



Meeting Minutes

City Council

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

Wednesday, January 19, 2022, 7:00 PM

Virtual Meeting

Link to join the meeting can be found below

CALL TO ORDER

Mayor Constantine called the meeting to order at 7:00 p.m.

ROLL CALL ATTENDANCE

City Clerk Michelle Bigelow called the roll.

PRESENT	Rich Constantine, Rene Spring, Gino Borgioli, John McKay, Yvonne Martinez Beltran
ABSENT	None

DECLARATION OF POSTING AGENDA

City Clerk Michelle Bigelow declared the posting of the agenda.

CITY COUNCIL REPORTS

Mayor Constantine spoke about our public meetings in this time of having them on virtual platforms. We find ourselves more exposed to inappropriate and at times incredibly vulgar behavior as people Zoom-bomb meetings. He discussed the security measures that we have in place which include holding public meetings as webinars and not allowing participants to share their videos, while still allowing the community to participate by allowing them to raise their virtual hand and have others hear their comments and feedback. Best practices we have implemented include not allowing participants from outside the US to join our meetings and requiring that participants of our meeting run the most current version of zoom. If you are not running the most

current version, you will be prompted to run an update prior to any City meeting. He encouraged residents to run an update before joining the meeting to enable us to unmute if they wish to speak. If you have questions, please send your questions to ccpubliccomment@morganhill.ca.gov and we will work with staff to have questions answered.

CITY MANAGER'S REPORT

City Manager Christina Turner announced that the January 26, 2022, City Council meeting is canceled, however, we will be holding the City Council's Annual Goal Setting Workshop, on Friday and Saturday, January 28 & 29. She also mentioned that there will be a Town Hall meeting on the January 27 at 5:30 p.m., the topic being the Industrial Lands Preservation and Optimization Policy. She said that we will be bringing forward zoning code amendments, an industrial ordinance, and proposing a new Industrial Lands Preservation and Optimization Policy. It is intended to prohibit stand-alone warehouse and distribution use Citywide, prohibit general plan conversions of industrial land, prohibit non-compatible uses in industrial buildings to preserve vacancies, expand zoning for medical and office uses, and also encourage conversion of current commercial land to industrial land. She advised to check our online calendar for additional information.

CITY ATTORNEY'S REPORT

City Attorney Larkin had no reports.

OTHER REPORTS

None.

RECOGNITIONS

Friends of the Senior Center \$50,000 Donation

Mayor Constantine thanked and acknowledged the Friends of the Senior Center for their generous donation of \$50,000 to support the Morgan Hill Senior Center.

PRESENTATIONS

YAC Presentation - Asset #32 Planning and Decision Making

PUBLIC COMMENT

Public comment opened at 7:22 p.m. The following people were called to speak:

Cricket Rubino

Sally Casas

Armando Benavides

Patricia Darling

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

Public Comment Supplement 1

ADOPTION OF AGENDA

MOTION:

Adopting the agenda continuing item 3 to a future agenda.

RESULT:	Passed
MOVER:	Rich Constantine
SECONDER:	Yvonne Martinez Beltran
AYES:	Rich Constantine, Rene Spring, Gino Borgioli, John McKay, Yvonne Martinez Beltran
NAYS:	None
ABSTAIN:	None
ABSENT:	None

CONSENT CALENDAR

Public comment opened at 7:37 p.m.

Joe Baranowski commented on item 4.

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

MOTION:

Approving consent calendar items 1, 2, and 4 through 8.

RESULT:	Passed
MOVER:	Gino Borgioli
SECONDER:	John McKay
AYES:	Rich Constantine, Rene Spring, Gino Borgioli, John McKay, Yvonne Martinez Beltran
NAYS:	None
ABSTAIN:	None
ABSENT:	None

1. **ACCEPT 2021 PAVEMENT REHABILITATION PROJECT**

Recommendation:

1. Accept as complete the 2021 Pavement Rehabilitation Project;
2. Authorize the City Engineer to sign the Notice of Completion; and
3. Direct the City Clerk to file said Notice of Completion with the County Recorder's Office.

2. **ACCEPT \$50,000 DONATION FROM THE FRIENDS OF THE MORGAN HILL SENIOR CENTER**

Recommendation:

1. Accept \$50,000 donation from the Friends of the Morgan Hill Senior Center to support services at the Centennial Recreation Senior Center; and
2. Authorize the City Manager to execute any agreements necessary for donation acceptance.

4. **ADOPT RESOLUTION DETERMINING THAT CONDUCTION OF IN-PERSON MEETINGS WOULD PRESENT A PUBLIC HEALTH RISK AND CONTINUING TELECONFERENCE MEETINGS**

Recommendation:

Adopt resolution to continue holding City Council and commission meetings by teleconference.

5. **ADOPT RESOLUTION AUTHORIZING AN APPLICATION FOR THE CALIFORNIA CLIMATE INVESTMENTS-DEPARTMENT OF FORESTRY AND FIRE PROTECTION'S (CAL FIRE) FIRE PREVENTION GRANT PROGRAM.**

Recommendation:

Adopt resolution authorizing an application for the California Climate Investments-Department of Forestry and Fire Protection's (CAL FIRE) Fire Prevention Grant Program.

6. **APPROVE PROPERTY USE AGREEMENT WITH WOODLAND ESTATES**

Recommendation:

Authorize the City Manager to Execute a Property Use Agreement for City-owned Open Space with Woodland Estates for a fee of \$1 per year.

7. **APPROVE PARCEL MAP FOR THE TECHCON PROJECT (440 & 480 COCHRANE CIRCLE)**

Recommendation:

1. Approve the Parcel Map for the Techcon Project; and
2. Authorize the recordation of the Parcel Map.

8. **APPROVE PROFESSIONAL SERVICES AGREEMENT WITH TJKM TRANSPORTATION CONSULTANTS TO ASSIST WITH CITY'S IMPLEMENTATION OF STATE SENATE BILL 743 (TRANSITION FROM LEVEL-OF-SERVICE (LOS) TO VEHICLE-MILES-TRAVELED (VMT) METRIC FOR TRANSPORTATION ANALYSIS UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA))**

Recommendation:

Approve and authorize the City Manager to execute and administer the professional services agreement with TJKM Transportation Consultants for assistance with the City's implementation of State Senate Bill 743 (SB 743) for a total not-to-exceed amount of \$79,835.

ITEM PULLED FROM THE AGENDA

3. **ADOPT RESOLUTION IN SUPPORT OF STATE OF CALIFORNIA INITIATIVE CONSTITUTIONAL AMENDMENT, NO. 21-0016 "PROVIDES THAT LOCAL LAND-USE AND ZONING LAWS OVERRIDE CONFLICTING STATE LAWS"**

Recommendation:

Adopt resolution supporting the proposed statewide ballot initiative regarding local land use control.

Item 3 was pulled from the agenda and will be brought back at a future meeting.

PUBLIC HEARINGS

9. **ADOPT NEW AND UPDATED FEES FOR PLANNING AND LAND DEVELOPMENT ENGINEERING, AND APPROVE FUNDING OF TWO ASSISTANT/ASSOCIATE ENGINEER POSITIONS**

Recommendation:

1. Open/Close Public Hearing;
2. Adopt resolution establishing the updated Planning and Land Development Engineering Fees as proposed in the 2021 NBS Comprehensive Fee Study of Planning and Land Development Engineering; and
3. Approve funding for two Assistant/Associate Engineer positions.

Finance Director Dat Nguyen, along with Lauren Guido, and Nicole Kissam with NBS provided the presentation and report.

The public hearing opened at 7:53 p.m. There being no requests to speak, the public hearing closed.

MOTION:

Approving the recommended actions.

RESULT:	Passed
MOVER:	Rene Spring
SECONDER:	John McKay
AYES:	Rich Constantine, Rene Spring, Gino Borgioli, John McKay, Yvonne Martinez Beltran
NAYS:	None
ABSTAIN:	None
ABSENT:	None

The meeting recessed at 7:54 p.m. and reconvened at 8:00 p.m.

OTHER BUSINESS

10. APPROVE DOWNTOWN TRAFFIC CALMING AND MONTEREY ROAD LANE REDUCTION AND PLACE-BRANDING PROGRAM

Recommendation:

1. Approve the proposed Traffic Mitigation Plan Implementation Schedule to support the Monterey Road Lane Reduction Program;
2. Approve the re-design of traffic lanes for Monterey Road from Dunne Avenue to Main Avenue to be implemented as approved in the Implementation Schedule;
3. Direct staff to install pedestrian safety bollards at pedestrian crossings on Monterey Road and First, Second, and Fourth Streets;
4. Direct staff to bring forward a review of the Parklet Program and develop a Parklet Fee Financing Assistance Program;
5. Direct staff to explore the creation of a community parklet that

- incorporates an interactive art installation;
6. Direct staff to bring forward a consulting contract to implement a Property-Based Improvement District (PBID); and
 7. Adopt a resolution to amend the Fiscal Year (FY) 2021-22 Budget and appropriate \$210,530 from the General Fund.

Assistant City Manager for Development Services Edith Ramirez and Public Services Director Chris Ghione provided the report and presentation.

Public comment opened at 9:46 p.m. The following people were called to speak:

Rocke Garcia
Sam Benedict
Armando Benavides
Brian Sullivan
Nick Gaich
Bryan Espiritu
Lesley Miles
Jim Leslie
Armando Garcia
Larry Carr
Patricia Darling
Fran Weiss
Sally Casas
Rosy Bergin
Joe Baranowski
Tiffany Morales
Krista Rupp
Mellea McLaughlin

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

MOTION:

Extending the meeting to 11:30 p.m.

RESULT:	Passed
MOVER:	Gino Borgioli
SECONDER:	John McKay
AYES:	Rich Constantine, Rene Spring, Gino Borgioli, John McKay, Yvonne Martinez Beltran
NAYS:	None
ABSTAIN:	None
ABSENT:	None

The meeting recessed at 10:37 p.m. and reconvened at 10:42 p.m.

MOTION:

Approving the recommended actions.

RESULT:	Passed
MOVER:	John McKay
SECONDER:	Gino Borgioli
AYES:	Rich Constantine, Gino Borgioli, John McKay
NAYS:	Rene Spring, Yvonne Martinez Beltran
ABSTAIN:	None
ABSENT:	None

11. **REVIEW AND APPROVE CITY COUNCIL APPOINTMENTS TO OUTSIDE AGENCIES FOR 2022**

Recommendation:

1. Review, discuss, and approve the City Council appointments to Outside Agencies; and
2. Direct the City Clerk to notify the appropriate agencies of the updated assignments and update the Form 806 as necessary.

City Clerk Michelle Bigelow provided the report. Public comment opened. There being no requests to speak, public comment closed.

MOTION:

Extending the meeting to 11:45 p.m.

RESULT:	Passed
MOVER:	Rene Spring
SECONDER:	John McKay
AYES:	Rich Constantine, Rene Spring, Gino Borgioli, John McKay, Yvonne Martinez Beltran
NAYS:	None
ABSTAIN:	None
ABSENT:	None

The Mayor and Council reviewed and adjusted the appointments as needed.

FUTURE COUNCIL INITIATED AGENDA ITEMS

Council Member McKay requested a conversation with staff about the community parklet space and the use of public space on weekends.

ADJOURNMENT

There being no further business, the meeting adjourned at 11:41 p.m.

MINUTES PREPARED BY:

Michelle Bigelow, City Clerk