Gov't. Code 54954.2, the agenda for this meeting was properly posted on April 1, 2010)

## **COMMUNICATIONS FROM COMMISSIONS & PUBLIC**

### **Oral Communications on Non-Agendized Items**

*Any member of the public will be allowed to address the City Council for up to three (3) minutes on matters not on this agenda. The law generally prohibits the council from discussing or taking action on such items. However, the Council may instruct staff accordingly regarding Oral Communications under Council Direction to Staff.*

### **Oral Communications - Council Direction to Staff**

*Instruction to Staff regarding actions on current Oral Communications.*

### **Communications from Boards and Commissions**

### **Council Direction to Staff**

*Instruction to Staff regarding actions on current Communications from Boards & Commissions.*

## **ANNOUNCEMENTS**

## **CEREMONIAL ITEMS**

1. Commendation Honoring the Saratoga High School Mechanical Science and Engineering Team

**Recommended action:**

Read and present commendation.

2. Commendation Honoring the Saratoga Village Gardeners

**Recommended action:**

Read and present commendation.

3. Commendation Honoring Outgoing Heritage Preservation Commissioner Rita McCarty  
**Recommended action:**  
Read and present commendation.
4. Commendation Honoring Outgoing Heritage Preservation Commissioner Norman Koepernik  
**Recommended action:**  
Read and present commendation.

### **SPECIAL PRESENTATIONS**

None

### **CONSENT CALENDAR**

*The Consent Calendar contains routine items of business. Items in this section will be acted in one motion, unless removed by the Mayor or a Council member. Any member of the public may speak to an item on the Consent Calendar at this time, or request the Mayor remove an item from the Consent Calendar for discussion. Public Speakers are limited to three (3) minutes.*

5. City Council Meeting Minutes – March 17, 2010  
**Recommended action:**  
Approve minutes.
6. Review of Accounts Payable Check Registers  
**Recommended action:**  
That the City Council review and accept the Check Registers for the following Accounts Payable payment cycles:  
March 11, 2010  
March 18, 2010  
March 26, 2010
7. Silicon Valley Regional Interoperability Project Joint Powers Authority Agreement  
**Recommended action:**  
Adopt a Resolution authorizing the City Manager to sign the Joint Powers Agreement to become a member of the Silicon Valley Regional Interoperability Authority (SVRIA) and to sign the Amendment to the Second Amended Joint Funding Agreement (JFA) to allow the JFA and its assets to transition to the Silicon Valley Regional Interoperability Authority JPA.
8. Joe's Trail at Saratoga De Anza Project – Award of Construction Contract.  
**Recommended action:**
  1. Move to declare Guerra Construction Group of Santa Clara to be the lowest responsible bidder on the project.
  2. Move to award a construction contract to Guerra Construction Group in the amount of \$844,014.88
  3. Move to authorize staff to execute change orders to the contract up to \$250,000.

## **PUBLIC HEARINGS**

*Members of the public may comment on any item for up to three minutes.*

9. Update to the General Plan 2007-2014 Housing Element, Conforming Amendments to the Land Use Element, a Housing Element Implementation Ordinance, and Amendments to the Text of the Open Space and Conservation Element and Safety Element to Include Factual Information Required by State Law & Negative Declaration

### **Recommended action:**

Staff and the Planning Commission recommends that the City Council open the public hearing, accept public testimony, close the public hearing, and:

- Approve the Resolution to adopt the Initial Study/Negative Declaration.
- Approve the Resolution to adopt the 2007-2014 General Plan Housing Element which includes the following Attachments:
  - Land Use Element/Open Space and Conservation Element Conforming Amendments
  - Amendments to the Saratoga Village Design Guidelines
  - Safety Element and Open Space Conservation Element AB 162 Amendments
- Approve the attached Housing Element Implementation Ordinance; waive the First Reading, and direct staff to schedule this item for a Second Reading for adoption on the consent calendar of the April 21, 2010 City Council meeting.

10. Proposed Fee Schedule Update for FY 2010/11

### **Recommended action:**

Hold public hearing to review recommendations for proposed fee changes, provide direction, and approve resolution amending the City's Fee Schedule effective for Fiscal Year 2010/11.

- Approve the Resolution to adopt the Initial Study/Negative Declaration.
- Approve the Resolution to adopt the 2007-2014 General Plan Housing Element which includes the following Attachments:
  - Land Use Element/Open Space and Conservation Element Conforming Amendments
  - Amendments to the Saratoga Village Design Guidelines
  - Safety Element and Open Space Conservation Element AB 162 Amendments
- Approve the attached Housing Element Implementation Ordinance; waive the First Reading, and direct staff to schedule this item for a Second Reading for adoption on the consent calendar of the April 21, 2010 City Council meeting.

## **OLD BUSINESS**

None

## **NEW BUSINESS**

None

## **ADHOC & AGENCY ASSIGNMENT REPORTS**

### Mayor Kathleen King

ABAG

County HCD Policy Committee

Hakone Foundation Executive Committee

West Valley Flood Control Zone & Watershed Advisory Committee

SCC Cities Association Selection Committee

Santa Clara County Emergency Council

West Valley Mayors and Managers Association

### Vice Mayor Jill Hunter

Hakone Foundation Board

Historical Foundation

Library Joint Powers Association

SASCC

Sister City Liaison

Village AdHoc

### Councilmember Howard Miller

City School Ad-Hoc

Chamber of Commerce

Council Finance Committee

Highway 9 Adhoc

KSAR

Santa Clara County Cities Association Board

West Valley Solid Waste Joint Powers Authority

West Valley Transportation Authority PAC

### Councilmember Susie Nagpal

Highway 9 Adhoc

Village AdHoc

### Councilmember Chuck Page

City School Ad-Hoc

Santa Clara Valley Water District Commission

Saratoga Ministerial Association

West Valley Sanitation District

Council Finance Committee

## **CITY COUNCIL ITEMS**

## **CITY MANAGER'S REPORT**

## **ADJOURNMENT**

In accordance with the Ralph M. Brown Act, copies of the staff reports and other materials provided to the City Council by City staff in connection with this agenda are available at the office of the Community Development Department Director at 13777 Fruitvale Avenue, Saratoga, CA 95070. Note that copies of materials distributed to the City Council concurrently with the posting of the agenda are also available on the City Website at [www.saratoga.ca.us](http://www.saratoga.ca.us). Any

materials distributed by staff after the posting of the agenda are made available for public review at the office of the City Clerk at the time they are distributed to the City Council.

*In compliance with the Americans with Disabilities Act (ADA), if you need special assistance to participate in this meeting, please contact the City Clerk at (408) 868-1269. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting (28 CFR 35.102-35.104 ADA Title II)*

*Certificate of Posting of Agenda:*

*I, Ann Sullivan, City Clerk for the City of Saratoga, declare that the foregoing agenda for the meeting of the City Council for the City of Saratoga was posted on April 1, 2010, of the City of Saratoga, 13777 Fruitvale Ave., Saratoga, CA 95070 and was available for public review at that location. The agenda is also available on the City's website at [www.saratoga.ca.us](http://www.saratoga.ca.us)*

*Signed this 1<sup>st</sup> day of April 2010 at Saratoga, California.*

*Ann Sullivan, CMC  
City Clerk*

**NOTE:** To view current or previous City Council meetings anytime, go to the City Video Archives at [www.saratoga.ca.us](http://www.saratoga.ca.us)



**CITY OF SARATOGA  
CITY COUNCIL MEETING CALENDAR 2010**

- 4/21 Regular Meeting —Joint Meeting with School Districts: Saratoga Union Elementary School District; Los Gatos-Saratoga Union High School District; Cupertino School District; Campbell School District Moreland School District; Fremont High School District; Sacred Heart; St. Andrews, and Campbell Union High School District
- 5/5 Regular Meeting – Joint Meeting with Youth Commission  
5/19 Regular Meeting – Joint Meeting with Los Gatos-Saratoga Union High School District and Saratoga Union Elementary District
- 6/2 Regular Meeting – Joint meeting with Montalvo Arts  
6/16 Regular Meeting – Joint Meeting with HOA Presidents
- 7/7 Regular Meeting –  
7/21 Regular Meeting – Joint Meeting with SASCC
- 8/4 **SUMMER RECESS – NO COUNCIL MEETING** (Tentative)  
8/18 **SUMMER RECESS – NO COUNCIL MEETING**
- 9/1 Regular Meeting – Joint Meeting with West Valley Board of Trustees  
9/15 Regular Meeting – **Joint meeting with Assemblymember Jim Beall**
- 10/6 Regular Meeting – Joint Meeting with Traffic Safety Commission  
10/20 Regular Meeting – Joint Meeting with Historical Foundation & Heritage Preservation Comm.
- 11/3 Regular Meeting – Joint meeting with Saratoga Ministerial Association  
11/17 Regular Meeting - Joint Meeting with Hakone Foundation
- 11/30 Council Reorganization**  
12/1 Regular Meeting - Joint Meeting with Library Commission and Friends of the Saratoga Libraries  
12/15 Regular Meeting -