

PRESENT: Mayor Livengood, Councilmembers Giordano, Gomez and McHugh
ABSENT: Councilmember Polanski

MINUTES

Motion: to approve the minutes of the November 18, 2008 City Council meeting, as amended

Councilmember McHugh requested the City Clerk to make two edits to the November 18 meeting minutes, on page 1 and on page 7.

Motion/Second: Councilmember McHugh/Councilmember Gomez

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

SCHEDULE OF MEETINGS

Motion: approve Council Calendar/Schedule of Meetings for December 2008

Motion/Second: Councilmember Giordano/Councilmember Gomez

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

PUBLIC FORUM

Mr. Liu, representing Assemblymember Alberto Torrico, came forward to present three letters to the newly elected officials from the Assemblymember, congratulating and welcoming them.

Ms. Julie Lind, representing state Senator Ellen Corbett, offered congratulations to the newly elected officials from the Senator.

Mrs. Nancy Mendizabal, 2225 Edsel Drive resident, spoke as a City employee on behalf of City of Milpitas ProTech employee group (some of their members were present). She wished to congratulate former Mayor Jose Esteves for his years of service. She welcomed and congratulated the newly elected officials and looked forward to working productively with the City Council. She encouraged Councilmembers to talk to ProTech members to learn about the variety of services the diverse group of employees provided to the community.

ANNOUNCEMENTS

Councilmember Giordano acknowledged, with regard to funding for the new library grand opening celebration, on the cost savings budgeted for that January 10 event, she wanted to acknowledge Councilmember Polanski on leading the charge for saving the City money on library grand opening celebration.

Mayor Livengood stated that he would provide names recommended for appointment to the Planning Commission at the next City Council meeting. Citizens interested may apply and should contact the City Clerk for application.

ANNOUNCEMENT OF CONFLICT OF INTEREST

None

PRESENTATIONS

Mayor Livengood - with assistance from Councilmember Gomez - presented special plaques to outgoing Milpitas Unified School District Board Members Barbara Santos and Carmen Montano. He also announced a special plaque prepared for outgoing Mayor Esteves, honoring his six years of service as Mayor of Milpitas, to be delivered.

ELECTION OF VICE MAYOR

Mayor Livengood made his recommendation of Councilmember Pete McHugh to serve as the next Vice Mayor of the City.

Motion: move to appoint Councilmember Pete McHugh to serve a two year term as Vice Mayor of Milpitas for 2008-2010

Motion/Second: Councilmember Gomez/Councilmember Giordano

Motion carried by a vote of:

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

APPROVAL OF AGENDA

Motion: to approve the agenda, as submitted

Motion/Second: Councilmember Giordano/Vice Mayor McHugh

Motion carried by a vote of:

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

CONSENT CALENDAR

Motion: to approve the Consent Calendar (items noted with *asterisk), as submitted

City Manager Williams noted a substitute agreement that was distributed for Item No. 5, the agreement with Silicon Valley Unwired for wireless service.

Motion/Second: Councilmember Gomez/Councilmember Giordano

Motion carried by a vote of:

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

*1. Ordinance No. 23.11,
Purchasing Amendment

Waived the second reading and adopted Ordinance No. 23.11 amending Title I, Chapter 2 (Purchasing) of the Milpitas Municipal Code.

*2. Resolution Approving
Agreement with UC Berkeley

Adopted Resolution No. 7803 approving agreement with the Regents of the University of CA Berkeley School of Public Health Traffic Safety Center and the CA Office of Traffic Safety. Authorized the Police Chief to execute the agreement, subject to the approval as to form by the City Attorney.

*3. Resolution Related to Weed
Abatement Program

Adopted Resolution No. 7804 declaring weeds on specific properties to be a public nuisance. Set the public hearing date on Tuesday, January 20, 2009 and directed the City Clerk to advertise the Notice of Public Hearing in the local newspaper.

*4. Resolution Approving 3
Smart Pump Control Systems

Adopted Resolution No. 7805 authorizing the purchase of three Smart Pump Control Systems as a sole source procurement and the authorizing the City Manager to execute a contract for the installation of three Smart Pump Control Systems from Knorr Systems, Inc., not-to-exceed \$42,241.00 and subject to approval as to form by the City Attorney.

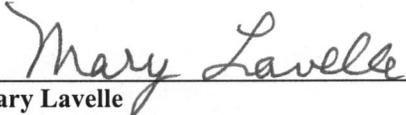
*5. Authorize Agreement with
Silicon Valley Unwire

Authorized the City Manager to execute an agreement with Silicon Valley Unwired for the operation of the Milpitas WiFi (wireless) network.

ADJOURNMENT

Mayor Livengood adjourned the meeting of the Milpitas City Council at 8:56 PM.

The foregoing minutes were approved by the Milpitas City Council as submitted on December 16, 2008.



Mary Lavelle
City Clerk