

JUL 21 2013

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CITY OF MILPITAS - INDOOR FACILITY USE APPLICATION

If your rental facility is unacceptable, and a facility attendant is unavailable, please call the following: Recreation Services 408-586-3210. (Monday-Thursday, 8:00 a.m.-6:00 p.m., Friday, 8:00 a.m.-5:00 p.m.); (All Other Hours) Police Dispatch 408-586-2400. If facility is not open at designated time, please wait 15 minutes before calling Police Dispatch.

Date(s) of Use 08/16/2013 Facility Circle One: MCC MSRC ADOBE MSC Room Back Patio & City Hall lobby
Time you wish to begin set-up 5:00 PM Time function begins 6:00 PM Time function ends 8:00 PM
Applicant (person responsible for rental of facility) Sumeet Ahuja of FIA of Northern
Name of Group/Organization/Company facility is being rented for FIA of Northern California
Type of Event (be specific) Independence Day Celebration of India
Applicant Address 167 Hobbs Ct City Milpitas Zip 95035
Day Phone 408 621 6704 (Dharminder) Evening Phone E-Mail Address:

\*Is event open to the public? [X] Yes [ ] No Number of people expected Total 100 (Youth 20 Adults 80)
Fundraising event? [ ] Yes [X] No
Will food or other items be sold and/or charging admission? [ ] Yes [X] No \*If yes, describe amounts:

Will food be served? [X] Yes [ ] No Re-warming of food is allowed in the kitchen. No food preparation is permitted.
\*Will alcohol be served? [ ] Yes [X] No Will alcohol be sold? [ ] Yes [X] No
(If I will be selling alcohol at my event, I understand and agree by signing this form to get additional insurance and to get an alcohol permit at least 45 days in advance of my event.)

Will there be music? [X] Yes [ ] No Type (circle one) Band DJ Other Speakers, music system, mic
Will there be additional equipment used? [X] Yes [ ] No If yes, list: Mic & speaker system
\* Additional fees and insurance is required

I, the applicant, hereby agree to hold the City of Milpitas and any officer and employee thereof free and harmless for any loss, damage, liability, cost or expense that may arise during or be caused in any way by such use of the facilities of the City of Milpitas. I further agree to furnish such liability or other insurance for the protection of the public and the City of Milpitas, and any officer and employee thereof as the City may require. I agree to reimburse the City of Milpitas for any damage to said facilities arising out of the use herein requested. I have read and understand the clean-up and decorating responsibilities, cancellation policy and Facility Use Rules and Regulations approved by City Council 12/1/2009. Initial S

By signing this form, I understand and agree to abide by the City's cancellation policy and the Facility Use Rules and Regulations approved by the Milpitas City Council on December 1, 2009.

After said rental or cancellation of rental date, I understand that the City will return my cleaning and damage deposit in the form of a City check. This check will be mailed in approximately 30 days from the rental date or cancellation of rental date, unless damages, additional maintenance, services, additional rental fees, or cancellation fees need to be assessed. This check will be made payable to me, the applicant, and will be mailed to my address listed on this application.

I hereby certify that all statements made in this application are true and I agree and understand that any misstatement or omission of material fact may cause cancellation of my rental date. By signing this form, I further agree to be bound by the commitments and obligations stated herein.

Signature of Applicant Sumeet Ahuja Date 07/25/2013

FOR OFFICE USE
Staff Approval Signature:
Date:
Insurance: [ ] Yes [ ] No
Date-Paid/Initials
Refund Amt:
Voucher #:
Date sent to A/P:
Approval:

\$20 cash rec'd for application fee. mgl

**Mary Lavelle**

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**From:** Sumeet Ahuja [ahuja.sumeet@gmail.com]  
**Sent:** Thursday, July 25, 2013 9:43 PM  
**To:** Jose Esteves; Mary Lavelle  
**Cc:** dharminsterd@gmail.com; Council Access\_Esteves  
**Subject:** Re: application

Thank you for your support, Mr. Mayor.

Mary,

I am a Milpitas resident at 167 Hobbs Court and I will be renting the facilities you mentioned and will be at the event you specified on 8/16.

Let me know if you need any other information from me.

Thanks,  
Sumeet

**CITY OF MILPITAS  
POLICY AND APPLICATION FORM  
FOR FLAG CEREMONY**

City Clerk's Office  
JUL 25 2013  
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The City desires to encourage respect and reverence for the flags of the United States of America, the State of California, and the City of Milpitas. For this purpose, flag poles have been erected in the City to allow display of these flags as symbols of the precepts enunciated in the Constitutions of the United States and the State of California.

This application form has been prepared to provide for the orderly conduct of flag ceremonies in the City of Milpitas. At the present time, there are two ceremonial flag poles at the Higuera Adobe. The two poles at Adobe Park are to remain vacant and will be used only for flag ceremonies. One pole will be for the United States Flag and the other pole for the flag of other nations. Flag poles are also situated outside City Hall at 455 E. Calaveras Blvd. Your organization's flag may not be larger than the United States flag. Both flags must be removed at the end of the ceremony.

This application should be submitted to the City Manager's office at least forty-five (45) days prior to the requested ceremony date to allow time to advertise a public hearing before the City Council. All ceremonies must be approved by the City Council. No group shall have more than one (1) flag ceremony per calendar year. All ceremonies should be conducted in accordance with applicable provisions of the United States Code and the California Government Code related to proper display of flags. These code are available online at www.uscode.house.gov and www.leginfo.ca.gov. The City Clerk may provide paper copy of the appropriate codes upon request also.

**FRIDAY**  
Date of event :- 08/16/2013 @ 6pm  
Date of Request: 07/25/2013 Time of Request: 10:00 am  
Name of Requesting Agency: Federation of Indo Americans of Northern California  
Address: 1860 Moway Ave., Suite 200  
City: Fremont State: CA Zip Code: 94538  
Contact Person: Dharminder Dewan  
Business Phone: 408 621 6704 Home Phone: \_\_\_\_\_

Proposed Activity (please specify the flag to be flown, date of ceremony, and estimated duration):

flag will be brought by people and displayed during the event from 6 to 8 pm on 08/16/2013. The flags will be US flag and the Indian flag

We agree to conduct ourselves in a manner, which encourages respect of the flag of the United States of America. In addition, it is understood that the requesting organization will be responsible for providing any special equipment, including the flag to be flown. A United States flag may be obtained from the City Clerk's office from 8:00 a.m. to 5:00 p.m., Monday through Friday, if one is needed. A written request must accompany your request to ensure that the flag is being released to the authorized individual or group. The United States flag must be returned to the City Clerk's office the next business day after the ceremony between 8:00 a.m. and 5:00 p.m. You should contact the City Clerk's office at 586-3001 if you need additional information or assistance.

Sunil Ahuja  
Signature of Applicant

07/25/2013  
Date

FOR OFFICE USE ONLY:

APPROVED:

CITY COUNCIL: \_\_\_\_\_ APPROVED \_\_\_\_\_ DENIED \_\_\_\_\_

DATE OF COUNCIL ACTION \_\_\_\_\_

- People would start coming in around 6 pm <sup>on</sup> 08/16/2013.

- We will have the flag ceremony in the <sup>back patio</sup> front where US & Indian flags will be brought by people and put on side where mic and speaker system are put.

- This will be followed by a few speeches

- After the speech there will be finger food that will be served to the attendees in the city hall lobby.

- The event will get over by 8: pm.

Federation of Indo Americans of Northern California

Dharmender Dewan

(408) 621 6704

City Clerk's Office

JUL 25 2013

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Milpitas, California, Code of Ordinances >> Title I - ADMINISTRATION >> Chapter 600 - DISPLAY OF FLAGS >> Section 2 - City Hall Display Flag Poles >>

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**Section 2 - City Hall Display Flag Poles**

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I-600-2.10 - City Hall Display Flag Poles

I-600-2.20 - Display of Other Flags at City Hall

I-600-2.30 - Exception—Sister City Flags and City Council Approved Ground Level Ceremonies

I-600-2.40 - City Approval

**I-600-2.10 - City Hall Display Flag Poles**

City Hall Display Flag Poles shall at all times be used exclusively by the City of Milpitas as follows:

- (1) Those three (3) flag poles located at the front of City Hall shall at all times be used exclusively by the City for the purpose of the display of the flags of the United States of America, the State of California, and the City of Milpitas in accordance with all applicable federal and state regulations.
- (2) Those four (4) flag poles located at the rear of City Hall adjacent to the pond shall be used to display the flags of the United States of America, the State of California, the National POW/MIA flag and the City of Milpitas in accordance with all applicable federal and state regulations at all times except the flags of Sister Cities may be displayed at this location at limited times as set forth in section 2.30 below.
- (3) Those three (3) flag poles located between the Senior Center and the Community Center buildings shall at all times be used exclusively by the City for the purpose of the display of the flags of the United States of America, the State of California, and the City of Milpitas in accordance with all applicable federal and state regulations.
- (4) Those three (3) flag poles located at the front entrance to the Senior Center shall at all times be used exclusively by the City for the purpose of the display of the flags of the United States of America, the State of California and the City of Milpitas in accordance with all applicable federal and state regulations.

*(Ord. No. 260.1, § 2, 1/17/12; Ord. 260 (part), 6/3/03)*

**I-600-2.20 - Display of Other Flags at City Hall**

Except as allowed in Section 2.30, the ceremonial display of flags other than the flags of the United States of America, State of California, National POW/MIA and City of Milpitas, on City Hall Display Flag Poles or within the Civic Center Complex and City of Milpitas Community Center is not permitted.

*(Ord. No. 260.1, § 2, 1/17/12; Ord. 260 (part), 6/3/03)*

**I-600-2.30 - Exception—Sister City Flags and City Council Approved Ground Level Ceremonies**

- (1) The flag of the country and that of a city officially recognized by the City Council as a Sister City may be displayed in lieu of the MIA/POW flag and the flag of the State of California on two of the four flag poles located at the rear of City Hall adjacent to the pond during the time of the Sister City delegation's visit to the City of Milpitas.
- (2) The City Council may, after a public hearing, direct City staff to permit the ground level display of a flag of another nation in existence after 1954, only at the following specified locations at the Civic Center complex or the City of Milpitas Community Center:
- (1) City Hall Rotunda
  - (2) Area adjacent to pond at City Hall
  - (3) City of Milpitas Community Center
  - (4) City Council Chambers

Said flag display shall not be permitted on City Hall Display Flag Poles and shall only be permitted on a flagstaff, flagstand or similar device which does not cause the flag height to exceed ten (10) feet.

*(Ord. No. 260.1, § 2, 1/17/12; Ord. 260 (part), 6/3/03)*

### **I-600-2.40 - City Approval**

All ground level ceremonies must be approved by the City Council. Any party intending to conduct a ground level ceremony at one of the designated locations shall submit an application to the Office of the City Manager, on a form approved by the City Council, at least thirty (30) days prior to the requested ceremony date. A public hearing will be held regarding each ground level ceremony application prior to its approval or denial by the City Council.

*(Ord. No. 260.1, § 2, 1/17/12; Ord. 260 (part), 6/3/03)*