

MINUTES
WEDNESDAY, JULY 19, 2023
SARATOGA CITY COUNCIL REGULAR MEETING

At 6:00 p.m., the City Council held a Joint Session with Santa Clara County Sheriff's Office and Santa Clara County Fire Department in the Linda Callon Conference Room.

Mayor Fitzsimmons invited public comment.

No one requested to speak.

Mayor Fitzsimmons called the Regular Session to order at 7:00 p.m.

ROLL CALL

PRESENT: Mayor Kookie Fitzsimmons, Vice Mayor Yan Zhao, Council Members Belal Aftab, Chuck Page, Tina Walia

ABSENT: None

ALSO PRESENT: James Lindsay, City Manager
Richard Taylor, City Attorney
Leslie Arroyo, Assistant City Manager
John Cherbone, Public Works Director
Nick Pegueros, Administrative Services Director
Bryan Swanson, Community Development Director
Britt Avrit, City Clerk
Lauren Blom, Public Information Officer
David Dorcich, Associate Civil Engineer

REPORT ON POSTING OF THE AGENDA

The City Clerk reported the agenda for this meeting was properly posted on July 14, 2023.

REPORT FROM CLOSED SESSION

Mayor Fitzsimmons stated the City Council met in Closed Session following the July 5, 2023, City Council Meeting with no reportable action.

REPORT FROM JOINT SESSION

Mayor Fitzsimmons stated the City Council held a Joint Session with Santa Clara County Sheriff's Office and Santa Clara County Fire Department prior to the Regular Session.

Santa Clara County Sheriff Captain Neil Valenzuela, and Santa Clara County Fire Chief Suwanna Kerdkaew provided a report of the City Council Joint Session.

ORAL COMMUNICATIONS ON NON-AGENDIZED ITEMS

Mayor Fitzsimmons invited public comment.

The following individuals spoke:

Nora Mason – discussed Ukrainian Independence Day.

Vidur Sunghi – discussed the Music and Good in Concert Event.

Bill Dalton – discussed the Our Neighborhood Voices Initiative.

ANNOUNCEMENTS

Mayor Fitzsimmons shared information about Movie Nights in Saratoga, the Compost Basics Workshop, and the Pickleball Ribbon-Cutting Ceremony.

Council Member Page shared information about the 2023 Saratoga Classic and Cool Car Show, and Senate Bill 532.

CEREMONIAL ITEM

Commendation Recognizing Ann Waltonsmith

Recommended Action:

Present commendation recognizing Ann Waltonsmith for her service as the Hakone Foundation Board of Trustees Chairperson.

Mayor Fitzsimmons invited public comment.

The following individuals spoke: Howard Miller, Emily Lo, Connie Young Yu

The City Council recognized Ann Waltonsmith for her service as the Hakone Foundation Board of Trustees Chairperson.

SPECIAL PRESENTATION

Special Presentation – Midpeninsula Regional Open Space District

Recommended Action:

Receive presentation from Midpeninsula Regional Open Space District

Craig Gleason, Midpeninsula Regional Open Space District Board Member, Ward 1, provided a presentation from Midpeninsula Regional Open Space District.

Mayor Fitzsimmons invited public comment.

The following individual spoke: Lakhinder

1. CONSENT CALENDAR

Mayor Fitzsimmons invited public comment.

No one requested to speak.

1.1. City Council Meeting Minutes

Recommended Action:

Approve the Minutes for the July 5, 2023, City Council Regular Meeting.

AFTAB/ZHAO MOVED TO **APPROVE THE MINUTES FOR THE JULY 5, 2023, CITY COUNCIL REGULAR MEETING.** MOTION PASSED BY THE FOLLOWING VOTE: AYES: AFTAB, PAGE, WALIA, ZHAO, FITZSIMMONS. NOES: NONE. ABSTAIN: NONE. RECUSED: NONE. ABSENT: NONE.

1.2. Review and Accept Accounts Payable Check Registers

Recommended Action:

Review and accept the 06/29/2023 and 07/06/2023 accounts payable vendor payment check registers.

AFTAB/ZHAO MOVED TO **REVIEW AND ACCEPT THE 06/29/2023 AND 07/06/2023 ACCOUNTS PAYABLE VENDOR PAYMENT CHECK REGISTERS.** MOTION PASSED BY THE FOLLOWING VOTE: AYES: AFTAB, PAGE, WALIA, ZHAO, FITZSIMMONS. NOES: NONE. ABSTAIN: NONE. RECUSED: NONE. ABSENT: NONE.

1.3. Notice of Completion – 2022 Pavement Management Program Project

Recommended Action:

Accept the 2022 Pavement Management Program (2022 PMP) contract as complete and authorize staff to record the Notice of Completion.

AFTAB/ZHAO MOVED TO **ACCEPT THE 2022 PAVEMENT MANAGEMENT PROGRAM (2022 PMP) CONTRACT AS COMPLETE AND AUTHORIZE STAFF TO RECORD THE NOTICE OF COMPLETION.** MOTION PASSED BY THE FOLLOWING VOTE: AYES: AFTAB, PAGE, WALIA, ZHAO, FITZSIMMONS. NOES: NONE. ABSTAIN: NONE. RECUSED: NONE. ABSENT: NONE.

1.4. Citywide Bikeways and Sidewalk Master Plan – Resolution of Local Support

Recommended Actions:

1. Adopt a Resolution of Local Support for the Citywide Bikeways and Sidewalk Master Plan to secure the funding provided through One Bay Area Grant (OBAG).
2. Adopt a budget resolution creating a new CIP project for the Citywide Bikeways and Sidewalk Master Plan.

RESOLUTION 23-068

RESOLUTION 23-069

AFTAB/ZHAO MOVED TO **ADOPT A RESOLUTION OF LOCAL SUPPORT FOR THE CITYWIDE BIKEWAYS AND SIDEWALK MASTER PLAN TO SECURE THE FUNDING PROVIDED THROUGH ONE BAY AREA GRANT (OBAG) AND ADOPT A BUDGET RESOLUTION CREATING A NEW CIP PROJECT FOR THE CITYWIDE BIKEWAYS AND SIDEWALK MASTER PLAN.** MOTION PASSED BY THE FOLLOWING VOTE: AYES: AFTAB, PAGE, WALIA, ZHAO, FITZSIMMONS. NOES: NONE. ABSTAIN: NONE. RECUSED: NONE. ABSENT: NONE.

1.5. The Elms (Quito Village) Landscape Maintenance Agreement - Pulte

Recommended Action:

Approve the Landscape Maintenance Agreement with Pulte Home Company, LLC for the landscaping that will be installed in the public right-of-way as part of their new housing development, The Elms.

AFTAB/ZHAO MOVED TO **APPROVE THE LANDSCAPE MAINTENANCE AGREEMENT WITH PULTE HOME COMPANY, LLC FOR THE LANDSCAPING THAT WILL BE INSTALLED IN THE PUBLIC RIGHT-OF-WAY AS PART OF THEIR NEW HOUSING DEVELOPMENT, THE ELMS.** MOTION PASSED BY THE FOLLOWING VOTE: AYES: AFTAB, PAGE, WALIA, ZHAO, FITZSIMMONS. NOES: NONE. ABSTAIN: NONE. RECUSED: NONE. ABSENT: NONE.

1.6. Final Map Approval for 11 Lots Located at 14521 Quito Road (397-05-028)

Recommended Action:

Adopt a resolution granting final map approval of tentative map application No. SUB 20-0003 for 11 lots located at 14521 Quito Road (APN 397-05-028) and authorizing ancillary actions.

RESOLUTION 23-070

AFTAB/ZHAO MOVED TO **ADOPT A RESOLUTION GRANTING FINAL MAP APPROVAL OF TENTATIVE MAP APPLICATION NO. SUB 20-0003 FOR 11 LOTS LOCATED AT 14521 QUITO ROAD (APN 397-05-028) AND AUTHORIZING ANCILLARY ACTIONS.** MOTION PASSED BY THE FOLLOWING VOTE: AYES: AFTAB, PAGE, WALIA, ZHAO, FITZSIMMONS. NOES: NONE. ABSTAIN: NONE. RECUSED: NONE. ABSENT: NONE.

1.7. Two-year Contract for Park Restroom Maintenance Services with North Bay Building Maintenance (NBBM) in the amount not to exceed \$104,299.80

Recommended Action:

Approve a two-year Park Restroom Maintenance Service Contract with North Bay Building Maintenance (NBBM) for monthly restroom maintenance services in the amount not-to-exceed \$104,299.80 and authorize the City Manager to execute the same.

AFTAB/ZHAO MOVED TO **APPROVE A TWO-YEAR PARK RESTROOM MAINTENANCE SERVICE CONTRACT WITH NORTH BAY BUILDING MAINTENANCE (NBBM) FOR MONTHLY RESTROOM MAINTENANCE SERVICES IN THE AMOUNT NOT-TO-EXCEED \$104,299.80 AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE SAME.** MOTION PASSED BY THE FOLLOWING VOTE: AYES: AFTAB, PAGE, WALIA, ZHAO, FITZSIMMONS. NOES: NONE. ABSTAIN: NONE. RECUSED: NONE. ABSENT: NONE.

2. GENERAL BUSINESS

2.1. New Taipei Friendship City Discussion

Recommended Action:

Consider whether to direct staff to initiate discussions with New Taipei City to develop a Friendship City Memorandum of Understanding.

Leslie Arroyo, Assistant City Manager, presented the staff report.

Mayor Fitzsimmons invited public comment.

The following individuals spoke: David & Jennifer Guidry, Katherine Tseng

PAGE/WALIA MOVED TO **DIRECT STAFF TO INITIATE DISCUSSIONS WITH NEW TAIPEI CITY TO DEVELOP A FRIENDSHIP CITY MEMORANDUM OF UNDERSTANDING.** MOTION PASSED BY THE FOLLOWING VOTE: AYES: AFTAB, PAGE, WALIA, ZHAO, FITZSIMMONS. NOES: NONE. ABSTAIN: NONE. RECUSED: NONE. ABSENT: NONE.

2.2. Website Design Preview

Recommended Action:

Receive website design preview and provide feedback.

Lauren Blom, Public Information Officer, presented the staff report.

Mayor Fitzsimmons invited public comment.

No one requested to speak.

No action needed for this item.

2.3. Preliminary Fiscal Year 2022-23 Year-End Report

Recommended Action:

Receive a preliminary fiscal year 2022-23 year-end report.

Nick Pegueros, Administrative Services Director, presented the staff report.

Mayor Fitzsimmons invited public comment.

No one requested to speak.

No action needed for this item.

2.4. Amendment to Remote Public Participation Policy

Recommended Action:

Adopt a resolution amending the Remote Public Participation Policy to clarify that public meetings may continue in person in the event remote participation technology is not available.

Richard Taylor, City Attorney, presented the staff report.

Mayor Fitzsimmons invited public comment.

The following individual spoke: Bill Dalton

RESOLUTION 23-071

PAGE/WALIA MOVED TO **ADOPT A RESOLUTION AMENDING THE REMOTE PUBLIC PARTICIPATION POLICY TO CLARIFY THAT PUBLIC MEETINGS MAY CONTINUE IN PERSON IN THE EVENT REMOTE PARTICIPATION TECHNOLOGY IS NOT AVAILABLE.** MOTION PASSED BY THE FOLLOWING VOTE: AYES: AFTAB, PAGE, WALIA, ZHAO, FITZSIMMONS. NOES: NONE. ABSTAIN: NONE. RECUSED: NONE. ABSENT: NONE.

2.5. City Manager’s Employment Agreement and Salary Schedule Amendments

Recommended Actions:

Authorize the Mayor to sign the City Manager’s Amended Employment Agreement and adopt a Resolution Amending the City Salary Schedule effective July 1, 2023.

Nick Pegueros, Administrative Services Director, presented the staff report.

Mayor Fitzsimmons invited public comment.

No one requested to speak.

RESOLUTION 23-072

WALIA/AFTAB MOVED TO **AUTHORIZE THE MAYOR TO SIGN THE CITY MANAGER’S AMENDED EMPLOYMENT AGREEMENT AND ADOPT A RESOLUTION AMENDING THE CITY SALARY SCHEDULE EFFECTIVE JULY 1, 2023.** MOTION PASSED BY THE FOLLOWING VOTE: AYES: AFTAB, PAGE, WALIA, ZHAO, FITZSIMMONS. NOES: NONE. ABSTAIN: NONE. RECUSED: NONE. ABSENT: NONE.

2.6. Designation of League of California Cities Annual Conference Voting Delegate and Alternate(s)

Recommended Action:

Designate the City of Saratoga’s voting delegate and alternate voting delegate(s) for the 2023 League of California Cities Annual Conference.

Britt Avrit, City Clerk, presented the staff report.

Mayor Fitzsimmons invited public comment.

No one requested to speak.

PAGE/WALIA MOVED TO **DESIGNATE VICE MAYOR ZHAO AS THE CITY OF SARATOGA’S VOTING DELEGATE AND COUNCIL MEMBER PAGE AS THE ALTERNATE VOTING DELEGATE FOR THE 2023 LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE.** MOTION PASSED BY THE FOLLOWING VOTE: AYES: AFTAB, PAGE, WALIA, ZHAO, FITZSIMMONS. NOES: NONE. ABSTAIN: NONE. RECUSED: NONE. ABSENT: NONE.

COUNCIL ASSIGNMENTS

Council Member Tina Walia

Nothing to report.

Council Member Chuck Page

Nothing to report.

Council Member Belal Aftab

Nothing to report.

Vice Mayor Yan Zhao

Transportation, Communication & Public Works Policy Committee – stated the Committee received updates on SB 1 projects and funding, and an update from the Caltrans Office of Federal Liaison on the Federal Discretionary Funding Program.

Mayor Kookie Fitzsimmons

Nothing to report.

CITY COUNCIL ITEMS

Council Member Page stated the City Council took action earlier this year to cancel the meetings scheduled in August and requested if a Special Meeting is held in August, that an item to commemorate Ukrainian Independence Day be added to that agenda.

COUNCIL COMMUNICATIONS

Council Member Page discussed a webinar with Assemblymember Marc Berman and Insurance Commissioner Ricardo Lara.

CITY MANAGER'S REPORT

None

CITY ATTORNEY'S REPORT

None

ADJOURNMENT

WALIA/AFTAB MOVED TO **ADJOURN THE MEETING AT 9:04 P.M.** MOTION PASSED BY THE FOLLOWING VOTE: AYES: AFTAB, PAGE, WALIA, ZHAO, FITZSIMMONS. NOES: NONE. ABSTAIN: NONE. RECUSED: NONE. ABSENT: NONE.

Minutes respectfully submitted:

Britt Avrit, City Clerk
City of Saratoga