

MINUTES

SARATOGA SPECIAL CITY COUNCIL MEETING OCTOBER 17, 2012

The City Council adjourned to Closed Session at 5:15 p.m. and then called the Joint Meeting with the Traffic Safety Commission to order at 6:00 p.m. in the Administrative Conference Room at City Hall at 13777 Fruitvale Avenue.

SARATOGA REGULAR CITY COUNCIL MEETING

Mayor Page called the meeting to order at 7:05 p.m. and led the pledge of allegiance.

ROLL CALL

PRESENT Council Members Manny Cappello, Howard Miller, Emily Lo,
Vice Mayor Jill Hunter, Mayor Chuck Page

ABSENT: None

ALSO PRESENT: Dave Anderson, City Manager
Richard Taylor, City Attorney
Crystal Bothelio, City Clerk
John Cherbone, Public Works Director
Mary Furey, Finance and Administrative Services Director
James Lindsay, Community Development Director
Michael Taylor, Recreation and Facilities Director

REPORT OF CITY CLERK ON POSTING OF AGENDA

City Clerk Crystal Bothelio reported that pursuant to Gov't. Code 54954.2, the agenda for this meeting was properly posted on October 11, 2012.

REPORT FROM CLOSED SESSION

Mayor Page announced that there was nothing to report from Closed Session.

COMMUNICATIONS FROM COMMISSIONS & PUBLIC

Oral Communications on Non-Agendized Items

Yurik Muradyan and Genya Muradyan addressed the City Council regarding their plot at the City's community Garden.

Carl Guardino made an announcement regarding the Silicon Valley Turkey Trot on Thanksgiving Day in San Jose.

Kathleen King encouraged the members of the City Council and residents of Saratoga to participate in the Silicon Valley Turkey Trot, which benefits the Santa Clara County Children's Health Initiative, the Housing Trust of Santa Clara County, and Second Harvest Food Bank.

Oral Communications - Council Direction to Staff

Mayor Page asked the City Manager to conduct an independent investigation of the issues raised by Yurik and Genya Muradyan.

Communications from Boards and Commissions

Elena Musselman, Chair of the Traffic Safety Commission, provided a summary of the Traffic Safety Commission's Joint Meeting with the City Council. She noted that the Commission serves as a forum for the public to bring forward traffic safety concerns. As a result of this process, a number of improvements have been made in the City, including plans for an enhanced crosswalk on Cox Avenue near the Quito Shopping Center.

Sheriff's Office Captain Ken Binder also spoke about the Joint Meeting. He added that the Traffic Safety Commission is an excellent venue for residents to raise concerns and the Traffic Safety Commission does an excellent job of evaluating matters that are brought forward.

Council Direction to Staff

None

ANNOUNCEMENTS

Council Member Cappello said that there will be a disaster drill in Saratoga on October 20, 2012. Volunteers are needed to play the role of victims during the drill. Those interested should show up at Saratoga Prospect Center at 7:15 a.m. The public should contact Emergency Services Coordinator Jim Yoke at (408) 887-7818 for more information.

Council Member Miller made an announcement about the City of Saratoga Fall Activity Guide, including CPR recertification classes that are still open for registration.

Council Member Lo shared that the City will be celebrating the completion of the third phase of safety improvements to Highway 9 on Friday, October 19, 2012 at 4:00 p.m. at the intersection of Highway 9 and Austin Way. The improvements include installation of bike lanes, pedestrian walkways, and realignment of the Austin Way and Highway 9 intersection.

Vice Mayor Hunter announced that Witchy Walk-A-Bout will be on Saturday, October 27, 2012 from 2:00 p.m. to 5:00 p.m. in the Village. Merchants will be giving out treats for trick-or-treaters.

Mayor Page stated that on Saturday the new 669 Area Code will go into effect. Residents will need to start dialing 1 plus the area code and the number when making phone calls. He added that the City is now conducting recruitments for the Library Commission and Parks and Recreation Commission. Library Commission applications are due November 1, 2012. Parks and Recreation Commission applications are due November 27, 2012. Additionally, the Saratoga Youth Commission along with the Cupertino Teen Commission will be holding Pizza and Politics – a political forum – on October 24, 2012 at 7:00 p.m. at Cupertino Community Hall. The forum is open to the public, but geared towards teens.

CEREMONIAL ITEMS

1. Proclamation Declaring October 14-20, 2012 “Freedom from Bullies Week”

Recommended action:

Mayor Page presented the proclamation recognizing October 14 – 20, 2012 as Freedom from Bullies Week.

SPECIAL PRESENTATIONS

2. Cities Association of Santa Clara County Presentation

Recommended action:

Listen to a presentation on the Cities Association of Santa Clara County.

Raania Moshen, Executive Director of the Cities Association of Santa Clara County, provided a presentation to the City Council on the background of the Cities Association of Santa Clara County.

3. Delphi Solutions Presentation

Recommended action:

Listen to a presentation by Dakin Sloss, Chief Executive Officer of Delphi Solutions, and provide direction regarding launching a data visualization tool on Saratoga’s website.

Dakin Sloss, Chief Executive Officer of Delphi Solutions, gave a presentation on Delphi Solutions.

CONSENT CALENDAR

4. City Council Meeting Minutes

Recommended action:

Approve City Council minutes for the Special Meeting and the Regular Meeting on October 3, 2012.

MILLER/CAPPELLO MOVED TO **APPROVE CITY COUNCIL MINUTES FOR THE SPECIAL MEETING AND THE REGULAR MEETING ON OCTOBER 3, 2012.** MOTION PASSED 5-0-0.

5. Review of Accounts Payable Check Registers

Recommended action:

Review and accept check registers for the following accounts payable payment cycles:

10/2/2012

10/9/2012

MILLER/CAPPELLO MOVED TO **ACCEPT CHECK REGISTERS FOR THE FOLLOWING ACCOUNTS PAYABLE PAYMENT CYCLES:**

10/2/2012

10/9/2012

MOTION PASSED 5-0-0.

6. Treasurer's Report for the Month Ended July 31, 2012

Recommended action:

Review and accept the Treasurer's Report for the month ended July 31, 2012.

MILLER/CAPPELLO MOVED TO **ACCEPT THE TREASURER'S REPORT FOR THE MONTH ENDED JULY 31, 2012.** MOTION PASSED 5-0-0.

7. Motor Vehicle (MV) Resolution Authorizing Installation of a Stop Sign

Recommended action:

Move to adopt Motor Vehicle Resolution authorizing the installation of a stop sign on Paseo Presada at the intersection of Dundee Avenue.

RESOLUTION NO. MV-303

MILLER/CAPPELLO MOVED TO **MOVE TO ADOPT MOTOR VEHICLE RESOLUTION AUTHORIZING THE INSTALLATION OF A STOP SIGN ON PASEO PRESADA AT THE INTERSECTION OF DUNDEE AVENUE.** MOTION PASSED 5-0-0.

8. Complete Streets Policy

Recommended action:

Approve Resolution adopting a Complete Streets Policy.

RESOLUTION NO. 12-057

MILLER/CAPPELLO MOVED TO **APPROVE RESOLUTION ADOPTING A COMPLETE STREETS POLICY.** MOTION PASSED 5-0-0.

PUBLIC HEARINGS

None

OLD BUSINESS

None

NEW BUSINESS

9. Provide Direction on Defining "Market"

Recommended action:

Provide direction to the Planning Commission to define "market" within the Zoning Code.

Community Development Director James Lindsay presented a staff report to the City Council.

Mayor Page invited public comment on the item.

No one requested to speak.

COUNCIL DIRECTION:

The Council directed the Planning Commission to prepare a definition of “market” within the Zoning Code and to take the following into account when drafting a definition:

- The size of the facility;
- The types of materials sold, such as fresh meat or fish; and
- The distinction between a convenience store and market.

At this time, Mayor Page invited students in the audience to join him on the stage and introduce themselves.

10. Adoption of a Resolution Establishing a One-Time Authorization of Two Consecutive Paid Holiday Furlough Days

Recommended action:

Adopt the resolution entitled, “A resolution of the City Council and the City of Saratoga establishing a one-time authorization of two consecutive paid holiday furlough days – Thursday, December 27 and Friday, December 28, 2012”.

Finance and Administrative Services Director Mary Furey presented the staff report on the item.

Mayor Page invited public comment on the item.

No one requested to speak.

RESOLUTION NO. 12-058

MILLER/CAPPELLO MOVED TO **ADOPT AN AMENDED RESOLUTION ESTABLISHING A ONE-TIME AUTHORIZATION OF PAYMENT IN APPRECIATION AND RECOGNITION OF EMPLOYEES IN THE AMOUNT OF \$750.** MOTION PASSED 5-0-0.

11. Amendment to City Council Norms of Operation and Rules of Order and Procedure to Provide for Flexibility in Scheduling City Council Reorganization

Recommended action:

Approve the attached resolution amending the City Council Policy Pertaining to Norms of Operation and Rules of Order and Procedure for City Council to allow the City Council Reorganization to take place during the first regular meeting in December or at a special meeting the day before the first regular meeting in December.

City Clerk Crystal Bothelio presented the staff report on the item.

Mayor Page invited public comment on the item.

No one requested to speak on the item.

MILLER/HUNTER MOVED TO APPROVE A RESOLUTION AMENDING THE CITY COUNCIL POLICY PERTAINING TO NORMS OF OPERATION AND RULES OF ORDER AND PROCEDURE FOR CITY COUNCIL WITH THE FOLLOWING CHANGE TO THE RESOLUTION:

- **CHANGE THE FOLLOWING LANGUAGE IN THE RESOLUTION FROM “THE CITY COUNCIL REORGANIZATION SHALL BE HELD AT THE BEGINNING OF THE FIRST REGULAR MEETING OF DECEMBER UNLESS THE CITY COUNCIL CALLS AND HOLDS A SPECIAL MEETING ON THE TUESDAY IMMEDIATELY PRECEDING THE FIRST REGULAR MEETING OF DECEMBER” TO “THE CITY COUNCIL REORGANIZATION SHALL BE HELD AT A SPECIAL MEETING BEFORE THE FIRST REGULAR MEETING OF DECEMBER AND AFTER THE CERTIFICATION OF THE ELECTION RESULTS DURING ELECTION YEARS.”**

MOTION PASSED 5-0-0.

ADHOC & AGENCY ASSIGNMENT REPORTS

Mayor Chuck Page

Santa Clara County Cities Association – during the last Cities Association meeting, the board discussed which local measures it would support, best practices for innovative schools, and received a presentation on LED lights. The annual holiday party will be held on December 6, 2012.

West Valley Sanitation District – the Sanitation District met and things are going well.

Vice Mayor Jill Hunter

Historical Foundation – the Historical Foundation held a barbeque, which was very successful.

SASCC – the recent Health Faire was a success.

Council Member Emily Lo

Library Joint Powers Authority – the contract to build the new administration building was approved at the last meeting of the Authority. The cost of the contract was lower than anticipated and construction is expected to be completed by the end of 2013.

Council Member Howard Miller

Council Finance Committee – during the Finance Committee Meeting on October 17, 2012, the Committee met with representatives from Delphi Solutions, reviewed reserve policies, and discussed new policies that will be developed for the next budget.

Valley Transportation Authority PAC – during the last meeting, the PAC discussed the Blossom Hill overpass and Eco Pass program.

West Valley Solid Waste Management Joint Powers Authority - the Joint Powers Authority met and discussed the option to release a request for proposal for garbage services. The Board decided not to release a request for proposals at this time. An Ad Hoc Committee was developed to explore options related to a competitive bid process, renewal of the current agreement, and development of a new agreement with the current hauler.

Council Member Manny Cappello

Chamber of Commerce – the Chamber has been very active lately with its regular meeting, a meeting on strategic planning, and meetings of the Destination Saratoga Committee. Currently, there are 11 businesses participating in Destination Saratoga and another 3 that are likely to join. The Committee will be hosting a tour of Saratoga for journalists and members of the media the weekend of October 20, 2012.

CITY COUNCIL ITEMS

Vice Mayor Hunter proposed adding discussion on adoption of a plastic bag ban to a future meeting agenda. Due to lack of a second, the item was not agendized.

CITY MANAGER’S REPORT

City Manager Dave Anderson shared that the City Managers of the Westside cities met with the Santa Clara County Fire Department to discuss emergency services. The Santa Clara County Office of Emergency Services has been transitioned to the Fire Department. Additionally, the Fire Department has pledged to be more aggressive in emergency plan development, CERT training, and training and exercises for West Valley Cities.

ADJOURNMENT

Miller/Cappello moved to adjourn the meeting at 10:32 p.m. Motion passed 5-0-0.

Minutes respectfully submitted:

Crystal Bothelio, City Clerk