



Special Meeting Agenda
City Council

Mark Turner - Mayor
Marilyn Librers - Mayor Pro Tem
Gino Borgioli - Council Member
Rene Spring - Council Member
Yvonne Martínez Beltrán - Council Member

Wednesday, December 11, 2024 6:00 PM

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

Morgan Hill City Council meetings are held in person with the option for the public to attend in-person or participate by teleconference/video conference. Information on how the public may observe and participate in the meeting is below.

MEETING PARTICIPATION

Morgan Hill City Council meetings are held in person. The community may attend in person or via Zoom (video/teleconference). The meetings are also live-streamed on the City's website, Facebook page, and Channel 17.

As a courtesy, and technology permitting, members of the public may attend online. However, the City cannot guarantee that the public's access to online technology will be uninterrupted, and technical difficulties may occur from time to time. Unless required by the Ralph M. Brown Act, the meeting will continue despite technical difficulties for participants using the online option.

Those wishing to participate in the meetings remotely must register in advance at <https://bit.ly/CityCouncilZoomRegistration>. Additionally, Zoom participants must be running the latest version or will be required to update to the latest version before being able to join the meeting remotely.

Remote participation is also available by calling (669) 900-9128 and entering webinar id: 873 3200 8380#. Dial *9 to raise your hand, and be called upon to speak for up to 3 minutes. Dial *6 to unmute.

PUBLIC COMMENT

Public comment may be offered verbally at the meeting or in writing before the meeting. Public comment is limited to three minutes, but the Mayor may adjust time limits for individual or total comments while ensuring all viewpoints are heard, encouraging speakers to avoid repetition, and allowing a designated spokesperson for organized support or opposition to present longer if needed.

Those attending remotely may only offer public comment for items on the agenda in one of four categories:

- Consent Calendar
- Other Business
- Public Hearings
- Closed Session

Public comment will be heard from those attending in person first with the submission of a speaker card. Once that is complete, we will move to those on Zoom that have their hand raised. Following public comment from Zoom, we will close the public comment period for that item.

Remote public comment for items not on the agenda will not be accepted.

Written public comment may be submitted to the City Clerk:

- In person at the City Council Meeting;
- Via email to ccpubliccomment@morganhill.ca.gov; or
- Hand delivered or mailed to the City Clerk at 17575 Peak Avenue, Morgan Hill, CA 95037

Please email your comments to the City Clerk no later than 3:00 p.m. on Tuesday (the day before the City Council meeting) so that your comments can be submitted to the members of the City Council with sufficient time to review them. You may continue to provide written comments up to noon on Wednesday (the day of the meeting), although Council Members may not have sufficient time to review them before the meeting. Public comments submitted to the City Clerk after noon (12:00 p.m.) the day of the meeting will be provided to the City Council as time allows.

Written comments WILL NOT be read aloud during the City Council Meeting. Please note that written comments are posted on the City's website. It is recommended that you do not include any personal information that you do not want to be posted on the web. Please be advised that communications directed to the City Council are public records and are subject to disclosure pursuant to the California Public Records Act and Brown Act unless exempt from disclosure under the applicable law. Communications will NOT be edited for redactions and will be printed/posted as submitted.

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 or by email at 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.

SPECIAL MEETING

A Special Meeting of the City Council is called at 6:00 p.m. for the purpose of conducting City business.

CALL TO ORDER

ROLL CALL ATTENDANCE

DECLARATION OF POSTING AGENDA

SILENT INVOCATION

PLEDGE OF ALLEGIANCE

RECOGNITIONS

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

OTHER BUSINESS

1. ADOPT RESOLUTION APPROVING NOVEMBER 5, 2024, GENERAL MUNICIPAL ELECTION - CERTIFIED STATEMENT OF ELECTION RESULTS

Recommendation:

Adopt resolution reciting the facts of the General Municipal Election of November 5, 2024, and declaring the results of such other matters as provided by law.

OATHS OF OFFICE

Mark Turner, Mayor
Miriam Teresa Vega, Council Member District A
Soraida Iwanaga, Council Member District C
Cindy Murphy, Treasurer

ADJOURN TO RECEPTION

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 described in the notice of this meeting during consideration of that item. If you wish to address the Council on any item on this agenda, please complete a speaker request card located in the foyer of the Council Chambers and deliver it to the Minutes Clerk before the City Council discussion on the item. You are not required to give your name on the speaker card 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 request an item on the agenda for a future City Council meeting. 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.

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.

Strategic Priorities 2024-2025

- Fiscal Sustainability
- Affordable Housing and Homelessness
- Community Engagement
- Economic Development and Tourism
- Transportation
- Healthy Community

City Council Ongoing Priorities

- Enhancing Public Safety and Quality of Life
- 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
- Advocating for Local, Regional, and State Legislative Initiatives

CITY COUNCIL STAFF REPORT

MEETING DATE: December 11, 2024

PREPARED BY:

Michelle Bigelow, City Clerk

APPROVED BY: City Manager

ADOPT RESOLUTION APPROVING NOVEMBER 5, 2024, GENERAL MUNICIPAL ELECTION - CERTIFIED STATEMENT OF ELECTION RESULTS

RECOMMENDATION(S)

Adopt resolution reciting the facts of the General Municipal Election of November 5, 2024, and declaring the results of such other matters as provided by law.

COUNCIL PRIORITIES, GOALS & STRATEGIES

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

Advocating for Local, Regional, and State Legislative Initiatives

2024-2025 Strategic Priorities

Fiscal Sustainability

Affordable Housing and Homelessness

Community Engagement

Economic Development and Tourism

Healthy Community

REPORT NARRATIVE:

A General Municipal Election was held on Tuesday, November 5, 2024, for the purpose of electing a Mayor, a Council Member from District A, a Council Member from District C, and a Treasurer. Also, on the ballot for the November 5, 2024 election, there were two city measures: Measure A (Consecutive Term Limits) and Measure B (Mayor Term Change). The Santa Clara County Registrar of Voters (ROV) Office has concluded canvassing the election returns and has furnished the City Clerk with a Certified Statement of Election Results. A resolution reciting the facts of the November 5, 2024, Election has been prepared for Council adoption, including the certified results from the

ROV.

COMMUNITY ENGAGEMENT:

As a General Law City, Morgan Hill is governed by Government and Election Codes for the purpose of electing municipal officers (e.g., mayor, council members, and city treasurer) and ballot measures. Adoption of the attached resolution, which certifies the election results of the general municipal election held in Morgan Hill on November 5, 2024, memorializes how the registered voters in the City of Morgan Hill were involved in the democratic process of electing their municipal officers and deciding the outcome of City of Morgan Hill Measures A and B.

ALTERNATIVE ACTIONS:

There are no alternative actions to be taken as Article 4. Canvass of Ballots and Returns, Sections 10260 through 10266 of the California Elections Code outlines the actions to be taken/followed by the Governing Body.

PRIOR CITY COUNCIL AND COMMISSION ACTIONS:

Municipal elections are conducted every two years to elect officers and present ballot measures to the electorate as required by law. The below-listed resolutions have been adopted by the City Council relating to the November 5, 2024, General Municipal Election:

- Resolution No. 24-006, adopted February 21, 2024, calling for the General Municipal Election to be held on Tuesday, November 5, 2024.
- Resolution No. 24-007, adopted February 21, 2024, requesting the consolidation of the General Municipal Election to be held on Tuesday, November 5, 2024, with the County of Santa Clara.
- Resolution No. 24-008, adopted on February 21, 2024, and amended on June 19, 2024, placing the consecutive term limit measure on the November 5, 2024, ballot.
- Resolution No. 24-009, adopted on February 21, 2024, placing the Mayor Term Change measure on the November 5, 2024, ballot.

FISCAL AND RESOURCE IMPACT:

The invoice for the General Municipal Election has not yet been received. \$316,225 has been budgeted under the Elections Budget (010.2420.42231) to cover the cost of contract services for consolidation of the election for the election of a mayor, a council member from District A, a council member from District C, and a Treasurer along with the inclusion of two (2) Ballot Measures, to be charged by the Registrar of Voters Office, and other related election costs. Should election costs exceed the budgeted \$316,225, staff may need to return to the Council with a budget adjustment to augment the cost of the election. Resources for the November 5, 2024, General Municipal Election were accommodated in the Elections Budget and the Council Services and Records Management Workplan.

CEQA (California Environmental Quality Act):

Not a project.

The certification of election results is not a project, as defined in Section 15378 of the State CEQA guidelines.

RESOLUTION NO. 24-0XX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORGAN HILL, CALIFORNIA, RECITING THE FACTS OF THE GENERAL MUNICIPAL ELECTION HELD ON TUESDAY, NOVEMBER 5, 2024 – DECLARING THE RESULTS AND SUCH OTHER MATTERS AS PROVIDED BY LAW

WHEREAS, a General Municipal Election was held and conducted in the City of Morgan Hill, California, on Tuesday, November 5, 2024, as required by law; and

WHEREAS, notice of the election was given in time, form and manner as provided by law; that voting precincts were properly established; that election officers were appointed and that in all respects the election was held and conducted and the votes were cast, received and canvassed and the returns made and declared in time, form and manner as required by the provisions of the Elections Code of the State of California for the holding of elections in general law cities; and

WHEREAS, the Santa Clara County Registrar of Voters Office canvassed the returns of the election to this City Council, the results are received, attached and made a part hereof as “Exhibit A”.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MORGAN HILL, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That the whole number of votes cast in the precincts for Mayor (including provisional ballots) was 2,711; the whole number of vote by mail voter ballots cast was 20,008, totaling 22,719 ballots cast in the City.

That the names of persons voted for at the election for Mayor are as follows:

Mark Turner
Yvonne Martínez Beltrán

SECTION 2. That the whole number of votes cast in the precincts for Council Member District A (including provisional ballots) was 632, the whole number of vote by mail voter ballots cast was 4,564, totaling 5,196 ballots cast in District A.

That the names of persons voted for at the election for Member of the City Council – District A are as follows:

David Dindak
Miriam Teresa Vega

SECTION 3. That the whole number of votes cast in the precincts for Council Member District C (including provisional ballots) was 605, the whole number of vote by mail voter ballots cast was 4,276, totaling 4,881 ballots cast in District C.

That the names of persons voted for at the election for Member of the City Council – District C are as follows:

Michael Orosco
Soraida Iwanaga

SECTION 4. That the whole number of votes cast in the precincts for Treasurer (including provisional ballots) was 1,977, the whole number of vote by mail voter ballots cast was 14,921, totaling 16,898 ballots cast in the City.

That the names of persons voted for at the election for Treasurer are as follows:

Cindy Murphy

SECTION 5. That the whole number of votes cast in the precincts for Measures A and B (including provisional ballots), was 2,709, the whole number of vote by mail voter ballots cast in was 19,909, totaling 22,618 ballots cast in the City.

That the measures voted upon at the election are as follows:

Measure A:

Shall the measure amending the Morgan Hill Municipal Code to establish a twelve consecutive year limit on combined mayoral, city council, and treasurer service be adopted?	YES
	NO

Measure B:

Shall the measure to have the term of office for the directly elected Mayor of Morgan Hill be four years rather than the current two years be adopted?	YES
	NO

SECTION 6. That the number of votes given at each precinct and the number of votes given in the City to each of the persons above named for the respective offices for which the persons were candidates, and for and against the measures were as listed in Exhibit “A” attached.

SECTION 7. The City Council does declare and determine that: Mark Turner was elected as Mayor for the full term of two years; Miriam Vega was elected as Member of the City Council – District A for the full term of four years; Soraida Iwanaga was elected as Member of the City Council – District C for the full term of four years, and Cindy Murphy was elected as City Treasurer for the full term of four years.

That as a result of the election, a majority of the voters voting on Measure A establishing a twelve consecutive year limit on combined mayoral, city council, and treasurer service, did vote in favor of it, and that the measure was carried, and shall be deemed adopted and ratified.

That as a result of the election, a majority of the voters voting on Measure B changing the term of office for the directly elected Mayor of Morgan Hill from two years to four years, and vote in favor of it, and that measure was carried, and shall be deemed adopted and ratified.

SECTION 8. The City Clerk shall enter on the records of the City Council of the City, a statement of the result of the election, showing: (1) The whole number of votes cast in the City; (2) The names of the persons voted for; (3) The measures voted upon; (4) For what office each person was voted for; (5) The number of votes given at each precinct to each person, and for and against each measures; (6) The total number of votes given to each person, and for and against each measure.

SECTION 9. That the City Clerk shall immediately make and deliver to each of the persons so elected a Certificate of Election signed by the City Clerk and authenticated; that the City Clerk shall also administer to each person elected the Oath of Office prescribed in the Constitution of the State of California and shall have them subscribe to it and file it in the office of the City Clerk. Each and all of the persons so elected shall then be inducted into the respective office to which they have been elected.

SECTION 10. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Morgan Hill at a Special Meeting held on the 11th day of December 2024.

AYES: **COUNCIL MEMBERS:**
NOES: **COUNCIL MEMBERS:**
ABSTAIN: **COUNCIL MEMBERS:**
ABSENT: **COUNCIL MEMBERS:**

APPROVED:

ATTEST:

MARK TURNER, Mayor

MICHELLE BIGELOW, City Clerk

∞ CERTIFICATION ∞

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 Resolution No. 24-0XX adopted by the City Council at a special meeting held on December 11, 2024.

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

DATE: _____

MICHELLE BIGELOW, City Clerk

CERTIFICATE OF ELECTION

STATE OF CALIFORNIA)
) ss.
COUNTY OF SANTA CLARA)

This certifies that, at the General Election held in and for the County of Santa Clara on November 5, 2024

Mark Turner

was elected for the office of

Mayor, City of Morgan Hill

as appears by the official returns of the election and the Statement of Votes Cast now on file in my office.

IN WITNESS WHEREOF, I, Matt Moreles, Acting Registrar of Voters of the County of Santa Clara, hereby issue this official Certificate of Election this 5th day of December 2024.




Matt Moreles, Acting Registrar of Voters

1 City of Morgan Hill Mayor						
		Registered Voters	Voters Cast	Turnout (%)	Mark Turner	Yvonne Martinez Beltran
18th Congressional District	In-Person	29670	2711	9.14 %	1506	966
18th Congressional District	Mail Voting	29670	20008	67.44 %	10778	7819
18th Congressional District	Total	29670	22719	76.57 %	12284	8785
15th Senatorial District	In-Person	29670	2711	9.14 %	1506	966
15th Senatorial District	Mail Voting	29670	20008	67.44 %	10778	7819
15th Senatorial District	Total	29670	22719	76.57 %	12284	8785
28th Assembly District	In-Person	29670	2711	9.14 %	1506	966
28th Assembly District	Mail Voting	29670	20008	67.44 %	10778	7819
28th Assembly District	Total	29670	22719	76.57 %	12284	8785
State Board of Equalization #2	In-Person	29670	2711	9.14 %	1506	966
State Board of Equalization #2	Mail Voting	29670	20008	67.44 %	10778	7819
State Board of Equalization #2	Total	29670	22719	76.57 %	12284	8785
County of Santa Clara	In-Person	29670	2711	9.14 %	1506	966
County of Santa Clara	Mail Voting	29670	20008	67.44 %	10778	7819
County of Santa Clara	Total	29670	22719	76.57 %	12284	8785
1st Supervisorial District	In-Person	29670	2711	9.14 %	1506	966
1st Supervisorial District	Mail Voting	29670	20008	67.44 %	10778	7819
1st Supervisorial District	Total	29670	22719	76.57 %	12284	8785
City of Morgan Hill	In-Person	29670	2711	9.14 %	1506	966
City of Morgan Hill	Mail Voting	29670	20008	67.44 %	10778	7819
City of Morgan Hill	Total	29670	22719	76.57 %	12284	8785
Total - In-Person		29670	2711	9.14 %	1506	966
Total - Mail Voting		29670	20008	67.44 %	10778	7819
Contest Total		29670	22719	76.57 %	12284	8785

CERTIFICATE OF ELECTION

STATE OF CALIFORNIA)
) ss.
COUNTY OF SANTA CLARA)

This certifies that, at the General Election held in and for the County of Santa Clara on November 5, 2024

Miriam T. Vega

was elected for the office of

Councilmember, District A, City of Morgan Hill

as appears by the official returns of the election and the Statement of Votes Cast now on file in my office.

IN WITNESS WHEREOF, I, Matt Moreles, Acting Registrar of Voters of the County of Santa Clara, hereby issue this official Certificate of Election this 5th day of December 2024.




Matt Moreles, Acting Registrar of Voters

1 City of Morgan Hill Council Member, District A						
		Registered Voters	Voters Cast	Turnout (%)	David Dindak	Miriam T. Vega
18th Congressional District	In-Person	6837	632	9.24 %	255	284
18th Congressional District	Mail Voting	6837	4564	66.75 %	1786	2267
18th Congressional District	Total	6837	5196	76.00 %	2041	2551
15th Senatorial District	In-Person	6837	632	9.24 %	255	284
15th Senatorial District	Mail Voting	6837	4564	66.75 %	1786	2267
15th Senatorial District	Total	6837	5196	76.00 %	2041	2551
28th Assembly District	In-Person	6837	632	9.24 %	255	284
28th Assembly District	Mail Voting	6837	4564	66.75 %	1786	2267
28th Assembly District	Total	6837	5196	76.00 %	2041	2551
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1st Supervisorial District	Total	6837	5196	76.00 %	2041	2551
City of Morgan Hill	In-Person	6837	632	9.24 %	255	284
City of Morgan Hill	Mail Voting	6837	4564	66.75 %	1786	2267
City of Morgan Hill	Total	6837	5196	76.00 %	2041	2551
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Contest Total		6837	5196	76.00 %	2041	2551

CERTIFICATE OF ELECTION

STATE OF CALIFORNIA)
) ss.
COUNTY OF SANTA CLARA)

This certifies that, at the General Election held in and for the County of Santa Clara on November 5, 2024

Soraida Iwanaga

was elected for the office of

Councilmember, District C, City of Morgan Hill

as appears by the official returns of the election and the Statement of Votes Cast now on file in my office.

IN WITNESS WHEREOF, I, Matt Moreles, Acting Registrar of Voters of the County of Santa Clara, hereby issue this official Certificate of Election this 5th day of December 2024.




Matt Moreles, Acting Registrar of Voters

1 City of Morgan Hill Council Member, District C						
		Registered Voters	Voters Cast	Turnout (%)	Soraida Iwanaga	Michael Orosco
18th Congressional District	In-Person	6516	605	9.28 %	251	263
18th Congressional District	Mail Voting	6516	4276	65.62 %	2047	1641
18th Congressional District	Total	6516	4881	74.91 %	2298	1904
15th Senatorial District	In-Person	6516	605	9.28 %	251	263
15th Senatorial District	Mail Voting	6516	4276	65.62 %	2047	1641
15th Senatorial District	Total	6516	4881	74.91 %	2298	1904
28th Assembly District	In-Person	6516	605	9.28 %	251	263
28th Assembly District	Mail Voting	6516	4276	65.62 %	2047	1641
28th Assembly District	Total	6516	4881	74.91 %	2298	1904
State Board of Equalization #2	In-Person	6516	605	9.28 %	251	263
State Board of Equalization #2	Mail Voting	6516	4276	65.62 %	2047	1641
State Board of Equalization #2	Total	6516	4881	74.91 %	2298	1904
County of Santa Clara	In-Person	6516	605	9.28 %	251	263
County of Santa Clara	Mail Voting	6516	4276	65.62 %	2047	1641
County of Santa Clara	Total	6516	4881	74.91 %	2298	1904
1st Supervisorial District	In-Person	6516	605	9.28 %	251	263
1st Supervisorial District	Mail Voting	6516	4276	65.62 %	2047	1641
1st Supervisorial District	Total	6516	4881	74.91 %	2298	1904
City of Morgan Hill	In-Person	6516	605	9.28 %	251	263
City of Morgan Hill	Mail Voting	6516	4276	65.62 %	2047	1641
City of Morgan Hill	Total	6516	4881	74.91 %	2298	1904
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Total - Mail Voting		6516	4276	65.62 %	2047	1641
Contest Total		6516	4881	74.91 %	2298	1904

CERTIFICATE OF ELECTION

STATE OF CALIFORNIA)
) ss.
COUNTY OF SANTA CLARA)

This certifies that, at the General Election held in and for the County of Santa Clara on November 5, 2024

Cindy Rogers Murphy

was elected for the office of

Treasurer, City of Morgan Hill

as appears by the official returns of the election and the Statement of Votes Cast now on file in my office.

IN WITNESS WHEREOF, I, Matt Moreles, Acting Registrar of Voters of the County of Santa Clara, hereby issue this official Certificate of Election this 5th day of December 2024.




Matt Moreles, Acting Registrar of Voters

1 Treasurer, City of Morgan Hill					
		Registered Voters	Voters Cast	Turnout (%)	Cindy Rogers Murphy
18th Congressional District	In-Person	29670	2711	9.14 %	1977
18th Congressional District	Mail Voting	29670	20008	67.44 %	14921
18th Congressional District	Total	29670	22719	76.57 %	16898
15th Senatorial District	In-Person	29670	2711	9.14 %	1977
15th Senatorial District	Mail Voting	29670	20008	67.44 %	14921
15th Senatorial District	Total	29670	22719	76.57 %	16898
28th Assembly District	In-Person	29670	2711	9.14 %	1977
28th Assembly District	Mail Voting	29670	20008	67.44 %	14921
28th Assembly District	Total	29670	22719	76.57 %	16898
State Board of Equalization #2	In-Person	29670	2711	9.14 %	1977
State Board of Equalization #2	Mail Voting	29670	20008	67.44 %	14921
State Board of Equalization #2	Total	29670	22719	76.57 %	16898
County of Santa Clara	In-Person	29670	2711	9.14 %	1977
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County of Santa Clara	Total	29670	22719	76.57 %	16898
1st Supervisorial District	In-Person	29670	2711	9.14 %	1977
1st Supervisorial District	Mail Voting	29670	20008	67.44 %	14921
1st Supervisorial District	Total	29670	22719	76.57 %	16898
City of Morgan Hill	In-Person	29670	2711	9.14 %	1977
City of Morgan Hill	Mail Voting	29670	20008	67.44 %	14921
City of Morgan Hill	Total	29670	22719	76.57 %	16898
Total - In-Person		29670	2711	9.14 %	1977
Total - Mail Voting		29670	20008	67.44 %	14921
Contest Total		29670	22719	76.57 %	16898

CERTIFICATE OF ELECTION RESULTS

STATE OF CALIFORNIA)
) ss.
COUNTY OF SANTA CLARA)

I, Matt Moreles, Acting Registrar of Voters of the County of Santa Clara in the State of California, do hereby declare as follows:

A General Election was held in the County of Santa Clara, in the **City of Morgan Hill**, on November 5, 2024 for the purpose of submitting the following measure to the voters:

A Shall the measure amending the Morgan Hill Municipal Code to establish a twelve consecutive year limit on combined mayoral, city council, and treasurer service be adopted?

The results of the election were canvassed by the County of Santa, Office of the Registrar of Voters in accordance with applicable provisions of the California Elections Code; and,

The Statement of Votes Cast, now on file at my office, shows the whole number of votes cast for **Measure A** in each of the precincts and the total shown is true and correct.

WITNESS my hand and Official Seal this 5th day of December 2024.





Matt Moreles, Acting Registrar of Voters

1 Measure A - City of Morgan Hill, Consecutive Term Limit Amendment						
		Registered Voters	Voters Cast	Turnout (%)	Yes	No
18th Congressional District	In-Person	29670	2709	9.13 %	1702	684
18th Congressional District	Mail Voting	29670	19909	67.10 %	14630	3686
18th Congressional District	Total	29670	22618	76.23 %	16332	4370
15th Senatorial District	In-Person	29670	2709	9.13 %	1702	684
15th Senatorial District	Mail Voting	29670	19909	67.10 %	14630	3686
15th Senatorial District	Total	29670	22618	76.23 %	16332	4370
28th Assembly District	In-Person	29670	2709	9.13 %	1702	684
28th Assembly District	Mail Voting	29670	19909	67.10 %	14630	3686
28th Assembly District	Total	29670	22618	76.23 %	16332	4370
State Board of Equalization #2	In-Person	29670	2709	9.13 %	1702	684
State Board of Equalization #2	Mail Voting	29670	19909	67.10 %	14630	3686
State Board of Equalization #2	Total	29670	22618	76.23 %	16332	4370
County of Santa Clara	In-Person	29670	2709	9.13 %	1702	684
County of Santa Clara	Mail Voting	29670	19909	67.10 %	14630	3686
County of Santa Clara	Total	29670	22618	76.23 %	16332	4370
1st Supervisorial District	In-Person	29670	2709	9.13 %	1702	684
1st Supervisorial District	Mail Voting	29670	19909	67.10 %	14630	3686
1st Supervisorial District	Total	29670	22618	76.23 %	16332	4370
City of Morgan Hill	In-Person	29670	2709	9.13 %	1702	684
City of Morgan Hill	Mail Voting	29670	19909	67.10 %	14630	3686
City of Morgan Hill	Total	29670	22618	76.23 %	16332	4370
Total - In-Person		29670	2709	9.13 %	1702	684
Total - Mail Voting		29670	19909	67.10 %	14630	3686
Contest Total		29670	22618	76.23 %	16332	4370

CERTIFICATE OF ELECTION RESULTS

STATE OF CALIFORNIA)
) ss.
COUNTY OF SANTA CLARA)

I, Matt Moreles, Acting Registrar of Voters of the County of Santa Clara in the State of California, do hereby declare as follows:

A General Election was held in the County of Santa Clara, in the **City of Morgan Hill**, on November 5, 2024 for the purpose of submitting the following measure to the voters:

B Shall the measure to have the term of office for the directly elected Mayor of Morgan Hill be four years rather than the current two years be adopted?

The results of the election were canvassed by the County of Santa, Office of the Registrar of Voters in accordance with applicable provisions of the California Elections Code; and,

The Statement of Votes Cast, now on file at my office, shows the whole number of votes cast for **Measure B** in each of the precincts and the total shown is true and correct.

WITNESS my hand and Official Seal this 5th day of December 2024.





Matt Moreles, Acting Registrar of Voters

1 Measure B - City of Morgan Hill,
Mayor Term Limit Amendment

		Registered Voters	Voters Cast	Turnout (%)	Yes	No
18th Congressional District	In-Person	29670	2709	9.13 %	1345	1088
18th Congressional District	Mail Voting	29670	19909	67.10 %	9920	8579
18th Congressional District	Total	29670	22618	76.23 %	11265	9667
15th Senatorial District	In-Person	29670	2709	9.13 %	1345	1088
15th Senatorial District	Mail Voting	29670	19909	67.10 %	9920	8579
15th Senatorial District	Total	29670	22618	76.23 %	11265	9667
28th Assembly District	In-Person	29670	2709	9.13 %	1345	1088
28th Assembly District	Mail Voting	29670	19909	67.10 %	9920	8579
28th Assembly District	Total	29670	22618	76.23 %	11265	9667
State Board of Equalization #2	In-Person	29670	2709	9.13 %	1345	1088
State Board of Equalization #2	Mail Voting	29670	19909	67.10 %	9920	8579
State Board of Equalization #2	Total	29670	22618	76.23 %	11265	9667
County of Santa Clara	In-Person	29670	2709	9.13 %	1345	1088
County of Santa Clara	Mail Voting	29670	19909	67.10 %	9920	8579
County of Santa Clara	Total	29670	22618	76.23 %	11265	9667
1st Supervisorial District	In-Person	29670	2709	9.13 %	1345	1088
1st Supervisorial District	Mail Voting	29670	19909	67.10 %	9920	8579
1st Supervisorial District	Total	29670	22618	76.23 %	11265	9667
City of Morgan Hill	In-Person	29670	2709	9.13 %	1345	1088
City of Morgan Hill	Mail Voting	29670	19909	67.10 %	9920	8579
City of Morgan Hill	Total	29670	22618	76.23 %	11265	9667
Total - In-Person		29670	2709	9.13 %	1345	1088
Total - Mail Voting		29670	19909	67.10 %	9920	8579
Contest Total		29670	22618	76.23 %	11265	9667

RESOLUTION NO. 24-006

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORGAN HILL, CALIFORNIA, CALLING, AND GIVING NOTICE FOR THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 5, 2024, FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES

WHEREAS, under the provisions of the laws relating to general law cities in the State of California a General Municipal Election shall be held on Tuesday, November 5, 2024, for the election of Municipal Officers.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MORGAN HILL, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. Pursuant to the requirements of the laws of the State of California relating to General Law Cities, there is called and ordered to be held in the City of Morgan Hill, California, on Tuesday, November 5, 2024, a General Municipal Election for the purpose of electing a Mayor for the full term of two-years, a Member of the City Council from District “A”, a Member of the City Council from District “C”, and a City Treasurer for the full terms of four-years.

SECTION 2. That the ballots to be used at the election shall be in form and content as required by law.

SECTION 3. That the City Clerk is authorized, instructed, and directed to coordinate with the Registrar of Voters of the County of Santa Clara to procure and furnish any and all official ballots, notices, printed matter and all supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct the election.

SECTION 4. That the polls for the election shall be open at seven o’clock a.m. of the day of the election and shall remain open continuously from that time until eight o’clock p.m. of the same day when the polls shall be closed, pursuant to Election Code § 10242, except as provided in § 14401 of the Elections Code of the State of California.

SECTION 5. That in all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.

SECTION 6. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed, and directed to give further or additional notice of the election, in time, form and manner as required by law.

City of Morgan Hill
Resolution No. 24-006
Page 2 of 2

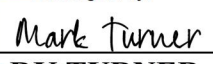
SECTION 7. The City Council authorizes the City Clerk to administer said election and all reasonable and actual election expenses shall be paid by the City upon presentation of a properly submitted bill.

SECTION 8. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

PASSED AND ADOPTED by the City Council of Morgan Hill at a Regular Meeting held on the 21st day of February 2024 by the following vote:

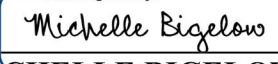
AYES:	COUNCIL MEMBERS:	Gino Borgioli, Marilyn Librers, Mark Turner, Rene Spring, Yvonne Martinez Beltran
NOES:	COUNCIL MEMBERS:	None
ABSTAIN:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	None

APPROVED:

DocuSigned by:


MARK TURNER, Mayor

ATTEST:

DocuSigned by:


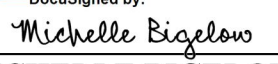
MICHELLE BIGELOW, City Clerk

∞ **CERTIFICATION** ∞

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 Resolution No.24-006, adopted by the City Council at the meeting held on February 21, 2024.

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

DATE: 2/23/2024

DocuSigned by:


MICHELLE BIGELOW, City Clerk

RESOLUTION NO. 24-007

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORGAN HILL, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF SANTA CLARA TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 5, 2024 WITH THE GUBERNATORIAL STATEWIDE GENERAL ELECTION TO BE HELD ON THE SAME DATE PURSUANT TO § 10403 OF THE ELECTIONS CODE

WHEREAS, the City Council of the City of Morgan Hill called a General Municipal Election to be held on Tuesday, November 5, 2024, for the purpose of the election of a Mayor, a Member of the City Council from District “A”, a Member of the City Council from District “C”, and a City Treasurer, and;

WHEREAS, it is desirable that the General Municipal Election be consolidated with the statewide Gubernatorial General Election to be held on the same date and that within the city the precincts, polling places and election officers of the two elections be the same, and that the Registrar of Voters Office of the County of Santa Clara canvass the returns of the General Municipal Election and that the election be held in all respects as if there were only one election;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MORGAN HILL, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That pursuant to the requirements of §10403 of the Elections Code, the Board of Supervisors of the County of Santa Clara is hereby requested to consent and agree to the consolidation of a General Municipal Election with the statewide Gubernatorial General Election on Tuesday, November 5, 2024, for the purpose of the election of a Mayor, a Member of the City Council from District A, a Member of the City Council from District C, and a City Treasurer.

SECTION 2. That the Board of Supervisors of the County of Santa Clara is requested to issue instructions to the Registrar of Voters Office to take any and all steps necessary for the holding of the consolidated election.

SECTION 3. That the Registrar of Voters of the County of Santa Clara is authorized to canvass the returns of the General Municipal Election. The election shall be held in all respects as if there were only one election, and only one form of ballot shall be used. The election will be held and conducted in accordance with the provisions of law regulating the statewide/general election.

City of Morgan Hill
Resolution No. 24-007
Page 2 of 3

SECTION 4. That the City of Morgan Hill recognizes that additional costs will be incurred by the County of Santa Clara by reason of this consolidation and agrees to reimburse the County for any costs.

SECTION 5. Candidate Statements. Candidates shall not be permitted to submit materials other than the Candidate Statement with the sample ballot and voter's pamphlet. The Candidate Statement shall be two hundred (200) words or less.

SECTION 6. Candidate Statement Fee. Pursuant to City Council Resolution No. 16-005, adopted January 20, 2016, candidates will be required to pay half of the costs charged by the Santa Clara County Registrar of Voters Office to submit and publish a Candidate Statement at the time the Candidate Statement is filed with the City Clerk.

SECTION 7. That the City Clerk is hereby directed to file a certified copy of this resolution with the Board of Supervisors and the Registrar of Voters Office of the County of Santa Clara.

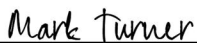
SECTION 8. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Morgan Hill at a regular meeting held on the 21st day of February 2024.

AYES:	COUNCIL MEMBERS:	Gino Borgioli, Marilyn Librers, Mark Turner, Rene Spring, Yvonne Martinez Beltran
NOES:	COUNCIL MEMBERS:	None
ABSTAIN:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	None

APPROVED:

ATTEST:

DocuSigned by:


MARK TURNER, Mayor

DocuSigned by:


MICHELLE BIGELOW, City Clerk

City of Morgan Hill
Resolution No. 24-007
Page 3 of 3

∞ CERTIFICATION ∞

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 Resolution No. 24-007, adopted by the City Council at a regular meeting held on February 21, 2024.

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

DATE: 2/23/2024

DocuSigned by:
Michelle Bigelow

MICHELLE BIGELOW, City Clerk

RESOLUTION NO. 24-008**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORGAN HILL, CALIFORNIA, SUBMITTING TO THE VOTERS AT THE NOVEMBER 5, 2024, GENERAL MUNICIPAL ELECTION, A BALLOT MEASURE TO ENACT TERM LIMITS FOR THE MAYOR, CITY COUNCIL MEMBERS, AND THE CITY TREASURER**

WHEREAS, a General Municipal Election has been called and is to be held in the City of Morgan Hill, California, on Tuesday, November 5, 2024; and,

WHEREAS, it is desirable that the General Municipal Election be consolidated with the statewide Gubernatorial General Election to be held on the same date and that within the city the precincts, polling places and election officers of the two elections be the same, and that the Registrar of Voters Office of the County of Santa Clara canvass the returns of the General Municipal Election and that the election be held in all respects as if there were only one election;and

WHEREAS, Government Code section 36502 provides that a general law city may enact limits on the number of terms a member of the city council may serve by a majority vote of the electors of the city; and,

WHEREAS, on February 21, 2024 and June 19, 2024, the City Council met and considered a proposal to place term limits on the November 5, 2024, ballot; and,

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MORGAN HILL, CALIFORNIA, DOES RESOLVE AS FOLLOWS:

SECTION 1. Pursuant to the requirements of the State of California, at the General Municipal Election on Tuesday, November 5, 2024, the following question shall be submitted to the voters:

Shall the measure amending the Morgan Hill Municipal Code to establish a twelve consecutive year limit on combined mayoral, city council, and treasurer service be adopted?	YES
	NO

and

SECTION 2. That the text of the ordinance is attached to this resolution as Attachment A.

SECTION 3. The ballots to be used at the election shall be in the form and content as

required by law.

SECTION 4. That pursuant to the requirements of §10403 of the Elections Code, the Board of Supervisors of the County of Santa Clara is hereby requested to consent and agree to the consolidation of a General Municipal Election with the statewide Gubernatorial General Election on Tuesday, November 5, 2024, for the purpose of the election of a Mayor, a Member of the City Council from District A, a Member of the City Council from District C, a City Treasurer, and two ballot measures.

SECTION 5. That the Board of Supervisors of the County of Santa Clara is requested to issue instructions to the Registrar of Voters Office to take any and all steps necessary for the holding of the consolidated election.

SECTION 6. That the Registrar of Voters of the County of Santa Clara is authorized to canvass the returns of the General Municipal Election. The election shall be held in all respects as if there were only one election, and only one form of ballot shall be used. The election will be held and conducted in accordance with the provisions of law regulating the statewide/general election.

SECTION 7. That the City of Morgan Hill recognizes that additional costs will be incurred by the County of Santa Clara by reason of this consolidation and agrees to reimburse the County for any costs.

SECTION 8. The election on this measure shall be held, voting precincts designated, ballots be printed, polls opened and closed, ballots counted and returned, returns canvassed, the returns made, and result ascertained and determined, and all other proceedings conducted in connection with the election, under the regulations of the Registrar of Voters of Santa Clara County, in accordance with the provisions of the law governing general municipal elections in general law cities.

SECTION 9. The City Council authorizes all members of the City Council to file written argument(s) In Favor of or Against the measure described in Section 1 above, not exceeding 300 words, accompanied by the printed name(s) and signature(s) of the author(s) submitting it, in accordance with Article 4, Chapter 3, Division 9 of the Elections Code of the State of California.

SECTION 10. An argument for or against the measure shall not exceed 300 words in length. If more than one argument is submitted for the measure or more than one argument against the measure, the City Clerk shall select the argument to be included with the ballot materials. The arguments may be changed or withdrawn until and including the date fixed by the City Clerk, after which no arguments for or against the measure may be submitted to the City Clerk.

SECTION 11. The primary arguments for and against the measure shall be submitted to the City Clerk by five p.m. on August 9, 2024, to meet the deadline established by the Santa Clara County Registrar of Voters for primary arguments. The arguments shall be filed with the City Clerk, signed, with the printed name(s) and signature(s) of the author(s) submitting it, or if submitted on behalf of an organization, the name of the organization and the printed name and signature of at least

one of its principal officers who is the author of the argument. The arguments shall be accompanied by the Form of Statement to Be Filed by Author(s) of the Argument to be provided by the City Clerk.

SECTION 12. In accordance with Elections Code section 9285(b), the City of Morgan Hill hereby authorizes the filing of rebuttal arguments as set forth below and in accordance with state law.

The elections official shall send a copy of an argument in favor of the proposition to the authors of any argument against the measure and a copy of an argument against the measure to the authors of any argument in favor of the measure immediately upon receiving the arguments.

The author, or a majority of the authors, of any argument relating to the measure may prepare and submit a rebuttal argument not exceeding 250 words or may authorize in writing any other person or persons to prepare, submit, or sign the rebuttal argument.

A rebuttal argument may not be signed by more than five authors.

The rebuttal arguments shall be filed with the City Clerk, signed with the printed name(s) and signature(s) of the author(s) submitting it, or if submitted on behalf of an organization, the name of the organization and the printed name and signature of at least one of its principal officers, by five p.m. on August 16, 2024, to meet the deadline established by the Santa Clara County Registrar of Voters for rebuttal arguments. The rebuttal arguments shall be accompanied by the Form of Statement to be provided by the City Clerk and to be filed by the author(s) of the argument.

Rebuttal arguments shall be printed in the same manner as the direct arguments. Each rebuttal argument shall immediately follow the direct argument which it seeks to rebut.

SECTION 13. The City Attorney shall prepare an impartial analysis of the measure.

SECTION 14. That in all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.

SECTION 15. If, at the election, a majority (50% plus 1) of the votes cast on the measure are in favor of the measure, then the measure shall be deemed to have been accepted and approved by the votes upon the date that the City of Morgan Hill declares the vote and shall go into effect ten (10) days after that date, pursuant to Section 9217 of the Elections Code.

SECTION 16. That notice of the time and place of holding the election is given, and the City Clerk is authorized, instructed, and directed to give further or additional notice of the election in time, form, and manner as required by law.

SECTION 17. That the City Clerk shall certify the passage and adoption of this resolution and enter it into the book of original Resolutions.

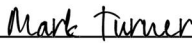
City of Morgan Hill
Resolution 24-008
Page 4 of 6

PASSED AND ADOPTED by the City Council of the City of Morgan Hill at a regular meeting held on the 19th day of June 2024 by the following vote:

AYES:	COUNCIL MEMBERS:	Gino Borgioli, Marilyn Librers, Mark Turner, Rene Spring, Yvonne Martinez Beltran
NOES:	COUNCIL MEMBERS:	None
ABSTAIN:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	None

APPROVED:

ATTEST:

DocuSigned by:


MARK TURNER, Mayor

DocuSigned by:


MICHELLE BIGELOW, City Clerk

∞ **CERTIFICATION** ∞

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 Resolution No. 24-008, adopted by the City Council at a Regular Meeting held on June 19, 2024.

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

DATE: 6/21/2024

DocuSigned by:


MICHELLE BIGELOW, City Clerk

ATTACHMENT A

ORDINANCE NO. _____, NEW SERIES

**AN ORDINANCE OF THE CITY OF MORGAN HILL ADDING A
NEW SECTION 1.16.025 (“TERM LIMITS”) TO CHAPTER 1.16
 (“ELECTIONS”) OF TITLE 1 (“GENERAL PROVISIONS”) OF
THE MORGAN HILL MUNICIPAL CODE**

THE PEOPLE OF THE CITY OF MORGAN HILL DO ORDAIN AS FOLLOWS:

SECTION 1: Section 1.16.025 (“Term Limits”) of Chapter 1.16 (“ELECTIONS”) of Title 1 (“GENERAL PROVISIONS”) is hereby added to read as follows:

1.16.025 – Term Limits

- A. A person may serve a combined maximum of twelve consecutive years of elective terms as a City Councilmember, Mayor, or Treasurer.
- B. Once a person reaches the combined consecutive elective terms provided in subsection A, the former Councilmember, Mayor, or Treasurer is not eligible to be a candidate for election or appointed to serve again on the City Council until the expiration of four years following the end of the officer’s elective service.
- C. If a person has only two available years of service remaining under the combined term limit provided in subsection (A), that person is not eligible to be a candidate for a four-year seat until the expiration of four years following their last service. The person may thereafter serve as Mayor, Councilmember, or Treasurer as provided in subsection (B).

SECTION 2. Severability. If any part of this Ordinance is held to be invalid or inapplicable to any situation by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance or the applicability of this Ordinance to other situations.

City of Morgan Hill
Resolution 24-008
Page 6 of 6

RESOLUTION NO. 24-009

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORGAN HILL, CALIFORNIA, SUBMITTING TO THE VOTERS AT THE NOVEMBER 5, 2024, GENERAL MUNICIPAL ELECTION, A BALLOT MEASURE TO ENACT TERM LIMITS FOR CITY COUNCIL MEMBERS

WHEREAS, a General Municipal Election has been called and is to be held in the City of Morgan Hill, California, on Tuesday, November 5, 2024; and,

WHEREAS, it is desirable that the General Municipal Election be consolidated with the statewide Gubernatorial General Election to be held on the same date and that within the city the precincts, polling places and election officers of the two elections be the same, and that the Registrar of Voters Office of the County of Santa Clara canvass the returns of the General Municipal Election and that the election be held in all respects as if there were only one election;

WHEREAS, in 1996, the electors of Morgan Hill enacted a measure creating a directly elected mayor with a mayoral term of two years; and

WHEREAS, Government Code section 34900 provides that a general law city may submit to the electors the question of whether an elected mayor shall serve a two-year or a four-year term; and,

WHEREAS, on February 21, 2024, the City Council met and considered a proposal to place a measure on the November 5, 2024, ballot to extend the mayoral term to four years; and,

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MORGAN HILL, CALIFORNIA, DOES RESOLVE AS FOLLOWS:

SECTION 1. Pursuant to the requirements of the State of California, at the General Municipal Election on Tuesday, November 5, 2024, the following question shall be submitted to the voters:

Shall the measure to have the term of office for the directly elected Mayor of Morgan Hill be four years rather than the current two years be adopted?	YES
	NO

and

SECTION 2. That the text of the ballot measure is attached to this resolution as Attachment A.

SECTION 3. The ballots to be used at the election shall be in the form and content as required by law.

SECTION 4. That pursuant to the requirements of §10403 of the Elections Code, the Board of Supervisors of the County of Santa Clara is hereby requested to consent and agree to the consolidation of a General Municipal Election with the statewide Gubernatorial General Election on Tuesday, November 8, 2022, for the purpose of the election of a Mayor, a Member of the City Council from District B, and a Member of the City Council from District D.

SECTION 5. That the Board of Supervisors of the County of Santa Clara is requested to issue instructions to the Registrar of Voters Office to take any and all steps necessary for the holding of the consolidated election.

SECTION 6. That the Registrar of Voters of the County of Santa Clara is authorized to canvass the returns of the General Municipal Election. The election shall be held in all respects as if there were only one election, and only one form of ballot shall be used. The election will be held and conducted in accordance with the provisions of law regulating the statewide/general election.

SECTION 7. That the City of Morgan Hill recognizes that additional costs will be incurred by the County of Santa Clara by reason of this consolidation and agrees to reimburse the County for any costs.

SECTION 8. The election on this measure shall be held, voting precincts designated, ballots be printed, polls opened and closed, ballots counted and returned, returns canvassed, the returns made, and result ascertained and determined, and all other proceedings conducted in connection with the election, under the regulations of the Registrar of Voters of Santa Clara County, in accordance with the provisions of the law governing general municipal elections in general law cities.

SECTION 9. The City Council authorizes all members of the City Council to file written argument(s) In Favor of or Against the measure described in Section 1 above, not exceeding 300 words, accompanied by the printed name(s) and signature(s) of the author(s) submitting it, in accordance with Article 4, Chapter 3, Division 9 of the Elections Code of the State of California.

SECTION 10. An argument for or against the measure shall not exceed 300 words in length. If more than one argument is submitted for the measure, or more than one argument against the measure, the City Clerk shall select the argument to be included with the ballot materials. The arguments may be changed or withdrawn until and including the date fixed by the City Clerk, after which no arguments for or against the measure may be submitted to the City Clerk.

SECTION 11. The primary arguments for and against the measure shall be submitted to the City Clerk by five p.m. on August 9, 2024, to meet the deadline established by the Santa Clara County Registrar of Voters for primary arguments. The arguments shall be filed with the City Clerk, signed, with the printed name(s) and signature(s) of the author(s) submitting it, or if submitted on behalf of an organization, the name of the organization and the printed name and signature of at least one of its principal officers who is the author of the argument. The arguments shall be accompanied by the Form of Statement to Be Filed by Author(s) of Argument to be

provided by the City Clerk.

SECTION 12. In accordance with Elections Code section 9285(b), the City of Morgan Hill hereby authorizes the filing of rebuttal arguments as set forth below and in accordance with state law.

The elections official shall send a copy of an argument in Favor of the proposition to the authors of any argument against the measure and a copy of an argument against the measure to the authors of any argument in Favor of the measure immediately upon receiving the arguments.

The author, or a majority of the authors, of any argument relating to the measure may prepare and submit a rebuttal argument not exceeding 250 words or may authorize in writing any other person or persons to prepare, submit, or sign the rebuttal argument.

A rebuttal argument may not be signed by more than five authors.

The rebuttal arguments shall be filed with the City Clerk, signed with the printed name(s) and signature(s) of the author(s) submitting it, or if submitted on behalf of an organization, the name of the organization and the printed name and signature of at least one of its principal officers, by five p.m. on August 16, 2024, to meet the deadline established by the Santa Clara County Registrar of Voters for rebuttal arguments. The rebuttal arguments shall be accompanied by the Form of Statement to be provided by the City Clerk and to be filed by the author(s) of the argument.

Rebuttal arguments shall be printed in the same manner as the direct arguments. Each rebuttal argument shall immediately follow the direct argument which it seeks to rebut.

SECTION 13. The City Attorney shall prepare an impartial analysis of the measure.

SECTION 14. That in all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.

SECTION 15. If, at the election, a majority (50% plus 1) of the votes cast on the measure are in Favor of the measure, then the measure shall be deemed to have been accepted and approved by the votes upon the date that vote is declared by the City of Morgan Hill and shall go into effect ten (10) days after that date, pursuant to Section 9217 of the Elections Code.

SECTION 16. That notice of the time and place of holding the election is given, and the City Clerk is authorized, instructed, and directed to give further or additional notice of the election in time, form, and manner as required by law.

SECTION 17. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original Resolutions.

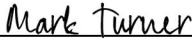
City of Morgan Hill
Resolution No. 24-009
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PASSED AND ADOPTED by the City Council of the City of Morgan Hill at a regular meeting held on the 21st day of February 2024 by the following vote:

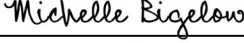
AYES:	COUNCIL MEMBERS:	Gino Borgioli, Marilyn Librers, Mark Turner, Rene Spring, Yvonne Martinez Beltran
NOES:	COUNCIL MEMBERS:	None
ABSTAIN:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	None

APPROVED:

ATTEST:

DocuSigned by:


MARK TURNER, Mayor

DocuSigned by:


MICHELLE BIGELOW, City Clerk

∞ **CERTIFICATION** ∞

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 Resolution No. 24-009, adopted by the City Council at a Regular Meeting held on February 21, 2024.

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

DATE: 5/3/2024

DocuSigned by:


MICHELLE BIGELOW, City Clerk

ATTACHMENT A

ORDINANCE NO. _____, NEW SERIES

**AN ORDINANCE OF THE CITY OF MORGAN HILL
AMENDING SUBSECTION A. OF SECTION 1.16.020
("ELECTION OF CITY COUNCIL MEMBERS") OF CHAPTER
1.16 ("ELECTIONS") OF TITLE 1 ("GENERAL PROVISIONS")
OF THE MORGAN HILL MUNICIPAL CODE**

THE PEOPLE OF THE CITY OF MORGAN HILL DO ORDAIN AS FOLLOWS:

SECTION 1: Subsection A of Section 1.16.020 ("Election of City Council Members") of Chapter 1.16 ("ELECTIONS") of Title 1 ("GENERAL PROVISIONS") is hereby amended to read as follows:

1.16.025 – Term Limits

"A. As established by measures D and E, enacted by the voters on March 26, 1996, and as amended by the voters on November 5, 2024, the mayor shall be elected directly by the electors for a term of four years."

SECTION 2. Severability. If any part of this Ordinance is held to be invalid or inapplicable to any situation by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance or the applicability of this Ordinance to other situations.