

DRAFT MEETING MINUTES CITY OF MILPITAS

Meeting Minutes: Regular Meeting of the Redevelopment Agency
(Including Joint Meeting with the City Council)

Date: Tuesday, June 5, 2007

Time: 7:00 PM

Location: Milpitas City Hall Council Chambers, 455 E. Calaveras Blvd.

JOINT REDEVELOPMENT AGENCY AND CITY COUNCIL MEETING

- RA1. CALL TO ORDER** Mayor/Agency Chairman Esteves called to order the regular meeting of the Milpitas Redevelopment Agency, meeting jointly with the City Council, at 8:03 PM.
- RA2. ROLL CALL** **PRESENT:** Mayor/Chair Esteves, Vice Mayor/Vice Chair Livengood and Agency/Councilmembers Giordano, Gomez and Polanski
- ABSENT:** None
- RA 3. MEETING MINUTES** Motion: approve the Redevelopment Agency minutes of May 15, 2007, including joint meeting with the City Council, as submitted
- Motion/Second: Vice Chair/Vice Mayor Livengood / Agency/Councilmember Giordano
- Motion carried by a vote of: AYES: 5
NOES: 0
- RA 4. Approve Agenda and Consent Calendar** Motion: approve the agenda and Agency consent calendar (items with asterisk*)
- City Manager Williams requested to remove Item No. RA7, as staff requested, from consent calendar.
- Councilmember Giordano wanted Items No. 11 and No. 13 removed from the consent calendar, and asked for those to be heard prior to the CIP discussion.
- Motion/Second: Vice Chair/Vice Mayor Livengood / Agency/Councilmember Polanski
- Motion carried by a vote of: AYES: 5
NOES: 0
- RA 5. Library and Garage projects update** Library Construction Project Manager Mark Rogge provided an update to the City Council on the progress of the new library construction on N. Main St., which remained on schedule and on budget.
- Vice Mayor Livengood asked a question about the contingency amount for the project on the 8% vs. remaining construction costs.
- Mr. Rogge discussed the possibility of doing a “topping-off” ceremony for the tallest beam getting placed. He further described some actions being taken that were considered “green” toward the construction of the new library, explaining the reduce/ re-

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

Mr. Mattas then read the title of the second ordinance: “An Ordinance of the City of Milpitas Adopting a Program for the use of Eminent Domain by the Redevelopment Agency of the City of Milpitas for the Great Mall Redevelopment Project Pursuant to Senate Bill 53.”

(3) Motion: Waive the first reading beyond the title of Ordinance No. 192.21

Motion/second : Vice Chair/Vice Mayor Livengood/ Agency/Councilmember Gomez

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

(4) Motion: Introduce Ordinance No. 192.21

Motion/second : Vice Chair/Vice Mayor Livengood/ Agency/Councilmember Giordano

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

*** RA 9.** Granting Initial Acceptance of the Ball Park Fence Field Extension

Adopted Resolution No. RA 287 granting initial acceptance of Project No. 5064, subject to the one year warranty period and reduction of the faithful performance bond to \$9,616.38.

*** RA 10.** Granting Final Acceptance of Project No. 8154

Adopted Resolution No. RA 2888 granting final acceptance and release of the contractor’s bond with HSR Inc. for North Main Street Hazardous Materials Remediation and Demolition Project No. 8154.

RA 11. Granting Final Acceptance of the Sports Center Pools

Councilmember Giordano asked a question about energy audits, and if the Sports Center could be included in the energy audit. The City Engineer replied that a preliminary study had already been done that included the Sports Center. Least efficient buildings (such as the Police Department building) were then scheduled to be worked on first in the list of priorities.

City Manager Williams asked Ms. Giordano if she was referring to the possible use of solar energy for heating the swimming pools, and she replied yes.

Motion: adopt Resolution No. RA 289 granting final acceptance of the Sports Center Pools, Project No. 8180, and release of the contractor’s bond.

Motion/Second: Agency/Councilmember Giordano/Vice Chair/Vice Mayor Livengood

Motion carried by a vote of: AYES: 4
NOES: 0
ABSENT: 1 (Ms. Polanski was not present in the Chambers at this time)

*** RA 12.** Granting Final Acceptance of Coyote Creek

Adopted Resolution No. RA 290 granting final acceptance of the Coyote Creek Trail Reach 1, Project No. 4206 and release of the contractor’s bond.

RA 13. Certificate of Completion for Certain Residential Units within Tract

Councilmember Giordano noted the previous issue regarding location of a tot play lot near the KB Home project. She wanted to know if concerns remained, before she voted on this segment of homes on KB site. City Engineer Greg Armendariz responded that

No. 9698 for KB Home

staff had been in touch with KB Home about relocating the tot lot previously identified.

Motion: authorize the Agency's Executive Director to execute the Certificate of Completion, pertaining to certain residential units (as described on Certificate of Completion) for KB Home Terra Serena Project No. 3160

Motion/second: Agency/Councilmember Giordano/Vice Chair/Vice Mayor Livengood

Motion carried by a vote of:

AYES: 4

NOES: 0

ABSENT: 1 (Mr. Gomez was not present in the Chambers at this time)

* **RA 14.** Budget Amendment and Purchase Order to Meyers Nave for Public Works Litigation Costs

Approved a Budget Amendment adding \$125,000 to the City Attorney's Department Budget for Fiscal Year 2006-07 from the Redevelopment Agency Undesignated Reserve Funds and approved a purchase order to Meyers Nave in the amount of \$125,000, for fees and costs associated with the City Hall litigation.

Minutes prepared and respectfully submitted by:

Mary Lavelle, Agency Secretary