

MEETING MINUTES CITY OF MILPITAS

Minutes of: Special Meeting of the Milpitas City Council
Date: Tuesday, May 11, 2021
Time: 5:00 PM Closed Session
5:30 PM Study Session
Location: Meeting held via teleconference/zoom webinar online
Milpitas, CA

CALL TO ORDER

Mayor Tran called the virtual special City Council meeting to order at 5:00 PM. City Clerk Wood called the roll. The meeting took place via teleconference/zoom webinar.

PRESENT: Mayor Tran, Vice Mayor Montano, Councilmembers Chua, Dominguez, and Phan

ABSENT: None

CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATORS

Pursuant to Government Code Section 54957.6 Agency designated representative: Jeannine Seher, Human Resources Director Bargaining Unit: MEA 2.

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Pursuant to Government Code Section 54956.9(d)(2) Legal Risk Associated with Potential Hazard Pay Ordinance

The City Council reconvened to the public portion of the meeting at 6:00 PM.

CLOSED SESSION ANNOUNCEMENT

City Attorney Diaz announced that the City Council provided direction to staff in Closed Session but there was no reportable action.

PLEDGE

Mayor Tran led the pledge of allegiance.

ANNOUNCEMENTS & FUTURE AGENDA ITEMS

Mayor Tran thanked Vice Mayor Montano and Councilmember Chua for their efforts with Beautify Milpitas and spoke about the upcoming event on Saturday.

Councilmember Chua commented on the upcoming clean-up event and requested an update on the City's preparedness for cyber-attacks.

Vice Mayor Montano announced that on Tuesdays, Wednesdays, and Thursdays at Levi Stadium the County is targeting the youth from 5:30 to 7:30 and asked the City Manager to put a flyer on the website. She also spoke about a cyber-attack and supported Councilmember Chua's request.

Councilmember Dominguez spoke about community concerns with how dispatch services are being allocated with County services in regard to potential 51/50 individuals. She requested the support of the Council to have staff come back with a presentation on the process and the systems in place for these calls.

Vice Mayor Montano requested a future agenda discussion to create a special City Council fund to allocate money for benevolence.

**ANNOUNCEMENT OF
CONFLICT OF INTEREST
AND CAMPAIGN
CONTRIBUTIONS**

City Attorney Diaz asked the Mayor and City Councilmembers if they had any personal conflicts of interest or reportable campaign contributions. By roll call, no conflicts of interest or contributions were reported.

CODE OF CONDUCT

City Attorney Diaz read aloud the City Council Code of Conduct.

APPROVAL OF AGENDA

Mayor Tran stated that item three would be deferred indefinitely.

Motion: to approve the May 11, 2021, special meeting agenda.

Motion/Second: Mayor Tran / Vice Mayor Montano

City Attorney Diaz clarified that the motion would be to approve the agenda with the postponement of item three. He stated that if anyone from the public would like to speak on item three then the public comment would be taken before the Council votes to approve the agenda.

The following spoke during Public Comment:

1. John Gomez
2. Ron Lind

Councilmember Dominguez requested her no vote for deferring item three be noted for the record.

Motion: to postpone item three indefinitely.

Motion/Second: Mayor Tran / Vice Mayor Montano

Motion carried by a vote of: AYES: 4
NOES: 1 (Dominguez)

Motion: to approve the May 11, 2021, special meeting agenda.

Motion/Second: Mayor Tran / Vice Mayor Montano

Motion carried by a vote of: AYES: 5
NOES: 0

PUBLIC FORUM

The following spoke during the public forum:

1. Voltaire Montemayor

DISCUSSION

1. FY 2021-22 Proposed
City of Milpitas Operating
Budget

City Manager McHarris provided opening remarks on the economic outlook and highlighted key strategies used to balance the budget. Assistant City Manager Kantak gave a presentation on the key accomplishments in the City service areas for Community Development and Leadership and Support Services. Deputy City Manager Rossmann gave a presentation on the key accomplishments in the City service areas for Public Safety and Community Services & Sustainable Infrastructure. Finance Director Lai gave a presentation on the FY 2021-22 proposed Operating Budget. Assistant City Manager Kantak gave a presentation on the Main Street Revitalization and the Small Business Assistance Program.

Motion: to direct staff to move forward with the Main Street revitalization.

Motion/Second: Mayor Tran / Vice Mayor Montano

Motion carried by a vote of: AYES: 5
NOES: 0

Council asked clarifying questions regarding staffing, Measure F funding, and FEMA grant funding and stated support for the proposed budget.

The following spoke during Public Comment:

1. Voltaire Montemayor
2. Barbara Navarro

No further motions were made for this item.

2. American Rescue Plan Act Update

Assistant City Manager Kantak gave a presentation on the American Rescue Plan Act (ARPA) and noted that the United States Treasury Department issued guidance on May 10, 2021. She further stated that the presentation was based on a preliminary review and staff will need to go back to analyze the interim final rule in more detail.

Mayor Tran requested that the City Manager send more information and the plan guidelines along with recommendations.

Councilmember Chua gave a PowerPoint presentation and requested ARPA funding for the following items:

1. Increase affordable housing and generate property tax revenue by allocating grant funding for Accessory Dwelling Units (ADU) and waiving the fees for plan review and inspection. She requested \$3.13 million for this grant program.
2. Support for Microenterprise & Small Business Round 2 grant funding, focusing on Daycare, restaurants, and small landlords who have rental properties with no more than three units. She requested \$1.5 million for this grant program which includes \$100,000 for hotels.
3. Increase Transient Occupancy Tax (TOT) by providing digital tools for the safety of customers and staff. She requested \$100,000; this amount is part of the \$1.5 million previously stated.
4. Support workforce creation by providing 20 City Interns for four years. She requested \$48,000.
5. Support to the Milpitas Chamber of Commerce with a requested amount of \$100,000.
6. Support for a storefront improvement grant program in line with the revitalization of Main Street. She requested \$100,000.

Councilmember Dominguez requested ARPA funding for the following items:

1. Invest funding to support a mobile crises intervention service know as MCIS to the Milpitas Police Department to address nonviolent calls of service when someone is experiencing a mental health crisis. Have professional licensed clinical social workers with advanced training work with the Police Department in situations where individuals experiencing mental health crises need immediate site assessment and connection to immediate resources. She is requesting \$1 million.
2. Investment into community partnerships to implement yoga, tai chi, art therapy, and healing sessions.
3. Partner with the Santa Clara Behavior Health Services to provide continual care to those in need.
4. Invest in aquatic underwater equipment.
5. Implementing a family camp in Yosemite for children.
6. Reinvest money into broadband infrastructure to revitalize the economy and to attract businesses.
7. Invest in workforce development, education strategies, Economic Development Department, key workforce programs, and the Chamber of Commerce.
8. Consider a temporary limited-term Economic Development specialist that focuses on COVID19 business recovery and assistance for a term of 24 months.

9. Invest in training for law enforcement that is survivor-centered and trauma-informed when responding to calls of service involving domestic violence. She is requesting \$100,000.
10. Invest in training in strangulation response for law enforcement. She is requesting \$50,000.
11. Increase the need for legal services for victims to get restraining orders, food, housing, and shelter. She is requesting \$100,000.
12. LGBT assistance for exiting domestic and partner violence relationships. She is requesting \$100,000.
13. Join a response system such as the Victim Advocacy Program and have the Milpitas Police Department ensure that a victim advocate present before questioning clinical counseling. She is requesting \$100,000.
14. Community solutions to provide coordination support for the South Bay Coalition to end human trafficking and keep accessible data. She is requesting \$50,000.
15. Investment into the Economic Development of \$3 million.
16. Reinvest in a rental assistance program and build a first-time homebuyer's program.

Vice Mayor Montano requested ARPA funding for the following items:

1. Help provide Water Utility assistance and raise the threshold for the Milpitas Assistance Program (MAP), so more residents can qualify for assistance
2. Support small business, restaurants, childcare providers, and nonprofits
3. Include youth sports in the Milpitas Assistance Program
4. City assistance to low-income programs such as "After the Bell," allowing more middle-income people to qualify
5. Rent relief and mortgage relief
6. Direct payment for Childcare
7. Broadband to close the digital divide
8. A pilot program to provide counseling when domestic violence occurs
9. Economic development for the revitalization of Main Street
10. Increase the Library hours or sustain what the City had
11. Provide youth sports and possible use APRA funding for the softball field

Councilmember Phan requested ARPA funding for the following items:

1. Provide funding for the existing nonprofit services proposals
2. Support the at-risk youth
3. Support mental health services
4. Expand existing services and programs such as rent relief and mortgage assistance
5. Funding positions to the extent possible to eliminate layoffs

Councilmember Chua spoke about dumpster days and requested free curbside pick-ups.

No Motion was made for this item.

3. Potential Hero/Hazard Pay Ordinance

This Item was deferred indefinitely during the approval of the agenda and approved as follows.

Motion/Second: Mayor Tran / Vice Mayor Montano

Motion carried by a vote of:

AYES: 4

NOES: 1 (Dominguez)

4. Discussion to Create Middle-Income Workforce Housing Through the

Councilmember Phan spoke about a proposal to convert existing market-rate housing to middle-income workforce housing. He asked Council to consider engaging an independent consultant to do a study on this and join the JPA as part of the Statewide program allowing municipalities to produce middle-income housing. This program is

California Statewide
Communities
Development Authority

called the California Statewide Communities Development Authority and there would be no financial impact to join. He talked about the financing of the bonds and spoke about the benefits of the program. He stated that the City would need to join a JPA and enter a public benefits agreement. He requested to have a study done paid for by the property owner and to explore entering into a public benefits agreement.

Jon Penkower, a representative for California Statewide Communities Development Authority, and Sean Rawson, a representative for Waterford Property Company provided additional information.

The following spoke during Public Comment:

1. Voltaire Montemayor

City Manager McHarris summarized the discussion, stating that the Council is okay with obtaining information at no cost to the City to be distributed to the Council at a future meeting. He stated that he would need direction from the Council to have staff enter into an agreement with a consultant to do the work, not at the City expense. Staff would enter a contract and the consultant would work directly for the City staff to explore the California Statewide Communities Development Authority proposal for a specific site within the Fields Project.

Motion: to approve this item with the direction stated by the City Manager.

Motion/Second: Vice Mayor Montano / Councilmember Dominguez

Motion carried by a vote of:

AYES: 5

NOES: 0

5. Monthly Report for
Unhoused Services

Due to the late hour, this item was continued to May 11, 2021.

ADJOURNMENT

Mayor Tran adjourned the special City Council meeting at 10:12 PM.

The foregoing minutes were approved by Milpitas City Council on May 20, 2021.

Wendy Wood
City Clerk