



# SARATOGA CITY COUNCIL REGULAR MEETING

SEPTEMBER 7, 2022

## AMENDED AGENDA

- **9/6/2022 INTERVIEW TIMES REVISED**
- **9/7/2022 ITEM 2.2 WRITTEN COMMUNICATIONS ADDED**
- **9/7/2022 ITEM 2.2 PRESENTATION SLIDES ADDED**
- **9/7/2022 ITEM 2.4 WRITTEN COMMUNICATIONS ADDED**
- **9/12/2022 COMMUNICATIONS FOR NON-AGENDIZED ITEMS 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 **6:30 p.m. Commission Interviews** by:

- Using the Zoom website <https://us02web.zoom.us/j/84655056248>; Webinar ID 846 5505 6248  
**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/82633044161>; Webinar ID 826 3304 4161  
**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](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](http://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.

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## 6:30 PM COMMISSION INTERVIEWS

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Time	Name	Commission	Vacancies	Incumbent
6:30 p.m.	Gloria Wu	Public Art Commission	1 Full Term ending September 30, 2026	Yes
6:40 p.m.	Valerie Nygaard	Library & Community Engagement Commission	1 Partial Term ending September 30, 2025 and 1 Full Term ending September 30, 2026	No

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## 7:00 PM REGULAR SESSION

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### ROLL CALL

### REPORT ON POSTING OF THE AGENDA

*The agenda for this meeting was properly posted on September 1, 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.*

[Supplemental Memo 09-07-2022, Non-Agendized Written Communications](#)

### ANNOUNCEMENTS

### CEREMONIAL ITEMS

Commendation for The Fat Robin/La Mesa Linens

**Recommended Action:**

Commend The Fat Robin/La Mesa Linens in celebration of 50th anniversary

[Staff Report](#)

[Attachment A - The Fat Robin 50th Anniversary Commendation](#)

### 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 August 17, 2022 City Council Regular Meeting.

[Staff Report](#)

[Attachment A - Minutes for the August 17, 2022 City Council Regular Meeting](#)

1.2. Review of Accounts Payable Check Registers

**Recommended Action:**

Review and accept check registers for the following accounts payable payment cycles:  
7/15/22 Period 13; 7/15/22 Period 1; 7/21/22 Period 13; 7/21/22 Period 1; 7/28/22 Period 13; 7/28/22 Period 1; 8/4/22 Period 13; 8/4/22 Period 2; 8/4/22 Period 2;  
8/11/22 Period 13; 8/11/22 Period 2; 8/17/22 Period 2; 8/24/22 Period 2.

[Staff Report](#)

[Attachment A - Check Register 07-15-2022 Period 13](#)

[Attachment B - Check Register 07-15-2022 Period 1](#)

[Attachment C - Check Register 07-21-2022 Period 13](#)

[Attachment D - Check Register 07-21-2022 Period 1](#)

[Attachment E - Check Register 07-28-2022 Period 13](#)

[Attachment F - Check Register 07-28-2022 Period 1](#)

[Attachment G - Check Register 08-04-2022 Period 13](#)

[Attachment H - Check Register 08-04-2022 Period 2](#)

[Attachment I - Check Register 08-04-2022 Period 2](#)

[Attachment J - Check Register 08-11-2022 Period 13](#)

[Attachment K - Check Register 08-11-2022 Period 2](#)

[Attachment L - Check Register 08-17-2022 Period 2](#)

[Attachment M - Check Register 08-24-2022 Period 2](#)

1.3. Treasurer's Report for the Month Ended June 30, 2022

**Recommended Action:**

Review and accept the Treasurer's Report for the month ended June 30, 2022.  
[Treasurer Report for June 2022.docx](#)

1.4. 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](#)

1.5. Resolution Authorizing Destruction of Certain City Records

**Recommended Action:**

Adopt the Resolution authorizing destruction of certain City records.

[Staff Report](#)

[Attachment A - Resolution Authorizing Destruction of Records](#)

1.6. Resolution Amending City of Saratoga Conflict of Interest Code

**Recommended Action:**

Adopt the Resolution amending the City of Saratoga Conflict of Interest Code.

[Staff Report](#)

[Attachment A - Resolution Amending Conflict of Interest Code](#)

1.7. Grant of Landscape Easements – Prides Crossing (LLAD Zone 22)

**Recommended Action:**

1. Adopt Resolution (Attachment A) accepting grant of landscape easement (Attachment B) located at 12792 Miller Avenue (APN 386-47-036)
2. Adopt Resolution (Attachment C) accepting grant of landscape easement (Attachment D) located at 12799 Miller Avenue (APN 386-47-031)

[Staff Report](#)

[Attachment A - Resolution APN 38647036](#)

[Attachment B - Landscape Easement APN 38647036](#)

[Attachment C - Resolution APN 38640031](#)

[Attachment D - Landscape Easement APN 38640031](#)

1.8. Award of Contract for the 2022 Comprehensive Fee Study Project

**Recommended Action:**

Authorize City Manager to execute an agreement with Matrix Consulting Group for the 2022 Comprehensive Fee Study Project in an amount not to exceed \$40,020.

[Staff Report](#)

[Attachment A - Services Contract Matrix Consulting 2022 Fee Study](#)

1.9. Goleta Avenue Right of Way Easement

**Recommended Action:**

Accept the Grant of Easement dated July 28, 2022 from the Cupertino Union School District (CUSD), property owner of 12300 De Sanka Avenue (APN 386-55-001), for a right of way easement along Goleta Avenue.

[Staff Report](#)

[Attachment A - Grant of Easement to City of Saratoga](#)

1.10. Donation from Saratoga Rotary Charitable Foundation

**Recommended Action:**

Authorize the City Manager to execute the donation agreement with the Saratoga Rotary Charitable Foundation to accept a donation of tables.

[Staff Report](#)

[Attachment A – Donation Agreement](#)

[Attachment B – Donation Policy](#)

**2. GENERAL BUSINESS**

2.1. Landmark Designation & Mills Act Agreement for 14666 Oak Street Application No. MIL22-0001 & LNDMRK22-0001

**Recommended Action:**

The Heritage Preservation Commission (HPC) recommends that the City Council:

1. Accept public comment on the proposal to designate the subject property as a historic landmark and enter into a Mills Act Agreement.
2. Adopt the attached ordinance designating the property as a historic landmark as introduced on July 6, 2022.
3. Adopt the attached Resolution authorizing the City Manager to enter into a Mills Act Agreement for the property located at 14666 Oak Street upon the effective date of the landmark ordinance.

[Staff Report Oak Street 14666](#)  
[Attachment A- July 6 and July 20, 2022 Staff Reports and Minutes](#)  
[Attachment B-Public Comments](#)  
[Attachment C - Ordinance approving the property's Landmark status](#)  
[Attachment D - Resolution approving Mills Act Agreement](#)  
[Attachment E- Mills Act Historic Property Preservation Agreement](#)

## 2.2. Safe Routes to School Master Plan Approval

### **Recommended Action:**

Approve the Safe Routes to School Master Plan dated July 14, 2022 and direct staff to move forward with implementation of improvement projects identified in the plan.

[Staff Report](#)

[Attachment A – Draft Safe Routes to School Master Plan](#)

[Supplemental Memo 09-07-2022, Item 2.2 Written Communications \(added 09-07-2022\)](#)

[Presentation Slides Item 2.2 \(added 09-07-2022\)](#)

## 2.3. Report on Public Street Parking Regulations

### **Recommended Action:**

Staff recommends that the City Council review the information in this report and provide staff direction as needed.

[Staff Report](#)

## 2.4. Contract with Lisa Wise Consulting for Preparation of Mixed-Use / Multi-Family Objective Design Standards

### **Recommended Action:**

Authorize City Manager to execute an agreement with Lisa Wise Consulting, Inc. for the Mixed Use / Multi-Family Objective Design Standards Project in an amount not to exceed \$159,511.

[Staff Report](#)

[Attachment A – Proposed Contract with Lisa Wise Consulting, Inc.](#)

[Supplemental Memo 09-07-2022, Item 2.4 Written Communications \(added 09-07-2022\)](#)

## **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 Board of Trustees and 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 September 1, 2022 at the City of Saratoga, 13777 Fruitvale Avenue, Saratoga, California and on the City's website at [www.saratoga.ca.us](http://www.saratoga.ca.us).

Signed this 1<sup>st</sup> day of September 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](http://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](mailto: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]