



**AGENDA  
REGULAR MEETING  
SARATOGA CITY COUNCIL**

**Wednesday, October 6, 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 30, 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**

None

**SPECIAL PRESENTATIONS**

1. Indian Bharatanatyam Dance Performance

**Recommended action:**

Enjoy the performance of three young artists dancing to Indian Bharatanatyam music.

2. Full Circle Farm Presentation

**Recommended action:**

Listen to a short presentation about organic farming given by Rebecca Jepson.

**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.*

3. City Council Regular Meeting Minutes – September 1, 2010

**Recommended action:**

Approve minutes.

4. City Council Regular Meeting Minutes – September 15, 2010

**Recommended action:**

Approve minutes.

5. City Council & Saratoga Area Senior Coordinating Council (SASCC)  
Joint Meeting Minutes – September 23, 2010

**Recommended action:**

Approve minutes.

6. Treasurer's Report for the Month Ended July 31, 2010

**Recommended action:**

Review and accept the Treasurer's Report for the month ended July 31, 2010.

7. 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:

September 09, 2010

September 16, 2010

September 24, 2010

**PUBLIC HEARINGS**

*Members of the public may comment on any item for up to three minutes. Items requested for continuance are subject to Council's approval at the Council meeting.*

8. Ordinance Adopting Article 7-36 to Prohibit Smoking Outdoors in the City of Saratoga and Making Conforming Amendments to Articles 7-35 and 11-15

**Recommended action:**

Conduct a public hearing to consider adopting a new Article 7-36 of the City Code to prohibit smoking in outdoor areas and amending Articles 7-35 and 11-15 to clarify the scope of each of those Articles in relation to the new Article. Introduce and waive the first reading of the ordinance and direct staff to place the ordinance on the consent calendar for adoption at the next regularly scheduled meeting of the City Council.

9. One Year Extension of Urgency Ordinance for Medical Marijuana Dispensaries

**Recommended action:**

Receive and approve this staff report regarding measures taken thus far to alleviate the condition that led to adoption and first extension of the November 18, 2009 urgency ordinance for medical marijuana dispensaries (MMDs) and adopt an ordinance extending the temporary moratorium on the establishment of MMDs for one year.

**OLD BUSINESS**

None

**NEW BUSINESS**

10. Formation of an Economic Development Community Advisory Committee

**Recommended action:**

Review report and direct Staff accordingly.

11. Consider Legislation to Correct Underfunding of State Property Tax Equity Allocations (TEA) to Saratoga, Monte Sereno, Cupertino, and Los Altos Hills

**Recommended action:**

Authorize the Mayor to appoint a two person City Council ad hoc committee to work with Monte Sereno, Cupertino, and Los Altos Hills in a collaborative effort to support legislation that would put the cities' TEA property tax allocations on an equal footing with comparable California cities and direct staff to prepare budget amendments authorizing funding to support the legislative effort.

**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, 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 September 30, 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 30<sup>th</sup> day of September 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)



<p style="text-align: center;"><b>CITY OF SARATOGA</b> <b>CITY COUNCIL MEETING CALENDAR 2010</b></p>
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|--------------|---|
| 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 -   |