



**AGENDA  
REGULAR MEETING  
SARATOGA CITY COUNCIL**

**WEDNESDAY, MARCH 16, 2011**

**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 March 11, 2011)

**COMMUNICATIONS FROM COMMISSIONS & PUBLIC**

**Oral Communications on Non-Agended 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 Outgoing Heritage Preservation Commissioner Hong Tai  
**Recommended action:**  
Read and present commendation.
2. Commendation Honoring Outgoing Traffic Safety Commissioner Mitch Kane  
**Recommended action:**  
Read and present commendation.

3. Commendation Honoring Outgoing Planning Commissioner Linda Rodgers  
**Recommended action:**  
Read and present commendation.
4. Appointment of Planning, Heritage Preservation, Traffic Safety, and Library Commissioners and Oaths of Office  
**Recommended action:**  
Adopt the attached resolution appointing two (2) members to the Planning Commission, one (1) member to the Heritage Preservation Commission, four (4) members to the Traffic Safety Commission, and one (1) member to the Library Commission, and direct the City Clerk to administer the Oaths of Office.

### **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 Regular Meeting Minutes – March 2, 2011  
**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 cycles:  
February 28, 2011  
March 3, 2011
7. Treasurer's Report for the Month Ended February 28, 2011  
**Recommended action:**  
Review and accept the Treasurer's Report for the month ended February 28, 2011.
8. Approval of Agency Agreement for Countywide AB 939 Implementation Fee  
**Recommended action:**  
Accept report, and authorize the City Manager to approve the Agency Agreement with the County of Santa Clara for the Countywide AB 939 Implementation Fee.

### **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.*

9. Public Hearing on Resolution Ordering the Abatement of a Public Nuisance by Removal of Hazardous Vegetation (Weeds)  
**Recommended action:**  
Open public hearing; listen to public testimony; and close public hearing. Consider any objections to proposed Order for Abatement of Hazardous Vegetation and sustain or overrule any objections as to specific properties. Adopt proposed Resolution Ordering Abatement (Attachment A) as to properties listed (with modification(s) if any objections are sustained).
10. FY 2011/12 Community Development Block Grant (CDBG) and Community Grant Funding Applications  
**Recommended action:**  
1. Make a decision regarding CDBG recommendations and Community Grant allocations.  
2. Approve a transfer of all remaining SHARP funds and outstanding loans in order to meet the timeliness ratio and avoid losing future funding.

### **OLD BUSINESS**

11. SummerHill Creekside Homes Pollution Legal Liability Coverage Options  
**Recommended action:**  
Staff recommends the Council authorize staff to amend the SummerHill Subdivision Improvement Agreement (SIA) to replace the Pollution Legal Liability (PLL) insurance requirement with alternative terms described in the Staff Report.
12. Approval of Agency Agreement for the Countywide Household Hazardous Waste Collection Program  
**Recommended action:**  
Accept report and authorize:  
1. The City Manager to approve the Agency Agreement with the County of Santa Clara for the Countywide Household Hazardous Waste (HHW) Collection Program;  
2. Staff to increase the funding augmentation for the HHW Program from its current level of \$40,000, to a recommended level of \$50,000 for FY 2011-12.
13. Report to Council on Criteria and Process for Adopting Heritage Trees  
**Recommended action:**  
Adopt the attached resolution, thereby creating a process and criteria for the designation of heritage trees in Saratoga.

### **NEW BUSINESS**

14. Comments on Proposed Changes to 408 Area Code  
**Recommended action:**  
Accept report and authorize the Mayor to submit comments to the State of California Public Utilities Commission (CPUC) concerning proposed changes to the 408 area code.

### **ADHOC & AGENCY ASSIGNMENT REPORTS**

Mayor Howard Miller  
City School Ad-Hoc  
Council Finance Committee

Hakone Foundation Executive Committee  
Santa Clara County Cities Association  
SCC Cities Association Selection Committee  
Valley Transportation Authority PAC  
West Valley Mayors and Managers Association  
West Valley Solid Waste Management Joint Powers Association

Vice Mayor Chuck Page

City School AdHoc  
Council Finance Committee  
Hakone Foundation Board  
Mayor/Vice Mayor Oath of Office  
Santa Clara Valley Water District Commission  
Saratoga Ministerial Association  
TEA AdHoc  
West Valley Sanitation District

Councilmember Jill Hunter

Historical Foundation  
KSAR Community Access TV Board  
SASCC  
Tree AdHoc  
Village AdHoc  
West Valley Flood Control & Watershed Advisory Committee

Councilmember Emily Lo

Association of Bay Area Government  
Carlson House Restoration AdHoc  
Electric Vehicle Charging Stations AdHoc  
Highway 9 AdHoc  
Library Joint Powers Association  
Sister City Liaison  
Village AdHoc

Councilmember Manny Cappello

Carlson House Restoration AdHoc  
Chamber of Commerce  
County HCD Policy Committee  
Electric Vehicle Charging Stations AdHoc  
Highway 9 AdHoc  
Mayor/Vice Mayor Oath of Office  
Santa Clara County Emergency Council  
TEA AdHoc  
Tree 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 March 11, 2011, 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 11<sup>th</sup> day of March 2011 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)



<b>CITY OF SARATOGA CITY COUNCIL MEETING CALENDAR 2011</b>
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|-------|--|
| 4/6   | Regular Meeting –Joint meeting with SASCC  |
| 4/20  | Regular Meeting –Joint meeting with Montalvo Arts  |
| 5/4   | Regular Meeting –Joint meeting with Youth Commission   |
| 5/18  | Regular Meeting –Joint meeting with Parks and Recreation Commission/PEBTAC                     |
| 6/1   | Regular meeting –Joint meeting (5:30 pm) with HOA presidents                                   |
| 6/15  | Regular meeting –Joint meeting with Library Commission and Friends of the Library              |
| 7/6   | Regular Meeting –Joint meeting with Planning Commission  |
| 7/20  | Regular Meeting  |
| 8/3   | SUMMER RECESS  |
| 8/17  | Regular Meeting  |
| 9/7   | Regular Meeting –Joint meeting with West Valley Board of Trustees                              |
| 9/21  | Regular Meeting –Joint meeting with Heritage Preservation Commission and Historical Foundation |
| 10/5  | Regular Meeting –Joint meeting with Traffic Safety Commission                                  |
| 10/19 | Regular Meeting –Joint meeting with Assemblymember Jim Beall, Jr.                              |
| 11/2  | Regular Meeting –Joint meeting with Saratoga Ministerial Association                           |
| 11/16 | Regular Meeting –Joint meeting with Hakone Foundation  |
| 12/6  | Council Reorganization   |
| 12/7  | Regular Meeting  |
| 12/21 | Regular Meeting  |