



SPECIAL MEETING OF THE MILPITAS CITY COUNCIL

MINUTES

TUESDAY, DECEMBER 10, 2024

The City Council of the City of Milpitas convened on the regular City Council meeting day in a Regular Meeting of the Milpitas City Council on December 10, 2024, in the City Council Chamber, 455 E. Calaveras Blvd, Milpitas, CA, and via teleconference/Zoom webinar.

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

Mayor Montano called the Special City Council meeting to order at 5:42 PM. Roll Call was taken by City Clerk Guzzetta.

PRESENT: Mayor Montano, Vice Mayor Chua, Councilmember Barbadillo, Councilmember Lien,
Councilmember Phan

ABSENT:

PLEDGE OF ALLEGIANCE

Mayor Montano led the Pledge of Allegiance.

INVOCATION

Councilmember Lien provided the invocation.

AGENDA ITEMS

1. **Receive Report of Municipal Election Results of November 5, 2024, and Adopt a Resolution to Certify Final Results of Candidate and Ballot Measure Election (Staff Contact: Suzanne Guzzetta, City Clerk, 408-586-3001)**

City Clerk Guzzetta presented the report.

There were no public speakers.

After discussion, motion: to (1) Receive the report of election results and voter turnout; and (2) Adopt **Resolution No. 9374** confirming the official canvass of election returns and declaring the results of the General Municipal Election held on November 5, 2024.

Motion/Second: Vice Mayor Chua / Mayor Montano

Motion carried by the following:

AYES: Mayor Montano, Vice Mayor Chua, Councilmember Barbadillo, Councilmember Lien,
Councilmember Phan

NOES: None

2. **Presentation to Outgoing Councilmember and Remarks**

The City Council and local dignitaries recognized Councilmember Phan's service to the City of Milpitas. Nicole Waring from the Office of Congressman Ro Khanna, Assemblymember Alex Lee, and The-Vu Nguyen from the Office of Santa Clara County Supervisor Otto Lee presented certificates of recognition for Councilmember Phan's service. Outgoing Councilmember Phan delivered remarks, reflecting on his

eight years of service.

3. Ceremonial Swearing-In of Re-Elected and Newly Elected City Officials

The oath of office was administered to Mayor Carmen Montano by her granddaughter Dominique Walker. Mayor Montano provided remarks, acknowledging her family, discussing her city service, and her vision and priorities for the next two years.

Councilmember Evelyn Chua was sworn in by her granddaughter Annalyn Bui and followed up with remarks highlighting her accomplishments and future goals.

Councilmember William Lam was sworn in by his wife, Cecile Lam. He followed up with remarks on his campaign and vision for the City.

City Manager Thomas invited the public to join the City Council for a reception.

The City Council adjourned to a reception at 6:25 PM.

Mayor Montano reconvened the City Council meeting at 7:15 PM. Roll Call was taken by City Clerk Guzzetta.

PRESENT: Mayor Montano, Councilmember Barbadillo, Councilmember Chua, Councilmember Lam, and Councilmember Lien.

ABSENT: None.

4. Elect New Vice Mayor (Contact: Mayor Carmen Montano, 408-586-3029)

Mayor Montano recommended Councilmember Barbadillo to serve as the new Vice Mayor.

There were no public speakers.

After discussion, motion: to Receive recommendation from Mayor Montano of Councilmember Barbadillo to serve as Milpitas Vice Mayor for one year and move to approve the new Vice Mayor.

Motion/Second: Mayor Montano / Councilmember Chua

Motion carried by the following:

AYES: Mayor Montano, Councilmember Barbadillo, Councilmember Chua, Councilmember Lam, Councilmember Lien

NOES: None

ABSENT:

Mayor Montano spoke on her belief in rotating positions to give everyone an opportunity to serve in different capacities. Vice Mayor Barbadillo briefly spoke, assuring that nothing will change and that each councilmember will have an independent voice and vote. Councilmember Chua thanked Mayor Montano for the opportunity and noted it's a good practice to rotate, mentor, and prepare other council members for future duties.

The council then physically rearranged their seating, with Vice Mayor Barbadillo sitting next to the mayor, and other members adjusting their positions accordingly.

PUBLIC FORUM

There were the following public speakers:

1. Michael Tsai

ANNOUNCEMENT OF CONFLICT OF INTEREST AND CAMPAIGN CONTRIBUTIONS

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

READING OF THE CITY COUNCIL CODE OF CONDUCT

Councilmember Chua read the City Council Code of Conduct.

APPROVAL OF AGENDA

After discussion, motion: to approve the agenda.

Motion/Second: Councilmember Lien / Councilmember Chua
by the following:

AYES: Mayor Montano, Vice Mayor Barbadillo, Councilmember Chua, Councilmember Lam, and
Councilmember Lien.

NOES: None

CONSENT CALENDAR

City Manager Thomas noted that Item C10 will be brought back on January 7, 2024.

After discussion, motion: to approve the consent calendar with Item C10 being deferred to January 7, 2025.

Motion/Second: Councilmember Chua / Councilmember Lien
Motion carried by the following:

AYES: Mayor Montano, Vice Mayor Barbadillo, Councilmember Chua, Councilmember Lam, and
Councilmember Lien.

NOES: None

5. **Receive City Council Calendar of Meetings for December 2024 and January 2025 (Staff Contact: Suzanne Guzzetta, City Clerk, 408-586-3001)**

Received City Council Calendar of Meetings for December 2024 and January 2025.

6. **Approve City Council Meeting Minutes of December 3, 2024 (Staff Contact: Suzanne Guzzetta, City Clerk, 408-586-3001)**

Approved City Council Meeting minutes of December 3, 2024.

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

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

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

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

9. Consider the Recommendation from Mayor Montano for Appointments to City Commissions (Contact: Mayor Montano, 408-586-3024)

Received the recommendation from Mayor Montano and approved the following appointments to City Commissions:

Planning Commission

1. Reappoint Parveen Gupta to a full term ending December 2027.
2. Reappoint Dipak Awasthi to a full term ending December 2027.
3. Reappoint Alexander Galang to a full term ending December 2027.

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

Deferred to January 7, 2025.

11. Consider Fee Waiver Requests from Kiwanis Club of Milpitas, Police Activity League Knights, and Milpitas Youth Soccer League (Staff Contact: Renee Lorentzen, Recreation and Community Services Director, 408-586-3409)

(1) Approved a fee waiver of \$945 for the Annual Kiwanis Crab Feed Fundraiser on February 7, 2025, at the Milpitas Community Center, (2) Approved a fee waiver of \$436 for the annual Police Activity League (PAL) Knights Football end of season banquet on January 10, 2025, at the Milpitas Community Center; and (3) Approved a fee waiver of \$545 for the annual Milpitas Youth Soccer League (MYSL) volunteer appreciation dinner on December 15, 2024, at the Milpitas Community Center.

12. Review and Accept the Development Impact Fee Five-Year Reports for the Calaveras Boulevard Widening Traffic Impact Fee, Transit Area Specific Plan Impact Fee, and Storm Drainage Improvement Fee for the Fiscal Year Ended June 30, 2024 (Staff Contact: Luz Cofresí-Howe, Finance Director, 408-586-3111)

(1) Reviewed and accepted the Development Impact Fee Annual and Five-Year Reports consistent with the Mitigation Fee Act for the Calaveras Boulevard Widening Traffic Impact Fee, Transit Area Specific Plan (TASP) Impact Fee, and Storm Drainage Improvement Fee for the fiscal year ended June 30, 2024; and (2) Adopted **Resolution No. 9375** making all findings required by the Mitigation Fee Act (AB1600).

LEADERSHIP AND SUPPORT SERVICES

13. Introduce an Ordinance to Make Corrections, Clarifications and Minor Updates and Modifications to the Milpitas Municipal Code (Staff Contact: Matt Cano, Assistant City Manager, 408-586-3012)

City Manager Thomas introduced the item. Assistant City Manager Cano presented the report.

There were no public speakers.

After discussion, motion: Following the City Attorney's reading of the title, to waive the first reading

beyond the title and introduce **Ordinance No. 315** amending various sections of the Milpitas Municipal Code to make corrections, clarifications, minor updates and modifications.

Motion/Second: Mayor Montano / Vice Mayor Barbadillo

Motion carried by the following:

AYES: Mayor Montano, Vice Mayor Barbadillo, Councilmember Chua, Councilmember Lam, Councilmember Lien.

NOES: None

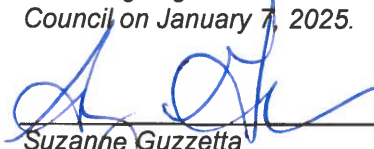
ANNOUNCEMENTS AND FUTURE AGENDA ITEMS

City Manager Thomas announced the next City Council meeting on January 7, 2026 and announced the City Hall Holiday Closure.

ADJOURNMENT

Mayor Montano adjourned the meeting at 7:43 PM.

The foregoing minutes were approved by the Milpitas City Council on January 7, 2025.



Suzanne Guzzetta
Milpitas City Clerk