

MEMORANDUM OF UNDERSTANDING

[Shown in strikeout version. English & Chinese versions will be at the mtg.]

**AGREEMENT FOR THE CONTINUATION OF A SISTER CITY RELATIONSHIP
BETWEEN THE CITY OF MILPITAS AND HUIZHOU MUNICIPALITY**

WHEREAS, the Cities of Milpitas and Huizhou **Municipal People's Government** executed a **their first** memorandum of understanding, ~~signed by Mayor Esteves of the City of Milpitas and Mayor Huang Yebin of Huizhou City,~~ on April 28, 2004, establishing a Sister City relationship between the City of Milpitas and Huizhou **Municipal People's Government** City to enrich cultural understanding, create adult and student exchange opportunities and broaden cooperation to encourage goodwill between the Cities, and;

WHEREAS, ~~the previously executed memorandums~~ of understanding incorporated, to the extent applicable and practical, the principles of the 1972 SINO-U.S. SHANGHAI COMMUNIQUE, presented jointly by the leaders of the People's Republic of China and the United States of America. The City of Milpitas acknowledges and affirms the 1972 SHANGHAI COMMUNIQUE in its entirety, and;

WHEREAS, the City of Milpitas and Huizhou **Municipal People's Government** City support the promotion of mutual understanding, expansion of official and non-governmental exchanges, and friendship through promotion of peace, stability and prosperity in the Asia-Pacific Region and the world at large, and;

WHEREAS, in order to consolidate and further develop the friendship and cooperation between Huizhou **Municipal People's Government** City and the City of Milpitas, both cities ~~have agreed~~ to continue the Sister City relationship established in the previously executed memorandum of understanding on the following terms:

1. To promote common prosperity and development, both cities will organize, on the basis of equality, mutual benefit and goodwill, cultural exchanges, **contacts to support an electronic "pen pal" program for students**, and other information sharing that may include art, business, commerce, science, technology, culture, history, education, sports, public health and administration.
2. Citizens, civic and business groups of each city are recognized as ambassadors of goodwill to organize cultural exchanges that may include art, history, education, health and sports interests, ~~study~~ of business and commerce, and other information sharing.

3. **To the extent possible, At least** one cultural exchange visit to each city shall be organized involving adults and students within the duration of this Memorandum of Understanding. Each visit shall be reviewed in advance between the Milpitas Sister Cities Commission and the **Foreign and Overseas Chinese Affairs Bureau of Huizhou Municipality** ~~Huizhou-Milpitas Sister Cities Committee~~.
4. Cultural exchange visit details and activities shall be cooperatively agreed upon by organizing citizens and civic and business groups. Activities shall be provided with the objective to deepen cultural awareness and friendship between citizens, **business leaders** and government officials.
5. The ~~Cities'~~ leaders and top-level department administrators **of both cities shall** ~~will~~ maintain and facilitate ~~constant~~ open channels of communication to expedite consultation, exchange and cooperation on questions and issues of common concern.
6. The effective term for this Memorandum of Understanding shall be for five years following the date of execution of the Memorandum. Prior to expiration of this Memorandum of Understanding, the Sister City Relationship shall be reviewed by the City of Milpitas Sister Cities Commission and ~~Huizhou City~~ Foreign and Overseas Chinese Affairs Bureau **of Huizhou Municipality** to evaluate the progress of the relationship, as well as recommend whether the relationship shall continue.
7. This agreement represents the entire agreement between the cities. It may not be changed or modified without a resolution signed by the leaders of both cities. It is written in duplicate in the languages of English and Chinese. Both texts are equally authentic.

These two Cities hereby execute this Memorandum of Understanding in both Chinese and English to expire five years from **September 17, 2013**.

Huizhou Municipality

City of Milpitas

On its behalf

On its behalf

Liu Guanxian, Vice Mayor

Jose S. Esteves, Mayor

September 17, 2013

September 17, 2013