



SARATOGA CITY COUNCIL REGULAR MEETING

JULY 6, 2022

AMENDED AGENDA

- **07/06/2022 ITEM 2.1 WRITTEN COMMUNICATIONS ADDED**
- **07/06/2022 ITEM 2.2 WRITTEN COMMUNICATIONS ADDED**
- **07/06/2022 ITEM 2.2 PRESENTATION SLIDES ADDED**
- **07/06/2022 ITEM 3.1 WRITTEN COMMUNICATIONS ADDED**
- **07/06/2022 ITEM 3.1 PRESENTATION SLIDES ADDED**

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

This meeting will be held entirely by teleconference. All members of the City Council and staff will only participate via the Zoom platform using the process described below. The meeting is being conducted pursuant to recent amendments to the teleconference rules required by the Ralph M. Brown Act allowing teleconferencing during a proclaimed state of emergency when local officials have recommended social distancing. The purpose of the amendments is 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 **5:30 p.m. Closed Session** by:

- Using the Zoom website <https://us02web.zoom.us/j/82871237433>; Webinar ID 828 7123 7433 **OR**
- Calling 1.408.638.0968 or 1.669.900.6833 and entering the Webinar ID provided above

Members of the public can view and participate in the **7:00 p.m. Regular Session** by:

- Using the Zoom website <https://us02web.zoom.us/j/87273880704>; Webinar ID 872 7388 0704 **OR**
- Calling 1.408.638.0968 or 1.669.900.6833 and entering the Webinar ID provided above; **OR**
- Viewing the meeting on Saratoga Community Access Television Channel 15 (Comcast Channel 15, AT&T UVerse Channel 99 and calling in following the direction above; **OR**
- Viewing online at http://saratoga.granicus.com/MediaPlayer.php?publish_id=2 and calling in following the direction above.

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

Written Communication

Comments can be submitted in writing at www.saratoga.ca.us/comment. Written communications will be provided to the members of the Council and included in the Agenda Packet and/or in supplemental meeting materials.

Public Comment

Members of the public may comment on any item for up to three (3) minutes. The amount of time for public comment may be reduced by the Mayor or by action of the City Council.

Meeting Recording Information

In accordance with the Saratoga City Council's Meeting Recording Policy, City Council Study Sessions, Joint Meetings, Joint Sessions, Commission Interviews, Retreats, meetings with the Planning Commission, and Regular Session Meetings are recorded and made available following the meeting on the City website.

5:30 PM CLOSED SESSION

PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Gov't Code Section 54957); Title: City Manager

CONFERENCE WITH LABOR NEGOTIATORS (Gov't Code Section 54957.6); Agency Designated Representatives: City Attorney Richard Taylor; Unrepresented Employee: City Manager

7:00 PM REGULAR SESSION

ROLL CALL

REPORT ON POSTING OF THE AGENDA

The agenda for this meeting was properly posted on June 30, 2022.

REPORT FROM CLOSED SESSION

ORAL COMMUNICATIONS ON NON-AGENDIZED ITEMS

Any member of the public may address the City Council 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

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.

1.1. City Council Meeting Minutes

Recommended Action:

Approve the Minutes for the June 15, 2022 City Council Regular Meeting.

[Staff Report](#)

[Attachment A - Minutes for the June 15, 2022 City Council Regular Meeting](#)

1.2. Review of Accounts Payable Check Registers

Recommended Action:

Review and accept check registers for the following accounts payable payment cycles:
6/9/22 Period 12; 6/17/2022 Period 12; 6/23/2022 Period 12.

[Staff Report](#)

[Attachment A - Check Register 06-09-2022 Period 12](#)

[Attachment B - Check Register 06-17-2022 Period 12](#)

[Attachment C - Check Register 06-23-2022 Period 12](#)

1.3. Treasurer’s Report for the Month Ended May 31, 2022

Recommended Action:

Review and accept the Treasurer’s Report for the month ended May 31, 2022.

[Staff Report](#)

1.4. Reconsider and confirm findings pursuant to Assembly Bill 361

Recommended Action:

Reconsider and confirm findings pursuant to Assembly Bill 361 of the continued public health officials’ recommendation to social distance and to therefore hold City of Saratoga Brown Act meetings by teleconference.

[Staff Report](#)

[Attachment A - City Council Resolution 21-073 Authorizing Teleconferenced Mtgs](#)

[Pursuant to AB 361](#)

[Attachment B – Santa Clara County Health Officer Recommendation regarding public meetings](#)

1.5. Authorization of Agreement with Town of Los Gatos for California Governor’s Office of Emergency Services Passthrough Grant Subaward

Recommended Action:

Authorize the City Manager to execute an agreement with the Town of Los Gatos for California Governor’s Office of Emergency Services (Cal OES) passthrough grant subaward.

[Staff Report](#)

[Attachment A – Agreement with the Town of Los Gatos for Cal OES Passthrough Grant Subaward](#)

1.6. 18890 Afton Ave – Public Utility Easement Vacation

Recommended Action:

Adopt Resolution Vacating a 10-foot Public Utility Easement at 18890 Afton Ave, Saratoga, CA 95070

[Staff Report](#)

[Attachment A - Resolution Vacating Storm Drainage Easement](#)

[Attachment A1 - Exhibit A - Legal Description and Plat](#)

[Attachment B - Tract Map No. 748](#)

[Attachment C - Utility Letters](#)

2. PUBLIC HEARINGS

Items placed under this section of the agenda are those defined by law as requiring a special notice and/or a public hearing or those called by the City Council on its own volition.

2.1. Landmark Designation & Mills Act Agreement for 14666 Oak Street Application No. MIL22-0001 & LNDMRK22-0001

Recommended Action:

The Heritage Preservation Commission (HPC) recommends that the City Council:

1. Conduct a public hearing on the proposal to designate the subject property as a historic landmark and enter into a Mills Act Agreement.
2. Introduce and waive first reading of the attached ordinance designating the property as a historic landmark.

3. Direct staff to place the ordinance on the Consent Calendar for adoption at the next regular meeting of the City Council.
4. Adopt the attached Resolution authorizing the City Manager to enter into a Mills Act Agreement for the property located at 14666 Oak Street upon the effective date of the landmark ordinance.

[Staff Report](#)

[Attachment A - Ordinance approving the property's Landmark status](#)

[Attachment B - Resolution approving Mills Act Agreement](#)

[Attachment C- Mills Act Historic Property Preservation Agreement](#)

[Attachment D- Department of Parks and Recreation Primary Record](#)

[Supplemental Memo Item 2.1 Written Communications \(added 07-06-2022\)](#)

2.2. Application ZOA22-0001 – Zoning Code Amendment (CITY WIDE). An ordinance to amend the City of Saratoga Municipal Code to implement Senate Bill 9 by setting forth objective standards applicable to projects required to be processed for only ministerial review under Government Code sections 65852.1 or 66411.7 such as lot splits and two unit developments in single family zoning districts.

Recommended Action:

1. Conduct a public hearing.
2. Introduce and waive the first reading of the ordinance amending Chapter 15 (Zoning Regulations) of the Saratoga Municipal Code related to urban lot splits and two-unit developments.
3. Direct staff to place the ordinance on the Consent Calendar for adoption at the next regular meeting of the City Council.

[Staff Report](#)

[Attachment A - Ordinance](#)

[Attachment B - June 22, 2022 Planning Commission Staff Report](#)

[Attachment C - Planning Commission Resolution No. 22-014](#)

[Attachment D - Public Comments](#)

[Attachment E - Senate Bill 9 Text](#)

[Supplemental Memo Item 2.2 Written Communications \(added 07-06-2022\)](#)

[Presentation Slides Item 2.2 \(added 07-06-2022\)](#)

3. GENERAL BUSINESS

3.1. Initial Draft 2023-2031 Housing Element

Recommended Action:

Staff recommends that the City Council review and provide input on the Draft 2023-2031 Housing Element and authorize staff to submit the initial draft to the State Housing and Community Development Department (HCD) for its review.

[Staff Report](#)

[Attachment A - Draft Housing Element \(part 1\)](#)

[Attachment A - Draft Housing Element \(part 2\)](#)

[Attachment B - Public Comments](#)

[Supplemental Memo Item 3.1 Written Communications \(added 07-06-2022\)](#)

[Presentation Slides Item 3.1 \(added 07-06-2022\)](#)

COUNCIL ASSIGNMENTS

Mayor Tina Walia

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
Hakone Foundation Executive Board
KSAR Community Access TV Board
Silicon Valley Clean Energy Authority Board of Directors
West Valley Mayors & Managers Association

Vice Mayor Kookie Fitzsimmons

Council Finance Committee
Hakone Foundation Board of Trustees
Santa Clara County Housing and Community Development (HCD) Advisory Committee
Saratoga Chamber of Commerce Board
Saratoga Sister City Committee Liaison

Council Member Mary-Lynne Bernald

Saratoga Historical Foundation Board of Directors

Council Member Rishi Kumar

Santa Clara County Library District Board of Directors
Santa Clara Valley Water Commission
West Valley Clean Water Program Authority Board of Directors
West Valley Solid Waste Management Authority Board of Directors

Council Member Yan Zhao

Association of Bay Area Governments
Saratoga Area Senior Coordinating Council Board of Directors
Saratoga Ministerial Association
Valley Transportation Authority (VTA) Policy Advisory Committee
Valley Transportation Authority (VTA) State Route 85 Corridor Policy Advisory Board
West Valley Sanitation District Board of Directors

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, Britt Avrit, 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 June 30, 2022 at the City of Saratoga, 13777 Fruitvale Avenue, Saratoga, California and on the City's website at www.saratoga.ca.us.

Signed this 30th day of June 2022 at Saratoga, California.

Britt Avrit, MMC, 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 and are available for review in the office of the City Clerk at 13777 Fruitvale Avenue, Saratoga, California.

In compliance with the Americans with Disabilities Act and the Governor's Executive Order, if you need assistance to participate in this meeting, please contact the City Clerk at bavrit@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]