

CC 2-02-2021

#1

Fine Arts Commission  
Artists Award winners

Presentation

# Fine Arts Commission

Award Program Presentation  
February 2, 2021

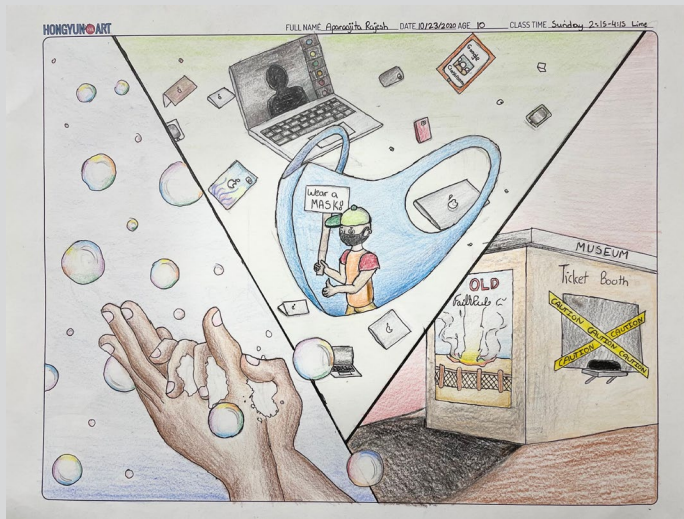
Sudha Kasamsetty, Vice Chair  
Fine Arts Commission



**CITY OF  
CUPERTINO**

# Aparaajita Rajesh

## Young Artist, Group A, Silver Winner



# Elsa You

## Young Artist, Group A, Gold Winner



# Minglang Li

## Young Artist, Group A, Platinum Winner



# Jessica Kwandou

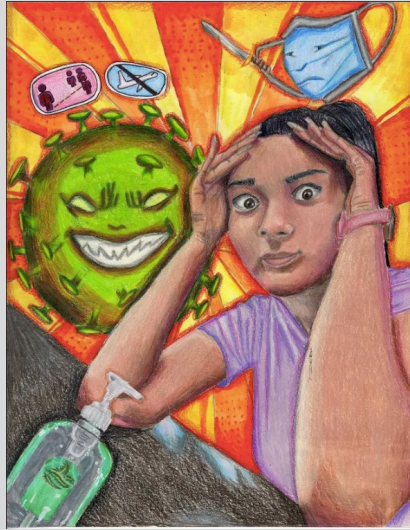
## Young Artist, Group B, Silver Winner





# Abha Dash

## Young Artist, Group B, Gold Winner



# Serene Kim

## Young Artist, Group B, Platinum Winner





# Alexandra Wong

## Emerging Artist, Silver Winner



# Rachael Ding

## Emerging Artist, Gold Winner



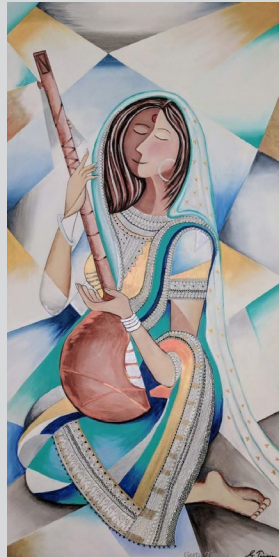
# Tanmayi Dasari

## Emerging Artist, Platinum Winner



# Geeta Taneja

## Distinguished Artist Winner







CC 2-02-2021

#5

Bubb Road Separated  
Bikeway

Presentation



# Bubb Road Separated Bikeway

McClellan Rd to Stevens Creek Blvd

Public Works – Transportation Division



CUPERTINO



## Background

Included as one of five local transportation related capital improvement projects to be funded by Apple

- Amount allocated : \$1.98M

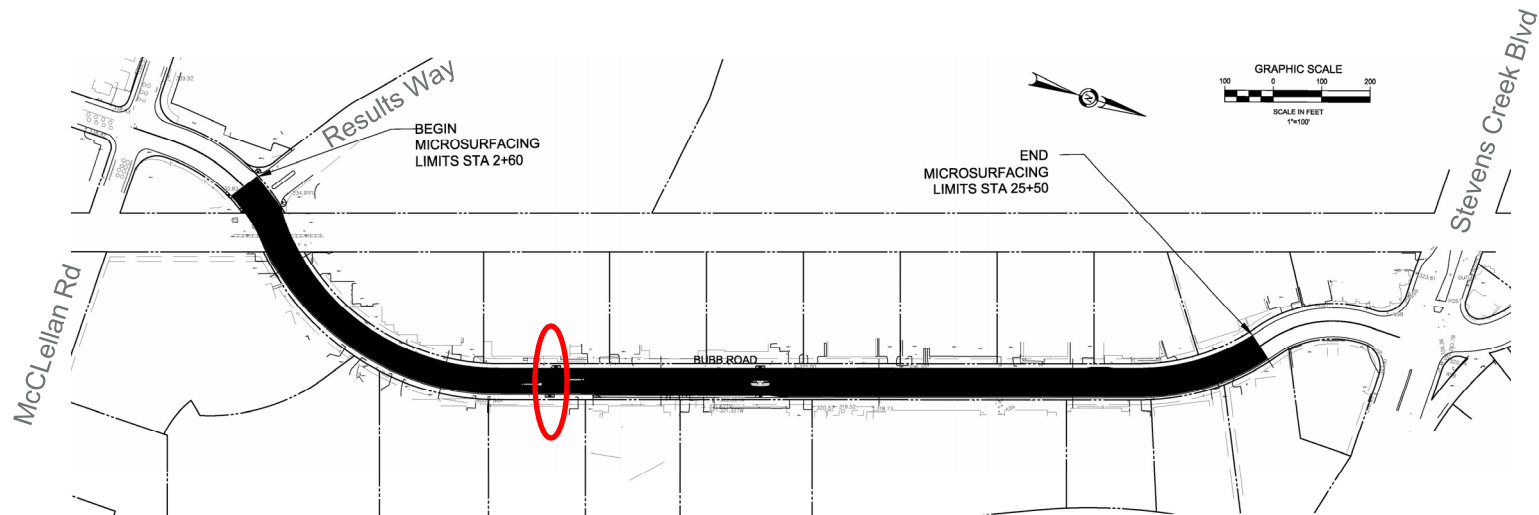


## Project Description

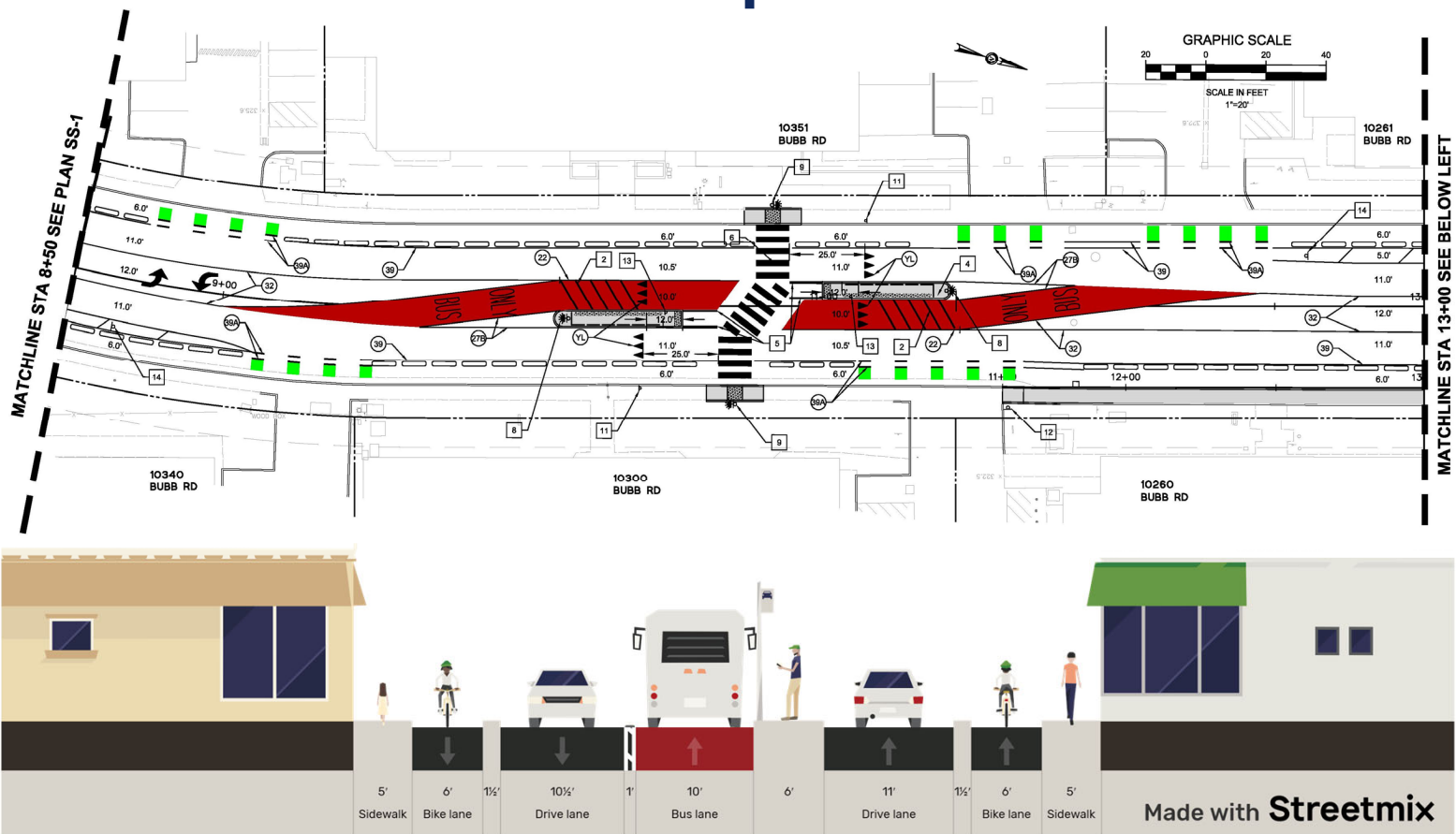
Will include:

- Microsurfacing road
- Revised lane striping
- Protected bike lanes
- Crosswalk at Results Way
- Two Mid-block crosswalks
  - Refuge island
  - Pedestrian activated flashing beacons (RRFB)
- Shuttle stop
  - Located within center lane of roadway
  - Incorporates one mid-block ped crossing

# Project Extents



## Shuttle Stop Detail



## Bid Process

Bidder	Base Bid Amount	TOTAL
Guerra Construction Group	\$661,662.00	\$661,662.00
Granite Rock Company	\$663,247.50	\$663,247.50
FBD Vanguard Inc.	\$664,095.40	\$664,095.40
Golden Bay Construction	\$725,914.50	\$725,914.50
JJR Construction	\$740,941.00	\$740,941.00
Sposeto Engineering	\$746,971.00	\$746,971.00
<i>Engineer's Estimate</i>	<i>\$813,000.00</i>	<i>\$813,000.00</i>
Kerex Engineering	\$812,785.00	\$812,785.00
Galeb Paving Inc.	\$825,002.00	\$825,002.00
Burch Construction Group	\$954,490.00	\$954,490.00





## Recommended Council Action

- Award a construction contract for Bubba Road for a Separated Bikeway Improvement Project for a total authorized contract amount of **\$729,572.50**
- Authorize the City Manager to execute a contract in the amount of **\$663,247.50** with Granite Rock Company
- Authorize the Public Works Director to execute any necessary change orders, up to the construction contingency amount of **\$66,325.00**

CC 2-02-2021

#15

General Plan Amendment  
Authorization

Presentation

# **General Plan Amendment Authorization**

February 2, 2021



**CUPERTINO**

# Background

- Adopted on September 1, 2015
- Developed to address following issues:
  - More orderly development
  - Quality of life concerns with additional development
  - Community engagement
  - Avoid unnecessarily complex process
  - Receive Council direction early



# Work Program

- Council Study Session (July 7, 2020)
  - Comments and direction
- Added to FY 2020-21 Work Program



## Local Cities with GPA Screening

- Campbell
- Mountain View
- Redwood City
- Santa Clara
- Sunnyvale



# Procedure

- Applications Twice a Year
- Submittal Requirements
  - Site & Arch. Design
  - Affordable Housing
  - Amendments requested
  - Traffic Impacts\*
  - Net Fiscal Impacts
  - Environmental Sustainability
  - Voluntary Community Amenities (if any)
  - Student Generation\*

# Procedure

- Noticing Requirements
- Planning Commission Hearing\*
- City Council Hearing
  - Authorization
  - Not-Authorized
    - Resubmit once within 6 months\*

## Procedure (NEW)

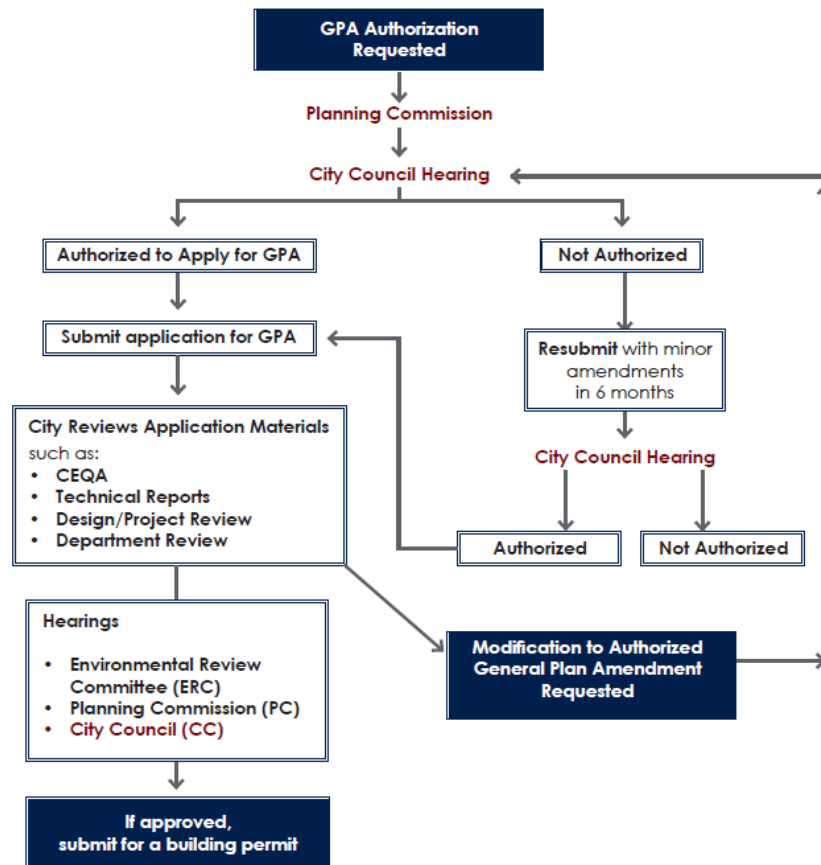
- Modifying the Authorized General Plan Amendment
  - One time application for modification request
  - Submittal requirements
  - Noticing Requirements

# Planning Commission Meeting

- Planning Commission meeting 1/12/21
- Topics discussed included:
  - Frequency of Applications
  - Planning Commission Review
  - Modification of Authorized Projects
- Recommended Approval 5-0, except for frequency



## GENERAL PLAN AMENDMENT AUTHORIZATION WORKFLOW



Notice of Public Hearing, Site Notice & Legal Ad	Agenda
<ul style="list-style-type: none"><li>▪ Legal ad placed in newspaper (at least 10 days prior to hearing)</li><li>▪ Display ad placed in newspaper (at least 10 days prior to hearing)</li></ul>	<ul style="list-style-type: none"><li>▪ Posted on the City's official notice bulletin board (four days prior to hearing)</li><li>▪ Posted on the City of Cupertino's Web site (four days prior to hearing)</li></ul>





## Recommended Action

Conduct the public hearing and  
Find actions exempt from CEQA; and,  
Amend the Procedures for Processing of  
General Plan Amendment Applications



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Questions?

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#16

Lobbying Ordinance

Presentation

# Lobbying Ordinance

February 2, 2021



**CUPERTINO**



## Background

- Requested by Mayor Paul and Vice Mayor Chao on November 2, 2020
- Lobbying Ordinances in Santa Clara County
  - City of Santa Clara
  - City of San Jose
  - Santa Clara County
  - City of Milpitas (limited to lobbying on behalf of the City)
  - City of Palo Alto (focused on cable television)



## Proposed Ordinance

- Regulates lobbyists seeking to influence City decisions
  - Register and pay a registration and client fee
  - Disclose their identity and clients when lobbying a City official or at a City public meeting
  - File a report of lobbying activities with the City Clerk's Office twice a year



# Lobbyists

- Includes: contract lobbyists, business/organization lobbyists, expenditure lobbyists
- Exemptions such as:
  - Public officials
  - Those in media/news (unless a contract lobbyist)
  - Those reimbursed only for reasonable travel, meals, and incidentals
  - Those only providing testimony at City public meetings (unless otherwise considered a lobbyist)
  - Recognized employee organizations
  - Nonprofits (unless compensation for the specific topic)
  - Business owners (subject to certain limitations)
  - Those solely providing “whistleblower” complaints



## Registration

- Required registration and annual renewal
- Required disclosures
  - Contact and business information
  - Client information
  - Issues the lobbyist is seeking to influence
  - Payments received for lobbying services
- Fees/Fines
  - Registration and renewal fees
  - Client fee for each client in which compensation exceeds \$500
  - Late fine \$25/day





## Reporting

- Reports due to City Clerk's Office by July 15 and January 15 each year
- Reporting requirements included:
  - Information required at registration
  - Any payments to lobbyists for services rendered to the City, City officials, City officials-elect or their controlled committees/ballot measure committees
- Other options:
  - Payments made by lobbyists
  - Lobbyist campaign contributions
  - Lobbyist donations made on behalf of City officials

## Comparison of Fees

Jurisdiction	Registered Lobbyists	Initial Registration Fee	Renewal Fee	Late Registration Fine	Client Registration Fee	Late Lobbyist Report Fine*
City of Santa Clara	68	\$745	\$745	\$25/day	\$128/client	N/A
Santa Clara County	22	\$180	\$60	\$60/day	N/A	\$10/day
City of San Jose	199	\$239	\$239	5% of unpaid fee/day	\$81/client	\$10/day

\*Late lobbyist report fine is not proposed for Cupertino but can be included at the direction of Council



## Implementation & Enforcement

- Operative July 1, 2021
  - Development of the registration and report submittal process
  - Analysis to determine appropriate fees for adoption at the annual fee schedule update in April
  - Inclusion in the City's records retention schedule
- Enforcement: General Penalty provisions
- Lessons learned from other cities
  - Ongoing ~100 staff hours/yr with more for set up
  - Enforcement is challenging
  - Facilitating lobbyist identification at teleconference meetings can be challenging



## Recommended Action

- Conduct the first reading of Ordinance No. 21-2222: “An Ordinance of the City Council of the City of Cupertino Adding Chapter 2.100 (“Regulation of Lobbying Activities”) to Title 2 (“Administration and Personnel”) of the Cupertino Municipal Code,” which includes a finding that adoption of the ordinance is exempt from the California Environmental Quality Act.

CC 2-02-2021

#17

2021 Legislative Platform

Presentation

# 2021 Legislative Platform

February 2, 2021



CUPERTINO



## Background

- Legislative Platform approved annually
- Guides and informs official City positions on pending legislative issues during the year
- Authorizes Legislative Review Committee (LRC) to take City positions on bills based on the Council-approved Platform
- If a bill falls outside of the Legislative Platform, a City position can only be taken by the full Council



## 2021 Legislative Platform

- LRC reviewed draft platform on Jan 8 and recommended for Council adoption
- Notable changes include:
  - New section on homelessness
  - Support for allowing remote or video conference public meetings
  - Support for preservation of natural resources, organic waste recycling, and landfill diversion
  - Monitor square footage-based parcel taxes





## Recommended Action

- Adopt the proposed 2021 Legislative Platform.



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