



AGENDA REGULAR MEETING SARATOGA CITY COUNCIL

Wednesday, April 20, 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 April 14, 2011.)

REPORT FROM CLOSED SESSION

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. Proclamation Recognizing April 22, 2011 as Arbor Day in the City of Saratoga

Recommended action:

Read and present the proclamation declaring April 22, 2011 as Arbor Day in the City of Saratoga.

2. Saratogan Readership Drawing

Recommended action:

Randomly draw the name of one person who responded to the Saratogan readership poll and announce the winner.

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.

3. City Council Regular Meeting Minutes –April 6, 2011
Recommended action:
Approve minutes.
4. 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 31, 2011
April 8, 2011
5. Budget Amendment for ABAG PLAN Invoices
Recommended action:
Staff recommends the Council approve the Budget Resolution.
6. Records Management Program: Resolution Authorizing Final Disposition of Certain City Records
Recommended action:
Adopt Resolution Authorizing Final Disposition of Certain City Records
7. Extension of Existing Communications Site Lease Agreement with TowerCo
Recommended action:
Staff recommends the Council approve an extension to the existing communications site lease agreement with TowerCo for an additional five (5) years.
8. Motor Vehicle (MV) Resolution reducing speed on Sobey Road
Recommended action:
Move to adopt MV Resolution reducing speed on a portion of Sobey Road
9. Review of DRAFT Joint Exercise of Powers Agreement and Cooperation Agreement to undertake CDBG activities.
Recommended action:
Review DRAFT Joint Exercise of Powers Agreement and Cooperation Agreement (JPA) for Community Development Block Grant Program and recommend changes as appropriate.

10. Landscaping and Lighting Assessment District LLA-1; Preliminary Approval of Engineer's Report and Adoption of Resolution of Intention for FY 11-12
Recommended action:
1. Move to adopt the Resolution granting preliminary approval of the Engineer's Report for FY 11- 12 for renewing the Landscaping and Lighting Assessment District LLA-1 as well as Annexation of a New Zone to District LLA-1.
2. Move to adopt the Resolution of Intention.
11. Resolution Approving Application for State of California Disaster Recovery Initiative Program Grant Funds
Recommended action:
1. Approve the attached resolution authorizing staff to file an application for grant funding through the State of California Disaster Recovery Initiative (DRI) Program; and
2. Appoint Dave Anderson, City Manager, as the City's Authorized Representative, to execute and submit all documents, including, but not limited to applications, agreements, and payment requests that may be necessary for the completion of the project detailed in the City's grant application

PUBLIC HEARINGS

Applicants/Appellants and their representatives have a total of ten minutes maximum for opening statements. Members of the public may comment on any item for up to three minutes. Applicant/Appellants and their representatives have a total of five minutes maximum for closing statements. Items requested for continuance are subject to Council's approval at the Council meeting

12. Annexation Package regarding approximately 37.8 acres, located at 22480 and 22490 Mt. Eden Road (APN 503-09-003 and 503-09-004): 1) Final Annexation Approval for 2.68 acre parcel (including Preannexation Agreement); 2) Parcel Merger; 3) Williamson Act Contract; 4) Agricultural Preserve-Open Space Overlay Zoning Amendment; 5) General Plan Amendment; 6) Conditional Use Permit and Variation from Standards; and 7) Design Review.
Recommended action:
Approve the proposed annexation by adopting the attached Resolution and associated annexation package documents.
13. Revision of Ordinance Regulating Use of Alcohol in City Parks and Facilities
Recommended action:
Staff recommends the Council accept the Parks and Recreation Commission recommendations revising sections in the Municipal Code regulating the use of alcohol in City parks and facilities by:
- establishing the number of users constituting a group requiring a permit at twelve (12),
 - eliminating the unique time constraints at certain parks, creating a consistent policy, and
 - allowing beer and wine, prohibiting all "hard liquor" in the parks.
14. 14683 Oak Street (Missionary Settlement House) - Mills Act Agreement
Recommended action:

- 1) Open the public hearing and accept public testimony on the attached Resolution to enter into a Mills Act Agreement.
- 2) Close the hearing and adopt the attached Resolution and direct the City Manager to enter into a Mills Act Agreement for the property located at 14683 Oak Street.

15. Proposed Fee Schedule Update for FY 2011/12

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 2011/12.

OLD BUSINESS

16. Consideration to Cancel July 20, 2011 Regular Council Meeting for Summer Recess

Recommended action:

Accept report and direct staff accordingly regarding the July 20, 2011 Council meeting.

NEW BUSINESS

17. Consideration of a Conditional Use Permit Fee Refund for the Proposed Downtown Farmers Market

Recommended action:

Consider if the Downtown Farmers Market would be eligible for a refund of their Conditional Use Permit application fees

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. 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 April 14, 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

Signed this 14^h day of April 2011 at Saratoga, California.

*Debbie Bretschneider
Deputy City Clerk*



<p style="text-align: center;">CITY OF SARATOGA CITY COUNCIL MEETING CALENDAR 2011</p>
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| 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 | 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 |