

**MINUTES  
WEDNESDAY, MARCH 18, 2020  
SARATOGA CITY COUNCIL SPECIAL MEETING**

Mayor Miller called the Regular Session to order in the Linda Callon Conference Room at 13777 Fruitvale avenue in Saratoga at 6:00 p.m.

Prior to the roll call Mayor Miller explained that the City Council meeting was conducted pursuant to provisions of the Brown Act and a recent Executive Order issued by the Governor to facilitate teleconferencing to reduce the risk of COVID-19 transmission at public meetings. The Mayor noted that ordinarily the Brown Act sets strict rules for teleconferencing. It requires that each teleconference location be identified in the notice and agenda, that it be accessible to the public, that members of the public be allowed to address the Council from that location, that agenda be posted at that location, that at least one member be here in the Council Chambers, and that at least a quorum of the Council be participating from within Saratoga. The Governor's Executive Order has suspended those rules. The Executive Order does require that public agencies continue to notice meetings in advance and provide members of the public an opportunity to observe the meeting and offer public comment.

The Mayor noted that the public can observe this meeting in the Linda Callon Conference Room and has an opportunity to submit comments via the City's web comment system as well.

The Mayor explained all votes at this meeting will be taken by roll call.

**REPORT ON POSTING OF THE AGENDA**

City Clerk Debbie Bretschneider reported that the agenda for this meeting was properly posted on March 17, 2020.

**ROLL CALL**

**PRESENT:** Mayor Howard A. Miller, Vice Mayor Mary-Lynne Bernald, Council Members Manny Cappello, Yan Zhao, Rishi Kumar. (All Council members except the Mayor appearing via teleconference.)

**ABSENT:** None

**ALSO PRESENT:** James Lindsay, City Manager (In person)  
Richard Taylor, City Attorney (Via teleconference)  
Crystal Bothelio, Assistant City Manager (Via teleconference)  
Debbie Bretschneider, City Clerk (In person)  
Mary Fury, Administrative Services Director (Via teleconference)

City Clerk Debbie Bretschneider confirmed all City Council members could hear meeting proceedings and asked the Council Members to note if they had any reason to believe, based on voice recognition or otherwise, that the individuals representing themselves as Council Members were not truly so. No doubts were expressed.

## AGENDA ITEMS

Appointment of Commissioner

**Recommended Action:**

Approve the resolution appointing 1 member to the Planning Commission and direct the City Clerk to administer the Oath of Office at a later date.

Debbie Bretschneider, City Clerk, presented the staff report.

Mayor Miller invited public comment on the item.

No one requested to speak, and the City Clerk reported that there were no on-line communications.

### RESOLUTION 20-008

CAPPELLO/ZHAO MOVED TO **APPROVE THE RESOLUTION APPOINTING 1 MEMBER TO THE PLANNING COMMISSION AND DIRECT THE CITY CLERK TO ADMINISTER THE OATH OF OFFICE AT A LATER DATE.** MOTION PASSED BY VERBAL ROLL CALL. AYES: MILLER, BERNALD, ZHAO, CAPPELLO, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

Closeout of Arrowhead Community Facility District Bond Funds

**Recommended Action:**

Move to accept the Arrowhead Community Facility District (CFD) Improvement Project as complete, and adopt the attached resolution ordering the disposition of surplus amounts.

Mary Fury, Administrative Services Director, presented the staff report.

Mayor Miller invited public comment on the item.

No one requested to speak, and the City Clerk reported that there were no on-line communications.

### RESOLUTION 20-009

BERNALD/ZHAO MOVED TO **ACCEPT THE ARROWHEAD COMMUNITY FACILITY DISTRICT (CFD) IMPROVEMENT PROJECT AS COMPLETE, EXCEPT FOR MINOR ADJUSTMENTS APPROVED BY THE CITY ATTORNEY OFFICE, AND ADOPT THE ATTACHED RESOLUTION ORDERING THE DISPOSITION OF SURPLUS AMOUNTS.** MOTION PASSED BY VERBAL ROLL CALL. AYES: MILLER, BERNALD, ZHAO, CAPPELLO, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

Resolution Proclaiming a Local Emergency

**Recommended Action:**

Approve a resolution that would confirm and ratify the resolution proclaiming a local emergency issued by the City of Saratoga Director of Emergency Services on March 16, 2020 resulting from the spread of the novel coronavirus (COVID-19) in Santa Clara County.

James Lindsay, City Manager, presented the staff report.

Mayor Miller invited public comment on the item.

No one requested to speak, and the City Clerk reported that there were no on-line communications.

#### **RESOLUTION 20-010**

BERNALD/CAPPELLO MOVED TO **APPROVE A RESOLUTION THAT WOULD CONFIRM AND RATIFY THE RESOLUTION PROCLAIMING A LOCAL EMERGENCY ISSUED BY THE CITY OF SARATOGA DIRECTOR OF EMERGENCY SERVICES ON MARCH 16, 2020 RESULTING FROM THE SPREAD OF THE NOVEL CORONAVIRUS (COVID-19) IN SANTA CLARA COUNTY.** MOTION PASSED BY VERBAL ROLL CALL. AYES: MILLER, BERNALD, ZHAO, CAPPELLO, KUMAR. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

Mayor Miller thanked City staff for their efforts in keeping the city and employees safe. Mayor Miller requested the status of the City to go out to the public on a regular basis.

#### **ADJOURNMENT**

CAPPELLO/ZHAO MOVED TO **ADJOURN THE SPECIAL MEETING AT 6:23 P.M.** MOTION PASSED BY VERBAL ROLL CALL. AYES: MILLER, BERNALD, ZHAO, CAPPELLO. NOES: NONE. ABSTAIN: NONE. ABSENT: KUMAR.

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