



SARATOGA CITY COUNCIL REGULAR MEETING

MARCH 2, 2022

AMENDED AGENDA

- **02/28/2022 ITEM 1.1 ATTACHMENT A, REVISED 02-28-2022**
- **02/28/2022 ITEM 1.3 RECOMMENDED ACTION REVISED TO MATCH STAFF REPORT 02-28-2022**
- **03/02/2022 ITEM 2.1 WRITTEN COMMUNICATIONS ADDED**
- **03/02/2022 ITEM 3.1 WRITTEN COMMUNICATIONS ADDED**

Teleconference/Public Participation Information to Mitigate the Spread of COVID-19

This meeting will be held entirely by teleconference. All members of the City Council and staff will only participate via the Zoom platform using the process described below. The meeting is being conducted pursuant to recent amendments to the teleconference rules required by the Ralph M. Brown Act allowing teleconferencing during a proclaimed state of emergency when local officials have recommended social distancing. The purpose of the amendments is 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 **5:00 p.m. Commission Interviews** by:

- Using the Zoom website <https://us02web.zoom.us/j/84336814631>; Webinar ID 843 3681 4631 **OR**
- Calling 1.408.638.0968 or 1.669.900.6833 and entering the Webinar ID provided above

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

- Using the Zoom website <https://us02web.zoom.us/j/85240135758>; Webinar ID 852 4013 5758 **OR**
- Calling 1.408.638.0968 or 1.669.900.6833 and entering the Webinar ID provided above; **OR**
- 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**
- Viewing online at http://saratoga.granicus.com/MediaPlayer.php?publish_id=2 and calling in following the direction above.

The public will not be able to participate in the meeting in person.

Written Communication

Comments can be submitted in writing at www.saratoga.ca.us/comment. Written communications received by 5:00 p.m., eight calendar days before the Council Meeting will be included in the City Council's agenda packet. Anything received after that time and up to the end of the public comment period for that item will be provided to the members of the Council and included 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.

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.

5:00 PM COMMISSION INTERVIEWS

Time	Name	Commission	Vacancies	Incumbent
5:00 p.m.	Clinton Brownley	Planning Commission	2 Full Terms (ending March 31, 2026)	Yes
5:15 p.m.	John Fitzpatrick	Planning Commission	2 Full Terms (ending March 31, 2026)	No
5:30 p.m.	Monica Gupta	Planning Commission	2 Full Terms (ending March 31, 2026)	No
5:45 p.m.	Ping Li	Planning Commission	2 Full Terms (ending March 31, 2026)	No
6:00 p.m.	Hobert Wai	Planning Commission	2 Full Terms (ending March 31, 2026)	No

7:00 PM REGULAR SESSION

ROLL CALL**REPORT ON POSTING OF THE AGENDA**

The agenda for this meeting was properly posted on February 24, 2022.

ORAL COMMUNICATIONS ON NON-AGENDIZED ITEMS

Any member of the public may address the City Council 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 2022 as Youth Art Month

Recommended Action:

Present the proclamation declaring March 2022 as Youth Art Month

[Staff Report](#)

[Attachment A - Proclamation Declaring March 2022 as Youth Art Month](#)

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. City Council Meeting Minutes

Recommended Action:

Approve the Minutes for the February 16, 2022 City Council Regular Meeting.

[Staff Report \(Updated 02-28-2022\)](#)

[Attachment A - Minutes for the February 16, 2022 City Council Regular Meeting, Revised 02-28-2022](#)

1.2. Review of Accounts Payable Check Registers

Recommended Action:

Review and accept check registers for the following accounts payable payment cycles:
2/10/22 Period 8; 2/17/22 Period 8.

[Staff Report](#)

[Attachment A - Check Register 02-10-2022 Period 8](#)

[Attachment B - Check Register 02-17-2022 Period 8](#)

1.3. Notice of Completion – 2021 Civic Theater Lighting and Controls Upgrade Project

Recommended Action:

Move to accept the 2021 Civic Theater Lighting and Controls Upgrade Project contract as complete and authorize staff to record the Notice of Completion.

[Staff Report](#)

[Attachment A - Notice of Completion](#)

2. PUBLIC HEARING

Items placed under this section of the Agenda are those defined by law as requiring a special notice and/or a public hearing or those called by the City Council on its own volition.

2.1. Ordinance relating to appeals of State determinations regarding development in Very High Fire Hazard Zones

Recommended Action:

Conduct a public hearing, introduce and waive the first reading of an ordinance amending section 16-05.020 of the Saratoga Municipal Code relating to appeals of State determinations regarding development in Very High Fire Hazard Zones, and direct staff to place the ordinance on the Consent Calendar of the next regular meeting of the City Council for adoption.

[Staff Report](#)

[Attachment A – Fire Safe Determinations Appeals Ordinance](#)

3. GENERAL BUSINESS

3.1. American Rescue Plan Act/Coronavirus State and Local Fiscal Recovery Funds Spending Plan & FY 2022 Budget Adjustment

Recommended Action:

Adopt the budget resolution amending the FY 2022 budget by creating a new special revenue fund titled “SLFRF Fund” and appropriating five Capital Improvement Plan Stormwater Management Project budgets.

[Staff Report - ARPA SLFRF](#)

[Attachment A - Final Rule Overview](#)

[Attachment B - Budget Adjustment Resolution](#)

[Attachment C - Project Worksheets.pdf](#)

[Supplemental Memo Written Communications, Item 3.1 \(added 03-02-2022\)](#)

3.2. Reconsider and confirm findings pursuant to Assembly Bill 361

Recommended Action:

1. Reconsider and confirm findings pursuant to Assembly Bill (AB) 361 of the continued existence of a state of emergency and public health officials’ recommendation of social distancing to continue virtual meetings for all City of Saratoga Brown Act bodies through March 31, 2022.

2. Provide direction to staff regarding future in-person Brown Act meetings.

[Staff Report](#)

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

3.3. Meeting Recording Policy

Recommended Action:

Consider Mayor’s proposal to direct staff to amend the Meeting Recording Policy adding City Council Finance Committee meetings to the list of City meetings that are recorded.

[Staff Report](#)

[Attachment A – Meeting Recording Policy](#)

COUNCIL ASSIGNMENTS

Mayor Tina Walia

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

Hakone Foundation Executive Board

KSAR Community Access TV Board

Silicon Valley Clean Energy Authority Board of Directors

West Valley Mayors & Managers Association

Vice Mayor Kookie Fitzsimmons

Council Finance Committee

Hakone Foundation Board of Trustees

Santa Clara County Housing and Community Development (HCD) Advisory Committee

Saratoga Chamber of Commerce Board

Saratoga Sister City Committee Liaison

Council Member Mary-Lynne Bernald

Saratoga Historical Foundation Board of Directors

Council Member Rishi Kumar

Santa Clara County Library District Board of Directors

Santa Clara Valley Water Commission

West Valley Clean Water Program Authority Board of Directors

West Valley Solid Waste Management Authority Board of Directors

Council Member Yan Zhao

Association of Bay Area Governments

Saratoga Area Senior Coordinating Council Board of Directors

Saratoga Ministerial Association

Valley Transportation Authority (VTA) Policy Advisory Committee

Valley Transportation Authority (VTA) State Route 85 Corridor Policy Advisory Board

West Valley Sanitation District Board of Directors

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, 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 February 24, 2022 at the City of Saratoga, 13777 Fruitvale Avenue, Saratoga, California and on the City's website at www.saratoga.ca.us.

Signed this 24th day of February 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]