



**MILPITAS CITY COUNCIL AGENDA
TUESDAY, APRIL 16, 2013**

**455 EAST CALAVERAS BLVD, MILPITAS, CA
6:00 P.M. (CLOSED SESSION) • 7:00 P.M. (PUBLIC BUSINESS)**

SUMMARY OF CONTENTS

- I. CALL TO ORDER/ROLL CALL by the Mayor (6:00 p.m.)**
- II. ADJOURN TO CLOSED SESSION**
 - 1. CONFERENCE WITH LEGAL COUNSEL**

Pursuant to Govt. Code Section 54956.9
Existing Litigation: Sacramento County Superior Court, case no. 34-2013-80001436,
County of Santa Clara, Vinod K. Sharma, et al., vs. Milpitas Economic Development Corporation,
City of Milpitas, et al.
 - 2. CONFERENCE WITH LABOR NEGOTIATORS - COLLECTIVE BARGAINING**

Pursuant to California Government Code §54957.6, City Negotiator: Carmen Valdez
Employee Groups: Milpitas Employees Association (MEA), Milpitas Police Officers Association
(MPOA), International Association of Fire Fighters (IAFF), and Milpitas Association of Battalion
Chiefs. Under Negotiation: Wages, Hours, Benefits, and Working Conditions
- III. CLOSED SESSION ANNOUNCEMENTS:** Report on action taken in Closed Session, if required, pursuant to Government Code Section 54957.1, including the vote or abstention of each member present
- IV. PLEDGE OF ALLEGIANCE (7:00 p.m.)**
- V. INVOCATION (Councilmember Montano)**
- VI. APPROVAL OF COUNCIL MEETING MINUTES – April 2, 2013**
- VII. SCHEDULE OF MEETINGS – COUNCIL CALENDARS – April and May 2013**
- VIII. PRESENTATIONS**
 - Proclaim *National Crime Victims' Rights Week* for April 21 - 27, 2013
 - Proclaim *Building and Safety Month* – May 2013
- IX. PUBLIC FORUM**

Members of the audience are invited to address the Council on any subject not on tonight's agenda. Speakers must come to the podium, state their name and city of residence for the Clerk's record, and limit their remarks to three minutes. As an unagendized item, no response is required from City staff or the Council and no action can be taken; however, the Council may instruct the City Manager to agendize the item for a future meeting.

- X. ANNOUNCEMENTS**
- XI. ANNOUNCEMENT OF CONFLICT OF INTEREST**
- XII. APPROVAL OF AGENDA**
- XIII. CONSENT CALENDAR (Items with asterisks*)**

Consent calendar items are considered to be routine and will be considered for adoption by one motion. There will be no separate discussion of these items unless a member of the City Council, member of the audience, or staff requests the Council to remove an item from or be added to the consent calendar. Any person desiring to speak on any item on the consent calendar should ask to have that item removed from the consent calendar. If removed, this item will be discussed in the order in which it appears on the agenda.

XIV. PUBLIC HEARINGS

- 1. Hold a Public Hearing and Adopt a Resolution to Dispose of Public Park Land and Accept Santa Clara Valley Transportation Authority Proposal for Curtis Park Mitigation and Acquisition by Authorizing Amendment No. 5 to the City's Master Agreement with VTA for Project GT1063 (Staff Contact: Kathleen Phalen, 408-586-3345)**
- 2. Hold a Public Hearing to Approve the Community Development Block Grant Funding Allocations for FY 2013-14 and to Adopt the One-Year Action Plan (Staff Contacts: Felix Reliford, 408-586-3071, and Gloria Anaya, 408-586-3075)**

XV. UNFINISHED BUSINESS

- 3. Approve Public Art Installation of "Minute Man" Sculpture at City Hall and the Budget for Art Work (Staff Contact: Renee Lorentzen, 408-586-3409)**

XVI. REPORTS OF OFFICERS AND COMMISSIONS

- * 4. Consider Mayor's Recommendations for Appointments and Re-Appointments to Two Milpitas Commissions (Contact: Mayor Esteves, 408-586-3029)**
- 5. Consider a City of Milpitas 60th Anniversary Celebration (Contact: Vice Mayor Polanski, 408-586-3024)**
- * 6. Approve the Arts Commission Work Plan for 2013-14 (Staff Contact: Renee Lorentzen, 408-586-3409)**
- * 7. Approve the Veterans Commission Work Plan for 2013-14 (Staff Contact: Carmen Valdez, 408-586-3086)**

XVII. NEW BUSINESS

- 8. Receive Overview of Strategic Planning Process from City Manager (Staff Contact: Tom Williams, 408-586-3050)**
- 9. Review the Draft 2013-2018 Capital Improvement Program (CIP) and Provide Staff with Direction and Comments (Staff Contact: Kathleen Phalen, 408-586-3345)**
- * 10. Approve the Milpitas Police Department's Application to Enter the California Public Safety Procurement Program (CPSPP) 1033 Excess Property Program (Staff Contact: Charlotte Pang, 408-586-2432)**
- * 11. Approve the Final Tract Map for the Harmony Residential Development, Project No. 2709 (Staff Contact: Keyvan Irannejad, 408-586-3244)**
- * 12. Authorize a Letter from the Mayor, as a Member City of the Association of Bay Area Governments, to the California Public Utilities Commission Requesting the Commission Rescind Regulations that Require Core Transportation Agents to Take and Pay for PG&E's Excess Pipeline Capacity (Staff Contact: Emma Karlen, 408-586-3145)**

XVIII. ORDINANCE

- * 13. **Waive the Second Reading and Adopt Ordinance No. 38.807 for Approval of the Development Agreement with Milpitas Sign Company LLC (Staff Contact: Michael Ogaz, 408-586-3040)**

XIX. RESOLUTIONS

- * 14. **Adopt a Resolution Approving a New City Council Donation and Fee Waiver/Reduction Policy (Staff Contact: Emma Karlen, 408-586-3145)**
- * 15. **Adopt a Resolution Authorizing the City Manager to Execute the Agreement with the California Highway Patrol for Joint Use of the Weapons Firing Range (Staff Contact: Charlotte Pang, 408-586-2432)**
- * 16. **Adopt a Resolution Confirming Current Fire Department Budget Status (Staff Contact: Michael Ogaz, 408-586-3040)**

XX. CONTRACTS

- * 17. **Authorize the Chief of Police to Execute the Agreement with the County of Santa Clara for the 2013 “Avoid the 13” Grant Program (Staff Contact: Charlotte Pang, 408-586-2432)**
- * 18. **Authorize the City Manager to Execute Amendment No. 2 to the Agreement with CSG Systems, Inc. to Extend Printing, Mailing, E-Bill Presentment and E-Bill Payment of City Utility Bills for One Additional Year in the Annual Not-To-Exceed Amount of \$81,000 (Staff Contact: Chris Schroeder, 408-586-3161)**
- * 19. **Authorize the City Manager to Execute Amendment No. 5 to the Contract with Universal Building Services for Additional Janitorial Services for City Buildings in the Not-To-Exceed Amount of \$73,461 (Staff Contact: Chris Schroeder, 408-586-3161)**
- * 20. **Authorize the City Manager to Execute Amendment No. 5 to the Agreement with East Bay Construction for City Street Landscape Maintenance Services (Staff Contacts: Chris Schroeder, 408-586-3161 and Steve Erickson, 408-586-3301)**

XXI. ADJOURNMENT

**NEXT REGULARLY SCHEDULED COUNCIL MEETING
TUESDAY, MAY 7, 2013 AT 7:00 P.M.**

KNOW YOUR RIGHTS UNDER THE OPEN GOVERNMENT ORDINANCE

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, and other agencies of the City exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and the City operations are open to the people's review.

For more information on your rights under the Open Government Ordinance or to report a violation, contact the City Attorney's office at Milpitas City Hall, 455 E. Calaveras Blvd., Milpitas, CA 95035
e-mail: mogaz@ci.milpitas.ca.gov / Fax: 408-586-3056 / Phone: 408-586-3040

The Open Government Ordinance is codified in the Milpitas Municipal Code as Title I Chapter 310 and is available online at the City's website www.ci.milpitas.ca.gov by selecting the Milpitas Municipal Code link.

Materials related to an item on this agenda submitted to the City Council after initial distribution of the agenda packet are available for public inspection at the City Clerk's office at Milpitas City Hall, 3rd floor 455 E. Calaveras Blvd., Milpitas and on the City website.

All City Council agendas and related materials can be viewed online here:
www.ci.milpitas.ca.gov/government/council/agenda_minutes.asp (select meeting date)

APPLY TO BECOME A CITY COMMISSIONER!

Current vacancies exist on the:

*Public Art Committee (Alliance for the Arts member)
Community Advisory Commission (alternate)
Parks, Recreation, and Cultural Resources Commission*

Commission application forms are available online at www.ci.milpitas.ca.gov or at Milpitas City Hall.
Contact the City Clerk's office (408-586-3003) for more information.

If you need assistance, per the Americans with Disabilities Act, for any City of Milpitas public meeting, call the City Clerk at (408) 586-3001 or send an e-mail to mlavelle@ci.milpitas.ca.gov prior to the meeting. You may request a larger font agenda or arrange for mobility assistance. For hearing assistance, headsets are available in the Council Chambers for all meetings.

AGENDA REPORTS

XIV. PUBLIC HEARINGS

- 1. Hold a Public Hearing and Adopt a Resolution to Dispose of Public Park Land and Accept Santa Clara Valley Transportation Authority Proposal for Curtis Park Mitigation and Acquisition by Authorizing Amendment No. 5 to the City's Master Agreement with VTA for Project GT1063 (Staff Contact: Kathleen Phalen, 408-586-3345)**

Background: The Santa Clara Valley Transportation Authority's (VTA) Bay Area Rapid Transit (BART) Extension, known as the Silicon Valley Berryessa Extension (SVBX) project, will need to take a small portion of City land along the easterly edge of Curtis Park adjacent to the existing Union Pacific Railroad (UPRR) alignment to relocate the UPRR tracks to make way for BART. VTA submitted a proposal (in agenda packet) in order to satisfy its federal environmental requirements to mitigate impacts to park lands by exchanging services of equivalent value.

The services that VTA proposes to provide the City are: preparation of a 2013 grant application to One Bay Area Governments (OBAG) for design of a pedestrian bridge crossing over Montague Expressway from the planned parking garage for BART to the northeast corner of the intersection at Piper Drive, and, preparation of a 2017 grant application to OBAG for construction of this bridge. VTA will complete a preliminary design of the bridge for submission in the 2013 grant application and will complete a construction schedule and cost estimate for the 2017 grant application.

Staff reviewed VTA's proposal and determined that it is a fair and reasonable exchange, which will benefit the City. The Transit Area Specific Plan calls for this pedestrian overcrossing to connect the BART Station to the Piper/Montague area and the Great Mall. City staff seeks Council's acceptance of VTA's proposal by authorizing Amendment No. 5 to the City's Master Agreement with VTA for the SVBX project.

Fiscal Impact: None. All BART project related expenses, including City staff resources, will be reimbursed by VTA. Additionally, the loss of parkland is being fully mitigated by VTA providing "in-kind" grant application services totaling at least the amount of "in-lieu" park fees that would be required.

Attachments:

1. Resolution
2. Proposal from VTA for Curtis Park Mitigation and Acquisition and Amendment No. 5 to Master Agreement between VTA and City of Milpitas

Recommendations:

1. Open the public hearing, and following any comments, move to close the public hearing.
 2. Adopt a resolution to dispose of public park land and accept VTA's proposal for Curtis Park mitigation and acquisition by authorizing the City Manager to execute Amendment No. 5 to the Master Agreement between VTA and the City of Milpitas.
- 2. Hold a Public Hearing to Approve the Community Development Block Grant Funding Allocations for FY 2013-14 and to Adopt the One-Year Action Plan (Staff Contacts: Felix Reliford, 408-586-3071, and Gloria Anaya, 408-586-3075)**

Background: The U.S. Department of Housing and Urban Development (HUD) provides annual grants through the Community Development Block Grant (CDBG) Program to Local Governments to assist in providing decent housing, a suitable living environment, and expand economic opportunities for low to moderate-income persons. The purpose of this public hearing

is to set funding allocations for the CDBG funds provided to the City for FY 2013-14 and to adopt the One-Year Action Plan.

During the month of January 2013, the City advertised during the 30-day time period by which to submit CDBG funding applications and sent out notices to past service providers. The Milpitas Community Advisory Commission (CAC) held a public hearing on March 6, 2013 to review the 14 applications received and provide funding recommendations to the City Council. CAC funding recommendations are based on an unconfirmed allocation of \$390,716. CAC recommendations follow the City Council's adopted priorities for funding allocations for the categories as follows:

Public Services

1. Senior Services
2. Youth/Teen Services
3. Homeless Sheltering/Services
4. Child Care
5. Battered Women Sheltering/Services
6. Code Enforcement

25% of total Public Service allocation to be reserved for City of Milpitas Programs (Milpitas RAP and Milpitas Family Literacy Programs fall under this policy)

Non-Public Services (improvements)

1. Home Repair/Rehabilitation
2. Affordable Housing
3. Rental Apartment Rehabilitation
4. Historic Preservation

A minimum funding level of \$5,000 shall be allocated for public and non-public services; and \$10,000 from CDBG Program Administration for Fair Housing services.

Public Services	\$58,607	15%
Non-Public Services	\$253,966	65%
Program Administration	\$78,143	20%

Included in the Council's agenda packets are March 6, 2013 CAC meeting minutes including the Commission's funding recommendations.

One-Year Action Plan

The Action Plan describes anticipated CDBG activities and expenditures to be undertaken for fiscal year 2013-14 and how these activities relate to meeting objectives noted in the Five-Year Consolidated Plan. Staff recommends that the Council consolidate prior years' Housing Rehabilitation Loan Program funds into one project.

The draft Action Plan was advertised for public review and comments for 30 days (from March 15 through April 15, 2013) and sent to eighteen CDBG funded applicants and agencies. Public comments received will be incorporated in the Action Plan and forwarded to HUD by May 15, 2013. HUD reviews and approves the Action Plan prior to releasing CDBG funds.

Fiscal Impact: None.

Attachments:

1. Community Advisory Commission Meeting Minutes of March 6, 2013, which includes the Commission's funding recommendations.
2. Draft Action Plan

Recommendations:

1. Open the Public Hearing for public comments.
2. Move to close the Public Hearing, following testimony.
3. Approve Community Development Block Grant funding levels for FY 2013-14. If funding reduction occurs, reductions will be taken from the Housing Rehabilitation Loan Program for the Non-Public Services and City of Milpitas Recreation Assistance Program; and the Food Pantry for the Public Services category.
4. Approve the One-Year Action Plan, which includes consolidating prior years' Housing Rehabilitation Loan program funds into one project.

XV. UNFINISHED BUSINESS

3. Approve Public Art Installation of “Minute Man” Sculpture at City Hall and the Budget for Art Work (Staff Contact: Renee Lorentzen, 408-586-3409)

Background: At the March 19, 2013 City Council meeting, Council requested staff to return to the Council for discussion of the City Hall Public Art Installation piece. At the March 25, 2013 Public Art Committee meeting, Committee members voted to recommend for City Council approval City Hall Art project finalist “The Minute Man” sculpture by David Alan Clark.

The total budget for the Minute Man installation is \$175,000. The typical installation timeline for a project of this size is approximately one year.

Fiscal Impact: None. Sufficient funding is available in the Public Art Fund. If the Council approves this art project, the budget will be appropriated to non-departmental contract services.

Recommendation:

1. Approve a budget appropriation of \$175,000 to Public Art Fund, Non-Departmental contract services.
2. Authorize the City Manager to execute a contract with artist David Alan Clark for the Minute Man sculpture, in the amount of \$175,000.

XVI. REPORTS OF OFFICERS AND COMMISSIONS

*** 4. Consider Mayor’s Recommendations for Appointments and Re-Appointments to Two Milpitas Commissions (Contact: Mayor Esteves, 408-586-3029)**

Background: Mayor Esteves recommends the following appointments:

Economic Development Commission

Re-appoint Cat-Tuong Nguyen as resident representative to a term that will expire in April 2016.
Re-appoint Marsha Grilli as MUSD School Board representative to a term that will expire in April 2016.

Senior Advisory Commission

Move Deborah Langley from Alternate No. 1 to a regular voting member to a term that will expire in December 2014.
Move Moo Jin Choi from Alternate No. 2 to Alternate No. 1 to a term that will expire in December 2013.

Recommendation: Approve Mayor’s recommendations to two Milpitas Commissions.

5. Consider a City of Milpitas 60th Anniversary Celebration (Contact: Vice Mayor Polanski, 408-586-3024)

Background: The City of Milpitas will arrive upon its 60th anniversary of incorporation on January 26, 2014. Upon that significant anniversary, possibilities exist for celebration with the community, and staff seeks input from the Mayor and City Council for an anniversary event. Staff suggests celebrating the 60th Anniversary on that date which is a Sunday, and/or events may also be scheduled over the weekend, January 24 – 26, 2014.

A documentary of the 60 year of history is one possibility to combine with other activities. Also, the unveiling of a new sculpture in front of City Hall may be planned over that weekend, on either Saturday or Sunday. No budget is yet established for a 60th anniversary, so Council is requested to provide direction to staff on funding for any events planned.

Fiscal Impact: to be determined.

Recommendation: Provide City staff with direction and a budget in order to plan for the City's 60th anniversary of incorporation.

- * 6. **Approve the Arts Commission Work Plan for 2013-14 (Staff Contact: Renee Lorentzen, 408-586-3409)**

Background: Pursuant to the Arts Commission Bylaws, the Commission serves as an advisory body to the City Council on matters pertaining to the arts. The Commission's Mission Statement is: the Milpitas Arts Commission, in order to enhance the quality of life in its community, shall promote, provide and encourage the arts in the City of Milpitas, encompasses the Commission's vision, values, mission statement and goals in its proposed work plan for 2013-14. At the January 28, 2013 Arts Commission meeting, Commissioners reviewed and approved a draft 2013-14 work plan including goals for ongoing programs, events and long term goals to accomplish.

Fiscal Impact: None.

Recommendation: Approve the Arts Commission Work Plan for 2013-14.

- * 7. **Approve the Veterans Commission Work Plan for 2013-14 (Staff Contact: Carmen Valdez, 408-586-3086)**

Background: The Veterans Commission is advisory to the City Council on matters pertaining to Veterans in Milpitas. The Commission reviewed the proposed work plan during its meeting of April 3, 2013 and recommended approval to the City Council. Included in the agenda packet is a copy of the proposed work plan for Council review and approval.

Fiscal Impact: None

Recommendation: Approve the Veterans Commission Work Plan for 2013-14.

XVII. NEW BUSINESS

- 8. **Receive Overview of Strategic Planning Process from City Manager (Staff Contact: Tom Williams, 408-586-3050)**

Background: The Milpitas City Manager will provide a briefing for the Mayor and City Council on the upcoming process to initiate a new strategic plan for the City. He will provide the scope of the plan, and efforts toward strategic planning and actions taken to date.

Recommendation: Hear report of City Manager on the strategic planning process for the City, and provide comments.

9. Review the Draft 2013-2018 Capital Improvement Program (CIP) and Provide Staff with Direction and Comments (Staff Contact: Kathleen Phalen, 408-586-3345)

Background: The Draft 2013-2018 Capital Improvement Program (CIP) document has been prepared by staff and a copy is included in the Council packet. The projects are arranged into six main categories: Community Improvements, Parks, Streets, Water, Sewer, and Storm Drain. The document includes a summary by categories, and individual proposed project descriptions. Previously funded projects are also summarized. The value of Capital projects proposed to be budgeted in fiscal year 2013-14 is \$18,894,950.

The Parks, Recreation and Cultural Resources Commission reviewed the Parks projects on April 1, 2013 and recommend them for approval by Council. On April 10, 2013, the Planning Commission reviewed the Draft 2013-2018 CIP document and found it in conformance with the General Plan.

A staff presentation of the draft CIP highlights will be provided at the Council meeting. Based upon Council direction, the Draft CIP will be revised and prepared as the Preliminary CIP document. The preliminary CIP will then be presented to Council at the May 14, 2013, budget hearing for approval.

Fiscal Impact: None.

Recommendation: Review the Draft 2013-2018 Capital Improvement Program (CIP) and provide staff with direction and comments.

*** 10. Approve the Milpitas Police Department's Application to Enter the California Public Safety Procurement Program (CPSPP) 1033 Excess Property Program (Staff Contact: Charlotte Pang, 408-586-2432)**

Background: The Secretary of Defense is authorized to transfer to federal and state agencies personal property that is excess to the needs of the Department of Defense, if it suitable for use by law enforcement agencies. The Governor of California designated the California Emergency Management's Agency's Secretary as the State Coordinator to implement this program statewide.

This application will enable the Milpitas Police Department to join the program and review excess property which may be available for procurement and acquisition. There is no cost for the property.

Fiscal Impact: None.

Recommendation: Approve the Police Department's request for certification into the CPSPP 1033 Excess Property Program.

*** 11. Approve the Final Tract Map for the Harmony Residential Development, Project No. 2709 (Staff Contact: Keyvan Irannejad, 408-586-3244)**

Background: On November 15, 2011, the City Council approved the Tentative Map, Use Permit and Site Development Permit for the Harmony Project, 276 townhomes and condominiums located on 12 acres off 1700 block of McCandless Drive. On October 16, 2012, the City Council approved the subdivision improvement agreement, other agreements, community facilities annexation, improvement plans, and phase one final map.

The developer submitted the second phase (also last) final map. Staff reviewed and found it satisfies the City's requirements for this project. The title sheet of the final map is included in the Council packet and the complete final map is available at the Office of the City Engineer.

Fiscal Impact: None.

Recommendation: Approve the final map (Tract 10137) for Harmony residential development project and authorize the signing of the map by designated City staff.

- * 12. **Authorize a Letter from the Mayor, as a Member City of the Association of Bay Area Governments, to the California Public Utilities Commission Requesting the Commission Rescind Regulations that Require Core Transportation Agents to Take and Pay for PG&E's Excess Pipeline Capacity (Staff Contact: Emma Karlen, 408-586-3145)**

Background: The City has been meeting its natural gas needs through ABAG POWER (Association of Bay Area Government's Publicly Owned Energy Resources), a joint powers agency. ABAG POWER comprised of thirty-eight cities, pooled purchasing and billing strategy to strive for low cost and stable pricing that differentiates it from PG&E's more short term, market-rate approach. This allows the City to predictably budget costs for core city operations and is particularly important when the City funds its expenditures on a fixed schedule.

The ABAG POWER program is now threatened by a series of proceedings scheduled to come before the California Public Utilities Commission (CPUC). PG&E (which supplies natural gas to customers not in a pooling arrangement like ABAG POWER) engages in a purchasing strategy that includes contracting for the right to use designated segments of pipes ('pipeline capacity') to move natural gas from a producer into the region's natural gas distribution system. Under the current system, PG&E determines the location and the amount of pipeline capacity acquired under these contracts, subject to CPUC oversight.

Beginning early last year, CPUC regulations were put into place that require ABAG POWER to take and pay for a portion of PG&E's pipeline capacity. This is a significant burden on the ABAG POWER program and the City for the following reasons:

- ABAG POWER's purchasing strategy does not generally include the tactic of contracting for pipeline capacity separate from the purchase of natural gas.
- Even if ABAG POWER changed its gas purchasing strategy purchase natural gas and pipeline capacity separately, absent the recent regulations, it would not necessarily match the locations and the amounts that it will be required to take from PG&E.
- ABAG POWER as a joint power agency cannot recover its costs by reselling this pipeline capacity.

The cities are concerned that the cost of taking PG&E's pipeline capacity may render the ABAG POWER program economically unviable in the near future.

PG&E claims that this pipeline capacity serves as a hedge against possible future shortages that would prevent it from moving natural gas into the region. There is absolutely no evidence of a shortage of pipeline capacity: in fact, there is significant excess capacity. More importantly, if there were signs of a possible future shortage, ABAG POWER would seek to acquire pipeline capacity that matches its natural gas purchasing strategy – not PG&E's.

The CPUC will consider this issue in June 2013. Staff requests that the Council authorize the Mayor to sign and send the attached letter to the CPUC stating the City's objections to forcing ABAG POWER to take and pay for pipeline capacity acquired by PG&E. For a detailed discussion of the issue, please see attached ABAG Memo on PG&E Natural Gas Pipeline Capacity Costs.

Fiscal Impact: None.

Recommendation: Authorize the Mayor to sign a letter as a member of the Association of Bay Area Governments to the California Public Utilities Commission requesting the Commission

rescind the regulations that require core transportation agents - such as ABAG POWER - to take and pay for PG&E's excess pipeline capacity.

XVIII. ORDINANCE

- * 13. **Waive the Second Reading and Adopt Ordinance No. 38.807 for Approval of the Development Agreement with Milpitas Sign Company (Staff Contact: Michael Ogaz, 408-586-3040)**

Background: On April 2, 2013, City Council approved a project for the construction of two digital freeway signs proposed by Milpitas Sign Company and introduced Ordinance No. 38.807 approving a Development Agreement with that Company providing for public benefit and long term operations of up to three digital signs. At Council direction, provisions were added to the agreement which assure additional operational requirements. In addition, the changes provide for a unique Milpitas gateway identification and space preference to Milpitas businesses; prohibit obscene or adult oriented business advertisements and provide for adequate maintenance during the term of the sign's existence. Such provisions are now included in the agreement and have been approved by Milpitas Sign Company.

Fiscal Impact: The Development Agreement will provide for significant additional revenues to the City according to its terms over the life of the freeway signs.

Recommendations:

1. Move to waive the second reading of Ordinance No. 38.807.
2. Adopt Ordinance No. 38.807, approving the development agreement with Milpitas Sign Company LLC.

XIX. RESOLUTIONS

- * 14. **Adopt a Resolution Approving a New City Council Donation and Fee Waiver/Reduction Policy (Staff Contact: Emma Karlen, 408-586-3145)**

Background: On March 5, 2013, staff presented the criteria for establishing a City Council donation and fee waiver/reduction policy and received direction from the City Council. The final policy is ready for the Council's review and approval. Upon approval by the City Council, this policy will also be incorporated in the appropriate section of the City Council Handbook.

Fiscal Impact: None.

Recommendation: Adopt a resolution approving the new City Council donation and fee waiver/reduction policy.

- * 15. **Adopt a Resolution Authorizing the City Manager to Execute the Agreement with the California Highway Patrol for Joint Use of the Weapons Firing Range (Staff Contact: Charlotte Pang, 408-586-2432)**

Background: The Milpitas Police Department (MPD) and the California Highway Patrol (CHP) have jointly used a weapons firing range for numerous years. The owner of the property has been charging the MPD an annual rental fee for use of the property. MPD has been entering an agreement with the CHP and charging the CHP for use of the range to offset the cost of rent and maintenance fees. The most recent contract expired in December 2012 and now, CHP is willing to enter into another 3-year agreement under the same agreement and use terms. CHP agrees to pay an annual total of \$12,000, which amounts to \$36,000 over the term of this agreement, which be in effect from April 1, 2013 through March 31, 2016.

Fiscal Impact: None.

Recommendation: Adopt a resolution approving and authorizing the City Manager to execute the agreement with the California Highway Patrol for joint use of the Weapons Firing Range.

- * 16. **Adopt a Resolution Confirming Current Fire Department Budget Status (Staff Contact: Michael Ogaz, 408-586-3040)**

Background: At the meeting of March 19, 2013, the Council approved layoffs of fire personnel in order to bring the Fire Department overtime expenditures in line with its budget. This resolution makes findings determining that all other alternatives have been considered and that there is no other alternative that resolves the Fire Department overtime problem.

Fiscal Impact: Reduces personnel costs.

Recommendation: Adopt a resolution regarding Fire Department budget status.

XX. CONTRACTS

- * 17. **Authorize the Chief of Police to Execute the Agreement with the County of Santa Clara for the 2013 “Avoid the 13” Grant Program (Staff Contact: Charlotte Pang, 408-586-2432)**

Background: The County of Santa Clara is administering the 2013 “Avoid the 13” grant program that offers grant funds from the California Office of Traffic Safety to reimburse law enforcement agencies for overtime expenditures specifically directed towards Driving Under the Influence (DUI) enforcement. The goals of the program are to apprehend drunk drivers and to reduce the number of people killed or injured in alcohol-related collisions. The City of Milpitas has been approved for a grant of \$8,000.00 to conduct a sobriety checkpoint on an overtime basis in conjunction with the countywide Avoid the 13 program between October 1, 2012 and September 30, 2013.

Fiscal Impact: None – The overtime expenditures will be reimbursed by the grant.

Recommendations:

1. Authorize the Chief of Police to execute the agreement with the County of Santa Clara for the 2013 “Avoid the 13” grant program.
 2. Approve a budget appropriation in the amount of \$8,000.00 to the Police Department overtime budget as a result of the 2013 “Avoid the 13” grant program.
- * 18. **Authorize the City Manager to Execute Amendment No. 2 to the Agreement with CSG Systems, Inc. to Extend Printing, Mailing, E-Bill Presentment and E-Bill Payment of City Utility Bills for One Additional Year in the Annual Not-To-Exceed Amount of \$81,000 (Staff Contact: Chris Schroeder, 408-586-3161)**

Background: On March 12, 2007 a Request for Proposals was issued. Six vendors submitted proposals. Based on review of the technology, experience, customer service, and price, Dataprose, Inc. was selected to provide printing, mailing, e-bill presentment and e-payment of the City utility bills. On June 30, 2010, CSG Systems, Inc. bought out Dataprose, Inc. and accepted responsibility for the remaining term of the contract, which ends on June 30, 2013.

CSG Systems, Inc. has provided very good service and agreed to hold current pricing for an additional year, despite the fact that the company’s costs have gone up significantly. Staff recommends approving this amendment which will extend the contract for one additional year, after which time the work will be bid out again.

Fiscal Impact: None. Funding for this service is available from the Finance Department’s operational budget.

Recommendation: Authorize the City Manager to execute amendment No. 2 to the agreement with CSG Systems, Inc. to extend the contract for one additional year for an annual not-to-exceed amount of \$81,000.

- * 19. **Authorize the City Manager to Execute Amendment No. 5 to the Contract with Universal Building Services for Additional Janitorial Services for City Buildings in the Not-To-Exceed Amount of \$73,461 (Staff Contact: Chris Schroeder, 408-586-3161)**

Background: On September 22, 2010 the City entered into a contract with Universal Building Services to provide janitorial services for City Hall, Sports Center, Library Parking Garage, 1st Floor Fire Administration Building, and the Police Substation and Raceway. The total annual cost for these services was \$196,889.

On February 5, 2013 the City expanded the janitorial service contract to include the Community Center, Police Department, Public Works Department, Fire Department Modular Building, Jose Higuera Adobe Building, and the Senior Center. The monthly cost of this temporary service is \$24,487 per month for four months from March 1, 2013 to June 30, 2013 or a total of \$97,948, bringing the total value of the contract to \$294,837.

The City desires to extend the temporary contract for the additional locations to September 21, 2013 to coincide with the end of the original Universal Building Services contract. The additional cost for the last three months of the Universal Building Services contract is \$73,461 bringing the total value of the contract to \$368,298. The contract amendment is intended as a bridge until a new contract for citywide janitorial services can be put in place prior to September 22, 2013.

Fiscal Impact: None. Sufficient funds are available in the Public Works Facilities Maintenance budget to fund the work under this amendment.

Recommendation: Approve Amendment No. 5 to the contract with Universal Building Services for additional janitorial services for the not-to-exceed amount of \$73,461.

- * 20. **Authorize the City Manager to Execute Amendment No. 5 to the Agreement with East Bay Construction for City Street Landscape Maintenance Services (Staff Contacts: Chris Schroeder, 408-586-3161 and Steve Erickson, 408-586-3301)**

Background: On September 21, 2011, the City entered into an agreement with East Bay Construction to provide maintenance services for City street landscapes, medians, and parks. The total annual cost for these services was \$142,783.

Staff now wishes to expand the contract services to include street landscape and trail areas that were not accounted for in the original contract. The annual cost for the additional services is not to exceed \$128,000.

Fiscal Impact: None. Sufficient funds are available in the Public Works Street Landscape and Tree budget to fund the work under this amendment.

Recommendation: Approve Amendment No. 5 to the agreement with East Bay Construction for additional street landscape maintenance services subject to approval as to form by the City Attorney.

XXI. ADJOURNMENT

Draft **MEETING MINUTES**
CITY OF MILPITAS

Minutes of: **Joint Meeting of Milpitas City Council and Milpitas Housing Authority**
Date: **Tuesday, April 2, 2013**
Time: **6:00 PM**
Location: **Council Chambers, Milpitas City Hall,
455 East Calaveras Blvd., Milpitas**

ROLL CALL

Mayor Esteves called the joint meeting to order at 6:00 PM. The City Clerk noted the roll.

PRESENT: Mayor Esteves, Vice Mayor Polanski, Councilmembers Giordano, Gomez and Montano

ABSENT: None

CLOSED SESSION

City Council convened in Closed Session to discuss labor negotiations and one litigation matter.

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

ANNOUNCEMENT

No announcement out of Closed Session.

PLEDGE

Boy Scouts Troop No. 92 presented the flags and led the pledge of allegiance.

INVOCATION

Councilmember Montano offered a prayer from St. Francis.

MINUTES

Motion: to approve meeting minutes of March 19, 2013 City Council meeting

Motion/Second: Councilmember Giordano/Vice Mayor Polanski

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

SCHEDULE OF MEETINGS

Motion: to approve Council Calendar/Schedule of Meetings for April 2013

Motion/Second: Councilmember Giordano/Vice Mayor Polanski

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

PUBLIC FORUM

Madison, a young lady from Center Stage Performing Arts theatre group, requested that the City Council sponsor its upcoming event by supporting the June 2 "fun run" at Gill Park. Another girl named Logan of the children's theatre encouraged support of the run.

Lisa Moreno, parent of one of the girls, addressed the City Council seeking support for the Fun Run and for sponsors. Residents may call 408-592-0285 Lisa Baker for more info.

Councilmember Gomez wanted to consider a future agenda item for a grant for the theatre program. Mayor Esteves responded that new rules were under development and so, such requests were on hold until finalized. He was happy to consider a request after that.

Robert Marini, Milpitas resident, displayed information about sewer rate calculations. He complained of no response from the City Attorney and violations of state law.

Mayor Esteves asked the City Manager to explain the recent lawsuit filed against the City by the Count of Santa Clara, and he did so by reviewing redevelopment law changes and dissolution, audits by the state, protective measures such as formation of the Economic Development Corporation, and state legislative actions to make the law retroactive toward cities.

Rob Means, 1421 Yellowstone, spoke of the crossing of the railroad tracks and a comment about lack of volume of traffic. He commented on the possible costs per resident of the transportation improvements in Milpitas.

Amita, a Milpitas resident since 1988, came to complain about the smell in the City. Since this subject was on the agenda, she was invited to speak later on the agenda.

ANNOUNCEMENTS

Mayor Esteves reported that this was a joint meeting of the Milpitas Housing Authority and the Milpitas City Council.

Vice Mayor Polanski announced that the City and the Fire Department would hold the next SAFE training class over three Saturdays this spring at Fire Station 1 on Main Street. All residents were encouraged to attend training to prepare for emergencies.

Mayor Esteves congratulated Nanosys, a new technology manufacturer that opened recently in Milpitas. He thanked city staff including Keyvan Irannejad and Albert Zamora for their actions in helping that business open up. The Mayor also said "Happy Holi" to local Indians and Indian American residents for their celebration.

ANNOUNCEMENT OF CONFLICT OF INTEREST

Councilmember Giordano asked about disclosing campaign contributions and the process, per the new ordinance. City Attorney Mike Ogaz responded it would go into effect next month.

Councilmember Gomez said he would abstain from voting on agenda item no. 8, an amendment to an agreement with CalRecovery Inc.

APPROVAL OF AGENDA

Motion: to approve the agenda, as amended

City Manager Tom Williams requested to remove agenda item no. 5 regarding the Emergency Operations Plan, in order to allow time to take the plan to the Emergency Preparedness Commission and then to return to City Council.

Motion/Second: Councilmember Giordano/Vice Mayor Polanski

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

CONSENT CALENDAR

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

Councilmember Giordano asked to remove item no. 3 (odor report) to allow public to speak on it.

Councilmember Montano wished to remove item no. 6 on CopVu cameras for Police Department

Motion/Second: Councilmember Giordano/Vice Mayor Polanski

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

* 4. Commission Appointments Affirmed the Mayor's recommendations for the following appointments:

Arts Commission/Public Art Committee

Newly appointed Marsha Tran as Alternate No. 2 to a term that will expire in Oct. 2013.

Community Advisory Commission

Appointed Ray Maglalang as a voting member to a term to expire in January 2015.
Appointed Van Lan Truong as Alternate No. 1 to a term to expire in January 2015.
Appointed Jacqueline Holland as Alternate No. 2 to a term to expire in January 2015.
Newly appointed Willy Wong as Alternate No. 3 to a term to expire in January 2014.

Economic Development Commission

Newly appointed Mark Wong as Alternate No. 2 to a term to expire in April 2014.

Senior Advisory Commission

Newly appointed Patrick Yung to Alternate No. 2 to a term to expire in December 2014.

- * 7. Award Contract to DRT Grading & Paving
Awarded construction contract to DRT Grading & Paving Inc. for the Park Renovation 2011, Project No. 5091, in the amount of \$109,510.20.
Approved a budget appropriation of \$77,777.78 from the Community Development Block Grant (CDBG) into the Park Renovation 2011, Project No. 5091.
Authorized staff to execute change orders up to \$30,000 for the Park Renovation 2011, Project No. 5091.
- * 8. Amendment to Agreement with CalRecovery Inc.
Authorized the City Manager to execute Amendment No. 3 to the agreement with Cal Recovery Inc. for solid waste consulting services for an amount not to exceed \$20,000.

Vote was four (4) in favor and one (1) abstain (Gomez).
- * 9. Amendment to Agreement with County
Authorized the City Manager to execute Amendment No. 1 to the agreement with Santa Clara Co for FY 2013-14 Countywide Household Hazardous Waste Collection Program.
- *10. Agreement with Fireworks Vendor for 4th of July
Authorized the City Manager to execute an agreement with Pyro Spectaculars for the not-to-exceed amount of \$21,600 for annual 4th of July 2013 fireworks display in Milpitas.
- *11. Emergency Repair of Generator Fuel Lines
Received report from the Public Works Director of emergency repairs and equipment replacement for the Police/Public Works building emergency generator fuel lines; and authorized staff to pay invoices for the repair work performed on the fuel lines.

PUBLIC HEARINGS

1. Public Hearing on New Billboard Signs at I-880
Senior Planner Sheldon Ah Sing provided background on actions to date on the proposed new billboard signs along Interstate 880 freeway, including lighted electronic signs. The current project was brought forward by applicant Clear Channel for signs along California Circle in two locations. All operations for the new signs were in compliance with local and state laws.

Mayor Esteves asked what was the closest distance of a sign to a residential home and Mr. Ah Sing replied, about 900-1000 feet. The Mayor inquired about outreach to nearby residents, and for the analysis done to compare the public benefit of the signs versus any negative impacts. He wished to know who or which companies would be able to advertise on the signs, and if they would benefit Milpitas business. He asked questions about regulating content of the ads, to which the City Attorney responded. The City must apply the local Milpitas Municipal Code and all provisions of the development agreement to ensure compliance. Staff suggested the Mayor may hear from the operator how this was done in other communities where signs were already in place.

Councilmember Gomez commented that this was the not the first time this issue was before Council. In fact, they had approved another billboard sign project. He asked staff about land use in this area, brightness of the signs, and light levels at night.

Robert Hatton, a representative of Clear Channel Outdoors, responded to Mr. Gomez stating that the brightness adjusted every few seconds based on time of day, weather, etc. by technology. He responded to the Mayor's inquiry about types of ads: no cigarette ads

were legally permitted in California, no lewd/offensive material, and the company would be pleased to consider what the community would like to see advertised in Milpitas.

Councilmember Montano asked the height of other nearby signs. Mr. Ah Sing noted the new billboards would be only five feet higher than current monument sign at California Circle. She sought to have the wording "Gateway to Silicon Valley" on the sign itself, and strongly recommended that to the Clear Channel representatives.

Vice Mayor Polanski discussed the signs as a plan to benefit McCarthy Ranch and other shopping plazas in Milpitas, so that drivers would not simply drive by.

Mayor Esteves asked for the term "adjusted gross income" to be defined in the agreement, since the 10% revenue to the City was based on it. City Manager Williams clarified that the funds would be based on gross revenue (not income).

Next, the Mayor invited the applicant Clear Channel to the speaker's podium. Mr. Hatton of Clear Channel Outdoor thanked the City planning staff and looked forward to the new signs in Milpitas. He described the joint venture with McCarthy Ranch called Milpitas Sign Co. LLC. He responded to the Mayor's questions about types of ads and desire for Milpitas businesses to be represented. While the Mayor sought to have a preference for Milpitas businesses as advertisers on the sign, Mr. Hatton explained business decisions on ads bought and sold around the country, by Clear Channel.

City Manager Williams offered a suggestion to add into the Development Agreement, that when there was no more vacant space on a billboard, then a Milpitas company could get the first right of refusal, as long as the firm paid current market rates. Mayor Esteves responded that he did want to add that to the agreement, showing intent for support of local Milpitas businesses.

Vice Mayor Polanski discussed the regional draw for the Great Mall and McCarthy Ranch, and to consider the diversity of population living here. She supported the overall reasons and goals for the signs within the city.

Councilmember Gomez suggested revisiting the "Gateway to Silicon Valley" concept. The City would have some community space on the sign, he confirmed.

Councilmember Montano supported comments from Vice Mayor Polanski suggested for the "Gateway" language, but did not support the City seal on the sign.

Next, Mayor Esteves opened the public hearing and invited speakers.

Robert Marini, Milpitas resident, wanted to know who was paying for the construction and how much money the City would get.

Bill Ferguson, Rivera Street, read from the Environmental Impact Report about significant effects of the signs when installed. He asked Council to vote no. If they were favorable, he said they could make the contract stronger. He was concerned about when the signs got runned down into the future, so that the City should not have to pay for removal. He asked to add into the contract that the landowner was responsible in that case. He complained about the formation of the LLC, and lack of liability for the sign.

Mayor Esteves asked City Attorney Ogaz to respond, about the LLC and the liability to Clear Channel and McCarthy Ranch, as partners of the new company. There were further comments made by the City Manager in explanation, including the helpful use tax revenue to the City that was anticipated. Mr. Williams also suggested additional conditions of approval to be added to the site development plan.

Christine Vallis, Milpitas resident, lived in the nearby neighborhood. That was too many signs for Milpitas she felt, along I-880. Distance between the two signs as proposed was

(3) Motion: to introduce Ordinance No. 38.807

Motion/Second: Vice Mayor Polanski/Councilmember Giordano

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

(4) Motion: to adopt Resolution No. 8243 approving Site Development Permit No. SD 12-0007, a Development Agreement and certifying the Final EIR for the I-880 Milpitas Billboards project and adopting related mitigation findings, findings regarding alternatives, and a statement of overriding consideration pursuant to California CEQA

Motion/Second: Vice Mayor Polanski/Councilmember Giordano

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

Councilmember Montano repeated her strong desire to include "Gateway to Silicon Valley" listed on the new signs.

2. Recreation New Transaction Fee

Recreation Supervisors Jaime Chew and Stephanie Douglas explained the request for a new fee related to implementation of new registration software for Recreation programs called ActiveNet by Active Network of San Diego, a hosted technology on a cloud network. The current aim was to go live with ActiveNet in January 2014. Ms. Chew explained the 1.5% transaction fee would essentially be a pass-through to customers, on all fees charged as listed on the Recreation Master Fee schedule. Staff also provided comparison data with neighboring cities.

Vice Mayor Polanski summarized what the women presented in the proposal, which she understood clearly and did support the change needed.

Councilmember Montano wondered what would happen to the old (existing) software. Staff explained they would purchase a completely new product, new software, since the old one became obsolete. The Councilwoman asked staff about revenues and how the department was performing financially. Ms. Chew responded that Recreation had brought in slightly more revenues in spring program registrations, so far.

City Manager Williams remarked that the goal for most city programs was to be cost recoverable, with Recreation currently at nearly 50-60% cost recovery. Finance Director Emma Karlen noted that the goal in the Milpitas Municipal Code was 50-75% cost recovery for Recreation services.

Mayor Esteves asked for further explanation of the software costs and why ActiveNet was advantageous. He asked questions about who owned the registration data and who maintained its confidentiality. Staff replied that the City owned the data. He cared that it was protected from identity theft, and asked about the length of the contract. Staff reported that there was no ending date to the contract.

The Mayor opened the public hearing.

Robert Marini, Milpitas resident, commented about the number of residents registering for classes on the web and the cost.

(1) Motion: to close the public hearing

Motion/Second: Councilmember Giordano/Vice Mayor Polanski

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

(2) Motion: to approve the software upgrade to ActiveNet by Active Network for Recreation Services, and to adopt Resolution No. 8244 for the addition of a new 1.5% Transaction Fee applied to all Recreation programs and services

Motion/Second: Councilmember Giordano/Vice Mayor Polanski

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

HOUSING AUTHORITY

*HA1. Resolution and Actions for Demolition of McCandless Buildings

Adopted Joint Resolution No. 8246 / HA 8 approving a loan from the Housing Authority to the City of Milpitas, and authorized the City Manager to execute an agreement with DR Horton for the selection of Gilroy Construction, Inc. for demolition of City buildings at 1650-1690 and 1740-1830 McCandless Drive at a total cost not-to-exceed \$621,500.

UNFINISHED BUSINESS

3. March Odor report

Acting City Engineer Kathleen Phalen presented an oral report on current odor control statistics. 373 complaints were logged by the City via phone and web odor reporting systems, started in May of 2011. On the Bay Area Air Quality Management District hotline, 38 odor complaints were made in March via 1-800-334-6367.

Mayor Esteves invited audience members to speak.

A resident since 1988, Amita Gundal, made a request to the City Council for the City to create a mobile application so people could report wherever they were located, when they smelled a bad odor. This would help the reporting to be more accurately reported by more people in real time. She felt the lawsuit would be stronger too with more data points. What was the plan for what to do about the odors that were reported, she asked.

Mayor Esteves requested staff to respond. The City Manager said the City Attorney should respond first since the City was in litigation. Currently, the City filed a lawsuit challenging the environmental document for expansion of the landfill, to oppose the increased height of the landfill as proposed. Settlement discussions were occurring. It did not relate to the San Jose Water Pollution Control Plan, for which there was a current Environmental Impact Report for its expansion, going around for comments. Mr. Williams noted the landfill was located within the City of San Jose and had a permit to operate, so Milpitas sued that city, which regulated the landfill.

Vice Mayor Polanski thought the resident idea for a computer mobile application was an excellent one. She stated that the question "what does the odor smell like?" was the dumbest question asked, in the telephone reporting system.

Councilmember Montano thanked the City staff for the data. She was curious what the City would do with that data, while she understood limitations on any answer due to current litigation (could not respond).

Motion: to receive the March 2013 odor control report from staff

Motion/Second: Councilmember Giordano/Councilmember Gomez

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

REPORT OF MAYOR

One item approved on consent

NEW BUSINESS

5. Emergency Operations Plan Item removed from the agenda, for consideration in the future.

RESOLUTION

6. Resolution for CopVu Cameras

Councilmember Montano asked for clarification in the Resolution, about entering into a contract without competitive bids. If a superior product was located in the future, she asked what staff would do. Purchasing Agent Chris Schroeder explained that staff went through a process to identify what vendor would best meet City’s needs, and went out to bid for best price for the equipment. Sole source designation was good for five years and could extend to ten, unless staff did find another equipment or software and would then nullify this one company.

Motion: to authorize purchase of 25 CopVu wearable cameras from Watch Guard utilizing the COPS 2012 grant (approved by Council on January 17, 2012) and the Police Department supplies budget, in an amount not to exceed \$22,000, and to adopt Resolution No. 8245 designating Watch Guard as a “Sole Source” vendor and the standardization of the CopVu cameras for Milpitas Police Department

Motion/Second: Councilmember Montano/Councilmember Gomez

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

BID & CONTRACTS

Four items were approved on consent calendar.

DEMAND

One item was approved on consent.

ADJOURNMENT

Mayor Esteves adjourned the meeting at 10:11 PM.

*Meeting minutes respectfully submitted by
Mary Lavelle, City Clerk*

March 2013						
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31						

May 2013						
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Council Calendar

April 2013

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
	1 7:00 PM -Parks, Recreation & Cultural Resources Commission (AP)	2 6:00 PM -Closed Session 7:00 PM -City Council	3 7:30 AM -VTA Northeast Group (JE) 5:30 PM -Veterans Commission (DG) 7:00 PM -Community Advisory Commission (AG)	4 5:30 PM -VTA Board of Directors (JE)	5	6
7	8 6:00 PM -Economic Development Commission (CM)	9	10 12:00 PM -Santa Clara Valley Water Commission (AG) 7:00 PM -Planning Commission	11 4:00 PM -VTA Policy Advisory Committee (AG) 4:30 PM -Treatment Plant Advisory Committee (JE) (San Jose) 6:00 PM -Cities Assn of SCC (JE) 7:00 PM -Youth Advisory Commission (DG)	12	13 12:00 PM Commissioners Luncheon at Milpitas Community Center
14	15 7:00 PM -Telecommunications Commission (AP)	16 6:00 PM -Closed Session 7:00 PM -City Council	17	18 12:30 PM -VTA Admin & Finance Committee (JE) 7:00 PM -Bay Area Water Supply Conserv. Agency (AG) (Foster City)	19 9:00 AM -VTA Board Workshop Meeting (JE)	20
21	22 6:00 PM - City Council Budget Study Session TENTATIVE	23 1:30 PM -Senior Advisory Commission (JE) 6:00 PM -Recycling & Source Reduction Adv. Comm. (CM)	24 7:00 PM -Planning Commission	25 7:00 AM -Milpitas Chamber of Commerce Board (DG) 12:00 PM -Terrace Gardens Board of Directors (DG) 1:30 PM -SCC Library JPA Board (CM) 7:00 PM -Sister Cities Commission (CM)	26	27
28	29	30				

April 2013						
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June 2013						
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23	24	25	26	27	28	29
30						

Council Calendar

May 2013

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
			1 7:30 AM -VTA Northeast (JE) 5:30 PM Veterans Commission – special meeting (DG) 7:00 PM -Community Advisory Commission (AG)	2 5:30 PM -VTA Board of Directors (JE)		
5	6 7:00 PM -Parks, Recreation & Cultural Resources Commission (AP)	7 6:30 PM -Closed Session 7:00 PM -City Council	8 7:00 PM -Planning Commission	9 4:00 PM -VTA Policy Advisory Committee (AG) 4:30 PM -Treatment Plant Advisory Committee (JE) (San Jose) 7:00 PM -Cities Assoc of SCC (JE) 7:00 PM -Youth Advisory Comm. (DG)	10	11
12	13 4:00 PM -Milpitas Oversight Board (AG) 6:00 PM -Economic Development Commission (CM)	14 6:00 PM Budget Hearing	15	16 12:30 PM -VTA Admin & Finance Committee (JE) 4:00 PM -SVRT Program Working Committee (JE) 7:00 PM -Emergency Prep. Commission (AP) 7:00 PM -Bay Area Water Supply Conserv. Agency (AG) (Foster City)	17	18
19	20 7:00 PM -Telecommunications Commission (AP) 7:00 PM -Library Advisory Commission (CM)	21 6:30 PM -Closed Session 7:00 PM -City Council	22 7:00 PM -Planning Commission 7:00 PM -Public Art Committee @ Community Center (DG)	23 9:30 AM -Coyote Flood Protection Watershed Advisory Committee (CM) 7:00 AM -Milpitas Chamber of Commerce Board (DG) 7:00 PM -Sister Cities Commission (CM)	24	25
26	27 CITY HOLIDAY MEMORIAL DAY 9:00 AM Memorial Day Ceremony (Veterans Plaza)	28	29	30 12:00 PM -Terrace Gardens Board of Directors (DG)	31	

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILPITAS TO DISPOSE OF PUBLIC PARK LAND AND ACCEPT VTA'S PROPOSAL FOR CURTIS PARK ACQUISITION AND MITIGATION BY AUTHORIZING AMENDMENT NO. 5 TO MASTER AGREEMENT BETWEEN VTA AND THE CITY

WHEREAS, The Santa Clara Valley Transportation Authority's (VTA) BART Extension known as the Silicon Valley Berryessa Extension (SVBX) project will need to take a small portion of City land along the easterly edge of Curtis Park adjacent to the existing Union Pacific Railroad (UPRR) alignment to relocate the UPRR tracks; and

WHEREAS, VTA has submitted a proposal to the City in order to satisfy their federal environmental requirements to mitigate impacts to park lands by exchanging services of equivalent value; and

WHEREAS, the services VTA proposes to provide are assistance, including preliminary design, for a grant application to One Bay Area Governments (OBAG) for design of a pedestrian overcrossing at Montague Expressway from the planned parking garage for BART to the northeast corner of the intersection at Piper Drive; and

WHEREAS, the Transit Area Specific Plan calls for this pedestrian over crossing to connect the BART station to the Piper/Montague area and the Great Mall; and

WHEREAS, on September 10, 2010, the City entered into a Master Agreement with VTA relating to the Silicon Valley Rapid Transit Program Extension Project (SVBX); and

WHEREAS, Section 8D of said Master Agreement provides that VTA shall acquire right-of-way as needed for the SVBX project and shall pay for all costs associated with the acquisitions; and

WHEREAS, VTA's SVBX designer has prepared the plans for the UPRR track realignment along the easterly edge of Curtis Park and VTA has confirmed that the property to be acquired is sufficient for the intended purposes; and

WHEREAS, the City Engineering and Planning staff have found that the portion of Curtis Park that VTA proposes to acquire is not needed for public park land purposes nor any other City use; and

WHEREAS, on April 16, 2013, the City Council held a duly noticed public hearing regarding the disposition of public park land at Curtis Park.

NOW, THEREFORE, the City Council of the City of Milpitas hereby finds, determines, and resolves as follows:

1. The City Council has considered the full record before it, which may include but is not limited to such things as the staff report, testimony by staff and the public, and other materials and evidence submitted or provided to it. Furthermore, the recitals set forth above are found to be true and correct and are incorporated herein by reference.
2. The City Council does hereby authorize disposition of the portion of public park land at Curtis Park VTA intends to acquire.

3. The City Council does hereby accept VTA's proposal for Curtis Park Mitigation and Acquisition by authorizing the City Manager to execute Amendment #5 to the Master Agreement between VTA and the City of Milpitas.

PASSED AND ADOPTED this ____ day of ____ 2013, 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

FIFTH AMENDMENT TO THE MASTER AGREEMENT
BETWEEN THE SANTA CLARA VALLEY TRANSPORTATION AUTHORITY
AND THE CITY OF MILPITAS RELATING TO THE SILICON VALLEY
RAPID TRANSIT PROGRAM BERRYESSA EXTENSION PROJECT

This Fifth Amendment to the Master Agreement between the Santa Clara Valley Transportation Authority and the City of Milpitas Relating to the Silicon Valley Rapid Transit Program Berryessa Extension Project (“Fifth Amendment”) is entered into this ____ day of April, 2013, by and between the City of Milpitas, a general law city of the State of California (hereafter referred to as “City”) and the Santa Clara Valley Transportation Authority, a public transit district (hereafter referred to as “VTA”) (collectively, the “Parties”). This Fifth Amendment becomes effective upon the date listed above.

RECITALS

WHEREAS, the Parties entered into a Master Agreement to memorialize the Parties’ consultation and cooperation, define their respective rights and obligations, and ensure future cooperation between VTA and the City in connection with the Silicon Valley Berryessa Extension Project (“Project” or “SVBX”), on September 10, 2010 (hereafter referred to as the “Master Agreement”) and the Parties have subsequently entered into four Amendments to the Master Agreement; and

Whereas, on _____, VTA issued a draft Environmental Impact Statement for SVBX, and, after receiving comments from the City of Milpitas, published a Final Environmental Impact Statement (FEIS) for SVBX on _____; and

Whereas, Curtis Park is a public park in the City of Milpitas adjacent to the Union Pacific Railroad (UPRR) corridor; and

Whereas, VTA requires a strip of land within Curtis Park for the relocation of the UPRR tracks to create space required for SVBX facilities; and

Whereas, the FEIS disclosed said taking of park land and proposed several potential mitigation measures, which were identified in consultation with the City; and

Whereas, additionally the FEIS found that there were no feasible and prudent alternatives to use of the park land for relocation of the UPRR tracks.

Whereas, VTA provided advance notice to City of VTA’s intended property acquisition in Curtis Park, and City has planned for VTA’s acquisition so that VTA’s taking of the property does not require any adjustment of existing or proposed City facilities; and

Whereas, the Metropolitan Transportation Commission (MTC) has initiated a funding program known as the "One Bay Area Grant (OBAG)" program, to fund transportation improvements; and

Whereas, the OBAG program requires local match funding from the sponsoring agency(s); and

Whereas, the circumstances surrounding VTA's proposed property acquisitions in Curtis Park and the proposed mitigation therefore are more particularly described in the memorandum attached hereto as EXHIBIT F; and

Whereas, the Parties now wish to transfer the property rights required for SVBX and establish the appropriate mitigation for the taking of park land;

NOW THEREFORE, in consideration of the mutual covenants and conditions herein contained, the Parties agree to amend the Master Agreement as follows:

ARTICLE 1

The Master Agreement is amended by adding a new section (**SECTION 32**) and two new exhibits (designated as **EXHIBIT E** and **EXHIBIT F**) as follows:

SECTION 32: TRANSFER OF PROPERTY RIGHTS REQUIRED FOR CONSTRUCTION OF FREIGHT RAIL TRACKS.

A. ACQUISITION OF PROPERTY INTERESTS IN CURTIS PARK

- 1) VTA has identified the area of a proposed permanent fee acquisition and temporary construction easement within Curtis Park required for installation of new tracks for UPRR, as shown on the plat attached hereto as **Exhibit E**.
- 2) The Parties agree that the property to be acquired is of nominal value.
- 3) City agrees to convey the requested property interests as shown on **Exhibit E** to VTA, subject to the terms and conditions contained in this Amendment, for the amount of \$2,500, with the understanding that VTA may subsequently transfer the fee area to UPRR. See Attachment 1 to this amendment for a professional opinion validating the nominal market value of the property to be transferred.

B. PEDESTRIAN BRIDGE OVER MONTAGUE EXPRESSWAY

- 1) The Parties both desire a pedestrian bridge to be constructed across Montague Expressway in the vicinity of the proposed Milpitas station of the SVBX project, however funding for such a bridge has not been secured, nor have plans been prepared.
- 2) The planning and construction of a pedestrian overcrossing over Montague Expressway will advance the City's community planning and recreational goals, as described more fully in **Exhibit F**.

- 3) VTA will provide preliminary engineering services for a pedestrian overcrossing on the east side of Piper Drive, to connect to the proposed parking structure at the Milpitas station. VTA will prepare and process a grant application to MTC under the OBAG 2013 grant program, seeking funding for final design and environmental documentation of the overcrossing. The cost of providing these services is estimated at \$240,000, as described in **Exhibit F**. VTA will also prepare and process a grant application, construction schedule and cost estimate for the 2017 OBAG grant cycle for construction of the pedestrian overcrossing.
- 4) City will provide a minimum of \$100,000 toward the final engineering and environmental documentation costs, to serve as the required local match under the rules of the OBAG program.
- 5) VTA will design the parking structure at the Milpitas station to serve as the southerly terminus of the proposed pedestrian overcrossing.
- 6) City will attempt to secure property rights for the northerly landing of the overcrossing as a condition of approval of development permits for the area on the north side of Montague Expressway, east of Piper Drive.
- 7) After completion of the final engineering, the Parties agree to work cooperatively to attempt to secure additional funding for construction of the overcrossing.

C. MITIGATION FOR TAKING OF PARK LAND

- 1) The Parties acknowledge that Section 4(f) of the National Environmental Policy Act (NEPA) requires mitigation for taking of dedicated parkland by Federally-sponsored projects.
- 2) VTA's services to advance the development of the pedestrian overcrossing as described in **Section 32.B** above are deemed by City and VTA to be an appropriate and sufficient mitigation for the taking of park land as described in **Section 32.A** above, for reasons that are more fully described in **Exhibit E**.

ARTICLE 2

All other provisions of the Master Agreement shall remain in full force and effect.

ARTICLE 3

Each person signing this Fifth Amendment represents and warrants that he or she is duly authorized and has legal capacity to execute and deliver this Fifth Amendment. Each party represents and warrants to the other that the execution and delivery of the Fifth Amendment and

the performance of such party's obligations hereunder have been duly authorized and that the Fifth Amendment is a valid and legal agreement binding on such party and enforceable in accordance with its terms.

WITNESS THE EXECUTION HEREOF on the day and year first herein above written.

SANTA CLARA VALLEY TRANSPORTATION AUTHORITY

By: _____
Michael T. Burns
General Manager

Date: _____

APPROVED AS TO FORM:

By: _____
Victor Pappalardo
Senior Assistant Counsel

CITY OF MILPITAS

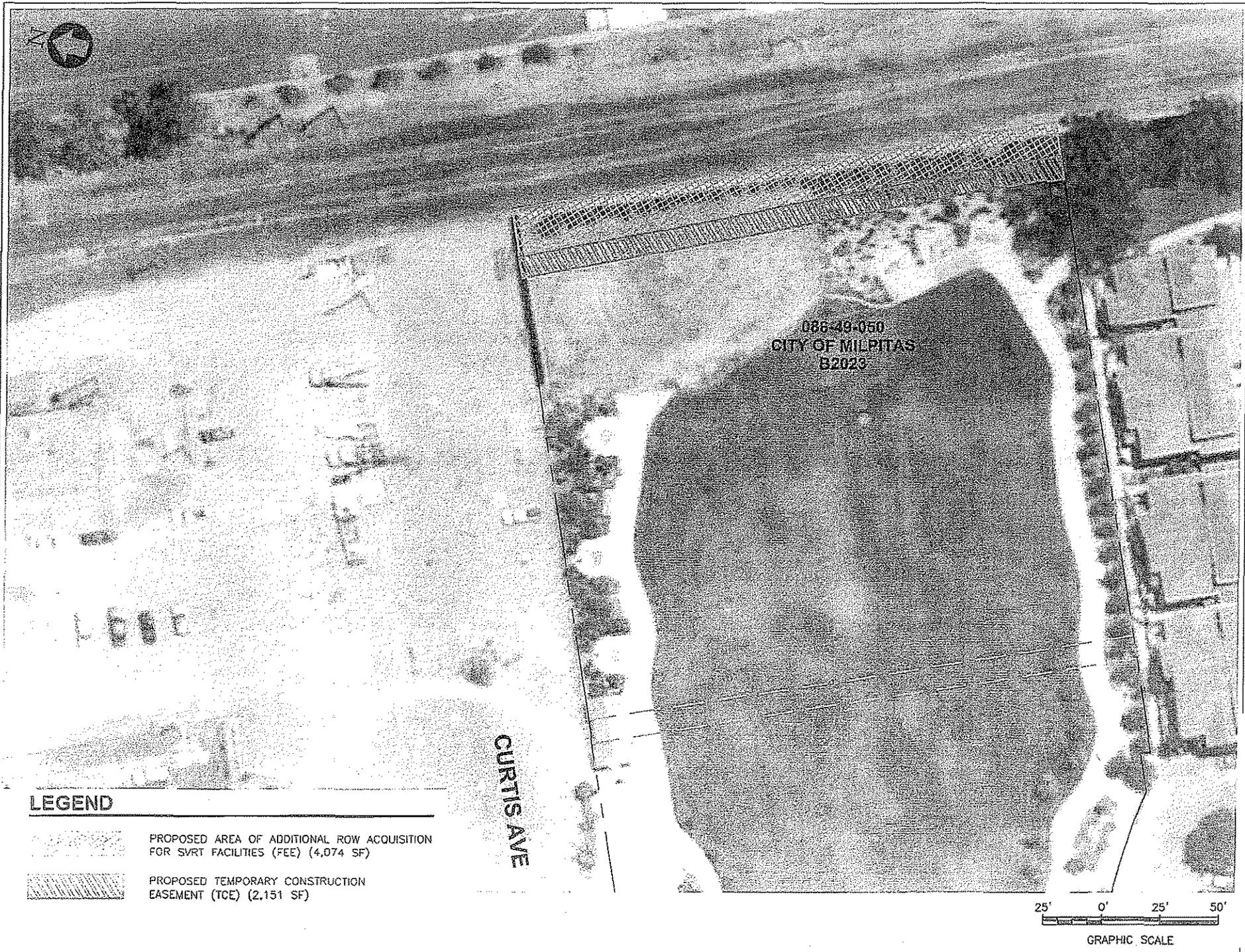
By: _____
City Manager

Date: _____

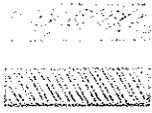
APPROVED AS TO FORM:

By: _____
City Attorney

TEAM R Oct 14, 2010 9:42 AM BRUNSON\CHIEF.L. Design\STRT. EN\1000\1041 WAREHOUSING FILES\BVA\WAREHOUSING\086-49-050-0203-01.dwg



LEGEND



PROPOSED AREA OF ADDITIONAL ROW ACQUISITION FOR SVRT FACILITIES (FEE) (4,074 SF)

PROPOSED TEMPORARY CONSTRUCTION EASEMENT (TCE) (2,151 SF)

CURTIS AVE

086-49-050
CITY OF MILPITAS
B2023

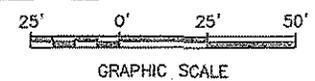


Exhibit E



MEMORANDUM

Writer's Direct Telephone: 321-5623

To: Kathleen Phalen, Acting Public Works Director, City of Milpitas

From: Carolyn M. Gonot, Chief SVRT Program Officer, VTA

A handwritten signature in black ink that reads 'Carolyn M. Gonot'. The signature is written in a cursive style and is positioned to the right of the 'From:' line.

Date: April 2, 2013

Subject: SVBX Recommended Approach to Curtis Park Mitigation and Acquisition.

Recently, VTA and the City of Milpitas had several discussions to develop a mutually beneficial arrangement for mitigating SVBX impacts on Curtis Park, receiving an encroachment permit from the City in time to meet the SVBX construction schedule, and acquiring the required right-of-way for the BART extension. Below describes the background and proposed approach for moving forward on this aspect of the SVBX project.

I. Background

The Parc Metro East Park (also known as Curtis Park) is approximately 80,000 square feet in size at the eastern terminus of Curtis Avenue in Milpitas, adjacent to the Parc Metro residential community. It is a neighborhood park that was originally dedicated as city park land through the subdivision process. The park is developed as an open lawn area with benches, swings, and other play equipment for use by Milpitas residents. It fronts (for approximately 200 feet) the railroad corridor in which BART Silicon Valley is being constructed.

A small area at the east edge of the park, adjacent to the Union Pacific Railroad (UPRR) corridor, is expected to be used for other purposes: The city has constructed a water well at the east side of the park, with the intent to construct a pump station and to use the well as an additional source of water for city residents. The city has already prepared final construction documents and site plans for the proposed pump station.

VTA is in the process of constructing the Silicon Valley Berryessa Extension (SVBX) of the Bay Area Rapid Transit (BART) system along the UPRR corridor. The UPRR segment adjacent to Curtis Park is expected to continue in operation after construction of SVBX, serving industrial customers in Milpitas. In preparation for construction of the BART guideway, VTA is relocating the existing UPRR freight tracks further west, to clear a sufficient width of right-of-way for BART. In the area of Curtis Park, an additional strip of land approximately 20 feet wide is required to accommodate the relocated UPRR tracks. The relocated UPRR tracks will be above the existing grade of the park and will be supported by a retaining wall.

VTA proposes to acquire the necessary 20-foot (+/-) strip of land from the City. The acquisition would affect only 0.1 acres (2.5 percent of the total area of the park). (See Attachment B.) The remainder of the park would not be affected by this acquisition except for a 10-foot wide strip adjacent to the proposed area of acquisition during construction. This 10-foot strip would be a temporary construction easement used during the track relocation and construction of the retaining wall.

During the planning for the Curtis Well pump station, city staff was aware of VTA's need for the additional right-of-way, and a 20' strip was set aside at the rear of the parcel for VTA's eventual acquisition and use. This taking was disclosed and environmentally cleared in VTA's Environmental Impact Reports and federal Environmental Impact Statement for SVBX. Because the taking is consistent with city plans and environmentally cleared as being necessary for SBVX, the only remaining issue to be resolved prior to conveyance of the property is appropriate compensation for the taking.

The relocation of UPRR needs to occur before construction can begin on this portion of the BART guideway, therefore it needs to be an early phase of SVBX construction. To avoid delaying the SVBX construction schedule, VTA needs to receive an Encroachment Permit for the Curtis Park work **no later than April 22, 2013**. Actual conveyance of the land title could occur at a later date as long as VTA has effective possession or permission to construct by this date.

II. VTA's Mitigation Requirement

While VTA's proposed acquisition is minimal, Federal guidelines pertaining to projects undertaken by agencies within the Department of Transportation (DOT), including the Federal Transit Administration (FTA), require that special efforts are to be made to protect dedicated public park and recreation lands, wildlife and waterfowl refuges, and historic sites (Section 4(f)) and that no feasible and prudent alternatives to taking of the dedicated parkland exist. VTA met with the City of Milpitas early in the planning of SVBX to discuss the acquisition of the right-of-way prior to the development of the park and the parties are in agreement that there is no feasible and prudent alternative to use of this strip of parkland for the SVBX project. As a result of this coordination effort, the City of Milpitas developed and constructed the park with only landscaping and no active-use facilities in the area to be acquired, allowing the right-of-way to be acquired without affecting the public use of the park. As 4(f) mitigation, one or a combination of the following measures, suggested by the City of Milpitas, were included in VTA's BART Silicon Valley Environmental Impact Statement *to mitigate the acquisition and reduce harm*.

- Pay an in-lieu fee equivalent to the cost of replacement parkland;
- Fund expansion of a nearby park;
- Provide additional amenities at the affected parkland site; and/or
- Assist in funding a pedestrian crossing over the railroad corridor that would link and facilitate access to the affected park, possibly at Curtis Avenue.

III. Recommended Approach to Mitigation and Acquisition

In developing the approach to move forward on the Curtis Park mitigation, the desire is to meet the following goals:

- Satisfy federal mitigation requirements for impacts on Curtis Park;
- Receive encroachment permit for construction by April 22, 2013; and,
- Acquire required right-of-way for SVBX project.

The most critical element is solving the mitigation requirement as this action paves the way for the encroachment permit and transfer of property. In an effort to fulfill the above-mentioned mitigation measure, VTA and City of Milpitas staffs have initiated development of the Montague Expressway Pedestrian Overcrossing Project. This overcrossing would provide pedestrian access to the Milpitas BART station safely across the high-volume Montague Expressway. The southern landing would be at the Milpitas BART station plaza area and would likely be integrated with the parking garage. The northern landing would be located on property anticipated to be developed as high-density residential with mixed-use elements. The City has indicated that it will commit to including property rights needed for the footprint of the northern landing in the planned development's Conditions of Approval.

The recommended mitigation is for VTA to prepare preliminary engineering for the pedestrian overcrossing and support efforts to secure funding of the environmental clearance and final design of the pedestrian overcrossing. These activities would position the project for grant funding when the right-of-way is acquired. The following section provides the rationale for this project as a suitable and desirable mitigation.

IV. Linkage of Proposed Overcrossing to City's Goals for Recreational Facilities

The proposed bike/pedestrian crossing over Montague Expressway is a key component in several of the City's planning documents for recreational and park facilities:

1. **Transit Area Specific Plan (TASP).** The TASP identified a total of four pedestrian bridges to provide bike/ped linkages across major roadways or flood channels that would otherwise create barriers or gaps in the city's trail network. The overcrossing discussed in this document is one of the locations specifically identified.

The TASP land use plan includes three community parks and two linear parks south of Montague Expressway. North of Montague, four community parks and four linear parks are planned. The Montague Expressway overcrossing would provide a direct linkage between these recreational areas north and south of Montague. The TASP document further states: "This Specific Plan builds on these [planning] policies to ensure that pedestrian access is pervasive, with multiple links to the trail system and bridges to provide safe crossings over regional arterial roads."

The TASP bicycle/pedestrian circulation recommendations include a trail along the west side of the UPRR/BART corridor from Montague Expressway to Calaveras Blvd., as well

as a Class II bikeway along the S. Milpitas Blvd. extension. The proposed Montague Expressway overcrossing would provide a linkage between these two planned facilities.

2. **Midtown Specific Plan.** The Midtown planning area includes the adjacent area immediately to the north of Curtis Park. Policy 4.13 of the Midtown Plan calls for an interconnected system of sidewalks and paths to provide safe and convenient access between transit stations and destinations within the Midtown area, saying that: “As new development occurs around the [transit] stations, linkages through new development between the trail and stations should be made to provide an attractive bicycle and pedestrian entry.”
3. **Bikeway Master Plan.** The City’s Bikeway Master Plan (June 2009) establishes several key goals that would be advanced by construction of the proposed overcrossing, including:
 - Connect Milpitas’ bikeways to the regional bicycle system.
 - **Enhance bicycle access to public transit** and increase the number of people who bike to public transit in Milpitas. (Emphasis added)
 - Promote bicycling as an integral mode of transportation in Milpitas.
 - Improve bicycle connections to Milpitas’ community amenities, parks, and schools.

The construction of the bike/pedestrian overcrossing would directly complement these stated goals established by the City, by providing a safe and convenient linkage across Montague Expressway. Another stated goal in the Bikeway Master Plan is to “identify funding sources to design, construct and maintain Milpitas’ bikeways” by applying for bikeway grants from local, regional and state funding sources (*Objective 8-1*). By assisting Milpitas with the OBAG grant process, VTA will be helping to advance the City’s Bikeway Master Plan, which specifically identifies the Montague overcrossing at Piper Drive as a needed improvement in the City’s bicycle/pedestrian recreational trail network.

In addition, the Bikeway Master Plan and other City planning documents call for future multi-use trails along Berryessa Creek and East Penitencia Channel. The proposed overcrossing would provide a safe and convenient linkage to both of these planned facilities, as well as to recreational facilities south of Milpitas in the City of San Jose.

Because it advances the city’s stated goals for recreational and bicycle/pedestrian facilities within the Midtown and Transit Area specific planning areas, VTA’s assistance with the Preliminary Engineering phase of the Montague overcrossing should be considered to mitigate the parkland impact of the SVBX property taking in Curtis Park.

IV. Activities Moving Forward

VTA believes that the Montague Expressway overcrossing provides a direct linkage between the recreational areas north and south of Montague. VTA proposes that VTA fund preliminary engineering for the pedestrian overcrossing that would span Montague Expressway and connect with the Milpitas BART Station via the station’s parking structure to the south. In addition, VTA

will prepare and submit grant application materials for OBAG funding in 2013 as well as a future grant cycle in 2017 to seek construction funding. VTA believes that providing this engineering support, which is financially commensurate with the in-lieu fee equivalent to the cost of replacement parkland, would satisfy the 4(f) mitigation for the Curtis Park impact.

At a staff level, the two agencies have agreed that the Preliminary Engineering element of this project would be completed by VTA. The estimated cost for Preliminary Engineering and preparation of grant applications is \$240,000 (refer to Attachment A). The cost of this effort is greater than an in-lieu fee equivalent to the cost of replacement parkland based on recent comparable land values in this area. In addition, the VTA funding of preliminary engineering efforts would also serve as a set-off to the cost to acquire the portion of Curtis Park shown in Attachment A. (As dedicated parkland, the proposed acquisition has a nominal value of \$2,500.)

Upon completion of Preliminary Engineering, funding for Environmental Clearance and Final Engineering of the overcrossing is being sought through the One Bay Area Grant funding program (OBAG) through an application being co-sponsored by VTA and the City of Milpitas. The OBAG Program is a new funding program being implemented by the Metropolitan Transportation Commission that better integrates the region's federal transportation program with California's climate law and the Sustainable Communities Strategy. The competitive program is being implemented within Santa Clara County by VTA. Upon completion of Final Engineering, both agencies intend to fund construction of the project through the pursuit of future cycles of OBAG funding and development or infrastructure fees collected by private development built within the City's Transit Area Specific Plan.

VI. Next Steps

To move forward with the SVBX project, VTA requests that by April 16, 2013 the City of Milpitas concurs that the preliminary engineering effort would satisfy the 4(f) mitigation to Curtis Park and would allow for transfer of the required right-of-way (in fee and an easement) at Curtis Park. This critical step would allow the project to receive an encroachment permit by April 22, 2013 for construction in the vicinity of Curtis Park.

I appreciate the attention you and other City management staff have given to this matter.

Attachment A

Preliminary Engineering Fee Estimate		
Scope Item	Fee Estimate	Work Scope
Project Management – Prime Consultant	\$30,000	General Coordination / Project Administration
Engineering		
Structural	\$50,000	Bridge structure
Architect	\$30,000	Overcrossing, stair, elevator tower
Mechanical, Electrical, and Plumbing (MEP)	\$5,000	Elevator, lighting, drainage
Civil	\$35,000	Grading, utilities, constructability reviews
Landscape	\$5,000	At and around stair and elevator
Additional Survey	\$5,000	
Geotech	N/A	Use preliminary data available from Station Site
Revision to current Parking Structure Design	\$10,000	Modifications to parking structure designed without POC connection
Meetings/Presentations	\$20,000	General meetings with key stakeholders
2013 OBAG Grant Preparation	\$20,000	Complete OBAG grant application, concept plans and cost estimate
2017 OBAG Grant Preparation	\$20,000	Complete OBAG grant application, construction schedule and cost estimate
Expenses/Travel	\$10,000	
Total	\$240,000	

MEMORANDUM

To: Bijal Patel, Valley Transportation Authority
From: Darin Smith and Walter Kieser
Subject: Curtis Park Property Acquisition; EPS #131001
Date: March 5, 2013

The Economics of Land Use



Economic & Planning Systems (EPS) has been asked by VTA to provide an opinion on the market value of land to be acquired at Curtis Park to facilitate the SVBX project. While EPS is not an appraisal firm, we have assisted both VTA and the City of Milpitas with parcel valuation estimates in the past, and offer our professional judgment hereunder.

We understand that roughly 4,000 square feet of land (roughly 200 feet by 20 feet) in Curtis Park adjacent to the UPRR tracks will be acquired to enable relocation of the UPRR tracks that will then make room for the BART extension. The area to be acquired has not been improved for public use to the same level as the bulk of Curtis Park, and is partially "behind" an area intended by the City to be a water pump station. EPS understands that VTA and City staff are working on financial agreements to offset the loss of the park area and address the impact on the pump station design, if necessary. This review is limited to an estimate of the market value of the portion of Curtis Park to be acquired.

In EPS's professional opinion, the land to be acquired at Curtis Park has only nominal market value. Basic economic theory holds that land's value depends on what economic activity it can support, whether it is for agricultural, residential, employment, or recreational use. In this case, it appears that the land to be acquired cannot be used for any economic purpose other than as public open space or transportation right-of-way, because it is limited in size (only 20 feet deep), is physically inaccessible except through the existing park or rail corridor, and is zoned and used for open space. For these reasons, revenue-generating use is highly unlikely on this site. Moreover, the site has no value as an area to be acquired and dedicated to the City's parkland supply – another potential "economic use" for land given the City's park dedication policies for new residential development – because it has already been improved for this use and would not count as net new park acreage.

*Economic & Planning Systems, Inc.
2501 Ninth Street, Suite 200
Berkeley, CA 94710-2257
510 841 9190 tel
510 841 9208 fax*

*Berkeley
Denver
Los Angeles
Sacramento*

www.epsys.com

CITY OF MILPITAS
COMMUNITY ADVISORY COMMISSION
MILPITAS CITY HALL COMMITTEE MEETING ROOM

UNAPPROVED MINUTES
March 6, 2013

- I. Call to Order and Roll Call** Chair Beard called the meeting to order at 7:00 p.m.
Present: Commissioners Beard, Andres, Batilo, Holland, Leon, Lind, Maglalang, Manassau, Mohsin, Truong
Absent: Commissioners Ferguson, Tran
- II. Alternates Seating of** **Alternate seated:** Commissioner Maglalang
- III. Allegiance Pledge of** Chair Beard led the Pledge of Allegiance.
- IV. Agenda Approval** **Motion:** Approve the 3/6/13 agenda as submitted
M/S: Mohsin / Lind **Ayes:** 9
- V. Minutes Approval** **Motion:** Approve the 2/6/13 minutes as submitted
M/S: Mohsin / Rosario **Ayes:** 9
- VI. Public Forum** **Chair Beard** invited members of the audience to address the Commission on any subject not on the agenda.
Ms. Kollander, Milpitas Resident – She has used the unclaimed property website to assist some residents in the City of Milpitas in finding nearly \$2,000, and encourages others to look into this website.
- VII. Announcements: Felix Reliford, CAC Liaison:** No announcements by staff
- VIII. Liaison Reports: City Council Report:** No reports by CAC Liaison or City Council
- IX. Commissioners' Round Table**

This time is for any Commissioner to share information they feel may be of interest to the Commission.

Chair Beard welcomed Alternate Commissioner Jacqueline Holland to the commission.

X. New Business

A. Review of Community Development Block Grant (CDBG) Program Applications for FY 2013-14.

Gloria Anaya, Sr. Housing Specialist stated that the City estimates to receive \$390,000 of Community Development Block Grant (CDBG) funds for fiscal year 2013-14 from the Department of Housing & Urban Development; with a possibility of an 8-10% reduction in funding. The Commission conducted its annual review of the CDBG proposals for FY 13-14. The City received a total of fourteen (14) eligible applications; 11 out of 14 applications are for public services and the remaining 3 applications are for non-public services.

As provided by federal regulations, 20% or \$78,143 of the total grant will be used for General Program Administration. Per federal regulations, a total of 15% or \$58,607 of the grant is capped to fund Public Services and 65% or \$253,966 to be allocated for Non-Public Services.

City Council established CDBG funding policies back in November 1, 2011 Council meeting and reaffirmed the following:

- 25% of all Public Services funds shall be allocated to the City of Milpitas programs – Recreation Assistance Program (RAP) and Milpitas Unified School District;
- A minimum funding level of \$5,000 shall be allocated for all Public and Non-Public Services; and
- \$10,000 from CDBG Program Administration for Fair Housing Services.

The CAC recommendations for CDBG funding for FY 2013-2014 will be forwarded to the City Council for review and approval at its meeting of April 16, 2013.

Ms. Anaya stated that the schedule of presentations and staff's funding recommendations are included in the commission's agenda packets. She briefly explained how the meeting will be conducted and reminded everyone not to exceed the available total funding amounts for each category. At this point Ms. Anaya asked if any of the Commissioners is receiving compensation from any of the applicants. Commissioner Lind stated that she does due to her employment with the Milpitas Unified School District. Staff asked her to abstain from voting on that application and asked for her to step out of the Council Chambers during the School District's presentation. All other Commissioners do not receive any compensation from any of the applicant agencies. Ms. Anaya advised the Commission that she and Felix Reliford, Principal Housing Planner are available to answer any questions they may have during the review process and asked Chair Beard to open the public hearing.

Motion: to Open the Public Hearing

M/S: Mohsin / Lind

Ayes: 9

Representatives from each applicant agencies addressed the Commission and presented their agency's functions and outlined how the funds will be utilized. After presentation of each agency representative/s, question and answered ensued between the Commissioners and the agency representatives.

Motion: to Close the Public Hearing

M/S: Mohsin / Rosario

Ayes: 9

The Commission took a 15-minutes break for staff to tally the results.

Commissioner Leon would like to go on record stating that he will go with the staff recommendation but he would like to request the City Council to provide additional funding of \$10,000 to Food Pantry.

Mr. Reliford pointed out that the Commission is not obligated to fund every agency as City Council has the final decision.

Motion: to direct staff to forward CAC recommendations as tabled below on CDBG funding allocations for FY 2013-2014 to the City Council

M/S: Mohsin / Lind

Ayes: 9

PUBLIC SERVICES

1	Catholic Charities – Long Term	\$5,000.00
2	City of Milpitas Recreation Services – Recreation Acceptance Program	\$7,325.39
3	Emergency housing Consortium	\$5,000.00
4	Health Trust	\$5,000.00
5	Live Oak Adult Day Services	\$5,000.00
6	Milpitas Food Pantry	\$8,956.00
7	Milpitas Unified School District, Literacy Program	\$7,325.61
8	Next Door Solutions	\$5,000.00
9	Project Sentinel ***	\$0.00
10	Senior Adults Legal Assistance (SALA)	\$5,000.00
11	YWCA/Support Network for Battered Women	\$5,000.00
	TOTALS	\$58,607.00

***\$10,000 to Project Sentinel out of General CDBG Administration

NON-PUBLIC SERVICES

12	Milpitas Housing Rehab Loan Program	\$42,258.67
13	Rebuilding Together	\$103,707.33
14	Terrace Gardens Senior Housing Inc	\$108,000.00
	TOTALS	\$253,966.00

Motion: to have reductions be taken from the Housing Rehabilitation Loan Program for the Non-Public Services and City of Milpitas Recreation Assistance Program; and the Food Pantry for the Public Services category if funding reduction occurs

M/S: Mohsin / Lind

Ayes: 9

XI. Old Business - None

Member assignments on the various subcommittees were updated as follows:

CAC Subcommittees: *

- NBO Awards: Manassau, Rosario
- Adopt-A-Neighborhood/Graffiti: Rosario, Batilo
- Spring Cleaning Day: Beard, Leon, Manassau
- National Night Out: Mohsin, Manassau
- Make a Difference Day: Batilo, Andres
- Community Outreach: Mohsin, Ferguson, Maglalang

*** Changes to the subcommittees will be made when needed**

XII. Adjournment: Chair Beard adjourned the meeting at 9:12 p.m. to the April 3, 2013 meeting.

M/S: Batilo/Lind

Ayes: 9

Respectfully submitted

Rachelle Currie, Recording Secretary

City of Milpitas



Community Development Block Grant
Draft Action Plan 2013-2014

Executive Summary of Milpitas Community Development Block Grant Program (2013-2014)

The City of Milpitas anticipates that it will be receiving approximately \$ **390,716** in Community Development Block Grant (CDBG) funds in fiscal year 2012-2013. A total of **\$58,607** will be allocated to potentially **11 different public service providers**. These public services include a variety of programs such as: 1) domestic violence, 2) senior legal aid, 3) supplemental supplies of food, 4) homeless shelter and support services, 5) recreational assistance programs, 6) youth and senior services, 8) long-term care ombudsman services for seniors in care facilities, 9) adult day care services, and 10) fair housing services.

With regards to non-public service activities, Milpitas will allocate a total of **\$253,966** to potentially **3 different non-public service providers**, these services will include: 1) funding to replace emergency generator and resident stoves for Terrace Gardens Senior Housing, 2) Milpitas Single-Family and Multi-Family Rehabilitation Program, 3) safety and accessibility repairs for very low income seniors and homeowners and 4) funding for weatherization and energy efficient rehabilitation, The Single-Family and Multi-Family Rehabilitation Projects has been consolidated to provide consistency with the approved 5-Year Consolidated Plan (2012-2017).

With the addition of **\$50,000** of expected Program Income from the Single-Family Rehabilitation Loan Program Milpitas will be spending approximately **\$440,716** on public and non-public services \ and **Program Administration \$78,143** including \$10,000 for Fair Housing Services).

The 30-day public review period on the Milpitas Action Plan will be March 15 to April 15, 2013 Milpitas Citizens Advisory Committee held a public hearing on the CDBG funding on March 6 2013 The Milpitas City Council will hold a public hearing on the CDBG funding and Action Plan adoption **on April 16, 2013.**

Community Development Block Grant funds will be provided to all segments of Milpitas population including geographical areas with high minority concentration within the community.

Certification of Discharge Policy

The City of Milpitas will be working with the State of California Department of Corrections and County of Santa Clara Department of Corrections to establish a comprehensive policy and strategy for the housing and placement of offenders in the community. The Discharge Placement Policy seeks to provide direct help and assist for the placement of prisoners released from jails, hospitals, and other facilities in order to prevent homelessness.

City of Milpitas
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Block Grant (CDBG)
2013-2014

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City of Milpitas
Community Development Block Grant (CDBG) Annual Action Plan
(FISCAL YEAR 2013-2014)

Pursuant to the Department of Housing and Urban Development (HUD) funding requirements and in conformance with 24 CFR Part 91-Consolidated Submission for Community Planning and Development Programs, City of Milpitas has prepared and will be adopting its 2012-2013 Action Plan. The Action Plan is submitted annually and describes the eligible programs, projects and activities to be undertaken with funds that are expected to be made available during the Fiscal-Year 2013-2014 and their relationship to the City's priorities for housing, homelessness and community development needs.

In August 2012, City of Milpitas submitted its Five-Year Consolidated Plan (2012-2017) to HUD. The Milpitas Consolidated Plan has been reviewed and approved by HUD. The Consolidated Plan identifies the long-term goals and objectives achieved and consistent with the annual Action Plan Report. Included with the submission of the Action Plan is the Standard Form 424, Proposed Projects and Certifications as required the by Community Development Block Grant (CDBG) Program regulations. The goals and objectives identified in the Milpitas Action Plan are in full compliance with the approved and adopted policies and procedures outlined in the Milpitas CDBG Citizen Participation Plan.

The City of Milpitas General Plan Housing Element (2009-2014) was previously certified by State of California Department of Housing and Community Development (HCD) in September 2010. The updated Housing Element will be submitted to HCD by December 2014.

Response and Comments on the Milpitas Draft Action Plan

Any comments on the City of Milpitas Draft Action Plan should be sent to the following address before April 15, 2013 (all mail must be postmark by this date):

Felix J. Reliford, Principal Housing Planner
City of Milpitas-Planning and Neighborhood Services
455 E. Calaveras Blvd.
Milpitas, CA 95035
E-mail address: freliford@ci.milpitas.ca.gov
(408) 586-3071

Part I: Resources

Milpitas will to continue to pursue and encourage local non-profit housing and support service agencies to pursue all available public and private funding to achieve the Consolidated Plan goals

It is expected that funding from a combination of federal, state, and local sources will be used to pursue the majority of the identified public services and housing strategies. Milpitas will also encourage non-profit entities to work with financial institutions and develop plans for leveraging private and public funds to the maximum extent possible considering the specific project involved. Funding resources will be coordinated and leveraged whenever possible to maximize their potential.

Before awarding funds for projects to be carried out by other entities, Milpitas will review the project-financing plan to ensure that all agencies are utilizing all available funding and are leveraging funds to the maximum extent possible. Milpitas will not adhere to any specific matching requirements for use of the City CDBG funds. Milpitas will continue to require organizations to make the maximum effort to match City's funds through other public and private sources on a minimum one to one ratio (whenever possible).

Where this matching standard is not achieved, the non-profit organization will be required to provide a detailed listing of the resources pursued and the reasons and rationale for the lack of matching funds. Milpitas CDBG funds will only be awarded for a project, if Milpitas determines the non-profit entity pursued all available resources for the project and due to the nature of the project, the matching standard could not be achieved.

The following sections identify some of the major resources to be pursued by Milpitas, local non-profits, County of Santa Clara and other eligible resources. Milpitas will continue to encourage local non-profit agencies to pursue all available funding resources, which may be applicable to their particular project. Milpitas will also continue to monitor these programs, projects and activities to promote its housing and community development goals and objectives through active policy development and use of available federal and non-federal funding sources.

Federal Programs

Community Development Block Grant (CDBG) Funds

The CDG Program will provide the largest funding source to provide a variety of support services and housing for low and moderate-income households in Milpitas. City of Milpitas receives its own grant through the CDBG program. It is estimated that Milpitas' 2013-2014 CDBG allocation will be \$390,716 Milpitas will also receive a substantial amount from the repayment of loans in the amount of approximately \$50,000 in Program Income from the Single Family Housing Rehabilitation Loan Program.

The loans from the rehabilitation program serve as a revolving loan fund that will go back into the program. The total estimated CDBG funding for FY 2013-2014 would be approximately \$440,716 (\$390,716 CDBG Grant and \$50,000 Program Income)

HOME Program

Milpitas may be seeking other financial resources to assist in financing affordable housing projects. This process may include the formation of a consortium with other cities in Santa Clara County (including Cupertino, Gilroy, Palo Alto and County of Santa Clara) Because Milpitas' has never received a direct allocation of HOME funds from HUD, funding will be requested from the State of California under its competitive HOME Investment Program. Milpitas staff has attended several HOME Program seminars and workshops to become familiar with the regulations and requirements of the program.

Section 8 Rental Assistance Program

This program provides rental assistance payments to private owners who lease their units to assist low-moderate income families. Milpitas will continue to support and encourage the Santa Clara County Housing Authority (SCCHA) efforts to obtain Section 8 vouchers for residents of Milpitas. Milpitas is negotiating with affordable housing developers to obtain their participation in accepting Section 8 vouchers in future affordable housing projects. Currently, a total of **615** Milpitas families have Section 8 vouchers. Another **1,963** families are on the Housing Authority waiting list. It should be noted that when the Housing Authority has opened up their Section 8 Voucher Waiting (again), Milpitas residents will be notified of this housing opportunity with notices on the City's Website and Cable TV.

Section 220 and 221 (Low Income Housing Preservation and Resident Homeownership Act of 1990 -LIHPRHA)

Milpitas has worked with the property owner, Santa Clara County Housing Authority and HUD to maintain long-term affordability for the 171 units at Sunnyhills Apartments. Under the current agreement the units will remain affordable. City of Milpitas will continue to monitor the status of this project to maintain affordable housing opportunities for its residents and to ensure long-term affordability.

Low Income Housing Tax Credit Program (LIHTC)

Milpitas will continue to explore financing affordable housing projects with Low Income Housing Tax Credits (LIHTC). Milpitas will work with local housing developers to seek additional funding to close any financing gap for affordable housing projects. Milpitas will also work with local housing developers on pursuing and obtaining 9% and 4 % LIHTC to finance future affordable housing projects. Milpitas will also continue to assist several of the affordable housing developers applying for low-income housing tax credit to financial assist their projects.

Milpitas will continue to work with and support housing developers that are seeking funding from the Low-Income Housing Tax Credit Programs

State Programs

Proposition No. 46

In November 2002, the voters of the State of California approved Proposition No. 46-a \$2.1 billion housing bond allocation for funding (grants, loans, etc.) for various types of affordable housing projects. Most of the State funding requires that each city or county has its General Plan Housing Element, approved and certified (in full compliance with state housing laws) with the State of California-Department of Housing and Community and Development (HCD). The City of Milpitas Housing Element was approved and certified by HCD in September 2010

The Transit Area Specific Plan is based on the Transit Oriented Development (TOD) planning concepts and designs that are consistent with the City of Milpitas proposed Transit Area Plan which will consist of permitting higher densities within ¼ miles of transit stations, encourage pedestrian-friendly walkable community and include approximately 5,500 new dwelling units and 280,000 square feet of commercial retail (**See Attached Map-Transit Area Plan**).

To date approximately 2,600 new dwelling units has been approved in the Transit Area Specific Plan with an additional 500 dwelling units being considered from future entitlement

California Housing Finance Agency (CHFA)

Milpitas will continue to explore a series of affordable housing programs offered by the California Housing Finance Agency. This agency was created in 1975 to help meet the State's need to provide affordable housing to low and moderate-income persons and families. CHFA provides below-market interest rate mortgage capital through the sale of tax-exempt notes and bonds. This agency provides below market rate financing for single family and multi-family housing as well as multi-family rehabilitation loans. CHFA has also recently offered funding through their Help Program.

Milpitas has also has its Property Values Resale and Restriction Agreement and Option to Purchase affordable housing documents reviewed and approved in July 2005 by CHFA, which provide an opportunity to leverage Milpitas funds with additional financial resources from this state agency. To date, approximately 68 Milpitas first-time homebuyers have been assisted with the use of CHFA funding.

State Allocated Tax Credits- (Low-Income Housing Tax Credit)

Milpitas will continue to work with and assist developers in applying to the State for allocation of tax credits to finance low-income rental housing developments. The tax credits are syndicated to corporations in exchange for project equity.

Mortgage Revenue Bonds

Milpitas can apply to the state for authority to issue tax-exempt mortgage revenue bonds for the purpose of funding affordable housing development. Milpitas has authorized tax-exempt mortgage revenue bonds to assist the developer at the proposed Milpitas DeVries Place Senior Housing Project which provided 102 extremely and very low-income housing units.

Mortgage Credit Certificates (MCC's)

Milpitas has participated with the County of Santa Clara in its application to the state for an allocation of Mortgage Credit Certificates, which provide a tax credit to subsidize the mortgage interest rate for qualified first-time homebuyers. However, the overall number of MCC's in Santa Clara County has been substantially reduced over the past several years.

Local Programs

Milpitas Housing Authority-(Former Milpitas Redevelopment Agency)

Since its existence, Milpitas Redevelopment Agency (RDA) has allocated approximately **\$60 million** to acquire, construct, and develop affordable housing within the City of Milpitas. To date, Milpitas' Redevelopment Agency has assisted in financing **1,050 affordable housing units**.

The following residential projects have been approved by City of Milpitas and will include affordable housing units:

Approved Projects (Construction Started)

- Cerano Apartments 285/88 affordable units
- Coyote Creek 385/7 affordable units

The elimination of redevelopment as a financial tax increment vehicle will substantially impact the ability to provide affordable housing within Milpitas and statewide. The Milpitas Housing Authority will served as the successor agency to the former redevelopment agency and will form its duties and responsibilities related to housing activities and program.

Housing Rehabilitation Loan Program

This program funded from CDBG funds provides low interest rate loans and grants to very low and low-income property owners through the Milpitas Housing and Rehabilitation Loan Program. The Housing Rehabilitation Loan Program provides up to 90% of the home equity value/per household for home improvements and repairs. Annual program income (revolving loan funds) goes back into the program to assist future low and moderate-income property owners. City of Milpitas anticipates approximately \$50,000 in Program Income from the rehabilitation loan program.

Santa Clara County Housing Trust Fund

City of Milpitas has participated and financially supported the Santa Clara County Housing Trust Fund to raise \$20 million to construct a variety of affordable housing types for: 1) first-time homebuyers, 2) multi-family rental apartments and 3) housing and support services for the homeless population.

- **First-Time Homebuyers Program**-creating 2,105 new first-time homebuyers which includes 451 teachers, 227 engineers including 451 teachers, 227 engineers, 118 health care professionals and 623 public employees.
- **Developer Loan Program**-assisting and helped 1,703 families.
- **Homelessness Prevention Program**-assisted 4,268 families and individuals with housing needs.

Since its conception since 1999, the Housing Trust has raised approximately \$38+ million and has leveraged this amount to over \$1.32 billion to create 8,076 housing opportunities for families and individuals within Santa Clara County (see Housing Trust of SCC-attachment). To date, a total fifty-nine (59) loans in the amount of \$512,560 were approved for Milpitas First-time Homebuyer residents with low-interest rates from the Housing Trust Fund of Santa Clara County.

Second Mortgage Program

Milpitas has adopted a Second Mortgage Program to assist first-time homebuyers with their down payments on several affordable housing projects. The City of Milpitas is also negotiating with several other developers to increase the general affordable housing stock citywide. Future housing projects will include for-sale units for all income levels and additional senior affordable housing projects.

Affordable Housing for MUSD Teachers

Milpitas has worked with Milpitas Unified School District (MUSD) to provide affordable housing units for qualified schoolteachers. A certain percentage of the affordable housing units in selected projects (rental and for-sale) will be allocated for Milpitas Unified School District teachers. The purchase price for these units appears to be affordable for Milpitas Unified School District teacher salaries. Milpitas has provided a presentation and applications to MUSD.

Payment of Development Fees for Affordable Housing Projects

Milpitas has continued to waive or subsidize a portion of development impact fees to support and encourage developers to provide affordable housing. To date, the

Milpitas Redevelopment Agency has paid approximately **\$5.5 million** of development fees to increase the supply of affordable housing throughout the community. The former Milpitas Redevelopment Agency/Housing Authority has paid developers impact fees in support of affordable housing.

Milpitas Mobilehome Park Rent Control Ordinance

Milpitas has 527-mobilehome park units located in three separate parks throughout the city. Since 1992, Milpitas has adopted a Mobilehome Park Rent Control Ordinance, which maintains affordable rents for resident tenants. The Rent Control Ordinance serves as a means to provide affordable housing units.

Private Resources

Private Lending Institutions

Milpitas will continue to encourage private lending institutions to become involved in assisting in the development of low and moderate-income housing. The Community Reinvestment Act (CRA) encourages and assists the institutions they regulate to assist affordable housing projects. Milpitas has negotiated Disposition Development Agreement (DDA) and an Owner Participation Agreement (OPA) with developer to provide financial assistance and to insure long-term affordability of housing units.

The several affordable housing developers will be using private resources and other types of conventional lending to financially assist with their projects.

Geographic Distribution

All of the proposed activities for fiscal year 2013-2014 will be implemented Citywide and will not be targeted to any particular areas of the City. However, minority groups will benefit from CDBG resources from particular programs, services, and housing activities as needed. The specific geographic areas in which Milpitas will provide direct assistance with CDBG funds during the 2012-2013 fiscal year contains high concentrations of minority population including Asians, Hispanics and Blacks. Since the Milpitas Redevelopment Project Area has expanded, there will be a greater opportunity to assist minority groups and populations living within these areas. The rationale for targeting these minority groups for allocating CDBG funds are based on financial, social, and economic needs of several working class neighborhoods. These neighborhoods, such as Sunnyhills, Selwyn, Shirley and Dempsey Road, Temple and Calaveras Blvd., have high concentrations of minority populations. They have and will continue to benefit from the allocation of CDBG funds through the Housing Rehabilitation Loan Program, City of Milpitas Recreation Department Programs, Adult Day Care Services, Health Trust, Milpitas Food Pantry, Milpitas Unified School District-Literacy Program, Next Door Solutions, and Project

Sentinel. Special need populations such as female-headed households, seniors, youth's at-risks, handicapped teens and homeless population are several groups that will receive funding.

According to 2012 Statistical Research Data Milpitas Minority Population consisted of the following:

<u>Ethnic Groups</u>	<u>Total Population</u>	<u>% of Total Population</u>
Black or African American	2,432	3.4%
Asian	42,215	59.0%
Hispanic or Latino (of any race)	8,676	12.1%
White-(Non Minority Population)	17,100	23.9%
American Indian/Alaska Native	352	0.5%
Native Hawaiian/Pacific Islander	777	1.1%
Total:	71, 552	100%

According to the Statistical Research Data, City of Milpitas population **for 2012 is 71,552**. This presents an **increase from 70,812 (1%)** from 2011

Leveraging Plan

For all CDBG programs and activities funded by Milpitas will support applications by other entities for public and private sources of funding. In the case of matching requirements for a funding source, Milpitas will utilize its CDBG funding and other local funds as available and appropriate. To maximize leveraging of its own funds and increase the funds available for housing, Milpitas plans to continue the following activities:

- Support the purchase, rehabilitation and construction of affordable units by non-profit and for-profit housing developers and to provide financial assistance whenever possible.
- Provide support and encourage non-profit, community based housing developers and service providers to low and moderate-income person(s) and households.
- Promote private sector rehabilitation with the CDBG Housing Rehabilitation Program.
- Promote joint development with other governmental or quasi-governmental agencies to implement community development programs.

Milpitas has participated in joint projects such as the Countywide Fair Housing Report, Santa Clara County Housing Trust Fund and Emergency Housing Consortium Shelter, Homeless Runaway Youth Housing and Countywide Fair Housing Task Force projects. City of Milpitas will continue to participate in the "Santa Clara County Fair Housing Month" held on February each year sponsored by the Santa Clara County Association of Realtors. Milpitas has also participates in

the County of Santa Clara Office of Affordable Housing Homeless Survey that was conducted in January 2013. These are just a few examples of how the City of Milpitas has leveraged its funds to address housing needs and other supportive services.

Part II: Activities to be Undertaken

Milpitas has participated in the Community Development Block Grant Program for the past twenty-seven years, and is completing its thirteen-year as an entitlement city. Increased funding as an entitlement city has allowed Milpitas to expand or consider creating programs, which will further enhance the quality of life for its citizens.

It is anticipated that Milpitas will receive \$390,716 from HUD upon the acceptance of this Action Plan and the accompanying certificates for FY 2012-2013. Furthermore, it is anticipated that Milpitas will receive approximately \$50,000 program income from regular scheduled payments made on past housing rehabilitation loans program year. The total estimated CDBG funding for FY 2013-2014 would be approximately \$440,716

Homeless and Other Special Needs Activities

For fiscal year 2013-2014 Milpitas has committed a portion of its Community Development Block Grant Program funds to non-profit agencies providing services to the homeless, those at-risk of being homeless and homeless households with children or other special needs. A narrative is provided below of the activities that are aimed at assisting the City's homeless population.

To address emergency shelter and transitional housing needs of homeless individuals and homeless families, Milpitas will continue to:

- Continue to support the Emergency Housing Consortium, which will provide food, shelter and supportive services. CDBG funds to the Emergency Housing Consortium (EHC) for providing temporary shelter to estimated **500 nights of supportive shelter to 20 unduplicated homeless Milpitas residents.**
- Milpitas has also provided CDBG funding to EHC for the past 18 years, including the development of a 50-unit shelter (224 beds) for the homeless, former homeless and at risk low-income families.
- Live Oak Adult Day Services, which provides adult day care for estimated **10** frail, dependent at-risk senior residents in Milpitas day care facilities. Caregiver respite and support services includes, case management, counseling and referrals and socialization opportunities.

- Continue to monitor the risk of the Sunnyhills Apartment Complex being converted to fair market rate units. Milpitas will also work with the property owners, local non-profits, Santa Clara County Housing Authority, and HUD to maintain the complex as affordable shared housing and thus prevented the displacement of the existing residents.
- Fund Project Sentinel, which operates a tenant/landlord mediation program and helped resolve over **195** tenant/landlord disputes, prevented unnecessary evictions of tenants and handled **48** fair housing complaints and investigations. This program also provides tenants with information and referral services on tenant/landlord issues.

In order to help homeless persons, including those with special needs, to make the transition to permanent housing and independent living, the following activities will be carried out:

Milpitas will continue to fund the operation of a variety of support services. These services help individuals with basic necessities until they are able to provide for all of their needs on their own including Milpitas Food Pantry (which provides food to over estimated **600-900 persons**, Milpitas Senior Nutrition Program and Alum Rock Counseling Center-Crisis Intervention Program). These services include providing free bags of food to low-income households, counseling, and information and referral assistance to help individuals find services most suited to their particular needs.

County of Santa Clara Homelessness Task Force

Milpitas continues to participate in the **County of Santa Clara Task Force to End Homelessness in 10-Years**. The Homelessness Task Force was established by Santa Clara County Board of Supervisors, which consists of elected officials, County Departments (Mental Health, Social Services, Alcohol and Drugs, Corrections, Sheriff, and Office of Affordable Housing-including County Homeless Coordinator), Homeless Advocates, Community and Business Leaders and Funders.

The goals of the Homelessness Task Force will be to come up with a comprehensive strategy to address the homeless problem in Santa Clara County over the next 10 years. The consulting firm of Home Base (San Francisco) has been hired to assist the Task Force. Home Base has started to conduct initial surveys of the homeless population within the county. Homeless individuals were employed to help with the count as well as with the survey and people were paid \$5 for completing the survey.

The County has also started several initiatives including the launching of a County Homeless Management Information System, which allows for a single shared database of homeless services, as well as the allocation of more than \$10 million to 14 new affordable housing projects.

Milpitas has participated in the Countywide Homeless Survey conducted by the County Office of Affordable Housing in January 2013. Recently, the County of Santa Clara Countywide \

Collaborative on Affordable Housing and Homeless Issues were awarded \$10 million to provide continuing on-going supportive services and permanent and transitional housing.

Activities to Assist Non-Homeless Persons with Special Needs

Senior Citizens

- Provide funding for Milpitas Senior Housing Project (Terrace Gardens) for replacement of Emergency generator and residential air conditioning units. A total of **188** Milpitas senior residents reside in the senior housing project.
- Senior Adults Legal Assistance program provides free civil legal services to estimated **30-35** senior citizens within Milpitas.
- Through the funding of Catholic Charities-Long Term Care Ombudsman Program, estimated **55-60** seniors will be provided services specific to their needs in order to assist them to remain independent living for as long as possible.
- Milpitas Senior Center provides limited transportation, nutrition program, and a variety of recreational activities for senior citizens. An average of 102 meals is served per day.
- Providing funding for The Health Trust for nutritionally balanced home-delivered hot daily meals for estimated **4-6** homebound Milpitas seniors.
- Providing funds for Rebuilding Together for safety repairs/accessibility/mobility home improvements for estimated **50-60** Milpitas seniors and very low and low-income residents

Female Headed Households and Victims of Domestic Violence

- Next Door Solution-Provides shelter for up to 30 days for battered women and their children who are in immediate danger and have nowhere else to turn. A total of **40-45** Milpitas residents are anticipated to benefit from these services.
- Milpitas Unified School District Literacy Program-Provides reading-readiness and modeling of book cuddling with toddlers and infants is modeled for parents. The goal of the program is to provide resources and training for estimated **20-30** families to assure kindergarten readiness and school success. This is accomplished through weekly classes for parents and preschool aged children followed by exchanging of book bags containing four books. Two Family Library nights are held to introduce families to library services

Youths

- Milpitas Recreation Assistance (RAP) Program- This program provides subsidizes for low-income children to participate in Milpitas recreation programs at the Milpitas Sport Center. A total of estimated **50-60** Milpitas children will receive assistance.

Other Actions

The most significant obstacle to addressing the underserved needs for fiscal year 2012-2013 is the lack of sufficient federal, state, and local funds to carry out all the necessary programs, activities and projects.

Remove Barriers to Affordable Housing

For fiscal year 2012-2013, Milpitas will continue to work with agencies involved in carrying out affordable housing projects. Milpitas will support and assist through neighborhood and tenant community meetings, flyers, cable TV, and City's website to inform the public about the proposed housing projects and support housing services.

Milpitas will continue to provide CDBG funds to Project Sentinel who provides information and dispute resolution services to Milpitas tenants, mobilehome owners and landlords. Milpitas will continue to monitor its long-term restriction agreements for affordable housing compliance. Milpitas will continue to implement its Mobilehome Rent Control Ordinance (1992), which limits the increase in rents that can be charged to tenants. Approximately 70% of tenants in the mobilehome parks are senior citizens.

Milpitas will continue to review its permit-processing procedures to assist in expediting the review and approval of all affordable housing developments. Milpitas has addressed governmental constraints to housing within its updated Housing Element. Milpitas has adopted its General Plan Housing Element, which establishes the five-year housing goals, policies and objectives, and the Midtown Specific Plan, to assist in developing approximately 5,000 mixed types of housing units to meet the ABAG Regional Fair Share Allocation.

Appropriate densities (up to 60 dwelling units/per acre with ¼ mile of Transit Overlay Districts and 20 to 40 dwelling units per acre in other areas- minimum densities permitted) are including provide multi-family housing for large and extended family households. **The Transit Area Plan is anticipated to accommodate densities that would allow up to an additional 5,500 new dwelling units (excluding the proposed 3,000 units from the Midtown Specific Plan). The Milpitas Planning Commission and City Council have approved both plans.**

The Integral, Harmony, Pace, Citation Homes, Milpitas Station, Lyon Homes, Taylor Morrison projects has been approved which will include over 2,600 new dwelling in the general proximity of the new VTA/BART Milpitas Station.

In September 2010, the Milpitas General Plan Housing Element was certified by the State of California, Department of Housing and Community Development (HCD) and found to be in compliance with the State Housing Laws. The Housing Element is a comprehensive long-term plan to address the housing needs of Milpitas. The document identifies and analyzes the existing, and projected housing needs of the City and states goals, policies, quantified objectives and implementation programs for the preservation, improvement and development of housing. The updated Housing Element is currently being prepared and will be submitted in the fall 2014.

Milpitas continues to streamline its permit processing by expediting the approval process for affordable housing projects. Staff meets with housing developers at an early stage in the development review process to address any potential issues or problems associated with the proposed project. Problems are dealt with at the early stage in the project review to prevent unnecessary and costly delays.

Analysis of Impediments to Fair Housing Report (AI Report)

In May 2011, City of Milpitas updated and adopted its Analysis of Impediments to Fair Housing Report. Milpitas is currently addressing those issues of impediments to fair housing choices that have been identified in the report. The updated Analysis of Impediments to Fair Housing Report examines policies and practices limiting a resident's ability to choose their housing in an environment free from discrimination. The AI report identified a series of recommendations that the City has implemented to reduce discrimination in housing. These recommendations include:

1. **Demographics**-Continue to increase the distribution of fair housing pamphlets and brochures in multiple languages.
2. **Housing Stock**-Continue to carry out plans for high-density development in the Midtown and Transit Specific Plan Areas. Continue to the use of the density bonuses and monitoring the conditions of the City's housing stock.
3. **Land Use and Zoning**
 - a. Maintain awareness of HUD policy and update code if necessary for group homes.
 - b. Continue to monitor the State regulations for group's homes of 7 to 12 persons.
4. **Public Policies and Housing Affordability**-Continue to implement the affordable housing policies outlined in the Milpitas Midtown/Transit Specific Plan, HUD's 5 Year Consolidated Plan and the General Plan Housing Element, which encourages and supports affordable housing.
5. **Advertising**-Continue to regularly monitor the Milpitas Post and San Jose Mercury News for discriminatory real estate advertisements.
6. **Cases of Housing Discrimination**-Increase outreach efforts to all segments of the population and target the City's Asian community
7. **Awareness of Local Fair Housing Services**-Increase the amount of outreach made to housing legal and social services agencies, develop systematic plan to follow up with

agencies upon completion of outreach programs, update the City's website to include information about Fair Housing Law, fair housing services and provides links to websites of agencies that investigate fair housing discrimination (i.e. Project Sentinel).

The City of Milpitas continues to take the following actions to address the recommendations in the AI Report:

1. **Demographics**-Milpitas will continue to embrace the cultural diversity of its residents. Milpitas Senior Center offers a variety of different recreational services to senior citizens, which include ethnic celebrations for various cultures, arts and crafts, and special lunches. Previously, Milpitas conducted a community meeting on the Senior Needs Assessment Study. The meeting was conducted in three different languages (Chinese, Vietnamese, etc.) at the Milpitas Senior Center for the benefit of the participants. Milpitas Recreation Division holds several ethnic celebrations and festivals throughout the year to embrace ethnic diversity in the community.

Milpitas offers Thai Chi Chih (reduce stress relaxation exercises), and Shiatsu Massage classes. Milpitas also translates many flyers, brochures, and other forms of outreach and advertising (including fair housing programs and services) in several languages. Milpitas funds a variety of agencies that provides services to different cultural groups such as Asian American Recovery Services, Filipino American Opportunities Development, and Indo American Community Service Center.

As stated above, Milpitas is an ethnically diverse community; with many of its residents foreign born, so English is not their native language. The City will continue to fund and encourage these types of programs and activities among different cultural groups. Milpitas will continue to work with Project Sentinel to increase the distribution of fair housing pamphlets and brochures in multiple languages.

2. **Housing Stock**-Milpitas has worked with housing developers to produce **1410 affordable housing units with long-term affordability restrictions for very low, low and moderate-income households**. Incentives such as waiver or subsidy of development impact fees, density bonus ordinance, use of redevelopment agency funds for grants and loans have been used to encourage developers to construct affordable housing.
3. **Land Use and Zoning**-To date, Milpitas has changed the zoning of over 1,000 acres of land from commercial and industrial to residential and mixed use developments. Milpitas has expedited those applications proposing affordable housing developments during the review process. Milpitas has taken several land use and zoning actions to permit and encourage development of affordable housing including: 1) adoption of a density bonus ordinance to encourage multi-family developments. Milpitas will be amending its Zoning Ordinance to incorporate the new State Law as it pertains to the new density bonus regulations 2) expediting development applications for affordable housing projects, 3) providing CDBG grants to

4. Service Providers for transitional and permanent housing for the homeless, 4) negotiated with private developers on providing affordable housing units in their private development projects, 5) waiving and/or subsidizing development fees to offset the cost to provide affordable housing units, 6) adoption of a Rent Control Ordinance to maintain affordability for 527 mobilehome units, 7) provide informational seminars on affordable housing and 8) allocating redevelopment funds to assist in providing affordable housing units

5. **Zoning Ordinance Amendments**-Milpitas will be amending its Zoning Ordinance pursuant to the certified Housing Element Implementation Plan. The plan requires the approval of zoning amendments to allow homeless shelters, transitional and permanent supportive housing, farm-worker housing and single room occupancies (SRO's) by "right" instead of the conditional use permit process.

6. **Public Policies and Barriers to Affordability**-The Milpitas General Plan Housing Element, Five-Year Consolidated Plan, the Midtown Specific Plan and the Transit Area Plan include specific policies, goals and objectives to support and encourage the development of affordable housing to low and moderate-income households. The Milpitas Redevelopment Agency provides the following housing opportunities as it relates to public policy and barriers to affordability:
 - **City of Milpitas Housing Rehabilitation Program**-Over the past eleven years this program has provided approximately **\$3.6 million** for rehabilitation loans to very low and low-income homeowners.
 - **Emergency Housing Consortium**-CDBG funds provide shelter, housing opportunities and supportive services for homeless individuals, families and youths.
 - **Project Sentinel**-The program investigates housing discrimination and provides fair housing and tenant-landlord mediation services.
 - **Transit Overlay District**-This zoning ordinance overlay district was established to encourage and support high-density residential development within ¼ mile of transit stations (including an additional 5,500 new units).
 - **Section 8 Program**-Milpitas supports, encourages and provides public information to residents that are looking to participate in the Housing Authority of Santa Clara County. Notices will be provided to Milpitas residents when the Section 8 Program Waiting Lists opened to the general public.
 - **Disabled Accessibility**-Milpitas provides developers with an accessibility checklist when constructing new housing units. Funds from Santa Clara County Fair Housing Retrofit Funds will also be used to leverage city funds for ADA compliance. Milpitas also provides funding for Rebuilding Together, which makes ADA home repairs and improvements.
 - **Housing Affordability**-Milpitas will continue to provide financial assistance to housing developments, which provide a certain percentage of their units to low and moderate-income households. The Milpitas Redevelopment Agency will also provide down payment assistance with the Redevelopment Agency 20% Low-Income Housing Set-Aside Funds for first-time homebuyers

- **Green Building Ordinance**-In summer of 2009, Milpitas adopted standards and procedures to assistance households (included lower-income households) on energy efficiency and making home costs more affordable.
 - **Housing Element Implementation Plan**-The follow-up to the certified Housing Element requires Zoning Ordinance amendments to permit homeless shelters, transitional and permanent and single room occupancy uses by “right”.
7. **Advertising**- Milpitas will continue to monitor discrimination in local housing advertisement That may uses unfair models. Milpitas has worked with Project Sentinel to provide fair housing services which includes flyers, brochures (in different languages), educational materials to local newspapers, meeting with local landlords to explain tenant/landlord fair housing rights, etc. Milpitas will also continue to monitor other forms of discrimination relating to people with disabilities, familial status, and families with children and senior citizens.
8. **Cases of Housing Discrimination**-Between July 1, 2008to June 30, 2012 Project Sentinel conducted 103 investigations that were filed on the basis of housing discrimination in the City of Milpitas. The majority of cases involved discrimination on the basis of handicap/disability and ethnicity. The high percentage of cases filed on the basis of disability could be the result of greater public awareness of housing discrimination. Since both the FHAA and ADA are relatively new legislation; the public is learning about the new policies and gaining knowledge of where to file a compliant.

The majority of these cases investigated were counseled, meaning that no significant evidence of housing discrimination was found. Even though 49% of the cases investigated displayed Compliance with the Fair Housing Law, the investigation of these cases remain significant, because its shows awareness about fair housing law. There were also a considerable proportion of cases that were referred to either DFEH, an attorney, or obtained some other form of Referral. A referral is usually made when concrete evidence of housing discrimination is uncovered during the investigation. Out of the 13 referrals made, 7 were cases of housing discrimination on the basis of disability and the remaining cases were filed on the basis of ethnicity. Two case settlements were obtained in the monetary amount of \$14,500 with required fair housing training.

As Co-Chairperson of the County of Santa Clara Fair Housing Task Force, Milpitas Staff continues to work with Project Sentinel on the Santa Clara County Fair Housing Retrofit Funds available to other cities within the county. These funds were awarded to Project Sentinel during several fair housing legal settlement cases against a developer, which fail to include ADA compliance within their project. The funds will be allocated to cities (matching funds from the cities are being proposed to leverage funds) to provide retrofitting units to comply with ADA requirements.

9. **Awareness of Local Fair Housing Services**-Flyers and brochures on fair housing services are presently available at City Hall. Monitoring of housing service providers includes discussions on their outreach effort and promoting fair housing. Milpitas will update its website to provide additional information about fair housing law and provide links to websites of agencies that investigates fair housing discrimination.

The CDBG cities within Santa Clara County and the County have prepared a Countywide Fair Housing Report to address a variety of fair housing issues. The report identifies causes, impacts, alternative actions and recommendations. Also, the cities and County of Santa Clara have established a Countywide Fair Housing Task Force to address the recommendations in the report.

Enhance Coordination between Public and Private Housing and Social Service Agencies

Milpitas will continue to encourage housing-related organizations to work together, collaborate and share their expertise with one another, especially those agencies that provide and manage housing, and social services.

**Program Specific Requirements
Funds Expected to be Available**

<u>CDBG</u>	
2013-2014 Entitlement Grant	\$390,716
Program Income FY 2012-2013 (*)	<u>\$50,000</u>
Total:	\$440,716

*Estimated Program Income from the Single Family Housing Rehabilitation Program

Evaluate and Reduce Lead-Based Paint Hazards

The City of Milpitas will continue to enhance public sector efforts to inform private property-owners about the hazard of lead based paint. Risk assessment and hazard reduction can be more easily accomplished while performing other major repair work (i.e. rehabilitation repairs and improvements). The major obstacle to most mandated programs continues to be cost. Milpitas will continue to work with representatives from the city and county, housing organizations, public health agencies, children’s advocacy groups, tenant and property owner’s organizations and private physicians to address this matter. The continuing goals are to identify and inform property-owners of public and private resources available to reduce or abate lead based paint.

Because of the age of the Milpitas housing stock (approximately 60% of the units within Milpitas were built after 1970), Milpitas’ housing stock is relatively new and contains very little lead base hazardous material. The City of Milpitas will continue to work with the County of Santa Clara Environmental Health Department, as additional funding becomes available, in the design and implementation of programs related to the detection, abatement, prevention and education of the incidence of lead based paint in the housing stock.

Presently, Milpitas along with several other CDBG cities in Santa Clara County are working with HUD to establish adequate capacity to comply with the Lead-Based Paint Rule (24 CFR Part 35). This task includes identifying trained, licensed, and certified personnel to conduct lead-based paint inspections, housing rehabilitation projects that will require inspections and funding sources.

Milpitas has started to negotiate with local contractors and establish a process to address lead based paint in housing units. Milpitas has allocated CDBG Housing Rehabilitation Administration to implement its Lead-Based Paint Program to conduct environmental testing for lead based paint prior to performing the required single-family rehabilitation home repairs and improvements. **Over the past several years, a total of 6 single-family homes were inspected for lead-based paint. Based on the initial inspections, no lead-based paint has been found in any Milpitas homes that have been inspected.**

Milpitas has also received from the County of Santa Clara a copy of their “hot zones” map which overlays three different indicators: (1) housing built before 1950, (2) poverty and (3) children under the age of six (based on census tracts) to identify areas where the risk of lead poisoning is the highest. Nearly all of the reported cases of lead poisoning in the county came from the “hot zones”.

Reduce the Number of Poverty Level Families

Milpitas will continue to support a variety of other support services used by low-income households to make ends meet. The main goal shall be to prevent very low-income persons, especially, those earning 30% or less of median income from becoming homeless. The long-term goal is to provide more affordable housing options and economic opportunities so this group is not forced to pay most of their available income for housing with little left over for other needs (child care, transportation, food, health care, etc.). For fiscal year 2013-2014 Milpitas will continue to support agencies such as Second Harvest Food Bank, Milpitas Food Pantry, and Milpitas Nutritional Program (**\$92,500**) for senior citizens. An average of 102 senior meals is served daily at the Milpitas New Senior Center.

Rebuilding Together will provide housing service for estimated 50-60 Milpitas residents to correct health and safety hazards, enhance accessibility for disabled people, and improve energy efficiency to make housing cost more affordable for seniors on fixed-incomes.

Milpitas also obtains Quarterly Statistical Data of Public Families from the County of Santa Clara to monitor and track the number of Milpitas residents that are involved with Cal WORKS, other social services and public assistance demographics to determine the greatest need for CDBG funds. Several key categories such as Cal Works and Medi-Cal caseloads have been slightly reduced from the past year for Milpitas residents. A total of 497 Cal WORKS cases (2.9%) of the total in Santa Clara County are Milpitas households.

Develop Institutional Structure

Milpitas will continue to work with and support non-profit organizations, which provide programs and services to low and moderate-income households. Milpitas will also continue to work with private industries, in particular financial and development groups, to encourage the development of affordable housing opportunities in Milpitas.

PART III: STRATEGIC PLAN-FY 2013-2014

Milpitas will continue to encourage local housing social service providers to pursue all available public and private funding to achieve the goals identified in the Action Plan. It is anticipated that funding from a combination of federal, state and local resources will be used to pursue a majority of the identified strategies. Funding resources will be coordinated and leveraged whenever possible to maximize their potential. Milpitas plans to use available programs, services, and special initiative resources in a coordinated and integrated manner to achieve its affordable and supportive housing goals, as well as an expansion of support activities and programs related to assisting low-income families and individuals.

Summary

The following is a summary of Milpitas priorities and plans to be pursued over the next year of the Action Plan. It was derived from the overall analysis of needs, market and inventory conditions as described in the Action Plan. These plans take into consideration the following factors revealed in the analysis of Milpitas Redevelopment Agency Housing Affordability, Availability and Adequacy:

- In 2012 and 2010, Milpitas Consolidated Plan and Housing Element has been approved and certified by HUD and State of California, Department of Housing and Community Development.
- Milpitas Draft Regional Fair-Share Housing Allocation (2014-2022) from ABAG is 3,276 units which consist of the following:

Milpitas Regional Housing Needs Allocation (RHNA) 2014-2022

	Very Low	Low	Moderate	Above Mod	Total
City of Milpitas	1000	568	563	1,145	3,276
Percentage Distribution	30.5%	17.3%	17.2%	35%	100.0%

Source: Association of Bay Area Governments (ABAG)

To date, Milpitas has met approximately 58% of its previous very low, low and moderate-income housing needs. A total of 154% of its above moderate-income housing needs have been met.

- The Area Median Income in Santa Clara County was \$105,500 (2013)
- Milpitas average household size is 3.52 and average family size is 3.38, both continue to be the highest in Santa Clara County (CA-DOF 2012).
- City of Milpitas Percentage of Total Population in Poverty was 5.8% (744 Households-2011).
- City of Milpitas has approved and/or constructed 1,426 affordable below market rate housing units with long-term affordability restriction agreements. An additional 95 affordable housing units are proposed in future residential projects.
- In 1992, City of Milpitas adopted a Rent Control Ordinance for Mobilehome Parks in which governs 572 units. Seventy percent (70%) of Milpitas mobilehome park residents are senior citizens. .
- The December 2012 median price home in Milpitas was \$528,350 increase (approx. 7.3%) from \$489,315 in December 2011
- The Bay Area has experienced an 44% decreased in the number of foreclosures for homes between 2010 and 2012.
- Milpitas greatest affordable housing need is Renters with income levels between 31%-50% of the area median income, Renters with large families (5 persons or more), Persons with Special Needs (disabled, homeless, seniors, female-headed households HIV/AIDS and drug and alcohol addictions).
- The number of renters and specifically senior citizen low-income households that pays more than 30% of their income for rent. A significant number of senior's pay more than 35% of their income for housing.
- Milpitas has completed the Transit Area Specific Plan that will accommodate approximately 5,500 new dwelling units, in which is anticipated that 20% of these units (1,100 units) will be affordable to low and moderate-income households.
- Milpitas has 19,889 occupied housing units (11,671-owner-occupied and 6,431 renter-occupied-2010 CA-DOF)
- Milpitas housing vacancy rate was 3.14% as identified in the CA-DOF 2012)

Milpitas must direct its Federal, State and local resources to housing programs and activities that directly benefit very low and low-income households. In-fill development and accessory units will be encouraged. More attention will be directed to the needs of extremely low-income individuals and households. Milpitas will continue to explore innovative resources to aid in development of affordable housing and support services to benefit lower income households.

Priority Analysis and Strategy Development

This section reviews the fiscal year 2013-2014 Milpitas plans and priorities to be pursued over the next year and how they relate to the Consolidated Plan (July 1, 2012-June 30, 2017) in addressing the needs identified in the Housing and Homeless Needs Assessment.

The Consolidated Plan Priority Needs Summary rates the Milpitas priorities. Those activities not anticipated to be a priority would be provided no assistance. The rationale behind the general priorities established for allocating Federal, State and local resources within the City is based upon review of Milpitas needs which shows that extremely low income renters, senior citizens and other special needs groups have the most difficulty finding affordable housing, employment, and other support services.

The Consolidated Plan Priority Needs Summary shows the “high” priority will be given to providing assistance to very low and low-income households and to homeless individuals and families and other persons of special needs, as well as activities aimed at preventing homelessness.

A “Medium” Priority is given to assisting low-income households in a wide variety of housing and support services.

A “Low” Priority is given to those groups currently small in number or least in need of assistance. However, should additional funding become available, the City will implement programs and activities as appropriate.

Strategy 1: Continue to provide funding to non-profit agencies and organizations, which serve the very low and low-income Milpitas residents and the homeless

Milpitas will continue to provide funding to those non-profit agencies and organizations, which provide housing and other support services to very low and low-income households. Agencies and organizations such as Alum Rock Counseling Center, Catholic Charities, Emergency Housing Consortium, Milpitas Food Pantry, and Senior Adult Legal Services, which are funded through the City of Milpitas Community Development Block Grant Program, will be encouraged to provide services to low-income households in Milpitas, especially, those households with special needs for affordable housing and support services.

Strategy 2: Rehabilitation of substandard units will be encouraged and financial assistance will be provided whenever possible

The Milpitas Housing Rehabilitation Loan Program is funded by CDBG. The program will continue to assist low-income households. Rehabilitation will also include energy efficient methods for single and multi-family units

Milpitas is exploring apartment rehabilitation and has identified several multi-family projects, in need of improvements and repairs. Milpitas will explore other types of funding sources (i.e. Home, Section 108, etc.) to finance the apartment rehabilitation program. Milpitas’ Code Enforcement Section and Building Division will continue to abate substandard housing conditions in affected units. The Code Enforcement Section will continue to respond to citizen complaints regarding housing code problems and Project Sentinel will continue to provide mediation and negotiate tenant and landlord disagreements.

Strategy 3: Conservation of Existing Affordable Housing Stock

Milpitas will continue to encourage the conservation of the rental housing stock because rental units are the most affordable housing for lower income households. Milpitas will assist local non-profits with regulatory and technical issues as well as to help identify potential funding resources.

The Santa Clara County Housing Authority (SCCHA) administers the Section 8 Program. Milpitas will continue to work with the Housing Authority to maintain the existing Section 8 subsidy levels and to encourage additional subsidies for Milpitas residents whenever possible. As previously mentioned, Milpitas is exploring the development of an apartment rehabilitation program.

A total of 615 Milpitas residents have vouchers and are living in Section 8 units. Another 1,892 residents are on the waiting lists.

Milpitas will maintain its existing Mobilehome Rent Control Ordinance to ensure the continued affordability to the 527-mobilehome units. Approximately 70% of the tenants at the mobilehome parks are low-income senior citizens. Milpitas will also assist, as feasible, a local non-profit or tenant organization in the buyout or conversion to tenant ownership if such a proposal is presented. Milpitas Neighborhood Beautification Ordinance (NBO) has also established program guidelines and award programs for maintaining and improving the general housing stock in individual neighborhoods.

Strategy 4: Participation by the Private Sector in Development of Affordable Housing

Through alternative financing programs in the public and private sectors, whenever possible, Milpitas will encourage developers (non-profit and for-profit) to leverage their funding to the furthest extent possible. Several non-profit and for-profit developers have expressed interest in working with the City to develop a Senior Housing Project. Milpitas has provided \$1.1 million in funding for the Santa Clara County Housing Trust Fund to raise \$30+ million (with the goal to leverage this funding to \$1.3 billion) to assist 5,000 families in affordable housing. This allocation would provide approximately 3,000 affordable rental apartments, support 800 first-time homebuyers with down payment assistance, and serve more than 1,000 homeless individuals and families through housing and support services. A large portion of the funding has been provided from several major high-tech corporations in Silicon Valley such as Intel, Applied Materials, and Cisco Systems.

Milpitas has worked with and will continue to work with developers on their approved and proposed residential development projects. As stated by the City's affordable housing policy, it is anticipated that 20% of all the residential units in the projects will be designated as affordable housing for very low, low and moderate-income households. It is estimated that the private sector will invest over \$285 million into the residential development projects in Milpitas over the next 5 years.

Housing Bond Advisory Committee

Milpitas participates in the County of Santa Clara Housing Bond Advisory Committee which established a permanent funding pool for affordable housing projects within Santa Clara County.

County of Santa Clara-Office of Affordable Housing

County of Santa Clara has established an Office of Affordable Housing. This agency will be working with the local jurisdictions to address the affordable housing needs countywide. The City of Milpitas will be an active participant in the Office of Affordable Housing.

Strategy 5: Provision of Equal Housing Opportunities

Milpitas will continue to provide financial support to programs that provide fair housing and counseling services to Milpitas residents including Project Sentinel and other similar programs. Milpitas has prepared and continues to implement its Analysis to Impediments to Fair Housing Report, which identifies potential barriers to obtaining fair housing. The Cities within Santa Clara County and the County have prepared a countywide Supportive Housing Initiative Report to assist in addressing several issues including constraints to affordable housing and removing housing barriers. Milpitas will continue to work with Project Sentinel to address fair-housing issues and participate in tenant-landlord resolutions with regards to housing discrimination.

As previously stated Milpitas updated its Analysis of Impediments to Fair Housing Choice Report which identifies and provides a strategy to address potential housing impediments to fair housing choices.

Strategy 6: Other Processes and Procedures to be reviewed that Prohibit or Negatively Impact Affordable Housing Opportunities

In-Fill Development

Milpitas will continue to review in-fill development sites to determine their appropriateness for multi-family developments. However, the amount of land available for in-fill development has been reduced over the number of years to accommodate various types of development, including affordable housing projects. The Midtown Specific Plan has assisted on developing in-fill development parcels of land that can accommodate future housing developments. Milpitas applied for the Infill Infrastructure Grant from State Department of Housing and Community Development and is waiting to here the results of the application review.

Provision of Sufficient Land Zoned for Multi-Family Units

Over the past several years, Milpitas has identified approximately 1,000 acres of land that has been rezoned for housing sites. Milpitas has updating and revising its General Plan Housing Element as required by State of California Housing Element Law. The Housing Element has identified appropriate housing sites to provide general plan amendments and underline zoning changes to increase the density on parcels of land to accommodate future high-density multi-family developments. In February 2010, State of California, Department of Housing and Community Development found the Milpitas General Plan Housing Element in compliance with state housing laws. **Also, Milpitas Midtown Specific Plan proposes land use alternatives to 1,000 acres of land, which would accommodate a variety of housing types in the range from approximately 3,000 housing units. The Transit Area Specific Plan would permit densities for an additional 5,500 units.**

Density Bonus Ordinance

Milpitas will continue to implement the Density Bonus Ordinance, which allows a developer to obtain concessions and incentives (financial and reduction of development standards) for developing very low, low income, and senior citizens housing projects. The units must remain affordable for at least thirty 30 years pursuant to deed restrictions. Milpitas has granted financial concessions in the form of reduction in park-in-lieu, building and plan checking fees. Milpitas has also granted reductions in development standards (required parking, setbacks, park dedication, etc.) to accommodate affordable housing developments.

Milpitas has amended its Zoning Ordinance to incorporate the new State Density Bonus provisions with allow housing developers flexibility in providing affordable housing units.

Milpitas Affordable Housing Policy

Milpitas affordable housing policies state that each residential developer should provide 20% affordable housing (very low, low and moderate-income) in their projects. The actual level of affordability is negotiated on a project-by-project basis. City Staff requires the level of affordability by reviewing the Association of Bay Area Governments-Regional Housing Determination Needs (2007-2014) and requires each developer to provide it fair-share of affordable units in the project.

Based on the level of financial assistance (and city housing needs) provided to the developer (including grants, loans, grants and loans combination, payment of developer impact fees, first-time homebuyer down payment assistance, etc.), City Staff determines the appropriate level of affordable housing required in each project.

Payment of Development Fees

The Milpitas City Council will continue to consider requests to waive or subsidize City fees for developer to assist in reducing the cost to developers that develop affordable housing units. These fees include building and fire permits, plan checking, parkland dedication, water and sewer, school impact and traffic mitigation fees controlled by the City, and cost of entitlement applications. The waiver of developer impact fee are tied the number of affordable housing units within each individual projects. Milpitas has subsidized approximately **\$5.6 million in developer impact fees to financially assistance affordable housing projects.**

Homeless Facility Sites

The City will be amending its Zoning Ordinance to “permit by right” the provisions of emergency housing facilities and transitional housing facilities in specific zoning categories (i.e. residential, commercial, and industrial). Pursuant to the certified Housing Element, Milpitas will be preparing Zoning Ordinance Amendments to permit homeless shelters, transitional, permanent, and single room occupancy units

Procedural Reforms

Milpitas will continue to review its development procedures and recommend appropriate changes to facilitate the construction of affordable housing units. All internal governmental constraints to expedite approval of affordable housing projects will be reviewed and addressed in a timely manner. Milpitas is currently implementing “**Road Map to Service Improvements**”, to review and enhance customer service.

Modification to Development Standards

Milpitas will continue to review its development standards and recommend modifications to development standards, which pose an unnecessary impediment to the construction of affordable housing units. Development standards (i.e. parking, setbacks, height, private and public open space, etc.) have been reduced on several affordable housing projects to limit the unnecessary burden or financial costs to support the project.

Institutional Structure

Milpitas will continue to implement financing affordable housing and supportive housing strategies through the Building, Planning, and Neighborhood Services Divisions. The development process has been reviewed to become streamlined to expedite and promote “fast-tracking” of affordable housing projects.

Milpitas will continue to work with other cities and the County of Santa Clara to address the issues of homelessness and other regional issues. Several collaborative efforts involved all of the cities

and the County of Santa Clara such as the Second Harvest Food Bank and Catholic Charities. Milpitas has participated (data and funding) in the Countywide Homeless Survey. The majority of housing strategies will be accomplished by supporting non-profit organizations providing Programs and services to low and very low-income households. Milpitas will also work with private for-profit industry, in particular financial and development groups, to encourage the development and affordable housing opportunities in the City.

Overcoming Gaps

There are a number of gaps in program and service delivery. There is a need to improve coordination of services on a Citywide and Countywide basis and increase funding available to provide adequate services. The CDBG entitlement cities and County of Santa Clara staff continue meeting to discuss data, resources and other ways to coordinate requests for information to both the public and private countywide agencies. These meetings have been beneficial to help better understand the County and the non-profit social service structure. HUD also continues to meet with this group of cities and the County to clarify issues and assist in our planning process and efforts.

Monitoring of CDBG Subrecipients

Milpitas continues to monitor the activities and programs of its Subrecipients that receive CDBG funding. Monitoring visits are scheduled in advance by staff to meet and address the following issues:

- Meet and discuss with Subrecipients their annual goals and objectives.
- Review their financial reports and supplemental documentation to insure that the CDBG funds are being used and allocate appropriately.
- Conduct CDBG Workshops to assist new CDBG Subrecipients on the program regulations, requirements, and other technical assistance.
- Identify areas of improvement to increase the level of communications between the City and its Subrecipients.
- Assist Subrecipients on obtaining additional funds and new resources to carryout programs and services.

It is anticipated that these actions stated above would be useful to further the overall goals and objectives identified throughout the Milpitas 2013-2014 Action Plan and the Five-Year Consolidated Plan.

Performance Measurements

The City of Milpitas 2013-2014 Action Plan has incorporated performance measurements associated with the programs and activities that are funded during the next fiscal year. The performance measurements is a program management tool to establish the organizational process

for gathering information to determine the status and level of programs and activities being funded in order to meet the established goals and objectives.

The Performance Measurements objectives are identified in three (3) categories:

- Creating Suitable Living Environments
- Providing Decent Affordable Housing
- Creating Economic Opportunities

Based on the selected performance measurement objectives stated above, the appropriate outcomes are identified below to best reflect the desired outcomes achieved through the funding of CDBG the programs and activities in the Action Plan:

- Availability/Accessibility
- Affordability
- Sustainability

The Outcomes and Objectives Codes are identified in Table 3A (Summary of Specific Annual Outcomes) and the Description of Projects attached to the Action Plan:

	Availability/Accessibility	Affordability	Sustainability
Decent Housing	DH-1	DH-2	DH-3
Suitable Living Environ.	SL-1	SL-2	SL-3
Economic Opportunity	E0-1	E0-2	E0-3

In conclusion, the performance measurements used to determine the outcome of programs and activities funded through the Action Plan will allow the residents of Milpitas, decision-makers, HUD and other interested parties obtain a better understanding on the program results that directly and indirectly impact and benefit the residents within the community.

Citizens Participation Process

On April 16, 2013, City of Milpitas will hold a public hearing on the adoption of the Milpitas 2013-2014 Action Plan to obtain public comments prior to the final adoption and submittal to HUD.

Public notices of the meeting were placed in the Milpitas Post for the required 30-day review period (March 15 to April 15, 2013) prior to the hearing date letters were sent out to over 14 Public Service and Housing Providers to comment on the Draft Action Plan. Attached is a list of Public Service and Housing Providers that received letters.

Since the Performance Measurements identified above does not warrant substantial or significant change to the Action Plan as outlined in the City of Milpitas Community Development Block

Grant Citizen Participation Process, the information has been submitted and incorporated into the document and does not constitute an amendment to the Action Plan. The performance measurements are identified as new Federal Government/HUD reporting requirements as part of the compliance with the CDBG Program regulations.

The goals and objectives identified in the Draft and Final Action Plan are in full compliance with the local policies and procedures adopted in the Milpitas Citizen Participation Plan. The following actions and schedule allowed maximum citizen participation in the review of the Milpitas 2013-2014 Action Plan.

January 4, 2013 and February 4, 2013

Advertise Request for Community Development Block Grant proposals in the Milpitas Post Newspapers. Notices were also included in the City's Cable TV and Web Site. Public notices were available during the entire 30-day application acceptance period (January 4, 2013-February 4, 2013).

January 4, 2013 to February 5, 2013

CDBG application period opened for 30 days to receive applications.

February 22, 2013

Advertised for Community Advisory Committee (CAC) meeting to review CDBG application proposals (Meeting Date: March 6, 2013).

March 15, 2013 to April 15, 2013

Advertised for 30 days to provide the general public the opportunity to review and comment on the Draft Action Plan. Also, copies of the plan were sent to Service and Housing Providers and other interested parties. Copies were available in the Milpitas Public Library, City Hall Information Desk and Public Information public counter at City Hall.

April 5, 2013

Advertised for City Council review of CDBG Funding Proposals and adoption of Draft Action Plan (City Council Meeting: April 16, 2013).

April 16, 2013

Milpitas City Council held a public hearing to obtain input and comments on the Draft Action Plan and Adopts Final Action Plan (and CDBG Funding for FY 2012-2013).

May 15, 2013

Submit Final Action Plan to HUD.

August 30, 2013 to September 16 2013

Public review and comments Period Starts for Consolidated Annual Performance and Evaluation Report (CAPER) for FY 2012-2013.

September 17, 2013

Milpitas City Council holds public hearing to obtain input and comments on the Draft CAPER Report.

September 27, 2013

Submit Consolidated Annual Performance and Evaluation Report (CAPER) to HUD.

BUDGET CHANGE FORM

Type of Change	From		To	
	Account	Amount	Account	Amount
Check one:				
<input checked="" type="checkbox"/> Budget Appropriation	212-2909	\$ 150,000	212-910-4237	\$ 150,000
<input type="checkbox"/> Budget Transfer	213-2909	25,000	213-910-4237	25,000

Explain the reason for the budget change:

Background:

At the March 19, 2013, City Council meeting staff was requested to return for Council discussion on the City Hall Public Art Installation piece. At the March 25, 2013, Public Art Committee meeting, the Public Art Committee voted to recommend for City Council approval City Hall Art project finalist "The Minute Man" by David Alan Clark.

The total budget for the Minute Man installation is \$175,000. The typical installation timeline for a project of this size is approximately one (1) year.

Fiscal Impact: None. Sufficient funding is available in the Public Art Fund. If the Council approves this Art project, budget will be appropriated to non-departmental contract services.

Recommendation:

1. Approve the budget appropriation form of \$175,000 to Public Art Fund, Non-Deptmental contract services.
2. Authorize the City Manager to execute a contract with David Alan Clark in the amount of \$175,000.

Check if City Council Approval required.

Meeting Date: April 16, 2013

Requested by:	Carmen Valdez, HR and Recreation Department	Date: April 10, 2013
Reviewed by:	Finance Director: <i>m.c. Kae</i>	Date: 4/10/13
Approved by:	City Manager:	Date:
Date approved by City Council, if required:		Confirmed by:

**City of Milpitas
Arts Commission
Work Plan
2013 - 2014**

Arts Commission Mission Statement

“The Milpitas Arts Commission, in order to enhance the quality of life in its community, shall promote, provide and encourage the arts in the City of Milpitas.”

Work Plan Summary

- MACG Grant Facilitation
- Phantom Art Gallery Juroring - Milpitas Community Center/Milpitas Library
- Phantom Art Gallery Exhibit Openings – Milpitas Community Center
- Artist of the Year Award
- Phantom Art Gallery Logo Contest

Overall Goal	Specific Action(s) Required	Goal Deadline	Required Resources
Milpitas Arts and Culture Grant Program (MACG)	Select Grant applications for In-Kind Service Grants, attend events and present Certificate of Commendation to the Arts	FY 13.14 Event Calendar dates 11/13-10/14	Commission
Phantom Art Gallery	Select qualified artists and host exhibit openings (MCC Only) for the Phantom Art Gallery and Milpitas Library	Ongoing	Commission City Staff Library Staff
Artist of Year	Develop Criteria for submittal, marketing, selection and presentation with Council to chosen artist at a Council meeting.	Selection - 11/13 Present – 1/14	Commission Subcommittees Staff Council
Phantom Art Gallery Logo Contest	Select local submitted logo designs for use on all Gallery media	TBD	Commission Staff

City of Milpitas
Veterans Commission Work Plan 2013-2014

***7**

Veterans Commission Mission Statement:

The Veterans Commission is established by the City Council and works in an advisory capacity to the City Council on matters pertaining to Veterans in Milpitas.

Work Plan Summary:

- Awareness to Veterans of Milpitas on possible resources
- Participation in Special Events related to Veterans
- Fundraising – monies to be used for the upkeep of the Veteran Memorial site, purchasing and selling flags for those interested in buying, make donations to a charity on behalf of the Commission.

Goals:

Assist in planning Memorial Day, Fourth of July and Veterans Day celebrations; promote Veterans events to the residents; have a gallery art show at the Senior Center featuring art produced by Veterans of Milpitas and/or patients in VA Hospitals; host a dinner or lunch to honor a local veteran who is also a senior citizen (try to coincide with Older Americans Month).

Work to identify Milpitas Veterans in need during the holidays and work with food drives to assist veteran families.

Work with other veterans groups on strengthening common veteran's causes and ensuring that the community is aware of veteran's rights and needs.

Assist military veterans who are returning to civilian life as residents of Milpitas in their economic, educational, and personal endeavors.

Serve as a knowledge base for Veterans by maintaining and updating the online webpage on the Veterans webpage for the City, to include items such as: policies, burial benefits, shelter, hospitals, programs, resources and events.

Maintain a working relationship with other agencies serving veterans within Santa Clara County.

Preserve Veterans monuments and memorials within the City.

Work with Milpitas schools in regards to teaching students on how to properly raise and lower the flag; work directly with the Milpitas Jr. ROTC and involve NJROTC Cadets from MHS.

Organize the First Annual Veteran Car Show to be held in October 2013

Capital Improvement Program 2013-2018

Proposed Annual Report



Alviso Adobe Park



City of Milpitas
CALIFORNIA



2013-2018 CAPITAL IMPROVEMENT PROGRAM

Jose Esteves, Mayor

Althea Polanski, Vice-Mayor

Debbie Indihar Giordano, Councilmember

Armando Gomez, Councilmember

Carmen Montano, Councilmember

Submitted By: MNB

Thomas C. Williams, City Manager

Prepared By:

Engineering Division



CITY OF MILPITAS

455 East Calaveras Boulevard, Milpitas, California 95035-5479 www.ci.milpitas.ca.gov (408) 586-3000

April 2013

Honorable Mayor, Members of the City Council:

INTRODUCTION

Transmitted herewith is the Proposed 2013-2018 Five-Year Capital Improvement Program (CIP).

The CIP is a comprehensive five-year plan of capital improvement projects for the City of Milpitas. Capital improvement projects include construction of capital assets including streets, park developments or upgrades, the acquisition of land, major construction and major repair/rehabilitation of City infrastructure and facilities, and specialized high cost purchases. The CIP reflects Council's priorities and policies to ensure that the needs of the community are met.

This document arranges the projects in the following six fund groups: Community Improvements, Parks, Streets, Water, Sewer, and Storm Drain and includes:

- A Table of Contents with numerical and alphabetical listings of all projects.
- Summaries of the 2013-2018 CIP showing fund group expenses, finance sources, and projects.
- Detailed CIP project descriptions by fund groups.
- Appendices that provide the estimate level descriptions, abbreviations, prioritization description, previously funded projects closed by June 30, 2013.

ACCOMPLISHMENTS IN 2012-2013

Following is a partial list of Capital Improvement Projects that have been successfully completed in the last year:

- City Hall AV Upgrade
- Wrigley Ford Dredging
- Alviso Adobe Park
- Milpitas Blvd Overlay
- Cape Seal Resurfacing Project
- Escuela Parkway Pedestrian & Bicycle Enhancement Project
- Abel Street Transit Connection
- Fire Stations Improvements

2013-2018 CAPITAL BUDGET

Funding for projects programmed in the first Fiscal Year 2013-2014 is recommended for approval at this time. Funding for the projects in subsequent years of the CIP is shown for planning purposes and funding does not become available until it is appropriated in future CIP documents. The 2013-2014 Capital Budget, totaling approximately \$18,894,950 million is summarized below:

PROJECT CATEGORY	FY 13-14	Projected % OF TOTAL
Community Improvement Projects	1,400,000	7.4%
Park Projects	2,100,000	11.1%
Street Projects	5,494,950	29.1%
Water Projects	2,400,000	12.7%
Sewer Projects	7,500,000	39.7%
Storm Drain Projects	0	0.0%
TOTAL	\$18,894,950	100.0%

Projects recommended for funding during 2013-2018 are shown in the CIP summaries at the beginning of each section. The Planning Commission reviewed this document on April 10th and found it in conformance with the General Plan.

FINAL 2013-2018 FIVE-YEAR CAPITAL IMPROVEMENT PROGRAM

The Proposed five-year Capital Improvement Program totals approximately \$127 million. The Proposed 2013-2018 CIP program is compared with last year's program below. The Proposed CIP shows an increase of approximately \$43.4 million in the five-year program.

FUND GROUP	2012-2017 PROGRAM		2013-2018 PROGRAM	
	Cost	% of Total	Cost	% of Total
Community Improvement Projects	4,450,000	5.3%	5,775,000	4.6%
Parks Projects	18,400,000	22.0%	19,900,000	15.7%
Streets Projects	11,578,000	13.9%	37,933,230	29.9%
Water Projects	27,550,000	33.0%	22,150,000	17.5%
Sewer Projects	12,500,000	15.0%	30,515,000	24.1%
Storm Drain Projects	8,980,000	10.8%	10,550,000	8.3%
TOTAL	\$83,458,000	100.0%	\$126,823,230	100.0%

FUND GROUP FINANCING

COMMUNITY IMPROVEMENTS

This fund group includes projects such as the City Facilities Improvements, Fire Station Improvements, Finance System Upgrades, MSC Master Plan Update and MSC Pool Resurfacing. Community Improvements projects are funded by Equipment Replacement Fund, Transient Occupancy Tax, and other sources.

PARKS

Park Dedication Fees are the primary source of revenue for this fund group. Additional revenue sources include Transit Area Specific Plan (TASP) Fees, County, State and Federal Grants. Staff continues to pursue outside funding sources in order to fund additional projects.

STREETS

The Street Fund revenues are obtained from State gas taxes, Vehicle Licensing Fees, Transient Occupancy Tax, Traffic Impact Fees, and other grants and fees.

WATER

Revenues for this fund group are derived from the water user rate structure (Water Fund) as well as developer hookup fees (Water Line Extension).

SEWER

Revenues for this fund group are derived from the sewer user rate structure (Sewer Fund) and developer hookup fees (Sewer Treatment Plant) fees.

STORM DRAIN

Storm Drain projects are funded from a combination of the Storm Drain Fund, and Developer Contributions based on eligibility for these respective funding sources. The Storm Master Plan update identifies several more projects for the Capital Improvement Program. Staff will seek additional funding sources at the local, state and federal levels and may propose a storm drain fee to fund these infrastructure projects.

FIVE-YEAR PROGRAM REVISIONS

31 new projects have been added to the Final 2013-2018 Capital Improvement Program. The projects were added on a need and affordability basis. New projects recommended for funding are listed in ***bold italics*** in the summaries at the beginning of each section. The summaries identify the projects within each fund group, project costs, funding sources, and the year funding is proposed.

ESTIMATES

The accuracy of estimated project costs throughout this document varies depending on the degree of detail given to project proposals. Estimates range from conceptual estimates to detailed design estimates for projects ready to go out to bid. Staff used three categories of "estimate levels" in determining project cost estimates for the projects in the annually revised CIP. The estimate level for each project is identified in the upper right hand corner of the individual projects pages and further described in Appendix A.

CONCLUSION

This Capital Improvement Program was developed in order to protect and enhance the City's capital assets and infrastructure, so as to preserve and improve the quality of life for Milpitas residents.

I want to thank the members of the City Council for their integrity in directing the financial affairs of the City in a responsible and progressive manner. I also want to thank the Department Heads, Division Managers and Engineering staff involved in the project selection/prioritization process, and for the successful implementation of the CIP program.

Respectfully submitted,



Thomas C. Williams
City Manager

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52	New	Bridge Improvements
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54	New	Milpitas Boulevard Plan Line Study
55	New	Minor Traffic Improvements 2014
56	New	Minor Traffic Improvements 2016
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58	New	Pedestrian and Bicycle Overcrossing
59	New	S. Milpitas Blvd Bike/Ped. Improvements
60	New	Sidewalk Replacement 2015
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62	New	Sinclair LMD Improvements
63	New	Street Landscape Irrigation Repair 2014
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148	3701	Storm Drain Master Plan Update
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153	4039	Tasman / I-880 Interchange
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161	4257	Signal Mitigation @ McCarthy & Irvine Entrance
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10	3406	City Facilities Improvements
199	9001	City Hall AV Equipment Replacement & Upgrades
14	New	City Hall Pond & Water Feature Rehabilitation
146	3405	Climate Action Plan Study
85	New	Construction Water
33	New	Creighton Park Picnic & Playground Renovation
86	New	Dempsey Road Water Line Replacement
154	4047	Dixon Landing Road / I-880 Interchange
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163	4259	Escuela Parkway Pedestrian & Bicycle Enhancement Project
15	New	Fire Station 2 & 3 Replacement Study
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149	3704	Fuel Tank Improvements
190	7101	Gibraltar Reservoir & Pump Station
34	New	Higuera Adobe Park Picnic & Playground Renovation
87	New	Hillside Pump Station Equip. Replacement
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174	5086	Park Irrigation System Rehabilitation
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155	4170	Hwy 237/I-880 Interchange
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187	7070	Pressure Reducing Valve Replacement
188	7076	Well Upgrade Project
189	7098	South Milpitas Water Line Replacement
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190	7101	Gibraltar Reservoir & Pump Station
191	7102	Ayer Reservoir & Pump Station Improvements
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194	7111	Minor Water Projects 2011
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196	7113	Turnout Improvements
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82	7115	Cathodic Protection Improvements
198	7116	Minor Water Projects 2013
199	9001	City Hall AV Equipment Replacement & Upgrades
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201	9003	Police Evidence Room Improvements
50	New	2014 Road Rehabilitation
11	New	2015 Finance System Upgrade
12	New	2017 Finance System Upgrade
83	New	Abel Street Pipeline Extension
109	New	BART Project - Sewer Improvements
84	New	BART Project - Water Improvements
130	New	BART Project Storm Improvements
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51	New	Bicycle Facility Improvements - Phase 1

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66	New	Street Resurfacing Project 2016
67	New	Street Resurfacing Project 2017
68	New	Street Resurfacing Project 2018
91	New	Sunnyhills Turnout Pressure Reducing Valve
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119	New	Venus Pump Station Rehabilitation
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95	New	Water Supply Blending Study
96	New	Water System Air Relief Modifications 2014
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98	New	Water System Replacement 16-17
99	New	Water System Replacement Study
100	New	Water Valve Replacement

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GRAND SUMMARY

Project Expenses	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Community Improvement	1,400,000	3,250,000	0	1,125,000	0	5,775,000
Park Improvement	2,100,000	2,050,000	6,400,000	7,700,000	1,650,000	19,900,000
Streets	5,494,950	7,376,280	2,393,000	2,509,000	20,160,000	37,933,230
Water	2,400,000	10,605,000	3,725,000	3,670,000	1,750,000	22,150,000
Sewer Improvement	7,500,000	5,100,000	6,250,000	7,600,000	4,065,000	30,515,000
Storm Drain Improvement	0	1,100,000	4,150,000	2,370,000	2,930,000	10,550,000
Total	18,894,950	29,481,280	22,918,000	24,974,000	30,555,000	126,823,230

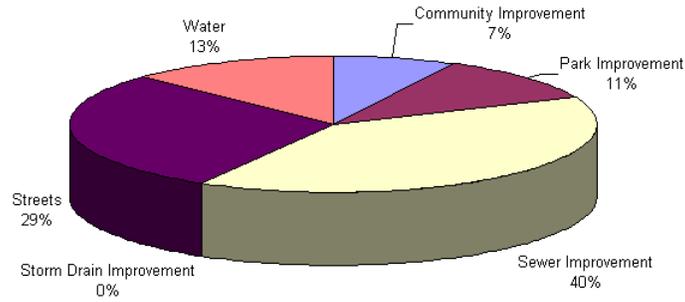
Finance Sources	2013-14	2014-15	2015-16	2016-17	2017-18	Total
1997 RDA Tax Allocation Bonds	0	520,748	0	0	0	520,748
Gas Tax Fund	1,700,000	1,406,800	1,366,800	1,500,000	1,200,000	7,173,600
2003 RDA Tax Allocation Bonds	0	3,463,532	0	0	0	3,463,532
General Government CIP Fund	1,900,000	925,000	0	0	0	2,825,000
Grants/Reimbursement/Developer Fee	1,690,050	227,200	67,200	0	0	1,984,450
Midtown Park Fund	350,000	300,000	3,000,000	0	275,000	3,925,000
Park Fund	1,750,000	1,750,000	400,000	400,000	0	4,300,000
Sewer Fund	5,000,000	2,600,000	2,750,000	2,600,000	3,065,000	16,015,000
Sewer Infrastructure Fund	0	0	1,000,000	2,500,000	1,000,000	4,500,000
Sewer Treatment Fund	2,500,000	2,500,000	2,500,000	2,500,000	0	10,000,000
Street Fund	300,000	0	0	0	0	300,000
Water Fund	1,050,000	2,705,000	1,625,000	1,600,000	1,250,000	8,230,000
Water Line Extension Fund	350,000	800,000	1,000,000	1,070,000	0	3,220,000
Storm Drain Fund	0	400,000	250,000	0	100,000	750,000
Traffic Congestion Relief Fund	(5,100)	0	0	0	0	(5,100)
Equipment Replacement Fund	0	125,000	0	125,000	0	250,000
Unidentified Funding	0	3,800,000	4,900,000	11,220,000	22,205,000	42,125,000
Traffic Impact Fees	0	500,000	0	0	0	500,000
TASP Impact Fees	1,000,000	6,500,000	3,100,000	500,000	500,000	11,600,000
Transient Occupancy Tax (TOT)	600,000	600,000	600,000	600,000	600,000	3,000,000
LLMD	410,000	58,000	59,000	59,000	60,000	646,000
Vehicle Registration Fee	300,000	300,000	300,000	300,000	300,000	1,500,000
Total	18,894,950	29,481,280	22,918,000	24,974,000	30,555,000	126,823,230

NOTES

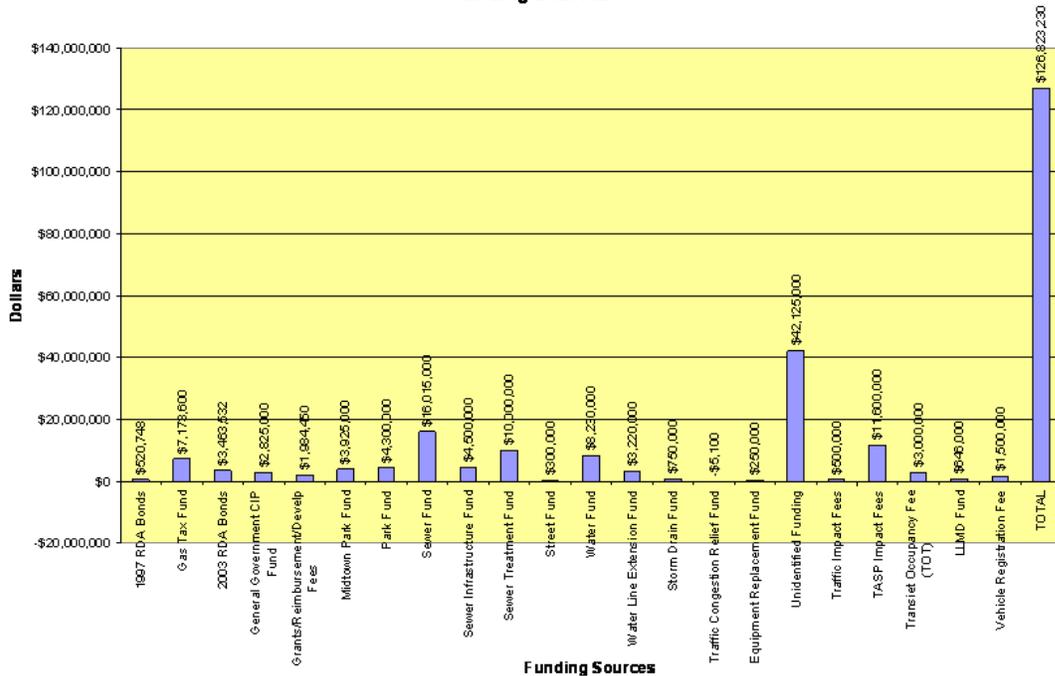
- (a) "Other" are identified on the detailed project sheets.
- (b) Grants are identified on the detailed project sheets.

City of Milpitas 2013-18 CAPITAL IMPROVEMENT PROGRAM

FY 2013-18
Projected Spending by Project Category



Funding Sources



City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM
COMMUNITY IMPROVEMENT PROJECTS SUMMARY

SUMMARY OF COSTS

PG. NO. PROJECT		TOTAL COST	PRIOR YEARS	2013-14	2014-15	2015-16	2016-17	2017-18
9	3403 Fire Station Improvements	4,000,000	1,500,000	0	1,500,000	0	1,000,000	0
10	3406 City Facilities Improvements	1,100,000	100,000	500,000	500,000	0	0	0
11	New 2015 Finance System Upgrade	125,000	0	0	125,000	0	0	0
12	New 2017 Finance System Upgrade	125,000	0	0	0	0	125,000	0
13	New City Building ADA Compliance Review	50,000	0	0	50,000	0	0	0
14	<i>New City Hall Pond & Water Feature Rehabilitati</i>	<i>225,000</i>	<i>0</i>	<i>0</i>	<i>225,000</i>	<i>0</i>	<i>0</i>	<i>0</i>
15	<i>New Fire Station 2 & 3 Replacement Study</i>	<i>200,000</i>	<i>0</i>	<i>0</i>	<i>200,000</i>	<i>0</i>	<i>0</i>	<i>0</i>
16	New MSC Facility Improvements	1,000,000	0	500,000	500,000	0	0	0
17	New MSC Master Plan Update	150,000	0	0	150,000	0	0	0
18	<i>New Police/Public Works Generator Transfer Sw</i>	<i>100,000</i>	<i>0</i>	<i>100,000</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>
19	<i>New Public Works/Police Building Improvement</i>	<i>300,000</i>	<i>0</i>	<i>300,000</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>
	Defunding Subtotal							
	Funding Subtotal			1,400,000				
	TOTAL COST	\$7,375,000	\$1,600,000	\$1,400,000	\$3,250,000	0	\$1,125,000	0

SUMMARY OF AVAILABLE FINANCING

Equipment Replacement Fund	0	125,000	0	125,000	0
Other	1,400,000	3,125,000	0	1,000,000	0
TOTAL AVAILABLE	\$1,400,000	\$3,250,000	0	\$1,125,000	0

NOTES

(a) New projects listed in Bold Italics

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Community Improvement

			2013-14			
			Transient Occupancy Tax (TOT)	Equipment Replacement Fund	Grants/Reim bursement/ Developer	Other
PG	PROJECT					
9	3403	Fire Station Improvements	0	0	0	0
10	3406	City Facilities Improvements	0	0	0	500,000
11	New	2015 Finance System Upgrade	0	0	0	0
12	New	2017 Finance System Upgrade	0	0	0	0
13	New	City Building ADA Compliance Review	0	0	0	0
14	<i>New</i>	<i>City Hall Pond & Water Feature Rehabilitation</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>
15	<i>New</i>	<i>Fire Station 2 & 3 Replacement Study</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>
16	New	MSC Facility Improvements	0	0	0	500,000
17	New	MSC Master Plan Update	0	0	0	0
18	<i>New</i>	<i>Police/Public Works Generator Transfer Switch Replacement</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>100,000</i>
19	<i>New</i>	<i>Public Works/Police Building Improvements</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>300,000</i>
Total Defunding by Funding Source			(0)	(0)	(0)	(0)
Total Funding by Funding Source			0	0	0	1,400,000
Subtotal by Funding Source			0	0	0	1,400,000
Subtotal by Year			1,400,000			

NOTES

(a) New projects listed in Bold Italics

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Community Improvement

			2014-15			
PG	PROJECT		Transient Occupancy Tax (TOT)	Equipment Replaceme nt Fund	Grants/Rei mburseme nt/Develop	Other
9	3403	Fire Station Improvements	0	0	0	1,500,000
10	3406	City Facilities Improvements	0	0	0	500,000
11	New	2015 Finance System Upgrade	0	125,000	0	0
12	New	2017 Finance System Upgrade	0	0	0	0
13	New	City Building ADA Compliance Review	0	0	0	50,000
14	<i>New</i>	<i>City Hall Pond & Water Feature Rehabilitation</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>225,000</i>
15	<i>New</i>	<i>Fire Station 2 & 3 Replacement Study</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>200,000</i>
16	New	MSC Facility Improvements	0	0	0	500,000
17	New	MSC Master Plan Update	0	0	0	150,000
18	<i>New</i>	<i>Police/Public Works Generator Transfer Switch Replacement</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>
19	<i>New</i>	<i>Public Works/Police Building Improvements</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>
Total Defunding by Funding Source			0	0	0	0
Total Funding by Funding Source			0	125,000	0	3,125,000
Subtotal by Funding Source			0	125,000	0	3,125,000
Subtotal by Year			3,250,000			

NOTES

(a) New projects listed in Bold Italics

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Community Improvement

			2015-16			
PG	PROJECT		Transient Occupancy Tax (TOT)	Equipment Replaceme nt Fund	Grants/Rei mburseme nt/Develop	Other
9	3403	Fire Station Improvements	0	0	0	0
10	3406	City Facilities Improvements	0	0	0	0
11	New	2015 Finance System Upgrade	0	0	0	0
12	New	2017 Finance System Upgrade	0	0	0	0
13	New	City Building ADA Compliance Review	0	0	0	0
14	<i>New</i>	<i>City Hall Pond & Water Feature Rehabilitation</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>
15	<i>New</i>	<i>Fire Station 2 & 3 Replacement Study</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>
16	New	MSC Facility Improvements	0	0	0	0
17	New	MSC Master Plan Update	0	0	0	0
18	<i>New</i>	<i>Police/Public Works Generator Transfer Switch Replacement</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>
19	<i>New</i>	<i>Public Works/Police Building Improvements</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>
Total Defunding by Funding Source			0	0	0	0
Total Funding by Funding Source			0	0	0	0
Subtotal by Funding Source			0	0	0	0
Subtotal by Year			0			

NOTES

(a) New projects listed in Bold Italics

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Community Improvement

PG PROJECT			2016-17			
			Transient Occupancy Tax (TOT)	Equipment Replaceme nt Fund	Grants/Rei mburseme nt/Develop	Other
9	3403	Fire Station Improvements	0	0	0	1,000,000
10	3406	City Facilities Improvements	0	0	0	0
11	New	2015 Finance System Upgrade	0	0	0	0
12	New	2017 Finance System Upgrade	0	125,000	0	0
13	New	City Building ADA Compliance Review	0	0	0	0
14	<i>New</i>	<i>City Hall Pond & Water Feature Rehabilitation</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>
15	<i>New</i>	<i>Fire Station 2 & 3 Replacement Study</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>
16	New	MSC Facility Improvements	0	0	0	0
17	New	MSC Master Plan Update	0	0	0	0
18	<i>New</i>	<i>Police/Public Works Generator Transfer Switch Replacement</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>
19	<i>New</i>	<i>Public Works/Police Building Improvements</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>
Total Defunding by Funding Source			0	0	0	0
Total Funding by Funding Source			0	125,000	0	1,000,000
Subtotal by Funding Source			0	125,000	0	1,000,000
Subtotal by Year			1,125,000			

NOTES

(a) New projects listed in Bold Italics

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Community Improvement

			2017-18			
PG	PROJECT		Transient Occupancy Tax (TOT)	Equipment Replaceme nt Fund	Grants/Rei mburseme nt/Develop	Other
9	3403	Fire Station Improvements	0	0	0	0
10	3406	City Facilities Improvements	0	0	0	0
11	New	2015 Finance System Upgrade	0	0	0	0
12	New	2017 Finance System Upgrade	0	0	0	0
13	New	City Building ADA Compliance Review	0	0	0	0
14	<i>New</i>	<i>City Hall Pond & Water Feature Rehabilitation</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>
15	<i>New</i>	<i>Fire Station 2 & 3 Replacement Study</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>
16	New	MSC Facility Improvements	0	0	0	0
17	New	MSC Master Plan Update	0	0	0	0
18	<i>New</i>	<i>Police/Public Works Generator Transfer Switch Replacement</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>
19	<i>New</i>	<i>Public Works/Police Building Improvements</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>
Total Defunding by Funding Source			0	0	0	0
Total Funding by Funding Source			0	0	0	0
Subtotal by Funding Source			0	0	0	0
Subtotal by Year			0			

NOTES

(a) New projects listed in Bold Italics

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Community Improvement	3403 Fire Station Improvements	1

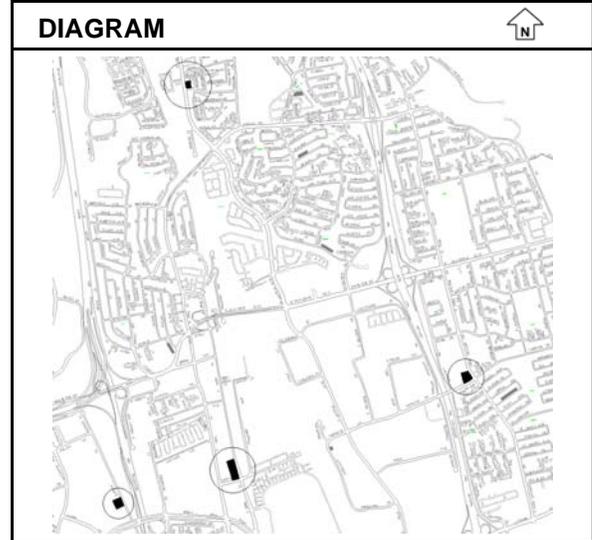
CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides various improvements at all four fire stations. The work involves renovation and/or replacement of electrical and mechanical systems, plumbing renovation, parking lots, emergency power generator systems, interior and exterior paintings, replacement of floor coverings, restroom and shower facilities, kitchen improvements, re-roofing and other building and site related improvements. Work will also include energy savings improvements. All work will be performed on a priority basis.

COMMENTS:



Uncommitted Balance as of 2/28/2013: \$1,161,455

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	100,000	0	125,000	0	90,000	0	315,000
Administration	75,000	0	25,000	0	110,000	0	210,000
Inspection	75,000	0	50,000	0	50,000	0	175,000
Improvements	1,250,000	0	1,300,000	0	750,000	0	3,300,000
Totals	1,500,000	0	1,500,000	0	1,000,000	0	4,000,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Transient Occupancy Tax (TOT)	1,500,000	0	0	0	0	0	1,500,000
Unidentified Funding	0	0	1,500,000	0	1,000,000	0	2,500,000
Totals	1,500,000	0	1,500,000	0	1,000,000	0	4,000,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Community Improvement	3406 City Facilities Improvements	1

CONTACT: Michael Boitnott [3315]

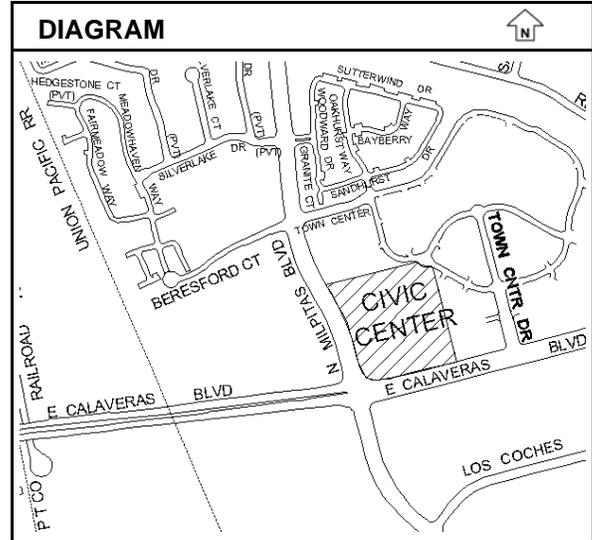
PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project involves renovation and rehabilitation improvements at all City buildings including Public Works/Police, Community Center, City Hall, and Sports Center. The work involves replacement of electrical and mechanical systems at the Community Center, water heater/co-generator and pool equipment renovations at the Sports Center, electrical upgrades, including an emergency generator at the Sports Center. PW/PD and City Hall retrofit work, interior and exterior painting, carpeting and other related improvements. Work will also include energy savings improvements, such as replacement of lighting fixtures with energy saving fixtures, and installation of a more efficient climate controls systems.

COMMENTS:

Projects will be implemented based on a prioritized building renovation list, to assure a high level of service to the community and to maximize the life of the City Facilities.



Uncommitted Balance as of 2/28/2013: \$62,451

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	10,000	30,000	30,000	0	0	0	70,000
Administration	20,000	10,000	10,000	0	0	0	40,000
Inspection	10,000	10,000	10,000	0	0	0	30,000
Improvements	60,000	50,000	50,000	0	0	0	160,000
Equipment	0	400,000	400,000	0	0	0	800,000
Totals	100,000	500,000	500,000	0	0	0	1,100,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
General Government CIP Fund	100,000	500,000	0	0	0	0	600,000
Unidentified Funding	0	0	500,000	0	0	0	500,000
Totals	100,000	500,000	500,000	0	0	0	1,100,000

FINANCE NOTES

Project created January 31, 2012 due to the dissolution of the RDA.

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Community Improvement	New 2015 Finance System Upgrade	1

CONTACT: Jane Corpus [3125]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides upgrades to keep our Financial system up to date. It is essential that the system be current in order to utilize technology efficiently and effectively. This major system includes General Ledger, Accounts Payable, Cash Collection, Payroll/Human Resources, Job Costing and Purchase Order. In addition, the Finance system also manages Budget Preparation, Business License, Investment Software and Fixed Asset systems.

COMMENTS:

The proposed funding is for the system required upgrades, equipment and staff training.

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	0	0
Administration	0	0	0	0	0	0	0
Surveying	0	0	0	0	0	0	0
Inspection	0	0	0	0	0	0	0
Land	0	0	0	0	0	0	0
Other	0	0	125,000	0	0	0	125,000
Building	0	0	0	0	0	0	0
Totals	0	0	125,000	0	0	0	125,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Equipment Replacement Fund	0	0	125,000	0	0	0	125,000
Totals	0	0	125,000	0	0	0	125,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Community Improvement	New 2017 Finance System Upgrade	

CONTACT: Jane Corpus [3125]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides upgrades to keep our Financial system up to date. It is essential that the system be current in order to utilize technology efficiently and effectively. This major system includes General Ledger, Accounts Payable, Cash Collection, Payroll/Human Resources, Job Costing and Purchase Order. In addition, the Finance system also manages Budget Preparation, Business License, Investment Software and Fixed Asset systems.

COMMENTS:

The proposed funding is for the system required upgrades, equipment and staff training.

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	0	0
Administration	0	0	0	0	0	0	0
Surveying	0	0	0	0	0	0	0
Inspection	0	0	0	0	0	0	0
Land	0	0	0	0	0	0	0
Improvements	0	0	0	0	0	0	0
Other	0	0	0	0	125,000	0	125,000
Totals	0	0	0	0	125,000	0	125,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Equipment Replacement Fund	0	0	0	0	125,000	0	125,000
Totals	0	0	0	0	125,000	0	125,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Community Improvement	New City Building ADA Compliance Review	1

CONTACT: Steve Erickson [3301]

PRIORITY: Studies and Analyses

DESCRIPTION

This project will provide for the review of all City Buildings constructed prior to 2000 to confirm compliance with access requirements in accordance with the Americans with Disabilities Act (ADA), and to identify any deficiencies and recommend improvements.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	40,000	0	0	0	40,000
Administration	0	0	10,000	0	0	0	10,000
Totals	0	0	50,000	0	0	0	50,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Unidentified Funding	0	0	50,000	0	0	0	50,000
Totals	0	0	50,000	0	0	0	50,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Community Improvement	New City Hall Pond & Water Feature Rehabilitation	1

CONTACT: Steve Erickson [3301]

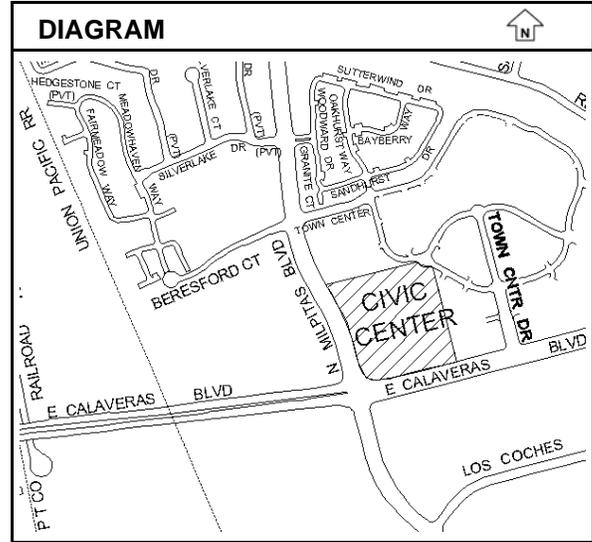
PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

The project provides for the replacement of the pump system for the pond and water feature in front of City Hall, and provides for the replacement and upgrade of the chlorination and water quality systems. The project also provides for the re-coating of the pond at the rear of City Hall with a system that is less prone to annual maintenance.

COMMENTS:

The City Hall pond and water features require a significant amount of maintenance to maintain operational. The system for the front fountain failed several years ago and is in need of replacement. The chlorination and water quality systems are also in need of rehabilitation due to corrosion and age. The rear pond has recently required annual patching and coating to fill cracks that leak water. The installation of a coating system similar to what is installed in swimming pools is desired to seal the pond and reduce the amount of maintenance.



Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	25,000	0	0	0	25,000
Administration	0	0	25,000	0	0	0	25,000
Inspection	0	0	25,000	0	0	0	25,000
Improvements	0	0	150,000	0	0	0	150,000
Totals	0	0	225,000	0	0	0	225,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
General Government CIP Fund	0	0	225,000	0	0	0	225,000
Totals	0	0	225,000	0	0	0	225,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Community Improvement	New	Fire Station 2 & 3 Replacement Study	1

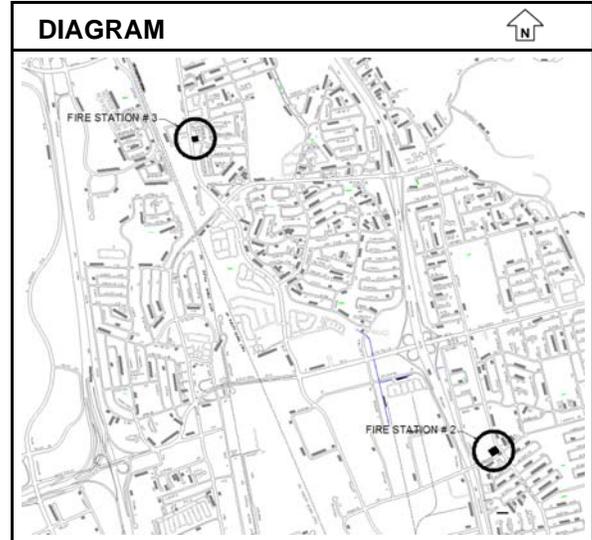
CONTACT: Steve Erickson [3301] / Michael Boitnott [3315]

PRIORITY: Studies and Analyses

DESCRIPTION

This project will evaluate the need for replacement of station 2 & 3 or determine if the stations can be remodeling and modernized to meet the current codes and needs of the Fire Department. Fire Stations 2 & 3 are identical and were originally built back in late 1960's.

COMMENTS:



Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	165,000	0	0	0	165,000
Administration	0	0	35,000	0	0	0	35,000
Totals	0	0	200,000	0	0	0	200,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Unidentified Funding	0	0	200,000	0	0	0	200,000
Totals	0	0	200,000	0	0	0	200,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Community Improvement	New MSC Master Plan Update	1

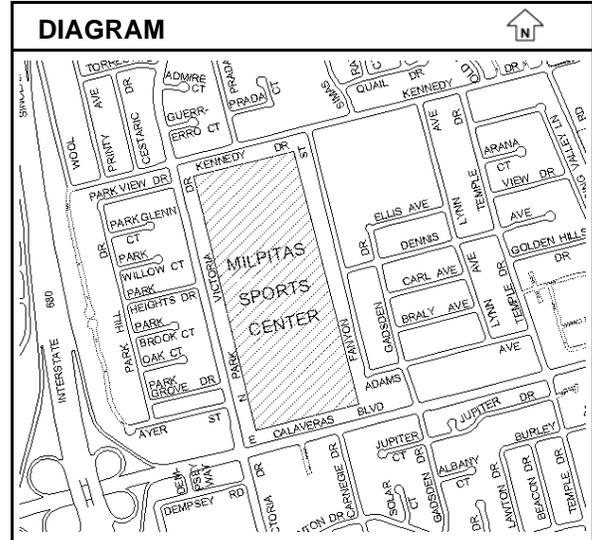
CONTACT: Steve Erickson [3301]

PRIORITY: Improve the Quality of Life

DESCRIPTION

The Milpitas Sports Center (MSC) Master Plan Update will focus in revising several elements of the existing Master Plan, due to physical changes implemented since the completion of the current Master Plan. The Master Plan update will also look at the MSC building programming and recommend improvements to support the indoor sports and fitness programs. Lastly, the Master Plan update will also include a vehicular, bicycle, and pedestrian circulation element.

COMMENTS:



Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	140,000	0	0	0	140,000
Administration	0	0	10,000	0	0	0	10,000
Inspection	0	0	0	0	0	0	0
Building	0	0	0	0	0	0	0
Totals	0	0	150,000	0	0	0	150,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Unidentified Funding	0	0	150,000	0	0	0	150,000
Totals	0	0	150,000	0	0	0	150,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Community Improvement	New Police/Public Works Generator Transfer Switch Replacement	1

CONTACT: Steve Erickson [3301]

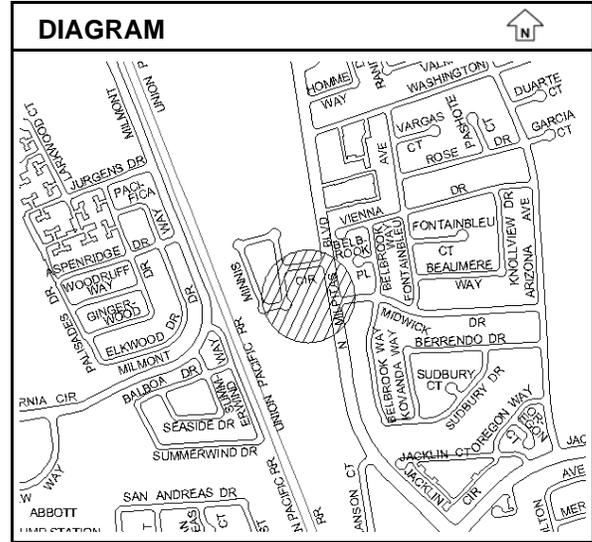
PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

The project provides for the replacement and upgrade of the Public Works/Police switch gear and emergency generator automatic transfer equipment and other building management systems.

COMMENTS:

The Public Works/Police building has an emergency generator that provides power to operate the 911 system, computer systems, radios, and other emergency equipment when PG&E power is out, and in case of a disaster emergency. The generator and electrical switch gear system include an automatic transfer switch, the purpose of which is to switch power to the emergency generator when PG&E power is disrupted or off. The equipment was installed over 20 years ago, and the transfer switch has started to fail and not automatically switch power to emergency generator power.



Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	10,000	0	0	0	0	10,000
Administration	0	10,000	0	0	0	0	10,000
Inspection	0	5,000	0	0	0	0	5,000
Improvements	0	75,000	0	0	0	0	75,000
Totals	0	100,000	0	0	0	0	100,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
General Government CIP Fund	0	100,000	0	0	0	0	100,000
Totals	0	100,000	0	0	0	0	100,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Community Improvement	New Public Works/Police Building Improvements	1

CONTACT: Steve Erickson [3301]

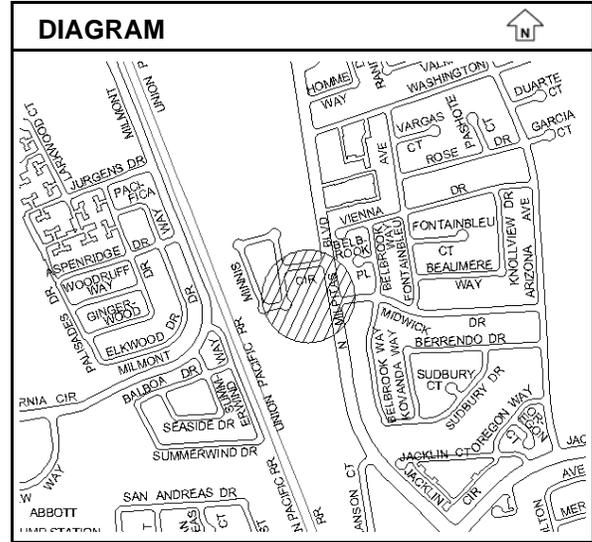
PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

The project provides for the repair of the roof systems and parapet walls, repair and replacement of window systems, removal of the wooden sun shade structure, and exterior patching and painting.

COMMENTS:

The Public Works/Police building was constructed in the 1990's, and it is now time for significant repairs. Recently, the exterior parapet walls and roofing systems have developed water leaks that are deteriorating the buildings structure. Several of the aluminum window systems are deteriorated and are in need of repair. Within the last few years, Public Works staff removed the rotted exterior wood shade structures that surround the buildings exterior. The shades remaining along the buildings east face are rotted to the point that they need to be removed.



Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	50,000	0	0	0	0	50,000
Administration	0	15,000	0	0	0	0	15,000
Inspection	0	10,000	0	0	0	0	10,000
Improvements	0	225,000	0	0	0	0	225,000
Totals	0	300,000	0	0	0	0	300,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
General Government CIP Fund	0	300,000	0	0	0	0	300,000
Totals	0	300,000	0	0	0	0	300,000

FINANCE NOTES

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM
PARK IMPROVEMENT PROJECTS SUMMARY

SUMMARY OF COSTS

PG. NO. PROJECT		TOTAL COST	PRIOR YEARS	2013-14	2014-15	2015-16	2016-17	2017-18
29	5092 Main Street Park	3,650,000	350,000	0	300,000	3,000,000	0	0
30	5096 Pinewood Park Picnic Renovation	2,000,000	350,000	1,650,000	0	0	0	0
31	New Berryessa Creek Trail, Reach 4, 5, 6A	7,000,000	0	0	0	3,000,000	4,000,000	0
32	New <i>Cardoza Park Improvements Phase II</i>	550,000	0	0	0	0	0	550,000
33	New <i>Creighton Park Picnic & Playground Renov</i>	1,400,000	0	0	0	0	300,000	1,100,000
34	New Higuera Adobe Park Picnic & Playground Ren	1,500,000	0	300,000	1,200,000	0	0	0
35	New Murphy Park Picnic & Playground Renovation	3,400,000	0	0	0	400,000	3,000,000	0
36	New <i>Park Irrigation System Repair & Improveme</i>	300,000	0	150,000	150,000	0	0	0
37	New Park Renovation Project 2015	400,000	0	0	400,000	0	0	0
38	New Park Renovation Project 2017	400,000	0	0	0	0	400,000	0
	Defunding Subtotal			(350,000)				
	Funding Subtotal			2,450,000				
	TOTAL COST	\$20,600,000	\$700,000	\$2,100,000	\$2,050,000	\$6,400,000	\$7,700,000	\$1,650,000

NOTES

- (a) "Other" are identified on detailed project sheets.
- (b) Grants are identified on detailed project sheets.
- (c) New projects listed in Bold Italics

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Park Improvement

			2013-14			
			Park Fund	Midtown Park Fund	Grants/Reimbursement/Developer	Other
PG	PROJECT					
29	5092	Main Street Park	(350,000)	350,000	0	0
30	5096	Pinewood Park Picnic Renovation	1,650,000	0	0	0
31	New	Berryessa Creek Trail, Reach 4, 5, 6A	0	0	0	0
32	New	Cardoza Park Improvements Phase II	0	0	0	0
33	New	Creighton Park Picnic & Playground Renovation	0	0	0	0
34	New	Higuera Adobe Park Picnic & Playground Renovation	300,000	0	0	0
35	New	Murphy Park Picnic & Playground Renovation	0	0	0	0
36	New	Park Irrigation System Repair & Improvement 2014	150,000	0	0	0
37	New	Park Renovation Project 2015	0	0	0	0
38	New	Park Renovation Project 2017	0	0	0	0
Total Defunding by Funding Source			(350,000)	(0)	(0)	(0)
Total Funding by Funding Source			2,100,000	350,000	0	0
Subtotal by Funding Source			1,750,000	350,000	0	0
Subtotal by Year			2,100,000			

NOTES

- (a) "Other" are identified on detailed project sheets.
- (b) Grants are identified on detailed project sheets.
- (c) New projects listed in Bold Italics

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Park Improvement

PG		PROJECT		2014-15			
				Park Fund	Midtown Park Fund	Grants/Reimbursement/Development	Other
29	5092	Main Street Park	0	300,000	0	0	
30	5096	Pinewood Park Picnic Renovation	0	0	0	0	
31	New	Berryessa Creek Trail, Reach 4, 5, 6A	0	0	0	0	
32	New	Cardoza Park Improvements Phase II	0	0	0	0	
33	New	Creighton Park Picnic & Playground Renovation	0	0	0	0	
34	New	Higuera Adobe Park Picnic & Playground Renovation	1,200,000	0	0	0	
35	New	Murphy Park Picnic & Playground Renovation	0	0	0	0	
36	New	Park Irrigation System Repair & Improvement 2014	150,000	0	0	0	
37	New	Park Renovation Project 2015	400,000	0	0	0	
38	New	Park Renovation Project 2017	0	0	0	0	
Total Defunding by Funding Source			0	0	0	0	
Total Funding by Funding Source			1,750,000	300,000	0	0	
Subtotal by Funding Source			1,750,000	300,000	0	0	
Subtotal by Year			2,050,000				

NOTES

- (a) "Other" are identified on detailed project sheets.
- (b) Grants are identified on detailed project sheets.
- (c) New projects listed in Bold Italics

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Park Improvement

		2015-16			
		Park Fund	Midtown Park Fund	Grants/Reimbursement/Development	Other
PG	PROJECT				
29	5092 Main Street Park	0	3,000,000	0	0
30	5096 Pinewood Park Picnic Renovation	0	0	0	0
31	New Berryessa Creek Trail, Reach 4, 5, 6A	0	0	0	3,000,000
32	<i>New Cardoza Park Improvements Phase II</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>
33	<i>New Creighton Park Picnic & Playground Renovation</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>
34	New Higuera Adobe Park Picnic & Playground Renovation	0	0	0	0
35	New Murphy Park Picnic & Playground Renovation	400,000	0	0	0
36	<i>New Park Irrigation System Repair & Improvement 2014</i>	<i>0</i>	<i>0</i>	<i>0</i>	<i>0</i>
37	New Park Renovation Project 2015	0	0	0	0
38	New Park Renovation Project 2017	0	0	0	0
Total Defunding by Funding Source		0	0	0	0
Total Funding by Funding Source		400,000	3,000,000	0	3,000,000
Subtotal by Funding Source		400,000	3,000,000	0	3,000,000
Subtotal by Year		6,400,000			

NOTES

- (a) "Other" are identified on detailed project sheets.
- (b) Grants are identified on detailed project sheets.
- (c) New projects listed in Bold Italics

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Park Improvement

PG		PROJECT		2016-17			
				Park Fund	Midtown Park Fund	Grants/Reimbursement/Development	Other
29	5092	Main Street Park	0	0	0	0	
30	5096	Pinewood Park Picnic Renovation	0	0	0	0	
31	New	Berryessa Creek Trail, Reach 4, 5, 6A	0	0	0	4,000,000	
32	New	Cardoza Park Improvements Phase II	0	0	0	0	
33	New	Creighton Park Picnic & Playground Renovation	0	0	0	300,000	
34	New	Higuera Adobe Park Picnic & Playground Renovation	0	0	0	0	
35	New	Murphy Park Picnic & Playground Renovation	0	0	0	3,000,000	
36	New	Park Irrigation System Repair & Improvement 2014	0	0	0	0	
37	New	Park Renovation Project 2015	0	0	0	0	
38	New	Park Renovation Project 2017	400,000	0	0	0	
Total Defunding by Funding Source			0	0	0	0	
Total Funding by Funding Source			400,000	0	0	7,300,000	
Subtotal by Funding Source			400,000	0	0	7,300,000	
Subtotal by Year			7,700,000				

NOTES

- (a) "Other" are identified on detailed project sheets.
- (b) Grants are identified on detailed project sheets.
- (c) New projects listed in Bold Italics

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Park Improvement

PG		PROJECT		2017-18			
				Park Fund	Midtown Park Fund	Grants/Reimbursement/Development	Other
29	5092	Main Street Park	0	0	0	0	
30	5096	Pinewood Park Picnic Renovation	0	0	0	0	
31	New	Berryessa Creek Trail, Reach 4, 5, 6A	0	0	0	0	
32	New	Cardoza Park Improvements Phase II	0	275,000	0	275,000	
33	New	Creighton Park Picnic & Playground Renovation	0	0	0	1,100,000	
34	New	Higuera Adobe Park Picnic & Playground Renovation	0	0	0	0	
35	New	Murphy Park Picnic & Playground Renovation	0	0	0	0	
36	New	Park Irrigation System Repair & Improvement 2014	0	0	0	0	
37	New	Park Renovation Project 2015	0	0	0	0	
38	New	Park Renovation Project 2017	0	0	0	0	
Total Defunding by Funding Source			0	0	0	0	
Total Funding by Funding Source			0	275,000	0	1,375,000	
Subtotal by Funding Source			0	275,000	0	1,375,000	
Subtotal by Year			1,650,000				

NOTES

- (a) "Other" are identified on detailed project sheets.
- (b) Grants are identified on detailed project sheets.
- (c) New projects listed in Bold Italics

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Park Improvement	5092 Main Street Park	1

CONTACT: Steve Erickson [3301]

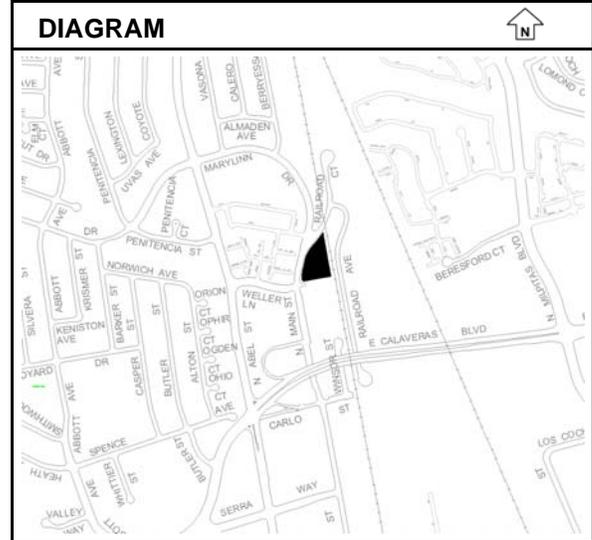
PRIORITY: Improve the Quality of Life

DESCRIPTION

This project provides for the design and construction of a new park on the City owned parcel just north of the Milpitas Library. Improvements will include a large gathering area to accommodate Park's activities such as "Music in the Park", shade structures, landscaping, drainage, hardscape and walkways. This project will also include street modifications to the intersection of Railroad Ave. and Main St., removing the pork-chop island and reconfiguring the south and east curbs of Main St. and Railroad Ave. Pedestrian improvements to the library parking garage are also included.

COMMENTS:

An optional historic museum could be added to the park for an additional \$1 to \$2 million.



Uncommitted Balance as of 2/28/2013: \$350,000

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	250,000	0	200,000	0	0	0	450,000
Administration	100,000	0	100,000	0	0	0	200,000
Inspection	0	0	0	75,000	0	0	75,000
Improvements	0	0	0	2,925,000	0	0	2,925,000
Equipment	0	0	0	0	0	0	0
Building	0	0	0	0	0	0	0
Totals	350,000	0	300,000	3,000,000	0	0	3,650,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Midtown Park Fund	0	350,000	300,000	3,000,000	0	0	3,650,000
Park Fund	350,000	(350,000)	0	0	0	0	0
Totals	350,000	0	300,000	3,000,000	0	0	3,650,000

FINANCE NOTES

The funding source for this project has been changed from Park Fund to Midtown Park Fund.

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Park Improvement	5096	Pinewood Park Picnic Renovation	1

CONTACT: Michael Boitnott [3315]

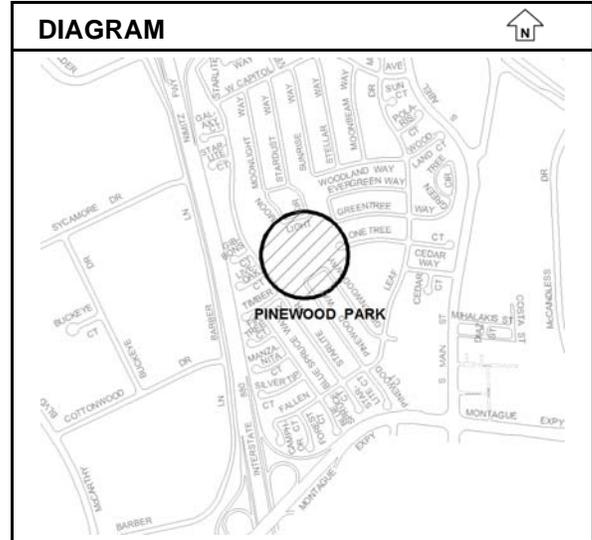
PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for the design and construction of renovation improvements for various park elements at Pinewood Park. These include the large picnic area and perimeter landscaping, ADA compliance assessment and improvements, drainage, lighting, walkways, irrigation, and related improvements.

COMMENTS:

Pinewood Park is one of the City's oldest and heavily used parks and is in need of major renovation work.



Uncommitted Balance as of 2/28/2013: \$348,478

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	300,000	0	0	0	0	0	300,000
Administration	50,000	75,000	0	0	0	0	125,000
Inspection	0	75,000	0	0	0	0	75,000
Land	0	0	0	0	0	0	0
Improvements	0	1,500,000	0	0	0	0	1,500,000
Other	0	0	0	0	0	0	0
Totals	350,000	1,650,000	0	0	0	0	2,000,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Park Fund	350,000	1,650,000	0	0	0	0	2,000,000
Totals	350,000	1,650,000	0	0	0	0	2,000,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Park Improvement	New	Berryessa Creek Trail, Reach 4, 5, 6A	1

CONTACT: Kathleen Phalen [3345]

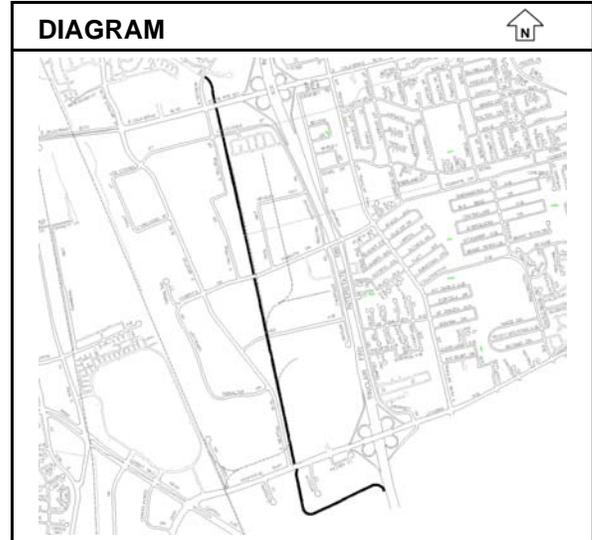
PRIORITY: Improve the Quality of Life

DESCRIPTION

This project provides for the design and construction of Reach 4,5 and 6A of the Berryessa Creek Trail from Calaveras Blvd to San Jose City limits South of Montague Expressway. The scope of work includes trail paving, trail accessibility improvements, intersection modifications at Yosemite/S. Hillview, Ames Ave./S. Milpitas Blvd., and Gibraltar Ave/S. Milpitas Boulevard, and S. Milpitas/Montague, plantings and trail amenities. The project will coordinated with the proposed US Army Corp of Engineers and SCVWD creek flood improvements project. It is also identified in the VTP 2040 Plan, as it provides a direct pedestrian/bicycle connection from the Town Center to the future BART station.

COMMENTS:

This project is identified and described further in the "Berryessa Creek Trail and Coyote Creek Trail Feasibility Report".



Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	600,000	0	0	600,000
Administration	0	0	0	200,000	0	0	200,000
Surveying	0	0	0	0	0	0	0
Inspection	0	0	0	50,000	200,000	0	250,000
Land	0	0	0	0	0	0	0
Improvements	0	0	0	2,150,000	3,800,000	0	5,950,000
Equipment	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0
Totals	0	0	0	3,000,000	4,000,000	0	7,000,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Unidentified Funding	0	0	0	0	3,500,000	0	3,500,000
TASP Impact Fees	0	0	0	3,000,000	500,000	0	3,500,000
Totals	0	0	0	3,000,000	4,000,000	0	7,000,000

FINANCE NOTES

Unidentified funding- possible funding may include future grants from the Army Corp of Engineers, SCVWD, developer contributions, and VTP 2040 Regional Transportation Program funds.

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Park Improvement	New Creighton Park Picnic & Playground Renovation	1

CONTACT: Michael Boitnott [3315]

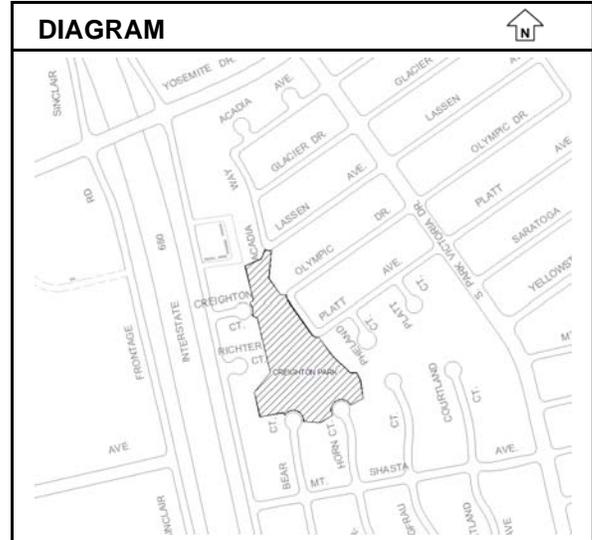
PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for the design and construction of renovation improvements for various park elements at Creighton Park. Those includes the picnic area, playground and surrounding area, ADA compliance assessment and improvements, drainage, landscaping, walkways and related improvements.

COMMENTS:

Creighton Park is approximately 5 acres, and it is heavily used by the surrounding neighborhoods.



Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	200,000	0	200,000
Administration	0	0	0	0	100,000	50,000	150,000
Inspection	0	0	0	0	0	50,000	50,000
Improvements	0	0	0	0	0	1,000,000	1,000,000
Totals	0	0	0	0	300,000	1,100,000	1,400,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Unidentified Funding	0	0	0	0	300,000	1,100,000	1,400,000
Totals	0	0	0	0	300,000	1,100,000	1,400,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Park Improvement	New Murphy Park Picnic & Playground Renovation	1

CONTACT: Michael Boitnott [3315]

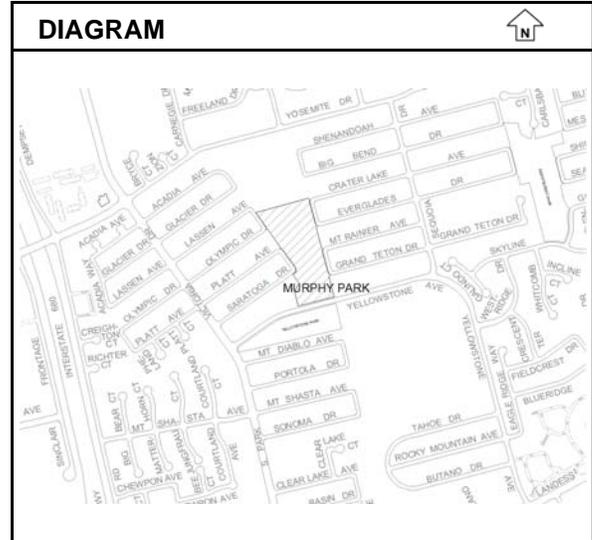
PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for the design and construction of renovation improvements for various park elements at Murphy Park. Those includes the large picnic area, playground and surrounding area, ADA compliance assessment and improvements, drainage, landscaping, walkways and related improvements.

COMMENTS:

Murphy Park is an older park which is heavily used, including sports activities and City programs such as "Music in the Park" and is in need of major renovation. Construction costs are estimated at \$2,700,000 and will be programmed in 2016-17.



Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	350,000	0	0	350,000
Administration	0	0	0	50,000	200,000	0	250,000
Inspection	0	0	0	0	100,000	0	100,000
Improvements	0	0	0	0	2,700,000	0	2,700,000
Totals	0	0	0	400,000	3,000,000	0	3,400,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Unidentified Funding	0	0	0	0	3,000,000	0	3,000,000
Park Fund	0	0	0	400,000	0	0	400,000
Totals	0	0	0	400,000	3,000,000	0	3,400,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Park Improvement	New Park Irrigation System Repair & Improvement 2014	1

CONTACT: Steve Erickson [3301]

PRIORITY: Improve the Quality of Life

DESCRIPTION

This project provides for the repair and replacement of park irrigation systems and related equipment in City Parks.

COMMENTS:

The City has over 25 parks thru out the City, and many of these have irrigation systems that are over 40 years old. These older systems are not well document, and are problematic to locate to for repair. The systems are inefficient and leak, and there are some that are no longer operational. Irrigation systems that do operate require a significant amount of maintenance to fix continuous line breaks or to adjust worn parts.

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	25,000	25,000	0	0	0	50,000
Administration	0	15,000	15,000	0	0	0	30,000
Inspection	0	10,000	10,000	0	0	0	20,000
Improvements	0	100,000	100,000	0	0	0	200,000
Totals	0	150,000	150,000	0	0	0	300,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Park Fund	0	150,000	150,000	0	0	0	300,000
Totals	0	150,000	150,000	0	0	0	300,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Park Improvement	New Park Renovation Project 2015	1

CONTACT: Michael Boitnott [3315]

PRIORITY: Health and Safety Projects

DESCRIPTION

This project provides for safety and accessibility (ADA) improvements in accordance with the Park Master Plan. Renovations can include replacement of playground equipment, drinking fountains, reconstructing walkways and other park improvements, for safety and accessibility.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	50,000	0	0	0	50,000
Administration	0	0	25,000	0	0	0	25,000
Surveying	0	0	0	0	0	0	0
Inspection	0	0	25,000	0	0	0	25,000
Land	0	0	0	0	0	0	0
Improvements	0	0	300,000	0	0	0	300,000
Totals	0	0	400,000	0	0	0	400,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Park Fund	0	0	400,000	0	0	0	400,000
Totals	0	0	400,000	0	0	0	400,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Park Improvement	New Park Renovation Project 2017	1

CONTACT: Michael Boitnott [3315]

PRIORITY: Health and Safety Projects

DESCRIPTION

This project provides for safety and accessibility (ADA) improvements in accordance with the Park Master Plan. Renovations can include replacement of playground equipment, drinking fountains, reconstructing walkways and other park improvements, for safety and accessibility.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	50,000	0	50,000
Administration	0	0	0	0	25,000	0	25,000
Inspection	0	0	0	0	25,000	0	25,000
Improvements	0	0	0	0	300,000	0	300,000
Totals	0	0	0	0	400,000	0	400,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Park Fund	0	0	0	0	400,000	0	400,000
Totals	0	0	0	0	400,000	0	400,000

FINANCE NOTES

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM
STREETS PROJECTS SUMMARY

SUMMARY OF COSTS

PG. NO. PROJECT	TOTAL COST	PRIOR YEARS	2013-14	2014-15	2015-16	2016-17	2017-18
47 3402 McCarthy Blvd. Landscape & Lighting Improve	733,000	200,000	350,000	45,000	46,000	46,000	46,000
48 4254 Sidewalk Replacement 2011	310,491	349,829	(39,338)	0	0	0	0
49 4267 Soundwall Renovations	478,466	28,466	150,000	300,000	0	0	0
50 New 2014 Road Rehabilitation	2,000,000	0	2,000,000	0	0	0	0
51 New Bicycle Facility Improvements - Phase 1	168,000	0	0	84,000	84,000	0	0
52 New Bridge Improvements	300,000	0	150,000	0	0	150,000	0
53 New Main Street Pavement Reconstruction	3,984,280	0	0	3,984,280	0	0	0
54 New Milpitas Boulevard Plan Line Study	150,000	0	0	150,000	0	0	0
55 New Minor Traffic Improvements 2014	200,000	0	100,000	100,000	0	0	0
56 New Minor Traffic Improvements 2016	200,000	0	0	0	100,000	100,000	0
57 New Minor Traffic Improvements 2018	100,000	0	0	0	0	0	100,000
58 New Pedestrian and Bicycle Overcrossing	18,000,000	0	0	0	0	0	18,000,000
59 New S. Milpitas Blvd Bike/Ped. Improvements	200,000	0	0	200,000	0	0	0
60 New Sidewalk Replacement 2015	150,000	0	0	150,000	0	0	0
61 New Sidewalk Replacement 2017	150,000	0	0	0	0	150,000	0
62 New Sinclair LMD Improvements	113,000	0	60,000	13,000	13,000	13,000	14,000
63 New Street Landscape Irrigation Repair 2014	300,000	0	150,000	0	150,000	0	0
64 New Street Resurfacing Project 2014	2,574,288	0	2,574,288	0	0	0	0
65 New Street Resurfacing Project 2015	2,000,000	0	0	2,000,000	0	0	0
66 New Street Resurfacing Project 2016	2,000,000	0	0	0	2,000,000	0	0
67 New Street Resurfacing Project 2017	2,000,000	0	0	0	0	2,000,000	0
68 New Street Resurfacing Project 2018	2,000,000	0	0	0	0	0	2,000,000
69 New Traffic Signal Installation	350,000	0	0	350,000	0	0	0
70 New Utility Undergrounding 2017	50,000	0	0	0	0	50,000	0
Defunding Subtotal			(39,338)				
Funding Subtotal			5,534,288				
TOTAL COST	\$38,511,525	\$578,295	\$5,494,950	\$7,376,280	\$2,393,000	\$2,509,000	\$20,160,000

NOTES

New projects listed in Bold Italics

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Streets

PG PROJECT		2013-14				
		Street Fund	Gas Tax Fund	Grants/Reimbursement/Developer	Other	
47	3402	McCarthy Blvd. Landscape & Lighting Improvements	0	0	0	350,000
48	4254	Sidewalk Replacement 2011	0	0	(34,238)	(5,100)
49	4267	Soundwall Renovations	150,000	0	0	0
50	New	2014 Road Rehabilitation	0	350,000	1,650,000	0
51	New	Bicycle Facility Improvements - Phase 1	0	0	0	0
52	New	Bridge Improvements	0	150,000	0	0
53	New	Main Street Pavement Reconstruction	0	0	0	0
54	New	Milpitas Boulevard Plan Line Study	0	0	0	0
55	New	Minor Traffic Improvements 2014	0	100,000	0	0
56	New	Minor Traffic Improvements 2016	0	0	0	0
57	New	Minor Traffic Improvements 2018	0	0	0	0
58	New	Pedestrian and Bicycle Overcrossing	0	0	0	0
59	New	S. Milpitas Blvd Bike/Ped. Improvements	0	0	0	0
60	New	Sidewalk Replacement 2015	0	0	0	0
61	New	Sidewalk Replacement 2017	0	0	0	0
62	New	Sinclair LMD Improvements	0	0	0	60,000
63	New	Street Landscape Irrigation Repair 2014	150,000	0	0	0
64	New	Street Resurfacing Project 2014	0	1,100,000	74,288	1,400,000
65	New	Street Resurfacing Project 2015	0	0	0	0
66	New	Street Resurfacing Project 2016	0	0	0	0
67	New	Street Resurfacing Project 2017	0	0	0	0
68	New	Street Resurfacing Project 2018	0	0	0	0
69	New	Traffic Signal Installation	0	0	0	0
70	New	Utility Undergrounding 2017	0	0	0	0
Total Defunding by Funding Source			(0)	(0)	(34,238)	(5,100)
Total Funding by Funding Source			300,000	1,700,000	1,724,288	1,810,000
Subtotal by Funding Source			300,000	1,700,000	1,690,050	1,804,900
Subtotal by Year			5,494,950			

NOTES

(a) "Other" are identified on detailed project sheets.

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Streets

		2014-15			
		Street Fund	Gas Tax Fund	Grants/Reimbursement/Development	Other
PG	PROJECT				
47	3402 McCarthy Blvd. Landscape & Lighting Improvements	0	0	0	45,000
48	4254 Sidewalk Replacement 2011	0	0	0	0
49	4267 Soundwall Renovations	0	0	0	300,000
50	New 2014 Road Rehabilitation	0	0	0	0
51	New Bicycle Facility Improvements - Phase 1	0	16,800	67,200	0
52	New Bridge Improvements	0	0	0	0
53	New Main Street Pavement Reconstruction	0	0	0	3,984,280
54	New Milpitas Boulevard Plan Line Study	0	0	0	150,000
55	New Minor Traffic Improvements 2014	0	100,000	0	0
56	New Minor Traffic Improvements 2016	0	0	0	0
57	New Minor Traffic Improvements 2018	0	0	0	0
58	New Pedestrian and Bicycle Overcrossing	0	0	0	0
59	New S. Milpitas Blvd Bike/Ped. Improvements	0	40,000	160,000	0
60	New Sidewalk Replacement 2015	0	150,000	0	0
61	New Sidewalk Replacement 2017	0	0	0	0
62	New Sinclair LMD Improvements	0	0	0	13,000
63	New Street Landscape Irrigation Repair 2014	0	0	0	0
64	New Street Resurfacing Project 2014	0	0	0	0
65	New Street Resurfacing Project 2015	0	1,100,000	0	900,000
66	New Street Resurfacing Project 2016	0	0	0	0
67	New Street Resurfacing Project 2017	0	0	0	0
68	New Street Resurfacing Project 2018	0	0	0	0
69	New Traffic Signal Installation	0	0	0	350,000
70	New Utility Undergrounding 2017	0	0	0	0
Total Defunding by Funding Source		0	0	0	0
Total Funding by Funding Source		0	1,406,800	227,200	5,742,280
Subtotal by Funding Source		0	1,406,800	227,200	5,742,280
Subtotal by Year		7,376,280			

NOTES

(a) "Other" are identified on detailed project sheets.

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Streets

PG		PROJECT	2015-16			
			Street Fund	Gas Tax Fund	Grants/Reimbursement/Development	Other
47	3402	McCarthy Blvd. Landscape & Lighting Improvements	0	0	0	46,000
48	4254	Sidewalk Replacement 2011	0	0	0	0
49	4267	Soundwall Renovations	0	0	0	0
50	New	2014 Road Rehabilitation	0	0	0	0
51	New	Bicycle Facility Improvements - Phase 1	0	16,800	67,200	0
52	New	Bridge Improvements	0	0	0	0
53	New	Main Street Pavement Reconstruction	0	0	0	0
54	New	Milpitas Boulevard Plan Line Study	0	0	0	0
55	New	Minor Traffic Improvements 2014	0	0	0	0
56	New	Minor Traffic Improvements 2016	0	100,000	0	0
57	New	Minor Traffic Improvements 2018	0	0	0	0
58	New	Pedestrian and Bicycle Overcrossing	0	0	0	0
59	New	S. Milpitas Blvd Bike/Ped. Improvements	0	0	0	0
60	New	Sidewalk Replacement 2015	0	0	0	0
61	New	Sidewalk Replacement 2017	0	0	0	0
62	New	Sinclair LMD Improvements	0	0	0	13,000
63	New	Street Landscape Irrigation Repair 2014	0	150,000	0	0
64	New	Street Resurfacing Project 2014	0	0	0	0
65	New	Street Resurfacing Project 2015	0	0	0	0
66	New	Street Resurfacing Project 2016	0	1,100,000	0	900,000
67	New	Street Resurfacing Project 2017	0	0	0	0
68	New	Street Resurfacing Project 2018	0	0	0	0
69	New	Traffic Signal Installation	0	0	0	0
70	New	Utility Undergrounding 2017	0	0	0	0
Total Defunding by Funding Source			0	0	0	0
Total Funding by Funding Source			0	1,366,800	67,200	959,000
Subtotal by Funding Source			0	1,366,800	67,200	959,000
Subtotal by Year			2,393,000			

NOTES

(a) "Other" are identified on detailed project sheets.

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Streets

PG PROJECT		2016-17				
		Street Fund	Gas Tax Fund	Grants/Reimbursement/Development	Other	
47	3402	McCarthy Blvd. Landscape & Lighting Improvements	0	0	0	46,000
48	4254	Sidewalk Replacement 2011	0	0	0	0
49	4267	Soundwall Renovations	0	0	0	0
50	New	2014 Road Rehabilitation	0	0	0	0
51	New	Bicycle Facility Improvements - Phase 1	0	0	0	0
52	New	Bridge Improvements	0	150,000	0	0
53	New	Main Street Pavement Reconstruction	0	0	0	0
54	New	Milpitas Boulevard Plan Line Study	0	0	0	0
55	New	Minor Traffic Improvements 2014	0	0	0	0
56	New	Minor Traffic Improvements 2016	0	100,000	0	0
57	New	Minor Traffic Improvements 2018	0	0	0	0
58	New	Pedestrian and Bicycle Overcrossing	0	0	0	0
59	New	S. Milpitas Blvd Bike/Ped. Improvements	0	0	0	0
60	New	Sidewalk Replacement 2015	0	0	0	0
61	New	Sidewalk Replacement 2017	0	150,000	0	0
62	New	Sinclair LMD Improvements	0	0	0	13,000
63	New	Street Landscape Irrigation Repair 2014	0	0	0	0
64	New	Street Resurfacing Project 2014	0	0	0	0
65	New	Street Resurfacing Project 2015	0	0	0	0
66	New	Street Resurfacing Project 2016	0	0	0	0
67	New	Street Resurfacing Project 2017	0	1,100,000	0	900,000
68	New	Street Resurfacing Project 2018	0	0	0	0
69	New	Traffic Signal Installation	0	0	0	0
70	New	Utility Undergrounding 2017	0	0	0	50,000
Total Defunding by Funding Source			0	0	0	0
Total Funding by Funding Source			0	1,500,000	0	1,009,000
Subtotal by Funding Source			0	1,500,000	0	1,009,000
Subtotal by Year			2,509,000			

NOTES

(a) "Other" are identified on detailed project sheets.

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Streets

PG		PROJECT		2017-18			
				Street Fund	Gas Tax Fund	Grants/Reimbursement/Development	Other
47	3402	McCarthy Blvd. Landscape & Lighting Improvements	0	0	0	46,000	
48	4254	Sidewalk Replacement 2011	0	0	0	0	
49	4267	Soundwall Renovations	0	0	0	0	
50	New	2014 Road Rehabilitation	0	0	0	0	
51	New	Bicycle Facility Improvements - Phase 1	0	0	0	0	
52	New	Bridge Improvements	0	0	0	0	
53	New	Main Street Pavement Reconstruction	0	0	0	0	
54	New	Milpitas Boulevard Plan Line Study	0	0	0	0	
55	New	Minor Traffic Improvements 2014	0	0	0	0	
56	New	Minor Traffic Improvements 2016	0	0	0	0	
57	New	Minor Traffic Improvements 2018	0	100,000	0	0	
58	New	Pedestrian and Bicycle Overcrossing	0	0	0	18,000,000	
59	New	S. Milpitas Blvd Bike/Ped. Improvements	0	0	0	0	
60	New	Sidewalk Replacement 2015	0	0	0	0	
61	New	Sidewalk Replacement 2017	0	0	0	0	
62	New	Sinclair LMD Improvements	0	0	0	14,000	
63	New	Street Landscape Irrigation Repair 2014	0	0	0	0	
64	New	Street Resurfacing Project 2014	0	0	0	0	
65	New	Street Resurfacing Project 2015	0	0	0	0	
66	New	Street Resurfacing Project 2016	0	0	0	0	
67	New	Street Resurfacing Project 2017	0	0	0	0	
68	New	Street Resurfacing Project 2018	0	1,100,000	0	900,000	
69	New	Traffic Signal Installation	0	0	0	0	
70	New	Utility Undergrounding 2017	0	0	0	0	
Total Defunding by Funding Source			0	0	0	0	
Total Funding by Funding Source			0	1,200,000	0	18,960,000	
Subtotal by Funding Source			0	1,200,000	0	18,960,000	
Subtotal by Year			20,160,000				

NOTES

(a) "Other" are identified on detailed project sheets.

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Streets	3402 McCarthy Blvd. Landscape & Lighting Improvements	1

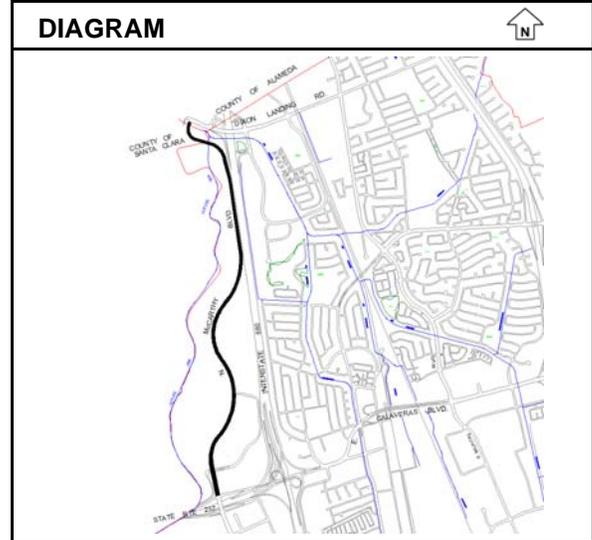
CONTACT: Steve Erickson [3301]

PRIORITY: Improve the Quality of Life

DESCRIPTION

This project provides for design and construction of landscape and irrigation system renovation on McCarthy Boulevard, between Hwy 237 and Dixon Landing Road. This project will also include lighting and other related improvements.

COMMENTS:



Uncommitted Balance as of 2/28/2013: \$197,010

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	35,000	50,000	0	0	0	0	85,000
Administration	15,000	35,000	5,000	5,000	5,000	5,000	70,000
Inspection	20,000	10,000	3,000	3,000	3,000	3,000	42,000
Improvements	130,000	255,000	37,000	38,000	38,000	38,000	536,000
Totals	200,000	350,000	45,000	46,000	46,000	46,000	733,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
LLMD	200,000	350,000	45,000	46,000	46,000	46,000	733,000
Totals	200,000	350,000	45,000	46,000	46,000	46,000	733,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Streets	4254 Sidewalk Replacement 2011	1

CONTACT: Steve Chan [3324]

PRIORITY: Health and Safety Projects

DESCRIPTION

This project involves citywide replacement of existing curb, gutter and sidewalk. The project also involves street tree root cutting to prevent further damage to sidewalks. The scope also includes installation of ADA ramps. An annual visual inspection is conducted to determine and establish a priority list of candidate sites for replacement. Sections of sidewalk with vertical separation of 3/4" or more are completely removed and replaced. At locations where a vertical separation less than 3/4" exists, a concrete grinding method is used to eliminate trip hazards.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$50,266

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	0	0
Administration	15,000	0	0	0	0	0	15,000
Inspection	0	0	0	0	0	0	0
Improvements	334,829	(39,338)	0	0	0	0	295,491
Other	0	0	0	0	0	0	0
Totals	349,829	(39,338)	0	0	0	0	310,491

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Traffic Congestion Relief Fund	150,000	(5,100)	0	0	0	0	144,900
Grants/Reimbursement/Developer	99,829	(34,238)	0	0	0	0	65,591
Street Fund	100,000	0	0	0	0	0	100,000
Totals	349,829	(39,338)	0	0	0	0	310,491

FINANCE NOTES

Grant: \$26,686 from the Transportation Development Act (TDA) FY 10-11.
 Grant: \$34,238 from the Transportation Development Act (TDA) FY 11-12.
 City Council 4/5/11- Budget appropriation of \$150,000 from Traffic Congestion Relief Fund to Reimburse Street Fund.
 2011-12 RDA monies not received due to the dissolution of the RDA.
 City Council 5/1/12- Budget appropriation of \$38,905 from ABAG for Risk Management Grant.
 Transportation Development Act (TDA) FY 11-12. Grant for \$34,238 is being transferred to the Street Resurfacing Project 2014.
 City only received \$144,900 of Traffic Congestion Relief Funds

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Streets	4267 Soundwall Renovations	1

CONTACT: Steve Erickson [3301] / Julie Waldron [3314]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project renovates the City owned sound walls along N. Milpitas Boulevard, Escuela Parkway, Jacklin Road at Horcajo, La Palma, Hillview Drive at Tularcitos Creek, Nicklaus at N. Park Victoria and other locations. Portions of the walls have deteriorated and will need to be structurally repaired or completely replaced. In some locations, the ground elevation on the residence side is much higher than on the public street side. The soundwalls were not designed as retaining walls, so they require structural retrofit work or replacement.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$27,549

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	10,000	50,000	0	0	0	60,000
Administration	5,000	20,000	20,000	0	0	0	45,000
Inspection	5,000	5,000	30,000	0	0	0	40,000
Improvements	18,466	115,000	200,000	0	0	0	333,466
Totals	28,466	150,000	300,000	0	0	0	478,466

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Unidentified Funding	0	0	300,000	0	0	0	300,000
Street Fund	28,466	150,000	0	0	0	0	178,466
Totals	28,466	150,000	300,000	0	0	0	478,466

FINANCE NOTES

Project created January 31, 2012 due to the dissolution of the RDA.

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Streets	New 2014 Road Rehabilitation	1

CONTACT: Steve Chan [3324] / Jimmy Nguyen [3318]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

Pavement rehabilitation overlay of local streets at various locations on Abel Street, Dixon Road, and Arizona Avenue. The project also includes the installation of curb ramps and repairing sidewalks to increase accessibility in the neighborhood.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	60,000	0	0	0	0	60,000
Administration	0	35,000	0	0	0	0	35,000
Inspection	0	50,000	0	0	0	0	50,000
Improvements	0	1,855,000	0	0	0	0	1,855,000
Totals	0	2,000,000	0	0	0	0	2,000,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Grants/Reimbursement/Developer	0	1,650,000	0	0	0	0	1,650,000
Gas Tax Fund	0	350,000	0	0	0	0	350,000
Totals	0	2,000,000	0	0	0	0	2,000,000

FINANCE NOTES

The City has applied for a \$1.65 Mil grant from STIP and it is anticipated it will be funded in spring 2014. The grant requires that the City provide an 11.47% local match of participating grant funds. Project design, City administration, and inspection costs are not grant applicable.

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Streets	New	Bicycle Facility Improvements - Phase 1	1

CONTACT: Steve Chan [3324]

PRIORITY: Improve the Quality of Life

DESCRIPTION

The project provides for bicycle facility improvements throughout the City as described in the City of Milpitas Bikeway Master Plan Update, adopted June 2009. The program will include 5 projects: 1) S. Abel Street, Arterial Connection, Class II Facility, 2) Arizona Avenue Neighborhood Connection, Class III Facility, 3) Calaveras Boulevard, Route Arterial Connection, Class III Facility, 4) Temple Drive, Neighborhood Connection, Class III Facility 5), Sequoia Drive Neighborhood Connection, Class III Facility

COMMENTS:

Projects in the Bikeway Master Plan Update are prioritized and ranked in 3 Tiers, with Tier 1 being implemented within 1-5 years. The projects listed are the highest ranked and prioritized projects in Tier 1. The purpose of the Arterial and Neighborhood connections are to fill in gaps and connect existing bike facilities with new facilities, providing a cohesive City bicycle network.

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	11,000	11,000	0	0	22,000
Administration	0	0	0	0	0	0	0
Improvements	0	0	73,000	73,000	0	0	146,000
Building	0	0	0	0	0	0	0
Totals	0	0	84,000	84,000	0	0	168,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Grants/Reimbursement/Developer	0	0	67,200	67,200	0	0	134,400
Gas Tax Fund	0	0	16,800	16,800	0	0	33,600
Totals	0	0	84,000	84,000	0	0	168,000

FINANCE NOTES

Grants will be pursued to fund the majority of the program with 20% local match from the Gas Tax Fund.

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Streets	New	Bridge Improvements	3

CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

The city owns and maintains eighteen roadway bridges and five pedestrian/bicycle bridges. The program includes a variety of preventative maintenance improvements including deck resurfacing, crack sealing, and improvements identified in the bi-annual bridge inspection reports performed by the California Department of Transportation.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	20,000	0	0	20,000	0	40,000
Administration	0	20,000	0	0	20,000	0	40,000
Inspection	0	10,000	0	0	10,000	0	20,000
Improvements	0	100,000	0	0	100,000	0	200,000
Totals	0	150,000	0	0	150,000	0	300,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Gas Tax Fund	0	150,000	0	0	150,000	0	300,000
Totals	0	150,000	0	0	150,000	0	300,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Streets	New Main Street Pavement Reconstruction	1

CONTACT: Jimmy Nguyen [3318] / Steve Chan [3324]

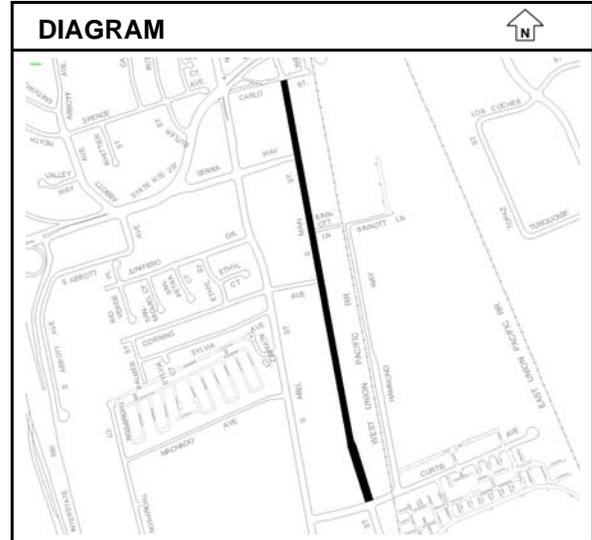
PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for the reconstruction of Main Street from Carlo to Curtis. The project would provide for the replacement of AC pavement and portions of the curb, gutter, and sidewalk.

COMMENTS:

This project is partially funded with proceeds let over from the sale of the 1997 & 2003 RDA bonds



Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	250,000	0	0	0	250,000
Administration	0	0	200,000	0	0	0	200,000
Inspection	0	0	100,000	0	0	0	100,000
Improvements	0	0	3,434,280	0	0	0	3,434,280
Totals	0	0	3,984,280	0	0	0	3,984,280

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
1997 RDA Tax Allocation Bonds	0	0	520,748	0	0	0	520,748
2003 RDA Tax Allocation Bonds	0	0	3,463,532	0	0	0	3,463,532
Totals	0	0	3,984,280	0	0	0	3,984,280

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Streets	New	Milpitas Boulevard Plan Line Study	1

CONTACT: Steve Erickson [3301]

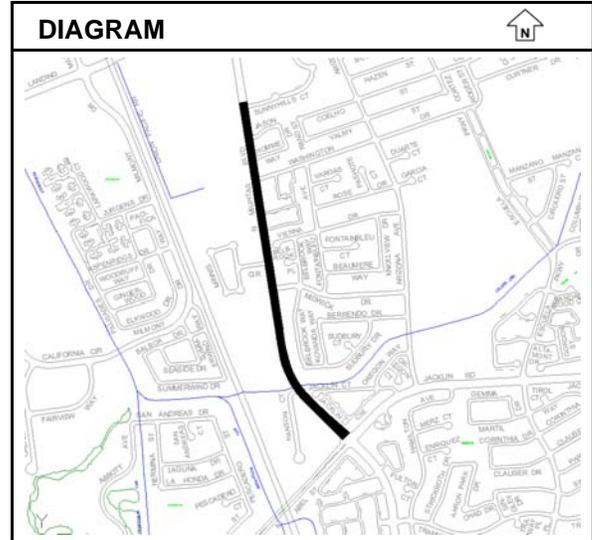
PRIORITY: Studies and Analyses

DESCRIPTION

This project provides for the preparation of a Plan Line Study to evaluate the feasibility of installing landscaped median islands on N. Milpitas Blvd between Jacklin and Sunnyhills Ct. Raised medians can provide improvements to traffic safety and provide an opportunity for street beautification. This study will also evaluate the feasibility of installing other street amenities such as street lighting, access control, pedestrian and bicycle improvements.

COMMENTS:

Plan Line Study will include an extensive community outreach plan, and will recommend a funding plan for the improvements.



Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	115,000	0	0	0	115,000
Administration	0	0	10,000	0	0	0	10,000
Surveying	0	0	25,000	0	0	0	25,000
Inspection	0	0	0	0	0	0	0
Land	0	0	0	0	0	0	0
Improvements	0	0	0	0	0	0	0
Equipment	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0
Totals	0	0	150,000	0	0	0	150,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Traffic Impact Fees	0	0	150,000	0	0	0	150,000
Totals	0	0	150,000	0	0	0	150,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Streets	New Minor Traffic Improvements 2014	1

CONTACT: Steve Chan [3324]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for traffic studies, speed surveys, and traffic counts. This project also includes minor traffic improvements that result from community service requests. Typical improvements include roadway markings/signage improvements and the installation of roadway undulators.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	20,000	20,000	0	0	0	40,000
Administration	0	10,000	10,000	0	0	0	20,000
Inspection	0	0	0	0	0	0	0
Improvements	0	70,000	70,000	0	0	0	140,000
Other	0	0	0	0	0	0	0
Totals	0	100,000	100,000	0	0	0	200,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Gas Tax Fund	0	100,000	100,000	0	0	0	200,000
Totals	0	100,000	100,000	0	0	0	200,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Streets	New Minor Traffic Improvements 2016	1

CONTACT: Steve Chan [3324]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for traffic studies, speed surveys, and traffic counts. This project also includes minor traffic improvements that result from community service requests. Typical improvements include roadway markings/signage improvements and the installation of roadway undulators.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	20,000	20,000	0	40,000
Administration	0	0	0	10,000	10,000	0	20,000
Improvements	0	0	0	70,000	70,000	0	140,000
Totals	0	0	0	100,000	100,000	0	200,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Gas Tax Fund	0	0	0	100,000	100,000	0	200,000
Totals	0	0	0	100,000	100,000	0	200,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Streets	New Minor Traffic Improvements 2018	1

CONTACT: Steve Chan [3324]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for traffic studies, speed surveys, and traffic counts. This project also includes minor traffic improvements that result from community service requests. Typical improvements include roadway markings/signage improvements and the installation of roadway undulators.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	20,000	20,000
Administration	0	0	0	0	0	10,000	10,000
Improvements	0	0	0	0	0	70,000	70,000
Totals	0	0	0	0	0	100,000	100,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Gas Tax Fund	0	0	0	0	0	100,000	100,000
Totals	0	0	0	0	0	100,000	100,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Streets	New	Pedestrian and Bicycle Overcrossing	1

CONTACT: Steven McHarris (3273)

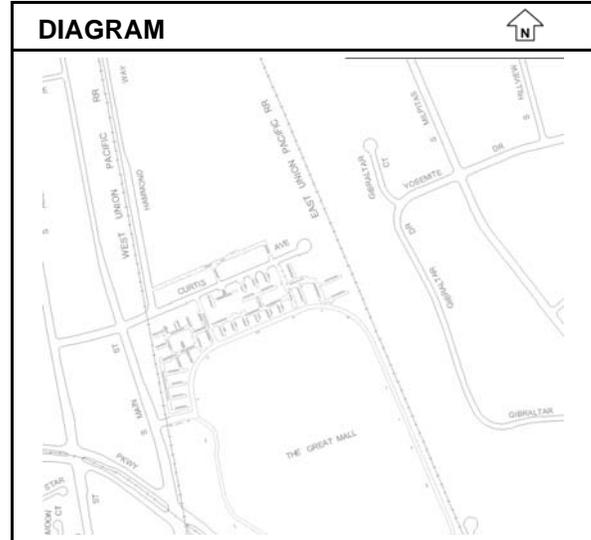
PRIORITY: Improve the Quality of Life

DESCRIPTION

The project will provide a pedestrian and bicycle overcrossing connector over Union Pacific Railroad and future BART tracks from approximately the easterly terminus of Curtis Avenue to Gibraltar Drive. This project would require that right-of-way be purchased to accommodate the connection. The overcrossing type will be selected to minimize construction cost, right-of-way requirement, and maintenance cost.

COMMENTS:

The project has right-of-way constraints, potential utility conflicts, and requires UPRR, CPUC, and BART permitting and approval. It is estimated that the total cost of the project would be \$18 million.



Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	2,000,000	2,000,000
Administration	0	0	0	0	0	750,000	750,000
Inspection	0	0	0	0	0	250,000	250,000
Land	0	0	0	0	0	5,000,000	5,000,000
Improvements	0	0	0	0	0	10,000,000	10,000,000
Totals	0	0	0	0	0	18,000,000	18,000,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Unidentified Funding	0	0	0	0	0	18,000,000	18,000,000
Totals	0	0	0	0	0	18,000,000	18,000,000

FINANCE NOTES

There is no identified funding for this project.
It is anticipated that 70-80% of the cost of the project could be eligible for transportation grants.

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Streets	New	S. Milpitas Blvd Bike/Ped. Improvements	1

CONTACT: Steve Chan [3324]

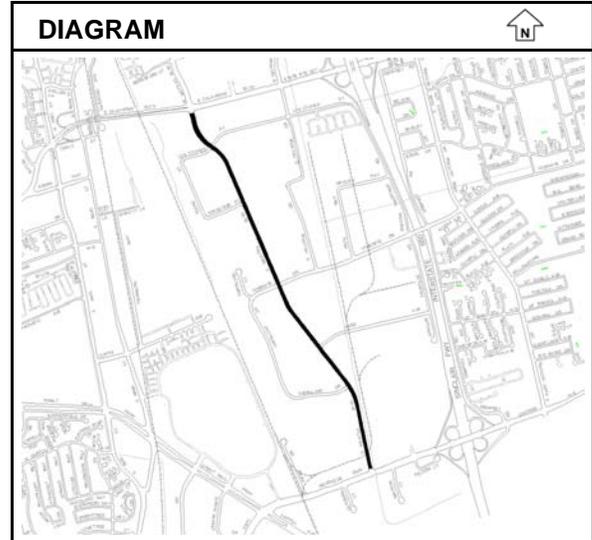
PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides a Plan Line Study to evaluate opportunities and constraints to install Class I bicycle lanes on either side of Milpitas Blvd. and to provide improved sidewalk facilities on South Milpitas Blvd. between Calaveras Blvd. and Montague Expressway. Roadway modifications will also be required to accommodate these enhanced facilities. The Plan Line Study will also identify additional right of way required for these improvements.

COMMENTS:

This project has been added to the VTP 2040 Plan for State Regional Grant Funding.



Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	135,000	0	0	0	135,000
Administration	0	0	50,000	0	0	0	50,000
Surveying	0	0	15,000	0	0	0	15,000
Improvements	0	0	0	0	0	0	0
Totals	0	0	200,000	0	0	0	200,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Gas Tax Fund	0	0	40,000	0	0	0	40,000
Grants/Reimbursement/Developer	0	0	160,000	0	0	0	160,000
Totals	0	0	200,000	0	0	0	200,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Streets	New Sidewalk Replacement 2015	1

CONTACT: Steve Chan [3324]

PRIORITY: Health and Safety Projects

DESCRIPTION

This project involves citywide replacement of existing curb, gutter and sidewalk. The project also involves street tree root cutting to prevent further damage to sidewalks. The workscope also includes installation of ADA ramps. An annual visual inspection is conducted to determine and establish a priority list of candidate sites for replacement. Sections of sidewalk with vertical separation of 3/4" or more are completely removed and replaced. At locations where a vertical separation less than 3/4" exists, a concrete grinding method is used to eliminate trip hazards.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Administration	0	0	5,000	0	0	0	5,000
Inspection	0	0	0	0	0	0	0
Improvements	0	0	0	0	0	0	0
Equipment	0	0	145,000	0	0	0	145,000
Building	0	0	0	0	0	0	0
Totals	0	0	150,000	0	0	0	150,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Gas Tax Fund	0	0	150,000	0	0	0	150,000
Totals	0	0	150,000	0	0	0	150,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Streets	New Sidewalk Replacement 2017	1

CONTACT: Jimmy Nguyen [3318]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project involves citywide replacement of existing curb, gutter and sidewalk. The project also involves street tree root cutting to prevent further damage to sidewalks. The workscope also includes installation of ADA ramps. An annual visual inspection is conducted to determine and establish a priority list of candidate sites for replacement. Sections of sidewalk with vertical separation of ¾" or more are completely removed and replaced. At locations where a vertical separation less than ¾" exists, a concrete grinding method is used to eliminate trip hazards.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Administration	0	0	0	0	5,000	0	5,000
Improvements	0	0	0	0	145,000	0	145,000
Totals	0	0	0	0	150,000	0	150,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Gas Tax Fund	0	0	0	0	150,000	0	150,000
Totals	0	0	0	0	150,000	0	150,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Streets	New Sinclair LMD Improvements	1

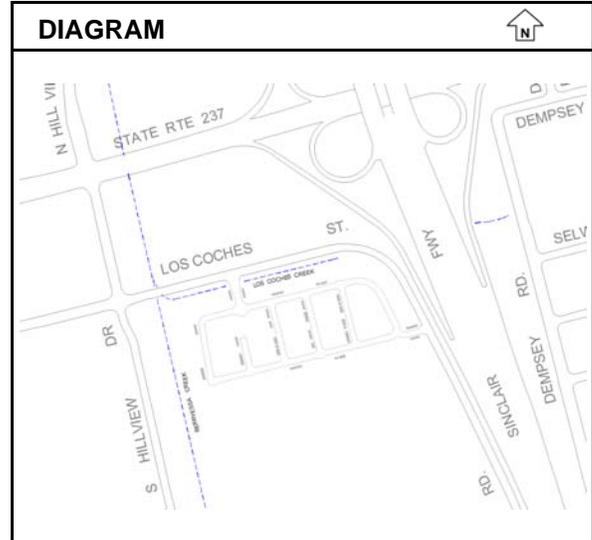
CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for design and construction of landscape and irrigation system renovation of 98-1 Lighting and Maintenance District, surrounding the Sinclair Horizon Development. This project will also include lighting and other related improvements.

COMMENTS:



Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	10,000	0	0	0	0	10,000
Administration	0	10,000	2,000	2,000	2,000	2,000	18,000
Inspection	0	5,000	1,000	1,000	1,000	1,000	9,000
Improvements	0	35,000	10,000	10,000	10,000	11,000	76,000
Totals	0	60,000	13,000	13,000	13,000	14,000	113,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
LLMD	0	60,000	13,000	13,000	13,000	14,000	113,000
Totals	0	60,000	13,000	13,000	13,000	14,000	113,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Streets	New Street Landscape Irrigation Repair 2014	1

CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for the repair and replacement of streetscape and median irrigation systems and related equipment on City streets.

COMMENTS:

The City has many miles of landscaped street medians and curb planter areas in the City. The older irrigation systems are not well documented, leak, and are inefficient and do not provide suitable irrigation to support healthy landscape.

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	20,000	0	25,000	0	0	45,000
Administration	0	10,000	0	15,000	0	0	25,000
Inspection	0	5,000	0	10,000	0	0	15,000
Improvements	0	115,000	0	100,000	0	0	215,000
Totals	0	150,000	0	150,000	0	0	300,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Gas Tax Fund	0	0	0	150,000	0	0	150,000
Street Fund	0	150,000	0	0	0	0	150,000
Totals	0	150,000	0	150,000	0	0	300,000

FINANCE NOTES

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

Category	Project	Estimate Level
Streets	New Street Resurfacing Project 2014	1

CONTACT: Jimmy Nguyen [3318]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for a variety of pavement resurfacing treatments, from slurry seal to major rehabilitation and reconstruction. Streets are selected for improvements based on the City's Pavement Management System.

COMMENTS:

There are over 123 centerline miles of streets that are owned and maintained by the City of Milpitas. An annual funding of \$4.5 million is required to maintain the city wide pavement condition index. The project also includes installation of ADA ramps along roads that are reconstructed or receive an AC overlay.

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	75,000	0	0	0	0	75,000
Administration	0	40,000	0	0	0	0	40,000
Inspection	0	50,000	0	0	0	0	50,000
Improvements	0	2,409,288	0	0	0	0	2,409,288
Totals	0	2,574,288	0	0	0	0	2,574,288

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Vehicle Registration Fee	0	300,000	0	0	0	0	300,000
General Government CIP Fund	0	500,000	0	0	0	0	500,000
Gas Tax Fund	0	1,100,000	0	0	0	0	1,100,000
Grants/Reimbursement/Developer	0	74,288	0	0	0	0	74,288
Transient Occupancy Tax (TOT)	0	600,000	0	0	0	0	600,000
Totals	0	2,574,288	0	0	0	0	2,574,288

FINANCE NOTES

Grant: \$34,238 from the Transportation Development Act (TDA) FY 11-12.

Grant: \$40,050 from the Transportation Development Act (TDA) FY 12-13.

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

Category	Project	Estimate Level
Streets	New Street Resurfacing Project 2015	1

CONTACT: Jimmy Nguyen [3318]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for a variety of pavement resurfacing treatments, from slurry seal to major rehabilitation and reconstruction. Streets are selected for improvements based on the City's Pavement Management System.

COMMENTS:

There are over 123 centerline miles of streets that are owned and maintained by the City of Milpitas. An annual funding of \$4.5 million is required to maintain the city wide pavement condition index. The project also includes installation of ADA ramps along roads that are reconstructed or receive an AC overlay.

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	50,000	0	0	0	50,000
Administration	0	0	20,000	0	0	0	20,000
Inspection	0	0	30,000	0	0	0	30,000
Improvements	0	0	1,900,000	0	0	0	1,900,000
Totals	0	0	2,000,000	0	0	0	2,000,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Gas Tax Fund	0	0	1,100,000	0	0	0	1,100,000
Vehicle Registration Fee	0	0	300,000	0	0	0	300,000
Transient Occupancy Tax (TOT)	0	0	600,000	0	0	0	600,000
Totals	0	0	2,000,000	0	0	0	2,000,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Streets	New Street Resurfacing Project 2016	1

CONTACT: Jimmy Nguyen [3318]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for a variety of pavement resurfacing treatments, from slurry seal to major rehabilitation and reconstruction. Streets are selected for improvements based on the City's Pavement Management System.

COMMENTS:

There are over 123 centerline miles of streets that are owned and maintained by the City of Milpitas. An annual funding of \$4.5 million is required to maintain the city wide pavement condition index. The project also includes installation of ADA ramps along roads that are reconstructed or receive an AC overlay.

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	50,000	0	0	50,000
Administration	0	0	0	20,000	0	0	20,000
Inspection	0	0	0	30,000	0	0	30,000
Improvements	0	0	0	1,900,000	0	0	1,900,000
Totals	0	0	0	2,000,000	0	0	2,000,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Transient Occupancy Tax (TOT)	0	0	0	600,000	0	0	600,000
Gas Tax Fund	0	0	0	1,100,000	0	0	1,100,000
Vehicle Registration Fee	0	0	0	300,000	0	0	300,000
Totals	0	0	0	2,000,000	0	0	2,000,000

FINANCE NOTES

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

Category	Project	Estimate Level
Streets	New Street Resurfacing Project 2017	1

CONTACT: Jimmy Nguyen [3318]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for a variety of pavement resurfacing treatments, from slurry seal to major rehabilitation and reconstruction. Streets are selected for improvements based on the City's Pavement Management System.

COMMENTS:

There are over 123 centerline miles of streets that are owned and maintained by the City of Milpitas. An annual funding of \$4.5 million is required to maintain the city wide pavement condition index. The project also includes installation of ADA ramps along roads that are reconstructed or receive an AC overlay.

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	50,000	0	50,000
Administration	0	0	0	0	20,000	0	20,000
Inspection	0	0	0	0	30,000	0	30,000
Improvements	0	0	0	0	1,900,000	0	1,900,000
Totals	0	0	0	0	2,000,000	0	2,000,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Gas Tax Fund	0	0	0	0	1,100,000	0	1,100,000
Transient Occupancy Tax (TOT)	0	0	0	0	600,000	0	600,000
Vehicle Registration Fee	0	0	0	0	300,000	0	300,000
Totals	0	0	0	0	2,000,000	0	2,000,000

FINANCE NOTES

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

Category	Project	Estimate Level
Streets	New Street Resurfacing Project 2018	1

CONTACT: Jimmy Nguyen [3318]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for a variety of pavement resurfacing treatments, from slurry seal to major rehabilitation and reconstruction. Streets are selected for improvements based on the City's Pavement Management System.

COMMENTS:

There are over 123 centerline miles of streets that are owned and maintained by the City of Milpitas. An annual funding of \$4.5 million is required to maintain the city wide pavement condition index. The project also includes installation of ADA ramps along roads that are reconstructed or receive an AC overlay.

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	50,000	50,000
Administration	0	0	0	0	0	20,000	20,000
Inspection	0	0	0	0	0	30,000	30,000
Improvements	0	0	0	0	0	1,900,000	1,900,000
Totals	0	0	0	0	0	2,000,000	2,000,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Transient Occupancy Tax (TOT)	0	0	0	0	0	600,000	600,000
Gas Tax Fund	0	0	0	0	0	1,100,000	1,100,000
Vehicle Registration Fee	0	0	0	0	0	300,000	300,000
Totals	0	0	0	0	0	2,000,000	2,000,000

FINANCE NOTES

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

Category	Project	Estimate Level
Streets	New Traffic Signal Installation	1

CONTACT: Steve Chan [3324]

PRIORITY: Improve the Quality of Life

DESCRIPTION

This project provides for the design and construction of a traffic signal system. The following three intersections are being monitored for traffic signal warrants: Milpitas Blvd & Tramway Dr., S. Park Victoria Dr. & Mt. Shasta Ave., and McCarthy Blvd. & SanDisk Dr.

COMMENTS:

The State's traffic signal warrant criteria is used to determine the warrants for signaling an intersection.

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	75,000	0	0	0	75,000
Administration	0	0	25,000	0	0	0	25,000
Surveying	0	0	10,000	0	0	0	10,000
Inspection	0	0	40,000	0	0	0	40,000
Land	0	0	0	0	0	0	0
Improvements	0	0	200,000	0	0	0	200,000
Totals	0	0	350,000	0	0	0	350,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Traffic Impact Fees	0	0	350,000	0	0	0	350,000
Totals	0	0	350,000	0	0	0	350,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Streets	New	Utility Undergrounding 2017	1

CONTACT: Kathleen Phalen [3345]

PRIORITY: Improve the Quality of Life

DESCRIPTION

This project provides preliminary engineering and City administration for the undergrounding of existing overhead electric telephone and CATV facilities at various locations City-wide. Construction is funded by the PG&E Rule 20A Program and other utilities (Approximately \$3.6 million in PG&E credits are available as of January 2013.)

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	35,000	0	35,000
Administration	0	0	0	0	15,000	0	15,000
Inspection	0	0	0	0	0	0	0
Equipment	0	0	0	0	0	0	0
Building	0	0	0	0	0	0	0
Totals	0	0	0	0	50,000	0	50,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Unidentified Funding	0	0	0	0	50,000	0	50,000
Totals	0	0	0	0	50,000	0	50,000

FINANCE NOTES

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM
WATER PROJECTS SUMMARY

SUMMARY OF COSTS

PG. NO.	PROJECT	TOTAL COST	PRIOR YEARS	2013-14	2014-15	2015-16	2016-17	2017-18
79	2002 Second SCVWD Water Reservoir & Pump Sta	6,700,000	200,000	0	6,500,000	0	0	0
80	7100 Water System Seismic Improvements	9,187,951	6,187,951	0	0	1,000,000	1,000,000	1,000,000
81	7110 Hydrant Replacement	240,000	170,000	0	0	0	70,000	0
82	7115 Cathodic Protection Improvements	725,000	375,000	350,000	0	0	0	0
83	New Abel Street Pipeline Extension	350,000	0	350,000	0	0	0	0
84	New BART Project - Water Improvements	1,000,000	0	0	0	500,000	500,000	0
85	New Construction Water	75,000	0	0	0	75,000	0	0
86	New Dempsey Road Water Line Replacement	2,500,000	0	500,000	2,000,000	0	0	0
87	New Hillside Pump Station Equip. Replacement	150,000	0	0	0	0	0	150,000
88	New Minor Water Projects 2015	155,000	0	0	105,000	50,000	0	0
89	New Minor Water Projects 2017	200,000	0	0	0	0	100,000	100,000
90	New SCVWD Second Water Supply Turnout	600,000	0	0	0	100,000	0	500,000
91	New Sunnyhills Turnout Pressure Reducing Valve	600,000	0	100,000	500,000	0	0	0
92	New Supervisory Control & Data Acquisition (SCA)	2,350,000	0	0	350,000	1,000,000	1,000,000	0
93	New TASP Recycled Water Line Extension	1,000,000	0	1,000,000	0	0	0	0
94	New Water O&M Database Management	100,000	0	0	100,000	0	0	0
95	New Water Supply Blending Study	100,000	0	100,000	0	0	0	0
96	New Water System Air Relief Modifications 2014	350,000	0	0	350,000	0	0	0
97	New Water System Replacement 15-16	1,000,000	0	0	0	1,000,000	0	0
98	New Water System Replacement 16-17	1,000,000	0	0	0	0	1,000,000	0
99	New Water System Replacement Study	100,000	0	0	100,000	0	0	0
100	New Water Valve Replacement	600,000	0	0	600,000	0	0	0

Defunding Subtotal

Funding Subtotal

2,400,000

TOTAL COST

\$29,082,951

\$6,932,951

\$2,400,000

\$10,605,000

\$3,725,000

\$3,670,000

\$1,750,000

SUMMARY OF AVAILABLE FINANCING

Other

1,000,000

7,100,000

1,100,000

1,000,000

500,000

Water Fund

1,050,000

2,705,000

1,625,000

1,600,000

1,250,000

Water Line Extension Fund

350,000

800,000

1,000,000

1,070,000

0

TOTAL AVAILABLE

\$2,400,000

\$10,605,000

\$3,725,000

\$3,670,000

\$1,750,000

NOTES

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Water

PG PROJECT		2013-14			
		Water Fund	Water Line Extension Fund	Water Infrastructure Fund	Other
79	2002 Second SCVWD Water Reservoir & Pump Station	0	0	0	0
80	7100 Water System Seismic Improvements	0	0	0	0
81	7110 Hydrant Replacement	0	0	0	0
82	7115 Cathodic Protection Improvements	350,000	0	0	0
83	New Abel Street Pipeline Extension	0	350,000	0	0
84	New BART Project - Water Improvements	0	0	0	0
85	New Construction Water	0	0	0	0
86	New Dempsey Road Water Line Replacement	500,000	0	0	0
87	New Hillside Pump Station Equip. Replacement	0	0	0	0
88	New Minor Water Projects 2015	0	0	0	0
89	New Minor Water Projects 2017	0	0	0	0
90	New SCVWD Second Water Supply Turnout	0	0	0	0
91	New Sunnyhills Turnout Pressure Reducing Valve	100,000	0	0	0
118	New Supervisory Control & Data Acquisition (SCADA)	0	0	0	0
93	New TASP Recycled Water Line Extension	0	0	0	1,000,000
94	New Water O&M Database Management	0	0	0	0
95	New Water Supply Blending Study	100,000	0	0	0
96	New Water System Air Relief Modifications 2014	0	0	0	0
97	New Water System Replacement 15-16	0	0	0	0
98	New Water System Replacement 16-17	0	0	0	0
99	New Water System Replacement Study	0	0	0	0
100	New Water Valve Replacement	0	0	0	0
Total Defunding by Funding Source		(0)	(0)	(0)	(0)
Total Funding by Funding Source		1,050,000	350,000	0	1,000,000
Subtotal by Funding Source		1,050,000	350,000	0	1,000,000
Subtotal by Year		2,400,000			

NOTES

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Water

PG	PROJECT	2014-15			
		Water Fund	Water Line Extension Fund	Water Infrastructure Fund	Other
79	2002 Second SCVWD Water Reservoir & Pump Station	0	0	0	6,500,000
80	7100 Water System Seismic Improvements	0	0	0	0
81	7110 Hydrant Replacement	0	0	0	0
82	7115 Cathodic Protection Improvements	0	0	0	0
83	New Abel Street Pipeline Extension	0	0	0	0
84	New BART Project - Water Improvements	0	0	0	0
85	New Construction Water	0	0	0	0
86	New Dempsey Road Water Line Replacement	2,000,000	0	0	0
87	New Hillside Pump Station Equip. Replacement	0	0	0	0
88	New Minor Water Projects 2015	105,000	0	0	0
89	New Minor Water Projects 2017	0	0	0	0
90	New SCVWD Second Water Supply Turnout	0	0	0	0
91	New Sunnyhills Turnout Pressure Reducing Valve	500,000	0	0	0
118	New Supervisory Control & Data Acquisition (SCADA)	0	350,000	0	0
93	New TASP Recycled Water Line Extension	0	0	0	0
94	New Water O&M Database Management	0	100,000	0	0
95	New Water Supply Blending Study	0	0	0	0
96	New Water System Air Relief Modifications 2014	0	350,000	0	0
97	New Water System Replacement 15-16	0	0	0	0
98	New Water System Replacement 16-17	0	0	0	0
99	New Water System Replacement Study	100,000	0	0	0
100	New Water Valve Replacement	0	0	0	600,000
Total Defunding by Funding Source		0	0	0	0
Total Funding by Funding Source		2,705,000	800,000	0	7,100,000
Subtotal by Funding Source		2,705,000	800,000	0	7,100,000
Subtotal by Year		10,605,000			

NOTES

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Water

PG		PROJECT		2015-16			
				Water Fund	Water Line Extension Fund	Water Infrastructure Fund	Other
79	2002	Second SCVWD Water Reservoir & Pump Station	0	0	0	0	
80	7100	Water System Seismic Improvements	1,000,000	0	0	0	
81	7110	Hydrant Replacement	0	0	0	0	
82	7115	Cathodic Protection Improvements	0	0	0	0	
83	New	Abel Street Pipeline Extension	0	0	0	0	
84	New	BART Project - Water Improvements	500,000	0	0	0	
85	New	Construction Water	75,000	0	0	0	
86	New	Dempsey Road Water Line Replacement	0	0	0	0	
87	New	Hillside Pump Station Equip. Replacement	0	0	0	0	
88	New	Minor Water Projects 2015	50,000	0	0	0	
89	New	Minor Water Projects 2017	0	0	0	0	
90	New	SCVWD Second Water Supply Turnout	0	0	0	100,000	
91	New	Sunnyhills Turnout Pressure Reducing Valve	0	0	0	0	
118	New	Supervisory Control & Data Acquisition (SCADA)	0	1,000,000	0	0	
93	New	TASP Recycled Water Line Extension	0	0	0	0	
94	New	Water O&M Database Management	0	0	0	0	
95	New	Water Supply Blending Study	0	0	0	0	
96	New	Water System Air Relief Modifications 2014	0	0	0	0	
97	New	Water System Replacement 15-16	0	0	0	1,000,000	
98	New	Water System Replacement 16-17	0	0	0	0	
99	New	Water System Replacement Study	0	0	0	0	
100	New	Water Valve Replacement	0	0	0	0	
Total Defunding by Funding Source			0	0	0	0	
Total Funding by Funding Source			1,625,000	1,000,000	0	1,100,000	
Subtotal by Funding Source			1,625,000	1,000,000	0	1,100,000	
Subtotal by Year			3,725,000				

NOTES

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Water

PG	PROJECT	2016-17			
		Water Fund	Water Line Extension Fund	Water Infrastructure Fund	Other
79	2002 Second SCVWD Water Reservoir & Pump Station	0	0	0	0
80	7100 Water System Seismic Improvements	1,000,000	0	0	0
81	7110 Hydrant Replacement	0	70,000	0	0
82	7115 Cathodic Protection Improvements	0	0	0	0
83	New Abel Street Pipeline Extension	0	0	0	0
84	New BART Project - Water Improvements	500,000	0	0	0
85	New Construction Water	0	0	0	0
86	New Dempsey Road Water Line Replacement	0	0	0	0
87	New Hillside Pump Station Equip. Replacement	0	0	0	0
88	New Minor Water Projects 2015	0	0	0	0
89	New Minor Water Projects 2017	100,000	0	0	0
90	New SCVWD Second Water Supply Turnout	0	0	0	0
91	New Sunnyhills Turnout Pressure Reducing Valve	0	0	0	0
118	New Supervisory Control & Data Acquisition (SCADA)	0	1,000,000	0	0
93	New TASP Recycled Water Line Extension	0	0	0	0
94	New Water O&M Database Management	0	0	0	0
95	New Water Supply Blending Study	0	0	0	0
96	New Water System Air Relief Modifications 2014	0	0	0	0
97	New Water System Replacement 15-16	0	0	0	0
98	New Water System Replacement 16-17	0	0	0	1,000,000
99	New Water System Replacement Study	0	0	0	0
100	New Water Valve Replacement	0	0	0	0
Total Defunding by Funding Source		0	0	0	0
Total Funding by Funding Source		1,600,000	1,070,000	0	1,000,000
Subtotal by Funding Source		1,600,000	1,070,000	0	1,000,000
Subtotal by Year		3,670,000			

NOTES

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Water

PG		PROJECT		2017-18			
				Water Fund	Water Line Extension Fund	Water Infrastructure Fund	Other
79	2002	Second SCVWD Water Reservoir & Pump Station	0	0	0	0	
80	7100	Water System Seismic Improvements	1,000,000	0	0	0	
81	7110	Hydrant Replacement	0	0	0	0	
82	7115	Cathodic Protection Improvements	0	0	0	0	
83	New	Abel Street Pipeline Extension	0	0	0	0	
84	New	BART Project - Water Improvements	0	0	0	0	
85	New	Construction Water	0	0	0	0	
86	New	Dempsey Road Water Line Replacement	0	0	0	0	
87	New	Hillside Pump Station Equip. Replacement	150,000	0	0	0	
88	New	Minor Water Projects 2015	0	0	0	0	
89	New	Minor Water Projects 2017	100,000	0	0	0	
90	New	SCVWD Second Water Supply Turnout	0	0	0	500,000	
91	New	Sunnyhills Turnout Pressure Reducing Valve	0	0	0	0	
118	New	Supervisory Control & Data Acquisition (SCADA)	0	0	0	0	
93	New	TASP Recycled Water Line Extension	0	0	0	0	
94	New	Water O&M Database Management	0	0	0	0	
95	New	Water Supply Blending Study	0	0	0	0	
96	New	Water System Air Relief Modifications 2014	0	0	0	0	
97	New	Water System Replacement 15-16	0	0	0	0	
98	New	Water System Replacement 16-17	0	0	0	0	
99	New	Water System Replacement Study	0	0	0	0	
100	New	Water Valve Replacement	0	0	0	0	
Total Defunding by Funding Source			0	0	0	0	
Total Funding by Funding Source			1,250,000	0	0	500,000	
Subtotal by Funding Source			1,250,000	0	0	500,000	
Subtotal by Year			1,750,000				

NOTES

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

Category	Project	Estimate Level
Water	2002 Second SCVWD Water Reservoir & Pump Station	1

CONTACT: Kathleen Phalen [3345]

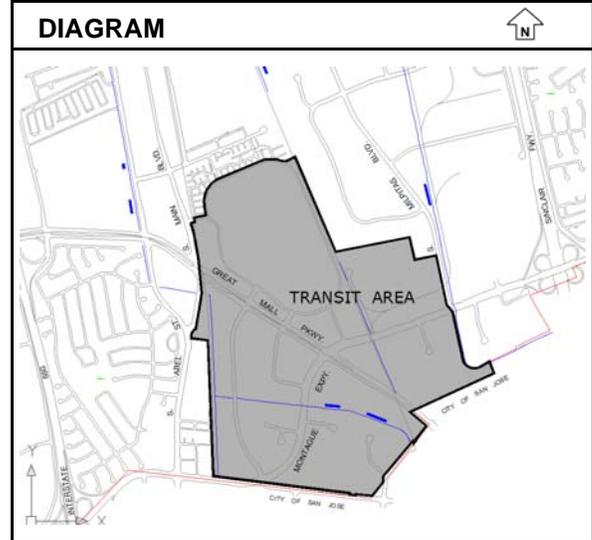
PRIORITY: Mandatory or Committed Projects

DESCRIPTION

This project will provide potable water reservoir (6.6 million gallons) and pump station to serve the SCVWD water service area, as recommended in the Milpitas 2009 Water Master Plan Update. This facility is necessary to serve the Midtown and Transit Area Specific Plan and other future development. The scope includes land purchase, design and construction of a reservoir, pump station, a second SCVWD water supply turnout and related improvements.

COMMENTS:

The new water facility will require acquisition of approximately 3 acres in the Transit Area at an estimated cost of \$6.7 million. Design and Construction will be programmed in the future at a cost estimate of \$15 Million. Total cost estimate is \$21.7 Million.



Uncommitted Balance as of 2/28/2013: \$200,000

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	150,000	0	0	0	0	0	150,000
Administration	50,000	0	0	0	0	0	50,000
Surveying	0	0	0	0	0	0	0
Inspection	0	0	0	0	0	0	0
Land	0	0	6,500,000	0	0	0	6,500,000
Improvements	0	0	0	0	0	0	0
Totals	200,000	0	6,500,000	0	0	0	6,700,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
TASP Impact Fees	200,000	0	6,500,000	0	0	0	6,700,000
Totals	200,000	0	6,500,000	0	0	0	6,700,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Water	7100 Water System Seismic Improvements	1

CONTACT: Kathleen Phalen [3345]

PRIORITY: Health and Safety Projects

DESCRIPTION

This project develops a comprehensive Water System Seismic Improvements Program which includes seismic upgrades to the City's "back-bone" water system as defined in the Water System Seismic Improvement Strategic Plan. The scope also includes purchase of water system materials and equipment for emergency response to a major disaster. A complete list of improvements is identified in the priority list (Appendix F of DSWA report) with additional work scope identified in follow up engineering studies.

COMMENTS:

Total program preliminary cost estimate is a minimum of \$25 million, through 2020.

Uncommitted Balance as of 2/28/2013: \$5,542,813

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	930,000	0	0	100,000	100,000	100,000	1,230,000
Administration	153,000	0	0	40,000	40,000	40,000	273,000
Surveying	25,000	0	0	0	0	0	25,000
Inspection	192,000	0	0	60,000	60,000	60,000	372,000
Land	0	0	0	0	0	0	0
Improvements	4,887,951	0	0	800,000	800,000	800,000	7,287,951
Equipment	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0
Totals	6,187,951	0	0	1,000,000	1,000,000	1,000,000	9,187,951

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Water Infrastructure Fund	1,100,000	0	0	0	0	0	1,100,000
Water Fund	5,087,951	0	0	1,000,000	1,000,000	1,000,000	8,087,951
Totals	6,187,951	0	0	1,000,000	1,000,000	1,000,000	9,187,951

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Water	7110 Hydrant Replacement	1

CONTACT: Michael Boitnott [3315]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project involves replacement of hydrants in the Manor, Sunnyhills, and Milford neighborhoods. Other locations may include Calaveras Blvd, Park Victoria and Jacklin Road. Additional work may include replacement of the water valve for the hydrant.

COMMENTS:

These hydrants have reached the end of their useful life and need to be replaced.

Uncommitted Balance as of 2/28/2013: \$169,379

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	10,000	0	0	0	0	0	10,000
Administration	5,000	0	0	0	0	0	5,000
Surveying	0	0	0	0	0	0	0
Inspection	10,000	0	0	0	0	0	10,000
Land	0	0	0	0	0	0	0
Improvements	145,000	0	0	0	70,000	0	215,000
Totals	170,000	0	0	0	70,000	0	240,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Water Line Extension Fund	170,000	0	0	0	70,000	0	240,000
Totals	170,000	0	0	0	70,000	0	240,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Water	7115 Cathodic Protection Improvements	1

CONTACT: Steve Erickson [3301] / Julie Waldron [3314]

PRIORITY: Projects Which Avoid Future Additional Costs

DESCRIPTION

This project provides an evaluation study and installation of corrosion monitoring station and recommendations for retrofit or anode replacement. The project will also provide for upgrades of deficiencies defined in the evaluation study.

COMMENTS:

The soils have been found to be highly corrosive at certain locations in Milpitas. Corrosive soils are detrimental to steel pipes in the water distribution system.

Uncommitted Balance as of 2/28/2013: \$374,180

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	100,000	0	0	0	0	0	100,000
Administration	25,000	25,000	0	0	0	0	50,000
Surveying	0	0	0	0	0	0	0
Inspection	0	50,000	0	0	0	0	50,000
Land	0	0	0	0	0	0	0
Improvements	250,000	275,000	0	0	0	0	525,000
Equipment	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0
Totals	375,000	350,000	0	0	0	0	725,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Water Fund	375,000	350,000	0	0	0	0	725,000
Totals	375,000	350,000	0	0	0	0	725,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Water	New Abel Street Pipeline Extension	1

CONTACT: Marilyn Nickel [3347]

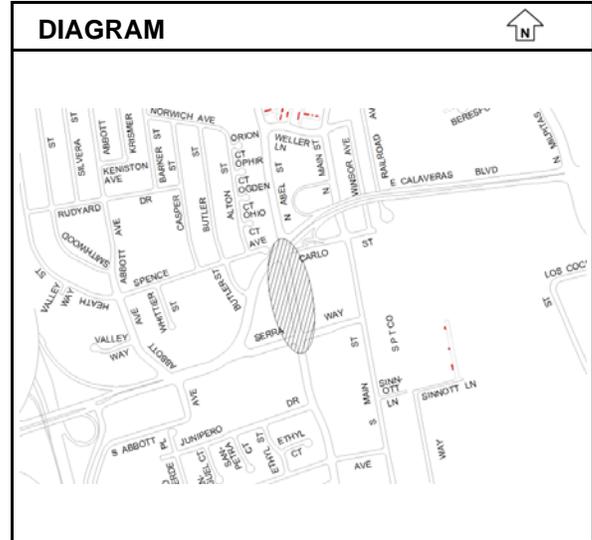
PRIORITY: Health and Safety Projects

DESCRIPTION

This project installs 300 linear feet of 12-inch pipe to connect three "dead-end" pipes, one on Abel Street and two on Carlo Street. This improvement will improve water pressure and water quality through improved system circulation.

COMMENTS:

This is identified in Section 6.3.4.4. of the 2009 Water Master Plan Update.



Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	50,000	0	0	0	0	50,000
Administration	0	20,000	0	0	0	0	20,000
Surveying	0	20,000	0	0	0	0	20,000
Inspection	0	60,000	0	0	0	0	60,000
Land	0	0	0	0	0	0	0
Improvements	0	200,000	0	0	0	0	200,000
Equipment	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0
Totals	0	350,000	0	0	0	0	350,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Water Line Extension Fund	0	350,000	0	0	0	0	350,000
Totals	0	350,000	0	0	0	0	350,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Water	New BART Project - Water Improvements	1

CONTACT: Kathleen Phalen [3345]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

The BART project will cause the relocation of existing utilities along the BART corridor at its own expense. In addition, there are other related water system improvements which have been identified by the City, to be completed as part of the BART utility relocation effort. The City is required to cost share for these enhancements. Water projects include: Upsize of existing water crossing at Montague and Capitol, installation of 2 new water crossings south of Montague, and possible and upsize pipelines in Piper Drive Area.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	0	0
Administration	0	0	0	0	0	0	0
Surveying	0	0	0	0	0	0	0
Inspection	0	0	0	0	0	0	0
Improvements	0	0	0	500,000	500,000	0	1,000,000
Totals	0	0	0	500,000	500,000	0	1,000,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Water Fund	0	0	0	500,000	500,000	0	1,000,000
Totals	0	0	0	500,000	500,000	0	1,000,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Water	New Construction Water	1

CONTACT: Kathleen Phalen [3345]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

The construction activities for public infrastructure and private development require the use of water for increasing moisture content to achieve optimum compaction, dust control as well as other uses. This project will install recycled water construction pay stations in strategic locations and will provide for the use of recycled water instead of potable water for these construction activities.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	11,250	0	0	11,250
Surveying	0	0	0	3,750	0	0	3,750
Inspection	0	0	0	11,250	0	0	11,250
Improvements	0	0	0	48,750	0	0	48,750
Totals	0	0	0	75,000	0	0	75,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Water Fund	0	0	0	75,000	0	0	75,000
Totals	0	0	0	75,000	0	0	75,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Water	New Dempsey Road Water Line Replacement	1

CONTACT: Steve Erickson [3301]

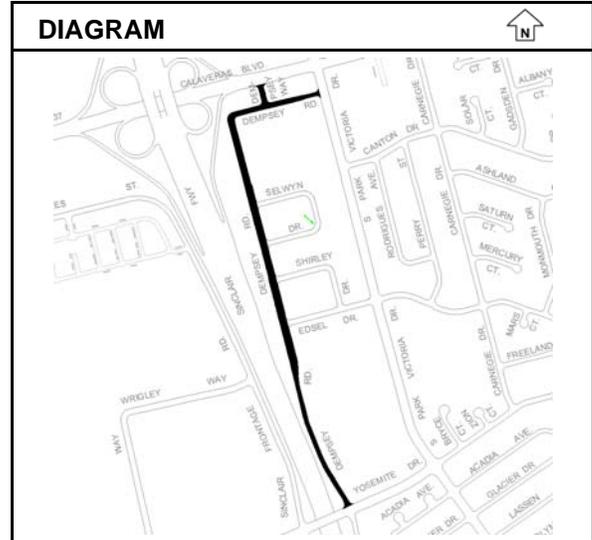
PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project replaces approximately 3,400 linear feet of 12" diameter cast iron pipe along Dempsey Rd. between Calaveras Blvd. and Yosemite Dr. The pipe was installed in 1950's and the pipe has reached the end of its useful life.

COMMENTS:

The pipeline has experienced excessive corrosion which is causing line breaks. Replacement must occur to minimize impacting water customers.



Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	350,000	0	0	0	0	350,000
Administration	0	150,000	100,000	0	0	0	250,000
Inspection	0	0	80,000	0	0	0	80,000
Improvements	0	0	1,820,000	0	0	0	1,820,000
Totals	0	500,000	2,000,000	0	0	0	2,500,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Water Fund	0	500,000	2,000,000	0	0	0	2,500,000
Totals	0	500,000	2,000,000	0	0	0	2,500,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Water	New Minor Water Projects 2015	1

CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This ongoing project involves the analysis and implementation of various water projects which arise during the year. This project also provides for ongoing modifications and improvements to existing water system including enhancing security at various water facilities.

This project provides for the design and construction of site improvements including paint tank reservoir, landscape restoration and other related improvements, approximately 8,000 sq ft of pavement resurfacing at the Minnis Reservoir site.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	5,000	0	0	5,000
Administration	0	0	5,000	0	0	0	5,000
Inspection	0	0	0	5,000	0	0	5,000
Land	0	0	0	0	0	0	0
Improvements	0	0	100,000	40,000	0	0	140,000
Totals	0	0	105,000	50,000	0	0	155,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Water Fund	0	0	105,000	50,000	0	0	155,000
Totals	0	0	105,000	50,000	0	0	155,000

FINANCE NOTES

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

Category	Project		Estimate Level
Water	New	Minor Water Projects 2017	1

CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This on-going project involves the analysis and implementation of various water projects which arise during the year. This project also provides for on-going modifications and improvements to existing water system including enhancing security at various water facilities.

COMMENTS:

This project will also installs sump pumps in water system vaults, such as pressure reducing valve vaults.

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	5,000	5,000
Administration	0	0	0	0	5,000	0	5,000
Improvements	0	0	0	0	95,000	95,000	190,000
Totals	0	0	0	0	100,000	100,000	200,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Water Fund	0	0	0	0	100,000	100,000	200,000
Totals	0	0	0	0	100,000	100,000	200,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Water	New	SCVWD Second Water Supply Turnout	1

CONTACT: Marilyn Nickel [3347]

PRIORITY: Mandatory or Committed Projects

DESCRIPTION

This is a joint project with SCVWD to install a second water supply turnout to Milpitas as describe in the Milpitas 2009 Water Master Plan.

COMMENTS:

A Second turnout is required to meet increasing flow requirements in the City's south-central and western areas. Future appropriations are required as the total cost is estimated at \$2.8million

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	0	0
Administration	0	0	0	0	0	0	0
Inspection	0	0	0	0	0	0	0
Improvements	0	0	0	100,000	0	500,000	600,000
Building	0	0	0	0	0	0	0
Totals	0	0	0	100,000	0	500,000	600,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
TASP Impact Fees	0	0	0	100,000	0	500,000	600,000
Totals	0	0	0	100,000	0	500,000	600,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Water	New Sunnyhills Turnout Pressure Reducing Valve	1

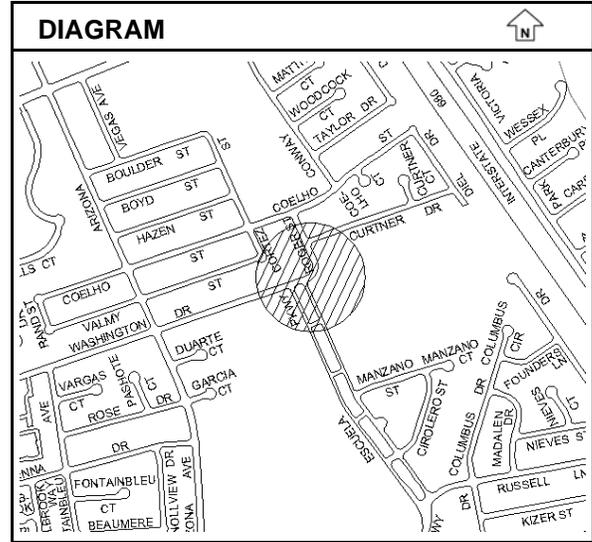
CONTACT: Marilyn Nickel [3347]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project involves the installation of a pressure reducing valve at the Sunnyhills Turnout. This improvement is identified as insert 6.3.4.1 in the 2009 Water Master Plan Update.

COMMENTS:



Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	50,000	0	0	0	0	50,000
Administration	0	30,000	0	0	0	0	30,000
Surveying	0	0	0	0	0	0	0
Inspection	0	20,000	0	0	0	0	20,000
Land	0	0	0	0	0	0	0
Improvements	0	0	500,000	0	0	0	500,000
Equipment	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0
Totals	0	100,000	500,000	0	0	0	600,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Water Fund	0	100,000	500,000	0	0	0	600,000
Totals	0	100,000	500,000	0	0	0	600,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Water	New Supervisory Control & Data Acquisition (SCADA)	1

CONTACT: Kathleen Phalen [3345]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

A Supervisory Control and Data Acquisition System provides real-time data, such as water tank level, pump operational status, system pressure, and flow rates to water system operators. Operators can use this data to identify operational problems, such as high velocities and low pressures, pressure spikes, both indicators of pipe breaks. SCADA also allows for remote monitoring and operation of pumps and valves to implement corrective actions and maintain water supply.

COMMENTS:

Currently operators rely on unsophisticated alarms at limited locations and customer complaints to become aware of water system problems. Operators must drive to sites to evaluate the problem and implement corrective action, such as starting a back-up pump, when the main pumps fail.

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	300,000	0	0	0	300,000
Administration	0	0	50,000	25,000	25,000	0	100,000
Surveying	0	0	0	0	0	0	0
Inspection	0	0	0	75,000	75,000	0	150,000
Land	0	0	0	0	0	0	0
Improvements	0	0	0	0	0	0	0
Equipment	0	0	0	900,000	900,000	0	1,800,000
Other	0	0	0	0	0	0	0
Totals	0	0	350,000	1,000,000	1,000,000	0	2,350,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Water Line Extension Fund	0	0	350,000	1,000,000	1,000,000	0	2,350,000
Totals	0	0	350,000	1,000,000	1,000,000	0	2,350,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Water	New TASP Recycled Water Line Extension	1

CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project constructs new 8 inch diameter water lines in the Transit Area Specific Plan area. The first phase will include S. Milpitas Blvd, south of Gibraltar, McCandless Drive between Penitencia Creek and Montague, and along Trade Zone.

COMMENTS:

Streetscape and onsite common area landscaping within the Transit Area Specific Plan area shall be irrigated with recycled with recycled water. The project will be used to pay for projects in the TASP area that are not covered by the redevelopment of the area.

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	0	0
Administration	0	0	0	0	0	0	0
Inspection	0	0	0	0	0	0	0
Improvements	0	1,000,000	0	0	0	0	1,000,000
Building	0	0	0	0	0	0	0
Totals	0	1,000,000	0	0	0	0	1,000,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
TASP Impact Fees	0	1,000,000	0	0	0	0	1,000,000
Totals	0	1,000,000	0	0	0	0	1,000,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Water	New	Water O&M Database Management	1

CONTACT: Steve Erickson [3301]

PRIORITY: Projects Which Avoid Future Additional Costs

DESCRIPTION

This project would integrate and expand the GIS database to include water system facility data, such as age of pipe, year of installation, type of pipe, age of valves, maintenance history, and frequency and type of breaks.

COMMENTS:

Some of the City's water system infrastructure is now 50 years old and reaching the end of it's useful life. This database would enable staff to maintain repair records, identify and record the status of infrastructure and provide timing recommendations for replacement.

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	90,000	0	0	0	90,000
Administration	0	0	10,000	0	0	0	10,000
Surveying	0	0	0	0	0	0	0
Inspection	0	0	0	0	0	0	0
Land	0	0	0	0	0	0	0
Equipment	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0
Totals	0	0	100,000	0	0	0	100,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Water Line Extension Fund	0	0	100,000	0	0	0	100,000
Totals	0	0	100,000	0	0	0	100,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Water	New Water Supply Blending Study	1

CONTACT: Marilyn Nickel [3347]

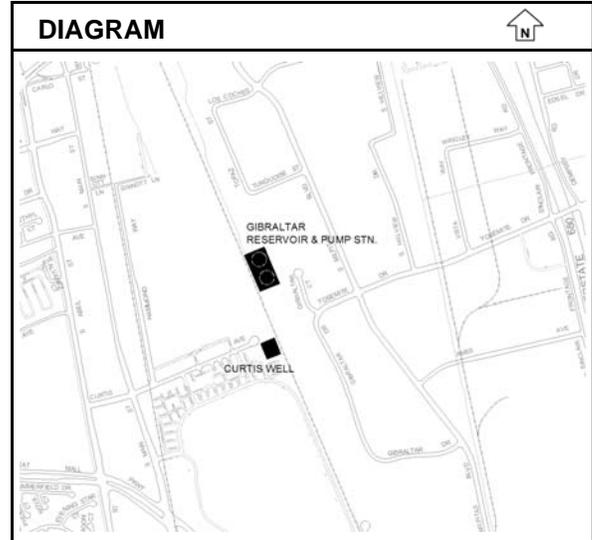
PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides an engineering study to analyze the feasibility and cost benefits of connecting the Curtis Avenue ground water well to Gibraltar Reservoir and pump station for the purpose of blending well water with SC VWD and Hetch-Hetchy water, and blending of the two wholesale water supplies

COMMENTS:

Ground water has a higher mineral content, and by mixing with SCVWD and/or Hetch-Hetchy, the water quality can be improved.



Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	80,000	0	0	0	0	80,000
Administration	0	20,000	0	0	0	0	20,000
Inspection	0	0	0	0	0	0	0
Improvements	0	0	0	0	0	0	0
Building	0	0	0	0	0	0	0
Totals	0	100,000	0	0	0	0	100,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Water Fund	0	100,000	0	0	0	0	100,000
Totals	0	100,000	0	0	0	0	100,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Water	New Water System Air Relief Modifications 2014	1

CONTACT: Steve Erickson [3301]

PRIORITY: Health and Safety Projects

DESCRIPTION

This project retrofits existing air relief valves which are currently located below ground level to vaults above ground level. This work is mandated by the California Department of Public Health, under State Code, Title 22, Chapter 16. The purpose of placing valves above ground is to eliminate the possibility of water system contamination by backflow into valves during flooding.

COMMENTS:

Approximately 250 sites throughout the City have been identified for retrofitting. 150 of the highest priority sites have been completed.

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	35,000	0	0	0	35,000
Administration	0	0	25,000	0	0	0	25,000
Surveying	0	0	0	0	0	0	0
Inspection	0	0	20,000	0	0	0	20,000
Land	0	0	0	0	0	0	0
Improvements	0	0	270,000	0	0	0	270,000
Totals	0	0	350,000	0	0	0	350,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Water Line Extension Fund	0	0	350,000	0	0	0	350,000
Totals	0	0	350,000	0	0	0	350,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Water	New Water System Replacement 15-16	

CONTACT: Kathleen Phalen [3345]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

The project involves the replacement or rehabilitation of aging water infrastructure. Work program will be based upon the priorities identified in the 2002 Water Main Replacement Study, maintenance records, other studies and pipe condition evaluations.

COMMENTS:

Over 25% of the City's water mains are fifty years or older, and well beyond the design life of the main lines.

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	150,000	0	0	150,000
Administration	0	0	0	50,000	0	0	50,000
Surveying	0	0	0	25,000	0	0	25,000
Inspection	0	0	0	75,000	0	0	75,000
Improvements	0	0	0	700,000	0	0	700,000
Equipment	0	0	0	0	0	0	0
Totals	0	0	0	1,000,000	0	0	1,000,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Unidentified Funding	0	0	0	1,000,000	0	0	1,000,000
Totals	0	0	0	1,000,000	0	0	1,000,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Water	New Water System Replacement 16-17	

CONTACT: Kathleen Phalen [3345]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

The project involves the replacement or rehabilitation of aging water infrastructure. Work program will be based upon the priorities identified in the 2002 Water Main Replacement Study, maintenance records, other studies and pipe condition evaluations.

COMMENTS:

Over 25% of the City's water mains are fifty years or older, and well beyond the design life of the main lines.

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	150,000	0	150,000
Administration	0	0	0	0	50,000	0	50,000
Surveying	0	0	0	0	25,000	0	25,000
Inspection	0	0	0	0	75,000	0	75,000
Improvements	0	0	0	0	700,000	0	700,000
Equipment	0	0	0	0	0	0	0
Totals	0	0	0	0	1,000,000	0	1,000,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Unidentified Funding	0	0	0	0	1,000,000	0	1,000,000
Totals	0	0	0	0	1,000,000	0	1,000,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Water	New Water System Replacement Study	1

CONTACT: Marilyn Nickel [3347]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

The 2002 Depreciation Study has estimated the remaining life of the existing water system infrastructure. This work is to field verify the projects identified with useful life ending by 2018, confirm need and scope of work, and prioritize improvements. This project evaluates the remaining useful life of water pipelines in the vicinity of Hillview Drive, Los Coches Street, Yosemite Drive, Columbus Drive, Horcajo, Dempsey Road, Landess Avenue and Jacklin Road.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	85,000	0	0	0	85,000
Administration	0	0	15,000	0	0	0	15,000
Surveying	0	0	0	0	0	0	0
Inspection	0	0	0	0	0	0	0
Equipment	0	0	0	0	0	0	0
Totals	0	0	100,000	0	0	0	100,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Water Fund	0	0	100,000	0	0	0	100,000
Totals	0	0	100,000	0	0	0	100,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Water	New Water Valve Replacement	1

CONTACT: Marilyn Nickel [3347]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for the replacement of water valves on the water system. These valves are an important element of the aging infrastructure, allowing the system to be isolated during emergency or planned work on the water system.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	25,000	0	0	0	25,000
Administration	0	0	25,000	0	0	0	25,000
Surveying	0	0	0	0	0	0	0
Inspection	0	0	50,000	0	0	0	50,000
Improvements	0	0	500,000	0	0	0	500,000
Totals	0	0	600,000	0	0	0	600,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Unidentified Funding	0	0	600,000	0	0	0	600,000
Totals	0	0	600,000	0	0	0	600,000

FINANCE NOTES

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM
SEWER IMPROVEMENT PROJECTS SUMMARY

SUMMARY OF COSTS

PG. NO. PROJECT		TOTAL COST	PRIOR YEARS	2013-14	2014-15	2015-16	2016-17	2017-18
109	New BART Project - Sewer Improvements	350,000	0	0	0	250,000	100,000	0
110	New Minor Sewer Projects 2015	100,000	0	0	100,000	0	0	0
111	New Minor Sewer Projects 2018	50,000	0	0	0	0	0	50,000
112	New San Jose/Santa Clara Regional Waste Water	25,000,000	0	7,500,000	5,000,000	5,000,000	5,000,000	2,500,000
113	New Sanitary Sewer Overflow Improvements	100,000	0	0	0	0	0	100,000
114	New Sewer Main Replacement Study 2018	115,000	0	0	0	0	0	115,000
115	New Sewer System Replacement 15-16	1,000,000	0	0	0	1,000,000	0	0
116	New Sewer System Replacement 16-17	2,500,000	0	0	0	0	2,500,000	0
117	New Sewer System Replacement 17-18	1,000,000	0	0	0	0	0	1,000,000
118	New Supervisory Control & Data Acquisition (S	250,000	0	0	0	0	0	250,000
119	New Venus Pump Station Rehabilitation	50,000	0	0	0	0	0	50,000
	Defunding Subtotal							
	Funding Subtotal			7,500,000				
	TOTAL COST	\$30,515,000	0	\$7,500,000	\$5,100,000	\$6,250,000	\$7,600,000	\$4,065,000

SUMMARY OF AVAILABLE FINANCING

Other	2,500,000	2,500,000	2,500,000	2,500,000	0
Sewer Fund	5,000,000	2,600,000	2,750,000	2,600,000	3,065,000
Sewer Infrastructure Fund	0	0	1,000,000	2,500,000	1,000,000
TOTAL AVAILABLE	\$7,500,000	\$5,100,000	\$6,250,000	\$7,600,000	\$4,065,000

NOTES

(a) "Other" are identified on detailed project sheets.

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Sewer Improvement

PG PROJECT		2013-14			
		Sewer Fund	Sewer Infrastructure Fund	Other	
109	New BART Project - Sewer Improvements	0	0	0	0
110	New Minor Sewer Projects 2015	0	0	0	0
111	New Minor Sewer Projects 2018	0	0	0	0
112	New San Jose/Santa Clara Regional Waste Water Facility Improvement	5,000,000	0	2,500,000	0
113	New Sanitary Sewer Overflow Improvements	0	0	0	0
114	New Sewer Main Replacement Study 2018	0	0	0	0
115	New Sewer System Replacement 15-16	0	0	0	0
116	New Sewer System Replacement 16-17	0	0	0	0
117	New Sewer System Replacement 17-18	0	0	0	0
118	New Supervisory Control & Data Acquisition (SCADA)	0	0	0	0
119	New Venus Pump Station Rehabilitation	0	0	0	0
Total Defunding by Funding Source		(0)	(0)	(0)	(0)
Total Funding by Funding Source		5,000,000	0	2,500,000	0
Subtotal by Funding Source		5,000,000	0	2,500,000	0
Subtotal by Year		7,500,000			

NOTES

(none)

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Sewer Improvement

PG		PROJECT	2014-15			
			Sewer Fund	Sewer Infrastructure Fund	Other	
109	New	BART Project - Sewer Improvements	0	0	0	0
110	New	Minor Sewer Projects 2015	100,000	0	0	0
111	New	Minor Sewer Projects 2018	0	0	0	0
112	New	San Jose/Santa Clara Regional Waste Water Facility Improvement	2,500,000	0	2,500,000	0
113	New	Sanitary Sewer Overflow Improvements	0	0	0	0
114	New	Sewer Main Replacement Study 2018	0	0	0	0
115	New	Sewer System Replacement 15-16	0	0	0	0
116	New	Sewer System Replacement 16-17	0	0	0	0
117	New	Sewer System Replacement 17-18	0	0	0	0
118	New	Supervisory Control & Data Acquisition (SCADA)	0	0	0	0
119	New	Venus Pump Station Rehabilitation	0	0	0	0
Total Defunding by Funding Source			0	0	0	0
Total Funding by Funding Source			2,600,000	0	2,500,000	0
Subtotal by Funding Source			2,600,000	0	2,500,000	0
Subtotal by Year			5,100,000			

NOTES

(none)

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Sewer Improvement

PG		PROJECT	2015-16			
			Sewer Fund	Sewer Infrastructure Fund	Other	
109	New	BART Project - Sewer Improvements	250,000	0	0	0
110	New	Minor Sewer Projects 2015	0	0	0	0
111	New	Minor Sewer Projects 2018	0	0	0	0
112	New	San Jose/Santa Clara Regional Waste Water Facility Improvement	2,500,000	0	2,500,000	0
113	New	Sanitary Sewer Overflow Improvements	0	0	0	0
114	New	Sewer Main Replacement Study 2018	0	0	0	0
115	New	Sewer System Replacement 15-16	0	1,000,000	0	0
116	New	Sewer System Replacement 16-17	0	0	0	0
117	New	Sewer System Replacement 17-18	0	0	0	0
118	New	Supervisory Control & Data Acquisition (SCADA)	0	0	0	0
119	New	Venus Pump Station Rehabilitation	0	0	0	0
Total Defunding by Funding Source			0	0	0	0
Total Funding by Funding Source			2,750,000	1,000,000	2,500,000	0
Subtotal by Funding Source			2,750,000	1,000,000	2,500,000	0
Subtotal by Year			6,250,000			

NOTES

(none)

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Sewer Improvement

PG		PROJECT	2016-17			
			Sewer Fund	Sewer Infrastructure Fund	Other	
109	New	BART Project - Sewer Improvements	100,000	0	0	0
110	New	Minor Sewer Projects 2015	0	0	0	0
111	New	Minor Sewer Projects 2018	0	0	0	0
112	New	San Jose/Santa Clara Regional Waste Water Facility Improvement	2,500,000	0	2,500,000	0
113	New	Sanitary Sewer Overflow Improvements	0	0	0	0
114	New	Sewer Main Replacement Study 2018	0	0	0	0
115	New	Sewer System Replacement 15-16	0	0	0	0
116	New	Sewer System Replacement 16-17	0	2,500,000	0	0
117	New	Sewer System Replacement 17-18	0	0	0	0
118	New	Supervisory Control & Data Acquisition (SCADA)	0	0	0	0
119	New	Venus Pump Station Rehabilitation	0	0	0	0
Total Defunding by Funding Source			0	0	0	0
Total Funding by Funding Source			2,600,000	2,500,000	2,500,000	0
Subtotal by Funding Source			2,600,000	2,500,000	2,500,000	0
Subtotal by Year			7,600,000			

NOTES

(none)

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Sewer Improvement

PG		PROJECT	2017-18			
			Sewer Fund	Sewer Infrastructure Fund	Other	
109	New	BART Project - Sewer Improvements	0	0	0	0
110	New	Minor Sewer Projects 2015	0	0	0	0
111	New	Minor Sewer Projects 2018	50,000	0	0	0
112	New	San Jose/Santa Clara Regional Waste Water Facility Improvement	2,500,000	0	0	0
113	New	Sanitary Sewer Overflow Improvements	100,000	0	0	0
114	New	Sewer Main Replacement Study 2018	115,000	0	0	0
115	New	Sewer System Replacement 15-16	0	0	0	0
116	New	Sewer System Replacement 16-17	0	0	0	0
117	New	Sewer System Replacement 17-18	0	1,000,000	0	0
118	New	Supervisory Control & Data Acquisition (SCADA)	250,000	0	0	0
119	New	Venus Pump Station Rehabilitation	50,000	0	0	0
Total Defunding by Funding Source			0	0	0	0
Total Funding by Funding Source			3,065,000	1,000,000	0	0
Subtotal by Funding Source			3,065,000	1,000,000	0	0
Subtotal by Year			4,065,000			

NOTES

(none)

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Sewer Improvement	New BART Project - Sewer Improvements	

CONTACT: Kathleen Phalen [3345]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

The BART project will cause the relocation of existing sewer pipelines utilities along the BART corridor at its own expense. The City has identified sewer pipelines improvements which should be completed as part of the BART utility relocation effort. These include rerouting and upsizing based on the City's Sewer Master Plan. These additional sewer system improvements are outside of the BART project scope and are to be paid for by the City.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	0	0
Administration	0	0	0	0	0	0	0
Surveying	0	0	0	0	0	0	0
Inspection	0	0	0	0	0	0	0
Improvements	0	0	0	250,000	100,000	0	350,000
Totals	0	0	0	250,000	100,000	0	350,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Sewer Fund	0	0	0	250,000	100,000	0	350,000
Totals	0	0	0	250,000	100,000	0	350,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Sewer Improvement	New	Minor Sewer Projects 2015	1

CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project involves the ongoing analysis, engineering and implementation of various minor modifications and improvements to the existing sewer system which arise during the year

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Administration	0	0	10,000	0	0	0	10,000
Surveying	0	0	3,000	0	0	0	3,000
Inspection	0	0	3,000	0	0	0	3,000
Improvements	0	0	84,000	0	0	0	84,000
Totals	0	0	100,000	0	0	0	100,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Sewer Fund	0	0	100,000	0	0	0	100,000
Totals	0	0	100,000	0	0	0	100,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Sewer Improvement	New	Minor Sewer Projects 2018	1

CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project involves the ongoing analysis, engineering and implementation of various minor modifications and improvements to the existing sewer system which arise during the year.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	10,000	10,000
Administration	0	0	0	0	0	5,000	5,000
Surveying	0	0	0	0	0	5,000	5,000
Improvements	0	0	0	0	0	30,000	30,000
Totals	0	0	0	0	0	50,000	50,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Sewer Fund	0	0	0	0	0	50,000	50,000
Totals	0	0	0	0	0	50,000	50,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Sewer Improvement	New San Jose/Santa Clara Regional Waste Water Facility	1

CONTACT: Kathleen Phalen [3345]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

The City of Milpitas pumps our sewage to the San Jose/Santa Clara Regional Waste Water Facility for waste water treatment before it can be discharged into the San Francisco Bay. This project will fund Milpitas's share of the facilities rehabilitation costs. The facility was originally constructed in 1956 and is reaching the end of its useful life and is in need of a complete overhaul. The City of San Jose which operates the facility is undergoing a large rehabilitation project to completely overhaul the facility over the next 30 years. The City of Milpitas uses approximately 7% of the facility and will be responsible for 7% of the estimated \$2 billion or \$140 million in improvements that will be made over the next 30 years.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Improvements	0	7,500,000	5,000,000	5,000,000	5,000,000	2,500,000	25,000,000
Totals	0	7,500,000	5,000,000	5,000,000	5,000,000	2,500,000	25,000,000
FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Sewer Fund	0	5,000,000	2,500,000	2,500,000	2,500,000	2,500,000	15,000,000
Sewer Treatment Fund	0	2,500,000	2,500,000	2,500,000	2,500,000	0	10,000,000
Totals	0	7,500,000	5,000,000	5,000,000	5,000,000	2,500,000	25,000,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Sewer Improvement	New Sanitary Sewer Overflow Improvements	1

CONTACT: Kathleen Phalen [3345]

PRIORITY: Mandatory or Committed Projects

DESCRIPTION

This project includes multiple measures to reduce sewer system overflows. A pilot program for "smart" manhole covers would be implemented. These manhole covers contain a sewer manhole flow level sensor that would transmit alarms prior to overflows. In addition, sewer backflow devices would be installed at selected sites.

COMMENTS:

State regulations require sewer system agencies to reduce sewer system overflows.

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Administration	0	0	0	0	0	10,000	10,000
Improvements	0	0	0	0	0	90,000	90,000
Totals	0	0	0	0	0	100,000	100,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Sewer Fund	0	0	0	0	0	100,000	100,000
Totals	0	0	0	0	0	100,000	100,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Sewer Improvement	New Sewer Main Replacement Study 2018	1

CONTACT: Kathleen Phalen [3345]

PRIORITY: Studies and Analyses

DESCRIPTION

This project involves field evaluation of the remaining useful life of the city's sewer lines including but not limited to: McCarthy/Technology/Cypress and Barber/Bellew.

COMMENTS:

The 2002 Depreciation Study has estimated the remaining life of the existing sewer system infrastructure. This work is to field verify the projects identified with useful life ending by 2017, confirm the need and scope of work, and prioritize these projects. It may also include pipelines requiring significant attention even if they are not at the end of their useful life.

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	105,000	105,000
Surveying	0	0	0	0	0	10,000	10,000
Totals	0	0	0	0	0	115,000	115,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Sewer Fund	0	0	0	0	0	115,000	115,000
Totals	0	0	0	0	0	115,000	115,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Sewer Improvement	New Sewer System Replacement 15-16	1

CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for the replacement of the highest priority facilities, including upgrades to the Sewer Pump Stations, forcemain's, and seismic retrofit work. The replacement prioritization is based on several factors including age, type of pipe material, soil conditions and physical evaluation based on video camera observations.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	150,000	0	0	150,000
Administration	0	0	0	45,000	0	0	45,000
Surveying	0	0	0	20,000	0	0	20,000
Inspection	0	0	0	100,000	0	0	100,000
Improvements	0	0	0	685,000	0	0	685,000
Totals	0	0	0	1,000,000	0	0	1,000,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Sewer Infrastructure Fund	0	0	0	1,000,000	0	0	1,000,000
Totals	0	0	0	1,000,000	0	0	1,000,000

FINANCE NOTES

See following year's Sewer System Replacement for future year funding

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Sewer Improvement	New Sewer System Replacement 16-17	1

CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for the replacement of the highest priority facilities, including upgrades to the Sewer Pump Stations, forecmain and seismic retrofit work. The replacement prioritization is based on several factors including age, type of pipe material, soil conditions and physical evaluation based on video camera observations.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	200,000	0	200,000
Administration	0	0	0	0	50,000	0	50,000
Surveying	0	0	0	0	50,000	0	50,000
Inspection	0	0	0	0	100,000	0	100,000
Improvements	0	0	0	0	2,100,000	0	2,100,000
Totals	0	0	0	0	2,500,000	0	2,500,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Sewer Infrastructure Fund	0	0	0	0	2,500,000	0	2,500,000
Totals	0	0	0	0	2,500,000	0	2,500,000

FINANCE NOTES

See following year's Sewer System Replacement for future year funding

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Sewer Improvement	New Sewer System Replacement 17-18	1

CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for the replacement of the highest priority facilities, including upgrades to the Sewer Pump Stations, forcemains and seismic retrofit work. The replacement prioritization is based on several factors including age, type of pipe material, soil conditions and physical evaluation based on video camera observations.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	150,000	150,000
Administration	0	0	0	0	0	45,000	45,000
Surveying	0	0	0	0	0	20,000	20,000
Inspection	0	0	0	0	0	100,000	100,000
Land	0	0	0	0	0	0	0
Improvements	0	0	0	0	0	685,000	685,000
Equipment	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0
Totals	0	0	0	0	0	1,000,000	1,000,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Sewer Infrastructure Fund	0	0	0	0	0	1,000,000	1,000,000
Totals	0	0	0	0	0	1,000,000	1,000,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Sewer Improvement	New Supervisory Control & Data Acquisition (SCADA)	1

CONTACT: Steve Erickson [3301]

PRIORITY: Projects Which Avoid Future Additional Costs

DESCRIPTION

A Supervisory Control and Data Acquisition (SCADA) system provides real-time data, such as wet well level, and pump operational status to sewer system operators. Operators can use this data to identify operational problems. SCADA allows for remote monitoring and operation of pumps to implement corrective actions and maintain wastewater discharge to the regional wastewater treatment plant.

COMMENTS:

Currently operators rely on unsophisticated alarms and must drive to sites to evaluate the problem and implement corrective action. This work includes analysis and design only. Additional funding is required for installation.

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	200,000	200,000
Administration	0	0	0	0	0	50,000	50,000
Totals	0	0	0	0	0	250,000	250,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Sewer Fund	0	0	0	0	0	250,000	250,000
Totals	0	0	0	0	0	250,000	250,000

FINANCE NOTES

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM
STORM DRAIN IMPROVEMENT PROJECTS SUMMARY

SUMMARY OF COSTS

PG. NO. PROJECT		TOTAL COST	PRIOR YEARS	2013-14	2014-15	2015-16	2016-17	2017-18
129	3700 Storm Drain System Deficiency Program	2,600,000	700,000	0	400,000	1,500,000	0	0
130	New BART Project Storm Improvements	250,000	0	0	0	250,000	0	0
131	New California Circle Pump Station	1,700,000	0	0	0	0	1,700,000	0
132	New Channel and Lagoon Dredging	1,500,000	0	0	0	0	0	1,500,000
133	New Flap Gate Replacement	125,000	0	0	0	0	0	125,000
134	New Minor Storm Drain Projects 2015	100,000	0	0	100,000	0	0	0
135	New Minor Storm Drain Projects 2017	100,000	0	0	0	0	100,000	0
136	New Oak Creek Pump Station Upgrade	220,000	0	0	0	0	220,000	0
137	New Penitencia Pump Station Improvements	3,000,000	0	0	600,000	2,400,000	0	0
138	New Spence Pump Station Improvements	145,000	0	0	0	0	0	145,000
139	New Storm Drain System Improvements 2018	1,160,000	0	0	0	0	0	1,160,000
140	New Trash Removal Devices	350,000	0	0	0	0	350,000	0
	Defunding Subtotal							
	Funding Subtotal							
	TOTAL COST	\$11,250,000	\$700,000	0	\$1,100,000	\$4,150,000	\$2,370,000	\$2,930,000

SUMMARY OF AVAILABLE FINANCING

	Other	0	700,000	3,900,000	2,370,000	2,830,000
	Storm Drain Fund	0	400,000	250,000	0	100,000
	TOTAL AVAILABLE	0	\$1,100,000	\$4,150,000	\$2,370,000	\$2,930,000

NOTES

(a) "Other" are identified on detailed project sheets.

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Storm Drain Improvement

			2013-14			
			Storm Drain Fund	Developer Contributions	Other	
PG	PROJECT					
129	3700	Storm Drain System Deficiency Program	0	0	0	0
130	New	BART Project Storm Improvements	0	0	0	0
131	New	California Circle Pump Station	0	0	0	0
132	New	Channel and Lagoon Dredging	0	0	0	0
133	New	Flap Gate Replacement	0	0	0	0
134	New	Minor Storm Drain Projects 2015	0	0	0	0
135	New	Minor Storm Drain Projects 2017	0	0	0	0
136	New	Oak Creek Pump Station Upgrade	0	0	0	0
137	New	Penitencia Pump Station Improvements	0	0	0	0
138	New	Spence Pump Station Improvements	0	0	0	0
139	New	Storm Drain System Improvements 2018	0	0	0	0
140	New	Trash Removal Devices	0	0	0	0
Total Defunding by Funding Source			(0)	(0)	(0)	(0)
Total Funding by Funding Source			0	0	0	0
Subtotal by Funding Source			0	0	0	0
Subtotal by Year			0			

NOTES

(a) "Other" are identified on detailed project sheets.

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Storm Drain Improvement

			2014-15			
			Storm Drain Fund	Developer Contributio ns	Other	
PG	PROJECT					
129	3700	Storm Drain System Deficiency Program	0	0	400,000	0
130	New	BART Project Storm Improvements	0	0	0	0
131	New	California Circle Pump Station	0	0	0	0
132	New	Channel and Lagoon Dredging	0	0	0	0
133	New	Flap Gate Replacement	0	0	0	0
134	New	Minor Storm Drain Projects 2015	0	0	100,000	0
135	New	Minor Storm Drain Projects 2017	0	0	0	0
136	New	Oak Creek Pump Station Upgrade	0	0	0	0
137	New	Penitencia Pump Station Improvements	400,000	0	200,000	0
138	New	Spence Pump Station Improvements	0	0	0	0
139	New	Storm Drain System Improvements 2018	0	0	0	0
140	New	Trash Removal Devices	0	0	0	0
Total Defunding by Funding Source			0	0	0	0
Total Funding by Funding Source			400,000	0	700,000	0
Subtotal by Funding Source			400,000	0	700,000	0
Subtotal by Year			1,100,000			

NOTES

(a) "Other" are identified on detailed project sheets.

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Storm Drain Improvement

PG		PROJECT	2015-16			
			Storm Drain Fund	Developer Contributions	Other	
129	3700	Storm Drain System Deficiency Program	0	0	1,500,000	0
130	New	BART Project Storm Improvements	250,000	0	0	0
131	New	California Circle Pump Station	0	0	0	0
132	New	Channel and Lagoon Dredging	0	0	0	0
133	New	Flap Gate Replacement	0	0	0	0
134	New	Minor Storm Drain Projects 2015	0	0	0	0
135	New	Minor Storm Drain Projects 2017	0	0	0	0
136	New	Oak Creek Pump Station Upgrade	0	0	0	0
137	New	Penitencia Pump Station Improvements	0	0	2,400,000	0
138	New	Spence Pump Station Improvements	0	0	0	0
139	New	Storm Drain System Improvements 2018	0	0	0	0
140	New	Trash Removal Devices	0	0	0	0
Total Defunding by Funding Source			0	0	0	0
Total Funding by Funding Source			250,000	0	3,900,000	0
Subtotal by Funding Source			250,000	0	3,900,000	0
Subtotal by Year			4,150,000			

NOTES

(a) "Other" are identified on detailed project sheets.

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Storm Drain Improvement

PG		PROJECT		2016-17			
				Storm Drain Fund	Developer Contributions	Other	
129	3700	Storm Drain System Deficiency Program	0	0	0	0	
130	New	BART Project Storm Improvements	0	0	0	0	
131	New	California Circle Pump Station	0	0	1,700,000	0	
132	New	Channel and Lagoon Dredging	0	0	0	0	
133	New	Flap Gate Replacement	0	0	0	0	
134	New	Minor Storm Drain Projects 2015	0	0	0	0	
135	New	Minor Storm Drain Projects 2017	0	0	100,000	0	
136	New	Oak Creek Pump Station Upgrade	0	0	220,000	0	
137	New	Penitencia Pump Station Improvements	0	0	0	0	
138	New	Spence Pump Station Improvements	0	0	0	0	
139	New	Storm Drain System Improvements 2018	0	0	0	0	
140	New	Trash Removal Devices	0	0	350,000	0	
Total Defunding by Funding Source			0	0	0	0	
Total Funding by Funding Source			0	0	2,370,000	0	
Subtotal by Funding Source			0	0	2,370,000	0	
Subtotal by Year			2,370,000				

NOTES

(a) "Other" are identified on detailed project sheets.

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

SUMMARY OF PROJECT FUNDING SOURCES

Storm Drain Improvement

PG		PROJECT	2017-18			
			Storm Drain Fund	Developer Contributions	Other	
129	3700	Storm Drain System Deficiency Program	0	0	0	0
130	New	BART Project Storm Improvements	0	0	0	0
131	New	California Circle Pump Station	0	0	0	0
132	New	Channel and Lagoon Dredging	0	0	1,500,000	0
133	New	Flap Gate Replacement	0	0	125,000	0
134	New	Minor Storm Drain Projects 2015	0	0	0	0
135	New	Minor Storm Drain Projects 2017	0	0	0	0
136	New	Oak Creek Pump Station Upgrade	0	0	0	0
137	New	Penitencia Pump Station Improvements	0	0	0	0
138	New	Spence Pump Station Improvements	0	0	145,000	0
139	New	Storm Drain System Improvements 2018	100,000	0	1,060,000	0
140	New	Trash Removal Devices	0	0	0	0
Total Defunding by Funding Source			0	0	0	0
Total Funding by Funding Source			100,000	0	2,830,000	0
Subtotal by Funding Source			100,000	0	2,830,000	0
Subtotal by Year			2,930,000			

NOTES

(a) "Other" are identified on detailed project sheets.

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Storm Drain Improvement	3700 Storm Drain System Deficiency Program	1

CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project involves the design and construction of storm drain pipeline at various locations, primarily due to insufficient capacity and aging infrastructure. The areas include but are not limited to: Wrigley and Vista Way, Rocky Mountain Avenue, Watson Court, South Park Victoria Drive, Jacklin Road, Traugher Street, Park Hill Drive, Prada Drive, Abbott Avenue, Coyote Street, UPRR near Jurgens, and Sycamore Drive. In some locations, the existing storm drain pipe will be removed and replaced with larger pipe. In other locations, a second parallel pipe will be installed depending conditions of the existing pipe and space constraints with other utilities. Work scope also includes pump station rehabilitation work to electrical and mechanical systems.

COMMENTS:

Additional projects and work scope will be programmed based on the new Storm Drain Master Plan.

Uncommitted Balance as of 2/28/2013: \$617,155

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	125,000	0	50,000	100,000	0	0	275,000
Administration	25,000	0	10,000	25,000	0	0	60,000
Surveying	0	0	0	0	0	0	0
Inspection	60,000	0	40,000	100,000	0	0	200,000
Improvements	490,000	0	300,000	1,275,000	0	0	2,065,000
Totals	700,000	0	400,000	1,500,000	0	0	2,600,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Unidentified Funding	0	0	400,000	1,500,000	0	0	1,900,000
Storm Drain Fund	700,000	0	0	0	0	0	700,000
Totals	700,000	0	400,000	1,500,000	0	0	2,600,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Storm Drain Improvement	New BART Project Storm Improvements	

CONTACT: Kathleen Phalen [3345]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

The BART project will cause the relocation of existing storm drain utilities along the BART corridor at its own expense. The City has identified additional storm drain improvements which should be completed as part of the BART utility relocation effort, at the City's cost. These include rerouting storm drain lines on Capitol Avenue, to eliminate localized annual flooding and other enhancements.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	0	0
Administration	0	0	0	0	0	0	0
Surveying	0	0	0	0	0	0	0
Inspection	0	0	0	0	0	0	0
Improvements	0	0	0	250,000	0	0	250,000
Totals	0	0	0	250,000	0	0	250,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Storm Drain Fund	0	0	0	250,000	0	0	250,000
Totals	0	0	0	250,000	0	0	250,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Storm Drain Improvement	New	California Circle Pump Station	1

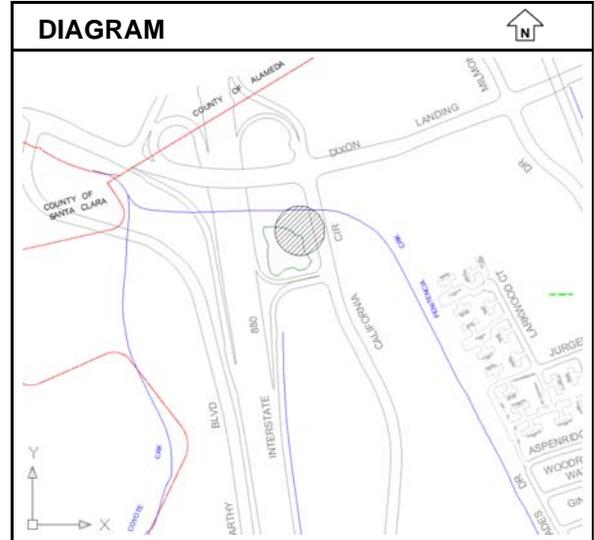
CONTACT: Steve Erickson [3301]

PRIORITY: Major Service Equipment Replacement

DESCRIPTION

This project involves replacement of pumps and engines that have reached the end of their useful life and conversion from diesel engines to electric motors.

COMMENTS:



Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	320,000	0	320,000
Administration	0	0	0	0	100,000	0	100,000
Inspection	0	0	0	0	80,000	0	80,000
Equipment	0	0	0	0	1,200,000	0	1,200,000
Totals	0	0	0	0	1,700,000	0	1,700,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Unidentified Funding	0	0	0	0	1,700,000	0	1,700,000
Totals	0	0	0	0	1,700,000	0	1,700,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Storm Drain Improvement	New Channel and Lagoon Dredging	1

CONTACT: Kathleen Phalen [3345]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project removes debris and deposited soil from channel and lagoon bottoms to improve flow. The channel is parallel to I-880 and runs approximately 4,800 linear feet (from Redwood Avenue to California Circle). The lagoons include Hidden Lakes, Hall and California Circle.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	100,000	100,000
Administration	0	0	0	0	0	80,000	80,000
Inspection	0	0	0	0	0	70,000	70,000
Improvements	0	0	0	0	0	1,250,000	1,250,000
Totals	0	0	0	0	0	1,500,000	1,500,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Unidentified Funding	0	0	0	0	0	1,500,000	1,500,000
Totals	0	0	0	0	0	1,500,000	1,500,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Storm Drain Improvement	New Flap Gate Replacement	1

CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project replaces existing flap gates at creek outfall with check vales to prevent creek flow from entering the City storm drain system.

COMMENTS:

This work requires additional funding.

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	45,000	45,000
Administration	0	0	0	0	0	10,000	10,000
Improvements	0	0	0	0	0	70,000	70,000
Totals	0	0	0	0	0	125,000	125,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Unidentified Funding	0	0	0	0	0	125,000	125,000
Totals	0	0	0	0	0	125,000	125,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Storm Drain Improvement	New Minor Storm Drain Projects 2015	1

CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project involves the ongoing analysis and implementation of various minor modifications and improvements to the existing storm drain systems.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	40,000	0	0	0	40,000
Administration	0	0	10,000	0	0	0	10,000
Inspection	0	0	0	0	0	0	0
Improvements	0	0	50,000	0	0	0	50,000
Totals	0	0	100,000	0	0	0	100,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Unidentified Funding	0	0	100,000	0	0	0	100,000
Totals	0	0	100,000	0	0	0	100,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Storm Drain Improvement	New Minor Storm Drain Projects 2017	1

CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project involves the ongoing analysis and implementation of various minor modifications and improvements to the existing storm drain systems.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	40,000	0	40,000
Administration	0	0	0	0	10,000	0	10,000
Inspection	0	0	0	0	0	0	0
Improvements	0	0	0	0	50,000	0	50,000
Totals	0	0	0	0	100,000	0	100,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Unidentified Funding	0	0	0	0	100,000	0	100,000
Totals	0	0	0	0	100,000	0	100,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Storm Drain Improvement	New Oak Creek Pump Station Upgrade	1

CONTACT: Kathleen Phalen [3345]

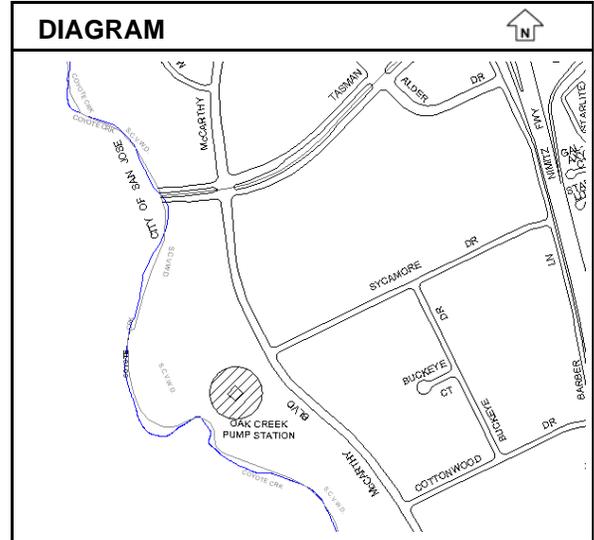
PRIORITY: Major Service Equipment Replacement

DESCRIPTION

This project provides for the replacement of the diesel engines with electric motors. The work also includes wet well modifications and new control panels, as well as other minor items. The pump is located near Sycamore Drive and McCarthy Boulevard and provides drainage for the Oak Creek Industrial Park Area.

COMMENTS:

This project is described on page 6-37 of the 2001 Storm Drain Master Plan. The first phase of work includes design. Additional funding will be required in subsequent years for construction.



Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	200,000	0	200,000
Administration	0	0	0	0	20,000	0	20,000
Inspection	0	0	0	0	0	0	0
Improvements	0	0	0	0	0	0	0
Equipment	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0
Totals	0	0	0	0	220,000	0	220,000
FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Unidentified Funding	0	0	0	0	220,000	0	220,000
Totals	0	0	0	0	220,000	0	220,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Storm Drain Improvement	New Penitencia Pump Station Improvements	1

CONTACT: Steve Erickson [3301]

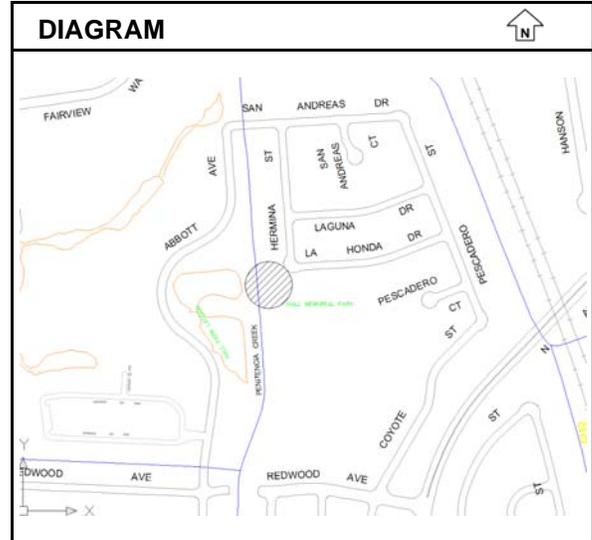
PRIORITY: Major Service Equipment Replacement

DESCRIPTION

This project provides a complete reconstruction of the pump station and wet well, work scope includes: replacement of three diesel engines and pump assemblies, electric jockey pump, station controls and electrical system upgrades. The station is located at Hall Park and provides drainage for approximately 215 acres of residential area (Manor neighborhood.)

COMMENTS:

This is the City's oldest storm pump station built in 1955. The Bay Area Air Quality Management District BAAQMD will no longer permit the diesel engines to be replaced in-kind; they will have to be replaced with electric motors and a backup generator. This pump station is approximately 40 years old and the engines and pumps have not been rebuilt or rehabilitated. The Fiat diesel engines and pumps have exceeded their design life and parts are no longer available to even make repairs.



Uncommitted Balance as of 2/28/2013:

\$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	500,000	0	0	0	500,000
Administration	0	0	100,000	50,000	0	0	150,000
Inspection	0	0	0	100,000	0	0	100,000
Improvements	0	0	0	2,250,000	0	0	2,250,000
Totals	0	0	600,000	2,400,000	0	0	3,000,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Storm Drain Fund	0	0	400,000	0	0	0	400,000
General Government CIP Fund	0	0	200,000	0	0	0	200,000
Unidentified Funding	0	0	0	2,400,000	0	0	2,400,000
Totals	0	0	600,000	2,400,000	0	0	3,000,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Storm Drain Improvement	New Spence Pump Station Improvements	1

CONTACT: Steve Erickson [3301]

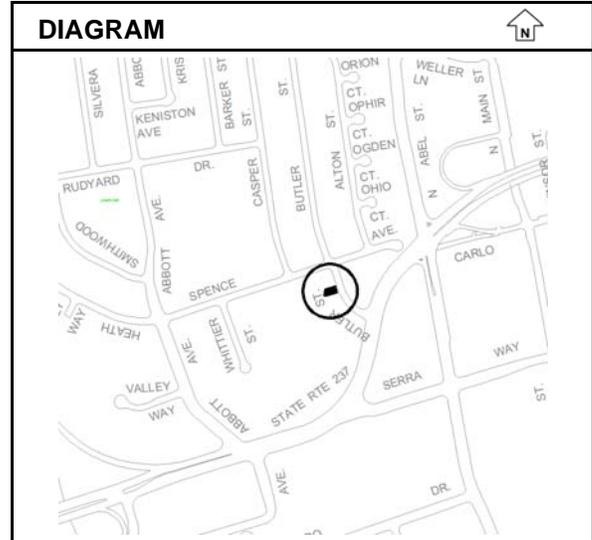
PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project replaces pump controls and water level indicating system at the pump station that have reached the end of their useful life.

COMMENTS:

Additional funding in 2018-19 will be required to complete the project.



Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	60,000	60,000
Administration	0	0	0	0	0	5,000	5,000
Equipment	0	0	0	0	0	80,000	80,000
Totals	0	0	0	0	0	145,000	145,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Unidentified Funding	0	0	0	0	0	145,000	145,000
Totals	0	0	0	0	0	145,000	145,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Storm Drain Improvement	New Storm Drain System Improvements 2018	1

CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project will provide for the procurement of two trailer mounted emergency generators for use at the storm pump stations (with electric capacity of 750kw and 1000kw.)

The work will also include installation of transfer switches at the pump stations to allow switching PG&E power to generator power.

COMMENTS:

Typically, the same storms that drops heavy rainfall into the storm drain system also cause electrical service interruptions. The pump stations are inoperable at a time when they are needed the most. Secondly, a major earthquake during winter storms may also take out PG&E power.

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	25,000	25,000
Administration	0	0	0	0	0	25,000	25,000
Inspection	0	0	0	0	0	10,000	10,000
Improvements	0	0	0	0	0	100,000	100,000
Equipment	0	0	0	0	0	1,000,000	1,000,000
Totals	0	0	0	0	0	1,160,000	1,160,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Unidentified Funding	0	0	0	0	0	1,060,000	1,060,000
Storm Drain Fund	0	0	0	0	0	100,000	100,000
Totals	0	0	0	0	0	1,160,000	1,160,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Storm Drain Improvement	New Trash Removal Devices	1

CONTACT: Steve Erickson [3301]

PRIORITY: Mandatory or Committed Projects

DESCRIPTION

This project evaluates locations for trash removal devices within the City's stormwater collection system. Proposed work includes design and installation of two devices.

COMMENTS:

The State Regional Water Quality Control Board included trash removal requirements from stormwater collection systems in the Municipal Regional Permit (MRP) issued to Bay Area cities, including Milpitas. This is one of the ways that implementation requirements with the MRP can be obtained.

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	100,000	0	100,000
Administration	0	0	0	0	50,000	0	50,000
Surveying	0	0	0	0	20,000	0	20,000
Inspection	0	0	0	0	30,000	0	30,000
Improvements	0	0	0	0	150,000	0	150,000
Totals	0	0	0	0	350,000	0	350,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Unidentified Funding	0	0	0	0	350,000	0	350,000
Totals	0	0	0	0	350,000	0	350,000

FINANCE NOTES

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM
Previously Funded Projects

Page	Proj #	Project Name	As Of 2/28/2013 Uncommitted Balance	Total Cost
143	2001	Light Rail Median Landscaping	4,233,998	6,005,000
144	3400	2009 Finance System Upgrade	12,474	125,000
145	3401	Solid Waste Master Plan	91,843	260,000
146	3405	Climate Action Plan Study	7,470	57,500
147	3407	Midtown Parking Garage	100,150	113,804
148	3701	Storm Drain Master Plan Update	2,881	350,000
149	3704	Fuel Tank Improvements	188,000	188,000
150	3706	Minor Storm Drain Projects 2011-12	129,427	216,729
151	3707	Storm Pump Station Improvements 2012	28,064	28,590
152	3708	Transit Area Storm Drainage Plan	150,000	150,000
153	4039	Tasman / I-880 Interchange	45,393	21,361,100
154	4047	Dixon Landing Road / I-880 Interchange	88,481	12,665,984
155	4170	Hwy 237/I-880 Interchange	109,269	19,688,180
156	4179	Montague Expwy Widening at Great Mall Pkwy	1,797,615	7,347,450
157	4249	Traffic Signal Modifications 2009	78,865	265,000
158	4253	Dixon Landing Road Plan Line	279,605	295,463
159	4255	Street Resurfacing Project 2011	0	2,556,000
160	4256	Abel Street Sidewalk Improvements	507,613	613,836
161	4257	Signal Mitigation @ McCarthy & Irvine Entrance	93,500	93,500
162	4258	Calaveras Blvd Widening Project	173,319	173,969
163	4259	Escuela Parkway Pedestrian & Bicycle Enhancement Project	157,313	710,000
164	4260	Abel Street Transit Connection	199,679	1,297,678
165	4261	Street Resurfacing Project 2012	10,245	2,572,000
166	4262	Traffic Signal Modifications 2012	15,000	190,000
167	4264	S. Abel Street Resurfacing	111,743	111,745
168	4265	BART Extension Coordination & Planning	315,007	755,956
169	4266	Street Light Improvements	357,728	475,000
170	4268	Street Resurfacing Project 2013	371,315	2,000,000
171	4269	Traffic Management Enhancements 2013	60,000	60,000
172	5055	Alviso Adobe Renovation	323,386	5,594,272
173	5080	Penitencia Creek Trail Feasibility Study	39,708	40,000
174	5086	Park Irrigation System Rehabilitation	23,337	400,000
175	5091	Park Renovation Project 2011	158,345	200,000
176	5093	Park Master Plan Improvements - Ph I	200,000	200,000
177	5094	Sports Center DOE Grant Program	20,037	63,786
178	5095	Park Renovation Project 2013	387,245	400,000
179	6079	Main Sewer Pump Station Site Improvements	263,597	2,302,000
180	6106	Sewer Replacement Study	76,281	80,000
181	6109	Sewer Seismic Study	50,742	70,000
182	6110	Sewer System Hydraulic Modeling	185,113	250,000
183	6114	Minor Sewer Projects 2011	35,000	35,000
184	6115	Sewer System Replacement 11-12	1,483,182	1,500,000
185	6116	Sewer System Replacement 12-13	1,499,473	1,500,000

Page	Proj #	Project Name	As Of	
			2/28/2013	
			Uncommitted Balance	Total Cost
186	6117	TASP Sewer Line Replacement	0	5,000,000
187	7070	Pressure Reducing Valve Replacement	281,717	320,000
188	7076	Well Upgrade Project	2,805,793	4,645,000
189	7098	South Milpitas Water Line Replacement	8,707	3,565,000
190	7101	Gibraltar Reservoir & Pump Station	292,913	9,025,000
191	7102	Ayer Reservoir & Pump Station Improvements	372,864	1,050,000
192	7108	Water System Hydraulic Modeling	120,528	200,000
193	7109	Water System Replacement 08-09	583,916	700,000
194	7111	Minor Water Projects 2011	94,279	95,000
195	7112	Reservoir Cleaning	150,000	150,000
196	7113	Turnout Improvements	150,000	150,000
197	7114	Water Meter Replacement	75,000	75,000
198	7116	Minor Water Projects 2013	150,000	150,000
199	9001	City Hall AV Equipment Replacement & Upgrades	166,111	1,500,000
200	9002	Wrigley Ford Dredging	55,261	400,000
201	9003	Police Evidence Room Improvements	122,718	200,000
Totals			19,891,250	120,587,542

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Streets	2001	Light Rail Median Landscaping	1

CONTACT: Julie Waldron [3314]

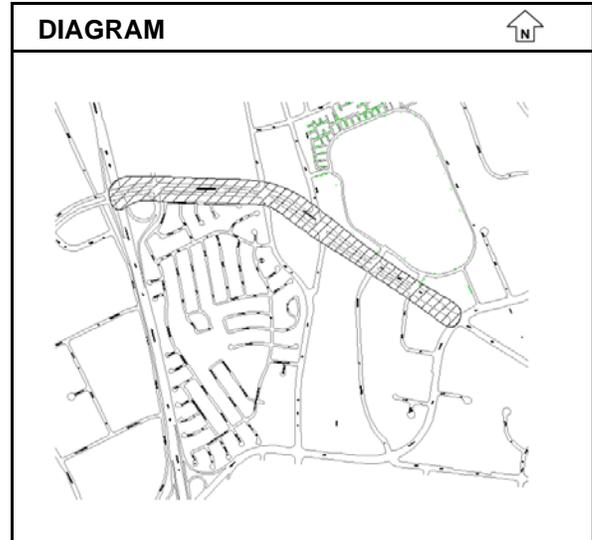
PRIORITY: Mandatory or Committed Projects

DESCRIPTION

This project involves the design and construction of median landscape improvements on Great Mall Parkway from I-880 to the southern City limits at Capitol Expressway. There are eight separate median islands under the LRT viaduct structure which will be landscaped. The scope also includes construction of a recycled water main line for this project and future Transit Area Specific Plan development project.

COMMENTS:

All landscaping will be irrigated with recycled water. This work is included in the cooperative agreement with the Santa Clara Valley Transportation Authority.



Uncommitted Balance as of 2/28/2013: \$4,233,998

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	150,000	0	0	0	0	0	150,000
Administration	100,000	0	0	0	0	0	100,000
Inspection	75,000	0	0	0	0	0	75,000
Improvements	5,680,000	0	0	0	0	0	5,680,000
Totals	6,005,000	0	0	0	0	0	6,005,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Recycled Water Fund	1,300,000	0	0	0	0	0	1,300,000
TASP Impact Fees	2,550,000	0	0	0	0	0	2,550,000
Street Fund	5,000	0	0	0	0	0	5,000
Grants/Reimbursement/Develop	1,809,000	0	0	0	0	0	1,809,000
RDA Fund	341,000	0	0	0	0	0	341,000
Totals	6,005,000	0	0	0	0	0	6,005,000

FINANCE NOTES

Grant is from VTA (\$1,809,000) local funding. Previously this was STIP grant funding earmarked for 237/I-880 interchange landscaping. City Council 11/15/11 - Budget appropriation of \$5000 from Street Fund

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

Category	Project	Estimate Level
Community Improvement	3400 2009 Finance System Upgrade	1

CONTACT: Jane Corpus [3125]

PRIORITY: Improve the Quality of Life

DESCRIPTION

This upgrade will keep our Financial system up to date. The current release, Version 7.4, will no longer have support after May 2008. It is essential that the system be current in order to utilize technology efficiently and effectively. This major system includes General Ledger, Accounts Payable, Cash Collection, Payroll/Human Resources, Job Costing and Purchase Order. In addition, the Finance system also manages Budget Preparation, Business License, Investment Software and Fixed Asset systems.

COMMENTS:

The proposed funding is for the system required upgrades, equipment and staff training.

Uncommitted Balance as of 2/28/2013: \$12,474

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	0	0
Administration	0	0	0	0	0	0	0
Inspection	0	0	0	0	0	0	0
Improvements	0	0	0	0	0	0	0
Equipment	0	0	0	0	0	0	0
Other	125,000	0	0	0	0	0	125,000
Totals	125,000	0	0	0	0	0	125,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Equipment Replacement Fund	125,000	0	0	0	0	0	125,000
Totals	125,000	0	0	0	0	0	125,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Community Improvement	3401 Solid Waste Master Plan	1

CONTACT: Kathleen Phalen [3345]

PRIORITY: Studies and Analyses

DESCRIPTION

This Master Plan will review the impacts of the City's short and long term planned growth and associated solid waste disposal needs. Since the current solid waste contracts expire in 2017, the plan will also review and develop strategies for economical solid waste disposal beyond 2017. Particularly, since Newby Island Landfill off Dixon Landing Road, is scheduled for closure by 2023.

COMMENTS:

The City has two existing contracts regarding solid waste disposal. One is for collection and hauling to the Newby Island Landfill and Recyclery for disposal. The second is to reserve capacity at the Newby Island Landfill and Recyclery for Milpitas-generated waste.

Uncommitted Balance as of 2/28/2013: \$91,843

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	0	0
Administration	260,000	0	0	0	0	0	260,000
Inspection	0	0	0	0	0	0	0
Improvements	0	0	0	0	0	0	0
Equipment	0	0	0	0	0	0	0
Totals	260,000	0	0	0	0	0	260,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Solid Waste Services Fund	260,000	0	0	0	0	0	260,000
Totals	260,000	0	0	0	0	0	260,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Community Improvement	3405 Climate Action Plan Study	1

CONTACT: Sheldon Ah Sing (3278)

PRIORITY: Studies and Analyses

DESCRIPTION

This project provides for preparation of a Milpitas Climate Action Plan (CAP). This plan will include several elements including: an inventory for the general community and City owned facilities, greenhouse emission analysis, land use recommendations in order to comply with new CEQA criteria (created under SB 375 & AB 32), and criteria to evaluate new development against CEQA thresholds of carbon footprint.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$7,470

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Administration	5,000	0	0	0	0	0	5,000
Other	52,500	0	0	0	0	0	52,500
Totals	57,500	0	0	0	0	0	57,500

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Grants/Reimbursement/Develop	57,500	0	0	0	0	0	57,500
Totals	57,500	0	0	0	0	0	57,500

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Community Improvement	3407 Midtown Parking Garage	1

CONTACT: Steve Erickson [3301]

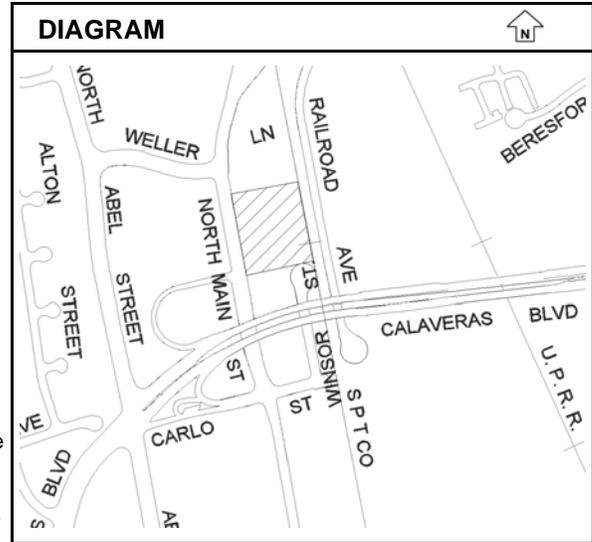
PRIORITY: Mandatory or Committed Projects

DESCRIPTION

The new Midtown East Parking Garage will consist of a four story structure that will serve the new Library and other Midtown uses. It will be located on Main Street, South and East of the new library. The East Parking Garage will have sufficient space for approximately 280 parking spaces. Special features of the parking garage include: a public display area for the City's restored antique fire truck; attractive vehicle entries/exits; pedestrian entries, including direct entry into the new library; elevators and stairs. The library garage grand opening was successfully held on January 10, 2009.

COMMENTS:

Work remaining is the conversion of the existing manual hand crank roll-up doors within the new library and parking garage to a motorized unit, and for the relocation of the fusible link to a location near the new motorized controls for easier access and safer operation, when being reset. Currently, if the fire alarms are actuated during annual testing or other reasons the fire doors close creating a "firewall". The manual hand cranks are located above the ceiling at two locations requiring ladder access.



Uncommitted Balance as of 2/28/2013: \$100,150

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	20,000	0	0	0	0	0	20,000
Administration	20,000	0	0	0	0	0	20,000
Inspection	10,000	0	0	0	0	0	10,000
Improvements	63,804	0	0	0	0	0	63,804
Totals	113,804	0	0	0	0	0	113,804

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Library Fund	113,804	0	0	0	0	0	113,804
Totals	113,804	0	0	0	0	0	113,804

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Storm Drain Improvement	3701 Storm Drain Master Plan Update	

CONTACT: Jeffery Leung [3326]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides an update to the City Storm Drain Master Plan. This update is needed due to land use modifications proposed by Midtown Specific Plan and proposed Transit Area Specific Plan. It is also important to revise and update the Master Plan in order to account for land use changes and capital projects that have taken place in the City since the original Master Plan was published in 2001, and to provide proper environmental documentation. In addition, FEMA is requiring creek levee recertification as a result of the New Orleans levee failures. SCVWD and the City are working to complete these studies by August 2009. The Storm Master Plan will model and analyze citywide existing and proposed storm drain infrastructure, identify system deficiencies and recommend improvements.

COMMENTS:

A Master Grading and Storm Drainage Plan is required by the Transit Area EIR

Uncommitted Balance as of 2/28/2013: \$2,881

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	150,000	0	0	0	0	0	150,000
Administration	20,000	0	0	0	0	0	20,000
Surveying	30,000	0	0	0	0	0	30,000
Inspection	0	0	0	0	0	0	0
Land	0	0	0	0	0	0	0
Improvements	0	0	0	0	0	0	0
Other	150,000	0	0	0	0	0	150,000
Totals	350,000	0	0	0	0	0	350,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Storm Drain Fund	350,000	0	0	0	0	0	350,000
Totals	350,000	0	0	0	0	0	350,000

FINANCE NOTES

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

Category	Project	Estimate Level
Storm Drain Improvement	3704 Fuel Tank Improvements	1

CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project involves the removal of underground fuel tanks and installation of above ground double walled tanks at Wrigley Ford, Bellew, Penitencia, Berryessa, and Jungens Storm Pump Stations. These are State mandated improvements intended to protect ground water from potential contamination.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$188,000

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	50,000	0	0	0	0	0	50,000
Administration	25,000	0	0	0	0	0	25,000
Surveying	0	0	0	0	0	0	0
Inspection	25,000	0	0	0	0	0	25,000
Land	0	0	0	0	0	0	0
Improvements	88,000	0	0	0	0	0	88,000
Equipment	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0
Totals	188,000	0	0	0	0	0	188,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
RDA Fund	35,000	0	0	0	0	0	35,000
Storm Drain Fund	153,000	0	0	0	0	0	153,000
Totals	188,000	0	0	0	0	0	188,000

FINANCE NOTES

2011-12 RDA monies not received due to the dissolution of the RDA.

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Storm Drain Improvement	3706 Minor Storm Drain Projects 2011-12	1

CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project involves the ongoing analysis and implementation of various minor modifications and improvements to the existing storm drain system. The scope also includes storm drain studies, minor related improvements and regional storm drain fees.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$129,427

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	35,000	0	0	0	0	0	35,000
Administration	5,000	0	0	0	0	0	5,000
Surveying	30,000	0	0	0	0	0	30,000
Inspection	5,000	0	0	0	0	0	5,000
Improvements	116,729	0	0	0	0	0	116,729
Equipment	25,000	0	0	0	0	0	25,000
Totals	216,729	0	0	0	0	0	216,729

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Storm Drain Fund	216,729	0	0	0	0	0	216,729
Totals	216,729	0	0	0	0	0	216,729

FINANCE NOTES

City Council 5/1/12- Budget appropriation of \$41,729 from the Storm Drain Fund.

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Storm Drain Improvement	3707 Storm Pump Station Improvements 2012	1

CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project involves the design and construction of major renovations of Wrigley-Ford, McCarthy, Oak Creek, Murphy Ranch, Jurgens, and Abbott Storm Pump Stations. The work scope includes upgrades to the electrical and mechanical systems, also includes miscellaneous work such as, exterior painting and concrete floor coating, etc.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$28,064

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	10,000	0	0	0	0	0	10,000
Administration	10,000	0	0	0	0	0	10,000
Improvements	8,590	0	0	0	0	0	8,590
Totals	28,590	0	0	0	0	0	28,590

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Storm Drain Fund	28,590	0	0	0	0	0	28,590
Totals	28,590	0	0	0	0	0	28,590

FINANCE NOTES

Project created January 31, 2012 due to the dissolution of the RDA.

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Storm Drain Improvement	3708 Transit Area Storm Drainage Plan	1

CONTACT: Steve Erickson [3301]

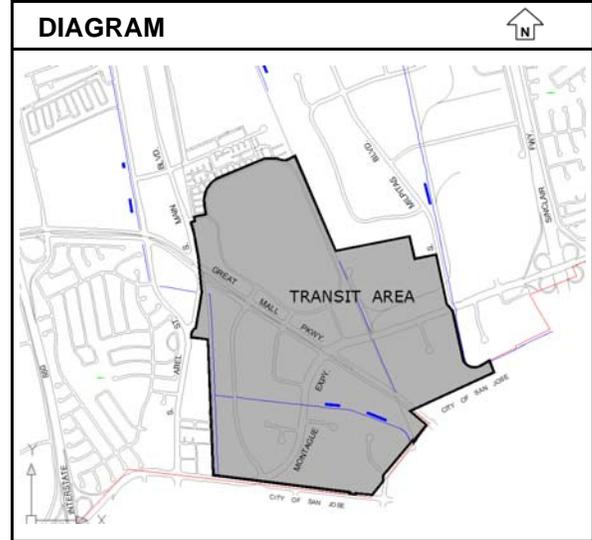
PRIORITY: Studies and Analyses

DESCRIPTION

This project includes preparation of a Master Grading and Storm Drainage Plan for the Transit Area.

COMMENTS:

A Master Grading and Storm Drainage Plan is required by the Transit Area EIR prior to the development in this drainage basin.



Uncommitted Balance as of 2/28/2013: \$150,000

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	40,000	0	0	0	0	0	40,000
Administration	10,000	0	0	0	0	0	10,000
Other	100,000	0	0	0	0	0	100,000
Totals	150,000	0	0	0	0	0	150,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Developer Contributions	150,000	0	0	0	0	0	150,000
Totals	150,000	0	0	0	0	0	150,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Streets	4039 Tasman / I-880 Interchange	1

CONTACT: Steve Chan [3324]

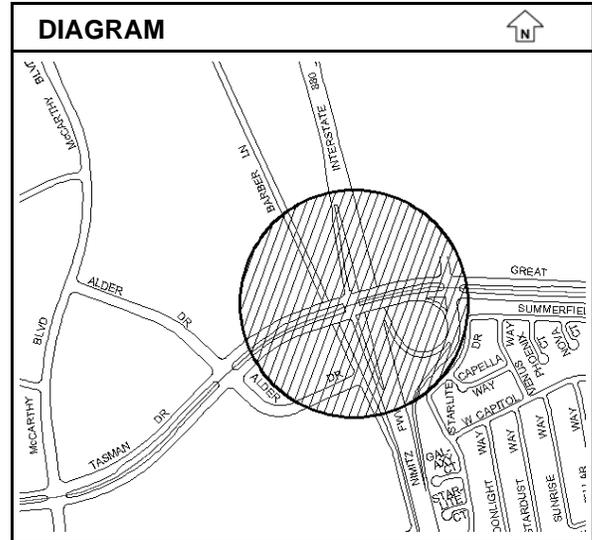
PRIORITY: Mandatory or Committed Projects

DESCRIPTION

This project involved the design and construction of an interchange at Tasman Drive-Great Mall Parkway and Interstate 880. Construction has been completed and Right-of Way transfer is currently in progress with Caltrans.

COMMENTS:

Caltrans and the City agreed to leave an abandoned Shell oil pipeline (now owned by Air Products) in the widened Caltrans right-of-way. If I-880 is widened to an 8 lane freeway in the future, there may be a need to relocate in outside of the Caltrans right-of-way, at an estimated cost of \$40,000 to \$500,000.



Uncommitted Balance as of 2/28/2013: \$45,393

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	2,925,748	0	0	0	0	0	2,925,748
Administration	132,300	0	0	0	0	0	132,300
Surveying	337,000	0	0	0	0	0	337,000
Inspection	1,590,000	0	0	0	0	0	1,590,000
Land	0	0	0	0	0	0	0
Improvements	13,014,448	0	0	0	0	0	13,014,448
Equipment	0	0	0	0	0	0	0
Other	3,361,604	0	0	0	0	0	3,361,604
Totals	21,361,100	0	0	0	0	0	21,361,100

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Street Fund	85,000	0	0	0	0	0	85,000
RDA Fund	18,344,166	0	0	0	0	0	18,344,166
Grants/Reimbursement/Develop	2,931,934	0	0	0	0	0	2,931,934
Totals	21,361,100	0	0	0	0	0	21,361,100

FINANCE NOTES

Grants: SB 300: \$405,902 + Santa Clara County Transit Agency (SCCTA): \$2,526,032 = \$2,931,934

Should a future project require the nitrogen line to be relocated, Caltrans and Milpitas will enter into a 50/50 cost share. An agreement is currently being prepared. The 2004 estimated cost is \$500,000, with Milpitas share of \$250,000. Costs will be adjusted for inflation rise. \$50,000 under ROW Administration is for the additional staff time that will be needed to complete the ROW transfer to Caltrans.

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Streets	4047	Dixon Landing Road / I-880 Interchange	1

CONTACT: Steve Chan [3324]

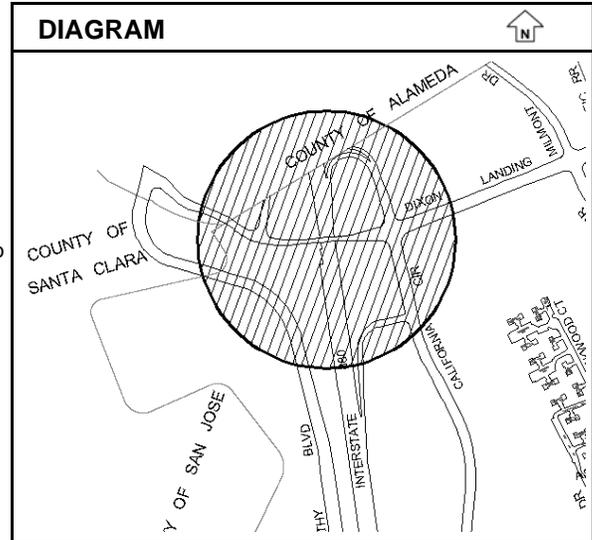
PRIORITY: Enhance Economic Development

DESCRIPTION

This project involved the construction of a full interchange at Dixon Landing Rd. and I-880. It provided access to the industrial parks to the west of I-880 and improved the access from the east. Design is based upon 6 lanes for Dixon and 8 lanes for I-880 including commuter lanes. All the construction work has been completed. The remaining work includes right of way transfer to Caltrans.

COMMENTS:

The interchange was completed and opened for traffic in March 2004. PG&E contract resolution and Right of Way transfer to Caltrans is currently in progress.



Uncommitted Balance as of 2/28/2013: \$88,481

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	0	0
Administration	475,000	0	0	0	0	0	475,000
Surveying	50,000	0	0	0	0	0	50,000
Inspection	0	0	0	0	0	0	0
Land	3,012,000	0	0	0	0	0	3,012,000
Improvements	9,111,822	0	0	0	0	0	9,111,822
Equipment	0	0	0	0	0	0	0
Other	17,162	0	0	0	0	0	17,162
Totals	12,665,984	0	0	0	0	0	12,665,984

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
1997 RDA Tax Allocation Bonds	1,100,000	0	0	0	0	0	1,100,000
RDA Fund	1,586,200	0	0	0	0	0	1,586,200
Other	800,899	0	0	0	0	0	800,899
Grants/Reimbursement/Develop	9,178,885	0	0	0	0	0	9,178,885
Totals	12,665,984	0	0	0	0	0	12,665,984

FINANCE NOTES

Other Sources Detail: \$536,494 (\$160,852 from Alameda County Water District, \$375,642 from LGD No. 20 from McCarthy Ranch developer fees), \$73,955 (\$25,000 from CIP 8093 - \$8,055 from Alameda County Water District for design, \$9,900 from State of California for City of Fremont, and \$13,467 from Alameda County Water District for construction contingencies), \$172,001 from Fremont - PG&E Tariff. PG&E \$35,982. Grants: \$2,601,358 - City of Fremont, Developers: Kaufman & Broad \$1,267,026; McCarthy \$2,167,176; Irvine Co. \$1,147,773; Milpitas Garden Hotel \$52,931; In & Out Burger \$11,950; Milpitas Studio Hotel \$37,062; LID 19 \$967,976; LID 20 \$879,906 = \$6,531,800, \$45,727 from PG&E.

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Streets	4170 Hwy 237/I-880 Interchange	1

CONTACT: Julie Waldron [3314]

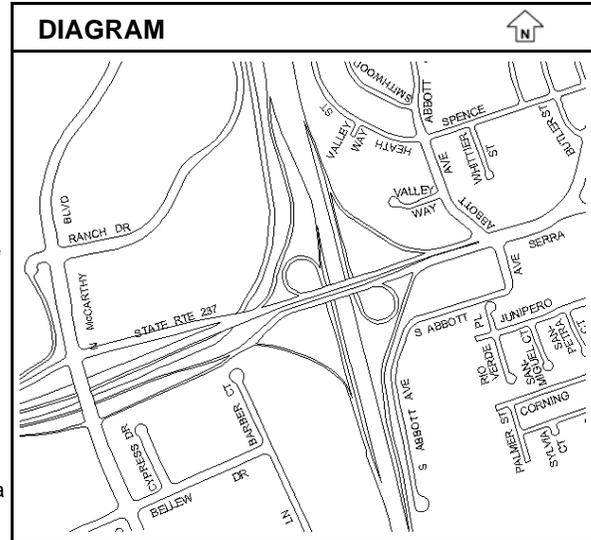
PRIORITY: Mandatory or Committed Projects

DESCRIPTION

This project designed and constructed the 237/880 Interchange through a cooperative agreement between Milpitas and Santa Clara Valley Traffic Authority (VTA). When the VTA ceased to exist in March 31, 1997, the City assumed the administration of the VTA's remaining consultant design work. VTA transferred \$1.6 million to the City for this effort. Construction began late 1997 and was completed in 2004. The remaining work includes transfer of Right of Way to Caltrans, landscaping and recycled water irrigation improvements.

COMMENTS:

Two separate cost-sharing agreements between the City/Caltrans and City/VTA (\$2 million and \$1.5 million respectively) were to provide the funding for the landscape improvements and maintenance. However, also underway is the I-880 Commuter Lane Project. It will include a significant portion of the landscape work.



Uncommitted Balance as of 2/28/2013: \$109,269

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	2,243,394	0	0	0	0	0	2,243,394
Administration	711,000	0	0	0	0	0	711,000
Surveying	0	0	0	0	0	0	0
Inspection	850,000	0	0	0	0	0	850,000
Land	6,670,000	0	0	0	0	0	6,670,000
Improvements	9,213,786	0	0	0	0	0	9,213,786
Equipment	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0
Totals	19,688,180	0	0	0	0	0	19,688,180

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Street Fund	1,484,000	0	0	0	0	0	1,484,000
1997 RDA Tax Allocation Bonds	14,926,000	0	0	0	0	0	14,926,000
Grants/Reimbursement/Develop	3,278,180	0	0	0	0	0	3,278,180
Totals	19,688,180	0	0	0	0	0	19,688,180

FINANCE NOTES

Grants: SCVWD \$929,256 + SCC Traffic Authority: \$2,286,424 = \$3,215,680.
 FY04-05: Mid-year appropriation of \$62,500 from VTA was made for repairs at Hwy 237 and Abbott.
 FY 2008-09: Defunded \$174,000 from the RDA Bond Tax Allocation Bonds.
 FY 2009-10 - Grants of \$2 million from CALTRANS (Maintenance Fund) .
 FY 2009-10 - Street Fund: \$1,284,000 currently placed in the Street Fund (VTA cost share for the median landscape project). \$300,000 of the \$1,584,000 was used to fund the street trees and mulch project.
 FY 2010-11- Deprogramming in FY 2010-11, of 390,000 from State grant, due to State budget crisis, funds are not available.
 FY 2011-12- Deprogramming in FY 2010-11, of 2,000,000 from State grant.

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Streets	4179	Montague Expwy Widening at Great Mall Pkwy	1

CONTACT: Steve Chan [3324] / Julie Waldron [3314]

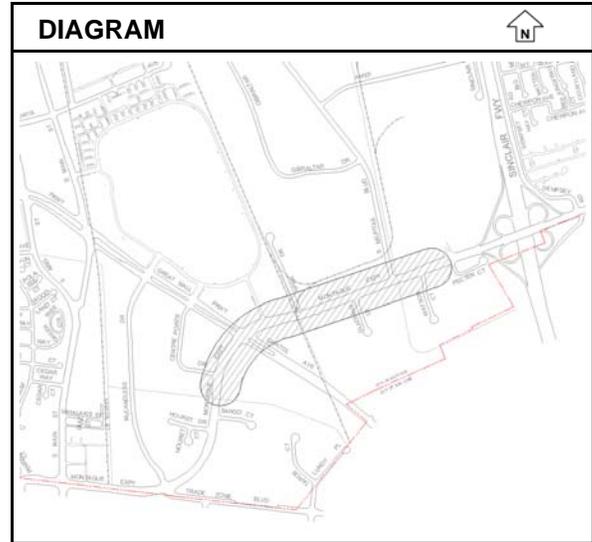
PRIORITY: Mandatory or Committed Projects

DESCRIPTION

This project provides a fourth through lane in each direction on Montague Expressway at Great Mall Parkway. It also includes adding one westbound lane on Montague Expressway from Hwy 680 to UPRR rails, however, these limits may be revised due to right of way availability.

COMMENTS:

A portion of this project, Phase I, is required as a result of the Cisco Systems development. Phase I is the improvement of the Great Mall Parkway/Capitol intersection from Center Point Drive to the UPRR rails, and is funded 50% by Cisco Systems. Phase I was constructed by VTA in conjunction with their LRT project. The remaining portion of the project, phase II, will "close the gaps" that exist between Phase I and Project 4180 which widened the south side of the expressway from west of Gladding CT. to I-680.



Uncommitted Balance as of 2/28/2013: \$1,797,615

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	560,500	0	0	0	0	0	560,500
Administration	145,000	0	0	0	0	0	145,000
Surveying	30,000	0	0	0	0	0	30,000
Inspection	270,000	0	0	0	0	0	270,000
Land	1,020,000	0	0	0	0	0	1,020,000
Improvements	5,321,950	0	0	0	0	0	5,321,950
Equipment	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0
Totals	7,347,450	0	0	0	0	0	7,347,450

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Street Fund	30,500	0	0	0	0	0	30,500
Grants/Reimbursement/Develop	2,755,111	0	0	0	0	0	2,755,111
RDA Fund	3,300,000	0	0	0	0	0	3,300,000
Other	973,309	0	0	0	0	0	973,309
Traffic Impact Fees	288,530	0	0	0	0	0	288,530
Totals	7,347,450	0	0	0	0	0	7,347,450

FINANCE NOTES

Developer Contributions: Cisco - \$1,125,000+\$62,111 (FY05 Year End Adjustment) + City of San Jose (3Com): \$1,568,000 = \$2,755,111
 Prior Year Other Sources (Traffic Impact Fees): \$585,000+\$58,596+\$329,713 = \$973,309.
 City Council - Midyear appropriation \$288,530 from Traffic Impact Fee Prior Year

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Streets	4249 Traffic Signal Modifications 2009	1

CONTACT: Steve Chan [3324]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for minor traffic signal improvement projects resulting from the need for operations improvements or emergency repairs and safety enhancements such as pedestrian countdown signals and battery back-up systems. The scope includes replacing of street light poles and traffic signal poles and related work. This project also provides for studies to determine larger capital improvement projects.

COMMENTS:

Recent improvements include deployment of Pedestrian Countdown Signals and flashing beacon systems for enhanced pedestrian crossings.

Uncommitted Balance as of 2/28/2013: \$78,865

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	15,000	0	0	0	0	0	15,000
Administration	20,000	0	0	0	0	0	20,000
Inspection	0	0	0	0	0	0	0
Land	0	0	0	0	0	0	0
Improvements	230,000	0	0	0	0	0	230,000
Other	0	0	0	0	0	0	0
Totals	265,000	0	0	0	0	0	265,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Street Fund	190,000	0	0	0	0	0	190,000
Traffic Congestion Relief Fund	75,000	0	0	0	0	0	75,000
Totals	265,000	0	0	0	0	0	265,000

FINANCE NOTES

City Council 4/5/11- Budget appropriation of \$75,000 from Traffic Congestion Relief Fund to Reimburse Street Fund.

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Streets	4253 Dixon Landing Road Plan Line	1

CONTACT: Steve Chan [3324]

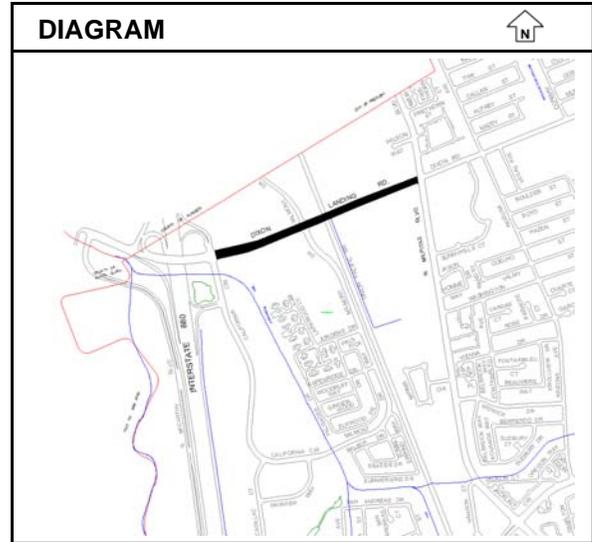
PRIORITY: Studies and Analyses

DESCRIPTION

This project provides for the preparation of a Plan Line Study to evaluate the widening of Dixon Landing Road from N. Milpitas Boulevard to I-880 from 2 lanes to 3 lanes in each direction. The study will evaluate the right of way and feasibility of relocating sidewalks, street lighting, adding bicycle lanes and streetscape in medians and planter strips. This project will also include 35% level design in order to develop an Engineer's Estimate for design and construction of improvements.

COMMENTS:

The Plan Line Study will also be coordinated with the BART roadway/bridge improvements, where BART crosses Dixon Landing Road.



Uncommitted Balance as of 2/28/2013: \$279,605

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	120,192	0	0	0	0	0	120,192
Administration	30,000	0	0	0	0	0	30,000
Surveying	40,000	0	0	0	0	0	40,000
Land	0	0	0	0	0	0	0
Improvements	105,271	0	0	0	0	0	105,271
Totals	295,463	0	0	0	0	0	295,463

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Traffic Impact Fees	270,463	0	0	0	0	0	270,463
Street Fund	25,000	0	0	0	0	0	25,000
Totals	295,463	0	0	0	0	0	295,463

FINANCE NOTES

Council 3/16/10: Approval to apply for Grant: \$150,000, Caltrans Community Base Transportation Planning (CBTP)
 Traffic Impact Fees: \$50,000 - WalMart and Joe McCarthy Development
 City Council - Midyear appropriation \$105,271 from Traffic Impact Fees
 3/11: Defund \$150,000 since Caltrans Community Base Transportation Planning (CBTP) was not received
 City did not receive \$150K grant in 2010-11.
 City Council 2/7/12 - Midyear Budget Appropriation of \$115,192 from Traffic Impact Fee interest.

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

Category	Project	Estimate Level
Streets	4255 Street Resurfacing Project 2011	1

CONTACT: Jimmy Nguyen [3318]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for the street resurfacing in 2011. The program includes a variety of pavement treatments from slurry seal to major rehabilitation and reconstruction. Streets are selected for improvements based on the City's Pavement Management System. This project also includes \$200,000 to Public Works maintenance for pothole repairs.

COMMENTS:

There are over 122 miles of streets that are owned and maintained by the City of Milpitas. For major roadways these improvements include an increase of the pavement structural section, in order to strengthen the pavement sections due to increases in current and projected traffic.

Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	60,000	0	0	0	0	0	60,000
Administration	10,000	0	0	0	0	0	10,000
Inspection	30,000	0	0	0	0	0	30,000
Improvements	2,456,000	0	0	0	0	0	2,456,000
Totals	2,556,000	0	0	0	0	0	2,556,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Street Fund	1,897,000	0	0	0	0	0	1,897,000
Transient Occupancy Tax (TOT)	500,000	0	0	0	0	0	500,000
Traffic Congestion Relief Fund	159,000	0	0	0	0	0	159,000
Totals	2,556,000	0	0	0	0	0	2,556,000

FINANCE NOTES

City Council 4/5/2011- Budget appropriation of \$103,000 from Traffic Congestion Relief Fund to Reimburse Street Fund.
 Council 6/7/2011 - Budget appropriation of \$500,000 (TOT) from defunding CP 4261 (TOT).
 Council 6/21/2011 - Transferred \$56,000 from the Traffic Congestion Relief Fund - CP 4251 Abbott Avenue Street Resurfacing.
 Close project at the end of the fiscal year, June 30, 2013.

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Streets	4256 Abel Street Sidewalk Improvements	1

CONTACT: Steve Erickson [3301] / Michael Boitnott [3315]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project rehabilitates the Abel Street sidewalk along the top bank of Penitencia Creek. Work includes erosion control improvements to stabilize the creek bank and sidewalk replacement.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$507,613

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	0	0
Administration	0	0	0	0	0	0	0
Inspection	0	0	0	0	0	0	0
Improvements	613,836	0	0	0	0	0	613,836
Equipment	0	0	0	0	0	0	0
Totals	613,836	0	0	0	0	0	613,836

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Traffic Impact Fees	613,836	0	0	0	0	0	613,836
Totals	613,836	0	0	0	0	0	613,836

FINANCE NOTES

Council 2/12/11 - Midyear Budget Appropriation \$613,836 from TIF

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Streets	4257	Signal Mitigation @ McCarthy & Irvine Entrance	1

CONTACT: Steve Chan [3324]

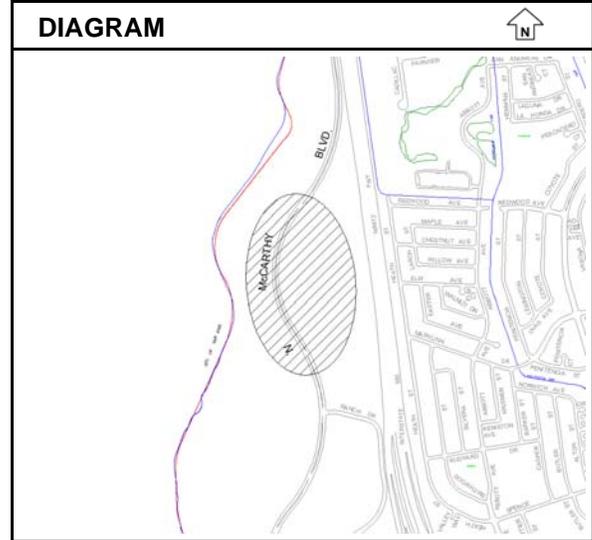
PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for the design and construction of a new traffic signal on McCarthy Blvd. at the Irvine Driveway.

COMMENTS:

The States traffic signal warrant criteria is used to determine the warrants for signalization of this intersection.



Uncommitted Balance as of 2/28/2013: \$93,500

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Administration	0	0	0	0	0	0	0
Inspection	0	0	0	0	0	0	0
Improvements	93,500	0	0	0	0	0	93,500
Building	0	0	0	0	0	0	0
Totals	93,500	0	0	0	0	0	93,500

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Traffic Impact Fees	93,500	0	0	0	0	0	93,500
Totals	93,500	0	0	0	0	0	93,500

FINANCE NOTES

City Council 2/1/11 - Midyear Budget Appropriation \$93,500 from TIF

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Streets	4258 Calaveras Blvd Widening Project	1

CONTACT: Steve Erickson [3301]

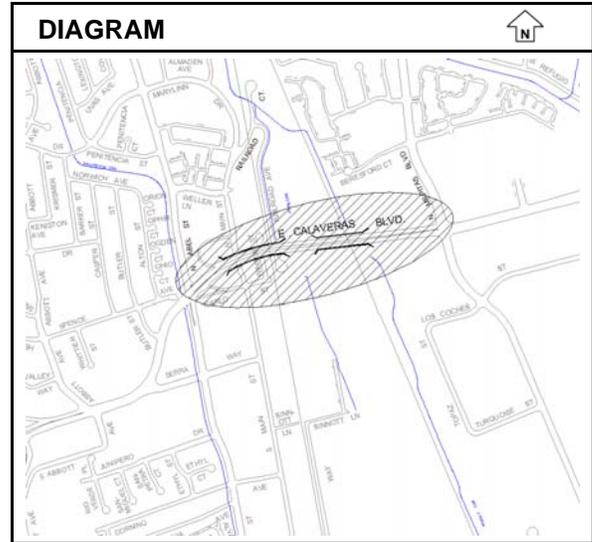
PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project will replace the existing roadway bridges between Milpitas Boulevard and Abel Street. These bridge structures were constructed over 40 years ago are reaching their design life. In addition these structures do not have adequate bicycle and pedestrian facilities. The replacement bridge structures will be wider to include 3-lanes, 10 foot sidewalks and 6 foot bike lanes in each direction.

COMMENTS:

Calaveras Boulevard is a State Route and the City would be the local sponsor of this project. The City would provide a local funding match generated through Traffic Impact Fees. The total cost estimate is \$75 Million.



Uncommitted Balance as of 2/28/2013: \$173,319

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	0	0
Administration	0	0	0	0	0	0	0
Improvements	173,969	0	0	0	0	0	173,969
Building	0	0	0	0	0	0	0
Totals	173,969	0	0	0	0	0	173,969

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Grants/Reimbursement/Develop	877	0	0	0	0	0	877
Traffic Impact Fees	173,092	0	0	0	0	0	173,092
Totals	173,969	0	0	0	0	0	173,969

FINANCE NOTES

City Council 2/1/11 - Midyear Budget Appropriation \$173,092 from TIF.
 City Council 2/7/12 - Midyear Budget Appropriation of \$877 from Developer Contribution "D.R. Horton"

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Streets	4259 Escuela Parkway Pedestrian & Bicycle Enhancement Project	1

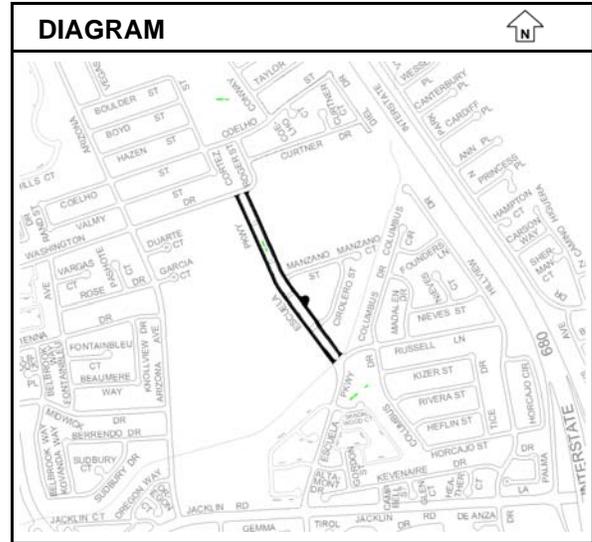
CONTACT: Steve Chan [3324] / Julie Waldron [3314]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project is located on Escuela Parkway between Washington Drive and Russell Lane. Improvements include widening the existing eastside 4' sidewalk to 10' sidewalk, install eastside tree wells and irrigation, and install a bus pullout on westside of parkway in front of Milpitas High School.

COMMENTS:



Uncommitted Balance as of 2/28/2013: \$157,313

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	60,000	0	0	0	0	0	60,000
Administration	25,000	0	0	0	0	0	25,000
Inspection	50,000	0	0	0	0	0	50,000
Improvements	575,000	0	0	0	0	0	575,000
Totals	710,000	0	0	0	0	0	710,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Grants/Reimbursement/Develop	501,000	0	0	0	0	0	501,000
Street Fund	209,000	0	0	0	0	0	209,000
Totals	710,000	0	0	0	0	0	710,000

FINANCE NOTES

The Transportation Enhancement Grant (Federal) will be providing \$501,000 in grant funding. The TEG program requires a 11.5% City match for grant funding (Design Contract \$60,000 & Improvements \$501,000), the City required match is \$65,000. City administration and inspection costs are not grant applicable.
Close project at the end of the fiscal year, June 30, 2013.

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

Category	Project	Estimate Level
Streets	4260 Abel Street Transit Connection	1

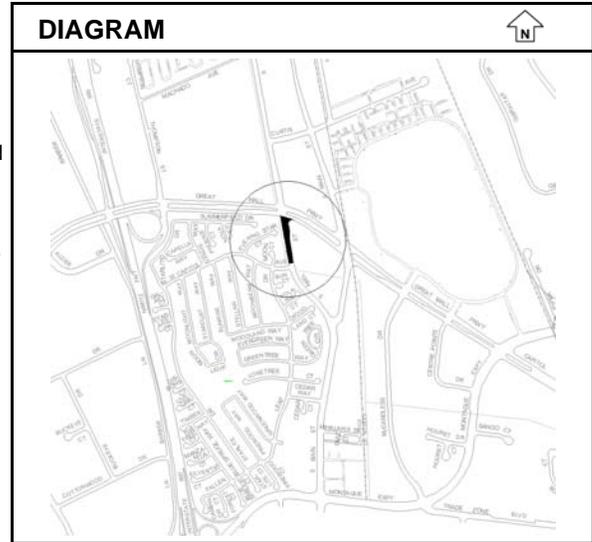
CONTACT: Steve Erickson [3301] / Julie Waldron [3314]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for the installation of streetscape improvements identified in the South Main Street Plan Line Study. The improvements are along Abel Street between Great Mall Parkway and Capitol Avenue. Improvements include a new landscape median island with street lighting, new sidewalk with landscaping along the eastside, and decorative street lighting along both sides of Abel Street.

COMMENTS:



Uncommitted Balance as of 2/28/2013: \$199,679

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	200,000	0	0	0	0	0	200,000
Administration	78,000	0	0	0	0	0	78,000
Inspection	60,000	0	0	0	0	0	60,000
Improvements	959,678	0	0	0	0	0	959,678
Totals	1,297,678	0	0	0	0	0	1,297,678

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Street Fund	283,800	0	0	0	0	0	283,800
Grants/Reimbursement/Develop	930,200	0	0	0	0	0	930,200
Water Fund	18,500	0	0	0	0	0	18,500
2003 RDA Tax Allocation Bonds	65,178	0	0	0	0	0	65,178
Totals	1,297,678	0	0	0	0	0	1,297,678

FINANCE NOTES

The VTA will be providing \$788,000 in grant funding from the Community Design for Transportation (CDT) program. The CDT program requires a minimum 20% City match for grant funding of \$205,800 from the Street Fund, City administration and inspection costs are not grant applicable, and are additional City costs above the 20% match. Developer fees: Lyons Milpitas - \$142,200.

Council 4/5/11- budget appropriation of \$200,000 from the 2003 Tax Allocation Bond Fund.

City Council - 2/7/12 Midyear Budget Appropriation \$78,000 from Street Fund to replace RDA Fund.

City Council - 6/19/12 Midyear Budget Appropriation \$18,500 from Water Fund.

Close project at the end of the fiscal year, June 30, 2013.

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

Category	Project	Estimate Level
Streets	4261 Street Resurfacing Project 2012	1

CONTACT: Jimmy Nguyen [3318]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for a variety of pavement resurfacing treatments, from slurry seal to major rehabilitation and reconstruction. Streets are selected for improvements based on the City's Pavement Management System.

COMMENTS:

There are over 123 centerline miles of streets that are owned and maintained by the City of Milpitas. An annual funding of \$4.5 million is required to maintain the city wide pavement condition index.

Uncommitted Balance as of 2/28/2013: \$10,245

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	100,000	0	0	0	0	0	100,000
Administration	25,000	0	0	0	0	0	25,000
Inspection	75,000	0	0	0	0	0	75,000
Improvements	2,372,000	0	0	0	0	0	2,372,000
Totals	2,572,000	0	0	0	0	0	2,572,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Grants/Reimbursement/Develop	42,000	0	0	0	0	0	42,000
Gas Tax Fund	1,500,000	0	0	0	0	0	1,500,000
Public Art Fund	1,000,000	0	0	0	0	0	1,000,000
Transient Occupancy Tax (TOT)	30,000	0	0	0	0	0	30,000
Totals	2,572,000	0	0	0	0	0	2,572,000

FINANCE NOTES

Street Fund funding source is the Gas Tax Fund

Originally this project was to be funded with \$500,000 of Transient Occupancy Tax (TOT); on 6/7/2011 the TOT was appropriated to CP 4255.

\$1mil Public Art Fund received from 8204 RDA Area Pavement Reconstruction project due to the dissolution of the RDA.

City Council 9/20/11 - Budget appropriation of \$30,000 from Transient Occupancy Tax (TOT)

City Council 2/7/12 - Midyear Budget Appropriation of \$7,000 from Developer Contribution "Wal-Mart".

City Council 2/7/12 - Midyear Budget Appropriation of \$35,000 from fees collected "VTA".

Close project at the end of the fiscal year, June 30, 2013.

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Streets	4262 Traffic Signal Modifications 2012	1

CONTACT: Steve Chan [3324]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for minor traffic signal improvement projects resulting from the need for operations improvements or emergency repairs and safety enhancements such as pedestrian countdown signals and battery back-up systems. The scope includes repainting of street light poles and traffic signal poles and related work. This project also provides for studies to determine larger capital improvement projects.

COMMENTS:

Recent improvements include deployment of Pedestrian Countdown Signals and flashing beacon systems for enhanced pedestrian crossings.

Uncommitted Balance as of 2/28/2013: \$15,000

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	15,000	0	0	0	0	0	15,000
Administration	10,000	0	0	0	0	0	10,000
Inspection	0	0	0	0	0	0	0
Land	0	0	0	0	0	0	0
Improvements	165,000	0	0	0	0	0	165,000
Other	0	0	0	0	0	0	0
Totals	190,000	0	0	0	0	0	190,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Street Fund	190,000	0	0	0	0	0	190,000
Totals	190,000	0	0	0	0	0	190,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Streets	4264 S. Abel Street Resurfacing	1

CONTACT: Steve Erickson [3301] / Jimmy Nguyen [3318]

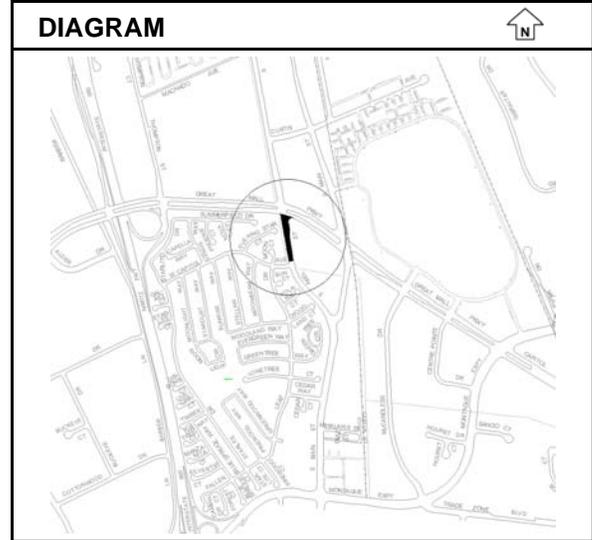
PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project will provide for an asphalt concrete overlay of S. Abel Street from Great Mall Parkway to Capitol Avenue.

COMMENTS:

There are over 123 centerline miles of streets that are owned and maintained by the City of Milpitas.



Uncommitted Balance as of 2/28/2013: \$111,743

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	20,000	0	0	0	0	0	20,000
Administration	40,000	0	0	0	0	0	40,000
Improvements	51,745	0	0	0	0	0	51,745
Totals	111,745	0	0	0	0	0	111,745

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Grants/Reimbursement/Develop	37,800	0	0	0	0	0	37,800
Traffic Impact Fees	69,787	0	0	0	0	0	69,787
Developer Contributions	4,158	0	0	0	0	0	4,158
Totals	111,745	0	0	0	0	0	111,745

FINANCE NOTES

City Council 2/7/12 - Midyear Budget Appropriation \$111,745
 Developer fees: Lyons Milpitas \$37,800
 FY 2008 Traffic Impact Fees interest \$22,244
 FY 2009 Traffic Impact Fees interest \$47,543
 Transferred \$4,158 from Developer Contribution - CP 4231 Main/Montague Traffic Signal Modification

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

Category	Project	Estimate Level
Streets	4265 BART Extension Coordination & Planning	1

CONTACT: Steve Erickson [3301]

PRIORITY: Mandatory or Committed Projects

DESCRIPTION

The Bart extension from Fremont to San Jose will pass through Milpitas and include a BART station in Milpitas. This project includes the coordination and engineering analysis of utilities, Right of Way and other BART design impacts on the City's infrastructure.

COMMENTS:

Coordination with the VTA for the design of the future Bart Extension will require substantial resources from the City. Most of the work involves the review of proposals, plans, identifying infrastructure improvements and engineering analysis and development of alternatives to BART proposed improvements.

Uncommitted Balance as of 2/28/2013: \$315,007

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	362,356	0	0	0	0	0	362,356
Administration	393,600	0	0	0	0	0	393,600
Totals	755,956	0	0	0	0	0	755,956

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Street Fund	8,702	0	0	0	0	0	8,702
Water Fund	8,702	0	0	0	0	0	8,702
Sewer Fund	8,591	0	0	0	0	0	8,591
Other	53,065	0	0	0	0	0	53,065
Grants/Reimbursement/Develop	676,896	0	0	0	0	0	676,896
Totals	755,956	0	0	0	0	0	755,956

FINANCE NOTES

Project created January 31, 2012 due to the dissolution of the RDA.
City Council 2/7/12 - Midyear Budget Appropriation of \$50,000 from the VTA reimbursement agreement.
City Council 2/21/12 - Midyear Budget Appropriation of \$233,296 from the VTA reimbursement agreement.
City Council 9/18/12 - Budget appropriation of \$393,600 from the VTA reimbursement agreement.

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

Category	Project	Estimate Level
Streets	4266 Street Light Improvements	1

CONTACT: Steve Chan [3324]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project will provide for various improvements to renovate and replace some of this aging infrastructure, including replacement of street ballasts/lamps, steel light poles, replacement of electrical wiring systems, modification of foundations, and other related improvements. Work will be performed based on a prioritized database inventory. Scope will also include a pilot program to convert a number of existing street lights to energy efficient Light Emitting Diode (LED) lamps and control systems.

COMMENTS:

This project could be eligible for a \$1million PG&E matching program

Uncommitted Balance as of 2/28/2013: \$357,728

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	50,000	0	0	0	0	0	50,000
Administration	35,000	0	0	0	0	0	35,000
Inspection	25,000	0	0	0	0	0	25,000
Improvements	365,000	0	0	0	0	0	365,000
Other	0	0	0	0	0	0	0
Totals	475,000	0	0	0	0	0	475,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Gas Tax Fund	400,000	0	0	0	0	0	400,000
Street Fund	75,000	0	0	0	0	0	75,000
Totals	475,000	0	0	0	0	0	475,000

FINANCE NOTES

Project created January 31, 2012 due to the dissolution of the RDA

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

Category	Project		Estimate Level
Streets	4268	Street Resurfacing Project 2013	1

CONTACT: Jimmy Nguyen [3318]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for a variety of pavement resurfacing treatments, from slurry seal to major rehabilitation and reconstruction. Streets are selected for improvements based on the City's Pavement Management System.

COMMENTS:

There are over 123 centerline miles of streets that are owned and maintained by the City of Milpitas. An annual funding of \$4.5 million is required to maintain the city wide pavement condition index.

Uncommitted Balance as of 2/28/2013: \$371,315

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	50,000	0	0	0	0	0	50,000
Administration	10,000	0	0	0	0	0	10,000
Surveying	0	0	0	0	0	0	0
Inspection	30,000	0	0	0	0	0	30,000
Improvements	1,910,000	0	0	0	0	0	1,910,000
Totals	2,000,000	0	0	0	0	0	2,000,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Vehicle Registration Fee	347,000	0	0	0	0	0	347,000
Transient Occupancy Tax (TOT)	500,000	0	0	0	0	0	500,000
Gas Tax Fund	1,153,000	0	0	0	0	0	1,153,000
Totals	2,000,000	0	0	0	0	0	2,000,000

FINANCE NOTES

City Council 5/1/12 Midyear Budget Appropriation \$600,000

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Streets	4269 Traffic Management Enhancements 2013	1

CONTACT: Steve Chan [3324]

PRIORITY: Improve the Quality of Life

DESCRIPTION

This project provides for the upgrade and deployment of traffic management equipment used to monitor and control the City's roadway network. Typical improvements include the deployment of traffic signal control equipment and upgrades to the traffic operations center's video monitoring equipment.

COMMENTS:

This project also provides resources to pursue grant funding sources to augment the traffic management projects.

Uncommitted Balance as of 2/28/2013: \$60,000

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	0	0
Administration	10,000	0	0	0	0	0	10,000
Inspection	0	0	0	0	0	0	0
Improvements	50,000	0	0	0	0	0	50,000
Other	0	0	0	0	0	0	0
Totals	60,000	0	0	0	0	0	60,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Street Fund	60,000	0	0	0	0	0	60,000
Totals	60,000	0	0	0	0	0	60,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Park Improvement	5055 Alviso Adobe Renovation	1

CONTACT: Michael Boitnott [3315]

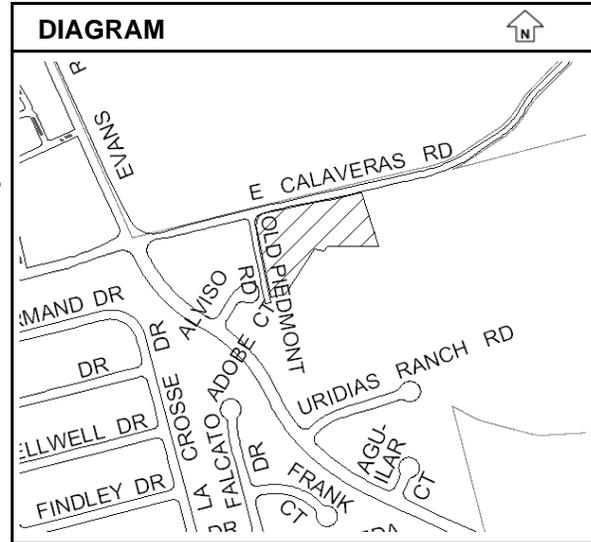
PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides new park improvements and exterior restoration of the historic Alviso Adobe building. The first phase provides structural stabilization, seismic strengthening and exterior renovation of the Alviso adobe building. The second phase provides park improvements including picnic areas, lighting, walkways, a parking lot, apricot orchard, herb garden, landscaping and access improvements. Once completed, park visitors will experience the progressive history of Milpitas' from its origins as a Spanish land grant in the 1830's through the 1920's rural Santa Clara County farming era.

COMMENTS:

The final phase (V) provides the interior restoration of the 1st floor of the Adobe Building to museum quality level. This phase is unfunded and estimated at over \$1.0 million. Staff is pursuing additional grants for this work.



Uncommitted Balance as of 2/28/2013: \$323,386

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	344,000	0	0	0	0	0	344,000
Administration	120,000	0	0	0	0	0	120,000
Surveying	0	0	0	0	0	0	0
Inspection	251,000	0	0	0	0	0	251,000
Improvements	4,822,972	0	0	0	0	0	4,822,972
Other	56,300	0	0	0	0	0	56,300
Totals	5,594,272	0	0	0	0	0	5,594,272

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Grants/Reimbursement/Develop	955,910	0	0	0	0	0	955,910
Park Fund	4,638,362	0	0	0	0	0	4,638,362
Totals	5,594,272	0	0	0	0	0	5,594,272

FINANCE NOTES

Grants/Reimbursement/Developer Fees/Others: Received on 5/08 - SCC Historical Heritage \$60,138 + \$59,000 + \$54,000.
 SCC Open Space Authority Grant \$356,837. FY09-10 SCC Open Space Authority Grant: \$170,000. \$120K. Piedmont 237 Limited Liability Corporation (LLC) development fees \$3,935
 Received 08/08 - \$13,607 Milpitas Historical Society; \$83,393 remains to be reimbursed, not included in budget yet.
 FY 10-11 Park Fund \$2,500,000.
 FY 11-12 SCC Historical & Heritage Grant \$85,000
 City Council 2/7/12 - Midyear Budget Appropriation of \$70,000 from SCVWD Open Space "Trails & Open Spaces Grant"
 City Council 2/7/12 - Midyear Budget Appropriation of \$83,393 from Milpitas Historical Society

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Park Improvement	5080	Penitencia Creek Trail Feasibility Study	1

CONTACT: Kathleen Phalen [3345]

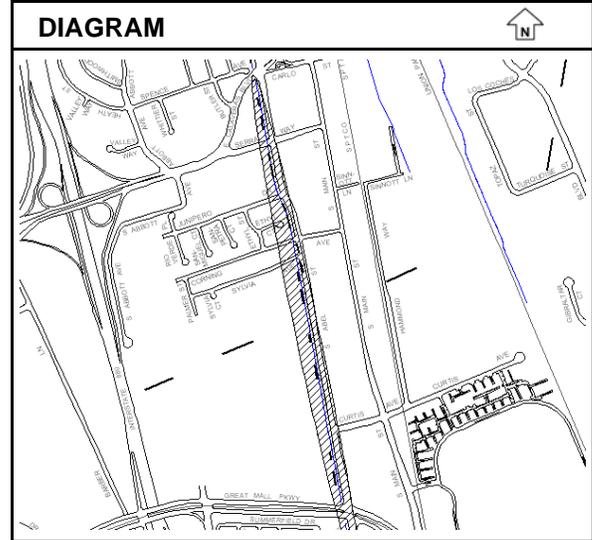
PRIORITY: Improve the Quality of Life

DESCRIPTION

Provides a study for the feasibility of a trail along the Penitencia Creek (lower and east channels) from W. Calaveras Boulevard to the southern City limits. The study would include the review of ADA Accessibility, options for major street crossings, and environmental impact assessment.

COMMENTS:

Project would help implement Midtown Specific Plan Policy 3.23. The Penitencia Creek Trail is among the top three development priorities set in the Trails Master Plan.



Uncommitted Balance as of 2/28/2013: \$39,708

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	38,000	0	0	0	0	0	38,000
Administration	2,000	0	0	0	0	0	2,000
Surveying	0	0	0	0	0	0	0
Inspection	0	0	0	0	0	0	0
Land	0	0	0	0	0	0	0
Improvements	0	0	0	0	0	0	0
Equipment	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0
Totals	40,000	0	0	0	0	0	40,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Midtown Park Fund	40,000	0	0	0	0	0	40,000
Totals	40,000	0	0	0	0	0	40,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Park Improvement	5086 Park Irrigation System Rehabilitation	1

CONTACT: Michael Boitnott [3315]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides new central computer irrigation system and updates the irrigation systems at all City parks. This system will also alert staff of broken sprinklers and irrigation lines, by sensing loss of water pressure during operation. Repair response is much quicker, eliminating loss of water and water damage to the park landscaping.

COMMENTS:

This project will increase staff efficiency and also provide more efficient watering, resulting in reduced operational costs.

Uncommitted Balance as of 2/28/2013: \$23,337

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	25,000	0	0	0	0	0	25,000
Administration	20,000	0	0	0	0	0	20,000
Surveying	0	0	0	0	0	0	0
Inspection	0	0	0	0	0	0	0
Land	0	0	0	0	0	0	0
Improvements	190,000	0	0	0	0	0	190,000
Equipment	165,000	0	0	0	0	0	165,000
Other	0	0	0	0	0	0	0
Totals	400,000	0	0	0	0	0	400,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Park Fund	400,000	0	0	0	0	0	400,000
Totals	400,000	0	0	0	0	0	400,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Park Improvement	5091 Park Renovation Project 2011	1

CONTACT: Julie Waldron [3314]

PRIORITY: Health and Safety Projects

DESCRIPTION

This project provides for safety and accessibility (ADA) improvements in accordance with the Park Master Plan. Renovations can include replacement of playground equipment, drinking fountains, reconstructing walkways and other park improvements, for safety and accessibility.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$158,345

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	25,000	0	0	0	0	0	25,000
Administration	10,000	0	0	0	0	0	10,000
Surveying	0	0	0	0	0	0	0
Inspection	15,000	0	0	0	0	0	15,000
Improvements	150,000	0	0	0	0	0	150,000
Other	0	0	0	0	0	0	0
Totals	200,000	0	0	0	0	0	200,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Park Fund	200,000	0	0	0	0	0	200,000
Totals	200,000	0	0	0	0	0	200,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Park Improvement	5093	Park Master Plan Improvements - Ph I	1

CONTACT: Michael Boitnott [3315]

PRIORITY: Improve the Quality of Life

DESCRIPTION

This project provides for the design of the first park renovation projects based on the Park Master Plan recommendations, priorities and financing plan.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$200,000

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	180,000	0	0	0	0	0	180,000
Administration	20,000	0	0	0	0	0	20,000
Totals	200,000	0	0	0	0	0	200,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Park Fund	200,000	0	0	0	0	0	200,000
Totals	200,000	0	0	0	0	0	200,000

FINANCE NOTES

Project created January 31, 2012 due to the dissolution of the RDA.

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Park Improvement	5094 Sports Center DOE Grant Program	1

CONTACT: Marilyn Nickel [3347] / Julie Waldron [3314]

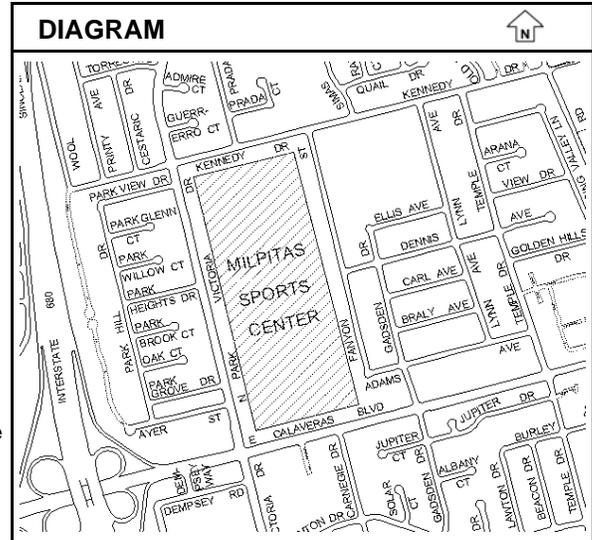
PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This grant funded project provides for converting the Sports Center parking lot lighting to energy efficient LED fixtures.

COMMENTS:

The DOE has earmarked a total \$662,400 for the City of Milpitas through its Energy Efficiency and Conservation Block Grant program. City's total local funding match is \$507,350 for both this project and project 8198. Some of the parking lot lighting work may not be eligible for reimbursement and a cost-share is necessary. Staff anticipates that the replacement chillers will be eligible for a PG&E rebate of \$26,000.



Uncommitted Balance as of 2/28/2013: \$20,037

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	10,000	0	0	0	0	0	10,000
Administration	10,000	0	0	0	0	0	10,000
Inspection	10,000	0	0	0	0	0	10,000
Improvements	33,786	0	0	0	0	0	33,786
Totals	63,786	0	0	0	0	0	63,786

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Grants/Reimbursement/Develop	63,786	0	0	0	0	0	63,786
Totals	63,786	0	0	0	0	0	63,786

FINANCE NOTES

Project created January 31, 2012 due to the dissolution of the RDA. This project requires a 20% local match for participating costs. Close project at the end of the fiscal year, June 30, 2013.

City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM

Category	Project	Estimate Level
Park Improvement	5095 Park Renovation Project 2013	1

CONTACT: Michael Boitnott [3315]

PRIORITY: Health and Safety Projects

DESCRIPTION

This project provides for safety and accessibility (ADA) improvements in accordance with the Park Master Plan. Renovations can include replacement of playground equipment, drinking fountains, reconstructing walkways and other park improvements, for safety and accessibility.

COMMENTS:

This project will also replace the tennis practice wall at Robert E. Browne Park.

Uncommitted Balance as of 2/28/2013: \$387,245

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	25,000	0	0	0	0	0	25,000
Administration	10,000	0	0	0	0	0	10,000
Surveying	0	0	0	0	0	0	0
Inspection	15,000	0	0	0	0	0	15,000
Land	0	0	0	0	0	0	0
Improvements	350,000	0	0	0	0	0	350,000
Equipment	0	0	0	0	0	0	0
Totals	400,000	0	0	0	0	0	400,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Park Fund	400,000	0	0	0	0	0	400,000
Totals	400,000	0	0	0	0	0	400,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Sewer Improvement	6079	Main Sewer Pump Station Site Improvements	1

CONTACT: Kathleen Phalen [3345]

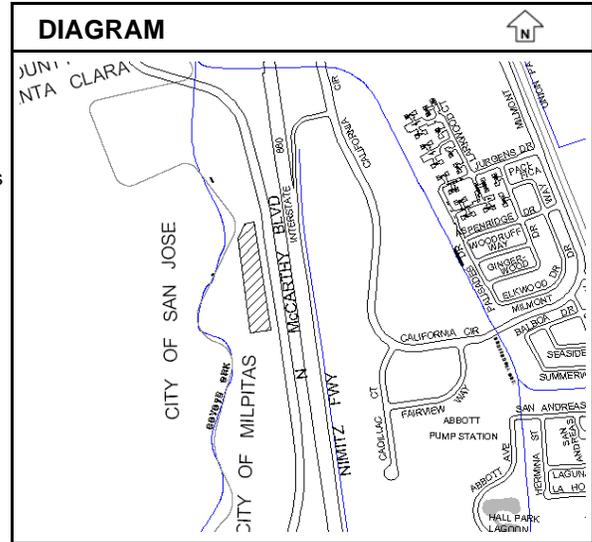
PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides design and construction of drainage, pavement, lighting security and other improvements at the Main Sewer Pump Station (SPS). This project also involves the removal of the existing abandoned facilities, tanks, miscellaneous piping and control panels that were once part of the sewage treatment facility. In addition, this project acquires a 70' wide strip of right-of-way between McCarthy Blvd and the Main Sewer Pump Station, through a no-cost land exchange with adjacent property owner.

COMMENTS:

This site will be improved to accommodate the relocated Public Works Corp Yard at Main St., allowing the construction of the new Library project. This site contained several abandoned treatment plant structures. Phase I, completed in 2005, included demolition and removal of abandoned facilities and hazardous materials. The remaining work includes lighting, security improvements canopies for vehicle storage and photo voltaic equipment.



Uncommitted Balance as of 2/28/2013: \$263,597

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	350,000	0	0	0	0	0	350,000
Administration	105,000	0	0	0	0	0	105,000
Surveying	9,000	0	0	0	0	0	9,000
Inspection	151,000	0	0	0	0	0	151,000
Land	500,000	0	0	0	0	0	500,000
Improvements	1,187,000	0	0	0	0	0	1,187,000
Equipment	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0
Totals	2,302,000	0	0	0	0	0	2,302,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Sewer Fund	285,000	0	0	0	0	0	285,000
Sewer Treatment Fund	320,000	0	0	0	0	0	320,000
2003 RDA Tax Allocation Bonds	1,552,000	0	0	0	0	0	1,552,000
RDA Fund	145,000	0	0	0	0	0	145,000
Totals	2,302,000	0	0	0	0	0	2,302,000

FINANCE NOTES

\$448,000 2003 TAB removed due to the dissolution of the RDA.

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Sewer Improvement	6106 Sewer Replacement Study	1

CONTACT: Marilyn Nickel [3347]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project involves field determination of the remaining useful life of the following sewer pipes: 360 linear feet of 42 inch RCP crossing I-880 at the Main Lift Station, 490 linear feet of 42 inch RCP at Cadillac Court and I-880, 310 linear feet of 42 inch RCP at Milmont near Penitencia Creek, 5,400 linear feet of 33-42 inch RCP along Milpitas Blvd between Hidden Lakes and Midwick, 90 linear feet of 24 inch RCP at Folsom and Hetch-Hetchy crossing, 1,500 linear feet of 30 inch RCP between Folsom and Escuela, and 170 linear feet of 12 inch RCP at Dempsey. The first priority includes review of the steel forcemain, Balboa Crossing, and the UPRR crossing south of Calaveras.

COMMENTS:

The Schaaf and Wheeler 2002 Depreciation Study has estimated the remaining life of the existing sewer infrastructure. This work is to field determine the condition of sewers and verify need to replace those sewers identified as having an estimated useful life ending by 2008. The study will refine the scope of work and costs, and prioritize these projects.

Uncommitted Balance as of 2/28/2013: \$76,281

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	65,000	0	0	0	0	0	65,000
Administration	15,000	0	0	0	0	0	15,000
Surveying	0	0	0	0	0	0	0
Inspection	0	0	0	0	0	0	0
Land	0	0	0	0	0	0	0
Improvements	0	0	0	0	0	0	0
Equipment	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0
Totals	80,000	0	0	0	0	0	80,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Sewer Fund	80,000	0	0	0	0	0	80,000
Totals	80,000	0	0	0	0	0	80,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Sewer Improvement	6109 Sewer Seismic Study	1

CONTACT: Marilyn Nickel [3347]

PRIORITY: Studies and Analyses

DESCRIPTION

This study includes evaluation of the various soil conditions in Milpitas, and existing sanitary sewer collection system. Recommendations may include new joint construction methods and retrofits at critical sites. The study will also recommend emergency response strategies for Public Works, during and after a major earthquake.

COMMENTS:

A substantial portion of the Valley Floor is subject to soil liquefaction during earthquakes. Movement of these pipes will cause pipe joints to pull apart. Large pipe joint displacements may lead to blockages, sinkholes, and sewer overflows, leading to health concerns. Improvement recommendations will be programmed under separate capital improvement projects.

Uncommitted Balance as of 2/28/2013: \$50,742

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	60,000	0	0	0	0	0	60,000
Surveying	0	0	0	0	0	0	0
Inspection	0	0	0	0	0	0	0
Land	0	0	0	0	0	0	0
Improvements	10,000	0	0	0	0	0	10,000
Other	0	0	0	0	0	0	0
Construction Reserves	0	0	0	0	0	0	0
Totals	70,000	0	0	0	0	0	70,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Sewer Fund	70,000	0	0	0	0	0	70,000
Totals	70,000	0	0	0	0	0	70,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Sewer Improvement	6110 Sewer System Hydraulic Modeling	1

CONTACT: Kathleen Phalen [3345]

PRIORITY: Studies and Analyses

DESCRIPTION

This project provides for ongoing hydraulic modeling of the sanitary sewer system as needed for Public works operations and capacity impacts from new developments.

COMMENTS:

Modeling allows verification of existing and future pipe capacity, and capacity reduction due to pipe settlement. Modeling analysis is reimbursed by developers, when analysis is performed to determine project impacts to sewer collection system.

Uncommitted Balance as of 2/28/2013: \$185,113

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	250,000	0	0	0	0	0	250,000
Administration	0	0	0	0	0	0	0
Surveying	0	0	0	0	0	0	0
Inspection	0	0	0	0	0	0	0
Equipment	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0
Totals	250,000	0	0	0	0	0	250,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Sewer Fund	250,000	0	0	0	0	0	250,000
Totals	250,000	0	0	0	0	0	250,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Sewer Improvement	6114	Minor Sewer Projects 2011	1

CONTACT: Marilyn Nickel [3347]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project involves the ongoing analysis, engineering and implementation of various minor modifications and improvements to the existing sewer system which arise during the year.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$35,000

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	6,000	0	0	0	0	0	6,000
Administration	3,000	0	0	0	0	0	3,000
Inspection	3,000	0	0	0	0	0	3,000
Improvements	23,000	0	0	0	0	0	23,000
Totals	35,000	0	0	0	0	0	35,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Sewer Fund	35,000	0	0	0	0	0	35,000
Totals	35,000	0	0	0	0	0	35,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Sewer Improvement	6115 Sewer System Replacement 11-12	1

CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for the replacement of the highest priority facilities, including upgrades to the Sewer Pump Stations, forcemain, and seismic retrofit work. The replacement prioritization is based on several factors including age, type of pipe material, soil conditions and physical evaluation based on video camera observations.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$1,483,182

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	60,000	0	0	0	0	0	60,000
Administration	45,000	0	0	0	0	0	45,000
Surveying	20,000	0	0	0	0	0	20,000
Inspection	40,000	0	0	0	0	0	40,000
Improvements	1,335,000	0	0	0	0	0	1,335,000
Equipment	0	0	0	0	0	0	0
Totals	1,500,000	0	0	0	0	0	1,500,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Sewer Fund	1,500,000	0	0	0	0	0	1,500,000
Totals	1,500,000	0	0	0	0	0	1,500,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Sewer Improvement	6116	Sewer System Replacement 12-13	1

CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for the replacement of the highest priority facilities, including upgrades to the Sewer Pump Stations, forcemains and seismic retrofit work. The replacement prioritization is based on several factors including age, type of pipe material, soil conditions and physical evaluation based on video camera observations.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$1,499,473

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	60,000	0	0	0	0	0	60,000
Administration	45,000	0	0	0	0	0	45,000
Surveying	20,000	0	0	0	0	0	20,000
Inspection	40,000	0	0	0	0	0	40,000
Land	0	0	0	0	0	0	0
Improvements	1,335,000	0	0	0	0	0	1,335,000
Equipment	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0
Totals	1,500,000	0	0	0	0	0	1,500,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Sewer Fund	1,500,000	0	0	0	0	0	1,500,000
Totals	1,500,000	0	0	0	0	0	1,500,000

FINANCE NOTES

See following year's Sewer System Replacement for future year funding

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Sewer Improvement	6117 TASP Sewer Line Replacement	1

CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

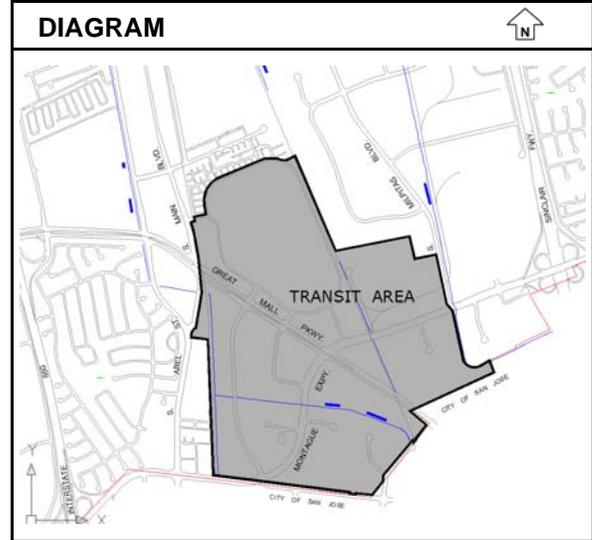
DESCRIPTION

This project constructs sewer pipeline upgrade projects 11A-D as described in the 2009 Sewer Master Plan:

- Project 11A: South Main, North of Great Mall Parkway
- Project 11B: Great Mall Parkway between South Main and Montague Expressway
- Project 11C: Montague Expressway
- Project 11D South Main Street, South of Great Mall Parkway

COMMENTS:

The City's sewer collection system is at full capacity within the Transit Area Specific Plan area. Construction of these sewer pipeline upgrades provide sufficient capacity for planned development.



Uncommitted Balance as of 2/28/2013: \$0

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	1,000,000	0	0	0	0	0	1,000,000
Administration	50,000	0	0	0	0	0	50,000
Inspection	50,000	0	0	0	0	0	50,000
Improvements	3,900,000	0	0	0	0	0	3,900,000
Totals	5,000,000	0	0	0	0	0	5,000,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Sewer Fund	2,500,000	0	0	0	0	0	2,500,000
TASP Impact Fees	2,500,000	0	0	0	0	0	2,500,000
Totals	5,000,000	0	0	0	0	0	5,000,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Water	7070	Pressure Reducing Valve Replacement	2

CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project involves the phased replacement of the existing pressure reducing valves (PRV) within the City's water system. These valves reduce water pressure as water moves from zone 2 to zone 1 in the City's distribution system.

COMMENTS:

All of the valves are over 20 years old and now require an extraordinary amount of maintenance. Proper operation of valves is crucial to assure proper delivery pressures for drinking and fire suppression purposes.

Uncommitted Balance as of 2/28/2013: \$281,717

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	10,000	0	0	0	0	0	10,000
Administration	11,750	0	0	0	0	0	11,750
Surveying	10,000	0	0	0	0	0	10,000
Inspection	0	0	0	0	0	0	0
Land	0	0	0	0	0	0	0
Improvements	200,000	0	0	0	0	0	200,000
Equipment	88,250	0	0	0	0	0	88,250
Other	0	0	0	0	0	0	0
Totals	320,000	0	0	0	0	0	320,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Water Line Extension Fund	45,000	0	0	0	0	0	45,000
Water Fund	275,000	0	0	0	0	0	275,000
Totals	320,000	0	0	0	0	0	320,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Water	7098	South Milpitas Water Line Replacement	1

CONTACT: Steve Erickson [3301]

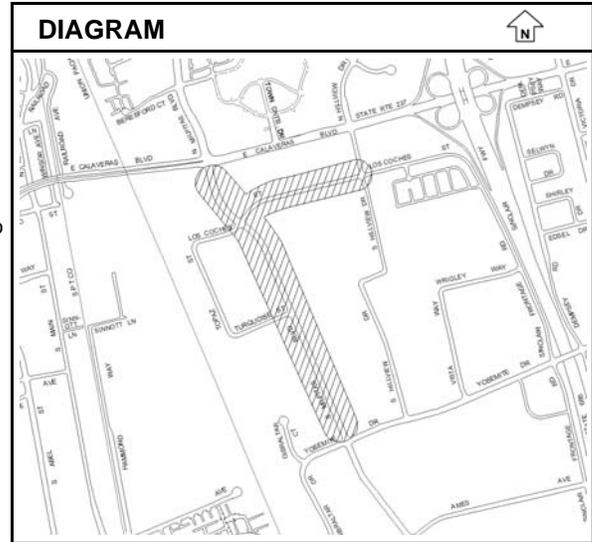
PRIORITY: Health and Safety Projects

DESCRIPTION

This project replaces approximately 3,900 linear feet of 16" diameter steel cylinder pipe along South Milpitas Blvd. between Calaveras Blvd. and Yosemite Drive. This pipe is in a very corrosive soil environment and has reached its useful life of 35 years. In addition, the new pipe will be designed to meet seismic strength criteria, and corrosion protection. The scope includes water valve replacements on Los Coches St.

COMMENTS:

The pipeline has experienced excessive corrosion which is causing line breaks. Replacement must occur to minimize impacting critical water customers.



Uncommitted Balance as of 2/28/2013: \$8,707

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	290,000	0	0	0	0	0	290,000
Administration	250,000	0	0	0	0	0	250,000
Surveying	30,000	0	0	0	0	0	30,000
Inspection	70,000	0	0	0	0	0	70,000
Land	0	0	0	0	0	0	0
Improvements	2,925,000	0	0	0	0	0	2,925,000
Equipment	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0
Totals	3,565,000	0	0	0	0	0	3,565,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Water Fund	1,465,000	0	0	0	0	0	1,465,000
Water Line Extension Fund	2,100,000	0	0	0	0	0	2,100,000
Totals	3,565,000	0	0	0	0	0	3,565,000

FINANCE NOTES

City Council 2/7/06 - Budget appropriation of \$40,000 from Water Fund
 City Council 8/7/12 - Budget appropriation of \$125,000 from Water Fund
 Close project at the end of the fiscal year, June 30, 2013.

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Water	7101 Gibraltar Reservoir & Pump Station	1

CONTACT: Kathleen Phalen [3345]

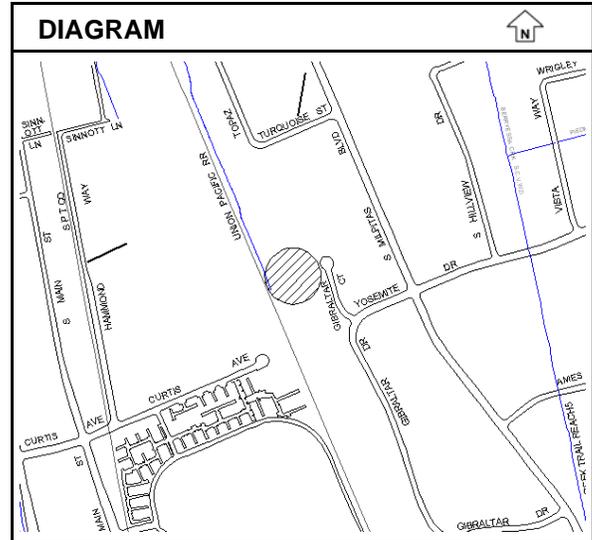
PRIORITY: Mandatory or Committed Projects

DESCRIPTION

This project provides for a complete rehabilitation of the pump station and water storage facilities, in order to comply with Bay Area Air Quality Management District (BAAQMD) and California Department of Public Health regulations. Improvements will include the replacement of pump drives with new electric motors with diesel backup generators, overhaul the pumps and operational controls to allow the station to operate more efficiently. The scope also includes seismic upgrades of building and concrete reservoir. Additional improvements include the installation of a pressure relief valve, concrete sealing of all the floors, soundproofing the control room, stair improvements, seal cracks, paint pump station and reservoir exteriors; pavement repair; exhaust system retrofit, emergency diesel generator system and diesel engines, and various other equipment, expansion of the control room and energy conservation improvements.

COMMENTS:

This reservoir and pump station has reached its design life and is vital to the City's water system day to day operations and the reservoir provides emergency water during service interruptions. The total cost estimate will be determined after completion of the final design, which is currently underway.



Uncommitted Balance as of 2/28/2013: \$292,913

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	393,000	0	0	0	0	0	393,000
Administration	122,000	0	0	0	0	0	122,000
Surveying	0	0	0	0	0	0	0
Inspection	105,000	0	0	0	0	0	105,000
Land	0	0	0	0	0	0	0
Improvements	8,370,000	0	0	0	0	0	8,370,000
Equipment	35,000	0	0	0	0	0	35,000
Other	0	0	0	0	0	0	0
Totals	9,025,000	0	0	0	0	0	9,025,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Water Fund	9,025,000	0	0	0	0	0	9,025,000
Totals	9,025,000	0	0	0	0	0	9,025,000

FINANCE NOTES

12/31/08 - Midyear appropriation of \$3,300,000 from the Water Fund.
 6/16/09- Budget appropriation of \$3,000,000 from the Water Fund.
 Close project at the end of the fiscal year, June 30, 2013.

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Water	7102 Ayer Reservoir & Pump Station Improvements	1

CONTACT: Steve Erickson [3301] / Michael Boitnott [3315]

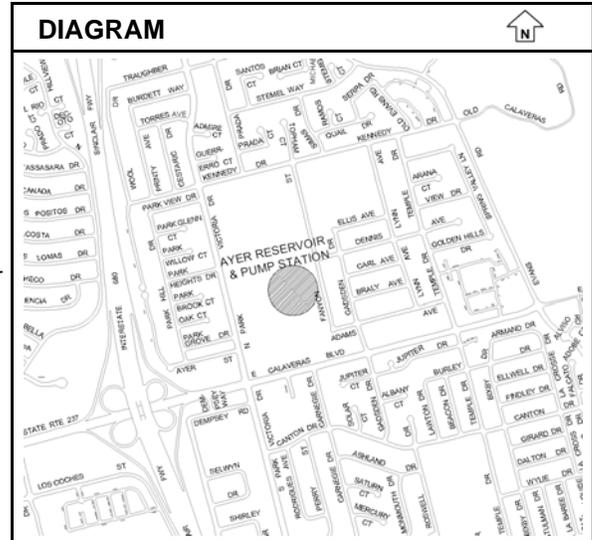
PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides several improvements to the Ayer Reservoir and Pump Station located behind the Milpitas Sports Center. The overflow structure has settled needs to be replumbed to the sanitary sewer system. Scope also includes sealing concrete floors (in pipe gallery, pump room, and control room), replacing manual hoist with electric, and various electrical and mechanical repairs and/or improvements. Scope also includes replacement or upgrades to the electric pumps, control systems, and various seismic upgrades.

COMMENTS:

The pump station is a critical water supply facility that has been in service for over 15 years. These improvements are required, in order to assure continued reliability. The first phase is replacing the variable frequency drives and rehabilitate/replace pumps and motors.



Uncommitted Balance as of 2/28/2013: \$372,864

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	180,000	0	0	0	0	0	180,000
Administration	26,000	0	0	0	0	0	26,000
Surveying	6,000	0	0	0	0	0	6,000
Inspection	10,000	0	0	0	0	0	10,000
Land	0	0	0	0	0	0	0
Improvements	828,000	0	0	0	0	0	828,000
Equipment	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0
Totals	1,050,000	0	0	0	0	0	1,050,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Water Fund	1,050,000	0	0	0	0	0	1,050,000
Totals	1,050,000	0	0	0	0	0	1,050,000

FINANCE NOTES

March 1, 2011 Council Meeting - Budget Appropriation of \$650,000 from the Water Fund.

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Water	7108	Water System Hydraulic Modeling	1

CONTACT: Kathleen Phalen [3345]

PRIORITY: Studies and Analyses

DESCRIPTION

This project provides for miscellaneous hydraulic modeling of the water system, including impacts from new developments. This project also creates the City's first hydraulic model for the recycled water system. This computer model can be used in order to handle and direct field water system operations during an emergency.

COMMENTS:

Modeling is also necessary to verify pipe capacity, system pressure analysis and assists in analyzing fire flow pressure with planned water line shut offs. Some costs may be reimbursable by developers.

Uncommitted Balance as of 2/28/2013: \$120,528

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	200,000	0	0	0	0	0	200,000
Administration	0	0	0	0	0	0	0
Surveying	0	0	0	0	0	0	0
Inspection	0	0	0	0	0	0	0
Land	0	0	0	0	0	0	0
Equipment	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0
Totals	200,000	0	0	0	0	0	200,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Recycled Water Fund	100,000	0	0	0	0	0	100,000
Water Fund	100,000	0	0	0	0	0	100,000
Totals	200,000	0	0	0	0	0	200,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Water	7109 Water System Replacement 08-09	1

CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for the repair or rehabilitation of the highest priority water facilities identified in the 2002 Water Main Replacement Study during the 08-09 fiscal year.

COMMENTS:

The first phase of this project is to replace broken valves throughout the distribution system.

Uncommitted Balance as of 2/28/2013: \$583,916

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	60,000	0	0	0	0	0	60,000
Administration	45,000	0	0	0	0	0	45,000
Surveying	20,000	0	0	0	0	0	20,000
Inspection	40,000	0	0	0	0	0	40,000
Land	0	0	0	0	0	0	0
Improvements	535,000	0	0	0	0	0	535,000
Equipment	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0
Totals	700,000	0	0	0	0	0	700,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Water Fund	700,000	0	0	0	0	0	700,000
Totals	700,000	0	0	0	0	0	700,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Water	7111	Minor Water Projects 2011	1

CONTACT: Kathleen Phalen [3345]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This ongoing project involves the analysis and implementation of various water projects which arise during the year. This project also provides for ongoing modifications and improvements to existing water system including enhancing security at various water facilities.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$94,279

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	5,000	0	0	0	0	0	5,000
Improvements	90,000	0	0	0	0	0	90,000
Totals	95,000	0	0	0	0	0	95,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Water Fund	95,000	0	0	0	0	0	95,000
Totals	95,000	0	0	0	0	0	95,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Water	7112 Reservoir Cleaning	1

CONTACT: Marilyn Nickel [3347]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for the periodic interior cleaning of the new City's water system reservoirs.

COMMENTS:

The Hillside Reservoir were last cleaned in 2002-2003 and Valley Floor Reservoirs were cleaned in 2004-05. Reservoirs should be cleaned every five years to eight years.

Uncommitted Balance as of 2/28/2013: \$150,000

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	0	0	0	0	0	0	0
Administration	0	0	0	0	0	0	0
Inspection	0	0	0	0	0	0	0
Improvements	0	0	0	0	0	0	0
Equipment	150,000	0	0	0	0	0	150,000
Totals	150,000	0	0	0	0	0	150,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Water Fund	150,000	0	0	0	0	0	150,000
Totals	150,000	0	0	0	0	0	150,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Water	7113 Turnout Improvements	1

CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project involves sandblasting and recoating all water system turnout apparatus. It also involves testing and replacement of antiquated valves. There are four turnouts on San Francisco PUC water system and one on the Santa Clara Valley Water District water system. The valves vary in size from 12" to 16".

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$150,000

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	10,000	0	0	0	0	0	10,000
Administration	5,000	0	0	0	0	0	5,000
Surveying	0	0	0	0	0	0	0
Inspection	10,000	0	0	0	0	0	10,000
Land	0	0	0	0	0	0	0
Improvements	125,000	0	0	0	0	0	125,000
Equipment	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0
Totals	150,000	0	0	0	0	0	150,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Water Fund	150,000	0	0	0	0	0	150,000
Totals	150,000	0	0	0	0	0	150,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Water	7114 Water Meter Replacement	1

CONTACT: Jane Corpus [3125] / Kathleen Phalen [3345]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project will replace 42 water meters located in median islands and planter strips along high traffic roadways. The new meters will be equipped with radio transmitters allowing the meters to be read remotely, removing the need for meters to be directly read.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$75,000

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	6,000	0	0	0	0	0	6,000
Administration	12,000	0	0	0	0	0	12,000
Inspection	4,000	0	0	0	0	0	4,000
Improvements	53,000	0	0	0	0	0	53,000
Totals	75,000	0	0	0	0	0	75,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Water Fund	75,000	0	0	0	0	0	75,000
Totals	75,000	0	0	0	0	0	75,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Water	7116	Minor Water Projects 2013	1

CONTACT: Steve Erickson [3301]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This on-going project involves the analysis and implementation of various water projects which arise during the year. This project also provides for on-going modifications and improvements to existing water system including enhancing security at various water facilities.

This project involves the installation of two new gate valves on the water main, near Brian Court and Santos Court. These valves allow better isolation of the water system during waterline shut-offs. Water shut-offs may occur during routine and emergency repairs of the main water line, fire hydrants, or air and pressure relief valves.

COMMENTS:

Uncommitted Balance as of 2/28/2013: \$150,000

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	5,000	0	0	0	0	0	5,000
Administration	10,000	0	0	0	0	0	10,000
Land	0	0	0	0	0	0	0
Improvements	135,000	0	0	0	0	0	135,000
Equipment	0	0	0	0	0	0	0
Totals	150,000	0	0	0	0	0	150,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Water Fund	150,000	0	0	0	0	0	150,000
Totals	150,000	0	0	0	0	0	150,000

FINANCE NOTES

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Community Improvement	9001 City Hall AV Equipment Replacement & Upgrades	1

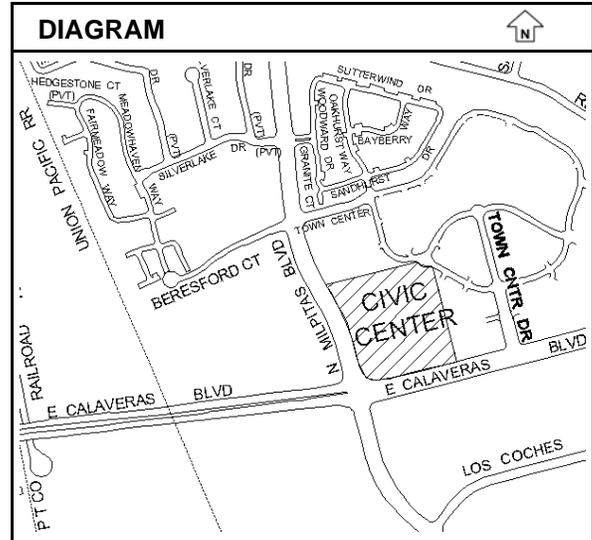
CONTACT: Michael Boitnott [3315] / Mike Luu (2706)

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project provides for the replacement and or upgrades to the audio and visual systems that were installed within nine conference rooms, council chambers public meeting area, audio video control room, committee meeting room, and the council chambers at City Hall. This equipment was originally installed when the building was constructed in 2002. The improvements will also provide a dedicated network and address the overall power consumption concerns, allow for future upgrades and expansion, maintenance, and scalability of the system.

COMMENTS:



Uncommitted Balance as of 2/28/2013: \$166,111

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Design	150,000	0	0	0	0	0	150,000
Administration	60,000	0	0	0	0	0	60,000
Inspection	40,000	0	0	0	0	0	40,000
Improvements	1,250,000	0	0	0	0	0	1,250,000
Totals	1,500,000	0	0	0	0	0	1,500,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
EDC Fund	1,500,000	0	0	0	0	0	1,500,000
Totals	1,500,000	0	0	0	0	0	1,500,000

FINANCE NOTES

Council Meeting April 5, 2011 - appropriation of \$1,500,000 from the EDC Fund.
Close project at the end of the fiscal year, June 30, 2013.

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project	Estimate Level
Storm Drain Improvement	9002 Wrigley Ford Dredging	1

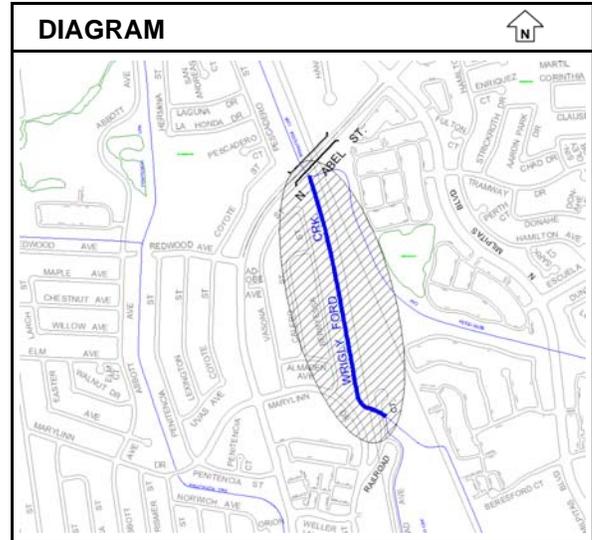
CONTACT: Julie Waldron [3314]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project will remove sediment from portions of Wrigley Ford Creek and culverts to help increase capacity and provide for better flow within the creek. The project will also provide for tree removal, tree trimming, and planting restoration as required by the various permitting agencies.

COMMENTS:



Uncommitted Balance as of 2/28/2013: \$55,261

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Administration	50,000	0	0	0	0	0	50,000
Inspection	25,000	0	0	0	0	0	25,000
Improvements	325,000	0	0	0	0	0	325,000
Totals	400,000	0	0	0	0	0	400,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
EDC Fund	400,000	0	0	0	0	0	400,000
Totals	400,000	0	0	0	0	0	400,000

FINANCE NOTES

Close project at the end of the fiscal year, June 30, 2013.

**City of Milpitas
2013-18 CAPITAL IMPROVEMENT PROGRAM**

Category	Project		Estimate Level
Community Improvement	9003	Police Evidence Room Improvements	1

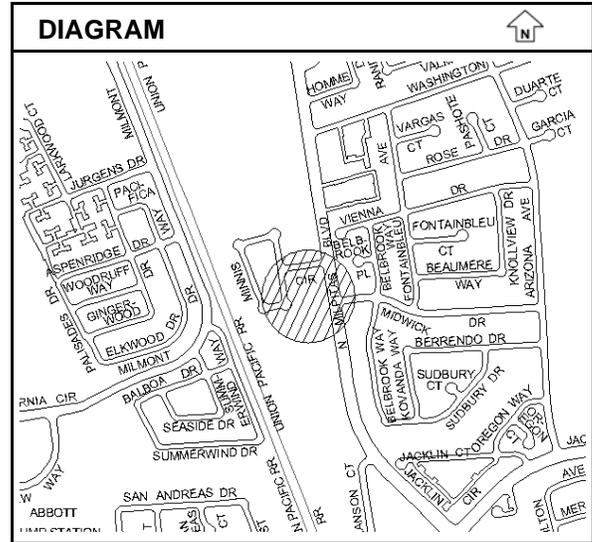
CONTACT: Michael Boitnott [3315]

PRIORITY: Rehabilitation of Existing Capital Assets or Systems

DESCRIPTION

This project will seal the floors within the evidence warehouse, enclose a portion of the warehouse and create an office area for the property clerk and other minor modifications to the area.

COMMENTS:



Uncommitted Balance as of 2/28/2013: \$122,718

ESTIMATED COST	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
Administration	50,000	0	0	0	0	0	50,000
Inspection	25,000	0	0	0	0	0	25,000
Improvements	125,000	0	0	0	0	0	125,000
Totals	200,000	0	0	0	0	0	200,000

FINANCING	Prior Year	2013-14	2014-15	2015-16	2016-17	2017-18	Total
EDC Fund	200,000	0	0	0	0	0	200,000
Totals	200,000	0	0	0	0	0	200,000

FINANCE NOTES

Close project at the end of the fiscal year, June 30, 2013.

APPENDIX A

ESTIMATE LEVEL DESCRIPTIONS

The following are detailed descriptions for each of the three estimate levels used in this document:

Estimate Level 1 – Conceptual Estimate

This level of estimating is the least accurate and is used when the conceptual idea or plan has been prepared without precise details. Examples of such would be freeway interchanges prior to completion of any plans (and estimates based thereon), projects where final location is unknown and right-of-way or land costs are involved.

Estimate Level 2 – Detailed Estimate

This level of estimating is based on an approved design plan or conceptual plan which has some level of assurance that the items contained within are complete and acceptable to the approving agency. Examples of this category are most street projects where City staff has prepared estimates based on typical street structural and geometric details, using experienced bid prices. Other examples are water or sewer lines that have been proposed and identified with estimates in consultant reports.

Estimate Level 3 – Design Estimate

This is the highest level of estimating and is based on a completed set of design drawings and specifications that are ready for bidding. This level is what could also be called the bid or engineer's estimate.

APPENDIX B

ABBREVIATIONS - DEFINITIONS

ABAG	Association of Bay Area Governments
AC	Asphalt Concrete
ADA	Americans with Disabilities Act.
CAD	Computer Aided Dispatch
CADD	Computer Aided Design and Drafting
CDBG	Community Development Block Grant
CIP	Capital Improvement Program
CRF	Capital Reserve Fund
CRS	Community Rating Service
CU	Customer
DEV	Developer
DG	Decomposed Granite
DOHS	Department of Health Service
EOC	Emergency Operating Center
FEMA	Federal Emergency Management Agency
GF	General Fund
GIS	Geographic Information System
GUI	Graphical User Interfaces
HR	Human Resources
I/I	Infiltration/Inflow
LRT	Light Rail Transit
MCT	Mobile Computer Terminal
MHS	Milpitas Historical Society
MSC	Milpitas Sports Center
OSA	Office of the State Architect
OCR	Optical Character Recognition
PF	Park Fund
PM	Project Manager
PMS	Pavement Management System
PRV	Pressure reducing valve
R/W	Right-of-Way
RDA	Redevelopment Agency
RFQ	Request for Qualifications
RMS	Records Management System
RWQCB	Regional Water Quality Control Board
SCADA	Supervisory Control and Data Acquisition
SCC	Santa Clara County
SCVTA	Santa Clara Valley Transportation Agency
SCVWD	Santa Clara Valley Water District
SF	Street Fund
SP	Sponsor
SPS	Sewer Pump Station
TA	Traffic Authority
TDA	Transportation Development Act
WF	Water Fund
WLF	Water Line Extension Fund
VTA	Santa Clara Valley Transportation Authority
COP's	Certificates of Participation
TPF	Treatment Plant Fee
UPS	Uninterrupted Power Supply
Y2K	Year 2000 Compliant

APPENDIX C

PRIORITIZATION DESCRIPTIONS

In order to assist in the review of the various projects, all CIP projects are prioritized using the following categories (listed in priority order):

1. **Mandatory or Committed Projects**

Mandatory projects are those which the City is legally required to undertake. These include Federal or State mandated activities such as access modifications to public facilities to meet Americans with Disabilities Act requirements, Clean Water Act, etc. Committed projects are those that the City has contracted or partially completed. This can also include projects that have received grants with time restrictions. A funded project that has not yet started, does not necessarily mean that the project is “committed”, since the project is still subject to review. If this project is no longer necessary, it can be delayed or deleted and defunded.

2. **Health and Safety Projects**

Health and Safety projects are those infrastructure improvements needed for health and/or safety reasons. Examples include such projects as sidewalk repair work, installation of traffic signals and signs, modification of park playground equipment to eliminate a hazardous situation and additional lighting in public areas, etc.

3. **Rehabilitation of Existing Capital Assets or Systems**

These are projects that are required to maintain the City’s investment in infrastructure and capital equipment. This includes projects ranging from street resurfacing/reconstruction, to bridge maintenance, water, sewer improvements, facilities rehabilitation, etc.

4. **Major Service Equipment Replacement**

These are projects involving the replacement of equipment required in the operations of the City services. This would include pumps at storm drainage pump stations, MSC swimming pool pumps and motor replacements.

5. **Projects which Avoid Future Additional Costs**

This includes those projects which assists the City in reducing and/or eliminating future operating or capital costs. This would include acquisition of image processing equipment for document control, computer networking, replacing existing high maintenance landscaping with drought resistant and low maintenance plantings, automation of maintenance or data gathering activities, etc.

6. **Studies and Analyses**

This category is for projects that allow the City to examine new approaches for improvements to service delivery, cost savings, capital improvement projects and/or ways to enhance the financial stability of the City. Examples include the Calaveras Plan Line Study and San Jose Parallel Forcemain Study.

7. **Enhance Economic Development**

This category is for those projects that will attract new businesses or retain existing. Examples include the installation of utilities for future development and fiber optics installation for telecommunications.

8. **Improve the Quality of Life**

These are projects that allow the City to enhance the City’s quality of life, such as landscaping projects, new Sports Center improvements, etc.

APPENDIX D
Previously Funded Projects to be closed as of June 30, 2013

Community Improvement Projects

9001	City Hall AV Equipment Replacement & Upgrades
9002	Wrigley Ford Dredging
9003	Police Evidence Room Improvements

Parks Projects

5094	Sports Center DOE Grant Program
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Streets Projects

4255	Street Resurfacing Project 2011
4259	Escuela Parkway Pedestrian & Bicycle Enhancement Project
4260	Abel Street Transit Connection
4261	Street Resurfacing Project 2012

Water Projects

7098	South Milpitas Water Line Replacement
7101	Gibraltar Reservoir & Pump Station

Sewer Projects

Storm Drain Projects



*California Emergency Management Agency
Public Safety Procurement Program*

***10**

**CALIFORNIA STATE PLAN OF OPERATION
Memorandum of Agreement and Understanding
Federal Excess Property 1033 Program**

NAME OF LAW ENFORCEMENT AGENCY Milpitas Police Department

PURPOSE:

The purpose of this State Plan of Operation (SPO) - Memorandum of Agreement and Understanding , as may be amended, is to set forth the terms and conditions that will be binding between the California Public Safety Procurement Program (CPSPP) and certified California Law Enforcement Agencies (LEAs) with respect to excess Department of Defense (DoD) personal property that is transferred pursuant to 10 U.S.C. §2576a and to promote the efficient and expeditious transfer of the property.

AUTHORITY:

The Secretary of Defense is authorized by 10 U.S.C. §2576a to transfer to Federal and State Agencies, personal property that is excess to the needs of the DoD and that the Secretary determines is suitable to be used by such agencies in law enforcement activities, with emphasis on counter drug/counterterrorism activities, under such terms prescribed by the Secretary. The authorities granted to the Secretary of Defense have been delegated to the Defense Logistics Agency (DLA) in determining whether property is suitable for use by agencies in law enforcement activities.

ORGANIZATIONAL AUTHORITY:

The Governor of California has designated the California Emergency Management Agency's (Cal EMA) Secretary and/or Undersecretary as the State Coordinator to implement this program statewide. Under the auspices of the Cal EMA Secretary, delegated operational authority has been assigned to the Law Enforcement and Victim Services Division- Public Safety Branch- Public Safety Procurement Section and is operating as the California Public Safety Procurement Program (CPSPP) 1033 Excess Property Program.

OPERATIONAL AUTHORITY:

Under the CPSPP, the 1033 Coordinators, herein referred to as the State Coordinator (SC) and designated State Point of Contact (SPOC), have operational authority for the daily conduct, management, oversight and policy of this program.

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TERMS AND CONDITIONS:

The DoD, through the DLA, has final authority to determine the type, quantity, and location of excess personal property suitable for use in law enforcement activities, if any, which will be transferred to the State. This agreement creates no entitlement for the LEA to receive DoD excess personal property. Property available under this agreement is for the current use of authorized program participants; it will not be requested nor issued for speculative use/possible future use with the exception of authorized Transitional Distribution Points (TDPs) and/or Customer Reserve Stock (CRSs), which are required to utilize property within one year or schedule its return to the DLA Disposition Services. Property will not be obtained for the purpose of sale, lease, rent, exchange, barter, or to secure a loan, or to otherwise supplement normal LEA or State/local governmental entities budgets. All requests for property will be based on bona fide law enforcement requirements.

Requests for property for the purpose of cannibalization will be considered for approval on a case-by-case basis. A memorandum must be submitted, thru the State Coordinator's Office, to the Director of the Law Enforcement Support Office (LESO) requesting approval. Any transportation, repair, maintenance, insurance, disposal or other expenses associated with these items is the sole responsibility of the LEA.

The LEA acknowledges that there are hazards associated with the use of this property which could cause damage to property and/or serious injury or death. The LEA agrees that it is not the responsibility of the U.S. Government, Cal EMA and /or the State of California to provide appropriate training to any person who may use this property. To the extent permitted by law, the LEA shall indemnify and hold the U.S. Government, Cal EMA and/or the State of California harmless from any and all actions, claims, debts, demands, judgments, liabilities, cost, and attorney's fees arising out of, claimed on account of, or in any manner predicated upon loss of or damage to property and injuries, illness or disabilities to or death of any and all persons whatsoever, including members of the general public, or to the property of any legal or political entity including states, local and interstate bodies, in any manner caused by or contributed to by the LEA, its agents, servants, employees, or any person subject to its control while in, upon or about the sale site and/or the site on which the property is located, or while the property is in the possession of, used by or subject to the control of the LEA, its agents, servants, or employees after the property has been removed from U.S. Government control. The LEA agrees to maintain adequate liability and property damage insurance coverage and workmen's compensation insurance to cover damages or injuries to persons or property relating to the use of the property. Self-insurance by the LEA is considered acceptable. The U.S. Government, Cal EMA and/or the State of California assume no liability for damages or injuries to any person(s) or property arising from the condition or use of the property.

Law Enforcement Agency (LEA) Eligibility Criteria:

DLA defines law enforcement activities as activities performed by governmental agencies whose primary function is the enforcement of applicable Federal, State, and local laws and whose compensated law enforcement officers have powers of arrest and apprehension. Additionally, California State and Local Governmental Agencies, with sworn officers as defined in California Penal Code 830, are eligible to participate in the 1033 Program.

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LEA Program Requirement:

Certified LEAs that acquire demilitarization or Demil B thru Q property or weapons must be continually certified in the program to continue to use this property. Failure to maintain an active status could result in the turn-in of all such property.

How to Enroll in the State 1033 Program:

LEAs must request enrollment in the program by completing a certification request. This certification application must include: copy of the SPO signed by the agency's Chief Executive Officer; signed copy of the LESO application for participation and CPSPP's law enforcement data sheet. The certification application should be submitted to the 1033 SC/SPOC. Upon review and approval, the SC/SPOC will forward the approved certification to the Law Enforcement Support Office (LESO) for final approval. With LESO's approval, the SC/SPOC will provide the agency with an LEA screener's authorization memo (Authorization Letter for Property Screening and Receiving). Additionally, the CPSPP will provide the LEA with their identification (ID) number so they may screen and request property through DLA Disposition Services automation system.

LEA Screener Criteria:

May be full-time and/or part-time paid employees of the agency. Screener may be sworn officers and/or non-sworn personnel assigned by the LEA to perform these duties. LEAs are required to have a minimum of two (2) and a maximum of four (4) screeners per agency. Only two (2) authorized screeners may physically screen at any DLA Disposition Services site at one time. **NOTE: Volunteers or contracted employees do not qualify and cannot be assigned screeners for the LEA.**

Weapons Point of Contact (WPOC) Criteria:

The WPOC must be a paid full-time sworn officer of the LEA. Responsibilities include maintaining 1208/1033 weapons accountability and providing required documentation, reports or inventories of 1208/1033 weapons as determined by the SC's office or LESO.

Aircraft Point of Contact (APOC) Criteria:

Must be a full-time sworn officer paid by the agency. It is recommended that this individual has comprehensive knowledge of the agencies air operations mission, and responsibilities. This individual should be familiar with the Federal Aviation Administration (FAA) rules pertaining to the use of government aircraft. Responsibilities include providing required documentation, reports or inventories of all 1208/1033 aviation property held by the LEA.

Property Accountability Officer (PAO) Criteria:

The PAO may be a full-time or part-time paid employee of the agency. The PAO may be a sworn officer or civilian employee assigned by the LEA to perform these duties. The PAO is responsible for approving/disapproving all property requests and maintaining all accountability records for property received. Responsibilities include providing required documentation, reports or inventories of all 1208/1033 property held by the LEA. Note: LEA must designate an individual within their agency as the PAO and failure to meet this requirement may result in non participation in the 1033 program.

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Identification/Acquisition of Property:

LEAs search and find needed property electronically through the DLA Disposition Services website: www.drms.dla.mil or by physically visiting a DLA Disposition Services site. Once property has been identified, LEAs submit an online request via the DLA Disposition Services system to the SC's Office. The SC/SPOC approves or disapproves the request. If the request is approved it is forwarded electronically to the LESO and if approved it goes to Military Standard Requisitioning and Issue Procedures (MILSTRIP) for final approval. If the request is approved, the DLA Disposition Services system will show a ***Request approved by Milstrip***. The requesting LEA is responsible for checking the DLA Disposition Services system and contacting the issuing DLA Disposition Services office to arrange pick-up or transportation of the approved item.

Manual Acquisition of Property: Under special circumstances, an LEA may request property manually via the DLA Form 103. LEA should contact the SC's office for further guidance on this procedure.

IMPORTANT NOTE: LEAs have 14 days from the MILSTRIP approval date to obtain the item screened from the DLA Disposition Services office. Failure to obtain this item will result in the item going back into the system for re-issuance.

Acquisition of Weapons:

LEAs may request weapons through the program. See CPSPP's web site under the weapons link for specific requirements. The weapons terms and conditions are handled under the **CPSPP Weapons Agreement**.

Acquisition of Aircraft:

LEAs may request aircraft through the program. See CPSPP's web site under the aircraft link for specific requirements. CPSPP maintains a priority aircraft list and aircraft reassignments are based on a "first in, first out" policy. LESO will notify CPSPP when aircraft become available and CPSPP will contact the first LEA on the list.

Transportation of Property:

It is the responsibility of the LEA to transport requested property from the DLA Disposition Services offices to their location. Additionally, transportation costs associated with the turn-in of property to a DLA Disposition Services office are the responsibility of the agency. The DLA/CPSPP does not fund the transportation cost associated with property received under this program.

Storage of Property:

Cal EMA is not currently an authorized Transitional Distribution Point (TDP) nor is it authorized to maintain any Customer Reserve Stock (CRS), therefore Cal EMA maintains no warehousing facilities. The LEA is responsible for the proper storage and safeguarding of property received.

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Utilization of Property:

If property is not placed in use by the recipient within one (1) year, the LEA must contact the CPSPP to coordinate the transfer of property to another qualified LEA or the return of the property to the nearest DLA Disposition Services office for proper disposition. Once the DLA/LESO is notified, and a DLA Disposition Services office is identified, property must be returned within thirty (30) days. The LEA will bear the responsibility of returning the property to DLA Disposition Services. Under no circumstances will property be sold or transferred to non-U.S. persons or exported.

Distribution of Property:

CPSPP will approve requests for property from LEAs based on a “first come, first served” and “fair and equitable” distribution. LESO will approve requests for property for any law enforcement activities with preference given to requests justified with a counter drug or counter terrorism nexus.

Security of Property:

It is the responsibility of the LEA to safeguard all DoD property received through the 1033 Program. Should any property become lost due to theft, destruction or unauthorized sale/disposal, this information must be forwarded to the SC office. Excess DoD personal property with a Demilitarization Code of C, D, E, F, or G must be reported to the DLA LESO within twenty-four (24) hours. Excess DoD personal property with a Demilitarization Code of A, B, or Q must be reported to the DLA LESO within seven (7) days. Extensions will be granted on a case-by-case basis.

Accountability of Property:

LEAs are required to maintain an active and current inventory of all excess Federal property received through the program. LEAs must have in place a property tracking system, manual or automated.

This system must show receipt, issuance, inventory and disposition of excess Federal property.

In the event of a domestic disaster (e.g., natural disasters, terrorist attacks, riots) accountability of excess Federal property must be conducted by every LEA within the affected area. Upon early determination of potential property loss of excess Federal property, the LEA must contact the CPSPP office for guidance. The loss of excess Federal property with a demilitarization code of C, D, E, F, or G, will be reported, via the CPSPP office, to the DLA/LESO within seven (7) days. The loss of excess Federal property with a Demilitarization Code of A, B, or Q will be reported, via the CPSPP office, to the DLA/LESO within thirty (30) days.

LEA's unable to meet these timelines should contact the SC's office for assistance. Extensions will be granted on a case-by-case basis.

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Title of Property:

The DoD has authorized the transfer and use of excess Federal property to Law Enforcement Agencies and as such reserves the right to recall any and all property issued through the 1208/1033 programs. As stipulated in Federal regulations, title may be conditionally granted to a LEA, however **prior written approval** must be obtained by the LEA before the disposal, sale, auction, trade-in, salvage or transfer of any 1208/1033 property can occur. LEAs should contact the SC's office for further clarification and direction. Property will not be physically moved until the approval process is complete. Costs of shipping or repossession of the excess DoD personal property by the U.S. Government will be borne by the LEA.

NOTE: If the LEA decides to withdraw from the 1033 program, they may be required to transfer or turn-in all excess Federal property obtained through the program. Final equipment disposition will be determined by the SC/LESO. The LEA should contact the SC's office for further clarification and guidance. Under no circumstance should the LEA dispose of any 1208/1033 equipment until an approved disposition plan is provided by CPSPP/LESO and has been forwarded to the LEA.

Records Management:

Property records will be concise, accurate, and be able to provide timely and relevant information. LEAs should maintain all records in accordance with the DLA Record Management Procedures and Records (DLA Directive 5025.30 - Appendix 1 - Records Management).

All excess Federal property with a Demilitarization Code A will have their files maintained in an active status for two (2) years, then placed in an inactive status for three (3) additional years, after which they may be destroyed.

All excess Federal property with a Demilitarization Code B through Q will have their files maintained, in an active status, through the life cycle of the property. If an item is approved for turn-in, transfer, or disposal, files will move to an inactive status and will be maintained for an additional three (3) fiscal years, after which they may be destroyed.

All excess Federal property records for items deemed "sensitive to theft" and "high dollar" will require the LEA to contact the SC's office.

The SC will work with LESO for determination of the property classification and the records retention requirements required for the life cycle of the property.

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State Compliance Reviews:

The CPSPP will conduct a periodic review of LEAs enrolled in the program to ensure accountability, responsibility and program compliance. These reviews will include physical inventory/spot checks of property received and any related records.

CPSPP personnel will verify LEAs are in compliance with the SPO and Federal regulations related to the excess Federal property program. These reviews will be documented and a copy sent to the LEA.

Additionally, a copy will be maintained in the CPSPP office. If an LEA is found to be out of compliance with the terms or conditions of the SPO, they will be given thirty (30) days to correct the deficiencies. If the LEA fails to correct the problems, the CPSPP Office/LESO may suspend/terminate the LEA from the program and may require the return of all equipment obtained under the 1208/1033 program. The LEA will bear all expenses related to turn-in, transfer or disposal of all excess Federal property.

Turn in of Property:

The LEA will coordinate all turn-in requests through the CPSPP and must use the 1033 Program Turn-In Request form. Demil C, D, E, F, and G & P items require demilitarization and must be returned to a DLA Disposition Services office. Also, Demil B and Q items do not require demilitarization, but must be returned to a DLA Disposition Services site. Turn-in requests can include; items the LEA does not want to dispose of through their own agency procedure, property that can be reused by another LEA or property that the CPSPP or LESO has directed the LEA to return to a DLA Disposition Services site. It is the responsibility of the LEA to contact a DLA Disposition Services office to arrange for the return of property. Once the LEA has contacted a DLA Disposition Services office and they have agreed to accept the property, the LEA will submit the 1033 Program Turn-In Request form to the CPSPP. CPSPP will approve the request and forward to LESO for the issuance of the turn in form DD-1348. Once issued by LESO, the turn in form DD-1348 will be sent to the CPSPP, who will forward a copy to the LEA. Upon receipt of the turn-in documentation, the LEA must return the property to the specified DLA Disposition Services site within 14 working days. DLA Disposition Services personnel receiving the materials will sign the turn-in document and provide the LEA a copy of the signed receipt paperwork. This receipt paperwork must be maintained in the LEA's files and a copy of the receipt must be forwarded to the State Coordinator for further processing. Upon completion, the paperwork will be placed in CPSPP files.

Transfer of Property:

LEAs must coordinate, in writing, the transfer of 1033 property through the CPSPP and must use the 1033 Program Transfer Request form. The CPSPP will request final approval from the LESO. Property may be transferred within California or between other states as long as it is properly coordinated with the CPSPP and LESO.

If approved, the LESO approved 1033 Transfer Request form will be returned to the SC's office and will be forwarded to the LEA transferring the equipment. **NOTE: No equipment is to be physically transferred**

between agencies until the transfer has been approved by the CPSPP and LESO. Failure to comply with this directive could result in the suspension of an LEA from the 1033 program.

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- **Aircraft/Flight Safety Critical Aircraft Parts (FSCAP)**

All aircraft (fixed wing and rotary wing) and (FSCAP) may be transferred to LEAs for its use in law enforcement activities. All LEAs and all subsequent users must be aware of and agree to provide all required controls in accordance with applicable laws and FAA regulations for these items. Additionally, the following conditions apply:

LEAs may transfer aircraft and FSCAP to other authorized LEAs, provided the aircraft and components are maintained in accordance with applicable airworthiness standards and procedures for maintenance and repair and provide further that the LEAs perpetuate repair and maintenance documentation.

The LEA must request the transfer of aircraft and FSCAP through the CPSPP, who in turn must request approval from the LESO. Aircraft or FSCAP items that do not meet these standards must be turned into a DLA Disposition Services office when no longer required by the LEA. Aircraft and FSCAP will not physically move until the approval process is complete. All costs related to the transfer of aircraft and FSCAP will be borne by the LEA. LEAs may transfer Munitions List items (MLI) aircraft related items, requiring demilitarization (Demilitarization Codes C, D, E, and F) or items not requiring demilitarization (Demil B), to another authorized LEA within their State, to an authorized LEA in another participating State, or they must be turned-in to a DLA Disposition Services office when no longer required for law enforcement use. The LEA must request the transfer or turn-in of MLI aircraft related items through the State Coordinator, who in turn must request approval from the LESO. MLI items will not physically move until the approval process is complete. All costs related to the transfer or turn-in of MLI items will be borne by the LEA.

- **Weapons**

LEAs may transfer weapons provided through the 1208 or 1033 Program to an authorized LEA within their State, to an authorized LEA in another participating State, or they must turn-in their weapons to the U.S. Army Tank-Automotive and Armaments Command (TACOM) when no longer required for law enforcement use. The LEA must request the transfer or turn-in of weapons through the State Coordinator, who in turn must request approval from the LESO. Weapons will not physically move until the approval process is complete. All costs related to the transfer or turn-in of weapons will be borne by the LEA.

Disposition of Property:

For the disposition or inventory adjustment of 1208/1033 property, LEAs are to contact CPSPP for guidance. All disposition/adjustment requests should be submitted on a 1033 Program Inventory Adjustment form. This form must be completed with the reason for the disposition/adjustment of 1208/1033 property. Once approved at the State level, the form will be forwarded to LESO for final approval. If approved, a LESO approved form will be sent to the CPSPP and will be forwarded to the LEA for final disposition of the property.

- **Aircraft/FSCAP**

LEAs enrolled in the 1208 Program **may sell, trade or barter aircraft and aircraft parts issued on or before September 30, 1996.** LEAs that received aircraft or aircraft parts after September 30, 1996, have the following options: retain the aircraft or aircraft parts, transfer them to another LEA or turn them in to DLA Disposition Services.

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The LEA must request to sell, trade, barter, transfer or turn-in aircraft and aircraft parts through the CPSPP, who in turn must request approval from the LESO. Aircraft and aircraft parts will not physically move until the approval process is complete. All costs related to the sell, trade, barter, transfer or turn-in will be borne by the LEA.

- **Weapons**

The LEA must turn-in any weapon damaged beyond repair. These weapons must be returned to the U.S. Army Tank-Automotive and Armaments Command (TACOM). Please contact the CPSPP for guidance. Transportation costs will be borne by the LEA and the weapons must be shipped by traceable means, including all originally issued parts, assembled as originally configured (damage permitting).

- **All Property**

All property should follow the demilitarization disposal guidance as follows:

Demil code A: does not require demilitarization and may be disposed after obtaining CPSPP and LESO approval.

Demil code Q with Integrity code of 6: *Will be treated like a Demil Code of A.* Does not require demilitarization and the LEA may dispose of the property after obtaining CPSPP and LESO approval.

Demil codes B-Q with the exception of DEMIL Q with Integrity code 6 must be returned to DLA Disposition Services. The LEA must obtain approval from a specific DLA Disposition Services office, CPSPP, and LESO, prior to equipment returns.

Demilitarization of Property:

The demilitarization of all DoD property is the responsibility of the DLA Disposition Services. LEAs are prohibited from destroying any DoD property that requires demilitarization.

THE STATE OF CALIFORNIA (Cal EMA) WILL:

The State will establish and submit to the LESO, a State Plan of Operation, developed in accordance with Federal and State laws conforming to the provisions of the agreement between the Defense Logistics Agency and the State of California. This State Plan of Operation (SPO) will detail organizational and operational authority. It will also address procedures for making determinations of LEA eligibility, allocation and equitable distribution of material, accountability and responsibility concerning excess DoD personal property, training and education, Program Compliance Reviews (PCRs), and procedures for turn-in, transfer, and disposal.

The CPSPP is required to sponsor LEAs that want to actively participate in the program by receiving applications for participation for its law enforcement activities and validate with signature, their law enforcement mission prior to forwarding to LESO for approval as an authorized LEA. Once the approval process is completed and the agency is entered in the DLA Disposition Services automated requisitioning system by LESO, the CPSPP will provide the enrolled LEAs with their LEA ID number so they may request property online.

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CPSPP staff will:

- a. Conduct training and familiarization for LEAs related to the operational requirements of the 1033 program. Training may be conducted using the following forums: training conferences; one-on-one trainings; telephonic support or web-based applications.
- b. Screen all LEA's requests for excess DoD personal property. The CPSPP will: validate that all approved requests for property are legitimate and for law enforcement purposes; forward requests to LESO for excess property that is necessary to meet requirements for LEA activities; and ensure the recipient LEA is identified on all requisitions.
- c. Ensure that property received through the 1033 Program is only distributed to an authorized LEA for whom the initial request was made and justification was provided, unless the property was requested for a TDP or from CRS.
- d. Maintain an accessible website that will provide timely and accurate guidance, information, and links for all individuals who work or have an interest in the 1033 Program.
- e. Receive applications for participation in this program from law enforcement agencies and validate their law enforcement mission prior to forwarding to LESO for approval as an authorized LEA.
- f. Once the approval process is completed and the agency is loaded into the DLA Disposition Services automated requisitioning system, CPSPP will provide the enrolled LEA with their LEA ID number so they may request property online.
- g. Forward requests to LESO for excess property that is necessary to meet requirements for LEA missions. Ensure the recipient LEA is identified on all requisitions.
- h. Be responsible for the transfer and/or allocation of property to qualified LEAs.
- i. Direct that the LEAs agree to maintain, at no expense to the U.S. Government, adequate liability and property damage insurance coverage and worker's compensation insurance to cover any claims.
- j. Control and maintain accurate records on all property obtained under this plan in accordance with the current LESO MOA. These records provide an "audit trail" for individual items of property from receipt to distribution.
- k. Enter into agreements with LEAs to ensure they comply with the terms, conditions and limitations applicable to property transferred pursuant to this plan/program.
- l. Direct that all environmentally regulated property is handled, stored and disposed of in accordance with applicable Federal, State and local environmental laws and regulations.
- m. Direct that all weapons are registered with the U.S. Treasury Department's Bureau of Alcohol, Tobacco and Firearms and the U. S. Army Tank Automotive and Armaments Command. Recipients must comply with all applicable firearms laws and regulations. The LEA will provide a weapon's POC on its data sheet. All weapon transfers between LEAs must be approved by the

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CPSPP/LESO before it is completed. LEAs must maintain an approved copy of the ATF Form 10 or Form 5 for all weapons.

- n. Direct that LEAs are aware of their responsibilities in accordance with the Single Audit Act of 1984, as amended (31 U.S.C. 7501-7). **Reference:**(www.whitehouse.gov/omb/circulars/a133/a133.html)
- o. Review and/or update the MOA between the DLA and the State of California annually or when the Governor or Governor-appointed State Coordinator changes. If there are no changes to the MOA, a signed letter/email will be sent to the LESO indicating that the plan has been reviewed and no changes were necessary.
- p. Direct that all LEAs enrolled in the State 1033 Program maintain a current copy of the California State Plan of Operation (SPO) signed by the agency Chief Executive Officer (CEO).
- q. Obtain annual property inventory reports from the LESO and direct the LEAs to conduct an annual inventory of property including: Demil B thru Q property and specialized items such as APCs, Aircraft, Watercraft, Night Vision devices, and Weapons.
- r. Direct LEAs to provide serial/tail numbers on items such as peacekeepers/armored personnel carriers (APCs), aircraft, watercraft and weapons.
- s. Submit requests for property returns, disposals, transfers and inventory adjustment requests to LESO for final approval.

THE LAW ENFORCEMENT AGENCY WILL:

- a. Submit *certification paperwork* for participation in this program to the CPSPP for approval. Refer to CPSPP's web site for necessary procedures and documentation. Once approved, the certification remains valid for a one year period. New certification requests must be submitted within thirty days (30) of the certification expiration.
- b. If the agency CEO changes, a new certification request is required as soon as the change has occurred.
- c. Maintain an active status if they acquired Demil B thru Q items or weapons through the program. Failure to maintain an active status will result in the turn-in of all such property.
- d. Submit requests for property electronically via the DLA Disposition Services applications or manually via the DLA form 103. The LEA must provide written justification for all requisitions to the CPSPP describing how the property will support their law enforcement activity.
- e. Control and maintain accurate records on all property obtained under this plan. These records must provide an "audit trail" for individual items of property from receipt to distribution for the life cycle of the property. The CEO or his/her designee must certify all annual inventory requirements. All annual inventory certifications must be kept on by file indefinitely by the LEA.

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- f. The records maintained must also satisfy any and all pertinent requirements under California statutes and Federal regulations for the program. (DLA Directive 5025.30 - Appendix 1)
- g. Comply with the terms, conditions and limitations applicable to property transferred pursuant to this plan/program.
- h. Allow a maximum of four (4) screeners, full-time and/or part-time, sworn and/or non-sworn officers, per LEA performing this duty. The screeners must be named in a "letter of authorization/datasheet" provided to the LESO, to be updated as changes occur, or whenever LESO requests an update. A weapons POC fulltime sworn officer must be included on the "letter of authorization/datasheet" for any LEAs that have received or are requesting weapons. **NOTE: A maximum of two (2) of the authorized screeners may physically screen at any DLA Disposition Services office at one time.** The CEO will designate a property accountability officer responsible for approving/disapproving all property requests and maintaining all accountability records for property received.
- i. Ensure that all environmentally regulated property is handled, stored and disposed of in accordance with applicable Federal, State and local environmental laws and regulations.
- j. If applicable, ensure that all weapons obtained through the 1033 Program will be registered with the U.S. Treasury Department's ATF. Recipients must comply with all applicable firearm laws and regulations. Report all stolen or unaccounted for weapons to the CPSPP immediately after the incident has been discovered. The LEA must provide a weapon POC on all data sheets. All weapon transfers between LEAs must be approved by the LESO before completion. The LEA must maintain on file an approved copy of the ATF Form 5/10 for all weapons obtained through the 1033 Program. The CEO or his/her designee must verify that a physical weapons inventory has been conducted, verifying 100% accountability of all weapons issued to the LEA.
- k. Identify to LESO each request that will be used in counter drug/counterterrorism activities.
- l. LEAs must be aware of their responsibilities under the Single Audit Act of 1984, as amended (31 U.S.C. 7501-7). **Reference: (www.whitehouse.gov/omb/circulars/a133/a133.html)**
- m. Conduct periodic reviews to include physical inventory/spot checks of actual property and related records. Ensure compliance with the State Plan of Operation and/or applicable Federal regulations.
- n. Conduct property reconciliations and adjustments as requested by the CPSPP/LESO.
- o. Will conduct an annual inventory of property as directed by the CPSPP or LESO including: Demil B thru Q and specialized items such as APCs, aircraft, watercraft, night vision devices, and weapons.
- p. Ensure serial/tail numbers are provided to the CPSPP on items such as peacekeepers/APCs, aircraft, watercraft and weapons.

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- q. Submit requests for property returns, disposals, transfers and inventory adjustment requests to the CPSPP for final approval.
- r. Contact the CPSPP, in writing, not later than 30 days prior, when the property accountability officer changes.

OTHER TERMS AND CONDITIONS:

By signing this SPO or accepting excess Federal personal property under this SPO, the LEA pledges that it agrees to comply with applicable provisions of the following national policies prohibiting discrimination:

- A. On the basis of race, color, or national origin, in Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d et seq.) as implemented by DoD regulations 32 CR Part 195.
- B. On the basis of age, in the Age Discrimination Act of 1975 (42 USC 6101, et seq) as implemented by Dept. of Health and Human Services regulations in 45 CFR Part 90.
- C. On the basis of handicap, in Section 504 of the Rehabilitation Act of 1973, P.L. 93-112, as amended by the Rehabilitation Act Amendments of 1974, P.L. 93-516 (29 U.S.C. 794), as implemented by Department of Justice regulations in 28 CFR Part 41 and DoD regulations at 32 CFR Part 56.

NOTICES:

Any notices, communications or correspondence related to this agreement shall be provided by the United States Postal Service, express service, or facsimile to the pertinent DLA office. The DLA LESO, may, from time to time, propose modifications or amendments to the provisions of this MOA. In such cases, reasonable opportunity will, insofar as practicable, be afforded to the CPSPP to conform to changes affecting their operations.

AMENDMENTS:

Should amendments to the MOA/MOU become necessary, it is agreed that all parties will acknowledge and agree to these changes upon written notification by CPSPP. It is further stipulated that the changes will become effective upon notification and the LEAs will incorporate these changes into their written procedures related to the 1033 Program.

**California Emergency Management Agency
Public Safety Procurement Program**

TERMINATION:

This MOA/MOU may be terminated by either party, provided the other party receives thirty (30) calendar days notice, in writing, or as otherwise stipulated by Public Law.

The undersigned LEA hereby agrees to comply with all provisions set forth herein and acknowledges that any violation of the terms and conditions of this SPO may be grounds for immediate termination and possible legal consequences, to include pursuit of criminal prosecution if so warranted.

If the LEA determines that they wish to withdraw from the 1033 program, the disposition of the equipment acquired through the program and currently held by the LEA will be determined by LESO/CPSPP. This equipment disposition could include the turn-in or transfer of property to another authorized LEA.

A final equipment disposition plan will be prepared and sent to the LEA. The LEA will have ninety (90) calendar days to comply with the plan and any and all disposition costs will be borne by the LEA.

IN WITNESS THEREOF, the parties hereto have executed this agreement as of the last date written below.

State Coordinator Signature

Gwen Durling, PS/VS Division Chief

Type/Print Name and Title

Date: _____



LEA Chief Executive Officer Signature

Chief Steve Pangelinan

Type/Print Name and Title

Date: 3-6-13

(DLA Directive 5025.30 - <http://www.calema.ca.gov/PublicSafetyandVictimServices/Pages/About-the-1033-Program.aspx> - Appendix 1 - Records Management)

TRACT 10159
HARMONY - PHASE 2
FOR CONDOMINIUM PURPOSES

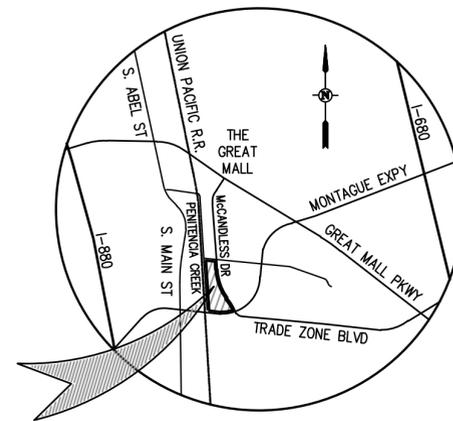
BEING A SUBDIVISION OF PARCEL B OF THE
CERTIFICATE OF COMPLIANCE FOR LOT LINE ADJUSTMENT NO.
LLA 2011-11, FILED IN DOCUMENT NO. 2012-21536585 OF
OFFICIAL RECORD OF SANTA CLARA COUNTY

CITY OF MILPITAS SANTA CLARA COUNTY CALIFORNIA

CARLSON, BARBEE & GIBSON, INC.

ENGINEERS SURVEYORS PLANNERS
SAN RAMON CALIFORNIA

MARCH 2013



SITE

VICINITY MAP

(NTS)

OWNER'S STATEMENT

WE HEREBY STATE THAT WE ARE THE OWNERS OF OR HAVE SOME RIGHT, TITLE, OR INTEREST IN AND TO THE REAL PROPERTY INCLUDED WITHIN THE SUBDIVISION SHOWN HEREON; THAT WE ARE THE ONLY PERSONS WHOSE CONSENT IS NECESSARY TO PASS A CLEAR TITLE TO SAID REAL PROPERTY; THAT WE CONSENT TO THE MAKING AND RECORDING OF THIS SUBDIVISION MAP AS SHOWN WITHIN THE DISTINCTIVE BOUNDARY LINE.

WE HEREBY OFFER FOR DEDICATION TO THE CITY OF MILPITAS AN EASEMENT FOR PUBLIC USE FOR OPERATION, ALTERATION, RELOCATION, MAINTENANCE, REPAIR AND REPLACEMENT OF ALL PUBLIC SERVICE FACILITIES AND THEIR APPURTENANCES, OVER, UNDER, ALONG AND ACROSS THE FOLLOWING:

1. EASEMENTS "A" FOR PUBLIC SERVICE AND UTILITY EASEMENT PURPOSES (PSUE).
2. EASEMENTS "B" FOR EMERGENCY VEHICLE ACCESS PURPOSES (EAE).
3. EASEMENT "C" FOR SIDEWALK PURPOSES (SE).

THE ABOVE MENTIONED EASEMENTS (PSUE & EAE) SHALL REMAIN OPEN AND FREE FROM BUILDINGS AND STRUCTURES OF ANY KIND EXCEPT PUBLIC SERVICE AND PUBLIC UTILITY STRUCTURES AND THEIR APPURTENANCES, IRRIGATION SYSTEMS AND THEIR APPURTENANCES AND LAWFUL FENCES. UNOBSTRUCTED CONTINUOUS ACCESS SHALL BE MAINTAINED AT ALL TIMES.

THE UNDERSIGNED HEREBY DECLARES THAT ALL OF THE PRIVATE STREETS (PARCEL A) ARE ESTABLISHED AS ACCESS WAYS FOR THE BENEFIT OF ALL THE LOT OWNERS WITHIN THIS SUBDIVISION, THEIR LICENSES, VISITORS AND TENANTS, BUT ARE NOT OFFERED FOR DEDICATION FOR PUBLIC USE. MAINTENANCE OF SAID PRIVATE STREETS IS TO BE THE RESPONSIBILITY OF THE HOMEOWNER'S ASSOCIATION OF TRACT 10159, ALL IN ACCORDANCE WITH THE SUBDIVISION RESTRICTIONS GOVERNING THIS PROJECT. THE DESIGNATED PRIVATE STREETS ON THIS MAP ARE NOT PART OF THE CITY OF MILPITAS STREET SYSTEM AND ARE NOT ACCEPTED FOR PUBLIC MAINTENANCE.

OWNER:

D.R. HORTON BAY, INC., A DELAWARE CORPORATION

BY: _____

NAME: _____

TITLE: _____

ACKNOWLEDGMENT CERTIFICATE (OWNER'S)

STATE OF _____)
COUNTY OF _____)

ON _____, 2013, BEFORE ME, _____, A NOTARY PUBLIC, PERSONALLY APPEARED _____, WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT, AND ACKNOWLEDGED TO ME THAT HE/SHE/THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY(IES), AND BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.

WITNESS MY HAND:

SIGNATURE: _____

NAME (PRINT): _____

PRINCIPAL COUNTY OF BUSINESS: _____

MY COMMISSION NUMBER: _____

MY COMMISSION EXPIRES: _____

SURVEYOR'S STATEMENT

I CHRISTOPHER S. HARMISON, HEREBY CERTIFY THAT I AM A LICENSED LAND SURVEYOR IN THE STATE OF CALIFORNIA, THAT THIS MAP WAS PREPARED BY ME OR UNDER MY DIRECTION IN JANUARY 2013 AND IS BASED UPON A FIELD SURVEY IN CONFORMANCE WITH THE REQUIREMENTS OF THE SUBDIVISION MAP ACT AND LOCAL ORDINANCE AT THE REQUEST OF D.R. HORTON BAY, INC., A DELAWARE CORPORATION IN SEPTEMBER 2012 AND IS TRUE AND COMPLETE AS SHOWN. I HEREBY STATE THAT THIS FINAL MAP COMPLIES WITH FINAL MAP PROCEDURES OF THE CITY OF MILPITAS AND THAT THIS FINAL MAP SUBSTANTIALLY CONFORMS TO THE APPROVED TENTATIVE MAP AND THE CONDITIONS OF APPROVAL THEREOF WHICH WERE REQUIRED TO BE FULFILLED PRIOR TO THE FILING OF THE FINAL MAP, AND IT IS TECHNICALLY CORRECT. I HEREBY STATE THAT THE MONUMENTS WILL OCCUPY THE POSITIONS INDICATED BY DECEMBER 2014, AND ARE OF THE CHARACTER INDICATED, AND ARE SUFFICIENT TO ENABLE THE SURVEY TO BE RETRACED.

DATED: _____

CHRISTOPHER S. HARMISON P.L.S.
P.L.S. NO. 7176



RECORDER'S STATEMENT

FILED THIS _____ DAY OF _____, 20__ AT _____. IN BOOK OF MAPS _____, AT PAGES _____, SERIES NUMBERS _____ AT THE REQUEST OF FIRST AMERICAN TITLE COMPANY

FEE _____

REGINA ALCOMENDRAS
SANTA CLARA COUNTY RECORDER

BY: _____
DEPUTY

MEMORANDUM

ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area

Agenda Item 5C



DATE: December 6, 2012

TO: ABAG POWER Executive Committee

FROM: Gerald L. Lahr, Manager, ABAG POWER

RE: **Natural Gas Pipeline Capacity Costs**

Summary. California’s “core aggregation” program provides retail choice in the core natural gas market by allowing core customers to purchase gas directly from competitive suppliers (Core Transportation Agents or CTAs) rather than from investor owned utilities (IOUs) such as PG&E. Since the institution of the core aggregation program, CTAs have steadily gained a customer base throughout PG&E’s service territory. In fact, CTAs have gained market share now approaching fifteen percent of PG&E’s core market. Pursuant to recent California Public Utilities Commission (Commission) decisions, CTAs must take or pay for a share of all long-term interstate pipeline capacity held for core customers by PG&E under contracts that the Commission has approved. Such a requirement jeopardizes CTAs’ abilities to compete with PG&E, thereby decreasing value for core customers.

Background. Under previous Commission rulings related to PG&E’s natural gas transportation and storage issues (commonly referred to as the ‘Gas Accord’),¹ CTAs have benefitted from the right to request and receive an assignment of PG&E’s core interstate pipeline capacity in monthly or annual increments, but have never been obligated to pay for pipeline capacity contracted by PG&E for its core customers that the CTAs did not actually use. In the Gas Accord II (2002) decision, however, the Commission required that, once the January capacity factor for all CTAs reached 10% of PG&E’s total January core loads, CTAs would be required to pay for a percentage of PG&E’s excess pipeline and storage capacity in an amount equal to their market share whether or not CTAs use the capacity. Under this policy, CTAs would have been required to pay for their entire pro rata share of core capacity beginning April 2012 because the January capacity factor for CTAs exceeded 10% prior to April 2011.

The most recent Gas Accord V Settlement (2011), however, modified the implementation of the “full cost responsibility” policy adopted in Gas Accord II. Under the CTA Settlement PG&E and a number of CTAs (including ABAG POWER) agreed to a three-year process, beginning in April 2012, for a phase-in of the full cost sharing, which the Commission approved. Under this modified arrangement, after April 2015, each CTA will be required to pay for (but not necessarily hold) their entire pro rata share of PG&E’s core interstate pipeline capacity. A CTA can continue to take an assignment of PG&E’s capacity, and its payment for the use of the assigned capacity contributes to its obligation for the costs of PG&E’s capacity.

Additionally, as part of the Gas Accord V settlement, PG&E is required to release any capacity that is not accepted by CTAs to the marketplace through an auction, and any revenue from this process will be used to offset the cost responsibility of the CTAs (‘unrecovered capacity costs’).

¹ The original Gas Accord was adopted in 1997 and implemented during the period 1998-2002. Subsequent Gas Accord agreements have generally followed every 2-3 years.

MEMORANDUM

ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area

Agenda Item 5C



In July 2011 ABAG POWER joined with other CTAs ('CTA Consortium') in an effort to further reduce its exposure to the stranded capacity costs created by PG&E. The Consortium hired legal counsel (Winston & Strawn) and a technical consultant (Crossborder Energy) to study the issues and offer advice. Ultimately a decision was made to file a 'Petition to Modify' two prior California Public Utility Commission (CPUC) decisions. A petition was initially filed on May 17, 2012,² as follows:

- Modify Decision 03-12-061 to allow CTAs to opt out of an allocation of PG&E's interstate pipeline capacity holdings when the underlying contracts come up for renewal in order to minimize their exposure to stranded costs.
- Replace the requirement set forth in Decision 04-09-022 that PG&E must hold between 962 and 1,058 MMcf/d of interstate pipeline capacity for core customers with a requirement that PG&E must hold interstate capacity in an amount equal to between 100% and 120% of its forecast daily bundled core demand.

In its filing the Consortium explained that these modifications were being requested in order to:

- Enhance gas supply choice for PG&E's core gas customers
- Reflect the significant reduction in bundled core demand on the PG&E system, compared to growth in pipeline capacity serving California.
- Align the core capacity requirement for PG&E with the core capacity requirement of Southern California Gas Company and San Diego Gas & Electric.
- Automatically accommodate changes in the level of PG&E's bundled core portfolio demand.
- Reduce pipeline capacity costs for all of PG&E's core gas customers.

In September, PG&E filed an Advice Letter with the CPUC seeking to approve a one-year extension of two existing pipeline contracts. The Consortium (in collaboration with Shell) filed a response to the Advice Letter calling the Commission's attention to the fact that PG&E's request to extend these contracts perpetuates a pipeline capacity cost burden on CTAs and their customers, and reminding them of the previously filed Petition to Modify. The CPUC subsequently approved PG&E's Advice Letter, although they acknowledge the issues raised by CTAC.

In November, the CPUC issued a Proposed Decision (PD) for each of the two Petitions filed by CTAC. One of these PDs offers a modest amount of relief by lowering the amount of capacity that PG&E is required to hold on behalf of core customers, while the other PD offers little relief, and seems to misunderstand the request stated in the Petitions.

CTAC is now in the process of filing comments on the PDs, as well as meeting with advisors to the CPUC commissioners to clarify, the relief requested in the petitions.

To date, ABAG POWER has obligated itself to spending \$11,500 for its share of the legal costs associated with this effort.

² At the time of the initial CPUC filing the membership of the CTA Consortium included: Accent Energy, ABAG POWER, Commercial Energy, School Project for Rate Reduction (SPURR), Tiger Natural Gas and UET/Blue Spruce. Shell Energy North America joined the CTA Consortium as a joint petitioner.

MEMORANDUM

ASSOCIATION OF BAY AREA GOVERNMENTS

Representing City and County Governments of the San Francisco Bay Area

Agenda Item 5C



Discussion. Earlier this year ABAG POWER began receiving invoices from PG&E for the unrecovered pipeline capacity costs for periods beginning with April in accordance with the Gas Accord V settlement. For the first three months these invoices remained fairly steady at approximately \$650/month. However, in July the monthly invoice amount increased to approximately \$3,400 and has continued at this level. ABAG POWER staff estimate that the potential total cost burden on the program could theoretically be as high as \$44,000/month in 2015 (\$528,000/yr), assuming that the CPUC regulations remain unchanged, and PG&E collects zero revenue from its capacity auction. This cost could overwhelm any potential program savings.

In the past, ABAG POWER has chosen not to utilize the interstate capacity offered to it for a variety of reasons, including: (1) the cost of the capacity is relatively high; (2) the amount of capacity offered varies from pipeline to pipeline creating mismatches that lead to stranded capacity; (3) significant administrative burden in implementing and maintaining contracts with the various pipeline companies; (4) accepting the capacity forces the program to purchase gas based on PG&E's selection of pipelines, thus limiting the program's flexibility to purchase gas at the least cost; (5) the relatively small amounts of capacity offered to ABAG POWER are not in quantities that are preferred by gas suppliers.

While ABAG POWER could seek to make more full utilization of the capacity offerings, due to the reasons stated above, to date we have concluded that it is more favorable to decline the interstate capacity offerings; allow the rejected capacity to be entered into PG&E's market auction, and accept whatever revenue is gained as an offset to the cost.

Conclusion. While the goals of ABAG POWER are not solely related to cost savings, this remains a significant driver of the program, and the unrecovered capacity costs could provide a significant barrier to this objective.

In addition, CTAs as a group desire to maintain their ability to choose for themselves the most economical way to supply the natural gas needs of their customers, rather than being bound by the capacity decisions made by PG&E. ABAG POWER concurs with this desire, and therefore intends to continue to support the efforts of the CTA Consortium. It is hoped that the Petition to Modify will gain traction with the CPUC in the near future, so the program can begin to reduce the expense associated with the unrecovered pipeline capacity costs, as the pipeline capacity contracts come up for renewal.

ABAG POWER staff, in collaboration with the Executive Committee will continue to monitor the regulatory proceedings as well as the costs associated with this issue to see if any change in strategy or program operation is warranted.

/vm



CITY OF MILPITAS

455 East Calaveras Boulevard, Milpitas, California 95035-5411 www.ci.milpitas.ca.gov

President Michael R. Peevey and Commissioners
Public Utilities Commission of the State of California
505 Van Ness Avenue
San Francisco, CA 94102

Re: ABAG Power Program
PG&E's Pipeline Capacity Charges

Dear President Peevey and Commissioners:

The City is a member of ABAG POWER, a joint power agency which serves as a core transport agent for 38 public entities since 1996. The City has a constituency of over 67,000 California residents. We provide to our citizenry essential services that include: affordable housing, police services, fire protection, community services for youth and the elderly, sanitation and flood control, and public works, we rely on a cost effective and stable supply of natural gas in providing these essential services.

Beginning early last year, CPUC regulations were put into place that require ABAG POWER to take and pay for a portion of PG&E's pipeline capacity. This is a significant burden on the ABAG POWER program and the City for the following reasons:

- ABAG POWER's purchasing strategy does not generally include the tactic of contracting for pipeline capacity separate from the purchase of natural gas.
- Even if ABAG POWER changed its gas purchasing strategy to purchase natural gas and pipeline capacity separately, absent the recent regulations, it would not necessarily match the locations and the amounts that it will be required to take from PG&E.
- ABAG POWER cannot recover its costs by reselling this pipeline capacity.

PG&E claims that this pipeline capacity serves as a hedge against possible future shortages that would prevent it from moving natural gas into the region. There is absolutely no evidence of a shortage of pipeline capacity: in fact, there is significant excess capacity. More importantly, if there were signs of a possible future shortage, ABAG POWER would seek to acquire pipeline capacity that matches its natural gas purchasing strategy – not PG&E's.

The City requests that the CPUC rescind the regulations that require core transportation agents like ABAG POWER to take and pay for PG&E's excess pipeline capacity.

Please contact the City's Purchasing Agent, Chris Schroeder (cschroeder@ci.milpitas.ca.gov), 408-687-1639 or ABAG POWER Manager, Jerry Lahr (JerryL@abag.ca.gov), 510-464-7908 if you have any questions on this issue.

Respectfully Submitted,

Jose S. Esteves, Mayor

REGULAR

NUMBER: 38.807

TITLE: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MILPITAS APPROVING A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF MILPITAS AND MILPITAS SIGN COMPANY, LLC

HISTORY: This Ordinance was introduced (first reading) by the City Council at its meeting of April 2, 2013, upon motion by Vice Mayor Polanski and was adopted (second reading) by the City Council at its meeting of _____, upon motion by _____. The Ordinance was duly passed and ordered published in accordance with law 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

RECITALS AND FINDINGS:

WHEREAS, on January 7, 2011, an application was submitted by Milpitas Sign Company, LLC., 555 12th Street, #950, Oakland, CA 94607, for the construction and operation of two freestanding off-site advertising displays (“Project”) to be located at 1545 California Circle (APN: 22-37-049) and 1301 California Circle (APN: 22-38-002). The properties are located within the Industrial Park Zoning District; and

WHEREAS, the City and the applicant wish to memorialize the rights to design, construct, install, operate, maintain, manage and market advertising opportunities on said advertising display in the document entitled “Development Agreement By and Between the City of Milpitas and Milpitas Sign Company, LLC,” (hereinafter referred to herein as the “Development Agreement”), a draft of which is attached hereto as Exhibit A; and

WHEREAS, the environmental effects of the Project were considered in the Final Environmental Impact Report, State Clearinghouse No. 201062083 (“EIR”) prepared pursuant to the California Environmental Quality Act (“CEQA”) and certified by the Milpitas City Council on April 2, 2013. The terms and conditions of this Development Agreement are consistent with and within the scope of the EIR. Accordingly, no further environmental analysis is necessary or required under CEQA to enter into the Development Agreement and undertake its terms and conditions; and

WHEREAS, on January 23, 2013, the Planning Commission held a duly noticed public hearing on the subject application, and considered evidence presented by City staff, the applicant, and other interested parties, and unanimously recommended to the City Council to approve the accompanying sign proposal and the environmental assessment performed by City staff; and

WHEREAS, on April 2, 2013, the City Council held a duly noticed public hearing and considered the proposed Development Agreement for compliance with City of Milpitas Resolution No. 6642 and Government Code Section 65864 *et seq.*

NOW, THEREFORE, the City Council of the City of Milpitas does ordain as follows:

SECTION 1. RECORD AND BASIS FOR ACTION

The City Council has duly considered the full record before it, which may include but is not limited to such things as the City staff report, testimony by staff and the public, and other materials and evidence submitted or provided to the City Council. Furthermore, the recitals set forth above are found to be true and correct and are incorporated herein by reference.

SECTION 2. FINDINGS

- A. The City Council finds that the proposed Development Agreement is consistent with the City's General Plan and other applicable plans, policies and regulations of the City currently in effect, is not detrimental to the health, safety and general welfare of the citizens of the City, is entered into and constitutes an appropriate exercise of the City's police power, and is entered into in compliance with applicable State law and City Resolution No. 6642, as amended.
- B. The City Council finds that the proposed Development Agreement complies with all the applicable procedural and eligibility requirements for the approval and execution of development agreements set forth in City of Milpitas Resolution No. 6642 and Government Code Section 65864 *et seq.* A valid application was submitted to the Planning & Neighborhood Services Director by an applicant with

proper legal standing. The proposed Development Agreement would eliminate uncertainty in land use planning and help ensure the orderly development of an advertising display in an appropriate zoning district and location. The proposed Development Agreement would also result in a project which would be significantly superior in terms of its overall effect on the environment and the community than would otherwise result without such a development agreement. The proposed Development Agreement would also be beneficial to the health, safety, and general welfare of the community.

- C. The Development Agreement is consistent with the General Plan in that the advertising display would promote business development, appropriately identify local commercial activity and project a positive image of the City and the community.

SECTION 3. APPROVAL AND AUTHORIZATION

The City Council hereby approves and authorizes the City Manager or his or her designee to execute the Development Agreement between the City of Milpitas and Milpitas Auto Properties, LLC, attached hereto as Exhibit A. Within ten (10) days of the effective date of this Ordinance, the City Clerk shall have the Development Agreement recorded with the Santa Clara County Recorder.

SECTION 4. SEVERABILITY

The provisions of this Ordinance are separable, and the invalidity of any phrase, clause, provision or part shall not affect the validity of the remainder.

SECTION 5. EFFECTIVE DATE AND POSTING

In accordance with Section 36937 of the Government Code of the State of California, this Ordinance shall take effect thirty (30) days from and after the date of its passage. The City Clerk of the City of Milpitas shall cause this Ordinance or a summary thereof to be published in accordance with Section 36933 of the Government Code of the State of California.

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILPITAS
APPROVING A STANDARD OPERATING PROCEDURE AND AMENDMENT TO THE CITY COUNCIL
HANDBOOK RELATING TO DONATION AND FEE WAIVER**

WHEREAS, the City finds that public confidence is enhanced by the careful use of public funds and the prudent application of fee waivers and donations for events that benefit the public; and

WHEREAS, the City of Milpitas recognizes the value of partnership with other agencies and organizations in providing services that benefit the community and its residents; and

WHEREAS, the City may provide a donation or grant a reduction and/or waiver of fees to intergovernmental agencies or non-profit organizations that provide Milpitas community benefit; and

WHEREAS, the City Council of the City of Milpitas has indicated its desire to review and approve donation and fee waiver requests.

NOW, THEREFORE, the City Council of the City of Milpitas hereby finds, determines, and resolves as follows:

1. The City Council has considered the full record before it, which may include but is not limited to such things as the staff report, testimony by staff and the public, and other materials and evidence submitted or provided to it. Furthermore, the recitals set forth above are found to be true and correct and are incorporated herein by reference.

2. The City Council does hereby consider and approve the Standard Operating Procedure regarding Donation and Fee Waiver as set forth in the attached Exhibit A, and orders that this Procedure also be included in the City Council Handbook and replace the current provisions of the CITY COUNCIL POLICY ON COMMUNITY FUNDING section of that Handbook.

PASSED AND ADOPTED this ____ day of _____, 2013, 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

EXHIBIT A

**CITY OF MILPITAS, CALIFORNIA
STANDARD OPERATING PROCEDURE**

SUBJECT: CITY COUNCIL DONATION AND FEE WAIVER/REDUCTION POLICY

1. Purpose

The City of Milpitas recognizes the value of partnership with other agencies and organizations in providing services that benefit the community and its residents. To that end, the City may provide a donation or grant a reduction and/or waiver of fees to intergovernmental agencies or non-profit organizations that provide Milpitas community benefit.

2. Donation and Fee Waiver Budget

With each budget cycle, the City Council will establish an annual budget amount for donations or fee waivers/ reductions for unspecified community events. Except for extraordinary circumstances, donations and or fee waivers/reductions will not be granted once the budgeted amount has been expended.

3. Requirements

- a) Any requests for donation or fee waiver/reduction must be submitted in writing using the attached application form.
- b) Requests for donations or fee waivers/reductions will be considered by the City Council during a regularly scheduled meeting.
- c) To be eligible, the organization must be a non-profit organization as described by the Internal Revenue Section such as 501(c)(3) or an intergovernmental agency. In either case, only events that provide community benefit within the City of Milpitas shall be eligible. If fund raising is involved, the organization must demonstrate that at least 60% of fund raised will be of general benefit to the Milpitas community. The organization must be non-discriminatory, and non-political in nature, based in Milpitas or have a local affiliation within the City.
- d) If the request for donation or fee waiver/reduction is for a community event, the event must be advertised, open to the public and no entrance fee shall be charged for the event.
- e) Fee waivers/reductions only apply to services provided by the City during its regular course of business. Such fees may include rental fees for the City's facilities or equipment, building permit fees or fire permit fees. Any City staff overtime costs required due to the event cannot be waived.
- f) The City Council may grant donation or fee waiver/reduction to each organization once annually, regardless of how many branches or affiliations it may have in the City.
- g) The fee waiver/reduction amount is further subject to \$1,500 maximum annually and the donation amount is subject to \$500 maximum annually for each organization. A fee waiver/reduction request cannot be combined with a donation request.

- h) To the extent possible, the City's contribution should be recognized in the event fliers and/or advertising.
- i) Within 60 days after completion of the event in which a donation was received or a fee waiver/reduction was granted by the City, the organization will provide a written report to the City Clerk to include at minimum: number of participants, copies of all publicity of the event, any benefit to the community, amount of funds raised and an accounting of how the proceeds of the event will be dispersed.
- j) Failure to abide by the rules and procedures as set forth in this document will result in the organization being denied for funding and/or fee waiver/reduction in the future.

City of Milpitas
Donation or Fee Waiver/Reduction Request Application Form
for Non-Profit Organizations

Complete this form and return it to Milpitas City Clerk

Please provide a copy of the IRS tax-exempt letter with the application.

Name of Organization: _____

Is there a Milpitas branch or affiliation? _____

Mailing Address: _____

Contact Person: _____ Telephone No. _____

Email Address: _____

What is your request? Donation Amount Requested _____ OR

Fee Requested to be waived (type and \$ amount) _____

Event date(s): _____

What is the purpose of the event? _____

How will the Milpitas community benefit from this event? _____

What % of the fund raising proceeds will benefit Milpitas community? _____

How will the City's contribution (if granted) be recognized in any publicity? _____

Within 60 days after completion of the event for which a donation was received or a fee waiver/reduction was granted by the City of Milpitas, your organization will provide a written report to the City Clerk to include at minimum: number of participants, copies of all publicity of the event, any benefit to the community, amount of funds raised and an accounting of how the proceeds of the event will be dispersed.

Signature of Officer: _____

Date: _____

Print Name & Title: _____

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILPITAS
AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT WITH THE
CALIFORNIA HIGHWAY PATROL FOR THE JOINT USE OF THE
WEAPONS FIRING RANGE**

WHEREAS, there has been submitted to the City Council of the City of Milpitas a proposed Agreement to be entered into by and between the City of Milpitas and the California Highway Patrol; and

WHEREAS, said Agreement is attached as Exhibit A and is made a part hereof.

NOW, THEREFORE, BE IT RESOVED by the City Council of the City of Milpitas that the Agreement attached as Exhibit A is approved and that the City Manager be authorized and directed to execute for and on behalf of said City of Milpitas said Agreement.

PASSED AND ADOPTED this _____ day of _____, 2013, 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

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL

Business Services Section
Contract Services Unit
P.O. Box 942898
Sacramento, CA 94298-0001
(916) 843-3610
(800) 735-2929 (TT/TDD)
(800) 735-2922 (Voice)



March 11, 2013

Milpitas Police Department/City of Milpitas
1275 N, Milpitas Blvd.
Milpitas, CA 95035

Subject: Agreement Number 12C340000-0

Complete the following marked item(s) and return to the above address within ten (10) business days:

- STD. 213, Standard Agreement with attached exhibits. Sign the first page of the STD. 213, sign the additional single STD. 213, and return both copies.
- STD. 213A, Standard Agreement Amendment. Sign the first page of the STD. 213A, sign the additional single STD. 213A, and return both copies.
- STD. 210, Short Form Contract. Sign and return both copies.
- Letter of Agreement. Sign and return both copies.
- STD. 204, Payee Data Record. Complete and return.
- CCC, Contractor Certification Clauses. Complete and return.
- Obtain and forward the liability insurance certificate required by the terms of the Agreement.
- Resolution, motion, order, or ordinance from the local governing body authorizing this Agreement.
- STD. 807, Payment Bond. Complete and return one copy.
- CHP 28, Voluntary Statistical Data. Complete and return.
- Other: Proof of self-insurance or liability certificate

Contract status.

- The enclosed agreement is signed on behalf of the Department of California Highway Patrol. Process and when approved, return an original to this office.
- The enclosed approved agreement is for your records. You are now authorized to provide services.

Debra Teixeira
DEBRA TEIXEIRA
Contract Analyst

Enclosures

Safety, Service, and Security



An Internationally Accredited Agency

STATE OF CALIFORNIA
STANDARD AGREEMENT
 STD 213 (Rev 06/03)

AGREEMENT NUMBER 12C340000
REGISTRATION NUMBER

1. This Agreement is entered into between the State Agency and the Contractor named below:

STATE AGENCY'S NAME
 Department of California Highway Patrol

CONTRACTOR'S NAME
 Milpitas Police Department/City of Milpitas

2. The term of this Agreement is: **04/01/2013 or upon approval by DGS through 03/31/2016**

3. The maximum amount of this Agreement is: **\$ 36,000.00**
 Thirty Six Thousand Dollars and Zero Cents

4. The parties agree to comply with the terms and conditions of the following exhibits which are by this reference made a part of the Agreement.
- | | |
|--|-----------|
| Exhibit A – Scope of Work | 2 page(s) |
| Exhibit B – Budget Detail and Payment Provisions | 1 page(s) |
| Exhibit C – GTC 610 General Terms and Conditions | 4 page(s) |
| Check mark one item below as Exhibit D: | |
| <input checked="" type="checkbox"/> Exhibit - D Special Terms and Conditions (Attached hereto as part of this agreement) | 1 page(s) |
| <input type="checkbox"/> | |

Items shown with an Asterisk (*), are hereby incorporated by reference and made part of this agreement as if attached hereto.

IN WITNESS WHEREOF, this Agreement has been executed by the parties hereto.

CONTRACTOR		<i>California Department of General Services Use Only</i>
CONTRACTOR'S NAME (if other than an individual, state whether a corporation, partnership, etc.) Milpitas Police Department/City of Milpitas		
BY (Authorized Signature) 	DATE SIGNED (Do not type)	
PRINTED NAME AND TITLE OF PERSON SIGNING		
ADDRESS 1275 N. Milpitas Blvd., Milpitas, CA 95035		
STATE OF CALIFORNIA		
AGENCY NAME Department of California Highway Patrol		
BY (Authorized Signature) 	DATE SIGNED (Do not type)	
PRINTED NAME AND TITLE OF PERSON SIGNING K. V. SMITH, Commander, Business Services Section		
ADDRESS P.O. Box 942898, Sacramento, CA 94298-0001		

Exempt per:

**EXHIBIT A
 (Standard Agreement)**

SCOPE OF WORK

1. Contractor agrees to provide to the Department of California Highway Patrol (CHP) San Jose Area office, the services described herein:

Furnish use of Contractor's weapons firing range facilities including restroom facilities if available; pay all taxes, insurance, bonds, license and permit fees, maintenance fees and all other costs required to provide use of the weapons firing range facility in accordance with this Agreement.

2. The services shall be performed at: If checked see attached for additional service locations

City of Milpitas/Milpitas Police Department
 Shooting Range
 2000 Scott Creek Road
 Milpitas, CA 95035

3. The services shall be provided during:
 Such times that are mutually agreeable to both parties.

4. The project representatives during the term of this agreement will be:

STATE AGENCY		CONTRACTOR	
Department of California Highway Patrol		City of Milpitas/Milpitas Police Department	
NAME		NAME	
Sgt. Michael D. Hagen, San Jose Area Office		Lt. Daryl Sequeira	
TELEPHONE NUMBER	FAX NUMBER	TELEPHONE NUMBER	FAX NUMBER
(650) 369-6261	(650) 369-6268	(408) 586-2434	(408) 586-2488
Direct all inquiries to :			
STATE AGENCY		CONTRACTOR	
Department of California Highway Patrol		City of Milpitas/Milpitas Police Department	
SECTION/UNIT		SECTION/UNIT	
Business Services Section, Contract Services Unit		Shooting Range	
ATTENTION		ATTENTION	
Debra Teixeira		Lt. Daryl Sequeira	
ADDRESS		ADDRESS	
P.O. Box 942898, Sacramento, CA 94298-0001		2000 Scott Creek Road, Milpitas, CA 95035	
TELEPHONE NUMBER	FAX NUMBER	TELEPHONE NUMBER	FAX NUMBER
(916) 843-3623	(916) 322-3155	(408) 586-2434	(408) 586-2488

EXHIBIT A
(Standard Agreement)

SCOPE OF WORK (Continued)

5. Detailed description of work to be performed:

- A. The weapons firing range use shall be limited to CHP personnel assigned to the San Jose Area office
- B. Contractor agrees that CHP shall have the use of the on-site firearms buildings located on the range for training programs. The classroom facility may be used on a case-by-case basis, without additional charge, when arranged through the Range Master.
- C. Contractor and CHP agree the weapons range shall be open and usable by members of CHP at such times that are mutually agreeable to both parties, but that exclusive use of the facilities by CHP for any time(s) is not granted without prior mutual agreement of both parties. CHP may use the range up to three (3) days per month, including two (2) night shoots per year. Dates and times that have been agreed to and may be cancelled or changed by CHP up to fourteen (14) working days prior to the scheduled training. The training may then be rescheduled to an available time slot.
- D. The CHP agrees that its members using the weapons firing range facilities under this Agreement shall be governed by the range safety rules established by Contractor.
- E. Brass will be retained by Contractor.
- F. The weapons firing range must be able to accommodate the following:
 - 1) .40 caliber pistol (loaded with Department-issued ammunition currently 180G)
 - a. Twelve (12) shoots per year, one (1) each month or two (2) every other month.
 - b. Two (2) qualification shoots which must be performed at the following distances: 2 yards, 4 yards, 7 yards, 10 yards, 15 yards, and 25 yards.
 - c. Ten (10) practice shoots, of which two (2) night shoots are recommended.
 - d. Use for make-up shoots at times mutually agreeable to both parties.
 - 2) Tactical rifle (.223 caliber)
 - a. Four (4) shoots per year (quarterly).
 - b. One (1) night shoot is required.
 - c. Maximum distance of 50 yards.
 - 3) Shotgun (00 buckshot)
 - a. Eight (8) shoots per year (two (2) quarterly).
 - b. Two (2) night shoots required.
 - c. Distance 15 yards maximum.
- G. Inspection and test firing of weapons:
 - 1) All weapons are to be test fired after each required inspection by the Area Weapons Range Officer.
 - 2) Use of facility to test fire weapons will be coordinated between the Area Weapons Range Officer and the Contractor.

**EXHIBIT B
(Standard Agreement)**

BUDGET DETAIL AND PAYMENT PROVISIONS

1. Invoicing and Payment

- A. For services satisfactorily rendered, and upon receipt and approval of the invoices, the State agrees to compensate the Contractor for actual expenditures incurred in accordance with the rates specified herein, which is attached hereto and made a part of this Agreement.
- B. Invoices shall include the Agreement Number and shall be submitted in duplicate not more frequently than monthly in arrears to:

Name: Sgt. Michael D. Hagen
Office: San Jose Area office
Address: 2020 Junction Avenue
San Jose, CA 95131

2. Budget Contingency Clause

- A. It is mutually agreed that if the Budget Act of the current year and/or any subsequent years covered under this Agreement does not appropriate sufficient funds for the program, this Agreement shall be of no further force and effect. In this event, the State shall have no liability to pay any funds whatsoever to Contractor or to furnish any other considerations under this Agreement and Contractor shall not be obligated to perform any provisions of this Agreement.
- B. If funding for any fiscal year is reduced or deleted by the Budget Act for purposes of this program, the State shall have the option to either cancel this Agreement with no liability occurring to the State, or offer an agreement amendment to Contractor to reflect the reduced amount.

3. Prompt Payment Clause

Payment will be made in accordance with, and within the time specified in, Government Code Chapter 4.5, commencing with Section 927.

4. Rate Schedule

CHP agrees to pay Contractor One Thousand Dollars and Zero Cents (\$1,000.00) monthly, in arrears, for use of weapons range for the term of this agreement.

GTC 610

EXHIBIT C

GENERAL TERMS AND CONDITIONS

1. APPROVAL: This Agreement is of no force or effect until signed by both parties and approved by the Department of General Services, if required. Contractor may not commence performance until such approval has been obtained.
2. AMENDMENT: No amendment or variation of the terms of this Agreement shall be valid unless made in writing, signed by the parties and approved as required. No oral understanding or Agreement not incorporated in the Agreement is binding on any of the parties.
3. ASSIGNMENT: This Agreement is not assignable by the Contractor, either in whole or in part, without the consent of the State in the form of a formal written amendment.
4. AUDIT: Contractor agrees that the awarding department, the Department of General Services, the Bureau of State Audits, or their designated representative shall have the right to review and to copy any records and supporting documentation pertaining to the performance of this Agreement. Contractor agrees to maintain such records for possible audit for a minimum of three (3) years after final payment, unless a longer period of records retention is stipulated. Contractor agrees to allow the auditor(s) access to such records during normal business hours and to allow interviews of any employees who might reasonably have information related to such records. Further, Contractor agrees to include a similar right of the State to audit records and interview staff in any subcontract related to performance of this Agreement. (Gov. Code §8546.7, Pub. Contract Code §10115 et seq., CCR Title 2, Section 1896).
- ~~5. INDEMNIFICATION: Contractor agrees to indemnify, defend and save harmless the State, its officers, agents and employees from any and all claims and losses accruing or resulting to any and all contractors, subcontractors, suppliers, laborers, and any other person, firm or corporation furnishing or supplying work services, materials, or supplies in connection with the performance of this Agreement, and from any and all claims and losses accruing or resulting to any person, firm or corporation who may be injured or damaged by Contractor in the performance of this Agreement.~~
6. DISPUTES: Contractor shall continue with the responsibilities under this Agreement during any dispute.
7. TERMINATION FOR CAUSE: The State may terminate this Agreement and be relieved of any payments should the Contractor fail to perform the requirements of this Agreement at the time and in the manner herein provided. In the event of such termination the State may proceed with the work in any manner deemed proper by the State. All costs to the State shall be deducted from any sum due the Contractor under this Agreement and the balance, if any, shall be paid to the Contractor upon demand.
8. INDEPENDENT CONTRACTOR: Contractor, and the agents and employees of Contractor, in the performance of this Agreement, shall act in an independent capacity and not as officers or employees or agents of the State.



9. RECYCLING CERTIFICATION: The Contractor shall certify in writing under penalty of perjury, the minimum, if not exact, percentage of post consumer material as defined in the Public Contract Code Section 12200, in products, materials, goods, or supplies offered or sold to the State regardless of whether the product meets the requirements of Public Contract Code Section 12209. With respect to printer or duplication cartridges that comply with the requirements of Section 12156(e), the certification required by this subdivision shall specify that the cartridges so comply (Pub. Contract Code §12205).

10. NON-DISCRIMINATION CLAUSE: During the performance of this Agreement, Contractor and its subcontractors shall not unlawfully discriminate, harass, or allow harassment against any employee or applicant for employment because of sex, race, color, ancestry, religious creed, national origin, physical disability (including HIV and AIDS), mental disability, medical condition (e.g., cancer), age (over 40), marital status, and denial of family care leave. Contractor and subcontractors shall insure that the evaluation and treatment of their employees and applicants for employment are free from such discrimination and harassment. Contractor and subcontractors shall comply with the provisions of the Fair Employment and Housing Act (Gov. Code §12990 (a-f) et seq.) and the applicable regulations promulgated thereunder (California Code of Regulations, Title 2, Section 7285 et seq.). The applicable regulations of the Fair Employment and Housing Commission implementing Government Code Section 12990 (a-f), set forth in Chapter 5 of Division 4 of Title 2 of the California Code of Regulations, are incorporated into this Agreement by reference and made a part hereof as if set forth in full. Contractor and its subcontractors shall give written notice of their obligations under this clause to labor organizations with which they have a collective bargaining or other Agreement.

Contractor shall include the nondiscrimination and compliance provisions of this clause in all subcontracts to perform work under the Agreement.

11. CERTIFICATION CLAUSES: The CONTRACTOR CERTIFICATION CLAUSES contained in the document CCC 307 are hereby incorporated by reference and made a part of this Agreement by this reference as if attached hereto.

12. TIMELINESS: Time is of the essence in this Agreement.

13. COMPENSATION: The consideration to be paid Contractor, as provided herein, shall be in compensation for all of Contractor's expenses incurred in the performance hereof, including travel, per diem, and taxes, unless otherwise expressly so provided.

14. GOVERNING LAW: This contract is governed by and shall be interpreted in accordance with the laws of the State of California.

15. ANTITRUST CLAIMS: The Contractor by signing this agreement hereby certifies that if these services or goods are obtained by means of a competitive bid, the Contractor shall comply with the requirements of the Government Codes Sections set out below.

a. The Government Code Chapter on Antitrust claims contains the following definitions:

1) "Public purchase" means a purchase by means of competitive bids of goods, services, or materials by the State or any of its political subdivisions or public agencies on whose behalf the Attorney General may bring an action pursuant to subdivision (c) of Section 16750 of the Business and Professions Code.

2) "Public purchasing body" means the State or the subdivision or agency making a public purchase. Government Code Section 4550.

b. In submitting a bid to a public purchasing body, the bidder offers and agrees that if the bid is accepted, it will assign to the purchasing body all rights, title, and interest in and to all causes of action it may have under Section 4 of the Clayton Act (15 U.S.C. Sec. 15) or under the Cartwright Act (Chapter 2 (commencing with Section 16700) of Part 2 of Division 7 of the Business and Professions Code), arising from purchases of goods, materials, or services by the bidder for sale to the purchasing body pursuant to the bid. Such assignment shall be made and become effective at the time the purchasing body tenders final payment to the bidder. Government Code Section 4552.

c. If an awarding body or public purchasing body receives, either through judgment or settlement, a monetary recovery for a cause of action assigned under this chapter, the assignor shall be entitled to receive reimbursement for actual legal costs incurred and may, upon demand, recover from the public body any portion of the recovery, including treble damages, attributable to overcharges that were paid by the assignor but were not paid by the public body as part of the bid price, less the expenses incurred in obtaining that portion of the recovery. Government Code Section 4553.

d. Upon demand in writing by the assignor, the assignee shall, within one year from such demand, reassign the cause of action assigned under this part if the assignor has been or may have been injured by the violation of law for which the cause of action arose and (a) the assignee has not been injured thereby, or (b) the assignee declines to file a court action for the cause of action. See Government Code Section 4554.

16. CHILD SUPPORT COMPLIANCE ACT: For any Agreement in excess of \$100,000, the contractor acknowledges in accordance with Public Contract Code 7110, that:

a. The contractor recognizes the importance of child and family support obligations and shall fully comply with all applicable state and federal laws relating to child and family support enforcement, including, but not limited to, disclosure of information and compliance with earnings assignment orders, as provided in Chapter 8 (commencing with section 5200) of Part 5 of Division 9 of the Family Code; and

b. The contractor, to the best of its knowledge is fully complying with the earnings assignment orders of all employees and is providing the names of all new employees to the New Hire Registry maintained by the California Employment Development Department.

17. UNENFORCEABLE PROVISION: In the event that any provision of this Agreement is unenforceable or held to be unenforceable, then the parties agree that all other provisions of this Agreement have force and effect and shall not be affected thereby.

18. PRIORITY HIRING CONSIDERATIONS: If this Contract includes services in excess of \$200,000, the Contractor shall give priority consideration in filling vacancies in positions funded by the Contract to qualified recipients of aid under Welfare and Institutions Code Section 11200 in accordance with Pub. Contract Code §10353.

19. SMALL BUSINESS PARTICIPATION AND DVBE PARTICIPATION REPORTING REQUIREMENTS:

- a. If for this Contract Contractor made a commitment to achieve small business participation, then Contractor must within 60 days of receiving final payment under this Contract (or within such other time period as may be specified elsewhere in this Contract) report to the awarding department the actual percentage of small business participation that was achieved. (Govt. Code § 14841.)
- b. If for this Contract Contractor made a commitment to achieve disabled veteran business enterprise (DVBE) participation, then Contractor must within 60 days of receiving final payment under this Contract (or within such other time period as may be specified elsewhere in this Contract) certify in a report to the awarding department: (1) the total amount the prime Contractor received under the Contract; (2) the name and address of the DVBE(s) that participated in the performance of the Contract; (3) the amount each DVBE received from the prime Contractor; (4) that all payments under the Contract have been made to the DVBE; and (5) the actual percentage of DVBE participation that was achieved. A person or entity that knowingly provides false information shall be subject to a civil penalty for each violation. (Mil. & Vets. Code § 999.5(d); Govt. Code § 14841.)

20. LOSS LEADER:

If this contract involves the furnishing of equipment, materials, or supplies then the following statement is incorporated: It is unlawful for any person engaged in business within this state to sell or use any article or product as a "loss leader" as defined in Section 17030 of the Business and Professions Code. (PCC 10344(e).)

EXHIBIT D
(Standard Agreement)

SPECIAL TERMS AND CONDITIONS

1. Cancellation

Both parties reserve the right to cancel this Agreement with thirty (30) days advance written notice. In the event of an unforeseen emergency, CHP may cancel this Agreement without prior notice and without compensation to Contractor.

2. Amendment

Agreement may be amended by mutual written consent of the parties hereto.

3. Resolution

A county, city, district, or other local public body must provide the State with a copy of a resolution, order, motion, or ordinance of the local governing body which by law has authority to enter into an agreement, authorizing execution of the agreement.

4. Indemnification [Supersedes Item 5. Indemnification in GTC 610 General Terms and Conditions].

CHP shall defend, hold harmless and indemnify Contractor from any and all liabilities directly or proximately caused by CHP use of said weapons firing range. The persons benefitted and protected by this promise are the City of Milpitas and its city council members, officers, volunteers, agents and employees. The liabilities protected against are any and all losses, claims, actions and liabilities, or any kind allegedly suffered, incurred or threatened because of actions described herein, and include claims for damages for personal injury, death, property damage, inverse condemnation, or any combination of these, and shall also include the defense of any suit(s), action(s), or other proceeding(s) asserting those liabilities. The duty to indemnify applies to any acts or omissions, willful misconduct, or negligent conduct, whether active or passive, on the part of the CHP or any of its contractors, subcontractors, officers, agents, or employees. CHP shall not be liable for, nor shall its defense and indemnity obligations extend to, any act or omission arising solely from the misconduct or negligence of Contractor.

CCC-307

CERTIFICATION

I, the official named below, CERTIFY UNDER PENALTY OF PERJURY that I am duly authorized to legally bind the prospective Contractor to the clause(s) listed below. This certification is made under the laws of the State of California.

<i>Contractor/Bidder Firm Name (Printed)</i>		<i>Federal ID Number</i>
<i>By (Authorized Signature)</i>		
<i>Printed Name and Title of Person Signing</i>		
<i>Date Executed</i>	<i>Executed in the County of</i>	

CONTRACTOR CERTIFICATION CLAUSES

1. **STATEMENT OF COMPLIANCE:** Contractor has, unless exempted, complied with the nondiscrimination program requirements. (Gov. Code §12990 (a-f) and CCR, Title 2, Section 8103) (Not applicable to public entities.)

2. **DRUG-FREE WORKPLACE REQUIREMENTS:** Contractor will comply with the requirements of the Drug-Free Workplace Act of 1990 and will provide a drug-free workplace by taking the following actions:

a. Publish a statement notifying employees that unlawful manufacture, distribution, dispensation, possession or use of a controlled substance is prohibited and specifying actions to be taken against employees for violations.

b. Establish a Drug-Free Awareness Program to inform employees about:

- 1) the dangers of drug abuse in the workplace;
- 2) the person's or organization's policy of maintaining a drug-free workplace;
- 3) any available counseling, rehabilitation and employee assistance programs; and,
- 4) penalties that may be imposed upon employees for drug abuse violations.

c. Every employee who works on the proposed Agreement will:

- 1) receive a copy of the company's drug-free workplace policy statement; and,
- 2) agree to abide by the terms of the company's statement as a condition of employment on the Agreement.

Failure to comply with these requirements may result in suspension of payments under the Agreement or termination of the Agreement or both and Contractor may be ineligible for award of any future State agreements if the department determines that any of the following has occurred: the Contractor has made false certification, or violated the

certification by failing to carry out the requirements as noted above. (Gov. Code §8350 et seq.)

3. NATIONAL LABOR RELATIONS BOARD CERTIFICATION: Contractor certifies that no more than one (1) final unappealable finding of contempt of court by a Federal court has been issued against Contractor within the immediately preceding two-year period because of Contractor's failure to comply with an order of a Federal court, which orders Contractor to comply with an order of the National Labor Relations Board. (Pub. Contract Code §10296) (Not applicable to public entities.)

4. CONTRACTS FOR LEGAL SERVICES \$50,000 OR MORE- PRO BONO REQUIREMENT: Contractor hereby certifies that contractor will comply with the requirements of Section 6072 of the Business and Professions Code, effective January 1, 2003.

Contractor agrees to make a good faith effort to provide a minimum number of hours of pro bono legal services during each year of the contract equal to the lessor of 30 multiplied by the number of full time attorneys in the firm's offices in the State, with the number of hours prorated on an actual day basis for any contract period of less than a full year or 10% of its contract with the State.

Failure to make a good faith effort may be cause for non-renewal of a state contract for legal services, and may be taken into account when determining the award of future contracts with the State for legal services.

5. EXPATRIATE CORPORATIONS: Contractor hereby declares that it is not an expatriate corporation or subsidiary of an expatriate corporation within the meaning of Public Contract Code Section 10286 and 10286.1, and is eligible to contract with the State of California.

6. SWEATFREE CODE OF CONDUCT:

a. All Contractors contracting for the procurement or laundering of apparel, garments or corresponding accessories, or the procurement of equipment, materials, or supplies, other than procurement related to a public works contract, declare under penalty of perjury that no apparel, garments or corresponding accessories, equipment, materials, or supplies furnished to the state pursuant to the contract have been laundered or produced in whole or in part by sweatshop labor, forced labor, convict labor, indentured labor under penal sanction, abusive forms of child labor or exploitation of children in sweatshop labor, or with the benefit of sweatshop labor, forced labor, convict labor, indentured labor under penal sanction, abusive forms of child labor or exploitation of children in sweatshop labor. The contractor further declares under penalty of perjury that they adhere to the Sweatfree Code of Conduct as set forth on the California Department of Industrial Relations website located at www.dir.ca.gov, and Public Contract Code Section 6108.

b. The contractor agrees to cooperate fully in providing reasonable access to the contractor's records, documents, agents or employees, or premises if reasonably required by authorized officials of the contracting agency, the Department of Industrial Relations,

or the Department of Justice to determine the contractor's compliance with the requirements under paragraph (a).

7. DOMESTIC PARTNERS: For contracts over \$100,000 executed or amended after January 1, 2007, the contractor certifies that contractor is in compliance with Public Contract Code section 10295.3.

DOING BUSINESS WITH THE STATE OF CALIFORNIA

The following laws apply to persons or entities doing business with the State of California.

1. CONFLICT OF INTEREST: Contractor needs to be aware of the following provisions regarding current or former state employees. If Contractor has any questions on the status of any person rendering services or involved with the Agreement, the awarding agency must be contacted immediately for clarification.

Current State Employees (Pub. Contract Code §10410):

- 1). No officer or employee shall engage in any employment, activity or enterprise from which the officer or employee receives compensation or has a financial interest and which is sponsored or funded by any state agency, unless the employment, activity or enterprise is required as a condition of regular state employment.
- 2). No officer or employee shall contract on his or her own behalf as an independent contractor with any state agency to provide goods or services.

Former State Employees (Pub. Contract Code §10411):

- 1). For the two-year period from the date he or she left state employment, no former state officer or employee may enter into a contract in which he or she engaged in any of the negotiations, transactions, planning, arrangements or any part of the decision-making process relevant to the contract while employed in any capacity by any state agency.
- 2). For the twelve-month period from the date he or she left state employment, no former state officer or employee may enter into a contract with any state agency if he or she was employed by that state agency in a policy-making position in the same general subject area as the proposed contract within the 12-month period prior to his or her leaving state service.

If Contractor violates any provisions of above paragraphs, such action by Contractor shall render this Agreement void. (Pub. Contract Code §10420)

Members of boards and commissions are exempt from this section if they do not receive payment other than payment of each meeting of the board or commission, payment for preparatory time and payment for per diem. (Pub. Contract Code §10430 (e))

2. LABOR CODE/WORKERS' COMPENSATION: Contractor needs to be aware of the provisions which require every employer to be insured against liability for Worker's Compensation or to undertake self-insurance in accordance with the provisions, and Contractor affirms to comply with such provisions before commencing the performance of the work of this Agreement. (Labor Code Section 3700)

3. AMERICANS WITH DISABILITIES ACT: Contractor assures the State that it complies with the Americans with Disabilities Act (ADA) of 1990, which prohibits discrimination on the basis of disability, as well as all applicable regulations and guidelines issued pursuant to the ADA. (42 U.S.C. 12101 et seq.)

4. CONTRACTOR NAME CHANGE: An amendment is required to change the Contractor's name as listed on this Agreement. Upon receipt of legal documentation of the name change the State will process the amendment. Payment of invoices presented with a new name cannot be paid prior to approval of said amendment.

5. CORPORATE QUALIFICATIONS TO DO BUSINESS IN CALIFORNIA:

a. When agreements are to be performed in the state by corporations, the contracting agencies will be verifying that the contractor is currently qualified to do business in California in order to ensure that all obligations due to the state are fulfilled.

b. "Doing business" is defined in R&TC Section 23101 as actively engaging in any transaction for the purpose of financial or pecuniary gain or profit. Although there are some statutory exceptions to taxation, rarely will a corporate contractor performing within the state not be subject to the franchise tax.

c. Both domestic and foreign corporations (those incorporated outside of California) must be in good standing in order to be qualified to do business in California. Agencies will determine whether a corporation is in good standing by calling the Office of the Secretary of State.

6. RESOLUTION: A county, city, district, or other local public body must provide the State with a copy of a resolution, order, motion, or ordinance of the local governing body which by law has authority to enter into an agreement, authorizing execution of the agreement.

7. AIR OR WATER POLLUTION VIOLATION: Under the State laws, the Contractor shall not be: (1) in violation of any order or resolution not subject to review promulgated by the State Air Resources Board or an air pollution control district; (2) subject to cease and desist order not subject to review issued pursuant to Section 13301 of the Water Code for violation of waste discharge requirements or discharge prohibitions; or (3) finally determined to be in violation of provisions of federal law relating to air or water pollution.

8. PAYEE DATA RECORD FORM STD. 204: This form must be completed by all contractors that are not another state agency or other governmental entity.

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILPITAS
CONFIRMING CURRENT FIRE DEPARTMENT BUDGET STATUS**

WHEREAS, beginning in 2007, the world was faced with a global economic decline, liquidity crisis and the bursting of the U.S. housing bubble; and

WHEREAS, this economic decline caused real estate pricing in California and elsewhere to plummet, damaging financial institutions globally resulting in a global recession affecting the entire world economy which some consider the worst since the Great Depression of 1930; and

WHEREAS, the effects of the Great Recession continue to this day but had a particular detrimental effect on the budget of the State of California which suffered a budget decline of at least \$15 billion dollars in 2008 and continued through fiscal year 2011-2012 where a budget gap of \$25 billion was announced by Governor Jerry Brown; and

WHEREAS, Governor Brown proposed to bridge the State budget gap by, among other things, eliminating Redevelopment and the tax increment funding of redevelopment projects and this proposal was implemented by the State Legislature in June of 2011, by which Redevelopment Agencies and their tax increment funding stream were eliminated by February 2012; and

WHEREAS, the elimination of Redevelopment tax increment resulted in an unforeseen \$7 million shortfall in the City of Milpitas general fund budget creating a budget crisis for the City for the fiscal year 2012/2013 budget cycle which necessitated severe austerity measures citywide including layoffs of numerous city employees and the outsourcing of city jobs for economic purposes in order to reduce expenses and balance the budget; and

WHEREAS, the Milpitas Fire Department, as did all other City departments, was forced to reduce its budget in order to bridge the budget gap in fiscal year 2012-2013, it did not have to undergo layoffs of fire personnel, but did have to undergo budget cuts including cuts to its overtime budget, resulting in a total overtime budget for that fiscal year of \$523,484; and

WHEREAS, in September of 2012 the City Manager asked the Finance Director and Fire Chief to monitor overtime usage for budget tracking purposes; and

WHEREAS, in October of 2012 the City Manager informed the Local 1699 Fire Union President that the Department was over budget due to overtime costs and sought assistance in reducing the overtime costs and held continuous meetings with the Executive Board of Local 1699 on the overtime issue through December and finally informed local 1699 that formal action would have to be taken to resolve the budget excesses since all informal means had proven unsuccessful; and

WHEREAS, at the end of 2012, it became clear that the Fire Department overtime budget would be greatly exceeded for the fiscal year as expenditures through December 31, 2012, had already doubled the yearly overtime budget which extrapolated over the entire year would result in overtime costs of 400% of the amount budgeted; and

WHEREAS, on January 7th and January 14th, the City Manager and other management staff met and conferred with Local 1699 and its attorney representative to discuss the overtime problem and raised the possibility browning out an engine and a layoff reduction in force; and

WHEREAS, at the City Council Meeting of January 15th, 2013, with members of Local 1699 and its management present, the Fire Chief presented a plan to address the overtime budget cost overrun, suggesting the browning out of an engine and commensurate reduction in forces to reduce staff costs and bring the Fire Department expenses in line with the budget; and

WHEREAS, at the City Council Meeting of January 15th, 2013, the Council decided to appoint a task force of two of its members to investigate whether there existed alternatives to the proposed layoffs and thus delayed action on the question of layoffs until the Task Force had time to consider alternatives; and

WHEREAS, the Task Force met on January 18, 2013 and January 29, 2013, in public meetings with Local 1699 members in attendance to consider alternatives and concluded that acceptance of a SAFER Grant and federal monies in excess of \$2 million allowing hiring of 6 additional firefighters in exchange for flexible staffing allowance if overtime budget is exceeded, would adequately address the overtime problem and so advised the entire City Council at its meeting of February 5, 2013; and

WHEREAS, on January 30, 2013, the City Manager and other management staff met with Local 1699 President Steve King and was informed that the Union management would recommend to its membership the acceptance of the Task Force proposal to avoid layoffs; and

WHEREAS, after a meeting between City Manger and Local 1699 management that morning, at the Council Meeting of February 5, 2013, after hearing from members of the public, the City Council decided to adopt the recommendation of the Task Force and thereby forestall layoffs, subject to acceptance of the Task Force recommendation by Local 1699 membership; and

WHEREAS, on March 8, 2013, the City Manager met with Local 1699 management to discuss various issues including effects of layoffs in the event Local 1699 membership rejected the Task Force recommendation; and

WHEREAS, on March 18th 2013, the membership of Local 1699 rejected the Task Force recommendation and the City Manager scheduled a meet and confer meeting regarding the effects of layoffs with Local 1699 and did meet with them on the morning of March 19, 2013; and

WHEREAS, on March 19th 2013, the Fire Chief reported the rejection of the Task Force recommendation by the Local 1699 membership to the City Council and the Council directed the City Manager to proceed with the plan to brown out an engine and reduce staff by layoffs in order to address the Fire Department budget overrun; and

WHEREAS, layoff notices were actually issued on March 20, 2013, in accord with Council direction, scheduling the layoff of 4 firefighters to take place on April 19, 2013; and

WHEREAS, though it appeared that revenues in 2013 were moderately better than expected, the \$7 million loss of RDA funding still left the City with a serious structural deficit, particularly in the area of funding for its CIP budget, meaning that no other money was available to fund the Fire Department overtime cost overrun, making austerity measures within the Fire Department and all City Departments essential to keeping the 2012-2013 expenditures in line with the adopted budget; and

WHEREAS, the ongoing budget issues created a need to keep the Fire Department within budget and the exigency of the situation and budget shortfall continue to exist to this day with no extra money available to make up the Fire Department expected budget shortfall resulting from overtime usage; and

NOW, THEREFORE, the City Council of the City of Milpitas hereby finds, determines, and resolves as follows:

1. City Council has considered the full record before it, which may include but is not limited to such things as the staff report, testimony by staff and the public, and other materials and evidence submitted or provided to it. Furthermore, the recitals set forth above are found to be true and correct and are incorporated herein by reference.
2. The budget situation facing the City, with the overtime expenditures of the Fire Department expected to greatly exceed the amount of funds budgeted for overtime, is being addressed by the decision to lay off Fire Department personnel and is taken for the purpose of addressing the need to balance the City budget for fiscal year 2012/2013. The Council has considered alternatives to achieving the requisite cost savings but has found none acceptable to the employee bargaining group that will allow the budget to be balanced. As the City is currently attempting to resolve a long term structural deficit and has no current solution to funding its current CIP needs, there is no other money available to cure the Fire Department overtime budget excess except savings from within the Fire Department itself. As such, we see no alternative to the lay offs and in the interests of economy hereby exercise our fundamental management prerogative in taking such action.
3. City management has repeatedly met with and advised Local 1699 that it will consider layoffs as a means to addressing the overtime excess since before the end of 2012. In addition, in this continuous series of meetings, City management has continued to meet and confer with Local 1699 regarding the effects of layoffs and will continue to do so even after the layoffs take place. Because the layoffs are necessary in order to address Fire Department budget overruns for the fiscal year 2012/2013 budget, delay in implementing the layoffs to further meet and confer regarding the effects at this time undermines the important managerial interest in achieving immediate cost savings and would thus undermine the City's right to institute layoffs, a fundamental managerial right. City management has given Local 1699 ample notice of and time to negotiate the effects of the lay offs and has acted and continues to negotiate these effects in good faith.

PASSED AND ADOPTED this ____ day of _____, 2009, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

Mary Lavelle, City Clerk

Jose Esteves, Mayor

APPROVED AS TO FORM:

Michael J. Ogaz, City Attorney

MEMORANDUM OF UNDERSTANDING

BETWEEN

**THE COUNTY OF SANTA CLARA AND
THE CITY OF MILPITAS**

HOLIDAY DRIVING UNDER THE INFLUENCE CAMPAIGN – AVOID THE 13

FUNDED BY

THE STATE OFFICE OF TRAFFIC AND SAFETY

THIS MEMORANDUM OF UNDERSTANDING, entered into this
3RD day of APRIL 2013 by and
between the COUNTY OF SANTA CLARA, hereinafter called "COUNTY" and the CITY OF
MILPITAS, hereinafter called "MILPITAS", related to the Holiday Driving Under the
Influence Campaign – Avoid the 13 Program hereinafter called "Avoid the 13 Program"
funded by the State Office of Traffic Safety, hereinafter called "OTS."

W I T N E S S E T H:

WHEREAS, it is necessary and desirable that City Law Enforcement Agencies
hereinafter called "City LEAs" be retained for the purpose of performing professional
services for the *Avoid the 13 Program*; and

WHEREAS, MILPITAS is one of the participating City LEAs in the *Avoid the 13
Program*;

NOW, THEREFORE, IT IS HEREBY AGREED BY THE PARTIES HERETO AS
FOLLOWS:

1. Services to be Performed by MILPITAS.

During the term of **October 1, 2012 through September 30, 2013**
the Milpitas Police Department, hereinafter "Milpitas PD", shall provide
DUI enforcement staff on an overtime basis as Milpitas PD staffing levels
allow for the *Avoid the 13 Program* during the holiday enforcement
periods of October 1, 2012 through September 30, 2013.

MILPITAS commits to participate in the annual campaign as Milpitas PD staffing levels allow and to encourage Milpitas PD officers to emphasize DUI enforcement during all phases of the grant. MILPITAS further agrees to participate in annual sobriety checkpoints as Milpitas PD staffing levels allow.

MILPITAS agrees to adhere to the OTS grant programmatic, financial and statistical reporting and understands that adhering to the requirements is necessary to be reimbursed for DUI enforcement activities conducted during the time periods of October 1, 2012 through September 30, 2013.

2. Payment.

A. Maximum Amount. In full consideration of the services provided during holiday enforcement periods, the amount that COUNTY shall be obligated to pay for services rendered under this Memorandum of Understanding shall not exceed EIGHT THOUSAND DOLLARS (\$8,000.00) to conduct one DUI checkpoint during the term of this Memorandum of Understanding. The Sheriff or her designee may redistribute unused portion(s) of allocation(s) among participating City LEAs in order to conduct *Avoid the 13* saturation patrols and/or assist with *Avoid the 13* DUI checkpoints conducted in Santa Clara County. Funds are to be used solely for reimbursement of officer overtime incurred while staffing DUI enforcement activities in support of the *Avoid the 13 Program* during the time period of October 1, 2012 through September 30, 2013.

B. Rate of Payment. MILPITAS will receive reimbursement for officer overtime through the *Avoid the 13 Program* for a total sum not to exceed EIGHT THOUSAND DOLLARS (\$8,000.00) to conduct one DUI checkpoint. The Sheriff or her designee may redistribute

unused portion(s) of allocation(s) among participating City LEAs in order to conduct *Avoid the 13* saturation patrols and/or assist with *Avoid the 13* DUI checkpoints conducted in Santa Clara County. The Sheriff or her designee will notify MILPITAS of the amount of funds available at the start of each fiscal year. The amount MILPITAS will receive will be based on actual staff hours worked on DUI enforcement for the *Avoid the 13 Program* and as invoiced in accordance with Paragraph C, Invoice Requirements, below. Funding is solely for reimbursement of officer overtime incurred during DUI enforcement activities conducted during the *Avoid the 13* enforcement period.

- C. Invoice Requirements. Invoices shall include dates and hours worked, officer's name, officer's overtime salary rate with allowable benefits, number of hours worked, and total dollars requested for overtime reimbursement. The only benefit costs that OTS will reimburse are OASDI (Social Security), State Workers' Compensation and Medicare. MILPITAS and/or MILPITAS LEA overhead costs are not allowable costs and will not be reimbursed. Invoices shall also include the statistics required by OTS as outlined in Paragraph 3, Statistical Reporting.

- D. Time Limit for Submitting Invoices. MILPITAS shall submit an invoice for services to the Santa Clara County Sheriff's Office, hereinafter "Sheriff's Office" for payment. COUNTY shall not be obligated to pay MILPITAS for the services covered by any invoice if MILPITAS presents the invoice to the Sheriff's Office more than fourteen (14) days after the date MILPITAS renders the services, or more than fourteen (14) days after this Memorandum of Understanding terminates, whichever is earlier.

3. Statistical Reporting

MILPITAS shall collect and report to COUNTY, the number of DUI Checkpoints paid with funds from this MOU. For each checkpoint, the following information must be collected and reported: number of vehicles passing through checkpoint, number of vehicles screened, number of field sobriety tests conducted, number of DUI arrests, number of criminal arrests, and number of vehicles impounded.

Additionally, MILPITAS shall collect and report the number of DUI arrests made, number of DUI-related traffic collisions resulting in an injury, number of people injured in a DUI-related traffic collision, number of DUI-related fatal collisions, number of fatalities resulting from a DUI-related traffic collision, and the number of DUI warrant arrests made during the enforcement period of October 1, 2012 through September 30, 2013.

4. Availability of Funds.

Payment of all services provided pursuant to this Memorandum of Understanding is contingent upon OTS funding the *Avoid the 13 Grant* with the COUNTY. In the event that OTS does not fund COUNTY's grant, COUNTY shall not be liable for any payment whatsoever. COUNTY may terminate this Memorandum of Understanding for unavailability of OTS funds.

5. Liability.

MILPITAS waives all claims and recourse against the County, including the right of contribution for loss or damage to property and personal injury to MILPITAS (including but not limited to its employees or agents) or third parties and releases the County from any and all liability related to or in any way connected to MILPITAS's activities under this Memorandum of

Understanding. MILPITAS agrees to indemnify County and hold it harmless for any loss or damage suffered by County as a result of activities under this Memorandum of Understanding.

6. Alteration of Memorandum of Understanding.

This Memorandum of Understanding is the entire agreement and contains all of the terms and conditions agreed upon by the parties. No alteration or variation shall be valid unless made in writing and signed by the parties hereto, and no oral understanding or agreement shall be binding on the parties hereto.

7. Records.

A. Access. MILPITAS agrees to provide to COUNTY, the Sheriff's Office, to any Federal or State department having monitoring or reviewing authority, to Sheriff's Office authorized representatives and/or their appropriate audit agencies upon reasonable notice, access to and the right to examine and audit all records and documents necessary to determine compliance with relevant Federal, State and local statutes, rules and regulations and this Memorandum of Understanding, and to evaluate the quality, appropriateness and timeliness of services performed, for a period of at least three (3) years from the termination date of this Memorandum of Understanding, or until audit findings are resolved, whichever is greater.

B. Retention. COUNTY shall maintain and preserve in its possession all records relating to this Memorandum of Understanding for a period of at least three (3) years from the termination date of this Memorandum of Understanding, or until audit findings are resolved, whichever is greater.

8. Compliance with Applicable Laws.

All services to be performed by COUNTY and MILPITAS pursuant to this Memorandum of Understanding shall be performed in accordance with all applicable Federal, State, County and Municipal laws, ordinances and regulations.

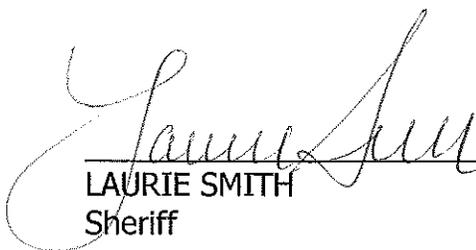
9. Term of the Agreement.

Subject to compliance with the terms and conditions of this Memorandum of Understanding, the term of this Memorandum of Understanding shall be from **OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2013**. This Memorandum of Understanding may be terminated by COUNTY or MILPITAS at any time upon seven (7) days written notice to the other party.

In witness whereof, the parties have executed this Memorandum of Understanding on the day and year last written below.

COUNTY OF SANTA CLARA

CITY OF MILPITAS


LAURIE SMITH
Sheriff

APR 03 2013
Date

By _____
STEVE PANGELINAN Date
Chief of Police

City of Milpitas, California

BUDGET CHANGE FORM

Type of Change	From		To	
	Account	Amount	Account	Amount
Check one: <input checked="" type="checkbox"/> Budget Appropriation <input type="checkbox"/> Budget Transfer	100-3567	\$ 8,000	100-722-4113	\$ 8,000

Explain the reason for the budget change:

Background:

The County of Santa Clara is administering the 2013 Avoid the 13 grant program that offers grant funds from the California Office of Traffic Safety to reimburse law enforcement agencies for overtime expenditures specifically directed towards Driving Under the Influence (DUI) enforcement. The goals of the program are to apprehend drunk drivers and to reduce the number of people killed or injured in alcohol-related collisions. The City of Milpitas has been approved for a grant of \$8,000 to conduct a sobriety checkpoint on an overtime basis in conjunction with the countywide Avoid the 13 program between October 1, 2012 and September 30, 2013.

Fiscal Impact: None – The overtime expenditures will be reimbursed by the grant.

Recommendation:

1. Authorize the Chief of Police to execute the agreement with the County of Santa Clara for the 2013 Avoid the 13 grant program.
2. Approve a budget appropriation in the amount of \$8,000 to the Police Department overtime budget as a result of the 2013 Avoid the 13 grant program.

Check if City Council Approval required. Meeting Date: April 16, 2013

Requested by:	Henry Kwong, Police Department	Date:	April 4, 2013
Reviewed by:	Finance Director: <i>W. C. Kee</i>	Date:	4/4/13
Approved by:	City Manager:	Date:	
Date approved by City Council, if required:		Confirmed by:	



AMENDMENT NO 2 TO THE AGREEMENT
WITH
CSG SYSTEMS, INC.
FOR
UTILITY BILLINGSERVICES

This Amendment is entered into this 17th day of April, 2013, by and between the City of Milpitas, a municipal corporation of the State of California (hereafter referred to as "CITY") and **CSG Systems, Inc.**, (hereafter referred to as "CONTRACTOR").

RECITALS

WHEREAS, the parties entered into an Agreement for citywide utility billing services for \$81,000 per year, on August 21, 2007, which was approved by City Council on August 21, 2007; and

WHEREAS, the parties desire to amend the Agreement to allow CONTRACTOR to continue to provide utility billing services.

NOW THEREFORE, in consideration of the mutual covenants and conditions herein contained, the parties agree to amend the Agreement as follows:

1. Page 1, of the Consulting Services Agreement Item 1.1 "Term of Service" line three strike "June, 30 2013" and replace it with "June 30, 2014". The CONTRACTOR agrees to maintain the current contract pricing for the final year of the contract per the email from Shelly Roth – Lead/Advisory Account Manager dated 2/25/2013, attached. This is the fourth option to renew for one year.
2. The additional year of the contract shall start on July 1, 2013 and end on June 30, 2014.
3. All other provisions of the Agreement shall remain in full force and effect.

This Amendment is executed as of the date written above.

APPROVED BY:

CITY OF MILPITAS

CSG SYSTEMS, INC.

Thomas C. Williams, City Manager

Name and Title

Approved as to Content

Jane Corpus, City Project Manager



AMENDMENT NO 5 TO THE CONTRACT
WITH UNIVERSAL BUILDING SERVICES FOR
CITY BUILDING JANITORIAL SERVICES

This Amendment is entered into this 16th day of April, 2013 by and between the City of Milpitas, a municipal corporation of the State of California (hereafter referred to as "CITY") and **Universal Building Services**, (hereafter referred to as "CONTRACTOR").

RECITALS

WHEREAS, the contractor entered into a Contract with the City on September 22, 2010 to provide janitorial services for selected City buildings which include City Hall, Sports Center, 1st floor Fire Administration Building, Police Substation and Raceway, and the Library Parking Garage; and

WHEREAS, on February 5, 2013 the parties amended the Contract to allow contractor to perform janitorial services for the Community Center, Police Department, Public Works Department, Fire Department Modular Building, Jose Higuera Adobe Building, and the Senior Center; as detailed below, on a temporary basis from March 1, 2013 until June 30 2013; and

WHEREAS, the City desires to extend the temporary contract for the additional locations to September 21, 2013 to coincide with the end of the original Universal Building Services contract.

NOW THEREFORE, in consideration of the mutual covenants and conditions herein contained, the parties agree to amend the Contract as follows:

Extend janitorial services at the following locations in conformance with the Contract specification for the period July 1, 2013 to September 21, 2013.

<u>Location</u>	<u>Frequency</u>	<u>Cost per month</u>
Community Center- 457 East Calaveras Boulevard	7 X WK	\$5,823.00
Police Department, 1275 North Milpitas Boulevard	7 X WK	\$6,828.00
Public Works Department, 1265 North Milpitas Boulevard	5 X WK	\$3,645.00
Fire Department Trailer, 777 South Main Street	2 X WK	\$313.00
Jose Higuera Adobe Bldg., N. Park Victoria Drive & Wessex Place	5 X WK	\$394.00
Senior Center, 40 North Milpitas Boulevard	7 X WK	\$7,484.00

Subtotal: \$24,487 per month

1. For the three additional months of the extended contract, the dollar value of the contract shall be increased by \$73,461 from \$294,837 to \$368,298.
2. All other provisions of the Contract shall remain in full force and effect.

This Amendment is executed as of the date written on page one.

APPROVED BY:

CITY OF MILPITAS

UNIVERSAL BUILDING SERVICES

Thomas C. Williams, City Manager

Name and Title

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Michael J. Ogaz, City Attorney

Steve Erickson, City Project Manager