



CITY OF CUPERTINO

AGENDA

CITY COUNCIL

10300 Torre Avenue and 10350 Torre Avenue

Tuesday, March 20, 2018

6:00 PM

Non-televised Closed Session (6:00) and Televised Regular Meeting (6:45)

ROLL CALL - 6:00 PM

City Hall Conference Room A, 10300 Torre Avenue

CLOSED SESSION

1. Subject: Conference with Legal Counsel - Anticipated Litigation Initiation of litigation pursuant to subdivision (c) of Government Code Section 54956.9 (one potential case)

RECESS

PLEDGE OF ALLEGIANCE - 6:45 PM

Community Hall, 10350 Torre Avenue

ROLL CALL

CEREMONIAL MATTERS AND PRESENTATIONS

2. Subject: Emergency Management State of Readiness Report
Recommended Action: Accept presentation on emergency management state of readiness.
[Staff Report](#)
[A - State of Readiness Project Planning Spreadsheet](#)

POSTPONEMENTS

ORAL COMMUNICATIONS

This portion of the meeting is reserved for persons wishing to address the council on any matter not on the agenda. Speakers are limited to three (3) minutes. In most cases, State law will prohibit the council from making any decisions with respect to a matter not listed on the agenda.

CONSENT CALENDAR

Unless there are separate discussions and/or actions requested by council, staff or a member of the public, it is requested that items under the Consent Calendar be acted on simultaneously.

3. Subject: Approve the February 28 Joint City Council / Parks and Recreation Commission minutes
Recommended Action: Approve the February 28 Joint City Council / Parks and Recreation Commission minutes
[A - Draft Minutes](#)
4. Subject: Approve the March 6 City Council minutes
Recommended Action: Approve the March 6 City Council minutes
[A - Draft Minutes](#)
5. Subject: Accept Accounts Payable for the period ending February 9, 2018
Recommended Action: Adopt Resolution No. 18-021 accepting Accounts Payable for the period ending February 9, 2018
[A - Draft Resolution](#)
[B - AP Report](#)
6. Subject: Accept Accounts Payable for the period ending February 16, 2018
Recommended Action: Adopt Resolution No. 18-022 accepting Accounts Payable for the period ending February 16, 2018
[A - Draft Resolution](#)
[B - AP Report](#)
7. Subject: Comprehensive Annual Financial Reports for Fiscal Year 2016-17
Recommended Action: Accept the reports
[Staff Report](#)
[A - FY 2016-17 Comprehensive Annual Financial Report](#)
[B - Memorandum on Internal Control and Required Communications](#)
[C - Independent Accountant's Report on the City Investment Policy](#)

8. Subject: City Council confirmation of the appointment of the Deputy Treasurer by the Treasurer
Recommended Action: Adopt Resolution No. 18-023 confirming the appointment of the Deputy Treasurer by the Treasurer
[Staff Report](#)
[A - Draft Resolution](#)
9. Subject: Master Agreement between the City of Cupertino and HMM Engineering, Inc., (HMM) to provide civil engineering services on various Capital Improvement Projects (CIP).
Recommended Action: Approve a Master Agreement between the City of Cupertino and HMM in the amount not to exceed \$1,000,000 for a term of two years with the option to extend for additional time in accordance with contract terms.
[Staff Report](#)
[A - Draft Agreement](#)
10. Subject: SB 100: California Renewables Portfolio Standard Program (De León)
Recommended Action: Support SB 100 (De León) and authorize the Mayor to send letters of support to state legislative leaders along with our state delegation.
[Staff Report](#)
[A- Sample Letter of Support](#)

SECOND READING OF ORDINANCES

11. Subject: Social Host Responsibility Ordinance
Recommended Action: 1. Conduct second reading of Ordinance No. 18-2172: "An Ordinance of the City Council of the City of Cupertino adding Chapter 10.05 "Social Host Responsibility" to the Cupertino Municipal Code, Article 10 "Public Peace and Morals" to deter underage drinking and drug use during events/gatherings"; 2. Enact Ordinance No. 18-2172.
Note: A first reading was conducted on March 6, 2018 with no substantive changes requested by Council.
[Staff Report](#)
[A - Draft Ordinance No. 18-2172](#)
[B - Social Host Ordinance Penalties](#)

PUBLIC HEARINGS

12. Subject: Amendment of Policy and Procedures Manual for Administering Deed Restricted Affordable Housing Units
Recommended Action: Adopt Resolution No 18-024, approving amendments to the Policy and Procedures Manual for Administering Deed Restricted Affordable Housing Units
[Staff Report](#)
[A - Draft Resolution](#)
[B- Redlined Policy and Procedures Manual for Administering Deed Restr](#)
[C - Housing Commission Resolution 18-01](#)

ORDINANCES AND ACTION ITEMS

13. 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
[Staff Report](#)

REPORTS BY COUNCIL AND STAFF

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

ADJOURNMENT

The City of Cupertino has adopted the provisions of Code of Civil Procedure §1094.6; litigation challenging a final decision of the City Council must be brought within 90 days after a decision is announced unless a shorter time is required by State or Federal law.

Prior to seeking judicial review of any adjudicatory (quasi-judicial) decision, interested persons must file a petition for reconsideration within ten calendar days of the date the City Clerk mails notice of the City's decision. Reconsideration petitions must comply with the requirements of Cupertino Municipal Code §2.08.096. Contact the City Clerk's office for more information or go to <http://www.cupertino.org/index.aspx?page=125> for a reconsideration petition form.

In compliance with the Americans with Disabilities Act (ADA), anyone who is planning to attend the next City Council meeting who is visually or hearing impaired or has any disability that needs special assistance should call the City Clerk's Office at 408-777-3223, 48 hours in advance of the Council meeting to arrange for assistance. Upon request, in advance, by a person with a disability, City Council meeting agendas and writings distributed for the meeting that are public records will be made available in the appropriate alternative format. Also upon request, in advance, an assistive listening device can be made available for use during the meeting.

Any writings or documents provided to a majority of the Cupertino City Council after publication of the packet will be made available for public inspection in the City Clerk's Office located at City Hall, 10300 Torre Avenue, during normal business hours and in Council packet archives linked from the agenda/minutes page on the Cupertino web site.

IMPORTANT NOTICE: Please be advised that pursuant to Cupertino Municipal Code 2.08.100 written communications sent to the Cupertino City Council, Commissioners or City staff concerning a matter on the agenda are included as supplemental material to the agenda item. These written communications are accessible to the public through the City's website and kept in packet archives. You are hereby admonished not to include any personal or private information in written communications to the City that you do not wish to make public; doing so shall constitute a waiver of any privacy rights you may have on the information provided to the City.

Members of the public are entitled to address the City Council concerning any item that is described in the notice or agenda for this meeting, before or during

consideration of that item. If you wish to address the Council on any issue that is on this agenda, please complete a speaker request card located in front of the Council, and deliver it to the Clerk prior to discussion of the item. When you are called, proceed to the podium and the Mayor will recognize you. If you wish to address the City Council on any other item not on the agenda, you may do so by during the public comment portion of the meeting following the same procedure described above. Please limit your comments to three (3) minutes or less.