



SARATOGA CITY COUNCIL REGULAR MEETING

MAY 19, 2021

AMENDED -WRITTEN COMMUNICATIONS + PRESENTATION

Teleconference/Public Participation Information to Mitigate the Spread of COVID-19

This meeting will be entirely by teleconference. All Council members and staff will only participate via the Zoom platform using the process described below. The meeting is being conducted in compliance with the Governor's Executive Order N-29-20 suspending certain teleconference rules required by the Ralph M. Brown Act. The purpose of this order was to provide the safest environment for the public, elected officials, and staff while allowing for continued operation of the government and public participation during the COVID-19 pandemic.

Members of the public can view and participate in the **Joint Meeting** by:

1. Using the Zoom website <https://us02web.zoom.us/j/89069957624> or App (Webinar ID 890 6995 7624) and raising their hand when directed by the Mayor to speak on an agenda item; **OR**
2. Calling 1.408.638.0968 or 1.669.900.6833, entering the Webinar ID (890 6995 7624), and pressing *9 to raise their hand to speak on an agenda item when directed by the Mayor.

Members of the public can view and participate in the **Regular Session** of the meeting by:

1. Using the Zoom website <https://us02web.zoom.us/j/89814099213> or App (Webinar ID 898 1409 9213) and raising their hand when directed by the Mayor to speak on an agenda item; **OR**
2. Calling 1.408.638.0968 or 1.669.900.6833, entering the Webinar ID (898 1409 9213), and pressing *9 to raise their hand to speak on an agenda item when directed by the Mayor; **OR**
3. Viewing the meeting on Saratoga Community Access Television Channel 15 (Comcast Channel 15, AT&T UVerse Channel 99), calling 1.669.900.6833 or 1.408.638.0968, entering the Webinar ID (898 1409 9213) and pressing *9 to raise their hand to speak on an agenda item when directed by the Mayor; **OR**
4. Viewing online at http://saratoga.granicus.com/MediaPlayer.php?publish_id=2 and calling 1.408.638.0968 or 1.669.900.6833, entering the Webinar ID (898 1409 9213), and pressing *9 to raise their hand to speak on an agenda item when directed by the Mayor. Please mute your computer or television before giving public comment.

The public will not be able to participate in the meeting in person.

As always, members of the public can send written comments to the Council prior to the meeting by commenting online at www.saratoga.ca.us/comment prior to the start of the meeting. These

emails will be provided to the members of the Council and will become part of the official record of the meeting.

During the meeting the Mayor will explain the process for members of the public to be recognized to offer public comment.

In accordance with the Americans with Disabilities Act and the Governor's Executive Order, if you need assistance to participate in this meeting due to a disability, please contact the City Clerk at debbieb@saratoga.ca.us or calling 408.868.1216 as soon as possible before the meeting. The City will use its best efforts to provide reasonable accommodations to provide as much accessibility as possible while also maintaining public safety.

6:00 P.M. JOINT MEETING

Members of the public can view and participate in the **Joint Meeting** by:

1. Using the Zoom website <https://us02web.zoom.us/j/89069957624> or App (Webinar ID 890 6995 7624) and raising their hand when directed by the Mayor to speak on an agenda item; **OR**
2. Calling 1.408.638.0968 or 1.669.900.6833, entering the Webinar ID (890 6995 7624), and pressing *9 to raise their hand to speak on an agenda item when directed by the Mayor.

Joint Meeting with Supervisor Simitian
[Discussion Topics](#)

7:00 P.M. REGULAR SESSION

Members of the public can view and participate in the **Regular Session** of the meeting by:

1. Using the Zoom website <https://us02web.zoom.us/j/89814099213> or App (Webinar ID 898 1409 9213) and raising their hand when directed by the Mayor to speak on an agenda item; **OR**
2. Calling 1.408.638.0968 or 1.669.900.6833, entering the Webinar ID (898 1409 9213), and pressing *9 to raise their hand to speak on an agenda item when directed by the Mayor; **OR**
3. Viewing the meeting on Saratoga Community Access Television Channel 15 (Comcast Channel 15, AT&T UVerse Channel 99), calling 1.669.900.6833 or 1.408.638.0968, entering the Webinar ID (898 1409 9213) and pressing *9 to raise their hand to speak on an agenda item when directed by the Mayor; **OR**
4. Viewing online at http://saratoga.granicus.com/MediaPlayer.php?publish_id=2 and calling 1.408.638.0968 or 1.669.900.6833, entering the Webinar ID (898 1409 9213), and pressing *9 to raise their hand to speak on an agenda item when directed by the Mayor. Please mute your computer or television before giving public comment.

ROLL CALL

REPORT ON POSTING OF THE AGENDA

The agenda for this meeting was properly posted on May 13, 2021.

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

Appointment of Youth Commissioners

Recommended Action:

Approve the resolution appointing five members to the Youth Commission and direct the City Clerk to administer the Oath of Office.

[Staff Report](#)

[Attachment A – Resolution of Appointment](#)

[Attachment B – Oath of Office](#)

1. CONSENT CALENDAR

The Consent Calendar contains routine items of 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 Special City Council Meeting on April 27, 2021 and May 4, 2021 and the Regular City Council Meeting on May 5, 2021.

[Staff Report](#)

[Attachment A – Minutes for the Special City Council Meeting on April 27, 2021](#)

[Attachment B – Minutes for the Special City Council Meeting on May 4, 2021](#)

[Attachment C – Minutes for the Regular City Council Meeting on May 5, 2021](#)

[Supplemental Memo](#)

1.2. Review of Accounts Payable Check Registers

Recommended Action:

Review and accept check registers for the following accounts payable payment cycles:
05/05/21 Period 11; 05/12/21 Period 11:

[Staff Report](#)

[Check Register - 05-05-21 P11](#)

[Check Register- 05-12-21 P11](#)

1.3. Pierce Road Emergency Repairs - Budget Amendment

Recommended Action:

Authorize the City Manager to use Hillside Reserve funds in the amount of \$400,000 for Repairs to Pierce Road.

[Staff Report](#)

[Attachment A - Photo](#)

[Attachment B - Budget Resolution](#)

1.4. Transportation Development Act (TDA) Article 3 Application for the Saratoga Avenue Walkway Project

Recommended Action:

Adopt resolution supporting the Metropolitan Transportation Commission's Transportation Development Act Article 3 Pedestrian/Bicycle Grant Application for the Saratoga Avenue Walkway Project.

[Staff Report](#)

[Attachment A - Resolution](#)

1.5. Silicon Valley Clean Energy (SVCE) Community Resilience Program Grant

Recommended Action:

Authorize the City Manager to sign the Community Resilience Program- Capital Projects Grant Agreement in the amount of \$139,444 for Fiscal Year 2021/22.

[Staff Report](#)

[Attachment A- SVCE Community Resilience Grant Agreement](#)

[Attachment B- Community Resilience Program Grant Application](#)

[Attachment C- Grant Scope of Work](#)

1.6. Budget Adjustment and Contract Amendment for Building Inspection Services with 4Leaf, Inc.

Recommended Action:

1. Adopt the attached resolution approving an adjustment to the FY 2020-2021 Operating & Capital Improvement Budget for Building Inspection Services; AND
2. Authorize the City Manager to execute a contract amendment for as-needed building inspection services with 4Leaf, Inc. for a not-to-exceed amount of \$117,000.

[Staff Report](#)

[Attachment A - Budget Adjustment Resolution](#)

[Attachment B - Proposed 4Leaf, Inc. Contract Amendment](#)

1.7. Budget Adjustment – Community Development Department Credit Card Fees

Recommended Action:

Adopt the resolution approving an adjustment to the FY 2020-21 Operating Budget for Community Development Department (Building and Planning) Credit Card Fees.

[Staff Report](#)

[Attachment A -Budget Adjustment Resolution](#)

1.8. Quito Road Cost Share Agreement with the City of San Jose

Recommended Action:

Approve the Quito Road Cost Share Agreement with the City of San Jose.

[Staff Report](#)

[Attachment A - Quito Road Cost Share Agreement with the City of San Jose](#)

1.9. California Per Capita Grant Authorizing Resolution

Recommended Action:

Approve the Per Capita Grant Authorizing Resolution.

[Staff Report](#)

[Per Capita Grant Resolution](#)

1.10. Budget Adjustment - Planning Consulting Services

Recommended Action:

Adopt the resolution approving an adjustment to the FY 2020-2021 Operating Budget for Planning Consulting Services.

[Staff Report](#)

[Attachment A - Budget Adjustment Resolution](#)

1.11. Amendment to Hillside Residential Zoning Designation to Make Wineries Subject to Additional Conditional Use Permit Requirements

Recommended Action:

Waive the second reading and adopt the attached ordinance introduced at the May 5, 2021 City Council meeting.

[Staff Report](#)

[Attachment A – Ordinance Amending Section 15-13.040 of the Saratoga Municipal Code.](#)

2. PUBLIC HEARING

None

3. GENERAL BUSINESS

3.1. Update to Code Compliance Policy

Recommended Action:

Adopt the resolution updating the City's Code Compliance Policy to require temporary compliance plans for code violations that require discretionary approval to correct a violation.

[Staff Report](#)

[Attachment A - Draft Code Compliance Policy with amendments](#)

[Supplemental -Written Communications](#)

3.2. FY 2021/22 Budget Preview

Recommended Action:

Council to receive staff report on the draft FY 2021/22 Proposed Operating Budget, request clarification as needed, and provide consensus direction if changes are recommended.

[Staff Report](#)

[Attachment A - CC Budget Calendar](#)

[Attachment B - GF Rev & Exp](#)

[Attachment C - Total Rev & Exp Schedules](#)

[Attachment D - Proposed Capital Project Summary Schedule](#)

[Presentation](#)

3.3. Housing Element Engagement Update

Recommended Action:

Receive report and provide staff with feedback on outreach and engagement strategy.

[Staff Report](#)

[Attachment A – English and Chinese Citywide Postcards](#)

[Attachment B – Median Banners](#)

[Presentation Slides](#)

3.4. Public Art Committee Voting Membership

Recommended Action:

Direct staff accordingly.

[Staff Report](#)

[Attachment A – Resolution No. 20-069](#)

3.5. Public Art Policy

Recommended Action:

Consider the recommendations of the Public Art Committee and Finance Committee for amending the Public Art Policy and adopt a resolution implementing the selected recommendation or an alternative.

[Staff Report](#)

[Attachment A – Resolution Amending the Public Art Policy as Recommended by the Public Art Committee](#)

[Attachment B – Resolution Amending the Public Art Policy as Recommended by the Finance Committee](#)

[Attachment C – Current Public Art Policy \(Resolution No. 21-010\)](#)

COUNCIL ASSIGNMENTS

Mayor Yan Zhao

Association of Bay Area Governments

Cities Association of Santa Clara County-City Selection Committee

Cities Association of Santa Clara County-Legislative Action Committee

Cities Association of Santa Clara County

Council Finance Committee

Valley Transportation Authority (VTA) Policy Advisory Committee

VTA State Route 85 Corridor Policy Advisory Board

West Valley Mayors & Managers

West Valley Sanitation District

Vice Mayor Tina Walia

Council Finance Committee

KSAR Community Access TV Board

Saratoga Area Senior Coordinating Council (SASCC)

Silicon Valley Clean Energy Authority Board of Directors

Saratoga Ministerial Association

Council Member Rishi Kumar

Santa Clara County Library Joint Powers Authority

Santa Clara Valley Water District Commission

West Valley Clean Water Program Authority
West Valley Solid Waste Management Joint Powers Authority

Council Member Kookie Fitzsimmons

Chamber of Commerce
Hakone Foundation Board
Santa Clara County Housing and Community Development (HCD) Council Committee
Saratoga Public Art Committee
Sister City Organization

Council Member Mary-Lynne Bernald

Hakone Foundation Board & Executive Committee
Santa Clara/Santa Cruz Airport/Community Roundtable
Saratoga Public Art Committee
Saratoga Historical Foundation

CITY COUNCIL ITEMS

COUNCIL COMMUNICATIONS

CITY MANAGER'S REPORT

ADJOURNMENT

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

I, Debbie Bretschneider, CMC, 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 May 13, 2021 at the City of Saratoga, 13777 Fruitvale Avenue, Saratoga, California and on the City's website at www.saratoga.ca.us.

Signed this 13th day of May 2021 at Saratoga, California.

Debbie Bretschneider, CMC, 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, copies of materials distributed to the City Council concurrently with the posting of the agenda, and materials distributed to the City Council by staff after the posting of the agenda are available on the City Website at www.saratoga.ca.us. Following removal of State and local shelter in place orders these materials will be available for review in the office of the City Clerk at 13777 Fruitvale Avenue, Saratoga, California.

In Compliance with the Americans with Disabilities Act, if you need assistance to participate in this meeting, please contact the City Clerk at debbieb@saratoga.ca.us or calling 408.868.1216 as soon as possible before the meeting. The City will use its best efforts to provide reasonable accommodations to provide as much accessibility as possible while also maintaining public safety. [28 CFR 35.102-35.104 ADA title II]



CITY OF SARATOGA CITY COUNCIL MEETING CALENDAR 2021

- 05/19** 6:00 p.m. Joint Meeting with Board of Supervisor Joe Simitian | 7:00 p.m. Regular Session
- 06/02** 5:00 p.m. Commission Interviews | 6:00 p.m. Joint Meeting with Saratoga Neighborhoods & Neighborhood Watch, Joan Pisani Community Center, Multipurpose Room | 7:00 p.m. Regular Session
- 06/16** 6:00 p.m. Joint Meeting with Santa Clara County Fire | 7:00 p.m. Regular Session
- 07/07** 5:00 p.m. Closed Session | 6:00 p.m. **Study Session** on E-Communications Policy | 7:00 p.m. Regular Session
- 07/21** 5:00 p.m. Closed Session | 6:00 p.m. Joint Meeting with Hakone Board | 7:00 p.m. Regular Session
- 08/04** Tentative -No Meeting - Recess
- 08/18** Tentative -No Meeting - Recess
- 09/01** 5:00 p.m. Commission Interviews – Library & Community Engagement Commission & Parks & Recreation Commission | 6:00 p.m. Joint Meeting with Planning Commission | 7:00 p.m. Regular Session
- 09/15** 5:00 p.m. **Study Session** on Rules of Parliamentary Procedure | 6:00 p.m. Joint Meeting with Youth Commission | 7:00 p.m. Regular Session
- 10/06** 5:00 p.m. Joint Meeting with Mountain Winery | 6:00 p.m. Joint Meeting with Sheriff's Office | 7:00 p.m. Regular Session
- 10/20** 5:00 p.m. Joint Meeting with Historical Foundation | 6:00 p.m. Joint Meeting with West Valley – Mission Community College District Board of Trustees | 7:00 p.m. Regular Session
- 11/03** 5:30 p.m. Joint Meeting with Saratoga Schools | 7:00 p.m. Regular Session
- 11/17** 5:00 p.m. Joint Meeting with Los Gatos Saratoga Recreation | 6:00 p.m. Joint Meeting with State Senator Dave Cortese | 7:00 p.m. Regular Session
- 12/01** 5:00 p.m. Commission Interviews – Heritage Preservation Commission & Traffic Safety Commission | 6:00 p.m. Joint Meeting with Assembly Member Low | 7:00 p.m. City Council Reorganization | Regular Session
- 12/15** 6:00 p.m. **Study Session** on City Council Norms | 7:00 p.m. Regular Session