



CITY OF MILPITAS AGENDA REPORT (AR)

Item Title:	Adopt a Resolution Authorizing the City Manager or Designee to Donate Obsolete Fire Safety Personal Protective Equipment (Jackets, Pants and Boots) to the City of Dagupan
Category:	Consent Calendar-Leadership and Support Services
Meeting Date:	3/1/2022
Staff Contact:	Lauren Lai, Finance Director, 408-586-3111; Brian Sherrard, Fire Chief, 408-586-2811
Recommendation:	Adopt a Resolution Authorizing the City Manager or Designee to Donate Obsolete Fire Safety Personal Protective Equipment (Jackets, Pants and Boots) to the City of Dagupan

Background:

On April 15, 2003, the Cities of Milpitas and Dagupan executed their first Memorandum of Understanding (MOU), establishing a Sister City relationship between the City of Milpitas and City of Dagupan to enrich cultural understanding, create adult and student exchange opportunities and broaden cooperation to encourage goodwill between the Cities. Subsequently, the MOU was renewed several times with the last renewal of the MOU approved by City Council on December 3, 2019, and executed on March 10, 2020. Currently, MOU is set to expire on March 10, 2025.

On August 9, 2021, Councilmember Chua requested during the Council meeting that the City donate obsolete Fire safety personal protective equipment (jackets, pants and boots) to the Sister City of Dagupan in order to support Dagupan's fire operations. This request, which was supported by consensus by the majority of the City Council, was subsequently approved as an additional work plan item during the January 11, 2022 City Council referral items prioritization discussion.

Analysis:

In accordance with Municipal Code Section I-2-7.01 – “Disposal of Property with an Estimated Value of Five Thousand Dollars (\$5,000) or Less” and except as otherwise provided by State law or City ordinance, the Purchasing Agent or designee shall be empowered to dispose of property of the City, including abandoned property, which cannot be used by any department of the City, at public or private sale or by renting or destroying the same, (all with or without notice, competitive bid or necessity of posting bid bonds, at the Purchasing Agent or designee's discretion, and upon such terms as he or she deems best) provided any single item of property involved does not exceed Five Thousand Dollars (\$5,000) in estimated current market value. However, the Purchasing Agent is not authorized to donate any obsolete items.

In order to facilitate the City Council's direction to donate obsolete Fire safety personal protective equipment (jackets, pants and boots), which has no value to the City of Milpitas, to the City of Dagupan, staff recommends that the City Council adopt the attached resolution. The resolution, if adopted, authorizes the City Manager or his/her designee to donate surplus Fire safety personal protective equipment (jackets, pants and boots), as is and where is, no less than once annually under certain conditions.

1. The Sister City Memorandum of Understanding, as renewed, has to be in effect;
2. The City Manager or his/her designee has determined any safety equipment identified for donation has no value to the City of Milpitas;

3. The City of Dagupan signed a waiver of liability approved as to form by the City of Milpitas City Attorney; and
4. The City of Dagupan is responsible to picking up the donated equipment at one of the City of Milpitas' Fire stations in coordination with the Fire Chief or designee.

Fiscal Impact:

No fiscal impact for donation of obsolete Fire safety equipment which is deemed to have no value to the City of Milpitas.

California Environmental Quality Act:

The City Council's adoption of the resolution is not a project subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guideline 15378(b)(2) as a continuing administrative activity as the City routinely disposes of obsolete or surplus equipment and no changes to the environment are anticipated by a mere donation of obsolete equipment.

Recommendation:

Adopt a Resolution Authorizing the City Manager or Designee to Donate Obsolete Fire Safety Personal Protective Equipment (Jackets, Pants and Boots) to the City of Dagupan.

Attachments:

1. Resolution