

MINUTES
WEDNESDAY, OCTOBER 5, 2016
SARATOGA CITY COUNCIL REGULAR MEETING

At 5:30 p.m., Mayor Cappello called to order a Joint Meeting with Saratoga Schools in the Saratoga Senior Center, Saunders Room at 19655 Allendale Avenue.

At 7:03 p.m., Mayor Cappello called the Regular Session to order in the Civic Theater at 13777 Fruitvale Avenue and led the Pledge of Allegiance.

NOTICE OF TELECONFERENCE LOCATION

Mayor Cappello announced that Vice Mayor Lo and Council Member Bernald would be participating in the meeting by teleconference from the Hyatt Regency Hotel in Long Beach. The meeting is conducted pursuant to California Government Code section 54953(b). The Mayor confirmed that the teleconference location had been identified in the noticing and agenda for this meeting.

Deputy City Clerk Debbie Bretschneider confirmed that Vice Mayor Lo and Council Member Bernald could hear her, the proceedings thus far, that they had a copy of the agenda, that a copy of the agenda was posted at their location, and that the public could access the location. The Deputy City Clerk also asked if any member of the public was in attendance at the teleconference location. The Council Member's responded that there was no one from the public at their location.

TELECONFERENCE LOCATION:

HYATT REGENCY LONG BEACH
HARBOR ROOM
200 S. PINE AVENUE
LONG BEACH, CA

ROLL CALL

PRESENT: Mayor Manny Cappello, Vice Mayor Emily Lo (participating by teleconference), Council Members Mary-Lynne Bernald (participating by teleconference), Howard Miller, Rishi Kumar

ABSENT: None

ALSO PRESENT: James Lindsay, City Manager
Richard Taylor, City Attorney
Crystal Bothelio, City Clerk/Asst. to City Manager (participating by teleconference)
Debbie Bretschneider, Deputy City Clerk
Mary Furey, Finance & Administrative Services Director
John Cherbone, Public Works Director

Erwin Ordoñez, Community Development Director
Michael Taylor, Recreation & Facilities Director

REPORT ON POSTING OF AGENDA

Deputy City Clerk Debbie Bretschneider reported that the agenda for this meeting was posted on September 30, 2016.

REPORT FROM JOINT MEETING

Cynthia Chang, Los Gatos-Saratoga High School District (LGSBSD) Board President, and Katherine Tseng, LGSBSD Board Member, provided a summary of the Joint Meeting with Saratoga schools. They thanked the Council for the opportunity to learn more about emergency services.

ORAL COMMUNICATIONS ON NON-AGENDIZED ITEMS

Milt Wehrman asked about putting up cameras in neighborhoods and city-wide.

Cheriel Jensen requested that something be done about the power lines for the new housing development on Quito Road.

Council Member Miller noted where residents can register their video cameras online so that law enforcement will know where private cameras are located.

City Manager Lindsay agreed to ask City staff to respond to Cheriel Jensen about the conditions of the housing development.

ANNOUNCEMENTS

Council Member Kumar announced the Witchy Walk-a-Bout in the Saratoga Village on October 29 from 2-4 p.m. with Leslie Warick of Barn Owl organizing the event. She is also organizing the scarecrow project in the Village with 30 scarecrows so far. Council Member Kumar then discussed that there is a video camera petition and a water petition available for residents. The topic of water rates will be on the October 19 Council agenda. Also on October 19 will be the Neighborhood Watch meeting where residents can have their neighborhood watch program certified by the Sheriff's office.

Council Member Miller announced that he will be running at the Silicon Valley Turkey Trot on Thanksgiving morning. This event is organized by the Silicon Valley Leadership Group and the proceeds are donated to Silicon Valley charities.

Vice Mayor Lo reminded everyone that the Saratoga Library has an Adult Social Hour every Wednesday at 10:30 a.m.

Mayor Cappello announced that the City's website is down and so the live video feed of the Council Meeting is not available. KSAR15.org is broadcasting the meeting live. Mayor Cappello also mentioned that the Mayor's Cup is part of the Turkey Trot and that Saratoga has won that for several years. He then announced Pizza and Politics, which is a political forum organized by and for teens, on October 20 at 7:00 p.m. at the Quinlan Community Center in Cupertino.

1. CONSENT CALENDAR

1.1. City Council Meeting Minutes

Recommended Action:

Approve the City Council minutes for the Regular City Council Meeting on September 21, 2016.

KUMAR/MILLER MOVED TO **APPROVE THE CITY COUNCIL MINUTES FOR THE REGULAR CITY COUNCIL MEETING ON SEPTEMBER 21, 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: 09/15/2016 - Manual Check Period 3; and 09/27/2016 Period 3.

KUMAR/MILLER MOVED TO **REVIEW AND ACCEPT CHECK REGISTERS FOR THE FOLLOWING ACCOUNTS PAYABLE PAYMENT CYCLES: 09/15/2016 - MANUAL CHECK PERIOD 3; AND 09/27/2016 PERIOD 3.** MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

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

Recommended Action:

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

KUMAR/MILLER MOVED TO **REVIEW AND ACCEPT THE TREASURER'S REPORT FOR THE MONTH ENDED JULY 31, 2016.** MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

1.4. Amendments to the City's Williamson Act Procedures

Recommended Action:

Adopt the attached resolution updating the City's Williamson Act procedures.

RESOLUTION 16-054

KUMAR/MILLER MOVED TO **ADOPT THE ATTACHED RESOLUTION UPDATING THE CITY'S WILLIAMSON ACT PROCEDURES.** MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

1.5. Resolution Amending the City of Saratoga Conflict of Interest Code

Recommended Action:

Approve the resolution amending the City of Saratoga Conflict of Interest Code.

RESOLUTION 16-057

KUMAR/MILLER MOVED TO **APPROVE THE RESOLUTION AMENDING THE CITY OF SARATOGA CONFLICT OF INTEREST CODE.** MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

2. PUBLIC HEARING

2.1. An Ordinance Amending the City Code Regarding Code Enforcement Related Regulations Contained in Articles 15-12 And 15-30 (Storage Of Personal Property, Materials And Signs); Article 9-60 (Bicycles Licenses); And Chapter 3 (Provisions For Various Enforcement Procedures)

Recommended Action:

1. Conduct a public hearing.
2. Introduce and waive the first reading of the ordinance.
3. Direct staff to place the ordinance and associated bail schedules on the Consent Calendar for adoption at the next regular meeting of the City Council.

Community Development Director Erwin Ordonez presented the staff report. He announced that a memo was sent to Council and agenda changed on website after the ordinance was cleaned up when typos were found. Also, a Council Member asked to change the ordinance on page 2, paragraph 6, to replace "assign" with "assignees."

Mayor Cappello invited public comment on the item.

No one requested to speak.

MILLER/KUMAR MOVED TO **INTRODUCE AND WAIVE THE FIRST READING OF THE ORDINANCE AND TO DIRECT STAFF TO PLACE THE ORDINANCE AND ASSOCIATED BAIL SCHEDULES ON THE CONSENT CALENDAR FOR ADOPTION AT THE NEXT REGULAR MEETING OF THE CITY COUNCIL AND THE ORDINANCE SHOULD REFLECT CHANGES MADE IN MEMO AND TO CHANGE PAGE 2, PARAGRAPH 6, FROM ASSIGN TO ASSIGNEES.** MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

3. OLD BUSINESS

None

4. NEW BUSINESS

4.1. Citywide Transportation Needs Assessment Work Plan

Recommended Action:

Approve the Citywide Transportation Needs Assessment, including the senior transportation pilot, and authorize the City Manager to execute an agreement with Fehr & Peers in an amount not to exceed \$34,000 to conduct an assessment of transportation needs in Saratoga.

Public Works Director John Cherbone provided a staff report.

Mayor Cappello invited public comment on the item.

No one requested to speak.

MILLER/KUMAR MOVED TO APPROVE THE CITYWIDE TRANSPORTATION NEEDS ASSESSMENT, INCLUDING THE SENIOR TRANSPORTATION PILOT, AND AUTHORIZE THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH FEHR & PEERS IN AN AMOUNT NOT TO EXCEED \$34,000 TO CONDUCT AN ASSESSMENT OF TRANSPORTATION NEEDS IN SARATOGA.

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

Mayor Cappello asked Prospect High School students to come up on stage to introduce themselves.

CITY COUNCIL ASSIGNMENT REPORTS

Mayor Manny Cappello

West Valley Mayors and Managers –sent email to all West Valley Mayors and Council Members to ask for statements of interest for the appointment of the VTA Board Member and alternate. This matter will be acted on at the November 4 meeting.

Mayor Cappello announced that the annual Thanksgiving Tree Lighting will be called a Celebration of Light and will be moved to Saturday, November 26 at 5:30 p.m. so that more faiths in the community can participate. The Chamber of Commerce is also having the Wine Stroll on the same day from 2-5 p.m.

Vice Mayor Emily Lo

KSAR Community Access TV Board –has voted to have meetings every other month, instead of every month.

Council Member Mary-Lynne Bernald

FAA Select Committee on South Bay Arrivals – had a meeting last week. There are 2 more meetings this year and the group hopes to make a substantive impact on the issue.

Saratoga Sister City Organization – the group is looking for executive board members. Those interested can contact Council Member Bernald or Peter Mara for more information.

Council Member Howard Miller

Silicon Valley Clean Energy Authority Board of Directors – the Board is working to create a green energy option for Saratoga residents that will be less expensive than PG&E. Very important milestones were reached recently, including PUC legal approval and funding from a bank. Some of the larger employers in the South Bay have agreed to use our energy.

VTA State Route 85 Corridor Policy Advisory Board – the group is refocusing on future of State Route 85 and options for improvement, including noise mitigation.

Council Member Rishi Kumar

Saratoga Ministerial Association— there was a meeting was last week. Discussion included the annual tree lighting ceremony with the Ministerial Association being more involved. Also, there was discussion of the Interfaith Service on Thanksgiving Day.

CITY COUNCIL ITEMS

Council Member Kumar requested an agenda item to discuss city-wide cameras and license plate readers.

Council Member Bernald requested an agenda item on bee keeping in Saratoga. Suggested that Council should look at the ordinance that Monte Sereno recently adopted.

Vice Mayor Lo supported the request.

CITY MANAGER'S REPORT

None

ADJOURNMENT

MILLER/KUMER MOVED TO **ADJOURN AT 8:59 P.M.** MOTION PASSED. AYES: CAPPELLO, LO, BERNALD, MILLER, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

Minutes respectfully submitted:



Debbie Bretschneider, Deputy City Clerk
City of Saratoga