



AGENDA
CUPERTINO CITY COUNCIL ~ Regular Meeting
10350 Torre Avenue, Cupertino Community Hall
December 18, 2012, 6:45 pm

CALL FOR A SPECIAL MEETING OF THE CUPERTINO CITY COUNCIL NOTICE IS HEREBY GIVEN that a special meeting of the Cupertino City Council is hereby called for Tuesday, December 18 beginning at 3:30 p.m. in the Community Hall Council Chamber, 10350 Torre Avenue. Said special meeting shall be for the purpose of conducting a study session regarding the Civic Center Master Plan.

[ROLL CALL 3:30 PM](#)

[STUDY SESSION](#)

1. Civic Center Master Plan Framework Staff recommends that Council accept the report and provide direction to staff

[Staff Report](#)

[A - Civic Center Master Plan Framework](#)

[CLOSED SESSION](#)

2. Conference with Legal Counsel - Initiation of Litigation pursuant to subdivision (c) of Section 54956.9 - One Case Discussion
3. Conference with Legal Counsel - Significant Exposure to Litigation pursuant to subdivision (b) of Section 54956.9 - One Case Discussion

[PLEDGE OF ALLEGIANCE 6:45 PM](#)

[ROLL CALL](#)

CEREMONIAL MATTERS AND PRESENTATIONS

POSTPONEMENTS

[ORAL COMMUNICATIONS](#)

[CONSENT CALENDAR](#)

4. November 5 City Council minutes Approve minutes
[Draft Minutes](#)
5. November 13 City Council minutes Approve minutes
[Draft minutes](#)
6. Accounts Payable for period ending October 26, 2012 Adopt Resolution No. 12-132
[Draft Resolution](#)
7. Accounts Payable for period ending November 2, 2012 Adopt Resolution No. 12-133
[Draft Resolution](#)
8. Accounts Payable for period ending November 9, 2012 Adopt Resolution No. 12-134
[Draft Resolution](#)
9. Accounts Payable for period ending November 16, 2012 Adopt Resolution No. 12-135
[Draft Resolution](#)
10. Accounts Payable for period ending November 21, 2012 Adopt Resolution No. 12-136
[Draft Resolution](#)
11. Accounts Payable for period ending November 30, 2012 Adopt Resolution No. 12-137
[Draft Resolution](#)
12. Accounts payable for period ending December 7, 2012 Adopt Resolution No. 12-138
[Draft Resolution](#)
13. Financial Reports for Fiscal Year 2011-12 Accept the reports

[Staff Report](#)

[E - Development Impact Fee Report](#)

[A - Comprehensive Annual Financial Report](#)

[B - Memorandum on Internal Control and Required Communications](#)

[D - Independent Accountant's Report on Compliance with the Proposition 111 Appropriation Limit Increment](#)

[C - Independent Accountant's Report on City of Cupertino Investment Policy](#)

14. [Adopt resolution amending the Unrepresented Employees? Compensation Program by transferring the positions of Assistant City Attorney and Deputy City Attorney into this group and transferring the City Manager Position out of this group; adopt resolution amending the City Attorney Employees? Compensation Program by transferring the City Manager position into this group and renaming it the Appointed Employees? Compensation Program consisting of the City Manager and City Attorney and any required related action Adopt Resolution No 12-139 amending Resolution No. 12-121 amending the Unrepresented Employee Compensation Program; adopt Resolution No. 12-140 amending Resolution No. 12-122 amending the City Attorney Employees' Compensation Program by renaming/establishing an Appointed Employees' Compensation Program](#)

[Staff Report](#)

[A - Draft Resolution-City Attorney](#)

[B - Redlined City Attny/Appointed](#)

[C - Draft Resolution-Unrep](#)

[D - Redlined Unrep Emp Comp Program](#)

15. Declare weeds a nuisance and set hearing date of January 15 for objections to proposed removal Adopt Resolution No. 12-141

[A - Draft Resolution](#)

[Staff Report](#)

16. Alcoholic Beverage License, Bombay Oven Inc, 20803 Stevens Creek Blvd Approve Alcoholic Beverage License, Bombay Oven Inc

[Staff Report](#)

[A - Application](#)

17. Alcoholic Beverage License, Safeway Inc, West Homestead Road and North De Anza Boulevard Approve Alcoholic Beverage License, Safeway Inc

[Staff Report](#)

[A - Application](#)

18. Citizens' Option for Public Safety (COPS) Program Funds of \$100,000 Adopt Resolution No. 12-142 to approve the 2012-13 COPS grant funding request

[Staff Report](#)

[A - Draft Resolution](#)

19. Improvement Agreement, George Chia-Jung Chang and Suk-Yee Chung, 10397 Palo Vista Road, APN: 357-03-027 Adopt Resolution No. 12-143 Through the improvement agreement with the City, the applicants for a building permit for a residential development will be obligated to construct City-specified street improvements, including curb, gutter and driveway approach along the frontage of their building site

[Staff Report](#)

[A - Draft Resolution](#)

[B - Improvement Agreement](#)

[C - Map](#)

20. Improvement Agreement, Rajat Gupta and Puja Gupta, 22388 Santa Paula Avenue, APN: 357-05-034 Adopt Resolution No. 12-144 Through the improvement agreement with the City, the applicants for a building permit for a residential development will be obligated to construct City-specified street improvements, including curb, gutter, sidewalk and driveway approach along the frontage of their building site

[Staff Report](#)

[A - Draft Resolution](#)

[B - Improvement Agreement](#)

[C - Map](#)

21. Improvement Agreement, Mehrdad Mojgani and Homa Mojgani, 22717 San Juan Road, APN: 342-17-025 Adopt Resolution No. 12-145 Through the improvement agreement with the City, the applicants for a building permit for a residential development will be obligated to construct City-specified street improvements, including curb, gutter, and driveway approach along the frontage of their building site

[Staff Report](#)

[A - Draft Resolution](#)

[B - Improvement Agreement](#)

[C - Map](#)

SECOND READING OF ORDINANCES

PUBLIC HEARINGS

ORDINANCES AND ACTION ITEMS

22. [Mid-Year Budget Adjustment #3](#)
[Adopt Resolution No. 12-146 Approving Mid-Year Budget Adjustment #3](#)

[Staff Report](#)

[A - Draft Resolution](#)

[B - Lehigh study report](#)

[C- Waldeck Letter](#)

23. [Adoption of an ordinance prohibiting the feeding of waterfowl \(namely, geese, ducks, and coots\) in City parks and establishing a schedule of fines for such actions in violation of the proposed section of the Municipal Code](#)
[Conduct the first reading of Ordinance No. 12-2101: "An Ordinance of the City Council of the City Of Cupertino adopting Section 13.04.130 P of the Cupertino Municipal Code prohibiting the feeding of waterfowl in City parks and amending Section 1.12.160 B to set a fine specifically for this code violation"](#)

[Staff Report](#)

[A - Draft Ordinance](#)

[B - Red-Lined Version of Existing Ordinance](#)

REPORTS BY COUNCIL AND STAFF

ADJOURNMENT Note: The January 2nd meeting has been cancelled. The next regular meeting will be January 15.