

**MEETING MINUTES
CITY OF MILPITAS**

Minutes of: Regular Meeting of Milpitas City Council
Date: Tuesday, April 15, 2008
Time: 6:30 PM
Location: Council Chambers, Milpitas City Hall,
455 East Calaveras Blvd., Milpitas

ROLL CALL

Mayor Esteves called the meeting to order at 6:30 PM.

PRESENT: Mayor Esteves, Vice Mayor Livengood, Councilmembers Giordano, Gomez and Polanski. Ms. Giordano arrived in Closed Session approximately 6:45 PM.

ABSENT: Councilmember Polanski was absent after 9:41 PM.

CLOSED SESSION

Mayor Esteves publicly stated the Council would convene to Closed Session to discuss two litigation cases: Serio vs. City of Milpitas, et al., Santa Clara Superior Court case #107CV092251, and MEA/LIUNA v. City, Santa Clara Superior Court case #108CV108889.

City Council convened in Open Session at 7:00 PM.

**CLOSED SESSION
ANNOUNCEMENT**

City Attorney Mike Ogaz reported the settlement of one lawsuit in the amount of \$16,000 total award to the plaintiff in the case of Serio v. City of Milpitas.

PLEDGE

Boy Scouts Troop No. 92 Color Guard led the Pledge of Allegiance.

INVOCATION

Mayor Esteves invited all to participate in a moment of silence.

MINUTES

Motion: approve the minutes of April 1, 2008 City Council meeting, as submitted

Motion/Second: Councilmember Polanski/Vice Mayor Livengood

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

SCHEDULE OF MEETINGS

Motion: to approve the Council Calendars/Schedule of Meetings for April and May 2008

Motion/Second: Councilmember Polanski/Councilmember Giordano

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

PRESENTATIONS

Mayor Esteves made the following presentations.

Proclamations:

Arbor Day on April 26, 2008, proclamation was accepted by Public Works Dept. Arborist, City employee and Milpitas resident Abel Zaragoza. On Saturday, April 26 from 9 – 11 AM at Gill Park in Milpitas, he announced a celebration of Arbor Day for the community.

National Volunteer Month for the month of April 2008. Proclamation would be sent to the Volunteer Center of Silicon Valley.

National Poetry Month for the month of April 2008. Proclamation would be sent to the Peaceful Poets organization.

Motion/Second: Vice Mayor Livengood/Councilmember Polanski

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

- * 5. Commission appointment Re-appointed Dhaval Brahmhatt to the Economic Development Commission to a term that would expire in April 2011.
- * 6. By-laws Amendment to the Public Art Committee Approved the Public Art Committee Bylaws amendment to allow monthly meetings.
- * 10. Auction surplus vehicle Approved request to auction the surplus 1993 Ford Thunderbird license #3DVA295.
- * 11. Letter Supporting AB2437 Approved letter for Mayor's signature supporting Assembly Bill No. 2437 extending reporting and related provisions of the Wholesale Regional Water System Security and Reliability Act.
- * 13. Resolution Authorizing Agreement with County
 1. Adopted Resolution No. 7751 approving the Service Agreement with the County of Santa Clara's Traffic Safe Communities Network (TSCN) for speeding and red light running enforcement.
 2. Authorized the Chief of Police to execute the Service Agreement with the County of Santa Clara, subject to approval as to form by the City Attorney.
- * 14. Resolution Granting Initial Acceptance for Alviso Adobe Restoration Adopted Resolution No. 7752 granting initial acceptance of the Alviso Adobe Restoration Project, Phase 2, Project No. 5055 for the one year warranty period and reduction of the faithful performance bond to \$5,974.
- * 15. Resolution Granting Partial Initial Acceptance, Project 3160
 1. Adopted Resolution No. 7753 granting partial initial acceptance of subdivision improvements and authorizing reduction in penal sum of subdivision improvement bond for Project No. 3160.
 2. Approved Delayed Item Agreement and authorized the City Manager to execute the agreement, subject to approval as to form by the City Attorney.
- * 16. Contract Change Order No. 7 for Main Sewage Pump Station Authorized the City Engineer to execute Contract Change Order No. 7 for Anderson Pacific Engineering Construction, in the amount of \$38,387.00 on the Main Sewage Pump Station, Project No. 6103.
- * 17. Amendment No. 1 to the Agreement with Gil Sanchez Architects, Project No. 5055 Approved Amendment No. 1 to the Agreement with Gil Sanchez Architects to complete design for structural upgrade and the restoration of the exterior of the Alviso Adobe in the amount of \$250,000, subject to approval as to form by the City Attorney.
- * 18. Emergency Replacement of Traffic Signal and Light Rail Controls Approved emergency replacement of traffic signal and light rail controls at Tasman and Alder Drive and authorize purchase from BRG Supply, LLC for the fabrication of the systems for the not-to-exceed amount of \$38,970.00.

PUBLIC HEARINGS

1. CDBG Funding and Action Plan for FY 2008-09

Senior Neighborhood Preservation Specialist Gloria Anaya provided an overview of the Community Development Block Grant program and the amount of funds available for distribution to community groups for FY 2008-09. She defined the requirement for the one year Action Plan. Unfortunately, funding from the federal government for CDBG programs in local cities had been decreasing each year since FY 03-04. The Community Advisory Commission held a public hearing on March 5 to consider the requests for funding this year and to make recommendations to the City Council.

Principal Housing Planner Felix Reliford presented the one year Action Plan for CDBG programs and activities planned for the \$579,009 allocated to Milpitas for the next Fiscal Year. The City had a 30-days review period for the plan and had heard from one organization. Staff was able to take into consideration the comments received.

Mayor Esteves inquired about the Milpitas Food Pantry and how much funding it received last year. Staff answered \$7,550.

Next, Mayor Esteves opened the public hearing for comments.

Speakers:

Georgia Bacil, legal director of Senior Adult Legal Assistance, described her agency which provided free legal services at the Milpitas Senior Center. SALA received \$5,000 through this program, which helped a lot in providing the services available to low-income seniors in Milpitas.

Colleen Hudgen, representing Live Oak Adult Day Care, explained her agency's assistance to those seniors in Milpitas who need specialized care. Live Oak served 12 residents with breakfast and lunch, along with day-long socialization. Her agency had two centers in San Jose, with hopes to build one center in Milpitas in the future, while seeking grant funds for a new facility.

Rita Garman, of Second Harvest Food Bank in San Jose, thanked the Council for its continued support for the brown bag program of the Food Bank. That was a very vital program for Milpitas seniors who receive their food. She noted the rising costs of transportation and housing, and thanked City Council for support.

Beverly Jackson, of Rebuilding Together Silicon Valley, was from the group that provided repairs to homeowners who need it. The goal was to preserve affordable housing while providing safety, accessibility and mobility repairs by improvements to very low income homeowners in Milpitas.

Bethany Poundress, of Long Term Care Ombudsman program via Catholic Charities, advocated for those who live in adult centers and nursing homes, those residents who need them.

Ann Marcourt, Executive Director of Project Sentinel, discussed fair housing and other services her organization provided to local residents with regard to housing needs. She thanked City staff by name for their work, and the City Council for its support.

(1) Motion: move to close the public hearing

Motion/Second: Councilmember Polanski/Vice Mayor Livengood

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

Vice Mayor Livengood remarked that staff and the Community Advisory Commission got this right. There were more vulnerable people in our society who were suffering, and it was difficult more than ever in this economy. He recognized groups that support them were challenged too. It was important to continue to support kids and schools, as always. He was pleased to read of help for handicapped teens as well as housing assistance for teachers in Milpitas, in the housing section.

Mr. Reliford confirmed the Vice Mayor's remarks, but did not have exact numbers of Milpitas teachers who took advantage of the affordable housing program. Mr. Livengood requested that information at a later time.

Councilmember Polanski thanked the agencies who came before the Council at this meeting and she thanked staff and the CAC. She was pleased with the process.

Mayor Esteves thanked all the service providers. He wished to highlight the Milpitas Food Pantry, wanted to provide more support to that group, and thus, perhaps to refer it to the Finance Subcommittee.

(2) Motion: to approve funding of Community Development Block Grant funds for FY 2008-09 to the non-profit organizations listed below and to approve the One Year Action Plan for 2008

Public Service CDBG funds as follows

Alum Rock Counseling Center \$ 5,000
Long Term Care Ombudsman Program \$ 5,000
Catholic Charities – Shared Housing \$ 5,000
Milpitas Recreation Assistance Program (RAP) \$21,712
Emergency Housing Consortium \$ 5,000
Filipino Youth Coalition \$ 5,000
Health Trust \$ 5,000
Live Oak Adult Day Care Services \$ 5,000
Milpitas Food Pantry \$11,256.46
Milpitas Unified School District \$ 5,000
Next Door Solutions to Domestic Violence \$ 5,000
Project Sentinel *(see below)
Second Harvest Food Bank \$ 5,000
Senior Adult Legal Assistance (SALA) \$ 5,000
Total Public Service: \$87,968.46

*\$15,000 coming from General Admin. plus \$10,000 from RDA 20% Housing Set Aside for a total of \$25,000

Non-Public Service CDBG funds as follows

Maitri \$5,000
Milpitas Housing Rehabilitation \$233,105.65
Rebuilding Together \$20,000
Terrace Gardens Senior Housing Inc. \$118,250
Total Non-Public Service: \$376,355.65

Motion/Second: Councilmember Polanski/Vice Mayor Livengood

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

2. Entertainment Event Permit for Rotary Club Carnival

City Clerk Mary Lavelle requested the Council to authorize an Entertainment Event Permit for the Milpitas Rotary Club to host its carnival for Milpitas families and visitors, at a new location this year – at the Serra Center parking lot – over the Memorial Day weekend. The City Clerk reported that various departments had conducted a review of the Rotary Club’s plans, and issued appropriate conditions.

Milpitas Rotary Club President Colleen Noll addressed the City Council about the carnival event, and explained that the proceeds from the carnival would benefit many community outreach efforts of the local Rotary Club.

Mayor Esteves opened the public hearing for any comments, and heard none.

(1) Motion: move to close the public hearing

Motion/Second: Councilmember Giordano/Councilmember Polanski

Motion carried by a vote of: AYES: 4
NOES: 0
ABSENT: 1 (Gomez)

(2) Motion: to approve Entertainment Event Permit No. 2008-1 for the Milpitas Rotary Club to hold a carnival at the Serra Center from May 22 through May 26, 2008, subject to the written conditions, and waived the fee for the fire department inspection

Motion/Second: Councilmember Giordano/Councilmember Polanski

Motion carried by a vote of: AYES: 4
NOES: 0
ABSENT: 1 (Gomez)

Councilmember Gomez was not present at the time of the votes taken on this permit.

3. Entertainment Event Permit for Santacruzán Music Festival

Mayor Esteves left the dais at the time for discussion and voting on this item.

City Clerk Mary Lavelle next presented the request for an Entertainment Event Permit for Fil-D Craft International Inc. on behalf of a group coordinating the first-ever Santacruzán flower and music festival on Sunday, May 18. Santacruzán is a Filipino-inspired event, and it would be open to all, with music, food and beverage (no alcohol), and flowers. The organization secured rental of the sports playing field at the Milpitas Sports Center. Permit application included a request to waive the rule in the Milpitas Municipal Code regarding allowing Council approval of only event in a 30-day period.

Several departments had provided review and approval for the event prior to the public hearing. However, approval was needed from the Police Department, Traffic Engineering, and Recreation Services. Approval of the Permit was conditional upon those departments' review and sign-off on event details, including security.

Mr. Jose V. Castro, Jr. addressed the City Council describing Santacruzán and its history, as a long treasured event in many provinces of the Philippines. This year, several people got together and determined that Milpitas was the best City in the Bay Area to put on such a festival.

Vice Mayor Livengood then opened the public hearing for comments and heard none.

(1) Motion: move to close the public hearing

Motion/Second: Councilmember Giordano/Councilmember Polanski

Motion carried by a vote of: AYES: 4
NOES: 0
ABSTAIN: 1 (Esteves)

(2) Motion: to approve Entertainment Event Permit No. 2008-2 for Fil-D Craft International to hold a Santacruzán Festival on Sunday, May 18, 2008, at the Milpitas Sports Center playing field, from 11:00 AM to 9:00 PM, subject to the written conditions, and to waive Milpitas Municipal Code section III-5-4.01

Motion/Second: Councilmember Giordano/Councilmember Polanski

Motion carried by a vote of: AYES: 4
NOES: 0
ABSTAIN: 1 (Esteves)

UNFINISHED BUSINESS

4. Agreement with Earthlink Inc. for wireless assets

This matter was heard following the Redevelopment Agency meeting (10:37 PM).

Information Services Director Bill Marion reported that the City had completed negotiations on an agreement with Earthlink Inc. to assume its wireless assets in Milpitas. Earthlink would be responsible for all existing liabilities, in a 30-day transition period. Future use of wireless would be scaled down for municipal uses only of the Earthlink equipment, and the City would likely sell any excess assets.

Motion: (1) to authorize the City Manager to execute an agreement with Earthlink Inc. for the transfer of assets to the City of Milpitas, and (2) to direct staff to return with a progress report (at the end of the 30-day transition period) on the assumption of the Earthlink wireless network and recommendations for its continued use.

Motion/Second: Councilmember Gomez/Councilmember Giordano

Motion carried by a vote of: AYES: 4
NOES: 0
ABSENT: 1 (Polanski)

JOINT REDEVELOPMENT AGENCY AND CITY COUNCIL MEETING

- RA 1. 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 9:08 PM.
- RA 2. ROLL CALL** **PRESENT**: Mayor/Chair Esteves, Vice Mayor/Vice Chair Livengood, Agency/Councilmembers Giordano, Gomez and Polanski
- ABSENT**: Councilmember Polanski was absent after 9:41 PM (following Item RA5).
- RA 3. MEETING MINUTES** Motion: to approve the Redevelopment Agency minutes of April 1, 2008, including joint meeting with the City Council, as submitted
- Motion/Second: Vice Chair/Vice Mayor Livengood / Agency/Councilmember Polanski
- Motion carried by a vote of: AYES: 5
NOES: 0
- RA 4. Approval of Agenda and Consent Calendar** Motion: to approve the agenda and Agency consent calendar (item with asterisk*)
- Motion/Second: Vice Chair/Vice Mayor Livengood / Agency/Councilmember Giordano
- Motion carried by a vote of: AYES: 5
NOES: 0
- RA 5. Report on new Library and N Main Streetscape Projects** CIP Manager Steve Erickson updated the Council/Agency on the construction progress of the new Milpitas Library and N. Main Streetscape projects, detailing expenses and change orders to date. He displayed some photographs of current progress. Streetscape work was proceeding, necessitating some street closure at times.
- Regarding the display of the historic Milpitas Fire Truck at the new parking garage, the City contacted one glass vendor about a potential glass structure over the fire truck, at the garage. Local vendor Roadrunner Glass determined that the design was more than they could handle, and that engineering design work would be needed. Such work was not included within the scope of the project or budget.
- Councilmember Giordano asked about the quote from Roadrunner. Staff replied there was no quote and \$50,000 was originally budgeted for the display of the truck. Council member Giordano asked if there was any other vendor available. Mr. Erickson replied that Milpitas Historical Society had specifically asked the City to contact Roadrunner.
- Vice Mayor Livengood reported that he got a call from Roadrunner on this date to discuss the fire truck display. Mr. Livengood felt it could be a maintenance nightmare if the truck was surrounded by glass, as in the display shown on screen. It would possibly create a nuisance of sorts.

Mayor Esteves announced that he too got a call from Roadrunner on a voice message. It was tough to find a solution as to what type of casement or cover should go over the fire truck, so he asked what was the urgency on this matter. He remarked that Council and staff could determine the answer to it later. Mr. Erickson reported that it would be ideal to have the truck on display at the time of the grand opening of the library, but it could be delayed.

Staff explained that funding might have to come from another source, once the Garage CIP was completed and closed out. The Mayor stated he was favorable to having the fire truck located at the library parking garage, not the Alviso Adobe site.

Councilmember Polanski stated she had no problem with delaying the fire truck issue. The truck needed to be protected, so wrought iron fencing would not protect it. She inquired about long-term maintenance costs. Whose liability was it if damaged, she wondered? She agreed with the Library Subcommittee members to wait and wanted to preserve that fire truck but not have it damaged.

Mayor Esteves invited persons to speak at the podium on this issue.

Speakers:

Craig Bunnell, a representative of the Milpitas Historical Society and neighbor of Mr. Livengood, discussed the need to think outside the box on this matter and the box was Main Street. It was nice to see a difference on Main St. in this City. "She" (firetruck Lena) needed to be in the downtown, not on the fringes of the City at the Alviso Adobe.

Barbara Gomes Bowman, Milpitas resident, felt the Council needed an extension to try to come up with a different option for the truck's location, someplace on Main Street.

Vice Mayor Livengood noted that Council did not make the recommendation to put the fire truck at the Adobe. In fact, many years ago, Milpitas looked at trying to get its hands on the building that was once the Fire Station (a commercial shop now) with no luck.

Ted Weller, Milpitas resident, remarked that his family was part owner of the Lena fire truck for many years, and then in 1972, someone picked it up for \$50. It had been used on orchards in town. He felt it was an excellent idea to put it near the library or at the parking garage.

Councilmember Giordano said it sounded like the City was going back to the drawing board on this. She liked the glass around the truck and the look of it. Perhaps the City could go out for bids and meanwhile defer the matter to the Library Subcommittee.

Mayor Esteves agreed with Councilmember Giordano, while details on what to do with placement of the fire truck were going to be needed.

Motion: to approve the following three actions:

1. Receive progress report from staff on the new Milpitas Library, Midtown East Parking Garage, and N. Main Streetscape Projects No. 8154, No. 8161, No. 8162, and No. 8165.
2. Authorize the Agency Director to execute a contract change order to the agreement with builder S.J. Amoroso to provide the signage and graphics for the library and garage. VKK was the low bidder submitted to Amoroso.
3. Deny the staff recommendation to locate the historic Fire Truck within the Alviso Adobe project area and to refer this issue back to the Library Subcommittee for discussion and further recommendation.

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

Motion carried by a vote of:

AYES: 5

NOES: 0

The Agency/Council took a break at 9:41 PM for 10 minutes. Councilmember Polanski departed the meeting at this time. Agency/Council reconvened at 9:51 PM, with four members present.

RA 6. Report on Preliminary Budget for FY 2008-09

Finance Director Emma Karlen provided an overview and historical analysis of the City/Agency's financial picture as well as the budget for the coming fiscal year. She highlighted double digit increases in medical insurance premiums over the last eight years. Staff provided a handout to the Council of information presented on screen.

Vice Mayor Livengood asked if PERS allowed for future employees to be hired at a different retirement formula than presently offered. Ms. Karlen replied the City would have to check with PERS to confirm that it would be possible. Mr. Livengood asked that staff research that issue and respond back.

Councilmember Giordano noted that last year, the Council discussed a potential increase in the deductible for medical plans and asked the outcome. Human Resources Director Carmen Valdez responded, explaining that deductibles were dictated to the City by PERS, so long as the City remained a member. The City could change those deductibles if Milpitas went to an outside insurance carrier. City Manager Williams commented that it was ultimately cheaper to remain in PERS.

Vice Mayor Livengood had the same question as on the medical plans, about retirement plans offered. Ms. Valdez responded that yes, a different retirement plan could be offered to new hires and it could come through negotiations.

Councilmember Gomez asked questions about revenues versus expenditures and the need to close the gap, since there was an ongoing deficit. Staff concurred. Mr. Gomez brought up total compensation as a strategy for future benefits packages, to consider and move toward that concept for Milpitas.

City Manager Williams responded that the City had commenced with that idea at the time of the introduction of the City's Strategic Plan, and would plan to look at that full speed ahead as the Plan was worked out.

Mayor Esteves commented that total compensation was not new as a concept and that some public agencies do use that formula now. Also, tiered benefits plans in government was not new and he viewed these both as viable.

Finance Director Karlen identified costs related to contributions to the City's retiree medical benefit obligation. In the current FY 2007-08, to solve the budget's initial gap, Milpitas would fund the deficit demanding some of the Redevelopment Agency loan payment the City (\$6 million), a review of personnel costs in Engineering and Planning to allocate some of that appropriately to the RDA fund, and by ongoing cost cutting by departments through the end of current FY (vacancies, overtime, contractual services).

Councilmembers asked staff about the number of vacant funded and unfunded positions. Vice Mayor Livengood felt the City had to look at funded positions still on the books now versus those that just happen to be vacant. Councilmember Gomez suggested maybe some of the long vacant positions should be cut from the list altogether. City Manager Williams further remarked on the ongoing constant review of position allocation throughout the City.

Mayor Esteves questioned the legal method of transfer of funding the loan payment from the RDA to the City. City Attorney Mike Ogaz responded that his office had this topic under review, and he would need more time before answering the Mayor.

***RA 8.** Purchase Orders for Landscape Maintenance (no Project No.)

Approved purchase orders for landscape maintenance services with East Bay Construction Company and with Shooter & Butts, Inc. as follows:

1. John McDermott Park - East Bay Construction Company at \$600 per month
2. O'Tool Elm Park - East Bay Construction Company at \$1,840 per month
3. Tom Evatt Park - East Bay Construction Company at \$2,450 per month
4. Thompson/Machado/Abel Streetscape - Shooter & Butts, Inc. at \$3,480 per month

RA 9. ADJOURNMENT

Chair/Mayor Esteves adjourned the Redevelopment Agency meeting at 10:37 PM.

REPORT OF COMMITTEE

Two items were approved on the consent calendar.

7. Transportation Subcommittee:
VTA Board Governance

This item was heard at 8:18 PM, prior to Item No. 3 on the agenda.

Milpitas Traffic Engineer Jaime Rodriguez introduced Mr. Greg Sellers, City of Morgan Hill Councilmember, serving as the Milpitas-Gilroy-Morgan Hill (MGM) group's representative on the Valley Transportation Authority Board of Directors presently. He discussed two main areas the VTA Board would focus on with regard to future new Board members: experience and geographic boundaries of Board member city groupings. It would be valuable to take a look at the South County as a separate area.

Next, VTA Government Affairs Director Jim Lawson discussed recommendations of the governance report, issued last year. He mentioned the City of San Jose and the County of Santa Clara and that their positions on the VTA Board would remain the same. One recommendation of the report was to end automatic rotation, and replace it with selection of the most qualified persons. Then, do what the groupings of cities thought was best. Five west valley cities were favorable he said, with the exception of Los Altos Hills.

Furthermore, Mr. Lawson stated that the VTA Board in May would likely vote on the changes recommended, including the city groupings changes. He urged consideration for what group served Milpitas best. Two regular representatives and one alternate to the Board would happen in the new groupings proposed, if Milpitas joined with the cities of Sunnyvale and Santa Clara (instead of the current MGM). He strongly recommended the new arrangement as in Milpitas' best interests.

Vice Mayor Livengood remarked favorably. It was a wise move, and would ensure Milpitas would not have the occasion in the future, of one period with neither a seat nor an alternate on the VTA Board. He appreciated all the work done on this plan. He cared about Milpitas having a vote when BART was due to be built in this part of the County, in 2010 – 2014.

Councilmember Polanski thanked the two men who spoke. She had served on the Policy Advisory Board for a while, and knew the challenges of the City groupings. She viewed the new proposed structure as favorable.

Mayor Esteves noted that details were not provided yet on how the member would be selected from within the new groupings, and Mr. Lawson confirmed that. It could be that the groups determine on their own how to select the VTA Board member.

Motion: to approve the VTA Board Governance recommendations, as described, with the change to City groupings affecting Milpitas, and direct staff to facilitate meetings with Sunnyvale and Santa Clara to select a representative to the VTA Board from the new group (provided the proposal would be approved by the VTA Board at its next Board meeting)

Motion/Second: Vice Mayor Livengood/Councilmember Polanski

Motion carried by a vote of:

AYES: 5
NOES: 0

Motion carried by a vote of:

AYES: 4
NOES: 0
ABSENT: 1 (Polanski)

ORDINANCE

12. Traffic Ordinance No.
43.209

Transportation Engineer Jaime Rodriguez described current parking time restrictions on Thompson Street, and these were proposed to be changed slightly. The proposed ordinance would change the parking to a three-hour limit any time and was designed to assist those visiting the new car dealerships.

City Attorney Mike Ogaz read aloud the title of Ordinance No. 43.209 "An Ordinance of the City Council of the City of Milpitas Amending Chapter 100, Title V of the Milpitas Municipal Code Related to Traffic."

(1) Motion: to waive the first reading of the ordinance beyond the title

Motion/Second: Councilmember Gomez/Vice Mayor Livengood

Motion carried by a vote of:

AYES: 4
NOES: 0
ABSENT: 1 (Polanski)

(2) Motion: to introduce Traffic Ordinance No. 43.209, an amendment to Section V-100-15.06 of the Milpitas Municipal Code, Parking Time Limited on Certain Enumerated Streets (Thompson Street)

Motion/Second: Councilmember Gomez/Vice Mayor Livengood

Motion carried by a vote of:

AYES: 4
NOES: 0
ABSENT: 1 (Polanski)

RESOLUTIONS

Three resolutions were adopted on the Consent Calendar.

BIDS AND CONTRACTS

Two items were approved on the Consent Calendar.

CLAIM AND DEMAND

One item was approved on the Consent Calendar.

ADJOURNMENT

Mayor Esteves adjourned the Council meeting at 10:48 PM.

The foregoing minutes were approved by the Milpitas City Council as amended on May 6, 2008.



Mary Lavelle
City Clerk