



CUPERTINO

# CITY OF CUPERTINO

## Upcoming Draft Agenda Items

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### City Council

**Tuesday, September 21, 2021**

#### **Study Session**

21-9544            Subject: Study Session to provide an update on the Pre-Approved Accessory Dwelling Unit Program and Accessory Dwelling Unit implementation

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

21-9736            Subject: Proclamation recognizing September as Suicide Prevention Awareness Month

21-9764            Subject: Certificates of recognition to the Cupertino Safe Routes to School (SR2S) Student Video Contest winners

21-9787            Subject: Proclamation recognizing September 21 as World Health Organization's Alzheimer's Awareness Day

#### **Consent Calendar**

21-9704            Subject: Consider Approval of a Contract between the City of Cupertino and Miracle Play Systems, Inc. for the Purchase and Installation of Themed Playground Equipment at Creekside Park Tot Lot.

21-9205            Subject: Approve the September 7 City Council minutes

21-9793            Subject: Consider Potential Application for Pedestrian Pathway Easement Vacation Near 20138 Rodrigues Avenue.

21-9721            Subject: Consider an Increase in the Contract for Esherick, Homsey, Dodge and Davis Architects (EHDD) in the amount of \$xx.00 for the Library Expansion Project.

#### **Ordinances and Action Items**

21-9836            Subject: Consider adopting a resolution approving the addition of a Suicide Prevention Policy

21-9792            Subject: Consider adjustments to the revised Athletic Field Use Policy

21-9737            Subject: Update on Housing Element and Housing Survey

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

21-9193            Subject: Report on Committee assignments

21-9114            Subject: Brief reports on councilmember activities and brief announcements

21-9181            Subject: City Manager update on emergency response efforts

**Tuesday, October 5, 2021**

**Consent Calendar**

**21-9206**                    Subject: Approve the September 21 City Council minutes

**Public Hearings**

**21-9705**                    Subject: Consider an appeal of the Planning Commission's approval of a Two-Story Permit to allow for a new 2,922 square-foot two-story home with a 746 square-foot attached accessory dwelling unit and a Minor Residential Permit to allow for a new second-story balcony. (Application Nos.: R-2020-035, RM-2020-023; Applicant: Smart Lily, LLC.; Property Owners: Tariqul Khan and Chaman Hafiz; Appellants: Jitesh Vadhia and Chih-Lung Lin; Location: 1506 Primrose Way; APN # 366-15-018)

**Ordinances and Action Items**

**21-9621**                    Subject: Density Bonus Ordinance

**21-9690**                    Subject: Consider for the Future Operations of the Municipal Water System 1) Key New Long-Term Lease Provisions for Request for Proposal; and 2) Amendment of the Current Lease Agreement with the San Jose Water Company to Extend the Time of the Lease.

**21-9400**                    Subject: Consider Conducting a First Reading of an Ordinance Related Senate Bill (SB) 1383 for the Reduction of Organics to Landfill.

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

**21-9194**                    Subject: Report on Committee assignments

**21-9182**                    Subject: City Manager update on emergency response efforts

**21-9115**                    Subject: Brief reports on councilmember activities and brief announcements



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## 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)

21-9522            Subject: Consider incorporating shadow study requirements with objective standards (Moore/Chao/Willey added on 6/15/21)

21-9644            Subject: City Facilities Discussion

### **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

21-9683            Subject: Consideration of Hybrid Meetings Policy

21-9720            Subject: Consider Authorizing the City Manager to Execute the Fourth Amendment to the Funding Agreement between the City of Cupertino and the Santa Clara Valley Transportation Authority (VTA) for the I-280/Wolfe Road Interchange Improvements Project, Authorizing the Contribution of \$600,000 of Cupertino's Guaranteed Allocation of 2016 Measure B Local Streets & Roads Funding Towards the Project, for a Total Contribution to Date of \$2.54 Million.

21-9401            Subject: Consider Award of the Sustainable Infrastructure Project.

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

### **Public Hearings**

20-7772            Subject: City of Cupertino Assessment of Fair Housing (AFH)

- 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: Heart City of the Specific Plan area 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)

Wednesday, September 08, 2021

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- 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).
- 21-8836**            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)
- 21-9523**            Subject: Consider adding a rainbow stripe in front of De Anza College between De Anza College and the Westport development (Chao/Moore added on 6/15/21)
- 21-9524**            Subject: Consider conducting a follow-up study to the housing survey including extending the Housing Survey Subcommittee and adding staff and funding for identifying housing sites (Chao/Willey added on 6/15/21)
- 21-9388**            Subject: Farmers Market discussion

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

- 19-5610**            Subject: City Hall Update



**Santa Clara County Office of the Sheriff**  
**Weekly Activity Summary**  
**8/23/2021 – 8/29/2021**  
**CUPERTINO**



**PATROL ACTIVITY SUMMARY**

DATE	BEAT	ACTIVITY	COMMENTS
8/23	C1	Attempted Residential Burglary	Between 9:00 AM on 8/17 and 10:00 AM on 8/19, unknown suspect(s) attempted to enter a residence on the 22000 block of Lazy Oak Court. There were signs of forced entry to the garage door, but the suspect(s) were not able to get inside. The total amount of damage was about \$1500.
8/23	C2	Identity Theft	Between 8:00 AM on 8/19 and 2:34 PM on 8/23, unknown suspect(s) used the victim's social security number to fraudulently open a checking account. The victim lived on the 21000 block of Corte Madera Lane.
8/23	C4	Grand Theft, Vehicle Tampering	Between 1:05 AM and 1:17 AM on 8/21, unknown suspect(s) stole a catalytic converter from a parked vehicle on the 10000 block of Parlett Place for a total loss of about \$6000.
8/23	C9	Trespassing	At 11:15 PM on 8/21, four unknown suspects threw eggs at parked vehicles and apartment buildings on the 10000 block of Millar Avenue. There was no damage to any property and the suspects remain at large.
8/23	C3	Minor Injury Collision	Occurred at 7:27 AM at Valley Green Drive and N. Stelling Road.
8/23	C3	Non-Injury Collision	Occurred at 12:43 PM at Wolfe Road and I-280.
8/24	C2	Residential Burglary, Vehicle Tampering	Between 12:30 AM and 10:00 AM, unknown suspect(s) entered an unlocked vehicle and unlocked residence on the 22000 block of Stevens Creek Boulevard. The suspect(s) stole the victim's computer, credit cards, identification cards and a COVID-19 vaccination card for a total loss of about \$1200.
8/24	C4	Possession of Burglary Tools, Unlicensed Driver ARREST	At 1:53 AM, deputies stopped a motorist on N. De Anza Boulevard at Homestead Road for a mechanical violation. An investigation revealed the driver was unlicensed and was in possession of several shaved keys (burglary tools). The suspect was cited and released.

**PATROL ACTIVITY SUMMARY**

<b>DATE</b>	<b>BEAT</b>	<b>ACTIVITY</b>	<b>COMMENTS</b>
8/24	C2	Minor Injury Collision	Occurred at 8:46 AM at Foothill Expressway and I-280.
8/24	C3	Non-Injury Collision	Occurred at 12:19 PM at Homestead Road and Sunnysvale Saratoga Road.
8/24	C9	Minor Injury Collision	Occurred at 3:22 PM at Stevens Creek Boulevard and N. Blaney Avenue.
8/24	C3	Grand Theft	Between 5:00 PM and 9:40 PM, unknown suspect(s) stole a bicycle from the 21000 block of Homestead Road for a total loss of about \$1700.
8/25	C4	Stolen Vehicle	Between 1:30 PM on 8/22 and 7:25 PM on 8/25, unknown suspect(s) stole a vehicle that was parked on Lazaneo Drive and Parlett Place for a total loss of about \$11,000.
8/25	C8	Hit-and-Run	At 1:01 PM, deputies noticed a street sign that was knocked down on McClellan Road at Rose Blossom Drive. Deputies were unable to locate any suspect(s) and took a report.
8/25	C9	Non-Injury Collision	Occurred at 3:54 PM at Torre Avenue and Rodrigues Avenue.
8/26	C7	Theft by False Pretenses	Between 12:00 AM on 8/4 and 12:00 AM on 8/6, unknown suspect(s) fraudulently scammed a victim online. The victim lived on the 7000 block of Jeanette Court and had a total loss of about \$68,000.
8/26	C4	Hit-and-Run	Occurred at 4:40 PM at Via Lombardi and Via Volante. Deputies were unable to locate any suspect(s) and took a report.
8/26	C9	Grand Theft, Vehicle Tampering	Between 5:05 PM and 5:08 PM, unknown suspect(s) stole a catalytic converter from a parked vehicle on the 10000 block of Sterling Boulevard for a total loss of about \$1700.
8/27	C5	Petty Theft	Between 12:00 PM on 8/21 and 9:00 PM on 8/26, unknown suspect(s) entered a vehicle on the 19000 block of Pruneridge Avenue and stole a cell phone, sunglasses, and jumper cables for a total loss of about \$300. There were no signs of forced entry into the vehicle.
8/27	C4	Vehicle Burglary	Between 12:00 AM and 7:50 AM, unknown suspect(s) broke into a parked vehicle on the 20000 block of Homestead Road. The suspect(s) shattered the windows and stole the victim's watch and camera for a total loss of about \$720.



**PATROL ACTIVITY SUMMARY**

DATE	BEAT	ACTIVITY	COMMENTS
8/27	C9	False Information to a Peace Officer, Ignition Interlock Device Required, Driving with a Suspended License, Warrants ARREST	At 2:55 AM, deputies stopped a motorist on Stendhal Lane at Shadygrove Drive for expired registration. The driver had a suspended license and did not have an ignition interlock device installed in this vehicle. The driver provided deputies with a false name and date of birth and the passenger had several outstanding warrants. Both suspects were arrested and booked into the Main Jail.
8/27	C9	Vandalism	At 3:30 AM, a suspect intentionally drove a vehicle into the garage of a residence on the 10000 block of Calvert Drive. The total amount of damage was estimated at about \$3600. The suspect is known and at large.
8/27	C4	Residential Burglary, Disconnect Electricity	Between 8:10 AM and 1:00 PM, unknown suspect(s) shut off the electricity to a residence on the 10000 block of Blaney Avenue and stole jewelry for a total loss of about \$8200.
8/27	C7	Non-Injury Collision	Occurred at 11:33 AM at Orange Avenue and Alcazar Avenue.
8/27	C3	Driving Under the Influence ARREST	At 5:40 PM, deputies stopped a motorist on Stevens Creek Boulevard and Mann Drive for driving erratically and being unable to maintain lanes. After conducting field sobriety tests, deputies determined the suspect was driving while under the influence. The suspect was arrested and booked into the Main Jail.
8/28	C3	Hit-and-Run	Occurred at 5:21 PM at Stevens Creek Boulevard and Saich Way. Deputies were unable to locate any suspect(s) and took a report.
8/29	C9	Driving Under the Influence ARREST	At 12:45 AM, deputies stopped a motorist on Lawrence Expressway at Mitty Way for driving erratically and being unable to maintain lanes. After conducting field sobriety tests, deputies determined the suspect was driving while under the influence. The suspect was arrested and booked into the Main Jail.
8/29	C2	Felony Vandalism, Conspiracy, Trespassing, Possession of an Aerosol Container for Graffiti, Resisting a Peace Officer ARREST	At 3:12 PM, deputies responded to the 10000 block of Creston Drive for a report of three suspects vandalizing property with spray paint. The suspects attempted to run away from responding deputies and were ultimately detained. Two suspects were arrested and booked into the Main Jail and the third suspect is at large.
8/29	C7	False Registration Tabs, Unlicensed Driver ARREST	At 10:48 PM, deputies stopped a motorist on Highway 85 at De Anza Boulevard for expired registration while the vehicle displayed a current registration tab. An investigation revealed the suspect driver affixed the fraudulent tab to avoid registration requirements. The suspect was cited and released.



**Santa Clara County Office of the Sheriff**  
**Weekly Activity Summary**  
**8/30/2021 – 9/5/2021**  
**CUPERTINO**



**PATROL ACTIVITY SUMMARY**

DATE	BEAT	ACTIVITY	COMMENTS
8/30	C9	Theft by Credit Card	Between 6:03 PM and 7:36 PM on 7/22, unknown suspect(s) used the victims' credit card information to make fraudulent purchases totaling approximately \$2,565. The victims live in Cupertino.
8/30	C9	Forgery	Between 8/2 and 8/3, unknown suspect(s) altered two checks, obtained using unknown means, and cashed the checks for a total loss of about \$5,075. The victim lives in Cupertino.
8/30	C4	Theft by False Pretenses	Between 8/2 and 8/4, unknown suspect(s) telephoned the victim and claimed the victim was a sweepstakes winner but would need to send money first to claim the winnings, so the victim sent three checks totaling \$7,385. The victim lives in Cupertino.
8/30	C5	Grand Theft	Between 5:00 PM on 8/28 and 8:00 PM on 8/30, unknown suspect(s) stole a catalytic converter from a vehicle parked at The Hamptons Apartment Homes on Pruneridge Avenue for a total loss of about \$1,500.
8/30	C5	Vehicle Burglary	Between 7:30 PM on 8/29 and 4:30 PM on 8/30, unknown suspect(s) broke through a window of a vehicle in the parking garage at Main Street Cupertino on Stevens Creek Boulevard and took a cell phone charger for a total loss of about \$40.
8/30	C5	Vehicle Burglary	Between 12:00 AM and 9:00 AM, unknown suspect(s) broke through a window of a vehicle parked at The Hamptons Apartment Homes on Pruneridge Avenue. The vehicle was searched, but nothing was stolen.
8/30	C4	Possession of Drug Paraphernalia and Controlled Substances ARREST	At 12:17 AM, deputies stopped a motorist at N. De Anza Boulevard and Infinite Loop for a mechanical violation. An investigation revealed the suspect driver was in possession of Heroin, Methamphetamine, and drug paraphernalia. The suspect was cited and released.
8/30	C8	DUI ARREST	At 2:55 AM, deputies stopped a motorist at S. De Anza Boulevard and Highway 85 for a traffic violation. An investigation revealed the suspect was driving under the influence of alcohol. The suspect was arrested and booked into Main Jail.
8/31	C4	Non-Injury Collision	Occurred at 9:32 AM at Cartwright Way and Vista Drive.
8/31	C9	Petty Theft	At 9:55 AM, an unknown suspect entered Galpao Gaucho Steakhouse in The Marketplace shopping center on Stevens Creek Boulevard and stole an electronic tablet from the hostess stand for a total loss of about \$300.
8/31	C5	Vehicle Burglary	Between 2:25 PM and 3:40 PM, unknown suspect(s) broke through a window of a vehicle parked at the Cupertino Lofts on Vallco Parkway and stole a backpack, camera, cash, and diaper bag for a total loss of about \$430.

**PATROL ACTIVITY SUMMARY**

<b>DATE</b>	<b>BEAT</b>	<b>ACTIVITY</b>	<b>COMMENTS</b>
9/2	C9	Check Fraud	Between 8/26 and 9/2, unknown suspect(s) contacted the victim regarding the victim's online posting offering stereo equipment for sale. The suspect(s) sent the victim a check well over the victim's asking price with instructions to send the overage to another party. The victim recognized the check was fraudulent and did not deposit the check nor send the equipment.
9/2	C4	Check Fraud, Forgery, Grand Theft, Commercial Burglary	At 2:20 PM, unknown suspect(s) entered a bank in San Jose with altered and forged checks stolen from a business in the 10000 block of Vista Drive and cashed a check for a total loss of about \$1,600.
9/3	C3	Injury Collision	Occurred at 8:59 AM at Homestead Road and N. De Anza Boulevard.
9/3	C1	Grand Theft	Between 12:00 PM and 5:00 PM, unknown suspect(s) entered an apartment at The Forum at Rancho San Antonio on Cristo Rey Drive and stole jewelry for a total loss of about \$5,000.
9/3	C7	Injury Collision	Occurred at 3:03 PM at Hyannisport Drive and Bubb Road.
9/4	C3	Petty Theft	At 1:16 PM, an unknown suspect cut a lock and stole a bicycle from a bike rack in front of Target in the Bottegas Cupertino shopping center on Stevens Creek Boulevard for a total loss of about \$306.
9/5	C5	Non-Injury Hit and Run Collision	Occurred at 4:43 PM at Stevens Creek Boulevard and Finch Avenue.
9/5	C8	Injury Collision	Occurred at 7:30 PM at N. De Anza and Stevens Creek Boulevards.
9/5	C8	Non-Injury Hit and Run Collision	Occurred at 8:18 PM at N. De Anza and Stevens Creek Boulevards.
9/5	C3	Possession of a Controlled Substance and Misappropriated Property ARREST	At 11:05 PM, deputies responded to a disturbance call at the Homestead Square shopping center on Homestead Road. An investigation revealed the suspect was in possession of a controlled substance and a driver's license not belonging to the suspect, in violation of the suspect's parole terms. The suspect was arrested and booked into Main Jail.