



# SARATOGA CITY COUNCIL REGULAR MEETING

MARCH 3, 2021

## **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 **Commission Interviews** by:

1. Using the Zoom website <https://us02web.zoom.us/j/85005911467> or App (Webinar ID 850 0591 1467) 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 (850 0591 1467), 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/81885399871> or App (Webinar ID 818 8539 9871) 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 (818 8539 9871), 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 (818 8539 9871 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](http://saratoga.granicus.com/MediaPlayer.php?publish_id=2) and calling 1.408.638.0968 or 1.669.900.6833, entering the Webinar ID (818 8539 9871), 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](http://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](mailto: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.

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## 3:30 P.M. COMMISSION INTERVIEWS

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Members of the public can view and participate in the **Commission Interviews** by:

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Time	Name	Commission	Vacancies	Incumbent
3:35 p.m.	Razi Mohiuddin	Planning	2 Full Terms (April 1, 2021 - March 31, 2025) 1 Partial Term (April 1, 2021-March 31, 2022)	Yes
3:45 p.m.	Sandy Wu	Planning	2 Full Terms (April 1, 2021 - March 31, 2025) 1 Partial Term (April 1, 2021-March 31, 2022)	No
3:55 p.m.	Beverly Yu	Planning	2 Full Terms (April 1, 2021 - March 31, 2025) 1 Partial Term (April 1, 2021-March 31, 2022)	No
4:05 p.m.	Priya Shastri	Planning	2 Full Terms (April 1, 2021 - March 31, 2025) 1 Partial Term (April 1, 2021-March 31, 2022)	No
4:15 p.m.	Joelle Hurlston	Planning	2 Full Terms (April 1, 2021 - March 31, 2025) 1 Partial Term (April 1, 2021-March 31, 2022)	No
4:25 p.m.	John Fitzpatrick	Planning	2 Full Terms (April 1, 2021 - March 31, 2025) 1 Partial Term (April 1, 2021-March 31, 2022)	No
4:35 p.m.	Martin Yu	Planning	2 Full Terms (April 1, 2021 - March 31, 2025)	No

			1 Partial Term (April 1, 2021-March 31, 2022)	
4:45 p.m.	Break			
5:00 p.m.	David McIntyre	Planning	2 Full Terms (April 1, 2021 - March 31, 2025) 1 Partial Term (April 1, 2021-March 31, 2022)	No
5:10 p.m.	Bernie Mills	Planning	2 Full Terms (April 1, 2021 - March 31, 2025) 1 Partial Term (April 1, 2021-March 31, 2022)	No
5:20 p.m.	Cheriel Jensen	Planning	2 Full Terms (April 1, 2021 - March 31, 2025) 1 Partial Term (April 1, 2021-March 31, 2022)	No
5:30 p.m.	Doug Case	Planning	2 Full Terms (April 1, 2021 - March 31, 2025) 1 Partial Term (April 1, 2021-March 31, 2022)	No
5:40 p.m.	Nancy Kirk	Planning	2 Full Terms (April 1, 2021 - March 31, 2025) 1 Partial Term (April 1, 2021-March 31, 2022)	No
5:50 p.m.	Rina Shah	Planning	2 Full Terms (April 1, 2021 - March 31, 2025) 1 Partial Term (April 1, 2021-March 31, 2022)	No
6:00 p.m.	Jonathan Choi	Planning	2 Full Terms (April 1, 2021 - March 31, 2025) 1 Partial Term (April 1, 2021-March 31, 2022)	No

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## 7:00 P.M. REGULAR SESSION

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## **ROLL CALL**

## **REPORT ON POSTING OF THE AGENDA**

*The agenda for this meeting was properly posted on February 26, 2021.*

## **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**

Proclamation Declaring March 8, 2021 as International Women’s Day

**Recommended Action:**

Present the proclamation Declaring March 8, 2021 as International Women’s Day to the Saratoga Foothill Club.

[Staff Report](#)

[Attachment A – Proclamation Declaring March 8, 2021 as International Women’s Day](#)

### **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 Regular City Council Meeting on February 17, 2021.

[Staff Report](#)

[Attachment A – Minutes for the Regular City Council Meeting on February 17, 2021](#)

#### 1.2. Review of Accounts Payable Check Registers

**Recommended Action:**

Review and accept check registers for the following accounts payable payment cycles:  
02/17/21 Period 8; 2/23/21 Period 8:

[Staff Report](#)

[Check Register - 02-17-2021 P8](#)

[Check Register - 02-23-2021 P8](#)

1.3. Treasurer's Report for the Month Ended January 31, 2021

**Recommended Action:**

Review and accept the Treasurer's Report for the month ended January 31, 2021.

[Treasurer Report](#)

1.4. Final Map Approval for Two Lots Located At 13939 Quito Road-(397-43-017)

Owners: GHRT Quito Road, LLC., A California Limited Liability Company

**Recommended Action:**

Move to adopt resolution granting final map approval of tentative map application No. SUB 19-0001 for two lots located at 13939 Quito Road (APN 397-43-017).

[Staff Report](#)

[Attachment A - Resolution for Final Map Approval](#)

[Attachment B - Site Map](#)

[Attachment C - Parcel Map](#)

[Attachment D - Planning Commission Resolution No. 19-0201 with Conditions](#)

**2. PUBLIC HEARING**

None

**3. GENERAL BUSINESS**

3.1. Housing Element Engagement Strategy

**Recommended Action:**

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

[Staff Report](#)

3.2. City Council Position on Senate Bill 9

**Recommended Action:**

Approve the resolution in opposition to Senate Bill 9 and authorize submittal of a letter from the City Council expressing its opposition.

[Staff Report](#)

[Attachment A – Resolution in Opposition to SB 9](#)

[Attachment B – Letter](#)

3.3. Amendment to Public Art Policy

**Recommended Action:**

Approve the resolution amending the Public Art Policy to allow the Public Art Committee to authorize placement of artwork that is valued at \$25,000 or less and meets other criteria outlined in the policy.

[Staff Report](#)

[Attachment A – Resolution Amending the Public Art Policy](#)

**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 February 26, 2021 at the City of Saratoga, 13777 Fruitvale Avenue, Saratoga, California and on the City's website at [www.saratoga.ca.us](http://www.saratoga.ca.us).*

*Signed this 26th day of February 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](http://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.*

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## CITY OF SARATOGA CITY COUNCIL MEETING CALENDAR 2021

- 03/03** 5:00 p.m. Commission Interviews – Planning Commission & Heritage Preservation Commission | 6:00 p.m. **Retreat Study Session** on Capital Improvement Plan (CIP) Budget Prioritization Process Review | 7:00 p.m. Regular Meeting
- 03/17** 6:00 p.m. Joint Meeting with Chamber of Commerce | 7:00 p.m. Regular Session
- 03/30** 6:00 p.m. Commission Work Plan **Study Session** with Heritage Preservation, Planning, Library, Traffic Safety, and Parks & Recreation Commissions in Senior Center.
- 03/31** 6:00 p.m. **Study Session** on CIP Budget
- 04/07** 6:00 p.m. **Study Session on** Mayoral Rotation Policy | 7:00 p.m. Regular Session
- 04/21** 6:00 p.m. Joint Meeting with Planning Commission | 7:00 p.m. Regular Session
- 04/27** 6:00 p.m. Special Meeting – **Study Session** on Fiscal Year 2021/22 Budget
- 05/04** 5:00 p.m. Special Meeting – Commission Interviews – Youth Commission (time tentative)
- 05/05** 6:00 p.m. Joint Meeting with Montalvo Arts | 7:00 p.m. Regular Session
- 05/19** 6:00 p.m. Joint Meeting with Board of Supervisor Joe Simitian | 7:00 p.m. Regular Session
- 06/02** 5:30 p.m. Joint Meeting with Saratoga Neighborhoods & Neighborhood Watch, Joan Pisani Community Center, Multipurpose Room | 7:00 p.m. Regular Session
- 06/16** 5:00 p.m. Joint Meeting with Santa Clara County Fire | 6:00 p.m. Joint Meeting with Silicon Valley Leadership Group | 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 Historical Foundation | 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** 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