

**MINUTES
WEDNESDAY, DECEMBER 19, 2012
SARATOGA REGULAR CITY COUNCIL MEETING**

Mayor Jill Hunter called the meeting to order at 7:01 p.m. and observed a moment of silence to honor of the victims of Sandy Hook Elementary School shooting.

Members of Boy Scout Troop 535 led the pledge of allegiance and announced an e-waste collection on January 12, 2013 at the Saratoga Prospect Center from 10:00 a.m. to 4:00 p.m.

ROLL CALL

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

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

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 December 14, 2012.

COMMUNICATIONS FROM COMMISSIONS & PUBLIC

Oral Communications on Non-Agendized Items

None

Oral Communications - Council Direction to Staff

None

Communications from Boards and Commissions

None

Council Direction to Staff

None

ANNOUNCEMENTS

Council Member Miller shared that the City of Saratoga Recreation Department is holding a number of winter camps for children. Information about the camps can be found in the Recreation Activity Guide or online at www.saratoga.ca.us/recreation.

CEREMONIAL ITEMS

1. Appointment of Saratoga Parks and Recreation Commissioners

Recommended action:

1. Adopt the resolution appointing Renee Paquier and Cheryl Nelson Bailey to the Parks and Recreation Commission; and
2. Direct the City Clerk to administer the Oaths of Office.

RESOLUTION NO. 12-065

PAGE/MILLER MOVED TO:

- 1. ADOPT THE RESOLUTION APPOINTING RENEE PAQUIER AND CHERYL NELSON BAILEY TO THE PARKS AND RECREATION COMMISSION; AND**
2. DIRECT THE CITY CLERK TO ADMINISTER THE OATHS OF OFFICE.

MOTION PASSED 5-0-0.

City Clerk Crystal Bothelio administered the oath of office to Renee Paquier.

SPECIAL PRESENTATIONS

2. Saratogan Readership Drawing

Recommended action:

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

Manoj Goel was selected as the winner of the drawing.

CONSENT CALENDAR

3. City Council Meeting Minutes

Recommended action:

Approve City Council minutes for the two Special Meetings and the Regular Meeting on December 5, 2012.

Council Member Page removed this item from the Consent Calendar to make a correction to the December 5, 2012 minutes. He noted that he abstained from the vote on Item 5 in the Special Meeting Minutes for the Reorganization Meeting and asked that the minutes be updated accordingly.

PAGE/MILLER MOVED TO **APPROVE CITY COUNCIL MINUTES FOR THE TWO SPECIAL MEETINGS AND THE REGULAR MEETING ON DECEMBER 5, 2012 WITH THE CORRECTION TO ITEM 5 IN THE MINUTES FOR THE SPECIAL MEETING – CITY COUNCIL REORGANIZATION.** MOTION PASSED 5-0-0.

4. Review of Accounts Payable Check Registers

Recommended action:

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

12/5/2012

12/12/2012

MILLER/PAGE MOVED TO **ACCEPT CHECK REGISTERS FOR THE FOLLOWING ACCOUNTS PAYABLE PAYMENT CYCLES: 12/5/2012 AND 12/12/2012.** MOTION PASSED 5-0-0.

5. Treasurer's Report for the Month Ended November 30, 2012

Recommended action:

Review and accept the Treasurer's Report for the month ended November 30, 2012.

MILLER/PAGE MOVED TO **ACCEPT THE TREASURER'S REPORT FOR THE MONTH ENDED NOVEMBER 30, 2012.** MOTION PASSED 5-0-0.

6. Commission Qualifications and Expiring Terms

Recommended action:

Accept the list of Commission qualifications and terms expiring in the 2013 calendar year.

Vice Mayor Lo requested that this item be removed from the Consent Calendar to request additional information about Commissioner meeting attendance.

Council Member Cappello asked for additional information about the limitation on consecutive terms on Youth Commission.

CAPPELLO/PAGE MOVED TO **ACCEPT THE LIST OF COMMISSION QUALIFICATIONS AND TERMS EXPIRING IN THE 2013 CALENDAR YEAR.** MOTION PASSED 5-0-0.

7. 2013 Hazardous Vegetation Program Commencement Resolution

Recommended action:

Approve resolution declaring hazardous vegetation (weeds) as a public nuisance and setting a public hearing on January 16, 2013 to consider objections to the Abatement List.

RESOLUTION NO. 12-066

MILLER/PAGE MOVED TO **APPROVE RESOLUTION DECLARING HAZARDOUS VEGETATION (WEEDS) AS A PUBLIC NUISANCE AND SETTING A PUBLIC HEARING ON JANUARY 16, 2013 TO CONSIDER OBJECTIONS TO THE ABATEMENT LIST.** MOTION PASSED 5-0-0.

PUBLIC HEARINGS

None

OLD BUSINESS

8. Resolution Adopting Council Agency and Ad Hoc Committee Appointments

Recommended action:

Approve resolution adopting 2013 Council agency and ad hoc committee appointments.

Mayor Hunter introduced the item.

No one requested to speak on the item.

RESOLUTION NO. 12-067

PAGE/MILLER MOVED TO **APPROVE RESOLUTION ADOPTING 2013 COUNCIL AGENCY AND AD HOC COMMITTEE APPOINTMENTS.**

MOTION PASSED 5-0-0.

NEW BUSINESS

9. Community Service Matching Grant Program

Recommended action:

Provide direction to staff on the funding level for the Community Service Grant Program in the 2013/14 budget and allocation process for grants.

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

Mayor Hunter invited public comment on the item.

No one requested to speak.

CAPPELLO/MILLER MOVED TO:

- 1) **ALLOCATE \$35,000 TO THE COMMUNITY SERVICE GRANT PROGRAM FOR FISCAL YEAR 2013/14 WITH THE UNDERSTANDING THAT \$8,500 OF THE ALLOCATION IS ONE TIME FUNDING;**
- 2) **ALLOCATIONS FROM 2013/14 COMMUNITY SERVICE GRANT PROGRAM FUNDS WILL BE MADE TO SARATOGA AREA SENIOR COORDINATING COUNCIL (SASCC) ADULT DAY CARE PROGRAM IN THE AMOUNT OF \$22,000, WEST VALLEY COMMUNITY SERVICES IN THE AMOUNT OF \$8,000, AND TO THE CATHOLIC CHARITIES OMBUDSMAN PROGRAM IN THE AMOUNT OF \$5,000; AND**
- 3) **SHOULD MORE THAN \$15,000 IN COMMUNITY DEVELOPMENT BLOCK GRANT PUBLIC SERVICE FUNDS BE ALLOCATED TO SASCC FOR FISCAL YEAR 2013/14, THEN STAFF IS DIRECTED TO RETURN TO COUNCIL TO SEEK DIRECTION ON WHETHER TO OPEN A COMPETITIVE PROCESS FOR ALLOCATION OF CITY OF SARATOGA COMMUNITY SERVICE GRANT FUNDS.**

MOTION PASSED 5-0-0.

10. November 2012 Storm Damage – Authorization to Proceed with Repairs

Recommended action:

1. Authorize the Public Works Department to move forward with repair and stabilization of City property damaged by the November 2012 storms.
2. Authorize the City Manager to use Hillside Reserve funds in the amount up to \$550,000 for repairs.
3. Approve proposal from the City Geologist, Cotton, Shires and Associates, in the amount not to exceed \$29,200 for preparation of design and construction documents connected to the failure of the Hakone Garden driveway retaining wall.

Public Works Director John Cherbone presented the staff report.

Mayor Hunter invited public comment on the item.

No one requested to speak.

MILLER/PAGE MOVED TO

- 1) **AUTHORIZE THE PUBLIC WORKS DEPARTMENT TO MOVE FORWARD WITH REPAIR AND STABILIZATION OF CITY PROPERTY DAMAGED BY THE NOVEMBER 2012 STORMS;**
- 2) **APPROVE PROPOSAL FROM THE CITY GEOLOGIST, COTTON, SHIRES AND ASSOCIATES, IN THE AMOUNT NOT TO EXCEED \$29,200 FOR PREPARATION OF DESIGN AND CONSTRUCTION DOCUMENTS CONNECTED TO THE FAILURE OF THE HAKONE GARDEN DRIVEWAY RETAINING WALL; AND**
- 3) **DISCUSS USE OF HILLSIDE RESERVE FUNDS AT THE CITY COUNCIL RETREAT.**

MOTION PASSED 5-0-0.

11. Fiscal Year 2013/14 Community Event Grant Program

Recommended action:

Provide direction on the amount of funding for the Community Event Grant Program in the 2013/14 budget and the proposed timeline for the 2013/14 Community Event Grant Program application process.

City Clerk Crystal Bothelio presented the staff report.

Mayor Hunter invited public comment on the item.

No one requested to speak.

PAGE/CAPPELLO MOVED TO **ALLOCATE \$20,000 FOR THE 2013/14 COMMUNITY EVENT GRANT PROGRAM AND APPROVE THE APPLICATION TIMELINE PROPOSED BY STAFF.** MOTION PASSED 5-0-0.

ADHOC & AGENCY ASSIGNMENT REPORTS

Mayor Jill Hunter

KSAR Community Access TV Board – Mayor Hunter provided an update on KSAR’s capital fund and board membership.

Vice Mayor Emily Lo

No report

Council Member Howard Miller

City School Ad Hoc – Council Member Miller provided an update on the field schedule that he prepares as part of his duties as a member of the City School Ad Hoc.

Council Finance Committee – The Finance Committee is continuing to work on the City’s financial policies. Council Member Miller was interviewed by KLIV to discuss the City’s collaboration with Delphi Solutions.

West Valley Solid Waste Management Joint Powers Authority – two ad hoc committees have formed to oversee contract negotiations with the current waste hauler and recruitment for an executive director. Updates from both committees are expected at the February 2013 Authority meeting.

Council Member Manny Cappello

Chamber of Commerce – Council Member Cappello attended the December board meeting and the Chamber’s holiday party.

Santa Clara County Emergency Council – on December 20, 2012, the Council will be presenting recognition awards.

Council Member Chuck Page

Let’s Move City Ad Hoc – the Ad Hoc recently met to discuss the new program goals and ways in which the City can continue its commitment as a Let’s Move City.

Santa Clara County Cities Association – Council Member Page attended the annual holiday party, which included a performance by the Children’s Musical Theater.

West Valley Mayors and Managers Association – Council Member Page attended the end of the year meeting.

CITY COUNCIL ITEMS

Council Member Page and Council Member Miller asked that tree permit fees be discussed at a future meeting.

Mayor Hunter announced that a special presentation by the Valley Transit Authority on the Highway 85 express lane project is scheduled for January 16, 2013.

CITY MANAGER’S REPORT

No report

ADJOURNMENT

PAGE/MILLER MOVED TO **ADJOURN THE MEETING AT 9:35 P.M.** MOTION PASSED 5-0-0.

Minutes respectfully submitted:

Crystal Bothelio, City Clerk