



**DRAFT MINUTES  
CUPERTINO CITY COUNCIL  
Tuesday, December 20, 2016**

**SPECIAL CITY COUNCIL MEETING**

**ROLL CALL**

At 5:45 p.m. Mayor Savita Vaidhyanathan called the City Council meeting to order in Cupertino City Hall Conference Room A, 10300 Torre Avenue.

Present: Mayor Savita Vaidhyanathan, and Councilmembers Barry Chang, Steven Scharf and Rod Sinks. Absent: Vice Mayor Darcy Paul.

**CLOSED SESSION**

1. Subject: Conference with Legal Counsel - Anticipated Litigation: Significant Exposure to litigation pursuant to paragraph (2) of subdivision (d) of Gov't Code Section 54956.9 - Two Cases

Mayor Vaidhyanathan announced that Council gave direction to staff.

2. Subject: Conference with Real Property Negotiators (Gov't Code Section 54956.8); Property: Cupertino Municipal Water System; Agency Negotiator: Timm Borden; Negotiating Parties: City of Cupertino and San Jose Water Company; Under Negotiation: Terms for City Leased Asset

Mayor Vaidhyanathan announced that Council gave direction to staff.

**ADJOURNMENT**

**REGULAR CITY COUNCIL MEETING**

At 6:45 p.m. Mayor Savita Vaidhyanathan convened the Regular City Council meeting in Cupertino Community Hall Council Chambers, 10350 Torre Avenue.

**ROLL CALL**

Present: Mayor Savita Vaidhyanathan, and Councilmembers Barry Chang, Steven Scharf and Rod Sinks. Absent: Vice Mayor Darcy Paul.

**CEREMONIAL MATTERS AND PRESENTATIONS - None****POSTPONEMENTS - None****ORAL COMMUNICATIONS**

Mike McNutt talked about the recent Wreaths Across America ceremony sponsored by the Cupertino American League which honored Veterans.

Larry Wilson talked about issues with wanting to build an accessory unit on his hillside lot.

Members of Scout Troop 452 introduced themselves and talked about working toward their Citizenship in the Community Merit Badge.

Jon Willey talked about South Vallco Specific Plan Environmental Impact Review (EIR) traffic analysis documents he's asked to receive (he distributed written comments).

Pete Heller talked about the Vallco Mall development and EIR.

J.R. Fruen gave his time to Pete Heller.

Jean Bedord read a letter that Gary Jones submitted to Council regarding Vallco Mall development (written comments distributed).

Lisa Warren talked about the Cupertino General Plan (she distributed written comments).

Ignatius Ding talked about the Cupertino General Plan.

Danessa Techmanski talked about Vallco Mall development.

Xiaowen Wang talked about Cupertino moving forward in the new year (she distributed written comments).

**CONSENT CALENDAR**

Wong moved and Chang seconded to approve the items on the Consent Calendar as presented. Ayes: Vaidhyanathan, Chang, Scharf and Sinks. Noes: None. Abstain: None. Absent: Paul.

1. Subject: Approve the December 6 City Council minutes  
Recommended Action: Approve the December 6 City Council minutes
2. Subject: Approve the December 8 City Council minutes  
Recommended Action: Approve the December 8 City Council minutes
3. Subject: Accept Accounts Payable for the period ending October 21, 2016  
Recommended Action: Adopt Resolution No. 16-133 accepting Accounts Payable for the period ending October 21, 2016
4. Subject: Accept Accounts Payable for the period ending October 28, 2016  
Recommended Action: Adopt Resolution No. 16-134 accepting Accounts Payable for the period ending October 28, 2016
5. Subject: Accept Accounts Payable for the period ending November 4, 2016  
Recommended Action: Adopt Resolution No. 16-135 accepting Accounts Payable for the period ending November 4, 2016
6. Subject: Cancel the January 17 regular City Council meeting and call a special City Council meeting for January 24  
Recommended Action: Cancel the January 17 regular City Council meeting and call a special City Council meeting for January 24
7. Subject: Move hearing date for objections to proposed removal of a public nuisance (weeds) to February 7 and amend resolution declaring weeds on certain described property to be a public nuisance to move the hearing for objections to proposed removal to February 7  
Recommended Action: 1.) Move hearing date for objections to proposed removal of a public nuisance (weeds) to February 7; and 2.) Adopt Resolution No. 16-136 rescinding Resolution No. 16-125 and adopting an amended resolution declaring weeds on certain described property to be a public nuisance to move the hearing for objections to proposed removal to February 7

8. Subject: Accept resignation of Teen Commissioner Rishit Gundu and direct staff to fill the unscheduled vacancy with the annual Teen Commission recruitment in May 2017 (continued from December 6)  
Recommended Action: Accept resignation of Teen Commissioner Rishit Gundu and direct staff to fill the unscheduled vacancy with the annual Teen Commission recruitment in May 2017
9. Subject: Revise the recruitment process for all commissions to add designated alternates at the time of initial appointment of regular members  
Recommended Action: 1.) Adopt the Resolution No. 16-137 rescinding Resolution No. 10-048 and revising the commission recruitment process for all commissions other than the Teen Commission to add designated alternates at the time of initial appointment of regular members; and 2.) Adopt the Resolution No. 16-138 rescinding Resolution No. 09-115 and revising the commission recruitment process for the Teen Commission to add designated alternates at the time of initial appointment of regular members
10. Subject: Pasadena Avenue Public Improvements Project - Increase in Contract Contingency Authorization  
Recommended Action: Authorize an increase in the construction contingency amount by an additional \$8,000 with funds from the current appropriated project budget of \$827,000

**SECOND READING OF ORDINANCES - None**

**PUBLIC HEARINGS - None**

**ORDINANCES AND ACTION ITEMS**

11. Subject: Discuss video contest for Friendship and Sister Cities  
Recommended Action: Discuss video contest for Friendship and Sister Cities

Councilmember Chang explained his idea for the video contest.

Chang moved and Vaidhyanathan seconded to approve using the City's name for Chang to send an invitation to the Friendship and Sister cities to ask students to participate in making a 15 minute video about their city; and subject to Chang providing a proposal to Councilmembers in writing noting the contest rules and no request for funding; and Council has discretion to change its mind and not support the

contest after seeing the proposal. The motion carried with Sinks voting no and Paul absent.

## REPORTS BY COUNCIL AND STAFF

12. Subject: Report on Committee assignments and general comments  
Recommended Action: Report on Committee assignments and general comments

Councilmembers highlighted the activities of their committees and various community events.

## ADJOURNMENT

At 7:51 p.m., Mayor Vaidhyanathan adjourned the meeting.

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Grace Schmidt, City Clerk