



REGULAR MEETING OF THE MILPITAS CITY COUNCIL



AGENDA

TUESDAY, OCTOBER 15, 2024

CITY COUNCIL CHAMBER, 455 E. CALAVERAS BLVD, 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 408-586-2400

Para sa Tagalog, tumawag sa 408-586-3051

Para español, llame 408-586-3072

** To access written translation during the meeting, scan the QR Code.*

The City Council meeting is held in the City Council Chamber at City Hall, 455 E. Calaveras Blvd., Milpitas and via teleconference/Zoom webinar.

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.milpitas.gov/youtube>

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

PUBLIC COMMENT INSTRUCTIONS

Oral public comments may only be provided live during the City Council meeting in person, unless the City Council approves remote public comment. 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. Members of the public may submit written comments by email to CityClerk@milpitas.gov

The meeting will be streamed via Zoom for viewing purposes only unless the City Council approves remote public comment. To watch via Zoom, please register at:

https://ci-milpitas-ca-gov.zoom.us/webinar/register/WN_kOyWy8lVTbKyOfEgQ04uA

NOTE: If a member of the public wishes to share any presentation materials for Council consideration, they must be submitted to the Clerk's Office by email to CityClerk@milpitas.gov by 12:00 p.m. on the day of the meeting. No presentations will be accepted in person in the Council Chambers.

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) PUBLIC EMPLOYEE ANNUAL PERFORMANCE EVALUATION

Pursuant to California Government Code Section 54957

Position: City Manager

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

INVOCATION (Mayor Montano)

PRESENTATIONS (7:05 PM)

- Domestic Violence Awareness Month (Proclamation)
- Breast Cancer Awareness Month (Proclamation)
- Diwali - October 31 (Proclamation)
- Recognition of Milpitas US Olympians
- Recognition of Milpitas High School Cross Country Captains and Coaches

PUBLIC FORUM (7:15 PM)

Members of the public are invited to speak on any item that does not appear on today's agenda. Comments will be limited to three minutes or less at the Mayor's discretion. When called to speak, you are encouraged to state your name for the record. As an item not listed on the agenda, no action can be taken, however the City Council may instruct the City Manager to place the item on a future meeting agenda.

ANNOUNCEMENT OF CONFLICT OF INTEREST AND CAMPAIGN CONTRIBUTIONS

READING OF THE CITY COUNCIL CODE OF CONDUCT

APPROVAL OF AGENDA

CONSENT CALENDAR (7:20 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 October and November 2024 (Staff Contact: Suzanne Guzzetta, City Clerk, 408-586-3001)

Recommendation: Receive City Council Calendar of Meetings for October and November 2024.

C2. Approve City Council City Council Meeting Minutes of October 1, 2024 (Staff Contact: Suzanne Guzzetta, City Clerk, 408-586-3001)

Recommendation: Approve City Council Meeting minutes of October 1, 2024.

C3. Receive the Preview List of Anticipated Items for the Next Regular City Council Meeting (Staff

Contact: Suzanne Guzzetta, City Clerk, 408-586-3001)

Recommendation: Receive the list of anticipated agenda items for the next regular City Council meeting.

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

Recommendation: Review the list of items that have been requested by City Councilmembers and provide direction to staff as necessary. 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.

C5. Authorize and Approve Travel by City Manager Ned Thomas to Pasadena, California to Attend the California City Management Foundation New and Future City Manager Seminar on November 6-8, 2024; and to Roseville, California to Attend the California Police Chiefs Association 2024 Workers Comp Summit on November 21, 2024 (Staff Contact: Matt Cano, Assistant City Manager, 408-586-3012)

Recommendation: Approve travel by City Manager Ned Thomas to the California City Management Foundation New and Future City Manager Seminar in Pasadena, California on November 6 to 8, 2024; and California Police Chiefs Association 2024 Workers Comp Summit in Roseville, California on November 21, 2024 for a total not-to-exceed amount of \$1,500.

C6. Authorize the City Manager to Amend a Professional Services Agreement with Blais and Associates for Citywide Grant Consulting Services (Staff Contact: Matt Cano, Assistant City Manager, 408-586-3012)

Recommendation: Authorize the City Manager to amend a professional services agreement with Blais and Associates for Citywide Grant Consulting Services in an amount not-to-exceed \$150,000 for a total not-to-exceed agreement amount of \$240,000.

C7. Authorize the City Manager to Execute a Five-Year Agreement for Recruitment and Employee Onboarding Management Software with Governmentjobs.com, Inc., dba NEOGOV (Staff Contact: Luz Cofresí-Howe, Finance Director, 408-586-3111; and Kelli Parmley, Human Resources Director, 408-586-3086)

Recommendation: Authorize the City Manager to execute a five-year agreement through July 24, 2029 for recruitment and employee onboarding management software with Governmentjobs.com, Inc., dba NEOGOV, in an amount not-to-exceed \$245,819.

C8. Accept the 2024 Bulletproof Vest Partnership Grant and Approve a Related Budget Appropriation (Staff Contact: Jared Hernandez, Chief of Police, 408-586-2406)

Recommendation: (1) Authorize the City Manager to accept the 2024 Bulletproof Vest Partnership Grant in the amount of \$6,278.81; and (2) Approve a related budget appropriation.

C9. Authorize the City Manager to Award an Agreement to Holiday Lights LLC for the Installation and Removal of Tree Lights at the City Hall Complex (Staff Contact: Christian Di Renzo, Public Works Director, 408-586-2602; and Luz Cofresí-Howe, Finance Director, 408-586-3111)

Recommendation: (1) Approve a one-time waiver of the City of Milpitas Municipal Code Municode Section I-2-3.01(c) - Selection of Solicitation Method Procurements; and (2) Authorize the City Manager to award an agreement to Holiday Lights LLC for the installation and removal of tree lights at the City Hall Complex for the 2024 holiday season in an amount not-to-exceed \$78,315.

- C10. Receive an Update on the Security Improvements at the McCarthy Ranch Sewer Lift Station (Main Lift) and Determine that the Condition Continues to Constitute an Emergency (Staff Contact: Christian Di Renzo, Public Works Director, 408-586-2602)**

Recommendation: (1) Receive an update on the security improvements at the McCarthy Ranch Sewer Lift Station; and (2) Determine by a four-fifths vote that the condition continues to constitute an emergency.

- C11. Consider a Fee Waiver Request from the Joseph Bettencourt Foundation (Staff Contact: Renee Lorentzen, Recreation and Community Services Director, 408-586-3409)**

Recommendation: Approve a fee waiver of \$950 for the Joseph Bettencourt Foundation Annual Halloween Party Fundraiser at the Milpitas Senior Center on October 26, 2024.

- C12. Receive a Report on Milpitas HOPE Suicide Prevention Task Force Activities since September 2022 (Staff Contact: Renee Lorentzen, Recreation and Community Services Director, 408-586-3409)**

Recommendation: Receive a report on Milpitas HOPE Suicide Prevention Task Force activities since September 2022.

- C13. Accept the FY 2023-24 Commissioners Annual Report for Six (6) Commissions and Approve Six (6) Commission Work Plans for FY 2024-25 (Staff Contact: Renee Lorentzen, Recreation and Community Services Director, 408-586-3409)**

Recommendation: (1) Accept the FY 2023-24 Commissioners Annual Report; and (2) Approve proposed FY 2024-25 Work Plans for: (a) Arts Commission; (b) Library and Education Commission; (c) Parks, Recreation and Cultural Resources Commission; (d) Senior Advisory Commission; (e) Veterans Commission; and (f) Youth Advisory Commission.

COMMUNITY SERVICES AND SUSTAINABLE INFRASTRUCTURE (7:25 PM)

- 14. Update on Street Sweeping Pilot Project Expansion (Staff Contact: Christian Di Renzo, Public Works Director, 408-586-2602; and Elaine Marshall, Deputy Public Works Director, 408-586-2603)**

Recommendation: (1) Accept the staff presentation on the Street Sweeping Pilot Program, (2) Approve addition of two areas to the Parking Prohibited Street Sweeping Program; and (3) Approve reappropriation of \$300,000 from CIP 3455 Street Sweeping Pilot to CIP 4295 Street Pavement Restriping Program.

LEADERSHIP AND SUPPORT SERVICES (8:00 PM)

- 15. Adopt a Resolution Approving the FY 2024-25 Development and Storm Impact Fee Schedule for the Transit Area Specific Plan (TASP) Impact Fee, the Calaveras Boulevard Widening Traffic Impact Fee, and the Storm Drain Fee (Staff Contact: Luz Cofresí-Howe, Finance Director, 408-586-3111)**

Recommendation: Adopt a resolution approving the FY 2024-25 Development and Storm Impact Fee Schedule for the Transit Area Specific Plan (TASP) Impact Fee, the Calaveras Boulevard Widening Traffic Impact Fee, and the Storm Drain Fee.

ANNOUNCEMENTS AND FUTURE AGENDA ITEMS (8:30 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. 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 whether to move the item forward. If a majority of the City Council agrees

to move the item forward, the City Manager shall place the item on a future agenda.

ADJOURNMENT (8:35 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: mmutalipassi@milpitas.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.milpitas.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.milpitas.gov/government/council/agenda_minutes.asp (select meeting date)

APPLY TO SERVE ON A CITY COMMISSION

Commission application forms are available online at www.milpitas.gov or at Milpitas City Hall. Contact the City Clerk's Office at 408-586-3001 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 CityClerk@milpitas.gov prior to the meeting. You may request a larger font agenda.