



CITY OF CUPERTINO

AGENDA

CITY COUNCIL

This will be a teleconference meeting without a physical location.

Thursday, December 3, 2020

6:45 PM

Televised Special Meeting (Election Results and Swearing-in Ceremony)

TELECONFERENCE / PUBLIC PARTICIPATION INFORMATION TO HELP STOP THE SPREAD OF COVID-19

In accordance with Governor Newsom's Executive Order No-29-20, this will be a teleconference meeting without a physical location to help stop the spread of COVID-19.

Members of the public wishing to observe the meeting may do so in one of the following ways:

- 1) Tune to Comcast Channel 26 and AT&T U-Verse Channel 99 on your TV.**
- 2) The meeting will also be streamed live on and online at www.Cupertino.org/youtube and www.Cupertino.org/webcast**

Members of the public wishing comment on an item on the agenda may do so in the following ways:

- 1) E-mail comments by 6:00 p.m. on Thursday, December 3 to the Council at citycouncil@cupertino.org. These e-mail comments will also be forwarded to Councilmembers by the City Clerk's office before the meeting and posted to the City's website after the meeting.**
- 2) E-mail comments during the times for public comment during the meeting to the City Clerk at cityclerk@cupertino.org. The City Clerk will read the emails into the record, and display any attachments on the screen, for up to 3 minutes (subject to the Mayor's discretion to shorten time for public comments). Members of the public that wish to share a document must email cityclerk@cupertino.org prior to speaking.**

3) Teleconferencing Instructions

Members of the public may provide oral public comments during the teleconference meeting as follows:

Oral public comments will be accepted during the teleconference meeting. Comments may be made during the public comment period for each agenda item.

To address the City Council, click on the link below to register in advance and access the meeting:

Online

Register in advance for this webinar:

https://cityofcupertino.zoom.us/webinar/register/WN_eQ7bPdzaTlO-1xyVYH0YHg

Phone

Dial: (888) 788 0099 and enter Webinar ID: 968 6413 6700 (Type *9 to raise hand to speak). Unregistered participants will be called on by the last four digits of their phone number.

Or an H.323/SIP room system:

H.323:

162.255.37.11 (US West)

Meeting ID: 968 6413 6700

SIP: 96864136700@zoomcrc.com

After registering, you will receive a confirmation email containing information about joining the webinar.

Please read the following instructions carefully:

1. You can directly download the teleconference software or connect to the meeting in your internet browser. If you are using your browser, make sure you are using a current and up-to-date browser: Chrome 30+, Firefox 27+, Microsoft Edge 12+, Safari 7+. Certain functionality may be disabled in older browsers, including Internet Explorer.
2. You will be asked to enter an email address and a name, followed by an email with instructions on how to connect to the meeting. Your email address will not be disclosed to the public. If you wish to make an oral public comment but do not wish to provide your name, you may enter "Cupertino Resident" or similar designation.
3. When the Mayor calls for the item on which you wish to speak, click on "raise hand." Speakers will be notified shortly before they are called to speak.
4. When called, please limit your remarks to the time allotted and the specific agenda topic.

In compliance with the Americans with Disabilities Act (ADA), anyone who is planning to

attend this teleconference 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, at least 6 hours in advance of the Council meeting to arrange for assistance. In addition, 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.

NOTICE AND CALL FOR A SPECIAL MEETING OF THE CUPERTINO CITY COUNCIL

NOTICE IS HEREBY GIVEN that a special meeting of the Cupertino City Council is hereby called for Thursday, December 03, 2020, commencing at 6:45 p.m. In accordance with Governor Newsom's Executive Order No-29-20, this will be a teleconference meeting without a physical location. Said special meeting shall be for the purpose of conducting business on the subject matters listed below under the heading, "Special Meeting."

SPECIAL MEETING

ROLL CALL

I. ELECTION RESULTS

- A. Subject: Resolution stating results of the General Municipal Election held on November 3, 2020 and declaration of candidates who received the most votes and were elected for the position of City Councilmember. Note: The Registrar of Voters of the County of Santa Clara will not be able to certify the final election results until December 3 and after the date of this agenda publication; the final Draft Resolution showing the total number of votes cast in the City and total number of votes candidates received, and Certificate of Election Results will be posted on the City's website and available to the public at the meeting on December 3.

Recommended Action: Adopt Resolution No. 20-139 stating the election results of the General Municipal Election held on November 3, 2020 and declaring the candidates who received the most votes and were elected for the position of City Councilmember.

[Staff Report](#)

[A - Draft Resolution](#)

II. RECOGNITION OF OUTGOING COUNCILMEMBERS

- A. Subject: Recognition of outgoing Councilmember Rod Sinks
Recommended Action: Recognize outgoing Councilmember Rod Sinks
- B. Subject: Recognition of outgoing Councilmember Steven Scharf
Recommended Action: Recognize outgoing Councilmember Steven Scharf

III. OATH OF OFFICE OF NEW COUNCILMEMBERS

- A. Subject: Oath of Office for newly-elected Councilmember Kitty Moore
Recommended Action: Conduct Oath of Office for newly-elected Councilmember Kitty Moore
- B. Subject: Oath of Office for newly-elected Councilmember Hung Wei
Recommended Action: Conduct Oath of Office for newly-elected Councilmember Hung Wei

IV. ELECTION AND OATH OF OFFICE OF MAYOR AND VICE MAYOR

- A. Subject: Councilmembers elect Mayor
Recommended Action: Make nominations and elect Mayor
- B. Subject: Councilmembers elect Vice Mayor
Recommended Action: Make nominations and elect Vice Mayor
- C. Subject: Oath of Office for Mayor
Recommended Action: Conduct Oath of Office for Mayor
- D. Subject: Oath of Office for Vice Mayor
Recommended Action: Conduct Oath of Office for Vice Mayor
- E. Subject: Comments by the Public
Recommended Action: Receive Comments by the Public
- F. Subject: Comments by Councilmembers
Recommended Action: Receive Comments by Councilmembers
- G. Subject: Comments by Vice Mayor
Recommended Action: Receive Comments by Vice Mayor
- H. Subject: Comments by Mayor
Recommended Action: Receive Comments by Mayor

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/cityclerk> for a reconsideration petition form.

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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.*