



**AGENDA
REGULAR MEETING
SARATOGA CITY COUNCIL**

WEDNESDAY, APRIL 17, 2013

**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 11, 2013)

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. Appointment of Heritage Preservation Commissioner

Recommended action:

1. Adopt the resolution appointing Larry Schuck to the Heritage Preservation Commission; and
2. Direct the City Clerk to administer the Oath of Office.

2. Volunteer Appreciation Proclamations

Recommended action:

Present proclamation declaring April 24, 2013 as Volunteer Appreciation Day to representatives of West Valley Community Services and present proclamation declaring April 21-27, 2013 as National Volunteer Week to City of Saratoga volunteers.

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 Meeting Minutes

Recommended action:

Approve City Council minutes for the following meetings the City Council Study Session on March 26, 2013 and the Special and Regular City Council Meeting on April 3, 2013.

4. Review of Accounts Payable Check Registers

Recommended action:

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

4/2/2013

4/9/2013

5. Amendment to Agreement for Countywide Household Hazardous Waste Collection Program

Recommended action:

Authorize the City Manager to sign the first amendment to the agreement for Countywide Household Hazardous Waste (HHW) Collection Program with a \$47,049.43 augmentation from City funds for Fiscal Year 2013/14.

6. Second Amendment to an Agreement with CSG Consultants for Building Inspection Services and Community Development Department Budget Adjustment

Recommended action:

Authorize the City Manager to execute an amendment to the agreement with CSG Consultants for building inspection services and approve a budget adjustment resolution increasing the Community Development Department budget for consultants by \$30,000 for Fiscal Year 2012/13.

7. Landscaping and Lighting Assessment District LLA-1; Preliminary Approval of Engineer's Report and Adoption of Resolution of Intention for FY 13-14
Recommended action:
 1. Move to adopt the Resolution granting preliminary approval of the Engineer's Report for FY 13-14 for renewing the Landscaping and Lighting Assessment District LLA-1.
 2. Move to adopt the Resolution of Intention.

8. Landscaping & Lighting Assessment District LLA-1; Resolution Describing Improvements and Directing Preparation of Engineer's Report for Annexation of a New Zone (Hill Avenue Tract 10168 - Zone 35) to the City of Saratoga Landscaping and Lighting Assessment District, LLA-1
Recommended action:

Move to adopt the Resolution describing improvements and directing preparation of the Engineer's Report.

9. An Ordinance Applying AP/OS Overlay Zoning to the Property Located at 22101 Mount Eden Road
Recommended action:

Waive the second reading and adopt the proposed ordinance.

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

10. Zoning Ordinance Amendment (1) Allowing Businesses to Sell Beer and Wine as a Permitted Use Under Certain Conditions, (2) Creating a New Definition for Alcoholic Beverage, and (3) Modifying the Definition of Retail Establishment and Market
Recommended action:

Conduct a public hearing, 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 regular meeting of the City Council.

11. Public Hearing Regarding Adoption of a Resolution to Abandon and Sell Unused City Property Located Near Gardiner Park Between 18929 and 18947 Harleigh Drive
Recommended action:

After holding a public hearing and considering public testimony, staff recommends that the City Council adopt a resolution (Attachment A) to abandon and sell unused City Property located near Gardiner Park between 18929 and 18947 Harleigh Drive; directing staff to mail a Request for Bids (Attachment B) to the two adjoining property owners; approving a sale of the Property for no less than the estimated fair market value to the adjacent property owner willing to pay the highest price under terms in the form Purchase and Sale Agreement (Attachment C); authorizing staff to transfer the Property pursuant to the executed Purchase and Sale Agreement; directing the sale proceeds be allocated for park/trail purposes; and directing staff to initiate merger proceedings for the Property and the parcel owned by the buyer to create a single parcel.

OLD BUSINESS

None

NEW BUSINESS

None

ADHOC & AGENCY ASSIGNMENT REPORTS

Mayor Jill Hunter

City School Ad Hoc

Hakone Foundation Board

Hakone Foundation Executive Committee

Historical Foundation

KSAR Community Access TV Board

Saratoga Chamber of Commerce Contract Review Ad Hoc

Village Ad Hoc

West Valley Mayors and Managers Association

Vice Mayor Emily Lo

Hakone Foundation Board

Let's Move City Ad Hoc

Library Joint Powers Authority

Santa Clara Valley Water District Commission

Village Ad Hoc

West Valley Flood Control & Watershed Advisory Committee

Council Member Howard Miller

City School Ad Hoc

Council Finance Committee

Postal Service Liaison

Saratoga Ministerial Association

Valley Transportation Authority PAC

West Valley Solid Waste Management Joint Powers Authority

Council Member Manny Cappello

Chamber of Commerce

County HCD Policy Committee

Highway 9 Ad Hoc

Let's Move City Ad Hoc

Santa Clara County Emergency Council

Saratoga Chamber of Commerce Contract Review Ad Hoc

SASCC

TEA Ad Hoc

Council Member Chuck Page

Association of Bay Area Governments

Highway 9 Ad Hoc

Santa Clara County Cities Association

Santa Clara County Cities Association Selection Committee

Sister City Liaison

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, Crystal Bothelio, 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 11, 2013, 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 11th day of April 2013 at Saratoga, California.

Crystal Bothelio, City Clerk

NOTE: To view current or previous City Council meetings anytime, go to the City Video Archives at www.saratoga.ca.us



**CITY OF SARATOGA
CITY COUNCIL MEETING CALENDAR 2013**

- 04/17 Regular Meeting – Joint Meeting with Montalvo Arts
04/22 Special Meeting – Budget Study Session
- 05/01 Regular Meeting – Joint Meeting with Youth Commission
05/15 Regular Meeting – Joint Meeting with Mountain Winery
- 06/05 Regular Meeting – Joint Meeting with Traffic Safety Commission
06/19 Regular Meeting – Joint Meeting with Saratoga/Monte Sereno Community Foundation
- 07/03 Regular Meeting – Civic Theater Master Plan Study Session
07/17 RECESS
- 08/07 RECESS
08/21 Regular Meeting – Joint Meeting with SASCC
- 09/04 Regular Meeting – Joint Meeting with Parks and Rec/PEBTAC
09/18 Regular Meeting – Joint Meeting with West Valley Board of Trustees
- 10/02 Regular Meeting – 5:30 p.m. Joint Meeting with Saratoga School Districts
10/16 Regular Meeting – Joint Meeting with Hakone Foundation Board
- 11/06 Regular Meeting – Joint Meeting with Library Commission and Friends of the Library
11/20 Regular Meeting – Joint Meeting Sister City Committee
12/04 Regular Meeting – Joint Meeting with Assembly Member Paul Fong and Jim Beall
12/18 Regular Meeting – Joint Meeting TBD