



JOINT MEETING OF THE MILPITAS CITY COUNCIL AND PUBLIC FINANCING AUTHORITY

AGENDA

TUESDAY, APRIL 6, 2021

MILPITAS, CA

6:00 PM (CLOSED SESSION)

7:00 PM (PUBLIC BUSINESS)

For assistance in the following languages, you may call:

Đối với Việt Nam, gọi 408-586-3122

Para sa Tagalog, tumawag sa 408-586-3051

Para español, llame 408-586-3232

City Council meeting is held via teleconference /Zoom webinar only (no physical meeting space).
You may watch the Council meeting without providing public comment by accessing it via links here.

Meeting shall be livestreamed - Go to:

Facebook: <https://www.facebook.com/CityofMilpitas/>

YouTube: <https://www.ci.milpitas.ca.gov/youtube>

Web Streaming: <https://www.ci.milpitas.ca.gov/webstreaming>

PUBLIC COMMENT INSTRUCTIONS

Oral public comments may be provided live during the City Council meeting by first registering for the zoom meeting in advance by: providing email address (not disclosed) and a name. Here is the link to register for this meeting only:

https://ci-milpitas-ca-gov.zoom.us/webinar/register/WN_sMVYktVFSay3z2T1kHjqtg

A link will be sent to you to join the City Council meeting in order to give your comments. All registered meeting attendees who wish to speak must click on the "raise hand" icon when the Mayor calls for public comments. If participating by calling in on your phone, dial *9 to use the "raise hand" feature, and when you are called upon, hit *6 to unmute your phone. Your phone number will be displayed in the live meeting. The Mayor or staff will call the speakers to begin.

All comments provided shall be limited to three minutes or less as determined by the Mayor. All members of the public will be limited to one comment per agenda item, and one comment for non-agenda items. online written comment form previously used is no longer available for public comment.

MILPITAS CITY COUNCIL CODE OF CONDUCT

- Be respectful and courteous (words, tone, and body language).
- Model civility.
- Avoid surprises.
- Praise publicly and criticize privately.
- Focus on the issue, not the person.
- Refrain from using electronic devices while on the Council dais.
- Disclose conflicts of interest and affiliations related to agenda items.
- Separate governing from campaigning.
- The Council speaks with one voice after making policy on issues.
- Respect the line between policy and administration.
- Council will hold one another accountable to comply with this Code of Conduct.

CALL MEETING TO ORDER by Mayor and ROLL CALL by City Clerk (6:00 PM)

ADJOURN TO CLOSED SESSION

(a) CONFERENCE WITH LABOR NEGOTIATORS

Pursuant to Government Code Section 54957.6

Agency designated representative: Jeannine Seher, Human Resources Director

Bargaining units: LIUNA (MEA, ProTech, Mid-Con, MPOA)

(b) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(d)(1)

City as Plaintiff

County Sanitation District 2-3, West Valley Sanitation District, Burbank Sanitary District,

Cupertino Sanitary District, and City of Milpitas v. City of San Jose, City of Santa Clara

(c) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Pursuant to Government Code Section 54956.9(d)(2)

Cost Dispute with Tributary Agencies (Burbank Sanitary District, Cupertino Sanitary District, West Valley Sanitation District, County Sanitation District 2-3) Regarding Legal Expenses

(d) CONFERENCE WITH LABOR NEGOTIATORS

Pursuant to Government Code Section 54957.6

Agency designated representative: Mayor Rich Tran

Employee: City Attorney

CLOSED SESSION ANNOUNCEMENT: Report on action taken in Closed Session, if required per Government Code Section 54957.1, including the vote or abstention of each member present

PLEDGE OF ALLEGIANCE (7:00 PM)

INVOCATION (assigned to Councilmember Dominguez)

PRESENTATIONS

- Vietnamese-American Heritage Month (Proclamation)
- National Public Safety Telecommunications Week (Proclamation)
- Commendations to the American Red Cross

PUBLIC FORUM

Those interested are invited to address City Council on any subject not on tonight's agenda, orally via zoom webinar (instructions on page 1). Speakers may provide their name and city of residence for the Clerk's record, and comments may be limited to three minutes or less. As an item not listed on the agenda, no response is required from City staff or the Council and no action can be taken. The City Council may instruct the City Manager to place the item on a future meeting agenda.

ANNOUNCEMENTS AND FUTURE AGENDA ITEMS (7:20 PM)

Members of the City Council or City Manager may make brief announcements at this time. Members of the City Council may also suggest future agenda items at this time. For future agenda items, the City Council shall not debate the topic or engage in discussion but shall simply state a "yes" or "no" as to whether to direct the City Manager to place the item on a future meeting agenda. If a majority of the City Council agrees to place an item on a future meeting agenda, the City Manager shall place the item on a subsequent agenda for City Council discussion.

ANNOUNCEMENT OF CONFLICT OF INTEREST AND CAMPAIGN CONTRIBUTIONS

READING OF THE CITY COUNCIL CODE OF CONDUCT

APPROVAL OF AGENDA

CONSENT CALENDAR (7:45 PM)

Consent calendar items are considered to be routine and will be considered for adoption by one motion. There will be no separate discussion of these items unless a City Councilmember, member of the audience or staff requests the Council to remove an item from (or be added to) the consent calendar. Any person desiring to speak on any item on the consent calendar should ask to have that item removed from the consent calendar.

C1. Receive City Council Calendar of Meetings for April 2021 (Staff Contact: Wendy Wood, City Clerk, 408-586-3001)

C2. Approve City Council Meeting Minutes of the March 16, 2021, Regular City Council Meeting (Staff Contact: Wendy Wood, City Clerk, 408-586-3001)

Recommendation: Approve meeting minutes of the March 16, 2021, Regular City Council Meeting.

C3. Adopt a Resolution Requesting the Allocation of Transportation Development Act (TDA), Article 3 Funds for the ADA Curb Ramp Transition Program 2022 (Staff Contact: Steve Chan, Transportation and Traffic Manager, 408-586-3324)

Recommendation: Adopt a resolution requesting the allocation of Transportation Development Act (TDA), Article 3 Funding for the City's American Disability Act (ADA) Curb Ramp Transition Program.

C4. Adopt Resolutions of the Milpitas City Council and Milpitas Public Financing Authority Board Authorizing Investment of Monies in the Local Agency Investment Fund and Updating Officers' Information (Staff Contact: Lauren Lai, Finance Director/Risk Manager, 408-586-3111)

Recommendation: Adopt two resolutions of the Milpitas City Council and Milpitas Public Financing Authority Board authorizing investment of monies in the Local Agency Investment Fund (LAIF) and updating officers' information.

C5. Adopt a Resolution Supporting Submission of Projects for Community Project Funding (Staff Contact: Steve Erickson, Engineering Director/City Engineer, 408-586-3301)

Recommendation: Adopt a resolution supporting submission of projects for Community Project Funding.

C6. Approve and Authorize the City Manager to Execute Amendment No. 1 to the Professional Services Agreement with Urban Field Studio in the new total amount of \$966,250 and Extend the Term of the Agreement to June 30, 2022 for the Milpitas Metro Specific Plan (TASP Update); and Approve a related Budget Amendment in the amount of \$426,250 (Staff Contact: Ned Thomas, Planning Director, 408-586-3273)

Recommendations: (1) Approve and authorize the City Manager to execute Amendment No. 1 to the Professional Services Agreement with Urban Field Studio in the new total amount of \$966,250 with a term through June 30, 2022 for the Milpitas Metro Specific Plan (TASP Update); and (2) Approve a Budget appropriation of \$426,250 from the Transit Area Development Impact Fee Fund into CIP Project No. 2006.

C7. Adopt Resolution Approving the City's Grant Application Requesting \$31,474 from the Bureau of Reclamation's WaterSmart Small-Scale Water Efficiency Project Grant Program (Staff Contact: Tony Ndah, Public Works Director 408-586-2602)

Recommendation: Adopt resolution approving the City's Grant Application requesting \$31,474 from the Bureau of Reclamation's WaterSmart Small-Scale Water Efficiency Project Grant Program.

- C8. Approve and Authorize the City Manager to Execute Amendment No. 1 to the Animal Services Agreement with the City of San Jose (Staff Contacts: Sharon Goei, Building Safety and Housing Director, 408-586-3260; and Chris Schroeder, Purchasing Agent, 408-586-3161)**

Recommendation: Approve and authorize the City Manager to execute Amendment No. 1 to the Agreement with the City of San Jose for Animal Services, adding a fourth year to the three-year agreement, increasing the total not-to-exceed amount by \$416,053 from \$1,212,158 to \$1,628,211, subject to annual appropriation of funds.

- C9. Authorize the City Manager to execute the Assignment and Assumption Agreement with Milpitas Unified School District for Roadway Easement and Public Service Utility Easements for the Widening of McCandless Drive (Staff Contact: Steve Erickson, Engineering Director/City Engineer, 408-586-3301)**

Recommendation: Authorize the City Manager to execute the Assignment and Assumption Agreement with Milpitas Unified School District for Roadway Easement and Public Service Utility Easements for the Widening of McCandless Drive.

- C10. Approve and Authorize the City Manager to Execute a Professional Services Agreement with Silicon Valley Independent Living Center for the Management of the Santa Clara County Emergency Food and Shelter Program (EFSP) Grant for the Milpitas Rent Relief Program (Staff Contact: Sharon Goei, Building Safety and Housing Director, 408-586-3260)**

Recommendation: Approve and authorize the City Manager to execute a Professional Services Agreement with Silicon Valley Independent Living Center for the management of the Santa Clara County Emergency Food and Shelter Program (EFSP) grant for the Milpitas Rent Relief Program.

- C11. Adopt a Resolution Supporting Project and Program Submission for Federal American Jobs Plan Funding (Staff Contacts: Steve Erickson, Engineering Director/City Engineer, 408-586-3301; and Sharon Goei, Building Safety and Housing Director, 408-586-3260)**

Recommendation: Adopt a resolution supporting Project and Program Submission for Federal American Jobs Plan Funding.

PUBLIC HEARINGS (8:00 PM)

- 12. Hold a Public Hearing and Adopt a Resolution Approving the 2022-2026 Capital Improvement Program for the City of Milpitas (Staff Contact: Steve Erickson, Engineering Director/City Engineer, 408-586-3301)**

Recommendations: (1) Open the public hearing to receive any comments and then move to close the hearing; and (2) Adopt a resolution approving the 2022-2026 Capital Improvement Program for the City of Milpitas.

- 13. Conduct a Public Hearing to Consider the Approval of the Draft FY 2019-2020 Community Development Block Grant (CDBG)'s Consolidated Annual Performance and Evaluation Report (CAPER) (Staff Contacts: Sharon Goei, Building Safety and Housing Director, 408-586-3260; and Robert Musallam, Housing Authority Administrator, 408-586-3275)**

Recommendations: (1) Open the public hearing, hear testimony, then move to close the public hearing; (2) Approve the draft FY 2019-2020 Community Development Block Grant (CDBG)'s Consolidated Annual Performance and Evaluation Report (CAPER); and (3) Authorize the City Manager, or designee, to make any necessary changes and to submit the approved draft FY 2019-2020 CAPER to the U.S. Department of Housing and Urban Development (HUD) to comply with CDBG requirements.

COMMUNITY DEVELOPMENT (9:00 PM)

- 14.** Receive a Staff Presentation on the Status of Accessory Dwelling Units (ADUs) in Milpitas and the City's Efforts to Increase ADU Production (Staff Contacts: Ned Thomas, Director of Planning, 408-586-3273; and Sharon Goei, Building Safety and Housing Director, 408-586-3260)

Recommendation: Receive a staff presentation on the status of Accessory Dwelling Units (ADUs) in Milpitas and the City's efforts to increase Accessory Dwelling Units production and provide guidance and direction as needed.

- 15.** Receive a Staff Presentation on Bike and Scooter Share Options and Policy Considerations for Local Jurisdictions (Staff Contact: Ned Thomas, Planning Director, 408-586-3273)

Recommendation: Receive a staff presentation on bike and scooter share options and policy considerations for local jurisdictions and provide direction on a future pilot program.

REPORTS OF MAYOR & COUNCILMEMBERS - from assigned Commissions, Committees and Agencies (9:30 PM)

- 16.** Consider Recommendations from Mayor Tran for Appointments for City Commissions (Contact: Mayor Tran, 408- 586-3029)

Recommendation: Receive Mayor Tran's recommendations for the Community Advisory Commission, the Economic Development and Trade Commission, the Energy and Environmental Sustainability Commission, and the Public Safety and Emergency Preparedness Commission; and approve the recommendations for final appointment.

- 17.** Per Councilmember Phan, Discuss an Amendment to the Existing Ordinance for Third-Party Food Delivery Vendor Services to Prohibit Regulatory Response Fees (Contact: Councilmember Phan, 408- 586-3032)

- 18.** Per Vice Mayor Montano, Discussion on Providing a Second Round of Small Business Grants Using CDBG/Federal Funds to Help the Small Business Community (Contact: Vice Mayor Montano, 408- 586-3024)

- 19.** Receive and Direct Staff on List of Agenda Items Requested by City Councilmembers (Contacts: Mayor and City Councilmembers, 408-586-3000)

Recommendation: Review list of items presented (list in agenda packet) that have been requested by City Councilmembers on a form, at a Council meeting, or through the City Manager. Direct items to a City Council Subcommittee, to be placed onto a specific meeting date, or specify alternate direction to staff. No substantive discussion about any specific item shall occur and the City Council shall hold all debate about the item until it is scheduled as a full agenda item.

NEXT AGENDA PREVIEW (10:25 PM)

- 20.** Receive Preview List of Anticipated Items for the Next Regular City Council Meeting Scheduled on April 20, 2021 (Staff Contact: Wendy Wood, City Clerk, 408-586-3001)

Recommendation: Receive list of anticipated agenda items for the April 20, 2021 regular City Council meeting.

ADJOURNMENT (10:30 PM)

KNOW YOUR RIGHTS UNDER THE OPEN GOVERNMENT ORDINANCE

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions and other City agencies exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and City operations are open to the people's review. For more information on your rights under the Open Government Ordinance or to report a violation, contact the City Attorney's office at Milpitas City Hall, 455 E. Calaveras Blvd., Milpitas, CA 95035
e-mail: cdiaz@ci.milpitas.ca.gov / Phone: 408-586-3040

The Open Government Ordinance is codified in the Milpitas Municipal Code as Title I Chapter 310 and is available online at the City's website www.ci.milpitas.ca.gov by selecting the Milpitas Municipal Code link.

Materials related to an item on this agenda submitted to the City Council after initial distribution of the agenda packet are available for public inspection ~~at the City Clerk's office at Milpitas City Hall, 3rd floor 455 E. Calaveras Blvd., Milpitas and on City website.~~ City Council agendas and related materials can be viewed online: www.ci.milpitas.ca.gov/government/council/agenda_minutes.asp (select meeting date)

APPLY TO SERVE ON A CITY COMMISSION

Commission application forms are available online at www.ci.milpitas.ca.gov or at Milpitas City Hall. Contact the City Clerk's office at 408-586-3003 for more information.

*If you need assistance, per the Americans with Disabilities Act, for any City of Milpitas public meeting, please call the City Clerk at 408-586-3001 or send an e-mail to wwood@ci.milpitas.ca.gov prior to the meeting.
You may request a larger font agenda*

March 2021						
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Milpitas City Council Calendar

April 2021

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
				1 4:00 PM -VTA Special Board of Directors Closed Session Meeting (CM) 5:30 PM -Milpitas Chamber of Commerce Board (EC) 5:30 PM -Santa Clara VTA Board of Directors (CM) 6:00 PM -Community Budget Meeting	2	3
4	5 7:00 PM -Parks, Recreation & Cultural Resources Commission (CM)	6 6:00 PM -Closed Session 7:00 PM -City Council	7 5:30 PM -Veterans Commission (RT) 7:00 PM -Community Advisory Commission (EC)	8 4:00 PM -Treatment Plant Advisory Committee (CM) 4:00 PM -Santa Clara VTA Policy Advisory Committee (AP) 5:15 PM -Homelessness Task Force Meeting 6:00 PM -Cities Assoc of SCC (CM) 7:00 PM -Youth Advisory Commission (EC)	9 3:00 PM -City Council Transportation Subcommittee (RT/CM)	10
11	12 4:30 PM -Economic Development and Trade Commission (KD)	13 4:00 PM -Milpitas HOPE Suicide Prevention Task Force	14 11:00 AM -Santa Clara Valley Water District -Water Commission (CM) 7:00 PM -Silicon Valley Clean Energy Board of Directors (EC) 7:00 PM -Planning Commission	15 11:30 AM -South Bay Odor Stakeholders Group Meeting (RT)	16 9:00 AM -VTA Board of Directors Budget Workshop (Tentative) (CM) *4:30 PM -City Council Finance Subcommittee (RT/CM)	17
18	19 5:00 PM -Special Community Advisory Commission (EC) 7:00 PM -Science, Technology, and Innovation Commission (RT)	20 ?:00 PM -Closed Session 7:00 PM -City Council	21 6:00 PM -Energy and Environmental Sustainability Commission (EC)	22 6:00 PM -Earth Day Virtual Event	23 4:00 PM -City/School Collaborative Subcommittee (RT/CM)	24
25	26 7:00 PM -Special Arts Commission (RT)	27 1:30 PM -Senior Advisory Commission (EC)	28 5:30 PM -Cities Assoc. of SCC - Recycling and Waste Reduction Commission (AP) 7:00 PM -Planning Commission	29 6:00 PM -Main Street Community Conversations – Conversations about Business	30	

**Finance Subcommittee will meet only as needed*

CITY OF MILPITAS MEETING MINUTES

Minutes of: Regular Meeting of the Milpitas City Council
Date: Tuesday, March 16, 2021
Time: 7:00 PM Open Session
Location: Meeting held via teleconference/zoom webinar online
Milpitas, CA

CALL TO ORDER

Mayor Tran called the regular meeting to order at 7:00 PM. City Clerk Wendy Wood called the roll. The meeting took place via teleconference/zoom webinar.

PRESENT: Mayor Tran, Vice Mayor Montano, Councilmembers Chua, Dominguez, and Phan (arrived at approximately 6:03 PM)

ABSENT: None

PLEDGE

Mayor Tran led all in the Pledge of Allegiance.

PRESENTATION

Mayor Tran proclaimed March 31, 2021, as “Cesar Chavez Day” in the City of Milpitas and commented on the flag-raising that will take place at the Cezar Chaves Plaza outside the Senior Center. He commented on the Santa Clara Valley Science and Engineering Fair Association, stating that Milpitas has several STEM winners and introduced Forrest Williams to speak about the Science Fair.

Forrest Williams, Board Member and Publicity Chair for the Santa Clara Valley Science and Engineering Fair Association, spoke about the association, the annual Science Fair, and thanked all the students that participated.

PUBLIC FORUM

The following spoke during Public Comment:
1. Voltaire Montemayor

ANNOUNCEMENTS & FUTURE AGENDA ITEMS

City Manager McHarris announced that on Thursday, March 25, at 11:00 a.m. the Office of Economic Development will partner with the Northern California Small Business Development Center, the Small Business Administration, and the Governor's Office of Business and Economic Development to conduct a webinar. Small businesses can register for this webinar through the City's COVID19 Business website. He also stated that the City had its first virtual community budget meeting last Thursday, March 11, as part of the Fiscal 21-22 budget outreach process, with over 100 views on the social media channels. The meeting was recorded and is on the City's website. The second virtual community meeting is scheduled for Thursday, April 1, at 6:00 p.m. Community members can register for this meeting on the City's website. City Manager McHarris also invited the community to take the online Milpitas budget challenge survey, to help identify the services and amenities that are important to the residence.

Mayor Tran announced the City of Milpitas was included in the American Rescue Plan and the City will be receiving 16.9 million dollars in federal stimulus funds through this plan.

Councilmember Chua spoke about the Olyns recycling machine pilot project in the Safeway grocery store and shared a short video on how it works. She thanked City staff for creating the Milpitas ADU Monday Program. She spoke about unhoused individuals cleaning up the creek and a possible creek clean-up project with Valley Water. She also requested a quarterly clean-up tracking report to show how many sites have been cleaned up and presented a sample document.

Vice Mayor Montano commented on Cesar Chavez and stated that Milpitas has a Chavez Community Garden and the Cesar Chavez Children's reading room at the Library. She also asked about agendaing her request for a discussion to provide a second round of small business grants and discussed putting it on the next agenda. Vice Mayor Montano commented on a sound wall in the Pines area and requested placing a mural in the transit area. She discussed exploring a mural program and would like some information on the framework or best practices to come back to Council in the next 90 days.

ANNOUNCEMENT OF CONFLICT OF INTEREST AND CAMPAIGN CONTRIBUTIONS

CODE OF CONDUCT

APPROVAL OF AGENDA

1. Urvishkumar Mehta

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

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

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

Mayor Tran asked to move items 13, 14, 17, and 18 to the Consent Calendar.

The following items were added to the Consent Calendar:

- Motion:** to approve the modified Consent Calendar, including Items No. C1 – C8; and Item No.13 with the attachment received after the agenda was posted. 14, 17, and 18.

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

10

**COMMUNITY SERVICES &
SUSTAINABLE
INFRASTRUCTURE**

9. Presentation from PG&E

Assistant City Manager Kantak introduced the item and Pacific Gas & Electric (PG&E) representatives Daniel Cedeño, Local Government Relations Representative for Santa Clara County, Kevin Conant, Senior Public Safety Specialist for Santa Clara County, and Donald Hall, Senior Manager for Local Customer Experience in Santa Clara County. PG&E representatives gave a presentation on the community wildfire safety program which included information on public safety power shutoffs (PSPS), unscheduled power outages, and actions that were taken to minimize future outages and disruptions.

Council commented on the Town Hall meeting PG&E participated in to provide information to the Milpitas residents and provided suggestions for additional information sharing.

The following spoke during Public Comment:

1. Urvishkumar Mehta
2. Voltaire Montemayor

No motion was made for this agenda item.

10. Presentation on the Park
and Recreation Master Plan
Update

Engineering Director/City Engineer Erickson provided background information on this item and an update on the Parks Master Plan. He then introduced Alan Pennington from the Matrix Consultant Group to present the cost recovery assessment and cost recovery policy recommendation.

Council asked clarifying questions and stated general support of the recommendations.

Recreation and Community Services Director Lorentzen provided additional information for Council related to questions on service programs and labor cost.

The following spoke during Public Comment:

1. Urvishkumar Mehta
2. Voltaire Montemayor

Motion: to adopt **Resolution No. 9049** approving the Cost Recovery Policy for Recreation and Community Services Department.

Motion/Second: Mayor Tran / Councilmember Dominguez

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

**LEADERSHIP AND SUPPORT
SERVICES**

11. Federal Coronavirus Relief
Funds Spending Plan
Consideration

This item was deferred to the May 11, 2021, Budget Study Session, during Approval of Agenda. Motion was approved as follows.

Motion/Second: Vice Mayor Montano / Mayor Tran

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

12. Council Requested
Workplan Items

Assistant City Manager Kantak provided background information and a summary of the budgetary implications for the requested items.

Public Works Director Ndah provided a summary of item one "Beautify Milpitas."

Mayor Tran asked the City Council to digitally vote on this item.

City Attorney Diaz clarified for the public that this vote is an initial poll. He stated that at the end of the presentation of all the items and after public comment the City Council will review their votes and decide if they would like to make any changes.

The polling votes were displayed for the public to view.

Mayor Tran left the meeting at 10:00 p.m.

Vice Mayor Montano facilitated the meeting in the Mayor's absence.

Housing Manager Marcus provided a summary of item two "Consider Removing Affordable Housing In-Lieu Fee."

Mayor Tran rejoined the meeting at 10:07 p.m. stating he had a power outage causing him to lose internet connection. Vice Mayor Montano asked Mayor Tran to continue the meeting.

Deputy Fire Chief Frawley provided a summary of item three "COVID-19 Testing and Vaccine Distribution Plan."

Vice Mayor Montano spoke about item four "Economic Development Corporation" and referred to the memo that was sent as an additional attachment after the agenda was posted.

Council discussed concerns and differences between the Vice Mayor's info memo and the staff proposal. This item was deferred to the next Council meeting to allow the Vice Mayor time to follow up with staff and revise the proposed plan.

Planning Director Thomas provided a summary of item five "Main Street Revitalization and Impact Fees."

This item was deferred to the next meeting to allow the Vice Mayor time to follow up with staff and revise the proposed plan.

Assistant City Manager Kantak presented a summary of item six "Mayor and Councilmember Term Limits."

Council discussed changing the term limits to a lifetime two-term limit with the terms of four-years. Council also requested that staff agendaize for a future meeting, information to place a measure on the ballot to change the Mayor from directly elected to a rotational at-large position. Mayor Tran asked Council to submit their digital vote for this item, and only as it pertained to the term limits.

Engineering Director/City Engineer Erickson provided a summary of item seven "Speed Hump Policy." Mayor Tran stated that this item was not in the final stage yet, so this vote would be to keep it alive.

Building Official Bill Tott provided a summary of item eight "Unpermitted ADU Legalization Program."

Planning Director Thomas provided a summary of item nine "Vaping Ban" explaining Phase 1 and Recreation and Community Services Director Lorentzen spoke about Phase 2.

The polling results for each item were displayed and City Clerk Wood summarized the digital votes as follows:

1. Beautify Milpitas received a unanimous 5-0 vote

2. Consider Removing Affordable Housing In-Lieu Fee received a 4-1 vote, Councilmember Phan voted no
3. Covid-19 Testing and Vaccine Distribution Plan received a unanimous 5-0 vote
4. Economic Development Corporation (EDC) was deferred to the next meeting
5. Main Street Revitalization and Impact Fees was deferred to the next meeting
6. Mayor and Councilmember Term Limits received a 3-1-1 vote, Councilmember Dominguez abstained, and Councilmember Phan voted no
7. Speed Hump Policy Review received a unanimous 5-0 vote
8. Unpermitted ADU Legalization Program received a unanimous 5-0 vote
9. Vaping ban received a 4-1 vote, Councilmember Phan voted no

City Attorney Diaz suggested that Council take Public Comment on this item and then confirm that the motion would be to include within the FY21/22 budget all of the items the City Clerk noted.

The following spoke during Public Comment:

1. Voltaire Montemayor

Motion: to accept the digital votes.

Motion/Second: Councilmember Phan / Councilmember Chua

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

C13. Appointments to the Measure F Oversight Committee

Per Mayor's Recommendations, appointed Seven Members and Two Alternate Members to the Measure F Oversight Committee for 3-year terms to expire in March 2024.

This item was moved onto the Consent Calendar and approved as follows.

Motion/Second: Mayor Tran / Councilmember Phan

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

C14. Appointments for City Commissions

Receive Mayor Tran's recommendations and approve recommendations for final appointment by the Mayor for the Art Commission and the Library and Education Advisory Commission.

This item was moved onto the Consent Calendar and approved as follows.

Motion/Second: Mayor Tran / Councilmember Phan

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

15. Councilmember Dominguez, Discuss Distribution of COVID-19 Vaccines

This item was deferred to the April 20, 2021, City Council meeting, during the Approval of Agenda. Motion was approved as follows.

Motion/Second: Mayor Tran / Councilmember Dominguez

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

16. Councilmember Phan, Discuss an Amendment to Existing Ordinance for Third-Party Food Delivery Vendor Services

Due to the late hour, Councilmember Phan requested that this item be deferred.

C17. List of Agenda Items
Requested by City
Councilmembers

This item was moved onto the Consent Calendar and approved as follows.

Motion/Second: Mayor Tran / Councilmember Phan

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

C18. Preview Agenda Items

This item was moved onto the Consent Calendar and approved as follows.

Motion/Second: Mayor Tran / Councilmember Phan

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

INVOCATION

Mayor Tran spoke about the recent hate crimes and stated that he wanted to take a moment of silence to acknowledge the victims that have impacted and lost their lives.

ADJOURNMENT

Mayor Tran adjourned the meeting at 12:06 AM, March 17, 2021.

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Draft meeting minutes submitted by City Clerk, Wendy Wood



CITY OF MILPITAS AGENDA REPORT (AR)

Item Title:	Adopt a Resolution Requesting the Allocation of Transportation Development Act (TDA), Article 3 Funds for the ADA Curb Ramp Transition Program 2022
Category:	Consent Calendar-Community Services and Sustainable Infrastructure
Meeting Date:	4/6/2021
Staff Contact:	Steve Chan 408-586-3324
Recommendation:	Adopt a Resolution Requesting the Allocation of Transportation Development Act (TDA), Article 3 Funding for the City's American Disability Act (ADA) Curb Ramp Transition Program

Background:

The California Transportation Development Act, (TDA) was approved in 1971, and, allows Counties to establish a quarter-cent sales tax to provide funding for a variety of transportation projects, including:

- Transit operations
- Bus and rail projects
- Special transit services for disabled riders
- Pedestrian and bicycle facilities
- Transportation planning

Transportation Development Act Article 3 (TDA-3), provides annual funding for bicycle and pedestrian projects within the Bay Area, and the Metropolitan Transportation Commission (MTC) sets policies and procedures for the TDA-3 funding. The City of Milpitas receives guaranteed TDA-3 funding annually for pedestrian and bicycle improvement projects. The funding amount is based on a population formula, and funding for fiscal year 2021/22 is \$155,316.

Analysis:

A requirement to receive the annual TDA-3 funding is for the City to adopt a resolution (**Attached**) requesting allocation of the TDA-3 funds and the submission of a grant proposal to the MTC before June 1, 2021.

Staff recommends using the Fiscal Year 2021/22 TDA-3 funding for City Capital Improvement Program Project No. 4283 ADA Curb Ramp Transition Program. This Project provides for the replacement of damaged and non-compliant Americans with Disability Act (ADA) sidewalk curb ramps to meet State and Federal access requirements. Improvement locations will be determined during the project design phase to start later this year, and construction is estimated to start Summer/Fall of 2022. MTC is expected to release Fiscal Year 2021/22 TDA-3 funding in Fall 2021.

Policy Alternative:

Alternative: Denial of request to adopt resolution to obtain the City's guaranteed TDA-3 funding for use in completing ADA ramp and sidewalk improvements.

Pro: None

Con: TDA-3 funding is used by the City to offset the cost constructing mandatory ADA ramp and sidewalk improvements. The adoption of a resolution requesting the allocation of TDA-3 funds and the submission of a grant proposal to the MTC before June 1, 2021 is an MTC requirement to obtain this funding.

Reason not Recommended: A denial of this request would cause the City to not receive FY21/22 TDA Article 3 funding and would limit the City's ability to complete required ADA improvements.

Fiscal Impact:

FY21/22 TDA, Article 3 funding in the amount of \$155,316 will be included as part of the FY 2021-22 Proposed Budget for appropriation into Project No. 4283 ADA Curb Ramp Transition Program.

California Environmental Quality Act:

The project is categorically exempt under CEQA Article 19 Section 15301 for maintenance of existing public streets.

Recommendation:

Adopt a Resolution Requesting the Allocation of Transportation Development Act (TDA), Article 3 Funding for the City's American Disability Act (ADA) Curb Ramp Transition Program.

Attachments:

Resolution
Budget Change Form (BCF)

RESOLUTION NO. ____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILPITAS REQUESTING OF
THE METROPOLITAN TRANSPORTATION COMMISSION THE ALLOCATION OF FISCAL
YEAR 2021/2022 TRANSPORTATION DEVELOPMENT ACT ARTICLE 3
PEDESTRIAN/BICYCLE PROJECT FUNDING**

WHEREAS, Article 3 of the Transportation Development Act (TDA), Public Utilities Code (PUC) Section 99200 et seq., authorizes the submission of claims to a regional transportation planning agency for the funding of projects exclusively for the benefit and/or use of pedestrians and bicyclists; and

WHEREAS, the Metropolitan Transportation Commission (MTC), as the regional transportation planning agency for the San Francisco Bay region, has adopted MTC Resolution No.4108, entitled “Transportation Development Act, Article 3, Pedestrian and Bicycle Projects,” which delineates procedures and criteria for submission of requests for the allocation of “TDA Article 3” funding; and

WHEREAS, MTC Resolution No. 4108 requires that requests for the allocation of TDA Article 3 funding be submitted as part of a single, countywide coordinated claim from each county in the San Francisco Bay region; and

WHEREAS, the City of Milpitas desires to submit a request to MTC for the allocation of TDA Article 3 funds to support the projects described in Attachment B to this Resolution, which are for the exclusive benefit and/or use of pedestrians and/or bicyclists.

NOW, THEREFORE, the City Council of the City of Milpitas hereby finds, determines, and resolves as follows:

1. The City Council has considered the full record before it, which may include but is not limited to such things as the staff report, testimony by staff and the public, and other materials and evidence submitted or provided to it. Furthermore, the recitals set forth above are found to be true and correct and are incorporated herein by reference.
2. The City of Milpitas declares it is eligible to request an allocation of TDA Article 3 funds pursuant to Section 99234 of the Public Utilities Code.
3. There is no pending or threatened litigation that might adversely affect the project or projects described in **Attachment B** to this Resolution, or that might impair the ability of the City of Milpitas to carry out the project.
4. The project has been reviewed by the countywide Bicycle Advisory Committee and has been approved by MTC to use the countywide BAC and the countywide BAC provides for expanded representation of the City of Milpitas and the designated representatives are familiar with the bicycle and pedestrian needs of the City of Milpitas.
5. The City of Milpitas attests to the accuracy of and approves the statements in **Attachment A** to this Resolution.
6. A certified copy of this Resolution and its attachments, and any accompanying supporting materials shall be forwarded to the congestion management agency, countywide transportation

planning agency, or county association of governments, as the case may be, of Santa Clara County for submission to MTC as part of the countywide coordinated TDA Article 3 claim.

PASSED AND ADOPTED this 6th day of April 2021, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

Wendy Wood, City Clerk

Rich Tran, Mayor

APPROVED AS TO FORM:

Christopher J. Diaz, City Attorney

Lauren Lai, Finance Director/Risk Manager

APPROVED AS TO CONTENT:

Steve Erickson, Engineering Director/City Engineer

Attachment A

Re: Request to the Metropolitan Transportation Commission for the Allocation of Fiscal Year 2021/2022 Transportation Development Act Article 3 Pedestrian/Bicycle Project Funding

Findings

Page 1 of 1

1. That the **City of Milpitas** is not legally impeded from submitting a request to the Metropolitan Transportation Commission for the allocation of Transportation Development Act (TDA) Article 3 funds, nor is the **City of Milpitas** legally impeded from undertaking the project(s) described in “Attachment B” of this resolution.
2. That the **City of Milpitas** has committed adequate staffing resources to complete the project(s) described in Attachment B.
3. A review of the project(s) described in Attachment B has resulted in the consideration of all pertinent matters, including those related to environmental and right-of-way permits and clearances, attendant to the successful completion of the project(s).
4. Issues attendant to securing environmental and right-of-way permits and clearances for the projects described in Attachment B have been reviewed and will be concluded in a manner and on a schedule that will not jeopardize the deadline for the use of the TDA funds being requested.
5. That the project(s) described in Attachment B comply with the requirements of the California Environmental Quality Act (CEQA, Public Resources Code Sections 21000 et seq.).
6. That as portrayed in the budgetary description(s) of the project(s) in Attachment B, the sources of funding other than TDA are assured and adequate for completion of the project(s).
7. That the project(s) described in Attachment B are for capital construction and/or design engineering; and/or for the maintenance of a Class I bikeway which is closed to motorized traffic; and/or for the purposes of restriping Class II bicycle lanes; and/or for the development or support of a bicycle safety education program; and/or for the development of a comprehensive bicycle and/or pedestrian facilities plan, and an allocation of TDA Article 3 funding for such a plan has not been received by the **City of Milpitas** within the prior five fiscal years.
8. That the project(s) described in Attachment B is included in a locally approved bicycle, pedestrian, transit, multimodal, complete streets, or other relevant plan.
9. That any project described in Attachment B that is a bikeway meets the mandatory minimum safety design criteria published in Chapter 1000 of the California Highway Design Manual.
10. That the project(s) described in Attachment B will be completed before the funds expire.
11. That the **City of Milpitas** agrees to maintain, or provide for the maintenance of, the project(s) and facilities described in Attachment B, for the benefit of and use by the public.

Resolution No. _____

Attachment B

Page 1 of 1

TDA Article 3 Project Application Form

Fiscal Year of this Claim: 2021/2022

Applicant: City of Milpitas

Contact person: Steve Chan

Mailing Address: 455 E. Calaveras Blvd, Milpitas, CA 95035

E-Mail Address: schan@ci.milpitas.ca.gov

Telephone: (408) 586-3324

Secondary Contact (in event primary not available): Fanny Yu

E-Mail Address: fyu@ci.milpitas.ca.gov

Telephone: (408) 586-3318

Short Title Description of Project: ADA Curb Ramp Transition Program 2022

Amount of claim: \$155,316

Functional Description of Project:

Construction of ADA ramps and sidewalk closure as part of City's ADA Curb Ramp Transition Program FY21/22. Locations to be determined later.

Financial Plan:

List the project elements for which TDA funding is being requested (e.g., planning, engineering, construction, and contingency). Use the table below to show the project budget for the phase being funded or total project. Include prior and proposed future funding of the project.

Project Elements: Installation of ADA ramps and sidewalk closure of various city streets.

Funding Source	All Prior FYs	Application FY	Next FY	Following FYs	Totals
TDA Article 3		\$155,316			\$155,316
List all other sources:					
1. Gas Tax		300,000			\$300,000
2.					
3.					
4.					
Totals		\$455,316			\$455,316

Project Eligibility:	YES?/NO?
A. Has the project been approved by the claimant's governing body? (If "NO," provide the approximate date approval is anticipated). June 2022	No
B. Has this project previously received TDA Article 3 funding? If "YES," provide an explanation on a separate page.	No
C. For "bikeways," does the project meet Caltrans minimum safety design criteria pursuant to Chapter 1000 of the California Highway Design Manual? (Available on the internet via: http://www.dot.ca.gov).	N/A
D. Has the project been reviewed by a Bicycle Advisory Committee (BAC)? (If "NO," provide an explanation). Enter date the project was reviewed by the BPAC: _____ BPAC was dissolved by City Council in 2018	No
E. Has the public availability of the environmental compliance documentation for the project (pursuant to CEQA) been evidenced by the dated stamping of the document by the county clerk or county recorder? (required only for projects that include construction).	Yes
F. Will the project be completed before the allocation expires? Enter the anticipated completion date of project (month and year) December 31, 2022	Yes
G. Have provisions been made by the claimant to maintain the project or facility, or has the claimant arranged for such maintenance by another agency? (If an agency other than the Claimant is to maintain the facility provide its name: _____)	Yes

City of Milpitas, California

BUDGET CHANGE FORM

Type of Change	From*		To*	
	Account	Amount	Account	Amount
Check one: ☐ Budget Appropriation ☒ Budget Transfer	310-2931 311-9514283153565	\$155,316 \$155,316	310-3999 311-951428374800	\$155,316 \$155,316

Adopt a Resolution Requesting the Allocation of Transportation Development Act (TDA), Article 3 Funding for the City's American Disability Act (ADA) Curb Ramp Transition Program, and Appropriate FY21/22 TDA, Article 3 Funding in the Amount of \$155,316 into City Capital Improvement Program Project No. 4283 Upon Receipt of Fund.

Background:

The California Transportation Development Act, (TDA) was approved in 1971, and, allows Counties to establish a quarter-cent sales tax to provide funding for a variety of transportation projects, including:

- Transit operations
- Bus and rail projects
- Special transit services for disabled riders
- Pedestrian and bicycle facilities
- Transportation planning

Transportation Development Act Article 3 (TDA-3), provides annual funding for bicycle and pedestrian projects within the Bay Area, and the Metropolitan Transportation Commission (MTC) sets policies and procedures for the TDA-3 funding. The City of Milpitas receives guaranteed TDA-3 funding annually for pedestrian and bicycle improvement projects. The Funding amount is based on a population formula, and funding for fiscal year 2021/22 is \$155,316.

Analysis:

A requirement to receive the annual TDA-3 funding is for the City to adopt a resolution (Attached) requesting allocation of the TDA-3 funds and the submission of a grant proposal to the MTC before June 1, 2021.

Staff recommends using the Fiscal Year 2021/22 TDA-3 funding for City Capital Improvement Program Project No. 4283 ADA Curb Ramp Transition Program. This Project provides for the replacement of damaged and non-compliant American's with Disability Act (ADA) sidewalk curb ramps to meet State and Federal access requirements. Improvement locations will be determined during the project design phase to start later this year, and construction is estimated to start Summer/Fall of 2022. MTC is expected to release Fiscal Year 2021/22 TDA-3 funding in Fall 2021.

Policy Alternative:

Alternative: Denial of request to adopt resolution to obtain the City's guaranteed TDA-3 funding for use in completing ADA ramp and sidewalk improvements.

Pro: None

Con: TDA-3 funding is used by the City to offset the cost constructing mandatory ADA ramp and sidewalk improvements. The adopting of a resolution requesting allocation of the TDA-3 funds and the submission of a grant proposal to the MTC before June 1, 2021 is an MTC requirement to obtain this funding.

Reason not Recommended: A denial of this request would cause the City to not receive FY21/22 TDA Article 3 funding and would limit the City's ability to complete required ADA improvements.

Recommendation:

- Adopt a Resolution Requesting the Allocation of Transportation Development Act (TDA), Article 3 Funding for the City's American Disability Act (ADA) Curb Ramp Transition Program, and
- Appropriate FY21/22 TDA, Article 3 Funding in the Amount of \$155,316 into City Capital Improvement Program Project No. 4283 Upon Receipt of Fund.

Fiscal Impact:

FY21/22 TDA, Article 3 funding in the amount of \$155,316 will be appropriated into Project No. 4283 ADA Curb Ramp Transition Program upon receipt of fund.

California Environmental Quality Act:

The project is categorically exempt under CEQA Article 19 Section 15301 for maintenance of existing public streets.

Recommendations:

- Adopt a Resolution Requesting the Allocation of Transportation Development Act (TDA), Article 3 Funding for the City's American Disability Act (ADA) Curb Ramp Transition Program, and
- Appropriate FY21/22 TDA, Article 3 Funding in the Amount of \$155,316 into City Capital Improvement Program Project No. 4283 Upon Receipt of Fund.

Attachments:

1. Resolution
2. Budget Change Form
- 3.

☐ **Check if City Council Approval required.**

Meeting Date: April 06, 2021

Requested by:	Department Head: Steve Erickson	Date: April 06, 2021
Reviewed by:	Finance Director: Lauren Lai	Date: April 06, 2021
Date approved by City Council, if required:		Confirmed by:



CITY OF MILPITAS AGENDA REPORT (AR)

Item Title:	Adopt Resolutions of the Milpitas City Council and Milpitas Public Financing Authority Board Authorizing Investment of Monies in the Local Agency Investment Fund and Updating Officers' Information
Category:	Consent Calendar-Leadership and Support Services
Meeting Date:	4/6/2021
Staff Contact:	Lauren Lai, Finance Director/Risk Manager, 408-586-3111
Recommendation:	Adopt two Resolutions of the Milpitas City Council and Milpitas Public Financing Authority Board authorizing investment of monies in the Local Agency Investment Fund and updating officers' information.

Background:

The City of Milpitas and the Milpitas Public Financing Authority (PFA) have been participating in the State's Local Agency Investment Fund (LAIF) since 1977. LAIF offers local agencies such as our City the opportunity to participate in a major portfolio administered by the State Treasurer's Office for short-term investments.

LAIF requires that the City Council adopt a resolution that authorizes City designated individuals to have access to the City's and PFA's LAIF accounts. On June 16, 2020, with Council adoption of City Resolution Number 8986 and PFA Resolution Number 26, the signature authority resolution was last updated to include signature authority for the Vice Mayor and City Manager.

Analysis:

Periodically it is necessary to update the signatories with LAIF. This occurs when there is either a change of staffing or a change of members of the Council.

For the recommended resolutions, the Mayor, City Manager, and Assistant City Manager's previous authorizations are included for re-authorization. The new authorizations include the change of Finance Director and Vice Mayor, as well as the addition of Deputy City Manager, in accordance with LAIF instructions.

By updating the resolutions and completing the LAIF authorization form, all prior authorizations on file with LAIF, for transfer of funds, will be replaced and superseded.

Policy Alternative:

Alternative: Do not adopt two resolutions updating the list of authorized individuals having access to the City and the Public Finance Authority's LAIF accounts.

Pros: None

Cons: The City will not be current with authorizations for appointed and elected officials.

Reasons not recommended: Not updating City and the Public Finance Authority's account authorizations will be inconsistent with LAIF requirements.

Fiscal Impact:

There is no fiscal impact to change authorized persons.

Recommendation:

Adopt two Resolutions of the Milpitas City Council and Milpitas Public Financing Authority Board authorizing investment of monies in the Local Agency Investment Fund and updating officers' information.

Attachments:

City Council Resolution

Public Financing Authority Resolution

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILPITAS AUTHORIZING
INVESTMENT OF MONIES IN THE LOCAL AGENCY INVESTMENT FUND**

WHEREAS, Chapter 730 of the statutes of 1976 Section 16429.1 was added to the California Government Code to create a Local Agency Investment Fund in the State Treasury for the deposit of money of a local agency for purposes of investment by the State Treasurer; and

WHEREAS, the City Council does hereby find that the deposit and withdrawal of money in the Local Agency Investment Fund in accordance with the provisions of Section 16429.1 of the Government Code for the purpose of investment as stated therein is in the best interests of the City of Milpitas.

NOW, THEREFORE, the City Council of the City of Milpitas hereby finds, determines, and resolves as follows:

1. The City Council does hereby authorize the deposit and withdrawal of City of Milpitas monies in the Local Agency Investment Fund in the State Treasury in accordance with the provisions of Section 16429.1 of the Government Code as stated herein, and verification by the State Treasurer's Office of all banking information provided in that regard.
2. The following City of Milpitas officers or their successors in office shall be authorized to order the deposit or withdrawal of monies in the Local Agency Investment Fund:

Rich Tran, Mayor

Carmen Montano, Vice Mayor

Steven G. McHarris, City Manager

Ashwini Kantak, Assistant City Manager

Walter C. Rossmann, Deputy City Manager

Lauren Lai, Director of Finance

PASSED AND ADOPTED this ____ day of _____, 2021, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

Wendy Wood, City Clerk

Rich Tran, Mayor

APPROVED AS TO FORM:

Christopher J. Diaz, City Attorney

RESOLUTION NO. PFA_____

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MILPITAS PUBLIC FINANCING AUTHORITY
AUTHORIZING INVESTMENT OF MONIES IN THE LOCAL AGENCY INVESTMENT FUND**

WHEREAS, Chapter 730 of the statutes of 1976 Section 16429.1 was added to the California Government Code to create a Local Agency Investment Fund in the State Treasury for the deposit of money of a local agency for purposes of investment by the State Treasurer; and

WHEREAS, the Board of Directors of the Milpitas Public Financing Authority (“Authority”) does hereby find that the deposit and withdrawal of money in the Local Agency Investment Fund in accordance with the provisions of Section 16429.1 of the Government Code for the purpose of investment as stated therein is in the best interests of the Authority.

NOW, THEREFORE, the Board of Directors of the Milpitas Public Financing Authority hereby finds, determines, and resolves as follows:

1. The Board of Directors does hereby authorize the deposit and withdrawal of Authority monies in the Local Agency Investment Fund in the State Treasury in accordance with the provisions of Section 16429.1 of the Government Code as stated herein, and verification by the State Treasurer’s Office of all banking information provided in that regard.
2. The following Authority officers or their successors in office shall be authorized to order the deposit or withdrawal of monies in the Local Agency Investment Fund:

Rich Tran, Chair

Carmen Montano, Vice Chair

Steven G. McHarris, Authority Director

Ashwini Kantak, Assistant Authority Director

Walter C. Rossmann, Deputy Authority Director

Lauren Lai, Treasurer

PASSED AND ADOPTED this _____ day of _____, 2021, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

Wendy Wood, Authority Secretary

Rich Tran, Chair

APPROVED AS TO FORM:

Christopher J. Diaz, Authority Counsel



CITY OF MILPITAS AGENDA REPORT (AR)

Item Title:	Adopt a Resolution Supporting Submission of Projects for Community Project Funding
Category:	Consent Calendar-Community Services and Sustainable Infrastructure
Meeting Date:	4/6/2021
Staff Contact:	Steve Erickson, City Engineer, 408-586-3301
<u>Recommendation:</u>	Adopt a Resolution Supporting Submission of Projects for Community Project Funding

Background:

On March 23, 2021, representatives from United States Congressman Ro Khanna's Office reached out to the City asking for the submission of transportation infrastructure related projects that could be prioritized for Federal Community Project Funding (CPF requests).

According to a press release from House Appropriations Committee Chair Rosa DeLauro (D-CT) dated February 26, 2021, the House will accept Member requests for Community Project Funding in appropriations bills for the upcoming fiscal year, which included certain requirements such as public transparency and accountability and community support. To facilitate this goal, the House Appropriations Committee established an online "one-stop" link to all House members' project requests and Members of Congress must provide evidence of community support that were compelling factors in their decision to select the requested projects. Examples of Community engagement and support include:

- Letters of support from elected community leaders
- Press articles highlighting the need for the requested Community Project Funding
- Support from newspaper editorial boards
- Projects listed on State intended use plans, community development plans, or other publicly available planning documents
- Resolutions passed by city councils or boards.

Analysis:

The deadline to submit Project requests is April 2, 2021, and three project requests along with available background documentation, were submitted to Ro Khanna's Office on March 26, 2021. This request was received and responded to prior to President Biden's unveiling of his American Jobs Plan on March 31, 2021

The three transportation infrastructure projects submitted are included in the current 2020-2025 Capital Improvement Program (CIP):

- Project No. 2016 South Milpitas Vehicle Bridge @ Penitencia Creek
- Project No. 2018 Montague Expressway Pedestrian Overcrossing @ Penitencia Creek
- Project No. 4258 Calaveras Bridge Widening

Project No. 2016, South Milpitas Vehicle/Pedestrian Bridge @ Penitencia Creek provides for the design and construction of a new bridge over Penitencia Creek at the end of South Milpitas Boulevard which currently terminates at Capital Avenue. The bridge is part of the Metro Area Specific Plan circulation infrastructure plan to provide vehicular, bicycle and pedestrian connectivity between Metro developments, Milpitas Transit Station

The Great Mall of the Bay Area, and surrounding residential. The Project is currently in the design phase and the California Environmental Quality Act (CEQA) process is anticipated to start later this Spring. Funding for the design phase is from the Transit Area Specific Plan (TASP), however funding is not currently available for the construction phase, which is estimated to cost up to \$12,700,000.

Project No. 2018 Montague Expressway Pedestrian Overcrossing @ Penitencia Creek provides for the design and construction of a pedestrian overcrossing (POC) bridge over Montague Expressway at the east levee of Penitencia Creek. This POC bridge is part of the Metro Specific Plan circulation infrastructure plan to provide safe and convenient pedestrian connectivity between Metro residential developments, schools, parks, Great Mall, and the BART Station. The Project is currently in the design phase and the California Environmental Quality Act (CEQA) process is anticipated to start later this Spring. Funding for the design phase is from the Transit Area Specific Plan (TASP), however funding is not currently available for the construction phase, which is estimated to cost up to \$15,000,000.

Project No. 4258 Calaveras Bridge Widening provides for the replacement of the Calaveras Boulevard vehicle bridges between Milpitas Boulevard and Abel Street. These bridge structures were constructed in the early 1970's and are reaching the end of their service life, and the structures do not have adequate bicycle and pedestrian facilities. The replacement bridge structures will accommodate up to three vehicle travel lanes including a six-foot-wide bike lane and ten-foot-wide sidewalk along both sides of the structures. State Route 237 (Calaveras Boulevard) is owned by the State of California and the City would be the local project sponsor. The project is estimated to cost \$84,000,000 and the City would be required to provide an 11.5% local funding match for the project, however the project is not funded. The City Council adopted Resolution No. 7894 on June 16th, 2009 to establish a Development Traffic Impact Fee to provide funding for this project. At the time, the City has collected approximately \$174,000 in impact fee funding.

The three transportation infrastructure projects submitted for Community Project Funding fulfill the community engagement requirement as follows. They are listed in community development plans and documents that are publicly available. More specifically, the projects are included in the City's Capital Improvement Program, and the City Council and the Milpitas Housing Authority Commission adopted Resolution No. 8976 last June 2, 2020 following the Public Hearing to adopt the 2020-2025 Capital Improvement Program. In addition, following a Public Hearing, the City's Planning Commission adopted Resolution No. 21-005 on March 10, 2021 finding the proposed 2021-2026 Capital Improvement Program, which includes these three transportation projects, in conformance with the City's General Plan as required by Government Code 65401.

To reinforce community support and engagement for these regionally important transportation infrastructure projects, staff recommends the City Council adopt the attached Resolution in support of these three Projects and to request United States Congressman Ro Khanna to prioritize these projects and submit to the Appropriations Committee for Federal funding consideration.

Fiscal Impact:

The three projects submitted for Community Project Funding are included in the City's Capital Improvement Program, however these projects do not have the funding to move forward. Federal Community Project Funding will assist in the completion of these projects.

Policy Alternatives:

Alternative 1:

Do not adopt a Resolution supporting the three Projects for Federal Community Project Funding (CPF).

Pros: None

Cons: While these Projects are in the current 2020-2026 Capital Improvement Program, sufficient funding is not available to move these projects forward to construction.

Reason not recommended: Each of the three projects submitted for CPF funding are high cost transportation infrastructure projects benefiting the Milpitas Community, and the City will need to obtain funding from other sources such as Federal, State, and Grants to be able to move these projects forward.

California Environmental Quality Act:

Not applicable.

Recommendation:

Adopt a Resolution Supporting Submission of Projects for Federal Community Funding Request Funding.

Attachment:

Resolution

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILPITAS IN SUPPORT OF
THE THREE TRANSPORTATION INFRASTRUCTURE PROJECTS SUBMITTED FOR
FEDERAL COMMUNITY PROJECT FUNDING**

WHEREAS, the United States Congress Appropriations Committee is accepting up to ten Transportation Infrastructure Projects from each Committee Representative for review and consideration for federal Community Project Funding (CPF); and

WHEREAS, the City of Milpitas is within the District Represented by Ro Khanna, who is a member of the Appropriations Committee; and

WHEREAS, the Milpitas City Council and the Milpitas Housing Authority Commission adopted Resolution No. 8976 last June 2, 2020, following a Public Hearing to adopt the 2020-2025 Capital Improvement Program which includes the following three regionally significant transportation infrastructure Projects: Project No. 2016 South Milpitas Vehicle Bridge at Penitencia Creek; Project No. 2018 Montague Expressway Pedestrian Overcrossing at Penitencia Creek; Project No. 4258 Calaveras Bridge Widening; and

WHEREAS, following a Public Hearing, the City's Planning Commission adopted Resolution No. 21-005 on March 10, 2021, finding the proposed 2022-2026 Capital Improvement Program, which also includes these three transportation Projects, in conformance with the City's General Plan as required by Government Code 65401; and

WHEREAS, the City of Milpitas submitted Community Project Funding requests for each of these three Projects to Representative Khanna's Office on March 26, 2021 for consideration in submitting to the Appropriations Committee ahead of the April 2, 2021 deadline for Federal funding; and

WHEREAS, community engagement and support are crucial in determining which projects are worthy of Federal funding. Only projects with demonstrated community support will be considered for funding, and it is recommended the Milpitas City Council demonstrate its support for these regionally significant transportation infrastructure projects submitted for CPF funding.

NOW, THEREFORE, the City Council of the City of Milpitas hereby find, determine, and resolve as follows:

The following three Projects are included in the adopted 2020-2025 Capital Improvement Program, which is a publicly available development document, and these Projects are significant infrastructure projects that are an important step to relieving traffic congestion and in enhancing roadway safety for pedestrians and bicyclists which are worthy of Federal funding through the Community Project Funding process:

- Project No. 2016 South Milpitas Vehicle Bridge at Penitencia Creek;
- Project No. 2018 Montague Expressway Pedestrian Overcrossing at Penitencia Creek; and
- Project No. 4258 Calaveras Bridge Widening.

///

PASSED AND ADOPTED this _____ day of _____ 2021, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

Wendy Wood, City Clerk

Rich Tran, Mayor

APPROVED AS TO FORM:

Christopher J. Diaz, City Attorney



CITY OF MILPITAS AGENDA REPORT (AR)

Item Title:	Approve and Authorize the City Manager to Execute Amendment No. 1 to the Professional Services Agreement with Urban Field Studio in the new total amount of \$966,250 and Extend the Term of the Agreement to June 30, 2022 for the Milpitas Metro Specific Plan (TASP Update); and Approve a related Budget Amendment in the amount of \$426,250
Category:	Consent Calendar-Community Development
Meeting Date:	4/6/2021
Staff Contact:	Ned Thomas, Planning Director, (408) 586-3273
Recommendation:	1. Approve and authorize the City Manager to execute Amendment No. 1 to the Professional Services Agreement with Urban Field Studio in the new total amount of \$966,250 with a term through June 30, 2022 for the Milpitas Metro Specific Plan (TASP Update). 2. Approve a Budget appropriation of \$426,250 from the Transit Area Development Impact Fee Fund into CIP Project No. 2006

BACKGROUND:

Project Number 2006, Milpitas Metro Specific Plan, is in the approved 2020-2025 Capital Improvement Program and provides an update to the City's existing Transit Area Specific Plan. The updated Specific Plan will refine the vision for further development of the neighborhood surrounding the Milpitas Transit Center in light of current realities and needs and provide updated policy guidance to shape the ongoing transformation of this area into a vibrant pedestrian- and transit-oriented community. The Plan will address urban design to ensure high-quality development of housing, retail, entertainment, commercial and park spaces, and a safe and attractive pedestrian and bicycle network. The plan will support economic development and enhance the quality of life for current and future residents.

On February 18, 2020, the City Council authorized the City Manager to execute a Professional Services Agreement (Attachment 1) with Urban Field Studio in the amount of \$540,000 to complete an update of the Transit Area Specific Plan (Metro Plan). At that time, the full range of development opportunities within the Transit Area was unknown, and the initial scope of work was based on an estimate of services to be provided. The Agenda Report and the original scope of work for this project noted that "additional funds may be required to complete the project once a final scope for the environmental analysis under CEQA can be determined."

Urban Field Studio has now completed initial analysis of development capacity within the planning area and identified levels of density and intensity that might be achieved under the updated Milpitas Metro Plan. Staff have negotiated an amended scope with Urban Field Studio and are recommending an amendment to the original agreement. Amendment No. 1 to the Professional Services Agreement (Attachment 2) incorporates an expanded Scope of Consultant Services, including a revised schedule and planning activities needed to complete the Milpitas Metro Specific Plan. The expanded scope of work will require a budget appropriation of \$426,250 from the Transit Area Development Impact Fee Fund into CIP Project No. 2006 (Attachment 3).

ANALYSIS:

The original Professional Services Agreement with Urban Field Studio estimated that current work on the Metro Plan would be completed by April 2021. However, from the outset of this project, staff and the consultant

team acknowledged that any significant expansion of the potential development scenario would increase the timeline by creating the need for additional stakeholder engagement meetings, more project coordination, and a higher level of CEQA assessment, including traffic analysis. Staff expects to complete the Milpitas Metro Plan document and EIR by the end of 2021, but the proposed contract extension would extend the project timeline to June 30, 2022, to provide a buffer for any unforeseen delays.

The proposed expansion of this contractual work will require additional costs of \$426,250. Added to the original contract amount of \$540,000, which is more than seventy percent (75%) completed to date, the original and expanded contractual costs together will total \$966,250. For perspective on this added cost, the additional budget appropriation of \$426,250 could be effectively covered by the impact fees paid by the developer for roughly 10 residential units (\$40,487/du, 2019), where the Metro Plan will accommodate an additional 6,000 or more units over the 20-year term of the plan.

Expanded Scope of Work

Staff and the consultant team, led by Jane Lin of Urban Field Studio and Christina Paul of Metropolitan Planning Group, have been working diligently to prepare a comprehensive project description that will address un-redeveloped areas within the original plan area. In collaboration with the City's Economic Development team, the consultants have also identified certain areas where expansion of the Metro Plan boundaries would create significant opportunities for new job growth and economic development. These areas would benefit from, and be benefitted by, inclusion in an expanded plan area and the new public infrastructure improvements that would be made to serve the area.

The original 2008 TASP development scenario envisioned 7,109 new residential units in addition to the 468 existing units (7,577 total units) as well as approximately 283,000 square feet of new retail commercial space, approximately 993,000 square of new office space, and 350 new hotel rooms. To date, 6,955 new residential units have been entitled in the TASP area, and only 622 units remain unentitled. Meanwhile, only a fraction of the retail, almost none of the office, and none of the hotel rooms have been realized. The current TASP Update (Metro Plan) envisions adding approximately 6,000 new housing units and over one million square feet of new office and commercial development. Based on these numbers, staff and the consultants have concluded that a higher level of CEQA review will be required. Rather than a "supplemental" EIR, as described in the original scope, Urban Field Studio is now recommending preparation of a "subsequent" EIR to provide an appropriate level of CEQA analysis for the document.

Considering the Metro area's proximity to jobs and transit, as well as the established goal of promoting a complete neighborhood with housing, jobs, services" and a sense of place, staff has identified several advantages to pursuing a higher level of CEQA:

- The Metro Plan area still has available land to accommodate more housing as well as the anticipated office and retail space and additional hotel rooms. The pending Regional Housing Needs Assessment (RHNA) is likely to impose a significant housing obligation on the City of Milpitas, and the Metro area can easily absorb most of this requirement due to its ability to support higher density development.
- Simon Property Group, owner of the Great Mall, recognizes the growing challenges to traditional suburban shopping malls, and have expressed interest in working with the City to explore other development opportunities on their property to enhance the overall retail experience.
- The City's new General Plan and Economic Development Strategy both call for development of an Innovation District on approximately 45 acres of existing low- and medium-intensity industrial/office and storage properties located east of the Milpitas Transit Center between Berryessa Creek and Interstate 680. This area is bisected by Montague Expressway and enjoys excellent access from other areas of Silicon Valley and the East Bay.
- The Metro Plan also calls for the annexation of roughly five acres of additional housing sites on South Main Street into the Metro Plan. Several of these properties are owned by the City of Milpitas or the City's Housing Authority.

In summary, the draft Metro Plan has a much more robust development scenario than anticipated in the original contract approved in February 2020. It is clear that a supplemental EIR would not be sufficient or appropriate to address the environmental analysis needed for the updated plan. This environmental analysis, including robust traffic impact studies, represent a significant portion of the expanded contract costs.

POLICY ALTERNATIVE:

Alternative: Do not approve the amendment and budget appropriation.

Pro: Will not require an additional appropriation of \$426,250.

Con: Not approving the expanded scope of professional services or appropriating the necessary funds will halt ongoing work on the Transit Area Specific Plan Update (Milpitas Metro Specific Plan). The City will not be able to complete the required environmental review required under CEQA nor pursue a robust development scenario for this area with the new housing, retail, and office development envisioned in the existing TASP. The City will also forgo possible future development of an Innovation District as envisioned in the General Plan.

Reason for not recommending: Denial of the expanded contract will leave the plan uncompleted and have a negative effect on potential City revenues from expanding sales, property and other taxes and fees. Additionally, failure to complete the plan will not realize the opportunities presented by the transit-oriented neighborhood, will not enhance the livability of the Metro neighborhood, nor will it provide a place to accommodate the City's obligation to provide housing in accordance with the State's RHNA requirements.

FISCAL IMPACT:

The project has an approved budget of \$540,000 funded in FY 2020-21 with funds from the City's Transit Area Development Impact Fee Fund (TADIF). The project is identified as Project No. 2006 (Transit Area Specific Plan Update) in the City's Capital Improvement Program (CIP) and as a project on the Basic Infrastructure Plan (BIP) for the Transit Area Specific Plan (Metro Plan). Execution of Amendment No. 1 to the Professional Services Agreement will require a budget appropriation of \$426,250 from the Transit Area Development Impact Fee Fund (TADIF) to CIP Project No. 2006. Sufficient funds are available in the TADIF.

ENVIRONMENTAL REVIEW:

The funding of planning consultant services is not a project, in accordance with Section 15378 of the California Environmental Quality Act (CEQA) Guidelines. The original TASP project was adopted concurrent with an Environmental Impact Report (EIR), as required by CEQA, and the pending update of the plan includes the preparation of a Subsequent EIR in accordance with this professional contract.

RECOMMENDATIONS:

1. Approve and authorize the City Manager to execute Amendment No. 1 to the Professional Services Agreement with Urban Field Studio in the new total amount of \$966,250 with a term through June 30, 2022 for the Milpitas Metro Specific Plan (TASP Update).
2. Approve a Budget appropriation of \$426,250 from the Transit Area Development Impact Fee Fund into CIP Project No. 2006.

Attachments:

- 1 – Professional Services Agreement with Urban Field Studio executed February 19, 2020
- 2 – Amendment No. 1 with Expanded Scope of Services
- 3 – Budget Change Form
- 4 – Updated CIP Sheet for Project No. 2006

City of Milpitas

PURCHASE ORDER

Purchasing Division
455 E. Calaveras Blvd.
Milpitas, CA 95035-5411
Telephone: (408) 586-3160
Fax: (408) 586-3170

MAIL INVOICE TO: CITY OF MILPITAS
ACCOUNTS PAYABLE
455 E. CALAVERAS BLVD.
MILPITAS, CA 95035-5411

INVOICE QUESTIONS : (408) 586-3127

PO NUMBER: C2 00602
PAGE 1 OF 1
DATE: 03/24/20

SHIP TO: Ned Thomas
City of Milpitas
455 E. Calaveras Blvd.
Milpitas, CA 95035-5411

VENDOR: Urban Field Studio, LLP
2169 Folsom Blvd, M304
19023 San Francisco CA 94110

CONTACT:
PHONE#:
FAX#:

FOB: NA SHIP VIA: PAYMENT TERMS: Net30 DATE REQUIRED: 03/24/20

LINE	QUANTITY	UNIT	UNIT PRICE	AMOUNT	DESCRIPTION OF ITEM AND/OR SERVICES ORDERED
1			1.00	540,000.00	Agreement entered on February 19, 2020. Transit Area Specific Plan Update 2020. Certificate of Insurance to expire on February 10, 2021. For questions regarding this purchase order, please contact Ned Thomas @408.586.3273. Approved by City Council on February 18, 2020.

TOTAL: \$540,000.00

CP2 6-2-4237

\$540,000.00

PURCHASING AGENT:

Chris Schroeder

CITY MANAGER:

Approved by City Council

(Required Only On Orders Greater Than \$10,000)

1. FURNISH TWO (2) COPIES OF THE INVOICE.
2. INVOICE EACH SHIPMENT SEPARATELY.
3. PURCHASE ORDER NUMBER MUST APPEAR ON ALL INVOICES, CORRESPONDENCE, CONTAINERS AND PACKING LISTS.

4. ALL MATERIAL IS TO BE DELIVERED AS SPECIFIED ABOVE.
5. NO EXCEPTIONS UNLESS STATED ABOVE.
6. ADDITIONAL TERMS AND CONDITIONS ARE STATED ON THE BACK OF THIS FORM.

Vendor Number 19023		New Vendor - Attach W-9		455 E. Calaveras Blvd., Milpitas CA 95035	
Recommended Supplier / Contact / Street Address Urban Field Studio		Reason For Recommendation		Ship To	
Jane Lin, Principal in Charge					
2169 Folsom Blvd, M304		Telephone		Fax #	
City, State & Zip Code San Francisco, CA 94110		Date Requested: 02/24/2020		Requested by: Kevin Riley	
☐ Check box to send or e-mail PO to vendor: E-mail Address:		☐ Date Requested: Ext.		Date Required: Signature signifies certification that funds are available and need of services or materials are valid in this function unit or project	
Item	Quantity	Unit of Measure	Description	Unit Price	Extended Price
1	1	EA	Transit Area Specific Plan 2020 Update	540,000.00	540,000.00
				0.00	0.00
				0.00	0.00
				0.00	0.00
				0.00	0.00
				0.00	0.00
				0.00	0.00
				0.00	0.00
Justification Or Intended Use Of Goods or Services			Sub Total	540,000.00	540,000.00
			Tax		
			Freight		
			Total		540,000.00

OK to pay: 2/29/20 Date
Steven McHarris, City Manager
 Account Code Number

Fund - Function - Expenditure / CP / PG / GT
CP2006-2-4237

Requestor Check-off list:

Agreement Start Date: _____ & End Date: _____

Annual Contract Amount: _____

Certificate of Insurance Expiration Date: _____

City Council Approved on (for purchases over \$100,000): _____

Competitive Bidding - 3 quotes received ☐ Yes ☐ No

Sole Source Justification form (attach)

Emergency Procurement form (attach)

(**attach Agenda & Minutes)

For Accounting Use Only

Signature Approval: _____

CIP Budget Check: ☒

Acct. Code Check: ☒

Agreement Dated: 02-19-20

Insurance Expires: 02-10-21

City Council: 02-18-20

Depreciable? If yes, use POW EQ: NE

Multiple Account, use POW MA: _____

Commodity Code: 096502

Ship to Code: 4100

PO Entered on: 03-13-20

PO # 0200602

Batch # 71090

Entered by: [Signature]

**CITY OF MILPITAS
PROFESSIONAL SERVICES AGREEMENT**

This Agreement is made and entered into as of February 19, 2020 ("Effective Date") by and between the City of Milpitas, a municipal corporation organized and operating under the laws of the State of California with its principal place of business at 455 E. Calaveras Boulevard, Milpitas, California 95035 ("City"), and **Urban Field Studio**, a Limited Liability Partnership, with its principal place of business at **2169 Folsom Street, M304, San Francisco, CA, 94110** (hereinafter referred to as "Consultant"). City and Consultant are sometimes individually referred to as "Party" and collectively as "Parties" in this Agreement.

RECITALS

A. City is a public agency of the State of California and is in need of professional services for the following project:

Transit Area Specific Plan 2020 Update (hereinafter referred to as "the Project").

B. Consultant is duly licensed and has the necessary qualifications to provide such services.

C. The Parties desire by this Agreement to establish the terms for City to retain Consultant to provide the services described herein.

AGREEMENT

NOW, THEREFORE, IT IS AGREED AS FOLLOWS:

1. Services.

Consultant shall provide the City with the services described in the Scope of Services attached hereto as Exhibit A.

2. Compensation.

a. Subject to paragraph 2(b) below, the City shall pay for such services in accordance with the Schedule of Charges set forth in Exhibit B.

b. In no event shall the total amount paid for services rendered by Consultant under this Agreement exceed the sum of **Five Hundred Forty Thousand Dollars and Zero Cents (\$540,000.00)**. This amount is to cover all printing and related costs, and the City will not pay any additional fees for printing expenses. Periodic payments shall be made within thirty (30) days of receipt of an invoice which includes a detailed description of the work performed. Payments to Consultant for work performed will be made on a monthly billing basis.

3. Additional Work.

If changes in the work seem merited by Consultant or the City, and informal consultations with the other party indicate that a change is warranted, it shall be processed in the following manner: a letter outlining the changes shall be forwarded to the City by Consultant with a statement of estimated changes in fee or time schedule. An amendment to this Agreement shall be prepared by the City and executed by both Parties before performance of such services, or the City will not be required to pay for the changes in

the scope of work. Such amendment shall not render ineffective or invalidate unaffected portions of this Agreement.

4. Maintenance of Records.

Books, documents, papers, accounting records, and other evidence pertaining to costs incurred shall be maintained by Consultant and made available at all reasonable times during the Agreement term and for four (4) years from the date of final payment under the Agreement for inspection by City.

5. Term of Performance.

The term of this Agreement shall be **from the Effective Date of this contract to December 31, 2021**, unless earlier terminated as provided herein. The City reserves the right to review the Consultant's performance at the end of each year and cancel all or part of the Agreement. The performance of work shall be generally in accordance with the Activity Schedule provided as Exhibit C.

6. Delays in Performance.

a. Neither City nor Consultant shall be considered in default of this Agreement for delays in performance caused by circumstances beyond the reasonable control of the non-performing party. For purposes of this Agreement, such circumstances include but are not limited to, abnormal weather conditions; floods; earthquakes; fire; epidemics; war; riots and other civil disturbances; strikes, lockouts, work slowdowns, and other labor disturbances; sabotage or judicial restraint.

b. Should such circumstances occur, the non-performing party shall, within a reasonable time of being prevented from performing, give written notice to the other party describing the circumstances preventing continued performance and the efforts being made to resume performance of this Agreement.

7. Compliance with Law.

a. Consultant shall comply with all applicable laws, ordinances, codes and regulations of the federal, state and local government, including Cal/OSHA requirements.

b. If required, Consultant shall assist the City, as requested, in obtaining and maintaining all permits required of Consultant by federal, state and local regulatory agencies.

c. If applicable, Consultant is responsible for all costs of clean up and/ or removal of hazardous and toxic substances spilled as a result of his or her services or operations performed under this Agreement.

8. Standard of Care

Consultant's services will be performed in accordance with generally accepted professional practices and principles and in a manner consistent with the level of care and skill ordinarily exercised by members of the profession currently practicing under similar conditions.

9. Assignment and Subconsultant

Consultant shall not assign, sublet, or transfer this Agreement or any rights under or interest in this Agreement without the written consent of the City, which may be withheld for any reason. Any attempt to

so assign or so transfer without such consent shall be void and without legal effect and shall constitute grounds for termination. **Subcontracts, if any, shall contain a provision making them subject to all provisions stipulated in this Agreement.** Nothing contained herein shall prevent Consultant from employing independent associates, and subconsultants as Consultant may deem appropriate to assist in the performance of services hereunder.

10. Independent Consultant

Consultant is retained as an independent contractor and is not an employee of City. No employee or agent of Consultant shall become an employee of City. The work to be performed shall be in accordance with the work described in this Agreement, subject to such directions and amendments from City as herein provided.

11. Insurance. Consultant shall not commence work for the City until it has provided evidence satisfactory to the City it has secured all insurance required under Exhibit D (Insurance Requirements), attached hereto and incorporated herein by this reference. In addition, Consultant shall not allow any subcontractor to commence work on any subcontract until it has secured all insurance required therein.

12. Indemnification.

a. To the fullest extent permitted by law, Consultant shall defend (with counsel of City's choosing), indemnify and hold the City, its officials, officers, employees, volunteers, and agents free and harmless from any and all claims, demands, causes of action, costs, expenses, liability, loss, damage or injury of any kind, in law or equity, to property or persons, including wrongful death, in any manner arising out of, pertaining to, or incident to any acts, errors or omissions, or willful misconduct of Consultant, its officials, officers, employees, subcontractors, consultants or agents in connection with the performance of the Consultant's services, the Project or this Agreement, including without limitation the payment of all damages, expert witness fees and attorney's fees and other related costs and expenses. Consultant's obligation to indemnify shall not be restricted to insurance proceeds, if any, received by Consultant, the City, its officials, officers, employees, agents, or volunteers.

b. If Consultant's obligation to defend, indemnify, and/or hold harmless arises out of Consultant's performance of "design professional" services (as that term is defined under Civil Code section 2782.8), then, and only to the extent required by Civil Code section 2782.8, which is fully incorporated herein, Consultant's indemnification obligation shall be limited to claims that arise out of, pertain to, or relate to the negligence, recklessness, or willful misconduct of the Consultant, and, upon Consultant obtaining a final adjudication by a court of competent jurisdiction, Consultant's liability for such claim, including the cost to defend, shall not exceed the Consultant's proportionate percentage of fault.

13. California Labor Code Requirements.

a. Consultant is aware of the requirements of California Labor Code Sections 1720 et seq. and 1770 et seq., which require the payment of prevailing wage rates and the performance of other requirements on certain "public works" and "maintenance" projects ("Prevailing Wage Laws"). If the services are being performed as part of an applicable "public works" or "maintenance" project, as defined by the Prevailing Wage Laws, and if the total compensation is One Thousand Dollars and Zero Cents (\$1,000.00) or more, Consultant agrees to fully comply with such Prevailing Wage Laws. Consultant shall defend, indemnify and hold the City, its officials, officers, employees and agents free and harmless from any claims, liabilities, costs, penalties or interest arising out of any failure or alleged failure to comply with the Prevailing Wage Laws. It shall be mandatory upon the Consultant and all subconsultants to comply with all California Labor Code provisions, which include but are not limited to prevailing wages (Labor Code

Sections 1771, 1774 and 1775), employment of apprentices (Labor Code Section 1777.5), certified payroll records (Labor Code Sections 1771.4 and 1776), hours of labor (Labor Code Sections 1813 and 1815) and debarment of contractors and subcontractors (Labor Code Section 1777.1). The requirement to submit certified payroll records directly to the Labor Commissioner under Labor Code section 1771.4 shall not apply to work performed on a public works project that is exempt pursuant to the small project exemption specified in Labor Code Section 1771.4.

b. If the services are being performed as part of an applicable “public works” or “maintenance” project, then pursuant to Labor Code Sections 1725.5 and 1771.1, the Consultant and all subconsultants performing such services must be registered with the Department of Industrial Relations. Consultant shall maintain registration for the duration of the Project and require the same of any subconsultants, as applicable. Notwithstanding the foregoing, the contractor registration requirements mandated by Labor Code Sections 1725.5 and 1771.1 shall not apply to work performed on a public works project that is exempt pursuant to the small project exemption specified in Labor Code Sections 1725.5 and 1771.1.

c. This Agreement may also be subject to compliance monitoring and enforcement by the Department of Industrial Relations. It shall be Consultant’s sole responsibility to comply with all applicable registration and labor compliance requirements. Any stop orders issued by the Department of Industrial Relations against Consultant or any subcontractor that affect Consultant’s performance of services, including any delay, shall be Consultant’s sole responsibility. Any delay arising out of or resulting from such stop orders shall be considered Consultant caused delay and shall not be compensable by the City. Consultant shall defend, indemnify and hold the City, its officials, officers, employees and agents free and harmless from any claim or liability arising out of stop orders issued by the Department of Industrial Relations against Consultant or any subcontractor.

14. Verification of Employment Eligibility.

By executing this Agreement, Consultant verifies that it fully complies with all requirements and restrictions of state and federal law respecting the employment of undocumented aliens, including, but not limited to, the Immigration Reform and Control Act of 1986, as may be amended from time to time, and shall require all subconsultants and sub-subconsultants to comply with the same.

15. Laws and Venue.

This Agreement shall be interpreted in accordance with the laws of the State of California. If any action is brought to interpret or enforce any term of this Agreement, the action shall be brought in a state or federal court situated in the County of Santa Clara, State of California.

16. Termination or Abandonment

a. City has the right to terminate or abandon any portion or all of the work under this Agreement by giving ten (10) calendar days written notice to Consultant. In such event, City shall be immediately given title and possession to all original field notes, drawings and specifications, written reports and other documents produced or developed for that portion of the work completed and/or being abandoned. City shall pay Consultant the reasonable value of services rendered for any portion of the work completed prior to termination. If said termination occurs prior to completion of any task for the Project for which a payment request has not been received, the charge for services performed during such task shall be the reasonable value of such services, based on an amount mutually agreed to by City and Consultant of the portion of such task completed but not paid prior to said termination. City shall not be liable for any costs other than the charges or portions thereof which are specified herein. Consultant shall not be entitled

to payment for unperformed services, and shall not be entitled to damages or compensation for termination of work.

b. Consultant may terminate its obligation to provide further services under this Agreement upon thirty (30) calendar days' written notice to City only in the event of substantial failure by City to perform in accordance with the terms of this Agreement through no fault of Consultant.

c. The Consultant understands and accepts that at all times; the Agreement is subject to appropriation of funds by the Milpitas City Council. The Agreement may terminate without penalty, liability or expense of any kind to the City at the end of Agreement term. The City has no obligation to make appropriations for the Agreement in lieu of appropriations for new or other contracts. City budget decisions are subject to the discretion of the Mayor and City Council. Consultant's assumption of risk of possible non-appropriation is a part of the consideration for the Agreement. This section controls against any and all other provisions of the Agreement.

17. Documents. Except as otherwise provided in "Termination or Abandonment," above, all original field notes, written reports, Drawings and Specifications and other documents, produced or developed for the Project shall, upon payment in full for the services described in this Agreement, be furnished to and become the property of the City.

18. Organization

Consultant shall assign **Christina Paul of M-Group** as Project Manager. The Project Manager shall not be removed from the Project or reassigned without the prior written consent of the City.

19. Limitation of Agreement.

This Agreement is limited to and includes only the work included in the Project described above.

20. Notice

Any notice or instrument required to be given or delivered by this Agreement may be given or delivered by depositing the same in any United States Post Office, certified mail, return receipt requested, postage prepaid, addressed to:

CITY:

City of Milpitas

455 E. Calaveras Boulevard

Milpitas, California 95035

Attn: Ned Thomas, Planning Director

CONSULTANT:

Jane Lin

Principal in Charge

Urban Field Studio

2169 Folsom Blvd, M304

San Francisco, CA 94110

and shall be effective upon receipt thereof.

21. Third Party Rights

Nothing in this Agreement shall be construed to give any rights or benefits to anyone other than the City and the Consultant.

22. Equal Opportunity Employment.

Consultant represents that it is an equal opportunity employer and that it shall not discriminate against any employee or applicant for employment because of race, religion, color, national origin, ancestry, sex, age or other interests protected by the State or Federal Constitutions. Such non-discrimination shall include, but not be limited to, all activities related to initial employment, upgrading, demotion, transfer, recruitment or recruitment advertising, layoff or termination.

23. Entire Agreement

This Agreement, with its exhibits, represents the entire understanding of City and Consultant as to those matters contained herein, and supersedes and cancels any prior or contemporaneous oral or written understanding, promises or representations with respect to those matters covered hereunder. Each party acknowledges that no representations, inducements, promises or agreements have been made by any person which are not incorporated herein, and that any other agreements shall be void. This Agreement may not be modified or altered except in writing signed by both Parties hereto. This is an integrated Agreement.

24. Severability

The unenforceability, invalidity or illegality of any provision(s) of this Agreement shall not render the provisions unenforceable, invalid or illegal.

25. Successors and Assigns

This Agreement shall be binding upon and shall inure to the benefit of the successors in interest, executors, administrators and assigns of each party to this Agreement. However, Consultant shall not assign or transfer by operation of law or otherwise any or all of its rights, burdens, duties or obligations without the prior written consent of City. Any attempted assignment without such consent shall be invalid and void.

26. Non-Waiver

None of the provisions of this Agreement shall be considered waived by either party, unless such waiver is specifically specified in writing.

27. Time of Essence

Time is of the essence for each and every provision of this Agreement.

28. City's Right to Employ Other Consultants

City reserves its right to employ other consultants, including engineers, in connection with this Project or other projects.

29. Prohibited Interests

Consultant maintains and warrants that it has not employed nor retained any company or person, other than a bona fide employee working solely for Consultant, to solicit or secure this Agreement. Further, Consultant warrants that it has not paid nor has it agreed to pay any company or person, other than a bona

fide employee working solely for Consultant, any fee, commission, percentage, brokerage fee, gift or other consideration contingent upon or resulting from the award or making of this Agreement. For breach or violation of this warranty, City shall have the right to rescind this Agreement without liability. For the term of this Agreement, no director, official, officer or employee of City, during the term of his or her service with City, shall have any direct interest in this Agreement, or obtain any present or anticipated material benefit arising therefrom.

30. Wage Theft Prevention

a. Consultant, and any subconsultant it employs to complete work under this Agreement, shall comply with all applicable federal, state and local wage and hour laws. Applicable laws may include, but are not limited to, the Federal Fair Labor Standards Act, the California Labor Code and the Milpitas Minimum Wage Ordinance.

b. BY SIGNING THIS AGREEMENT, CONSULTANT AFFIRMS THAT IT HAS DISCLOSED ANY FINAL JUDGMENTS, DECISIONS OR ORDERS FROM A COURT OR INVESTIGATORY GOVERNMENT AGENCY, FINDING IN THE FIVE (5) YEARS PRIOR TO EXECUTING THIS AGREEMENT THAT CONSULTANT OR ITS SUBCONSULTANTS HAS VIOLATED ANY APPLICABLE WAGE AND HOUR LAWS. CONSULTANT FURTHER AFFIRMS THAT IT OR ITS SUBCONSULTANT(S) HAS EITHER FULLY SATISFIED EACH JUDGMENT, DECISION OR ORDER, OR, IF ANY JUDGMENT, DECISION OR ORDER HAS NOT BEEN FULLY SATISFIED, CONSULTANT AFFIRMS THAT IT OR ITS SUBCONSULTANT(S) IS CURRENTLY SATISFYING SAID JUDGMENT, DECISION OR ORDER THROUGH A PAYMENT OR ALTERNATIVE PLAN APPROVED BY THE APPLICABLE COURT/GOVERNMENT AGENCY AND THAT CONSULTANT OR ITS SUBCONSULTANT(S) ARE IN COMPLIANCE WITH SAID PLAN AS OF THE DATE OF EXECUTING THIS AGREEMENT.

c. If at any time during the term of this Agreement, a court or investigatory government agency issues a final judgment, decision or order finding that Consultant or a subconsultant it employs to perform work under this Agreement has violated any applicable wage and hour law, or Consultant learns of such a judgment, decision, or order that was not previously disclosed in its bid/proposal, Consultant shall inform the City no more than fifteen (15) calendar days after the judgment, decision or order becomes final or from the date of learning of the final judgment, decision or order. Consultant or its subconsultant(s) shall, within thirty (30) calendar days after notifying the City, either (i) fully satisfy any such judgment, decision, or order and provide the City with documentary evidence of satisfying said judgment, decision or order; or (ii) provide the City documentary evidence of a payment or other alternative plan approved by the court/government agency to satisfy the judgment, decision or order. If the Consultant or its subconsultant is subject to a payment or other alternative plan, the Consultant or its subconsultant shall continue to submit documentary evidence every thirty (30) calendar days during the term of the Agreement demonstrating continued compliance with the plan until the judgment, decision or order has been fully satisfied.

d. For purposes of this Section, a "final judgment, decision, or order" refers to one for which all appeals have been exhausted or the time period to appeal has expired. Relevant investigatory government agencies include: the United States Department of Labor, the California Division of Labor Standards Enforcement, the City, or any other governmental entity or division tasked with the investigation and enforcement of wage and hour laws.

e. Failure to comply with any part of this Section constitutes a material breach of this Agreement. Such breach may serve as a basis for immediate termination of this Agreement and/or any other remedies available under this Agreement and/or law.

f. Notice provided to the City shall be addressed to: Attention: Finance Director, 455 E. Calaveras Blvd. Milpitas, CA 95035. The Notice provisions of this Section are separate from any other notice provisions in this Agreement and, accordingly, only notice provided to the above address satisfies the notice requirements in this Section.

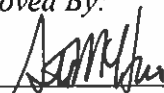
[SIGNATURES ON FOLLOWING PAGE]

**SIGNATURE PAGE FOR PROFESSIONAL SERVICES AGREEMENT
BETWEEN THE CITY OF MILPITAS
AND URBAN FIELD STUDIO**

IN WITNESS WHEREOF, the Parties have executed this Agreement as of the date first written above.

CITY OF MILPITAS

Approved By:

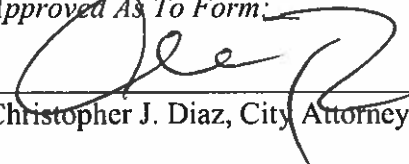


Steven G. McHarris, Interim City Manager

2/20/2020

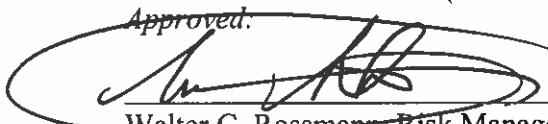
Date

Approved As To Form:



Christopher J. Diaz, City Attorney

Approved:



Walter C. Rossmann, Risk Manager/Director
of Finance

Approved As To Content:



Ned Thomas, Planning Director

URBAN FIELD STUDIO



Signature

Jane Lin

Name

Founding Partner

February 25, 2020

Date

DIR Registration Number (If Applicable)

EXHIBIT A
SCOPE OF SERVICES

Urban Field Studio will be working with technical sub-consultants M-Group, EPS, W-Trans, Lexington Planning, ICF environmental services, and BKF Engineers to prepare the TASP Update.

Phase 1: Kickoff, Visioning, and Project Management

Task 1.1. Project Kick Off Meeting and Tour

The project begins with a kick-off meeting and site tour with all consultants (the Team) and City staff (Staff). Staff will be led by the City's TASP Manager. The Team will come to the meeting ready to determine the schedule, generate a list of needs for existing conditions, and gather initiating information from Staff. The Plan Boundary and Focal Area will also be discussed at this first meeting. The Team will work closely with the City to examine the plan area boundaries and determine whether or not it is advantageous to expand the plan area, including the pros, cons, and plan process implications of various options. Even though the plan area boundary may shift after this period, this will minimally allow the Team to surface and discuss major options. The Project Manager will work with City staff to prepare the kick-off meeting logistics.

Consultants Involved: ALL

Task 1.2 Check in Meetings/Calls

There will be regular check-in calls with project managers and occasional check-in meetings with the Team as needed, anticipated to be about 2 times a month.

Consultants Involved: ALL

Task 1.3 Community Engagement Approach Meeting/Memo

Outreach for the project begins in this first phase with the development of a Community Engagement Approach. A separate meeting about the Community Engagement Approach will follow after the kick-off meeting. This meeting will be an opportunity to coordinate with the Public Relations and Website Staff. The agenda for this meeting is to coordinate the project website, determine the stakeholders and groups we will reach out to, outreach format, timing, and messaging. The Community Engagement Approach Memo will summarize and detail the outreach plan with descriptions of all outreach activities, schedule of events, process and timing for releasing collateral and project information materials, as well as team implementation roles.

Generally, Staff will distribute and provide communication for the Public Meeting. The Team will provide graphic materials as needed. The Team will provide content for a Project Website updates. Staff will take emails and comments from the project website. The Team will develop draft and final workshop materials. The Team will revise these materials based on one round of consolidated edits from the City. The Team will work with the City to locally produce meeting materials like posters, if desired. Materials can include:

- Event announcements (digital only)
- Posters (digital only)

- Plan for temporary landscape or streetscape installations
- Materials needs list
- Sign-in sheets
- Comment cards

The Team will provide a brief input summary memo for public meetings as well as photo documentation.

Consultants Involved: UF, M-Group

Deliverable: Community Engagement Approach Memo

Task 1.4 Project Management

The Team will provide strong, hands-on project management throughout the planning process. This includes ongoing contact with the internal planning team as well as project administration to review project concepts and keep the project on schedule and budget. This subtask includes internal and external project coordination and management activities, including meetings, emails and phone calls with City Staff. This subtask also includes internal coordination and management between Team members.

Consultants Involved: UF, M-Group

Task 1.5 Project Website

The project website will be a central reference point for communicating, archiving, and collecting information from community members. The team will work with Staff to identify the best hosting platform and process to maintain the website. This may be on the City site or a standalone site. The Team will either provide information and documentation for upload on the City's site or develop the site on another platform. It is assumed that the City will be the conduit for feedback gathered through the website. Content for the project website can include the outreach schedule, major deliverables and milestones, project updates, videos of public sessions, and public commentary, and it can be used in email newsletters, websites, and social media.

Consultants Involved: UF, M-Group

Deliverable: Project Website Launch

Phase 2: Existing Conditions

Task 2.1 Stakeholder Interviews

The Team will interview City Staff, Council Members, stakeholders (property owners, business owners, and community members identified by the City) and representatives from the Great Mall and the VTA in person, or by phone if necessary, consolidated into a two-day period. A summary of findings will be part of the Existing Conditions Report.

Consultants Involved: UF, M-Group, EPS

Task 2.2 Public Survey

The Team will work with City Staff to develop and distribute a simple online survey designed to focus specifically on future opportunities for the TASP area. The Team will develop the survey instrument in order to obtain information from the community on issues to be considered during the update process. The results of the survey will be collected and analyzed by the Team to be included in the Existing Conditions Report.

Consultants Involved: UF, M-Group

Task 2.3 Developer Engagement

Together with City and Staff, the Team will attend three meetings with major local developers and landowners, including one meeting of the City's Community Development Roundtable (convened by the City and made up local developers), one with VTA representatives, and one with Great Mall representatives. A SWOT (Strengths Weaknesses Opportunities and Threats) analysis will be used during the forum. A summary of findings will become part of the Existing Conditions Report.

Consultants involved: UF, EPS, M-Group, LEX

Task 2.4 Existing Conditions Report

The Team will develop an inventory and evaluation of the TASP area's existing conditions, focusing particularly on the changes since the existing plan was developed. This will include a review of existing and available data, plans, maps and reports that relate to the TASP area and the areas it relates directly to, including identifying public projects and improvements that have occurred since the last TASP as well as needs for future public projects and improvements. The results of this analysis will be compiled into an Existing Conditions and Opportunities Presentation/Report. The report will include a SWOT analysis of the current and projected conditions in the TASP area and will synthesize key findings in the format of a detailed PowerPoint presentation. The report will be highly graphic and include approximately 60 slides.

It is anticipated that the report will include the following topical sections:

1. Introduction and Executive Summary - This section will be an overall summary of the report that will include an introduction, executive summary, major findings, issues and opportunities.
2. TASP Update Approach - This is an overview of the way the team will reformat the TASP including a review of the TOC, Schedule, and strategy.

3. Community Input - this will be a summary of our outreach approach and findings from stakeholders [MGroup]
4. SWOT Analysis
5. TASP Area/Milpitas Changes - Urban Field Team will work with City Staff to prepare a section of the presentation/report highlighting key recent changes in Milpitas and the TASP area, especially as it may inform the direction for future planning and design. This would include looking at land uses, existing development policy, and summarizing the development that has occurred to date. [UF/MGroup/LEX]
 - a. Table of development per EIR
 - b. Table of Land Use Acreage at Buildout, compared with original TASP
 - c. Updated Map of Land Uses, Zoning
6. Map Boundaries and Opportunity Areas: This section highlights the opportunity areas and suggests boundaries for the TASP.
 - a. Updated Map of Site Context, Aerial
 - b. Map of Opportunity Sites
7. Demographics - The analysis will summarize demographic trends in both the TASP area and the city as a whole. The demographics includes a projection of school demand. [EPS]
 - a. Table of Projected Student Enrollment and impact on MUSD
8. Limited Market Analysis - The report will summarize the economic existing conditions analysis, including the Limited Market Analysis: Residential and Commercial Market Trends. Inclusion of 5-, 10-, and 20-year projections. An overview of economic needs and trends. [EPS]
 - a. Table of Projected New Development in the TASP
9. Design Summary and Sense of Place - describes the look, feel and character of existing buildings, plazas, streets, pathways and other public spaces. This will identify landscape and architectural patterns and themes to be preserved, character elements to emphasize and barriers to be addressed. [UF]
 - a. Transit Area Development
 - b. Zoning/ Building Massing
 - c. Street System
 - d. Bicycle Network Map
10. Transportation - This section will summarize and analyze existing transportation and mobility facilities, including: transportation, circulation, access, and parking; regional auto and rail access; bus service; bicycle and pedestrian facilities; and the City's TDM program. [UF, WTrans]
 - a. Updated Map of Transportation System and Transit Service
 - b. Update with new BART information

11. Urban Realm - this will focus on streets, connections, and the design of public spaces, including location of sites. [UF]
 - a. Evaluate pedestrian circulation improvements that serve workday and weekend travel patterns to and from the Transit Station
 - b. Table of Public Park Space Required and Provided
 - c. Revisit of Trail Widths and Setbacks
12. Infrastructure - This section will summarize information on the existing condition of infrastructure, including water, sewer, electrical, telecommunications, natural gas, cable television, wireless and fiber optics. [BKF]
13. Summary of City Tools for Implementation - This is a summary of the BIP, collected fees, and how effective, or ineffective, existing tools have been to implement the desired development. [EPS]
14. CEQA Concerns - The report will summarize the status of the CEQA process, as well as preliminary analysis on areas in which the plan will likely mitigate potential impacts. [ICF] The team will also identify the parts of the existing TASP that will be addressed in the EIR.
15. Next Steps

Consultants Involved: All

Deliverable: Existing Conditions Report in a Presentation Format

Phase 3: TASP Framework

Task 3.1 Plan Framework Strategy Session

A key part of updating the plan will be a focused strategy session amongst the Staff and Team that will take place over two days. Preparing for the strategy session includes a thorough review of the Existing Conditions report and a list of Staff developed questions. There is limited Staff involvement the first day as the team generates as many ideas as possible with key specialists dropping in for specific topics. A presentation will be provided in the middle of the second day to Staff department heads, key stakeholders, and consultants, followed by a discussion of the ideas generated.

Following the Strategy Session, the Team will be compiling a list of proposed Amendments to the TASP. The team will be thinking about:

1. What to keep from the original TASP
2. The new TASP boundaries
3. Economic Opportunities and Constraints
4. Development Strategies and Scenarios
5. Land Use Strategies
6. Multi-Modal Transportation Opportunities (improved Ped Bike connections)
7. Streetscape and Open Space (sideway and pathway enhancements)
8. Placemaking and Physical Improvements
9. Combined Infrastructure and Public Realm Opportunities
10. Planning Policy Levers - Zoning
11. Tools for Implementation

Consultants involved: All

Deliverable: Proposed Amendments to the TASP and Session Summary Memo

Task 3.2 City Council and Planning Commission Meetings

There will be three City Council Meetings (or alternatively City Council Work Sessions) in Phase 3. (There will be two more City Council Meetings after January 2021 in Phase 5 that are Task 5.1). There will be up to three Planning Commission meetings to provide updates and receive recommendations from the Commission to the City Council.

- Council Meeting #1 will be a brainstorming session working off of initial ideas proposed for the TASP Framework Strategy Session (Task 3.1).
- Council Meeting #2 will follow community input and TASP Framework Development and will test ideas for the TASP Update
- Council Meeting #3 will follow community input on Zoning Updates to seek City Council Approval of zoning changes and the TASP Framework Plan.

Staff and the consultants will prepare a presentation for each meeting. Staff will help prepare handouts and responses to questions prior to the meeting, if needed.

Staff and the consultants will prepare presentations and other informational materials, as needed, for Planning Commission meetings.

Consultants involved: UF, M-Group, EPS, and (optionally) subconsultants as needed by topic

Deliverable: Presentations for each Meeting

Task 3.3 TASP Update Community Meeting

This Public Meeting will present the results of the survey and TASP Framework ideas and provide an opportunity for feedback to the general public. Ideally, this public meeting will be scheduled after BART opens. This is an opportunity to test the initial direction of any ideas from the TASP Framework Strategy Session and Council input. The details of this will be provided in the Community Engagement Approach Memo.

Consultants involved: UF, M-Group

Deliverable: Materials for Public Meeting as described in the Community Engagement Approach Memo

Task 3.4 Development of TASP Framework

The Team will develop ideas for the TASP Framework through topical meetings internally and in check-ins with the City. The topics will be based on the approach developed in Task 3.1. A summary of these meetings will be provided to Staff to mark progress. At times these topical meetings may include Staff. The TASP Framework is a document with the following preliminary contents (subject to change based on findings in Task 3.1):

1. Economic Development Opportunities Areas
2. Incentives for Commercial Office and Affordable Housing Development
3. Projected Amount of Development
4. Public Realm Improvements and Precedents
5. Land Use Modelling
6. Address Affordable Housing
7. Scenario Building
8. Update Design Guidelines
9. Planning Policy Framework and Amendments
10. Commercial Retail Policy Framework
11. Parking Policy Framework
12. Circulation Planning
13. Infrastructure Analysis
14. Basic Infrastructure Program Amendment
15. Infrastructure Financing and Implementation

Consultants involved: All

Deliverable: Public TASP Framework Document to be posted on the Project Website and presented at a Public Meeting and City Council.

Task 3.5 TASP Update Open House

This Community Open House will occur shortly after City Council Meeting #2. Input and feedback on ideas will be collected through post-it comments and on comment cards to be included in the TASP Framework Development. The details of this will be provided in the Community Engagement Approach Memo.

Consultants involved: UF, M-Group

Deliverable: Materials for Public Meeting as described in the Community Engagement Approach Memo

Task 3.6 Private Stakeholder Meetings

The Team will prepare materials to engage private developers or other key stakeholders identified by the City and solicit input for the TASP Update and meet with VTA, Great Mall, and the City Community Development Roundtable at separate meetings, preferably scheduled closely together. The input gathered will be summarized and incorporated into the TASP Framework ideas.

Consultants involved: UF, M-Group, EPS

Task 3.7 Policy Update

The Team will produce a List of Proposed Amendments to the TASP and Zoning including justification for changes that will be presented to the City Council for Approval.

Consultants involved: UF, M-Group, LEX

Deliverable: List of proposed amendments to the TASP with explanation and justification

Task 3.8 Notice of Preparation of Supplemental EIR

ICF will prepare a draft Notice of Preparation (NOP) for review by the City. The NOP will meet the content requirements of CEQA Guidelines Section 15082. After receiving the City's comments, ICF will provide an NOP suitable for public release and submittal to the State Clearinghouse. ICF will also prepare the State Clearinghouse Notice of Completion (NOC) submittal form. We assume that the NOP review period will be the standard 30 days required by CEQA. We also assume that the City will help develop an appropriate distribution list, which ICF can review, and will be responsible for mailing the NOP and filing the NOP with the County Clerk. ICF will be responsible for filing the NOP with the State Clearinghouse.

Consultants involved: ICF

Phase 4: Draft TASP Update

The Team's intended approach is to write the TASP Update in a way that is easy for developers and business owners to understand and Staff implement. The aim of this update is to have objective standards in place that are based on site test scenarios and market evaluation and carry forward the character determined for typologies within the plan. The plan will rely on graphics to explain, identify, and attract developers and to make the plan as focused and concise as possible.

4.1 Administrative Draft TASP Update

The Team will develop a comprehensive administrative draft TASP Update based on the TASP Update Approach and TASP Framework Document. The plan will be in Microsoft Word with images in a separate PDF. The plan will be approximately 100 pages long. Urban Field will respond to two rounds of consolidated edits from City Staff.

4.2 Public Draft TASP Update

The Team will review Staff comments and prepare a Public Draft TASP Update. This plan will be beautifully designed and placed into layout with rich illustrations and concise, compelling text. The Public Draft TASP Update will be presented in full layout with graphics and text placed together in a PDF format. The Team will respond to two rounds of consolidated edits from City Staff.

Phase 5: TASP Update Completion

This phase includes the adoption of the TASP Update and the completion of the EIR.

5.1 City Council Meetings

There will be two City Council Meetings (or Work Sessions) in 2021, following the first three in 2020.

- Meeting #4 will occur after the 2021 Council has convened. Material will be presented to refresh incumbents and introduce newly elected Council Members to the project and to lay the groundwork for the Final Meeting.
- Meeting #5 will be the Final Council Meeting for the TASP Update. Prior to this meeting, staff will present to the Planning Commission for a final review and recommendation.

A presentation will be prepared for each meeting by the Consultant Team. The Team can also provide comments on the Staff Report and prepare handouts prior to the meeting, if needed.

Consultants involved: UF, M-Group and (optionally) subconsultants as needed by topic

Deliverable: Presentations for each Meeting

5.2 Final TASP Update

The Team will review public comments and prepare a Final TASP Update. The Final TASP Update will be presented in PDF Format.

Notes about the Environmental Impact Report

The most important part of the environmental process for this project will be to determine what type of CEQA document will be most appropriate for the proposed project. Per CEQA Guidelines Section 15163, a Supplemental EIR is appropriate where: 1) changes to the project, changes to the circumstances under which the project is undertaken, or new information of substantial importance (which was not, and could not have been known when the EIR was certified) would result in major revisions to the previous EIR due to new or more significant impacts; and 2) only “minor additions or changes” to the previous EIR would be necessary to make the previous EIR adequate in the context of the changed circumstances. As part of project initiation ICF would consult with the project team, including the City as the CEQA lead agency, to determine whether these parameters would be met for the proposed project. If, as the project becomes more defined, it is determined that proposed updates to the Plan would result in substantial revisions to prior EIR, ICF would recommend preparation of a Subsequent, as opposed to a Supplemental EIR.

This Scope of Work preliminarily assumes a Supplemental EIR, though the environmental level of effort may be expanded to allow for a Subsequent EIR at the City’s request. Given what we know about the project to date, and recognizing that the RFP contemplates a Supplemental EIR, the following scope of work proposes preparation of a supplement to the 2008 Final Environmental Impact Report (2008 EIR) for the Milpitas Transit Area Specific Plan (TASP) to assess and mitigate, as feasible, the impacts of the proposed Transit Area Specific Plan Update (project).

If it is determined during the planning phase that the TASP Update would result in major changes to the 2008 EIR, such as new impact analyses related to the annexation of significant new areas of land into the TASP, or the addition of substantial amounts of new residential development, ICF would recommend preparation of a Subsequent EIR rather than a Supplemental EIR. Per CEQA Guidelines Section 15163, a supplement to an EIR may be distinguished from a Subsequent EIR by the following: A supplement is intended to augment a previously certified EIR to the extent necessary to address the conditions described in CEQA Guidelines Section 15162 and to examine mitigation and project alternatives accordingly. A Subsequent EIR, on the other hand, is a complete EIR which focuses on the conditions described in Section 15162. If it is determined based on the extent of proposed changes to the project that a Subsequent EIR is required, ICF would request approval of an amendment to our scope and budget.

As supported by recent CEQA case law, the Supplemental EIR analysis would focus on the potential impacts of the changes to the project and would not reassess the project as a whole. Accordingly, ICF will examine the revised project in the context of the 2008 EIR focusing on what, if any, changes to environmental impacts would result from the revisions to the project. In doing so, ICF will use an Initial-Study-like checklist designed for use on subsequent environmental reviews.

Preliminary, ICF anticipates that air quality, greenhouse gases, noise, and transportation will need to be evaluated in the Supplemental EIR. Many of the other CEQA Appendix G topics, such as hydrology and water quality and hazards and hazardous materials, are anticipated to be “scoped out” during the preparation of the checklist. Should it be determined, during the course of preparing the checklist, that the project may result in significant impacts in other topic areas, these topics would need to be evaluated in the EIR and an amended scope and cost would be provided.

In Phase 5, the EIR Tasks are the following:

Task 5.3 Prepare Project Description

ICF will develop a CEQA project description based on the proposed Plan updates, including any new policies, land use changes, and changes to the Plan boundaries. ICF will submit an Administrative Draft Project Description and a Draft Project Description for review by the City and will prepare a Final Project Description based on comments received.

Deliverables: ICF will complete the following deliverables:

Administrative Draft Project Description in MS Word and PDF formats

Draft Project Description in MS Word and PDF formats

Final Project Description in MS Word and PDF formats

Task 5.4: Prepare CEQA Checklist

ICF will prepare an environmental checklist analyzing whether the differences between the TASP (original project) and the updated TASP (revised project) would result in any new or substantially more severe impacts not disclosed in the 2008 EIR. The checklist will examine each of the CEQA environmental topics included in Appendix G of the CEQA Guidelines. A supplemental document is focused on the newly proposed action. It upgrades the program EIR as

needed to disclose the new or more severe impacts that could result from the later action. It does not re-open the analyses in the program EIR that are not related to the new or more severe impacts implicated in the action. Accordingly, each topic will be discussed to the extent that it would be affected by the changes to the project examined in the 2008 EIR. The analysis will assume that all pertinent mitigation measures identified in the 2008 EIR will continue to apply to the revised project.

This scope of work assumes the following with regard to the TASP update. Should any of these assumptions change throughout the course of developing and refining the Plan update, ICF's scope of work and cost estimate would need to be revisited and potentially adjusted.

- The majority of the residential development proposed in the Plan area has already occurred. Some additional residential capacity is expected, and the required CEQA effort will be matched with the number of units ultimately proposed in the Plan update.
- The TASP update will be focused primarily on expanding the capacity of the remaining underdeveloped acreage within the Plan area, evaluating infrastructure and open space needs and opportunities, and identifying opportunities to activate and enhance the public realm. For the purpose of this scope, we assume that a modest expansion of the Plan area may be required to achieve these objectives, and that new land annexed into the Plan area would be contiguous to the Plan area and similar in character to the existing Plan area.
- Land use densities may be increased within the existing Plan boundary and/or within an expanded TASP area.
- Existing TASP policies, 2008 EIR mitigation measures, City of Milpitas General Plan policies, and Midtown Specific Plan policies would remain applicable to all proposed development within the existing Plan area and within any areas annexed into the Plan area as a result of the Plan update as a means of avoiding or minimizing environmental impacts. If the application of additional or updated policies is required to reduce the severity of potential environmental impacts resulting from the Plan update, ICF will assist with the development of such policies, or will increase the scope of work to analyze new policies.
- Subsequent CEQA compliance may be required for future specific projects proposed under the updated TASP, if the application of Plan/General Plan policies or 2008 EIR mitigation measures cannot adequately minimize potential impacts.

If the TASP does not result in significant population growth within the Plan area or substantially increase the buildout potential of the area, the proposed Plan updates will not change the conclusions of the following topics as analyzed in the 2008 EIR, and the below topics will be scoped out. The checklist will include a summary of the conclusions in the 2008 EIR and will explain if there is a substantial change in the prior conclusions. Based on additional discussions with the project team regarding the extent of Plan updates, it may be determined that these topics may require additional analysis, or that additional topics can be scoped out from detailed review.

Biological Resources. The 2008 EIR concluded that impacts on biological resources would be less than significant with implementation of General Plan and Specific Plan policies, and it is assumed that these policies would be applied to development under the TASP update to avoid or minimize impacts. If the Plan area is expanded to include areas of potential biological sensitivity, ICF biologists will conduct online research and review existing environmental documents to identify existing biological resources (e.g., vegetation and wildlife habitat) and assess habitat suitability for special-status plant and wildlife species. If sensitive resources are found, ICF will amend our scope and budget to conduct a site visit and document existing conditions by photographing examples of dominant land cover types and potentially sensitive habitat features (e.g., trees or shrubs that provide habitat for nesting birds) and recording field notes digitally or on paper. Focused studies (e.g., formal wetland delineation or tree inventory) will not be conducted. If potentially significant impacts would occur that were not analyzed in the 2008 EIR and that could not be avoided or minimized through implementation of existing or updated Plan policies, this topic may need to be considered in the EIR, and a scope and budget amendment would be required.

Cultural Resources. The 2008 EIR concluded that impacts on cultural resources would be less than significant with implementation of General Plan and Specific Plan policies, and it is assumed that these policies would be applied to development under the TASP update to avoid or minimize impacts. If the Plan area is expanded, ICF would conduct a records search of the Northwest Information Center (NWIC) to identify any previously recorded cultural resources and cultural resource investigations within the revised project area, and review geologic maps and historic topographic maps to determine which landforms within the program area have the potential for as-yet undocumented buried archaeological resources in order to determine whether impacts to archeological resources are likely to occur. It is expected that existing policies, which require that a qualified archeologist be on site during any ground disturbing activities, and that construction would be halted, and a mitigation plan developed in the event that resources are discovered, would sufficiently reduce impacts to archeological resources or human remains. However, if potential impacts cannot be reduced through the implementation of such policies, this topic may need to be considered in the EIR, and a scope and budget amendment would be required.

ICF would also perform outreach to the Native American Heritage Commission (NAHC) and request that the NAHC review their sacred lands file and provide a list of Native American individuals who may have knowledge of cultural resources within the expanded Plan area. If requested by the client, this coordination can be performed in a way that would assist with satisfying the project's AB-52 and SB-18 consultation obligations. If tribal cultural resources are identified in areas where the Plan update would contemplate new development, ICF will assist the City in drafting Plan policies to avoid or minimize such impacts. If potential impacts cannot be reduced through the implementation of such policies, this topic may need to be considered in the EIR, and a scope and budget amendment would be required.

Similarly, if historic-age properties are present in the expanded Plan area, and could be impacted by the TASP update, ICF will assist the City in drafting Plan policies for the plan to avoid or minimize such impacts. If potential impacts cannot be reduced through the implementation of

such policies, this topic may need to be considered in the EIR, and a scope and budget amendment would be required.

Land Use. While changes in zoning and land use designations may occur as a part of the TASP update, it is not anticipated that these changes would result in new or more significant environmental impacts as compared to the project analyzed in the 2008 EIR. The Plan update would not physically divide an existing community, and it is not likely that any changes to the Plan would cause a significant impact due to a conflict with existing plans or policies. If the updates include an increase in the density of proposed development such that the overall development capacity of the existing Plan area is substantially increased, or if the Plan area is substantially expanded, this topic may need to be analyzed in the EIR.

Population and Housing. We do not anticipate that the types of changes proposed to the TASP are likely to displace existing housing. If little additional residential development is proposed, the TASP is not likely to result in a change in the analysis beyond what was evaluated in 2008. If the updates include an increase in the density of proposed development or increased overall development capacity of the existing Plan area, or if the Plan area is substantially expanded, this topic may need to be analyzed in the EIR.

Geology, Soils, and Paleontology. As noted above, this scope assumes that existing TASP policies, General Plan policies, and 2008 EIR mitigation measures would be applied within the existing and/or expanded TASP area to avoid or minimize impacts to the extent feasible. Additionally, while the TASP Area may be expanded with the proposed Plan update, developers of opportunity sites that are added to the Area boundaries may complete their own environmental review, including required design-level geotechnical studies during the development of the construction plans and associated recommendations. As noted in the 2008 EIR, a site-specific geotechnical investigation would be required for any site located within a seismic hazard zone.

Paleontology impacts were analyzed in the 2008 EIR in the Cultural Resources section, and impacts were determined to be less than significant with implementation of TASP policy 5.32, which requires that development projects involving ground displacement to include a requirement for monitoring by a qualified paleontologist. Such impacts also would be considered on a project specific basis for proposed development on parcels added to the Plan area. Further, construction of the revised project would adhere to the effective California Building Standards Code and City building permit requirements. Any new technical information related to geology and soils will be incorporated into the checklist.

Hydrology and Water Quality. According to the 2008 EIR analysis, hydrology and water quality impacts within the TASP area would be less than significant with implementation of General Plan and TASP policies requiring conformance with existing regulatory requirements, including, but not limited to, implementation of National Pollutant Discharge Elimination System requirements, preparation of Stormwater Pollution Prevention Plans (where required), implementation of Best Management Practices for new developments, and compliance with FEMA standards. It is assumed that development under the TASP update would be required to adhere to these requirements such that new or more significant impacts related to hydrology and

water quality would not occur. Therefore, impacts are unlikely to be greater than anticipated in the 2008 EIR.

Hazards and Hazardous Materials. It is expected that all existing General Plan, Specific Plan, and Midtown Specific Plan policies regarding safety and hazardous materials would be carried over to any future development within the Plan area, including any parcels included in the TASP Area as a result of Plan updates. No changes to the conclusions in the 2008 EIR are expected.

Energy. Energy use was analyzed as part of the Greenhouse Gases and Climate Change section of the 2008 EIR. This analysis will assess the project's potential to result in the wasteful, inefficient, or unnecessary consumption of energy resources. As part of the 2018 CEQA Guidelines Update energy was incorporated into the Appendix G Checklist; as such, energy impacts would be assessed as a standalone topic in the Checklist. The 2008 EIR concluded that implementation of TASP policies energy impacts would be less than significant. It is expected that these policies would be applied to any new development under the updated TASP, and that this impact is expected to be less than significant.

Public Services. The 2008 EIR concluded that impacts to public services, including police, fire, schools, and parks would be less than significant with implementation of General Plan, Midtown Specific Plan, and TASP policies. It is assumed that if the Plan update does not include a substantial increase in population, that the revised project would have impacts related to public services similar to the project analyzed in the 2008 EIR . Further, given that the TASP update could include expanded or enhanced open space opportunities, the Plan could ultimately result in a benefit with regard to parks and open space. If the updates include an increase in the density of proposed development or increased overall development capacity of the existing Plan area, or if the Plan area is substantially expanded, this topic may need to be analyzed in the EIR.

Utilities. The 2008 EIR concluded that impacts to utilities would be less than significant with implementation of TASP policies. These policies prescribed numerous areawide improvements that would enable and benefit future development within the Plan area. It is assumed that because the Plan update may not include a substantial increase in population, that the revised project would have impacts related to utilities similar to the project analyzed in the 2008 EIR . However, it is noted that if the TASP update contemplates significant additional development or substantial changes to previously proposed infrastructure improvements, this topic may need to be evaluated in the EIR.

Visual Resources. The 2008 EIR concluded that impacts to visual resources would be less than significant with implementation of General Plan, Midtown Specific Plan, and TASP policies. These policies include, but are not limited to, requirements that future projects with the TASP area to include design features to underground utilities, provide landscaping enhancements and setbacks, retain tree corridors, and minimize light and glare impacts. It is expected that all of these policies would be applicable to new development in the existing or expanded TASP area, and that impacts under the TASP update would be the same or similar to the impacts identified in the 2008 EIR. Further, Plan updates are expected to result in improvements to the public realm. No changes to the conclusions in the 2008 EIR are expected.

Wildfire. Wildfire is a new topic added to the CEQA Guidelines Appendix G Checklist at the end of 2018. Given the location of the project, we expect that this topic can be scoped out of the Supplemental EIR.

Deliverables: ICF will complete the following deliverables: Administrative Draft, Draft, and Final checklist in MS Word and PDF formats

5.5 Prepare Administrative Draft Supplemental EIR

ICF will prepare an administrative Draft Supplemental EIR that will evaluate the potential environmental impacts that could result from implementation of the revised project. In accordance with CEQA Guidelines Section 15162, the Supplemental Draft EIR will analyze whether modifications to the original project analyzed in the 2008 EIR, or changes in circumstances that were not known at the time of the 2008 EIR, would result in new significant environmental effects or a substantial increase in the severity of previously identified significant effects.

Prior to beginning the analyses, ICF will provide the City with a suggested outline for review and comment.

ICF will provide the City with one electronic copy of the administrative Draft Supplemental EIR for review and comment. This scope assumes that reviewer comments will be consolidated (with any internally conflicting comments resolved). If the analysis or comments on the administrative Draft Supplemental EIR result in the need for additional analysis, a contract amendment may be required.

The administrative Draft Supplemental EIR will include the following components.

Executive Summary

This section will include a summary of the revised project that describes the 2008 EIR, the original project, and the modifications to the original project that have been proposed since certification of the 2008 EIR. This section will also summarize the Draft Supplemental EIR findings and the mitigation measures and alternatives considered. ICF will use tables where possible in order to present the information in a brief and informative manner.

Introduction

This section will discuss the CEQA process, including public review and comment, and the purpose of the Supplemental EIR. The introduction will also summarize the scoping process, including NOP comments.

This scope of work and cost estimate assumes that the resource topics listed below will not be analyzed in detail in the Draft Supplemental EIR. The Draft Supplemental EIR will include a summary of impacts that have been “scoped out” from further evaluation (via the CEQA Checklist described above), which will explain why the revised project would not result in new or greater significant with regard to the following resource topics:

- Biological Resources
- Cultural Resources
- Land Use

- Population and Housing
- Geology, Soils, and Paleontology
- Hydrology and Water Quality
- Hazards and Hazardous Materials
- Energy
- Public Services (including Parks)
- Utilities
- Visual Resources
- Wildfire

Project Description: This section will include the Project Description prepared as part of Task 3.

Environmental Setting and Impact Analysis

This section will describe the environmental and regulatory settings and provide an impact analysis for each of the resource areas described below. The impact analyses will include significance criteria, methodology, impact determination with significance conclusions, and mitigation measures, if required. In accordance with Sections 15162 and 15163 of the CEQA Guidelines, the determination of impact significance will be based on whether the modifications to the project or changes in circumstances would result in new significant environmental effects or a substantial increase in the severity of previously identified significant effects as compared to the analysis done in the Program EIR. The preliminary scope of analysis for each resource topic addressed in the Draft Supplemental EIR is presented below.

5.5.1 Transportation

Because traffic and transportation conditions have changed substantially since the 2008 EIR was prepared, and the TASP update may include changes to circulation within the existing and potentially expanded Plan area, a transportation impact analysis (TIS), and Supplemental EIR section summarizing the findings of the TIS, is recommended. In addition to the changes in circumstances within and surrounding the Plan area, and the potential for changes resulting from the TASP update, there have been regulatory updates since certification of the 2008 EIR that affect the way in which transportation impacts are analyzed under CEQA. More specifically, the 2018 CEQA Guidelines Update changed the metric for assessing transportation impacts from Level of Service (LOS) to Vehicle Miles Traveled (VMT). W-Trans will prepare the TIS for the revised project, including an analysis of VMT for the TASP update, and ICF will summarize the findings of the TIS in the Supplemental EIR.

Consultants involved: ICF, WTrans

5.5.2 Air Quality and Greenhouse Gas Emissions

The 2008 EIR evaluated air quality and greenhouse gas (GHG) impacts from the buildout of the proposed plan. While the Final EIR concluded that construction and operational emissions could result in significant air quality impacts, there have been substantial changes to air quality and GHG regulations and analytical methodologies since issuance of the Final EIR in 2008. Additionally, since the transportation analysis would be revised, we recommend revising the Air

Quality and GHG analyses accordingly to reflect the redistribution of land uses and associated trips, as well as the potential for increased development density under the TASP update.

Accordingly, ICF proposes to quantify criteria pollutant and GHG emissions from buildout of the TASP Update (if changed compared to the original Plan), which may include 170 acres of the remaining undeveloped land within the TASP and some adjacent parcels. ICF will use the Bay Area Air Quality Management District's (BAAQMD) most recent CEQA Air Quality Guidelines to evaluate project impacts. We will describe the air quality thresholds used to identify significant impacts based on the BAAQMD's Guidelines and guidance provided by BAAQMD staff, as well as the methodology used to estimate emissions.

Where appropriate, ICF will incorporate relevant environmental setting information from the 2008 EIR into the SEIR for the TASP Update. The air quality and GHG chapters will present all new or updated regulations and background data as it applies to the project. The impact analysis for the TASP Update will assess the following:

Short-term emissions from construction: Construction-related emissions resulting from development under the TASP Update will be evaluated qualitatively. We will identify construction-related mitigation measures recommended by the BAAQMD to reduce air quality impacts from future development. This scope does not include a quantitative construction emissions analysis. If sufficient information is available to perform a quantitative assessment, and consultation with the City indicates the need to perform such an analysis, a scope and budget amendment will be required to reflect the additional effort.

Long-term emissions from operation: ICF will quantify criteria pollutant and GHG emissions from motor vehicles using vehicle miles traveled (VMT) data from the traffic consultant and the EMFAC model. Operational emissions associated with building area sources, energy and water consumption, waste generation, stationary sources (if any), and land use changes will be estimated using the CalEEMod model and land use data from the City. The analysis will quantify, to the extent feasible, emissions reductions achieved by current and new TASP sustainability policies. Emissions will be quantified under existing conditions and future buildout with and without the TASP Update. Mitigation to reduce operational criteria pollutant and GHG emissions from future development under the TASP Update will be proposed and analyzed, as necessary.

Operational air quality impacts associated with growth under the TASP Update will be evaluated by determining whether it is consistent with the most recently adopted Clean Air Plan prepared by BAAQMD, as well as with their recommended analysis thresholds. While the City has a climate action plan (CAP), it is only qualified for CEQA tiering to 2020 and therefore cannot be used to evaluate GHG emissions beyond the 2020 planning horizon. Likewise, BAAQMD's current GHG thresholds are derived from the state's 2020 GHG reduction goal, and therefore may not be appropriate to evaluate emissions generated after 2020. BAAQMD is currently working on an update to their CEQA Guidelines, which is expected to include GHG thresholds to project-level GHG emissions relative to the state's post-2020 GHG reduction targets. Because the regulatory environment for GHG emissions is frequently evolving, the significant threshold(s) for evaluating long-term GHG impacts for the TASP Update will be finalized at the

time of analysis preparation. The ultimate GHG threshold(s) will be selected in close coordination with BAAQMD and consider all applicable case law and air district and expert agency guidance.

Health effects from criteria pollutant emissions: Potential regional and localized health effects from increased criteria pollutant emissions generated during construction and operations will be generally described, as well as modeling limitations of quantitatively correlating project-specific emissions to specific health consequences. Should models or guidance become available that enables a quantitative correlation of project emissions to health impacts, a scope and budget amendment would be required.

Localized carbon monoxide hot spots: ICF will review traffic data from the transportation analysis for affected intersections and the BAAQMD's CO screening criteria to determine the need for localized CO modeling and evaluate CO impacts. If a hotspot analysis is determined to be necessary, ICF will use peak hour traffic volumes from the traffic consultant, the CALINE4 dispersion model, and the latest version of EMFAC to estimate CO concentrations at up to three (3) locations. CO impacts will be assessed comparing estimated CO concentrations to the ambient air quality standards.

Toxic air contaminants: The primary toxic air contaminants (TAC) of concern are asbestos and diesel particulate matter (DPM). The potential for asbestos from demolition will be qualitatively assessed and compliance with BCAQMD asbestos rules will be discussed. ICF will also qualitatively evaluate potential health risks associated with the TASP Update, which includes an evaluation of exposure of sensitive receptors to existing and planned sources of TACs, including DPM. ICF will identify and discuss goals, policies, and objectives to minimize potential health-related impacts. This scope does not include a dispersion modeling analysis of TAC. If sufficient information is available to perform a quantitative health risk assessment, and consultation with City indicates the need to perform such an analysis, a scope and budget amendment will be required to reflect the additional effort.

Odors: ICF will identify locations of potential odor sources and identify any goals, policies, and objectives to minimize potential odor impacts.

Consistency with Climate Change Regulations: ICF will qualitatively evaluate the project's consistency with state and local climate change plans and regulations, including the City's CAP, Senate Bill (SB) 32, and Executive Order B-55-18.

5.5.3 Noise

The Milpitas Transit Area Specific Plan (TASP) Final EIR evaluated noise impacts from buildout of the proposed plan. Assuming that under the TASP update land use densities may be reconfigured or increased, and trip distribution may be altered such that new or increased noise and vibration impacts could occur, ICF proposes to prepare a noise and vibration impact analysis for the TASP update.

The analysis will employ standard noise and vibration modeling techniques consistent with the requirements of the City of Milpitas General Plan Noise Element and the City's noise ordinance. Where appropriate, ICF will incorporate relevant environmental setting information from the

2008 Final EIR into the SEIR for the TASP Update. Similarly, components of the 2008 Final EIR analysis that are applicable to the analysis of that TASP Update will also be incorporated into the impact analysis section, where appropriate. The impact analysis for the TASP Update will assess the following:

- Exposure of existing noise sensitive land uses noise and vibration associated with demolition and construction activity for future development under the Plan (qualitative analysis).
- Exposure of existing noise sensitive land uses to changes in traffic noise resulting from Plan implementation (quantitative analysis).
- Exposure of existing noise sensitive land uses to operational noise from future projects under the Plan, as applicable (qualitative analysis).

In the regulatory setting, the discussion will focus on City of Milpitas noise standards and guidance. Other noise and/or vibration criteria, such as guidance from the California Department of Transportation (Caltrans) the Federal Transit Administration (FTA), may also be summarized in the document, as appropriate.

In the existing conditions discussion, ICF will generally identify existing sources of noise in the Plan area, along with existing noise-sensitive in the Plan area. Existing noise conditions in the Project area will be described based on information in the City of Milpitas General Plan Noise Element and based on noise monitoring and traffic noise modeling. Although the 2008 Final EIR included existing noise measurements in the Plan area, these are from 2005. Due to the age of these measurements, it is assumed that they are no longer representative of the existing noise environment in the project area. Existing noise levels in the Plan area will be characterized based on noise monitoring to be conducted at selected locations, as follows:

- Short-term (15 minutes or less) noise monitoring will be conducted at up to three locations in the Plan area.
- Continuous long-term monitoring (24 hours or more) will be conducted at up to three locations in the Project area.

Operational traffic noise will be evaluated at up to a maximum of 20 roadways segments under the following conditions using the Federal Highway Administration Traffic Noise Model (TNM), and average annual daily traffic data to be provided by the Project traffic consultant:

- Existing
- Existing plus Project
- Cumulative
- Cumulative plus Project

Traffic noise will be evaluated in terms of how project-related traffic noise increases may affect existing noise sensitive land uses in the Plan area. Traffic noise impacts on future sensitive land uses will also be evaluated if there is a substantial exacerbation of existing traffic noise levels. It is assumed that traffic data provided by the traffic consultant will include average annual daily traffic (ADT) volumes, posted speeds, and heavy truck percentages for each roadway segment

analyzed. Non-traffic operational noise resulting from plan implementation will be analyzed qualitatively based on operational data provided by the City. Construction noise and vibration will be evaluated qualitatively, as was done in the current version of the TASP, based on standard construction noise and vibration modeling methods and general information about the types of projects expected to be developed under the Plan.

CEQA significance thresholds will be defined based on City of Milpitas noise standards and other applicable noise standards, as appropriate. The significance of noise impacts will be assessed based on predicted noise exposures and the defined CEQA significance thresholds. Where significant noise impacts are identified, Policies from the current version of the TASP will be applied to reduce potential impacts. Where policies would not reduce impacts to less-than-significant-levels, mitigation to reduce impacts to a less than significant level (where feasible and reasonable) will be identified. Noise mitigation will be described at a level of detail appropriate for environmental review and not at a design level of detail. Any noise reduction measures identified in these studies will be required to be incorporated into individual projects developed under the Plan, where applicable. Depending on the identification of potentially significant impacts, future individual projects under the Plan may be required to perform additional noise analyses.

Alternatives: This section will evaluate a reasonable range of alternatives, in accordance with CEQA. This scope of work and cost estimate assume that up to three alternatives will be analyzed, including the required no-project alternative.

Other CEQA Considerations: This section will discuss cumulative impacts and other CEQA requirements.

Supplemental EIR Preparers and References

This section will identify the people that prepared the Draft Supplemental EIR and the references cited in the Draft Supplemental EIR.

Deliverables: ICF will complete the following deliverables: Administrative Draft Supplemental EIR and Appendices (electronic Word and PDF files and up to five (5) hard copies)

5.6 Prepare Screen check and Public Draft Supplemental EIR

Once the City has provided comments on the Administrative Draft Supplemental EIR, ICF will review the comments and make the appropriate revisions. ICF will prepare a Screencheck version of the public Draft Supplemental EIR for a final review by the City prior to release. ICF will then make any final revisions as directed by the City and prepare the Public Draft Supplemental EIR. We will provide the City with a PDF of the public review Draft Supplemental EIR that is suitable for reproduction and for posting on the City's website.

Additionally, ICF will provide the City with a draft Notice of Availability (NOA). This scope assumes that the City will be responsible for distribution and additional public notice. CEQA requires that notice be provided by one of the following methods: publication in a newspaper of general circulation, posting notice on- and off-site, or direct mailing to all property owners and occupants of properties adjoining the project site.

ICF will prepare and deliver 15 copies of the public Draft Supplemental EIR and a Notice of Completion form to the State Clearinghouse for distribution to state agencies. The copies will consist of 15 printed copies of the Executive Summary and 15 electronic copies of the full Draft Supplemental EIR on CDs.

Deliverables: ICF will complete the following deliverables:

Screencheck version of the Public Draft Supplemental EIR (electronic Word and PDF files)

Public Draft Supplemental EIR (electronic Word files and PDF suitable for reproduction and posting on the City's website, and up to ten (10) printed copies as requested by the City)

Notice of Availability (electronic Word and PDF files)

5.7 Respond to Comments, Prepare Final Supplemental EIR, and Complete Administrative Record

Responses to Comments

ICF will review the comments and discuss the comments and appropriate revisions with City staff. It is anticipated a conference call will suffice to discuss comments, but ICF staff can meet with City staff if requested.

ICF will prepare draft written responses to the comments received on the public Draft Supplemental EIR. We will provide these for review by the City and incorporate the City's revisions, if any, into the responses for the Final Supplemental EIR.

Administrative Final Supplemental EIR and Public Final Supplemental EIR

The Final Supplemental EIR will include the following sections: Introduction; Executive Summary table (revised version of impacts and mitigation measures table from the Draft Supplemental EIR; comments and written responses; an errata containing any revisions to the text of the Draft Supplemental EIR made in response to comments; and references. If a public meeting is held during the public review period of the Draft Supplemental EIR and verbal comments are accepted, ICF will arrange to have a court reporter present.

ICF will prepare an administrative draft of the Final Supplemental EIR for the City's review and comment. We will revise the administrative version in accordance with the City's direction and prepare a Screen check Final Supplemental EIR. The Screen check Final Supplemental EIR will then be revised to reflect any comments, and a Public Final Supplemental EIR suitable for certification by the City Council will be prepared.

Mitigation Monitoring or Reporting Program

ICF will prepare a mitigation monitoring or reporting program (MMRP). The MMRP will be prepared in tabular format, listing each mitigation measure identified in the Supplemental EIR, the time period for implementation, implementation responsibility, and monitoring responsibility. The MMRP will be developed with input from City staff to determine appropriate responsible parties. ICF will provide a draft version of each MMRP to the City for review and will incorporate any requested revisions prior to completing the final versions.

Administrative Record

ICF will compile the Administrative Record by assembling background documents, relevant e-mail records, correspondence, and/or telephone notes that are cited in the Supplemental EIR. Prior to the publication of the EIR, ICF will submit the Administrative Record for the project to the City on a CD or DVD to retain for the City's records.

Deliverables: ICF will complete the following deliverables:

- Administrative Final Supplemental EIR (electronic Word and PDF files and up to printed copies as requested by the City)
- Screen check Final Supplemental EIR (electronic Word and PDF files and up to printed copies as requested by the City)
- Public Final Supplemental EIR (electronic Word files and PDF suitable for reproduction and posting on the City's website, and up to ten (10) printed copies as requested by the City)
- Draft and Final MMRPs (electronic Word and PDF files and printed copies as requested by the City)
- One electronic copy on CD or DVD of the Administrative Record, to be submitted to the City for filing.

5.8: Findings and Notice of Determination

Findings

ICF will draft findings pursuant to CEQA Guidelines Section 15091. This will enable the City to take actions on the revised project (and adopt a Statement of Overriding Considerations, if needed) based on the environmental clearance provided by the Final Supplemental EIR.

Notice of Determination

ICF will prepare the Notice of Determination (NOD) after project approval and will file the NOD with the State Clearinghouse. This scope assumes that the City will file the NOD with the County Clerk and will provide a check with the necessary California Department of Fish and Wildlife and County Clerk filing fees.

Deliverables: ICF will complete the following deliverables:

- *Draft and Final Findings*
- *Draft and Final NOD*

For the purpose of the EIR, ICF will manage the associated tasks and maintain communication with City staff and the entire project team. ICF project management will be responsible for coordination activities, will maintain QA/QC requirements for document preparation, and will monitor schedule and performance for all work tasks. Project management subtasks also include maintaining internal communications among ICF, with City staff, and other team members, through emails and frequent phone contact, as well as the preparation of all correspondence. The Project Manager will coordinate internal staff, project guidance, and analysis criteria. ICF team members will attend and participate in meetings as needed. This scope assumes ICF's attendance at two team meetings and two public hearings.

Task 5.9 EIR Certification

The final Task in the TASP Update is the EIR Certification. The Final Plan will be posted on the City Website alongside the completed EIR.

Optional Tasks

Optional Task 1: Project Review/ Additional Private Stakeholder Meetings

In order to stick to the plan, we anticipate a continued advocacy for the vision, elements, and guidelines for the plan. The Team offers design review of incoming applications in the TASP Area to ensure a high level of quality and design consistent with TASP Update.

Project reviews could happen at any time. For the TASP Update, it is possible to review past or current projects before the end of Phase 3 to incorporate lessons learned into design guidelines. If after, we can continue to advocate for better design.

Scope and Billing Assumptions

The following assumptions were used to develop the scope of work and associated budget:

- The service will be billed on a “Percent Complete by Task” basis.
- Meetings will be scheduled back-to-back where possible to ensure travel efficiency
- All document comments from the City will be consolidated for each document, meaning that all comments will be delivered on one copy of the document, and comments will be screened in order to ensure there is no conflicting direction
- The City will provide up-to-date GIS data on parcels in and surrounding the plan area
- The City will be responsible for scheduling and noticing each meeting, though Urban Field will assist with strategy and noticing materials for public meetings.
- The City will be responsible for printing all materials with the exception of large-scale posters, which Urban Field will produce as necessary for meetings if requested by the City.

EXHIBIT B

Schedule of Charges/Payments

Consultant will invoice City on a monthly cycle. Consultant will include with each invoice a detailed progress report that indicates the amount of budget spent on each task. Consultant will inform City regarding any out-of-scope work being performed by Consultant.

Phase 1: Kickoff, Visioning and Project Management		
1.1	Project Kickoff Meeting and Tour	
1.2	Check in Meetings/Calls (2x/month)	
1.3	Community Engagement Approach Meeting/Memo	
1.4	Project Management	
1.5	Project Website Development and Updates	
	Subtotal	\$45,000
Phase 2: Existing of Conditions		
2.1	Stakeholder Interviews	
2.2	Online Public Survey	
2.3	Developer/Stakeholder Forum (attend 3 meetings)	
2.4	Existing Conditions Report	
	Subtotal	\$70,000
Phase 3: TASP Framework		
3.1	TASP Framework Strategy Session	
3.2	City Council/Planning Commission Meetings (3 total in Phase 3)	
3.3	TASP Update Community Meeting	
3.4	Development of TASP Framework	
3.5	TASP Update Open House	
3.6	Private Stakeholder Meetings	
3.7	Policy Update	
3.8	EIR Notice of Preparation	
	Subtotal	\$190,000
Phase 4: Draft TASP Update		
4.1	Administrative Draft TASP Update	
4.2	Public Draft TASP Update	
	Subtotal	\$40,000
Phase 5: TASP Update Completion		
5.1	City Council Meetings (2 total in Phase 5)	
5.2	Final TASP Update	
5.3	EIR Project Description	
5.4	CEQA Checklist	

5.5	Admin Draft EIR	
5.6	Screen check and Public Draft EIR	
	5.7 Record Respond to Comments, Prepare final Supplemental EIR and Complete Administrative	
5.8	Findings and Notice of Determination	
5.9	EIR Certification	
	Subtotal	\$180,000
	Subtotal of Fees	\$525,000
Other		
6.1	Reimbursables	\$15,000
	Subtotal	\$540,000

EXHIBIT C - Activity Schedule

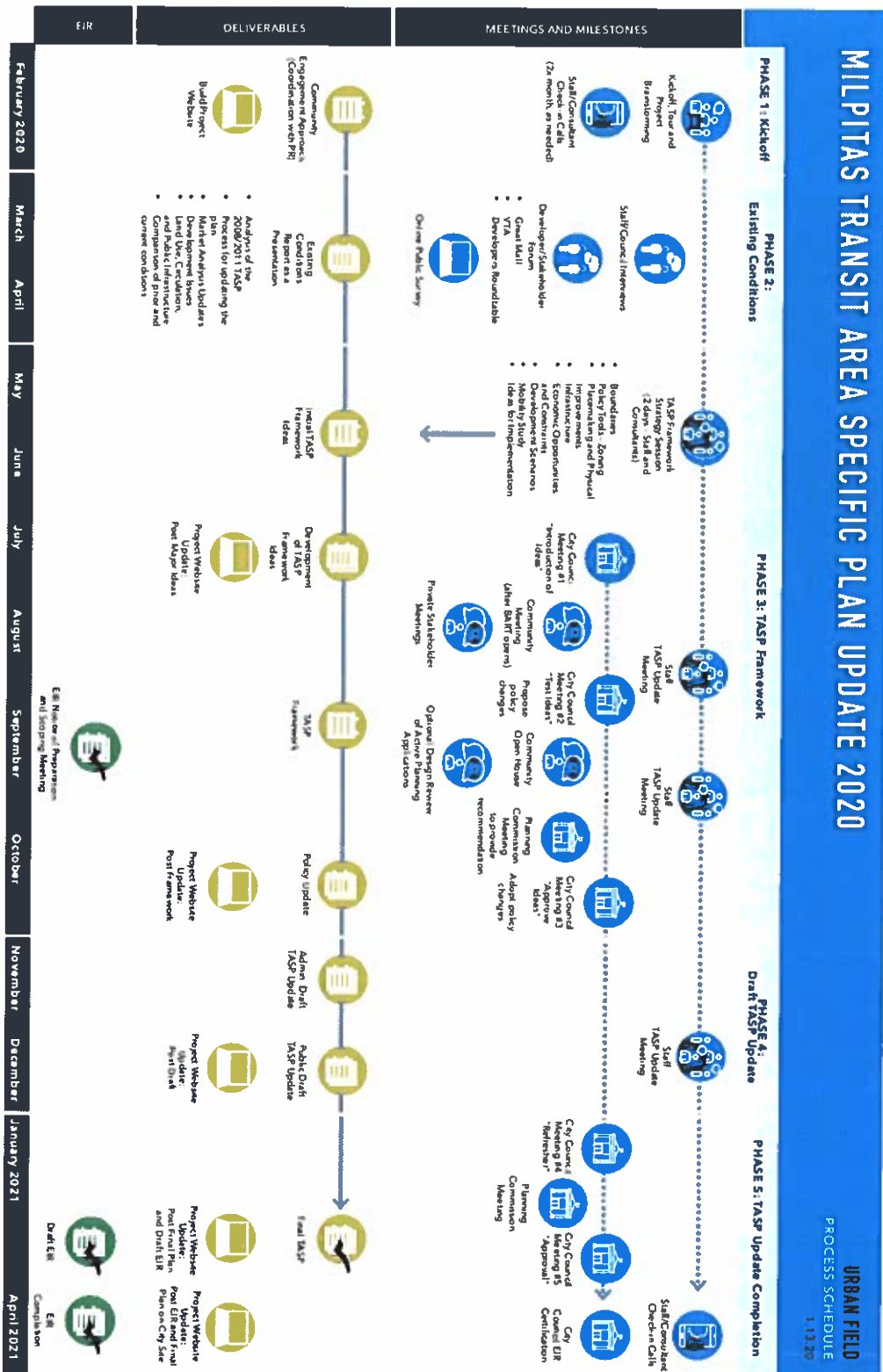


EXHIBIT "D"

INSURANCE REQUIREMENTS

Please refer to the insurance requirements listed below. **Those that have an "X" indicated in the space before the requirement apply to Contractor's or Consultant's Agreement.**

Contractor or Consultant shall procure and maintain for the duration of the Agreement insurance against claims for injuries to persons or damages to property which may arise from or in connection with the performance of the work hereunder and the results of that work by the Contractor or Consultant, its agents, representatives, employees or subcontractors.

Contractor or Consultant shall provide its insurance broker(s)/agent(s) with a copy of these requirements and request that they provide Certificates of Insurance complete with copies of all required endorsements.

Contractor or Consultant shall furnish City with copies of original endorsements affecting coverage required by this Exhibit D. The endorsements are to be signed by a person authorized by that insurer to bind coverage on its behalf. All endorsements and certificates are to be received and approved by City before work commences. City has the right to require Contractor's or Consultant's insurer to provide complete, certified copies of all required insurance policies, including endorsements affecting the coverage required by these specifications.

Commercial General Liability (CGL):

☐ Coverage at least as broad as Insurance Services Office ("ISO") Form CG 00 01 covering CGL on an "occurrence" basis, including products and completed operations, property damage, bodily injury and personal and advertising injury with limits no less than \$2,000,000.00 per occurrence. If a general aggregate limit applies, either the general aggregate limit shall apply separately to this project/location or the general aggregate limit shall be twice the required occurrence limit.

☒ Coverage at least as broad as ISO Form CG 00 01 covering CGL on an "occurrence" basis, including products and completed operations, property damage, bodily injury and personal and advertising injury with limits no less than \$1,000,000.00 per occurrence. If a general aggregate limit applies, either the general aggregate limit shall apply separately to this project/location or the general aggregate limit shall be twice the required occurrence limit.

☐ Coverage at least as broad as ISO Form CG 00 01 covering CGL on an "occurrence" basis, including products and completed operations, property damage, bodily injury and personal and advertising injury with limits no less than \$5,000,000.00 per occurrence. If a general aggregate limit applies, either the general aggregate limit shall apply separately to this project/location or the general aggregate limit shall be twice the required occurrence limit.

Automobile Liability:

X Coverage at least as broad as ISO Form Number CA 0001 covering, Code 1 (any auto), of if Contractor or Consultant has no owned autos, Code 8 (hired) and 9 (non-owned), with limits no less than \$1,000,000.00 combined single limit for bodily injury and property damage.

 Coverage at least as broad as ISO Form Number CA 0001 covering, Code 1 (any auto), with limits no less than \$5,000,000.00 combined single limit for bodily injury and property damage.

 Garage keepers' extra liability endorsement to extend coverage to all vehicles in the care, custody and control of the Contractor or Consultant, regardless of where the vehicles are kept or driven.

Professional Liability (Errors and Omissions):

 X Insurance appropriates to the Contractor or Consultant's profession, with limit no less than \$1,000,000.00 per occurrence or claim, \$2,000,000.00 aggregate.

 (If Design/Build), with limits no less than \$1,000,000.00 per occurrence or claim, and \$2,000,000.00 policy aggregate.

 Insurance appropriates to the Contractor or Consultant's profession, with limit no less than _____ per occurrence or claim, _____ aggregate

Workers' Compensation Insurance:

 X Insurance as required by the State of California, with Statutory Limits, and Employer's Liability Insurance with limit of no less than \$1,000,000.00 per accident for bodily injury or disease. *(Not required if Contractor or Consultant provides written verification it has no employees)*

The Employer's Liability policy shall be endorsed to waive any right of subrogation as respects the City, its elected and appointed officials, officers, attorneys, agents, and employees.

Builder's Risk (Course of Construction):

 Insurance utilizing an "All Risk" (Special Perils) coverage form, with limits equal to the completed value of the project and no coinsurance penalty provisions. If the project does not involve new or major reconstruction, at the option of the City, an Installation Floater may be acceptable. For such projects, a Property Installation Floater shall be obtained that provides for the improvement, remodel, modification, alteration, conversion or adjustment to existing buildings, structures, processes, machinery and equipment. The Property Installation Floater shall provide property damage coverage for any building, structure, machinery or equipment damaged, impaired, broken, or destroyed during the performance of the Work, including during transit, installation, and testing at the City's site.

Contractor's or Consultant's Pollution Legal Liability:

____ Contractor's or Consultant's pollution legal liability and/or Asbestos Legal Liability and/or Errors and Omissions (if project involves environmental hazards) with limits no less than \$1,000,000.00 per occurrence or claim and \$2,000,000.00 policy aggregate.

If the Contractor or Consultant maintains higher limits than the minimums shown above, the City requires and shall be entitled to coverage for the higher limits maintained by the Contractor or Consultant. Any available insurance proceeds in excess of the specified minimum limits of insurance and coverage shall be available to City.

Cyber Liability Insurance

____ Cyber Liability Insurance with limits not less than \$1,000,000 per claim.

Coverage shall be sufficiently broad to respond to the duties and obligations as is undertaken by Contractor or Consultant in this Agreement and shall include, but not be limited to, claims involving infringement of intellectual property, including but not limited to infringement of copyright, trademark, trade dress, invasion of privacy violations, information theft, damage to or destruction of electronic information, release of private information, alteration of electronic information, extortion, and network security.

The policy shall provide coverage for breach response costs as well as regulatory fines and penalties, and credit monitoring expenses with limits sufficient to respond to these obligations.

Surety Bonds:

Contractor shall provide the following Surety Bonds:

- ____ Bid Bond
- ____ Performance Bond
- ____ Payment Bond

The Payment Bond and Performance Bond shall be in a sum equal to the contract price. Bonds shall be duly executed by a responsible corporate surety, authorized to issue such bonds in the State of California and secured through an authorized agent with an office in California.

Other Insurance Provisions:

The insurance policies are to contain, or be endorsed to contain the following provisions:

X Additional Insured Status and Primary/Non-Contributory Language:

Contractor's general liability and automobile liability policies shall be primary and shall not seek contribution from the City's coverage and be endorsed to add the City and its officers, officials, employees, and agents as additional insureds under such policies using Insurance Services Office form CG 20 10 (or equivalent) on the general liability policy. For construction projects, an

endorsement providing completed operations coverage for the additional insured on the general liability policy, ISO form CG 20 37 (or equivalent), is also required.

The limits of insurance required in this Agreement may be satisfied by a combination of primary and umbrella or excess insurance. Any umbrella or excess insurance shall contain or be endorsed to contain a provision that such coverage shall also apply on a primary and non-contributory basis for the benefit of City (if agreed to in a written contract or agreement) before the City's own insurance or self-insurance shall be called upon to protect it as a named insured.

___ Loss Payee Status – Builder's Risk/Course of Construction Insurance (applicable to Construction Contracts only)

Contractor or Consultant may submit evidence of Builder's Risk insurance in the form of Course of Construction coverage. Such coverage shall name the City as a loss payee as their interest may appear.

X Notice of Cancellation, Suspension or Otherwise Voiding Policies:

Each insurance policy required above shall contain or be endorsed to contain that coverage shall not be suspended, voided, canceled or reduced in coverage or in limits except with thirty (30) days' prior written notice by certified mail, return receipt requested to the City.

X Waiver of Subrogation:

Contractor or Consultant hereby grants to City a waiver of any right to subrogation which any insurer of said Contractor or Consultant may acquire against the City by virtue of the payment of any loss under such insurance. Contractor or Consultant agrees to obtain any endorsement that may be necessary to affect this waiver of subrogation, but this provision applies regardless of whether or not the City has received a waiver of subrogation endorsement from the insurer. The Workers' Compensation Policy shall be endorsed with a waiver of subrogation in favor of the City for all work performed by Contractor or Consultant, its employees, agents and subcontractors.

___ Completed Operations

For Construction Agreements, Contractor shall maintain insurance as required by this Agreement to the fullest amount allowed by law and shall maintain insurance for a minimum of five (5) years following the completion of this project. In the event Contractor fails to obtain or maintain completed operations coverage as required by this Agreement, the City at its sole discretion may purchase the coverage required and the cost will be paid by Contractor.

THE FOLLOWING PROVISIONS APPLY TO ALL AGREEMENTS

Deductibles and Self-Insured Retentions ("SIR"):

Any deductibles or self-insured retentions must be declared to and approved by City. The City may require the Contractor or Consultant to purchase coverage with a lower deductible or retention

or provide proof of ability to pay losses and related investigations, claim administration, and defense expenses within the retention. At the option of the City, either (1) the insurer shall reduce or eliminate such deductibles or self-insured retentions as respects the City, its elected and appointed officials, officers, attorneys, agents, and employees; or (2) the Contractor or Consultant shall procure a bond guaranteeing payment of losses and related investigations, claim administration and defense expenses.

All SIRs must be disclosed to Risk Management for approval and shall not reduce the limits of liability.

Policies containing any SIR provision shall provide or be endorsed to provide that the SIR may be satisfied by either the named insured or the City.

City reserves the right to obtain a full-certified copy of any insurance policy and endorsements. Failure to exercise this right shall not constitute a waiver of right to exercise later.

Acceptability of Insurers:

Insurance is to be placed with insurers with a current A.M. Best's rating of no less than A-:VII, unless otherwise acceptable to City.

Claims Made Policies: (note - should be applicable only to professional liability, see below)

1. The Retroactive Date must be shown and must be before the date of the contract or the beginning of contract work.
2. Insurance must be maintained, and evidence of insurance must be provided for at least five (5) years after completion of contract of work.
3. If coverage is canceled or non-renewed, and not replaced with another claims-made policy form with a Retroactive Date prior to the contract effective date, the Contractor or Consultant must purchase "extended reporting" coverage for a minimum of five (5) years after completion of work.
4. A copy of the claims reporting requirements must be submitted to the City for review.
5. If the services involve lead-based paint or asbestos identification/remediation, the Contractor's Pollution Liability Policy shall not contain lead-based paint or asbestos exclusions. If the services involve mold identification/remediation, the Contractors Pollution Liability Policy shall not contain a mold exclusion, and the definition of Pollution shall include microbial matter, including mold.

Subcontractors:

Contractor or Consultant shall require and verify that all subcontractors maintain insurance meeting all the requirements stated herein, and Contractor shall ensure that City is an additional insured on insurance required from subcontractors.

Subcontractor agrees to be bound to Contractor and City in the same manner and to the same extent as Contractor is bound to City under this Agreement and any other contract documents. Subcontractor further agrees to include the same requirements and provisions of this Agreement, including the indemnity and insurance requirements, with any sub-subcontractor to the extent they apply to the scope of the sub-subcontractor's work. A copy of the City indemnity and insurance provisions will be furnished to the subcontractor upon request.

Verification of Coverage:

Contractor or Consultant shall furnish the City with original certificates and amendatory endorsements or copies of the applicable policy language effecting coverage required by this clause. All certificates and endorsements are to be received and approved by the City before work commences. However, failure to obtain the required documents prior to the work beginning shall not waive the Contractor or Consultant's obligation to provide them. The City reserves the right to require complete, certified copies of all required insurance policies, including endorsements required by these specifications, at any time.

Special Risks or Circumstances

City reserves the right to modify these requirements, including limits, based on the nature of the risk, prior experience, insurer, coverage or other special circumstances.

Failure to Comply:

Each insurance policy required above shall contain or be endorsed to contain that any failure to comply with reporting provisions of the policies shall not affect coverage provided to the City, its elected and appointed officials, officers, attorneys, agents, and employees.

Applicability of Coverage:

Each insurance policy required above shall contain or be endorsed to contain that the Contractor's or Consultant's insurance shall apply separately to each insured against whom claim is made or suit is brought, except with respect to the limits of the insurer's liability.

Company Name:

URBAN FIELD STUDIO**INSURANCE REQUIREMENTS GRID**

All of the standard insurance requirements for the City of Milpitas are contained in the BBK contract documents. Those items that are required are marked with an "X" but vary per contract. All items so marked must be met unless specifically exempted in writing by the Risk Manager. Insurance coverage required by the City varies depending on the contract; carefully read the contract to be sure all the necessary endorsements are included below.

		X if required	Check if supplied		X if required	Check if supplied		X if required	Check if supplied		X if required	Check if supplied		X if required	Check if supplied
	Endorsement Required	X	General Liability	✓	X	Auto Liability	✓	X	Workers Comp	0	X	Pro Liability	✓		Other
1	Additional Insured*		X	✓		X	✓								
2	Contractors Insurance shall be:														
	Primary		X	✓		X	✓								
	Non-Contrib.		X	✓		X	✓								
3	Waiver of Subrogation		X	✓		X	✓		X	0					
4	30-Day Notice of Cancellation		X	0		X	0					X	0		

Exceptions: In regards to #4 GL & AL, after several attempts, not yet received. Okay to proceed.

LETTER DATED 2-18-20 CONFIRMS URBAN FIELD STUDIO DOES NOT HAVE EMPLOYEES.

Note:

Most insurance companies will provide certificates and endorsement for the requirements listed above, but frequently not until specifically asked. The City always prefers stand alone endorsements. However, depending on the insurance company, it may be their practice to issue a standardized blanket endorsement form/document(s). Alternatively, they may submit excerpts from a policy document, this is also acceptable to the City. However, be sure to ask the company to put the specific policy number on the document and clearly mark the specific clause(s) that reflect each endorsement and to send you those pages only, or you will likely wind up with a 50 page policy and no easy way to determine which clauses apply to the certificate.

Prepared By:

Chris Schneider

Date:

2/24/20

Approved By:

Chris Schneider

Date:

2/25/2020

X = Most commonly required

* AI language must be stated as follows: "The City, its elected and appointed officials, officers, attorneys, agents, and employees."



URBAFIE-01

MERCADOS

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

2/17/2020

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER License # 0E67768 IOA Insurance Services 3875 Hopyard Road Suite 200 Pleasanton, CA 94588	CONTACT NAME: Selena Mercado PHONE (A/C, No, Ext): (925) 660-1395 E-MAIL ADDRESS: selena.mercado@ioausa.com FAX (A/C, No): (925) 416-7869
INSURED Urban Field Studio 2169 Folsom Street M304 San Francisco, CA 94110	INSURER(S) AFFORDING COVERAGE INSURER A: RLI Insurance Company INSURER B: INSURER C: INSURER D: INSURER E: INSURER F:
	NAIC # 13056

COVERAGES		CERTIFICATE NUMBER:		REVISION NUMBER:		
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.						
INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	☒ COMMERCIAL GENERAL LIABILITY ☐ CLAIMS-MADE ☒ OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: ☐ POLICY ☒ PROJECT ☐ LOC ☐ OTHER		PSB0006027	2/10/2020	2/10/2021	EACH OCCURRENCE \$ 2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 2,000,000 GENERAL AGGREGATE \$ 4,000,000 PRODUCTS - COMP/OP AGG \$ 4,000,000
A	☐ AUTOMOBILE LIABILITY ☐ ANY AUTO OWNED AUTOS ONLY ☐ SCHEDULED AUTOS ☒ HIRED AUTOS ONLY ☒ NON-OWNED AUTOS ONLY		PSB0006027	2/10/2020	2/10/2021	COMBINED SINGLE LIMIT (Ea accident) \$ 2,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	☐ UMBRELLA LIAB ☐ OCCUR ☐ EXCESS LIAB ☐ CLAIMS-MADE ☐ DED ☐ RETENTIONS					EACH OCCURRENCE \$ AGGREGATE \$
	☒ WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N ☐ N/A				PER STATUTE ☐ OTH-ER ☐ E L EACH ACCIDENT \$ E L DISEASE - EA EMPLOYEE \$ E L DISEASE - POLICY LIMIT \$
A	Professional Liab		RDP0038810	2/10/2020	2/10/2021	Per Claim \$ 1,000,000
A	Professional Liab		RDP0038810	2/10/2020	2/10/2021	Aggregate \$ 2,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
General Liability: The City of Milpitas, its elected and appointed officials, officers, attorneys, agents, and employees are included as Additional Insured on Primary & Non-Contributory basis with Waiver of Subrogation included, as required by written contract. Hired & Non-Owned Auto Liability includes Blanket Additional Insured and Blanket Waiver of Subrogation.

CERTIFICATE HOLDER

CANCELLATION

City of Milpitas 455 E. Calaveras Blvd Milpitas, CA 95035	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE <i>Reno Calduero</i>
---	---

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

RLIPack® FOR PROFESSIONALS BLANKET ADDITIONAL INSURED ENDORSEMENT

This endorsement modifies insurance provided under the following:

BUSINESSOWNERS COVERAGE FORM - SECTION II – LIABILITY

1. **C. WHO IS AN INSURED** is amended to include as an additional insured any person or organization that you agree in a contract or agreement requiring insurance to include as an additional insured on this policy, but only with respect to liability for "bodily injury", "property damage" or "personal and advertising injury" caused in whole or in part by you or those acting on your behalf:
 - a. In the performance of your ongoing operations;
 - b. In connection with premises owned by or rented to you; or
 - c. In connection with "your work" and included within the "product-completed operations hazard".
2. The insurance provided to the additional insured by this endorsement is limited as follows:
 - a. This insurance does not apply on any basis to any person or organization for which coverage as an additional insured specifically is added by another endorsement to this policy.
 - b. This insurance does not apply to the rendering of or failure to render any "professional services".
 - c. This endorsement does not increase any of the limits of insurance stated in **D. Liability And Medical Expenses Limits of Insurance**.
3. The following is added to **SECTION III H.2. Other Insurance – COMMON POLICY CONDITIONS (BUT APPLICABLE ONLY TO SECTION II – LIABILITY)**

However, if you specifically agree in a contract or agreement that the insurance provided to an additional insured under this policy must apply on a primary basis, or a primary and non-contributory basis, this insurance is primary to other insurance that is available to such additional insured which covers such additional insured as a named insured, and we will not share with that other insurance, provided that:

 - a. The "bodily injury" or "property damage" for which coverage is sought occurs after you have entered into that contract or agreement; or
 - b. The "personal and advertising injury" for which coverage is sought arises out of an offense committed after you have entered into that contract or agreement.
4. The following is added to **SECTION III K. 2. Transfer of Rights of Recovery Against Others to Us – COMMON POLICY CONDITIONS (BUT APPLICABLE TO ONLY TO SECTION II – LIABILITY)**

We waive any rights of recovery we may have against any person or organization because of payments we make for "bodily injury", "property damage" or "personal and advertising injury" arising out of "your work" performed by you, or on your behalf, under a contract or agreement with that person or organization. We waive these rights only where you have agreed to do so as part of a contract or agreement with such person or organization entered into by you before the "bodily injury" or "property damage" occurs, or the "personal and advertising injury" offense is committed.

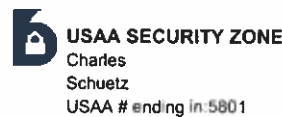
ALL OTHER TERMS AND CONDITIONS OF THIS POLICY REMAIN UNCHANGED.

USAA Auto Insurance Confirmation

USAA <USAA.Customer.Service@mailcenter.usaa.com>
Reply-To: USAA <USAA.Customer.Service@mailcenter.usaa.com>
To: JANE@urbanfieldstudio.com

Tue, Feb 18, 2020 at 7:52 AM

To ensure delivery to your inbox, please add USAA.Customer.Service@mailcenter.usaa.com to your address book.



Auto Insurance Confirmation

TO WHOM IT MAY CONCERN,

Please use this as confirmation of auto insurance; however, this doesn't take the place of an insurance identification card.

Registered owner:	JANE C LIN
	CHARLES ANDREW SCHUETZ
Address:	104 MAGNOLIA AVE PIEDMONT, CA 94610
Policy number:	GAR 026135801 7101
Policy effective date:	October 13, 2019
Policy expiration date:	April 13, 2020
Vehicle:	2006 MERCEDES E CLS 4D 350
VIN:	WDBUF56JX6A828412
Bodily injury liability limit:	\$1,000,000

each person /

\$1,000,000 each accident

Property damage liability limit:

\$500,000 each accident

Additional insured:

THE CITY, ITS ELECTED &
APPOINTED OFFICIALS, OFFICERS,
AGENTS, & EMPLOYEES 455 E CA-
LAVERAS BLVD MILIPITAS, CA 95035

Meets California minimum statutory liability requirements

This confirmation of coverage neither affirmatively nor negatively amends, extends or alters the coverage given by the policy issued by Garrison Property and Casualty Insurance Company.

How to Contact Us

Thank you for choosing us for your auto insurance needs. If you have any questions, please contact us using one of the following options below:



Phone:

210-531-USAA (8722), our mobile shortcut #8722
or 800-531-8722.



Fax:

800-531-8877

Thank you.

Garrison Property and Casualty Insurance Company

Garrison Property and Casualty Insurance Company, a subsidiary of USAA Casualty Insurance Company, is authorized to use the USAA logo, a registered trademark of United Services Automobile Association.



Go Paperless

Review and edit your online document preferences at usaa.com.

Please do not reply to this e-mail.

To contact USAA, visit our secure [contact page](#).

Privacy Promise

Garrison Property and Casualty Insurance Company, 9800 Fredericksburg Road, San Antonio, Texas 78288



93127-0718

URBAN FIELD

February 18, 2020

Re: Workers Compensation and Commercial Auto Insurance

This letter is to confirm that Urban Field Studio, LLP is a limited liability partnership with no employees. Each of its partners certify that they are not required by law to carry workers compensation insurance and have therefore opted not to purchase workers compensation coverage. At this point as the firm does not have any employees and does not plan to hire any employees for the duration of the contract with the City of Milpitas.

Urban Field Studio also carries auto liability insurance for hired autos and non-owned autos. In addition, each partner of Urban Field Studio, Jane Lin, Frank Fuller, and Heidi Sokolowsky, carry individual auto insurance policies that include business use coverage for their privately owned vehicles.

Sincerely,



Jane Lin, AIA, Founding Partner

URBAN FIELD STUDIO
2169 Folsom Street, M 304
San Francisco, CA 94110

phone
email
web

415.754.9304
info@urbanfieldstudio.com
www.urbanfieldstudio.com

CITY COUNCIL MEETING

02/18/2020

SUMMARY OF ACTIONS

<u>Item</u>		<u>Staff</u>
C5.	<u>ADOPT A RESOLUTION APPROVING AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT TO THE AGREEMENT WITH CENTRAL SQUARE TECHNOLOGIES FOR THE SOLE SOURCE PURCHASE OF COMMUNITY DEVELOPMENT SOFTWARE UPGRADE FOR AN AMOUNT NOT TO EXCEED \$433,437.21 FOR THE TERM PERIOD FEBRUARY 19, 2020 TO FEBRUARY 18, 2025</u> Adopted Resolution No. 8945 approving and authorizing the City Manager to execute Amendment to the Agreement with CentralSquare Technologies for the sole source purchase of Community Development software upgrade for an amount not to exceed \$433,437.21 for the term period February 19, 2020 to February 18, 2025. VOTE: 5-0	Mike Luu
C6.	<u>RECEIVE REPORT ON BIDS AND AWARD CONSTRUCTION CONTRACT TO REDWOOD CONSTRUCTION AND EQUIPMENT, INC. IN THE AMOUNT OF \$1,715,652 FOR CITYWIDE PARKS AND PLAYGROUNDS REHABILITATION</u> (1) Received report on bids and awarded construction contract to Redwood Construction and Equipment, Inc. for \$1,715,652.00 for Citywide Parks and Playgrounds Rehabilitation Project, subject to annual appropriations. (2) Authorized Public Works Director to negotiate and execute contract change orders in an aggregate amount not to exceed \$50,000. VOTE: 5-0	Tony Ndah
C7.	<u>APPROVE AND AUTHORIZE THE CITY MANAGER TO EXECUTE AMENDMENT NO. 2 TO THE PROFESSIONAL SERVICES AGREEMENT WITH WATER SYSTEMS OPTIMIZATION, INC. FOR WATER LOSS TECHNICAL ASSISTANCE FOR A TOTAL AMOUNT NOT TO EXCEED \$160,756</u> Approved and authorized the City Manager to execute Amendment No. 2 to the professional services agreement with Water Systems Optimization, Inc. for water loss technical assistance for a total amount not to exceed \$160,756. VOTE: 5-0	Tony Ndah
C8.	<u>APPROVE AND AUTHORIZE CITY MANAGER TO EXECUTE AMENDMENT NO. 1 TO THE MAINTENANCE SERVICE AGREEMENT WITH TECHNOLOGY, ENGINEERING & CONSTRUCTION, INC. DOING BUSINESS AS TEC ACCUTITE FOR ABOVEGROUND AND UNDERGROUND STORAGE TANK MAINTENANCE AND CERTIFICATION SERVICES FOR TOTAL NOT TO EXCEED \$296,250</u> Approved and authorized the City Manager to execute Amendment No. 1 to the Maintenance Service Agreement with Technology, Engineering & Construction, Inc. doing business as TEC Accutite for Aboveground and Underground Storage Tank Maintenance and Certification Services for a new total amount not to exceed \$296,250. VOTE: 5-0	Tony Ndah
C9.	<u>APPROVE AND AUTHORIZE THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH URBAN FIELD STUDIO TO PROVIDE CONSULTING SERVICES RELATED TO THE TRANSIT AREA SPECIFIC PLAN (TASP) 2020 UPDATE</u> Approved and authorized the City Manager to execute the Agreement with Urban Field Studio to provide consulting services related to the Transit Area Specific Plan (TASP) 2020 Update. VOTE: 5-0	Ned Thomas



CITY OF MILPITAS AGENDA REPORT (AR)

Item Title:	Approve and Authorize the City Manager to Execute an Agreement with Urban Field Studio to Provide Consulting Services related to the Transit Area Specific Plan (TASP) 2020 Update
Category:	Public Hearings-Community Development
Meeting Date:	2/18/2020
Staff Contacts:	Ned Thomas, Planning Director, 408-586-3273 Kevin Riley, TASP Manager, 408-586-3292 Chris Schroeder, Purchasing Agent, 408-586-3161
Recommendation:	Approve and authorize the City Manager to execute the Agreement with Urban Field Studio to provide consulting services related to the Transit Area Specific Plan (TASP) 2020 Update.

Background:

In 2008, the City Council first adopted the Transit Area Specific Plan (TASP) for the area surrounding the future Milpitas Transit Center where BART, light rail and other public transit services were planned to converge. The TASP, amended once in 2011, anticipated that the nearly 100 primarily privately-owned properties, which had been generally developed over several decades with commercial and industrial facilities, would be transformed to a walkable transit-oriented community within the larger Milpitas community. The TASP envisioned a 20-year buildout of 7,109 housing units, 993,843 square feet of office development, 287,075 square feet of new retail space and 350 hotel rooms, along with substantial and significant public improvements to facilitate the benefits of mobility, vitality and livability of the Plan area.

To date, projects that have been entitled, are under construction, or are complete and occupied include 6,955 housing units, 9,260 square feet of office and approximately 185,000 square feet of retail space. One approved project includes a hotel with up to 175 rooms, but no hotel rooms have been completed to date. Of the total 347 acres with the TASP boundaries, nearly 168 acres (48%) have yet to be redeveloped in accordance with the TASP guidelines and standards. These remaining properties represent substantial opportunities for further investment and potential new development in light of the unique relationship and proximity to the Transit Center as well as an enriched synergy among existing uses and activities in the area. With BART service expected to begin sometime in 2020, now is an ideal time to reassess the goals and accomplishments of the TASP and make adjustments in response to current market conditions and community needs.

Analysis:

In anticipation of an update of the TASP to make the best advantage of the remaining potential that is governed by underlying current and future development metrics and pressures, the City circulated a Request for Proposals (RFP) in Fall 2019 and interviewed three well qualified consulting firms from among the five that submitted proposals. A panel of City staff members from various departments selected Urban Field Studio, with its technical subconsultants M-Group, EPS, W-Trans, Lexington Planning, ICF environmental services, and BKF Engineers to prepare the TASP Update. Selection criteria included consultant experience with similar projects, familiarity with the City of Milpitas, proposed timeline and scope of work, and proposed cost estimate. Urban Field Studio was selected based on depth of experience, innovative approach to planning and public outreach, previous and ongoing work in Milpitas by subconsultants, and quality of work exhibits.

Staff has prepared a contract that establishes a professional services agreement between the City and Urban Field Studio for services that include a scope of work to cover approximately 15 months at a budgeted amount of \$274,000.

of up to \$540,000. Urban Field Studio will invoice the City on a monthly cycle, and each invoice will include a detailed progress report that indicates the amount of budget spent on each task. The consultant team will inform the TASP Update Manager regarding any out-of-scope work needed, and any overage that requires additional funds would return to the Council for approval of a contract amendment. The proposed Schedule of Charges/Payments (Exhibit B) includes funds for CEQA analysis based on assumptions regarding the level of analysis needed. Additional funds may need to be appropriated once a final scope for the environmental analysis under CEQA can be determined based on the draft plan update.

Urban Field Studio was founded in 2014 as a spinoff by several partners who had worked together for six prior years at Field Paoli Architects. With a main office in San Francisco, consulting services will be guided by Principal Jane Lin from the East Bay Office in Piedmont. The Project Manager will be Christina Paul, AICP, affiliated with M-Group, which has offices and provides planning services throughout the Bay Area. Note that EPS, the economic and financial consultant firm, has an ongoing relationship with the City, having been involved in the TASP since its inception in 2008. They prepared the recent nexus update for the recent Transit Area Development Impact Fee (TADIF) adjustment.

The TASP update will look at both the opportunities for greater or targeted development and the desirability of protecting and enhancing some existing uses within the plan area. In addition, the comprehensive planning work will look at nearby areas to assess whether the inclusion of new land areas within the boundaries of the TASP would be beneficial internally to the TASP community and to the City generally. The TASP update will also include a comprehensive assessment of infrastructure needs within the TASP boundaries and provide guidance on adjusting the TADIF to ensure a fair and equitable fee structure. Strategic changes to the TASP boundaries and adjusting the development potential of remaining undeveloped parcels in the TASP area will be key to positioning the City to meet its Regional Housing Needs Assessment (RHNA) numbers, which are expected to be significantly higher than past cycles. The new RHNA numbers will be released by the ABAG later this year, and the City will then need to update its General Plan Housing Element before 2022.

Policy Alternative:

Alternative: Do not authorize the interim City Manager to execute an agreement with Urban Field Studio to update the TASP document, policies and standards.

Pros: This action would avoid expending revenues associated with the TASP planning process.

Cons: Eliminating the TASP update would limit the opportunities for enhanced development in a manner consistent with and complementary to the policies and standards that have been put in place.

Reason not recommended: Failure to update the TASP would leave a substantial number of privately-held development parcels in limbo, and acreage available for higher density housing within now-established residential neighborhoods would likely remain un-redeveloped. The City would miss a significant opportunity to respond to new RHNA numbers and provide for future housing needs. New TASP policy incentives and the imminent opening of BART present a great opportunity to develop office employment in concert with a re-evaluation of retail needs and locations and a reassessment of public infrastructure needs and shared costs.

Fiscal Impact:

The cost to provide planning services for the TASP is covered by development impact fees generated by development activity within the TASP area. The TASP Update is a budgeted CIP project.

California Environmental Quality Act:

Not applicable. The selection and contractual arrangement of planning services do not constitute a project, in accordance with Section 15378 of the CEQA Guidelines.

Recommendation:

Approve and authorize the City Manager to execute the Professional Services Agreement with Urban Field Studio to provide consulting services related to the Transit Area Specific Plan (TASP) 2020 Update.

Attachment:

Professional Services Agreement with Urban Field Studio, including Scope of Work

**PURCHASING DIVISION**

**RFP FOR: Transit Area Specific Plan Update
2020**

RFP NO: 2372

DUE DATE: 10/14/19

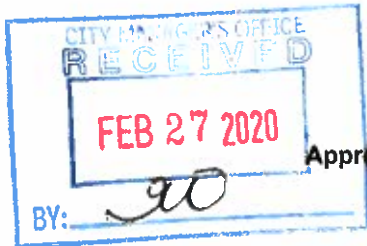
BUYER: Chris Schroeder

[illegible]

****BID AWARD NOTICE**** City Council Date: 2/18/20

AWARD TO: Urban Field Studios, the proposer offering the most advantageous proposal after consideration of all evaluation criteria.

CODE KEY:	INA = Information Not Available	NS = Not Stated	NB = No Bid	DY = Days	WK = Weeks	HR = Hours
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REQUEST FOR SIGNATURES COVER SHEET

Date sent to: CAO: 2/25/20 Finance Dir: 2/27/20 CMO: 2/27/20

Approvals:

City Manager (initial)

City Attorney (initial)

Finance Director (initial)

City Manager (initial)

From (Staff Name)/Ext/Dept:

KEVIN RILEY x3292 PLANNING

Date from CMO to staff:

2/28/20

Contractor / Vendor Name: Urban Field Studio

What is the contract for? Transit Area Specific Plan 2020 Update

Project Name / Number n/a

Terms of the Contract: Start date: NTP End date: 12/31/2021 Extension date: _____

Is contract subject to renewal?

YES

of Years

Compensation per contract term

✓ NO

Is RFP process required?

✓ YES

RFP Issue Date

RFP Award Date

NO

Total # of RFPs received:

5

Initial Contract Amount: \$ 540,000.00

Balance from initial contract: \$ 0.00

(IF) Amendment - Amount? \$ 0.00

(IF) Amendment - Amount?

Total contract amt w/amends: \$ 540,000.00

New bal. amnt incl amends:

\$ 0.00

Did the Initial Contract go to Council for Approval?

✓ YES

NO

2/19/20

Council meeting date

Did the Amendment/s go to Council for Approval?

YES

✓ NO

Council meeting date

SOURCE OF FUNDING

Operating Budget

specify budget item line

CIP CP2006-2-4237

specify CIP # / Name

PJ Reimbursement

specify Developer Name / PJ #
(may still need Budget Appropriation)

Grant

specify Grant Name

Other

specify other funding source

Grant Date

Council mtg date (Grants require pre-approval from Council)

All info verified by Rachelle

CDBG

specify CDBG Fiscal Year

☐ General Fund

☐ Water Fund

☐ Sewer Fund

☐ Equipment Fund

☐ Housing Fund

☐ TASP

Is Budget Appropriation needed?

YES

Council meeting date

From: budget code

To: budget code

NO

2/25/20

To CAO/CMO Staff:

This is a standard BBK contract. No changes were allowed to the terms and conditions.



Chris Schroeder C.P.M., A.P.P.
Purchasing Agent
City of Milpitas
408-586-3161



**AMENDMENT NO. 1
TO PROFESSIONAL SERVICES AGREEMENT
WITH
URBAN FIELD STUDIO**

This Amendment No. 1 is entered into this _____ day of April 2021, by and between the City of Milpitas, a municipal corporation of the State of California (hereafter referred to as “City”), and **Urban Field Studio**, a Limited Liability Partnership (hereafter referred to as “Consultant”). City and Consultant are sometimes individually referred to as “Party” and collectively as “Parties” in this Amendment No 1.

RECITALS

WHEREAS, on February 19, 2020, the Parties entered into a Professional Services Agreement for the preparation of the Transit Area Specific Plan 2020 Update (currently known as the Milpitas Metro Specific Plan) (the “Agreement”) in an amount not to exceed \$540,000.00, and with a term period of February 19, 2020 to December 31, 2021; and

WHEREAS, the Parties now desire to amend the Agreement by extending the term period expiration date to June 30, 2022, expanding the Scope of Services, as described in Exhibit A-1, attached hereto, increasing compensation by \$426,250.00 to allow Consultant to provide additional services and planning activities for the Milpitas Metro Specific Plan, as described in Exhibit B-1, attached hereto, for a new total amount of \$966,250.00, and amending the Activity Schedule, as described in Exhibit C-1, attached hereto.

NOW, THEREFORE, in consideration of the mutual covenants and conditions herein contained, the Parties agree to amend the Agreement as follows:

1. Section 2.b. (Compensation) is deleted and replaced in its entirety with the following:

“b. In no event shall the total amount paid for services rendered by Consultant under this Agreement exceed the sum of **Nine Hundred Sixty Six Thousand Two Hundred Fifty Dollars (\$966,250.00)**. This amount is to cover all printing and related costs, and the City will not pay any additional fees for printing expenses. Periodic payments shall be made within thirty (30) days of receipt of an invoice which includes a detailed description of the work performed. Payments to Consultant for work performed will be made on a monthly billing basis.”

2. Section 5 (Term of Performance) is deleted and replaced in its entirety with the following:

“5. Term of Performance.

The term of this Agreement shall be **from the Effective Date of this contract to June 30, 2022**, unless earlier terminated as provided herein. The City reserves the right to review the Consultant's performance at the end of each year and cancel all or part of the Agreement. The performance of work shall generally be in accordance with the Activity Schedule provided as Exhibit C and Exhibit C-1."

3. Exhibit A, (Scope of Services), is hereby amended to add Exhibit A-1 (Revised Scope of Services), attached hereto and incorporated herein.
4. Exhibit B, (Schedule of Charges/Payments), is hereby amended to add Exhibit B-1 (Revised Schedule of Charges/Payments), attached hereto and incorporated herein.
5. Exhibit C, (Activity Schedule), is hereby amended to add Exhibit C-1 (Amended Activity Schedule), attached hereto and incorporated herein.
6. All other provisions of the Agreement not amended by this Amendment No. 1 shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties have executed this Amendment No. 1 as of the date first written above.

CITY OF MILPITAS

Approved By:

Steven G. McHarris, City Manager

Date

Approved As To Form:

Christopher J. Diaz, City Attorney

Approved:

Lauren Lai, CPA, MPA,
Finance Director/Risk Manager

Approved As To Content:

Ned P. Thomas, Planning Director

URBAN FIELD STUDIO

Signature

Name

Title

Date

DIR Registration Number (If
Applicable)

EXHIBIT A-1

REVISED SCOPE OF SERVICES

This revised scope of services provides an overview of progress made to date, identifies changes from the original scope of work and additional tasks needed to complete the plan, and suggests optional tasks that the City may want to consider.

Phase 1: Kickoff, Visioning, and Project Management

Task 1.1. Project Kick Off Meeting and Tour (100% COMPLETE)

Task 1.2 Check in Meetings/Calls (ONGOING)

The original scope specified check-ins every two weeks, but meetings have been held weekly, plus additional team check-ins. This work will continue for approximately eight months longer than originally scheduled. The proposed budget includes this additional meeting time.

Task 1.3 Community Engagement Approach Memo (100% COMPLETE)

Task 1.4 Project Management (ONGOING)

This work will continue for approximately eight months longer than originally scheduled. The proposed budget includes this additional project time.

Task 1.5 Project Website (90% COMPLETE, ONGOING)

Consultant will continue to post updates as necessary

Phase 2: Existing Conditions

Task 2.1 Stakeholder Interviews (100% COMPLETE)

This task originally included meetings condensed into a two-day period. This work was moved on-line, and meeting were spread over several days. Urban Field Studios conducted interviews with 20 stakeholders and five one-on-ones with individual members of the City Council.

Task 2.2 Public Survey (100% COMPLETE)

Task 2.3 Developer Engagement (100% COMPLETE)

Some of this work was combined with stakeholder interviews

Task 2.4 Existing Conditions Report (100% COMPLETE)

Phase 3: MMSP Framework

Task 3.1 Plan Framework Strategy Session (100% COMPLETE)

Task 3.2 City Council and Planning Commission Meetings (100% COMPLETE)

Task 3.3 MMSP Update Community Meeting (100% COMPLETE)

This meeting was performed virtually via Zoom webinar, with real-time polling via Poll Everywhere, Q&A, and public comment

Task 3.4 Development of MMSP Framework (100% COMPLETE)

Framework was presented to City Council. Additional detailing on density yields, etc. are being completed as part of Task 3.7, Policy Update

Task 3.5 MMSP Update Open House (100% COMPLETE)

This open house became an online open house similar to the Community meeting, in which community members could participate at any time.

Task 3.6 Private Stakeholder Meetings (80% COMPLETE, ONGOING)

We anticipate meeting with Simon to present plan progress to their new representative, then to discuss plan progress in a subsequent meeting, and also meeting with VTA to discuss plan progress. It is possible to convene a meeting with Simon and VTA to initiate collaboration between the property owners. We will also meet with property owners in the Houret Court area (we will try to convene one meeting for all owners, including industrial sites, industrial condos and Jack-in-the-Box), George Quinn (who owns property along Tarob Court), and a representative of Olsen Brothers (Moe on Sango Court). These additional meetings are being added to the scope and budget.

Task 3.7 Policy Update (80%, ONGOING)

This includes a study of policies that will be updated in the MMSP and a discussion with Staff (2 meetings). A summary of policies will be vetted with City Departments by email.

In order to move Great Mall Parkway conceptual plans forward, we will undertake site visits and develop a conceptual design of the roadway cross-section to show a narrowed median, protected bikeways and linear green space on the north eastern side of the road. This work is additional to the original scope.

Task 3.8 Notice of Preparation of Supplemental EIR (UPCOMING)

Phase 4: Draft MMSP Update

Task 4.1 Administrative Draft MMSP Update (ONGOING)

We are currently working on drafting introductory and existing conditions text and have developed a draft layout template.

Task 4.2 Public Draft MMSP Update (UPCOMING)

Originally planned illustrations (diagrams, photos and maps) will be complemented by newly scoped illustrative renderings

Phase 5: MMSP Update Completion

Task 5.1 City Council Meetings (2) (UPCOMING)

(See summary of meetings below in description of Task 6.6.)

Task 5.2 Final MMSP Update (UPCOMING)

Consultant and staff agree that the Milpitas Metro Plan will result in major changes to the 2008 EIR, such as new impact analyses related to the annexation of significant new areas of land into the TASP and the addition of substantial amounts of new residential development. The Consultant recommends preparation of a Subsequent EIR rather than a Supplemental EIR. Per CEQA Guidelines Section 15163, a supplement to an EIR may be distinguished from a Subsequent EIR by the following: A supplement is intended to augment a previously certified EIR to the extent necessary to address the conditions described in CEQA Guidelines Section 15162 and to examine mitigation and project alternatives accordingly. A Subsequent EIR, on the other hand, is a complete EIR which focuses on the conditions described in Section 15162. The Consultant requests approval of an amendment to the scope and budget for CEQA based on the extent of proposed changes to the project.

Tasks 5.3 through 5.0 (UPCOMING)

No changes requested – substantially the same as outlined in original scope

Phase 6: Additional Tasks

Task 6.1: Supplemental EIR (UPCOMING, SCOPE CHANGE)

The City originally anticipated developing a Supplemental EIR for Milpitas Metro that built off the Transit Area Specific Plan EIR. Due to the scale of change proposed in the Milpitas Metro Plan, Consultant now recommends developing a Subsequent EIR. *CEQA subconsultant has provided a track-changes scope for additional detail on scope changes.*

Task 6.2: Additional Project Management

Weekly meetings, project timeline extension (*Summarized above in Task 1.2*)

Task 6.3: Additional Private Stakeholder Meetings

Consultant will meet with private property owners in MMSP subdistricts. *Three additional meetings are being added to the scope and budget.*

Task 6.4: Great Mall Parkway Design

In order to move Great Mall Parkway conceptual plans forward, Consultant will help the project team develop a prototypical section for Great Mall Parkway between South Main Street and Montague Expressway. The currently proposed plan includes:

- Narrowing the median
- Narrowing lanes to 11 feet
- Adding protected bikeways on both sides of the road
- Adding a linear park/sidewalk along the east side of Great Mall Parkway

Traffic sub-consultant W-Trans will conduct field reviews of the roadway to determine feasibility of key items and then prepare a 10-percent concept plan that shows a typical cross-section and geometric changes at the key intersections (at South Main Street, Great Mall Drive/McCandless Drive, Mustang Drive/Centre Pointe Drive, and Montague Expressway).

This work is additional to the original scope.

Task 6.5: Planning Commission Study Session

Planning Commission Study Session of the Plan Framework and draft policies in Q1 of 2021. There will also be a Planning Commission to review the final draft plan and provide a recommendation to Council. *With this Study Session there are two Planning Commissions meetings for the project.*

Task 6.6: Additional City Council Meetings

The total meetings are outlined below. *There will be four additional City Council meetings for a total nine meetings.*

- June 30, 2020: Preliminary Approach and Existing Conditions (*completed*) (*originally scoped*)
- September 15, 2020: Community Engagement and Vision (*completed*) (*originally scoped*)
- January 19, 2021: Land Use and Density (*completed*) (*originally scoped*)
- February 2, 2021: Transportation, Mobility, Circulation and Traffic (*completed*) (*new Framework/Draft Policy*)
- March 2, 2021: Public Realm and Draft Policies (*completed*) (*new Framework/Draft Policy*)
- TBD: Draft MMSP and Real Estate Market Prospects (*new*) (*originally scoped*)

This educational presentation for City Council will provide context and insights into the market prospects for primary land use categories in Metro Milpitas as well as other areas of the city, such as the Gateway/Mid Town area. This would cover residential densities, office development, retail, and hotels. The purpose of the presentation is to inform Specific Plan land use decisions and expectations, the upcoming Housing Element, and the upcoming Gateway/ Mid Town Plan.

- TBD: Contingency Meeting (*new*)
A contingency meeting is included in case there are any changes to the meeting agendas or if any topics needs to be discussed separately at an additional meeting.
- TBD Final Draft MMSP (*originally scoped*)
- TBD: Final Hearing (*new*)

Task 6.7: Additional Community Outreach

Draft Plan Community Feedback Meeting

- Social Media with Boosts, Local Newspaper, Ads, Mailer, Posters
- Outreach to community groups – email targeting
- Event: Community Meeting and In-Meeting Poll Everywhere Survey
- Office Hours (optional)

Task 6.8: Renderings

Five illustrative renderings, built on capacity testing models, will be developed to show both overhead and street level views. Illustrations will be used for stakeholder interviews, economic development, and the Specific Plan. The proposed rendering views are of:

- Great Mall Parkway
- Great Mall (Looking into Interior)
- Tango (Central Area)
- Innovation District (from BART)
- Aerial View (Metro Area)

Task 6.9 Additional Civil Engineering Meetings

This task assumes four additional meetings related to civil engineering and infrastructure, and one participation in a City Council meeting related to infrastructure and the TADIF by BKF.

Task 6.10 Water Supply Assessment

West Yost will develop a Water Supply Assessment to support work on the EIR. Because the City is currently developing its UWMP (due July 2021), West Yost will develop a preliminary analysis in February 2021 based on the draft 2021 UWMP. A detailed scope for this work is included below.

Task 6.11. Draft Transportation Environmental Analysis (CEQA)

W-Trans will take the lead in preparing the transportation and circulation section of the MMSP EIR and a separate full transportation report for the EIR appendix. The regulatory setting affecting circulation-related aspects of the EIR will be based on the recently completed General Plan Update EIR. The EIR circulation analysis will be based on the CEQA Appendix G Checklist and assess whether the MMSP would:

- a) Conflict with a program, plan, ordinance or policy addressing the circulation system, including transit, roadway, bicycle and pedestrian facilities?
- b) Conflict or be inconsistent with CEQA Guidelines section 15064.3, subdivision (b) (see VMT analysis below)?
- c) Substantially increase hazards due to a geometric design feature (e.g., sharp curves or dangerous intersections) or incompatible uses (e.g., farm equipment)?

- d) Result in inadequate emergency access? The VTA model can provide travel times for the peak hours from emergency stations to the MMSP. We will input the location of the police and fire stations and then calculate peak hour congestion travel times for those origins/destinations, for the 2040 No Project and 2040 plus Project scenarios to demonstrate the net increase or decrease in response times.

Task 6.11.1 VMT Analysis

Kittelsohn & Associates, Inc. (KAI) will be retained to conduct travel demand forecasting services for the MMSP EIR. Kittelson worked with W-Trans on the recently completed General Plan EIR and will support W-Trans with travel forecasting services as part of their role preparing a full transportation impact analysis (TIA) and CEQA section for the MMSP EIR.

6.11.2 Model Procedures

Kittelsohn has access to the VTA model as modified for the Milpitas General Plan and proposes to use the same modeling tools for the MMSP program.

6.11.3 Travel Forecasting

The current VTA model has a base year of 2015, and a future year of 2040. The model has network and land use assumptions from MTC Plan Bay Area Projections P2017 and adjusted general plan estimates within Milpitas. Based on the recent General Plan update, the City of Milpitas GP does conform to the MTC Plan Bay Area.

The traffic study that was recently conducted for the 2020 General Plan Update included the following modeling scenarios:

- Existing Conditions - 2015 is the baseline year for the County's travel demand model. We will note this in the documentation to explain why we are using a baseline year that differs from the 2020 EIR NOP date.
- Cumulative 2040 No Project (Existing General Plan)
- Cumulative 2040 plus GP Project (Updated General Plan Land Use and Circulation Element)

For the MMSP, Kittelson proposes to use the 2015 as the existing year (similar to the 2020 General Plan Update), and the 2040 Plus GP Project for the cumulative year. Kittelson will make any provided modifications to network/ circulation and land use to the above model scenarios, including confirming and documenting assumptions regarding roadway connectivity in the Tango District. Kittelson will conduct a localized areawide model validation to counts before proceeding with the forecasts. Kittelson will extract segment and intersection turning forecasts for a.m. and p.m. peak hour at up to 10 study intersections after making appropriate adjustments to the raw model turning volumes per the standard incremental adjustment methods outlined in NCHRP-255.

6.11.4 VMT per SB 743

Kittelsohn will extract project level (TAZ based) VMT per SB 743. This will be for residential per capita, and employment per service population VMT estimates. Kittelson will compare the VMT per capita to the existing regional average as determined by VTA. Kittelson will work with VTA and Milpitas staff to determine

appropriate VMT thresholds for a CEQA impact finding. The City recommends measuring against the regional average will provide an evaluation of the VMT compared to other counties outside of Santa Clara County, therefore Kittelson will measure VMT against the regional average for the land use plan. This could follow OPR's guidelines which require VMT to be 15% below the existing average, or other thresholds developed in coordination with City staff.

Since the MMSP area will be within 0.5 miles of new high capacity transit service, it is likely some or all of this development could screen out for VMT impact per SB 743. Final determination will be assessed in coordination with the project team, City staff, VTA and the City of Milpitas SB 743 Guidelines. To be screened out projects must meet other requirements including minimum densities, reduced parking, TOD design, and multimodal elements. The report will include a discussion whether projects within the MMSP would either screen out from VMT analysis or not be exempt because they do not meet the criteria and therefore may require additional CEQA analysis and review prior to approval.

VMT Travel Forecast Outputs to Support GHG, Air Quality and Noise Analyses
In addition, Kittelson will prepare model outputs for the following specialty studies. Kittelson will extract the following mode outputs and provide the following (note -VMT for GHG, Air and Noise differs from Transportation VMT, so the report will acknowledge and explain the differences to provide clarity for the EIR team):

For Air Quality and Greenhouse Gas Emissions Analysis:

- Average Daily Vehicle Trips associated with existing land uses (2015) in Metro Plan area by land use type for all segments analyzed
- VMT associated with existing land uses in the Metro Plan Area
- Average Daily Vehicle Trips associated with 2040 No-Project and Project land uses in Metro Plan area by land use type
- VMT associated with the 2040 No-Project and Project land uses in the Metro Plan Area
- VMT by speed bin, if available
- Annualization factor (to convert daily VMT and trips to annual VMT and trips)
- Confirmation the project will not add more than 24,000 vehicles per hour at any intersection
- Confirmation the project will not conflict with a CMP

For Noise Analysis:

- Average Daily Segment Volumes for analyzed segments
- Average Daily Segment Volumes for 2040 No-Project and 2040 Project for all analyzed segments
- Fleet mix on the segments for existing and future timeframes, if available (or estimated fleet mix will be provided)
- Posted Speed limits on the segments for existing and future timeframes, if available

Background Information

KAI will obtain, at a minimum, the following data from the MMSP project team:

- 2040 Metro No-Project land uses in TAZ format (Households and Jobs by TAZ)
- 2040 Metro Plus Project land uses by TAZ (Households and Jobs by TAZ)
- Any circulation network improvements
- Traffic counts at all 10 study intersections
- Planned or approved projects and CIP roadway improvement information

VMT Deliverables

- 2015 Model Validation comparison tables.
- 2040 No-Project intersection and segments volumes (based on 2020 General Plan Update)
- 2040 Plus-Project intersection and segments volumes (based on the net difference between the 2020 General Plan Update and the MMSP)
- VMT results for SB 743 Impact assessment
- Air/Noise/GHG results

Task 6.11.5 EIR Transportation Impact Analysis Reports

W-Trans will submit the following:

- Administrative Draft EIR Transportation Impact Analysis Report (assume two Administrative Draft Reports)
- Draft EIR Transportation Impact Analysis Report (assume one Draft Report)

Each report will document all work assumptions, analysis procedures, findings, impacts, and recommendations, and be supported by graphics and technical documentation in appendices. In general, the reports will consist of a description of the proposed MMSP, analysis methodologies, and analysis results for each scenario.

Recommended mitigation measures to address potential transportation and circulation impacts will be developed. Because this is a program level document, the mitigation measures will focus on program and policy level measures, similar to those presented in the Draft General Plan EIR.

It is assumed that the reports will be included in full in the EIR appendix.

Task 6.11.6 Final EIR - Response to Public Comments

W-Trans will respond to transportation-related comments on the Draft EIR and prepare a memo summarizing the comments and responses. Because it is speculative to know the nature and extent of public comments, we have allocated a certain budget for this task. If, after a review of the comments received, additional time and budget is needed to complete the responses, we will ask for a contract amendment at that time.

CEQA Deliverables

- *ADEIR, DEIR Transportation Reports*
- *FEIR Response to Comments Memo*

Task 6.12. Traffic Operations Analysis (Non-CEQA)

W-Trans will prepare a standalone transportation impact analysis (TIA) report. The analysis of study intersections will be conducted using the 2000 Highway Capacity Manual (HCM) methodologies (unless otherwise specified). The LOS results will be compiled in a table format for the various analysis scenarios. It is assumed that the traffic analysis will be informed by the Plan's EIR modeling (Task 2) including the projected traffic generation and distribution characteristics of the MMSP. The vehicular trip generation characteristics of the MMSP will be adjusted as appropriate to ensure that the area's land use and network characteristics are reflected, including adjustments if needed to account for non-auto mode share, mixes of uses, and any mandated transportation demand management (TDM) components to be included in the MMSP.

The traffic analysis will include intersection operation during the weekday a.m. (7:00 – 9:00 a.m.) and p.m. (4:00 – 6:00 p.m.) peak hours at the following intersections:

1. East Tasman Drive/I-880 South Ramp
2. I-880 North Ramps-Thompson Street/Great Mall Parkway
3. South Abel Street/Great Mall Parkway
4. South Main Street/Great Mall Parkway
5. Great Mall Drive-McCandless Drive/Great Mall Parkway
5. Great Mall Parkway/Centre Pointe Drive-Mustang Drive
5. Montague Expressway/Great Mall Parkway-East Capitol Avenue*
6. South Milpitas Boulevard/Montague Expressway*
7. I-680 North Ramps/Dempsey Road-Landess Avenue
8. McCarthy Boulevard-O'Toole Avenue/Montague Expressway**
9. South Main Street-Oakland Road/Montague Expressway**
10. Montague Expressway/Trade Zone Boulevard-McCandless Drive*

* *CMP Intersection*

** *CMP Intersection exempt from LOS Standard*

The following scenarios will be included in the LOS analyses:

- Existing Conditions (based on 2015 data to be consistent with General Plan analysis and the County's travel demand model.
- 2040 No-Project intersection and segments volumes (based on 2020 General Plan Update)
- 2040 Plus-MMSP Project intersection and segments volumes (based on the net difference between the 2020 General Plan Update and the MMSP)

Future traffic projections will be obtained through use of the VTA travel demand model. The results from some of the 2020 General Plan modeling will be applied to the Milpitas Metro study, including the Existing Conditions and the Future "No Project" Conditions scenarios. Since the 2020 General Plan Update is serving as the baseline for Milpitas Metro, the Future "No Project" land use assumptions for Milpitas Metro will be equivalent to what was assumed for the 2020 General Plan Future plus Project scenario. This scenario will then be used as the basis upon which the added vehicle travel associated with the MMSP will be added for use in analyzing 2040 Future plus MMSP conditions.

In addition to the intersection LOS analyses, a queuing analysis will be prepared for the freeway off-ramp study intersections based on the intersection analysis. Also, a brief qualitative discussion of roadway segment capacity will be prepared. Specific issues associated with multimodal connectivity to the BART and VTA light rail stations, including consideration of safety and operational impacts, will be highlighted for any affected locations. Also, we will generally discuss the potential effects on intersection operations if assumptions change regarding roadway connectivity in the Tango District.

Operational improvement measures will be recommended to address potential operating effects. As this is a program level analysis, and to be consistent with the 2020 General Plan Update and MMSP, the improvement measures will first consider the plans, policies and goals of these documents. A qualitative program-level discussion of the MMSP potential effects on transit, bicycle, pedestrian and micro-mobility facilities will be provided in the TIA. Active transportation features of the MMSP will be discussed in terms of probable effects as well as consistency with policies and goals.

W-Trans will assist the team in summarizing the key findings from the traffic analysis for use at advisory committee and community meetings. W-Trans staff will be available to answer clarifying questions about the street and traffic improvements included in the Plan.

Transportation Operations Analysis Reports

W-Trans will submit the following:

- Administrative Draft Transportation Operations Analysis Report (assume two Administrative Draft Reports)
- Draft Transportation Operations Analysis Report (assume one Draft Report)

Each report will document all work assumptions, analysis procedures, findings, recommendations, and be supported by graphics and technical documentation in appendices. In general, the reports will consist of a description of the proposed MMSP, analysis methodologies, and analysis results for each scenario.

Recommended improvement measures to address potential transportation operational effects will be developed. Because this is a program level document, the improvement measures will focus on program and policy level measures, similar to those presented in the Draft General Plan EIR and its associated traffic operations report. It is assumed that the reports will be included in full in the EIR appendix and incorporated into the main body of the EIR as needed by the EIR consultant.

Traffic Operational Report Deliverables

- *Administrative Draft Reports (2)*
- *Draft Report (1)*

Task 6.13 – Milpitas Metro Plan Update Transportation Chapter, Adoption, Parking and Transportation Demand Management (PTDM) Program

W-Trans will provide limited assistance to the project team in the preparation of the MMSP, providing input on technical questions and proposed policy language.

Task 6.13.1 Parking and Transportation Demand Management (PTDM)

The purpose of the proposed PTDM program is to both help reduce parking demand to allow for a lower provision of parking and to help limit traffic congestion to reduce vehicle miles traveled (VMT). There are a broad range of TDM measures employed across many cities, but they all serve the common goal of providing a greater number of mobility options to users while helping create built environments that are more multi-modal and prosperous. The City of Milpitas has not yet adopted official thresholds for vehicle trip or emissions reductions, but the intent of this program will be to develop and select strategies that are both robust and cost-effective.

PTDM Tasks

- An assessment of current Transportation Demand Management (TDM) measures for existing built development will be conducted. This will contain an evaluation of all current programs and available resources, including basic accommodations such as bicycle parking and measures designed for residents, employees, and visitors.
- An assessment of the current parking supply for existing built development will be conducted. This will contain an evaluation of built ratios by land use and parking management measures, including both those designed to reduce demand (e.g. pricing) and create a more effective supply (e.g. shared parking). The assessment will also examine parking in existing nearby residential neighborhoods.
- A draft PTDM plan will be developed detailing proposed parking ratios, strategies to prevent spillover and other management measures as well as TDM measures designed for residents, employees, and visitors (e.g. ride-sharing services, transit pass programs, etc). The PTDM plan will be developed based on best practices of implementable TDM measures and with each strategy chosen for cost-effectively reducing parking demand and congestion.
- The recommended TDM measures for the project will be evaluated to quantify their anticipated vehicle trip reduction potential in order to act as inputs to the VMT assessment. The quantitative analysis will also consider both the current and future multi-modal network of the project area.
- A draft PTDM Plan report will be prepared detailing analysis assumptions and findings and submitted for your review.
- Your comments will be addressed, and an updated draft PTDM Plan report submitted for submission to the City. Copies of relevant calculations will be included in the draft report.
- Once comments are received from City staff, necessary revisions will be made, and a final PTDM Plan letter report submitted. Comments that require analysis not included in the original scope of work will be considered out-of-scope.

Task 6.14 Contingency

A 10% contingency has been added for unforeseen project needs.

Milpitas Transit Area Specific Plan Update 2020 Subsequent EIR ICF Scope of Work – Updated 10/23/20

The following scope of work proposes preparation of a Subsequent EIR to the 2007 Draft Environmental Impact Report (2007 EIR) for the Milpitas Transit Area Specific Plan (TASP) project to assess and mitigate, as feasible, the impacts of the proposed Transit Area Specific Plan Update (revised project).

As supported by recent CEQA case law, the Subsequent EIR analysis would focus on the potential impacts of the changes to the project and would not reassess the project as a whole. Accordingly, ICF will examine the revised project in the context of the 2007 EIR focusing on the changes to environmental impacts and mitigation that would result from the revisions to the project. In doing so, ICF will use an Initial-Study-like checklist designed for use on subsequent environmental reviews. The checklist will allow the City to “focus” the Subsequent EIR into a few sections and will be included as an appendix or separate section in the Subsequent EIR to support the lead agency’s decision to focus the EIR.

Preliminarily, ICF anticipates that transportation, air quality and greenhouse gas emissions, noise, population and housing, public services, utilities, and land use will need to be evaluated in the Subsequent EIR. Many of the other CEQA Appendix G topics, such as hydrology and water quality and hazards and hazardous materials, are anticipated to be “scoped out” during the preparation of the checklist. Should it be determined, during preparation of the checklist, that the project may result in significant impacts in other topic areas, these topics would need to be evaluated in the EIR and an amended scope and cost would be provided. ICF anticipates the following tasks as part of the CEQA compliance process:

Task 1: Project Initiation and Data Collection

At the outset of the process, ICF will participate in a kick-off meeting with the project team. At this meeting, we assume the team will:

- Discuss data needs and schedule
- Discuss use of the subsequent document checklist
- Review known project description details

Deliverables – ICF will complete the following deliverables:

- ✓ Preliminary data needs list
- ✓ Revised scope of work

Task 2: Prepare Project Description

ICF will develop a CEQA project description based on the proposed Plan updates, including any new policies, land use changes, changes in allowable density, and changes to the Plan area boundaries. ICF will submit an Administrative Draft Project Description and a Draft Project Description for review by the City and will prepare a Final Project Description based on comments received.

Deliverables – ICF will complete the following deliverables:

- ✓ Administrative Draft Project Description in MS Word and PDF formats
- ✓ Draft Project Description in MS Word and PDF formats
- ✓ Final Project Description in MS Word and PDF formats

Task 3: Prepare CEQA Checklist

ICF will prepare an environmental checklist analyzing whether the differences between the TASP (original project) and the updated TASP (revised project) would result in any new or substantially more severe impacts not disclosed in the 2007 EIR.

The checklist will examine each of the CEQA environmental topics included in Appendix G of the CEQA Guidelines. A subsequent document is focused on the newly proposed action. It upgrades the program EIR as needed to disclose the new or more severe impacts that could result from the later action. It does not re-open the analyses in the program EIR that are not related to the new or more severe impact implicated in the action. Accordingly, each topic will be discussed to the extent that it would be affected by the changes to the project examined in 2007. The analysis will assume that all pertinent mitigation measures identified in the 2007 EIR will continue to apply to the revised project.

This scope of work assumes the following about the TASP update. Should any of these assumptions change throughout the course of developing and refining the Plan update, ICF's scope of work and cost estimate would need to be revisited and potentially adjusted.

- The TASP update will allow for the development of approximately 7,000 additional residential uses beyond what was evaluated in the Program EIR.
- The TASP update will extend the Specific Plan horizon year from 2030 to 2040.
- The TASP update will be focused primary on expanding the capacity of the remaining underdeveloped acreage within the Plan area, evaluating infrastructure and open space needs and opportunities, and identifying opportunities to activate and enhance the public realm. The TASP update will also expand the Plan area to achieve these objectives; that new land annexed into the Plan area will include two new areas to the west and east, respectively, that would be contiguous to the Plan area and similar in character to the existing Plan area. The expansion area to the west includes properties that have the potential for transitioning from commercial to affordable housing. The expansion area to the east includes commercial parcels in close proximity to BART. These parcels would add to the Innovation District and provide more critical mass to commercial opportunities in the Plan Area.
- Land use densities may be redistributed and increased within the existing Plan boundary and/or within an expanded TASP area.
- Existing TASP policies, 2007 EIR mitigation measures, City of Milpitas General Plan polices, and Midtown Specific Plan policies would remain applicable to all proposed development within the existing Plan area and within any areas annexed into the Plan area as a result of the Plan update as a means of avoiding or minimizing environmental impacts. It is assumed that the TASP Update will be subject to policies in the updated General Plan, the preparation of which is currently underway. If the application of additional or updated policies is required to reduce the severity of potential environmental impacts resulting from the Plan update, ICF will assist with the development of such policies.

- Subsequent CEQA compliance may be required for future specific projects proposed under the updated TASP, if the application of Plan policies, updated General Plan policies, 2007 EIR mitigation measures, or Subsequent EIR mitigation measures cannot adequately minimize potential impacts, or if future projects are outside the scope of the TASP update.

The proposed TASP Update is not expected to change the conclusions of the following topics as analyzed in the 2007 EIR for the reasons stated below. The checklist will include a summary of the conclusions in the 2007 EIR and will explain why the impacts have not changed sufficiently to result in a substantial change in the prior conclusions.

Biological Resources

The 2007 EIR concluded that impacts on biological resources would be less than significant with implementation of General Plan and Specific Plan policies, and it is assumed that these policies would be applied to development under the TASP update to avoid or minimize impacts (General Plan policies will reflect the pending General Plan Update). ICF will conduct reconnaissance-level surveys in the expanded Plan area to determine whether areas of potential biological sensitivity are present.

An ICF biologist will conduct a site visit and document existing conditions by photographing examples of dominant land cover types and potentially sensitive habitat features (e.g., trees or shrubs that provide habitat for nesting birds) and recording field notes digitally or on paper. Focused studies (e.g., formal wetland delineation or tree inventory) will not be conducted for the purposes of the reconnaissance level survey. ICF biologists also will conduct online research and review existing environmental documents to identify existing biological resources (e.g., vegetation and wildlife habitat) and assess habitat suitability for special-status plant and wildlife species.

If sensitive resources are found, ICF will amend our scope and budget to conduct resource specific surveys to assess the potential for impacts to biological resources. If potentially significant impacts would occur that were not analyzed in the 2007 EIR and that could not be avoided or minimized through implementation of existing or updated Plan policies, this topic may need to be considered in the EIR, and a scope and budget amendment would be required.

Cultural Resources

The 2007 EIR concluded that impacts on cultural resources would be less than significant with implementation of General Plan and Specific Plan policies, and it is assumed that these policies would be applied to development under the TASP Update to avoid or minimize impacts (General Plan policies will reflect the pending General Plan Update).

ICF will conduct a records search of the Northwest Information Center (NWIC) to identify any previously recorded cultural resources and cultural resource investigations within the expanded Plan area, and review geologic maps and historic topographic maps to determine which landforms within the program area have the potential for as-yet undocumented buried archaeological resources in order to determine whether impacts to archeological resources are likely to occur.

It is expected that existing policies, which require that a qualified archeologist be on site during any ground disturbing activities, and that construction would be halted and a mitigation plan developed in the event that resources are discovered, would sufficiently reduce impacts to archeological resources or human remains. However, if potential impacts cannot be reduced through the implementation of such policies, this topic may need to be considered in the EIR, and a scope and budget amendment would be required.

ICF would also perform outreach to the Native American Heritage Commission (NAHC) and request that the NAHC review their sacred lands file and provide a list of Native American individuals who may have. Note that we have expanded the scope for this topic to include reconnaissance level surveys in the expanded Plan area. It is likely we will still be able to scope out this topic given that the expanded areas are probably highly developed and unlikely to contain sensitive resources. A reconnaissance level survey will provide additional evidence in the record to substantiate this determination. knowledge of cultural resources within the expanded Plan area. If requested by the client, this coordination can be performed in a way that would assist with satisfying the project's AB-52 and SB-18 consultation obligations.

If tribal cultural resources are identified in areas where the Plan update would contemplate new development, ICF will assist the City is drafting Plan policies to avoid or minimize such impacts. If potential impacts cannot be reduced through the implementation of such policies, this topic may need to be considered in the EIR, and a scope and budget amendment would be required.

ICF also will identify any listed or eligible historic resources (e.g., historic-age properties) within the expanded Plan area, as well as any resources that have been listed or become eligible for listing within the original Plan area since publication of the 2007 EIR. Research as to the location and potential eligibility of such resources will be conducted on-line and in collaboration with the City.

If historic-age properties are present in the expanded Plan area, and could be impacted by the TASP update, ICF will assist the City is drafting Plan policies for the plan to avoid or minimize such impacts. If potential impacts cannot be reduced through the implementation of such policies, this topic may need to be considered in the EIR, and a and budget amendment would be required. Geology, Soils, and Paleontology. This scope assumes that TASP policies, General Plan policies (assuming the pending General Plan Update is in effect), and 2007 EIR mitigation measures would be applied within the existing and expanded TASP area to avoid or minimize geology and soils impacts to the extent feasible. Additionally, it is expected that development of future projects within the TASP, including projects in the areas that would be added to the Plan boundaries, would complete their own design-level geotechnical studies during the development of the construction plans and associated permits.

As noted in the 2007 EIR, a site-specific geotechnical investigation would be required for any site located within a seismic hazard zone. It is assumed that General Plan update policies will also address potential geologic hazard impacts.

This scope does not include new geotechnical investigations for the proposed TASP expansion areas. Paleontology impacts were analyzed in the 2007 EIR in the Cultural Resources section, and impacts were determined to be less than significant with implementation of TASP policy 5.32, which requires that development projects involving ground displacement to include a requirement for monitoring by a qualified paleontologist. Such impacts also would be considered on a project specific basis for proposed development on parcels added to the Plan area. Further, construction of the revised project would adhere to the effective California Building Standards Code and City building permit requirements.

Hydrology and Water Quality

According to the 2007 EIR analysis, hydrology and water quality impacts within the TASP area would be less than significant with implementation of General Plan and TASP policies requiring conformance with existing regulatory requirements, including, but not limited to, implementation of National Pollutant Discharge Elimination System requirements, preparation of Stormwater Pollution Prevention Plans (where required), implementation of Best Management Practices for new developments, and compliance with FEMA standards. It is assumed that development under the TASP update would be required to adhere to these requirements such that new or more significant impacts related to hydrology and water quality would not occur (General Plan policies will reflect the pending General Plan Update). Therefore, impacts are unlikely to be greater than anticipated in the 2007 EIR.

Hazards and Hazardous Materials

It is expected that all Specific Plan, Midtown Specific Plan, and General Plan Update policies regarding safety and hazardous materials would be carried over to any future development within the Plan area, including any parcels included in the TASP Area as a result of Plan updates. No changes to the conclusions in the 2007 EIR are expected.

Energy

Energy use was analyzed as part of the Greenhouse Gases and Climate Change section of the 2007 EIR. This analysis will assess the project's potential to result in the wasteful, inefficient, or unnecessary consumption of energy resources. As part of the 2018 CEQA Guidelines Update energy was 19 incorporated into the Appendix G Checklist; as such, energy impacts will be assessed as a standalone topic in the checklist. The 2007 EIR concluded that implementation of TASP policies energy impacts would be less than significant. It is expected that these policies would be applied to any new development under the updated TASP, and that this impact is expected to be less than significant.

Visual Resources

The 2007 EIR concluded that impacts to visual resources would be less than significant with implementation of General Plan, Midtown Specific Plan, and TASP policies. These policies include, but are not limited to, requirements that future projects with the TASP area to include design features to underground utilities, provide landscaping enhancements and setbacks, retain tree corridors, and minimize light and glare impacts. It is expected that all of these policies would be applicable to new development in the existing and expanded TASP area, and that impacts under the TASP update would be the same or similar to the impacts identified in the 2007 EIR (General Plan policies will reflect the pending General Plan Update). Further,

Plan updates are expected to result in improvements to the public realm. No changes to the conclusions in the 2007 EIR are expected.

Furthermore, since certification of the 2007 EIR, the state enacted SB 743. This legislation made several changes to the CEQA requirements for projects located in areas served by transit. More specifically these changes eliminated the need to analyze aesthetics impacts for projects on infill sites within transit priority areas (i.e., areas within one-half mile of a major transit stop). Therefore, for portions of the existing or expanded Plan area that are located within a transit priority area impacts to visual resources will not need to be considered.

Wildfire

Wildfire is a new topic added to the CEQA Guidelines Appendix G Checklist at the end of 2018. Given the location of the project, we expect that this topic can be scoped out of the Subsequent EIR.

Deliverables – ICF will complete the following deliverables:

- ✓ *Administrative Draft*
- ✓ *Screen-check Draft*
- ✓ *Final checklist in MS Word and PDF formats*

Task 4: Notice of Preparation of Subsequent EIR

ICF will prepare a draft Notice of Preparation (NOP) for review by the City. The NOP will meet the content requirements of CEQA Guidelines Section 15082.

After receiving the City's comments, ICF will provide an NOP suitable for public release and submittal to the State Clearinghouse. ICF will also prepare the State Clearinghouse Notice of Completion (NOC) submittal form. We assume that the NOP review period will be the standard 30 days required by CEQA. We also assume that the City will help develop an appropriate distribution list, which ICF can review, and will be responsible for mailing the NOP and filing the NOP with the County Clerk. ICF will be responsible for filing the NOP with the State Clearinghouse.

While not required, the checklist described in Task 4 can be circulated with the NOP if desired by the City.

Deliverables – ICF will complete the following deliverables:

- ✓ *Administrative Draft*
- ✓ *Screen-check Draft*
- ✓ *Final NOP MS Word and PDF formats*

Task 5: Prepare Administrative Draft Subsequent EIR

ICF will prepare an administrative Draft Subsequent EIR that will evaluate the potential environmental impacts that could result from implementation of the revised project. In accordance with CEQA Guidelines Section 15162, the Subsequent Draft EIR will analyze whether modifications to the original project analyzed in the 2007 EIR, or changes in circumstances that were not known at the time of the 2007 EIR, would result in new significant environmental effects or a substantial increase in the severity of previously identified significant effects.

Prior to beginning the analyses, ICF will provide the City with a suggested outline for review and comment.

ICF will provide the City with one electronic copy of the administrative Draft Subsequent EIR for review and comment. This scope assumes that reviewer comments will be consolidated (with any internally conflicting comments resolved). If the analysis or comments on the administrative Draft Subsequent EIR result in the need for additional analysis, a contract amendment may be required.

The administrative Draft Subsequent EIR will include the following components:

Executive Summary

This section will include a summary of the revised project that describes the 2007 EIR, the original project, and the modifications to the original project that have been proposed since certification of the 2007 EIR. This section will also summarize the Draft Subsequent EIR findings and the mitigation measures and alternatives considered. ICF will use tables where possible in order to present the information in a brief and informative manner.

Introduction

This section will discuss the CEQA process, including public review and comment, and the purpose of the Subsequent EIR. The introduction will also summarize the scoping process, including NOP comments. This scope of work and cost estimate assumes that the resource topics listed below will not be analyzed in detail in the Draft Subsequent EIR. The Draft Subsequent EIR will include a summary of impacts that have been “scoped out” from further evaluation (via the CEQA Checklist described above), which will explain why the revised project would not result in new or greater significant with regard to the following resource topics:

- Biological Resources
- Cultural Resources
- Geology, Soils, and Paleontology
- Hydrology and Water Quality
- Hazards and Hazardous Materials
- Energy
- Visual Resources
- Wildfire

Project Description

This section will include the Project Description prepared as part of Task 3.

Environmental Setting and Impact Analysis

This section will describe the environmental and regulatory settings and provide an impact analysis for each of the resource areas described below. The impact analyses will include significance criteria, methodology, impact determination with significance conclusions, and mitigation measures, if required. In accordance with Section 15162 of the CEQA Guidelines, the determination of impact significance will be based on whether the modifications to the project or changes in circumstances would result in new significant environmental effects or a substantial increase in the severity of previously identified significant effects as compared to the analysis done in the Program EIR. The scope of analysis for each resource topic addressed in the Draft Subsequent EIR is presented below.

5.1 Transportation

Because traffic and transportation conditions have changed substantially since the 2007 EIR was prepared, and the TASP update may include changes to circulation within the existing and potentially expanded Plan area, a transportation impact study (TIS), and Subsequent EIR section summarizing the findings of the TIS, is recommended. In addition to the changes in circumstances within and surrounding the Plan area, and the potential for changes resulting from the TASP update, there have been regulatory updates since certification of the 2007 EIR that affect the way in which transportation impacts are analyzed under CEQA. More specifically, the 2018 CEQA Guidelines Update changed the metric for assessing transportation impacts from Level of Service (LOS) to Vehicle Miles Traveled (VMT). W-Trans, under separate contract, will prepare the TIS for the revised project, including an analysis of VMT for the TASP update, and ICF will summarize the findings of the TIS in the Subsequent EIR.

We assume the TIS will include analyses of VMT, freeway queueing (if required by Caltrans), emergency access, and hazardous design features, in accordance with Appendix G of the CEQA Guidelines. We also assume that W-Trans will provide average daily vehicle trips, turning movements, and speed bin data to ICF's air quality and noise teams for use in the air quality, GHG, and noise analyses (these could be provided as a separate data submittal).

We note that the 2007 EIR transportation conclusions were LOS-based. Because LOS can no longer be used as a basis for an impact determination under CEQA, the Subsequent EIR's transportation section will not include an LOS analysis. Rather, the Subsequent EIR analysis will be VMT-based and will provide a comparative evaluation of the level of impact (i.e., significant, less than significant with mitigation, or less than significant) under the TASP update. Because the City does not yet have an adopted threshold of significance for VMT impacts, ICF can assist the City and the W-Trans team in developing a VMT-based threshold for the Subsequent EIR that meets State guidelines and is consistent with the ongoing General Plan update (refer to Task 10). The project may also be eligible for a less-than-significant presumption for VMT impacts under CEQA Guidelines Section 15064.3.

We understand that an LOS analysis may be desired from a planning/policy perspective. If LOS analysis is provided, it should be included as a separate EIR appendix for informational purposes. We also note that the LOS analysis may need to be referenced in the EIR's land use section to support a consistency analysis with LOS-based policies in the updated General Plan, if such policies exist. If inconsistencies are found, they would be disclosed in the EIR but would not be interpreted as significant impacts on the physical environment.

5.2 Air Quality and Greenhouse Gas Emissions

The 2007 EIR evaluated air quality and greenhouse gas (GHG) impacts from buildout of the proposed plan. While the Final EIR concluded that construction and operational emissions could result in significant air quality impacts, there have been substantial changes to air quality and GHG regulations and analytical methodologies since issuance of the Final EIR in 2007. Additionally, the since the transportation analysis would be revised, we recommend revising the Air Quality and GHG

analyses accordingly to reflect the redistribution of land uses and associated trips, as well as the potential for increased development density under the TASP update.

Accordingly, ICF proposes to quantify criteria pollutant and GHG emissions from buildout of the TASP Update, which may include 70 acres of the remaining undeveloped land within the TASP and some adjacent parcels. ICF will use the Bay Area Air Quality Management District's (BAAQMD) most recent CEQA Air Quality Guidelines to evaluate project impacts. We will describe the air quality thresholds used to identify significant impacts based on the BAAQMD's Guidelines and guidance provided by BAAQMD staff, as well as the methodology used to estimate emissions.

Where appropriate, ICF will incorporate relevant environmental setting information from the 2007 EIR into the SEIR for the TASP Update. The air quality and GHG chapters will present all new or updated regulations and background data as it applies to the project. The impact analysis for the TASP Update will assess the following:

Short-term emissions from construction: Construction-related emissions resulting from development under the TASP Update will be evaluated qualitatively. We will identify construction-related mitigation measures recommended by the BAAQMD to reduce air quality impacts from future development. This scope does not include a quantitative construction emissions analysis. If sufficient information is available to perform a quantitative assessment, and consultation with City indicates the need to perform such an analysis, a scope and budget amendment will be required to reflect the additional effort.

Long-term emissions from operation: ICF will quantify criteria pollutant and GHG emissions from motor vehicles using vehicle miles traveled (VMT) data from W-Trans and the EMFAC model. Operational emissions associated with building area sources, energy and water consumption, waste generation, stationary sources (if any), and land use changes will be estimated using the CalEEMod model and land use data from the City. The analysis will quantify, to the extent feasible, emissions reductions achieved by current and new TASP sustainability policies. Emissions will be quantified under existing conditions and future buildout with and without the TASP Update. Mitigation to reduce operational criteria pollutant and GHG emissions from future development under the TASP Update will be proposed and analyzed, as necessary.

Operational air quality impacts associated with growth under the TASP Update will be evaluated by determining whether it is consistent with the most recently adopted Clean Air Plan prepared by BAAQMD, as well as with their recommended analysis thresholds. While the City has a climate action plan (CAP), it is only qualified for CEQA tiering to 2020 and therefore cannot be used to evaluate GHG emissions beyond the 2020 planning horizon. ICF understands that an updated to the City's CAP is currently underway. This scope assumes that the CAP update will not be in place for the Subsequent EIR; however, to the extent that data from the CAP update may be used to support the Subsequent EIR analysis, the SEIR analysis would incorporate those data.

BAAQMD's current GHG thresholds are 23 derived from the state's 2020 GHG reduction goal, and therefore may not be appropriate to evaluate emissions generated after 2020. BAAQMD is currently working on an update to their CEQA Guidelines, which is expected to include GHG thresholds to project-level GHG emissions relative to the state's post2020 GHG reduction targets. Because the regulatory environment for GHG emissions is frequently evolving, the significant threshold(s) for evaluating long-term GHG impacts for the TASP Update will be finalized at the time of analysis preparation. The ultimate GHG threshold(s) will be selected in close coordination with BAAQMD and consider all applicable case law and air district and expert agency guidance.

Health effects from criteria pollutant emissions: Potential regional and localized health effects from increased criteria pollutant emissions generated during construction and operations will be generally described, as well as modeling limitations of quantitatively correlating project-specific emissions to specific health consequences. Should models or guidance become available that enables a quantitative correlation of project emissions to health impacts, a scope and budget amendment would be required.

Localized carbon monoxide hot spots: ICF will review traffic data from the transportation analysis for affected intersections and the BAAQMD's CO screening criteria to determine the need for localized CO modeling and evaluate CO impacts. If a hotspot analysis is determined to be necessary, ICF will use peak hour traffic volumes from the traffic consultant, the CALINE4 dispersion model, and the latest version of EMFAC to estimate CO concentrations at up to three (3) locations. CO impacts will be assessed comparing estimated CO concentrations to the ambient air quality standards.

Toxic air containments: The primary toxic air containments (TAC) of concern are asbestos and diesel particulate matter (DPM). The potential for asbestos from demolition will be qualitatively assessed and compliance with BAAQMD asbestos rules will be discussed. ICF will also qualitatively evaluate potential health risks associated the TASP Update, which includes an evaluation of exposure of sensitive receptors to existing and planned sources of TACs, including DPM. ICF will identify and discuss goals, policies, and objectives to minimize potential health-related impacts. This scope does not include a dispersion modeling analysis of TAC. If sufficient information is available to perform a quantitative health risk assessment, and consultation with City indicates the need to perform such an analysis, a scope and budget amendment will be required to reflect the additional effort.

Odors: ICF will identify locations of potential odor sources and identify any goals, policies, and objectives to minimize potential odor impacts.

Consistency with Climate Change Regulations: ICF will qualitatively evaluate the project's consistency with state and local climate change plans and regulations, including the City's CAP, Senate Bill (SB) 32, and Executive Order B-55-18.

5.3 Noise

The 2007 EIR evaluated noise impacts from buildout of the proposed Plan.

Assuming that under the TASP update the Plan area would be expanded, land use densities would be reconfigured, and trip distribution would be altered such that new or increased noise and vibration impacts could occur, ICF proposes to prepare a noise and vibration impact analysis for the TASP update.

The analysis will employ standard noise and vibration modeling techniques consistent with the requirements of the updated General Plan Noise Element and the City's noise ordinance. Where appropriate, ICF will incorporate relevant environmental setting information from the 2007 Final EIR 24 into the SEIR for the TASP Update. Similarly, components of the 2007 Final EIR analysis that are applicable to the analysis of that TASP Update will also be incorporated into the impact analysis section, where appropriate.

The impact analysis for the TASP Update will assess the following:

- Exposure of existing noise sensitive land uses to noise and vibration associated with demolition and construction activity for future development under the Plan (qualitative analysis).
- Exposure of existing noise sensitive land uses to changes in traffic noise resulting from Plan implementation (quantitative analysis).
- Exposure of existing noise sensitive land uses to operational noise from future projects under the Plan, as applicable (qualitative analysis).

In the regulatory setting, the discussion will focus on City of Milpitas noise standards and guidance. Other noise and/or vibration criteria, such as guidance from the California Department of Transportation (Caltrans) the Federal Transit Administration (FTA), may also be summarized in the document, as appropriate.

In the existing conditions discussion, ICF will generally identify existing sources of noise in the Plan area, along with existing noise-sensitive uses in the Plan area. Existing noise conditions in the project area will be described based on information in the updated General Plan Noise Element and based on traffic noise modeling. In addition, noise measurements from the 2007 Final EIR, which were taken in 2005, will be cited. Due to the age of these measurements, it is assumed that they are no longer representative of the typical existing noise environment in the project area. Therefore, new noise measurements would be conducted at selected locations in the existing and expanded Plan area, depending on site conditions. Two noise measurements would be completed as follows:

- Short-term (15 minutes or less) noise monitoring will be conducted at up to three locations in the Plan area.
- Continuous long-term monitoring (24 hours or more) will be conducted at up to three locations in the Project area.

Operational traffic noise will be evaluated at up to a maximum of 30 roadways segments under the following conditions using the Federal Highway Administration Traffic Noise Model (TNM), and average annual daily traffic data to be provided by the traffic consultant:

- Existing
- Existing plus Project
- Cumulative
- Cumulative plus Project

Traffic noise will be evaluated in terms of how project-related traffic noise increases may affect existing noise sensitive land uses in the Plan area. Traffic noise impacts on future sensitive land uses will also be evaluated if there is a substantial exacerbation of existing traffic noise levels. It is assumed that traffic data provided by the traffic consultant will include average annual daily traffic (ADT) volumes, posted speeds, and heavy truck percentages for each roadway segment analyzed. Non-traffic operational noise resulting from plan implementation will be analyzed qualitatively based on operational data provided by the City. Construction noise and vibration will be evaluated qualitatively, as was done in the current version of the TASP, based on standard construction noise and vibration modeling methods and general information about the types of projects expected to develop under the Plan.

CEQA significance thresholds will be defined based on City of Milpitas noise standards and other applicable noise standards, as appropriate. The significance of noise impacts will be assessed based on predicted noise exposures and the defined CEQA significance thresholds. Where significant noise impacts are identified, policies from the current version of the TASP will be applied to reduce potential impacts. Where policies would not reduce impacts to less-than-significant levels, mitigation to reduce impacts to a less-than-significant level (where feasible and reasonable) will be identified. Noise mitigation will be described at a level of detail appropriate for environmental review and not at a design level of detail. Any noise reduction measures identified in these studies will be required to be incorporated into individual projects developed under the Plan, where applicable. Depending on the identification of potentially significant impacts, future individual projects under the Plan may be required to perform additional noise analyses.

5.4 Population and Housing

Population and Housing impacts were scoped out of the 2007 EIR. Plan Bay Area 2040's growth forecast for the City of Milpitas anticipates a growth of 1,410 households and 4,550 persons between 2020 and 2040. With approximately 7,000 additional residential units contemplated, the TASP update would exceed this growth forecast, resulting in unplanned population and housing growth. The Subsequent EIR will provide an estimate of the TASP update's anticipated population, housing, and employment generation, and compare that growth to Plan Bay Area 2040 forecasts. Should the Subsequent EIR identify this as a significant and unavoidable impact that was not previously identified in the 2007 EIR, the City would be required to adopt a new Statement of Overriding Considerations.

5.5 Public Services

The 2007 EIR concluded that impacts to public services, including police, fire, schools, and parks would be less than significant with implementation of General Plan, Midtown Specific Plan, and TASP policies. The population growth associated with the TASP update would have the potential to result in new impacts to public services that were not disclosed in the 2007 EIR.

ICF will send questionnaires to the Milpitas Fire Department and Milpitas Police Department to assess the project's impacts on existing service capacities, focusing on whether the construction of new facilities would be required to maintain existing service ratios. ICF will also estimate the number of school-aged children that would be generated by the TASP update and compare that to school capacities at the three school districts that serve the Plan area.

While impacts to schools would be greater than what was disclosed in the 2007 EIR, payment of school development fees would continue to serve as full mitigation under CEQA. ICF will also update the 2007 EIR's evaluation of impacts to parks and open space based on the new residential service population, existing and proposed parks and open space areas, and parks to population service ratios in the updated General Plan.

ICF will also prepare an analysis of impacts to public libraries, which was not included in the 2007 EIR but is typically evaluated under the "Other Facilities" Public Services checklist question in Appendix G of the CEQA Guidelines. The libraries analysis will assess the project's 26 potential to result in the new construction of library facilities based on applicable library service standards.

5.6 Utilities

The 2007 EIR concluded that impacts to utilities would be less than significant with implementation of TASP policies. The additional density associated with the TASP update (i.e., approximately 7,000 new residential units) would have the potential to result in new impacts to public services that were not disclosed in the 2007 EIR. ICF assumes that the City will provide the following documents to ICF to support the Subsequent EIR's utility analysis. We understand that these documents are currently underway and that they will account for growth associated with the TASP update:

- Citywide Water Supply Assessment
- Citywide Sewer Master Plan
- Citywide Water Infrastructure Master Plan
- Citywide Storm-drain Master Plan

ICF will also update the analysis of solid waste impacts based on the project's estimated solid waste generation and current landfill capacities.

5.7 Land Use

The 2007 EIR determined that the Plan would not physically divide an existing community or cause a significant environmental impact due to a conflict with existing plans or policies. The City is currently preparing an update to the General Plan. The updated General Plan is new information that was not known at the time of the 2007 EIR. The SEIR Land Use section will provide an analysis of the TASP Update's consistency with the updated General Plan. The consistency analysis will also assess whether the proposed project would result in any conflicts with the Midtown Specific Plan. Additionally, impacts related to the annexation of land from the City of San Jose, if needed for implementation of the proposed Innovation District in the eastern portion of the expansion area, will be assessed.

Alternatives: This section will evaluate a reasonable range of alternatives, in accordance with CEQA. This scope of work and cost estimate assume that up to three alternatives will be analyzed, including the required no-project alternative.

Other CEQA Considerations: This section will discuss cumulative impacts and other CEQA requirements. Subsequent EIR Preparers and References This section will identify the people that prepared the Draft Subsequent EIR and the references cited in the Draft Subsequent EIR.

Deliverables – ICF will complete the following deliverables:

- ✓ *Administrative Draft Subsequent EIR and Appendices (electronic Word and PDF files and up to five (5) hard copies)*

Task 6: Prepare Screen-check and Public Draft Subsequent EIR

Once the City has provided comments on the Administrative Draft Subsequent EIR, ICF will review the comments and make the appropriate revisions. ICF will prepare a Screen-check version of the public Draft Subsequent EIR for a final review by the City prior to release. ICF will then make any final revisions as directed by the City and prepare the Public Draft Subsequent EIR. We will provide the City with a PDF of the public review Draft Subsequent EIR that is suitable for reproduction and for posting on the City's website.

Additionally, ICF will provide the City with a draft Notice of Availability (NOA). This scope assumes that the City will be responsible for distribution and additional public notice. CEQA requires that notice be provided by one of the following methods: publication in a newspaper of general circulation, posting notice on- and off-site, or direct mailing to all property owners and occupants of properties adjoining the project site.

ICF will prepare and deliver 15 copies of the public Draft Subsequent EIR and a Notice of Completion form to the State Clearinghouse for distribution to state agencies. The copies will consist of 15 printed copies of the Executive Summary and 15 electronic copies of the full Draft Subsequent EIR on CDs.

Deliverables – ICF will complete the following deliverables:

- ✓ *Screen-check version of the Public Draft Subsequent EIR (electronic Word and PDF files)*
- ✓ *Public Draft Subsequent EIR (electronic Word files and PDF suitable for reproduction and posting on the City's website, and up to ten (10) printed copies as requested by the City)*
- ✓ *Notice of Availability (electronic Word and PDF files)*

Task 7: Respond to Comments, Prepare Final Subsequent EIR, and Complete Administrative Record

Responses to Comments: ICF will review the comments and discuss the comments and appropriate revisions with City staff. It is anticipated a conference call will suffice to discuss comments, but ICF staff can meet with City staff if requested.

ICF will prepare draft written responses to the comments received on the public Draft Subsequent EIR. We will provide these for review by the City and incorporate the City's revisions, if any, into the responses for the Final Subsequent EIR.

Administrative Final Subsequent EIR and Public Final Subsequent EIR: The Final Subsequent EIR will include the following sections: Introduction; Executive Summary table (revised version of impacts and mitigation measures table from the Draft Subsequent EIR; comments and written responses; an errata containing any revisions to the text of the Draft Subsequent EIR made in response to comments; and references. If a public meeting is held during the public review period of the Draft Subsequent EIR and verbal comments are accepted, ICF will arrange to have a court reporter present.

ICF will prepare an administrative draft of the Final Subsequent EIR for the City's review and comment. We will revise the administrative version in accordance with the City's direction and prepare a Screen-check Final Subsequent EIR. The Screen-check Final Subsequent EIR will then be revised to reflect any comments, and a Public Final Subsequent EIR suitable for certification by the City Council will be prepared.

Mitigation Monitoring or Reporting Program: ICF will prepare a mitigation monitoring or reporting program (MMRP). The MMRP will be prepared in tabular format, listing each mitigation measure identified in the Subsequent EIR, the time period for implementation, implementation responsibility, and monitoring responsibility. The MMRP will be developed with input from City staff to determine appropriate responsible parties. ICF will provide a draft version of each MMRP to the City for review and will incorporate any requested revisions prior to completing the final versions.

Administrative Record: ICF will compile the Administrative Record by assembling background documents, relevant e-mail records, correspondence, and/or telephone notes that are cited in the Subsequent EIR. Prior to the publication of the EIR, ICF will submit the Administrative Record for the project to the City on a CD or DVD to retain for the City's records.

Deliverables – ICF will complete the following deliverables:

- ✓ *Administrative Final Subsequent EIR (electronic Word and PDF files and up to printed copies as requested by the City)*
- ✓ *Screen-check Final Subsequent EIR (electronic Word and PDF files and up to printed copies as requested by the City)*
- ✓ *Public Final Subsequent EIR (electronic Word files and PDF suitable for reproduction and posting on the City's website, and up to ten (10) printed copies as requested by the City)*
- ✓ *Draft and Final MMRPs (electronic Word and PDF files and printed copies as requested by the City)*
- ✓ *One electronic copy on CD or DVD of the Administrative Record, to be submitted to the City for filing.*

Task 8: Findings and Notice of Determination

Findings: ICF will draft findings pursuant to CEQA Guidelines Section 15091. This will enable the City to take actions on the revised project (and adopt a Statement of Overriding Considerations, if needed) based on the environmental clearance provided by the Final Subsequent EIR.

Notice of Determination: ICF will prepare the Notice of Determination (NOD) after project approval and will file the NOD with the State Clearinghouse. This scope assumes that the City will file the NOD with the County Clerk and will provide a check with the necessary California Department of Fish and Wildlife and County Clerk filing fees.

Deliverables – ICF will complete the following deliverables:

- ✓ *Draft and Final Findings*
- ✓ *Draft and Final NOD*

Task 9: Management and Meetings

The purpose of this task is to effectively manage the above tasks and maintain communication with City staff and the entire project team. ICF project management will be responsible for coordination activities, will maintain QA/QC requirements for document preparation, and will monitor schedule and performance for all work tasks. Project management subtasks also include maintaining internal communications among ICF, with City staff, and other team members, through emails and frequent phone contact, as well as the preparation of all correspondence. The Project Manager will coordinate internal staff, project guidance, and analysis criteria. ICF team members will attend and participate in meetings as needed. This scope assumes ICF's attendance at two team meetings and two public hearings.

Task 10: Planning Team Coordination

The preparation of the TASP update will require close coordination with other related planning efforts including the ongoing General Plan update, the Midtown Specific Plan update, and the citywide Water Supply Assessment, Sewer Master Plan, Water Master Plan, and Storm-drain Master Plan. Additionally, the City will need to develop a VMT-based threshold of significance for transportation impacts for the Subsequent EIR that meets State guidelines and is internally consistent with the General Plan update. We understand that ICF will play a crucial role in assisting the team with developing these approaches and methodologies. This task accommodates time spent by the ICF project management team to assist City staff and other consultants in preparing work products needed for the Subsequent EIR. This time could include providing recommendations and guidance on approach/methodology, participating in calls/meetings, and reviewing draft work products.

Milpitas Metro: West Yost Water Supply Assessment Work Program

Project Understanding

West Yost understands that the City of Milpitas (City) has retained Urban Field and M-GROUP to update the previously prepared Transit Area Specific Plan (TASP) and that the project is now referred to as the Milpitas Metro Plan Specific Plan (Metro Plan). Based on data that West Yost received from the City's Planning Department during the preparation of the City's Water Master Plan Update, our understanding is that the Proposed Project will include the following future land uses:

- 5,000 to 7,000 residential housing units
- Up to 1,800,000 square feet of office
- Up to 287,075 square feet of retail.

California Senate Bill 610 (SB 610) amended state law, effective January 1, 2002, to improve the link between information on water supply availability and certain land use decisions made by cities and counties. SB 610 sought to promote more collaborative planning between local water suppliers and cities and counties, requiring detailed information regarding water availability to be provided to the city and county decision-makers prior to approval of specified large development projects. The purpose of this coordination is to ensure that prudent water supply planning has been conducted and that planned water supplies are adequate to meet existing demands, anticipated demands from approved projects and tentative maps, and the demands of proposed projects.

SB 610 amended California Water Code sections 10910 through 10915 (inclusive) to require land use lead agencies to:

1. Identify any public water purveyor that may supply water for a proposed development project; and
2. Request a WSA from the identified water purveyor.
3. The purpose of the WSA is to demonstrate the sufficiency of the purveyor's water supplies to satisfy the water demands of the proposed project, while still meeting the water purveyor's existing and planned future uses. Water Code sections 10910 through 10915 delineate the specific information that must be included in the WSA.
4. The Proposed Project will be served by the City's existing potable water system. Based on the description of the Proposed Project, a WSA will be required in compliance with the requirements of SB 610.

Scope of Services

The following is a list of the key tasks necessary to perform this proposed Scope of Services, each further described below:

Task 1. Evaluate Water Demands for Buildout of the Proposed Project

Task 2. Prepare Water Supply Assessment

Task 3. Project Management, Meetings and Coordination Optional

Task 4. Prepare a Supplemental Memo to Demonstrate Consistency with the City's 2021 UWMP

Task 1. Evaluate Water Demands for Buildout of the Proposed Project

Projected future water demands for the previously prepared TASP were accounted for in the City's draft 2021 Urban Water Management Plan (draft 2021 UWMP). As part of the on-going Water Master Plan Update for the City, West Yost evaluated future water demands for the updated Metro Plan based on preliminary planning data for the Metro Plan from the City Planning Department. These water demand projections will be reviewed and confirmed with M-GROUP and the City based on the latest development plans for the Proposed Project. Opportunities for recycled water use for landscape irrigation within the Proposed Project will also be reviewed as a potential offset to potable water use.

Task 1-1. Review Available Data Under this task, West Yost will review available data on the Proposed Project, including the proposed number and type of residential units, as well as office and retail uses, anticipated landscape area, recycled water use areas, etc.

Task 1-2. Calculate Water Demands for Proposed Project Based on the information collected and reviewed in Task 1-1, West Yost will calculate the potable water demands for buildout of the Proposed Project. Previous water demand projections prepared for the City's Water Master Plan Update will be reviewed to assess any changes in the projected water demands.

West Yost will also coordinate with the City and Project Proponents to understand any water conservation measures to be incorporated into the Proposed Project, including water efficient fixtures and landscaping which may reduce potable water use at the Proposed Project site, and/or any plans for recycled water use.

The calculated potable water demands for the Proposed Project site will be compared with those included in the City's draft 2021 UWMP.

Task 1 Deliverables – West Yost will submit preliminary potable water calculations for the Proposed Project to the M-GROUP and the City for review and comment prior to proceeding with Task 2. West Yost has budgeted one meeting with M-GROUP and City staff to discuss comments on the potable water demand projections for the Proposed Project.

Task 2. Prepare Water Supply Assessment

West Yost will prepare a WSA for the Proposed Project in accordance with the requirements of SB 610 (as adopted in the California Water Code as Sections 10910-10915). The WSA will be based on information provided by the M-GROUP and the City.

Projected potable water demands for the Proposed Project will be based on those calculated in Task 1. The existing and future water supply quantities and supply reliability will be as documented in the City's draft 2021 UWMP, as supplemented with other available information including the City's updated Water Master Plan and any supplemental information provided by the City's two wholesale water suppliers, San Francisco Public Utilities Commission (SFPUC) and Valley Water (VW).

The WSA will include the following:

- A description of the Proposed Project, including location, overall area, number of parcels, type of proposed development, and proposed phasing, if applicable;
- An estimation of the total water demand associated with buildout of the Proposed Project (no phasing will be evaluated in the WSA)
- A description of the City's current and future water supply and demand conditions, including supply entitlement and contractual amounts, supply reliability under varying hydrologic condition, and existing and anticipated future water demands;
- A description of determinations as required by SB 610, including:
- If the Proposed Project is subject to the requirements of the California Environmental Quality Act (CEQA),
- If the Proposed Project meets the SB 610 definition of a Project,
- Identification of the City as the responsible water system, and
- If the City's draft 2021 UWMP includes the water demands for the Proposed Project.
- A water supply assessment for the Proposed Project including the following:
- Identification of existing water supplies for the Proposed Project and demonstration that said supplies exist,
- If inadequate supplies exist, identification and evaluation of options to meet water supply deficit,
- Evaluation of the sufficiency and reliability of the proposed supply for the Proposed Project,
- Identification of any potential conflicts that may arise from the exercise of water supply entitlements required for the Proposed Project, and
- Proposed use and sufficiency of groundwater supplies (based on existing available data and studies).
- A determination of sufficiency of existing and future supply for the Proposed Project in accordance with the requirements of SB 610.

Task 2 Deliverables –

- ✓ *West Yost will provide an electronic copy (in PDF format) of the Draft WSA for review and comment.*
- ✓ *West Yost will attend one review meeting to discuss comments on the Draft WSA Report.*
- ✓ *Following receipt of comments on the Draft WSA Report, West Yost will prepare and submit an electronic copy (in PDF format) of the Final WSA Report.*

Task 3. Project Management, Meetings and Coordination

West Yost will keep the M-GROUP and City project team informed as to progress on the above tasks via regularly scheduled conference calls. During the conference calls, West Yost will report on progress for on-going tasks and discuss any issues being encountered.

As described in the tasks above, West Yost also anticipates meetings with the City and Project Proponents at key milestones of this Project. It is assumed that these meetings will be held via video conference call. Meetings at the following milestones are anticipated and included in this Scope of Work:

- One project kickoff meeting to discuss the approach for the preparation of the WSA
- One meeting at the completion of Task 1 to discuss the potable water demand projections for the Proposed Project
- One meeting at the completion of Task 2 to discuss any questions or comments on the Draft WSA for the Proposed Project
- Attendance at the City of Milpitas City Council Meeting when the Final WSA is considered for adoption to be available to respond to any questions that may arise.
- Additional meetings beyond those described above are not included in this Scope of Work but could be added with an approval and associated budget augmentation.

EXHIBIT B-1

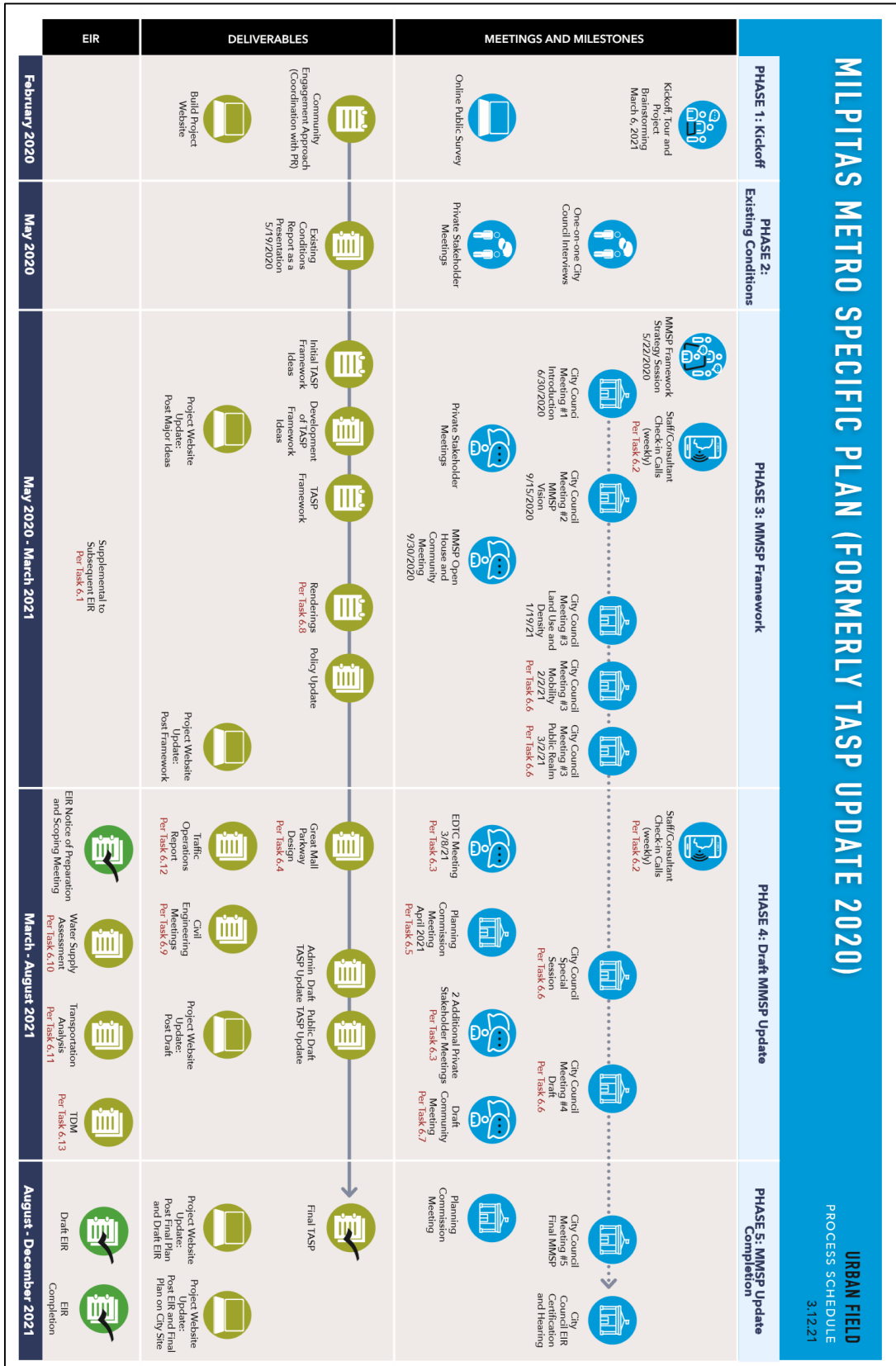
REVISED SCHEDULE OF CHARGES/PAYMENTS

Urban Field Studio
Milpitas Metro Specific Plan (TASP Update)
Proposed Budget – Amendment No. 1

Task #	Task	Description	Budget
6.1	Additional EIR Effort	<i>Supplemental to Subsequent EIR</i>	\$97,000
6.2	Additional Project Management	<i>Weekly meetings, project timeline extension and Subconsultant management</i>	\$40,000
6.3	Additional Private Stakeholder Meetings	<i>3 additional meetings with private stakeholders in subdistricts</i>	\$15,000
6.4	Great Mall Parkway Design	<i>Great Mall Parkway Section Design (10% Design)</i>	\$19,055
6.5	Planning Commission Study Session	<i>Plan Framework Session</i>	\$12,000
6.6	Additional City Council Meetings	<i>4 additional meetings</i>	\$48,000
6.7	Additional Community Outreach	<i>For the Draft Plan</i>	\$15,000
6.8	Renderings	<i>5 total: 4 street view, 1 birds eye</i>	\$25,000
6.9	Civil Engineering Meetings	<i>4 Internal, 1 City Council</i>	\$3,000
6.10	Water Supply Assessment	<i>West Yost</i>	\$30,000
6.11	Transportation Analysis (CEQA)	<i>W-Trans</i>	\$36,665
6.12	Traffic Operations Analysis and Report (Non-CEQA)	<i>W-Trans</i>	\$24,495
6.13	Milpitas Metro Plan Update, Adoption and PTDM Plan	<i>W-Trans Transportation Chapter and TDM Plan</i>	\$22,285
6.14	Contingency (10%)		\$38,750
		TOTAL:	\$426,250

EXHIBIT C-1

AMENDED ACTIVITY SCHEDULE



City of Milpitas, California

BUDGET CHANGE FORM

Type of Change	From*		To*	
	Account	Amount	Account	Amount
Check one: ☐ Budget Appropriation ☒ Budget Transfer	350-2931 351-9512006153899	\$426,250 \$426,250	350-3999 351-951200614800	\$426,250 \$426,250

- 1) Adopt a Resolution to Approve and Authorize the City Manager to Execute an Amendment to the Professional Services Agreement with Urban Field Studio for an Expanded Scope of Services for Consultant Services related to the Transit Area Specific Plan (TASP) Update (the Metro Plan); and
- 2) Approve a Budget Appropriation in the Amount of \$426,250.

Background:

Attached is a Professional Services Agreement (PSA) with an expanded Scope of Consultant Services (scope of work) outlining a revised schedule and planning activities needed to complete the Milpitas Metro Specific Plan (TASP Update). The City Council approved the initial PSA on February 18, 2020. At that time, the full scope of development opportunities was unknown, pending analysis of development capacity within the planning area, development scenarios, and the levels of density and intensity that might be achieved in a mid-term update of the original 20-year plan. The Agenda Report and the original scope of work for this project noted that “additional funds may need to be appropriated once a final scope for the environmental analysis under CEQA can be determined based on the draft plan update.”

Staff and the consultant team, led by Jane Lin of Urban Field Studio and Christina Paul of Metropolitan Planning Group, have been working diligently to prepare a comprehensive project description that will address un-redeveloped areas within the original plan area. In collaboration with the City’s Economic Development team, the consultants have also identified certain areas where expansion of the Metro Plan boundaries would create significant opportunities for new job growth and economic development. These areas would benefit from, and be benefitted by, inclusion in an expanded plan area and the new public infrastructure improvements that would be made to serve the area. The expanded scope of services includes this additional work.

The original 2008 TASP development scenario envisioned 7,109 new residential units in addition to the 468 existing units (7,577 total units) as well as approximately 283,000 square feet of new retail commercial space, approximately 993,000 square feet of new office space, and 350 new hotel rooms. To date, 6,955 new residential units have been entitled in the TASP area, and only 622 units remain unentitled. Meanwhile, only a fraction of the retail, almost none of the office, and none of the hotel rooms have been realized.

The current TASP Update (Metro Plan) envisions adding more than 6,000 new housing units and over one million square feet new office and commercial development. Based on these numbers, staff and the consultants have concluded that a higher level of CEQA review will be required, so instead of preparing a “supplemental” EIR, as described in the original scope, the consultants are now recommending preparation of a “subsequent” EIR to provide an appropriate level of CEQA analysis for the document.

Analysis:

Attached to this report is the PSA to amend the consultant contract, which includes the expanded Scope of Consultant Services and the anticipated timeline. The original contract estimated that current work on the Metro Plan would be completed by April 2021. However, from the outset of this project, it has been anticipated that any significant expansion of the potential development scenario would increase the timeline by creating the need for additional stakeholder engagement meetings, more project coordination, and more analysis, including a higher level of CEQA assessment. The proposed contract extension would extend the project timeline to June 30, 2022, but the Metro Plan document is expected to be wrapped up by the end of 2021.

The proposed expansion of this contractual work will call for additional costs of \$426,250. Added to the original contract amount of \$540,000, which is more than seventy percent (75%) completed to date, the original and expanded contractual costs together will total \$966,250. As a way to provide some perspective on this added cost, the additional budget appropriation figure of \$426,250 could be effectively covered by the impact fees paid by the developer for roughly 10 residential units (\$40,487/du, 2019), where the Metro Plan will accommodate an additional 6,000 or more units over the 20-year term of the plan.

Due to the Metro area's proximity to jobs and transit, as well as the established goal of promoting a complete neighborhood with housing, jobs, services" and a sense of place, there are several advantages to pursuing a higher level of CEQA. First, the Metro area still has reserves of land for more housing, for the anticipated office and retail space and for hotel rooms. The pending Regional Housing Needs Assessment (RHNA) is likely to impose a significant housing obligation on the Metro area could absorb some of that due to its ability to support higher density development with minimal impact on most of the City's lower density neighborhoods.

Second, the owners of the Great Mall recognize the challenges that have been growing since before the pandemic that are unfavorable to many suburban retail shopping arrangements, and they are interested in exploring new strategies to combine other development opportunities on their property to enhance the retail experience. And third, the economic development strategy to pursue an Innovation District points to including the approximately 45 acres of low and medium intensity industrial/office and storage properties east of the current TASP boundary, between Berryessa Creek and Highway 680, flanking Montague Expressway. This area, along with roughly 5 acres of housing sites on Main Street would be annexations to the Metro Plan.

Due to the key findings noted above, the draft Metro Plan has a much more robust development scenario than we could anticipate when the original contract was approved in February of last year, and it is clear that a supplemental EIR would not be sufficient or appropriate to address the environmental analysis needed for the updated plan. The preparation of a subsequent EIR, relying to some degree on the original Final EIR from 2008, will be prepared in accordance with this contract. This environmental analysis, including robust traffic impact studies, represent a significant portion of the expanded contract costs.

Policy Alternative:

Alternative 1: Do not approve the amendment and budget appropriation.

Pro: None.

Con: Not approving the PSA nor appropriating the necessary funds will not allow completion of the Milpitas Metro Specific Plan nor a robust development scenario and annexation of new high-potential lands into the Metro boundary.

Reason for not recommending: Failure to support expansion of the contract and its critical work will leave the plan uncompleted and have a negative effect on potential City revenues from expanding sales, property and other taxes and fees. Additionally, failure to complete the plan will not realize the opportunities presented by the transit oriented neighborhood, will not enhance the livability of the Metro neighborhood, nor will it provide a place to accommodate the City's obligation to provide housing in accordance with the State's RHNA requirements.

Fiscal Impact:

A budget appropriation of \$426,250 from the City's Transit Area Development Impact Fee Fund (TADIF) is recommended to award the consultant contract. The TASP update is listed as a project on the Basic Infrastructure Plan (BIP) for the Metro Area and as a project in the City's Capital Improvement Program (CIP). There are sufficient funds in the TADIF.

California Environmental Quality Act:

The funding of planning consultant services is not a project, in accordance with Section 15378 of the CEQA Guidelines. The original TASP project was adopted concurrent with an Environmental Impact Report (EIR), as required by CEQA, and the pending update of the plan includes the preparation of a Subsequent EIR in accordance with this professional contract.

Recommendations:

Staff recommends the City Council:

1) Adopt a Resolution to Approve and Authorize the City Manager to Execute an Amendment to the Professional Services Agreement with Urban Field Studio for an Expanded Scope of Consultant Services related to the Milpitas Metro Plan (TASP Update); and

2) Approve a budget appropriation from the TADIF account in the amount of \$426,250.

Attachments:

1. Attachment 1: Professional Services Agreement, with its attachments
2. Attachment 2: CIP Budget Appropriation Form

☐ **Check if City Council Approval required.**

Meeting Date: April 06, 2021

Requested by:	Department Head: Ned Thomas	Date: April 06, 2021
Reviewed by:	Finance Director: Lauren Lai	Date: April 06, 2021
Date approved by City Council, if required:		Confirmed by:



CITY OF MILPITAS AGENDA REPORT (AR)

Item Title:	Adopt Resolution Approving the City's Grant Application Requesting \$31,474 from the Bureau of Reclamation's WaterSmart Small-Scale Water Efficiency Project Grant Program
Category:	Consent Calendar-Community Services and Sustainable Infrastructure
Meeting Date:	4/6/2021
Staff Contact:	Tony Ndah, Public Works Director 408-586-2602
Recommendation:	Adopt Resolution Approving the City's Grant Application Requesting \$31,474 from the Bureau of Reclamation's WaterSmart Small-Scale Water Efficiency Project Grant Program

Background:

The Water Leak Detection and Condition Assessment Program (Project #7135) was approved by Council as part of the 2019-23 Capital Improvement Program to provide funding for citywide leak detection and additional measures to reduce the volume of water loss in the City's water distribution system.

In an effort to better manage the City's aging water infrastructure the City contracted with Water Systems Optimization Inc. (WSO) to assess and improve the City's water loss tracking efforts, identify and initiate water loss controls best practices, and outline a Water Loss Control Plan for the City. WSO recommended installing specialized equipment to identify leaks caused by pressure anomalies across the City's water delivery system through real-time monitoring. This will be accomplished by installing and networking water pressure acoustic data loggers at key locations throughout the City's water system. These loggers will collect and aggregate data regarding when and where sharp pressure drops take place, which can serve as a warning system for large leaks. Not only do networked water pressure data loggers have the potential to identify current leaks across the City's water system, but they also enable the City to detect water pressure changes that might lead to future leaks. In sum, this project has been identified as a priority for the following reasons:

- The City's water customers will benefit as this project helps to ensure that they can continue to rely on safe and reliable deliveries of water by minimizing breaks in service due to current or future large water leaks;
- It helps meet the City's goal of Making Water Conservation A Milpitas Way of Life, which this project addresses by ensuring the resiliency of the Milpitas water delivery system via the prevention of large water leaks during drought events;
- The project is part of the City's overall water conservation efforts and aligns with the City Climate Action Plan's Water Conservation goal.

Analysis:

In March 2021, the City submitted an application to the Bureau of Reclamation WaterSmart Small-Scale Water Efficiency Project (SWEP) grant program to purchase and install 32 water pressure acoustic data loggers at key locations throughout the City's water system. If funded, this grant will cover approximately half the cost of the pressure data loggers, an associated data plan (so that data gathered by each logger can be collected and integrated with the City's pressure monitoring system), and half the costs for contractors to install the loggers and train staff. SWEP has a 1-1 matching requirement, which the City will meet by contributing matching staff hours and cash outlays for materials, supplies, and contractual labor. The total project budget is \$62,948. The

City's total request to the SWEP grant program is \$31,474, which the City will match with \$31,474 of cash and in-kind contributions from CIP 7135.

A requirement for the grant application includes the adoption of an official resolution by the applicants governing body. By adopting the recommended resolution, the City agrees with the financial and legal obligations associated with receipt of a financial assistance award from the SWEP program which include:

- Annual project financial reports
- Interim performance reports comprised of an update on status of accomplishments, project schedules, and costs.
- Final performance report that states that the objectives and goals of the project were met, and a discussion of the benefits achieved.

Additionally, the recommended resolution, which must be submitted within 30 days after the application deadline of March 18, 2021, fulfills the following requirements:

- The identity of the City official with the legal authority to enter into an agreement with the Bureau of Reclamation;
- The City of Milpitas governing body's review and support of the submitted application;
- The capability of the City to provide the specified matching funds (i.e., \$31,474) in the project budget;
- The City will work with the Bureau of Reclamation to meet established deadlines for entering into a grant agreement if awarded.

Since there are no permits required for this project and it is classified as exempt under the Federal and State Environmental and Cultural Compliance Regulations (NEPA & CEQA) there are no additional obligations under these categories for the City to meet.

Policy Alternatives:

Alternative 1: Do not approve of the SWEP Grant Resolution

Pros: None

Cons: The City cannot formally complete the grant agency's requirements to formally apply for funding.

Reason not recommended: If awarded the grant, the grant funds will offset the costs which are otherwise borne by water utility rate payers.

Fiscal Impact:

If the City is awarded the grant, the City has a matching requirement with cash and/or in-kind contributions equal to the grant amount received.

California Environmental Quality Act:

By the definition provided in the CEQA Guidelines Section 15378, this action does not qualify as a "project" for the purpose of CEQA as this action has no potential to result in either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment.

Even if the adoption of the resolution is deemed a "project" it is exempt pursuant to CEQA Guidelines 15301 as a minor alteration to existing facilities, including the City owned water utility as acknowledged in CEQA Guideline 15301(b). It is also exempt pursuant to CEQA Guideline 15306 as information gathering as installation of the specialized equipment will allow the City to collect the information on the City's water utility.

Recommendation:

Adopt Resolution Approving the City's Grant Application Requesting \$31,474 from the Bureau of Reclamation's WaterSmart Small-Scale Water Efficiency Project Grant Program

Attachments:

Resolution

City of Milpitas 2021 Bureau of Reclamation SWEP grant application

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILPITAS
APPROVING THE APPLICATION FOR GRANT FUNDS FROM THE BUREAU OF
RECLAMATION WATERSMART: SMALL SCALE WATER EFFICIENCY GRANTS
FOR FY 2021 PROGRAM FUNDING OPPORTUNITY NO. R21AS00257**

WHEREAS, in FY 19-20 the City Council approved CIP Project No. 7135- Water Leak Detection & Condition Assessment Program; and began implementing a Water Loss Control Program to help reduce the volume of water loss in the distribution system; and

WHEREAS, the President of the United States and the United States Department of the Interior have provided funds for the WaterSMART Program; and

WHEREAS, The Bureau of Reclamation is accepting applications for the Small-Scale Water Efficiency Projects Funding Opportunity through its WaterSMART program which provides funds for the final stages of small scale on-the-ground water efficiency projects; and

WHEREAS, the City prepared an application for grant funding under the Small-Scale Water Efficiency Projects Grant Program to purchase and install Pressure Data Loggers at critical pressure regulating valve infrastructure sites and distributed within larger pressure zones to monitor pressure variation in the City's water system to help reduce leaks; and

WHEREAS, the Bureau of Reclamation has been delegated the responsibility for administration of this grant program, establishing necessary procedures; and

WHEREAS, said procedures established by the Bureau of Reclamation require the governing body of the City of Milpitas, as Applicant, to certify by resolution the approval of the application before submission of said application(s).

NOW, THEREFORE, the City Council of the City of Milpitas hereby finds, determines, and resolves as follows:

1. The City Council has considered the full record before it, which may include but is not limited to such things as the staff report, testimony by staff and the public, and other materials and evidence submitted or provided to it. Furthermore, the recitals set forth above are found to be true and correct and are incorporated herein by reference.
2. The City Council hereby approves the filing of an application for the WaterSMART: Small-Scale Water Efficiency Grants for Fiscal Year 2021 Program for the City of Milpitas.
3. The City Council hereby appoints the City Manager or their designee, to act as agent with legal authority to enter into the grant agreement.
4. The City Council hereby certifies that it has reviewed and supports the proposed application.

5. The City Council hereby certifies that the City of Milpitas, as Applicant, has sufficient matching funds to provide the amount of funding/in-kind contributions specified in the funding plan included in the grant application.
6. The City Council hereby certifies that the City of Milpitas will work with the Bureau of Reclamation to meet established deadlines for entering into a grant or cooperative agreement.

PASSED AND ADOPTED this _____ day of _____ 2021, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

Wendy Wood, City Clerk

Rich Tran, Mayor

APPROVED AS TO FORM:

Christopher J. Diaz, City Attorney

WaterSMART Grants: Small-Scale Water Efficiency Projects for Fiscal Year 2021

Bureau of Reclamation NOFO No. R21AS00300

City of Milpitas

Pressure Monitor Data Logger Program

March 17, 2021

City of Milpitas
Public Works Department
1265 North Milpitas Blvd
Milpitas, CA 95035

Project Manager: Tony Ndah
Director of Public Works
1265 N. Milpitas Blvd.
Milpitas, CA 95035
Phone: 408-586-2602
Email: tndah@ci.milpitas.ca.gov

Table of Contents

TECHNICAL PROPOSAL AND EVALUATION CRITERIA	1
EXECUTIVE SUMMARY	1
<i>Project Summary</i>	1
PROJECT LOCATION	2
PROJECT DESCRIPTION	3
EVALUATION CRITERIA	3
<i>E.1.1 Evaluation Criterion A— Project Benefits</i>	3
<i>E.1.2 Evaluation Criterion B— Planning Efforts Supporting the Project</i>	5
<i>E.1.3. Evaluation Criterion C—Project Implementation</i>	5
<i>E.1.4. Evaluation Criterion D— Nexus to Reclamation</i>	6
PROJECT BUDGET	8
FUNDING PLAN	8
BUDGET PROPOSAL	9
BUDGET NARRATIVE	10
ENVIRONMENTAL AND CULTURAL RESOURCES COMPLIANCE	11
OFFICIAL RESOLUTION	12
UNIQUE ENTITY IDENTIFIER	12

TECHNICAL PROPOSAL AND EVALUATION CRITERIA

Executive Summary

March 16, 2021

City of Milpitas

Milpitas, Santa Clara County, and CA

Project Manager:

Name: Tony Ndah

Title: Director of Public Works

Phone: 408-586-2602

Email: tndah@ci.milpitas.ca.gov

Applicant Category: Category A

Grant Funding Request: \$31,474

Non-Federal Matching Funds: \$31,474

Total Project Cost: \$62,948

Project Duration: (23 months) 02/2022 to 12/2023

Estimated Project Start Date: 02/2022

Estimated Project Completion Date: 12/2023

Located on Federal Facility: The Project is not located on a Federal Facility

Unique Entity Identifier: 038142642

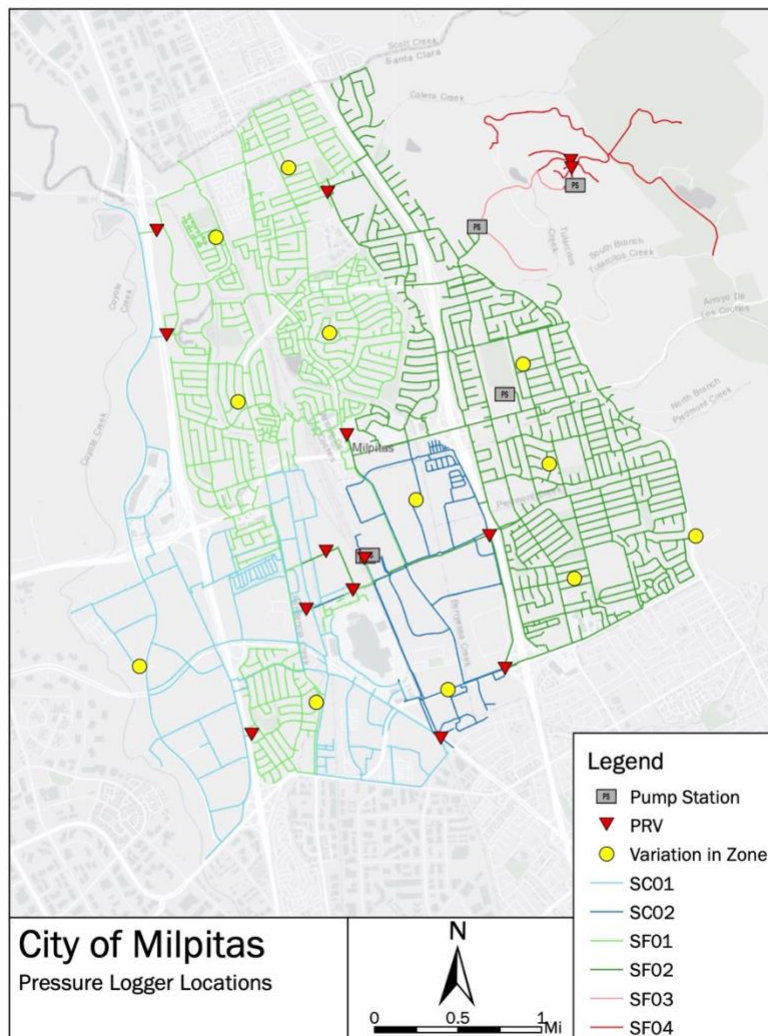
Project Summary

The City of Milpitas will improve the operational efficiency of its water distribution system by installing pressure monitoring equipment in the City's water system. Specifically, the City will install 31 pressure data loggers at critical pressure regulating valve infrastructure sites and distributed within larger pressure zones to monitor pressure variation in the system. The logger sites include locations near the 14 pressure reducing valve stations (PRVs) and 5 pump stations. Logger locations were selected to provide advanced warning on when and where large leaks begin, to identify locations with excessively high-water pressure, and to identify pressure transients, or high-frequency pressure waves traveling in the pipe network that can lead to leaks and breaks. This project will result in fewer water leaks and faster leak detection enabling the City to ensure optimal delivery of water throughout the entire system, increase water resiliency, and help to conserve the City's water supply for future generations. The project meets the goals of the City's Ongoing Leak Management Program, Urban Water Management Plan, Water Shortage Contingency Plan, Water Master Plan, Capital Improvement Plan, and Climate Action Plan. The proposed project is one element of a larger effort by the City to reduce water loss and maximize water reliability for residents.

Project Location

The Project Area is located in the City of Milpitas, Santa Clara, CA. The water pressure data loggers will be installed at 14 PRV stations, 5 Pump stations and at 12 critical points (these 12 points are termed “variation in zone” on the map legend below). A map of the location where the data loggers will be installed is provided below.

FIGURE 1: PROPOSED PRESSURE DATA LOGGER LOCATIONS



Additional background: Milpitas’ 14 square miles of land is situated between two major freeways (I-880 and I-680) and a county expressway. The City (pop. 80,000) has approximately 10 square miles of valley floor to the west and 4 square miles of hillside areas to the east. Industrial and commercial areas are located on the valley floor with residential areas on the valley floor and hillside.

Project Description

The City owns, operates and maintains a potable water distribution system which consists of approximately 245 miles of water main, 5 water tanks, 5 pump stations, 14 pressure regulating valves, an emergency supply well and emergency interties. As part of the City's Ongoing Leak Management Program, the City has identified critical sites where pressure data loggers can be installed to provide more comprehensive monitoring of pressure throughout Milpitas's potable water distribution system. This project will entail installation of 31 pressure data loggers at critical pressure regulating infrastructure sites to monitor. These include locations near the 14 pressure reducing valve stations (PRVs) and 5 pump stations. The following activities to be accomplished:

1. Acquisition of materials (pressure data loggers). The City will issue an RFP to collect bids both to purchase the pressure data loggers and for the installation. The City is purchasing dual channel loggers for the PRV locations and single channel loggers for all the other locations.
2. Installation of pressure data loggers by the manufacturer. City staff will work closely with the consultant to ensure the loggers are installed in the correct locations.
3. Monitoring of data to help better understand the water system. This would include investigating pressure anomalies that were observed from the data.
4. Identification and implementation of performance system adjustments as needed. Pressure adjustments would be based on investigation results and study of pressure anomalies that were observed from the data.

Evaluation Criteria

E.1.1 Evaluation Criterion A— Project Benefits

- *Describe the expected benefits and outcomes of implementing the proposed project.*

This project involves the installation of pressure data loggers to provide more comprehensive monitoring of water pressure throughout Milpitas' potable water distribution system. Logger locations were selected to achieve the following benefits:

Provide advanced warning on when and where large leaks begin: Pressure monitoring data may be used to flag sharp pressure drops in the system that could indicate that a large leak is occurring. Advanced warning will allow Milpitas to respond to and repair the leak faster, reducing leak duration and leakage volume.

Provide insight on pressure reduction opportunities: Pressure monitoring data may be used to identify areas with excessively high pressure. Higher pressures correspond with greater leak flow rates, more frequent leaks, and shortened infrastructure life. In these areas, the pressure monitoring data may then be used to refine settings on PRVs to reduce excessive pressures while

maintaining minimum fire flow requirements. Distribution system pressure is a powerful factor in leakage management. Thus, even incremental reduction in pressure can provide numerous benefits.

Identify and minimize pressure transients: Pressure monitoring data may be used to identify pressure transients occurring in the system. Transients are high-frequency pressure waves traveling through the pipe network. They can be caused by pumps turning on and off, valves shutting too quickly, or even hydrant operation. These pressure events can directly cause leaks and breaks and leads to increased wear and tear on system infrastructure.

- *Extent to which the proposed project improves overall water supply reliability*

Pressure data loggers will help increase the reliability of the water system by allowing the City to take into consideration both the pressure the pipes are under and the age of pipes to help target replacement of the infrastructure prior to failing.

This project is part of a City-wide plan to manage an aging water distribution infrastructure to ensure reliability and efficiency. The City is deploying Advanced Metering Infrastructure (AMI) meters which will assist residents in identifying and fixing leaks on their properties. In addition, the City is installing a Supervisory Control and Data Acquisition (SCADA) system as part of a City-Wide Energy and Water Savings Project. This project will communicate with the SCADA system to operate remote changes to the system.

- *The expected geographic scope benefits from the proposed project (e.g., local, sub-basin, basin)*

Given Milpitas buys water from Valley Water, which draws water from California's Central Valley, the geographic scope benefits extend beyond the Santa Clara County water basins, reaching to the Central Valley itself.

- *Extent to which the proposed project will increase collaboration and information sharing among water managers in the region*

The City is already engaged in collaboration and information sharing among water managers in the region as a member of the Bay Area Water Supply & Conservation Agency (BAWSCA). As part of BAWSCA the City participates in a Water Loss Education and Knowledge Workgroup. At these meetings, the City will share best practices and also let other neighboring jurisdictions become aware of this grant opportunity.

- *Any anticipated positive impacts/benefits to local sectors and economies (e.g., agriculture, environment, recreation, tourism)*

This project will increase system efficiency and result in water savings for all water consumers across Milpitas.

E.1.2 Evaluation Criterion B— Planning Efforts Supporting the Project

- *Does The Proposed Project Implement A Goal Or Address A Need Or Problem Identified In The Existing Planning Effort?*

The proposed project has been determined as a high priority in existing planning efforts as part of a City-wide plan to manage an aging water distribution infrastructure. Alongside the proposed project the City is converting all customer meters to Advanced Meter Infrastructure (AMI) technology and upgrading the water delivery communications by implementing SCADA. All of these efforts combined help the City reduce water loss and increase efficiency in the overall water system.

The City prioritizes annual leak detection efforts in its Capital Investment Plan (CIP). In addition, the proposed project also aligns with goals indicated in the City's Ongoing Leak Management Program, City's Water Master Plan, Urban Water Management Plan, Water Shortage Contingency Plan, and Climate Action Plan (CAP).

California has recently passed legislation related to Water Conservation and Proactive Leak Detection to help the state better prepare for future droughts, including:

- Senate Bill (SB) 555 requires Urban Retail Water Suppliers (URWS) to meet 2028 volumetric performance standards to minimize water loss. The proposed Project will help the City meet this standard.
- AB 1668 & SB 606 "Water Conservation As A Way of Life" legislation requires URWS to develop a urban water use target which incorporates the above mentioned water loss performance standard.
- *Explain how the proposed project has been determined as a priority in the existing planning effort as opposed to other potential projects/measures.*

The City is required to report to the State on an annual basis through a Water Loss Audit which includes an analysis of pressure to the system. This project will address the component analysis required in the annual audit. This supplements other measures that the City is undertaking to conserve water and detect leaks.

E.1.3. Evaluation Criterion C—Project Implementation

- *Describe the implementation plan for the proposed project. Please include an estimated project schedule that shows the stages and duration of the proposed work, including major tasks, milestones, and dates.*

Table 1 outlines the major tasks, milestones, and schedule for the proposed project. The project will be completed between February 2022 and December 2023.

TABLE 1: PROJECT TASKS AND MILESTONES

	Year 1				Year 2			
SCHEDULE	Feb-May 2022	Jun-Aug 2022	Sep-Oct 2022	Nov-Dec 2022	Jan-Apr 2023	May-Jul 2023	Aug-Oct 2023	Nov-Dec 2023
Milestone/Task								
Task 1 Acquisition of Materials								
Task 2 Installation of the Pressure Data Loggers								
Task 3 Ongoing Monitoring								
Task 4 Adjustments to the system as needed								
Submit Interim Performance Report								
Submit Final Performance Report								

- *Describe any permits that will be required, along with the process for obtaining such permits.*

No permits are required for this project.

- *Identify and describe any engineering or design work performed specifically in support of the proposed project.*

The City hired a consultant to put together a plan to manage water loss across the City's water system. The components of the plan include meter testing, leak detection, and pressure monitoring. Through this plan the City has determined the locations to place the pressure data loggers to achieve the largest benefit through a larger leak detection and pressure monitoring effort. No additional engineering or design work is needed to implement the project.

- *Describe any new policies or administrative actions required to implement the project.*

No new policies or administrative actions are required to implement this project.

- *Describe the timeline for completion of environmental and cultural resource compliance. Was the timeline for completion of environmental and cultural resource compliance discussed with the local Reclamation office?*

There is no compliance required because this project is an exempt project from NEPA and CEQA.

E.1.4. Evaluation Criterion D— Nexus to Reclamation

WaterSMART Grants: Small-Scale Water Efficiency Projects for FY 2021 – R21AS00300

- *Is the proposed project connected to a Reclamation project or activity? If so, how? Please consider the following:*

The City of Milpitas purchases water from Valley Water, which has water rights with the Reclamation's Central Valley Project (CVP). There are other projects in Santa Clara County that have received Reclamation Grant funding, as provided in the link below.

<https://usbr.maps.arcgis.com/apps/MapJournal/index.html?appid=043fe91887ac4ddc92a4c0f427e38ab0>

- *Does the applicant receive Reclamation project water?*

Yes, because Milpitas receives water from Valley Water from the Penitencia and Santa Teresa Treatment Plants. Most of the water that goes into the Santa Teresa treatment plant comes from the CVP.

- *Is the project on Reclamation project lands or involving Reclamation facilities?*

Milpitas does not have a Reclamation project, as of March 2, 2021.
(<https://www.usbr.gov/projects/>)

- *Is the project in the same basin as a Reclamation project or activity? Will the proposed work contribute water to a basin where a Reclamation project is located?*

This project will benefit both the Sacramento and San Joaquin River Basins as it will allow City of Milpitas to become more resilient and help our wholesaler Valley Water limit its reliance on the CVP. As there are several Reclamation projects located in the two aforementioned basins, this project will support Reclamation's initiative to manage and protect water resources by its potential to protect limited water resources during periods of water shortage such as droughts or natural disasters that disrupt potable water distribution systems.

- *Will the project benefit any tribes?*

This project will not directly benefit any tribes.

PROJECT BUDGET

Funding Plan

The following section respond to the Funding Plan questions.

Please identify the sources of the non-Federal cost-share contribution for the project, including:

- *Any monetary contributions by the applicant towards the cost-share requirement and source of funds (e.g., reserve account, tax revenue, and/or assessments).*

Monetary contributions (read: cash from the City's operating budget) will be applied for: a) *equipment, supplies, and materials* (the channel data loggers, installation equipment, the data plan), and b) *contractual obligations* to install the loggers and associated training by contractors for City of Milpitas employees.

- *Any costs that will be contributed by the applicant.*

A total of \$31,474 in the form of in-kind and cash contributions by City of Milpitas include a) all salaries and wages, indirect fees, b) partial expenses of the materials and supplies, and shipping costs, and c) partial expenses associated with contractual obligations for installing equipment and associated training of City of Milpitas staff, who will help the contractors to install the equipment.

- *Any third-party in-kind costs (i.e., goods and services provided by a third party).*

Not applicable

- *Any cash requested or received from other non-Federal entities.*

Not applicable

- *Any pending funding requests (i.e., grants or loans) that have not yet been approved and explain how the project will be affected if such funding is denied.*

Not applicable

- *In addition, please identify whether the budget proposal includes any project costs that have been or may be incurred prior to award.*

Not applicable

Budget Proposal

Table 2 describes City of Milpitas' sources of non-federal and federal funding sources of revenue

TABLE 2: SUMMARY OF NON-FEDERAL AND FEDERAL FUNDING SOURCES

SOURCE	AMOUNT
Costs to be reimbursed with the requested Federal funding	\$31,474
Costs to be paid by the applicant	\$31,474
Value of third-party contributions	\$0
TOTAL PROJECT COST	\$62,948

Table 3 provides the City of Milpitas' proposed project budget.

TABLE 3: BUDGET PROPOSAL

BUDGET ITEM DESCRIPTION	COMPUTATION		Quantity Type	Recipient Match	B. of Reclamation	TOTAL COST
	\$/UNIT	Quantity				
Salaries and Wages						
Public Works Director	\$ 84.62	3	Hourly	\$254	0	\$ 253.86
Public Works Manager	\$ 78.85	5	Hourly	\$394	0	\$ 394.25
Public Works Senior Lead	\$ 47.33	28	Hourly	\$1,325	0	\$ 1,325
Maintenance Worker	\$ 35.70	14	Hourly	\$500	0	\$ 500
Senior Analyst	\$ 51.78	2	Hourly	\$104	0	\$ 104
Fringe Benefits						
Public Works Director & Manager & Senior Analyst	47.85%	\$752	Percentage	\$ 360	0	\$ 360
Public Works Senior Lead & Maintenance Worker	48.35%	\$1,825	Percentage	\$ 882	0	\$ 882
Supplies and Materials						
2 Channel Pressure Loggers	\$ 1,195	14		\$ 8,365	\$ 8,365	\$ 16,730
1 Channel Pressure Loggers	\$ 995.00	17		\$ 8,458	\$ 8,458	\$ 16,915
Data Plan	\$ 350.00	31		\$ 5,425	\$ 5,425	\$ 10,850
Shipping	\$ 750.00	1		\$ 375	\$ 375	\$ 750
Materials to Install Pressure Loggers	\$ 6,002.00	1		\$ 1,801	\$ 4,201	\$ 6,002
Contractual/Construction						
Installation of loggers and Training	\$ 7,500.00	1		\$ 2,849	\$ 4,651	\$ 7,500.00
TOTAL DIRECT COSTS				\$31,092	\$ 31,474	
Indirect Costs						
Type of rate	10%	\$3,819		\$382	0	\$382
TOTAL ESTIMATED PROJECT COSTS				\$31,474	\$ 31,474	\$ 62,948

Budget Narrative

Salaries and Wages

- All salary and wages will be applied as matching funds. We anticipate a total of 52 hours of staff hours. The staff will oversee all aspects of the project including purchasing materials and supplies and managing the contractor to install the data loggers. Note the contractors will train City of Milpitas how to use the data loggers; some of the listed staff hours include time for staff to receive training.

Fringe Benefits

- All fringe benefits will be applied as matching funds. Fringe benefit rates of 47.85% were applied to the Public Works Director, Public Works Manager, and Senior Analyst. The benefit rate of 48.35% was applied to the Public Works Senior Lead and Public Works Maintenance Worker.

Travel

Not applicable.

Equipment

Not applicable

Materials and Supplies

- We will be purchasing two types of pressure data loggers and an associated data plan.
An additional \$6,002 will be expended towards the purchase of materials needed to install the data loggers including: 45 Coiled Hose 1.5m, 45 Quick release coupling 1/4" BSP Male Thread and Female adaptor, 31 LTE Antenna T-Bar with 3m of cable, 1 USB to IR reader cable for PC.

Contractual

- The manufacturer that will sell the City of Milpitas the pressure data loggers will also be contracted to install the data loggers; the contractor will also train City staff how to use the data loggers.

Third-Party In-Kind Contributions

Not applicable

Environmental and Regulatory Compliance Costs

Not applicable

Indirect Costs

- City of Milpitas proposed an indirect rate of 10%, which will be applied towards our cost share. The base for the indirect rate is the sum total of salaries and fringe benefits.

ENVIRONMENTAL AND CULTURAL RESOURCES COMPLIANCE

- *Will the proposed project impact the surrounding environment (e.g., soil [dust], air, water [quality and quantity], animal habitat)? Please briefly describe all earth-disturbing work and any work that will affect the air, water, or animal habitat in the project area. Please also explain the impacts of such work on the surrounding environment and any steps that could be taken to minimize the impacts.*
 - There will be no earth-disturbing work or other environmental impacts anticipated as the work will take place in an urban setting. (To emphasize our point, the data loggers will be installed in locations that can be easily accessed, an especially important consideration as we would want to ensure that the data loggers can be easily checked for reliability on a periodic basis.)
- *Are you aware of any species listed or proposed to be listed as a Federal threatened or endangered species, or designated critical habitat in the project area? If so, would they be affected by any activities associated with the proposed project?*
 - No listed or proposed listed species or designated critical habitat will be impacted by this project as the pressure data loggers will be installed in urban areas of Milpitas. The work requires no ground disturbance and will be performed under a Categorical Exclusion/Categorical Exemption.
- *Are there wetlands or other surface waters inside the project boundaries that potentially fall under CWA jurisdiction as “Waters of the United States?” If so, please describe and estimate any impacts the proposed project may have.*
 - No wetlands or other water bodies that fall under CWA jurisdiction as “Waters of the United States” lie within the project boundaries
- *When was the water delivery system constructed?*
 - The water delivery system was constructed in 1954
- *Will the proposed project result in any modification of or effects to, individual features of an irrigation system (e.g., headgates, canals, or flumes)? If so, state when those features were constructed and describe the nature and timing of any extensive alterations or modifications to those features completed previously.*
 - This project will not impact any irrigation system given the highly urban setting where the data loggers will be installed.

WaterSMART Grants: Small-Scale Water Efficiency Projects for FY 2021 – R21AS00300

- *Are any buildings, structures, or features in the irrigation district listed or eligible for listing on the National Register of Historic Places? A cultural resources specialist at your local Reclamation office or the State Historic Preservation Office can assist in answering this question.*
 - No buildings listed or eligible for listing on the National Register of Historic Places will be impacted.
- *Are there any known archeological sites in the proposed project area?*
 - No known archeological sites lie within the project area.
- *Will the proposed project have a disproportionately high and adverse effect on low income or minority populations?*
 - This project will have no adverse impacts on low-income or minority populations.
- *Will the proposed project limit access to and ceremonial use of Indian sacred sites or result in other impacts on tribal lands?*
 - The project will not impact Indian or tribal lands in any way.
- *Will the proposed project contribute to the introduction, continued existence, or spread of noxious weeds or non-native invasive species known to occur in the area?*
 - This project will not have any adverse impacts on ecological communities or ecosystem dynamics.

OFFICIAL RESOLUTION

The Milpitas City Council will review and adopt an official resolution for this project on April 6, 2021. The resolution will be sent to the Bureau of Reclamation within 30 days of the application deadline.

UNIQUE ENTITY IDENTIFIER

038142642



CITY OF MILPITAS AGENDA REPORT (AR)

Item Title:	Approve and Authorize the City Manager to Execute Amendment No. 1 to the Animal Services Agreement with the City of San Jose
Category:	Consent Calendar-Community Development
Meeting Date:	4/6/2021
Staff Contact:	Sharon Goei, 408-586-3260; Chris Schroeder, 408-586-3161
Recommendation:	Approve and authorize the City Manager to execute Amendment No. 1 to the Agreement with the City of San Jose for Animal Services, adding a fourth year to the three-year agreement, increasing the total not-to-exceed amount by \$416,053 from \$1,212,158 to \$1,628,211, subject to annual appropriation of funds.

Background:

Since July 1, 2001, the City of San Jose has provided the City of Milpitas with Animal Services. These services include field services, animal sheltering with medical services, dead animal services, monthly reporting and animal licensing for Milpitas residents. The San Jose Animal Care Center and Shelter Facility is located at 2750 Monterey Road, near the Santa Clara County Fairgrounds.

The current agreement for Animal Services is for a three-year term from July 1, 2018 until June 30, 2021 for a total amount of \$1,212,158. The cost of the services on an annual basis was \$392,170 in FY 2018-19, \$403,935 in FY 2019-20, and \$416,053 in FY 2020-21. Each year was adjusted by an annual 3% increase for the services.

Below is a brief summary of the scope of services provided under the agreement:

- **Field Services:** Picking up dead and injured animals (from streets and public property, or from private property with the consent of the property owner), confining stray animals, responding to emergency calls, investigating complaints, responding to police assistance, responding to dangerous animal or critically sick or injured animal calls;
- **Shelter Services:** Sheltering abandoned, impounded, lost or stray animals, quarantine of biting animals, rabies testing of suspect animals, provisions for reclaim of abandoned, lost or stray animals, euthanization and disposal of abandoned, lost or stray animals that are unclaimed by their owners and failing to meet health standards;
- **Shelter Medical Services:** Provisions for veterinarian services 24 hours a day to treat and provide veterinarian care to stray, injured or sick animals, monitor quarantined animals;
- **Records regarding animal services:** Providing monthly reports regarding the number of animals for which service is provided, the number of calls for service, and response times to the calls.

Service provided has been satisfactory, and staff has not received any complaints from Milpitas community members on the animal services provided by the City of San Jose. Requests for services have declined in 2020 due to the COVID-19 pandemic. Below is a summary of the services provided over the past three years.

Animals Served	2018	2019	2020 Est.
Number of animals for which service is provided.	592	587	450

Calls	2018	2019	2020 Est.
Priority 1 - Response to Emergency, Police Assist, Dangerous Animal, and Critically Sick or Injured Animal calls for assistance - Responded to within one hour, every day of the year	188	172	150
Priority 2 - Pick up animals that were running at large and that are now confined within the boundaries of Milpitas and calls regarding urgent, but not immediately life threatening animal-related requests for assistance - Responded to within six hours for calls received during business hours; responded to the following day for calls received after business hours	677	602	580
Priority 3 - Response to calls relating to non-emergency attacks, non-critically injured or sick animals, quarantine calls, animals running at large, animals causing a nuisance and pick up of dead animals - Responded to within twelve hours for calls received during business hours; responded to the following day for calls received after business hours	444	416	410
Total	1,309	1,190	1,140

Analysis:

The City's agreement with the City of San Jose for animal services is set to expire on June 30, 2021. Staff has negotiated a one-year extension with the City of San Jose at the Fiscal Year 2020-21 rate for animal services. This enables the City to continue to be provided animal services while staff works to develop a new agreement. After reviewing the scope of services and the timeframe needed to thoroughly evaluate potential providers for a new multi-year agreement, it was determined that it would be expedient for the City to extend the existing agreement by one year while pursuing potential providers. To have the expertise to provide animal services, potential providers must have professional, trained personnel and special equipment, supplies, vehicles, and facilities.

Staff proposes extending the current agreement with the City of San Jose at the current rate for one year to maintain animal services through June 30, 2022.

Policy Alternative:

Alternative: Do not execute Amendment No. 1 with the City of San Jose for animal services.

Pros: Will not require \$416,053 in additional funding.

Cons: The City will not have a provider for animal services.

Reason not recommended: It is important for the City to maintain animal services through agreement with the City of San Jose as the City of Milpitas does not have the trained personnel and equipment, supplies, vehicles, and facilities to provide this specialized service.

Fiscal Impact:

Amendment No. 1 to the Animal Services Agreement with the City of San Jose increases the total not-to-exceed amount by \$416,053 and extends the term period expiration date from June 30, 2021 to June 30, 2022.

The amount of \$416,053 is budgeted in the FY 2021-22 operating budget of the Building Safety and Housing Department. Similar to prior years, approximately \$45,000 will be recovered from animal license fees to partially offset the cost.

California Environmental Quality Act:

The action being considered has no potential for causing a significant effect on the environment and is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3).

Recommendation:

Approve and authorize the City Manager to execute Amendment No. 1 to the Agreement with the City of San Jose for Animal Services, adding a fourth year to the three-year agreement, increasing the total not to exceed amount by \$416,053 from \$1,212,158 to \$1,628,211, subject to annual appropriation of funds.

Attachment:

Amendment No. 1 to Animal Services Agreement with the City of San Jose

**FIRST AMENDMENT TO AGREEMENT FOR ANIMAL SERVICES
BETWEEN THE CITY OF SAN JOSE
AND THE CITY OF MILPITAS**

This FIRST AMENDMENT is made and entered into this ____ day of _____, 2021, by and between the CITY OF SAN JOSE, a municipal corporation, (hereinafter "SAN JOSE"), and the CITY OF MILPITAS, a municipal corporation, (hereinafter "MILPITAS"), collectively referred to as the "PARTIES."

RECITALS

WHEREAS, on September 5, 2018, SAN JOSE and MILPITAS entered into an agreement entitled "AGREEMENT FOR ANIMAL SERVICES BETWEEN THE CITY OF SAN JOSE AND THE CITY OF MILPITAS" ("AGREEMENT"); and

WHEREAS, SAN JOSE and MILPITAS desire to amend the AGREEMENT to extend the term of the AGREEMENT and increase the compensation;

NOW, THEREFORE, the PARTIES agree to amend the AGREEMENT as follows:

SECTION 1. Section 2, "TERM OF AGREEMENT," is amended to read as follows:

"The term of this AGREEMENT is from July 1, 2018 through June 30, 2022, inclusive, subject to the provisions of SECTION 8 of this AGREEMENT."

SECTION 2. Section 3, "COMPENSATION," is amended to read as follows:

"The rate and schedule of payment to be paid to SAN JOSE is set out in REVISED EXHIBIT B, entitled "COMPENSATION," which is attached hereto and incorporated herein."

SECTION 3. Section 8, “TERM AND TERMINATION OF AGREEMENT,” is amended to read as follows:

“A. **Termination**

This AGREEMENT may be terminated earlier at any time:

1. Upon the written consent of both MILPITAS and SAN JOSE;
2. By either MILPITAS or SAN JOSE immediately upon notice to the other, if the other breaches any material obligation under this AGREEMENT and such breach remains unremedied for at least thirty (30) days following written notice thereof to the breaching party;
3. Immediately upon written notice by MILPITAS to SAN JOSE if SAN JOSE has a receiver appointed for all or substantial part of its business or assets, if a bankruptcy proceeding is brought by or against SAN JOSE as a debtor, or if SAN JOSE ceases its business operations; and
4. Upon at least one hundred eighty (180) days prior written notice by MILPITAS to SAN JOSE or SAN JOSE to MILPITAS of that party’s desire to terminate this AGREEMENT. If MILPITAS does not appropriate the full amounts due to SAN JOSE under this AGREEMENT for FY 2018-2019 or FY 2019-2020 or FY 2020-2021 or FY 2021-2022 on or before June 30 of the year directly preceding the fiscal year for which Animal Services are provided by SAN JOSE; then that action shall, as of the same June 30, constitute the start of the 180-day notice of termination of this AGREEMENT by MILPITAS pursuant to this SECTION.

B. Effects of Termination

Upon the effective date of any termination of this AGREEMENT, SAN JOSE’s obligation to provide Animal Services to MILPITAS under this

AGREEMENT shall cease, and MILPITAS' obligation to make payments hereunder for periods of time after the effective date of termination shall cease, provided that the PARTIES shall have any and all remedies available under law for any breach of this AGREEMENT. The PARTIES may also elect to negotiate a new agreement for the provision of Animal Services upon the effective date of termination.

C. Termination Costs

In the event MILPITAS elects to terminate this AGREEMENT with SAN JOSE, SAN JOSE shall be reimbursed for stray animals that were sheltered for MILPITAS prior to termination at the rate of One Hundred Sixty-Five Dollars (\$165.00) per animal for a period of twelve (12) months from the date of that termination. SAN JOSE shall notify MILPITAS of the number of animals it shelters during that twelve (12) month period through and in a monthly report provided by SAN JOSE in the same format and manner as the monthly impound report. MILPITAS shall pay SAN JOSE for shelter services in accordance with REVISED EXHIBIT B Subsection A."

SECTION 4. EXHIBIT B, "COMPENSATION," is amended to read as shown in REVISED EXHIBIT B, which is attached and incorporated into this FIRST AMENDMENT.

SECTION 5. All of the terms and conditions of the original AGREEMENT not specifically modified by this FIRST AMENDMENT shall remain in full force and effect.

SECTION 6. Unless otherwise prohibited by law or SAN JOSE policy, the PARTIES agree that an electronic copy of a signed contract, or an electronically signed contract, has the same force and legal effect as a contract executed with an original ink signature. The term "electronic copy of a signed contract" refers to a writing as set forth in Evidence Code Section 1550. The term "electronically signed contract" means a contract that is executed by applying an electronic signature using technology approved by SAN JOSE.

WITNESS THE EXECUTION HEREOF on the day and year first hereinabove written.

APPROVED AS TO FORM:

CITY OF MILPITAS, a municipal
corporation

CHRISTOPHER J. DIAZ
City Attorney

By _____
STEVEN G. McHARRIS
City Manager

APPROVED AS TO FORM:

CITY OF SAN JOSE, a municipal
corporation

MARK J. VANNI
Senior Deputy City Attorney

By _____
LELAND WILCOX
Chief of Staff, Office of the City
Manager

REVISED EXHIBIT B
COMPENSATION

A. Payment Schedule

All monthly installment payment by MILPITAS shall be due and payable on the first day of the month and shall be delinquent on the tenth (10th) business day thereafter without demand or notice to MILPITAS. SAN JOSE will provide MILPITAS an invoice in advance at least fourteen (14) calendar days before the date that the payment is due.

B. Payment Amounts

For all Animal Services to be provided by and for the performance of all other obligations of SAN JOSE to MILPITAS under this AGREEMENT, MILPITAS agrees to pay SAN JOSE within thirty-five (35) days after the execution of this AGREEMENT the following sums for the period of July 1, 2018 through June 30, 2022, in accordance with the payment schedule:

July 2018 through June 2019:	\$392,170
July 2019 through June 2020:	\$403,935
July 2020 through June 2021:	\$416,053
July 2021 through June 2022	\$416,053
 Total Amount of Compensation:	 \$1,628,211



CITY OF MILPITAS AGENDA REPORT (AR)

Item Title:	Authorize the City Manager to execute the Assignment and Assumption Agreement with Milpitas Unified School District for Roadway Easement and Public Service Utility Easements for the Widening of McCandless Drive.
Category:	Consent Calendar-Community Services and Sustainable Infrastructure
Meeting Date:	4/6/2021
Staff Contact:	Steve Erickson, 408-586-3301
Recommendation:	Authorize the City Manager to execute the Assignment and Assumption Agreement with Milpitas Unified School District for Roadway Easement and Public Service Utility Easements for the Widening of McCandless Drive.

Background:

On July 25, 2017, the City approved Encroachment Permit Number E-EN17-0108 for the construction of public improvements within the City right-of-way by the Milpitas Unified School District (District) associated with the construction of the Mabel Mattos Elementary School Phase 1 Project (Phase 1 Project). The Encroachment Permit was issued for construction of new sidewalk, street trees, and related street improvements to support the District's Phase 1 Project. The Encroachment Permit was conditioned to require the District to widen and correct the alignment of a portion of northbound McCandless Drive adjacent to the site of the Elementary School Project and the Carl's Jr. Restaurant. The requirement provided this roadway widening would occur during the District's Mabel Mattos Elementary School Phase 2 Project (Phase 2 Project).

The District has acquired funding and is currently under construction with the District's Phase 2 Mabel Mattos Elementary School project which includes construction of additional buildings and parking onsite. The District anticipates completion of the widening of McCandless Drive and their Phase 2 Project by Fall 2021.

Analysis:

The District had acquired a roadway easement and public service utility easement from the owner of the Carl's Jr. establishment (1890 McCandless Dr.) to construct the widening improvements for McCandless Drive, and these easements are to be assigned to the City of Milpitas for ownership and use. An Assignment and Assumption Agreement (Attachment 1) is proposed to transfer the easement rights to the City of Milpitas. The District Board approved the Agreement at its meeting of February 9, 2021. Staff recommends the City Council authorize the City Manager to now execute the Assignment and Assumption Agreement to allow the City to accept ownership of the roadway and utility easement along McCandless Drive.

Policy Alternative:

Alternative: Not authorize the City Manager to execute the Assignment and Assumption Agreement to dedicate easement right-of-way to the City to complete the widening and realignment of a portion of McCandless Drive.

Pros: none

Cons: The current alignment of the roadway near Carl's Jr. provides a shorter vehicular and bicycle merge area than desired. As traffic increases due to the Phase 2 Project's expansion of the Mabel Mattos Elementary School, the existing roadway condition would lead to back-ups and traffic related problems on McCandless Drive.

Reason for not Recommending: More than 700 students are expected to attend Mabel Mattos Elementary School at the completion of the Phase 2 Project, which is estimated to be completed by May 2022. Authorize the City Manager to execute the Agreement to complete the minor widening and alignment improvements along McCandless Drive near Carl's Jr. is recommended to mitigate anticipated traffic issues.

Fiscal Impact:

There is no fiscal impact to the City. The District has established a private job account to pay for City staff time for the review, approval, and inspection of the Phase 2 Project documents and plans for the widening of a portion of McCandless Drive. The District funded the acquisition of the easement right-of-way and construction of the improvement to McCandless Drive.

California Environmental Quality Act:

The District completed an Environmental Impact Report for the Mabel Mattos Elementary School Project (formerly called McCandless Drive Elementary School Project), State Clearinghouse #2015011051, in November 2015.

Recommendation:

Authorize the City Manager to execute the Assignment and Assumption Agreement with Milpitas Unified School District for Roadway Easement and Public Service Utility Easements for the Widening of McCandless Drive.

Attachment:

Attachment 1: Assignment and Assumption Agreement

MILPITAS UNIFIED SCHOOL DISTRICT
Resolution No. 2021.24

**RESOLUTION APPROVING EASEMENT DEDICATIONS TO
THE CITY OF MILPITAS**

WHEREAS, the Milpitas Unified School District (“District”) owns the real property located at 1750 McCandless Drive, Milpitas, CA 95035, on which it operates the Mabel Mattos Elementary School;

WHEREAS, as a condition to the City’s approval of the District’s Encroachment Permit No. E-EN17-0108, and as required by a separate Agreement between the City of Milpitas (“City”) and District for Construction of Phase Two Mabel Mattos Elementary School Project and Completion of McCandless Drive Street Widening Improvements entered into between the parties on November 13, 2019 (“**City Agreement**”), the District acquired the following property interests from the owner of the real property located adjacent to the District’s Mabel Mattos Elementary School, at 1890 McCandless Drive, Milpitas, CA 95035:

- An easement interest in an area consisting of approximately 251 square feet, for roadway, right of way, ingress, egress, access, and for vehicular and pedestrian traffic within, upon, across, and over the easement area described and depicted in greater detail in Exhibit A hereto (“**Roadway Easement**”); and
- An easement interest in an area consisting of approximately 182 square feet, to construct, reconstruct, install, remove, replace, inspect, maintain, repair, improve, relocate, and otherwise use various electric utility facilities, including electric utility vaults and related appurtenances in, on, over, under, and across the easement area as described and depicted in greater detail in Exhibit B hereto (“**Public Service Utility Easement**,” and collectively with the Roadway Easement, the “**Easements**”).

WHEREAS, pursuant to the City Agreement, the District has agreed to dedicate, and the City has agreed to accept from the District, the Easements, including all improvements located thereon;

WHEREAS, the District and the City have caused to be prepared the Assignment and Assumption Agreement attached hereto as Exhibit 1, the terms of which are incorporated herein, whereby the District would grant the Roadway Easement and the Public Service Utility Easement to the City, subject to those terms, conditions, covenants, and restrictions under which the Easements were originally granted to the District;

WHEREAS, Education Code section 17556 provides that the governing board of a school district may dedicate or convey to any public corporation, or private corporation engaged in the public utility business, without a vote of the electors of the district first being taken, an easement to lay, construct, reconstruct, maintain, and operate water, sewer, gas, or storm drain

pipes or ditches, electric or telephone lines, and access roads used in connection therewith, over and upon any land belonging to the school district, upon such terms and conditions as the parties thereto may agree;

WHEREAS, Education Code section 17556 also provides that the governing board of a school district may dedicate or convey to the state, or any political subdivision or municipal corporation thereof, for public street or highway purposes, either with or without consideration and without a vote of the electors of the district first being taken, any real property belonging to the district, either in fee or any lesser estate or interest therein, including abutter's right of access to any public street or highway, upon such terms and conditions as the parties thereto may agree;

WHEREAS, pursuant to Education Code section 17557, on January 26, 2021, before so conveying property, the District's governing board, in a regular open meeting, by two-thirds vote of all of its members, adopted Resolution No. 2021.23 (the "Resolution") declaring its intention to convey the Roadway Easement and Public Service Utility Easement to the City, and setting a public hearing on the 9th day of February, 2021, at the hour of 7:00 pm, or as soon thereafter as the matter can be heard, upon the question of making the dedication of the Easements to the City, at which time any interested person may appear and be heard thereon;

WHEREAS, pursuant to Education Code section 17558, the District posted copies of the Resolution in three (3) public places in the District not less than ten (10) days before the public hearing described above, and published the notice in the Mercury News not less than five (5) days before the date of the public hearing described above;

WHEREAS, at its meeting on February 9, 2021, the District held a public hearing upon the question of making the proposed conveyances of the Roadway Easement and Public Service Utility Easement to the City; and

WHEREAS, no petition protesting the conveyances pursuant to Education Code Section 17560 has been filed with the District's governing board.

NOW, THEREFORE, the Governing Board of the Milpitas Unified School District hereby finds, determines, declares, orders, and resolves as follows:

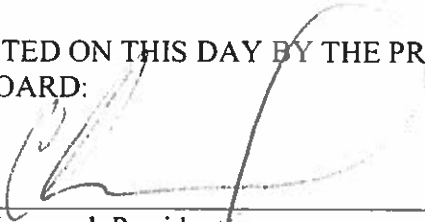
1. Recitals. The foregoing recitals are hereby adopted as true and correct.
2. Approval of Conveyances. The proposed conveyances of the Easements to the City pursuant to the terms and conditions set forth in the Assignment and Assumption Agreement attached hereto as Exhibit 1 are approved.
3. Authority to Execute Grant Deeds. Upon the City's execution of any documentation necessary to effectuate the property transactions contemplated by this Resolution, the Governing Board hereby authorizes and directs the District's Superintendent, or the Superintendent's designee, to execute the Assignment and Assumption Agreement attached hereto as Exhibit 1, and to take whatever action is necessary to complete the conveyances of the Easements to the City, pursuant to the terms and conditions of said Assignment and Assumption Agreement.

4. Compliance with Law. The District's Governing Board hereby determines that the District is in compliance with all relevant sections of the Education Code and all other applicable laws.

PASSED AND ADOPTED on the 9th day of February, 2021, at a regular meeting of the Board of Trustees by the following vote:

Governing Board: Ayes: 5 Noes: _____ Absent: _____ Abstain: _____

ATTESTED ON THIS DAY BY THE PRESIDENT AND CLERK (OR SECRETARY) OF THE BOARD:


Chris Norwood, President
Governing Board
Milpitas Unified School District


Hon Lien, Clerk
Governing Board
Milpitas Unified School District

EXHIBIT 1
Assignment of Easements
(Attached)

Recording requested by and when recorded
please return to:

Milpitas Unified School District
Business Services Department
1331 E Calaveras Blvd
Milpitas, CA 95035

Exempt from Recording Fees – Government Code § 27383 (SPACE ABOVE FOR RECORDER'S USE ONLY)

ASSIGNMENT AND ASSUMPTION AGREEMENT

This Assignment and Assumption Agreement ("**Agreement**"). is dated for reference purposes this ____ day of _____, 2021, by and between Milpitas Unified School District, a California public school district ("**Assignor**" or "**District**"), and the City of Milpitas, a California municipal corporation ("**Assignee**" or "**City**"). Assignor and Assignee may also be referred to in this Agreement singularly as a "**Party**" or collectively as the "**Parties**."

RECITALS

- A. The City of Milpitas ("**City**") approved on July 25, 2017, Encroachment Permit No. E-EN17-0108 (the "**Encroachment Permit**") for the construction of public improvements by the District within the City right-of-way associated with the District's Mabel Mattos Elementary School Phase 1 Project ("**Phase 1 Project**").
- B. The Encroachment Permit included a condition for the District to correct the roadway alignment of northbound McCandless Drive at the District's Property by removing a narrow lane condition created by the Phase 1 Project.
- C. To correct the roadway alignment of McCandless Drive, the City required that the District acquire, and subsequently dedicate to the City, easements in certain portions of that real property identified as Assessor's Parcel Number 086-41-015, located in the County of Santa Clara, State of California, and having the street address of 1890 McCandless Drive, Milpitas, CA 95035 ("**Subject Property**"), consisting of: (i) a Roadway Easement ("**Roadway Easement**"); and (ii) a Public Service Utility Easement ("**PSUE**," and collectively with the Roadway Easement, the "**Easements**"). as described and depicted in Exhibits A and B hereto. The City's requirements were memorialized in the Agreement between the City and District for Construction of Phase Two Mabel Mattos Elementary School Project and Completion of McCandless Drive Street Widening Improvements entered into between the Parties on November 13, 2019 ("**City Agreement**").
- D. District acquired the Easements subject to the terms, covenants, conditions, and restrictions contained in the Roadway Easement Grant Deed and the Public Service Utility Easement Grant Deed (collectively, the "**Grant Deeds**"), attached hereto as Exhibits A and B, respectively.

- E. District now desires to assign, and City desires to accept and assume, all of District's rights, title, interests, and obligations in and to the Roadway Easement and the PSUE, as required by the City Agreement.

TERMS

NOW, THEREFORE, in consideration of the foregoing recitals and the mutual covenants contained herein, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties hereto agree as follows:

1. Assignment of Roadway Easement. Pursuant to its rights under Section 7 of the Roadway Easement Grant Deed attached hereto as Exhibit A, Assignor hereby assigns, grants, and conveys to Assignee all of Assignor's rights, title, interests, and obligations in and to the Roadway Easement, as set forth in Exhibit A.
2. Assignment of PSUE. Pursuant to its rights under Section 7 of the Public Service Utility Easement Grant Deed attached hereto as Exhibit B, Assignor hereby assigns, grants, and conveys to Assignee all of Assignor's rights, title, interests, and obligations in and to the PSUE, as set forth in Exhibit B.
3. Acceptance and Assumption by City. Assignee hereby accepts such assignments, effective on the date set forth in Section 4 below (the "**Effective Date**"). Effective on the Effective Date, Assignee hereby (a) agrees to the terms, and assumes all obligations, of the Roadway Easement and PSUE assigned hereunder, and (b) agrees, with respect to its exercise of the rights assigned to it hereunder, including but not limited to the construction, use, operation and maintenance of the improvements located on, under, or within the Roadway Easement and PSUE, to be bound by and comply with all obligations under the Grant Deeds.
4. Effective Date. This Agreement shall be deemed effective as of the recordation of this document in the Official Records of Santa Clara County, California.
5. Indemnification. Assignor shall indemnify, defend, and hold Assignee harmless, including Assignee's Council members, officers, employees, agents, representatives, and/or invitees, from and against any action, cause of action, suit, expense, demand, loss, damage, claim, cost, judgment, injury, delays, or liability whatsoever, including reasonable attorney's fees, arising out of or in connection with the Easements prior to the Effective Date. Assignee shall indemnify, defend, and hold Assignor harmless, including Assignor's Board members, officers, employees, agents, representatives, and/or invitees, from and against any action, cause of action, suit, expense, demand, loss, damage, claim, cost, judgment, injury, delays, or liability whatsoever, including reasonable attorney's fees, arising out of or in connection with the Easements from and after the Effective Date..
6. Counterparts. This Agreement may be executed in any number of counterparts, all of which, taken together, shall constitute the same instrument. A copy, original or facsimile with all signatures appended together shall be deemed a fully executed Agreement.

7. Warranty of Authority. Each person below warrants and guarantees that s/he is legally authorized to execute this Agreement on behalf of the designated entity and that such execution shall bind the designated entity to the terms of this Agreement.

IN WITNESS WHEREOF, the Parties have executed this Agreement as of the date first set forth above.

CITY OF MILPITAS

By: _____
Name: _____
Its: _____

MILPITAS UNIFIED SCHOOL DISTRICT

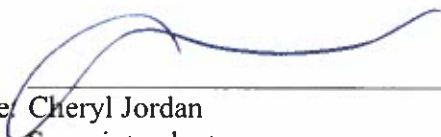
By:  _____
Name: Cheryl Jordan
Its: Superintendent

EXHIBIT A
Roadway Easement Grant Deed
(Attached)

When Recorded Please Return to:

Milpitas Unified School District
Wendy Zhang, Assistant Superintendent
1331 E Calaveras Blvd.
Milpitas, CA 95035

Exempt from Recording Fees – Government Code § 27383 (SPACE ABOVE FOR RECORDER'S USE ONLY)

**GRANT OF EASEMENT
ROADWAY EASEMENT
(1890 MCCANDLESS DRIVE)**

THIS GRANT OF ROADWAY EASEMENT ("Grant of Roadway Easement") is made and entered into as of May 14, 2020, by and between Lavorini Two, LLC, a California limited liability company ("Grantor"), in favor of the Milpitas Unified School District, a California public school district ("Grantee").

RECITALS

A. Grantor is the owner of that certain real property identified as Assessor's Parcel Number 086-41-015, located in the County of Santa Clara, State of California, and having the street address of 1890 McCandless Drive, Milpitas, CA 95035 (the "Subject Property").

B. Grantee desires to construct various roadway improvements on, over, under, and across a portion of the Subject Property, which portion is more particularly described on Exhibit 1 and depicted on Exhibit 2 attached hereto and incorporated by reference herein (the "Roadway Easement Area"), and Grantor is willing to grant an easement for said purposes on the terms and conditions set forth herein.

COVENANTS, TERMS, CONDITIONS AND RESTRICTIONS

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Grantor and Grantee covenant and agree as follows:

1. **Grant of Roadway Easement.** Grantor hereby grants to Grantee a perpetual, non-exclusive easement, consisting of approximately 251 square feet, for roadway, right of way, ingress, egress, access, and for vehicular and pedestrian traffic within, upon, across, and over the Roadway Easement Area (the "Roadway Easement"). Subject to the terms and conditions of this Grant of Roadway Easement, Grantee, including Grantee's officers, agents, employees, contractors, consultants, and persons under control with it, shall have the rights to, whenever and wherever: (1) access the Roadway Easement Area, including across, over, under, through and above the Subject Property as reasonably required, with personnel and equipment to construct, alter, reconstruct, remove, replace, repair, maintain, inspect, and operate the roadway, sidewalks, curbs, gutters, and appurtenances thereto; (2) remove all trees, vegetation, and structures thereon

that interfere with the purpose for which the Roadway Easement herein is granted; and (3) level and grade portions of the Roadway Easement Area, to the extent reasonably necessary to carry out the purposes set forth herein. The Roadway Easement is a permanent easement appurtenant to the Subject Property, shall attach to and run with the Subject Property, and shall benefit and burden any future owner or owners of the Subject Property.

2. **Prohibited Activities.** Any activity on or use of the Roadway Easement Area inconsistent with the purposes of this Grant of Roadway Easement is prohibited. Grantor shall not erect, construct, maintain, or permit any structures, buildings, walls, fences, or barriers of any sort or kind which obstruct or impede vehicular traffic or pedestrian traffic upon or across the roadways, entrances, exits, and sidewalks located from time to time on or within the Roadway Easement Area. Except as otherwise provided herein, this Grant of Roadway Easement shall not restrict or diminish in any way the future development of the Subject Property by Grantor or Grantor's successors in interest.

3. **Interference with Grantor's or Grantor's Tenants' Businesses.** In exercising its rights under this Roadway Easement, including its rights to construct improvements upon the Roadway Easement Area, Grantee shall not unreasonably interfere in any manner with the business or operations of Grantor or the tenants of Grantor at the Subject Property, shall exercise reasonable care in its entry on and use of the Roadway Easement Area, and shall be liable for, and shall pay to repair or replace, any damage or destruction of the Subject Property or Roadway Easement Area caused by its use of same. For purposes of this Grant of Roadway Easement, "reasonable" shall include limiting activity to hours outside of the business hours of Grantor's tenant, if such activity in any way will obstruct or reduce access to said tenant's business by the general public. Grantee shall notify Grantor of any construction activities planned by Grantee or Grantee's agents on the Roadway Easement Area at least five (5) business days before commencement of the construction activities. After completing construction activities, Grantee shall ensure that the Roadway Easement Area and Subject Property are restored as close as reasonably possible to its preconstruction condition.

4. **Maintenance of Facilities and Easement Area.** Subject to the requirements of this Roadway Easement, Grantee shall, at its sole cost and expense, maintain and keep the Roadway Easement Area and any improvements or facilities permitted hereunder in good order and condition.

5. **Indemnification.**

(a) Each party shall indemnify, defend and hold the other party, its officials, officers, employees, agents, consultants and contractors free and harmless from any and all claims, demands, causes of action, costs, expenses, liabilities, losses, damages or injuries, in law or in equity, to property or persons, including wrongful death, in any manner arising out of or incident to any negligent acts or omissions or willful misconduct of the indemnifying party, its officials, officers, employees, agents, consultants or contractors in the performance of the indemnifying party's obligations under this Grant of Roadway Easement including the payment of all reasonable attorneys' fees.

(b) Notwithstanding the indemnification obligations of subparagraph 5(a) of this Grant of Roadway Easement, to the fullest extent permitted by law, Grantee shall defend, indemnify and hold Grantor, its officials, employees, agents, consultants or contractors, tenants and franchisors of tenants, and invitees free and harmless from any and all claims, expenses, liability, judgments, awards, decrees, settlements, loss, damage or injury of any kind, in law or equity, regardless of whether the allegations are false, fraudulent, or groundless, to property or persons, including wrongful death, (collectively, "Claims") in any manner arising out of, pertaining to, or incident to any errors or omissions, or willful misconduct of Grantee, its officials, officers, employees, contractors, subcontractors, consultants or agents in connection with the Roadway Easement or construction contemplated by Grantee under this Grant of Roadway Easement and maintenance of any improvements, including without limitation the payment of all expert witness fees, attorneys' fees and other related costs and expenses, except such Claims caused by the sole or active negligence or willful misconduct of Grantor.

6. **Insurance.** Grantee shall require any contractor awarded a contract to construct any improvements on the Roadway Easement Area to secure and maintain in full force and effect at all times during the term of any such contract, commercial general liability, automobile liability, worker's compensation/employers' liability, public liability, and property damage insurance in forms and limits of liability reasonably acceptable to both the Grantee and Grantor. The contractor's commercial general liability and automobile liability shall: (1) name the Grantor, Grantee, and all tenants of the Grantor at the Subject Property, as additional insured with respect to all Liability arising out of or in any way connected with the contractor's acts or omissions with respect to construction of improvements on the Roadway Easement Area; (2) contain a provision or be endorsed to contain a provision that the insurance afforded thereby to the Grantor and Grantee, including their respective officers, employees, and agents, is primary insurance to the full limits of liability of the policy, and that if the Grantor or Grantee, or their officers, employees, or agents, have other insurance against a loss covered by such policy, that other insurance shall be excess insurance only and shall not be called upon to contribute to the policy in any way. The contractor's commercial general liability, automobile liability, and worker's compensation/employer's liability policies shall be endorsed to provide a waiver of subrogation in favor of the Grantor and Grantee, and their respective officers, employees, and agents.

7. **Assignment.** Grantee may freely assign or dedicate this Roadway Easement to any public or governmental entity, including all rights and obligations associated therewith, without the authorization or consent of Grantor, provided such entity assumes all obligations of Grantee hereunder, including maintenance and indemnification, notwithstanding any release of Grantee therefrom. Upon assignment or dedication of this Roadway Easement to any such entity, Grantee shall no longer have any rights or obligations under this Grant of Roadway Easement, including any obligations to construct or maintain any roadway improvements located within the Roadway Easement Area, and including any obligations to indemnify Grantor for any Liability caused by the construction or maintenance of roadway improvements within the Roadway Easement Area pursuant to this Grant of Roadway Easement. Grantee or the assignee shall promptly notify Grantor of any assignment or dedication hereunder.

8. **Recordation.** Upon full execution, Grantee shall record this Grant of Roadway Easement in the Official Records of Santa Clara County, State of California.

9. **Governing Law.** This Grant of Roadway Easement shall be construed and governed in accordance with the laws of the State of California. Any action or proceeding seeking any relief under or with respect to this Grant of Roadway Easement shall be brought in the applicable court located in the County of Santa Clara.

10. **Counterparts.** This Grant of Roadway Easement may be executed on one of more counterpart versions, which, when taken together shall constitute one original version of the Grant of Roadway Easement. Photocopies of this Grant of Roadway Easement or of execution signatures on this Grant of Roadway Easement, or copies made by comparable means (including copies made by facsimile), shall be equivalent to originals.

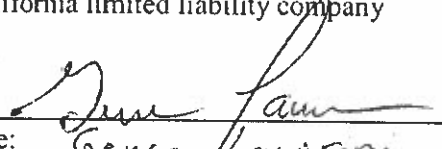
11. **Amendment.** No amendment, supplement or modification of this Grant of Roadway Easement shall be binding unless executed in writing by the parties and recorded in the Official Records of Santa Clara County.

12. **Warrant of Authority.** Each person warrants and guarantees that s/he is legally authorized to execute this Grant of Roadway Easement on behalf of the designated entity and that such execution shall bind the designated entity to the terms of this Grant of Roadway Easement.

IN WITNESS WHEREOF, Grantor and Grantee have executed this Roadway Easement as of the date first above written.

GRANTOR:

Lavorini Two, LLC,
a California limited liability company

By: 
Name: Gene Lavorini
Title: Manager

GRANTEE:

Milpitas Unified School District,
a California public school district

By: 
Name: Cheryl Jordan
Title: Superintendent

EXHIBIT 1
LEGAL DESCRIPTION OF ROADWAY EASEMENT AREA
[Attached]

{SR426550}

**EXHIBIT 1
LEGAL DESCRIPTION FOR
RIGHT-OF-WAY DEDICATION
MILPITAS, CALIFORNIA
A.P.N. 086-41-015**

All that certain real property situate in the County of Santa Clara, State of California, being a portion of Parcel 1 as shown on that certain Parcel Map filed December 5, 1984, in Book 536 of Maps at Pages 41 through 43, in the Office of the Recorder of said County; being more particularly described as follows:

Beginning at the northwesterly corner of said Parcel 1;

Thence along the northerly line of said Parcel 1 South $89^{\circ}51'34''$ East, 10.72 feet to the southwesterly corner of Parcel "B" as shown on that certain Parcel Map filed September 21, 2016, in Book 897 of Maps at Pages 3 through 6;

Thence South $40^{\circ}42'04''$ East, 78.19 feet to a point on the existing northeasterly right-of-way line of McCandless Drive shown on said Parcel Map filed in Book 536 of maps at Pages 41 through 43, said point being a point of cusp and the beginning of a non-tangent curve to the left, concave to the southwest having a radius of 300.00 feet and to which a radial line bears North $49^{\circ}17'56''$ East;

Thence along said curve through a central angle of $6^{\circ}53'42''$ a distance of 36.10 feet;

Thence North $47^{\circ}35'46''$ West, 47.63 feet to the beginning of a tangent curve to the right having a radius of 400.00 feet;

Thence along said curve through a central angle of $0^{\circ}16'29''$ a distance of 1.92 feet to the Point of Beginning.

Containing 251 sq. ft. more or less.

The **BASIS OF BEARINGS** of this description is the northerly line of said Parcel 1, taken as South $89^{\circ}51'34''$ East as shown on that certain Parcel Map filed for record in Book 536 of Maps at Pages 41-43, Santa Clara County Records.

As shown on Exhibit "B", attached hereto and made a part hereof.

Description prepared by Dains Land Surveying

Robert Dains L.S. 8227

August 20, 2019
Date



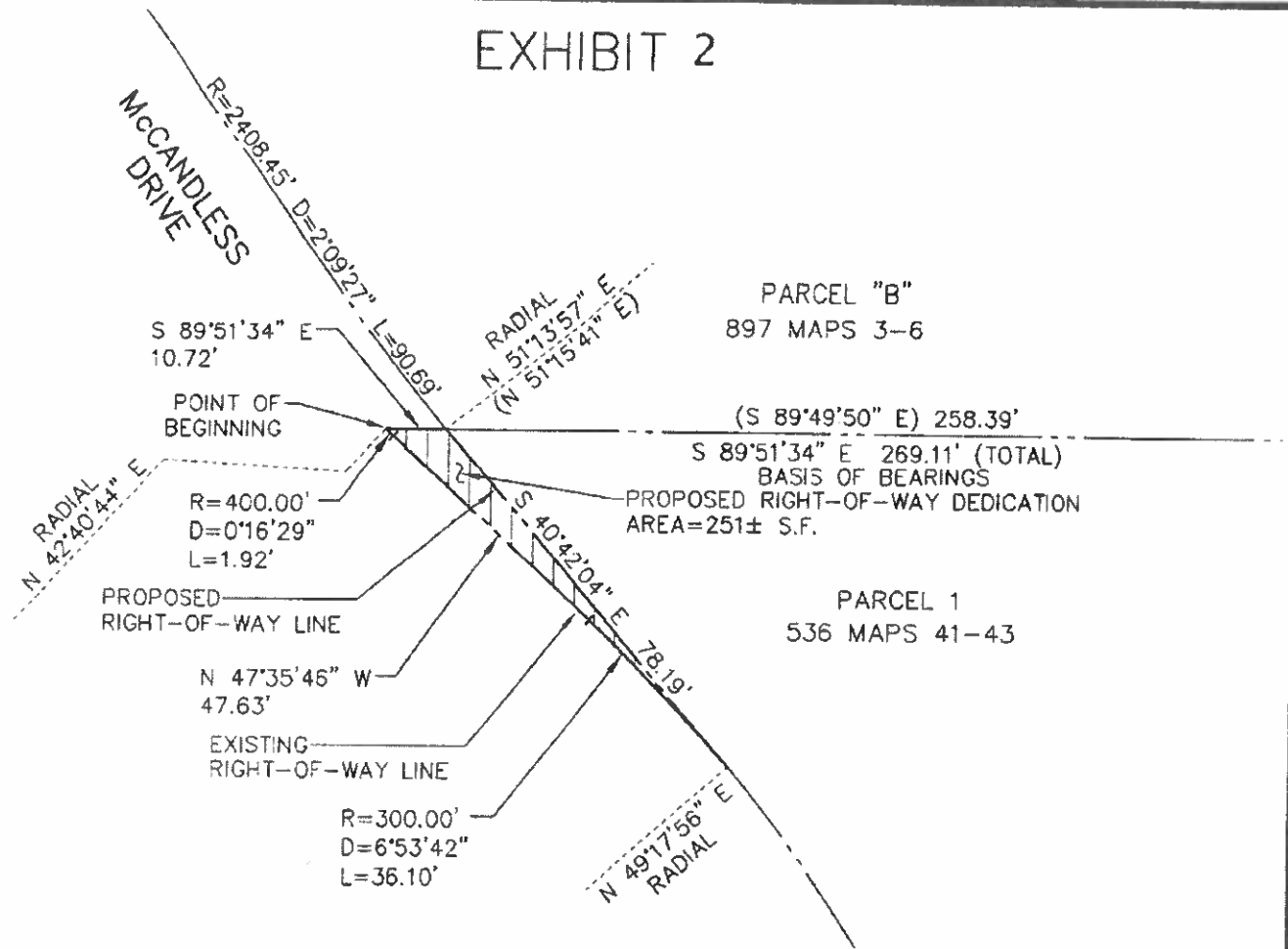
EXHIBIT 2

DEPICTION OF ROADWAY EASEMENT AREA

[Attached]

{SR426550;

EXHIBIT 2



BASIS OF BEARINGS

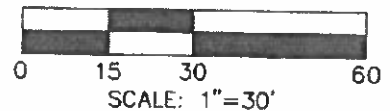
THE BEARING OF $N 89'51'34" W$ ALONG THE NORTHERLY LINE OF PARCEL 1 AS SHOWN ON THE PARCEL MAP FILED IN BOOK 536 MAPS AT PAGES 41-43, SANTA CLARA COUNTY RECORDS.

LEGEND

- EXISTING RIGHT-OF-WAY LINE TO REMAIN
- EXISTING RIGHT-OF-WAY LINE TO BE REMOVED
- PROPOSED RIGHT-OF-WAY LINE
- SUBJECT AREA

()

RECORD DATA PER 897 MAPS 3-6



PLAT TO ACCOMPANY LEGAL DESCRIPTION RIGHT-OF-WAY DEDICATION PURPOSES

MILPITAS

SANTA CLARA COUNTY

CALIFORNIA

PLAT:
RJD

SCALE:
1"= 30'

DATE:
07/22/19

JOB #:
16-648

DAINS LAND SURVEYING

rdains@dainslandsurveying.net

(650) 743-0831

Proposed Right-of-Way Dedication

North: 4575.1228' East: 7055.7315'

Segment #1 : Line

Course: S89° 51' 34"E Length: 10.72'
North: 4575.0965' East: 7066.4515'

Segment #2 : Line

Course: S40° 42' 04"E Length: 78.19'
North: 4515.8189' East: 7117.4402'

Segment #3 : Curve

Length: 36.10' Radius: 300.00'
Delta: 6°53'42" Tangent: 18.07'
Chord: 36.08' Course: N44° 08' 55"W
Course In: S49° 17' 56"W Course Out: N42° 24' 14"E
RP North: 4320.1850' East: 6890.0037'
End North: 4541.7076' East: 7092.3097'

Segment #4 : Line

Course: N47° 35' 46"W Length: 47.63'
North: 4573.8270' East: 7057.1392'

Segment #5 : Curve

Length: 1.92' Radius: 400.00'
Delta: 0°16'29" Tangent: 0.96'
Chord: 1.92' Course: N47° 27' 33"W
Course In: N42° 24' 14"E Course Out: S42° 40' 44"W
RP North: 4869.1921' East: 7326.8788'
End North: 4575.1252' East: 7055.7246'

Perimeter: 174.57' Area: 250.58 Sq. Ft.
Error Closure: 0.0073 Course: N70° 49' 23"W
Error North: 0.00240 East: -0.00691

Precision 1: 23909.59



**CERTIFICATE OF ACCEPTANCE
GOVERNMENT CODE SECTION 27281**

This is to certify acceptance of the interests conveyed by the foregoing Easement Grant Deed from Lavorini Two, LLC, a California limited liability company, to MILPITAS UNIFIED SCHOOL DISTRICT, a California public school district duly organized and existing under the laws of the State of California ("District"), dated May 6, 2020, and consent by District to recordation of this Easement Grant Deed by its duly authorized officer pursuant to the authority conferred on the District by the California Constitution and California Education Code section 1240, *et seq.*

Dated this 6 day of May, 2020, at Milpitas, California.

MILPITAS UNIFIED SCHOOL DISTRICT,
a California public school district

By: _____

Name: Cheryl Jordan
Title: Superintendent

ACKNOWLEDGMENT

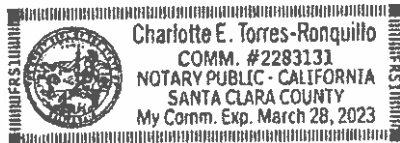
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of Santa Clara

On MAY 6, 2020 before me, CHARLOTTE E. TORRES-RONQUILLO
(insert name and title of the officer)

personally appeared CHERYL JORDA,
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/she/they executed the same
in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument
the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument. I
certify under PENALTY OF PERJURY under the laws of the State of California that the
foregoing paragraph is true and correct. WITNESS my hand and official seal.

Signature Charlotte E. Torres-Ronquillo (Seal)



ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of ~~Santa Clara~~

Monterey OR 5-17-2020

On May 14, 2020 before me, Oscar Cervantes, Notary Public,
(insert name and title of the officer)

personally appeared Gene Christian LaVorini,
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/she/they executed the same
in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument
the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument. I
certify under PENALTY OF PERJURY under the laws of the State of California that the
foregoing paragraph is true and correct. WITNESS my hand and official seal.

Signature

(Seal)

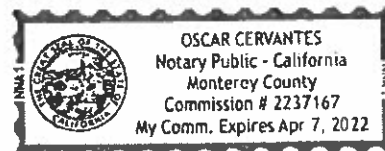


EXHIBIT B

Public Service Utility Easement Grant Deed

(Attached)

When Recorded Please Return to:

Milpitas Unified School District
Wendy Zhang, Assistant Superintendent
1331 E Calaveras Blvd.
Milpitas, CA 95035

Exempt from Recording Fees – Government Code § 27383 (SPACE ABOVE FOR RECORDER'S USE ONLY)

**GRANT OF EASEMENT
PUBLIC SERVICE AND UTILITY EASEMENT
(1890 MCCANDLESS DRIVE)**

THIS GRANT OF PUBLIC SERVICE AND UTILITY EASEMENT ("Grant of Public Service and Utility Easement") is made and entered into as of May 14, 2020, by and between Lavorini Two, LLC, a California limited liability company ("Grantor"), in favor of the Milpitas Unified School District, a California public school district ("Grantee").

RECITALS

A. Grantor is the owner of that certain real property identified as Assessor's Parcel Number 086-41-015, located in the County of Santa Clara, State of California, and having the street address of 1890 McCandless Drive, Milpitas, CA 95035 (the "Subject Property").

B. Grantee desires to relocate various electric utility facilities to, on, over, under, and across a portion of the Subject Property, which portion is more particularly described on Exhibit 1 and depicted on Exhibit 2 attached hereto and incorporated by reference herein (the "PSUE Area"), and Grantor is willing to grant an easement for said purposes on the terms and conditions set forth herein.

COVENANTS, TERMS, CONDITIONS AND RESTRICTIONS

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Grantor and Grantee covenant and agree as follows:

1. **Grant of Easement.** Grantor hereby grants to Grantee a perpetual, non-exclusive easement, consisting of approximately 182 square feet, to construct, reconstruct, install, remove, replace, inspect, maintain, repair, improve, relocate, and otherwise use various electric utility facilities, including electric utility vaults and related appurtenances (collectively, "Facilities") in, on, over, under, and across the PSUE Area (the "PSUE"). Subject to the terms and conditions of this Grant of Public Service and Utility Easement, Grantee, including Grantee's officers, agents, employees, contractors, consultants, and persons under control with it, shall have the rights to, whenever and wherever: (1) access the PSUE Area, including across, over, under, through and above the Subject Property as reasonably required, with personnel and equipment to construct, alter, reconstruct, remove, replace, repair, maintain, inspect, and operate the Facilities, and

{SR426550}

appurtenances thereto; (2) to remove all trees, vegetation, and structures thereon that interfere with the purpose for which the Public Service and Utility Easement herein is granted; and (3) to level and grade portions of the PSUE Area, to the extent reasonably necessary to carry out the purposes set forth herein; provided that, to the maximum extent possible, all Facilities constructed on the PSUE Area will be constructed at or below grade. The Public Service and Utility Easement is a permanent easement appurtenant to the Subject Property, shall attach to and run with the Subject Property, and shall benefit and burden any future owner or owners of the Subject Property.

2. **Prohibited Activities.** Any activity on or use of the PSUE Area inconsistent with the purposes of this Grant of Public Service and Utility Easement is prohibited. Grantor shall not erect, construct, maintain, or permit any structures, buildings, walls, fences, or barriers of any sort or kind which obstruct or impede access to or use of the PSUE area and/or any Facilities located within the PSUE Area.

3. **Interference with Grantor's or Grantor's Tenants' Businesses.** In exercising its rights under this Public Service and Utility Easement, including its rights to construct, reconstruct, install, remove, replace, inspect, maintain, repair, improve, relocate, and otherwise use various electric utility facilities upon the PSUE Area, Grantee shall not unreasonably interfere in any manner with the business or operations of Grantor or the tenants of Grantor at the Subject Property, shall exercise reasonable care in its entry on and use of the PSUE Area, and shall be liable for, and shall pay to repair or replace, any damage or destruction of the Subject Property or PSUE Area caused by its use of same. For purposes of this Grant of Easement, "reasonable" shall include limiting activity to hours outside of the business hours of Grantor's tenant, if such activity in any way will obstruct or reduce access to said tenant's business by the general public. Grantee shall notify Grantor of any construction activities planned by Grantee or Grantee's agents on the PSUE Area at least five (5) business days before commencement of the construction activities. After completing the above activities, Grantee shall ensure that the PSUE Area and Subject Property are restored as close as reasonably possible to its preconstruction condition.

4. **Maintenance of Facilities and Easement Area.** Subject to the requirements of this Public Service and Utility Easement, Grantee shall, at its sole cost and expense, maintain and keep the PSUE Area and any improvements or facilities permitted hereunder in good order and condition.

5. **Indemnification.**

(a) Each party shall indemnify, defend and hold the other party, its officials, officers, employees, agents, consultants and contractors free and harmless from any and all claims, demands, causes of action, costs, expenses, liabilities, losses, damages or injuries, in law or in equity, to property or persons, including wrongful death, in any manner arising out of or incident to any negligent acts or omissions or willful misconduct of the indemnifying party, its officials, officers, employees, agents, consultants or contractors in the performance of the indemnifying party's obligations under this Grant of Public Service and Utility Easement including the payment of all reasonable attorneys' fees.

(b) Notwithstanding the indemnification obligations of subparagraph 5(a) of this Grant of Public Service and Utility Easement, to the fullest extent permitted by law, Grantee shall defend, indemnify and hold Grantor, its officials, employees, agents, consultants or contractors, tenants and franchisors of tenants, and invitees free and harmless from any and all claims, expenses, liability, judgments, awards, decrees, settlements, loss, damage or injury of any kind, in law or equity, regardless of whether the allegations are false, fraudulent, or groundless, to property or persons, including wrongful death, (collectively, "Claims") in any manner arising out of, pertaining to, or incident to any errors or omissions, or willful misconduct of Grantee, its officials, officers, employees, contractors, subcontractors, consultants or agents in connection with the PSUE or construction contemplated by Grantee under this Grant of Public Service and Utility Easement and maintenance of any improvements, including without limitation the payment of all expert witness fees, attorneys' fees and other related costs and expenses, except such Claims caused by the sole or active negligence or willful misconduct of Grantor.

6. **Insurance.** Grantee shall require any contractor awarded a contract to construct, install, remove, or replace any improvements or electric utility facilities on the PSUE Area to secure and maintain in full force and effect at all times during the term of any such contract, commercial general liability, automobile liability, worker's compensation/employers' liability, public liability, and property damage insurance in forms and limits of liability reasonably acceptable to both the Grantee and Grantor. The contractor's commercial general liability and automobile liability shall: (1) name the Grantor, Grantee, and all tenants of the Grantor at the Subject Property, as additional insured with respect to all Liability arising out of or in any way connected with the contractor's acts or omissions with respect to the construction, installation, removal, or replacement of improvements on the Roadway Easement Area; (2) contain a provision or be endorsed to contain a provision that the insurance afforded thereby to the Grantor and Grantee, including their respective officers, employees, and agents, is primary insurance to the full limits of liability of the policy, and that if the Grantor or Grantee, or their officers, employees, or agents, have other insurance against a loss covered by such policy, that other insurance shall be excess insurance only and shall not be called upon to contribute to the policy in any way. The contractor's commercial general liability, automobile liability, and worker's compensation/employer's liability policies shall be endorsed to provide a waiver of subrogation in favor of the Grantor and Grantee, and their respective officers, employees, and agents.

7. **Assignment.** Grantee may freely assign or dedicate this PSUE to any public or governmental entity, including all rights and obligations associated therewith, without the authorization or consent of Grantor, provided such entity assumes all obligations of Grantee hereunder, including maintenance and indemnification, notwithstanding any release of Grantee therefrom. Upon assignment or dedication of this PSUE to any such entity, Grantee shall have no more rights or obligations under this Grant of Public Service and Utility Easement, including any obligations to relocate, install, or maintain any Facilities located within the PSUE Area, and including any obligations to indemnify Grantor for any Liability caused by the relocation, installation, or maintenance of utility improvements within the PSUE Area pursuant to this Grant of Public Service and Utility Easement. Grantee or the assignee shall promptly notify Grantor of any assignment or dedication hereunder.

8. **Recordation.** Upon full execution, Grantee shall record this Grant of Public Service and Utility Easement in the Official Records of Santa Clara County, State of California.

9. **Governing Law.** This Grant of Public Service and Utility Easement shall be construed and governed in accordance with the laws of the State of California, without regard to principles of conflicts of law. Any action or proceeding seeking any relief under or with respect to this Grant of Public Service and Utility Easement shall be brought in the applicable court located in the County of Santa Clara.

10. **Counterparts.** This Grant of Public Service and Utility Easement may be executed on one of more counterpart versions, which, when taken together shall constitute one original version of the Grant of Public Service and Utility Easement. Photocopies of this Grant of Public Service and Utility Easement or of execution signatures on this Grant of Public Service and Utility Easement, or copies made by comparable means (including copies made by facsimile), shall be equivalent to originals.

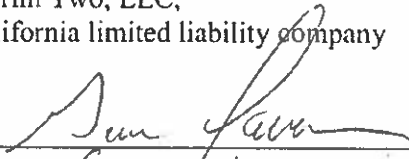
11. **Amendment.** No amendment, supplement or modification of this Grant of Public Service and Utility Easement shall be binding unless executed in writing by the parties and recorded in the Official Records of Santa Clara County.

12. **Warrant of Authority.** Each person warrants and guarantees that s/he is legally authorized to execute this Grant of Public Service and Utility Easement on behalf of the designated entity and that such execution shall bind the designated entity to the terms of this Grant of Public Service and Utility Easement.

IN WITNESS WHEREOF, Grantor and Grantee have executed this Public Service and Utility Easement as of the date first above written.

GRANTOR:

Lavorini Two, LLC,
a California limited liability company

By: 
Name: Gene Lavorini
Title: Manager

GRANTEE:

Milpitas Unified School District,
a California public school district

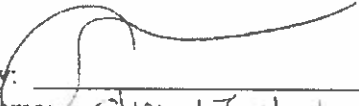
By: 
Name: Cheryl Jordan
Title: Superintendent

EXHIBIT 1
LEGAL DESCRIPTION OF PSUE AREA
[Attached]

[SR426550]

EXHIBIT 1
LEGAL DESCRIPTION FOR
PUBLIC SERVICE UTILITY EASEMENT
MILPITAS, CALIFORNIA
A.P.N. 086-41-015

All that certain real property situate in the County of Santa Clara, State of California, being a portion of Parcel 1 as shown on that certain Parcel Map filed December 5, 1984, in Book 536 of Maps at Pages 41 through 43, in the Office of the Recorder of said County; being more particularly described as follows:

Beginning at a point on the northerly line of said Parcel 1, said point being distant South $89^{\circ}51'34''$ East, 14.86 feet from the northwesterly corner of said Parcel 1;

Thence along said northerly line South $89^{\circ}51'34''$ East, 9.08 feet;

Thence leaving said northerly line South $40^{\circ}24'04''$ East, 69.55 feet to a point on the existing northeasterly line of the Public Service Utility Easement shown on said Parcel Map, said point being a point of cusp and the beginning of a non-tangent curve to the left, concave to the southwest having a radius of 310.00 feet and to which a radial line bears North $49^{\circ}17'56''$ East;

Thence along said curve through a central angle of $6^{\circ}53'42''$ a distance of 37.31 feet;

Thence North $47^{\circ}35'46''$ West, 38.55 feet to the **Point of Beginning**.

Containing 182 sq. ft. more or less.

The **BASIS OF BEARINGS** of this description is the northerly line of said Parcel 1, taken as South $89^{\circ}51'34''$ East as shown on that certain Parcel Map filed for record in Book 536 of Maps at Pages 41-43, Santa Clara County Records.

As shown on Exhibit "B", attached hereto and made a part hereof.

Description prepared by Dains Land Surveying

Robert Dains
Robert Dains L.S. 8227

August 20, 2019
Date



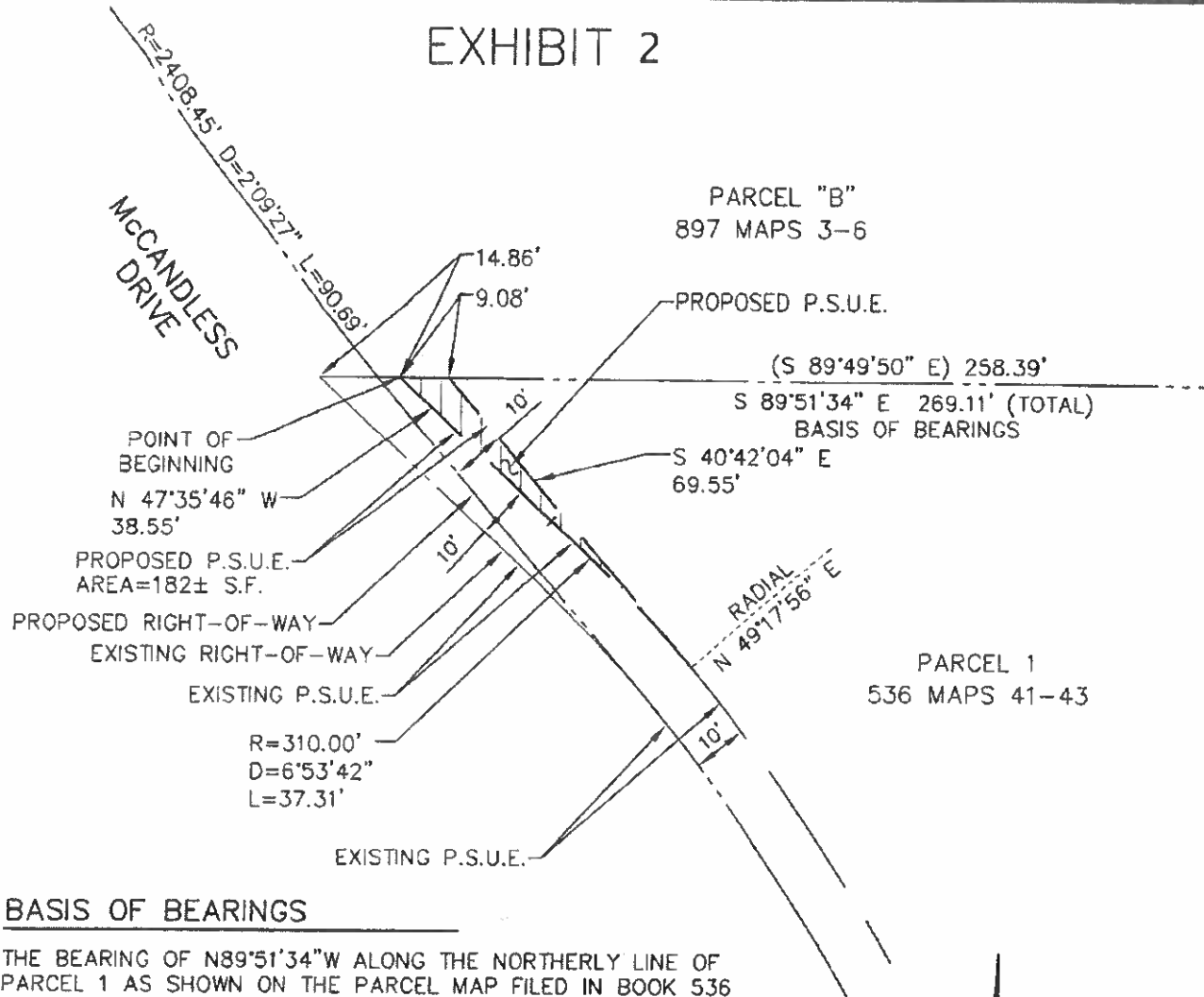
EXHIBIT 2

DEPICTION OF PSUE AREA

[Attached]

{SR426550}

EXHIBIT 2



BASIS OF BEARINGS

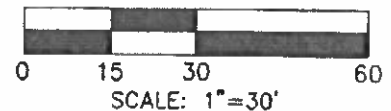
THE BEARING OF $N89^{\circ}51'34''W$ ALONG THE NORTHERLY LINE OF PARCEL 1 AS SHOWN ON THE PARCEL MAP FILED IN BOOK 536 MAPS AT PAGES 41-43, SANTA CLARA COUNTY RECORDS.

LEGEND

- EXISTING RIGHT-OF-WAY LINE TO REMAIN
- EXISTING RIGHT-OF-WAY LINE TO BE REMOVED
- PROPOSED RIGHT-OF-WAY LINE
- EXISTING P.S.U.E. LINE
- PROPOSED P.S.U.E. LINE
- SUBJECT AREA

()

RECORD DATA PER 897 MAPS 3-6



PLAT TO ACCOMPANY LEGAL DESCRIPTION FOR PROPOSED P.S.U.E. PURPOSES

MILPITAS

SANTA CLARA COUNTY

CALIFORNIA

PLAT:
RJD

SCALE:
1" = 30'

DATE:
07/22/19

JOB #:
16-648

DAINS LAND SURVEYING

rdains@dainslandsurveying.net

(650) 743-0831

Proposed P.S.U.E Dedication

North: 4569.1060' East: 5701.8635'

Segment #1 : Line

Course: S89° 51' 34"E Length: 9.08'
North: 4569.0837' East: 5710.9435'

Segment #2 : Line

Course: S40° 42' 04"E Length: 69.55'
North: 4516.3563' East: 5756.2980'

Segment #3 : Curve

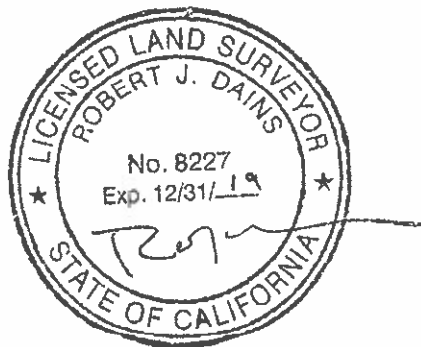
Length: 37.31' Radius: 310.00'
Delta: 6° 53' 42" Tangent: 18.68'
Chord: 37.28' Course: N44° 08' 55"W
Course In: S49° 17' 56"W Course Out: N42° 24' 14"E
RP North: 4314.2013' East: 5521.2802'
End North: 4543.1060' East: 5730.3316'

Segment #4 : Line

Course: N47° 35' 46"W Length: 38.55'
North: 4569.1023' East: 5701.8659'

Perimeter: 154.48' Area: 181.73 Sq. Ft.
Error Closure: 0.0044 Course: S33° 42' 59"E
Error North: -0.00362 East: 0.00242

Precision 1: 35104.55



**CERTIFICATE OF ACCEPTANCE
GOVERNMENT CODE SECTION 27281**

This is to certify acceptance of the interests conveyed by the foregoing Easement Grant Deed from Lavorini Two, LLC, a California limited liability company, to MILPITAS UNIFIED SCHOOL DISTRICT, a California public school district duly organized and existing under the laws of the State of California ("District"), dated May 6, 2020, and consent by District to recordation of this Easement Grant Deed by its duly authorized officer pursuant to the authority conferred on the District by the California Constitution and California Education Code section 1240, *et seq.*

Dated this 6 day of May, 2020, at Milpitas, California.

MILPITAS UNIFIED SCHOOL DISTRICT,
a California public school district

By: _____

Name: Cheryl Jordan

Title: Superintendent

ACKNOWLEDGMENT

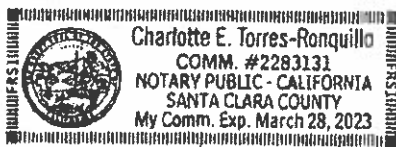
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of Santa Clara

On MAY 6, 2020 before me, CHARLOTTE E. TORRES-RONQUILLO
(insert name and title of the officer)

personally appeared CHERYL JORDAN,
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/she/they executed the same
in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument
the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument. I
certify under PENALTY OF PERJURY under the laws of the State of California that the
foregoing paragraph is true and correct. WITNESS my hand and official seal.

Signature Charlotte E. Torres-Ronquillo (Seal)



ACKNOWLEDGMENT

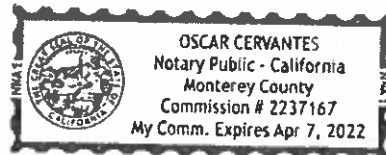
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of ~~Santa Clara~~ Monterey ^{or 5-14-2020}

On May 14, 2020 before me, Oscar Cervantes, Notary Public
(insert name and title of the officer)

personally appeared Gene Christian LaVorini,
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/she/they executed the same
in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument
the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument. I
certify under PENALTY OF PERJURY under the laws of the State of California that the
foregoing paragraph is true and correct. WITNESS my hand and official seal.

Signature [Signature] (Seal)



**CERTIFICATE OF ACCEPTANCE
GOVERNMENT CODE SECTION 27281**

This is to certify acceptance of the interests conveyed by the foregoing Assignment and Assumption Agreement between the MILPITAS UNIFIED SCHOOL DISTRICT, a California public school district duly organized and existing under the laws of the State of California ("District"), and the CITY OF MILPITAS, a California municipal corporation duly organized and existing under the laws of the State of California ("City"), dated _____, 2021, and consent by City to recordation of the Assignment and Assumption Agreement by its duly authorized officer pursuant to the authority conferred on the City by the California Constitution.

Dated this ____ day of _____, 2021, at _____, California.

CITY OF MILPITAS,
a California municipal corporation

By: _____
Name:
Title:

ACKNOWLEDGMENT

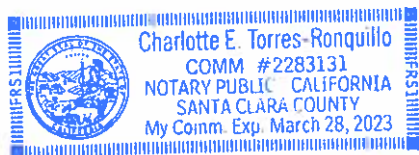
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of Santa Clara

On 02/18/2021 before me, CHARLOTTE E. TORRES-RONQUILLO, NOTARY
(insert name and title of the officer) PUBLIC

personally appeared CHERYL JORDAN,
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/~~are~~
subscribed to the within instrument and acknowledged to me that ~~he~~/she/~~they~~ executed the same
in ~~his~~/her/~~their~~ authorized capacity(ies), and that by ~~his~~/her/~~their~~ signature(s) on the instrument
the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument. I
certify under PENALTY OF PERJURY under the laws of the State of California that the
foregoing paragraph is true and correct. WITNESS my hand and official seal.

Signature Charlotte E. Torres-Ronquillo (Seal)
NOTARY PUBLIC.



CALIFORNIA ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of

SANTA CLARA

On

02/18/2021

Date

before me,

CHARLOTTE E. TORRES-RONQUILLO, NOTARY PUBLIC

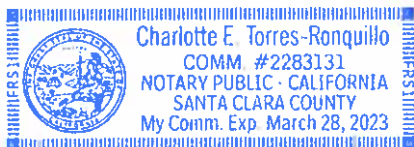
Here Insert Name and Title of the Officer

personally appeared

CHERYL JORDAN

Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Place Notary Seal and/or Stamp Above

Signature

Charlotte E. Torres-Ronquillo

Signature of Notary Public

OPTIONAL

Completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

RESOLUTION NO. 2021.24

Title or Type of Document:

RESOLUTION APPROVING EASEMENT DEDICATIONS

Document Date:

NOVEMBER 13, 2019

Number of Pages:

THIRTY-FIVE

Signer(s) Other Than Named Above:

NO OTHER SIGNERS

Capacity(ies) Claimed by Signer(s)

Signer's Name:

Cheryl Jordan

Signer's Name:

☒ Corporate Officer – Title(s): SUPERINTENDENT

☐ Corporate Officer – Title(s):

☐ Partner – ☐ Limited ☐ General

☐ Partner – ☐ Limited ☐ General

☐ Individual

☐ Attorney in Fact

☐ Individual

☐ Attorney in Fact

☐ Trustee

☐ Guardian or Conservator

☐ Trustee

☐ Guardian or Conservator

☒ Other: ASSIGNOR, DISTRICT, PARTY OR PARTIES

Other:

Signer is Representing:

MILPITAS UNIFIED

Signer is Representing:

SCHOOL DISTRICT

ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of Santa Clara

On _____ before me, _____
(insert name and title of the officer)

personally appeared _____,
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/she/they executed the same
in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument
the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument. I
certify under PENALTY OF PERJURY under the laws of the State of California that the
foregoing paragraph is true and correct. WITNESS my hand and official seal.

Signature _____ (Seal)



CITY OF MILPITAS AGENDA REPORT (AR)

Item Title:	Approve and Authorize the City Manager to Execute a Professional Services Agreement with Silicon Valley Independent Living Center for the Management of the Santa Clara County Emergency Food and Shelter Program (EFSP) Grant for the Milpitas Rent Relief Program
Category:	Consent Calendar-Community Development
Meeting Date:	4/6/2021
Staff Contact:	Sharon Goei, 408-586-3260
Recommendation:	Approve and authorize the City Manager to execute a Professional Services Agreement with Silicon Valley Independent Living Center for the management of the Santa Clara County Emergency Food and Shelter Program (EFSP) grant for the Milpitas Rent Relief Program.

Background:

The Santa Clara County Emergency Food and Shelter Program (EFSP) is a federal grant opportunity that is administered by the United Way Bay Area's Safety Net program. Prior to the pandemic, Santa Clara County received \$100,000 of federal allocation for EFSP funds. In response to the COVID-19 pandemic and the resulting economic emergency, an additional \$1.1 million was received from the Coronavirus Aid, Relief, and Economic Security (CARES) Act, creating a total pool of \$1.2 million for the Santa Clara County Emergency Food and Shelter Program. In 2020, the City submitted an application and received a grant award of \$70,000 for the Milpitas Rent Relief Program. This was the first competitive grant award secured for the City's Rent Relief Program, signaling that the City has developed a strong program worthy of additional competitive grants.

Under a subsequent phase in 2021, the County's EFSP received an additional \$754,709 in grant funding. The City submitted an application and received a grant award of \$50,000 for the Rent Relief Program. These funds will be allocated to Silicon Valley Independent Living Center as the City's operator for the program. This is the second competitive grant award secured for the Rent Relief Program. To date, the City's Rent Relief Program has been awarded \$120,000 from the EFSP program.

Grant awards from the Santa Clara County Emergency Food and Shelter Program are designed to address emergency needs and to supplement and extend current resources of social safety net programs. Under the program criteria, the funds may only be used to pay one-month of rent for qualifying Milpitas residents, and grant funds must be used by October 31, 2021. There is no administrative allowance for the grant.

Securing this competitive grant award also means the City and Silicon Valley Independent Living Center will implement best practices associated with program evaluation to assist in assessing the intermediate-term impacts of the Rent Relief Program. Adopting outcome-based evaluation will provide the City with information to demonstrate to future funders how the Rent Relief Program is working to keep Milpitas residents housed.

Analysis:

Since there is no administrative allowance for the EFSP funds, the City needs to provide funding for the administration of the grant award for rent relief. The EFSP program has two new requirements for Silicon Valley Independent Living Center for using the funds for rent relief: Use of EFSP's Rental Verification Form with all landlords; and enter all client data into the Homeless Management Information System (HMIS) to prevent potential duplication of services.

As both of these are new reporting requirements, EFSP will provide training to Silicon Valley Independent Living Center. Service time by Silicon Valley Independent Living Center will be required in preparing and compiling the required forms, conducting survey and entering client data into HMIS. Implementing outcome-based evaluation will also require service time by Silicon Valley Independent Living Center, but the efforts will assist the City in better assessing the impacts of the rent relief. An administration fee of \$9,000 has been proposed by Silicon Valley Independent Living Center, representing an administrative fee of 18%. This figure is consistent with the average administrative fee for the administration of the Rent Relief Program. Staff believes the amount is reasonable to address the services described above.

There is sufficient funding in the Housing Authority Fund for the \$9,000 to administer the grant award for rent relief. The \$50,000 grant award itself will be allocated from EFSP to Silicon Valley Independent Living Center to provide direct emergency rent relief.

Fiscal Impact:

There is sufficient funding in the Housing Authority Fund for the \$9,000 in funding for Silicon Valley Independent Living Center to administer the Santa Clara County EFSP grant for the Milpitas Rent Relief Program.

California Environmental Quality Act:

The action being considered has no potential for causing a significant effect on the environment and is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3).

Recommendation:

Approve and authorize the City Manager to execute a Professional Services Agreement with Silicon Valley Independent Living Center for the management of the Santa Clara County Emergency Food and Shelter Program (EFSP) grant for the Milpitas Rent Relief Program.

Attachment:

Professional Services Agreement with Silicon Valley Independent Living Center.

CITY OF MILPITAS

PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF MILPITAS AND SILICON VALLEY INDEPENDENT LIVING CENTER (SVILC)

This Agreement is made and entered into as of April 1, 2021 (“Effective Date”) by and between the City of Milpitas, a municipal corporation organized and operating under the laws of the State of California with its principal place of business at 455 E. Calaveras Boulevard, Milpitas, California 95035 (“City”), and Silicon Valley Independent Living Center (SVILC), a non-profit organization with its principal place of business at 25 N 14th St #1000, San Jose, CA 95112 (hereinafter referred to as “Consultant”). City and Consultant are sometimes individually referred to as “Party” and collectively as “Parties” in this Agreement.

RECITALS

A. City is a public agency of the State of California and is in need of professional services for the following project:

SVILC will assume the role as fiscal sponsor for the City’s \$50,000 Emergency Food and Shelter Program grant award, which is to be used to further fund the City’s Rent Relief Program (hereinafter referred to as “the Project”).

B. Consultant is duly licensed and has the necessary qualifications to provide such services.

C. The Parties desire by this Agreement to establish the terms for City to retain Consultant to provide the services described herein.

AGREEMENT

NOW, THEREFORE, IT IS AGREED AS FOLLOWS:

1. Services.

Consultant shall provide the City with the services described in the Scope of Services attached hereto as Exhibit A.

2. Compensation.

a. Subject to paragraph 2(b) below, the City shall pay for such services in accordance with the Schedule of Charges set forth in Exhibit B.

b. In no event shall the total amount paid for services rendered by Consultant under this Agreement exceed the sum of **\$9,000 (Nine Thousand Dollars)**. This amount is to cover all printing and related costs, and the City will not pay any additional fees for printing expenses. Payments to Consultant for work performed will be made on annual billing basis upon commencement of this Agreement.

3. Additional Work.

If changes in the work seem merited by Consultant or the City, and informal consultations with the other party indicate that a change is warranted, it shall be processed in the following manner: a letter outlining the changes shall be forwarded to the City by Consultant with a statement of estimated changes in fee or time schedule. An amendment to this Agreement shall be prepared by the City and executed by both Parties before performance of such services, or the City will not be required to pay for the changes in the scope of work. Such amendment shall not render ineffective or invalidate unaffected portions of this Agreement.

4. Maintenance of Records.

Books, documents, papers, accounting records, and other evidence pertaining to costs incurred shall be maintained by Consultant and made available at all reasonable times during the Agreement term and for four (4) years from the date of final payment under the Agreement for inspection by City.

5. Term

The term of this Agreement shall be from **April 1, 2021** to **October 31, 2021**, unless earlier terminated as provided herein. The City reserves the right to review the Consultant's performance at the end of each year and cancel all or part of the Agreement.

6. Delays in Performance.

a. Neither City nor Consultant shall be considered in default of this Agreement for delays in performance caused by circumstances beyond the reasonable control of the non-performing party. For purposes of this Agreement, such circumstances include but are not limited to, abnormal weather conditions; floods; earthquakes; fire; epidemics; war; riots and other civil disturbances; strikes, lockouts, work slowdowns, and other labor disturbances; sabotage or judicial restraint.

b. Should such circumstances occur, the non-performing party shall, within a reasonable time of being prevented from performing, give written notice to the other party describing the circumstances preventing continued performance and the efforts being made to resume performance of this Agreement.

7. Compliance with Law.

a. Consultant shall comply with all applicable laws, ordinances, codes and regulations of the federal, state and local government, including Cal/OSHA requirements.

b. If required, Consultant shall assist the City, as requested, in obtaining and maintaining all permits required of Consultant by federal, state and local regulatory agencies.

c. If applicable, Consultant is responsible for all costs of clean up and/ or removal of hazardous and toxic substances spilled as a result of his or her services or operations performed under this Agreement.

8. Standard of Care

Consultant's services will be performed in accordance with generally accepted professional practices and principles and in a manner consistent with the level of care and skill ordinarily exercised by members of the profession currently practicing under similar conditions.

9. Assignment and Subconsultant

Consultant shall not assign, sublet, or transfer this Agreement or any rights under or interest in this Agreement without the written consent of the City, which may be withheld for any reason. Any attempt to so assign or so transfer without such consent shall be void and without legal effect and shall constitute grounds for termination. Subcontracts, if any, shall contain a provision making them subject to all provisions stipulated in this Agreement. Nothing contained herein shall prevent Consultant from employing independent associates, and subconsultants as Consultant may deem appropriate to assist in the performance of services hereunder.

10. Independent Consultant

Consultant is retained as an independent contractor and is not an employee of City. No employee or agent of Consultant shall become an employee of City. The work to be performed shall be in accordance with the work described in this Agreement, subject to such directions and amendments from City as herein provided.

11. Insurance. Consultant shall not commence work for the City until it has provided evidence satisfactory to the City it has secured all insurance required under Exhibit D (Insurance Requirements), attached hereto and incorporated herein by this reference. In addition, Consultant shall not allow any subcontractor to commence work on any subcontract until it has secured all insurance required therein.

12. Indemnification.

a. To the fullest extent permitted by law, Consultant shall defend (with counsel of City's choosing), indemnify and hold the City, its officials, officers, employees, volunteers, and agents free and harmless from any and all claims, demands, causes of action, costs, expenses, liability, loss, damage or injury of any kind, in law or equity, to property or persons, including wrongful death, in any manner arising out of, pertaining to, or incident to any acts, errors or omissions, or willful misconduct of Consultant, its officials, officers, employees, subcontractors, consultants or agents in connection with the performance of the Consultant's services, the Project or this Agreement, including without limitation the payment of all damages, expert witness fees and attorney's fees and other related costs and expenses. Consultant's obligation to indemnify shall not be restricted to insurance proceeds, if any, received by Consultant, the City, its officials, officers, employees, agents, or volunteers.

b. If Consultant's obligation to defend, indemnify, and/or hold harmless arises out of Consultant's performance of "design professional" services (as that term is defined under Civil Code section 2782.8), then, and only to the extent required by Civil Code section 2782.8, which is fully incorporated herein, Consultant's indemnification obligation shall be limited to claims that arise out of, pertain to, or relate to the negligence, recklessness, or willful misconduct of the Consultant, and, upon Consultant obtaining a final adjudication by a court of competent jurisdiction, Consultant's liability for such claim, including the cost to defend, shall not exceed the Consultant's proportionate percentage of fault.

13. California Labor Code Requirements.

a. Consultant is aware of the requirements of California Labor Code Sections 1720 et seq. and 1770 et seq., which require the payment of prevailing wage rates and the performance of other requirements on certain "public works" and "maintenance" projects ("Prevailing Wage Laws"). If the services are being performed as part of an applicable "public works" or "maintenance" project, as defined by the Prevailing Wage Laws, and if the total compensation is One Thousand Dollars and Zero Cents (\$1,000.00) or more, Consultant agrees to fully comply with such Prevailing Wage Laws. Consultant shall defend, indemnify and hold the City, its officials, officers, employees and agents free and harmless from any claims, liabilities, costs, penalties or interest arising out of any failure or alleged failure to comply with the Prevailing Wage Laws. It shall be mandatory upon the Consultant and all subconsultants to comply with all California Labor Code provisions, which include but are not limited to prevailing wages (Labor Code Sections 1771, 1774 and 1775), employment of apprentices (Labor Code Section 1777.5), certified payroll records (Labor Code Sections 1771.4 and 1776), hours of labor (Labor Code Sections 1813 and 1815) and debarment of contractors and subcontractors (Labor Code Section 1777.1). The requirement to submit certified payroll records directly to the Labor Commissioner under Labor Code section 1771.4 shall not apply to work performed on a public works project that is exempt pursuant to the small project exemption specified in Labor Code Section 1771.4.

b. If the services are being performed as part of an applicable "public works" or "maintenance" project, then pursuant to Labor Code Sections 1725.5 and 1771.1, the Consultant and all subconsultants performing such services must be registered with the Department of Industrial Relations. Consultant shall maintain registration for the duration of the Project and require the same of any subconsultants, as applicable. Notwithstanding the foregoing, the contractor registration requirements mandated by Labor Code Sections 1725.5 and 1771.1 shall not apply to work performed on a public works project that is exempt pursuant to the small project exemption specified in Labor Code Sections 1725.5 and 1771.1.

c. This Agreement may also be subject to compliance monitoring and enforcement by the Department of Industrial Relations. It shall be Consultant's sole responsibility to comply with all applicable registration and labor compliance requirements. Any stop orders issued by the Department of Industrial Relations against Consultant or any subcontractor that affect Consultant's performance of services, including any delay, shall be Consultant's sole responsibility. Any delay arising out of or resulting from such stop orders shall be considered Consultant caused delay and shall not be compensable by the City. Consultant shall defend, indemnify and hold the City, its officials, officers, employees and agents free and harmless from

any claim or liability arising out of stop orders issued by the Department of Industrial Relations against Consultant or any subcontractor.

14. Verification of Employment Eligibility.

By executing this Agreement, Consultant verifies that it fully complies with all requirements and restrictions of state and federal law respecting the employment of undocumented aliens, including, but not limited to, the Immigration Reform and Control Act of 1986, as may be amended from time to time, and shall require all subconsultants and sub-subconsultants to comply with the same.

15. Reserved.

16. Laws and Venue.

This Agreement shall be interpreted in accordance with the laws of the State of California. If any action is brought to interpret or enforce any term of this Agreement, the action shall be brought in a state or federal court situated in the County of Santa Clara, State of California.

17 Termination or Abandonment

a. City has the right to terminate or abandon any portion or all of the work under this Agreement by giving ten (10) calendar days written notice to Consultant. In such event, City shall be immediately given title and possession to all original field notes, drawings and specifications, written reports and other documents produced or developed for that portion of the work completed and/or being abandoned. City shall pay Consultant the reasonable value of services rendered for any portion of the work completed prior to termination. If said termination occurs prior to completion of any task for the Project for which a payment request has not been received, the charge for services performed during such task shall be the reasonable value of such services, based on an amount mutually agreed to by City and Consultant of the portion of such task completed but not paid prior to said termination. City shall not be liable for any costs other than the charges or portions thereof which are specified herein. Consultant shall not be entitled to payment for unperformed services, and shall not be entitled to damages or compensation for termination of work.

b. Consultant may terminate its obligation to provide further services under this Agreement upon thirty (30) calendar days' written notice to City only in the event of substantial failure by City to perform in accordance with the terms of this Agreement through no fault of Consultant.

c. The Consultant understands and accepts that at all times; the Agreement is subject to appropriation of funds by the Milpitas City Council. The Agreement may terminate without penalty, liability or expense of any kind to the City at the end of Agreement term. The City has no obligation to make appropriations for the Agreement in lieu of appropriations for new or other contracts. City budget decisions are subject to the discretion of the Mayor and City Council. Consultant's assumption of risk of possible non-appropriation is a part of the consideration for the Agreement. This section controls against any and all other provisions of the Agreement.

18 Documents. Except as otherwise provided in “Termination or Abandonment,” above, all original field notes, written reports, Drawings and Specifications and other documents, produced or developed for the Project shall, upon payment in full for the services described in this Agreement, be furnished to and become the property of the City.

19. Organization

Consultant shall assign Sheri Burns as Project Manager. The Project Manager shall not be removed from the Project or reassigned without the prior written consent of the City.

20. Limitation of Agreement.

This Agreement is limited to and includes only the work included in the Project described above.

21. Notice

Any notice or instrument required to be given or delivered by this Agreement may be given or delivered by depositing the same in any United States Post Office, certified mail, return receipt requested, postage prepaid, addressed to:

CITY:

City of Milpitas

455 E. Calaveras Boulevard

Milpitas, California 95035

Attn: Robert Musallam, Building Safety &
Housing

CONSULTANT:

Sheri Burns, Executive Director

25 N 14th St #1000

San Jose, CA 95112

And shall be effective upon receipt thereof.

22. Third Party Rights

Nothing in this Agreement shall be construed to give any rights or benefits to anyone other than the City and the Consultant.

23. Equal Opportunity Employment.

Consultant represents that it is an equal opportunity employer and that it shall not discriminate against any employee or applicant for employment because of race, religion, color, national origin, ancestry, sex, age or other interests protected by the State or Federal Constitutions. Such non-discrimination shall include, but not be limited to, all activities related to initial employment, upgrading, demotion, transfer, recruitment or recruitment advertising, layoff or termination.

24. Entire Agreement

This Agreement, with its exhibits, represents the entire understanding of City and Consultant as to those matters contained herein, and supersedes and cancels any prior or contemporaneous oral or written understanding, promises or representations with respect to those matters covered hereunder. Each party acknowledges that no representations, inducements, promises or agreements have been made by any person which are not incorporated herein, and that any other agreements shall be void. This Agreement may not be modified or altered except in writing signed by both Parties hereto. This is an integrated Agreement.

25. Severability

The unenforceability, invalidity or illegality of any provision(s) of this Agreement shall not render the provisions unenforceable, invalid or illegal.

26. Successors and Assigns

This Agreement shall be binding upon and shall inure to the benefit of the successors in interest, executors, administrators and assigns of each party to this Agreement. However, Consultant shall not assign or transfer by operation of law or otherwise any or all of its rights, burdens, duties or obligations without the prior written consent of City. Any attempted assignment without such consent shall be invalid and void.

27. Non-Waiver

None of the provisions of this Agreement shall be considered waived by either party, unless such waiver is specifically specified in writing.

28. Time of Essence

Time is of the essence for each and every provision of this Agreement.

29. City's Right to Employ Other Consultants

City reserves its right to employ other consultants, including engineers, in connection with this Project or other projects.

30. Prohibited Interests

Consultant maintains and warrants that it has not employed nor retained any company or person, other than a bona fide employee working solely for Consultant, to solicit or secure this Agreement. Further, Consultant warrants that it has not paid nor has it agreed to pay any company or person, other than a bona fide employee working solely for Consultant, any fee, commission, percentage, brokerage fee, gift or other consideration contingent upon or resulting from the award or making of this Agreement. For breach or violation of this warranty, City shall have the right to rescind this Agreement without liability. For the term of this Agreement, no director, official, officer or employee of City, during the term of his or her service with City, shall have any direct interest in this Agreement, or obtain any present or anticipated material benefit arising therefrom.

31. Wage Theft Prevention

a. Consultant, and any subconsultant it employs to complete work under this Agreement, shall comply with all applicable federal, state and local wage and hour laws. Applicable laws may include, but are not limited to, the Federal Fair Labor Standards Act, the California Labor Code and the Milpitas Minimum Wage Ordinance.

b. BY SIGNING THIS AGREEMENT, CONSULTANT AFFIRMS THAT IT HAS DISCLOSED ANY FINAL JUDGMENTS, DECISIONS OR ORDERS FROM A COURT OR INVESTIGATORY GOVERNMENT AGENCY, FINDING IN THE FIVE (5) YEARS PRIOR TO EXECUTING THIS AGREEMENT THAT CONSULTANT OR ITS SUBCONSULTANTS HAS VIOLATED ANY APPLICABLE WAGE AND HOUR LAWS. CONSULTANT FURTHER AFFIRMS THAT IT OR ITS SUBCONSULTANT(S) HAS EITHER FULLY SATISFIED EACH JUDGMENT, DECISION OR ORDER, OR, IF ANY JUDGMENT, DECISION OR ORDER HAS NOT BEEN FULLY SATISFIED, CONSULTANT AFFIRMS THAT IT OR ITS SUBCONSULTANT(S) IS CURRENTLY SATISFYING SAID JUDGMENT, DECISION OR ORDER THROUGH A PAYMENT OR ALTERNATIVE PLAN APPROVED BY THE APPLICABLE COURT/GOVERNMENT AGENCY AND THAT CONSULTANT OR ITS SUBCONSULTANT(S) ARE IN COMPLIANCE WITH SAID PLAN AS OF THE DATE OF EXECUTING THIS AGREEMENT.

c. If at any time during the term of this Agreement, a court or investigatory government agency issues a final judgment, decision or order finding that Consultant or a subconsultant it employs to perform work under this Agreement has violated any applicable wage and hour law, or Consultant learns of such a judgment, decision, or order that was not previously disclosed in its bid/proposal, Consultant shall inform the City no more than fifteen (15) calendar days after the judgment, decision or order becomes final or from the date of learning of the final judgment, decision or order. Consultant or its subconsultant(s) shall, within thirty (30) calendar days after notifying the City, either (i) fully satisfy any such judgment, decision, or order and provide the City with documentary evidence of satisfying said judgment, decision or order; or (ii) provide the City documentary evidence of a payment or other alternative plan approved by the court/government agency to satisfy the judgment, decision or order. If the Consultant or its subconsultant is subject to a payment or other alternative plan, the Consultant or its subconsultant shall continue to submit documentary evidence every thirty (30) calendar days during the term of the Agreement demonstrating continued compliance with the plan until the judgment, decision or order has been fully satisfied.

d. For purposes of this Section, a "final judgment, decision, or order" refers to one for which all appeals have been exhausted or the time period to appeal has expired. Relevant investigatory government agencies include: the United States Department of Labor, the California Division of Labor Standards Enforcement, the City, or any other governmental entity or division tasked with the investigation and enforcement of wage and hour laws.

e. Failure to comply with any part of this Section constitutes a material breach of this Agreement. Such breach may serve as a basis for immediate termination of this Agreement and/or any other remedies available under this Agreement and/or law.

f. Notice provided to the City shall be addressed to: Attention: Finance Director, 455 E. Calaveras Blvd. Milpitas, CA 95035. The Notice provisions of this Section are

separate from any other notice provisions in this Agreement and, accordingly, only notice provided to the above address satisfies the notice requirements in this Section.

[SIGNATURES ON FOLLOWING PAGE]

**SIGNATURE PAGE FOR PROFESSIONAL SERVICES AGREEMENT
BETWEEN THE CITY OF MILPITAS
AND SILICON VALLEY INDEPENDENT LIVING CENTER**

IN WITNESS WHEREOF, the Parties have executed this Agreement as of the date first written above.

CITY OF MILPITAS

Approved By:

**SILICON VALLEY INDEPENDENT
LIVING CENTER**

Steven G. McHarris
City Manager

Signature

Date

Name

Approved As To Form:

Title

Christopher J. Diaz
City Attorney

Date

Approved:

DIR Registration Number (If Applicable)

Lauren Lai, CPA, MPA
Finance Director/Risk Manager

Approved As To Content:

Sharon Goei
Director of Building Safety & Housing

EXHIBIT A

Scope of Services

PURPOSE:

Silicon Valley Independent Living Center (SVILC) is a non-profit, non-residential organization which serves all people with all types of disabilities, including seniors with disabling conditions, who live in Santa Clara County. SVILC provides residents with support tools and resources needed to live interdependently, and advocates for policies that ensure equal access and opportunity for all. SVILC is a peer-driven agency run by and for people with disabilities.

EFSP & Rent Relief:

The City submitted an application and received a grant award of \$50,000 for the Rent Relief Program. These funds will be allocated to Silicon Valley Independent Living Center as the City's operator for the program to further address the short-term needs of tenants at risk of being displaced by rent increases, emergency situations, and other market forces. EFSP funds do not provide an administrative allowance, therefore, an additional \$9,000 is being allocated from the Housing Authority Fund for SVILC to administer the program.

SCOPE:

- i. Administer the day to day tasks of the rent relief program.
- ii. Receive referrals, schedule and administer intake documentation, and provide guidance to services through the rent relief process
- iii. Disburse rent relief assistance to Eligible Recipients in accordance with the application procedures set forth below. SVILC must use the EFSP Rental Verification Form with all landlords
- iv. Attend City meetings (City Council, Housing Subcommittee, etc.) as needed to monitor any changes to the rent relief program
- v. Maintain a detailed database for the following information:
 - a) All contacts made by Milpitas residents
 - b) Caller demographics
 - c) Specific reason for requesting rent relief
 - d) Actions taken by SVILC
 - e) Choices made by each party
 - f) Final outcome
- vi. Rent relief documentation will be managed in case files
- vii. Provide the City with a monthly report of item vii, which shall include total amounts of rent relief disbursed to date
- viii. Provide the City with an Annual Report summarizing the full scope of work

ELIGIBLE RECIPIENTS

The City of Milpitas' Rent Relief Program provides various forms of financial relief to Milpitas residents and families who have emergency housing needs.

Eligible recipients include the following:

- Low-to-moderate income individuals and families with dependent children under age 18;
- Seniors who are age 55 and older;
- Disabled individuals;
- Victims of domestic violence;
- Emancipated foster youth and unaccompanied minors;
- Section 8, Below Market Rate Rentals and other housing opportunities providing a subsidy;

The City is planning to focus on serving households with annual income below 50% of the area median income to provide relief to these vulnerable residents in our community that are most in need of assistance. All eligible recipients must qualify as a low-or-moderate income individual or family as determined using the yearly published income table provided by the Department of Housing and Urban Development (HUD).

The eligible recipient must be able to demonstrate that they are a resident of Milpitas. For the purpose of this program, a resident of Milpitas is defined as an individual or family that has resided in Milpitas for at least six months. However, depending on the assistance provided, and at staff's discretion, an eligible recipient may be able to receive assistance with a residency requirement as early as three months.

TYPES OF AVAILABLE ASSISTANCE

The Rent Relief Program provides eligible recipients relief funding for the following:

- **Rent/Deposit Relief:** Eligible recipients applying for housing may request first month's rent and deposit assistance to help secure housing.
- **Emergency Hardship Relief:** Eligible recipients may apply for a one time, emergency relief after an unforeseen hardship.
- **Eviction Prevention:** Eligible recipients may apply for eviction prevention relief if they have received a three-day notice to pay or quit or are substantially behind on rent.

The maximum amount of relief would be \$5,000, annually per household.

APPLICATION INSTRUCTIONS AND PROCEDURES

Eligibility Screening

Before filling out an application, a determination of the applicant's eligibility and residency must be made to ensure that the applicant can receive relief funds from the Rent Relief Program.

Completing the Application

All Rent Relief Program applications must be completed by the applicant and submitted to Silicon Valley Independent Living Center. Applicant should not fill out the Intake and Budget Forms on their own. This should be done by Silicon Valley Independent Living Center, who serves as the primary contact for the applicant.

Silicon Valley Independent Living Center is responsible for:

- Collecting information and documentation to support the application
- Ensuring the application, including intake form and budget form are filled out and answered in full
- Ensuring the application packet is complete
- Responding to questions or concerns relating to each request. If Silicon Valley Independent Living Center is uncertain about an applicant's qualifications, he/she should contact the Silicon Valley Independent Living Center for guidance.

Submitting the Application

Potential applicants may submit completed applications:

- By email to _____
- Or in person at _____

Application Review and Determination

Silicon Valley Independent Living Center will review each application within one week of receipt. Once the Silicon Valley Independent Living Center receives determination on an application, the applicant will be notified of the results (including any approved award amount) via email.

Payment

Silicon Valley Independent Living Center will collect the EFSP Rental Verification Form and arrange payment to the landlord. A check will be issued to the payee (not the applicant) after the application has been approved. Payment is sent directly to the landlord unless other arrangements are made.

REQUIREMENTS FOR A COMPLETE APPLICATION

1. Completed Rent Relief Program intake form
 - Picture ID
 - Include an explanation of why assistance is requested and what has been done to address the situation

- Include the payee or landlord information (including tax ID number).
 - Ensure that the applicant signs the form.
2. Identification of Household Members
 - Adults: Name, date of birth, and picture ID
 - Children (under age 18): Referral from Milpitas Unified School District
 3. Proof of Income Verification of all current income sources: i.e., copies of paystubs, SSI, Disability, unemployment, child support, CalWORKs, CalFresh and/or other income used to pay rent and household expenses. To demonstrate sustainability, provide at least one month's worth of income verification or employment confirmation letter from future employer.
 4. Household Budget Worksheet
 - Complete budget worksheet
 - The budget should demonstrate how the financial hardship resulted in inability to pay housing expenses or provide for the critical family need
 - The budget should demonstrate that the household can meet regular expenses in future months
 5. Documentation of Need - Applications for Housing Assistance require the following:
*if applicable
 - For Rent Relief:
 - Documentation of rent or other housing-related expenses owed (i.e., notice of delinquent rent, 3-day notice, rent increase letter)
 - Rental agreement
 - Documentation of any special payment arrangements
 - Verification of tenancy, including landlord's tax ID # (for rent) – W-9 for any private landlord
 - For First Month Rent/Security Deposit:
 - Documentation of reason for emergency or unplanned move (i.e., homeless, relocation, family reunification, displacement)
 - Documented amount for security deposit
 - Documented amount of security deposit to be refunded from current residence
 - New rental contract or letter of intent from new residence
 - Documentation of any special payment arrangements
 - Verification of tenancy

City staff maintains the right to approve any applicant that is unable to meet the criteria above.

EXHIBIT B

Schedule of Charges/Payments

A. METHOD OF PAYMENT

CITY shall pay CONSULTANT for costs and expenses incurred in administering the Project commencing April 1, 2021 and ending October 31, 2021 not to exceed the total sum of \$9,000.

Consultant will invoice City on an annual cycle, which amount shall be disbursed to Consultant at the commencement of each cycle, to be used administering the Program. Consultant will provide a monthly invoice with a detailed progress report that indicates the amount of budget spent on each task. Consultant will inform City regarding any out-of-scope work being performed by Consultant. This is a time-and-materials Agreement.

B. ELIGIBLE ITEMS FOR PAYMENT SHALL INCLUDE:

Items eligible for payment shall include costs associated with performing the tasks identified in Exhibit A including, but not limited to: Salaries and fringe benefits for program staff, provided, however, that administrative costs of the Program, including but not limited to such salaries and fringe benefits, shall be limited to \$9,000 (the “Administrative Cap”). The remainder of the amount disbursed to Consultant shall be provided to Eligible Recipients as described in Exhibit A as rent relief, in the forms of the Available Assistance, also as described in Exhibit A. In the event the Administrative Cap is reached, the City reserves the right in its sole discretion, to approve expenditures in writing that exceed the Administrative Cap.

C. DISALLOWED COSTS

CONSULTANT is liable for repayment of disallowed costs. Disallowed costs may be identified through audits, monitoring or other sources. CONSULTANT shall be afforded the opportunity to respond to any adverse findings, which may lead to disallowed costs. The CITY contracting officer shall make the final determination of disallowed costs, subject to provisions of 2 CFR Part 200 (Uniform Administrative Requirements, Cost Principles and Audit Requirements for Federal Awards).

EXHIBIT C
[RESERVED]

EXHIBIT “D”

INSURANCE REQUIREMENTS

Please refer to the insurance requirements listed below. Those that have an “X” indicated in the space before the requirement apply to Contractor’s or Consultant’s Agreement.

Contractor or Consultant shall procure and maintain for the duration of the Agreement insurance against claims for injuries to persons or damages to property which may arise from or in connection with the performance of the work hereunder and the results of that work by the Contractor or Consultant, its agents, representatives, employees or subcontractors.

Contractor or Consultant shall provide its insurance broker(s)/agent(s) with a copy of these requirements and request that they provide Certificates of Insurance complete with copies of all required endorsements.

Contractor or Consultant shall furnish City with copies of original endorsements affecting coverage required by this Exhibit D. The endorsements are to be signed by a person authorized by that insurer to bind coverage on its behalf. All endorsements and certificates are to be received and approved by City before work commences. City has the right to require Contractor’s or Consultant’s insurer to provide complete, certified copies of all required insurance policies, including endorsements affecting the coverage required by these specifications.

Commercial General Liability (CGL):

 Coverage at least as broad as Insurance Services Office (“ISO”) Form CG 00 01 covering CGL on an “occurrence” basis, including products and completed operations, property damage, bodily injury and personal and advertising injury with limits no less than \$2,000,000.00 per occurrence. If a general aggregate limit applies, either the general aggregate limit shall apply separately to this project/location or the general aggregate limit shall be twice the required occurrence limit.

 X Coverage at least as broad as ISO Form CG 00 01 covering CGL on an “occurrence” basis, including products and completed operations, property damage, bodily injury and personal and advertising injury with limits no less than \$1,000,000.00 per occurrence. If a general aggregate limit applies, either the general aggregate limit shall apply separately to this project/location or the general aggregate limit shall be twice the required occurrence limit.

 Coverage at least as broad as ISO Form CG 00 01 covering CGL on an “occurrence” basis, including products and completed operations, property damage, bodily injury and personal and advertising injury with limits no less than \$5,000,000.00 per occurrence. If a general aggregate limit applies, either the general aggregate limit shall apply separately to this project/location or the general aggregate limit shall be twice the required occurrence limit.

Automobile Liability:

___ Coverage at least as broad as ISO Form Number CA 0001 covering, Code 1 (any auto), of if Contractor or Consultant has no owned autos, Code 8 (hired) and 9 (non-owned), with limits no less than \$1,000,000.00 per accident for bodily injury and property damage.

___ Coverage at least as broad as ISO Form Number CA 0001 covering, Code 1 (any auto), with limits no less than \$5,000,000.00 per accident for bodily injury and property damage.

___ Garage keepers' extra liability endorsement to extend coverage to all vehicles in the care, custody and control of the Contractor or Consultant, regardless of where the vehicles are kept or driven.

Professional Liability (Errors and Omissions):

___ Insurance appropriate to the Contractor or Consultant's profession, with limit no less than \$1,000,000.00 per occurrence or claim, \$2,000,000.00 aggregate.

___ (If Design/Build), with limits no less than \$1,000,000.00 per occurrence or claim, and \$2,000,000.00 policy aggregate.

___ Insurance appropriate to the Contractor or Consultant's profession, with limit no less than _____ per occurrence or claim, _____ aggregate

Workers' Compensation Insurance:

X Insurance as required by the State of California, with Statutory Limits, and Employer's Liability Insurance with limit of no less than \$1,000,000.00 per accident for bodily injury or disease. *(Not required if Contractor or Consultant provides written verification it has no employees)*

The Employer's Liability policy shall be endorsed to waive any right of subrogation as respects the City, its elected and appointed officials, officers, attorneys, agents, and employees.

Builder's Risk (Course of Construction):

___ Insurance utilizing an "All Risk" (Special Perils) coverage form, with limits equal to the completed value of the project and no coinsurance penalty provisions. If the project does not involve new or major reconstruction, at the option of the City, an Installation Floater may be acceptable. For such projects, a Property Installation Floater shall be obtained that provides for the improvement, remodel, modification, alteration, conversion or adjustment to existing buildings, structures, processes, machinery and equipment. The Property Installation Floater shall provide property damage coverage for any building, structure, machinery or equipment damaged, impaired, broken, or destroyed during the performance of the Work, including during transit, installation, and testing at the City's site.

Surety Bonds:

___ Contractor shall provide the following Surety Bonds:

1. Bid Bond
2. Performance Bond
3. Payment Bond

The Payment Bond and Performance Bond shall be in a sum equal to the contract price. Bonds shall be duly executed by a responsible corporate surety, authorized to issue such bonds in the State of California and secured through an authorized agent with an office in California.

Contractor's or Consultant's Pollution Legal Liability:

____ Contractor's or Consultant's pollution legal liability and/or Asbestos Legal Liability and/or Errors and Omissions (if project involves environmental hazards) with limits no less than \$1,000,000.00 per occurrence or claim and \$2,000,000.00 policy aggregate.

If the Contractor or Consultant maintains higher limits than the minimums shown above, the City requires and shall be entitled to coverage for the higher limits maintained by the Contractor or Consultant. Any available insurance proceeds in excess of the specified minimum limits of insurance and coverage shall be available to City.

Other Insurance Provisions:

The insurance policies are to contain, or be endorsed to contain the following provisions:

X **Additional Insured Status and Primary/Non-Contributory Language:**

Contractor's general liability and automobile liability policies shall be primary and shall not seek contribution from the City's coverage and be endorsed to add the City and its officers, officials, employees, and agents as additional insureds under such policies using Insurance Services Office form CG 20 10 (or equivalent) on the general liability policy. For construction projects, an endorsement providing completed operations coverage for the additional insured on the general liability policy, ISO form CG 20 37 (or equivalent), is also required.

The limits of insurance required in this Agreement may be satisfied by a combination of primary and umbrella or excess insurance. Any umbrella or excess insurance shall contain or be endorsed to contain a provision that such coverage shall also apply on a primary and non-contributory basis for the benefit of City (if agreed to in a written contract or agreement) before the City's own insurance or self-insurance shall be called upon to protect it as a named insured.

____ **Loss Payee Status – Builder's Risk/Course of Construction Insurance (applicable to Construction Contracts only)**

Contractor or Consultant may submit evidence of Builder's Risk insurance in the form of Course of Construction coverage. Such coverage shall name the City as a loss payee as their interest may appear.

____ **Notice of Cancellation, Suspension or Otherwise Voiding Policies:**

Each insurance policy required above shall contain or be endorsed to contain that coverage shall not be suspended, voided, canceled or reduced in coverage or in limits except with thirty (30) days' prior written notice by certified mail, return receipt requested to the City.

— **Waiver of Subrogation:**

Contractor or Consultant hereby grants to City a waiver of any right to subrogation which any insurer of said Contractor or Consultant may acquire against the City by virtue of the payment of any loss under such insurance. Contractor or Consultant agrees to obtain any endorsement that may be necessary to affect this waiver of subrogation, but this provision applies regardless of whether or not the City has received a waiver of subrogation endorsement from the insurer. The Workers' Compensation Policy shall be endorsed with a waiver of subrogation in favor of the City for all work performed by Contractor or Consultant, its employees, agents and subcontractors.

— **Completed Operations**

For Construction Agreements, Contractor shall maintain insurance as required by this Agreement to the fullest amount allowed by law and shall maintain insurance for a minimum of five (5) years following the completion of this project. In the event Contractor fails to obtain or maintain completed operations coverage as required by this Agreement, the City at its sole discretion may purchase the coverage required and the cost will be paid by Contractor.

THE FOLLOWING PROVISIONS APPLY TO ALL AGREEMENTS

Deductibles and Self-Insured Retentions ("SIR"):

Any deductibles or self-insured retentions must be declared to and approved by City. The City may require the Contractor or Consultant to purchase coverage with a lower deductible or retention or provide proof of ability to pay losses and related investigations, claim administration, and defense expenses within the retention. At the option of the City, either (1) the insurer shall reduce or eliminate such deductibles or self-insured retentions as respects the City, its elected and appointed officials, officers, attorneys, agents, and employees; or (2) the Contractor or Consultant shall procure a bond guaranteeing payment of losses and related investigations, claim administration and defense expenses.

All SIRs must be disclosed to Risk Management for approval and shall not reduce the limits of liability.

Policies containing any SIR provision shall provide or be endorsed to provide that the SIR may be satisfied by either the named insured or the City.

City reserves the right to obtain a full-certified copy of any insurance policy and endorsements. Failure to exercise this right shall not constitute a waiver of right to exercise later.

Acceptability of Insurers:

Insurance is to be placed with insurers with a current A.M. Best's rating of no less than A-:VII, unless otherwise acceptable to City.

Claims Made Policies: (note - should be applicable only to professional liability, see below)

1. The Retroactive Date must be shown and must be before the date of the contract or the beginning of contract work.
2. Insurance must be maintained, and evidence of insurance must be provided for at least five (5) years after completion of contract of work.
3. If coverage is canceled or non-renewed, and not replaced with another claims-made policy form with a Retroactive Date prior to the contract effective date, the Contractor or Consultant must purchase "extended reporting" coverage for a minimum of five (5) years after completion of work.
4. A copy of the claims reporting requirements must be submitted to the City for review.
5. If the services involve lead-based paint or asbestos identification/remediation, the Contractor's Pollution Liability Policy shall not contain lead-based paint or asbestos exclusions. If the services involve mold identification/remediation, the Contractors Pollution Liability Policy shall not contain a mold exclusion, and the definition of Pollution shall include microbial matter, including mold.

Subcontractors:

Contractor or Consultant shall require and verify that all subcontractors maintain insurance meeting all the requirements stated herein, and Contractor shall ensure that City is an additional insured on insurance required from subcontractors.

Subcontractor agrees to be bound to Contractor and City in the same manner and to the same extent as Contractor is bound to City under this Agreement and any other contract documents. Subcontractor further agrees to include the same requirements and provisions of this Agreement, including the indemnity and insurance requirements, with any sub-subcontractor to the extent they apply to the scope of the sub-subcontractor's work. A copy of the City indemnity and insurance provisions will be furnished to the subcontractor upon request.

Verification of Coverage:

Contractor or Consultant shall furnish the City with original certificates and amendatory endorsements or copies of the applicable policy language effecting coverage required by this clause. All certificates and endorsements are to be received and approved by the City before work commences. However, failure to obtain the required documents prior to the work beginning shall not waive the Contractor or Consultant's obligation to provide them. The City reserves the

right to require complete, certified copies of all required insurance policies, including endorsements required by these specifications, at any time.

Special Risks or Circumstances

City reserves the right to modify these requirements, including limits, based on the nature of the risk, prior experience, insurer, coverage or other special circumstances.

Failure to Comply:

Each insurance policy required above shall contain or be endorsed to contain that any failure to comply with reporting provisions of the policies shall not affect coverage provided to the City, its elected and appointed officials, officers, attorneys, agents, and employees.

Applicability of Coverage:

Each insurance policy required above shall contain or be endorsed to contain that the Contractor's or Consultant's insurance shall apply separately to each insured against whom claim is made or suit is brought, except with respect to the limits of the insurer's liability.



CITY OF MILPITAS AGENDA REPORT (AR)

Item Title:	Adopt a Resolution Supporting Project and Program Submission for Federal American Jobs Plan Funding
Category:	Community Development
Meeting Date:	4/6/2021
Staff Contact:	Steve Erickson, Engineering Director, 408-586-3301 Sharon Goei, Building Safety & Housing Director, 408-586-3260
Recommendation:	Adopt a Resolution Supporting Project and Program Submission for Federal American Jobs Plan Funding

Background:

On March 31, 2021, President Biden introduced the American Jobs Plan with the intention to invest in America. Investing \$2 trillion dollars over the next eight years, the plan targets 40 percent of the benefits of climate and clean infrastructure investments to disadvantaged communities, rural communities, and communities impacted by the market-based transition to clean energy. According to the White House's website, the plan will fix, improve, solidify, and invest \$621 billion into transportation infrastructure. It further states that "the President's plan will modernize 20,000 miles of highways, roads, and main-streets. It will fix the ten most economically significant bridges in the country in need of reconstruction. It also will repair the worst 10,000 smaller bridges, providing critical linkages to communities." The plan will also build, preserve, and retrofit homes and commercial buildings to address the affordable housing crisis and will include \$213 billion for the creation of affordable housing (**Attachment 1**)

The United States Congress has not yet approved the plan and funding; however, United States Congressman Ro Khanna's Office contacted the City to request the submission of potential projects that could be funded through this new American Jobs Plan. The deadline to submit project funding requests for this plan to Ro Khanna's Office is April 9th, 2021.

Analysis:

Based on the recent unveiling of the Federal American Jobs Plan, staff is seeking Council direction and guidance regarding the submission of infrastructure and affordable housing projects to Congressman Ro Khanna's Office to seek his support in advancing the City's projects for federal funding and meet the April 9th deadline for submission.

Infrastructure Projects

As reported on the April 6, 2021 City Council agenda, the City previously submitted three transportation infrastructure projects to Ro Khanna's Office on March 26th, 2021 seeking funding through the federal Community Project Funding program. Staff recommends the submission of the same three transportation infrastructure projects for funding through the American Jobs Plan to increase the likelihood of Ro Khanna's Office advancing these projects for federal funding.

These three projects are included in the 2020-2025 Capital Improvement Program (CIP) adopted by the City Council:

- Project No. 2016 South Milpitas Vehicle Bridge at Penitencia Creek
- Project No. 2018 Montague Expressway Pedestrian Overcrossing at Penitencia Creek
- Project No. 4258 Calaveras Bridge Widening

Project No. 2016, South Milpitas Vehicle/Pedestrian Bridge at Penitencia Creek provides for the design and construction of a new bridge over Penitencia Creek at the end of South Milpitas Boulevard which currently terminates at Capital Avenue. The bridge is part of the Metro Area Specific Plan circulation infrastructure plan to provide vehicular, bicycle and pedestrian connectivity between Metro developments, Milpitas Transit Station, The Great Mall of the Bay Area, and surrounding residential. The Project is currently in the design phase and the California Environmental Quality Act (CEQA) process is anticipated to start later this Spring. Funding for the design phase is from the Transit Area Specific Plan (TASP), however funding is not currently available for the construction phase, which is estimated to cost up to \$12.7M. Staff proposes to request \$12.7M in American Jobs Plan funding for the construction of this project.

Project No. 2018 Montague Expressway Pedestrian Overcrossing at Penitencia Creek provides for the design and construction of a pedestrian overcrossing (POC) bridge over Montague Expressway at the east levee of Penitencia Creek. This POC bridge is part of the Metro Specific Plan circulation infrastructure plan to provide safe and convenient pedestrian connectivity between Metro residential developments, schools, parks, Great Mall, and the BART Station. The Project is currently in the design phase and the California Environmental Quality Act (CEQA) process is anticipated to start later this Spring. Funding for the design phase is from the Transit Area Specific Plan (TASP), however funding is not currently available for the construction phase, which is estimated to cost up to \$15M. Staff proposes to request \$15M for the construction of this project.

Project No. 4258 Calaveras Bridge Widening provides for the replacement of the Calaveras Boulevard vehicle bridges between Milpitas Boulevard and Abel Street. These bridge structures were constructed in the early 1970s and are reaching the end of their service life, and the structures do not have adequate bicycle and pedestrian facilities. The replacement bridge structures will accommodate up to three vehicle travel lanes including a six-foot-wide bike lane and ten-foot-wide sidewalk along both sides of the structures. State Route 237 (Calaveras Boulevard) is owned by the State of California and the City would be the local project sponsor. The project is estimated to cost \$84,000,000 and the City would be required to provide an 11.5% local funding match for the project, however the project is not funded. The City Council adopted Resolution No. 7894 on June 16th, 2009 to establish a Development Traffic Impact Fee to provide funding for this project. At the time, the City has collected approximately \$174,000 in impact fee funding. Staff proposes to request \$84M from the American Job Plan funding for the construction of this project.

These three City transportation infrastructure projects proposed to be submitted to Ro Khanna's office on April 9th are City Capital projects with defined scopes of work, cost estimates, and schedules and are included in the City's 5-year 2020-2025 City's Capital Improvement Program (CIP) that was adopted by the City Council June 2, 2020. These projects are to provide better vehicular circulation, reduce traffic congestion, and provide pedestrian and bicyclist safety along the segments of Calaveras Boulevard and Montague Expressway to be improved, which best fit the criteria outlined by the President's Plan. The anticipated total cost for these projects is \$111.7 million and sufficient City funding is not available. Funding from other sources such as the Federal American Jobs Plan will be required to implement these transportation infrastructure projects.

Affordable Housing Projects

Staff also recommends the submission of three proposed programs to promote and encourage the construction of safe Accessory Dwelling Units (ADUs) and to increase the availability of affordable housing within the City of Milpitas. These proposed new programs were quickly created for submission for American Jobs Plan funding on April 9th and include the following:

- ADU Grant Program
- Safe ADU Legalization Program
- Affordable Housing Preservation

ADU Grant Program: As the housing crisis within the Bay Area deepens, Accessory Dwelling Units (ADUs) have become a new and important source of affordable housing. They are an innovative housing type that provides opportunities for cities to increase housing supply through infill development in residential neighborhoods. In Milpitas, ADU production has increased significantly since 2017, but decreased in 2020 due to the COVID-19 pandemic. To continue to increase ADU production, staff has initiated a series of projects and programs that encourage residents to develop an ADU on their property. With potential funding through the

new American Jobs Plan, staff proposes to submit an ADU Grant Program to encourage and incentivize homeowners to construct ADUs. The City would streamline the process to review and permit ADU applications and utilize the grant to fund staff time via plan review fees, permit fees, and new address request permit fees, as well as staff time for administering the new ADU Monday Program launched on March 15, 2021 and other tools that promote ADU production. The City will also use the grant to fund utility connection fees. The ADU Grant Program is estimated to cost approximately \$500,000 per year. Staff proposes to request \$4 million through the American Jobs Plan to fund an eight-year program.

Safe ADU Legalization Program: At the March 16, 2021 meeting, the City Council directed staff to create and implement a Safe Accessory Dwelling Unit (ADU) Legalization Program. The program provides residents a timeframe to legalize and improve the safety of an ADU, converted garage, or other structures that were constructed or converted in the past without obtaining City permits and construction inspections. A program of such purpose usually has a one-to two-year duration. To encourage residents to come forward and request assistance from the City, the program also includes waiving of the Inspection Investigation Fee for construction without permits. As directed by the Council on March 16, the program will be a one-year pilot, with total costs in staff time and loss of fee revenue estimated as \$221,000. With the potential funding through the new American Jobs Plan, staff proposes to submit Safe ADU Legalization as a two-year program and to request for \$500,000.

Affordable housing preservation: The City is committed to preserving affordable housing, especially given the lack of affordable units in the region. The City has been exploring options to ensure continued affordability at the Sunnyhills Apartment community, which has 149 affordable units through the U.S. Housing and Urban Development (HUD) housing voucher program. While the property owner supplied those affordable units since the 1980s, the owner's contract with HUD was set to expire in early 2018. Prior to the expiration, the City entered into an agreement with the property owner to provide \$250,000 a year for five years, totaling \$1,250,000, to assist the property owner with maintenance and preservation of the affordable units. The City's monetary contribution was in the form of a purchase from the property owner of a covenant in the property requiring the owner to renew a contract with HUD for a minimum of five years. In late 2017, the property owner renewed the HUD contract for five years to February 28, 2023. To ensure long-term stability and affordability at the Sunnyhills Apartment community, it is proposed to provide \$250,000 a year for twenty years with an annual adjustment. To fund this project through the American Jobs Plan, staff proposes to request \$6 million for affordable housing preservation and guaranteed affordability for twenty years at the Sunnyhills Apartment community. As the American Jobs Plan requires funds be spent within eight years, staff will seek direction and coordinate with Congressman Ro Khanna's Office to determine whether to submit project funding request for eight years, or to submit the project request for twenty years, with the understanding that the funding duration will be for eight years.

These three programs proposed to be submitted increase the availability of safe ADUs and affordable housing within the City also have a high cost estimated at \$10.5 million, and funding from other sources will be required for implementation.

It is anticipated that community engagement and support will be crucial in determining which projects and programs are worthy and are selected to move forward for Federal America Jobs Plan funding. To reinforce community support and engagement for these important projects and programs, staff recommends the City Council adopt a Resolution (**Attachment 2**) in support of and to request consideration in funding through Presidents Biden's American Jobs Plan.

Policy Alternatives:

Alternative: Do not adopt a Resolution supporting the submission of the projects and programs for American Jobs Plan Funding.

Pros: None

Cons: Sufficient funding is not available to move these projects and programs forward for construction and implementation.

Reason not recommended: Each of the projects and programs proposed to be submitted are important to the City and have a high cost. The City will need to obtain funding from other sources such as Federal, State, and Grants for implementation.

Fiscal Impact:

The three transportation infrastructure projects proposed to be submitted for a total of \$111.7 million in American Jobs Plan funding are included in the City's Capital Improvement Program, however these projects are not funded or are only partially funded and are unable to move forward to the construction. The cost of the three proposed programs that address ADU construction and affordable housing are estimated at \$10.5 million and the receipt of Federal funding will partially or fully offset City costs to implement these programs to benefit the Milpitas community.

California Environmental Quality Act:

The adoption of the resolution is not a "project" pursuant to CEQA Guideline 15378 as this is deemed a governmental fiscal activity to seek funds for various projects for which the City has not yet committed any action until such time that the necessary funding is available. If and when the necessary funding is provided, the City will undertake a CEQA analysis in examining each project and only after conducting CEQA review will the City decide whether to commit to each specific project.

Recommendation:

Adopt a Resolution Supporting Project and Program Submission for Federal American Jobs Plan Funding.

Attachment:

- 1) American Jobs Plan Fact Sheet
- 2) Resolution

FACT SHEET: The American Jobs Plan

MARCH 31, 2021 • STATEMENTS AND RELEASES

While the American Rescue Plan is changing the course of the pandemic and delivering relief for working families, this is no time to build back to the way things were. This is the moment to reimagine and rebuild a new economy. The American Jobs Plan is an investment in America that will create millions of good jobs, rebuild our country's infrastructure, and position the United States to out-compete China. Public domestic investment as a share of the economy has fallen by more than 40 percent since the 1960s. The American Jobs Plan will invest in America in a way we have not invested since we built the interstate highways and won the Space Race.

The United States of America is the wealthiest country in the world, yet we rank 13th when it comes to the overall quality of our infrastructure. After decades of disinvestment, our roads, bridges, and water systems are crumbling. Our electric grid is vulnerable to catastrophic outages. Too many lack access to affordable, high-speed Internet and to quality housing. The past year has led to job losses and threatened economic security, eroding more than 30 years of progress in women's labor force participation. It has unmasked the fragility of our caregiving infrastructure. And, our nation is falling behind its biggest competitors on research and development (R&D), manufacturing, and training. It has never been more important for us to invest in strengthening our infrastructure and competitiveness, and in creating the good-paying, union jobs of the future.

Like great projects of the past, the President's plan will unify and mobilize the country to meet the great challenges of our time: the climate crisis and the ambitions of an autocratic China. It will invest in Americans and deliver the jobs and opportunities they deserve. But unlike past major investments, the plan prioritizes addressing long-standing and persistent racial injustice. The plan targets 40 percent of the benefits of climate and clean infrastructure investments to disadvantaged communities. And, the plan invests in rural communities and communities impacted by the market-based transition to clean energy. Specifically, President Biden's plan will:

Fix highways, rebuild bridges, upgrade ports, airports and transit systems. The President's plan will modernize 20,000 miles of highways, roads, and main-streets. It will fix the ten most economically significant bridges in the country in need of reconstruction. It also will repair the worst 10,000 smaller bridges, providing critical linkages to communities. And, it will replace thousands of buses and rail cars, repair hundreds of stations, renew airports, and expand transit and rail into new communities.

Deliver clean drinking water, a renewed electric grid, and high-speed broadband to all Americans. President Biden

plan will eliminate all lead pipes and service lines in our drinking water systems, improving the health of our country's children and communities of color. It will put hundreds of thousands of people to work laying thousands of miles of transmission lines and capping hundreds of thousands of orphan oil and gas wells and abandoned mines. And, it will bring affordable, reliable, high-speed broadband to every American, including the more than 35 percent of rural Americans who lack access to broadband at minimally acceptable speeds.

Build, preserve, and retrofit more than two million homes and commercial buildings, modernize our nation's schools and child care facilities, and upgrade veterans' hospitals and federal buildings. President Biden's plan will create good jobs building, rehabilitating, and retrofitting affordable, accessible, energy efficient, and resilient housing, commercial buildings, schools, and child care facilities all over the country, while also vastly improving our nation's federal facilities, especially those that serve veterans.

Solidify the infrastructure of our care economy by creating jobs and raising wages and benefits for essential home care workers. These workers – the majority of whom are women of color – have been underpaid and undervalued for too long. The President's plan makes substantial investments in the infrastructure of our care economy, starting by creating new and better jobs for caregiving workers. His plan will provide home and community-based care for individuals who otherwise would need to wait as many as five years to get the services they badly need.

Revitalize manufacturing, secure U.S. supply chains, invest in R&D, and train Americans for the jobs of the future. President Biden's plan will ensure that the best, diverse minds in America are put to work creating the innovations of the future while creating hundreds of thousands of quality jobs today. Our workers will build and make things in every part of America, and they will be trained for well-paying, middle-class jobs.

Create good-quality jobs that pay prevailing wages in safe and healthy workplaces while ensuring workers have a free and fair choice to organize, join a union, and bargain collectively with their employers. By ensuring that American taxpayers' dollars benefit working families and their communities, and not multinational corporations or foreign governments, the plan will require that goods and materials are made in America and shipped on U.S.-flag, U.S.-crewed vessels. The plan also will ensure that Americans who have endured systemic discrimination and exclusion for generations finally have a fair shot at obtaining good paying jobs and being part of a union.

Alongside his American Jobs Plan, President Biden is releasing a Made in America Tax Plan to make sure corporations pay their fair share in taxes and encourage job creation at home. A recent study found that 91 Fortune 500 companies paid \$0 in federal taxes on U.S. income in 2018. Another study found that the average corporation paid just 8 percent in taxes. President Biden believes that profitable corporations should not be able to get away with paying little or no tax by shifting jobs and profits overseas. President Biden's plan will reward investment at home, stop profit shifting, and ensure other nations won't gain a competitive edge by becoming tax havens.

The President's American Jobs Plan is a historic public investment – consisting principally of one-time capital investments in our nation's productivity and long-term growth. It will invest about 1 percent of GDP per year over

eight years to upgrade our nation's infrastructure, revitalize manufacturing, invest in basic research and science, shore up supply chains, and solidify our care infrastructure. These are investments that leading economists agree will give Americans good jobs now and will pay off for future generations by leaving the country more competitive and our communities stronger. In total, the plan will invest about \$2 trillion this decade. If passed alongside President Biden's Made in America corporate tax plan, it will be fully paid for within the next 15 years and reduce deficits in the years after.

BUILD WORLD-CLASS TRANSPORTATION INFRASTRUCTURE: FIX HIGHWAYS, REBUILD BRIDGES, AND UPGRADE PORTS, AIRPORTS AND TRANSIT SYSTEMS

President Biden is calling on Congress to make a historic and overdue investment in our roads, bridges, rail, ports, airports, and transit systems. The President's plan will ensure that these investments produce good-quality jobs with strong labor standards, prevailing wages, and a free and fair choice to join a union and bargain collectively. These investments will advance racial equity by providing better jobs and better transportation options to underserved communities. These investments also will extend opportunities to small businesses to participate in the design, construction, and manufacturing of new infrastructure and component parts. President Biden's plan will deliver infrastructure Americans can trust, because it will be resilient to floods, fires, storms, and other threats, and not fragile in the face of these increasing risks. President Biden is calling on Congress to:

Transform our crumbling transportation infrastructure:

Decades of declining public investment has left our roads, bridges, rail, and transit systems in poor condition, with a trillion-dollar backlog of needed repairs. More than 35,000 people die in traffic crashes on U.S. roads each year, and millions more are seriously and often permanently injured. The United States has one of the highest traffic fatality rates in the industrialized world, double the rate in Canada and quadruple that in Europe. Across cities, suburbs, and rural areas, President Biden's plan will help parents get to work reliably and affordably, reduce the impacts of climate change for our kids, and make sure fewer families mourn the loss of a loved one to road crashes. His investments will use more sustainable and innovative materials, including cleaner steel and cement, and component parts Made in America and shipped on U.S.-flag vessels with American crews under U.S. laws. And, his infrastructure investments will mitigate socio-economic disparities, advance racial equity, and promote affordable access to opportunity.

The President's plan invests an additional \$621 billion in transportation infrastructure and resilience. It will:

- Repair American roads and bridges. One in five miles, or 173,000 total miles, of our highways and major roads are in poor condition, as well as 45,000 bridges. Delays caused by traffic congestion alone cost over \$160 billion per year, and motorists are forced to pay over \$1,000 every year in wasted time and fuel. The President is proposing a total increase of \$115 billion to modernize the bridges, highways, roads, and main streets that are in most critical need of repair. This includes funding to improve air quality, limit greenhouse gas emissions

and reduce congestion. His plan will modernize 20,000 miles of highways, roads, and main streets, not only “fixing them first” but “fixing them right,” with safety, resilience, and all users in mind. It will fix the most economically significant large bridges in the country in need of reconstruction, and it will repair the worst 10,000 smaller bridges, including bridges that provide critical connections to rural and tribal communities. The plan includes \$20 billion to improve road safety for all users, including increases to existing safety programs and a new Safe Streets for All program to fund state and local “vision zero” plans and other improvements to reduce crashes and fatalities, especially for cyclists and pedestrians.

- Modernize public transit. Households that take public transportation to work have twice the commute time, and households of color are twice as likely to take public transportation. Our current transit infrastructure is inadequate – the Department of Transportation estimates a repair backlog of over \$105 billion, representing more than 24,000 buses, 5,000 rail cars, 200 stations, and thousands of miles of track, signals, and power systems in need of replacement. This translates to service delays and disruptions that leave riders stranded and discourage transit use. President Biden is calling on Congress to invest \$85 billion to modernize existing transit and help agencies expand their systems to meet rider demand. This investment will double federal funding for public transit, spend down the repair backlog, and bring bus, bus rapid transit, and rail service to communities and neighborhoods across the country. It will ultimately reduce traffic congestion for everyone.
- Invest in reliable passenger and freight rail service. The nation’s rail networks have the potential to offer safe, reliable, efficient, and climate-friendly alternatives for moving people and freight. However, unlike highways and transit, rail lacks a multi-year funding stream to address deferred maintenance, enhance existing corridors, and build new lines in high-potential locations. There are currently projects just waiting to be funded that will give millions more Americans reliable and fast inter-city train service. President Biden is calling on Congress to invest \$80 billion to address Amtrak’s repair backlog; modernize the high traffic Northeast Corridor; improve existing corridors and connect new city pairs; and enhance grant and loan programs that support passenger and freight rail safety, efficiency, and electrification.
- Create good jobs electrifying vehicles. U.S. market share of plug-in electric vehicle (EV) sales is only one-third the size of the Chinese EV market. The President believes that must change. He is proposing a \$174 billion investment to win the EV market. His plan will enable automakers to spur domestic supply chains from raw materials to parts, retool factories to compete globally, and support American workers to make batteries and EVs. It will give consumers point of sale rebates and tax incentives to buy American-made EVs, while ensuring that these vehicles are affordable for all families and manufactured by workers with good jobs. It will establish grant and incentive programs for state and local governments and the private sector to build a national network of 500,000 EV chargers by 2030, while promoting strong labor, training, and installation standards. His plan also will replace 50,000 diesel transit vehicles and electrify at least 20 percent of our yellow school bus fleet through a new Clean Buses for Kids Program at the Environmental Protection Agency, with support from the Department of Energy. These investments will set us on a path to 100 percent clean buses, while ensuring that the American workforce is trained to operate and maintain this 21st century infrastructure.

Finally, it will utilize the vast tools of federal procurement to electrify the federal fleet, including the United States Postal Service.

- Improve ports, waterways, and airports. The United States built modern aviation, but our airports lag far behind our competitors. According to some rankings, no U.S. airports rank in the top 25 of airports worldwide. Our ports and waterways need repair and reimagination too. President Biden is calling on Congress to invest \$25 billion in our airports, including funding for the Airport Improvement Program, upgrades to FAA assets that ensure safe and efficient air travel, and a new program to support terminal renovations and multimodal connections for affordable, convenient, car-free access to air travel. President Biden is calling on Congress to invest an additional \$17 billion in inland waterways, coastal ports, land ports of entry, and ferries, which are all essential to our nation's freight. This includes a Healthy Ports program to mitigate the cumulative impacts of air pollution on neighborhoods near ports, often communities of color. These investments will position the United States as a global leader in clean freight and aviation.
- Redress historic inequities and build the future of transportation infrastructure. The President's plan for transportation is not just ambitious in scale, it is designed with equity in mind and to set up America for the future. Too often, past transportation investments divided communities – like the Claiborne Expressway in New Orleans or I-81 in Syracuse – or it left out the people most in need of affordable transportation options. The President's plan includes \$20 billion for a new program that will reconnect neighborhoods cut off by historic investments and ensure new projects increase opportunity, advance racial equity and environmental justice, and promote affordable access. The President's plan will inspire basic research, like advanced pavements that recycle carbon dioxide, and “future proof” investments that will last decades to leave coming generations with a safe, equitable, and sustainable transportation system. And, the President's plan will accelerate transformative investments, from pre-development through construction, turning “shovel worthy” ideas into “shovel ready” projects. This includes \$25 billion for a dedicated fund to support ambitious projects that have tangible benefits to the regional or national economy but are too large or complex for existing funding programs.
- Invest resources wisely to deliver infrastructure projects that produce real results. America lags its peers – including Canada, the U.K., and Australia – in the on-time and on-budget delivery of infrastructure, and is falling behind countries like China on overall investment. Delivering this historic investment will require partnership across government, unions, and industry, to produce meaningful outcomes for the American people – reliable transportation, safe water, affordable housing, healthy schools, clean electricity, and broadband for all. When President Biden managed the implementation of the Recovery Act, he insisted on the strongest possible accountability and transparency measures to ensure public dollars were invested efficiently and effectively. When Congress enacts the American Jobs Plan, the President will bring the best practices from the Recovery Act and models from around the world to break down barriers and drive implementation of infrastructure investments across all levels of government to realize the President's vision of safe, reliable, and resilient infrastructure. Critically, in order to achieve the best outcomes on cost and performance for the American people, the Administration will support the state, local, and tribal governments delivering these

projects through world-class training, technical assistance, and procurement best practices. In addition, the President's plan will use smart, coordinated infrastructure permitting to expedite federal decisions while prioritizing stakeholder engagement, community consultation, and maximizing equity, health, and environmental benefits.

Make our infrastructure more resilient:

Millions of Americans feel the effects of climate change each year when their roads wash out, airport power goes down, or schools get flooded. Last year alone, the United States faced 22 extreme weather and climate-related disaster events with losses exceeding \$1 billion each – a cumulative price tag of nearly \$100 billion. Chronic underinvestment in resilience has harmed American transportation infrastructure, disrupting service, making travel conditions unsafe, causing severe damage, and increasing maintenance and operating costs.

In 2020, the United States endured 22 separate billion-dollar weather and climate disasters, costing \$95 billion in damages to homes, businesses, and public infrastructure. In Louisiana, Hurricane Laura caused \$19 billion of damage, resulting in broken water systems and a severely damaged electrical grid that impeded a quick recovery. Building back better requires that the investments in this historic plan make our infrastructure more resilient in the face of increasingly severe floods, wildfires, hurricanes, and other risks. Every dollar spent on rebuilding our infrastructure during the Biden administration will be used to prevent, reduce, and withstand the impacts of the climate crisis. Additionally, the President is calling for \$50 billion in dedicated investments to improve infrastructure resilience and:

- Safeguard critical infrastructure and services, and defend vulnerable communities. People of color and low-income people are more likely to live in areas most vulnerable to flooding and other climate change-related weather events. They also are less likely to have the funds to prepare for and recover from extreme weather events. In the wake of Hurricane Harvey, Black and Hispanic residents were twice as likely as white residents to report experiencing an income shock with no recovery support. President Biden's plan increases resilience in the most essential services, including the electric grid; food systems; urban infrastructure; community health and hospitals; and our roads, rail, and other transportation assets. His plan also targets investments to support infrastructure in those communities most vulnerable physically and financially to climate-driven disasters and to build back above existing codes and standards. The President's plan will invest in vulnerable communities through a range of programs, including FEMA's Building Resilient Infrastructure and Communities program, HUD's Community Development Block Grant program, new initiatives at the Department of Transportation, a bipartisan tax credit to provide incentives to low- and middle-income families and to small businesses to invest in disaster resilience, and transition and relocation assistance to support community-led transitions for the most vulnerable tribal communities.
- Maximize the resilience of land and water resources to protect communities and the environment. President Biden's plan will protect and, where necessary, restore nature-based infrastructure – our lands, forests, wetlands, watersheds, and coastal and ocean resources. Families and businesses throughout the United States

rely on this infrastructure for their lives and livelihoods. President Biden is calling on Congress to invest in protection from extreme wildfires, coastal resilience to sea-level rise and hurricanes, support for agricultural resources management and climate-smart technologies, and the protection and restoration of major land and water resources like Florida's Everglades and the Great Lakes. Additionally, the President's plan provides funding for the western drought crisis by investing in water efficiency and recycling programs, Tribal Water Settlements, and dam safety. President Biden's plan will empower local leaders to shape these restoration and resilience project funds in line with the Outdoor Restoration Force Act.

REBUILD CLEAN DRINKING WATER INFRASTRUCTURE, A RENEWED ELECTRIC GRID, AND HIGH-SPEED BROADBAND TO ALL AMERICANS

Too many American families drink polluted water, lack access to affordable, high-speed internet, or experience power outages too often – all while paying more for those services. President Biden's plan invests in the infrastructure necessary to finally deliver the water, broadband, and electricity service that Americans deserve. Specifically, his plan will:

Ensure clean, safe drinking water is a right in all communities:

Across the country, pipes and treatment plants are aging and polluted drinking water is endangering public health. An estimated six to ten million homes still receive drinking water through lead pipes and service lines. The President's investments in improving water infrastructure and replacing lead service lines will create good jobs, including union and prevailing wage jobs. President Biden's plan invests \$111 billion to:

- Replace 100 percent of the nation's lead pipes and service lines. According to the CDC, there is no safe level of lead exposure for children. Lead can slow development and cause learning, behavior, and hearing problems in children, as well as lasting kidney and brain damage. President Biden believes that no American family should still be receiving drinking water through lead pipes and service lines. To eliminate all lead pipes and service lines in the country, he is calling on Congress to invest \$45 billion in the Environmental Protection Agency's Drinking Water State Revolving Fund and in Water Infrastructure Improvements for the Nation Act (WIIN) grants. In addition to reducing lead exposure in homes, this investment also will reduce lead exposure in 400,000 schools and childcare facilities.
- Upgrade and modernize America's drinking water, wastewater, and stormwater systems, tackle new contaminants, and support clean water infrastructure across rural America. Aging water systems threaten public health in thousands of communities nationwide. President Biden will modernize these systems by scaling up existing, successful programs, including by providing \$56 billion in grants and low-cost flexible loans to states, Tribes, territories, and disadvantaged communities across the country. President Biden's plan also provides \$10 billion in funding to monitor and remediate PFAS (per- and polyfluoroalkyl substances) in drinking water and to invest in rural small water systems and household well and wastewater systems, including drainage fields.

Revitalize America's digital infrastructure:

Generations ago, the federal government recognized that without affordable access to electricity, Americans couldn't fully participate in modern society and the modern economy. With the 1936 Rural Electrification Act, the federal government made a historic investment in bringing electricity to nearly every home and farm in America, and millions of families and our economy reaped the benefits. Broadband internet is the new electricity. It is necessary for Americans to do their jobs, to participate equally in school learning, health care, and to stay connected. Yet, by one definition, more than 30 million Americans live in areas where there is no broadband infrastructure that provides minimally acceptable speeds. Americans in rural areas and on tribal lands particularly lack adequate access. And, in part because the United States has some of the highest broadband prices among OECD countries, millions of Americans can't use broadband internet even if the infrastructure exists where they live. In urban areas as well, there is a stark digital divide: a much higher percentage of White families use home broadband internet than Black or Latino families. The last year made painfully clear the cost of these disparities, particularly for students who struggled to connect while learning remotely, compounding learning loss and social isolation for those students.

The President believes we can bring affordable, reliable, high-speed broadband to every American through a historic investment of \$100 billion. That investment will:

- Build high-speed broadband infrastructure to reach 100 percent coverage. The President's plan prioritizes building "future proof" broadband infrastructure in unserved and underserved areas so that we finally reach 100 percent high-speed broadband coverage. It also prioritizes support for broadband networks owned, operated by, or affiliated with local governments, non-profits, and co-operatives—providers with less pressure to turn profits and with a commitment to serving entire communities. Moreover, it ensures funds are set aside for infrastructure on tribal lands and that tribal nations are consulted in program administration. Along the way, it will create good-paying jobs with labor protections and the right to organize and bargain collectively.
- Promote transparency and competition. President Biden's plan will promote price transparency and competition among internet providers, including by lifting barriers that prevent municipally-owned or affiliated providers and rural electric co-ops from competing on an even playing field with private providers, and requiring internet providers to clearly disclose the prices they charge.
- Reduce the cost of broadband internet service and promote more widespread adoption. President Biden believes that building out broadband infrastructure isn't enough. We also must ensure that every American who wants to can afford high-quality and reliable broadband internet. While the President recognizes that individual subsidies to cover internet costs may be needed in the short term, he believes continually providing subsidies to cover the cost of overpriced internet service is not the right long-term solution for consumers or taxpayers. Americans pay too much for the internet – much more than people in many other countries – and the President is committed to working with Congress to find a solution to reduce internet prices for all Americans, increase adoption in both rural and urban areas, hold providers accountable, and save taxpayer money.

Reenergize America's power infrastructure:

As the recent Texas power outages demonstrated, our aging electric grid needs urgent modernization. A Department of Energy study found that power outages cost the U.S. economy up to \$70 billion annually. The President's plan will create a more resilient grid, lower energy bills for middle class Americans, improve air quality and public health outcomes, and create good jobs, with a choice to join a union, on the path to achieving 100 percent carbon-free electricity by 2035. President Biden is calling on Congress to invest \$100 billion to:

- Build a more resilient electric transmission system. Through investments in the grid, we can move cheaper, cleaner electricity to where it is needed most. This starts with the creation of a targeted investment tax credit that incentivizes the buildout of at least 20 gigawatts of high-voltage capacity power lines and mobilizes tens of billions in private capital off the sidelines – right away. In addition, President Biden's plan will establish a new Grid Deployment Authority at the Department of Energy that allows for better leverage of existing rights-of-way – along roads and railways – and supports creative financing tools to spur additional high priority, high-voltage transmission lines. These efforts will create good-paying jobs for union laborers, line workers, and electricians, in addition to creating demand for American-made building materials and parts.
- Spur jobs modernizing power generation and delivering clean electricity. President Biden is proposing a ten-year extension and phase down of an expanded direct-pay investment tax credit and production tax credit for clean energy generation and storage. These credits will be paired with strong labor standards to ensure the jobs created are good-quality jobs with a free and fair choice to join a union and bargain collectively. President Biden's plan will mobilize private investment to modernize our power sector. It also will support state, local, and tribal governments choosing to accelerate this modernization through complementary policies – like clean energy block grants that can be used to support clean energy, worker empowerment, and environmental justice. And, it will use the federal government's incredible purchasing power to drive clean energy deployment across the market by purchasing 24/7 clean power for federal buildings. To ensure that we fully take advantage of the opportunity that modernizing our power sector presents, President Biden will establish an Energy Efficiency and Clean Electricity Standard (EECES) aimed at cutting electricity bills and electricity pollution, increasing competition in the market, incentivizing more efficient use of existing infrastructure, and continuing to leverage the carbon pollution-free energy provided by existing sources like nuclear and hydropower. All of this will be done while ensuring those facilities meet robust and rigorous standards for worker, public, and environmental safety as well as environmental justice – and all while moving toward 100 percent carbon-pollution free power by 2035.
- Put the energy industry to work plugging orphan oil and gas wells and cleaning up abandoned mines. Hundreds of thousands of former orphan oil and gas wells and abandoned mines pose serious safety hazards, while also causing ongoing air, water, and other environmental damage. Many of these old wells and mines are located in rural communities that have suffered from years of disinvestment. President Biden's plan includes an immediate up-front investment of \$16 billion that will put hundreds of thousands to work in union jobs plugging oil and gas wells and restoring and reclaiming abandoned coal, hardrock, and uranium mines. In

addition to creating good jobs in hard-hit communities, this investment will reduce the methane and brine that leaks from these wells, just as we invest in reducing leaks from other sources like aging pipes and distribution systems.

- Remediate and redevelop idle real property, and spur the buildout of critical physical, social, and civic infrastructure in distressed and disadvantaged communities. In thousands of rural and urban communities around the country, hundreds of thousands of former industrial and energy sites are now idle – sources of blight and pollution. Through a \$5 billion investment in the remediation and redevelopment of these Brownfield and Superfund sites, as well as related economic and workforce development, President Biden’s plan will turn this idle real property into new hubs of economic growth and job creation. But it’s not enough to redevelop old infrastructure. President Biden’s plan also will bring these communities new critical physical, social, and civic infrastructure. This means investing in the Economic Development Agency’s Public Works program (while lifting the cap of \$3 million on projects) and in “Main Street” revitalization efforts through HUD and USDA. President Biden’s plan also will spur targeted sustainable, economic development efforts through the Appalachian Regional Commission’s POWER grant program, Department of Energy retooling grants for idled factories (through the Section 132 program), and dedicated funding to support community-driven environmental justice efforts – such as capacity and project grants to address legacy pollution and the cumulative impacts experienced by frontline and fenceline communities.
- Build next generation industries in distressed communities. President Biden believes that the market-based shift toward clean energy presents enormous opportunities for the development of new markets and new industries. For example, by pairing an investment in 15 decarbonized hydrogen demonstration projects in distressed communities with a new production tax credit, we can spur capital-project retrofits and installations that bolster and decarbonize our industry. The President’s plan also will establish ten pioneer facilities that demonstrate carbon capture retrofits for large steel, cement, and chemical production facilities, all while ensuring that overburdened communities are protected from increases in cumulative pollution. In addition, in line with the bipartisan SCALE Act, his plan will support large-scale sequestration efforts that leverage the best science and prioritize community engagement. And to accelerate responsible carbon capture deployment and ensure permanent storage, President Biden’s plan reforms and expands the bipartisan Section 45Q tax credit, making it direct pay and easier to use for hard-to-decarbonize industrial applications, direct air capture, and retrofits of existing power plants.
- Mobilize the next generation of conservation and resilience workers. This \$10 billion investment will put a new, diverse generation of Americans to work conserving our public lands and waters, bolstering community resilience, and advancing environmental justice through a new Civilian Climate Corps, all while placing good-paying union jobs within reach for more Americans.

BUILD, PRESERVE, AND RETROFIT MORE THAN TWO MILLION HOMES AND COMMERCIAL BUILDINGS; MODERNIZE OUR NATION’S SCHOOLS, COMMUNITY COLLEGES, AND EARLY LEARNING FACILITIES; AND UPGRADE VETERANS’ HOSPITALS AND FEDERAL BUILDINGS

There is a severe shortage of affordable housing options in America, and the American Society of Civil Engineers gives our school infrastructure a “D+.” President Biden believes we must invest in building and upgrading modern, resilient, and energy-efficient homes and buildings, including our nation’s schools, early learning facilities, veterans’ hospitals and other federal buildings, and in the process, employ American workers in jobs with good wages and benefits. President Biden’s plan will:

Build, preserve, and retrofit more than two million homes and commercial buildings to address the affordable housing crisis:

There is a severe shortage of affordable housing options in America. Millions of families pay more than half their income on rent, and home energy costs are a significant concern for American renters as well. And, across the country, people are struggling to purchase their first home.

The President’s plan invests \$213 billion to produce, preserve, and retrofit more than two million affordable and sustainable places to live. It pairs this investment with an innovative new approach to eliminate state and local exclusionary zoning laws, which drive up the cost of construction and keep families from moving to neighborhoods with more opportunities for them and their kids. The President’s plan will help address the growing cost of rent and create jobs that pay prevailing wages, including through project labor agreements with a free and fair choice to join a union and bargain collectively.

President Biden is calling on Congress to:

- Produce, preserve, and retrofit more than a million affordable, resilient, accessible, energy efficient, and electrified housing units. Through targeted tax credits, formula funding, grants, and project-based rental assistance, President Biden’s plan will extend affordable housing rental opportunities to underserved communities nationwide, including rural and tribal areas.
- Build and rehabilitate more than 500,000 homes for low- and middle-income homebuyers. President Biden is calling on Congress to take immediate steps to spur the construction and rehabilitation of homes for underserved communities. Specifically, he is calling on Congress to pass the innovative, bipartisan Neighborhood Homes Investment Act (NHIA). Offering \$20 billion worth of NHIA tax credits over the next five years will result in approximately 500,000 homes built or rehabilitated, creating a pathway for more families to buy a home and start building wealth.
- Eliminate exclusionary zoning and harmful land use policies. For decades, exclusionary zoning laws – like minimum lot sizes, mandatory parking requirements, and prohibitions on multifamily housing – have inflated housing and construction costs and locked families out of areas with more opportunities. President Biden is calling on Congress to enact an innovative, new competitive grant program that awards flexible and attractive

funding to jurisdictions that take concrete steps to eliminate such needless barriers to producing affordable housing.

- Address longstanding public housing capital needs. Years of disinvestment have left our public housing in disrepair. President Biden is calling on Congress to invest \$40 billion to improve the infrastructure of the public housing system in America. This funding will address critical life-safety concerns, mitigate imminent hazards to residents, and undertake energy efficiency measures which will significantly reduce ongoing operating expenses. These improvements will disproportionately benefit women, people of color, and people with disabilities.
- Put union building trade workers to work upgrading homes and businesses to save families money. President Biden's plan will upgrade homes through block grant programs, the Weatherization Assistance Program, and by extending and expanding home and commercial efficiency tax credits. President Biden's plan also will establish a \$27 billion Clean Energy and Sustainability Accelerator to mobilize private investment into distributed energy resources; retrofits of residential, commercial and municipal buildings; and clean transportation. These investments have a particular focus on disadvantaged communities that have not yet benefited from clean energy investments.

Modernize our nation's schools and early learning facilities:

Too many students attend schools and child care centers that are run-down, unsafe, and pose health risks. These conditions are dangerous for our kids and exist disproportionately in schools with a high percentage of low-income students and students of color. And even before COVID-19, 43 percent of parents reported struggling to find an adequate child care facility for their children. President Biden is calling on Congress to:

- Modernize our public schools. President Biden believes we can't close the opportunity gap if low-income kids go to schools in buildings that undermine health and safety, while wealthier students get access to safe buildings with labs and technology that prepare them for the jobs of the future. The President's plan invests \$100 billion to upgrade and build new public schools, through \$50 billion in direct grants and an additional \$50 billion leveraged through bonds. These funds will first go toward making sure our schools are safe and healthy places of learning for our kids and work for teachers and other education professionals, for example by improving indoor air quality and ventilation. As we make our schools safer, we also will invest in cutting-edge, energy-efficient and electrified, resilient, and innovative school buildings with technology and labs that will help our educators prepare students to be productive workers and valued students. Under the President's plan, better operating school facilities will reduce their greenhouse gas emissions and also will become environments of community resilience with green space, clean air, and safe places to gather, especially during emergencies. Funds also will be provided to improve our school kitchens, so they can be used to better prepare nutritious meals for our students and go green by reducing or eliminating the use of paper plates and other disposable materials.

- Investing in community college infrastructure. Investing in community college facilities and technology helps protect the health and safety of students and faculty, address education deserts (particularly for rural communities), grow local economies, improve energy efficiency and resilience, and narrow funding inequities in the short-term, as we rebuild our higher education finance system for the long-run. President Biden is calling on Congress to invest \$12 billion to address these needs. States will be responsible for using the dollars to address both existing physical and technological infrastructure needs at community colleges and identifying strategies to address access to community college in education deserts.
- Upgrade child care facilities and build new supply in high need areas. Lack of access to child care makes it harder for parents, especially mothers, to fully participate in the workforce. In areas with the greatest shortage of child care slots, women’s labor force participation is about three percentage points less than in areas with a high capacity of child care slots, hurting families and hindering U.S. growth and competitiveness. President Biden is calling on Congress to provide \$25 billion to help upgrade child care facilities and increase the supply of child care in areas that need it most. Funding would be provided through a Child Care Growth and Innovation Fund for states to build a supply of infant and toddler care in high-need areas. President Biden also is calling for an expanded tax credit to encourage businesses to build child care facilities at places of work. Employers will receive 50 percent of the first \$1 million of construction costs per facility so that employees can enjoy the peace of mind and convenience that comes with on-site child care. These investments will provide safe, accessible, energy efficient, high-quality learning environments for providers to teach and care for children. Public investments in schools and childcare improves children’s outcomes—the foundation for future productivity gains. In classrooms with poor ventilation , for example, student absences are 10 to 20 percent higher.

Upgrade VA hospitals and federal buildings:

The federal government operates office buildings, courthouses, and other facilities in every state, where millions of workers serve the public from outdated, inefficient, and sometimes unsafe working conditions. While the median age of U.S. private sector hospitals is roughly 11 years, the Veterans Affairs’ hospital portfolio has a median age of 58. The President believes our veterans deserve state-of-the-art hospitals and care. President Biden’s plan provides \$18 billion for the modernization of Veterans Affairs hospitals and clinics. President Biden’s plan also invests \$10 billion in the modernization, sustainability, and resilience of federal buildings, including through a bipartisan Federal Capital Revolving Fund to support investment in a major purchase, construction or renovation of Federal facilities. And, President Biden’s plan utilizes the vast tools of federal procurement to purchase low carbon materials for construction and clean power for these newly constructed VA hospitals and federal buildings.

SOLIDIFY THE INFRASTRUCTURE OF OUR CARE ECONOMY BY CREATING JOBS AND RAISING WAGES AND BENEFITS FOR ESSENTIAL HOME CARE WORKERS

Even before COVID-19, our country was in the midst of a caregiving crisis. In addition to caring for children, families feel the financial burden of caring for aging relatives and family members with disabilities, and there is a

financial strain for people with disabilities living independently to ensure that they are getting care in their homes. At the same time, hundreds of thousands of people who need better care are unable to access it, even though they qualify under Medicaid. In fact, it can take years for these individuals to get the services they badly need. Aging relatives and people with disabilities deserve better. They deserve high-quality services and support that meet their unique needs and personal choices.

Caregivers – who are disproportionately women of color – have been underpaid and undervalued for far too long. Wages for essential home care workers are approximately \$12 per hour, putting them among the lowest paid workers in our economy. In fact, one in six workers in this sector live in poverty. President Biden is calling on Congress to make substantial investments in the infrastructure of care in our country. Specifically, he is calling on Congress to put \$400 billion toward expanding access to quality, affordable home- or community-based care for aging relatives and people with disabilities. These investments will help hundreds of thousands of Americans finally obtain the long-term services and support they need, while creating new jobs and offering caregiving workers a long-overdue raise, stronger benefits, and an opportunity to organize or join a union and collectively bargain. Research shows that increasing the pay of direct care workers greatly enhances workers' financial security, improves productivity, and increases the quality of care offered. Another study showed that increased pay for care workers prevented deaths, reduced the number of health violations, and lowered the cost of preventative care.

President Biden's plan will:

- Expand access to long-term care services under Medicaid. President Biden believes more people should have the opportunity to receive care at home, in a supportive community, or from a loved one. President Biden's plan will expand access to home and community-based services (HCBS) and extend the longstanding Money Follows the Person program that supports innovations in the delivery of long-term care.
- Put in place an infrastructure to create good middle-class jobs with a free and fair choice to join a union. The HCBS expansion under Medicaid can support well-paying caregiving jobs that include benefits and the ability to collectively bargain, building state infrastructure to improve the quality of services and to support workers. This will improve wages and quality of life for essential home health workers and yield significant economic benefits for low-income communities and communities of color.

INVEST IN R&D, REVITALIZE MANUFACTURING AND SMALL BUSINESSES, AND TRAIN AMERICANS FOR THE JOBS OF THE FUTURE

Half the jobs in our high growth, high wage sectors are concentrated in just 41 counties, locking millions of Americans out of a shot at a middle-class job. President Biden believes that, even in the face of automation and globalization, America can and must retain well-paid union jobs and create more of them all across the country. U.S. manufacturing was the Arsenal of Democracy in World War II and must be part of the Arsenal of American Prosperity today, helping fuel an economic recovery for working families. From the invention of the semiconductor to the creation of the Internet, new engines of economic growth have emerged due to public investments that support research, commercialization, and strong supply chains. President Biden is calling on Congress to make

smart investments in research and development, manufacturing and regional economic development, and in workforce development to give our workers and companies the tools and training they need to compete on the global stage. Specifically, President Biden is calling on Congress to:

Invest in R&D and the technologies of the future:

Public investments in R&D lay the foundation for the future breakthroughs that over time yield new businesses, new jobs, and more exports. However, we need more investment if we want to maintain our economic edge in today's global economy. We are one of the few major economies whose public investments in research and development have declined as a percent of GDP in the past 25 years. Countries like China are investing aggressively in R&D, and China now ranks number two in the world in R&D expenditures. In addition, barriers to careers in high-innovation sectors remain significant. We must do more to improve access to the higher wage sectors of our economy. In order to win the 21st century economy, President Biden believes America must get back to investing in the researchers, laboratories, and universities across our nation. But this time, we must do so with a commitment to lifting up workers and regions who were left out of past investments. He is calling on Congress to make an \$180 billion investment that will:

- Advance U.S. leadership in critical technologies and upgrade America's research infrastructure. U.S. leadership in new technologies—from artificial intelligence to biotechnology to computing—is critical to both our future economic competitiveness and our national security. Based on bipartisan proposals, President Biden is calling on Congress to invest \$50 billion in the National Science Foundation (NSF), creating a technology directorate that will collaborate with and build on existing programs across the government. It will focus on fields like semiconductors and advanced computing, advanced communications technology, advanced energy technologies, and biotechnology. He also is calling on Congress to provide \$30 billion in additional funding for R&D that spurs innovation and job creation, including in rural areas. His plan also will invest \$40 billion in upgrading research infrastructure in laboratories across the country, including brick-and-mortar facilities and computing capabilities and networks. These funds would be allocated across the federal R&D agencies, including at the Department of Energy. Half of those funds will be reserved for Historically Black College and Universities (HBCUs) and other Minority Serving Institutions, including the creation of a new national lab focused on climate that will be affiliated with an HBCU.
- Establish the United States as a leader in climate science, innovation, and R&D. The President is calling on Congress to invest \$35 billion in the full range of solutions needed to achieve technology breakthroughs that address the climate crisis and position America as the global leader in clean energy technology and clean energy jobs. This includes launching ARPA-C to develop new methods for reducing emissions and building climate resilience, as well as expanding across-the-board funding for climate research. In addition to a \$5 billion increase in funding for other climate-focused research, his plan will invest \$15 billion in demonstration projects for climate R&D priorities, including utility-scale energy storage, carbon capture and storage, hydrogen, advanced nuclear, rare earth element separations, floating offshore wind, biofuel/bioproductions,

quantum computing, and electric vehicles, as well as strengthening U.S. technological leadership in these areas in global markets.

- Eliminate racial and gender inequities in research and development and science, technology, engineering, and math. Discrimination leads to less innovation : one study found that innovation in the United States will quadruple if women, people of color, and children from low-income families invented at the rate of groups who are not held back by discrimination and structural barriers. Persistent inequities in access to R&D dollars and to careers in innovation industries prevents the U.S. economy from reaching its full potential. President Biden is calling on Congress to make a \$10 billion R&D investment at HBCUs and other MSIs. He also is calling on Congress to invest \$15 billion in creating up to 200 centers of excellence that serve as research incubators at HBCUs and other MSIs to provide graduate fellowships and other opportunities for underserved populations, including through pre-college programs.

Retool and revitalize American manufacturers and small businesses:

The U.S. manufacturing sector accounts for 70 percent of business R&D expenditure, 30 percent of productivity growth, and 60 percent of exports. Manufacturing is a critical node that helps convert research and innovation into sustained economic growth. Workers on the factory floor work hand-in-hand with engineers and scientists to sharpen and maintain our competitive edge. While manufacturing jobs have been a ladder to middle-class life, we have let our industrial heartland be hollowed out, with quality jobs moving abroad or to regions with lower wages and fewer protections for workers. President Biden is calling on Congress to invest \$300 billion in order to:

- Strengthen manufacturing supply chains for critical goods. President Biden believes we must produce, here at home, the technologies and goods that meet today's challenges and seize tomorrow's opportunities. President Biden is calling on Congress to invest \$50 billion to create a new office at the Department of Commerce dedicated to monitoring domestic industrial capacity and funding investments to support production of critical goods. The President also is calling on Congress to invest \$50 billion in semiconductor manufacturing and research, as called for in the bipartisan CHIPS Act.
- Protect Americans from future pandemics. This funding provides \$30 billion over 4 years to create U.S. jobs and prevent the severe job losses caused by pandemics through major new investments in medical countermeasures manufacturing; research and development; and related biopreparedness and biosecurity. This includes investments to shore up our nation's strategic national stockpile; accelerate the timeline to research, develop and field tests and therapeutics for emerging and future outbreaks; accelerate response time by developing prototype vaccines through Phase I and II trials, test technologies for the rapid scaling of vaccine production, and ensure sufficient production capacity in an emergency; enhance U.S. infrastructure for biopreparedness and investments in biosafety and biosecurity; train personnel for epidemic and pandemic response; and onshore active pharmaceutical ingredients. COVID-19 has claimed over 500,000 American lives and cost trillions of dollars, demonstrating the devastating and increasing risk of pandemics and other biological threats. Over the past two decades, outbreaks of SARS, Ebola, influenza, Zika and others have cost billions in lost productivity. The risk of catastrophic biological threats is increasing due to our interconnected

world, heightened risk of spillover from animals to humans, ease of making and modifying pandemic agents, and an eroding norm against the development and use of biological weapons. The American Rescue Plan serves as an initial investment of \$10 billion. With this new major investment in preventing future pandemics, the United States will build on the momentum from the American Rescue Plan, bolster scientific leadership, create jobs, markedly decrease the time from discovering a new threat to putting shots in arms, and prevent future biological catastrophes.

- **Jumpstart clean energy manufacturing through federal procurement.** The federal government spends more than a half-a-trillion dollars buying goods and services each year. As a result, it has the ability to be a first-mover in markets. This incredible purchasing power can be used to drive innovation and clean energy production, as well as to support high quality jobs. To meet the President's goals of achieving net-zero emissions by 2050, the United States will need more electric vehicles, charging ports, and electric heat pumps for residential heating and commercial buildings. The President is calling on Congress to enable the manufacture of those cars, ports, pumps, and clean materials, as well as critical technologies like advanced nuclear reactors and fuel, here at home through a \$46 billion investment in federal buying power, creating good-paying jobs and reinvigorating local economies, especially in rural areas.
- **Make it in ALL of America.** The President believes we must build social infrastructure to support innovation and productivity across the country. He is calling on Congress to invest \$20 billion in regional innovation hubs and a Community Revitalization Fund. At least ten regional innovation hubs will leverage private investment to fuel technology development, link urban and rural economies, and create new businesses in regions beyond the current handful of high-growth centers. The Community Revitalization Fund will support innovative, community-led redevelopment projects that can spark new economic activity, provide services and amenities, build community wealth, and close the current gaps in access to the innovation economy for communities of color and rural communities that have suffered from years of disinvestment. And, President Biden is calling on Congress to invest \$14 billion in NIST to bring together industry, academia, and government to advance technologies and capabilities critical to future competitiveness. He is calling on Congress to quadruple support for the Manufacturing Extensions Partnership —increasing the involvement of minority-owned and rurally-located small- and-medium-sized enterprises in technological advancement.
- **Increase access to capital for domestic manufacturers.** America's manufacturing industry needs to innovate, adapt, and scale to win the industries of the future. President Biden is calling on Congress to invest more than \$52 billion in domestic manufacturers. The President is calling on Congress to invest in existing capital access programs with a proven track record of success, with a focus on supporting rural manufacturing and clean energy. The President's plan also includes specific supports for modernizing supply chains, including in the auto sector, like extending the 48C tax credit program. He also will call for the creation of a new financing program to support debt and equity investments for manufacturing to strengthen the resilience of America's supply chains.

- Create a national network of small business incubators and innovation hubs. Almost all manufacturers (98 percent) are small- and medium-sized firms. Furthermore, small business ownership is a cornerstone of job creation and wealth building. However, even before the pandemic, many entrepreneurs struggled to compete in a system that is so often tilted in favor of large corporations and wealthy individuals. President Biden is calling on Congress to invest \$31 billion in programs that give small businesses access to credit, venture capital, and R&D dollars. The proposal includes funding for community-based small business incubators and innovation hubs to support the growth of entrepreneurship in communities of color and underserved communities.
- Partner with rural and Tribal communities to create jobs and economic growth in rural America. Today, despite the fact that rural and Tribal communities across the country are asset-rich, more than 8 in 10 persistent poverty counties fall outside of a metropolitan area. President Biden’s plan invests in rural and Tribal communities, including by providing 100 percent broadband coverage, rebuilding crumbling infrastructure like roads, bridges, and water systems, providing research and development funding to land grant universities, and positioning the U.S. agricultural sector to lead the shift to net-zero emissions while providing new economic opportunities for farmers. President Biden also is proposing to transform the way the federal government partners with rural and Tribal communities to create jobs and spur inclusive economic growth. Rural communities often don’t have the same budget as big cities to hire staff needed to navigate and access federal programs. On top of that, they have to navigate a myriad of programs all with different purposes and requirements. As part of his plan to ensure that all communities recover – regardless of geography – President Biden is proposing a \$5 billion for a new Rural Partnership Program to help rural regions, including Tribal Nations, build on their unique assets and realize their vision for inclusive community and economic development. This program will empower rural regions by supporting locally-led planning and capacity building efforts, and providing flexible funding to meet critical needs.

Invest in Workforce Development:

As more Americans rejoin the workforce or seek out new opportunities in a changing economy, there is a greater need for skills development opportunities for workers of all kind. In order to ensure workers have ready access to the skills they will need to succeed, and to improve racial and gender equity, President Biden is calling on Congress to invest \$100 billion in proven workforce development programs targeted at underserved groups and getting our students on paths to careers before they graduate from high school. His plan will:

- Pair job creation efforts with next generation training programs. President Biden is calling on Congress to invest in evidence-based approaches to supporting workers. This includes wraparound services, income supports, counseling, and case management, paired with high-quality training and effective partnerships between educational institutions, unions, and employers. Specifically, he is calling for a \$40 billion investment in a new Dislocated Workers Program and sector-based training. This funding will ensure comprehensive services for workers, who have lost jobs through no fault of their own, to gain new skills and to get career services they need with in-demand jobs. Sector-based training programs will be focused on growing, high

demand sectors such as clean energy, manufacturing, and caregiving, helping workers of all kinds to find good-quality jobs in an ever-changing economy.

- Target workforce development opportunities in underserved communities. Structural racism and persistent economic inequities have undermined opportunity for millions of workers. All of the investments in workforce training will prioritize underserved communities and communities hit hard by a transforming economy. President Biden also will call upon Congress to ensure that new jobs created in clean energy, manufacturing, and infrastructure are open and accessible to women and people of color. President Biden is calling on Congress to also specifically target funding to workers facing some of the greatest challenges, with a \$12 billion investment. This includes \$5 billion over eight years in support of evidence-based community violence prevention programs. He is calling on Congress to invest in job training for formerly incarcerated individuals and justice-involved youth and in improving public safety. He also is calling on Congress to tackle long-term unemployment and underemployment through a new subsidized jobs program. And, he is calling on Congress to eliminate sub-minimum wage provisions in section 14(c) of the Fair Labor Standards Act and expand access to competitive, integrated employment opportunities and fair wages for workers with disabilities.
- Build the capacity of the existing workforce development and worker protection systems. The United States has underinvested in the workforce development system for decades. In fact, we currently spend just one-fifth of the average that other advanced economies spend on workforce and labor market programs. This lack of investment impacts all of us: better educated workers create spillover effects for other workers and lack of employment has negative social impacts on communities. President Biden is calling on Congress to invest a combined \$48 billion in American workforce development infrastructure and worker protection. This includes registered apprenticeships and pre-apprenticeships, creating one to two million new registered apprenticeships slots, and strengthening the pipeline for more women and people of color to access these opportunities through successful pre-apprenticeship programs such as the Women in Apprenticeships in Non-Traditional Occupations. This will ensure these underserved groups have greater access to new infrastructure jobs. These investments include the creation of career pathway programs in middle and high schools, prioritizing increased access to computer science and high-quality career and technical programs that connect underrepresented students to STEM and in-demand sectors through partnerships with both institutions of higher education and employers. The President's plan also will support community college partnerships that build capacity to deliver job training programs based on in-demand skills. His plan will better tailor services to workers' job seeking and career development needs through investments in Expanded Career Services and the Title II adult literacy program. The President's plan includes funding to strengthen the capacity of our labor enforcement agencies to protect against discrimination, protect wages and benefits, enforce health and safety safeguards, strengthen health care and pensions plans, and promote union organizing and collective bargaining.

CREATE GOOD-QUALITY JOBS THAT PAY PREVAILING WAGES IN SAFE AND HEALTHY
WORKPLACES WHILE ENSURING WORKERS HAVE A FREE AND FAIR CHOICE TO ORGANIZE, JOIN A
UNION, AND BARGAIN COLLECTIVELY WITH THEIR EMPLOYERS

As America works to recover from the devastating challenges of a deadly pandemic, an economic crisis, and a reckoning on race that reveals deep disparities, we need to summon a new wave of worker power to create an economy that works for everyone. We owe it not only to those who have put in a lifetime of work, but to the next generation of workers who have only known an America of rising inequality and shrinking opportunity. This is especially important for workers of color and for women, who have endured discrimination and systematic exclusion from economic opportunities for generations. All of us deserve to enjoy America's promise in full — and our nation's leaders have a responsibility to overcome racial, gender, and other inequalities to make it happen. To that end, the President is calling on Congress to create new, good-quality union jobs for American workers by leveraging their grit and ingenuity to address the climate crisis and build a sustainable infrastructure. Increased unionization can also impact our economic growth overall by improving productivity. President Biden's plan will:

- **Empower Workers.** President Biden is calling on Congress to update the social contract that provides workers with a fair shot to get ahead, overcome racial and other inequalities that have been barriers for too many Americans, expand the middle class, and strengthen communities. He is calling on Congress to ensure all workers have a free and fair choice to join a union by passing the Protecting the Right to Organize (PRO) Act, and guarantee union and bargaining rights for public service workers. His plan also ensures domestic workers receive the legal benefits and protections they deserve and tackles pay inequities based on gender.
- **Create good jobs.** The President's plan demands that employers benefitting from these investments follow strong labor standards and remain neutral when their employees seek to organize a union and bargain collectively. He is asking Congress to tie federal investments in clean energy and infrastructure to prevailing wages and require transportation investments to meet existing transit labor protections. He also is calling for investments tied to Project Labor, Community Workforce, local hire, and registered apprenticeships and other labor or labor-management training programs so that federal investments support good jobs and pathways to the middle class. Finally, he is asking Congress to include a commitment to increasing American jobs through Buy America and Ship American provisions.
- **Protect workers.** President Biden is calling on Congress to provide the federal government with the tools it needs to ensure employers are providing workers with good jobs – including jobs with fair and equal pay, safe and healthy workplaces, and workplaces free from racial, gender, and other forms of discrimination and harassment. In addition to a \$10 billion investment in enforcement as part of the plan's workforce proposals, the President is calling for increased penalties when employers violate workplace safety and health rules.

THE MADE IN AMERICA TAX PLAN

Alongside the American Jobs Plan, the President is proposing to fix the corporate tax code so that it incentivizes job creation and investment here in the United States, stops unfair and wasteful profit shifting to tax havens, and ensures that large corporations are paying their fair share.

The 2017 tax law only made an unfair system worse. A recent independent study found that 91 Fortune 500 companies paid \$0 in federal corporate taxes on U.S. income in 2018. In fact, according to recent analysis by the Joint Committee on Taxation, the 2017 tax bill cut the average rate that corporations paid in half from 16 percent to less than 8 percent in 2018. A number of the provisions in the 2017 law also created new incentives to shift profits and jobs overseas. President Biden's reform will reverse this damage and fundamentally reform the way the tax code treats the largest corporations.

President Biden's reform will also make the United States a leader again in the world and help bring an end to the race-to-the-bottom on corporate tax rates that allows countries to gain a competitive advantage by becoming tax havens. This is a generational opportunity to fundamentally shift how countries around the world tax corporations so that big corporations can't escape or eliminate the taxes they owe by offshoring jobs and profits from the United States.

Together these corporate tax changes will raise over \$2 trillion over the next 15 years and more than pay for the mostly one-time investments in the American Jobs Plan and then reduce deficits on a permanent basis:

- Set the Corporate Tax Rate at 28 percent. The President's tax plan will ensure that corporations pay their fair share of taxes by increasing the corporate tax rate to 28 percent. His plan will return corporate tax revenue as a share of the economy to around its 21st century average from before the 2017 tax law and well below where it stood before the 1980s. This will help fund critical investments in infrastructure, clean energy, R&D, and more to maintain the competitiveness of the United States and grow the economy.
- Discourage Offshoring by Strengthening the Global Minimum Tax for U.S. Multinational Corporations. Right now, the tax code rewards U.S. multinational corporations that shift profits and jobs overseas with a tax exemption for the first ten percent return on foreign assets, and the rest is taxed at half the domestic tax rate. Moreover, the 2017 tax law allows companies to use the taxes they pay in high-tax countries to shield profits in tax havens, encouraging offshoring of jobs. The President's tax reform proposal will increase the minimum tax on U.S. corporations to 21 percent and calculate it on a country-by-country basis so it hits profits in tax havens. It will also eliminate the rule that allows U.S. companies to pay zero taxes on the first 10 percent of return when they locate investments in foreign countries. By creating incentives for investment here in the United States, we can reward companies that help to grow the U.S. economy and create a more level playing field between domestic companies and multinationals.
- End the Race to the Bottom Around the World. The United States can lead the world to end the race to the bottom on corporate tax rates. A minimum tax on U.S. corporations alone is insufficient. That can still allow foreign corporations to strip profits out of the United States, and U.S. corporations can potentially escape U.S. tax by inverting and switching their headquarters to foreign countries. This practice must end. President Biden is also proposing to encourage other countries to adopt strong minimum taxes on corporations, just like the United States, so that foreign corporations aren't advantaged and foreign countries can't try to get a competitive edge by serving as tax havens. This plan also denies deductions to foreign corporations on

payments that could allow them to strip profits out of the United States if they are based in a country that does not adopt a strong minimum tax. It further replaces an ineffective provision in the 2017 tax law that tried to stop foreign corporations from stripping profits out of the United States. The United States is now seeking a global agreement on a strong minimum tax through multilateral negotiations. This provision makes our commitment to a global minimum tax clear. The time has come to level the playing field and no longer allow countries to gain a competitive edge by slashing corporate tax rates.

- Prevent U.S. Corporations from inverting or claiming tax havens as their residence. Under current law, U.S. corporations can acquire or merge with a foreign company to avoid U.S. taxes by claiming to be a foreign company, even though their place of management and operations are in the United States. President Biden is proposing to make it harder for U.S. corporations to invert. This will backstop the other reforms which should address the incentive to do so in the first place.
- Deny Companies Expense Deductions for Offshoring Jobs and Credit Expenses for Onshoring. President Biden's reform proposal will also make sure that companies can no longer write off expenses that come from offshoring jobs. This is a matter of fairness. U.S. taxpayers shouldn't subsidize companies shipping jobs abroad. Instead, President Biden is also proposing to provide a tax credit to support onshoring jobs.
- Eliminate a Loophole for Intellectual Property that Encourages Offshoring Jobs and Invest in Effective R&D Incentives. The President's ambitious reform of the tax code also includes reforming the way it promotes research and development. This starts with a complete elimination of the tax incentives in the Trump tax law for "Foreign Derived Intangible Income" (FDII), which gave corporations a tax break for shifting assets abroad and is ineffective at encouraging corporations to invest in R&D. All of the revenue from repealing the FDII deduction will be used to expand more effective R&D investment incentives.
- Enact A Minimum Tax on Large Corporations' Book Income. The President's tax reform will also ensure that large, profitable corporations cannot exploit loopholes in the tax code to get by without paying U.S. corporate taxes. A 15 percent minimum tax on the income corporations use to report their profits to investors—known as "book income"—will backstop the tax plan's other ambitious reforms and apply only to the very largest corporations.
- Eliminate Tax Preferences for Fossil Fuels and Make Sure Polluting Industries Pay for Environmental Clean Up. The current tax code includes billions of dollars in subsidies, loopholes, and special foreign tax credits for the fossil fuel industry. As part of the President's commitment to put the country on a path to net-zero emissions by 2050, his tax reform proposal will eliminate all these special preferences. The President is also proposing to restore payments from polluters into the Superfund Trust Fund so that polluting industries help fairly cover the cost of cleanups.
- Ramping Up Enforcement Against Corporations. All of these measures will make it much harder for the largest corporations to avoid or evade taxes by eliminating parts of the tax code that are too easily abused. This will be paired with an investment in enforcement to make sure corporations pay their fair share. Typical workers'

wages are reported to the IRS and their employer withholds, so they pay all the taxes they owe. By contrast, large corporations have at their disposal loopholes they exploit to avoid or evade tax liabilities, and an army of high-paid tax advisors and accountants who help them get away with this. At the same time, an under-funded IRS lacks the capacity to scrutinize these suspect tax maneuvers: A decade ago, essentially all large corporations were audited annually by the IRS; today, audit rates are less than 50 percent. This plan will reverse these trends, and make sure that the Internal Revenue Service has the resources it needs to effectively enforce the tax laws against corporations. This will be paired with a broader enforcement initiative to be announced in the coming weeks that will address tax evasion among corporations and high-income Americans.

These are key steps toward a fairer tax code that encourages investment in the United States, stops shifting of jobs and profits abroad, and makes sure that corporations pay their fair share. The President looks forward to working with Congress, and will be putting forward additional ideas in the coming weeks for reforming our tax code so that it rewards work and not wealth, and makes sure the highest income individuals pay their fair share.

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RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILPITAS IN SUPPORT OF
TRANSPORTATION INFRASTRUCTURE PROJECTS AND ACCESSORY DWELLING UNIT
AND AFFORDABLE HOUSING PROGRAMS TO BE SUBMITTED FOR AMERICAN JOBS
PLAN FUNDING**

WHEREAS, the Whitehouse announced President Biden’s American Jobs Plan which is to invest \$2 Trillion dollars in American infrastructure; and

WHEREAS, the plan will fix, improve, solidify, and invest \$621 Billion dollars into transportation infrastructure and \$213 Billion will be provided to build, preserve, and retrofit homes and commercial buildings to address the affordable housing crisis; and

WHEREAS, the funds of the American Jobs Plan have to be expended within 8 years after the legislation is signed into law; and

WHEREAS, Representative Ro Khanna, has requested City projects and programs for American Jobs Plan funding to be submitted to his office by April 9th, 2021; and

WHEREAS, the Milpitas City Council and the Milpitas Housing Authority Commission adopted Resolution No. 8976 last June 2, 2020, following a Public Hearing to adopt the 2020-2025 Capital Improvement Program which includes the following three regionally significant transportation infrastructure Projects: Project No. 2016 South Milpitas Vehicle Bridge at Penitencia Creek; Project No. 2018 Montague Expressway Pedestrian Overcrossing at Penitencia Creek; Project No. 4258 Calaveras Bridge Widening; and

WHEREAS, following a Public Hearing, the City’s Planning Commission adopted Resolution No. 21-005 on March 10, 2021, finding the proposed 2022-2026 Capital Improvement Program, which also includes these three transportation Projects, in conformance with the City’s General Plan as required by Government Code 65401; and

WHEREAS, during the March 16, 2021 City Council meeting, the Council directed staff to create and implement a Safe Accessory Dwelling Unit (ADU) Legalization Program to provide residents a timeframe to legalize and improve the safety of an ADU, converted garage, or other structures that were constructed or converted in the past without obtaining City permits and construction inspections; and

WHEREAS, community engagement and support are crucial in determining which projects are worthy of Federal funding. Only projects with demonstrated community support will be considered for funding, and it is recommended the Milpitas City Council demonstrate its support for these regionally significant transportation infrastructure projects submitted for CPF funding.

NOW, THEREFORE, the City Council of the City of Milpitas hereby find, determine, and resolve as follows:

The following City Projects are significant transportation infrastructure projects that are an important step to relieving traffic congestion and in enhancing roadway safety for pedestrians and bicyclists which are worthy of Federal funding through the Federal American Jobs Funding program. The estimated cost for these projects is \$111.7 million and sufficient City funding is not available. Funding from other sources such as the Federal American Jobs Plan will be required to implement these transportation infrastructure projects:

- Project No. 2016 South Milpitas Vehicle Bridge at Penitencia Creek;
- Project No. 2018 Montague Expressway Pedestrian Overcrossing at Penitencia Creek; and
- Project No. 4258 Calaveras Bridge Widening.

The City Council of the City of Milpitas also hereby find, determine, and resolve that the following City ADU and affordable housing Programs are much needed new programs to help address homelessness prevention and the lack of safe affordable housing within the City of Milpitas and these Programs are worthy of Federal funding through the Federal American Jobs Funding program. These three programs to be submitted for Federal American Jobs Plan funding increase the availability of safe ADUs and affordable housing within the City. They are estimated to cost \$10.5 million, and funding from other sources will be required for implementation:

- ADU Grant Program
- Safe ADU Legalization Program
- Affordable Housing Preservation

PASSED AND ADOPTED this _____ day of _____ 2021, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

Wendy Wood, City Clerk

Rich Tran, Mayor

APPROVED AS TO FORM:

Christopher J. Diaz, City Attorney



CITY OF MILPITAS AGENDA REPORT (AR)

Item Title:	Hold a Public Hearing and Adopt a Resolution Approving the 2022-2026 Capital Improvement Program for the City of Milpitas
Category:	Community Services and Sustainable Infrastructure
Meeting Date:	4/6/2021
Staff Contact:	Steve Erickson, City Engineer, 408-586-3301
Recommendation:	1. Open the public hearing to receive any comments and then move to close the hearing 2. Adopt a Resolution approving the 2022-2026 Capital Improvement Program for the City of Milpitas

Background:

The City plans and budgets its capital improvement projects through a five-year Capital Improvement Program (CIP). The projects in the first year of any proposed Five-Year CIP are funded while projects in the subsequent four years may be partially funded or not funded at all. The City Council is required to consider and adopt a five-year Capital Improvement Program before June 30, 2021.

On February 11, staff presented the proposed 5-year 2022-26 Capital Improvement Program to the City Council for review and consideration. The Council directed staff to include a new project for the renovation of Cardoza Park to include girls' softball fields and to bring the final CIP document back to Council on April 6th for consideration and adoption.

Analysis:

Following the February 11 Council CIP study session, staff presented the parks section of the proposed Capital Improvement Program to the Parks, Recreation and Cultural Resources Commission (PRCRC) on March 1st. The PRCRC reviewed the CIP parks section and recommended that it be approved by the City Council as part of the final CIP document. On March 10th, staff presented the proposed CIP document to the Planning Commission for review and consideration. Following the staff presentation, the Planning Commission adopted Resolution No. 21-005 finding the proposed 2022-2026 5-year Capital Improvement Program in conformance with the City's General Plan as required by California Government Code Section 65401.

The final 5-year 2022-26 CIP document has been completed and includes the requested Cardoza Park softball field project programmed for Fiscal Years 2022-23 and 2023-24, however the project is not funded. The new Cardoza Park Softball Improvement Project is estimated to cost approximately \$5 million.

An electronic copy of the Final CIP document was provided to the Mayor and City Council. The 2022-2026 CIP totals \$219,742,000 in estimated project cost over the 5-years. Project funding for fiscal year 2021-22 budget year is \$22,270,000 with funding from various sources including the General Fund, Sewer Bonds, and Grants. See Table 1 for a breakdown of General Fund (General Government CIP) and non-General Fund sources.

Of the approximately \$22.2 million to be expended in fiscal year 2021-22, \$5.73 million is the estimated amount to be paid to the San Jose-Santa Clara Regional Wastewater Facility for capital improvements; \$1.25 million is estimated amount for the purchase of the Mobile Emergency Operations Vehicle; \$4.05 million is the estimated amount for the annual Street Resurfacing project; and the remaining \$11.26 million is estimated for various community, park, street, and utility projects.

Only \$3.1 million, or 14% of the Capital Improvement Program for FY 2021-22 is to be funded from the General Government CIP Fund, and \$19.2 million, or 86% is planned to be funded from water, sewer, Measure B, TASP Impact Fees, and Gas Tax funds.

Table 1: Summary of Funding for projects funded in FY 2021-2022

CIP Category	FY2021-22 Est. Cost	Gen.Gov CIP Funding	Other Funding
Community Improvement	\$4,616,000	\$2,690,440	\$1,925,560
Parks	\$605,000	\$70,000	\$535,000
Streets	\$8,479,000	\$350,000	\$8,129,000
Water	\$2,090,000	\$0	\$2,090,000
Sewer	\$6,480,000	\$0	\$6,480,000
Storm Drain	\$0	\$0	\$0
Total	\$22,270,000	\$3,110,440	\$19,159,560

Infrastructure needs that are not funded over the five-years are estimated at \$78.9 million, which includes projects with only partial or no funding available.

The final 5-year 2022-2026 Capital Improvement Program is ready for adoption. Staff recommends the Council hold a public hearing to review and consider the document and to approve a Resolution (attached) adopting the 2022-2026 Capital Improvement Program. The appropriation actions to fund the FY 2021-22 projects will be included in the FY 2021-22 Proposed Budget scheduled to be released on May 3rd, 2021 and scheduled to be adopted on June 1, 2021.

Fiscal Impact:

The proposed Capital Improvement Program includes funding recommendations for 34 projects in the amount of \$22.3 million for FY 2021-22 for repairs and improvements to City infrastructure commencing July 1, 2021. The appropriation actions to fund the FY 2021-22 projects will be included in the FY 2021-22 Proposed Budget scheduled to be released on May 3rd, 2021 and scheduled to be adopted on June 1, 2021.

California Environmental Quality Act:

Not applicable.

Recommendation:

1. Open the public hearing to receive any comments and then move to close the hearing.
2. Adopt a Resolution approving the 2022-2026 Capital Improvement Program for the City of Milpitas.

Attachment:

1. Resolution
2. Final 5-year 2022-2026 Capital Improvement Program

RESOLUTION NO. ____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILPITAS APPROVING
THE 2022-2026 CAPITAL IMPROVEMENT PROGRAM**

WHEREAS, on March 10, 2021, the Planning Commission of the City of Milpitas reviewed the 2022-2026 Capital Improvement Program (“CIP”) pursuant to Government Code Section 65401 and adopted a resolution as to its conformance with the City’s General Plan; and

WHEREAS, on April 6, 2021, a duly-noticed public hearing on the Proposed CIP was held where all interested persons were heard; and

WHEREAS, the City Council has reviewed the 2022-2026 CIP and the first year, 2021-2022 Capital Budget; and

NOW, THEREFORE, the City Council of the City of Milpitas hereby finds, determines, and resolves as follows:

1. The City Council has considered the full record before it, which may include but is not limited to such things as the staff report, testimony by staff and the public, and other materials and evidence submitted or provided to it. Furthermore, the recitals set forth above are found to be true and correct and are incorporated herein by reference.
2. The City Council hereby approves and adopts the 2022-2026 Capital Improvement Program, as included in the City Council meeting agenda package and totaling \$219,742,000 over the five-period and \$22,270,000 in fiscal year 2021-22.
3. There is no potential impact on the environment from this action as the approval and adoption of the CIP is merely a planning document with no commitment to any particular course of action and does not constitute the approval of any project. Thus, this action is exempt from environmental review pursuant to CEQA Guideline Sections 15061(b)(3) and 15378(b)(4).

PASSED AND ADOPTED this ____ day of _____, 2021, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

Wendy Wood, City Clerk

Rich Tran, Mayor

APPROVED AS TO FORM:

Christopher J. Diaz, City Attorney

2022-2026



FINAL
CAPITAL
IMPROVEMENT
PROGRAM



City of Milpitas • California

City of Milpitas

Community Vision

Milpitas will preserve its close-knit community and rich cultural diversity as it moves with innovation into the future by supporting sustainable growth and development, ensuring public safety, enhancing the environment and natural landscape, and nurturing family and community connections.

Our Values

- Superior Customer Service
- Open Communication
- Integrity and Accountability
- Trust and Respect
- Recognition and Celebration

Organizational Mission

The City of Milpitas is committed to accomplishing the community's vision by providing fiscally sound, superior services.



City Council



Rich Tran
Mayor



Carmen Montano
Vice Mayor



Karina R. Dominguez
Councilmember



Evelyn Chua
Councilmember



Anthony Phan
Councilmember



Council Priority Areas



Community Wellness and Open Space

Continue to provide parks and amenities for people of all ages and abilities to enjoy higher levels of physical and mental health.



Economic Development and Job Growth

Continue to strengthen our economic foundations that support community prosperity and opportunity while ensuring a sustainable and livable city.



Environment

Promote a sustainable community and protect the natural environment.



Governance and Administration

Continue to streamline processes for enhanced service and remain committed to long-term fiscal discipline and financial stewardship.



Neighborhoods and Housing

Continue to explore innovative approaches to incentivize affordable housing projects, collaborate with key stakeholders to care for our most vulnerable populations, and support and engage neighborhoods through dedicated programs and services.



Public Safety

Continue to invest in police and fire protection, in partnership with our community.



Transportation and Transit

Continue to seek and develop collaborative solutions to meet the transportation challenges facing our community and our region.

City Departments

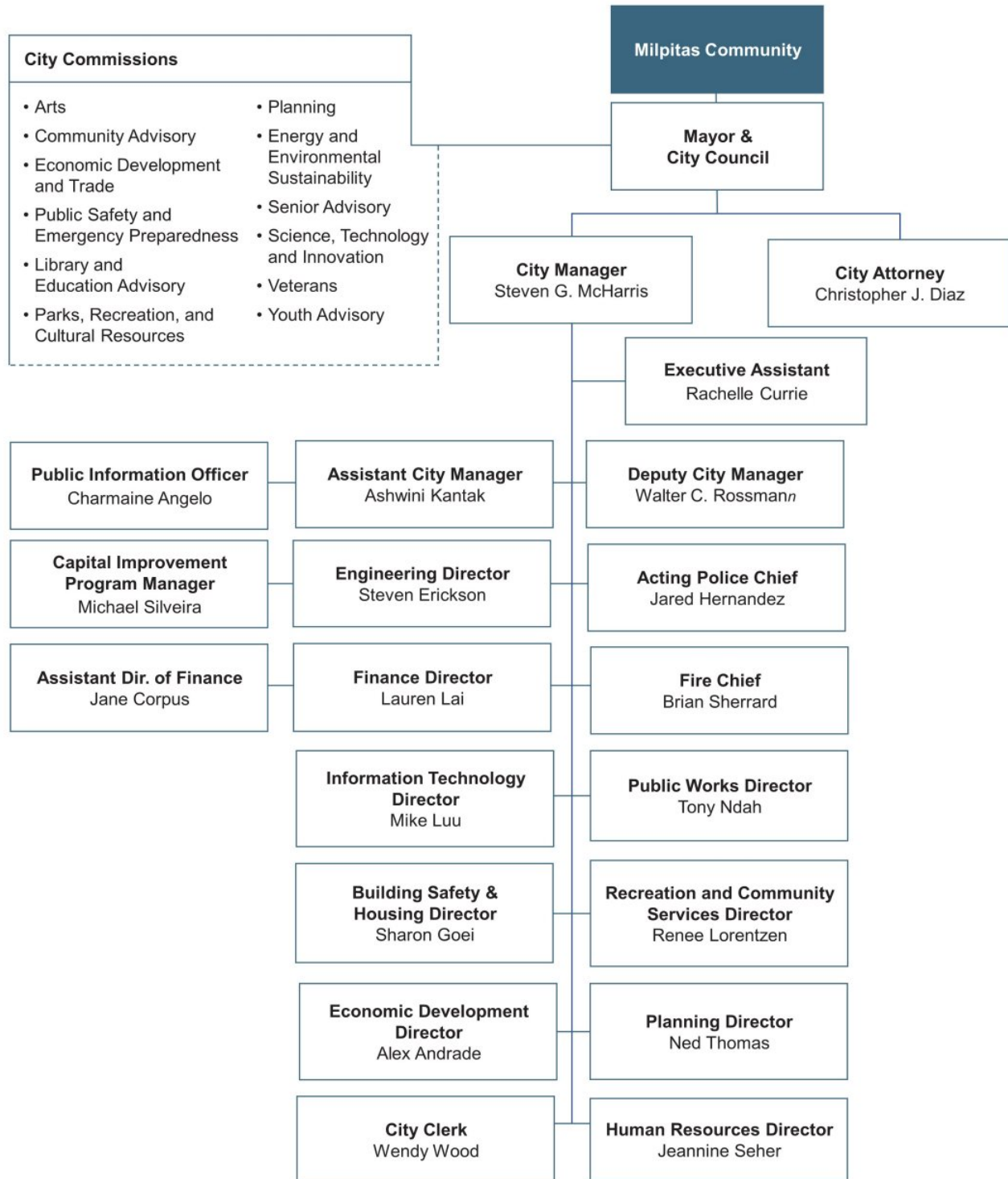




Table of Contents

Community Vision, Values and Mission	ii
City Council	iii
Council Priority Areas	iv
City Departments	v
City Manager's Letter of Transmittal & Capital Improvement Program Process.....	5
Resolution.....	11
Capital Improvement Program Summary.....	13
Capital Improvement Program Grand Summary	13
New Projects Approved 2022-26	16
Project Categories with No Funding.....	17
Projects Funded as of July 1, 2021	21
Projects Funded in Prior Years	24
Projects to be Closed as of June 30, 2021	29
Community Improvements.....	31
Summary of Estimated Costs and Project Funding Sources.....	32
2006 Milpitas Metro Specific Plan Update (TASP).....	40
2010 Land/Right-of-Way Value Determination.....	42
2011 Metro Area Police Substation.....	44
3403 Fire Station Improvements.....	46
3406 City Building Improvements.....	48
3414 City Buildings, Exterior Painting & Repairs.....	50
3415 PD Communications.....	52
3416 City General Plan Update.....	54
3418 City Std. Details, Guidelines, & Specifications.....	56
3421 Replacement Fire Station Alert System.....	58
3422 City Buildings Roofing Repairs.....	60
3423 Police Records Management System.....	62
3427 Technology Projects.....	64
3434 Permitting Technology Improvement.....	66
3435 Finance System Upgrade.....	68
3436 City Building ADA Compliance Review.....	70
3437 Milpitas Gateway - Main Street Specific Plan Update.....	72
3438 Annual Tree Replacement Program.....	74
3443 Police/Fire Issued Equipment Procurement.....	76
3445 Public Safety/DPW Disaster Plan Update.....	78
3447 Fire Station No. 2 Replacement.....	80
3452 (Rmb) SCVWD Creek Projects.....	82

3453	Climate Action Plan Update.....	84
3459	ALPRs and Security Cameras.....	86
3460	Comprehensive Zoning Ordinance Update.....	88
3461	Fire Stations Security.....	90
3462	On-Call Facilities Maintenance & Repair Services.....	92
3464	Mobile Emergency Operations Center.....	94
3486	Facilities Water Fixtures Retrofit Project.....	96
3487	Citywide LED Lighting Upgrade Project.....	98
3488	Community and Senior Center Energy Resilience Project.....	100
3489	Public Art Project.....	102
3490	Capital Improvement Program Administration.....	104
3716	City Parking Lot Rehabilitation Program.....	106
Plan	Metro Community Facility Building.....	108
Park Improvements.....		111
Summary of Estimated Costs and Project Funding Sources.....		112
2005	Lower Penitencia Creek Pedestrian Bridge.....	118
2012	(Rmb) Metro Linear Trails.....	120
2013	(Rmb) Trade Zone/Montague Park - North.....	122
2023	Trade Zone/Montague Park - Central.....	124
3424	Citywide Park Rehabilitation.....	126
3463	On-Call Parks and Landscaping Services.....	128
5055	Alviso Adobe Renovation.....	130
5102	McCandless Park.....	132
5108	Sports Fields Turf Rehab. Program.....	134
5109	Creighton Park Renovation.....	136
5110	Sandalwood Park Renovation.....	138
5111	Sports Center Skate Park.....	140
5113	Minor Sports Courts Rehabilitation.....	142
5114	MSC Master Plan Update.....	144
5115	Parks and Recreation Master Plan Update.....	146
New	Cardoza Park Softball Fields Improvement.....	148
Plan	Metro Subdistrict Park.....	150
Street Improvements		153
Summary of Estimated Costs and Project Funding Sources.....		154
2001	Light Rail Median Landscaping.....	166
2008	Montague Pedestrian Overcrossing at Piper Dr.....	168
2016	S. Milpitas Blvd. Vehicle Bridge at Penitencia.....	170
2018	Montague Ped. Overcrossing at Penitencia.....	172
2021	Costa Street Plan Line Study.....	174
2022	Feasibility of POCs at VTA Light Rail Platforms.....	176
3402	McCarthy Blvd. LLMD Improvement 95-1.....	178
3411	Sinclair LLMD Improvements 98-1.....	180
3425	Utility Undergrounding 2017.....	182
3426	Annual Sidewalk, Curb & Gutter Repair.....	184
3430	Midtown Street Light Project.....	186

3440	Annual Street Light, Signal, and Signage.....	188
3448	Trail, Bicycle, Pedestrian Master Plan Update.....	190
3449	Street Landscape Irrigation Repair.....	192
3454	Enhanced Crosswalk Striping and Beacons.....	194
3455	Pilot Street Sweeping Program.....	196
3458	Radar Speed Feedback Signage.....	198
4179	Montague Expwy Widening at Great Mall Pkwy.....	200
4258	Calaveras Blvd. Widening Project.....	202
4265	Bart Extension Coordination and Planning.....	204
4266	Street Light LED Conversion Improvements.....	206
4267	Soundwall and Barrier Repair and Renovation Program.....	208
4274	I-880 Interchange Right-of-Way Closeout.....	210
4283	ADA Curb Ramp Transition Program.....	212
4287	Street Resurfacing Project 2018.....	214
4288	Traffic Studies & Minor Improvements.....	216
4290	Annual Bridge Rehabilitation.....	218
4291	Street Resurfacing Project 2018-19.....	220
4292	McCarthy Blvd./Sandisk Dr. Traffic Signal.....	222
4293	Citywide Traffic Safety Assessment.....	224
4294	SR237 HOV Lane Improvements.....	226
4295	Street Pavement Restriping.....	228
4296	Street Resurfacing Project 2019-20.....	230
4297	Citywide Traffic Modeling.....	232
4298	Street Resurfacing Project 2020-21.....	234
4303	Street Resurfacing Project 2021-22.....	236
Plan	Montague Expressway Widening - West.....	238
Plan	Street Resurfacing Project 2022-23.....	240
Plan	Street Resurfacing Project 2023-24.....	242
Plan	Street Resurfacing Project 2024-25.....	244
New	Street Resurfacing Project 2025-26.....	246

Water Improvements 249

Summary of Estimated Costs and Project Funding Sources	250
2002 2nd SCVWD Water Reservoir & Pump Station.....	256
2009 SCVWD Second Water Supply Turnout.....	258
2019 (Rmb) Metro Recycled Water Distribution.....	260
2020 SCVWD Zone 1 Pressure Red. Valve.....	262
7076 Well Upgrade Project.....	264
7100 Aging Water System/Seismic Improvements.....	266
7110 Hydrant Replacement Program.....	268
7112 Reservoir Cleaning.....	270
7117 Abel Street Pipeline Extension.....	272
7118 Dempsey Road Water Line Replacement.....	274
7121 Automated Meter Replacement Program.....	276
7125 BART Project - Water Improvements.....	278
7126 Water Conservation Program.....	280
7127 Water Supervisory Control & Data Acquisition.....	282

7133	Minor Water Projects.....	284
7134	Water O&M Database Management.....	286
7135	Water Leak Detection & Condition Assessment Program.....	288
7136	Water Master Plan 2019.....	290
7137	On-Call Water Maintenance & Repair Services.....	292
Plan	Los Coches Backbone.....	294
Plan	Lower Berryessa Creek Water Line.....	296
Sewer Improvements		299
Summary of Estimated Costs and Project Funding Sources.....		300
6118	SJ/SC Regional Waste Water Facility.....	306
6119	Sanitary Sewer Condition Assessment Program.....	308
6121	BART Project - Sewer Improvements.....	310
6124	Sewer Pump Station Rehab. Program.....	312
6126	Minor Sewer Projects.....	314
6127	Sanitary Supervisory Control & Data Acquisition.....	316
6130	Main Lift Station Odor Emissions Control.....	318
6131	Sanitary Sewer Cathodic Protection Imprv.....	320
6132	Sewer Master Plan 2019.....	322
6134	On-Call Sewer Maintenance & Repair Services.....	324
Plan	Sewer Line Replacement at E. Curtis.....	326
Storm Drain Improvements		329
Summary of Estimated Costs and Project Funding Sources.....		330
3700	Storm Drain System Rehabilitation.....	336
3709	Dempsey Road Storm Drain Replacement.....	338
3711	BART Project - Storm Improvements.....	340
3713	Trash Removal Devices.....	342
3714	Flap Gate Replacement.....	344
3715	Storm Drain System Rehab 17-19.....	346
3718	Storm Supervisory Control & Data Acquisition.....	348
3719	On-Call Storm Maintenance & Repair Services.....	350
Planned Projects Without Funding		353
Appendix		357
Funding Source Definitions.....		357
Index by Project Number.....		359
Index by Project Name		363
Abbreviations		367
Glossary		369

City Manager's Letter of Transmittal & Capital Improvement Program Process

More to Follow

City Manager's Letter of Transmittal & Capital Improvement Program Process

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City Manager's Letter of Transmittal & Capital Improvement Program Process

More to Follow

Resolution

More to Follow



Capital Improvement Program Grand Summary

Project Expenses	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Community Improvement	4,616,000	3,000,000	2,050,000	2,925,000	16,825,000	29,416,000
Park Improvement	605,000	6,725,000	11,225,000	600,000	2,300,000	21,455,000
Street Improvement	8,479,000	13,039,000	9,214,000	21,129,000	25,414,000	77,275,000
Water Improvement	2,090,000	3,890,000	3,555,000	7,680,000	24,640,000	41,855,000
Sewer Improvement	6,480,000	12,040,000	13,627,000	12,608,000	3,431,000	48,186,000
Storm Drain Improvement	0	1,555,000	0	0	0	1,555,000
Total	\$22,270,000	\$40,249,000	\$39,671,000	\$44,942,000	\$72,610,000	\$219,742,000

Funding Sources	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Community Facilities District	50,000	0	0	0	0	50,000
Community Planning Fees	550,000	0	0	0	0	550,000
Equipment Replacement Fund	161,131	0	0	0	0	161,131
Gas Tax Fund	2,194,515	1,900,000	1,900,000	1,900,000	1,900,000	9,794,515
General Government CIP Fund	3,110,440	0	0	0	0	3,110,440
LLMD	4,000	4,000	4,000	4,000	4,000	20,000
Measure B	500,000	500,000	500,000	500,000	500,000	2,500,000
Midtown Park Fund	450,000	225,000	225,000	0	0	900,000
Park Fund	35,000	0	0	0	0	35,000
Permit Automation Fund	50,000	0	0	0	0	50,000
Public Art Fund	261,000	0	0	0	0	261,000
SB1 RMRA	1,500,000	1,500,000	1,500,000	1,500,000	1,500,000	7,500,000
Sewer Infrastructure Fund	4,633,730	4,505,737	7,286,000	50,000	50,000	16,525,467
Sewer Treatment Fund	0	7,534,263	0	0	0	7,534,263
TASP Impact Fees	3,478,000	11,750,000	7,250,000	21,640,000	28,510,000	72,628,000
Vehicle Registration Fee	500,000	500,000	500,000	500,000	500,000	2,500,000
Water Capital Surcharge	2,176,000	3,390,000	3,115,000	1,840,000	3,540,000	14,061,000
Water Line Extension Fund	0	0	50,000	0	0	50,000
Sub Total	\$19,653,816	\$31,809,000	\$22,330,000	\$27,934,000	\$36,504,000	\$138,230,816

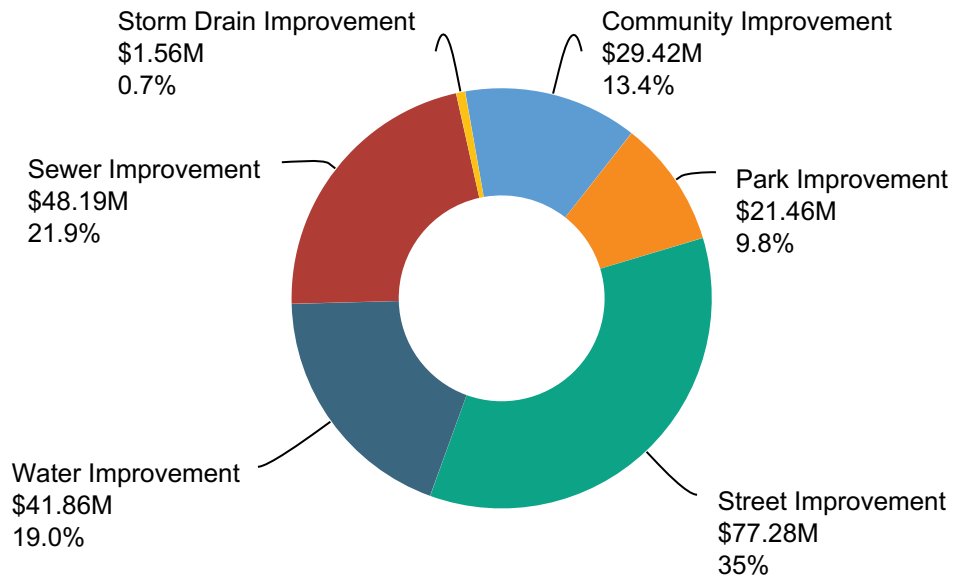
External Financing	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Grants/Reimb./Developer Fees	553,429	0	0	0	0	553,429
Wastewater Revenue Bonds	2,062,755	0	0	0	0	2,062,755
Sub Total	\$2,616,184	\$0	\$0	\$0	\$0	\$2,616,184

	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
No Funding Source	0	8,440,000	17,341,000	17,008,000	36,106,000	78,895,000

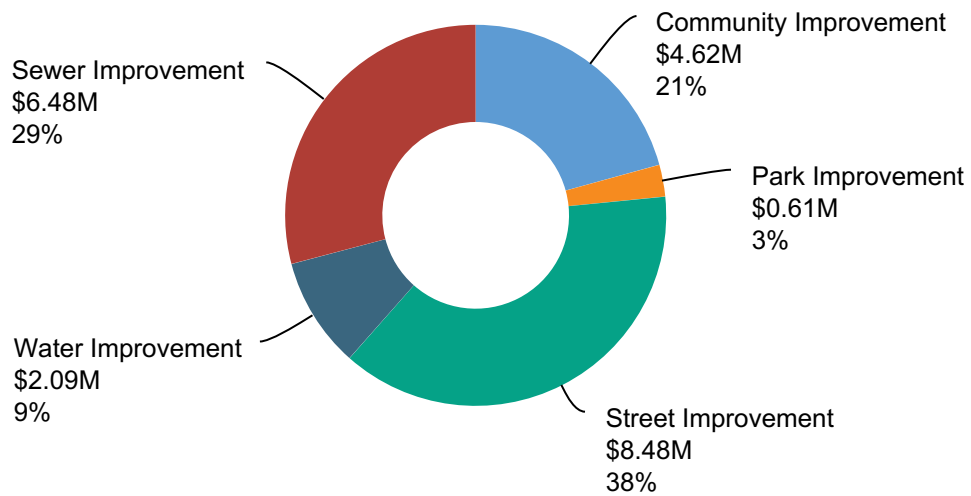
Total	\$22,270,000	\$40,249,000	\$39,671,000	\$44,942,000	\$72,610,000	\$219,742,000
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Capital Improvement Program Grand Summary

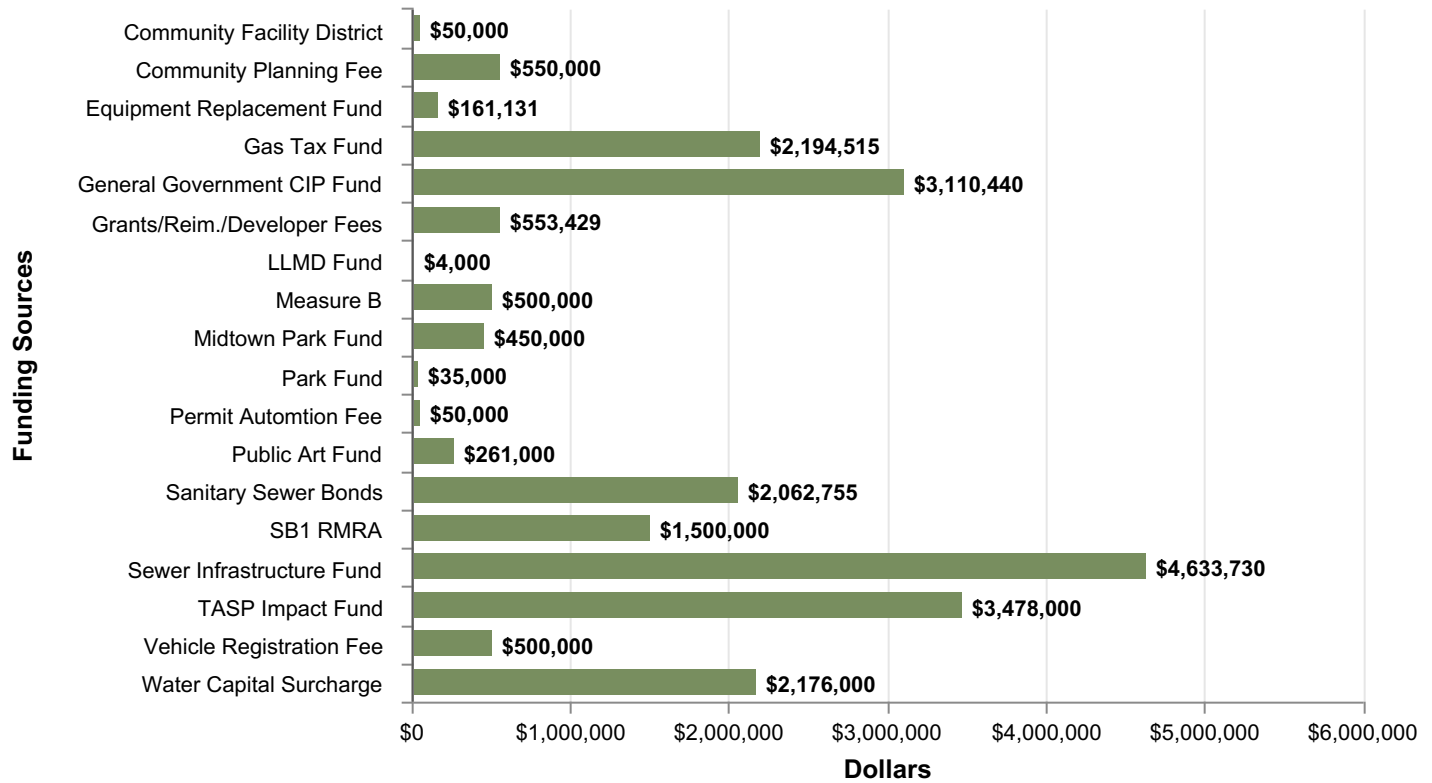
Five-Year Expenditure by Category for 2022-26



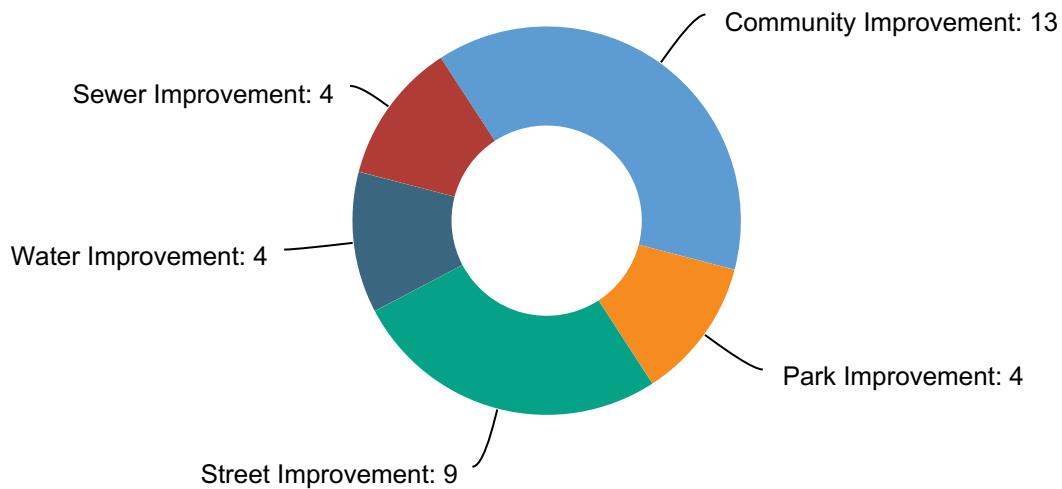
Expenditures by Category for FY 2021-22



Funding Sources for FY 2021-22



Number of Projects Funded by Category for FY 2021-22



New Projects Approved 2022-26

Community Improvements

Pg.	No.	Project Name	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
104	3490	Capital Improvement Program Administration	385,000	385,000	385,000	385,000	385,000	1,925,000
Total			\$385,000	\$385,000	\$385,000	\$385,000	\$385,000	\$1,925,000

Park Improvements

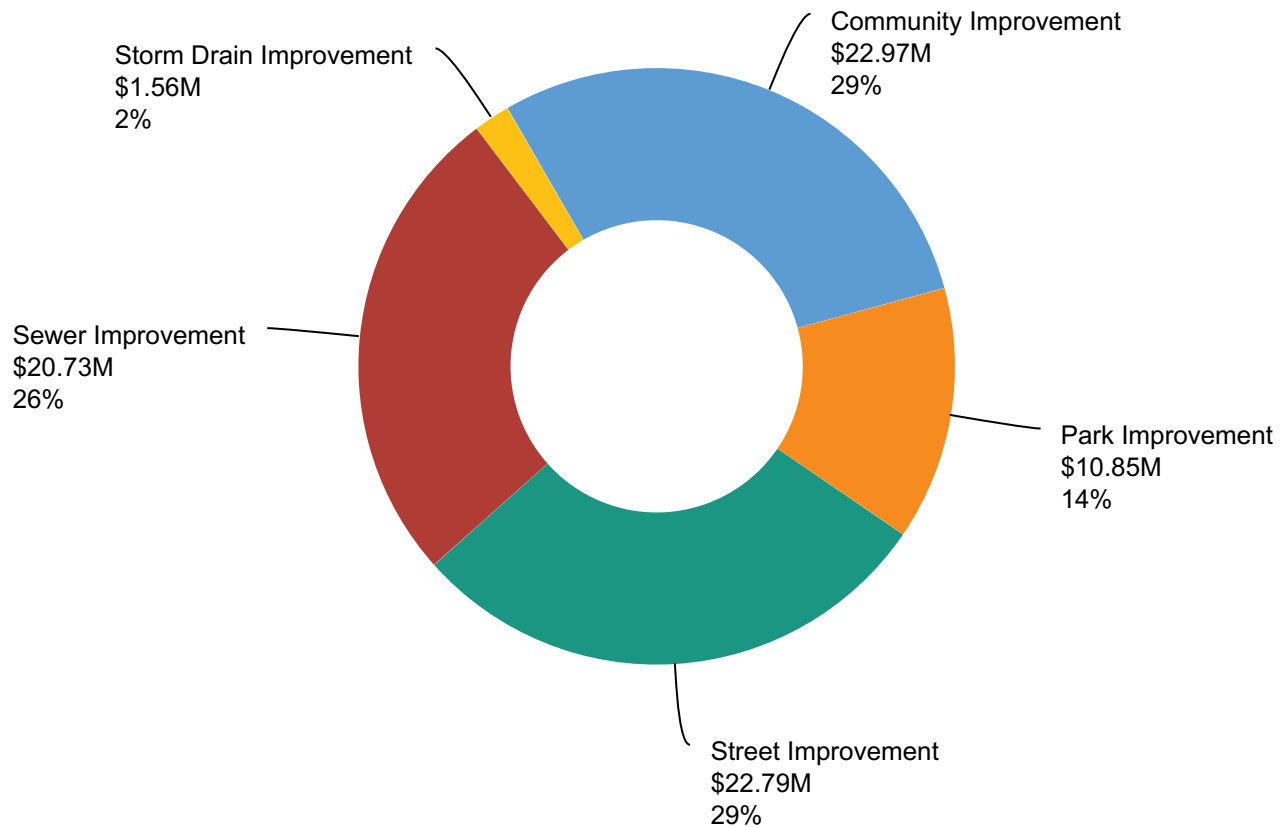
Pg.	No.	Project Name	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
148	3491	Cardoza Park Softball Fields Improvement	0	500,000	4,500,000	0	0	5,000,000
Total			\$0	\$500,000	\$4,500,000	\$0	\$0	\$5,000,000

Street Improvements

Pg.	No.	Project Name	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
246	4306	Street Resurfacing Project 2025-26	0	0	0	0	4,100,000	4,100,000
Total			\$0	\$0	\$0	\$0	\$4,100,000	\$4,100,000

Project Categories with No Funding

Project Categories	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Community Improvement	0	2,300,000	2,040,000	1,815,000	16,815,000	22,970,000
Park Improvement	0	2,950,000	5,000,000	600,000	2,300,000	10,850,000
Street Improvement	0	1,635,000	4,260,000	3,285,000	13,610,000	22,790,000
Water Improvement	0	0	0	0	0	0
Sewer Improvement	0	0	6,041,000	11,308,000	3,381,000	20,730,000
Storm Drain Improvement	0	1,555,000	0	0	0	1,555,000
Total	\$0	\$8,440,000	\$17,341,000	\$17,008,000	\$36,106,000	\$78,895,000



Projects with No Funding

Community Improvement Projects

Pg.	No.	Project Name	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Estimated Cost
46	3403	Fire Station Improvements	0	460,000	675,000	125,000	125,000	1,385,000
48	3406	City Building Improvements	0	500,000	500,000	500,000	500,000	2,000,000
60	3422	City Buildings Roofing Repairs	0	150,000	150,000	150,000	150,000	600,000
64	3427	Technology Projects	0	250,000	0	0	0	250,000
74	3438	Annual Tree Replacement Program	0	125,000	0	125,000	125,000	375,000
92	3462	On-Call Facilities Maintenance & Repair Services	0	330,000	330,000	330,000	330,000	1,320,000
104	3490	Capital Improvement Program Administration	0	385,000	385,000	385,000	385,000	1,540,000
106	3716	City Parking Lot Rehabilitation Program	0	100,000	0	200,000	100,000	400,000
108	Plan	Metro Community Facility Building	0	0	0	0	15,100,000	15,100,000
Total Community Improvement Needs			\$0	\$2,300,000	\$2,040,000	\$1,815,000	\$16,815,000	\$22,970,000

Park Improvement Projects

Pg.	No.	Project Name	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Estimated Cost
126	3424	Citywide Park Rehabilitation	0	50,000	50,000	50,000	50,000	200,000
128	3463	On-Call Parks and Landscaping Services	0	200,000	200,000	200,000	200,000	800,000
138	5110	Sandalwood Park Renovation	0	2,200,000	0	0	0	2,200,000
142	5113	Minor Sports Courts Rehabilitation	0	0	250,000	0	0	250,000
148	New	Cardoza Park Softball Fields Improvement	0	500,000	4,500,000	0	0	5,000,000
150	Plan	Metro Subdistrict Park	0	0	0	350,000	2,050,000	2,400,000
Total Park Improvement Needs			\$0	\$2,950,000	\$5,000,000	\$600,000	\$2,300,000	\$10,850,000

Projects with No Funding

Street Improvement Projects

Pg.	No.	Project Name	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Estimated Cost
182	3425	Utility Undergrounding 2017	0	600,000	775,000	0	0	1,375,000
184	3426	Annual Sidewalk, Curb & Gutter Repair	0	350,000	350,000	350,000	350,000	1,400,000
186	3430	Midtown Street Light Project	0	0	2,400,000	2,400,000	0	4,800,000
188	3440	Annual Street Light, Signal, and Signage	0	375,000	375,000	250,000	150,000	1,150,000
192	3449	Street Landscape Irrigation Repair	0	60,000	60,000	60,000	50,000	230,000
208	4267	Soundwall and Barrier Repair and Renovation Program	0	100,000	50,000	50,000	60,000	260,000
216	4288	Traffic Studies & Minor Improvements	0	100,000	0	100,000	0	200,000
218	4290	Annual Bridge Rehabilitation	0	50,000	50,000	75,000	0	175,000
228	4295	Street Pavement Restriping	0	0	200,000	0	200,000	400,000
238	Plan	Montague Expressway Widening - West	0	0	0	0	12,800,000	12,800,000
Total Street Improvement Needs			\$0	\$1,635,000	\$4,260,000	\$3,285,000	\$13,610,000	\$22,790,000

Sewer Improvement Projects

Pg.	No.	Project Name	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Estimated Cost
306	6118	SJ/SC Regional Waste Water Facility	0	0	6,041,000	11,308,000	3,381,000	20,730,000
Total Sewer Improvement Needs			\$0	\$0	\$6,041,000	\$11,308,000	\$3,381,000	\$20,730,000

Storm Drain Improvement Projects

Pg.	No.	Project Name	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Estimated Cost
338	3709	Dempsey Road Storm Drain Replacement	0	1,430,000	0	0	0	1,430,000
344	3714	Flap Gate Replacement	0	125,000	0	0	0	125,000
Total Storm Drain Improvement Needs			\$0	\$1,555,000	\$0	\$0	\$0	\$1,555,000



Projects Funded as of July 1, 2021

Community Improvement Projects

Refer to project details on pages 32-39.

Pg.	No.	Project Name	Adopted FY 2021-22 Amount
40	2006	Milpitas Metro Specific Plan Update (TASP)	100,000
46	3403	Fire Station Improvements	250,000
48	3406	City Building Improvements	500,000
64	3427	Technology Projects	400,000
72	3437	Milpitas Gateway - Main Street Specific Plan Update	350,000
78	3445	Public Safety/DPW Disaster Plan Update	150,000
82	3452	(Rmb) SCVWD Creek Projects	250,000
86	3459	ALPRs and Security Cameras	315,000
88	3460	Comprehensive Zoning Ordinance Update	200,000
92	3462	On-Call Facilities Maintenance & Repair Services	205,000
94	3464	Mobile Emergency Operations Center	1,250,000
102	3489	Public Art Project	261,000
104	3490	Capital Improvement Program Administration	385,000
Total			\$4,616,000

Funding Source

Community Planning Fees	550,000
Equipment Replacement Fund	161,131
General Government CIP Fund	2,690,440
Grants/Reimb./Developer Fees	553,429
Permit Automation Fund	50,000
Public Art Fund	261,000
Sewer Infrastructure Fund	86,000
TASP Impact Fees	178,000
Water Capital Surcharge	86,000
Total	\$4,616,000

Projects Funded as of July 1, 2021

Park Improvement Projects

Refer to project details on pages 112-117.

Pg.	No.	Project Name	Adopted FY 2021-22 Amount
126	3424	Citywide Park Rehabilitation	350,000
128	3463	On-Call Parks and Landscaping Services	120,000
134	5108	Sports Fields Turf Rehab. Program	100,000
142	5113	Minor Sports Courts Rehabilitation	35,000
Total			\$605,000
Funding Source			
Community Facilities District			50,000
General Government CIP Fund			70,000
Midtown Park Fund			450,000
Park Fund			35,000
Total			\$605,000

Street Improvement Projects

Refer to project details on pages 154-164.

Pg.	No.	Project Name	Adopted FY 2021-22 Amount
170	2016	S. Milpitas Blvd. Vehicle Bridge at Penitencia	3,300,000
180	3411	Sinclair LLMD Improvements 98-1	4,000
184	3426	Annual Sidewalk, Curb & Gutter Repair	350,000
188	3440	Annual Street Light, Signal, and Signage	375,000
208	4267	Soundwall and Barrier Repair and Renovation Program	100,000
212	4283	ADA Curb Ramp Transition Program	300,000
226	4294	SR237 HOV Lane Improvements	100,000
228	4295	Street Pavement Restriping	200,000
236	4303	Street Resurfacing Project 2021-22	3,750,000
Total			\$8,479,000
Funding Source			
Gas Tax Fund			2,194,515
General Government CIP Fund			350,000
LLMD			4,000
Measure B			500,000
SB1 RMRA			1,500,000
Sewer Infrastructure Fund			130,485
TASP Impact Fees			3,300,000
Vehicle Registration Fee			500,000
Total			\$8,479,000

Projects Funded as of July 1, 2021

Water Improvement Projects

Refer to project details on pages 250-255.

Pg.	No.	Project Name	Adopted FY 2021-22 Amount
264	7076	Well Upgrade Project	1,500,000
268	7110	Hydrant Replacement Program	90,000
284	7133	Minor Water Projects	350,000
288	7135	Water Leak Detection & Condition Assessment Program	150,000
Total			\$2,090,000
Funding Source			
Water Capital Surcharge			2,090,000
Total			\$2,090,000

Sewer Improvement Projects

Refer to project details on pages 300-305.

Pg.	No.	Project Name	Adopted FY 2021-22 Amount
306	6118	SJ/SC Regional Waste Water Facility	5,730,000
312	6124	Sewer Pump Station Rehab. Program	100,000
314	6126	Minor Sewer Projects	50,000
320	6131	Sanitary Sewer Cathodic Protection Imprv.	600,000
Total			\$6,480,000
Funding Source			
Wastewater Revenue Bonds			2,062,755
Sewer Infrastructure Fund			4,417,245
Total			\$6,480,000

Projects Funded in Prior Years

Community Improvement Projects

Pg.	No.	Project Name	Uncommitted Balance as of 2/28/2021	Approved Funding as of 2/28/2021
40	2006	Milpitas Metro Specific Plan Update (TASP)	220,186	1,000,000
42	2010	Land/Right-of-Way Value Determination	12,000	20,000
44	2011	Metro Area Police Substation	310,000	310,000
46	3403	Fire Station Improvements	495,812	1,300,000
48	3406	City Building Improvements	330,665	2,815,000
50	3414	City Buildings, Exterior Painting & Repairs	490,833	600,000
52	3415	PD Communications	252,413	3,155,000
54	3416	City General Plan Update	112,383	1,350,000
56	3418	City Std. Details, Guidelines, & Specifications	395,017	400,000
58	3421	Replacement Fire Station Alert System	48,580	393,000
60	3422	City Buildings Roofing Repairs	751,696	900,000
62	3423	Police Records Management System	915,312	1,599,721
64	3427	Technology Projects	146,729	1,400,000
66	3434	Permitting Technology Improvement	314,925	550,000
68	3435	Finance System Upgrade	157,618	1,250,000
70	3436	City Building ADA Compliance Review	158,012	160,000
72	3437	Milpitas Gateway - Main Street Specific Plan Update	508,404	610,000
74	3438	Annual Tree Replacement Program	200,317	419,000
76	3443	Police/Fire Issued Equipment Procurement	55,978	250,000
78	3445	Public Safety/DPW Disaster Plan Update	48,753	100,000
80	3447	Fire Station No. 2 Replacement	4,164,323	15,820,000
82	3452	(Rmb) SCVWD Creek Projects	1,436,588	1,500,000
84	3453	Climate Action Plan Update	308	200,000
86	3459	ALPRs and Security Cameras	110,000	200,000
88	3460	Comprehensive Zoning Ordinance Update	600,000	600,000
90	3461	Fire Stations Security	200,000	200,000
92	3462	On-Call Facilities Maintenance & Repair Services	14,561	310,000
96	3486	Facilities Water Fixtures Retrofit Project	0	670,000
98	3487	Citywide LED Lighting Upgrade Project	0	6,872,425
100	3488	Community and Senior Center Energy Resilience Project	0	4,406,895
102	3489	Public Art Project	0	97,500
106	3716	City Parking Lot Rehabilitation Program	33,925	290,000
Total			\$12,485,338	\$49,748,541

Projects Funded in Prior Years

Park Improvement Projects

Pg.	No.	Project Name	Uncommitted Balance as of 2/28/2021	Approved Funding as of 2/28/2021
118	2005	Lower Penitencia Creek Pedestrian Bridge	1,391,632	1,825,000
120	2012	(Rmb) Metro Linear Trails	3,270,000	3,270,000
122	2013	(Rmb) Trade Zone/Montague Park - North	3,100,000	3,100,000
124	2023	Trade Zone/Montague Park - Central	600,000	600,000
126	3424	Citywide Park Rehabilitation	29,333	1,450,000
128	3463	On-Call Parks and Landscaping Services	111,065	200,000
130	5055	Alviso Adobe Renovation	1,196,551	8,159,272
132	5102	McCandless Park	8,051,134	12,154,820
134	5108	Sports Fields Turf Rehab. Program	100,126	151,000
136	5109	Creighton Park Renovation	161,545	3,300,000
138	5110	Sandalwood Park Renovation	198,617	475,000
140	5111	Sports Center Skate Park	550,411	6,325,000
142	5113	Minor Sports Courts Rehabilitation	84,268	450,000
144	5114	MSC Master Plan Update	20,722	150,000
146	5115	Parks and Recreation Master Plan Update	20,007	600,000
Total			\$18,885,411	\$42,210,092

Projects Funded in Prior Years

Street Improvement Projects

Pg.	No.	Project Name	Uncommitted Balance as of 2/28/2021	Approved Funding as of 2/28/2021
166	2001	Light Rail Median Landscaping	2,047,974	5,996,000
168	2008	Montague Pedestrian Overcrossing at Piper Dr.	922,188	8,750,000
170	2016	S. Milpitas Blvd. Vehicle Bridge at Penitencia	1,967,962	2,400,000
172	2018	Montague Ped. Overcrossing at Penitencia	984,407	1,010,000
174	2021	Costa Street Plan Line Study	125,000	125,000
176	2022	Feasibility of POCs at VTA Light Rail Platforms	200,000	200,000
178	3402	McCarthy Blvd. LLMD Improvement 95-1	554,436	1,032,256
180	3411	Sinclair LLMD Improvements 98-1	172,100	256,750
182	3425	Utility Undergrounding 2017	0	180,613
184	3426	Annual Sidewalk, Curb & Gutter Repair	612,199	1,826,840
186	3430	Midtown Street Light Project	5,462	300,000
188	3440	Annual Street Light, Signal, and Signage	539,577	919,432
190	3448	Trail, Bicycle, Pedestrian Master Plan Update	6,964	246,219
192	3449	Street Landscape Irrigation Repair	769	126,000
194	3454	Enhanced Crosswalk Striping and Beacons	284,428	603,000
196	3455	Pilot Street Sweeping Program	346,477	400,000
198	3458	Radar Speed Feedback Signage	234,184	400,000
200	4179	Montague Expwy Widening at Great Mall Pkwy	586,444	8,619,537
202	4258	Calaveras Blvd. Widening Project	141,319	173,969
204	4265	Bart Extension Coordination and Planning	105,379	2,480,956
206	4266	Street Light LED Conversion Improvements	88,031	675,000
208	4267	Soundwall and Barrier Repair and Renovation Program	4,397	778,466
210	4274	I-880 Interchange Right-of-Way Closeout	632,615	727,181
212	4283	ADA Curb Ramp Transition Program	708,662	1,584,296
214	4287	Street Resurfacing Project 2018	109	4,600,000
216	4288	Traffic Studies & Minor Improvements	151,923	200,000
218	4290	Annual Bridge Rehabilitation	250,000	250,000
220	4291	Street Resurfacing Project 2018-19	5,243	4,609,415
222	4292	McCarthy Blvd./Sandisk Dr. Traffic Signal	5,864	750,000
224	4293	Citywide Traffic Safety Assessment	364,846	400,000
226	4294	SR237 HOV Lane Improvements	0	200,000
228	4295	Street Pavement Restriping	125,000	200,000
230	4296	Street Resurfacing Project 2019-20	1,563,012	5,292,512
232	4297	Citywide Traffic Modeling	377,661	400,000
234	4298	Street Resurfacing Project 2020-21	4,592,524	4,600,000
Total			\$18,707,156	\$61,313,441

Projects Funded in Prior Years

Water Improvement Projects

Pg.	No.	Project Name	Uncommitted Balance as of 2/28/2021	Approved Funding as of 2/28/2021
256	2002	2nd SCVWD Water Reservoir & Pump Station	199,175	200,000
258	2009	SCVWD Second Water Supply Turnout	99,357	100,000
260	2019	(Rmb) Metro Recycled Water Distribution	200,391	200,391
262	2020	SCVWD Zone 1 Pressure Red. Valve	100,000	100,000
264	7076	Well Upgrade Project	5,963,231	12,475,000
266	7100	Aging Water System/Seismic Improvements	3,799,690	4,887,951
268	7110	Hydrant Replacement Program	22,545	386,360
270	7112	Reservoir Cleaning	0	130,000
272	7117	Abel Street Pipeline Extension	883,965	940,000
274	7118	Dempsey Road Water Line Replacement	6,011,125	7,857,772
276	7121	Automated Meter Replacement Program	244,822	14,047,700
278	7125	BART Project - Water Improvements	683,677	2,503,920
280	7126	Water Conservation Program	215,439	1,400,000
282	7127	Water Supervisory Control & Data Acquisition	0	6,516,600
284	7133	Minor Water Projects	290,949	600,000
286	7134	Water O&M Database Management	12,275	150,000
288	7135	Water Leak Detection & Condition Assessment Program	269,244	450,000
290	7136	Water Master Plan 2019	19	650,000
292	7137	On-Call Water Maintenance & Repair Services	284,855	575,000
Total			\$19,280,759	\$54,170,694

Projects Funded in Prior Years

Sewer Improvement Projects

Pg.	No.	Project Name	Uncommitted Balance as of 2/28/2021	Approved Funding as of 2/28/2021
306	6118	SJ/SC Regional Waste Water Facility	3,220,768	70,452,245
308	6119	Sanitary Sewer Condition Assessment Program	3,805	621,000
310	6121	BART Project - Sewer Improvements	13,593	243,323
312	6124	Sewer Pump Station Rehab. Program	95,202	252,000
314	6126	Minor Sewer Projects	24,888	113,000
316	6127	Sanitary Supervisory Control & Data Acquisition	0	316,600
318	6130	Main Lift Station Odor Emissions Control	2,065,318	2,450,000
320	6131	Sanitary Sewer Cathodic Protection Imprv.	1,191,765	2,025,000
322	6132	Sewer Master Plan 2019	13,009	750,000
324	6134	On-Call Sewer Maintenance & Repair Services	41,710	98,000
Total			\$6,670,058	\$77,321,168

Storm Drain Improvement Projects

Pg.	No.	Project Name	Uncommitted Balance as of 2/28/2021	Approved Funding as of 2/28/2021
336	3700	Storm Drain System Rehabilitation	266,876	1,190,000
338	3709	Dempsey Road Storm Drain Replacement	1,357,198	1,660,000
340	3711	BART Project - Storm Improvements	33,000	33,000
342	3713	Trash Removal Devices	22,453	500,000
344	3714	Flap Gate Replacement	100,000	100,000
346	3715	Storm Drain System Rehab 17-19	345,953	1,058,410
348	3718	Storm Supervisory Control & Data Acquisition	0	2,416,590
350	3719	On-Call Storm Maintenance & Repair Services	29,304	145,000
Total			\$2,154,784	\$7,103,000

Projects to be closed as of June 30, 2021

Community Improvement Projects		Reason to Close
3443	Police/Fire Issued Equipment Procurement	Completed

Park Improvements Projects		Reason to Close
5109	Creighton Park Renovation	Completed

Street Projects		Reason to Close
4287	Street Resurfacing Project 2018	Completed
4292	McCarthy Blvd./Sandisk Dr. Traffic Signal	Completed

Water Projects		Reason to Close
7134	Water O&M Database Management	Completed



COMMUNITY IMPROVEMENT PROJECTS

2022-26 Summary of Estimated Costs

Pg.	No.	Project Name	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total Cost
40	2006	Milpitas Metro Specific Plan Update (TASP)	1,000,000	100,000	0	0	0	0	1,100,000
42	2010	Land/Right-of-Way Value Determination	20,000	0	10,000	10,000	10,000	10,000	60,000
44	2011	Metro Area Police Substation	310,000	0	690,000	0	0	0	1,000,000
46	3403	Fire Station Improvements	1,300,000	250,000	460,000	675,000	125,000	125,000	2,935,000
48	3406	City Building Improvements	2,815,000	500,000	500,000	500,000	500,000	500,000	5,315,000
50	3414	City Buildings, Exterior Painting & Repairs	600,000	0	0	0	0	0	600,000
52	3415	PD Communications	3,155,000	0	0	0	0	0	3,155,000
54	3416	City General Plan Update	1,350,000	0	0	0	0	0	1,350,000
56	3418	City Std. Details, Guidelines, & Specifications	400,000	0	0	0	0	0	400,000
58	3421	Replacement Fire Station Alert System	393,000	0	0	0	0	0	393,000
60	3422	City Buildings Roofing Repairs	900,000	0	150,000	150,000	150,000	150,000	1,500,000
62	3423	Police Records Management System	1,599,721	0	0	0	0	0	1,599,721
64	3427	Technology Projects	1,400,000	400,000	250,000	0	0	0	2,050,000
66	3434	Permitting Technology Improvement	550,000	0	0	0	0	0	550,000
68	3435	Finance System Upgrade	1,250,000	0	0	0	0	0	1,250,000
70	3436	City Building ADA Compliance Review	160,000	0	0	0	0	0	160,000
72	3437	Milpitas Gateway - Main Street Specific Plan Update	610,000	350,000	0	0	0	0	960,000
74	3438	Annual Tree Replacement Program	419,000	0	125,000	0	125,000	125,000	794,000
76	3443	Police/Fire Issued Equipment Procurement	250,000	0	0	0	0	0	250,000
78	3445	Public Safety/DPW Disaster Plan Update	100,000	150,000	0	0	0	0	250,000
80	3447	Fire Station No. 2 Replacement	15,820,000	0	0	0	0	0	15,820,000
82	3452	(Rmb) SCVWD Creek Projects	1,500,000	250,000	0	0	0	0	1,750,000
84	3453	Climate Action Plan Update	200,000	0	0	0	0	0	200,000
86	3459	ALPRs and Security Cameras	200,000	315,000	0	0	0	0	515,000
88	3460	Comprehensive Zoning Ordinance Update	600,000	200,000	0	0	0	0	800,000
90	3461	Fire Stations Security	200,000	0	0	0	0	0	200,000
92	3462	On-Call Facilities Maintenance & Repair Services	310,000	205,000	330,000	330,000	330,000	330,000	1,835,000

2022-26 Summary of Estimated Costs

Pg.	No.	Project Name	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total Cost
94	3464	Mobile Emergency Operations Center	0	1,250,000	0	0	0	0	1,250,000
96	3486	Facilities Water Fixtures Retrofit Project	670,000	0	0	0	0	0	670,000
98	3487	Citywide LED Lighting Upgrade Project	6,872,425	0	0	0	0	0	6,872,425
100	3488	Community and Senior Center Energy Resilience Project	4,406,895	0	0	0	0	0	4,406,895
102	3489	Public Art Project	97,500	261,000	0	0	0	0	358,500
104	3490	Capital Improvement Program Administration	0	385,000	385,000	385,000	385,000	385,000	1,925,000
106	3716	City Parking Lot Rehabilitation Program	290,000	0	100,000	0	200,000	100,000	690,000
108	Plan	Metro Community Facility Building	0	0	0	0	1,100,000	15,100,000	16,200,000
Total Cost			\$49,748,541	\$4,616,000	\$3,000,000	\$2,050,000	\$2,925,000	\$16,825,000	\$79,164,541

Funding Summary

Community Planning Fees	550,000	0	0	0	0
Equipment Replacement Fund	161,131	0	0	0	0
General Government CIP Fund	2,690,440	0	0	0	0
Grants/Reimb./Developer Fees	553,429	0	0	0	0
Permit Automation Fund	50,000	0	0	0	0
Public Art Fund	261,000	0	0	0	0
Sewer Infrastructure Fund	86,000	0	0	0	0
TASP Impact Fees	178,000	700,000	10,000	1,110,000	10,000
Water Capital Surcharge	86,000	0	0	0	0
Total Financing Available	4,616,000	700,000	10,000	1,110,000	10,000
No Funding Source	0	2,300,000	2,040,000	1,815,000	16,815,000
Total	\$4,616,000	\$3,000,000	\$2,050,000	\$2,925,000	\$16,825,000

Summary of Project Funding Sources FY 2021-22

Pg.	No.	Project Name	Community Planning Fees	Equipment Replacement Fund	General Government CIP Fund
40	2006	Milpitas Metro Specific Plan Update (TASP)	0	0	0
42	2010	Land/Right-of-Way Value Determination	0	0	0
44	2011	Metro Area Police Substation	0	0	0
46	3403	Fire Station Improvements	0	0	250,000
48	3406	City Building Improvements	0	0	500,000
50	3414	City Buildings, Exterior Painting & Repairs	0	0	0
52	3415	PD Communications	0	0	0
54	3416	City General Plan Update	0	0	0
56	3418	City Std. Details, Guidelines, & Specifications	0	0	0
58	3421	Replacement Fire Station Alert System	0	0	0
60	3422	City Buildings Roofing Repairs	0	0	0
62	3423	Police Records Management System	0	0	0
64	3427	Technology Projects	0	0	350,000
66	3434	Permitting Technology Improvement	0	0	0
68	3435	Finance System Upgrade	0	0	0
70	3436	City Building ADA Compliance Review	0	0	0
72	3437	Milpitas Gateway - Main Street Specific Plan Update	350,000	0	0
74	3438	Annual Tree Replacement Program	0	0	0
76	3443	Police/Fire Issued Equipment Procurement	0	0	0
78	3445	Public Safety/DPW Disaster Plan Update	0	0	150,000
80	3447	Fire Station No. 2 Replacement	0	0	0
82	3452	(Rmb) SCVWD Creek Projects	0	0	250,000
84	3453	Climate Action Plan Update	0	0	0
86	3459	ALPRs and Security Cameras	0	0	0
88	3460	Comprehensive Zoning Ordinance Update	200,000	0	0
90	3461	Fire Stations Security	0	0	0
92	3462	On-Call Facilities Maintenance & Repair Services	0	0	205,000
94	3464	Mobile Emergency Operations Center	0	161,131	850,440
96	3486	Facilities Water Fixtures Retrofit Project	0	0	0
98	3487	Citywide LED Lighting Upgrade Project	0	0	0
100	3488	Community and Senior Center Energy Resilience Project	0	0	0
102	3489	Public Art Project	0	0	0
104	3490	Capital Improvement Program Administration	0	0	135,000
106	3716	City Parking Lot Rehabilitation Program	0	0	0
108	Plan	Metro Community Facility Building	0	0	0
Subtotal by Funding Source			550,000	161,131	2,690,440
Total			\$4,616,000		

Community Improvement Projects

Summary of Project Funding Sources FY 2021-22

[illegible]

Summary of Project Funding Sources FY 2022-23

Pg.	No.	Project Name	TASP Impact Fees	No Funding Source
40	2006	Milpitas Metro Specific Plan Update (TASP)	0	0
42	2010	Land/Right-of-Way Value Determination	10,000	0
44	2011	Metro Area Police Substation	690,000	0
46	3403	Fire Station Improvements	0	460,000
48	3406	City Building Improvements	0	500,000
50	3414	City Buildings, Exterior Painting & Repairs	0	0
52	3415	PD Communications	0	0
54	3416	City General Plan Update	0	0
56	3418	City Std. Details, Guidelines, & Specifications	0	0
58	3421	Replacement Fire Station Alert System	0	0
60	3422	City Buildings Roofing Repairs	0	150,000
62	3423	Police Records Management System	0	0
64	3427	Technology Projects	0	250,000
66	3434	Permitting Technology Improvement	0	0
68	3435	Finance System Upgrade	0	0
70	3436	City Building ADA Compliance Review	0	0
72	3437	Milpitas Gateway - Main Street Specific Plan Update	0	0
74	3438	Annual Tree Replacement Program	0	125,000
76	3443	Police/Fire Issued Equipment Procurement	0	0
78	3445	Public Safety/DPW Disaster Plan Update	0	0
80	3447	Fire Station No. 2 Replacement	0	0
82	3452	(Rmb) SCVWD Creek Projects	0	0
84	3453	Climate Action Plan Update	0	0
86	3459	ALPRs and Security Cameras	0	0
88	3460	Comprehensive Zoning Ordinance Update	0	0
90	3461	Fire Stations Security	0	0
92	3462	On-Call Facilities Maintenance & Repair Services	0	330,000
94	3464	Mobile Emergency Operations Center	0	0
96	3486	Facilities Water Fixtures Retrofit Project	0	0
98	3487	Citywide LED Lighting Upgrade Project	0	0
100	3488	Community and Senior Center Energy Resilience Project	0	0
102	3489	Public Art Project	0	0
104	3490	Capital Improvement Program Administration	0	385,000
106	3716	City Parking Lot Rehabilitation Program	0	100,000
108	Plan	Metro Community Facility Building	0	0
Subtotal by Funding Source			700,000	2,300,000
Total			\$3,000,000	

Summary of Project Funding Sources FY 2023-24

Pg.	No.	Project Name	TASP Impact Fees	No Funding Source
40	2006	Milpitas Metro Specific Plan Update (TASP)	0	0
42	2010	Land/Right-of-Way Value Determination	10,000	0
44	2011	Metro Area Police Substation	0	0
46	3403	Fire Station Improvements	0	675,000
48	3406	City Building Improvements	0	500,000
50	3414	City Buildings, Exterior Painting & Repairs	0	0
52	3415	PD Communications	0	0
54	3416	City General Plan Update	0	0
56	3418	City Std. Details, Guidelines, & Specifications	0	0
58	3421	Replacement Fire Station Alert System	0	0
60	3422	City Buildings Roofing Repairs	0	150,000
62	3423	Police Records Management System	0	0
64	3427	Technology Projects	0	0
66	3434	Permitting Technology Improvement	0	0
68	3435	Finance System Upgrade	0	0
70	3436	City Building ADA Compliance Review	0	0
72	3437	Milpitas Gateway - Main Street Specific Plan Update	0	0
74	3438	Annual Tree Replacement Program	0	0
76	3443	Police/Fire Issued Equipment Procurement	0	0
78	3445	Public Safety/DPW Disaster Plan Update	0	0
80	3447	Fire Station No. 2 Replacement	0	0
82	3452	(Rmb) SCVWD Creek Projects	0	0
84	3453	Climate Action Plan Update	0	0
86	3459	ALPRs and Security Cameras	0	0
88	3460	Comprehensive Zoning Ordinance Update	0	0
90	3461	Fire Stations Security	0	0
92	3462	On-Call Facilities Maintenance & Repair Services	0	330,000
94	3464	Mobile Emergency Operations Center	0	0
96	3486	Facilities Water Fixtures Retrofit Project	0	0
98	3487	Citywide LED Lighting Upgrade Project	0	0
100	3488	Community and Senior Center Energy Resilience Project	0	0
102	3489	Public Art Project	0	0
104	3490	Capital Improvement Program Administration	0	385,000
106	3716	City Parking Lot Rehabilitation Program	0	0
108	Plan	Metro Community Facility Building	0	0
Subtotal by Funding Source			10,000	2,040,000
Total			\$2,050,000	

Summary of Project Funding Sources FY 2024-25

Pg.	No.	Project Name	TASP Impact Fees	No Funding Source
40	2006	Milpitas Metro Specific Plan Update (TASP)	0	0
42	2010	Land/Right-of-Way Value Determination	10,000	0
44	2011	Metro Area Police Substation	0	0
46	3403	Fire Station Improvements	0	125,000
48	3406	City Building Improvements	0	500,000
50	3414	City Buildings, Exterior Painting & Repairs	0	0
52	3415	PD Communications	0	0
54	3416	City General Plan Update	0	0
56	3418	City Std. Details, Guidelines, & Specifications	0	0
58	3421	Replacement Fire Station Alert System	0	0
60	3422	City Buildings Roofing Repairs	0	150,000
62	3423	Police Records Management System	0	0
64	3427	Technology Projects	0	0
66	3434	Permitting Technology Improvement	0	0
68	3435	Finance System Upgrade	0	0
70	3436	City Building ADA Compliance Review	0	0
72	3437	Milpitas Gateway - Main Street Specific Plan Update	0	0
74	3438	Annual Tree Replacement Program	0	125,000
76	3443	Police/Fire Issued Equipment Procurement	0	0
78	3445	Public Safety/DPW Disaster Plan Update	0	0
80	3447	Fire Station No. 2 Replacement	0	0
82	3452	(Rmb) SCVWD Creek Projects	0	0
84	3453	Climate Action Plan Update	0	0
86	3459	ALPRs and Security Cameras	0	0
88	3460	Comprehensive Zoning Ordinance Update	0	0
90	3461	Fire Stations Security	0	0
92	3462	On-Call Facilities Maintenance & Repair Services	0	330,000
94	3464	Mobile Emergency Operations Center	0	0
96	3486	Facilities Water Fixtures Retrofit Project	0	0
98	3487	Citywide LED Lighting Upgrade Project	0	0
100	3488	Community and Senior Center Energy Resilience Project	0	0
102	3489	Public Art Project	0	0
104	3490	Capital Improvement Program Administration	0	385,000
106	3716	City Parking Lot Rehabilitation Program	0	200,000
108	Plan	Metro Community Facility Building	1,100,000	0
Subtotal by Funding Source			1,110,000	1,815,000
Total			\$2,925,000	

Summary of Project Funding Sources FY 2025-26

Pg.	No.	Project Name	TASP Impact Fees	No Funding Source
40	2006	Milpitas Metro Specific Plan Update (TASP)	0	0
42	2010	Land/Right-of-Way Value Determination	10,000	0
44	2011	Metro Area Police Substation	0	0
46	3403	Fire Station Improvements	0	125,000
48	3406	City Building Improvements	0	500,000
50	3414	City Buildings, Exterior Painting & Repairs	0	0
52	3415	PD Communications	0	0
54	3416	City General Plan Update	0	0
56	3418	City Std. Details, Guidelines, & Specifications	0	0
58	3421	Replacement Fire Station Alert System	0	0
60	3422	City Buildings Roofing Repairs	0	150,000
62	3423	Police Records Management System	0	0
64	3427	Technology Projects	0	0
66	3434	Permitting Technology Improvement	0	0
68	3435	Finance System Upgrade	0	0
70	3436	City Building ADA Compliance Review	0	0
72	3437	Milpitas Gateway - Main Street Specific Plan Update	0	0
74	3438	Annual Tree Replacement Program	0	125,000
76	3443	Police/Fire Issued Equipment Procurement	0	0
78	3445	Public Safety/DPW Disaster Plan Update	0	0
80	3447	Fire Station No. 2 Replacement	0	0
82	3452	(Rmb) SCVWD Creek Projects	0	0
84	3453	Climate Action Plan Update	0	0
86	3459	ALPRs and Security Cameras	0	0
88	3460	Comprehensive Zoning Ordinance Update	0	0
90	3461	Fire Stations Security	0	0
92	3462	On-Call Facilities Maintenance & Repair Services	0	330,000
94	3464	Mobile Emergency Operations Center	0	0
96	3486	Facilities Water Fixtures Retrofit Project	0	0
98	3487	Citywide LED Lighting Upgrade Project	0	0
100	3488	Community and Senior Center Energy Resilience Project	0	0
102	3489	Public Art Project	0	0
104	3490	Capital Improvement Program Administration	0	385,000
106	3716	City Parking Lot Rehabilitation Program	0	100,000
108	Plan	Metro Community Facility Building	0	15,100,000
Subtotal by Funding Source			10,000	16,815,000
Total			\$16,825,000	

Milpitas Metro Specific Plan Update (TASP)



Category:	Community Improvement
City Council Priority:	Economic Development and Growth
Project Location:	Milpitas Metro Specific Plan
Managing Department:	Planning
Contact Person:	Ned Thomas [3273]/ Jessica Garner [3284]
Project Stage:	Design
Estimated Schedule	
Design:	2021
Construction:	—
Recurring Project:	No

Description

The Transit Area Specific Plan (TASP) was approved in 2008. Since that time, the City Council has approved minor amendments to TASP focused primarily on individual properties, but a comprehensive evaluation of the plan and the effectiveness of its implementation has not occurred. Approximately 95% of the housing planned and cleared under CEQA for the area have been entitled or constructed. Approximately 50% of retail uses and none of the office have been developed. For this update, the City will evaluate development projects proposed, entitled, or constructed; processes and regulations for development; possible changes to boundaries, density ranges, and land uses shown on the land use diagram; and remaining development capacity. This project will include an update to the TASP EIR to provide environmental clearance for additional residential and commercial development.

Notes

The current TASP EIR provides environmental clearance for 7,109 residential units, and nearly 7,000 units are entitled, under construction, or completed. The TASP EIR needs to be updated to provide for additional capacity and be renamed to "Milpitas Metro Specific Plan Updated". In addition, the update will include needed changes to the land use diagram, potential boundary changes, and changes in residential densities and land uses where appropriate and feasible. The update will also address needed changes to administrative and development regulations for clarity, any deficiencies or needs related to infrastructure planned for the area, and to improve the development review process. The update for the TASP and EIR began in 2020 and is estimated to be completed in 2021. The City hired a consultant planner to serve as TASP Update Manager in December 2019 and the funding request in FY2021-22 is to maintain the contract services. (TASP ID: DB#44)

Uncommitted Balance
as of 2/28/2021Council
Approval

\$220,186

7/1/2016

Milpitas Metro Specific Plan Update (TASP)

Project No. 2006

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	550,000	100,000	0	0	0	0	650,000
Administration	25,000	0	0	0	0	0	25,000
Others	425,000	0	0	0	0	0	425,000
TOTAL	\$1,000,000	\$100,000	\$0	\$0	\$0	\$0	\$1,100,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
TASP Impact Fees	1,000,000	100,000	0	0	0	0	1,100,000
TOTAL	\$1,000,000	\$100,000	\$0	\$0	\$0	\$0	\$1,100,000

Finance Notes

City Council 4/6/2021 - Budget Appropriation of \$426,250 from TASP Impact Fee Fund.

Operating Impact Notes

This project is anticipated to impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Land/Right-of-Way Value Determination



Category:	Community Improvement
City Council Priority:	Economic Development and Growth
Project Location:	Milpitas Metro Specific Plan
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]
Project Stage:	Planning
Estimated Schedule	
Design:	Spring 2021
Construction:	—
Recurring Project:	Yes

Description

This project provides for the annual evaluation and determination of land and right-of-way fair market values within the City for the purpose of updating development fee calculations such as the park-in-lieu fee.

Notes

Land fair market values will be evaluated annually as recommended in Section 1 of the 2014 Transit Area Development Impact Fee Update. Values were determined in April 2020, and will be evaluated in 2021. (TASP ID #45)

Uncommitted Balance
as of 2/28/2021Council
Approval

\$12,000

7/1/2019

Land/Right-of-Way Value Determination

Project No. 2010

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	15,000	0	10,000	10,000	10,000	10,000	55,000
Administration	5,000	0	0	0	0	0	5,000
TOTAL	\$20,000	\$0	\$10,000	\$10,000	\$10,000	\$10,000	\$60,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
TASP Impact Fees	20,000	0	10,000	10,000	10,000	10,000	60,000
TOTAL	\$20,000	\$0	\$10,000	\$10,000	\$10,000	\$10,000	\$60,000

Finance Notes

Operating Impact Notes

There are no operating or maintenance expenses associated with this project.

Metro Area Police Substation



Category:	Community Improvement
City Council Priority:	Public Safety
Project Location:	Milpitas Metro Specific Plan
Managing Department:	Police
Contact Person:	Frank Morales [2521]/ Lisa Beaulieu [2434]
Project Stage:	Planning
Estimated Schedule	
Design:	2022
Construction:	2023
Recurring Project:	No

Description

This project provides for tenant improvements and equipment to construct a new police substation within the Milpitas Metro Specific Plan area. A substation within Metro area will reduce response time and increase police presence.

Notes

Design to start once the location of the substation is determined. Estimate for the tenant improvement construction cost is based on a 1,500 sq.ft. commercial space. (Not in TADIF)

Metro Area Police Substation

Project No. 2011

Uncommitted Balance as of 2/28/2021	Council Approval
\$310,000	7/1/2019

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	300,000	0	0	0	0	0	300,000
Administration	10,000	0	15,000	0	0	0	25,000
Improvements	0	0	675,000	0	0	0	675,000
TOTAL	\$310,000	\$0	\$690,000	\$0	\$0	\$0	\$1,000,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
TASP Impact Fees	310,000	0	690,000	0	0	0	1,000,000
TOTAL	\$310,000	\$0	\$690,000	\$0	\$0	\$0	\$1,000,000

Finance Notes**Operating Impact Notes**

This project is anticipated to impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Fire Station Improvements



Category: Community Improvement

City Council Priority: Public Safety

Project Location: Fire Stations

Managing Department: Public Works

Contact Person: Tony Ndah [2602]/
Brian Sherrard [2811]

Project Stage: Construction

Estimated Schedule

Design: Ongoing

Construction: Ongoing

Recurring Project: Yes

Description

This project provides for various minor improvements to Fire Stations including, but not limited too, renovation or replacement of electrical and mechanical systems, HVAC systems, plumbing, parking lot repairs, emergency power generator systems, interior and exterior painting, replacement of floor coverings, restroom and shower facilities, kitchen improvements, re-roofing and other building and site related improvements. All work will be performed on a priority and funding availability basis.

Notes

Public Works work plan for FY2020-21 is to expand the dormitory and repair the training tower at Fire Station No. 1; install security fencing, replace carpets with concrete floor, paint the interior, and improve the restrooms at Fire Station No. 4; and replace carpets with concrete floor, paint the interior, and retrofit sprinkler system at Fire Station No. 3. Funding request in FY2021-22 is for the installation of a No-Smoke filtration system at Fire Station No. 1, 3, and 4 and install security gate/fence at Fire Station No. 4. This project is only partially funded.

Fire Station Improvements

Project No. 3403

Uncommitted Balance as of 2/28/2021	Council Approval
\$495,812	7/1/2011

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	100,000	10,000	10,000	10,000	5,000	5,000	140,000
Administration	85,000	10,000	10,000	10,000	5,000	5,000	125,000
Inspection	85,000	0	0	0	0	0	85,000
Improvements	1,030,000	230,000	440,000	655,000	115,000	115,000	2,585,000
TOTAL	\$1,300,000	\$250,000	\$460,000	\$675,000	\$125,000	\$125,000	\$2,935,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	600,000	250,000	0	0	0	0	850,000
Transient Occupancy Tax (TOT)	700,000	0	0	0	0	0	700,000
No Funding Source	0	0	460,000	675,000	125,000	125,000	1,385,000
TOTAL	\$1,300,000	\$250,000	\$460,000	\$675,000	\$125,000	\$125,000	\$2,935,000

Finance Notes

City Council 6/4/2020 - \$520K in prior years funding from the General Government CIP Fund was defunded to address the projected shortfalls in the General Fund.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

City Building Improvements



Category: Community Improvement

City Council Priority: Governance and Administration

Project Location: City Facilities

Managing Department: Public Works

Contact Person: Tony Ndah [2602]/
James Levers [2648]

Project Stage: Construction

Estimated Schedule

Design: Ongoing

Construction: Ongoing

Recurring Project: Yes

Description

This project provides for repair, renovation, replacement, and improvements at City buildings including Public Works, Police, Senior Center, Community Center, City Hall, Library and its parking garage, and Sports Center. Work includes electrical and mechanical systems, pool equipment, motors/pumps, fountain repairs, leak repairs, emergency power, HVAC systems, painting, carpeting, code upgrades, space planning, interior remodels, replacement of furnishings, and other related improvements. Work may also include energy savings improvements, such as replacement of lighting fixtures, and installation of more efficient climate controls systems. Work will be completed on a priority and funding availability basis.

Notes

Citywide desktop and furnishing replacement, City Hall workstation improvements and reconfiguration, Police/Public Works buildings chiller compressors replacement, and Citywide Fire, Intrusion, and Panic Alarm assessment to start in FY2019-20. Fire Alarm improvements and ADEMCO replacement for various buildings; Senior Center floor resurfacing; Community Center auditorium floor restoration, kitchen remodel, and table & chair replacement; Sport Center dance studio and vending room floor installation, pedestrian pavement replacement, fencing and external door seal replacement; Police/Public Works buildings landscape and irrigation restoration, curtain wall, window coating and exhaust fan replacement are planned for FY2020-21. This project is only partially funded.

City Building Improvements

Project No. 3406

Uncommitted Balance as of 2/28/2021	Council Approval
\$330,665	7/1/2007

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	90,000	0	0	0	0	0	90,000
Administration	25,000	0	0	0	0	0	25,000
Inspection	60,000	0	0	0	0	0	60,000
Improvements	2,240,000	500,000	500,000	500,000	500,000	500,000	4,740,000
Equipment	400,000	0	0	0	0	0	400,000
TOTAL	\$2,815,000	\$500,000	\$500,000	\$500,000	\$500,000	\$500,000	\$5,315,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	2,665,000	500,000	0	0	0	0	3,165,000
Transient Occupancy Tax (TOT)	150,000	0	0	0	0	0	150,000
No Funding Source	0	0	500,000	500,000	500,000	500,000	2,000,000
TOTAL	\$2,815,000	\$500,000	\$500,000	\$500,000	\$500,000	\$500,000	\$5,315,000

Finance Notes

City Council 11/17/2020 - Budget Appropriation of \$670k in prior years funding from General Government CIP Fund was defunded for Facilities Water Features, Project No. 3486.

City Council 10/06/2020 - Budget Amendment returning of \$40k from contract to the General Government CIP Fund.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

City Buildings, Exterior Painting & Repairs



Category:	Community Improvement
City Council Priority:	Governance and Administration
Project Location:	City Facilities
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ James Levers [2648]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for the exterior painting and repairs of City buildings including Public Works, Police, Senior Center, Community Center, City Hall, Library and its parking garage, and Sports Center. Buildings should be painted or sealed approximately every ten years to maintain the appearance and prevent damage caused by moisture infiltration.

Notes

Community Center is scheduled to be painted in summer 2021. City Hall exterior to be painted and the marble to be sealed and caulked; and Police/Public Works Building exterior to be painted and repair of stucco planned for FY2020-21.

Uncommitted Balance
as of 2/28/2021Council
Approval

\$490,833

7/1/2014

City Buildings, Exterior Painting & Repairs

Project No. 3414

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	50,000	0	0	0	0	0	50,000
Administration	50,000	0	0	0	0	0	50,000
Improvements	500,000	0	0	0	0	0	500,000
TOTAL	\$600,000	\$0	\$0	\$0	\$0	\$0	\$600,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	600,000	0	0	0	0	0	600,000
TOTAL	\$600,000	\$0	\$0	\$0	\$0	\$0	\$600,000

Finance Notes

City Council 6/4/2020 - \$300K in prior years funding from the General Government CIP Fund was defunded to address the projected shortfalls in the General Fund.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

PD Communications



Category: Community Improvement

City Council Priority: Public Safety

Project Location: Fire Stations, Police/Public Works Facility

Managing Department: Police

Contact Person: Steve Fox [2525]/
Lisa Beaulieu [2434]

Project Stage: Post-Implementation

Estimated Schedule

Design: Completed

Construction: 2022

Recurring Project: No

Description

The project provides for the design and installation of a public safety radio and data communications network to improve emergency services for Fire, Police, and Public Works departments. Per Federal Communications Commission (FCC) mandate, Santa Clara County and the Cities Managers Association agreed to jointly fund a countywide program for radio interoperability in 2001.

Notes

City Council approved a cooperative purchase and installation of Motorola Solutions dispatch consoles equipment, APX subscriber equipment, and matching Locution Systems Fire Station Alerting System in December 2018. The installation of the communication equipment was completed in Summer 2020. Removal of obsolete equipment from City and County locations to be completed by summer 2022.

PD Communications

Project No. 3415

Uncommitted Balance as of 2/28/2021	Council Approval
\$252,413	7/1/2015

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Administration	48,000	0	0	0	0	0	48,000
Improvements	3,107,000	0	0	0	0	0	3,107,000
TOTAL	\$3,155,000	\$0	\$0	\$0	\$0	\$0	\$3,155,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	3,155,000	0	0	0	0	0	3,155,000
TOTAL	\$3,155,000	\$0	\$0	\$0	\$0	\$0	\$3,155,000

Finance Notes

City Council 12/4/2018 - Approved purchase of PD communication equipment including fire station alert system for \$2,350,591.

City Council 6/4/2020 - \$1.3M in prior years funding from the General Government CIP Fund was defunded to address the projected shortfalls in the General Fund.

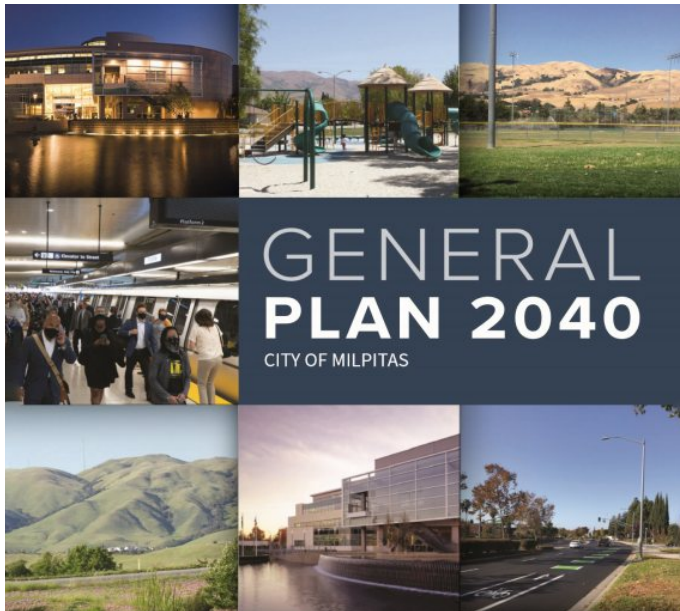
Operating Impact

Fund	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26
General Fund	16,941	16,941	16,941	16,941	16,941

Operating Impact Notes

The annual software maintenance cost of \$16,941 (NICE Logger) is anticipated to start in FY21-22. The cost of the NICE Logger system software maintenance will be incurred by the police department operating budget.

City General Plan Update



Category:	Community Improvement
City Council Priority:	Economic Development and Job Growth
Project Location:	Planning Department
Managing Department:	Planning
Contact Person:	Ned Thomas [3273]/ Jessica Garner [3284]
Project Stage:	Planning
Estimated Schedule	
Design:	2021
Construction:	—
Recurring Project:	No

Description

This project provides for a comprehensive update of the City's General Plan including community outreach and CEQA analysis. State law requires that each City adopt and regularly update its General Plan. The City adopted its current General Plan in 1994. While the current document has been amended multiple times, including the latest Housing Element Update approved in 2015, it has not been comprehensively reviewed and updated in over 25 years. The City will update the General Plan for consistency with input from the community, current Council priorities and vision, contemporary planning practice, and recent changes in State law.

Notes

City Council adopted General Plan 2040 on March 9, 2021.

City General Plan Update

Project No. 3416

Uncommitted Balance as of 2/28/2021	Council Approval
\$112,383	10/6/2015

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Administration	100,000	0	0	0	0	0	100,000
Others	1,250,000	0	0	0	0	0	1,250,000
TOTAL	\$1,350,000	\$0	\$0	\$0	\$0	\$0	\$1,350,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Community Planning Fees	350,000	0	0	0	0	0	350,000
Grants/Reimb./Developer Fees	1,000,000	0	0	0	0	0	1,000,000
TOTAL	\$1,350,000	\$0	\$0	\$0	\$0	\$0	\$1,350,000

Finance Notes

City Council 10/6/15 - Project created with Budget Appropriation of \$1.0M from Developer Fees and \$200k from Community Planning Fees for a total of \$1.2M. Developer Fees: contribution from Trumark/Lennar Waterstone Residential Development Project.

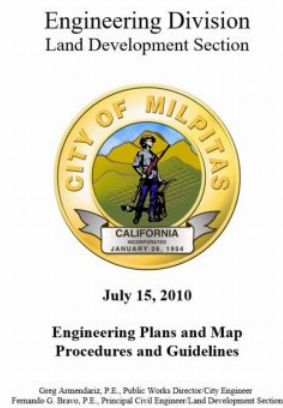
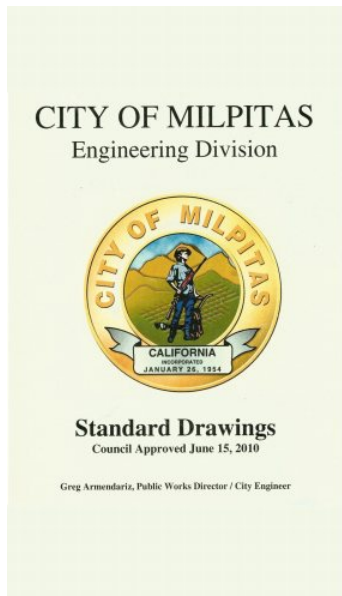
In FY 2019-20, \$500k in prior year funding revised from Grants/Reimb./Developer Fees to Community Planning Fees.

City Council 2/16/2021 - Mid-Year Budget Appropriation of \$750K in prior years funding from Community Planning Fees was defunded for other projects.

Operating Impact Notes

There are no operating or maintenance expenses associated with this project.

City Std. Details, Guidelines, & Specifications



Category:	Community Improvement
City Council Priority:	Governance and Administration
Project Location:	Engineering Department
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Michael Silveira [3303]
Project Stage:	Planning
Estimated Schedule	
Design:	2022
Construction:	—
Recurring Project:	No

Description

This project provides for the update of the City's Engineering Standard Details, Guidelines, and Specifications document. The Engineering Guidelines describe requirements and improvements for new developments and public infrastructure constructed within the City.

Notes

The update is anticipated to start in 2021.

Uncommitted Balance
as of 2/28/2021Council
Approval

City Std. Details, Guidelines, & Specifications

Project No. 3418

\$395,017

7/1/2016

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	350,000	0	0	0	0	0	350,000
Administration	30,000	0	0	0	0	0	30,000
Inspection	20,000	0	0	0	0	0	20,000
TOTAL	\$400,000	\$0	\$0	\$0	\$0	\$0	\$400,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Permit Automation Fund	400,000	0	0	0	0	0	400,000
TOTAL	\$400,000	\$0	\$0	\$0	\$0	\$0	\$400,000

Finance Notes

Operating Impact Notes

There are no operating or maintenance expenses associated with this project.

Replacement Fire Station Alert System



Category: Community Improvement

City Council Priority: Public Safety

Project Location: Fire Stations

Managing Department: Fire

Contact Person: Brian Sherrard [2811]/
Richard Frawley [2824]

Project Stage: Construction

Estimated Schedule

Design: Completed

Construction: 2021

Recurring Project: No

Description

This project provides for replacement of the Fire Department emergency dispatch alert system at all four fire stations. The current system has reached the end of its service life and the manufacturer (Zetron) no longer supports the system. Work includes coordination and interface with the City's 911 dispatch center.

Notes

Procurement of Motorola Fire Station Alert System (FSAS) and integration with the Silicon Valley Regional Communications System (SVRCS) was approved by City Council in December 2018. Installation of the FSAS was completed in summer 2020. FSAS to be expanded into dorm room expansion at Fire Station No. 1 in 2021.

Uncommitted Balance
as of 2/28/2021Council
Approval

\$48,580

7/1/2016

Replacement Fire Station Alert System

Project No. 3421

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Equipment	393,000	0	0	0	0	0	393,000
TOTAL	\$393,000	\$0	\$0	\$0	\$0	\$0	\$393,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	393,000	0	0	0	0	0	393,000
TOTAL	\$393,000	\$0	\$0	\$0	\$0	\$0	\$393,000

Finance Notes

City Council 12/4/2018 - approved purchase of FSAS with PD communication equipment.

Operating Impact

Fund	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26
General Fund	43,832	43,832	43,832	43,832	43,832

Operating Impact Notes

The annual software licensing and maintenance costs of \$43,832 is anticipated to start in FY21-22. The cost of the software maintenance will be incurred by the fire/police department operating budget.

City Buildings Roofing Repairs



Category:	Community Improvement
City Council Priority:	Governance and Administration
Project Location:	City Facilities
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ James Levers [2648]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for roof replacement and repairs to prevent damages caused by moisture infiltration at City buildings including Public Works, Police, Senior Center, Community Center, City Hall, Library and its parking garage, and Sports Center. The service life of a typical building roof is approximately 20 years.

Notes

Milpitas Community Center and Milpitas Sports Center roof repairs to start in FY2021-22. This project is only partially funded.

City Buildings Roofing Repairs

Project No. 3422

Uncommitted Balance as of 2/28/2021	Council Approval
\$751,696	7/1/2015

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Administration	45,000	0	20,000	20,000	20,000	20,000	125,000
Inspection	45,000	0	0	0	0	0	45,000
Improvements	810,000	0	130,000	130,000	130,000	130,000	1,330,000
TOTAL	\$900,000	\$0	\$150,000	\$150,000	\$150,000	\$150,000	\$1,500,000

Funding Source

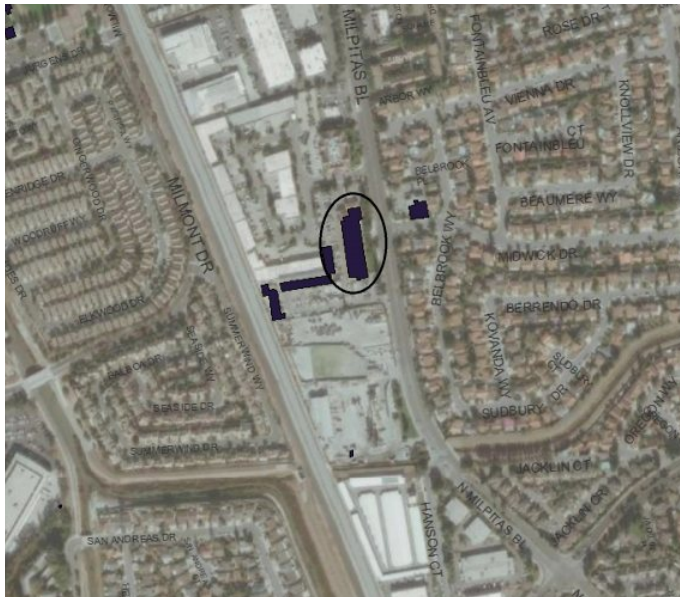
	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	900,000	0	0	0	0	0	900,000
No Funding Source	0	0	150,000	150,000	150,000	150,000	600,000
TOTAL	\$900,000	\$0	\$150,000	\$150,000	\$150,000	\$150,000	\$1,500,000

Finance Notes

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Police Records Management System



Category: Community Improvement

City Council Priority: Public Safety

Project Location: Police Department

Managing Department: Police

Contact Person: Steve Fox [2525]/
Lisa Beaulieu [2434]

Project Stage: Construction

Estimated Schedule

Design: Completed

Construction: 2021

Recurring Project: No

Description

This project provides for the replacement of the Police Department's 20-year-old Records Management System (RMS) that has exceeded its useful life. The Police Department is required to maintain a reliable RMS to respond to public information requests, process data for criminal cases, and to meet the California Government Code requirements of preserving information.

Notes

The existing RMS software by Tiburon is no longer supported by the vendor. The project was advertised for bids in May 2020 and a vendor will be selected in winter 2021.

Uncommitted Balance
as of 2/28/2021Council
Approval**Police Records Management System**

Project No. 3423

\$915,312**5/20/2014****Estimated Cost**

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Improvements	750,000	0	0	0	0	0	750,000
Equipment	849,721	0	0	0	0	0	849,721
TOTAL	\$1,599,721	\$0	\$0	\$0	\$0	\$0	\$1,599,721

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Fund	149,721	0	0	0	0	0	149,721
General Government CIP Fund	1,450,000	0	0	0	0	0	1,450,000
TOTAL	\$1,599,721	\$0	\$0	\$0	\$0	\$0	\$1,599,721

Finance Notes

City Council 3/3/2020 - Budget Appropriation of \$149,712 from General Fund.

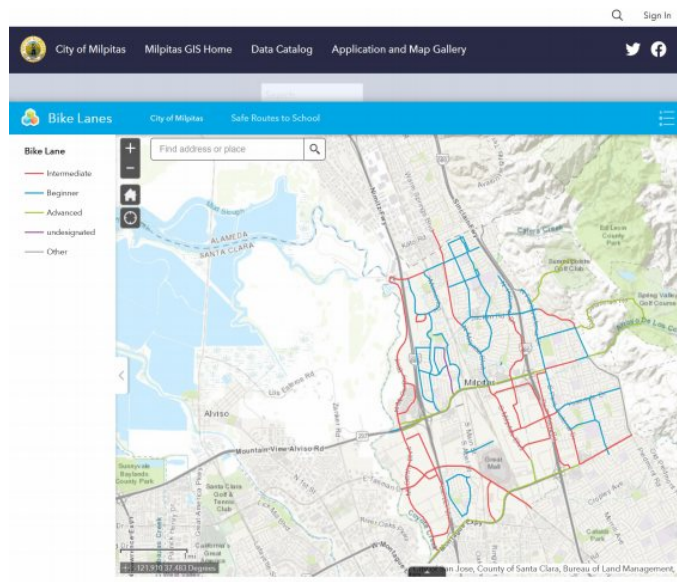
Operating Impact Notes

This project is anticipated to impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Technology Projects

PROJECT NO.

3427



Category:	Community Improvement
City Council Priority:	Governance and Administration
Project Location:	City Facilities
Managing Department:	Information Technology
Contact Person:	Mike Luu [2706]
Project Stage:	Ongoing Planning/ Implementation
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for ongoing technology improvements and modernization of various specialty software applications and hardware. The improvements will support the City network infrastructure, record management systems, and the citywide Geographic Information System (GIS). The GIS system application is used by the Engineering, Planning, and Public Works Departments to manage and maintain the City's infrastructure.

Notes

Engineering's management system upgrades started in FY2019-20 and are to be completed in 2021. Funding request in FY2021-22 is to maintain and manage the City's infrastructure and upgrade software applications and hardware for the GIS system, and for replacement of mobile technology in Police and Fire vehicles.

Technology Projects

Project No. 3427

Uncommitted Balance as of 2/28/2021	Council Approval
\$146,729	7/1/2016

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Improvements	550,000	400,000	250,000	0	0	0	1,200,000
Equipment	750,000	0	0	0	0	0	750,000
Others	100,000	0	0	0	0	0	100,000
TOTAL	\$1,400,000	\$400,000	\$250,000	\$0	\$0	\$0	\$2,050,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	50,000	350,000	0	0	0	0	400,000
Permit Automation Fund	1,350,000	50,000	0	0	0	0	1,400,000
No Funding Source	0	0	250,000	0	0	0	250,000
TOTAL	\$1,400,000	\$400,000	\$250,000	\$0	\$0	\$0	\$2,050,000

Finance Notes

In FY2019-20, \$650k in prior years funding revised from General Government CIP Fund to Permit Automation Fund.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Permitting Technology Improvement



Category:	Community Improvement
City Council Priority:	Governance and Administration
Project Location:	City Hall
Managing Department:	Information Technology
Contact Person:	Mike Luu [2706]
Project Stage:	Ongoing Planning/ Implementation
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	No

Description

This project provides for improvements to the Building and Engineering Departments' permitting automation system. Improvements will be made to submission process, retrieve, review, storage, and archival of documents of different file formats and electronic drawing submittal process used for permit issuance and fee collection in accordance with City Ordinance. The project will streamline the permit submittal process, retrieval of documents, and ensure the system operates efficiently for better customer service.

Notes

Planning and IT departments to review and strategize improvements to the City's permitting automation and ProjectDox system in 2021.

Uncommitted Balance
as of 2/28/2021Council
Approval

\$314,925

7/1/2017

Permitting Technology Improvement

Project No. 3434

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Improvements	550,000	0	0	0	0	0	550,000
TOTAL	\$550,000	\$0	\$0	\$0	\$0	\$0	\$550,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Permit Automation Fund	550,000	0	0	0	0	0	550,000
TOTAL	\$550,000	\$0	\$0	\$0	\$0	\$0	\$550,000

Finance Notes**Operating Impact Notes**

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Finance System Upgrade



Category:	Community Improvement
City Council Priority:	Governance and Administration
Project Location:	Finance Department
Managing Department:	Finance
Contact Person:	Lauren Lai [3111]/ Jane Corpus [3125]
Project Stage:	Ongoing Implementation
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for upgrades to the City's financial system to utilize current technology. Upgrades include General Ledger, Accounts Payable, Cash Collection, Payroll/Human Resources, Job Costing and Purchase Order. The Finance system also manages Budget Preparation, Business License, Investment Software and Fixed Asset systems.

Notes

Upgrades to existing Cayenta ERP completed in 2020. New Budget, Operation, and CIP system purchased in 2019 and implementation is ongoing.

Finance System Upgrade

Project No. 3435

Uncommitted Balance as of 2/28/2021	Council Approval
\$157,618	7/1/2011

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Equipment	1,150,000	0	0	0	0	0	1,150,000
Others	100,000	0	0	0	0	0	100,000
TOTAL	\$1,250,000	\$0	\$0	\$0	\$0	\$0	\$1,250,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	1,150,000	0	0	0	0	0	1,150,000
Sewer Fund	50,000	0	0	0	0	0	50,000
Water Fund	50,000	0	0	0	0	0	50,000
TOTAL	\$1,250,000	\$0	\$0	\$0	\$0	\$0	\$1,250,000

Finance Notes

City Council 1/15/2019 - approval of Cayenta financial and utility billing software systems upgrades for \$419,892.
City Council 2/16/2021 - Mid-Year Budget Appropriation of \$100,000 from Water Fund (\$50k) and Sewer Fund (\$50k).

Operating Impact Notes

Software licensing costs are already budgeted in the Department's operating budget and there are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

City Building ADA Compliance Review



Category:	Community Improvement
City Council Priority:	Governance and Administration
Project Location:	City Facilities
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Michael Silveira [3303]
Project Stage:	Planning
Estimated Schedule	
Design:	2022
Construction:	—
Recurring Project:	No

Description

This project provides for Americans with Disabilities Act (ADA) compliance review of City buildings. The assessment will review accessible parking stall and its path of travel to facilities, areas open to public use, activity areas, office space, restrooms, meeting rooms, etc. The assessment will identify deficiencies and recommend improvements to comply with ADA standards and provide an estimated cost for improvements.

Notes

City Hall, Barbara Lee Senior Center, Fire Station No. 3 and 4, Milpitas Library and Parking Garage, Sport Center Higuera Adobe Caretaker House, and Sal Cracolice Recreation Facility to be evaluated in FY2021/22.

Uncommitted Balance
as of 2/28/2021Council
Approval**City Building ADA Compliance Review**

Project No. 3436

\$158,012**7/1/2012****Estimated Cost**

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	150,000	0	0	0	0	0	150,000
Administration	10,000	0	0	0	0	0	10,000
TOTAL	\$160,000	\$0	\$0	\$0	\$0	\$0	\$160,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	160,000	0	0	0	0	0	160,000
TOTAL	\$160,000	\$0	\$0	\$0	\$0	\$0	\$160,000

Finance Notes**Operating Impact Notes**

There are no operating or maintenance expenses associated with this project.

Milpitas Gateway - Main Street Specific Plan Update



Category:	Community Improvement
City Council Priority:	Economic Development and Job Growth
Project Location:	Milpitas Gateway-Main Street Specific Plan
Managing Department:	Planning
Contact Person:	Ned Thomas [3273]/ Jessica Garner [3284]
Project Stage:	Planning
Estimated Schedule	
Design:	2022
Construction:	—
Recurring Project:	No

Description

This project provides for the update of the Milpitas Midtown Specific Plan which was adopted in March 2002. In June 2008, the Council amended the Plan to remove approximately 100 acres and create the Transit Area Specific Plan. In October 2019, the Council directed staff to suspend their activities on the update and develop a new strategic direction and scope of work. The update will include strategies for long-range planning and strategic investment in a focused area and possible boundary changes that align with Council priorities and current conditions in an expanded Midtown area.

Notes

Staff to advertise request for proposals (RFP) to update the Specific Plan in spring 2021.

Uncommitted Balance
as of 2/28/2021Council
Approval**Milpitas Gateway - Main Street Specific Plan Update**

Project No. 3437

\$508,404**7/1/2016****Estimated Cost**

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	250,000	350,000	0	0	0	0	600,000
Administration	10,000	0	0	0	0	0	10,000
Others	350,000	0	0	0	0	0	350,000
TOTAL	\$610,000	\$350,000	\$0	\$0	\$0	\$0	\$960,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Community Planning Fees	250,000	350,000	0	0	0	0	600,000
General Government CIP Fund	360,000	0	0	0	0	0	360,000
TOTAL	\$610,000	\$350,000	\$0	\$0	\$0	\$0	\$960,000

Finance Notes

City Council 2/26/2019 - Mid-Year Budget Appropriation of \$250k from Community Planning Fund.

Operating Impact Notes

There are no operating or maintenance expenses associated with this project.

Annual Tree Replacement Program

PROJECT NO.

3438



Category:	Community Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Citywide
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Joseph Aguilera [2647]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for the replacement of aging City-owned trees as recommended by the Urban Forestry Management Plan (UFMP), dated March 2019. The program will enhance the City's urban forest inventory, which includes over 15,000 City-owned trees. Project funds minor tree maintenance, irrigation improvements, and utility relocations for proper tree sustainability.

Notes

UFMP recommends to replace approximately 75 trees estimated at \$125,000 biannually. Public Works plans to replace approximately 25 trees in FY2021-22. This project is only partially funded.

Uncommitted Balance
as of 2/28/2021Council
Approval

\$200,317

7/1/2017

Annual Tree Replacement Program

Project No. 3438

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Administration	125,000	0	0	0	0	0	125,000
Improvements	294,000	0	125,000	0	125,000	125,000	669,000
TOTAL	\$419,000	\$0	\$125,000	\$0	\$125,000	\$125,000	\$794,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	390,000	0	0	0	0	0	390,000
Grants/Reimb./ Developer Fees	29,000	0	0	0	0	0	29,000
No Funding Source	0	0	125,000	0	125,000	125,000	375,000
TOTAL	\$419,000	\$0	\$125,000	\$0	\$125,000	\$125,000	\$794,000

Finance Notes

In FY2019-20, \$29k reimbursement from PG&E.

City Council 6/4/2020 - \$200K in prior years funding from the General Government CIP Fund was defunded to address the projected shortfalls in the General Fund.

City Council 2/16/2021 - \$60K in prior years funding from the General Government CIP Fund was defunded for other projects.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

PROJECT NO.

3443

Police/Fire Issued Equipment Procurement



Category:	Community Improvement
City Council Priority:	Public Safety
Project Location:	Police and Fire Departments
Managing Department:	Fire
Contact Person:	Frank Morales [2521]/ Richard Frawley [2824]
Project Stage:	Planning
Estimated Schedule	
Design:	2021
Construction:	—
Recurring Project:	No

Description

This project provides for the assessment and procurement of Police and Fire Department "Issued Equipment" to support officers and fire fighters in their job duties. The acquisition of equipment will support crime reduction, investigations, fire suppression, and protect life and the environment. The project will be completed in two phases. Phase 1 is to assess and determine equipment needs and Phase 2 is the procurement of equipment identified in Phase 1.

Notes

Uncommitted Balance
as of 2/28/2021Council
Approval**Police/Fire Issued Equipment Procurement**

Project No. 3443

\$55,978**7/1/2018****Estimated Cost**

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	240,000	0	0	0	0	0	240,000
Administration	10,000	0	0	0	0	0	10,000
TOTAL	\$250,000	\$0	\$0	\$0	\$0	\$0	\$250,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	250,000	0	0	0	0	0	250,000
TOTAL	\$250,000	\$0	\$0	\$0	\$0	\$0	\$250,000

Finance Notes**Operating Impact Notes**

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Close at the end of Fiscal Year: June 30, 2021

Public Safety/DPW Disaster Plan Update



Category:	Community Improvement
City Council Priority:	Public Safety
Project Location:	Fire Department
Managing Department:	Fire
Contact Person:	Brian Sherrard [2811]/ Walter Rossman [3111]
Project Stage:	Planning
Estimated Schedule	
Design:	2022
Construction:	—
Recurring Project:	No

Description

This project provides for the update of the City's Emergency Action Plan used by the Police, Fire, and Public Works Departments to manage large scale emergencies such as natural disasters. The update will provide an assessment of City's resources and equipment, and recommendation for asset needs. The project will be completed in two phases where phase 1 is to catalogue and inventory existing equipment, identify staff training needs, host training, and study the City's disaster cost recovery plan and phase 2 is to purchase equipment and resources recommended in the assessment.

Notes

This is a joint project by the Fire Department and the City Manager's Office. Phase 1 was completed and presented to the City Council in November 2020. Funding requested in FY2021-22 is for emergency management training and purchase of equipment recommended per the Phase 1 assessment.

Uncommitted Balance
as of 2/28/2021Council
Approval**Public Safety/DPW Disaster Plan Update**

Project No. 3445

\$48,753**7/1/2018****Estimated Cost**

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	75,000	100,000	0	0	0	0	175,000
Administration	25,000	0	0	0	0	0	25,000
Improvements	0	50,000	0	0	0	0	50,000
TOTAL	\$100,000	\$150,000	\$0	\$0	\$0	\$0	\$250,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	100,000	150,000	0	0	0	0	250,000
TOTAL	\$100,000	\$150,000	\$0	\$0	\$0	\$0	\$250,000

Finance Notes**Operating Impact Notes**

This project may impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Fire Station No. 2 Replacement



Category: Community Improvement

City Council Priority: Public Safety

Project Location: 1263 Yosemite Drive

Managing Department: Engineering

Contact Person: Steve Erickson [3301]/
Michael Silveira [3303]

Project Stage: Construction

Estimated Schedule

Design: Completed

Construction: Summer 2022

Recurring Project: No

Description

This project provides for the design and construction of a new Fire Station No. 2 (FS2) at the current location, 1263 Yosemite Drive. FS2 was constructed in 1969 and has reached the end of its service life. The new fire station will be designed to provide for additional fire apparatus, sustainable elements, gender equality/privacy, operational efficiencies to improve response times and meet current Building and Fire Codes for "Essential Services Buildings". Project includes leasing and tenant improvements for a temporary fire station, building demolition, furnishings, fixtures, & equipment (FF&E), and site improvements.

Notes

The concept design was approved by the City Council on May 15, 2019. FS2 staff and operation were relocated to the Temporary Fire Station in summer 2020 and demolition of existing site was completed in fall 2020. Construction of the new fire station started in January 2021 and is to be completed in summer 2022.

Fire Station No. 2 Replacement

Project No. 3447

Uncommitted Balance as of 2/28/2021	Council Approval
\$4,164,323	7/1/2016

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	1,050,000	0	0	0	0	0	1,050,000
Administration	1,750,000	0	0	0	0	0	1,750,000
Inspection	400,000	0	0	0	0	0	400,000
Improvements	12,620,000	0	0	0	0	0	12,620,000
TOTAL	\$15,820,000	\$0	\$0	\$0	\$0	\$0	\$15,820,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	6,220,000	0	0	0	0	0	6,220,000
Revenue Bond	9,600,000	0	0	0	0	0	9,600,000
TOTAL	\$15,820,000	\$0	\$0	\$0	\$0	\$0	\$15,820,000

Finance Notes

City Council 12/4/2018 - Mid-Year Budget Appropriation of \$320k from General Government CIP Fund.

City Council 2/26/2019 - Mid-Year Budget Appropriation of \$250k from General Government CIP Fund.

City Council 10/20/2020 - approved 2020 Lease Revenue Bond financing for \$9.6M.

Operating Impact Notes

This project is anticipated to impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

(Rmb) SCVWD Creek Projects



Category:	Community Improvement
City Council Priority:	Environment
Project Location:	Berryessa, Calera, and Lower Penitencia Creeks
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Michael Silveira [3303]
Project Stage:	Construction
Estimated Schedule	
Design:	2021
Construction:	2024
Recurring Project:	No

Description

This project provides reimbursement to the Santa Clara Valley Water District (SCVWD) for levee pedestrian trails and other improvements constructed on behalf of the City along portions of their Creeks.

Notes

SCVWD completed improvements along Berryessa Creek in 2020. SCVWD to start construction along Lower Penitencia Creek and Calera Creek in 2021 and anticipates to be completed in 2024. Funding request in FY2021/22 is for additional reimbursement to the SCVWD of the improvements specified in the Master Agreement between the City and SCVWD, approved in February 2021.

(Rmb) SCVWD Creek Projects

Project No. 3452

Uncommitted Balance as of 2/28/2021	Council Approval
\$1,436,588	7/1/2019

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	1,500,000	0	0	0	0	0	1,500,000
Improvements	0	250,000	0	0	0	0	250,000
TOTAL	\$1,500,000	\$250,000	\$0	\$0	\$0	\$0	\$1,750,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	1,500,000	250,000	0	0	0	0	1,750,000
TOTAL	\$1,500,000	\$250,000	\$0	\$0	\$0	\$0	\$1,750,000

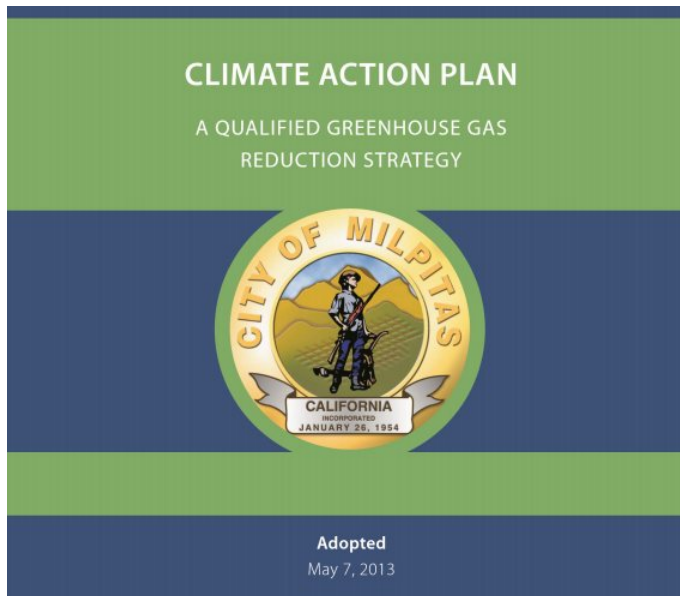
Finance Notes

City Council 2/26/2019 - Mid-Year Budget Appropriation of \$1.5M from General Government CIP Fund.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Climate Action Plan Update



Category: Community Improvement

City Council Priority: Environment

Project Location: Public Works Department

Managing Department: Public Works

Contact Person: Tony Ndah [2602]/
Elaine Marshall [2603]

Project Stage: Design

Estimated Schedule

Design: 2021

Construction: —

Recurring Project: No

Description

This project provides for an update to the City's Climate Action Plan (CAP) adopted in 2013. The CAP serves as the Greenhouse Gas (GHG) reduction strategy to meet the State's reduction target by year 2020. Since the adoption of CAP, legislation was passed setting new mid- and long-term Statewide emissions targets (40% reduction below 1990 levels by 2030; 80% reduction by 2050). The update will identify needs to support CAP programs for the new reduction targets and develop and implement outreach and community engagement programs.

Notes

Climate Action Plan Update started in winter 2021 and is to be completed in winter 2022.

Climate Action Plan Update

Project No. 3453

Uncommitted Balance as of 2/28/2021	Council Approval
\$308	7/1/2019

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	190,000	0	0	0	0	0	190,000
Administration	10,000	0	0	0	0	0	10,000
TOTAL	\$200,000	\$0	\$0	\$0	\$0	\$0	\$200,000

Funding Source

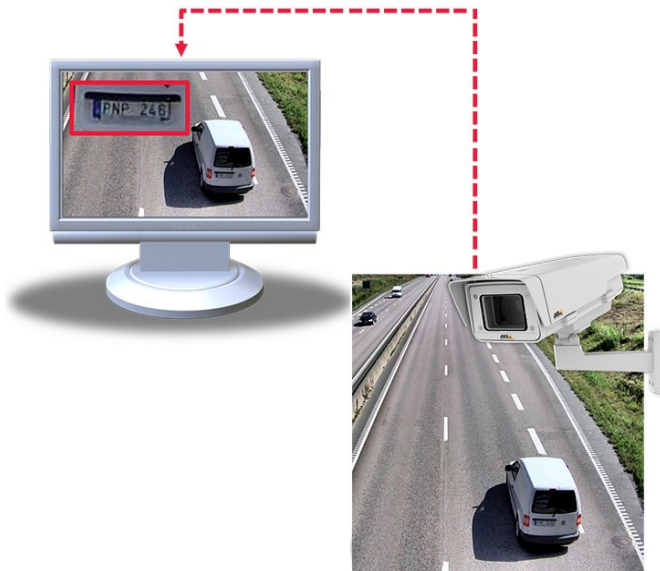
	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	200,000	0	0	0	0	0	200,000
TOTAL	\$200,000	\$0	\$0	\$0	\$0	\$0	\$200,000

Finance Notes

Operating Impact Notes

There are no operating or maintenance expenses associated with this project.

ALPRs and Security Cameras



Category:	Community Improvement
City Council Priority:	Public Safety
Project Location:	Citywide
Managing Department:	Police
Contact Person:	John Torrez [2408]/ Lisa Beaulieu [2434]
Project Stage:	Design
Estimated Schedule	
Design:	Completed
Construction:	2022
Recurring Project:	No

Description

This project provides for the assessment and installation of video camera systems and automated license plate readers (ALPRs) at various locations to protect the community and critical infrastructure. The units will be placed at strategic points of ingress and egress within the City, high crime areas, and the Milpitas BART station in an effort to address criminal activity. Project also includes installation of hardware, software, and data storage.

Notes

Assessment and installation of 20 ALPRs were completed in 2020. Installation of 15 ALPRs are planned to be installed in 2021, locations to be determined. Funding request in FY21/22 is to install additional ALPRs throughout the City.

ALPRs and Security Cameras

Project No. 3459

Uncommitted Balance as of 2/28/2021	Council Approval
\$110,000	7/1/2019

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Equipment	200,000	315,000	0	0	0	0	515,000
TOTAL	\$200,000	\$315,000	\$0	\$0	\$0	\$0	\$515,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	200,000	0	0	0	0	0	200,000
Grants/Reimb./Developer Fees	0	315,000	0	0	0	0	315,000
TOTAL	\$200,000	\$315,000	\$0	\$0	\$0	\$0	\$515,000

Finance Notes

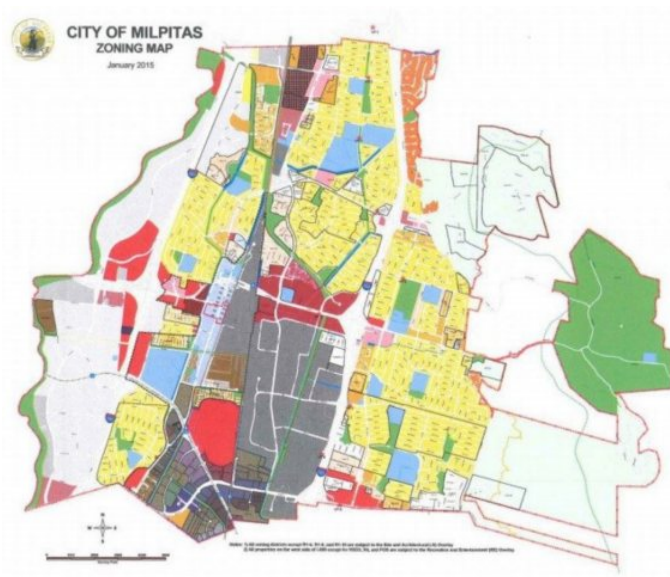
City Council 6/4/2020 - \$300K in prior years funding from the General Government CIP Fund was defunded to address the projected shortfalls in the General Fund.

In FY2021/22, Grants/Reimb./Developer Fees of \$315k is from State Car Break-in Grant.

Operating Impact Notes

This project is currently being funded solely through the CIP including the leasing fee. The scope of this project is continuing to be defined through the design process. Operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Comprehensive Zoning Ordinance Update



Category:	Community Improvement
City Council Priority:	Governance and Administration
Project Location:	Planning Department
Managing Department:	Planning
Contact Person:	Ned Thomas [3273]/ Jessica Garner [3284]
Project Stage:	Planning
Estimated Schedule	
Design:	2023
Construction:	—
Recurring Project:	No

Description

This project provides for the update to the Zoning Ordinance. The Zoning Ordinance is a primary implementation tool of the General Plan with regard to land use. The City's Zoning Ordinance was last updated in 2008 and has had multiple amendments in recent years in response to changes in State law, zoning practice, and technology. Upon adoption of the General Plan Update, expected in winter 2021, the City should undertake a comprehensive review and update of the Zoning Ordinance to ensure consistency between General Plan policies related to land use and the primary regulations to implement those policies. The Zoning Ordinance update will also ensure conformance of local land use regulations and design standards with State law.

Notes

The current Zoning Ordinance was originally written in 1955 and contains many outdated terms and poor organization. The project would resolve inconsistencies and make the Ordinance easier to use and understand for staff and the general public. Zoning Ordinance update to start in summer 2021 after the General Plan 2040 Update (#3416) is adopted by City Council. The update will take approximately 18 months to complete.

Uncommitted Balance
as of 2/28/2021Council
Approval

\$600,000

7/1/2020

Comprehensive Zoning Ordinance Update

Project No. 3460

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	520,000	180,000	0	0	0	0	700,000
Administration	80,000	20,000	0	0	0	0	100,000
TOTAL	\$600,000	\$200,000	\$0	\$0	\$0	\$0	\$800,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Community Planning Fees	600,000	200,000	0	0	0	0	800,000
TOTAL	\$600,000	\$200,000	\$0	\$0	\$0	\$0	\$800,000

Finance Notes**Operating Impact Notes**

There are no operating or maintenance expenses associated with this project.

Fire Stations Security



Category: Community Improvement

City Council Priority: Public Safety

Project Location: Fire Stations

Managing Department: Information Technology

Contact Person: Mike Luu [2706]/
Brian Sherrard [2811]

Project Stage: Design

Estimated Schedule

Design: 2021

Construction: 2022

Recurring Project: No

Description

This projects provides for installation of an access control and alarm monitoring system (ACAMS) in all Fire Stations. Currently, all Fire Stations uses a pushbutton lock system for access that is obsolete and does not provide adequate security access and monitoring required for a City building.

Notes

Installation of the ACAMS is anticipated to start in FY2021-22.

Fire Stations Security

Project No. 3461

Uncommitted Balance as of 2/28/2021	Council Approval
\$200,000	7/1/2020

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Improvements	200,000	0	0	0	0	0	200,000
TOTAL	\$200,000	\$0	\$0	\$0	\$0	\$0	\$200,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	200,000	0	0	0	0	0	200,000
TOTAL	\$200,000	\$0	\$0	\$0	\$0	\$0	\$200,000

Finance Notes**Operating Impact Notes**

This project may impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

On-Call Facilities Maintenance & Repair Services



Category: Community Improvement

City Council Priority: Governance and Administration

Project Location: City Facilities

Managing Department: Public Works

Contact Person: Tony Ndah [2602]/
James Levers [2648]

Project Stage: Construction

Estimated Schedule

Design: Ongoing

Construction: Ongoing

Recurring Project: Yes

Description

This project provides for on-call repair and maintenance services at all City facilities. Work may include, but is not limited to, repair and replacement of electrical and mechanical systems, plumbing, parking lots, UPS battery backup system replacement, pool equipment, motors/pumps, fountain repairs, leak repairs, emergency power, HVAC systems, painting, carpeting, code upgrades, replacement of floor coverings, restroom and shower facilities, kitchen improvements, locksmith services, windows, doors and gates, replacement of furniture and fixtures, removal and disposal of hazardous materials such as ballasts, lamps/bulbs, batteries, paint, aerosol, cleaning products, pesticides, appliances etc., and other related improvements. Work may also include energy savings improvements, such as replacement of lighting fixtures with energy saving fixtures, and installation of a more efficient climate controls systems. All work will be performed on a priority and funding availability basis.

Notes

Uncommitted Balance
as of 2/28/2021Council
Approval

\$14,561

7/1/2020

On-Call Facilities Maintenance & Repair Services

Project No. 3462

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Improvements	310,000	205,000	330,000	330,000	330,000	330,000	1,835,000
TOTAL	\$310,000	\$205,000	\$330,000	\$330,000	\$330,000	\$330,000	\$1,835,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	310,000	205,000	0	0	0	0	515,000
No Funding Source	0	0	330,000	330,000	330,000	330,000	1,320,000
TOTAL	\$310,000	\$205,000	\$330,000	\$330,000	\$330,000	\$330,000	\$1,835,000

Finance Notes**Operating Impact Notes**

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

PROJECT NO.

3464

Mobile Emergency Operations Center



Category:	Community Improvement
City Council Priority:	Public Safety
Project Location:	1275 North Milpitas Blvd.
Managing Department:	Police
Contact Person:	Steve Fox [2525]/ Richard Frawley [2824]
Project Stage:	Planning
Estimated Schedule	
Design:	2021
Construction:	2023
Recurring Project:	No

Estimated Schedule

Description

This project provides for the purchase of a Mobile Emergency Operations Center to be used by the Police and Fire Departments during lengthy field deployments. This vehicle provides a safe operational environment for staff. It will serve as a backup Public Safety Answering Point in the event the current EOC fails.

Notes

Purchase is anticipated for FY2021/22.

Uncommitted Balance
as of 2/28/2021Council
Approval**Mobile Emergency Operations Center**

Project No. 3464

\$0**7/1/2020****Estimated Cost**

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Equipment	0	1,250,000	0	0	0	0	1,250,000
TOTAL	0	\$1,250,000	\$0	\$0	\$0	\$0	\$1,250,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Equipment Replacement Fund	0	161,131	0	0	0	0	161,131
General Government CIP Fund	0	850,440	0	0	0	0	850,440
Grants/Reimb./Developer Fees	0	238,429	0	0	0	0	238,429
TOTAL	\$0	\$1,250,000	\$0	\$0	\$0	\$0	\$1,250,000

Finance Notes

In FY21/22, Grant/Reim./Developer Fees of \$120,000 from Asset Seizure Fund and \$118,429 from COPs grant.

Operating Impact Notes

This project is anticipated to impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Facilities Water Fixtures Retrofit Project



Category:	Community Improvement
City Council Priority:	Governance and Administration
Project Location:	City Facilities and Parks
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ James Levers [2648]
Project Stage:	Construction
Estimated Schedule	
Design:	2020
Construction:	2022
Recurring Project:	No

Description

A full audit of the City's domestic water fixtures in buildings and parks was conducted in 2020 to determine retrofit options that would result in energy and water savings for the City's existing toilet and sink valves, as well as all other sources of water usage. Lower flow fixtures reduce water usage and water costs and can also lead to reductions in electric usage due to the reduced hot water demands. These retrofits would also reduce operation and maintenance (O&M) requirements by reducing the needs for staff repairs throughout the year given the newer and more reliable fixtures.

Notes

City Council approved an agreement with Engie Service Inc. for the implementation of energy and water conservation measures. Engie to complete project by fall 2022.

Uncommitted Balance
as of 2/28/2021Council
Approval**Facilities Water Fixtures Retrofit Project**

Project No. 3486

\$0**11/17/2020****Estimated Cost**

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Improvements	670,000	0	0	0	0	0	670,000
TOTAL	\$670,000	\$0	\$0	\$0	\$0	\$0	\$670,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	670,000	0	0	0	0	0	670,000
TOTAL	\$670,000	\$0	\$0	\$0	\$0	\$0	\$670,000

Finance Notes

City Council 11/17/2020: Project created with Budget Appropriation of \$670k from General Government CIP Fund.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Citywide LED Lighting Upgrade Project



Category:	Community Improvement
City Council Priority:	Governance and Administration
Project Location:	Citywide
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Joseph Aguilera [2647]
Project Stage:	Construction
Estimated Schedule	
Design:	2020
Construction:	2022
Recurring Project:	No

Description

A full audit of the City's outdoor lighting was completed in 2020 to identify streetlights, sports field lights, and park lights to retrofit to LED fixtures. This will achieve energy savings, improve light coverage, and help standardize on lighting technology throughout the City. The lighting retrofits would include cellular controls that will enable the City to view all outdoor lights in an online dashboard, increasing awareness of any outages and the ability to quickly replace those for the community. LEDs have become a very cost-effective replacement for conventional lighting that will save the City over 50% in energy savings. Added bi-level controls both help meet Title 24 requirements and increase savings for fixtures when no one is present. In addition, the brighter, more uniform light enhances security and the service life of 15 to 20 years means drastically reduced maintenance requirements.

Notes

City Council approved an agreement with Engie Service Inc. for the implementation of energy and water conservation measures. Engie to complete project by fall 2022.

Uncommitted Balance
as of 2/28/2021Council
Approval**Citywide LED Lighting Upgrade Project**

Project No. 3487

\$0**11/17/2020****Estimated Cost**

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Improvements	6,872,425	0	0	0	0	0	6,872,425
TOTAL	\$6,872,425	\$0	\$0	\$0	\$0	\$0	\$6,872,425

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Revenue Bond	6,872,425	0	0	0	0	0	6,872,425
TOTAL	\$6,872,425	\$0	\$0	\$0	\$0	\$0	\$6,872,425

Finance Notes

City Council 11/17/2020: Project created with Budget Appropriation of \$6,872,425 from Lease Revenue Bond.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Community and Senior Center Energy Resilience Project



Category:	Community Improvement
City Council Priority:	Governance and Administration
Project Location:	Community and Senior Center
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ James Levers [2648]
Project Stage:	Construction
Estimated Schedule	
Design:	2020
Construction:	2022
Recurring Project:	No

Description

This project provides for the design and installation of Solar Photovoltaics and Battery Energy Storage at the Senior Center and Community Center for resiliency and energy demand savings. Implementation of this project would generate clean, on-site power via solar shade structures and rooftop canopies, to reduce PG&E charges and protect against rising energy costs. This project also helps the City avoid peak demand charges and optimize energy rates. Additionally, the battery and energy storage would provide emergency backup power in the event of power outages or shutoffs in the City.

Notes

City Council approved an agreement with Engie Service Inc. for the implementation of energy and water conservation measures. Engie to complete project by fall 2022.

Uncommitted Balance as of 2/28/2021	Council Approval
\$0	11/17/2020

Community and Senior Center Energy Resilience Project

Project No. 3488

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Improvements	4,406,895	0	0	0	0	0	4,406,895
TOTAL	\$4,406,895	\$0	\$0	\$0	\$0	\$0	\$4,406,895

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Revenue Bond	4,406,895	0	0	0	0	0	4,406,895
TOTAL	\$4,406,895	\$0	\$0	\$0	\$0	\$0	\$4,406,895

Finance Notes

City Council 11/17/2020: Project created with Budget Appropriation of \$4,406,895 from Lease Revenue Bond.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

PROJECT NO.

3489

Public Art Project



Category:	Community Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Various Locations
Managing Department:	Parks & Recreation
Contact Person:	Renee Lorentzen [3409]/ Tegan McLane [3212]
Project Stage:	Planning
Estimated Schedule	
Design:	2021
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for the assessment and maintenance of City's public art collection. The assessment will inventory and identify maintenance and repair recommendations of the existing collection.

Notes

Public Art Project

Project No. 3489

Uncommitted Balance as of 2/28/2021	Council Approval
\$0	2/16/2021

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Administration	97,500	61,000	0	0	0	0	61,000
Improvements	0	200,000	0	0	0	0	200,000
TOTAL	\$97,500	\$261,000	\$0	\$0	\$0	\$0	\$261,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Public Art Fund	97,500	261,000	0	0	0	0	261,000
TOTAL	\$97,500	\$261,000	\$0	\$0	\$0	\$0	\$261,000

Finance Notes

City Council 2/16/2021 - Project created with Mid-year Budget Appropriation of \$97.5k from Public Art Fund.

Operating Impact Notes

This project may impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

PROJECT NO.

3490

Capital Improvement Program Administration



Category:	Community Improvement
City Council Priority:	Governance and Administration
Project Location:	Engineering and Finance Department
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Michael Silveira [3303]
Project Stage:	Design
Estimated Schedule	
Design:	Ongoing
Construction:	—
Recurring Project:	Yes

Description

This project provides for the annual preparation of the Capital Improvement Program. Work includes program administration, printing, and software programming assistance.

Notes

Uncommitted Balance
as of 2/28/2021Council
Approval

Capital Improvement Program Administration

Project No. 3490

\$0

7/1/2021

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Administration	0	385,000	385,000	385,000	385,000	385,000	1,925,000
TOTAL	\$0	\$385,000	\$385,000	\$385,000	\$385,000	\$385,000	\$1,925,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	0	135,000	0	0	0	0	135,000
Sewer Infrastructure Fund	0	86,000	0	0	0	0	86,000
TASP Impact Fees	0	78,000	0	0	0	0	78,000
Water Capital Surcharge	0	86,000	0	0	0	0	86,000
No Funding Source	0	0	385,000	385,000	385,000	385,000	1,540,000
TOTAL	\$0	\$385,000	\$385,000	\$385,000	\$385,000	\$385,000	\$1,925,000

Finance Notes

Operating Impact Notes

There are no operating or maintenance expenses associated with this project.

City Parking Lot Rehabilitation Program



Category:	Community Improvement
City Council Priority:	Governance and Administration
Project Location:	City Facilities
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ James Levers [2648]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for the rehabilitation of parking lots at City facilities including City Hall, Public Works, Police Department, Community Center, Barbara Lee Senior Center, Fire Stations, and Utility Pump Stations.

Notes

City Hall and Police/Public Works department parking lots were resurfaced in 2020. This project is only partially funded.

Uncommitted Balance
as of 2/28/2021Council
Approval

\$33,925

7/1/2014

City Parking Lot Rehabilitation Program

Project No. 3716

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Administration	35,000	0	10,000	0	20,000	10,000	75,000
Improvements	255,000	0	90,000	0	180,000	90,000	615,000
TOTAL	\$290,000	\$0	\$100,000	\$0	\$200,000	\$100,000	\$690,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	200,000	0	0	0	0	0	200,000
Sewer Fund	15,000	0	0	0	0	0	15,000
Storm Drain Fund	75,000	0	0	0	0	0	75,000
No Funding Source	0	0	100,000	0	200,000	100,000	400,000
TOTAL	\$290,000	\$0	\$100,000	\$0	\$200,000	\$100,000	\$690,000

Finance Notes

City Council 6/4/2020 - \$50K in prior years funding from the General Government CIP Fund was defunded to address the projected shortfalls in the General Fund.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any maintenance costs that arise will be absorbed within the available maintenance schedule and annual operating budget.

Metro Community Facility Building

PROJECT NO.
Plan



Category:	Community Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Milpitas Metro Specific Plan
Managing Department:	Parks & Recreation
Contact Person:	Renee Lorentzen [3409]/ Steve Erickson [3301]
Project Stage:	Planning
Estimated Schedule	
Design:	2024
Construction:	2025
Recurring Project:	No

Description

This project provides for the design and construction of a new satellite community center/recreation facility within the Milpitas Metro Specific Plan area.

Notes

Metro Community Facility Building location to be determined. This project is only partially funded. (TASP ID: DB#43)

Uncommitted Balance
as of 2/28/2021Council
Approval

\$0

7/1/2019

Metro Community Facility Building

Project No. Plan

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	0	0	0	0	800,000	0	800,000
Administration	0	0	0	0	300,000	0	300,000
Inspection	0	0	0	0	0	100,000	100,000
Improvements	0	0	0	0	0	15,000,000	15,000,000
TOTAL	\$0	\$0	\$0	\$0	\$1,100,000	\$15,100,000	\$16,200,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
TASP Impact Fees	0	0	0	0	1,100,000	0	1,100,000
No Funding Source	0	0	0	0	0	15,100,000	15,100,000
TOTAL	\$0	\$0	\$0	\$0	\$1,100,000	\$15,100,000	\$16,200,000

Finance Notes**Operating Impact Notes**

This project is anticipated to impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.



PARK IMPROVEMENT PROJECTS

2022-26 Summary of Estimated Costs

Pg.	No.	Project Name	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total Cost
118	2005	Lower Penitencia Creek Pedestrian Bridge	1,825,000	0	0	0	0	0	1,825,000
120	2012	(Rmb) Metro Linear Trails	3,270,000	0	0	0	0	0	3,270,000
122	2013	(Rmb) Trade Zone/Montague Park - North	3,100,000	0	0	0	0	0	3,100,000
124	2023	Trade Zone/Montague Park - Central	600,000	0	3,550,000	0	0	0	4,150,000
126	3424	Citywide Park Rehabilitation	1,450,000	350,000	50,000	50,000	50,000	50,000	2,000,000
128	3463	On-Call Parks and Landscaping Services	200,000	120,000	200,000	200,000	200,000	200,000	1,120,000
130	5055	Alviso Adobe Renovation	8,159,272	0	0	0	0	0	8,159,272
132	5102	McCandless Park	12,154,820	0	0	0	0	0	12,154,820
134	5108	Sports Fields Turf Rehab. Program	151,000	100,000	225,000	225,000	0	0	701,000
136	5109	Creighton Park Renovation	3,300,000	0	0	0	0	0	3,300,000
138	5110	Sandalwood Park Renovation	475,000	0	2,200,000	0	0	0	2,675,000
140	5111	Sports Center Skate Park	6,325,000	0	0	0	0	0	6,325,000
142	5113	Minor Sports Courts Rehabilitation	450,000	35,000	0	250,000	0	0	735,000
144	5114	MSC Master Plan Update	150,000	0	0	0	0	0	150,000
146	5115	Parks and Recreation Master Plan Update	600,000	0	0	0	0	0	600,000
148	New	Cardoza Park Softball Fields Improvement	0	0	500,000	4,500,000	0	0	5,000,000
150	Plan	Metro Subdistrict Park	0	0	0	6,000,000	350,000	2,050,000	8,400,000
Total Cost			\$42,210,092	\$605,000	\$6,725,000	\$11,225,000	\$600,000	\$2,300,000	\$63,665,092

Funding Summary

Community Facilities District	50,000	0	0	0	0
General Government CIP Fund	70,000	0	0	0	0
Midtown Park Fund	450,000	225,000	225,000	0	0
Park Fund	35,000	0	0	0	0
TASP Impact Fees	0	3,550,000	6,000,000	0	0
Total Financing Available	605,000	3,775,000	6,225,000	0	0
No Funding Source	0	2,950,000	5,000,000	600,000	2,300,000
Total	\$605,000	\$6,725,000	\$11,225,000	\$600,000	\$2,300,000

Summary of Project Funding Sources FY 2021-22

Pg.	No.	Project Name	Community Facilities District	General Government CIP Fund	Midtown Park Fund	Park Fund
118	2005	Lower Penitencia Creek Pedestrian Bridge	0	0	0	0
120	2012	(Rmb) Metro Linear Trails	0	0	0	0
122	2013	(Rmb) Trade Zone/Montague Park - North	0	0	0	0
124	2023	Trade Zone/Montague Park - Central	0	0	0	0
126	3424	Citywide Park Rehabilitation	0	0	350,000	0
128	3463	On-Call Parks and Landscaping Services	50,000	70,000	0	0
130	5055	Alviso Adobe Renovation	0	0	0	0
132	5102	McCandless Park	0	0	0	0
134	5108	Sports Fields Turf Rehab. Program	0	0	100,000	0
136	5109	Creighton Park Renovation	0	0	0	0
138	5110	Sandalwood Park Renovation	0	0	0	0
140	5111	Sports Center Skate Park	0	0	0	0
142	5113	Minor Sports Courts Rehabilitation	0	0	0	35,000
144	5114	MSC Master Plan Update	0	0	0	0
146	5115	Parks and Recreation Master Plan Update	0	0	0	0
148	New	Cardoza Park Softball Fields Improvement	0	0	0	0
150	Plan	Metro Subdistrict Park	0	0	0	0
Subtotal by Funding Source			50,000	70,000	450,000	35,000
Total			\$605,000			

Summary of Project Funding Sources FY 2022-23

Pg.	No.	Project Name	Midtown Park Fund	TASP Impact Fees	No Funding Source
118	2005	Lower Penitencia Creek Pedestrian Bridge	0	0	0
120	2012	(Rmb) Metro Linear Trails	0	0	0
122	2013	(Rmb) Trade Zone/Montague Park - North	0	0	0
124	2023	Trade Zone/Montague Park - Central	0	3,550,000	0
126	3424	Citywide Park Rehabilitation	0	0	50,000
128	3463	On-Call Parks and Landscaping Services	0	0	200,000
130	5055	Alviso Adobe Renovation	0	0	0
132	5102	McCandless Park	0	0	0
134	5108	Sports Fields Turf Rehab. Program	225,000	0	0
136	5109	Creighton Park Renovation	0	0	0
138	5110	Sandalwood Park Renovation	0	0	2,200,000
140	5111	Sports Center Skate Park	0	0	0
142	5113	Minor Sports Courts Rehabilitation	0	0	0
144	5114	MSC Master Plan Update	0	0	0
146	5115	Parks and Recreation Master Plan Update	0	0	0
148	New	Cardoza Park Softball Fields Improvement	0	0	500,000
150	Plan	Metro Subdistrict Park	0	0	0
Subtotal by Funding Source			225,000	3,550,000	2,950,000
Total			\$6,725,000		

Summary of Project Funding Sources FY 2023-24

Pg.	No.	Project Name	Midtown Park Fund	TASP Impact Fees	No Funding Source
118	2005	Lower Penitencia Creek Pedestrian Bridge	0	0	0
120	2012	(Rmb) Metro Linear Trails	0	0	0
122	2013	(Rmb) Trade Zone/Montague Park - North	0	0	0
124	2023	Trade Zone/Montague Park - Central	0	0	0
126	3424	Citywide Park Rehabilitation	0	0	50,000
128	3463	On-Call Parks and Landscaping Services	0	0	200,000
130	5055	Alviso Adobe Renovation	0	0	0
132	5102	McCandless Park	0	0	0
134	5108	Sports Fields Turf Rehab. Program	225,000	0	0
136	5109	Creighton Park Renovation	0	0	0
138	5110	Sandalwood Park Renovation	0	0	0
140	5111	Sports Center Skate Park	0	0	0
142	5113	Minor Sports Courts Rehabilitation	0	0	250,000
144	5114	MSC Master Plan Update	0	0	0
146	5115	Parks and Recreation Master Plan Update	0	0	0
148	New	Cardoza Park Softball Fields Improvement	0	0	4,500,000
150	Plan	Metro Subdistrict Park	0	6,000,000	0
Subtotal by Funding Source			225,000	6,000,000	5,000,000
Total			\$11,225,000		

Summary of Project Funding Sources FY 2024-25

Pg.	No.	Project Name	No Funding Source
118	2005	Lower Penitencia Creek Pedestrian Bridge	0
120	2012	(Rmb) Metro Linear Trails	0
122	2013	(Rmb) Trade Zone/Montague Park - North	0
124	2023	Trade Zone/Montague Park - Central	0
126	3424	Citywide Park Rehabilitation	50,000
128	3463	On-Call Parks and Landscaping Services	200,000
130	5055	Alviso Adobe Renovation	0
132	5102	McCandless Park	0
134	5108	Sports Fields Turf Rehab. Program	0
136	5109	Creighton Park Renovation	0
138	5110	Sandalwood Park Renovation	0
140	5111	Sports Center Skate Park	0
142	5113	Minor Sports Courts Rehabilitation	0
144	5114	MSC Master Plan Update	0
146	5115	Parks and Recreation Master Plan Update	0
148	New	Cardoza Park Softball Fields Improvement	0
150	Plan	Metro Subdistrict Park	350,000
Subtotal by Funding Source			600,000
Total			\$600,000

Summary of Project Funding Sources FY 2025-26

Pg.	No.	Project Name	No Funding Source
118	2005	Lower Penitencia Creek Pedestrian Bridge	0
120	2012	(Rmb) Metro Linear Trails	0
122	2013	(Rmb) Trade Zone/Montague Park - North	0
124	2023	Trade Zone/Montague Park - Central	0
126	3424	Citywide Park Rehabilitation	50,000
128	3463	On-Call Parks and Landscaping Services	200,000
130	5055	Alviso Adobe Renovation	0
132	5102	McCandless Park	0
134	5108	Sports Fields Turf Rehab. Program	0
136	5109	Creighton Park Renovation	0
138	5110	Sandalwood Park Renovation	0
140	5111	Sports Center Skate Park	0
142	5113	Minor Sports Courts Rehabilitation	0
144	5114	MSC Master Plan Update	0
146	5115	Parks and Recreation Master Plan Update	0
148	New	Cardoza Park Softball Fields Improvement	0
150	Plan	Metro Subdistrict Park	2,050,000
Subtotal by Funding Source			2,300,000
Total			\$2,300,000

Lower Penitencia Creek Pedestrian Bridge



Category:	Park Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	McCandless Park at Lower Penitencia Channel
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Michael Silveira [3303]
Project Stage:	Design
Estimated Schedule	
Design:	2021
Construction:	2022
Recurring Project:	No

Description

This project provides for the design and construction of a new pedestrian bridge over Lower Penitencia Channel to connect Santa Clara Valley Water District's (SCVWD) multi-use trail along Centre Pointe residential development to the future McCandless Park.

Notes

Right-of-way agreement is required with Santa Clara Valley Water district for the bridge installation. Construction is anticipated to start 2022 after the McCandless Park Project (#5102) is completed. (Not In TADIF)

Uncommitted Balance as of 2/28/2021	Council Approval
\$1,391,632	3/17/2015

Lower Penitencia Creek Pedestrian Bridge

Project No. 2005

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	290,000	0	0	0	0	0	290,000
Administration	225,000	0	0	0	0	0	225,000
Inspection	150,000	0	0	0	0	0	150,000
Improvements	1,160,000	0	0	0	0	0	1,160,000
TOTAL	\$1,825,000	\$0	\$0	\$0	\$0	\$0	\$1,825,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Grants/Reimb./ Developer Fees	842,842	0	0	0	0	0	842,842
TASP Impact Fees	982,158	0	0	0	0	0	982,158
TOTAL	\$1,825,000	\$0	\$0	\$0	\$0	\$0	\$1,825,000

Finance Notes

City Council 3/17/15 - Project created with budget appropriation of \$150k from TASP Impact Fees.

Developer Fees: Contributions include \$50k from Harmony, \$250k from Taylor Morrison (District 2), \$169,718 from D.R. Horton/CentrePoint, \$80,282 from Houret.

Developer Fees: DR Horton was reimbursed \$32,842 for the trail.

In FY2016-17, \$150k in prior year funding from TASP Impact Fees funding was replaced with Developer Fees.

City Council 2/5/19 - Approved processing SCVWD D3 Grant application.

On 4/23/2019, the project was awarded \$60k SCVWD D3 Grant.

City Council 11/17/2020 - Budget Appropriation of \$670k in prior years funding from General Government CIP Fund was defunded for Facilities Water Features, Project No. 3486.

Operating Impact Notes

This project is anticipated to impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

(Rmb) Metro Linear Trails



Category:	Park Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Milpitas Metro Specific Plan
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	No

Description

This project provides for reimbursement to developers to construct linear trail segments as specified in the Milpitas Metro Area Specific Plan.

Notes

Majority of the linear trail segments have been completed. The remaining segment to be constructed is on the west side of Penitence Creek between Montague Expressway and Lundy Place. (TASP ID: DB#41/42)

(Rmb) Metro Linear Trails

Project No. 2012

Uncommitted Balance as of 2/28/2021	Council Approval
\$3,270,000	7/1/2019

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Improvements	3,270,000	0	0	0	0	0	3,270,000
TOTAL	\$3,270,000	\$0	\$0	\$0	\$0	\$0	\$3,270,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
TASP Impact Fees	3,270,000	0	0	0	0	0	3,270,000
TOTAL	\$3,270,000	\$0	\$0	\$0	\$0	\$0	\$3,270,000

Finance Notes**Operating Impact Notes**

This project may impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

(Rmb) Trade Zone/Montague Park - North



Category:	Park Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Milpitas Metro Specific Plan
Managing Department:	Planning
Contact Person:	Steve Erickson [3301]
Project Stage:	Construction
Estimated Schedule	
Design:	Completed
Construction:	2021
Recurring Project:	No

Description

This project provides for reimbursement to developers to construct a new linear park north of Penitencia Creek between S. Milpitas Blvd Extension to the city limits of San Jose in the Trade Zone/Montague Park sub-district as specified in Transit Area Specific Plan.

Notes

The City will reimburse the developer (Anton) to construct the linear park as part of the Anton project. Park is currently under construction; to be completed in 2021. (TASP ID: DB#30)

Uncommitted Balance as of 2/28/2021	Council Approval
\$3,100,000	7/1/2019

(Rmb) Trade Zone/Montague Park - North
Project No. 2013

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Improvements	3,100,000	0	0	0	0	0	3,100,000
TOTAL	\$3,100,000	\$0	\$0	\$0	\$0	\$0	\$3,100,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
TASP Impact Fees	3,100,000	0	0	0	0	0	3,100,000
TOTAL	\$3,100,000	\$0	\$0	\$0	\$0	\$0	\$3,100,000

Finance Notes

Operating Impact Notes

This project may impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Trade Zone/Montague Park - Central



Category:	Park Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Expedition Lane, Sango Ct. and Tarob Ct.
Managing Department:	Parks & Recreation
Contact Person:	Renee Lorentzen [3409]/ Steve Erickson [3301]
Project Stage:	Planning
Estimated Schedule	
Design:	2022
Construction:	2024
Recurring Project:	No

Description

This project provides for the design and construction of a new 5-acre City park within the Trade Zone/Montague Sub-district of the Transit Area Specific Plan area. The park will be adjacent to Expedition Lane, Sango Court, and Tarob Court. Park may include pedestrian paths, benches, trees, sports fields, community center, and other passive recreation facilities.

Notes

Rapbone Park (0.75 acres) was completed by K. Hovnanian Homes in 2017. The City purchased 1700 Sango Court (1.3-acres) and 1831 Tarob Court (2.5-acres) and needs to purchase a strip of land on 1901 Tarob Ct. and 0.45 acres property on Sango Ct. (APN 86-036-011) to complete the land requirement for the park. Coordination is required with the S. Milpitas Blvd. Vehicle Bridge at Penitencia Creek Project (#2016) to define park limits and boundaries. (TASP ID: DB#28)

Uncommitted Balance as of 2/28/2021	Council Approval
\$600,000	7/1/2019

Trade Zone/Montague Park - Central
Project No. 2023

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	475,000	0	0	0	0	0	475,000
Administration	125,000	0	0	0	0	0	125,000
Inspection	0	0	50,000	0	0	0	50,000
Improvements	0	0	3,500,000	0	0	0	3,500,000
TOTAL	\$600,000	\$0	\$3,550,000	\$0	\$0	\$0	\$4,150,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
TASP Impact Fees	600,000	0	3,550,000	0	0	0	4,150,000
TOTAL	\$600,000	\$0	\$3,550,000	\$0	\$0	\$0	\$4,150,000

Finance Notes

Operating Impact Notes

This project is anticipated to impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Citywide Park Rehabilitation



Category:	Park Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Citywide Parks
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Joseph Aguilera [2647]
Project Stage:	Construction
Estimated Schedule	
Design:	Completed
Construction:	2022
Recurring Project:	Yes

Description

This project provides for the assessment and rehabilitation of citywide park playgrounds needing minor improvements. Work includes additional fill material to meet fall attenuation, play equipment repairs, signage installation, and minor improvements to park lighting, pathways, restrooms, snack shacks, etc.

Notes

City Council awarded the rehabilitation project in February 2020. Ben Rogers, Community Center playground, Foothill, and Oliver Jones Memorial Parks were completed in 2020 and Calle Oriente, Cardoza, Dixon Landing, and Hillcrest Parks to be completed in 2021. Park rehabilitation will be prioritize according to the Park & Recreation Master Plan Update, expected to be adopted in summer 2021. Funding request in FY21/22 is to fund the phase 2 of the rehabilitation project.

Uncommitted Balance as of 2/28/2021	Council Approval
\$29,333	7/1/2016

Citywide Park Rehabilitation
Project No. 3424

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Administration	60,000	0	0	0	0	0	60,000
Inspection	30,000	0	0	0	0	0	30,000
Improvements	1,320,000	350,000	50,000	50,000	50,000	50,000	1,870,000
Equipment	40,000	0	0	0	0	0	40,000
TOTAL	\$1,450,000	\$350,000	\$50,000	\$50,000	\$50,000	\$50,000	\$2,000,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	250,000	0	0	0	0	0	250,000
Midtown Park Fund	450,000	350,000	0	0	0	0	800,000
Park Fund	750,000	0	0	0	0	0	750,000
No Funding Source	0	0	50,000	50,000	50,000	50,000	200,000
TOTAL	\$1,450,000	\$350,000	\$50,000	\$50,000	\$50,000	\$50,000	\$2,000,000

Finance Notes

City Council 6/2/2020 - \$450k in prior years funding from the General Government CIP Fund was defunded to address the projected shortfalls in the General Fund.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

On-Call Parks and Landscaping Services

PROJECT NO.
3463



Category:	Park Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Citywide Parks
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Joseph Aguilera [2647]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for on-call maintenance and repair services at all City parks and street landscape areas. Work may include, but is not limited to, repair and replacement of irrigation valves, irrigation main lines, controllers, landscaping, drainage, pathways, playground equipment, athletic courts and fields, picnic areas, lighting, parks buildings, and other amenities as needed.

Notes

Uncommitted Balance
as of 2/28/2021

\$111,065

Council
Approval

7/1/2020

On-Call Parks and Landscaping Services

Project No. 3463

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Improvements	200,000	120,000	200,000	200,000	200,000	200,000	1,120,000
TOTAL	\$200,000	\$120,000	\$200,000	\$200,000	\$200,000	\$200,000	\$1,120,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Community Facilities District	50,000	50,000	0	0	0	0	100,000
General Government CIP Fund	150,000	70,000	0	0	0	0	220,000
No Funding Source	0	0	200,000	200,000	200,000	200,000	800,000
TOTAL	\$200,000	\$120,000	\$200,000	\$200,000	\$200,000	\$200,000	\$1,120,000

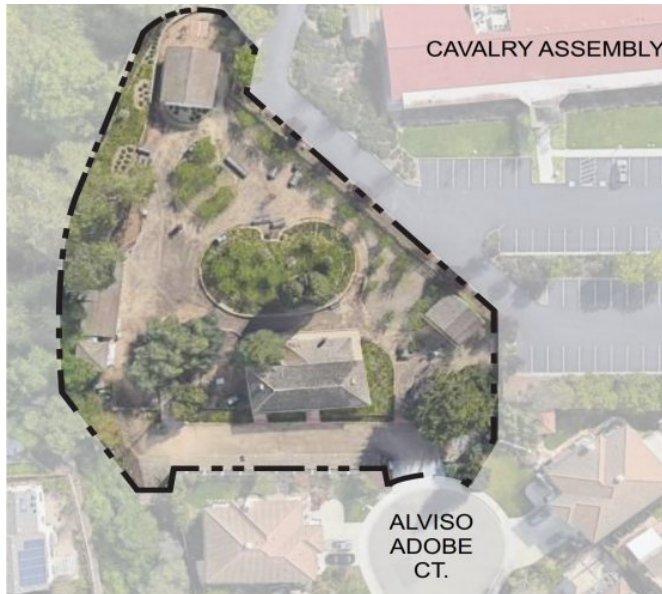
Finance Notes**Operating Impact Notes**

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Alviso Adobe Renovation

PROJECT NO.

5055



Category:	Park Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	2087 Alviso Adobe Court
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Michael Silveira [3303]
Project Stage:	Construction
Estimated Schedule	
Design:	Completed
Construction:	2022
Recurring Project:	No

Description

In 1997, the City purchased the historic Alviso Adobe property, located at 2087 Alviso Adobe Court, for construction of a new City park including renovation to the existing 1850's buildings. Park construction would be completed in five phases over several years. Phases 1 thru 4 completed installation of park amenities, ADA access improvements, and seismic upgrades and exterior renovation of the historic adobe house and outbuilding. Phase 5 provides for the interior restoration of the first floor of the Alviso Adobe House and installation of period furnishing, decorations and exhibits.

Notes

Interior restoration was completed in fall 2020. Historical exhibits and media installation to start in spring 2021 and is to be completed in Winter 2022.

Alviso Adobe Renovation

Project No. 5055

Uncommitted Balance as of 2/28/2021	Council Approval
\$1,196,551	7/1/2002

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	494,000	0	0	0	0	0	494,000
Administration	295,000	0	0	0	0	0	295,000
Inspection	336,000	0	0	0	0	0	336,000
Improvements	6,977,972	0	0	0	0	0	6,977,972
Others	56,300	0	0	0	0	0	56,300
TOTAL	\$8,159,272	\$0	\$0	\$0	\$0	\$0	\$8,159,272

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	1,360,000	0	0	0	0	0	1,360,000
Grants/Reimb./Developer Fees	848,868	0	0	0	0	0	848,868
Midtown Park Fund	262,042	0	0	0	0	0	262,042
Park Fund	5,688,362	0	0	0	0	0	5,688,362
TOTAL	\$8,159,272	\$0	\$0	\$0	\$0	\$0	\$8,159,272

Finance Notes

Grants/Reimb./Developer Fees Includes:

- SCC Historical & Heritage Grant of \$60,138 + \$59,000 + \$54,000 = \$173,183 received on 5/2008;
 - SCC Open Space Authority Grant of \$356,837;
 - Piedmont 237 Limited Liability Corporation (LLC) of \$3,935;
 - Milpitas Historical Society of \$13,607 received 08/2008;
 - SCC Historical & Heritage Grant of \$85,000 received FY 11-12;
 - SCC Historical & Heritage Grant of \$62,958 was awarded on March 20, 2018.;
 - City Council 2/7/12 – Mid-Year Budget Appropriation of \$83,393 from Milpitas Historical Society and \$70K from SCVWD "Trails & Open Spaces Grant".
- FY 10-11 Park Fund \$2,500,000.
City Council 12/4/18 - Mid-Year Budget Appropriation of \$300K from General Government CIP Funds.

Operating Impact Notes

This project is anticipated to impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

McCandless Park

PROJECT NO.

5102



Category:	Park Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	1650 McCandless Drive
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Michael Silveira [3303]
Project Stage:	Construction
Estimated Schedule	
Design:	Completed
Construction:	2023
Recurring Project:	No

Description

This project provides for the design and construction of a new 4-acre public park on McCandless Drive, adjacent to a new Mabel Mattos elementary school located as specified in the Transit Area Specific Plan (TASP). The park includes joint-use park areas for the City and the elementary school, soccer/multiuse fields, picnic areas, all-inclusive play structures, dog parks, parcourse stations, barn, community and butterfly gardens, walking trails, and restrooms.

Notes

Design was completed in winter 2021. Construction is anticipated to start spring 2021 and is to be completed by fall 2022. The project includes reimbursement funding from MUSD for installation of park utilities and amenities in joint use areas with construction of the elementary school. The project will be coordinated with Lower Penitencia Creek Pedestrian Bridge (Project #2005) and McCandless Well Project (Project #7076) which are located within the park. Santa Clara County's Safe All-Access Playground Grant approved on 9/18/2018. (TASP ID: DB#22)

McCandless Park

Project No. 5102

Uncommitted Balance as of 2/28/2021	Council Approval
\$8,051,134	4/7/2015

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	1,275,000	0	0	0	0	0	1,275,000
Administration	200,000	0	0	0	0	0	200,000
Inspection	200,000	0	0	0	0	0	200,000
Improvements	10,479,820	0	0	0	0	0	10,479,820
TOTAL	\$12,154,820	\$0	\$0	\$0	\$0	\$0	\$12,154,820

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	1,000,000	0	0	0	0	0	1,000,000
Grants/Reimb./ Developer Fees	779,820	0	0	0	0	0	779,820
TASP Impact Fees	10,375,000	0	0	0	0	0	10,375,000
TOTAL	\$12,154,820	\$0	\$0	\$0	\$0	\$0	\$12,154,820

Finance Notes

City Council 4/7/15 - Project created with Budget Appropriation of \$300k from TASP Impact Fees.

City Council 2/21/17 - Budget Appropriation of \$400K from TASP Impact Fees.

City Council 9/18/18 - County Safe All-Access Playground Grant approved for \$779,820.

City Council 12/4/18 - Mid-Year Budget Appropriation of \$1M from General Government CIP Funds.

Operating Impact Notes

This project is anticipated to impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Sports Fields Turf Rehab. Program



Category:	Park Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Citywide Sport Fields
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Joseph Aguilera [2647]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for turf rehabilitation at City sports fields. The program addresses deferred maintenance, trip hazards and over compaction which impacts the health and growth of the turf. Work may include re-sodding, re-seeding, irrigation repairs and minor rehabilitations.

Notes

Dixon Landing Park fields to be reskinned for Bobby Sox softball league in FY2021-22.

Uncommitted Balance as of 2/28/2021	Council Approval
\$100,126	7/1/2017

Sports Fields Turf Rehab. Program
Project No. 5108

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Administration	10,000	0	25,000	25,000	0	0	60,000
Improvements	141,000	100,000	200,000	200,000	0	0	641,000
TOTAL	\$151,000	\$100,000	\$225,000	\$225,000	\$0	\$0	\$701,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Midtown Park Fund	100,000	100,000	225,000	225,000	0	0	650,000
Park Fund	51,000	0	0	0	0	0	51,000
TOTAL	\$151,000	\$100,000	\$225,000	\$225,000	\$0	\$0	\$701,000

Finance Notes

City Council 6/4/2020 - \$250K in prior years funding from the General Government CIP Fund was defunded to address the projected shortfalls in the General Fund.

City Council 6/4/2020 - \$49K in prior years funding from Park Funds was allocated for other projects in FY 2020-21.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Creighton Park Renovation

PROJECT NO.
5109



Category:	Park Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	1173 Olympic Drive
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Michael Silveira [3303]
Project Stage:	Construction
Estimated Schedule	
Design:	Completed
Construction:	Completed
Recurring Project:	No

Description

This project provides for the design and construction of improvements at Creighton Park located on Olympic Drive. The 5-acres neighborhood park was constructed in 1968 and many park elements are outdated. Improvements include new picnic and playground area, ADA access and path improvements, renovations of lighting, irrigation, and landscaping, and installation of a dog play area and restroom.

Notes

Construction was completed in fall 2020.

Creighton Park Renovation

Project No. 5109

Uncommitted Balance as of 2/28/2021	Council Approval
\$161,545	7/1/2013

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	200,000	0	0	0	0	0	200,000
Administration	150,000	0	0	0	0	0	150,000
Inspection	50,000	0	0	0	0	0	50,000
Improvements	2,900,000	0	0	0	0	0	2,900,000
TOTAL	\$3,300,000	\$0	\$0	\$0	\$0	\$0	\$3,300,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	400,000	0	0	0	0	0	400,000
Park Fund	2,900,000	0	0	0	0	0	2,900,000
TOTAL	\$3,300,000	\$0	\$0	\$0	\$0	\$0	\$3,300,000

Finance Notes**Operating Impact Notes**

Annual park maintenance costs for the new restroom facility is estimated at \$34,648 and sufficient funding is available in the Public Works Department.

Close at the end of Fiscal Year: June 30, 2021

Sandalwood Park Renovation



Category:	Park Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Escuela Parkway between Russell Lane and Sandalwood Court.
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Michael Silveira [3303]
Project Stage:	Design
Estimated Schedule	
Design:	2021
Construction:	2023
Recurring Project:	No

Description

This project provides for the design and construction of improvements at Sandalwood Park located on Escuela Parkway between Russell Lane and Sandalwood Court. The 3.9-acre neighborhood park was constructed in 1978 and expanded in 1988. Improvements include a new picnic and playground area, ADA access and path improvements, renovation of irrigation and landscaping, and installation of a restroom.

Notes

The San Francisco Public Utilities Commission (SFPUC) owns an 80' wide waterline parcel in the middle of the park. The design is completed and construction is anticipated for FY 2022/23, but it is not funded at this time.

Sandalwood Park Renovation

Project No. 5110

Uncommitted Balance as of 2/28/2021	Council Approval
\$198,617	7/1/2015

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	195,000	0	50,000	0	0	0	245,000
Administration	165,000	0	200,000	0	0	0	365,000
Inspection	65,000	0	50,000	0	0	0	115,000
Improvements	50,000	0	1,900,000	0	0	0	1,950,000
TOTAL	\$475,000	\$0	\$2,200,000	\$0	\$0	\$0	\$2,675,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Park Fund	475,000	0	0	0	0	0	475,000
No Funding Source	0	0	2,200,000	0	0	0	2,200,000
TOTAL	\$475,000	\$0	\$2,200,000	\$0	\$0	\$0	\$2,675,000

Finance Notes

In FY2019-20, \$1.1M in prior year funding from Park Fund was revised to General Fund Reserves.

City Council 6/4/2020 - \$1.25M in prior years funding from the General Government CIP Fund was defunded to address the projected shortfalls in the General Fund.

City Council 6/4/2020 - \$600K in prior years funding from Park Fund was allocated for other projects in FY 2020-21.

Operating Impact Notes

This project is anticipated to impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Sports Center Skate Park



Category:	Park Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	1325 E. Calaveras Blvd.
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Michael Silveira [3303]
Project Stage:	Construction
Estimated Schedule	
Design:	Completed
Construction:	Completed
Recurring Project:	No

Description

This project provides for the design and construction of a new 20,000 sq.ft. skate park located at the Milpitas Sports Complex between the parking lot and fields. Improvements will include hardscape skate features, lighting, irrigation, landscaping, drainage, and amenities. As part of this project, the existing snack shack/restroom building will be replaced to include new kitchen equipment for the food concession and a new two-stall gender neutral restroom building will be installed near the northeast corner of the football field, south of Cardoza Park.

Notes

Construction of the skate park, snack shack and restroom buildings, utility improvements, and ADA accessibility improvements was completed in fall 2020.

Sports Center Skate Park

Project No. 5111

Uncommitted Balance as of 2/28/2021	Council Approval
\$550,411	7/1/2015

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	600,000	0	0	0	0	0	600,000
Administration	190,000	0	0	0	0	0	190,000
Inspection	75,000	0	0	0	0	0	75,000
Improvements	5,460,000	0	0	0	0	0	5,460,000
TOTAL	\$6,325,000	\$0	\$0	\$0	\$0	\$0	\$6,325,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	4,175,000	0	0	0	0	0	4,175,000
Midtown Park Fund	900,000	0	0	0	0	0	900,000
Park Fund	750,000	0	0	0	0	0	750,000
Sewer Fund	500,000	0	0	0	0	0	500,000
TOTAL	\$6,325,000	\$0	\$0	\$0	\$0	\$0	\$6,325,000

Finance Notes

City Council 12/4/2018 - Mid-Year Budget Appropriation of \$1.5M from General Government CIP Funds.

City Council 6/18/2019 - Mid-Year Budget Appropriation of \$0.8M from General Government CIP Funds.

Operating Impact Notes

Ongoing annual operations and maintenance for the new facilities will require the approval of a Budget Appropriation of \$52,900 from the Community Facilities District (CFD) 2005 funds into the Public Works Operation and Maintenance Budget.

Minor Sports Courts Rehabilitation



Category:	Park Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Citywide Sports Courts
Managing Department:	Engineering
Contact Person:	Tony Ndah [2602]/ Joseph Aguilera [2647]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for the assessment and minor rehabilitation improvements for the City's tennis, basketball, and sports courts.

Notes

Public Works to prioritize and rehabilitate minimum of one sports courts annually, pending funds available. Gill Park tennis, basketball, and handball courts were completed in 2020. Funding request in FY21/22 is to rehabilitate the Hall Park tennis court. This project is only partially funded.

Uncommitted Balance
as of 2/28/2021Council
Approval

\$84,268

7/1/2018

Minor Sports Courts Rehabilitation

Project No. 5113

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Administration	50,000	0	0	0	0	0	50,000
Improvements	400,000	35,000	0	250,000	0	0	685,000
TOTAL	\$450,000	\$35,000	\$0	\$250,000	\$0	\$0	\$735,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Midtown Park Fund	337,500	0	0	0	0	0	337,500
Park Fund	112,500	35,000	0	0	0	0	147,500
No Funding Source	0	0	0	250,000	0	0	250,000
TOTAL	\$450,000	\$35,000	\$0	\$250,000	\$0	\$0	\$735,000

Finance Notes**Operating Impact Notes**

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

MSC Master Plan Update



Category:	Park Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	1325 E. Calaveras Blvd.
Managing Department:	Parks & Recreation
Contact Person:	Renee Lorentzen [3409]/ Steve Erickson [3301]
Project Stage:	Design
Estimated Schedule	
Design:	2022
Construction:	—
Recurring Project:	No

Description

This project provides for an update to the 2000 Milpitas Sports Center (MSC) Master Plan. MSC is a 24-acre facility, located at 1325 E Calaveras Blvd, that provides the community different sporting activities such as adult fitness; swimming program; a gym for basketball; football, soccer and baseball fields; and picnic areas. Since the completion of the master plan, there have been several renovation or construction projects completed including football/soccer fields, Cardoza Park play areas, pool and locker room area, and skate park. The update will revise several elements of the master plan to include added and planned amenities and vehicular, bicycle and pedestrian circulation. It will review renovation of the baseball fields and improvement recommendations including ADA access improvements, drainage, and irrigation.

Notes

MSC Master Plan Update to be completed after City Council adopts the Parks and Recreation Master Plan Update (#5115) which is anticipated for summer 2021.

MSC Master Plan Update

Project No. 5114

Uncommitted Balance as of 2/28/2021	Council Approval
\$20,722	7/1/2010

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	140,000	0	0	0	0	0	140,000
Administration	10,000	0	0	0	0	0	10,000
TOTAL	\$150,000	\$0	\$0	\$0	\$0	\$0	\$150,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Park Fund	150,000	0	0	0	0	0	150,000
TOTAL	\$150,000	\$0	\$0	\$0	\$0	\$0	\$150,000

Finance Notes

Operating Impact Notes

There are no operating or maintenance expenses associated with this project.

Parks and Recreation Master Plan Update



Category:	Park Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Parks & Recreation & Engineering Departments
Managing Department:	Parks & Recreation
Contact Person:	Renee Lorentzen [3409]/ Steve Erickson [3301]
Project Stage:	Design
Estimated Schedule	
Design:	2021
Construction:	—
Recurring Project:	No

Description

This project provides for an update to the 2008 Parks and Recreation Master Plan to include Transit Area Specific Plan (TASP) Parks, Midtown Parks, and City recreational facilities. The update will include an existing conditions assessment of all parks and recreation facilities, public engagement and outreach, strategic plan to provide high-quality accessible parks and recreation facilities, a programming and growth assessment analysis and a plan for future growth in the City.

Notes

Master Plan Update started in November 2019 and is to be completed in summer 2021. (Not in TADIF)

Uncommitted Balance
as of 2/28/2021Council
Approval**Parks and Recreation Master Plan Update**

Project No. 5115

\$20,007**7/1/2019****Estimated Cost**

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	525,000	0	0	0	0	0	525,000
Administration	75,000	0	0	0	0	0	75,000
TOTAL	\$600,000	\$0	\$0	\$0	\$0	\$0	\$600,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Midtown Park Fund	300,000	0	0	0	0	0	300,000
TASP Impact Fees	300,000	0	0	0	0	0	300,000
TOTAL	\$600,000	\$0	\$0	\$0	\$0	\$0	\$600,000

Finance Notes**Operating Impact Notes**

There are no operating or maintenance expenses associated with this project.

PROJECT NO.

New

Cardoza Park Softball Fields Improvement



Category:	Park Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Cardoza Park
Managing Department:	Parks & Recreation
Contact Person:	Renee Lorentzen [3409]/ Steve Erickson [3301]
Project Stage:	Planning
Estimated Schedule	
Design:	2022
Construction:	2023
Reoccurring Project:	No

Description

This project provides for the design and construction of softball fields at Cardoza Park.

Notes

On 2/11/2021, City Council directed staff to include the project in CIP. Design is anticipated to start in FY22/23 and construction is anticipated in FY23/24. This project is not funded at this time.

Uncommitted Balance as of 2/28/2021	Council Approval
\$97,500	7/1/2021

Cardoza Park Softball Fields Improvement

Project No. New

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	0	0	400,000	0	0	0	400,000
Administration	0	0	100,000	0	0	0	100,000
Inspection	0	0	0	100,000	0	0	100,000
Improvements	0	0	0	4,400,000	0	0	4,400,000
TOTAL	\$0	\$0	\$500,000	\$4,500,000	\$0	\$0	\$5,000,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
No Funding Source	0	0	500,000	4,500,000	0	0	5,000,000
TOTAL	\$0	\$0	\$500,000	\$4,500,000	\$0	\$0	\$5,000,000

Finance Notes**Operating Impact Notes**

This project is anticipated to impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Metro Subdistrict Park

PROJECT NO.
Plan



Category:	Park Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Milpitas Metro Specific Plan
Managing Department:	Parks & Recreation
Contact Person:	Renee Lorentzen [3409]/ Steve Erickson [3301]
Project Stage:	Planning
Estimated Schedule	
Design:	2024
Construction:	2025
Recurring Project:	No

Description

This project provides for the design, construction, and land acquisition of a new 1.6-acre City park/plaza within the BART Station Sub-district of the Metro Specific Plan area. The park/plaza may include pedestrian paths, benches, trees, public art, and other passive recreation facilities and is to be located near Berryessa Creek.

Notes

Park location to be determined. This project is only partially funded. (TASP ID: DB#36/37)

Metro Subdistrict Park

Project No. Plan

Uncommitted Balance as of 2/28/2021	Council Approval
\$0	7/1/2019

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	0	0	0	0	300,000	0	300,000
Administration	0	0	0	0	50,000	25,000	75,000
Inspection	0	0	0	0	0	25,000	25,000
Land	0	0	0	6,000,000	0	0	6,000,000
Improvements	0	0	0	0	0	2,000,000	2,000,000
TOTAL	\$0	\$0	\$0	\$6,000,000	\$350,000	\$2,050,000	\$8,400,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
TASP Impact Fees	0	0	0	6,000,000	0	0	6,000,000
No Funding Source	0	0	0	0	350,000	2,050,000	2,400,000
TOTAL	\$0	\$0	\$0	\$6,000,000	\$350,000	\$2,050,000	\$8,400,000

Finance Notes

Operating Impact Notes

This project is anticipated to impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.



STREET IMPROVEMENT PROJECTS

2022-26 Summary of Estimated Costs

Pg.	No.	Project Name	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total Cost
166	2001	Light Rail Median Landscaping	5,996,000	0	0	0	0	0	5,996,000
168	2008	Montague Pedestrian Overcrossing at Piper Dr.	8,750,000	0	0	0	0	0	8,750,000
170	2016	S. Milpitas Blvd. Vehicle Bridge at Penitencia	2,400,000	3,300,000	7,000,000	0	0	0	12,700,000
172	2018	Montague Ped. Overcrossing at Penitencia	1,010,000	0	0	550,000	13,440,000	0	15,000,000
174	2021	Costa Street Plan Line Study	125,000	0	0	0	0	0	125,000
176	2022	Feasibility of POCs at VTA Light Rail Platforms	200,000	0	0	0	0	0	200,000
178	3402	McCarthy Blvd. LLMD Improvement 95-1	1,032,256	0	0	0	0	0	1,032,256
180	3411	Sinclair LLMD Improvements 98-1	256,750	4,000	4,000	4,000	4,000	4,000	276,750
182	3425	Utility Undergrounding 2017	180,613	0	600,000	775,000	0	0	1,555,613
184	3426	Annual Sidewalk, Curb & Gutter Repair	1,826,840	350,000	350,000	350,000	350,000	350,000	3,576,840
186	3430	Midtown Street Light Project	300,000	0	0	2,400,000	2,400,000	0	5,100,000
188	3440	Annual Street Light, Signal, and Signage	919,432	375,000	375,000	375,000	250,000	150,000	2,444,432
190	3448	Trail, Bicycle, Pedestrian Master Plan Update	246,219	0	0	0	0	0	246,219
192	3449	Street Landscape Irrigation Repair	126,000	0	60,000	60,000	60,000	50,000	356,000
194	3454	Enhanced Crosswalk Striping and Beacons	603,000	0	0	0	0	0	603,000
196	3455	Pilot Street Sweeping Program	400,000	0	0	0	0	0	400,000
198	3458	Radar Speed Feedback Signage	400,000	0	0	0	0	0	400,000
200	4179	Montague Expwy Widening at Great Mall Pkwy	8,619,537	0	0	0	0	0	8,619,537
202	4258	Calaveras Blvd. Widening Project	173,969	0	0	0	0	0	173,969
204	4265	Bart Extension Coordination and Planning	2,480,956	0	0	0	0	0	2,480,956
206	4266	Street Light LED Conversion Improvements	675,000	0	0	0	0	0	675,000
208	4267	Soundwall and Barrier Repair and Renovation Program	778,466	100,000	100,000	50,000	50,000	60,000	1,138,466
210	4274	I-880 Interchange Right-of-Way Closeout	727,181	0	0	0	0	0	727,181
212	4283	ADA Curb Ramp Transition Program	1,584,296	300,000	300,000	300,000	300,000	300,000	3,084,296
214	4287	Street Resurfacing Project 2018	4,600,000	0	0	0	0	0	4,600,000
216	4288	Traffic Studies & Minor Improvements	200,000	0	100,000	0	100,000	0	400,000
218	4290	Annual Bridge Rehabilitation	250,000	0	50,000	50,000	75,000	0	425,000

2022-26 Summary of Estimated Costs

Pg.	No.	Project Name	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total Cost
220	4291	Street Resurfacing Project 2018-19	4,609,415	0	0	0	0	0	4,609,415
222	4292	McCarthy Blvd./Sandisk Dr. Traffic Signal	750,000	0	0	0	0	0	750,000
224	4293	Citywide Traffic Safety Assessment	400,000	0	0	0	0	0	400,000
226	4294	SR237 HOV Lane Improvements	200,000	100,000	0	0	0	0	300,000
228	4295	Street Pavement Restriping	200,000	200,000	0	200,000	0	200,000	800,000
230	4296	Street Resurfacing Project 2019-20	5,292,512	0	0	0	0	0	5,292,512
232	4297	Citywide Traffic Modeling	400,000	0	0	0	0	0	400,000
234	4298	Street Resurfacing Project 2020-21	4,600,000	0	0	0	0	0	4,600,000
236	4303	Street Resurfacing Project 2021-22	0	3,750,000	0	0	0	0	3,750,000
238	Plan	Montague Expressway Widening - West	0	0	0	0	0	20,200,000	20,200,000
240	Plan	Street Resurfacing Project 2022-23	0	0	4,100,000	0	0	0	4,100,000
242	Plan	Street Resurfacing Project 2023-24	0	0	0	4,100,000	0	0	4,100,000
244	Plan	Street Resurfacing Project 2024-25	0	0	0	0	4,100,000	0	4,100,000
246	New	Street Resurfacing Project 2025-26	0	0	0	0	0	4,100,000	4,100,000
Total Cost			\$61,313,441	\$8,479,000	\$13,039,000	\$9,214,000	\$21,129,000	\$25,414,000	\$138,588,441

Funding Summary

Gas Tax Fund	2,194,515	1,900,000	1,900,000	1,900,000	1,900,000
General Government CIP Fund	350,000	0	0	0	0
LLMD	4,000	4,000	4,000	4,000	4,000
Measure B	500,000	500,000	500,000	500,000	500,000
SB1 RMRA	1,500,000	1,500,000	1,500,000	1,500,000	1,500,000
Sewer Infrastructure Fund	130,485	0	0	0	0
TASP Impact Fees	3,300,000	7,000,000	550,000	13,440,000	7,400,000
Vehicle Registration Fee	500,000	500,000	500,000	500,000	500,000
Total Financing Available	8,479,000	11,404,000	4,954,000	17,844,000	11,804,000
No Funding Source	0	1,635,000	4,260,000	3,285,000	13,610,000
Total	\$8,479,000	\$13,039,000	\$9,214,000	\$21,129,000	\$25,414,000

Summary of Project Funding Sources FY 2021-22

Pg.	No.	Project Name	Gas Tax Fund	General Government CIP Fund	LLMD
166	2001	Light Rail Median Landscaping	0	0	0
168	2008	Montague Pedestrian Overcrossing at Piper Dr.	0	0	0
170	2016	S. Milpitas Blvd. Vehicle Bridge at Penitencia	0	0	0
172	2018	Montague Ped. Overcrossing at Penitencia	0	0	0
174	2021	Costa Street Plan Line Study	0	0	0
176	2022	Feasibility of POCs at VTA Light Rail Platforms	0	0	0
178	3402	McCarthy Blvd. LLMD Improvement 95-1	0	0	0
180	3411	Sinclair LLMD Improvements 98-1	0	0	4,000
182	3425	Utility Undergrounding 2017	0	0	0
184	3426	Annual Sidewalk, Curb & Gutter Repair	219,515	0	0
186	3430	Midtown Street Light Project	0	0	0
188	3440	Annual Street Light, Signal, and Signage	389,432	250,000	0
190	3448	Trail, Bicycle, Pedestrian Master Plan Update	0	0	0
192	3449	Street Landscape Irrigation Repair	0	0	0
194	3454	Enhanced Crosswalk Striping and Beacons	0	0	0
196	3455	Pilot Street Sweeping Program	0	0	0
198	3458	Radar Speed Feedback Signage	0	0	0
200	4179	Montague Expwy Widening at Great Mall Pkwy	0	0	0
202	4258	Calaveras Blvd. Widening Project	0	0	0
204	4265	Bart Extension Coordination and Planning	0	0	0
206	4266	Street Light LED Conversion Improvements	0	0	0
208	4267	Soundwall and Barrier Repair and Renovation Program	0	100,000	0
210	4274	I-880 Interchange Right-of-Way Closeout	0	0	0
212	4283	ADA Curb Ramp Transition Program	300,000	0	0
214	4287	Street Resurfacing Project 2018	0	0	0
216	4288	Traffic Studies & Minor Improvements	0	0	0
218	4290	Annual Bridge Rehabilitation	0	0	0
220	4291	Street Resurfacing Project 2018-19	0	0	0
222	4292	McCarthy Blvd./Sandisk Dr. Traffic Signal	0	0	0
224	4293	Citywide Traffic Safety Assessment	0	0	0
226	4294	SR237 HOV Lane Improvements	100,000	0	0
228	4295	Street Pavement Restriping	200,000	0	0
230	4296	Street Resurfacing Project 2019-20	0	0	0
232	4297	Citywide Traffic Modeling	0	0	0
234	4298	Street Resurfacing Project 2020-21	0	0	0
236	4303	Street Resurfacing Project 2021-22	985,568	0	0
238	Plan	Montague Expressway Widening - West	0	0	0
240	Plan	Street Resurfacing Project 2022-23	0	0	0
242	Plan	Street Resurfacing Project 2023-24	0	0	0
244	Plan	Street Resurfacing Project 2024-25	0	0	0
246	New	Street Resurfacing Project 2025-26	0	0	0
Subtotal by Funding Source			2,194,515	350,000	4,000
Total			\$8,479,000		

Street Improvement Projects

Summary of Project Funding Sources FY 2021-22

[illegible]

Summary of Project Funding Sources FY 2022-23

Pg.	No.	Project Name	Gas Tax Fund	LLMD
166	2001	Light Rail Median Landscaping	0	0
168	2008	Montague Pedestrian Overcrossing at Piper Dr.	0	0
170	2016	S. Milpitas Blvd. Vehicle Bridge at Penitencia	0	0
172	2018	Montague Ped. Overcrossing at Penitencia	0	0
174	2021	Costa Street Plan Line Study	0	0
176	2022	Feasibility of POCs at VTA Light Rail Platforms	0	0
178	3402	McCarthy Blvd. LLMD Improvement 95-1	0	0
180	3411	Sinclair LLMD Improvements 98-1	0	4,000
182	3425	Utility Undergrounding 2017	0	0
184	3426	Annual Sidewalk, Curb & Gutter Repair	0	0
186	3430	Midtown Street Light Project	0	0
188	3440	Annual Street Light, Signal, and Signage	0	0
190	3448	Trail, Bicycle, Pedestrian Master Plan Update	0	0
192	3449	Street Landscape Irrigation Repair	0	0
194	3454	Enhanced Crosswalk Striping and Beacons	0	0
196	3455	Pilot Street Sweeping Program	0	0
198	3458	Radar Speed Feedback Signage	0	0
200	4179	Montague Expwy Widening at Great Mall Pkwy	0	0
202	4258	Calaveras Blvd. Widening Project	0	0
204	4265	Bart Extension Coordination and Planning	0	0
206	4266	Street Light LED Conversion Improvements	0	0
208	4267	Soundwall and Barrier Repair and Renovation Program	0	0
210	4274	I-880 Interchange Right-of-Way Closeout	0	0
212	4283	ADA Curb Ramp Transition Program	300,000	0
214	4287	Street Resurfacing Project 2018	0	0
216	4288	Traffic Studies & Minor Improvements	0	0
218	4290	Annual Bridge Rehabilitation	0	0
220	4291	Street Resurfacing Project 2018-19	0	0
222	4292	McCarthy Blvd./Sandisk Dr. Traffic Signal	0	0
224	4293	Citywide Traffic Safety Assessment	0	0
226	4294	SR237 HOV Lane Improvements	0	0
228	4295	Street Pavement Restriping	0	0
230	4296	Street Resurfacing Project 2019-20	0	0
232	4297	Citywide Traffic Modeling	0	0
234	4298	Street Resurfacing Project 2020-21	0	0
236	4303	Street Resurfacing Project 2021-22	0	0
238	Plan	Montague Expressway Widening - West	0	0
240	Plan	Street Resurfacing Project 2022-23	1,600,000	0
242	Plan	Street Resurfacing Project 2023-24	0	0
244	Plan	Street Resurfacing Project 2024-25	0	0
246	New	Street Resurfacing Project 2025-26	0	0
Subtotal by Funding Source			1,900,000	4,000
Total			\$13,039,000	

Street Improvement Projects

Summary of Project Funding Sources FY 2022-23

[illegible]

Summary of Project Funding Sources FY 2023-24

Pg.	No.	Project Name	Gas Tax Fund	LLMD
166	2001	Light Rail Median Landscaping	0	0
168	2008	Montague Pedestrian Overcrossing at Piper Dr.	0	0
170	2016	S. Milpitas Blvd. Vehicle Bridge at Penitencia	0	0
172	2018	Montague Ped. Overcrossing at Penitencia	0	0
174	2021	Costa Street Plan Line Study	0	0
176	2022	Feasibility of POCs at VTA Light Rail Platforms	0	0
178	3402	McCarthy Blvd. LLMD Improvement 95-1	0	0
180	3411	Sinclair LLMD Improvements 98-1	0	4,000
182	3425	Utility Undergrounding 2017	0	0
184	3426	Annual Sidewalk, Curb & Gutter Repair	0	0
186	3430	Midtown Street Light Project	0	0
188	3440	Annual Street Light, Signal, and Signage	0	0
190	3448	Trail, Bicycle, Pedestrian Master Plan Update	0	0
192	3449	Street Landscape Irrigation Repair	0	0
194	3454	Enhanced Crosswalk Striping and Beacons	0	0
196	3455	Pilot Street Sweeping Program	0	0
198	3458	Radar Speed Feedback Signage	0	0
200	4179	Montague Expwy Widening at Great Mall Pkwy	0	0
202	4258	Calaveras Blvd. Widening Project	0	0
204	4265	Bart Extension Coordination and Planning	0	0
206	4266	Street Light LED Conversion Improvements	0	0
208	4267	Soundwall and Barrier Repair and Renovation Program	0	0
210	4274	I-880 Interchange Right-of-Way Closeout	0	0
212	4283	ADA Curb Ramp Transition Program	300,000	0
214	4287	Street Resurfacing Project 2018	0	0
216	4288	Traffic Studies & Minor Improvements	0	0
218	4290	Annual Bridge Rehabilitation	0	0
220	4291	Street Resurfacing Project 2018-19	0	0
222	4292	McCarthy Blvd./Sandisk Dr. Traffic Signal	0	0
224	4293	Citywide Traffic Safety Assessment	0	0
226	4294	SR237 HOV Lane Improvements	0	0
228	4295	Street Pavement Restriping	0	0
230	4296	Street Resurfacing Project 2019-20	0	0
232	4297	Citywide Traffic Modeling	0	0
234	4298	Street Resurfacing Project 2020-21	0	0
236	4303	Street Resurfacing Project 2021-22	0	0
238	Plan	Montague Expressway Widening - West	0	0
240	Plan	Street Resurfacing Project 2022-23	0	0
242	Plan	Street Resurfacing Project 2023-24	1,600,000	0
244	Plan	Street Resurfacing Project 2024-25	0	0
246	New	Street Resurfacing Project 2025-26	0	0
Subtotal by Funding Source			1,900,000	4,000
Total			\$9,214,000	

Street Improvement Projects

Summary of Project Funding Sources FY 2023-24

[illegible]

Summary of Project Funding Sources FY 2024-25

Pg.	No.	Project Name	Gas Tax Fund	LLMD
166	2001	Light Rail Median Landscaping	0	0
168	2008	Montague Pedestrian Overcrossing at Piper Dr.	0	0
170	2016	S. Milpitas Blvd. Vehicle Bridge at Penitencia	0	0
172	2018	Montague Ped. Overcrossing at Penitencia	0	0
174	2021	Costa Street Plan Line Study	0	0
176	2022	Feasibility of POCs at VTA Light Rail Platforms	0	0
178	3402	McCarthy Blvd. LLMD Improvement 95-1	0	0
180	3411	Sinclair LLMD Improvements 98-1	0	4,000
182	3425	Utility Undergrounding 2017	0	0
184	3426	Annual Sidewalk, Curb & Gutter Repair	0	0
186	3430	Midtown Street Light Project	0	0
188	3440	Annual Street Light, Signal, and Signage	0	0
190	3448	Trail, Bicycle, Pedestrian Master Plan Update	0	0
192	3449	Street Landscape Irrigation Repair	0	0
194	3454	Enhanced Crosswalk Striping and Beacons	0	0
196	3455	Pilot Street Sweeping Program	0	0
198	3458	Radar Speed Feedback Signage	0	0
200	4179	Montague Expwy Widening at Great Mall Pkwy	0	0
202	4258	Calaveras Blvd. Widening Project	0	0
204	4265	Bart Extension Coordination and Planning	0	0
206	4266	Street Light LED Conversion Improvements	0	0
208	4267	Soundwall and Barrier Repair and Renovation Program	0	0
210	4274	I-880 Interchange Right-of-Way Closeout	0	0
212	4283	ADA Curb Ramp Transition Program	300,000	0
214	4287	Street Resurfacing Project 2018	0	0
216	4288	Traffic Studies & Minor Improvements	0	0
218	4290	Annual Bridge Rehabilitation	0	0
220	4291	Street Resurfacing Project 2018-19	0	0
222	4292	McCarthy Blvd./Sandisk Dr. Traffic Signal	0	0
224	4293	Citywide Traffic Safety Assessment	0	0
226	4294	SR237 HOV Lane Improvements	0	0
228	4295	Street Pavement Restriping	0	0
230	4296	Street Resurfacing Project 2019-20	0	0
232	4297	Citywide Traffic Modeling	0	0
234	4298	Street Resurfacing Project 2020-21	0	0
236	4303	Street Resurfacing Project 2021-22	0	0
238	Plan	Montague Expressway Widening - West	0	0
240	Plan	Street Resurfacing Project 2022-23	0	0
242	Plan	Street Resurfacing Project 2023-24	0	0
244	Plan	Street Resurfacing Project 2024-25	1,600,000	0
246	New	Street Resurfacing Project 2025-26	0	0
Subtotal by Funding Source			1,900,000	4,000
Total			\$21,129,000	

Street Improvement Projects

Summary of Project Funding Sources FY 2024-25

[illegible]

Summary of Project Funding Sources FY 2025-26

Pg.	No.	Project Name	Gas Tax Fund	LLMD
166	2001	Light Rail Median Landscaping	0	0
168	2008	Montague Pedestrian Overcrossing at Piper Dr.	0	0
170	2016	S. Milpitas Blvd. Vehicle Bridge at Penitencia	0	0
172	2018	Montague Ped. Overcrossing at Penitencia	0	0
174	2021	Costa Street Plan Line Study	0	0
176	2022	Feasibility of POCs at VTA Light Rail Platforms	0	0
178	3402	McCarthy Blvd. LLMD Improvement 95-1	0	0
180	3411	Sinclair LLMD Improvements 98-1	0	4,000
182	3425	Utility Undergrounding 2017	0	0
184	3426	Annual Sidewalk, Curb & Gutter Repair	0	0
186	3430	Midtown Street Light Project	0	0
188	3440	Annual Street Light, Signal, and Signage	0	0
190	3448	Trail, Bicycle, Pedestrian Master Plan Update	0	0
192	3449	Street Landscape Irrigation Repair	0	0
194	3454	Enhanced Crosswalk Striping and Beacons	0	0
196	3455	Pilot Street Sweeping Program	0	0
198	3458	Radar Speed Feedback Signage	0	0
200	4179	Montague Expwy Widening at Great Mall Pkwy	0	0
202	4258	Calaveras Blvd. Widening Project	0	0
204	4265	Bart Extension Coordination and Planning	0	0
206	4266	Street Light LED Conversion Improvements	0	0
208	4267	Soundwall and Barrier Repair and Renovation Program	0	0
210	4274	I-880 Interchange Right-of-Way Closeout	0	0
212	4283	ADA Curb Ramp Transition Program	300,000	0
214	4287	Street Resurfacing Project 2018	0	0
216	4288	Traffic Studies & Minor Improvements	0	0
218	4290	Annual Bridge Rehabilitation	0	0
220	4291	Street Resurfacing Project 2018-19	0	0
222	4292	McCarthy Blvd./Sandisk Dr. Traffic Signal	0	0
224	4293	Citywide Traffic Safety Assessment	0	0
226	4294	SR237 HOV Lane Improvements	0	0
228	4295	Street Pavement Restriping	0	0
230	4296	Street Resurfacing Project 2019-20	0	0
232	4297	Citywide Traffic Modeling	0	0
234	4298	Street Resurfacing Project 2020-21	0	0
236	4303	Street Resurfacing Project 2021-22	0	0
238	Plan	Montague Expressway Widening - West	0	0
240	Plan	Street Resurfacing Project 2022-23	0	0
242	Plan	Street Resurfacing Project 2023-24	0	0
244	Plan	Street Resurfacing Project 2024-25	0	0
246	New	Street Resurfacing Project 2025-26	1,600,000	0
Subtotal by Funding Source			1,900,000	4,000
Total			\$25,414,000	

Street Improvement Projects

Summary of Project Funding Sources FY 2025-26

Measure B	SB1 RMRA	TASP Impact Fees	Vehicle Registration Fee	No Funding Source
0	0	0	0	0
0	0	0	0	0
0	0	0	0	0
0	0	0	0	0
0	0	0	0	0
0	0	0	0	0
0	0	0	0	0
0	0	0	0	0
0	0	0	0	0
0	0	0	0	350,000
0	0	0	0	0
0	0	0	0	150,000
0	0	0	0	0
0	0	0	0	50,000
0	0	0	0	0
0	0	0	0	0
0	0	0	0	0
0	0	0	0	0
0	0	0	0	0
0	0	0	0	0
0	0	0	0	0
0	0	0	0	60,000
0	0	0	0	0
0	0	0	0	0
0	0	0	0	0
0	0	0	0	0
0	0	0	0	0
0	0	0	0	0
0	0	0	0	0
0	0	0	0	0
0	0	0	0	0
0	0	0	0	0
0	0	0	0	200,000
0	0	0	0	0
0	0	0	0	0
0	0	0	0	0
0	0	7,400,000	0	12,800,000
0	0	0	0	0
0	0	0	0	0
0	0	0	0	0
500,000	1,500,000	0	500,000	0
500,000	1,500,000	7,400,000	500,000	13,610,000

Light Rail Median Landscaping

PROJECT NO.

2001



Category:	Street Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Great Mall Parkway
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Michael Silveira [3303]
Project Stage:	Planning
Estimated Schedule	
Design:	2022
Construction:	2023
Recurring Project:	No

Description

This project provides for the design and construction of median landscape improvements on Great Mall Parkway from I-880 to the southern City limits at Capitol Expressway. There are eight median islands under the Light Rail Train viaduct structure to be landscaped and irrigated with recycled water. Work also includes construction of a recycled water main line for this project and future Transit Area Specific Plan development project. This work is included in the cooperative agreement with the Santa Clara Valley Transportation Authority.

Notes

The recycle water project was completed in 2012. Six of the eight medians were completed in spring 2018, north of Montague Expressway. Remaining two medians on E. Capital Avenue, south of Montague Expressway, are within the BART/MTA improvement area and are anticipated to be completed by 2022. (TASP ID: DB#5)

Light Rail Median Landscaping

Project No. 2001

Uncommitted Balance as of 2/28/2021	Council Approval
\$2,047,974	7/1/2015

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	150,000	0	0	0	0	0	150,000
Administration	100,000	0	0	0	0	0	100,000
Inspection	75,000	0	0	0	0	0	75,000
Improvements	5,671,000	0	0	0	0	0	5,671,000
TOTAL	\$5,996,000	\$0	\$0	\$0	\$0	\$0	\$5,996,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Grants/Reimb./Developer Fees	1,800,000	0	0	0	0	0	1,800,000
Recycled Water Fund	1,300,000	0	0	0	0	0	1,300,000
RDA Fund	341,000	0	0	0	0	0	341,000
Street Improvement Fund	5,000	0	0	0	0	0	5,000
TASP Impact Fees	2,550,000	0	0	0	0	0	2,550,000
TOTAL	\$5,996,000	\$0	\$0	\$0	\$0	\$0	\$5,996,000

Finance Notes

Grants/Reimb./Develop Fees - Local funding of \$1.8M from VTA. Previously this was STIP grant funding earmarked for 237/I-880 interchange landscaping.

City Council 11/15/11 - Budget Appropriation of \$5k from Street Improvement Fund.

Operating Impact Notes

This project is anticipated to impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Montague Pedestrian Overcrossing at Piper Dr.



Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	Montague Expressway at Piper Drive
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Steve Chan [3324]
Project Stage:	Construction
Estimated Schedule	
Design:	Completed
Construction:	2021
Recurring Project:	No

Description

This project provides for the construction of a pedestrian overcrossing (POC) over Montague Expressway between Piper Drive and the BART Station. The POC is part of the Metro Area Specific Plan circulation infrastructure improvement to provide safe and convenient pedestrian connectivity between the Milpitas BART station, Great Mall and surrounding residential developments.

Notes

VTA is anticipating construction will be completed by fall 2021. (TASP ID: DB#7)

Uncommitted Balance as of 2/28/2021	Council Approval
\$922,188	7/1/2019

Montague Pedestrian Overcrossing at Piper Dr.
Project No. 2008

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Administration	900,000	0	0	0	0	0	900,000
Inspection	500,000	0	0	0	0	0	500,000
Improvements	7,350,000	0	0	0	0	0	7,350,000
TOTAL	\$8,750,000	\$0	\$0	\$0	\$0	\$0	\$8,750,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
TASP Impact Fees	8,750,000	0	0	0	0	0	8,750,000
TOTAL	\$8,750,000	\$0	\$0	\$0	\$0	\$0	\$8,750,000

Finance Notes

Transit Performance Initiative (TPI) Grant of \$2.7M.

One Bay Area (OBAG) Cycle 2 Grant of \$7.0M.

City Council 4/04/2017 – Mid-Year Budget Appropriation of \$1.5M from TASP Impact Fees.

MTA and the City entered into an agreement for MTA to administer the project under the MTA/Milpitas Master Agreement Amendment 10.

In FY2019-20, \$2.7M in prior year funding from TASP Impact Fees defunded to match the City's local funding share to MTA for project construction.

Operating Impact Notes

This project is anticipated to impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

S. Milpitas Blvd. Vehicle Bridge at Penitencia



Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	South Milpitas Blvd. Extension over Penitencia Creek
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Michael Silveira [3303]
Project Stage:	Design
Estimated Schedule	
Design:	2021
Construction:	TBD
Recurring Project:	No

Description

This project provides for the design and construction of a vehicular bridge over Penitencia Creek at the end of the new S. Milpitas Blvd. Extension. The vehicular bridge is part of the Metro Area Specific Plan circulation infrastructure plan to provide vehicular, bicycle and pedestrian connectivity between Metro developments, Milpitas BART Station, Great Mall and surrounding residential developments.

Notes

The City will reimburse the developer (Lennar) for the design of the vehicular bridge across Penitencia Creek. The City will start the CEQA process in 2021 and administer the construction of the bridge and streets connecting the bridge, Sango Court, and Tarob Court. The demolition of the building at 1831 Tarob Court is part of this project. Funding Request in FY2021/22 is to purchase a strip of land on 1901 Tarob Ct. and 0.45 acres property on Sango Ct. (APN 86-036-011) for street connections. (TASP ID: DB#9)

Uncommitted Balance
as of 2/28/2021Council
Approval

\$1,967,962

7/1/2019

S. Milpitas Blvd. Vehicle Bridge at Penitencia

Project No. 2016

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	1,100,000	0	0	0	0	0	1,100,000
Administration	300,000	0	200,000	0	0	0	500,000
Inspection	0	0	150,000	0	0	0	150,000
Land	0	3,300,000	0	0	0	0	3,300,000
Improvements	1,000,000	0	6,650,000	0	0	0	7,650,000
TOTAL	\$2,400,000	\$3,300,000	\$7,000,000	\$0	\$0	\$0	\$12,700,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
TASP Impact Fees	2,400,000	3,300,000	7,000,000	0	0	0	12,700,000
TOTAL	\$2,400,000	\$3,300,000	\$7,000,000	\$0	\$0	\$0	\$12,700,000

Finance Notes**Operating Impact Notes**

This project is anticipated to impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Montague Ped. Overcrossing at Penitencia



Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	Montague Expressway at Penitencia Creek
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Michael Silveira [3303]
Project Stage:	Design
Estimated Schedule	
Design:	2021
Construction:	TBD
Recurring Project:	No

Description

This project provides for the design and construction of a pedestrian overcrossing (POC) over Montague Expressway at the east levee of Penitencia Creek. The pedestrian overcrossing is part of the Metro Specific Plan circulation infrastructure plan to provide safe and convenient pedestrian connectivity between Metro residential developments, schools, parks, Great Mall, and the BART Station.

Notes

Developer (Lennar) to provide 100% design documents for POC as part of a reimbursement agreement. City will start the CEQA process in 2021 and administer construction of POC. (TASP ID: DB#7)

Uncommitted Balance
as of 2/28/2021Council
Approval

\$984,407

7/1/2016

Montague Ped. Overcrossing at Penitencia

Project No. 2018

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	1,000,000	0	0	400,000	0	0	1,400,000
Administration	10,000	0	0	150,000	0	0	160,000
Inspection	0	0	0	0	100,000	0	100,000
Improvements	0	0	0	0	13,340,000	0	13,340,000
TOTAL	\$1,010,000	\$0	\$0	\$550,000	\$13,440,000	\$0	\$15,000,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
TASP Impact Fees	1,010,000	0	0	550,000	13,440,000	0	15,000,000
TOTAL	\$1,010,000	\$0	\$0	\$550,000	\$13,440,000	\$0	\$15,000,000

Finance Notes**Operating Impact Notes**

This project is anticipated to impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Costa Street Plan Line Study



Category: Street Improvement

City Council Priority: Transportation and Transit

Project Location: Costa Street

Managing Department: Engineering

Contact Person: Steve Erickson [3301]/
Steve Chan [3324]

Project Stage: Planning

Estimated Schedule

Design: 2021

Construction: —

Recurring Project: No

Description

This project provides for the preparation of a Plan Line Study to evaluate the extension of Costa Street to connect to S. Abel St. and S. Main St. in the Metro Specific Plan area. The study will evaluate right-of-way, adjacent property access, emergency vehicle access, pedestrian circulation, and streetscape opportunities.

Notes

Plan line study is anticipated to start in 2021. (Not in TADIF)

Uncommitted Balance as of 2/28/2021	Council Approval
\$125,000	7/1/2019

Costa Street Plan Line Study

Project No. 2021

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	100,000	0	0	0	0	0	100,000
Administration	25,000	0	0	0	0	0	25,000
TOTAL	\$125,000	\$0	\$0	\$0	\$0	\$0	\$125,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
TASP Impact Fees	125,000	0	0	0	0	0	125,000
TOTAL	\$125,000	\$0	\$0	\$0	\$0	\$0	\$125,000

Finance Notes**Operating Impact Notes**

This project may impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Feasibility of POCs at VTA Light Rail Platforms



Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	Great Mall Parkway
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Steve Chan [3324]
Project Stage:	Construction
Estimated Schedule	
Design:	2021
Construction:	—
Recurring Project:	No

Description

The project provides for a feasibility study to determine the possibility of constructing pedestrian overcrossings (POC) at Valley Transportation Authority (VTA) Light Rail Platforms over eastbound lanes of Great Mall Parkway near South Main Street and E. Capital Avenue near S. Milpitas Blvd.

Notes

There are existing POCs at VTA Light Rail Platforms located over westbound lanes on Great Mall Parkway and E. Capital Avenue. Feasibility study is anticipated to start in 2021. (Not in TADIF)

Uncommitted Balance
as of 2/28/2021Council
Approval

\$200,000

7/1/2019

Feasibility of POCs at VTA Light Rail Platforms

Project No. 2022

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	180,000	0	0	0	0	0	180,000
Administration	20,000	0	0	0	0	0	20,000
TOTAL	\$200,000	\$0	\$0	\$0	\$0	\$0	\$200,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
TASP Impact Fees	200,000	0	0	0	0	0	200,000
TOTAL	\$200,000	\$0	\$0	\$0	\$0	\$0	\$200,000

Finance Notes

Operating Impact Notes

This project may impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

McCarthy Blvd. LLMD Improvement 95-1



Category:	Street Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	McCarthy Blvd. and Ranch Drive
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Michael Silveira [3303]
Project Stage:	Planning
Estimated Schedule	
Design:	2021
Construction:	2022
Recurring Project:	Yes

Description

This project provides for the design and construction of landscape and irrigation renovation on McCarthy Blvd. between State Route 237 and Dixon Landing Road and a portion of Ranch Drive. Work is part of the Lighting, Landscape, Maintenance, Assessment District (LLMD) 95-1.

Notes

Landscape and irrigation renovation design is anticipated to start in 2021 and constructed is anticipated to start in 2022.

Uncommitted Balance
as of 2/28/2021Council
Approval**McCarthy Blvd. LLMD Improvement 95-1**

Project No. 3402

\$554,436**7/1/2011****Estimated Cost**

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	85,000	0	0	0	0	0	85,000
Administration	70,000	0	0	0	0	0	70,000
Inspection	38,000	0	0	0	0	0	38,000
Improvements	839,256	0	0	0	0	0	839,256
TOTAL	\$1,032,256	\$0	\$0	\$0	\$0	\$0	\$1,032,256

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
LLMD	1,032,256	0	0	0	0	0	1,032,256
TOTAL	\$1,032,256	\$0	\$0	\$0	\$0	\$0	\$1,032,256

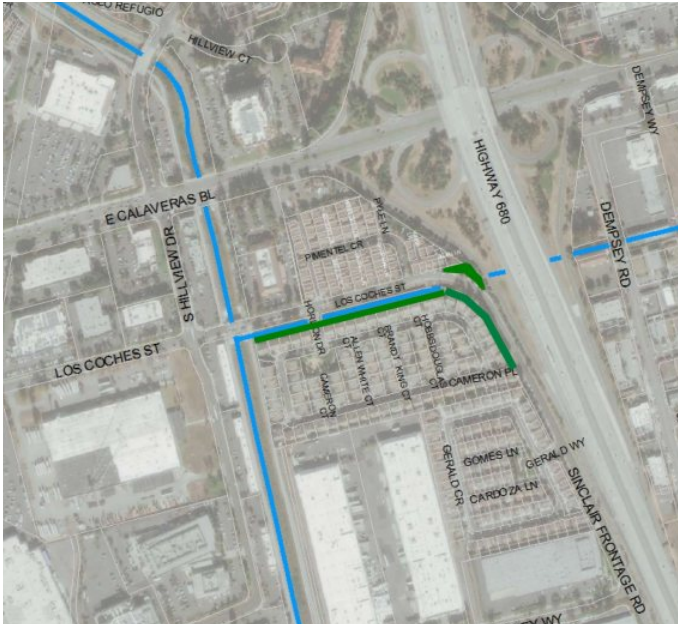
Finance Notes**Operating Impact Notes**

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Sinclair LLMD Improvements 98-1

PROJECT NO.

3411



Category:	Street Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Los Coches Street and Sinclair Frontage Road
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Michael Silviera [3303]
Project Stage:	Planning
Estimated Schedule	
Design:	2021
Construction:	2022
Recurring Project:	Yes

Description

This project provides for the design and construction of landscape and irrigation renovation along portions of Los Coches Street and Sinclair Frontage Road. Work is part of the Lighting, Landscape, Maintenance, Assessment District (LLMD) 98-1.

Notes

Landscape and irrigation renovation design is anticipated to start in 2021 and constructed is anticipated to start in 2022.

Sinclair LLMD Improvements 98-1

Project No. 3411

Uncommitted Balance as of 2/28/2021	Council Approval
\$172,100	7/1/2013

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	10,000	0	0	0	0	0	10,000
Administration	98,125	0	0	0	0	0	98,125
Inspection	6,000	0	0	0	0	0	6,000
Improvements	142,625	4,000	4,000	4,000	4,000	4,000	162,625
TOTAL	\$256,750	\$4,000	\$4,000	\$4,000	\$4,000	\$4,000	\$276,750

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Grants/Reimb./ Developer Fees	127,250	0	0	0	0	0	127,250
LLMD	129,500	4,000	4,000	4,000	4,000	4,000	149,500
TOTAL	\$256,750	\$4,000	\$4,000	\$4,000	\$4,000	\$4,000	\$276,750

Finance Notes

City Council 9/15/2020 - Approved settlement agreement of \$86,125 reimbursement from Valley Water District Kuskokwin Corporation, and Suulutaaq. Inc. for landscape repairs.

City Council 2/16/2021 - Mid-Year Budget Appropriation of \$86,125 reimbursement into the project.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Utility Undergrounding 2017



Category:	Street Improvement
City Council Priority:	Economic Development and Job Growth
Project Location:	South Main Street and Corning Avenue
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Michael Silveira [3303]
Project Stage:	Design
Estimated Schedule	
Design:	2022
Construction:	2023
Recurring Project:	No

Description

This project provides preliminary engineering, public utility service easement acquisition, and City administration for the undergrounding of existing overhead electric and communication utilities by Pacific Gas & Electric Company (PG&E) on South Main Street between Corning Avenue to Curtis Avenue. PG&E will complete the engineering and construction within 5 to 7 years after City Council adopts a resolution for the creation of an Underground Utility District (UUD). The project is partially funded through the PG&E Rule 20A Program.

Notes

As of 2020, the City's account balance in PG&E Rule 20A Allocation and Work Credit program is approximately \$5.3M. On January 3, 2016, City Council adopted UUD #6 that included a portion of South Main Street from Corning Avenue to Curtis Avenue and Corning Avenue. Funding request in FY2022-23 is for easement acquisition. Estimated cost in FY2023-24 is for the City's share of improvements that don't have an identified funding source at this time. Costs associated with the underground infrastructure for new street lights will be funded by the Midtown Street Light Project (#3430).

Utility Undergrounding 2017

Project No. 3425

Uncommitted Balance as of 2/28/2021	Council Approval
\$0	5/11/2015

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	130,613	0	0	0	0	0	130,613
Administration	50,000	0	0	0	0	0	50,000
Land	0	0	600,000	0	0	0	600,000
Improvements	0	0	0	775,000	0	0	775,000
TOTAL	\$180,613	\$0	\$600,000	\$775,000	\$0	\$0	\$1,555,613

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	180,613	0	0	0	0	0	180,613
No Funding Source	0	0	600,000	775,000	0	0	1,375,000
TOTAL	\$180,613	\$0	\$600,000	\$775,000	\$0	\$0	\$1,555,613

Finance Notes

City Council 6/4/2020 - \$69,387 in prior years funding from the General Government CIP Fund was defunded to address the projected shortfalls in the General Fund.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Annual Sidewalk, Curb & Gutter Repair

PROJECT NO.

3426

Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	Citywide
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Joseph Aguilera [2647]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for repairs and replacement of sidewalk and curb and gutter to eliminate safety/trip hazards caused by tree roots and drainage issue in the City right-of-way and facilities .

Notes

Funding request in FY 21/22 is to fund the annual repair and replacement contract. This project is only partially funded.

Uncommitted Balance
as of 2/28/2021Council
Approval

\$612,199

7/1/2016

Annual Sidewalk, Curb & Gutter Repair

Project No. 3426

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Administration	95,184	10,000	10,000	10,000	10,000	10,000	145,184
Improvements	1,731,656	340,000	340,000	340,000	340,000	340,000	3,431,656
TOTAL	\$1,826,840	\$350,000	\$350,000	\$350,000	\$350,000	\$350,000	\$3,576,840

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Gas Tax Fund	790,090	219,515	0	0	0	0	1,009,605
General Government CIP Fund	603,640	0	0	0	0	0	603,640
Sewer Fund	203,200	0	0	0	0	0	203,200
Sewer Infrastructure Fund	129,910	130,485	0	0	0	0	260,395
Water Fund	100,000	0	0	0	0	0	100,000
No Funding Source	0	0	350,000	350,000	350,000	350,000	1,400,000
TOTAL	\$1,826,840	\$350,000	\$350,000	\$350,000	\$350,000	\$350,000	\$3,576,840

Finance Notes

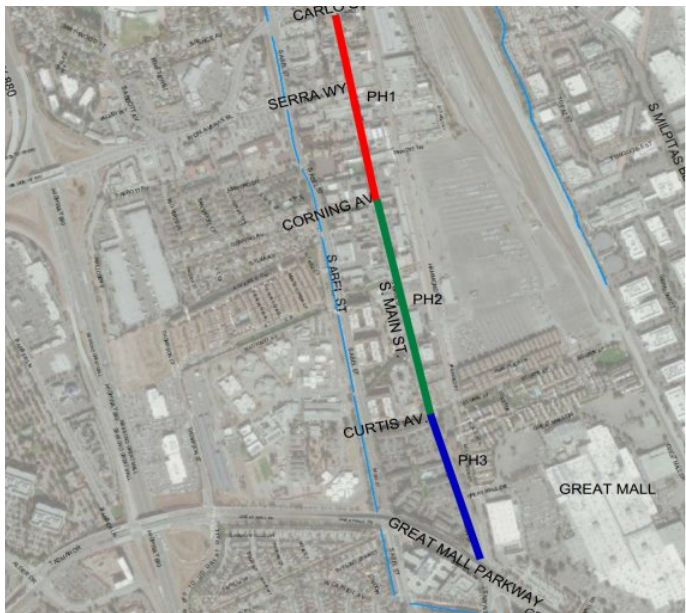
In FY2019-20, \$300k in prior year funding from General Gov. CIP Fund revised to Gas Tax Fund.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Midtown Street Light Project

PROJECT NO.
3430



Category:	Street Improvement
City Council Priority:	Economic Development and Job Growth
Project Location:	South Main Street
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Michael Silveira [3303]
Project Stage:	Design
Estimated Schedule	
Design:	2023
Construction:	2024
Recurring Project:	No

Description

This project provides for the design and construction of Midtown decorative street lights and signal improvements along South Main Street from Carlo Street to Great Mall Parkway. The project will be completed in three phases: (1) Carlo Street to Corning Ave., (2) Corning Ave. to Curtis Ave., and (3) Curtis Ave. to Great Mall Parkway.

Notes

Phase 1 construction is anticipated to start in FY 2023-24. Phase 2 construction is anticipated to start after PG&E undergrounds existing overhead utilities between Corning Ave. and Curtis Ave. (Project #3425 - Utility Undergrounding 2017) in FY2024-25. Phase 3 (Curtis Ave. to Great Mall Parkway) is estimated at \$3M and installation to be determined at a later date. The project does not have an identified funding source and is not funded at this time.

Uncommitted Balance as of 2/28/2021	Council Approval
\$5,462	5/17/2016

Midtown Street Light Project

Project No. 3430

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	175,000	0	0	50,000	50,000	0	275,000
Administration	100,000	0	0	75,000	75,000	0	250,000
Inspection	25,000	0	0	0	0	0	25,000
Improvements	0	0	0	2,275,000	2,275,000	0	4,550,000
TOTAL	\$300,000	\$0	\$0	\$2,400,000	\$2,400,000	\$0	\$5,100,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	300,000	0	0	0	0	0	300,000
No Funding Source	0	0	0	2,400,000	2,400,000	0	4,800,000
TOTAL	\$300,000	\$0	\$0	\$2,400,000	\$2,400,000	\$0	\$5,100,000

Finance Notes

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Annual Street Light, Signal, and Signage

PROJECT NO.

3440

Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	Citywide
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Joseph Aguilera [2647]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for repairs, replacement, and minor improvements to street lights, signage and traffic control devices. Work may include street light and traffic signal fixtures, poles and wiring, traffic signage, traffic/pedestrian safety devices, signal battery backup systems, and related appurtenances.

Notes

Public Works to replace and upgrade traffic signal cabinets, decorative street lights on Main St., and signal battery backup in 2021. Funding request in FY2021-22 is for replacement of decorative and Type 15 street lights, and street signage at various locations. This project is only partially funded.

Uncommitted Balance
as of 2/28/2021Council
Approval

Annual Street Light, Signal, and Signage

Project No. 3440

\$539,577

7/1/2017

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Administration	40,000	10,000	10,000	10,000	10,000	10,000	90,000
Improvements	385,000	365,000	365,000	365,000	240,000	140,000	1,860,000
Equipment	494,432	0	0	0	0	0	494,432
TOTAL	\$919,432	\$375,000	\$375,000	\$375,000	\$250,000	\$150,000	\$2,444,432

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Gas Tax Fund	405,000	389,432	0	0	0	0	794,432
General Government CIP Fund	250,000	250,000	0	0	0	0	500,000
Vehicle Registration Fee	264,432	(264,432)	0	0	0	0	0
No Funding Source	0	0	375,000	375,000	250,000	150,000	1,150,000
TOTAL	\$919,432	\$375,000	\$375,000	\$375,000	\$250,000	\$150,000	\$2,444,432

Finance Notes

City Council 9/1/2020 - Budget Appropriation of \$264,432 from Vehicle Registration Fee.
\$264,432 in prior funding from Vehicle Registration Fee replaced with Gas Tax.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Trail, Bicycle, Pedestrian Master Plan Update



Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	Engineering Department
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Steve Chan [3324]
Project Stage:	Design
Estimated Schedule	
Design:	2021
Construction:	—
Recurring Project:	No

Description

This project will provide an update to the City's Trails and Bikeway Master Plans. An update of the Trails Master Plan aims to improve connectivity to local destinations, such as BART. The plan will identify gaps in the trail system, and provide recommendations to increase safety and accessibility for all trail users, support economic development, and enhance the quality of life for area residents. An update of the Bikeway Master Plan would identify ways to enhance and expand the existing bikeway network. Improvements would be constructed in phases and could include the installation of new green bike lanes; buffered/separated bike lanes; bike trail opportunities to address the needs for commuter and recreational bicyclists to access transit hubs; work; recreational; and retail destinations. The plan update will also identify needs and challenging areas in order to upgrade or construct new, safe, and efficient bicycle facilities, and to encourage and increase bicycle ridership. The project will also evaluate bicycle/scooter share programs and recommend/establish related policies. The Bikeway Master Plan will also assess pedestrian networks and identify pedestrian priority areas such as shopping malls or recreational activities. The pedestrian priority areas will help prioritize projects that upgrade pedestrian access.

Notes

Santa Clara Valley Water District (SCVWD) is a willing partner in the City's plan to expand its recreational levee trail system. A Trail Master Plan will help the City and SCVWD plan their respective improvement projects to incorporate City trail expansion and connectivity projects. The City is also working with neighboring jurisdictions and agencies for coordination to provide better connectivity within the region. The Master Plan started in summer 2019 and is to be completed by summer 2021.

Uncommitted Balance
as of 2/28/2021Council
Approval

\$6,964

7/1/2018

Trail, Bicycle, Pedestrian Master Plan Update

Project No. 3448

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	200,000	0	0	0	0	0	200,000
Administration	46,219	0	0	0	0	0	46,219
TOTAL	\$246,219	\$0	\$0	\$0	\$0	\$0	\$246,219

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	246,219	0	0	0	0	0	246,219
TOTAL	\$246,219	\$0	\$0	\$0	\$0	\$0	\$246,219

Finance Notes

City Council 2/26/2019 - Mid-Year Budget Appropriation of \$110k from General Government CIP Fund.

City Council 10/20/2020 - Budget Appropriation of \$36,219 from General Government CIP Fund.

Operating Impact Notes

There are no operating or maintenance expenses associated with this project.

Street Landscape Irrigation Repair



Category:	Street Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Citywide
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Joseph Aguilera [2647]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for repairs and replacement of streetscape and median irrigation systems and related equipment. The City has many miles of landscaped street medians and curb planter areas. The older irrigation systems are inefficient, leaking, not well-documented, and do not provide suitable irrigation to support healthy landscape. The project would provide for restoration of existing landscaping within medians and curb planters.

Notes

Repairs and replacement of irrigation controls and equipment at S. Milpitas Blvd. from Jacklin Road to Beresford Ct., Escuela Parkway from S. Milpitas Blvd. to Jacklin Road, and Milmont Drive medians to start in FY2019-20; and at Abel Street from Corning Ave. to Great Mall Parkway; Landess Ave. from Dempsey Road to S. Park Victoria Drive; and S. McCarthy Blvd. from Technology Drive to Bellew Drive are planned for FY2020-21. This project is only partially funded.

Uncommitted Balance as of 2/28/2021	Council Approval
\$769	7/1/2015

Street Landscape Irrigation Repair

Project No. 3449

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Administration	16,000	0	10,000	10,000	10,000	5,000	51,000
Inspection	10,000	0	0	0	0	0	10,000
Improvements	100,000	0	50,000	50,000	50,000	45,000	295,000
TOTAL	\$126,000	\$0	\$60,000	\$60,000	\$60,000	\$50,000	\$356,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	126,000	0	0	0	0	0	126,000
No Funding Source	0	0	60,000	60,000	60,000	50,000	230,000
TOTAL	\$126,000	\$0	\$60,000	\$60,000	\$60,000	\$50,000	\$356,000

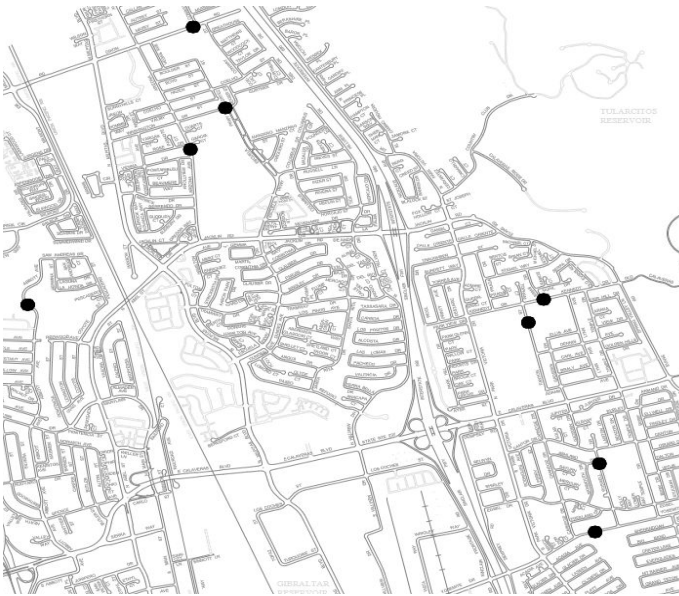
Finance Notes

City Council 6/4/2020 - \$174K in prior years funding from the General Government CIP Fund was defunded to address the projected shortfalls in the General Fund.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Enhanced Crosswalk Striping and Beacons



Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	Various Locations
Managing Department:	Traffic
Contact Person:	Steve Chan [3324]/ Fanny Yu [3318]
Project Stage:	Construction
Estimated Schedule	
Design:	Completed
Construction:	Summer 2021
Recurring Project:	No

Description

This project provides for the design and installation of high visibility crosswalk striping and pedestrian actuated flashing beacons to facilitate safer pedestrian crossings at high vehicle and pedestrian volume intersections. Anticipated locations will be along school routes.

Notes

Project will be constructed in conjunction with Radar Speed Feedback Signage project (#3458). Construction started in winter 2021 and is to be completed by summer 2021. 16 beacons will be installed at Fanyon Street between Kennedy Dr. and Dennis Ave.; Kennedy Dr. at Simas Dr.; N. Abbott Ave. at Hall Memorial Park; Washington Dr. at Escuela Pkwy.; Yosemite Dr. between Carnegie Dr. and Roswell Dr.; Arizona Ave. at Rose Dr.; Rosewell Dr. at Ashland Dr.; and Dixon Rd. near Conway St.

Uncommitted Balance
as of 2/28/2021

\$284,428

Council
Approval

7/1/2019

Enhanced Crosswalk Striping and Beacons

Project No. 3454

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	100,000	0	0	0	0	0	100,000
Administration	10,000	0	0	0	0	0	10,000
Inspection	10,000	0	0	0	0	0	10,000
Improvements	483,000	0	0	0	0	0	483,000
TOTAL	\$603,000	\$0	\$0	\$0	\$0	\$0	\$603,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	3,000	0	0	0	0	0	3,000
Street Improvement Fund	600,000	0	0	0	0	0	600,000
TOTAL	\$603,000	\$0	\$0	\$0	\$0	\$0	\$603,000

Finance Notes

City Council 6/2/2020 - \$497k in prior years funding from General Government CIP Fund was defunded to address the projected shortfalls in the General Fund.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Pilot Street Sweeping Program



Category:	Street Improvement
City Council Priority:	Environment
Project Location:	Various Streets, East of I680
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Elaine Marshall [2603]
Project Stage:	Planning
Estimated Schedule	
Design:	2021
Construction:	2022
Recurring Project:	No

Description

The project provides for a Pilot Street Sweeping program to address residents' concerns about neighborhood beautification, as well as reducing litter impacts into nearby waterways. The goal of the program is to evaluate the effectiveness of street sweeping signage in residential areas, to inform residents of when to move their vehicles off the street so that the street sweeper can access the street all the way to the curb, and maximize the collection

Notes

Sweeping operations will be completed on one street side at a time on alternating days and within a shorter duration allowing residents to move vehicles from one side to the other to minimize parking impacts. This project will provide for outreach to residents and street signage installation. City staff and Milpitas Sanitation, Inc. identified four areas based on Trash Load Reduction Plan. These areas are (1) Selwyn Dr. and Shirley Dr. neighborhood, (2) Gadsden Dr. neighborhood east of Cardoza Park, (3) Park Victoria Dr. from Yosemite Dr. to Kennedy Dr., and (4) Yosemite Dr. from Piedmont Rd. to South Park Victoria Dr. The program is scheduled to start in March 2021 and will run for one year.

Pilot Street Sweeping Program

Project No. 3455

Uncommitted Balance as of 2/28/2021	Council Approval
\$346,477	7/1/2019

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Administration	50,000	0	0	0	0	0	50,000
Inspection	20,000	0	0	0	0	0	20,000
Improvements	330,000	0	0	0	0	0	330,000
TOTAL	\$400,000	\$0	\$0	\$0	\$0	\$0	\$400,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Street Improvement Fund	400,000	0	0	0	0	0	400,000
TOTAL	\$400,000	\$0	\$0	\$0	\$0	\$0	\$400,000

Finance Notes

City Council 6/4/2020 - \$100K in prior years funding from the General Government CIP Fund was defunded to address the projected shortfalls in the General Fund.

Operating Impact Notes

This project may impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Radar Speed Feedback Signage



Category: Street Improvement

City Council Priority: Transportation and Transit

Project Location: Various Locations

Managing Department: Engineering

Contact Person: Steve Chan [3324]/
Fanny Yu [3318]

Project Stage: Construction

Estimated Schedule

Design: Completed

Construction: Summer 2021

Recurring Project: No

Description

This project provides for the assessment and installation of radar speed feedback signage (RSFS). The signage is used as a traffic calming measure on various City streets to reduce vehicle speed and to improve safety for motorists, pedestrians, and cyclists.

Notes

Project will be constructed in conjunction with Enhanced Crosswalk Striping and Beacons project (#3454). Construction started in winter 2021 and is to be completed by summer 2021. 11 RSFS will be installed at Dixon Rd. between Vegas Ave. and Conway St.; N. Abbott Ave. at Hall Memorial Park; S. Main St. near S. Abel St.; Temple Dr. between Wylie Dr. and Edsel Dr.; Yosemite Dr. between Tempe Dr. and Carnegie Dr.; and Washington Dr. between Arizona Ave. and Escuela Pkwy.

Radar Speed Feedback Signage

Project No. 3458

Uncommitted Balance as of 2/28/2021	Council Approval
\$234,184	7/1/2019

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Administration	20,000	0	0	0	0	0	20,000
Improvements	380,000	0	0	0	0	0	380,000
TOTAL	\$400,000	\$0	\$0	\$0	\$0	\$0	\$400,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	200,000	0	0	0	0	0	200,000
Street Improvement Fund	200,000	0	0	0	0	0	200,000
TOTAL	\$400,000	\$0	\$0	\$0	\$0	\$0	\$400,000

Finance Notes**Operating Impact Notes**

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Montague Expwy Widening at Great Mall Pkwy



Category: Street Improvement

City Council Priority: Transportation and Transit

Project Location: Montague Expressway

Managing Department: Engineering

Contact Person: Steve Erickson [3301]/
Steve Chan [3324]

Project Stage: Post-Construction

Estimated Schedule

Design: Completed

Construction: Completed

Recurring Project: No

Description

This project provides a fourth through lane in each direction on Montague Expressway at Great Mall Parkway, one westbound lane on Montague Expressway from Pecton Court to UPRR rails, and a new bridge over Berryessa Creek. Construction is to be completed by VTA's contractor.

Notes

VTA has completed construction and City Council initially accepted the improvements on December 3, 2019. (TASP ID: DB#2)

Uncommitted Balance as of 2/28/2021	Council Approval
\$586,444	7/1/2003

Montague Expwy Widening at Great Mall Pkwy

Project No. 4179

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	560,500	0	0	0	0	0	560,500
Administration	145,000	0	0	0	0	0	145,000
Surveying	30,000	0	0	0	0	0	30,000
Inspection	270,000	0	0	0	0	0	270,000
Land	1,020,000	0	0	0	0	0	1,020,000
Improvements	6,594,037	0	0	0	0	0	6,594,037
TOTAL	\$8,619,537	\$0	\$0	\$0	\$0	\$0	\$8,619,537

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Grants/Reimb./ Developer Fees	2,727,198	0	0	0	0	0	2,727,198
McCarthy Business Park TIF	380,000	0	0	0	0	0	380,000
RDA Fund	3,300,000	0	0	0	0	0	3,300,000
Street Improvement Fund	30,500	0	0	0	0	0	30,500
TASP Impact Fees	920,000	0	0	0	0	0	920,000
Traffic Impact Fees	1,261,839	0	0	0	0	0	1,261,839
TOTAL	\$8,619,537	\$0	\$0	\$0	\$0	\$0	\$8,619,537

Finance Notes

Developer Contributions: Cisco - \$1,125,000 + \$62,111 (FY05 Year End Adjustment) + City of San Jose (3Com)
\$1,568,000 - \$27,913 (FY21) = \$2,727,198

Traffic Impact Fees: \$585,000 + \$58,596 + \$329,713 = \$973,309.

City Council 2/1/2011 - Mid-Year Budget Appropriation of \$288,530 from Traffic Impact Fee.

City Council 2/18/2020 - Mid-Year Budget Appropriation of \$380k from TASP Impact Fees was replaced with Milpitas Business Park TIF.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Calaveras Blvd. Widening Project

PROJECT NO.

4258



Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	E. Calaveras Boulevard
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Steve Chan [3324]
Project Stage:	Planning
Estimated Schedule	
Design:	TBD
Construction:	TBD
Recurring Project:	No

Description

This future project will replace the existing roadway bridges between Milpitas Boulevard and Abel Street. These bridge structures were constructed over 40 years ago are reaching their design life. In addition, these structures do not have adequate bicycle and pedestrian facilities. The replacement bridge structures will accommodate 3-travel lanes, a 10-foot sidewalk and 6-foot bike lane in each direction.

Notes

Calaveras Boulevard is a State Route and the City is requesting Caltrans to administer the project. The City would be the local sponsor of this project and provide local funding through impacts fees from development projects. City to accumulate minimum local match of 11.47% of the project estimate cost of \$80M, approximately \$9.2M, to meet federal and state transportation grant funding requirements. A fair share goal from TASP Impact Fee is \$6.8M. (TASP ID: DB#2)

Calaveras Blvd. Widening Project

Project No. 4258

Uncommitted Balance as of 2/28/2021	Council Approval
\$141,319	7/1/2004

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Improvements	173,969	0	0	0	0	0	173,969
TOTAL	\$173,969	\$0	\$0	\$0	\$0	\$0	\$173,969

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Grants/Reimb./ Developer Fees	877	0	0	0	0	0	877
Traffic Impact Fees	173,092	0	0	0	0	0	173,092
TOTAL	\$173,969	\$0	\$0	\$0	\$0	\$0	\$173,969

Finance Notes

City Council 2/1/2011 - Mid-Year Budget Appropriation of \$173,092 from Traffic Impact Fees.

City Council 2/7/2012 - Mid-Year Budget Appropriation of \$877 from Developer Contribution (D.R. Horton).

Operating Impact Notes

This project may impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

PROJECT NO.
4265

Bart Extension Coordination and Planning



Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	Milpitas BART
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Steve Chan [3324]
Project Stage:	Post-Construction
Estimated Schedule	
Design:	Completed
Construction:	Completed
Recurring Project:	No

Description

The BART extension from Fremont to San Jose will pass through Milpitas and includes a BART station in Milpitas. This project provides for coordination and planning with VTA for the design and construction of the BART extension and station within the City. Work includes review of proposals, plans, and engineering analysis of impacts to the City's utilities, right-of-way, and infrastructure.

Notes

VTA has completed construction and City Council initially accepted the improvements on December 3, 2019.

Uncommitted Balance
as of 2/28/2021Council
Approval

\$105,379

7/1/2006

Bart Extension Coordination and Planning

Project No. 4265

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	50,000	0	0	0	0	0	50,000
Administration	2,305,956	0	0	0	0	0	2,305,956
Others	125,000	0	0	0	0	0	125,000
TOTAL	\$2,480,956	\$0	\$0	\$0	\$0	\$0	\$2,480,956

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Grants/Reimb./ Developer Fees	2,401,896	0	0	0	0	0	2,401,896
RDA Fund	53,065	0	0	0	0	0	53,065
Sewer Fund	8,591	0	0	0	0	0	8,591
Street Improvement Fund	8,702	0	0	0	0	0	8,702
Water Fund	8,702	0	0	0	0	0	8,702
TOTAL	\$2,480,956	\$0	\$0	\$0	\$0	\$0	\$2,480,956

Finance Notes

City Council 2/7/2012 - Mid-Year Budget Appropriation of \$50k from the VTA reimbursement agreement.
City Council 2/21/2012 - Mid-Year Budget Appropriation of \$233,296 from the VTA reimbursement agreement.
City Council 9/18/2012 - Budget Appropriation of \$393,600 from the VTA reimbursement agreement.
City Council 10/15/2013 - Budget Appropriation of \$500k from the VTA reimbursement agreement.
City Council 6/17/2014 - Budget Appropriation of \$650k from the VTA reimbursement agreement.
City Council 9/15/2015 - Budget Appropriation of \$300k from the VTA reimbursement agreement.
City Council 12/6/2016 - Budget Appropriation of \$150k from the VTA reimbursement agreement.
City Council 8/17/2017 - Budget Appropriation of \$125k from the VTA reimbursement agreement.

Operating Impact Notes

There are no operating or maintenance expenses associated with this project.

Street Light LED Conversion Improvements



Category:	Street Improvement
City Council Priority:	Environment
Project Location:	Citywide
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Joseph Aguilera [2647]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for the conversion of City street lights to energy efficient Light Emitting Diode (LED). The work includes improvements and replacement of related wiring and control systems. The City owns approximately 4,600 street light fixtures of various types including standard cobra head and decorative fixtures.

Notes

Installation of LED fixtures is being completed in phases. Public Works has converted 1,000 fixtures to LED and will continue conversion work. Public Works will complete approximately 500 conversions in FY2020-21 in the southwest area of the City. Additional funding will be programed for future phases.

Uncommitted Balance
as of 2/28/2021Council
Approval

\$88,031

7/1/2010

Street Light LED Conversion Improvements

Project No. 4266

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	50,000	0	0	0	0	0	50,000
Administration	30,000	0	0	0	0	0	30,000
Inspection	30,000	0	0	0	0	0	30,000
Improvements	565,000	0	0	0	0	0	565,000
TOTAL	\$675,000	\$0	\$0	\$0	\$0	\$0	\$675,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Gas Tax Fund	600,000	0	0	0	0	0	600,000
Street Improvement Fund	75,000	0	0	0	0	0	75,000
TOTAL	\$675,000	\$0	\$0	\$0	\$0	\$0	\$675,000

Finance Notes

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Soundwall and Barrier Repair and Renovation Program



Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	Citywide
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Joseph Aguilera [2647]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for the renovation and repair of City-owned sound walls, fences and barriers within parks and along streets. Portions of the walls have deteriorated and will need to be structurally repaired or completely replaced.

Notes

The project funds Public Works staff and on-call contract to repair City-owned soundwalls.

Uncommitted Balance as of 2/28/2021	Council Approval
\$4,397	7/1/2009

Soundwall and Barrier Repair and Renovation Program

Project No. 4267

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	120,000	0	0	0	0	0	120,000
Administration	80,000	0	0	0	0	0	80,000
Inspection	75,000	0	0	0	0	0	75,000
Improvements	503,466	100,000	100,000	50,000	50,000	60,000	863,466
TOTAL	\$778,466	\$100,000	\$100,000	\$50,000	\$50,000	\$60,000	\$1,138,466

Funding Source

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	300,000	100,000	0	0	0	0	400,000
Street Improvement Fund	478,466	0	0	0	0	0	478,466
No Funding Source	0	0	100,000	50,000	50,000	60,000	260,000
TOTAL	\$778,466	\$100,000	\$100,000	\$50,000	\$50,000	\$60,000	\$1,138,466

Finance Notes

City Council 6/4/2020 - \$200K in prior years funding from the General Government CIP Fund was defunded to address the projected shortfalls in the General Fund.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

I-880 Interchange Right-of-Way Closeout



Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	I-880 at Dixon Landing Rd, SR237, and Tasman Dr.
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Steve Chan [3324]
Project Stage:	Planning
Estimated Schedule	
Design:	TBD
Construction:	—
Recurring Project:	No

Description

This project provides for the final closeout documentation and Right-of-Way transfer for three interchanges constructed along I-880 at Dixon Landing Road, State Route 237, and Tasman Drive.

Notes

The interchanges were constructed under three separate CIP projects. The City is working with Caltrans and VTA through a cooperative cost share agreement to closeout these projects and ultimately transfer right-of-way and ownership to Caltrans.

Uncommitted Balance
as of 2/28/2021

\$632,615

Council
Approval

7/1/2014

I-880 Interchange Right-of-Way Closeout

Project No. 4274

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Administration	727,181	0	0	0	0	0	727,181
TOTAL	\$727,181	\$0	\$0	\$0	\$0	\$0	\$727,181

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Developer Contributions	148,119	0	0	0	0	0	148,119
Street Improvement Fund	579,062	0	0	0	0	0	579,062
TOTAL	\$727,181	\$0	\$0	\$0	\$0	\$0	\$727,181

Finance Notes

Operating Impact Notes

There are no operating or maintenance expenses associated with this project.

ADA Curb Ramp Transition Program



Category: Street Improvement

City Council Priority: Transportation and Transit

Project Location: Citywide

Managing Department: Engineering

Contact Person: Steve Erickson [3301]/
Steve Chan [3324]

Project Stage: Construction

Estimated Schedule

Design: Ongoing

Construction: Ongoing

Recurring Project: Yes

Description

This mandatory program involves citywide replacement or upgrade of existing curb ramps to current standard Americans with Disabilities Act (ADA) compliant ramps. The project will include construction of segments of new sidewalk to close gaps, and to allow the City to be eligible for future Federal transportation aid funds. This is an annual program that is partnered with the Annual Street Resurfacing Program. Sites in the vicinity of the street resurfacing program will be considered for sidewalk and curb ramp upgrade. The target program completion date for citywide ADA public street curb ramp compliance is 2040.

Notes

In 2020, 43 curb ramps were upgraded in conjunction with Street Resurfacing Project 2020 (#4296). In 2021, 95 curb ramps are planned to be upgraded in conjunction with Street Resurfacing Project 2021 (#4298).

Uncommitted Balance as of 2/28/2021	Council Approval
\$708,662	7/1/2016

ADA Curb Ramp Transition Program

Project No. 4283

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	50,000	10,000	10,000	10,000	10,000	10,000	100,000
Administration	50,000	10,000	10,000	10,000	10,000	10,000	100,000
Inspection	150,000	0	0	0	0	0	150,000
Improvements	1,334,296	280,000	280,000	280,000	280,000	280,000	2,734,296
TOTAL	\$1,584,296	\$300,000	\$300,000	\$300,000	\$300,000	\$300,000	\$3,084,296

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Gas Tax Fund	1,500,000	300,000	300,000	300,000	300,000	300,000	3,000,000
TDA Article III	84,296	0	0	0	0	0	84,296
TOTAL	\$1,584,296	\$300,000	\$300,000	\$300,000	\$300,000	\$300,000	\$3,084,296

Finance Notes

City Council 5/7/2019 - Adopted a resolution requesting allocation of \$84,296 for TDA Article 3 funding (Resolution No. 8869).

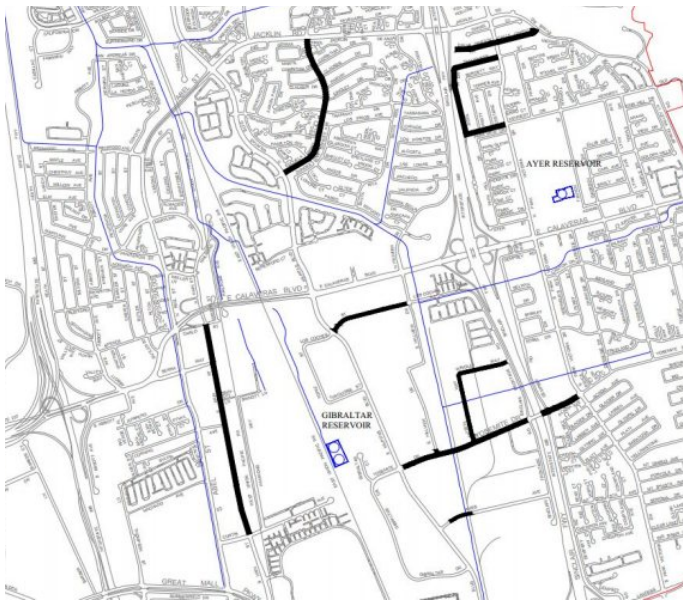
Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Street Resurfacing Project 2018

PROJECT NO.

4287



Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	Various Streets
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Steve Chan [3324]
Project Stage:	Construction
Estimated Schedule	
Design:	Completed
Construction:	Completed
Recurring Project:	No

Estimated Schedule

Description

This project provides for roadway pavement repair, rehabilitation, and/or reconstruction. Streets are selected for improvement based on the City's Pavement Management System to optimize the pavement condition rating and use of funding. Locations and streets may vary dependent on the City's needs and funding. There are currently 129 center lane miles of streets that are owned by the City. The project will also include replacement and upgrade of curb, gutter, driveway, sidewalk, installation of ADA ramps, implementation of Class II bike lanes, and Class III bike route facilities as described in the City's latest Bikeway Master Plan Update.

Notes

In 2018, street resurfacing was completed for Escuela Parkway, Los Coches Street, Yosemite Drive, Vista Way, Wrigley Way, Calle Oriente, Traugber Street, Wool Drive, South Main Street, South Hillview Drive, and Kennedy Drive. Funding for this project also provides for design and construction of the ADA Curb Ramp Transition Project 2019 (#4283).

Street Resurfacing Project 2018

Project No. 4287

Uncommitted Balance as of 2/28/2021	Council Approval
\$109	7/1/2013

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	100,000	0	0	0	0	0	100,000
Administration	50,000	0	0	0	0	0	50,000
Inspection	50,000	0	0	0	0	0	50,000
Improvements	4,400,000	0	0	0	0	0	4,400,000
TOTAL	\$4,600,000	\$0	\$0	\$0	\$0	\$0	\$4,600,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Gas Tax Fund	909,932	0	0	0	0	0	909,932
Grants/Reimb./Developer Fees	108,083	0	0	0	0	0	108,083
Measure B	1,381,985	0	0	0	0	0	1,381,985
Sewer Fund	100,000	0	0	0	0	0	100,000
Transient Occupancy Tax (TOT)	1,600,000	0	0	0	0	0	1,600,000
Vehicle Registration Fee	500,000	0	0	0	0	0	500,000
TOTAL	\$4,600,000	\$0	\$0	\$0	\$0	\$0	\$4,600,000

Finance Notes

In FY2016-17, received authorization of \$108,083 from TDA Article 3 funds which has been spent by and reimbursed to the City. The fund is under Grants/Reimb./Developer Fees.

In FY2017-18, this project is eligible for \$463,140 reimbursement from Vehicle Registration Fee.

In FY2017-18, this project is eligible for \$1,381,985 from Measure B funding. Measure B grant funding is distributed on a reimbursement basis. City funds must be expended on eligible projects prior to any reimbursement requests.

In FY2017-18, this project is eligible for \$441,869 SB1 RMRA grant funding. SB1 RMRA is distributed on an allocation basis and is under Gas Tax Fund.

City Council 2/18/2020 - Mid-Year Budget Appropriation in prior years funding of \$390,068 from Gas Tax Fund and \$991,917 from General Government CIP Fund was replaced with Measure B Funds of \$1,381,985.

This project reduces various funds to accommodate the additional grant funds to maintain a consistent project budget.

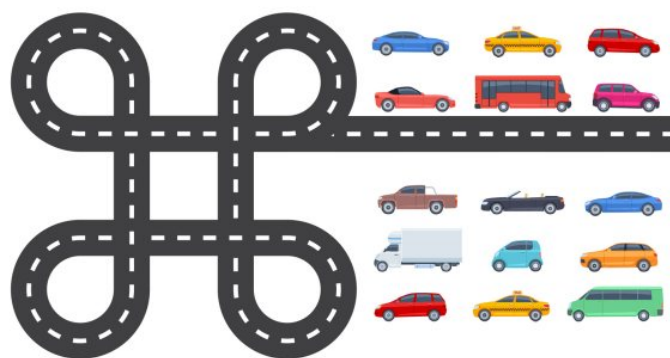
Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Close at the end of Fiscal Year: June 30, 2021

Traffic Studies & Minor Improvements

PROJECT NO.
4288



Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	Citywide
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Steve Chan [3324]
Project Stage:	Planning
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for citywide traffic studies, speed surveys, and traffic counts and minor traffic improvements that result from community service requests. Typical improvements include roadway markings/signage, traffic signal cabinet, and roadway undulators installation.

Notes

Uncommitted Balance
as of 2/28/2021Council
Approval

\$151,923

7/1/2015

Traffic Studies & Minor Improvements

Project No. 4288

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	40,000	0	0	0	0	0	40,000
Administration	20,000	0	0	0	0	0	20,000
Improvements	140,000	0	100,000	0	100,000	0	340,000
TOTAL	\$200,000	\$0	\$100,000	\$0	\$100,000	\$0	\$400,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Gas Tax Fund	200,000	0	0	0	0	0	200,000
No Funding Source	0	0	100,000	0	100,000	0	200,000
TOTAL	\$200,000	\$0	\$100,000	\$0	\$100,000	\$0	\$400,000

Finance Notes**Operating Impact Notes**

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Annual Bridge Rehabilitation

PROJECT NO.

4290



Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	City Bridges
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Steve Erickson [3301]
Project Stage:	Planning
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for repairs and rehabilitation of the deck surface, crack sealing, guard rails, fencing, and minor concrete for 8 pedestrian and 43 vehicular City bridges. Work also includes repair recommendations identified in the bi-annual bridge inspection reports conducted by the California Department of Transportation (CalTrans) for 23 City bridges.

Notes

Public Works to conduct an inspection of all vehicular box culverts and pedestrian bridges in 2021. Minor repairs to bridges at Milmont Drive and California Circle are planned for FY 2022-23, but there is no identified funding source for the repairs.

Uncommitted Balance as of 2/28/2021	Council Approval
\$250,000	7/1/2017

Annual Bridge Rehabilitation

Project No. 4290

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	20,000	0	0	0	0	0	20,000
Administration	15,000	0	0	0	0	0	15,000
Improvements	215,000	0	50,000	50,000	75,000	0	390,000
TOTAL	\$250,000	\$0	\$50,000	\$50,000	\$75,000	\$0	\$425,000

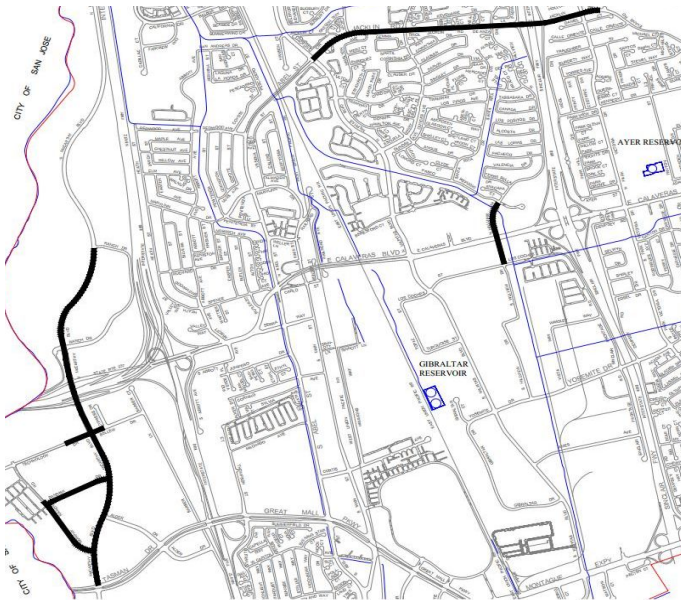
Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Gas Tax Fund	250,000	0	0	0	0	0	250,000
No Funding Source	0	0	50,000	50,000	75,000	0	175,000
TOTAL	\$250,000	\$0	\$50,000	\$50,000	\$75,000	\$0	\$425,000

Finance Notes**Operating Impact Notes**

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Street Resurfacing Project 2018-19



Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	Various Streets
Managing Department:	Engineering
Contact Person:	Steve Chan [3324]/ Fanny Yu [3318]
Project Stage:	Construction
Estimated Schedule	
Design:	Completed
Construction:	Completed
Recurring Project:	No

Description

This project provides for roadway pavement repair, rehabilitation, and/or reconstruction. Streets are selected for improvement based on the City's Pavement Management System to optimize the pavement condition rating and use of funding. Locations and streets may vary dependent on the City's needs and funding. There are currently 129 center lane miles of streets that are owned by the City. The project will also include replacement and upgrade of curb, gutter, driveway, sidewalk, installation of ADA ramps, implementation of Class II bike lanes, and Class III bike route facilities as described in the City's latest Bikeway Master Plan Update.

Notes

Street resurfacing for McCarthy Blvd. between Ranch Dr. and Tasman Dr., Hillview Dr. between Paseo Refugio and Los Coches St., and Jacklin Rd. between N. Milpitas and I-680 was completed in 2019. Work included pavement rehabilitation, installation of new bike lanes, and bike facilities upgrades.

Uncommitted Balance as of 2/28/2021	Council Approval
\$5,243	7/1/2014

Street Resurfacing Project 2018-19

Project No. 4291

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	100,000	0	0	0	0	0	100,000
Administration	50,000	0	0	0	0	0	50,000
Inspection	50,000	0	0	0	0	0	50,000
Improvements	4,409,415	0	0	0	0	0	4,409,415
TOTAL	\$4,609,415	\$0	\$0	\$0	\$0	\$0	\$4,609,415

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Gas Tax Fund	1,372,889	0	0	0	0	0	1,372,889
Measure B	1,711,400	0	0	0	0	0	1,711,400
Street Improvement Fund	1,025,126	0	0	0	0	0	1,025,126
Vehicle Registration Fee	500,000	0	0	0	0	0	500,000
TOTAL	\$4,609,415	\$0	\$0	\$0	\$0	\$0	\$4,609,415

Finance Notes

In FY2018-19, this project is eligible for \$1,381,985 and received a one-time advance of \$329,415 from Measure B funding for a total of \$1,711,400. Measure B grant funding is distributed on a reimbursement basis. City funds must be expended on eligible projects prior to any reimbursement requests.

In FY2018-19, this project is eligible for \$1,372,889 from SB1 RMRA grant funding. SB1 RMRA is distributed on an allocation basis and under Gas Tax Fund distribution.

Adjust various funds to reflect the grant corrections.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

McCarthy Blvd./Sandisk Dr. Traffic Signal



Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	McCarthy Blvd/Sandisk Drive
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Steve Chan [3324]
Project Stage:	Construction
Estimated Schedule	
Design:	Completed
Construction:	Completed
Recurring Project:	No

Description

This project provides for the installation of a new traffic signal at the intersection of the McCarthy Blvd./Sandisk Drive to facilitate safe and orderly movement of traffic to address increased vehicular and pedestrian crossing activities. Work includes installation of poles, conduits, boxes, cabinets, intersection safety lighting, communication equipment, signage, detection equipment, and related traffic signal equipment.

Notes

Project was completed in summer 2020.

Uncommitted Balance as of 2/28/2021	Council Approval
\$5,864	5/17/2016

McCarthy Blvd./Sandisk Dr. Traffic Signal
Project No. 4292

Estimated Cost

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Administration	75,000	0	0	0	0	0	75,000
Improvements	675,000	0	0	0	0	0	675,000
TOTAL	\$750,000	\$0	\$0	\$0	\$0	\$0	\$750,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Grants/Reimb./ Developer Fees	750,000	0	0	0	0	0	750,000
TOTAL	\$750,000	\$0	\$0	\$0	\$0	\$0	\$750,000

Finance Notes

City Council 2/19/2019 - Project created and Budget Appropriation of \$750k from McCarthy Business Park Traffic Impact Fee.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Close at the end of Fiscal Year: June 30, 2021

Citywide Traffic Safety Assessment



Category: Street Improvement

City Council Priority: Transportation and Transit

Project Location: Citywide

Managing Department: Engineering

Contact Person: Steve Erickson [3301]/
Steve Chan [3324]

Project Stage: Planning

Estimated Schedule

Design: 2022

Construction: —

Recurring Project: No

Description

This project provides for a citywide traffic safety assessment to analyze and identify locations of traffic safety concerns and provide a safety mitigation plan. Areas of concern are intersections with high pedestrian and bike traffic in residential areas.

Notes

The start of the assessment is dependent on traffic resuming to normal condition after pandemic. The project will be coordinated with Citywide Traffic Modeling (Project #4297).

Uncommitted Balance
as of 2/28/2021Council
Approval

\$364,846

7/1/2019

Citywide Traffic Safety Assessment

Project No. 4293

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	390,000	0	0	0	0	0	390,000
Administration	10,000	0	0	0	0	0	10,000
TOTAL	\$400,000	\$0	\$0	\$0	\$0	\$0	\$400,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Gas Tax Fund	400,000	0	0	0	0	0	400,000
TOTAL	\$400,000	\$0	\$0	\$0	\$0	\$0	\$400,000

Finance Notes

Operating Impact Notes

There are no operating or maintenance expenses associated with this project.

SR237 HOV Lane Improvements

PROJECT NO.

4294



Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	State Route 237 at McCarthy Blvd.
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Steve Chan [3324]
Project Stage:	Design
Estimated Schedule	
Design:	2021
Construction:	2022
Recurring Project:	No

Description

This project provides for traffic flow improvements on State Route (SR) 237 at McCarthy Blvd. Improvements may include a high-occupancy vehicle (HOV) lane at the westbound on-ramp, HOV lane on the Calaveras Blvd. slip ramp, and/or a new traffic study.

Notes

Santa Clara Valley Transportation Authority (VTA) has FY2018-19 Measure B funding allocated for SR237 improvement projects. VTA will administrate the project and the City will provide 10% local match. VTA anticipates the project will be completed in 2022. Additional funding request in FY2021-22 is for the environmental review of the work adjacent to Coyote Creek.

SR237 HOV Lane Improvements

Project No. 4294

Uncommitted Balance as of 2/28/2021	Council Approval
\$0	7/1/2019

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Improvements	200,000	100,000	0	0	0	0	300,000
TOTAL	\$200,000	\$100,000	\$0	\$0	\$0	\$0	\$300,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Gas Tax Fund	200,000	100,000	0	0	0	0	300,000
TOTAL	\$200,000	\$100,000	\$0	\$0	\$0	\$0	\$300,000

Finance Notes

Operating Impact Notes

There are no operating or maintenance expenses associated with this project.

Street Pavement Restriping

PROJECT NO.
4295



Caption information

Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	Citywide
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Joseph Aguilera [2647]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for maintenance and public safety improvements of Citywide street striping infrastructure. Work includes restriping of pavement legends, lane lines, and crosswalks and placement of markers.

Notes

Public Works completed striping of crosswalks at various locations in 2020. Public Works to restripe crosswalks, lane lines, and legends on Milmont Dr., Landess Ave., and Great Mall Parkway in 2021. This project is only partially funded.

Uncommitted Balance as of 2/28/2021	Council Approval
\$125,000	7/1/2019

Street Pavement Restriping

Project No. 4295

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Administration	20,000	20,000	0	20,000	0	20,000	80,000
Improvements	180,000	180,000	0	180,000	0	180,000	720,000
TOTAL	\$200,000	\$200,000	\$0	\$200,000	\$0	\$200,000	\$800,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Gas Tax Fund	200,000	200,000	0	0	0	0	400,000
No Funding Source	0	0	0	200,000	0	200,000	400,000
TOTAL	\$200,000	\$200,000	\$0	\$200,000	\$0	\$200,000	\$800,000

Finance Notes**Operating Impact Notes**

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Street Resurfacing Project

2019-20



Category: Street Improvement

City Council Priority: Transportation and Transit

Project Location: Various Streets

Managing Department: Engineering

Contact Person: Steve Erickson [3301]/
Steve Chan [3324]

Project Stage: Construction

Estimated Schedule

Design: Completed

Construction: 2021

Recurring Project: No

Description

This project provides for roadway pavement repair, rehabilitation, and/or reconstruction. Streets are selected for improvement based on the City's Pavement Management System to optimize the pavement condition rating and use of funding. Locations and streets may vary dependent on the City's needs and funding. There are currently 129 center lane miles of streets that are owned by the City. The project will also include replacement and upgrade of curb, gutter, driveway, sidewalk, installation of ADA ramps, implementation of Class II bike lanes, and Class III bike route facilities as described in the City's latest Bikeway Master Plan Update.

Notes

Street resurfacing for Hillview Dr. between Paseo Refugio and Jacklin Rd. and Dempsey Rd. between Yosemite Dr. and Landess Ave. was completed fall 2020. Street resurfacing for Sycamore Dr., Cottonwood Dr., Buckeye Dr., N. Hillview Dr. from Jacklin Rd. to Berryessa Creek and Dempsey Rd. from Yosemite Dr. to Landess Ave. started in fall 2020 and will be completed by summer 2021. The project also provides for partnership with the City of San Jose for road repairs and rehabilitation of Landess Avenue between Piedmont Road and I-680 which is anticipated to be completed in 2021.

Uncommitted Balance as of 2/28/2021	Council Approval
\$1,563,012	7/1/2015

Street Resurfacing Project 2019-20

Project No. 4296

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	100,000	0	0	0	0	0	100,000
Administration	50,000	0	0	0	0	0	50,000
Inspection	50,000	0	0	0	0	0	50,000
Improvements	5,092,512	0	0	0	0	0	5,092,512
TOTAL	\$5,292,512	\$0	\$0	\$0	\$0	\$0	\$5,292,512

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Gas Tax Fund	2,696,569	0	0	0	0	0	2,696,569
Grants/Reimb./ Developer Fees	692,512	0	0	0	0	0	692,512
Measure B	1,403,431	0	0	0	0	0	1,403,431
Vehicle Registration Fee	500,000	0	0	0	0	0	500,000
TOTAL	\$5,292,512	\$0	\$0	\$0	\$0	\$0	\$5,292,512

Finance Notes

In FY2019-20, this project is eligible for \$500,000 reimbursement from Vehicle Registration Fee

In FY2019-20, this project is eligible for \$1,403,431 Measure B funding. Measure B grant funding is distributed on a reimbursement basis. City funds must be expended on eligible projects prior to any reimbursement requests.

In FY2019-20, this project is eligible for \$1,239,138 from SB1 RMRA grant funding. SB1 RMRA is distributed on an allocation basis and under Gas Tax Fund distribution.

Reduce various funds to accommodate the addition of grant funds. The overall project budget will increase due to the many grant eligibilities.

City Council 8/4/2020 - Budget Appropriation of \$692,512 in One Bay Area Grant Cycle 2 ("OBAG2") grant funds.

City Council 3/16/2021 - Approved Cost Share Agreement with the City of San Jose of \$1,097,275 for work on

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Citywide Traffic Modeling



Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	Citywide
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Steve Chan [3324]
Project Stage:	Planning
Estimated Schedule	
Design:	2022
Construction:	—
Recurring Project:	No

Description

This project provides for a citywide traffic operation model of the current and 10-year horizon to assess motor vehicle traffic level-of-service at key roadway corridors and intersections. The model will be used to evaluate potential roadway improvements to improve level-of-service in the City.

Notes

The start of traffic modeling is dependent on traffic resuming to normal conditions after pandemic and new traffic patterns have been stabilized from the opening of Milpitas BART Station. The project to be coordinated with Citywide Traffic Safety Assessment (Project #4293).

Citywide Traffic Modeling

Project No. 4297

Uncommitted Balance as of 2/28/2021	Council Approval
\$377,661	7/1/2019

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	390,000	0	0	0	0	0	390,000
Administration	10,000	0	0	0	0	0	10,000
TOTAL	\$400,000	\$0	\$0	\$0	\$0	\$0	\$400,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Gas Tax Fund	400,000	0	0	0	0	0	400,000
TOTAL	\$400,000	\$0	\$0	\$0	\$0	\$0	\$400,000

Finance Notes

Operating Impact Notes

There are no operating or maintenance expenses associated with this project.

Street Resurfacing Project

2020-21



Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	Various Streets
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Steve Chan [3324]
Project Stage:	Design
Estimated Schedule	
Design:	2021
Construction:	2022
Recurring Project:	No

Description

This project provides for roadway pavement repair, rehabilitation, and/or reconstruction. Streets are selected for improvement based on a Pavement Management System to optimize the pavement condition rating and use of funding. Locations and streets may vary dependent on the City's needs and funding. There are currently 129 center lane miles of streets that are owned by the City. The project will include replacement and upgrade of curb, gutter, driveway, sidewalk, installation of ADA ramps, implementation of Class II bike lanes, and Class III bike route facilities as described in the City's latest Bikeway Master Plan Update.

Notes

Street Resurfacing project includes Milmont Dr. from Dixon Landing Rd. to Berryessa Creek; Larkwood Ct.; Jurgens Dr. from Milmont Dr. to Larkwood Ct.; Aspenridge Dr.; Balboa Dr.; Elkwood Dr.; Gingerwood Dr.; Pacifica Wy.; Palisades Dr.; Seaside Dr.; Seaside Wy.; Summerwind Dr.; Summerwind Wy.; Woodruff Wy.; Pinard St. from Chipman Dr. to Piedmont Rd.; Cresthaven St. from Moulton Dr. to Piedmont Rd.; Piedmont Rd. from Yosemite Dr. to Landess Ave.; Bliss Ave.; Cascade St.; Chipman Dr.; Dubois St.; Edgehill Wy.; Farmcrest St.; Lynwood Terrace; Mesa Verde Dr.; Moulton Dr.; Petersburg Dr. Ridgemont Dr.; Shiloh Ave.; and Seacliff Dr. Construction is anticipated to start in summer 2021 and to be completed by fall 2022.

Uncommitted Balance
as of 2/28/2021Council
Approval

\$4,592,524

7/1/2016

Street Resurfacing Project 2020-21

Project No. 4298

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	300,000	0	0	0	0	0	300,000
Administration	25,000	0	0	0	0	0	25,000
Inspection	75,000	0	0	0	0	0	75,000
Improvements	4,200,000	0	0	0	0	0	4,200,000
TOTAL	\$4,600,000	\$0	\$0	\$0	\$0	\$0	\$4,600,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Gas Tax Fund	1,296,569	0	0	0	0	0	1,296,569
Measure B	1,403,431	0	0	0	0	0	1,403,431
SB1 RMRA	1,400,000	0	0	0	0	0	1,400,000
Vehicle Registration Fee	500,000	0	0	0	0	0	500,000
TOTAL	\$4,600,000	\$0	\$0	\$0	\$0	\$0	\$4,600,000

Finance Notes

In FY2021-22, this project is eligible for an estimated \$1,403,431 from Measure B funding. Measure B grant funding is distributed on a reimbursement basis. City funds must be expended on eligible projects prior to any reimbursement requests

In FY2021-22, this project is eligible for an estimated \$1,400,000 SB1 RMRA funding. SB1 RMRA is distributed on an allocation basis.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Street Resurfacing Project 2021-22



Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	Various Streets
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Steve Chan [3324]
Project Stage:	Planning
Estimated Schedule	
Design:	2021
Construction:	2022
Recurring Project:	No

Description

This project provides for roadway pavement repair, rehabilitation, and/or reconstruction. Streets are selected for improvement based on a Pavement Management System to optimize the pavement condition rating and use of funding. Locations and streets may vary dependent on the City's needs and funding. There are currently 129 center lane miles of streets that are owned by the City. The project will include replacement and upgrade of curb, gutter, driveway, sidewalk, installation of ADA ramps, implementation of Class II bike lanes, and Class III bike route facilities as described in the City's latest Bikeway Master Plan Update.

Notes

Planning for street resurfacing for FY2021-22 to be determined in spring 2021.

Uncommitted Balance
as of 2/28/2021Council
Approval

\$0

7/1/2017

Street Resurfacing Project 2021-22

Project No. 4303

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	0	200,000	0	0	0	0	200,000
Administration	0	75,000	0	0	0	0	75,000
Inspection	0	75,000	0	0	0	0	75,000
Improvements	0	3,400,000	0	0	0	0	3,400,000
TOTAL	\$0	\$3,750,000	\$0	\$0	\$0	\$0	\$3,750,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Gas Tax Fund	0	985,568	0	0	0	0	985,568
Measure B	0	500,000	0	0	0	0	500,000
SB1 RMRA	0	1,500,000	0	0	0	0	1,500,000
Vehicle Registration Fee	0	764,432	0	0	0	0	764,432
TOTAL	\$0	\$3,750,000	\$0	\$0	\$0	\$0	\$3,750,000

Finance Notes

In FY2021-22, this project is eligible for estimated \$500,000 from Measure B funding. Measure B grant funding is distributed on a reimbursement basis. City funds must be expended on eligible projects prior to any reimbursement requests.

In FY 2021-22, this project is eligible for estimated \$1,500,000 from SB1 RMRA funding. SB1 RMRA is distributed on an allocation basis.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Montague Expressway Widening - West

Plan



Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	Montague Expressway
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Steve Chan [3324]
Project Stage:	Planning
Estimated Schedule	
Design:	2025
Construction:	2026
Recurring Project:	No

Description

This project provides for the fair share contribution to the County for streetscape improvements and widening the road to four lanes in each direction on Montague Expressway from Great Mall Parkway to South Main Street.

Notes

Montague Expressway is owned and operated by Santa Clara County (County). It is anticipated the County will administer the design and construction of the project. The City's fair share goal from TASP Impact Fees for streetscape and widening improvement is estimated at \$12.3M (TASP ID: DB#6) and \$7.9M (TASP ID: DB#2), respectively. This project is only partially funded.

Uncommitted Balance
as of 2/28/2021Council
Approval

\$0

7/1/2019

Montague Expressway Widening - West

Project No. Plan

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	0	0	0	0	0	275,000	275,000
Administration	0	0	0	0	0	25,000	25,000
Improvements	0	0	0	0	0	19,900,000	19,900,000
TOTAL	\$0	\$0	\$0	\$0	\$0	\$20,200,000	\$20,200,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
TASP Impact Fees	0	0	0	0	0	7,400,000	7,400,000
No Funding Source	0	0	0	0	0	12,800,000	12,800,000
TOTAL	\$0	\$0	\$0	\$0	\$0	\$20,200,000	\$20,200,000

Finance Notes**Operating Impact Notes**

This project is anticipated to impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Street Resurfacing Project

2022-23



Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	Citywide
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Steve Chan [3324]
Project Stage:	Planning
Estimated Schedule	
Design:	2022
Construction:	2023
Recurring Project:	No

Description

This project provides for roadway pavement repair, rehabilitation, and/or reconstruction. Streets are selected for improvement based on a Pavement Management System to optimize the pavement condition rating and use of funding. Locations and streets may vary dependent on the City's needs and funding. There are currently 129 center lane miles of streets that are owned by the City. The project will include replacement and upgrade of curb, gutter, driveway, sidewalk, installation of ADA ramps, implementation of Class II bike lanes, and Class III bike route facilities as described in the City's latest Bikeway Master Plan Update.

Notes

Uncommitted Balance
as of 2/28/2021Council
Approval

\$0

7/1/2018

Street Resurfacing Project 2022-23

Project No. Plan

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	0	0	250,000	0	0	0	250,000
Administration	0	0	100,000	0	0	0	100,000
Inspection	0	0	50,000	0	0	0	50,000
Improvements	0	0	3,700,000	0	0	0	3,700,000
TOTAL	\$0	\$0	\$4,100,000	\$0	\$0	\$0	\$4,100,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Gas Tax Fund	0	0	1,600,000	0	0	0	1,600,000
Measure B	0	0	500,000	0	0	0	500,000
SB1 RMRA	0	0	1,500,000	0	0	0	1,500,000
Vehicle Registration Fee	0	0	500,000	0	0	0	500,000
TOTAL	\$0	\$0	\$4,100,000	\$0	\$0	\$0	\$4,100,000

Finance Notes

In FY2022-23, this project will be eligible for estimated \$500,000 from Measure B funding. Measure B grant funding is distributed on a reimbursement basis. City funds must be expended on eligible projects prior to any reimbursement requests.

In FY 2022-23, this project will be eligible for estimated \$1,500,000 from SB1 RMRA funding. SB1 RMRA is distributed on an allocation basis.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Street Resurfacing Project 2023-24

PROJECT NO.
Plan



Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	Citywide
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Steve Chan [3324]
Project Stage:	Planning
Estimated Schedule	
Design:	2023
Construction:	2024
Recurring Project:	No

Description

This project provides for roadway pavement repair, rehabilitation, and/or reconstruction. Streets are selected for improvement based on a Pavement Management System to optimize the pavement condition rating and use of funding. Locations and streets may vary dependent on the City’s needs and funding. There are currently 129 center lane miles of streets that are owned by the City. The project will include replacement and upgrade of curb, gutter, driveway, sidewalk, installation of ADA ramps, implementation of Class II bike lanes, and Class III bike route facilities as described in the City’s latest Bikeway Master Plan Update.

Notes

Uncommitted Balance as of 2/28/2021	Council Approval
\$0	7/1/2019

Street Resurfacing Project 2023-24

Project No. Plan

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	0	0	0	250,000	0	0	250,000
Administration	0	0	0	100,000	0	0	100,000
Inspection	0	0	0	50,000	0	0	50,000
Improvements	0	0	0	3,700,000	0	0	3,700,000
TOTAL	\$0	\$0	\$0	\$4,100,000	\$0	\$0	\$4,100,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Gas Tax Fund	0	0	0	1,600,000	0	0	1,600,000
Measure B	0	0	0	500,000	0	0	500,000
SB1 RMRA	0	0	0	1,500,000	0	0	1,500,000
Vehicle Registration Fee	0	0	0	500,000	0	0	500,000
TOTAL	\$0	\$0	\$0	\$4,100,000	\$0	\$0	\$4,100,000

Finance Notes

In FY2023-24, this project will be eligible for estimated \$500,000 from Measure B funding. Measure B grant funding is distributed on a reimbursement basis. City funds must be expended on eligible projects prior to any reimbursement requests.

In FY 2023-24, this project will be eligible for estimated \$1,500,000 from SB1 RMRA funding. SB1 RMRA is distributed on an allocation basis.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Street Resurfacing Project 2024-25

PROJECT NO.
Plan



Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	Citywide
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Steve Chan [3324]
Project Stage:	Planning
Estimated Schedule	
Design:	2024
Construction:	2025
Recurring Project:	No

Description

This project provides for roadway pavement repair, rehabilitation, and/or reconstruction. Streets are selected for improvement based on a Pavement Management System to optimize the pavement condition rating and use of funding. Locations and streets may vary dependent on the City’s needs and funding. There are currently 129 center lane miles of streets that are owned by the City. The project will include replacement and upgrade of curb, gutter, driveway, sidewalk, installation of ADA ramps, implementation of Class II bike lanes, and Class III bike route facilities as described in the City’s latest Bikeway Master Plan Update.

Notes

Uncommitted Balance
as of 2/28/2021Council
Approval

\$0

7/1/2020

Street Resurfacing Project 2024-25

Project No. Plan

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	0	0	0	0	250,000	0	250,000
Administration	0	0	0	0	100,000	0	100,000
Inspection	0	0	0	0	50,000	0	50,000
Improvements	0	0	0	0	3,700,000	0	3,700,000
TOTAL	\$0	\$0	\$0	\$0	\$4,100,000	\$0	\$4,100,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Gas Tax Fund	0	0	0	0	1,600,000	0	1,600,000
Measure B	0	0	0	0	500,000	0	500,000
SB1 RMRA	0	0	0	0	1,500,000	0	1,500,000
Vehicle Registration Fee	0	0	0	0	500,000	0	500,000
TOTAL	\$0	\$0	\$0	\$0	\$4,100,000	\$0	\$4,100,000

Finance Notes

In FY2024-25, this project will be eligible for estimated \$500,000 from Measure B funding. Measure B grant funding is distributed on a reimbursement basis. City funds must be expended on eligible projects prior to any reimbursement requests.

In FY 2024-25, this project will be eligible for estimated \$1,500,000 from SB1 RMRA funding. SB1 RMRA is distributed on an allocation basis.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Street Resurfacing Project 2025-26

PROJECT NO.

New



Category:	Street Improvement
City Council Priority:	Transportation and Transit
Project Location:	Citywide
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Steve Chan [3324]
Project Stage:	Planning
Estimated Schedule	
Design:	2025
Construction:	2026
Recurring Project:	No

Description

This project provides for roadway pavement repair, rehabilitation, and/or reconstruction. Streets are selected for improvement based on a Pavement Management System to optimize the pavement condition rating and use of funding. Locations and streets may vary dependent on the City’s needs and funding. There are currently 129 center lane miles of streets that are owned by the City. The project will include replacement and upgrade of curb, gutter, driveway, sidewalk, installation of ADA ramps, implementation of Class II bike lanes, and Class III bike route facilities as described in the City’s latest Bikeway Master Plan Update

Notes

Uncommitted Balance
as of 2/28/2021Council
Approval

\$0

7/1/2021

Street Resurfacing Project 2025-26

Project No. New

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	0	0	0	0	0	250,000	250,000
Administration	0	0	0	0	0	100,000	100,000
Inspection	0	0	0	0	0	50,000	50,000
Improvements	0	0	0	0	0	3,700,000	3,700,000
TOTAL	\$0	\$0	\$0	\$0	\$0	\$4,100,000	\$4,100,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Gas Tax Fund	0	0	0	0	0	1,600,000	1,600,000
Measure B	0	0	0	0	0	500,000	500,000
SB1 RMRA	0	0	0	0	0	1,500,000	1,500,000
Vehicle Registration Fee	0	0	0	0	0	500,000	500,000
TOTAL	\$0	\$0	\$0	\$0	\$0	\$4,100,000	\$4,100,000

Finance Notes

In FY2025-26, this project will be eligible for estimated \$500,000 from Measure B funding. Measure B grant funding is distributed on a reimbursement basis. City funds must be expended on eligible projects prior to any reimbursement requests.

In FY 2025-26, this project will be eligible for estimated \$1,500,000 from SB1 RMRA funding. SB1 RMRA is distributed on an allocation basis.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.



WATER IMPROVEMENT PROJECTS

2022-26 Summary of Estimated Costs

Pg.	No.	Project Name	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total Cost
256	2002	2nd SCVWD Water Reservoir & Pump Station	200,000	0	0	0	2,200,000	21,100,000	23,500,000
258	2009	SCVWD Second Water Supply Turnout	100,000	0	0	0	3,000,000	0	3,100,000
260	2019	(Rmb) Metro Recycled Water Distribution	200,391	0	500,000	300,000	300,000	0	1,300,391
262	2020	SCVWD Zone 1 Pressure Red. Valve	100,000	0	0	90,000	340,000	0	530,000
264	7076	Well Upgrade Project	12,475,000	1,500,000	3,000,000	2,400,000	0	0	19,375,000
266	7100	Aging Water System/Seismic Improvements	4,887,951	0	0	0	0	0	4,887,951
268	7110	Hydrant Replacement Program	386,360	90,000	90,000	90,000	90,000	90,000	836,360
270	7112	Reservoir Cleaning	130,000	0	0	150,000	0	0	280,000
272	7117	Abel Street Pipeline Extension	940,000	0	0	0	0	0	940,000
274	7118	Dempsey Road Water Line Replacement	7,857,772	0	0	0	0	0	7,857,772
276	7121	Automated Meter Replacement Program	14,047,700	0	0	0	0	0	14,047,700
278	7125	BART Project - Water Improvements	2,503,920	0	0	0	0	0	2,503,920
280	7126	Water Conservation Program	1,400,000	0	0	0	0	0	1,400,000
282	7127	Water Supervisory Control & Data Acquisition	6,516,600	0	0	0	0	0	6,516,600
284	7133	Minor Water Projects	600,000	350,000	150,000	150,000	100,000	100,000	1,450,000
286	7134	Water O&M Database Management	150,000	0	0	50,000	0	0	200,000
288	7135	Water Leak Detection & Condition Assessment Program	450,000	150,000	150,000	100,000	100,000	100,000	1,050,000
290	7136	Water Master Plan 2019	650,000	0	0	0	0	0	650,000
292	7137	On-Call Water Maintenance & Repair Services	575,000	0	0	0	0	0	575,000
294	Plan	Los Coches Backbone	0	0	0	0	750,000	3,250,000	4,000,000
296	Plan	Lower Berryessa Creek Water Line	0	0	0	225,000	800,000	0	1,025,000
Total Cost			\$54,170,694	\$2,090,000	\$3,890,000	\$3,555,000	\$7,680,000	\$24,640,000	\$96,025,694

Funding Summary

TASP Impact Fees	0	500,000	390,000	5,840,000	21,100,000
Water Capital Surcharge	2,090,000	3,390,000	3,115,000	1,840,000	3,540,000
Water Line Extension Fund	0	0	50,000	0	0
Total Financing Available	2,090,000	3,890,000	3,555,000	7,680,000	24,640,000
No Funding Source	0	0	0	0	0
Total	\$2,090,000	\$3,890,000	\$3,555,000	\$7,680,000	\$24,640,000

Summary of Project Funding Sources FY 2021-22

Pg.	No.	Project Name	Water Capital Surcharge
256	2002	2nd SCVWD Water Reservoir & Pump Station	0
258	2009	SCVWD Second Water Supply Turnout	0
260	2019	(Rmb) Metro Recycled Water Distribution	0
262	2020	SCVWD Zone 1 Pressure Red. Valve	0
264	7076	Well Upgrade Project	1,500,000
266	7100	Aging Water System/Seismic Improvements	0
268	7110	Hydrant Replacement Program	90,000
270	7112	Reservoir Cleaning	0
272	7117	Abel Street Pipeline Extension	0
274	7118	Dempsey Road Water Line Replacement	0
276	7121	Automated Meter Replacement Program	0
278	7125	BART Project - Water Improvements	0
280	7126	Water Conservation Program	0
282	7127	Water Supervisory Control & Data Acquisition	0
284	7133	Minor Water Projects	350,000
286	7134	Water O&M Database Management	0
288	7135	Water Leak Detection & Condition Assessment Program	150,000
290	7136	Water Master Plan 2019	0
292	7137	On-Call Water Maintenance & Repair Services	0
294	Plan	Los Coches Backbone	0
296	Plan	Lower Berryessa Creek Water Line	0
Subtotal by Funding Source			2,090,000
Total			\$2,090,000

Summary of Project Funding Sources FY 2022-23

Pg.	No.	Project Name	TASP Impact Fees	Water Capital Surcharge
256	2002	2nd SCVWD Water Reservoir & Pump Station	0	0
258	2009	SCVWD Second Water Supply Turnout	0	0
260	2019	(Rmb) Metro Recycled Water Distribution	500,000	0
262	2020	SCVWD Zone 1 Pressure Red. Valve	0	0
264	7076	Well Upgrade Project	0	3,000,000
266	7100	Aging Water System/Seismic Improvements	0	0
268	7110	Hydrant Replacement Program	0	90,000
270	7112	Reservoir Cleaning	0	0
272	7117	Abel Street Pipeline Extension	0	0
274	7118	Dempsey Road Water Line Replacement	0	0
276	7121	Automated Meter Replacement Program	0	0
278	7125	BART Project - Water Improvements	0	0
280	7126	Water Conservation Program	0	0
282	7127	Water Supervisory Control & Data Acquisition	0	0
284	7133	Minor Water Projects	0	150,000
286	7134	Water O&M Database Management	0	0
288	7135	Water Leak Detection & Condition Assessment Program	0	150,000
290	7136	Water Master Plan 2019	0	0
292	7137	On-Call Water Maintenance & Repair Services	0	0
294	Plan	Los Coches Backbone	0	0
296	Plan	Lower Berryessa Creek Water Line	0	0
Subtotal by Funding Source			500,000	3,390,000
Total			\$3,890,000	

Summary of Project Funding Sources FY 2023-24

Pg.	No.	Project Name	TASP Impact Fees	Water Capital Surcharge	Water Line Extension Fund
256	2002	2nd SCVWD Water Reservoir & Pump Station	0	0	0
258	2009	SCVWD Second Water Supply Turnout	0	0	0
260	2019	(Rmb) Metro Recycled Water Distribution	300,000	0	0
262	2020	SCVWD Zone 1 Pressure Red. Valve	90,000	0	0
264	7076	Well Upgrade Project	0	2,400,000	0
266	7100	Aging Water System/Seismic Improvements	0	0	0
268	7110	Hydrant Replacement Program	0	90,000	0
270	7112	Reservoir Cleaning	0	150,000	0
272	7117	Abel Street Pipeline Extension	0	0	0
274	7118	Dempsey Road Water Line Replacement	0	0	0
276	7121	Automated Meter Replacement Program	0	0	0
278	7125	BART Project - Water Improvements	0	0	0
280	7126	Water Conservation Program	0	0	0
282	7127	Water Supervisory Control & Data Acquisition	0	0	0
284	7133	Minor Water Projects	0	150,000	0
286	7134	Water O&M Database Management	0	0	50,000
288	7135	Water Leak Detection & Condition Assessment Program	0	100,000	0
290	7136	Water Master Plan 2019	0	0	0
292	7137	On-Call Water Maintenance & Repair Services	0	0	0
294	Plan	Los Coches Backbone	0	0	0
296	Plan	Lower Berryessa Creek Water Line	0	225,000	0
Subtotal by Funding Source			390,000	3,115,000	50,000
Total			\$3,555,000		

Summary of Project Funding Sources FY 2024-25

Pg.	No.	Project Name	TASP Impact Fees	Water Capital Surcharge
256	2002	2nd SCVWD Water Reservoir & Pump Station	2,200,000	0
258	2009	SCVWD Second Water Supply Turnout	3,000,000	0
260	2019	(Rmb) Metro Recycled Water Distribution	300,000	0
262	2020	SCVWD Zone 1 Pressure Red. Valve	340,000	0
264	7076	Well Upgrade Project	0	0
266	7100	Aging Water System/Seismic Improvements	0	0
268	7110	Hydrant Replacement Program	0	90,000
270	7112	Reservoir Cleaning	0	0
272	7117	Abel Street Pipeline Extension	0	0
274	7118	Dempsey Road Water Line Replacement	0	0
276	7121	Automated Meter Replacement Program	0	0
278	7125	BART Project - Water Improvements	0	0
280	7126	Water Conservation Program	0	0
282	7127	Water Supervisory Control & Data Acquisition	0	0
284	7133	Minor Water Projects	0	100,000
286	7134	Water O&M Database Management	0	0
288	7135	Water Leak Detection & Condition Assessment Program	0	100,000
290	7136	Water Master Plan 2019	0	0
292	7137	On-Call Water Maintenance & Repair Services	0	0
294	Plan	Los Coches Backbone	0	750,000
296	Plan	Lower Berryessa Creek Water Line	0	800,000
Subtotal by Funding Source			5,840,000	1,840,000
Total			\$7,680,000	

Summary of Project Funding Sources FY 2025-26

Pg.	No.	Project Name	TASP Impact Fees	Water Capital Surcharge
256	2002	2nd SCVWD Water Reservoir & Pump Station	21,100,000	0
258	2009	SCVWD Second Water Supply Turnout	0	0
260	2019	(Rmb) Metro Recycled Water Distribution	0	0
262	2020	SCVWD Zone 1 Pressure Red. Valve	0	0
264	7076	Well Upgrade Project	0	0
266	7100	Aging Water System/Seismic Improvements	0	0
268	7110	Hydrant Replacement Program	0	90,000
270	7112	Reservoir Cleaning	0	0
272	7117	Abel Street Pipeline Extension	0	0
274	7118	Dempsey Road Water Line Replacement	0	0
276	7121	Automated Meter Replacement Program	0	0
278	7125	BART Project - Water Improvements	0	0
280	7126	Water Conservation Program	0	0
282	7127	Water Supervisory Control & Data Acquisition	0	0
284	7133	Minor Water Projects	0	100,000
286	7134	Water O&M Database Management	0	0
288	7135	Water Leak Detection & Condition Assessment Program	0	100,000
290	7136	Water Master Plan 2019	0	0
292	7137	On-Call Water Maintenance & Repair Services	0	0
294	Plan	Los Coches Backbone	0	3,250,000
296	Plan	Lower Berryessa Creek Water Line	0	0
Subtotal by Funding Source			21,100,000	3,540,000
Total			\$24,640,000	

2nd SCVWD Water Reservoir & Pump Station



Category:	Water Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Milpitas Metro Specific Plan
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Harris Siddiqui [3358]
Project Stage:	Planning
Estimated Schedule	
Design:	2024
Construction:	2025
Recurring Project:	No

Description

This project provides for the design and construction of a potable water reservoir (6.6 million gallons), pump station, and related improvements to serve the SCVWD water service area as recommended in the 2009 Water Master Plan Update. This facility is necessary to serve future developments in Midtown and Metro Specific Plan areas. The new facility will require approximately 3 acres of land within the Metro area.

Notes

Public Works will conduct a feasibility study in conjunction with the Water Master Plan update (Project #7136) and 2015 Urban Water Management Plan to determine a location for the reservoir and pump station. The project will be coordinated with SCVWD Zone 1 Pressure Reducing Valve (Project #2020) and SCVWD Second Water Supply Turnout (Project #2009) projects. Design is anticipated to start in 2024. (TASP ID: DB#19/20)

Uncommitted Balance
as of 2/28/2021Council
Approval

\$199,175

7/1/2010

2nd SCVWD Water Reservoir & Pump Station

Project No. 2002

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	150,000	0	0	0	2,000,000	0	2,150,000
Administration	50,000	0	0	0	200,000	0	250,000
Inspection	0	0	0	0	0	100,000	100,000
Improvements	0	0	0	0	0	21,000,000	21,000,000
TOTAL	\$200,000	\$0	\$0	\$0	\$2,200,000	\$21,100,000	\$23,500,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
TASP Impact Fees	200,000	0	0	0	2,200,000	21,100,000	23,500,000
TOTAL	\$200,000	\$0	\$0	\$0	\$2,200,000	\$21,100,000	\$23,500,000

Finance Notes**Operating Impact Notes**

This project is anticipated to impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

SCVWD Second Water Supply Turnout



Category:	Water Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Milpitas Metro Specific Plan
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Harris Siddiqui [3358]
Project Stage:	Planning
Estimated Schedule	
Design:	2023
Construction:	2024
Recurring Project:	No

Description

This project is a joint project with Santa Clara Valley Water District (SCVWD) to install a second water supply turnout for Milpitas as recommended in the 2009 Water Master Plan Update. A second turnout is required to meet increasing flow requirements in the City's south-central and western areas.

Notes

SCVWD will administer the project. Public Works will conduct a feasibility study in conjunction with the Water Master Plan update (Project #7136) and 2019 Urban Water Management Plan to determine a location for the turnout. The project will be coordinated with 2nd SCVWD Water Reservoir and Pump Station (Project #2002) and SCVWD Zone 1 Pressure Reducing Valve (Project #2020) projects. Design is anticipated to start in 2023. (TASP ID: DB#18)

Uncommitted Balance
as of 2/28/2021Council
Approval**SCVWD Second Water Supply Turnout**

Project No. 2009

\$99,357**7/1/2008****Estimated Cost**

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Improvements	100,000	0	0	0	3,000,000	0	3,100,000
TOTAL	\$100,000	\$0	\$0	\$0	\$3,000,000	\$0	\$3,100,000

Funding Source

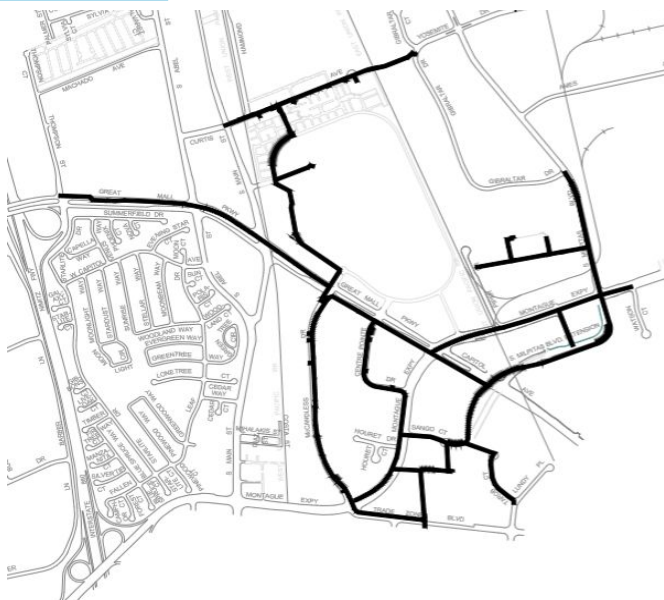
	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
TASP Impact Fees	100,000	0	0	0	3,000,000	0	3,100,000
TOTAL	\$100,000	\$0	\$0	\$0	\$3,000,000	\$0	\$3,100,000

Finance Notes**Operating Impact Notes**

This project may impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

(Rmb) Metro Recycled Water Distribution

PROJECT NO.
2019



Category:	Water Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Milpitas Metro Specific Plan
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]
Project Stage:	Planning
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	No

Description

The project provides reimbursement to developers for the construction of recycled water system extension in the Metro Specific Plan area. This project is the City's effort to diversify the water supply system and offset the use of potable water with recycled water mainly for irrigation purposes. New mains will be installed along Great Mall Parkway, East Capitol Avenue, Montague Expressway, South Milpitas Boulevard, McCandless Drive, Sango Court, Tarob Court, and the Piper/Montague subdistrict.

Notes

City reimbursed Lennar \$599,609 for 1,500 feet of recycled water line on Great Mall Parkway in 2019. City to reimburse the Developer at 355 Sango Ct. for 700 feet recycled water line on Sango Ct. from the Cul-de-sac to Montague Expressway. Potential future reimbursement for plan segments include: (1) 1,000 feet on Montague Expressway between Houret Drive and McCandless Drive and (2) 700 feet on Tarob Court. (TASP ID: DB#21)

Uncommitted Balance as of 2/28/2021	Council Approval
\$200,391	7/1/2019

(Rmb) Metro Recycled Water Distribution

Project No. 2019

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Improvements	200,391	0	500,000	300,000	300,000	0	1,300,391
TOTAL	\$200,391	\$0	\$500,000	\$300,000	\$300,000	\$0	\$1,300,391

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
TASP Impact Fees	200,391	0	500,000	300,000	300,000	0	1,300,391
TOTAL	\$200,391	\$0	\$500,000	\$300,000	\$300,000	\$0	\$1,300,391

Finance Notes

City Council 2/16/2021 - Mid-Year Budget Appropriation accounting correction of \$599,609 from TASP Impact Fees.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

SCVWD Zone 1 Pressure Red. Valve



Category:	Water Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Milpitas Metro Specific Plan
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Harris Siddiqui [3358]
Project Stage:	Planning
Estimated Schedule	
Design:	2023
Construction:	2024
Recurring Project:	No

Description

This project provides for the design and construction of a Pressure Reducing Valve (PRV) within the Metro Specific Plan area to ensure water system operational redundancy. There are two pressure reducing valves within the Metro area regulating water pressure from the SCVWD Zone 2 (Curtis PRV) into Zone 1 (Capitol PRV) service area.

Notes

Public Works will conduct a feasibility study in conjunction with the Water Master Plan update (Project #7136) and 2015 Urban Water Management Plan to determine a location for the additional SCVWD PRV. The project will be coordinated with the 2nd SCVWD Water Reservoir & Pump Station (Project #2002), and SCVWD Second Water Supply Turnout (Project #2009) projects. (Not in TADIF)

Uncommitted Balance as of 2/28/2021	Council Approval
\$100,000	7/1/2017

SCVWD Zone 1 Pressure Red. Valve

Project No. 2020

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	80,000	0	0	70,000	0	0	150,000
Administration	20,000	0	0	20,000	0	0	40,000
Inspection	0	0	0	0	20,000	0	20,000
Improvements	0	0	0	0	320,000	0	320,000
TOTAL	\$100,000	\$0	\$0	\$90,000	\$340,000	\$0	\$530,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
TASP Impact Fees	100,000	0	0	90,000	340,000	0	530,000
TOTAL	\$100,000	\$0	\$0	\$90,000	\$340,000	\$0	\$530,000

Finance Notes**Operating Impact Notes**

This project may impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Well Upgrade Project



Category:	Water Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Curtis, McCandless, and Pinewood Parks
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Tony Ndah [2602]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for design, construction, and installation of the existing and new Wells as recommended by the Water Supply Augmentation Feasibility Report, March 2015. Project includes the design and construction of a new Well at McCandless Park site to serve the Midtown and Transit Area Specific Plan (TASP) areas; installation of a treatment facilities at Curtis Well; and improvements to the facilities at Pinewood Well.

Notes

McCandless Well casing was completed in fall 2020 and the facilities is anticipated to be completed in 2023. Curtis Well assessment will be conducted in 2021 by Engineering. Pinewood assessment and improvements to start in FY2021-22 by Public Works. (Not in 2014 TADIF)

Well Upgrade Project

Project No. 7076

Uncommitted Balance as of 2/28/2021	Council Approval
\$5,963,231	7/1/2002

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	3,858,200	0	0	0	0	0	3,858,200
Administration	772,800	400,000	200,000	200,000	0	0	1,572,800
Surveying	3,000	0	0	0	0	0	3,000
Inspection	685,800	0	200,000	200,000	0	0	1,085,800
Land	2,980,000	0	0	0	0	0	2,980,000
Improvements	4,175,200	1,100,000	2,600,000	2,000,000	0	0	9,875,200
TOTAL	\$12,475,000	\$1,500,000	\$3,000,000	\$2,400,000	\$0	\$0	\$19,375,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Grants/Reimb./ Developer Fees	140,000	0	0	0	0	0	140,000
RDA Fund	1,100,000	0	0	0	0	0	1,100,000
TASP Impact Fees	4,405,000	0	0	0	0	0	4,405,000
Water Bonds	2,000,000	0	0	0	0	0	2,000,000
Water Capital Surcharge	1,500,000	1,500,000	3,000,000	2,400,000	0	0	8,400,000
Water Fund	935,000	0	0	0	0	0	935,000
Water Line Extension Fund	2,395,000	0	0	0	0	0	2,395,000
TOTAL	\$12,475,000	\$1,500,000	\$3,000,000	\$2,400,000	\$0	\$0	\$19,375,000

Finance Notes

Reimbursement to VTA: \$140k for requested modifications due to BART Transit Station.

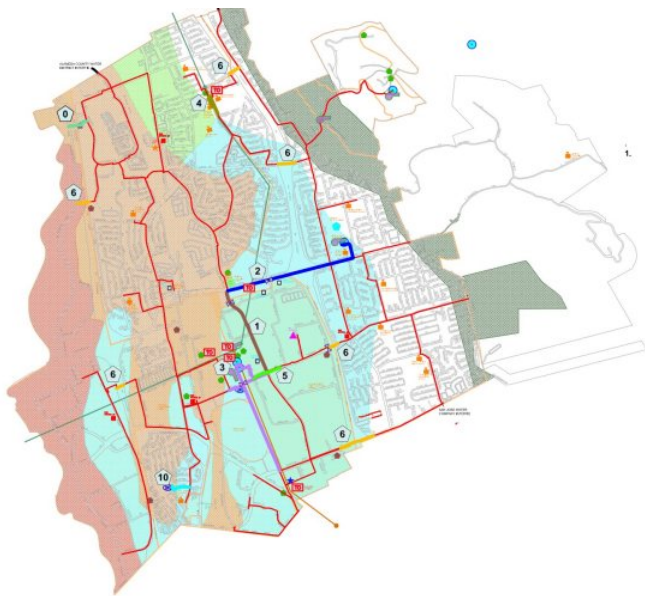
City Council 11/17/2020: Budget Appropriation of \$3M in prior years funding from Water Bond was defunded for Automated Meter Replacement Program, Project No. 7121.

City Council 2/16/2021: Mid-Year Budget Appropriation of \$1.5M in prior year funding from Water Bond was replaced with Water Capital Surcharge.

Operating Impact Notes

This project is anticipated to impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Aging Water System/ Seismic Improvements



Category:	Water Improvement
City Council Priority:	Public Safety
Project Location:	Citywide
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Michael Silveira [3303]
Project Stage:	Planning
Estimated Schedule	
Design:	TBD
Construction:	TBD
Recurring Project:	No

Description

This project develops a comprehensive Water System Seismic Improvements Program. Components include seismic rehabilitation to the City's "back-bone" water system as defined in the Water System Seismic Improvement Strategic Plan and purchase of water system materials and equipment for emergency response to a major disaster.

Notes

This project is for seismic measures for Dempsey Road Water Line Replacement (Project #7118). These seismic features provide additional reliability and redundancy as prescribed in the Seismic Improvement Strategic Plan.

Uncommitted Balance
as of 2/28/2021Council
Approval

\$3,799,690

7/1/2003

Aging Water System/Seismic Improvements

Project No. 7100

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	1,130,000	0	0	0	0	0	1,130,000
Administration	233,000	0	0	0	0	0	233,000
Surveying	25,000	0	0	0	0	0	25,000
Inspection	312,000	0	0	0	0	0	312,000
Improvements	3,187,951	0	0	0	0	0	3,187,951
TOTAL	\$4,887,951	\$0	\$0	\$0	\$0	\$0	\$4,887,951

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Water Capital Surcharge	1,100,000	0	0	0	0	0	1,100,000
Water Fund	1,587,951	0	0	0	0	0	1,587,951
Water Line Extension Fund	2,200,000	0	0	0	0	0	2,200,000
TOTAL	\$4,887,951	\$0	\$0	\$0	\$0	\$0	\$4,887,951

Finance Notes

Operating Impact Notes

This project may impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Hydrant Replacement Program

PROJECT NO.
7110



Category:	Water Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Citywide
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Glen Campi [2643]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for citywide replacement of hydrants and related infrastructure as recommended in the Water Supply Augmentation Feasibility Report, March 2015. The City maintains approximately 2,200 fire hydrants and they have a 30-year service life.

Notes

Program to replace at minimum 20 hydrants annually.

Hydrant Replacement Program

Project No. 7110

Uncommitted Balance as of 2/28/2021	Council Approval
\$22,545	7/1/2009

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	10,000	0	0	0	0	0	10,000
Administration	5,000	0	0	0	0	0	5,000
Inspection	10,000	0	0	0	0	0	10,000
Improvements	361,360	90,000	90,000	90,000	90,000	90,000	811,360
TOTAL	\$386,360	\$90,000	\$90,000	\$90,000	\$90,000	\$90,000	\$836,360

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Water Capital Surcharge	74,260	90,000	90,000	90,000	90,000	90,000	524,260
Water Line Extension Fund	312,100	0	0	0	0	0	312,100
TOTAL	\$386,360	\$90,000	\$90,000	\$90,000	\$90,000	\$90,000	\$836,360

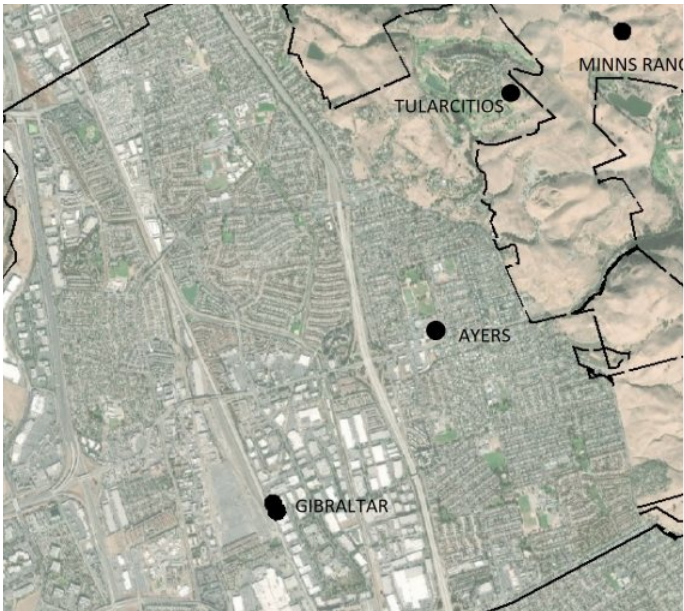
Finance Notes

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Reservoir Cleaning

PROJECT NO.
7112



Category:	Water Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	City Reservoirs
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Glen Campi [2643]
Project Stage:	Planning
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for the periodic interior cleaning, inspections, and repairs of City's potable water reservoirs. Reservoirs should be cleaned every five to eight years.

Notes

Cleaning and inspections of all reservoirs and repairs to two reservoirs were completed in 2019.

Reservoir Cleaning

Project No. 7112

Uncommitted Balance as of 2/28/2021	Council Approval
\$0	7/1/2011

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Equipment	130,000	0	0	150,000	0	0	280,000
TOTAL	\$130,000	\$0	\$0	\$150,000	\$0	\$0	\$280,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Water Capital Surcharge	130,000	0	0	150,000	0	0	280,000
TOTAL	\$130,000	\$0	\$0	\$150,000	\$0	\$0	\$280,000

Finance Notes

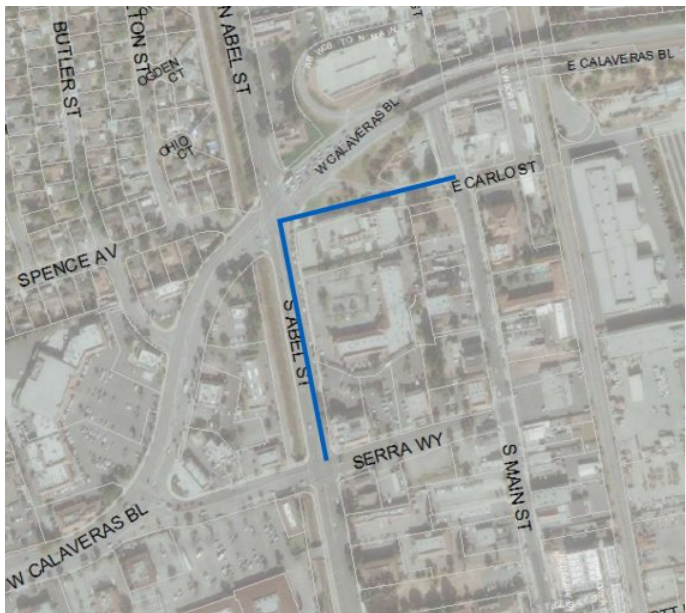
City Council 6/4/2020 - \$170K in prior years funding from Water Fund (\$150k) and Water Capital Surcharge Fund (\$20k) were defunded for other projects in FY 2020-21.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Abel Street Pipeline Extension

PROJECT NO.
7117



Category:	Water Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Abel Street and Carlo Street
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Michael Silveira [3303]
Project Stage:	Design
Estimated Schedule	
Design:	2022
Construction:	2023
Recurring Project:	No

Description

This project provides for the design and construction to connect three "dead-end" pipes on Abel Street and Carlo Street to improve the water pressure for fire flow as identified in the 2009 Water Master Plan Update.

Notes

Construction for the project is anticipated to start in 2023.

Abel Street Pipeline Extension

Project No. 7117

Uncommitted Balance as of 2/28/2021	Council Approval
\$883,965	7/1/2011

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	90,000	0	0	0	0	0	90,000
Administration	40,000	0	0	0	0	0	40,000
Surveying	20,000	0	0	0	0	0	20,000
Inspection	60,000	0	0	0	0	0	60,000
Improvements	730,000	0	0	0	0	0	730,000
TOTAL	\$940,000	\$0	\$0	\$0	\$0	\$0	\$940,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Water Capital Surcharge	500,000	0	0	0	0	0	500,000
Water Line Extension Fund	440,000	0	0	0	0	0	440,000
TOTAL	\$940,000	\$0	\$0	\$0	\$0	\$0	\$940,000

Finance Notes

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Dempsey Road Water Line Replacement



Category:	Water Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Dempsey Road
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Michael Silviera [3303]
Project Stage:	Design
Estimated Schedule	
Design:	2021
Construction:	2022
Recurring Project:	No

Description

This project provides for the design and construction to replace approximately 4,000 linear feet of 12" diameter cast iron pipe along Dempsey Rd. from N. Park Victory Drive to Yosemite Dr. The pipe segment was installed in the 1950s and has reached the end of its service life.

Notes

The pipeline has experienced excessive corrosion which is causing line breaks. Replacement must occur to minimize impacts to water customers. Construction is anticipated to start in 2022.

Uncommitted Balance
as of 2/28/2021Council
Approval

\$6,011,125

7/1/2013

Dempsey Road Water Line Replacement

Project No. 7118

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	1,407,792	0	0	0	0	0	1,407,792
Administration	250,000	0	0	0	0	0	250,000
Inspection	80,000	0	0	0	0	0	80,000
Land	100,000	0	0	0	0	0	100,000
Improvements	6,019,980	0	0	0	0	0	6,019,980
TOTAL	\$7,857,772	\$0	\$0	\$0	\$0	\$0	\$7,857,772

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Water Capital Surcharge	3,250,000	0	0	0	0	0	3,250,000
Water Fund	4,607,772	0	0	0	0	0	4,607,772
TOTAL	\$7,857,772	\$0	\$0	\$0	\$0	\$0	\$7,857,772

Finance Notes

City Council 12/16/2014 - Budget Appropriation of \$575,000 from Water Fund.

City Council 6/2/2015 - Budget Appropriation of \$49,980 from Water Fund.

City Council 6/16/2015 - Budget Appropriation of \$482,792 from Water Fund.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Automated Meter Replacement Program



Category:	Water Improvement
City Council Priority:	Governance and Administration
Project Location:	Citywide
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]
Project Stage:	Design
Estimated Schedule	
Design:	2021
Construction:	2022
Recurring Project:	No

Description

The project provides for modernization of all City water meters with automated remote reading meters and the installation of data receivers. The new meters will provide electronic data for approximately 17,000 water accounts eliminating manual meter reads. The City’s new meters will improve reading accuracy and allow for more frequent and remote data collection.

Notes

City Council approved an agreement with Engie Service Inc. for the implementation of energy and water conservation measures. Engie started Citywide meter modernization in March 2021 and is anticipated to be completed by fall 2022.

Uncommitted Balance
as of 2/28/2021Council
Approval

\$244,822

7/1/2014

Automated Meter Replacement Program

Project No. 7121

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Administration	40,000	0	0	0	0	0	40,000
Inspection	30,000	0	0	0	0	0	30,000
Improvements	12,925,412	0	0	0	0	0	12,925,412
Equipment	1,052,288	0	0	0	0	0	1,052,288
TOTAL	\$14,047,700	\$0	\$0	\$0	\$0	\$0	\$14,047,700

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Water Bonds	11,846,000	0	0	0	0	0	11,846,000
Water Capital Surcharge	1,156,700	0	0	0	0	0	1,156,700
Water Line Extension Fund	1,045,000	0	0	0	0	0	1,045,000
TOTAL	\$14,047,700	\$0	\$0	\$0	\$0	\$0	\$14,047,700

Finance Notes

City Council 11/17/2020: Budget Appropriation of \$6,146,000 from Water Bond.

City Council 2/16/2021 - Mid-Year Budget Appropriation of \$2.8M in prior year funding from Water Capital Surface was replaced with Water Bond.

Operating Impact Notes

This project may impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

BART Project - Water Improvements



Category:	Water Improvement
City Council Priority:	Transportation and Transit
Project Location:	Milpitas BART
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Steve Chan [3324]
Project Stage:	Post-Construction
Estimated Schedule	
Design:	Completed
Construction:	Completed
Recurring Project:	No

Description

The BART project will provide for the relocation of existing water pipelines and utilities along the BART corridor. The work to be completed by VTA's contractor at its own expense. The City has identified additional water system improvements to be completed as part of the BART utility relocation work. The additional improvements include the upgrade of water crossing at Montague Expressway and Capitol Ave. and pipelines near Piper Drive, installation of two water crossings south of Montague Expressway; and installation of recycle and water system as part of the adjacent Montague Widening Project (#4179). These additional improvements to be reimbursed by the City.

Notes

City Council initially accepted the improvements on December 3, 2019. City to reimburse VTA in 2021 after right-of-way acquisition is completed.

Uncommitted Balance as of 2/28/2021	Council Approval
\$683,677	7/1/2011

BART Project - Water Improvements

Project No. 7125

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Improvements	2,503,920	0	0	0	0	0	2,503,920
TOTAL	\$2,503,920	\$0	\$0	\$0	\$0	\$0	\$2,503,920

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Grants/Reimb./ Developer Fees	184,563	0	0	0	0	0	184,563
TASP Impact Fees	719,357	0	0	0	0	0	719,357
Water Fund	1,600,000	0	0	0	0	0	1,600,000
TOTAL	\$2,503,920	\$0	\$0	\$0	\$0	\$0	\$2,503,920

Finance Notes

City Council 12/6/2016 - Mid-Year Budget Appropriation of \$1.2M from TASP Impact Fees, \$184,563 from Developers, and \$1.6M from Water Fund for a total of \$2,984,563.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Water Conservation Program



Category:	Water Improvement
City Council Priority:	Environment
Project Location:	Public Works Department
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Elaine Marshall [2603]
Project Stage:	Planning
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for a Water Conservation Program including development, implementation, and management of a new Citywide water rationing and conservation plan. The program includes staff response to water waste complaints, implementation of new State mandates, community outreach and education. It also assists with converting privately-owned potable irrigation facilities to recycled water where adjacent to City's recycled water system.

Notes

The State Water Resources Control Board has extended water retailer conservation enforcement and reporting due to ongoing drought. Public Works is managing and researching water conservation programs including rebates, public outreach/education, and installation of water bottle refill stations. The Water Bottle Refill Stations Project was installed in City facilities and completed in 2020.

Water Conservation Program

Project No. 7126

Uncommitted Balance as of 2/28/2021	Council Approval
\$215,439	6/16/2015

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	360,000	0	0	0	0	0	360,000
Administration	830,000	0	0	0	0	0	830,000
Inspection	50,000	0	0	0	0	0	50,000
Improvements	160,000	0	0	0	0	0	160,000
TOTAL	\$1,400,000	\$0	\$0	\$0	\$0	\$0	\$1,400,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Park Fund	400,000	0	0	0	0	0	400,000
Water Fund	1,000,000	0	0	0	0	0	1,000,000
TOTAL	\$1,400,000	\$0	\$0	\$0	\$0	\$0	\$1,400,000

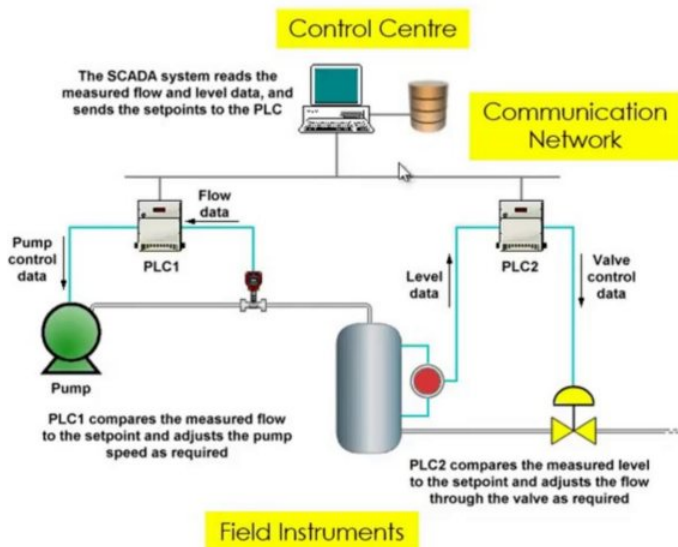
Finance Notes

City Council 6/16/2015 - Project created with Budget Appropriation of \$600k from Water Fund and \$200k from Park Fund.

Operating Impact Notes

This project may impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Water Supervisory Control & Data Acquisition



Category:	Water Improvement
City Council Priority:	Governance and Administration
Project Location:	Citywide
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]
Project Stage:	Design
Estimated Schedule	
Design:	2021
Construction:	2022
Recurring Project:	No

Description

This project provides for the installation of Supervisory Control and Data Acquisition (SCADA) to the City's water infrastructure. Currently, Public Works relies on unsophisticated alarms at limited locations and customer complaints to become aware of water system issues. City staff then must investigate the issues at the location and implement corrective action which may prolong a system shutdown. SCADA allows operations to control, monitor, and maintain the water system more efficiently to help with making decisions and mitigate downtime. It provides for real-time data of water tank levels, pump operational status, system pressure, and flow rates. This information can be used to identify operational problems, such as high velocities, low pressures, and pressure spikes which are indicators of pipe breaks. It also allows for remote monitoring to interact with sensors, valves, pumps, and motors to implement corrective actions when there is a system problem.

Notes

City Council approved an agreement with Engie Service Inc. for the implementation of energy and water conservation measures. Engie to complete the project in 2022.

Uncommitted Balance
as of 2/28/2021Council
Approval

\$0

5/14/2013

Water Supervisory Control & Data Acquisition

Project No. 7127

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	750,000	0	0	0	0	0	750,000
Administration	125,000	0	0	0	0	0	125,000
Improvements	5,641,600	0	0	0	0	0	5,641,600
TOTAL	\$6,516,600	\$0	\$0	\$0	\$0	\$0	\$6,516,600

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Water Bonds	6,466,600	0	0	0	0	0	6,466,600
Water Fund	50,000	0	0	0	0	0	50,000
TOTAL	\$6,516,600	\$0	\$0	\$0	\$0	\$0	\$6,516,600

Finance Notes

City Council 6/16/2015 - Project created with Budget Appropriation of \$50k from Water Fund.

City Council 11/17/2020: Budget Appropriation of \$33,400 in prior years funding from Water Bond was defunded.

Operating Impact Notes

This project is anticipated to impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Minor Water Projects



Category:	Water Improvement
City Council Priority:	Governance and Administration
Project Location:	Citywide
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Glen Campi [2643]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for system analysis and implementation of various minor water projects which arise during the year. It provides for on-going repairs, replacement, and improvement to the water system such as enhancing security at various water facilities, pumps, generators, valves, water lines, and equipment.

Notes

Pressure Reducing Valves (PRVs) repairs and improvements on N. Milpitas Blvd. and Capital Ave.; pipe replacement at Abbott and E. Calaveras Blvd.; main reservoir fence and hatch replacement at Country Club pump station are planned for FY2020-21. Funding request for FY2021/22 is to fund Sunnyhill turnout replacement; PRV replacement at Fire Station No. 1; and valves replacement on Yosemite Drive and Ames Ave. at S. Milpitas Blvd.

Minor Water Projects

Project No. 7133

Uncommitted Balance as of 2/28/2021	Council Approval
\$290,949	7/1/2013

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	20,000	15,000	5,000	5,000	5,000	5,000	55,000
Administration	15,000	15,000	5,000	5,000	5,000	5,000	50,000
Improvements	565,000	320,000	140,000	140,000	90,000	90,000	1,345,000
TOTAL	\$600,000	\$350,000	\$150,000	\$150,000	\$100,000	\$100,000	\$1,450,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Water Capital Surcharge	550,000	350,000	150,000	150,000	100,000	100,000	1,400,000
Water Line Extension Fund	50,000	0	0	0	0	0	50,000
TOTAL	\$600,000	\$350,000	\$150,000	\$150,000	\$100,000	\$100,000	\$1,450,000

Finance Notes

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Water O&M Database Management

PROJECT NO.
7134



Category:	Water Improvement
City Council Priority:	Governance and Administration
Project Location:	Public Works Department
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]
Project Stage:	Planning
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for the integration and expansion of the Computerized Maintenance Management System (CMMS) database to include water system facility data such as age and type of pipes, laterals, fire hydrants, and valves, maintenance history, and frequency and type of breaks. Some of the City's water system infrastructure is now 50 years old and reaching the end of its service life. The database will enable staff to maintain repair records, identify and record the status of infrastructure, and provide timely recommendations for replacement.

Notes

Uncommitted Balance
as of 2/28/2021Council
Approval

\$12,275

7/1/2008

Water O&M Database Management

Project No. 7134

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	130,000	0	0	40,000	0	0	170,000
Administration	20,000	0	0	10,000	0	0	30,000
TOTAL	\$150,000	\$0	\$0	\$50,000	\$0	\$0	\$200,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Water Capital Surcharge	25,000	0	0	0	0	0	25,000
Water Line Extension Fund	125,000	0	0	50,000	0	0	175,000
TOTAL	\$150,000	\$0	\$0	\$50,000	\$0	\$0	\$200,000

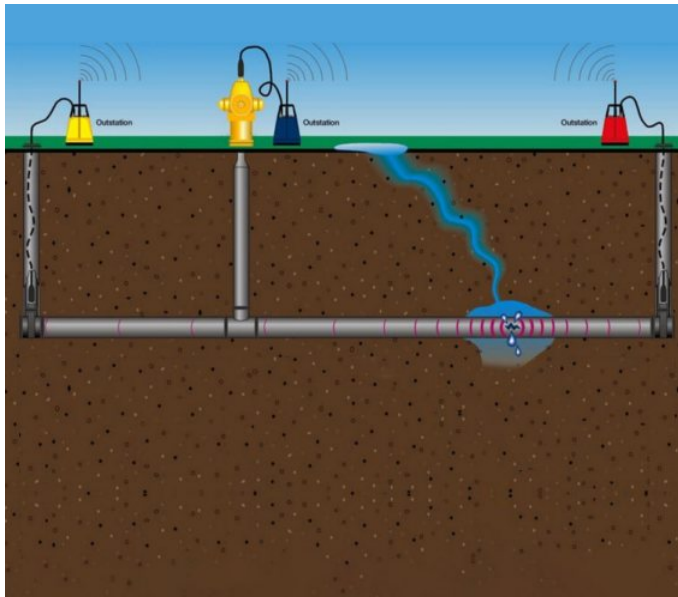
Finance Notes

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Close at the end of Fiscal Year: June 30, 2021

Water Leak Detection & Condition Assessment Program



Category:	Water Improvement
City Council Priority:	Governance and Administration
Project Location:	Citywide
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Glen Campi [2643]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for a leak detection program of the City water system to identify system leaks and determine the volume of water lost. The program will include the real-time monitoring of leaks through the deployment of acoustic loggers and pressure transients, and other techniques and technologies that become available. It also funds the completion of pipeline condition assessments and field verification of critical segments of the water system to evaluate the remaining service life of water pipelines.

Notes

Water audit completed in 2017 and the program started in January 2019. Funding request in FY2021-22 is to fund ongoing program.

Uncommitted Balance
as of 2/28/2021Council
Approval**Water Leak Detection & Condition Assessment Program**

Project No. 7135

\$269,244**7/1/2018****Estimated Cost**

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Improvements	450,000	150,000	150,000	100,000	100,000	100,000	1,050,000
TOTAL	\$450,000	\$150,000	\$150,000	\$100,000	\$100,000	\$100,000	\$1,050,000

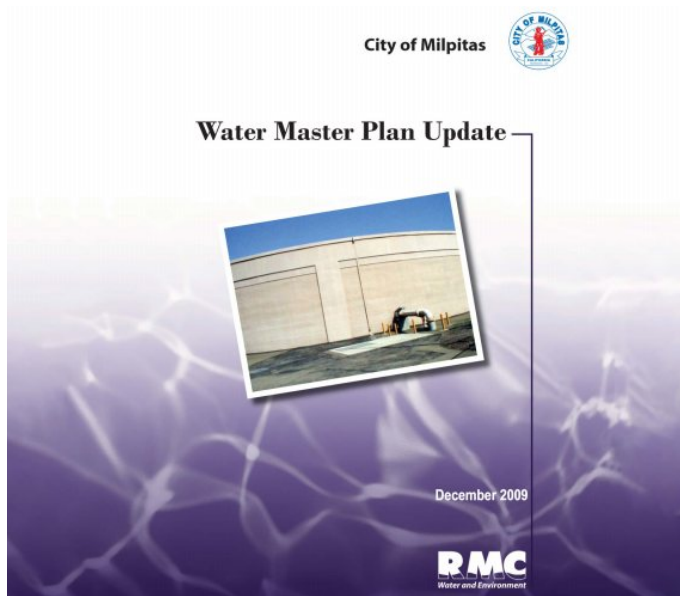
Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Water Capital Surcharge	450,000	150,000	150,000	100,000	100,000	100,000	1,050,000
TOTAL	\$450,000	\$150,000	\$150,000	\$100,000	\$100,000	\$100,000	\$1,050,000

Finance Notes**Operating Impact Notes**

This project may impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Water Master Plan 2019



Category:	Water Improvement
City Council Priority:	Governance and Administration
Project Location:	Public Works Department
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Harris Siddiqui [3358]
Project Stage:	Design
Estimated Schedule	
Design:	2021
Construction:	—
Recurring Project:	No

Description

This project provides for the evaluation, study, and preparation of the City's Water Master Plan document. The plan is a comprehensive study that defines the City's strategy for providing a reliable and sustainable water supply for the present and future. The document will guide the City's decisions on water infrastructure investments over the next 20 years and incorporate miscellaneous general plan amendments, Midtown Specific Plan and Milpitas Metro Specific Plan needs. It also identifies deficiencies in the water system, recommends corrective actions, prioritizes improvements, and provides budgetary cost estimates.

Notes

Water Master Plan started in October 2019 and will be completed in 2021.

Water Master Plan 2019

Project No. 7136

Uncommitted Balance as of 2/28/2021	Council Approval
\$19	7/1/2018

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	560,000	0	0	0	0	0	560,000
Administration	90,000	0	0	0	0	0	90,000
TOTAL	\$650,000	\$0	\$0	\$0	\$0	\$0	\$650,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Water Capital Surcharge	450,000	0	0	0	0	0	450,000
Water Line Extension Fund	200,000	0	0	0	0	0	200,000
TOTAL	\$650,000	\$0	\$0	\$0	\$0	\$0	\$650,000

Finance Notes

Operating Impact Notes

This project may impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

On-Call Water Maintenance & Repair Services

PROJECT NO.
7137



Category:	Water Improvement
City Council Priority:	Public Safety
Project Location:	Citywide
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Glen Campi [2643]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for on-call maintenance and repair services of all the City's water infrastructure, assets, and appurtenances. Work may include, but is not limited to, the repair and replacement of electrical and mechanical systems (VFD & generators), motors and pumps, pipelines, meters, aboveground/underground storage tanks, and other related improvements. All work will be performed on a priority and funding availability basis.

Notes

Uncommitted Balance
as of 2/28/2021Council
Approval

\$284,855

7/1/2020

On-Call Water Maintenance & Repair Services

Project No. 7137

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Improvements	575,000	0	0	0	0	0	575,000
TOTAL	\$575,000	\$0	\$0	\$0	\$0	\$0	\$575,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Water Capital Surcharge	347,000	0	0	0	0	0	347,000
Water Line Extension Fund	228,000	0	0	0	0	0	228,000
TOTAL	\$575,000	\$0	\$0	\$0	\$0	\$0	\$575,000

Finance Notes**Operating Impact Notes**

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Los Coches Backbone

PROJECT NO.
Plan



Category:	Water Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Los Coches Street
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Michael Silveira [3303]
Project Stage:	Planning
Estimated Schedule	
Design:	2024
Construction:	2025
Recurring Project:	No

Description

The project provides for the design and construction of a new transmission main on Los Coches St. and S. Hillview Dr. between S. Milpitas Blvd. and E. Calaveras Blvd. The main will connect the existing Zone 2 San Francisco PUC main pipeline to Zone 2 Santa Clara Valley Water District service area to improve the overall City water system reliability. The project also includes the construction of a new water turnout on Los Coches Street in SFPUC right-of-way as it has reached the end of its service life.

Notes

Project to be evaluated as part of the Water Master Plan 2019 (Project #7136).

Los Coches Backbone

Project No. Plan

Uncommitted Balance as of 2/28/2021	Council Approval
\$0	7/1/2014

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	0	0	0	0	500,000	0	500,000
Administration	0	0	0	0	250,000	0	250,000
Inspection	0	0	0	0	0	150,000	150,000
Improvements	0	0	0	0	0	3,100,000	3,100,000
TOTAL	\$0	\$0	\$0	\$0	\$750,000	\$3,250,000	\$4,000,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Water Capital Surcharge	0	0	0	0	750,000	3,250,000	4,000,000
TOTAL	\$0	\$0	\$0	\$0	\$750,000	\$3,250,000	\$4,000,000

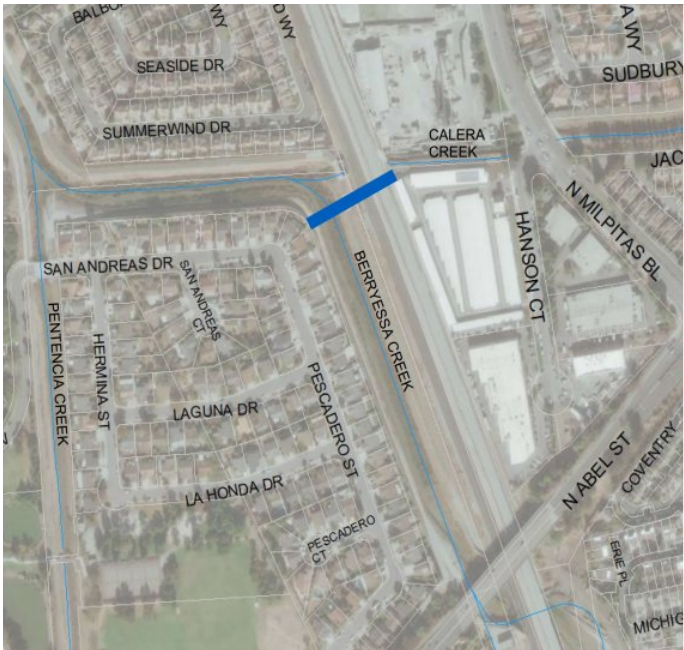
Finance Notes

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Lower Berryessa Creek Water Line

PROJECT NO.
Plan



Category:	Water Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Berryessa Creek between Hanson Ct. and San Andreas Drive
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Steve Erickson [3301]
Project Stage:	Planning
Estimated Schedule	
Design:	2024
Construction:	2025
Recurring Project:	No

Description

This project provides for the relocation and replacement of an existing 14-inch diameter water line beneath Lower Berryessa Creek to accommodate future improvements within the existing creek corridor. This pipeline was installed in the 1950s.

Notes

During construction of the Berryessa Creek Levee Improvements work in 2015, the pipeline was damaged and repaired by Santa Clara Valley Water District.

Uncommitted Balance
as of 2/28/2021Council
Approval

\$0

7/1/2016

Lower Berryessa Creek Water Line

Project No. Plan

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	0	0	0	150,000	0	0	150,000
Administration	0	0	0	75,000	0	0	75,000
Improvements	0	0	0	0	800,000	0	800,000
TOTAL	\$0	\$0	\$0	\$225,000	\$800,000	\$0	\$1,025,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Water Capital Surcharge	0	0	0	225,000	800,000	0	1,025,000
TOTAL	\$0	\$0	\$0	\$225,000	\$800,000	\$0	\$1,025,000

Finance Notes**Operating Impact Notes**

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.



SEWER IMPROVEMENT PROJECTS

2022-26 Summary of Estimated Costs

Pg.	No.	Project Name	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total Cost
306	6118	SJ/SC Regional Waste Water Facility	70,452,245	5,730,000	11,890,000	13,277,000	11,308,000	3,381,000	116,038,245
308	6119	Sanitary Sewer Condition Assessment Program	621,000	0	0	0	0	0	621,000
310	6121	BART Project - Sewer Improvements	243,323	0	0	0	0	0	243,323
312	6124	Sewer Pump Station Rehab. Program	252,000	100,000	100,000	0	0	0	452,000
314	6126	Minor Sewer Projects	113,000	50,000	50,000	50,000	50,000	50,000	363,000
316	6127	Sanitary Supervisory Control & Data Acquisition	316,600	0	0	0	0	0	316,600
318	6130	Main Lift Station Odor Emissions Control	2,450,000	0	0	0	0	0	2,450,000
320	6131	Sanitary Sewer Cathodic Protection Imprv.	2,025,000	600,000	0	0	0	0	2,625,000
322	6132	Sewer Master Plan 2019	750,000	0	0	0	0	0	750,000
324	6134	On-Call Sewer Maintenance & Repair Services	98,000	0	0	0	0	0	98,000
326	Plan	Sewer Line Replacement at E. Curtis	0	0	0	300,000	1,250,000	0	1,550,000
Total Cost			\$77,321,168	\$6,480,000	\$12,040,000	\$13,627,000	\$12,608,000	\$3,431,000	\$125,507,168

Funding Summary

Wastewater Revenue Bonds	2,062,755	0	0	0	0
Sewer Infrastructure Fund	4,417,245	4,505,737	7,286,000	50,000	50,000
Sewer Treatment Fund	0	7,534,263	0	0	0
TASP Impact Fees	0	0	300,000	1,250,000	0
Total Financing Available	6,480,000	12,040,000	7,586,000	1,300,000	50,000
No Funding Source	0	0	6,041,000	11,308,000	3,381,000
Total	\$6,480,000	\$12,040,000	\$13,627,000	\$12,608,000	\$3,431,000

Summary of Project Funding Sources FY 2021-22

Pg.	No.	Project Name	Wastewater Revenue Bonds	Sewer Infrastructure Fund
306	6118	SJ/SC Regional Waste Water Facility	2,062,755	3,667,245
308	6119	Sanitary Sewer Condition Assessment Program	0	0
310	6121	BART Project - Sewer Improvements	0	0
312	6124	Sewer Pump Station Rehab. Program	0	100,000
314	6126	Minor Sewer Projects	0	50,000
316	6127	Sanitary Supervisory Control & Data Acquisition	0	0
318	6130	Main Lift Station Odor Emissions Control	0	0
320	6131	Sanitary Sewer Cathodic Protection Imprv.	0	600,000
322	6132	Sewer Master Plan 2019	0	0
324	6134	On-Call Sewer Maintenance & Repair Services	0	0
326	Plan	Sewer Line Replacement at E. Curtis	0	0
Subtotal by Funding Source			2,062,755	4,417,245
Total			\$6,480,000	

Summary of Project Funding Sources FY 2022-23

Pg.	No.	Project Name	Sewer Infrastructure Fund	Sewer Treatment Fund
306	6118	SJ/SC Regional Waste Water Facility	4,355,737	7,534,263
308	6119	Sanitary Sewer Condition Assessment Program	0	0
310	6121	BART Project - Sewer Improvements	0	0
312	6124	Sewer Pump Station Rehab. Program	100,000	0
314	6126	Minor Sewer Projects	50,000	0
316	6127	Sanitary Supervisory Control & Data Acquisition	0	0
318	6130	Main Lift Station Odor Emissions Control	0	0
320	6131	Sanitary Sewer Cathodic Protection Imprv.	0	0
322	6132	Sewer Master Plan 2019	0	0
324	6134	On-Call Sewer Maintenance & Repair Services	0	0
326	Plan	Sewer Line Replacement at E. Curtis	0	0
Subtotal by Funding Source			4,505,737	7,534,263
Total			\$12,040,000	

Summary of Project Funding Sources FY 2023-24

Pg.	No.	Project Name	Sewer Infrastructure Fund	Sewer Treatment Fund	TASP Impact Fees	No Funding Source
306	6118	SJ/SC Regional Waste Water Facility	7,236,000	0	0	6,041,000
308	6119	Sanitary Sewer Condition Assessment Program	0	0	0	0
310	6121	BART Project - Sewer Improvements	0	0	0	0
312	6124	Sewer Pump Station Rehab. Program	0	0	0	0
314	6126	Minor Sewer Projects	50,000	0	0	0
316	6127	Sanitary Supervisory Control & Data Acquisition	0	0	0	0
318	6130	Main Lift Station Odor Emissions Control	0	0	0	0
320	6131	Sanitary Sewer Cathodic Protection Imprv.	0	0	0	0
322	6132	Sewer Master Plan 2019	0	0	0	0
324	6134	On-Call Sewer Maintenance & Repair Services	0	0	0	0
326	Plan	Sewer Line Replacement at E. Curtis	0	0	300,000	0
Subtotal by Funding Source			7,286,000	0	300,000	6,041,000
Total			\$13,627,000			

Summary of Project Funding Sources FY 2024-25

Pg.	No.	Project Name	Sewer Infrastructure Fund	TASP Impact Fees	No Funding Source
306	6118	SJ/SC Regional Waste Water Facility	0	0	11,308,000
308	6119	Sanitary Sewer Condition Assessment Program	0	0	0
310	6121	BART Project - Sewer Improvements	0	0	0
312	6124	Sewer Pump Station Rehab. Program	0	0	0
314	6126	Minor Sewer Projects	50,000	0	0
316	6127	Sanitary Supervisory Control & Data Acquisition	0	0	0
318	6130	Main Lift Station Odor Emissions Control	0	0	0
320	6131	Sanitary Sewer Cathodic Protection Imprv.	0	0	0
322	6132	Sewer Master Plan 2019	0	0	0
324	6134	On-Call Sewer Maintenance & Repair Services	0	0	0
326	Plan	Sewer Line Replacement at E. Curtis	0	1,250,000	0
Subtotal by Funding Source			50,000	1,250,000	11,308,000
Total			\$12,608,000		

Summary of Project Funding Sources FY 2025-26

Pg.	No.	Project Name	Sewer Infrastructure Fund	No Funding Source
306	6118	SJ/SC Regional Waste Water Facility	0	3,381,000
308	6119	Sanitary Sewer Condition Assessment Program	0	0
310	6121	BART Project - Sewer Improvements	0	0
312	6124	Sewer Pump Station Rehab. Program	0	0
314	6126	Minor Sewer Projects	50,000	0
316	6127	Sanitary Supervisory Control & Data Acquisition	0	0
318	6130	Main Lift Station Odor Emissions Control	0	0
320	6131	Sanitary Sewer Cathodic Protection Imprv.	0	0
322	6132	Sewer Master Plan 2019	0	0
324	6134	On-Call Sewer Maintenance & Repair Services	0	0
326	Plan	Sewer Line Replacement at E. Curtis	0	0
Subtotal by Funding Source			50,000	3,381,000
Total			\$3,431,000	

SJ/SC Regional Waste Water Facility



Category:	Sewer Improvement
City Council Priority:	Governance and Administration
Project Location:	San Jose/Santa Clara Regional Waste Water Facility
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

The City pumps sewage to the San Jose/Santa Clara Regional Waste Water Facility for waste water treatment before it can be discharged into the San Francisco Bay. The facility was originally constructed in 1956 and is reaching the end of its useful life. The City of San Jose, who operates the facility, is undergoing an estimated \$2 billion rehabilitation project to completely overhaul the facility over the next 30 years. Since the City of Milpitas uses approximately 7%, it will be responsible for 7% of the cost of improvements which is approximately \$140 million over the next 30 years. This project funds Milpitas' share of the rehabilitation costs.

Notes

The project costs were increased from anticipated debt service payments to "pay-as-go" total costs. Staff pursuing long term financing with other tributary agencies.

Uncommitted Balance as of 2/28/2021	Council Approval
\$3,220,768	7/1/2013

SJ/SC Regional Waste Water Facility
Project No. 6118

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Improvements	70,452,245	5,730,000	11,890,000	13,277,000	11,308,000	3,381,000	116,038,245
TOTAL	\$70,452,245	\$5,730,000	\$11,890,000	\$13,277,000	\$11,308,000	\$3,381,000	\$116,038,245

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Wastewater Revenue Bonds	33,437,245	2,062,755	0	0	0	0	35,500,000
Sewer Fund	21,765,000	0	0	0	0	0	21,765,000
Sewer Infrastructure Fund	2,500,000	3,667,245	4,355,737	7,236,000	0	0	17,758,982
Sewer Treatment Fund	12,750,000	0	7,534,263	0	0	0	20,284,263
No Funding Source	0	0	0	6,041,000	11,308,000	3,381,000	20,730,000
TOTAL	\$70,452,245	\$5,730,000	\$11,890,000	\$13,277,000	\$11,308,000	\$3,381,000	\$116,038,245

Finance Notes

Operating Impact Notes

There are no operating or maintenance expenses associated with this project.

Sanitary Sewer Condition Assessment Program



Category:	Sewer Improvement
City Council Priority:	Governance and Administration
Project Location:	Citywide
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Glen Campi [2643]
Project Stage:	Planning
Estimated Schedule	
Design:	2021
Construction:	—
Recurring Project:	No

Description

This project provides for a condition assessment program of the City's sanitary sewer system.

Notes

CCTV system is used to view the integrity and flow conditions of underground pipes. Public Works purchased a panoramic camera in 2019 to conduct CCTV inspection of the City's trunk and force mains in conjunction with the Sewer Master Plan project (#6132). Inspections to be completed in FY2020/21.

Uncommitted Balance as of 2/28/2021	Council Approval
\$3,805	7/1/2014

Sanitary Sewer Condition Assessment Program

Project No. 6119

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Administration	15,000	0	0	0	0	0	15,000
Inspection	30,000	0	0	0	0	0	30,000
Improvements	576,000	0	0	0	0	0	576,000
TOTAL	\$621,000	\$0	\$0	\$0	\$0	\$0	\$621,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Sewer Fund	621,000	0	0	0	0	0	621,000
TOTAL	\$621,000	\$0	\$0	\$0	\$0	\$0	\$621,000

Finance Notes

City Council 6/4/2020 - prior years funding of \$74k from Sewer Fund and \$50k from Sewer Infrastructure Fund for a total of \$124k were defunded for other projects in FY 2020-21.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

BART Project - Sewer Improvements



Category:	Sewer Improvement
City Council Priority:	Transportation and Transit
Project Location:	Milpitas BART
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Steve Chan [3324]
Project Stage:	Post-Construction
Estimated Schedule	
Design:	Completed
Construction:	Completed
Recurring Project:	No

Description

The BART project will provide for the relocation of existing sewer pipelines and utilities along the BART corridor. The work to be completed by VTA's contractor. The City has identified additional sewer pipeline improvements based on the City's Sewer Master Plan to be completed as part of the BART utility relocation work. These additional improvements to be reimbursed by the City.

Notes

City Council initially accepted the improvements on December 3, 2019. City to reimburse VTA in 2021 after right-of-way acquisition is completed.

Uncommitted Balance as of 2/28/2021	Council Approval
\$13,593	7/1/2011

BART Project - Sewer Improvements

Project No. 6121

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Improvements	243,323	0	0	0	0	0	243,323
TOTAL	\$243,323	\$0	\$0	\$0	\$0	\$0	\$243,323

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Sewer Fund	243,323	0	0	0	0	0	243,323
TOTAL	\$243,323	\$0	\$0	\$0	\$0	\$0	\$243,323

Finance Notes**Operating Impact Notes**

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Sewer Pump Station Rehab. Program



Category:	Sewer Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Main and Venus Wastewater Lift Stations
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Glen Campi [2643]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for rehabilitation or replacement of wastewater pumps at Main and Venus Wastewater Lift Stations to safely discharge sewage. Work also includes rotational assessment of the City's six wastewater pumps and peripheral equipment replacement such as electrical control, flow equipment, and variable frequency drives and grinders.

Notes

Funding request in FY2021-22 is for Public Works to replace the grinders and Pump No. 3 at Main Lift Station.

Uncommitted Balance as of 2/28/2021	Council Approval
\$95,202	7/1/2017

Sewer Pump Station Rehab. Program

Project No. 6124

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Administration	60,000	20,000	20,000	0	0	0	100,000
Improvements	92,000	80,000	80,000	0	0	0	252,000
Equipment	100,000	0	0	0	0	0	100,000
TOTAL	\$252,000	\$100,000	\$100,000	\$0	\$0	\$0	\$452,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Sewer Infrastructure Fund	252,000	100,000	100,000	0	0	0	452,000
TOTAL	\$252,000	\$100,000	\$100,000	\$0	\$0	\$0	\$452,000

Finance Notes

City Council 6/4/2020 - \$148K in prior years funding from Sewer Infrastructure Fund was defunded for other projects in FY 2020-21.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Minor Sewer Projects



Category:	Sewer Improvement
City Council Priority:	Governance and Administration
Project Location:	Citywide
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Glen Campi [2643]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for ongoing analysis, engineering, and implementation of various minor modifications and improvements to existing sewer systems.

Notes

Public Works to replace transfer switch at Venus Lift Station in 2021. Funding request in FY2021-22 is for rehabilitation of the sump pump vaults at Main Lift Stations.

Minor Sewer Projects

Project No. 6126

Uncommitted Balance as of 2/28/2021	Council Approval
\$24,888	7/1/2013

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	13,000	0	0	0	0	0	13,000
Improvements	100,000	50,000	50,000	50,000	50,000	50,000	350,000
TOTAL	\$113,000	\$50,000	\$50,000	\$50,000	\$50,000	\$50,000	\$363,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Sewer Fund	100,000	0	0	0	0	0	100,000
Sewer Infrastructure Fund	13,000	50,000	50,000	50,000	50,000	50,000	263,000
TOTAL	\$113,000	\$50,000	\$50,000	\$50,000	\$50,000	\$50,000	\$363,000

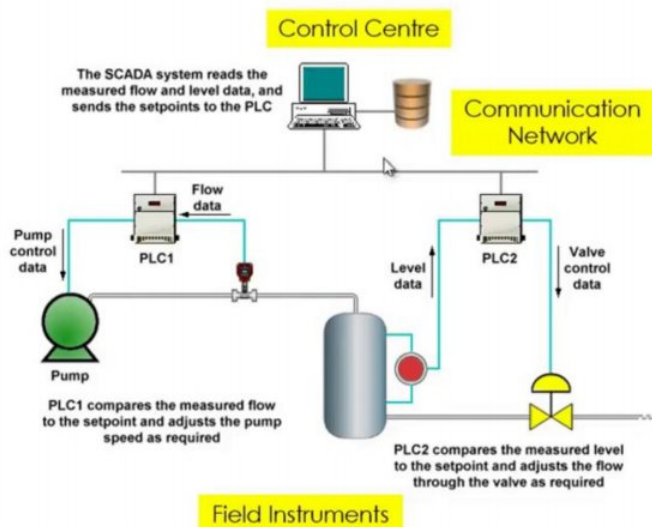
Finance Notes

City Council 6/4/2020 - \$37K in prior years funding from Sewer Infrastructure Fund was defunded for other projects in FY 2020-21.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Sanitary Supervisory Control & Data Acquisition



Category:	Sewer Improvement
City Council Priority:	Governance and Administration
Project Location:	Citywide
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Glen Campi [2643]
Project Stage:	Design
Estimated Schedule	
Design:	2021
Construction:	2022
Recurring Project:	No

Description

This project provides for the installation of Supervisory Control and Data Acquisition (SCADA) to the City's sanitary sewer infrastructure. Currently, Public Works relies on unsophisticated alarms at limited locations and customer complaints to become aware of sanitary sewer system issues. City staff then must investigate the issues at the location and implement corrective action which may prolong a system shutdown. SCADA allows operations to control, monitor, and maintain the sanitary sewer system more efficiently to help with making decisions and mitigate downtime. It provides for real-time data of wet well levels and pump operational status to be used to identify operational problems. It also allows for remote monitoring to interact with sensors, valves, pumps, and motors to implement corrective actions when there is a system problem.

Notes

City Council approved an agreement with Engie Service Inc. for the implementation of energy and water conservation measures. Engie to complete the project in 2022.

Uncommitted Balance as of 2/28/2021	Council Approval
\$0	7/1/2013

Sanitary Supervisory Control & Data Acquisition

Project No. 6127

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	241,600	0	0	0	0	0	241,600
Administration	75,000	0	0	0	0	0	75,000
TOTAL	\$316,600	\$0	\$0	\$0	\$0	\$0	\$316,600

Funding Source

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Sewer Fund	316,600	0	0	0	0	0	316,600
TOTAL	\$316,600	\$0	\$0	\$0	\$0	\$0	\$316,600

Finance Notes

City Council 11/17/2020: Budget Appropriation of \$133,400 in prior years funding from Sewer Fund was defunded.

Operating Impact Notes

This project is anticipated to impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Main Lift Station Odor Emissions Control



Category:	Sewer Improvement
City Council Priority:	Governance and Administration
Project Location:	Main Wastewater Lift Station
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Glen Campi [2643]
Project Stage:	Design
Estimated Schedule	
Design:	2020
Construction:	2022
Recurring Project:	No

Description

This project provides for the installation of odor emission controls at the Main Lift Station to address concerns regarding elevated levels of hydrogen sulfide and other odorous compounds at the facility.

Notes

Design started in FY2018-19 and construction is anticipated to start in summer 2021.

Uncommitted Balance
as of 2/28/2021Council
Approval

\$2,065,318

7/1/2018

Main Lift Station Odor Emissions Control

Project No. 6130

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	225,000	0	0	0	0	0	225,000
Administration	75,000	0	0	0	0	0	75,000
Improvements	2,150,000	0	0	0	0	0	2,150,000
TOTAL	\$2,450,000	\$0	\$0	\$0	\$0	\$0	\$2,450,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Sewer Infrastructure Fund	1,050,000	0	0	0	0	0	1,050,000
Sewer Treatment Fund	1,400,000	0	0	0	0	0	1,400,000
TOTAL	\$2,450,000	\$0	\$0	\$0	\$0	\$0	\$2,450,000

Finance Notes**Operating Impact Notes**

This project is anticipated to impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Sanitary Sewer Cathodic Protection Imprv.



Category:	Sewer Improvement
City Council Priority:	Governance and Administration
Project Location:	Main Wastewater Lift Station
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Michael Silveira [3303]
Project Stage:	Design
Estimated Schedule	
Design:	2021
Construction:	2022
Recurring Project:	No

Description

This project provides for the assessment, design, and installation of a cathodic protection system along the City's steel sewer force main from the City's Pump Station to SJ Regional Wastewater Treatment Plant. Soils within the City have been found to be highly corrosive and are detrimental to steel pipelines. Cathodic protection systems use sacrificial anodes and other means to protect the metal pipeline. Work also includes abandonment of the existing corrode diverter valve and its vault located within the Coyote Creek floodplain, CCTV inspection, replacement of two existing magnetic flow meters at the main pump station with proper isolation to prevent reading interference, the evaluation of existing pinch valve vaults near Zanker Road, and the evaluation of the soils around the existing force main pipeline.

Notes

Assessment and design started in FY2019-20 and is to be completed in 2021. During the CCTV inspection of Force Main, staff discovered various unforeseen conditions preventing the inspection to proceed. Additional funding request in FY2021-22 is for the increase cost to perform the CCTV inspection.

Uncommitted Balance as of 2/28/2021	Council Approval
\$1,191,765	7/1/2017

Sanitary Sewer Cathodic Protection Imprv.
Project No. 6131

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	500,000	0	0	0	0	0	500,000
Administration	125,000	0	0	0	0	0	125,000
Inspection	100,000	0	0	0	0	0	100,000
Improvements	1,300,000	600,000	0	0	0	0	1,900,000
TOTAL	\$2,025,000	\$600,000	\$0	\$0	\$0	\$0	\$2,625,000

Funding Source

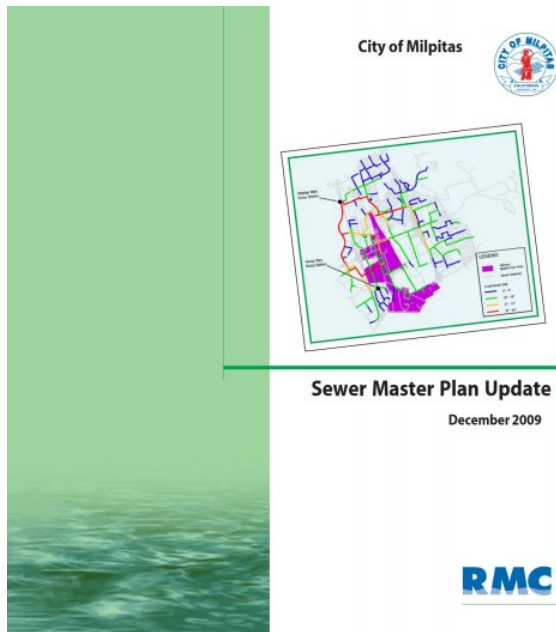
	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Sewer Fund	625,000	0	0	0	0	0	625,000
Sewer Infrastructure Fund	1,400,000	600,000	0	0	0	0	2,000,000
TOTAL	\$2,025,000	\$600,000	\$0	\$0	\$0	\$0	\$2,625,000

Finance Notes

Operating Impact Notes

This project may impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Sewer Master Plan 2019



Category:	Sewer Improvement
City Council Priority:	Governance and Administration
Project Location:	Public Works Department
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Harris Siddiqui [3358]
Project Stage:	Design
Estimated Schedule	
Design:	2021
Construction:	—
Recurring Project:	No

Description

This project provides for the update of the City's 2009 Sewer Master Plan to incorporate miscellaneous general plan amendments, Midtown Specific Plan and Milpitas Metro Specific Plan needs, and provide CEQA environmental clearance. It also identifies deficiencies in the sewer system, recommends corrective actions, prioritizes improvements, and provides budgetary cost estimates.

Notes

Sewer Master Plan Update started in October 2019 and is to be completed by summer 2021.

Sewer Master Plan 2019

Project No. 6132

Uncommitted Balance as of 2/28/2021	Council Approval
\$13,009	7/1/2016

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	640,000	0	0	0	0	0	640,000
Administration	110,000	0	0	0	0	0	110,000
TOTAL	\$750,000	\$0	\$0	\$0	\$0	\$0	\$750,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Sewer Fund	450,000	0	0	0	0	0	450,000
Sewer Infrastructure Fund	300,000	0	0	0	0	0	300,000
TOTAL	\$750,000	\$0	\$0	\$0	\$0	\$0	\$750,000

Finance Notes**Operating Impact Notes**

This project may impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

On-Call Sewer Maintenance & Repair Services

PROJECT NO.
6134



Category:	Sewer Improvement
City Council Priority:	Public Safety
Project Location:	Citywide
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Glen Campi [2643]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for on-call maintenance and repair services of all City sewer infrastructure, assets, and appurtenances. Work may include, but is not limited to, repair and replacement of electrical and mechanical systems (VFD & generators), motors and pumps, pipelines, aboveground/underground storage tanks, and other related improvements. All work will be performed on a priority and funding availability basis.

Notes

Uncommitted Balance
as of 2/28/2021Council
Approval

\$41,710

7/1/2020

On-Call Sewer Maintenance & Repair Services

Project No. 6134

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Improvements	98,000	0	0	0	0	0	98,000
TOTAL	\$98,000	\$0	\$0	\$0	\$0	\$0	\$98,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Sewer Fund	74,000	0	0	0	0	0	74,000
Sewer Infrastructure Fund	24,000	0	0	0	0	0	24,000
TOTAL	\$98,000	\$0	\$0	\$0	\$0	\$0	\$98,000

Finance Notes**Operating Impact Notes**

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Sewer Line Replacement at E. Curtis

PROJECT NO.

Plan



Category:	Sewer Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	East Curtis Avenue
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Michael Silveira [3303]
Project Stage:	Planning
Estimated Schedule	
Design:	2023
Construction:	2024
Recurring Project:	No

Description

This project provides for the design and construction of the sanitary sewer main replacement/upgrade on E. Curtis Avenue from S. Main Street to the E. Curtis Ave. cul-de-sac as recommended in the 2009 Sewer Master Plan.

Notes

The City's sewer collection system is at full capacity within the Metro Specific Plan area. The project will increase the size and capacity of the sanitary sewer main along E. Curtis Avenue. (Not in 2014 TADIF)

Uncommitted Balance as of 2/28/2021	Council Approval
\$0	7/1/2019

Sewer Line Replacement at E. Curtis

Project No. Plan

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	0	0	0	200,000	0	0	200,000
Administration	0	0	0	100,000	0	0	100,000
Inspection	0	0	0	0	50,000	0	50,000
Improvements	0	0	0	0	1,200,000	0	1,200,000
TOTAL	\$0	\$0	\$0	\$300,000	\$1,250,000	\$0	\$1,550,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
TASP Impact Fees	0	0	0	300,000	1,250,000	0	1,550,000
TOTAL	\$0	\$0	\$0	\$300,000	\$1,250,000	\$0	\$1,550,000

Finance Notes**Operating Impact Notes**

There are no additional operating impacts anticipated from this project. Any maintenance costs that arise will be absorbed within the available maintenance schedule and annual operating budget.



STORM DRAIN IMPROVEMENT PROJECTS

2022-26 Summary of Estimated Costs

Pg.	No.	Project Name	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total Cost
336	3700	Storm Drain System Rehabilitation	1,190,000	0	0	0	0	0	1,190,000
338	3709	Dempsey Road Storm Drain Replacement	1,660,000	0	1,430,000	0	0	0	3,090,000
340	3711	BART Project - Storm Improvements	33,000	0	0	0	0	0	33,000
342	3713	Trash Removal Devices	500,000	0	0	0	0	0	500,000
344	3714	Flap Gate Replacement	100,000	0	125,000	0	0	0	225,000
346	3715	Storm Drain System Rehab 17-19	1,058,410	0	0	0	0	0	1,058,410
348	3718	Storm Supervisory Control & Data Acquisition	2,416,590	0	0	0	0	0	2,416,590
350	3719	On-Call Storm Maintenance & Repair Services	145,000	0	0	0	0	0	145,000
Total Cost			\$7,103,000	\$0	\$1,555,000	\$0	\$0	\$0	\$8,658,000

Funding Summary

Storm Drain Fund	0	0	0	0	0
Total Financing Available	0	0	0	0	0
No Funding Source	0	1,555,000	0	0	0
Total	\$0	\$1,555,000	\$0	\$0	\$0

Summary of Project Funding Sources FY 2021-22

Pg.	No.	Project Name	Storm Drain Fund	No Funding Source
336	3700	Storm Drain System Rehabilitation	0	0
338	3709	Dempsey Road Storm Drain Replacement	0	0
340	3711	BART Project - Storm Improvements	0	0
342	3713	Trash Removal Devices	0	0
344	3714	Flap Gate Replacement	0	0
346	3715	Storm Drain System Rehab 17-19	0	0
348	3718	Storm Supervisory Control & Data Acquisition	0	0
350	3719	On-Call Storm Maintenance & Repair Services	0	0
Subtotal by Funding Source			0	0
Total			\$0	

Summary of Project Funding Sources FY 2022-23

Pg.	No.	Project Name	Storm Drain Fund	No Funding Source
336	3700	Storm Drain System Rehabilitation	0	0
338	3709	Dempsey Road Storm Drain Replacement	0	1,430,000
340	3711	BART Project - Storm Improvements	0	0
342	3713	Trash Removal Devices	0	0
344	3714	Flap Gate Replacement	0	125,000
346	3715	Storm Drain System Rehab 17-19	0	0
348	3718	Storm Supervisory Control & Data Acquisition	0	0
350	3719	On-Call Storm Maintenance & Repair Services	0	0
Subtotal by Funding Source			0	1,555,000
Total			\$1,555,000	

Summary of Project Funding Sources FY 2023-24

Pg.	No.	Project Name	Storm Drain Fund	No Funding Source
336	3700	Storm Drain System Rehabilitation	0	0
338	3709	Dempsey Road Storm Drain Replacement	0	0
340	3711	BART Project - Storm Improvements	0	0
342	3713	Trash Removal Devices	0	0
344	3714	Flap Gate Replacement	0	0
346	3715	Storm Drain System Rehab 17-19	0	0
348	3718	Storm Supervisory Control & Data Acquisition	0	0
350	3719	On-Call Storm Maintenance & Repair Services	0	0
Subtotal by Funding Source			0	0
Total			\$0	

Summary of Project Funding Sources FY 2024-25

Pg.	No.	Project Name	Storm Drain Fund	No Funding Source
336	3700	Storm Drain System Rehabilitation	0	0
338	3709	Dempsey Road Storm Drain Replacement	0	0
340	3711	BART Project - Storm Improvements	0	0
342	3713	Trash Removal Devices	0	0
344	3714	Flap Gate Replacement	0	0
346	3715	Storm Drain System Rehab 17-19	0	0
348	3718	Storm Supervisory Control & Data Acquisition	0	0
350	3719	On-Call Storm Maintenance & Repair Services	0	0
Subtotal by Funding Source			0	0
Total			\$0	

Summary of Project Funding Sources FY 2025-26

Pg.	No.	Project Name	Storm Drain Fund	No Funding Source
336	3700	Storm Drain System Rehabilitation	0	0
338	3709	Dempsey Road Storm Drain Replacement	0	0
340	3711	BART Project - Storm Improvements	0	0
342	3713	Trash Removal Devices	0	0
344	3714	Flap Gate Replacement	0	0
346	3715	Storm Drain System Rehab 17-19	0	0
348	3718	Storm Supervisory Control & Data Acquisition	0	0
350	3719	On-Call Storm Maintenance & Repair Services	0	0
Subtotal by Funding Source			0	0
Total			\$0	

Storm Drain System Rehabilitation

PROJECT NO.
3700



Category:	Storm Drain Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Wrigley-Ford Creeks
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Michael Silveira [3303]
Project Stage:	Post-Construction
Estimated Schedule	
Design:	Completed
Construction:	Completed
Recurring Project:	No

Description

This project provides for dredging and removal of debris and maintenance work at Wrigley-Ford Creeks. The work required permits from the Army Corp of Engineers (ACOE) and the Regional Water Quality Control Board (RWQCB) for wetland and riparian restoration.

Notes

The dredging and removal of debris work was completed in 2013. Annual inspections, maintenance, and submission of monitoring reports are required by the RWQCB permit through June 30, 2023.

Uncommitted Balance
as of 2/28/2021Council
Approval

\$266,876

7/1/2008

Storm Drain System Rehabilitation

Project No. 3700

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	200,000	0	0	0	0	0	200,000
Administration	75,000	0	0	0	0	0	75,000
Inspection	100,000	0	0	0	0	0	100,000
Improvements	815,000	0	0	0	0	0	815,000
TOTAL	\$1,190,000	\$0	\$0	\$0	\$0	\$0	\$1,190,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Storm Drain Fund	1,190,000	0	0	0	0	0	1,190,000
TOTAL	\$1,190,000	\$0	\$0	\$0	\$0	\$0	\$1,190,000

Finance Notes**Operating Impact Notes**

This project may impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

Dempsey Road Storm Drain Replacement



Category:	Storm Drain Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Dempsey Road
Managing Department:	Engineering
Contact Person:	Steve Erickson [3301]/ Michael Silveira [3303]
Project Stage:	Design
Estimated Schedule	
Design:	2022
Construction:	2024
Recurring Project:	No

Description

The project provides for the design and construction of a new storm drain system in Dempsey Road as recommended in the 2013 Storm Drain Master Plan. The existing storm drain main is undersized and is recommended to be upsized from an 18-inch to 36-inch main for approximately 1,100 linear feet between South Park Victoria and Los Coches Creek. The project will require a Regional Water Quality Control Board (RWQCB) permit for the construction of new outfall and check valves in Los Coches Creek.

Notes

This project will be coordinated with Dempsey Road Water Line Replacement (Project #7118). Construction is anticipated for FY22-23, but it is not funded at this time.

Uncommitted Balance as of 2/28/2021	Council Approval
\$1,357,198	7/1/2014

Dempsey Road Storm Drain Replacement

Project No. 3709

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	330,000	0	0	0	0	0	330,000
Administration	150,000	0	0	0	0	0	150,000
Inspection	100,000	0	0	0	0	0	100,000
Improvements	1,080,000	0	1,430,000	0	0	0	2,510,000
TOTAL	\$1,660,000	\$0	\$1,430,000	\$0	\$0	\$0	\$3,090,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Storm Drain Fund	1,660,000	0	0	0	0	0	1,660,000
No Funding Source	0	0	1,430,000	0	0	0	1,430,000
TOTAL	\$1,660,000	\$0	\$1,430,000	\$0	\$0	\$0	\$3,090,000

Finance Notes

In FY2019-20, \$600k of prior year funding from General Government CIP Fund revised to Storm Drain Fund.
 City Council 6/4/2020 - \$1.43M in prior years funding from the General Government CIP Fund was defunded to address the projected shortfalls in the General Fund.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

BART Project - Storm Improvements



Category: Storm Drain Improvement

City Council Priority: Transportation and Transit

Project Location: Milpitas BART

Managing Department: Engineering

Contact Person: Steve Erickson [3301]/
Steve Chan [3324]

Project Stage: Post-Construction

Estimated Schedule

Design: Completed

Construction: Completed

Recurring Project: No

Description

The project provides for the relocation of existing storm drain pipelines and utilities along the BART corridor. The work is to be completed by VTA's contractor. The City has identified additional storm drain improvements to be completed as part of the BART utility relocation work and to be reimbursed by the City.

Notes

City Council initially accepted the improvements on December 3, 2019. City to reimburse VTA in 2021 after right of way acquisition is completed.

Uncommitted Balance
as of 2/28/2021Council
Approval

\$33,000

7/1/2011

BART Project - Storm Improvements

Project No. 3711

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Improvements	33,000	0	0	0	0	0	33,000
TOTAL	\$33,000	\$0	\$0	\$0	\$0	\$0	\$33,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Storm Drain Fund	33,000	0	0	0	0	0	33,000
TOTAL	\$33,000	\$0	\$0	\$0	\$0	\$0	\$33,000

Finance Notes**Operating Impact Notes**

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Trash Removal Devices



Category: Storm Drain Improvement

City Council Priority: Environment

Project Location: Citywide

Managing Department: Engineering

Contact Person: Steve Erickson [3301]/
Michael Silveira [3303]

Project Stage: Construction

Estimated Schedule

Design: Completed

Construction: Completed

Recurring Project: No

Description

This project provides for the installation of trash removal devices within the City's storm drain inlets to comply with Municipal Regional Stormwater Permit (MRP) Order R2-2015-0049 effective January 1, 2016. Provision C.10 requires permittees to demonstrate reductions in trash discharge to waters of the United States from local municipal storm drain systems by 80% by July 1, 2019, and "No Visual Impact Equivalent" (100% reduction) by July 1, 2022.

Notes

Installation of 264 trash removal devices was completed in 2021.

Trash Removal Devices

Project No. 3713

Uncommitted Balance as of 2/28/2021	Council Approval
\$22,453	7/1/2013

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	100,000	0	0	0	0	0	100,000
Administration	50,000	0	0	0	0	0	50,000
Surveying	20,000	0	0	0	0	0	20,000
Inspection	30,000	0	0	0	0	0	30,000
Improvements	300,000	0	0	0	0	0	300,000
TOTAL	\$500,000	\$0	\$0	\$0	\$0	\$0	\$500,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
General Government CIP Fund	150,000	0	0	0	0	0	150,000
Storm Drain Fund	350,000	0	0	0	0	0	350,000
TOTAL	\$500,000	\$0	\$0	\$0	\$0	\$0	\$500,000

Finance Notes

City Council 12/4/2018 - Mid-Year Budget Appropriation of \$250K from General Government CIP Funds.
City Council 6/4/2020 - \$100K in prior years funding from the General Government CIP Fund was defunded to address the projected shortfalls in the General Fund.

Operating Impact Notes

Maintenance costs are already budgeted in the Department's operating budget and there are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Flap Gate Replacement

PROJECT NO.
3714



Category:	Storm Drain Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Citywide Creeks
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Glen Campi [2643]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for assessment, replacement, and installation of City flap gates, check valves, and outfalls located in all creeks within the City.

Notes

Public Works to install flap gates at Hall Park Lagoon in 2021.

Flap Gate Replacement

Project No. 3714

Uncommitted Balance as of 2/28/2021	Council Approval
\$100,000	7/1/2013

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	0	0	45,000	0	0	0	45,000
Administration	30,000	0	10,000	0	0	0	40,000
Improvements	70,000	0	70,000	0	0	0	140,000
TOTAL	\$100,000	\$0	\$125,000	\$0	\$0	\$0	\$225,000

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Storm Drain Fund	100,000	0	0	0	0	0	100,000
No Funding Source	0	0	125,000	0	0	0	125,000
TOTAL	\$100,000	\$0	\$125,000	\$0	\$0	\$0	\$225,000

Finance Notes

City Council 6/4/2020 - \$75K in prior years funding from Storm Drain Fund was defunded for other projects in FY 2020-21.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Storm Drain System Rehab 17-19



Category:	Storm Drain Improvement
City Council Priority:	Community Wellness and Open Space
Project Location:	Citywide
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Harris Siddiqui [3358]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for the maintenance of the City's storm drain systems due to insufficient capacity and aging infrastructure. Work will include maintenance to pumps, electrical and mechanical systems at pump stations, and maintenance of City-owned creeks and drainage ditches. Work will be programmed based on the new Storm Drain Master Plan and Urban Runoff Program requirements.

Notes

Public Works to replace system controls at Oak Creek, McCarthy, and Murphy Pump Stations in FY2021-22.

Storm Drain System Rehab 17-19

Project No. 3715

Uncommitted Balance as of 2/28/2021	Council Approval
\$345,953	7/1/2016

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	100,000	0	0	0	0	0	100,000
Administration	50,000	0	0	0	0	0	50,000
Inspection	50,000	0	0	0	0	0	50,000
Improvements	858,410	0	0	0	0	0	858,410
TOTAL	\$1,058,410	\$0	\$0	\$0	\$0	\$0	\$1,058,410

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Storm Drain Fund	1,058,410	0	0	0	0	0	1,058,410
TOTAL	\$1,058,410	\$0	\$0	\$0	\$0	\$0	\$1,058,410

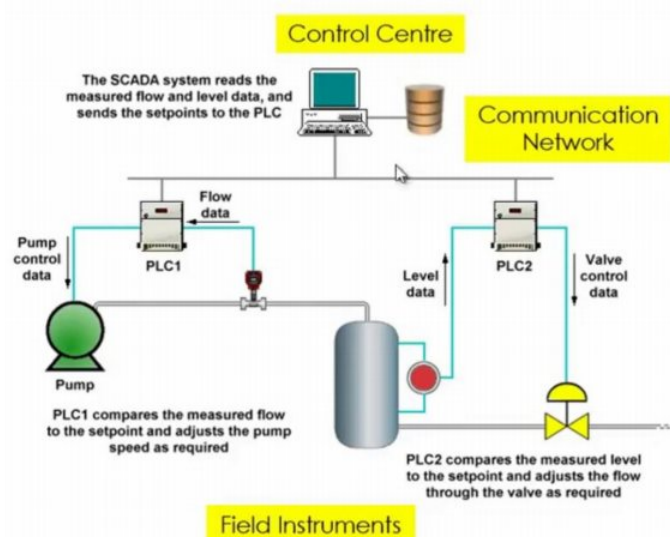
Finance Notes

In FY2019-20, \$400k of prior year funding from General Government CIP Fund revised to Storm Drain Fund.
 City Council 11/17/2020: Budget Appropriation of \$1,366,590 in prior years funding from Storm Drain Fund was defunded for Storm Supervisory Control & Data acquisition Project No. 3718.

Operating Impact Notes

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.

Storm Supervisory Control & Data Acquisition



Category: Storm Drain Improvement

City Council Priority: Governance and Administration

Project Location: Citywide

Managing Department: Public Works

Contact Person: Tony Ndah [2602]/
Glen Campi [2643]

Project Stage: Design

Estimated Schedule

Design: 2021

Construction: 2022

Recurring Project: No

Description

This project provides for the installation of Supervisory Control and Data Acquisition (SCADA) to the City's storm drain infrastructure. Currently, Public Works relies on unsophisticated alarms at limited locations and customer complaints to become aware of storm drain system issues. City staff then must investigate the issues at the location and implement corrective action which may prolong a system shutdown. SCADA allows operations to control, monitor, and maintain the storm drain system more efficiently to help with making decisions and mitigate downtime. It provides for real-time data of wet well levels and pump operational status to be used to identify operational problems. It also allows for remote monitoring to interact with sensors, valves, pumps, and motors to implement corrective actions when there is a system problem.

Notes

City Council approved an agreement with Engie Service Inc. for the implementation of energy and water conservation measures. Engie to complete the project in 2022.

Uncommitted Balance
as of 2/28/2021Council
Approval**Storm Supervisory Control & Data Acquisition**

Project No. 3718

\$0**7/1/2015****Estimated Cost**

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Design	200,000	0	0	0	0	0	200,000
TOTAL	\$2,416,590	\$0	\$0	\$0	\$0	\$0	\$2,416,590

Funding Source

	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Storm Drain Fund	2,416,590	0	0	0	0	0	2,416,590
TOTAL	\$2,416,590	\$0	\$0	\$0	\$0	\$0	\$2,416,590

Finance Notes

City Council 11/17/2020: Budget Appropriation of \$2,216,590 from Storm Drain Fund.

Operating Impact Notes

This project is anticipated to impact operating expenses in future years. As the scope of this project is better defined through the design process, operating impacts will be reviewed and adjustments may be brought forward in future budgets.

On-Call Storm Maintenance & Repair Services

PROJECT NO.
3719



Category:	Storm Drain Improvement
City Council Priority:	Public Safety
Project Location:	Citywide
Managing Department:	Public Works
Contact Person:	Tony Ndah [2602]/ Glen Campi [2643]
Project Stage:	Construction
Estimated Schedule	
Design:	Ongoing
Construction:	Ongoing
Recurring Project:	Yes

Description

This project provides for on-call maintenance and repair services of all City storm infrastructure, assets, and appurtenances. Work may include, but is not limited to, repair and replacement of electrical and mechanical systems (VFD & generators), motors and pumps, pipelines, aboveground/underground storage tanks, and other related improvements. All work will be performed on a priority and funding availability basis.

Notes

Uncommitted Balance
as of 2/28/2021Council
Approval

\$29,304

7/1/2020

On-Call Storm Maintenance & Repair Services

Project No. 3719

Estimated Cost

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Improvements	145,000	0	0	0	0	0	145,000
TOTAL	145,000	0	0	0	0	0	145,000

Funding Source

Phase	Prior Year	FY 2021-22	FY 2022-23	FY 2023-24	FY 2024-25	FY 2025-26	Total
Storm Drain Fund	145,000	0	0	0	0	0	145,000
TOTAL	145,000	0	0	0	0	0	145,000

Finance Notes**Operating Impact Notes**

There are no additional operating impacts anticipated from this project. Any additional maintenance costs that occur will be absorbed within the annual maintenance operating budget.



Planned Projects Without Funding

Community Improvements

Fire Station No. 1 Building and Site Improvement This project provides for the building and site improvements at the Main Fire Station No. 1. The mechanical, lighting, roof, and windows systems, and site pavement have reached the end of their service life.	Estimated Cost: \$7.0 M Project added to the CIP on July 1, 2020
Fire Training/OES Facility Portable This project provides for the replacement of the modular building at Main Fire Station No. 1 which has reached the end of its service life.	Estimated Cost: \$0.5 M Project added to the CIP on July 1, 2020
Fire Department USAR Response Equipment This project provides for the purchase of a high capacity forklift as an Urban Search and Rescue (USAR) resource.	Estimated Cost: \$40k Project added to the CIP on July 1, 2018
PD/PW Building Improvements This project provides for the design and construction of building improvements at the Police/Public Works facility. Various elements of the building and warehouses have reached the end of their service life or are not in code compliance.	Estimated Cost: \$26.6 M Project added to the CIP on July 1, 2020
Performing Arts Center This project provides for the evaluation of land acquisition and financing for a future facility, and conceptual designs and renderings of a Performing Arts Center based on the Feasibility Study.	Estimated Cost: \$0.5 M Project added to the CIP on July 1, 2020
Sports Center ADA & Drainage Improvements This project provides for the design and construction of ADA and drainage improvements at Milpitas Sports Center Fields.	Estimated Cost: \$2.0 M Project added to the CIP on July 1, 2020
Fire Station No. 3 Replacement This project provides for the design and construction of a new Fire Station No. 3 which has reached the end of its service life.	Estimated Cost: \$20.6 M Project added to the CIP on July 1, 2016
Sports Center Baseball Field Renovation This project provides for the design and construction of new baseball fields at Milpitas Sports Center.	Estimated Cost: \$22.8 M Project added to the CIP on July 1, 2019
Community Center Building Assessment This project provides for the assessment of the Community Center building to address building safety and staff comfort and livability issues.	Estimated Cost: \$150k Project added to the CIP on July 1, 2018
Railroad Quiet Zone Feasibility Study The project provides for a feasibility study of Railroad Quiet Zone along portions of the UPRR Warm Springs corridor within City of Milpitas.	Estimated Cost: \$300k Projected added to the CIP on July 1, 2021

Planned Projects Without Funding

Park Improvements

Ben Rogers Park Renovation This project provides for the design and construction of improvements at Ben Rogers Park. Improvements include picnic and playground areas, ADA access and pathways, lighting, irrigation, landscaping, and restroom installation.	Estimated Cost: \$4.4 M Project added to the CIP on July 1, 2017
Calaveras Ridge Park This project provides for the design and construction of a new park on a City-owned parcel on Calaveras Ridge Drive. The park could include ADA pathways, landscaping, irrigation, picnic areas and interpretive displays improvements.	Estimated Cost: \$2.6 M Project added to the CIP on July 1, 2018
Dixon Landing Park Renovation This project provides for the design and construction of improvements at Dixon Landing Park. Improvements include picnic areas, play structures, restroom, parking, sports fields and lighting, tennis courts, landscaping, and irrigation.	Estimated Cost: \$4.5 M Project added to the CIP on July 1, 2017
Foothill Park Renovation This project provides for the design and construction of improvements at Foothill Park. Improvements include picnic and playground areas, ADA access and pathways, lighting, irrigation, and landscaping.	Estimated Cost: \$3.5 M Project added to the CIP on July 1, 2017
Hidden Lake Park Renovation This project provides for the design and construction of improvements at Hidden Lake Park. Improvements include picnic areas, ADA access, pathways, lighting, irrigation, landscaping and shade tree installation.	Estimated Cost: \$3.0 M Project added to the CIP on July 1, 2017
Higuera Adobe Caretaker Cottage Renovation This project provides for the interior and exterior restoration of the Higuera Adobe Park caretaker cottage.	Estimated Cost: \$0.2 M Project added to the CIP on July 1, 2016
Midtown Area Parks This project provides for the design and construction of a new City park within the Milpitas Gateway-Main Street Specific Plan.	Estimated Cost: \$0.8 M Project added to the CIP on July 1, 2018
Murphy Park Renovation This project provides for the design and construction of improvements at Murphy Park. Improvements include picnic and playground areas, field lighting, ADA access and pathways, irrigation, and landscaping.	Estimated Cost: \$4.5 M Project added to the CIP on July 1, 2009
Peter D. Gill Park Renovation This project provides for the design and construction of improvements at Peter D. Gill Memorial Park. Improvements include picnic and playground areas, ADA access and pathways, field lighting, landscaping, and irrigation.	Estimated Cost: \$4.5 M Project added to the CIP on July 1, 2017

Park Improvements (continued)

Robert E. Browne Park Renovation This project provides for the design and construction of improvements at Robert E. Browne Park. Improvements include picnic areas, parking lot, ADA access and pathways, lighting, basketball and tennis courts, fitness stations, restroom, irrigation and landscaping.	Estimated Cost: \$4.6 M Project added to the CIP on July 1, 2017
Sinnott Park Renovation This project provides for the design and construction of improvements at Sinnott Park. Improvements include picnic and playground areas, ADA access and pathways, lighting, irrigation, and landscaping.	Estimated Cost: \$3.5 M Project added to the CIP on July 1, 2015
Starlite Park Renovation This project provides for the design and construction of improvements at Starlite Park. Improvements include picnic and playground areas, ADA access and pathway, lighting, irrigation, and landscaping.	Estimated Cost: \$3.9 M Project added to the CIP on July 1, 2015
Strickroth Park Renovation This project provides for the design and construction of improvements at Strickroth Park. Improvements include picnic and playground areas, ADA access and pathway, lighting, irrigation, and landscaping.	Estimated Cost: \$4.2 M Project added to the CIP on July 1, 2015

Planned Projects Without Funding

Street Improvements

Citywide Camera System This project provides for the installation of a camera system at various signalized intersections. The system will monitor and record traffic conditions; and assist the Police Department with accidents analysis.	Estimated Cost: \$1.4 M Project added to the CIP on July 1, 2015
The Pine Pilot Parking Permit Program This project provides for a six-month pilot parking permit program in the northeast area of The Pines neighborhood. The program is designed to provide a better opportunity for on-street parking.	Estimated Cost: \$0.9 M Project added to the CIP on July 1, 2019
Traffic Signal Installation This project provides for the design and construction of a new Traffic Signal System.	Estimated Cost: \$0.7 M Project added to the CIP on July 1, 2008
Traffic Management Enhancements 2021 This project provides for the enhancement of traffic management equipment and software used to monitor and control the City's roadway network. Enhancements includes traffic signal control and Operations Center's video monitoring equipment.	Estimated Cost: \$0.2 M Project added to the CIP on July 1, 2015

Storm Drain Improvements

Channel and Lagoon Dredging This project provides for the removal of debris and deposited soil from City-owned channels and lagoons. The City owns the channel that parallels I-880 from Redwood Avenue to California Circle and lagoons at Hidden Lake, Hall, and California Circle.	Estimated Cost: \$1.5 M Project approved by City Council June 2, 2019
Oak Creek Pump Station Upgrade This project provides for the replacement of diesel engines with electric motors at Oak Creek Station located near Sycamore Drive and McCarthy Boulevard as recommended in the 2013 Storm Drain Master Plan.	Estimated Cost: \$2.2 M Project added to the CIP on July 1, 2012
Penitencia Pump Station Replacement This project provides for the design and construction of the Penitencia Pump Station located at Hall Memorial Park that has reached the end of its service life.	Estimated Cost: \$5.0 M Project added to the CIP on July 1, 2012
Jurgens Pump Station This project provides for the design and construction of Jurgens Pump Station that has reached the end of its service life. Work includes elevating the pump station above the FEMA Special Flood Hazard Area base flood elevation.	Estimated Cost: \$10.0 M Project added to the CIP on July 1, 2017

Funding Source Definition

The basic accounting and reporting entity for a City is a fund. A fund is "an independent fiscal and accounting entity used to record all financial transactions related to the specific purpose for which the fund was created". Funds are established for the purpose of carrying on specific activities or attaining certain objectives in accordance with special regulations, restrictions, or limitations.

- **Bond** – is a debt security issued to finance capital expenditures, including the construction of highways, bridges, buildings, or other Capital Improvements. Restricted use.
- **Community Benefit Fund** – was established to account for fees collected from developers to fund Community Public Benefits.
- **Community Facility District Fund** – was established to account for special taxes collected within the district to provide park maintenance and street landscape maintenance services, public safety.
- **Community Planning Fees** – was established to account for fees collected to fund the General Plan update, zoning ordinance update and other long-range planning documents.
- **Equipment Replacement Fund** – was established to account and finance for the replacement of equipment used by City departments and the maintenance of computer systems on a cost reimbursement basis.
- **General Government CIP Fund** – was established to account for construction and maintenance of most CIPs funded by the General Government Fund. Restricted to government related projects.
- **Gas Tax Fund** – was established to account for the City's share of state gasoline taxes which are restricted for use on construction and maintenance of the street system in Milpitas. Restricted to construction and maintenance of streets.
- **Grants/Reimbursements/Developer Fees** – fund includes miscellaneous grant funding obtained, developer fees paid, and reimbursements. Unrestricted.
- **Lighting and Landscape Maintenance District Fund** – was established to account for assessments collected within the two Districts. Revenue is used for servicing and maintaining District improvements including landscaping, walls, and lighting. Restricted for use on District infrastructure.
- **Lease Revenue** – financing source issued to finance capital expenditures, including network systems or other Capital Improvements. Restricted use.
- **Measure B Fund 222** – Santa Clara County voters approved 2016 Measure B in November 2016 to enact a 30-year, half-cent countywide sales tax to fund improvements to transit, highways, expressways and active transportation (bicycles, pedestrians and complete streets). Over the next 30 years, 2016 Measure B is anticipated to generate \$6.3 billion.
- **Midtown Park Fund** – fees collected from developers to pay for Midtown Park related improvements. Restricted to Midtown park area.
- **Park Improvement Fund** – was established to account for the construction and maintenance of City parks. Financing is provided by a special parks improvement fee imposed on developments.
- **Permit Automation Fund** – was established to finance and maintain for replacement of equipment and permitting systems used by City departments. Fund restricted to permit automated related expenditures

- **Public Art Fund** – was established to account for construction or acquisition of public art to expand opportunities for the City of Milpitas' citizens to experience public art and enhance the quality of life in the community. The City dedicates 1.5% of eligible projects within the annual Capital Improvement Project expenditures to the acquisition and installation of public art. The expenditures will include, but are not limited to, the cost of public art, its installation, maintenance and repair of artwork funded by this fund.
- **SB-1 RMRA** – California Senate Bill 1, the Road Repair and Accountability Act of 2017, was signed into law on April 28, 2017. This legislative package invests \$54 billion over the next decade to fix roads, freeways and bridges in communities across California and puts funds toward transit and safety. Funds will be split equally between State and local investments.
- **Sewer Fund** – was established to provide sewer services to the residents of the City. All activities necessary to provide such services are accounted for in this fund, including, but not limited to, administration, operations, capital improvements, maintenance, financing and related debt service, and billing and collection.
- **Sewer Infrastructure Fund** – funds set aside to replace aging infrastructure for sewer related projects.
- **Sewer Treatment Fund** – funded from fees collected from developers connecting to the Sewer System. Restricted to sewer related projects.
- **Street Improvement Fund** – was established to account for the construction and maintenance of the street system. Financing may be from state and federal grants. May be restricted.
- **Storm Drain Improvement Fund** – was established to account for the construction and maintenance of City storm drains. Financing is partially provided by fees imposed on developments
- **Transit Area Impact Fee Fund** – was established to account for the financing and construction activities of infrastructure in the Transit Area Specific Plan.
- **Water Fund** – was established to provide water services to the residents of the City. All activities necessary to provide such services are accounted for in this fund, including, but not limited to, administration, operations, capital improvements, maintenance, and billing and collection.
- **Water Line Extension Fund** – fees collected from developers connecting to the Water System. Restricted to water related projects.
- **Water Capital Surcharge** – funded from revenue collected from water rates for use on water related projects.
- **Vehicle Registration Fee** – was established to account for Vehicle Registration fees received from the County of Santa Clara. Restricted to construction and maintenance of streets.
- **No Funding Source** – No funding source has been identified.

Index By Project Number

No.	Project Name	Page
2001	Light Rail Median Landscaping.....	166
2002	2nd SCVWD Water Reservoir & Pump Station.....	256
2005	Lower Penitencia Creek Pedestrian Bridge.....	118
2006	Milpitas Metro Specific Plan Update (TASP).....	40
2008	Montague Pedestrian Overcrossing at Piper Dr.....	168
2009	SCVWD Second Water Supply Turnout.....	258
2010	Land/Right-of-Way Value Determination.....	42
2011	Metro Area Police Substation.....	44
2012	(Rmb) Metro Linear Trails.....	120
2013	(Rmb) Trade Zone/Montague Park - North.....	122
2016	S. Milpitas Blvd. Vehicle Bridge at Penitencia.....	170
2018	Montague Ped. Overcrossing at Penitencia.....	172
2019	(Rmb) Metro Recycled Water Distribution.....	260
2020	SCVWD Zone 1 Pressure Red. Valve.....	262
2021	Costa Street Plan Line Study.....	174
2022	Feasibility of POCs at VTA Light Rail Platforms.....	176
2023	Trade Zone/Montague Park - Central.....	124
3402	McCarthy Blvd. LLMD Improvement 95-1.....	178
3403	Fire Station Improvements.....	46
3406	City Building Improvements.....	48
3411	Sinclair LLMD Improvements 98-1.....	180
3414	City Buildings, Exterior Painting & Repairs.....	50
3415	PD Communications.....	52
3416	City General Plan Update.....	54
3418	City Std. Details, Guidelines, & Specifications.....	56
3421	Replacement Fire Station Alert System.....	58
3422	City Buildings Roofing Repairs.....	60
3423	Police Records Management System.....	62
3424	Citywide Park Rehabilitation.....	126
3425	Utility Undergrounding 2017.....	182
3426	Annual Sidewalk, Curb & Gutter Repair.....	184
3427	Technology Projects.....	64
3430	Midtown Street Light Project.....	186
3434	Permitting Technology Improvement.....	66

Index By Project Number

No.	Project Name	Page
3435	Finance System Upgrade.....	68
3436	City Building ADA Compliance Review.....	70
3437	Milpitas Gateway - Main Street Specific Plan Update.....	72
3438	Annual Tree Replacement Program.....	74
3440	Annual Street Light, Signal, and Signage.....	188
3443	Police/Fire Issued Equipment Procurement.....	76
3445	Public Safety/DPW Disaster Plan Update.....	78
3447	Fire Station No. 2 Replacement.....	80
3448	Trail, Bicycle, Pedestrian Master Plan Update.....	190
3449	Street Landscape Irrigation Repair.....	192
3452	(Rmb) SCVWD Creek Projects.....	82
3453	Climate Action Plan Update.....	84
3454	Enhanced Crosswalk Striping and Beacons.....	194
3455	Pilot Street Sweeping Program.....	196
3458	Radar Speed Feedback Signage.....	198
3459	ALPRs and Security Cameras.....	86
3460	Comprehensive Zoning Ordinance Update.....	88
3461	Fire Stations Security.....	90
3462	On-Call Facilities Maintenance & Repair Services.....	92
3463	On-Call Parks and Landscaping Services.....	128
3464	Mobile Emergency Operations Center.....	94
3486	Facilities Water Fixtures Retrofit Project.....	96
3487	Citywide LED Lighting Upgrade Project.....	98
3488	Community and Senior Center Energy Resilience Project.....	100
3489	Public Art Project.....	102
3490	Capital Improvement Program Administration.....	104
3700	Storm Drain System Rehabilitation.....	336
3709	Dempsey Road Storm Drain Replacement.....	338
3711	BART Project - Storm Improvements.....	340
3713	Trash Removal Devices.....	342
3714	Flap Gate Replacement.....	344
3715	Storm Drain System Rehab 17-19.....	346
3716	City Parking Lot Rehabilitation Program.....	106
3718	Storm Supervisory Control & Data Acquisition.....	348

Index By Project Number

No.	Project Name	Page
3719	On-Call Storm Maintenance & Repair Services.....	350
4179	Montague Expwy Widening at Great Mall Pkwy.....	200
4258	Calaveras Blvd. Widening Project.....	202
4265	Bart Extension Coordination and Planning.....	204
4266	Street Light LED Conversion Improvements.....	206
4267	Soundwall and Barrier Repair and Renovation Program.....	208
4274	I-880 Interchange Right-of-Way Closeout.....	210
4283	ADA Curb Ramp Transition Program.....	212
4287	Street Resurfacing Project 2018.....	214
4288	Traffic Studies & Minor Improvements.....	216
4290	Annual Bridge Rehabilitation.....	218
4291	Street Resurfacing Project 2018-19.....	220
4292	McCarthy Blvd./Sandisk Dr. Traffic Signal.....	222
4293	Citywide Traffic Safety Assessment.....	224
4294	SR237 HOV Lane Improvements.....	226
4295	Street Pavement Restriping.....	228
4296	Street Resurfacing Project 2019-20.....	230
4297	Citywide Traffic Modeling.....	232
4298	Street Resurfacing Project 2020-21.....	234
4303	Street Resurfacing Project 2021-22.....	236
5055	Alviso Adobe Renovation.....	130
5102	McCandless Park.....	132
5108	Sports Fields Turf Rehab. Program.....	134
5109	Creighton Park Renovation.....	136
5110	Sandalwood Park Renovation.....	138
5111	Sports Center Skate Park.....	140
5113	Minor Sports Courts Rehabilitation.....	142
5114	MSC Master Plan Update.....	144
5115	Parks and Recreation Master Plan Update.....	146
6118	SJ/SC Regional Waste Water Facility.....	306
6119	Sanitary Sewer Condition Assessment Program.....	308
6121	BART Project - Sewer Improvements.....	310
6124	Sewer Pump Station Rehab. Program.....	312
6126	Minor Sewer Projects.....	314

Index By Project Number

No.	Project Name	Page
6127	Sanitary Supervisory Control & Data Acquisition.....	316
6130	Main Lift Station Odor Emissions Control.....	318
6131	Sanitary Sewer Cathodic Protection Imprv.....	320
6132	Sewer Master Plan 2019.....	322
6134	On-Call Sewer Maintenance & Repair Services.....	324
7076	Well Upgrade Project.....	264
7100	Aging Water System/Seismic Improvements.....	266
7110	Hydrant Replacement Program.....	268
7112	Reservoir Cleaning.....	270
7117	Abel Street Pipeline Extension.....	272
7118	Dempsey Road Water Line Replacement.....	274
7121	Automated Meter Replacement Program.....	276
7125	BART Project - Water Improvements.....	278
7126	Water Conservation Program.....	280
7127	Water Supervisory Control & Data Acquisition.....	282
7133	Minor Water Projects.....	284
7134	Water O&M Database Management.....	286
7135	Water Leak Detection & Condition Assessment Program.....	288
7136	Water Master Plan 2019.....	290
7137	On-Call Water Maintenance & Repair Services.....	292
New	Cardoza Park Softball Fields Improvement.....	148
New	Street Resurfacing Project 2025-26.....	246
Plan	Los Coches Backbone.....	294
Plan	Lower Berryessa Creek Water Line.....	296
Plan	Metro Community Facility Building.....	108
Plan	Metro Subdistrict Park.....	150
Plan	Montague Expressway Widening - West.....	238
Plan	Sewer Line Replacement at E. Curtis.....	326
Plan	Street Resurfacing Project 2022-23.....	240
Plan	Street Resurfacing Project 2023-24.....	242
Plan	Street Resurfacing Project 2024-25.....	244

Index By Project Name

No.	Project Name	Page
2012	(Rmb) Metro Linear Trails.....	120
2019	(Rmb) Metro Recycled Water Distribution.....	260
3452	(Rmb) SCVWD Creek Projects.....	82
2013	(Rmb) Trade Zone/Montague Park - North.....	122
2002	2nd SCVWD Water Reservoir & Pump Station.....	256
7117	Abel Street Pipeline Extension.....	272
4283	ADA Curb Ramp Transition Program.....	212
7100	Aging Water System/Seismic Improvements.....	266
3459	ALPRs and Security Cameras.....	86
5055	Alviso Adobe Renovation.....	130
4290	Annual Bridge Rehabilitation.....	218
3426	Annual Sidewalk, Curb & Gutter Repair.....	184
3440	Annual Street Light, Signal, and Signage.....	188
3438	Annual Tree Replacement Program.....	74
7121	Automated Meter Replacement Program.....	276
4265	Bart Extension Coordination and Planning.....	204
6121	BART Project - Sewer Improvements.....	310
3711	BART Project - Storm Improvements.....	340
7125	BART Project - Water Improvements.....	278
4258	Calaveras Blvd. Widening Project.....	202
3490	Capital Improvement Program Administration.....	104
New	Cardoza Park Softball Fields Improvement.....	148
3436	City Building ADA Compliance Review.....	70
3406	City Building Improvements.....	48
3422	City Buildings Roofing Repairs.....	60
3414	City Buildings, Exterior Painting & Repairs.....	50
3416	City General Plan Update.....	54
3716	City Parking Lot Rehabilitation Program.....	106
3418	City Std. Details, Guidelines, & Specifications.....	56
3487	Citywide LED Lighting Upgrade Project.....	98
3424	Citywide Park Rehabilitation.....	126
4297	Citywide Traffic Modeling.....	232
4293	Citywide Traffic Safety Assessment.....	224
3453	Climate Action Plan Update.....	84

Index By Project Name

No.	Project Name	Page
3488	Community and Senior Center Energy Resilience Project.....	100
3460	Comprehensive Zoning Ordinance Update.....	88
2021	Costa Street Plan Line Study.....	174
5109	Creighton Park Renovation.....	136
3709	Dempsey Road Storm Drain Replacement.....	338
7118	Dempsey Road Water Line Replacement.....	274
3454	Enhanced Crosswalk Striping and Beacons.....	194
3486	Facilities Water Fixtures Retrofit Project.....	96
2022	Feasibility of POCs at VTA Light Rail Platforms.....	176
3435	Finance System Upgrade.....	68
3403	Fire Station Improvements.....	46
3447	Fire Station No. 2 Replacement.....	80
3461	Fire Stations Security.....	90
3714	Flap Gate Replacement.....	344
7110	Hydrant Replacement Program.....	268
4274	I-880 Interchange Right-of-Way Closeout.....	210
2010	Land/Right-of-Way Value Determination.....	42
2001	Light Rail Median Landscaping.....	166
Plan	Los Coches Backbone.....	294
Plan	Lower Berryessa Creek Water Line.....	296
2005	Lower Penitencia Creek Pedestrian Bridge.....	118
6130	Main Lift Station Odor Emissions Control.....	318
5102	McCandless Park.....	132
3402	McCarthy Blvd. LLMD Improvement 95-1.....	178
4292	McCarthy Blvd./Sandisk Dr. Traffic Signal.....	222
2011	Metro Area Police Substation.....	44
Plan	Metro Community Facility Building.....	108
Plan	Metro Subdistrict Park.....	150
3430	Midtown Street Light Project.....	186
3437	Milpitas Gateway - Main Street Specific Plan Update.....	72
2006	Milpitas Metro Specific Plan Update (TASP).....	40
6126	Minor Sewer Projects.....	314
5113	Minor Sports Courts Rehabilitation.....	142
7133	Minor Water Projects.....	284

Index By Project Name

No.	Project Name	Page
3464	Mobile Emergency Operations Center	94
Plan	Montague Expressway Widening - West	238
4179	Montague Expwy Widening at Great Mall Pkwy	200
2018	Montague Ped. Overcrossing at Penitencia	172
2008	Montague Pedestrian Overcrossing at Piper Dr.	168
5114	MSC Master Plan Update	144
3462	On-Call Facilities Maintenance & Repair Services	92
3463	On-Call Parks and Landscaping Services	128
6134	On-Call Sewer Maintenance & Repair Services	324
3719	On-Call Storm Maintenance & Repair Services	350
7137	On-Call Water Maintenance & Repair Services	292
5115	Parks and Recreation Master Plan Update	146
3415	PD Communications	52
3434	Permitting Technology Improvement	66
3455	Pilot Street Sweeping Program	196
3423	Police Records Management System	62
3443	Police/Fire Issued Equipment Procurement	76
3489	Public Art Project	102
3445	Public Safety/DPW Disaster Plan Update	78
3458	Radar Speed Feedback Signage	198
3421	Replacement Fire Station Alert System	58
7112	Reservoir Cleaning	270
2016	S. Milpitas Blvd. Vehicle Bridge at Penitencia	170
5110	Sandalwood Park Renovation	138
6131	Sanitary Sewer Cathodic Protection Imprv.	320
6119	Sanitary Sewer Condition Assessment Program	308
6127	Sanitary Supervisory Control & Data Acquisition	316
2009	SCVWD Second Water Supply Turnout	258
2020	SCVWD Zone 1 Pressure Red. Valve	262
Plan	Sewer Line Replacement at E. Curtis	326
6132	Sewer Master Plan 2019	322
6124	Sewer Pump Station Rehab. Program	312
3411	Sinclair LLMD Improvements 98-1	180
6118	SJ/SC Regional Waste Water Facility	306

Index By Project Name

No.	Project Name	Page
4267	Soundwall and Barrier Repair and Renovation Program.....	208
5111	Sports Center Skate Park.....	140
5108	Sports Fields Turf Rehab. Program.....	134
4294	SR237 HOV Lane Improvements.....	226
3715	Storm Drain System Rehab 17-19.....	346
3700	Storm Drain System Rehabilitation.....	336
3718	Storm Supervisory Control & Data Acquisition.....	348
3449	Street Landscape Irrigation Repair.....	192
4266	Street Light LED Conversion Improvements.....	206
4295	Street Pavement Restriping.....	228
4287	Street Resurfacing Project 2018.....	214
4291	Street Resurfacing Project 2018-19.....	220
4296	Street Resurfacing Project 2019-20.....	230
4298	Street Resurfacing Project 2020-21.....	234
4303	Street Resurfacing Project 2021-22.....	236
Plan	Street Resurfacing Project 2022-23.....	240
Plan	Street Resurfacing Project 2023-24.....	242
Plan	Street Resurfacing Project 2024-25.....	244
New	Street Resurfacing Project 2025-26.....	246
3427	Technology Projects.....	64
2023	Trade Zone/Montague Park - Central.....	124
4288	Traffic Studies & Minor Improvements.....	216
3448	Trail, Bicycle, Pedestrian Master Plan Update.....	190
3713	Trash Removal Devices.....	342
3425	Utility Undergrounding 2017.....	182
7126	Water Conservation Program.....	280
7135	Water Leak Detection & Condition Assessment Program.....	288
7136	Water Master Plan 2019.....	290
7134	Water O&M Database Management.....	286
7127	Water Supervisory Control & Data Acquisition.....	282
7076	Well Upgrade Project.....	264

Abbreviations

AB	Assembly Bill	DPW	Department of Public Works
ABAG	Association of Bay Area Governments	Dr.	Drive
ac	Acres	DSA	Division of the State Architect
AC	Asphalt Concrete	E.	East
ACAMS	Access Control and Alarm Monitoring System	EIR	Environmental Impact Report
ACOE	Army Corp of Engineers	EOC	Emergency Operations Center
ADA	Americans with Disabilities Act	EPA	Environmental Protection Agency
ALPRs	Automated License Plate Readers	Expwy	Expressway
Ave.	Avenue	FCC	Federal Communications Commission
BAAQMD	Bay Area Air Quality Management District	FD	Fire Department
BART	Bay Area Rapid Transit	FEMA	Federal Emergency Management Admin
Blvd.	Boulevard	FF&E	Furnishings, Fixtures, & Equipment
CAD	Computer Aided Design	FSAS	Fire Station Alert System
Caltrans	California Department of Transportation	FY	Fiscal Year
CAP	Climate Action Plan	GHG	Greenhouse Gas
CATV	Cable Television	GIS	Geographic Information System
CCPI	California Consumer Price Index	Gov.	Government
CCTV	Closed-Circuit Television	GPS	Global Positioning System
CDBG	Community Development Block Grant	Haz Mat	Hazardous Materials
CEQA	California Environmental Quality Act	HOV	High-Occupancy Vehicle
CFD	Community Facilities District	HVAC	Heating, Ventilating and Air Conditioning
CIP	Capital Improvement Program	I	Interstate
CMMS	Computerized Maintenance Management System	ID	Identification
CMO	City Manager's Office	IT	Information Technology
COPS	Citizen Options for Public Safety Grant	Imprv.	Improvement
CPI	Consumer Price Index	k	Thousand
CRK	Creek	LAFCO	Local Agency Formation Commission
Ct.	Court	LED	Light-Emitting Diode
DB#	Basic Infrastructure Program Identification Number in Milpitas Transit Area Infrastructure Financing technical report dated June 2008 by EPS	LID	Local Improvement District
DG	Decomposed Granite	LLMD	Light & Landscape Maintenance District
DHS	Department of Health Service	LRT	Light Rail Transit

Abbreviations (continued)

M	Million
MRP	Municipal Regional Stormwater Permit
MSC	Milpitas Sports Center
MUSD	Milpitas Unified School District
N.	North
NFPA	National Fire Protection Association
No.	Number
Nos.	Numbers
O&M	Operating and Maintenance
OBAG	One Bay Area Grant
OES	Office of Environmental Services
OSHA	Occupational Safety and Health Admin
PC	Planning Commission
PD	Police Department
Ped.	Pedestrian
PG&E	Pacific, Gas, & Electric
Pkwy	Parkway
PMS	Pavement Management System
POC	Pedestrian Overcrossing
PRV	Pressure Reducing Valves
PUC	Public Utility Commission
PW	Public Works Department
Rd.	Road
RDA	Redevelopment Agency
Rehab.	Rehabilitation
RFP	Request for Proposal
(Rmb)	Reimbursement
Reimb.	Reimbursement
ROW	Right-of-Way
RMS	Records Management System
RSFS	Radar Speed Feedback Signage
R/W	Right-of-Way
RWQCB	Regional Water Quality Control Board

S.	South
SB	Senate Bill
SB1 RMRA	Senate Bill 1 Road Maintenance and Rehabilitation Account
SBWRP	South Bay Water Recycling Program
SC	Santa Clara
SCADA	Supervisory Control and Data Acquisition
SCVWD	Santa Clara Valley Water District
SF	Square Feet
SFPUC	San Francisco Public Utilities Commission
SJ	San Jose
SR237	State Route 237
sq. ft.	Square Feet
Specs.	Specifications
St.	Street
Std.	Standard
STIP	State Transportation Improvement Program
SVRCS	Silicon Valley Regional Communications System
TASP	Transit Area Specific Plan
TADIF	Transit Area Development Impact Fee
TIF	Traffic Impact Fee
TOT	Transient Occupancy Tax
TPI	Transit Performance Initiative
UBC	Uniform Building Code
UFMP	Urban Forestry Management Plan
UPRR	Union Pacific Railroad
UUD	Underground Utility District
UPS	Uninterrupted Power Supply
Veh.	Vehicle
VTa	Santa Clara Valley Transportation Authority
WPCP	Water Pollution Control Plant
Wy.	Way
YTD	Year to Date

Glossary of Terms

Accomplishment – Programs and activities successfully completed in the prior fiscal year.

Agency Funds – One of four types of fiduciary funds. Agency funds are used to report resources held by the reporting government in a purely custodial capacity (assets equal liabilities).

Appropriation – An authorization made by the City Council that permits officials to incur obligations against and to make expenditures of resources. Appropriations are usually made for fixed amounts and are typically granted for a one-year period.

Assessed Valuation – The value of real property and improvements, as determined by the County Assessor, against which the property tax levy is assessed.

Asset – Resources owned or held by a government that have a monetary value.

Balanced Budget – A balanced budget is defined as a budget where the anticipated operating revenues and other financing resources including carryover of outstanding encumbrances from prior year are equal to or exceed operating expenditures.

Bond – A financial obligation for which the issuer promises to pay the bondholder a specified stream of future cash flows, including periodic interest payments and a principal repayment.

Budget – A plan of financial operation embodying an estimate of proposed expenditures for a given period of time and the proposed means of financing them.

Budget Calendar – The schedule of key dates which City government follows in preparation and adoption of the budget.

Building Permit Fee – Fee required for new construction or for any alteration or addition to a residence or commercial building. The fee is based on valuation. Electrical or plumbing/mechanical work also requires a similar permit with an itemized fee schedule.

Business License Tax – A tax imposed upon businesses in the community. The fee is a flat rate plus a minimal charge per employee.

Capital Assets – Assets of significant value and having a useful life of several years (the term fixed assets is also used).

Capital Budget – A plan of proposed capital expenditures and the appropriations to finance them. The capital budget is usually enacted as part of the complete annual budget that includes both an operating component and a capital component. The capital budget should be based on a capital improvement program (CIP) and is typically the first year of a multi-year CIP.

Capital Improvement – Projects which purchase or construct capital assets. Typically capital improvements include new street improvements, park development, the acquisition of land, major construction of public facilities, and major maintenance/repair projects such as street resurfacing or modifications to public facilities.

Capital Improvement Program – A comprehensive five-year plan of implementing proposed capital projects which identifies priorities as to need, cost, and method of financing during the next five years. The first year of the CIP is typically adopted as the current capital budget.

Capital Projects Fund – Fund type used to account for financial resources to be used for the acquisition or construction of major capital facilities (other than those financed by proprietary funds).

Contractual Services – Services rendered to a government by private firms, individuals, or other governmental agencies. Examples include utilities, rent, maintenance agreements and professional consulting services.

Debt Service – Payment of interest and repayment of principal to holders of the City's debt instruments.

Department – An organizational unit of government which is functionally unique in its delivery of services.

Effectiveness – The degree to which an entity, program or procedure is successful at achieving its goals and objectives.

Efficiency – The degree to which an entity, program or procedure is successful at achieving its goals and objectives with the least use of scarce resources. Efficiency necessarily presupposes effectiveness.

Encumbrances – Commitments against an approved budget for unperformed (executed) contracts for goods and services. They cease to be encumbrances when the obligations are paid or otherwise terminated.

Enterprise Fund – Used to account for specific services, i.e. water and sewer, which are funded directly by fees and charges to external users.

Equipment Charges – Charges or "rental fees" charged to user departments to defray the cost of maintaining the equipment used and to replace the equipment when it exceeds its useful life.

Expenditure – The payment of cash on the transfer of property or services for the purpose of acquiring an asset, service or settling a loss.

Expense – Charges incurred for operations, maintenance, interest or other charges.

Final Budget – The budget document adopted by resolution following the budget hearings in June of each year. The document formally incorporates any Council changes to the preliminary budget, resulting from the budget hearings.

Fiscal Year – The financial year for the City of Milpitas is July 1 through June 30 of the subsequent year.

Fixed Assets – Assets of long-term character that are intended to continue to be held or used, such as land, buildings, machinery, furniture or other equipment.

Franchise Fee – A regulatory fee charged to utility companies for the privilege of doing business in the City of Milpitas, i.e. garbage franchise fee, gas and electric franchise fee, and nitrogen gas franchise fee.

Fund – An independent fiscal and accounting entity used to record all financial transactions related to the specific purpose for which the fund was created.

Gas Tax – Share of revenue derived from State taxes on gasoline.

General Fund – The main operating fund of the City.

Governmental Funds – Funds generally used to account for tax-supported activities. There are five different types of governmental funds: the general fund, special revenue funds, debt service funds, capital projects funds and permanent funds.

Infrastructure – The physical assets of a government (i.e. streets, water and sewer systems, public buildings and parks).

Interest – Income resulting from the prudent investment of idle cash. The types of investments are controlled by the City's Investment Policy in accordance with the California Government Code.

Level of Service – A description of the services provided, or activities performed, and the cost and personnel requirements.

Line Item – The description of an object of expenditure, i.e. salaries, supplies, contract services, etc.

Operating Budget – A financial plan for the provision of direct services and support functions.

Park Development Fee – The fee paid by a developer or sub-developer for park or recreation purposes in lieu of the dedication of land.

Prior-Year Encumbrances – Obligations from previous fiscal years in the form of purchase orders, contracts or salary commitments which are chargeable to an appropriation, and for which a part of the appropriation is reserved. They cease to be an encumbrance when the obligations are paid or otherwise terminated.

Proposed Budget – The budget document recommended by the City Manager that is approved as may be amended by the City Council during budget hearings. The hearings are held in May or June, and the approval of the Preliminary Budget gives spending authority effective each July 1st for the subsequent fiscal year.

Proprietary Funds – Funds that focus on the determination of operating income, changes in net assets (or cost recovery), financial position, and cash flows. There are two different types of proprietary funds: enterprise funds and internal service funds.

Redevelopment – The planning, development, replanning, redesign, clearance, reconstruction, or rehabilitation of real property, and the provision of such residential, commercial, industrial, public, or other structures appropriate to the general welfare of the City.

Reserves – A savings account maintained for restricted use, i.e. self-insurance programs, capital improvement projects, or for unrestricted use to protect the City from emergencies or unanticipated expenditures.

Special Revenue Fund – Used to account for revenue that is set aside for restricted use, e.g. gas tax receipts are set aside in such a fund to be used solely for street improvements.

Supplemental Appropriation – An additional appropriation made by the governing body after the budget year has started.

Taxes – Compulsory charges levied by a government for the purposes of financing services performed for the common benefit of the people. This term does not include specific charges made against particular persons or property for current or permanent benefit, such as special assessments.





455 E. Calaveras Blvd. Milpitas, CA 95035
(408) 586-3300 • www.ci.milpitas.ca.gov



CITY OF MILPITAS AGENDA REPORT (AR)

Item Title:	Hold a Public Hearing to Consider the Approval of the Draft FY 2019-2020 Community Development Block Grant (CDBG)'s Consolidated Annual Performance and Evaluation Report (CAPER)
Category:	Public Hearings-Community Development
Meeting Date:	4/6/2021
Staff Contact:	Sharon Goei, 408-586-3260; Robert Musallam, 408-586-3275
Recommendations:	1. Open the public hearing, hear testimony, then move to close the public hearing. 2. Approve the draft FY 2019-2020 Community Development Block Grant (CDBG)'s Consolidated Annual Performance and Evaluation Report (CAPER). 3. Authorize the City Manager, or designee, to make any necessary changes and to submit the approved draft FY 2019-2020 CAPER to the U.S. Department of Housing and Urban Development (HUD) to comply with CDBG requirements.

Background:

At the end of the CDBG program year, the Consolidated Annual Performance and Evaluation Report (CAPER) is required to be submitted to the U.S. Department of Housing and Urban Development (HUD). The CAPER summarizes the accomplishments of the past funding cycle and the progress towards the priority needs and goals identified in the Consolidated Plan.

The 2019-2020 CAPER describes the City's activities for FY 2019-2020 and the accomplishments toward meeting the priority needs and goals from the 2017-2022 Consolidated Plan. The CAPER further describes actual expenditures and outcomes relative to the targets in the FY 2019-2020 Annual Action Plan. This CAPER is the third progress report for the 2017-2022 Consolidated Plan that was approved by the City Council in 2017.

Analysis:

The CAPER identifies some of the major accomplishments in 2019-2020:

- **Catholic Charities' Long-Term Care Ombudsman Program** advocates for the rights of seniors and disabled residents in long-term care facilities, and made 76 unduplicated visits to Milpitas residents in long-term care.
- **Child Advocates of Silicon Valley** is the only agency in Santa Clara County that provides court-appointed special advocates (CASA) to each foster child. Child Advocates of Silicon Valley served and connected 7 Milpitas foster youth and children to CASAs.
- **Next Door Solutions to Domestic Violence** provided 46 residents supportive services and emergency shelter to victims of domestic violence. Additionally, 49 residents were provided crisis counseling, risk assessment and legal assistance. Next Door Solutions responded to 143 crisis hotline calls in FY 2019-20.
- **The Health Trust' Meals on Wheels Program** provided 3,881 hot meals to 31 homebound, low-income seniors.
- **Project Sentinel** is contracted to handle fair housing and tenant-landlord cases. For the year, Project Sentinel handled 6 fair housing cases and provided 8 drop-in clinic services at City Hall.

- **Senior Adults Legal Assistance** provided free legal services to qualified seniors and provided services to 34 Milpitas clients age 62 years or older.
- **Silicon Valley Independent Living Center** provided housing services for low- and very-low income persons with disabilities to 31 individuals.
- **YWCA Silicon Valley** provided supportive services and emergency shelter to victims of domestic violence by responding to 38 crisis calls via the 24-hour crisis line and served 114 persons with crisis counseling identified by the Milpitas Police Department.
- **LifeMoves'** capital project has been delayed due to COVID-19. Estimated completion date will be April 2021.
- **Rebuilding Together Silicon Valley** preserves affordable housing by providing safety, energy efficiency, accessibility repairs and improvements to qualified low-income homeowners. Rebuilding Together made housing repairs for 28 Milpitas households, serving 51 total Milpitas residents.
- **Terrace Gardens Senior Housing** is an affordable housing rental apartment for seniors. Terrace Gardens met their goal of replacing one boiler, updating the flooring in the common area dining room, and replacing the ice machine.

Following the original Santa Clara County Shelter-in-Place order on March 16, 2020, non-essential capital projects funded by CDBG were temporarily halted. The LifeMoves and Terrace Gardens capital projects experienced delays in their anticipated timelines due to the local government shutdowns. It should be noted that as of this writing, Terrace Gardens has completed their project and LifeMoves will have their project completed by April 2021. Each of the subgrantees during this fiscal year showed great flexibility and continued to provide essential services to the most vulnerable residents of Milpitas by shifting to virtual/telephone services when possible, increasing informational workshops and outreach, and taking extra safety precautions to ensure the health and safety of all individuals being served.

Fiscal Impact:

There is no fiscal impact to the City budget other than staff time related to this item.

California Environmental Quality Act:

The action being considered has no potential for causing a significant effect on the environment and is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3).

Recommendations:

1. Open the public hearing, hear testimony, then move to close the public hearing.
2. Approve the draft FY 2019-2020 Community Development Block Grant (CDBG)'s Consolidated Annual Performance and Evaluation Report (CAPER).
3. Authorize the City Manager, or designee, to make any necessary changes and to submit the approved draft FY 2019-2020 CAPER to the U.S. Department of Housing and Urban Development (HUD) to comply with CDBG requirements.

Attachment:

Draft FY 2019-2020 CAPER



CITY OF MILPITAS

DRAFT CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT (CAPER)

2019-2020

DRAFT

City of Milpitas
Consolidated Annual Performance and Evaluation Report (CAPER) FY 2019-2020
TABLE OF CONTENTS

CR-05 - Goals and Outcomes.....	2
CR-10 - Racial and Ethnic composition of families assisted	7
CR-15 - Resources and Investments 91.520(a)	8
CR-20 - Affordable Housing 91.520(b)	10
CR-25 - Homeless and Other Special Needs 91.220(d, e); 91.320(d, e); 91.520(c)	12
CR-30 - Public Housing 91.220(h); 91.320(j)	14
CR-35 - Other Actions 91.220(j)-(k); 91.320(i)-(j).....	15
CR-40 - Monitoring 91.220 and 91.230	18
CR-45 - CDBG 91.520(c).....	19

CR-05 - Goals and Outcomes

Progress the jurisdiction has made in carrying out its strategic plan and its action plan.

91.520(a)

This could be an overview that includes major initiatives and highlights that were proposed and executed throughout the program year.

The City of Milpitas receives CDBG funds to carry its activities and programs as described in the Consolidated Plan (2017-2022). The following goals are the basis for the activities approved and funded in the Fiscal Year 2019-2020 Annual Action Plan:

- Maintain and Preserve Existing Housing
- New Affordable Housing
- Affordable Housing Rental Rehabilitation
- Community Funding/Public Services
- Public services for low- and moderate-income residents at risk of eviction
- Fair Housing
- Public Services for Children and Youth
- Public Services for Seniors
- Public services for Domestic Violence Support
- Public Improvements including accessibility and improving public facilities
- Assist Microenterprises and Small Businesses
- Explore the use of HUD Section 108 Loan Guarantee Program

Below highlights the funded organizations' accomplishments:

- **Catholic Charities' Long Term Care Ombudsman Program** advocates for the rights of seniors and disabled residents in long term care facilities, made 76 unduplicated visits to Milpitas residents in long-term care.
- **Child Advocates of Silicon Valley** is the only agency in the County that provides court-appointed volunteers (CASA) to each foster child. Child Advocates of Silicon Valley served and connected 7 Milpitas foster children youth and children to CASAs.
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- **Senior Adults Legal Assistance** provided free legal services to qualified seniors and provided services to 34 Milpitas clients age 62 years or older.
- **Silicon Valley Independent Living Center** provided housing services for persons with

disabilities to 31 individuals.

- **YWCA Silicon Valley** provided supportive services and emergency shelter to victims of domestic violence by responding to 38 crisis calls via the 24-hour crisis line, and served 114 persons with crisis counseling identified by the Milpitas Police Department.
- **LifeMoves** project has been delayed due to COVID-19. Estimated completion date will be April 2021.
- **Rebuilding Together Silicon Valley** preserves affordable housing by providing safety, energy efficiency, accessibility repairs and improvements to qualified low income homeowners. Rebuilding Together made housing repairs for 28 Milpitas households, serving 51 total Milpitas residents.
- **Terrace Gardens Senior Housing** is an affordable housing rental apartment for seniors. Terrace Gardens met their goal of replacing one boiler, updating the flooring in the common area dining room, and replacing the ice machine.

Comparison of the proposed versus actual outcomes for each outcome measure submitted with the consolidated plan and explain, if applicable, why progress was not made toward meeting goals and objectives. 91.520(g)

Categories, priority levels, funding sources and amounts, outcomes/objectives, goal outcome indicators, units of measure, targets, actual outcomes/outputs, and percentage completed for each of the grantee's program year goals.

Goal	Category	Source / Amount	Indicator	Unit of Measure	Expected – Strategic Plan	Actual – Strategic Plan	Percent Complete	Expected – Program Year	Actual – Program Year	Percent Complete
Maintain and Preserve Existing Housing	Affordable Housing Non-Homeless Special Needs	\$500,000	Owner occupied units rehabilitated or improved	Household housing unit	38	88	232%	37	28	76%
New Affordable Housing	Affordable Housing	\$100,000	Rental units constructed	Units Constructed	100	100	100%	n/a	n/a	n/a
Affordable Housing Rental Rehabilitation	Non-housing community development	\$300,000	Rental units rehabilitated	Units rehabilitated	148	1298	877%	444	444	100%
Community Funding/Public Services	Homeless Non-Homeless Special Needs	\$125,000	Number of persons assisted	Persons assisted	1145	2325	203%	n/a	n/a	n/a
Public services for low- and moderate-income residents at risk of eviction	Non-homeless special needs Homeless	\$391,400	Homelessness Prevention	Persons assisted	225	n/a	n/a	n/a	n/a	n/a
Fair Housing	Affordable Housing Non-homeless special needs	\$50,000	Number of persons assisted	Persons assisted	16	157	981%	44	113	257%
Public Services for Children and Youth	Non-homeless special needs Non-housing community development	\$75,000	Number of persons assisted	Persons assisted	175	49	28%	7	7	100%
Public Services for Seniors	Non-homeless special needs Non-housing community development	\$75,000	Number of persons assisted	Persons assisted	120	1088	907%	185	172	93%

Public services for Domestic Violence Support	Non-homeless special needs	\$50,000	Number of persons assisted	Persons assisted	50	232	464%	78	72	92%
Public Improvements including accessibility and improving public facilities	Non-housing community development	\$80,000	Number of persons assisted with improved access to a facility or infrastructure benefit	Persons assisted	5000	68	1%	16	16	100%
Assist Microenterprises and Small Businesses	Non-housing community development	\$200,000	Businesses assisted	New Businesses assisted	38	n/a	n/a	n/a	n/a	n/a
Explore the use of HUD Section 108 Loan Guarantee Program	Affordable Housing Homeless Non-housing community development	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a

Table 1 - Accomplishments – Program Year & Strategic Plan to Date | Sections labeled TBD will be reported on the FY20-21 CAPER

Assess how the jurisdiction's use of funds, particularly CDBG, addresses the priorities and specific objectives identified in the plan, giving special attention to the highest priority activities identified.

In June 2020, the City Council substantially amended the Consolidated Plan to address key priorities City residents needed as a result of the COVID-19 pandemic. The CDBG priorities are as follows:

- Maintain and Preserve Existing Housing
- New Affordable Housing
- Affordable Housing Rental Rehabilitation
- Community Funding/Public Services
- Public services for low- and moderate-income residents at risk of eviction
- Fair Housing
- Public Services for Children and Youth
- Public Services for Seniors
- Public services for Domestic Violence Support
- Public Improvements including accessibility and improving public facilities
- Assist Microenterprises and Small Businesses
- Explore the use of HUD Section 108 Loan Guarantee Program

The City established three new priorities: (1) Public services for low- and moderate-income residents at risk of eviction, (2) assist microenterprises and small businesses, and (3) explore the use of HUD section 108 loan guarantee program.

The City has placed a high emphasis on assisting its aging senior population. Four public service allocations totaling \$50,787 were approved benefiting seniors who are aging in place with long term care, with hot meals via Meal on Wheels, with housing search assistance, and free legal services. Additionally, Terrace Gardens, an 100% affordable senior housing development was allocated \$84,000 in CDBG funding for necessary capital improvements to the property. And finally, Rebuilding Together Silicon Valley was allocated \$175,000 to provide necessary repairs, upgrades, and modifications for low income residents, mainly seniors, in Milpitas.

Additionally, the City allocated \$30,523 for public service activities to benefit victims of domestic violence and \$10,000 to Project Sentinel to provide Fair Housing counseling to at risk tenants in Milpitas.

CR-10 - Racial and Ethnic composition of families assisted

Describe the families assisted (including the racial and ethnic status of families assisted).

91.520(a)

	CDBG
White	306
Black or African American	26
Asian	451
American Indian or American Native	6
Native Hawaiian or Other Pacific Islander	6
American Indian/Alaskan Native & White	0
Asian & White	0
Black/African American & White	5
A. Indian/Alaskan Native & Black/African A.	1
Other Multi-Racial	51
Total	852
Hispanic	179
Not Hispanic	673

Table 2 – Table of assistance to racial and ethnic populations by source of funds

Narrative

The data gathered is reflective of the City's demographic as a whole. The table represents the data reported of the Millpitas residents served during the program year of 2019-2020.

CR-15 - Resources and Investments 91.520(a)

Identify the resources made available

Source of Funds	Source	Resources Made Available	Amount Expended During Program Year
CDBG	CDBG	\$608,734	\$397,267.05
HOME	HOME		
HOPWA	HOPWA		
ESG	ESG		
Other	Other		

Table 3 - Resources Made Available

Narrative

The attached PR26 reported \$397,267.05 in CDBG funds that were expended in the reporting program year. The LifeMoves and Terrace Gardens capital projects were affected by COVID-19. Both projects had to pause due to local government shut downs, which created delays in the timing of the projects. It should be noted that as of this writing, Terrace Gardens has completed their project and LifeMoves will have their project completed by April 2021.

Identify the geographic distribution and location of investments

Target Area	Planned Percentage of Allocation	Actual Percentage of Allocation	Narrative Description

Table 4 – Identify the geographic distribution and location of investments

Narrative

The City of Milpitas has not established specific geographic target areas. CDBG funds serve low to moderate income persons, citywide.

Leveraging

Explain how federal funds leveraged additional resources (private, state and local funds), including a description of how matching requirements were satisfied, as well as how any publicly owned land or property located within the jurisdiction that were used to address the needs identified in the plan.

The City anticipates CDBG funds to remain constant at about the \$600,000 per year level. In conjunction with this federal program, the City will receive additional funding in the form of program income – payments paid into revolving loan fund.

No other federal funds were leveraged during this fiscal year.

CR-20 - Affordable Housing 91.520(b)

Evaluation of the jurisdiction's progress in providing affordable housing, including the number and types of families served, the number of extremely low-income, low-income, moderate-income, and middle-income persons served.

	One-Year Goal	Actual
Number of Homeless households to be provided affordable housing units	0	0
Number of Non-Homeless households to be provided affordable housing units	0	0
Number of Special-Needs households to be provided affordable housing units	0	0
Total	0	0

Table 5 – Number of Households

	One-Year Goal	Actual
Number of households supported through Rental Assistance	0	0
Number of households supported through The Production of New Units	0	0
Number of households supported through Rehab of Existing Units	444	444
Number of households supported through Acquisition of Existing Units	0	0
Total	444	444

Table 6 – Number of Households Supported

Discuss the difference between goals and outcomes and problems encountered in meeting these goals.

The high cost of land in the County and the City itself, has been an obstacle in developing affordable housing projects. The development of housing for homeless persons and households due to the low level of affordability, will need deeper gap funding, leverage of funding and competition of funding thereof.

Discuss how these outcomes will impact future annual action plans.

The goal of creating more affordable housing will continue to be a goal in future action plans. However, the increasingly high cost of construction coupled with surging land costs have made the creation of deeply affordable housing (low, very-low, and extremely-low income) very challenging.

Include the number of extremely low-income, low-income, and moderate-income persons served by each activity where information on income by family size is required to determine the eligibility of the activity.

Number of Households Served	CDBG Actual	HOME Actual
Extremely Low-income	138	0
Low-income	306	0
Moderate-income	0	0
Total	444	0

Table 7 – Number of Households Served

Narrative Information

Terrace Gardens, a 100% extremely low and low-income affordable housing rental development made capital improvements to their common area flooring, the commercial ice machine, and one of their boilers.

CR-25 - Homeless and Other Special Needs 91.220(d, e); 91.320(d, e); 91.520(c)

Evaluate the jurisdiction's progress in meeting its specific objectives for reducing and ending homelessness through:

Reaching out to homeless persons (especially unsheltered persons) and assessing their individual needs

In October 2019, the City created a Pilot Rent Relief Program and allocated \$100,000 from the City's Affordable Housing Fund to assist the City's at-risk population to prevent eviction, displacement, and to provide financial support for other critical housing needs. In March 2020, with the onset of the COVID-19 pandemic, the City allocated an additional \$100,000 from the Affordable Housing Fund to assist those who had been affected by the pandemic and whose housing situations were at risk. With these funds, the City assisted in the prevention of 40 households and 140 Milpitas residents from potential eviction.

Addressing the emergency shelter and transitional housing needs of homeless persons

The City continues to work closely with the County Continuum of Care and the Santa Clara County Office of Supportive Housing to address the emergency shelter and transitional housing needs of our homeless residents. In the next fiscal year, the City will report that they have formalized an outreach and assessment agreement with the County of Santa Clara to provide on-site case management, assessment, and referral to other services to help house our homeless population.

Helping low-income individuals and families avoid becoming homeless, especially extremely low-income individuals and families and those who are: likely to become homeless after being discharged from publicly funded institutions and systems of care (such as health care facilities, mental health facilities, foster care and other youth facilities, and corrections programs and institutions); and, receiving assistance from public or private agencies that address housing, health, social services, employment, education, or youth needs

The City continues to work closely with the County Continuum of Care and the Santa Clara County Office of Supportive Housing to address the emergency shelter and transitional housing needs of our homeless residents. In the next fiscal year, the City will report that they have formalized an outreach and assessment agreement with the County of Santa Clara to provide on-site case management, assessment, and referral to other services to help house our homeless population. The City is also able to provide deposit assistance to these families using our Rent Relief funding to help families obtain housing.

Helping homeless persons (especially chronically homeless individuals and families, families with children, veterans and their families, and unaccompanied youth) make the transition to permanent housing and independent living, including shortening the period of time that individuals and families experience homelessness, facilitating access for homeless individuals and families to affordable housing units, and preventing individuals and families who were

recently homeless from becoming homeless again

The City continues to work closely with the County Continuum of Care and the Santa Clara County Office of Supportive Housing to address the emergency shelter and transitional housing needs of our homeless residents. In the next fiscal year, the City will report that they have formalized an outreach and assessment agreement with the County of Santa Clara to provide on-site case management, assessment, and referral to other services to help house our homeless population.

CR-30 - Public Housing 91.220(h); 91.320(j)

Actions taken to address the needs of public housing

This is not applicable, there are no public housing developments in the City of Milpitas.

Actions taken to encourage public housing residents to become more involved in management and participate in homeownership

Not applicable.

Actions taken to provide assistance to troubled PHAs

Not applicable.

CR-35 - Other Actions 91.220(j)-(k); 91.320(i)-(j)

Actions taken to remove or ameliorate the negative effects of public policies that serve as barriers to affordable housing such as land use controls, tax policies affecting land, zoning ordinances, building codes, fees and charges, growth limitations, and policies affecting the return on residential investment. 91.220 (j); 91.320 (i)

Resolution No. 8523

The City adopted Resolution No. 8523 on February 2, 2016, which recognizes homelessness as a crucial problem in the County and will help contribute to future affordable housing projects that will house homeless.

Affordable Housing Ordinance 297

In June 2018, the City Council passed Affordable Housing Ordinance 297 which requires all new residential development projects of 10 units or more designed and intended for permanent occupancy shall construct 15% of the total number of dwelling units within the development as affordable units.

Housing Opportunity Zone

The project will establish a new 'overlay district' within established critical priority areas of Milpitas and complete the associated California Environmental Quality Act (CEQA) analysis to accelerate housing production in the City. The Housing Opportunity Zone (HOZ) will provide objective standards and incentives to developers to encourage and support the development of by-right, affordable, and supportive housing projects, including housing for special-needs residents.

The project would streamline housing approvals and accelerate housing production by providing clarity and certainty to developers to stimulate development in priority areas. Incentives to developers may include reduced parking requirements, additional density bonuses beyond the State Density Bonus, increased allowable heights, streamlined permitting processes, and fee waivers.

Actions taken to address obstacles to meeting underserved needs. 91.220(k); 91.320(j)

The City of Milpitas is working with the County and also Santa Clara County Office of Supportive Housing to address the needs of unhoused population.

Actions taken to reduce lead-based paint hazards. 91.220(k); 91.320(j)

Historically, the County of Santa Clara has received funding from State's Department of Health Service and Federal Government for Center for Disease Control to implement a Childhood Lead Poisoning Prevention Program. The funded programs include: community outreach screen, case

management and public education to inform low-to-moderate income and older communities. The project will then follow up with environmental testing, lead-based education, blood-lead testing for children, hazard reduction grants and follow up with monitoring and testing. Milpitas has adopted a Lead-Based Paint Management Plan which complies with HUD Based Paint regulations, which outlines the required states of abatement and remediation for rehabilitation projects. In addition the City publicize, and identifies lead-based hazards and older residential projects through its Code Enforcement Division and Building Department. In addition, projects undergoing rehabilitation, especially under the City's Rehabilitation Loan Program, is supported through abatement and technical assistance of how to proceed with mitigating lead based paint hazards.

Actions taken to reduce the number of poverty-level families. 91.220(k); 91.320(j)

The City of Milpitas will continue to prioritize funding towards agencies that provides services for the at-risk of homeless and those experiencing homelessness. In the 2019-2020, the City funded Next Door Solutions to Domestic Violence, YWCA Silicon Valley. Both Next Door Solutions to Domestic and YWCA Silicon Valley provides emergency shelter for victims of domestic violence and her children. The City will continue exploring ways to partner with the County to produce Rapid-Rehousing (RRH) and Permanent Supportive Housing (PSH) units with the County Measure A funding to help the poverty-level families as well as producing Extremely Low Income (ELI) housing.

Actions taken to develop institutional structure. 91.220(k); 91.320(j)

The City is striving to improve intergovernmental and private sector cooperation to synergize efforts resources and develop new revenues for community service needs and the production of affordable housing. Continued collaborative efforts include:

Regular quarterly meetings between entitlement jurisdictions at the CDBG Coordinators meeting.

Meet with Regional Housing Working Group

Joint jurisdiction Request for Proposals and project review committees

Coordination on project management for projects funded by multiple jurisdictions

Actions taken to enhance coordination between public and private housing and social service agencies. 91.220(k); 91.320(j)

The City benefits from a strong jurisdiction and region-wide network of housing and community development partners, such as the County and the CoC. To improve intergovernmental and private sector cooperation, the City will continue to participate with other local jurisdictions and developers in sharing information and resources.

Identify actions taken to overcome the effects of any impediments identified in the jurisdictions analysis of impediments to fair housing choice. 91.520(a)

The City continues to provide funding for Project Sentinel, who the City contracts for fair housing issues. Project Sentinel is a private, non-profit agency providing fair housing, tenant-landlord counseling, and dispute resolution services. Additional services include counseling, case intake, education, and outreach. Other services include HUD-certified mortgage default counseling and First-Time Homebuyer workshops are open to Milpitas residents.

CR-40 - Monitoring 91.220 and 91.230

Describe the standards and procedures used to monitor activities carried out in furtherance of the plan and used to ensure long-term compliance with requirements of the programs involved, including minority business outreach and the comprehensive planning requirements

The City of Milpitas Housing Division ensures all funded organization are in compliance and meet financing and programmatic requirements of HUD. Each organization is required to submit quarterly reports of their projects and how close it is to meeting their goals listed in the contracts with the City.

In addition the organization must submit invoices for reimbursements that documents what services have been rendered. In addition of monitoring of CDBG funding, HUD's CDBG 1.5 Timeliness Requirement requires that the City have no more than 1.5 times its entitlement grant allocation in its account.

Citizen Participation Plan 91.105(d); 91.115(d)

Describe the efforts to provide citizens with reasonable notice and an opportunity to comment on performance reports.

As described in the City's approved Citizen Participation Plan, the CAPER was made available in the Public Library, City's Website, City Hall and per request via email to the public for public comment for 15 days. A public notice was published in the Milpitas Post and website on March 19, 2021. Due to the ongoing COVID-19 pandemic, the public is encouraged to comment via email to staff.

CR-45 - CDBG 91.520(c)

Specify the nature of, and reasons for, any changes in the jurisdiction's program objectives and indications of how the jurisdiction would change its programs as a result of its experiences.

There are no changes in objectives of the program.

Does this Jurisdiction have any open Brownfields Economic Development Initiative (BEDI) grants?

No

[BEDI grantees] Describe accomplishments and program outcomes during the last year.

CR-45 - CDBG 91.520(c)

Specify the nature of, and reasons for, any changes in the jurisdiction's program objectives and indications of how the jurisdiction would change its programs as a result of its experiences.

There are no changes in objectives of the program.

Does this Jurisdiction have any open Brownfields Economic Development Initiative (BEDI) grants?

No

[BEDI grantees] Describe accomplishments and program outcomes during the last year.



CITY OF MILPITAS AGENDA REPORT (AR)

Item Title:	Receive a Staff Presentation on the Status of Accessory Dwelling Units (ADUs) in Milpitas and the City's Efforts to Increase ADU Production
Category:	Community Development
Meeting Date:	4/6/2021
Staff Contact:	Ned Thomas, Director of Planning, 408-586-3273 Sharon Goei, Director of Building Safety & Housing, 408-586-3260
Recommendation:	Receive a staff presentation on the status of Accessory Dwelling Units (ADUs) in Milpitas and the City's efforts to increase Accessory Dwelling Units production and provide guidance and direction as needed.

Background:

Per the City Council's request to City staff to provide an update on the status of Accessory Dwelling Units (ADUs) in Milpitas, this report summarizes the City's progress in facilitating and supporting ADU production.

ADUs, also known as granny flats, in-law units, and second units, are growing in popularity in California and throughout the nation as a low-cost, innovative housing type. As the State's housing crisis deepens, ADUs present an opportunity for built-out cities with little available land to efficiently and incrementally increase their housing supply through infill development.

State Efforts to Increase ADU Production

The State recognizes ADUs as an important source of affordable rental housing and a key solution to addressing California's housing needs. Over the years, the California Legislature has revised ADU law to streamline and facilitate ADU production by imposing limits on local authority to regulate ADUs. Since 2015, several bills have been passed that require cities to approve ADUs ministerially rather than through a discretionary process, limit parking requirements, eliminate some utility connection fees, and relax applicable zoning and development standards. The most recent legislation which took effect in 2020 builds on these efforts by allowing ADUs in all zoning districts where residential uses are permitted, requiring ministerial review for ADUs that meet certain objective criteria, establishing a 60-day time limit for review, eliminating the owner occupancy requirement through January 1, 2025, allowing ADUs on multi-family residential lots, and further relaxing zoning and parking requirements.

The State has also established several grant programs to help cities update their municipal codes and provide resources and implement these recent changes to State law. The State's Planning Grant Program, which is funded by the Building Homes and Jobs Act (SB 2), provides financial and technical assistance to local governments to prepare, adopt, and implement plans and process improvements that streamline housing approvals and accelerate housing production. One of its policy priority areas is to encourage ADUs and low-cost building strategies. Furthermore, in recognition of ADUs as a viable housing solution, the State allows local jurisdictions to count ADUs towards meeting their Regional Housing Needs Allocation (RHNA).

Due to the State's efforts, widespread adoption of local ADU ordinances, and support from the general public, ADU production is increasing in California. However, ADU construction is not occurring evenly across the State. While ADU production is rapidly rising in large cities with diverse and transit-accessible neighborhoods and high housing costs, production in other areas is lagging behind.

ADU Production in Milpitas

To comply with changes to the State legislation, the City has amended its local ADU regulations multiple times. The most recent amendment incorporates the latest State-mandated requirements for ADUs, includes additional requirements in hillside areas and objective design standards to address Milpitas' local context, and establishes a discretionary review for ADUs that do not conform to the standards outlined therein. For more information regarding the City's latest ADU Ordinance, refer to the [City Council Agenda Report dated June 2, 2020](#).

ADU production in Milpitas increased significantly from 2017 to 2019, but production slowed in 2020 due to the ongoing pandemic.

Building Permits Applied	2017	2018	2019	2020
Attached	6	7	20	15
Detached	0	9	27	12
Total	6	16	47	27

However, with many residential neighborhoods that can accommodate ADUs and are accessible by public transit, Milpitas is well-positioned to increase its ADU production. Therefore, City staff has initiated a suite of projects and programs to streamline ADU production and provide valuable, innovative resources to homeowners, architects, and builders. These efforts are described in greater detail below.

Analysis:

On May 26, 2020, the California Department of Housing and Community Development (HCD) notified staff that the City of Milpitas would receive \$310,000 in grant funding through the SB 2 Planning Grant Program. City Planning staff will use the grant funding to create land use and zoning tools to streamline housing approvals, comply with State legislation, and support the State's goal of addressing critical housing needs.

Development Handbook & ADU Toolkit

The Planning Department is preparing a Development Handbook and ADU Toolkit to clarify the City's development review process and ADU regulations, streamline ADU production, and improve customer service. In September 2020, the City contracted with Metta Urban Design for consultant services to complete the Development Handbook and ADU Toolkit. Staff anticipates completing the project by this summer.

The Development Handbook will provide a comprehensive and step-by-step explanation of the development review process from beginning to end, including an overview of the roles and responsibilities of all parties involved, the City's various development fees, and other relevant topics.

Staff is also working with the consultant to develop an ADU Toolkit to facilitate ADU production and inform, inspire, and guide homeowners through a full-service review process. The ADU Toolkit will provide user guides and illustrations to simplify the ADU process and requirements to help homeowners navigate these recent changes to State and local ADU regulations. The following topics will be covered: ADU types (attached, detached, or converted standard ADUs, Junior ADUs, and multifamily ADUs), review process, fees, design challenges, and legalization or unpermitted ADUs through the Safe ADU Legalization Program. The ADU Toolkit will also be launched in a web-friendly format to maximize its utility and accessibility.

Web-based ADU Visualization Tool

The Planning Department is also implementing a visual ADU web tool to complement the ADU Toolkit. While the Toolkit will provide a user guide with illustrations to educate the public regarding the approval process and applicable regulations in a user-friendly format, the web-based ADU visualization tool will allow homeowners to determine where an ADU can be located on their property. In October 2020, the City contracted with a tech-law firm called Symbium to utilize and implement their proprietary software program. Staff anticipates launching Symbium's web-based ADU Visualization Tool this summer in conjunction with release of the Development Review Handbook and ADU Toolkit.

Symbium's Web Tool will allow homeowners to visualize where an ADU can be located on their property in real-time based on the size and location of their property and Milpitas' development standards. Homeowners can also design their own ADUs by selecting or customizing pre-approved designs and locating them in compliance with applicable zoning and development standards. The publicly-accessible portal will also enable users to visualize and analyze existing conditions and perform searches and produce parcel reports with a summary of applicable regulations and development constraints (e.g., easements, flood zone boundaries, etc.). Additionally, the tool can generate reports and data on ADU development to provide a resource to City staff.

Along with the ADU Toolkit, Symbium's Web Tool is expected to significantly reduce permit processing times and increase ADU production.

ADU Programs & Resources

City staff has also created and implemented several ADU-related programs and resources to improve customer service. Based on a request from Councilmember Chua and at the direction of the full Council, the City launched an ADU Monday Program on Monday, March 15, to provide a simple and easy pathway for residents to explore the idea of developing an ADU on their property. The program, which has been very well received by the community, provides complimentary, one-stop consultation service to answer any questions regarding ADUs during a dedicated timeslot.

Staff also developed an [ADU webpage](#) with interactive illustrations of the main ADU types, frequently asked questions, and resources for homeowners (i.e., fees, parking requirements and exemptions, review process, and utility connections). Homeowners can also use the webpage to schedule a virtual ADU Monday appointment with Building Safety, Planning, and Land Development staff. In addition, homeowners can send questions regarding ADUs to a dedicated ADU e-mail account and consult with members from the three departments.

The Building Safety and Housing Department and Planning Department are partnering to launch a Safe ADU Legalization Program. On March 16, staff received Council approval to proceed with a one-year pilot program to assist and encourage residents to legalize and improve the safety of ADUs that were constructed or converted without permits, including illegally converted garages and others structures. Staff will create a Safe ADU Legalization checklist outlining key requirements of building as well as health and safety codes. Other program components include handouts outlining permitting and inspection procedures, community outreach through social media, and a potential Inspection Investigation Fee subsidy.

Fiscal Impact:

The cost to prepare the Development Handbook and ADU Toolkit and implement the ADU visualization tool will be fully covered by funds received from the HCD through the SB 2 Planning Grant Program. Staff time cost for creation and implementation of the Safe ADU Legalization Program is estimated at \$42,000 plus \$59,000 to \$89,000 for one year of program operation. The program can be absorbed by existing staff and no additional staffing or funding is required. However, there is an estimated \$90,000 in potential lost revenue for subsidy of the Inspection Investigation Fee, which will require a budget appropriation by Council in approximately June 2021.

California Environmental Quality Act:

Not applicable. The City's efforts to facilitate ADU production through programs and resources do not constitute a project in accordance with Section 15378 of the California Environmental Quality Act (CEQA) Guidelines.

Recommendation:

Receive a staff presentation on the status of ADUs in Milpitas and the City's efforts to increase ADU production and provide guidance and direction as needed.



CITY OF MILPITAS AGENDA REPORT (AR)

Item Title:	Receive a Staff Presentation on Bike and Scooter Share Options and Policy Considerations for Local Jurisdictions
Category:	Community Development
Meeting Date:	4/6/2021
Staff Contact:	Ned Thomas, Director of Planning, 408-586-3273
Recommendation:	Receive a staff presentation on bike and scooter share options and policy considerations for local jurisdictions and provide direction on a future pilot program.

Background:

Shared micromobility refers to a shared system of small, human- or electric-powered vehicles such as bikes, e-bikes, and e-scooters for short-term rental. Vehicles are generally rented through a mobile app or kiosk in the public right-of-way, and are intended for short trips. Shared micromobility can play an important role in the livability and sustainability of a city by helping residents and visitors connect to transit, reach nearby destinations, and get around without a car.

Bike and scooter share is rapidly emerging as a new transportation option to increase active transportation, fill important gaps in the transportation network, and reduce greenhouse gas emissions. In 2017, people in the US completed 35 million trips on shared bikes or scooters. This figure rose to 84 million in 2018 and 136 million in 2019. In 2020, the total number of trips made by all transportation modes dropped sharply due to the ongoing pandemic. However, many bike and scooter share systems experienced a much smaller drop in ridership, and have largely rebounded. Trips have generally shifted from commuting to recreational and social riding. Several cities across the Bay Area have implemented shared micromobility systems to capitalize on increasing ridership, demand, and investment in bicycle infrastructure.

City	Type	Service Area	Notes
Berkeley	Bikes	Citywide	E-scooter pilot program coming soon
Emeryville	Bikes	Citywide	Dock-less
Oakland	E-Scooters Bikes	Citywide Almost citywide	Dock-less Not in hillside areas & East Oakland
San Francisco	Bikes & E-Bikes E-Scooters	Citywide Citywide	Dock-less Dock-less
San Jose	Bikes & E-Bikes E-Scooters	Citywide Citywide	Dock-less; higher concentration in Downtown Dock-less

Other cities have elected to implement one-year pilot programs to assess the viability of bike and scooter share in their jurisdictions. Mountain View and Palo Alto launched their one-year bike and scooter share pilot programs in 2018 and renewed them in 2019.

Cities that have implemented bike and scooter share typically have strong public transit systems in place to support and benefit from shared micromobility. With the new Milpitas Bay Area Rapid Transit (BART) Station and existing Santa Clara Valley Transportation Authority (VTA) light-rail lines, Milpitas could benefit from a shared micromobility system that complements existing public transit and ongoing transit-oriented development. Furthermore, VTA is preparing a High-Capacity Transit Strategic Plan to identify and evaluate high-capacity transit corridors in Santa Clara County for future investment and enhanced transit service. In

recognition of Milpitas' growing importance as a regional transportation hub, two corridors that connect to the Milpitas Transit Center are under consideration. As Milpitas becomes a regional destination, a bike or scooter share program could benefit both residents and visitors.

Analysis:

Overview

Shared micromobility systems are designed to support residents, commuters, and visitors by enhancing connections to transit opportunities, major employers, and other critical destinations such as downtowns, retail centers, and entertainment areas. Systems can fill important gaps in the transportation network and provide an alternative option for end-to-end trips.

Shared micromobility systems may include standard bikes, pedal assist e-bikes, or e-scooters of various shapes and sizes. Unlike standard bikes, pedal assist e-bikes are battery-powered and need to be recharged. Pedal assist e-bikes are usually capped at 18 miles per hour, while e-scooters are regulated to no more than 15 miles per hour by State law. Due to safety concerns from potential crashes with pedestrians and automobiles, State law expressly prohibits e-scooters on sidewalks and limits them to bike lanes, bikeways, trails, and local streets with a maximum speed limit of 25 miles per hour.

Systems can be implemented through a permit program at no cost to the City beyond staff time. Typical user fees for single trips range from \$9 to \$20 per hour.

There are also a number of options for locking the vehicle at the end of the trip. Station-based bike and scooter share allows users to pick up a bike or scooter from a dock and return it to another dock belonging to the same system. Dockless bike and scooter share allows users to park at a bike rack or along the sidewalk within a defined service area. Bikes and scooters can be located and unlocked using a mobile app. Dockless bike and scooter share is designed for short, spontaneous trips and adds convenience for users who no longer need to worry about arriving at an empty station during pickup or a full station during dropoff. However, dockless systems present maintenance and operational challenges. Operators must redistribute bikes and scooters to meet demand, and cities must manage clutter on sidewalks to avoid drawbacks related to bike and scooter durability, economic sustainability, and visual impacts.

Policy Considerations

Cities typically develop a pilot program through a competitive bidding process and a time-limited permit to secure a company to implement a shared micromobility system within their jurisdictional boundaries. While bike and scooter share companies are responsible for operating and maintaining the system, cities are responsible for establishing and enforcing program parameters, such as location and pedestrian safety. The City would also need to create a capital improvement project to monitor, evaluate, enforce, and adjust policies over time. Key policy considerations for implementing a bike or scooter share program are outlined below.

Location: Cities that allow bike and scooter share companies to operate in the public right-of-way must identify appropriate locations for companies to locate docks, if operating a station-based system, and for users to park vehicles, if operating a dockless system. Docks or corrals can either be located along the sidewalk or in a designated shared micromobility parking zone on the street. If desired, cities can collaborate with major employers and retail centers to locate docks or corrals on private property. Users of dockless systems should be required to pick up and drop off vehicles in designated areas on the sidewalk. Cities should also provide guidelines for parking bikes and scooters in appropriate areas to maintain clear paths of travel for pedestrian and ensure safety for all.

Operation and Maintenance: Cities should coordinate with operators to determine an appropriate fleet size that efficiently meets the demand for shared micromobility. Fleet and equipment must be robustly designed for shared use, and operators should be required to share their maintenance procedures and schedules. Cities should also establish procedures and timelines for removal and relocation of inoperable, damaged, or improperly parked vehicles that may pose operational, accessibility, and safety concerns. Fleet rebalancing is another important component of system efficiency. Bikes and scooters must be redistributed to maximize the number of trips and ensure that all areas are adequately served.

Safety: Due to potential conflicts with drivers and pedestrians, shared micromobility programs should establish clear guidelines that support safety and increase the use and visibility of active transportation. Users should be required to comply with safety standards established by the Consumer Product Safety Commission and all other federal, state, and local safety requirements (e.g., speed limits, helmet requirements, etc.). While cities are responsible for enforcing safety requirements, cities should partner with operators to provide education regarding safe parking, vehicle operation, allowed riding locations, and other rules of the road. However, the most important factor for bike and scooter safety is street design. Major thoroughfares with vehicles traveling at high speeds, wide crossings, and minimal pedestrian and bicycle facilities present an unsafe environment for active transportation. Complete streets with robust bicycle facilities and traffic calming measures are important for the success of shared micromobility.

Permitting: In implementing a shared micromobility pilot program, many cities establish a time-limited permitting system to regulate companies allowed to operate in their jurisdiction and conduct business in the public right-of-way. Permits provide a mechanism to establish program parameters, requirements, and performance standards to achieve the desired goals. To recoup the cost of establishing the program and enforcing permit requirements, cities typically establish a contract or franchise agreement with one or more shared mobility companies and collect the following fees: (1) an application fee to review and process permit applications, (2) an annual franchise/permit fee to use the public right-of-way (flat fee or per vehicle), and (3) a public maintenance deposit to cover potential maintenance costs. Other potential fees include a parking fee (if utilizing on-street parking space) and an installation fee (if new docks, racks, or corrals are installed).

For example, the City of Oakland established an e-scooter permit program in 2019 and has issued permits to several operators such as Bird, Lyft, and Lime. The application fee is \$2,500 and the annual permit fee is \$30,000. Operators are also required to pay an annual vehicle fee of \$64 per vehicle, a parking fee of \$0.10 every time an e-scooter is left in an official parking meter zone, and a performance deposit of \$10,000. Since implementation, residents have expressed concerns with the way e-scooters are being deployed and used, leading to issues with sidewalk riding and improperly parked scooters. In 2020, the City of Oakland started requiring users to lock e-scooters to a bike rack, in-street bike corral, or city street sign when not in use.

Other Considerations: The program should be designed to provide equitable access for people of all ages and abilities. While the pricing structure should provide for single trip, day pass, monthly, and annual membership options, all options should include income-based discounts. Cities should also require operators to share data to support program evaluation and compliance, and collaborate closely with neighboring jurisdictions and VTA to identify opportunities for program consistency and seamless regional travel.

Trail, Pedestrian, and Bicycle Master Plan Recommendations

The City is preparing the Trail, Pedestrian, and Bicycle Master Plan, which is an update to the existing Trails Master Plan and Bikeway and Pedestrian Master Plan. The plan recognizes bike and scooter share as a potential solution for strengthening the active transportation network in Milpitas, and will recommend guidelines and best practices for establishing a comprehensive program. While the plan is in draft form, the key preliminary recommendations are below.

- One-year pilot program to evaluate the potential for a more robust program;
- E-bikes and e-scooters to support a wider range of potential users;
- A hybrid of station-based and dockless systems with hubs where parking is encouraged to increase visibility of the system;
- Require users to end their trip by locking to a designated fixed object so as to reduce impact to paths of travel;
- Bike share service area focused on the BART station and nearby neighborhoods; and
- Scooter share service areas focused on employment areas west of the I-880 freeway and residential areas east of the I-680 freeway and south of Calaveras Boulevard.

Alignment with Other Policy Efforts

Shared micromobility supports Milpitas' ongoing efforts to establish a balanced, multimodal transportation system and improve mobility throughout the City. The Circulation Element of the recently adopted General Plan provides goals, policies, and actions to reduce vehicle miles traveled (VMT), establish complete streets, support public transit, expand and improve active transportation opportunities, and minimize dependence on cars. The Circulation Element also includes an action to establish a safe and viable bike share program (Action CIR-4f).

The City is also preparing a citywide VMT policy to implement State law and transition from level of service (LOS) to VMT for transportation analysis under the California Environmental Quality Act (CEQA). In recognition of the importance of reducing VMT and GHG emissions, the State is requiring local jurisdictions to change how we analyze transportation impacts to encourage mixed-use, compact development and reduce automobile dependency. Bike and scooter share can play a role in facilitating this State-mandated shift from automobile dependency to multimodal access.

Furthermore, the City is updating its specific plans to adapt to Milpitas' current context and prioritize development in suitable areas to grow in a sustainable manner. An important part of planning for the future is to establish an efficient transportation network to support and complement redevelopment. The Milpitas Metro Specific Plan will reimagine Great Mall Parkway into a complete street with adequate pedestrian and bicycle amenities. The Calaveras Gateway/Milpitas Main St. Specific Plan will reimagine Main Street into a vibrant, active street that will serve as a community gathering space. Bike and scooter share can support these ongoing efforts to change how residents travel through these important areas.

Next Steps

If there is support for implementing a bike and scooter share program, staff will continue to explore best practices, start developing program parameters, and explore grant opportunities to help fund program establishment and implementation. Following adoption of the Trail, Pedestrian, and Bicycle Master Plan, staff will return to the City Council with specific recommendations and for further direction before implementing the pilot program.

Policy Alternative:

Alternative: Do not implement a bike and scooter share pilot program.

Pros: The City would not have to divert more staff time and resources to develop and manage the pilot program.

Cons: Without a bike and scooter share program, the City would not be implementing General Plan Action CIR-4f. The City would also miss an opportunity to capitalize on ongoing efforts to promote biking and improve the bicycle network, support the new Milpitas Transit Center as a regional transportation hub, and transform Midtown and the Metro Specific Plan area into attractive destinations for residents, employees, and visitors alike. Bike and scooter share is also an increasingly popular mode of local transportation that would serve the needs of existing and new residents.

Reasons not recommended: Implementing shared micromobility would support many of the City's policies and planning efforts to provide a balanced, multimodal transportation network. Without a bike and scooter share program, it could be more challenging for the City to reduce automobile dependency and manage traffic moving forward. Furthermore, residents, employees, and visitors would not be able to enjoy a fun and popular mode of local transportation, and the City would be unable to provide a beneficial service that would improve access to key destinations such as transit stops and stations, workplaces, and shopping centers.

Fiscal Impact:

Implementation of a bike and scooter share pilot program will result in no fiscal impact to the City. The shared micromobility companies will be responsible for operating and maintaining the bike and scooter share system. Additionally, fees collected from operators will cover potential maintenance and enforcement costs to the City.

Environmental Review:

This is an informational report and no action is being requested by the City Council at this time. Therefore, CEQA analysis is not required. If the program is implemented in the future, associated improvements such as

the installation of docks will be categorically exempt from CEQA analysis per Section 15303 of the CEQA Guidelines (Class 3, New Construction or Conversion of Small Structures).

Recommendation:

Receive a staff presentation on bike and scooter share options and policy considerations for local jurisdictions and provide direction on a future pilot program.



CITY OF MILPITAS AGENDA REPORT (AR)

Item Title:	Consider Recommendations from Mayor Tran for Appointments for City Commissions
Category:	Reports of Mayor and Councilmembers
Meeting Date:	4/6/2021
Staff Contact:	Mayor Tran, 408- 586-3029
Recommendation:	Receive Mayor Tran's recommendations for the Community Advisory Commission, the Economic Development and Trade Commission, the Energy and Environmental Sustainability Commission, and the Public Safety and Emergency Preparedness Commission; and approve the recommendations for final appointment.

Background:

The City of Milpitas has 12 Commissions, with the members appointed by the Mayor and confirmed by the City Council, that advise the Milpitas elected officials on a variety of community interest and policy areas. Mayor Tran is making the following recommendations for new appointments and re-appointments to Commissions.

Community Advisory Commission

1. Reappoint Gilroy Casanova to serve as Alternate 1 with a term to expire in January 2024.

Economic Development and Trade Commission

1. Reappoint Lynne Rice to serve as the retail representative with a term to expire in April 2024.
2. Reappoint Inderjit Mundra to serve as the Chamber of Commerce representative with a term to expire in April 2024.
3. Reappoint Parkash Daryani to serve as resident representative with a term to expire in April 2024.
4. Reappoint Dipak Awasthi to serve as Alternate No. 1 with a term to expire in April 2024.

Energy and Environmental Sustainability Commission

1. Move Charles Lingle from the Alternate 1 seat to the Commissioner seat with a term to expire in October 2022.

Public Safety and Emergency Preparedness Commission

1. Reappoint Hon Lien to serve as a Commissioner with a term to expire in June 2023.
2. Newly appoint Evan Gan to server as a commissioner with a term to expire in June 2021.

Analysis:

Any resident interested in serving on a City Commission must submit a commission application to the City. Additionally, appointees to the Planning Commission must be registered voters in Milpitas and may not hold any other public office or employment in the government of the City of Milpitas.

The City Clerk's Office confirms each applicant's residency and current voter registration (if applicable). All recommended commissioner appointments have been reviewed and confirmed by the City Clerk's office

Fiscal Impact:

There is no fiscal impact associated with this item.

Recommendation:

Receive Mayor Tran's recommendations for the Community Advisory Commission, the Economic Development and Trade Commission, Energy and Environmental Sustainability Commission, and the Public Safety and Emergency Preparedness Commission; and approve the recommendations for final appointment.

Attachments:

- Community Advisory Commission – request for reappointment
- Economic Development and Trade Commission – requests for reappointment
- Energy and Environmental Sustainability Commission – request for appointment
- Public Safety and Emergency Preparedness Commission – Appointment application and request for reappointment

Wendy Wood

Subject: FW: Alternate Position - Community Advisory Committee

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Hello Pam and Mayor Rich Tran,

I hope you both are doing fine. I would like to request that I, Gil Roy Casanova, would like to stay on as an alternate in the Milpitas Community Advisory Committee as my term expired on January 2021.

Please let me know the next steps are in staying in the CAC team.

Thank you and have a good weekend!

Gil Roy Galindez Casanova III

COMMISSION/COMMITTEE APPLYING FOR:	Public Safety and Emergency Preparedness Commission
Name	Evan Gan
Address Type	Residence
Address	[REDACTED]
City	Milpitas
Postal/Zip Code	95035
Mobile Number	[REDACTED]
E-Mail Address	[REDACTED]

Present Employer	Safe Community Initiative
Other Phone	[REDACTED]

Occupation	community activist
College, Professional, Vocational, or other schools attended	UC Davis, California South Bay University
Major Subject	Business Development
Degree	MBA

List community organizations to which you belong or have belonged (additional information may be attached).

Name of Organization	Alpha Phi Omega
Member	yes
Name of Organization	CERT
Member	yes

If application is for Veterans Commission, indicate branch and service in any U.S. military organization (retired or active duty).

Briefly describe the personal qualifications you possess which you believe would be an asset (additional information may be attached):

I have been involved in community service since young age, and have deep connection with the population I serve and am a part of. I'm used to collaboration and sensitive to people in need. I am a UC Certified mediator and has been using it the skill to help with conflicts. at this period in time, I believe i can be helpful in the commission to the community which I Love and been living in since 2001.

Date	Mar 18, 2021
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I have sufficient time to devote to this responsibility and will attend the required meetings if I am appointed to fill a future vacancy. I hereby certify that all statements contained in this application are true.



Appointments to Commissions or Committees are made by the Mayor with the concurrence of the City Council. Applications not acted upon will expire after one year from the date submitted unless renewed by the applicant. Once submitted, your application will be submitted to the City Clerk.

NOTE: ALL COMMISSION APPLICATIONS ARE PUBLIC RECORD

Wendy Wood

Subject: FW: Chamber,Econ Dev & Trade Commissioner
Attachments: Milpitas Chamber Econ Dev & Trade Commission.pdf

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Mayor Tran,

With your permission and consideration, we would hope Inderjit Mundra could continue as the Milpitas Chamber of Commerce Liaison to the Economic Development & Trade Commission. As a long-time Milpitas homeowner, business owner, and Chamber VP, he has expressed his enthusiasm and willingness to continue in the role he has excelled at in representing the hundreds of Chamber Members and consequently, the pulse of local businesses.

Warren G Wettenstein
President

Milpitas Chamber of Commerce

408 824-1450

president@milpitaschamber.com

Please visit our new websites at

www.milpitaschamber.com

www.discovermilpitas.com

Warren Wettenstein, MBA (Boston University) | BBA, AA (George Washington University), Add'l Classroom Courses at Boston College, National Alliance For Insurance Education & Research, Peninsula University School of Law, National Alliance For Insurance Education & Research, UCONN, Universidad de Salamanca Spain

LinkedIn Profile at: <http://www.linkedin.com/in/warrenwettenstein>

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Wendy Wood

Subject: FW: [BULK] Request to continue service to city

Importance: Low

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Honorable Mayor Tran,

Thank you for appointing me to serve our wonderful city through the ETDC commission. It had been a honor to serve alongside outstanding members of the commission and one of the best hard working and dedicated staff members.

My term is coming to an end next month. I wish to continue my services to the city in the same capacity and request reappointment to the commission.

Regards and best wishes,

Respectfully,

Dipak Awasthi

Sent from my iPhone

Wendy Wood

Subject: FW: [BULK] Request for Reappointment to the City of Milpitas Economic Development and Trade Commission

Importance: Low

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links.

Dear Mayor Richard Tran,

Thank you for appointing me to the City of Milpitas Economic Development and Trade Commission (EDTC) in March 2021. It is my understanding that my initial term will expire on April 21, 2021. I would like to continue to serve the City of Milpitas EDTC for the next full term. I would appreciate it, if you can re-appoint me to the EDTC for the next term.

Sincerely,
Parkash Daryani

Wendy Wood

Subject: FW: Economic Development and Trade Commission - Reappointment

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Honorable Mayor Tran:

I am reaching out today to express my desire to be considered for reappointment to the City of Milpitas Economic Development and Trade Commission. As a representative from the Simon Property Group and Great Mall team, I take great pride in being a part of and contributing to the success of this commission. I have served as Commissioner, Vice Chair and Chair of this commission during my tenure over the past 3 years. I appreciate your consideration and time.

Thank you,

Lynne Rice
Director of Marketing and Business Development
Great Mall

SIMON
447 Great Mall Dr.
Milpitas, CA 95035 USA
lynne.rice@simon.com

SIMON.COM

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Wendy Wood

Subject: FW: Interest in transitioning to commissioner on Milpitas Energy and Environmental Sustainability Commission

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Hi Mayor Tran,
I've been an alternate commissioner on the Energy and Environmental Sustainability Commission for over a year now and really enjoy getting involved. Each month, I actively participate and sense that I'm helping Milpitas make a difference battling our global warming problems.

Would it be possible to transition from an alternate to a formal commissioner?

Thanks,
Chuck Lingle

HON LIEN

Dear Mayor Tran and Council Members,

I would like to formally request for your approval for reappointment. I am currently serving as commissioner for Public Safety and Emergency Preparedness Commission. However, my term had expired in June 2020 and I have continued to serve on the commission. Please take my formal request for reappointment for your records so that we may update the expiration of my term. I look forward to continuing my service on the Public Safety and Emergency Preparedness Commission. Thank you for your time and consideration.

Warmest Regards,

Hon Lien

COMMISSION/COMMITTEE APPLYING FOR:	Public Safety and Emergency Preparedness Commission
Name	Evan Gan
Address Type	Residence
Address	[REDACTED]
City	Milpitas
Postal/Zip Code	95035
Mobile Number	[REDACTED]
E-Mail Address	[REDACTED]

Present Employer	Safe Community Initiative
Other Phone	[REDACTED]

Occupation	community activist
College, Professional, Vocational, or other schools attended	UC Davis, California South Bay University
Major Subject	Business Development
Degree	MBA

List community organizations to which you belong or have belonged (additional information may be attached).

Name of Organization	Alpha Phi Omega
Member	yes
Name of Organization	CERT
Member	yes

If application is for Veterans Commission, indicate branch and service in any U.S. military organization (retired or active duty).

Briefly describe the personal qualifications you possess which you believe would be an asset (additional information may be attached):

I have been involved in community service since young age, and have deep connection with the population I serve and am a part of. I'm used to collaboration and sensitive to people in need. I am a UC Certified mediator and has been using it the skill to help with conflicts. at this period in time, I believe i can be helpful in the commission to the community which I Love and been living in since 2001.

Date	Mar 18, 2021
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I have sufficient time to devote to this responsibility and will attend the required meetings if I am appointed to fill a future vacancy. I hereby certify that all statements contained in this application are true.



Appointments to Commissions or Committees are made by the Mayor with the concurrence of the City Council. Applications not acted upon will expire after one year from the date submitted unless renewed by the applicant. Once submitted, your application will be submitted to the City Clerk.

NOTE: ALL COMMISSION APPLICATIONS ARE PUBLIC RECORD

**MILPITAS CITY COUNCIL
AGENDA ITEM REQUESTS**

Request No.	Topic	Submitted by	A, F, CM, or CCM	Date requested or Rec'd Form	STATUS and/or DATE scheduled on City Council meeting agenda:
2021					
	Staff to provide information to place a measure on the ballot to change the Mayor from directly elected to a rotational at-large position	Tran	CCM	3/16/2021	To be agendized at a future City Council meeting, along with discussion of Mayor and Councilmember term limits
	Staff to provide information on a landmark policy for the City of Milpitas	Tran	A	3/16/2021	Policy to be sent to Council if existing, or a new policy to be brought for Council consideration by December
	Discussion on exploring a mural program and requested information on the framework or best practices to come back to Council in the next 90 days.	Montano	A	3/16/2021	To be agendized at a future City Council meeting, within 90 days
	City Manager to provide a monthly progress report on homeless camp assessments, in a format similar to the one presented at the Council meeting	Chua	A	3/2/2021	
	Discussion to memorialize those that have passed due to COVID19 and acknowledge the lives that have been lost in the City of Milpitas	Dominguez	A	3/2/2021	
	Discussion to explore opportunity housing and prohibit single family zoning	Phan	A	2/16/2021	

2021	TOPICS SCHEDULED OR COMPLETED				
	Requested that the City provide a second round of small business grants using CDBG funds to help the small business community.	Montano	A	3/2/2021	Agendized for discussion on 4/06/2021

**MILPITAS CITY COUNCIL
AGENDA ITEM REQUESTS**

Amendment to the existing ordinance for third-party food delivery vendor services to prohibit regulatory response fees	Phan	A	2/16/2021	Agendized for discussion on 3/16/2021, deferred to 4/06/2021
Agendize a discussion on the distribution of vaccines, looking equity and ethnicity and consider drafting a letter to the County	Dominguez	A	2/16/2021	Agendized for discussion on 3/16/2021
Consider change in Commission structure, on term limits	Tran	A	12/15/2020	Agendized for discussion on 1/5/2021; approved update on 1/19/2021
Performance Evaluation (Contract) of City Attorney	Tran	A	1/5/2021	2/2/2021 closed session item
Allocation of \$50,00 Fund toward Hotel Vouchers for Homeless Residents during Cold Winter Months	Chua		2/2/2021	Agendize on 2/16/2021 for discussion; was not approved
Update on trash problems in homeless camps	Chua	A	1/19/2021	Info memo was sent on 1/24/2021
BMR Homes sub-lease option during COVID-19	Chua	A	1/19/2021	CAO will send Info Memo in late February/early March
Vaccine distribution plan - add testing locations and expedite mass vaccine distribution	Phan	A	1/19/2021	Info Memo will be sent to Council in March
Emergency power resources during COVID-19	Phan	A	1/19/2021	Information will be prepared for Council in April
PG&E power outage plans for City	Tran	A	1/19/2021	PG&E will provide an update to Council on 3/16/2021
Discuss impacts fees for Midtown	Montano	CCM	1/5/2021	Info Memo to Council in March
Update on planning grant for ADU marketing.	Chua	A	1/5/2021	Target date: 4/6/2021
Establish "ADU Mondays"	Chua	A	1/5/2021	Completed
Amend Accessory Dwelling Units (ADU) ordinance to address unpermitted ADUs	Chua	A	1/5/2021	Target date: 3/16/2021
Update "My Milpitas" App for COVID-19 information	Phan	A	1/5/2021	Completed
Postponement (not waiver) of City business fees towards spring.	Tran	A	1/5/2021	Approved on 2/16/2021

**MILPITAS CITY COUNCIL
AGENDA ITEM REQUESTS**

	Expedite process for Measure F Oversight Committee	Chua	A	12/15/2020	Agendized on 2/16/2021; 3/2/2021
	Report from staff on 2nd federal stimulus package - action plan on funds	Chua	A	12/15/2020	Info Memo was sent on 12/23/2020
	Form "Beautify Milpitas" subcommittee - for a future Task Force or Commission	Chua	A	12/15/2020	Info Memo to Council in March
	Amend ordinance to remove affordable housing in-lieu fee	Chua	A	12/15/2020	Agendized on 1/5/21, CC direction to agendize for further meeting
	Plan to put utility fines into a fund to help small businesses in the City	Montano	A	12/15/2020	Discussed on at 2/2 Council meeting
	Consider "Old Town" Main St. revitalization, funding, economic dev., improve area	Montano	A	12/15/2020	Info Memo to Council in March
	Ordinance to ban vaping in the City	Montano	A	12/15/2020	Info Memo to Council in March
	Economic Development Corporation (EDC)	Montano	A	12/15/2020 and 01/05/2021	Info Memo to Council in March
	Form a Homelessness Task Force	Tran	A	12/15/2020	Agendized for discussion on 1/5/2021; CC direction to agendize the formation for further discussion at a future Meeting
	Review City policy on speed bumps	Tran	A	12/15/2020	Subcommittee on 2/12
	TOPICS DEFERRED INDEFINITELY				
	Return of Worker Recall Protection	Dominguez	A	1/19/2021	2/2/2021 deferred indefinitely
	Revise Community Garden Strategy	Dominguez	A	1/5/2021	2/2/2021 deferred indefinitely
	Pollination protection	Dominguez	A	1/5/2021	2/2/2021 deferred indefinitely
	Schedule and host a "Milpitas Business Expo" in late 2021	Chua	A	12/15/2020	2/2/2021 deferred indefinitely

**MILPITAS CITY COUNCIL
AGENDA ITEM REQUESTS**

	Propose building height limits in area east of Milpitas Blvd.	Tran	A	12/15/2020	2/2/2021 deferred indefinitely
	Consider satellite consular offices (post Covid)	Montano	A	6/2/2020	2/2/2021 deferred indefinitely

2020	TOPICS SCHEDULED OR COMPLETED				
	Discussion of Minute Man as City's image, when City branding comes back	Phan	A	8/18/2020	Discuss when report on "Branding" is on CC agenda in 2021
	Consider adding state certification NEC for electrical work done in the City (safety)	Dominguez	A	6/30/2020	Unnecessary (staff is cert.)
	Establish a Day Worker Program	Montano	A	6/16/2020	Mayor & Vice Mayor brainstorm in future
	Form a Historical Commission	Montano	A	6/2/2020	Already part of PRCRC. Can discuss with all Commissions on 01-05-2021
	Mayor shall recommend a Milpitas resident to serve on VTA Bike Committee	Dominguez	A	11/17/2020	12/15/20: resident Kristal Cañido appointed to VTA BPAC
	Vote on County 2020-2025 Plan to end Homelessness	Dominguez	A	11/17/2020	12/1/20 adopted Resolution in support
	Revisit contract provisions of executive staff (CM + CA) best working environment	Phan	A	11/10/2020	Discussed @Closed Session 11/17/2020
	Revisit CC Housing Subcommittee, consider dismantling ; bring items to Council	Dominguez	A	11/10/2020	12/01/20: Did not vote to eliminate Subcommittee
	Discuss a "safety first" or other event in lieu of National Night Out (per CAC)	Phan (Nuñez)	A	10/20/2020	Dec. 15: for 2021 @Public Safety month, new Police Chief
	Emergency request to cap rents on small businesses (tenants) in Milpitas	Dominguez	A	10/6/2020	On 12/01/20. Not supported
	Opportunity to share ideas for US census & on City "sponsored" events	Dominguez	A	9/1/2020	12/01: remove census topic, move events to CC retreat 2021
	Bring back update report & discuss status of playing fields for girls' softball in Milp.	Dominguez	A	10/20/2020	To City/Schools Subcomm. then CC. See C. Montano 10/14 Bobby Sox softball
	Consider naming "Milpitas Hills"	Dominguez	A	10/20/2020	to Econ. Dev. Commission first. Return later to City Council
	Discuss budget reductions in next FY with input from residents, employees	Nuñez	A	10/6/2020	on 10/20/2020, to 11/10, 11/17

**MILPITAS CITY COUNCIL
AGENDA ITEM REQUESTS**

Discuss potential litigation - re: govts' action on Jamboree-Project Homekey	Tran	A	10/6/2020	multiple Closed Sessions - Oct. 2020
Resolution on financial status of the City, steps to be taken	Nuñez	A	8/18/2020	Resolution adopted 9/01/2020
Require implicit bias training for City Council, Commissioners & staff	Dominguez	A	6/16/2020	approved 8/18/2020
Read "Code of Conduct" aloud prior to each City Council meeting	Montano	A	6/2/2020	approved 8/18/2020. City Attorney began this practice 9/01/20
Discussion/staff report on Beautify Milpitas, graffiti abatement, resources	Montano	A	6/30/2020	8/18/20: Directed to staff develop program requiring min. staff resource & return to CC
Celebrate Mexican Independence Day annually on September 16	Montano	A	6/2/2020	approved on consent 8/18/2020
Consider change in term limits for Mayor + Councilmembers	Montano	A	6/16/2020	8/4/2020: Voted 3 -2 to pursue
Discussion of campaign finance reform and/or Open Government Ordinance	Phan	A	6/30/2020	withdrawn @8/4/2020 CC meeting
Community Workforce Agreement (PLA)	Nuñez	A	2/18/2020	find CIP projects to apply & work w/labor
Responsible Construction Ordinance	Phan	A	2/4/2020	8/4/2020: City Atty shall return with
List of city charges/costs that could be waived for small businesses	Dominguez	A	6/16/2020	6/30/2020 info memo
Emergency item for next agenda: extend tenant eviction protections	Dominguez	A	6/16/2020	withdrawn, covered by other govt
Discussion on possible tax measures	Tran, Phan	A	4/21/2020	5/15/2020
Support for Laura's Law	Phan	A	2/4/2020	5/19/2020
(possible ban on vaping - no) Restrict smoking in multi-unit bldgs - yes	Montano	A	1/7/2020	Ordinance pending. Discussed 3/03/2020 Affirmed 6/02/2020
Resolution in support of elimination of	Dominguez	A	1/7/2020	5/19/20 Reso. Adopted
Request for Dumpster Days	Tran	A	1/7/2020	(from 2019) 5/12/2020 in FY 2020-21
Adopt Resolution similar to County's re: xenophobia, discrimination	Dominguez	A	4/21/2020	5/5/2020

**MILPITAS CITY COUNCIL
AGENDA ITEM REQUESTS**

	Support community distribution of masks	Dominguez	A	4/7/2020	4/21/2020	
	Proclamation and support for face coverings	Montano	A	4/7/2020	4/21/2020. CC directed City Manager to	
	Establish Milpitas coronavirus testing site	Phan	A	4/7/2020	done	
	Consider Community Museum and Park on Main St.	Nuñez, Phan	F	8/20/2019	to Rules 8/23/2019	3/24 and 6/02/2020. Pending
	Discuss having 4th of July parade	Nuñez	A	2/18/2020	not under discussion	
	Parade for MHS Trojans Football	Tran, City Ma	A	1/21/2020	1/28/2020	
	Report on speed cameras like Fremont (radar displays) - no enforcement	Phan	A	1/7/2020	1/28/2020, 3/24/2020, 4/14/2020	
	Street/traffic calming update	Nuñez	A	1/7/2020	3/3/2020	
	Report on parking in The Pines	Nuñez	A	1/7/2020	2/18/2020	
	Info. on new SB 50 (housing, transit bill)	Phan	A	1/7/2020	by memo to City Council	

2019	TOPICS SCHEDULED OR COMPLETED				To Rules Subcom	
	Establish Railroad quiet zone	Tran, Montan	F	9/17/2019	report from City Engineer on 11/17/2020	
	Have "Dumpster Days"	Tran, Montan	F	9/17/2019	9/20/2019	5/12/2020 in FY 2020-21 budget
	Rename portion of Dixon Landing Rd. as Barack	Nuñez, Phan	F	8/20/2019	8/23/2019	deferred indefinitely
	Maintain Dagupan, P.I. as a Sister City	Tran, Montan	F	9/17/2019	9/20/2019	12/17/2019
	Add Green Bike Lanes	Tran, Montan	F	9/17/2019	9/20/2019	done - in CIP
	Rename Augustine Park to include "Sunnyhills"	Tran, Montan	F	9/17/2019	9/20/2019	2/4/2020
	Community Theater, perhaps with MUSD	Nuñez, Phan	F	8/20/2019	8/23/2019	5/14/2020 @CIP Study Session
	policy for Proclamations and Commendations	Nuñez, Phan	F	8/20/2019	8/23/2019	withdrawn 6/02/2020
	policy for Social Media	Nuñez, Phan	F	8/20/2019	8/23/2019	withdrawn 6/02/2020

MILPITAS CITY COUNCIL
AGENDA ITEM REQUESTS

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CCM: City Council Meeting

A: @Announcements

F: on a Form

CM: to/from City Manager

MILPITAS CITY COUNCIL AGENDA PREVIEW LIST

April 20, 2021

CLOSED SESSION

INVOCATION (assigned to Councilmember Dominguez)

PRESENTATION

CONSENT CALENDAR

1. Receive City Council calendar for April and May 2021 (City Clerk)
2. Approve City Council meeting minutes of April 6 (City Clerk)
3. Approve and Authorize the City Manager to Execute an Agreement with David J. Powers for CEQA evaluation, clearance, and permitting for the South Milpitas Boulevard Bridge, Project No. 2016, and the Montague Pedestrian Overcrossing at Penitencia Creek, Project No. 2018. (Steve Erickson)
4. Adopt a Resolution to Approve Project Plans and Specifications; and Award a Construction Contract for McCandless Park, Project No. 2005, 5102, 7076. (Steve Erickson)
5. Adopt a Resolution to Approve Project Plans and Specifications; and Award A Construction Contract for Alviso Adobe Renovation, Phase 5 – Interior Exhibits, Project No. 5055. (Steve Erickson)
6. Approve and Authorize the City Manager to Execute a Stormwater Management Facilities Operation and Maintenance Agreement for Pulte Home Corporation for the Metro Project at 1401 South Milpitas Boulevard. (Steve Erickson)
7. Adopt a Resolution to Approve Project Plans & Specifications, and Award Construction Contract for the Street Resurfacing 2021 project (CP 4283 & 4298) (Steve Chan)
8. Authorize the City Manager to Execute the Fee Reimbursement Agreement Amendment for Transit Area Specific Plan Public Facilities and Public Improvements at the 730-750 E. Capitol Avenue Project by Anton Milpitas 730 LLC and Anton Milpitas 750 LLC.(Steve Erickson)
9. Approve and Authorize the City Manager to Execute a Stormwater Management Facilities Operation and Maintenance Agreement for Lago Vista Milpitas, LLC for The Edge Project at 765 Montague Expressway. (Steve Erickson)
10. Approve and Authorize the City Manager to Execute the Improvement Agreement for a Warehouse/Manufacturing Building Development at 205 N. McCarthy Blvd. (Steve Erickson)
11. Approve and Authorize CM to Execute an O&M Agreement for South Main Senior Lifestyles – 1620 S Main Street. (Steve Erickson)
12. Approve and Authorize the City Manager to Execute the Improvement Agreement for a 5-acre Private Parking Lot at 1207 N. McCarthy Blvd. (Steve Erickson)

13. Authorize the Mayor to Send Letter of Support for Assembly Bill No. 271 in support of the Anderson Dam Project. (Steve Erickson)
14. Approve and Authorize the City Manager to Execute the Five-Year General Services Agreement With DataProse LLC to Provide Utility Bill Printing and Mailing Services for the not-to-exceed amount of \$337,150.00. (Lauren Lai)

PUBLIC HEARING

15. Appeal for the Planning Commission's decision to deny a site permit and conditional use permit for an automatic car wash within the MXD Zone/Midtown Plan (Rozalynne Thompson)
16. Introduction of Ordinance (zoning text amendment) – Hotel Parking (Rozalynne Thompson)
17. Floodplain Management Plan Amendment / Update 2021 (Steve Erickson)

COMMUNITY DEVELOPMENT

18. Presentation by Valley Water for their creek improvement projects. (Steve Erickson)
19. Follow Up Discussion on Economic Development Corporation (EDC) and Main Street Revitalization and Impact Fees (Alex Andrade and Ned Thomas)
20. Community Identity and Branding (Charmaine Angelo)
21. Approve Montague Pedestrian Overcrossing Public Art Selection

LEADERSHIP AND SUPPORT SERVICES

22. Discuss proposed Legislative Advocacy Policy and Legislative Guiding Principles and provide direction to staff

REPORTS

23. Review list of Future Agenda Items Requested by City Councilmembers (Mayor & CC/City Clerk)
24. Per Councilmember Dominguez, Discuss Distribution of COVID-19 Vaccines and Consider Drafting a Letter to the County of Santa Clara (Councilmember Dominguez)

PREVIEW NEXT AGENDA

25. Preview list of items for May 4, 2021 (City Clerk)