



APPROVED MINUTES  
CUPERTINO CITY COUNCIL  
Tuesday, March 21, 2017

SPECIAL CITY COUNCIL MEETING

**ROLL CALL**

At 4:30 p.m. Mayor Savita Vaidhyanathan called the Special City Council meeting to order in the City Hall Conference Room A, 10300 Torre Avenue.

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

Council went into closed session and reconvened in open session at 5:05 p.m. in the City Hall Conference Room A, 10300 Torre Avenue for commission interviews.

**CLOSED SESSION**

1. Subject: Conference with Legal Counsel- Existing litigation (Subdivision (a) of Gov't Code Section 54956.9); Name of Claimant: Gilbert Rosales; Claim No.: CPAB-547252

Mayor Vaidhyanathan announced that Council met in closed session and gave direction to the claimant Gilbert Rosales and gave direction to staff.

**COMMISSION INTERVIEWS**

2. Subject: Parks and Recreation Commission interviews  
Recommended Action: Conduct Parks and Recreation Commission interviews and make appointment for one unscheduled vacancy

Council conducted Parks and Recreation Commission interviews and appointed Meenakshi Biyani to a partial term ending 1/30/19, and Yvonne Chao as 1<sup>st</sup> alternate and Alicia Schober as 2<sup>nd</sup> alternate.

**ADJOURNMENT**

At 6:34 p.m. Mayor Vaidhyanathan adjourned the Special Meeting.

## **REGULAR CITY COUNCIL MEETING**

### **ROLL CALL**

At 6:50 p.m. Mayor Savita Vaidhyanathan called the Regular City Council meeting to order in the Cupertino Community Hall Council Chamber, 10350 Torre Avenue.

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

### **CEREMONIAL MATTERS AND PRESENTATIONS**

1. Subject: Presentation from the Santa Clara Valley Water District regarding the Groundwater Rates Process  
Recommended Action: Receive presentation from the Santa Clara Valley Water District regarding the Groundwater Rates Process

Written communications for this item included a PowerPoint presentation.

Director of Public Works Timm Borden introduced Santa Clara Valley Water District (SCVWD) Chief Financial Officer Darren Taylor who reviewed the SCVWD Groundwater Rates Process via a PowerPoint presentation and answered questions from Council.

The Mayor opened public comment and Luke Lang spoke. The Mayor closed public comment.

Council received the presentation.

**POSTPONEMENTS** - None

### **ORAL COMMUNICATIONS**

Ana talked about f the Vallco Citizens Advisory Committee (CAC).

Muni Madhhipatla talked about pedestrian crossings on McClellan Road and Kim Street.

**CONSENT CALENDAR**

Sinks moved and Chang seconded to approve the items on the Consent Calendar as presented except for item number 2 which was pulled for discussion. Ayes: Vaidhyathan, Paul, Chang, Scharf, and Sinks. Noes: None. Abstain: None. Absent: None.

2. Subject: Approve the February 26 Special Meeting City Council minutes  
Recommended Action: Approve the February 26 Special Meeting City Council minutes

Sinks moved and Chang seconded to approve the February 26 Special Meeting City Council minutes as amended to replace “dedicated line” with “closed platform” on page 2 item 1 c. The motion carried unanimously.

3. Subject: Approve the March 7 City Council minutes  
Recommended Action: Approve the March 7 City Council minutes
4. Subject: Appointment of City of Cupertino representative to the Santa Clara Valley Transportation Authority (VTA) Bicycle & Pedestrian Advisory Committee (BPAC)  
Recommended Action: Accept the Bicycle Pedestrian Commission (BPC) recommendation to appoint Erik Lindskog to the VTA BPAC for the two-year term that ends June 30, 2018
5. Subject: Agreement between the City of Cupertino and Pavement Engineering, Inc. for consultant services on various street and concrete improvement projects  
Recommended Action: Approve an Agreement between the City of Cupertino and Pavement Engineering, Inc. (PEI) in the amount not to exceed \$474,250 from the date of execution through June 30, 2018, and authorize the Director of Public Works to negotiate and execute all necessary documents to carry out all consultant services for the various street and concrete improvement projects
6. Subject: Report on Bids and Award a Contract for 2017 Memorial Park Courts Resurfacing Project (Project No. 2017-13)  
Recommended Action: 1. Award a construction contract to the sole bidder, Vintage Construction, Inc., in the amount of Two Hundred Forty-Eight Thousand Seven Hundred Dollars (\$248,700); and  
2. Authorize a construction contingency budget of Twenty-Four Thousand Eight Hundred Dollars (\$24,800), which is approximately 10% of the construction contract amount, to address unforeseen conditions during construction.

7. Subject: 2017 Pavement Maintenance Project - Phase 2, Project No.2017-110

Recommended Action: Authorize the City Manager to award a contract to Telfer Pavement Technologies, in the amount of \$490,247.65 and approve a construction contingency of \$50,000, for a total of \$540,247.65

8. Subject: Report on bids and Award a Construction Contract for City Hall Turf Reduction Project, (No. 2017-03)

Recommended Action: 1. Award a construction contract to the low bidder, Scapes, Inc., in the amount of Two Hundred Twenty-Three Thousand Dollars (\$223,000); and

2. Authorize a construction contingency budget of 10% of the construction contract amount, Twenty-Two Thousand Three Hundred Dollars (\$22,300), to address unforeseen conditions during construction.

#### **SECOND READING OF ORDINANCES - None**

#### **PUBLIC HEARINGS - None**

#### **ORDINANCES AND ACTION ITEMS**

9. Subject: Consideration of the City Council summer meeting schedule and cancellation of meeting(s)

Recommended Action: Consider the City Council summer meeting schedule and cancel meeting(s) or provide direction to staff

Scharf moved and Paul seconded to cancel the July 18 Regular City Council meeting. The motion carried unanimously.

#### **REPORTS BY COUNCIL AND STAFF**

10. Subject: Report on Committee assignments and general comments

Recommended Action: Report on Committee assignments and general comments

Council members highlighted the activities of their committees and various community events.

#### **ADJOURNMENT**

11. Subject: Adjourn the meeting in memory of Tommy Shwe and Rudy Gottwald

At 7:53 p.m., Mayor Vaidhyanathan adjourned the meeting in memory of Tommy Shwe and Rudy Gottwald.

/s/Kirsten Squarcia  
Kirsten Squarcia, Deputy City Clerk