



City Council

Meeting Minutes

Mark Turner - Mayor
Rene Spring - Mayor Pro Tem
Gino Borgioli - Council Member
Marilyn Librers - Council Member
Yvonne Martinez Beltran - Council Member

Wednesday, November 1, 2023 6:00 PM

Council Chamber Building
17555 Peak Avenue, Morgan Hill, CA 95037

CALL TO ORDER

Mayor Turner called the City Council meeting to order at 6:00 p.m.

ROLL CALL ATTENDANCE

City Clerk Michelle Bigelow called the roll.

PRESENT	Rene Spring, Gino Borgioli, Yvonne Martinez Beltran, Mark Turner
ABSENT	Marilyn Librers

DECLARATION OF POSTING AGENDA

City Clerk Michelle Bigelow declared the posting of the agenda.

SILENT INVOCATION

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Proclaiming the month of November as Native American Heritage Month.

CITY COUNCIL REPORTS

Council Member Martinez Beltran attended the Peninsula Division Mental Health forum led by State Assemblymember Gail Pellerin. She shared that they encouraged cities to use the 988 number and to share that with the community. On October 9, 2023 they had the first Peninsula Division Executive Committee meeting with the League of CA Cities. She mentioned that speeding has been an issue for residents in the Cochrane area. A group of residents got together to make a video that could win the City a radar sign. On October 28, 2023, a Dia de los Muertos event took place at the Community and Cultural Center. She mentioned it was a big success. She also thanked the Economic Development team for the Kidz Fest and Safe Trick or Treat. It was a fantastic event. She stated that she serves as a SVCE Legislative Chair. They have been working closely with some of the legislative energy champions in Sacramento and were sure to get a voice at the table regarding several amendments.

CITY MANAGER'S REPORT

City Manager Christina Turner announced that Council Member Borgioli and the team nominated one of our teammates for a very prestigious award. She introduced the immediate Past President of the City Clerk's Association of California, Melissa Thurman, to present the Pat Hammers Spirit Award to Michelle Bigelow. She announced that the website refresh project is complete and now live. The site's navigation has improved to be more user-friendly for the community. The site is available in Spanish by clicking at the top of the page. She spoke about "I Belong Morgan Hill", which is a part of the City's Diversity, Equity and Inclusion efforts. This is a community outreach effort that includes a community survey and a series of listening sessions. You can visit our DEI website for more information regarding the listening sessions. She announced that we are working to develop our first comprehensive Transportation Masterplan. Community meetings will start on November 8, 2023 at 7:00 p.m. at the Community and Cultural Center and the Spanish meeting will be on November 16, 2023 at 7:00 p.m. at the Council Chambers building. There will be a Day for the Dead celebration on Saturday, November 4, 2023 at 3:00 p.m. at the Magical Bridge Playground. It will include face painting, balloon animals, art projects, a talent show, and a parade at 4:30 p.m. This is a free event open to all abilities and ages. She announced our new Morgan Hill Fire Chief Baraka Carter and welcomed him to Morgan Hill.

CITY ATTORNEY'S REPORT

No report.

OTHER REPORTS

Mayor Turner congratulated Chief Carter and welcomed him to Morgan Hill. He also congratulated Michelle Bigelow on her award. He mentioned that the Saturday Kidz Fest and Safe Tick or Treat event was great. He attended a mobility partnership meeting in Hollister. He announced that the roundabout at Hwy 25 and 152 will be closed from Friday, November 10, 2023 through Sunday, November 12, 2023 and will reopen on Monday, November 13, 2023 at 5:00 a.m. He sits on the Santa Clara County Library District Committee. He thanked the Friends of the Morgan Hill Library for continuing to support our branch and recently contributing \$2,500 in donations. He announced that the Bay Area Panthers will continue to be headquartered in Morgan Hill and play at the SAP center. There is an event on Saturday, November 4, 2023 called the Mayor's Challenge. There will be a football clinic for grades 3 - 8. Mayor Mahan and Mayor Turner will participate in a challenge. On Tuesday, November 14, 2023 there will be a photo unveiling at the Community Recreation Center at 6:00 pm.

PUBLIC COMMENT

Public comment opened at 6:21 p.m.

Babita Kumari was called to speak.

There being no further requests to speak, public comment closed.

ADOPTION OF AGENDA

MOTION:

Adopting the agenda as posted.

RESULT:	Passed
MOVER:	Mayor Pro Tem Spring
SECONDER:	Council Member Borgioli
AYES:	Mayor Pro Tem Spring, Council Member Borgioli, Council Member Martinez Beltran, Mayor Turner
NAYS:	None
ABSTAIN:	None
ABSENT:	Council Member Librers

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.

MOTION:

Approving consent calendar items 1 through 6.

RESULT:	Passed
MOVER:	Council Member Borgioli
SECONDER:	Mayor Pro Tem Spring
AYES:	Mayor Pro Tem Spring, Council Member Borgioli, Council Member Martinez Beltran, Mayor Turner
NAYS:	None
ABSTAIN:	None
ABSENT:	Council Member Librers

1. ACCEPT GRANT FROM THE SILICON VALLEY COMMUNITY FOUNDATION (SVCF) ON BEHALF OF DESTINATION HOME

Recommendation:

Accept a \$13,000 Grant from the Silicon Valley Community Foundation on behalf of Destination Home to support a public awareness campaign promoting the

needs and opportunities of Morgan Hill residents regarding jobs, housing, and a sense of belonging.

2. **ACCEPT GRANT FUNDING FROM CALIFORNIA STATE OFFICE OF TRAFFIC SAFETY, SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (STEP) GRANT FOR DUI ENFORCEMENT, EDUCATION & EQUIPMENT**

Recommendation:

1. Authorize the City Manager to execute an Agreement with the California State Office of Traffic Safety accepting grant funds from the Selective Traffic Enforcement Program in the amount of \$60,000, and
2. Amend the FY 2023-24 budget to recognize grant revenue and appropriate \$60,000 in grant fund expenditures.

3. **APPROVE AN AMENDMENT TO AGREEMENT WITH AKEL ENGINEERING GROUP FOR ON-CALL WATER AND WASTEWATER SERVICES**

Recommendation:

Approve and authorize the City Manager to execute an amendment to the agreement with Akel Engineering Group to increase the not-to-exceed amount from \$150,000 to \$300,000.

4. **APPROVE SECOND AMENDMENT TO BATTALION ONE FIRE PROTECTION MAINTENANCE SERVICE AGREEMENT FOR FIRE PROTECTION SPRINKLER INSPECTIONS, TESTING, MAINTENANCE AND REPAIR SERVICES AT CITY FACILITIES**

Recommendation:

1. Approve the Second Amendment to the maintenance service agreement with Battalion One Fire Protection, Inc. for an additional year of services for \$22,049, for a total contract amount of \$82,228 including the addition of the El Toro and Dunne Hill Fire Stations to the scope of work; and
2. Authorize the City Manager to execute and administer two additional one-year extensions of the maintenance service agreement.

5. **APPROVE THE SEPTEMBER 27, 2023 MID-YEAR GOAL REVIEW WORKSHOP MINUTES AND THE OCTOBER 4, 2023 CITY COUNCIL MEETING MINUTES**

Recommendation:

Approve Minutes.

6. **APPROVE REFINANCING FOR ROYAL COURT ASSOCIATES (EDEN**

HOUSING) AFFORDABLE HOUSING PROJECT

Recommendation:

1. Authorize the City Manager to approve the re-subordination of an existing City loan in the principal amount of \$2,650,000 for Royal Court Associates, L.P., a 55-unit EDEN Housing Affordable Housing Apartment Community, subject to an agreement negotiated by the City Attorney; and
2. Authorize the City Manager to accept a payment of \$50,000 towards the accrued interest of the existing City Loan.

PUBLIC HEARINGS

7. INTRODUCE ORDINANCE TO RENEW THE MORGAN HILL TOURISM BUSINESS IMPROVEMENT DISTRICT (MHTBID)

Recommendation:

1. Open and close public hearing;
2. Waive the first and second reading of the ordinance; and
3. Introduce ordinance to renew the Morgan Hill Tourism Improvement District (MHTBID).

Economic Development Director Matt Mahood and Executive Director of Visit Morgan Hill Krista Rupp provided a presentation and report.

The public hearing opened at 6:51 p.m. The following people were called to speak:

Nick Gaich

Gene Guglielmo

There being no further requests to speak, the public hearing closed.

MOTION:

Waiving the first and second reading of the ordinance.

RESULT:	Passed
MOVER:	Council Member Martinez Beltran
SECONDER:	Mayor Pro Tem Spring
AYES:	Mayor Pro Tem Spring, Council Member Borgioli, Council Member Martinez Beltran, Mayor Turner
NAYS:	None
ABSTAIN:	None
ABSENT:	Council Member Librers

MOTION:

Introducing the ordinance.

RESULT:	Passed
MOVER:	Council Member Martinez Beltran
SECONDER:	Council Member Borgioli
AYES:	Mayor Pro Tem Spring, Council Member Borgioli, Council Member Martinez Beltran, Mayor Turner
NAYS:	None
ABSTAIN:	None
ABSENT:	Council Member Librers

The meeting recessed at 6:57 p.m. and reconvened at 7:03 p.m.

OTHER BUSINESS**8. RECEIVE MONTHLY BUDGET UPDATE; SEPTEMBER 2023 FINANCIAL AND INVESTMENT REPORTS; AND CITY MANAGER AUTHORITY REPORT**

Recommendation:

Accept and file report.

Finance Director Dat Nguyen provided a report and presentation.

Public comment opened at 7:19 p.m. There being no requests to speak, public comment closed.

Report accepted.

FUTURE COUNCIL INITIATED AGENDA ITEMS

Council Members Martinez Beltran and Spring requested a discussion on public comment.

CLOSED SESSION

City Attorney Donald Larkin announced the closed session item.

CONFERENCE WITH LABOR NEGOTIATORS

Authority: Pursuant Government Code Section 54957.6 City Negotiators: Christina Turner, City Manager; Donald Larkin, City Attorney; Michael Horta, Human Resources Director; Dat Nguyen, Finance Director; Edith Ramirez, Assistant City Manager, Development Services

OPPORTUNITY FOR PUBLIC COMMENT

Public comment opened at 7:20 p.m. There being no requests to speak, public comment closed.

The meeting adjourned to closed session at 7:20 p.m.

ADJOURNMENT

There being no further business, Mayor Turner adjourned the meeting at 7:38 p.m.

Minutes Prepared by:

Michelle Bigelow, City Clerk