



SPECIAL MEETING OF THE MILPITAS CITY COUNCIL

MINUTES

TUESDAY, JANUARY 10, 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 10, 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 Special City Council meeting to order at 5:32 PM. Roll Call was taken by City Clerk Guzzetta.

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

ABSENT: None

PLEDGE OF ALLEGIANCE

Vice Mayor Chua led the Pledge of Allegiance.

INVOCATION

Vice Mayor Chua presented the invocation.

PUBLIC FORUM

There were no public speakers.

City Attorney Matalipassi announced that roll call would be conducted in alphabetical order as detailed in Robert's Rules of Order and according to the direction specified in the City Council Handbook.

ANNOUNCEMENT OF CONFLICT OF INTEREST AND CAMPAIGN CONTRIBUTIONS

City Attorney Matalipassi 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 Matalipassi asked the Mayor and City Councilmembers if they had any reportable campaign contributions. By roll call, there were no reportable campaign contributions.

READING OF THE CITY COUNCIL CODE OF CONDUCT

Vice Mayor Chua read the Code of Conduct.

APPROVAL OF AGENDA

Motion: to approve the January 10, 2023 Special Meeting Agenda

Motion/Second: Vice Mayor Chua / Councilmember Barbadillo

Motion carried by the following:

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

NOES: None

CONSENT CALENDAR

Motion: to pull Item C7 from the Consent Calendar

Motion/Second: Councilmember Lien / Councilmember Phan

Motion carried by the following:

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

NOES: None

Motion: to approve the Consent Calendar, pulling Item C7.

Motion/Second: Vice Mayor Chua / Councilmember Barbadillo

Motion carried by the following:

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

NOES: None

C1. Receive City Council Calendar of Meetings for January 2023 (Staff Contact: Suzanne Guzzetta, City Clerk, 408-586-3001)

Received City Council Calendar of Meetings for January 2023.

C2. Approve City Council City Council Regular Meeting Minutes of December 20, 2022 (Staff Contact: Suzanne Guzzetta, City Clerk, 408-586-3001)

Approved City Council Regular Meeting minutes of December 20, 2022.

C3. Receive the Preview List of Anticipated Items for the Next Regular City Council Meeting (Staff Contact: Suzanne Guzzetta, City Clerk, 408-586-3001)

Received the list of anticipated agenda items for the next regular City Council meeting.

C4. Receive and Review the List of Agenda Items Requested by City Councilmembers (Staff Contact: Suzanne Guzzetta, City Clerk, 408-586-3001)

Reviewed the list of items that have been requested by City Councilmembers and provided direction to staff as necessary.

C5. Authorize and Approve Travel to Sacramento, CA for the Entire City Council and City Manager Steve McHarris to Attend the Annual League of California Cities *New Mayors & Council Members Academy* to be Held on January 18 – 20, 2023 (Staff Contact: Ashwini Kantak, Assistant City Manager, 408-586-3053)

Authorized and approved travel to Sacramento, CA for the entire City Council to attend the Annual League of California Cities New Mayors & Council Members Academy scheduled on January 18 – 20, 2023 for a total combined estimated not-to-exceed amount of \$6,500.00 budgeted under Conferences/Trainings allocation for the City Council; and authorized and approved travel to Sacramento, CA for City Manager Steve McHarris to attend the Annual League of California Cities New Mayors & Council Members Academy scheduled on January 18 – 20, 2023 for an estimated not-to-exceed amount of \$1,400.00 budgeted under Conferences/Trainings allocation for the City Manager's Office.

C6. Adopt a Resolution to Ratify the Emergency Proclamation of the City Manager of January 4, 2023 (Staff Contact: Ashwini Kantak, Assistant City Manager, 408-586-3056)

Adopted **Resolution No. 9210** to ratify the City of Milpitas Emergency Proclamation signed on January 4, 2023, by City Manager regarding a severe weather event.

C7. Consider Mayor's Appointments of City Councilmembers as Liaisons to City Commissions, City Subcommittees, and Outside Agency Boards and Committees (Contact: Mayor Carmen Montano, 408-586-3024)

Pulled from Consent Calendar.

LEADERSHIP AND SUPPORT SERVICES

8. Approve the Prioritization of Additional Workplan Items City Council Policy (Staff Contact: Ashwini Kantak, Assistant City Manager, 408-586-3053)

Approved the Prioritization of Additional Workplan Items City Council Policy.

Assistant City Manager Kantak presented the report.

There were the following public speakers:

1. Voltaire Montemayor

Vice Mayor Chua asked for the policy to include that requests from former councilmembers be removed unless a current councilmember wants to advocate for the item.

Councilmember Lien made a motion: to approve the prioritization policy with the caveat of not adding any new items until the next quarterly review by Council.

Mayor Montano advocated for removing requests from former members of the City Council.

Vice Mayor Chua suggested adding a method to the policy to implement high priority initiatives for the Council that will benefit residents immediately, asked to consider adding a 3.5 to the policy where council would be the decision-making body regarding workload, and asked to continue the current method of reporting rather than quarterly reporting. Assistant City Manager Kantak suggested setting aside a fund as part of the budget for items considered high priority by the entire City Council.

Councilmember Lien noted that there is a motion on the floor to approve the Prioritization of Additional Workplan Items City Council Policy, not removing items from former Council from the list, and not adding to the list until the quarterly review in February. Councilmember Phan seconded the motion.

City Attorney Mutalipassi restated the motion: to accept the prioritization policy with the caveat that nothing further will be added to the list until the review in February, and asked if Councilmember Lien would consider adding the following friendly amendments to the motion as proposed by Vice Mayor Chua:

1. The prioritization list will continue to appear on each agenda as a consent item,
2. Direct staff that at the January 31st Budget Study Session bring proposals for:
 - a. A fund that high priority, but major workplan items can be accomplished faster than quarterly
 - b. Clarify how a major workplan item can gain immediate priority including possibly adding a 3.5 to the procedure to determine how this prioritization occurs.
3. Remove all items added by previous councilmembers but allow current councilmembers to sponsor those items in order to return them to the list.

Councilmember Lien and Councilmember Phan accepted the amendments to the motion.

Motion/Second: Councilmember Lien / Councilmember Phan

Motion carried by the following:

AYES: Councilmembers Barbadillo, Lien, Phan, Vice Mayor Chua..

NOES: Mayor Montano

9. Accept Staff Report about Response to Severe Weather Event on January 4-5, 2023 (Staff Contact: Ashwini Kantak, Assistant City Manager, 408-586-3056)

Assistant City Manager Kantak presented the report, joined by Police Chief Hernandez, Interim Fire Chief Stelling, Public Works Director Di Renzo, Recreation and Community Services Director Lorentzen, and Public Information Officer Angelo.

Mayor Montano called a recess at 6:40 PM. The City Council reconvened at 6:44 PM.

There were the following public speakers:

1. Voltaire Montemayor

ITEMS PULLED FROM CONSENT CALENDAR

C7. Consider Mayor's Appointments of City Councilmembers as Liaisons to City Commissions, City Subcommittees, and Outside Agency Boards and Committees (Contact: Mayor Carmen Montano, 408-586-3024)

After discussion, motion: to confirm the Mayor's appointments of City Council members as liaisons to City Commissions, City Subcommittees, and outside agencies, boards and committees.

Motion/Second: Councilmember Barbadillo / Vice Mayor Chua

Motion carried by the following:

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

NOES: Councilmember Phan

ANNOUNCEMENT OF CONFLICT OF INTEREST AND CAMPAIGN CONTRIBUTIONS

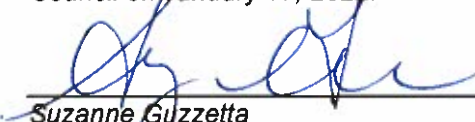
Mayor Montano announced attending the Vietnamese Soccer League and thanked Police, Firefighters and Staff for their response to the storm.

Vice Mayor Chua introduced a video from the TDK ribbon cutting for their new facility in Milpitas, CA and announced that the City received a \$3 million grant to convert households from gas to electric.

ADJOURNMENT

Mayor Montano adjourned the meeting at 7:22 PM .

The foregoing minutes were approved by the Milpitas City Council on January 17, 2023.



Suzanne Guzzetta
Milpitas City Clerk