

CC 06-21-2022

Item No. 1

Study Session  
Draft Climate  
Action Plan 2.0

Presentation

# **Public Review Draft Climate Action Plan (CAP) 2.0**

June 21, 2022

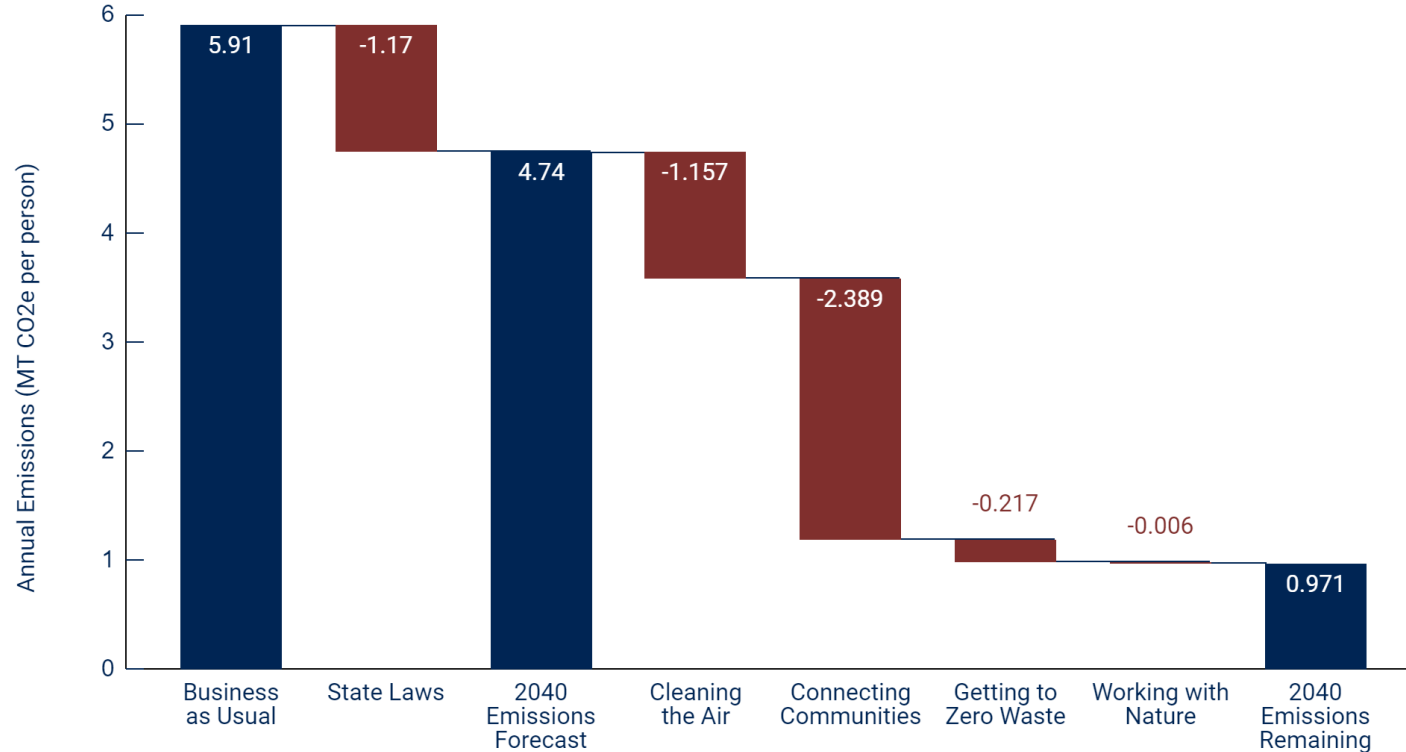


**CITY OF  
CUPERTINO**

# Background

- **Dec 2020:** Council input on carbon-neutrality goal
- **Jul 2021 – ongoing:** Public engagement process
- **Nov 2021:** Council reviewed high-impact measures
- **Apr 2022:** Public Review Draft CAP 2.0 published
- **May 2022:** Sustainability Commission input and recommendation
- **Jun 2022:** Begin CEQA public comment period

# Pathway to a Carbon-neutral Cupertino





# Energy Measures

<b>BE-1</b>	Reduce non-SVCE usage rate to 2% for residential and 10% for commercial by 2030 and maintain through 2040
<b>BE-2</b>	Electrify existing residential buildings to reduce annual residential natural gas usage from 129 therms per person in 2018 to at most 71 therms per person in 2030 and 16 therms per person in 2040
<b>BE-3</b>	Electrify existing commercial buildings to reduce annual commercial natural gas usage from 119 therms per person in 2018 to at most 90 therms per person in 2030 and 54 therms per person in 2040
<b>BE-4</b>	Require new residential and commercial development to be all-electric at time of construction
<b>BE-5</b>	Develop specific requirements for procurement of carbon-free fuels in lieu of natural gas for new projects that cannot be electrified

# Transportation and Land Use Measures

<b>TR-1</b>	Develop and implement an Active Transportation Plan to achieve 15% of active transportation mode share by 2030 and 23% by 2040
<b>TR-2</b>	Implement public and shared transit programs to achieve 29% of public transit mode share by 2030 and maintain through 2040
<b>TR-3</b>	Increase zero-emission vehicle (ZEV) adoption to 35% for passenger vehicles and 20% for commercial vehicles by 2030 and 100% for all vehicles by 2040
<b>TR-4</b>	Re-focus transportation infrastructure away from single-occupancy gasoline vehicles to support the bicycle/pedestrian, public transit, and ZEV goals of Measures TR-1, TR-2, and TR-3
<b>TR-5</b>	Electrify or otherwise decarbonize 34% of off-road equipment by 2030 and 35% by 2040

# Zero Waste and Water Measures

<b>W-1</b>	Implement SB 1383 requirements and reduce communitywide landfilled organics 75% by 2025 and inorganic waste 35% by 2030 and reduce all waste 90% by 2040
<b>W-2</b>	Reduce overall waste disposed to garbage, recycling, and compost per capita by 15% by 2035
<b>W-3</b>	Meet or exceed the SB 1383 recycled organics products procurement requirements and sequester or avoid at least 0.018 MT CO <sub>2</sub> e per person by through 2045
<b>WW-1</b>	Reduce per capita water consumption 15% compared to 2019 levels by 2030 and maintain through 2040
<b>WW-2</b>	Support the SJ-SC RWF in implementing GHG emissions reduction projects

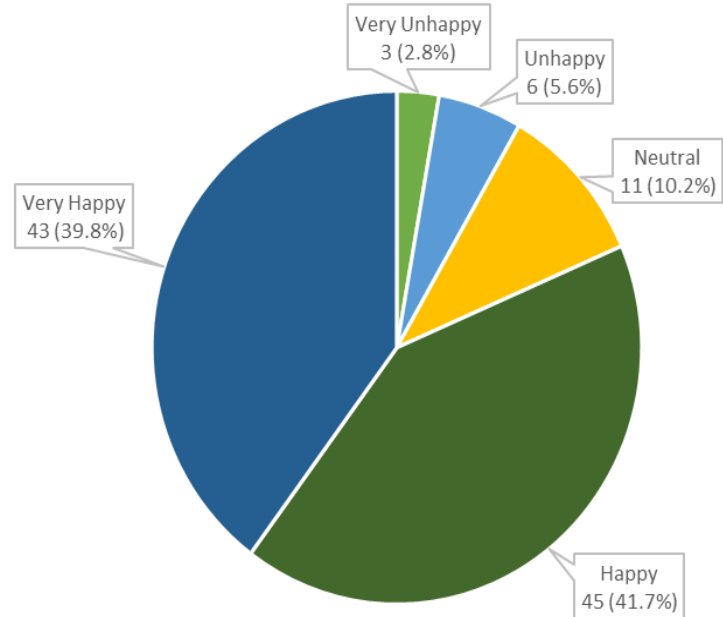
# Nature and Adaptation Measures

<b>CS-1</b>	Increase carbon sequestration through tree planting by developing and implementing an Urban Forest Management Plan
<b>CS-2</b>	Leverage the carbon sequestration potential of open space and carbon removal
<b>AR-1</b>	Increase usage of natural infrastructure solutions such as bioswales, rainwater storage systems, and permeable pavements to enhance infrastructure resiliency
<b>AR-2</b>	Bolster emergency preparedness and response by integrating climate adaptation and improving climate-related communications
<b>AR-3</b>	Strengthen community capacity and resilience through education, resources, and policies
<b>AR-4</b>	Update the Adaptation Strategy and Action Plan in coordination with the County of Santa Clara

# Public Engagement Results

- 850+ direct community contacts
- 327 responses to surveys
- 379 document downloads

How do you feel about the proposed changes in the CAP 2.0?



## Next Steps

30-day CEQA Public Comment Period	<b>Jun 3 – Jul 5</b>
Budget Requests (electrification master plan)	<b>Jul 7</b>
City Council Adopts CAP 2.0	<b>Aug</b>
Begin CAP 2.0 Implementation	<b>Summer 2022</b>

# Recommended Action:

## Provide feedback on the Public Review Draft Climate Action Plan 2.0



CC 06-21-2022

Item No. 15

Accela Licensing Contract

Presentation



# Innovation Technology

**City Council Meeting**  
**Accela Licensing Contract**  
June 21, 2022



CUPERTINO

# Accela's Core Services

- 
- Building Permits - Process, Issue, Collect Fees
  - Building Inspections – Schedule and Process
  - Planning Permits - Process, Issue, Collect Fees
  - Planning – Zoning Verifications
  - Public Works Permits - Process, Issue, Collect Fees
  - Business License – Process, Issue, Collect Fees
  - Code Service Requests



# Accela Agreement

## Accela - Land Management background

- First procured in April 2017 for \$152,000
- Utilized by Building, Planning, Code Enforcement, Public Works, Finance and Environmental Services
- One Stop Shop: Facilitate permitting, licensing, inspection scheduling services and payment online via the public portal.
- Efficient Operations during COVID Pandemic



# Accela Agreement

## Accela - Land Management background

- Accela generated \$5,400,000 in fees over the past year
- Accela is integrated with ERP Financial, Plan Check system, GIS and Digital record system

# Accela Agreement

## Accela – Five Year Contract

Year	Price
FY22-23	\$247,863
FY23-24	\$247,863
FY24-25	\$247,863
FY25-26	\$255,301
FY26-27	<u>\$262,961</u>
Subtotal	\$1,261,851
10% Contingency	<u>\$126,185</u>
<b>Grand Total</b>	<b>\$1,388,036</b>

CC 06-21-2022

Item No. 18

Brush  
Abatement  
Program

Presentation

# Brush Abatement Program

Cupertino City Council

June 21, 2022



**CUPERTINO**

A decorative blue geometric pattern consisting of various triangles and lines, creating a stylized, abstract design on the left side of the slide.

# Brush Abatement Program

- Wildfires are a growing community problem
- Present a danger to people and properties
- County Fire has authority to provide for life safety and protection of property
- City Code 16.40.200 requires homeowners to maintain defensible space by removing brush



# WUI Defined

Wildland-Urban Interface structures are adjacent to wildland vegetation

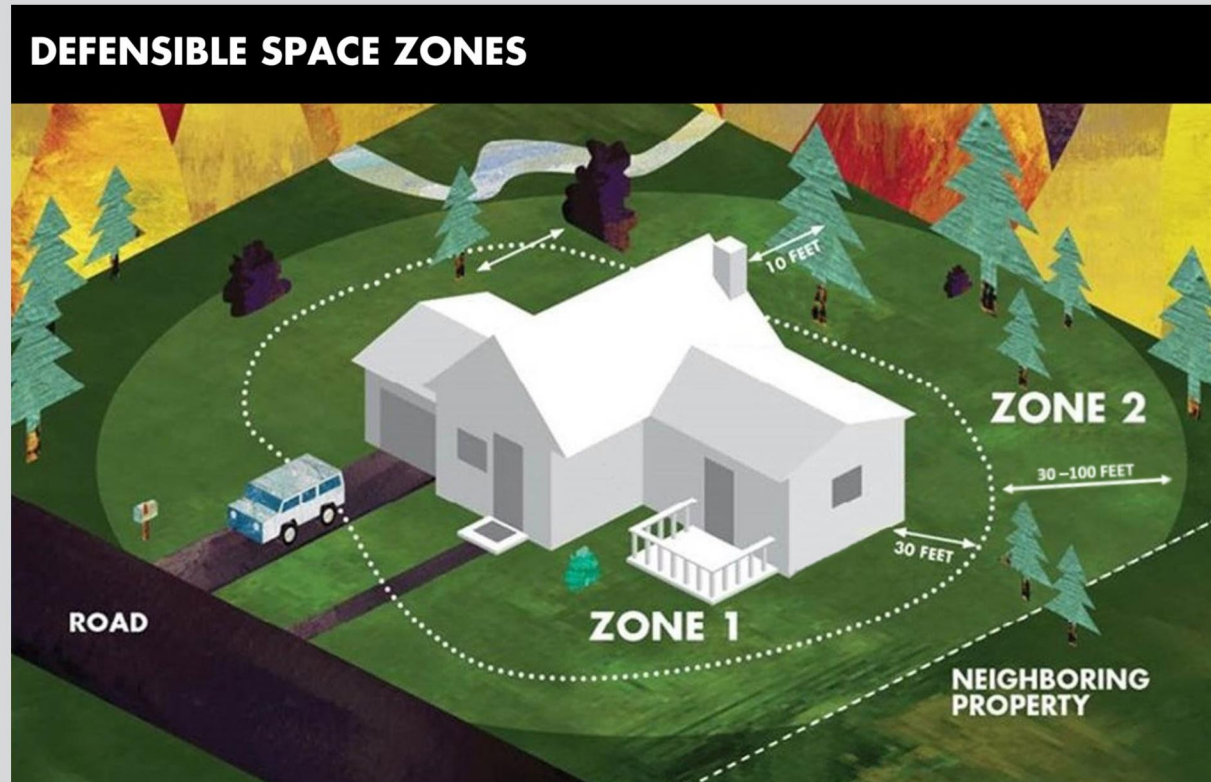


An abstract blue geometric pattern consisting of various shades of blue, including dark navy and lighter sky blue. The pattern features sharp, angular shapes, some resembling stylized leaves or rays, and others forming concentric or overlapping geometric forms. The overall effect is a dynamic, layered composition that occupies the left side of the slide.

## Cupertino WUI Area

includes primarily western portions of the City and homes within the foothills of the Santa Cruz Mountains

# Owner Responsibilities





# Owner Responsibilities

- Option 1: homeowner completes the required work
- Option 2: authorized contractor completes the work, charges appearing on next property tax bill



# Inspection Schedule

- February 25, letters mailed to all property owners
- April 1, property inspections begin
- May 24 and 26, re-inspections of non-compliant properties
- June 9, notices mailed to non-compliant property owners



## Recommended Action:

1. Conduct Brush Abatement Program hearing to note objections of property owners having their name on the list of properties that have been non-compliant in removing brush; and
2. Adopt Resolution 22-077 ordering abatement of public nuisance and potential fire hazard pursuant to Cupertino Municipal Code (Section 16.40.200) regarding Defensible Space (brush) and Resolution No. 22-055

CC 06-21-2022

Item No. 19

Accounts  
Payable for  
period ending  
December 20,  
2021

Presentation

# Accounts Payable Report Ending December 20, 2021

June 21, 2022



CUPERTINO



# Background

On March 15, 2022, City Council considered the Accounts Payable report ending December 20, 2021 and directed staff to provide a report on all payments made by the City to the Cupertino Chamber of Commerce since 2015.

# Analysis

Payments and support provided to the Chamber are broken down by the following three categories:

1. Payments
2. Festivals
3. Meeting Space

# 1. Payments

The City has paid the Chamber a total of \$218,197.91 for the period from January 2015 to March 2022.

Fiscal Year	Payment Amount
FY 14-15 (Starting January 1, 2015)	\$10,425.00
FY 15-16	\$20,485.00
FY 16-17	\$25,215.00
FY 17-18	\$22,445.00
FY 18-19	\$50,720.47
FY 19-20	\$51,904.31
FY 20-21	\$27,503.13
FY 21-22 (As of March 1, 2022)	\$9,500
<b>TOTAL</b>	<b>\$218,197.91</b>

## 2. Festivals

Amounts shown in table below represent what was approved by Council to support Chamber festivals which add up to \$91,396.64.

Fiscal Year	Fees Waived	Cost to the City
FY 15-16	\$4,212.25	\$1,320.07
FY 16-17	\$4,212.25	\$1,320.07
FY 17-18	\$12,159	\$4,819
FY 18-19	\$15,069	\$6,135
FY 19-20	\$15,451	\$3,816
FY 20-21*	N/A	N/A
FY 21-22	\$15,111	\$7,770
<b>TOTALS</b>	<b>\$66,214.50</b>	<b>\$25,180.14</b>

**GRAND TOTAL: \$91,396.64**

\* All festivals were cancelled in FY 20-21

### 3. Meeting Space

Chamber did not pay fees for meeting space where reservations were made by City staff. The amounts shown in table below represent the non-profit rate if applied for use of city-owned facilities.

Year	Stated Purpose	Fee if Booked as Non-Profit
2015	City/Chamber event (1 meeting)	\$270
2016	City/Chamber event, LAC (6 meetings)	\$375
2017	LAC (11 meetings)	\$495
2018	LAC (7 meetings)	\$315
2019	LAC (11 meetings)	\$495
2020	LAC (2 meetings)	\$90
2021	N/A	\$0
2022	N/A	\$0
	<b>TOTAL</b>	<b>\$2,040</b>

# I Love Cupertino Program

- Originally intended to serve as a state-of-the-art digital portal for visitors and the community to support small businesses
- Program to date has been significantly underutilized
- Staff recommendation is to significantly revamp the current model to:
  - Expand focus to market citywide businesses
  - Explore in-house or alternate operation and maintenance models
  - Structure the gift card program to generate real-time revenue for small businesses

# I Love Cupertino Cost

Fiscal Year	Cost
FY 17-18	\$30,215 <ul style="list-style-type: none"><li>- Logo concept and design (\$1,000)</li><li>- Website hosting (\$1,081.85)</li><li>- Database subscription (\$1,383.62)</li><li>- Domains, Project Conceptualization, Building content for social media, Facebook pages, Website design and layout (\$5,000)</li><li>- Website concept, design, layout, deployment (\$21,750)</li></ul>
FY 18-19	\$25,175 <ul style="list-style-type: none"><li>- Data subscription (\$2,175)</li><li>- Website hosting (\$1,700)</li><li>- Website &amp; Maintenance (\$21,300)</li></ul>
FY 19-20	\$5,557 <ul style="list-style-type: none"><li>- Data subscription (\$593)</li><li>- Website hosting (\$464)</li><li>- Website Maintenance (\$4,500)</li></ul>
FY 20-21	\$4,224 <ul style="list-style-type: none"><li>- Member management subscription for business directory (\$352/month)</li></ul>
FY 21-22	\$0
<b>Total</b>	<b>\$65,170</b>

# Next Steps

Pending Council direction, staff can negotiate a future scope of work with the Chamber that will delineate the terms of engagement, including:

- Reporting requirements
- Outlining proper payments for meeting space at City facilities
- Setting parameters around City staff time to be utilized only when aligned with City priorities and related activities



# Recommendation

Receive report and adopt Resolution No. 22-015 accepting Accounts Payable for the period ending December 20, 2021.

Questions?



**CUPERTINO**

CC 06-21-2022

Item No. 20

Council  
Subcommittee\_  
Cupertino  
Historical  
Society Update

Presentation

# Historical Society

City Council

June 21, 2022



CUPERTINO



# Agenda

- Original Agreement
- Previous Funding
- City Council Subcommittee
- Research Collected

# Original Agreement

- Agreement between City of Cupertino and Cupertino Historical Society
  - July 6, 1992
  - 1994
  - 1996

## Previous Funding

- 2015 - \$20,000
- 2016 - \$15,000
- 2017 – \$15,000
- 2018 - \$15,000
- 2019 - \$20,000 (individual budget line item)
- 2020 - \$20,000 (individual budget line item)
- 2021 - \$20,000 (one time allocation)



# City Council Subcommittee

- June 4, 2021
  - subcommittee formed
- March 8, 2022
  - Staff and Council subcommittee met





## Research Collected

- Comparative analysis of other Santa Clara County cities
- How funds have been used Fiscal Year 2017-2021
- Proposed use of funds Fiscal Year 2022-2023
- Funding through budget line item versus Community Funding program

A stylized eagle logo in shades of blue, positioned on the left side of the slide. The eagle's head is turned to the right, and its wings are spread. The logo is partially obscured by the dark blue header bar.

## Subcommittee discussion items

- The purpose for the monetary allocation of an ongoing budget line item of \$20,000
- Acceptance of Council Subcommittee members ongoing attendance at monthly board meetings at the beginning of the calendar year; and
- Council involvement and working together on the future direction of the Stockmeir and Snyder-Hammond House properties

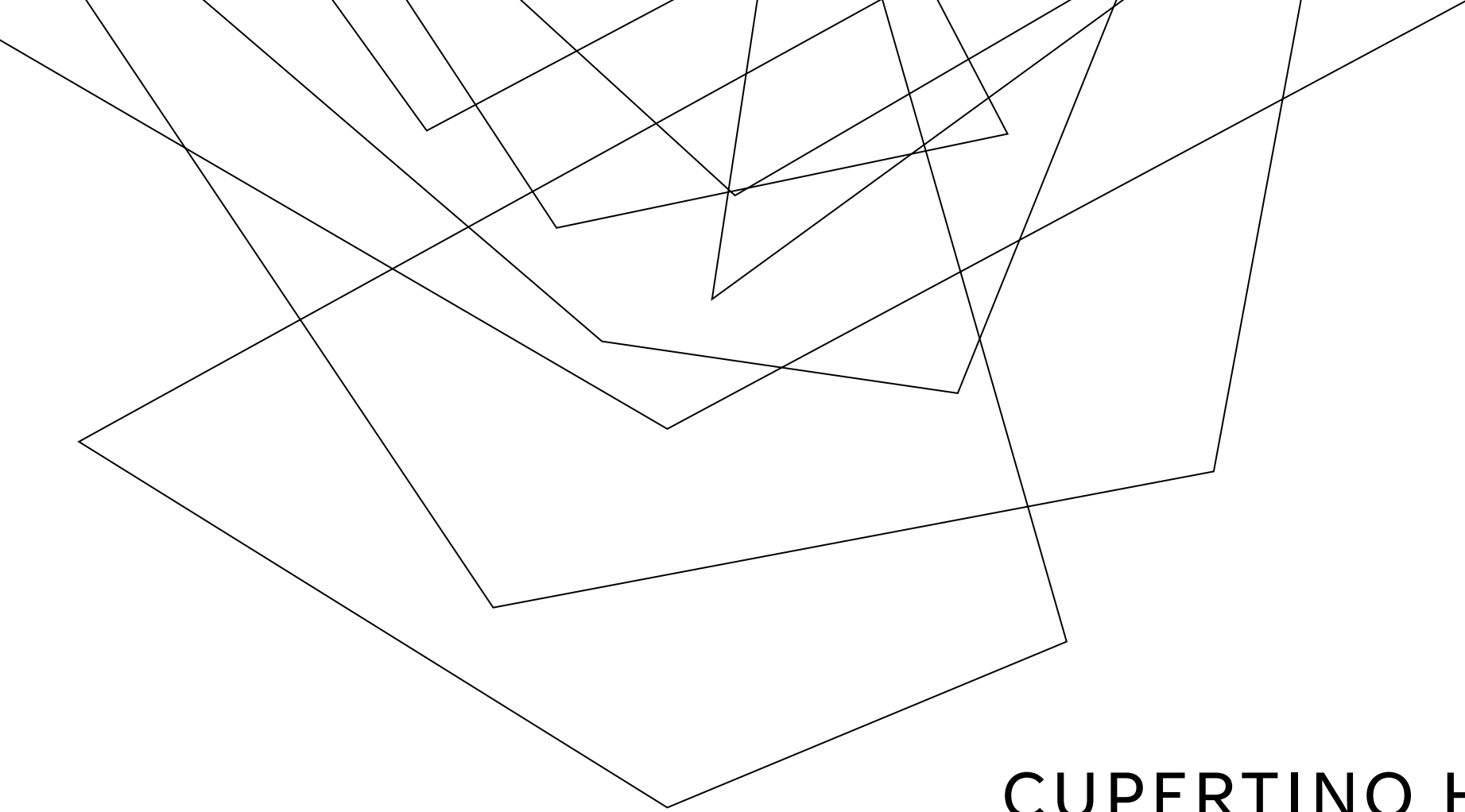
# Historical Society

City Council

June 21, 2022



CUPERTINO



# CUPERTINO HISTORICAL SOC MUSEUM

June 21 City Council Meeting

# ABOUT US

The mission of the Cupertino Historical Society and Museum is to preserve and share Cupertino's past, strengthen our sense of community, and make Cupertino history available for all.

The Cupertino Historical Society and Museum (CHSM) is the city's oldest (and only) cultural organization whose purpose is to preserve and present Cupertino's unique history. We have been bringing stories of our past to the community, our schools, and other organizations for over 54 years. Our collection spans over 100 years of Cupertino's history and contains more than 5,000 items including manuscripts, graphics, photographs, books, artifacts, oral histories, and other historically relevant objects accessible at our museum or on loan at other organizations.

**Vision: We aspire to represent all Cupertino citizens as we meaningfully share the ever-evolving story of Cupertino with a broader audience.**





TREASURER AND BOARD MEMBER BILL KERR “DRIVES” THE KELLY TRUCK, ONE OF OUR PRIZED ARTIFACTS OFF OF THE TRAILER INTO ITS NEW STORAGE.



LOVELY VISITORS TO OUR “WHO WORE IT BEST” POP UP DURING THE TOYOKAWA CHERRY BLOSSOM FESTIVAL.



MUSEUM DOCENT AND BOARD MEMBER GAIL HUGGER WITH THE QUINLAN CENTER PRESCHOOL CLASS



GROUP PHOTO FROM OUR AMAZING TRIP CO-LED BY THE OFFICE OF MAYOR PAUL AND CHSM—JUNE 11, 2022. ANGEL ISLAND

## MEMBERSHIP

Renewals have been down in 2021, but we are hoping that when things open our membership will increase.

## DONATIONS

Donations and giving were up in 2021, compared to our budgeted amount and giving in 2020.

## FUNDRAISING EVENTS

Our expenses were double this year for the Annual BBQ; however, we also raised quite a bit more money. Considering that we were not able to hold a large-scale in-person fundraiser in 2020, this boon was welcome.

## LINE-ITEM CITY FUNDING

Without this funding from the City of Cupertino, the deficit at which we continually operate is unsustainable.

# SOURCES OF FUNDING AND INCOME



# CHSM: VALUE TO THE CITY OF CUPERTINO

## MUSEUM AND ARCHIVE

- We provide, free of charge, professional and ongoing archiving services to the City of Cupertino.
- We are the official repository of the city's history, documents, photographs, and records.
- All artifacts are kept in appropriate museum-quality storage observing archiving best practices.
- We offer exhibits pertaining to local history and culture, including natural history in the museum space throughout the year.

## RESEARCH + INFORMATION CENTER

- We are a trusted resource for community members seeking information about property, family, or local history.
- As part of our public service, we answer numerous questions on local history with great frequency.
- We catalog and maintain many family histories on local families.
- We have the only archive of original *Cupertino Courier* Newspapers available for researchers.
- We have supported the research of several scholars, most notably, local historian Wes Morse, whose forthcoming book on local history is due out later this year.

## COMMUNITY LOCUS

- We form fruitful and lasting partnerships with local community organizations: Toyokawa Sister Cities, Friends of the Cupertino Library, Baer Blacksmith Shop, etc.
- We offer a multitude of programming for a variety of ages/audiences that promotes a sense of place.
- Our volunteer program attracts participants ranging in ages from 16 to 84.
- Our interactive pop-up exhibit during the Cherry Blossom festival drew around 3,000 people in one weekend!

*If the City of Cupertino were to take on any of these three roles (among the many) we fulfill, it would come at costs in the hundreds of thousands of dollars in staffing, facilities, materials, etc.*





# HOW CHSM HELPS CUPERTINO ACCOMPLISH SPECIFIC GOALS SET FORTH IN BOTH THE GENERAL AND MASTER PLANS

MASTER PLAN GOAL LU-6 PRESERVE AND PROTECT THE CITY'S HISTORIC AND CULTURAL RESOURCES (P. 76)

*How we help: through our museum programming, educational outreach, museum archive, collection maintenance, and historic advocacy work. We also partner with historic sties/venues to host events related to history.*

GOAL LU-7 PROMOTE A CIVIC ENVIRONMENT WHERE THE ARTS EXPRESS AN INNOVATIVE SPIRIT CULTURAL DIVERSITY, AND INSPIRE COMMUNITY PARTICIPATION.(P. 77).

*How we help: we promote the work of local artists in our newsletter, through exhibits and our public programming. Some examples include, Crystal Tai and her translations of Chinese poetry, the art of Pete Emig, our upcoming retrospective on local painter Zoe Thompson, and traditional Chinese music.*

FROM THE 2020 PARKS AND RECREATION MASTER PLAN: "CUPERTINO IS A UNIQUE COMMUNITY AND RESIDENTS WANT PARKS THAT EMPHASIZE THE COMMUNITY'S CHARACTER AND HERITAGE. MANY RESIDENTS RECOMMEND INTEGRATING LOCAL HISTORY, ART, CULTURE AND NATURAL RESOURCES INTO PARKS AND FACILITIES TO HELP PROVIDE RECREATION OPPORTUNITIES THAT REFLECT CUPERTINO'S UNIQUE CHARACTER." (PAGE 26)

*How we help: our exhibits, programming, partnerships with community organizations and stakeholders. Long term loan of blacksmithing equipment and artifacts at Baer Blacksmithing Shop, working to develop history walks around the Steven's Creek Corridor and didactic panels along the Steven's Creek Trail.*

Category	Budget 2022
<b>INCOME</b>	
Donations & Operations	\$20,400
Fundraising Event Income	\$30,500
Memberships	\$7,800
Store Sales	\$650
<b>TOTAL INCOME:</b>	<b>\$59,350</b>
<b>EXPENSES</b>	
Collections Storage	\$6,000
Fundraising Event Expenses	\$10,000
Insurance	\$6,100
Museum Operations	\$7,500
Office Expenses	\$6,225
Program Expenses	\$14,100
Staffing and Payroll (1 full-time and 1 part time staff)	\$70,790
<b>TOTAL EXPENSES:</b>	<b>\$121,015</b>
<b>NET LOSS</b>	<b>(-\$61,665)</b>
<b>ADJUSTMENTS</b>	
4% Endowment Withdrawal	\$21,300
Reserve Withdrawal	\$20,365
City of Cupertino	\$20,000
Balance	\$0

# THE LAW OF ENDOWMENTS

The Uniform Prudent Management of Institutional Funds Act (UPMIFA). In California, the Board is subject to the rules on prudent investments as set forth in both the Corporations Code and UPMIFA. California’s UPMIFA includes the optional provision stating that an appropriation of greater than 7% of the average FMV of an endowment (averaged over the last three years) is presumptively imprudent. CHSM’s Board has elected to withdraw 4% of the fair market value annually.

# RESERVE ACCOUNT

When we received a lump sum from Lehigh to lease the Snyder-Hammond property, for nine years, the Board wisely decided to set up a reserve account with that one-time sum of \$120,000. As of May 31, 2022, the reserve account balance is \$\$42,325. The purpose of the reserve account is to help “bridge the gap” to meet our budget deficit. However, when the reserves are gone, they are gone.

## LINE ITEM VS. COMMUNITY FUNDING GRANT

*“It seems very odd (for us) to designate an organization a formal partner of ours and then not give them any money. And that there doesn’t seem to be any point in having partnerships going forward if we’re not going to be putting our money where our mouth is. I would ideally like for that partnership to be something like a city line item now that it’s official, like Sister Cities is...if there’s a way that in the future we can push to have it treated like a Sister Cities Program instead of even coming through this grant process I would like to see that, but that’s the one that I would like to push a little bit more for.”*

Commissioner Neesha Tambe  
Parks and Recreation Commission  
Meeting  
April 4, 2019

Parks and Recreation commission meeting dated April 4, 2019—the Parks and Recreation Commission voted that the Cupertino Historical Society + Museum “Cupertino’s Official Archivist.”

(Minute: 1:57:22/2:58:14)



## SUMMARY

While the Cupertino Historical Society + Museum does have a dedicated membership and an endowment that partially covers our operating expenses, we need regular and meaningful support from the City of Cupertino to continue operating without incurring a serious deficit to our quickly depleting reserves.

CC 06-21-2022

Item No. 21

Fine Arts  
Commission  
Name Change  
Ordinance

Presentation

# Fine Arts Commission Name Change

City Council

June 21, 2022





# Agenda

- Fiscal Year 2021-2022 City Work Program
- Santa Clara County Cities
- Community Survey
- Community Survey Results
- Ordinance



## Fiscal Year 2021-2022 City Work Program

- Consider New Commissions and Committees
  - Change the name of the Fine Arts Commission



# Santa Clara County Cities

## Commission/Committee Names in Other Cities

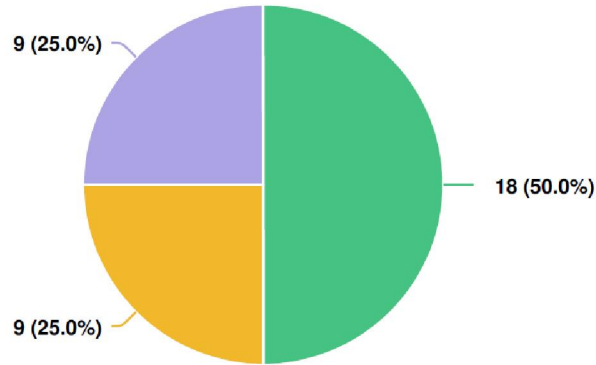
City	Commission Name
Cupertino	Fine Arts Commission
Milpitas	Arts Commission
Sunnyvale	Arts Commission
Gilroy	Arts and Culture Commission
Los Gatos	Arts and Culture Commission
Morgan Hill	Library, Culture, and Arts Commission
Mountain View	Performing Arts Commission
Mountain View	Visual Arts Commission
Palo Alto	Public Art Commission
Los Altos	Public Arts Commission
Town of Los Altos Hills	Public Art Committee
Campbell	No Arts Commission
Monte Sereno	No Arts Commission
Santa Clara	No Arts Commission
Saratoga	No Arts Commission

# Community Survey

- Open April 18 through May 13
- Marketing
  - Engagecupertino.org
  - Social Media posts
  - Emails blast
  - Commissioners shared survey
- 36 responses

# Community Survey Results

Q2 Which name do you believe best depicts a broadened reach for the Fine Arts Commission Name Change?



## Question options

- Arts and Culture Commission
- Culture, Visual, and Performing Arts Commission
- Fine Arts Commission (No name change)

# Ordinance

- Chapter 2.80
- Sections
  - 19.102.040
  - 19.148.050
  - 19.148.060
  - 19.148.090
- Adopt name change

# Fine Arts Commission Name Change

City Council

June 21, 2022



CC 06-21-2022

Item No. 22

Environmental  
Review  
Committee  
Ordinance

Presentation

# **Proposed Amendments to CMC Chapter 2.84: Environmental Review Committee**

City Council  
June 21, 2022



**CITY OF  
CUPERTINO**

# Background

- Environmental Review Committee (ERC) established in 1990 (CMC 2.84)
- Reviews discretionary projects that are not categorically exempt to determine if an EIR is required
- Committee composition
  - 1 Councilmember
  - 1 Planning Commissioner
  - City Manager or designee
  - Public Works Director or designee
  - CDD Director or designee



# Prior City Council Action

- Feb.15, 2022: City Council held study session to consider changes to City commissions and committees
  - Directed staff to prepare an amendment to CMC Chapter 2.84 to change ERC composition to two members of the City Council and one member of the Planning Commission
  - Referred amendments to Committee jurisdiction to the ERC



# Recommended Action

- Conduct a first reading and approve the introduction of an ordinance amending Chapter 2.84 per Council direction