



PUBLIC WORKS DEPARTMENT

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PLANNING COMMISSION STAFF REPORT

Agenda Date: June 15, 2020

Subject

Review of the Five-Year Capital Improvement Program FY 2021-2025 (2020/2021 to 2024/2025) for consistency with the City's General Plan. (Project Name: Capital Improvement Program; Applicant(s): City of Cupertino; Location: citywide)

Recommended Action

Staff recommends that the Commission:

1. Find the Proposed Capital Improvement Program consistent with the General Plan per the draft resolution (Attachment 1).

Background

Each year the City Council adopts a five-year spending plan for capital improvements throughout the City. The Capital Improvement Program (CIP) is critical because it prioritizes significant city expenditures on capital projects of importance to the City. The City appropriates funding for the first year of the CIP as part of the adoption of the budget for the next fiscal year. Funding is not committed for years two through five of the program, as project priorities may change and project schedules may accelerate or decelerate.

California Government Code § 65401) and chapter 2.32.070.C of the Cupertino Municipal Code (see Attachment 2) require the Planning Commission to review the CIP for consistency with the City's General Plan (General Plan: Community Vision 2015 - 2040). The City Council is responsible for setting CIP projects and funding priorities. The role of the Planning Commission for this item is to review the CIP for consistency with the City's General Plan. Pursuant to Government Code section 65401, "a coordinated program of proposed public works for the ensuing fiscal year... shall be submitted to the county or city planning agency for review and report to [the] official agency as to conformity with the adopted general plan or part thereof. Gov. Code § 65401.

The Proposed CIP FY 2021 Planned 2021-2025 is attached (Attachment 3). Attachment 4 lists the proposed first year capital projects and staff notes describing how the projects relate to the General Plan: Community Vision 2015 - 2040.

Pursuant to the provisions of the California Environmental Quality Act of 1970 (Public Resources Code section 21000 et seq.) ("CEQA"), together with the State CEQA Guidelines (California Code of Regulations, Title 14, Section 15000 et seq.) (hereinafter, "CEQA Guidelines"), City staff has independently studied the proposed action and has determined that the finding of consistency with the General Plan is exempt from CEQA pursuant to CEQA Guideline section 15061(b)(3) in that "it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment." Furthermore, the finding of consistency with the General Plan is not a "project" in that it has no "potential for resulting in either a direct physical change in the environment, or a reasonably foreseeable indirect change in the environment." CEQA Guidelines § 15378(a).

Each project of the Proposed CIP will be evaluated for compliance with CEQA and will be subject to the appropriate level of environmental review.

Discussion

General Plan Consistency

Please refer to Attachment 5 for excerpts of pertinent General Plan: Community Vision 2015 – 2040 policies and text. The General Plan consistency findings are summarized below for fiscal year 2020-21 CIP:

1- Projects that improve the safety and function of the City's primary circulation system.

See Community Vision 2040 Goals M-2, M-3, and M-5 and Community Vision Policies M-10.1 and M-10.3.

Stevens Creek Boulevard Class IV Bikeway Phase 2 - Design
Traffic Calming

2- Transportation projects that manage neighborhood traffic, decrease reliance on the usage of private cars, promote pedestrian activity and provide Safe Routes to Schools.

See Community Vision 2040 Goals M-2, M-3, M-5, and Community Vision Policies M-10.1 and M-10.3.

Stevens Creek Boulevard Class IV Bikeway Phase 2 – Design

Traffic Calming

3- Projects that maintain the usability of and/or expand the capacity, performance, and efficiency of the City's public infrastructure and facilities.

See Community Vision 2040 Goals INF-1, and Community Vision Policy INF-1.1, and Community Vision 20140 Strategy INF-1.1.1 and INF-1.1.2.

Annual Playground Replacement
Blackberry Farm Golf Course Alternatives Analysis
Park Amenity Improvements
Quinlan Community Center Emergency Generator
Quinlan Community Center HVAC Equipment Evaluation
Sports Center Community Needs Analysis
Retaining Wall Repair – Cordova Road

4- Projects that maintain the usability of the City's parks and recreation inventory.

See Community Vision 2040 Goals RPC-1 and Community Vision Policies RPC-2.5, RPC-3.1, RPC-4.1, RPC-7.3, M-1.3, and Community Vision 20140 Strategy RPC-2.5.1.

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Next Steps

The Planning Commission's consistency determination will be considered by the City Council at the June 16, 2020 budget adoption meeting.

Prepared by: Roger Lee, Director of Public Works

Reviewed by: Erick Serrano, Senior Planner

Approved for Submission by: Ben Fu, Director of Community Development

ATTACHMENTS:

- 1- Draft Resolution
- 2- Text of Cal. Government Code § 65401 and Cupertino Municipal Code Section 2.32.070.C
- 3- Proposed Capital Improvement Program - FY 2021 (2020-2021) – First-Year Projects
- 4- Matrix of CIP Projects and General Plan Consistency Notes
- 5- Excerpts of General Plan Policies and Text