



DRAFT MINUTES
CUPERTINO CITY COUNCIL
Tuesday, May 16, 2017

SPECIAL CITY COUNCIL MEETING

ROLL CALL

At 3:04 p.m. Mayor Savita Vaidhyanathan called the Special City Council meeting to order in the Cupertino Community Hall Council Chamber, 10350 Torre Avenue for a Budget Study Session.

Present: Mayor Savita Vaidhyanathan, Vice Mayor Darcy Paul (3:14), and Councilmembers Barry Chang, Steven Scharf (3:08), and Rod Sinks. Absent: None.

1. Subject: Study session regarding the Proposed Fiscal Year 2017-2018 Budget
Recommended Action: Conduct the Budget study session
 - A. Budget Message/Overview of FY 2017-2018 Proposed Budget
 - B. Review of Pass-through Revenues/Expenses
 - C. Departmental Budgets:
 - * Council and Commissions
 - * Administration
 - * Law Enforcement
 - * Innovation & Technology
 - * Administrative Services
 - * Recreation and Community Services
 - * Planning and Community Development
 - * Public Works
 - D. 5 Year Capital Improvement Program (CIP)
 - E. Questions and Answers
 - F. Public Comments
 - G. Council Comments

Written communications for this item included a staff PowerPoint presentation, community funding requests and an email to Council.

Director of Administrative Services Kristina Alfaro reviewed the Overview of the Fiscal Year 2017-2018 Proposed Budget via a PowerPoint presentation.

Staff answered questions from Council.

Councilmember Sinks left the dais at 3:41 p.m. before the review of Pass-through Revenues/Expenses (Apple only) due to a conflict of interest and returned to the dais at 3:43 p.m.

Director Alfaro introduced Senior Management Analyst Karen Guerin and Management Analyst Katy Nomura who reviewed the Departmental Budgets.

Staff answered questions from Council.

Director of Public Works Timm Borden reviewed the proposed 5 Year Capital Improvement Program (CIP) via a PowerPoint presentation.

Staff answered questions from Council.

The Mayor opened public comment and Jennifer Griffin spoke about building Lawrence-Mitty Park.

The Mayor closed public comment.

The following information was requested by Council for staff follow-up:

Community Development Department

- Issued permits (1,830) - how many are for brand new construction and remodeling?

Public Works Department

- Inquire about reducing diesel trucks in fleet and look in to available grants
- List of specific vehicles and equipment with depreciation
- Creekside Park building roof repair
- Traffic mitigation fees with neighboring cities
- Bike Share program status/update
- Bike Plan status/costs
- Library project breakout from the Civic Center Master Plan

Information and Technology Department

- Details of cell phone coverage
- IT special projects detail (hardware and software replacement and upgrade)

- Recreation software update

Recreation and Community Services Department

- Festival attendance tracking

Administrative Services Department

- Community funding addition
- Budget line item detail at account level
- Budget comparison with other local agencies
- CalPERS:
 - How much is CalPERS burning in Capital?
 - How have they been investing funds?
 - Options to leave CalPERS?
 - Options to press CalPERS about their returns?
 - Updated chart showing how tax dollars pay for services

At 5:52 p.m., Council went into closed session and reconvened in open session at 6:45 p.m. in the Cupertino Community Hall Council Chambers, 10350 Torre Avenue for the Regular Meeting.

CLOSED SESSION

2. Subject: Conference with Legal Counsel-Existing Litigation pursuant to Paragraph (1) of subdivision (d) of Government Code Section 54956.9. Name of case: City of Saratoga; City of Cupertino; Town of Los Gatos v. California Department of Transportation, et al., Santa Clara County Superior Court Case No. 115CV281214

Mayor Vaidhyathan announced during the open session that Council met in closed session and gave direction to staff.

ADJOURNMENT

REGULAR CITY COUNCIL MEETING

ROLL CALL

At 6:45 p.m. Mayor Savita Vaidhyathan called the Regular City Council meeting to order in Cupertino Community Hall Council Chambers, 10350 Torre Avenue.

Present: Mayor Savita Vaidhyanathan, Vice Mayor Darcy Paul, and Councilmembers Barry Chang (6:47), Steven Scharf and Rod Sinks. Absent: None.

CEREMONIAL MATTERS AND PRESENTATIONS

1. Subject: Proclamation for Public Works Week on May 21-27, 2017
Recommended Action: Present Proclamation

Mayor Vaidhyanathan presented the proclamation to Director of Public Works Timm Borden.

2. Subject: Proclamations recognizing Cupertino Green Businesses for their contribution to the health of our community
Recommended Action: Present Proclamations

Sustainability Manager Misty Mersich recognized the following Cupertino Green Businesses for their contribution to the health of our community:

- Harini A Krishnapuram DDS (not present)
- Bethel Lutheran Church & School
- FIT36 (not present)
- Purglen of Cupertino (not present)
- Rio Adobe Southwest Café (not present)

Mayor Vaidhyanathan presented a proclamation to Bethel Lutheran Church & School.

3. Subject: Present certificates and awards for the Cupertino Historical Society's 3rd Annual History Scholarship Award Contest
Recommended Action: Present certificates and awards for the Cupertino Historical Society's 3rd Annual History Scholarship Award Contest

Mayor Vaidhyanathan presented the certificates and awards to the winners of the Cupertino Historical Society's 3rd Annual History Scholarship Award Contest:

- Ajay Prasad Cupertino High School
- Nancy Huang Monta Vista High School
- Shelly Michael Fremont High School
- Kaitlyn Lee Homestead High School

4. Subject: Presentation by Cupertino-Hsinchu Sister City Association (CHSCA) regarding its recent Cupertino Student Delegate trip to Hsinchu City, Taiwan
Recommended Action: Receive presentation by Cupertino-Hsinchu Sister City Association (CHSCA) regarding its recent Cupertino Student Delegate trip to Hsinchu City, Taiwan

Janice Sung from the Cupertino-Hsinchu Sister City Association (CHSCA) introduced two Cupertino Student Delegates who shared their experience and presented a video regarding a recent trip to Hsinchu City, Taiwan. Council received the presentation.

5. Subject: Commendations and presentations from the 2017 Hackathon Winners
Recommended Action: Present commendations and accept the presentations from the five winning teams: Volunteer X, Hood Watch, Walk With Me, Connected Carpool, and Charity Channel

Mayor Vaidhyanathan presented commendations to the winning teams from the 2017 Hackathon:

- Volunteer X: Sudeep Rao, Neel Griddalur
- Connected Carpool: Shahar Sandhaus, Kirill Shpin
- Hood Watch: Catherine Zhao, Jeffrey Yang, Ronit Gagneja, and Michelle Kwan
- Walk With Me: Rishi Upadhyay, Gagan Kaushik, Aditesh Kumar, and Nachiket Subbaraman
- Charity Channel (not present)

Each team made a short presentation. Council accepted the presentations.

POSTPONEMENTS - None

ORAL COMMUNICATION

Jennifer Griffin talked about the Stevens Creek Urban Village Plan and resident notification concerning rezoning of properties on Stevens Creek.

Divya Satrawada and Jin Tuan, on behalf of Wings of Sound and New Visions of Tomorrow, invited Council to the Visions of Light concert at De Anza College's Visual and Performing Arts Center on May 21.

Connie Cunningham talked about the Silicon Valley at Home Affordable Housing Week happening through May 22 in support of below market rate (BMR) housing.

Catherine Moore talked about San Jose's Stevens Creek Urban Village Plan, its height limits and parks in the area (distributed written communication).

Sunil Nethisinghe, on behalf of the Silicon Valley Fall Festival, talked about continued festival support and thanked Council for its support.

Council directed staff to send a supplemental letter to the City of San Jose on behalf of the Mayor regarding the Stevens Creek Boulevard Urban Village project, requesting consideration of a nexus traffic study in the 280/85 corridor.

CONSENT CALENDAR

Sinks moved and Vaidhyanathan seconded to approve the items on the Consent Calendar as presented except for item numbers 10 and 11 which were pulled for discussion. Ayes: Vaidhyanathan, Paul, Chang, Scharf and Sinks. Noes: None. Abstain: None. Absent: None.

6. Subject: Approve the May 2 City Council minutes
Recommended Action: Approve the May 2 City Council minutes
7. Subject: Treasurer's Investment Report for Quarter Ending March, 2017
Recommended Action: Accept the Report
8. Subject: Designation of appointees to the Association of Bay Area Governments (ABAG) Plan Board of Directors
Recommended Action: Adopt Resolution No. 17-046 rescinding Resolution No. 6864 and Appointing Directors to ABAG Plan Corporation on Behalf of the City of Cupertino
9. Subject: Approve the Third Quarter Financial Report and recommended budget adjustments for Fiscal Year 2016-2017
Recommended Action: 1. Accept the City Manager's Third Quarter Financial Report for FY 2016-17 2. Approve the Third Quarter adjustments for FY 2016-17 as described in the Third Quarter Financial Report 3. Adopt Resolution No. 17-047, approving Third Quarter budget adjustments
10. Subject: Establishment of Friendship City Relationships

Recommended Action: Review and consider five (5) applications establishing Friendship City relationships with Beijing, People's Republic of China; Guangzhou, People's Republic of China; Guiyang, People's Republic of China; Huizhou, People's Republic of China; and Xuzhou, People's Republic of China.

Sinks moved and Chang seconded to accept five (5) applications establishing Friendship City relationships with Beijing, People's Republic of China; Guangzhou, People's Republic of China; Guiyang, People's Republic of China; Huizhou, People's Republic of China; and Xuzhou, People's Republic of China. The motion carried with Scharf voting no.

11. Subject: Award a Contract to Hello Housing to administer the City's Below Market Rate (BMR) Housing Program funded through the City's BMR Affordable Housing Fund (AHF)

Recommended Action: 1. Adopt Resolution No. 17-048; recommending approval of the FY 2017-18 consultant for Below Market Rate (BMR) Program Administration to City Council for final adoption

Sinks moved and Scharf seconded to adopt Resolution No. 17-048 approving the FY 2017-18 consultant (Hello Housing) for Below Market Rate (BMR) Program Administration. The motion carried unanimously.

SECOND READING OF ORDINANCES - None

PUBLIC HEARINGS - None

ORDINANCES AND ACTION ITEMS

12. Subject: Community-centered process on a plan for Vallco

Recommended Action: That the City Council: 1. Provide direction regarding the initial phase of a community-centered process on a plan for Vallco; and 2. Approve an increase to the Fiscal Year 2016-17 Planning and Community Development- Mid to Long Range program budget of \$25,000 for the first phase

Written communications for this item included emails to Council.

Assistant City Manager Aarti Shrivastava reviewed the staff report.

Staff answered questions from Council.

The Mayor opened public comment and the following people spoke:

Jennifer Griffin
Pete Heller
Catherine Moore
Lisa Warren

The Mayor closed public comment.

Sinks moved and Chang seconded to 1. Provide direction regarding the initial phase of a community-centered process on a plan for Vallco; and 2. Approve an increase to the Fiscal Year 2016-17 Planning and Community Development- Mid to Long Range program budget of \$25,000 for the first phase. The motion carried with Scharf voting no.

13. Subject: Three Small Cell License Agreements with 1) Crown Castle Ng West, LLC; 2) Mobilitie, LLC; and 3) GTE Mobilnet of California Limited Partnership, d/b/a Verizon Wireless.

Recommended Action: Authorize the City Manager to enter into Small Cell License Agreements with Crown Castle Ng West, LLC; Mobilitie, LLC; and GTE Mobilnet of California Limited Partnership, d/b/a Verizon Wireless.

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

City Engineer Chad Mosely reviewed the staff report via a PowerPoint presentation.

Staff answered questions from Council.

The Mayor opened public comment and the following people spoke:

Jennifer Griffin
Lisa Warren

The Mayor closed public comment.

Sinks moved and Chang seconded to authorize the City Manager to enter into Small Cell License Agreements with Crown Castle Ng West, LLC; Mobilitie, LLC; and GTE Mobilnet of California Limited Partnership, d/b/a Verizon Wireless with the

amendment for staff to ensure a uniform design regardless of the pole types allowed similar to those shown in Exhibit "B" of each of the agreements, that includes: 1) A primary design with a pedestal base and nothing on the pole up to the antenna; and an alternate design option, with a reduced base but with boxes permitted on the poles that could be hidden by signs; and 2) The light fixture for any replaced poles will be changed to an LED fixture with the same color temperature and brightness as the existing fixture; and 3) All other aspects of pole should match, such as the base and paint color.

Councilmember Scharf made a friendly amendment to remove the LED requirement in the streetlights from the motion.

Councilmember Sinks accepted the friendly amendment recognizing that current technology could evolve. The motion carried unanimously.

14. Subject: Comprehensive Financial Reports for Fiscal Year 2015-16
Recommended Action: Accept the City Financial Reports for Fiscal Year ending June 30, 2016

Written communications for this item included a staff PowerPoint presentation.

Director of Administrative Services Kristina Alfaro reviewed the staff report.

Council directed staff to include the Councilmembers on the bi-weekly status updates sent to the Audit Committee.

Paul moved and Chang seconded to accept the City Financial Reports for Fiscal Year ending June 30, 2016. The motion carried unanimously.

REPORTS BY COUNCIL AND STAFF

15. 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

Council concurred to adjourn the next meeting in honor of a Homestead High School student who recently passed away.

At 10:43 p.m., Mayor Vaidhyanathan adjourned the meeting in honor of all of the Asian Pacific Islanders serving Santa Clara County in various capacities.

Kirsten Squarcia, Deputy City Clerk