



**Meeting Minutes
City Council**

Steve Tate - Mayor
Larry Carr - Mayor Pro Tem
Rich Constantine - Council Member
Caitlin Jachimowicz - Council Member
Rene Spring - Council Member

Wednesday, April 5, 2017 6:30 PM

**Council Chamber
17555 Peak Avenue, Morgan Hill, CA 95037**

SPECIAL/REGULAR MEETING

(6:30 P.M. Closed Session/ 7:00 P.M. Regular Meeting)

A Special Meeting of the City Council was called at 6:30 p.m. for the purpose of conducting a closed session.

SPECIAL MEETING

6:30 P.M.

CALL TO ORDER

Mayor Tate called the special meeting to order at 6:30 p.m.

ROLL CALL ATTENDANCE

Attendee Name	Title	Status	Arrived
Steve Tate	Mayor	Present	
Larry Carr	Mayor Pro Tem	Present	
Rich Constantine	Council Member	Present	
Caitlin Jachimowicz	Council Member	Present	
Rene Spring	Council Member	Absent	

DECLARATION OF POSTING AGENDA

Deputy City Clerk Wilson declared the posting of the agenda.

CLOSED SESSION

City Attorney Donald Larkin read the closed session into the record.

OPPORTUNITY FOR PUBLIC COMMENT

The public comment was opened at 6:30 p.m.

Hearing no requests to speak, the public comment was closed.

ADJOURN TO CLOSED SESSION

The meeting adjourned to closed session at 6:30 p.m.

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to: Government Code Section 54956.9(d)(2)

Number of Cases: One (1)

RECONVENE

The regular meeting was convened at 7:02 p.m.

CLOSED SESSION ANNOUNCEMENT

City Attorney Donald Larkin announced that there was no reportable action.

REGULAR MEETING

7:00 P.M.

SILENT INVOCATION

PLEDGE OF ALLEGIANCE

CITY COUNCIL REPORTS

Council Member Jachimowicz spoke regarding her outside assignments. She sorted them into the groups of the City's Sustainable Morgan Hill Vision.

Under Environmental Consciousness, she shared that she attended her first South County Regional Wastewater Authority (SCRWA) meeting this morning on behalf of Council Member Spring. They voted to move forward with a 100% renewable energy choice for their operations.

Under Social Responsibility she shared that she has met with and had incredible conversations with many community members in the last month regarding the City's focus on inclusiveness and immigration issues. She thanked the members of the community that have met with her and voiced their support for

the letter the Police Chief authored and the actions the Council has taken. She has met with students at Sobrato High School's career day, met with parents at Voices Charter school, participated in an immigration forum presenting information on behalf of the City and some local non-profits, and attended a South County Interfaith Council event.

She spoke regarding the amazing Girl Scouts from Troop 61296. They met with City teammates and were assigned the project of designing their ideal Morgan Hill. They did an outstanding job. They decided that we need to work on tourism in Morgan Hill; we need to develop our downtown with businesses; schools and residences so that people can walk to cut down the need for cars and keep our outside spaces open and beautiful; we need diversity in housing so that people from all income levels would have a place to live; and they talked about shopping in Morgan Hill to ensure our tax dollars stay here. She thanked the troop for their outstanding work and efforts.

CITY MANAGER'S REPORT

City Manager Steve Rymer recognized Michael Keegan, Ryan Cats, and George Marshall from truck 57 with our partner CalFire for living our core value of customer service through their work assisting a man with Alzheimer's. An individual sent a thank you email commenting on how wonderful, kind, and efficient the team was.

He announced that April is Distracted Driving Awareness Month. When driving please be sure to put your phones away and to focus on driving, not only in the month of April, but throughout the year.

He talked about the City's efforts in water conservation and moving towards sustained water conservation throughout the community. Compared to where we were in 2013, as a community we have saved about a billion gallons of water. There will be a community workshop on Thursday, April 6th at 7:00 p.m. in the Council Chamber. He invited the community to take a survey at www.mhvalueswater.com [<http://www.mhvalueswater.com>](http://www.mhvalueswater.com).

He discussed the City's evacuation plan should Anderson Dam fail. He shared that Morgan Hill as an agency and an organization is prepared and has a plan which includes our Police and Fire Departments and our Office of Emergency Services. All departments spend a significant amount of time ensuring that we are prepared for many different events. We are asking the community to be prepared and to be flexible. He reviewed the evacuation maps for the community should the dam fail and explained that this would be a regional effort with the Highway Patrol, Santa Clara Valley Water District and other agencies to the north, south, and west as necessary.

He concluded by speaking to the evening's supplements and presentations.

CITY ATTORNEY'S REPORT

City Attorney Donald Larkin had no report.

OTHER REPORTS

Mayor Tate shared that there is still a vacant seat on the Library, Culture, and Arts Commission (LCAC) and that commissioner Tim Hennessey would be happy to serve on the commission until either a replacement is found or until he moves.

He shared that the Chamber of Commerce will hold its monthly breakfast tomorrow morning at 7:30 and he will be providing an updated State of the City report. He announced that on Saturday, April 22, 2017 at Booksmart from 9:30 to 11:00 a.m. he will hold a Coffee with the Mayor and will be joined by Council Member Rene Spring.

He concluded by announcing that the annual League of California Cities, Peninsula Division Bocce Ball tournament will take place on April 20, 2017. He would love to put a team together and participate.

PUBLIC COMMENT

Mayor Tate opened the public comment.

Hearing no requests to speak, the public comment was closed.

RECOGNITIONS

Mayor Tate recognized outgoing Library Culture & Arts Commissioners:

Bonnie Williams

Cassie Castleberry

Cecilia Clark

ADOPTION OF AGENDA

MOTION

Motion to adopt the agenda as posted.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rich Constantine, Council Member
SECONDER:	Larry Carr, Mayor Pro Tem
AYES:	Tate, Carr, Constantine, Jachimowicz
ABSENT:	Spring

CONSENT CALENDAR

MOTION

Motion to approve consent calendar items 1 through 10, 12 and 13.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Larry Carr, Mayor Pro Tem
SECONDER:	Rich Constantine, Council Member
AYES:	Tate, Carr, Constantine, Jachimowicz
ABSENT:	Spring

1. ACCEPTANCE OF EAST DUNNE AVENUE WATER MAIN

Recommendation:

1. Accept as complete the East Dunne Avenue Water Main Project in the final amount of \$1,558,248;
2. Authorize the Public Works Director to sign the attached Notice of Completion; and
3. Direct the City Clerk to file said Notice of Completion with the County Recorder's Office.

2. ACCEPTANCE OF SUBDIVISION PUBLIC IMPROVEMENTS FOR VENTURA - TRACT NO. 10274

Recommendation:

Approve a resolution:

1. Accepting the subdivision public improvements for Ventura – Tract No. 10274;
2. Authorizing the Public Works Director to sign a Notice of Completion; and
3. Directing the City Clerk to file the Notice of Completion with the Recorder of Santa Clara County.

3. ACCEPTANCE OF MONTEREY UNDERGROUNDING UTILITIES PROJECT

Recommendation:

1. Accept as complete the Monterey Undergrounding Utilities Project in the final amount of \$1,111,901;
2. Authorize the Public Works Director to sign the attached Notice of Completion; and
3. Direct the City Clerk to file said Notice of Completion with the County Recorder's Office.

4. AWARD CONSULTANT AGREEMENT TO CSG CONSULTANTS FOR UTILITY INFRASTRUCTURE PROGRAM MANAGEMENT SERVICES

Recommendation:

1. Award Consultant Agreement to CSG Consultants to provide Utility Infrastructure Program Management Services for a not to exceed amount of \$729,600, and
2. Authorize the City Manager to execute and administer a Consultant Agreement with CSG consultants for Utility Infrastructure Program Management.

5. APPROVE SECOND AMENDMENT TO BURR PLUMBING AND PUMPING, INC. AGREEMENT

Recommendation:

Approve the Second Amendment to the Maintenance Services Agreement with Burr Plumbing and Pumping, Inc.

6. APPROVE STATE OF CALIFORNIA, OFFICE OF EMERGENCY SERVICES' UNIVERSAL RESOLUTION OF DESIGNATING APPLICANT'S AGENT FOR DISASTER ASSISTANCE

Recommendation:

1. Designate City Manager, Finance Director, or Accounting Manager to submit for Disaster Assistance to the State of California, Office of Emergency Services, for the purpose of obtaining certain federal financial assistance; and
2. Direct the City Clerk to certify the Designation of Applicant's Agency Resolution to the State of California, Office of Emergency Services.

7. ADOPT RESOLUTION AUTHORIZING A CAL FIRE URBAN AND COMMUNITY FORESTRY GRANT PROGRAM CALIFORNIA CLIMATE INVESTMENTS GRANT PROGRAM PROJECT APPLICATION

Recommendation:

Adopt resolution authorizing staff to prepare and submit a CAL FIRE Urban and Community Forestry California Climate Investments (CCI) Grant Application to CAL FIRE for the development of an urban forest management plan and associated tree planting along Butterfield Boulevard, Dunne Avenue, and the Outdoor Sports Center, and authorize the City Manager to negotiate and execute the CAL FIRE grant agreement.

8. APPROVE CITY SPONSORSHIP OF 2017 MORGAN HILL COMMUNITY FOUNDATION'S PHILANTHROPY DAY EVENT AT THE COMMUNITY AND CULTURAL CENTER

Recommendation:

Authorize the City Manager to waive the rental fee for the use of the Community and Cultural Center for the Morgan Hill Community Foundation's Philanthropy Day Event on November 17, 2017.

9. TERMINATE CONSTRUCTION CONTRACT FOR THE MONTEREY ROAD SEWER VAULT COATING PROJECT

Recommendation:

1. Terminate construction contract for the Monterey Road Sewer Vault Coating Project; and
2. Authorize the City Manager to administer the termination of the contract with Ellison Environmental, Inc. for the Monterey Road Sewer Vault Coating Project.

10. COLLABORATION BETWEEN CITY COUNCIL AND MORGAN HILL YOUTH ACTION COUNCIL

Recommendation:

Receive follow-up report on November 2, 2016 City Council and Youth Action Council workshop.

11. ITEM WAS PULLED FROM THE CONSENT CALENDAR FOR DISCUSSION.

12. CONTRACT AMENDMENT TO PERFORM ENVIRONMENTAL REVIEW FOR BIKEWAYS, TRAILS, PARKS AND RECREATION MASTER PLAN UPDATE

Recommendation:

Authorize the City Manager to execute an amendment to the consultant agreement with Moore Iacofano Goltsman, Inc (MIG, Inc.), increasing the scope of services to include preparation of an environmental document for the Bikeways, Trails, Parks and Recreation Master Plan Update.

13. CITY COUNCIL - SPECIAL - REGULAR MEETING - MAR 15, 2017 6:30 PM

Recommendation:

Approve the meeting minutes.

ITEMS PULLED FOR DISCUSSION

11. 1103 : LCAC PUBLIC ART MASTER PLAN RECOMMENDATION

Recommendation:

City Staff recommends that a potential Public Art Master Plan be considered during the Fiscal Year 2018-2019 and 2019-2020 budget cycle.

The public comment was opened at 7:25 p.m.

Cecilia Clark was called to speak.

Hearing no further requests to speak, the public comment was closed.

MOTION

Motion to consider a potential Public Art Master Plan during the Fiscal Year 2018-2019 and 2019-2020 budget cycle and include it in the 2017 mid-year budget review.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Rich Constantine, Council Member
SECONDER:	Caitlin Jachimowicz, Council Member
AYES:	Tate, Carr, Constantine, Jachimowicz
ABSENT:	Spring

OTHER BUSINESS

14. CONCEPTUAL DESIGN FOR THE LIBRARY EXPANSION PROJECT

Recommendation:

Receive presentation on the Library Expansion Project conceptual design and provide input as necessary.

Senior Project Engineer Yat Cho provided the report. Lesley Miles with Weston Miles Architects presented the conceptual design of the Library Expansion Project.

The public comment was opened at 7:52 p.m.
Hearing no requests to speak, the public comment was closed.

RESULT:	NO ACTION TAKEN
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15. DIRECTION ON GALVAN PARK HANDBALL COURT DESIGN

Recommendation:

Direct staff to proceed in value engineering the Galvan Park Handball Court Project to two adjacent handball courts.

Mayor Tate called a recess at 7:54 p.m.
The meeting was reconvened at 8:01 p.m.

Senior Project Engineer Yat Cho provided the report.

The public comment was opened at 8:18 p.m.
Ernesto Cruz was called to speak.
Hearing no further requests to speak, the public comment was closed.

MOTION

Motion to direct staff to move forward with two handball courts and to look for other ways to engage the community to help with the third court with a maximum bid of \$525,000.

RESULT:	DIRECTED [UNANIMOUS]
MOVER:	Rich Constantine, Council Member
SECONDER:	Larry Carr, Mayor Pro Tem
AYES:	Tate, Carr, Constantine, Jachimowicz
ABSENT:	Spring

16. RAPID REHOUSING, HOMELESS PREVENTION, AND OUTREACH SERVICES IN PARTNERSHIP WITH THE COUNTY OF SANTA CLARA

Recommendation:

Authorize the City Manager to enter into an agreement with the County of Santa Clara Office of Supportive Housing for Homeless Services.

Housing Manager Rebecca Garcia provided the report.

The public comment was opened at 8:35 p.m.
Hearing no requests to speak, the public comment was closed.

MOTION

Motion to approve staff recommended action.

RESULT:	AUTHORIZED [UNANIMOUS]
MOVER:	Larry Carr, Mayor Pro Tem
SECONDER:	Steve Tate, Mayor
AYES:	Tate, Carr, Constantine, Jachimowicz
ABSENT:	Spring

PUBLIC HEARING

17. EXTENSION OF TIME, AAE2017-0001: DUNNE - LEUNG: DEVELOPMENT AGREEMENT AMENDMENT EXTENSION FOR A SIX LOT SUBDIVISION. THE PROPERTY IS LOCATED ON THE NORTHEASTERLY CORNER OF EAST DUNNE AVENUE AND HILL ROAD (APN 728-11-026)

Recommendation:

1. Open/close public hearing;
2. Waive first and second reading of Development Agreement Amendment Ordinance;
3. Introduce Development Agreement Amendment Ordinance; and
4. Direct staff to return at the April 19, 2017 meeting with a report on allocation extension process.

Community Development Director Jennifer Carman provided the report.

The public hearing was opened at 8:41 p.m.
Scott Murray was called to speak.
Hearing no further requests to speak, the public hearing was closed.

MOTION

Motion to waive the first and second reading of the ordinance.

RESULT:	WAIVED [UNANIMOUS]
MOVER:	Rich Constantine, Council Member
SECONDER:	Steve Tate, Mayor
AYES:	Tate, Carr, Constantine, Jachimowicz
ABSENT:	Spring

MOTION

Motion to Introduce the ordinance and to direct staff to return at the April 19, 2017 City Council meeting with a report on the allocation extension process.

RESULT:	INTRODUCE [UNANIMOUS]
MOVER:	Rich Constantine, Council Member
SECONDER:	Steve Tate, Mayor
AYES:	Tate, Carr, Constantine, Jachimowicz
ABSENT:	Spring

18. ADOPT RESOLUTION APPROVING A SOLID WASTE RATE ADJUSTMENT FOR 2017

Recommendation:

Adopt resolution approving an adjustment in the maximum allowable solid waste charges effective July 1, 2017.

Program Administrator Tony Eulo with Phil Couchee, General Manager of Recology South Valley, provided the report.

The public hearing was opened at 8:57 p.m.
Hearing no requests to speak, the public hearing was closed.

MOTION

Motion to approve staff recommended action.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Larry Carr, Mayor Pro Tem
SECONDER:	Caitlin Jachimowicz, Council Member
AYES:	Tate, Carr, Constantine, Jachimowicz
ABSENT:	Spring

FUTURE COUNCIL INITIATED AGENDA ITEMS

Mayor Tate asked for a discussion with his fellow council members regarding potential involvement with the Congress of Mayors.

Council Member Jachimowicz asked for a resolution for the Holocaust Remembrance event in Santa Clara which takes place at the end of April.

ADJOURNMENT

The meeting was adjourned at 9:00 p.m.

Minutes Prepared by:

Michelle Wilson, Deputy City Clerk



Sustainable Morgan Hill Vision

Morgan Hill is a socially responsible, environmentally conscious, and economically sound community that embraces inclusiveness with participation by all.

CITY COUNCIL ONGOING PRIORITIES

Enhancing Public Safety · Protecting the Environment · Maintaining Fiscal Responsibility ·
Supporting Our Youth, Seniors, and Entire Community · Fostering a Positive Organizational Culture ·
Preserving and Cultivating Public Trust · Preserving Our Cultural Heritage

2017 STRATEGIC PRIORITIES

High Speed Rail

Inclusiveness

Infrastructure

Regional Initiatives

Telecommunications

2017 STRATEGIC PRIORITIES:



High Speed Rail

The City of Morgan Hill will directly advocate for our community's needs through our communications, discussions, and decisions. We will continue to engage the community, the High Speed Rail Authority, our state and federal legislators, and other regional agencies to mitigate negative impacts and convey our position that the High Speed Rail Authority should only use the existing Highway 101 right-of-way to avoid all impacts to residents, schools, and businesses. Should the Authority decide the 101 right-of-way is not feasible, we will strongly advocate for the route with the least impact on Morgan Hill.



Inclusiveness

We will celebrate the diversity, history, and culture of our community. Through City Council workshops, community meetings, and researching successes in other communities, the City will listen to and collaborate with the community to define how inclusiveness will be further woven into our community's fabric and to increase public participation. The City's communications, services, public spaces, and projects will embrace all community members as partners, advancing our vision of being a socially responsible community.



Infrastructure

The City will review its streets, parks, and public facilities infrastructure needs initially by updating its 2014 infrastructure study to quantify the funding gap. We will identify potential funding options as ongoing revenue is insufficient to fund our vital community assets at a sustainable level without significantly impacting existing service levels that our community has come to expect. Morgan Hill will actively work with the Valley Transportation Agency, the County, and the State to secure funding for the Santa Teresa extension and road maintenance. We will continue to work closely with our community to inform them of the needs and engage them to find an affordable and sustainable solution.



Regional Initiatives

City Council and staff will focus on influencing regional decisions that benefit Morgan Hill. This regional involvement will include, but not be limited to, partnering with the League of California Cities, Valley Transportation Authority, Santa Clara Valley Water District, Cities Association of Santa Clara County, the City of Gilroy, Santa Clara County, Morgan Hill Unified School District, the Local Agency Formation Commission, the Open Space Authority, and Silicon Valley Clean Energy to advance projects that further Sustainable Morgan Hill.



Telecommunications

The City will collaborate with the private sector to explore ways to provide fast, reliable access and wireless connectivity for residents and businesses. The 2016 Telecommunications Infrastructure and Economic Development Blueprint reports will be the foundation for continuing discussions with broadband providers, public utilities, and other infrastructure service providers in developing an implementation plan for growing our telecommunications infrastructure. The plan will be used to signal Morgan Hill's support for business expansion.