

MINUTES
WEDNESDAY, MARCH 16, 2016
SARATOGA CITY COUNCIL REGULAR MEETING

At 5:00 p.m., the City Council conducted a study session on Library Commission responsibilities in the Administrative Conference Room at City Hall at 13777 Fruitvale Avenue. At 5:45 p.m., the City Council interviewed a candidate for the Library Commission and at 6:00 p.m. held a Joint Meeting with the Parks and Recreation Commission and Pedestrian, Equestrian, and Bicycle Trails Advisory Committee (PEBTAC).

Mayor Cappello called the regular session to order at 7:03 p.m. and led the Pledge of Allegiance.

ROLL CALL

PRESENT: Mayor Manny Cappello, Vice Mayor Emily Lo, Council Members Mary-Lynne Bernald, Howard Miller, Rishi Kumar
ABSENT: None
ALSO PRESENT: James Lindsay, City Manager
Richard Taylor, City Attorney
Crystal Bothelio, City Clerk/Assistant to the City Manager
Erwin Ordoñez, Community Development Director
Brian Babcock, Administrative Analyst I

REPORT OF CITY CLERK ON POSTING OF AGENDA

City Clerk Crystal Bothelio reported that the agenda for this meeting was properly posted on March 10, 2016.

REPORT FROM JOINT MEETING

Mayor Cappello invited the Chair of the Parks and Recreation Commission and Chair of the PEBTAC to report on the Joint Meeting.

Rick Pearce, Parks and Recreation Commission Chair, shared that the Commission presented its work plan for the upcoming year. He discussed the movie night events scheduled for the summer, the Let's Work Saratoga program, and a new community survey launched in 2015. Additionally, the Commission will be supporting the America in Bloom competition efforts and working with West Valley College on nesting boxes.

Jim Stallman, Chair of the PEBTAC, reported on efforts to connect Saratoga to the Skyline to the Sea Trail, the Blue Hills/Fredericksburg Drive pedestrian crossing, and pedestrian improvements to Prospect Road.

ORAL COMMUNICATIONS ON NON-AGENDIZED ITEMS

Annette Stransky announced the Blossom Festival on March 19, 2016 from 10:00 a.m. to 4:00 p.m.

ANNOUNCEMENTS

Council Member Kumar shared that the participants in the Silicon Valley Coders Club will be presenting business plan pitches to a panel of judges on March 20, 2016 from 4:00 p.m. to 6:00 p.m. Participants will be presenting their final project and business plan at Silicon Valley Tech Day on June 11, which will also include a variety of panel discussions. Information is online at <http://www.siliconvalleycoders.org/>. The third annual Hindu New Year event will be on March 26. It will include auditions for Silicon Valley's Got Bollywood. Information is online at <http://www.saratogatemple.org/>. Additionally, the Silicon Valley Youth Debate Academy will begin March 27. Information is online at <http://www.rishikumar.com/events.html>.

Council Member Miller announced that there are a number of interesting class offerings in the Saratoga Recreation Activity Guide, including a number of dance fitness classes. The public is invited to attend a free dance fitness class on April 5. He also noted that the City has been working on connecting the Quarry Park to the Skyline to the Sea Trail via San Jose Water Company property and the City and San Jose Water have been in discussions to provide the City with access to the property for the purpose of building a trail.

City Manager James Lindsay added that the Chief Operating Officer of San Jose Water submitted a written commitment to the City to provide legal access to San Jose Water Company property to construct a public trail across the property that would allow the Quarry Park to connect to the Skyline to the Sea Trail.

Council Member Bernald announced that the Saratoga Historical Foundation will be holding a lecture on the Pacific Congress Springs, the largest resort on the West Coast from the 1860s to 1903, on March 23 at 7:30 p.m. at the Saratoga Foothill Clubs.

Vice Mayor Lo reminded residents that Hakone Gardens is open for free to all Saratoga residents on the first Tuesday of the month. Consequently, residents can visit Hakone for free on April 5. Additionally, the Garden is transitioning to summer hours and will be open from 10:00 a.m. to 5:00 p.m.

Mayor Cappello shared that Arbor Day will be April 29, 2016 at 3:30 p.m. at West Valley College. Additionally, the City is accepting applications for the Youth Commission, which are due April 20.

CEREMONIAL ITEMS

Proclamation Declaring March 14-18, 2016 as Science Fair Week

Recommended Action:

Present the proclamation declaring March 14 to March 18, 2016 as Science Fair Week in the City of Saratoga to Veena Jain, Board Member, Santa Clara Valley Science and Engineering Fair Association.

Mayor Cappello presented the proclamation.

Appointment of Commissioner and Oath of Office

Recommended Action:

Adopt the attached resolution appointing 1 member to a full term on the Planning Commission; and direct the City Clerk to administer the Oath of Office.

RESOLUTION NO. 16-017

BERNALD/MILLER MOVED TO **ADOPT THE ATTACHED RESOLUTION APPOINTING 1 MEMBER TO A FULL TERM ON THE PLANNING COMMISSION; AND DIRECT THE CITY CLERK TO ADMINISTER THE OATH OF OFFICE**. MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

City Clerk Crystal Bothelio administered the Oath of Office to Leonard Almalech.

1. CONSENT CALENDAR

1.1. City Council Meeting Minutes

Recommended Action:

Approve the City Council minutes for the Regular City Council Meeting on March 2, 2016.

MILLER/KUMAR MOVED TO **APPROVE THE CITY COUNCIL MINUTES FOR THE REGULAR CITY COUNCIL MEETING ON MARCH 2, 2016**.

MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

1.2. Review of Accounts Payable Check Registers

Recommended Action:

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

02/24/2016: Period 8

03/01/2016: Period 9

03/08/2016: Period 9

MILLER/KUMAR MOVED TO **ACCEPT CHECK REGISTERS FOR THE FOLLOWING ACCOUNTS PAYABLE PAYMENT CYCLES: 02/24/2016 PERIOD 8; 03/01/2016 PERIOD 9; AND 03/08/2016 PERIOD 9**. MOTION

PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

1.3. Treasurer's Report for the Month Ended January 31, 2016

Recommended Action:

Review and accept the Treasurer's Report for the month ended January 31, 2016.

MILLER/KUMAR MOVED TO **ACCEPT THE TREASURER'S REPORT FOR THE MONTH ENDED JANUARY 31, 2016**. MOTION PASSED. AYES:

CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

1.4. Amendment to Contract Planning Services Agreement

Recommended Action:

Authorize the City Manager to execute an amendment to an existing agreement with the Metropolitan Planning Group to increase the not-to-exceed amount by \$15,001 (from \$24,999 to \$40,000).

MILLER/KUMAR MOVED TO **AUTHORIZE THE CITY MANAGER TO EXECUTE AN AMENDMENT TO AN EXISTING AGREEMENT WITH THE METROPOLITAN PLANNING GROUP TO INCREASE THE NOT-TO-EXCEED AMOUNT BY \$15,001 (FROM \$24,999 TO \$40,000)**. MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

- 1.5. Approve Agreement for Neighborhood Initiated Maintenance Project At Farwell Avenue and Three Oaks Way

Recommended Action:

Approve Agreement for the Farwell Avenue and Three Oaks Way Maintenance Project and authorize the City Manager to execute the same.

MILLER/KUMAR MOVED TO **APPROVE AGREEMENT FOR THE FARWELL AVENUE AND THREE OAKS WAY MAINTENANCE PROJECT AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE SAME**. MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

2. PUBLIC HEARING

- 2.1. Second Reading of Amendments to City Code Article 15-47 (Water Efficient Landscaping)

Recommended Action:

Waive the second reading and adopt the attached ordinance revising City Code Article 15-47 (Water Efficient Landscaping).

Community Development Director Erwin Ordoñez presented the staff report.

Mayor Cappello invited public comment on the item.

No one requested to speak.

ORDINANCE NO. 339

BERNALD/LO MOVED TO **WAIVE THE SECOND READING AND ADOPT THE ATTACHED ORDINANCE REVISING CITY CODE ARTICLE 15-47 (WATER EFFICIENT LANDSCAPING)**. MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

- 2.2. Public Hearing on Resolution Ordering Abatement of a Public Nuisance by Removal of Hazardous Vegetation (Weeds)

Recommended Action:

Open the public hearing, listen to public testimony, and close public hearing. Consider any objections to the proposed Order for Abatement of Hazardous Vegetation and sustain or overrule any objections as to specific properties. Adopt the resolution ordering abatement as to specified properties (with modifications if any objections are sustained).

City Clerk Crystal Bothelio presented the staff report.

Moe Kumre, Santa Clara County Weed Abatement Program Manager, addressed questions from the City Council.

Mayor Cappello invited public comment on the item.

No one requested to speak.

RESOLUTION NO. 16-018

MILLER/BERNALD MOVED TO **ADOPT THE RESOLUTION ORDERING ABATEMENT AS TO SPECIFIED PROPERTIES.** MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

3. OLD BUSINESS

None

4. NEW BUSINESS

4.1. Allocation of Community Event Grant Program Funds

Recommended Action:

Review the one Saratoga Community Event Grant Program application for this fiscal year and provide direction. Consider grant requests for next fiscal year and determine allocations.

Brian Babcock, Administrative Analyst I, presented the staff report.

Mayor Cappello invited public comment on the item.

The following people requested to speak:

Stan Bogosian

Annette Stransky

Lisa Huening

Renee Paquier

Cathy Schroeder

Carol Yuan

Emily Lieu-Harris

Thierry Doyen

Ann Northrup

Ann Waltonsmith

Council Member Bernald read a letter on behalf of Sarah Okuno

No one else requested to speak.

MILLER/BERNALD MOVED TO ALLOCATE \$5,000 TO THE 17TH ANNUAL HAKONE MATSURI FROM THE FISCAL YEAR 2015/16 COMMUNITY EVENT GRANT PROGRAM BUDGET. MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

MILLER/BERNALD MOVED TO ALLOCATE \$7,000 FROM THE FISCAL YEAR 2015/16 COUNCIL DISCRETIONARY BUDGET TO THE SARATOGA 60TH ANNIVERSARY PARADE. MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

BERNALD/MILLER MOVED TO FUND THE FOLLOWING COMMUNITY EVENT GRANT PROGRAM REQUESTS FOR FISCAL YEAR 2016/17 AS FOLLOWS:

<u>BLOSSOM FESTIVAL</u>	<u>\$4,600</u>
<u>CHINESE MID-AUTUMN FESTIVAL</u>	<u>\$350</u>
<u>IOOF EASTER EGG HUNT</u>	<u>\$600</u>
<u>MEMORIAL DAY OBSERVANCE</u>	<u>\$1,000</u>
<u>SARATOGA COMMUNITY BAND</u>	<u>\$750</u>
<u>SARATOGA JULY FOURTH CELEBRATION</u>	<u>\$2,200</u>
<u>SARATOGA PET PARADE</u>	<u>\$820</u>

MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

MILLER/BERNALD MOVED TO FUND THE FOLLOWING COMMUNITY EVENT GRANT PROGRAM REQUESTS FOR FISCAL YEAR 2016/17 AS FOLLOWS:

<u>HAKONE MATSURI</u>	<u>\$4,630</u>
<u>HOLIDAY WINE STROLL</u>	<u>\$4,168</u>
<u>MONTALVO ARTS SPLASH</u>	<u>\$3,704</u>
<u>OPERA IN THE PARK</u>	<u>\$2,778</u>
<u>SASCC HEALTH AND WELLNESS EXPO</u>	<u>\$4,770</u>
<u>RELAY FOR LIFE OF SARATOGA</u>	<u>\$4,630</u>

MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

Council Member Miller and Mayor Cappello requested that the Community Event Grant program priorities be scheduled for a future meeting to be discussed and potentially refined.

4.2. Allocation of Street Closure Grant Funds

Recommended Action:

Review Saratoga Street Closure Grant applications and determine allocations.

Brian Babcock, Administrative Analyst I, presented the staff report.

Mayor Cappello invited public comment on the item.

The following person requested to speak:

Tiger Teerlink

No one else requested to speak.

Renee Paquier addressed Council questions.

MILLER/BERNALD MOVED TO **ALLOCATE \$20,000 TO THE CHAMBER OF COMMERCE CAR SHOW AND \$10,000 TO THE 60TH ANNIVERSARY PARADE FROM THE STREET CLOSURE GRANT PROGRAM IN FISCAL YEAR 2016/17**. MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

Vice Mayor Lo requested that the 60th Anniversary Parade event organizers consider moving the event to a Sunday if possible or conclude the street closure by 4:00 p.m.

Mayor Cappello invited Presentation High School Student, Dusty Hill, to introduce herself.

CITY COUNCIL ASSIGNMENT REPORTS

Mayor Manny Cappello

Cities Association of Santa Clara County – during the last meeting, the group received a presentation on ACE Train, the ABAG/MTC merger, and Council Member Bernald was appointed to the FAA Select Committee on South Bay Arrivals.

Vice Mayor Emily Lo

KSAR Community Access TV Board – the Board has been discussing its contract with the City, which expires in June. Additionally, the Board has been talking about purchasing a Blu-ray recorder and a television for the theater lobby. The Board has also been discussing the logistics of set up and recording for the June 1 City Council Meeting that will be taking place at West Valley College.

Saratoga Chamber of Commerce & Destination Saratoga – the Chamber is preparing for the May 7 wine stroll and getting started on the next round of City maps.

Council Member Mary-Lynne Bernald

Cities Association of Santa Clara County-Legislative Action Committee – during the last Committee meeting, the group received a report on Measure AA – San Francisco Bay Restoration, which the Cities Association is in support of.

Cities Association of Santa Clara County-Selection Committee – the Committee made several appointments. Palo Alto Council Member Liz Kniss was reappointed to the Bay Area Air Quality Management District, Cupertino Council Member Rod Sinks was reappointed to the North county position on the Recycling and Waste Reduction Commission, and John Harpootlian of Los Altos Hills was appointed to the Santa Clara County Cal-ID RAN Board.

Hakone Foundation Board – the finance subcommittee met two weeks ago to discuss the budget. *Saratoga Sister City Organization* – the trip to the Pacific Northwest was canceled due to lack of participation.

Council Member Howard Miller

Saratoga Ministerial Association – Council Member Miller attended the last meeting on behalf of Council Member Kumar. There was a lively discussion about representing the community, values of inclusion, and political unrest. There was also discussion of the Joint Meeting with the City Council.

VTA Board West Valley Cities Alternate – BART is roughly 80% complete, well under budget, and months ahead of schedule. VTA provided a book with traffic and ridership statistics. Additionally, VTA is working to determine what will be funded through the potential sales tax ballot measure. There are a lot of competing priorities and as a result some other cities are putting forward their own competing ballot measures.

Council Member Rishi Kumar

Council Member Kumar reported on his recent trip to Washington, D.C. for the National League of Cities. There was discussion of a variety of topics, including energy, infrastructure, and public safety.

CITY COUNCIL ITEMS

None

CITY MANAGER'S REPORT

None

ADJOURNMENT

MILLER/BERNALD MOVED TO **ADJOURN THE MEETING AT 10:06 P.M.** MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

Minutes respectfully submitted:

Crystal Bothelio, City Clerk
City of Saratoga