

MINUTES
TUESDAY, APRIL 27, 2021
SARATOGA CITY COUNCIL SPECIAL MEETING

CALL TO ORDER

Mayor Zhao called the virtual Special Meeting to order at 6:01 p.m. via teleconferencing through Zoom.

Prior to Roll Call, the Mayor and City Clerk 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. Ordinarily the Brown Act sets strict rules for teleconferencing. 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 City Council met all of the applicable notice requirements and the public is welcome to participate in this meeting. Information on how the public can observe the meeting and provide public comment was also shared. Additionally, the Mayor explained that votes would be taken through roll call.

ROLL CALL

PRESENT: Mayor Yan Zhao, Vice Mayor Tina Walia, Council Members Rishi Kumar, Kookie Fitzsimmons, Mary-Lynne Bernald. (All Council Members appearing via teleconference)

ABSENT: None

ALSO PRESENT: James Lindsay, City Manager
Richard Taylor, City Attorney
Crystal Bothelio, Assistant City Manager
Debbie Bretschneider, City Clerk
Debbie Pedro, Community Development Director
John Cherbone, Public Works Director
Mary Furey, Finance & Administrative Services Director
Dennis Jaw, Finance Manager
Kayla Nakamoto, Administrative Analyst
Gina Scott, Administrative Analyst
(All staff members appearing via teleconference)

City Clerk Debbie Bretschneider confirmed all City Council members could hear the meeting proceedings and no doubts were expressed regarding the identities of the individuals representing themselves as City Council Members.

REPORT ON POSTING THE AGENDA

City Clerk Debbie Bretschneider reported that the agenda for this meeting was properly posted on April 23, 2021.

ORAL COMMUNICATIONS ON NON-AGENDIZED ITEMS

None

AGENDA ITEMS:

Beauchamps Playground Replacement Project

Recommended Action:

Review report and direct staff to:

1. Add the Beauchamps Playground Replacement project to the Fiscal Year 2021/22 Capital Improvement Plan in the amount of \$246,051.
2. Apply for the California Drought, Water, Parks, Climate, Coastal Protection and Outdoor Access for All Act of 2018 Per Capita Grant funding of \$196,841.
3. Accept and use the following funds to reach the \$49,210 local match requirement:
 - Total funds raised by the Youth Commission for an Inclusive Swing by June 30, 2021 (estimated \$4,000)
 - \$10,079 of unallocated Park-in-Lieu Fees
 - \$27,145 of remaining unallocated FY 2021/22 CIP Reserve
 - Current year General Fund Net Operations, not to exceed \$10,000

Dennis Jaw, Finance Manager, presented the staff report.

Nivi Madhan, Youth Commissioner Treasurer, spoke about the Youth Commission fundraising for inclusive parks.

Mayor Zhao invited public comment on the item.

Jeffrey Schwartz spoke

No one else requested to speak.

BERNALD/FITZSIMMONS MOVED TO DIRECT STAFF TO ADD THE BEAUCHAMPS PLAYGROUND REPLACEMENT PROJECT TO THE FISCAL YEAR 2021/22 CAPITAL IMPROVEMENT PLAN IN THE AMOUNT OF \$246,051, TO APPLY FOR THE CALIFORNIA DROUGHT, WATER, PARKS, CLIMATE, COASTAL PROTECTION AND OUTDOOR ACCESS FOR ALL ACT OF 2018 PER CAPITA GRANT FUNDING OF \$196,841 AND TO ACCEPT AND USE THE FOLLOWING FUNDS TO REACH THE \$49,210 LOCAL MATCH REQUIREMENT: TOTAL FUNDS RAISED BY THE YOUTH COMMISSION FOR AN INCLUSIVE SWING BY JUNE 30, 2021 (ESTIMATED \$4,000), \$10,079 OF UNALLOCATED PARK-IN-LIEU FEES, \$27,145 OF REMAINING UNALLOCATED FY 2021/22 CIP RESERVE, AND CURRENT YEAR GENERAL FUND NET OPERATIONS, NOT TO EXCEED \$10,000. MOTION PASSED BY VERBAL ROLL CALL. AYES: ZHAO, WALIA, KUMAR, FITZSIMMONS, BERNALD. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

American Rescue Plan Funding Strategy

Recommended Action:

Receive staff report and provide direction on the American Rescue Plan Funding Strategy.

Mary Furey, Finance & Administrative Services Director, presented the staff report.

Mayor Zhao invited public comment on the item.

David Anderson spoke

No one else requested to speak.

BERNALD/FITZSIMMONS MOVED TO ACCEPT STAFF RECOMMENDATION FOR THE AMERICAN RESCUE PLAN FUNDING STRATEGY, INCLUDING A \$550,000 ALLOCATION TO REFUND FY 2020/21 FUNDING REDUCTIONS TO INTERNAL SERVICE FUNDS, TO ALLOCATE \$850,000 TO THE FISCAL STABILIZATION RESERVE AT THE 2020/21 FISCAL YEAR END, AND TO ALLOCATE \$600,000 INTO THE FY 2022/23 CAPITAL IMPROVEMENT PROJECT FUNDING CYCLE. THE REMAINDER OF THE AMERICAN RESCUE PLAN FUNDS ARE TO BE UTILIZED BY DECEMBER 31, 2024, WITH \$1,000,000 ALLOCATED IN EACH OF FISCAL YEAR'S 2021/22, 2022/23, 2023/24, WITH THE REMAINDER OF APPROXIMATELY \$600,000 IN FY 2024/25. MOTION PASSED BY VERBAL ROLL CALL. AYES: ZHAO, WALIA, KUMAR, FITZSIMMONS, BERNALD. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

Discussion of Additional Revenue for Roadway Maintenance

Recommended Action:

Receive report and direct staff to either: (1) include \$150,000 in the FY 2021/22 Operating Budget to fund the evaluation of a possible ballot measure for roadway maintenance on the November 2022 general election; or (2) report back to the City Council in 2023 with the results of next Pavement Management System Report.

James Lindsay, City Manager, presented the staff report.

Craig Hill, NHA Advisors, presented an additional report.

Mayor Zhao invited public comment on the item.

Andrey Tovchigrechko spoke

Jeffrey Schwartz spoke

David Anderson spoke

No one else requested to speak.

KUMAR MOVED TO DIRECT STAFF TO BRING BACK A PRESENTATION TO LOOK AT CUTTING DISCRETIONARY BUDGET.

WALIA/FITZSIMMONS MOVED TO MOVE THIS ITEM TO A REGULAR COUNCIL MEETING WITH MORE PUBLIC PARTICIPATION.

BERNALD MOVED TO MOVE AHEAD WITH ALLOCATION OF \$150,000 FOR A POSSIBLE BALLOT MEASURE AND MOVE AHEAD WITH AS MUCH INFORMATION AS POSSIBLE, WITH POLLING.

WALIA/FITZSIMMONS MADE A SUBSTITUTE MOTION TO DIRECT STAFF TO BRING TO A REGULAR COUNCIL MEETING A COMMUNITY ENGAGEMENT STRATEGY OF COUNCIL POLICY ON ROADWAY CONDITIONS. MOTION PASSED BY VERBAL ROLL CALL. AYES: ZHAO, WALIA, FITZSIMMONS, BERNALD. NOES: KUMAR. ABSTAIN: NONE. ABSENT: NONE.

Mayor Zhao requested a recess at 9:00 p.m. and resumed at the meeting at 9:10 p.m.

Fiscal Year 2021/22 Santa Clara County Sheriff's Office & School Resource Officer Proposed Costs

Recommended Action:

Direct staff to fund law enforcement services at \$6,895,871 for Fiscal Year 2021/22, including funding for a full time School Resource Officer.

Crystal Bothelio, Assistant City Manager, presented the staff report.

Captain Rich Urena responded to questions from the City Council.

Mayor Zhao invited public comment on the item.

No one requested to speak.

KUMAR MOVED TO ALLOCATE NO FUNDS TO THE SCHOOL RESOURCE OFFICER AND REQUEST THAT SARATOGA SCHOOLS COMPLETELY FUND THE SCHOOL RESOURCE OFFICER.

BERNALD MOVED TO FUND LAW ENFORCEMENT SERVICES AT \$6,895,871 FOR FISCAL YEAR 2021/22, INCLUDING FUNDING FOR A FULL TIME SCHOOL RESOURCE OFFICER.

WALIA /FITZSIMMONS MOVED TO POSTPONE DISCUSSION ON FUNDING FOR THE SCHOOL RESOURCE OFFICER UNTIL THE LOS GATOS SARATOGA UNION HIGH SCHOOL DISTRICT MAKES A DECISION ON FUNDING FOR THE SCHOOL RESOURCE OFFICER AND REQUEST THAT THE SCHOOLS CONSIDER PAYING A GREATER SHARE OF SCHOOL RESOURCE OFFICER COSTS.

BERNALD/ZHAO MOVED TO **DIRECT STAFF TO FUND LAW ENFORCEMENT SERVICES AT \$6,841,990, INCLUDING \$251,445 FOR A SCHOOL RESOURCE OFFICER, AND REPORT ON THE STATUS OF SCHOOL DISTRICT POSITIONS RELATED TO FUNDING FOR THE SCHOOL RESOURCE OFFICER AT THE MAY 19, 2021 CITY COUNCIL MEETING.** MOTION PASSED BY VERBAL ROLL CALL. AYES: ZHAO, WALIA, FITZSIMMONS, BERNALD. NOES: KUMAR. ABSTAIN: NONE. ABSENT: NONE.

Financial Policy Update Review

Recommended Action:

Receive staff report and provide direction on Financial Policy Statement Updates.

Mary Furey, Finance & Administrative Services Director, presented the staff report.

Mayor Zhao invited public comment on the item.

No one requested to speak.

WALIA/BERNALD MOVED TO **ACCEPT THE STAFF REPORT ON THE FINANCIAL POLICY STATEMENT UPDATES.** MOTION PASSED BY VERBAL ROLL CALL. AYES: ZHAO, WALIA, KUMAR, FITZSIMMONS, BERNALD. NOES: NONE. ABSTAIN: NONE. ABSENT: NONE.

ADJOURNMENT

BERNALD/ WALIA MOVED TO **ADJOURN THE MEETING AT 10:24 P.M.** MOTION PASSED BY VERBAL ROLL CALL. AYES: ZHAO, WALIA, FITZSIMMONS, BERNALD. NOES: NONE. ABSTAIN: NONE. ABSENT: KUMAR.

Minutes respectfully submitted:

Debbie Bretschneider, City Clerk
City of Saratoga