



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, August 17, 2022 5:00 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 5:00 p.m. for the purpose of conducting a Mid-Year Goal Review Workshop

CALL TO ORDER

ROLL CALL ATTENDANCE

DECLARATION OF POSTING AGENDA

SPECIAL MEETING

5:00 p.m.- Mid-Year Goal Review Workshop

WORKSHOP

1. CITY COUNCIL MID-YEAR GOAL REVIEW WORKSHOP

1. Review and discuss:
 - a. 2022-2023 Sustainable Morgan Hill, including Vision, Ongoing Priorities, and Strategic Priorities and
 - b. 2022-2023 Strategic Priorities Work Plan
2. Determine whether to have Future Agenda Items on the following*:
 - a. Term limits for Commissioners, Council Members, and the Mayor
 - b. Methods on how to increase diversity on Commissions
 - c. Alignment, civility, and behavior of City Council Members
 - d. Process to monitor outside committee assignments to identify when an alternate is needed and to share how City Council Members voted at those committees.
 - e. Council Member reimbursements for dependent care costs during Council meetings
 - f. Policy for deadlines for submittal of agenda item supplements and a policy limiting the number of times a Council meeting can be extended.
 - g. Review of City Council budget, including establishing policy on how City Council Member attendance at conferences is funded.
3. Review and discuss City Council Follow-up/Future Council Initiated Agenda Items.

The above items were brought forward by City Council Members during the *Future Council Initiated Agenda Items* section of City Council meetings. At the Mid-Year Goal Setting, the City Council will be asked whether they want the items to be considered at a future meeting. If a majority of City Council Members

want the items to be considered, they will be added to future agendas. See the attachment for *City Council Follow-up/Future Council Initiated Agenda Items* that will be brought forward as part of Staff's Work Plan.

REGULAR MEETING

7:00 p.m.

PROCLAMATIONS

Proclaiming the month of September as Emergency Preparedness Month

CITY COUNCIL REPORTS

Council Member McKay

CITY MANAGER'S REPORT

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

2. **APPROVE PHASE 2 RECORDS RETENTION SCHEDULE UPDATE**

Recommendation:

Approve changes to the City's Records Retention Schedule.

3. **APPROVE CONTRACT BETWEEN THE COUNTY OF SANTA CLARA AND THE CITY OF MORGAN HILL FOR CONTINUATION OF HOMELESS PREVENTION SERVICES**

Recommendation:

Approve and authorize the City Manager to execute and administer a two-year contract with the County of Santa Clara to continue to support Homeless Prevention Services for a total of \$100,000.

4. **APPROVE PACIFIC GAS AND ELECTRIC COMPANY AGREEMENT TO UNDERGROUND DRY UTILITIES FOR THE UPPER LLAGAS CREEK FLOOD CONTROL AND HALE AVENUE EXTENSION PHASE 2B PROJECT BETWEEN WRIGHT AND MAIN AVENUES**

Recommendation:

Approve and authorize the City Manager to execute and administer a Pacific Gas and Electric Company Agreement to underground dry utilities at the intersection of Main and Hale Avenues for a not to exceed amount of \$589,199.

5. **APPROVE SOLID WASTE FRANCHISE EXTENSION**

Recommendation:

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

6. **APPROVE REVISIONS TO CITY COUNCIL POLICY CP-94-04, THE CITY'S INVESTMENT POLICY**

Recommendation:

Approve revisions to City Council Policy CP-94-04, the City's Investment Policy.

7. **AUTHORIZE THE CITY MANAGER TO AMEND THE AGREEMENT WITH FLOCK SAFETY TO ADD AN ADDITIONAL 25 FLOCK SAFETY AUTOMATED LICENSE PLATE READERS**

Recommendation:

Authorize the City Manager to amend the Agreement with Flock Safety to add an additional 25 Flock Safety cameras for a one-time cost of \$74,750 for

infrastructure and software upgrade, with an on-going annual cost of \$66,000.

PUBLIC HEARINGS

8. **PUBLIC REVIEW OF THE DRAFT CITY OF MORGAN HILL 2023-2031 HOUSING ELEMENT UPDATE AND APPROVE SUBMISSION OF CITY OF MORGAN HILL 2023-2031 HOUSING ELEMENT UPDATE TO THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT**

Recommendation:

Review the Draft City of Morgan Hill 2023-2031 Housing Element Update and adopt the Resolution directing the City to submit the Draft 2023-2031 Housing Element to the California Department of Housing and Community Development for review.

OTHER BUSINESS

9. **APPROVE UPDATES TO THE HOTEL STRATEGY AND INCENTIVE POLICY TO SUPPORT NEW HOTEL DEVELOPMENT AND REHABILITATION OF EXISTING HOTELS**

Recommendation:

Approve updates to the Hotel Incentive Policy to support new hotel development and rehabilitation of existing hotels.

10. **RECEIVE MONTHLY BUDGET UPDATE; PRELIMINARY FY 21-22 FINANCIAL AND INVESTMENT REPORTS; CITY MANAGER AUTHORITY REPORT; AND ADOPT BUDGET AMENDMENTS**

Recommendation:

1. Accept and file Preliminary Fiscal Year (FY) 2021-2022 Financial and Investment Report and City Manager Authority Report; and
2. Adopt resolution authorizing changes to the adopted Fiscal Year (FY) 2021-2022 City of Morgan Hill Operating Budget.

11. **APPOINT VOTING DELEGATES FOR THE 2022 CALCITIES (LEAGUE) ANNUAL CONFERENCE AND APPROVE CITY SUPPORT OF THE RESOLUTION TO BE CONSIDERED**

Recommendation:

1. Appoint a voting delegate and up to two (2) alternate voting delegates to the CalCities Annual Conference;
2. Direct the Clerk team to complete and forward the voting delegate form to CalCities;

3. Confirm "support" for the resolution to be considered on bylaws; and
4. Authorize the City's voting delegate(s) to vote on the resolution to be considered at the CalCities annual conference.

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.

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION (§ 54956.9)

Barker v. L&D Construction et al., Santa Clara County Superior Court Case No. 19CV342745

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION (§ 54956.9)

Jurevich v. City of Morgan Hill, Workers' Compensation Claim No: MHL2000009

OPPORTUNITY FOR PUBLIC COMMENT

ADJOURN TO CLOSED SESSION

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.

August 17, 2022