CUPERTINO

APPROVED MINUTES
CUPERTINO CITY COUNCIL
Tuesday, June 16, 2026

SPECIAL MEETING

At 5:45 p.m., Mayor Moore called the Special City Council Meeting to order in the Cupertino Community Hall Council Chamber, 10350 Torre Avenue and via teleconference; and Teleconference Location Pursuant to Gov. Code 54953(b)(2): Fairfield by Marriott Inn & Suites, Hotel Lobby Business Center, 130 W 400 S, Salt Lake City, UT 84101.

ROLL CALL

Present: Mayor Kitty Moore, Vice Mayor Liang Chao, and Councilmembers J.R. Fruen (participated virtually), Sheila Mohan and R “Ray” Wang (5:47 p.m.).

Councilmember Fruen confirmed that he was in the noticed public location and that the location was open to the public. He further confirmed that he had posted the notice of the meeting at his remote location, that no other individuals over the age of 18 were with him, and that no one had indicated to him that they were intending to make public comments or address the Council.

STUDY SESSION

1. Subject: A study session for City Council to consider existing designations, zoning corrections, and state law protections for recreational facilities and parkland sites.
Recommended Action: Receive presentation and provide direction.

Written communications for this item included emails to Council and staff presentation.

Senior Planner, Gian Martire gave a presentation and Assistant Director of Community Development, Luke Connolly was also present.

Councilmembers asked clarifying questions.

Mayor Moore opened the public comment period and, seeing no one, closed the public comment period.

Councilmembers asked questions and made comments.

MOTION: Moore moved and Chao seconded to direct staff to return to Council with the following proposed zoning and land use designation changes with site maps, and include any other applicable parcels not included on the list provided in the staff report.

- APN 326-01-051: Need map and further discussion.
- APN 326-37-047: PR, Parks and Open Space
- APN 356-07-059: PR, Parks and Open Space
- APN 356-05-005: PR, Parks and Open Space
- APN 326-17-004: PR, Parks and Open Space (as is)
- APN 323-36-021: R1C, Public Facilities (as is)
- APN 357-12-001: PR, Parks and Open Space
- Blackberry Farm Golf Course: PR, Parks and Open Space (as is)
- Blackberry Farm Park: PR, Parks and Open Space (as is)
- Canyon Oak Park: PR, Parks and Open Space
- City Hall Annex: BA, Public Facilities
- Civic Center: Broken out to include:
  - Library: PR, Parks and Open Space
  - Civic Center Plaza: PR, Parks and Open Space
- Corp Yard: BA, Public Facilities (as is)
- Creekside Park: PR, Parks and Open Space
- Cupertino Sports Center: PR, Parks and Open Space (as is)
- Franco Park: PR, Parks and Open Space; BA Public Facilities, (Traffic Yard) (as is)
- Hoover Park: PR, Parks and Open Space (as is)
- Jollyman Park: PR, Parks and Open Space (as is)
- Lawrence Mitty: PR, Parks and Open Space (as is)
- Linda Vista Park: PR, Parks and Open Space (as is)
- Little Rancho Park: PR, Parks and Open Space
- Mary Avenue Villas: R4, Residential – High/Very High Density (as is)
- McClellan Ranch: PR, Parks and Open Space (as is)
- Memorial Park: PR, Parks and Open Space
- Monta Vista Recreation Center: PR, Parks and Open Space (as is)
- Municipal Water Tanks: BA, Public Facilities (as is)
- Nathan Hall Tank House: PR, Parks and Open Space (as is)
- Portal Park: PR, Parks and Open Space designation (as is)
- Quinlan Community Center: PR, Parks and Open Space
- San Jose Water Company: BA, Public Facilities

FRIENDLY AMENDMENT: Chao made a friendly amendment directing staff to include

the size of each lot. (Moore accepted the friendly amendment)
FRIENDLY AMENDMENT: Moore made a friendly amendment directing staff to include more information about P(BA) vs. BA zoning designations. (Chao accepted the friendly amendment)
The motion, as amended, passed with the following vote: Ayes: Moore, Chao, Fruen, Mohan and Wang. Noes: None. Abstain: None. Absent: None.

ADJOURNMENT

At 6:33 p.m., Mayor Kitty Moore adjourned the Special City Council Meeting.

REGULAR MEETING

CALL TO ORDER

At 6:47 p.m., Mayor Moore called the Regular City Council Meeting to order in the Cupertino Community Hall Council Chamber, 10350 Torre Avenue and via teleconference; and Teleconference Location Pursuant to Gov. Code 54953(b)(2): Fairfield by Marriott Inn & Suites, Hotel Lobby Business Center, 130 W 400 S, Salt Lake City, UT 84101.

ROLL CALL

Present: Mayor Kitty Moore, Vice Mayor Liang Chao, and Councilmembers J.R. Fruen (participated virtually), Sheila Mohan and R "Ray" Wang.

Councilmember Fruen confirmed that he was in the noticed public location and that the location was open to the public. He further confirmed that he had posted the notice of the meeting at his remote location, that no other individuals over the age of 18 were with him, and that no one had indicated to him that they were intending to make public comments or address the Council.

CLOSED SESSION REPORT

City Attorney Floy Andrews announced no reportable action taken during the closed session held on June 15, 2026, at 5:00 p.m.

CEREMONIAL ITEMS – None

POSTPONEMENTS AND ORDERS OF THE DAY

MOTION: Moore moved and Fruen seconded to reorder the agenda to hear Item No. 7 prior to Item No. 6. The motion passed with the following vote: Ayes: Moore, Chao, Fruen, Mohan and Wang. Noes: None. Abstain: None. Absent: None.

ORAL COMMUNICATIONS

Written communications for this item included emails to the Council.

The following members of the public spoke:

Sonali Padgaonkar and Deepali Pathak, representing Elder Aid, discussed the Elder Aid organization.

Connie Cunningham (virtually) discussed ICE detention center locations.

CONSENT CALENDAR (Items 1-5)

Mayor Moore opened the public comment period and, seeing no one, closed the public comment period.

MOTION: Wang moved and Mohan seconded to approve Consent Calendar Item Nos. 1-5. The motion passed with the following vote: Ayes: Moore, Chao, Fruen, Mohan, and Wang. Noes: None. Abstain: None. Absent: None.

1. Subject: Approval of June 2, 2026 City Council meeting minutes.
Recommended Action: Approve the June 2, 2026 City Council meeting minutes.

2. Subject: Ratifying Accounts Payable for the periods ending May 8, 2026, and May 22, 2026
Recommended Action: A. Adopt Resolution No. 26-073 ratifying Accounts Payable for the Period ending May 8, 2026; and
B. Adopt Resolution No. 26-074 ratifying Accounts Payable for the Period ending May 22, 2026.

3. Subject: Rescheduling the India Independence Day Flag Raising event from August 14 to August 17, 2026.
Recommended Action: Approve rescheduling the India Independence Day Flag Raising event from August 14, 2026, to August 17, 2026, and authorize the City Manager to approve subsequent event date adjustments, if necessary.

4. Subject: Adoption of support position on Assembly Bill 2346 (Wilson) E-Bike Safety

and authorize the Mayor to send letters to the State legislature.
Recommended Action: Adopt support position on Assembly Bill 2346 (Wilson) E-Bike Safety and authorize the Mayor to send letters to the State legislature.

5. Subject: Appointment of Councilmember R "Ray" Wang in place of Vice Mayor Liang Chao on the ad-hoc Council subcommittee to negotiate the agreement for law enforcement services with the Santa Clara County Sheriff's Office and as alternate representative to the multi-jurisdictional Sheriff's Office Contract Negotiations Ad-Hoc committee comprised of one representative from the City Councils of Cupertino, Saratoga and Los Altos Hills.
Recommended Action: Consider the following:
1. Appoint Councilmember R "Ray" Wang in place of Vice Mayor Liang Chao on the ad-hoc subcommittee to negotiate the agreement for law enforcement services with the Santa Clara County Sheriff's Office; and
2. Appoint Councilmember Wang as alternate in place of Vice Mayor Chao to the multi-jurisdictional Sheriff's Office Contract Negotiations Ad-Hoc committee comprised of one representative from the City Councils of Cupertino, Saratoga and Los Altos Hills.

ACTION CALENDAR

7. Subject: Amend the Existing Agreement with Santa Clara County for Law Enforcement Services.
Recommended Action: 1. Authorize the City Manager to continue negotiations and execute an amendment:
a. extending the term of the current agreement for Law Enforcement Services to September 30, 2026; and
b. revising the cost methodology as proposed by the County to increase the contract in an amount not to exceed $6.4 million.

As noted under Postponements and Orders of the Day, this item was reordered to be heard prior to Item No. 6.

Written communications for this item included emails to Council, staff presentation, and desk item with staff answers to councilmember questions.

Acting Director of Administrative Services Jonathan Orozco gave a presentation and Assistant City Attorney Michael Woo was also present.

Councilmembers asked questions and made comments.

Mayor Moore opened the public comment period and the following members of the public spoke:

Superintendent Graham Clark, along with Board of Trustee Danny Choi, Principals Janice Chen (Lynbrook), Ben Clausnitzer (Monta Vista), and Dr. Denae Nurnberg (Homestead), spoke on behalf of the Fremont Union High School District.

San Rao (virtually)

Vinay Mylar (virtually)

Councilmembers asked questions and made comments.

Mayor Moore closed the public comment period.

MOTION: Wang moved and Moore seconded the staff recommendation, as amended to:

1. Authorize the City Manager to continue negotiations and execute an amendment:

a. extending the term of the current agreement for Law Enforcement Services to September 30, 2026; and

b. revising the cost methodology as proposed by the County to increase the contract in an amount not to exceed $6.4 million.

c. <u>with an amendment to direct the City Manager to engage with the school superintendents and Fremont Union High School District (FUHSD) to explore alternatives for cost sharing the School Resource Officers (SRO's).</u>

The motion, as amended, passed with the following vote: Ayes: Moore, Chao, Fruen, Mohan, and Wang. Noes: None. Abstain: None. Absent: None.

At 8:17 p.m., Mayor Moore recessed the meeting. The meeting reconvened at 8:27 p.m. with all Councilmembers present (Fruen virtually).

PUBLIC HEARINGS

6. <u>Subject</u>: Consideration of Recommended Operating and Capital Improvement Program Budgets for Fiscal Year (FY) 2026-27, adoption of the Operating and Capital Improvement Program Budgets for FY 2026-27, establishment of the Appropriation Limit, and related actions.

<u>Recommended Action</u>: 1. Adopt Resolution No. 26-075 establishing an Operating Budget of $141,318,264 for FY 2026-27, which includes the following changes to the FY 2026-27 Proposed Budget, published on May 4, 2026:

a. Approve the operating budget of $141,293,145 outlined in the FY 2026-27 Proposed

Budget.

b. Approve a reduction in appropriations of $47,000 for recurring Chamber of Commerce funding agreement

c. Approve additional appropriations of $25,000 for City Work Program Special Projects PR & Strategic Comm Strategy

d. Approve additional appropriations of $34,119 for the Council approved salary adjustment of Senior Assistant City Attorney

e. Approve additional appropriations of $13,000 for RISE Housing Solutions

f. Approve the allocation of $200,000 for RISE Housing funds to be budgeted in the General Fund previously funded in Special Revenue Fund as approved by Council on May 19, 2026

g. Approve a reduction in revenues of ($224,320) relating to at-risk ERAF property tax

h. Approve additional revenues of $15,000 for Law Enforcement related administrative fees

i. Approve any other recommended changes as directed by City Council

2. Adopt Resolution No. 26-076 establishing a Capital Improvement Program Budget of $14,235,000 for FY 2026-27.

3. Adopt Resolution No. 26-077 establishing an Appropriation Limit of $148,461,383 for FY 2026-27.

Written communications for this item included emails to Council, updated staff presentation, and supplemental report and desk item with staff answers to councilmember questions.

Budget Manager Toni Oasay-Anderson gave a presentation and Acting Director of Administrative Services Jonathan Orozco was also present.

Councilmembers asked questions and made comments.

Chao requested staff provide a staffing level chart comparable to those included in prior adopted budget documents. Staff indicated that the chart would be included in the FY 2026-27 Budget document and provided in an informational memorandum.

Mayor Moore opened the public hearing and the following members of the public spoke:

Dena H., Meaghan W., and another speaker, representing Cupertino Pickleball Club.

Marshall, Mark, and Tom.

Mary Hanesell, Joyce Tsai, and Susan Bloomfield, representing Memorial Park

Pickleball.

Tom Cunningham, Connie Chin, Doug Gor, and Wes Aoki, representing Memorial Park Pickleball Club.

Bianca Guerroro, Cathy Chiu and Danielle Wu, representing Cupertino Pickleball Club.

San Rao (virtually).

Councilmembers asked questions and made comments.

Mayor Moore closed the public hearing.

MOTION: Wang moved to approve the Pickleball Sound Attenuation Capital Improvement Project (CIP) at $50,000. (There was no second, and the motion was not considered).

SUBSTITUTE MOTION: Mohan moved and Fruen seconded to approve the Pickleball Sound Attenuation Capital Improvement Project (CIP) as presented. The substitute motion failed with the following vote: Ayes: Fruen and Mohan. Noes: Moore, Chao, and Wang. Abstain: None. Absent: None.

MOTION: Moore moved and Chao seconded to:

1. Continue the pickleball pilot program; provide a three-month update on the pilot program, particularly regarding enforcement, refer the pickleball noise issue to the Parks and Recreation Commission; and
2. Along with staff, come up with an array of options, including municipal code restrictions on the placement of additional pickleball courts near sensitive receptors; and
3. Allocate $10,000 for professional noise study to determine whether a sound wall at Memorial Park would reduce noise levels from both the bleachers and pickleball courts sufficiently to meet the municipal code noise ordinance; and
4. Remove funding for the sound wall until additional information and direction are available. The results of the noise study shall be referred to the Parks and Recreation Commission for discussion, including review of the impacts of the sound frequency.

FRIENDLY AMENDMENT: Chao made a friendly amendment to delay the pilot and send this to the Parks and Recreation Commission to decide the parameters of a pilot and then implement a pilot for three months. (Moore declined the friendly amendment, and it was not included in the motion).

FRIENDLY AMENDMENT: Moore made a friendly amendment to update the funding allocation from $10,000 to $15,000 based on the current noise study estimate. (Chao

accepted the friendly amendment, and it was included in the motion).
The motion, as amended, passed with the following vote: Ayes: Moore, Chao, and Wang. Noes: Fruen and Mohan. Abstain: None. Absent: None.

MOTION: Mayor Moore moved to call the question. The motion passed with the following vote: Ayes: Moore, Chao, and Wang. Noes: Fruen and Mohan. Abstain: None. Absent: None.

MOTION: Chao moved and Moore seconded the staff recommendation Item 1, as amended, to:

1. Adopt Resolution No. 26-075 establishing an Operating Budget of $141,318,264 for FY 2026-27, which includes the following changes to the FY 2026-27 Proposed Budget, published on May 4, 2026:
   a. Approve the operating budget of $141,293,145 outlined in the FY 2026-27 Proposed Budget and
   b. Approve a reduction in appropriations of $47,000 for recurring Chamber of Commerce funding agreement; and
   c. Approve additional appropriations of $25,000 for City Work Program Public Engagement Strategy; and
   d. Approve additional appropriations of $34,119 for the Council approved salary adjustment of Senior Assistant City Attorney; and
   e. Approve additional appropriations of $13,000 for RISE Housing Solutions; and
   f. Approve the allocation of $200,000 for RISE Housing funds to be budgeted in the General Fund previously funded in Special Revenue Fund as approved by Council on May 19, 2026; and
   g. Approve a reduction in revenues of ($224,320) relating to at-risk ERAF property tax; and
   h. Approve additional revenues of $15,000 for Law Enforcement related administrative fees; and
   i. Approve any other recommended changes as directed by City Council; and
      a. <u>With an amendment to remove Community Grant Funding allocations for Fremont Union High Schools Foundation ($8,500) and the Rotary Club of Cupertino ($3,000), and to allocate $5,000 to American Legion Post 642 Cupertino Wreaths Across America program and $2,500 to Cupertino Host Lions Club Fish-A-Thon; and</u>
      b. <u>With an amendment to defund $60,000 for Automated License Plate Readers (ALPR), as presented.</u>

The motion, as amended, passed with the following vote: Ayes: Moore, Chao, and Wang. Noes: Fruen and Mohan. Abstain: None. Absent: None.

MOTION: Moore moved and Fruen seconded to extend the meeting to continue hearing

Item No. 6. The motion passed with the following vote: Ayes: Moore, Chao, Fruen, Mohan, and Wang. Noes: None. Abstain: None. Absent: None.

Fruen and Wang added a future Study Session to return at the First Quarter FY 2026-27 Budget Update with cost estimates and implementation options for wildfire preparedness, mitigation, evacuation, and home-hardening initiatives.

MOTION: Moore moved and Wang seconded the staff recommendation Items 2 and 3, as amended, to:

2. Adopt Resolution No. 26-076 establishing a Capital Improvement Program Budget of $14,235,000 for FY 2026-27, with the amendment to reduce the funding allocation for the Pickleball Sound Attenuation Capital Improvement Project (CIP) to $15,000 to conduct only a noise study; and
3. Adopt Resolution No. 26-077 establishing an Appropriation Limit of $148,461,383 for FY 2026-27.

The motion, as amended, passed with the following vote: Ayes: Moore, Chao, Fruen, Mohan, and Wang. Noes: None. Abstain: None. Absent: None.

ITEMS REMOVED FROM THE CONSENT CALENDAR – None

CITY MANAGER REPORT

8. Subject: City Manager Report

City Manager Tina Kapoor included the City Manager Newsletter, which includes recent highlights and upcoming events as provided in the published agenda.

ORAL COMMUNICATIONS – CONTINUED – None

COUNCILMEMBER REPORTS

9. Subject: Councilmember Reports

Councilmembers included reports on their various committees and events as provided in the published agenda.

FUTURE AGENDA ITEMS

As noted under Item No. 7:

- Vice Mayor Chao requested that staff provide a staffing level chart comparable to those included in prior adopted budget documents. Staff indicated that the chart would be included in the FY 2026-27 Budget document and provided in an informational memorandum.

- Councilmembers Fruen and Wang requested a Study Session to return with the First Quarter FY 2026-27 Budget Update to review cost estimates and implementation options for wildfire preparedness, mitigation, evacuation, and home-hardening initiatives.

10. Subject: Upcoming Draft Agenda Items Report

A tentative Council meeting agenda calendar was provided in the published agenda.

ADJOURNMENT

At 10:36 p.m., Mayor Kitty Moore adjourned the Regular City Council Meeting.

Minutes prepared by:

Lauren Sapudar

Lauren Sapudar, City Clerk