



**MONTE SERENO CITY COUNCIL
MINUTES**

July 21, 2009

REGULAR MEETING CALLED TO ORDER

At 7:34 p.m., Mayor Wright called the meeting to order.

PLEDGE OF ALLIEGIENCE

ROLL CALL

Present: Council Members Garner, Malloy, Perry, and Mayor Wright

Absent: Council Member Anstandig

Staff Present: City Manager Loventhal, City Attorney Powell, and Deputy City Clerk L'Heureux

ORDERS OF THE DAY

Mayor Wright moved that the agenda be reordered so that Agenda Item #6 be heard prior to Agenda Item #5. The motion was seconded by Council Member Perry and the motion passed with a 4-0 vote.

ORAL COMMUNICATIONS

City Manager Loventhal reported on the status of the State Budget.

Mayor Wright reported on the re-opening of the Kevin Moran Park in Saratoga to which Monte Sereno contributed funds toward certain park improvements.

WRITTEN COMMUNICATIONS

None

CONSENT CALENDAR

1. Approve Minutes of July 7, 2009 City Council Meeting
2. Approve Warrant List in the amount of \$50,285.19
3. Approve Monthly Treasurer's Report of Month of June, 2009
4. Approve Monthly Financial Report for Month of June, 2009

Council Member Perry moved to approve the Consent Calendar. The motion was seconded by Mayor Wright and the motion passed with a 4-0 vote.

PUBLIC HEARINGS

Adopt Proposed Resolution Confirming A Weed Abatement Report And Assessment List Filed By The County Fire Marshal And Remanding Same To Said Fire Marshal To Be Entered On The Tax Assessment Roll.

City Manager Loventhal provided information on the matter and answered questions from the Council.

At 7:45 p.m., the Public Hearing was opened.

Saeed Shakeri, Saratoga, inquired about the process and assessments related to his property. He objected to the assessment.

Anahita Mehrany, Los Gatos, objected to the assessment and stated that she had not received a notification and that the notification had been sent to the previous land owner.

Moe Kumre, Weed Abatement coordinator for Santa Clara County, provided information on the Weed Abatement Program, discussed the notification process and answered questions from the Council.

City Attorney Powell clarified for the Council their jurisdiction with regard to the assessments and the program.

Since there was no one wishing to speak, the Public Hearing was closed at 7:51 p.m.

Discussion commenced among the council with regard to improving the notification process for future Weed Abatement cycles.

Council Member Perry moved that the council adopt the Proposed Resolution Confirming A Weed Abatement Report And Assessment List Filed By The County Fire Marshal And Remanding Same To Said Fire Marshal To Be Entered On The Tax Assessment Roll. The motion was seconded by Mayor Wright and the motion passed with a 4-0 vote.

5. TR-09-03 - 17930 Vineland Avenue - Property Owner: Monahan
Applicant is requesting a Tree Removal Permit to remove one (1) tree. The tree requested to be removed is a Eucalyptus Tree.

Patrick Monahan, property owner, provided information on the subject tree and spoke with regard to the unhealthiness of the tree and the potential danger it poses. Mr. Monahan stated that he proposes to replace the tree with 24" box maples.

The Public Hearing was opened at 8:15 p.m. Since there was no one wishing to speak, the Public Hearing was closed.

Following discussion, Council Member Perry moved to approve the tree removal request subject to the condition that the applicant install two (2) replacement trees a minimum size of 24" box with the location and type to be approved by the Planning Department. The motion was seconded by Mayor Wright and the motion passed with a 4-0 vote.

UNFINISHED BUSINESS

None

NEW BUSINESS

6. Discuss Use Permit Requirements for Accessory Structures

City Manager Loventhal provided a staff report on the matter and answered questions from the Council.

There was Council discussion and consensus to direct staff to draft an ordinance to be considered at a future Council meeting that would eliminate the Use Permit requirement for accessory structures.

COMMITTEE/COMMISSION REPORTS

There were no reports from the Council Members.

CITY MANAGER'S REPORT

City Manager Loventhal reported on various administrative matters.

ADJOURNMENT

At 8:32 p.m., Mayor Wright adjourned the meeting to 7:30 p.m., Tuesday, August 4, 2009 to be held in the City Council Chambers located at 18041 Saratoga-Los Gatos Road, Monte Sereno, and California.

A. Curtis Wright, Mayor

ATTEST:

Andrea M. Chelemengos, City Clerk