



SPECIAL MEETING OF THE MILPITAS CITY COUNCIL

For assistance in the following languages, you may call:

Đối với Việt Nam, gọi 408-586-3122
Para sa Tagalog, tumawag sa 408-586-3051
Para español, llame 408-586-3232

CITY OF MILPITAS - NOTICE OF SPECIAL MEETING

NOTICE IS HEREBY GIVEN that a Special Meeting of the Milpitas City Council has been called. It is scheduled for 5:30 PM on Tuesday, June 23, 2020 via Teleconference/webinar only (no physical meeting space), which is permitted via California Governor's Executive Order.

Submit any Public Forum or Public Hearing comments during the meeting, to be read aloud, via form available online: <https://www.ci.milpitas.ca.gov/spcomment/>

For Public Hearing Item No. 1 only, voicemail message comments may be submitted to telephone number 408-586-3010 until 2:00 PM on June 23.

Meeting will be livestreamed. Go to:

Facebook: <https://www.facebook.com/CityofMilpitas/>

YouTube: <https://www.ci.milpitas.ca.gov/youtube>

Web Streaming: <https://www.ci.milpitas.ca.gov/webstreaming>

AGENDA

**TUESDAY, JUNE 23, 2020
MILPITAS, CA
5:30 PM**

CALL TO ORDER / ROLL CALL / PLEDGE

ADJOURN TO CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATORS

Pursuant to California Government Code §54957.6

Agency designated representative: Rick Bolanos of Liebert Cassidy Whitmore

Employee Group: Milpitas Employees Association

CLOSED SESSION ANNOUNCEMENT: Report on action taken in Closed Session, if required per Government Code Section 54957.1, including the vote or abstention of each member present

ANNOUNCEMENT OF CONFLICT OF INTEREST

PUBLIC FORUM

Those interested may address the Mayor and City Council on any subject not on tonight's agenda. People can submit comments in writing via the form available online, may list their name and city of residence for the Clerk's record. Remarks read aloud by the City Clerk may be limited to three minutes, or less. As an item not listed on the agenda, no response is required from City staff or the Council and no action can be taken. Council may instruct the City Manager to place the item on a future meeting agenda. Form available to submit comments here: www.ci.milpitas.ca.gov/spcomment/

APPROVAL OF AGENDA

PUBLIC HEARING

Comments for the public hearing item may be submitted prior to the City Council meeting **by leaving a voicemail** by telephone at 408-586-3010. Messages will be played aloud for the City Council once the public hearing is opened by the Mayor. Virtual **written public comments** for the public hearing may be submitted on a form from the City website: <http://www.ci.milpitas.ca.gov/spcomment> .

Written comments submitted on the form online for the public hearing will be read aloud by the City Clerk and shall be limited to three minutes or less, at the direction of the Mayor.

- 1. Hold a Public Hearing to Consider an Amendment to the FY 2019-2020 Annual Action Plan, approval of the Community Development Block Grant allocations, the Draft FY 2020-2021 Annual Action Plan, and related budget amendments (Staff Contact: Sharon Goei, 408-586-3260)**

Recommendations:

- 1) Open the public hearing, hear testimony, then move to close the public hearing.
- 2) Approve the amendment to the FY 2019-2020 Annual Action Plan.
- 3) Approve the Community Development Block Grant funding for FY 2020-2021.
- 4) Approve the draft FY 2020-2021 Annual Action Plan.
- 5) Authorize the City Manager, or designee, to make any necessary changes to the approved draft FY 2020-2021 Annual Action Plan as needed to comply with CDBG submission guidelines.
- 6) Authorize the City Manager to execute CDBG agreements with the approved subrecipients.
- 7) Provide direction to staff on any revised Council priorities to guide FY 2021-22 outreach.
- 8) Approve budget appropriation of \$748,629 in the Building Safety and Housing FY 2020-21 operating budget.

AGENDA ITEMS

- 2. Receive a Report from Fairbank, Maslin, Maullin, Metz and Associates (FM3) Regarding Public Opinion Polling for a ¼ Cent General Sales Tax Measure and Direct Staff to Return on August 4, 2020 with the Ballot Measure Language for Placement on the November 3, 2020 General Election (Staff Contacts: Ashwini Kantak, 408-586-3053 and Walter C. Rossmann, 408-586-3111)**

Recommendation: Receive a report from Fairbank, Maslin, Maullin, Metz and Associates (FM3) regarding public opinion polling for a ¼ Cent General Sales Tax measure and direct staff to return on August 4, 2020 with the ballot measure language for a ¼ cent General Sales Tax measure with an eight-year sunset clause for placement on the ballot for the November 3, 2020 General Election.

- 3. Approve and Authorize City Manager to Execute On-Call Maintenance Service Agreements with Yerba Buena Engineering & Construction, Inc. and Tucker Construction, Inc. for Homeless Encampment Cleanup Services (Staff Contact: Tony Ndah, Public Works Director, 408-586-2602)**

Recommendations:

- 1) Approve and authorize City Manager to execute on-call maintenance service agreements with Yerba Buena Engineering & Construction, Inc. and Tucker Construction, Inc. for Homeless Encampment Cleanup Services, for an annual amount not to exceed \$100,000 per vendor, for a term through June 21, 2025 for a total maximum compensation of \$500,000 per vendor, subject to the annual appropriation of funds.
- 2) Authorize City Manager to amend the two contracts' not-to-exceed amounts to allocate annual appropriations depending on service availability of the vendors.

4. Receive Report on Proposed Legislation, Assembly Bill 398 – COVID-19 Local Government and School Recovery and Relief Act, and Provide Direction to Staff (Staff Contacts: Christopher Diaz, 408-586-3040 and Ashwini Kantak, 408-586-3050)

Recommendation: Receive report on proposed legislation, Assembly Bill 398 – COVID-19 Local Government and School Recovery and Relief Act, and provide direction to staff.

CONSENT CALENDAR

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 City Councilmember, member of the public or staff requests the Council to remove an item from (or be added to) the consent calendar. Any person desiring to comment in writing on any item on the consent calendar should request to have that item removed from the consent calendar.

C5. Adopt a Resolution Calling for the General Municipal Election on November 3, 2020 (Staff Contact: Mary Lavelle, 408-586-3001)

Recommendation: Adopt a resolution calling a General Municipal Election for City of Milpitas on Tuesday, November 3, 2020, requesting consolidation with the statewide presidential election and requesting election services from the Santa Clara County Registrar of Voters.

C6. Approve and Authorize the City Manager to Execute Amendment No. 2 to the Agreement with Cayenta for Implementation and Upgrade of the Financial and Utility Billing Software Systems to Extend the Term of Service Date from July 14, 2020 to December 14, 2020 (Staff Contact: Jane Corpus, 408-586-3125)

Recommendation: Approve and authorize the City Manager to execute Amendment No. 2 to the agreement with Cayenta, a Division of N. Harris Computer Corporation, Inc. for implementation and upgrade of the financial and utility billing software systems to extend the term of service date from July 14, 2020 to December 14, 2020.

C7. Accept CalRecycle Grant of \$18,932 and Approve related Budget Amendment (Staff Contact: Elaine Marshall, 408-586-2603)

Recommendation: Accept grant funding from CalRecycle's Beverage Container Recycling City/County Payment program and approve a budget appropriation for \$18,932 in the Public Works Department FY 2020-21.

C8. Accept Grant from the Santa Clara County Office of Women's Policy for Youth Voter Registration Promotion and Activities in the Amount of \$2,000 and Approve a Related Budget Amendment (Staff Contact: Renee Lorentzen, 408-586-3409)

Recommendation: Accept a grant from the Santa Clara County Office of Women's Policy for Youth Voter Registration promotion and activities in the amount of \$2,000 and approve a budget appropriation for \$2,000 in Recreation and Community Services FY 2020-21 operating budget.

ADJOURNMENT

MILPITAS CITY COUNCIL CODE OF CONDUCT

- Be respectful and courteous (words, tone, and body language).
- Model civility.
- Avoid surprises.
- Praise publicly and criticize privately.
- Focus on the issue, not the person.
- Refrain from using electronic devices while on the Council dais.
- Share information with all Councilmembers in advance of Council meetings.
- Disclose conflicts of interest and affiliations related to agenda items.
- Separate governing from campaigning.
- The Council speaks with one voice after making policy on issues.
- Respect the line between policy and administration.
- Council will hold one another accountable to comply with this Code of Conduct.

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 City agencies exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and 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: cdiaz@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 City website. City Council agendas and related materials can be viewed online: www.ci.milpitas.ca.gov/government/council/agenda_minutes.asp (select meeting date)

APPLY TO SERVE ON A CITY 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, please 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.