



# CITY OF CUPERTINO

## Upcoming Draft Agenda Items

CUPERTINO

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### City Council

**Tuesday, June 15, 2021**

#### **Ceremonial Matters & Presentations**

21-9172                    Subject: Presentation from Destination: Home's Supportive Housing and Innovation Fund

#### **Consent Calendar**

21-9238                    Subject: Execute a contract with Dan Gertmenian for the Math Olympiad education program for the period of August 1, 2021 to August 30, 2024.

20-8555                    Subject: Approve the June 1 City Council minutes

21-9383                    Subject: Approve the May 25 (Teen Commission Interviews) City Council minutes

21-9384                    Subject: Approve the May 24 (Teen Commission Interviews) City Council minutes

21-9385                    Subject: Approve the May 26 City Council minutes

21-9389                    Subject: Consider confirming the rescission of Emergency Order No. 20-01 requiring face coverings for the public to slow the spread of COVID-19

21-9405                    Subject: Accept Accounts Payable for the period ending March 08, 2021

21-9406                    Subject: Accept Accounts Payable for the period ending March 15, 2021

21-9407                    Subject: Accept Accounts Payable for the period ending March 22, 2021

21-9408                    Subject: Accept Accounts Payable for the period ending March 29, 2021

21-9409                    Subject: Accept Accounts Payable for the period ending March 31, 2021

21-9410                    Subject: Accept Accounts Payable for the period ending April 12, 2021

21-9411                    Subject: Accept Accounts Payable for the period ending April 19, 2021

21-9412                    Subject: Accept Accounts Payable for the period ending April 26, 2021

21-9413                    Subject: Accept Accounts Payable for the period ending April 30, 2021

21-9414                    Subject: Accept Accounts Payable for the period ending May 07, 2021

21-9415                    Subject: Accept Accounts Payable for the period ending May 17, 2021

21-9416                    Subject: Accept Accounts Payable for the period ending May 24, 2021

21-9417                    Subject: Accept Accounts Payable for the period ending May 31, 2021

#### **Public Hearings**

Thursday, May 27, 2021

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- 21-9143**            Subject: Consider and approve the Capital Improvement Plan (CIP); and the Recommended Budget for Fiscal Year (FY) 2021-22; and the Adoption of the Recommended Budget; and Establishment of the Appropriation Limit, and related actions; or take other action to approve interim expenditures.
- 21-9386**            Subject: Consider amending Schedule A of the 2021-22 Fee Schedule to incorporate Lobbyist Registration fees
- 21-8966**            Subject: Brush Abatement Program hearing to consider objections to proposed removal of brush and order abatement of the public nuisance and potential fire hazard pursuant to Cupertino Municipal Code (Section 16.40.200) regarding Defensible space (brush) and Resolution No. 21-044.
- 21-9336**            Subject: Consider whether to authorize the formal submission and processing of a General Plan Amendment Authorization for a change to the Land Use Designation from Low Density (1-5 DU/Ac.) to Low/Medium Density (5-10 DU/Ac.), which would allow construction of four small lot single family homes where one single family home currently exists.    Applicant(s): Homestead Homes; Application No(s): GPAAuth-2020-001; Location: 19820 Homestead Road APN# 316-04-064 (Continued from the April 6, 2021 meeting)

**Ordinances and Action Items**

- 21-9218**            Subject: Approval of a Preferential Parking Zone

**Reports by Council and Staff (10 Minutes)**

- 21-8899**            Subject: City Manager update on emergency response efforts
- 21-8905**            Subject: Report on Committee assignments
- 21-9108**            Subject: Brief reports on councilmember activities and brief announcements

**Tuesday, July 20, 2021**

**Consent Calendar**

- 21-9200**            Subject: Approve the June 15 City Council minutes
- 21-9201**            Subject: Approve the July 6 City Council minutes

**Second Reading of Ordinances**

- 21-9367**            Subject: Approval of a Preferential Parking Zone

**Public Hearings**

- 21-9394**            Subject: Substantial Amendments to the FY 2019-20 Annual Action Plan and FY 2015-20 Consolidated Plan to provide funding for the XXX, which is an eligible Department of Housing and Urban Development (HUD) activity in response to Covid-19

**21-9236**            Subject: Hearing to approve lien assessment and collection of fees on private parcels resulting from abatement of public nuisance (weeds and/or brush) for the annual Weed and Brush Abatement Programs.

**21-9338**            Subject: Vesting Tentative Map to replace a previously approved Vesting Tentative Map (TM-2018-03) to add a parcel to separate the affordable housing component from the market rate portion of the Westport Development site; and an Architectural and Site approval to allow .... (Application No(s): TM-2021-002, ASA-2021-XX; Applicant: KY Urban; Location: 21267 Stevens Creek Boulevard APN #326-27-043)

**21-9062**            Subject: Fiscal Year 2021-22 Community Development Block Grant (CDBG) Annual Action Plan

**Ordinances and Action Items**

**21-9123**            Subject: Via-Cupertino Community Shuttle Contact Amendment and Update

**21-9129**            Subject: Consider modifications to the Procedures for Processing General Plan Amendment Applications to implement the Fiscal Year 2020/21 City Work Program items related to quality of life. (Application No. CP-2020-003; Applicant: City of Cupertino; Location: City-Wide). (Tabled on February 2, 2021).

**Reports by Council and Staff (10 Minutes)**

**21-9110**            Subject: Brief reports on councilmember activities and brief announcements

**21-9177**            Subject: City Manager update on emergency response efforts

**21-9189**            Subject: Report on Committee assignments



CUPERTINO

# CITY OF CUPERTINO

## Upcoming Draft Agenda Items

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### City Council

#### Date to be Determined

#### Study Session

- 17-3360      Subject: Annual Placeholder for 2nd meeting in May - Budget Study Session (Ongoing)
- 17-3361      Subject: Annual Placeholder for 2nd meeting in February - Study Session on Council Work Program for fiscal year (Ongoing)
- 19-5827      Subject: Study Session on the process to review development applications and determine consistency with the General Plan policies and Zoning Code regulations. (Chao/Paul added 7/16/19).
- 19-5915      Subject: Study Session regarding potential voluntary community benefits that would advance General Plan policies (Chao/Willey added 7/16/19).
- 19-6198      Subject: Placeholder for amending fee schedule (April 2020), including an increase on the retrieval of temporary signs picked up from right of way (real estate and/or political signs)
- 19-6264      Subject: Study Session regarding status of the Objective Standards Update to General Plan and Zoning Ordinance FY-2019-2020 Work Program Item (Application No.: CP-2019-03; Applicant: City of Cupertino; Location: City-wide), provide direction to staff (continued from 10/1/19). SPECIAL MEETING?
- 19-6267      Subject: Study Session to look at the Environmental Review Committee (ERC) scope and amend the Cupertino Municipal Code to reflect the additional scope (Paul/Chao 8/6/19), (Paul/Scharf 10/1/19).
- 19-6347      Subject: Discussion of De Anza student housing issues (Scharf/Chao added 10/15/19).
- 19-6595      Subject: Study Session on Apple's bay area affordable housing projects (Willey/Paul added on 11/19/19).
- 19-6767      Subject: Study Session on easements (Scharf added 12/17/19)
- 19-6769      Subject: Study Session on housing with concurrent draft survey (Willey/Scharf added 12/17/19)
- 20-7303      Subject: Continued Study Session on Density Bonus Law (Chao/Scharf added 4/7/20)
- 20-7774      Subject: Fiber Optics Wireless Master Plan
- 21-8725      Subject: Study session on Lehigh and Steven Creek Quarry updates
- 21-8727      Subject: Study session on motorized mobile vending

**21-9156**                    Subject: Study Session on traffic and transportation in the Steven's Creek Corridor (Willey/Paul added on 4/20/21)

**Council Goal Setting**

**19-6496**                    Subject: Work Program update (Ongoing)

**19-6274**                    Subject: Annual Placeholder - Council Goal Setting (late Feb) (Ongoing)

**Ceremonial Matters & Presentations**

**19-6199**                    Subject: Annual placeholder to present proclamation declaring one week in May as National Public Works Week (Ongoing)

**18-4445**                    Subject: Annual Placeholder for second meeting in September - Proclamation declaring the 2nd week in October as Code Enforcement Officer Appreciation Week. (Ongoing)

**Consent Calendar**

**17-3362**                    Subject: Annual Placeholder for first meeting in March - Approve the City Work Program (Ongoing)

**17-3363**                    Subject: Annual Placeholder for first meeting in June in even-numbered years - Call an election for Councilmembers

**19-6295**                    Subject: Award of the City Bridge Maintenance Repairs

**19-6296**                    Subject: Award of the Regnart Road Improvements Phase 1 project

**20-8520**                    Subject: Review existing policy for naming public buildings, donation, and recognition strategies (Chao/Scharf added 12/1/20).

**Public Hearings**

**21-8881**                    Subject: Development and Architectural and Site Permits to allow the construction of a new multi-storage facility (Cupertino Loc-N-Stor) with a total gross building area of 171,922 square feet; a Fence Exception to allow electronic vehicle entry and exit gates; and a Tree Removal Permit to allow the removal and replacement of eight (8) development trees. Application No(s): DP-2019-05, ASA-2019-05, EXC-2019-04, TR-2019-048; Applicant(s): Emilia Samudio (Bass Cupertino, LLC); Location: 10655 Mary Avenue APN #326-06-050

**15-0973**                    Subject: HOC setback requirements

**20-7881**                    Subject: Municipal Code Amendment to allow for updates to Chapter 19.104, Signs. Application No(s): MCA-2020-003; Applicant(s): City of Cupertino; Location: Citywide

**20-8112**                    Subject: Consider a municipal code amendment for balconies and R1 objective standards (Chao/Scharf 8/18/20, Moore/Willey 1/19/21)

**Ordinances and Action Items**

- 20-8202            Subject: Amendment to Funding Agreement Between the City of Cupertino and Santa Clara Valley Transportation Authority (VTA) and Request for Additional Funding for the I-280/Wolfe Road Interchange Improvement Project
- 20-8323            Subject: Municipal Code Amendments related to Temporary Signs (Willey/Scharf added 10/20/20)
- 20-8438            Subject: Municipal Code Amendment to expand the scope of the Housing Commission to include social services
- 20-8519            Subject: Discussion regarding nonprofit funding as a budget line item (Chao/Scharf added 12/1/20).
- 20-7344            Subject: Discuss the City's position on development (Willey/Chao added 4/22/20)
- 20-7609            Subject: Consider Establishing Library Field as a City Park (Chao/Scharf added 5/19/20)
- 20-7671            Subject: Revisit establishing a transportation commission before the start of the annual commission recruitment cycle in September (Chao/Paul added 6/2/20) \*
- 19-6712            Subject: Take position on PG&E regarding separate district
- 19-6771            Subject: Via Pilot Shuttle and AB 5 Update
- 20-7212            Subject: RV parking ordinance
- 20-7233            Subject: Sales tax for 2022
- 20-7234            Subject: Transient occupancy tax (TOT) increase for 2022
- 19-5786            Subject: Satellite Community Garden
- 18-4699            Subject: Annual Placeholder for 2nd meeting in December - Council Committee appointments (Ongoing)
- 21-8919            Subject: Resolution in support of a carbon fee to address climate change (Wei/Willey added 3/2/21)
- 21-9121            Subject: Discuss subcommittee members being present at all stakeholder interviews related to objective design standards for residential and mixed-use residential projects. (Continued from April 6).
- 21-9388            Subject: Farmers Market discussion
- 21-8836            Subject: Review the Vallco process for the tentative map and findings, polychlorinated biphenyl (PCB) investigation report, and status of the final map for Council approval (Moore/Willey added 2/16/21)
- 21-8838            Subject: Request that Verizon and other carriers make communications regarding cell sites available for public records requests (Chao/Willey added 2/16/21)

**Reports by Council and Staff (10 Minutes)**

- 19-5610            Subject: City Hall Update



**Santa Clara County Office of the Sheriff**  
**Weekly Activity Summary**  
**5/10/2021 – 5/16/2021**  
**CUPERTINO**



**PATROL ACTIVITY SUMMARY**

DATE	BEAT	ACTIVITY	COMMENTS
5/10	C3	Shoplifting	At 11:52 AM on 5/6, an unknown suspect took about \$400 of store merchandise without paying from Target in the Bottegas Cupertino shopping center on Stevens Creek Boulevard.
5/10	C8	Grand Theft	Between 8:00 PM on 5/8 and 11:00 AM on 5/9, unknown suspect(s) stole two bicycles from the unsecured patio area of a residence in the 21000 block of Red Fir Court for a total loss of about \$1,386.
5/10	C9	Petty Theft	At 8:45 PM on 5/8, unknown suspect(s) stole unattended laundry from a communal laundry room at the Gardens of Fontainbleu Apartments on Miller Avenue for a total loss of about \$500.
5/10	C4	Non-Injury Collision	Occurred at 10:27 AM at Vista and Lazaneo Drives.
5/10	C3	Petty Theft	At 8:14 PM, unknown suspect(s) stole a bag containing tools from the side yard of a residence in the 20000 block of Dunbar Drive for a total loss of about \$500.
5/10	C3	Possession of a Controlled Substance and Drug Paraphernalia ARREST	At 10:14 PM, deputies stopped a bicyclist in the 20000 block of Stevens Creek Boulevard for a traffic violation. An investigation revealed the suspect bicyclist was in possession of Methamphetamine and drug paraphernalia, in violation of the suspect's probation terms. The suspect was cited and released.
5/11	C3	Grand Theft	Between 4:00 PM on 5/10 and 12:00 PM on 5/11, unknown suspect(s) stole a catalytic converter from a vehicle parked in the 21000 block of Rumford Drive for a total loss of about \$2,000.
5/11	C3	Grand Theft	Between 9:00 PM on 5/10 and 6:30 AM on 5/11, unknown suspect(s) broke the locks of exterior toolboxes on a truck parked at the Cupertino Hotel on N. De Anza Boulevard and stole tools for a total loss of about \$8,500.
5/11	C7	Non-Injury Collision	Occurred at 1:28 PM at S. De Anza Boulevard and Wildflower Way.
5/11	C5	Injury Collision	Occurred at 2:16 PM at Homestead Road and N. Tantau Avenue.
5/11	C5	Non-Injury Collision	Occurred at 3:04 PM at Homestead Road and N. Tantau Avenue.
5/11	C2	Injury Collision	Occurred at 3:06 PM at N. Foothill and Vista Knoll Boulevards.
5/11	C5	Vehicle Burglary	Between 5:05 PM and 5:17 PM, unknown suspect(s) broke through the windows of two vehicles parked at Cupertino Village shopping center on N. Wolfe Road and stole two backpacks containing personal effects for a total loss of about \$200.
5/12	C9	Non-Injury Collision	Occurred at 12:59 PM at Parkside Lane and Rodrigues Avenue.
5/13	C3	Non-Injury Collision	Occurred at 8:16 AM at Homestead and N. Stelling Roads.
5/13	C5	Trespassing ARREST	At 3:41 PM, deputies responded to a disturbance call at Mod Pizza in the Cupertino Village shopping center on N. Wolfe Road. An investigation resulted in the arrest of the suspect after previous admonishments not to return to the premises. The suspect was booked into Main Jail.

**PATROL ACTIVITY SUMMARY**

<b>DATE</b>	<b>BEAT</b>	<b>ACTIVITY</b>	<b>COMMENTS</b>
5/13	C5	Petty Theft	Between 3:45 PM and 3:50 PM, unknown suspect(s) stole a purse left unattended on a bench near the 99 Ranch Market in the Cupertino Village shopping center on N. Wolfe Road for a total loss of about \$710.
5/14	C7	Vehicle Tampering, Petty Theft	Between 7:00 PM on 5/13 and 7:40 AM on 5/14, unknown suspect(s) tampered with a vehicle parked in the 22000 block of Santa Paula Avenue and stole the front license plate. The monetary loss of the license plate was not provided.
5/14	C9	Robbery	At 12:45 PM, an unknown suspect approached the victim from behind while the victim was walking on S. Blaney Avenue at La Mar Drive and ripped a necklace from the victim's neck. The suspect then demanded the victim give him her earrings, to which the victim complied for a total loss of about \$100.
5/15	C5	Commercial Burglary, Resist Arrest ARREST	At 5:25 PM, deputies responded to Alexander's Steakhouse at Main Street Cupertino on Stevens Creek Boulevard on report of someone using a fraudulent credit card to pay for a food order. The suspect ran from deputies, but was ultimately detained, arrested, and booked into Main Jail.
5/16	C3	False Tabs, Possession of a Controlled Substance and Drug Paraphernalia ARREST	At 2:58 AM, deputies stopped a motorist at N. Stelling and Homestead Roads for driving a vehicle with expired registration while displaying a fraudulent registration tab. An investigation revealed the suspect driver was also in possession of a controlled substance and drug paraphernalia. The suspect was cited and released.





**Santa Clara County Office of the Sheriff**  
**Weekly Activity Summary**  
**5/17/2021 – 5/23/2021**  
**CUPERTINO**



**PATROL ACTIVITY SUMMARY**

DATE	BEAT	ACTIVITY	COMMENTS
5/17	C3	Theft by False Pretenses	Sometime in April of 2021, unknown suspect(s) telephoned the elderly victim and convinced her she was in legal trouble with a foreign government. One suspect then picked up the victim from her home in the 20000 block of Garden Gate Drive and drove the victim to several banks and had the victim open accounts, obtain loans and make withdrawals for a total loss of about \$250,000.
5/17	C4	Grand Theft	Between 3:00 PM on 5/6 and 2:00 PM on 5/13, unknown suspect(s) stole a catalytic converter from a vehicle parked in the 20000 block of Lucille Avenue for a total loss of about \$3,000.
5/17	C9	Petty Theft	Between 9:00 AM on 5/8 and 5:45 AM on 5/17, unknown suspect(s) entered a vehicle parked in the 10000 block of Lindsey Lane and stole the radio's faceplate for a total loss of about \$100. It is unknown if the vehicle was locked.
5/17	C5	Criminal Threats	At 7:00 AM on 5/12, the victim reports that the suspect made criminal threats towards her while at the Apple Visitor Center on N. Tantau Avenue. The suspect is known and the case will be submitted to the DA's Office for review.
5/17	C7	Mail Theft	Between 8:00 PM on 5/13 and 8:45 PM on 5/14, unknown suspect(s) stole mail of no value from the mailbox of a residence in the 10000 block of Imperial Avenue.
5/17	C3	DUI ARREST	At 10:54 PM, deputies contacted a motorist stopped in the bicycle lane at N. De Anza Boulevard and Interstate 280 who appeared to be slumped over in the driver's seat. An investigation revealed the suspect was driving under the influence of alcohol. The suspect was arrested and booked into Main Jail.
5/18	C3	Petty Theft	Between 9:00 PM on 5/17 and 6:45 AM on 5/18, unknown suspect(s) stole a bicycle from the front porch of a residence in the 10000 block of Anson Avenue for a total loss of about \$600.
5/18	C9	Identity Theft	On 5/18, the victim business owner of QQ Noodle on S. Blaney Avenue reported that unknown suspect(s) used the business information to obtain a shipping and receiving account through a mail courier company for a total loss of about \$534.
5/18	C9	Residential Burglary	Between 10:50 AM and 11:40 AM, unknown suspect(s) entered a residence in the 10000 block of E. Estates Drive by removing a screen to an open window and stole camera equipment, cellular phone, and social security card for a total loss of about \$5,150.
5/18	C9	Residential Burglary	At 12:30 PM, the suspect entered a residence in the 10000 block of Johnson Avenue through an open garage door and stole a camera for a total loss of about \$60. The suspect is known and at large.

**PATROL ACTIVITY SUMMARY**

<b>DATE</b>	<b>BEAT</b>	<b>ACTIVITY</b>	<b>COMMENTS</b>
5/18	C9	Vandalism ARREST	At 1:33 PM, deputies responded to a disturbance call at the Pacific Rim shopping center on Bollinger Road on report of someone vandalizing businesses there. An investigation revealed the suspect kicked and hit the front doors and a window of two businesses causing damage. The total amount of damage was about \$4,500. The suspect was arrested and booked into Main Jail.
5/19	C8	Reckless Evading, Possession of a Loaded Firearm and Stolen Vehicle ARREST	At 1:50 AM, deputies attempted an investigative stop of a motorist at Rodrigues Avenue and S. De Anza Boulevard, but the suspect driver did not yield and recklessly evaded. The vehicle eventually stopped, and an investigation revealed the vehicle was previously stolen from Sunnyvale and there was a loaded firearm inside the car. The suspect driver was arrested and booked into Main Jail, and a suspect passenger was arrested and booked into Juvenile Hall.
5/19	C7	Residential Burglary	At 8:27 AM, the victim discovered that unknown suspect(s) entered a storage shed at the victim's residence in the 10000 block of S. Foothill Boulevard by forcing a door open and stole sports equipment for a total loss of about \$11,700.
5/19	C4	Non-Injury Collision	Occurred at 12:34 PM at Randy Lane and Merritt Drive.
5/20	C5	Vehicle Burglary	Between 7:00 PM on 5/19 and 5:42 AM on 5/20, unknown suspect(s) pried open the locked toolboxes in the bed of a truck parked at the Hilton Garden Inn hotel on N. Wolfe Road and stole several power tools for a total loss of about \$4,000.
5/20	C3	Petty Theft	Between 7:38 PM on 5/19 and 10:40 AM on 5/20, unknown suspect(s) stole two bicycles from the Villages at Cupertino Apartment Homes on Valley Green Drive for a total loss of about \$810.
5/20	C2	Identity Theft	On 5/20, the victim reported that unknown suspect(s) used the victim's personal information to access the victim's bank account and made unauthorized transfers, withdrawing a total of about \$27,000. The victim lives in Cupertino.
5/20	C4	Reckless Evading, Throw Object at Vehicle on Roadway	At 12:56 AM, deputies stopped a motorist at N. De Anza Boulevard and Lazaneo Drive for mechanical and traffic violations, but then the suspect motorist drove off as the deputy approached the vehicle on foot. The suspect driver recklessly evaded, and suspect(s) inside the vehicle threw tools out the window almost hitting a patrol vehicle. The suspect(s) are unknown and at large.
5/20	C9	Robbery ARREST	At 5:32 PM, deputies responded to a robbery call at The Marketplace shopping center on Stevens Creek Boulevard. An investigation revealed one suspect was known to the victim, set-up the meeting and lured the victim to the rear of the shopping center, where another suspect brandished a firearm and forced the victim to withdraw money from a nearby bank ATM for a total loss of about \$1,000. One suspect was arrested and booked into Main Jail. The other is known and at large.
5/20	C3	Robbery	At 6:53 PM, the suspect approached the victim from behind in the Valley Green Apartments complex on Valley Green Drive and forcefully ripped a gold necklace from the victim before fleeing the scene in a waiting getaway vehicle for a total loss of about \$5,000. The suspect(s) are unknown and at large.

**PATROL ACTIVITY SUMMARY**

<b>DATE</b>	<b>BEAT</b>	<b>ACTIVITY</b>	<b>COMMENTS</b>
5/21	C4	Commercial Burglary	At 10:57 AM, an unknown suspect entered the Pacific Workplaces office suites building on Stevens Creek Boulevard and stole an electronic tablet and a laptop from a conference room for a total loss of about \$3,000.
5/22	C6	Injury Collision	Occurred at 3:25 PM at Stevens Canyon Road and Ricardo Road.
5/22	C9	Possession of a Controlled Substance and Drug Paraphernalia ARREST	At 11:37 PM, deputies stopped a motorist at Stevens Creek Boulevard and Calvert Drive for a traffic violation. An investigation revealed the suspect driver was in possession of a controlled substance and drug paraphernalia and had three outstanding warrants. The suspect was arrested and booked into Main Jail.
5/23	C7	Vehicle Burglary	Between 1:10 PM and 2:10 PM, unknown suspect(s) broke through a window of a vehicle parked at the McClellan Ranch Preserve on McClellan Road and stole a cellular phone and a purse for a total loss of about \$700.
5/23	C7	DUI, Unlicensed Driver ARREST	At 11:40 PM, deputies stopped a motorist at Prospect and S. Stelling Roads for a traffic violation. An investigation revealed the suspect was driving without a valid license while under the influence of alcohol, Marijuana, and prescription pills. The juvenile suspect was cited and released to parents.