

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILPITAS ESTABLISHING
THE MEASURE F OVERSIGHT COMMITTEE SUBJECT TO VOTER APPROVAL OF
MEASURE F AND APPROVING THE STRUCTURE AND RESPONSIBILITIES OF THE
MEASURE F OVERSIGHT COMMITTEE**

WHEREAS, on March 13, 2020, the President of the United States declared a National Emergency concerning the Novel Coronavirus Disease (COVID-19) outbreak; and

WHEREAS, on Monday, March 16, 2020, the County of Santa Clara, and six of the most populous counties in the region, announced a shelter-in-place order in light of the increased number of cases of COVID-19 that have been confirmed in Santa Clara County; and

WHEREAS, the FY 2020-21 Budget and Financial Plan assumed an economic recovery within 18 months based on data available at that time and the unprecedented federal fiscal and monetary economic stimuli injected into the economy; and

WHEREAS, on June 2, 2020, the City Council approved the FY 2020-21 Budget and Financial Plan with the adoption of Resolution No. 8976, solving a projected \$25 million shortfall over three fiscal years with ongoing expenditure reductions and the use of reserves; and

WHEREAS, the General Fund pays for important City services, such as police response, fire and paramedic services, street operations and maintenance, library services, parks and recreation services and general municipal services to the public; and

WHEREAS, since the approval of the FY 2020-21 Budget and Financial Plan, the projected economic impact related to COVID-19 has worsened with local businesses still closed and hotel rooms remaining vacant; and

WHEREAS, this extended downturn has had an additional significant impact to the City's FY 2020-21 General Fund revenues, as estimated; and

WHEREAS, on August 4, 2020, the City Council placed Measure F, a ¼ cent Sales Tax Measure with a sunset of the tax in eight years, on the November 3, 2020 ballot for voter consideration in order to provide funding to maintain important City services, with a sunset of the tax in eight years requiring independent audits and a citizens' oversight committee; and

WHEREAS, on September 1, 2020 the City Council directed the City Manager to implement the COVID-19 Fiscal Response Strategies and Guidelines which includes seeking Council approval of the Measure F Oversight Committee in advance of the election for the Measure; and

WHEREAS, on April 16, 2019, the City Council approved the Standardized City of Milpitas Commission By-Laws, which guides the formation of advisory commissions.

NOW, THEREFORE, the City Council of the City of Milpitas 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 Measure F Oversight Committee consistent with the Standardized City of Milpitas Commission By-Laws is hereby established subject to approval of Measure F by the voters of the City of Milpitas on November 3, 2020.
3. The Addendum to the Standardized City of Milpitas Commission By-Laws specific to Measure F Oversight Committee (Exhibit A) outlining the purpose and responsibilities of the Measure F Oversight Committee is approved subject to approval of Measure F by the voters of the City of Milpitas on November 3, 2020.
4. The approval of this resolution does not commit the City to any action that would have the potential for causing a significant effect on the environment as this resolution will implement financial reduction strategies with no clear commitment to any future project or elimination of any projects. As a result, there is no potential impact on the environment from this action per the California Environmental Quality Act ("CEQA") Guidelines Section 15061(b)(3). Further, this action is also exempt under CEQA Guidelines Section 15378(b)(4) as other governmental fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

PASSED AND ADOPTED this _____ day of _____ 2020, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

APPROVED:

Mary Lavelle, City Clerk

Rich Tran, Mayor

APPROVED AS TO FORM:

Christopher J. Diaz, City Attorney