CITY OF MORGAN HILL

Meeting Minutes
City Council

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

Wednesday, December 18, 2019 6:00 pm

Council Chamber
17555 Peak Avenue, Morgan Hill, CA 95037

SPECIAL/REGULAR MEETING

A special meeting of the City Council was called at 6:00 p.m. for the purpose of conducting a closed session.

6:00 p.m. Closed Session

7:00 p.m. Regular Meeting

STUDENTS - THE CLOSED SESSION THAT STARTS AT 6:00 P.M. IS NOT OPEN TO THE PUBLIC. THE REGULAR MEETINGS STARTS AT 7:00 P.M.

SPECIAL MEETING

6:00 p.m. Closed Session

CALL TO ORDER

Mayor Constantine called the Special Meeting to order at 6:00 pm.

ROLL CALL ATTENDANCE

Deputy City Clerk Michelle Bigelow called the roll.

Attendee Name	Title	Status	Arrived

Rich Constantine	Mayor	Present	
Rene Spring	Mayor Pro Tem	Present	
Yvonne Martinez Beltran	Council Member	Late	6:55 PM
Larry Carr	Council Member	Late	6:07 PM
John McKay	Council Member	Present	

DECLARATION OF POSTING AGENDA

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

CLOSED SESSION

City Attorney Donald Larkin announced the closed session items.

OPPORTUNITY FOR PUBLIC COMMENT

The public comment opened at 6:04 pm.

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

ADJOURN TO CLOSED SESSION

The meeting adjourned to closed session at 6:06 pm.

CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION

Significant exposure to litigation under Government Code Section 54956.9(b)

Two Cases

REAL PROPERTY NEGOTIATIONS

Pursuant to:	Government Code Section 54956.8
Property:	APN 81713011
Negotiating Parties:	Public Services Director, City Manager
Property Owner:	Sergi, James P Trustee & ET AL
Under Negotiation:	Price and Terms of Payment

RECONVENE

The regular meeting convened at 7:12 pm.

REGULAR MEETING

7:00 p.m.

SILENT INVOCATION

PLEDGE OF ALLEGIANCE

PRESENTATIONS

YAC PRESENTATION - ASSET #39 SENSE OF PURPOSE

WINERIES OF SANTA CLARA VALLEY PRESENTATION - GEOFF MACE, STACY GIANNINI & GENA GUGLIELMO

CITY COUNCIL REPORTS

Mayor Constantine reported on his recent trip to Washington DC. Congresswoman Zoe Lofgren invited him to attend to discuss the Anderson Dam project. In attendance at that meeting was Congresswoman Zoe Lofgren, Congressman Jimmy Panetta, Congresswoman Anna Eshoo, Congressman Ro Khanna, representatives from Valley Water, the Federal Energy Regulatory Commission (FERC), the US Army Corps of Engineers, US Fish and Wildlife, the National Marine Fisheries Service (NMFS), a representative for Santa Clara County Board of Supervisors Cindy Chavez, and a representative for San Jose City Council Member Maya Esparza. Unfortunately, the meeting was not very productive. FERC and NMFS are asking for information which has already been provided potentially causing a delay in the project of 2 years. He shared that he received an update on the project from Valley Water today and as of Monday they are still working out the kinks with FERC and NMFS and hopefully some headway can be made before the next meeting in March 2020.

CITY MANAGER'S REPORT

City Manager Christina Turner requested that item 6 be pulled from the agenda as the consultant has requested to amend the contract language. She mentioned the evening's supplements and presentations.

She congratulated the South County communities for a successful Gun Buy Back event. This past Saturday, 493 firearms were collected in Gilroy at the event. That consisted of 26 assault weapons, 205 hand guns, 159 rifles, and 103 shotguns. In exchange for the firearms, a total of $47,300 was given out. Additionally, 300 gun locks and resource bags with information about firearm storage and suicide prevention were distributed. She thanked the Morgan Hill and Gilroy Police Departments, the Santa Clara County District Attorney's Office, the Community Law Enforcement Foundation, Brian Sullivan who was instrumental in getting this event setup and executed, Santa Clara County Public Health, Santa Clara County Behavioral Health, the Sunnyvale Department of Public Safety, along with many volunteers for getting these unwanted firearms out of the community while also promoting the safe storage of firearms.

She announced that the Morgan Hill Police Department has launched a mobile app that is a direct connection to our Police Department for instant public safety communications, links to programs and resources, and much more. A Spanish version of the app is also available through Google Play but not through the Apple Store.

She shared that Senate Bill 330, the Housing Bill will be effective on January 1, 2020. In relation to housing, the Southern California Newsgroup put together a ranking on how cities and counties are doing in meeting State mandated Regional Housing Needs Allocation (RHNA) goals to issue housing permits across a range of income levels. Jurisdictions are being graded based on how close they are to being on track through the end of 2018. Most cities are planning for housing through their Housing Elements but are not meeting the goals of actually building the units. Morgan Hill was the only city in the County to receive an overall A-.

She mentioned that last week she wrapped up her presidency with the Santa Clara County City Managers Association. We hosted about 100 guests for the Annual Holiday Luncheon at the Granada Theatre.

She announced that certain City operations will be furloughed starting on Monday, December 23rd

through Wednesday, January 1st.

CITY ATTORNEY'S REPORT

City Attorney Donald Larkin shared that there was no reportable action from the three closed session items that took place earlier in the evening.

OTHER REPORTS

Council Member Carr shared that you can ride Valley Transportation Authority (VTA) transit, buses, or light rails, for free December 28th through December 31st. That also coincides with VTA all new service that starts on December 28th. If you are a regular rider of VTA and you haven't checked out your new time schedule, please do so, so that you don't miss a bus or light rail that you may be taking. VTA has staff out at the different transit centers to help people understand the new schedule. Their website is also a great resource, vta.org.

Council Member McKay shared that having served as a Council Member for a year now, he is very proud to be working with the fine people on this dais and he doesn't think there is a better City Council in the state. He thanked the community and City staff sharing that the staff have been incredible to work with and he has had the opportunity to learn so much from them and values everything they do. Our staff and community are among the best. He thanked everyone that is out there volunteering and getting things done in honor of the city and wished everyone a very happy holiday.

Council Member Martinez Beltran thanked the community for the opportunity to serve as a council member. It has been an incredible year of growth for her and an incredible year serving the community. She wished everyone a warm and wonderful holiday. She reminded the community that not everyone is as fortunate as we are and encouraged the community to offer a helping hand to those in need. She thanked her colleagues on the dais for helping contribute to her growth. It has been an honor to serve with you and learn from you. She recognized City Manager Christina Turner for serving as the President of the City Managers Association. She concluded by announcing that the LatinX coalition is having a holiday posada and celebration on this Sunday at the Grange Hall at 6:00 pm. There will be bilingual caroling, mariachi, tamales, desserts, and postres, music, and of course a pinata. She encouraged the community to attend.

PUBLIC COMMENT

The public comment opened at 7:56 pm. The following people were called to speak:

Joe Baranowski

Miguel Jimenez yielded his time to Mr. Baranowski

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

ADOPTION OF AGENDA

MOTION:

Adopting the agenda as posted.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Larry Carr, Council Member
SECONDER:	John McKay, Council Member
AYES:	Constantine, Spring, Martinez Beltran, Carr, McKay

CONSENT CALENDAR

MOTION:

Approving consent calendar items 1 through 5, 7, and 9 through 17. Item 6 was pulled from the agenda.

RESULT:	**APPROVED [UNANIMOUS]**
MOVER:	Rene Spring, Mayor Pro Tem
SECONDER:	John McKay, Council Member
AYES:	Constantine, Spring, Martinez Beltran, Carr, McKay

1. APPROVE THIRD AMENDMENT TO SERVICE AGREEMENT FOR DESIGN PROFESSIONALS WITH MARK THOMAS & COMPANY FOR THE HALE AVENUE EXTENSION PROJECT

Recommendation:

Approve and authorize the City Manager to execute and administer the Third Amendment to Service Agreement for Design Professionals with Mark Thomas & Company for additional scope of services for the Hale Avenue Extension Project for an additional $99,600, for a total not to exceed amount of $683,033.

2. APPROVE SECOND AMENDMENT FOR SERVICE AGREEMENT FOR DESIGN PROFESSIONALS WITH MOTT MACDONALD FOR THE TENNANT AVENUE SEWER PROJECT

Recommendation:

Approve and authorize the City Manager to execute and administer a Second Amendment, extending the term, for Services Agreement for Design Professionals with Mott MacDonald, Inc. for the Tennant Avenue Sewer Upgrade Project.

3. APPROVE THIRD AMENDMENT TO AGREEMENT WITH DAVID J. POWERS & ASSOCIATES TO REVIEW AND PROVIDE COMMENTS ON THE HIGH SPEED RAIL PROJECT

Recommendation:

Approve and authorize the City Manager to execute and administer the Third Amendment to Agreement with David J. Powers & Associates for technical support services related to environmental review of the High Speed Rail project, extending the Term of Agreement until December 31, 2020.

4. APPROVE FOURTH AMENDMENT FOR DESIGN SERVICES AGREEMENT WITH SCHAAF & WHEELER FOR THE SEWER LIFT STATION IMPROVEMENTS PROJECT

Recommendation:

Approve and authorize the City Manager to execute and administer a Fourth Amendment to Service Agreement for Design Professionals with Schaaf & Wheeler Consulting Engineers to provide additional services for the Lift Station Improvements extending the term of the contract for one year.

5. APPROVE SERVICE AGREEMENT FOR DESIGN PROFESSIONALS FOR COMPACTION TESTING AND SPECIAL INSPECTION

Recommendation:

Approve and authorize the City Manager to execute and administer agreements with Engeo, Inc. in the amount of $350,000 and Construction Testing Services, Inc. in the amount of $150,000 for compaction testing and special inspection services for various capital improvement projects.

6. APPROVE PROFESSIONAL SERVICES AGREEMENT WITH NELSON\NYGAARD CONSULTING ASSOCIATES, INC. TO ASSIST WITH CITY'S IMPLEMENTATION OF

STATE SENATE BILL 743 (TRANSITION FROM LEVEL-OF-SERVICE (LOS) TO VEHICLE-MILES-TRAVELED (VMT) METRIC FOR TRANSPORTATION ANALYSIS UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA))

Recommendation:

Approve and authorize the City Manager to execute and administer the professional services agreement with Nelson\Nygaard Consulting Associates, Inc. for assistance with City's implementation of State Senate Bill 743 (SB 743) for a total not-to-exceed amount of $110,000.

Item pulled from the agenda.

7. APPROVE TWO YEAR PROPERTY LEASE AGREEMENT WITH ADVENT GROUP MINISTRIES AT 535 ALKIRE STREET

Recommendation:

Approve and authorize the City Manager to execute and administer a lease agreement with Advent Group Ministries for the property located at 535 Alkire Street, Suite 150 (also known as The Villas) for the Advent Step Up Program.

8. ITEM PULLED FOR DISCUSSION

9. APPROVE PLANS EXAMINER AND PLAN CHECK ENGINEER CLASSIFICATIONS, AND REVISED AFSCME AND PART-TIME TEMPORARY AND SEASONAL EMPLOYEES SALARY SCHEDULES

Recommendation:

1. Approve the Part-Time Temporary and Seasonal Employees Salary Schedule;
2. Approve the Plans Examiner and Plan Check Engineer classifications and updated American Federation of State, County and Municipal Employees (AFSCME) salary schedule; and
3. Adopt resolution amending the adopted Fiscal Year 2019-20 budget to appropriate $100,139 from the Development Services Fund (206) for the personnel related expenditures.

10. APPROVE AMENDED RESPONSE TO GRAND JURY REPORT TITLED "INQUIRY INTO GOVERNANCE OF THE VALLEY TRANSPORTATION AUTHORITY"

Recommendation:

Authorize the City Manager to file the Amended Response to the Civil Grand Jury Report, "Inquiry into Governance of the Valley Transportation Authority," with the Presiding Judge of the Santa Clara County Superior Court.

11. AWARD CITY FACILITY FIBER NETWORK INFRASTRUCTURE PROJECT

Recommendation:

1. Approve City Facility Fiber Network Infrastructure Project plans and specifications;
2. Award contract to Elco Electric, Inc. for the City Facility Fiber Network Infrastructure Project in the amount of $160,589;
3. Authorize expenditure of construction contingency funds not to exceed $32,118; and
4. Authorize the City Manager to execute and administer the construction contract with Elco Electric, Inc.

12. ADOPT ORDINANCE 2308 NEW SERIES, AN ORDINANCE OF THE CITY OF MORGAN HILL APPROVING A ZONING MAP AMENDMENT ZA2019-0006 FOR AN RDM-7,000/PLANNED DEVELOPMENT COMBINING DISTRICT AND PLANNED DEVELOPMENT MASTER PLAN FOR A 24-LOT SINGLE-FAMILY RESIDENTIAL

DEVELOPMENT ON A 4.84-ACRE SITE LOCATED ON THE NORTHWEST CORNER OF THE INTERSECTION OF DIANA AVENUE AND LOTUS WAY (DIANA MANA HANALEI PROJECT/MONTECITO ESTATES) (APN 726-09-001 & 726-09-002)

Recommendation:

Waive the reading, adopt Ordinance No. 2308, 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.

13. **ADOPT ORDINANCE 2309 NEW SERIES, AN ORDINANCE OF THE CITY OF MORGAN HILL APPROVING A DEVELOPMENT AGREEMENT DA2018-0003: DIANA-MANA HANALEI (MONTECITO ESTATES) FOR A 24-LOT RESIDENTIAL SUBDIVISION ON A 4.84-ACRE SITE LOCATED ON THE NORTHWEST CORNER OF DIANA AVENUE AND LOTUS WAY (APN 726-09-001 & 726-09-002)**

Recommendation:

Waive the reading, adopt Ordinance No. 2309, 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.

14. **ADOPT ORDINANCE 2310 AMENDING SECTION 18.24.020 (LAND USE REGULATIONS) OF CHAPTER 18.24 (COMMERCIAL ZONING DISTRICTS); AMENDING SECTION 18.92.030 (CONVENIENCE MARKETS) OF, AND ADDING SECTIONS 18.92.031 (LIQUOR STORE) AND 18.92.032 (CONVENIENCE MARKETS WITH FUEL AND SERVICE STATIONS) TO, CHAPTER 18.92 (SUPPLEMENTAL STANDARDS); AND AMENDING SECTION 18.124.040 (COMMERCIAL USES) OF CHAPTER 18.124 (LAND USE DEFINITIONS) OF TITLE 18 (ZONING) OF THE MUNICIPAL CODE OF THE CITY OF MORGAN HILL REGULATING CONVENIENCE MARKETS, FUEL AND SERVICE STATIONS, AND LIQUOR STORES**

Recommendation:

Waive the reading, adopt Ordinance No. 2310, 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.

15. **ADOPT ORDINANCE 2311 NEW SERIES AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORGAN HILL AMENDING CHAPTER 5.64 ("TOBACCO RETAILER'S LICENSE") OF TITLE 5 ("BUSINESS LICENSES GENERALLY") OF THE MUNICIPAL CODE OF THE CITY OF MORGAN HILL REGULATING TOBACCO RETAILER'S LICENSE**

Recommendation:

Waive the reading, adopt Ordinance No. 2311, 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.

16. ADOPT ORDINANCE 2312, NEW SERIES AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORGAN HILL APPROVING THE TRANSFER OF 11 ALLOTMENTS FROM THE MONTEREY-LUCKY SHING (MANZANITA PARK) PROJECT AND A DEVELOPMENT AGREEMENT AMENDMENT AAE2019-0010 (DAA2018-0002): E. DUNNE-YOUNG (ANDALUSIA) TO INCORPORATE 26 BUILDING ALLOTMENTS INTO THE APPROVED DEVELOPMENT AGREEMENT FOR THE 46-UNIT ANDALUSIA DEVELOPMENT LOCATED ON THE NORTH SIDE OF EAST DUNNE AVENUE, DIRECTLY NORTH OF THE MORGAN HILL KINDERCARE FACILITY LOCATED AT 605 EAST DUNNE AVENUE (APN 726-02-007)

Recommendation:

Waive the reading, adopt Ordinance No. 2312, 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.

17. ADOPT ORDINANCE 2313, NEW SERIES AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORGAN HILL AMENDING CHAPTER 18.84 (ACCESSORY DWELLING UNITS) AND SECTION 18.124.020 (RESIDENTIAL LAND USES) OF CHAPTER 18.124 (LAND USE DEFINITIONS) OF TITLE 18 (ZONING CODE) OF THE MUNICIPAL CODE OF THE CITY OF MORGAN HILL IMPLEMENTING AMENDMENTS MADE TO THE CALIFORNIA PLANNING AND ZONING LAW REGARDING ACCESSORY DWELLING UNITS AND JUNIOR ACCESSORY DWELLING UNITS BY ASSEMBLY BILL 68, ASSEMBLY BILL 881, AND SENATE BILL 13

Recommendation:

Waive the reading, adopt Ordinance No. 2313, 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.

ITEMS PULLED FOR DISCUSSION

8. APPROVE APPLICATION TO BAY AREA METRO FOR A NEW PRIORITY PRODUCTION AREA AND A MODIFIED PRIORITY DEVELOPMENT AREA

Recommendation:

1. Adopt resolution designating two industrial areas as illustrated in Exhibit 1 of the Resolution as a Priority Production Area (PPA) for the City of Morgan Hill;
2. Adopt resolution expanding the City of Morgan Hill's existing Priority Development Area (PDA) beyond Downtown as illustrated in Exhibit 1 of the Resolution; and
3. Authorize the City Manager to take all necessary ministerial actions to complete the PPA and or PDA application process and implement the provisions of the Resolution.

Council Member Carr excused himself from the dais.

Economic Development Manager John Lang and Community Development Director Jennifer Carman provided a report and answered questions.

The public comment was opened at 8:32 pm. The following people were called to speak:
Joe Baranowski
John Horner
Miguel Jimenez
There being no further requests to speak, the public comment was closed.

MOTION:

Approving the recommended actions, striking "distribution" from the Priority Production Area resolution.

RESULT:	**MOTION FAILED [2 TO 2]**
MOVER:	Yvonne Martinez Beltran, Council Member
SECONDER:	Rene Spring, Mayor Pro Tem
AYES:	Spring, Martinez Beltran
NAYS:	Constantine, McKay
ABSTAIN:	Carr

MOTION:
Approving the recommended actions.

RESULT:	**MOTION FAILED [2 TO 2]**
MOVER:	Rich Constantine, Mayor
SECONDER:	John McKay, Council Member
AYES:	Constantine, McKay
NAYS:	Spring, Martinez Beltran
ABSTAIN:	Carr

MOTION:
Approving the recommended actions, striking "such as production, advanced manufacturing, distribution, or related activities" from the Priority Production Area resolution.

RESULT:	**ADOPTED [4 TO 0]**
MOVER:	Yvonne Martinez Beltran, Council Member
SECONDER:	John McKay, Council Member
AYES:	Constantine, Spring, Martinez Beltran, McKay
ABSTAIN:	Carr

The meeting recessed at 8:54 pm.
The meeting reconvened at 9:02 pm.

PUBLIC HEARING

18. RESCIND ORDINANCE NO. 2131 NEW SERIES IN RESPONSE TO REFERENDUM CHALLENGING ZONING AMENDMENT FOR A PARCEL LOCATED ON THE NORTHEAST CORNER OF MADRONE PARKWAY AND LIGHTPOST WAY (APN 726-33-026)

Recommendation:

Rescind Ordinance No. 2131 in response to the referendum petition submitted by the Morgan Hill Hotel Coalition.

City Attorney Donald Larkin provided the report.

The public hearing was opened at 9:11 pm.
Joe Baranowski was called to speak.
There being no further requests to speak, the public hearing was closed.

MOTION:
Approving the recommended action.

RESULT:	**RESCINDED [UNANIMOUS]**
MOVER:	Rene Spring, Mayor Pro Tem
SECONDER:	Yvonne Martinez Beltran, Council Member
AYES:	Constantine, Spring, Martinez Beltran, Carr, McKay

19. ADOPT RESOLUTION AMENDING THE GENERAL PLAN LAND-USE DESIGNATION ON THE PARCEL LOCATED AT THE SOUTH-EAST CORNER OF LIGHTPOST WAY AND MADRONE PARKWAY. (APN 726-33-026) FROM COMMERCIAL TO COMMERCIAL/INDUSTRIAL

Recommendation:

1. Open/close public hearing; and
2. Adopt Resolution approving an amendment to the General Plan land-use designation.

Community Development Director Jennifer Carman provided a presentation and report.

The public hearing opened at 9:16 pm.
There being no requests to speak, the public hearing closed.

MOTION:
Approving the recommended actions.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Yvonne Martinez Beltran, Council Member
SECONDER:	Rene Spring, Mayor Pro Tem
AYES:	Constantine, Spring, Martinez Beltran, Carr, McKay

20. ADOPT RESIDENTIAL DEVELOPMENT DESIGN AND DEVELOPMENT STANDARDS (MISC2019-0009) THAT RESPOND TO THE REQUIREMENT OF SB330-GOVERNMENT CODE SECTION 65589.5

Recommendation:

1. Open/close public hearing; and
2. Adopt Resolution approving the Residential Development Design and Development Standards.

Principal Planner Gina Paolini and Community Development Director Jennifer Carman provided a presentation and report.

The public hearing opened at 9:38 pm. The following people were called to speak:
Rocke Garcia
Ross Doyle
Martin Frankel
There being no further requests to speak, the public hearing closed.

MOTION:
Approve the recommended action by accepting the 100 foot agricultural buffer, the new utility location and easement language, the addition of a tot lot to the Tier 1 amenities, along with a definition, require garage door articulation, and inserting the following statement at the beginning of the adopted standards: “These Standards implement requirements of Senate Bill (SB) 330 Housing Crisis Act of 2019 (Government Code Section 65589.5) and shall remain in effect until SB 330 is rescinded or extended.”

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Rich Constantine, Mayor
SECONDER:	Rene Spring, Mayor Pro Tem
AYES:	Constantine, Spring, Martinez Beltran, Carr, McKay

MOTION:
Extending the meeting to 12:00 am.

RESULT:	**EXTENDED [UNANIMOUS]**
MOVER:	Yvonne Martinez Beltran, Council Member
SECONDER:	Rene Spring, Mayor Pro Tem
AYES:	Constantine, Spring, Martinez Beltran, Carr, McKay

OTHER BUSINESS

21. ACCEPT SEPTEMBER 2019 FINANCIAL AND INVESTMENT AND CITY MANAGER AUTHORITY REPORTS

Recommendation:

Accept and file report.

Finance Director Dat Nguyen provided the report and presentation.

The public comment opened at 10:55 pm.
There being no requests to speak, the public comment closed.

Council accepted the report.

RESULT:	**ACCEPT REPORT**

22. INTRODUCE ORDINANCE AMENDING CHAPTER 17.28 OF THE MORGAN HILL MUNICIPAL CODE REGARDING PARKLAND DEDICATION AND/OR IN LIEU FEES FOR NEW SUBDIVISIONS

Recommendation:

1. Waive the first and second reading of the Ordinance amending Chapter 17.28 “Land Dedications and Reservations” to update the City’s Park Dedication Ordinance; and
2. Introduce Ordinance amending Chapter 17.28 “Land Dedications and Reservations” to update park dedication requirements.

Public Services Director Chris Ghione provided the report.

The public comment was opened at 11:01 pm
There being no requests to speak, the public comment was closed.

MOTION:
Waiving the first and second reading of the ordinance.

RESULT:	**WAIVED [UNANIMOUS]**
MOVER:	Larry Carr, Council Member
SECONDER:	Yvonne Martinez Beltran, Council Member
AYES:	Constantine, Spring, Martinez Beltran, Carr, McKay

MOTION:
Introducing the ordinance.

RESULT:	**INTRODUCED [UNANIMOUS]**
MOVER:	Larry Carr, Council Member
SECONDER:	John McKay, Council Member
AYES:	Constantine, Spring, Martinez Beltran, Carr, McKay

23. SPORTS FACILITY LAND ACQUISITION

Recommendation:

1. Adopt resolution amending the adopted Fiscal Year (FY) 2019-20 budget to appropriate $1,250,000 from the Park Impact Fund (301) for the purchase of property and associated costs;
2. Authorize the City Manager to execute a purchase agreement with Angelo Grestoni for the purchase of 3.85 acres of property (APN 817-13-008) for $1,199,000;
3. Authorize the City Manager to execute a certificate of acceptance for the property; and
4. Authorize the City Manager to execute all documents, agreements, and payments necessary to complete the purchase of the property.

Public Services Director Chris Ghione provided the report.

The public comment opened at 11:19 pm.
There being no requests to speak, the public comment closed.

MOTION:
Approving the recommended actions.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Larry Carr, Council Member
SECONDER:	John McKay, Council Member
AYES:	Constantine, Spring, Martinez Beltran, Carr, McKay

24. SELECT CITY COUNCIL MAYOR PRO TEMPORE AND REVIEW CITY COUNCIL APPOINTMENTS TO OUTSIDE AGENCIES

Recommendation:

1. Open floor to nomination(s) for Mayor Pro Tempore;
2. Select a Council Member to serve as Mayor Pro Tempore per City Council Policy 99-01;
3. Review and approve the City Council Appointments to Outside Agencies; and
4. Direct the City Clerk to notify the appropriate agencies of the updated assignments and update the Form 806 as necessary.

Deputy City Clerk Michelle Bigelow provided the report.

MOTION:
Approving the City Council Appointments to Outside Agencies with minor modifications, directing the clerk's office to update and post the Form 806, and appointing Council Member Martinez Beltran to serve as Mayor Pro Tem for 2020.

RESULT:	**APPOINTED [UNANIMOUS]**
MOVER:	Larry Carr, Council Member
SECONDER:	Rene Spring, Mayor Pro Tem
AYES:	Constantine, Spring, Martinez Beltran, Carr, McKay

FUTURE COUNCIL INITIATED AGENDA ITEMS

Council Member McKay asked that staff look into bringing forward an ordinance prohibiting Diesel Engine Braking.

Council Member Martinez Beltran would like a workshop regarding the UGB and more signage for tourism.

ADJOURNMENT

There being no further business, the meeting adjourned at 11:34 pm.

MINUTES PREPARED BY:

Michelle Bigelow, Deputy City Clerk