



Meeting Minutes City Council

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

Wednesday, May 2, 2018 7:00 pm

Council Chamber
17555 Peak Avenue, Morgan Hill, CA 95037

The City Council has adopted a policy that regular meetings shall not continue beyond 11:00 p.m. unless extended by a majority of the City Council.

CALL TO ORDER

Mayor Tate called the meeting to order at 7:00 p.m.

ROLL CALL ATTENDANCE

Deputy City Clerk Michelle Bigelow called the roll.

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

DECLARATION OF POSTING AGENDA

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

CITY COUNCIL REPORTS

Mayor Tate spoke about his work on the Silicon Valley Clean Energy Board. They are the supplier of the clean energy in Morgan Hill. He shared that the rates they offer Morgan Hill residents are about 5% less than the PG&E rates. He commented that he is the City Council representative for Morgan Hill on the Cities Association Board and encouraged his colleagues to attend the annual dinner coming up on May 10. The topics for the evening will be housing and transportation. He spoke about the recent City/School Liaison meeting, which is a group made up of City of Morgan Hill and School District teammates who work together to better Morgan Hill. He shared that he also took part in the Annual Legislative Summit where representatives from Congress Members to Council Members get to share what is going on in their communities and what the needs of the communities are.

He spoke about the National School Walkout that took place on Friday, April 20. He went to Central High School to talk with the students about gun violence and what they believe needs to happen to make a change. He shared that he and City Manager Christina Turner both attend the monthly Chamber of Commerce Board meetings to give updates on City business. He also mentioned that he has joined a new committee, the Local Policy Maker Group (LPMG) with Caltrain. It is a group made up of elected officials from San Francisco to South Santa Clara County that meet monthly to do advisory work for the Caltrain board. He shared that he has been a member of the Library Joint Powers Authority (JPA) since 1998. The JPA runs several branches of the library in different cities. At their most recent meeting, they reviewed their budget. As a part of that review, the JPA board gave direction to staff to have all library branches open 61 hours a week with open hours on Sundays. They are optimistic that library staff will be able to implement the direction given.

He mentioned that the South County Youth Task Force met earlier in the day. The task force has been in place for about five years and has done some great work. The task force was funded by a grant through CalGRIP. They no longer have that grant and did not qualify for a follow up grant. There is a team looking into other grant and funding opportunities. He reminded the community that he will be holding a Coffee with the Mayor this Saturday at GVA Coffee downtown from 10:00 to 11:30 a.m. Assistant City Manager Leslie Little will be his guest speaker. He concluded by sharing that he will be taking part in the Mother's Day bike ride and pancake breakfast.

SILENT INVOCATION

PLEDGE OF ALLEGIANCE

CITY ATTORNEY'S REPORT

None.

OTHER REPORTS

None.

PROCLAMATIONS

Proclaiming the week of May 7-13, 2018 as Wildfire Awareness Week

Proclaiming the Month of May as Aquatics Month

PUBLIC COMMENT

Mayor Tate opened the public comment at 7:15 p.m.

Jorge Briones was called to speak.

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

PRESENTATIONS

1. AMGEN TOUR OF CALIFORNIA UPDATE

Recommendation:

Receive update on Amgen Tour of California activities.

Economic Development Director Edith Ramirez provided the update.

Mayor Tate opened the public comment at 7:32 p.m.

John McKay was called to speak.

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

RESULT:	NO ACTION TAKEN
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ADOPTION OF AGENDA

MOTION:

Adopting the agenda as posted.

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

CONSENT CALENDAR

MOTION:

Approving Consent Calendar items 2 through 11.

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

2. APPROVE FIFTH AMENDMENT TO FIRATO SERVICE COMPANY, INC. MAINTENANCE SERVICE AGREEMENT

Recommendation:

Approve the fifth amendment to the maintenance service agreement with Firato Service Company for \$928,950 for four years of service.

3. APPROVE AMENDED SUBDIVISION IMPROVEMENTS AGREEMENT FOR LANDS OF AHMADI (APN 817-59-066,067,068)

Recommendation:

1. Approve the Amended Subdivision Improvements Agreement with Rahmatollah Ahmadi;
2. Authorize the City Manager to execute the Amended Subdivision Improvements Agreement; and
3. Authorize the recordation of the Amended Subdivision Improvements Agreement.

4. APPROVAL OF STORMWATER BEST MANAGEMENT PRACTICES (BMP) OPERATION AND MAINTENANCE AGREEMENT FOR MONTEREY AND THIRD DEVELOPMENT AT 17270 AND 17290 MONTEREY ROAD (APN: 726-13-056 & 057)

Recommendation:

1. Approve a Stormwater Best Management Practices (BMP) Operation and Maintenance Agreement for the Monterey & Third development at 17270 and 17290 at Monterey Road (APN: 726-13-056 & 057); and
2. Authorize the City Manager to execute the Stormwater BMP Operation and Maintenance Agreement pending review and approval by the City Attorney.

5. APPROVAL OF A CONSULTANT AGREEMENT WITH DAVID J. POWERS & ASSOCIATES, INC. (DJPA) FOR PREPARATION OF THE ANNEXATION ENVIRONMENTAL IMPACT REPORT (ANNEXATION EIR)

Recommendation:

Adopt resolution approving and authorizing the City Manager to execute and administer a Consultant Agreement with David J. Powers & Associates, Inc. (DJPA) for preparation of the Annexation Environmental Impact Report (Annexation EIR) and approving an amendment to the City's Fiscal Year 2017-2018 budget in the long range planning fund (Fund 207) to appropriate \$219,000.

6. APPROVAL OF COUNTYWIDE AB 939 AND HOUSEHOLD HAZARDOUS WASTE COLLECTION AGREEMENTS

Recommendation:

Authorize the City Manager to execute the Countywide AB 939 and Household Hazardous Waste Collection agreements.

7. AWARD MONTEREY ROAD SEWER VAULT COATING PROJECT

Recommendation:

1. Approve Monterey Road Sewer Vault Coating Project plans and specifications;
2. Award contract to SoCal Pacific Construction Corp d.b.a. National Coating and Lining Company for the Monterey Road Sewer Vault Coating Project in the amount of \$198,500;
3. Authorize expenditure of construction contingency funds not to exceed \$19,850; and
4. Authorize the City Manager to execute and administer the construction contract with SoCal Pacific Construction Corp d.b.a. National Coating and Lining Company.

8. ADOPT ORDINANCE APPROVING ZONING AMENDMENT ZA2017-0007 FOR A PLANNED DEVELOPMENT MASTER PLAN FOR A 32-UNIT RESIDENTIAL DEVELOPMENT TO BE LOCATED ON A 5.26- ACRE SITE LOCATED AT 505 E. DUNNE AVENUE (APN 726-02-014)

Recommendation:

Waive the reading, adopt Ordinance No. 2274, New Series, and declare that said title, which appears on the agenda, shall be determined to have been read by title and further reading waived.

9. ADOPT ORDINANCE APPROVING A DEVELOPMENT AGREEMENT DA2017-0003: E. DUNNE- KYONO FOR A 32-UNIT RESIDENTIAL DEVELOPMENT ON A 5.26-ACRE SITE LOCATED AT 505 E. DUNNE AVENUE (APN 726-02-014)

Recommendation:

Waive the reading, adopt Ordinance No. 2275, New Series, and declare that said title, which appears on the agenda, shall be determined to have been read by title and further reading waived.

10. ADOPT ORDINANCE AMENDING CHAPTER 1.19 OF THE MORGAN HILL MUNICIPAL CODE TO ALLOW FOR ADMINISTRATIVE CITATIONS TO BE ISSUED FOR CONTINUING VIOLATIONS OF BUILDING, PLUMBING, ELECTRICAL, OR OTHER SIMILAR STRUCTURAL OR ZONING ISSUES; ADOPTING A SCHEDULE OF FINES FOR VIOLATIONS OF TITLE 15 (BUILDING AND CONSTRUCTION); AND CLARIFYING THE PROCESS FOR ADMINISTRATIVE CITATIONS; AMENDING CHAPTER 1.24 TO MAKE ALL OFFENSES OF THE MORGAN HILL MUNICIPAL CODE, EXCEPT FOR TRAFFIC VIOLATIONS IN TITLE 10, PROSECUTABLE AS MISDEMEANORS WHICH MAY BE MADE INFRACTIONS AT THE DISCRETION OF THE CITY ATTORNEY; AND AMENDING VARIOUS CODE PROVISIONS TO DELETE SPECIFIC MISDEMEANOR OR INFRACTION CLASSIFICATIONS

Recommendation:

Waive the reading, adopt Ordinance No. 2276, New Series, and declare that said title, which appears on the agenda, shall be determined to have been read by title and further reading waived.

11. APPROVE THE APRIL 18, 2018 MEETING MINUTES

Recommendation:

Approve Minutes.

OTHER BUSINESS

12. APPROVE CONCEPTUAL DESIGN FOR CENTENNIAL RECREATION CENTER EXPANSION PROJECT

Recommendation:

Approve Conceptual Design for the Centennial Recreation Center Expansion Project.

Senior Project Manager Yat Cho, along with Lesley Miles with Weston Miles Architects, provided the report.

Mayor Tate opened the public comment at 7:51 p.m.
There being no requests to speak, the public comment was closed.

MOTION:

Approving the recommended action.

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

13. MARCH 2018 FINANCIAL AND INVESTMENT REPORT

Recommendation:

Accept and file report.

Items 13 and 14 were taken together.

City Manager Christina Turner introduced the item. Finance Director Dat Nguyen and Budget Manager Monica Delgado provided the report.

Mayor Tate called a recess at 8:03 p.m.

The meeting was reconvened at 8:09 p.m.

Mayor Tate opened the public comment at 8:34 p.m.

Peter Mandel was called to speak.

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

RESULT:	NO ACTION TAKEN
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14. INTRODUCE RECOMMENDED FISCAL YEAR 2018-19 AND 2019-20 OPERATING BUDGET AND FISCAL YEAR 2018-19 THROUGH 2023-24 CAPITAL IMPROVEMENT PROGRAM BUDGET

Recommendation:

Receive Budget Presentation.

RESULT:	NO ACTION TAKEN
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15. HOUSING – MEETING THE CALIFORNIA HOUSING ACCOUNTABILITY ACT REQUIREMENTS AND MORGAN HILL’S REGIONAL HOUSING NEED ALLOCATIONS (RHNA)

Recommendation:

1. Receive KMA Report, “Strategy for Increasing the Supply of Affordable Housing”;
2. Discuss menu of options and the implications of modifications to the Residential Development Control System (RDCS) Program; and
3. Direct staff to return with additional information or take steps to prepare recommended actions or preparation of policy documents related to affordable housing accountability and production.

Housing Manager Rebecca Garcia, along with Assistant City Manager Leslie Little and Debbie Kern with Keyser Marston and Associates, provided the report.

The public comment was opened at 9:18 p.m.

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

RESULT:	NO ACTION TAKEN
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CITY MANAGER'S REPORT

City Manager Christina Turner shared that the slide at Nob Hill Trail Park is now open thanks to the great work of our Community Services team working in conjunction with the Engineering team. She highlighted that last Saturday the City hosted the youth triathlon at the Aquatics Center and Outdoor Sports Center. The Art a la Carte event also took place on Saturday and was put on by the Library, Culture, and Arts Commission at the Community and Cultural Center. She concluded by mentioning that the Downtown Association's Annual Wine Stroll also took place last Saturday.

FUTURE COUNCIL INITIATED AGENDA ITEMS

None.

ADJOURNMENT

There being no further business, the meeting was adjourned at 9:36 p.m.

MINUTES PREPARED BY:

Michelle Bigelow, Deputy City Clerk