



SARATOGA CITY COUNCIL REGULAR MEETING

MAY 4, 2016

5:00 P.M. CLOSED SESSION

Administrative Conference Room, City Hall | 13777 Fruitvale Avenue, Saratoga, CA 95070

CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION

(Government Code Section 54956.9(d)(1))

Khanna v. City of Monte Sereno et al. (Santa Clara County Superior Court Case No. 115CV282766)

CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION

(Government Code Section 54956.9(d)(1))

Graham v. Saratoga et al. (Santa Clara County Superior Court Case No. 115CV282466)

6:00 P.M. JOINT MEETING

Administrative Conference Room, City Hall | 13777 Fruitvale Avenue, Saratoga, CA 95070

Joint Meeting with Mountain Winery

[Discussion Topics](#)

7:00 P.M. REGULAR SESSION

Civic Theater, Council Chambers | 13777 Fruitvale Avenue, Saratoga, CA 95070

PLEDGE OF ALLEGIANCE

ROLL CALL

REPORT OF CITY CLERK ON POSTING OF AGENDA

The agenda for this meeting was properly posted on April 29, 2016.

REPORT FROM JOINT MEETING

ORAL COMMUNICATIONS ON NON-AGENDIZED ITEMS

Any member of the public may address the City Council for up to three (3) minutes on matters not on the Agenda. The law generally prohibits the City Council from discussing or taking action on such items. However, the Council may instruct staff accordingly.

ANNOUNCEMENTS

CEREMONIAL ITEMS

Asian American and Pacific Islanders Heritage Month

Recommended Action:

Present proclamation to Saratoga resident John Kang declaring May 2016 as Asian American and Pacific Islanders Heritage Month.

[Staff Report](#)

[Attachment A: Asian American and Pacific Islanders Heritage Month Proclamation](#)

SPECIAL PRESENTATIONS

None

1. CONSENT CALENDAR

The Consent Calendar contains items of routine business. Items in this section will be acted on in one motion, unless removed by the Mayor or a Council Member. Any member of the public may speak on an item on the Consent Calendar at this time, or request that the Mayor remove an item from the Consent Calendar for discussion. Public Speakers are limited to three (3) minutes.

1.1. City Council Meeting Minutes

Recommended Action:

Approve the City Council minutes for the Regular City Council Meeting on April 20, 2016.

[Staff Report](#)

[Attachment A - Minutes for Regular City Council Meeting on April 20, 2016](#)

1.2. Review of Accounts Payable Check Registers

Recommended Action:

Review and accept check registers for the following accounts payable payment cycles: 04/19/2016 Period 10; and 04/26/2016 Period 10.

[Staff Report](#)

[Check Register - 04-19-2016 Period 10](#)

[Check Register - 04-26-2016 Period 10](#)

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

Recommended Action:

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

[Staff Report & Treasurer's Report](#)

1.4. Amended Household Hazardous Waste Agreement with Santa Clara County

Recommended Action:

Authorize the City Manager to execute the amended Santa Clara County Household Hazardous Waste Collection Program Agreement with a \$50,245.09 augmentation for Fiscal Year 2016/17.

[Staff Report](#)
[Attachment A – Amended Santa Clara County Household Hazardous Waste \(HHW\) Collection Program Agreement](#)

1.5. Amended Public Art Policy

Recommended Action:

Adopt the resolution amending the public art policy and confirming termination of the Arts Commission.

[Staff Report](#)
[Attachment A – Resolution Amending the Public Art Policy and Confirming Termination of the Arts Commission](#)

1.6. Authorization to Use City Seal for Saratoga 60th Anniversary Event

Recommended Action:

Approve the resolution permitting the City of Saratoga 60th Anniversary Celebration Committee to use the City Seal for the event logo and marketing materials.

[Staff Report](#)
[Attachment A – Resolution Authorizing Use of the City of Saratoga Seal for the 60th Anniversary Celebration](#)

2. PUBLIC HEARING

None

3. OLD BUSINESS

None

4. NEW BUSINESS

4.1. Lease Agreement with Montalvo Arts Center for PLACE

Recommended Action:

Authorize the City Manager to execute a lease agreement with Montalvo Arts Center for PLACE and locate the artwork outside of Saratoga Library.

[Staff Report](#)
[Attachment A – Lease Agreement with Montalvo Arts Center for PLACE](#)
[Attachment B – Information about PLACE by Steven Simon](#)
[Proposed Placement Location \(Added 5/4/2016\)](#)

4.2. Award of Contract to G. Bortolotto & Company Inc. for the 2016 Pavement Management Program

Recommended Action:

1. Move to declare G. Bortolotto & Company Inc. the lowest responsible bidder on the project.
2. Move to award a construction contract to G. Bortolotto & Company Inc. in the amount of \$939,999.39.
3. Move to authorize staff to execute change orders to the contract up to \$220,000.

[Staff Report](#)
[Attachment A - Bid Summary](#)
[Attachment B – Construction Contract](#)

4.3. Code Compliance Policy

Recommended Action:

Adopt the resolution establishing the City’s Code Compliance Policy.

[Staff Report](#)
[Attachment A – Resolution Establishing a Code Compliance Policy](#)

CITY COUNCIL ASSIGNMENT REPORTS

Mayor Manny Cappello

Cities Association of Santa Clara County
Council Finance Committee
Santa Clara County Housing and Community Development (HCD) Council Committee
Saratoga Area Senior Coordinating Council (SASCC)
West Valley Mayors and Managers
West Valley Sanitation District

Vice Mayor Emily Lo

Hakone Foundation Board & Executive Committee
KSAR Community Access TV Board
Public Art Ad Hoc
Saratoga Chamber of Commerce & Destination Saratoga
Santa Clara County Library Joint Powers Authority
Santa Clara County Expressway Plan 2040 Policy Advisory Board

Council Member Mary-Lynne Bernald

Association of Bay Area Governments
Cities Association of Santa Clara County-Legislative Action Committee
Cities Association of Santa Clara County-Selection Committee
FAA Select Committee on South Bay Arrivals
Hakone Foundation Board
Public Art Ad Hoc
Saratoga Historical Foundation
Saratoga Sister City Organization
West Valley Solid Waste Management Joint Powers Authority

Council Member Howard Miller

Council Finance Committee
Silicon Valley Clean Energy Authority Board of Directors
Valley Transportation Authority (VTA) Policy Advisory Committee
VTA State Route 85 Corridor Policy Advisory Board
VTA Board West Valley Cities Alternate

Council Member Rishi Kumar

Santa Clara Valley Water District Commission

Saratoga Ministerial Association
CITY COUNCIL ITEMS

CITY MANAGER'S REPORT

ADJOURNMENT

CERTIFICATE OF POSTING OF THE AGENDA, DISTRIBUTION OF THE AGENDA PACKET, COMPLIANCE WITH AMERICANS WITH DISABILITIES ACT

I, Crystal Bothelio, City Clerk for the City of Saratoga, declare that the foregoing agenda for the meeting of the City Council was posted and available for review on April 29, 2016 at the City of Saratoga, 13777 Fruitvale Avenue, Saratoga, CA 95070 and on the City's website at www.saratoga.ca.us.

Signed this 29th day of April 2016 at Saratoga, California.

Crystal Bothelio, City Clerk

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. These materials are also posted on the City website.

In Compliance with the Americans with Disabilities Act, if you need assistance to participate in this meeting, please contact the City Clerk at 408/868-1269. Notification 24 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]



**CITY OF SARATOGA
CITY COUNCIL JOINT MEETING CALENDAR 2016**

| | |
|-------|---|
| 04/20 | Regular Meeting – 5:00 p.m. CLOSED SESSION, Joint Meeting with Saratoga Ministerial Association |
| 05/02 | Special Meeting – 5:00 p.m. Youth Commission Interviews |
| 05/04 | Regular Meeting – Joint Meeting with Mt. Winery |
| 05/18 | Regular Meeting – Joint Meeting with Hakone |
| 06/01 | Regular Meeting – 5:30 p.m. Joint Meeting with HOA's at West Valley College, Campus Center |
| 06/15 | Regular Meeting – 6:00 p.m. Joint Meeting with County Fire and Santa Clara County FireSafe Council, |
| 07/06 | Regular Meeting – 5:00 p.m. CLOSED SESSION, 6:00 p.m. Joint meeting with Montalvo Arts |
| 07/20 | Meeting Cancelled |
| 08/03 | Meeting Cancelled |

- 08/17 Regular Meeting – 4:30 p.m. CLOSED SESSION, 6:00 p.m. Joint Meeting with Chamber of Commerce and Destination Saratoga
- 09/07 Regular Meeting – 5:00 p.m. Commission Interviews, 6:00 p.m. Joint Meeting with SASCC
09/21 Regular Meeting – 5:00 p.m. Joint Study Session with Traffic Safety Commission, 6:00 p.m. Joint Meeting with Youth Commission
- 10/05 Regular Meeting – 5:30 p.m. Joint Meeting with Saratoga School Districts in Senior Center, Saunders Room
10/19 Regular Meeting –5:00 p.m. Joint Meeting with Historical Foundation, 6:00 p.m. Joint Meeting with Sheriff’s Office
- 11/02 Regular Meeting – Joint Meeting with West Valley – Mission Community College Board of Trustees
11/16 Regular Meeting – Joint Meeting with Senator Beall Jr.
- 12/07 Regular Meeting – Joint Meeting with Representative Low
12/20 Reorganization
12/21 Regular Meeting –Council Norms Study Session

Unless otherwise stated, Joint Meetings and Study Sessions begin at 6:00 p.m. in the Administrative Conference Room at Saratoga City Hall at 13777 Fruitvale Avenue.