



City Council

Meeting Minutes

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

Wednesday, June 19, 2024 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, Marilyn Librers
ABSENT	None

DECLARATION OF POSTING AGENDA

City Clerk Michelle Bigelow declared the posting of the agenda.

SILENT INVOCATION

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Proclaiming the month of July 2024 as Parks and Recreation Month

RECOGNITIONS

Recognizing the 2024 outgoing Library, Culture, and Arts and Parks and Recreation Commissioners

CITY COUNCIL REPORTS

Council Member Borgioli shared that he has received many communications from members in his district regarding the Little Llagas Creek not being completed. Thanks to Chris Ghione, he was able to provide information to his constituents. He shared some of those details. He shared that the Santa Clara County Library District meeting was very interesting and mentioned that they are developing an automated handling system for other returned books.

CITY MANAGER'S REPORT

City Manager Christina Turner recognized today as Juneteenth and shared information about the holiday's importance and symbolism. The Law Enforcement Torch Run will take place next Thursday, June 27th, at 11:00 a.m. from Vineyard Blvd to Cochrane Road.

CITY ATTORNEY'S REPORT

No report.

OTHER REPORTS

Council Member Martinez Beltran shared that she attended a Sister Cities Olive Oil tasting. She also attended events at Cisco and a fundraiser for the League of Cities. She mentioned that there is a mandate to clean some of the waterways. There are about 1,000 unhoused residents living in the waterways. Due to her relationships with the Latino Caucus, she was able to work with the San Jose City Council to continue to preserve the Coyote area.

Mayor Turner thanked Council Member Martinez Beltran for her time and representation on the unhoused site issue. He shared that he received a letter from Congresswoman Zoe Lofgren and an American flag that flew over the U.S. Capitol for the Morgan Hill Veterans Memorial.

PUBLIC COMMENT

Public comment opened at 6:14 p.m. The following people were called to speak:

Rigo Gallardo

Eli Robles

Mattie Scariot

Sharon Luna

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

ADOPTION OF AGENDA

MOTION:

Adopting the agenda as posted.

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

ABSTAIN:	None
ABSENT:	None

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 the consent calendar.

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

Public comment opened at 6:27 p.m.

Brian Sullivan provided comments on Item 2.

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

1. ACCEPT THE CALIFORNIA HIGHWAY PATROL CANNABIS TAX GRANT IN THE AMOUNT OF \$344,230

Recommendation:

1. Adopt a Resolution Accepting the California Highway Patrol Cannabis Tax Grant in the amount of \$344,230; and
2. Authorize the City Manager to execute the California Highway Patrol Cannabis Tax Grant agreement.

2. ADOPT AMENDED RESOLUTION PLACING A MEASURE ON THE BALLOT TO ENACT A TWELVE CONSECUTIVE YEAR LIMIT ON COMBINED MAYORAL, CITY COUNCIL, AND TREASURER SERVICE

Recommendation:

Adopt an amended resolution placing a measure on the ballot to enact a twelve

consecutive year limit on combined Mayoral, City Council, and Treasurer service.

3. **ADOPT A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A MEMORANDUM OF AGREEMENT TO PARTICIPATE IN THE REGIONAL PUBLIC FACILITY RESILIENCY IMPLEMENTATION PROJECT AND SECURE GRANT FUNDS IN AN AMOUNT OF \$3.6 MILLION**

Recommendation:

1. Adopt a resolution authorizing the City Manager or her designee to negotiate and execute a Memorandum of Agreement as a Partner Agency for the purpose of securing grant funds in the amount of \$3,599,871 from the United States Environmental Protection Agency's Climate Pollution Reduction Grants program.
2. Authorize the City Manager or her designee to negotiate and execute any documents necessary to accept and effectuate the grants.

4. **APPROVE A CONSULTANT AGREEMENT WITH CSG CONSULTANTS, INC. FOR BUILDING PLAN REVIEW SERVICES FOR A TOTAL NOT TO EXCEED AMOUNT OF \$320,000**

Recommendation:

Approve the professional services agreement with CSG Consultants, Inc, for Building Division plan review services for a total not to exceed amount of \$320,000.

5. **APPROVE A TWO-YEAR CONSULTANT AGREEMENT WITH PLANET FUTSAL, INC. DBA FUTSAL KINGZ TO PROVIDE YOUTH FUTSAL, SOCCER CLASSES, AND CAMPS FOR A TOTAL NOT TO EXCEED AMOUNT OF \$150,000**

Recommendation:

Authorize the City Manager to execute a two-year consultant agreement with Planet Futsal, Inc. DBA Futsal Kingz to provide youth futsal, soccer classes, and camps not to exceed to \$150,000, with a one-year extension option, subject to budget appropriation.

6. **APPROVE CONSULTANT AGREEMENT WITH HOUSEKEYS, INC FOR BELOW MARKET RATE (BMR) HOMEOWNERSHIP AND RENTAL PROGRAM ADMINISTRATION SERVICES**

Recommendation:

1. Approve Consultant Agreement for Below Market Rate Housing (BMR) Homeownership and Rental Program services through June 30, 2028, for \$2,489,095 from July 1, 2024 – June 30, 2028 with optional extension; and

2. Authorize the City Manager to execute and administer the contract.

7. **APPROVE ENGINEERING-RELATED CONSULTANT AGREEMENTS FOR DESIGN PROFESSIONALS FOR ON-CALL ENGINEERING PLAN REVIEW & TECHNICAL SUPPORT SERVICES, AND ON-CALL MAP REVIEW & CITY SURVEYOR SERVICES**

Recommendation:

Approve and authorize the City Manager to execute and administer six agreements to be specifically authorized by the City Manager:

1. **CSG CONSULTANTS, INC.** in the amount of \$1,324,130, and \$883,836 additional compensation on an extended two-year term, for a total agreement amount not to exceed \$2,207,966 to provide both On-Call Engineering Plan Review & Technical Support Services, and On-Call Map Review & City Surveyor Services;
2. **HARRIS & ASSOCIATES, INC.** in the amount of \$519,000, and \$390,000 additional compensation on an extended two-year term, for a total agreement amount not to exceed \$909,000 to provide On-Call Engineering Plan Review & Technical Support Services;
3. **GHIRARDELLI ASSOCIATES, INC.** in the amount of \$126,000, and \$96,000 additional compensation on an extended two-year term, for a total agreement amount not to exceed \$222,000 to provide On-Call Engineering Plan Review & Technical Support Services;
4. **ASSOCIATED ENGINEERING-SURVEYING SERVICE, INC.**, doing business as **HANNA-BRUNETTI** in the amount of \$144,000, and \$109,000 additional compensation on an extended two-year term, for a total agreement amount not to exceed \$253,000 to provide On-Call Map Review & City Surveyor Services;
5. **RUGGERI-JENSEN-AZAR (RJA)** in the amount of \$39,000, and \$29,000 additional compensation on an extended two-year term, for a total agreement amount not to exceed \$68,000 to provide On-Call Map Review & City Surveyor Services; and
6. **MNS ENGINEERS, INC.** in the amount of \$39,000, and \$29,000 additional compensation on an extended two-year term, for a total agreement amount not to exceed \$68,000 to provide On-Call Map Review & City Surveyor Services.

8. **APPROVE THE JUNE 5, 2024 CITY COUNCIL MEETING MINUTES**

Recommendation:

Approve minutes.

9. **AWARD ON-CALL DOOR AND GATE REPAIR MAINTENANCE SERVICE AGREEMENT WITH WEST COAST DOORS AND GATES FOR A TOTAL NOT**

TO EXCEED AMOUNT OF \$200,000

Recommendation:

1. Award a two-year maintenance service agreement to West Coast Doors and Gates for a not to exceed amount of \$200,000 for on-call door and gate repair services with three one-year extensions, subject to budget appropriation; and
2. Authorize the City Manager to execute and administer the Agreement.

OTHER BUSINESS

10. APPROVE THE REAL PROPERTY AGREEMENT WITH FATTORIA PUBLIC MARKET, INC. TO LEASE AND OPTION FOR SALE OF CITY OWNED AGRICULTURAL PROPERTY FOR AGRI-TOURISM DEVELOPMENT

Recommendation:

1. Authorize the City Manager to execute an option to lease with future option of sale of City-owned Agricultural Property to Fattoria Public Market; and
2. Authorize the City Manager to execute future lease and sale agreements as outlined in the option agreement.

Public Services Director Chris Ghione provided the report.

Public comment opened at 6:36 p.m.

Nick Gaich was called to speak.

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

MOTION:

Approving the recommended actions.

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

11. CONSIDER UPDATES TO COUNCIL POLICY 97-01 REGARDING RULES

FOR CONDUCT OF COUNCIL MEETINGS, PLACEMENT OF ITEMS ON THE AGENDA, AND MATTERS TO BE RECONSIDERED

Recommendation:

Consider updates to City Council Policy CP 97-01 related to not taking a position on matters outside of the Morgan Hill City Council's subject matter jurisdiction.

City Manager Christina Turner provided the report.

Public comment opened at 6:52 p.m. The following people were called to speak:

Brian Sullivan

Ron Foltz

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

MOTION:

Approving amended Policy 97-01.

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

PUBLIC HEARINGS

12. **ADOPT THE FISCAL YEAR (FY) 2024-25 AND 2025-26 OPERATING BUDGET, FY 2024-25 THROUGH 2029-30 CAPITAL IMPROVEMENT PROGRAM BUDGET, ADOPT FY 2024-25 APPROPRIATIONS LIMIT, APPROVE FY 2024-25 COMMUNITY FUNDING RECOMMENDATIONS, ADOPT FY 2023-24 BUDGET AMENDMENT, AND ADOPT THE REVISED SALARY SCHEDULES FOR AMERICAN FEDERATION OF STATE, COUNTY, AND MUNICIPAL EMPLOYEES; MANAGEMENT, PROFESSIONAL, AND CONFIDENTIAL EMPLOYEES EFFECTIVE JUNE 23, 2024; AND ELECTED OFFICIALS AND COUNCIL APPOINTED POSITIONS EFFECTIVE DECEMBER 2024**

Recommendation:

1. Open/Close Public Hearing; and
2. Adopt resolution to:
 - a. Adopt the FY 2024-25 and 2025-26 Operating Budget; and
 - b. Adopt the FY 2024-25 through 2029-30 Capital Improvement Program Budget; and
 - c. Adopt the 2024-25 Appropriations Limit and Appropriations Limit

- Adjustment Factors; and
3. Approve the FY 2024-25 Community Funding recommendations; and
 4. Adopt resolution to amend FY 2023-24 Budget; and
 5. Adopt the revised salary schedules for American Federation of State, County, and Municipal Employees; Management, Professional, and Confidential Employees effective June 23, 2024; and Elected Officials and Council Appointed Positions effective December 2024.

Budget Manager Monica Delgado and Finance Director Dat Nguyen provided a presentation and report.

The meeting recessed at 8:04 p.m. and reconvened at 8:10 p.m.

The public hearing opened at 8:10 p.m. The following people were called to speak:

Mattie Scariot

Suman Ganapathy

Armando Benavides (Zoom)

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

MOTION:

Approving the recommended actions.

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

FUTURE COUNCIL INITIATED AGENDA ITEMS

Council Member Martinez Beltran would like to review the City agreement with the Historical Society and help establish funding terms.

ADJOURNMENT

There being no further business, Mayor Turner adjourned the meeting at 8:33 p.m.

Minutes Prepared by:

Michelle Bigelow, City Clerk