



Regular Meeting Agenda

City Council

Rich Constantine - Mayor
Rene Spring - Mayor Pro Tem
Yvonne Martinez Beltran - Council Member
Larry Carr - Council Member
John McKay - Council Member

Wednesday, September 18, 2019 7:00 p.m.

Council Chamber
17555 Peak Avenue, Morgan Hill, CA 95037

AMENDED AGENDA

Please note this agenda has been amended to include a closed session item at the end of the agenda. 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

ROLL CALL ATTENDANCE

Deputy City Clerk Michelle Bigelow

DECLARATION OF POSTING OF THE AGENDA

Per Government Code Section 54954.2
Deputy City Clerk Michelle Bigelow

SILENT INVOCATION

PLEDGE OF ALLEGIANCE

CITY COUNCIL REPORTS

Council Member Martinez Beltran

CITY MANAGER'S REPORT

City Manager Christina Turner

CITY ATTORNEY'S REPORT

City Attorney Donald Larkin

OTHER REPORTS

RECOGNITIONS

Recognizing Alyssa Buzbee-Good, author of The Journey

PROCLAMATIONS

Proclaiming September 30, 2019 as Lewy Body Dementia Awareness Day in honor of Susan Berghoff

Proclaiming the week of September 17-23, 2019 as Constitution Week

Proclaiming the month of September 15, 2019 to October 15, 2019 as Hispanic Heritage Month

PRESENTATIONS

YAC PRESENTATION - ASSET # 21 - ACHIEVEMENT MOTIVATION

PUBLIC COMMENT

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. (See additional noticing at the end of this agenda)

PUBLIC COMMENT SUPPLEMENT 1

PUBLIC COMMENT SUPPLEMENT 2

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. ACCEPT DONATION FROM JTJ MORGAN HILL RE, LLC FOR A SPEAKER SERIES

Recommendation:

Accept \$10,000 in donations from JTJ Morgan Hill RE, LLC for the production and support of a Choose Morgan Hill Speaker Series, highlighting the four key industry sectors identified in Morgan Hill's Economic Blueprint.

2. ACCEPT JULY 2019 FINANCIAL AND INVESTMENT REPORT

Recommendation:

Accept and file report.

3. ACCEPT ANNUAL REPORTS OF ACTIVITIES BY NONPROFIT PARTNER ORGANIZATIONS

Recommendation:

Receive annual reports from City partner organizations.

4. APPROVE A UTILITY MUTUAL ASSISTANCE AGREEMENT

Recommendation:

1. Approve an agreement with California Water/Wastewater Agency Response Network (CalWARN) to provide mutual assistance during an emergency in accordance with the California Emergency Services Act and the California Disaster and Civil Defense Master Mutual Aid Agreement; and to provide reimbursement for equipment, supplies and personnel made available on an emergency basis; and
2. Authorize the City Manager to execute and administer the agreement.

5. APPROVE IMPACT FEE FREEZE AGREEMENT WITH MORGAN HILL RETAIL VENTURE, L.P. FOR THE DEVELOPMENT OF RETAIL SPACES IN THE SHOPPING CENTER KNOWN AS COCHRANE COMMONS

Recommendation:

1. Confirm that commercially zoned Assisted Living Facilities are not eligible for the Fee Freeze Program;
2. Approve an Impact Fee Freeze Agreement for the development of commercial retail/office buildings on 51 acres of Cochrane Commons; and
3. Authorize the City Manager to execute and administer the Impact Fee Freeze Agreement.

6. AWARD CENTENNIAL RECREATION CENTER EXPANSION PROJECT TO CRW INDUSTRIES, INC.

Recommendation:

1. Adopt resolution amending the Fiscal Year 2019-20 Budget to appropriate an additional \$805,000 from the Community Center Impact Fund (360), for the Centennial Recreation Expansion Project (CIP#138016);
2. Approve the Centennial Recreation Expansion Project plans and specifications;
3. Award contract to CRW Industries, Inc. for the Centennial Recreation Center Expansion Project in the amount of \$2,443,138;
4. Authorize the expenditures of construction contingency funds not to exceed \$244,314; and
5. Authorize the City Manager to execute and administer the construction contract with CRW Industries, Inc. pending review and approval by the City Attorney.

7. ADOPT ORDINANCE APPROVING A DEVELOPMENT AGREEMENT DA2018-0001: OLD MONTEREY- KELLY VO FOR A 6-LOT SINGLE-FAMILY RESIDENTIAL SUBDIVISION PROJECT PROPOSED ON A 1.13-ACRE PARCEL LOCATED ON THE SOUTHWEST CORNER OF OLD MONTEREY ROAD AND MUSTARD AVE LOCATED AT 18755 OLD MONTEREY ROAD (APN 764-24-061)

Recommendation:

Waive the reading, adopt Ordinance No. 2303, 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.

8. ADOPT ORDINANCE AMENDING CHAPTER 6.36 (“ANIMALS AND LAND USE”) IN TITLE 6 (“ANIMALS”) OF THE MORGAN HILL MUNICIPAL CODE TO ALLOW RESIDENTIAL BEEKEEPING UNDER CERTAIN CIRCUMSTANCES

Recommendation:

Waive the reading, adopt Ordinance No. 2304, 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.

PUBLIC HEARING

9. ACCEPT THE 2019 PUBLIC HEALTH GOALS REPORT ON WATER QUALITY

Recommendation:

1. Take public comment and provide staff response; and
2. Accept and file the June 2019 Public Health Goals Report on Water Quality for the City of Morgan Hill.

Estimated Time: 15 Minutes

OTHER BUSINESS

10. PROVIDE DIRECTION REGARDING CITY USE OF HERBICIDES

Recommendation:

1. Receive report on herbicide use in City parks, facilities, medians, and right of ways; and
2. Provide staff with direction on future use of herbicides by the City.

Estimated Time: 25 Minutes

11. PROVIDE DIRECTION REGARDING CITYWIDE TRAFFIC STUDIES AND RELATED PROJECT UPDATES

Recommendation:

1. Receive cut-through traffic study;
2. Receive final intersection analysis and update on improvements;
3. Receive update on traffic projects; and
4. Provide staff feedback on next steps for traffic congestion and pedestrian safety management.

Estimated Time: 30 Minutes

12. ACCEPT REPORT ON GEOGRAPHIC INFORMATION SYSTEMS (GIS) STRATEGIC PLAN

Recommendation:

Accept report on the Geographic Information Services (GIS) Strategic Plan.

Estimated Time: 15 Minutes

13. APPOINT VOTING DELEGATES FOR THE 2019 LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE AND APPROVE CITY SUPPORT OF THE LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE RESOLUTIONS

Recommendation:

1. Appoint voting delegate and up to two (2) alternate voting delegates to the League of California Cities' Annual Conference;
2. Direct the Clerk team to complete and forward the voting delegate form to the League of California Cities;
3. Confirm "support" position on two resolutions; and
4. Authorize the City's voting delegate(s) to vote on the two resolutions to be considered at the League of California Cities (LOCC) annual conference.

Estimated Time: 5 Minutes

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:

OPPORTUNITY FOR PUBLIC COMMENT

ADJOURN TO CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Pursuant to: Government Code Section 54956.9(d)(4)

Number of Cases: One (1)

RECONVENE

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
- Maintaining Fiscal Responsibility
- 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

2019-2020 Strategic Priorities

- Agricultural Preservation
- Cannabis Policy
- Community Engagement and Messaging
- Economic Development
- Financial Stewardship
- High Speed Rail
- Homelessness
- Housing
- Infrastructure
- Telecommunications
- Traffic/Transportation

