



Special/Regular Meeting Agenda
City Council

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

Wednesday, June 15, 2022 6:30 PM

Virtual Meeting
Link to join the meeting can be found below

VIRTUAL MEETING GUIDELINES AND PUBLIC COMMENT

In accordance with Executive Order N-25-20 and guidance from the California Department of Public Health on gatherings, remote public participation is allowed. Physical meetings will not be in the City Council Chamber until further notice. City Council meetings will be live-streamed on Channel 17, on the City's website, and on the City's Facebook page. Those members of the community that would like to participate in the meetings remotely may do so by joining the virtual meeting at: <https://bit.ly/MHCityCouncilMeeting> or by calling (669) 900-9128, then enter the webinar id: 873 3200 8380#.

Public comment may be provided in the following ways:

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

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

SPECIAL/REGULAR MEETING

A special meeting of the City Council is called at 6:30 p.m. for the purpose of conducting a closed session.

SPECIAL MEETING

6:30 P.M. Closed Session

CALL TO ORDER

ROLL CALL ATTENDANCE

DECLARATION OF POSTING AGENDA

CLOSED SESSION

OPPORTUNITY FOR PUBLIC COMMENT

ADJOURN TO CLOSED SESSION

Conference with Legal Counsel - Existing Litigation

Authority: Pursuant to CA Govt. Code Section 54656.9(a).

Case Name: Rios v. City of Morgan Hill

Case Numbers: Workers' Compensation Claim No: MHL2100014

REGULAR MEETING

7:00 P.M.

PROCLAMATIONS

Proclaiming June 19, 2022, as Juneteenth

Proclaiming Thursday, June 23, 2022 as the 50th Anniversary of Title IX of the Education Amendments of 1972

Proclaiming the week of June 12-18, 2022 as Flag Week

PRESENTATIONS

YAC Presentation - Asset #7, 25, 33 - Community Values Youth, Reading for Pleasure, and Interpersonal Competence

CITY COUNCIL REPORTS

Council Member Spring

CITY MANAGER'S REPORT

Teammate Recognitions

CITY ATTORNEY'S REPORT

OTHER REPORTS

PUBLIC COMMENT

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

ADOPTION OF AGENDA

CONSENT CALENDAR

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

Time Estimate for Consent Calendar: 1 - 10 Minutes

1. APPROVE LEADERSHIP MORGAN HILL GATEWAY SIGN ART PROPOSAL

Recommendation:

Approve the proposed art for newly proposed gateway signs in Morgan Hill.

2. APPROVE ARTISTS FOR MORGAN HILL MAGICAL BRIDGE

Recommendation:

1. Approve the selection of artist Taylor Gallegos for development and installation of artwork on the restroom at the Morgan Hill Magical Bridge Playground;
2. Approve the selection of artist Lina Velasquez for development and installation of artwork on the utility boxes at the Morgan Hill Magical Bridge Playground;
3. Authorize the City Manager to execute and administer artist agreements for the artwork; and
4. Authorize the sub-committee of the Library, Culture and Arts Commission to work with the artists to finalize the proposed artwork to be installed.

3. **APPROVE A REIMBURSEMENT AGREEMENT WITH RAHMATOLLAH AHMADI FOR THE UNDERGROUNDING OF OVERHEAD UTILITIES ALONG CORY LANE**

Recommendation:

1. Approve a Reimbursement Agreement with Rahmatollah Ahmadi; and
2. Authorize the City Manager to execute the Reimbursement Agreement.

4. **APPROVE CONSULTANT AGREEMENT WITH HOUSEKEYS, INC FOR BELOW MARKET RATE (BMR) ADMINISTRATION SERVICES**

Recommendation:

1. Approve Consultant Agreement for BMR services through June 30, 2024, for an additional \$550,000 each year, totaling \$1,100,000 from July 1, 2022– June 30, 2024; and
2. Authorize the City Manager to execute and administer the contract.

5. **APPROVE AGREEMENT WITH SECURE SOLUTIONS INC. FOR BACKGROUND INVESTIGATION SERVICES**

Recommendation:

Approve agreement and authorize City Manager to execute and administer the agreement with Secure Solutions Inc. for an amount not to exceed \$200,000 to conduct hiring background investigations of Police Department and Information Technology personnel.

6. **APPROVE A THREE-YEAR SMALL GOVERNMENT ENTERPRISE AGREEMENT WITH ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INC (ESRI) FOR GIS SOFTWARE LICENSING FOR A TOTAL AMOUNT OF \$115,500**

Recommendation:

Approve and authorize the City Manager to execute a three-year Small Government Enterprise Agreement with Environmental Systems Research Institute, Inc. (Esri) for GIS software licensing for a total amount of \$115,500.

7. **APPROVE A THREE-YEAR COLLISION REPAIR SERVICE AGREEMENT WITH ADVANCED AUTO BODY FOR AN AMOUNT NOT TO EXCEED \$173,400**

Recommendation:

Authorize the City Manager to execute and administer the Service Agreement with Advanced Auto Body for an amount not to exceed \$173,400 for a period of three years. Advanced Auto Body will furnish collision repair services for the Police Department, Engineering, Utilities, and Community Services' vehicle fleets.

8. **APPROVE A THREE-YEAR AGREEMENT WITH THE COUNTY OF SANTA CLARA (SAN MARTIN ANIMAL SHELTER) FOR ANIMAL SERVICES**

Recommendation:

Approve agreement and authorize the City Manager to execute and administer the agreement with the County of Santa Clara (San Martin Animal Shelter) for animal services in the amount of \$104,365.65.

9. **APPROVE A TEN-YEAR AGREEMENT WITH AXON FOR VARIOUS POLICE DEPARTMENT EQUIPMENT AND RELATED SERVICES IN THE AMOUNT OF \$1,710,607**

Recommendation:

1. Approve a 10-year agreement with Axon for the Officer Safety Plan 7 (OSP7) and Fleet 3; and
2. Authorize the City Manager to execute and amend, when necessary, a 10-year agreement with Axon for the Officer Safety Plan 7 and Fleet 3.

10. **APPROVE AGREEMENT FOR EXCLUSIVE RIGHT TO NEGOTIATE FOR CITY OWNED AGRICULTURAL LAND**

Recommendation:

Authorize the City Manager to develop, execute, and administer an exclusive right to negotiate with ABC Tree Farms, LLC. for the potential lease of City-owned agricultural land and work with ABC Tree Farms to include LBJ Farms as a potential operator of a farm stand on the site.

11. **APPROVE SOLID WASTE FRANCHISE EXTENSION**

Recommendation:

Authorize the City Manager to execute a two-month extension of the franchise agreement with Recology South Valley.

12. APPROVE CHANGE ORDER FOR \$561,050 FOR INCREASED BATTERY STORAGE FOR CENTENNIAL RECREATION CENTER (CRC) BATTERY STORAGE PROJECT

Recommendation:

Authorize a change order to increase funding for the CRC Battery storage project by \$561,050, for a total of \$1,061,050, to increase the battery storage capacity above what was previously awarded.

13. APPROVE THE JUNE 1, 2022 CITY COUNCIL MEETING MINUTES

Recommendation:

Approve the June 1, 2022, City Council Meeting Minutes.

14. AUTHORIZE THE CITY MANAGER TO EXECUTE AND AMEND, WHEN NECESSARY, A NETWORK ARCHITECTURE AND REFRESH PROJECT WITH CADENCE TEAM SUBJECT TO APPROVAL AS TO FORM BY THE CITY ATTORNEY IN THE AMOUNT OF \$482,294, INCLUDING A CONTINGENCY OF \$43,845

Recommendation:

Authorize the City Manager to execute and amend, when necessary, a network architecture and refresh project with Cadence Team subject to approval as to form by the City Attorney in the amount of \$482,294, including a contingency of \$43,845.

15. AWARD OUTDOOR PEST CONTROL SERVICE AGREEMENT TO ANIMAL DAMAGE MANAGEMENT, INC. FOR A TOTAL OF \$90,960

Recommendation:

1. Award a two-year agreement to Animal Damage Management, Inc. in the amount of \$90,960; and
2. Authorize the City Manager to execute and administer the Service Agreement with Animal Damage Management, Inc.

16. RECEIVE MONTHLY BUDGET UPDATE, AND APRIL 2022 FINANCIAL AND INVESTMENT REPORTS

Recommendation:

Accept and file report.

PUBLIC HEARINGS

17. ADOPT THE FISCAL YEAR (FY) 2022-23 AND 2023-24 OPERATING

**BUDGET, FY 2022-23 AND 2027-28 CAPITAL IMPROVEMENT PROGRAM
BUDGET, FY 2022-23 APPROPRIATIONS LIMIT, ADOPT THE REVISED
SALARY SCHEDULES FOR POLICE OFFICERS ASSOCIATION (POA),
COMMUNITY SERVICE OFFICERS ASSOCIATION (CSOA), AMERICAN
FEDERATION OF STATE, COUNTY, AND MUNICIPAL EMPLOYEES
(AFSCME), AND MANAGEMENT, PROFESSIONAL, AND CONFIDENTIAL
EMPLOYEES EFFECTIVE JUNE 26, 2022, AND ADOPT THE ELECTED AND
COUNCIL APPOINTED SALARY SCHEDULE EFFECTIVE JULY 1, 2021**

Recommendation:

1. Open/Close Public Hearing;
2. Adopt resolution to:
 - a. Adopt the FY 2022-23 and 2023-24 Operating Budget;
 - b. Adopt the FY 2022-23 through 2027-28 Capital Improvement Program Budget; and
 - c. Adopt the 2022-23 Appropriations Limit and Appropriations Limit Adjustment Factors;
3. Approve the FY 2022-23 Community Funding recommendations;
4. Adopt the revised salary schedules for POA, CSOA, AFSCME, and Management, Professional, and Confidential Employees effective June 26, 2022; and
5. Adopt the Elected and Council Appointed Salary Schedule effective July 1, 2021.

OTHER BUSINESS

18. PROVIDE DIRECTION REGARDING DOWNTOWN LANE REDUCTION IMPLEMENTATION

Recommendation:

Receive update on Downtown Lane Reduction project and Butterfield Lane optimization and provide direction.

FUTURE COUNCIL INITIATED AGENDA ITEMS

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

ADJOURNMENT

NOTICE

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

PUBLIC COMMENT

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

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

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

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

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

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

AMERICANS WITH DISABILITIES ACT (ADA)

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

SUSTAINABLE MORGAN HILL



Vision

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



Choose Morgan Hill

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



City Council Ongoing Priorities

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



2022-2023 Strategic Priorities

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



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

June 15, 2022