



SPECIAL MEETING OF THE MILPITAS CITY COUNCIL

MINUTES

TUESDAY, JANUARY 24, 2023

CITY COUNCIL CHAMBERS, 455 E CALAVERAS BLVD, MILPITAS, CA

The City Council of the City of Milpitas convened in a Special Meeting of the Milpitas City Council on January 24, 2023, in the City Council Chamber at City Hall, 455 E. Calaveras Blvd., Milpitas, and via teleconference/ Zoom webinar.

CALL MEETING TO ORDER by Mayor and ROLL CALL by City Clerk

Mayor Montano called the Regular City Council meeting to order at 5:30 PM. Roll Call was taken by City Clerk Guzzetta.

PRESENT: Mayor Montano, Vice Mayor Chua, Councilmembers Barbadillo, and Lien, and Phan.

ABSENT: None.

PLEDGE OF ALLEGIANCE

Mayor Montano led the Pledge of Allegiance.

PRESENTATIONS

Mayor Montano, joined by the Milpitas City Council, issued proclamations recognizing Tet / Vietnamese Lunar New Year and the Chinese Lunar New Year.

PUBLIC FORUM

There were the following public speakers:

1. Allysson McDonald

ANNOUNCEMENT OF CONFLICT OF INTEREST AND CAMPAIGN CONTRIBUTIONS

City Attorney Mutalipassi asked the Mayor and City Councilmembers if they had any personal conflicts of interest. By roll call, there were no conflicts of interest. City Attorney Mutalipassi stated there no items on the agenda that would require a disclosure of campaign contributions.

READING OF THE CITY COUNCIL CODE OF CONDUCT

Mayor Montano read the Code of Conduct.

APPROVAL OF AGENDA

Motion: to approve the January 24, 2023 Regular Meeting Agenda

Motion/Second: Vice Mayor Chua / Councilmember Phan

Motion carried by the following:

AYES: Councilmembers Barbadillo, Lien, Phan, Vice Mayor Chua, and Mayor Montano

NOES: None

AGENDA ITEMS

1. Adopt the Milpitas Housing Element Update – 6th Cycle (2023-2031), General Plan Resolution, and Addendum to the Milpitas General Plan Update Environmental Impact Report

(1) Conducted a public hearing and adopted **Resolution No. 9214** pertaining to the 6th Cycle draft Housing Element; (2) Approved an Addendum to the Milpitas 2040 General Plan Environmental Impact Report (SCH#: 2020070348); (3) Adopted General Plan Amendment GP23-0001 to update the Housing Element for the 6th Cycle period of 2023-2031; and (4) Adopted the 6th Cycle Draft Milpitas General Plan Housing Element Update (2023-2031) as substantially compliant by state law, and authorized the City Manager, or designee, to respond to California Department of Housing and Community Development (HDC) findings letter dated January 10, 2023, and submit to HCD for compliance and certification on or before January 31, 2023.

Assistant City Manager Kantak introduced the item. Economic Development Director Andrade presented the report joined by Housing Authority Administrator Musallam, Senior Special Projects Associate Hom, and Raimi & Associates Consultants Eric Yurkovich and Antara Tandon.

Mayor Montano opened the public hearing.

There were the following speakers:

1. Allysson McDonald
2. Jaime Vasquez

Mayor Montano closed the public hearing.

Vice Mayor Chua asked to add a clause to Program 22 – Supportive Housing to include language to state the item is dependent upon issues being resolved at 1000 Hillview. She asked for Program 4 to reflect that City already has implemented a streamlined permitting process related to ADUs, but that it can be improved by revisiting the ARPA funding for ADU incentives.

Councilmember Phan asked about the letters other cities have received from HCD regarding their housing elements, and if Milpitas had received any similar letters. Senior Special Projects Associate Hom replied that HCD had been cooperative with the city, meeting with representatives several times prior to the deadline letter. Councilmember Phan asked to see an analysis in the future of what Milpitas included in their Housing Element and how that correlates to the housing numbers when it is later reviewed.

Vice Mayor Chua requested language be added to Program 11 regarding a plan or strategy to notify Sunnyhills residents of vacancies in Terrace Gardens.

Mayor Montano voiced support for including a navigation center to assist the unhoused. She also spoke on increasing the BMR from 15% below market to 20% below market. She advised on the importance of maintaining a balance between residential and commercial properties.

Vice Mayor Chua made a motion to adopt **Resolution No. 9214** pertaining to the 6th Cycle draft Housing Element; approve an Addendum to the Milpitas 2040 General Plan Environmental Impact Report (SCH#: 2020070348); adopt General Plan Amendment GP23-0001 to update the Housing Element for the 6th Cycle period of 2023-2031; and adopt the 6th Cycle Draft Milpitas General Plan Housing Element Update (2023-2031) as substantially compliant by state law, and authorized the City Manager, or designee, to respond to California Department of Housing and Community Development (HDC) findings letter dated January 10, 2023, and submit to HCD for compliance and certification on or before January 31, 2023, with recommendations to add a clause to Program 22 – Supportive Housing to include language to state the item is dependent upon issues being resolved at 1000 Hillview. She

asked for Program 4 to reflect that City already has implemented a streamlined permitting process related to ADUs, but that it can be improved by revisiting the ARPA funding for ADU incentives. Vice Mayor Chua requested language be added to Program 11 regarding a plan or strategy to notify Sunnyhills residents of vacancies in Terrace Gardens.

City Attorney Mutalipassi restated the motion with updates to the Housing Element as stated by Vice Mayor Chua

Motion/Second: Vice Mayor Chua / Councilmember Phan

Motion carried by the following:

AYES: Councilmembers Barbadillo, Lien, Phan, Vice Mayor Chua, and Mayor Montano

NOES: none.

ANNOUNCEMENTS

Councilmember Lien called for the Council to have a moment of silence in honor of the victims of the Monterey Park and Half Moon Bay shootings. Mayor Montano invited Councilmember Lien to lead the moment of silence for the adjournment.

Mayor Montano asked what occurred with the car wash. City Manager McHarris responded that the city has not received a permit application for a car wash.

Councilmember Barbadillo asked for a report of crime statistics related to car break-ins in the city. Mayor Montano noted that the Police Department provides updates on crime statistics every three months.

ADJOURNMENT

Mayor Montano adjourned the meeting at 7:17 PM and Councilmember Lien led a moment of silence for the victims of the Monterey Park and Half Moon Bay shootings.

The foregoing minutes were approved by the Milpitas City Council on February 7, 2023.



Suzanne Guzzetta
Milpitas City Clerk