

**MINUTES OF THE TOWN COUNCIL/PARKING AUTHORITY
FEBRUARY 21, 2012**

The Town Council of the Town of Los Gatos conducted a Regular Meeting on Tuesday, February 21, 2012 at 7:00 P.M.

MEETING CALLED TO ORDER AT 7:00 P.M.

ROLL CALL

Present: Mayor Steve Rice, Vice Mayor Barbara Spector, Council Member Diane McNutt, and Council Member Joe Pirzynski.
Absent: Council Member Steven Leonardis

PLEDGE OF ALLEGIANCE

Nathan Townsend, first grader at Van Meter Elementary School, led the Pledge of Allegiance. The audience was invited to participate.

PRESENTATION

Mayor Steve Rice presented a Proclamation to the Los Gatos Rotary International.

CLOSED SESSION REPORT

There is no closed session for this meeting.

TOWN COUNCIL

COUNCIL/TOWN MANAGER REPORTS

Council Matters

- Mayor Steve Rice announced that Paul Dubois passed away and honored Mr. Dubois's numerous civic contributions.
- Mayor Steve Rice announced that he will hold "Meet the Mayor" sessions in the library conference room on Saturday, February 26, 2012 from 2-4 p.m.

Manager Matters

- Commented on the increased usage statistics of the new library, which resulted from the hard work of many individuals from staff, Council, and the Friends of the Library.

Did You Know??

Linda Dydo, Library Director

- Described some of the features of the new library.
- Commented that the opening day library collection was funded by the Barbara Cassin Trust.

TOWN COUNCIL

CONSENT ITEMS (TO BE ACTED UPON BY A SINGLE MOTION)

1. Accept Second Quarter Investment Report for FY 2011/12 (October through December 2011)
2. Adopt 2012-2014 Strategic Goals
3. Adoption of a resolution approving the Town of Los Gatos annex to the Santa Clara County, CA annex to the 2010 Association of Bay Area Governments Local Hazard Mitigation Plan entitled "Taming Natural Disasters"
4. Authorize the Town Manager to execute an agreement with RRM Design Group to serve as a consultant to the Town for preparation of the Los Gatos Boulevard Plan Update
 - Mayor Steve Rice pulled Item #4 from the Consent Items.
5. Approve Town Council minutes of:
 - a. January 28 Special Meeting (approval by Council and Council as Successor Agency of the Redevelopment Agency of the Town of Los Gatos)
 - b. January 28 Special Meeting Town Council Retreat
 - c. February 6
6. Accept the 2010/2011 Comprehensive Annual Financial Report (CAFR) (acceptance by Council and Council as Successor Agency of the Redevelopment Agency of the Town of Los Gatos)

Consent Items – Continued

MOTION: **Motion by Vice Mayor Barbara Spector** to approve Consent Items #1-6, exclusive of Item #4
 Seconded by Council Member Joe Pirzynski.

VOTE: **Motion passed 4-0.**

VERBAL COMMUNICATIONS (Up to three minutes may be allotted to each speaker to address matters that are not on tonight's agenda.)

Ms. Vindasius

- Expressed concern about the proposed Hillbrook School expansion.

Mr. Frangadakis

- Commented that Los Gatos should have a veterans memorial and that an organization should form to create one.

Mr. Larson, Town Manager

- Commented that meetings with several service clubs have occurred on this matter and an action item will be brought to Council regarding a veterans memorial, which will be part of the Jubilee Year activities.

Pulled Consent Item #4

4. Authorize the Town Manager to execute an agreement with RRM Design Group to serve as a consultant to the Town for preparation of the Los Gatos Boulevard Plan Update

Wendie Rooney, Director of Community Development, presented the staff report.

Council Discussion

- Expressed concerns about the scope of work, and the cost of the project.
- Commented that the scope of work should be narrowed to include an analysis of view sheds, traffic impacts, and protection of long-term retail and other commercial opportunities.

Mr. Larson, Town Manager

- Commented that staff will revise the scope of work and bring it back to Council.

PUBLIC HEARINGS

7. Conditional Use Permit ("CUP") Application U-11-018. Project Location: 15043 Los Gatos Boulevard. Property Owner/Applicant: Robert and Georgianna Spinazze Consider a request to approve Conditional Use Permit U-11-018

Jennifer Savage, Associate Planner, presented the staff report.

Council Questions

- Questioned why the applicant is amenable to the conditions and whether the applicant preferred to have a CUP without the subsequent review condition.
- Commented that there should be no subsequent review for this property because it is not required of other businesses.

Ms. Spinazze, Applicant

- Commented that she wants to work with the Town and encouraged Council to approve the CUP without restrictions of having to return to Council for renewal.
- Commented that the The Boulevard Tavern is a well-run establishment.

Ms. Savage

- Commented that the subsequent review condition is not required, and Council may choose not to include it.

Opened and Closed the Public Hearing

Council Questions

- Questioned how much food service the establishment could have without having to amend the CUP.

Ms. Savage

- Commented that food service and the possible need for an amendment to the CUP would depend on many factors.

Public Hearing Item #7 - Continued

MOTION: **Motion by Vice Mayor Barbara Spector** to approve the application subject to the Conditional of Approval (Exhibit A of Attachment 2),e exclusive of Condition 4 (“Subsequent Review”).
Seconded by Council Member Joe Pirzynski.

VOTE: **Motion passed 4-0.**

The following discussion occurred prior to the vote:

Council Comments

- Commented that the testimony was convincing and the potential for development of the North 40 does not require any special treatment of this property versus any other.

OTHER BUSINESS

8. 2011/2012 Mid-Year Budget Performance and Status Report - Six Months ending December 31, 2011
 - a. Accept 2011/12 Mid-Year Second Quarter Budget Performance Status Report, including Fiscal Year 2011-12 Five-year Financial Projections
 - b. Authorize budget adjustments as recommended in the Second Quarter Budget Performance Report
 - **c. Authorize Amendment of FY2011/12 Comprehensive Fee Schedule Library Internet Printing Fee

Steve Conway, Finance Director, and Jenny Haruyama, Budget Director, presented the staff report.

Council Comments

- Questioned whether the figures stated in the desk item are fixed and what factors may change the figures.

Mr. Larson, Town Manager

- Commented that the five year forecast assumed an increase in PERS rate, and the Desk Item was provided to update the Council on the most recent projected increases.
- Commented that the PERS rate of return on its investments, among other factors, may alter the Town’s future PERS rates.

Item #8 - Continued

Council Discussion

- Commented that the library should open at 10 a.m. on Saturdays, at least until the end of the fiscal year, to provide residents the opportunity to get to know the new facility.
- Commented that the use of reserves should be limited, but using reserves to fund Saturday morning 10 a.m. library opening is justifiable because the public is using the library so much.
- Commented that at the end of the fiscal year, the operating hours should be re-evaluated.

Mr. Larson, Town Manager

- Commented that opening the library at 10 a.m. for the remainder of the fiscal year would cost \$35,000.
- Commented that adding an hour to each weekend day would have operational benefits.

Council Comments

- Commented that Saturday morning early opening is preferable to adding one hour to each weekend day.

MOTION:

Motion by Vice Mayor Barbara Spector to:

1. Accept the FY 2011/12 Mid-Year Budget Performance and Status Report, including FY 2011/12 financial projections.
2. Authorize budget adjustments as recommended in the attached Second Quarter Budget Performance Report (Attachment 1) and to increase expenditure in the amount of \$35,000 for the library to open on Saturdays at 10 a.m. for the remainder of the fiscal year.
3. Authorize amendment of the Town FY 2011/12 Comprehensive Fee Schedule, Library Internet Printing Fee.

Seconded by Council Member Joe Pirzynski.

VOTE:

Motion passed 4-0.

ADJOURNMENT

The meeting adjourned at 8:44 p.m. in memory of Paul Dubois, former Planning and Community Services Commissioner, President of Community Foundation, and Kiwanis Lt. Governor

Attest:

/s/Mazarin A. Vakharia
Clerk Administrator