



SARATOGA CITY COUNCIL SPECIAL MEETING

JANUARY 4, 2023

AMENDED AGENDA

- **01/04/2023 ITEM 2.1 PRESENTATION SLIDES ADDED**
- **01/04/2023 ITEM 2.3 SUPPLEMENTAL MEMO AND PRESENTATION SLIDES ADDED**

Teleconference/Public Participation Information

The Closed Session and Special Meeting will be held in-person and by teleconference pursuant to amendments to the teleconference rules required by the Ralph M. Brown Act allowing teleconferencing during a proclaimed state of emergency when a local official has recommended social distancing. Members of the City Council and the public may participate in person at the location listed below or via the Zoom platform using the information below.

Members of the public can view and participate in the **6:00 p.m. Closed Session** by:

1. Attending the meeting in person at the City Hall Linda Callon Conference Room, located at 13777 Fruitvale Avenue, Saratoga CA 95070; **OR**
2. Accessing the meeting through Zoom
 - <https://us02web.zoom.us/j/89527052458>
 - Webinar ID 895 2705 2458 **OR**
 - Calling 1.408.638.0968 or 1.669.900.6833

The public may comment on Closed Session items at the beginning of the Closed Session; after public comment the meeting will be closed to the public.

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

1. Attending the meeting in person at the Civic Theater, Council Chambers located at 13777 Fruitvale Avenue, Saratoga CA 95070; **OR**
2. Accessing the meeting through Zoom
 - Webinar URL: <https://us02web.zoom.us/j/89201627048>
 - Webinar ID: 892 0162 7048
 - Call In: 1.408.638.0968 or 1.669.900.6833; **OR**
3. 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**
4. Viewing online at http://saratoga.granicus.com/MediaPlayer.php?publish_id=2 and calling in following the direction above.

Written Communication

Comments can be submitted in writing at www.saratoga.ca.us/comment. Written communications will be provided to the members of the City 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. Public Comment will begin with speakers attending in-person first followed by those attending via Zoom.

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.

6:00 PM CLOSED SESSION

City Hall, Linda Callon Conference Room | 13777 Fruitvale Avenue, Saratoga, CA 95070

CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION

(Pursuant to Government Code Section 54956.9(d)(1))

Shevertalova v. Monte Sereno et al. (Santa Clara County Case No. 19CV348222)

Ruentien Lu vs The City of Saratoga et al. (Santa Clara County Case No. 21CV385340)

Timothy Hurley vs The City of Saratoga et al. (Santa Clara County Case No. 21CV384278)

CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION

(Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2). (1 case)

[Staff Report](#)

[Attachment A - Letter dated December 13, 2022](#)

CONFERENCE WITH LABOR NEGOTIATORS (Gov't Code 54957.6)

Agency Designated Representatives: City Manager James Lindsay, City Attorney Richard Taylor,

Employee Organizations: Saratoga Employee Association; Northern California Carpenters Regional Council, Carpenters Forty Six Northern California Counties Conference Board and their Affiliated Local Unions

7:00 PM SPECIAL MEETING

Civic Theater, Council Chambers | 13777 Fruitvale Avenue, Saratoga, CA 95070

PLEDGE OF ALLEGIANCE

ROLL CALL

REPORT ON POSTING OF THE AGENDA

The agenda for this meeting was properly posted on December 16, 2022.

REPORT FROM CLOSED SESSION

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. 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 continue providing members of City of Saratoga Brown Act bodies with the option to attend meetings by teleconference.

[Staff Report](#)

[Attachment A - City Council Resolution 21-073 Authorizing Teleconferenced Mtgs Pursuant to AB 361](#)

2. GENERAL BUSINESS

2.1. Pavement Management Program Update

Recommended Action:

Receive report and provide direction to staff regarding the City's Roadway Conditions & Pavement Management Program

[Staff Report](#)

[Attachment A - 2021 Pavement Conditions of Bay Area Jurisdictions Presentation Slides \(added 01-04-2023\)](#)

2.2. Existing Labor Agreements and Framework for Negotiations

Recommended Action:

Receive and file report on existing labor agreements and framework for negotiations.

[Staff Report](#)

[Attachment A - Staffing History](#)

[Attachment B - 2022-07-01 Salary Schedule](#)

[Attachment C - SEA MOU](#)

[Attachment D - UNION MOU](#)

[Attachment E - Unrepresented Compensation Plan](#)

2.3. 2023-24 Budget Considerations and 3-year Forecast Presentation

Recommended Action:

Receive presentation on major 2023-24 budget considerations and a preliminary 3-year forecast.

[Staff Report](#)

[Attachment A - CA Supreme Court Ruling](#)

[Attachment B - 2014-2024 Sheriff's Contract](#)

[Attachment C - FY2023 Law Enforcement Costs Overview](#)

[Supplemental Memo - Item 2.3 Additional Information \(added 01-04-2023\)](#)

[Presentation Slides \(added 01-04-2023\)](#)

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 December 16, 2022 at the City of Saratoga, 13777 Fruitvale Avenue, Saratoga, California and on the City's website at www.saratoga.ca.us.

Signed this 16th day of December 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]