



**COMMUNITY DEVELOPMENT DEPARTMENT  
PLANNING DIVISION**

CITY HALL  
10300 TORRE AVENUE • CUPERTINO, CA 95014-3255  
TELEPHONE: (408) 777-3308 • FAX: (408) 777-3333  
CUPERTINO.ORG

**CITY COUNCIL STAFF REPORT**

Meeting: March 7, 2023

**Subject**

Removal of Planning Commissioner R. Wang.

**Recommended Action**

Consider the removal of Planning Commissioner R. Wang.

**Reasons for Recommendation**

On February 21, 2023, two City Councilmembers requested that the City Manager bring an item for discussion on a future Council agenda to consider the removal of Planning Commissioner R. “Ray” Wang from the Commission. Commissioner Wang is presently in his second full term on the Commission, which runs through January 30, 2025.

Under Cupertino Municipal Code (“CMC”) Section 2.32.020(A), Planning Commissioners “serve at the pleasure of the City Council.” A Planning Commissioner may be removed by a majority vote of the City Council. (CMC § 2.32.030.) “If a vacancy occurs other than by expiration of a term, it shall be filled by the Mayor’s appointment for the unexpired portion of the term.” (*Ibid.*)

If Council votes to remove Commissioner Wang, the Mayor may elect to appoint the first alternate Commissioner selected by Council, Tejesh Mistry, to the Planning Commission. Alternatively, the City Council may direct staff to provide notice of the vacancy and initiate a new recruitment pursuant to Government Code section 54974.

**Fiscal Impact**

No fiscal impact.

**Sustainability Impact**

No sustainability impact.

**California Environmental Quality Act**

Not applicable.

---

<u>Prepared by:</u>	Luke Connolly, Acting Community Development Director
<u>Reviewed by:</u>	Christopher Jensen, City Attorney
	Michael Woo, Assistant City Attorney
<u>Approved for submission by:</u>	Pamela Wu, City Manager