



Regular Meeting Agenda
City Council

Rich Constantine - Mayor
Gino Borgioli - Mayor Pro Tem
John McKay - Council Member
Yvonne Martinez Beltran - Council Member
Rene Spring - Council Member

Wednesday, October 19, 2022 7:00 PM

Hybrid Meeting
17555 Peak Avenue, Morgan Hill, CA 95037 and Virtual (Link to join the meeting can be found below)

Morgan Hill City Council meetings will be held as “hybrid” meetings with the option to attend by teleconference/video conference or in-person. To maximize public safety while still maintaining transparency and public access, members of the public can choose to participate from home or attend in-person. Information on how the public may observe and participate in the meeting is located below. Santa Clara County strongly encourages masks and social distancing if attending in person.

MEETING GUIDELINES AND PUBLIC COMMENT

City Council meetings will be live-streamed on Channel 17, on the City’s website, and on the City’s Facebook page. Those members of the community that would like to participate in the meetings remotely may do so by joining the virtual meeting at: <https://bit.ly/MHCityCouncilMeeting> or by calling (669) 900-9128, then enter the webinar id: 873 3200 8380#.

Public comment may be provided in the following ways:

- Provide public comment in-person
- Join the virtual City Council meeting via the link above, when public comment is opened, raise your virtual hand and be called upon to speak for up to 3 minutes (YOU MUST BE RUNNING THE MOST CURRENT VERSION OF ZOOM TO BE UNMUTED)
- Join the virtual meeting by calling the number above, dial *9 to raise your hand, and be called upon to speak for up to 3 minutes
- Send public comments in writing to the City Clerk at ccpubliccomment@morganhill.ca.gov

* Please note that comments made on Facebook are not considered public comment.

CALL TO ORDER

ROLL CALL ATTENDANCE

DECLARATION OF POSTING AGENDA

PRESENTATIONS

YAC Presentation- Asset # 5- Caring School Climate

CITY COUNCIL REPORTS

Council Member Yvonne Martinez Beltran

CITY MANAGER'S REPORT

CITY ATTORNEY'S REPORT

OTHER REPORTS

PUBLIC COMMENT

This opportunity for public comment is for items that are not on the agenda. If you would like to make comments on an item that is on the agenda, please wait until we get to that item to offer your comments. Members of the public are entitled to address the City Council concerning any item within the Morgan Hill City Council's subject matter jurisdiction. Public comments are limited to no more than three minutes. Except for certain specific exceptions, the City Council is prohibited from discussing or taking action on any item not appearing on the posted agenda. Public comment is intended for comments. Questions posed during public comment are not generally answered. If you have questions, please send them to the City Clerk at ccpubliccomment@morganhill.ca.gov to receive a response. (See additional noticing at the end of this agenda)

ADOPTION OF AGENDA

CONSENT CALENDAR

Items appearing on the Consent Calendar are considered routine and may be approved by one motion. Pursuant to City Council Policies and Procedures (CP 97-01), any member of the Council or public may request to have an item removed from the Consent Calendar for comment and action.

Time Estimate for Consent Calendar: 1 - 10 Minutes

1. **ACCEPT ANNUAL EVALUATION REPORT FOR THE SANTA CLARA COUNTY MULTI-JURISDICTIONAL PROGRAM FOR PUBLIC INFORMATION (PPI) FOR FY 2021-22 (YEAR 1) RELATING TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY'S NATIONAL FLOOD INSURANCE PROGRAM'S COMMUNITY RATING SYSTEM PROGRAM**

Recommendation:

Accept the Annual Evaluation Report for FY 2021-22 (Year 1) for the 2021 Santa Clara County Multi-Jurisdictional Program for Public Information (PPI).

2. **UPDATE THE LIBRARY, CULTURE, AND ARTS COMMISSION (LCAC) WORK PLAN TO INCLUDE "MORGAN HILL STANDS UNITED AGAINST HATE" CAMPAIGN**

Recommendation:

Approve an update to the LCAC Work Plan.

3. **RECEIVE MONTHLY BUDGET UPDATE AND AUGUST 2022 FINANCIAL AND INVESTMENT REPORTS**

Recommendation:

Accept and file report.

PUBLIC HEARINGS

4. **INTRODUCE AN ORDINANCE TO AMEND THE TEXT OF TITLE 14 RELATED TO INCLUSIONARY HOUSING AND TITLE 18 RELATED TO THE DENSITY BONUS LAW**

Recommendation:

1. Open/close the continued public hearing;
2. Waive the first and second reading of the Ordinance; and
3. Introduce the Ordinance as recommended by staff and the Planning Commission.

OTHER BUSINESS

5. **ACCEPT MORGAN HILL TOURISM BUSINESS IMPROVEMENT DISTRICT**

(MHTBID) OWNERS ASSOCIATION ANNUAL REPORT (DBA VISIT MORGAN HILL)

Recommendation:

Accept and file the Visit Morgan Hill Annual Report.

6. ACCEPT 2022 PUBLIC HEALTH GOALS REPORT ON WATER QUALITY

Recommendation:

1. Receive public comment; and
2. Accept and file the June 2022 Public Health Goals Report on Water Quality for the City of Morgan Hill.

7. INTRODUCE AN ORDINANCE OF THE CITY OF MORGAN HILL AMENDING CHAPTERS 15.08 (BUILDING CODE), 15.12 (ELECTRICAL CODE), 15.16 (MECHANICAL CODE), 15.20 (PLUMBING CODE), AND 15.44 (FIRE CODE) TO ADOPT BY REFERENCE THE 2022 CALIFORNIA STATE BUILDING STANDARDS CODES KNOWN AND DESIGNATED AS CALIFORNIA CODE OF REGULATIONS, TITLE 24 AMENDING CHAPTER 15.25 (PROPERTY MAINTENANCE) TO ADOPT BY REFERENCE THE 2021 INTERNATIONAL PROPERTY MAINTENANCE CODE AND TO MAKE MINOR CHANGES TO SECTIONS IN CHAPTERS 15.65 (SUSTAINABLE BUILDING REGULATIONS) AND 15.66 (SWIMMING POOLS) OF TITLE 15 (BUILDING AND CONSTRUCTION) OF THE MORGAN HILL MUNICIPAL CODE

Recommendation:

1. Waive reading;
2. Introduce the ordinance by title; and
3. Set November 2, 2022 at 7:00 p.m. as the date and time for a public hearing to consider adoption of an ordinance.

8. RECEIVE MONTHLY BUDGET UPDATE; SEPTEMBER 2022 FINANCIAL AND INVESTMENT REPORTS; AND THE CITY MANAGER AUTHORITY REPORT

Recommendation:

Accept and file report.

9. APPROVE DRAFT CONDIT ROAD SPORTS FACILITIES MASTER PLAN

Recommendation:

1. Provide comments and feedback on the proposed Draft Condit Road Sports Facilities Master Plan; and
2. Approve Draft Condit Road Sports Facilities Master Plan.

10. COMMUNITY FUNDING POLICY REVIEW AND UPDATE

Recommendation:

Review policy and direct staff to make any updates to the Community Funding Policy.

FUTURE COUNCIL INITIATED AGENDA ITEMS

Note: in accordance with Government Code Section 54954.2(a), there shall be no discussion, debate and/or action taken on any request other than providing direction to staff to place the matter of business on a future agenda.

ADJOURNMENT

NOTICE

Any documents produced by the City and distributed to the majority of the City Council less than 72 hours prior to an open meeting, will be made available for public inspection at the City Clerk's Counter at City Hall located at 17575 Peak Avenue, Morgan Hill, CA, 95037 and at the Morgan Hill Public Library located at 660 West Main Avenue, Morgan Hill, California, 95037 during normal business hours. (Pursuant to Government Code 54957.5)

PUBLIC COMMENT

Members of the Public are entitled to directly address the City Council concerning any item that is described in the notice of this meeting, before or during consideration of that item. If you wish to address the Council on any issue that is on this agenda, please complete a speaker request card located in the foyer of the Council Chambers and deliver it to the Minutes Clerk prior to discussion of the item. You are not required to give your name on the speaker card in order to speak to the Council, but it is very helpful. When you are called, proceed to the podium and the Mayor will recognize you. If you wish to address the City Council on any other item of interest to the public, you may do so during the public comment portion of the meeting following the same procedure described above. Please limit your comments to three (3) minutes or less.

Please submit written correspondence to the Minutes Clerk, who will distribute correspondence to the City Council.

Persons interested in proposing an item for the City Council agenda should contact a member of the City Council who may plan an item on the agenda for a future City Council meeting. Should your comments require Council action, your request may be placed on the next appropriate agenda. Council discussion or action may not be taken until your item appears on an agenda. This procedure is in compliance with the California Public Meeting Law (Brown Act) Government Code §54950.

City Council Policies and Procedures (CP 03-01) outlines the procedure for the conduct of public hearings. Notice is given, pursuant to Government Code Section 65009, that any challenge of Public Hearing Agenda items in court, may be limited to raising only those issues raised by you or on your behalf at the Public Hearing described in this notice, or in written correspondence delivered to the City Council at, or prior to the Public Hearing on these matters.

The time within which judicial review must be sought of the action by the City Council, which acted upon any matter appearing on this agenda is governed by the provisions of Section 1094.6 of the California Code of Civil Procedure.

For a copy of City Council Policies and Procedures CP 97-01, please contact the City Clerk's office (408) 779-7259, (408) 779-3117 (fax) or by email cityclerk@morganhill.ca.gov.

AMERICANS WITH DISABILITIES ACT (ADA)

In compliance with the Americans with Disabilities Act, if you are a disabled person and you need a disability-related modification or accommodation to participate in this meeting, please contact the City Clerk's Office at (408)779-7259, (408)779-3117 (fax) or by email cityclerk@morganhill.ca.gov. Requests must be made as early as possible and at least two-full business days before the start of the meeting.

SUSTAINABLE MORGAN HILL



Vision

To sustain a safe, inclusive, socially responsible, environmentally conscious, and economically sound community.



Choose Morgan Hill

The City of Morgan Hill is the best community for people to live, work, visit, and operate their businesses.



City Council Ongoing Priorities

- Enhancing Public Safety
- Protecting the Environment and Preserving Open Space and Agricultural Land
- Maintaining and Enhancing Infrastructure
- Supporting our Youth, Seniors, and Entire Community
- Fostering a Positive Organizational Culture
- Preserving and Cultivating Public Trust
- Preserving our Community History
- Enhancing Diversity and Inclusiveness
- Advancing Regional Initiatives



2022-2023 Strategic Priorities

- Fiscal Sustainability
- Affordable Housing and Homelessness
- Community Outreach, Engagement, and Messaging
- Economic Development
- Transportation



These strategic priorities were established prior to the COVID-19 pandemic. In light of recent events, we recognize that all of these goals and priorities will be viewed through the lens of the global pandemic, and we will continue to have equity, public health, and financial responsibility in mind.

October 19, 2022

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CITY COUNCIL STAFF REPORT

MEETING DATE: October 19, 2022

PREPARED BY:

Maria Angeles, Senior Civil Engineer

APPROVED BY: City Manager

ACCEPT ANNUAL EVALUATION REPORT FOR THE SANTA CLARA COUNTY MULTI-JURISDICTIONAL PROGRAM FOR PUBLIC INFORMATION (PPI) FOR FY 2021-22 (YEAR 1) RELATING TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY'S NATIONAL FLOOD INSURANCE PROGRAM'S COMMUNITY RATING SYSTEM PROGRAM

RECOMMENDATION(S)

Accept the Annual Evaluation Report for FY 2021-22 (Year 1) for the 2021 Santa Clara County Multi-Jurisdictional Program for Public Information (PPI).

COUNCIL PRIORITIES, GOALS & STRATEGIES

City Council Ongoing Priorities

Enhancing Public Safety

2022-2023 Strategic Priorities

Community Outreach, Engagement, and Messaging

REPORT NARRATIVE:

On June 16, 2021, the City Council adopted the 2021 Santa Clara County Multi-Jurisdictional Program for Public Information (2021 PPI). The Federal Emergency Management Agency (FEMA) requires that annual evaluation reports on the Multi-Jurisdictional PPI be shared with the elected bodies that approved them. Attached is our submittal of the Annual Evaluation Report for FY 2021-22 (Year 1) (Attachment 1).

Community Rating System (CRS) Program and PPI Background

CRS is a voluntary program under FEMA's National Flood Insurance Program (NFIP) that allows communities to earn flood insurance premium discounts for their residents and businesses. Communities earn CRS points for activities that promote good flood risk reduction practices, including implementation of outreach activities under the PPI. Communities are assigned class ratings based on the points earned. CRS Class ratings are assigned at 500-point increments and each improvement in class rating nets an additional 5% discount for property owners who pay flood insurance premiums in participating communities.

The City of Morgan Hill has participated in the CRS Program since May 2003 and has a current CRS class rating of 7 which allows Morgan Hill residents and businesses a 15% discount on their flood insurance premium. Based on August 2022 NFIP data, there are 311 flood insurance policies in force within the City of Morgan Hill and policy holders paid a total of \$297,532 in annual flood insurance premiums (an average annual premium of almost \$1,000 per policy). There is an average savings of \$150 per policy as a result of the City's CRS class 7 rating.

The Program for Public Information (PPI) was introduced into the CRS in 2013. The PPI encourages participating CRS communities to work together with local stakeholders to design a program for community outreach on flood risk reduction that best fits local needs. The PPI must be developed by a committee comprised of both staff and non-governmental representatives/stakeholders from each of the participating agencies, known as the PPI Committee. Valley Water led the development of a PPI for all participating CRS communities in Santa Clara County, which resulted in the completion of the first Multi-Jurisdictional PPI adopted in 2015 (2015 PPI).

Program for Public Information (PPI) Requirements

Under the CRS, the PPI must be updated every five years. Valley Water led the development of the second Multi-Jurisdictional PPI, the 2021 Santa Clara County Multi-Jurisdictional PPI (2021 PPI). As previously mentioned, the City Council adopted the 2021 PPI on June 16, 2021.

Each subsequent year after adopting the PPI, the PPI Committee must submit an Annual Evaluation Report to FEMA describing the PPI implementation for the prior fiscal year. The attached Annual Evaluation Report is the first report for the 2021 PPI. The PPI activities performed by the City's Floodplain Management Program staff during FY 2021-22 (Year 1) include: mailed out citywide the "2021 Flood Report" brochure between 8/26/2021 and 9/2/2021; posted a copy of the 2021 Flood Report on the City's Flood information webpage; and sent letters to properties in the City's mapped repetitive loss areas in July 2021.

It is estimated that the 2021 PPI will earn from 80 to 200 points per community participating in the Santa Clara County PPI Committee. These points contribute to discounts on flood insurance for each participating community. The City's 2021 PPI points will be provided by FEMA's consultant within the next few months at the conclusion of the City's recent CRS 5-year Verification Cycle Visit (or CRS audit).

COMMUNITY ENGAGEMENT:

Inform and Involve

This report serves to inform the community about the Annual Evaluation Report for the 2021 PPI and the City's PPI activities. Ms. Swanee Edwards, a City of Morgan Hill resident for more than 30 years, is the City's non-governmental stakeholder/representative to the PPI Committee and has attended at least one of the PPI meetings. Ms. Edwards is a member of the Morgan Hill Chamber of Commerce, American Association of University Women (AAUW), Morgan Hill Community Foundation, and the San Martin Alliance. She also volunteers for Valley Water and

completed Valley Water's first Water Ambassador Program.

ALTERNATIVE ACTIONS:

Not Applicable – acceptance of a report only; no action required.

PRIOR CITY COUNCIL AND COMMISSION ACTIONS:

On June 16, 2021, the City Council adopted the 2021 Santa Clara County Multi-Jurisdictional Program for Public Information (PPI).

FISCAL AND RESOURCE IMPACT:

The acceptance of this report has no fiscal impact. The City's participation in the implementation of the PPI can be accommodated with the existing staff and operating budgets for the Floodplain Management Program within the Engineering & Utilities Department. Valley Water is incurring the cost to manage and coordinate the meetings and other tasks associated with the Multi-Jurisdictional PPI. There are no expected additional costs in the staff's continued PPI participation.

CEQA (California Environmental Quality Act):

Not a Project

The acceptance of this report is considered "an organizational or administrative activity of a government that will not result in direct or indirect physical changes in the environment."

Santa Clara County Multi-Jurisdictional Program for Public Information 2021

Annual Evaluation Report for FY22

(Year 1: July 2021 to June 2022)



June 2022

Prepared by:

Santa Clara Valley Water District

and

County of Santa Clara CRS Participating Communities

I. INTRODUCTION

The Community Rating System (CRS) is a voluntary program of the Federal Emergency Management Agency's (FEMA) National Flood Insurance Program (NFIP). The CRS program allows communities to earn flood insurance premium discounts for their residents and businesses by implementing local mitigation, floodplain management, and outreach activities that exceed the minimum NFIP requirements to reduce the risk of flooding.

In Santa Clara County, 11 (eleven) communities have been active participants in the FEMA NFIP CRS for over 30 years.

The CRS participating communities are City of Cupertino, City of Gilroy, City of Los Altos, City of Milpitas, City of Morgan Hill, City of Mountain View, City of Palo Alto, City of San Jose, City of Santa Clara, City of Sunnyvale, and the Santa Clara Valley Water District (Valley Water).

CRS participating communities, along with their external non-governmental stakeholders, non-participating communities: *City of Saratoga, Town of Los Altos Hills, Town of Los Gatos, and County of Santa Clara* who opted to join the 2021 Program for Public Information (PPI), comprise the PPI Committee. The PPI Committee is listed in *Table 1. Members of the Santa Clara County Multi-Jurisdictional 2021 PPI Committee* of the 2021 PPI. (Attachment #1)

FEMA requires that each community participating in the PPI provide at least two representatives to the regional PPI Committee, with at least half of the representatives from outside the local government. Additionally, at least half of the representatives must attend all the meetings of the regional PPI Committee.

An important benefit of the PPI Committee's work is close collaboration between local public agency staff who work on flood protection throughout Santa Clara County. Together, PPI Committee members continue strengthening their individual CRS programs and ensuring communities can evaluate their flood programs against a nationally recognized benchmark.

The 2021 PPI Committee, along with the remaining non-participating communities (*City of Campbell and City of Monte Sereno*), and other interested parties, make up the Santa Clara County CRS Users Group.

The Santa Clara County CRS Users Group collaborates to ensure floodplain management activities provide enhanced public safety, reduced damage to property and public infrastructure, and avoidance of economic disruption and loss in Santa Clara County. Through the 5-year PPI development and the annual reporting process, members of the SC County CRS Users Group learn from one another about local floodplain management activities, including flood protection and land use issues. For both the Santa Clara County CRS Users Group and the PPI Committee, the PPI is one of the most impactful activities of the CRS Program.

Under the CRS program, flood insurance premium rates are discounted to reward CRS participating community actions that meet the three goals of the CRS: (1) reduce flood damage to insurable property; (2) strengthen and support the insurance aspects of the NFIP; and (3) encourage a comprehensive approach to floodplain management.

**Santa Clara County 2021 Multi-Jurisdictional Program for Public Information
Annual Evaluation Report for FY22 (Year 1: July 2021 to June 2022)**

Flood insurance premiums for participating CRS communities are reduced in 5% increments for every 500 CRS points earned. As of April 30, 2022, the total savings for Santa Clara County residents from CRS discounts is approximately \$2 million.

Valley Water is the lead flood risk reduction agency for Santa Clara County. Valley Water performs many flood preparedness outreach and stream stewardship/maintenance activities that earn CRS points for participating communities. Since Valley Water is not a land-use agency, the points Valley Water earns, as a fictitious community, provide a foundation upon which the CRS participating communities can build. FEMA approved this unique arrangement with Valley Water in 1998.

The *CRS Coordinator's Manual, 2013 Edition*, included the option to undertake a Program for Public Information (PPI) which is a method to customize flood risk and loss reduction outreach messages and increase CRS points. Each participant of the PPI Committee brings unique perspectives and suggestions that enhance the PPI. Each community must adopt the PPI through a formal vote by the community's governing body.

In 2013, Valley Water initiated and facilitated the effort to develop the first Multi-Jurisdictional PPI so that all Santa Clara County CRS participating communities could work together and benefit from this activity. Non-participating communities were also invited to participate in the development of the PPI. This work effort resulted in the 2015 Multi-Jurisdiction PPI (2015 PPI).

On April 14, 2015, Valley Water's Board adopted the 2015 PPI, which sunset in April 2020. Following Valley Water's lead, the other CRS participating communities' governing bodies adopted the 2015 PPI soon thereafter.

Under the CRS, the PPI must be updated every 5-years. Each subsequent year after adopting the PPI, the committee must submit an Annual Evaluation Report to FEMA describing the PPI implementation for the prior fiscal year. The PPI Committee must evaluate whether the flood risk reduction messages in the PPI are still relevant and adjust the PPI, if needed. The Annual Evaluation Report is shared with each participating community's governing body as an informational item.

As required, Annual Evaluation Reports for FY16 (Year 1) through FY19 (Year 4) for the 2015 PPI were prepared, sent to the governing body, and included in annual recertifications.

FY20 (Year 5), the PPI Committee was required to update the 2015 PPI. The Insurance Services Office (ISO), FEMA's CRS management contractor, exempted the committee from submitting an Annual Evaluation Report for FY20 (Year 5) as the committee focused on updating the 2015 PPI.

In February 2020, Valley Water hosted the start of the 5-year PPI process. Fifteen Santa Clara County communities worked together to update the 2015 PPI. These communities included the current eleven CRS participating communities as well as four non-participating communities that expressed interest in joining the CRS. Staff and external stakeholders from each community participated in developing the new PPI.

In March 2020, the Coronavirus (COVID-19) outbreak started. The California State Emergency Services Act, the Governor's Emergency Declaration related to the COVID-19 pandemic, the Governor's Executive Order N-29-20, and Order of the County of Santa Clara Public Health Officer dated March 16, 2020, went into effect.

Santa Clara County 2021 Multi-Jurisdictional Program for Public Information Annual Evaluation Report for FY22 (Year 1: July 2021 to June 2022)

The COVID-19 pandemic caused far-reaching, unprecedented changes. Businesses and organizations faced economic and operational uncertainty across every industry and sector. The workforce impacts during COVID-19 caused delays beyond control, including the PPI Committee's ability to continue its work of updating the 2015 PPI. Many communities shifted priorities to respond to the public health crisis; therefore, FEMA provided an extension of completing the update to the 2015 PPI to early 2021.

The PPI Committee reconvened in October 2020 to resume the PPI update. Several virtual meetings followed until the PPI Committee completed the 2021 PPI in April 2021. The 2021 PPI was adopted by participating communities, as indicated in *Table 1. Dates 2021 PPI Adopted*.

II. 2021 PPI DEVELOPMENT PROCESS

Valley Water, along with the CRS participating and non-participating communities, initiated the 2021 PPI process in February 2020. The Santa Clara County 2021 Multi-Jurisdictional Program for Public Information document was completed in April 2021 (*refer to Section I. Introduction for COVID-19 related delays*).

Virtual meetings were held between 2020 and 2021 to develop the 2021 PPI. In addition to FEMA's six priority topic messages, three additional messages below were identified as important for Santa Clara County. See *Table 3 in the 2021 PPI: CRS Priority Messages* for the complete list.

- I. Encourage residents and workers to make a personal Family Emergency Plan.
- II. Ask residents to download disaster apps; and
- III. Urge drivers to slow down on wet roads and avoid driving through ponded water to reduce traffic accidents.

The PPI Committee worked between the meetings to draft the 2021 PPI and review the extensive list of outreach and flood response projects. (Attachment 2, *which is Appendix A of the 2021 PPI*)

Based on the PPI Committee's evaluation of the 2015 PPI, the consensus was that most of the 2015 PPI flood risk reduction messages were still relevant, so only minor edits were incorporated as needed. This became the basis for the 2021 PPI; therefore, no additional FEMA review was required, as the 2015 PPI already ensured its provisions were fully compliant with FEMA requirements.

The number of CRS points that the 2021 PPI activities will earn is determined by FEMA's CRS Specialist and Technical Reviewers in the Insurance Services Office (ISO). The PPI Committee estimates that of the possible 350 points, participating communities could earn up to 300+/- points per participating community for the PPI efforts.

Once Valley Water approved the 2021 PPI (5-Year Plan), the final document was provided to the PPI Committee to present to their government bodies for adoption and implementation. *Table 1. Dates of PPI Adoption* shows the 2021 PPI approval dates by agency (Community).

All 11 CRS participating communities have adopted the 2021 PPI as noted in *Table 1 Dates 2021 PPI Adopted* below. As non-participating communities are not in the CRS Program, they

**Santa Clara County 2021 Multi-Jurisdictional Program for Public Information
Annual Evaluation Report for FY22 (Year 1: July 2021 to June 2022)**

are not required to adopt the PPI. At this time, all non-participating communities have chosen not to adopt the 2021 PPI.

Table 1. Dates 2021 PPI Adopted

Agency (Community)	Date Presented	Adoption*
Santa Clara Valley Water District	4/27/21	X
City of Cupertino	8/17/21	X
City of Gilroy	7/01/21	X
City of Los Altos	7/13/21	X
Town of Los Altos Hills (<i>non-CRS community</i>)	Not required*	Not required*
Town of Los Gatos (<i>non-CRS community</i>)	Not required*	Not required*
City of Milpitas	5/18/21	X
City of Morgan Hill	6/16/21	X
City of Mountain View	6/22/21	X
City of Palo Alto	6/14/21	X
City of San Jose	11/16/21	X
City of Santa Clara	7/06/21	X
County of Santa Clara (<i>non-CRS community</i>)	Not required*	Not required*
City of Saratoga (<i>non-CRS community</i>)	Not required*	Not required*
City of Sunnyvale	6/29/21	X
Total Approved		11

**Non-CRS communities are encouraged to participate in PPI Committee activities and initiatives, but are not required to adopt the PPI, nor report out in the Annual Evaluation Reports.*

III. ANNUAL EVALUATION REPORTS

The 2021 PPI states that the PPI Committee will meet at least once yearly to evaluate the PPI and incorporate any needed revisions. This meeting is coordinated in conjunction with the ongoing CRS User's Group meetings, which occur at least twice a year.

The evaluation will cover:

- Reviewing projects that were completed.
- Evaluation of progress toward outcomes.
- Recommendations on projects that have not been completed.
- Recommendations for new projects not previously identified.
- Target Audience changes; and
- Impact of the program during a real flood event if one has occurred.

The Annual Evaluation Report is prepared by the PPI Committee for submission with each CRS community's annual CRS recertification package (or schedule 5-year cycle visits). The report is then shared with each CRS participating community's governing body as an informational item.

**Santa Clara County 2021 Multi-Jurisdictional Program for Public Information
Annual Evaluation Report for FY22 (Year 1: July 2021 to June 2022)**

Section V. 2022 Santa Clara County CRS Users Group/PPI Committee Meetings – Monitoring and Evaluating the 2021 PPI of this report, summarizes the meetings held to develop the FY22 Annual Evaluation Report (Year 1 of the 2021 PPI).

Table 2 below shows how each community expects to share the FY22 Annual Evaluation Report with its governing body.

Table 2. How the 2021 PPI Annual Evaluation Report for FY22, Year 1 will be shared with Community's Governing Body

Community	Method for Sharing*
Santa Clara Valley Water District	Board Non-Agenda Item
City of Cupertino	Consent Item Council Agenda
City of Gilroy	Consent Calendar
City of Los Altos	Council Consent Calendar or Informational Staff Report
Town of Los Altos Hill (<i>non-CRS community</i>)	Not required
Town of Los Gatos (<i>non-CRS community</i>)	Not required
City of Milpitas	Memo to City Council
City of Morgan Hill	Council Consent Calendar
City of Mountain View	Council Weekly Update "Council Connection"
City of Palo Alto	Informational Staff Report
City of San Jose	Council Consent Calendar
City of Santa Clara	Council Consent Calendar
County of Santa Clara (<i>non-CRS community</i>)	Not required
City of Saratoga (<i>non-CRS community</i>)	Not required
City of Sunnyvale	City Manager's "Update Sunnyvale"

**Non-CRS communities are not required to share the 2021 PPI Annual Reports with their governing bodies.*

IV. 2021 PPI ACCOMPLISHMENTS FOR FY22

The PPI Committee identified three efforts needed from each CRS participating community for the 2021 PPI and to prepare and finalize subsequent Annual Evaluation Reports.

1. Governing bodies must adopt the 2021 PPI (*Table 1. Dates 2021 PPI Adopted*). The PPI Committee must prepare Annual Evaluation Reports and share the reports with its governing body as informational items.
2. For each fiscal year (*July 1 - June 30*) the communities must carry out and monitor the implementation of the outreach/flood response projects identified in *Attachment A CRS Creditable Outreach and Flood Response Projects by CRS Community of the 2021 PPI*. (Attachment 2)
3. The PPI Committee must review and consider the 'New Initiatives' identified in the 2021 PPI (*page 66*) for advancing flood risk reduction efforts.

Governing Bodies Approval: Including Valley Water, all 11 CRS participating communities' governing bodies adopted the 2021 PPI by the end of FY22. The approval dates are shown by agency (Community) in *Table 1. Dates of 2021 PPI Adopted* noted above.

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Tracking System: The 2021 PPI is multi-jurisdictional and includes 15 agencies (11 CRS participating communities and four non-participating communities). Tracking implementation is quite complex compared to a single-agency PPI. As the informal lead, Valley Water continues to oversee the record-keeping to ensure consistency throughout the county. An electronic file-sharing system, Egnyte, is set up with folders for each community to file and share documents related to the 109 potential outreach/flood response projects identified in the 2021 PPI, and all CRS-related documentation. This also includes a comprehensive spreadsheet tracking which projects were accomplished in any given fiscal year, by the individual communities. This spreadsheet, along with the Annual Evaluation Report, will be submitted with annual CRS recertifications or a part of scheduled 5-year cycle visits.

Insurance Services Office (ISO) assigns credit for Valley Water outreach/flood response projects to all Santa Clara County CRS participating communities' ratings. Some communities also choose to carry out and report on their own outreach/flood response projects, in addition to those of Valley Water. These projects are shown on the composite spreadsheet and include input from each agency.

The PPI Committee discussed the benefits of using the Egnyte shared-filing system for tracking the 2021 PPI outreach/flood response projects and all CRS-related documentation. The PPI Committee also discussed the importance of ensuring each agency uploads their CRS documentation regularly. These benefits are:

- **Information Share/Knowledge Transfer:** CRS participating communities can view each other's program documentation. When a community improves its CRS rating, another community can access the documents submitted to determine how the CRS credited activities helped improve the score.
- **Document Repository:** A central location for CRS-related documentation, organized to mirror the CRS Coordinator's Manual (by community/activity/element) proves helpful when a community experiences staff turnover.
- **Documentation Submittals:** CRS documents are organized and easy to share with the CRS Specialists conducting cycle visits and/or annual recertification.

Summary of PPI Projects Accomplished in FY22

The complete list of outreach/flood response projects is included as Attachment 2 of this Report, listing all projects proposed in the 2021 PPI, with a "Project Accomplishments" column noting actions taken during the first year of the PPI, FY22.

Audiences	Projects Accomplished	
Community at Large (CAL)	81 potential projects, 63 accomplished	
Residents and Businesses in the Special Flood Hazard Area (SFHA)	18 potential projects, 16 accomplished	
Messengers to Other Target Audiences (Organizations & Businesses Serving the Community)	10 potential projects, 10 were accomplished	
*Total Accomplished Projects		89 of 109

* Note: All projects carried out by CRS participating communities were accomplished in FY22.

Variance in the number of potential projects versus accomplished projects is due to no updates received from non-participating communities, which is not required for this report.

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These numbers go well beyond the minimum requirements of the CRS Program, and we anticipate all CRS participating communities will receive the maximum number of credits for our collective efforts in FY22.

It is important to note that most public events in 2020 through 2022 were heavily impacted or canceled due to shelter-in-place orders and the COVID-19 pandemic. Those events that were not canceled were often redesigned for virtual participation or smaller, socially distanced groups.

Valley Water's Outreach/Flood Response Projects

Annual Flood Awareness Campaign

Valley Water's FY22 Flood Awareness Campaign theme was "Flooding Can Happen During a Drought." It launched after the ¹Fourth National Climate Assessment was published; there could not have been a better time to have this conversation. The federal report assessed that intense extreme weather and climate-related events are becoming more frequent and will have catastrophic impacts on vulnerable communities, infrastructure, ecosystems, and our economy. Extreme storm events could result in more frequent and severe flooding in our region. Valley Water's message emphasized its commitment to reducing flood risks and protecting the community but acknowledging we cannot eliminate all risks. Thus, our communities must adapt and prepare; and it starts with being informed and aware of risks.

An educational paid advertising campaign supplemented Valley Water's community outreach effort. This year, its advertising campaign was supported by a series of formative research to understand target audiences, their awareness levels, and explore what educational messages and images most appealed to them.

The Flood Awareness Campaign lasted four months, from mid-November 2021 to February 2022. The paid advertisement campaign cost a total of \$200,000.

Valley Water's FY22 Annual Flood Awareness Campaign shifted from general digital and public space advertising to a series of direct mailings to the 52,000 homes and businesses in Santa Clara County's FEMA SFHA.

Valley Water sent three separate targeted mailers to all homes and businesses in or near a high-risk flood area, as designated by the FEMA SHFA. The mailers were multilingual (English, Spanish, Chinese, and Vietnamese) and are posted on Valley Water's website.

1. Annual Floodplain Mailer
54,790 mailed on December 13-14, 2021
4,450 delivered to cities/county (*Public Works and Planning Departments*) between December 2021 – February 1, 2022
2. Multilingual Postcards with 9 CRS tips and links to flood preparedness webpages
52,502 mailed on October 29, 2021
3. "You Live in a Flood Zone—Do You Know What to Do Before, During, and After a Flood?" Trifold.
54,790 mailed on January 11, 2022

¹ US Global Change Resource Program (USGCRP) has a legal mandate to conduct a state-of-the-science synthesis of climate impacts and trends across U.S. regions and sectors every four years, known as the National Climate Assessment (NCA).

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During FY22, Santa Clara County experienced a drought emergency. Valley Water's annual Floodplain Mailer reminded everyone that flooding can happen anytime it rains, and that climate change has made extreme weather the new normal. Drought conditions can harden the ground and increase run-off to streams and creeks during the first few days of heavy rain, increasing the risk of flooding. In addition, the flood mailer showcased Valley Water's ongoing flood protection projects in areas susceptible to flooding.

In FY22, the mailer featured QR codes, a magnet with important flood safety websites, a detachable emergency phone list, and photos of our most recent flood protection projects.

The direct mailing strategy was developed after the 2020-2021 post-Flood Awareness Campaign poll which indicated that only 29% of FEMA SFHA residents remembered receiving the annual Floodplain Mailer, while recollection of other broad advertising efforts hovered lower. The outreach shift from advertising to targeted mailings resulted in substantial savings while proving much more effective.

Valley Water also deployed a small-scale multilingual social media campaign, with the slogan "Flooding can happen during a drought," on social media and the web platforms including Facebook, Instagram, Google Ads, El Observador, Cali Today, and News for Chinese. The campaign launched in Winter FY22, starting with the season's first rains in December 2021 and continuing through January 2022. Digital ads targeted residents and commuters in or near the SFHA, using zip codes from published FEMA flood maps.

A key strategy for the paid campaign was incorporating all 2021 PPI messages in Valley Water ads. Staff crafted messages derived from Valley Water's annual Floodplain Mailer to residents in the SFHA. Additionally, the Valley Water Board of Directors shared posts on Nextdoor highlighting the "Flooding can happen during a drought" messaging and the nine CRS topics in Winter 2021. Valley Water posted a flood preparedness blog on its website in November 2021 and a digital copy of the Floodplain Mailer.

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Campaign Results

Facebook

Run Date	Language	CTR	Clicks	Impressions	CPC	CPM
1/14 – 2/24/22	English	0.24%	2,012	838,548	\$1.49	\$3.58
1/14 – 2/24/22	Spanish	0.31%	1,956	635,945	\$1.28	\$3.93
		0.27%	3,968	1,474,493	\$1.39	\$3.73

Instagram

Run Date	Language	CTR	Clicks	Impressions	CPC	CPM
1/14 – 2/24/22	English	0.07%	786	1,122,829	\$7.00	\$4.90
1/14 – 2/24/22	Spanish	0.08%	335	434,737	\$8.96	\$6.90
		0.07%	1,121	1,557,566	\$7.58	\$5.46

Google

Run Date	Language	CTR	Clicks	Impressions	CPC	CPM
1/14 – 2/24/22	English	0.05%	2,660	5,537,579	\$3.01	\$1.45
1/14 – 2/24/22	Spanish	0.09%	2,310	2,537,994	\$1.74	\$1.58
1/14 – 2/24/22	Chinese	0.07%	1,077	3,100,420	\$3.23	\$1.03
1/14 – 2/24/22	Vietnamese	0.03%	1,308	1,823,830	\$1.43	\$1.13
		0.06%	7,355	12,999,823	\$2.59	\$1.36

Nextdoor

Run Date	Language	CTR	Clicks	Impressions	CPC	CPM
1/14 – 2/25/22	English	0.16%	1,379	542,392	\$14.98	\$38.07
		0.16%	1,379	542,392	\$14.98	\$38.07

Valley Water also used its monthly newsletter, news blog, and social media profiles to enhance flood awareness efforts before and during forecasted storms starting as early as September. During the length of the campaign and leading up to anticipated storm events, Valley Water posted flash flood warnings, shared posts with critical messages about flood safety, and promoted the Flood Watch Tool throughout the winter.

Valley Water's flood protection resources page at ValleyWater.org/floodready serves as a hub of flood safety information with icons leading to a series of related web pages, including information on flood zone maps, signing up for emergency alerts, sandbags, reporting local flooding, and safety tips.

Of these subpages, the flood zone awareness page was the most accessed, which features a brief explanation for determining if a home is in a FEMA-designated flood zone. It also features an instructional YouTube tutorial for using FEMA's Map Service and a reminder that flooding can happen anytime it rains.

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All communities were requested to add a link redirecting visitors to ValleyWater.org/floodready, floodsmart.gov, and ready.gov from their respective flood protection resource pages or homepage. All Santa Clara County communities received hard copies of Valley Water's Floodplain Mailer.

Valley Water shared a "Flood Follows Drought 2021-22 Flood Awareness Campaign Media Toolkit" with the CRS communities. The toolkit provided links to the multilingual floodplain mailer, social media graphics, messages for all nine flood awareness tips (PPI CRS message topics), and blog posts for all Santa Clara County communities to use.

The 2021-2022 post-Flood Awareness Campaign survey found:

- 59% recalled receiving mail with information about flood safety (29% in 2020-21).
- 76% are confident they have taken all necessary precautions to protect themselves from floods (64% in 2020-21).
- 61% rate the job Valley Water is doing at keeping them informed as excellent, good, or fair (32% in 2020-21).
- 10% increase in food zone awareness over last year (now at 50-60% awareness).
- 32% increase in recall of flood mailings vs. last year (now at 59% reach) with good recall amongst Spanish, Mandarin, and Vietnamese speakers.
- 58% of respondents clearly understood Valley Water's three main calls to action (find your risk, get flood insurance, develop a plan).
- 12% increase in respondents who believe they have taken all steps to be ready for a flood (now at 76%).
- 11% increase in respondents who have flood insurance (now at 51%).
- 100% of high-risk residents in mobile home parks are aware of our messaging.

The results above demonstrate an effective campaign that is less expensive than general advertising, yielding a savings of approximately \$150,000 with more robust results. In the future, direct mailings to the FEMA SFHA seem to be an alternative outreach strategy for the flood awareness campaign rather than targeted advertising.

Valley Water discussed the new targeted mail approach with the PPI Committee and the Insurance Services Office (ISO). All agreed with this strategy.

Valley Water Education Outreach Program

Valley Water's Education Outreach includes flood awareness messaging in every program presented year-round. A dedicated flood-focused program is offered from October through April, depending on the rainfall situation on any given year.

Valley Water's role as a flood protection agency is highlighted in all presentations, so that participants in the Education Outreach Programs know that flood protection is one of Valley Water's core objectives in Santa Clara County.

The following are the Education Outreach efforts from October 2021 – March 2022.

Valley Water Flood Awareness Messaging

Flood awareness messaging is included in classroom presentations, STEAM (*Science, Technology,*

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Engineering, Art, and Math) programs, libraries, camps, and Wonders of Water Wednesday, an after-school science program.

The following numbers represent the results of general flood protection messaging:

- 197 Presentations
- 4801 attendees
- 193 Educators

Flood-focused Programs

Education Outreach has two programs that focus on flood awareness and preparedness: “The Three Little Pigs and The Bad Weather Wolf” and “Watershed Maps”.

The following numbers represent the results of Flood-focused Programs:

- 47 Presentations
- 986 attendees
- 54 Educators

Community Events

Due to the COVID-19 pandemic, countywide community events in FY22 were postponed.

CRS Participating Communities Outreach/Flood Response Projects

The PPI Committee identified the outreach/flood response projects for each community. The implementation of these projects is reflected in the FY 2022 ‘Project Accomplishments’ column of Attachment 2.

**V. 2022 SANTA CLARA COUNTY CRS USERS GROUP/PPI COMMITTEE MEETINGS –
MONITORING AND EVALUATING THE 2021 PPI**

Santa Clara County CRS Users Group/PPI Committee meetings were held on March 10, 2022, and May 19, 2022. Agenda and attendance sheets for each meeting are included. (Attachments 3-6)

Attendance was good at both meetings and quorum was met with staff from the eleven CRS participating communities. Staff from some non-participating communities, external stakeholders, and other interested parties were also in attendance.

As required by CRS, the objective for the March and May meetings was to monitor the implementation of the 2021 PPI and to determine if the desired outcomes were achieved, as well to discuss if any changes to the 2021 PPI were needed to complete this Annual Evaluation Report. The PPI Committee agreed that the 2021 PPI messaging and projects would remain the same for the duration of the 2021 PPI, which sunsets in 2026.

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At the March 10, 2022 meeting, a draft Project Accomplishment PPI Annual Evaluation Report for FY22 was shared with the communities to review.

The PPI Committee:

- Assessed whether the desired outcomes of the 2021 PPI were achieved in FY22, and what, if anything, should be changed.
- Discussed which communities have adopted the 2021 PPI and that conformed/enacted copy of their agenda items related to submitting the 2021 PPI to their respective governing bodies should be uploaded into Egnyte and a copy sent to Valley Water.
- Provided instruction on how communities will submit updates to Appendix A of the 2021 PPI to Valley Water for consolidating report.
- Communities were informed that all updates were due by the next CRS Users Group Meeting or sooner.

An ISO CRS Specialist shared best practices for Verification Cycle Visits. The specialist also reviewed updated/new/modified prerequisites for CRS Classes 6, 8, and 9, per the Addendum to the 2017 CRS Coordinator's Manual (Edition 2021) which went into effect January 1, 2021.

Lastly, to comply with *CRS Activity 350 - Flood Protection Information, Element c). Flood Protection Website*, from the CRS Coordinator's Manual, CRS participating communities were reminded to ensure to review their flood information landing page *monthly*, to verify all links are valid and *annually*, to ensure content is still relevant and current.

At the May 19, 2022 meeting, the PPI Committee discussed the 2021 PPI Annual Evaluation Report for FY22, reminding the group that the report will be due during scheduled 5-year cycle visits (*for Cities of Gilroy and Morgan Hill*) or as part of communities' annual CRS recertification package which are due on August 1, 2022.

Valley Water Communications staff presented an overview of the 2021-2022 Flood Awareness Campaign, including the Floodplain Mailer that was mailed in December 2021 to all addresses in the FEMA Special Flood Hazard Area (SFHA), as well as to city/town/county managers, public works and planning directors, and the communities' CRS staff.

Additionally, Valley Water Communications staff also shared the FY22 post-campaign polling results with results. Valley and the PPI Committee determined that future flood awareness campaigns have an opportunity for expanded outreach to renters of both single-family homes and multi-family units, as well as providing localized historical flood information and outreach materials in public spaces.

Valley Water CRS staff shared information on the Department of Water Resources (DWR) statewide agency coordination calls scheduled to begin by July 2022. The DWR calls lead up to the 2022 California Flood Preparedness Week (CFPW) that is held annually each October (*specific dates for October 2022 to be announced*). We shared Valley Water's experience in participating on these calls, including the benefits of learning about CFPW, ways to participate, setting up lobby displays for the public, and how to access available resources for public events.

All communities were strongly encouraged to participate this year, including presenting a Resolution (*Valley Water's template available, upon request*) to their respective city councils to adopt CFPW, and to forward the information to their communication and emergency service teams.

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We also discussed Valley Water's plan to provide all communities with 'emergency starter kits' and 'flood event kits' for their use as plans to recommence booth support at various city-hosted events, safety fairs, etc. These resources will ensure our messaging and information on how to 'Get Flood Ready' is uniformed throughout the county.

The consensus of the PPI Committee is that our 2021 PPI implementation is on target and that no changes are needed. Cities who have had the PPI approved by their elected officials reported receiving strong support.

This Annual Evaluation Report is the first report for the 2021 PPI to document our outreach project activities.

VI. FUTURE MESSAGING – Other New Initiatives

The PPI committee identified several new initiatives:

1. Continue and expand the standardized flood message prepared for each community to include flood messages in utility bills yearly, including PG&E.
2. Expand on partnerships with local chambers of commerce to disseminate and share flood preparedness information.
3. Expand on outreach to the Asian and Latino communities who live in flood-prone areas.
4. Expand on outreach to "hot spot" flood-prone areas by hosting on-site or virtual events.
5. Expand on reaching local homeowners associations (HOA)s and apartment associations (*i.e., Executive Council of Homeowners [ECHO]*).
6. Expand on reaching residents in marginal and low-income communities through partnering with organizations that reach these communities (*i.e., Second Harvest Food Bank and others*).
7. Communities could pursue FEMA Matching Funds Grants for severe Repetitive Loss Areas.
8. Review and expand other public information activities, such as Flood Protection Assistance (Activity 360) and Flood Insurance Promotion (Activity 370).
9. Develop a region-wide Flood Response Preparations (FRP) messaging plan.

The messages that the PPI Committee originally chose are still relevant to Santa Clara County. The committee will continue to increase its efforts to encourage people to prepare personal/family emergency plans and be flood-ready. This will be incorporated into the flood preparedness outreach that is done every fall. The PPI Committee will also continue coordinating efforts with the Valley Water's Education Outreach Program to promote flood preparedness in local schools.

The PPI Committee recommends continued use of social media for messaging. Mobile usage among individuals has increased exponentially over the years and online platforms are rapidly adjusting to mobile-friendly standards. This provides an excellent opportunity to modernize campaign ad efforts by utilizing social media and digital advertising to increase exposure and reach a greater number of residents in Santa Clara County. Furthermore, these modern advertising methods allow for specialized demographic targeting to allow reaching a narrow and defined audience, improving the ability to effectively reach vulnerable populations.

In support of our preparedness messaging, the PPI Committee will continue to promote the importance of having family emergency plans and emergency kits ready to go before an emergency/flood event occurs.

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In October 2021, Valley Water partnered with Second Harvest Food Bank of Silicon Valley, to distribute 2,000 emergency preparedness starter kits of emergency supplies to underserved communities.

The PPI Committee will continue to promote the American Red Cross All-Hazard App which monitors alerts for severe weather, including floods, and the Floodsmart.gov and Ready.gov websites. The communities will distribute American Red Cross Emergency Contact Cards at events throughout the county.

VII. CONCLUSION

Overall, the CRS Users Group/PPI Committee successfully implemented the 2021 PPI in FY22. The 2021 PPI allowed participating communities to mutually decide which flood risk reduction messages are most appropriate and identified means by which messages are delivered. The objectives of participating in the 2021 PPI are to enhance the effectiveness of the flood risk messages to residents, reduce flood risks within the county, and earn valuable CRS credit points when identified projects are implemented by communities.

The CRS Users Group/PPI Committee will continue their work efforts through FY23.

Attachments for submission to Valley Water Board, City Councils/Managers, and FEMA as part of 2022 Verification/Recertification Package, as required:

1. Members of the Santa Clara County Multi-Jurisdictional 2021 PPI Committee
2. Appendix A from 2021 SC County Multi-Jurisdictional PPI noting FY22 Project Accomplishments
3. March 10, 2022 Santa Clara County CRS Users Group Meeting Agenda
4. March 10, 2022 Santa Clara County CRS Users Group Meeting Attendance Sheet
5. May 19, 2022 Santa Clara County CRS Users Group Meeting Agenda
6. May 19, 2022 Santa Clara County CRS Users Group Meeting Attendance Sheet

Table 1. Members of the Santa Clara County Multi-Jurisdictional 2021 PPI Committee

Community	Local Government Representative and Alternates	External Stakeholders
County of Santa Clara	Chris Freitas , Sr. Civil Engineer Neville R. Pereira , PE, Development Services Manager, Department of Planning and Development, Floodplain Manager	Marsha Hovey , CADRE Board Chair
Cupertino	Chad Mosley , Assistant Public Works Director/City Engineer, Public Works Department, Floodplain Manager Jennifer Chu , Senior Civil Engineer Public Works Department	Jim Oberhofer , Emergency Coordinator Cupertino ARES/RACES
Gilroy	Gary Heap , City Engineer Public Works Department Jorge Duran , Senior Civil Engineer, Floodplain Manager Public Works Department	Merna Leal , City of Gilroy resident
Los Altos	Steven Golden , Senior Planner, Floodplain Manager Andrea Trese , Associate Civil Engineer	Christopher Wilson , Operations Manager, Los Altos Suburban District, California Water Company
Los Altos Hill	Carl Cahill , City Manager, Floodplain Manager Nichol Bowersox , Public Works Director/ City Engineer Christine Hoffmann , Assistant Engineer (DPW)	Phil Witt , General Manager Purissima Hills Water District
Los Gatos	WooJae Kim , P.E, Town Engineer Parks and Public Works, Floodplain Manager	Annamaria Swardenski , Swardenski Consulting
Milpitas	Steven Erickson , City Engineer/Engineering Director, Floodplain Manager Kan Xu , Principal Civil Engineer, Engineering Land Development Section Brian Petrovic , Associate Civil Engineer Engineering Land Development Section Elizabeth Koo , Administrative Analyst, Engineering Land Development Section	Warren Wettenstein , Chairman of the Economic Development & Trade Commission and President of the Milpitas Chamber
Morgan Hill	Maria Angeles , Senior Civil Engineer, Floodplain Manager, CFM Charlie Ha , Supervising Civil Engineer Engineering & Utilities Department	Swanee Edwards , City of Morgan Hill resident
Mountain View	Renee Gunn , Senior Civil Engineer, Public Works Department Gabrielle Abdon , Assistant Engineer, CFM	Kevin Conant , PG&E
Palo Alto	Rajeev Hada , Project Engineer, CFM Public Works Department, Engineering Services Division, Floodplain Manager	Dan Melick , CERT Volunteer City of Palo Alto resident
San José	Arlene Lew , Principal Engineering Technician Vivian Tom , Senior Transportation Specialist Department of Public Works Development Services Division	Shari Carlet , City of San José resident, certified Floodplain Manager
Santa Clara	Evelyn Liang , Senior Civil Engineer Falguni Amin , Principal Engineer Public Works – Engineering	Kevin Moore , Retired City Council member
Saratoga	David Dorch , PE, QSP/D, Associate Civil Engineer, Community Development Department, Floodplain Manager	Rebecca Gallardo , Real Estate Agent for Interio, a Berkshire Hathaway Affiliate, servicing all areas of the Bay Area
Sunnyvale	Tamara Davis , Senior Management Analyst	Jeff Holzman , Director, Real Estate District Development Google Agnes Veith , City of Sunnyvale resident
Valley Water	Trisha Howard , Program Administrator Paola Giles , Public Information Representative III Sherilyn Tran , Office of Civic Engagement Unit Manager	Nikki Rowe , American Red Cross

Appendix A
CRS Creditable Outreach and Flood Response Projects by CRS Community
Santa Clara County Multi-Jurisdictional PPI 2021
FY 2022 (Year 1) Project Accomplishments by CRS Communities

Audience	¹ Message	Outcome	Project(s) Proposed to Support the Messages (XX denotes Community acronym, and Outreach Project #)	Assignment	² Schedule	³ Stakeholder	FY 2022 Project Accomplishments
							INPUT HERE ONLY
Community At Large (CAL) – <i>Multilingual Communities</i> – <i>Groups with Special Evacuation Needs</i> – <i>New Residents, Visitors and Tourists</i>	<u>Topic 1:</u> Know your flood hazard Message 1A - Know your flood risk Message 1B - Contact your floodplain manager to find out if your property is in a floodplain Message 1C - Check if your home or business is in a Special Flood Hazard Area <u>Topic 2:</u> Insure your property for your flood hazard Message 2A - Get flood insurance ahead of time Message 2B - Insure your property Message 2C - There is a 30-day waiting period for the policy to take place <u>Topic 3:</u> Protect people from the flood hazard Message 3A - Put your 3-day emergency kit together Message 3B - Follow evacuation orders Message 3C - Learn the best route to high ground <u>Topic 4:</u> Protect your property from the flood hazard Message 4A - Protect your property from the flood hazard Message 4B - Prepare your home Message 4C - Sandbags can offer protection against a foot or less of floodwater Message 4E - Get sandbags before a flood <u>Topic 5:</u> Build responsibility Message 5A - Build responsibly in floodplains Message 5B - Comply with development requirements Message 5C - Check with your local floodplain manager before you build <u>Topic 6:</u> Protect natural floodplain functions Message 6A - Keep creeks clean and flowing Message 6B - Keep debris and trash out of our streams Message 6C - Don't pollute, dump, or drain anything in creeks	Educate our community on flood protection and preparedness measures	(VW OP #01) Multi-language Countywide Mailer (CWM) to every postal address in Santa Clara County (Topics 1-5 and 7, 8)	Valley Water Communications	Each late October or November	All Santa Clara County CRS Communities	Valley Water's annual August 2021 Countywide Mailer (CWM) was sent between August 24 - August 27, 2021, countywide to 735,282 addresses (USPS ECRWSS' <i>Extended/Enhanced Carrier Route Walking Sequence Saturation Postal Customer</i>). The CWM includes flood protection and preparedness measures information, including FEMA map reading services, getting flood insurance, family emergency plans, downloading emergency preparedness app "Ready SCC," and where to get sandbags. Cupertino supports and promotes Valley Water's outreach projects. Gilroy: A utility bill insert was sent to every address in Gilroy in April 2022. Los Altos supports and promotes Valley Water's outreach efforts. Milpitas: A utility bill insert was sent to every address in Milpitas on 12/10/21. This was sent out in four languages (English, Spanish, Vietnamese and Chinese). Mountain View sent out Valley Water's Get Flood Ready flier as a utility billing insert to every City utility customer between 9/6/2021 and 10/25/2021. Palo Alto supports and promotes Valley Water's outreach project. The City of Santa Clara supports and promotes Valley Water's outreach efforts.

¹ **Message Topics:** Outreach Projects (OP): Topic 1 – Know your flood hazard; Topic 2 – Insure your property for your flood hazard; Topic 3 – Protect people from the flood hazard; Topic 4 – Protect your property from the hazard; Topic 5 – Build responsibly; Topic 6 – Protect natural floodplain functions; Topic 7 – Develop a Family Emergency Plan; Topic 8 – Download disaster Apps; Topic 9 – Understand shallow flooding risks – "Don't drive through standing water."
 Flood Response Preparations (FRP): What to Do Before, During and After a Flood/Storm

² Each September, all deliverables need to be reported to Valley Water for tracking purposes.

³ A **stakeholder** can be any agency, organization, or person (other than the community itself) that supports the message. Stakeholders can be: an insurance company that publishes a brochures on flood insurance, even if it is set out at City Hall; a local newspaper that publishes a flood or hurricane season supplement each year; FEMA, if, for example, a FEMA brochure is used as an informational material; schools that implement outreach activities; a local newspaper; a neighborhood or civic association that sponsors and hosts a presentation by a community employee; a utility company that includes pertinent articles in its monthly bills; or presentations made by state or FEMA staff at a Risk Map meeting.

Appendix A
CRS Creditable Outreach and Flood Response Projects by CRS Community
Santa Clara County Multi-Jurisdictional PPI 2021
FY 2022 (Year 1) Project Accomplishments by CRS Communities

Audience	¹ Message	Outcome	Project(s) Proposed to Support the Messages (XX denotes Community acronym, and Outreach Project #)	Assignment	² Schedule	³ Stakeholder	FY 2022 Project Accomplishments
							INPUT HERE ONLY
	<u>Topic 7:</u> Develop a Family Emergency Plan Message 7A: Develop an emergency plan <u>Topic 8:</u> Download disaster Apps Message 8A - Download disaster emergency apps <u>Topic 9:</u> Understand shallow flooding risks - don't drive through standing water Message 9A - Understand shallow flooding risks - don't drive through standing water FEMA's message: "Turn Around Don't Drown®."		(VW OP #02) Distributes a soft copy of our Flood Safety Tips brochure for all SCC CRS communities' use (print hard copies to distribute at events and/or post of flood preparedness webpages) (Topics 1-9)	Valley Water Communications	Annually, November/December	All Santa Clara County CRS Communities	Valley Water shared a "Flood Follows Drought 2021-22 Flood Awareness Campaign Media Toolkit" with the CRS communities in November 2021. The toolkit provided links to the multilingual floodplain mailer, social media graphics, messages for all nine flood awareness tips (PPI CRS message topics), and blog posts for all Santa Clara County communities to use. Cupertino distributes copies of Valley Water's Flood Safety Tips at various fairs/events (i.e., Earth Day Festival) and provides additional copies for the public on display at City Hall. Cupertino also has a direct link to Valley Water's annual mailer and Flood Ready webpage on the City's "Citizen Preparedness" webpage. Los Altos distributes brochures available at city hall, library, and community center. They are also distributed at community events (emergency training, wine stroll, etc.). Palo Alto promotes and distributes Valley Water's Flood Safety Tips at fairs and provides as an informational item on Utility inserts sent every year. The City of Santa Clara has hard copy brochures available at city hall and central library. Planning to distribute at yearly art & wine festival as well.
			(CUP OP #03) Flood notice in the local newsletter, "The Cupertino Scene" (Topics 1-9)	City of Cupertino	Each October or November issue	N/A	Cupertino published the annual flood preparation article in the November 2021 issue of "The Cupertino Scene".
			(LA OP #04) Two (2) newspapers ads, in the Los Altos Town Crier (Topics 1-5)	City of Los Altos	Each fall	N/A	Los Altos published two newspaper ads titled "Assess Your Flood Risk and Flood Insurance Availability" on 10/20/21 and 10/27/21 in the Los Altos Town Crier.
			(LAH OP #05) The town's "Our Town" quarterly newsletter includes information on flood preparedness. The newsletter is mailed out town-wide and is also available online on the town's website (Topics TBD during cycle visit)	Town of Los Altos Hills	Each fall	N/A	Town of Los Altos Hills: No update available - non-CRS participating community.
			(LAH OP #06) The town distributes various flood preparedness and safety materials at events, including Valley Water's annual floodplain mailer and promotional item (e.g., emergency starter kits, Get Flood Ready Emergency Supply Checklist tote bags, etc.), FEMA flood insurance information, ReadySCC, and American Red Cross Flood apps, AlertSCC, sandbag guidelines, flood protection project-specific notices, FEMA NFIP materials, and preparedness activity/coloring books, etc.) to the public	Town of Los Altos Hills	Annually, spring and late summer	N/A	Town of Los Altos Hills: No update available - non-CRS participating community.
			(MIL OP #07) "Flood Public Advisory" brochure to community at large (Topics 1-6)	City of Milpitas	Each December or January	N/A	Milpitas: A utility bill insert was sent to every address in Milpitas on 12/10/21. This was sent out in four languages

Appendix A
CRS Creditable Outreach and Flood Response Projects by CRS Community
Santa Clara County Multi-Jurisdictional PPI 2021
FY 2022 (Year 1) Project Accomplishments by CRS Communities

Audience	¹ Message	Outcome	Project(s) Proposed to Support the Messages (XX denotes Community acronym, and Outreach Project #)	Assignment	² Schedule	³ Stakeholder	FY 2022 Project Accomplishments
							INPUT HERE ONLY
			(MH OP #08) Sends a citywide "Flood Report" brochure (Topics 1-9)	City of Morgan Hill	Annually, close to or during the start of the rainy season	N/A	(English, Vietnamese, Spanish, and Chinese). Morgan Hill mailed out citywide the "2021 Flood Report" brochure between 8/26/2021 and 9/2/2021.
			(MV OP #09) Sends "The View" citywide newsletter, Winter version, includes information on flood risk, flood safety, and the importance of buying flood insurance (Topics 1-9)	City of Mountain View	Fall newsletter edition	N/A	Mountain View published the Volume 2, 2021 edition of the View in September 2021 that featured information on flood awareness, flood insurance, and preparing for the winter storm.
			(MV OP #10) Mails a utility bill insert to all resident and businesses that contains information on flood risk, flood safety, and the importance of buying flood insurance (Topics 9)	City of Mountain View	Between July - September	N/A	Mountain View sent out Valley Water's Get Flood Ready flier as a utility billing insert to every City utility customer between 9/6/2021 and 10/25/2021.
			(PA OP #11) Sends the "Are You Ready for Winter Storms?" flier (aka utilities insert) to all residents and businesses in the City, along with their utility bills (Topics 1-9)	City of Palo Alto	Each Fall	N/A	Palo Alto sent "Are You Ready for Winter Storms?" fliers to all residents and businesses along with their utility bills in September 2021.
			(PA OP #12) Sends out utility announcement, "Anytime it can rain, it can flood. Don't get caught off-guard" (Topics 1, 2,3, 4, 5, 6, 7, & 9 – will pursue adding other topic)	City of Palo Alto	Each March/April	N/A	Palo Alto sent a utility announcement as an informational announcement on utility bills in March 2021.
			(PA OP #13) The city distributes various flood preparedness and safety documents, including FEMA NFIP materials for public/policyholders	City of Palo Alto	Year Round	N/A	Palo Alto distributes flood preparedness documents every year during the Earth Day event and Palo Alto's MSC Open House.
			(SC OP #14) Mails out a citywide newsletter for residents and businesses called "Inside Santa Clara" (Topics 1-9)	City of Santa Clara	Each fall	N/A	Santa Clara: Citywide newsletter was sent to residents and is available on the city website in November 2022.
		Educate our community on flood protection and preparedness measures Increase in 'hits' on Valley Water and communities Flood Protection Resources webpage — <i>These website projects are credited under Activity 350 – Flood Protection Information, element c). Flood protection website (WEB).</i>	(VW OP #15) Flood Ready webpage: Flood & Safety, Flood Protection Resources, includes floodplain and countywide mailers https://www.valleywater.org/floodready	Valley Water	Year Round	All Santa Clara County CRS Communities	Valley Water's flood protection resources landing page includes the most current version of the annual floodplain and countywide mailers. Cupertino's Flood Section under the "Citizen Preparedness" webpage has a link that redirects to Valley Water's Flood Ready landing page. Gilroy's "Flood Management" and "Emergency Preparedness" web pages link to Valley Water's Flood ready landing page. Los Altos' "Floodplain Management Information" web page links to Valley Water's Flood Ready web page. Palo Alto's "Flood Information and Winter Storm Preparedness" webpage redirects to Valley Water's Flood Ready landing page.

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		<i>not credited under Activity 330</i> <i>Note: To receive any WEB credit, the community's website must meet the following criteria:</i> <i>The community must check the website's links at least monthly, and fix those that are no longer accurate. At least annually, the community must review the content to ensure that it is still current and pertinent</i>	(ALL OP #16) All communities' website flood protection resources webpage includes language that contains the three additional PPI priority messages noted below: 7. Develop an emergency plan 8. Download disaster apps 9. Understand shallow flooding risks—don't drive through standing water	All Santa Clara County Communities	Year Round	N/A	Valley Water's flood protection resources landing page includes the top 6 CRS priority topic messages, as well as the 3 additional messages identified in the 2021 PPI (page 45). Cupertino's Flood Section under the "Citizen Preparedness" webpage includes the CRS 9 topics. Gilroy's "Emergency Preparedness" webpage includes the CRS 9 topics. Additionally, several posts on Email Express and social media were shared with this messaging. Morgan Hill's "Flood Information, Floodplain Management" webpage includes a link to the "2021 Flood Report" that includes the CRS 9 topics. Palo Alto's utility insert includes all three additional PPI priority messages, and the Flood Information and Winter Storm Preparedness website has a link to the utility insert which shows the three additional PPI. City of Santa Clara's "Flood Protection Information" webpage includes resources for preparedness.
			(SCC OP #17) Hosts a "Storm and Flood Information and Resources" webpage available for all residents in the county, includes re-directing to www.floodsmart.gov https://www.sccgov.org/sites/opa/Pages/storm.aspx	Santa Clara County Office of Public Affairs	Year Round	N/A	Santa Clara County: No update available - non-CRS participating community
			(SCC OP #18) Hosts a "Flood Safety Information" webpage, includes re-directing to www.vallewater.org/floodready https://cpd.sccgov.org/flood-safety-information	Santa Clara County Consumer Protection Division	Year Round	N/A	Santa Clara County: No update available - non-CRS participating community
			(SCC OP #19) Hosts a "Be a Prepared Community Member" webpage that includes emergency preparedness information https://emergencymanagement.sccgov.org/be-prepared-community-member	Santa Clara County Office of Emergency Management	Year Round	N/A	Santa Clara County: No update available - non-CRS participating community
			(SCC OP #20) Hosts a "People with Access and Functional Needs (AFN)" webpage https://emergencymanagement.sccgov.org/people-access-and-functional-needs-afn	Santa Clara County Office of Emergency Management	Year Round	N/A	Santa Clara County: No update available - non-CRS participating community

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			(CUP OP #21) Hosts a "Citizen Preparedness" webpage that includes emergency preparedness information, includes re-directing to Valley Water's www.valleywater.org/floodready webpage https://www.cupertino.org/residents/community-services-programs/emergency-services/citizen-preparedness	City of Cupertino Office of Emergency Services	Year Round	N/A	Cupertino continues to maintain the Flood Section under the "Citizen Preparedness" webpage, including a link that redirects to Valley Water's Flood Ready webpage.
			(GIL OP #22) The city hosts an "Emergency Preparedness" webpage Emergency Preparedness Gilroy, CA - Official Website (cityofgilroy.org) (listed in Appendix B)	City of Gilroy Fire Department	Year Round	N/A	Gilroy continues to maintain an "Emergency Preparedness" webpage, including a link that redirects to Valley Water's Flood Ready landing page, the National Weather Service webpage, and the City's Flood Management webpage. The Emergency Preparedness webpage is reviewed once a month and updated as needed.
			(LA OP #23) The city's Public Works Department hosts a "Flood Zone Information" webpage on its website (listed in Appendix B) https://www.losaltosca.gov/publicworks/page/flood-zone-information	City of Los Altos Public Works Department	Year Round	N/A	Los Altos: The webpage is updated as needed. The webpage has been updated and new URL is: https://www.losaltosca.gov/publicworks/page/floodplain-management-information
			(LAH OP #24) The town hosts a "Flood information" webpage on the town's website. This webpage includes information on the PPI nine topics, including a supporting message. The webpage redirects to the following key resource websites: www.valleywater.org/floodready , www.floodsmart.org , www.ready.gov , and www.weather.gov	Town of Los Altos Hills	Year Round	N/A	Town of Los Altos Hills: No update available - non-CRS participating community
			(LG OP #25) The town's website encourages residents and businesses to purchase flood insurance and redirects visitors to www.floodsmart.gov	Town of Los Gatos	Year Round	N/A	Town of Los Gatos: No update available - non-CRS participating community
			(MIL OP #26) The city's website has a "Flood Information" webpage that contains information on several of the PPI message topics; the webpage also redirects to Valley Water, FEMA, NOAA, www.floodsmart.gov , www.Ready.gov , and USGS webpages The city's website also has a "Important Flood Hazard Information" webpage that contains information on several of the PPI message topics; the webpage also redirects to Valley Water, FEMA, NOAA, www.floodsmart.gov (listed in Appendix B) https://www.ci.milpitas.ca.gov/milpitas/departments/engineering/flood-information/	City of Milpitas Engineering Department	Year Round	N/A	Milpitas: On-going. Link: https://www.ci.milpitas.ca.gov/milpitas/departments/engineering/flood-information/
			(MH OP #27) The city's website has a "Flood Information, Floodplain Management" webpage that contains city's flooding information which redirects to their Floodplain Management page and includes a link to the city's annual "Flood Report." The webpage redirects Valley Water's flood ready webpage and also contains FEMA flood information http://www.morgan-hill.ca.gov/747/Flood-Information Floodplain Management City of Morgan Hill, CA - Official Website	City of Morgan Hill Engineering Land Development	Year Round	N/A	Morgan Hill's "Flood Information, Floodplain Management" webpage includes a link to the "2021 Flood Report" brochure.

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			(MH OP #28) The city's website has an "Emergency Preparedness" webpage (listed in Appendix B) http://www.morgan-hill.ca.gov/133/Emergency-Preparedness	City of Morgan Hill Police Department	Year Round	N/A	Morgan Hill continues to maintain its "Emergency Preparedness" webpage. In February 2021, a link to the City's Office of Emergency Services' (OES) "Do 1 Thing" emergency preparedness campaign was added to the "Emergency Preparedness" webpage. The "Do 1 Thing" is a 12-month program with a goal of assisting the community to be better prepared for emergencies and disasters.
			(MV OP #29) Hosts a "Flood Protection and Insurance Information" webpage on its website (listed in Appendix B) www.mountainview.gov/depts/pw/flood_protection.asp	City of Mountain View Public Works Department	Year Round	N/A	Mountain View continues to maintain its flood protection webpage.sa
			(PA OP #30) Hosts a "Floodplain Management" webpage (listed in Appendix B) https://www.cityofpaloalto.org/gov/depts/pwd/stormwater/floodzones.asp	City of Palo Alto Public Works Department	Year Round	N/A	Palo Alto has a "Floodplain Management" webpage that has all relevant information regarding flood plain management topics.
			(PA OP #31) Hosts a "Flood Safety Tips" webpage www.cityofpaloalto.org/storms/flood_safe_11-16.cdr (cityofpaloalto.org)	City of Palo Alto Public Works Department	Year Round	N/A	Palo Alto's "Flood Information and Winter Storm Preparedness Webpage" has links to the "Flood Safety Tips" flier.
			(PA OP #32) Hosts a "Creek Monitor" webpage (listed in Appendix B) https://www.cityofpaloalto.org/gov/depts/pwd/creek_monitor/default.asp	City of Palo Alto Public Works Department	Year Round	N/A	Palo Alto hosts a real time creek monitor webpage that warns residents of imminent danger of flooding.
			(PA OP #33) Hosts a "Flood Information and Winter Storm Preparedness" webpage which contains useful information for flood readiness (listed in Appendix B) https://www.cityofpaloalto.org/services/public_safety/flood_information_winter_storms/default.asp	City of Palo Alto Office of Emergency Services	Year Round	N/A	Palo Alto's "Flood Information and Winter Storm Preparedness" website has useful information on flood preparedness for before storm, during storm and after storm.
			(SJ OP #34) The city's webpages includes a "Flood Hazard Zones" webpage which includes information of flood preparedness https://www.sanjosca.gov/your-government/departments/public-works/development-services/floodplain-management	City of San Jose Public Works, Development Services	Year Round	N/A	San Jose: Website includes flood zone and flood smart information
			(SC OP #35) The city's "Flood Protection Information" webpage contains valuable information on flood related topics https://www.santacruz.ca.gov/our-city/departments-g-2/public-works/engineering/flood-protection (also listed in Appendix B)	City of Santa Clara	Year Round	N/A	Santa Clara: Website is updated and maintains flood topic information
			(SAR OP #36) The city's website encourages residents/businesses to purchase flood insurance and redirects visitors to www.floodsmart.gov	City of Saratoga	Year Round	N/A	Saratoga: No update available - non-CRS participating community
			(SAR OP #37) The city has a "Staying Safe, Winter Storms" webpage. They have also linked the city's Winter Storms webpage to Valley Water's Flood Ready webpage https://www.saratoga.ca.us/218/Winter-Storms	City of Saratoga	Year Round	N/A	Saratoga: No update available - non-CRS participating community
			(SUN OP #38) The city has a "Flood Protection" webpage Sunnyvale, CA - Flood Protection (listed in Appendix B)	City of Sunnyvale	Year Round	N/A	Sunnyvale: The City continues to maintain its flood protection website.

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	Topics 1-9 and supporting messages Flood Awareness Media Campaign, including social media	Educate our community on flood protection and preparedness measures	(VW OP #39) Conducts a flood awareness media campaign, reaching the community at large, including our multilingual community. Many of the Santa Clara County CRS Communities recognize Valley Water's Flood Awareness Campaign and link it on their community's flood information web page and redirect to Valley Water's Flood Ready webpage (Topics 1-9) <i>Campaign features social media videos and postings on various platforms (i.e. Facebook, Twitter, Instagram, Nextdoor, etc.), digital banners, newspaper advertorials, radio ads, billboards, utility bill inserts for communities to use, communities redirect to ValleyWater.org/FloodReady and television/mobile ads targeting residents who live in flood-prone areas and multilingual ethnic communities</i>	Valley Water Communications	Annually, for the duration of the rainy season, typically from November to April	All Santa Clara County CRS Communities	Valley Water: In addition to social media outreach, in lieu of a Flood Awareness Campaign, Valley Water mailed out 3 targeted pieces to addresses in the SFHA. All outreach projects included the 9 CRS topics and were multilanguage. 1. FPM – 60,790 were printed; 4,450 were given to the cities/county (Public Works and Planning Departments) between December 2021 – February 1, 2022; 54,790 were mailed on December 13-14, 2021; The FPM is posted on Valley Water's website 2. Postcard – 55,000 were printed; 52,502 were mailed on 10/29/21 (need soft copy of postcard) 3. "You Live in a Flood Zone – Do You Know What to Do Before, During, and After a Flood?" trifold: 54,790 mailed on January 11, 2022 We received the results of the 2021-22 Flood Awareness Probolsky Poll. The results below point to an effective campaign that was less expensive than general advertising, yielding a savings of about \$150,000 with stronger results. Going forward, direct mailings to the FEMA SFHA seem to be a good outreach strategy for the flood awareness campaign vs. targeted advertising. Some highlights: • 28% increase in those who believe that Valley Water is doing an excellent job in keeping them informed of a flood (now 87% believe we do an excellent, good or fair job). • 10% increase in food zone awareness over last year (now at 50-60% awareness). • 32% increase in recall of flood mailings vs. last year (now at 59% reach) with good recall amongst Spanish, Mandarin and Vietnamese speakers. • 58% of respondents clearly understood our 3 main calls to action (find your risk, get flood insurance, develop a plan). • 12% increase in respondents who believe they have taken all steps to be ready for a flood (now at 76%). • 11% increase in respondents who have flood insurance (now at 51%). • 64% Believe home is prepared for a flood (100% of Chinese, 75% of Vietnamese believe they are ready). • 100% of high-risk residents in mobile home parks are aware of our messaging.

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							- Very good results amongst Asian respondents on all areas of polling. Areas for growth: - We have an opportunity for future outreach to renters of both single-family homes and multi-family units. Los Altos included an insert provided by Valley Water to all residents and businesses via a refuse collection bill insert in October and December 2021.
			(VW OP #40) As part of the flood awareness campaign, a 'Get Flood Ready, Social Media and Web Resources Guide' is provided to all cities/county in Santa Clara County for their use as part of their outreach efforts	Valley Water	Upon the completion of the annual FPM	All Santa Clara County CRS Communities	Valley Water: Provided all cities/county its social media and web resources guide in November 2021. Cupertino posted a series of social media posts during Flood Preparedness Week in October 2021 using Valley Water's guide. Los Altos has included links to the flood awareness campaign web resources in electronic newsletters during FY2022. Palo Alto has Valley Water's Flood Awareness Campaign linked on the City's Flood Information and Winter Storm Preparedness website. City of Santa Clara has posted social media posts for flood awareness week in Fall 2021.
			(SCC OP #41) Shares Valley Water's digital social media resource links during the flood season. The "Floods Follow Fires. Are you Ready?" and "Got Sandbags" messages redirect to Valley Water's website. Messages are used on social media, short form newsletter, short form email, web, and Nextdoor	Santa Clara County Office of Emergency Management	Year Round	N/A	Santa Clara County: No update available - non-CRS participating community
			(CUP OP #42) Recognizes the robust social media campaign led by Valley Water and has linked the city's main flood preparation webpage to Valley Water's Flood Ready webpage	City of Cupertino	Year Round	N/A	Cupertino continues to maintain the Flood Section under the "Citizen Preparedness" webpage, including a link that redirects to Valley Water's Flood Ready webpage.
			(GIL OP #43) The city recognizes Valley Water's Flood Awareness Campaign and has linked the city's main flood webpage to Valley Water's Flood Ready webpage	City of Gilroy	Year Round	N/A	Gilroy: The "Emergency Preparedness" and Public Works "Flood Management" webpage both link to Valley Water's Flood Ready webpage.
			(LAH OP #44) The town recognizes Valley Water's Flood Awareness Campaign and has linked the town's main flood webpage to Valley Water's Flood Ready webpage	Town of Los Altos Hills	Year Round	N/A	Town of Los Altos Hills: No update available - non-CRS participating community

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			(LG OP #45) Recognizes Valley Water's Flood Awareness Campaign and has linked the Town's main flood webpage to Valley Water's Flood Ready webpage	Town of Los Gatos	Year Round	N/A	Town of Los Gatos: No update available - non-CRS participating community
			(MV OP #46) The city does a social media notification about storm preparation for winter storms ahead of time. The notification directs residents to their "Flood Protection and Insurance Information" webpage. The city has also linked the city's webpage to Valley Water's Flood Ready webpage	City of Mountain View	Year Round	N/A	Mountain View shared a Facebook post in October 2021 regarding preparing for the upcoming rain. A post regarding flood preparedness was featured in our email distribution "City Hall Connection" in celebration of Flood Preparedness Week in October 2021.
			(SC FRP #47) City publishes social media posts, on Facebook, Twitter, and other platforms, focused on safety The city has prepared a pre-flood plan (FRP) for public information projects that will be implemented before, during, and after a storm/flood, as well as identifying who is responsible for posting these messages, what type of events they apply to, what social media platforms to post to and how often	City of Santa Clara Office of Emergency Services	During the storm season	N/A	Santa Clara: Information was posted on social media for flood awareness week led by city streets division
			(SJ OP #48) Recognizes Valley Water's Flood Awareness Campaign and has linked the city's main flood webpage to Valley Water's Flood Ready webpage. Keeps Valley Water's floodplain mailer static location at City Hall for residents to pick-up and is also distributed at various events throughout the year	City of San Jose	Year Round	N/A	San Jose: Floodplain mailer available at City Hall and website linked to Valley Water's Flood Ready webpage.
			(SAR OP #49) Recognizes Valley Water's Flood Awareness Campaign and has linked the city's main flood webpage to Valley Water's Flood Ready webpage	City of Saratoga	Year Round	N/A	Saratoga: No update available - non-CRS participating community
			(SAR OP #50) The city does a social media notification about storm preparation for winter storms ahead of time	City of Saratoga	Year Round	N/A	Saratoga: No update available - non-CRS participating community
			(SUN OP #51) The city actively posts flood safety and preparedness messaging through social media platforms (i.e., Facebook and Twitter)	City of Sunnyvale Environmental Services	During the rainy season (October – March)	N/A	Sunnyvale: City staff posted information to Facebook regarding keeping the storm drain clear to prevent clogging.
Topics 1-9 and supporting messages	Community Events – Distribute flood preparedness materials to the community	Educate our community on flood protection and preparedness measures Increase in 'hits' on Valley Water and cities Flood Protection Resources pages and improve Valley Water's Flood Campaign results Residents less stress during emergencies and	(VW OP #52) Copies of Valley Water's multilingual floodplain mailer is made available to all Santa Clara County CRS Communities to disseminate at various events, including keeping the mailer static in lobby areas for visitors to pick-up. Valley Water attends various communities' events/fairs throughout the county and disseminates flood readiness materials, including various FEMA flood-related publications and Valley Water flood ready materials (Topics 1–9)	Valley Water	Annually, September - May	All Santa Clara County CRS Communities	Valley Water's multilingual (English, Spanish, Chinese, and Vietnamese) annual FPM were provided to all Santa Clara County city/county Public Works and Planning Departments between December 2021 - February 1, 2022. The FPM is posted on our website. 60,790 FPMs were printed: 54,790 were mailed to addresses in the SFHA on December 13-14, 2021; 4,450 provided to the cities/county (Public Works and Planning Departments) between December 2021 - February 1, 2022; and remaining copies were used as needed by Valley Water CRS, Communications and Government Relations staff.

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		better prepared before a flood event					Cupertino distributes copies of Valley Water's Floodplain Mailer at various fairs/events and provides additional copies for the public on display at City Hall. Los Altos has mailer available at city hall and public library. During FY2022, events were limited due to COVID-19. Palo Alto distributes Valley Water's multi-language floodplain mailer during fairs during Earth Day event and Palo Alto's Open House every year. Santa Clara: Fliers and additional information are currently at city hall and public library.
			(CUP OP #53) Distributes flood readiness outreach materials at various events/ facilities	City of Cupertino	Year Round, as needed	N/A	Cupertino distributes copies of Valley Water's Floodplain Mailer and other promotional items provided by Valley Water at various fairs/events and provides additional copies of the mailer for the public on display at City Hall.
			(GIL OP #54) Participates in two fair/events: Gilroy Garlic Festival (GF) and city's Public Works Week Community Open House (PWWCOH)	City of Gilroy	End of July (GF) Typically, in May (PWWCOH)	N/A	Gilroy: There was no Garlic Festival or Public Works Week Community Open House in 2021, so no materials were distributed.
			(LAH OP #55) Hosts two events - Earth Day (ED) and the Town Picnic (TP)	Town of Los Altos Hills	Annually, Spring (ED) and late Summer (TP)	N/A	Town of Los Altos Hills: No update available - non-CRS participating community
			(MIL OP #56) Distributes FEMA flood-related publications at various events	City of Milpitas	Year Round	N/A	Milpitas: Ongoing. Distributed at the most recent event "Holiday Magic" which was held in December 2021.
			(MV OP #57) The city participates Mountain View Art & Wine Festival (MVA&WF) and Thursday Night Live (TNL) and distributes flood preparedness information	City of Mountain View	Each September (MVA&WF) Months of June/July (TNL)	Valley Water	Mountain View: Due to COVID restrictions these events did not happen or were modified from the previous years. Therefore, we were not able to distribute the materials. If COVID restrictions allow, we plan to resume attendance and distribution of materials in future years.
			(PA OP #58) Staff hosts a flood readiness table at city's annual Earth Day (ED) event and at the city Municipal Corporation Open House (MCOH). Upon request, the city also participates in other fairs and promotes flood readiness, including Creekwise mailer/brochure	City of Palo Alto	Each April (ED) and July (MCOH)	Can vary depending on requests made to City to support fairs	Palo Alto hosts a flood readiness table at the Earth Day Event and City Municipal Corporation Open House. The City distributes flood readiness fliers during the event.
			(SJ OP #59) Staff hosts and participates in the 'Building Permits and Home Safety Open House.' The city's also hosts 'Pumpkins in the Park' event which Valley Water staff participates in and promotes flood preparedness	City of San Jose	Each May and October	Valley Water	San Jose: City hosts annual Building and Home Safety open house. However, this year's event is on hold due to COVID-19 pandemic.

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			(SC OP #60) City hosts a flood readiness table at the Art & Wine Festival. Valley Water also sponsors a table at the festival promoting flood preparedness and distributes various flood readiness materials to the community	City of Santa Clara	Each September	N/A	Santa Clara: In progress with this year's Art & Wine festival which is in fall
	<u>Topic 3:</u> Protect people from the flood hazard Message 3A - Put your 3-day emergency kit together Message 3B - Follow evacuation orders Message 3C – Learn the best route to high ground <u>Topic 9:</u> Understand shallow flooding risks – don't drive through standing water Message 9A - Understand shallow flooding risks - don't drive through standing water FEMA's message: "Turn Around Don't Drown®."	Less damage due to the floods; improve sandbag distribution Fewer accidents and rescues	(SUN OP #61) City has permanent "Road May Flood" street signs in areas of the City prone to flooding and promotes the "Flood Zone Look Up" featured on the city's website	City of Sunnyvale	Year Round	N/A	Sunnyvale: Ongoing. City staff still promote the use of the "Flood Zone Lookup."
	<u>Topic 4:</u> Protect your property from the flood hazard Message 4A - Protect your property from the flood hazard Message 4B - Prepare your home Message 4C - Sandbags can offer protection against a foot or less of floodwater Message 4E - Get sandbags before a flood	Increase in inquiries on retrofitting measures. Decrease the number of repairs and elevations without permits. Increase number of repairs with permits	(CUP OP #62) The city offers Flood Protection Assistance, Property Protection Advice. Staff provides in-person flood risk consultation at the front counter and/or site visits when requested	City of Cupertino	Year Round	N/A	Cupertino: Ongoing. The City maintains a log of FEMA-related requests.
	<u>Topic 5:</u> Build responsibility Message 5A - Build responsibly in floodplains Message 5B - Comply with development requirements Message 5C - Check with your local floodplain manager before you build	Ensure people who are interested in protecting their property from flooding are getting the help they need Keep families safe	(MIL OP # 63) The city offers Flood Protection Assistance, Property Protection Advice and provides in-person flood risk consultation at the front counter	City of Milpitas	Year Round	N/A	Milpitas: Ongoing. City maintains logs of FEMA-related requests.
	<u>Topic 6:</u> Protect natural floodplain functions Message 6A - Keep creeks clean and flowing Message 6B - Keep debris and trash out of our streams Message 6C - Don't pollute, dump, or drain anything in creeks	Cleaner streams and fewer dumping violations Fewer debris blockages during high-flow events Drainage inspectors report fewer calls and a decrease in the amount of trash removed	(SC OP #64) The city offers Flood Protection Assistance, Property Protection Advice	City of Santa Clara	Year Round	N/A	Santa Clara: On-going per requests to the city
			(VW OP #65) "Do Not Dump"/illegal dumping message is sent each year to all Santa Clara County residents in Valley Water's CWM and FPM	Valley Water Communications	Each late October or November (CWM)	All Santa Clara County CRS Communities	Valley Water's FY22 FPM included the 'Do Not Dump' messaging. Additionally, Valley Water's website flood ready landing page contains 'do not pollute, dump, or drain anything in creeks' under the Before a Flood section. https://www.valleywater.org/flooding-safety/flood-ready/flood-safety-advice
					Each November/December (FPM)		Valley Water hosted Coastal Cleanup Day (CCD) on September 18, 2021 (Results: 913 people participated; 99.5 distance cleaned miles; 28,084.76, includes recyclables, weight of trash collected; 1,346.90 weight of recyclables collected), and National River Cleanup Day (NRCD) on May 21, 2022 (Results: 596 people participated; 36.07 distance cleaned miles; 22,695.04 includes recyclables, weight of trash collected; 2,569.57 weight of recyclables collected). Several of our CRS communities participated.
							https://cleanacreek.org/past-results-2/

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							INPUT HERE ONLY
							Cupertino's Flood Section under the "Citizen Preparedness" webpage has a link to Valley Water's Floodplain Mailer. The City also includes the "Do Not Dump" messaging in The Cupertino Scene's annual flood preparedness article. Palo Alto has Valley Water's CWM and FPM linked on the City's Flood Information and Winter Storm Preparedness website. Valley Water's Operations & Maintenance continues its practice of placing "Do Not Dump" signs on waterways/channels. Valley Water's project notices lists the pollution hotline number. https://www.valleywater.org/project-updates/your-neighborhood Palo Alto installs Storm Drain Stenciling/Medallion on all public right of way catch basin and inlets. City of Santa Clara: Stenciling/Medallion installed on public catch basins/inlets. Santa Clara County: No update available - non-CRS participating community. Sunnyvale: The City still produces the Horizon newsletter and includes a "Do Not Dump" message. Valley Water mark's each inlet with a "No Dumping! Flows to Bay" message on Valley Water properties. Gilroy requires all new storm inlets and catch basins to include a stencil or medallion with no dumping, flows to creek/waterway language for development projects. Morgan Hill requires all storm drain inlets and catch basins within the project area of development applications to be stenciled with prohibitive language (such as: "NO DUMPING – DRAINS TO CREEK") and/or graphical icons to discourage illegal dumping. Cupertino includes the "Do Not Dump" messaging in The Cupertino Scene's annual flood preparedness article.
			(VW OP #66) "Do Not Dump" signs placed by waterways/channels	Valley Water O&M	Year Round	N/A	
			(VW OP #67) Lists Pollution Hotline number in all Project Notices	Valley Water Communications	Year Round	N/A	
			(SCC OP #68) Storm Drain Stenciling/Medallion Program	Santa Clara County	Year Round	All Santa Clara County CRS Communities	
			(SUN OP #69) The city's "Horizon" newsletter, includes Do Not Dump messaging	City of Sunnyvale	Annually, fall	N/A	
			(ALL OP #70) Developments that are modifying or constructing new catch basins/storm drains/inlets are required, per the below-noted permits, to stencil the "No Dumping! Flows to Bay." In addition, some of these cities require all bid documents for capital projects which are modifying or constructing new catch basins, and require the contractors to install the same stencil. The program is also highlighted on cities' websites. - South County municipalities are subject to the statewide "Phase II" NPDES Permit - North County municipalities are subject to the SF Bay Municipal Regional Stormwater NPDES Permit	All	Year Round	N/A	
			(CUP OP #71) The city's annual flood notice in the local newsletter, 'The Cupertino Scene,' contains dumping is illegal messaging and how to report	City of Cupertino	Annually, October - November	N/A	

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							INPUT HERE ONLY
			(CUP OP #72) Participates in clean-up events: the annual National River Clean-up Day (NRCD) and Coastal Clean-Up Day (CCD). They coordinate with Valley Water on both these clean-up efforts. The city also participates in Valley Water's Adopt-a-Creek Program	City of Cupertino	Each May (NRCD) and September (CCD)	Volunteers Valley Water Stream Stewardship	Cupertino participated in Coastal Clean-Up Day on 9/18/21 at Calabazas Creek. Cupertino also helped to advertise and support Valley Water's "virtual" cleanups (cleaning up your own neighborhood) every Saturday in May 2021.
			(LAH OP #73) The town participates in annual clean-up events: National River Clean-up Day (each May) and Coastal Clean-up Day (each September) and coordinates volunteers. They coordinate with Valley Water on both these clean-up efforts. The town also participates in Valley Water's Adopt-a-Creek Program	Town of Los Altos Hills	Each May (NRCD) and September (CCD)	Volunteers Valley Water Stream Stewardship	Town of Los Altos Hills: No update available - non-CRS participating community.
			(MIL OP #74) "Flood Public Advisory" brochure contains dumping is illegal messaging and how to report	City of Milpitas	Each December or January	N/A	Milpitas: The City's flood advisory utility bill insert has information about illegal dumping and how to report it.
			(MIL OP #75) Participates in annual clean-up events: National River Clean-up Day (NRCD) and Coastal Clean-Up Day (CCD). They coordinate with Valley Water on both these clean-up efforts. The city also participates in Valley Water's Adopt-a-Creek Program	City of Milpitas	Each May (NRCD) and September (CCD)	Volunteers Valley Water Stream Stewardship	Milpitas: CCD held as a hybrid in-person group and individual led in September 2021. NRCD is planned for May 2022 with two cleanup locations.
			(MH OP #76) "Flood Report" contains message on keeping debris and trash out of streams – Do Not Dump messaging	City of Morgan Hill	Annually, close to or during the start of the rainy season	N/A	Morgan Hill's "2021 Flood Report" brochure contained the messages "Keep debris and trash out of our streams" and "It's illegal to dump into our creeks".
			(PA OP #77) "Are You Ready for Winter Storms?" utilities insert contains the Do Not Dump and report illegal dumping messages	City of Palo Alto	Each fall	N/A	Palo Alto includes Do Not Dump and Report Illegal Messages on City's utility insert.
			(PA OP #78) Utility bill insert includes a "Utility Announcement on Flood Safety Tips," including Protect natural floodplains - keep rain gutters and drainage channels free of debris	City of Palo Alto	Annually, March-April	N/A	Palo Alto includes Protect Natural Floodplains-keep rain gutters and creeks free of debris messages on flood safety tips sent as Utility Announcement and the flier sent as an attachment on utility bills every year.
			(PA OP #79) Participates in annual clean-up events: National River Clean-up Day (NRCD) and Coastal Clean-Up Day (CCD). They coordinate with Valley Water on both these clean-up efforts. Additionally, the city participates in Valley Water's Adopt-a-Creek Program	City of Palo Alto	Each May (NRCD) and September (CCD)	Volunteers Valley Water Stream Stewardship	Palo Alto participates every year during National River Clean-up Day on Matadero and Adobe Creek. Palo Alto also participates in the multi-jurisdictional effort on creek clean-up of San Francisquito Creek.
			(PA OP #80) Clean-ups of trash booms located in Matadero Creek and Adobe Creek are done annually on an as-needed basis. The city also assesses its hot spots and cleans up the local drainage system on an ongoing basis and part of its operations and maintenance	City of Palo Alto	Annually, as needed	N/A	Palo Alto City staff clean-ups trash booms on Matadero Creek and Adobe Creek, assess hot spots and clean ups on an ongoing basis on the entire City's storm drain network system.
			(SUN OP #81) "Horizon" newsletter includes a "Know How to Be FloodSafe" article that promotes the Do Not Dump message	City of Sunnyvale	Each October, Fall Edition	N/A	Sunnyvale: The City still includes a "flood Safe" message in the fall Horizon.
Residents and Businesses in the	Topic 1: Know your flood hazard Message 1A - Know your flood risk Message 1B - Contact your floodplain manager to find out if your property is in a floodplain	Residents/businesses in the SFHA are aware they're in the SFHA and prepare before floods	(VW OP #82) Multi-language floodplain mailer (FPM) to all residents and businesses within the SFHA in Santa Clara County (Topics 1–9)	Valley Water	Each November/ December	All	Valley Water's multi-language (English, Spanish, Chinese, and Vietnamese) FY 21-22 FPM was sent to all SC County parcels in the FEMA SFHA; 54,790 FPMs were mailed on December 13-14, 2021.

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							INPUT HERE ONLY
Special Flood Hazard Area (SFHA) <i>– Low Lying Areas, Along Rivers and Creeks</i> <i>– Coastal Communities at Risk for Sea Level Rise/Tsunamis</i> <i>– Repetitive Loss (RL) Areas</i>	Message 1C - Check if your home or business is in a Special Flood Hazard Area	Increase in number of flood insurance policies in the SFHAs and RLAs in the county in general					Los Altos supports this effort.
	Topic 2: Insure your property for your flood hazard Message 2A - Get flood insurance ahead of time Message 2B - Insure your property Message 2C - There is a 30-day waiting period for the policy to take place	Prospective buyers understand flood risks	(CUP OP #83) Flood notice in the local newsletter, The Cupertino Scene, which reaches residents and businesses in the SFHA (Topics 1-9)	City of Cupertino	Each October or November issue	N/A	Cupertino published the annual flood preparation article in the November 2021 issue of "The Cupertino Scene".
	Topic 3: Protect people from the flood hazard Message 3A - Put your 3-day emergency kit together Message 3B - Follow evacuation orders Message 3C - Learn the best route to high ground	Increase number of elevation certificates on file, and structures repaired with permits; decrease the number of repetitive loss increase homes	(LA OP #84) Letter, along with a "Are You Prepared for a Flood in Your Neighborhood?" brochure to property owners in the SFHA (Topics 1-8)	City of Los Altos	Annually, each fall	N/A	Los Altos: A utility bill insert was sent out to all residential customers in October and all commercial customers in December via Mission Trail (Refuse Collection partner). A letter to all SFHA property owners will be sent during FY2022.
	Topic 4: Protect your property from the flood hazard Message 4A - Protect your property from the flood hazard Message 4B - Prepare your home Message 4C - Sandbags can offer protection against a foot or less of floodwater Message 4E - Get sandbags before a flood	Increase in the number of flood insurance policies with contents coverage	(LAH OP #85) The town's "Our Town" quarterly newsletter includes information on flood preparedness. The newsletter is mailed out town-wide and is also available online on the town's website (Topics TBD during cycle visit)	Town of Los Altos Hills	Each fall	N/A	Town of Los Altos Hills: No update available - non-CRS participating community.
	Topic 5: Build responsibility Message 5A - Build responsibly in floodplains Message 5B - Comply with development requirements Message 5C - Check with your local floodplain manager before you build		(MIL OP #86) "Flood Public Advisory" brochure to residents and businesses within SFHA (Topics 1-6)	City of Milpitas	Each December or January	N/A	Milpitas: A utility bill insert was sent to every address in Milpitas on 12/10/21. This was sent in four languages (English, Vietnamese, Spanish and Chinese).
			(MH OP #87) Sends a citywide "Flood Report" brochure, including to those in the SFHA (Topics 1-9)	City of Morgan Hill	Annually, close to or during the start of the rainy season	N/A	Morgan Hill's "2021 Flood Report" brochure was sent out citywide.
	Topic 6: Protect natural floodplain functions Message 6A - Keep creeks clean and flowing Message 6B - Keep debris and trash out of our streams Message 6C - Don't pollute, dump, or drain anything in creeks		(MV OP #88) Sends "The View" citywide newsletter, Winter version, includes information on flood risk, flood safety, and the importance of buying flood insurance (Topics 1-9)	City of Mountain View	Fall newsletter edition	N/A	Mountain View published the Volume 2, 2021 edition of the View in September 2021 that featured information on flood awareness, flood insurance, and preparing for the winter storm.
	Topic 7: Develop a Family Emergency Plan Message 7A: Develop an emergency plan		(MV OP #89) Mails a utility bill insert to all resident and businesses that contains information on flood risk, flood safety, and the importance of buying flood insurance (Topics 9)	City of Mountain View	Between July - September	N/A	Mountain View sent out Valley Water's Get Flood Ready flier as a utility billing insert to every City utility customer between 9/6/2021 and 10/25/2021.
	Topic 8: Download disaster Apps Message 8A - Download disaster emergency apps		(PA OP #90) Sends the "Are You Ready for Winter Storms?" flier (aka <i>utilities mailer</i>) to all residents and businesses in the city, including to those in the SFHA, along with their utility bills (Topics 1-9)	City of Palo Alto	Each fall	N/A	Palo Alto sent "Are You Ready for Winter Storms?" flier as utility inserts during fall of 2021.
	Topic 9: Understand shallow flooding risks - don't drive through standing water Message 9A - Understand shallow flooding risks - don't drive through standing water FEMA's message: "Turn Around Don't Drown*."		(PA OP #91) Sends out utility announcement, "Anytime it can rain, it can flood. Don't get caught off-guard" (Topics 1, 2, 3, 4, 5, 6, 7, & 9 - will pursue adding other topic)	City of Palo Alto	Each March/April	N/A	Palo Alto sent flood safety tips as a utility announcement in March 2021.
			(SC OP #92) Mails out a citywide, including all addresses in the SFHA, newsletter for residents and businesses called "Inside Santa Clara" (Topics 1-9)	City of Santa Clara	Each fall	N/A	Santa Clara: Newsletter was sent on November 1, 2021, and available on City website.

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							Project Accomplishments
							INPUT HERE ONLY
			(SUN OP #93) Sends two (2) mailers and one (1) "Horizon" newsletter article "Know How to Be Flood Safe" that promotes flood safety and flood preparedness messaging targeted to all residents and businesses within the SFHA (Topics 2 and 4)	City of Sunnyvale	Each fall around October	N/A	Sunnyvale: The City still sends out mailers to targeted residents and a flood safe newsletter article.
			(SUN OP #94) Sends mailer to all those in the SFHA (Topics 1-4, and 7)	City of Sunnyvale	Each October	N/A	Sunnyvale: The City still sends out these mailers. The mailers were sent October 2021.
	Topic 2: Insure your property for your flood hazard Message 2A - Get flood insurance ahead of time Message 2B - Insure your property Message 2C - There is a 30-day waiting period for the policy to take place	Increase in number of flood insurance policies in the SFHAs, RLAs, and in the county in general	(SCC OP #95) Sends letters to the properties in the unincorporated section in the areas of the county's mapped repetitive loss areas	Santa Clara County	Annually, each fall	N/A	Santa Clara County: No update available - non-CRS participating community.
			(CUP OP #96) Continues to send a letter to former repetitive loss properties	City of Cupertino	Annually, mid-year	N/A	Cupertino continues to send out an annual letter to former repetitive loss properties.
			(MH OP #97) Sends a notice to repetitive loss (RL) areas as required by FEMA	City of Morgan Hill	Annually, each summer	N/A	Morgan Hill sent letters to properties in the City's mapped repetitive loss areas in July 2021.
			(PA OP #98) Sends letters to the properties in the city's mapped repetitive loss areas, highlighting flood safety tips	City of Palo Alto	Annually, typically August - September	N/A	Palo Alto sent letters to properties in the City's mapped repetitive loss areas, highlighting flood safety tips in August 2021.
			(SJ OP #99) Sends letters to the properties in the city's mapped repetitive loss areas	City of San Jose	Annually, each typically between September - December	N/A	San Jose: Letters sent to general repetitive loss property areas in March 2022.
Messengers to Other Target Audiences (Organizations & Businesses Serving the Community)	Topic 1: Know your flood hazard Message 1A - Know your flood risk Message 1B - Contact your floodplain manager to find out if your property is in a floodplain Message 1C - Check if your home or business is in a Special Flood Hazard Area	Educate our community on flood protection and preparedness measures by working and coordinating with groups who serve as messengers, to people who are at risk of flooding, as they provide their respective business service	(VW OP #100) Administers a "Let's Talk Water" Speakers Bureau Program that customizes presentations to update groups on specific issues provide updates on Valley Water projects, including flood protection projects and to educate residents on existing flood risks as well as provide resources and tips to be flood ready. https://www.valleywater.org/learning-center/lets-talk-water-speakers-bureau	Valley Water Communications Unit	On a project-specific basis or as requested	Could vary from year-to-year Kiwanis Rotary Clubs Homeowners and Neighborhood Associations Forum Groups Association of Realtors	Valley Water's 'Let's Talk Water' Speakers Bureau Program is active and available to the community. General presentations discuss Valley Water's flood protection, including flood preparedness and awareness, and our creeks and ecosystems. Customized presentations for groups on specific issues are also available.
			(VW OP #101) Participates in booth duty support at various events and fairs throughout the county, including Valley Water Capital project meetings or other events, as requested by various organizations	Valley Water Office of Government Relations	Annually. During the flood season (starting in September - May)	All Santa Clara County CRS Communities	Valley Water did not undertake booth support during FY22 due to the COVID-19 pandemic.
	Topic 3: Protect people from the flood hazard Message 3A - Put your 3-day emergency kit together Message 3B - Follow evacuation orders Message 3C - Learn the best route to high ground		(VW OP #102) Partner with local Second Harvest Food Bank with distributing FEMA and Valley Water flood preparedness materials, including promotional item(s) as available	Valley Water CRS Program	In October (during CFPW)	Second Harvest Food Bank of Silicon Valley	Valley Water partnered with Second Harvest Food Bank (SHFB) of Silicon Valley in October 2021. 2,000 'Get Flood Ready' emergency starter kit donations were distributed by SHFB on behalf of all Santa Clara County CRS communities.
	Topic 4: Protect your property from the flood hazard Message 4A - Protect your property from the flood hazard Message 4B - Prepare your home						

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							<u>INPUT HERE ONLY</u>
	Message 4C - Sandbags can offer protection against a foot or less of floodwater Message 4E - Get sandbags before a flood <u>Topic 5:</u> Build responsibility Message 5A - Build responsibly in floodplains Message 5B - Comply with development requirements Message 5C - Check with your local floodplain manager before you build <u>Topic 6:</u> Protect natural floodplain functions Message 6A - Keep creeks clean and flowing Message 6B - Keep debris and trash out of our streams Message 6C - Don't pollute, dump, or drain anything in creeks <u>Topic 7:</u> Develop a Family Emergency Plan Message 7A: Develop an emergency plan <u>Topic 8:</u> Download disaster Apps Message 8A - Download disaster emergency apps <u>Topic 9:</u> Understand shallow flooding risks – don't drive through standing water Message 9A - Understand shallow flooding risks - don't drive through standing water FEMA's message: "Turn Around Don't Drown"."		(ALL OP #103) Other New Initiatives <i>(as noted in the PPI document)</i> 1. Continue and expand the standardized flood message prepared for each community to include flood messages in utility bills each year, including PG&E. 2. Expand on partnerships with local chambers of commerce to disseminate and share flood preparedness information. 3. Expand on outreach to the Asian and Latino communities who live in flood prone areas. 4. Expand on outreach to "hot spot" flood prone areas by hosting on-site or virtual events. 5. Expand on reaching local homeowners associations (HOAs) and apartment associations (<i>i.e. Executive Council of Homeowners [ECHO]</i>). 6. Expand on reaching residents in marginal and low-income communities through partnering with organizations that reach these communities. (<i>i.e. Second Harvest Food Bank and others</i>). 7. Communities could pursue FEMA Matching Funds Grants for severe Repetitive Loss Areas. 8. Review and expand other public information activities, such as Flood Protection Assistance (Activity 360) and Flood Insurance Promotion (Activity 370). 9. Develop a region-wide Flood Response <i>Preparations (FRP)</i> messaging plan. (CUP OP #104) The city provides a Winter Preparedness notification informing contractors that during the winter season, they need to winterize their project(s) site as certain soil disturbance activities are not allowed during the rainy season (MIL OP#105) On a project-specific basis, the city provides contractors a Winter Preparedness notification that informs them that during the winter season, they need to winterize their project(s) site. Certain soil disturbance activities are not allowed during the rainy season	All	TBD	TBD	Valley Water, as the lead agency for the Santa Clara County CRS Group/PPI Committee, included the 'New Initiative' topic for discussion on its August 2021, March 10, 2022, and May 19, 2022 meeting agendas. The following new initiatives were accomplished in FY22: 1). Valley Water continues to offer assistance to all communities for standardizing flood messaging to include as a utility bill insert. 5). Valley Water's 'Let's Talk Water: Speakers Bureau Program offers presentations on the history of the district and how we operate and includes information on flood preparedness. Presentations can be customized for groups, as requested. 6). Due to the COVID-19 pandemic, countywide in-person community events in FY22 were postponed or canceled. Instead, Valley Water partnered with Second Harvest Food Bank of Silicon Valley to distribute 2,000 emergency preparedness starter kits of emergency supplies to underserved communities in October 2021. 9). At the May 19, 2022 CRS Users Group/PPI Committee Meeting, this initiative was discussed. The idea was to develop an FRP similar to the one submitted by the City of Santa Clara for which full FRP credit was yielded. As we are looking at the feasibility of regionalizing the CRS Program for our area, this initiative will be evaluated in conjunction with the Feasibility Study being conducted. Cupertino continues to prepare and mail the rainy season letters every year to applicable projects. These letters were mailed in late August 2021.
			(MIL OP#105) On a project-specific basis, the city provides contractors a Winter Preparedness notification that informs them that during the winter season, they need to winterize their project(s) site. Certain soil disturbance activities are not allowed during the rainy season	City of Milpitas	On a project-specific basis	Various contractors	Milpitas: On-going. The City of Milpitas will be sending out winterization notices to larger development projects this winter.
	<u>Topic 2:</u> Insure your property for your flood hazard Message 2A - Get flood insurance ahead of time Message 2B – Insure your property Message 2C – There is a 30-day waiting period for the policy to take place	Increase in number of flood insurance policies in the SFHAs and in the county in general Prospective buyers understand flood risks	(MH OP #106) The city mails out a newsletter, "Ask Before You Buy: Know Your Flood Risk!" to local real estate agents which are provided to homebuyers to help determine the flood risk of the property being purchased (<i>listed in Appendix B</i>) (PA OP #107) Sends out letters to real estate agencies informing them of their responsibility to identify flood hazard areas and to take advantage of the Flood Zone Lookup on the city's website	City of Morgan Hill City of Palo Alto	During the rainy season Annually, beginning of flood season (September/October)	Real Estate Agencies/Agent Real Estate Agencies/Agent	Morgan Hill will be sending the brochure to real estate agents in Fall 2022. Palo Alto sent letters to real estate agencies informing of their responsibility to identify flood hazard areas in August 2021.

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							INPUT HERE ONLY
		<i>These projects are credited under Activity 340 (DFH and REB) – Additional credit is provided if the PPI states that real estate agents should (or have agreed to) advise house hunters about the flood hazard and that real estate agents give house hunters a REB brochure</i>	(SJ OP #108) Sends out letters to real estate and insurance agencies and lenders, informing them of their responsibility to identify flood hazard areas and to take advantage of the Flood Zone Lookup on the city's website on the "Flood Hazard Zones webpage and advises to contact the city for map reading services and elevation certificates on file	City of San Jose	At the beginning of the flood season (September – December)	Real Estate Agencies/Agent	San Jose: Email letters to real estate, insurance agencies and lenders in January 2022.
			(SUN OP #109) Sends mailer/postcard targeted to real estate agents informing them of the client's responsibility for identification and purchase of flood insurance and the availability of the automatic 15% discount	City of Sunnyvale	Each October	Real Estate Agencies/Agents	Sunnyvale: The City sent the mailers to real estate agents September 2021.

Agenda

Santa Clara County CRS Users Group & Program for Public Information (PPI) Committee Meeting

March 10, 2022 | 1-3 p.m.

Zoom Meeting

<https://valleywater.zoom.us/j/88438590277?pwd=VDBFbW5aEVBSIAyQ2FaT3BValNoZz09&from=addon>
Meeting ID: 884 3859 0277 | Passcode: 568494 | +1 669 900 9128 US (San Jose)

Purpose: PPI Stakeholder Committee Annual Evaluation Meeting to monitor the Implementation of the 2021 Santa Clara County Multi-Jurisdictional Program for Public Information per Activity 330, Outreach Project, Element 332.c. Program for Public Information (PPI), Step 7 requirement ([See page 2 of this agenda](#))

Outcome: 2021 PPI Annual Evaluation Report, Year 1 of 5 ([See page 2 of this agenda](#))

Section	Meeting Topic	Presenter	Time
1.	Introductions	All	10 min
2.	Review of the meeting Purpose and Outcome	Merna Leal	2 min
3.	350 – Flood Protection Information Element c). Flood Protection <u>Website</u> (WEB): Monthly (<i>links</i>) and annual review (<i>content</i>) of communities' Flood Information landing page	Merna Leal	2 min
4.	Best practices for the Verification Cycle Visit - Discussion by Insurance Services Office (ISO) - Addendum to the 2017 CRS Coordinators Manual (Edition: 2021) <i>Effective January 1, 2021</i> - Class 8 <u>New</u> Prerequisite: Enforcement of a freeboard standard for residential buildings - Class 6 <u>Updated</u> Prerequisite: New subsection inserted - Class 9 <u>New/modified</u> Prerequisite: Subsection (3) replaced, and first sentence of Subsection (5) replaced - Need to see all higher NFIP regulations marked up in community's ordinance or regulations - Correlate Open Spaces with required parcel spreadsheet(s)	Heidi Carlin, ISO CRS Specialist	5 min
5.	2021 Multi-Jurisdictional Program for Public Information (PPI) Annual Evaluation Report, Year 1 of 5 - Assess whether the desired outcomes were achieved and what, if anything, should be changed - Which communities have adopted the PPI? Conformed/enacted copy should be in Egnyte; please upload and send copy to VW - Using the 2021 PPI and Activity 330 Outreach Project worksheets provided on 5/20/21, discuss how communities will submit updates to Valley Water for consolidating report input - Communities' updates due by next CRS Users Group Meeting or sooner	All	45 min
6.	Next meeting – Joint CRS Users Group/Program for Public Information (PPI) Committee Meeting	All	2 min
7.	Adjourn		

For questions, please contact Merna Leal at (408) 630-2366 or mleal@valleywater.org

Step 7: Implement, monitor, and evaluate the program. The Program for Public Information committee meets at least annually to monitor the implementation of the outreach projects. The committee assesses whether the desired outcomes were achieved and what, if anything, should be changed. This work is described in an evaluation report that is prepared each year, sent to the governing body, and included in the annual recertification.

Documentation for PPI Provided by the Community

In addition to the materials provided for OP and FRP credit:

- (1) At the initial verification visit,
 - (a) A copy of the Program for Public Information document.
 - (b) Minutes of the meetings, sign-in sheets, or other documentation of the committee members' participation.
 - (c) Documentation that the Program for Public Information has been adopted by the community.
- (2) **At each annual recertification,**
 - (a) Documentation that the Program for Public Information document has been reviewed and adjusted annually. This is in the form of a report, table, or spreadsheet that summarizes each outreach project, what was done, and the outcomes.
 - (b) Minutes of the meetings, sign-in sheets, or other documentation of the committee members' participation in the annual review.
- (3) **At subsequent verification visits** when a Program for Public Information update is due,
 - (a) Documentation that the Program for Public Information document has been updated. This can be a new document or an addendum to the existing document that updates the needs assessment and all sections that should be changed based on evaluations of the projects. The update must be adopted following the same process as approval of the original document.
 - (b) Minutes of the meetings, sign-in sheets, or other documentation of the committee members' participation in the update.
 - (c) Documentation that the Program for Public Information update has been adopted by the community.

Santa Clara County CRS Users Group / PPI Committee Meeting Attendance Sheet

March 10, 2022

1:00 - 3:00pm

Zoom

Attendees

Name (Original Name)	Guest
Merna Leal, Valley Water	No
Sherilyn Tran, Valley Water	No
Warren Wettenstein, Milpitas External Stakeholder	Yes
Brian Petrovic, Milpitas	Yes
Evelyn Liang, Santa Clara	Yes
Lea Velasco, Sunnyvale	Yes
Christian Tran, Santa Clara	Yes
Maria Angeles, Morgan Hill	Yes
Amy Fonseca, Valley Water	No
Vency Woo, Los Altos	Yes
Heidi M. Carlin, CFM - ISO	Yes
Jennifer Chu, Cupertino	Yes
Gabrielle Abdon, Mountain View	Yes
Arlene Lew, San Jose	Yes
Renee Gunn, Mountain View	Yes
Marlene Jacobs - ISO	Yes
Roberto Alonzo, Milpitas	Yes
Rajeev Hada, Palo Alto	Yes
Suzanne Park, Sunnyvale	Yes
Elizabeth Koo, Milpitas	Yes
Vivian Tom, San Jose	Yes
Steve Golden, Los Altos	Yes
Gary Heap, Gilroy	Yes
Daryl Jordan, Gilroy	Yes
Tamara Davis, Sunnyvale	Yes
Steven Erickson, Milpitas	Yes
David Dorcich, Saratoga	Yes
Peter Pirnejad, Town of Los Altos Hills	Yes

Quorum Met: Missing communities, County of Santa Clara, Town of Los Gatos

Agenda

Santa Clara County CRS Users Group & Program for Public Information (PPI) Committee Meeting

May 19, 2022 | 10:00am – 12:00 noon

Join Zoom Meeting

<https://valleywater.zoom.us/j/82332622770?pwd=bVBXa3pYcG54Y2d6WjRzMFEFVzB3dz09>

Meeting ID: 823 3262 2770

Passcode: 174435

+1 669 900 9128 US (San Jose)

Purpose: PPI Stakeholder Committee Annual Evaluation Meeting to monitor the Implementation of the 2021 Santa Clara County Multi-Jurisdictional Program for Public Information per Activity 330, Outreach Project, Element 332.c. Program for Public Information (PPI), Step 7 requirement

Outcome: 2021 PPI Annual Evaluation Report, Year 1 of 5

Section	Meeting Topic	Presenter	Time
1.	Introductions	Amy Fonseca	10 min
2.	Review of the meeting goals and agenda	Amy Fonseca	5 min
3.	FY21-22 Flood Awareness Campaign <i>new approach: targeted outreach items to all addresses in the FEMA SFHA</i> FY22-23 Flood Awareness Campaign	Paola Giles	20 min
4.	Public Event Giveaway Items (All) Emergency starter kits	Amy Fonseca	5 min
5.	California Flood Preparedness Week (October 2022) - Statewide Agency Coordination Calls leading up to CFPW (<i>kicks off mid-May to early June 2022</i>) - Annual Valley Water Board Resolution - Flood event kits for all cities/county - Lobby display example	Amy Fonseca	20 min
6.	Complete development of the 2021 Multi-Jurisdictional Program for Public Information (PPI) Annual Report, Year 1 of 5 Note: Due during 5-year cycle visit or as part of annual re-certification, due 8/1/22)	Merna Leal	30 min
7.	Activity 350 – Flood Protection Information Annual comprehensive review of communities' flood information websites	Amy Fonseca	5 min
8.	Other items ISO training - TBD	Amy Fonseca	5 min
9.	Adjourn		

For questions, please contact Amy Fonseca at (408) 630-3005 (office) or (408) 691-8889 (cell)
or afonseca@valleywater.org

Santa Clara County CRS Users Group / PPI Committee Meeting Attendance Sheet

May 19, 2022

10:00 - 12:00noon

Zoom

Name (Original Name)	Guest
Merna Leal (Valley Water)	No
Amy Fonseca (Valley Water)	No
Gabrielle Abdon (City of Mountain View)	Yes
Lea Velasco (City of Sunnyvale)	Yes
Meghan Azralon (Valley Water)	No
Christian Tran (City of Santa Clara)	Yes
Paola Giles (Valley Water)	No
Falguni Amin (City of Santa Clara)	Yes
David Dorcich (City of Saratoga)	Yes
Elizabeth Koo (City of Milpitas)	Yes
Gary Heap (City of Gilroy)	Yes
Vivian Tom (City of San Jose)	Yes
Jenn Chu (City of Cupertino)	Yes
Darrell Wong (Santa Clara County)	Yes
Roberto Alonzo (City of Milpitas)	Yes
Steve Golden (City of Los Altos)	Yes
Rajeev Hada (City of Palo Alto)	Yes
Peri Newby (City of Campbell)	Yes
Brian Petrovic (City of Milpitas)	Yes
Swanee Edwards (City of Morgan Hill Ext. Stakeholder)	Yes
Renee Gunn (City of Mountain View)	Yes

Quorum Met: Missing communities, Town of Los Altos Hills, Town of Los Gatos

CITY COUNCIL STAFF REPORT

MEETING DATE: October 19, 2022

PREPARED BY:

Chris Ghione, Public Services Director

APPROVED BY: City Manager

UPDATE THE LIBRARY, CULTURE, AND ARTS COMMISSION (LCAC) WORK PLAN TO INCLUDE "MORGAN HILL STANDS UNITED AGAINST HATE" CAMPAIGN

RECOMMENDATION(S)

Approve an update to the LCAC Work Plan.

COUNCIL PRIORITIES, GOALS & STRATEGIES

City Council Ongoing Priorities

Supporting our Youth, Seniors, and Entire Community

Preserving and Cultivating Public Trust

Enhancing Diversity and Inclusiveness

2022-2023 Strategic Priorities

Community Outreach, Engagement, and Messaging

REPORT NARRATIVE:

The City Council approved the Work Plan for the Library, Culture and Arts Commission on September 28, 2022. Since that time, the Commission has proposed an additional item be added to the Work Plan. For the last several months, the Commission has worked on reviewing the feasibility of implementing a "Morgan Hill Stands United Against Hate" campaign. The idea of the campaign has been brought forward by Congregation Emeth, whose representatives will also be supporting the campaign.

Numerous cities have and are supporting similar campaigns. The Commission intends to partner with the Congregation Emeth volunteers to implement the campaign prior to "United Against Hate Week", which will occur next month during the week of November 13-19. More information on the overall campaign at unitedagainsthateweek.org. Campaign details are still being worked on by volunteers and commissioners, but a kickoff event is scheduled at the Library on November 13.

Staff recommend adding the following item to the Community Outreach area of the Commission Work Plan: Implement a "Morgan Hill Stands Against Hate" campaign. The revised draft Work Plan is attached.

COMMUNITY ENGAGEMENT:

Empower

This project is being brought forward and managed by community volunteers and commissioners.

ALTERNATIVE ACTIONS:

The Council could choose not to approve the update to the Commission Work Plan, which would result in the City not participating in the support of the campaign.

PRIOR CITY COUNCIL AND COMMISSION ACTIONS:

The Library, Culture and Arts Commission recommended approval of the updated Work Plan at its October 4, 2022 meeting.

FISCAL AND RESOURCE IMPACT:

There is no significant fiscal impact as the efforts are primarily driven by volunteers.

CEQA (California Environmental Quality Act):

Not a Project

Since the resulting activity is an administrative program that will not result in a change to the physical environment, this action is not a project under the California Environmental Quality Act.

FY 2022-2023 Work Plan

Proposed Update. Original Plan approved by the City Council on September 28, 2022

Overall Mission: To assist the City Council in accomplishing its goals by fostering an environment conducive to and supportive of the arts, culture, and life-long learning in Morgan Hill, working with existing community groups to promote resources, and facilitate partnerships.

Project Area	City Council Goal Supported	Staff Resources Required	Specific Task / Commissioners Assigned
Community Outreach	Supporting our Youth, Seniors, and Entire Community Enhancing Diversity and Inclusiveness Community Outreach, Engagement, and Messaging	PS Director (minimal) CS Supervisor (moderate)	(1) Participate with other groups to support community outreach and support arts and culture in the community (including Valle del Sur, El Toro Arts, SV Creates, Poppy Jasper Film Festival, Morgan Hill Diwali Festival, Coyote Creek Music Festival, Morgan Hill Art School, SJMA Let's Look at Art, Movimiento de Arte y Cultura Latino Americana, Caribbean Meet and Greet) (All) (2) Explore development of a calendar relating to library, culture and arts events and/or development of a publication plan for upcoming events. (Khera/Borchers) (3) Explore opportunities for arts programming in conjunction with the new Morgan Hill Magical Bridge Playground. (Khera/Chabra/Santiago) (4) Use social media for promotion of Commission initiatives (Chabra/Borchers/Ganapathy) (5) Develop outreach program to the Latinx community through art programming (Santiago/Lyn) (6) Continue open art studio program (physical or virtual) (Blanton/Ganapathy/Borchers) (7) Create a Morgan Hill coloring book in partnership with local artists (Santiago/Ganapathy) (8) Explore opportunities for youth engagement in arts (Khera/Chabra/Ganapathy) (9) Develop a cultural calendar (Khera/Lyn/Chabra) (10) Implement a "Morgan Hill Stands Against Hate" campaign.
Art and Culture Events	Supporting our Youth, Seniors, and Entire Community Enhancing Diversity and Inclusiveness	PS Director (minimal) CS Coordinator (minimal) CS Supervisor (minimal)	(1) Facilitate the Art a la Carte event (Chabra/Blanton are the leads/all members will support) (2) Partner with artists on a children's art show with the Taste of Morgan Hill or International Celebration (Khera/Chabra/Ganapathy) (3) Implement second annual international festival utilizing entertainment and food from various cultures (All)

Project Area	City Council Goal Supported	Staff Resources Required	Specific Task / Commissioners Assigned
Permanent and Proposed Public Art	Supporting our Youth, Seniors, and Entire Community Preserving Our Community History	PS Director (minimal) Maintenance Coordinator (minimal)	(1) Continue implementation of the utility box art program (Artists - Ganapathy/Blanton)/(Sponsors - Chabra/Borchers/Lyn) (2) Celebration/unveiling of Poppy Jasper Art (Ganapathy/Khera) (3) Form subcommittees as needed to support specific art requests that come forward (All) (4) Review art inventory and complete updates to historical items list (Borchers/Lyn) (5) Creating an artist registry (Khera/Borchers/Lyn) (6) Update google map of existing public art (Borchers) (7) Develop and recommend a plan for the use of Public Arts Funds (All) (8) Explore public art related to a homelessness outreach mural (Santiago) (9) Partner with artist to complete a community mural (Santiago/Blanton/Ganapathy)
Library Outreach and Support	Supporting our Youth, Seniors, and Entire Community Enhancing Diversity and Inclusiveness	Library Staff (minimal)	(1) Support Library outreach and advocacy as needed (All) (2) Coordinate Commissioner's Corner in Library to provide book recommendations (Khera/Ganapathy/Lyn) (3) Participate in annual Library Commissioners Forum (All) (4) Support incorporation of Children's art into the Library (Chabra/Lyn)
Support of Historical Resources	Preserving our Community History	PS Director (minimal)	(1) Explore opportunities for the Commission to support the Morgan Hill Historical Society partnership, including supporting the Black History Project (Ganapathy/Lyn) (2) Support outreach and advocacy for the Historical Society as needed (All)

Staff Resources Required:

0-30 hours: Minimal; 31-60 hours: Moderate; 60+ hours: Significant

Future Potential Items (Parking Lot)

- 1) Explore other opportunities for Library art contests in other media (examples: poetry, photography, literature).

CITY COUNCIL STAFF REPORT

MEETING DATE: October 19, 2022

PREPARED BY:

Dat Nguyen, Finance Director

APPROVED BY: City Manager

RECEIVE MONTHLY BUDGET UPDATE AND AUGUST 2022 FINANCIAL AND INVESTMENT REPORTS

RECOMMENDATION(S)

Accept and file report.

COUNCIL PRIORITIES, GOALS & STRATEGIES

City Council Ongoing Priorities

Preserving and Cultivating Public Trust

2022-2023 Strategic Priorities

Fiscal Sustainability

Community Outreach, Engagement, and Messaging

REPORT NARRATIVE:

As part of the City Council's expectation to maintain a high level of transparency and to be responsible stewards of public funds, staff is providing this monthly budget update, along with the August 2022 financial and investment reports.

August 2022 Financial Report

The Revenue and Expense Summary for the month of August is included on the first page of the monthly financial report. Overall, General Fund revenues total \$2.7 million. Expenditures, including encumbrances, amounted to \$12.2 million.

Budget Update

There has been no material change to the City's revenue since the last budget update to the Council on August 17, 2022. Recreation Services revenues continue to recover from the pandemic and are on target with budget. For water revenue, Morgan Hill residents consumed about 17% less water through August compared to the prior three-year average. As such, the 15% revenue stabilization water rate has been implemented.

COMMUNITY ENGAGEMENT:

Finance staff prepares these financial reports to inform City officials, the Council, the community, and various lenders and stakeholders about the financial health of the organization, which assists each one of the interested parties in making sound financial

and investment decisions.

ALTERNATIVE ACTIONS:

No alternative action is recommended, as this is a monthly financial report on City transactions which have already occurred.

PRIOR CITY COUNCIL AND COMMISSION ACTIONS:

The City Council receives and files the financial and investment report for each month. At the September 16, 2015 meeting, City Council recommended monthly financial and investment reports be agendaized under the Consent Agenda, and quarterly financial and investment reports be presented to City Council as an “Other Business” item. Beginning in FY 2020-21, budget reports are presented to the Council monthly.

FISCAL AND RESOURCE IMPACT:

The preparation of the report is a part of the Finance workplan. Staff does not recommend any budget adjustments at this time.

CEQA (California Environmental Quality Act):

Not a Project.

Organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

CITY OF MORGAN HILL
Monthly Financial and Investment Reports
August 31, 2022 - 17% of Year Complete



CITY OF MORGAN HILL

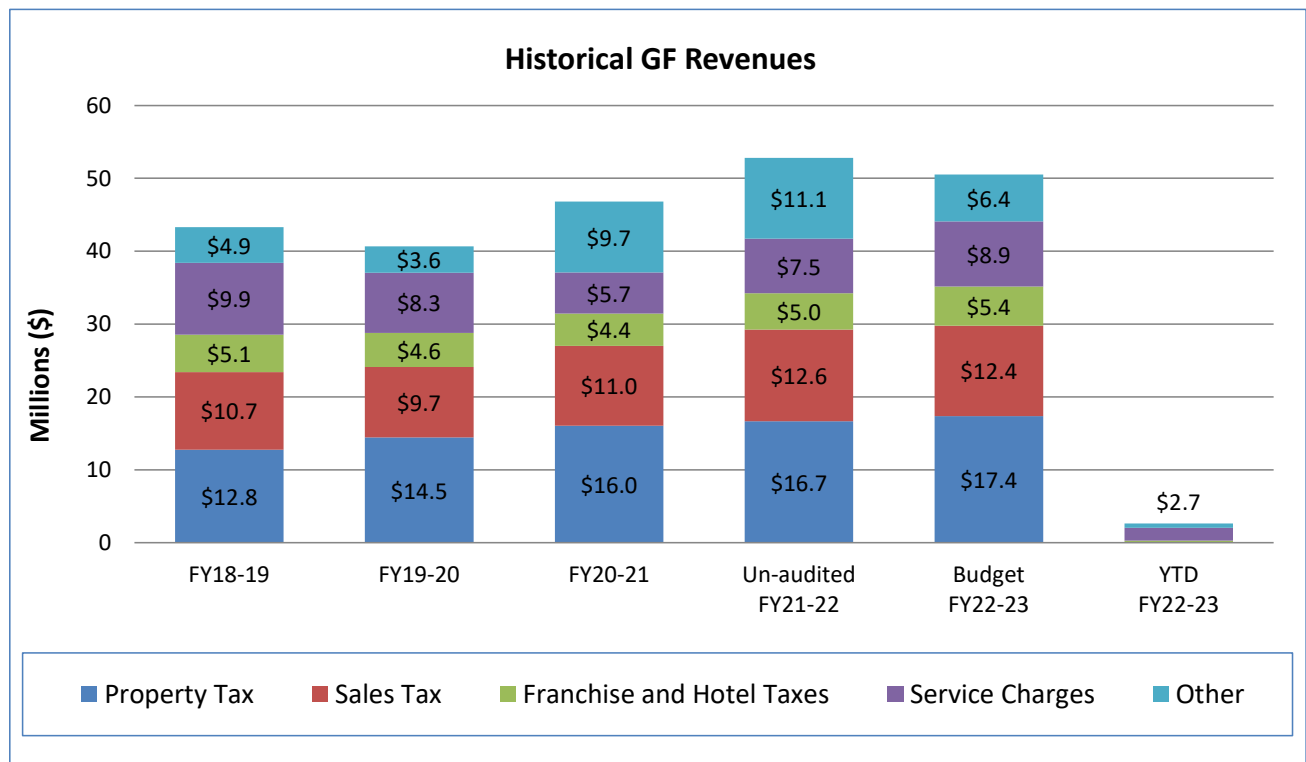
Prepared by:
FINANCE DIVISION



CITY OF MORGAN HILL, CALIFORNIA
FINANCIAL STATEMENT ANALYSIS - FISCAL YEAR 2022-23
FOR THE MONTH ENDED AUGUST 2022 – 17% OF YEAR COMPLETE

- **General Fund** Revenues through August totaled \$2.7 million, or about 5% of the budgeted revenues as some of the major revenue categories such as property tax are received later in the fiscal year. With respect to the property tax revenue forecast, the County estimates the City will receive approximately \$17.2 million in property tax revenue for the current fiscal year, slightly less than budget of \$17.4 million.

The chart below shows historical General Fund revenues by major revenue category from FY18-19 through FY20-21 Actual, Un-audited FY21-22, FY22-23 Budget, and YTD as of August 31, 2022.

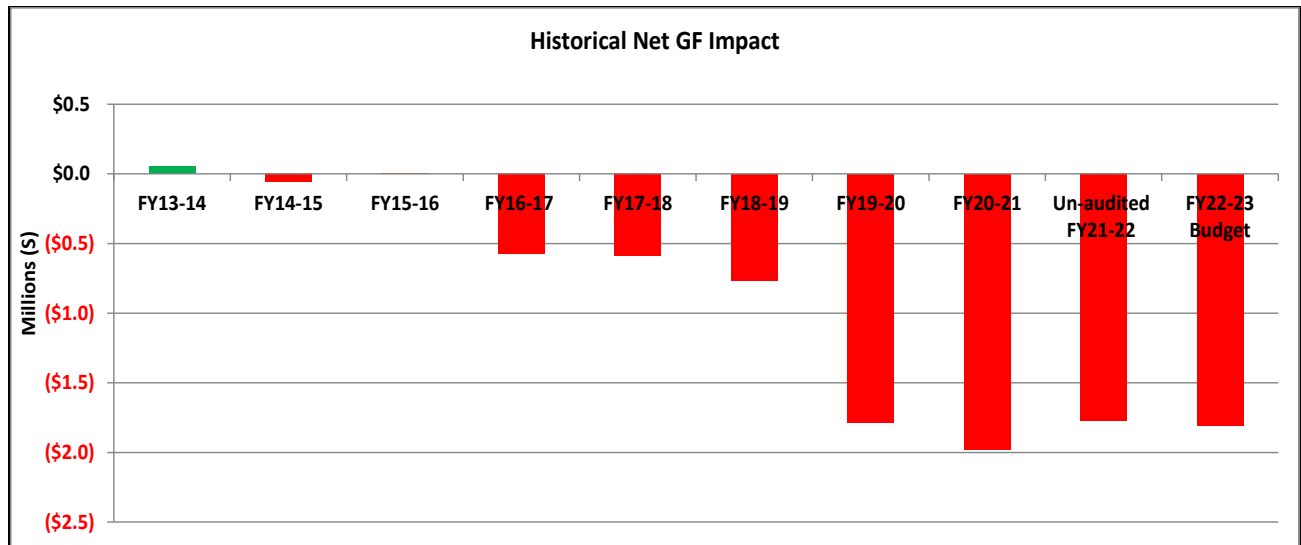


General Fund expenditures and encumbrances as of August 31, 2022 totaled \$12.2 million, of which approximately \$3.6 million is attributable to outstanding encumbrances.

- **Community Services** - The Community Services Department's recreation operations, as reflected in the schedule presented on page 4 of the Monthly Financial and Investments Reports, shows a negative impact to the General Fund of approximately \$1.3 million as of August 31, 2022. Recreation Services revenues continue to recover from the pandemic and on target with budget.



CITY OF MORGAN HILL, CALIFORNIA
FINANCIAL STATEMENT ANALYSIS - FISCAL YEAR 2022-23
FOR THE MONTH ENDED AUGUST 2022 – 17% OF YEAR COMPLETE



Due to longstanding governmental accounting and budgeting convention, the City's recreation operations are not charged for indirect costs (known in Morgan Hill as "General Fund Administration") from the central services departments of City Attorney, City Manager, and Administrative Services. The City's other governmental funds, such as Development Services, and the proprietary funds, such as Water and Wastewater, and the Information Services Fund, are assessed such charges through the City's indirect cost allocation plan, prepared in compliance with the guidelines set forth in the Code of Federal Regulations Title 2, Chapter II, Part 200 (formerly OMB Circular No. A-87), which mandates certain calculation and cost allocation practices that must be followed in order to qualify for Federal grant funding, but which also represent best practice for non-grant funded City operations like utilities and information services.

- **Development Services Fund** – Revenues through August totaled \$1.1 million compared to prior year to date amount of approximately \$0.9 million, partially due to a result of the fees increase approved by the City Council on January 19, 2022. Expenditures, including encumbrances, totaled \$1.3 million.
- **Debt Service Funds** – Expenditures through August totaled \$1,219. The debt service for the first half of the year includes both interest and principal, while the second half of the year will include interest only. Debt service payments were all scheduled when the bonds were issued, and are budgeted for in the months delineated in the underlying bond documents. The General Fund's portion of the annual debt service payments is approximately \$200,000, less than one percent of the General Fund's budgeted revenues.



CITY OF MORGAN HILL, CALIFORNIA
FINANCIAL STATEMENT ANALYSIS - FISCAL YEAR 2022-23
FOR THE MONTH ENDED AUGUST 2022 – 17% OF YEAR COMPLETE

- **Wastewater Operations** – Revenues from Sewer Operations through August totaled \$1.3 million. Expenditures and outstanding encumbrances totaled \$1.9 million or 12% of the budget. The table below shows historical Sewer Operations revenues and expenditures from FY18-19 through FY20-21 Actual, Un-audited FY21-22, FY22-23 Budget, and YTD as of August 31, 2022.

(amount in millions)	FY18-19	FY19-20	FY20-21	Un-audited FY21-22	Budget FY22-23	YTD FY22-23
Revenues	11.4	11.9	13.3	14.9	14.8	1.3
Expenditures	11.4	12.3	13.3	14.7	16.3	1.9
Operating Margin	-	(0.4)	-	0.2	(1.5)	(0.6)
Operating Margin without Encumbrances	0.4	(0.1)	-	0.2	(1.5)	(0.5)

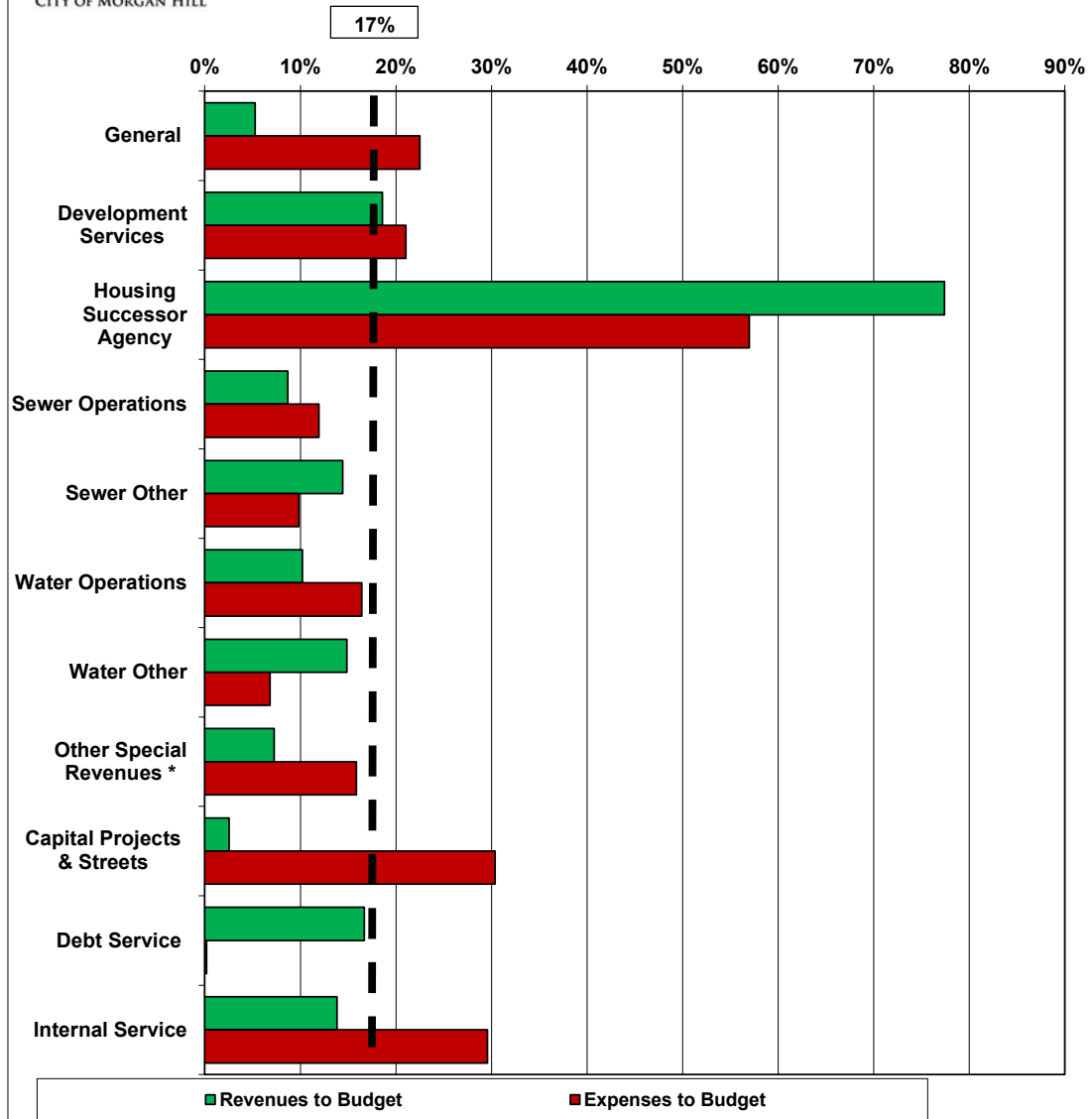
- **Water Operations** – Water Operations includes Utility Billing, Water Conservation, and Water Operations. Revenues from Water Operations through August totaled \$1.8 million. Water Operations expenditures, including outstanding encumbrances, totaled \$2.9 million. The table below shows Water Operations revenues and expenditures from FY18-19 through FY20-21 Actual, Un-audited FY21-22, FY22-23 Budget, and YTD as of August 31, 2022.

(amount in millions)	FY18-19	FY19-20	FY20-21	Un-audited FY21-22	Budget FY22-23	YTD FY22-23
Revenues	14.2	15.3	16.5	16.0	17.6	1.8
Expenditures	14.3	16.4	16.5	15.4	17.6	2.9
Operating Margin	(0.1)	(1.1)	-	0.6	-	(1.1)
Operating Margin without Encumbrances	0.8	(0.1)	-	0.9	-	(0.2)

- **Investments** – Four securities were purchased. Total interest earnings received on investments were \$61,000 during the month.



Morgan Hill YTD Revenue & Expense Summary August 31, 2022 - 17% of Year Complete



FUND NAME	REVENUES		EXPENSES	
	ACTUAL	% OF BUDGET	ACTUAL PLUS ENCUMBRANCES	% OF BUDGET
General	\$ 2,652,221	5%	\$ 12,186,459	22%
Development Services	1,148,740	19%	1,289,683	21%
Housing Successor Agency	180,846	77%	651,635	57%
Sewer Operations	1,279,728	9%	1,945,474	12%
Sewer Other	3,532,830	14%	4,611,729	10%
Water Operations	1,799,481	10%	2,893,376	16%
Water Other	902,056	15%	444,439	7%
Other Special Revenues *	371,568	7%	1,948,969	16%
Capital Projects & Streets	586,693	3%	13,518,837	30%
Debt Service	113,499	17%	1,219	0%
Internal Service	1,589,570	14%	3,711,837	30%
TOTAL FOR ALL FUNDS	\$ 14,157,233	9%	\$ 43,203,656	20%

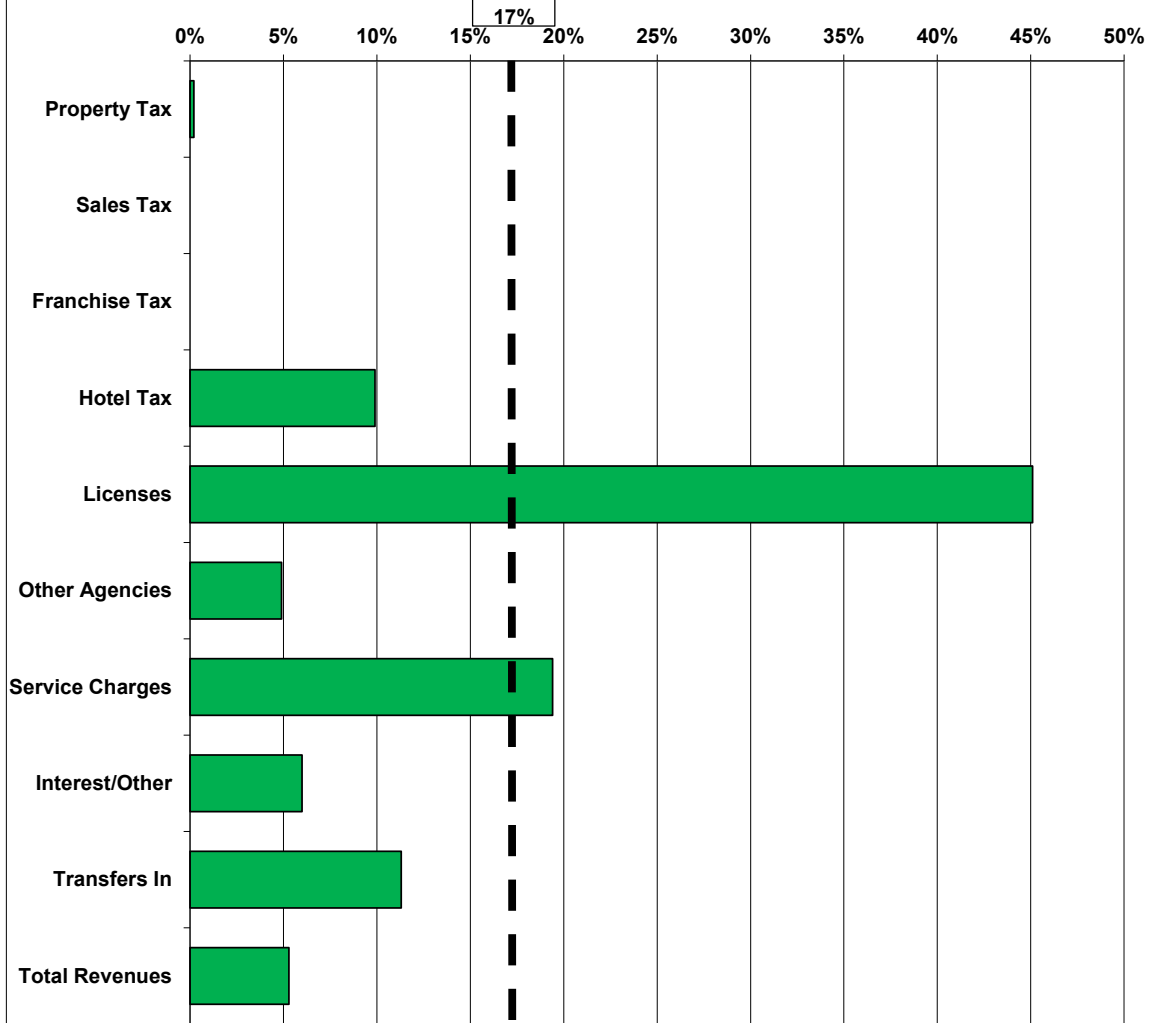
* Includes all Special Revenue Funds except Development Services Fund, Street Funds, and RDA and Housing Successor Agencies.



Morgan Hill YTD General Fund Revenues

August 31, 2022 - 17% of Year Complete

Percent of Actual to Budget



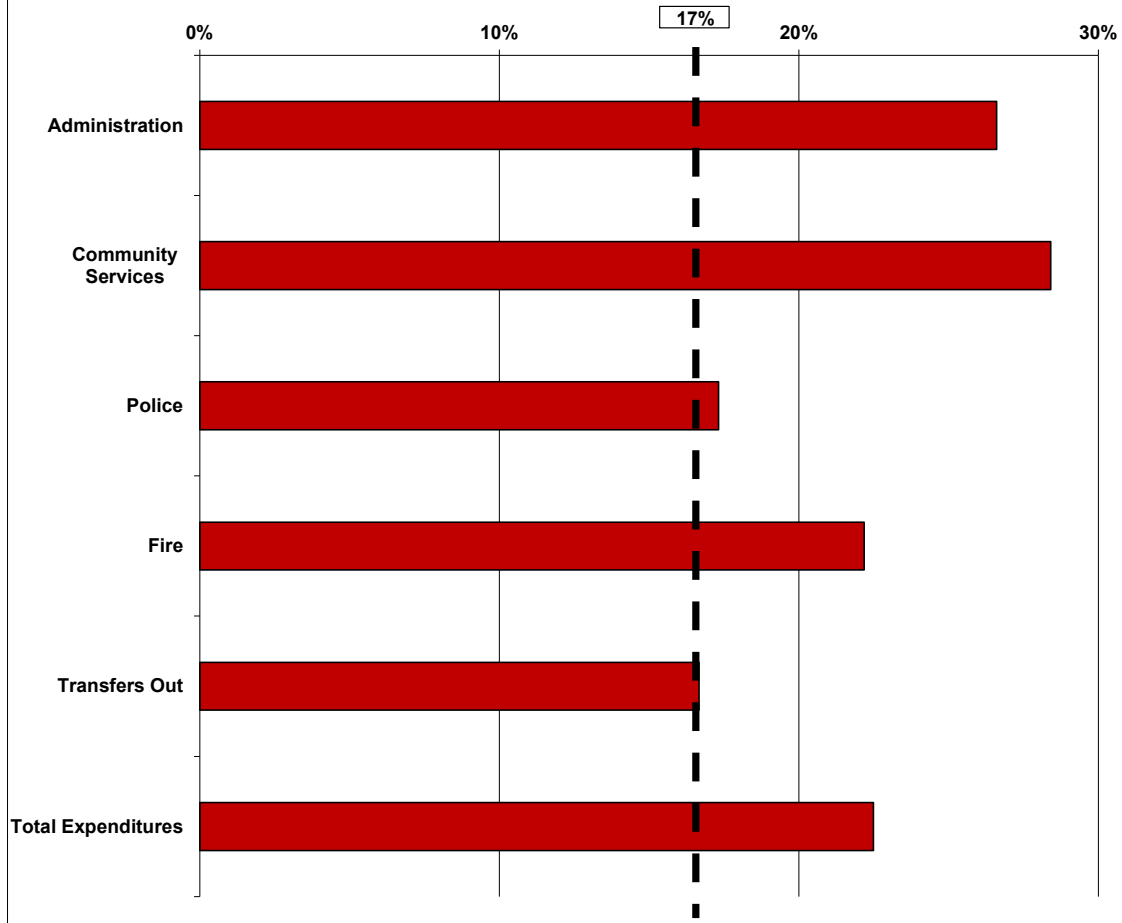
REVENUE CATEGORY	BUDGET	ACTUAL	% OF BUDGET	PRIOR YEAR TO DATE	% CHANGE FROM PRIOR YEAR
Property Tax	\$ 17,383,705	\$ 30,732	0%	\$ 10,278	199%
Sales Tax	12,395,413	-		(2,330)	-100%
Franchise Tax	2,760,000	-		-	N/A
Hotel Tax	2,600,000	258,344	10%	155,528	66%
Licenses	223,975	100,993	45%	123,278	-18%
Other Agencies	1,304,130	63,276	5%	51,207	24%
Service Charges	8,942,658	1,737,307	19%	1,310,624	33%
Interest/Other	1,756,151	104,719	6%	190,626	-45%
Transfers In	3,145,538	356,851	11%	274,050	30%
TOTAL REVENUES	\$ 50,511,570	\$ 2,652,221	5%	\$ 2,113,262	26%



Morgan Hill YTD General Fund Expenditures

August 31, 2022 - 17% of Year Complete

Percent of Actual to Budget



EXPENDITURE CATEGORY	BUDGET	ACTUAL PLUS ENCUMBRANCES	% OF BUDGET	PRIOR YTD PLUS ENCUMBRANCES	% CHANGE FROM PRIOR YEAR
Administration	\$ 6,720,240	\$ 1,787,836	27%	\$ 896,218	99%
Community Services	15,909,129	4,519,354	28%	3,308,078	37%
Police	21,624,684	3,745,068	17%	3,001,272	25%
Fire	8,653,847	1,919,647	22%	1,231,100	56%
Transfers Out	1,287,315	214,552	17%	221,118	-3%
TOTAL EXPENDITURES	\$ 54,195,214	\$ 12,186,459	22%	\$ 8,657,786	41%

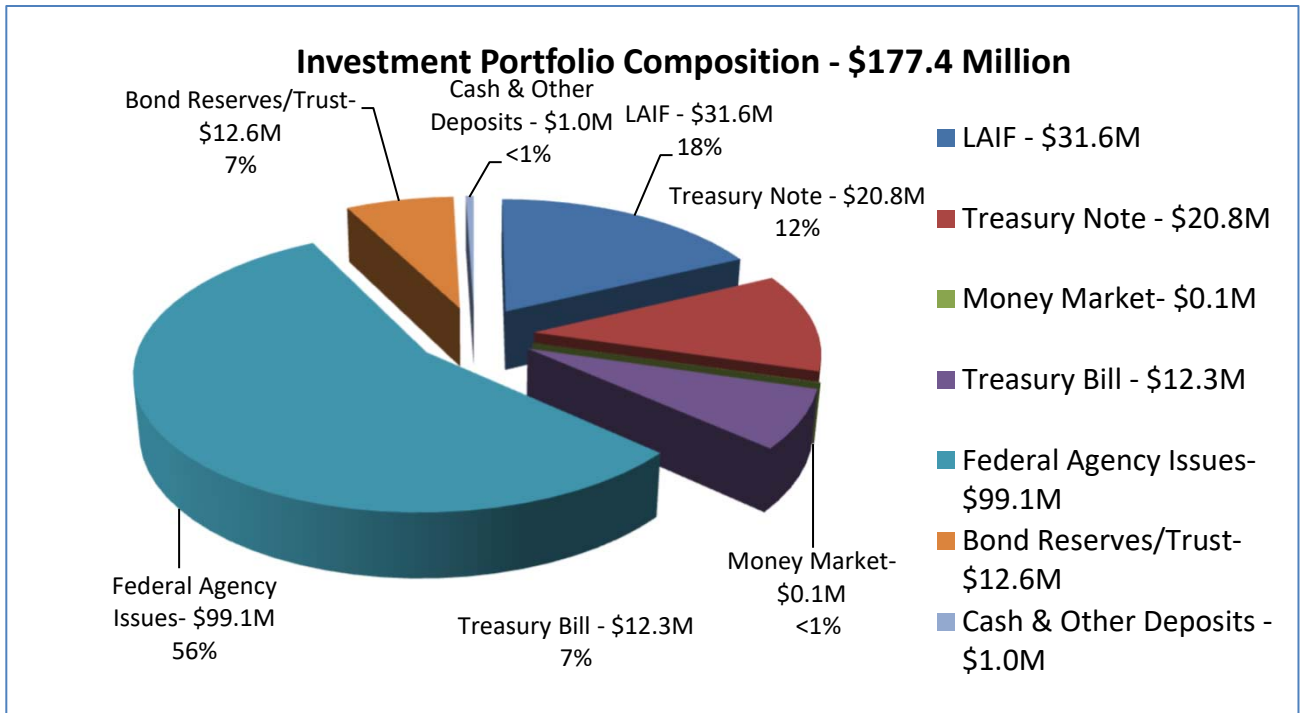


**City of Morgan Hill
Recreation Report - Fiscal Year 2022-23
For the Month Ended August 31, 2022
17% of Year Complete**

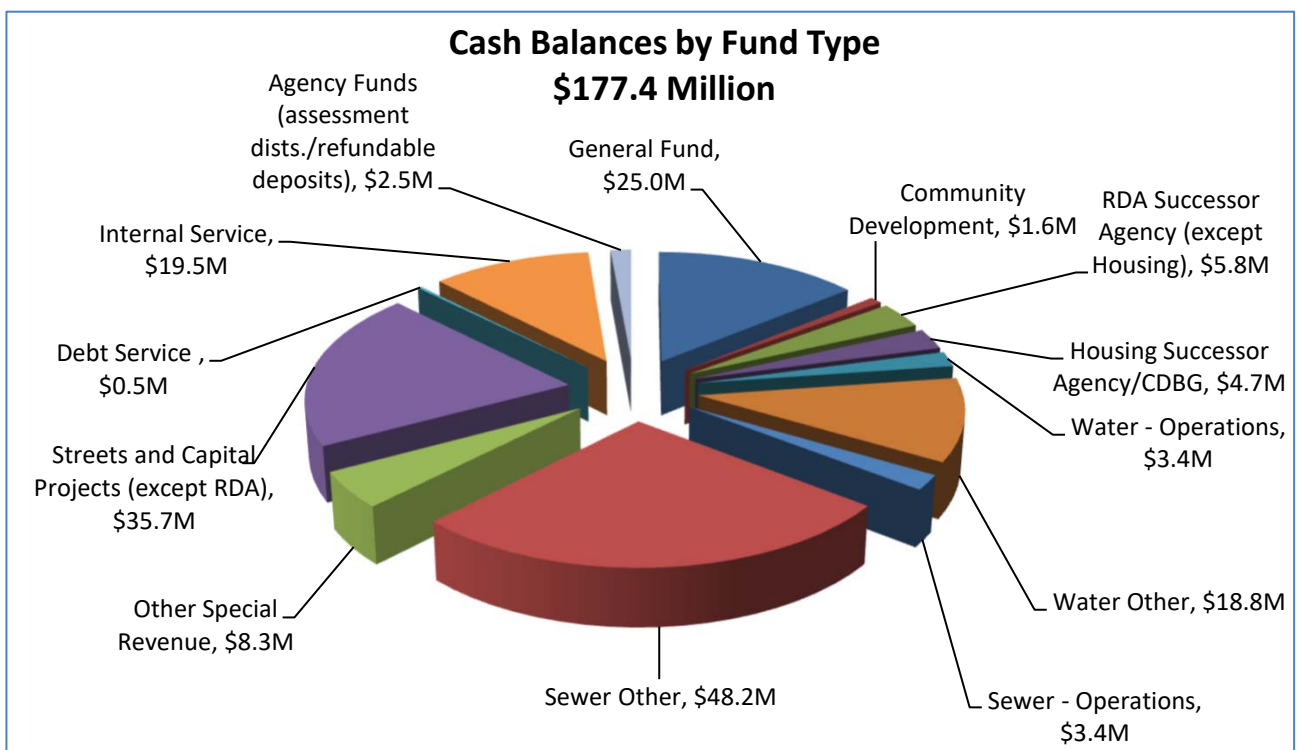
	<u>Budget</u>	<u>August 2022</u>	<u>YTD</u>	<u>% of Budget</u>
Revenues				
Membership Services & Rec Programs	\$ 5,136,869	\$ 587,798	\$ 1,082,020	
Facility Rentals	819,459	110,679	274,547	
Community Services	127,498	2,707	5,401	
Transfers in	75,000	6,250	12,500	
Total Revenues	<u>\$ 6,158,826</u>	<u>\$ 707,434</u>	<u>\$ 1,374,468</u>	22%
Less: Expenditures				
Membership & Program Services	\$ 6,772,195	\$ 735,458	\$ 1,182,654	
Facility Rentals	546,870	41,749	90,017	
Community Services	644,107	48,528	96,988	
Total Expenditures	<u>\$ 7,963,173</u>	<u>\$ 825,734</u>	<u>\$ 1,369,659</u>	17%
Net Impact without encumbrances	<u>\$ (1,804,347)</u>	<u>\$ (118,300)</u>	<u>\$ 4,809</u>	
Encumbrances	-	-	1,332,062	
Net Impact with encumbrances	<u>\$ (1,804,347)</u>	<u>\$ (118,300)</u>	<u>\$ (1,327,252)</u>	

City of Morgan Hill Monthly Investment Report - August 31, 2022

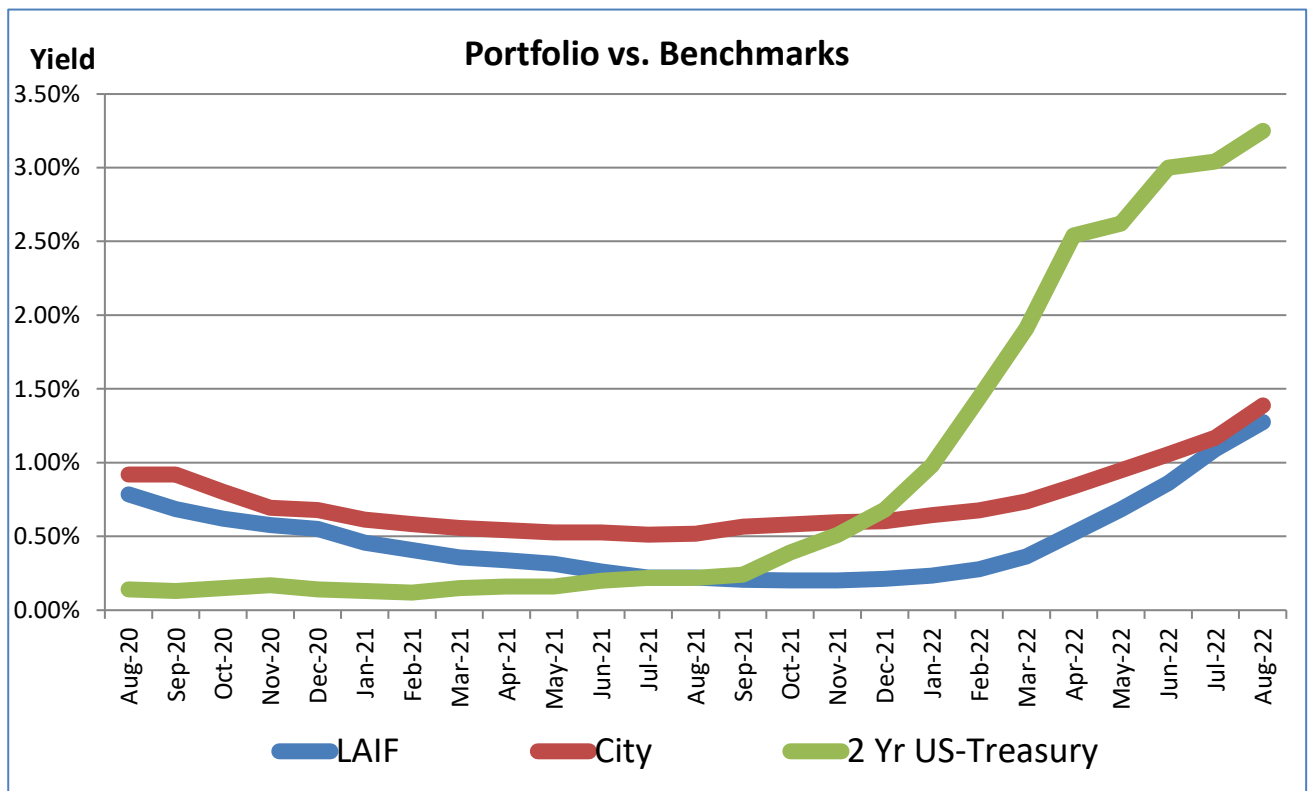
The following are the snapshots of City's investment portfolio as of August 31, 2022. The first chart shows the portfolio composition by investment type:



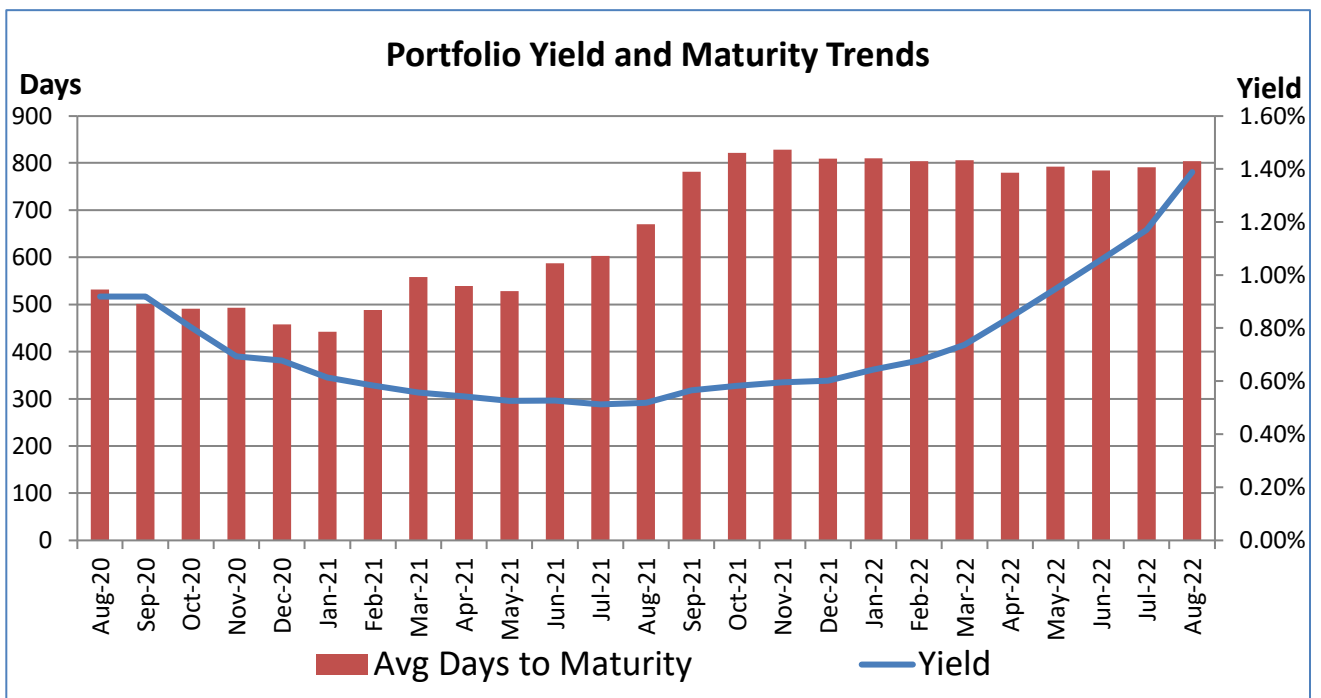
The chart below shows cash balances by fund type reconciled to City's financial system:



The following chart illustrates a yield comparison by month among the City's portfolio, LAIF and 2-Year US Treasury:



The chart below illustrates monthly average days to maturity of the City's portfolio along with the weighted average yield for the past two years:





City of Morgan Hill
Investment Portfolio Detail
As of August 31, 2022

Investment Type	Settlement Date	Book Value	% of Portfolio	Market Value	YTM at Cost	Next Call Date	Date of Maturity
L A I F		\$ 31,623,541	17.83%	\$ 31,216,401	1.28%		
City Managed							
Treasury Bill	8/17/2022	4,972,808	2.80%	4,971,350	2.56%	11/17/2022	11/17/2022
Treasury Bill	8/17/2022	2,426,422	1.37%	2,419,525	3.22%	8/10/2023	8/10/2023
Treasury Bill	8/18/2022	4,930,640	2.78%	4,925,450	3.04%	2/16/2023	2/16/2023
Treasury Note	4/30/2018	4,470,121	2.52%	4,455,180	2.73%	3/31/2023	3/31/2023
Treasury Note	10/8/2021	1,989,876	1.12%	1,806,800	1.00%	9/30/2026	9/30/2026
Treasury Note	1/4/2022	1,999,424	1.13%	1,929,380	0.77%	12/31/2023	12/31/2023
Treasury Note	1/19/2022	1,992,936	1.12%	1,929,380	1.02%	12/31/2023	12/31/2023
Treasury Note	2/11/2022	1,984,128	1.12%	1,927,740	1.44%	1/31/2024	1/31/2024
Treasury Note	3/28/2022	1,997,071	1.13%	1,960,700	2.34%	4/30/2024	4/30/2024
Treasury Note	4/12/2022	1,990,243	1.12%	1,966,560	1.97%	06/30/2023	6/30/2023
Treasury Note	6/13/2022	1,909,347	1.08%	1,888,280	3.16%	11/15/2026	11/15/2026
Treasury Note	8/17/2022	2,449,434	1.38%	2,443,650	3.04%	5/15/2023	5/15/2023
FFCB Bond	4/8/2020	2,000,000	1.13%	1,910,700	0.88%	10/8/2022	4/8/2024
FFCB Bond	5/27/2020	2,000,000	1.13%	1,843,900	0.73%	11/27/2022	5/27/2025
FHLMC Bond	6/3/2020	2,000,000	1.13%	1,875,220	0.60%	12/3/2022	12/3/2024
FHLMC Bond	10/20/2020	2,000,000	1.13%	1,814,720	0.60%	10/20/2022	10/20/2025
FHLMC Bond	10/27/2020	2,000,000	1.13%	1,815,160	0.63%	10/27/2022	10/27/2025
FHLMC Bond	11/2/2020	2,000,000	1.13%	1,921,360	0.32%	11/2/2022	11/2/2023
FFCB Bond	11/3/2020	2,000,000	1.13%	1,809,140	0.54%	11/3/2022	11/3/2025
FNMA Bond	11/18/2020	2,000,000	1.13%	1,813,660	0.65%	11/18/2022	11/18/2025
FHLMC Bond	11/24/2020	2,000,000	1.13%	1,812,220	0.64%	11/24/2022	11/24/2025
FFCB Bond	11/24/2020	1,000,000	0.56%	906,130	0.60%	11/24/2022	11/24/2025
FHLMC Bond	11/25/2020	3,000,000	1.69%	2,716,920	0.63%	11/25/2022	11/25/2025
FHLMC Bond	11/30/2020	2,000,000	1.13%	1,812,560	0.65%	11/26/2022	11/26/2025
FFCB Bond	12/22/2020	2,000,000	1.13%	1,797,960	0.47%	12/22/2022	12/22/2025
FHLB Bond	1/22/2021	2,000,000	1.13%	1,800,200	0.63%	1/22/2023	1/22/2026
FNMA Bond	1/28/2021	2,000,000	1.13%	1,797,660	0.55%	1/28/2023	1/28/2026
FHLB Bond	1/28/2021	2,000,000	1.13%	1,803,860	0.65%	1/28/2023	1/28/2026
FHLB Bond	2/24/2021	2,000,000	1.13%	1,803,640	0.75%	2/24/2023	2/24/2026
FHLB Bond	2/25/2021	2,000,000	1.13%	1,797,780	0.66%	2/25/2023	2/25/2026
FHLB Bond	2/26/2021	2,000,000	1.13%	1,797,000	0.65%	2/26/2023	2/26/2026
FHLB Bond	3/10/2021	2,000,000	1.13%	1,808,280	0.85%	9/10/2022	3/10/2026
FHLB Bond	3/16/2021	2,000,000	1.13%	1,797,800	0.70%	9/16/2022	3/16/2026
FHLB Bond	3/16/2021	2,000,000	1.13%	1,804,280	0.80%	9/16/2022	3/16/2026
FHLB Bond	6/9/2021	2,000,000	1.13%	1,812,480	1.08%	12/9/2022	6/9/2026
FHLB Bond	6/30/2021	2,000,000	1.13%	1,810,640	1.00%	12/30/2022	6/30/2026
FHLB Bond	7/15/2021	3,000,000	1.69%	2,717,130	1.13%	1/15/2023	7/15/2026
FHLB Bond	7/15/2021	2,000,000	1.13%	1,840,120	0.85%	1/15/2023	7/15/2025
FHLB Bond	8/26/2021	2,000,000	1.13%	1,783,880	0.80%	2/26/2023	8/26/2026
FHLB Bond	8/26/2021	3,000,000	1.69%	2,696,850	1.00%	2/26/2023	8/26/2026
FHLB Bond	8/26/2021	2,000,000	1.13%	1,791,020	0.90%	2/26/2023	8/26/2026
FHLB Bond	9/13/2021	2,083,339	1.17%	1,881,120	0.82%	9/11/2022	9/11/2026
FFCB Bond	9/28/2021	1,986,144	1.12%	1,795,980	0.98%	9/10/2022	9/10/2026
FHLB Bond	9/29/2021	3,000,000	1.69%	2,704,350	1.13%	9/29/2022	9/29/2026
FHLB Bond	9/30/2021	2,000,000	1.13%	1,785,740	0.88%	9/30/2022	9/30/2026
FHLB Bond	9/30/2021	3,000,000	1.69%	2,696,220	1.05%	9/30/2022	9/30/2026
FHLB Bond	9/30/2021	3,000,000	1.69%	2,692,980	1.02%	9/30/2022	9/30/2026
FHLB Bond	10/19/2021	2,000,000	1.13%	1,791,620	1.00%	10/19/2022	10/19/2026
FHLB Bond	11/18/2021	2,000,000	1.13%	1,810,560	1.30%	11/18/2022	11/18/2026
FHLB Bond	12/29/2021	2,000,000	1.13%	1,920,520	0.75%	12/29/2022	12/29/2023
FHLB Bond	1/19/2022	2,000,000	1.13%	1,843,980	1.74%	1/19/2023	1/19/2027
FHLB Bond	1/25/2022	2,000,000	1.13%	1,882,620	1.51%	1/25/2023	7/25/2025
FHLB Bond	3/10/2022	2,000,000	1.13%	1,919,940	3.48%	9/10/2022	3/10/2027
FHLB Bond	3/30/2022	3,000,000	1.69%	2,970,390	1.62%	9/30/2022	3/30/2023
FHLMC Bond	5/3/2022	1,967,757	1.11%	1,947,820	2.25%	12/26/2022	6/26/2023
FHLB Bond	5/27/2022	3,000,000	1.69%	2,975,070	1.88%	11/23/2022	2/23/2023
FHLMC Bond	6/15/2022	2,000,000	1.13%	1,986,340	3.28%	12/15/2022	12/15/2025
FHLB Bond	7/28/2022	2,000,000	1.13%	1,971,420	4.30%	1/28/2023	7/28/2027
Sub Total/Average		\$ 132,149,691	74.52%	\$ 123,712,935	1.41%		
Money Market		\$ 53,464	0.03%	\$ 53,464	2.20%		
Total City Managed/Average		\$ 163,826,697	92.38%	\$ 154,982,800	1.39%		
Bond Reserve Accounts - Held By Trustees		\$ 6,996,311	3.95%	\$ 6,996,311			
Cash/Deposits		\$ 929,194	0.52%	\$ 929,194			
PARS and CALPERS CERBT Trust		\$ 5,587,404	3.15%	\$ 6,030,261			
GRAND TOTAL/AVERAGE		\$ 177,339,605	100%	\$ 168,938,565			



CITY OF MORGAN HILL CASH AND INVESTMENT REPORT
FOR THE MONTH OF AUGUST 31, 2022
FOR THE FISCAL YEAR OF 2022-23

	Invested in Fund	Yield	Book Value End of Month	% of Total	Market Value
Investments					
State Treasurer LAIF - City	All Funds Pooled	1.28%	\$ 20,773,115	11.71%	\$ 20,505,670
2015 Wastewater Rev Bonds - CIP	Wastewater Fund	1.28%	10,850,426	6.12%	10,710,732
Federal Issues	All Funds Pooled	1.25%	99,037,240	55.85%	91,088,940
US Treasury Notes	All Funds Pooled	2.05%	20,782,581	11.72%	20,307,670
US Treasury Bills	All Funds Pooled	2.88%	12,329,870	6.95%	12,316,325
Dreyfus Treas Cash Management Acct	All Funds Pooled	2.20%	53,464	0.03%	53,464
	SUBTOTAL		\$ 163,826,697	92.38%	\$ 154,982,800
Bond Reserve Accounts - held by trustees					
Zions Bank - Civic Center/Library Facility	Debt Service	0.41%	1	0.00%	1
Blackrock Liq Fund					
Zions Bank - MH Police Facility Lease Revenue Bonds	Debt Service	0.41%	2	0.00%	2
Blackrock Liq Fund					
BNY - RDA Bonds					
Dreyfus Cash Mgmt 521	Successor Fund	0.00%	5,783,086	3.26%	5,783,086
Zions Bank - MH Ranch 2015					
Blackrock Liq Funds Fed Fund -DI -2015	Agency Fund	0.41%	615,555	0.35%	615,555
Zions Bank - Madrone Bus Park Taxable/ Tax Exempt 2015					
Blackrock Liquidity Temp Fund-2015	Agency Fund	0.41%	597,667	0.34%	597,667
	SUBTOTAL		6,996,311	3.95%	6,996,311
Other Cash/Deposits					
General Checking	All Funds		892,082	0.50%	892,082
Workers' Comp Administrators	Workers' Comp		30,000	0.02%	30,000
Petty Cash & Emergency Cash	General Fund		7,112	0.00%	7,112
CALPERS CERBT - OPEB Trust			3,887,404	2.19%	4,158,695
PARS - PENSION Trust			1,700,000	0.96%	1,871,566 **
	SUBTOTAL		6,516,598	3.67%	6,959,454
Total Cash and Investments			\$ 177,339,605	100.00%	\$ 168,938,565

** As of 7/31/2022

CASH ACTIVITY SUMMARY
FY 2022-23

Fund Type	07/1/21 Balance	Change in Cash Balance	8/31/2022 Balance
General Fund	\$ 19,007,873	\$ 6,003,221	\$ 25,011,094
Community Development	1,077,499	489,474	1,566,973
RDA Successor Agency (except Housing)	508,427	5,281,899	5,790,326
Housing Successor Agency/ CDBG	4,307,419	347,595	4,655,015
Water - Operations	2,573,349	794,490	3,367,839
Water Other	15,405,786	3,426,276	18,832,062
Sewer - Operations	1,593,140	1,809,049	3,402,189
Sewer Other	57,221,072	(9,016,069)	48,205,003
Other Special Revenue	7,425,644	921,692	8,347,337
Streets and Capital Projects (except RDA)	37,931,830	(2,191,048)	35,740,782
Debt Service	337,123	115,346	452,470
Internal Service	19,378,242	86,593	19,464,836
Agency Funds (assessment dists./refundable deposits)	3,356,940	(853,260)	2,503,680
Total	\$ 170,124,346	\$ 7,215,259	\$ 177,339,605

Note: See Investment Portfolio Detail for maturities of "Investments." Market values are obtained from the City's investment brokers' monthly reports.

I certify the information on the investment reports on pages has been reconciled to the general ledger and bank statements and that there are sufficient funds to meet the expenditure requirements of the City for the next six months. The portfolio is in compliance with the City of Morgan Hill investment policy and all State laws and regulations.

Prepared by:

Gina Nazareno, Senior Accountant

Approved by:

Reviewed by:

Dat Nguyen, Finance Director

Caitlin Jachimowicz, Treasurer



City of Morgan Hill
Year to Date Revenues - Fiscal Year 2022-23
For The Month Ended August 31, 2022
17% of Year Complete

FUND REVENUE SOURCE	ADOPTED BUDGET	AMENDED BUDGET	CURRENT YTD ACTUAL	% OF BUDGET	PRIOR YTD	INCR (DECR) FROM PRIOR YTD	% CHANGE
010 GENERAL FUND							
<u>TAXES</u>							
Property Tax - Secured/Unsecured	\$ 14,753,873	14,753,873		n/a	\$ -	\$ -	n/a
Property Tax - RPTTF Residual Distribution	2,429,832	2,429,832	-	n/a	-	-	n/a
Property Tax - Supplemental Roll	200,000	200,000	30,732	15%	10,278	20,454	199%
Sales Tax	11,950,308	11,950,308	-	n/a	(2,330)	2,330	-100%
Public Safety Sales Tax	445,105	445,105	-	n/a	-	-	n/a
Transient Occupancy Taxes	2,600,000	2,600,000	258,344	10%	155,528	102,816	66%
Franchise (Refuse ,Cable ,PG&E)	2,760,000	2,760,000	-	n/a	-	-	n/a
Property Transfer Tax	500,000	500,000	45,144	9%	82,086	(36,942)	-45%
TOTAL TAXES	35,639,118	35,639,118	334,220	1%	245,563	88,656	36%
<u>LICENSES/PERMITS</u>							
Business License	170,000	170,000	98,030	58%	119,915	(21,885)	-18%
Other Permits	53,975	53,975	2,963	5%	3,363	(400)	-12%
TOTAL LICENSES/PERMITS	223,975	223,975	100,993	45%	123,278	(22,285)	-18%
<u>FINES AND PENALTIES</u>							
Parking Enforcement	2,932	2,932	808	28%	192	616	321%
Bails & Fines	46,480	46,480	166	0%	-	166	n/a
Administrative Citations	20,000	20,000	643	3%	2,382	(1,740)	-73%
TOTAL FINES AND PENALTIES	69,412	69,412	1,616	2%	2,574	(958)	-37%
<u>OTHER AGENCIES</u>							
Motor Vehicle in-Lieu	40,000	40,000	-	n/a	-	-	n/a
Other Revenue - Other Agencies	1,304,130	1,304,130	63,276	5%	51,207	12,069	24%
TOTAL OTHER AGENCIES	1,344,130	1,344,130	63,276	5%	51,207	12,069	24%
<u>CHARGES CURRENT SERVICES</u>							
Police False Alarm Charge	32,280	32,280	2,916	9%	2,411	505	21%
Business License Application Review	53,000	53,000	4,729	9%	3,829	900	24%
Membership Services & Rec Programs	5,136,869	5,136,869	1,082,020	21%	843,727	238,293	28%
Facility Rentals	819,459	819,459	274,547	34%	83,125	191,422	230%
Community Services	127,498	127,498	5,401	4%	35,445	(30,043)	-85%
General Administration Overhead	1,775,408	1,775,408	295,901	17%	305,384	(9,483)	-3%
Other Charges Current Services	998,144	998,144	71,793	7%	36,703	35,090	96%
TOTAL CURRENT SERVICES	8,942,658	8,942,658	1,737,307	19%	1,310,624	426,684	33%
<u>OTHER REVENUE</u>							
Use of money/property	774,829	774,829	34,724	4%	87,454	(52,731)	-60%
Other Revenues	371,910	371,910	23,235	6%	18,512	4,723	26%
TOTAL OTHER REVENUE	1,146,739	1,146,739	57,959	5%	105,966	(48,007)	-45%
<u>TRANSFERS IN</u>							
One Time Transfer	180,000	180,000	30,000	17%	17,500	12,500	71%
Public Safety Facilities Fund	50,000	50,000	8,333	17%	16,664	(8,331)	-50%
Supplemental Law Enforcement Fund	100,000	100,000	-	n/a	-	-	n/a
Countywide Solid Waste	355,000	355,000	59,167	17%	-	59,167	n/a
Streets	904,438	904,438	-	n/a	-	-	n/a
Park Maintenance	650,000	650,000	108,334	17%	108,334	-	n/a
Sewer Operations	375,000	375,000	62,500	17%	59,526	2,974	5%
Water Operations	375,000	375,000	62,500	17%	59,526	2,974	5%
Open Space	81,100	81,100	13,517	17%	-	13,517	n/a
Park Development	75,000	75,000	12,500	17%	12,500	-	n/a
TOTAL TRANSFERS IN	3,145,538	3,145,538	356,851	11%	274,050	82,801	30%
TOTAL GENERAL FUND	50,511,570	50,511,570	2,652,221	5%	2,113,262	538,959	26%
SPECIAL REVENUE FUNDS							
<u>202 STREET MAINTENANCE</u>							
Gas Tax 2105 - 2107.5	909,478	909,478	71,237	8%	75,888	(4,651)	-6%
Interest / Other Revenue/Other Charges	58	58	230	396%	29	201	697%
202 STREET MAINTENANCE	909,536	909,536	71,466	8%	75,917	(4,451)	-6%



City of Morgan Hill
Year to Date Revenues - Fiscal Year 2022-23
For The Month Ended August 31, 2022
17% of Year Complete

FUND REVENUE SOURCE	ADOPTED BUDGET	AMENDED BUDGET	CURRENT YTD ACTUAL	% OF BUDGET	PRIOR YTD	INCR (DECR) FROM PRIOR YTD	% CHANGE
SPECIAL REVENUE FUNDS							
205 SUPPLEMENTAL LAW ENFORCEMENT FUND							
Interest Income	1,438	1,438	139	10%	71	68	96%
Police Grant/SLEF/JAG	100,000	100,000	-	n/a	-	-	n/a
205 SUPPLEMENTAL LAW ENFORCEMENT FUND	101,438	101,438	139	0%	71	68	96%
206 DEVELOPMENT SERVICES							
Building Fees	3,433,600	3,433,600	902,192	26%	541,936	360,255	66%
Planning Fees	1,259,167	1,259,167	109,894	9%	141,350	(31,456)	-22%
Engineering Fees	1,142,289	1,142,289	86,485	8%	144,179	(57,694)	-40%
Other Revenue/Current Charges	346,181	346,181	50,170	14%	38,651	11,518	30%
206 DEVELOPMENT SERVICES	6,181,237	6,181,237	1,148,740	19%	866,116	282,624	33%
207 LONG RANGE PLANNING	995,882	995,882	166,718	17%	128,718	37,999	30%
215 and 216 HCD BLOCK GRANT							
Interest Income/Other Revenue	244	244	36	15%	24	13	53%
215 and 216 HCD BLOCK GRANT	244	244	36	15%	24	13	53%
225 ASSET SEIZURE	979	979	72	7%	52	20	38%
229 LIGHTING AND LANDSCAPE	199,916	199,916	101	0%	60	41	68%
230 COMMUNITY FACILITIES DISTRICT	37,591	37,591	72	0%	49	22	46%
232 ENVIRONMENTAL PROGRAMS	553,277	553,277	89,834	16%	86,400	3,433	4%
234 MOBILE HOME PARK RENT STAB.	441	441	39	9%	23	16	71%
235 SENIOR HOUSING	1,787	1,787	131	7%	85	45	53%
236 HOUSING MITIGATION	1,571,677	1,571,677	74,731	5%	367,784	(293,052)	-80%
237 BEGIN	2,369	2,369	38,188	1612%	96	38,091	39526%
238 CAL HOMES	2	2	45	2260%	30	16	53%
240 EMPLOYEE ASSISTANCE	20,673	20,673	1,387	7%	2,274	(887)	-39%
246 COUNTYWIDE SOLID WASTE	1,628,603	1,628,603	-	n/a	-	-	n/a
247 ENVIRONMENTAL REMEDIATION	1,023	1,023	77	8%	49	28	56%
255 HOUSING SUCCESSOR AGENCY	233,641	233,641	180,846	77%	85,869	94,977	111%
260 PUBLIC ART	501	501	-	n/a	-	-	n/a
TOTAL SPECIAL REVENUE FUNDS	12,440,818	12,440,818	1,772,620	14%	1,613,617	159,003	10%
CAPITAL PROJECTS FUNDS							
301 PARK DEVELOPMENT	1,369,271	1,369,271	65,650	5%	193,464	(127,814)	-66%
302 PARK MAINTENANCE	60,773	60,773	2,708	4%	3,003	(295)	-10%
303 LOCAL DRAINAGE	374,484	374,484	7,110	2%	135,411	(128,301)	-95%
304 LOCAL DRAINAGE/NON AB1600	29,166	29,166	796	3%	2,513	(1,717)	-68%
306 AGRICULTURE & OPEN SPACE PRESERVATION	5,058	5,058	19,347	383%	39,458	(20,111)	-51%
308 STREET CIP	4,702,650	4,702,650	287,366	6%	215,359	72,007	33%
309 TRAFFIC IMPACT	5,019,799	5,019,799	30,861	1%	259,992	(229,130)	-88%
315 PUBLIC SAFETY FACILITIES IMPACT	6,221,575	6,221,575	23,437	0%	65,146	(41,710)	-64%
346 PUBLIC FACILITIES NON-AB1600	1,165,537	1,165,537	1,674	0%	33,404	(31,730)	-95%
347 PUBLIC FACILITIES IMPACT	138,168	138,168	6,657	5%	18,376	(11,719)	-64%
348 LIBRARY	480,582	480,582	24,222	5%	84,133	(59,912)	-71%
350 UNDERGROUNDING	29,592	29,592	935	3%	362,602	(361,667)	-100%
355 SCHOOL PEDESTRIAN/TRAFFIC SAFETY	482,291	482,291	-	n/a	29,717	(29,717)	-100%
360 COMMUNITY/REC IMPACT FUND	1,335,488	1,335,488	44,016	3%	128,660	(84,644)	-66%
375 QUIMBY FEE	653,451	653,451	447	0%	-	447	n/a
TOTAL CAPITAL PROJECTS FUNDS	22,067,885	22,067,885	515,226	2%	1,571,238	(1,056,012)	-67%
DEBT SERVICE FUNDS							
420 CIVIC CENTER DEBT	292,184	292,184	48,807	17%	50,895	(2,088)	-4%
441 POLICE FACILITY BOND	387,490	387,490	64,692	17%	64,108	584	1%
TOTAL DEBT SERVICE FUNDS	679,674	679,674	113,499	17%	115,004	(1,505)	-1%



City of Morgan Hill
Year to Date Revenues - Fiscal Year 2022-23
For The Month Ended August 31, 2022
17% of Year Complete

FUND REVENUE SOURCE	ADOPTED BUDGET	AMENDED BUDGET	CURRENT YTD ACTUAL	% OF BUDGET	PRIOR YTD	INCR (DECR) FROM PRIOR YTD	% CHANGE
ENTERPRISE FUNDS							
640 SEWER OPERATION							
Sewer Service Fees	14,400,000	14,400,000	1,250,590	9%	1,203,827	46,763	4%
Interest Income/Transfers	38,548	38,548	2,017	5%	880	1,138	129%
Other Revenue/Current Charges	319,809	319,809	27,121	8%	22,944	4,177	18%
640 SEWER OPERATION	14,758,357	14,758,357	1,279,728	9%	1,227,651	52,078	4%
641 SEWER EXPANSION							
Interest Income	64,455	64,455	11,989	19%	9,007	2,982	33%
Development Impact Fee	4,336,657	4,336,657	200,693	5%	688,718	(488,025)	-71%
Transfer From-643 (Sewer Replacement)	13,310,782	13,310,782	2,218,464	17%	-	2,218,464	n/a
641 SEWER EXPANSION	17,711,894	17,711,894	2,431,146	14%	697,725	1,733,421	248%
642 SEWER RATE STABILIZATION	50,000	50,000	9,917	20%	25,983	(16,066)	-62%
643 SEWER-CAPITAL PROJECT	6,710,456	6,710,456	1,091,768	16%	776,711	315,056	41%
TOTAL SEWER FUNDS	39,230,707	39,230,707	4,812,559	12%	2,728,069	2,084,489	76%
650 WATER OPERATION							
Water Sales	16,400,000	16,400,000	1,600,771	10%	1,434,021	166,749	12%
Meter Install & Service	50,000	50,000	2,134	4%	5,377	(3,243)	-60%
Transfers-In / Interest Income	580,372	580,372	93,670	16%	53,611	40,058	75%
Other Revenue/Current Charges	614,770	614,770	102,907	17%	152,057	(49,150)	-32%
650 WATER OPERATION	17,645,142	17,645,142	1,799,481	10%	1,645,067	154,415	9%
651 WATER EXPANSION							
Interest Income/Other Revenue/Transfer	21,044	21,044	1,686	8%	1,266	421	33%
Development Impact Fee	918,214	918,214	51,359	6%	127,481	(76,122)	-60%
651 WATER EXPANSION	939,258	939,258	53,045	6%	128,747	(75,701)	-59%
652 Water Rate Stabilization	-	-	1,829	n/a	21,987	(20,158)	-92%
653 Water Capital Project	5,128,809	5,128,809	847,181	17%	841,704	5,477	1%
TOTAL WATER FUNDS	23,713,209	23,713,209	2,701,538	11%	2,637,505	64,033	2%
TOTAL ENTERPRISE FUNDS	62,943,916	62,943,916	7,514,096	12%	5,365,574	2,148,522	40%
INTERNAL SERVICE FUNDS							
730 INFORMATION SYSTEMS	2,233,768	2,233,768	373,301	17%	375,735	(2,434)	-1%
740 BUILDING MAINTENANCE	1,655,704	1,655,704	275,958	17%	188,461	87,497	46%
741 BUILDING REPLACEMENT	836,114	836,114	136,987	16%	115,765	21,222	18%
745 CIP ADMINISTRATION	1,977,307	1,977,307	-	n/a	-	-	n/a
760 UNEMPLOYMENT INSURANCE	2,317	2,317	171	7%	120	50	42%
770 WORKERS COMPENSATION	719,150	719,150	159,121	22%	112,814	46,307	41%
790 EQUIPMENT REPLACEMENT	1,259,595	1,259,595	179,515	14%	170,405	9,110	5%
791 EMPLOYEE BENEFITS	813,718	813,718	134,420	17%	101,258	33,162	33%
795 GENERAL LIABILITY INSURANCE	1,981,019	1,981,019	330,097	17%	286,344	43,753	15%
TOTAL INTERNAL SERVICE FUNDS	11,478,692	11,478,692	1,589,570	14%	1,350,902	238,668	18%
TOTAL FOR ALL FUNDS	\$ 160,122,555	\$ 160,122,555	\$ 14,157,233	9%	\$ 12,129,597	\$ 2,027,636	17%



City of Morgan Hill
Year to Date Expenses - Fiscal Year 2022-23
For the Month Ended Aug 31, 2022
17% of Year Complete

FUND NO.	FUND/ACTIVITY	CURRENT MONTH ACTUAL EXPENSES	AMENDED BUDGET	YTD EXPENSES	OUTSTANDING ENCUMBRANCE	TOTAL ALLOCATED	PERCENT OF TOTAL TO BUDGET	PRIOR YTD
010 GENERAL FUND								
I. ADMINISTRATION								
	CITY COUNCIL	\$ 12,266	\$ 430,915	\$ 83,435	\$ -	\$ 83,435	19%	\$ 62,909
	CITY ATTORNEY	67,826	1,081,769	141,467	159,970	301,437	28%	95,421
	CITY MANAGER	53,487	854,800	106,326	43,515	149,841	18%	97,246
	HUMAN RESOURCES	59,795	847,361	155,736	-	155,736	18%	94,622
	COUNCIL SVCS & RECORDS MGMT							
	Council Svcs & Records Mgmt	36,995	595,414	105,488	4,800	110,288	19%	92,194
	Elections	-	357,836	-	-	-	n/a	3,613
	COUNCIL SVCS & RECORDS MGMT	36,995	953,250	105,488	4,800	110,288	12%	95,807
	FINANCE	142,199	2,552,145	315,782	671,317	987,099	39%	250,519
	TOTAL ADMINISTRATION	372,568	6,720,240	908,235	879,602	1,787,836	27%	696,523
II. COMMUNITY SERVICES								
	Membership Services & Rec. Programs	735,458	6,772,195	1,182,654	1,243,907	2,426,561	36%	1,000,462
	Recreation Facility Rentals	41,749	546,870	90,017	53,980	143,997	26%	78,151
	Innovative Transit	11,178	887,471	41,310	786,175	827,485	93%	-
	Community Services	48,528	644,107	96,988	34,175	131,162	20%	64,650
	Park Maintenance	80,498	1,495,918	159,571	45,233	204,804	14%	118,565
	Environmental Services	20,190	390,733	37,816	-	37,816	10%	32,291
	Countywide Solid Waste Program	27,786	354,416	62,365	-	62,365	18%	10,956
	Street Maintenance	171,019	2,710,389	296,279	49,874	346,153	13%	245,676
	Downtown Maintenance	15,864	325,886	23,543	32,350	55,893	17%	51,439
	Cable Television	1,479	74,758	3,139	-	3,139	4%	5,100
	COMMUNITY SERVICES	1,153,750	14,202,742	1,993,683	2,245,694	4,239,376	30%	1,607,290
	CODE COMPLIANCE	14,083	319,550	32,047	-	32,047	10%	25,401
	INFRASTRUCTURE PLANNING & CONGESTION MGMT	24,204	491,888	55,632	12,000	67,632	14%	44,769
	ECONOMIC DEVELOPMENT PROGRAMS	66,633	894,948	147,505	32,793	180,298	20%	91,642
	TOTAL COMMUNITY SERVICES	1,258,670	15,909,129	2,228,868	2,290,487	4,519,354	28%	1,769,102
III. PUBLIC SAFETY								
	POLICE							
	PD Administration	186,274	1,676,697	330,855	43,854	374,708	22%	213,855
	Field Operations	766,246	10,891,376	1,676,574	54,493	1,731,066	16%	1,368,646
	Support Services	263,897	2,805,374	508,615	-	508,615	18%	438,779
	Emergency Services/Haz Mat	15,580	234,368	36,719	-	36,719	16%	27,234
	Special Operations	346,406	3,900,732	733,561	-	733,561	19%	451,139
	Dispatch Services	151,247	2,116,137	360,399	-	360,399	17%	254,370
	POLICE	1,729,652	21,624,684	3,646,722	98,346	3,745,068	17%	2,754,022
	FIRE	619,597	8,653,847	1,551,503	368,144	1,919,647	22%	1,230,525
	TOTAL PUBLIC SAFETY	2,349,249	30,278,531	5,198,225	466,490	5,664,715	19%	3,984,547
IV. TRANSFERS								
	Other	107,276	1,287,315	214,552	-	214,552	17%	221,118
	TOTAL TRANSFERS	107,276	1,287,315	214,552	-	214,552	17%	221,118
	TOTAL GENERAL FUND	4,087,763	54,195,214	8,549,880	3,636,579	12,186,459	22%	6,671,290



City of Morgan Hill
Year to Date Expenses - Fiscal Year 2022-23
For the Month Ended Aug 31, 2022
17% of Year Complete

FUND NO.	FUND/ACTIVITY	CURRENT MONTH ACTUAL EXPENSES	AMENDED BUDGET	YTD EXPENSES	OUTSTANDING ENCUMBRANCE	TOTAL ALLOCATED	PERCENT OF TOTAL TO BUDGET	PRIOR YTD
SPECIAL REVENUE FUNDS								
202	STREET MAINTENANCE	420	909,478	840	-	840	0%	722
205	PUBLIC SAFETY/SUPP.LAW	104	101,252	209	-	209	0%	1,208
206	DEVELOPMENT SERVICES FUND							
	Planning	122,322	1,772,972	278,606	1,489	280,095	16%	276,732
	Building	164,167	2,452,139	375,824	69,326	445,149	18%	314,633
	Engineering	109,933	1,907,855	247,226	317,212	564,438	30%	167,983
206	DEVELOPMENT SERVICES FUND	396,422	6,132,966	901,655	388,027	1,289,683	21%	759,348
207	LONG RANGE PLANNING	72,451	936,040	149,805	46,115	195,920	21%	83,627
215/216	CDBG	7	81	13	-	13	17%	916
225	ASSET SEIZURE	63	759	127	-	127	17%	-
229	LIGHTING AND LANDSCAPE	8,934	224,538	15,956	12,293	28,248	13%	14,759
230	COMMUNITY FACILITIES DISTRICT	2,182	39,852	4,962	-	4,962	12%	3,661
232	ENVIRONMENT PROGRAMS	29,838	525,533	76,698	9,000	85,698	16%	61,670
234	MOBILE HOME PARK	73	881	147	-	147	17%	74
236	HOUSING MITIGATION	62,751	1,890,588	127,547	147,203	274,750	15%	95,630
237	BEGIN	35,806	9,673	36,612	-	36,612	378%	-
240	EMPLOYEE ASSISTANCE	3,597	20,919	3,673	-	3,673	18%	172
246	COUNTYWIDE SOLID WASTE PROGRAM	55,726	1,842,223	164,075	1,154,000	1,318,075	72%	85,416
255	HOUSING SUCCESSOR AGENCY	90,693	1,143,490	239,135	412,500	651,635	57%	208,338
260	PUBLIC ART	533	17,000	533	-	533	3%	3,750
TOTAL SPECIAL REVENUE FUNDS		759,602	13,795,273	1,721,988	2,169,138	3,891,126	28%	1,319,292
CAPITAL PROJECT FUNDS								
301	PARK DEVELOPMENT	15,924	2,610,959	26,726	613,729	640,455	25%	208,414
302	PARK MAINTENANCE	54,342	650,000	109,383	-	109,383	17%	109,623
303	LOCAL DRAINAGE	2,672	8,221,231	5,343	211,561	216,905	3%	5,008
304	LOCAL DRAIN. NON-AB1600	244	181,113	488	19,889	20,377	11%	480
306	AGRICULTURE & OPEN SPACE PRESERVATI	10,488	275,854	20,976	-	20,976	8%	4,498
308	STREET CIP	1,772,415	5,084,404	1,780,991	2,954,716	4,735,707	93%	31,997
309	TRAFFIC IMPACT	791,895	9,301,872	802,691	5,088,616	5,891,307	63%	1,785,626
315	PUBLIC SAFETY FACILITIES IMPACT	56,766	9,956,026	78,564	619,963	698,526	7%	39,196
346	PUBLIC FAC.NON AB1600	371	2,404,515	741	6,066	6,808	0%	36,038
347	PUBLIC FACILITIES IMPACT	2,429	279,154	4,859	-	4,859	2%	4,554
348	LIBRARY IMPACT	18,576	222,916	37,153	-	37,153	17%	36,118
350	UNDERGROUNDING	95	1,056,441	190	-	190	0%	190
355	SCHOOL PEDESTRIAN & TRAFFIC SAFETY	1,697	443,838	3,395	1,350	4,745	1%	422,633
360	COMM/REC CENTER IMPACT	2,289	1,466,276	3,581	1,061,050	1,064,631	73%	2,238
375	QUIMBY FEE	62,975	1,434,865	62,975	3,000	65,975	5%	-
TOTAL CAPITAL PROJECTS FUNDS		2,793,177	43,589,465	2,938,056	10,579,940	13,517,997	31%	2,686,613
DEBT SERVICE FUNDS								
420	CIVIC CENTER DEBT	262	292,184	524	-	524	0%	1,772
441	POLICE FACILITY BOND DEBT	347	387,490	694	-	694	0%	676
TOTAL DEBT SERVICE FUNDS		609	679,674	1,219	-	1,219	0%	2,448



City of Morgan Hill
Year to Date Expenses - Fiscal Year 2022-23
For the Month Ended Aug 31, 2022
17% of Year Complete

FUND NO.	FUND/ACTIVITY	CURRENT MONTH ACTUAL EXPENSES	AMENDED BUDGET	YTD EXPENSES	OUTSTANDING ENCUMBRANCE	TOTAL ALLOCATED	PERCENT OF TOTAL TO BUDGET	PRIOR YTD
ENTERPRISE FUNDS								
SEWER								
640	SEWER OPERATIONS	873,776	16,300,411	1,801,455	144,019	1,945,474	12%	2,185,603
641	SEWER CAPITAL EXPANSION	1,183,369	23,292,409	2,366,318	1,003,435	3,369,753	14%	54,344
642	SEWER RATE STABILIZATION	151	1,818	303	-	303	17%	190
643	SEWER-CAPITAL PROJECTS	10,539	23,494,295	34,926	1,206,747	1,241,673	5%	382,015
TOTAL SEWER FUND(S)		2,067,836	63,088,933	4,203,002	2,354,201	6,557,203	10%	2,622,152
WATER								
	Water Operations	944,040	16,045,940	1,807,870	882,674	2,690,543	17%	1,801,980
	Utility Billing	63,993	1,122,979	132,465	-	132,465	12%	138,468
	Water Conservation	12,378	439,985	27,472	42,896	70,368	16%	13,760
650	WATER OPERATIONS	1,020,412	17,608,904	1,967,806	925,570	2,893,376	16%	1,954,208
651	WATER CAPITAL EXPANSION	60,883	893,125	118,626	30,412	149,039	17%	121,994
652	WATER RATE STABILIZATION	113	1,362	227	-	227	17%	62
653	WATER-CAPITAL PROJECTS	18,118	5,617,611	19,330	275,844	295,174	5%	4,064
TOTAL WATER FUND(S)		1,099,527	24,121,001	2,105,990	1,231,826	3,337,815	14%	2,080,328
TOTAL ENTERPRISE FUNDS		3,167,363	87,209,934	6,308,992	3,586,026	9,895,018	11%	4,702,479
INTERNAL SERVICE FUNDS								
730	INFORMATION SYSTEMS	106,087	2,518,930	279,102	69,140	348,242	14%	264,317
740	BUILDING MAINTENANCE	104,458	1,668,218	186,684	41,753	228,438	14%	152,468
741	BUILDING REPLACEMENT	51,577	1,611,451	62,996	25,823	88,819	6%	-
745	CIP ADMINISTRATION	132,625	1,982,153	305,798	17,213	323,010	16%	254,432
760	UNEMPLOYMENT	-	15,000	-	-	-	n/a	-
770	WORKERS COMPENSATION	490,712	1,106,358	487,955	-	487,955	44%	503,741
790	EQUIPMENT REPLACEMENT	-	1,055,964	165,549	340,357	505,905	48%	63,236
791	EMPLOYEE BENEFITS FUND	63,822	700,000	147,812	-	147,812	21%	28,355
795	GEN. LIABILITY INSURANCE	43,360	1,893,436	1,577,006	4,650	1,581,656	84%	1,440,716
TOTAL INTERNAL SERVICE FUNDS		992,641	12,551,510	3,212,901	498,936	3,711,837	30%	2,707,266
REPORT TOTAL		\$ 11,801,156	\$ 212,021,070	\$ 22,733,037	\$ 20,470,619	\$ 43,203,656	20%	\$ 18,089,387

		 City of Morgan Hill Fund Activity Summary - Fiscal Year 2022-23 For The Month Ended August 31, 2022 17% of Year Complete							
Fund No.	Fund	Un-audited Fund Balance 06-30-22	Revenues		Expenses		Year to-Date Deficit or Carryover	Ending Fund Balance	
			YTD Actual	% of Budget	YTD Actual	% of Budget		Reserved ¹	Unreserved
010	GENERAL FUND	\$ 30,942,217	\$ 2,652,221	5%	\$ 8,549,880	16%	\$ (5,897,659)	\$ 3,636,579	\$ 21,407,979
TOTAL GENERAL FUND		\$ 30,942,217	\$ 2,652,221	5%	\$ 8,549,880	16%	\$ (5,897,659)	\$ 3,636,579	\$ 21,407,979
202	STREET MAINTENANCE	219	\$ 71,466	8%	\$ 840	15%	\$ 70,626	\$ -	\$ 70,846
205	PUBLIC SAFETY/SUPPL. LAW	251,048	139	0%	209	13%	(70)	-	250,978
206	DEVELOPMENT SERVICES	(268,523)	1,148,740	19%	901,655	15%	247,085	388,027	(409,466)
207	LONG RANGE PLANNING	1,413,536	166,718	17%	149,805	16%	16,912	46,115	1,384,333
215 / 216	CDBG	29,749	36	15%	13	17%	23	-	29,772
225	ASSET SEIZURE	129,752	72	7%	127	n/a	(55)	-	129,698
229	LIGHTING AND LANDSCAPE	200,211	101	0%	15,956	7%	(15,855)	12,293	172,063
230	COMMUNITY FACILITIES DISTRICT	132,641	72	0%	4,962	12%	(4,891)	-	127,751
232	ENVIRONMENTAL PROGRAMS	256,609	89,834	16%	76,698	15%	13,135	9,000	260,744
234	MOBILE HOME PK RENT STAB.	66,501	39	9%	147	17%	(108)	-	66,392
235	SENIOR HOUSING	235,851	131	7%	-	n/a	131	-	235,982
236	HOUSING MITIGATION	5,198,552	74,731	5%	127,547	7%	(52,816)	147,203	4,998,533
237	BEGIN	458,666	38,188	1612%	36,612	378%	1,575	-	460,242
238	CAL HOMES	713	45	2260%	-	n/a	45	-	759
240	EMPLOYEE ASSISTANCE	62,506	1,387	7%	3,673	18%	(2,286)	-	60,219
246	COUNTYWIDE SOLID WASTE	129,936	-	8%	164,075	9%	(164,075)	1,154,000	(1,188,139)
247	ENVIRONMENT REMEDIATION	138,984	77	8%	-	n/a	77	-	139,061
255	HOUSING SUCCESSOR AGENCY	3,642,513	180,846	77%	239,135	21%	(58,289)	412,500	3,171,724
260	PUBLIC ART	67,129	-	n/a	533	-	(533)	-	66,596
TOTAL SPECIAL REVENUE FUNDS		\$ 12,146,594	\$ 1,772,620	14%	\$ 1,721,988	12%	\$ 50,632	\$ 2,169,138	\$ 10,028,088
301	PARK DEV. IMPACT FUND	\$ (806,089)	\$ 65,650	5%	\$ 26,726	1%	\$ 38,924	\$ 613,729	\$ (1,380,894)
302	PARK MAINTENANCE	2,689,798	2,708	4%	109,383	17%	(106,675)	-	2,583,123
303	LOCAL DRAINAGE	12,158,760	7,110	2%	5,343	0%	1,767	211,561	11,948,965
304	LOCAL DRAINAGE/NON-AB1600	1,412,884	796	3%	488	0%	308	19,889	1,393,303
306	AGRICULTURE AND OPEN SPACE PRESERV	591,190	19,347	383%	20,976	8%	(1,629)	-	589,561
308	STREET CIP	5,949,841	287,366	6%	1,780,991	35%	(1,493,625)	2,954,716	1,501,499
309	TRAFFIC IMPACT FUND	1,022,903	30,861	1%	802,691	9%	(771,830)	5,088,616	(4,837,542)
315	PUBLIC SAFETY FACILITIES IMPACT	3,378,984	23,437	0%	78,564	1%	(55,127)	619,963	2,703,894
346	PUBLIC FACILITIES NON-AB1600	3,269,232	1,674	0%	741	0%	933	6,066	3,264,098
347	PUBLIC FACILITIES IMPACT FUND	1,062,044	6,657	5%	4,859	2%	1,798	-	1,063,842
348	LIBRARY IMPACT FUND	1,513,320	24,222	5%	37,153	17%	(12,931)	-	1,500,389
350	UNDERGROUNDING	1,687,475	935	3%	190	0%	744	-	1,688,219
355	SCHOOL PEDESTRIAN/TRAFFIC SFTY	(46,062)	-	n/a	3,395	1%	(3,395)	1,350	(50,807)
360	COMM/REC CTR IMPACT FUND	1,357,330	44,016	3%	3,581	0%	40,435	1,061,050	336,715
375	QUIMBY FEE	838,575	447	0%	62,975	4%	(62,528)	3,000	773,047
TOTAL CAPITAL PROJECT FUNDS		\$ 36,080,183	\$ 515,226	2%	\$ 2,938,056	7%	\$ (2,422,830)	\$ 10,579,940	\$ 23,077,413
420	CIVIC CENTER DEBT	\$ 173,278	\$ 48,807	17%	\$ 524	0%	\$ 48,283	\$ 1	\$ 221,560
441	POLICE FACILITY BOND DEBT	166,908	64,692	17%	694	0%	63,998	2	230,904
TOTAL DEBT SERVICE FUNDS		\$ 340,186	\$ 113,499	17%	\$ 1,219	0%	\$ 112,280	\$ 3	\$ 452,464



City of Morgan Hill
Fund Activity Summary - Fiscal Year 2022-23
For The Month Ended August 31, 2022
17% of Year Complete

Fund No.	Fund	Un-audited Fund Balance 06-30-22	Revenues		Expenses		Year to-Date Deficit or Carryover	Ending Fund Balance	
			YTD Actual	% of Budget	YTD Actual	% of Budget		Reserved ¹	Unreserved
640	SEWER OPERATIONS	\$ 3,794,876	\$ 1,279,728	9%	\$ 1,801,455	11%	\$ (521,727)	144,019	3,129,130
641	SEWER IMPACT FUND*	22,538,806	2,431,146	14%	2,366,318	10%	64,828	1,003,435	21,600,199
642	SEWER RATE STABILIZATION	2,856,080	9,917	20%	303	17%	9,614	-	2,865,694
643	SEWER-CAPITAL PROJECTS	22,748,877	1,091,768	16%	34,926	0%	1,056,841	1,206,747	22,598,971
650	WATER OPERATIONS	4,164,772	1,799,481	10%	1,967,806	11%	(168,325)	925,570	3,070,877
651	WATER IMPACT FUND*	2,618,339	53,045	6%	118,626	13%	(65,581)	30,412	2,522,346
652	WATER RATE STABILIZATION	3,304,420	1,829	n/a	227	17%	1,602	-	3,306,022
653	WATER -CAPITAL PROJECT	11,023,794	847,181	17%	19,330	0%	827,851	275,844	11,575,802
TOTAL ENTERPRISE FUNDS		\$ 73,049,964	\$ 7,514,096	12%	\$ 6,308,992	7%	\$ 1,205,104	\$ 3,586,026	\$ 70,669,041
730	INFORMATION SERVICES	\$ 897,341	\$ 373,301	17%	\$ 279,102	11%	\$ 94,200	\$ 69,140	\$ 922,400
740	BUILDING MAINTENANCE	(114,507)	275,958	17%	186,684	11%	89,273	41,753	(66,987)
741	BUILDING REPLACEMENT	3,896,956	136,987	16%	62,996	4%	73,991	25,823	3,945,125
745	CIP ENGINEERING	80,971	-	n/a	305,798	15%	(305,798)	17,213	(242,039)
760	UNEMPLOYMENT	316,480	171	7%	-	n/a	171	-	316,651
770	WORKERS COMPENSATION	2,004,336	159,121	22%	487,955	44%	(328,833)	30,000	1,645,502
790	EQUIPMENT REPLACEMENT	6,407,503	179,515	14%	165,549	16%	13,966	340,357	6,081,113
791	EMPLOYEE BENEFITS FUNDS	(99,767)	134,420	17%	147,812	21%	(13,392)	-	(113,159)
795	GEN. LIABILITY INSURANCE	1,242,746	330,097	17%	1,577,006	83%	(1,246,910)	4,650	(8,813)
TOTAL INTERNAL SERVICE FUNDS		\$ 14,632,060	\$ 1,589,570	14%	\$ 3,212,901	26%	\$ (1,623,331)	\$ 528,936	\$ 12,479,793
SUMMARY BY FUND TYPE									
GENERAL FUND GROUP		\$ 30,942,217	\$ 2,652,221	5%	\$ 8,549,880	16%	\$ (5,897,659)	\$ 3,636,579	\$ 21,407,979
SPECIAL REVENUE GROUP		12,146,594	1,772,620	14%	1,721,988	12%	50,632	2,169,138	10,028,088
DEBT SERVICE GROUP		340,186	113,499	17%	1,219	0%	112,280	3	452,464
CAPITAL PROJECTS GROUP		36,080,183	515,226	2%	2,938,056	7%	(2,422,830)	10,579,940	23,077,413
ENTERPRISE GROUP		73,049,964	7,514,096	12%	6,308,992	7%	1,205,104	3,586,026	70,669,041
INTERNAL SERVICE GROUP		14,632,060	1,589,570	14%	3,212,901	26%	(1,623,331)	528,936	12,479,793
TOTAL ALL GROUPS		\$ 167,191,204	\$ 14,157,233	9%	\$ 22,733,037	11%	\$ (8,575,804)	\$ 20,500,622	\$ 138,114,777

For Enterprise Funds: Unrestricted fund balance = Fund balance net of fixed assets and long-term liabilities.

*Unreserved fund balance includes bond proceeds reserved for projects listed in bond documents.

¹ Amount restricted for encumbrances, fixed asset replacement, long-term receivables, and bond reserves.



Budget Update



Overview



- Monthly Budget Update
- Staff does not recommend any budget adjustments at this time

General Fund



- No material change since last budget update
- Both revenues and expenditures are currently tracking budget

Development Services



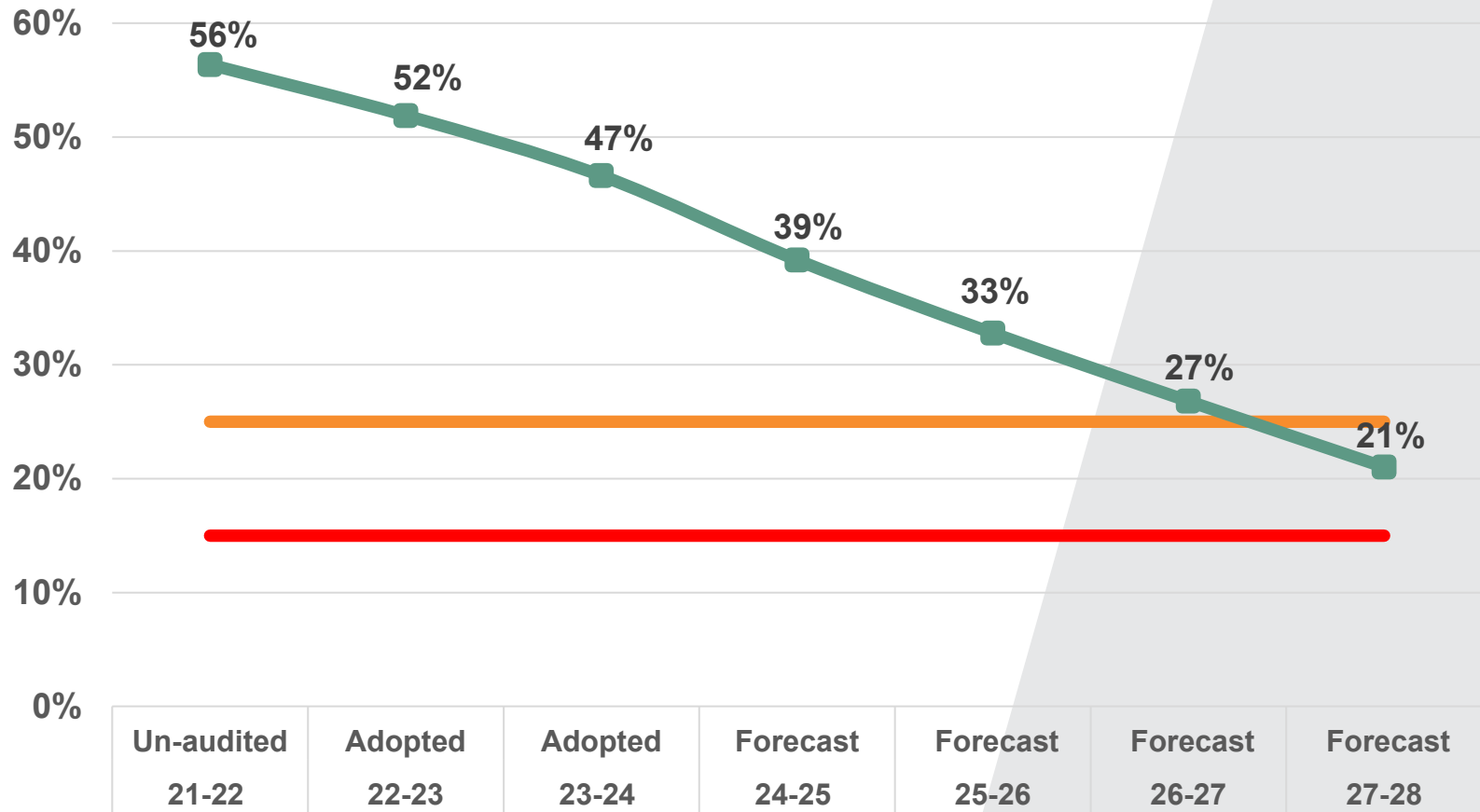
- Both revenues and expenditures are tracking budget

Enterprise Funds



- Water consumption - approximately 17% less compared to prior 3-year average
- 15% water revenue stabilization rate was implemented
- Sewer operations revenue is tracking budget

Updated General Fund Forecast



— Fund Balance Minimum Level 15% of Revenues — Fund Balance Goal 25% of Revenues

■ GF Forecast at August 17, 2022

Questions?



Item # 15
AGENDA DATE: 09/28/2022
SUPPLEMENT # 1

From: Christina Turner

To: Michelle Bigelow; Angie Gonzalez

Subject: Wednesday, September 28, 2022, City Council Meeting Questions
Supplement for Item 15 - RECEIVE MONTHLY BUDGET UPDATE AND AUGUST 2022 FINANCIAL AND
INVESTMENT REPORTS

Date: Wednesday, September 28, 2022

Question: how is voices lease helping our facilities bottom line?

Response: Voices initial payment was not collected until September, so no impact in current fiscal analysis. Voices lease will help our facilities bottom line marginally as rental revenue of about \$200,000 are already booked for this year, partially offset by increased staffing costs.

CITY COUNCIL STAFF REPORT

MEETING DATE: October 19, 2022

PREPARED BY:

Cynthia Hasson, Assistant City Attorney

APPROVED BY: City Manager

INTRODUCE AN ORDINANCE TO AMEND THE TEXT OF TITLE 14 RELATED TO INCLUSIONARY HOUSING AND TITLE 18 RELATED TO THE DENSITY BONUS LAW

RECOMMENDATION(S)

1. Open/close the continued public hearing;
2. Waive the first and second reading of the Ordinance; and
3. Introduce the Ordinance as recommended by staff and the Planning Commission.

COUNCIL PRIORITIES, GOALS & STRATEGIES

2022-2023 Strategic Priorities

Affordable Housing and Homelessness

Guiding Documents

Morgan Hill 2035 General Plan

REPORT NARRATIVE:

Inclusionary Housing Ordinance

The City of Morgan Hill's Inclusionary Housing Ordinance (IHO), enacted in 2018 and amended in 2019 and 2020, is codified at Chapter 14.04 in Title 14 (Housing) of the City's Municipal Code. The IHO requires that specified percentages of residential units, typically in market-rate projects, be restricted as to affordability as described below.

AB 1763 significantly amended the State density bonus law (Government Code Section 65915) in 2019 effective January 1, 2020, requiring the City to award developer density bonuses, concessions and incentives, and waivers. Projects that receive the benefits of the density bonus provisions are required to restrict units for continuing affordability as described below.

Since that time, the City has received several applications for 100 percent affordable housing projects, all of which sought the benefits of the density bonus law. For rental

projects, density bonus law requires affordability restrictions for 55 years for all units excluding the managers' units, and for-sale units are required to be restricted for 45 years. Meanwhile, the City's IHO requires that only 10 or 15 percent of units be deed restricted through an Inclusionary Housing Agreement, resulting in two separate agreements with different provisions and applicability being recorded on the same property.

The proposed ordinance will reduce conflicts between state law and other requirements by clarifying that the IHO does not apply to 100 percent affordable rental residential developments that are developed in accordance with, and subject to, a recorded governmental agency deed restriction or regulatory agreement that imposes rent and household income eligibility restrictions on all residential units in the Residential Development, with the exception of managers' units. To be exempt from the IHO, it is required that the deed restriction or regulatory agreement be recorded against the property, must be binding on successors in interest for at least the same duration as would otherwise be required pursuant to this Chapter 14.04 (55 years), and must be executed by and between the property owner and any of the following entities and agencies: the City of Morgan Hill, the County of Santa Clara, the California Tax Credit Allocation Committee, the issuer of tax-exempt bonds used to finance the Residential Development, the California Department of Housing and Community Development or any other State of California agency, and the U.S. Department of Housing and Urban Development or any other federal agency.

Additionally, the ordinance is silent as to subordination, which means that on occasion the affordability restrictions could be subordinated to later loans. Language is proposed to be added to support the ongoing affordability of the deed-restricted units. The proposed language establishes that the affordability restrictions are senior in priority to any private liens or encumbrances. There is an exception if the City Manager determines that subordination is necessary to finance the affordable units. The primary intent is to prevent the loss of affordable units in the event of foreclosure.

Density Bonus Ordinance

Government Code Section 65915 requires that the City adopt an ordinance specifying how compliance with the density bonus law will be implemented. The City of Morgan Hill Zoning Code (Title 18) formerly included an Affordable Housing chapter (Chapter 18.48) that included density bonus provisions and contained some overlap with Title 14 Housing. With the changes in the law due to AB 1763 and the revisions to the City's IHO in December 2021, the intent was to revise the section, but it was inadvertently removed from title 18 without being added to Title 14. Chapter 18.48, as enacted by Ordinance number 2277 in 2018, required that the City Council grant the density bonus and one or more concessions or incentives. State law has made it increasingly difficult to deny density bonuses, concessions or incentives, or waivers or reductions in development standards for housing developments that contain the requisite minimum number of affordable units in a project. These may only be denied based on the findings of a specific adverse impact, as defined, upon health or safety, and for which there is no feasible method to satisfactorily mitigate or avoid the specific adverse impact. California

Government Code Section 65589.5(d)(2) defines a “specific, adverse impact” as a “significant, quantifiable, direct, and unavoidable impact, based on objective, identified written public health or safety standards, policies, or conditions as they existed on the date the application was deemed complete.”

Additionally, other changes in state law restrict the City to no more than five meetings or hearings for any housing development project. Following the former process required the City to use one of the five allowed meetings to grant a density bonus and other incentives that are mandated by State law. The draft ordinance proposes the density bonus ordinance be reinstated in a revised form in Chapter 18.48 of the Zoning Code.

The draft ordinance provides for granting a density bonus, concessions incentives, and waivers or reduction of development standards at the administrative level by the Development Services Director. If the Development Services Director recommends findings for denial of any of the above, the Director would elevate the matter to the Planning Commission.

Findings Required for Amending the Zoning Code

Findings Pursuant to Section 18.114.060 (Findings for Approval), the City Council may approve a Zoning Code amendment only if all of the following findings are made:

1. The proposed amendment is consistent with the General Plan and any applicable Specific Plan as provided by Government Code Section 65860. The proposed text amendments will implement General Plan Goals and Policies, including those aimed at creating and preserving affordable housing in the community.
2. The proposed amendment will not be detrimental to the public interest, health, safety, convenience, or welfare of the city. The proposed text amendments will not be detrimental to the public interest, health, safety, convenience, or welfare of the City because these are intended to clarify inclusionary housing program applicability and to reduce redundancy for 100 percent affordable projects, to protect against the loss of affordable units by restricting subordination, and to comply with State law density bonus requirements.
3. The proposed amendment is internally consistent with other applicable provisions of the zoning code. The proposed amendment is internally consistent with other applicable provisions of the zoning code because this ordinance clarifies existing requirements for inclusionary housing, and reinstates the density bonus provisions which were inadvertently repealed, consistent with existing provisions.

COMMUNITY ENGAGEMENT:

Inform

A 10-day public hearing notice was published for the August 23, 2022, Planning Commission meeting in the August 12, 2022 edition of the Morgan Hill Times pursuant to Government Code Sections 65090-65096. A 10-day public hearing notice was published for this meeting in the September 16, 2022, edition of the Morgan Hill Times

pursuant to Government Code Sections 65090-65096.

ALTERNATIVE ACTIONS:

The City Council could choose to not introduce all or part of the ordinance.

If Section 14.04.040 of the Inclusionary Housing Ordinance (IHO) is not amended, developers of 100% affordable housing projects will continue to record two agreements with differing terms and restrictions.

If Section 14.04.060 of the IHO is not amended, the City's inclusionary requirements may be subordinated to a senior loan and the affordability restrictions may be lost if the loan is foreclosed on.

The City will be in non-compliance with State law if it fails to adopt an ordinance to reinstate the Density Bonus provisions. As an alternative to the language proposed, the Council could decide to keep the density bonus provisions at the City Council level or modify the former process to have the Planning Commission act on the density bonus provisions. This would count towards the five meeting limit in processing a project.

PRIOR CITY COUNCIL AND COMMISSION ACTIONS:

On July 25, 2018, Council adopted ordinance number 2278 creating Title 14 to the City's Municipal Code creating the Inclusionary Housing Ordinance in Chapter 14.04.

On March 20, 2019, Council adopted ordinance number 2299 amending chapter 14.04 to allow for payment of in-lieu fees.

On December 15, 2021, Council adopted ordinance number 2326 amending Title 14.

The Planning Commission considered this ordinance at a public hearing on August 23, 2022 at which they unanimously recommended approval. Two commissioners expressed concern regarding transparency with the changes to the Density Bonus Chapter allowing for review at the administrative level. Additionally, one commissioner expressed concern that decisions to subordinate loans should be made by City Council; however, it was explained that the timing of processing loans does not allow for City Council review. ([weblink](#))

FISCAL AND RESOURCE IMPACT:

There is no fiscal impact resulting from introducing this ordinance or implementing its provisions.

CEQA (California Environmental Quality Act):

This ordinance is exempt from environmental review pursuant to Section 15061(b)(3) of the California Environmental Quality Act (CEQA) Guidelines, as the proposed text amendments to the Morgan Hill Zoning Code is not a project with potential for causing a significant effect on the environment, requiring California Environmental Quality Act

(CEQA) analysis. All future discretionary development that may be impacted by the proposed Ordinance will be subject to a project-specific CEQA analysis as part of the required planning entitlement review to determine if there are any environmental impacts.

ORDINANCE NO. , NEW SERIES

AN ORDINANCE OF THE CITY OF MORGAN HILL AMENDING SECTION 14.04.040 (GENERAL REQUIREMENTS) AND SECTION 14.040.060 (CONTINUED AFFORDABILITY AND CITY REVIEW OF OCCUPANCY) OF CHAPTER 14.04 (INCLUSIONARY HOUSING) OF TITLE 14 (HOUSING) TO CLARIFY INCLUSIONARY HOUSING REGULATIONS AND ENACTING CHAPTER 18.48 (DENSITY BONUS) OF TITLE 18 (ZONING) OF THE MUNICIPAL CODE OF THE CITY OF MORGAN HILL REGARDING GRANTING OF DENSITY BONUS, INCENTIVES/CONCESSIONS AND WAIVERS OR REDUCTION OF DEVELOPMENT STANDARDS FOR HOUSING PROJECT THAT INCLUDE AFFORDABLE UNITS, AS REQUIRED BY STATE LAW (AB 1763)

THE CITY COUNCIL OF THE CITY OF MORGAN HILL DOES ORDAIN AS FOLLOWS:

Section 1. Section 14.04.040 (General Requirements) of Chapter 14.04 (Inclusionary Housing) of Title 14 (Housing) is hereby amended to read as follows (additions in underline, deletions in ~~strikeout~~):

14.04.040 General requirements.

A. Percentage Requirement; In Lieu Fee.

1. Requirement. Except as provided in this paragraph A or in paragraphs B and D of this section or section 14.04.070 (Alternatives) at least fifteen percent of all units in residential projects shall be inclusionary units that shall be made available at Affordable Rents or affordable sales prices as prescribed in this section. The inclusionary units shall be approved, and construction of the inclusionary units shall be completed not later than the times prescribed in Section 14.04.050 of this chapter, unless an alternative requirement is approved pursuant to Section 14.04.070 of this chapter.
2. Fractional Number. Whenever application of the requirements of this chapter results in a fractional number of required inclusionary units, if the fraction is 0.50 or greater, construction of the next higher whole number of inclusionary Units shall be required, and where the fraction is 0.49 or less, payment of the applicable housing fee adopted by city council shall be required for the fractional unit.

3. In-Lieu Fee Election for One-Half of Required Inclusionary Units. Developers may elect to satisfy the applicable requirements set forth in paragraphs B, C, D, and E of this section by paying an in-lieu fee for up to one-half of the number of required inclusionary units and constructing the remaining required inclusionary units. If the required number of inclusionary units results in a fractional number, the provisions of the preceding paragraph regarding payment of a fee shall apply to the fractional unit.
- B. For-Sale Projects in Downtown. All new for-sale residential projects consisting of two or more dwelling units located within downtown are required to restrict ten percent of the dwelling units for sale at affordable sales prices to moderate-income households. Such dwelling units must be sold to eligible households, and shall be subject to a recorded deed restriction that will impose resale price restrictions for a period of forty-five years.
- C. For-Sale Projects Outside of Downtown. All new for-sale residential projects consisting of two or more dwelling units located within the city but outside of downtown are required to restrict fifteen percent of the dwelling units for sale at affordable sales prices to moderate income households. Such dwelling units must be sold to eligible households, and shall be subject to a recorded deed restriction that will impose resale price restrictions for a period of forty-five years.
- D. Rental Projects in Downtown. All new rental residential projects consisting of two or more dwelling units located within downtown are required to restrict ten percent of the dwelling units for rent at Affordable Rents and occupancy by low-income and very low-income households. Such dwelling units must be occupied by, or if vacant, available for occupancy by eligible households, and such restrictions shall be documented in a recorded inclusionary affordable housing agreement with a term of fifty-five years. At least one-half of the required inclusionary units shall be occupied by, or if vacant, available for occupancy at Affordable Rents to very low-income households.
- E. Rental Projects Outside of Downtown. All new rental residential projects consisting of two or more dwelling units located within the city but outside of downtown are required to restrict fifteen percent of the dwelling units for rent at Affordable Rents and occupancy by low-income and very low-income households. Such dwelling units must be occupied by, or if vacant, available for occupancy by eligible Households, and such restrictions shall be documented in a recorded inclusionary affordable housing agreement with a term of fifty-five years. At least one-half of the required inclusionary units shall be occupied by, or if vacant, available for occupancy at Affordable Rents to very low-income households.
- F. Inclusionary Housing Development Standards, Location and Design of Inclusionary Units. Residential projects that include inclusionary units shall conform to the following development standards. These incorporate the standards formerly known as the "Below Market-Rate (BMR) Program

Development Standards" adopted by the City Council on September 26, 2018, as such may be amended from time to time.

1. All inclusionary units shall be geographically and proportionally dispersed throughout the residential project. In residential projects that will consist of more than one building, the inclusionary units shall be dispersed among all of the buildings that comprise the development. In residential projects that will consist of more than one product type, the inclusionary units shall be dispersed among the product types, proportionate in number among each of the product types that comprise the development.
2. In for-sale projects, the lot size for the inclusionary units shall be at least the same size as the smallest lot for market-rate units in the residential project.
3. The average bedroom and bathroom count in the inclusionary units shall be the same as the average bedroom and bathroom count in the market-rate units in the residential project.
4. The exterior trim, entry door hardware, and exterior finishes for the inclusionary units shall be of the same standard as the market-rate units in the residential project. There shall not be significant identifiable differences between inclusionary units and the market-rate units that are visible from the exterior of the dwelling units.
5. The interior finishes, equipment, fixtures, and appliances for the inclusionary units shall conform to the following minimum interior standard finishes:
 - a. All closets shall have doors;
 - b. Interior doors to be raised panel type or same as market-rate;
 - c. Door hardware to be brass finish or same as market-rate;
 - d. Appliances shall be major brand name (if applicable);
 - e. Microwave hood is required to be vented to the exterior. When applicable exhaust vent shall be installed over the range;
 - f. Units shall be roughed in for AC including electrical and line set;
 - g. Basic alarm system to secure all accessible openings to the home;
 - h. Electric garage door opener (if applicable).
6. The size, design, and distribution of model types for the inclusionary units shall be comparable and proportionate in number to the size, design, and distribution of each of the model types for the market-rate units in the residential project.

7. Occupants of inclusionary units shall be provided the same access to project amenities, recreational facilities, and common areas as occupants of market-rate units.
- G. For-sale projects. The inclusionary units that are constructed in for-sale projects shall be sold for owner-occupancy at an affordable sales price to moderate-income households that qualify as eligible households. Accessory Dwelling Units (ADU's) constructed within for-sale projects will not be counted toward satisfaction of the requirement to construct inclusionary units.
- H. Rental projects. The inclusionary units that are constructed in rental projects shall be occupied by, or if vacant, available for occupancy at Affordable Rents to low- and very low-income households. At least one-half of the required inclusionary units in rental projects, shall be occupied, or if vacant, available for occupancy at Affordable Rents to very low-income households.
- I. Exceptions. The affordability levels required for a residential project may be modified by written agreement between the city and the applicant upon a finding that such modification is necessary to effectively achieve the City's RHNA goals in the then-current housing element cycle.
- J. This Chapter shall not apply to rental Residential Developments that are developed in accordance with, and subject to, a recorded governmental agency deed restriction or regulatory agreement that imposes rent and household income eligibility restrictions on all residential units in the Residential Development with the exception of managers' units. Such deed restriction or regulatory agreement must be recorded against the property, must be binding on successors in interest for at least the same duration as would otherwise be required pursuant to this Chapter, and must be executed by and between the property owner and any of the following entities and agencies: the City of Morgan Hill, the County of Santa Clara, the California Tax Credit Allocation Committee, the issuer of tax-exempt bonds used to finance the Residential Development, the California Department of Housing and Community Development or any other State of California agency, and the U.S. Department of Housing and Urban Development or any other federal agency.

Section 2. Section 14.04.060 (Continued affordability and city review of occupancy) of Chapter 14.04 (Inclusionary Housing) of Title 14 (Housing) is hereby amended to read as follows (additions in underline, deletions in ~~strikeout~~):

14.04.060 Continued affordability and city review of occupancy.

- A. Term of affordability—For-sale projects. A resale restriction, covenant, deed of trust and/or other documents in the form prepared by the city attorney, shall be recorded against each inclusionary unit upon the sale of each for-sale unit and shall be senior in priority to any private liens or encumbrances except as provided below, and shall be enforceable by the City against the applicant or the applicant's successors-in-interest to the property for the full affordability term.

These documents shall have an initial term of forty-five years, and shall be renewed upon each change of title to the inclusionary unit. The resale restriction, or other documents required by this subsection, and any change in the form of any such documents, shall be approved by the City Manager or his or her designee prior to execution and recordation of such document. The city shall be a party to the resale restriction or other documents required by this subsection and shall have the right to enforce the covenants and restrictions contained therein. The City Manager shall have the authority to subordinate such restrictions to other liens and encumbrances if he or she determines that the financing of the affordable housing units would be infeasible without said subordination.

- B. Term of affordability—Rental projects. A regulatory agreement, covenant, deed of trust, and/or other documents prepared by the city attorney, shall be recorded against each residential project that contains inclusionary units that are rental units. These documents shall have a term of fifty-five years. The regulatory agreement and other documents required by this subsection, shall run with the land, ~~and~~ shall not be affected by the sale of the property or units in the project, and shall be senior in priority to any private liens or encumbrances except as provided below, and shall be enforceable by the City against the applicant or the applicant's successors-in-interest to the property for the full affordability term. The regulatory agreement and other documents required by this subsection, and any modification to such document, shall be approved by the City Manager or his or her designee and approved as to form by the city attorney, prior to execution and recordation of such document. The city shall be a party to the regulatory agreement or other documents required by this subsection and shall have the right to enforce the covenants and restrictions contained therein. The City Manager shall have the authority to subordinate such restrictions to other liens and encumbrances if he or she determines that the financing of the affordable housing units would be infeasible without said subordination.
- C. Eligibility requirements. For-sale inclusionary units shall be sold only following city's approval of the affordable sales price and a determination that the purchaser is an eligible household. Such determinations shall be made by the city or its designated administrator as referenced in the Below Market-Rate (BMR) Program Administration, Chapter 14.12, Section 14.12.040, Duties of Program Administrator. If the city or its designee maintains a list of, or otherwise identifies, eligible households, initial and subsequent tenants of rental inclusionary units, and the initial and subsequent purchasers of for-sale inclusionary units shall be selected first from the list of identified households, to the maximum extent possible, in accordance with rules approved by the City Manager or his or her designee.

Section 3. Chapter 18.48 (Density Bonus) is hereby added to Title 18 (Zoning) to read as follows:

Chapter 18.48 Residential Density Bonus Provisions.

18.48.010. Purpose.

These residential density bonus provisions are intended to implement state law in accordance with applicable sections of the California Government Code Section 65915 *et seq.*, as may be amended from time to time.

18.48.020. Application requirements.

- A. Application. The applicant must identify in its application materials the number of bonus units and any incentives, concessions, waivers or reductions of development standards or parking ratios requested pursuant to Section 65915. This application shall be filed concurrently with other housing development applications.
- B. Eligible Project. To be eligible for a density bonus, a proposed housing development, as defined in Government Code Section 65915(i), shall include a percentage of affordable units as described in Government Code Section 65915(b)(1). The housing development shall comply with Government Code Section 65915(c) and Chapter 14.04 of the Morgan Hill Municipal Code to assure the continued affordability of the units.
- C. Documentation. An applicant shall provide to the City reasonable documentation as described in the development application to establish eligibility for a requested density bonus, incentives or concessions, waivers or reductions of development standards and parking ratios.

18.48.030. Density Bonus.

For eligible projects, consistent with the requirements of this chapter and Government Code Section 65915, the Development Services Director shall grant an increase in the number of dwelling units permitted in the proposed project. The amount of density bonus is based on the number, type, and degree of affordable units as specified in Government Code Section 65915(f), (g), and (h).

18.48.040. Concessions or Incentives.

An applicant may request one or more concessions or incentives, as defined in Government Code Section 65915(k), from the City as provided in Government Code Section 65915(d). The Development Services Director shall grant the requested concessions or incentives unless he or she makes one or more findings described in Government Code Section 65915(d)(1).

18.48.050. Waiver or Reduction of Development Standards.

An applicant may request waivers or reductions of development standards that will have the effect of physically precluding the construction of a development meeting the criteria

of subdivision 65915(b) at the densities or with the concessions or incentives permitted pursuant to Government Code Section 65915(e). The Development Services Director shall grant the requested waiver or reduction unless he or she makes a finding that the waiver or reduction would have a specific adverse impact as described in Government Code Section 65915(e)(1).

18.48.060. Parking Reductions.

An applicant may request a reduction in parking ratios as provided in Government Code Section 65915(p). The Development Services Director shall grant the requested waiver or reduction in parking ratios as described in Government Code Section 65915(p).

18.48.070. Review Authority.

- A. The Development Services Director shall review and act on all density bonus, incentive/concession, waivers or reductions of development standards, and reduction in parking ratios requests.
- B. If the Development Services Director recommends findings for denial for any request made pursuant to sections above for any reason, including denial based on the findings of a specific, adverse impact, as defined in Section 65589.5(d)(2), upon health or safety, and for which there is no feasible method to satisfactorily mitigate or avoid the specific adverse impact, the Development Services Director shall elevate the request to the Planning Commission for review and final decision.

18.48.080. Public notice and hearing.

Public notice of a pending action on a density bonus application shall be provided in compliance with Section 18.104.100 (Notice of Pending Action). The Development Services Director shall hold a noticed public hearing for a density bonus application only upon receiving a written request for a public hearing.

18.48.090. Affordability restriction.

Every project that receives a density bonus, incentive, concession, or waiver or reduction of development standards, must comply with Title 14 of the Morgan Hill Municipal Code and Government Code Section 65915, including but not limited to recording an affordability restriction.

Section 4. Severability. Should any provision of this ordinance be deemed unconstitutional or unenforceable by a court of competent jurisdiction, such provision shall be severed from the ordinance, and such severance shall not affect the remainder of the ordinance.

Section 5. Effective Date; Posting. This Ordinance shall take effect thirty days after the date of its passage and adoption. The City Clerk is hereby directed to publish this Ordinance or a summary thereof pursuant to Government Code Section 36933.

This ordinance was introduced at a meeting of the City Council held on the _____ day of _____, 20____, and adopted at a meeting held on the _____ day of _____, 20____, and said ordinance was duly passed and adopted in accordance with law by the following vote:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: APPROVED:

MICHELLE BIGELOW, City Clerk

RICHARD CONSTANTINE, Mayor

CERTIFICATE OF THE CITY CLERK

I, MICHELLE BIGELOW, CITY CLERK OF THE CITY OF MORGAN HILL, CALIFORNIA, do hereby certify that the foregoing is a true and correct copy of Ordinance No. _____, New Series, adopted by the City Council of the City of Morgan Hill, California at their regular meeting held on the _____ day of _____, 2022.

WITNESS MY HAND AND THE SEAL OF THE CITY OF MORGAN HILL.

DATE: _____

MICHELLE BIGELOW, City Clerk



Inclusionary Housing and Density Bonus Ordinance



MHMC Section 14.04.040



Section 14.04.040.D

Downtown Rental Projects

- Requires 10% of dwelling units to be restricted pursuant to a recorded inclusionary housing agreement
- Term is 55 years

Section 14.04.040.E

Rental Projects Outside of Downtown

- Requires 15% of dwelling units to be restricted pursuant to a recorded inclusionary housing agreement
- Term is 55 years

Change to Section 14.04.040 to Exempt 100% Affordable Projects

- If project is 100% affordable rental units, all units should be subject to a deed restriction, but currently only 10 to 15% are restricted by the inclusionary housing agreement
- 100% affordable projects are required to record a second agreement restricting units' affordability

Reduce Redundancy

- Proposed language exempts 100% affordable units from the inclusionary housing agreement requirement
- Projects will instead be subject to a recorded governmental agency deed restriction or regulatory agreement

Add Seniority Language to Section 14.04.060



Potential of losing inclusionary units due to foreclosure

- Proposed language provides that City recorded restrictions are senior in priority to any private liens or encumbrances.
- Exception if the City Manager determines that subordination is required for financing of affordable projects.

Chapter 18.48 Density Bonus



- Government Code Section 65915 requires the City to implement density bonus provisions in State law through adoption of an ordinance

City is Required to Grant

When an applicant agrees to include a specified percentage of affordable housing in a development, City is required to grant:

- a density bonus,
- incentives or concessions,
- waivers or reductions of development standards and parking ratios

Approval by Director



- Due to the mandatory nature of the density bonus law, the new language provides for approval at the staff level by the Development Services Director

If denial is recommended

If denial is recommended,
the request will be brought
to the Planning
Commission

Maximum of Five Meetings

This reduces the number of meetings that count toward the five maximum imposed by state law

Section 18.114.060 Findings



A.1. The proposed amendment is consistent with the General Plan and any applicable specific plan as provided by Government Code Section 65860.

The proposed text amendments will implement General Plan Goals and Policies including those aimed at preserving affordable housing in the community.

A.2. The proposed amendments will not be detrimental to the public interest, health, safety, convenience, or welfare of the City.

The proposed text amendments are intended to clarify inclusionary housing program applicability and to reduce redundancy for 100 percent affordable projects, to protect against the loss of affordable units by restricting subordination, and to comply with State law density bonus requirements.

B. The proposed amendment is internally consistent with other applicable provisions of the zoning code.

This ordinance clarifies existing requirements for inclusionary housing, and reinstates the density bonus provisions which were inadvertently repealed, consistent with existing provisions.



Item # 13

AGENDA DATE: 09/28/2022
SUPPLEMENT # 1

From: Christina Turner

To: Michelle Bigelow; Angie Gonzalez

Subject: Wednesday, September 28, 2022, City Council Meeting Questions
Supplement for Item 13 - INTRODUCE AN ORDINANCE TO AMEND THE TEXT OF TITLE 14 RELATED TO INCLUSIONARY HOUSING AND TITLE 18 RELATED TO THE DENSITY BONUS LAW

Date: Monday, September 26, 2022

Staff Report: Density Bonus Ordinance:

Government Code Section 65589.5(d)(2) defines a "specific, adverse impact" as a "significant, quantifiable, direct, and unavoidable impact, based on objective, identified written public health or safety standards, policies, or conditions as they existed on the date the application was deemed complete."

Question: Can you give an example of a significant, direct and unavoidable consequence related to public health and safety standards, policies or conditions??

Response: Examples of a significant, adverse impacts include projects that do not comply with state building and fire codes, design of a road that is too narrow and violates adopted City standards to allow fire truck access to buildings to allow for rescue of people and that hinder fire suppression, and flooding impacts that are not mitigated and do not comply with adopted City standards.

Item # 13
AGENDA DATE: 09/28/2022
SUPPLEMENT # 2

From: Christina Turner

To: Michelle Bigelow; Angie Gonzalez

Subject: Wednesday, September 28, 2022, City Council Meeting Questions
Supplement for Item 13 - INTRODUCE AN ORDINANCE TO AMEND THE TEXT OF TITLE 14 RELATED TO
INCLUSIONARY HOUSING AND TITLE 18 RELATED TO THE DENSITY BONUS LAW

Date: Wednesday, September 28, 2022

Question: will this reduce the number of affordable housing projects we see because they have to deed all units and not just some? How will this impact us?

Response: No, this will not reduce the number of affordable projects or shape the projects any differently. This report is a formality to specify how compliance with the density bonus law will be implemented, it was accidentally deleted last time we updated the IHO. Additionally, we are recommending that we do not require that the IHO be imposed on 100% affordable projects because they are already beholden to much greater affordability restrictions and terms than our IHO imposes. We do not gain anything from executing an additional IHO agreement on 100% affordable projects except unnecessary staff and legal costs.

CITY COUNCIL STAFF REPORT

MEETING DATE: October 19, 2022

PREPARED BY:

Matthew Mahood, Economic Development Director

APPROVED BY: City Manager

ACCEPT MORGAN HILL TOURISM BUSINESS IMPROVEMENT DISTRICT (MHTBID) OWNERS ASSOCIATION ANNUAL REPORT (DBA VISIT MORGAN HILL)

RECOMMENDATION(S)

Accept and file the Visit Morgan Hill Annual Report.

COUNCIL PRIORITIES, GOALS & STRATEGIES

City Council Ongoing Priorities

Maintaining and Enhancing Infrastructure

Preserving and Cultivating Public Trust

2022-2023 Strategic Priorities

Fiscal Sustainability

Economic Development

Guiding Documents

Bikeways, Trails, and Recreation Master Plan

Economic Blueprint

Morgan Hill 2035 General Plan

REPORT NARRATIVE:

Every year, Visit Morgan Hill, the Owners' Association of the Morgan Hill Tourism Business Improvement District is required to present an annual report at the end of each year of operation to the Morgan Hill City Council pursuant to Streets and Highways Code §36650. The Purpose of this staff report is to present the MGTBID's Annual Report (Attachment 1) for acceptance by the City Council.

BACKGROUND:

Tourism Business Improvement District (TBID)

On January 23, 2019, the City Council adopted a resolution establishing a Morgan Hill Tourism Business Improvement District (MHTBID). The MHTBID provides for the collection of a 1.5% assessment of gross short-term room rental revenue, separate from

and in addition to the City's Transient Occupancy Tax (TOT) of 11%. The City's 11% TOT are public funds that support the General Fund. In comparison, the 1.5% MHTBID assessments are public funds managed by a non-profit board and are used for marketing and sales promotions and sports facility improvements/programs designed to market the area as a tourism and event destination and increase room night sales at assessed lodging businesses.

The Streets and Highways Code 36650 requires the MHTBID to provide the City Council an Annual Report that articulates the following:

- Any proposed changes in the boundaries of the improvement district or any benefit zones or classification of businesses within the district
- The improvements and activities to be provided for that fiscal year
- An estimate of the cost of providing the improvements and the activities for that fiscal year
- The method and basis of levying the assessment in sufficient detail to allow each business owner to estimate the amount of the assessment to be levied against their business for that fiscal year
- The estimated amount of any surplus or deficit revenues to be carried over from a previous fiscal year
- The estimated amount of any contributions to be made from sources other than assessments levied pursuant to this part

Management District Plan

A Management District Plan (Plan) identifies the MHTBID's boundary, budget, services, and governance. Below is a summary of the parameters of the MHTBID's Plan:

- **Boundary:** All lodging businesses located within the boundaries of the City of Morgan Hill.
- **Term:** Five (5)-year assessment beginning March 1, 2019, through February 29, 2024, with an annual 30-day period of protest for termination by assessed businesses.
- **Budget:** Annual assessment rate of 1.5% (on top of the existing TOT) of gross short-term room rental revenue producing an annual budget of approximately \$410,000 (estimated pre-COVID-19).
- **Mission:** Marketing and sales promotions as well as sports facility improvements/programs designed to market the area as a tourism and event destination and increase room night sales at assessed lodging businesses.
- **Governance:** A non-profit corporation, Visit Morgan Hill, serves as the "Owners' Association" charged with the management of funds and implementation of the MHTBID Management District Plan. An annual report is required to be provided to the City Council within 120 days of the MHTBID's fiscal year (October 30).

The district has a five (5) year life—dated January 23, 2019, with a new District start date of March 1, 2019, and ending February 29, 2024. The assessment began on

March 1, 2019. The City is responsible for collecting the assessment on a monthly basis from each lodging business located in the District boundaries. The City forwards the assessments to the Owners' Association, known as Visit Morgan Hill (VMH), a nonprofit corporation in charge of managing District programs as provided in the Management District Plan. The City gets paid a fee equal to two percent (2%) of the amount of assessment collected to cover its collection and administration costs.

Owners' Association Makeup (Visit Morgan Hill Board of Directors):

The Owners' Association, VMH, is a private entity separate from the City of Morgan Hill. The make-up of the VMH Board of Directors includes up to four (4) but not less than (3) lodging representatives, two (2) City of Morgan Hill representatives, and up to three (3) but not less than (1) community representatives within the areas associated with wineries, sports recreation, and the community at large with interest in tourism. Currently, the Assistant City Manager serves on the VMH Board as Secretary and the Public Services Director as Treasurer.

Annual Report

The Owners' Association is required to present an annual report at the end of each year of operation to the City Council pursuant to Streets and Highways Code §36650 within one hundred-twenty (120) days of the MHTBID's fiscal year (October 30). VMH has provided an Annual Report for the City Council's review and acceptance (Attachment 1).

VMH's Annual Report does not propose any changes to the boundaries, benefit zones, or classifications of businesses. A list of activities and accomplishments undertaken by the district are listed in the Annual Report, including the implementation of a Strategic Plan, Brand Marketing, and other various visitor marketing and promotions efforts.

In Fiscal Year 2021/2022, VMH's income for July 1, 2021 – June 30, 2022, was \$283,651.57. The City collects 2% of the MHTBID for management and administration. Pre-pandemic, the MHTBID was expected to collect approximately \$410,000 annually. However, the COVID-19 restrictions and travel limitations have made a significant impact on lodging. Hotels continued to have low occupancy levels within FY 2021/2022. VMH's income was 47% greater year-over-year for FY 2021/2022, but still 30% less than the original estimated income of \$410,000 for VMH annually.

COMMUNITY ENGAGEMENT:

Inform

The Visit Morgan Hill board of directors meets every other month and conforms with Brown Act noticing requirements. These meetings are open to the public, and meeting records are kept at visitmorganhill.org.

ALTERNATIVE ACTIONS:

No alternative action is recommended, as this is an annual report on activities which have already occurred.

PRIOR CITY COUNCIL AND COMMISSION ACTIONS:

On July 18, 2018, the City Council directed staff to proceed with the creation of a Morgan Hill Tourism Business Improvement District (MHTBID).

On November 7, 2018, the City Council approved the Management District Plan that identifies the MHTBID's boundary, budget, services, and governance and directed staff to circulate the MHTBID Petition Form.

On November 28, 2018, the Council approved the Resolution of Intention that directed staff to issue MHTBID Public Notice.

On January 23, 2019, the City Council voted to establish the MHTBID and adopted per the Management Plan previously approved.

On November 4, 2020, the City Council approved VMH's first Annual Report and approved the Resolution of Intention to amend the Management District Plan to change the reporting schedule to conform with the California Streets and Highways Code.

On October 6, 2021, the City Council accepted the 2020-21 Visit Morgan Hill Annual Report.

FISCAL AND RESOURCE IMPACT:

The City collects a 1.5% gross short-term room rental assessment rate on behalf of the MHTBID. The City retains a fee equal to two percent (2%) of the amount of assessment collected to cover its collection and administration costs. These revenues are separate from and in addition to the City's Transient Occupancy Tax (TOT) of 11%. The TBID funds are public funds managed by a non-profit board (VMH). They are used for marketing and sales promotions and sports facility improvements/programs designed to market the area as a tourism and event destination and increase room night sales at assessed lodging businesses.

CEQA (California Environmental Quality Act):

Categorical Exemption

Pursuant to CEQA, organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment are exempt activities.

Morgan Hill Tourism Business Improvement District & Visit Morgan Hill

Annual Report

July 1, 2021 – June 30, 2022

OCTOBER 2022

Submitted by: Visit Morgan Hill



VISIT
MORGAN HILL

Annual Report

This report serves as the Annual Report from Visit Morgan Hill (VMH), responsible for the Morgan Hill Tourism Business Improvement District (MHTBID), to the Morgan Hill City Council.

MHTBID BACKGROUND

The MHTBID assessment was implemented beginning March 1, 2019 and will continue for five (5) years through February 29, 2024. The assessment collects 1.5% of hotel tax revenue for the purpose of marketing and promoting Morgan Hill as an overnight sports, recreation, and wine tourism destination.

VISIT MORGAN HILL

The Owners' Association responsible for the MHTBID is known as the Visit Morgan Hill Board of Directors (known as the advisory body) and is made up of 1) up to four but not less than three hotel representatives, 2) up to three community members representing the wineries, sports, and community at large; and 3) two representatives from the City of Morgan Hill. VMH was formed in March 2019.

As of June 30, 2022, the Visit Morgan Hill Board members, their areas, and terms are:

Representative	Industry	Appointment Term (2020)	Appointment Term (2021)
Michael Meredith	Hotel	2019-2021	2021-2023
Chris Ghione	City	N/A	N/A
Edith Ramirez	City	N/A	N/A
Gene Guglielmo	Winery	2019-2021	2021-2023
Alexis Solis	Hotels	2021-2023	2021-2023
Doug Hall	Sports Recreation	2020-2022	2021-2023
David Dworkin	Hotels	2020-2022	2021-2023

The initial appointment terms beginning at VMH's formation in March 2019 are as follows:

Representative	Industry	Initial Term (2019)
Michael Meredith	Hotel	2019-2021
Chris Ghione	City	N/A
Edith Ramirez	City	N/A
Andrew Firestone	Hotel	2019-2021
Gene Guglielmo	Winery	2019-2021

Carrie Benjamin*	Sports/Recreation	2019-2021
Karen Mendes	Hotels	2019-2020
Frank Leal	Community	2019-2020
Bina Roy Desai	Hotels	2019-2020

**formerly David Eadie*

METHOD AND BASIS OF LEVYING ASSESSMENT

The annual MHTBID assessment rate is one and a one-half of percent (1.5%) of gross short-term room rental revenue. Based on the benefit received, assessments will not be collected on: stays of more than thirty (30) consecutive days; stays by any officer or employee of a foreign government who is exempt by reason of express provision of federal law or international treaty; and stays pursuant to contracts executed prior to December 31, 2018. The City will be responsible for collecting the assessment on a monthly basis (including any delinquencies, penalties and interest) from each lodging business located in the boundaries of the MHTBID. The MHTBID will have a five (5) year life, beginning March 1, 2019 through February 29, 2024. Pursuant to Streets and Highways Code §36670, once per year, beginning on the anniversary of MHTBID formation, there is a thirty (30) day period in which owners paying fifty percent (50%) or more of the assessment may protest and initiate a City Council hearing on MHTBID termination.

IMPROVEMENTS AND ACTIVITIES

See Appendix Item A

A summary is provided here. Please see detailed overview in Appendix Item A (pgs. 6-16).

- Implemented FY Budget and Annual Work Plan
- Conducted Required Tax, Insurance, and Administrative Filings
- Increased Visitor Information Resources on www.visitmorganhill.org
- Implemented Advertising Campaign, TV commercial & other Paid Media
- Generated Direct Partner Referrals (click throughs) to MH Hotels & Businesses
- Hosted Influencer Familiarization Tour – “A Weekend In Morgan Hill”
- Increased Morgan Hill’s (tourism-focused) Social Media Presence
- Generated Group Event Leads for Facility Rentals and Hotel Stays
- Installed Tourism Signage at MHOSC and Aquatic Center
- Partnered with Local Organization for Special Event & Buy Local Promotions

COST OF PROVIDING IMPROVEMENTS AND ACTIVITIES

See Appendix Items B & D

For the fiscal year July 1, 2021 – June 30, 2022, operating expenses totaled \$268,116.13.

Admin & Operations – 51%

Marketing & Advertising – 42%

Business Development & Industry Relations – 7%

INCOME STATEMENT

See Appendix Item B

VMH's income for July 1, 2021 – June 30, 2022 was \$283,651.57. This amount is made up of TBID funds.

There is a 2-month processing period before VMH receives monthly TBID funds. May and June 2022 TBID collections are distributed to VMH in July and August 2022, respectively. For July 1, 2021 – June 30, 2022 the TBID income collected, but not all distributed to VMH within FY 21-22 was \$319,119.37. Of this total, \$22,835.38 were late payments from TBID owed within FY 20-21.

BALANCE SHEET

See Appendix Item C

ESTIMATED AMOUNT OF SURPLUS OR DEFICIT REVENUES CARRIED OVER

See Appendix Item D

A \$173,091.71 balance was carried over into FY 2022-2023.

CASH SUMMARY

See Appendix Item D

TAXES WERE PREPARED WITHOUT AUDIT

Visit Morgan Hill's 2021 Federal Return of Organization Exempt from Income Tax has been electronically filed and accepted with the Internal Revenue Service, Federal and State. No tax is payable with the filing of this return. Visit Morgan Hill's 2021 California Exempt Organization Annual Information Return was also electronically filed. No audit conducted.

OTHER CONTRIBUTIONS

No other financial contributions to Visit Morgan Hill were made.

PROPOSED CHANGES

There are no proposed changes in the boundaries of the improvement district or in any benefit zones or classification of businesses within the district.

APPENDIX Item A: IMPROVEMENTS AND ACTIVITIES DETAIL

Below are the improvements and activities of Visit Morgan Hill July 1, 2021 – June 30, 2022.

Introduction & Strategy

Visit Morgan Hill has a multi-year [Strategic Plan](#) (completed in Aug 2020) which serves as the guiding document for the Improvements and Activities the organization implements. This strategy includes a comprehensive asset analysis of local tourism resources, opportunities/gaps, market assessments, key priorities, tactical approach, and organizational development plan. The tourism goals and priorities may be summarized as:

1. **Leisure Market Development**
Foundational awareness of MH for all travel market segments; builds weekend travel around culinary, farm, outdoors, and public events and elevates recognition of MH as a group travel destination for sports and private events (e.g. weddings).
2. **Sports & Private Event Development**
Attract group events, like tournaments and weddings, for local facility rentals and overnight stays. Other markets include small corporate groups and the tour and travel market (group tours, fly-drives, international).
3. **Public Events & Product Development**
Support aligned tourism product development in MH, including enhancement of existing public events and tourism-related businesses and provide tourism perspective and data in consideration of new tourism-related businesses or development.

Work Plan

Visit Morgan Hill establishes an Annual Work Plan & Budget each FY, including a marketing research & targeting report. This targeting allows for effective prioritization of limited staff and funding resources, particularly with advertising and time intensive projects. The Director reports monthly to the VMH Board and leverages research resources on an ongoing basis:

- Website & Social Media Account Data
- Newsletter Data
- Individual Campaign Performance (e.g. digital campaign, KSBW 8 campaign)
- Local Visa Credit Card & Hotel Spending Data
- Visit California Research (Lodging Data & Forecasts, Travel Spending & Tax Data)
- Local MHTBID Data
- Local Event Venue Survey

The Work Plan is structured by 4 key disciplines: 1) Administrative & Operational, 2) Marketing & Communications, 3) Business Development (AKA Sales), and 4) Partnership & Industry Relations.

Performance Indicators

Current statistics indicate that over 90% of travelers do research online, and 82% will end up making their booking online as well. Visit Morgan Hill's role is to cast a wider "net" than individual businesses can alone to attract overnight visitors—by creating awareness of the Morgan Hill travel experience, providing useful planning information and paths to booking, and ultimately motivating the purchase of a hotel stay and goods/services/experiences in Morgan Hill. Visit Morgan Hill does its best within its resources to measure benefit to local hotels and businesses. Purchase transactions are not handled by VMH, so it is important for hotel and business partners to monitor booking/revenue figures and customer origin, and to work with VMH to set up mechanisms for reporting & cross referencing, where possible.

The success of the TBID and the Activities and Improvements provided by VMH may be informed by a) higher-level market indicators and b) more tactical performance metrics:

Market Indicators show the health of the tourism industry but are often influenced by greater economic factors and market fluctuations, outside of VMH's work. Indicators may include: local, regional, and state hotel revenue figures such as local MHTBID & TOT, Occupancy and ADR, Sales Tax figures, and Travel-related spending figures (e.g. food & beverage, lodging, transportation).

Tactical performance metrics are more easily or directly attributed to VMH's work, such as: a suite of website metrics, social media data, newsletter subscribers, advertising impressions, click through rates, digital referrals (AKA "conversions") to businesses, leads generated and distributed to partners, room block actualization, completed physical projects, promotion performance, ticket sales referrals, etc.

The State of the Travel Industry

COVID-19 has had lasting impacts on business travel, which was a significant contributor to local hotel occupancy pre-pandemic. Conferences and sports groups saw slower recovery than leisure travel, due to the increased complexities in group travel and consolidation of events into fewer locations/occurrences. As general travel sentiment around pandemic safety began to improve in late 2021/early 2022, the emergence of significant economic factors conflated the travel industry's struggle. Increased gas prices, airline delays & cancellations, hospitality staffing shortages, and personal finance issues slowed recovery during the first half of 2022. Morgan Hill is starting to see growing stability in monthly lodging figures, yet along with

California overall, has not yet achieved pre-pandemic spending levels. We will likely see a continuation of the softened business travel market locally, with increasing shares from construction, sports events, private social events, and leisure travel (culinary, wine, agriculture, recreation, public events).

Budget Analysis

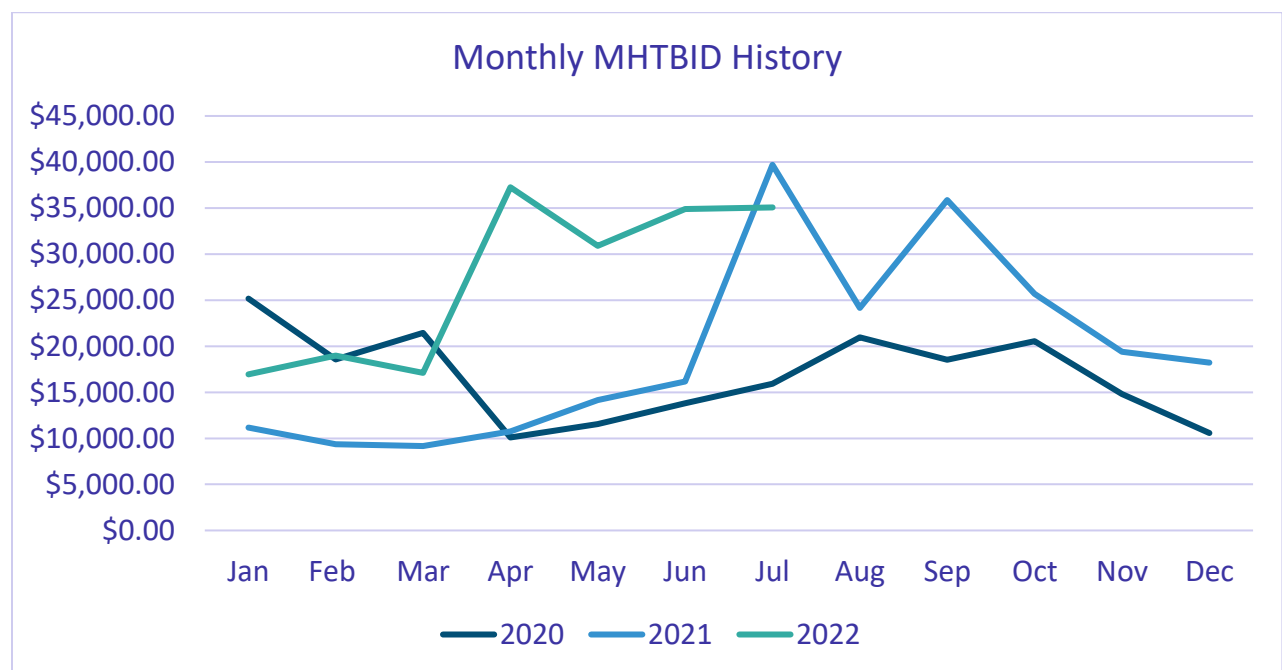
As anticipated, Visit Morgan Hill did not achieve the annual budget estimated in the District Management Plan of \$410,000. However, internal FY income and expense projections were on target. We saw fiscal YOY income growth of about 47%, but still fell 30% short of \$410,000.

FY 19-20 Income - \$366,758.96

FY 20-21 Income - \$167,181.48

FY 21-22 Income - \$283,651.57*

**Figures represent income distributed to VMH within the FY term, versus TBID collected for months within term.*



Expanded Visitor Information Content

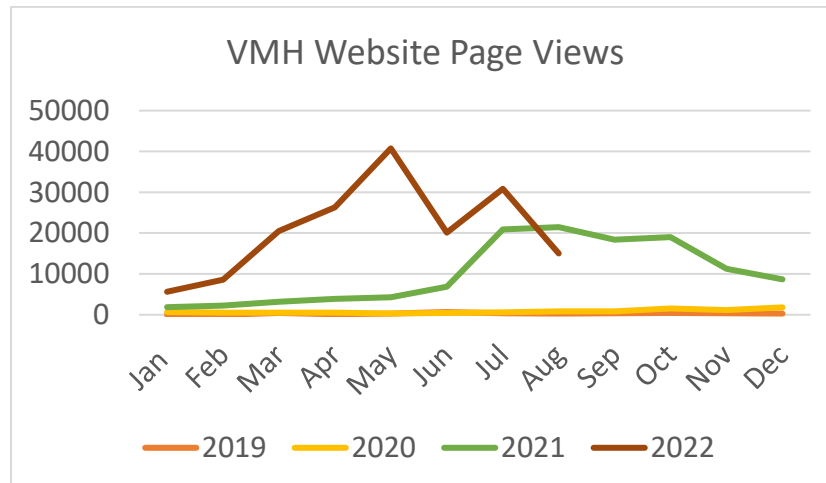
Visit Morgan Hill continued the development of informative and inspiring visitor content which supports Morgan Hill’s “discoverability” and website domain rank authority to travelers. This augments awareness of Morgan Hill as a travel destination and translates to local business conversions for years to come. Search engines favor websites that continually add fresh content and have well-performing SEO—meaning the user finds what they are looking for when they click. VMH’s Executive Director increased website content on visitmorganhill.org

with unique [Blog](#) stories (46 and growing), hundreds of [Event Calendar](#) listings, updated [Location](#) navigation pages, several categories of local business listing pages (dining, wineries, farms, parks, shopping, art & history...), and custom pages for [Events](#), [Media](#), [Film](#) and [Tour Operator](#) inquiries. We also added a VMH [Partner FAQ](#) page to support local businesses, including access to marketing materials and tutorials for social media and posting events. Another addition is the [Sports Facility calendar](#) (see section on Sports Development). The website received impressive YOY growth for the FY term and 28K click throughs to MH partner businesses.

- **150,000** web visits (+852% YOY)
- **124,000** unique web visitors (+883% YOY)
- **222,000** page views (+658% YOY)
- **+940%** YOY VMH referrals from other websites (4,548 from 437)
- **677** consumer newsletter subscribers (from 0)
- **28,200** referrals/click throughs to local MH business partner websites

“Reviewing your website, I can see that Morgan Hill has a lot more to offer than most people realize.”

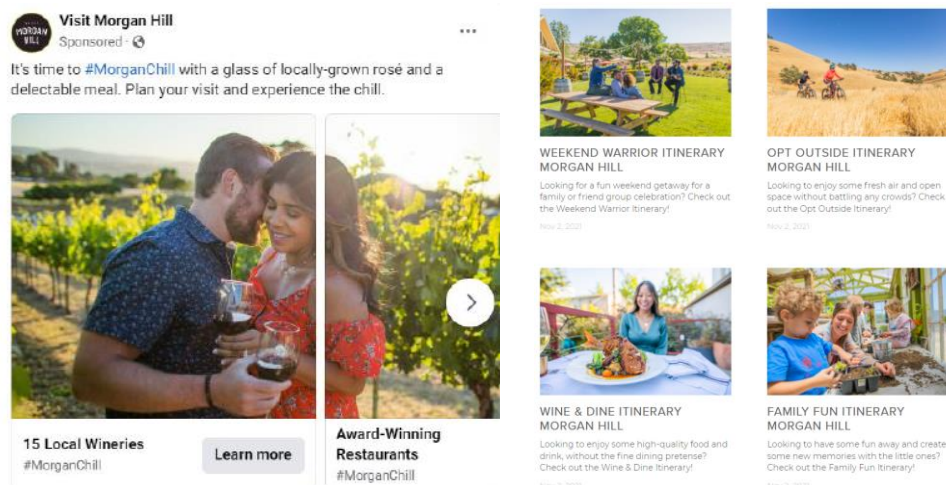
-Laurie Armstrong, Bay Area Travel Writers



Advertising & Campaigns

Visit Morgan Hill had an integrated digital media advertising campaign running July 2021 – Nov 2022 and March – June 2022 resulting in approximately 8.3M impressions, 66.7K clicks, 11.3K local partner referrals, and 190 newsletter signups. The campaign included programmatic static and video ads on Google, Facebook, and Instagram. Targeting was based on Morgan Hill’s geographic drive markets (SF Bay, Sacramento, Central Valley) and interest-based travel “personas” (wine & dine, weekend warriors, family/multi-group, and outdoor interest).

Interest-based targeting is the modern best practice used in destination marketing, especially when starting out with limited awareness and minimal advertising budget. The SF Bay area provided the greatest campaign traffic, while Sacramento had the highest lodging conversions. Each of the 4 themes did well across paid search, paid social, and display ads. Additionally, 4 custom itineraries dubbed “[4 Ways to Weekend](#)” were created alongside the campaign, to provide Morgan Hill travel ideas and links in evergreen/non-ad format on the VMH website.



As economic factors caused travelers to consider shorter distance trips early 2022, VMH aired a pre-summer commercial on KSBW 8. The [commercial](#) (one :30 sec spot and four :10 sec spots) aired in the broadcast network May – June in Monterey, San Benito, Santa Cruz, and Santa Clara Counties. Connected TVs streaming commercials included the same geographic targets, plus Fresno. Fresno had the top streaming impressions, followed by Monterey Bay. The campaign resulted in 570K impressions, of which 484K were TV and 86K were streaming. Other advertising VMH participated in includes Visit California’s annual Road Trip Guide and ongoing Google search ad campaigns for general “explore MH” messaging and targeted event themes.



Communications & PR

VMH established its consumer traveler newsletter “[Hot, New, & Happening](#),” with seasonally focused messages to inspire travel to Morgan Hill including new MH features, event “weekend” promotions, and brand pillar themes (e.g. farm season). Average newsletter open rate is 47% with a 13% click rate, both of which exceed industry averages. VMH also continued its local Tourism Community e-newsletter focused on communicating with local partners: tourism news, promotion opportunities, tourism research, and meeting information. While currently minimalist in its public relations efforts, VMH also posted 3 [press releases](#) including California Tourism Month figures, a South County Summer Travel release, and announcement of the Travel Influencer Tour held in June 2022. VMH’s membership with Bay Area Travel Writers supports distribution of press releases. VMH also began regular, proactive travel media story pitches through Visit California, resulting in several MH partner features in their [What’s New in California media kit](#) both Summer and Winter, such as recent MH restaurant openings, City of Morgan Hill Micro-transit, and a feature in the CA Wine Month event round up.



Social Media

Organic social media is just one component of VMH’s integrated content marketing strategy, but an important one. It’s a useful tool in driving visitors to our website, local hotels, and tourism businesses. Visit Morgan Hill manages several channels in-house from strategy to creation and execution. VMH captured, produced, or otherwise partnered on a collection totaling 60 short form videos for social media. Each social media platform has a slightly different strategy, so videos and posts are tailored to each. Captions, tags, music, text on screen, and more are all considered. Check out our Instagram or YouTube channels linked below to see videos. VMH’s careful community management offering value to the audience supports stable, targeted growth with low unfollow rates. Our Instagram engagement rate is above industry average at +4.55%. While video and paid ads have taken over social, VMH has created a healthy inventory of high-quality photography important for content development.

A lesser known “social media channel” is a newer platform called the Story Network, which is Google’s web-based answer to social media’s “stories” format, serving up content in online search. VMH has posted 20 stories via the Visit California Network, including static posts and Google’s new Video Story pilot. See a sampling of our [Story gallery here](#). Our entire “story” collection has 155K Google Discover & Search Impressions and average 2% clickthrough rate.



VMH hosted an [Influencer Familiarization Tour](#) (FAM) in June 2022 for 12 bloggers/social media influencers showcasing a weekend of MH travel and content creation opportunities. VMH maximized the [curated experience](#) by showcasing MH partners in a “toolkit” so that influencers could tag them in their creative social media and blog content. The results were 44.3K views on direct collaboration Reels, 2K likes, and 250 comments. However, the indirect posts, stories, mentions, and [blogs](#) highlighting and tagging MH businesses are exponential.



Visit Morgan Hill also hosted a Global Ambassador for Visit California’s Influencer program, Kyle Mulinder from New Zealand. Kyle was on a Northern California road trip in partnership with Visit California, Ford Motors, and Go Pro. He featured his experiences skydiving and downtown Morgan Hill to over 60K followers on Instagram.

- **+2405%** YOY VMH website referrals from social media (15,733 from 628)
- Created **40** original short videos for social accounts within FY term (65 total collection)

Instagram

<https://www.instagram.com/visitmorganhillca/>

YouTube

<https://www.youtube.com/channel/UC-FUjOJowIEZSI7Eeuoafxw/videos>

Facebook

<https://www.facebook.com/VisitMorganHillCA/>

Tik Tok

<https://www.tiktok.com/@visitmorganhill>

Pinterest

<https://www.pinterest.com/VisitMorganHill/>

Business Development for Sports & Events

Business development refers to the “sales” or lead generation effort for sports tournaments, private events like weddings, and privately organized events/festivals that rent facilities and bring groups overnight. These groups are often comparing different host locations, so VMH positions Morgan Hill as an option high in the funnel, then distributes leads directly to MH venue and facility partners. VMH also offers venue sourcing and hotel room block support to sports & event groups. Sports leads are more collaborative, so VMH meets routinely with the MHOSC and City of MH Parks & Rec/Aquatic Center to review opportunities. Visit Morgan Hill received 66 RFPs for private events this term. The leads were predominantly day-use, private event facility rental requests.

Pacific Masters Championship 2022
Morgan Hill, California Hotel & Visitor Information



Thursday, March 31, 2022 - Sunday, April 3, 2022

Visit Morgan Hill is excited to welcome you to the Morgan Hill Aquatic Center for the 2022 Pacific Masters Championship! We're pleased to provide you with all the information you need to book your hotel and plan your stay. Please see preferred hotel offers and Morgan Hill things to do below.

PACIFIC MASTERS SWIMMING

STAY IN MORGAN HILL
Preferred Hotels

Receive special offers on your hotel when booking through this site. (Please note, hotels are offering courtesy rates and are subject to terms and availability. Book early to ensure you secure your room!)





COURTYARD MARRIOTT
1800 Madrone Pkwy, Morgan Hill, CA 95037

LA QUINTA INN & SUITES
17043 Condit Rd, Morgan Hill, CA 95037

HAMPTON INN
16715 Condit Rd, Morgan Hill, CA 95037

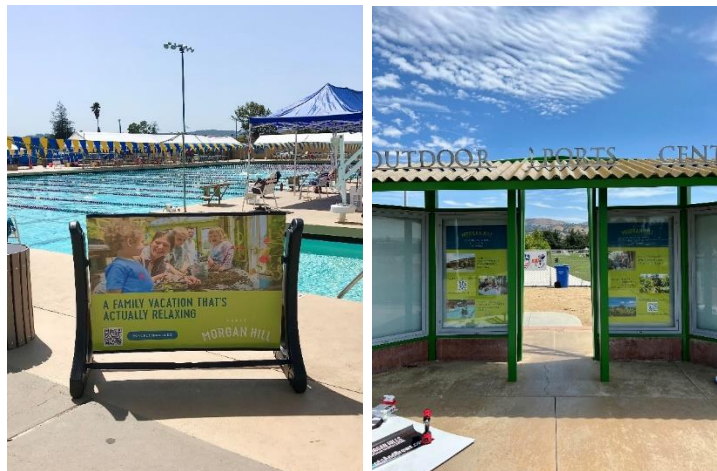
Notable sports tournament event leads include the Far Westerns (1000 swimmers) and Masters swim meets, which VMH supported the organizer in hotel sourcing. VMH provided custom landing pages for attendees with select hotel offers and easy access to visitor information. Around 100 room nights were directly traceable to the events, but the number is expected to be higher based on attendance. Pacific Swimming and other sports organization were a top referrer to the VMH website for the FY, originating over 1,750 site visits.

VMH attended its first travel trade show and pitch opportunity at the California Cup in Sacramento, an invitation-only tour operator event. This brought awareness of Morgan Hill to 30 international and domestic tour operators, other California destinations, and Visit California representatives. Attendance generated opportunities for direct hotel contracts for group tour and fly-drive travelers and valuable intel for positioning Morgan Hill in the tourism space. The event also generated a golf tour operator site visit to Morgan Hill.

- **56** general travel info requests, event vendor interest, event calendar, etc.
- **66** event/lodging leads were received. Leads included but not limited to: weddings, rehearsal dinner, milestone birthdays, baby showers, faith events, memorials, reunions, anniversaries, small meetings/retreats/trainings, seasonal pop-up attractions, endurance fitness races, pageant, soccer, cricket, film location, etc.

Sports Facility Improvements

In partnership with the City, MHOSC, and Aquatic Center, VMH created the [Sports Facility Calendar](#) resource for hotels and businesses to better staff and prepare for large events. VMH participated in the Sports Facility Master Planning process with the City. Additionally, VMH created signage for use during large meets and tournaments. A two-sided 4-foot portable sign with QR code linking to visitor information moves easily between the AC and MHOSC. VMH also installed signs at the main MHOSC kiosk entryway, including similar information and QR codes.



Visit Morgan Hill provides a tourism industry voice locally and provided various public comments to the Morgan Hill City Council throughout the term. VMH served on the Traffic Calming & Beautification Community Work Group and facilitated hotel correspondence regarding the Hotel Incentive Policy development. VMH hosted a virtual Tourism Workshop in October 2021. VMH also attends ongoing local collaborative business support meetings and provides tourism data and perspective with the City of Morgan Hill Economic Development Department, Chamber of Commerce, Downtown Association, the Wineries of Santa Clara Valley. VMH also interacts with the Wine Auction event committee (MHCF), the Morgan Hill Historical Society, and local arts groups (LCAC & Colibri Gallery) to support promotion of events. VMH executed various levels of promotion and support around the [Buy Local Campaign](#), including blogs highlighting partners, social media posts, inclusion in the consumer e-newsletter, and in some cases online search advertising for: a Holiday Shopping Guide, Restaurant Month Cuisine Guide, and Love Local Valentine's Day, and more.



10th Annual

Downtown Morgan Hill Brew Crawl

Saturday September 17th, 2022

9:00 - 5:00 PM

- Local Craft Beer & Cider, Live Music and a Cool Downtown
- Fun Walkable Beer Tasting Steps (See up below)
- Restaurant & Shopping Specials
- Meet Specials for your Weekend Getaway
- Partying with Fun to the Foreword Foundation
- Live Bands (See up below)

GET TICKETS

Hosted by the Morgan Hill Downtown Association

STAY THE WEEKEND WITH HOTEL SPECIALS!





Hotel Specials & Packages

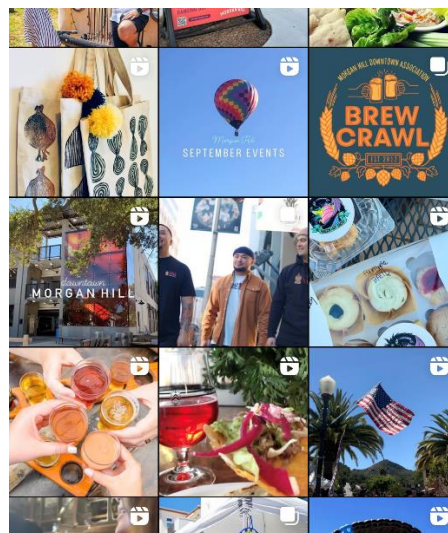




Restaurant & Shopping Specials

WEEKEND ITINERARY

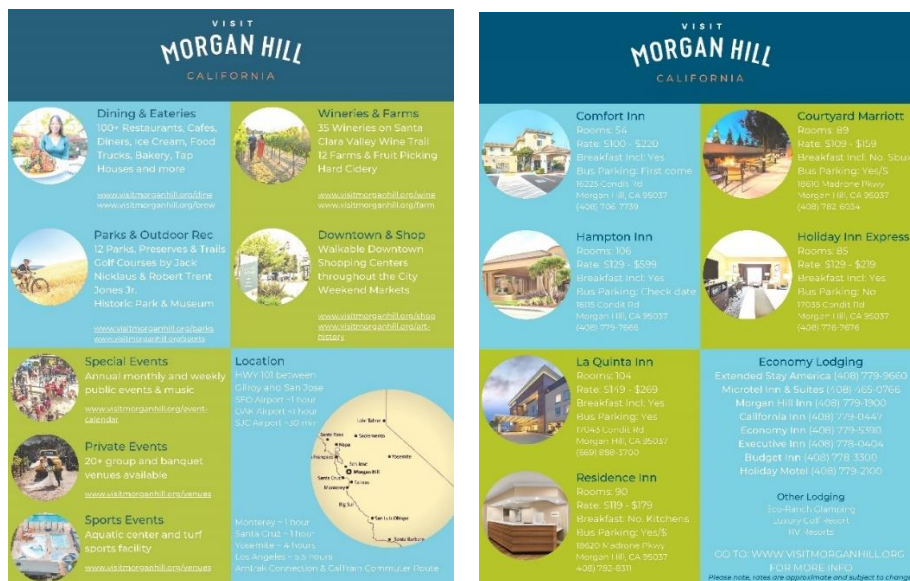
Friday, September 16th: Upside around downtown! Find restaurants



Print Materials

VMH created a printed brochure, including the Choose Morgan Hill brochure and map as an insert. About 1000 were distributed locally to hotels and businesses and 600 were sent to special requests generated from Visit California Road Trip ad VMH placed. VMH also created a 2-sided Visitor Information and Hotel flyer with detailed hotel info and “things to do.” These are sent directly to tournament and event organizers in business development efforts. The flyer is also available to local businesses, who may give out to customers looking for hotel room blocks or activities. This flyer and other materials are included on the Partner [Marketing Materials](#) page on the VMH website.

- **1600** rack cards/maps distributed



Conclusion

The Activities and Improvements provided by VMH in FY 21-22 augment Morgan Hill’s position as a travel destination for leisure, sports, and private events. They also increase Morgan Hill’s visibility and competitiveness in the marketplace for visitors seeking destinations with similar assets. VMH does this by creating useful consumer travel content, placing it in the right channels for the target audiences, and generating direct referrals to MH tourism businesses. More information available by request to Krista Rupp, Executive Director of Visit Morgan Hill at executivedirector@visitmorganhill.org. Those interested are encouraged to [subscribe to our Tourism Community Newsletter](#) for ongoing updates. You may find Visit Morgan Hill Board Meeting Information [here](#).

APPENDIX Item B: INCOME STATEMENT

Visit Morgan Hill

Income Statement

July 1, 2021 - June 30, 2022

Income

TBID	\$283,651.57
------	--------------

Total Income	\$283,651.57
---------------------	---------------------

Operating Expenses

Administrative

Salaries	\$126,919.23
Tax Services	\$750.00
Employer tax	
Employee tax	
Payroll service fees & wire fees	\$696.47
Insurance	\$2,981.00
Softwares, Systems (adobe, office, squarespace)	\$1,501.73
Dues and subscriptions data	\$3,500.00
Office Supplies, hardware, postage, misc	\$1,322.63

\$137,671.06

Marketing Communications

Agency Fees & Campaign Development	\$98,364.00
Additional Advertising	\$10,662.64
Content/Materials	\$2,609.41

\$111,636.05

Business Development & Industry

Sports & Event Development	\$14,655.53
Hosting Fees	\$1,528.08
Sponsorship	\$1,250.00

\$17,433.61

Industry & Community Relations

Local Partnership Campaigns	\$361.53
Partner & Industry Development	\$1,013.88

\$1,375.41

Total Operating Expense

\$268,116.13

Net Income

\$15,535.44

APPENDIX Item C: BALANCE SHEET

Visit Morgan Hill

Balance Sheet

June 30th, 2022

Assets

Current Assets	Checking	\$173,091.71
	AR	\$0.00
Total Current Assets		\$173,091.71

Liabilities & Equity

Liabilities \$0.00

Equity	Balance 7.1.21	\$157,556.27
	Year Earnings	\$283,651.57
	Less Op Exp	\$268,116.13
	Net	\$15,535.44

Total Liabilities & Equity \$173,091.71

APPENDIX Item D: CASH SUMMARY

Visit Morgan Hill

Cash Summary

Year Ending June 30th, 2022

Income

TBID	\$283,651.57
Total	\$283,651.57

Less Operating Expenses

Administrative & Salary	\$134,171.06
Dues & Subscriptions	\$3,500.00
Agency & Digital Campaign	\$98,364.00
Additional Ads & Promo Material	\$13,272.05
Business Development	\$17,433.61
Industry & Community Relations	\$1,375.41
Total	\$268,116.13

Summary

Opening Balance 7.1.21	157,556.27
Cash Movement	\$15,535.44
Closing Balance 6.30.22	\$173,091.71

CITY COUNCIL STAFF REPORT

MEETING DATE: October 19, 2022

PREPARED BY:

James Sylvain, Deputy Director Utility Services

APPROVED BY: City Manager

ACCEPT 2022 PUBLIC HEALTH GOALS REPORT ON WATER QUALITY

RECOMMENDATION(S)

1. Receive public comment; and
2. Accept and file the June 2022 Public Health Goals Report on Water Quality for the City of Morgan Hill.

COUNCIL PRIORITIES, GOALS & STRATEGIES

City Council Ongoing Priorities

Enhancing Public Safety

2022-2023 Strategic Priorities

Community Outreach, Engagement, and Messaging

Guiding Documents

Water System Master Plan

REPORT NARRATIVE:

As a water purveyor, the City must prepare a special report for the public every three years with information about water quality constituents detected in the drinking water and how they relate to State of California Public Health Goals (PHG's). PHGs are water quality goals established by the California Office of Environmental Health Hazard Assessment (OEHHA). A PHG is the level of chemical constituents in drinking water that does not pose a significant risk to health, and they are not regulatory standards. The OEHHA uses these constituents in health risk assessments and therefore keeping track of them is very important in assessing trends. In addition, State law requires that drinking water standards be set as close to the corresponding PHG's as is economically and technologically feasible. In some cases, it may not be feasible to set the drinking water standard at the same level as a PHG because the technology to treat the chemicals may not be available, or the cost of treatment may be excessive. The State must consider these factors when developing a drinking water standard.

The PHG report is required to address those constituents that have a Maximum Contaminant Level Goal (MCLG) or PHG and an existing Maximum Contaminant Level (MCL). A complete list is found in Attachment 2 of the PHG report. The City's PHG results are from water samples taken in 2021. The samples were taken from wells and test stations located throughout the City's distribution system. The analysis found concentrations that were equal to or greater than PHG's for lead, but concentrations were below levels that would require water treatment.

Water Quality Parameter	Sample Results	Public Health Goal	Overall, the
Lead	0.0010 mg/L	0.0002 mg/L	

drinking water provided by the City of Morgan did not contain contaminants, in violation of recognized and enforceable MCLs and met all State of California and USEPA drinking water standards. Additional costly treatment processes would be required to further reduce the levels of lead within the drinking water. The effectiveness of these treatment processes is uncertain. The health protection benefits of these further hypothetical reductions are not clear and may not be quantifiable. Therefore, no further action will be taken. This assessment is consistent with the recommendations of California Division of Drinking Water.

The complete PHG report is included as an attachment to this report.

COMMUNITY ENGAGEMENT:

Inform

The purpose of this report is to inform consumers of any contaminant that exceeds the applicable public health goal in the City of Morgan Hill's drinking water from 2019-2021.

ALTERNATIVE ACTIONS:

Not Applicable

PRIOR CITY COUNCIL AND COMMISSION ACTIONS:

The 2019 Public Health Goals Report was accepted by the City Council on September 18, 2019.

FISCAL AND RESOURCE IMPACT:

Preparation for this report is included in the Utilities Divisions' work plan. There are no fiscal impacts from accepting this report.

CEQA (California Environmental Quality Act):

Not a Project

This report serves as an administrative activity that will not result in direct or indirect physical changes in the environment.



PUBLIC HEALTH GOALS

REPORT ON WATER QUALITY

CITY OF MORGAN HILL

JUNE 2022



CITY OF MORGAN HILL
WATER SYSTEM
PUBLIC HEALTH GOALS REPORT ON
WATER QUALITY

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SECTION 1: BACKGROUND INFORMATION

What Are Public Health Goals (PHGs):

PHGs are water quality goals established by the California Office of Environmental Health Hazard Assessment (OEHHA) and are based solely on public health risk considerations. In setting the PHGs, OEHHA does not consider any of the practical risk-management factors which are considered by the United States Environmental Protection Agency (USEPA) and the State Water Resources Control Board (SWRCB) when setting drinking water standards. Some of these factors include Maximum Contaminant Levels (MCLs), including factors such as analytical detection capability, treatment technology available, and benefits & costs. PHGs are non-enforceable and are not required to be met by public water systems under the California Health and Safety Code. Maximum Contaminant Level Goals (MCLGs), established by USEPA, are the federal equivalent to PHGs.

Reporting Requirements:

Provisions of the California Health and Safety Code Section 116470 (see Attachment 1) specify that public water systems serving more than 10,000 service connections must prepare a special report if their water quality measurements have exceeded any PHGs. Reporting must be done every three years. The law also requires that where OEHHA has not adopted a PHG for a contaminant, the water suppliers are to use the MCLGs adopted by USEPA. The purpose of this report is to inform consumers of contaminants in City of Morgan Hill Water System's drinking water that exceeded the PHGs or MCLGs during 2019, 2020, and 2021. Included in PHG reports are the numerical public health risk associated with;

- The Maximum Contaminant Level (MCL) and the PHG or MCLG
- The category or type of risk to health that could be associated with each contaminant
- The best treatment technology available that could be used to reduce the contaminant level
- Estimate of the cost to install that treatment if it is appropriate and feasible.

For general information about the quality of the water delivered by City of Morgan Hill Water System, please refer to the latest Annual Water Quality Report. The report can be found online at:

www.morganhill.ca.gov/mhccreport

Water Quality Data Considered:

The water quality data collected by City of Morgan Hill Water System between 2019 and 2021 were considered for the purpose of determining compliance with drinking water standards and PHG reporting requirements (see Attachment 2). This data was all summarized in City of Morgan Hill's Annual Water Quality Reports, which are currently available to customers online at:

www.morganhill.ca.gov/mhccreport

For each regulated contaminant, SWRCB establishes Detection Limits for Purposes of Reporting (DLR). DLRs are the minimum levels at which any analytical result must be reported to SWRCB. Analytical results below the DLRs cannot be quantified with any certainty. In some cases, PHGs are set below the DLRs.

Guidelines Followed:

The Association of California Water Agencies (ACWA) formed a workgroup which prepared guidelines for water utilities to use in preparing these PHG reports. ACWA guidelines were used in the preparation of this report and can be found by following the link below.

[2022-ACWA-PHG-Report-Guidance_041422.pdf](#)

SECTION 2: CONTAMINANTS DETECTED THAT EXCEED PHGS OR MCLGS

Following is a discussion of the contaminants that was detected at levels above the PHG/MCLG. Reference Attachment 2 for MCLs, DLRs, and PHGs for Regulated Drinking Water Contaminants chart.

Lead:

The MCL for lead is 0.015 milligrams per liter (mg/L) in the triennial sample group. The City of Morgan Hill Water System results show a 0.0010 mg/L sample during 2021. Although the City of Morgan Hill Water System is not over the MCL, the Public Health Goal (PHG) requires the City of Morgan Hill to report any samples over the PHG for Lead 0.0002 mg/L. Lead may be an indicator of internal corrosion of/in the household plumbing system; discharges from industrial manufacturers; or erosion of natural deposits.

The reason for Lead drinking water standard is that infants and children who drink water containing lead more than the MCL may experience delays in their physical and mental development. Children may show slight deficits in attention span and learning abilities. Adults who drink this water over many years may develop kidney problems or high blood pressure.

For customers concerned about lead and/or copper in their drinking water, below are some steps to take to reduce exposure.

Have household water tested for lead and copper.

Find out whether household pipes/fixtures contain lead or lead solder and replace if desired.

Run household water for 15-30 seconds to help flush lead and copper from the pipes.

SECTION 3: TREATMENT FEASIBILITY AND RECOMMENDATIONS

Both the USEPA and SWRCB adopt what are known as BATs, or Best Available Technologies, which are the best-known methods of reducing contaminant levels to the MCL. Costs can be estimated for such technologies. However, since many PHGs and all MCLGs are set much lower

than the MCL, it is not always possible or feasible to determine what treatment is needed to further reduce a constituent downward to or near the PHG or MCLG, many of which are set at zero. Estimating the costs to reduce a constituent to zero is difficult, if not impossible because it is not possible to verify by analytical means that the level has been lowered to zero. In some cases, installing treatment to try and further reduce very low levels of one constituent may have adverse effects on other aspects of water quality.

The City of Morgan Hill drinking water does not exceed MCL's for the PHG contaminants discussed above. Consequently, Staff is recommending that no additional treatment be applied to the City drinking water system. The City will continue to coordinate with SWRCB to identify any additional measures that will improve operations and water quality in the distribution system. No further action is proposed at this time.

ATTACHMENT 1

EXERPT FROM CALIFORNIA HEALTH & SAFETY CODE SECTION 116470

(b) On or before July 1, 1998, and every three years thereafter, public water systems serving more than 10,000 service connections that detect one or more contaminants in drinking water that exceed the applicable public health goal, shall prepare a brief written report in plain language that does all the following:

- (1) Identifies each contaminant detected in drinking water that exceeds the applicable public health goal.
- (2) Discloses the numerical public health risk, determined by the office, associated with the maximum contaminant level for each contaminant identified in paragraph (1) and the numerical public health risk determined by the office associated with the public health goal for that contaminant.
- (3) Identifies the category of risk to public health, including, but not limited to, carcinogenic, mutagenic, teratogenic, and acute toxicity associated with exposure to the contaminant in drinking water and includes a brief plainly worded description of these terms.
- (4) Describes the best available technology, if any is then available on a commercial basis, to remove the contaminant or reduce the concentration of the contaminant. The public water system may, solely at its own discretion, briefly describe actions that have been taken on its own, or by other entities, to prevent the introduction of the contaminant into drinking water supplies.
- (5) Estimates the aggregate cost and the cost per customer of utilizing the technology described in paragraph (4), if any, to reduce the concentration of that contaminant in drinking water to a level at or below the public health goal.
- (6) Briefly describes what action, if any, the local water purveyor intends to take to reduce the concentration of the contaminant in public drinking water supplies and the basis for that

decision.

(f) Pending adoption of a public health goal by the Office of Environmental Health hazard Assessment pursuant to subdivision (c) of Section 116365, and in lieu thereof, public water systems shall use the national maximum contaminant level goal adopted by the United States Environmental Protection Agency for the corresponding contaminant for purposes of complying with the notice and hearing requirements of this section.

ATTACHMENT 2

MCLs, DLRs, and PHGs for Regulated Drinking Water Contaminants (Units are in milligrams per liter (mg/L), unless otherwise noted.) Last Update: December 26, 2018				
This table includes: California's maximum contaminant levels (MCLs) Detection limits for purposes of reporting (DLRs) Public health goals (PHGs) from the Office of Environmental Health Hazard Assessment (OEHHA)				
Also, PHGs for NDMA (which are not yet regulated) are included at the bottom of this table.				
	MCL	DLR	PHG	PHG Exceeded?
Chemicals with MCLs in 22 CCR §64431—Inorganic Chemicals				
Aluminum	1	0.05	0.6	NO
Antimony	0.006	0.006	0.001	NO
Arsenic	0.010	0.002	0.000004	NO
Asbestos (MFL = million fibers per liter; for fibers >10 microns long)	7 MFL	0.2 MFL	7 MFL	NO
Barium	1	0.1	2	NO
Beryllium	0.004	0.001	0.001	NO
Cadmium	0.005	0.001	0.00004	NO
Chromium, Total - OEHHA withdrew the 0.0025-mg/L PHG	0.05	0.01	withdawn Nov. 2001	NO
Chromium, Hexavalent – 0.01-mg/L MCL & 0.01 mg/L DLR repealed September 2017	n/a	0.001	0.00002	NO
Cyanide	0.15	0.1	0.15	NO
Fluoride	2	0.1	1	NO
Mercury (inorganic)	0.002	0.001	0.0012	NO
Nickel	0.1	0.01	0.012	NO
Nitrate (as nitrogen, N)	10 as N	0.4	45 as NO ₃ (=10 as N)	NO
Nitrite (as N)	1 as N	0.4	1 as N	NO
Nitrate + Nitrite (as N)	10 as N	--	10 as N	NO
Perchlorate	0.006	0.004	0.001	NO
Selenium	0.05	0.005	0.03	NO
Thallium	0.002	0.001	0.0001	NO

Copper and Lead, 22 CCR §64672.3				PHG Exceeded?
Copper	1.3	0.05	0.3	NO
Lead	0.015	0.005	0.0002	Yes
Radionuclides with MCLs in 22 CCR §64441 and §64443—Radioactivity				PHG Exceeded?
[units are picocuries per liter (pCi/L), unless otherwise stated; n/a = not applicable]				
Gross alpha particle activity - OEHHA concluded in 2003 that a PHG was not practical	15	3	none	NO
Gross beta particle activity - OEHHA concluded in 2003 that a PHG was not practical	4 mrem/yr.	4	none	NO
Radium-226	--	1	0.05	NO
Radium-228	--	1	0.019	NO
Radium-226 + Radium-228	5	--	--	NO
Strontium-90	8	2	0.35	NO
Tritium	20,000	1,000	400	NO
Uranium	20	1	0.43	NO

Chemicals with MCLs in 22 CCR §64444—Organic Chemicals				PHG Exceeded?
(a) Volatile Organic Chemicals (VOCs)				
Benzene	0.001	0.0005	0.00015	NO
Carbon tetrachloride	0.0005	0.0005	0.0001	NO
1,2-Dichlorobenzene	0.6	0.0005	0.6	NO
1,4-Dichlorobenzene(p-DCB)	0.005	0.0005	0.006	NO
1,1-Dichloroethane (1,1-DCA)	0.005	0.0005	0.003	NO
1,2-Dichloroethane (1,2-DCA)	0.0005	0.0005	0.0004	NO
1,1-Dichloroethylene (1,1-DCE)	0.006	0.0005	0.01	NO
cis-1,2-Dichloroethylene	0.006	0.0005	0.013	NO
trans-1,2-Dichloroethylene	0.01	0.0005	0.05	NO
Dichloromethane (Methylene chloride)	0.005	0.0005	0.004	NO
1,2-Dichloropropane	0.005	0.0005	0.0005	NO
1,3-Dichloropropene	0.0005	0.0005	0.0002	NO
Ethylbenzene	0.3	0.0005	0.3	NO
Methyl tertiary butyl ether (MTBE)	0.013	0.003	0.013	NO
Monochlorobenzene	0.07	0.0005	0.07	NO
Styrene	0.1	0.0005	0.0005	NO
1,1,2,2-Tetrachloroethane	0.001	0.0005	0.0001	NO
Tetrachloroethylene (PCE)	0.005	0.0005	0.00006	NO
Toluene	0.15	0.0005	0.15	NO
1,2,4-Trichlorobenzene	0.005	0.0005	0.005	NO
1,1,1-Trichloroethane (1,1,1-TCA)	0.2	0.0005	1	NO
1,1,2-Trichloroethane(1,1,2-TCA)	0.005	0.0005	0.0003	NO

	MCL	DLR	PHG	PHG Exceeded?
Chemicals with MCLs in 22 CCR §64431—Inorganic Chemicals				
Trichloroethylene (TCE)	0.005	0.0005	0.0017	NO
Trichlorofluoromethane (Freon 11)	0.15	0.005	1.3	NO
1,1,2-Trichloro-1,2,2-Trifluoroethane (Freon 113)	1.2	0.01	4	NO
Vinyl chloride	0.0005	0.0005	0.00005	NO
Xylenes	1.75	0.0005	1.8	NO

(b) Non-Volatile Synthetic Organic Chemicals (SOCs)				PHG Exceeded?
Alachlor	0.002	0.001	0.004	NO
Atrazine	0.001	0.0005	0.00015	NO
Bentazon	0.018	0.002	0.2	NO
Benzo(a)pyrene	0.0002	0.0001	0.000007	NO
Carbofuran	0.018	0.005	0.0017	NO
Chlordane	0.0001	0.0001	0.00003	NO
Dalapon	0.2	0.01	0.79	NO
1,2-Dibromo-3-chloropropane (DBCP)	0.0002	0.00001	0.0000017	NO
2,4-Dichlorophenoxyacetic acid (2,4-D)	0.07	0.01	0.02	NO
Di(2-ethylhexyl)adipate	0.4	0.005	0.2	NO
Di(2-ethylhexyl)phthalate (DEHP)	0.004	0.003	0.012	NO
Dinoseb	0.007	0.002	0.014	NO
Diquat	0.02	0.004	0.006	NO
Endrin	0.002	0.0001	0.0003	NO
Endothal	0.1	0.045	0.094	NO
Ethylene dibromide (EDB)	0.00005	0.00002	0.00001	NO
Glyphosate	0.7	0.025	0.9	NO
Heptachlor	0.00001	0.00001	0.000008	NO
Heptachlor epoxide	0.00001	0.00001	0.000006	NO
Hexachlorobenzene	0.001	0.0005	0.00003	NO
Hexachlorocyclopentadiene	0.05	0.001	0.002	NO
Lindane	0.0002	0.0002	0.000032	NO
Methoxychlor	0.03	0.01	0.00009	NO
Molinate	0.02	0.002	0.001	NO
Oxamyl	0.05	0.02	0.026	NO
Pentachlorophenol	0.001	0.0002	0.0003	NO
Picloram	0.5	0.001	0.166	NO
Polychlorinated biphenyls (PCBs)	0.0005	0.0005	0.00009	NO
Simazine	0.004	0.001	0.004	NO
2,4,5-TP (Silvex)	0.05	0.001	0.003	NO
2,3,7,8-TCDD (dioxin)	3x10 ⁻⁸	5x10 ⁻⁹	5x10 ⁻¹¹	NO
Thiobencarb	0.07	0.001	0.042	NO
1,2,3- Trichloropropane	0.000005	0.000005	0.0000007	NO
Toxaphene	0.003	0.001	0.00003	NO

Chemicals with MCLs in 22 CCR §64533—Disinfection Byproducts				PHG Exceeded?
Total Trihalomethanes	0.080	--	--	NO
Bromodichloromethane	--	0.0010	0.00006	NO
Bromoform	--	0.0010	0.0005	NO
Chloroform	--	0.0010	0.0004	NO
Dibromochloromethane	--	0.0010	0.0001	NO
Haloacetic Acids (five) (HAA5)	0.060	--	--	NO
Monochloroacetic Acid	--	0.0020	--	NO
Dichloroacetic Acid	--	0.0010	--	NO
Trichloroacetic Acid	--	0.0010	--	NO
Monobromoacetic Acid	--	0.0010	--	NO
Dibromoacetic Acid	--	0.0010	--	NO
Bromate	0.010	0.0050**	0.0001	NO
Chlorite	1.0	0.020	0.05	NO
Chemicals with PHGs established in response to DDW requests. These are not currently regulated drinking water contaminants.				PHG Exceeded?
N-Nitrosodimethylamine (NDMA)	--	--	0.000003	NO
*OEHHA's review of this chemical during the year indicated (rev20XX) resulted in no change in the PHG.				
**The DLR for Bromate is 0.0010 mg/L for analysis performed using EPA Method 317.0 Revision 2.0, 321.8, or 326.0.				

CITY COUNCIL STAFF REPORT

MEETING DATE: October 19, 2022

PREPARED BY:

Eric Blomquist, Building Official

APPROVED BY: City Manager

INTRODUCE AN ORDINANCE OF THE CITY OF MORGAN HILL AMENDING CHAPTERS 15.08 (BUILDING CODE), 15.12 (ELECTRICAL CODE), 15.16 (MECHANICAL CODE), 15.20 (PLUMBING CODE), AND 15.44 (FIRE CODE) TO ADOPT BY REFERENCE THE 2022 CALIFORNIA STATE BUILDING STANDARDS CODES KNOWN AND DESIGNATED AS CALIFORNIA CODE OF REGULATIONS, TITLE 24 AMENDING CHAPTER 15.25 (PROPERTY MAINTENANCE) TO ADOPT BY REFERENCE THE 2021 INTERNATIONAL PROPERTY MAINTENANCE CODE AND TO MAKE MINOR CHANGES TO SECTIONS IN CHAPTERS 15.65 (SUSTAINABLE BUILDING REGULATIONS) AND 15.66 (SWIMMING POOLS) OF TITLE 15 (BUILDING AND CONSTRUCTION) OF THE MORGAN HILL MUNICIPAL CODE

RECOMMENDATION(S)

1. Waive reading;
2. Introduce the ordinance by title; and
3. Set November 2, 2022 at 7:00 p.m. as the date and time for a public hearing to consider adoption of an ordinance.

COUNCIL PRIORITIES, GOALS & STRATEGIES

City Council Ongoing Priorities

Enhancing Public Safety

Preserving and Cultivating Public Trust

REPORT NARRATIVE:

Pursuant to the California Health and Safety Code, the California Building Standards Commission is required to adopt certain uniform codes triennially. This code is the 2022 California Building Standards Code located in California Code of Regulations, Title 24 of the California Health and Safety Code. This consists of twelve different parts and provides the uniform building standards throughout California. These parts include administrative, building, residential, electrical, mechanical, plumbing, energy, historical,

existing, fire, green and building referenced standards. Local agencies may amend the uniform codes adopted by the Commission upon making findings related to local geographic, topographic, and climatic conditions. If local agencies do not act to amend the code, the versions adopted by the Commission shall govern.

In order to maintain the existing Morgan Hill local code amendments that were made to the previous edition of the California Building Standards Code and to adopt additional new code amendments, it is necessary to revise certain Chapters of Title 15 (Building and Construction) of the City's Municipal Code.

Chapters 15.08 (Building Code), 15.12 (Electrical Code), 15.16 (Mechanical Code), 15.20 (Plumbing Code) is revised to adopt the 2022 California Building Standards Codes and amend the appropriate sections to maintain the previously adopted local code amendments.

Chapter 15.44 (Fire Code) is revised to adopt the 2022 California Fire Code and amend certain sections as recommended by the City Fire Marshal and to maintain consistency with other jurisdictions within Santa Clara County.

Chapter 15.25 (Property Maintenance) is revised to adopt the 2021 International Property Maintenance Code and amend the appropriate sections to maintain the previously adopted local code amendments.

Chapter 15.65 (Sustainable Building Regulations) has been revised to provide a general reference to a California Building Standards Code rather than a specific code year, which will eliminate the need to update this section with every triennial code adoption.

Chapter 15.66 (Swimming Pools) has been revised to provide clarification for a required pool enclosure and provide consistency with the California Health and Safety Code regarding the characteristics of this drowning prevention enclosure.

A copy of the 2022 California Building Standards Codes, 2021 International Property Maintenance Code and the proposed amendments will be kept on file and available for public review at the office of the City Building Official.

COMMUNITY ENGAGEMENT:

Inform: The Building Division will provide building code update outreach to the local development community, contractors, and homeowners.

ALTERNATIVE ACTIONS:

Not Applicable

PRIOR CITY COUNCIL AND COMMISSION ACTIONS:

On November 6, 2019, Council adopted Ordinance 2307 adopting the 2019 California State Building Standards Code and the 2018 International Property Maintenance Code

FISCAL AND RESOURCE IMPACT:

Periodic reviews and updates of the City's Municipal Code, including Building Standards, are part of the staff's annual workplan. The primary resources allocated to this update were from the Development Services Department.

CEQA (California Environmental Quality Act):

Adoption of an ordinance and resolution regarding Building and Fire Codes is exempt from the requirements of the California Environmental Quality Act (CEQA) under Title 14 of the California Code of Regulations, Section 15061(b)(3), in that it is not a Project which has the potential for causing a significant effect on the environment. The action being considered by the City Council is an administrative activity of government that will not result in the direct or indirect physical change in the environment. This action entails adoption of State mandated Building Codes that are enforceable upon the City. Minor amendments will not have a significant effect on the environment because the strengthened requirements reduce hazards and accommodate features to reduced environmental effects.

ORDINANCE NO. _____, NEW SERIES

AN ORDINANCE OF THE CITY OF MORGAN HILL AMENDING CHAPTERS 15.08 (BUILDING CODE), 15.12 (ELECTRICAL CODE), 15.16 (MECHANICAL CODE), 15.20 (PLUMBING CODE), AND 15.44 (FIRE CODE) TO ADOPT BY REFERENCE THE 2022 CALIFORNIA STATE BUILDING STANDARDS CODES KNOWN AND DESIGNATED AS CALIFORNIA CODE OF REGULATIONS, TITLE 24 AMENDING CHAPTER 15.25 (PROPERTY MAINTENANCE) TO ADOPT BY REFERENCE THE 2021 INTERNATIONAL PROPERTY MAINTENANCE CODE AND TO MAKE MINOR CHANGES TO SECTIONS IN CHAPTERS 15.65 (SUSTAINABLE BUILDING REGULATIONS) AND 15.66 (SWIMMING POOLS) OF TITLE 15 (BUILDING AND CONSTRUCTION) OF THE MORGAN HILL MUNICIPAL CODE

WHEREAS, Health and Safety Code Section 17922 requires that the State adopt building standards and rules and regulations (“State Building Standards Code”) and that such State Building Standards Code impose substantially the same requirements as are contained in the most recent editions of specified uniform industry codes; and

WHEREAS, Health and Safety Code Section 17958 allows the City Council to adopt ordinances or regulations which impose the same requirements as the State Building Standards Code or make changes or modifications to the State Building Standards Code upon express findings that that such modifications or changes are reasonably necessary because of local climatic, geological, or topographical conditions; and

WHEREAS, the Building Standards, along with any changes or modifications made by the City Council, become effective 180 days after publication by the California Building Standards Commissions; and

WHEREAS, the City Council desires to adopt the 2022 State Building Standards Code, including the California Building Code, the California Electrical Code, the California Mechanical Code, the California Plumbing Code, and the California Fire Code, as published by the California Building Standards Commission, along with changes and modifications reasonably necessary because of local climatic, geological, or topographical conditions, based on findings set forth in this ordinance; and

WHEREAS, the Building Official and the Fire Department have determined that local amendments to the State Building Standards Codes are necessary due to unique conditions that exist in the City of Morgan Hill; and

WHEREAS, amendments related to fire and life-safety contained in the 2022 State Building Standards Code as recommended by the City Building Official and the Fire Department

are hereby found to be reasonably necessary due to the following local conditions, along with additional express findings that are already on file with the California Building Standards Commission:

A. Climatic Conditions

Santa Clara County and the City of Morgan Hill are located in a semi-arid Mediterranean type climate which predisposes all fuels to rapid ignition and spread of fire. Hot, dry winds and low humidities are common to all areas within the City of Morgan Hill and Santa Clara County in general. Winter rains promote the growth of grass and brush. This vegetation presents heavy dry fuel loads in the summer months. These conditions are conducive to the ready ignition, propagation, and spread of grass, brush, and structure fires. These conditions, which can cause small brush fires that spread quickly, are a contributing factor to the high fire danger in the area and create the need for an increased level of fire protection. This added protection will supplement normal fire department response and provide immediate protection for life and safety of multiple occupancy occupants during fire occurrences.

B. Topographic Conditions

The topography of Morgan Hill has hillside homes on each side of the City with long response times for safety equipment. The City foothills cause many problems for firefighters, including long response times, inadequate water supply, and unlimited fuel. Fog, heavy rains, mud slides, and earthquakes are other common occurrences which negatively affect the ability of the City's public safety resources to respond to emergency situations. The City is in a Category D seismic activity classification. Many traffic corridors such as Highway 101, Monterey Road, Union Pacific Railroad, related bridges, underpasses, and crossings are subject to obstruction in the event of an earthquake, traffic accident, hazardous material spill, or other disaster.

C. Geographic Conditions

1. Santa Clara County and the City of Morgan Hill are located within the seismically active San Francisco Bay region. The significant earthquakes in the region are generally associated with the crustal movements along well-defined, active fault zones. The nearest known active faults are the San Andreas Fault, approximately 12 miles southwest of Morgan Hill and the Calaveras Fault, approximately one mile northeast. Both faults have produced major earthquakes in the past and have estimated maximum credible Richter magnitudes of 8.3 and 7.3, respectively. The Sargent-Berrocal Fault, a potentially active fault, lies approximately ten miles away and has an estimated maximum credible Richter magnitude of 7.3. The Coyote Creek Fault is located in Morgan Hill and is classified as potentially active as well. In addition, several unnamed faults traverse the western slopes of the upland areas.
2. Regional planning for reoccurrence is recommended by the State Department of Conservation. The October 17, 1989 Santa Cruz earthquake resulted in only one major San Francisco fire in the Marina district but, when combined with the 34 other fires and over 500 responses, the fire department was taxed to its full capabilities. The Marina fire was difficult to contain because mains supplying water to the district burst during the earthquake. If more fires had been ignited by the earthquake, it

would have been difficult for the fire department to contain them. Experts predict a major earthquake in our area. This situation creates the need for both additional fire protection measures and automatic on-site fire protection for building occupants since a multitude of fires may result from breakage of gas lines and electric lines as a result of an earthquake.

3. Traffic and circulation congestion presently existing in the City of Morgan Hill often places fire department response time to fire occurrences at risk. This condition will be exacerbated by any major disaster, including any earthquake where damage to the highway system will occur. This condition makes the need for additional on-site protection for property occupants necessary.
4. The City of Morgan Hill is located in an area subject to a climatic condition of high winds and low humidity. This combination of events creates an environment which is conducive to rapidly spreading fires. Control of such fires requires rapid response. Obstacles generated by a strong wind, such as fallen trees, street lights, and utility poles, greatly impact the response time to reach an incident scene.
5. The City of Morgan Hill is located in the middle of a seismically active area. The viability of the public water system would be questionable at best after a major seismic event. A severe seismic event has the potential to negatively impact any rescue or fire suppression activities because it is likely to create obstacles similar to those indicated under the high wind section above. With the probability of strong aftershocks, there exists a need to provide increased protection for anyone on upper floors.
6. The City of Morgan Hill is located approximately sixteen miles from the ocean. The City's typical ground water level is between ten and twenty feet. This condition makes the City more prone to subsidence issues than most inland communities; and

WHEREAS, the 2021 International Property Maintenance Code corrects duplicative provisions of the Municipal Code Property Maintenance Chapter (Chapter 15.24) and;

WHEREAS, minor changes are proposed by the Building Official to the Sustainable Building Regulations Chapter (Chapter 15.65) and the Swimming Pools Chapter (Chapter 15.66) of the Morgan Hill Municipal Code correcting inconsistency with State regulations.

THE CITY COUNCIL OF THE CITY OF MORGAN HILL DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Chapter 15.08 (Building Code) of Title 15 (Buildings and Construction) of the Morgan Hill Municipal Code is hereby amended to read (additions in underline, deletions in ~~strikeout~~):

"Chapter 15.08 - BUILDING CODE

Sections:

- 15.08.010** Adoption of the 20~~22~~¹⁹ California Building Code and the 20~~22~~¹⁹ California Residential Code, and other parts of the State Buildings Standards Code.
- 15.08.020** Short title.
- 15.08.030** Organization, enforcement, fees, and inspections.
- 15.08.040** Additions, amendments, and deletions.
- ~~**15.08.050** Sections 1505.1.4 and R902.1.4 amended—Construction of roof coverings in wildland-urban interface areas.~~
- 15.08.0~~5~~⁶⁰** Building over utility easements.
- 15.08.0~~6~~⁷⁰** Section R313.1 and R313.2 amended – Automatic Fire Sprinklers Systems
- 15.08.0~~7~~⁸⁰** Section 2308.6.3 and R602.10.4 , amended – Braced wall panel methods (gypsum board and Portland cement plaster).
- 15.08.0~~8~~⁹⁰** Section 1907.1 and R506.1 amended - Minimum slab provisions.
- 15.08.~~9~~¹⁰⁰** Violation—Penalty.

15.08.010 - Adoption of the 20~~22~~¹⁹ California Building Code, the 20~~22~~¹⁹ California Residential Code and other parts of the State Building Standards Code.

There is hereby adopted by reference that certain code known and designated as the California Code of Regulations, Title 24, Parts 1, 2, 2.5, 3, 4, 5, 6, 8, 10, 11, and 12 as published by the California Building Standards Commission, as further described and including the following:

- 20~~22~~¹⁹ California Administrative Code (California Code of Regulations Title 24, Part 1).
- 20~~22~~¹⁹ California Building Code (California Code of Regulations Title 24, Part 2) based on the 20~~21~~¹⁸ International Building Code; as prepared by the International Code Council, and as amended by the State of California.
- 20~~22~~¹⁹ California Residential Code (California Code of Regulations Title 24, Part 2.5) based on the 20~~21~~¹⁸ International Residential Code; as prepared by the International Code Council, and as amended by the State of California.
- 20~~22~~¹⁹ California Energy Code (California Code of Regulations Title 24, Part 6).
- 20~~22~~¹⁹ California Historical Building Code (California Code of Regulations Title 24, Part 8).
- 20~~22~~¹⁹ California Existing Building Code (California Code of Regulations Title 24, Part 10) based on the 20~~21~~¹⁸ International Existing Building Code; as prepared by the International Code Council, and as amended by the State of California.
- 20~~22~~¹⁹ California Green Building Standards Code (California Code of Regulations Title 24, Part 11).
- 20~~22~~¹⁹ California Referenced Standards Code (California Code of Regulations Title 24, Part 12).

Such code shall include those sections requiring enforcement by the Morgan Hill Building Department, and, as further amended by the City of Morgan Hill, provisions intended to address local climatic, geologic, and topographic conditions as permitted by state law. Adoption of said code shall include the adoption of Appendices ~~B~~, I, and J, including Division II Scope and Administration, contained in the 2022~~19~~ California Building Code and Appendices AH, including Division II Administration of the 2022 California Residential Code.

Such code shall be and become the City of Morgan Hill Building Code regulating the erection, construction, alteration, repair, relocation, demolition, occupancy, use, height, area, and maintenance of all buildings and structures and certain equipment therein specifically regulated. The provisions of said code shall provide for the issuance of permits and certificates of occupancy, the collection of fees thereof, and penalties for violation of such code.

At least one copy of the City of Morgan Hill Building Code has been deposited in the office of the city building official and is available for public inspection.

15.08.020 - Short title.

This chapter shall be known as the "building code" and may be cited as such.

15.08.030 - Organization, enforcement, fees, and inspections.

The organization, enforcement, fees, and inspections shall comply with the 2022~~19~~ California Building Code. The building official may~~shall~~ use the building valuation data from the International Code Council and incorporate a regional cost modifier for determining a "cost per square foot."

15.08.040 - Additions, amendments, and deletions.

The following provisions of the California Building Code and California Residential Code shall be added, amended, or deleted as follows:

A. The following sections in the California Building Code are amended by this chapter:
~~1505.1.4~~, 2308.6.3, and 1907.1.

B. The following section in the California Residential Code is amended by this chapter:
~~R313.1, R313.2, R506.1 and, R602.10.4 and R902.1.4. 15.08.050—Sections 1505.1.4 and R902.1.4 amended—Construction of roof coverings in wildland-urban interface areas.~~

~~A. Section 1505.1.4 of the 2019 California Building Code is hereby amended to read in its entirety:~~

~~1505.1.4 Roofing requirements in a Wildland-Urban Interface Fire Area. Roofing requirements for structures located in a Wildland-Urban Interface Fire Area shall comply with Section 705A. The entire roof covering of every existing structure where more than 50 percent of the total roof area is replaced within any one-year period, the entire roof covering of every new structure, and any roof covering applied in the alteration, repair or replacement of the roof of every existing structure, shall be a fire-retardant roof covering that is at least Class A.~~

~~B. Section R902.1.4 of the 2019 California Residential Code is hereby amended to read in its entirety:~~

~~R902.1.4 Roofing requirements in a wildland-urban interface fire area. Roofing requirements for structures located in a Wildland-Urban Interface Fire Area shall comply with~~

~~Section R337.5. The entire roof covering of every existing structure where more than 50 percent of the total roof area is replaced within any one-year period, the entire roof covering of every new structure, and any roof covering applied in the alteration, repair or replacement of the roof of every existing structure, shall be a fire-retardant roof covering that is at least Class A.~~

~~C.—Findings.~~

- ~~1.—The council finds and declares that the areas as defined in the open space and conservation element of the general plan are considered a hazardous fire area and that it is, therefore, necessary to establish special minimum fire-resistive requirements in these areas for the protection of life and property. The fire hazard of untreated wood roofs has long been recognized by the National Fire Protection Association. The city's foothills cause many problems for firefighters including long response times, inadequate water supply, and unlimited fuel. The city is in a region which experiences high winds and low humidity during summer months. Winter rains promote the growth of grass and brush. This vegetation presents heavy dry fuel loads in the summer months. These conditions are conducive to the ready ignition, propagation, and spread of grass, brush, and structure fires. Fog, heavy rains, mud slides, and earthquakes are other common occurrences which negatively affect the ability of the city's public safety resources to respond to emergency situations. The topography of Morgan Hill has hillside homes on each side of the city, causing long response time for safety equipment. The city is in a Category D seismic activity classification. Many traffic corridors, such as Highway 101 and Monterey Road, Union Pacific Railroad, and related bridges, underpasses, and crossings are subject to obstruction in the event of an earthquake, traffic accident, hazardous material spill, or other disaster.~~
- ~~2.—Any of the above factors could quickly exhaust the fire department's resources and prevent the assistance of mutual aid resources. Therefore, Class A roofing would provide the fire protection needed through this amendment.~~

15.08.0560 - Building over utility easements.

It is unlawful for any person, firm, or corporation to erect, construct, or maintain any structure, building, garage, carport, storage shed, or other similar building over or within the boundary of any utility easement. "Utility easement" as used in this section includes any easement for a gas line, water line, storm drainage line, sewer line or buried or overhead electrical or telephone lines.

15.08.0670 – Section R313.1 and R313.2 amended—Automatic Fire Sprinkler Systems.

A. Section R313.1 of the 2022 California Residential Code, is hereby amended to read in its entirety:

R313.1 Townhouse automatic fire sprinkler systems. An automatic residential fire sprinkler system shall be installed in townhouses.

Exception: An automatic residential fire sprinkler system shall not be required where additions or alterations are made to existing townhouses if the addition does not exceed 1200 square feet or result in a total building area of more than 3600 square feet and an existing automatic residential fire sprinkler system is not installed.

B. Section R313.2 of the 2022 California Residential Code is amended to read in its entirety:

R313.2 One- and two-family dwellings automatic fire sprinkler systems. An automatic residential fire sprinkler system shall be installed in one- and two-family dwellings.

Exception:

1. An automatic residential fire sprinkler system shall not be required where additions or alterations are made to existing buildings if the addition does not exceed 1200 square feet or result in a total building area of more than 3600 square feet and an existing automatic residential fire sprinkler system is not installed.
2. Accessory Dwelling Unit, provided that all of the following are met:
 - 2.1. The unit meets the definition of an Accessory Dwelling Unit as defined in the Government Code Section 65852.2.
 - 2.2. The existing primary residence does not have automatic fire sprinklers.
 - 2.3. The accessory detached dwelling unit does not exceed 1,200 square feet in size.
 - 2.4. The unit is on the same lot as the primary residence.

C. Findings. The City of Morgan Hill is located in an area subject to a climatic condition of high winds and low humidity. This combination of events creates an environment which is conducive to rapidly spreading fires. Control of such fires requires rapid response. Obstacles generated by a strong wind, such as fallen trees, street lights, and utility poles, greatly impact the response time to reach an incident scene. This condition makes the requirement for additional on-site protection for property occupants necessary.

15.08.0780 - Section 2308.6.3 and R602.10.4 amended—Braced wall panel methods (gypsum board and Portland cement plaster).

- A. ~~Section 2308.6.3~~ of the ~~2022~~¹⁹ California Building Code, which allows the use of gypsum board and Portland cement plaster for wall bracing, is hereby amended to read in its entirety:

2308.6.3 Braced wall panel methods

Construction of braced wall panels shall be by one or a combination of the methods in Table 2308.6.3(1). Braced wall panel length shall be in accordance with Section 2308.6.4 or 2308.6.5. The use of Gypsum Board (GB) or Portland Cement Plaster (PCP) type braced wall panels are not allowed.

- B. Section R602.10.4 of the ~~2022~~ California Residential Code, which allows the use of gypsum board and Portland cement plaster for wall bracing, is hereby amended to read in its entirety:

R602.10.4 Construction methods for braced wall panels.

Intermittent and continuously sheathed braced wall panels shall be constructed in accordance with this section and the methods listed in Table R602.10.4. The use of Gypsum Board (GB) or Portland Cement Plaster (PCP) type braced wall panels are not allowed.

- C. ~~Findings.~~ The city is in a Category D seismic activity classification. Gypsum wallboard and exterior Portland cement plaster have performed poorly during California seismic events. Shear values for gypsum wallboard and Portland cement plaster contained in the code are based on monodirectional testing. It is appropriate to eliminate the use of these materials until cyclic loading tests are performed and evaluated.

15.08.0890 - Section 1907.1 and R506.1 amended—Minimum slab provisions.

A. Section 1907.1 of the 2022~~19~~ California Building Code is hereby amended to read in its entirety:

—1907.1 General. The thickness of concrete floor slabs supported directly on the ground shall be not less than 3-1/2 inches (89 mm). The slab shall be reinforced with not less than six inches by six inches ten-gauge wire mesh or an approved alternate. A 6-mil (0.006 inch; 0.15 mm) polyethylene vapor retarder with joints lapped not less than 6 inches (152 mm) shall be placed between the base course or subgrade and the concrete floor slab, or other approved equivalent methods or materials shall be used to retard vapor transmission through the floor slab.

Exception: A vapor retarder is not required:

1. For detached structures accessory to occupancies in Group R-3, such as garages, utility buildings or other unheated facilities.
2. For unheated storage rooms having an area of less than 70 square feet (6.5 m²) and carports attached to occupancies in Group R-3.
3. For buildings of other occupancies where migration of moisture through the slab from below will not be detrimental to the intended occupancy of the building.
4. For driveways, walks, patios and other flatwork that will not be enclosed at a later date.
5. Where approved based on local site conditions.

B. Section R506.1 of the 2022~~19~~ California Residential Code is hereby amended to read in its entirety:

R506.1 General. Concrete slab-on-ground floors shall be designed and constructed in accordance with the provisions of this section or ACI 332. Floors shall be a minimum 3-1/2

inches (89 mm) thick (for expansive soils, see Section R403.1.8). The slab shall be reinforced with not less than six inches by six inches ten-gauge wire mesh or an approved alternate. The specified compressive strength of concrete shall be as set forth in Section R402.2.

C. —Findings. To avoid damage due to soil expansion, shrinkage and seismic activity which causes damage to concrete slab flooring throughout the city, imposing the above requirements eliminates the need for a soils report for some small projects.

15.08.2100 - Violation.

A. A violation of the code adopted by this chapter occurs when a person:

1. Fails to comply with this code;
2. Violates or fails to comply with any order made under this code;
3. Builds in violation of any detailed statement of specifications or plans submitted and approved thereunder or any certificate or permit issued thereunder and from which no appeal has been taken; or
4. Fails to comply with such an order as affirmed or modified by the city council or by a court of competent jurisdiction, within the time fixed in this chapter.

- B. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue and all such persons shall be required to correct or remedy such violations or defects within a reasonable time.
- C. The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions.

SECTION 2. Chapter 15.12 (Electrical Code) of Title 15 (Buildings and Construction) of the Morgan Hill Municipal Code is hereby amended to read (additions in underline, deletions in ~~strikeout~~):

"Chapter 15.12 - ELECTRICAL CODE

Sections:

- 15.12.010** **Short title.**
- 15.12.020** **Adoption of the 2022~~19~~ California Electrical Code.**
- 15.12.030** **Scope, organization, enforcement, fees, and inspections.**
- 15.12.040** **Violation.**

15.12.010 - Short title.

This chapter shall be known as the "electrical code" and may be cited as such.

15.12.020 - Adoption of the 2022~~19~~ California Electrical Code.

There is adopted by reference that certain code known and designated as the California Code of Regulations, Title 24, Part 3, further described and referred to as the 2022~~19~~ California Electrical Code published by the California Building Standards Commission and based on the National Electric Code, 2020~~17~~ Edition, prepared by the National Fire Protection Association. Adoption of said code shall include those sections and annexes requiring enforcement by the Morgan Hill Building Department and, as further amended by the City of Morgan Hill, provisions intended to address local climatic, geologic, and/or topographic conditions, as permitted by state law. ~~Adoption of said code shall include adoption of the following annexes of the California Electrical Code: Annex A, Annex B, Annex C, Annex D, Annex E, and Annex F.~~ Such code shall be and become the Morgan Hill Electrical Code, regulating and controlling the design, construction, installation, quality of materials, location, operation, and maintenance of electrical systems, equipment, and appliances. The provisions of said Code shall provide for the issuance of permits and collection of fees thereof and penalties for violation of such code.

At least one copy of the city electrical code has been deposited in the office of the city building official and is available for public inspection.

15.12.030 - Scope, organization, enforcement, fees, and inspections.

The scope, organization, enforcement, fees, and inspections of the 2022~~19~~ California Electrical Code must comply with those set forth in the 2022~~19~~ California Building Code and 2022~~17~~ ~~California~~ National Electrical Code.

15.12.040 - Violation.

- A. A violation of the code adopted by this chapter occurs when a person:

1. Fails to comply with this code;
 2. Violates or fails to comply with any order made under this code;
 3. Builds in violation of any detailed statement of specifications or plan submitted and approved thereunder or any certificate or permit issued thereunder and from which no appeal has been taken; or
 4. Fails to comply with such an order as affirmed or modified by the city council or by a court of competent jurisdiction, within the time fixed in this chapter.
- B. Such person shall be liable severally and for each and every violation and noncompliance respectively.
- C. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue and all such persons shall be required to correct or remedy such violations or defects within a reasonable time.
- D. The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions.

SECTION 3. Chapter 15.14 (Mechanical Code) of Title 15 (Buildings and Construction) of the Morgan Hill Municipal Code is hereby amended to read (additions in underline, deletions in ~~strikeout~~):

"Chapter 15.16 - MECHANICAL CODE

Sections:

- 15.16.010** **Short title.**
- 15.16.020** **Adoption of the 20~~21~~22~~19~~ California Mechanical Code.**
- 15.16.030** **Scope, organization, enforcement, fees, and inspections.**
- 15.16.040** **Violation—Penalty.**

15.16.010 - Short title.

This chapter shall be known as the "mechanical code" and may be cited as such.

15.16.020 - Adoption of the 20~~21~~22~~19~~ California Mechanical Code.

There is hereby adopted by reference that certain code known and designated as the California Code of Regulations, Title 24, Part 4, further described and referred to as the 20~~21~~22~~19~~ California Mechanical Code published by the California Building Standards Commission and based on the Uniform Mechanical Code; 20~~21~~22~~18~~ Edition, prepared by the International Association of Plumbing and Mechanical Officials. The adoption of said Code shall include those sections requiring enforcement by the Morgan Hill Building Department. Such code shall be and become the Morgan Hill Mechanical Code, regulating heating, ventilating, comfort cooling, refrigeration systems, and other miscellaneous heating appliances, prescribing conditions under which such work may be performed within the city, and providing for the issuance of permits and the collection of fees therefore and penalties for violation of such code.

At least one copy of the city mechanical code has been deposited in office of the city building official and is available for public inspection.

15.16.030 - Scope, organization, enforcement, fees, and inspections.

The scope, organization, enforcement, fees, and inspections of the California Mechanical Code must comply with those set forth in the 20~~22~~¹⁹ California Building Code and the 2022 California Mechanical Code.

15.16.040 - Violation.

- A. A violation of the code adopted by this chapter occurs when a person:
1. Fails to comply with this code;
 2. Violates or fails to comply with any order made under this code;
 3. Builds in violation of any detailed statement of specifications or plans submitted and approved thereunder or any certificate or permit issued thereunder and from which no appeal has been taken; or
 4. Fails to comply with such an order as affirmed or modified by the city council or by a court of competent jurisdiction, within the time fixed in this chapter.
- B. Such person shall be liable severally and for each and every such violation and noncompliance respectively.
- C. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue and all such persons shall be required to correct or remedy such violations or defects within a reasonable time.
- D. The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions.

SECTION 4. Chapter 15.20 (Plumbing Code) of Title 15 (Buildings and Construction) of the Morgan Hill Municipal Code is hereby amended to read (additions in underline, deletions in ~~strikeout~~):

"Chapter 15.20 - PLUMBING CODE

Sections:

- | | |
|------------------|---|
| 15.20.010 | Short title. |
| 15.20.020 | Adoption of the 2022¹⁹ California Plumbing Code. |
| 15.20.030 | Scope, organization, fees, and inspections. |
| 15.20.040 | Amendments and deletions. |
| 15.20.050 | Section 604.3 amended--Copper tube. |
| 15.20.060 | Sections 609.3 amended-- Under concrete slab. |
| 15.20.070 | Violation-Penalty. |

15.20.010 - Short title.

This chapter shall be known as the "plumbing code" and may be cited as such.

15.20.020 - Adoption of the 20~~22~~¹⁹ California Plumbing Code.

There is hereby adopted by reference that certain code known and designated as the California Code of Regulations, Title 24, Part 5, further described and referred to as the ~~2022~~²⁰¹⁹ California Plumbing Code published by the California Building Standards Commission and based on the Uniform Plumbing Code, ~~2021~~²⁰¹⁸ Edition, prepared by the International Association of Plumbing and Mechanical Officials. The adoption of said code shall include those sections requiring enforcement by the local building department as mandated by the State and as further amended by the City of Morgan Hill with provisions intended to address local climatic, geologic, and topographic conditions, as permitted by state law. Such code shall be and become the Morgan Hill Plumbing Code, regulating plumbing and drainage systems, house sewers, private sewage disposal, drainage systems, and prescribing conditions under which such work may be carried on within the city and providing for the issuance of permits and the collection of fees therefore.

At least one copy of the city plumbing code has been deposited in the office of the city building official and is available for public inspection.

15.20.030 - Scope, organization, fees, and inspections.

The scope, organization, enforcement, fees, and inspections of the ~~2019~~ California Plumbing Code must comply with those set forth in the ~~2022~~²⁰¹⁹ California Building Code and 2022 California Plumbing Code.

15.20.040 - Amendments and deletions.

The following provisions of the ~~2022~~²⁰¹⁹ California Plumbing Code shall be amended or deleted:

A. The following sections of the California Plumbing Code are amended by this chapter: 604.3 and, 609.3, ~~710.1 and 1002.1—1002.3~~.

15.20.050 - Section 604.3 amended—Copper tube.

A. Section 604.3 of the ~~2022~~²⁰¹⁹ California Plumbing Code is hereby amended to read in its entirety:

604.3 Copper or Copper Alloy Tube. Copper or copper alloy tube for potable water piping shall have a weight of not less than type "L."

Exceptions: None

B. Finding. Due to water hardness in the city, type "L" copper shall be required.

15.20.060 - Sections 609.3 amended—Under concrete slab.

A. Section 609.3 of the ~~2022~~²⁰¹⁹ California Plumbing Code is hereby amended to read in its entirety:

609.3 Under Concrete Slab. Water piping shall not be installed directly in or under a concrete floor slab within a building without prior approval of the Building Official.

B. Findings.

1. Most of the surface soils in Morgan Hill are relatively young and unconsolidated sedimentary materials formed from a wide variety of parent materials. The varying chemical composition, degree of weathering, and the relatively acid environment have created soils of varying types, which are peculiarly corrosive in nature.

2. Much of the surface soil in Morgan Hill is characterized by peculiarly high expansivity (i.e., shrink-swell behavior) and low bearing strength. There are two types of expansive soils in the area:
 - a. The organic silty clays which are the recent bay muds; and
 - b. The plastic silty clays which weather from the shale found in the hills surrounding Santa Clara Valley.
3. The local climate is characterized by markedly delineated rainy and dry seasons, which tend to maximize the volume changes occurring within the soil.
4. Areas of the city have hard water, which may be corrosive to ferrous pipe.
5. The groundwater table is unusually high in many places.
6. Morgan Hill is a seismically active region.

15.20.070 - Violation.

- A. A violation of the code adopted by this chapter occurs when a person:
 1. Fails to comply with this code;
 2. Violates or fails to comply with any order made under this code;
 3. Builds in violation of any detailed statement of specifications or plans submitted and approved thereunder or any certificate or permit issued thereunder and from which no appeal has been taken; or
 4. Fails to comply with such an order as affirmed or modified by the city council or by a court of competent jurisdiction, within the time fixed in this chapter.
- B. Such person shall be liable severally and for each and every such violation and noncompliance respectively.
- C. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue and all such persons shall be required to correct or remedy such violations or defects within a reasonable time.
- D. The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions.

SECTION 5. Chapter 15.25 (Property ~~Management~~Maintenance) of Title 15 (Buildings and Construction) of the Morgan Hill Municipal Code is hereby amended to read (additions in underline, deletions in ~~strikeout~~):

"Chapter 15.25 - PROPERTY MAINTENANCE

Sections:

- | | |
|------------------|---|
| 15.25.010 | Short title. |
| 15.25.020 | Adoption of the International Property Maintenance Code. |
| 15.25.030 | Scope, organization, enforcement, fees and inspections. |
| 15.25.040 | Amendments and deletions. |
| 15.25.050 | Section 101.1 amended – Title. |
| 15.25.060 | Section 102.3 amended – Application of other codes. |

~~15.25.070 Section 103.5 amended – Fees.~~
~~15.25.080 Section 112.4 amended – Failure to comply.~~
15.25.0790 Section 302.4 amended – Weeds.
15.25.8100 Section 303.2 amended – Enclosures.
15.25.9110 Section 304.14 amended – Insect screens.
15.25.1020 Section 602.3 amended – Heat supply.
15.25.1130 Section 602.4 amended – Occupiable workspaces.
15.25.1240 Violation.

15.25.010 - Short title.

This chapter shall be known as the "Property Maintenance Code" and may be cited as such.

15.25.020 - Adoption of the International Property Maintenance Code.

Pursuant to Sections 50022.1 through 50022.4, inclusive, of the Government Code of the state of California, the text of that certain publication copyrighted and published by the ICC entitled "2021~~18~~ International Property Maintenance Code" is adopted as the rules, regulations, and standards within this city as to all matters therein contained except as otherwise provided in this chapter. Adoption of said code shall include adoption of Appendix A. One copy of the International Property Maintenance Code will at all times be kept on file in the office of the city building official and is available for public inspection.

15.25.030 - Scope, organization, enforcement, fees and inspections.

The scope, organization, enforcement, fees and inspections of the 2021~~18~~ International Property Maintenance Code must comply with those set forth in the 2022~~19~~ California Building Code ~~(see Chapter 15.08 of this Title)~~ and the 2021 Property Maintenance Code.

15.25.040 – Amendments and deletions.

The following sections of the 2021~~18~~ International Property Maintenance Code shall be amended or deleted: 101.1, 102.3, ~~103.5, 112.4~~, 302.4, 303.2, 304.14 602.3, and 602.4.

15.25.050 – Section 101.1 amended – Title.

A. Section 101.1 of the International Property Maintenance Code is hereby amended to read in its entirety:

101.1 Title. These regulations shall be known as the International Property Maintenance Code of the City of Morgan Hill, hereinafter referred to as “this code.”

15.25.060 – Section 102.3 amended – Application of other codes.

A. Section 102.3 of the International Property Maintenance Code is hereby amended to read in its entirety:

102.3 Application of other codes. Repairs, additions or alterations to a structure, or changes of occupancy, shall be done in accordance with the procedures and provisions of the California Building Code, California Existing Building Code, California Energy Code, California Fire Code, California Plumbing Code, California Mechanical Code, California Residential Code, and California Electrical Code. Nothing in this code shall be construed to cancel, modify or set aside any provision of the Zoning Code. All references to an International Code within this code shall be replaced with the appropriate California Code.

~~15.25.070 – Section 103.5 amended – Fees.~~

~~—— A. Section 103.5 of the International Property Maintenance Code is hereby amended to read in its entirety:~~

~~—— 103.5 Fees. The fees for activities and services performed by the department in carrying out its responsibilities under this code shall be the fully burdened hourly rate **15.25.080** — Section 112.4 amended — Failure to comply.~~

~~—— A. Section 112.4 of the International Property Maintenance Code is hereby amended to read in its entirety:~~

~~—— 112.4 Failure to comply. Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable to a fine of not less than \$100 dollars.~~

15.25.0790 – Section 302.4 amended – Weeds.

A. Section 302.4 of the International Property Maintenance Code is hereby amended to read in its entirety:

302.4 Weeds. Premises and exterior property shall be maintained free from weeds or plant growth in excess of 10 inches. Noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation, other than trees or shrubs provided; however, this term shall not include cultivated flowers and gardens. Upon failure of the owner or agent having charge of a property to cut and destroy weeds after service of a notice of violation, they shall be subject to prosecution in accordance with Section 1086.3 and as prescribed by the authority having jurisdiction. Upon failure to comply with the notice of violation, any duly authorized employee of the jurisdiction or contractor hired by the jurisdiction shall be authorized to enter upon the property in violation and cut and destroy the weeds growing thereon, and the costs of such removal shall be paid by the owner or agent responsible for the property.

15.25.08100 – Section 303.2 amended – Enclosures.

A. Section 303.2 of the International Property Maintenance Code is hereby amended to read in its entirety:

303.2 Enclosures. Private swimming pools, hot tubs and spas, containing water more than 1824 inches (457610 mm) in depth shall be completely surrounded by a fence or barrier not less than 60 inches (1372219 mm) in height above the finished ground level measured on the side of the barrier away from the pool. Gates and doors in such barriers shall be self-closing and self-latching. Where the self-latching device is less than 60 inches (1372 mm) above the bottom of the gate, the release mechanism shall be located on the pool side of the gate. Self-closing and self-latching gates shall be maintained such that the gate will positively close and latch when released from an open position of 6 inches (152 mm) from the gatepost. An existing pool enclosure shall not be removed, replaced or changed in a manner that reduces its effectiveness as a safety barrier.

Exception: Spas or hot tubs with a safety cover that complies with ASTM F1346 shall be exempt from the provisions of this section.

15.25.09110 – Section 304.14 amended – Insect screens.

A. Section 304.14 of the International Property Maintenance Code is hereby amended to read in its entirety:

304.14 Insect screens. Every door, window and other outside opening required for ventilation of habitable rooms, food preparation areas, food service areas or any areas where products to be included or utilized in food for human consumption are processed, manufactured, packaged or stored shall be supplied with approved tightly fitting screens of minimum 16 mesh per inch (16 mesh per 25 mm), and every screen door used for insect control shall have a self-closing device in good working condition.

Exception: Screens shall not be required where other approved means, such as air curtains or insect repellent fans, are employed.

15.25.1020- Section 602.3 amended – Heat supply.

A. Section 602.3 of the International Property Maintenance Code is hereby amended to read in its entirety:

602.3 Heat supply. Every owner and operator of any building who rents, leases or lets one or more dwelling units or sleeping units on terms, either expressed or implied, to furnish heat to the occupants thereof shall supply heat to maintain a minimum temperature of 68°F (20°C) in all habitable rooms, bathrooms and toilet rooms.

15.25.1130 – Section 602.4 amended – Occupiable workspaces.

A. Section 602.4 of the International Property Maintenance Code is hereby amended to read in its entirety:

602.4 Occupiable workspaces. Indoor occupiable workspaces shall be supplied with heat to maintain a minimum temperature of 65°F (18°C) during the period the spaces are occupied.

Exceptions:

1. Processing, storage and operation areas that require cooling or special temperature conditions.
2. Areas in which persons are primarily engaged in vigorous physical activities.

15.25.01240 - Violation.

A. A violation of the code adopted by this chapter occurs when a person:

1. Fails to comply with this code;
2. Violates or fails to comply with any order made under this code;
3. Builds in violation of any detailed statement of specifications or plans submitted and approved thereunder or any certificate or permit issued thereunder and from which no appeal has been taken; or
4. Fails to comply with such an order as affirmed or modified by the city council or by a court of competent jurisdiction, within the time fixed in this chapter.

B. Such person may be liable severally and for each and every such violation and noncompliance respectively.

C. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue and all such persons shall be required to correct or remedy such violations or defects within a reasonable time.

- D. The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions.

SECTION 6. Chapter 15.44 (Fire Code) of Title 15 (Buildings and Construction) of the Morgan Hill Municipal Code is hereby amended to read (additions in underline, deletions in ~~strikeout~~):

"Chapter 15.44 FIRE CODE

Sections:

- 15.44.010 Adoption of the 20~~22~~19 California Fire and 20~~21~~18 International Fire Codes.
- 15.44.015 Adoption of appendix chapters
- 15.44.020 Short title; International Fire Code and California Fire Code Defined.
- 15.44.030 Establishment and duties of the bureau of fire prevention.
- 15.44.040 Modification of provisions by chief.
- 15.44.050 Establishment of limits of districts.
- 15.44.060 Additions, amendments, and deletions.
- 15.44.070 Scope and general requirements.
- ~~15.44.080 Modification relating to violations.~~
- ~~15.44.090 Inspections.~~
- 15.44.~~08~~10 Chapter 2 - Definitions.~~15.44.110 Chapter 3 – General Precautions~~
~~Against Fir~~
- 15.44.~~09~~12 Chapter 5 – Fire Service Features.
- 15.44.~~10~~30 Chapter 6 – Electrical Equipment, Wiring and Hazards.
- 15.44.~~11~~40 Chapter 9 – Fire Protection Systems.
- ~~15.44.150 Chapter 22 – Combustible Dust-Producing Operations.~~
- 15.44.~~12~~60 Chapter 33 - Fire Safety During Construction and Demolition.
- ~~15.44.170 Chapter 34 – Indoor Storage Arrangements.~~
- ~~15.44.180 Chapter 35 – Fire Safety Requirements.~~
- 15.44.~~13~~90 Chapter 49 – Requirements for Wildland-Urban Interface Fire Areas.
- 15.44.~~14~~20 Chapter 50 - Hazardous Materials - General Provisions.
- 15.44.~~15~~21 Chapter 56 – Explosives and Fireworks.
- 15.44.~~16~~22 Chapter 57 – Flammable and Combustible Liquids.
- 15.44.~~17~~23 Chapter 58 – Flammable Gases and Flammable Cryogenic Fluids.
- 15.44.~~18~~24 Chapter 64 – Pyrophoric Materials.
- 15.44.~~19~~02 Appendix ~~C~~B.
- 15.44.~~20~~60 Violation.

15.44.010 - Adoption of the 20~~22~~19 California-and 2018 International Fire Codes.

There is hereby adopted by reference that certain code known and designated as the California Code of Regulations, Title 24, Part 9, further described and referred to as the 20~~22~~19 California Fire Code published by the California Building Standards Commission and based on the International Fire Code; 20~~21~~18 Edition, prepared by the International Code Council, including Appendix Chapters B and, C, ~~and K~~, save and except such portions as are hereinafter deleted, modified, or amended by this chapter. Such code shall be and become the Morgan Hill Fire Code, regulating and governing the safeguarding of life and property from fire and

explosion hazards arising from the storage, handling, and use of hazardous substances, materials, and devices, and from conditions hazardous to life or property in the occupancy of buildings and premises in the City of Morgan Hill.

One (1) copy of the code shall be kept on file at all times in the office of the city building official and the administrative offices of the Morgan Hill Fire Department for use and examination by the public.

15.44.015 - Adoption of appendix chapters.

The following Appendix Chapters from the 20~~22~~¹⁹ California Fire Code are hereby adopted:

Appendix B: Fire Flow Requirements for Buildings.

Appendix C: Fire Hydrant Locations and Distribution.

~~Appendix K: Temporary Haunted Houses, Ghost Walks and Similar Amusement Uses.~~

15.44.020 - Short Title; International Fire Code and California Fire Code Defined.

This chapter shall be known as the "Fire Code" and may be cited as such. Whenever the phrase "International Fire Code" appears in this code or any ordinance of the city, such phrase shall be deemed and construed to refer to and apply to the International Fire Code, 20~~21~~¹⁸ Edition, as adopted and amended by this chapter. Whenever the phrase "California Fire Code" appears in this code or any ordinance of the city, such phrase shall be deemed and construed to refer to and apply to the 20~~22~~¹⁹ California Fire Code, as adopted and amended by this chapter. Sections amended or modified in this chapter shall refer to the sections of the California Fire Code unless otherwise specified.

15.44.030 - Establishment and duties of bureau of fire prevention.

The California Fire Code and International Fire Code shall be enforced by the bureau of fire prevention in the Morgan Hill Fire Department, which shall be operated under the supervision of the chief of the fire department.

15.44.040 - Modification of provisions by chief.

- A. The Chief of the Morgan Hill Fire Department shall have power to modify any of the provisions of the fire code upon application in writing by the owner or lessee, or their duly authorized agent, when there are practical difficulties in the way of carrying out the strict letter of the codes, provided that the spirit of the codes shall be observed, public safety secured, and substantial justice done.
- B. The particulars of such modification, when granted or allowed, and the decision of the chief shall be entered in the records of the fire department and a signed copy shall be furnished to the applicant for modification.

15.44.050 - Establishment of limits of districts.

- A. Storage of stationary tanks of flammable cryogenic fluids are to be prohibited. The limits referred to in Section 5806.2 of the 20~~22~~¹⁹ California Fire Code, in which the storage of flammable cryogenic fluids in stationary containers is prohibited, are hereby established as to all locations of the City of Morgan Hill which are residential and congested commercial areas as determined by the fire code official.
- B. Storage of Class I and II liquids in outside aboveground tanks is prohibited. The limits referred to in Section 5704.2.9.6.1 of the 20~~22~~¹⁹ California Fire Code, in which the storage

of flammable or combustible liquids in aboveground tanks is prohibited, are hereby established as to all locations of the City of Morgan Hill that are residential or congested commercial areas as determined by the fire code official.

- C. Storage of Class I and II liquids in aboveground tanks is prohibited. The limits referred to in Section 5706.2.4.4 of the 20~~22~~¹⁹ California Fire Code, in which the storage of flammable or combustible liquids in aboveground tanks is prohibited, are hereby established as to all locations of the City of Morgan Hill that are residential or other locations as determined by the fire code official.
- D. Storage of liquefied petroleum gases ("LPG") is prohibited. The limits referred to in Section 6104.2 of the 20~~22~~¹⁹ California Fire Code, in which storage of liquefied petroleum gas is restricted, are hereby established as to all locations of the City of Morgan Hill that are residential or congested commercial areas as determined by the fire code official.

Exceptions: LPG may be used for industrial operations or when natural gas is not available or would not provide a viable substitute for LPG. Portable containers for temporary heating and/or cooking uses may be permitted if stored and handled in accordance with this code. Facilities in commercial areas for refueling portable or mobile LPG containers may be approved by the fire code official on a case by case basis.

15.44.060 - Additions, amendments, and deletions.

- A. In accordance with California Health and Safety Code Section 17958.7, certain modifications to the California Fire Code as set forth in this Chapter are reasonably necessary because of local climatic, geologic, or topographical conditions.
- B. Climatic Conditions
Santa Clara County and the City of Morgan Hill are located in a semi-arid Mediterranean type climate which predisposes all fuels to rapid ignition and spread of fire. Hot, dry winds, and low humidities, are common to all areas within the City of Morgan Hill and Santa Clara County in general. Winter rains promote the growth of grass and brush. This vegetation presents heavy dry fuel loads in the summer months. These conditions are conducive to the ready ignition, propagation and spread of grass, brush and structure fires. These conditions, which can cause small brush fires which spread quickly, are a contributing factor to the high fire danger in the area, and create the need for an increased level of fire protection. This added protection will supplement normal fire department response available and provide immediate protection for life and safety of multiple occupancy occupants during fire occurrences.
- C. Topographic Conditions
The topography of Morgan Hill has hillside homes on each side of the city with long response times for safety equipment. The city foothills cause many problems for firefighters, including long response times, inadequate water supply and unlimited fuel. Fog, heavy rains, mud slides and earthquakes are other common occurrences which negatively affect the ability of the city's public safety resources to respond to emergency situations. The City is in a Category D seismic activity classification. Many traffic corridors such as Highway 101 and Monterey Road, Southern Pacific Railroad, related bridges, underpasses and crossings are subject to obstruction in the event of an earthquake, traffic accident, hazardous material spill or other disaster.

D. Geographic Conditions

1. Santa Clara County and the City of Morgan Hill are located within the seismically active San Francisco Bay region. The significant earthquakes in the region are generally associated with the crustal movements along well-defined, active fault zones. The nearest known active faults are the San Andreas Fault, approximately 12 miles southwest of Morgan Hill, and the Calaveras Fault, approximately 1 mile northeast. Both faults have produced major earthquakes in the past, and have estimated maximum credible Richter magnitudes of 8.3 and 7.3, respectively. The Sargent-Berrocal Fault, a potentially active fault, lies approximately 10 miles away and has an estimated maximum credible Richter magnitude of 7.3. The Coyote Creek Fault is located in Morgan Hill and is classified as potentially active as well. In addition, several unnamed faults traverse the western slopes of the upland areas.
2. Regional planning for reoccurrence is recommended by the State of California, Department of Conservation. The October 17, 1989, Santa Cruz earthquake resulted in only one major San Francisco fire in the Marina district, but when combined with the 34 other fires and over 500 responses, the department was taxed to its full capabilities. The Marina fire was difficult to contain because mains supplying water to the district burst during the earthquake. If more fires had been ignited by the earthquake, it would have been difficult for the fire department to contain them. Experts predict a major earthquake in our area within the next 50 years. This situation creates the need for both additional fire protection measures and automatic on-site fire protection for building occupants since a multitude of fires may result from breakage of gas lines and electric lines as a result of an earthquake.
3. Traffic and circulation congestion presently existing in the City of Morgan Hill often places fire department response time to fire occurrences at risk. This condition will be exacerbated by any major disaster, including any earthquake where damage to the highway system will occur. This condition makes the need for additional on-site protection for property occupants necessary.
4. The City of Morgan Hill is located in an area subject to a climatic condition of high winds and low humidity. This combination of events creates an environment which is conducive to rapidly spreading fires. Control of such fires requires rapid response. Obstacles generated by a strong wind, such as fallen trees, street lights and utility poles greatly impact the response time to reach an incident scene.
5. The City of Morgan Hill is located in the middle of a seismically active area. The viability of the public water system would be questionable at best after a major seismic event. A severe seismic event has the potential to negatively impact any rescue or fire suppression activities because it is likely to create obstacles similar to those indicated under the high wind section above. With the probability of strong aftershocks, there exists a need to provide increased protection for anyone on upper floors.

6. The City of Morgan Hill is located approximately sixteen miles from the ocean. The City's typical ground water level is between ten and twenty feet. This condition makes the City more prone to subsidence issues than most inland communities.

15.44.070– Scope and general requirements.

A. Section 101.1 of the 2022~~19~~ California Fire Code is hereby amended to read in its entirety:

[A] 101.1 Title. These regulations shall be known as the *Fire Code* of Morgan Hill, hereinafter referred to as "this code."

~~15.44.080– Modifications relating to permits.~~

~~A. Section 105.6.53 of the 2019 California Fire Code is hereby added to read:~~

~~—105.6.53 Lithium batteries. An operational permit is required to store or handle lithium batteries or cells in quantities exceeding 1,000 pounds.~~

~~15.44.090– Inspections.~~

~~A. Section 107.5 of the 2019 California Fire Code is hereby added to read:~~

~~—107.5 Final Inspection. No final inspection as to all or any portion of a development shall be deemed completed until the installation of the required fire protection facilities and access ways have been completed and approved. No final certificate of occupancy may be granted until the fire department issues notice of final clearance of such fire protection facilities and access ways to the building department.~~

15.44.~~8100~~- Chapter 2—Definitions.

A. The following definitions in Section 202 of the ~~2019~~-2022 California Fire Code is hereby added to read:

~~3D PRINTER. A machine used in the additive manufacturing process for fabricating objects through the deposition of a material using a print head, nozzle, or another printer technology.~~

~~ADDITIVE MANUFACTURING. A process of joining materials to make objects from 3D model data, usually layer upon layer, sometimes referred to as 3D printing. The Code recognizes two types of additive manufacturing:~~

~~1. —Industrial additive manufacturing. 3D printing operations that typically utilize combustible powders or metals, an inert gas supply, a combustible dust collection system, or that create a hazardous (classified) location area or zone outside of the equipment.~~

~~2. —Non-industrial additive manufacturing. 3D printing operations that do create a hazardous (classified) location area outside of the equipment, and do not utilize an inert gas supply or a combustible dust collection system.~~

CORROSIVE LIQUID. Corrosive liquid is

- 1) any liquid which, when in contact with living tissue, will cause destruction or irreversible alteration of such tissue by chemical action; or
- 2) any liquid having a pH of 2 or less or 12.5 or more; or
- 3) any liquid classified as corrosive by the U.S. Department of Transportation; or

- 4) any material exhibiting the characteristics of corrosivity in accordance with Title 22, California Code of Regulations §66261.22.

~~DUST COLLECTION SYSTEM. A combination of equipment designed to contain, capture and collect airborne combustible dusts.~~

MODERATELY TOXIC GAS. A chemical or substance that has a median lethal concentration (LC50) in air more than 2000 parts per million but not more than 5000 parts per million by volume of gas or vapor, when administered by continuous inhalation for an hour, or less if death occurs within one hour, to albino rats weighing between 200 and 300 grams each.

~~OTHER HEALTH HAZARD-OTHER MATERIAL.~~ A hazardous material which affects target organs of the body, including but not limited to, those materials which produce liver damage, kidney damage, damage to the nervous system, act on the blood to decrease hemoglobin function, deprive the body tissue of oxygen or affect reproductive capabilities, including mutations (chromosomal damage), sensitizers or teratogens (effect on fetuses).

SECONDARY CONTAINMENT. Secondary containment is that level of containment that is external to and separate from primary containment and is capable of safely and securely containing the material, without discharge, for a period of time reasonably necessary to ensure detection and remedy of the primary containment failure.

SPILL CONTROL. That level of containment that is external to and separate from the primary containment and is capable of safely and securely containing the contents of the largest container and prevents the materials from spreading to other parts of the room.

WORKSTATION. A defined space or an independent principal piece of equipment using ~~flammable or unstable (Class 3 or 4 as ranked by NFPA 704) hazardous materials hazardous materials with a hazard rating of 3 or higher as ranked by or 4 in accordance with NFPA 704~~ where a specific function, laboratory procedure or research activity occurs. Approved or listed hazardous materials storage cabinets, flammable liquid storage cabinets or gas cabinets serving a workstation are included as part of the workstation. A workstation is allowed to contain ventilation equipment, fire protection devices, detection devices, electrical devices and other processing and scientific equipment.

~~15.44.110 – Chapter 3 – General Precautions Against Fire.~~

~~A. Section 315.8 of the 2019 California Fire Code is hereby added to read:~~

~~SECTION 315.8 – LITHIUM BATTERY STORAGE AND HANDLING~~

~~—315.8 Lithium Battery Storage and Handling. The storage and handling of lithium ion and lithium metal batteries or cells in quantities exceeding 1,000 pounds (4086 kg) shall comply with Section 315.8.1 through 315.8.10, and Chapter 32 where applicable.~~

~~—315.8.1 Permits. Permits shall be required as set forth in Section 105.6.~~

~~—315.8.2 Maximum quantity in a fire area. The aggregate amount of lithium batteries stored and handled in a single fire area shall not exceed 9,000 pounds (4086 kg).~~

~~—315.8.3 Construction requirements. Fire areas shall be separated from each other by fire barriers having not less than 2-hour fire resistance rating constructed in accordance with Section 707 of the Building Code and horizontal assemblies constructed in accordance with Section 711 of the Building Code.~~

~~—315.8.4 Number of fire areas. The maximum number of fire areas within a building shall be four.~~

~~—315.8.5 Group H, Division 2 occupancy. Storage and handling of more than 9,000 pounds of lithium batteries per fire area shall be in an approved Group H, Division 2 occupancy constructed in accordance with the Building Code and provided throughout with approved automatic smoke detection and radiant energy detection systems.~~

~~—315.8.6 Automatic sprinkler system. Buildings containing fire areas used for lithium battery storage or handling shall be equipped throughout with an approved automatic sprinkler system in accordance with Section 903.3.1.1. The design of the sprinkler system within each fire area shall not be less than that required for Extra Hazard Group 2 with a minimum design area of 2,500 square feet. Where the storage arrangement is required by other provisions of this code to be provided with a higher level of sprinkler system protection, the higher level of sprinkler system protection shall be provided.~~

~~—315.8.7 Automatic smoke detection system. An approved automatic smoke detection system that activates an approved occupant notification system shall be provided throughout each fire area in accordance with Section 907.~~

~~—315.8.8 Radiant energy detection. An approved radiant energy detection system that activates an approved occupant notification system shall be installed throughout each fire area in accordance with Section 907.~~

~~—315.8.9 Collection containers. Containers used to collect or store lithium batteries shall be noncombustible and shall not have an individual capacity exceeding 30 gallons (113.6 L), or be approved for transportation in accordance with the Department of Transportation (DOTn).~~

~~—315.8.10 Storage configuration. Lithium batteries shall be considered a high-hazard commodity in accordance with Chapter 32 and where applicable, lithium battery storage shall comply with Chapter 32 in addition to Section 315.8.~~

~~B.—Section 321 of the 2019 California Fire Code is hereby added to read:~~

~~SECTION 321—ADDITIVE MANUFACTURING~~

~~—321.1 General. Additive manufacturing equipment and operations shall comply with Section 321.~~

~~—321.1.1 Scope. Additive manufacturing shall comply with one of the following:~~

- ~~1. _____ Non-industrial additive manufacturing shall comply with Section 321.2.~~
- ~~2. _____ Industrial additive manufacturing shall comply with Section 321.3.~~

~~—321.1.2 Installation, operation and maintenance. 3D printers and associated additive manufacturing equipment shall be installed, operated and maintained in accordance with this Code, the listing and the manufacturer's instructions.~~

~~—321.1.3 Production materials. Only the production materials listed for use with the equipment and included in the manufacturer's instructions shall be used.~~

~~—321.2 Non-industrial additive manufacturing. Non-industrial additive manufacturing equipment and operations shall comply with Section 321.2.1 through 321.2.4. Additive manufacturing equipment and operations that do not comply with Section 321.2 shall comply with Section 320.3.~~

~~—321.2.1 Listing. 3D printers used in non-industrial additive manufacturing shall be listed and labeled in accordance with UL 60950-1, UL 62368-1 or UL 2011. The listing shall also verify:~~

- ~~1. _____ The 3D printers are self-contained and utilize maximum 30 liter pre-packaged production materials.~~
- ~~2. _____ The operation of the 3D printers shall not create a hazardous (classified) electrical area or outside of the unit.~~
- ~~3. _____ If any hazardous (classified) electrical area or zone exists inside of the unit's outer enclosure, the area shall be protected by intrinsically safe electrical construction or other acceptable protection methods.~~
- ~~4. _____ The 3D printers shall not utilize inert gas or an external combustible dust collection.~~

~~—321.2.2 Occupancies. Non-industrial additive manufacturing shall be permitted in all occupancy groups.~~

~~—321.3 Industrial additive manufacturing. Industrial additive manufacturing equipment and operations shall comply with Section 321.3.1 through 321.3.13.~~

~~—321.3.1 Permits required. Permits shall be obtained from the fire code official in accordance with Section 105.6 prior to engaging in industrial additive manufacturing operations.~~

~~—321.3.2 Listing. 3D printers used in industrial additive manufacturing shall be listed and labeled in accordance with UL 2011 or approved for the application based on a field evaluation conducted by an approved agency.~~

~~—321.3.3 Combustible dusts and metals. Industrial additive manufacturing operations that store, use or produce combustible dust, combustible particulate solids or combustible metals shall comply with Chapter 22 and this section.~~

~~—321.3.4 Powder evaluation. Printing powders used in industrial additive manufacturing~~

operations shall be tested for combustibility in accordance with NFPA 484 or NFPA 652 as applicable. A copy of test reports shall be provided to the fire code official upon request.

~~—321.3.5 Combustible (non-metallic) dusts. Industrial additive manufacturing that uses operations that store, use or produce combustible (non-metallic) dusts shall comply with NFPA 654.~~

~~—321.3.6 Combustible metals. Industrial additive manufacturing operations that store or use combustible metals shall also comply with NFPA 484.~~

~~—321.3.7 Ancillary equipment. Ancillary equipment provided for recycling, sieving, vacuuming or handling combustible powders shall be designed and approved for such use.~~

~~—321.3.8 Hazardous materials. Industrial additive manufacturing operations that store or use hazardous materials exceeding the maximum allowable quantity limits shall comply with Chapter 50.~~

~~—321.3.9 Inert Gas. Additive manufacturing processes that utilize inert gases shall comply with Chapter 53. Ventilation or gas detection shall be provided in accordance with Section 5307.~~

~~—321.3.10 Technical assistance. Where required by the fire code official, a report evaluating the acceptability of technologies, processes, products, facilities, materials and uses associated with the operation shall be provided in accordance with 104.7.2 and approved.~~

~~—321.3.11 Performance based design alternative. Where approved by the fire code official, buildings and facilities where industrial additive manufacturing is performed shall be permitted to comply with the performance based design options in Section 5001.3 as an alternative to compliance with the other requirements set forth in this Section.~~

~~—321.3.12 Occupancies. Industrial additive manufacturing shall only be conducted in the occupancy groups associated with manufacturing operations. The occupancy may be required by the fire code official to comply with Chapter 50 maximum allowable quantity tables. Where approved, the requirements in Sections 321.2.5 and 321.3.6 shall be permitted to provide the technical basis for determining compliance with Table 5003.1.1(1), footnote q.~~

~~—321.3.13 Safety Certification. The equipment, process, training procedures and occupancy associated with industrial additive manufacturing may be required by the fire code official to receive a safety certification from Underwriter's Laboratory or equivalent.~~

15.44.9120 - Chapter 5—Fire Service Features.

A. Section 503.1 of the 2022~~19~~ California Fire Code is hereby amended to read in its entirety:

503.1 Where required. Fire apparatus access roads shall be provided and maintained in accordance with Sections 503.1.1 through 503.1.3 and in accordance with the as per Fire Department Aaccess Rroad Standards.

B. Section 503.2.1 of the 2022~~19~~ California Fire Code is hereby amended to read in its entirety:

503.2.1 Dimensions. Fire apparatus access roads shall have an unobstructed width of not less than 20 feet (6096 mm) for engines, and 26 feet (7925 mm) for aerial fire apparatus exclusive of shoulders, except for approved gates or barricades in accordance with Sections 503.5.1 and 503.6. The unobstructed vertical clearance shall be a minimum of 13 feet 6 inches (4115 mm), or as determined by the fire code official.

~~503.2.1 Dimensions. Fire apparatus access roads shall have an unobstructed width of not less than 20 feet (6096 mm), except for approved security gates in accordance with Section 503.6, and an unobstructed vertical clearance of 13 feet 6 inches (4115 mm).~~

~~Exception: When there are not more than two Group R, Division 3, or Group U occupancies, the access road width may be modified by the fire code official.~~

C. Section 503.2.4 of the 2022 California Fire Code is hereby amended to read in its entirety:

503.2.4 Turning radius. The required turning radius of a fire apparatus access road shall be a minimum of 30 feet (9144 mm) inside, and a minimum of 50 feet (15240 mm) outside.

D. Section 503.2.7 of the 2022 California Fire Code is hereby amended to read in its entirety:

503.2.7 Grade. The maximum grade of a fire apparatus access road shall not exceed 15-percent, unless approved by the fire code official

E. Section 503.5 of the 2022 California Fire Code is hereby amended to read in its entirety:

503.5 Required gates or barricades. The fire code official is authorized to require the installation and maintenance of gates or other approved barricades across fire apparatus access roads, trails, or other accessways, not including the public streets, alleys, or highways. The minimum width shall be 12 feet (4268 mm) for single-family dwellings and 20 feet (6096 mm) for all others. Electric gate operators, where provided shall be listed in accordance with UL 325. Gates intended for automatic operation shall be designed, constructed, and installed to comply with the requirements of ASTM F2200

F. Section 503.6 of the 2022 California Fire Code is hereby amended to read in its entirety:

503.6 Security gates. The installation of security gates across a fire apparatus access road shall be approved by the fire code official. Where security gates are installed, they shall have an approved means of emergency operation. The security gates and the emergency operation shall be maintained operational at all times. Electric gate operators, where provided, shall be listed in accordance with UL 325. Gates intended for automatic operation shall be designed, constructed and installed to comply with the requirements of ASTM F2200. The minimum width shall be 12 feet (4268 mm) for single-family dwellings and 20 feet (6096 mm) for all others.

~~C. Section 503.2.2 of the 2019 California Fire Code is hereby amended to read in its entirety:~~

~~—503.2.2 Authority. The fire code official shall have the authority to require or permit~~

~~modifications to the required access widths and/or vertical clearance where they are inadequate for fire or rescue operations or where necessary to meet the public safety objectives of the jurisdiction. GD.~~ Section 504.5 of the 2019 California Fire Code is hereby added to read:

504.5 Access control devices. When access control devices including bars, grates, gates, electric or magnetic locks or similar devices, which would inhibit rapid fire department emergency access to within and throughout the building, are installed, such devices shall be approved by the fire code official. All electrically powered access control devices shall be provided with an approved means for deactivation or unlocking from a single location or otherwise approved by the fire code official department. Access control devices mustshall also comply with Chapter 10 entitled Egress in the California Fire Code.

~~E. Section 507.5.1 of the 2019 California Fire Code is hereby amended to read in its entirety:~~

~~—507.5.1 Where required. Where a portion of the facility or building hereafter constructed or moved into or within the jurisdiction is more than 400 feet (122 m) from a hydrant on a fire apparatus access road, as measured by an approved route around the exterior of the facility or building, on-site fire hydrants and mains shall be provided where required by the fire code official.~~

~~F. Section 507.5.2 of the 2019 California Fire Code is hereby amended to read in its entirety:~~

~~—507.5.2 Inspection, testing and maintenance. Fire hydrant systems shall be maintained in an operative condition at all times and shall be repaired where defective. Additions, repairs, alterations and servicing shall comply with approved standards. Records of tests and required maintenance shall be maintained.~~

~~G. Section 508.1.2 of the California Fire Code is hereby amended to read in its entirety:~~

~~—508.1.2 Separation. The fire command center shall be separated from the remainder of the building by not less than a 2-hour fire barrier constructed in accordance with Section 707 of the California Building Code or horizontal assembly constructed in accordance with Section 711 of the California Building Code, or both.~~

15.44.1030 - Chapter 6—Building Services and Systems~~Electrical Equipment, Wiring, and Hazards.~~

~~A. Section 605.5 of the 2022 California Fire Code is hereby amended to read in its entirety:~~

605.5 Portable unvented heaters. Portable unvented fuel-fired heating equipment shall be prohibited in occupancies in Groups A, B, E, I, R-1, R-2, R2.1, R2.2, R-3, R3.1 and R-4 and ambulatory care facilities.

Exceptions:

1. Portable unvented fuel-fired heaters listed in accordance with UL 647 are permitted to be used in one and two-family dwellings, where operated and maintained in accordance with the manufacturer's instructions.
2. Portable outdoor gas-fired heating appliances in accordance with Section 605.5.2.

~~BA. Section 6053.54.2.1.1 of the 202219 California Fire Code is hereby amended to read in its entirety:~~

60~~53~~.54.2.1.1 Prohibited locations. The storage or use of portable outdoor gas-fired heating appliances is prohibited in any of the following locations:

1. Inside of any occupancy where connected to the fuel gas container.
2. Inside of tents, canopies and membrane structures.
3. On exterior balconies ~~and rooftops~~.

CB. Section 603.114.12 of the 20~~22~~19 California Fire Code is hereby added to read:

~~6035.1143~~ Immersion heaters. All electrical immersion heaters used in dip tanks, sinks, vats and similar operations shall be provided with approved over-temperature controls and low liquid level electrical disconnects. Manual reset of required protection devices shall be provided.

15.44.1~~140~~ - Chapter 9—Fire Protection Systems.

~~A.—Section 901.6.3 of the 2019 California Fire Code is hereby amended to read in its entirety:~~

~~—901.6.3 Records. Records of all system inspections, tests and maintenance required by the referenced standard shall be maintained on the premises for a minimum of five years. Inspections and tests performed on fire alarm systems shall be documented on NFPA 72 forms.~~

AB. Section 903.2 of the 20~~22~~19 California Fire Code is hereby amended to read in its entirety:

903.2 Where required. Approved automatic sprinkler systems in new and existing buildings and structures shall be provided in the locations described in this Section or in Sections 903.2.1 through 903.2.12~~19~~ and Sections 903.2.14 through 903.2.21 of the California Fire Code, whichever is the more restrictive. For the purposes of this section, firewalls and fire barriers used to separate building areas shall be constructed in accordance with the California Building Code and shall be without openings or penetrations.

1. An automatic sprinkler system shall be provided throughout all new buildings and structures, ~~other than Group R occupancies~~, greater than 1,200 square feet of building area.

Exceptions:

- a. Group S-2 or U occupancies, ~~including photovoltaic support structures~~, used exclusively for vehicle parking ~~which meet or solar arrays and meeting~~ all of the following ~~conditions~~:
 - i. Noncombustible construction;
 - ii. Maximum building areas not to exceed 5,000 square feet;
 - iii. Structure is open on three (3) or more sides; and
 - iv. Minimum of 10 feet separation from ~~property line and existing buildings, or similar structures~~, unless area is separated by fire walls.

2. An automatic sprinkler system shall be installed throughout all new buildings with a Group R fire area.

~~Exception:b-~~ Accessory Dwelling Unit, provided that all of the following are met:

i. The unit meets the definition of an Accessory Dwelling Unit as defined in the Government Code Section 65852.2.

ii. The existing primary residence does not have automatic fire sprinklers.

iii. The accessory detached dwelling unit does not exceed 1,200 square feet in size.

iv. The unit is on the same lot as the primary residence.

v. The unit meets all apparatus access and water supply requirements of Chapter 5 and Appendix B of the 2022 California Fire Code

32. An automatic sprinkler system shall be provided throughout existing Group A, B, E, F, I L, M, R, S and U buildings and structures, when additions are made that increase the building area by more than 1,200 square feet or where the resulting area exceeds 3,600 square feet.

43. An automatic sprinkler system shall be provided throughout all new basements regardless of size and throughout existing basements that are expanded by more than 50%.

54. Any change in the character of occupancy or in use of any building which, in the opinion of the fire code official or building official, would place the building into a more hazardous division of the same occupancy group or into a different group of occupancies and constitutes a greater degree of life safety ¹ or increased fire risk ², shall require the installation of an approved fire automatic fire sprinkler system.

¹ Life Safety—Increased occupant load, public assembly areas, public meeting areas, churches, indoor amusement attractions, buildings with complex exiting systems due to increased occupant loads, large schools/daycare facilities, large residential care facilities with non ambulatory.

² Fire Risks—High-piled combustible storage, woodworking operations, hazardous operations using hazardous materials, increased fuel loads (storage of moderate to highly combustible materials), increased sources of ignition (welding, automotive repair with use of flammable liquids and open flames).

C. Section 909.220.1 of the 2022 California Fire Code is hereby amended to read in its entirety:

909.220.1 Schedule. A routine maintenance and operational testing program shall be initiated immediately after the smoke control system has passed the acceptance tests. A written schedule for routine maintenance and operational testing shall be established and both shall occur at least annually.

~~15.44.150 – Chapter 22 – Combustible Dust Producing Operations.~~

~~A. Section 2203 of the 2019 California Fire Code is hereby amended to read in its entirety:~~

~~**2203 DUST EXPLOSION PREVENTION**~~

~~—2203.1 Critical Depth Layer. The maximum dust layer on all surfaces, including but not limited to walls, ceilings, beams, equipment, furniture, pipes and ducts, shall not exceed the Critical Depth Layer specified in Table 2203.1. The critical depth layer depth is permitted to be adjusted for explosion hazard further evaluated in accordance with one of the following:~~

1. ~~Section 6.1.1.3 of NFPA 654.~~
2. ~~Section 4.2.2 of NFPA 664 for wood flour.~~

~~Accumulated combustible dust shall be collected by one of the methods listed in 2203.5.~~

Table 2203.1 Critical Depth Layer

Type of Dust	Critical Depth Layer (Inches)
Wood Flour	1/8
All Other Dusts	1/32

For SI: 1 inch = 25.4 mm

~~—2203.2 Dust Producing and Dust Handling Equipment. Dust producing equipment and dust handling equipment, including but not limited to vacuums, dust collection systems, dryers, mixers, blenders, separators, conveyors, storage containers, silos or other similar devices shall be listed and shall be maintained in accordance with the manufacturer's recommended standards.~~

~~—2203.2.1 Signages and Markings. Signages and markings shall be provided in accordance with Section 2203.2.1.1 through 2203.2.1.3.~~

~~—2203.2.1.1 Deflagration Vent Discharge Area Markings. Where dust collection systems and other equipment, systems, or systems components are provided with deflagration vents, the area within the deflagration vent's discharge area shall be marked in an approved manner.~~

~~—2203.2.1.2 Caution Signs. Signs shall be posted near the dust containing equipment with deflagration vents that reads as follows:~~

~~CAUTION: THIS EQUIPMENT CAN CONTAIN EXPLOSIVE DUST.~~

~~KEEP OUTSIDE THE MARKED AREA WHILE EQUIPMENT IS OPERATING.~~

~~—2203.2.1.3 Warning Signs. Where dust collection systems and other equipment, systems, or systems components are provided with deflagration vents, vent closures shall be clearly marked as follows:~~

~~WARNING: EXPLOSION RELIEF DEVICE. STAY CLEAR.~~

~~—2203.3 Dust Collection and Conveying Systems. Dust collection and conveying systems shall be in accordance with Sections 2203.3.1 through 2203.3.3.~~

~~—2203.3.1 Dust Collection Systems. Dust collection systems shall be designed to collect dust emissions from dust producing equipment at the point of generation. Dust collection systems shall be in accordance with Section 511 of the California Mechanical Code.~~

~~Exception: Closed systems using listed equipment and designed in accordance with manufacturer's recommendations and specifications, where cleanouts are provided in accordance with Section 2203.3.3.~~

~~Heating, ventilation, and air conditioning (HVAC) systems shall not be used as the means to collect dust from localized sources.~~

~~—2203.3.1.1 Location. Dust collectors shall be located outside of buildings.~~

~~Exceptions:~~

- ~~1. Dust collectors inside of buildings complying with Section 511 of the California Mechanical Code.~~
- ~~2. Wet-type dust collectors when specifically listed for the type of dust conveyed shall be permitted inside of buildings where in accordance with the manufacturer's instructions and specifications.~~
- ~~3. Dust collectors designed to specific NFPA standards listed in Table 2204.1 for the specific type of dust conveyed.~~

~~—2203.3.1.2 Minimum Conveying Velocities. The minimum velocities within ducts used as part of the dust collection system shall be in accordance with Table 2203.3.1.2.~~

Table 2203.3.1.2

Minimum Conveying Velocities

Type of Product	Feet Per Minute
Fine light dust, such as cotton, lint, and wood flour (100 mesh and under)	2000 (10 m/s)
Dry dust such as fine rubber molding powder	2500 (13 m/s)
Average dust such as sawdust, grinding dust, coal dust	3500 (18 m/s)
Heavy dust such as metal turnings, including aluminum and magnesium powder	4000 (20 m/s)

~~—2203.3.2 Plastic Ducts and Conveying Systems. Plastic, fiberglass and other nonconductive ducts, duck liners or pipes shall not be used as a part of duct and conveying systems. Ductwork utilizing combustible lines shall be permitted only in high impact areas and where approved. Flexible hose shall be permitted if designed and installed in accordance with the following requirements:~~

- ~~1. — Manufactured of static dissipative construction.~~
- ~~2. — Used only for connections and isolation purposes.~~
- ~~3. — Limited to 18 inches (457 mm) in length.~~
- ~~4. — Properly grounded.~~

~~—2203.3 Cleanouts. Openings shall be provided in enclosed equipment and conveyors to allow access to all parts of the equipment and conveyors to permit inspection, cleaning, maintenance and the effective use of portable extinguishers or hose streams. Cleanouts for ducts used as part of the dust collection system shall be in accordance with California Mechanical Code.~~

~~—2293.4 Sources of Ignition. Sources of ignition shall be controlled in accordance with Sections 2203.4.1 through 2203.4.9.5.~~

~~—2203.4.1 Classified Electrical. Classified electrical shall be in accordance with NFPA 70. Electric motors and electrical components of the equipment shall not be installed in the dust laden air stream unless listed for Class II, Division 1 locations.~~

~~—2203.4.2 Static Electricity. Bonding and grounding is required to minimize accumulation of static electric charge in the following locations:~~

- ~~1. Dust producing equipment.~~
- ~~2. Dust collection system.~~
- ~~3. Pneumatic dust conveying systems conveying combustible dust from one location to another, combustible dust conveyors, piping and conductive components. Conveying systems include transport modes such as railcars, hopper cars, boxcars, tank cars and trucks into which or from which commodities or products are pneumatically conveyed.~~
- ~~4. Conveying systems using metallic piping.~~

~~—2203.4.3 Hot Works. Hot work and similar spark producing operations shall not be conducted in or adjacent to combustible dust producing areas unless precautions have been taken to provide safety. Hot work shall be permitted only in safe, designated areas in accordance with Chapter 35. Hot work is prohibited on equipment that is operating.~~

~~—2203.4.3.1 Signs. Conspicuous signs with the following warning shall be posted in the vicinity of combustible dust producing areas or in the vicinity of combustible dust use:~~

~~NO WELDING. THE USE OF WELDING OR CUTTING EQUIPMENT IN OR NEAR THIS AREA IS DANGEROUS BECAUSE OF FIRE AND EXPLOSION HAZARDS. WELDING AND CUTTING SHALL BE DONE ONLY UNDER THE SUPERVISION OF THE PERSON IN CHARGE.~~

~~—2203.4.4 Hot Surfaces and Hot Equipment. In areas where a dust explosion hazard or dust flash fire hazard exists, the temperature of external surfaces, shall be maintained below 80 percent (in degrees Celsius) of the lower of the dust surface ignition temperature or the dust-cloud ignition temperature for worst case dusts. External surfaces shall include but not limited to:~~

- ~~1. ——— Compressors.~~

- ~~2. Steam, water or process piping.~~
- ~~3. Ducts.~~
- ~~4. Conveyors.~~
- ~~5. Process equipment.~~

~~Where steam pipes or hot surfaces occur in dust producing or dust handling areas, accumulation of dust on the surfaces shall be minimized by an approved method.~~

~~Exception: Drying apparatus listed for the intended use and installed in accordance with the manufacturer's instructions.~~

~~—2203.4.5 Powered Industrial Trucks. Powered industrial trucks used in electrically classified areas shall be listed for such use.~~

~~—2203.4.6 Smoking Prohibited. Smoking shall be prohibited in or adjacent to dust producing or dust handling areas.~~

~~"No Smoking" signs complying with Section 310 shall be conspicuously posted in such areas. Smoking shall be permitted only in designated areas.~~

~~—2203.4.7 Spark Producing Devices. Spark producing devices shall not be located within 20 feet (6096 mm) of areas requiring classified electrical unless separated by a permanent partition.~~

~~—2203.4.8 Self-heating materials. Materials in silos and other large storage piles of particulates prone to self-heating shall be in accordance with Section 8.5.11 of NFPA 652.~~

~~—2203.4.9 Open Flames and Fuel Fired Equipment. Open flames and fuel fired equipment shall be in accordance with Section 2203.4.9.1 through 2203.4.9.5.~~

~~—2203.4.9.1 Release of Airborne Combustible dust. Production, maintenance or repair activities that have the potential to release or force combustible dust to become airborne shall not be conducted within 35 feet (11 m) of an open flame or pilot flame.~~

~~—2203.4.9.2 Space Heaters. Fuel-fired space heaters drawing local ambient air shall not be located within electrically classified areas. Space heating appliances in dust producing or dust handling areas shall be located where not subject to accumulation of deposits of combustible dust.~~

~~—2203.4.9.3 Equipment Listing. Fuel-fired process equipment shall be listed for its intended use and shall be operated and maintained in accordance with the manufacturer's instructions.~~

~~—2203.4.9.4 Inspection and Preventative Maintenance. Inspection and maintenance of fuel-fired process equipment shall include verification that significant combustible dust accumulations do not exist within or around the equipment.~~

~~—2203.4.9.5 Sources of Combustion Air. In Class II electrically classified locations, heating units shall be provided with a source of combustion air ducted directly from the building exterior or from an unclassified location.~~

~~—2203.5 Housekeeping. Accumulation of combustible dust on surfaces inside buildings shall be maintained below the critical depth layer in Section 2203.1. Pressurized air or similar methods shall not be used to remove dust from surfaces. Accumulated combustible dust shall be collected by one of the following methods:~~

- ~~1. Portable vacuum cleaners listed for use in Class II, Group G, Division 1 atmospheres as defined in NFPA 70.~~
- ~~2. Dust collection systems.~~
- ~~3. Other approved means that will not place combustible dust into suspension in air.~~

~~—2203.6 Standard Operational Procedures. Dust producing equipment and all associated equipment including dust collection equipment shall be maintained in accordance with the manufacturer's instructions and specifications and applicable codes. The inspection, testing and maintenance program shall include the following, as applicable:~~

- ~~1. Fire and explosion protection and prevention equipment, as applicable, in accordance with the applicable NFPA standards.~~
- ~~2. Dust control equipment.~~
- ~~3. Control of potential ignition sources.~~
- ~~4. Electrical, process and mechanical equipment, including applicable process interlocks.~~
- ~~5. Lubrication of bearings for dust collection, dust handling and dust producing equipment.~~
- ~~6. Additional maintenance in accordance with the manufacturer's instructions and specifications for dust collection, dust handling and dust producing equipment.~~
- ~~7. Records shall be kept of maintenance and repairs performed. The standard operating procedures shall be submitted to the fire code official for review and approval. The written standard operating procedures shall be signed by the person responsible for facility operations.~~

~~—2203.7 Emergency Response Plan. A written emergency response plan shall be developed for preventing, preparing for and responding to work-related emergencies including but not limited to fire and explosion. The following information shall be developed into the plan:~~

- ~~1. Identification of dust hazards.~~
- ~~2. Identification and location of all utilities to affected areas.~~
- ~~3. Site plans or floor plans locating utility shut-off controls including water, gas and power.~~
- ~~4. Identify the potential for explosion.~~
- ~~5. Identify the location of fire extinguishing equipment compatible with the hazards present.~~
- ~~6. Any additional information required by the fire code official.~~

~~—2203.8 Training. The plans and procedures required in Sections 2203.5, 2203.6 and 2203.7 shall be approved by the fire code official. The plans and procedures shall be reviewed annually and updated as required by process changes. Initial and annual refresher training shall be provided to employees who are involved in operating, maintaining and supervising facilities that handle combustible dust. Initial and annual re-fresher training shall include:~~

- ~~1. Workplace hazards.~~
- ~~2. General orientation, plant diagrams and plant safety rules.~~
- ~~3. Process description or flowchart.~~
- ~~4. Equipment operation, safe startup and shutdown, and response to hazard conditions or an incident.~~
- ~~5. The location and use of all related fire and explosion protection and prevention systems.~~
- ~~6. Equipment maintenance requirements and practices, including visual inspections of conveyors and ducts.~~
- ~~7. Housekeeping requirements, including the maintenance of the critical depth layer in Section 2203.1.~~
- ~~8. Emergency response plans as required in Section 2203.7.~~

~~The employer shall maintain records of initial and annual training and for review.~~

~~B.— Section 2204 of the 2019 California Fire Code is hereby amended to read in its entirety:~~

~~2204 DUST EXPLOSION SCREENING TESTS~~

~~—2204.1 Combustibility and Explosivity Tests. Where combustibility or explosivity screening tests are required to analyze the combustible dust as part of compliance with Section 414.1.3 of the California Building Code and Section 104.7 of this Code, it shall be in accordance with Section 5.4 of NFPA 652.~~

~~—2204.2 Samples. Representative samples for the screening test shall be obtained in accordance with Section 5.5 of NFPA 652.~~

~~C.— Section 2205 of the California Fire Code is hereby added to read:~~

~~2205 STANDARDS~~

~~—2205.1 Specific Hazards Standards. The fire code official is authorized to enforce additional industry or material specific provisions of the codes and standards listed in Table 2205.1 as applicable to prevent and control dust explosions.~~

~~Table 2205.1 Explosion Protection Standards~~

Standard	Subject
NFPA 61	Standard for the Prevention of Fires and Dust Explosions in Agricultural and Food Processing Facilities

NFPA 69	Standard on Explosion Prevention Systems
NFPA 70	National Electrical Code
NFPA 77	Recommended Practice on Static Electricity
NFPA 85	Boiler and Combustion System Hazards Code
NFPA 120	Standard for Fire Prevention and Control in Coal Mines
NFPA 484	Standard for Combustible Metals
NFPA 652	Standard on the Fundamentals of Combustible Dust
NFPA 654	Standard for Prevention of Fire and Dust Explosions from the Manufacturing, Processing and Handling of Combustible Particulate Solids
NFPA 655	Standard for the Prevention of Sulfur Fires and Explosions
NFPA 664	Standard for the Prevention of Fires and Explosions in Wood Processing and Woodworking Facilities

~~—2205.1.1 Dust Hazard Analysis. If a dust hazard analysis (DHA) is required by the fire code official to new or existing facilities and operations, it shall be in accordance with NFPA 652. The DHA for existing facilities shall be in accordance with Section 7.1.2 of NFPA 652.~~

15.44.1260 - Chapter 33—Fire Safety During Construction and Demolition.

A. Section 3311.1.1 is hereby added to read:

3311.1.1 Fire Department Access Roadways: All construction sites shall be accessible by fire department apparatus by means of roadways having an all-weather driving service of not less than 20ft. of unobstructed width. The roads shall have the ability to withstand the live loads of a 75,000 pound fire apparatus, and have a minimum 13ft. 6 in. of vertical clearance. Dead end fire access roads in excess of 150 ft. in length shall be provided with approved turnarounds.

When approved by the Fire Code Official, temporary access roadways may be utilized until such time that the permanent roadways are installed. As a minimum, the roadway shall consist of a compacted sub base and eight (8”) inches of road base material (Class 2 aggregate base rock) both compacted to a minimum 95%. The perimeter edges of the roadway shall be contained and delineated by curb and gutter or other approved method. The use of geotextile reinforcing fabric underlayment or soils lime-treatment may be required if so determined by the project civil engineer. Provisions for surface drainage shall also be provided where necessary. The integrity of the roadway shall be maintained at all times.

~~A. Section 3303.3 of the 2019 California Building Code is hereby amended to read in its entirety:~~

~~—3303.3 LP-gas heaters. Fuel supplies for liquefied petroleum gas-fired heaters shall comply with Chapter 61 and the International Fuel Gas Code.~~

~~—3303.3.1 Use in Buildings. Propane containers may be used in buildings under construction or undergoing major renovation as a fuel source for temporary heating for curing concrete, drying plaster and similar applications in accordance with the following:~~

- ~~1. Heating elements (other than integral heater-container units) shall be located at least 6 feet from any LP-Gas container.~~
- ~~2. Integral heater-container units specifically designed for the attachment of the heater to the container, or to a supporting standard attached to the container, may be used provided they are designed and installed so as to prevent direct or radiant heat application to the LP-Gas container.~~
- ~~3. Blower and radiant type units shall not be directed toward any LP-Gas container within 20 feet.~~
- ~~4. Heat producing equipment shall be installed with clearance to the combustibles in accordance with the manufacturer's installation instructions.~~
- ~~5. Cylinders shall comply with DOT cylinder specifications and shall be secured in an upright position.~~
- ~~6. Regulators shall be approved for use with LP-Gas. Fittings shall be designed for at least 250 p.s.i.g. service pressure.~~
- ~~7. Hose shall be designed for a working pressure of at least 350 p.s.i.g. (unless limited to 5 p.s.i.g.) and shall be a maximum of 6 feet in length.~~
- ~~8. Portable heaters shall be equipped with an approved automatic device to shut off the flow of gas to the main burner and to the pilot in the event of flame extinguishment or combustion failure. Portable heaters with an input of more than 50,000 Btu/hr shall be equipped with either a pilot that must be proved before the main burner can be turned on or an approved electronic ignition system.~~

~~—3303.3.2 Use in Occupied Buildings. In addition to the above, for LPG storage/use in buildings undergoing alteration and that are fully or partially occupied, the following shall also apply:~~

- ~~1. Specific approval must be obtained from the fire department prior to bringing LP-Gas containers on-site.~~
- ~~2. The maximum water capacity of individual containers shall be 5-gallon water capacity and the number of containers in the building shall not exceed the number of workers assigned to using the LP-Gas.~~

~~3. Containers having a water capacity greater than 2½ pounds (1 quart) shall not be left unattended.~~

~~B.— Section 3304.1 of the 2019 California Building Code is hereby amended to read in its entirety:~~

~~—3304.1 Smoking. Smoking is prohibited anywhere inside or on the roof of new buildings under construction or in the project work area of buildings undergoing alteration. A suitable number of 'No Smoking' signs shall be posted to ensure that smoking is controlled.~~

~~Smoking shall be prohibited except in approved areas. Signs shall be posted in accordance with Section 310. In approved areas where smoking is permitted, approved ashtrays shall be provided in accordance with Section 310.~~

~~C.— Section 3304.9 of the 2019 California Fire Code is hereby added to read:~~

~~—3304.9 Fire walls. When firewalls are required in combustible construction, the wall construction shall be completed (with all openings protected) immediately after the building is sufficiently weather protected at the location of the wall(s).~~

~~D.— Section 3304.10 of the 2019 California Fire Code is hereby added to read:~~

~~—3304.10 Vehicle Parking. All vehicles shall be parked a minimum of 20 feet from new buildings under construction.~~

~~Exceptions:~~

~~1. — Vehicles that are temporarily parked for loading/unloading or other construction related operations. Such vehicles shall not be left unattended.~~

~~2. — Private vehicles may be parked in parking garages of Type I construction if the automatic fire sprinkler system is in service and vertical openings are protected.~~

~~E.— Section 3304.11 of the 2019 California Fire Code is hereby added to read:~~

~~—3304.11 Compressed Gas Containers. Gas containers/cylinders shall be protected as follows:~~

~~1. Combustible materials shall be kept a minimum of 10 feet from gas containers.~~

~~2. Cylinders shall be protected against physical damage.~~

~~3. Cylinders shall be stored upright and secured to prevent falling.~~

~~4. Cylinders shall not be placed near elevators, unprotected platform edges or other areas where they would drop more than 2 feet.~~

~~5. Cylinders shall not be placed in areas where they may be damaged by falling objects.~~

~~6. When cylinders are not in use, valve protective caps shall be in place.~~

~~7. Ropes, chains or slings shall not be used to suspend gas cylinders, unless the cylinder was manufactured with appropriate lifting attachments.~~

~~—3304.11.1 Separation. When stored, gas cylinders shall be separated from each other based on their hazard classes.~~

~~—3304.11.2 Marking. Gas cylinders shall be marked with the name of the contents.~~

F.—Section 3305.2.1 of the California Fire Code is hereby added to read:

~~—3305.2.1 Containers. Metal containers for Class I or II liquids shall be in accordance with DOT requirements or shall be of an approved design. Discharge devices shall not cause an internal pressure on the container. Individual containers shall not be interconnected and shall be kept closed when not in use.~~

~~—3305.2.2 Secondary Containment. Secondary containment or a means of spill control, drainage control, and diking shall be required for containers and tanks as approved by the fire department and, if applicable, local hazardous materials program agency.~~

~~—3305.2.3 Marking. Tanks and containers shall be marked with the name of the product and “FLAMMABLE—KEEP FIRE AND FLAME AWAY.” Tanks (i.e., containers in excess of 60 gallons) shall also be labeled “KEEP 50 FEET FROM BUILDINGS.”~~

~~—3305.2.4 Tank Installation Plans/Permit. Plans for the installation/use of any aboveground storage tank (i.e., container greater than 60 gallons) shall be submitted to the fire department and, if applicable, local hazardous materials program agency for review and permit prior to the proposed tank arriving at the site.~~

G.—Section 3308.1.1 of the 2019 California Fire Code is hereby added to read:

~~—3308.1.1 Fire Protection Plan. The Fire Protection Plan shall include the following:~~

- ~~1. Procedures for reporting emergencies to the Fire department.~~
- ~~2. Procedures for emergency notification, evacuation and/or relocation of all persons in the building under construction and on the site.~~
- ~~3. Procedures for hot work operations, management of hazardous materials and removal of combustible debris and maintenance of emergency access roads.~~
- ~~4. Floor plans identifying the locations of exits, exit stairs, exit routes and portable fire extinguishers.~~
 - ~~4.1. All new buildings under construction shall have a least one unobstructed exit.~~
- ~~5. Site plans identifying the designated exterior assembly areas for each evacuation route.~~
- ~~6. Site plans identifying required fire apparatus access roadways and on-site fire hydrants.~~
- ~~7. The name and contact phone number of the person(s) responsible for compliance with the Fire Protection Plan.~~

H.—Section 3308.6 of the 2019 California Fire Code is hereby amended to read in its entirety:

~~—3308.6 Hot work operations. Hot work includes any work involving operations capable of initiating fires or explosions, including cutting, welding, brazing, soldering, grinding, thermal spraying, thawing pipe, torch applied roofing, or any other similar activity. The fire prevention program superintendent shall be responsible for supervising the permit system for hot work operations in accordance with Chapter 35.~~

~~I.—Section 3308.7 of the 2019 California Fire Code is hereby amended to read in its entirety:~~

~~—3308.7 Impairment of fire protection systems. Fire alarm systems shall be maintained operational at all times during building alterations. Impairments to any fire protection system shall be in accordance with Section 901. When an alteration requires modification to a portion of the fire alarm system, the portion of the system requiring work shall be isolated and the remainder of the system shall be kept in service whenever practical. When it is necessary to shut down an entire fire alarm system a fire watch or other mitigation approved by the fire department shall be implemented by the general contractor until the system is returned to full service.~~

~~J.—Sections 3308.9 and 3308.10 of the California Fire Code are hereby added to read:~~

~~—3308.9 Premises Identification. The address numbers of the property or project location shall be plainly visible and legible from the street or road fronting the property at the fire apparatus access point or as otherwise approved.~~

~~—3308.10 Area Separation Walls. When area separation walls are required, the wall construction shall be completed (with all openings protected) immediately after the building is sufficiently weather-protected at the location of the wall(s).~~

~~K.—Section 3310.1.1 of the 2019 California Fire Code is hereby are hereby added to read:~~

~~—3310.1.1 Gates. No gate may be installed across a required fire department access road or driveway without prior approval from the local fire agency.~~

~~—3310.1.2 Fire Apparatus Access Roadway Signs. Where required by the Fire Code Official, fire apparatus access roads shall be designated and marked as a fire lane as set forth in CVC §22500.1. The designation shall be indicated by:~~

- ~~1. A sign posted immediately adjacent to and visible from the designated place, clearly stating in letters not less than one inch in height that the place is a fire lane; or~~
- ~~2. Outlining or painting the place in red and, in contrasting color, marking the place with the words “FIRE LANE,” which are clearly visible from a vehicle; or~~
- ~~3. A red curb or red paint on the edge of the roadway upon which is clearly marked the words “FIRE LANE.”~~

~~L.—Section 3311.1 of the 2019 California Fire Code is hereby amended to read in its entirety:~~

~~—3311.1 Stairways required. Each level above the first story in new multi-story buildings that require two exit stairways shall be provided with at least two usable exit stairways after the floor decking is installed. The stairways shall be continuous and discharge to grade level. Stairways serving more than two floor levels shall be enclosed (with openings adequately protected) after exterior walls/windows are in place. Exit stairs in new and in existing, occupied buildings shall be lighted and maintained clear of debris and construction materials at all times.~~

~~Exception: For new multi-story buildings, one of the required exit stairs may be obstructed on not more than two contiguous floor levels for the purposes of stairway construction (i.e., installation of gypsum board, painting, flooring, etc.).~~

~~M.—Section 3311.1.1 of the 2019 California Fire Code is hereby added to read:~~

~~—Section 3311.1.1 Required Means of Egress. All new buildings under construction shall have at least one unobstructed means of egress. All means of egress shall be identified in the prefire plan see Section 3308.2.~~

~~N.—Section 3311.3 of the 2019 California Fire Code is hereby added to read:~~

~~—3311.3 Storage. Combustible construction materials shall be stored a minimum of 20 feet from buildings under construction or undergoing remodel. Combustible materials associated with construction, demolition, remodeling or alterations to an occupied structure shall not be stored in exits, enclosures for stairways and ramps, or exit access corridors serving an occupant load of 30 or more.~~

~~Exceptions:~~

- ~~1. Where the only occupants are construction workers.~~
- ~~2. Combustible materials that are temporarily accumulated to support work being performed when workers are present.~~
- ~~3. Materials that are staged for installation on a floor level.~~
- ~~4. When approved by the Fire Department, materials may be stored in parking garages of Type I construction if the automatic fire sprinkler system is in service and vertical openings are protected.~~

~~O.—Section 3312.1 of the 2019 California Fire Code is hereby amended to read in its entirety:~~

~~—3312.1 When required. An approved water supply for fire protection, either temporary or permanent, shall be completed, and in service prior to combustible construction materials accumulating on site.~~

~~P.—Section 3313.1 of the 2019 California Fire Code is hereby amended to read in its entirety:~~

~~—3313.1 Where required. In buildings required to have standpipes the standpipes shall be installed when the progress of construction is not more than 35 feet in height above the lowest level of the fire department access. Standpipes shall be provided with fire department hose connections and outlets at accessible locations adjacent to usable stairs. As construction progresses, such standpipes shall be extended to within one floor of the highest point of~~

~~construction having secured decking or flooring. Each floor shall be provided with a 2½-inch valve outlet for fire department use. Where construction height requires installation of a Class III standpipe, fire pumps and water main connections shall be provided to serve the standpipe.~~

Q.—Section 3314.1 of the 2019 California Fire Code is hereby amended to read in its entirety:

~~—3314.1 Completion before occupancy. Where automatic fire sprinkler systems are required to be installed in new buildings, the system shall be placed in service as soon possible. For buildings of Type I or II noncombustible construction, activation of the fire sprinkler system may be delayed until combustible finishes, furnishings or equipment are installed, if the building or area is not used for combustible storage or any other purpose.~~

~~Immediately upon the completion of sprinkler pipe installation on each floor level, the piping shall be hydrostatically tested and inspected. After inspection approval from the Fire department, each floor level of sprinkler piping shall be connected to the system supply riser and placed into service with all sprinkler heads uncovered. Protective caps may be installed on the active sprinklers during the installation of drywall, texturing and painting, but shall be removed immediately after this work is completed. For system activation notification, an exterior alarm bell shall be installed and connected to the sprinkler water flow device prior to installation of the monitoring system.~~

~~It shall be unlawful to occupy any portion of a building or structure until the automatic sprinkler system installation has been tested and approved, except as provided in Section 105.3.4.~~

R.—Section 3314.2 of the 2019 California Fire Code is hereby amended to read in its entirety:

~~—3314.2 Operation of valves. For buildings equipped with fire sprinkler systems that are undergoing alterations, the sprinkler system(s) shall remain in service at all times except when system modifications are necessary. Operation of sprinkler control valves shall be allowed only by properly authorized personnel and shall be accompanied by notification of duly designated parties. Fire sprinkler systems undergoing modifications shall be returned to service at the end of each workday unless otherwise approved by the fire department. The General contractor or his/her designee shall check the sprinkler control valve(s) at the end of each work day to confirm that the system has been restored to service.~~

S.—Section 3315.1 of the 2019 California Fire Code is hereby amended to read in its entirety:

~~—3315.1 Where required. Structures under construction, alteration or demolition shall be provided with not less than one approved portable fire extinguisher in accordance with Section 906 and sized for not less than ordinary hazard as follows:~~

~~1. Portable fire extinguishers shall be provided and shall be mounted on a wall or post at each usable stairway and such that the travel distance to any extinguisher does not exceed 75 feet.~~

~~1.1. Mounting height to the top of the extinguisher shall not exceed 5 feet.~~

~~1.2. Extinguishers shall not have less than a 2A:10BC rating or as otherwise directed by~~

the fire department.

2. In every storage and construction shed.

3. Additional portable fire extinguishers shall be provided where special hazards exist including, but not limited to, the storage and use of flammable and combustible liquids.

4. The general contractor shall ensure that an adequate number of individuals are trained in the proper use of portable fire extinguishers.

15.44.170—Chapter 34—Indoor Storage Arrangement.

A.—Section 3404.6 of the 2019 California Fire Code is hereby amended to read in its entirety:

~~—3404.6 Telephone number. Communication equipment shall be maintained at all waste tire facilities and solid waste facilities, if they are staffed by an attendant, to ensure that the site operator can contact local fire authority in the event of fire. The telephone number of the local fire authority and location of the nearest telephone shall be posted conspicuously in attended locations.~~

B.—Section 3405.1 of the 2019 California Fire Code is hereby amended to read in its entirety:

~~—3405.1 Individual piles. Tire storage shall be restricted to individual piles not exceeding 5,000 square feet (464.5 m²) of continuous area. Piles shall not exceed 50,000 cubic feet (1416 m³) in volume or 10 feet (3048 mm) in height. *Pile widths shall not exceed 50 feet.*~~

C.—Section 3407.5 of the 2019 California Fire Code is hereby added to read:

~~—3407.5 Signs. A sign shall be posted at the facility entrance stating the name of the operator, operating hours, and site rules.~~

~~—3407.6 Attendant. An attendant shall be present when the facility is open for business if the facility receives tires from persons other than the operator of the facility.~~

~~—3407.7 Access. An access road to the facility must be maintained passable for emergency equipment at all times. Unauthorized access must be strictly controlled.~~

D.—Section 3408.1 of the 2019 California Fire Code is hereby amended to read in its entirety:

~~—3408.1 Water supply. An adequate water supply shall be provided for use by the local fire authority. The water supply shall be capable of delivering at least 1,000 gallons per minute for a duration of at least three hours and at least 2,000 gallons per minute for a duration of at least three hours if the sum of altered plus whole waste tires exceeds 10,000. The water supply shall be arranged such that any part of the storage yard can be reached by using not more than 500 feet (152 m) of hose.~~

Adequate equipment to aid in the control of fires shall be provided. At a minimum, the following items shall be maintained on site and in working order at all times:

1. One pike pole at least 10 feet in length to separate burning from nonburning tires, and

2. One round point and one square point shovel.

E.—Section 3408.2 of the 2019 California Fire Code is hereby amended to read in its entirety:

~~—3408.2 Fire extinguishers. Buildings or structures shall be provided with portable fire extinguishers in accordance with Section 906.~~

~~1. Fuel-fired vehicles operating in the storage yard shall be equipped with a minimum 2-A:20-B:C-rated portable fire extinguisher.~~

~~2. One portable fire extinguisher with a minimum rating of A:40-B:C shall be carried on each piece of fuel-powered equipment used to handle waste tires.~~

F.—Section 3409.1 of the 2019 California Fire Code is hereby amended to read in its entirety:

~~—3409.1 Pile dimensions. Where tires are stored on-tread, the dimension of the pile in the direction of the wheel hole shall be not more than 50 feet (15 240 mm). Tires stored adjacent to or along one wall shall not extend more than 25 feet (7620 mm) from that wall. Other piles shall be not more than 50 feet (15 240 mm) in width.~~

~~1. Where the top of the storage is greater than six feet in height, tires shall be stored in accordance with the following:~~

~~(a) Indoor storage areas between 500 square feet and 2,500 square feet shall maintain aisles with access to exits and fire access doors in accordance with the following requirements:~~

~~(i) In sprinklered buildings aisles shall be a minimum of 44 inches wide.~~

~~(ii) In nonsprinklered buildings aisles shall be a minimum of 96 inches wide.~~

~~(iii) The required aisle width shall extend from floor to ceiling.~~

~~(b) Indoor storage areas exceeding 2,500 square feet shall maintain aisles with access to exits and fire access doors in accordance with the following requirements:~~

~~(i) In nonsprinklered buildings aisles shall be a minimum of 96 inches wide.~~

~~(ii) In sprinklered buildings where the waste tire piles are accessible to the public aisles shall be a minimum of 96 inches wide.~~

~~(iii) In sprinklered buildings where the waste tire piles are not accessible to the public aisles shall be a minimum of 44 inches wide.~~

~~(iv) The required aisle width shall extend from floor to ceiling.~~

~~(c) For storage areas greater than 500 square feet the dimensions of the waste tire piles shall not exceed 50 feet in any direction, 30 feet in height, and 75,000 cubic feet in volume.~~

~~(d) No facility shall store waste tires in an area greater than 500,000 square feet.~~

~~(e) Facilities with an indoor storage area greater than 500 square feet shall be equipped with an automatic fire extinguishing system.~~

~~(f) Facilities with an indoor storage area greater than 2,500 square feet shall be equipped with smoke and heat vents.~~

~~(g) For purposes of determining the square footage, the aggregate of all tire storage areas within a building which are designated, intended, proposed or actually used for storing tires at a maximum height of more than six feet shall be used, unless such areas are separated from each other by 1-hour fire barriers that have been approved by the local fire code official. Openings in 1-hour fire barriers shall be protected by opening protectives having a 1-hour fire protection rating.~~

~~15.44.180—Chapter 35—Fire Safety Requirements.~~

~~A.—Section 3504.2.3 of the 2019 California Fire Code is hereby amended to read in its entirety:~~

~~—3504.2.3 Duties. The sole duty of fire watch personnel shall be to watch for the occurrence of fire during and after hot work operations. Individuals designated to fire watch duty shall have fire-extinguishing equipment readily available and shall be trained in the use of such equipment. Individuals assigned to fire watch duty shall be responsible for extinguishing spot fires and communicating an alarm. Hot work conducted in areas with vertical and horizontal fire exposures that cannot be observed by a single individual shall have additional personnel assigned to fire watches to ensure that all exposed areas are monitored.~~

15.44.1390 - Chapter 49—Requirements for Wildland-Urban Interface Fire Areas.

A. Section 4901.3 and 4901.4 are hereby added to read:

4901.3 Where applicable. These requirements shall apply to all areas within the City of Morgan Hill as set forth and delineated on the map entitled "Wildland-Urban Interface Fire Area" which map and all notations, references, data and other information shown thereon are hereby adopted and made a part of this Chapter. The map properly attested, shall be on file in the Office of the City Clerk.

4901.4 Exemptions. These requirements shall not apply to any land or water area acquired or managed for one or more of the following purposes or uses:

- (1) Habitat for endangered or threatened species, or any species that is a candidate for listing as an endangered or threatened species by the state or federal government.
- (2) Lands kept in a predominantly natural state as habitat for wildlife, plant, or animal communities.
- (3) Open space lands that are environmentally sensitive parklands.
- (4) Other lands having scenic values, as declared by the local agency, or by state or federal law.

B. Section 4906.1.1, 4906.1.2, 4906.1.3 and 4906.1.4 are hereby added to read:

4906.1.1 Hazardous vegetation and fuels shall be managed to reduce the severity of potential exterior wildfire exposure to buildings, to reduce the risk of fire spreading to buildings, and provide for safe access for emergency wildland fire equipment and civilian evacuation concurrently, as required by applicable laws and standards.

4906.1.2 Maintenance required. Maintenance is required to ensure conformance with these standards and measures, and to assure continued availability, access, and utilization, of the defensible space during a wildfire.

4906.1.3 Additional measures. No person subject to these regulations shall permit any fire hazard, as defined in this chapter, to exist on premises under their control, or fail to take immediate action to abate a fire hazard when requested to do so by the enforcing agency.

4906.1.4 Exemption. For the purposes of this chapter, vegetation removal or management, undertaken in whole or in part, for fire prevention or suppression purposes shall not be deemed to alter the natural condition of public property.

C. Section 4907.3 of the 2022 California Fire Code is amended to read in its entirety:

4907.3 Requirements. Hazardous vegetation and fuels around all buildings, roads, driveways, and structures shall be maintained in accordance with the following laws and regulations:

1. Public Resources Code, Sections 4291 through 4296.
2. California Code of Regulations, Title 14, Division 1.5, Chapter 7, Subchapter 3, Article 3, Section 1299.03.
3. California Government Code, Sections 51175 - 51189.
4. California Code of Regulations, Title 19, Division 1, Chapter 7, Subchapter 1, Section 3.07.
5. Any local ordinance of the City of Morgan Hill

~~B. The following definition in Section 4902 of the 2016 California Fire Code is hereby amended to read in its entirety:~~

~~WILDLAND-URBAN INTERFACE FIRE AREA is a geographical area identified by the state as a "Fire Hazard Severity Zone" in accordance with the Public Resources Code Sections 4201 through 4204 and Government Code Sections 51175 through 51189, or other areas designated by the City to be at a significant risk from wildfires.~~

~~The Wildland-Urban Interface Fire Area shall be defined as all areas within the City of Morgan Hill as set forth and delineated on the map entitled "Wildland-Urban Interface Fire Area" which map and all notations, references, data and other information shown thereon are hereby adopted and made a part of this Chapter. The map properly attested, shall be on file in the Office of the City Clerk.~~

~~C. Section 4906 of the 2019 California Fire Code is hereby amended to read in its entirety:~~

~~—4906.1 General. Hazardous vegetation and fuels shall be managed to reduce the severity of potential exterior wildfire exposure to buildings, to reduce the risk of fire spreading to buildings, and provide for safe access for emergency wildland fire equipment and civilian evacuation~~

~~concurrently, as required by applicable laws and standards.~~

~~—4906.1.1 Maintenance required. Maintenance is required to ensure conformance with these standards and measures, and to assure continued availability, access, and utilization, of the defensible space during a wildfire.~~

~~—4906.1.2 Additional measures. No person subject to these regulations shall permit any fire hazard, as defined in this chapter, to exist on premises under their control, or fail to take immediate action to abate a fire hazard when requested to do so by the enforcing agency.~~

~~—4906.1.3 Exemption. For the purposes of this chapter, vegetation removal or management, undertaken in whole or in part, for fire prevention or suppression purposes shall not be deemed to alter the natural condition of public property.~~

~~—4906.2 Application. Buildings, roads, driveways, and structures located in the following areas shall maintain the required hazardous vegetation and fuel management:~~

~~1. All unincorporated lands designated by the State Board of Forestry and Fire Protection as State Responsibility Areas (SRA) including:~~

~~1.1. Moderate Fire Hazard Severity Zones~~

~~1.2. High Fire Hazard Severity Zones~~

~~1.3. Very High Fire Hazard Severity Zones~~

~~2. Land designated as a Wildland Urban Interface Fire Area by the City of Morgan Hill.~~

~~—4906.3 Requirements. Hazardous vegetation and fuels around all applicable buildings, roads, driveways, and structures, within these areas shall be maintained in accordance with the following laws and regulations:~~

~~1. Public Resources Code, Sections 4290 through 4296.~~

~~2. California Code of Regulations, Title 14, Division 1.5, Chapter 7.~~

~~3. California Government Code, Sections 51175—51189.~~

~~4. California Code of Regulations, Title 19, Division 1, Chapter 7, Subchapter 1.~~

~~5. Any local ordinance of the City of Morgan Hill.~~

~~D. Section 4907 of the 2019 California Fire Code is hereby amended to read in its entirety:~~

~~—4907.1 General. Defensible space will be maintained around all buildings and structures within the Wildland Urban Interface Fire Areas of Morgan Hill as required in Public Resources Code 4290, California Code of Regulations, Title 14, Division 1.5, Chapter 7, Government Code 51175—51189, this Chapter, and any local ordinance. Defensible space shall also be provided around water tank structures, water supply pumps and pump houses.~~

~~—4907.2 Where required. Persons owning, leasing, controlling, operating or maintaining buildings or structures in the locally adopted Wildland Urban Interface Fire Area and persons owning, leasing or controlling land adjacent to such buildings or structures, shall at all times:~~

~~1. Maintain effective defensible space by a maintaining a noncombustible zone within 5 feet of the structure.~~

~~2. Maintain effective defensible space by removing brush, flammable vegetation and combustible growth located within 30 feet of buildings or structures, but not beyond the property line.~~

~~2.1 Weeds, grass, vines or other growth that is capable of being ignited and endangering property, shall be cut down and removed. Grass shall not exceed 4 inches in height.~~

~~2.2. Remove any tree limbs located within 10 feet of a chimney,~~

~~2.3. Maintain any tree, scrub, or other plant overhanging or within 30 feet of any building, road, driveway, or property line, free of dead or dying wood,~~

~~2.4 Remove tree limbs located within 6' of ground level or 1/3 of plant height, whichever is less,~~

~~2.5. Maintain the roof of a building or structure free of leaves, needles or other vegetative materials,~~

~~2.6. Remove flammable vegetation a minimum of 10 feet around liquefied petroleum gas tanks/containers, water tanks, and small outbuildings,~~

~~2.7. Remove firewood, vegetative growth, and combustible materials from unenclosed spaces beneath buildings or structures, or on decks or under eaves, canopies or other projections or overhangs.~~

~~2.8. The storage of firewood and combustible material within the defensible space shall be located a minimum of 30 feet from structures and separated from the crown of trees by a minimum horizontal distance of 15 feet.~~

~~Exception: Firewood and combustible materials not for consumption on the premises shall be stored as approved by the Fire Code Official.~~

~~3. Maintain effective defensible space of 100 feet from each side and from the front and rear of the structure, but not beyond the property line, by removing brush, flammable vegetation and combustible growth.~~

~~(a) — Weeds, grass, vines or other growth that is capable of being ignited and endangering property, shall be cut down and removed. Grass shall not exceed 6 inches in height.~~

~~(b) — Dead and dying woody fuels within this zone shall be removed.~~

~~(c) — Loose surface litter within this zone shall be permitted to a depth of 3 inches.~~

~~(d) — Dead standing and downed trees within this zone shall be removed.~~

Exception: Grass and other vegetation located more than 30 feet from buildings or structures and less than 18 inches (457 mm) in height above the ground need not be removed where necessary to stabilize the soil and prevent erosion.

5. Maintain a firebreak by removing brush and clearing away all flammable vegetation or other combustible growth for a distance of not less than 30 feet on each side thereof or to the property line, whichever is nearer.

(a) Weeds, grass, vines or other growth that is capable of being ignited and endangering property, shall be cut down and removed. Grass shall not exceed 4 inches in height.

(b) Dead and dying woody fuels within this zone shall be removed.

(c) Loose surface litter within this zone shall be permitted to a depth of 3 inches. Exception: Single specimens of trees, ornamental vegetative fuels or cultivated ground cover, such as green grass, ivy, succulents or similar plants used as ground cover, provided they do not form a means of readily transmitting fire.

E. Section 4908 of the 2019 California Fire Code is hereby added to read:

~~SECTION 4908 FIRE PROTECTION PLAN~~

~~4908.1 General. New developments and projects proposed within a locally adopted Wildland-Urban Interface Fire Area shall include a plan for the protection of the community from any unreasonable risks associated with the effects of wildland and urban fires.~~

~~4908.2 Content. The plan shall be based upon a site-specific wildfire risk assessment that includes considerations of location, topography, aspect, flammable vegetation, climatic conditions and fire history. The plan shall address water supply, access, building ignition and fire resistance factors, fire protection systems and equipment, defensible space and vegetation management, evacuation routes, peak load water supply requirements, and minimum road widths, as those items relate to identified fire hazards.~~

~~4908.3 Cost. The cost of fire protection plan preparation and review shall be the responsibility of the applicant.~~

~~4908.4 Plan Retention. The fire protection plan shall be retained by the fire code official.~~

F. Section 4909 of the 2019 California Fire Code is hereby added to read:

~~SECTION 4909 Access, Egress and Identification.~~

~~4909.1 General. Road and street networks, whether public or private, shall provide for safe access for emergency firefighting equipment and civilian evacuation concurrently, and shall provide unobstructed traffic circulation during a wildfire emergency.~~

~~4909.2 Where required. Any person who owns, leases, controls, operates, or maintains lands in, upon, or adjoining a locally adopted Wildland-Urban Interface Fire, and persons owning,~~

leasing or controlling land adjacent to buildings or structures within these areas, shall at all times do all of the following:

(a) Maintain all roads, driveways, turnarounds, turnouts, and roadway structures, crossing or bordering their lands at full original design width. In all cases, the minimum clear width and height dimensions described below shall be maintained. Trees, brush, and other vegetative growth, encroaching on or obstructing these dimensions shall be removed.

(b) Clear all flammable vegetation within 10 feet of all roads, driveways, turnarounds, turnouts, and roadway structures.

(i) Weeds, grass, vines, brush, or other growth that is capable of being ignited and endangering property or limiting access/egress during a fire, shall be cut down and removed. Grass generally shall not exceed 6 inches in height.

(ii) Maintain all trees, shrubs, or other plants within this zone free of dead or dying wood.

(iii) Dead and dying woody fuels within this zone shall be removed. Loose surface litter shall be permitted to a depth of 3 inches.

(iv) Dead standing and downed trees within this zone shall be removed.

Exception: Logs or stumps, when embedded in the soil, may be retained when isolated from other vegetation.

(v) Remove lower limbs of trees (prune) to at least 6 feet or the lower 1/3 branches for small trees.

(vi) All trees 3 inches or less in diameter at breast height (dbh) shall be removed with the exception of indigenous, native species. The removal of live trees over 3 inches dbh, should only occur:

1) when needed to remove adjacent dead trees;

2) to achieve tree/shrub vertical requirements; or

3) where deemed a specific liability or fire safety hazard by the authority having jurisdiction.

—4909.3 Road Width. All two-way roads, and driveways serving more than 2 single-family residential structures, shall have a minimum 20-foot unobstructed and continuous horizontal clearance, and a minimum 15-foot unobstructed and continuous vertical clearance.

—4909.4 One-Way Roads. All one-way roads, and driveways serving 2 or fewer residential structures, shall have a minimum 12-foot unobstructed and continuous horizontal clearance, and a minimum 15-foot unobstructed and continuous vertical clearance.

—4909.5 Gates. Gate entrances shall be at least 2 feet wider than the traffic lane(s) served by that gate. In all cases, the minimum clear horizontal width shall be 14 feet and the minimum clear vertical height shall be 15 feet.

(a) All gates providing access from a public road shall be located at least 30 feet from the intersecting roadway and shall open to allow a vehicle to stop without obstructing traffic on that road.

~~(b) Security gates shall not be installed without approval from authority having jurisdiction and where security gates are installed, they shall have an approved means of emergency operation.~~

~~—(c) The security gates and their emergency operation shall be maintained at all times.~~

~~—4909.6 Street and Road Signs. The numbers, letters, and symbols, used on street and road signs shall be a minimum 4 inches height and minimum .5 inch stroke, reflectorized, and contrasting with the background color of the sign. On a two-way street, signs shall be visible and legible from either direction of travel.~~

~~—4909.7 Premises Identification. Address identification shall be plainly legible and visible from the street or road fronting the property. Lettering shall be Arabic numbers or alphabetical letters.~~

~~(a) On a two-way street, addressing shall be visible and legible from either direction of travel from a distance of 100 feet.~~

~~(b) Where access is by means of a private road and the address identification cannot be viewed from the public way, a monument, pole, or other sign or means, shall be used to identify the address.~~

~~(c) The numbers, letters, and symbols, used for street address signs shall be a minimum 4 inches height and minimum .5 inch stroke, reflectorized, and contrasting with the background color of the sign.~~

15.44.14200 - Chapter 50—Hazardous Materials—General Provisions.

A. Section 5001.2.2.2 of the 20~~22~~¹⁹ California Fire Code is hereby amended to read in its entirety:

5001.2.2.2 Health hazards. The material categories listed in this section are classified as health hazards. A material with a primary classification as a health hazard can also pose a physical hazard.

1. Highly toxic and toxic materials.
2. Corrosive materials.
3. Moderately toxic gas.
4. ~~Other h~~Health hazards-Other.

B. ~~Section 5001.5.3 is hereby added to read:~~

~~—5001.5.3 Hazardous materials business plan. Facilities that are required to submit a Hazardous Materials Business Plan (HMBP) as required by Health and Safety Code (HSC), Chapter 6.95, Sections 25500 through 25545, and Title 19, Division 2, Chapter 4, and facilities required to maintain a hazardous materials-related permit in accordance with Section 105.6 of this code, shall electronically submit a HMBP every year on or by the last day of the assigned month and no less frequently than that required by the HSC.~~

~~Exception: The following facilities shall electronically submit a HMBP at least once every three years on or by the last day of the assigned month and no less frequently than that required by the HSC.~~

- ~~1. Cell tower sites.~~
- ~~2. Facilities with no other hazardous materials permits other than a permit for carbon dioxide system used in beverage dispensing. Dental offices with no other hazardous materials permits other than a permit for a fixed medical gas system and/or small quantity waste generator permit.~~

BC. Section 5003.1.3.1 ~~of the 2019 California Fire Code~~ is hereby added to read:

5003.1.3.1 Toxic, highly Toxic, moderately toxic gases and similarly used or handled materials. The storage, use and handling of toxic, highly toxic and moderately toxic gases in amounts exceeding Table 6004.2.1.4 or 6004.3 shall be in accordance with this Chapter and Chapter 60 of the California Fire Code. Any toxic, highly toxic or moderately toxic material that is used or handled as a gas or vapor shall be in accordance with the requirements for toxic, highly toxic or moderately toxic gases.

CD. Section 5003.1.5 ~~of the 2019 California Fire Code~~ is hereby added to read:

5003.1.5 ~~Other h~~Health hazards-~~Other~~. The storage, use and handling of materials classified as other health hazards including carcinogens, irritants and sensitizers in amounts exceeding 810 cubic feet for gases, 55 gallons for liquids and 5,000 pounds for solids shall be in accordance with this Section 5003.

E. Section 5003.1.6 ~~of the 2019 California Fire Code~~ is hereby added to read:

5003.1.6 Additional Spill Control and Secondary Containment Requirements. In addition to the requirements set forth in Section 5004.2. An approved containment system is required for any quantity of hazardous materials that are liquids or solids at normal temperature, and pressure (NTP) where a spill is determined to be a plausible event and where such an event would endanger people, property or the environment. The approved containment system may be required to include a combination of spill control and secondary containment meeting the design and construction requirements set forth in Section 5004.2.

DF. Section 5003.2.2.1 of the 20~~22~~¹⁹ California Fire Code is hereby amended to read in its entirety:

5003.2.2.1 Design and construction. Piping, tubing, valves, fittings and related components used for hazardous materials shall be in accordance with the following:

1. Piping, tubing, valves, fittings, and related components shall be designed and fabricated from materials compatible with the material to be contained and shall be of adequate strength and durability to withstand the pressure, structural and seismic stress, and exposure to which they are subject.
2. Piping and tubing shall be identified in accordance with ASME A13.1 and Santa Clara County Fire Chiefs Marking Requirements and Guidelines for Hazardous Materials and Hazardous Waste to indicate the material conveyed.
3. Readily accessible manual valves or automatic remotely activated fail-safe emergency shutoff valves shall be installed on supply piping and tubing at the following locations:
 - 3.1 The point of use.

3.2 The tank, cylinder or bulk use.

4. Manual emergency shutoff valves and controls for remotely activated emergency shutoff valves shall be identified and the location shall be clearly visible accessible and indicated by means of a sign.
5. Backflow prevention or check valves shall be provided when the backflow of hazardous materials could create a hazardous condition or cause the unauthorized discharge of hazardous materials.
6. Where gases or liquids having a hazard ranking of Health hazard Class 3 or 4, Flammability Class 4, or Reactivity Class 4 in accordance with NFPA 704 are carried in pressurized piping above 15 pounds per square inch gauge (psig)(103 Kpa), an approved means of leak detection, emergency shutoff and excess flow control shall be provided. Where the piping originates from within a hazardous material storage room or area, the excess flow control shall be located within the storage room or area. Where the piping originates from a bulk source, the excess flow control shall be located as close to the bulk source as practical.

Exceptions:

1. Piping for inlet connections designed to prevent backflow.
2. Piping for pressure relief devices.

7. Secondary containment or equivalent protection from spills shall be provided for piping for liquid hazardous materials and for highly toxic and toxic corrosive gases above threshold quantities listed in Tables 6004.2.1.4 and 6004.3. Secondary containment includes but is not limited to double walled piping.

Exceptions:

1. Secondary containment is not required for toxic corrosive gases if the piping is constructed of inert materials.
2. Piping under sub-atmospheric conditions if the piping is equipped with an alarm and fail-safe-to-close valve activated by a loss of vacuum.
8. Expansion chambers shall be provided between valves whenever the regulated gas may be subjected to thermal expansion. Chambers shall be sized to provide protection for piping and instrumentation and to accommodate the expansion of regulated materials.

EG. Section 5003.2.2.2 of the 2022~~19~~ California Fire Code is hereby amended to read in its entirety:

5003.2.2.2 Additional regulation for supply piping for health hazard materials. Supply piping and tubing for gases and liquids having a health hazard ranking of 3 or 4 shall be in accordance with ASME B31.3 and the following:

1. Piping and tubing utilized for the transmission of toxic, highly toxic, or highly volatile corrosive liquids and gases shall have welded, or brazed connections throughout except for connections within an exhausted enclosure if the material is a gas, or an approved method of drainage or containment is provided for connections if the material is a liquid.

2. Piping and tubing shall not be located within corridors, within any portion of a means of egress required to be enclosed in fire-resistance-rated construction or in concealed spaces in areas not classified as Group H Occupancies.

~~Exception: Piping and tubing within the space defined by the walls of corridors and the floor or roof above or in concealed space above other occupancies when installed in accordance with the California Building Code as required for Group H, Division 5 Occupancies.~~

3. All primary piping for toxic, highly toxic and moderately toxic gases shall pass a helium leak test of 1x10⁻⁹ cubic centimeters/second where practical, or shall pass testing in accordance with an approved, nationally recognized standard. Tests shall be conducted by a qualified "third party" not involved with the construction of the piping and control systems.

~~H.—Section 5003.3.1 of the 2019 California Fire Code is hereby amended to read in its entirety:~~

~~—5003.3.1 Unauthorized discharges. In the event hazardous materials are released in quantities reportable under state, federal or local regulations or when there is release or a threatened release that presents a threat to health, property or the environment, the fire code official shall be notified immediately in an approved manner and the following procedures required in accordance with Sections 5003.3.1.1 through 5003.3.1.4.~~

~~FI.~~ Section 5003.5.2 ~~of the 2019 California Fire Code~~ is hereby added to read:

5003.5.2 Ventilation ducting. Ducts venting hazardous materials operations shall be labeled with the hazard class of the material being vented and the direction of flow.

~~GJ.~~ Section 5003.5.3 ~~of the 2019 California Fire Code~~ is hereby added to read:

5003.5.3 "H" occupancies. In "H" occupancies, all piping and tubing may be required to be identified when there is any possibility of confusion with hazardous materials transport tubing or piping. Flow direction indicators are required.

~~K.—Section 5003.9.11 of the 2019 California Fire Code is hereby added to read:~~

~~—5003.9.11 Fire extinguishing systems for workstations dispensing, handling, or using hazardous materials. Combustible and non-combustible workstations, which dispense, handle or use hazardous materials, shall be protected by an approved automatic fire extinguishing system in accordance with Section 2703.10.~~

~~Exception: Internal fire protection is not required for Biological Safety Cabinets that carry NSF/ANSI certification where quantities of flammable liquids in use or storage within the cabinet do not exceed 500 ml.~~

~~HL.~~ Section 5003.4.10.4.3 of the 20~~22~~¹⁹ California Fire Code is hereby amended to read in its entirety:

5003.10.4.3 Highly toxic, toxic, and moderately toxic, gases shall be limited to a container of a maximum water capacity of 1 lb.

~~IM.~~ Section 5004.2.1 of the 20~~22~~¹⁹ California Fire Code is hereby amended to read in its entirety:

5004.2.1 Spill control for hazardous material liquids. Rooms, buildings or areas used for storage of hazardous material liquids shall be provided with spill control to prevent the flow of liquids to adjoining areas. Floors in indoor locations and similar surfaces in outdoor locations shall be constructed to contain a spill from the largest single vessel by one of the following methods:

1. Liquid-tight sloped or recessed floors in indoor locations or similar areas in outdoor locations.
2. Liquid-tight floors in indoor and outdoor locations or similar areas provided with liquid-tight raised or recessed sills or dikes.
3. Sumps and collection systems, including containment pallets in accordance with Section 5004.2.3.
4. Other approved engineered systems.

Except for surfacing, the floors, sills, dikes, sumps and collection systems shall be constructed of noncombustible material, and the liquid-tight seal shall be compatible with the material stored. When liquid-tight sills or dikes are provided, they are not required at perimeter openings having an open-grate trench across the opening that connects to an approved collection system.

JN. Section 5004.2.2.2 of the 20~~22~~¹⁹ California Fire Code is hereby amended to read in its entirety:

5004.2.2.2 Incompatible materials. Incompatible materials shall be separated from each other in independent secondary containment systems.

~~O. Section 5004.2.3 of the 2019 California Fire Code is hereby amended to read in its entirety:~~

~~—5004.2.3 Containment pallets. Combustible containment pallets shall not be used inside buildings to comply with Section 5004.2 where the individual container capacity exceeds 55 gallons (208 L) or an aggregate capacity of multiple containers exceeds 1,000 gallons (3785 L) for liquids or where the individual container capacity exceeds 550 pounds (250 kg) or an aggregate of multiple containers exceeds 10,000 pounds (4540 kg) for solids.~~

~~Where used as an alternative to spill control and secondary containment for outdoor storage in accordance, with the exception in Section 5004.2, containment pallets shall comply with all of the following:~~

- ~~1. A liquid-tight sump accessible for visual inspection shall be provided;~~
- ~~2. The sump shall be designed to contain not less than 66 gallons (250L);~~
- ~~3. Exposed surfaces shall be compatible with material stored;~~
- ~~4. Containment pallets shall be protected to prevent collection of rainwater within the sump of the containment pallet.~~

15.44.~~15210~~ – Chapter 56 — Explosives and Fireworks.

A. Section 5601.1.3 of the 20~~22~~¹⁹ California Fire Code is hereby amended to read in its entirety:

5601.1. 3 Fireworks. The possession, manufacture, storage, sale, handling, and use of fireworks, including those fireworks classified as Safe and Sane by the California State Fire Marshal, are prohibited.

Exception: The use of fireworks for fireworks displays as allowed in Section 5608.

15.44.16220 - Chapter 57—Flammable and Combustible Liquids.

- A. Section 5704.2.7.5.8 of the 202219 California Fire Code is hereby amended to read in its entirety:

5704.2.7.5.8 Overfill prevention. An approved means or method in accordance with Section 5704.2.9.7.5 shall be provided to prevent the overfill of all Class I, II and IIIA liquid storage tanks. Storage tanks in refineries, bulk plants or terminals regulated by Sections 5706.4 or 5706.7 shall have overfill protection in accordance with API 2350.

Exception: Outside aboveground tanks with a capacity of 1320 gallons (5000 L) or less need only comply with Section 5704.2.9.7.5.1 (Item1, Sub-item 1.1)

An approved means or method in accordance with Section 5704.2.9.7.5 shall be provided to prevent the overfilling of Class IIIB liquid storage tanks connected to fuel-burning equipment inside buildings.

- B. Section 5704.2.7.5.9 ~~of the 2019 California Fire Code~~ is hereby added to read:

5704.2.7.5.9 Automatic filling of tanks. Systems that automatically fill flammable or combustible liquid tanks shall be equipped with overfill protection, approved by the fire code official, that sends an alarm signal to a constantly attended location and immediately stops the filling of the tank. The alarm signal and automatic shutoff shall be tested on an annual basis and records of such testing shall be maintained on-site for a period of five (5) years.

15.44.17230 – Chapter 58 — Flammable gases and flammable cryogenic fluids.

- ~~A. Section 5803.3 of the 2019 California Fire Code is hereby added to read:~~

~~—5803.3 Mobile fueling of hydrogen vehicles. Mobile fueling of hydrogen vehicles is prohibited unless approved by the fire code official.~~

- ~~A~~B. Section 5809.3.4 of the 202219 California Fire Code is hereby amended to read in its entirety:

5809.3.4 Site plan. For other than emergency roadside service, a site plan shall be developed for each location at which mobile gaseous hydrogen fueling occurs. The site plan shall be in sufficient detail to indicate: all buildings, structures, lot lines, property lines and appurtenances on site and their use and function, and the scale of the site plan.

15.44.18240 - Chapter 64—Pyrophoric Materials.

- A. Section 6405.3.1 ~~of the 2019 California Fire Code~~ is hereby added to read:

6405.3.1 Silane distribution systems automatic shutdown. Silane distribution systems shall automatically shut down at the source upon activation of the gas detection system at levels above the alarm level and/or failure of the ventilation system for the silane distribution system.

15.44.250—Appendix B
15.44.190 – Appendix C- Fire Hydrant Locations and Distribution

A. Section C102.1 of the 2022 California Fire Code is hereby amended to read in its entirety:

C102.1 Minimum number of fire hydrants for a building. The number of fire hydrants available to a building shall be not less than the minimum specified in Table C102.1, utilizing the base fire flow without fire sprinkler reduction.

B. Section C103.1 of the 2022 California Fire Code is hereby amended to read in its entirety:

C103.1 Hydrant spacing. Fire apparatus access roads and public streets providing required access to buildings in accordance with Section 503 of the California Fire Code shall be provided with one or more fire hydrants, as determined by Section C102.1. Where more than one fire hydrant is required, the distance between required fire hydrants shall be in accordance with Sections C103.2 and C103.3, but in no case shall the average spacing be more than 300 feet on center.

A. Table B105.2 of the 2019 California Fire Code is hereby amended to read in its entirety:

TABLE B105.2
REQUIRED FIRE FLOW FOR BUILDINGS OTHER THAN ONE- AND
TWO-FAMILY DWELLINGS, GROUP R-3 AND R-4 BUILDINGS AND
TOWNHOUSES

<u>AUTOMATIC SPRINKLER</u> <u>SYSTEM</u> (Design Standard)	<u>MINIMUM FIRE</u> <u>FLOW</u> (gallons per minute)	<u>FLOW DURATION</u> (hours)
No automatic sprinkler system	Value in Table B105.1(2)	Duration in Table B105.1(2)
Section 903.3.1.1 of the California Fire Code	50% of the value in Table B105.1(2)a	Duration in Table B105.1(2) at the reduced flow rate
Section 903.3.1.2 of the California Fire Code	50% of the value in Table B105.1(2)a	Duration in Table B105.1(2) at the reduced flow rate

For SI: 1 gallon per minute = 3.785 L/m.

~~a. The reduced fire flow shall be not less than 1,000 gallons per minute.~~

~~b. The reduced fire flow shall be not less than 1,500 gallons per minute.~~

15.44.2060 - Violation.

- A. A violation of the code adopted by this chapter occurs when a person:
 - 1. Fails to comply with this code;
 - 2. Violates or fails to comply with any order made under this code;
 - 3. Builds in violation of any detailed statement of specifications or plans submitted and approved thereunder or any certificate or permit issued thereunder and from which no appeal has been taken; or
 - 4. Fails to comply with such an order as affirmed or modified by the city council or by a court of competent jurisdiction, within the time fixed in this chapter.
- B. Such person may be liable severally and for each and every such violation and noncompliance respectively.
- C. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue and all such persons shall be required to correct or remedy such violations or defects within a reasonable time.
- D. The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions.

SECTION 7. Sections 15.65.070 of Chapter 15.65 (Sustainable Building Regulations) of Title 15 (Buildings and Construction) of the Morgan Hill Municipal Code is hereby amended to read (additions in underline, deletions in ~~strikeout~~):

15.65.070 - Appeal.

- A. Any aggrieved applicant or person may appeal the determination of the sustainable building compliance official regarding: (1) the granting or denial of an exemption pursuant to the hardship and infeasibility section of this chapter, (2) the granting or denial of a good faith effort to comply pursuant to this chapter, or (3) the granting or denial of exceptions pursuant to this chapter to the community development director.

Any appeal must be filed in writing with the community development department not later than fourteen days after the date of the determination by the sustainable building compliance official. The appeal shall state the alleged error or reason for the appeal.

The appeal shall be processed and considered by the community development director ~~in accordance with Appendix B of the 2016 California Building Code.~~

The applicant may not appeal any provision required by the ~~2016~~ California Building Energy Efficiency Standards (Title 24, part 6) of the California Building Code.

SECTION 8. Sections 15.66.030, 15.64.040, 15.66.050 and 15.66.070 of Chapter 15.66 (Swimming Pools) of Title 15 (Buildings and Construction) of the Morgan Hill Municipal Code is~~are~~ hereby amended to read (additions in underline, deletions in ~~strikeout~~):

15.66.030 - New construction to conform with chapter provisions—Submittal of plans.

On and after the effective date of the ordinance codified in this chapter, no person who owns or is in possession of any premises, whether as legal or equitable owner, purchaser under contract, tenant or licensee, shall construct, install or place, or permit to be constructed, installed or placed, on or within such premises, any outdoor swimming or wading pool unless the same is enclosed or protected in the manner provided in this chapter. After such date, no building permit shall be issued for any such swimming or wading pool unless the plans for the same have been submitted and approved by the building department of the city and comply with both the California~~Uniform~~ Building Code and the provisions of this chapter.

15.66.040 - Enclosure protection required—Specifications.

- A. Each outdoor swimming or wading pool constructed, installed, or placed within any premises on or after the effective date of the ordinance codified in this chapter shall be completely enclosed by a fence, wall, or other structure. Such fence, wall, or structure shall be not less than five feet in height at all points and shall be located a minimum of four feet from the nearest edge of the pool. The surrounding fence, wall, or other structure may consist of a house, building, or other permanent construction. The vertical clearance from the ground to the bottom of the enclosure shall be less than 2". Gaps or voids ~~Openings~~ in all required enclosures ~~fencing~~ shall ~~have intermediate rails or an ornamental pattern~~ not allow a sphere of four inches in diameter to pass through. The enclosure shall be free of protrusions, cavities or other physical characteristics that would serve as handholds or foothold that would allow a small child to climb over the enclosure from the outside of the enclosure.
- B. Any access gate through the enclosure shall open away from the pool. Each gate or door in the surrounding fence, wall, or other structure, including those which open from a garage into the enclosure, but excepting doors in any surrounding building or structure other than a fence, shall be equipped with a self-closing and be equipped with a self-latching device not lower than 60" above the ground which shall, be inaccessible from the outside area of the fence. Any door that opens directly into the enclosure from a structure shall be self-closing and be equipped with a self-latching mechanism at least 54" above the threshold or be equipped with an approved door alarm. The alarm shall sound within seven seconds after the door and its screen, if present, are opened. The alarm shall sound continuously at 85 dB at 10' for a minimum of 30 seconds and shall automatically reset under all conditions. A 15 second temporary bypass switch shall be located at least 54" above the threshold.

15.66.050 - Enclosure protection required—Maintenance~~Exception~~.

Any person who is required by the terms of this chapter to provide an adequate enclosure for ~~his or her~~ swimming or wading pool shall maintain the enclosure and all elements that create the enclosure. An existing pool enclosure shall not be removed, replaced or changed in a manner that reduces its effectiveness as a safety barrier.

~~, may elect to provide an adequate cover for the pool. An adequate cover is one which covers the entire surface of the swimming pool so as to prevent access by a small child and which will support seventy-five pounds of weight at any point of its surface. The person who elects to provide a cover for his or her pool as provided in this chapter shall keep the cover in place at all times when the pool is not in use. It is unlawful to fail to keep the cover in place at all times when the pool is not in use.~~

15.66.070 - Existing installations—Determination and conformance to chapter provisions.

- A. From and after the effective date of the ordinance codified in this chapter, the city building inspector or his or her authorized representative shall determine whether any existing swimming or wading pool which was constructed, installed, or placed within any premises in the city prior to the effective date of the ordinance codified in this chapter constitutes a health or safety hazard by virtue of such pool not being completely enclosed by a fence, wall, or other structure as provided in [Section 15.66.040](#) of this chapter; ~~or by an adequate cover as provided in Section 15.66.050 of this chapter.~~
- B. Should the building inspector determine that a hazard exists as defined in this chapter, he or she may order the person legally responsible for the premises to comply with the provisions of this chapter in order to alleviate the unsafe or unhealthful condition. The building inspector shall in his or her order specify a reasonable time not to exceed thirty days for compliance with the order. It is unlawful to fail to comply with such order.

Section 9. References to Prior Code. Unless superseded and expressly repealed, references in City forms, documents and regulations to the chapters and sections of the former Morgan Hill Building Code 2019, shall be construed to apply to the corresponding provisions contained within the Morgan Hill Building Code 2022. Ordinance No. 2307 of the City of Morgan Hill and all other ordinances or parts of ordinances in conflict herewith are hereby superseded and expressly repealed.

Section 101. CEQA. The City Council finds, pursuant to Title 14 of the California Code of Regulations, Section 15061(b)(3), that the adoption of this Ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA) because it can be seen with certainty that there is no potential for causing a significant effect on the environment.

Section 112. Severability. Should any provision of this ordinance be deemed unconstitutional or unenforceable by a court of competent jurisdiction, such provision shall be severed from the ordinance, and such severance shall not affect the remainder of the ordinance.

Section 123. Effective Date; Publication. This Ordinance shall take effect on January 1, 2023. The City Clerk is hereby directed to publish this Ordinance or a summary thereof pursuant to Government Code Section 36933.

This ordinance was introduced at a meeting of the City Council held on the ____ day of ____, 20__, and adopted at a meeting held on the ____ day of ____, 20__, and said ordinance was duly passed and adopted in accordance with law by the following vote:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST:

APPROVED:

MICHELLE BIGELOW, City Clerk

RICHARD CONSTANTINE, Mayor

CERTIFICATE OF THE CITY CLERK

I, MICHELLE BIGELOW, CITY CLERK OF THE CITY OF MORGAN HILL, CALIFORNIA, do hereby certify that the foregoing is a true and correct copy of Ordinance No. _____, New Series, adopted by the City Council of the City of Morgan Hill, California at their regular meeting held on the _____ day of _____, 2022.

WITNESS MY HAND AND THE SEAL OF THE CITY OF MORGAN HILL.

DATE: _____

MICHELLE BIGELOW, City Clerk

CITY COUNCIL STAFF REPORT

MEETING DATE: October 19, 2022

PREPARED BY:

Dat Nguyen, Finance Director

APPROVED BY: City Manager

RECEIVE MONTHLY BUDGET UPDATE; SEPTEMBER 2022 FINANCIAL AND INVESTMENT REPORTS; AND THE CITY MANAGER AUTHORITY REPORT

RECOMMENDATION(S)

Accept and file report.

COUNCIL PRIORITIES, GOALS & STRATEGIES

City Council Ongoing Priorities

Preserving and Cultivating Public Trust

2022-2023 Strategic Priorities

Fiscal Sustainability

Community Outreach, Engagement, and Messaging

REPORT NARRATIVE:

As part of the City Council's expectation to maintain a high level of transparency and to be responsible stewards of public funds, staff is providing this monthly budget update, along with the September 2022 financial and investment reports.

September 2022 Financial Report

The Revenue and Expense Summary through the first quarter of the fiscal year 2022-23 is included on the first page of the monthly financial report. Overall, General Fund revenues total \$5.2 million or about 10% of the budget as some of the major revenue categories are received later in the fiscal year. Expenditures, including encumbrances, amounted to \$15.1 million or 28% of the budget.

Budget Update

There has been no material change to the City's revenue since the last budget update to the Council on September 28, 2022. Recreation Services revenues continue to recover from the pandemic and are on target with budget. For water revenue, Morgan Hill residents consumed about 17% less water through September compared to the prior three-year average. As such, the 15% revenue stabilization water rate has been implemented.

City Manager's Authority Report

Pursuant to the City Council Policy 18-05 – Report on delegation of authority to City Manager, Page 20 of Attachment lists the contracts and or agreements between \$25,000 to \$60,000, or the limit of the California Uniform Public Construction Cost Accounting Act (CUPCCAA), entered into by the City Manager since the last report from August 9, 2022 through October 6, 2022.

COMMUNITY ENGAGEMENT:

Inform

Finance staff prepares these financial reports to inform City officials, the Council, the community, and various lenders and stakeholders about the financial health of the organization, which assists each one of the interested parties in making sound financial and investment decisions.

ALTERNATIVE ACTIONS:

No alternative action is recommended, as this is a monthly financial report on City transactions which have already occurred.

PRIOR CITY COUNCIL AND COMMISSION ACTIONS:

The City Council receives and files the financial and investment report for each month. At the September 16, 2015 meeting, City Council recommended monthly financial and investment reports be agendaized under the Consent Agenda, and quarterly financial and investment reports be presented to City Council as an "Other Business" item. Beginning in FY 2020-21, budget reports are presented to the Council monthly.

FISCAL AND RESOURCE IMPACT:

The preparation of the report is a part of the Finance workplan.

CEQA (California Environmental Quality Act):

Not a Project.

This report is not a project, as defined in Section 15378 of the State CEQA Guidelines. Organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

CITY OF MORGAN HILL
Monthly Financial and Investment Reports
September 30, 2022 - 25% of Year Complete



CITY OF MORGAN HILL

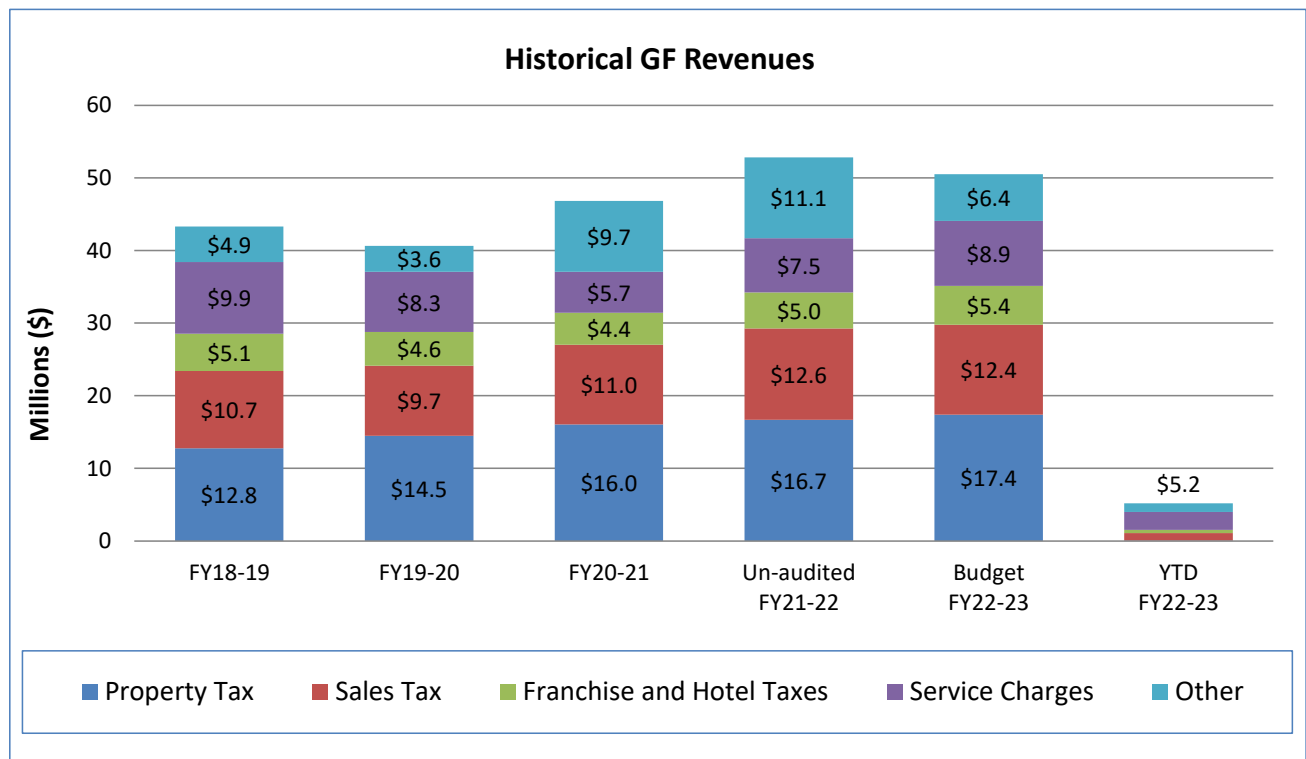
Prepared by:
FINANCE DIVISION



CITY OF MORGAN HILL, CALIFORNIA
FINANCIAL STATEMENT ANALYSIS - FISCAL YEAR 2022-23
FOR THE MONTH ENDED SEPTEMBER 2022 – 25% OF YEAR COMPLETE

- **General Fund** Revenues through September totaled \$5.2 million, or about 10% of the budgeted revenues as some of the major revenue categories such as property tax are received later in the fiscal year. With respect to the property tax revenue forecast, the County estimates the City will receive approximately \$17.2 million in property tax revenue for the current fiscal year, slightly less than budget of \$17.4 million.

The chart below shows historical General Fund revenues by major revenue category from FY18-19 through FY20-21 Actual, Un-audited FY21-22, FY22-23 Budget, and YTD as of September 30, 2022.

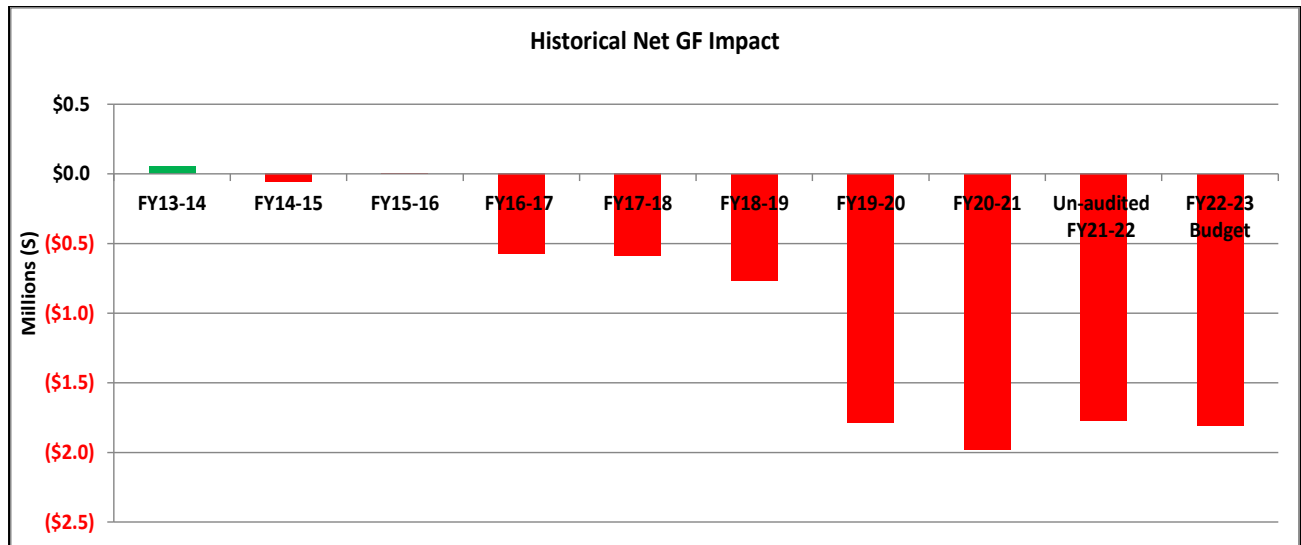


General Fund expenditures and encumbrances as of September 30, 2022 totaled \$15.1 million, of which approximately \$3.6 million is attributable to outstanding encumbrances.

- **Community Services** - The Community Services Department's recreation operations, as reflected in the schedule presented on page 7 of the Monthly Financial and Investments Reports, shows a negative impact to the General Fund of approximately \$1.3 million as of September 30, 2022. Recreation Services revenues continue to recover from the pandemic and on target with budget.



CITY OF MORGAN HILL, CALIFORNIA
FINANCIAL STATEMENT ANALYSIS - FISCAL YEAR 2022-23
FOR THE MONTH ENDED SEPTEMBER 2022 – 25% OF YEAR COMPLETE



Due to longstanding governmental accounting and budgeting convention, the City's recreation operations are not charged for indirect costs (known in Morgan Hill as "General Fund Administration") from the central services departments of City Attorney, City Manager, and Administrative Services. The City's other governmental funds, such as Development Services, and the proprietary funds, such as Water and Wastewater, and the Information Services Fund, are assessed such charges through the City's indirect cost allocation plan, prepared in compliance with the guidelines set forth in the Code of Federal Regulations Title 2, Chapter II, Part 200 (formerly OMB Circular No. A-87), which mandates certain calculation and cost allocation practices that must be followed in order to qualify for Federal grant funding, but which also represent best practice for non-grant funded City operations like utilities and information services.

- **Development Services Fund** – Revenues through September totaled \$1.6 million compared to prior year to date amount of approximately \$1.2 million, partially due to a result of the fees increase approved by the City Council on January 19, 2022. Expenditures, including encumbrances, totaled \$1.6 million.
- **Debt Service Funds** – Expenditures through September totaled \$1,828. The debt service for the first half of the year includes both interest and principal, while the second half of the year will include interest only. Debt service payments were all scheduled when the bonds were issued, and are budgeted for in the months delineated in the underlying bond documents. The General Fund's portion of the annual debt service payments is approximately \$200,000, less than one percent of the General Fund's budgeted revenues.



CITY OF MORGAN HILL, CALIFORNIA
FINANCIAL STATEMENT ANALYSIS - FISCAL YEAR 2022-23
FOR THE MONTH ENDED SEPTEMBER 2022 – 25% OF YEAR COMPLETE

- **Wastewater Operations** – Revenues from Sewer Operations through September totaled \$2.6 million. Expenditures and outstanding encumbrances totaled \$2.7 million or 12% of the budget. The table below shows historical Sewer Operations revenues and expenditures from FY18-19 through FY20-21 Actual, Un-audited FY21-22, FY22-23 Budget, and YTD as of September 30, 2022.

(amount in millions)	FY18-19	FY19-20	FY20-21	Un-audited FY21-22	Budget FY22-23	YTD FY22-23
Revenues	11.4	11.9	13.3	14.9	14.8	2.6
Expenditures	11.4	12.3	13.3	14.7	16.3	2.7
Operating Margin	-	(0.4)	-	0.2	(1.5)	(0.1)
Operating Margin without Encumbrances	0.4	(0.1)	-	0.2	(1.5)	-

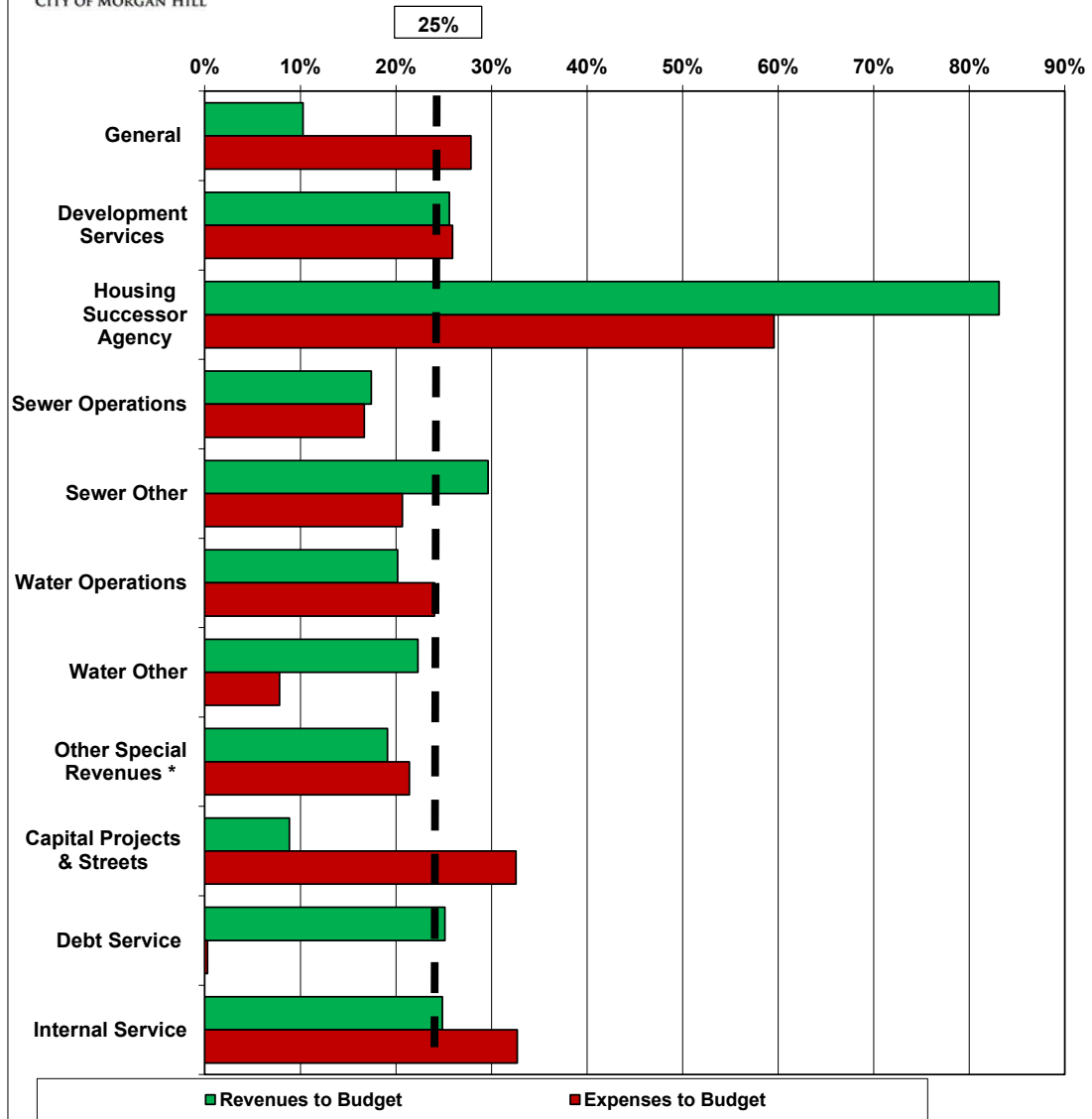
Water Operations – Water Operations includes Utility Billing, Water Conservation, and Water Operations. Revenues from Water Operations through September totaled \$3.6 million. Water Operations expenditures, including outstanding encumbrances, totaled \$4.2 million. The table below shows Water Operations revenues and expenditures from FY18-19 through FY20-21 Actual, Un-audited FY21-22, FY22-23 Budget, and YTD as of September 30, 2022.

(amount in millions)	FY18-19	FY19-20	FY20-21	Un-audited FY21-22	Budget FY22-23	YTD FY22-23
Revenues	14.2	15.3	16.5	16.0	17.6	3.6
Expenditures	14.3	16.4	16.5	15.4	17.6	4.2
Operating Margin	(0.1)	(1.1)	-	0.6	-	(0.6)
Operating Margin without Encumbrances	0.8	(0.1)	-	0.9	-	0.2

- **Investments** – Total interest earnings received on investments were \$181,000 during the month.



Morgan Hill YTD Revenue & Expense Summary September 30, 2022 - 25% of Year Complete



FUND NAME	REVENUES		EXPENSES	
	ACTUAL	% OF BUDGET	ACTUAL PLUS ENCUMBRANCES	% OF BUDGET
General	\$ 5,196,730	10%	\$ 15,078,077	28%
Development Services	1,581,846	26%	1,589,202	26%
Housing Successor Agency	194,201	83%	681,134	60%
Sewer Operations	2,572,330	17%	2,717,680	17%
Sewer Other	7,251,811	30%	9,679,573	21%
Water Operations	3,561,302	20%	4,223,810	24%
Water Other	1,354,177	22%	509,371	8%
Other Special Revenues *	978,607	19%	2,171,064	21%
Capital Projects & Streets	2,030,902	9%	14,464,828	33%
Debt Service	170,697	25%	1,828	0%
Internal Service	2,851,613	25%	4,105,248	33%
TOTAL FOR ALL FUNDS	\$ 27,744,216	17%	\$ 55,221,813	26%

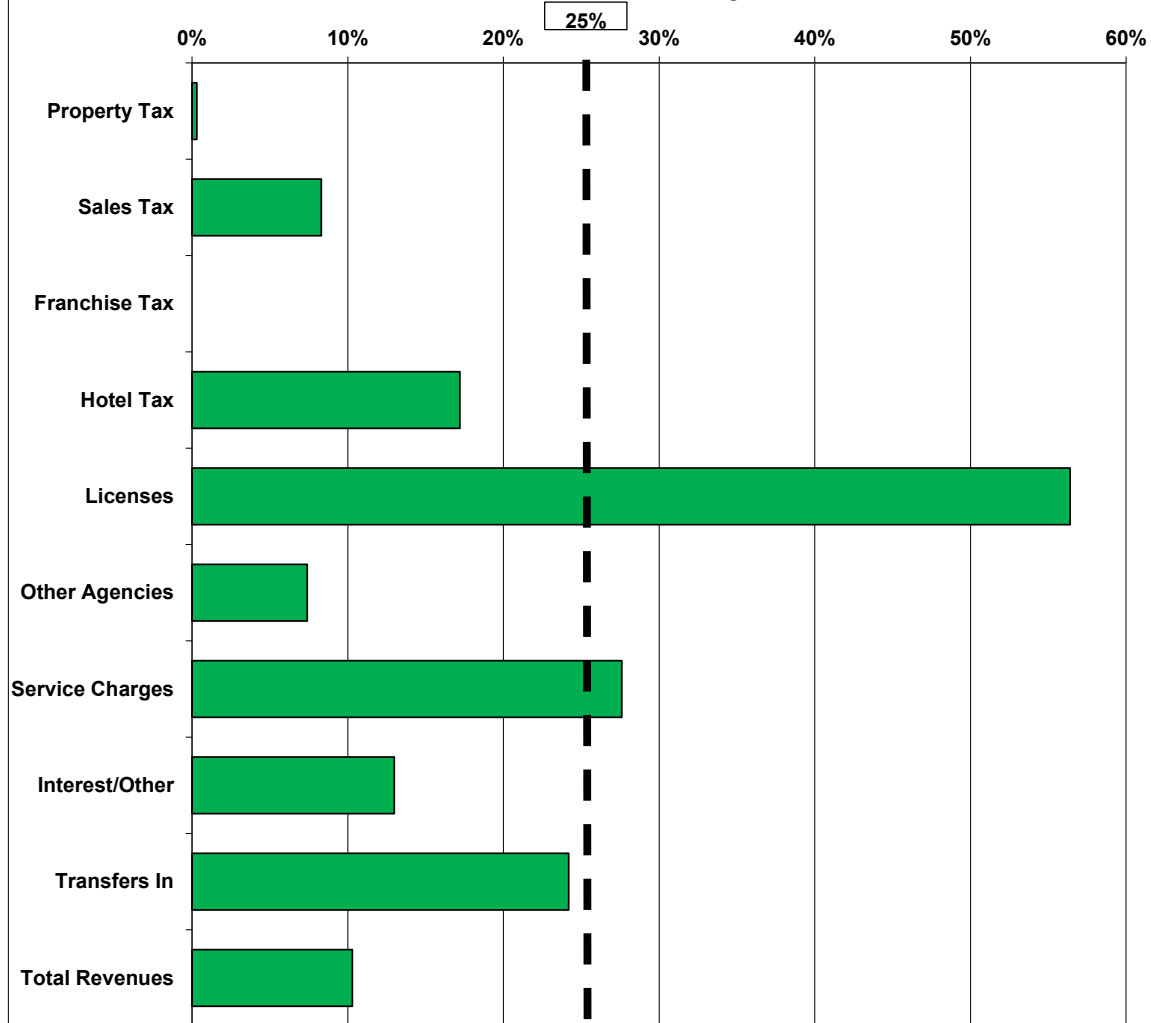
* Includes all Special Revenue Funds except Development Services Fund, Street Funds, and RDA and Housing Successor Agencies.



Morgan Hill YTD General Fund Revenues

September 30, 2022 - 25% of Year Complete

Percent of Actual to Budget

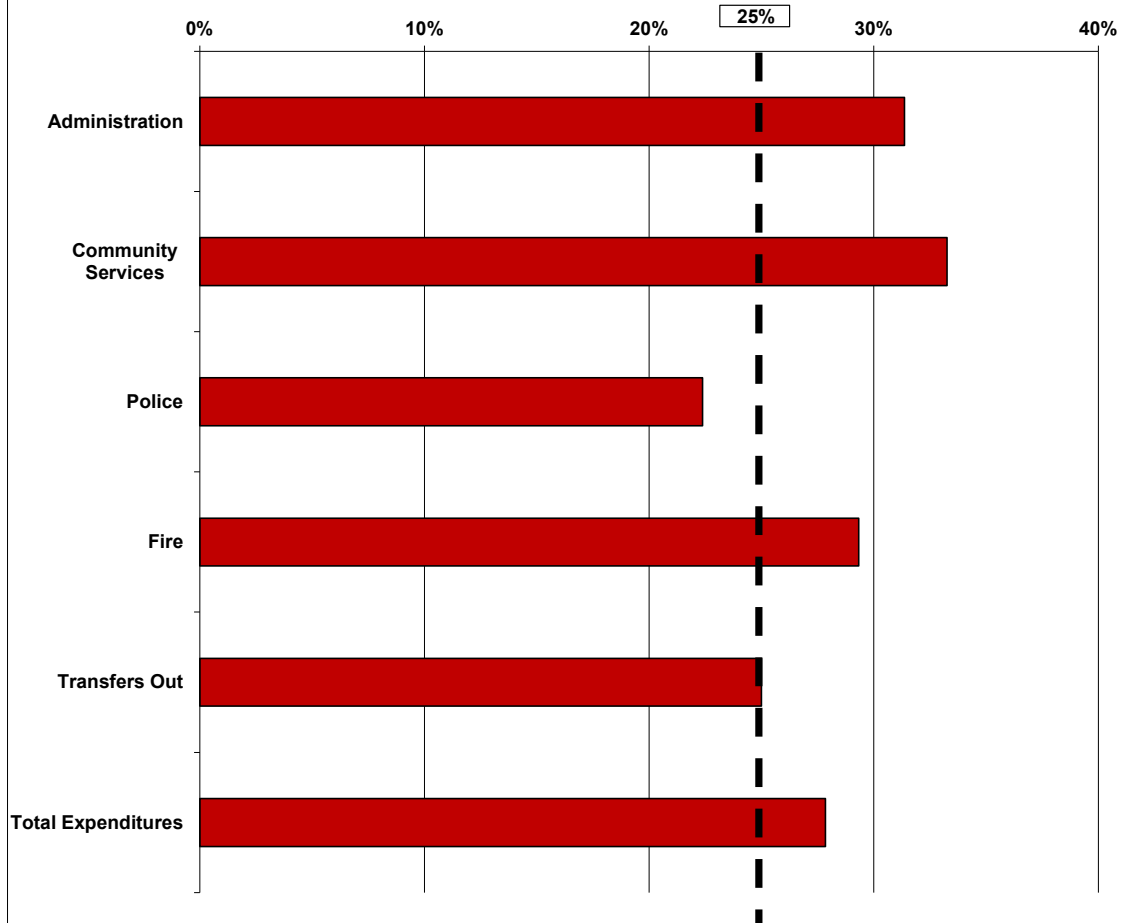


REVENUE CATEGORY	BUDGET	ACTUAL	% OF BUDGET	PRIOR YEAR TO DATE	% CHANGE FROM PRIOR YEAR
Property Tax	\$ 17,383,705	\$ 48,929	0%	\$ 15,178	222%
Sales Tax	12,395,413	1,023,074	8%	986,318	4%
Franchise Tax	2,760,000	-	-	-	N/A
Hotel Tax	2,600,000	445,985	17%	468,312	-5%
Licenses	223,975	126,227	56%	139,994	-10%
Other Agencies	1,304,130	97,076	7%	119,812	-19%
Service Charges	8,942,658	2,464,942	28%	1,877,689	31%
Interest/Other	1,756,151	229,112	13%	301,913	-24%
Transfers In	3,145,538	761,385	24%	411,075	85%
TOTAL REVENUES	\$ 50,511,570	\$ 5,196,730	10%	\$ 4,320,291	20%



Morgan Hill YTD General Fund Expenditures September 30, 2022 - 25% of Year Complete

Percent of Actual to Budget



EXPENDITURE CATEGORY	BUDGET	ACTUAL PLUS ENCUMBRANCES	% OF BUDGET	PRIOR YTD PLUS ENCUMBRANCES	% CHANGE FROM PRIOR YEAR
Administration	\$ 6,650,240	\$ 2,085,756	31%	\$ 1,256,350	66%
Community Services	15,909,129	5,292,320	33%	4,053,159	31%
Police	21,624,684	4,840,010	22%	4,464,048	8%
Fire	8,653,847	2,538,163	29%	1,791,271	42%
Transfers Out	1,287,315	321,829	25%	331,677	-3%
TOTAL EXPENDITURES	\$ 54,125,214	\$ 15,078,077	28%	\$ 11,896,505	27%



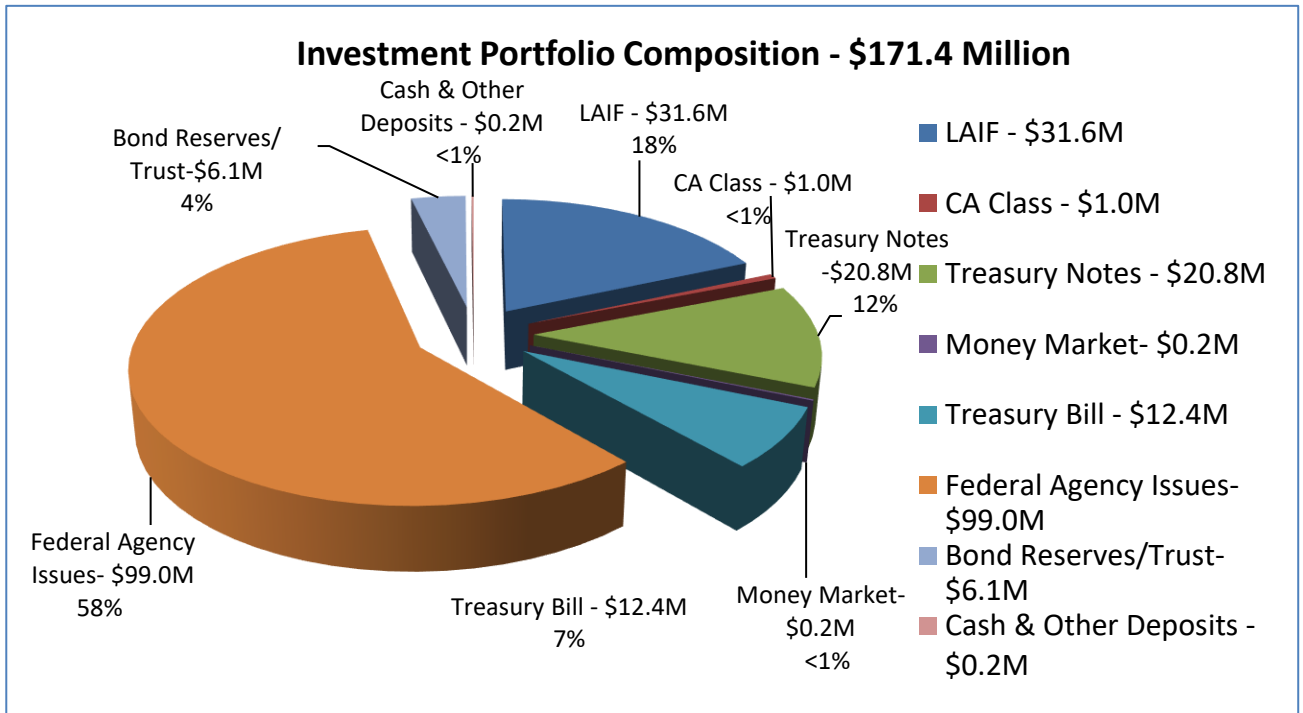
**City of Morgan Hill
Recreation Report - Fiscal Year 2022-23
For the Month Ended September 30, 2022
25% of Year Complete**

	<u>Budget</u>	<u>September 2022</u>	<u>YTD</u>	<u>% of Budget</u>
Revenues				
Membership Services & Rec Programs	\$ 5,136,869	\$ 353,560	\$ 1,431,909	
Facility Rentals	819,459	73,402	347,948	
Community Services	127,498	1,221	6,623	
Transfers in	75,000	6,250	18,750	
Total Revenues	<u>\$ 6,158,826</u>	<u>\$ 434,433</u>	<u>\$ 1,805,230</u>	29%
Less: Expenditures				
Membership & Program Services	\$ 6,772,195	\$ 505,754	\$ 1,562,700	
Facility Rentals	546,870	41,086	117,000	
Community Services	644,107	38,386	122,518	
Total Expenditures	<u>\$ 7,963,173</u>	<u>\$ 585,224</u>	<u>\$ 1,802,219</u>	23%
Net Impact without encumbrances	<u>\$ (1,804,347)</u>	<u>\$ (150,791)</u>	<u>\$ 3,011</u>	
Encumbrances	-	-	1,303,580	
Net Impact with encumbrances	<u>\$ (1,804,347)</u>	<u>\$ (150,791)</u>	<u>\$ (1,300,569)</u>	

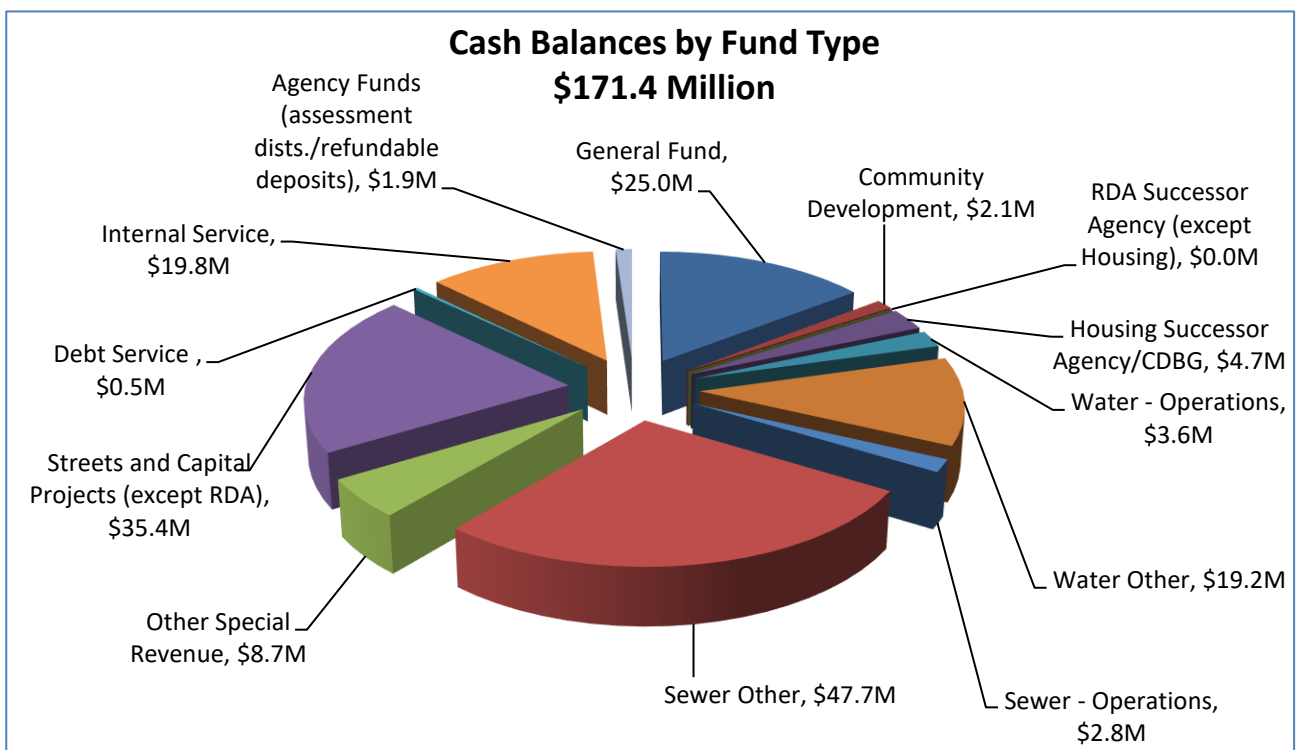
City of Morgan Hill

Monthly Investment Report - September 30, 2022

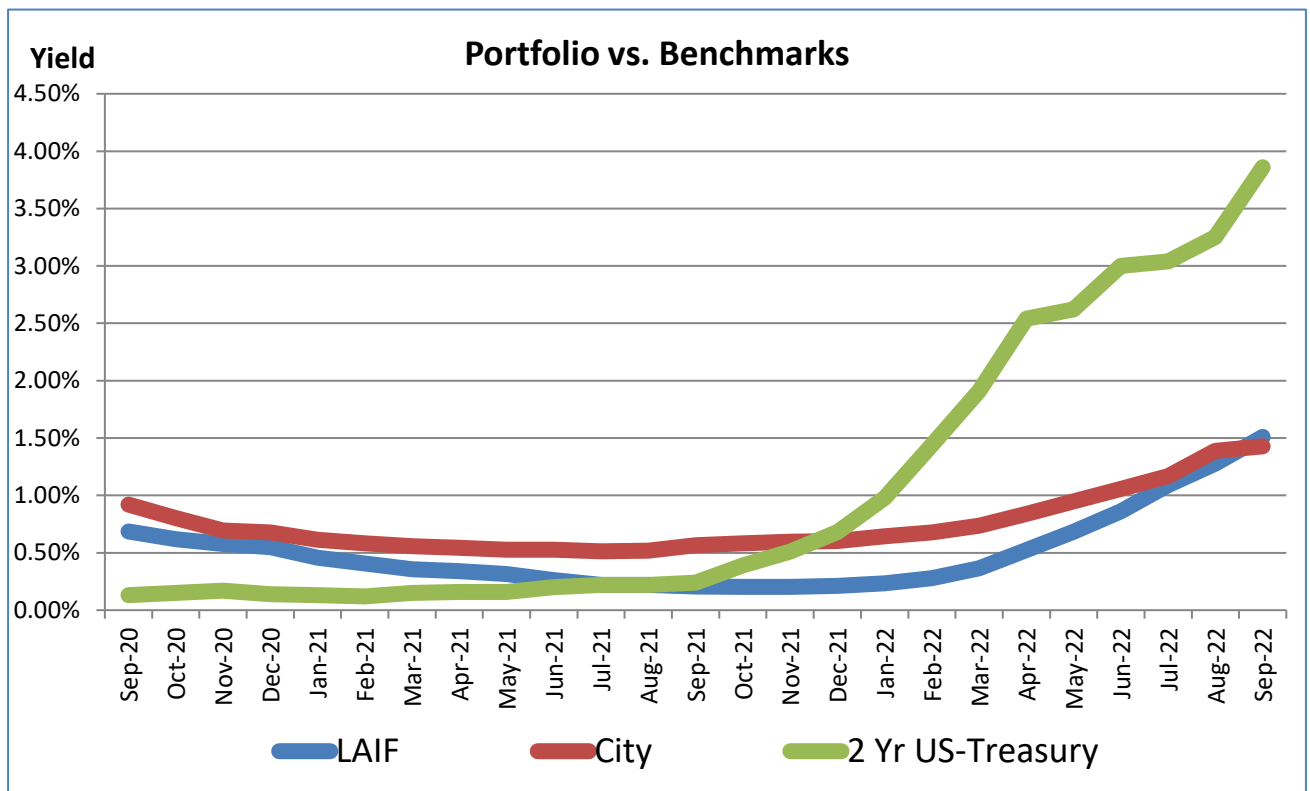
The following are the snapshots of City's investment portfolio as of September 30, 2022. The first chart shows the portfolio composition by investment type:



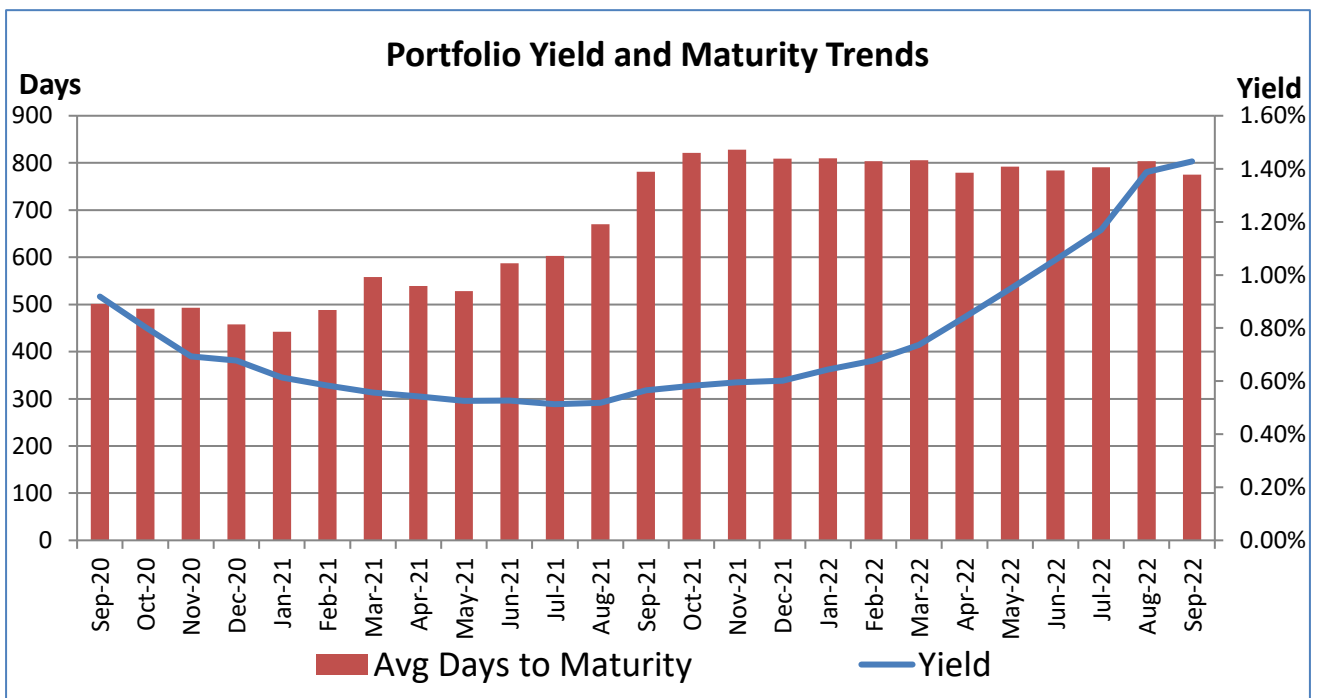
The chart below shows cash balances by fund type reconciled to City's financial system:



The following chart illustrates a yield comparison by month among the City's portfolio, LAIF and 2-Year US Treasury:



The chart below illustrates monthly average days to maturity of the City's portfolio along with the weighted average yield for the past two years:





City of Morgan Hill
Investment Portfolio Detail
As of September 30, 2022

Investment Type	Settlement Date	Book Value	% of Portfolio	Market Value	YTM at Cost	Next Call Date	Date of Maturity
L A I F		\$ 31,623,541	18.45%	\$ 31,216,401	1.51%		
California C L A S S		1,000,644	0.58%	1,000,644	2.61%		
City Managed							
Treasury Bill	8/17/2022	4,983,267	2.91%	4,982,200	2.56%	11/17/2022	11/17/2022
Treasury Bill	8/17/2022	2,432,839	1.42%	2,420,225	3.22%	8/10/2023	8/10/2023
Treasury Bill	8/18/2022	4,942,952	2.88%	4,933,450	3.04%	2/16/2023	2/16/2023
Treasury Note	4/30/2018	4,474,349	2.61%	4,447,080	2.73%	3/31/2023	3/31/2023
Treasury Note	10/8/2021	1,990,080	1.16%	1,759,460	1.00%	9/30/2026	9/30/2026
Treasury Note	1/4/2022	1,999,459	1.17%	1,914,620	0.77%	12/31/2023	12/31/2023
Treasury Note	1/19/2022	1,993,372	1.16%	1,914,620	1.02%	12/31/2023	12/31/2023
Treasury Note	2/11/2022	1,985,047	1.16%	1,910,700	1.44%	1/31/2024	1/31/2024
Treasury Note	3/28/2022	1,997,216	1.17%	1,936,400	2.34%	4/30/2024	4/30/2024
Treasury Note	4/12/2022	1,991,209	1.16%	1,959,760	1.97%	06/30/2023	6/30/2023
Treasury Note	6/13/2022	1,911,116	1.11%	1,836,560	3.16%	11/15/2026	11/15/2026
Treasury Note	8/17/2022	2,455,337	1.43%	2,439,850	3.04%	5/15/2023	5/15/2023
FFCB Bond	4/8/2020	2,000,000	1.17%	1,892,800	0.88%	10/8/2022	4/8/2024
FFCB Bond	5/27/2020	2,000,000	1.17%	1,816,340	0.73%	11/27/2022	5/27/2025
FHLMC Bond	6/3/2020	2,000,000	1.17%	1,847,720	0.60%	12/3/2022	12/3/2024
FHLMC Bond	10/20/2020	2,000,000	1.17%	1,778,140	0.60%	10/20/2022	10/20/2025
FHLMC Bond	10/27/2020	2,000,000	1.17%	1,774,940	0.63%	10/27/2022	10/27/2025
FHLMC Bond	11/2/2020	2,000,000	1.17%	1,912,200	0.32%	11/2/2022	11/2/2023
FFCB Bond	11/3/2020	2,000,000	1.17%	1,772,320	0.54%	11/3/2022	11/3/2025
FNMA Bond	11/18/2020	2,000,000	1.17%	1,776,100	0.65%	11/18/2022	11/18/2025
FHLMC Bond	11/24/2020	2,000,000	1.17%	1,774,480	0.64%	11/24/2022	11/24/2025
FFCB Bond	11/24/2020	1,000,000	0.58%	887,240	0.60%	11/24/2022	11/24/2025
FHLMC Bond	11/25/2020	3,000,000	1.75%	2,655,990	0.63%	11/25/2022	11/25/2025
FHLMC Bond	11/30/2020	2,000,000	1.17%	1,774,720	0.65%	11/26/2022	11/26/2025
FFCB Bond	12/22/2020	2,000,000	1.17%	1,759,800	0.47%	12/22/2022	12/22/2025
FHLB Bond	1/22/2021	2,000,000	1.17%	1,760,920	0.63%	1/22/2023	1/22/2026
FNMA Bond	1/28/2021	2,000,000	1.17%	1,758,220	0.55%	1/28/2023	1/28/2026
FHLB Bond	1/28/2021	2,000,000	1.17%	1,764,240	0.65%	1/28/2023	1/28/2026
FHLB Bond	2/24/2021	2,000,000	1.17%	1,763,140	0.75%	2/24/2023	2/24/2026
FHLB Bond	2/25/2021	2,000,000	1.17%	1,757,400	0.66%	2/25/2023	2/25/2026
FHLB Bond	2/26/2021	2,000,000	1.17%	1,756,600	0.65%	2/26/2023	2/26/2026
FHLB Bond	3/10/2021	2,000,000	1.17%	1,767,260	0.85%	3/10/2023	3/10/2026
FHLB Bond	3/16/2021	2,000,000	1.17%	1,756,880	0.70%	3/16/2023	3/16/2026
FHLB Bond	3/16/2021	2,000,000	1.17%	1,763,160	0.80%	3/16/2023	3/16/2026
FHLB Bond	6/9/2021	2,000,000	1.17%	1,767,500	1.08%	12/9/2022	6/9/2026
FHLB Bond	6/30/2021	2,000,000	1.17%	1,766,100	1.00%	12/30/2022	6/30/2026
FHLB Bond	7/15/2021	3,000,000	1.75%	2,649,720	1.13%	1/15/2023	7/15/2026
FHLB Bond	7/15/2021	2,000,000	1.17%	1,806,260	0.85%	1/15/2023	7/15/2025
FHLB Bond	8/26/2021	2,000,000	1.17%	1,738,160	0.80%	2/26/2023	8/26/2026
FHLB Bond	8/26/2021	3,000,000	1.75%	2,628,030	1.00%	2/26/2023	8/26/2026
FHLB Bond	8/26/2021	2,000,000	1.17%	1,745,180	0.90%	2/26/2023	8/26/2026
FHLB Bond	9/13/2021	2,081,672	1.21%	1,824,800	0.82%	3/11/2023	9/11/2026
FFCB Bond	9/28/2021	1,986,422	1.16%	1,749,240	0.98%	3/10/2023	9/10/2026
FHLB Bond	9/29/2021	3,000,000	1.75%	2,634,120	1.13%	3/29/2023	9/29/2026
FHLB Bond	9/30/2021	2,000,000	1.17%	1,739,460	0.88%	3/30/2023	9/30/2026
FHLB Bond	9/30/2021	3,000,000	1.75%	2,625,990	1.05%	3/30/2023	9/30/2026
FHLB Bond	9/30/2021	3,000,000	1.75%	2,622,810	1.02%	3/30/2023	9/30/2026
FHLB Bond	10/19/2021	2,000,000	1.17%	1,744,400	1.00%	10/19/2022	10/19/2026
FHLB Bond	11/18/2021	2,000,000	1.17%	1,762,080	1.30%	11/18/2022	11/18/2026
FHLB Bond	12/29/2021	2,000,000	1.17%	1,907,400	0.75%	12/29/2022	12/29/2023
FHLB Bond	1/19/2022	2,000,000	1.17%	1,795,720	1.74%	1/19/2023	1/19/2027
FHLB Bond	1/25/2022	2,000,000	1.17%	1,848,140	1.51%	1/25/2023	7/25/2025
FHLB Bond	3/10/2022	2,000,000	1.17%	1,883,400	3.48%	3/10/2023	3/10/2027
FHLB Bond	3/30/2022	3,000,000	1.75%	2,968,680	1.62%	3/30/2023	3/30/2023
FHLMC Bond	5/3/2022	1,970,927	1.15%	1,943,760	2.25%	12/26/2022	6/26/2023
FHLB Bond	5/27/2022	3,000,000	1.75%	2,973,600	1.88%	11/23/2022	2/23/2023
FHLMC Bond	6/15/2022	2,000,000	1.17%	1,964,460	3.28%	12/15/2022	12/15/2025
FHLB Bond	7/28/2022	2,000,000	1.17%	1,934,260	4.30%	1/28/2023	7/28/2027
Sub Total/Average		\$ 132,195,263	77.12%	\$ 121,748,805	1.41%		
Money Market		\$ 234,807	0.14%	\$ 234,807	2.85%		
Total City Managed/Average		\$ 164,053,612	95.71%	\$ 153,200,014	1.45%		
Bond Reserve Accounts - Held By Trustees		\$ 543,903	0.32%	\$ 543,903			
Cash/Deposits		\$ 228,501	0.13%	\$ 228,501			
PARS and CALPERS CERBT Trust		\$ 5,587,404	3.26%	\$ 5,634,789			
GRAND TOTAL/AVERAGE		\$ 171,414,064	100%	\$ 159,607,206			



CITY OF MORGAN HILL CASH AND INVESTMENT REPORT
FOR THE MONTH OF SEPTEMBER 30, 2022
FOR THE FISCAL YEAR OF 2022-23

	Invested in Fund	Yield	Book Value End of Month	% of Total	Market Value
Investments					
State Treasurer LAIF - City	All Funds Pooled	1.51%	\$ 23,055,703	13.45%	\$ 22,758,871
2015 Wastewater Rev Bonds - CIP	Wastewater Fund	1.51%	8,567,838	5.00%	8,457,531
California CLASS	All Funds Pooled	2.61%	1,000,644	0.58%	1,000,644
Federal Issues	All Funds Pooled	1.29%	99,039,020	57.78%	89,293,880
US Treasury Notes	All Funds Pooled	2.05%	20,797,185	12.13%	20,119,050
US Treasury Bills	All Funds Pooled	2.88%	12,359,058	7.21%	12,335,875
Dreyfus Treas Cash Management Acct	All Funds Pooled	2.85%	234,807	0.14%	234,807
	SUBTOTAL		\$ 165,054,256	96.29%	\$ 154,200,658
Bond Reserve Accounts - held by trustees					
Zions Bank - Civic Center/Library Facility					
Blackrock Liq Fund	Debt Service	0.41%	1	0.00%	1
Zions Bank - MH Police Facility Lease Revenue Bonds					
Blackrock Liq Fund	Debt Service	0.41%	2	0.00%	2
BNY - RDA Bonds					
Dreyfus Cash Mgmt 521	Successor Fund	0.00%	23,240	0.01%	23,240
Zions Bank - MH Ranch 2015					
Blackrock Liq Funds Fed Fund -DI -2015	Agency Fund	0.41%	256,716	0.15%	256,716
Zions Bank - Madrone Bus Park Taxable/ Tax Exempt 2015					
Blackrock Liquidity Temp Fund-2015	Agency Fund	0.41%	263,944	0.15%	263,944
	SUBTOTAL		543,903	0.32%	543,903
Other Cash/Deposits					
General Checking	All Funds		182,001	0.11%	182,001
Workers' Comp Administrators	Workers' Comp		30,000	0.02%	30,000
Petty Cash & Emergency Cash	General Fund		16,500	0.01%	16,500
CALPERS CERBT - OPEB Trust			3,887,404	2.27%	3,808,929
PARS - PENSION Trust			1,700,000	0.99%	1,825,860 **
	SUBTOTAL		5,815,905	3.39%	5,863,290
Total Cash and Investments			\$ 171,414,064	100.00%	\$ 160,607,850

** As of 8/30/2022

CASH ACTIVITY SUMMARY
FY 2022-23

Fund Type	07/1/21 Balance	Change in Cash Balance	9/30/2022 Balance
General Fund	\$ 19,007,873	\$ 6,038,939	\$ 25,046,812
Community Development	1,077,499	1,027,271	2,104,770
RDA Successor Agency (except Housing)	508,427	(477,951)	30,476
Housing Successor Agency/ CDBG	4,307,419	365,683	4,673,103
Water - Operations	2,573,349	982,952	3,556,301
Water Other	15,405,786	3,808,855	19,214,641
Sewer - Operations	1,593,140	1,193,117	2,786,257
Sewer Other	57,221,072	(9,540,489)	47,680,582
Other Special Revenue	7,425,644	1,286,998	8,712,642
Streets and Capital Projects (except RDA)	37,931,830	(2,499,172)	35,432,658
Debt Service	337,123	171,935	509,058
Internal Service	19,378,242	385,013	19,763,255
Agency Funds (assessment dists./refundable deposits)	3,356,940	(1,453,431)	1,903,509
Total	\$ 170,124,346	\$ 1,289,718	\$ 171,414,064

Note: See Investment Portfolio Detail for maturities of "Investments." Market values are obtained from the City's investment brokers' monthly reports.

I certify the information on the investment reports on pages has been reconciled to the general ledger and bank statements and that there are sufficient funds to meet the expenditure requirements of the City for the next six months. The portfolio is in compliance with the City of Morgan Hill investment policy and all State laws and regulations.

Prepared by: 
 Gina Nazareno, Senior Accountant

Approved by:

Reviewed by: 
 Dat Nguyen, Finance Director



Caitlin Jachimowicz, Treasurer



City of Morgan Hill
Year to Date Revenues - Fiscal Year 2022-23
For The Month Ended September 30, 2022
25% of Year Complete

FUND REVENUE SOURCE	ADOPTED BUDGET	AMENDED BUDGET	CURRENT YTD ACTUAL	% OF BUDGET	PRIOR YTD	INCR (DECR) FROM PRIOR YTD	% CHANGE
010 GENERAL FUND							
<u>TAXES</u>							
Property Tax - Secured/Unsecured	\$ 14,753,873	14,753,873		n/a	\$ -	\$ -	n/a
Property Tax - RPTTF Residual Distribution	2,429,832	2,429,832	-	n/a	-	-	n/a
Property Tax - Supplemental Roll	200,000	200,000	48,929	24%	15,178	33,751	222%
Sales Tax	11,950,308	11,950,308	987,706	8%	947,644	40,062	4%
Public Safety Sales Tax	445,105	445,105	35,368	8%	38,675	(3,307)	-9%
Transient Occupancy Taxes	2,600,000	2,600,000	445,985	17%	468,312	(22,326)	-5%
Franchise (Refuse ,Cable ,PG&E)	2,760,000	2,760,000	-	n/a	-	-	n/a
Property Transfer Tax	500,000	500,000	87,407	17%	144,264	(56,857)	-39%
TOTAL TAXES	35,639,118	35,639,118	1,605,395	5%	1,614,072	(8,677)	-1%
<u>LICENSES/PERMITS</u>							
Business License	170,000	170,000	116,399	68%	136,575	(20,176)	-15%
Other Permits	53,975	53,975	9,828	18%	3,419	6,409	187%
TOTAL LICENSES/PERMITS	223,975	223,975	126,227	56%	139,994	(13,767)	-10%
<u>FINES AND PENALTIES</u>							
Parking Enforcement	2,932	2,932	808	28%	250	558	223%
Bails & Fines	46,480	46,480	2,768	6%	2,462	306	12%
Administrative Citations	20,000	20,000	-	n/a	2,182	(2,182)	-100%
TOTAL FINES AND PENALTIES	69,412	69,412	3,576	5%	4,894	(1,319)	-27%
<u>OTHER AGENCIES</u>							
Motor Vehicle in-Lieu	40,000	40,000	-	n/a	-	-	n/a
Other Revenue - Other Agencies	1,304,130	1,304,130	97,076	7%	119,812	(22,736)	-19%
TOTAL OTHER AGENCIES	1,344,130	1,344,130	97,076	7%	119,812	(22,736)	-19%
<u>CHARGES CURRENT SERVICES</u>							
Police False Alarm Charge	32,280	32,280	6,192	19%	5,743	449	8%
Business License Application Review	53,000	53,000	9,955	19%	9,535	420	4%
Membership Services & Rec Programs	5,136,869	5,136,869	1,431,909	28%	1,152,987	278,922	24%
Facility Rentals	819,459	819,459	347,948	42%	116,367	231,581	199%
Community Services	127,498	127,498	6,623	5%	37,136	(30,513)	-82%
General Administration Overhead	1,775,408	1,775,408	443,852	25%	458,076	(14,224)	-3%
Other Charges Current Services	998,144	998,144	218,463	22%	97,845	120,618	123%
TOTAL CURRENT SERVICES	8,942,658	8,942,658	2,464,942	28%	1,877,689	587,253	31%
<u>OTHER REVENUE</u>							
Use of money/property	774,829	774,829	105,264	14%	127,684	(22,420)	-18%
Other Revenues	371,910	371,910	32,865	9%	25,071	7,794	31%
TOTAL OTHER REVENUE	1,146,739	1,146,739	138,129	12%	152,755	(14,626)	-10%
<u>TRANSFERS IN</u>							
One Time Transfer	180,000	180,000	45,000	25%	26,250	18,750	71%
Public Safety Facilities Fund	50,000	50,000	12,500	25%	24,996	(12,496)	-50%
Supplemental Law Enforcement Fund	100,000	100,000	-	n/a	-	-	n/a
Countywide Solid Waste	355,000	355,000	88,750	25%	-	88,750	n/a
Streets	904,438	904,438	226,110	25%	-	226,110	n/a
Park Maintenance	650,000	650,000	162,501	25%	162,501	-	n/a
Sewer Operations	375,000	375,000	93,750	25%	89,289	4,461	5%
Water Operations	375,000	375,000	93,750	25%	89,289	4,461	5%
Open Space	81,100	81,100	20,275	25%	-	20,275	n/a
Park Development	75,000	75,000	18,750	25%	18,750	-	n/a
TOTAL TRANSFERS IN	3,145,538	3,145,538	761,385	24%	411,075	350,310	85%
TOTAL GENERAL FUND	50,511,570	50,511,570	5,196,730	10%	4,320,291	876,439	20%
SPECIAL REVENUE FUNDS							
<u>202 STREET MAINTENANCE</u>							
Gas Tax 2105 - 2107.5	909,478	909,478	136,969	15%	75,888	61,081	80%
Interest / Other Revenue/Other Charges	58	58	502	865%	77	425	556%
202 STREET MAINTENANCE	909,536	909,536	137,471	15%	75,964	61,507	81%



City of Morgan Hill
Year to Date Revenues - Fiscal Year 2022-23
For The Month Ended September 30, 2022
25% of Year Complete

FUND REVENUE SOURCE	ADOPTED BUDGET	AMENDED BUDGET	CURRENT YTD ACTUAL	% OF BUDGET	PRIOR YTD	INCR (DECR) FROM PRIOR YTD	% CHANGE
SPECIAL REVENUE FUNDS							
205 SUPPLEMENTAL LAW ENFORCEMENT FUND							
Interest Income	1,438	1,438	509	35%	185	324	175%
Police Grant/SLEF/JAG	100,000	100,000	-	n/a	-	-	n/a
205 SUPPLEMENTAL LAW ENFORCEMENT FUND	101,438	101,438	509	1%	185	324	175%
206 DEVELOPMENT SERVICES							
Building Fees	3,433,600	3,433,600	1,207,096	35%	793,568	413,528	52%
Planning Fees	1,259,167	1,259,167	167,518	13%	233,882	(66,364)	-28%
Engineering Fees	1,142,289	1,142,289	137,591	12%	153,161	(15,570)	-10%
Other Revenue/Current Charges	346,181	346,181	69,641	20%	56,394	13,247	23%
206 DEVELOPMENT SERVICES	6,181,237	6,181,237	1,581,846	26%	1,237,005	344,842	28%
207 LONG RANGE PLANNING	995,882	995,882	229,188	23%	186,907	42,281	23%
215 and 216 HCD BLOCK GRANT							
Interest Income/Other Revenue	244	244	133	55%	62	71	115%
215 and 216 HCD BLOCK GRANT	244	244	133	55%	62	71	115%
225 ASSET SEIZURE	979	979	221	23%	136	85	63%
229 LIGHTING AND LANDSCAPE	199,916	199,916	349	0%	150	199	132%
230 COMMUNITY FACILITIES DISTRICT	37,591	37,591	259	1%	128	132	103%
232 ENVIRONMENTAL PROGRAMS	553,277	553,277	135,044	24%	127,504	7,540	6%
234 MOBILE HOME PARK RENT STAB.	441	441	142	32%	59	83	140%
235 SENIOR HOUSING	1,787	1,787	478	27%	223	255	115%
236 HOUSING MITIGATION	1,574,048	1,574,048	208,245	13%	371,005	(162,760)	-44%
240 EMPLOYEE ASSISTANCE	20,673	20,673	1,857	9%	3,238	(1,381)	-43%
246 COUNTYWIDE SOLID WASTE	1,628,603	1,628,603	401,901	25%	349,556	52,345	15%
247 ENVIRONMENT REMEDIATION	1,023	1,023	282	28%	129	153	118%
255 HOUSING SUCCESSOR AGENCY	233,641	233,641	194,201	83%	88,349	105,852	120%
260 PUBLIC ART	501	501	-	n/a	-	-	n/a
TOTAL SPECIAL REVENUE FUNDS	12,440,818	12,440,818	2,892,126	23%	2,440,600	451,526	19%
CAPITAL PROJECTS FUNDS							
301 PARK DEVELOPMENT	1,369,271	1,369,271	1,160,857	85%	5,577,867	(4,417,010)	-79%
302 PARK MAINTENANCE	60,773	60,773	6,610	11%	4,613	1,997	43%
303 LOCAL DRAINAGE	374,484	374,484	24,570	7%	255,965	(231,395)	-90%
304 LOCAL DRAINAGE/NON AB1600	29,166	29,166	3,660	13%	50,486	(46,826)	-93%
306 AGRICULTURE & OPEN SPACE PRESERVATION	5,058	5,058	22,863	452%	45,554	(22,691)	-50%
308 STREET CIP	4,702,650	4,702,650	508,427	11%	483,938	24,489	5%
309 TRAFFIC IMPACT	5,019,799	5,019,799	36,224	1%	449,488	(413,263)	-92%
315 PUBLIC SAFETY FACILITIES IMPACT	6,221,575	6,221,575	31,282	1%	108,316	(77,034)	-71%
346 PUBLIC FACILITIES NON-AB1600	1,165,537	1,165,537	6,123	1%	34,041	(27,918)	-82%
347 PUBLIC FACILITIES IMPACT	138,168	138,168	8,817	6%	24,520	(15,702)	-64%
348 LIBRARY	480,582	480,582	28,700	6%	93,763	(65,063)	-69%
350 UNDERGROUNDING	29,592	29,592	3,423	12%	363,443	(360,020)	-99%
355 SCHOOL PEDESTRIAN/TRAFFIC SAFETY	482,291	482,291	-	n/a	29,717	(29,717)	-100%
360 COMMUNITY/REC IMPACT FUND	1,335,488	1,335,488	50,283	4%	132,323	(82,040)	-62%
375 QUIMBY FEE	653,451	653,451	1,590	0%	-	1,590	n/a
TOTAL CAPITAL PROJECTS FUNDS	22,067,885	22,067,885	1,893,430	9%	7,654,033	(5,760,603)	-75%
DEBT SERVICE FUNDS							
420 CIVIC CENTER DEBT	292,184	292,184	73,483	25%	76,435	(2,951)	-4%
441 POLICE FACILITY BOND	387,490	387,490	97,214	25%	96,264	950	1%
TOTAL DEBT SERVICE FUNDS	679,674	679,674	170,697	25%	172,698	(2,002)	-1%



City of Morgan Hill
Year to Date Revenues - Fiscal Year 2022-23
For The Month Ended September 30, 2022
25% of Year Complete

FUND REVENUE SOURCE	ADOPTED BUDGET	AMENDED BUDGET	CURRENT YTD ACTUAL	% OF BUDGET	PRIOR YTD	INCR (DECR) FROM PRIOR YTD	% CHANGE
ENTERPRISE FUNDS							
640 SEWER OPERATION							
Sewer Service Fees	14,400,000	14,400,000	2,513,668	17%	2,400,931	112,736	5%
Interest Income/Transfers	38,548	38,548	6,399	17%	2,035	4,364	214%
Other Revenue/Current Charges	319,809	319,809	52,264	16%	78,069	(25,805)	-33%
640 SEWER OPERATION	14,758,357	14,758,357	2,572,330	17%	2,481,035	91,295	4%
641 SEWER EXPANSION							
Interest Income	64,455	64,455	42,766	66%	22,517	20,250	90%
Development Impact Fee	4,336,657	4,336,657	216,973	5%	827,964	(610,991)	-74%
Transfer From-643 (Sewer Replacement)	13,310,782	13,310,782	5,453,912	41%	-	5,453,912	n/a
641 SEWER EXPANSION	17,711,894	17,711,894	5,713,651	32%	850,481	4,863,171	572%
642 SEWER RATE STABILIZATION	50,000	50,000	18,305	37%	40,076	(21,771)	-54%
643 SEWER-CAPITAL PROJECT	6,710,456	6,710,456	1,519,854	23%	1,169,525	350,329	30%
TOTAL SEWER FUNDS	39,230,707	39,230,707	9,824,141	25%	4,541,117	5,283,025	116%
650 WATER OPERATION							
Water Sales	16,400,000	16,400,000	3,261,484	20%	2,871,491	389,993	14%
Meter Install & Service	50,000	50,000	2,384	5%	11,252	(8,868)	-79%
Transfers-In / Interest Income	580,372	580,372	145,504	25%	55,370	90,134	163%
Other Revenue/Current Charges	614,770	614,770	151,930	25%	297,545	(145,615)	-49%
650 WATER OPERATION	17,645,142	17,645,142	3,561,302	20%	3,235,658	325,644	10%
651 WATER EXPANSION							
Interest Income/Other Revenue/Transfer	21,044	21,044	6,120	29%	3,287	2,832	86%
Development Impact Fee	918,214	918,214	55,519	6%	163,723	(108,204)	-66%
651 WATER EXPANSION	939,258	939,258	61,639	7%	167,010	(105,372)	-63%
652 Water Rate Stabilization	-	-	6,699	n/a	34,270	(27,571)	-80%
653 Water Capital Project	5,128,809	5,128,809	1,285,839	25%	1,266,498	19,340	2%
TOTAL WATER FUNDS	23,713,209	23,713,209	4,915,479	21%	4,703,437	212,042	5%
TOTAL ENTERPRISE FUNDS	62,943,916	62,943,916	14,739,620	23%	9,244,553	5,495,067	59%
INTERNAL SERVICE FUNDS							
730 INFORMATION SYSTEMS	2,233,768	2,233,768	560,318	25%	563,249	(2,931)	-1%
740 BUILDING MAINTENANCE	1,655,704	1,655,704	413,937	25%	282,691	131,245	46%
741 BUILDING REPLACEMENT	836,114	836,114	210,240	25%	175,143	35,097	20%
745 CIP ADMINISTRATION	1,977,307	1,977,307	494,327	25%	-	494,327	n/a
760 UNEMPLOYMENT INSURANCE	2,317	2,317	626	27%	313	312	100%
770 WORKERS COMPENSATION	719,150	719,150	197,508	27%	172,397	25,112	15%
790 EQUIPMENT REPLACEMENT	1,259,595	1,259,595	276,976	22%	307,600	(30,624)	-10%
791 EMPLOYEE BENEFITS	813,718	813,718	202,224	25%	152,157	50,067	33%
795 GENERAL LIABILITY INSURANCE	1,981,019	1,981,019	495,459	25%	429,799	65,660	15%
TOTAL INTERNAL SERVICE FUNDS	11,478,692	11,478,692	2,851,613	25%	2,083,349	768,265	37%
TOTAL FOR ALL FUNDS	\$ 160,122,555	\$ 160,122,555	\$ 27,744,216	17%	\$ 25,915,524	\$ 1,828,692	7%



City of Morgan Hill
Year to Date Expenses - Fiscal Year 2022-23
For the Month Ended Sep 30, 2022
25% of Year Complete

FUND NO.	FUND/ACTIVITY	CURRENT MONTH ACTUAL EXPENSES	AMENDED BUDGET	YTD EXPENSES	OUTSTANDING ENCUMBRANCE	TOTAL ALLOCATED	PERCENT OF TOTAL TO BUDGET	PRIOR YTD
010 GENERAL FUND								
I. ADMINISTRATION								
	CITY COUNCIL	\$ 39,200	\$ 430,915	\$ 120,701	\$ -	\$ 120,701	28%	\$ 84,185
	CITY ATTORNEY	77,961	1,081,769	198,435	165,718	364,153	34%	152,874
	CITY MANAGER	38,988	854,800	133,766	43,515	177,281	21%	145,629
	HUMAN RESOURCES	58,861	847,361	194,399	-	194,399	23%	144,492
	COUNCIL SVCS & RECORDS MGMT							
	Council Svcs & Records Mgmt	38,009	595,414	131,709	4,800	136,509	23%	135,901
	Elections	2,129	357,836	1,266	-	1,266	0%	5,495
	COUNCIL SVCS & RECORDS MGMT	40,137	953,250	132,975	4,800	137,775	14%	141,396
	FINANCE	147,906	2,482,145	420,130	671,317	1,091,447	44%	364,304
	TOTAL ADMINISTRATION	403,053	6,650,240	1,200,406	885,350	2,085,756	31%	1,032,879
II. COMMUNITY SERVICES								
	Membership Services & Rec. Programs	505,754	6,772,195	1,562,700	1,174,700	2,737,401	40%	1,296,607
	Recreation Facility Rentals	41,086	546,870	117,000	49,705	166,705	30%	120,145
	Innovative Transit	10,303	887,471	50,204	782,550	832,754	94%	-
	Community Services	38,386	644,107	122,518	79,175	201,693	31%	98,105
	Park Maintenance	98,737	1,495,918	239,039	44,052	283,090	19%	196,804
	Environmental Services	19,645	390,733	54,948	-	54,948	14%	45,665
	Countywide Solid Waste Program	27,969	354,416	80,641	-	80,641	23%	26,166
	Street Maintenance	187,125	2,710,389	455,867	44,134	500,001	18%	389,802
	Downtown Maintenance	20,354	325,886	42,283	20,744	63,027	19%	63,590
	Cable Television	1,482	74,758	4,417	-	4,417	6%	7,783
	COMMUNITY SERVICES	950,840	14,202,742	2,729,618	2,195,060	4,924,678	35%	2,244,667
	CODE COMPLIANCE	13,797	319,550	41,919	-	41,919	13%	39,165
	INFRASTRUCTURE PLANNING & CONGESTION MGMT	24,386	491,888	71,764	12,000	83,764	17%	67,305
	ECONOMIC DEVELOPMENT PROGRAMS	73,687	894,948	201,355	40,603	241,958	27%	126,366
	TOTAL COMMUNITY SERVICES	1,062,710	15,909,129	3,044,657	2,247,663	5,292,320	33%	2,477,504
III. PUBLIC SAFETY								
	POLICE							
	PD Administration	137,399	1,676,697	433,195	38,311	471,506	28%	407,538
	Field Operations	761,088	10,891,376	2,181,785	34,127	2,215,911	20%	2,067,493
	Support Services	210,945	2,805,374	683,922	-	683,922	24%	632,339
	Emergency Services/Haz Mat	15,651	234,368	46,129	-	46,129	20%	41,937
	Special Operations	334,071	3,900,732	957,778	-	957,778	25%	667,360
	Dispatch Services	167,360	2,116,137	464,763	-	464,763	22%	394,758
	POLICE	1,626,514	21,624,684	4,767,572	72,438	4,840,010	22%	4,211,425
	FIRE	617,135	8,653,847	2,168,638	369,524	2,538,163	29%	1,784,421
	TOTAL PUBLIC SAFETY	2,243,649	30,278,531	6,936,210	441,962	7,378,173	24%	5,995,845
IV. TRANSFERS								
	Other	107,276	1,287,315	321,829	-	321,829	25%	331,677
	TOTAL TRANSFERS	107,276	1,287,315	321,829	-	321,829	25%	331,677
	TOTAL GENERAL FUND	3,816,688	54,125,214	11,503,102	3,574,975	15,078,077	28%	9,837,905



City of Morgan Hill
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25% of Year Complete

FUND NO.	FUND/ACTIVITY	CURRENT MONTH ACTUAL EXPENSES	AMENDED BUDGET	YTD EXPENSES	OUTSTANDING ENCUMBRANCE	TOTAL ALLOCATED	PERCENT OF TOTAL TO BUDGET	PRIOR YTD
SPECIAL REVENUE FUNDS								
202	STREET MAINTENANCE	420	909,478	1,260	-	1,260	0%	1,083
205	PUBLIC SAFETY/SUPP.LAW	104	101,252	313	-	313	0%	1,812
206	DEVELOPMENT SERVICES FUND							
	Planning	131,492	1,772,972	366,625	1,123	367,748	21%	426,274
	Building	170,844	2,452,139	487,762	68,959	556,721	23%	483,053
	Engineering	145,080	1,907,855	357,663	307,070	664,733	35%	336,407
206	DEVELOPMENT SERVICES FUND	447,416	6,132,966	1,212,050	377,152	1,589,202	26%	1,245,734
207	LONG RANGE PLANNING	62,902	936,040	192,752	46,115	238,867	26%	146,612
215/216	CDBG	7	81	20	-	20	25%	1,374
225	ASSET SEIZURE	63	759	190	-	190	25%	-
229	LIGHTING AND LANDSCAPE	18,843	224,538	33,539	7,713	41,252	18%	23,251
230	COMMUNITY FACILITIES DISTRICT	2,435	39,852	7,064	-	7,064	18%	5,577
232	ENVIRONMENT PROGRAMS	36,520	525,533	104,499	9,000	113,499	22%	80,918
234	MOBILE HOME PARK	73	881	220	-	220	25%	111
236	HOUSING MITIGATION	56,832	1,900,261	205,100	192,187	397,287	21%	163,249
240	EMPLOYEE ASSISTANCE	488	20,919	4,161	-	4,161	20%	2,258
246	COUNTYWIDE SOLID WASTE PROGRAM	48,349	1,842,223	212,425	1,155,234	1,367,659	74%	115,928
255	HOUSING SUCCESSOR AGENCY	90,449	1,143,490	314,467	366,667	681,134	60%	291,335
260	PUBLIC ART	-	17,000	533	-	533	3%	3,750
TOTAL SPECIAL REVENUE FUNDS		764,902	13,795,273	2,288,592	2,154,068	4,442,659	32%	2,082,991
CAPITAL PROJECT FUNDS								
301	PARK DEVELOPMENT	504,502	2,610,959	531,228	149,901	681,130	26%	3,464,019
302	PARK MAINTENANCE	54,167	650,000	163,550	-	163,550	25%	163,925
303	LOCAL DRAINAGE	615,275	8,221,231	620,618	301,897	922,515	11%	11,474
304	LOCAL DRAIN. NON-AB1600	7,750	181,113	8,239	12,383	20,621	11%	720
306	AGRICULTURE & OPEN SPACE PRESERVATIK	10,488	275,854	31,464	-	31,464	11%	5,391,265
308	STREET CIP	1,464,573	5,084,404	3,245,564	1,513,905	4,759,469	94%	2,184,918
309	TRAFFIC IMPACT	629,342	9,301,872	1,432,033	4,510,833	5,942,866	64%	1,886,720
315	PUBLIC SAFETY FACILITIES IMPACT	86,083	9,856,026	164,647	555,678	720,324	7%	58,794
346	PUBLIC FAC.NON AB1600	9,770	2,404,515	10,511	6,066	16,578	1%	58,094
347	PUBLIC FACILITIES IMPACT	2,429	279,154	7,288	-	7,288	3%	6,831
348	LIBRARY IMPACT	18,576	222,916	55,729	-	55,729	25%	54,177
350	UNDERGROUNDING	95	1,056,441	285	-	285	0%	285
355	SCHOOL PEDESTRIAN & TRAFFIC SAFETY	1,697	443,838	5,092	1,350	6,442	1%	720,703
360	COMM/REC CENTER IMPACT	1,292	1,466,276	4,874	1,061,050	1,065,924	73%	28,801
375	QUIMBY FEE	3,408	1,434,865	66,383	3,000	69,383	5%	-
TOTAL CAPITAL PROJECTS FUNDS		3,409,447	43,489,465	6,347,504	8,116,064	14,463,568	33%	14,030,725
DEBT SERVICE FUNDS								
420	CIVIC CENTER DEBT	262	292,184	787	-	787	0%	2,658
441	POLICE FACILITY BOND DEBT	347	387,490	1,041	-	1,041	0%	1,014
TOTAL DEBT SERVICE FUNDS		609	679,674	1,828	-	1,828	0%	3,672



City of Morgan Hill
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25% of Year Complete

FUND NO.	FUND/ACTIVITY	CURRENT MONTH ACTUAL EXPENSES	AMENDED BUDGET	YTD EXPENSES	OUTSTANDING ENCUMBRANCE	TOTAL ALLOCATED	PERCENT OF TOTAL TO BUDGET	PRIOR YTD
ENTERPRISE FUNDS								
SEWER								
640	SEWER OPERATIONS	871,163	16,300,411	2,586,389	131,291	2,717,680	17%	3,327,580
641	SEWER CAPITAL EXPANSION	(2,232,735)	23,292,409	133,583	981,397	1,114,980	5%	87,720
642	SEWER RATE STABILIZATION	151	1,818	454	-	454	25%	285
643	SEWER-CAPITAL PROJECTS	7,731,053	23,494,295	7,765,979	798,159	8,564,138	36%	2,811,697
TOTAL SEWER FUND(S)		6,369,633	63,088,933	10,486,406	1,910,847	12,397,252	20%	6,227,283
WATER								
	Water Operations	1,464,498	16,045,940	3,180,327	776,720	3,957,048	25%	3,082,439
	Utility Billing	64,953	1,097,979	179,376	-	179,376	16%	201,272
	Water Conservation	18,435	439,985	44,491	42,896	87,387	20%	19,529
650	WATER OPERATIONS	1,547,886	17,583,904	3,404,194	819,616	4,223,810	24%	3,303,240
651	WATER CAPITAL EXPANSION	62,353	893,125	180,979	25,802	206,782	23%	193,101
652	WATER RATE STABILIZATION	113	1,362	340	-	340	25%	93
653	WATER-CAPITAL PROJECTS	7,075	5,617,611	26,405	275,844	302,249	5%	103,552
TOTAL WATER FUND(S)		1,617,428	24,096,001	3,611,919	1,121,262	4,733,181	20%	3,599,986
TOTAL ENTERPRISE FUNDS		7,987,060	87,184,934	14,098,325	3,032,109	17,130,433	20%	9,827,268
INTERNAL SERVICE FUNDS								
730	INFORMATION SYSTEMS	119,495	2,518,930	359,485	84,635	444,121	18%	349,678
740	BUILDING MAINTENANCE	113,573	1,668,218	287,737	27,707	315,444	19%	235,187
741	BUILDING REPLACEMENT	2,918	1,611,451	65,914	25,823	91,737	6%	49,940
745	CIP ADMINISTRATION	139,376	1,982,153	402,530	15,931	418,461	21%	387,249
760	UNEMPLOYMENT	-	15,000	-	-	-	n/a	-
770	WORKERS COMPENSATION	35,647	1,106,358	523,601	-	523,601	47%	555,072
790	EQUIPMENT REPLACEMENT	-	1,055,964	165,549	340,357	505,905	48%	63,236
791	EMPLOYEE BENEFITS FUND	2,970	700,000	150,782	-	150,782	22%	33,528
795	GEN. LIABILITY INSURANCE	10,598	1,893,436	1,650,547	4,650	1,655,197	87%	1,449,767
TOTAL INTERNAL SERVICE FUNDS		424,577	12,551,510	3,606,146	499,102	4,105,248	33%	3,123,657
REPORT TOTAL		\$ 16,403,284	\$ 211,826,070	\$ 37,845,495	\$ 17,376,318	\$ 55,221,813	26%	\$ 38,906,219

		 City of Morgan Hill Fund Activity Summary - Fiscal Year 2022-23 For The Month Ended September 30, 2022 25% of Year Complete							
Fund No.	Fund	Un-audited Fund Balance 06-30-22	Revenues		Expenses		Year to-Date Deficit or Carryover	Ending Fund Balance	
			YTD Actual	% of Budget	YTD Actual	% of Budget		Reserved ¹	Unreserved
010	GENERAL FUND	\$ 30,942,217	\$ 5,196,730	10%	\$ 11,503,102	21%	\$ (6,306,372)	\$ 3,574,975	\$ 21,060,870
TOTAL GENERAL FUND		\$ 30,942,217	\$ 5,196,730	10%	\$ 11,503,102	21%	\$ (6,306,372)	\$ 3,574,975	\$ 21,060,870
202	STREET MAINTENANCE	219	\$ 137,471	15%	\$ 1,260	20%	\$ 136,211	\$ -	\$ 136,430
205	PUBLIC SAFETY/SUPPL. LAW	251,048	509	1%	313	19%	196	-	251,244
206	DEVELOPMENT SERVICES	(268,523)	1,581,846	26%	1,212,050	20%	369,797	377,152	(275,878)
207	LONG RANGE PLANNING	1,413,536	229,188	23%	192,752	21%	36,436	46,115	1,403,857
215 / 216	CDBG	29,749	133	55%	20	25%	113	-	29,862
225	ASSET SEIZURE	129,752	221	23%	190	n/a	32	-	129,784
229	LIGHTING AND LANDSCAPE	200,211	349	0%	33,539	15%	(33,190)	7,713	159,308
230	COMMUNITY FACILITIES DISTRICT	132,641	259	1%	7,064	18%	(6,804)	-	125,837
232	ENVIRONMENTAL PROGRAMS	256,609	135,044	24%	104,499	20%	30,545	9,000	278,154
234	MOBILE HOME PK RENT STAB.	66,501	142	32%	220	25%	(79)	-	66,422
235	SENIOR HOUSING	235,851	478	27%	-	n/a	478	-	236,329
236	HOUSING MITIGATION	5,657,931	208,245	13%	205,100	11%	3,145	192,187	5,468,890
240	EMPLOYEE ASSISTANCE	62,506	1,857	9%	4,161	20%	(2,304)	-	60,202
246	COUNTYWIDE SOLID WASTE	129,936	401,901	28%	212,425	12%	189,476	1,155,234	(835,822)
247	ENVIRONMENT REMEDIATION	138,984	282	28%	-	n/a	282	-	139,266
255	HOUSING SUCCESSOR AGENCY	3,642,513	194,201	83%	314,467	28%	(120,266)	366,667	3,155,581
260	PUBLIC ART	67,129	-	n/a	533		(533)	-	66,596
TOTAL SPECIAL REVENUE FUNDS		\$ 12,146,593	\$ 2,892,126	23%	\$ 2,288,592	17%	\$ 603,534	\$ 2,177,308	\$ 10,572,820
301	PARK DEV. IMPACT FUND	\$ (806,089)	\$ 1,160,857	85%	\$ 531,228	20%	\$ 629,628	\$ 149,901	\$ (326,362)
302	PARK MAINTENANCE	2,689,798	6,610	11%	163,550	25%	(156,940)	-	2,532,859
303	LOCAL DRAINAGE	12,158,760	24,570	7%	620,618	8%	(596,048)	301,897	11,260,815
304	LOCAL DRAINAGE/NON-AB1600	1,412,884	3,660	13%	8,239	5%	(4,578)	12,383	1,395,922
306	AGRICULTURE AND OPEN SPACE PRESERV	591,190	22,863	452%	31,464	11%	(8,600)	-	582,590
308	STREET CIP	5,949,841	508,427	11%	3,245,564	64%	(2,737,137)	1,513,905	1,698,798
309	TRAFFIC IMPACT FUND	1,022,903	36,224	1%	1,432,033	15%	(1,395,808)	4,510,833	(4,883,738)
315	PUBLIC SAFETY FACILITIES IMPACT	3,378,984	31,282	1%	164,647	2%	(133,364)	555,678	2,689,942
346	PUBLIC FACILITIES NON-AB1600	3,269,232	6,123	1%	10,511	0%	(4,388)	6,066	3,258,778
347	PUBLIC FACILITIES IMPACT FUND	1,062,044	8,817	6%	7,288	3%	1,529	-	1,063,573
348	LIBRARY IMPACT FUND	1,513,320	28,700	6%	55,729	25%	(27,029)	-	1,486,291
350	UNDERGROUNDING	1,687,475	3,423	12%	285	0%	3,137	-	1,690,612
355	SCHOOL PEDESTRIAN/TRAFFIC SFTY	(46,062)	-	n/a	5,092	1%	(5,092)	1,350	(52,504)
360	COMM/REC CTR IMPACT FUND	1,357,330	50,283	4%	4,874	0%	45,409	1,061,050	341,689
375	QUIMBY FEE	838,575	1,590	0%	66,383	5%	(64,792)	3,000	770,782
TOTAL CAPITAL PROJECT FUNDS		\$ 36,080,183	\$ 1,893,430	9%	\$ 6,347,504	15%	\$ (4,454,073)	\$ 8,116,064	\$ 23,510,046
420	CIVIC CENTER DEBT	\$ 173,278	\$ 73,483	25%	\$ 787	0%	\$ 72,697	\$ 1	\$ 245,973
441	POLICE FACILITY BOND DEBT	166,908	97,214	25%	1,041	0%	96,172	2	263,078
TOTAL DEBT SERVICE FUNDS		\$ 340,186	\$ 170,697	25%	\$ 1,828	0%	\$ 168,869	\$ 3	\$ 509,052

City of Morgan Hill
Fund Activity Summary - Fiscal Year 2022-23
For The Month Ended September 30, 2022
25% of Year Complete

Fund No.	Fund	Un-audited Fund Balance 06-30-22	Revenues		Expenses		Year to-Date Deficit or Carryover	Ending Fund Balance	
			YTD Actual	% of Budget	YTD Actual	% of Budget		Reserved ¹	Unreserved
640	SEWER OPERATIONS	\$ 3,794,876	\$ 2,572,330	17%	\$ 2,586,389	16%	\$ (14,059)	131,291	3,649,527
641	SEWER IMPACT FUND*	22,538,806	5,713,651	32%	133,583	1%	5,580,068	981,397	27,137,477
642	SEWER RATE STABILIZATION	2,856,080	18,305	37%	454	25%	17,851	-	2,873,931
643	SEWER-CAPITAL PROJECTS	22,748,877	1,519,854	23%	7,765,979	33%	(6,246,125)	798,159	15,704,593
650	WATER OPERATIONS	4,164,772	3,561,302	20%	3,404,194	19%	157,108	819,616	3,502,263
651	WATER IMPACT FUND*	2,618,339	61,639	7%	180,979	20%	(119,341)	25,802	2,473,196
652	WATER RATE STABILIZATION	3,304,420	6,699	n/a	340	25%	6,359	-	3,310,779
653	WATER -CAPITAL PROJECT	11,023,794	1,285,839	25%	26,405	0%	1,259,434	275,844	12,007,384
TOTAL ENTERPRISE FUNDS		\$ 73,049,964	\$ 14,739,620	23%	\$ 14,098,325	16%	\$ 641,295	\$ 3,032,109	\$ 70,659,150
730	INFORMATION SERVICES	\$ 897,341	\$ 560,318	25%	\$ 359,485	14%	\$ 200,832	\$ 84,635	\$ 1,013,538
740	BUILDING MAINTENANCE	(114,507)	413,937	25%	287,737	17%	126,200	27,707	(16,014)
741	BUILDING REPLACEMENT	3,896,956	210,240	25%	65,914	4%	144,325	25,823	4,015,459
745	CIP ENGINEERING	80,971	494,327	25%	402,530	20%	91,797	15,931	156,837
760	UNEMPLOYMENT	316,480	626	27%	-	n/a	626	-	317,106
770	WORKERS COMPENSATION	2,004,336	197,508	27%	523,601	47%	(326,093)	30,000	1,648,243
790	EQUIPMENT REPLACEMENT	6,407,503	276,976	22%	165,549	16%	111,427	340,357	6,178,574
791	EMPLOYEE BENEFITS FUNDS	(99,767)	202,224	25%	150,782	22%	51,442	-	(48,325)
795	GEN. LIABILITY INSURANCE	1,242,746	495,459	25%	1,650,547	87%	(1,155,088)	4,650	83,008
TOTAL INTERNAL SERVICE FUNDS		\$ 14,632,060	\$ 2,851,613	25%	\$ 3,606,146	29%	\$ (754,532)	\$ 529,102	\$ 13,348,426
SUMMARY BY FUND TYPE									
GENERAL FUND GROUP		\$ 30,942,217	\$ 5,196,730	10%	\$ 11,503,102	21%	\$ (6,306,372)	\$ 3,574,975	\$ 21,060,870
SPECIAL REVENUE GROUP		12,146,593	2,892,126	23%	2,288,592	17%	603,534	2,177,308	10,572,820
DEBT SERVICE GROUP		340,186	170,697	25%	1,828	0%	168,869	3	509,052
CAPITAL PROJECTS GROUP		36,080,183	1,893,430	9%	6,347,504	15%	(4,454,073)	8,116,064	23,510,046
ENTERPRISE GROUP		73,049,964	14,739,620	23%	14,098,325	16%	641,295	3,032,109	70,659,150
INTERNAL SERVICE GROUP		14,632,060	2,851,613	25%	3,606,146	29%	(754,532)	529,102	13,348,426
TOTAL ALL GROUPS		\$ 167,191,203	\$ 27,744,216	17%	\$ 37,845,495	18%	\$ (10,101,279)	\$ 17,429,561	\$ 139,660,363

For Enterprise Funds: Unrestricted fund balance = Fund balance net of fixed assets and long-term liabilities.

*Unreserved fund balance includes bond proceeds reserved for projects listed in bond documents.

¹ Amount restricted for encumbrances, fixed asset replacement, long-term receivables, and bond reserves.

City Manager's Signature Authority**Contracts and Agreements Between \$25,000 to \$60,000 Entered Since 8/9/2022 to 10/6/2022**

Vendor Name	Desription of Service	Begin Date	End Date	Department	Amount
Verde Design, Inc.	Butterfield Park Space Planning	9/16/2022	6/30/2023	CSD	\$60,000
Burr Plumbing and Pumping, Inc.	City Parks - Water Fountains Installation Project	9/16/2022	10/22/2022	CSD	\$39,640
County of Santa Clara	Homelessness Prevention Services	8/1/2022	6/30/2024	DS	\$50,000
Hexagon Transportation Consultants, Inc.	On-call transporations/traffic engineer	8/25/2022	6/30/2024	CSD	\$59,000

CITY COUNCIL STAFF REPORT

MEETING DATE: October 19, 2022

PREPARED BY:

Chris Ghione, Public Services Director

APPROVED BY: City Manager

APPROVE DRAFT CONDIT ROAD SPORTS FACILITIES MASTER PLAN

RECOMMENDATION(S)

1. Provide comments and feedback on the proposed Draft Condit Road Sports Facilities Master Plan; and
2. Approve Draft Condit Road Sports Facilities Master Plan.

COUNCIL PRIORITIES, GOALS & STRATEGIES

City Council Ongoing Priorities

Maintaining and Enhancing Infrastructure

Supporting our Youth, Seniors, and Entire Community

2022-2023 Strategic Priorities

Economic Development

Guiding Documents

Bikeways, Trails, and Recreation Master Plan

Economic Blueprint

REPORT NARRATIVE:

Over the last 7 years the City has acquired property along Condit Road for use as potential future recreation facilities. Most recently the City Council has reviewed opportunities for a future sand volleyball center. In addition to these new sites the City also owns and operates the Outdoor Sports Center and Aquatics Center on Condit Road. Both of these facilities have had past plans for expansion and improvements. The City has contracted with Verde Design, Inc. to develop a Master Plan for the entire area. The intent of the Master Plan is to create a comprehensive plan for improvements and new construction to develop the area overall. Verde has been working with the City since the Fall of 2021 on this project. The Parks and Recreation Commission has been involved in the development of the Plan and recommended approval of the Draft Plan by the City Council.

The current Draft Plan has narrowed the Master Plan to an overall concept with three

major options. These alternatives have been put together to provide flexible future site development options. These options include previously discussed partner-based developments. Potential amenities within the Plan include future sand volleyball development as well as the potential of a shared school field space. Having various options will be important to future development, as the entire buildout will be too expensive for the City to build on its own. Additionally, another driver of the various alternatives is finding the needed parking. The updated draft plan concepts with the alternatives are included as Attachment 1. The alternative options include:

Option 1 - This option includes a total of 14 full athletic fields and 17 sand volleyball courts. This option does not have enough parking to support all the facilities on the site and future parking at other site locations would be needed to support this build out.

Option 2 - This option retains the 14 athletic fields, but does not include the sand volleyball facility. It would include an option for two courts at the Aquatics Center. The concept has adequate parking for all the sports facilities.

Option 3 - This option retains the full sand volleyball facility, but eliminates one of the athletic fields. The concept has adequate parking for all the sports facilities.

All three options will be included in the Draft Plan. The purpose of multiple options is to provide alternatives for the future.

Adoption of the draft plan is only the first step in the process to move future development forward. Final approval of the Master Plan would return to the Council once the site development is reviewed environmentally. This is estimated to occur within the next year. Future development would be dependent on City funding allocated, partnership development, and potential grant funding. The overall estimated buildout cost is approximately \$100 million. Without partnerships and grant funding, this would not be possible. However, moving forward and ensuring the site is closer to shovel ready will open the door for potential grant funding and partnership funding.

For reference, the following reports are available online.

- Bikeways, Trails Parks and Recreation Master Plan
- Sand Volleyball Feasibility Analysis

COMMUNITY ENGAGEMENT:

Involve

In developing this plan, feedback came from a variety of areas, including City staff, the Parks and Recreation Commission, the Outdoor Sports Center operator, community sports groups and members of the community. Outreach to the general public included a public meeting, an online survey (Attachment 2), and multiple Commission meetings. Additionally, direct feedback was received from residents and the plan was presented to the Visit Morgan Hill Board.

ALTERNATIVE ACTIONS:

The City Council could choose not to approve the proposed Draft Plan and provide additional feedback on the site to City staff. The City Council could also choose to approve the Draft Plan with direction on minor updates to the Plan.

PRIOR CITY COUNCIL AND COMMISSION ACTIONS:

July 19, 2022 - The Parks and Recreation Commission recommended approval of the Draft Plan to the City Council.

August 18, 2021 - The City Council awarded a contract to Verde Design, Inc. for the development of the Condit Road Sports Facilities Master Plan.

December 1, 2019 – The City Council approves the purchase of 3.85 acres adjacent to the Aquatics Center.

May 19, 2019 – The City Council receives Sand Volleyball Feasibility Study Update.

July 20, 2017 – The City Council adopts the Bikeways, Trails, Parks and Recreation Master Plan, including a Sports Market Business Strategy.

June 1, 2016 – The City Council authorizes purchase of 10 acres of property adjacent to the Aquatics Center.

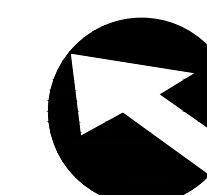
FISCAL AND RESOURCE IMPACT:

There is no direct Fiscal Impact associated with approving the Draft Plan. Further development and future construction will require future appropriations from the Council.

CEQA (California Environmental Quality Act):

Not a Project

Continuing administrative activities and feasibility or planning studies for possible future actions that the agency has not approved, adopted, or funded are not considered projects for environmental review under CEQA. This Draft Plan serves as the preliminary work necessary to conduct appropriate environmental review. Final Plan approval will return for Council review at a later date.



NORTH

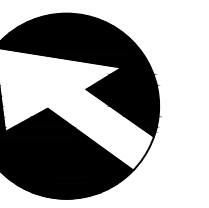
August 30, 2022
Project No: 2104400



DRAFT MASTER PLAN Morgan Hill Outdoor Sports Complex The City of Morgan Hill



LANDSCAPE ARCHITECTURE
 CIVIL ENGINEERING
 SPORT PLANNING & DESIGN
 2455 The Alameda, Ste. 200
 Santa Clara, CA 95050
 tel: 408.985.7200
 fax: 408.985.7260
 www.verdedesigninc.com



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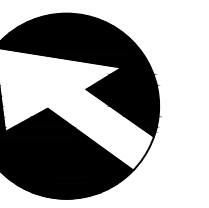
DRAFT MASTER PLAN - ENLARGEMENT A

Morgan Hill Outdoor Sports Complex

The City of Morgan Hill



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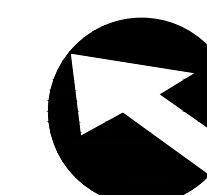
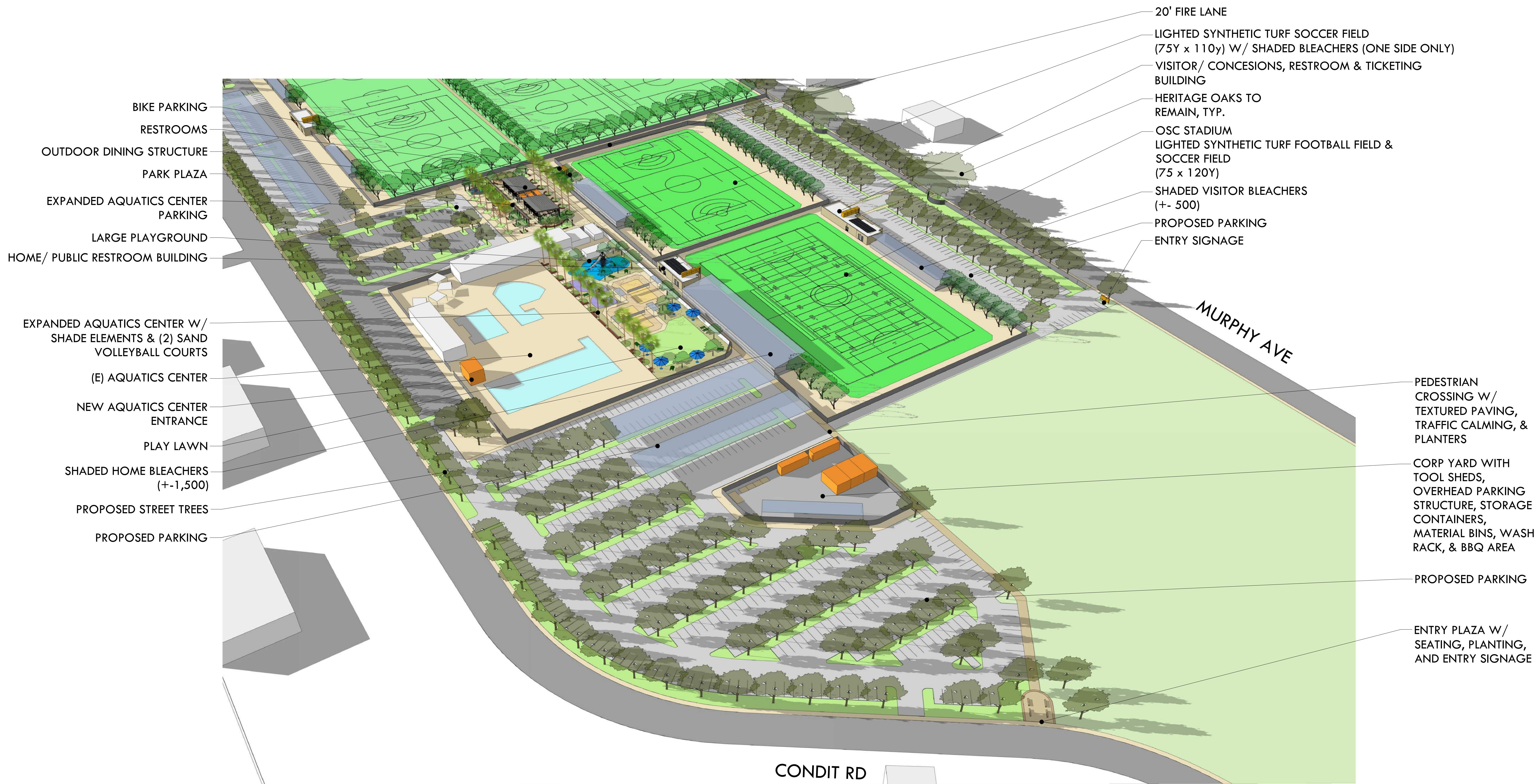
DRAFT MASTER PLAN - ENLARGEMENT B - OPTION 1

Morgan Hill Outdoor Sports Complex

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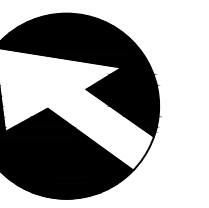
DRAFT MASTER PLAN - ENLARGEMENT B - OPTION 2

Morgan Hill Outdoor Sports Complex

The City of Morgan Hill



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DRAFT MASTER PLAN - ENLARGEMENT B - OPTION 3 Morgan Hill Outdoor Sports Complex The City of Morgan Hill



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PARKING DEMAND/COUNTS COMPARISON

OPTION 1 - PREFERRED



DEMAND: 1,940

COUNT: 1,760

DIFFERENCE: (180)

OPTION 2



DEMAND: 1,820

COUNT: 2,029

DIFFERENCE: 209

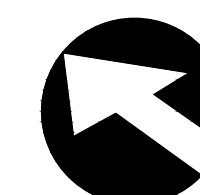
OPTION 3



DEMAND: 1,850

COUNT: 2,123

DIFFERENCE: 273



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August 30, 2022
Project No: 2104400



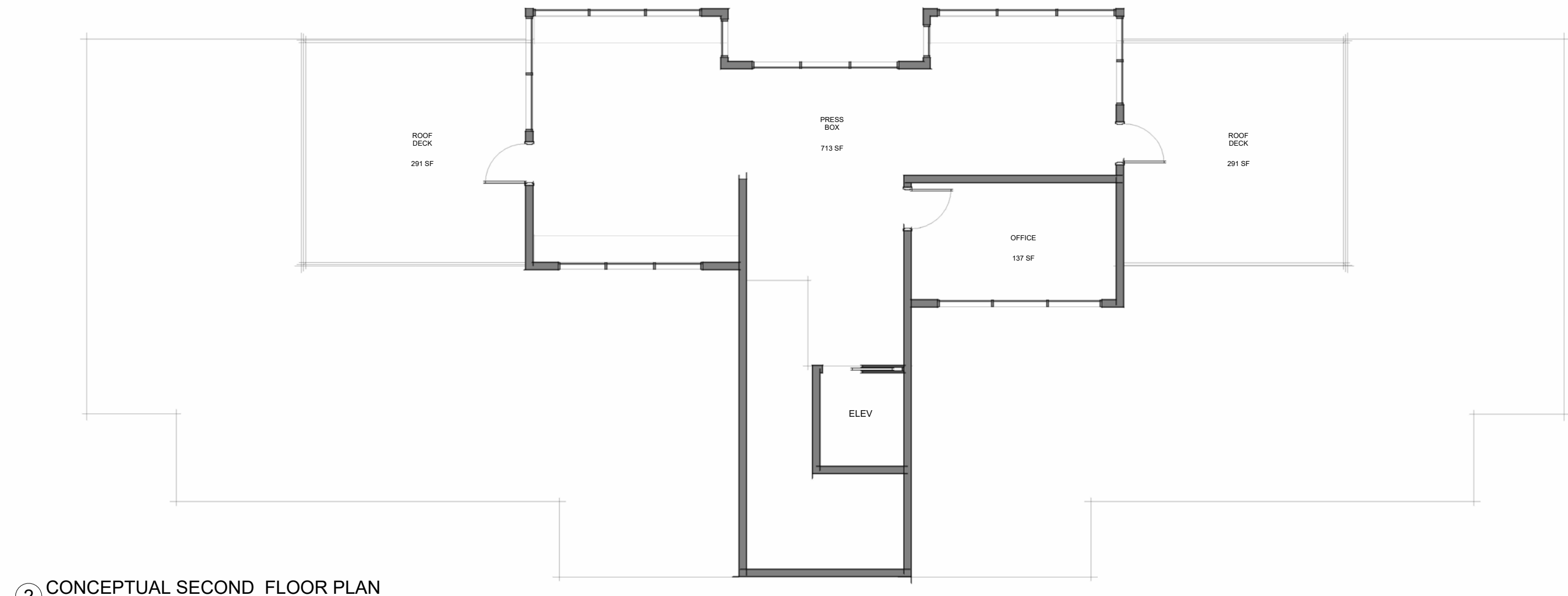
DRAFT MASTER PLAN - ENLARGEMENT C - MALL

Morgan Hill Outdoor Sports Complex

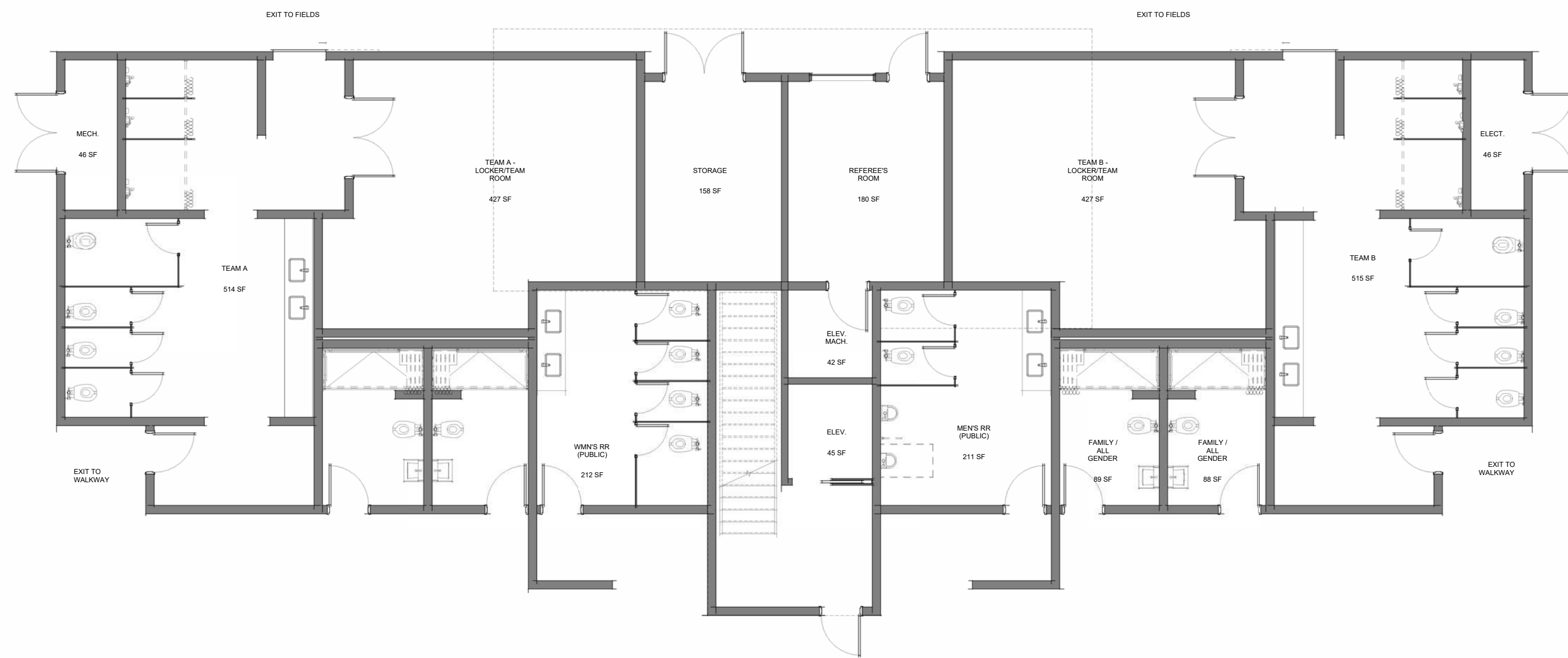
The City of Morgan Hill



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② CONCEPTUAL SECOND FLOOR PLAN
1/4" = 1'-0"



① CONCEPTUAL FIRST FLOOR PLAN
1/4" = 1'-0"

FOOTPRINT:	112' X 35'
AREA:	
FIRST FLOOR	3,920 SF
SECOND FLOOR	850 SF
TOTAL	4,770 SF

APPROXIMATE COST @ \$550/SF \$2.6M

AMENITIES

GROUND FLOOR

- 2 LOCKERROOMS
- 2 ALL GENDER / FAMILY RESTROOMS
- MENS / WOMENS PUBLIC RESTROOM
- REFEREE'S ROOM & STORAGE
-

2ND FLOOR

- PRESS BOX
- PRIVATE OFFICE
- ROOF DECK

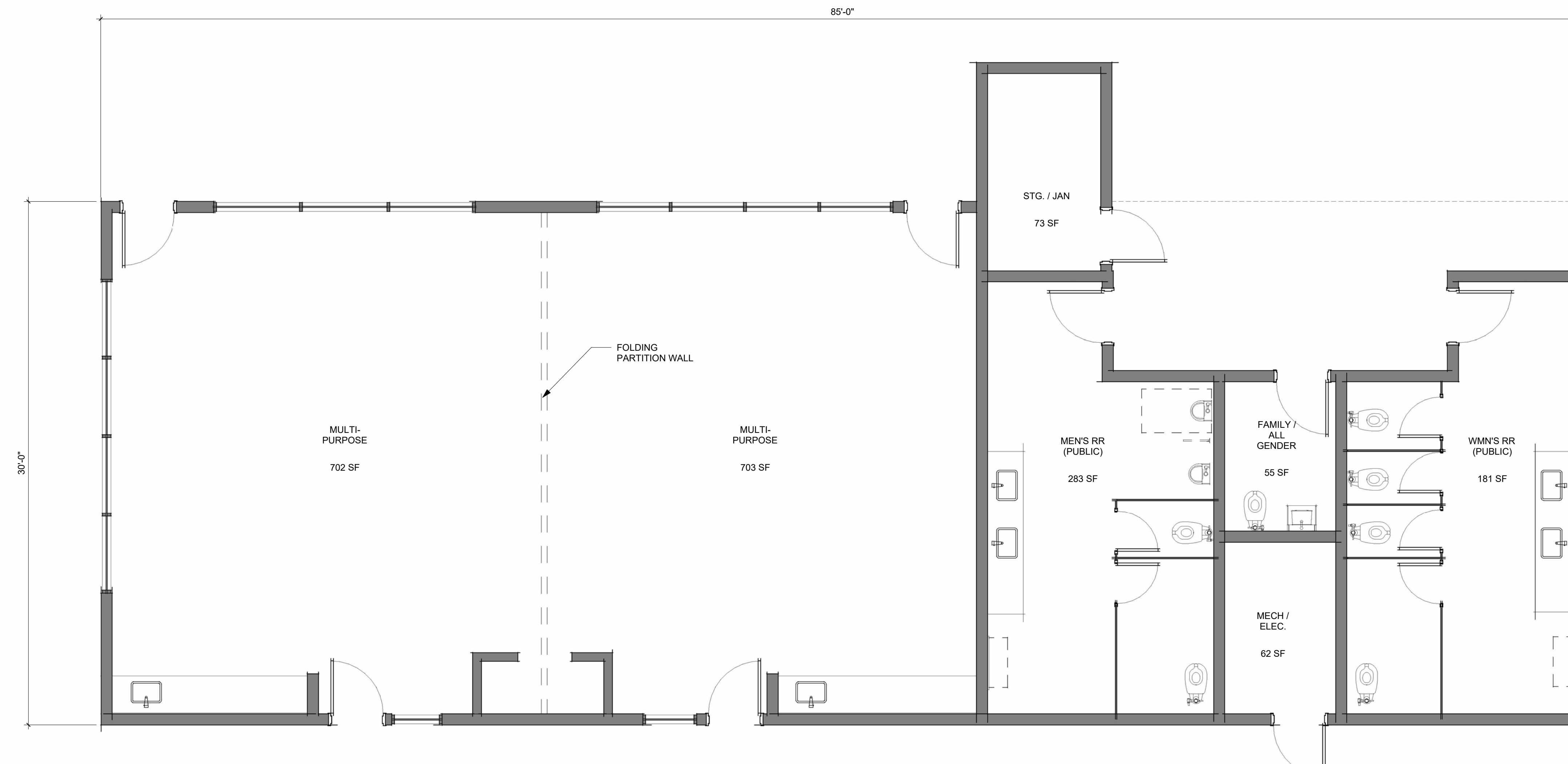


TEAM LOCKERS & PRESS BUILDING



FOOTPRINT: 85' X 30'
AREA: 2,550 SF

APPROXIMATE COST @ \$500/SF \$1.3M



AMENITIES

- DIVIDABLE COMMUNITY ROOM - 1400 SF
- 1 ALL GENDER / FAMILY RESTROOMS
- MENS / WOMENS PUBLIC RESTROOM
- MAINTENANCE / STG.
-

COMMUNITY ROOM / TOURNAMENT BUILDING



NORTH
August 31, 2022
Project No: 2104400



DRAFT MASTER PLAN - ENLARGEMENT D - PLAZA

Morgan Hill Outdoor Sports Complex

The City of Morgan Hill



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PLAZA AREA WITH
SPECIAL PAVING

EXISTING PALM TREES

ARBOR W/ DOWNLIGHTING

PLAY AREA

SHADE ELEMENTS WITH
SPECIAL PAVING
UNDERNEATH

EXPANDED AQUATICS
CENTER PARKING

LARGE FORMAT SHADE
TREES

GROUND LEVEL PLANTERS
WITH SEATING



BIKE RACKS

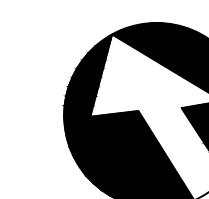
SHADE ELEMENTS

OUTDOOR DINING
STRUCTURE

NEW PALM TREES

PLANTER W/ MULTI-
TRUNK LARGE FORMAT
FOCAL TREES

ART PIECE ON PLINTH



August 30, 2022
Project No: 2104400



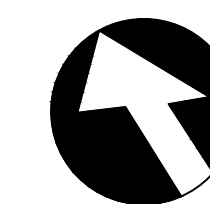
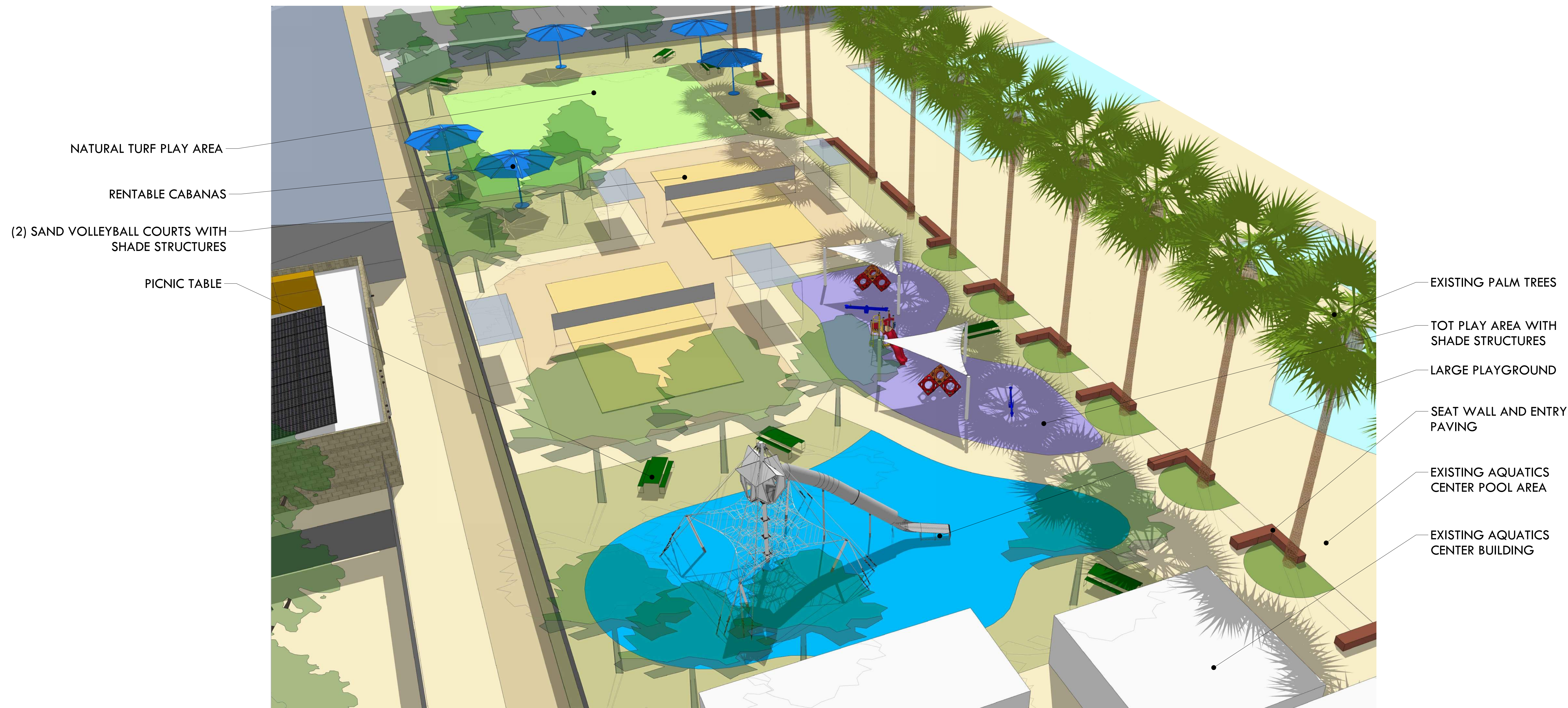
DRAFT MASTER PLAN - ENLARGEMENT E - PLAZA

Morgan Hill Outdoor Sports Complex

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August 31, 2022
Project No: 2104400



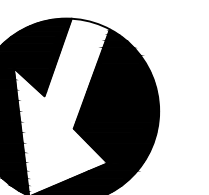
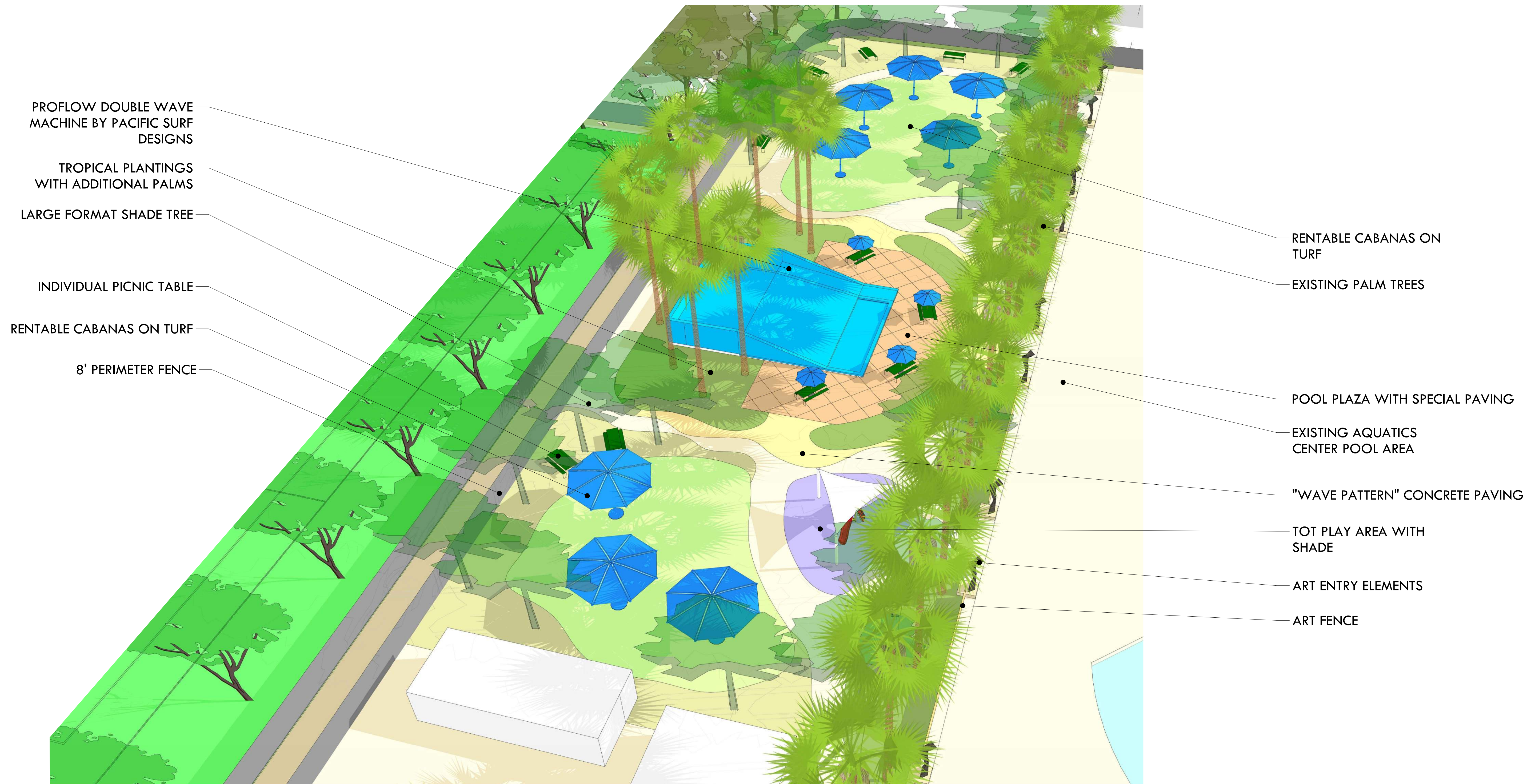
DRAFT MASTER PLAN - ENLARGEMENT F - EXPANDED AQUATICS CENTER

Morgan Hill Outdoor Sports Complex

The City of Morgan Hill



LANDSCAPE ARCHITECTURE
CIVIL ENGINEERING
SPORT PLANNING & DESIGN
2455 The Alameda, Ste. 200
Santa Clara, CA 95050
tel: 408.985.7200
fax: 408.985.7260
www.verdedesigninc.com



NORTH

August 31, 2022
Project No: 2104400



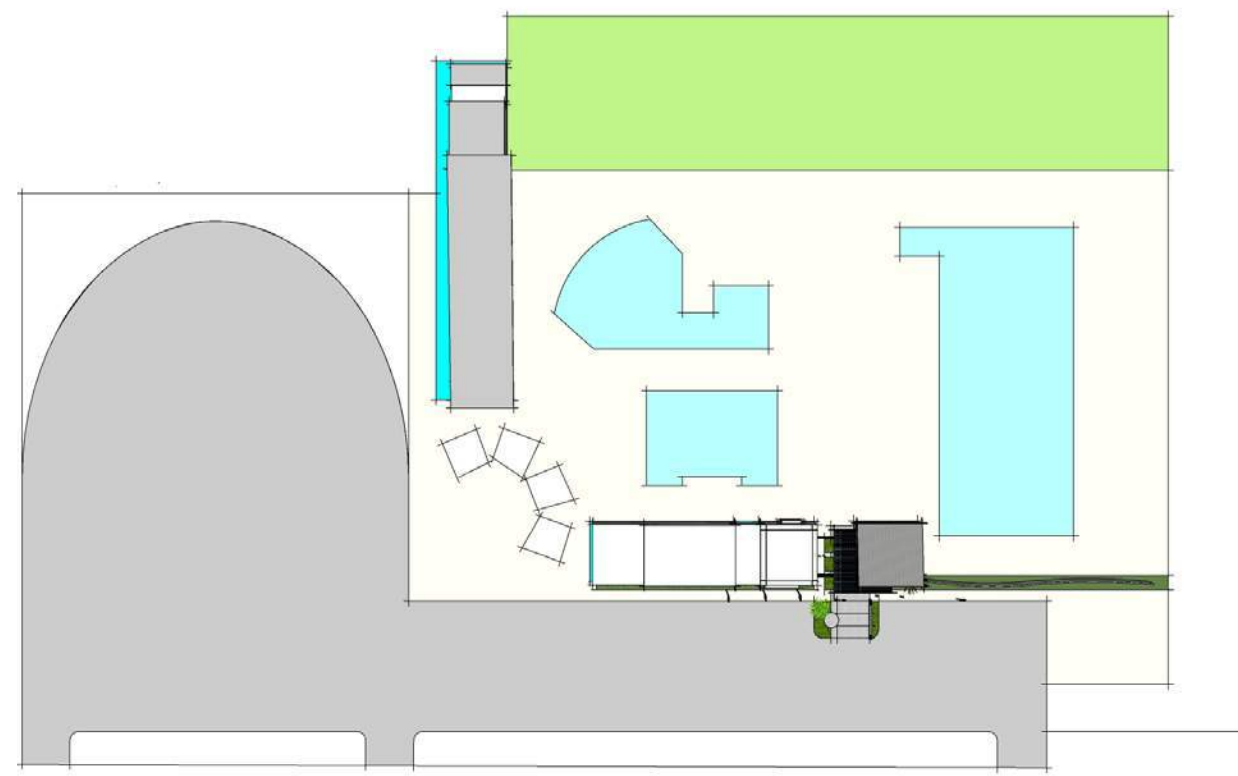
ENLARGEMENT G - WAVE MACHINE OPTION AT AQUATICS CENTER

Morgan Hill Outdoor Sports Complex Master Plan

The City of Morgan Hill



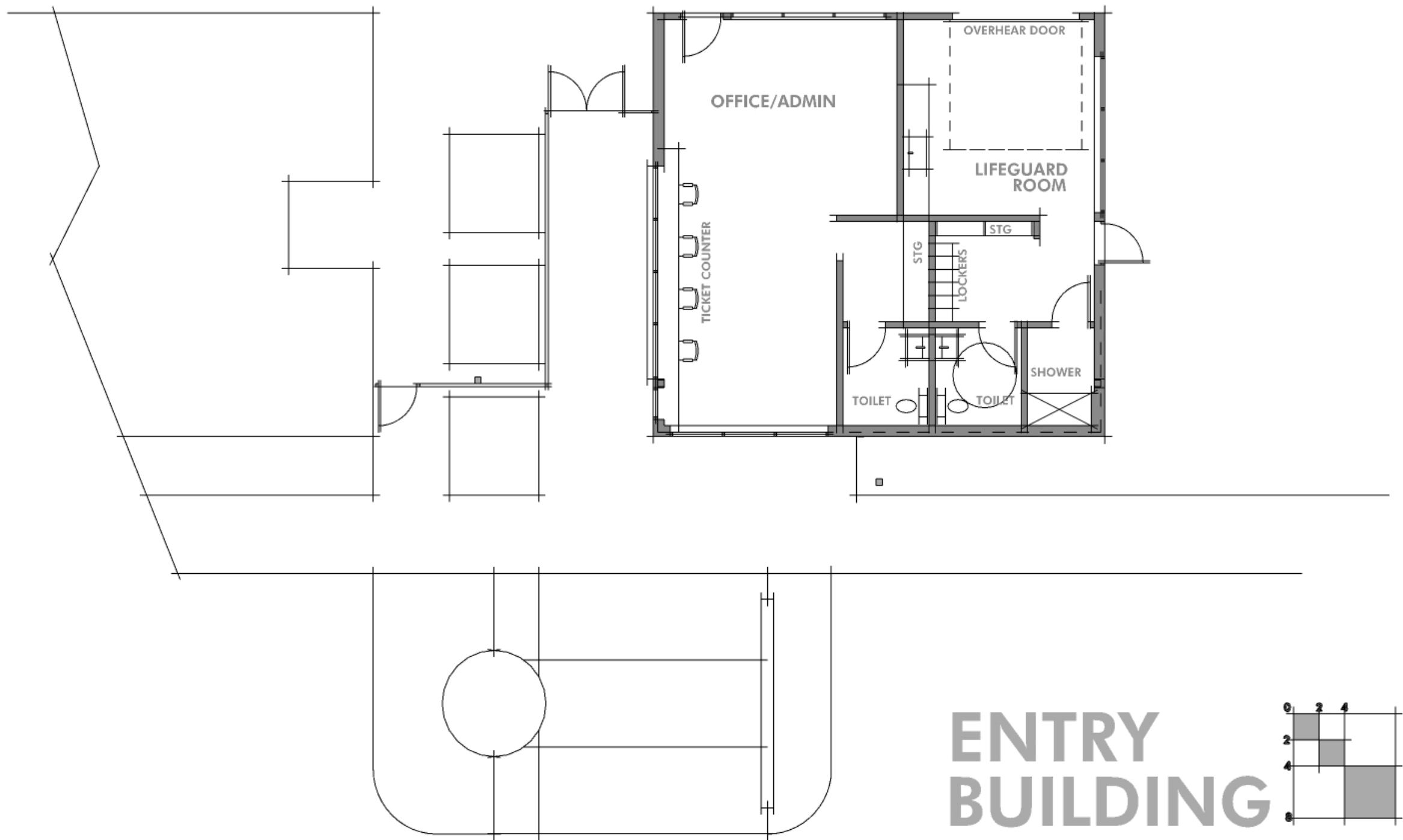
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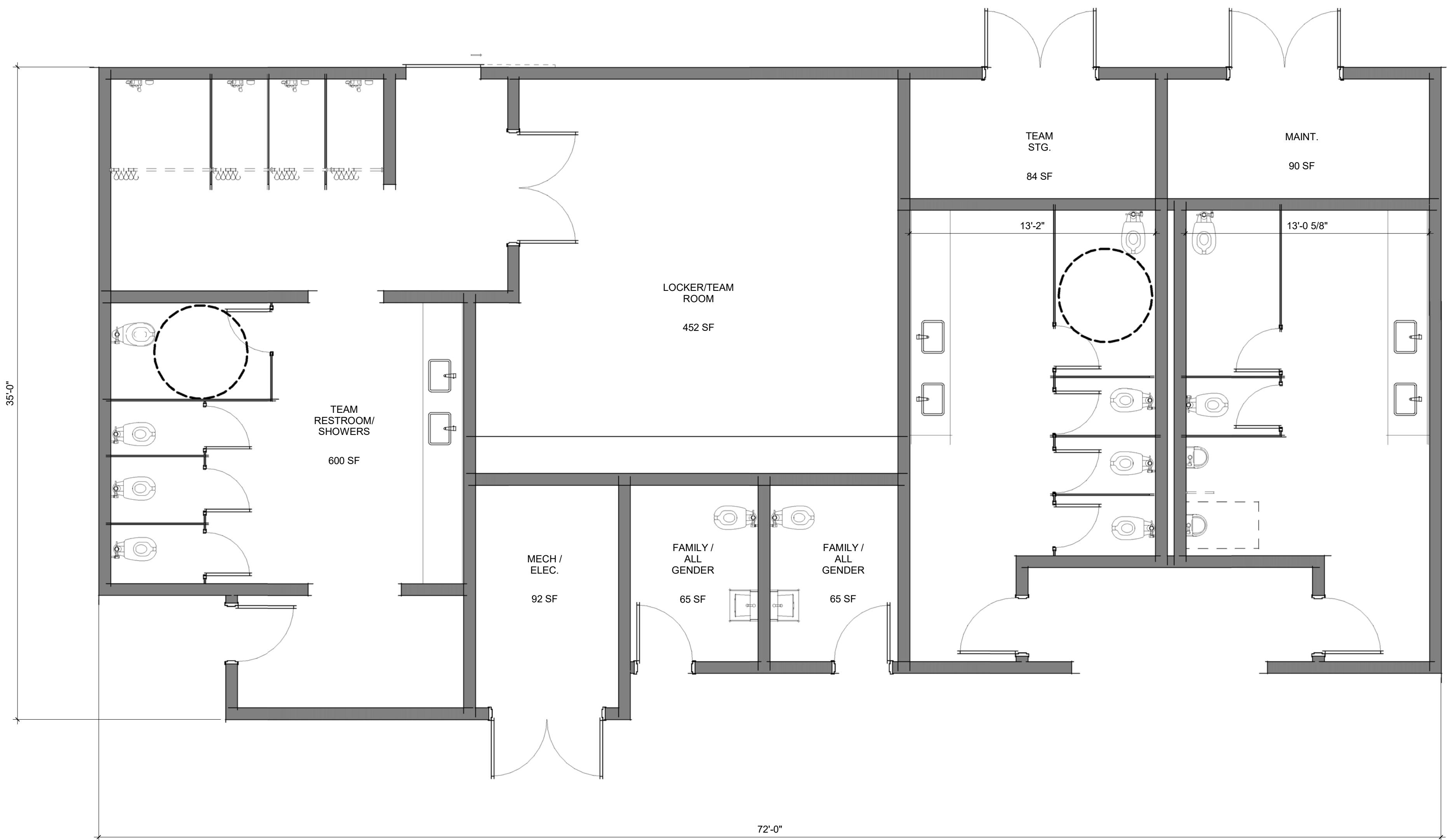
FOOTPRINT: 32' X 35'
 AREA: 1,120 SF
 APPROXIMATE COST @ \$500/SF = \$560,000

AMENITIES

- TICKET COUNTER
- OFFICE / ADMINISTRATIVE SPACE
- LIFEGUARD ROOM



ENTRY BUILDING



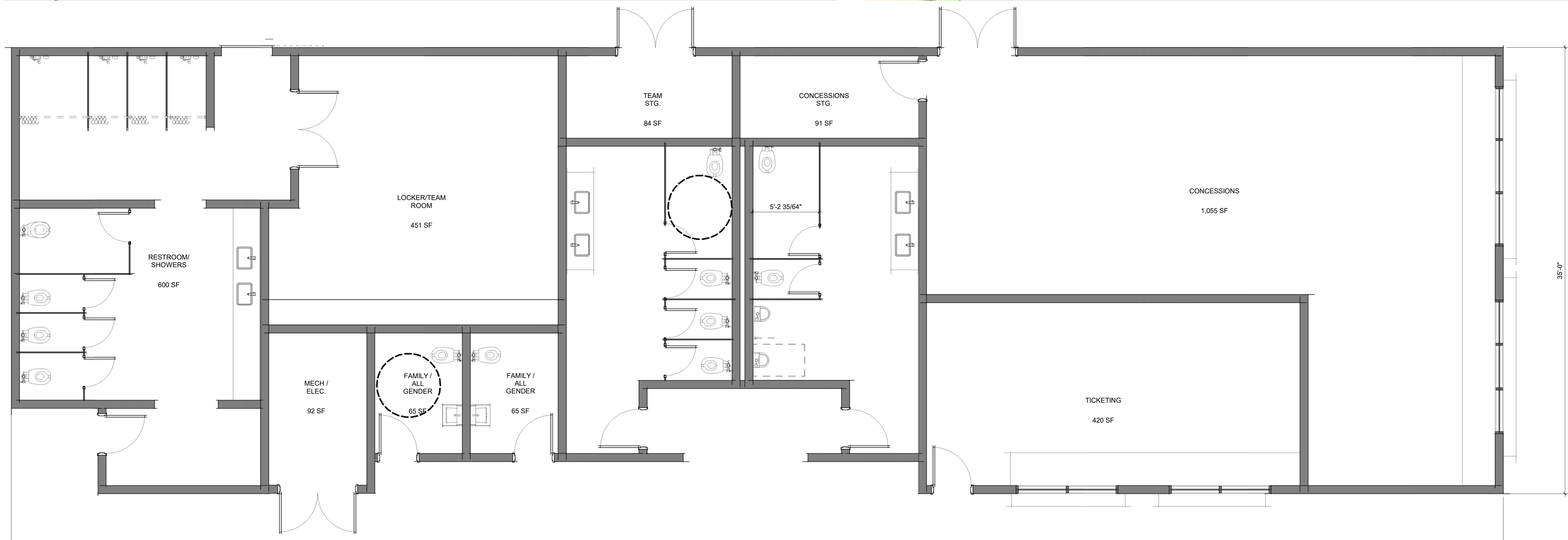
FOOTPRINT: 72' X 35'
AREA: 2,520 SF

APPROXIMATE COST @ \$500/SF = \$1.26M

AMENITIES

- HOME LOCKER ROOMS AND SHOWER
- 2 ALL GENDER / FAMILY RESTROOMS
- MENS / WOMENS PUBLIC RESTROOM
- REFEREE'S ROOM & STORAGE
-

HOME / PUBLIC RESTROOM BUILDING



FOOTPRINT: 117 X 35'
AREA: 4,100 SF
APPROXIMATE COST @ \$500/SF = \$2.05M

- AMENITIES
- VISITOR LOCKER ROOMS AND SHOWER
 - 2 ALL GENDER / FAMILY RESTROOMS
 - MENS / WOMENS PUBLIC RESTROOM
 - REFEREE'S ROOM & STORAGE
 - CONCESSIONS AREA - 1155 SF
 - TICKETNIG OFFICE - 420 SF
 -

VISITOR LOCKERROOM / PUBLIC RESTROOM / CONCESSIONS/ TICKETING BUILDING



MEMORANDUM

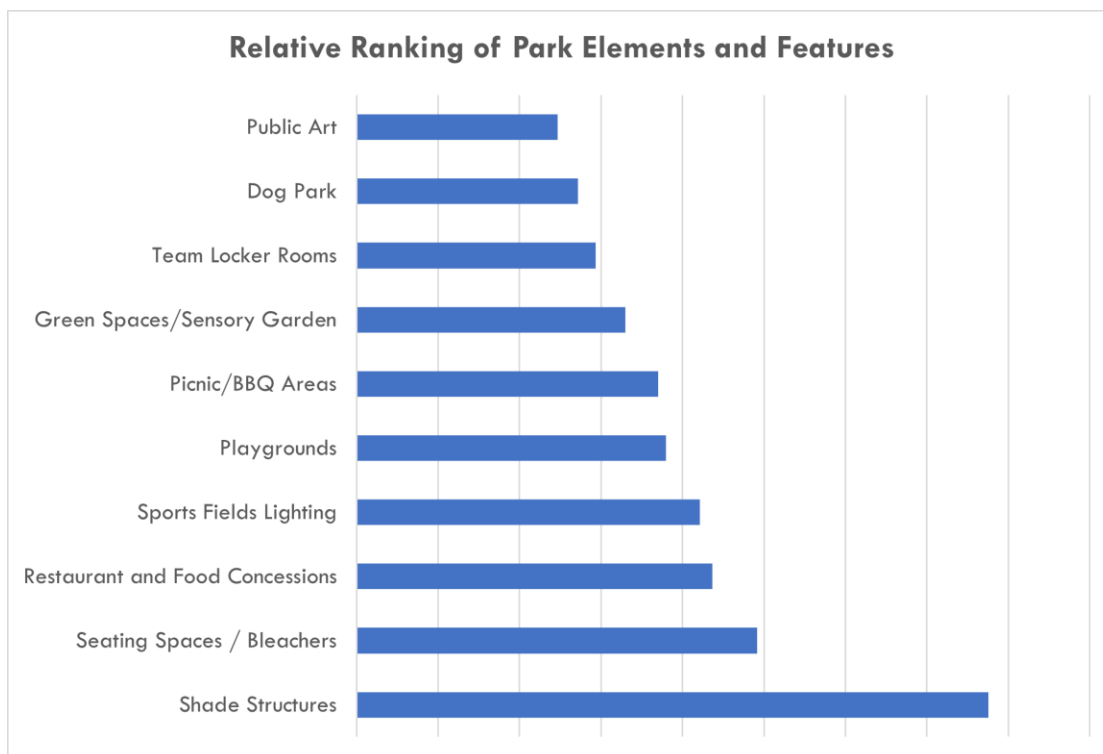
DATE: 04-18-2022
TO: Chris Ghione
FROM: Daniel Collazos
CC: Derek McKee
PROJECT NAME: Morgan Hill Outdoor Sports Center Master Plan
PROJECT NO.: 2104400
SUBJECT: Community Survey Summary
FILE NAME & PATH: Y:\Projects-SC\2021\2104400 - MH Sports Park MP\Community Survey

This memorandum summarizes the main findings from the online community survey. The summary concentrates on the survey open questions and the preference ranking of elements and features. Not all the responses to the open questions are presented in this memo but rather general trends and commonalities.

Responses to the multiple-choice questions are summarized on the survey results provided by the City and included in Appendix A.

A. Elements and Features Ranking

The graph below shows the preference rankings for potential park elements and features. It also shows the relative strength of each ranking with shade structures having the most votes for the highest ranking and public art the least. More detail information can be found on Appendix A (Question #10).





MEMORANDUM

B. What do you like about each design? Is there anything missing? (Question #4 – Appendix A)

- Concept 1 received the most votes. Most were on favor of the volleyball courts (additional income for local businesses and more sports variety), 2 stadiums next to each other, and layout of parking area east of the Aquatic Center (AC).
- Proponents of concept 2 question the need for volleyball courts as a source of income; having (6) natural turf fields in the same area is a plus; and more parking.
- More parking is important.
- More shade/trees and seating throughout the Center (the survey graphics did not have the trees as placed in the current version).
- There were several comments on the need for baseball/softball fields – school district facilities in poor condition.
- Anything else missing? Got a number of comments on tennis courts (current City sign-up system is outdated and hard to access) and BMX track.
- Some were concerned with having sand volleyball courts next to the pools; also no need to expand more volleyball uses into the AC area.

C. What other elements would you like to see added to the designs? (Question #5)

The following elements are listed in the order of number of responses. Some items such as solar panels, food trucks area, surfing/wave machine, and shade/trees have been addressed in the current plan.

- Baseball/softball (29 responses)
- Tennis/pickleball courts (20)
- BMX track (19)
- Circuit walking/trails/track&field (12 – circuit walking/paths have been addressed but may have been difficult to notice at the scale of the graphics)
- Dog park (7)
- Food truck area (5)
- Greenery/sensory/open areas (4)
- Ice rink/hockey (4)
- Solar panels (3)
- Exercise/weight/calisthenics stations (3)
- Surfing/wave machine (3)
- BBQ/picnic areas (3)
- Cricket (2)
- Bocce (2)
- Basketball (2)
- Driving range/putting greens (2)
- Indoor Sports Facility – volleyball, basketball, etc. (2)
- Badminton (1)

D. Do you have additional comments about these concepts or anything else that should be considered as part of the Master Plan? (Question #13)

- Shade is a common theme; especially if combined with good quality food.
- The need for baseball/softball fields, tennis/pickleball court, and BMX track was repeated. A lot of interest in the BMX track.
- A number of comments on too many soccer/football fields coupled with the need for baseball/softball fields.



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MEMORANDUM

- Include other fun and interactive uses such a putting greens, climbing walls, arcade, laser tags, etc.
- Better bike connections to the Sports Center is a high priority – from hotels and downtown. Some have biked to the Sports Center but hesitant to let their children do.
- More free access to the sports facilities/fields when they are available.
- Improve on disabled access and parking.
- Some comments on traffic safety elements, including speed reduction methods; people drive too fast along Condit Rd. and Murphy Ave; sidewalks are needed on Murphy Ave. Also concerned with traffic during busy sporting events.

END OF MEMORANDUM

Appendix A

Constant Contact Survey Results

Campaign Name: MH OSC Survey 1- Feb 2022

Survey Starts: 1121

Survey Submits: 294

Export Date: 03/14/2022 02:29 PM

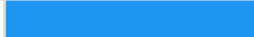
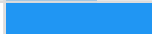
MULTIPLE CHOICE

1. Are you a Morgan Hill resident?

Answer Choice	0%	100%	Number of Responses	Responses Ratio
Yes			263	90%
No			28	9%
Total Responses			291	100%

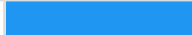
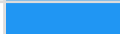
MULTIPLE CHOICE

2. How often do you visit the Outdoor Sports Center?

Answer Choice	0%	100%	Number of Responses	Responses Ratio
6 or more times a year			106	36%
3-5 times a year			39	13%
1-2 times a year			63	21%
I have not attended any events yet			83	28%
Total Responses			291	100%

MULTIPLE CHOICE

3. How often do you visit the Aquatics Center?

Answer Choice	0%	100%	Number of Responses	Responses Ratio
6 or more times a year			81	27%
3-5 times a year			50	17%
1-2 times a year			87	30%
I have not attended any events yet			72	24%
Total Responses			290	100%

OPEN QUESTION

4. What do you like about each design? Is there anything missing?

I do not like either design. I don't think we need another soccer field. It would be nice to expand the aquatic center actually, and add more staff so the pool can be open for lap swim more.

BMX track

Baseball and softball fields

203 Response(s)

OPEN QUESTION

5. What other elements would you like to see added to the designs?

Can you add a track where people can run or walk on? They have one in Campbell and I love it! Morgan hill needs to have one that's safe for the entire family.

If I had to pick, Concept 1 is better since it doesn't have two soccer fields blocking the pool area. Concept 2 is better because the entrance to the pool should stay where it is. A lot of parents drop kids off at the turnaround.

BMX track

184 Response(s)

MULTIPLE CHOICE

6. How important is it to host major non-sports related events such as concerts or the annual fireworks show?

Answer Choice	0%	100%	Number of Responses	Responses Ratio
Extremely important			61	21%
Very important			70	24%
Important			66	22%
Somewhat important			49	17%
Not important at all			42	14%
Total Responses			288	100%

MULTIPLE CHOICE

7. Is there a need to increase food options during sporting events?

Answer Choice	0%	100%	Number of Responses	Responses Ratio
Yes			206	77%
No			61	22%
Total Responses			267	100%

MULTIPLE CHOICE

8. Do you prefer one of the proposed food locations over the other?

Answer Choice	0%	100%	Number of Responses	Responses Ratio
I prefer concept 1			56	21%
I prefer concept 2			92	34%
I do not have a preference			118	44%
Total Responses			266	100%

MULTIPLE CHOICE

9. What type of surface do you prefer for the sports field?

Answer Choice	0%	100%	Number of Responses	Responses Ratio
Natural grass			91	32%
Artificial turf			111	39%
No preference			76	27%
Total Responses			278	100%

RANK ORDER

10. Please rank the following elements and features in the order that most appeal to you, with one (1) as the most preferred.

Answer Choice	Average Rank	Ranked 1	Ranked 2	Ranked 3	Ranked 4	Ranked 5	Ranked 6	Ranked 7	Ranked 8	Ranked 9	Ranked 10
Shade structures	2.58	103 (40%)	59 (23%)	29 (11%)	28 (10%)	12 (4%)	11 (4%)	2 (0%)	3 (1%)	5 (1%)	3 (1%)
Playgrounds	5.27	13 (5%)	33 (12%)	27 (10%)	26 (10%)	36 (14%)	35 (13%)	34 (13%)	17 (6%)	25 (9%)	9 (3%)
Dog park	7.36	13 (5%)	14 (5%)	10 (3%)	17 (6%)	15 (5%)	12 (4%)	17 (6%)	32 (12%)	33 (12%)	92 (36%)
Restaurant and food concessions	4.58	14 (5%)	31 (12%)	46 (18%)	50 (19%)	34 (13%)	26 (10%)	22 (8%)	18 (7%)	9 (3%)	5 (1%)
Seating spaces/benches	4.07	32 (12%)	41 (16%)	45 (17%)	30 (11%)	36 (14%)	33 (12%)	20 (7%)	11 (4%)	6 (2%)	1 (0%)
Team locker rooms	6.81	6 (2%)	8 (3%)	13 (5%)	16 (6%)	30 (11%)	31 (12%)	34 (13%)	45 (17%)	42 (16%)	30 (11%)
Green spaces/sensory garden	6.06	19 (7%)	19 (7%)	15 (5%)	23 (9%)	24 (9%)	24 (9%)	41 (16%)	29 (11%)	42 (16%)	19 (7%)
Picnic/BBQ areas	5.40	9 (3%)	16 (6%)	33 (12%)	29 (11%)	38 (14%)	44 (17%)	38 (14%)	33 (12%)	13 (5%)	2 (0%)
Public art	8.11	1 (0%)	3 (1%)	9 (3%)	8 (3%)	11 (4%)	16 (6%)	24 (9%)	43 (16%)	61 (23%)	79 (30%)
Sports fields lighting	4.75	45 (17%)	31 (12%)	28 (10%)	28 (10%)	19 (7%)	23 (9%)	23 (9%)	24 (9%)	19 (7%)	15 (5%)
Total Responses	255										

MULTIPLE CHOICE

11. What is your experience with parking during sporting events at the Outdoor Sports Center and Aquatic Center?

Answer Choice	0%	100%	Number of Responses	Responses Ratio
Easy, I was able to find a spot within a reasonable time			49	17%
Somewhat difficult			103	36%
Very difficult, I could not find a spot within a reasonable time or distance			60	21%
Did not drive to the event			16	5%
Have not attended any events			52	18%
Total Responses			280	100%

MULTIPLE CHOICE

12. Would you consider biking to the Outdoor Sports Center?

Answer Choice	0%	100%	Number of Responses	Responses Ratio
Yes			40	14%
Yes, if the infrastructure is in place such as dedicated bike lanes, bike locks, etc.			81	28%
No, I live too far			59	20%
No, cars drive too fast in the adjacent streets			34	11%
No, impractical for sporting events			39	13%
No, for other reasons			31	10%
Total Responses			284	100%

OPEN QUESTION

13. Do you have additional comments about these concepts or anything else that should be considered as part of the Master Plan?

Track- where people can run, walk, and it's safe for families. Check out the track in Campbell to get an idea!

Build a USA BMX track

There are enough soccer fields. The pool area should really be expanded because when there are swimming events, there is no water aerobics or lap swim. Pool membership is expensive and land could be developed for that instead of yet another field.

154 Response(s)

CITY COUNCIL STAFF REPORT

MEETING DATE: October 19, 2022

PREPARED BY:

Nichole Martin, Community Services Coordinator

APPROVED BY: City Manager

COMMUNITY FUNDING POLICY REVIEW AND UPDATE

RECOMMENDATION(S)

Review policy and direct staff to make any updates to the Community Funding Policy.

COUNCIL PRIORITIES, GOALS & STRATEGIES

City Council Ongoing Priorities

Supporting our Youth, Seniors, and Entire Community

Preserving and Cultivating Public Trust

Enhancing Diversity and Inclusiveness

2022-2023 Strategic Priorities

Fiscal Sustainability

Economic Development

REPORT NARRATIVE:

Annually, the City Council considers funding requests from local non-profit organizations that host community-wide events. In November 2021, City Council adopted Council Policy CP-21-02, to establish a process for community organizations to request funding to support fee waivers, event sponsorship, and other funding requests from City Council. The policy included as Attachment 1.

To be considered for this funding, the following criteria must be met:

- a. The organization requesting funding must be a nonprofit.
- b. The program, event, or activity provides a direct benefit to the Morgan Hill community.
- c. Programs in alignment with the City Council's Goals and Priorities shall be given priority. City Council priorities are established by the City Council in January of each year.
- d. Each organization must submit an inclusivity statement describing how the organization and/or the proposed activity is inclusive of the entire community.
- e. Existing programs and events may be given priority.

Council requested that City staff bring the policy back for review and discussion on adding additional requirements or clarifications to the policy. The intent of this item is to allow Councilmembers to provide input on suggested updates to the policy. Should

updates be desired by a majority of the Council, City staff shall return with an updated policy for review and approval by Council.

COMMUNITY ENGAGEMENT:

The Community Promotion Funding Request Applications were sent via email to organizations that have recently received Council support for events, fee waivers/facility use, or for partnership program support. Additionally, the application was posted to the website through a Newsflash, in the weekly 411, and on the City's Facebook page, providing information on the annual process.

ALTERNATIVE ACTIONS:

1. The City Council could choose to make changes to the Community Funding Policy that was approved in November 2021.
2. The City Council could choose to make no changes to the Community Funding Policy that was approved in November 2021.
3. The City Council could choose to provide no funding for the events/programs, which could hinder the ability for events to take place.

PRIOR CITY COUNCIL AND COMMISSION ACTIONS:

Annually, the City Council makes decisions to provide funding to support non-profit community events that benefit the entire community. In November 2021, City Council adopted Council Policy (CP-21-02) Council Funding Requests.

FISCAL AND RESOURCE IMPACT:

There is no Fiscal Impact related to updating the policy. The staff resources for the policy update are currently included in the Public Services Department's work plan. The Community Promotions are budgeted within the City Council's budget, in the General Fund (010). Requests for FY 22-23 totaled \$260,078. A total of \$199,080 in funding allocations was approved through this Community Funding process.

CEQA (California Environmental Quality Act):

Council funding ultimately supports events held on public property. The support and permitting of the City to allow these events is categorically exempt under Class 1 Existing facilities, which consists of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination.

CITY OF MORGAN HILL

CITY COUNCIL POLICIES AND PROCEDURES

CP-21-02

SUBJECT: CITY COUNCIL FUNDING REQUESTS

EFFECTIVE DATE: NOVEMBER 3, 2021

REVISED DATE: NA

ORIGINATING DEPARTMENT: COMMUNITY SERVICES DEPARTMENT

Purpose

The purpose of this policy is to establish a process for community organizations to request funding to support fee waivers, event sponsorship, and other funding requests from the City Council. The policy is intended to allow the City Council to fully evaluate all funding requests at one time along with budget appropriation.

Policy

1. Applicant Criteria
 - a. The organization requesting funding must be a nonprofit.
 - b. The program, event, or activity provides a direct benefit to the Morgan Hill community.
 - c. Programs in alignment with the City Council's Goals and Priorities shall be given priority. City Council priorities are established by the City Council in January of each year.
 - d. Each organization must submit an inclusivity statement describing how the organization and/or the proposed activity is inclusive of the entire community.
 - e. Existing programs and events may be given priority.
2. Application Availability and Deadline
 - a. Applications for the next Fiscal Year (July-June) will be available on the City's website annually in February.
 - b. Completed applications will be due annually in March.
3. Review and Approval Process
 - a. Applications will be reviewed by the City staff.
 - b. Funding applications and details will be included annually in the Budget Development or Mid-Cycle Budget Review process.
 - c. The City Manager will make recommendations on funding to the City Council based on established Council priorities and funding constraints.
 - d. The City Council shall award and include final funding within the Budget.
4. Reporting Requirements

- a. Within thirty days following the conclusion of the funded activity, the organization must submit a report to the City reporting out pertinent information related to the activity. For ongoing activities, an annual report must be submitted by July 30 for the prior fiscal year.
 - b. The report shall include a record of the use of City funds and statistics and information that provides details on the activity's impact to the community.
5. Late Requests
 - a. Requests received after the deadline shall not be accepted by City staff.
6. Council Member Initiated Event and Fee Waiver Requests
 - a. A member of the City Council may request a fee waiver or funding be provided for an event by applying with the above application process by the March deadline.
 - b. All Council Member initiated requests occurring after the March deadline must be provided to the City Manager 90 days in advance of the event to allow sufficient time to bring to City Council for approval.
 - c. The City Staff shall prepare a report for the City Council for approval of any Council Member initiated requests.

This policy shall remain in effect until modified by the City Council.

APPROVED:

DocuSigned by:

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RICH CONSTANTINE, MAYOR

Item # 16
AGENDA DATE: 09/28/2022
SUPPLEMENT # 1

From: Christina Turner

To: Michelle Bigelow; Angie Gonzalez

Subject: Wednesday, September 28, 2022, City Council Meeting Questions
Supplement for Item 16 - COMMUNITY FUNDING POLICY REVIEW AND UPDATE

Date: Wednesday, September 28, 2022

Question: Why specifically are we looking at community promotions what are the additional requirements or clarifications?

Response: The Council specifically asked staff to bring the policy back so the Council could propose any additional requirement or clarifications. Staff does not have any recommended changes.