

**A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE CITY OF MILPITAS
AUTHORIZING PAYMENTS TO THE CITY OF MILPITAS PURSUANT TO THE SECOND
AMENDED AND RESTATED PUBLIC WORKS AGREEMENT**

WHEREAS, on September 21, 1976, by Ordinance No. 192, the City Council of the City of Milpitas (“City”) adopted the redevelopment plan (“Redevelopment Plan”) for the Milpitas Redevelopment Project No. 1, (“the “Project”); and

WHEREAS, pursuant to the Community Redevelopment Law of the State of California (Health and Safety Code Section 33000 *et seq.*) and its general city powers, the City desires to assist the Milpitas Redevelopment Agency (“Agency”) in the implementation of the Project; and

WHEREAS, on June 3, 2003, the City and the Agency entered into a Second Amended and Restated Public Works Agreement (“Agreement”) for the construction of Public Improvements; and

WHEREAS, under the Agreement, the City is required to cause the acquisition and construction of certain public improvements and the performance of certain programs and activities as identified in the Redevelopment Agency Financing pages of the Five Year Capital Improvement Program, attached hereto as Attachment No. 1 (the “Public Improvements”) to serve and benefit the Project; and

WHEREAS, the Agency and the City have determined that the Public Improvements are of benefit to the Project, and that no other reasonable means of financing such Public Improvements are available to the community.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

In return for the City’s obligation to acquire, construct and perform such Public Improvements, the Agency shall pay to the City full cost of the Public Improvements as set forth in Attachment No. 1, or any portion thereof as demanded by the City.

PASSED AND ADOPTED this _____ day of _____ 2008, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

Mary Lavelle, City Clerk

Jose S. Esteves, Mayor

APPROVED AS TO FORM:

Michael J. Ogaz, City Attorney

City of Milpitas

2008-13 CAPITAL IMPROVEMENT PROGRAM

REDEVELOPMENT AGENCY FINANCING

RDA Tax Increment

Summary	2008-09	2009-10	2010-11	2011-12	2012-13	TOTAL
Community Improvement	2,625,000	500,000	0	250,000	0	3,375,000
Park Improvement	50,000	0	0	0	0	50,000
Sewer Improvement	0	0	0	0	0	0
Storm Drain Improvement	150,000	2,200,000	35,000	112,000	0	2,497,000
Streets	1,425,000	1,616,000	0	0	0	3,041,000
Water	0	0	0	0	0	0
RDA Tax Increment Totals	4,250,000	4,316,000	35,000	362,000	0	8,963,000

RDA Bond (1997, 2000, and 2003)

Summary	2008-09	2009-10	2010-11	2011-12	2012-13	TOTAL
Community Improvement	9,915,000	0	0	0	0	9,915,000
Sewer Improvement	0	0	0	0	0	0
Streets	(174,000)	0	0	0	0	(174,000)
RDA Bond Totals	9,741,000	0	0	0	0	9,741,000

Community Improvement

	2008-09	2009-10	2010-11	2011-12	2012-13	TOTAL
8176 Senior Center	12,315,000	0	0	0	0	12,315,000
8182 City Building Improvements	200,000	500,000	0	250,000	0	950,000
8190 Green Facility Study	25,000	0	0	0	0	25,000
Total:	12,540,000	500,000	0	250,000	0	13,290,000

Park Improvement

	2008-09	2009-10	2010-11	2011-12	2012-13	TOTAL
8191 Park Master Plan Improvements - Phase I	50,000	0	0	0	0	50,000
Total:	50,000	0	0	0	0	50,000

Streets

	2008-09	2009-10	2010-11	2011-12	2012-13	TOTAL
4170 Hwy 237/I-880 Interchange	(174,000)	0	0	0	0	(174,000)
8192 City-Wide Traffic Deficiency Plan	25,000	0	0	0	0	25,000
8193 Singley Area Phase 5	1,000,000	0	0	0	0	1,000,000
8194 Street Resurfacing Project 2009	400,000	0	0	0	0	400,000
<i>New Light Rail Median Landscaping</i>	0	1,416,000	0	0	0	1,416,000
<i>New North Milpitas Blvd. Soundwall Renovation</i>	0	200,000	0	0	0	200,000
Total:	1,251,000	1,616,000	0	0	0	2,867,000

Storm Drain Improvement

	2008-09	2009-10	2010-11	2011-12	2012-13	TOTAL
8106 Storm Water Pump Station Improvement	150,000	0	0	0	0	150,000
8140 Oakcreek Pump Station Improvement	0	2,200,000	0	0	0	2,200,000
<i>New Fuel Tank Improvements</i>	0	0	35,000	112,000	0	147,000
Total:	150,000	2,200,000	35,000	112,000	0	2,497,000