



**AGENDA  
REGULAR MEETING  
SARATOGA CITY COUNCIL**

**Wednesday, September 15, 2010**

**REGULAR MEETING – 7:00 P.M. – CIVIC THEATER/COUNCIL CHAMBERS  
AT 13777 FRUITVALE AVENUE**

**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 September 10, 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. Recognition of MOVE-IT Saratoga Participants

**Recommended action:**

Recognize MOVE-IT Saratoga participants and present them with certificates of completion.

**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.*

2. 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:

July 15, 2010; July 23, 2010; August 5, 2010; August 13, 2010; August 16, 2010; August 19, 2010; August 31, 2010 and September 1, 2010

3. Treasurer's Report for the Month Ended June 30, 2010

**Recommended action:**

Review and accept the Treasurer's Report for the month ended June 30, 2010.

4. Adopt resolution amending the City of Saratoga's Conflict of Interest Code.

**Recommended action:**

Accept report and adopt attached Resolution.

5. Adopt Zoning Ordinance Amendment to Article 11-15 to prohibit smoking in City of Saratoga Parks

**Recommended action:**

Staff recommends the Council waive the Second Reading and adopt the Ordinance amending the Zoning Regulations related to Smoking in City of Saratoga Parks.

6. FY 2010 – 2011 CDBG County/City Contract

**Recommended action:**

Adopt a Resolution authorizing the City Manager to execute a \$485,874.22 contract with Santa Clara County for the FY 2010-2011 CDBG Program.

7. Release of Deferred Improvement Agreement

**Recommended action:**

Move to adopt the Resolution of Satisfaction and Release of Deferred Improvement Agreement between the City of Saratoga and Dr. Gregory T. Fox and Sisters of Notre Dame De Namur, California Province, Incorporated.

8. Proposition 116 Certification

**Recommended action:**

Move to adopt the Resolution certifying that no additional state funding shall be requested associated with hazardous waste removal as part of construction of the Highway 9 Safety Improvement Project, Phase III.

## **PUBLIC HEARINGS**

None

## **OLD BUSINESS**

None

## **NEW BUSINESS**

None

## **ADHOC & AGENCY ASSIGNMENT REPORTS**

### Mayor Kathleen King

ABAG

Hakone Foundation Executive Committee

West Valley Flood Control Zone & Watershed Advisory Committee

SCC Cities Association Selection Committee

West Valley Mayors and Managers Association

### Vice Mayor Jill Hunter

Hakone Foundation Board

Historical Foundation

Library Joint Powers Association

Village AdHoc

Susie's Garden Adhoc

Tree Adhoc

### Councilmember Howard Miller

City School Ad-Hoc

Council Finance Committee

Electric Vehicle Charging Stations Adhoc

Highway 9 Adhoc

KSAR

Santa Clara County Cities Association Board

West Valley Solid Waste Joint Powers Authority

West Valley Transportation Authority PAC

### Councilmember Chuck Page

City School Ad-Hoc

Council Finance Committee

Santa Clara Valley Water District Commission

Saratoga Ministerial Association

West Valley Sanitation District

### Councilmember Manny Cappello

Chamber of Commerce

County HCD Policy Committee

Electric Vehicle Charging Stations Adhoc

Highway 9 Adhoc

Santa Clara County Emergency Council

SASCC

Sister City Liaison

Village Adhoc

## **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 City Clerk 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, Debbie Bretschneider, Deputy 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 September 10, 2010, at 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 10<sup>th</sup> day of September 2010 at Saratoga, California.*

*Debbie Bretschneider  
Deputy City Clerk*



<p style="text-align: center;"><b>CITY OF SARATOGA</b> <b>CITY COUNCIL MEETING CALENDAR 2010</b></p>
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|--------------|---|
| 9/15         | Regular Meeting – Joint meeting with Assemblymember Jim Beall                                 |
| 10/6         | Regular Meeting – Joint meeting with West Valley Board of Trustees                            |
| 10/20        | Regular Meeting – Joint Meeting with Traffic Safety Commission                                |
| 11/3         | Regular Meeting – Joint meeting with Saratoga Ministerial Association                         |
| 11/17        | Regular Meeting - Joint Meeting with Hakone Foundation  |
| <b>11/30</b> | <b>Council Reorganization</b>   |
| 12/1         | Regular Meeting - Joint Meeting with Library Commission and Friends of the Saratoga Libraries |
| 12/15        | Regular Meeting -   |

**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)