

**MEETING MINUTES
CITY OF MILPITAS**

Minutes of: Special Meeting of the Milpitas City Council
Date: Friday, August 14, 2009
Time: 6:30 PM
Location: Council Chambers, Milpitas City Hall
455 East Calaveras Blvd.

ROLL CALL

The special City Council meeting was called to order at 6:36 PM. City Clerk Lavelle called the roll.

PRESENT: Mayor Livengood, Vice Mayor McHugh, and Councilmember Gomez

ABSENT: Councilmembers Giordano and Polanski

Also present were the City Manager, City Attorney, City Clerk, Housing Planner and project applicant representative from USA Properties.

PLEDGE

Mayor Livengood led all in the pledge of allegiance.

PUBLIC FORUM

None.

RESOLUTION

City Manager Tom Williams explained the resolution requested for approval at this meeting. The purpose was to permit the City to apply for \$2 million in special state funds (HOME Funds from the state's Housing and Community Development department) toward the project for new apartments at Apton Plaza, to be built by USA Properties.

Councilmembers requested an explanation how the action at this meeting related to the recent approval of the \$4.4 million loan from the Redevelopment Agency to the Apton project. Mr. Williams explained that the application to the state for \$2 million would permit the applicant to reduce the loan amount approved by the Agency to approximately \$3.7 million, and have the apartment project built and occupied.

Vice Mayor McHugh asked the City Attorney if proper noticing according to the Brown Act was met for this special meeting. Mr. Mike Ogaz reported noticing was done in accord with law and on time by the City Clerk's office.

Motion: to adopt Resolution No. 7918 authorizing the application for Home Investment Partnerships Program Funding from the California State Department of Housing and Community Development

Motion/Second: Vice Mayor McHugh/Councilmember Gomez

Motion carried by a vote of:

AYES: 3

NOES: 0

ABSENT: 2 (Giordano, Polanski)

Mayor Livengood thanked his colleagues for attending this meeting on a Friday evening.

ADJOURNMENT

The Council meeting was adjourned at 6:42 PM.

**The foregoing minutes were approved by the Milpitas
City Council as submitted on September 1, 2009.**



Mary Lavelle, City Clerk