



**MILPITAS CITY COUNCIL AGENDA
TUESDAY, SEPTEMBER 2, 2014**

**455 EAST CALAVERAS BOULEVARD, MILPITAS, CA
6:30 P.M. (CLOSED SESSION) • 7:00 P.M. (PUBLIC BUSINESS)**



SUMMARY OF CONTENTS

- I. CALL TO ORDER by the Mayor (6:30 p.m.)**
- II. ADJOURN TO CLOSED SESSION**

CONFERENCE WITH LABOR NEGOTIATORS - COLLECTIVE BARGAINING
Pursuant to California Government Code Section 54957.6
City Negotiators: Tom Williams, Carmen Valdez
Employee Groups: International Association of Fire Fighters (IAFF) Local 1699, Milpitas Employees Association (MEA), Mid-management and Confidential Unit (Mid-Con), and Professional and Technical Group (ProTech)
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 §54957.1, including the vote or abstention of each member present
- IV. PLEDGE OF ALLEGIANCE (7:00 p.m.)**
- V. INVOCATION (Councilmember Gomez)**
- VI. APPROVAL OF COUNCIL MEETING MINUTES – August 19 and 25, 2014**
- VII. SCHEDULE OF MEETINGS – COUNCIL CALENDAR – September 2014**
- VIII. PRESENTATIONS**
 - Proclaim *100th Anniversary of Santa Clara County Library District and National Library Card Sign-Up Month* for September 2014
 - Presentation of Key to the City to visiting officials from *Nueva Vizcaya (Philippines)*
- 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 item not listed on the agenda, 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 place the item on a future meeting agenda.

- X. ANNOUNCEMENTS**
- XI. ANNOUNCEMENT OF CONFLICT OF INTEREST AND CAMPAIGN CONTRIBUTIONS**
- 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 HEARING

- 1. Conduct Public Hearing and Consider Introducing Ordinance No. 38.817 to Amend the Milpitas Zoning Code to Extend Sunset Date to June 16, 2016 to Allow Process for Re-Establishment of Discontinued Non-Conforming Uses within Midtown and Transit Area Specific Plan Areas (Staff Contact: Scott Ruhland, 408-586-3274)**

XV. UNFINISHED BUSINESS

- * 2. Receive Update of the Odor Control Report (Staff Contact: Jeff Moneda, 408-586-3345)**

XVI. REPORT OF MAYOR

- * 3. Consider Mayor's Recommendation for Re-Appointments to Milpitas Commission (Contact: Mayor Esteves, 408-586-3029)**

XVII. NEW BUSINESS

- * 4. Consider Request from Korean Language and Culture Foundation for a Donation of \$500 (Staff Contact: Mary Lavelle, 408-586-3001)**
- * 5. Approve Receipt of Grant Funds of \$17,992 from the California Department of Resources Recycling and Recovery Beverage Container Program and Appropriate Funding to the Engineering Department (Staff Contact: Jeff Moneda, 408-586-3345)**
- * 6. Approve the Fiscal Year 2013-14 Year End Budget Adjustments (Staff Contact: Emma Karlen, 408-586-3145)**
- 7. Demonstration of the New and Improved Online Utility Bill Presentment and Payment Service (Staff Contact: Jane Corpus, 408-586-3125)**
- * 8. Approve the New City of Milpitas Employee Recognition Program (Staff Contact: Tom Williams, 408-586-3050)**

XVIII. ORDINANCES

- * 9. Waive the Second Reading and Adopt Ordinance No. 38.815 to Amend the Milpitas Zoning Code to Clarify and Modify Certain Parking Standards and Regulations (Staff Contact: Scott Ruhland, 408-586-3274)**
- * 10. Waive the Second Reading and Adopt Ordinance No. 38.816 to Amend the Milpitas Zoning Code to Conditionally Permit Thrift Store Uses in the Neighborhood Commercial (C1) Zoning District with Development Standards (Staff Contact: Scott Ruhland, 408-586-3274)**

XIX. RESOLUTIONS

- * 11. Adopt a Resolution to Approve Non-Exclusive Collection, Transportation, and Recycling Agreements with Allied Waste Services of North America, LLC Doing Business As Republic Services of Santa Clara County and GreenWaste Recovery, Inc. (Staff Contact: Jeff Moneda, 408-586-3345)**
- * 12. Take Necessary Actions including Adoption of a Resolution for the Electric Vehicle Charging Stations Project No. 4276 (Staff Contact: Steve Chan, 408-586-3324)**

- * 13. **Adopt a Resolution Granting Initial Acceptance of, and Reducing the Performance Bond for Cathodic Protection Improvements, Projects No. 7115, No. 6115, and No. 3706 (Staff Contact: Jeff Moneda, 408-586-3345)**
- * 14. **Adopt a Resolution Amending the Classification Plan to Adjust Salary Ranges for Two Positions (Staff Contact: Tom Williams, 408-586-3050)**
- * 15. **Adopt a Resolution Supporting Temporary Partial Street Closure on Technology Drive, Segment of McCarthy Boulevard between Technology Drive and State Route 237 Off-ramp, and Segment of Tasman Drive along the Coyote Creek for October 11 American Heartwalk (Staff Contact: Cindy Hom, 408-586-3284)**

XX. ADJOURNMENT

**NEXT REGULARLY SCHEDULED COUNCIL MEETING
TUESDAY, SEPTEMBER 16, 2014**

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 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 / 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 SERVE ON A CITY COMMISSION

Current vacancy: Community Advisory Commission

Commission application forms are available online at www.ci.milpitas.ca.gov or at Milpitas City Hall. Contact the City Clerk's office at 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 City Council Chambers for all meetings in that facility.

AGENDA REPORTS

XIV. PUBLIC HEARING

1. **Conduct Public Hearing and Consider Introducing Ordinance No. 38.817 to Amend the Milpitas Zoning Code to Extend Sunset Date to June 16, 2016 to Allow Process for Re-Establishment of Discontinued Non-Conforming Uses within Midtown and Transit Area Specific Plan Areas (Staff Contact: Scott Ruhland, 408-586-3274)**

Background: The Non-Conforming Buildings and Uses section of the Milpitas Zoning Code contains a provision allowing re-establishment of discontinued uses in the Specific Plan areas that cease operation for one year or more. The provision also includes a sunset date of June 16, 2014, that nullifies said provision and effectively eliminates the possibility for re-establishment. The purpose of the sunset date is to transition incompatible uses once they cease operation from industrial office development to new residential or mixed-use neighborhoods. However, an application was received on May 20, 2014, for a Zoning Text Amendment to extend this date to June 16, 2016. Staff supports the extension of this date to more closely coincide with the BART station opening; and to allow re-establishment of uses for two more years, under certain findings, to promote economic development. The project was considered by the Planning Commission at its August 13, 2014, public hearing. The Commission voted 5-0 to recommend the project to City Council.

California Environmental Quality Act (CEQA): The project is exempt from further CEQA review under Section 15061(b)(3) of the CEQA Guidelines in that the project has no potential to cause a significant effect on the environment because the amendment only extends the date for which discontinued non-conforming uses may be re-established.

Fiscal Impact: None.

Recommendations:

1. Open the public hearing to receive comments.
2. Move to close the public hearing after any comments.
3. Following a reading of the title by the City Attorney, move to waive the first reading of the Ordinance No. 38.817 beyond the title.
4. Introduce Ordinance No. 38.817 to extend the sunset date to from June 16, 2104 to June 16, 2016 to allow re-establishment of discontinued non-conforming uses within Midtown and Transit Area Specific Plan areas.

XV. UNFINISHED BUSINESS

- * 2. **Receive Update of the Odor Control Report (Staff Contact: Jeff Moneda, 408-586-3345)**

Background: From July 14 through August 10, 2014, the Bay Area Air Quality Management District (BAAQMD) received thirty odor complaints originating in Milpitas. Eleven complaints identified a garbage odor, two complaints identified a sewage odor, seventeen complaints did not identify an odor source, and none of the complaints identified a mixed odor source. As of the last Council update, the City's odor reporting website received eighty-five reported complaints.

Recommendation: Receive the odor report update.

XVI. REPORT OF MAYOR

- * 3. **Consider Mayor's Recommendation for Re-Appointments to Milpitas Commission (Contact: Mayor Esteves, 408-586-3029)**

Background: Mayor Esteves recommends the following appointments:

Youth Advisory Commission:

Re-appoint Riane Abaya as a regular member to a term that will expire in September 2015.
Appoint Clare Sern (current Alternate No. 2) as a voting member to a term that will expire in September 2015.

Recommendation: Receive Mayor's recommendations and move to approve re-appointment and appointment to Youth Advisory Commission.

XVII. NEW BUSINESS

- * **4. Consider Request from Korean Language and Culture Foundation for a Donation of \$500 (Staff Contact: Mary Lavelle, 408-586-3001)**

Background: On August 20, 2014, the City Clerk received a "Donation or Fee Waiver/Reduction Request Application Form" from the Korean Language and Culture Foundation, a non-profit organization in Milpitas. This group plans to hold a celebration of Hangeul, the Korean alphabet on October 4, 2014 at Milpitas Library from 11:00 am to 2:00 pm. The event allows participants to experience Korean culture including the Korean alphabet, Korean customs and printing system. The 501(c)3 non-profit foundation is seeking funds for support from the City of Milpitas. The request is within the \$500 donation maximum allowed by City policy.

Fiscal Impact: \$20,000 was approved and included in the FY 2014-15 City budget for City Council's Unallocated Community Promotions. If the current donation request is approved, \$17,390.23 would be the remaining balance.

Recommendation: Consider the request from the Korean Language and Culture Foundation and move to approve a \$500 donation to the non-profit group for its Hangeul Day celebration on October 4.

- * **5. Approve Receipt of Grant Funds of \$17,992 from the California Department of Resources Recycling and Recovery Beverage Container Program and Appropriate Funding to the Engineering Department (Staff Contact: Jeff Moneda, 408-586-3345)**

Background: The City of Milpitas received \$17,992 from the California Department of Resources Recycling and Recovery (CalRecycle) Beverage Container Recycling Program. Staff applied for this funding, as authorized by Council Resolutions No. 7094 and No. 7351, to support public outreach about recycling of California Redemption Value bottles and cans. The City Council is requested to authorize receipt of the funds onto the Fiscal Year 2014-15 operating budget. The total award amount will fund educational and promotional services and supplies.

Fiscal Impact: None. Funding to the Engineering Department's operating budget in the amount of \$17,992 will be offset by the CalRecycle grant.

Recommendation: Approve receipt of the CalRecycle Grant and appropriate funding to the Engineering Department operating budget in the amount of \$17,992.

- * **6. Approve the Fiscal Year 2013-14 Year End Budget Adjustments (Staff Contact: Emma Karlen, 408-586-3145)**

Background: Finance staff is in the process of closing the City revenue and expenditures accounts for the Fiscal Year 2013-14. To maintain conformity with the City's budgeting policies and to prepare for the annual external audit, year-end budget adjustments are necessary to address items that were not known at the time the FY 2013-14 budget was developed.

All funds, departments and project budgets have been reviewed to determine necessary adjustments. The detail for each budget adjustment item is described below.

- 1) Increase the budget appropriations for the Finance Department by \$2,000. The increased budget amount is related to Community Development Block Grants (CDBG) administration costs in FY 13-14 that is fully reimbursable by the U.S. Department of Housing and Urban Development.
- 2) Increase the budget appropriation for Planning and Neighborhood Services Department by \$162,000. The increased budget amount is related to increased housing rehab loans provided to the community in FY 2013-14. The housing rehab loans will be fully reimbursable by the U.S. Department of Housing and Urban Development.
- 3) Increase the budget appropriations for Street Fund Non-departmental budget by \$3,200. The increased budget amount is related to audit fees for street grants in FY 2013-14. The source of funding will be the Street Operating Fund.
- 4) Increase the budget appropriation of the Piper Montague Infrastructure Non-departmental budget by \$27,000 due to outside attorney cost for the formation of Community Facilities District No. 2013-1 (Piper Montague). The City received full reimbursement from the three developers involved.

Fiscal Impact: The only budget adjustment that has an impact on the fund balance is the utilization of Street Funds for \$3,200 in audit fees. Remaining budget adjustments were either reimbursed or fully reimbursable by third parties.

Recommendation: Approve the Fiscal Year 2013-14 year-end budget appropriations as itemized on the budget change form (included in the City Council agenda packet).

7. Demonstration of the New and Improved Online Utility Bill Presentment and Payment Service (Staff Contact: Jane Corpus, 408-586-3125)

Background: Finance and Information Services Departments' staffs implemented an improved online utility bill presentment and payment service on August 18, 2014. Staff would like to demonstrate the new software to the City Council at the City Council meeting.

Recommendation: No action is needed beyond receiving staff's presentation, demonstrating online bill payment, at the City Council meeting.

*** 8. Approve the New City of Milpitas Employee Recognition Program Funding (Staff Contact: Tom Williams, 408-586-3050)**

Background: A Citywide survey was performed in April to gather input regarding employee recognition. Survey results overwhelmingly concluded that the City needed to develop an Employee Recognition Program. As a result, nominations for the Employee of the Year Recognition Program were sought and selections made.

Three categories were developed and employees were asked to nominate City of Milpitas employees (Department Heads excluded) for each category:

- Employee of the Year, Full-time permanent employees
- Rookie of the Year, New hires, Full-time within the last two years
- Rising Star Award, Part-time, Temporary, Seasonal, Interns, and Volunteers

Nominations for each category were received by the established deadline, August 8. Then Department Heads deliberated and selected winners for each category. The recognition of and awards for these three outstanding employees will be held during the 2nd Annual Summer BBQ Event at the Jose Higuera Adobe on Thursday, September 11, 2014. As part of the recognition program, it is recommended that the recipients receive a bonus for their outstanding job. It is

recommended that each category winner receive a recognition plaque and monetary award as follows:

- Employee of the Year: \$3,000
- Rookie of the Year: \$1,500
- Rising Star Award: \$500

Fiscal Impact: \$5,000. Funds are available from the Community Promotions Unallocated budget.

Recommendation: Approve the Employee Recognition Program and total funding of \$5,000 from the City Council Community Promotions Unallocated budget to be used as the monetary prize for three winners.

XVIII. ORDINANCES

- * **9. Waive the Second Reading and Adopt Ordinance No. 38.815 to Amend the Milpitas Zoning Code to Clarify and Modify Certain Parking Standards and Regulations (Staff Contact: Scott Ruhland, 408-586-3274)**

Background: On August 19, 2014, the City Council introduced Ordinance No. 38.815 to amend the City's Zoning Ordinance to clarify and modify certain parking standards and regulations. The City Council also requested language to be included in the section related to location of residential parking. That change has been included in the final version of the Ordinance. Ordinance No. 38.815 is now ready for a second reading and adoption.

Fiscal Impact: None.

Recommendations:

1. Waive the second reading of Ordinance No. 38.815.
2. Adopt Ordinance No. 38.815 for Zoning Amendment to clarify and modify certain parking standards and regulations.

- * **10. Waive the Second Reading and Adopt Ordinance No. 38.816 to Amend the Milpitas Zoning Code to Conditionally Permit Thrift Store Uses in the Neighborhood Commercial (C1) Zoning District with Development Standards (Staff Contact: Scott Ruhland, 408-586-3274)**

Background: On August 19, 2014, the City Council introduced Ordinance No. 38.816 to amend the City's Zoning Ordinance to conditionally permit thrift store uses in the Neighborhood Commercial (C1) Zoning District. At its last meeting, the City Council requested that the distance requirement of 500 feet between thrift store uses be increased to 1,000 feet. That change has been included in the final version of the ordinance, and so Ordinance No. 38.816 is now ready for a second reading and adoption.

Fiscal Impact: None.

Recommendations:

1. Waive the second reading of Ordinance No. 38.816.
2. Adopt Ordinance No. 38.816 for Zoning Amendment to conditionally permit thrift store uses in the Neighborhood Commercial (C1) Zoning District.

XIX. RESOLUTIONS

- * **11. Adopt a Resolution to Approve Non-Exclusive Collection, Transportation, and Recycling Agreements with Allied Waste Services of North America, LLC Doing Business As Republic Services of Santa Clara County and GreenWaste Recovery, Inc. (Staff Contact: Jeff Moneda, 408-586-3345)**

Background: In accordance with Title V, Chapter 200 of the Milpitas Municipal Code and the City's solid waste franchise agreement with Allied Waste Services of North America (Republic) solid waste collectors may enter into non-exclusive agreements with the City to collect and dispose of certain non-organic solid waste and/or construction and demolition debris from Milpitas residents and businesses that are not covered by the Allied Waste exclusive franchise agreement.

In October 2011, the City entered into separate, non-exclusive agreements with Allied Waste Services of North America, LLC, DBA Republic Services of Santa Clara County and GreenWaste Recovery Inc. for three-year terms, which will expire on October 3, 2014. Staff proposes to enter into new non-exclusive agreements, which will allow these collectors to continue to operate.

The proposed agreements grant a new three-year term commencing on October 4, 2014, and updates existing contract language. Staff also requests authority to administratively review collections under these agreements and grant a maximum of two, three-year agreement extensions without further Council action.

California Environmental Quality Act (CEQA): The action is not considered a project under CEQA as there will be no direct, or reasonably foreseeable indirect physical change in the environment.

Fiscal Impact: None.

Recommendation: Adopt a resolution to approve Non-Exclusive Collection, Transportation, and Recycling Agreements with Allied Waste Services, LLC doing business as Republic Services of Santa Clara County and GreenWaste Recovery, Inc. for a three-year term commencing on October 4, 2014, and authorize the City Manager (or his designee) to extend the agreements for a maximum of two, three-year extensions.

*** 12. Take Necessary Actions including Adoption of a Resolution for the Electric Vehicle Charging Stations Project No. 4276 (Staff Contact: Steve Chan, 408-586-3324)**

Background: The City of Milpitas submitted a Transportation Fund for Clean Air (TFCA) reimbursable grant application and received TFCA funding from Santa Clara Valley Transportation Authority (VTA) to install four electric vehicle (EV) Level 2 charging stations in the City. The goal of EV charging station installations is to eliminate barriers to zero emission electric vehicle adoption by the general public. A maximum total of \$40,000 TFCA reimbursable grant funds will be available for procurement of EV charging station equipment, construction of necessary electrical infrastructures, and installation of EV parking stall signing and striping. The construction estimate for each EV Level 2 charging station is approximately \$10,000. No local match funds are required for this TFCA grant. Two EV charging stations are proposed to be located at the Civic Center parking lot, and two EV charging stations are proposed to be located at the Milpitas Library garage.

Staff will return to the City Council later requesting to amend the City's Schedule of Fees to set a range of pricing for an EV station and will evaluate various options including being cost neutral to permit EV charging station operation and maintenance cost recovery. Costs for project design, City administration, and inspection are not reimbursable under the grant and the City must fund these costs under the proposed grant agreement. Staff seeks approval of a new Capital Improvement Program (CIP) project with the necessary budget appropriation for the installation of the EV charging stations.

Fiscal Impact: A budget appropriation in the amount of \$20,000 from the Gas Tax fund to Electric Vehicle Charging Stations, Project No. 4276 is required.

Recommendations:

1. Approve a new project in the City's Capital Improvement Program: Electric Vehicle Charging Stations, Project No. 4276.
2. Approve a budget appropriation of \$20,000 from the Gas Tax Fund to design, administration and inspection related to Electric Vehicle Charging Stations.
3. Approve a budget appropriation of \$40,000 from the Congestion Management Transportation Grant Funding Program to the Electric Vehicle Charging Stations.
4. Adopt a Resolution authorizing execution of an agreement with Santa Clara Valley Transportation Authority (VTA) for FY 2014-15 Congestion Management Program Transportation Fund for Clean Air (TFCA) to implement Electric Vehicle (EV) charging stations in Milpitas.

- * **13. Adopt a Resolution Granting Initial Acceptance of, and Reducing the Performance Bond for Cathodic Protection Improvements, Projects No. 7115, No. 6115 and No. 3706 (Staff Contact: Jeff Moneda, 408-586-3345)**

Background: The City Council awarded the Cathodic Protection Improvements Project to Exaro Technologies Corporation on January 7, 2014. The project provided for the upgrade, repair and replacement of the City's existing cathodic protection systems, which were installed on buried metal pipelines to help protect the pipelines from corrosion and extend their useful lives. The project was successfully completed within budget, therefore staff recommends that Council adopt a resolution granting initial acceptance of the project and authorize reduction of the contractor's faithful performance bond to \$53,113.33, which is 10% of the final contract value.

Fiscal Impact: None.

Recommendation: Adopt a resolution granting initial acceptance of the Cathodic Protection Improvements, Projects No. 7115, No. 6115 and No. 3706, subject to a one year warranty period, and reduction of the faithful performance bond to \$53,113.33.

- * **14. Adopt a Resolution Amending the Classification Plan to Adjust Salary Ranges for Two Positions (Staff Contact: Tom Williams, 408-586-3050)**

Background: Amendments to the Classification Plan are periodically required to account for organization changes and equity adjustments to salary ranges and/or other related changes or conditions. In order to be competitive with comparable neighboring cities, staff recommends modifying annual salary ranges for the Fire Chief and the Assistant City Manager classifications. For the Fire Chief, it is recommended to adjust the salary range by 2%. For the Assistant City Manager, it is recommended to adjust the salary range by 12%. These range increases were included in the adopted FY 2014-15 budget but the salary table currently does not reflect these budgeted changes.

Fiscal Impact: None.

Recommendation: Adopt a resolution amending the Classification Plan to adjust salary ranges for City of Milpitas Fire Chief and Assistant City Manager positions.

- * **15. Adopt a Resolution Supporting Temporary Partial Street Closure on Technology Drive, Segment of McCarthy Boulevard between Technology Drive and State Route 237 Off-ramp, and Segment of Tasman Drive along the Coyote Creek for the October 11 American Heart Walk (Staff Contact: Cindy Hom, 408-586-3284)**

Background: The American Heart Association is requesting to hold a non-competitive 5K (3.1 mile) walk and festival on Saturday October 11, 2014, between the hours of 8:30 AM to 12:30 PM. The purpose of the event is to raise funds for research, education and advocacy efforts of the American Heart Association. The proposed event anticipates approximately 4,000 people.

The 5K walk is programmed to start approximately at 10:00 AM to 12:30 PM. However, the road shall be closed half an hour (30 minutes) prior to the start of the event for set up and an hour and a half (90 minutes) after the event for removal of the street closures. The proposed route will be on the following public streets: Technology Drive, Tasman Drive, McCarthy Boulevard, and along the east and west side of the Coyote Creek Trail. The special event will also include a Miracle Mile walk proposed on the public sidewalks along Technology Drive, S. McCarthy Blvd., SanDisk Drive, and Murphy Ranch Road.

The event also includes a festival area consisting of various tent booths for sponsors, vendors, activities, and food located within the KLA Tencor parking lot at 1 Technology Drive. The Heartwalk requires street closures for public safety and protection. If the City Council authorizes the street closures, the applicant shall be responsible for the implementation of the Traffic Control Plan and associated City services. Conditions will be placed on the special event permit to ensure traffic and pedestrian safety.

Event Parking: The applicant will utilize approximately 1900 parking spaces on the KLA campus as well as 300 off-site parking with the neighboring SanDisk campus for a total of approximately 1,954 on-site parking spaces.

Event Security: The applicant will utilize the KLA Tencor's private security company for the event security. Staff is requiring the applicant to provide four security officers at each event area including the off-site parking areas to maintain crowd control and to assist directing pedestrian traffic.

Analysis: This is a community event that anticipates approximately 4,000 local and regional participants. The Heart Walk will minimize potential parking issues by providing sufficient parking and traffic control. However, residents in the area could be impacted due to the temporary street closures and re-routing of traffic to other local streets but it would be limited to Saturday, October 11, 2014, for the six hour period.

Fiscal Impact: None.

Recommendation: Adopt a resolution authorizing temporary partial street closure of Technology Drive, S. McCarthy Blvd. and Tasman Drive on Saturday, October 11, 2014, from 8:00 AM to 2:00 PM for the American Heart Association's Heart Walk event.

XX. ADJOURNMENT

**NEXT REGULARLY SCHEDULED COUNCIL MEETING
TUESDAY, SEPTEMBER 16, 2014**