

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILPITAS APPROVING THE COMMUNITY ADVISORY COMMISSION TREE PLANTING PROGRAM

WHEREAS, the City Council on June 18, 2013, approved the Community Advisory Commission (“CAC”) 2014 Work Plan which included a Tree Planting Program concept, and the City Council directed the CAC and staff to address funding issues regarding the Program prior to final approval; and

WHEREAS, the CAC proposes to plant one hundred twenty-five (125) trees in the City of Milpitas in 2014 as part of the Tree Planting Program; and

WHEREAS, the one hundred twenty-five trees (125) are to be provided as follows:

- 100 trees donated by California Urban Forest Council
- 24 trees provided by developer Lyon Communities
- 1 tree budgeted as part of the City’s 60th Anniversary

WHEREAS, subject to the City’s Public Works Director review and approval, the CAC recommends planting:

- (i) one hundred (100) trees, consisting of 30 Sawleaf Zelkova Serrata trees, 30 Scarlet Oak trees, and 40 Jacaranda trees donated by the California Urban Forest Council, in Cardoza and Murphy Parks,
- (ii) twenty-four (24) Red Maple trees provided by Lyon Communities in Jerry Arnold Park adjacent to the Apex development site, and
- (iii) one (1) Jacaranda tree planted at City Hall for the City’s 60th Anniversary.

WHEREAS, the twenty-four (24) trees provided by Lyon Communities to be planted in Jerry Arnold Park will be maintained by the Apex development’s Homeowners Association at no cost to the City; and

WHEREAS, there will be an incremental cost to the General Fund for the ongoing maintenance of the remaining 101 trees, estimated to be five hundred dollars (\$500) per tree every five (5) years, for a total estimated cost of approximately fifty thousand five hundred dollars (\$50,500) every five (5) years trees.

NOW, THEREFORE the City Council 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 hereby approves the Community Advisory Commission Tree Planting Program as described above, provided the planting of each tree shall be subject to the City’s Public Works Director’s review and approval of the appropriateness and adequacy

of each proposed tree site and funding availability for ongoing maintenance for each additional tree.

PASSED AND ADOPTED this _____ day of _____, 2014, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

Mary Lavelle, City Clerk

Jose S. Esteves, Mayor

APPROVED AS TO FORM:

Mike Ogaz, City Attorney