



SARATOGA CITY COUNCIL REGULAR MEETING

AUGUST 17, 2022

AMENDED AGENDA

- 8/15/2022 ITEM 1.2 ATTACHMENT TITLE REVISED
- 8/16/2022 ITEM 1.5 STAFF REPORT AND ATTACHMENT A REVISED

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 **7:00 p.m. Regular Session** by:

- Using the Zoom website <https://us02web.zoom.us/j/85401918675>; Webinar ID 854 0191 8675 **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 will be provided to the members of the 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.

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.

7:00 PM REGULAR SESSION

ROLL CALL

REPORT ON POSTING OF THE AGENDA

The agenda for this meeting was properly posted on August 12, 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

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 July 20, 2022 City Council Regular Meeting and the August 3, 2022 City Council Special Meeting.

[Staff Report](#)

[Attachment A - Minutes for the July 20, 2022 City Council Regular Meeting](#)

[Attachment B - Minutes for the August 3, 2022 City Council Special Meeting](#)

1.2. Tree Maintenance Contracts with Oscars Tree Service in the amount not-to-exceed \$200,000 and with Ian Geddes Tree Care, Trees 360 Degrees and Mario Topete Tree Care each in the amount not-to-exceed \$100,000

Recommended Action:

Approve Tree Maintenance Service Contracts with Oscars Tree Service in the amount not-to-exceed \$200,000 and with Ian Geddes Tree Care, Trees 360 Degrees and Mario Topete Tree Care each in the amount not-to-exceed \$100,000 and authorize the City Manager to execute the same.

[Staff Report](#)

[Attachment A – Contract with Oscar’s Tree Service](#)

[Attachment B – Contract with Ian Geddes Tree Care](#)

[Attachment C – Contract with Tree 360 Degrees](#)

[Attachment D - Contract with Mario Topete Tree Care, Inc.](#)

1.3. Prospect Road Cost Share Agreement with the City of San Jose in the Amount of \$45,694

Recommended Action:

Approve the Prospect Road Cost Share Agreement with the City of San Jose in the amount of \$45,694.04.

[Staff Report](#)

[Attachment A - Prospect Road Cost Share Agreement with the City of San Jose](#)

1.4. Agreement for Employment and Labor Law Services with Mouser Law Firm, A Professional Corporation

Recommended Action:

Authorize the City Manager to enter into an agreement for employment and labor law services with Mouser Law Firm, A Professional Corporation.

[Staff Report](#)

[Attachment A: Agreement for Professional Services](#)

1.5. California Per Capita Grant Beauchamps Park Deed Restriction

Recommended Action:

Approve the Deed Restriction for Beauchamps Park and authorize the City Manager to execute the same.

[Staff Report \(Revised 08-16-2022\)](#)

[Attachment A - Deed Restriction, Revised 08-16-2022](#)

[Attachment A1 - Grant 18-43-018](#)

[Attachment A2 - Grant 18-43-019](#)

1.6. 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 the option of holding City of Saratoga Brown Act meetings by teleconference.

[Staff Report](#)

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

[Attachment B - Santa Clara County Health Officer Recommendation regarding public meetings](#)

2. GENERAL BUSINESS

2.1. Rebuttal Argument – Term Limit Ballot Measure

Recommended Action:

Approve a Rebuttal Argument, if an Argument Against the City's Term Limit Ballot Measure being presented to voters at the November 8, 2022 General Municipal Election is submitted.

[Staff Report](#)

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 August 12, 2022 at the City of Saratoga, 13777 Fruitvale Avenue, Saratoga, California and on the City's website at www.saratoga.ca.us.

Signed this 12th day of August 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]