



CUPERTINO

**APPROVED MINUTES
CUPERTINO CITY COUNCIL
Tuesday, April 3, 2018**

REGULAR CITY COUNCIL MEETING

At 6:48 p.m. Mayor Darcy Paul called the Regular City Council meeting in the Cupertino Community Hall Council Chambers, 10350 Torre Avenue and led the Pledge of Allegiance.

Present: Mayor Darcy Paul, Vice Mayor Rod Sinks, and Councilmembers Barry Chang, Steven Scharf, and Savita Vaidhyanathan.

PLEDGE OF ALLEGIANCE

ROLL CALL

Mayor Paul reordered the agenda to hear Item #2 before Item #1.

CEREMONIAL MATTERS AND PRESENTATIONS

- 2.** Subject: Proclamation recognizing volunteers for the annual Wreaths Across America event to honor veterans
Recommended Action: Present proclamation recognizing volunteers for the annual Wreaths Across America event to honor veterans

Mayor Paul and representative Dennis Whittaker presented the proclamations recognizing volunteers for the annual Wreaths Across America event to honor veterans.

The Mayor continued with the agenda as ordered.

STUDY SESSION

- 1.** Subject: City Hall Renovation Project
Recommended Action: Discussion of alternative renovation plans for City Hall

Written communications for this item included a staff presentation.

Public Works Director Timm Borden reviewed the staff report.

Staff answered questions from Council.

Mayor Paul opened public comment and the following individuals spoke:

Jennifer Griffin
Jean Bedord (Cupertino resident)
Rhoda Fry

Mayor Paul closed public comment.

Conducted discussion of alternative renovation plans for City Hall and provided the following direction:

- There was not support for a City Hall renovation process.
- Directed staff to prepare a report for a charter city process.
- Look at other designs/general concepts for a new City Hall in the next 5-7 months.
- Look at other potential cost saving solutions, still preserving the new 40,000 square foot building as the preferred alternative.

POSTPONEMENTS – None

Council recessed from 7:51 p.m. to 7:59 p.m.

ORAL COMMUNICATIONS

Ed Hirshfield (Cupertino resident) talked about the development application for the Vallco Town Center project under Senate Bill 35 (SB 35) submitted by Sand Hill Property Company (supports).

Monica Chandra, on behalf of West Valley Community Services (WVCS), talked about affordable housing in Cupertino and in Silicon Valley.

Janet Van Zoeren (Cupertino resident), on behalf of HCC Cupertino Task Force, talked about the Sand Hill Vallco SB 35 application, community input, and extremely-low income housing (distributed written comments).

Jan Stokley, on behalf of Housing Choices Cupertino Task Force, talked about the Cupertino

Housing Element, and extremely-low income and special needs affordable housing.

Ishwari (Cupertino resident) talked about independent living programs for developmentally disabled adults.

Joan Chin (Cupertino resident) talked about the Opticos Design Vallco Specific Plan meetings, Vallco Town Center SB 35 project application, community input, traffic, housing, and retail.

Lisa Warren talked about gun safety ordinances, and on behalf of Phyllis Dickstein, talked about the Sand Hill Vallco SB 35 application (opposed) and Opticos Design meetings.

Jennifer Griffin talked about safety on Highway 17 and Summit Road, the Sand Hill Vallco SB 35 application, and recent state housing legislation.

Kevin McClelland, on behalf the Cupertino Chamber of Commerce, talked about moving forward on the Vallco Town Center project and housing (supports).

Connie Cunningham (Cupertino resident) talked about homelessness, affordable housing, and the Sand Hill Vallco SB 35 application (supports).

Jason Uhlenkott (Sunnyvale resident) talked about affordable housing, moving forward on the Vallco Town Center SB 35 project (supports), and a community-driven process.

Steve Kelly (Santa Clara resident) talked about affordable housing, traffic around Apple, and the Vallco Town Center SB 35 project (supports).

Kitty Moore (Cupertino resident) talked about the Vallco Town Center SB 35 project and its structures, including the rooftop park, residential units, and office space.

Liana Crabtree talked about the Santa Clara Citizens Advisory Commission on Elections and the Registrar of Voters ballot box location in front of the Library.

J.R. Fruen (Cupertino resident) talked about the Vallco Town Center SB 35 project, and asked for support of the community-driven process to define alternatives.

Hannah Follweiler (Cupertino resident) talked about the Vallco Town Center SB 35 project (supports), affordable housing, the green roof, and office space.

Paulette Altmaier (Cupertino resident) talked about the Vallco Town Center SB 35 project (supports) the green roof, housing units, office space, and community input.

Rich Altmaier (Cupertino resident) talked about land use, investment, the Sand Hill Vallco SB 35 application (supports), the green roof, housing, and office space.

Rhoda Fry talked about Bay Area Air Quality Management District (BAAQMD) Regulation 6 Rule 1 regarding environmental dust and pit blasting.

Miles Imwalle, on behalf of Sand Hill Property Company, talked about the Vallco Town Center SB 35 application, a 90/180 day approval process, and the Vallco Specific Plan process.

John Zhao (Cupertino resident) talked about the Vallco Town Center SB 35 application, housing and affordable units, office and retail space, and the jobs to housing ratio.

Long Res (Cupertino resident) talked about the Opticos Design survey, the Vallco Town Center SB 35 project, public input, civic/office/open space, and the jobs to housing ratio.

Max Kapczynski talked the Vallco Town Center SB 35 project (supports) and new state housing legislation.

Josue Garcia, on behalf of the Residents for Responsible Development, talked about the Vallco Town Center SB 35 application (supports), housing, and construction jobs.

Mitch Mankin (San Jose resident) talked about the Vallco Town Center SB 35 project (supports) and affordable housing.

Andrea Osgood, on behalf of Eden Housing, talked about Vallco development (supports) and very-low and extremely-low income affordable housing.

Nathan Ho (San Jose resident), Silicon Valley Leadership Group Senior Director of Housing and Community Development, talked about the Vallco Town Center SB 35 project (supports) housing and affordable housing.

Neil Struthers (San Jose resident) on behalf of the International Brotherhood of Electrical Workers (IBEW)/National Electrical Contractors Association (NECA) talked about the Vallco Town Center SB 35 project (supports), affordable housing, and employment for skilled workers.

Jules Brouillet (San Jose resident), Peninsula Democratic Coalition Communication Officer, talked about Vallco Town Center SB 35 project (supports) and affordable and extremely-low income housing.

Pilar Lorenzana, on behalf of SV@Home, talked about affordable and low-income housing in region and in Cupertino and the Vallco Town Center SB 35 project (supports).

Council recessed from 9:02 p.m. to 9:08 p.m.

Kevin Zwick, on behalf of Housing Trust Silicon Valley, talked about low-income and very low-income housing and the Vallco Town Center SB 35 project (supports).

Gina Lee (San Jose resident) talked about the Vallco Town Center SB 35 project (supports) and affordable housing.

Gary Jones (Cupertino resident) talked about the Vallco Town Center SB 35 project (supports), the approval process, the Vallco Specific Plan process, and community input.

Oliver Zhu (San Jose resident), on behalf of Catalyze SV, talked about the Vallco Town Center SB 35 project (supports), housing and affordable housing, office space, and walkability.

David Watson (Mountain View resident) talked about the Vallco Town Center SB 35 project (supports) and housing.

Wilma Jokobsen, on behalf of Saint Jude's Episcopal Church in Cupertino, talked about the Vallco Town Center SB 35 project (supports), affordable housing for homeless and disabled people, and the Safe Park program.

Laura Clark, on behalf of Yimby Action, talked about housing in the Bay Area and the state and the Vallco Town Center SB 35 project (supports).

Kathy Robinson (Cupertino resident), on behalf of Charities Housing, talked about the Veranda Affordable Housing Development, the Vallco Town Center SB 35 project (supports), housing, and community input.

Geoffrey Morgan, First Community Housing President, talked about real estate prices, affordable housing, and the Vallco Town Center SB 35 project (supports).

Sonja Trauss talked about the Vallco Town Center SB 35 project (supports), the jobs to housing ratio, housing, accessory dwelling units (ADU's), and upzoning single-family homes.

Ray Bramson, Destination Home Chief Impact Officer, talked about the Veranda Affordable Housing Development and the Vallco Town Center SB 35 project (supports).

Richard Melinger (Sunnyvale resident) and the Vallco Town Center SB 35 project (supports), affordable housing in Silicon Valley, and upzoning.

Francisco Melli-Huber talked about affordable housing, working in Cupertino, and the Vallco Town Center SB 35 project (supports).

Alex Shoor (San Jose resident), Catalyze SV Board Member, talked about the Vallco Town Center SB 35 project (supports), walkability, transit, housing and affordable housing, and community engagement.

Paul Leone (Mountain View resident) talked about the Vallco Town Center SB 35 project (supports), homelessness, and housing advocacy.

Casey Hsu (Cupertino resident) talked about traffic, inclusionary affordable housing, housing solutions and incentives for De Anza College students.

CONSENT CALENDAR

Vaidhyanathan moved and Scharf seconded to approve the items on the Consent Calendar as presented. Ayes: Paul, Sinks, Chang, Scharf, and Vaidhyanathan. Noes: None. Abstain: None. Absent: None.

- 3.** Subject: Approve the March 20 City Council minutes
Recommended Action: Approve the March 20 City Council minutes

Written communications for this item included an amended page 4.

- 4.** Subject: Accept Accounts Payable for the period ending February 23, 2018
Recommended Action: Adopt Resolution No. 18-025 accepting Accounts Payable for the period ending February 23, 2018
- 5.** Subject: Accept Accounts Payable for the period ending March 2, 2018
Recommended Action: Adopt Resolution No. 18-026 accepting Accounts Payable for the period ending March 2, 2018
- 6.** Subject: Accept Accounts Payable for the period ending March 9, 2018
Recommended Actions: Adopt Resolution No. 18-027 accepting Accounts Payable for the period ending March 9, 2018

7. Subject: Accept Accounts Payable for the period ending March 16, 2018
Recommended Action: Adopt Resolution No. 18-028 accepting Accounts Payable for the period ending March 16, 2018
8. Subject: Accept Annual Report for Fiscal Year 2016-2017
Recommended Action: Accept Annual Report for Fiscal Year 2016-2017
9. Subject: Agreement with Savant Solutions, Inc. for the technology refresh of the City's wired network infrastructure
Recommended Action: Authorize the City Manager to approve purchase order for networking equipment in the amount of \$170,443.58 and authorization to enter into a Consulting Services Agreement in the amount of \$28,310.00 with Savant Solutions, Inc., for a total amount of \$198,753.58.
10. Subject: Department of Housing and Community Development (HCD) Annual Housing Element Progress Report (APR)
Recommended Action: Accept the Department of Housing and Community Development (HCD) Annual Housing Element Progress Report (APR)
11. Subject: General Plan Annual Progress Report. Application No.(s): CP-2018-01; Applicant(s): City of Cupertino; Location: Citywide
Recommended Action: That the City Council accept the General Plan Annual Progress Report
12. Subject: Application for Alcohol Beverage License for Ri Cupertino F&B, LLC (dba Residence Inn Cupertino), 19429 Stevens Creek Boulevard
Recommended Action: Recommend approval to the California Department of Alcoholic Beverage Control of the application for Alcohol Beverage License for Ri Cupertino F&B, LLC (dba Residence Inn Cupertino), 19429 Stevens Creek Boulevard
13. Subject: Application for Alcohol Beverage License for Rancho San Antonio Retirement Housing Corporation (Forum at Rancho San Antonio), 23500 Cristo Rey Drive
Recommended Action: Recommend approval to the California Department of Alcoholic Beverage Control of the application for Alcohol Beverage License for Rancho San Antonio Retirement Housing Corporation (Forum at Rancho San Antonio), 23500 Cristo Rey Drive
14. Subject: All fiscal year 2018-19 projects proposed to receive funding from the

Road Maintenance and Rehabilitation Account (RMRA), created by Senate Bill 1(SB 1)

Recommended Action: Adopt Resolution No. 18-029 to list all fiscal year 2018-19 projects proposed to receive RMRA funding, created by Senate Bill 1(SB 1)

15. Subject: Notice of Intent to Vacate an Easement for Drainage and Incidental Purposes, at 22445 and 22449 Cupertino Road

Recommended Action: Adopt Resolution No. 18-030 to notice the public of the intent to vacate an Easement for Drainage and Incidental Purposes, at 22445 and 22449 Cupertino Road, and set a public hearing on May 1, 2018 at 6:45 p.m.

SECOND READING OF ORDINANCES - None

ORDINANCES AND ACTION ITEMS

16. Subject: Amend Cupertino Municipal Code Chapter 2.48 to codify design approval authority for public improvements and update the organizational structure of the Department of Public Works

Recommended Action: Conduct the first reading of Ordinance No. 18-2173: "An Ordinance of the City Council of the City of Cupertino Amending Section 2.48. of Title II of the Cupertino Municipal Code Pertaining to the Approval of Plans and Designs for Public Improvements and Updating the Organizational Structure of the Department of Public Works"; and schedule the second reading for April 17.

Director of Public Works Timm Borden reviewed the staff report and answered questions from Council.

Council directed staff to amend the ordinance language to clarify the department's responsibility to manage the municipal water system.

Deputy City Clerk Kirsten Squarcia read the title of the ordinance.

Sinks moved and Chang seconded to read Ordinance No. 18-2173 by title only and that the City Clerk's reading would constitute the first reading thereof. Ayes: Paul, Sinks, Chang, Scharf, and Vaidhyanathan. Noes: None. Abstain: None. Absent: None.

REPORTS BY COUNCIL AND STAFF

17. Subject: Report on Committee assignments and general comments
Recommended Action: Report on Committee assignments and general comments

City Manager David Brandt said there was a 4-day Vallco Specific Plan Charrette for community input being held April 9 – 13 at both City Hall and Community Hall.

Two Councilmembers agreed to direct staff to add an evaluation of the securing of firearms and ammunition for both commercial and residential to the May 1 study session; and add a future agenda item to draft a letter to the Santa Clara Valley Transportation Authority (VTA) regarding the continuation of funding for the Transit Guideway Study.

Councilmembers highlighted the activities of their committees and various community events.

ADJOURNMENT

At 10:29 p.m., Mayor Paul adjourned the meeting.

/s/Kirsten Squarcia
Kirsten Squarcia, Deputy City Clerk