

CC 3-02-2021

Study Session Item No. 1

Rancho Rinconada
Recreation and Park
District

Presentation

Rancho Rinconada Recreation and Park District (RRRPD)

City Work Program Item Update

March 2, 2021



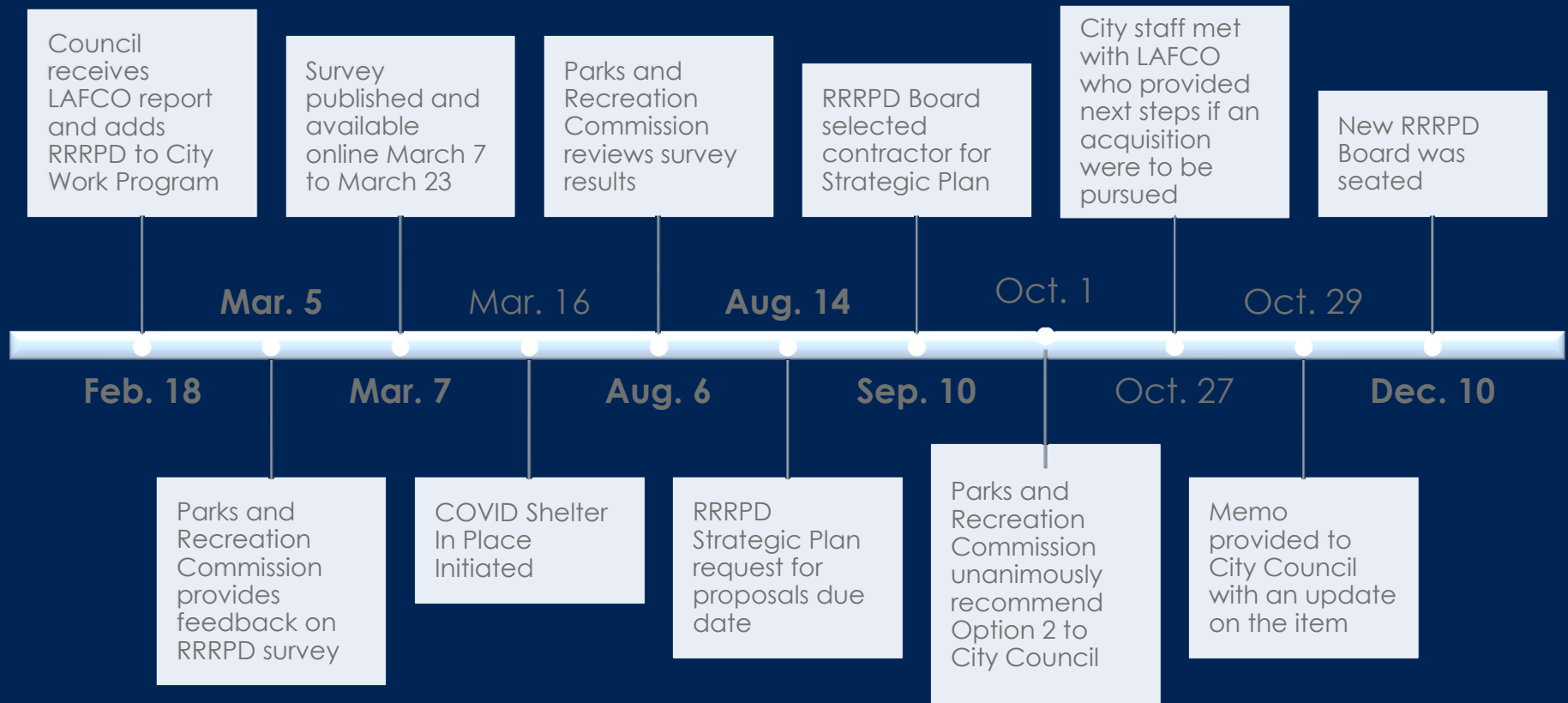
**CITY OF
CUPERTINO**



Agenda

- Background
- Local Agency Formation Commission (LAFCO) Options
- Parks and Recreation Commission Outreach and Recommendation
- RRRPD Board
- Parks & Recreation System Master Plan
- Facility Status and Costs
- Recommended Options and Action

Background - February to December 2020





LAFCO Options

Option 1: Maintain RRRPD's Current Governance (Status Quo)

Option 2: Acquisition of RRRPD by the City of Cupertino



Parks and Recreation Commission Timeline

March 5

- Received LAFCO Special Study Report
- Reviewed RRRPD Resident Survey Questions

August 6

- Reviewed survey results
- Requested additional user data from RRRPD



Parks and Recreation Commission Recommendation

- October 1, 2020 - Commission unanimously carried the motion to recommend acquisition
- Recommendation based on:
 - Data from LAFCO Special Study
 - Zero sphere of influence
 - Survey of RRRPD residents
 - Accurate sample of RRRPD users
 - User data provided by RRRPD management
 - 66% of users are non-Cupertino residents



LAFCO

- Application requirements
 - Plan for services
 - Resolution and Proposed Terms
 - Protest Thresholds
 - LAFCO fee schedule
- Other Considerations
 - Property Tax Transfer
 - Adoption of Resolution
 - Protest Threshold
 - Special Election (could be triggered)

RRRPD Board

- Outgoing RRRPD Board of Directors
 - Noted concerns in the LAFCO Special Study
 - “Board dysfunction and lack of quorum during a portion of 2019.”
- Four new board members seated in December 2020



RRRPD Board

- RRRPD Strategic Visioning and Planning Process
- Rauch Communication Consultant, Inc. selected to design and execute process
 - Three-year strategic plan
 - Background research and benchmarking
 - Community outreach
 - Estimated completion by Summer 2021

RRRPD Board

- Outgoing RRRPD Board Opposition
 - Requested a letter of opposition
- Lack of Board support could deter the process
- Newly seated Board is considering additional community outreach
- If the City decides to proceed with acquisition, it would be best to do so with support of the RRRPD Board



Parks & Recreation System Master Plan – Aquatics

- Desire from the community for year-round swimming facility
- Used for recreation and instructional swimming, aquatic exercise, lap swimming, and pool events
- Consider accessible locations in central and east Cupertino



Considerations

Access to Aquatic Facilities

- Additional Aquatics Facilities
 - Research other opportunities
 - Data could be used to evaluate potential benefits of acquiring RRRPD



RRRPD Facility Status

- Facility layout and parking lot size vastly limits program offerings, attendance capabilities, and potential profitability
- Facility improvements and significant investment by the City
- Use of RRRPD facilities are currently available to all Cupertino residents



Costs

Potential Costs Associated with acquisition

- Cost of special election: estimated up to \$100,000 to \$200,000
- LAFCO application fee: \$12,000
- Professional aquatic facility assessment: \$3,500
- Extensive facility upgrades: estimated to be at least \$350,000



Options for Council Consideration

1. Proceed with the acquisition process
2. **Decide not to proceed with the acquisition process (recommended)**
3. Delay consideration of the acquisition
 - a) Allow for engagement in long-term planning for aquatics facilities in the City
 - b) Until RRRPD completes their strategic visioning and outreach and makes a recommendation



Recommended Action

Receive an update on the Rancho Rinconada Recreation and Park District City Work Program item and provide guidance for next steps.



Questions?

Joanne Magrini
Director of Parks and Recreation

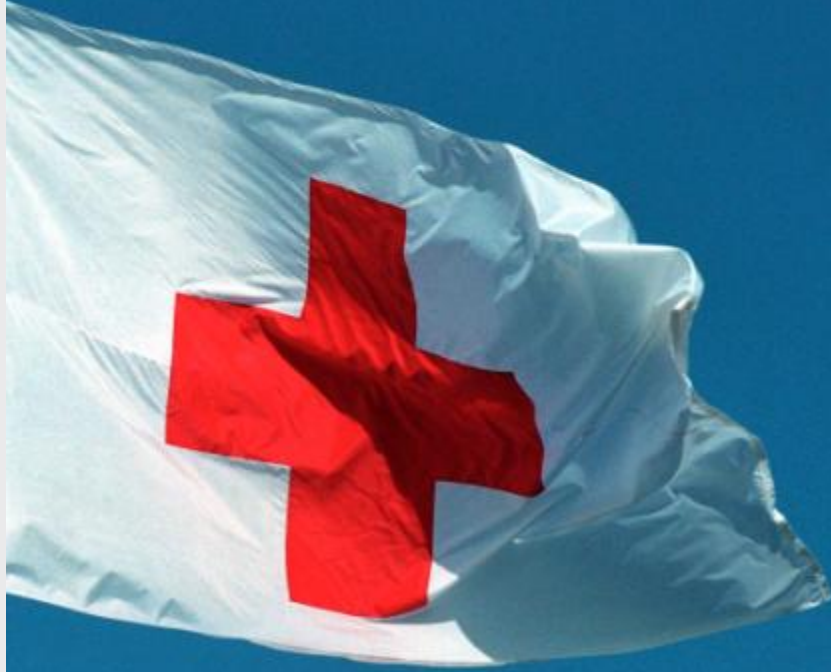
Kevin Davis
General Manager, RRRPD

CC 3-02-2021

Item No. 1

American Red Cross

Presentation



Mission

The American Red Cross prevents and alleviates human suffering in the face of emergencies by mobilizing the power of volunteers and the generosity of donors.



**American
Red Cross**



Our Services

Down the Street. Across the Country. Around the World.®



**Disaster
Services**



**Blood
Services**



**Preparedness,
Health and
Safety Services**



**International
Services**



**Service to the
Armed Forces**

Our Work Impacts Lives Every Day

Every 60 seconds

23

people are assisted
by the American
Red Cross.



180

times a day, Red Cross
workers help a family
affected by a home fire
or other disaster.



1,100

times a day, we
provide services to
military members,
veterans and their
families.



13,000

times a day, the Red
Cross needs a blood
donation.



16,000

times a day, a person
receives lifesaving
Red Cross health and
safety training.



482,000

times a day, a child
receives a measles or
rubella vaccination
from the Red Cross
and our partners.





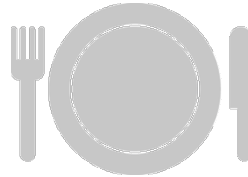
Last year, the Red Cross responded to 113 disasters here in Santa Clara County.

CZU/SCU Wildfires Santa Clara County

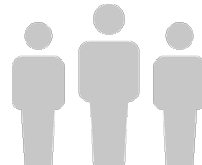
6 Non Congregate
shelters
opened



2,650
meals and
snacks
provided



165
disaster
workers
responded





Santa Clara Valley 2020

For Disaster

96

people are assisted
by the American
Red Cross.

8,616

blood donation.



72

we provide services
to military members,
veterans and their
families.



18,587
Volunteer
Hours



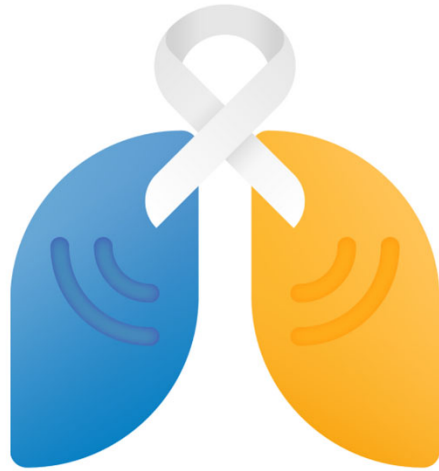
Thank you!

CC 3-02-2021

Item No. 2

The American Lung
Cancer Screening
Initiative

Presentation



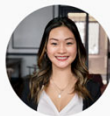
THE AMERICAN LUNG CANCER SCREENING INITIATIVE

OUR MISSION

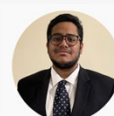
The American Lung Cancer Screening Initiative (ALCSI) is a 501(c)(3) non-profit aimed at raising awareness about lung cancer and lung cancer screening



Raiya Suliman
Northeastern University



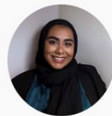
Jeanette Wang
Cornell University



Saishravan Shyamsundar
Rensselaer Polytechnic Institute



Chi-Fu Jeffrey Yang, MD
Harvard Medical School
Advisor, Thoracic Surgeon



Zaina Syed
University of Texas



Yoyo Wang
University of Michigan



Winston Trope
Stanford University



Jane Yanagawa, MD
UCLA School of Medicine
Advisor, Thoracic Surgeon



Jennifer Su
UCLA



Barry Xu
Johns Hopkins University



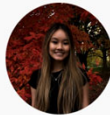
Matthew Tsai
UCLA



Aurore Zhang
Boston University



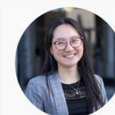
Jon Sulit
UC Berkeley



Maggie Yang
Johns Hopkins University

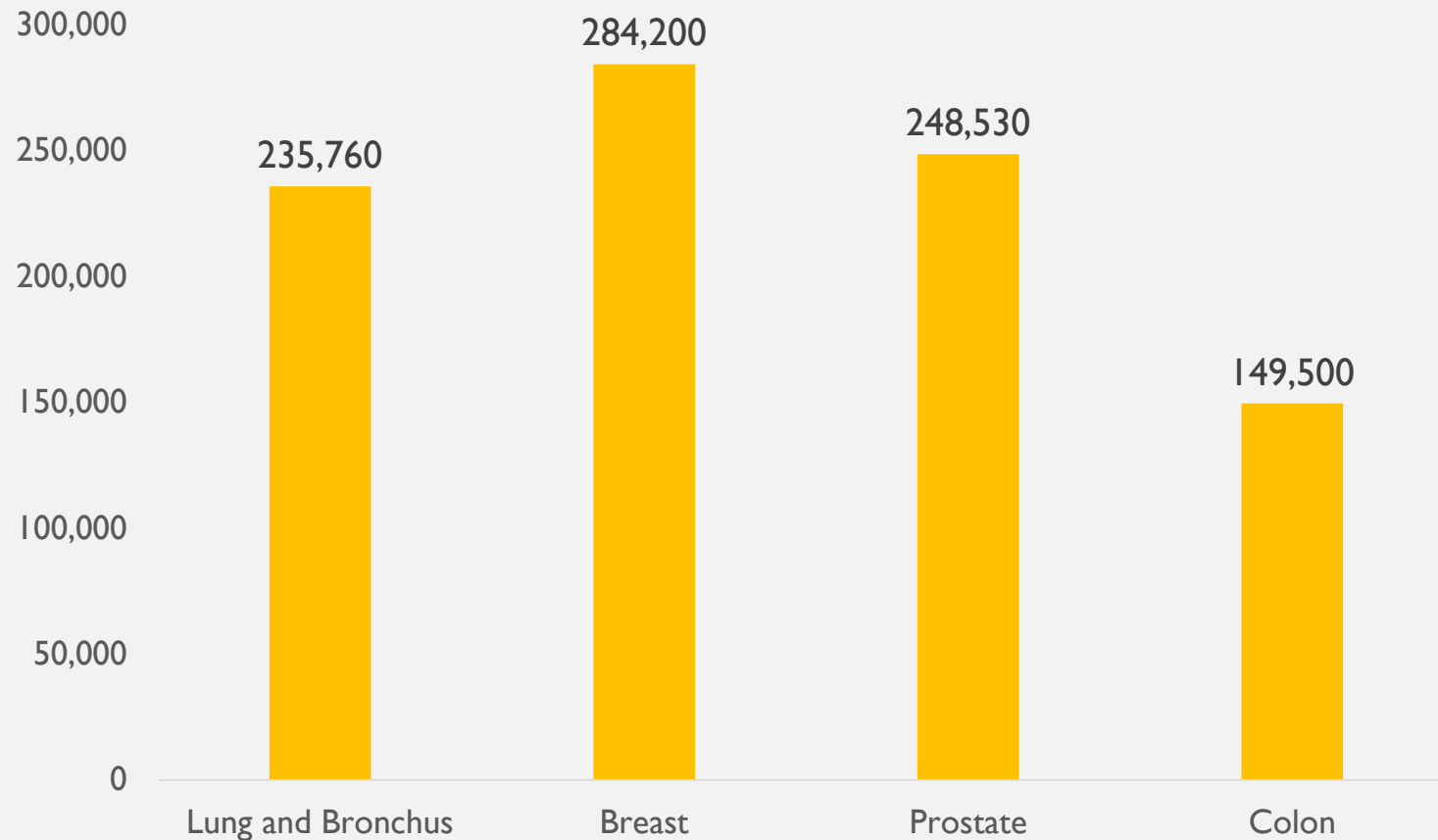


Juan Vasquez



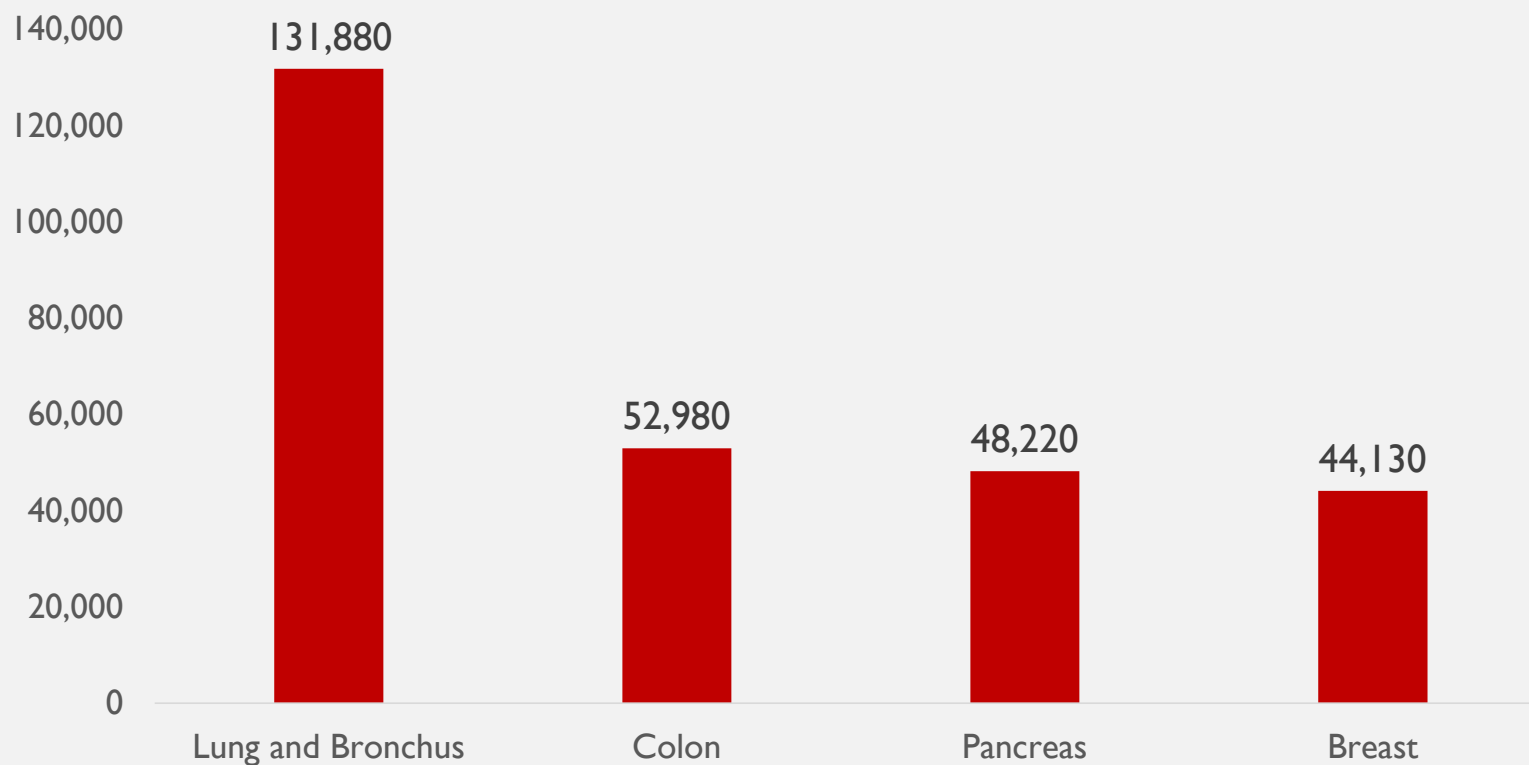
Angela Zhou
UC Berkeley

ESTIMATED NEW CASES OF CANCER IN THE US 2021



<https://cancerstatisticscenter.cancer.org/#/>

ESTIMATED CANCER-RELATED DEATHS IN THE US 2021



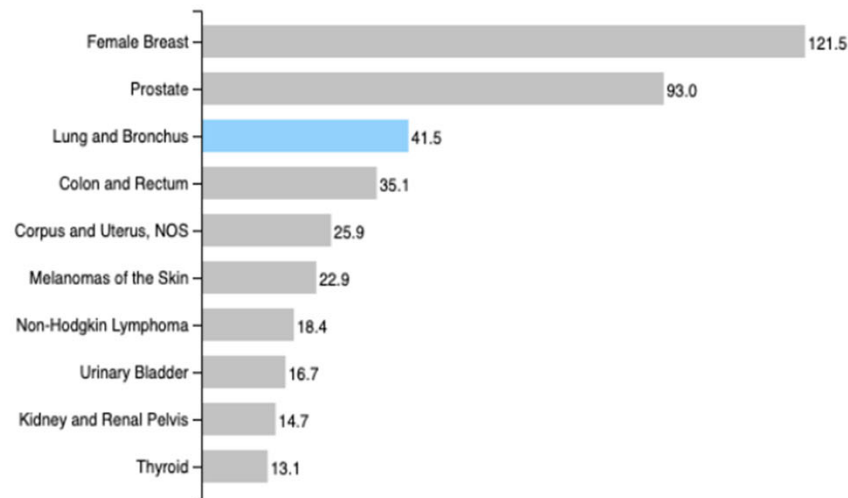
LUNG CANCER IN CALIFORNIA



Centers for Disease Control and Prevention
CDC 24/7: Saving Lives, Protecting People™

Top 10 Cancers by Rates of New Cancer Cases

Lung and Bronchus, California, 2013-2017



Rate per 100,000 people

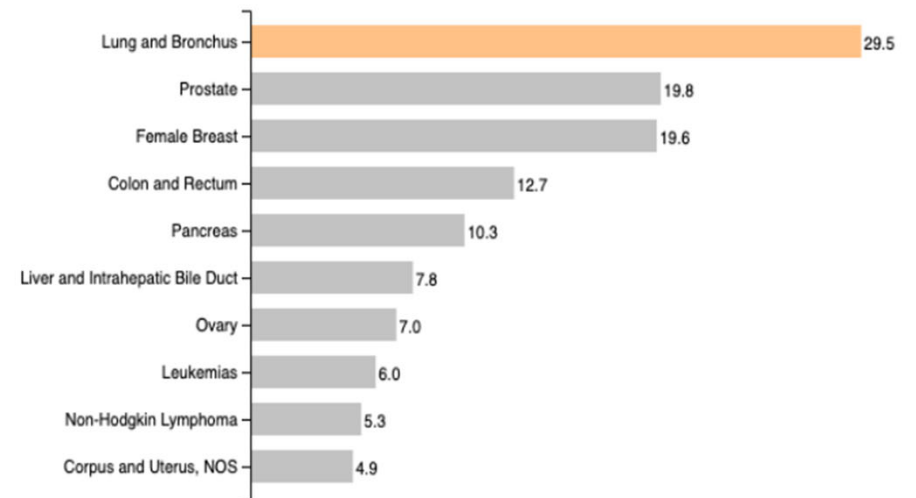
Data source – U.S. Cancer Statistics Working Group. U.S. Cancer Statistics Data Visualizations Tool, based on November 2019 submission data (1999-2017); U.S. Department of Health and Human Services, Centers for Disease Control and Prevention and National Cancer Institute; <https://www.cdc.gov/cancer/dataviz>, June 2020.



Centers for Disease Control and Prevention
CDC 24/7: Saving Lives, Protecting People™

Top 10 Cancers by Rates of Cancer Deaths

Lung and Bronchus, California, 2013-2017



Rate per 100,000 people

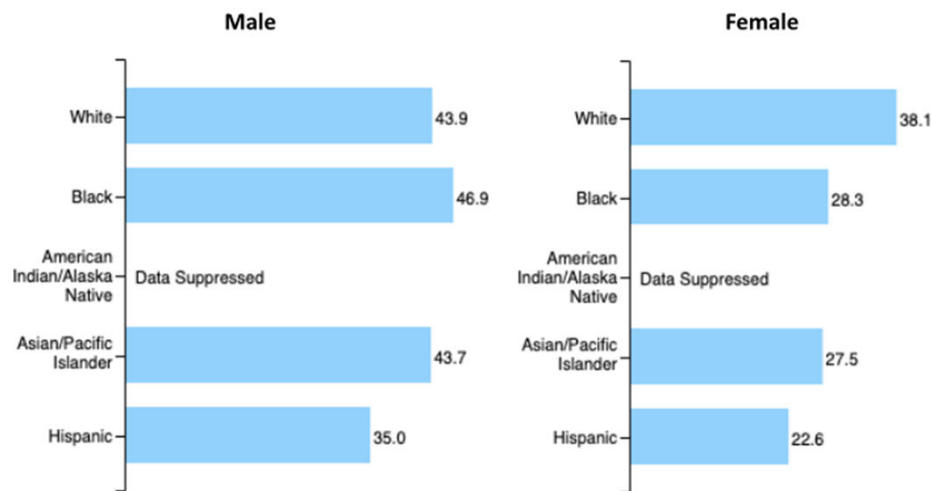
Data source – U.S. Cancer Statistics Working Group. U.S. Cancer Statistics Data Visualizations Tool, based on November 2019 submission data (1999-2017); U.S. Department of Health and Human Services, Centers for Disease Control and Prevention and National Cancer Institute; <https://www.cdc.gov/cancer/dataviz>, June 2020.

LUNG CANCER INCIDENCE IN SANTA CLARA COUNTY



Rate of New Cancers by Sex and Race/Ethnicity

Lung and Bronchus - Santa Clara County, California 2013-2017



Rate per 100,000 people

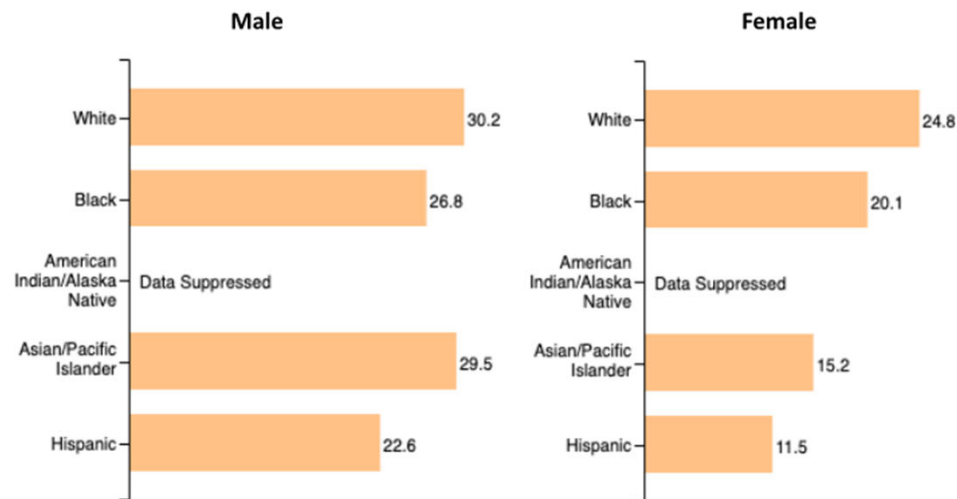
Data source – U.S. Cancer Statistics Working Group. U.S. Cancer Statistics Data Visualizations Tool, based on November 2019 submission data (1999-2017); U.S. Department of Health and Human Services, Centers for Disease Control and Prevention and National Cancer Institute; <https://www.cdc.gov/cancer/dataviz>, June 2020.

LUNG CANCER MORTALITY IN SANTA CLARA COUNTY



Rate of Cancer Deaths by Sex and Race/Ethnicity

Lung and Bronchus - Santa Clara County, California 2013-2017



Rate per 100,000 people

Data source – U.S. Cancer Statistics Working Group. U.S. Cancer Statistics Data Visualizations Tool, based on November 2019 submission data (1999-2017); U.S. Department of Health and Human Services, Centers for Disease Control and Prevention and National Cancer Institute; <https://www.cdc.gov/cancer/dataviz>, June 2020.

Stage at Diagnosis and 5-Year Survival Rate Diagnosed 2009-2015

Stage at Diagnosis



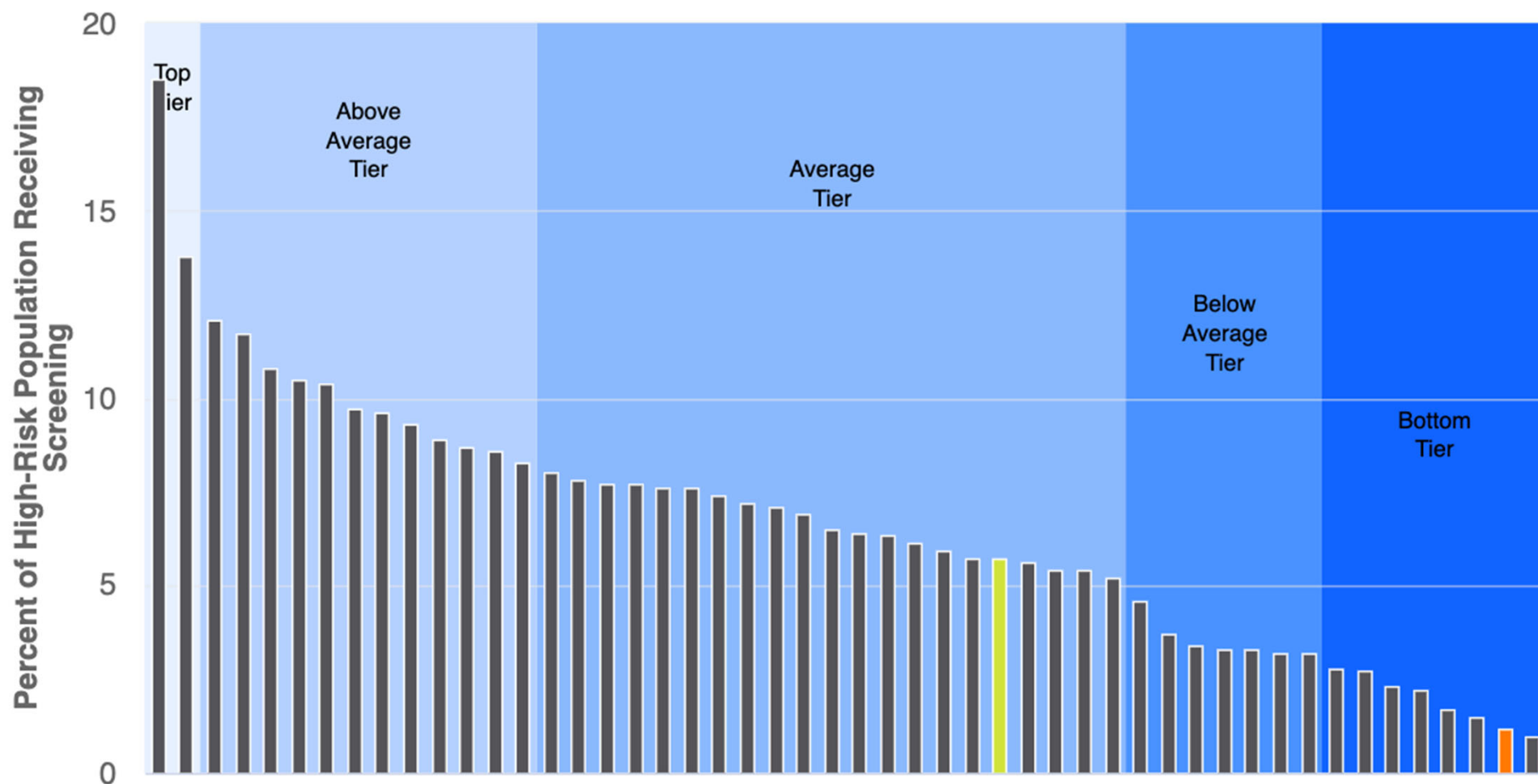
5-Year Survival



● Early (Localized - confined to primary site) ● Regional (spread to regional lymph nodes) ● Distant (cancer has metastasized) ● Unstaged tumors

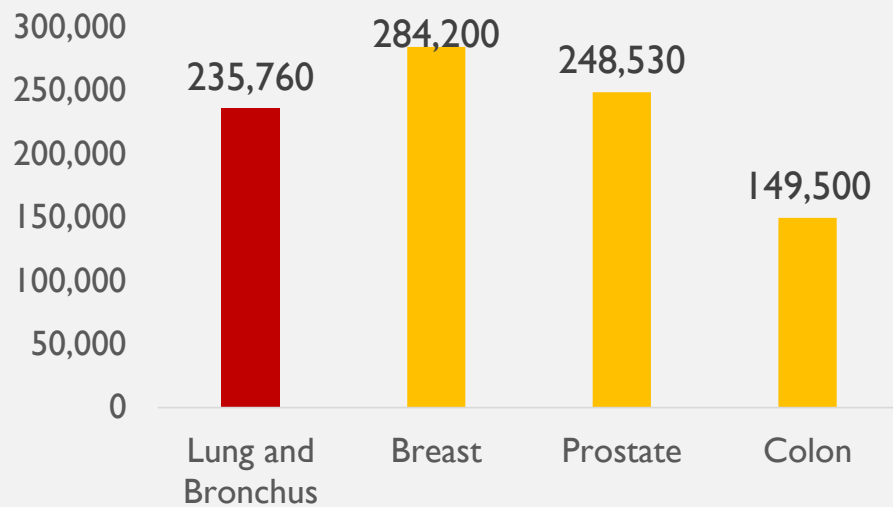
<https://www.lung.org/research/state-of-lung-cancer/states/california>

State Ranking by High-Risk Screening Rate

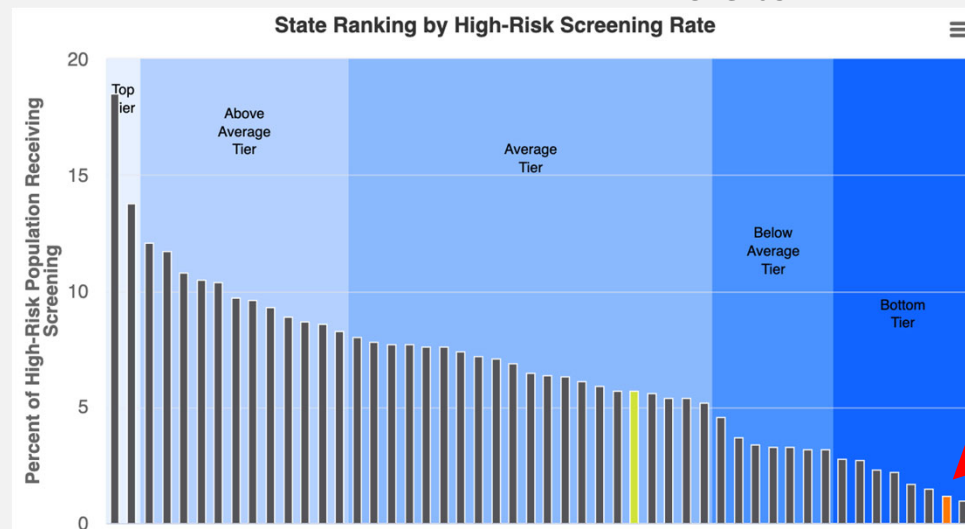
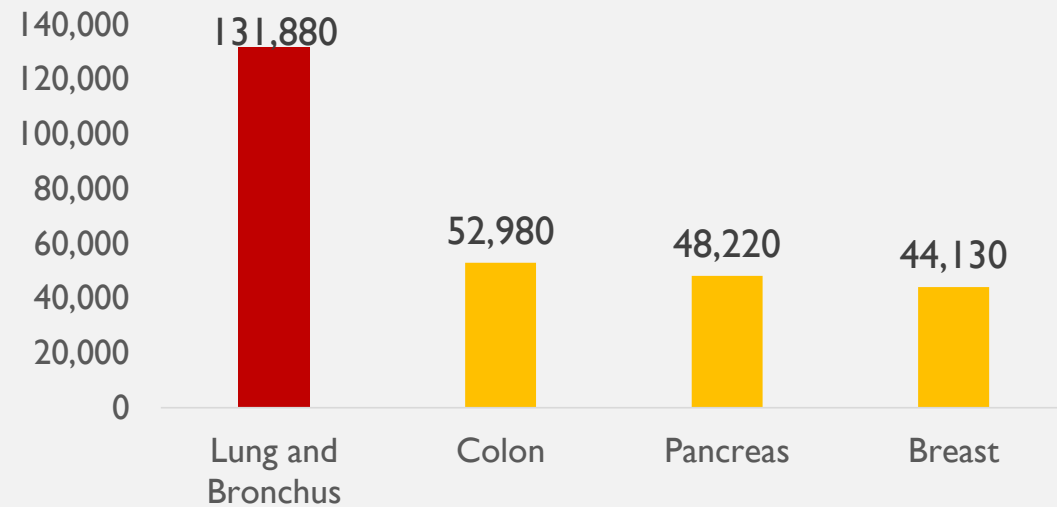


<https://www.lung.org/research/state-of-lung-cancer/states/california>

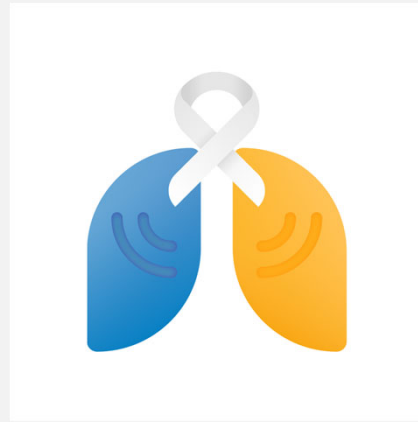
2nd Most Common



Most Deadly



Lung Cancer Screening Saves Lives!



THE AMERICAN LUNG CANCER SCREENING
INITIATIVE

WWW.ALCSI.ORG

INFO@ALCSI.ORG

CC 3-02-2021

Item No. 3

Youth Arts Month

Presentation

2021 Youth Arts Month



- History of Youth Arts Month
- Its Goals
- What is Artspiration?

Presented By: Sofia Fojas, Arts Coordinator, Santa Clara County Office of Education

Goals

- Direct attention to the value of arts education;
- Encourage commitment to the arts by students, community organizations, and individuals;
- Increase community understanding and interest in arts and arts education through workshops, performances, and exhibits;
- Increase community, business and governmental support for art education;
- Recognize art education as a viable component in the total education curricula that develops citizens of a global society.

CC 3-02-2021

Item No. 9

City Work Program Study
Session

Presentation

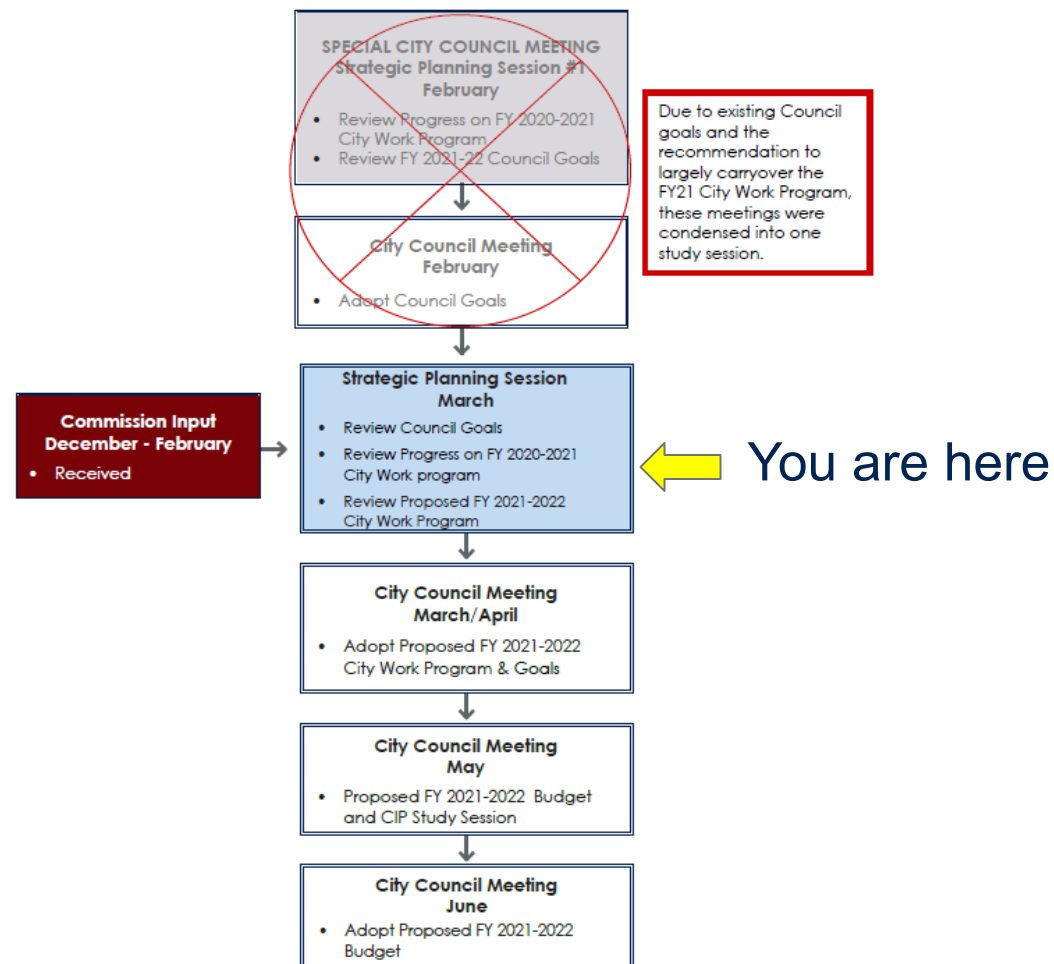
Council Goals, City Work Program Updates, & Proposed Draft FY 2021-2022 City Work Program

March 2, 2021



CUPERTINO

Strategic Planning Process





Council Goals

Public Engagement and Transparency

Creating and maintaining key conversations and interactions with the Cupertino Community.

Transportation

Providing access to an efficient, safe multi-modal transportation system for our community, and advocating for effective, equitable mass transit in the greater region.

- Improving Traffic Flow and Alleviating Congestion

Housing

Contributing meaningfully and in a balanced manner to the housing inventory in support of our community needs, including affordable housing (from extremely low-income to moderate-income level housing) and addressing homelessness.

Sustainability & Fiscal Strategy

Continuing Cupertino's commitment to building a sustainable and resilient community for future generations.

Quality of Life

Furthering the health and well-being of all Cupertino community members.

- Air Quality and Noise
- Public Safety
- Recreation
- Access to Goods and Services

FY 2019-2020 Items Delayed Due to COVID

- **Complete**

- Short-term Rental Ordinance
- Public Safety Surveillance Support
- Lawrence Mitty

- **In Progress**

- Consider New Commissions and Committees
- Art in Unexpected Places
- Lawn Buster Drought Tolerant Planting Pilot
- Use of Athletic Fields in Parks
- Comparative studies...for mixed use developments & high-density residential guidelines
- Dark Sky Policy and Bird Safe Design
- Workforce Planning (ongoing)

FY 2020-2021 City Work Program Updates

- **Complete**
 - Commissioner Handbook Update
 - Policies on Nonprofit Support
 - Public Infrastructure Financing Strategy
 - Review Property Tax Share
 - Review the City's Housing and Human Services Grants
 - Study Session on... Ordinance...Banning Gas-powered Leaf Blowers
 - Transportation to-from Service Providers
- **In Progress** (to be completed this FY)
 - Bollinger Road Safety Study
 - Policies...to Regulate Mobile Service Vendors
 - Emergency Services Continuity of Operations Plan
 - Traffic Congestion Map and Identify Solutions
 - Two-Way Communication
 - Establish Preapproved ADU Plans
 - Housing Program for De Anza College Students
 - Housing Survey

FY 2020-2021 City Work Program Updates

- **In Progress** (to be completed this FY)
 - Reducing Secondhand Smoke Exposure
 - Small Business Development Center
 - Pilot – Online Store for City-Branded Items
 - Research Governor's Pledge Towards Homelessness...
 - Targeted Marketing Programs to Assist Small Businesses
 - General Plan Authorization Process
 - Review Environmental Review Committee
- **In Progress** (will continue in operations)
 - Engage Philanthropic Organizations...to Build Moderate-income and ELI Housing...for Developmentally Disabled
 - Parks & Recreation Strategic Plan
- **In Progress** (to be carried over into FY22)
 - Affordable Housing Strategies
 - Homeless Services and Facilities (City Plan to End Homelessness)
 - Study Session for...RHNA

FY 2020-2021 City Work Program Updates

- **In Progress** (to be carried over into FY22)
 - Leadership Program
 - Roadmap Project
 - Blackberry Farm Golf Course
 - Development Accountability
 - Dogs Off Leash Area (DOLA)
 - Pilot – Noise Measurement
 - Pilot – Pollution Monitoring
 - Rancho Rinconada
 - Residential and Mixed-Use Residential Design Standards
 - Review and Update General Plan
 - Sign Ordinance Update
 - Climate Action Plan
 - Investigate Alternatives to City Hall
 - Municipal Water System
 - Pilot – Water Scheduling Based Moisture Content
 - Single-Use Plastics Ordinance
 - Pilot – Adaptive Traffic Signaling
 - Pilot – Multimodal Traffic Count
 - Regional Transformative Transit Projects Initiative
 - Shuttle Bus Pilot Program Implementation
 - Study Session on Regulating Diversified Retail Use



New Items Proposed for FY22 City Work Program

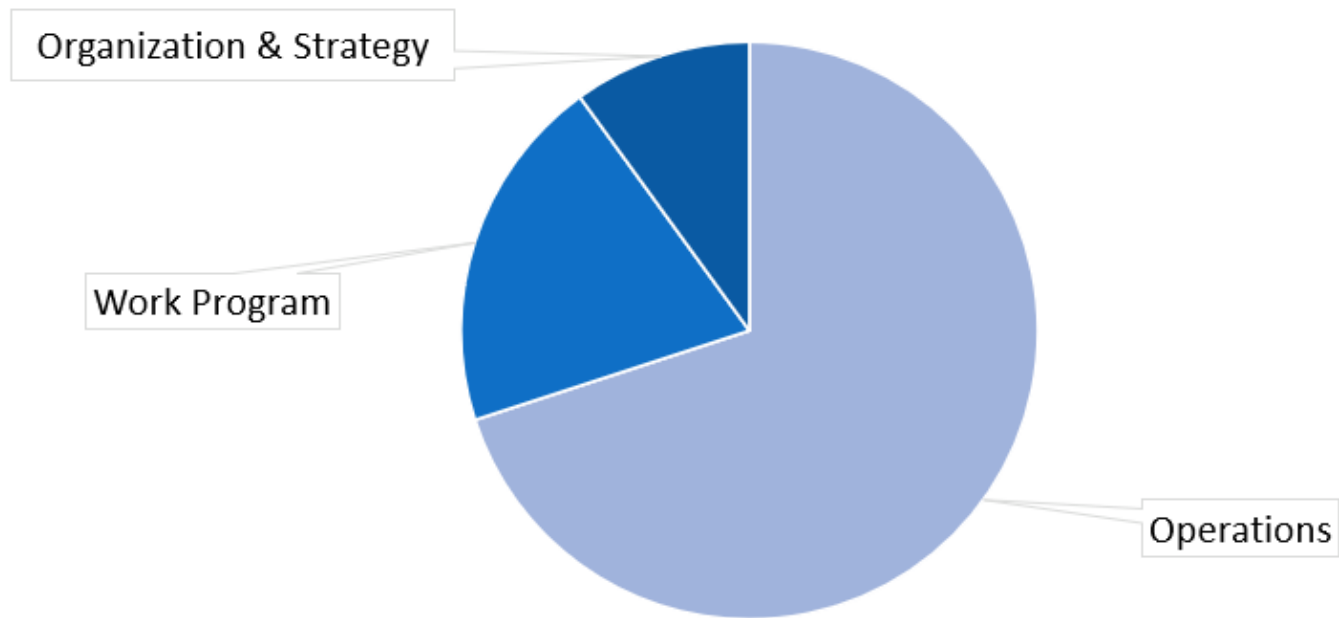
- **City Light Transition Assessment**
- **Fine Arts Commission Name Change** (recommended by Fine Arts Commission)
- **Personal Preparedness Campaign** (recommended by Public Safety Commission)
 - Will include a revamp for the Block Leader program
- **Traffic Garden** (recommended by Bicycle Pedestrian Commission)
- **Vision Zero** (recommended by Bicycle Pedestrian Commission and Technology, Information, and Communication Commission)
- **New City Seal**



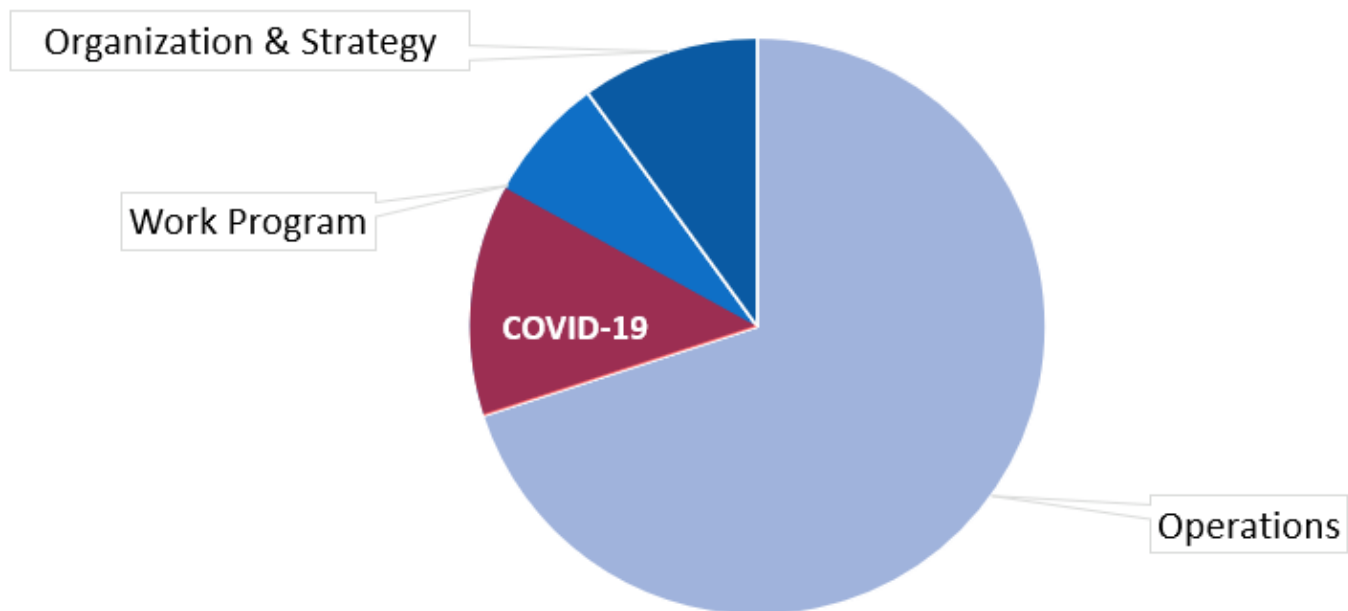
Items Suggested by Councilmembers

- **Homelessness** (Included)
- **Revamping Block Leader** (Included as part of Preparedness Campaign)
- **Hybrid Zoom/In-Person Environment** (Will be worked on operationally)
- **Tying Heights to Density Bonus** (to be included in Density Bonus ongoing work)
- **SB 35 and Mixed Use** (to be fleshed out)

Conceptual Resource Utilization



Conceptual Resource Utilization



Unanticipated Work

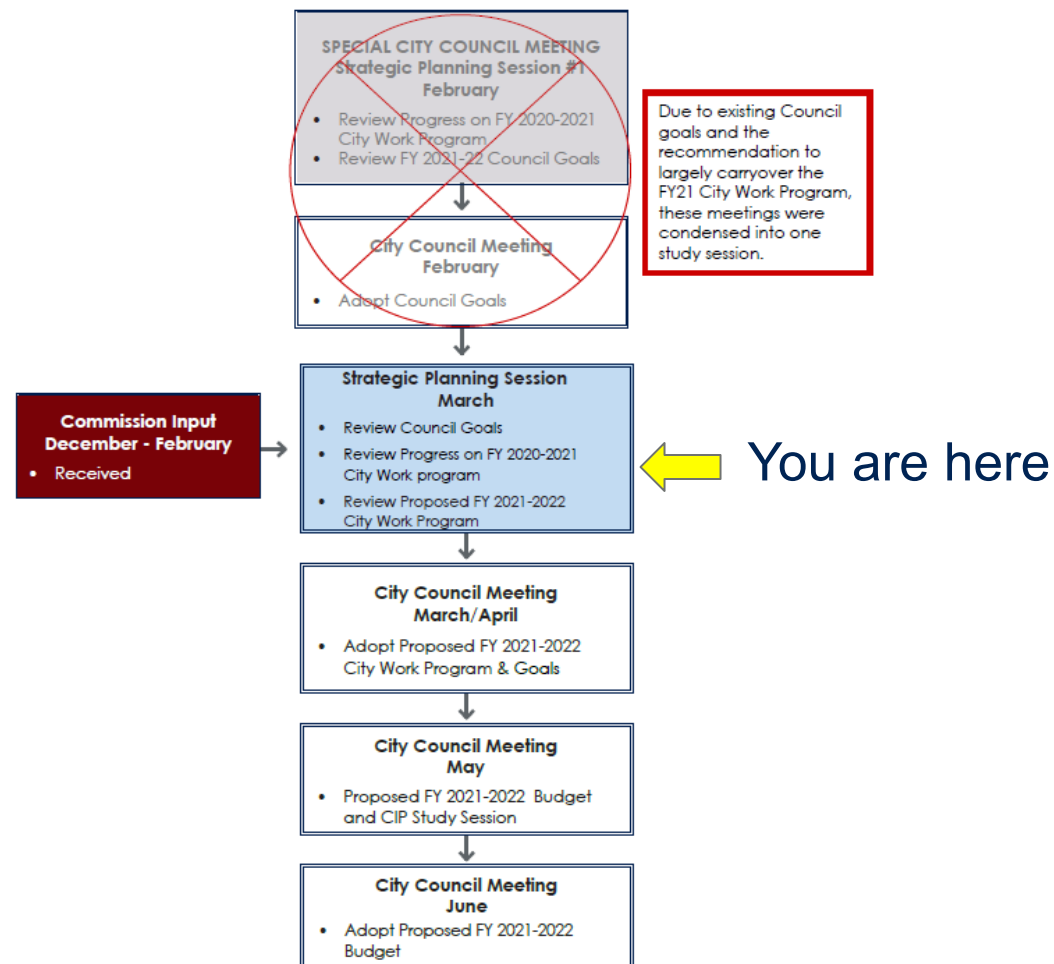
COVID-19

- Virtual public meetings, classes, and trainings
- Virtual election process
- Emergency management and communication
- New HR regulations and changing SiP requirements
- Additional budget analysis, forecasting, planning, and reporting
- Business assistance
- High school and senior meal delivery
- Cupertino Cares
- Loss in efficiencies and communication
- **Over 32,000 hours from March - December**

Extra Work/Requests

- RV Ordinance
- Small Cell/5G
- Weed Abatement Program Improvements
- Additional presentations/study sessions (quarry, CIP, etc.)
- Double the # of building permits and encroachment permits
- Additional code enforcement complaints (8% increase)
- **Over 3,000 hours from March - December**

Strategic Planning Process



CC 3-02-2021

Item No. 11

Mid-Year Financial Report

Presentation

MID-YEAR FINANCIAL REPORT

FISCAL YEAR 2020-21



CUPERTINO

Agenda



Budget Reporting Cycle



How We Ended FY 2019-20



Amended Budget as of December 31, 2020



General Fund Update



Recommended Adjustments

Agenda

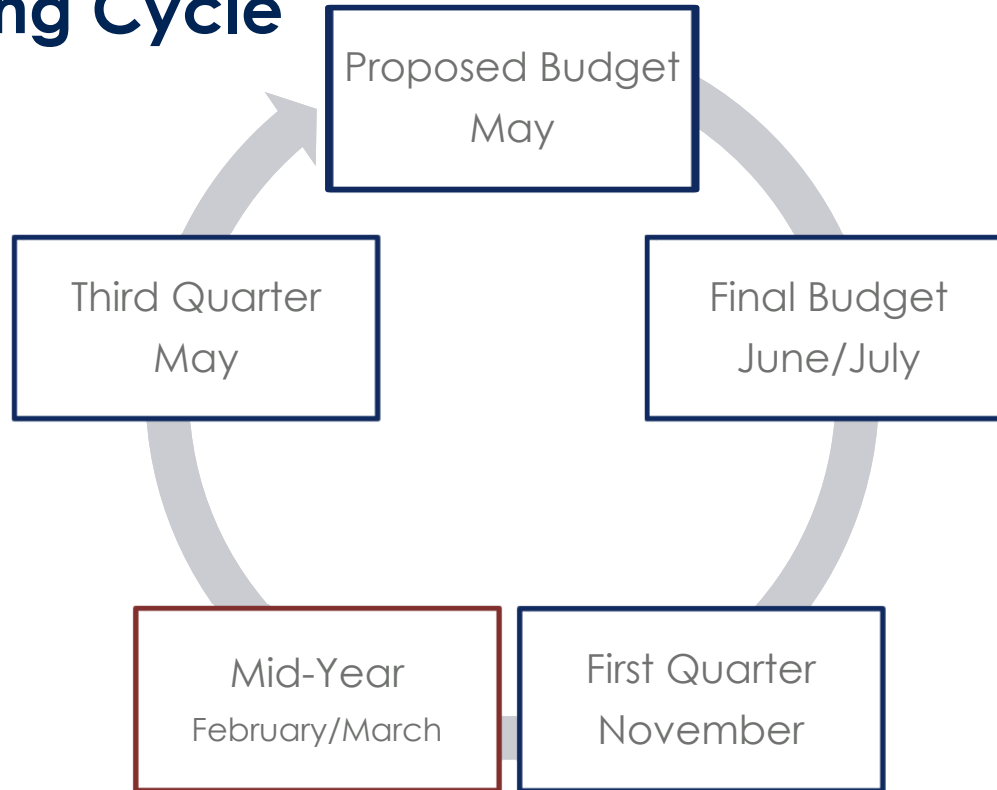


Recommendations and
Next Steps

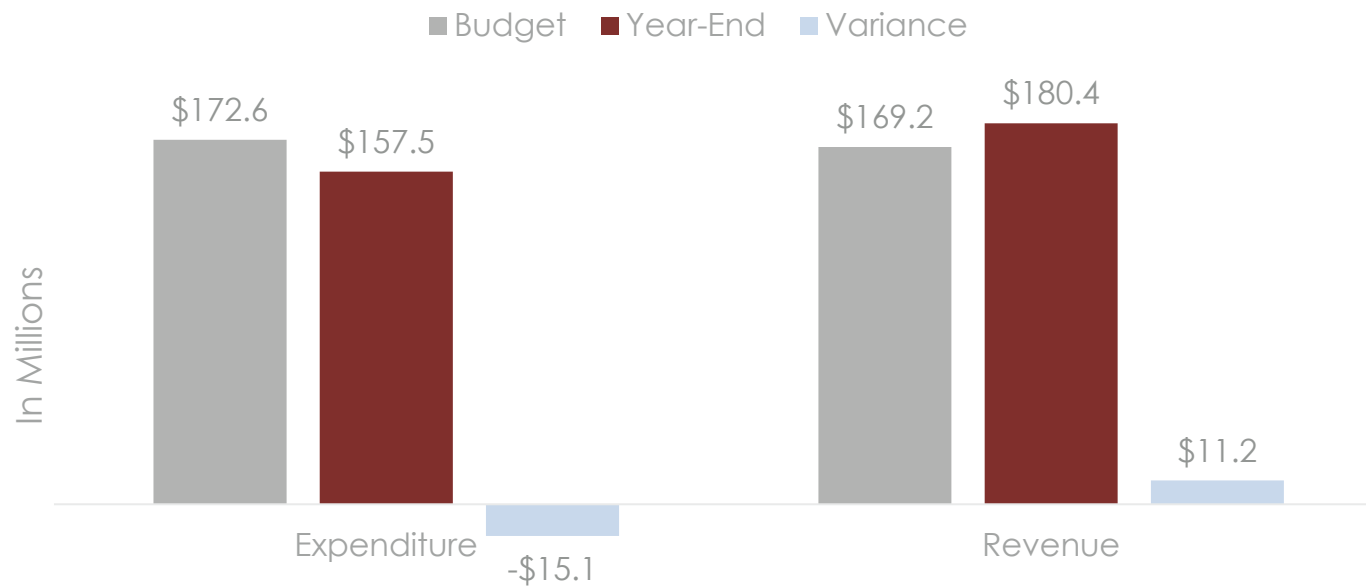


Transparency and
Engagement

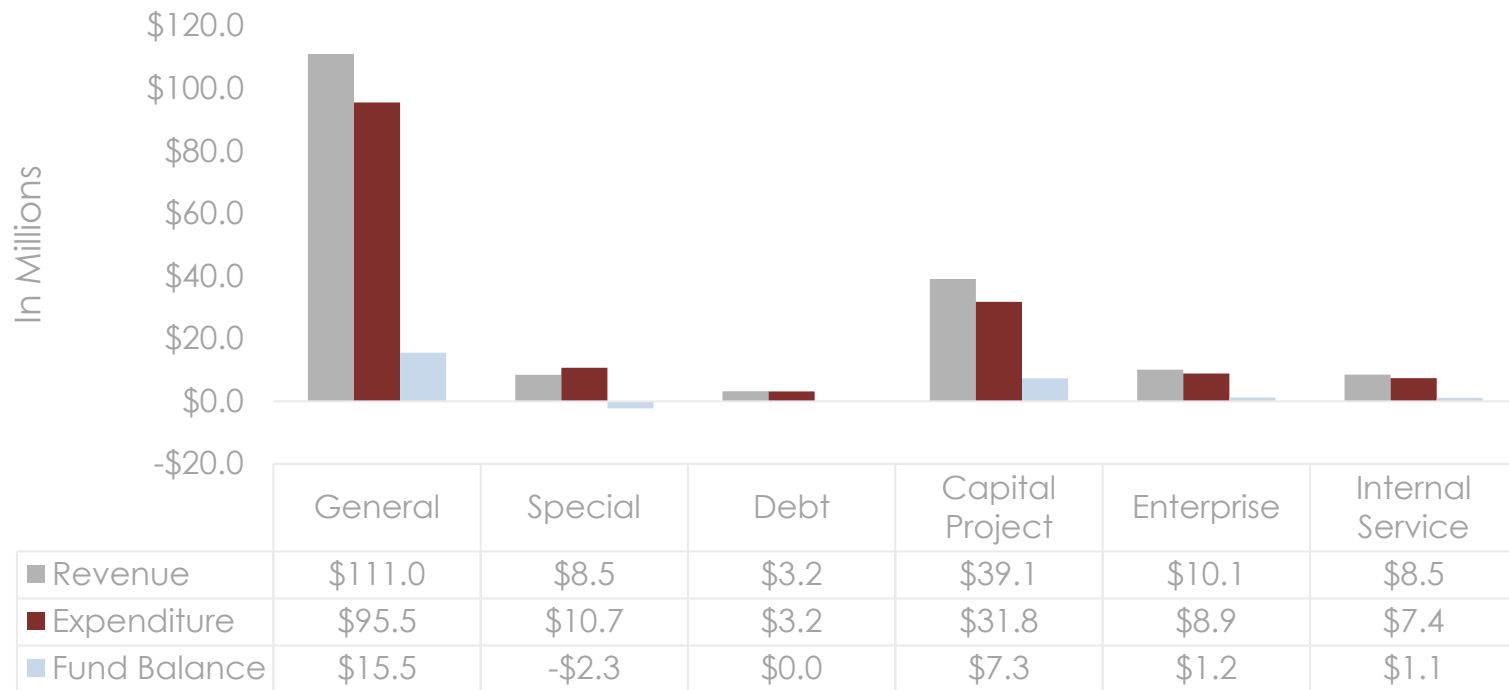
Budget Reporting Cycle



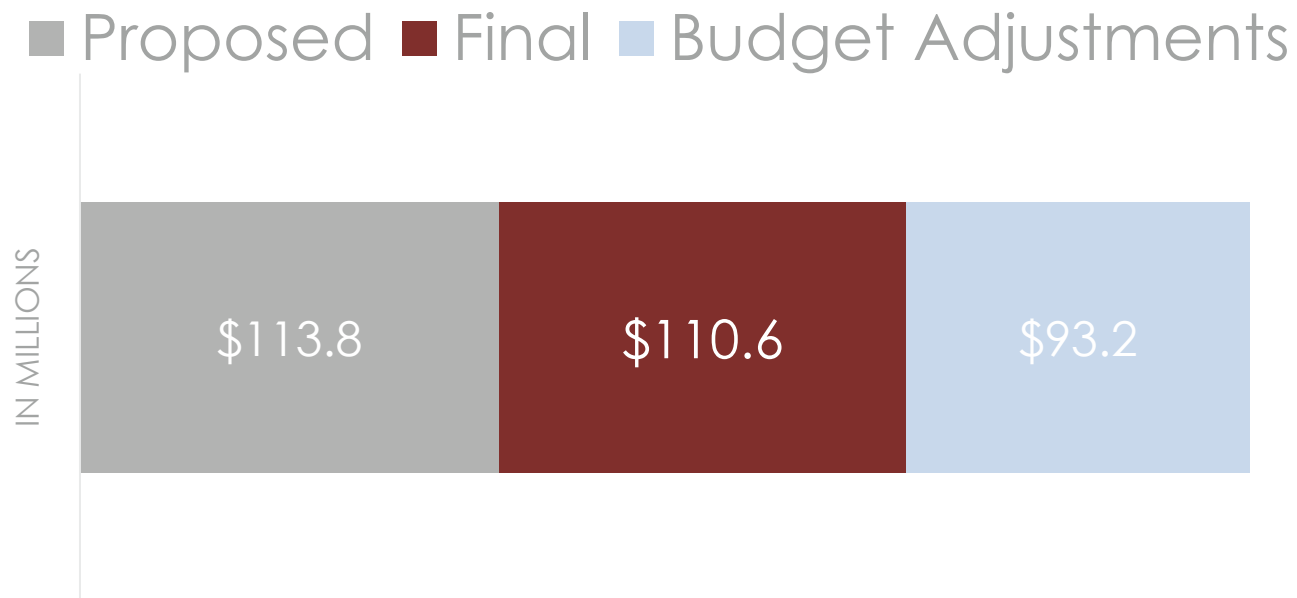
FY20 Year End Actuals vs. Budget All Funds



FY20 Year-End Fund Balance Impact: +\$22.9M



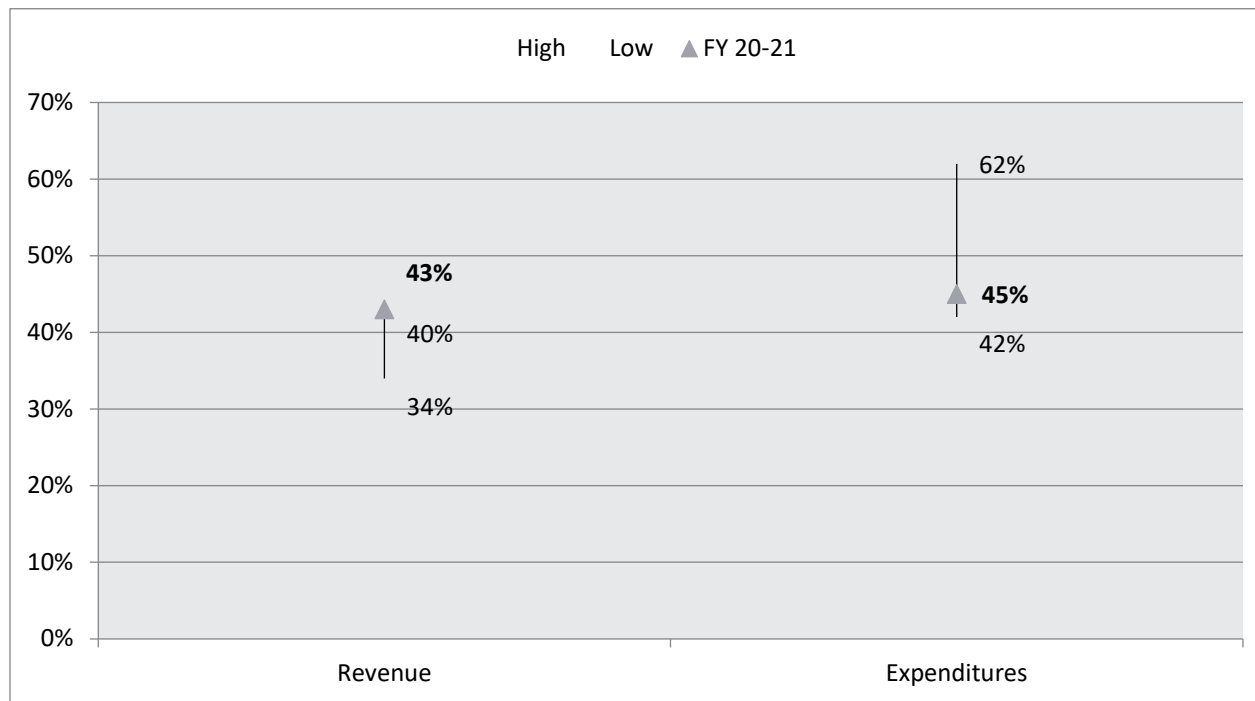
FY21 Amended Budget as of December 31, 2020- \$203.8M



FY21 Appropriation Changes since Adopted Budget

Fund	FY 20-21 Adopted	Carryovers	Encumbrances	Adjustments Approved in 1st and 2 nd Quarter	FY 20-21 Amended Budget as of December 31, 2020
General	\$ 80,528,492	\$ 26,980,460	\$ 3,176,881	\$ 1,544,777	\$ 112,230,610
Special Revenue	7,778,561	19,458,782	555,369	1,047,239	28,839,951
Debt Service	3,169,138	-	-	-	3,169,138
Capital Projects	3,762,723	35,073,216	1,732,364	1,000,000	41,568,303
Enterprise	7,679,246	1,713,928	120,218	398,814	9,912,206
Internal Service	7,673,065	178,086	190,832	-	8,041,983
Total All Funds	\$110,591,225	\$ 83,404,472	\$ 5,775,664	\$ 3,990,830	\$ 203,762,191

General Fund Revenues & Expenditures – Mid-Year Trends (3-year)



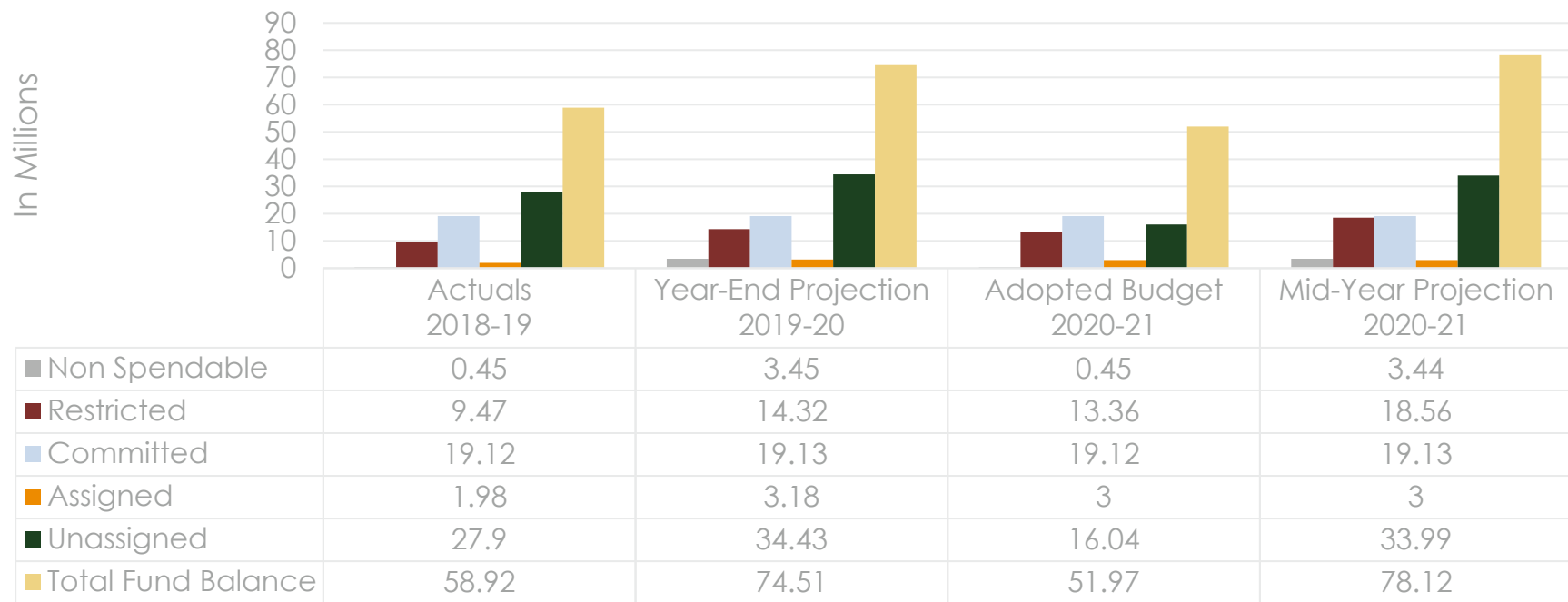
General Fund Revenues – Mid-Year FY 20 vs. FY 21

Revenue Category	Mid-Year 2020	Mid-Year 2021	Variance	% Change
05 - Sales tax	\$ 12,082,134	\$ 16,772,159	\$ 4,690,025	39%
10 - Property tax	7,430,263	7,887,124	456,862	6%
15 - Transient occupancy	4,248,918	879,019	(3,369,899)	-79%
20 - Utility tax	1,332,066	1,291,056	(41,010)	-3%
25 - Franchise fees	694,529	627,465	(67,064)	-10%
30 - Other taxes	669,321	1,704,385	1,035,064	155%
35 - Licenses and permits	3,301,123	1,951,667	(1,349,457)	-41%
40 - Use of money and property	1,092,095	891,724	(200,371)	-18%
45 - Intergovernmental revenue	167,979	1,022,927	854,948	509%
50 - Charges for services	5,800,799	5,250,331	(550,469)	-9%
55 - Fines and forfeitures	145,735	53,744	(91,990)	-63%
60 - Miscellaneous	1,006,780	1,048,256	41,476	4%
65 - Transfers in	12,000	15,000	3,000	25%
70 - Other financing sources	164,663	87,567	(77,096)	-47%
Grand Total	\$ 38,148,406	\$ 39,482,423	\$ 1,334,017	3%

General Fund Expenditures – Mid-Year FY 20 vs. FY 21

Expenditure Category	Mid-Year 2020	Mid-Year 2021	Variance	% Change
05 - Employee compensation	\$ 8,767,818	\$ 8,829,205	\$ 61,387	1%
10 - Employee benefits	3,770,254	4,218,645	448,391	12%
15 - Materials	2,621,548	1,921,595	(699,953)	-27%
20 - Contract services	10,888,901	10,293,908	(594,993)	-5%
25 - Cost allocation	4,893,239	5,236,770	343,532	7%
30 - Capital outlays	-	23,470	23,470	N/A
31 - Special projects	852,748	658,758	(193,990)	-23%
45 - Transfer out	10,539,557	10,148,689	(390,868)	-4%
50 - Other financing uses	95,957	101,433	5,476	6%
Grand Total	\$ 42,430,022	\$ 41,432,474	\$ (997,549)	-2%

General Fund – Fund Balance



Mid-Year Budget Adjustments by Fund and Department

Fund	Expense	Revenue	Fund Balance	Proposal
GENERAL FUND				
100 Community Development	\$ 50,000	\$ -	\$ (50,000)	Density Bonus Update
100 Community Development	\$ 25,000	\$ -	\$ (25,000)	Code Enforcement
100 Innovation and Technology	\$ 1,800	\$ -	\$ (1,800)	Scavenger Hunt App for Safe Routes to School
100 Non-Departmental	\$ 5,000,000	\$ -	\$ (5,000,000)	Transfer out to Capital Improvement Program
100 Non-Departmental	\$ -	\$ 492,832	\$ 492,832	Transfer in from Debt Service Fund (Refinancing)
100 Non-Departmental	\$ -	\$ 8,597,620	\$ 8,597,620	Sales tax estimate increase
100 Non-Departmental	\$ -	\$ (5,500,000)	\$ (5,500,000)	Transient occupancy tax estimate decrease
TOTAL GENERAL FUND	\$ 5,076,800	\$ 3,590,452	\$ (1,486,348)	
DEBT SERVICE FUND				
365 Non-Departmental	\$ 27,279,118	\$ -	\$ (27,279,118)	Other Financing Use - Escrow Principal Payment
365 Non-Departmental	\$ 270,774	\$ -	\$ (270,774)	Bond Issuance Cost
365 Non-Departmental	\$ -	\$ 22,040,000	\$ 22,040,000	Other Financing Source - Principal Issuance
365 Non-Departmental	\$ -	\$ 3,878,704	\$ 3,878,704	Other Financing Source - Outstanding Premium
365 Non-Departmental	\$ (215,000)	\$ -	\$ 215,000	Reduction in Principal (Due to Refinancing)
365 Non-Departmental	\$ (277,832)	\$ -	\$ 277,832	Reduction in Interest (Due to Refinancing)
365 Non-Departmental	\$ 492,832	\$ -	\$ (492,832)	Transfer Savings to General Fund
TOTAL DEBT SERVICE FUND	\$ 27,549,892	\$ 25,918,704	\$ (1,631,188)	
CAPITAL PROJECT FUNDS				
429 Non-Departmental	\$ -	\$ 5,000,000	\$ 5,000,000	Transfer in from General Fund
TOTAL CAPITAL PROJECT FUN	\$ -	\$ 5,000,000	\$ 5,000,000	
TOTAL ALL FUNDS	\$ 32,626,692	\$ 34,509,156	\$ 1,882,464	

Adjustments by Department

- Community Development- \$75,000

Description	Revenue	Expenditure	Fund Balance
CWP - Density Bonus Update	-	\$50,000	(\$50,000)
Code Enforcement	-	\$25,000	(\$25,000)

Adjustments by Department

- Innovation and Technology- \$1,800

Description	Revenue	Expenditure	Fund Balance
Scavenger Hunt Application	-	\$1,800	(\$1,800)

Adjustments by Department

- Non-Departmental- \$32,549,892

Description	Revenue	Expenditure	Fund Balance
General Fund Transfer to Capital Reserve	\$5,000,000	\$5,000,000	-
Sales Tax Estimate Increase	\$8,597,620	-	\$8,597,620
Transient Occupancy Tax Estimate Increase	(\$5,550,000)	-	(\$5,550,000)

Adjustments by Department

- Non-Departmental- continued

Description	Revenue	Expenditure	Fund Balance
Certificates of Participation - Refinancing	\$25,918,704	\$27,549,892	(\$1,631,188)
Reduction in Current Year Debt Service	-	(\$492,832)	\$492,832
Transfer Savings to General Fund	\$492,832	\$492,832	-
TOTAL	\$34,509,156	\$32,626,692	\$1,882,464



Recommendations

- Accept the City Manager's Mid-Year Financial Report for Fiscal Year 2020-21.
- Adopt Resolution No. 21-XXX approving Budget Modification #2021-122 increasing appropriations by \$32,626,692 and revenues by \$34,509,156.



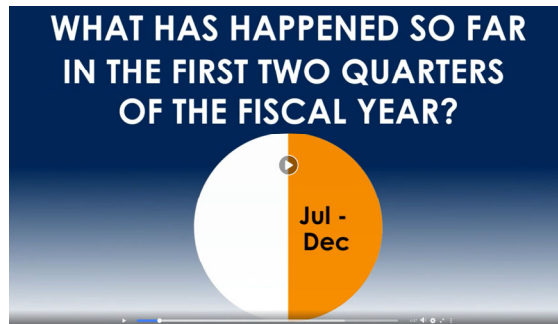
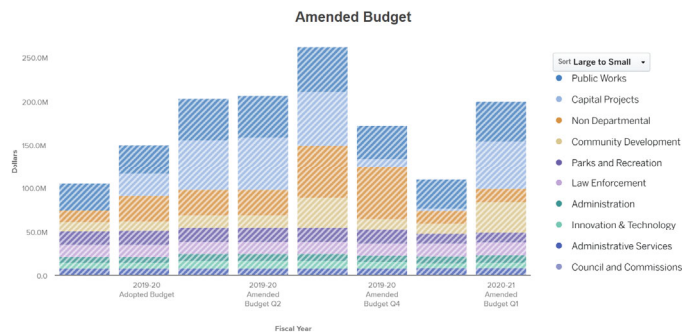
Next Steps

- FY 2020-21
 - Third Quarter Report to Council May 18, 2021
- FY 2021-22
 - Proposed Budget Study Session May 18, 2021

Transparency and Engagement

Opengov Interactive Mid-Year Financial Report

Opengov Interactive Mid-Year Staff Report



FY 2019-20 Fiscal Year End

Total revenue of \$171.4 million is expected. This is \$2.3 million higher than estimated, primarily due to increases in sales taxes, property taxes, licenses and permits, and use of money and property. According to the Santa Clara County Assessor's Office, the City's 2019-20 net taxable property value had increased approximately \$830.5 million or 3.3% over the previous year. This increase is predominantly attributable to an increase in residential property values. Sales tax came in higher than expected due to a 4th quarter double payment from Apple. Licenses and permits exceeded estimates due to increased volume in building inspection and planning applications received. Lastly, use of money and property exceeded estimates due to strong investment performance. Historically, the budget reflects conservative estimates for this classification due to market volatility.

The City is expected to end FY 2019-20 with total expenditures of \$157,474,723 million - \$15.2 million lower than budgeted. This excess budget is due to various savings achieved over several expense categories.

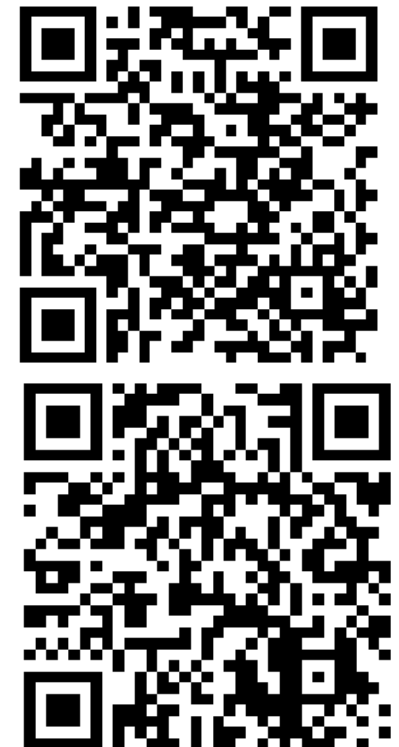
FY 2019-20 Year End Actuals versus Amended Budget - Revenues

Data Updated 3 days ago



FY 2019-20 Year End Actuals versus Amended Budget - Expenses

Data Updated 3 days ago



Questions?



CC 3-02-2021

Item No. 12
Secondhand Smoke

Presentation

Reducing Exposure to Secondhand Smoke

March 2, 2021



CUPERTINO



Background

- Council study session held 9-15-20
- Staff conducted extensive outreach
 - Community Survey
 - Business Outreach
 - Online Community Meetings
- Returning with proposed ordinance



Background

- Tobacco remains the #1 preventable cause of death and disease
- SCC Healthy Cities recommends evidence-based tobacco policies
- City received grant and technical assistance from the County



Secondhand Smoke

- No safe level of secondhand smoke exposure
- Eliminating exposure to smoke protects nonsmokers
- Greater concern during COVID-19

Proposed Ordinance

Requires smoke-free:

- Multi-unit housing
- Entryways
- Public events
- Service areas
- Outdoor worksites



Jurisdiction	Reducing Exposure to Secondhand Smoke							
	Parks & Trails	Outdoor Dining Areas	Entryways	Service Areas	Public Events	Multi-Unit Housing	Common Areas of Multi- Unit Housing	Outdoor Worksites
% of County population covered by policy	92.6%	97.2%	39.3%	85.9%	31.6%	24.3%	79.9%	7.4%
County of Santa Clara	2010	2010	2010	2010		2010 (Exempts ADU's)	2010	
Campbell	2011	2011	2011	2011	2011			
Cupertino	2011	2014	2014					
Gilroy								
Los Altos	2011	2018	2018	2018	2018			
Los Altos Hills		n/a*		n/a*	n/a*	n/a*	n/a*	
Los Gatos	2013	pre-2010	2016	2016	2016	2016 (Exempts ADU's)	2016	pre-2010
Milpitas	2012	2017						
Monte Sereno	n/a*	n/a*	n/a*	n/a*	n/a*	2020 (Exempts ADU's)	2020	
Morgan Hill	2012	2012	2012	2012	2012			
Mountain View		2012	2012		2012			
Palo Alto	2013	2014	2014	2014	2014	2016 (Exempts ADU's)	2016	pre-2010
San Jose	pre-2010	2012		2012			2012	
Santa Clara	2019	2019	2019	2019	2019	2019 (Exempts ADU's)	2019	
Saratoga	pre-2010	2016	2016	2016	2016		2016	2016
Sunnyvale	2012	2016	2016	2016	2016	2016 (Exempts ADU's)	2016	

Smoking

- Cigarettes, cigars, cigarillos, hookah, and pipes
- Electronic smoking devices
- Marijuana





Multi-unit Housing

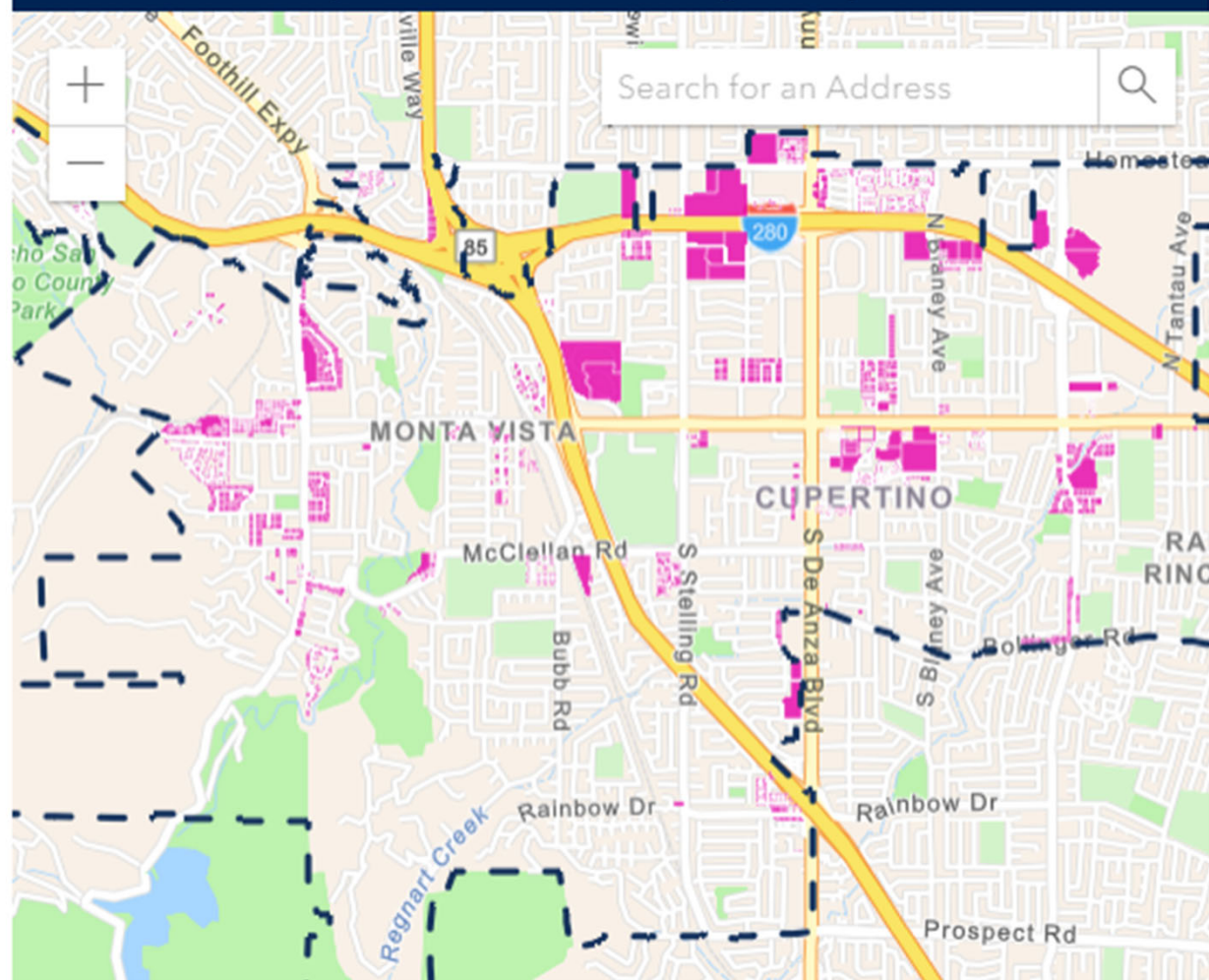
- Outdoor common areas
- 30-foot smoke-free buffer zone around doors and windows
- Inside multi-unit housing
- Owners may create designated smoking areas

Multi-unit Housing

- 2 or more attached units, including
 - Apartments
 - Condos
 - Townhomes
 - Duplexes, triplexes
 - Attached single-family
- Almost 9,300 units



Map of Multi-Unit Housing in Cupertino





Multi-unit Housing

- Does not include:
 - Detached single-family
 - ADUs
 - Backyards of single-family

Smoke-free Entryways

Current law: no smoking in

- Outdoor dining
- 25 feet from restaurants



Smoke-free Entryways

Proposed ordinance:

- 30-foot buffer zone around doorways, windows, vents of non-smoking buildings
- 10 laws in SCC
(3 with 30-foot buffer)



Smoke-free Public Events

- Examples: farmer's markets, parades, music events
- 9 laws in SCC



Smoke-free Service Areas

Lines to receive a service.

Examples:

- Grocery store
 - ATM
 - Transit stops
- 10 laws in SCC



Smoke-free Outdoor Worksites

- Construction, utilities, etc.
- 3 laws in SCC

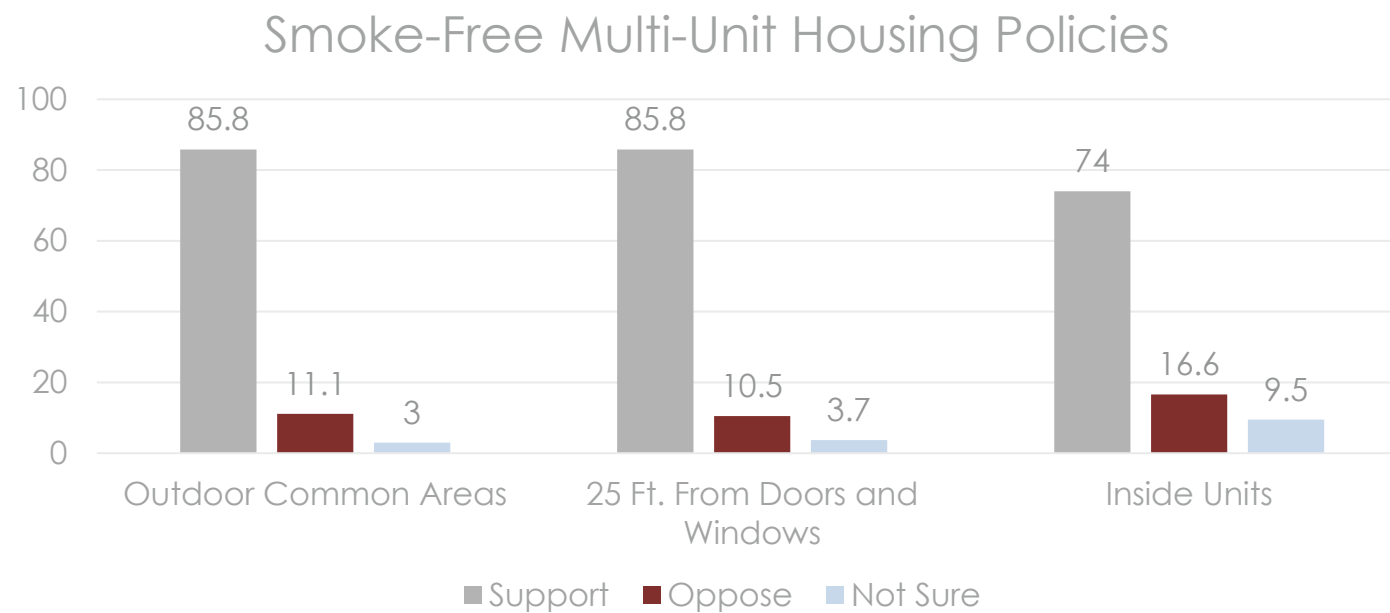


Outreach

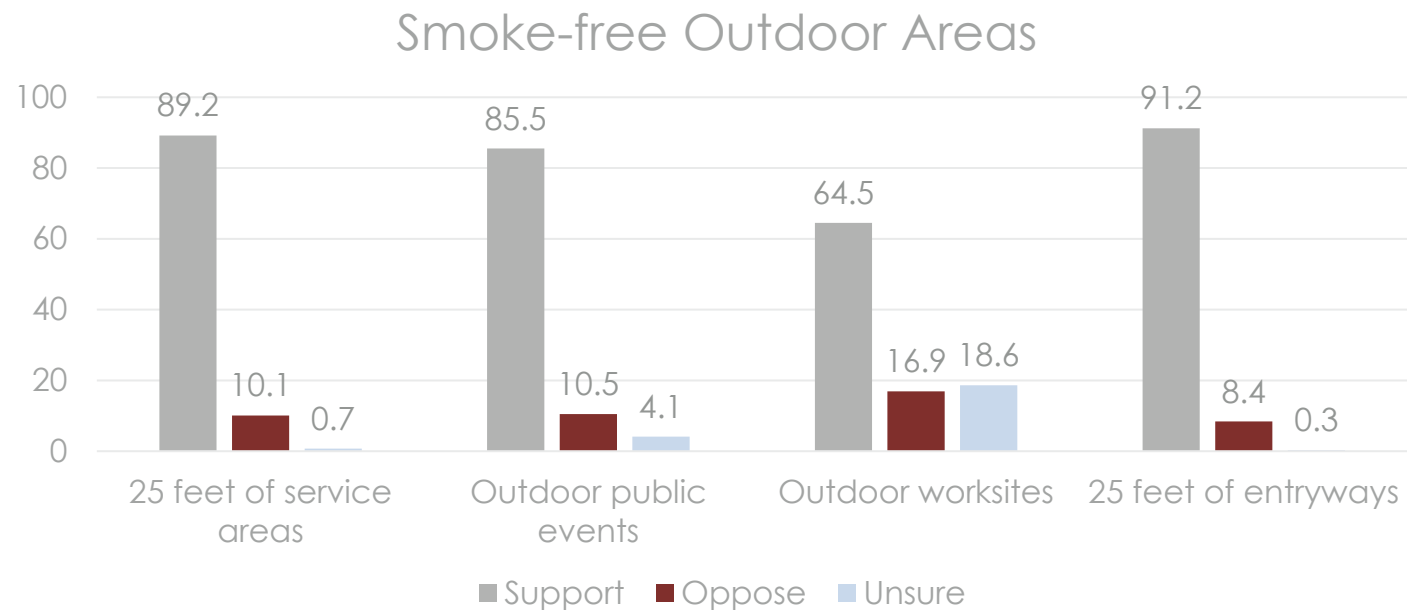
- Online survey: 10/2/20 – 11/16/20
- 296 responses
- Online community meetings
- Citywide mailer, Scene
- Business Outreach
 - Calls to 51 HOA's and MUH properties
 - LAC Chamber presentation
 - Biz Buzz Newsletter



Survey Results



Survey Results



Implementation

- 6-month phase-in period
- Landlords must update leases
- No-smoking signs provided by County
- Outreach and education





Enforcement

- Self-enforcing
- If necessary:
 - Landlords can enforce via the lease
 - HOAs can enforce via association rules
 - City can enforce via infraction
 - Private enforcement by neighbors



Recommended Action

- Conduct the first reading of Ordinance No. 21-2224: “An ordinance of the City Council of the City of Cupertino amending City Code Chapter 10.90 of Title 10 (Public Peace, Safety, and Morals) to prohibit smoking in multi-unit housing and certain outdoor areas,” which includes a finding that adoption of the ordinance is exempt from the California Environmental Quality Act.

Questions?



**CITY OF
CUPERTINO**