



Elizabeth Mandiola, Milpitas resident, sought help with her home. She said she had received no response to letters she sent to City officials. She handed the Mayor a paper copy of letters, and in turn, Mayor Esteves turned those over to the City Manager.

Carol Kassab, CEO of Milpitas Chamber of Commerce, was very excited that the 2016 Superbowl was coming to Santa Clara. The Chamber was proud of businesses that provided information for the bid, such as from local hotels. Also, the Mayor's State of the City speech was scheduled for Thursday, May 30 at the Milpitas Community Center, where all were welcome.

## **ANNOUNCEMENTS**

City Manager Tom Williams announced the City's Memorial Day ceremony on Monday, May 27, 2013 at 9:00 AM at Veterans Plaza.

Vice Mayor Polanski thanked the City Manager and staff for their presentations at the budget meeting the previous week. She referred to the Oklahoma tornado tragedy and reminded residents of the Emergency Preparedness Commission, including the need to get more prepared for any disaster potential. She requested the Mayor to adjourn the meeting in memory of those who died the previous day in the tornado.

Councilmember Gomez acknowledged and thanked the Community Advisory Commission, Milpitas Cares, and Cathedral of Faith, who all worked together recently on a clean-up day at Pioneer Mobile Home Park. Everyone did a great job, all day, on a hot day to clean up the park.

Mayor Esteves announced a new clinic on Dempsey Rd. offering free teeth cleaning available to residents who did not have insurance. He made the suggestion that the Transient Occupancy Tax (TOT) in Milpitas could be the same rate as neighboring communities, and asked staff to survey the rates in the area.

Councilmember Montano reported that last weekend she went on the tour of affordable housing around Milpitas. The City does not have exclusionary zoning, but staff should look into that, she stated.

## **ANNOUNCEMENT OF CONFLICT OF INTEREST**

None.

## **APPROVAL OF AGENDA**

Motion: to approve the agenda, as submitted

Motion/Second: Vice Mayor Polanski/Councilmember Gomez

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

The City Attorney asked if Councilmembers had any campaign contributions from any company on the consent calendar items to report, and they reported none.

## **CONSENT CALENDAR**

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

Motion/Second: Councilmember Gomez/Vice Mayor Polanski

Mayor Esteves announced he would vote yes on consent calendar items, except for the Ordinance on item no. 6, on which he voted No.

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

\*1. Joint Resolution - Successor Agency and City Council

Adopted Joint Resolution No. 8261 / SA 1 of the City of Milpitas and the Successor Agency confirming the previously approved Redevelopment Agency exemption period for the Great Mall Redevelopment Area, regarding Great Mall signs.

- \* 3. ABAG Grant for Police Accepted the ABAG PLAN grant and approved an appropriation in the amount of \$11,400 into the Police Department's operating budget.
- \* 4. Deny Donation Request Denied funding request from Sound of Hope Radio Network, due to its location outside of the City of Milpitas.
- \* 5. Plaque for Senior Center Approved funding and placement of new plaque in Barbara Lee Senior Center honoring individuals who were instrumental with the building of the new Senior Center. An updated version of the proposed sign was distributed prior to this Council meeting.
- \* 6. Adopt Ordinance No. 38.808 Moved to waive the second reading and adopted Ordinance No. 38.808 amending the Zoning Code to conditionally allow live-work units within the Town Center.  
  
Motion carried by a vote of:           AYES: 3  
  NOES: 1 (Esteves)  
  ABSENT: 1 (Giordano)
- \* 7. Resolution Projects No. 8182 and No. 3406 Adopted Resolution No. 8262 granting final acceptance of City Facilities Improvement Community Center Heating, Ventilation, and Air Conditioning (HVAC) Replacement, Projects No. 8182 and No. 3406, and release of the contractor's bond.
- \* 8. Resolution Projects No. 4255 and No. 4261 Adopted Resolution No. 8263 granting final acceptance of Street Resurfacing 2011 and 2012 Ranch Drive, Projects No. 4255 and No. 4261 and release of the contractor's bond.
- \* 9. Resolution on LLMD 95-1 Adopted Resolution No. 8264 approving the annual engineer's report, declaring intention to levy an assessment, and providing for notice of public hearing on June 4, 2013 for LLMD No. 95-1.
- \*10. Resolution on LLMD 98-1 Adopted Resolution No. 8265 approving the annual engineer's report, declaring intention to levy an assessment, and providing for notice of public hearing on June 4, 2013 for LLMD No. 98-1.
- \*11. Resolution on Project No. 9001 Adopted Resolution No. 8266 granting initial acceptance of the Milpitas City Hall Audio Visual System Upgrade, Project No. 9001, subject to a one-year warranty period and reduction of the faithful performance bond to \$103,659.
- \*12. Amend Contract with G&K for Uniforms Authorized the City Manager to execute Amendment No. 1 to the City's contract with G&K Services for uniform rental and laundry services, for the not-to-exceed annual amount of \$5,000.
- \*13. Report of Emergency Repair and Pay Invoices Received report of emergency repair of the Police/Public Works building emergency generator ATS; and, approved a budget appropriation of \$100,000 from General Government CIP Fund into Project No. 3406 and authorized staff to pay Summer & Sons.

**NEW BUSINESS**

Three items were approved on consent calendar.

**2. Report from Police Chief on Crime in Milpitas**

Police Chief Steve Pangelinan provided statistics on crime in Milpitas, based on FBI part 1 crimes in eight categories. Overall, property crimes were up in Milpitas (burglary and auto theft) while violent crime was way down over past years. Relative to other cities in the region, Milpitas had not had nearly the increase in crime versus neighboring cities.

The Chief identified several possible causes of recent crime activity in the City and the region, along with many helpful suggestions for residents to avoid being victimized.

Councilmember Gomez asked how many crimes were attributable to the Great Mall, and Chief Pangelinan replied about 26%.

Councilmember Montano commented on the use of technology in police work. She asked if ABAG provided grants for residents to get cameras on their property.

Mayor Esteves heard that most burglaries were happening at the time when a homeowner was not present. He urged more involvement in neighborhood watch, and use of volunteers in the Police Explorers program.

Councilmember Gomez would like to see a slide in the future with staffing numbers at the Milpitas Police Department. He asked about the Great Mall and if other cities had the same arrangement as Milpitas. City Manager Tom Williams noted that the Great Mall contract calls for payment of the cost of those police officers.

Vice Mayor Polanski commented on Great Mall costs for officers, when 26% of crimes were generated there. She urged staff to go back and negotiate with them.

Mayor Esteves asked the Police Chief why some other cities were safer even than Milpitas. The Chief pointed to the Great Mall, with two freeways coming through this City, and also criminals were often not from Milpitas. He also responded on drug arrests, which were ongoing and often pro-active, not reactive. Those were not FBI Part 1 crimes, the Chief explained, in reply to a question from the Mayor on drugs in the City.

Mayor Esteves thanked Chief Pangelinan for his report.

#### **ADJOURNMENT**

Mayor Esteves adjourned the meeting at 8:30 PM in memory of the victims of the tornado in Oklahoma the previous day.

**The foregoing minutes were approved by the Milpitas City Council as submitted on June 4, 2013.**

  
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Mary Lavelle  
Milpitas City Clerk