



MEETING MINUTES

**City of Cupertino
Regnart Creek Trail**

**Valley Water (VW)
Regnart Creek Environmental and PS&E Meeting #3**
Date and Time: April 23, 2019 – 1:30 p.m.

Location: Valley Water Offices, 5750 Almaden Expy San Jose, CA 95118

Minutes By: HMH

Attended By:

Usha Chatwani	VW	Roger Lee	City of Cupertino
Sue Tippets	VW	David Stillman	City of Cupertino
Cody Houston	VW	Jennifer Chu	City of Cupertino
Yvonne Arroyo	VW	Prashanth Dullu	City of Cupertino
Lisa Bankosh	VW	Jon Cacciotti	HMH
		Michelle Vera Cruz	HMH

<u>DISCUSSION</u>	<u>ACTION</u>
<p>1. Introductions & Project Status</p> <ul style="list-style-type: none"> a. Roger Lee (RL) summarized City’s goals for the progression and coordination of Regnart Creek. <ul style="list-style-type: none"> i. A public outreach meeting regarding project status will be held on 4/24/2019 at Cupertino Community Hall. <ul style="list-style-type: none"> • Yvonne Arroyo (YA) from Valley Water will be in attendance. ii. The Regnart Creek Trail project is on the agenda for the City of Cupertino’s (City) Council Meeting scheduled for May 21st. iii. 65% Plans will be available to Valley Water (VW), Cupertino City Council, and the public prior to the Council Meeting. <p>2. Bridge Locations, Baseball Diamonds, and Maintenance</p> <ul style="list-style-type: none"> a. The proposed location of the western bridge will require modifications to the eastern baseball diamond at Wilson Park. b. Jon Cacciotti (JC) and RL explained the coordination between the City and Cupertino Little League (CLL) regarding baseball diamond modifications. c. YA explained that a portion of the baseball diamonds was constructed on VW property. The locations of the fields differ from the approved construction plans which did not propose construction on VW property. 	



<p>i. YV suggested that if the existing baseball field fences are to be relocated, they be placed at the current property line (15’ north of the existing chain link fence).</p> <p>ii. RL explained that the suggested relocation of the fence may deem the fields unusable for regulation Little League games. The City aims to preserve the regulatory rating of these baseball fields.</p> <p>iii. If the fields are to remain in their current locations, the City and VW may negotiate an equivalent land swap that will provide VW an area to perform maintenance, construction staging, and/or mitigation planting along the same creek.</p> <p>d. YA and Cody Houston (CH) suggested the exploration of relocating the existing concrete maintenance ramp to the north side of Regnart Creek.</p> <p>i. Relocating the access ramp would:</p> <ul style="list-style-type: none"> • Allow the alignment of the trail (between S Blaney Ave to E Estates Dr) to reside entirely on the south side of the creek; • Reduce the number of proposed bridges to one, which would serve as a connection to Wilson Park; • Allow VW to utilize Wilson Park for maintenance access and construction staging; • Require permits from regulatory agencies having environmental jurisdiction over Regnart Creek. <p>3. Railing and Fencing</p> <p>a. In the previous meeting with VW (3/28/19) and previous public walkshop event (3/30/19), the City expressed their decision to not install creek side railing along the trail. The City has reconsidered this position based on public input.</p> <p>b. RL explained that the City will likely seek to install creek side railing for the entirety of the trail. At a minimum railing is proposed to be installed at trail access points, adjacent to bridges, and where the edge of the paved path is less than 5 feet from the top of bank.</p> <p>c. The railing is proposed to provide a minimum of 12 feet clear for maintenance vehicles, as required by VW, and will be removable as to not restrict maintenance activities.</p> <p>d. CH expressed bank concerns with the increase in erosion repair frequency and expected response time triggered by the presence of railings and impacts to the operations of the trail in the event of future bank failures.</p> <p>e. Maintenance obligations and expectations will be identified in the</p>	<p>VW to provide maintenance/staging/mitigation planting area footprint (sq. ft).</p> <p>City of Cupertino and VW to provide potential areas for land swap based on necessary footprint.</p>
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<p>Maintenance Agreement.</p> <ul style="list-style-type: none">f. RL presented privacy concerns for properties adjacent to the trail between Rodrigues Ave and Lozano Ln.<ul style="list-style-type: none">i. RL recommended that tall planting be installed in the VW right-of-way to provide additional screening to those properties.ii. VW will not accept planting within their right-of-way. <p>4. Joint Use Agreements (JUA) and Permits</p> <ul style="list-style-type: none">a. The existing public path and landscaping near Lozano Ln and De Palma Ln was constructed through a revocable encroachment permit issued by VW.b. The JUA shall encompass all portions of VW fee title right-of-way, including the portion of the trail within VW right-of-way located at the southern end of the baseball fields and replace the existing JUA near Lozano Ln and De Palma Lane.c. If regulatory permitting is necessary, VW recommended that the City begin the application process at the current stage of the project. <p>5. Standing Meeting</p> <ul style="list-style-type: none">a. Monthly meetings scheduled for the 4th Tuesday of every month from 1:30 to 2:30 p.m.	<p>VW to provide issued revocable permits.</p>
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