



Kitty Moore <ckittymoore@gmail.com>

Candidate Records Request - Records Attached

1 message

Kirsten Squarcia <KirstenS@cupertino.org>

Mon, Oct 26, 2020 at 3:03 PM

Hello Candidates,

A candidate requested the following records relating to Friends of Better Cupertino v. City of Cupertino (SB 35 Vallco Project). Attached are the records that were released in response.

Regards, Kirsten

Vallco SB 35 attorney fees and the reimbursements to the city per the September 21, 2018 approval from January 1, 2018 to the present.

Vallco Indemnification Clause from the 180-Day

ATTACHMENT C

STANDARD PROJECT REQUIREMENTS AND

PROJECT IMPLEMENTATION REQUIREMENTS, Dated September 21, 2018

39. INDEMNIFICATION

Except as otherwise prohibited by law, the Applicant shall indemnify, defend with legal counsel approved by the City, and hold harmless the City, its City Council, and its officers, employees and agents (collectively, the "indemnified parties") from and against

any claim, action, or proceeding brought by a third party against one or more of the indemnified parties or against the Applicant, to attack, set aside, or void the City's approval of this project or any permit or approval authorized hereby for the project,

including (without limitation) reimbursing the City for its actual attorneys' fees and costs incurred in the defense of any claim or litigation.

The Applicant agrees to accept the City's tender of defense of any claim or lawsuit related to this project or City's approval of said project.

Furthermore, Applicant shall pay City's attorneys' fees and costs within 30 days following receipt of invoices from City.

Such attorneys' fees and costs shall include amounts paid to counsel not otherwise employed as City staff and shall include City Attorney time and overhead costs and other City staff overhead costs and any costs directly related to the litigation reasonably incurred by City.



Kirsten Squarcia

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(408) 777-3225



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