

**MINUTES**  
**WEDNESDAY, JANUARY 15, 2020**  
**SARATOGA CITY COUNCIL REGULAR MEETING**

At 6:00 p.m., the City Council held a Study Session in the Linda Callon Conference Room at 13777 Fruitvale Avenue in Saratoga.

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

**ROLL CALL**

**PRESENT:** Mayor Howard A. Miller, Vice Mayor Mary-Lynne Bernald,  
Council Members Manny Cappello, Yan Zhao, Rishi Kumar.

**ABSENT:** None

**ALSO PRESENT:** James Lindsay, City Manager  
Richard Taylor, City Attorney  
Crystal Bothelio, Assistant City Manager  
Debbie Bretschneider, City Clerk  
John Cherbone, Public Works Director  
Mary Fury, Administrative Services Director  
Mainini Cabute, Environmental Program Administrator

**REPORT ON POSTING OF THE AGENDA**

City Clerk Debbie Bretschneider reported that the agenda for this meeting was properly posted on January 9, 2020.

**REPORT FROM STUDY SESSION**

Mayor Miller announced that the City Council held a Study Session on Human Trafficking Awareness.

**ORAL COMMUNICATIONS ON NON-AGENDIZED ITEMS**

Urmila Vudali spoke about the Silicon Valley Youth Climate Action group.

**ANNOUNCEMENTS**

Mayor Miller announced the new combined Neighborhood Watch/surveillance signage, the Hope in the Darkness event, and the Mardi Gras Dance for individuals with disabilities.

## CEREMONIAL ITEMS

Appointment of Heritage Preservation Commissioner & Oath of Office

**Recommended Action:**

Approve the resolution appointing one new member to the Heritage Preservation Commission; and direct the City Clerk to administer the Oath of Office.

### RESOLUTION 20-001

CAPPELLO/BERNALD MOVED TO **APPROVE THE RESOLUTION APPOINTING ONE NEW MEMBER TO THE HERITAGE PRESERVATION COMMISSION; AND DIRECT THE CITY CLERK TO ADMINISTER THE OATH OF OFFICE.** MOTION PASSED. AYES: MILLER, BERNALD, ZHAO, CAPPELLO, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

Proclamation Declaring January 2020 as National Human Trafficking Awareness Month

**Recommended Action:**

Present the proclamation to members of “Stop Trafficking on Our Planet” (S.T.O.P.)

Mayor Miller and the City Council presented the proclamation to members of “Stop Trafficking on Our Planet” (S.T.O.P.).

## 1. CONSENT CALENDAR

1.1. City Council Meeting Minutes

**Recommended Action:**

Approve the City Council minutes for the Regular City Council Meeting on December 18, 2019.

CAPPELLO/BERNALD MOVED TO **APPROVE THE CITY COUNCIL MINUTES FOR THE REGULAR CITY COUNCIL MEETING DECEMBER 18, 2019.** MOTION PASSED. AYES: MILLER, BERNALD, ZHAO, CAPPELLO, 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: 12/19/2019 Period 6; 1/7/2020 Period 7.

CAPPELLO/BERNALD MOVED TO **ACCEPT CHECK REGISTERS FOR THE FOLLOWING ACCOUNTS PAYABLE PAYMENT CYCLES: 12/19/2019 PERIOD 6; 1/7/2020 PERIOD 7.** MOTION PASSED. AYES: MILLER, BERNALD, ZHAO, CAPPELLO, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

1.3. Treasurer's Report for the Month Ended November 30, 2019

**Recommended Action:**

Review and accept the Treasurer's Report for the month ended November 30, 2019.

CAPPELLO/BERNALD MOVED TO **ACCEPT THE TREASURER'S REPORT FOR THE MONTH ENDED NOVEMBER 30, 2019.** MOTION PASSED. AYES: MILLER, BERNALD, ZHAO, CAPPELLO, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

1.4. Resolution Authorizing Final Disposition of Certain City Records

**Recommended Action:**

Adopt resolution authorizing final disposition of certain city records.

**RESOLUTION 20-002**

CAPPELLO/BERNALD MOVED TO **ADOPT RESOLUTION AUTHORIZING FINAL DISPOSITION OF CERTAIN CITY RECORDS.** MOTION PASSED. AYES: MILLER, BERNALD, ZHAO, CAPPELLO, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

1.5. Citywide Traffic Signals, Lighted Crosswalks and Rectangular Rapid Flash Beacons Maintenance & Call-out Repairs – Amendment to Contract

**Recommended Action:**

Move to accept an amendment to contract for Citywide traffic signals, lighted crosswalks and rectangular rapid flash beacons (RRFBs) maintenance & call-out repair services with Bear Electric Solutions (BES) for an additional 6 months to June 30, 2020 for an additional \$25,000.

CAPPELLO/BERNALD MOVED TO **ACCEPT AN AMENDMENT TO CONTRACT FOR CITYWIDE TRAFFIC SIGNALS, LIGHTED CROSSWALKS AND RECTANGULAR RAPID FLASH BEACONS (RRFBs) MAINTENANCE & CALL-OUT REPAIR SERVICES WITH BEAR ELECTRIC SOLUTIONS (BES) FOR AN ADDITIONAL 6 MONTHS TO JUNE 30, 2020 FOR AN ADDITIONAL \$25,000.** MOTION PASSED. AYES: MILLER, BERNALD, ZHAO, CAPPELLO, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

Vice Mayor Bernald spoke on this item.

1.6. Climate Action Plan Project Consultant Selection

**Recommended Action:**

1). Authorize the City Manager to enter into a Professional Service Agreement with O'Rourke and Associates in the amount of \$60,075. 2). Authorize City Manager to execute change order up to \$10,000.

CAPPELLO/BERNALD MOVED TO **AUTHORIZE THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICE AGREEMENT WITH O'ROURKE**

**AND ASSOCIATES IN THE AMOUNT OF \$60,075 AND TO AUTHORIZE CITY MANAGER TO EXECUTE CHANGE ORDER UP TO \$10,000.** MOTION PASSED. AYES: MILLER, BERNALD, ZHAO, CAPPELLO, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

Council Member Cappello and Mayor Miller spoke on this item.

**2. PUBLIC HEARING**

None

**3. GENERAL BUSINESS**

3.1. Discussion of Minimum Wage

**Recommended Action:**

Receive report and direct staff accordingly.

James Lindsay, City Manager, provided the staff report.

Mayor Miller invited public comment on this item.

The following people requested to speak:

Matt Kelsey

No one else requested to speak.

The Council asked staff to bring back a report to the March 4, 2020 Council Meeting with updates from other organizations, including West Valley Mayors and Managers and Cities Association, on minimum wage efforts planned for 2020.

3.2. City Council Meeting 2020 Schedule

**Recommended Action:**

Provide direction to staff regarding the City Council's 2020 meeting schedule; and authorize the City Manager to reinstate any cancelled meeting with 72 hours' notice if any urgent items arise.

Debbie Bretschneider, City Clerk, provided the staff report.

Mayor Miller invited public comment on this item.

No one requested to speak.

**CAPPELLO/BERNALD MOVED TO DIRECT STAFF TO CANCEL THE FOLLOWING MEETINGS FOR 2020: APRIL 1, JULY 15, AND AUGUST 5; AND TO AUTHORIZE THE CITY MANAGER TO REINSTATE ANY CANCELLED**

**MEETING WITH 72 HOURS' NOTICE IF ANY URGENT ITEMS ARISE.**

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

**COUNCIL ASSIGNMENTS**

Mayor Howard Miller

*Council Finance Committee* – the Committee discussed the Fiscal Year 2019/2020 fund balance review, received the financial report, and discussed the years' work plan.

*Saratoga Sister City Organization* – the Organization had a final report on the 35<sup>th</sup> anniversary visit and a discussion of the future of Sister City.

*Silicon Valley Clean Energy Authority Board of Directors* – Council Member Miller was selected as Chair. Discussions included adding first geothermal project and two regional events: Hack-a-Thon and Bike-to-the-Future.

*VTA Board of Directors*– the Board discussed the BART issues with opening in Santa Clara County and NextNetwork started new service.

Vice Mayor Mary-Lynne Bernald

*Cities Association of Santa Clara County* – Vice Mayor Bernald was not able to attend, Council Member Cappello attended and will report.

*Council Finance Committee* – Vice Mayor Bernald attended the meeting but will let Mayor Miller report on this meeting.

*Hakone Foundation Board & Executive Committee* – Vice Mayor Bernald was not able to attend.

Council Member Yan Zhao

*Hakone Foundation Board* – the Board reviewed the preliminary plan for pond and landscaping improvements and the Lunar New Year event on February 24.

*Saratoga Chamber of Commerce & Destination Saratoga* – the Chamber held a meeting last week.

Council Member Manny Cappello

*Cities Association of Santa Clara County Board of Directors* – the Board discussed and approved appointments to various other organizations.

*Cities Association of Santa Clara County* – the members discussed partnering with the Silicon Valley Leadership Group 2020 Economic Forum and presentations on transportation and housing

*Cities Association of Santa Clara County-Legislative Action Committee* – the Committee received a presentation about procedures.

*West Valley Sanitation District* – the members elected a new Chair and Vice Chair and made appointments to two other organizations, the Treatment Plant Advisory Committee and the Sewer Advisory Board.

Council Member Rishi Kumar

No report

## **CITY COUNCIL ITEMS**

Council Member Cappello, with support from Vice Mayor Bernald, asked staff to give a report on the sign ordinance as it pertains to elections signs, including the permission of property owners and the length of time signs can be displayed.

## **COUNCIL COMMUNICATIONS**

Council Member Kumar spoke about San Jose Water installing smart meters in homes and about San Jose Water rates.

Council Member Zhao shared she will be hosting office hours to meet with residents from 8:00 a.m. -10:00 a.m. on the first Friday of the month starting in February at Starbucks in Quito Village.

## **CITY MANAGER'S REPORT**

None

## **ADJOURNMENT**

BERNALD/CAPPELLO MOVED TO **ADJOURN THE MEETING AT 8:21 P.M.** MOTION PASSED. AYES: MILLER, BERNALD, ZHAO, CAPPELLO, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

Minutes respectfully submitted:

Debbie Bretschneider, City Clerk  
City of Saratoga