



**DRAFT MINUTES  
CUPERTINO CITY COUNCIL  
Tuesday, May 17, 2022**

**SPECIAL MEETING**

At 5:30 p.m., Mayor Darcy Paul called the Special City Council Meeting to order in the Cupertino Community Hall Council Chamber, 10350 Torre Avenue and via teleconference.

**ROLL CALL**

Present: Mayor Darcy Paul, Vice Mayor Liang Chao, and Councilmembers Kitty Moore, Hung Wei, and Jon Robert Willey. Absent: None.

**ORDINANCES AND ACTION ITEMS**

1. Subject: Consider the proposed Fiscal Year 2022-2023 City Work Program  
Recommended Action: Provide any input and adopt the FY 2022-2023 City Work Program  
Presenter: Katy Nomura, Deputy City Manager

Written Communications for this item included a staff presentation and emails to Council.

Deputy City Manager Katy Nomura gave a presentation.

Mayor Paul opened the public comment period and the following people spoke.

Deepa Mahendrakar supported prioritizing adding more Dog Off-Leash Areas (DOLAs) in Cupertino. (Shared a video).

Louise Saadati supported prioritizing adding more DOLAs in Cupertino. (Shared a video).

Vasantha Niranjana supported prioritizing adding more DOLAs in Cupertino. (Shared a

video).

Mayor Paul closed the public comment period.

Councilmembers asked questions and made comments.

Council unanimously consented to continue the Special Meeting Ordinances and Action Item to the Regular Meeting.

## **ADJOURNMENT**

At 6:41 p.m., Mayor Paul adjourned the Special City Council Meeting.

## **REGULAR MEETING**

At 6:47 p.m., Mayor Darcy Paul called the Regular City Council Meeting to order and led the Pledge of Allegiance in the Cupertino Community Hall Council Chamber, 10350 Torre Avenue and via teleconference.

## **ROLL CALL**

Present: Mayor Darcy Paul, Vice Mayor Liang Chao, and Councilmembers Kitty Moore, Hung Wei, and Jon Robert Willey. Absent: None.

## **CEREMONIAL MATTERS AND PRESENTATIONS**

1. Subject: Consider proclamation to Silicon Valley Clean Energy (SVCEA) to recognize the agency's Fifth Anniversary and its close connection to Cupertino  
Recommended Action: Present proclamation to Silicon Valley Clean Energy (SVCEA) to recognize the agency's Fifth Anniversary and its close connection to Cupertino

Silicon Valley Clean Energy Chief Operating Officer Monica Padilla accepted the proclamation and made remarks.

Mayor Paul presented the proclamation to Silicon Valley Clean Energy (SVCE) to recognize the agency's Fifth Anniversary and its close connection to Cupertino.

2. Subject: Consider proclamation of the Public Works Week Proclamation, May 15-21, 2022  
Recommended Action: Present Proclamation for Public Works Week, May 15-21, 2022

Public Works Director Matt Morley made remarks and City Manager Jim Throop received the proclamation.

Mayor Paul presented the proclamation for Public Works Week, May 15-21, 2022.

## POSTPONEMENTS AND ORDERS OF THE DAY

Wei moved and Willey seconded to continue:

- Items 3 through 17 to the June 7, 2022 Regular City Council Meeting; and
- Items 18 and 20 through 35 to a Special City Council Meeting on Thursday, May 19, 2022; and
- Item 19 Consider conducting the first reading of an Ordinance related to regulation of single-use plastic foodware and single-use carryout bags to the Regular City Council Meeting on Tuesday, August 16, 2022.

The motion carried unanimously.

3. Subject: Consider accepting Accounts Payable for the period ending February 7, 2022 (Continued from May 3, 2022)  
Recommended Action: Adopt Resolution No. 22-036 accepting Accounts Payable for the period ending February 7, 2022. /// Recommended Postponement: Postponement to June 7, 2022 meeting
4. Subject: Consider accepting Accounts Payable for the period ending February 14, 2022 (Continued from May 3, 2022)  
Recommended Action: Adopt Resolution No. 22-037 accepting Accounts Payable for the period ending February 14, 2022. /// Recommended Postponement: Postponement to June 7, 2022 meeting
5. Subject: Consider accepting Accounts Payable for the period ending February 21, 2022 (Continued from May 3, 2022)  
Recommended Action: Adopt Resolution No. 22-038 accepting Accounts Payable for the period ending February 21, 2022. /// Recommended Postponement: Postponement to June 7, 2022 meeting
6. Subject: Consider accepting Accounts Payable for the period ending February 22, 2022 MISC (Continued from May 3, 2022)  
Recommended Action: Adopt Resolution No. 22-039 accepting Accounts Payable for the period ending February 22, 2022 MISC. /// Recommended Postponement: Postponement to June 7, 2022 meeting
7. Subject: Consider accepting Accounts Payable for the period ending February 28, 2022

(Continued from May 3, 2022)

Recommended Action: Adopt Resolution No. 22-040 accepting Accounts Payable for the period ending February 28, 2022. /// Recommended Postponement: Postponement to June 7, 2022 meeting

8. Subject: Consider accepting Accounts Payable for the period ending March 7, 2022 (Continued from May 3, 2022)  
Recommended Action: Adopt Resolution No. 22-041 accepting Accounts Payable for the period ending March 7, 2022. /// Recommended Postponement: Postponement to June 7, 2022 meeting
9. Subject: Consider accepting Accounts Payable for the period ending March 14, 2022 (Continued from May 3, 2022)  
Recommended Action: Adopt Resolution No. 22-042 accepting Accounts Payable for the period ending March 14, 2022. /// Recommended Postponement: Postponement to June 7, 2022 meeting
10. Subject: Consider accepting Accounts Payable for the period ending March 21, 2022 (Continued from May 3, 2022)  
Recommended Action: Adopt Resolution No. 22-043 accepting Accounts Payable for the period ending March 21, 2022. /// Recommended Postponement: Postponement to June 7, 2022 meeting
11. Subject: Consider accepting Accounts Payable for the period ending March 28, 2022 (Continued from May 3, 2022)  
Recommended Action: Adopt Resolution No. 22-044 accepting Accounts Payable for the period ending March 28, 2022. /// Recommended Postponement: Postponement to June 7, 2022 meeting
12. Subject: Consider accepting Accounts Payable for the period ending March 28, 2022 MISC (Continued from May 3, 2022)  
Recommended Action: Adopt Resolution No. 22-045 accepting Accounts Payable for the period ending March 28, 2022 MISC. /// Recommended Postponement: Postponement to June 7, 2022 meeting
13. Subject: Consider accepting Accounts Payable for the period ending December 20, 2021 (Continued from May 3, 2022)  
Recommended Action: Adopt Resolution No. 22-015 accepting Accounts Payable for the period ending December 20, 2021. /// Recommended Postponement: Postponement to June 7, 2022 meeting

14. Subject: Consider accepting Accounts Payable for the period ending April 4, 2022  
Recommended Action: Adopt Resolution No. 22-051 accepting Accounts Payable for the period ending April 4, 2022. /// Recommended Postponement: Postponement to June 7, 2022 meeting
15. Subject: Consider accepting Accounts Payable for the period ending April 11, 2022  
Recommended Action: Adopt Resolution No. 22-052 accepting Accounts Payable for the period ending April 11, 2022. /// Recommended Postponement: Postponement to June 7, 2022 meeting
16. Subject: Consider accepting Accounts Payable for the period ending April 18, 2022  
Recommended Action: Adopt Resolution No. 22-053 accepting Accounts Payable for the period ending April 18, 2022. /// Recommended Postponement: Postponement to June 7, 2022 meeting
17. Subject: Consider accepting Accounts Payable for the period ending April 25, 2022  
Recommended Action: Adopt Resolution No. 22-054 accepting Accounts Payable for the period ending April 25, 2022. /// Recommended Postponement: Postponement to June 7, 2022 meeting
18. Subject: Consider the Fiscal Year (FY) 2022-23 Fee Schedule Update (Continued from May 3, 2022)  
Recommended Action: Adopt Resolution No. 22-049 approving FY 2022-23 Fee Schedule A, B, C, D and E effective July 18, 2022. /// Recommended Postponement: Postponement to May 19, 2022 meeting
19. Subject: Consider conducting the first reading of an Ordinance related to regulation of single-use plastic foodware and single-use carryout bags (continued from May 3, 2022). Continue to a date certain at a special meeting on May 19, 2022  
Recommended Action: Conduct the first reading of Ordinance No. 22-2239: "An Ordinance of the City Council of the City of Cupertino amending City Code to change the name of section 9.15, adopt new sections 9.15.090 and 9.15.125, and amend sections 9.15.100, 9.15.110, 9.15.120, 9.15.130, 9.17.130, and 9.17.140 to regulate the use of single-use food service ware by food providers, regulate sale of single-use food service ware and expanded polystyrene foam coolers, and regulate single-use carryout bags" (Attachment A), which includes a finding that adoption of the Ordinance is exempt from the California Environmental Quality Act (CEQA.). /// Recommended Postponement: Postponement to May 19, 2022 meeting
20. Subject: Consideration of Municipal Code amendments to the Cupertino Municipal Code, Title 2 to add Chapter 2.96 and codify the Economic Development Committee

(continued from May 3, 2022)

Recommended Action: 1. Conduct the first reading of Ordinance No. 22-2240; "An Ordinance of the City Council of the City of Cupertino Adding Chapter 2.96 of Title 2 (Administration and Personnel) to Codify the Economic Development Committee"

2. Find that the proposed actions are exempt from CEQA. /// Recommended Postponement: Postponement to May 19, 2022 meeting

21. Subject: Consider approval of the April 26 City Council minutes

Recommended Action: Approve the April 26 City Council minutes. /// Recommended Postponement: Postponement to May 19, 2022 meeting

22. Subject: Consider approval of the April 28 City Council minutes

Recommended Action: Approve the April 28 City Council minutes. /// Recommended Postponement: Postponement to May 19, 2022 meeting

23. Subject: Consider approval of the May 2 City Council minutes

Recommended Action: Approve the May 2 City Council minutes. /// Recommended Postponement: Postponement to May 19, 2022 meeting

24. Subject: Consider approval of the May 3 City Council minutes

Recommended Action: Approve the May 3 City Council minutes. /// Recommended Postponement: Postponement to May 19, 2022 meeting

25. Subject: Consider setting a hearing date to declare brush with potential fire hazard a public nuisance and for objections to proposed removal through the Cupertino Brush Abatement Program WUI (Wildland-Urban Interface Fire Area); adopting a resolution declaring properties as having potential fire hazards from brush and authorizing removal

Recommended Action: Adopt Resolution No. 22-055 declaring properties as having potential fire hazards from brush; and set a hearing date of June 21, 2022 to declare brush with potential fire hazard a public nuisance and to hear objections to proposed removal. /// Recommended Postponement: Postponement to May 19, 2022 meeting

26. Subject: Consider setting a voluntary campaign expenditure limit of \$34,470 for the November 8, 2022 City Council election

Recommended Action: Adopt the Resolution No. 22-056 setting a voluntary campaign expenditure limit of \$34,470 for the November 8, 2022 City Council election.

/// Recommended Postponement: Postponement to May 19, 2022 meeting

27. Subject: Consider adopting a resolution authorizing continued remote teleconference meetings of the legislative bodies of the City of Cupertino for the period May 19, 2022

through June 18, 2022 pursuant to the Brown Act, as amended by AB 361  
Recommended Action: Adopt Resolution No. 22-057 authorizing continued remote teleconference meetings of the legislative bodies of the City of Cupertino for the period May 19, 2022 through June 18, 2022 pursuant to the Brown Act, as amended by AB 361.  
/// Recommended Postponement: Postponement to May 19, 2022 meeting

28. Subject: Consider the FY 2020-21 Annual Comprehensive Financial Report (ACFR) and related supplemental reports  
Recommended Action: Accept the FY 2020-21 Annual Comprehensive Financial Report (ACFR) and related supplemental reports. /// Recommended Postponement: Postponement to May 19, 2022 meeting
29. Subject: Consider accepting the City Investment Policy  
Recommended Action: Adopt Resolution No. 22-058 accepting the City Investment Policy. /// Recommended Postponement: Postponement to May 19, 2022 meeting
30. Subject: Consider accepting the Third Quarter Financial Report for Fiscal Year 2021-22; consider adopting a resolution approving Budget Modification #2122-198 increasing appropriations by \$529,935 and revenues by \$9,448,487.  
Recommended Action: 1. Accept the City Manager's Third Quarter Financial Report for FY 2021-22.  
2. Adopt Resolution 22-059 approving Budget Modification #2122-198 increasing appropriations by \$529,935 and revenues by \$9,448,487. /// Recommended Postponement: Postponement to May 19, 2022 meeting
31. Subject: Consider the 2022 Annual Pavement Report  
Recommended Action: Receive the 2022 Annual Pavement Report. /// Recommended Postponement: Postponement to May 19, 2022 meeting
32. Subject: Consider acceptance of Offers of Dedication and a Waiver of Future Reimbursement from the property owners at 10155, 10165, and 10420 Orange Avenue, related to the Orange Avenue Sidewalk Improvements Project.  
Recommended Action: Adopt Resolution No. 22-060 (Attachment A) accepting the Offers of Dedication and Waiver of Future Reimbursement from the property owners at 10155, 10165, and 10420 Orange Avenue, related to the Orange Avenue Sidewalk Improvements Project. /// Recommended Postponement: Postponement to May 19, 2022 meeting
33. Subject: Consider award of a construction contract for the Orange Avenue Sidewalk Improvements Project (Project 2016-10.1) for the construction of sidewalk, curb, gutter, storm drainage modifications, and associated improvements on Orange Avenue,

between McClellan Road and Stevens Creek Boulevard.

Recommended Action: Award a construction contract for the Orange Avenue Sidewalk Improvements Project, authorize the City Manager to execute a contract in the amount of \$1,738,875.00 with Redgwick Construction Company, and authorize the Director of Public Works to execute any necessary change orders, up to the construction contingency amount of \$173,888.00 (10% of contract amount,) for a total authorized contract amount of \$1,912,763.00. /// Recommended Postponement: Postponement to May 19, 2022 meeting

34. Subject: Consider authorizing a Seventh Amendment of Agreement 15-206 between the City of Cupertino and Professional Turf Management extending the contract for six months and resulting in \$102,600 in maintenance related expenses for Fiscal Year 2022-2023

Recommended Action: Consider approving the Seventh Amendment of Agreement 15-206 between the City of Cupertino and Professional Turf Management, to extend the term of the agreement up to six months and resulting in \$102,600 in maintenance related expenses for Fiscal Year 2022-2023. /// Recommended Postponement: Postponement to May 19, 2022 meeting

35. Subject: Consider recommendation from the Parks and Recreation Commission to approve funds in the amount of \$96,460.46 for the Fiscal Year 2022-2023 Community Funding Grant Program and approval of final funding amounts for the Community Funding Program, to be included in the Recommended Budget for Fiscal Year 2022-2023

Recommended Action: Consider the recommendation from the Parks and Recreation Commission to approve funds in the amount of \$96,460.46 for the Fiscal Year 2022-2023 Community Funding Grant Program. Determine and approve final funding amounts for the Community Funding Program, to be included in the Recommended Budget for Fiscal Year 2022-2023; and provide direction to staff. /// Recommended Postponement: Postponement to May 19, 2022 meeting

## ORAL COMMUNICATIONS

Jennifer Griffin concerned about a proposed housing bills to eliminate parking minimums across the State and to allow housing on commercial tech parks ministerially (AB 2011).

Housing Commissioner Connie Cunningham (representing self) was concerned about the Housing Element suggested sites displacing people and supported alternative sites.

Peggy Griffin was concerned about the Vallco SB 35 2018 proposal changes versus The Rise 2022 proposal changes and supported a 3D model of the entire Rise project, a shadow study, no



reduction of required fees, and an independent fiscal analysis. (Submitted written comments).

Planning Commissioner Muni Madhhipatla (representing self) ceded their time to Peggy Griffin.

Housing Commissioner Govind Tatachari (representing self) ceded their time to Peggy Griffin.

Lisa Warren ceded their time to Peggy Griffin.

Wiley moved and Wei seconded to move the Special Meeting Ordinances and Action Item 1 that was continued from 5:30 PM to before the CIP Item 40. The motion carried unanimously.

### **REPORTS BY COUNCIL AND STAFF (10 minutes)**

36. Subject: Brief reports on councilmember activities and brief announcements  
Recommended Action: Receive brief reports on councilmember activities and brief announcements

Council received brief reports on councilmember activities and brief announcements.

37. Subject: Report on Committee assignments  
Recommended Action: Report on Committee assignments

Councilmembers highlighted the activities of their various committees.

38. Subject: Report on Subcommittee assignments  
Recommended Action: Report on Subcommittee assignments

Councilmembers reported on Subcommittee assignments.

39. Subject: City Manager update  
Recommended Action: Receive City Manager update on City business

Council received the City Manager update on City business.

**CONSENT CALENDAR – None**

### **ORDINANCES AND ACTION ITEMS – CONTINUED FROM SPECIAL MEETING AT 5:30 PM**

Council continued the hearing, consideration, deliberation, and decisions for Item 1

(Ordinances and Action Items) on the Tuesday, May 17, 2022 City Council Special Meeting agenda. The public comment period remained closed.

1. Subject: Consider the proposed Fiscal Year 2022-2023 City Work Program  
Recommended Action: Provide any input and adopt the FY 2022-2023 City Work Program

Chao moved and Willey seconded to adopt the FY 2022-2023 City Work Program (in Attachment B) with the following edits:

- #32 Revert “Youth Who Work” to the original description:  
Encourage more youth and young adults in schools to work and also help small businesses to reduce the burden caused higher minimum wages. ~~City will work with partner organizations to create a 6-week fully paid internship program for 10 youth. This creates a win-win solution with not only helping youth gain valuable work experience while earning, but also support up to 10 small businesses as they won't have to pay for salaries at all and would be more incentivized to host youth during summer.~~  
For example, the City could provide \$2/hour to compensate local small businesses.
- #26 Revert “Visitor Center” to original description, but strike out “and offline”  
Develop an online ~~and offline~~ visitor center/guide so that visitors to Cupertino know where to go.  
Ideally a (digital) map to identify locations to visit or for photo ops to post on social media.

Paul made a friendly amendment to (Attachment A) #10 Student Internship Program under Justifications and Considerations, to strike the added sentence, “Assumes the internships would be paid and targeted for high school students.” (Chao and Willey accepted the friendly amendment).

Paul made a friendly amendment to change #3 “Lawrence Mitty Park” to “Lawrence Mitty Park Implementation Plan.” (Chao and Willey accepted the friendly amendment).

Moore made a friendly amendment to cut off items (in Attachment B) that had a total score of 6 points or higher. (Chao declined the friendly amendment and it was not considered).

Chao made a friendly amendment to direct staff to collect rankings of the adopted Work Program items from Council so that staff is clear on the priorities when there are resource challenges. (Willey accepted the friendly amendment).

Chao made a friendly amendment to direct staff to collect rankings of the adopted Work

Program items from Council so that staff is clear on the priorities ~~when there are resource challenges~~; Councilmembers would return their rankings to staff by May 27, with a ranking system of five 5s, thirteen 3s, and twenty 1s; and bring the item back to Council on June 7 when the budget is adopted. (Willey accepted the friendly amendment).

Moore made a friendly amendment to modify the ranking system to have five 5s, fifteen 3s, and ten 1s. (Chao and Willey accepted the friendly amendment).

Willey made a friendly amendment to mark items that are part of Capital Improvement Program (CIP) and form a Seismic Retrofits Council Subcommittee to work with the City Manager and Director of Public Works. (Chao accepted the friendly amendment).

Chao made a friendly amendment to modify the language for #13 Support for the unhoused: Formulate a City plan to leverage County resources and advocate for funding to address the issue of the unhoused and how to provide services in as effective a manner as possible with the resources available. A specific plan would be generated which includes consideration and recommendations for:

- Work with the County and relevant agencies to Facility development with supportive services.

With non-profit organization partnership, assist the County to identify space ~~would be identified~~ and a plan for supportive space with an ultimate aim to provide a pathway to permanent sustained housing would be made.

- Funding strategy. This would require significant resources, but the social costs of not addressing this growing issue are more significant. With grant money and possible private partnerships available, the deliverable here would be to provide the City, in partnership the County, with actionable recommendations for securing financial support for this program.
- ~~Attempt to be~~ Make significant attempt to align ~~aligned~~ with the SCC roadmap

(Willey accepted the friendly amendment).

Moore made a friendly amendment to modify the language for #13 Support for the unhoused: Work with the County and relevant agencies to **promote** Facility development with supportive services. (Chao and Willey accepted the friendly amendment).

The amended motion carried unanimously.

Final Motion:

Chao moved and Willey seconded to adopt the FY 2022-2023 City Work Program (in Attachment B) as amended:

- ~~#3 Lawrence Mitty Master Plan~~ Lawrence Mitty Park Implementation Plan

- #10 Student Internship Program

~~Assumes the internships would be paid and targeted for high school students.~~

- #13 Edit to "Support for the unhoused" item

Formulate a City plan to leverage County resources and advocate for funding to address the issue of the unhoused and how to provide services in as effective a manner as possible with the resources available. A specific plan would be generated which includes consideration and recommendations for:

- Work with the County and relevant agencies to promote Facility development with supportive services.

With non-profit organization partnership, assist the County to identify space ~~would be identified~~ and a plan for supportive space with an ultimate aim to provide a pathway to permanent sustained housing would be made.

- Funding strategy. This would require significant resources, but the social costs of not addressing this growing issue are more significant. With grant money and possible private partnerships available, the deliverable here would be to provide the City, in partnership the County, with actionable recommendations for securing financial support for this program.
- ~~Attempt to be~~ Make significant attempt to align ~~aligned~~ with the SCC roadmap

- #26 Revert "Visitor Center" to original description, but strike out "and offline"

Develop an online ~~and offline~~ visitor center/guide so that visitors to Cupertino know where to go.

Ideally a (digital) map to identify locations to visit or for photo ops to post on social media.

- #32 Revert "Youth Who Work" to the original description

Encourage more youth and young adults in schools to work and also help small businesses to reduce the burden caused higher minimum wages. ~~City will work with partner organizations to create a 6-week fully paid internship program for 10 youth. This creates a win-win solution with not only helping youth gain valuable work experience while earning, but also support up to 10 small businesses as they won't have to pay for salaries at all and would be more incentivized to host youth during summer.~~

For example, the City could provide \$2/hour to compensate local small businesses.

- Mark items that are part of Capital Improvement Program (CIP)
- Form a Seismic Retrofits Council Subcommittee to work with the City Manager and Director of Public Works.
- Councilmembers will return their rankings to staff by May 27, with a ranking system of five 5s, fifteen 3s, and ten 1s; and bring the item back to Council on June 7 when the budget is adopted.

The amended motion carried unanimously

Council recessed from 8:42 p.m. to 8:47 p.m.

## STUDY SESSION

40. Subject: Consider a Study Session on the Capital Improvements Program (CIP,) including review of the five-year CIP (Fiscal Year (FY) 22-27) and new proposed projects for FY 22-23; Consider the supplemental information for Capital Improvements Program (CIP) Study Session (Continued from May 3, 2022)

Recommended Action: Receive report on the five-year CIP (FY 22-27,) including new proposed projects for FY 22-23, requesting comments and direction; Consider incorporating additional information into the deliberations on the CIP

Written Communications for this item included a staff presentation.

Public Works Director Matt Morley gave a presentation.

Mayor Paul opened the public comment period and the following people spoke.

Jennifer Griffin supported creating a plan for the Stocklmeir House as a historic site.

Rhoda Fry supported bringing the cost of ownership back to the General Plan and replacing the dead trees at Blackberry Farm (BBF) and opposed the BBF Splash Pad.

Peggy Griffin opposed the BBF Splash Pad and the Library parking structure and supported fixing Memorial Park first.

Mayor Paul closed the public comment period.

Councilmembers asked questions and made comments.

Chao moved and Willey seconded to adopt the following modifications to the current proposed CIP:

- Replace Blackberry Splash pad with "Identify locations for splash pads so that water play features are geographically dispersed in the city"
- "De Anza Boulevard Buffered Bike Lanes" => "De Anza Boulevard Bike Lanes"
  - include options, not just buffered
    - "Restripe De Anza Blvd to include a painted buffered zone between the existing bike lane and the vehicle lanes." => "Provide buffers between the existing bike lane and the vehicle lanes, which could be painted buffered"

zone or other more visible options.

- Remove “Major Recreation Facilities: Use and Market Analysis”
- Remove “City Hall Renovation/Replacement and Library Parking Garage: Design and Construction” - since we already have an existing item “City Hall and Community Hall Improvements (Programming and Feasibility)”, which is not complete. **The existing item already includes bringing the City Hall up to code, which includes retrofit.**
- Add “Portal Park Picnic Area inStructure” to the recommended list
- Add “Bollinger Road Bike Improvements” to the recommended list
- Direction to staff for process to follow:
  - Council provide ranking for these items and they will be presented when this item comes back
  - Please add an estimate of staffing effort for each project to help with prioritization
    - Stevens Creek Blvd Separated Bikeway, Phase 3 - Design => how much staff time is needed?
    - Bollinger Road Bike Improvements => how much staff time is needed?
    - De Anza Boulevard Buffered Bike Lanes => how much staff time is needed?
  - For any CIP project adopted, **staff should still come to the Council to get approval for the conceptual design** with public input before going ahead with the design and the construction.
    - For example, there is no approved conceptual design for both the pond and the amphitheater projects at Memorial Park.
    - There is no approved conceptual design for the City Hall Annex (Torre Ave) building.
- For next year, Council directed staff to refer CIP items to respective commissions to consider compliance with existing master plans.

Moore made a substitute motion to rank the new projects in Category 3 with a ranking system of eight 5s, eight 3s, and nine 1s, and bring back the total rankings at the next meeting on June 7. There was no second and Council did not vote on the substitute motion.

Chao modified her motion to adopt the following modifications to the current proposed CIP:

- Replace Blackberry Splash pad with “Identify locations for splash pads so that water play features are geographically dispersed in the city
- “De Anza Boulevard Buffered Bike Lanes” => “De Anza Boulevard Bike Lanes”
  - include options, not just buffered
    - “Restripe De Anza Blvd to include a painted buffered zone between the

existing bike lane and the vehicle lanes." => "Provide buffers between the existing bike lane and the vehicle lanes, which could be painted buffered zone or other more visible options.

- ~~Remove "Major Recreation Facilities: Use and Market Analysis"~~
- ~~Remove "City Hall Renovation/Replacement and Library Parking Garage: Design and Construction" since we already have an existing item "City Hall and Community Hall Improvements (Programming and Feasibility)", which is not complete. The existing item already includes bringing the City Hall up to code, which includes retrofit.~~
- ~~Add "Portal Park Picnic Area in Structure" to the recommended list~~
- ~~Add "Bollinger Road Bike Improvements" to the recommended list~~
- Direction to staff for process to follow:
  - ~~Council provide ranking for these items and they will be presented when this item comes back~~
  - Council provide ranking (8 fives, 8 threes, 9 ones) for the Category 1 items (in Attachment 1) and they will be presented when this item comes back
  - Council provide ranking (8 fives, 8 threes, 8 ones) for the Category 3 items (in Attachment 1) and they will be presented when this item comes back
  - Please add an estimate of staffing effort for each project to help with prioritization
    - Stevens Creek Blvd Separated Bikeway, Phase 3 - Design => how much staff time is needed?
    - Bollinger Road Bike Improvements => how much staff time is needed?
    - De Anza Boulevard Buffered Bike Lanes => how much staff time is needed?
  - For any CIP project adopted, **staff should still come to the Council to get approval for the conceptual design** with public input before going ahead with the design and the construction.
    - For example, there is no approved conceptual design for both the pond and the amphitheater projects at Memorial Park.
    - There is no approved conceptual design for the City Hall Annex (Torre Ave) building.
- For next year, the Council directs staff to refer CIP items to respective commissions to consider compliance with existing master plans.

(Willey accepted the modifications)

Final Motion:

Chao moved and Willey seconded to adopt the following modifications to the current proposed CIP:

- Replace Blackberry Splash pad with "Identify locations for splash pads so that water play features are geographically dispersed in the city"

- “De Anza Boulevard Buffered Bike Lanes” => “De Anza Boulevard Bike Lanes”
  - include options, not just buffered
    - “Restripe De Anza Blvd to include a painted buffered zone between the existing bike lane and the vehicle lanes.” => “Provide buffers between the existing bike lane and the vehicle lanes, which could be painted buffered zone or other more visible options.
- Direction to staff for process to follow:
  - Council provide ranking (8 fives, 8 threes, 9 ones) for the Category 1 items (in Attachment 1) and they will be presented when this item comes back
  - Council provide ranking (8 fives, 8 threes, 8 ones) for the Category 3 items (in Attachment 1) and they will be presented when this item comes back
  - Please add an estimate of staffing effort for each project to help with prioritization
    - Stevens Creek Blvd Separated Bikeway, Phase 3 - Design => how much staff time is needed?
    - Bollinger Road Bike Improvements => how much staff time is needed?
    - De Anza Boulevard Buffered Bike Lanes => how much staff time is needed?
  - For any CIP project adopted, **staff should still come to the Council to get approval for the conceptual design** with public input before going ahead with the design and the construction.
    - For example, there is no approved conceptual design for both the pond and the amphitheater projects at Memorial Park.
    - There is no approved conceptual design for the City Hall Annex (Torre Ave) building.
- For next year, the Council directs staff to refer CIP items to respective commissions to consider compliance with existing master plans.

The modified and amended motion carried unanimously.

Council also directed staff to bring back the rankings at the June 7 City Council meeting.

Council recessed from 10:58 p.m. to 11:05 p.m.

41. Subject: Initial Study Session on Fiscal Year (FY) 2022-23 Proposed Budget  
Recommended Action: Conduct Initial Study Session on Fiscal Year (FY) 2022-23 Proposed Budget and provide direction to staff  
Presenter: Thomas Leung, Senior Management Analyst

Written Communications for this item included a staff presentation and Budget Questions and Responses for Attachment B - FY 2021-22 Special Projects and Attachment C – Vehicles List



City Manager Jim Throop, Administrative Services Director Kristina Alfaro, and Senior Management Analyst Thomas Leung gave a presentation.

Mayor Paul opened the public comment period and the following people spoke.

Rhoda Fry opposed the Blackberry Farm Splash Pad and was concerned about enterprise funds.

Jean Bedord was concerned about staffing separations and supported the additional staffing requests.

Mayor Paul closed the public comment period.

Councilmembers asked questions and made comments.

Wei moved and Moore seconded to continue the study session to a one-hour study session at the Special City Council Meeting on Thursday, May 19, 2022. The motion carried unanimously.

#### **SECOND READING OF ORDINANCES - None**

#### **PUBLIC HEARINGS - None**

#### **ORAL COMMUNICATIONS - CONTINUED (As necessary) – None**

#### **COUNCIL AND STAFF COMMENTS AND FUTURE AGENDA ITEMS**

Council did not hear this item.

#### **ADJOURNMENT**

At 12:01 a.m. on Wednesday, May 18, Mayor Paul adjourned the Regular City Council Meeting to a Special City Council Meeting at 5:30 p.m. on Thursday, May 19, 2022.

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Kirsten Squarcia City Clerk