

**MINUTES**  
**WEDNESDAY, APRIL 20, 2016**  
**SARATOGA CITY COUNCIL REGULAR MEETING**

The City Council held a Joint Meeting with the Saratoga Ministerial Association at 6:00 p.m. in the Administrative Conference Room at City Hall at 13777 Fruitvale Avenue.

At 7:03 p.m., Mayor Cappello called the regular session to order 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  
John Cherbone, Public Works Director  
Mary Furey, Finance & Administrative Services Director  
Brian Babcock, Administrative Analyst I  
Tony McFarlane, Finance Manager

**REPORT OF CITY CLERK ON POSTING OF AGENDA**

City Clerk Crystal Bothelio reported that the agenda for this meeting was properly posted on April 15, 2016.

Mayor Cappello dedicated the meeting to the memory of Helen Brazil, a longtime Saratoga resident, active community member, and wife of Saratoga's first Mayor, Burton Brazil.

**REPORT FROM JOINT MEETING**

Reverend Eric Swanson, Westhope Church Pastor and member of the Saratoga Ministerial Association, provided an overview of the Council's Joint Meeting with the Ministerial Association.

**ORAL COMMUNICATIONS ON NON-AGENDIZED ITEMS**

None

**ANNOUNCEMENTS**

Council Member Kumar announced the America in Bloom Committee's red geranium contest. Information is online at <http://www.saratogavillage.info/>. He also shared that the Santa Clara County Library District is conducting a customer satisfaction survey. The public can participate online at <http://www.scccl.org/Locations/Saratoga/staff-posts/April-2016/How-Are-We-Doing-We-Want-To-Hear-From-You>. Additionally, Troop 581 is holding a yard sale at Immanuel Lutheran Church on May 7, 2016 from 9:00 a.m. to 2:00 p.m.

Council Member Miller noted that on April 22, 2016, the Valley Transportation Authority (VTA) Board of Directors will be holding a meeting in the morning to discuss a transportation sales tax measure for the November 2016 ballot. He shared that the tax measure may fund noise mitigation efforts along State Route 85 and he suggested that other members of the Council and community attend the meeting to share priorities for the ballot measure. Additionally, he announced that Saratoga Music Boosters Pancake Breakfast is on May 1 starting at 8:00 a.m. Information is online at [www.saratogamusicboosters.org](http://www.saratogamusicboosters.org).

Council Member Bernald shared that there will also be a pancake breakfast at the Saratoga Fire Station on April 23, 2016 from 8:00 a.m. to 11:00 a.m. Additionally, the Saratoga Historical Foundation has a new museum exhibit: Pioneers of Santa Cruz Mountains and Sanborn Park. The Foundation will also be holding an event, Honoring Saratogans, on May 22. Honorees at the event will include Bob Cancelliere, Ernie Kraule, and Betty Peck. She also reminded the public that the Foundation is planning to hold its yard sale again this summer, so residents doing spring cleaning may want to set aside items that they no longer want to be donated for the yard sale.

Vice Mayor Lo announced the Rotary Art Show on April 30 and May 1. Information is online at <http://www.saratogarotaryartshow.org/>.

Mayor Cappello reminded everyone that Arbor Day is on April 29 at 3:30 p.m. at West Valley College. Parking is free in Lot 5. Additionally, the City Council will be holding its annual Joint Meeting with Saratoga neighborhoods on June 1 at 5:30 p.m. at West Valley College. Parking will be free in Lot 5.

## **CEREMONIAL ITEMS**

None

## **SPECIAL PRESENTATIONS**

None

## **1. CONSENT CALENDAR**

### **1.1. City Council Meeting Minutes**

#### **Recommended Action:**

Approve the City Council minutes for the Special Meeting on March 28, 2016 and Regular City Council Meeting on April 6, 2016.

MILLER/BERNALD MOVED TO **APPROVE THE CITY COUNCIL MINUTES FOR THE SPECIAL MEETING ON MARCH 28, 2016 AND REGULAR CITY COUNCIL MEETING ON APRIL 6, 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: 04/05/2016 Period 10; and 04/12/2016 Period 10

MILLER/BERNALD MOVED TO **ACCEPT CHECK REGISTERS FOR THE FOLLOWING ACCOUNTS PAYABLE PAYMENT CYCLES: 04/05/2016 PERIOD 10; AND 04/12/2016 PERIOD 10.** MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

- 1.3. Landscaping and Lighting Assessment District LLA-1; Preliminary Approval of Engineer's Report and Adoption of Resolution of Intention for FY 16-17  
**Recommended Action:**  
1. Move to adopt the Resolution granting preliminary approval of the Engineer's Report for FY 16-17 for renewing the Landscaping and Lighting Assessment District LLA-1.  
2. Move to adopt the Resolution of Intention.

**RESOLUTIONS NO. 16-024, 16-025**

MILLER/BERNALD MOVED TO **ACCEPT CHECK REGISTERS FOR THE FOLLOWING ACCOUNTS PAYABLE PAYMENT CYCLES: 04/05/2016 PERIOD 10; AND 04/12/2016 PERIOD 10.** MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

**2. PUBLIC HEARING**

- 2.1. Proposed Fee Schedule Update for FY 2016/17  
**Recommended Action:**  
Open the public hearing, listen to public testimony and close public hearing. Adopt the resolution approving the fee schedule for Fiscal Year 2016/17, effective July 1, 2016.

Tony McFarlane, Finance Manager, presented the staff report.

Mayor Cappello invited public comment on the item.

No one requested to speak.

Mayor Cappello closed the public hearing.

MILLER/LO MOVED TO **ADOPT THE RESOLUTION APPROVING THE FEE SCHEDULE FOR FISCAL YEAR 2016/17, EFFECTIVE JULY 1, 2016.**

AFTER THE MAYOR CALLED THE QUESTION ON THE MOTION ABOVE  
MILLER/KUMAR MOVED TO **REOPEN DEBATE ON THE FEE SCHEDULE.**  
MOTION FAILED. AYES: MILLER, KUMAR. NOES: CAPPELLO, BERNALD.  
ABSTAIN: LO. ABSENT: NONE.

The City Council conducted the vote on the first motion made under Item 2.1:

**RESOLUTION NO. 16-026**

MILLER/LO MOVED TO **ADOPT THE RESOLUTION APPROVING THE FEE SCHEDULE FOR FISCAL YEAR 2016/17, EFFECTIVE JULY 1, 2016.** MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

### 3. OLD BUSINESS

None

### 4. NEW BUSINESS

#### 4.1. Senior Center Remodel Request and Naming Opportunities Plan

**Recommended Action:**

1. Approve the conceptual plan presented by SASCC for the Senior Center remodel project.
2. Consider SASCC's request for a waiver of \$5,690 in building plan check and permit fees for the remodel project.
3. Approve the SASCC Naming Opportunities Plan.

Michael Taylor, Recreation and Facilities Director, presented the staff report.

Lisa Huening, SASCC Board President, addressed questions from the City Council.

Mayor Cappello invited public comment on the item.

The following people requested to speak:

Lisa Huening, SASCC Board President

No one else requested to speak.

MILLER/BERNALD MOVED TO **APPROVE THE CONCEPTUAL PLAN PRESENTED BY SASCC FOR THE SENIOR CENTER REMODEL PROJECT; APPROVE THE SASCC NAMING OPPORTUNITIES PLAN; AND DIRECT THAT POTENTIAL DONORS BE INFORMED THAT THE CITY COUNCIL MAY RENAME CITY FACILITIES OR REVOKE NAMING RIGHTS AT ANY TIME.** MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

MILLER/KUMAR MOVED TO **WAIVE BUILDING PERMIT FEES FOR THE PROPOSED SASCC REMODEL PROJECT.** MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

#### 4.2. Community Development Block Grant Amended Agreement & Budget Adjustment Resolution - Saratoga Senior Center Restroom ADA Upgrades

**Recommended Action:**

Authorize the City Manager to execute the amended Community Development Block Grant (CDBG) agreement and approve the budget adjustment resolution amending the Fiscal Year 2015/16 Capital Budget.

Crystal Bothelio, City Clerk/Assistant to the City Manager, presented the staff report.

Mayor Cappello invited public comment on the item.

The following person requested to speak:

Lisa Huening, SASCC Board President

No one else requested to speak.

**RESOLUTION NO. 16-027**

MILLER/KUMAR MOVED TO **AUTHORIZE THE CITY MANAGER TO EXECUTE THE AMENDED COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AGREEMENT AND APPROVE THE BUDGET ADJUSTMENT RESOLUTION AMENDING THE FISCAL YEAR 2015/16 CAPITAL BUDGET.** MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

4.3. Quarterly Communications Report

**Recommended Action:**

- Approve the theme for the 2016 Summer Saratogan and provide direction on articles
- Provide direction on three online survey topics
- Approve topics and hosts for the City's Video Program for the first quarter of Fiscal Year 2016/17

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

Mayor Cappello invited public comment on the item.

No one requested to speak.

MILLER/LO MOVED TO **APPROVE THE THEME AND ARTICLES FOR THE 2016 SUMMER SARATOGAN AS PROPOSED BY STAFF AND REQUESTED A BRIEF REFERENCE REGARDING THE DROUGHT AND WATER REBATES, CRIME PREVENTION INFORMATION, PHOTOS OF FAMILIES AND CHILDREN, AND A SHORT STATEMENT ON THE COMMUNITY CHOICE ENERGY PROGRAM.** MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

MILLER/BERNALD MOVED TO **APPROVE THE SUMMER 2016 SURVEY TOPICS AS PROPOSED BY STAFF.** MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

MILLER/BERNALD MOVED TO **APPROVE THE VIDEO TOPICS AS PROPOSED BY STAFF FOR SUMMER 2016, DESIGNATE MAYOR CAPPELLO AS THE HOST FOR THE PROSPECT ROAD VIDEO, AND DIRECT STAFF TO USE A CITY STAFF MEMBER OR THIRD PARTY TO NARRATE THE VIDEOS ON THE PLANNING PROCESS AND PLANNING**

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

4.4. Annual Code Cleanup Preview

**Recommended Action:**

Provide direction to staff on items to be included in the annual code updates being brought forward in 2016.

City Attorney Richard Taylor presented the staff report.

Mayor Cappello invited public comment on the item.

No one requested to speak.

MILLER/LO MOVED TO **DIRECT STAFF TO PROCEED WITH THE PROPOSED ANNUAL CODE CLEANUP ITEMS**. MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

## **CITY COUNCIL ASSIGNMENT REPORTS**

### Mayor Manny Cappello

*Cities Association of Santa Clara County* – during the last meeting, there was a presentation on the minimum wage study conducted by San Jose that Saratoga participated in. The results of the study were presented and the impacts of the recently signed State law instituting a new minimum, which was adopted after the study was conducted, were discussed.

*West Valley Sanitation District* – the budget was approved during the last meeting.

### Vice Mayor Emily Lo

*Hakone Foundation Board & Executive Committee* – during the last meeting, information about the number of visitors from January to March of this year compared to last year was presented.

The Japanese Cultural Festival, or Matsuri, is May 15 from 11:00 a.m. to 4:00 p.m.

*KSAR Community Access TV Board* – the board was unable to hold its meeting the week of April 11 due to lack of a quorum.

*Saratoga Chamber of Commerce & Destination Saratoga* – the Chamber is holding its spring wine stroll on May 7 from 2:30 p.m. to 6:00 p.m. Additionally, a committee was formed to oversee a renovation of the Chamber website.

Council Member Miller suggested that Mayor Cappello send a letter to the Mayor of Muko recognizing the recent earthquake in Japan.

### Council Member Mary-Lynne Bernald

*Association of Bay Area Governments* – there is a meeting on April 21, 2016.

*Cities Association of Santa Clara County-Legislative Action Committee* – at the last meeting, a number of upcoming bills were discussed, including bills related to housing tax credits and transportation funding.

*Cities Association of Santa Clara County-Selection Committee* – the Committee made appointments to LAFCO and noted that there is still an opening for the Silicon Valley Regional Interoperability Authority (SVRIA).

*FAA Select Committee on South Bay Arrivals* – the first meeting will be on May 6 in San Francisco.

Council Member Howard Miller

*Silicon Valley Clean Energy Authority Board of Directors* – during the first meeting, all Directors were sworn in. The timeline for implementation was discussed and the current plan calls for the system to go live in April 2017. Council Member Miller noted that he requested that the timeline progress more quickly. He also shared that customers will have the choice to select a power option that is comparable in price to existing PG&E rates and comes from a higher percentage of greenhouse gas free sources. The other option is for power that is 100% free of greenhouse gas emissions at a higher rate. Council Member Miller also noted that there was a considerable amount of interest, including local media and State legislators, in the first meeting. *Valley Transportation Authority (VTA) Policy Advisory Committee* – the PAC discussed the proposed sales tax measure and provided a recommendation to the Board on what the measure should fund if approved by voters.

*VTA State Route 85 Corridor Policy Advisory Board* – the Board received a presentation from Jared Walker on farebox recovery. As a result, it highlighted certain routes with fewer riders. Council Member Miller recommended that the rest of the Council read a book written by Jared Walker on transportation.

Council Member Rishi Kumar

*Santa Clara Valley Water District Commission* – the Commission discussed proposed increases to groundwater production charges and made a recommendation to the Santa Clara Valley Water District Board of Directors to proceed with proposed increases.

**CITY COUNCIL ITEMS**

None

**CITY MANAGER'S REPORT**

City Manager James Lindsay said he will be sending an email to the City Council regarding the book by Jared Walker. The City will purchase copies of the book for interested Council Members.

**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