



**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, August 23, 2017 5:30 PM

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

SPECIAL/REGULAR MEETING

(5:30 P.M. Workshop/ 7:00 P.M. Regular Meeting)

SPECIAL MEETING

5:30 P.M.

CALL TO ORDER

Mayor Pro Tem Carr called the special meeting to order at 5:33 p.m.

ROLL CALL ATTENDANCE

Deputy City Clerk Michelle Wilson called the roll.

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

DECLARATION OF POSTING AGENDA

Deputy City Clerk Michelle Wilson declared the posting of the agenda.

WORKSHOP

WATER, WASTEWATER AND STORM DRAINS WORKSHOP

Recommendation:

The purpose of this workshop is to review with staff the recently completed Administrative Drafts of the Utilities Master Plan Documents. The workshop will help the Council understand the future build out of the City's water and wastewater systems.

City Manager Steve Rymer introduced the item.

Engineering and Utilities Director Karl Bjarke along with Tony Akel and Kevin Tuttle with Akel Engineering and Deputy Director of Utilities Dan Repp provided the report.

The public comment was opened at 6:05 p.m. The following people were called to speak.

Doug Muirhead

John Horner

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

CLOSED SESSION

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

OPPORTUNITY FOR PUBLIC COMMENT

The public comment was opened at 6:26 p.m.

There being no requests to speak, the public comment was closed.

ADJOURN TO CLOSED SESSION

The meeting adjourned to closed session at 6:26 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)

REGULAR MEETING

The regular meeting was convened at 7:00 P.M.

SILENT INVOCATION

PLEDGE OF ALLEGIANCE

CITY COUNCIL REPORTS

Mayor Tate shared that he recently signed on to support the Antidefamation League and United States Conference of Mayors, Mayor's Compact to combat hate, extremism, and bigotry. There are ten key components to the compact including openly rejecting extremism, white supremacy, xenophobia and all forms of bigotry. The Compact also aims to denounce all acts of hate wherever they may occur; while balancing public safety, free speech, and acknowledging domestic terrorism. Education and dialogue are also a focus by making anti-hate and anti-bias programs in our nation's schools, bringing targeted communities and leaders together to build trust, and openly celebrating diversity. The compact promotes law enforcement training and community members' response to hate incidents and crimes as well as domestic terrorism. Lastly, it aims to maintain civil rights enforcement and strengthening civil rights laws when necessary. Supporting the Mayor's Compact to fight hate, extremism, and bigotry directly supports our Council Goal of Inclusiveness and he felt it was important to sign on and support the cause.

He also shared that this past weekend he and Council Members Jachimowicz and Spring participated in the peace walk through downtown. It was a wonderful and well organized event and it demonstrated how our community believes in civility, human rights, and inclusivity overall.

CITY MANAGER'S REPORT

City Manager Steve Rymer recognized Monica Delgado, Sydney Oam, and Dat Nguyen for living our core values of customer service and teamwork for their ongoing work on the City Budget.

He provided an update to the community on the traffic signal installation at 4th Street and Monterey Road. The project has been delayed as we are waiting for the signal poles to be delivered; all other work has been completed.

He shared that for those of you that use the Aquatics Center, we have a deck repair project going on causing the instructional pool to be closed through Friday, August 25th.

He shared that the downtown park projects are coming along. The park project on Depot Street next to the train station already has playground equipment being installed.

We have also been working on the Station Area Masterplan to make sure that our downtown is as multimodal as possible for transportation. This focuses on pedestrian and bicycle access and safety. There will be a community meeting next Thursday, August 31, 2017 from 6:30 p.m. to 8:30 p.m. at the Community and Cultural Center.

The Water District will be holding a community meeting on Wednesday, September 13, 2017 at the Community and Cultural Center from 6:00 p.m. to 8:30 p.m. to provide an update on the Anderson Dam seismic update project.

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

CITY ATTORNEY'S REPORT

City Attorney Donald Larkin announced that there was no reportable action on the closed session item.

OTHER REPORTS

Council Member Jachimowicz announced that this week is Women's Equality Week. Monday evening,

they held a screening of the movie Hidden Figures in which around 120 people attended. Tuesday evening was an event at the Library with the AAUW on how to get in touch and communicate with your elected officials and around 60 people attended that event. Thursday evening, we will hold the panel discussion with the women leaders in our community starting at 6:30 here in the Council Chamber. Sunday at GVA downtown we will be holding an all ages mixer from noon to 2:00 p.m. then at 2:00 p.m. we will all move to Monterey Road to hold hands and take a picture together.

Council Member Spring shared that he attended the Magical Bridge Playground kickoff event on Friday. The playground is for all members of the community including those with disabilities. He announced that the group and community are currently raising funds for the project and encouraged the community to provide strong support and donate towards the project.

He also shared that on Saturday he attended a shelter event called Clear the Shelters in support of finding homes for the animals in the shelter. The San Martin shelter was able to find families for almost 40 animals. He thanked all those people who provided homes to the animals.

PROCLAMATIONS

Proclaiming the week of August 21-27, 2017 as Women's Equality Week

Proclaiming the month of September as Childhood Cancer Awareness Month

RECOGNITIONS

Amy Whelan - Art A La Carte

Morgan Hill Pony Baseball Shetland All Start Team- Norcal World Series Winners

PUBLIC COMMENT

The public comment was opened at 7:32 p.m.

Peter Leroe-Munoz was called to speak.

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

ADOPTION OF AGENDA

MOTION

Adopting the agenda, moving item 17 to directly follow the consent calendar.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rich Constantine, Council Member
SECONDER:	Rene Spring, Council Member
AYES:	Tate, Carr, Constantine, Jachimowicz, Spring

CONSENT CALENDAR

Approving consent calendar items 1 through 12.

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

1. LEADERSHIP MORGAN HILL 2017 PUPS IN NEED - MORGAN HILL POLICE DEPARTMENT KENNEL MAKEOVER DONATION

Recommendation:

Adopt resolution accepting a donation from the Leadership Morgan Hill Class of 2017 for the Pups in Need - Morgan Hill Police Department Kennel Makeover Donation.

2. ASSET SEIZURE FUNDS FOR PURCHASE OF IA PRO SOFTWARE AND STOP STICKS

Recommendation:

Adopt resolution for the approval of:

1. Appropriation of \$11,595 from Asset Seizure and Forfeiture unappropriated fund balance for the purchase of 23 Stop Stick tire deflation devices and one Stop Stick training device; and
2. Appropriation of \$15,000 from Asset Seizure and Forfeiture unappropriated fund balance for the purchase of IA Pro Professional Standards Software and Blue Team Field Support Web applications, one year software support and 5 days of training.

3. ADOPT RESOLUTION APPROVING USE OF GOVERNMENT CRIME INSURANCE POLICY FOR CITY OFFICERS AND EMPLOYEES

Recommendation:

Adopt resolution approving the use of Government Crime Insurance Policy in lieu of bonds for City officers and employees.

4. AWARD HIGHLAND AVENUE SEWER UPGRADE PROJECT

Recommendation:

1. Approve Highland Avenue Sewer Upgrade Project plans and specifications;
2. Award contract to Monterey Peninsula Engineering for the Highland Avenue Sewer Upgrade Project in the amount of \$547,900;
3. Authorize expenditure of construction contingency funds not to exceed \$54,790; and
4. Authorize the City Manager to execute and administer the construction contract with Monterey Peninsula Engineering.

5. DOWNTOWN PARKS ART APPROVAL

Recommendation:

1. Approve art proposal for bronze fox art sculpture by Evelyn Davis;
2. Authorize the City Manager to negotiate, execute, and administer an artist agreement with Evelyn Davis; and
3. Authorize the City Manager to finalize exact location of the sculpture within the Downtown Creek Park.

6. COMMUNITY PLAYHOUSE LICENSE AGREEMENT WITH SOUTH VALLEY CIVIC THEATRE

Recommendation:

Authorize the City Manager to execute and administer license agreement through December 2020 with South Valley Civic Theatre.

7. FINAL MAP APPROVAL OF LANDS OF YOUNG - TRACT NO. 10406

Recommendation:

1. Approve the Final Map;
2. Authorize the City Manager to execute the Subdivision Improvement Agreement with Presidio Van Daele Watsonville 37, LLC;
3. Authorize the City Manager to execute a Stormwater Best-Management-Practices (BMP) Operation and Maintenance Agreement pending review and approval by the City Attorney; and
4. Authorize the recordation of the Final Map, Subdivision Improvement Agreement, and the Stormwater BMP Operation and Maintenance Agreement.

8. CITY SUPPORT OF THE LEAGUE OF CALIFORNIA CITIES PUBLIC SAFETY RESOLUTIONS

Recommendation:

1. Authorize the City's voting delegate(s) to vote on the two public safety resolutions to be considered at the League of California Cities (LOCC) annual conference; and
2. Direct staff to participate in advocacy efforts related to the two public safety resolutions: 1) Implement Strategies to Reduce Negative Impacts of Recent Changes to Criminal Laws and 2) Local Control for Emergency Medical Response.

9. APPROVE THE JULY 19, 2017 MEETING MINUTES

Recommendation:

Approve Minutes.

10. APPROVE THE JULY 26, 2017 MEETING MINUTES

Recommendation:

Approve Minutes.

11. APPROVE THE JULY 31, 2017 MEETING MINUTES

Recommendation:

Approve Minutes.

12. APPROVE THE AUGUST 16, 2017 MEETING MINUTES

Recommendation:

Approve Minutes.

OTHER BUSINESS

17. BOYS AND GIRLS CLUB OF SILICON VALLEY AND THE HEALTHIER KIDS FOUNDATION ANNUAL REPORTS

Recommendation:

Receive annual reports from the Boys and Girls Club of Silicon Valley and the Healthier Kids Foundation.

Community Services Director Chris Ghione presented the report.

RESULT:	NO ACTION TAKEN
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PUBLIC HEARING

13. CITY COUNCIL TRANSITION TO BY-DISTRICT ELECTIONS

Recommendation:

1. Review and discuss draft maps and election sequencing;
2. Open/close the public hearing;
3. Waive the first and second reading of the ordinance; and
4. Introduce ordinance selecting the preferred district map and setting the election sequencing.

Deputy City Clerk Michelle Wilson presented the report. She introduced Doug Johnson with National Demographics Corporation who continued the presentation.

The public hearing was opened at 7:51 p.m. The following people were called to speak.
Armando Benavides

Sally Casas

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

Mayor Tate called a recess at 8:05 p.m.

The meeting was reconvened at 8:15 p.m.

Motion:

Adopting district elections map Vertical 2.

RESULT:	ADOPTED [3 TO 2]
MOVER:	Larry Carr, Mayor Pro Tem
SECONDER:	Rich Constantine, Council Member
AYES:	Tate, Carr, Constantine
NAYS:	Jachimowicz, Spring

MOTION

Waiving the first and second reading of the ordinance.

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

MOTION

Introducing the ordinance.

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

14. ELECTRIC VEHICLE CHARGING STATION ORDINANCE

Recommendation:

1. Open/close public hearing;
2. Waive the first and second reading of the ordinance; and
3. Introduce the ordinance.

Building Official Eric Blomquist presented the report.

The public hearing was opened at 8:44 p.m.

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

MOTION:

Waiving the first and second reading of the ordinance.

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

MOTION

Introducing the ordinance.

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

15. CERTIFY ENVIRONMENTAL IMPACT REPORT FOR THE HALE AVENUE EXTENSION AND SANTA TERESA CORRIDOR WIDENING AND REALIGNMENT PROJECT AND ADOPT HALE AVENUE PLAN LINE

Recommendation:

1. Open/close public hearing;
2. Adopt resolution certifying that the Final Environmental Impact Report (EIR) for the Hale Avenue Extension and Santa Teresa Corridor Widening and Realignment Project (Project) is found to be complete, correct, and in substantial compliance with the requirements of the California Environmental Quality Act (CEQA), which includes adopting the Mitigation and Monitoring Program (MMRP) for the Project; and
3. Adopt resolution approving an Official Plan Line for the Hale Avenue Extension and Santa Teresa Corridor Widening and Realignment Project.

Associate Engineer David Gittleson, Deputy Director of Engineering Scott Creer, and Demetri Loukas with David Powers Associates presented the report.

The public hearing was opened at 8:50 p.m.

Brian Faircloth was called to speak.

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

MOTION:

Approving the recommended actions.

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

16. PUBLIC HEARING ON AMENDED REASSESSMENTS FOR REASSESSMENT DISTRICT NO. 2015-2 (MADRONE BUSINESS PARK)

Recommendation:

1. Open/Close Public Hearing; and
2. Adopt resolution confirming the amended reassessments and directing actions with respect thereto Reassessment District No. 2015-2.

Supervising Civil Engineer Charlie Ha presented the report.

The public hearing was opened at 8:55 p.m.
There being no requests to speak, the public hearing was closed.

MOTION:

Approving the recommended action.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Rich Constantine, Council Member
SECONDER:	Rene Spring, Council Member
AYES:	Tate, Carr, Constantine, Jachimowicz, Spring

OTHER BUSINESS

17. ITEM MOVED TO DIRECTLY FOLLOW THE CONSENT CALENDAR

18. ANIMAL SHELTER ASSESSMENT

Recommendation:

1. Receive report, and
2. Continue contributing \$11,000 for housing and sheltering of cats at the San Martin Animal Shelter and \$5,000 for the County's spay and neuter program as included in the FY 17/18 budget.

Police Captain Shane Palsgrove presented the report.

The public comment was opened at 9:07 p.m.

Ava Geddes was called to speak.

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

MOTION:

Approving the recommended action.

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

19. REPORT ON HOMELESSNESS AND AUTHORIZATION OF AGREEMENT WITH COUNTY OF SANTA CLARA TO CONDUCT THE HOMELESS CENSUS REPORTS.

Recommendation:

1. Authorize the City Manager to enter into a three-year agreement between the City of Morgan Hill and the County of Santa Clara retroactively reimbursing Morgan Hill's share of the cost for conducting the 2017 biennial Homeless Census and Survey and prospectively funding the 2019 and 2021 survey for a maximum amount not to exceed \$8,638;
2. Accept the County's 2017 Santa Clara County Homeless Census and Survey Report; and
3. Review and discuss several strategies for addressing homelessness, related community impact issues and enforcement and provide direction.

Housing Manager Rebecca Garcia, Assistant City Manager Leslie Little, Police Chief David Swing, and Ky Le with the County of Santa Clara presented the report.

The public comment was opened at 9:53 p.m.
There being no requests to speak, the public comment was closed.

MOTION:

Approving the recommended action.

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

FUTURE COUNCIL INITIATED AGENDA ITEMS

Council Member Spring requested an item be brought back with recommendations to address the skateboarders in the parking garage.

ADJOURNMENT

There being no further business, the meeting was adjourned at 10:02 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.