



Regular Meeting Agenda

City Council

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

Wednesday, January 15, 2020 7:00 p.m.

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 Constantine

ROLL CALL ATTENDANCE

Deputy City Clerk Michelle Bigelow

DECLARATION OF POSTING AGENDA

Per Government Code Section 54954.2
Deputy City Clerk Michelle Bigelow

SILENT INVOCATION

PLEDGE OF ALLEGIANCE

PRESENTATIONS

YAC PRESENTATION

RECOGNITIONS

Gift of Reading Essay Contest Winners

Second-Third Grade Winners
Chase Haugen
Emily Edelsten

Fourth-Fifth Grade Winners
Elizabeth Jo Stevenson
Colby Haugen

Sixth-Eighth Grade Winners
Kyle Strenfel
Nevaeh Gonzalez

High School Winners
Megan Jones
Agnes William

October 5, 2019 Tree Planting Recognitions
Zanker Recycling
Kiwanis Club of Morgan Hill
Recology
Pacific Gas & Electric
Rotary Club of Morgan Hill

CITY COUNCIL REPORTS

Council Member Carr

CITY MANAGER'S REPORT

City Manager Christina Turner

CITY ATTORNEY'S REPORT

City Attorney Donald Larkin

OTHER REPORTS

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)

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. RECEIVE CITY CORRESPONDENCE REGARDING UPPER LLAGAS CREEK WATERSHED FLOOD PREVENTION PROJECT

Recommendation:

Receive correspondence sent to the Valley Water Board regarding the Upper Llagas Creek Watershed Flood Prevention Project.

January 15, 2020

2. APPOINT EMERGENCY STANDBY COUNCIL

Recommendation:

Appoint former City Council Members Steve Tate, Caitlin Jachimowicz, Marilyn Librers, Marby Lee, Greg Sellers, and Mark Grzan as Emergency Standby Council Members to be called upon as needed in the event of an emergency.

3. ACCEPT OCTOBER 2019 FINANCIAL AND INVESTMENT REPORT

Recommendation:

Accept and file report.

4. ACCEPT SUBDIVISION PUBLIC IMPROVEMENTS – DEPOT STATION – TRACT NO. 10346

Recommendation:

1. Accept the subdivision public improvements for Depot Station – Tract No. 10346;
2. Authorize the City Engineer to sign a Notice of Completion; and
3. Direct the City Clerk to file the Notice of Completion with the County Recorder's Office.

5. ADOPT ORDINANCE 2315, NEW SERIES AN ORDINANCE OF THE CITY OF MORGAN HILL AMENDING CHAPTER 17.28 ("LAND DEDICATIONS AND RESERVATIONS") IN TITLE 17 ("SUBDIVISIONS") OF THE MORGAN HILL MUNICIPAL CODE TO UPDATE PARK DEDICATION REQUIREMENTS

Recommendation:

Waive the reading, adopt Ordinance No. 2315, 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.

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.

7. APPROVE DEVELOPMENT OF A MINIATURE GOLF COURSE ADJACENT TO THE AQUATICS CENTER

Recommendation:

Adopt resolution amending the adopted Fiscal Year (FY) 2019-20 budget to appropriate \$80,000 from the Recreation Center Impact Fund (360) for the purchase and development of a miniature golf course at the Aquatics Center.

8. APPROVE ACQUISITION OF POPPY JASPER ART

Recommendation:

1. Approve acceptance of future Poppy Jasper Art; and
2. Authorize the City Manager to execute and administer any agreements required for the acquisition.

9. APPROVE THE NOVEMBER 20, 2019 MEETING MINUTES

Recommendation:

Approve Minutes.

10. APPROVE THE DECEMBER 4, 2019 MEETING MINUTES

Recommendation:

Approve Minutes.

11. APPROVE THE DECEMBER 18, 2019 MEETING MINUTES

Recommendation:

Approve Minutes.

OTHER BUSINESS

12. RECEIVE PUBLIC COMMENT REGARDING JACKSON MEADOWS #6 AND MILL CREEK SUBAREA OF MORGAN HILL LANDSCAPE ASSESSMENT DISTRICT NUMBER 1

Recommendation:

Provide opportunity for the public to be heard on the matter of the planned increase in the maximum assessment rate in the Jackson Meadows #6 and Mill Creek Subarea.

Estimated Time: 10 Minutes

13. CONSIDER RESOLUTION IN SUPPORT OF PRESERVATION OF SARGENT RANCH/JURISTAC AS OPEN SPACE

Recommendation:

Consider adoption of resolution in support of preservation of Sargent Ranch/Juristac as open space.

Estimated Time: 20 Minutes

14. RECEIVE REPORT AND ADOPT RESOLUTION PROMOTING OUTREACH ACTIVITIES AND PARTICIPATION IN THE CENSUS 2020 UPDATE

Recommendation:

1. Receive Report; and
2. Adopt resolution promoting outreach activities and participation in the 2020 decennial census.

Estimated Time: 15 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

Initiation of litigation under Government Code Section 54956.9(d)(4)

One Case

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





CITY COUNCIL STAFF REPORT

MEETING DATE: January 15, 2020

PREPARED BY: Chris Ghione, Public Services Director
APPROVED BY: City Manager

RECEIVE CITY CORRESPONDENCE REGARDING UPPER LLAGAS CREEK WATERSHED FLOOD PREVENTION PROJECT

RECOMMENDATION(S)

Receive correspondence sent to the Valley Water Board regarding the Upper Llagas Creek Watershed Flood Prevention Project.

COUNCIL PRIORITIES, GOALS & STRATEGIES

Ongoing Priorities

Enhancing Public Safety
Maintaining Fiscal Responsibility
Advancing Regional Initiatives

2019 Strategic Priorities

Infrastructure

REPORT NARRATIVE:

The Mayor recently worked with City staff to draft a letter communicating City support for a Valley Water Board action. The purpose of this report is to provide that correspondence to the City Council.

Valley Water has worked for decades on the Upper Llagas Creek Flood Protection Project. Phase 1 of the project south of Watsonville Road is currently under way. Phase 2 of the project, which would provide actual flood control for a significant portion of the City, is currently nearing completion of design. In December, City staff were informed of a shortfall in funding for Phase 2 of the project. The Valley Water Board received an update and provided direction on this project as well as other flood protection projects across the County on December 17, 2019.

After reviewing the December 17 report to the Board (Attachment 1), City staff believed it was important to advocate for the project and worked with the Mayor to draft a letter of support (Attachment 2) recommending Valley Water continue to move the project forward with funds available.

On December 17, the Valley Water Board verified the staff recommendation to move forward with bidding a portion of Phase 2 with the currently available funding. This portion will include the construction of a tunnel in Downtown Morgan Hill. The City supports this approach for multiple reasons. It moves the project forward, while Valley Water continues to work towards final funding for the project. For the City of Morgan Hill, completing the tunnel work sooner is highly important as this work will require staging on a section of the future Hale Avenue roadway in Morgan Hill. The City is on a

tight timetable to complete this roadway improvement and once completed, the tunnel work will become much more complicated and expensive.

COMMUNITY ENGAGEMENT: Inform

There was no community engagement involved in the drafting of this letter. Phase 2 of the Upper Llagas Creek Watershed Flood Prevention Project will require significant outreach and engagement by Valley Water and the City. The City is currently working with Valley Water on a communication plan for Phase 2 in conjunction with the City's Hale Avenue Extension Project.

ALTERNATIVE ACTIONS:

Council could rescind position taken.

PRIOR CITY COUNCIL AND COMMISSION ACTIONS:

The City has taken numerous actions over the last several decades in support of the Upper Llagas Creek Watershed Flood Protection Project. The City Council received an update report on the Project from Valley Water on March 6, 2019.

FISCAL AND RESOURCE IMPACT:

There is no direct fiscal impact to the City associated with the recommended action. However, the project moving forward will result in the investment of significant funds by Valley Water within the City of Morgan Hill.

CEQA (California Environmental Quality Act):

Environmental Impact Report.

Valley Water, as the lead agency, certified an Environmental Impact Report in May 2014 for the Upper Llagas Creek Flood Control Project (State Clearinghouse No. 2012102032).

LINKS/ATTACHMENTS:

1. Valley Water Board Staff Report December 17, 2019 (web link)
2. City Correspondence



December 16, 2019

Valley Water
Board of Directors
5750 Almaden Expressway
San Jose, CA 95188

Dear Board of Directors,

As you are aware, the City of Morgan Hill has partnered with Valley Water for decades on the Upper Llagas Creek Flood Protection Project. The City has appreciated the commitment of Valley Water to this project, and the commencement of the Phase 1 work south of the City is a huge achievement. However, while Phase 1 is necessary to move to the next phase, it provides only limited impact to the flooding in Morgan Hill. The completion of Phase 2 of the project will provide the desperately needed protection for our community.

The City has been encouraged by the progress on Phase 2 with the designs now almost complete. City representatives were recently informed of the shortfall in funding for Phase 2 of the project. While this is discouraging, the Morgan Hill City Council and staff is committed to supporting Valley Water in advocating for the future funding needed for the project.

Valley Water staff has recommended a funding scenario which would allow construction of the Upper Llagas Creek Project to move forward with the existing funding to construct a portion of Phase 2. This portion will include the construction of a tunnel in Downtown Morgan Hill. The City supports this approach for multiple reasons. It demonstrates the commitment to utilize the secured local funding for a project that has been committed, while continuing to keep the project moving forward. For the City of Morgan Hill, completing the tunnel work sooner is highly important as this work will require staging on a section of the future Hale Avenue roadway in Morgan Hill. The City is on a tight timetable to complete this roadway improvement and once completed, the tunnel work will become much more complicated and expensive.

The City of Morgan Hill urges the Board of Directors to approve the staff recommendation to fund this project and begin construction on Phase 2 as quickly as possible. Thank you for your time and consideration.

Sincerely,

Rich Constantine, Mayor

CC: Morgan Hill City Council
Christina Turner, City Manager
Chris Ghione, Public Services Director



CITY COUNCIL STAFF REPORT

MEETING DATE: January 15, 2020

PREPARED BY: Michelle Bigelow, Deputy City Clerk
APPROVED BY: City Manager

APPOINT EMERGENCY STANDBY COUNCIL

RECOMMENDATION(S)

Appoint former City Council Members Steve Tate, Caitlin Jachimowicz, Marilyn Librers, Marby Lee, Greg Sellers, and Mark Grzan as Emergency Standby Council Members to be called upon as needed in the event of an emergency.

COUNCIL PRIORITIES, GOALS & STRATEGIES

Ongoing Priorities

Enhancing Public Safety
Supporting Our Youth
Seniors
and Entire Community
Preserving and Cultivating Public Trust

REPORT NARRATIVE:

The Civil Disaster and Emergency Organization Chapter (2.44) of the City of Morgan Hill's Municipal Code was updated on February 6, 2019 to include the appointment and duties of emergency standby council members by adding the section "Continuity of Government in the event of Disaster" (Attachment 1). This addition outlines the duties and assignment of the emergency standby council in the event of the declaration of a state of war emergency, a state of emergency, or a local emergency as those terms are designated in Articles 12, 13, and 14 of Title 2 of the California Government Code and less than a quorum of the City Council is available and a City Council meeting is urgently required. The appointment of a standby council allows the City to appoint former council members who reside within the City limits. Without this update the default procedure per California Code states that when council members are not available during a large-scale event the authority goes to a neighboring municipality's City Council with the largest population. Therefore, without the standby council, the authority would fall to the City of San Jose.

The following former council members were appointed to serve on the emergency standby council at the April 17, 2019 council meeting: Steve Tate, Caitlin Jachimowicz, Marilyn Librers, Marby Lee, Greg Sellers and Mark Grzan. Staff has reached out to all six members and all six are willing to serve for 2020. Staff recommends re-appointing the six current members of the Emergency Standby Council.

COMMUNITY ENGAGEMENT: Inform

Assigning an Emergency Standby Council strengthens the City of Morgan Hill's ability to act independently during a large disaster on issues relative to the community.

ALTERNATIVE ACTIONS:

The Council could decline appointment of current emergency standby council members and direct staff to seek other former council members to serve as the Emergency Standby Council.

PRIOR CITY COUNCIL AND COMMISSION ACTIONS:

The updated ordinance was adopted at the February 6, 2019 council meeting and the appointments were made at the April 17, 2019 council meeting.

FISCAL AND RESOURCE IMPACT:

There is no fiscal impact to appointing an emergency standby council.

CEQA (California Environmental Quality Act):

Not a Project.

The project entails organizational or administrative activities of governments and will not result in direct or indirect physical changes in the environment.

LINKS/ATTACHMENTS:

1. 2296 - Adding Section to Civil Disaster and Emergency Organization of Municipal Code

ORDINANCE NO. 2296, NEW SERIES**AN ORDINANCE OF THE COUNCIL OF THE CITY OF MORGAN HILL ADDING SECTION 2.44.094 (CONTINUITY OF GOVERNMENT IN THE EVENT OF A DISASTER) TO CHAPTER 2.44 (CIVIL DISASTER AND EMERGENCY ORGANIZATION) OF TITLE 2 (ADMINISTRATION AND PERSONNEL) OF THE MORGAN HILL MUNICIPAL CODE RELATING TO THE APPOINTMENT AND DUTIES OF EMERGENCY STANDBY COUNCIL MEMBERS****THE CITY COUNCIL OF THE CITY OF MORGAN HILL DOES ORDAIN AS FOLLOWS:**

SECTION 1. Section 2.44. 094 (Continuity of government in the event of disaster) is hereby added to Chapter 2.44 (Emergency Organization and Functions) of Title 2 (Administration and Personnel) of the Morgan Hill Municipal Code is to read as follows:

"(a) At the second council meeting in January each year or as soon thereafter as may be practicable, the City Council shall appoint five (5) emergency standby council members. Emergency standby council members shall be selected from former members of the City Council who agree to serve in that capacity during that year and to reside within the City of Morgan Hill during that year so long as they elect to participate as members of the emergency standby council. If insufficient numbers of former members of the City Council are available or willing to serve, City Council shall select emergency standby council members from current Planning Commissioners.

(b) A member of the emergency standby council shall serve in that capacity from the date of appointment until the appointment of another emergency standby council the following year or until the member notifies the City Clerk in writing that the member has elected to terminate participation in the emergency standby council. Each emergency standby council member shall take the oath of office required for the City Council prior to assuming the position of emergency standby council member.

(c) Each emergency standby council member appointed by the City Council as described in section (a) shall have the duty during the term of that member's appointment to remain informed of the duties of City Council members and the business and affairs of the City of Morgan Hill to the extent necessary to enable participation as a member of the City Council upon appointment in the event of an emergency as provided hereafter.

(d) In the event of the declaration of a state of war emergency, a state of emergency, or a local emergency as those terms are designated in Articles 12, 13, and 14 of Title 2 of the California Government Code and less than a quorum of the City Council is available and a City Council meeting is urgently required, the members of the emergency standby council shall be contacted for service. At that meeting, any City Council members who are unavailable for duty at the time of that meeting as defined by section 8636 of the California Government Code (unavailable such as the member is either killed, missing; or so seriously injured as to be unable to attend meetings and otherwise perform the duties of office), shall be replaced by a member of the emergency standby council as

necessary to reach five members. The order of selection of emergency standby council members shall be determined by Council Policy. The appointment of members of the emergency standby council to fill vacancies created by the unavailability of City Council members at any time during a state of emergency shall be performed by City Council, and additional emergency standby members shall be appointed during the state of emergency as required to maintain a total of five members on the City Council.

(e) Members of the emergency standby council who are appointed to serve as City Council members shall serve in that position until replaced by a member of the City Council who becomes no longer unavailable such that the addition of emergency standby council members is no longer necessary in order to constitute a quorum, until termination of the state of emergency, or until the election or appointment of a new regular City Council member as provided by law."

SECTION 2. Severability. If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid.

SECTION 3. Effective Date; Posting. This Ordinance shall take effect on March 7, 2019. The City Clerk is hereby directed to publish this Ordinance or a summary thereof pursuant to Government Code Section 36933.

The foregoing Ordinance was introduced at a meeting of the City Council of the City of Morgan Hill held on the 23rd day of January 2019 and was finally adopted at a meeting of said Council on the 6th day of February 2019 and said Ordinance was duly passed and adopted in accordance with law by the following vote:

AYES:	COUNCIL MEMBERS:	Larry Carr, Rene Spring, Yvonne Martinez Beltran, John McKay, Rich Constantine
NOES:	COUNCIL MEMBERS:	None
ABSTAIN:	COUNCIL MEMBERS:	None
ABSENT:	COUNCIL MEMBERS:	None

APPROVED:



RICH CONSTANTINE, Mayor

ATTEST:



IRMA TORREZ, City Clerk

DATE:

2/7/2019

□ CERTIFICATE OF THE CITY CLERK □

I, IRMA TORREZ, CITY CLERK OF THE CITY OF MORGAN HILL, CALIFORNIA, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 2296, New Series adopted by the City Council of the City of Morgan Hill, California at their regular meeting held on the 6th day of February 2019.

WITNESS MY HAND AND THE SEAL OF THE CITY OF MORGAN HILL.

DATE: _____

2/7/2019


IRMA TORREZ, City Clerk



CITY COUNCIL STAFF REPORT

MEETING DATE: January 15, 2020

PREPARED BY: Dat Nguyen, Finance Director
APPROVED BY: City Manager

ACCEPT OCTOBER 2019 FINANCIAL AND INVESTMENT REPORT

RECOMMENDATION(S)

Accept and file report.

COUNCIL PRIORITIES, GOALS & STRATEGIES

Ongoing Priorities

Maintaining Fiscal Responsibility
Preserving and Cultivating Public Trust

2019 Strategic Priorities

Financial Stewardship

REPORT NARRATIVE:

As part of the City Council's expectation to maintain a high level of transparency and to be responsible stewards of public funds, attached are the Financial and Investment Reports for the month ended October 31, 2019. The Revenue and Expense Summary for the month of October is included on the first page. Overall, General Fund revenues through October totaled \$9.1 million or 21% of the budget. Expenditures, including encumbrances, amounted to \$15.8 million through October. The encumbrances represent commitments or contractual obligations with vendors or suppliers such as Cal-West Lighting and Signal Maintenance for the maintenance of City streetlights and traffic signals, and the partnership agreement with the YMCA of Silicon Valley for the management and operation of the Community Recreation Center. The services from these vendors are expected to be utilized by the City and paid throughout the fiscal year.

COMMUNITY ENGAGEMENT: Inform

Finance staff prepares these financial reports in an effort to keep City officials, the Council, the community, and various lenders and stakeholders informed on the financial health of the organization, which assists each one of the interested parties in making sound financial and investment decisions.

ALTERNATIVE ACTIONS:

No alternative action is recommended, as this is a monthly financial report on City transactions which have already occurred.

PRIOR CITY COUNCIL AND COMMISSION ACTIONS:

The City Council receives and files the financial and investment report for each month. At the September 16, 2015 meeting, City Council recommended monthly financial and investment reports be agendaized under the Consent Agenda, and quarterly financial

and investment reports be presented to City Council as an “Other Business” item.

FISCAL AND RESOURCE IMPACT:

The preparation of the report is a part of the Finance workplan.

CEQA (California Environmental Quality Act):

Not a Project.

This report is not a project, as defined in Section 15378 of the State CEQA Guidelines. Organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

LINKS/ATTACHMENTS:

1. October 2019 Financial Statement Analysis
2. October 2019 Financial and Investment Report

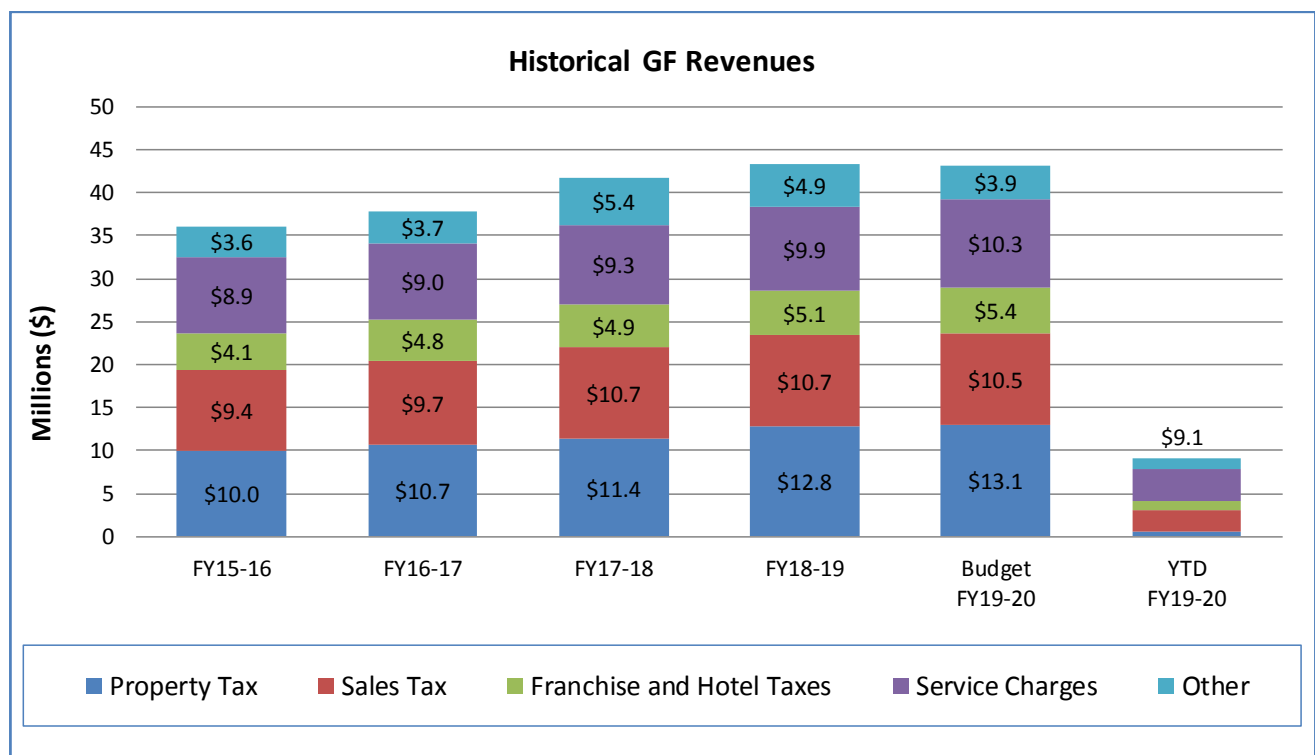


CITY OF MORGAN HILL, CALIFORNIA
FINANCIAL STATEMENT ANALYSIS - FISCAL YEAR 2019-20
FOR THE MONTH ENDED OCTOBER 2019 – 33% OF YEAR COMPLETE

- **General Fund** – Revenues through the month of October totaled \$9.1 million, or 21% of the budgeted revenues as some of the major revenue categories such as property tax are received later in the fiscal year. With respect to the property tax revenue forecast, the County's most recent estimate projected Morgan Hill property tax revenue, excluding the property transfer tax, at \$14.0 million for the fiscal year 2019-20. The current projection is approximately \$900,000 more than the revised budget, partially attributable to the higher excess Educational Revenue Augmentation Fund (ERAF) distribution and former Redevelopment Agency (RDA) residual apportionment. Excess ERAF is the money that is returned to the cities, counties, and special districts after schools reach their state-mandated thresholds. Former RDA residual apportionment is the residual amount paid to the taxing entities after sufficient funds had been set aside to pay for former RDA enforceable obligations. Property tax is the largest source of Morgan Hill's General Fund revenue. However, it accounts for only 30% of the approximately \$43.1 million General Fund revenue. Although property tax tends to be a more predictable revenue source, other major revenue categories such as sales tax and transient occupancy tax, which account for a large portion of the City's General Fund revenue, are more volatile and tend to fluctuate more with swings in the economy.

The small revenue category of business licenses was already at 59% of the budgeted amount as annual business license renewal payments are usually received in the first few months of the fiscal year.

The chart below shows historical General Fund revenues by major revenue category from FY15-16 through FY18-19 Actual, FY19-20 Budget, and YTD as of October 31, 2019.

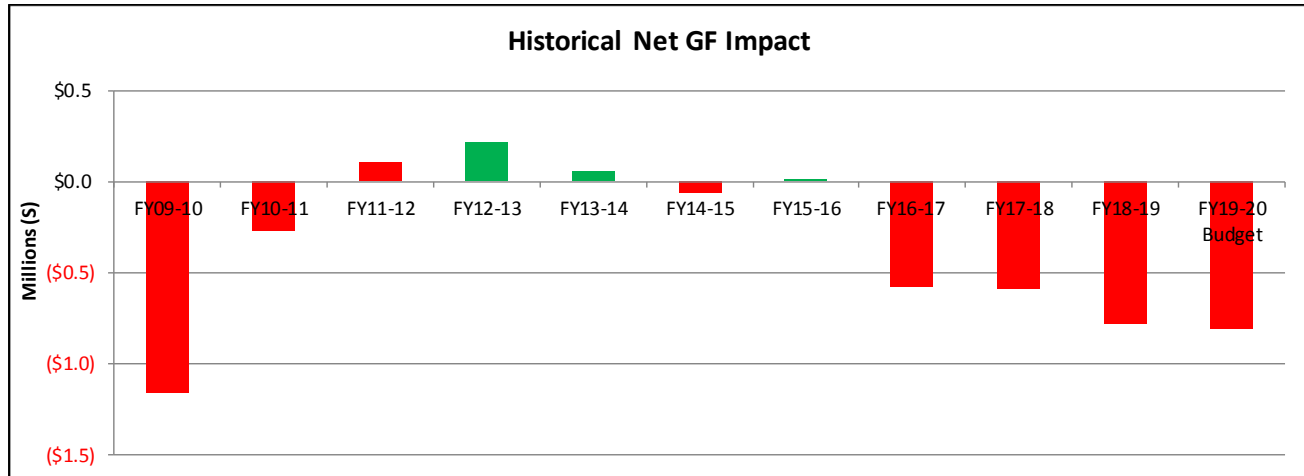


General Fund expenditures and encumbrances as of October 31, 2019 totaled \$15.8 million, of which approximately \$2.3 million is attributable to outstanding encumbrances.



CITY OF MORGAN HILL, CALIFORNIA
FINANCIAL STATEMENT ANALYSIS - FISCAL YEAR 2019-20
FOR THE MONTH ENDED OCTOBER 2019 – 33% OF YEAR COMPLETE

- **Community Services** - The Community Services Department's recreation operations, as reflected in the schedule presented on page 4 of the Monthly Financial and Investments Reports, shows a negative impact to the General Fund of approximately \$1.4 million through the month of October. Without the carry-over encumbrances, through the month of October operations resulted in a small positive impact to the general fund of approximately \$127,000. Any net impact from the recreation operations increases (decreases) reserves in the General Fund.



Due to longstanding governmental accounting and budgeting convention, the City's recreation operations are not charged for indirect costs (known in Morgan Hill as "General Fund Administration") from the central services departments of City Attorney, City Manager, and Administrative Services. The City's other governmental funds, such as Community Development, and the proprietary funds, such as Water and Wastewater, and the Information Services Fund, are assessed such charges through the City's indirect cost allocation plan, prepared in compliance with the Federal government's OMB Circular No. A-87, which mandates certain calculation and cost allocation practices that must be followed in order to qualify for Federal grant funding, but which also represent best practice for non-grant funded City operations like utilities and information services.

- **Development Services Fund** – Revenues through October totaled \$1.5 million. Expenditures, including encumbrances, totaled \$2.4 million. Without the outstanding encumbrances, however, expenditures through the month of October amounted to \$1.8 million. The fund is budgeted to end the fiscal year with an operating deficit of approximately \$0.6 million, a slight improvement from prior year deficit of approximately \$0.7 million. The projected deficit is primarily due to the timing of fee increases, services or new projects unsupported by fees, such as front counter services, responding to public inquiries, tree removal permits, use permits for non-profits and special projects.
- **Debt Service Funds** – Expenditures through the month of September totaled \$0.5 million. The debt service for the first half of the year includes both interest and principal, while the second half of the year will include interest only. Debt service payments were all scheduled when the bonds were issued, and are budgeted for in the months delineated in the underlying bond documents. The General Fund's portion of the annual debt service payments is approximately \$200,000, less than one percent of the General Fund's budgeted revenues.



CITY OF MORGAN HILL, CALIFORNIA
FINANCIAL STATEMENT ANALYSIS - FISCAL YEAR 2019-20
FOR THE MONTH ENDED OCTOBER 2019 – 33% OF YEAR COMPLETE

- **Wastewater Operations** – Revenues from Sewer Operations through the month of October totaled \$2.9 million. Expenditures and outstanding encumbrances totaled \$4.0 million or approximately 33% of the budget. The table below shows historical Sewer Operations revenues and expenditures from FY15-16 through FY18-19 Actual, FY19-20 Budget, and YTD as of October 31, 2019.

(amount in millions)	FY15-16	FY16-17	FY17-18	FY18-19	Budget FY19-20	YTD FY19-20
Revenues	10.2	9.7	10.3	11.4	12.1	2.9
Expenditures	12.0	9.8	10.8	11.4	12.1	4.0
Operating Margin	(1.8)	(0.1)	(0.5)	-	-	(1.1)
Operating Margin without Encumbrances	(1.8)	(0.0)	(0.3)	0.4	-	(0.5)

- **Water Operations** – Water Operations includes Utility Billing, Water Conservation, and Water Operations. Revenues from Water Operations through the month of October totaled \$4.5 million. Water Operations expenditures, including outstanding encumbrances, totaled \$6.3 million for the year. Without the encumbrances, however, the expenditures amounted to \$4.4 million. The table below shows Water Operations revenues and expenditures from FY15-16 through FY18-19 Actual, FY19-20 Budget, and YTD as of October 31, 2019.

(amount in millions)	FY15-16	FY16-17	FY17-18	FY18-19	Budget FY19-20	YTD FY19-20
Revenues	8.5	10.9	13.0	14.2	14.8	4.5
Expenditures	9.7	11.2	12.1	14.3	15.1	6.3
Operating Margin	(1.2)	(0.3)	0.9	(0.1)	(0.3)	(1.8)
Operating Margin without Encumbrances	(1.2)	(0.1)	1.4	0.8	(0.3)	0.1

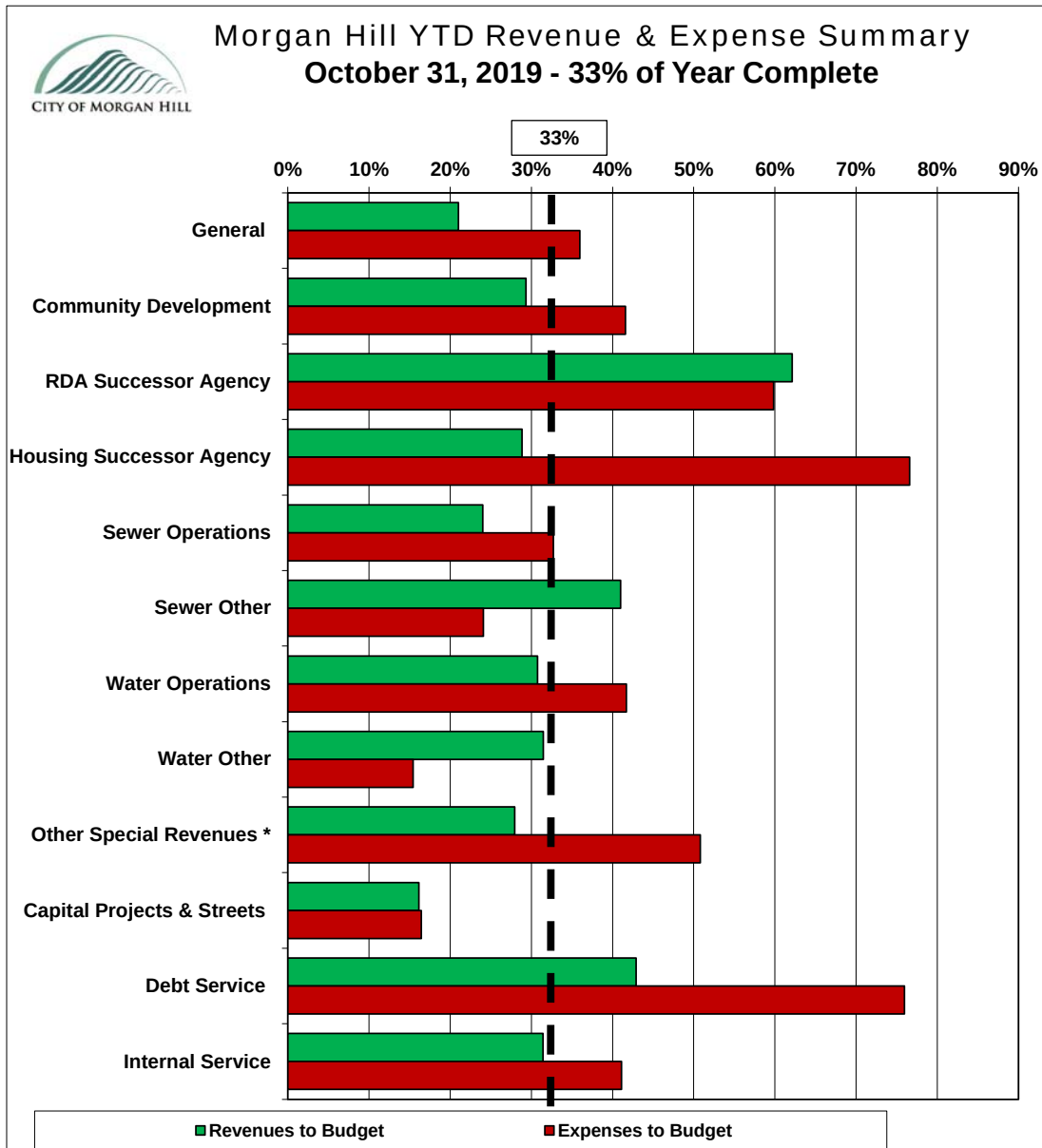
- **Investments** – Once security was called during the month of October 2019. Total interest earnings received on investments were \$173,000 during the month.

CITY OF MORGAN HILL
Monthly Financial and Investment Reports
October 31, 2019 - 33% of Year Complete



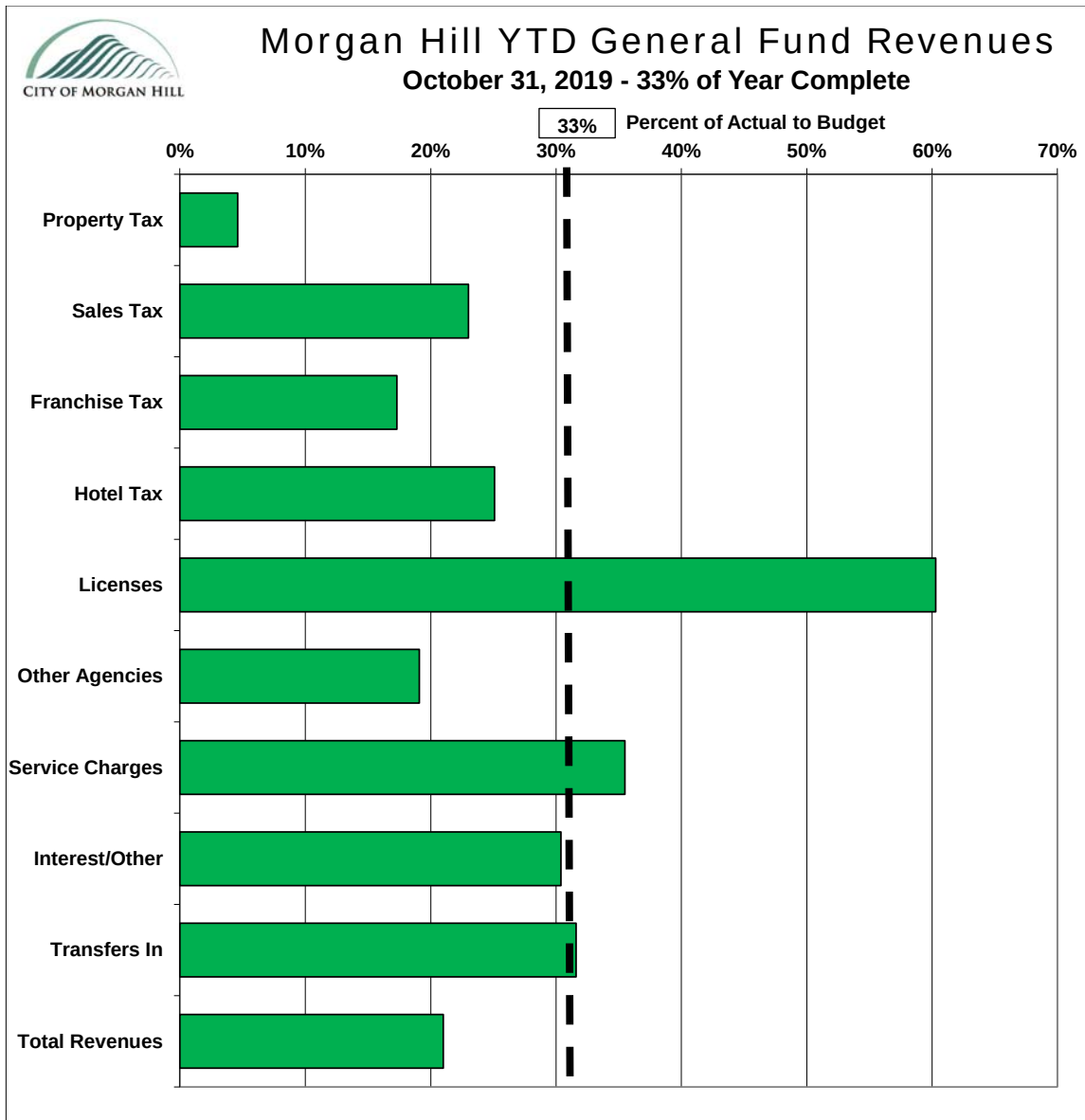
CITY OF MORGAN HILL

Prepared by:
FINANCE DIVISION

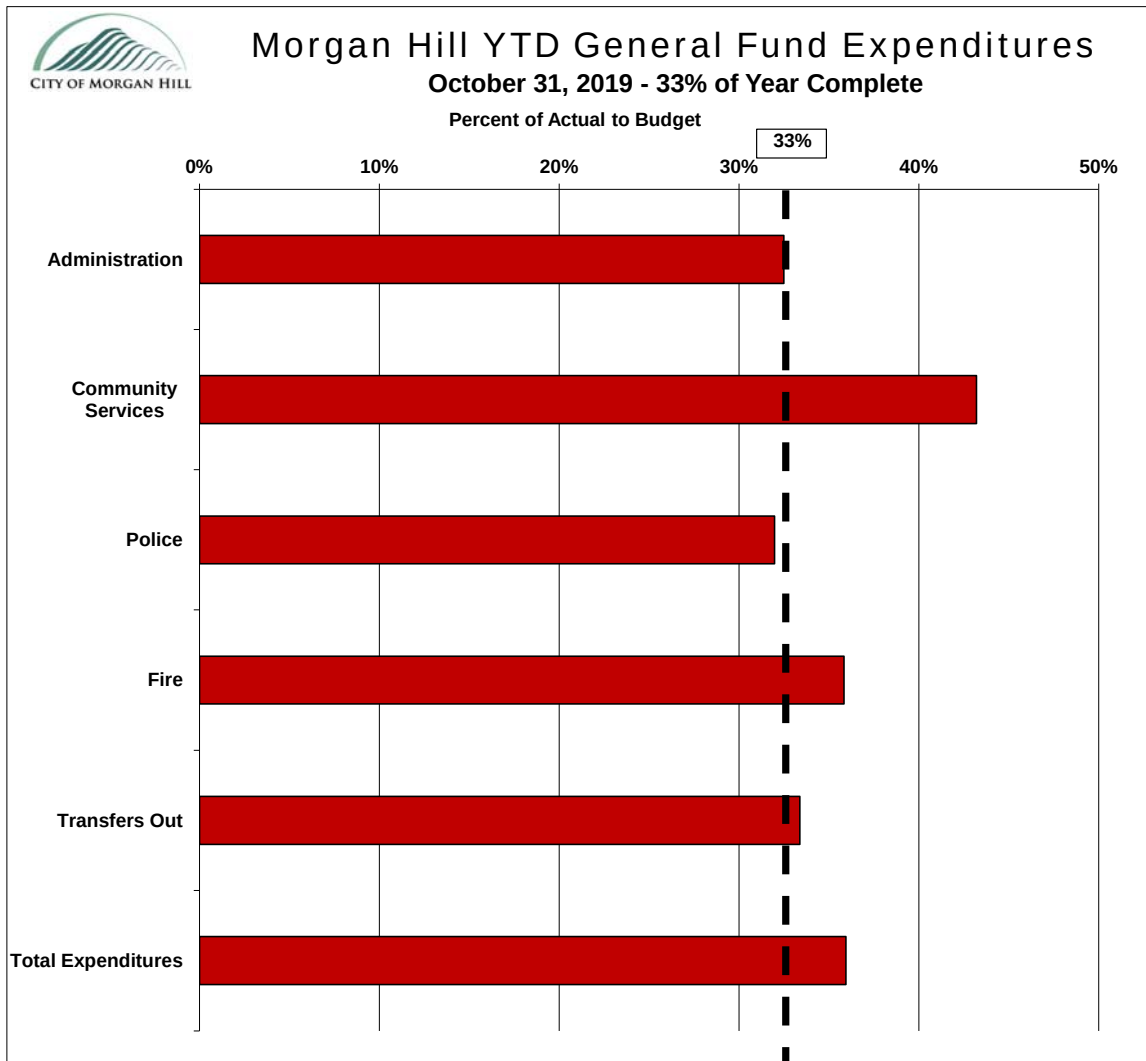


FUND NAME	REVENUES		EXPENSES	
	ACTUAL	% OF BUDGET	ACTUAL PLUS ENCUMBRANCES	% OF BUDGET
General	\$ 9,059,737	21%	\$ 15,814,476	36%
Community Development	1,542,706	29%	2,430,724	42%
RDA Successor Agency	4,307,811	62%	4,173,064	60%
Housing Successor Agency	159,574	29%	716,773	77%
Sewer Operations	2,909,242	24%	3,953,087	33%
Sewer Other	3,262,453	41%	5,711,059	24%
Water Operations	4,543,680	31%	6,297,911	42%
Water Other	1,683,415	31%	926,884	15%
Other Special Revenues *	1,077,830	28%	1,958,655	51%
Capital Projects & Streets	3,377,010	16%	10,140,907	16%
Debt Service	290,948	43%	525,880	76%
Internal Service	3,741,715	31%	4,658,217	41%
TOTAL FOR ALL FUNDS	\$ 35,956,122	27%	\$ 57,307,636	30%

* Includes all Special Revenue Funds except Community Development, Street Funds, and RDA and Housing Successor Agencies.



REVENUE CATEGORY	BUDGET	ACTUAL	% OF BUDGET	PRIOR YEAR TO DATE	% CHANGE FROM PRIOR YEAR
Property Tax	\$13,082,377	\$ 603,337	5%	\$ 649,479	-7%
Sales Tax	10,476,000	2,405,367	23%	1,976,135	22%
Franchise Tax	2,319,566	400,776	17%	407,667	-2%
Hotel Tax	3,080,880	773,111	25%	827,505	-7%
Licenses	206,940	124,715	60%	184,224	-32%
Other Agencies	403,389	77,011	19%	125,018	-38%
Service Charges	10,267,724	3,646,475	36%	3,459,879	5%
Interest/Other	1,461,324	444,638	30%	462,838	-4%
Transfers In	1,847,658	584,305	32%	473,522	23%
TOTAL REVENUES	\$43,145,858	\$ 9,059,737	21%	\$ 8,566,267	6%



EXPENDITURE CATEGORY	BUDGET	ACTUAL PLUS ENCUMBRANCES	% OF BUDGET	PRIOR YTD PLUS ENCUMBRANCES	% CHANGE FROM PRIOR YEAR
Administration	\$ 4,835,112	\$ 1,571,440	33%	\$ 1,833,472	-14%
Community Services	12,679,427	5,477,675	43%	5,226,564	5%
Police	17,372,961	5,555,030	32%	5,893,130	-6%
Fire	6,961,396	2,495,000	36%	2,360,511	6%
Transfers Out	2,142,463	715,332	33%	607,012	18%
TOTAL EXPENDITURES	\$ 43,991,359	\$ 15,814,476	36%	\$ 15,920,690	-1%

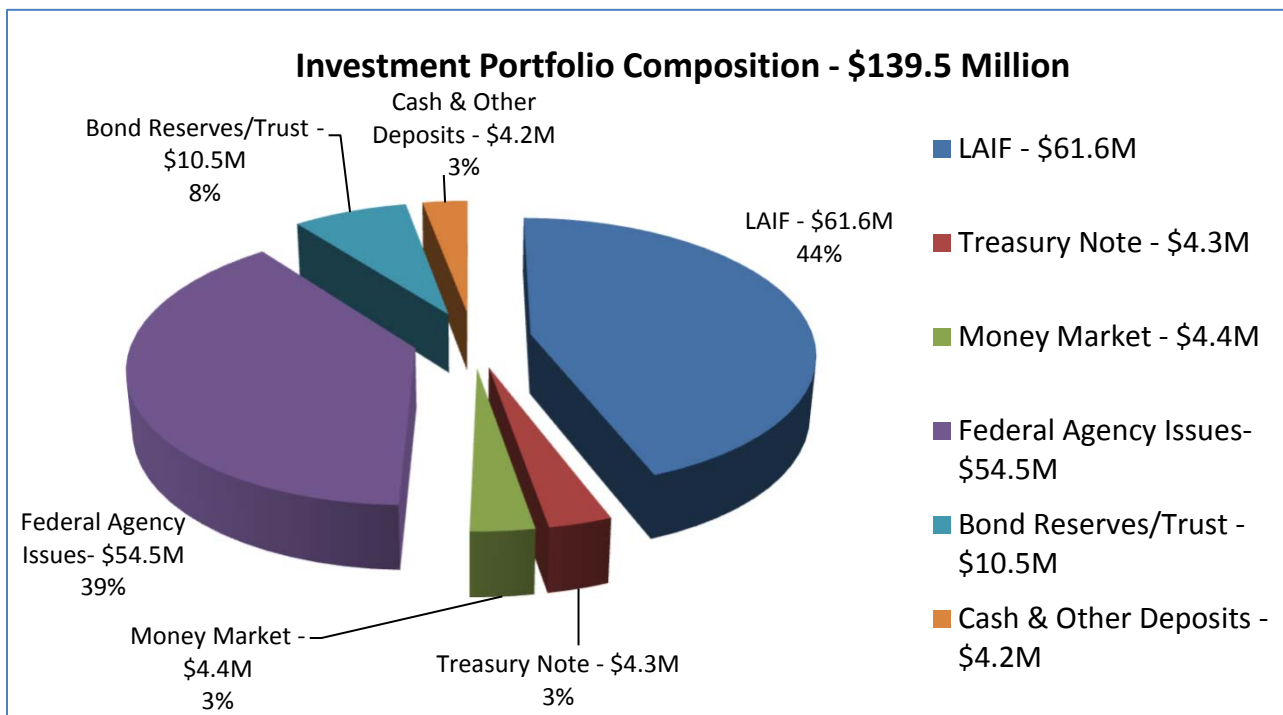


**City of Morgan Hill
Recreation Report - Fiscal Year 2019-20
For the Month and Four Months Ended October 31, 2019
33% of Year Complete**

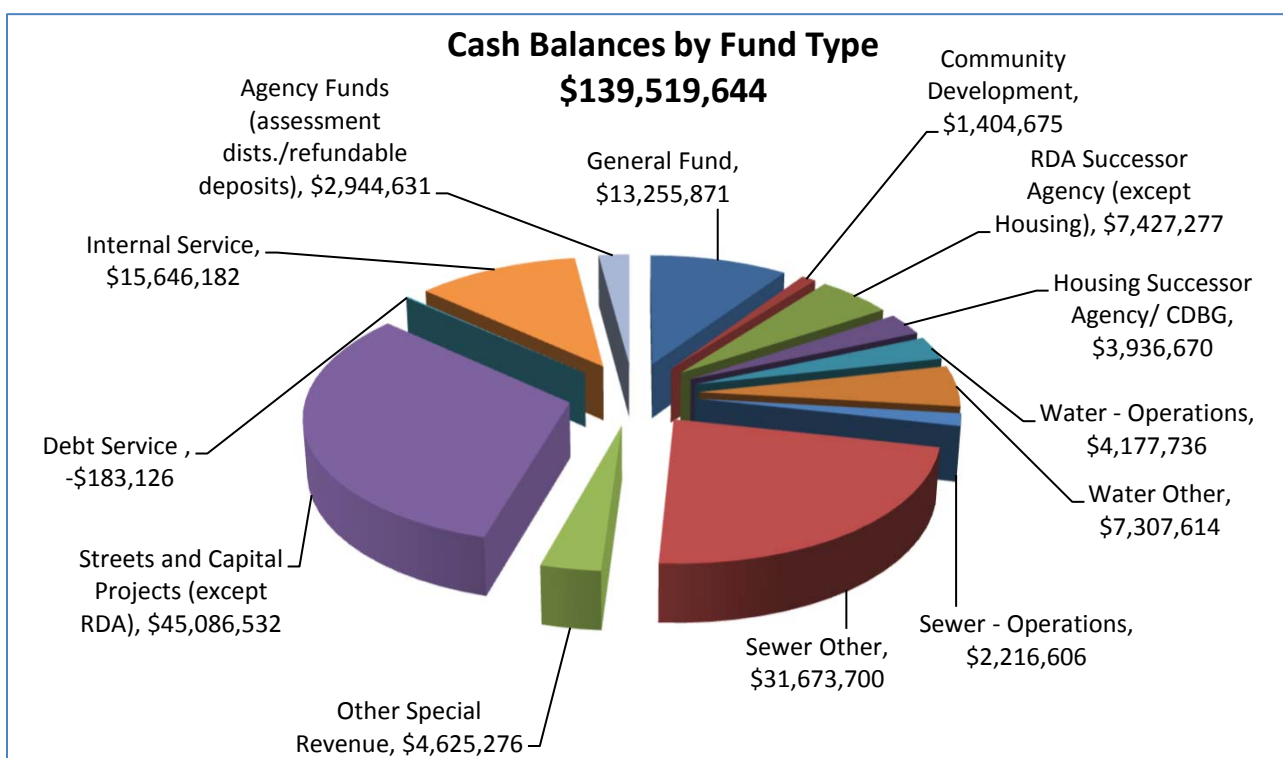
	<u>Budget</u>	<u>October 2019</u>	<u>YTD</u>	<u>% of Budget</u>
Revenues				
Membership Services & Rec Programs	\$ 6,426,631	\$ 454,214	\$ 2,330,965	
Facility Rentals	915,330	79,517	357,973	
Community Services	149,705	4,714	16,927	
Transfers in	75,000	6,250	25,000	
Total Revenues	\$ 7,566,666	\$ 544,695	\$ 2,730,865	36%
Less: Expenditures				
Membership & Program Services	\$ 6,371,297	\$ 338,732	\$ 1,982,509	
Facility Rentals	1,356,318	106,579	438,616	
Community Services	648,407	36,046	183,160	
Total Expenditures	\$ 8,376,023	\$ 481,357	\$ 2,604,285	31%
Net Impact without encumbrances	\$ (809,357)	\$ 63,337	\$ 126,579	
Encumbrances	-	-	1,493,049	
Net Impact with encumbrances	\$ (809,357)	\$ 63,337	\$ (1,366,470)	

City of Morgan Hill Monthly Investment Report - October 31, 2019

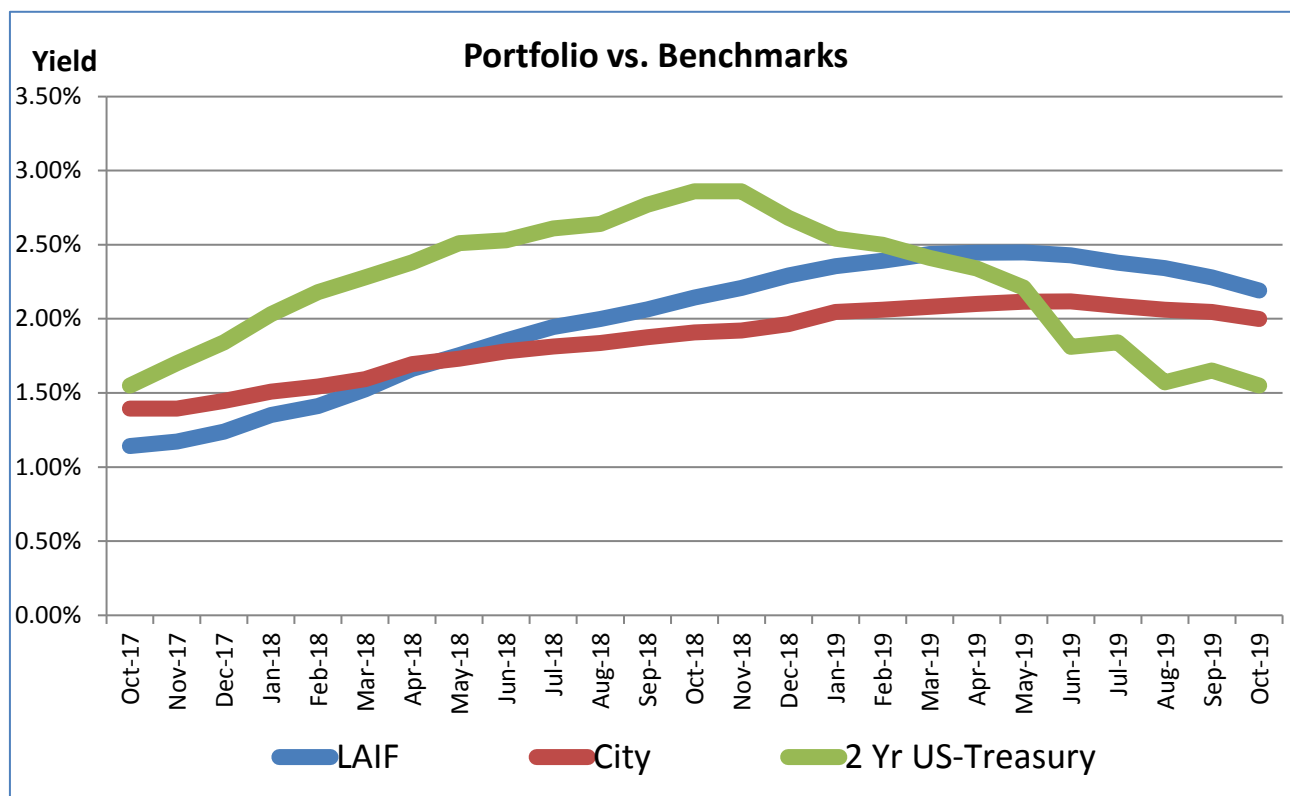
The following are the snapshots of City's investment portfolio as of October 31, 2019. The first chart shows the portfolio composition by investment type:



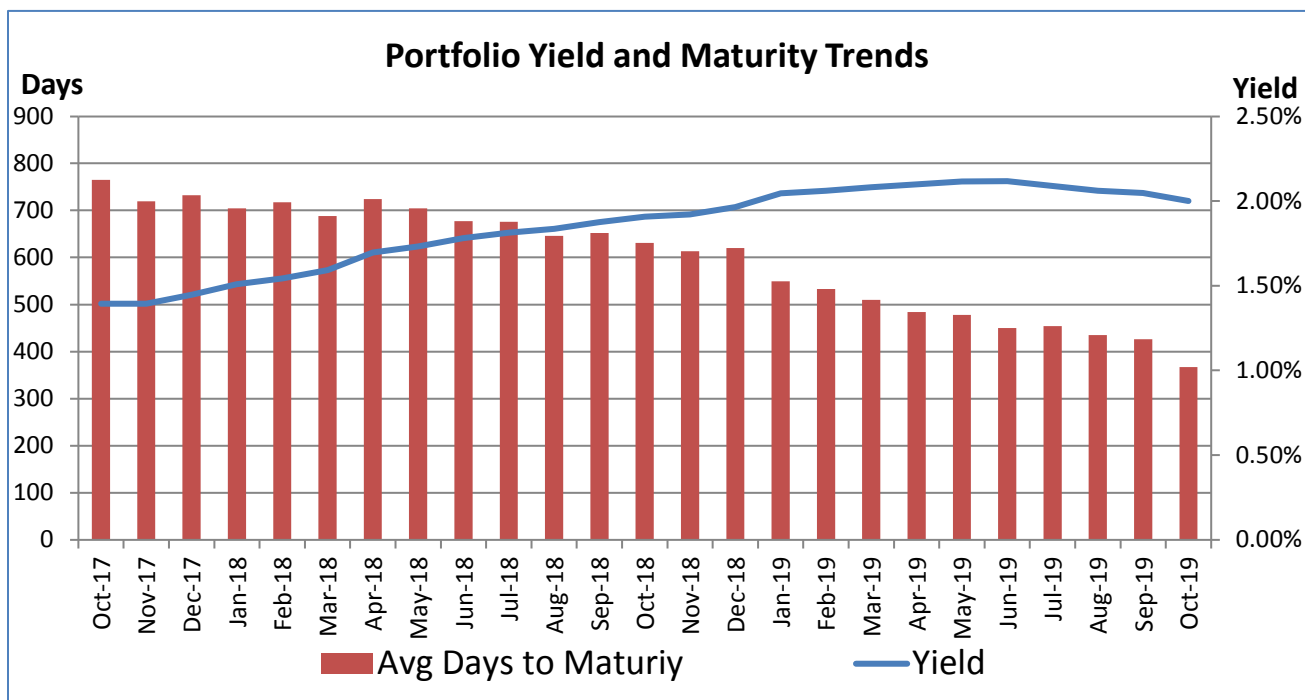
The chart below shows cash balances by fund type reconciled to City's financial system:



The following chart illustrates a yield comparison by month among the City's portfolio, LAIF and 2-Year US Treasury:



The chart below illustrates monthly average days to maturity of the City's portfolio along with the weighted average yield for the past two years:





City of Morgan Hill
Investment Portfolio Detail
As of October 31, 2019

Investment Type	Settlement Date	Book Value	% of Portfolio	Market Value	YTM at Cost	Next Call Date	Date of Maturity
L A I F		\$ 61,601,154	44.15%	\$ 61,702,353	2.19%		
City Managed							
Fed Home Loan Bank	10/19/2015	4,000,000	2.87%	4,000,360	1.70%	10/19/2020	10/19/2020
Fed Home Loan Bank	6/30/2016	4,000,000	2.87%	3,987,400	1.50%	6/30/2020	6/30/2021
Fed Natn'l Mortgage Assn	8/25/2016	4,000,000	2.87%	3,987,280	1.40%	8/25/2020	8/25/2021
Fed Home Loan Mortgage	9/29/2016	2,000,000	1.43%	1,997,300	1.65%	8/29/2020	9/29/2021
Fed Natn'l Mortgage Assn	9/29/2016	4,000,000	2.87%	3,987,000	1.60%	9/29/2020	9/29/2021
Fed Home Loan Mortgage	10/27/2016	4,000,000	2.87%	3,989,080	1.60%	10/27/2020	10/27/2021
Fed Natn'l Mortgage Assn	10/28/2016	4,000,000	2.87%	3,992,640	1.55%	10/28/2020	10/28/2021
Fed Home Loan Mortgage	10/28/2016	2,000,000	1.43%	1,996,920	1.65%	10/28/2020	10/28/2021
Fed Home Loan Mortgage	11/15/2016	4,000,000	2.87%	3,973,600	1.55%	10/15/2020	11/15/2021
Fed Home Loan Mortgage	11/23/2016	3,000,000	2.15%	2,995,950	1.65%	11/23/2019	11/23/2021
Fed Home Loan Mortgage	11/23/2016	4,000,000	2.87%	3,993,160	1.63%	11/23/2019	11/23/2021
Fed Home Loan Mortgage	11/30/2016	4,000,000	2.87%	4,000,360	1.88%	10/26/2020	11/26/2021
Fed Home Loan Mortgage	6/29/2017	1,300,000	0.93%	1,300,949	2.15%	8/29/2020	6/29/2022
Fed Home Loan Bank	10/19/2017	3,850,000	2.76%	3,850,193	2.15%	12/2/2019	10/19/2022
Fed Home Loan Mortgage	7/10/2019	3,000,000	2.15%	3,005,640	2.15%	7/2/2020	7/2/2024
Fed Home Loan Bank	9/26/2018	748,722	0.54%	752,505	2.80%	3/30/2020	3/30/2020
Fed Home Loan Bank	11/6/2018	744,527	0.53%	749,925	2.87%	11/15/2019	11/15/2019
Fed Home Loan Mortgage	1/18/2019	999,593	0.72%	1,004,270	2.59%	4/23/2020	4/23/2020
Fed Farm Credit Sys Disc	4/30/2019	896,462	0.64%	898,245	2.39%	12/31/2019	12/31/2019
Treasury Note	4/30/2018	4,324,250	3.10%	4,497,525	2.73%	3/31/2023	3/31/2023
Sub Total/Average		\$ 58,863,554	42.19%	\$ 58,960,302	1.83%		
Money Market		\$ 4,367,679	3.13%	\$ 4,367,679	1.62%		
Total City Managed/Average		\$ 124,832,386	89.47%	\$ 125,030,333	2.00%		
Bond Reserve Accounts - Held By Trustees		\$ 7,953,428	5.70%	\$ 7,953,428			
Cash/Deposits		\$ 4,146,426	2.97%	\$ 4,146,426			
PARS Trust		\$ 2,587,404	1.85%	\$ 3,013,986			
GRAND TOTAL/AVERAGE		\$ 139,519,644	100%	\$ 140,144,173			

Attachment: October 2019 Financial and Investment Report (2598 : October 2019 Financial and Investment Report)



CITY OF MORGAN HILL CASH AND INVESTMENT REPORT
FOR THE MONTH OF OCTOBER 31, 2019
FOR THE FISCAL YEAR OF 2019-20

	Invested in Fund	Yield	Book Value End of Month	% of Total	Market Value
Investments					
State Treasurer LAIF - City	All Funds Pooled	2.19%	\$ 58,675,174	42.06%	\$ 58,771,566
2015 Wastewater Rev Bonds - CIP	Wastewater Fund	2.19%	2,925,980	2.10%	2,930,787
Federal Issues	All Funds Pooled	1.71%	54,539,304	39.09%	54,462,777
US Treasury Notes	All Funds Pooled	2.73%	4,324,250	3.10%	4,497,525
Dreyfus Treas Cash Management Acct	All Funds Pooled	1.62%	4,367,679	3.13%	4,367,679
	SUBTOTAL		\$ 124,832,386	89.47%	\$ 125,030,333
Bond Reserve Accounts - held by trustees					
Zions Bank - Civic Center/Library Facility					
Blackrock Liq Fund	Debt Service	1.46%	81	0.00%	81
Zions Bank - MH Police Facility Lease Revenue Bonds					
Blackrock Liq Fund	Debt Service	1.46%	104	0.00%	104
BNY - RDA Bonds					
Dreyfus Cash Mgmt 521	Successor Fund	1.63%	7,432,958	5.33%	7,432,958
Zions Bank - MH Ranch 2015					
Blackrock Liq Funds Fed Fund -DI -2015	Agency Fund	1.46%	256,529	0.18%	256,529
Zions Bank - Madrone Bus Park Taxable/ Tax Exempt 2015					
Blackrock Liquidity Temp Fund-2015	Agency Fund	1.46%	263,755	0.19%	263,755
	SUBTOTAL		7,953,428	5.70%	7,953,428
Other Cash/Deposits					
General Checking	All Funds		4,109,314	2.95%	4,109,314
Workers' Comp Administrators	Workers' Comp		30,000	0.02%	30,000
Petty Cash & Emergency Cash	General Fund		7,112	0.01%	7,112
PARS - OPEB Trust			1,787,404	1.28%	2,075,444
PARS - PENSION Trust			800,000	0.57%	938,542
	SUBTOTAL		6,733,830	4.83%	7,160,413
Total Cash and Investments			\$ 139,519,644	100.00%	\$ 140,144,173

CASH ACTIVITY SUMMARY
FY 2019-20

Fund Type	07/1/19 Balance	Change in Cash Balance	10/31/2019 Balance
General Fund	\$ 15,044,885	\$ (1,789,015)	\$ 13,255,871
Community Development	3,419,872	(2,015,197)	1,404,675
RDA Successor Agency (except Housing)	12,277,198	(4,849,921)	7,427,277
Housing Successor Agency/ CDBG	4,150,303	(213,633)	3,936,670
Water - Operations	2,317,454	1,860,283	4,177,736
Water Other	4,954,819	2,352,794	7,307,614
Sewer - Operations	1,505,059	711,547	2,216,606
Sewer Other	29,212,866	2,460,833	31,673,700
Other Special Revenue	5,052,285	(427,009)	4,625,276
Streets and Capital Projects (except RDA)	42,155,711	2,930,821	45,086,532
Debt Service	253,454	(436,580)	(183,126)
Internal Service	12,991,987	2,654,195	15,646,182
Agency Funds (assessment dists./refundable deposits)	4,116,381	(1,171,750)	2,944,631
Total	\$ 137,452,276	\$ 2,067,368	\$ 139,519,644

Note: See Investment Portfolio Detail for maturities of "Investments." Market values are obtained from the City's investment brokers' monthly reports.

I certify the information on the investment reports on pages has been reconciled to the general ledger and bank statements and that there are sufficient funds to meet the expenditure requirements of the City for the next six months. The portfolio is in compliance with the City of Morgan Hill investment policy and all State laws and regulations.

Prepared by:

Gina Nazareno, Senior Accountant

Approved by:

Reviewed by:

Dat Nguyen, Finance Director

David Clink, Treasurer



City of Morgan Hill
Year to Date Revenues - Fiscal Year 2019-20
For the Four Months Ended October 31, 2019
33% of Year Complete

FUND REVENUE SOURCE	ADOPTED BUDGET	AMENDED BUDGET	CURRENT YTD ACTUAL	% OF BUDGET	PRIOR YTD	INCR (DECR) FROM PRIOR YTD	% CHANGE
010 GENERAL FUND							
TAXES							
Property Tax - Secured/Unsecured	\$ 11,189,507	\$ 11,189,507	\$ 569,730	5%	\$ 540,410	\$ 29,319	5%
Property Tax - RPTTF Residual Distribution	1,573,610	1,573,610	-	n/a	73,755	(73,755)	-100%
Property Tax - Supplemental Roll	319,260	319,260	33,608	11%	35,314	(1,706)	-5%
Sales Tax	10,091,000	10,091,000	2,346,820	23%	1,880,953	465,867	25%
Public Safety Sales Tax	385,000	385,000	58,548	15%	95,183	(36,635)	-38%
Transient Occupancy Taxes	3,080,880	3,080,880	773,111	25%	827,505	(54,394)	-7%
Franchise (Refuse, Cable, PG&E)	2,319,566	2,319,566	400,776	17%	407,667	(6,891)	-2%
Property Transfer Tax	515,000	515,000	143,921	28%	140,057	3,864	3%
TOTAL TAXES	29,473,823	29,473,823	4,326,513	15%	4,000,843	325,670	8%
LICENSES/PERMITS							
Business License	202,000	202,000	119,370	59%	180,828	(61,458)	-34%
Other Permits	4,940	4,940	5,345	108%	3,396	1,949	57%
TOTAL LICENSES/PERMITS	206,940	206,940	124,715	60%	184,224	(59,510)	-32%
FINES AND PENALTIES							
Parking Enforcement	8,500	8,500	1,348	16%	2,175	(827)	-38%
Bails & Fines	73,645	73,645	11,750	16%	24,492	(12,742)	-52%
Administrative Citations	9,785	9,785	13,866	142%	3,573	10,293	288%
TOTAL FINES AND PENALTIES	91,930	91,930	26,964	29%	30,241	(3,276)	-11%
OTHER AGENCIES							
Motor Vehicle in-Lieu	24,652	24,652	-	n/a	-	-	n/a
Other Revenue - Other Agencies	403,389	403,389	77,011	19%	125,018	(48,007)	-38%
TOTAL OTHER AGENCIES	428,041	428,041	77,011	18%	125,018	(48,007)	-38%
CHARGES CURRENT SERVICES							
Police False Alarm Charge	33,990	33,990	3,821	11%	12,006	(8,185)	-68%
Business License Application Review	36,000	36,000	13,354	37%	17,880	(4,526)	-25%
Membership Services & Rec Programs	6,426,631	6,426,631	2,330,965	36%	2,309,614	21,351	1%
Facility Rentals	915,330	915,330	357,973	39%	360,676	(2,703)	-1%
Community Services	149,705	149,705	16,927	11%	20,123	(3,197)	-16%
General Administration Overhead	1,795,198	1,795,198	597,140	33%	568,704	28,436	5%
Other Charges Current Services	910,870	910,870	326,295	36%	170,875	155,420	91%
TOTAL CURRENT SERVICES	10,267,724	10,267,724	3,646,475	36%	3,459,879	186,596	5%
OTHER REVENUE							
Use of money/property	517,900	517,900	181,879	35%	142,425	39,454	28%
Other Revenues	311,842	311,842	91,874	29%	150,115	(58,241)	-39%
TOTAL OTHER REVENUE	829,742	829,742	273,753	33%	292,540	(18,787)	-6%
TRANSFERS IN							
One Time Transfer	180,000	180,000	59,996	33%	-	59,996	0%
Asset Seizure	-	-	-	n/a	-	-	0%
Public Safety	100,000	100,000	92,415	92%	48,809	43,605	89%
Fire Impact	-	25,000	25,000	n/a	-	25,000	0%
Streets	738,968	738,968	138,995	19%	158,460	(19,466)	-12%
Park Maintenance	-	-	-	n/a	-	-	n/a
Police Impact	25,000	25,000	8,332	33%	8,332	-	n/a
Sewer Operations	351,845	351,845	117,284	33%	116,460	824	1%
Water Operations	351,845	351,845	117,284	33%	116,460	824	1%
Park Development	75,000	75,000	25,000	33%	25,000	-	n/a
TOTAL TRANSFERS IN	1,822,658	1,847,658	584,305	32%	473,522	110,783	23%
TOTAL GENERAL FUND	43,120,858	43,145,858	9,059,737	21%	8,566,267	493,469	6%
SPECIAL REVENUE FUNDS							
202 STREET MAINTENANCE							
Gas Tax 2105 - 2107.5	738,968	738,968	245,971	33%	169,298	76,673	45%
Interest / Other Revenue/Other Charges	-	-	782	n/a	858	(76)	-9%
202 STREET MAINTENANCE	738,968	738,968	246,753	33%	170,156	76,597	45%

Attachment: October 2019 Financial and Investment Report (2598 : October 2019 Financial and Investment Report)



City of Morgan Hill
Year to Date Revenues - Fiscal Year 2019-20
For the Four Months Ended October 31, 2019
33% of Year Complete

FUND REVENUE SOURCE	ADOPTED BUDGET	AMENDED BUDGET	CURRENT YTD ACTUAL	% OF BUDGET	PRIOR YTD	INCR (DECR) FROM PRIOR YTD	% CHANGE
SPECIAL REVENUE FUNDS							
205 PUBLIC SAFETY TRUST							
Interest Income	135	135	599	444%	344	255	74%
Police Grant/SLEF/JAG	100,000	100,000	64,281	64%	57,080	7,201	13%
205 PUBLIC SAFETY TRUST	100,135	100,135	64,880	65%	57,424	7,456	13%
206 DEVELOPMENT SERVICES							
Building Fees	3,275,864	3,275,864	1,145,286	35%	1,049,114	96,172	9%
Planning Fees	1,476,912	1,476,912	315,509	21%	317,897	(2,387)	-1%
Engineering Fees	495,977	495,977	67,740	14%	193,040	(125,300)	-65%
Other Revenue/Current Charges	14,682	14,682	14,171	97%	19,398	(5,227)	-27%
206 DEVELOPMENT SERVICES	5,263,435	5,263,435	1,542,706	29%	1,579,448	(36,742)	-2%
207 LONG RANGE PLANNING	736,371	736,371	247,433	34%	247,942	(509)	0%
215 and 216 HCD BLOCK GRANT							
Interest Income/Other Revenue	3,660	3,660	370	10%	332	39	12%
215 and 216 HCD BLOCK GRANT	3,660	3,660	370	10%	332	39	12%
225 ASSET SEIZURE	2,227	2,227	16,603	746%	1,932	14,671	759%
229 LIGHTING AND LANDSCAPE	189,158	189,158	792	0%	639	153	24%
230 COMMUNITY FACILITIES DISTRICT	44,504	44,504	339	1%	242	98	40%
232 ENVIRONMENTAL PROGRAMS	409,843	409,843	150,100	37%	155,435	(5,334)	-3%
234 MOBILE HOME PARK RENT STAB.	873	873	1,350	155%	4,930	(3,580)	-73%
235 SENIOR HOUSING	4,462	4,462	1,330	30%	1,127	203	18%
236 HOUSING MITIGATION	2,336,690	2,336,690	587,502	25%	419,607	167,896	40%
240 EMPLOYEE ASSISTANCE	29,256	29,256	6,351	22%	7,580	(1,229)	-16%
247 ENVIRONMENT REMEDIATION	2,824	2,824	780	28%	691	89	13%
250 COMH-SUCCESSOR AGENCY-MHRDA	6,935,750	6,935,750	4,307,811	62%	864,288	3,443,524	398%
255 HOUSING SUCCESSOR AGENCY	553,622	553,622	159,574	29%	25,319	134,254	530%
TOTAL SPECIAL REVENUE FUNDS	17,351,779	17,351,779	7,334,675	42%	3,537,091	3,797,585	107%
CAPITAL PROJECTS FUNDS							
301 PARK DEVELOPMENT	2,647,562	2,677,562	441,313	16%	908,550	(467,237)	-51%
302 PARK MAINTENANCE	1,371,696	1,371,696	139,819	10%	300,886	(161,066)	-54%
303 LOCAL DRAINAGE	1,652,576	1,652,576	63,807	4%	362,366	(298,558)	-82%
304 LOCAL DRAINAGE/NON AB1600	83,498	83,498	9,084	11%	78,064	(68,979)	-88%
306 AGRICULTURE & OPEN SPACE PRESERVATION	3,420,324	3,420,324	544,809	16%	1,557,896	(1,013,087)	-65%
308 STREET CIP	5,068,938	5,068,938	641,549	13%	1,040,530	(398,981)	-38%
309 TRAFFIC IMPACT	1,283,196	1,283,196	665,446	52%	999,439	(333,993)	-33%
311 POLICE IMPACT	295,109	295,109	80,393	27%	131,941	(51,548)	-39%
313 FIRE IMPACT	469,220	469,220	55,485	12%	122,853	(67,367)	-55%
346 PUBLIC FACILITIES NON-AB1600	630,420	630,420	-	n/a	130,715	(130,715)	-100%
347 PUBLIC FACILITIES IMPACT	221,932	221,932	96,124	43%	90,501	5,623	6%
348 LIBRARY	936,224	936,224	137,283	15%	350,464	(213,180)	-61%
350 UNDERGROUNDING	50,079	50,079	5,014	10%	137,348	(132,333)	-96%
355 SCHOOL PEDESTRIAN/TRAFFIC SAFETY	656,864	656,864	14,924	2%	14,255	670	5%
360 COMMUNITY/REC IMPACT FUND	1,359,693	1,359,693	235,206	17%	339,362	(104,155)	-31%
TOTAL CAPITAL PROJECTS FUNDS	20,147,331	20,177,331	3,130,257	16%	6,565,166	(3,434,909)	-52%
DEBT SERVICE FUNDS							
420 CIVIC CENTER DEBT	301,874	301,874	100,669	33%	99,557	1,112	1%
441 POLICE FACILITY BOND	376,090	376,090	190,279	51%	187,363	2,916	2%
TOTAL DEBT SERVICE FUNDS	677,964	677,964	290,948	43%	286,920	4,029	1%

Attachment: October 2019 Financial and Investment Report (2598 : October 2019 Financial and Investment Report)



City of Morgan Hill
Year to Date Revenues - Fiscal Year 2019-20
For the Four Months Ended October 31, 2019
33% of Year Complete

FUND REVENUE SOURCE	ADOPTED BUDGET	AMENDED BUDGET	CURRENT YTD ACTUAL	% OF BUDGET	PRIOR YTD	INCR (DECR) FROM PRIOR YTD	% CHANGE
ENTERPRISE FUNDS							
640 SEWER OPERATION							
Sewer Service Fees	11,746,083	11,746,083	2,802,724	24%	2,579,342	223,382	9%
Interest Income/Transfers	43,166	43,166	27,870	65%	10,109	17,761	176%
Other Revenue/Current Charges	328,660	328,660	78,648	24%	127,466	(48,818)	-38%
640 SEWER OPERATION	12,117,909	12,117,909	2,909,242	24%	2,716,917	192,326	7%
641 SEWER EXPANSION							
Interest Income	253,972	253,972	113,572	45%	87,101	26,472	30%
Development Impact Fee	4,801,041	4,801,041	2,145,838	45%	2,395,789	(249,951)	-10%
Transfers/Other	-	-	-	n/a	-	-	0%
641 SEWER EXPANSION	5,055,013	5,055,013	2,259,410	45%	2,482,890	(223,479)	-9%
642 SEWER RATE STABILIZATION	52,262	52,262	15,275	29%	12,954	2,321	18%
643 SEWER-CAPITAL PROJECT	2,853,531	2,853,531	987,768	35%	964,725	23,043	2%
TOTAL SEWER FUNDS	20,078,715	20,078,715	6,171,696	31%	6,177,486	(5,790)	0%
650 WATER OPERATION							
Water Sales	13,400,000	13,400,000	4,045,060	30%	3,728,494	316,566	8%
Meter Install & Service	125,500	125,500	6,050	5%	75,195	(69,145)	-92%
Transfers-In / Interest Income	478,039	478,039	166,508	35%	148,877	17,631	12%
Other Revenue/Current Charges	776,961	776,961	326,061	42%	409,695	(83,634)	-20%
650 WATER OPERATION	14,780,500	14,780,500	4,543,680	31%	4,362,261	181,418	4%
651 WATER EXPANSION							
Interest Income/Other Revenue/Transfer	73,821	73,821	15,126	20%	16,103	(977)	-6%
Development Impact Fee	1,452,925	1,452,925	385,469	27%	615,429	(229,960)	-37%
651 WATER EXPANSION	1,526,746	1,526,746	400,596	26%	631,532	(230,936)	-37%
652 Water Rate Stabilization	11,107	11,107	10,253	92%	2,771	7,482	270%
653 Water Capital Project	3,812,288	3,812,288	1,272,566	33%	901,309	371,257	41%
TOTAL WATER FUNDS	20,130,641	20,130,641	6,227,094	31%	5,897,873	329,221	6%
TOTAL ENTERPRISE FUNDS	40,209,356	40,209,356	12,398,790	31%	12,075,359	323,431	3%
INTERNAL SERVICE FUNDS							
730 INFORMATION SYSTEMS	1,783,719	1,783,719	604,586	34%	627,013	(22,427)	-4%
740 BUILDING MAINTENANCE	3,258,548	3,258,548	1,072,622	33%	1,095,410	(22,787)	-2%
741 BUILDING REPLACEMENT	831,677	831,677	267,036	32%	255,520	11,516	5%
745 CIP ADMINISTRATION	1,871,909	1,871,909	474,343	25%	429,372	44,971	10%
760 UNEMPLOYMENT INSURANCE	2,898	2,898	820	28%	822	(1)	0%
770 WORKERS COMPENSATION	800,422	800,422	280,932	35%	252,439	28,494	11%
790 EQUIPMENT REPLACEMENT	1,052,269	1,052,269	420,495	40%	361,336	59,159	16%
791 EMPLOYEE BENEFITS	1,229,852	1,229,852	263,645	21%	452,724	(189,079)	-42%
793 CORPORATION YARD COMMISSION	-	-	-	n/a	1,515	(1,515)	-100%
795 GENERAL LIABILITY INSURANCE	1,076,586	1,076,586	357,235	33%	339,876	17,359	5%
TOTAL INTERNAL SERVICE FUNDS	11,907,880	11,907,880	3,741,715	31%	3,816,026	(74,311)	-2%
TOTAL FOR ALL FUNDS	\$ 133,415,168	\$ 133,470,168	\$ 35,956,122	27%	\$ 34,846,829	\$ 1,109,293	3%



City of Morgan Hill
Year to Date Expenses - Fiscal Year 2019-20
For the Month and Four Months Ended October 31, 2019
33% of Year Complete

FUND NO.	FUND/ACTIVITY	CURRENT MONTH ACTUAL EXPENSES	AMENDED BUDGET	YTD EXPENSES	OUTSTANDING ENCUMBRANCE	TOTAL ALLOCATED	PERCENT OF TOTAL TO BUDGET	PRIOR YTD
010 GENERAL FUND								
I. ADMINISTRATION								
CITY COUNCIL		\$ 41,134	\$ 336,684	\$ 143,986	\$ 54,000	\$ 197,986	59%	\$ 8:
CITY ATTORNEY		59,612	763,698	208,963	56,562	265,525	35%	20:
CITY MANAGER		35,418	580,167	142,621	-	142,621	25%	20:
HUMAN RESOURCES		43,993	751,908	220,878	-	220,878	29%	23:
COUNCIL SVCS & RECORDS MGMT								
Council Svcs & Records Mgmt		49,514	601,560	186,492	6,131	192,622	32%	20:
Elections		6,889	178,037	11,838	-	11,838	7%	-
COUNCIL SVCS & RECORDS MGMT		56,403	779,597	198,330	6,131	204,460	26%	21:
FINANCE		106,363	1,623,059	510,321	29,649	539,970	33%	55:
TOTAL ADMINISTRATION		342,923	4,835,112	1,425,098	146,341	1,571,440	33%	1,48:
II. COMMUNITY SERVICES								
Membership Services & Rec. Programs		338,732	6,371,297	1,982,509	1,396,938	3,379,448	53%	1,97:
Recreation Facility Rentals		106,579	1,356,318	438,616	25,790	464,406	34%	43:
Community Services		36,046	648,407	183,160	70,321	253,481	39%	17:
Environmental Services		16,788	293,918	68,996	-	68,996	23%	6:
Street Maintenance		150,011	2,386,836	554,658	233,036	787,693	33%	67:
Downtown Maintenance		23,381	321,475	90,348	59,005	149,353	46%	12:
Cable Television		1,705	22,594	6,979	-	6,979	31%	-
COMMUNITY SERVICES		673,244	11,400,845	3,325,266	1,785,089	5,110,356	45%	3,46:
CODE COMPLIANCE		12,249	160,943	48,370	-	48,370	30%	4:
INFRASTRUCTURE PLANNING & CONGESTION MGMT		20,041	318,537	83,117	-	83,117	26%	3:
ECONOMIC DEVELOPMENT PROGRAMS		43,739	799,102	201,134	34,698	235,832		20:
TOTAL COMMUNITY SERVICES		749,273	12,679,427	3,657,887	1,819,787	5,477,675	43%	3,74:
III. PUBLIC SAFETY								
POLICE								
PD Administration		80,681	1,300,288	388,952	11,485	400,437	31%	46:
Field Operations		663,083	9,094,915	2,789,666	213,670	3,003,336	33%	2,40:
Support Services		170,302	2,318,572	737,613	7,500	745,113	32%	72:
Emergency Services/Haz Mat		12,648	195,641	54,578	-	54,578	28%	5:
Special Operations		201,782	2,747,543	786,998	-	786,998	29%	62:
Dispatch Services		146,752	1,716,002	564,568	-	564,568	33%	52:
POLICE		1,275,248	17,372,961	5,322,374	232,655	5,555,030	32%	4,79:
FIRE		530,187	6,961,396	2,435,988	59,012	2,495,000	36%	2,30:
TOTAL PUBLIC SAFETY		1,805,435	24,334,358	7,758,362	291,668	8,050,029	33%	7,10:
IV. TRANSFERS								
Other		156,333	2,142,463	715,332	-	715,332	33%	60:
TOTAL TRANSFERS		156,333	2,142,463	715,332	-	715,332	33%	60:
TOTAL GENERAL FUND		3,053,964	43,991,359	13,556,679	2,257,796	15,814,476	36%	12,94:



City of Morgan Hill
 Year to Date Expenses - Fiscal Year 2019-20
 For the Month and Four Months Ended October 31, 2019
 33% of Year Complete

FUND NO.	FUND/ACTIVITY	CURRENT MONTH ACTUAL EXPENSES	AMENDED BUDGET	YTD EXPENSES	OUTSTANDING ENCUMBRANCE	TOTAL ALLOCATED	PERCENT OF TOTAL TO BUDGET	PRIOR YTD
SPECIAL REVENUE FUNDS								
202	STREET MAINTENANCE	139,337	743,072	140,363	-	140,363	19%	16%
205	PUBLIC SAFETY/SUPP.LAW	92,987	106,863	94,703	-	94,703	89%	5%
206	DEVELOPMENT SERVICES FUND							
	Planning	237,327	2,516,024	677,774	67,631	745,405	30%	71%
	Building	151,368	1,998,366	666,589	252,196	918,785	46%	52%
	Engineering	140,729	1,332,942	432,710	333,824	766,534	58%	42%
206	DEVELOPMENT SERVICES FUND	529,425	5,847,332	1,777,073	653,652	2,430,724	42%	1,66%
207	LONG RANGE PLANNING	42,337	736,054	129,363	200,411	329,774	45%	19%
215/216	CDBG	434	5,209	1,736	-	1,736	33%	-
225	ASSET SEIZURE	-	-	-	-	-	0%	-
229	LIGHTING AND LANDSCAPE	24,987	206,031	61,649	41,762	103,412	50%	6%
230	COMMUNITY FACILITIES DISTRICT	2,068	46,979	11,151	-	11,151	24%	-
232	ENVIRONMENT PROGRAMS	16,592	439,095	117,580	33,087	150,667	34%	11%
234	MOBILE HOME PARK	35	425	140	-	140	33%	-
236	HOUSING MITIGATION	390,182	2,285,207	1,090,510	158,638	1,249,148	55%	1,48%
240	EMPLOYEE ASSISTANCE	6,081	28,477	16,853	-	16,853	59%	-
247	ENVIRONMENTAL REMEDIATION	743	-	1,072	-	1,072	0%	-
250	COMH-SUCCESSOR AGENCY-MHRDA	2,476	6,973,161	4,173,064	-	4,173,064	60%	5,87%
255	HOUSING SUCCESSOR AGENCY	83,039	935,845	346,948	369,825	716,773	77%	73%
TOTAL SPECIAL REVENUE FUNDS		1,330,722	18,353,750	7,962,203	1,457,375	9,419,578	51%	10,35%
CAPITAL PROJECT FUNDS								
301	PARK DEVELOPMENT	34,513	12,547,895	252,403	862,059	1,114,462	9%	10%
302	PARK MAINTENANCE	103,287	1,227,852	338,276	155,185	493,460	40%	38%
303	LOCAL DRAINAGE	9,657	2,924,734	26,979	7,912	34,890	1%	4%
304	LOCAL DRAIN. NON-AB1600	2,196	486,660	8,493	9,582	18,075	4%	-
306	AGRICULTURE & OPEN SPACE PRESERVATION	6,853	6,695,683	20,098	46,706	66,804	1%	2,00%
308	STREET CIP	3,310,847	8,456,398	3,492,971	1,188,567	4,681,538	55%	27%
309	TRAFFIC IMPACT	112,625	18,536,119	357,049	126,040	483,089	3%	97%
311	POLICE IMPACT	2,443	226,130	109,899	-	109,899	49%	10%
313	FIRE IMPACT	283	53,425	26,417	9,462	35,879	67%	2%
346	PUBLIC FAC.NON AB1600	24,050	930,930	77,926	38,706	116,632	13%	9%
347	PUBLIC FACILITIES IMPACT	25,000	177,688	63,225	38,311	101,536	57%	-
348	LIBRARY IMPACT	74,480	3,849,389	152,808	2,220,523	2,373,330	62%	18%
350	UNDERGROUNDING	90	1,075	360	-	360	33%	-
355	SCHOOL PEDESTRIAN & TRAFFIC SAFETY	34,051	2,190,266	194,602	26,109	220,711	10%	1%
360	COMM/REC CENTER IMPACT	7,774	2,636,478	31,685	118,194	149,879	0%	4%
TOTAL CAPITAL PROJECTS FUNDS		3,748,149	60,940,723	5,153,188	4,847,356	10,000,544	16%	4,26%
DEBT SERVICE FUNDS								
420	CIVIC CENTER DEBT	223,619	311,636	226,136	-	226,136	73%	22%
441	POLICE FACILITY BOND DEBT	298,784	380,552	299,744	-	299,744	79%	29%
TOTAL DEBT SERVICE FUNDS		522,403	692,188	525,880	-	525,880	76%	51%

Attachment: October 2019 Financial and Investment Report (2598 : October 2019 Financial and Investment Report)



City of Morgan Hill
 Year to Date Expenses - Fiscal Year 2019-20
 For the Month and Four Months Ended October 31, 2019
 33% of Year Complete

FUND NO.	FUND/ACTIVITY	CURRENT MONTH ACTUAL EXPENSES	AMENDED BUDGET	YTD EXPENSES	OUTSTANDING ENCUMBRANCE	TOTAL ALLOCATED	PERCENT OF TOTAL TO BUDGET	PRIOR YTD
ENTERPRISE FUNDS								
SEWER								
640	SEWER OPERATIONS	830,729	12,087,541	3,345,388	607,699	3,953,087	33%	3,571
641	SEWER CAPITAL EXPANSION	86,956	13,399,255	246,000	291,007	537,008	4%	621
642	SEWER RATE STABILIZATION	90	1,078	360	-	360	33%	141
643	SEWER-CAPITAL PROJECTS	37,407	10,335,505	1,879,692	3,293,999	5,173,691	50%	2,671
TOTAL SEWER FUND(S)		955,181	35,823,378	5,471,441	4,192,705	9,664,146	27%	6,861
WATER								
	Water Operations	1,147,336	14,118,964	4,089,215	1,796,366	5,885,582	42%	3,641
	Utility Billing	55,417	789,099	267,924	26,547	294,471	37%	251
	Water Conservation	5,127	198,464	20,309	97,549	117,858	59%	31
650	WATER OPERATIONS	1,207,880	15,106,526	4,377,448	1,920,462	6,297,911	42%	3,931
651	WATER CAPITAL EXPANSION	70,659	2,281,224	462,992	372,323	835,316	37%	781
652	WATER RATE STABILIZATION	29	352	116	-	116	33%	141
653	WATER-CAPITAL PROJECTS	(1,399)	3,731,255	24,952	66,500	91,452	2%	111
TOTAL WATER FUND(S)		1,277,168	21,119,357	4,865,509	2,359,285	7,224,794	34%	4,831
TOTAL ENTERPRISE FUNDS		2,232,349	56,942,736	10,336,950	6,551,990	16,888,941	30%	11,701
INTERNAL SERVICE FUNDS								
730	INFORMATION SYSTEMS	101,961	2,334,467	541,986	107,248	649,233	28%	501
740	BUILDING MAINTENANCE	241,491	3,338,819	970,769	302,755	1,273,524	38%	921
741	BUILDING REPLACEMENT	108,858	278,950	144,825	19,887	164,712	59%	141
745	CIP ADMINISTRATION	131,839	1,619,521	508,716	10,086	518,802	32%	431
760	UNEMPLOYMENT	-	10,000	2,135	-	2,135	21%	11
770	WORKERS COMPENSATION	17,131	952,045	690,837	-	690,837	73%	391
790	EQUIPMENT REPLACEMENT	29,876	1,136,915	29,876	374,915	404,791	36%	141
791	EMPLOYEE BENEFITS FUND	28,887	615,000	145,461	-	145,461	24%	261
793	CORP YARD COMMISSION	-	-	-	-	-	n/a	-
795	GEN. LIABILITY INSURANCE	13,227	1,044,568	808,723	-	808,723	77%	741
TOTAL INTERNAL SERVICE FUNDS		673,270	11,330,284	3,843,328	814,889	4,658,217	41%	3,401
REPORT TOTAL		\$ 11,560,857	\$ 192,251,040	\$ 41,378,229	\$ 15,929,407	\$ 57,307,636	30%	\$ 43,181

Attachment: October 2019 Financial and Investment Report (2598 : October 2019 Financial and Investment Report)

City of Morgan Hill Fund Activity Summary - Fiscal Year 2019-20 For the Four Months Ended October 31, 2019 33% of Year Complete										
Fund No.	Fund	Fund Balance 06-30-19		Revenues		Expenses		Year to-Date Deficit or Carryover	Ending Fund Balance	
		YTD Actual	% of Budget	YTD Actual	% of Budget	Reserved ¹	Unreserved			
010	GENERAL FUND	\$ 17,924,089	21%	\$ 9,059,737	21%	\$ 13,556,679	31%	\$ (4,496,943)	\$ 2,257,796	\$ 11,169,350
TOTAL GENERAL FUND		\$ 17,924,089	21%	\$ 9,059,737	21%	\$ 13,556,679	31%	\$ (4,496,943)	\$ 2,257,796	\$ 11,169,350
202	STREET MAINTENANCE	37,376	33%	246,753	33%	140,363	33%	106,391	\$ -	\$ 143,767
205	PUBLIC SAFETY/SUPPL. LAW	93,997	65%	64,880	65%	94,703	32%	(29,823)	-	64,174
206	DEVELOPMENT SERVICES	1,329,077	29%	1,542,706	29%	1,777,073	30%	(234,366)	653,652	441,059
207	LONG RANGE PLANNING	1,248,188	34%	247,433	34%	129,363	18%	118,070	200,411	1,165,847
215 / 216	CDBG	57,072	370	10%	1,736	1,736	33%	(1,366)	-	55,706
225	ASSET SEIZURE	130,210	746%	16,603	746%	-	n/a	16,603	-	146,813
229	LIGHTING AND LANDSCAPE	158,268	792	0%	61,649	61,649	30%	(60,857)	41,762	55,648
230	COMMUNITY FACILITIES DISTRICT	112,386	339	1%	11,151	11,151	24%	(10,811)	-	101,575
232	ENVIRONMENTAL PROGRAMS	335,097	150,100	37%	117,580	117,580	27%	32,520	33,087	334,530
234	MOBILE HOME PK RENT STAB.	52,468	1,350	155%	140	140	33%	1,210	-	53,678
235	SENIOR HOUSING	228,559	1,330	30%	-	-	n/a	1,330	-	229,889
236	HOUSING MITIGATION	2,520,285	587,502	25%	1,090,510	1,090,510	48%	(503,008)	158,638	1,858,639
240	EMPLOYEE ASSISTANCE	63,226	6,351	22%	16,853	16,853	59%	(10,502)	-	52,724
247	ENVIRONMENT REMEDIATION	135,636	780	28%	1,072	1,072	n/a	(292)	-	135,344
250	COMH-SUCCESSOR AGENCY-MHRDA	(500,829)	4,307,811	62%	4,173,064	4,173,064	60%	134,748	-	(366,081)
255	HOUSING SUCCESSOR AGENCY	3,976,695	159,574	29%	346,948	346,948	37%	(187,375)	369,825	3,419,496
260	PUBLIC ART	185	-	n/a	-	-	-	-	-	185
TOTAL SPECIAL REVENUE FUNDS		\$ 9,977,896	42%	\$ 7,334,675	42%	\$ 7,962,203	43%	\$ (627,528)	\$ 1,457,375	\$ 7,892,993
301	PARK DEV. IMPACT FUND	4,116,066	441,313	16%	252,403	252,403	2%	188,910	862,059	3,442,917
302	PARK MAINTENANCE	4,078,868	139,819	10%	338,276	338,276	28%	(198,457)	155,185	3,725,227
303	LOCAL DRAINAGE	12,117,049	63,807	4%	26,979	26,979	1%	36,829	7,912	12,145,966
304	LOCAL DRAINAGE/NON-AB1600	1,563,382	9,084	11%	8,493	8,493	2%	592	9,582	1,554,392
306	AGRICULTURE AND OPEN SPACE PRESERV	7,951,064	544,809	16%	20,098	20,098	0%	524,711	46,706	8,429,068
308	STREET CIP	3,299,044	641,549	13%	3,492,971	3,492,971	41%	(2,851,423)	1,188,567	(740,946)
309	TRAFFIC IMPACT FUND	(1,263,866)	665,446	52%	357,049	357,049	2%	308,397	126,040	(1,081,509)
311	POLICE IMPACT FUND	(640,897)	80,393	27%	109,899	109,899	49%	(29,506)	-	(670,403)
313	FIRE IMPACT FUND	3,873,198	55,485	12%	26,417	26,417	49%	29,069	9,462	3,892,805
346	PUBLIC FACILITIES NON-AB1600	(178,488)	-	n/a	77,926	77,926	8%	(77,926)	38,706	(295,120)
347	PUBLIC FACILITIES IMPACT FUND	688,851	96,124	43%	63,225	63,225	36%	32,899	38,311	683,439
348	LIBRARY IMPACT FUND	2,987,436	137,283	15%	152,808	152,808	4%	(15,524)	2,220,523	751,389
350	UNDERGROUNDING	861,895	5,014	10%	360	360	33%	4,654	-	866,549
355	SCHOOL PEDESTRIAN/TRAFFIC SFY	1,477,523	14,924	2%	194,602	194,602	9%	(179,678)	26,109	1,271,737
360	COMM/REC CTR IMPACT FUND	2,122,228	235,206	17%	31,685	31,685	1%	203,522	118,194	2,207,555
TOTAL CAPITAL PROJECT FUNDS		\$ 43,053,353	16%	\$ 3,130,257	16%	\$ 5,153,188	8%	\$ (2,022,931)	\$ 4,847,356	\$ 36,183,066
420	CIVIC CENTER DEBT	171,351	100,669	33%	226,136	226,136	73%	(125,467)	81	45,803
441	POLICE FACILITY BOND DEBT	70,213	190,279	51%	299,744	299,744	79%	(109,465)	104	(39,355)
TOTAL DEBT SERVICE FUNDS		\$ 241,564	43%	\$ 290,948	43%	\$ 525,880	76%	\$ (234,931)	\$ 185	\$ 6,448

Fund No.	Fund	 City of Morgan Hill Fund Activity Summary - Fiscal Year 2019-20 For the Four Months Ended October 31, 2019 33% of Year Complete									
		Fund Balance 06-30-19		Revenues		Expenses		Year to-Date Deficit or Carryover		Ending Fund Balance	
		YTD Actual	% of Budget	YTD Actual	% of Budget	YTD Actual	% of Budget	YTD Actual	% of Budget	Reserved ¹	Unreserved

640	SEWER OPERATIONS	\$ 3,235,529	24%	\$ 2,909,242	24%	\$ 3,345,388	28%	\$ (436,146)	607,699	2,191,684	
641	SEWER IMPACT FUND*	18,119,442	45%	2,259,410	45%	246,000	2%	2,013,410	291,007	19,841,845	
642	SEWER RATE STABILIZATION	2,625,280	29%	15,275	29%	360	33%	14,915	-	2,640,195	
643	SEWER-CAPITAL PROJECTS	9,791,525	35%	987,768	35%	1,879,692	18%	(891,925)	3,293,999	5,605,601	
650	WATER OPERATIONS	4,010,886	31%	4,543,680	31%	4,377,448	29%	166,231	1,920,462	2,256,655	
651	WATER IMPACT FUND*	2,507,584	26%	400,596	26%	462,992	20%	(62,397)	372,323	2,072,864	
652	WATER RATE STABILIZATION	1,761,549	92%	10,253	92%	116	33%	10,137	-	1,771,686	
653	WATER -CAPITAL PROJECT	1,685,295	33%	1,272,566	33%	24,952	1%	1,247,613	66,500	2,866,409	
TOTAL ENTERPRISE FUNDS		\$ 43,737,090	31%	\$ 12,398,790	31%	\$ 10,336,950	18%	\$ 2,061,840	\$ 6,551,990	\$ 39,246,940	

730	INFORMATION SERVICES	\$ 902,325	34%	\$ 604,586	34%	\$ 541,986	23%	\$ 62,601	107,248	\$ 857,678	
740	BUILDING MAINTENANCE	64,490	33%	1,072,622	33%	970,769	29%	101,853	302,755	(136,411)	
741	BUILDING REPLACEMENT	2,515,067	32%	267,036	32%	144,825	52%	122,211	19,887	2,617,391	
745	CIP ENGINEERING	62,517	25%	474,343	25%	508,716	31%	(34,374)	10,086	18,058	
760	UNEMPLOYMENT	142,515	28%	820	28%	2,135	21%	(1,315)	-	141,200	
770	WORKERS COMPENSATION	2,015,978	35%	280,932	35%	690,837	73%	(409,905)	30,000	1,576,073	
790	EQUIPMENT REPLACEMENT	5,238,985	40%	420,495	40%	29,876	3%	390,619	374,915	5,254,689	
791	EMPLOYEE BENEFITS FUNDS	(233,198)	21%	263,645	21%	145,461	24%	118,185	-	(115,014)	
793	CORP YARD COMMISSION	-	n/a	-	n/a	-	n/a	-	-	-	
795	GEN. LIABILITY INSURANCE	1,379,596	33%	357,235	33%	808,723	77%	(451,488)	-	928,108	
TOTAL INTERNAL SERVICE FUNDS		\$ 12,088,275	31%	\$ 3,741,715	31%	\$ 3,843,328	34%	\$ (101,613)	\$ 844,889	\$ 11,141,773	

SUMMARY BY FUND TYPE

GENERAL FUND GROUP	\$ 17,924,089	\$ 9,059,737	21%	\$ 13,556,679	31%	\$ (4,496,943)	2,257,796	\$ 11,169,350
SPECIAL REVENUE GROUP	9,977,896	7,334,675	42%	7,962,203	43%	(627,528)	1,457,375	7,892,993
DEBT SERVICE GROUP	241,564	290,948	43%	525,880	76%	(234,931)	185	6,448
CAPITAL PROJECTS GROUP	43,053,353	3,130,257	16%	5,153,188	8%	(2,022,931)	4,847,356	36,183,066
ENTERPRISE GROUP	43,737,090	12,398,790	31%	10,336,950	18%	2,061,840	6,551,990	39,246,940
INTERNAL SERVICE GROUP	12,088,275	3,741,715	31%	3,843,328	34%	(101,613)	844,889	11,141,773
TOTAL ALL GROUPS	\$ 127,022,267	\$ 35,956,122	27%	\$ 41,378,229	22%	\$ (5,422,107)	\$ 15,959,592	\$ 105,640,569

For Enterprise Funds: Unrestricted fund balance = Fund balance net of fixed assets and long-term liabilities.

*Unreserved fund balance includes bond proceeds reserved for projects listed in bond documents.

¹ Amount restricted for encumbrances, fixed asset replacement, long-term receivables, and bond reserves.

² Amount restricted for debt service payments and AB1600 capital expansion projects as detailed in the City's five year CIP Plan and bond agreements.



CITY COUNCIL STAFF REPORT

MEETING DATE: January 15, 2020

PREPARED BY: Charlie Ha, Supervising Civil Engineer
APPROVED BY: City Manager

ACCEPT SUBDIVISION PUBLIC IMPROVEMENTS – DEPOT STATION – TRACT NO. 10346

RECOMMENDATION(S)

1. Accept the subdivision public improvements for Depot Station – Tract No. 10346;
2. Authorize the City Engineer to sign a Notice of Completion; and
3. Direct the City Clerk to file the Notice of Completion with the County Recorder's Office.

COUNCIL PRIORITIES, GOALS & STRATEGIES

Ongoing Priorities

Enhancing Public Safety

2019 Strategic Priorities

Infrastructure

GUIDING DOCUMENTS

General Plan/Housing Element

REPORT NARRATIVE:

Depot Station – Tract 10346 is a combination 29 residential unit and 4 commercial unit subdivision located at the southwest corner of Depot Street and Second Street within the Downtown Specific Plan (see attached site map). The subdivision improvements have been completed in accordance with the requirements of the Subdivision Improvements Agreement between the City of Morgan Hill and City Ventures Homebuilding, LLC, dated May 2, 2016 and as specifically set forth in the plans and specifications approved by the City.

There are no new streets to be accepted as part of this development. Public improvements being accepted are frontage public improvements along Second Street, Third Street, and Depot Street.

The value of the public improvements being accepted is \$107,383.

COMMUNITY ENGAGEMENT: Inform

This report serves to inform the community of the project acceptance.

ALTERNATIVE ACTIONS: Not Applicable.

PRIOR CITY COUNCIL AND COMMISSION ACTIONS:

The City Council approved the Final Map and Subdivision Improvements Agreement for Depot Station – Tract No. 10346 on April 6, 2016.

FISCAL AND RESOURCE IMPACT:

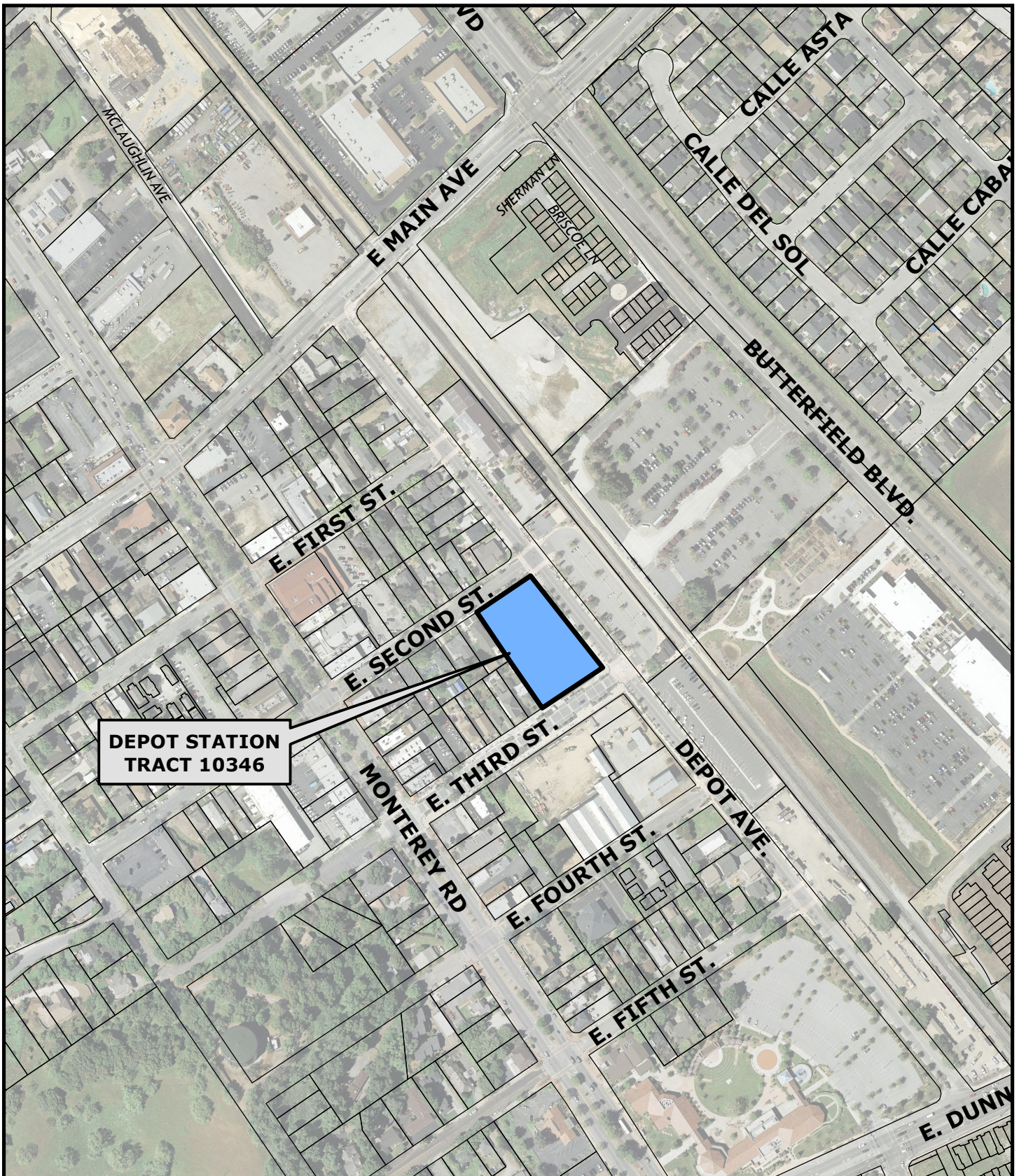
Staff time for this project was paid by the developer's land development fees.

CEQA (California Environmental Quality Act):

An Environmental Impact Report (EIR) has been prepared and certified for the Downtown Specific Plan. An addendum analyzing the project was completed in September 2015, which concluded the project is consistent with the development projections analyzed in the EIR for the project site. No further environmental assessment is required. The project shall be subject to compliance with the mitigation measures of the Downtown Specific Plan EIR on file in the Development Services Department.

LINKS/ATTACHMENTS:

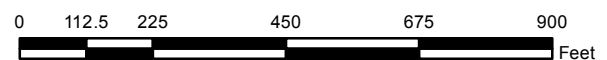
1. Site Map
2. Notice of Completion



CITY OF MORGAN HILL
Engineering Division
Public Works Department

G:\R-14\Proj\GIS\John\DepotStationTr10346.mxd

SITE MAP **DEPOT STATION** **TRACT 10346**



Attachment: Site Map (2538 : ACCEPT SUBDIVISION PUBLIC IMPROVEMENTS – DEPOT STATION – TRACT NO. 10346)

Record at the Request of
and When Recorded Mail to:

City of Morgan Hill
17575 Peak Avenue
Morgan Hill, CA 95037

Record at No Fee Pursuant to
Government Code Section 27383

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE

NOTICE OF COMPLETION

NOTICE IS HEREBY GIVEN, pursuant to Civil Code Section 9204, that:

- 1) On **May 2, 2016**, the City of Morgan Hill, a Municipal Corporation, entered into a contract with **City Ventures Homebuilding, LLC** for the **Depot Station – Tract No. 10346** subdivision project located on the southwest corner of Depot Street and Second Street within the Downtown Specific Plan of Morgan Hill, California.
- 2) The owner of the subdivision public improvements is the City of Morgan Hill, a Municipal Corporation, located at 17575 Peak Avenue, Morgan Hill, CA 95037
- 3) The contractor is **City Ventures Homebuilding, LLC**.
- 4) The surety is **American Contractors Indemnity Insurance Company**.
- 5) The project was completed on **November 1, 2019** and accepted by the City Council of the City of Morgan Hill on **January 15, 2020**.

CITY OF MORGAN HILL, a Municipal Corporation

By _____
Scott Creer
City Engineer

I, the undersigned, declare that I am the City Engineer for the City of Morgan Hill. I have read the forgoing Notice of Completion and know and understand the contents thereof and that the facts stated therein are true and correct. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on _____, at Morgan Hill, California.

Scott Creer
City Engineer



CITY COUNCIL STAFF REPORT

MEETING DATE: January 15, 2020

PREPARED BY: Michelle Bigelow, Deputy City Clerk
APPROVED BY: City Manager

ADOPT ORDINANCE 2315, NEW SERIES AN ORDINANCE OF THE CITY OF MORGAN HILL AMENDING CHAPTER 17.28 (“LAND DEDICATIONS AND RESERVATIONS”) IN TITLE 17 (“SUBDIVISIONS”) OF THE MORGAN HILL MUNICIPAL CODE TO UPDATE PARK DEDICATION REQUIREMENTS

RECOMMENDATION(S)

Waive the reading, adopt Ordinance No. 2315, 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.

COUNCIL PRIORITIES, GOALS & STRATEGIES

Ongoing Priorities

Maintaining Fiscal Responsibility
Supporting Our Youth
Seniors
and Entire Community

2019 Strategic Priorities

Financial Stewardship

GUIDING DOCUMENTS

Bikeways
Trails
Parks and Recreation Masterplan

REPORT NARRATIVE:

On December 18, 2019, the City Council introduced Ordinance No. 2315 New Series, by the following roll call vote: AYES: Carr, McKay, Spring, Martinez Beltran, Constantine; NOES: None; ABSTAIN: None; ABSENT: None.

The update to the ordinance will support the development of private park space. The park dedication ordinance will allow for private park space credit, while specific park amenities will be required within new development through the Residential Design and Development Standards that were presented to the Council on December 18, 2019.

COMMUNITY ENGAGEMENT: Inform

On September 19, 2019, City staff held a public meeting to discuss the original update to the Municipal Code with developers. Two members of the development community attended along with one member of the general public. Notice of the proposed ordinance and public meeting were sent to the development community.

For the current update, staff discussed the proposed changes with the developer that requested them and provided an advanced review of the changes prior to returning with the item to the Council.

ALTERNATIVE ACTIONS:

Not Applicable.

PRIOR CITY COUNCIL AND COMMISSION ACTIONS:

On October 2, 2019, the City Council introduced Ordinance No. 2305, updating the Municipal Code regarding park dedication requirements. On October 23, the City Council adopted the ordinance.

FISCAL AND RESOURCE IMPACT:

Approving the changes to the ordinance may reduce the amount of Quimby Act fees collected on some subdivisions but will increase the amount of private park space developed within neighborhoods.

CEQA (California Environmental Quality Act):

Not a Project.

This ordinance is not a project and does not require environmental review under the California Environmental Quality Act pursuant to California Code of Regulations, Title, Section 15378(b)(4) (The creation of government funding mechanisms or other government fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.)

LINKS/ATTACHMENTS:

1. 2315 Update to Park Dedication Ordinance

ORDINANCE NO. 2315, NEW SERIES

**AN ORDINANCE OF THE CITY OF MORGAN HILL
AMENDING CHAPTER 17.28 (“LAND DEDICATIONS AND
RESERVATIONS”) IN TITLE 17 (“SUBDIVISIONS”) OF
THE MORGAN HILL MUNICIPAL CODE TO UPDATE
PARK DEDICATION REQUIREMENTS**

**THE CITY COUNCIL OF THE CITY OF MORGAN HILL, CALIFORNIA DOES
ORDAIN AS FOLLOWS:**

Section 1. Declaration of Purpose and Intent.

The purpose of this Ordinance is to amend Section 17.28 of the City of Morgan Hill Municipal Code to update park land dedication requirements.

Section 2. Section 17.28.130 (“Credit for private recreation or open space—Replacement of existing development”) of Chapter 17.28 (“Land Dedications and Reservations”) in Title 17 (“Subdivisions”) of the Morgan Hill Municipal Code is hereby amended to read as follows:

17.28.130 - Credit for private recreation or open space—Replacement of existing development.

- A. No credit shall be given for private open space in a subdivision except as provided in this section. Where a substantial private park and recreational area is provided in a proposed subdivision and such space is to be privately owned and maintained by the future residents of the subdivision, partial credit, not to exceed 40 percent, shall be given against the requirement of land dedication or payment of fees in lieu thereof if the City Manager or designee finds that all the following standards are met:
1. That yards, court areas, setbacks and other open areas required to be maintained by the zoning and building ordinances and regulations shall not be included in the computation of such private open space;
 2. That the private ownership and maintenance of the open space is adequately provided for by the reported written agreement, conveyance, or restrictions;
 3. That the use of the private open space is restricted for park and recreational purposes by recorded covenant, which runs with the land in favor of the future owners of property and which cannot be defeated or eliminated without the consent of the city or its successor;
 4. That the proposed private open space is reasonably adaptable for use for park and recreational purposes, taking into consideration such factors as size, shape, topography, geology, access, and location;

5. That facilities proposed for the open space are in substantial accordance with the provisions of the recreational element of the general plan; and
 6. That the open space for which credit is given is a minimum of 0.25 contiguous acres.
- B. Where the proposed subdivision will replace existing previously occupied dwelling units, credits shall be given against the requirement of land dedication or payment of fees in lieu thereof if the City Manager or designee finds that existing previously occupied dwelling units will be removed. Credit shall be given on a unit-by-unit basis.
 - C. Before credit is given the City Manager or designee shall make written findings that the standards set out in subsections A and B of this section are met.
 - D. A developer receiving credit for private open space through this Chapter shall not be permitted to utilize the same private open space towards any other park, recreation and open space requirements or credits with the City.
 - E. At the time of the filing of the final subdivision map, the subdivider shall dedicate the land and/or pay the fees as determined by the city.
 - F. Open space covenants for private park or recreational facilities shall be submitted to the city prior to approval of the final subdivision map and shall be recorded concurrently with the final subdivision map.

Section 3. CEQA Exemption

The city finds that this Ordinance and actions taken hereafter pursuant to this Ordinance are not a project and do not require environmental review under the California Environmental Quality Act pursuant to California Code of Regulations, Title, Section 15378(b)(4) (The creation of government funding mechanisms or other government fiscal activities which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.)

Section 4. Severability.

Should any provision of this ordinance be deemed unconstitutional or unenforceable by a court of competent jurisdiction, such provision shall be severed from the ordinance, and such severance shall not affect the remainder of the ordinance.

Section 5. Effective Date; Posting. This ordinance shall take effect thirty (30) days after the date of its adoption. The City Clerk is hereby directed to publish this ordinance or a summary thereof pursuant to §36933 of the Government Code.

THE FOREGOING ORDINANCE WAS INTRODUCED AT A REGULAR MEETING OF THE CITY COUNCIL HELD ON THE 18th DAY OF DECEMBER 2019, AND WAS FINALLY ADOPTED AT A MEETING OF THE CITY COUNCIL HELD ON THE 15th DAY OF JANUARY 2020, AND SAID ORDINANCE WAS DULY PASSED AND ADOPTED IN ACCORDANCE WITH LAW BY THE FOLLOWING VOTE:

AYES:	COUNCIL MEMBERS:
NOES:	COUNCIL MEMBERS:
ABSTAIN:	COUNCIL MEMBERS:
ABSENT:	COUNCIL MEMBERS:

APPROVED:

ATTEST:

RICH CONSTANTINE, Mayor

IRMA TOREZ, City Clerk

∞ CERTIFICATE OF THE CITY CLERK ∞

I, IRMA TORREZ, CITY CLERK OF THE CITY OF MORGAN HILL, CALIFORNIA, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 2315, New Series, adopted by the City Council of the City of Morgan Hill, California at their regular meeting held on the 15th day of January 2020.

WITNESS MY HAND AND THE SEAL OF THE CITY OF MORGAN HILL.

DATE: _____

IRMA TORREZ, City Clerk



CITY COUNCIL STAFF REPORT

MEETING DATE: January 15, 2020

PREPARED BY: Maria Angeles, Senior Civil Engineer
APPROVED BY: City Manager

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(S)

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.

COUNCIL PRIORITIES, GOALS & STRATEGIES

Ongoing Priorities

Protecting the Environment

2019 Strategic Priorities

Financial Stewardship

REPORT NARRATIVE:

On September 27, 2013, Senate Bill 743 (Steinberg) was signed by then Governor Jerry Brown. This legislation directed the Governor's Office of Planning and Research (OPR) to develop alternative metrics to replace the use of vehicular "level of service" (LOS) for evaluating transportation impacts under the California Environmental Quality Act (CEQA). Currently, environmental review of transportation impacts under CEQA focuses on the delay that vehicles experience at intersections and on roadway segments, measured by a metric known as "Level of Service" or LOS. Traffic mitigation for increased delay usually involves increasing roadway width or the size of the intersection which may increase vehicle use and emissions and discourage alternative forms of transportation.

Under SB 743, the focus of transportation analysis under CEQA will shift from LOS to "Vehicle Miles Traveled" or VMT projected for proposed development projects. The VMT metric measures the amount and distance people drive by motorized vehicle to a destination. Other relevant considerations include the effects of the project on transit, bicycle and pedestrian modes, and the safety of all travelers.

The shift to VMT will align CEQA analysis more closely with other State goals, most particularly the greenhouse gas emission reduction goals. The shift is also intended to

promote the development of multimodal transportation networks (i.e., networks that serve a variety of users including pedestrians, bicyclists, transit riders and drivers) and diversity of land uses. The City of San José was the first in Santa Clara County to switch to the VMT metric. Oakland, San Francisco, and other California cities have already transitioned to this new metric. All cities are required to switch to this metric by July 1, 2020.

City staff from Long Range Planning and Land Development Engineering have been participating since March 2018 in a countywide collaboration with other cities in Santa Clara County and the Valley Transportation Authority (VTA) on the transition from LOS to VMT. The City's implementation of SB 743 will require the assistance of a transportation planning consultant as the City has no staff with transportation planning expertise. Staff initially identified three potential transportation consultants to assist with implementation of SB 743. However, two of the consultants pose a conflict of interest as they are preparing CEQA transportation analysis for private development projects in the City. Staff proposes to contract with the 3rd firm, Nelson\Nygaard Consulting Associates, Inc. (Oakland, CA office) as staff believes that the firm is the most qualified and has current relevant experience. Nelson\Nygaard has long been at the center of the statewide effort to replace LOS as a metric for understanding transportation impacts. The firm helped push for the legislation that triggered this change and shared feedback that helped shape the final guidelines. Nelson\Nygaard worked on SB 743 implementation with the cities of San José and Oakland and is currently working with the cities of Mountain View, Hayward, and Fremont.

The attached agreement (Attachment 1) shows Nelson\Nygaard's scope of work and deliverables along with a proposed timeline. The agreement is for a total not-to-exceed amount of \$110,000 with the term expiring on July 31, 2020.

COMMUNITY ENGAGEMENT: Inform

This report serves to inform the community of the recommended contract approval for Nelson\Nygaard Consulting Associates, Inc. to assist with the City's implementation of SB 743. A separate engagement process will be planned for the LOS-to-VMT transition with the development community.

ALTERNATIVE ACTIONS:

City Council could decide not to approve the agreement and have staff solicit a new consultant proposal. However, this will further delay the City's implementation of SB 743 and may result in a failure by the City in meeting the July 1, 2020 statewide implementation date. It may also delay CEQA review of certain projects.

PRIOR CITY COUNCIL AND COMMISSION ACTIONS:

On June 6, 2018, the City Council adopted the Biennial FY 2018-19 & FY 2019-20 Operating Budget which included a one-time funding of \$200,000 within the Special Revenue Fund 207 for Long Range Planning's work program task to implement SB 743.

FISCAL AND RESOURCE IMPACT:

Funds for the agreement are budgeted within the Long-Range Planning Fund (207) and included in the adopted Biennial FY 2018-19 & FY 2019-20 Operating Budget.

CEQA (California Environmental Quality Act):

Not a Project: Organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment are exempted from environmental review under Section 15061(b)(3) of the State CEQA Guidelines. The agreements are covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.

LINKS/ATTACHMENTS:

1. City Standard Consultant Agreement - Nelson Nygaard

**CONSULTANT AGREEMENT
NELSON\NYGAARD CONSULTING ASSOCIATES, INC.**

THIS AGREEMENT is entered into and becomes effective on _____ (Effective Date), by and between the CITY OF MORGAN HILL, a municipal corporation, ("CITY"), and NELSON\NYGAARD CONSULTING ASSOCIATES, INC. a California corporation ("CONSULTANT") hereinafter referred to collectively as "Parties." In consideration of the promises and the mutual covenants contained in this Agreement, the Parties agree as follows:

1. **City Authority.** This Agreement is entered into pursuant to the action of the Morgan Hill City Council taken on _____, _____, 20____.
2. **Term of Agreement.** This Agreement shall cover services rendered from the Effective Date of this Agreement until July 31, 2020 at which time CONSULTANT'S services shall be completed. The City Manager is authorized to extend the term of this Agreement for a maximum period of one year. Any such extension shall be in writing and signed by both Parties to this Agreement.
3. **Scope of Service.** The services to be performed by CONSULTANT shall be the completion of certain tasks associated with the City's implementation of State Senate Bill 743 which requires transition from Level-of-Service (LOS) to Vehicle-Miles-Traveled (VMT) metric for transportation analysis under the California Environmental Quality Act (CEQA) as further described in **Exhibit A.**
4. **Compensation.** CONSULTANT shall be compensated as follows:
 - 4.1. **Amount.** \$110,000.00. Total compensation to CONSULTANT under this Agreement during its initial term set forth in Section 2 above shall not exceed one hundred ten thousand dollars and shall be billed based on the rate and basis set forth in **Exhibit B.** If the City Manager extends the term of this Agreement for up to one year pursuant to the provisions of Section 2 above, the City Manager shall have the authority to increase the maximum compensation allowed to be paid to CONSULTANT during that extended term period, so long as City Council has appropriated sufficient funds therefor, the Parties mutually agree to such amount in a writing signed by both Parties to this Agreement and provided further that in no event shall such maximum compensation allowed for the extended term exceed the City Manager's authority pursuant to Chapter 3.04 of the Morgan Hill Municipal Code, unless otherwise authorized by City Council.
 - 4.2. **Billing.** CONSULTANT shall provide CITY with an invoice containing the dated, detailed, and itemized descriptions of all services performed and expenses incurred (if such expenses are reimbursable pursuant to Exhibit B) by CONSULTANT on a monthly basis unless otherwise specified in Exhibit B. All invoices shall be sent to the CITY addressed to the department head or project manager identified below in Section 13 Notices. Any rate charged shall be prorated where services are interrupted or not provided for any rate period (for example, any monthly rate charge should be prorated when services were interrupted or provided for only part of the month). For services billed on an hourly rate, the minimum unit of billed time shall not exceed one tenth of one hour. CITY shall pay for services and expenses (if so provided in Exhibit B) up to the limit of compensation set forth above, that in the CITY's judgment were necessary and reasonable. Services for work performed and expenses incurred in excess of the total compensation set forth in paragraph 4.1 above shall be at no cost to CITY. CITY shall pay reasonably approved invoices within thirty (30) days of receipt.

5. **Termination.** CITY or CONSULTANT shall have the right to terminate this Agreement, without cause, by giving thirty (30) days' written notice or less under urgent circumstances. Upon such termination, CONSULTANT shall submit to CITY an itemized statement of services performed for which compensation has not been paid. CITY may require CONSULTANT to complete certain work product or documents provided that CONSULTANT will also be compensated for any required cost to complete certain work product or documents and CONSULTANT shall deliver to CITY all documents in its possession without additional compensation to CONSULTANT. The CITY Manager of CITY is authorized to terminate this AGREEMENT, in whole or in part, on behalf of CITY.

6. **Performance of Work.** CONSULTANT represents that it is qualified by virtue of experience, training, education, and expertise to accomplish these services. Services shall be performed by CONSULTANT in accordance with professional practices in a manner consistent with a level of care, competence and skill exercised by qualified members of the CONSULTANT'S profession. By delivery of completed work, CONSULTANT certifies that the work conforms to the requirements of this Agreement and all applicable federal, state and local laws. CONSULTANT shall perform all work and services under this Agreement in conformance with the time schedule set forth on Exhibit C, "Schedule of Performance," attached hereto and incorporated herein by this reference. CITY's City Manager is authorized on behalf of CITY to modify the timeframes set forth on the Schedule of Performance within the term of this Agreement, subject to CONSULTANT's approval which shall not be unreasonably withheld. If CONSULTANT desires to leave or store any of CONSULTANT's equipment at a CITY site while CONSULTANT is performing work or service pursuant to this Agreement, CONSULTANT will first obtain the consent of CITY's City Manager, or his/her delegate, to do so, and any such storage shall occur only in the manner and location allowed by such CITY official and entirely at CONSULTANT's sole risk.

7. **Insurance Requirements.** CONSULTANT shall procure and provide proof of the insurance coverage required by this section in the form of certificates and endorsements. The required insurance must cover the activities of CONSULTANT, including its subcontractors, employees and agents, relating to or arising from the performance of any work or service under this Agreement, and must remain in full force and effect at all times during the period covered by this Agreement. The coverages may be arranged under a single policy for the full limits required or by a combination of underlying policies with the balance provided by excess or "umbrella" policies, provided each such policy complies with the requirements set forth herein. CONSULTANT further understands that the CITY reserves the right to modify the insurance requirements set forth herein, with thirty (30) days' notice provided to CONSULTANT, at any time as deemed necessary to protect the interests of the CITY so long as commercially available.

7.1. **Insurance Types and Amounts.**

7.1.1. **Commercial General Liability (CGL).** CONSULTANT shall maintain CGL against claims and liabilities for personal injury, death, or property damage providing protection in the minimum amount of: (i) one million dollars (\$1,000,000.00) combined single limit for any one accident or occurrence, or (ii) the maximum amount of such insurance available to CONSULTANT under CONSULTANT's combined insurance policies (including any excess or "umbrella" policies), whichever is greater.

7.1.2. **Automobile Liability.** CONSULTANT shall maintain Automobile Liability covering all owned, non-owned and hired automobiles (if CONSULTANT does not own automobiles, then CONSULTANT shall maintain Hired/Non-owned Automobile Liability) against claims and liabilities for personal injury, death, or property damage providing protection in the minimum amount of: (i) one million dollars (\$1,000,000.00) combined single limit for any one accident or occurrence, or (ii) the maximum amount

of such insurance available to CONSULTANT under CONSULTANT's combined insurance policies (including any excess or "umbrella" policies), whichever is greater.

7.1.3. Workers' Compensation Insurance and Employer's Liability. CONSULTANT shall maintain Workers Compensation coverage, as required by law, in the minimum amount of: (i) one million dollars (\$1,000,000.00) for any one accident or occurrence, or (ii) the maximum amount of such insurance available to CONSULTANT under CONSULTANT's combined insurance policies (including any excess or "umbrella" policies), whichever is greater. If CONSULTANT is self-insured, CONSULTANT shall provide its Certificate of Permission to Self-Insure, duly authorized by the Department of Industrial Relations.

7.1.4. Professional Liability.

7.1.4.1. If the performance of CONSULTANT's work or service under this Agreement involves professional and/or technical services (examples include, but are not limited to, architects, engineers, land surveyors, and appraisers), CONSULTANT shall procure and maintain either a claims made or occurrence Errors and Omission liability insurance in the minimum amount of: (i) one million dollars (\$1,000,000.00) each claim, or (ii) the maximum amount of such insurance available to CONSULTANT under CONSULTANT's combined insurance policies (including any excess or "umbrella" policies), whichever is greater. Further, if CONSULTANT maintains a claims-made policy, CONSULTANT shall provide written evidence of such insurance to the CITY for at least five (5) years after the completion of work performed under this Agreement.

7.1.4.2. If the performance of CONSULTANT's work or service under this Agreement relates to Information Technology or related services (examples include, but are not limited to computer programmers, software designers, hardware engineers, or other systems consultants), CONSULTANT shall procure and maintain a claims made Errors and Omission liability insurance, including Cyber Liability and Data Breach, in the minimum amount of: (i) one million dollars (\$1,000,000.00) each claim, or (ii) the maximum amount of such insurance available to CONSULTANT under CONSULTANT's combined insurance policies (including any excess or "umbrella" policies), whichever is greater.

7.2. Endorsements. CONSULTANT shall provide proof of the following endorsements, listed for each policy for which endorsements are required, as outlined below:

7.2.1. General Liability and pollution liability (when pollution liability applies).

7.2.1.1. The City of Morgan Hill, its elected or appointed officials, boards, agencies, officers, agents, employees, and volunteers are named as additional insureds;

7.2.1.2. the insurer waives the right of subrogation against the City of Morgan Hill and the CITY's elected or appointed officials, boards, agencies, officers, agents, employees, and volunteers; and,

7.2.1.3. insurance shall be primary non-contributing.

7.2.2. Workers Compensation.

If the performance of CONSULTANT'S work or service under this Agreement involves access to or activity on any property or premises owned or occupied by the CITY, including, but not limited to, CONSULTANT'S presence during site visits and meetings, then insurer waives the right of subrogation against the City of Morgan Hill and the CITY's elected or appointed officials, boards, agencies, officers, agents, employees, and volunteers.

- 7.3. **Qualification of Insurers.** All insurance required pursuant to this Agreement must be issued by a company licensed and admitted, or otherwise legally authorized to carry out insurance business in the State of California, and each insurer must have a current A.M. Best's financial strength rating of "A" or better and a financial size rating of "VII" or better.
- 7.4. **Certificates.** CONSULTANT shall furnish CITY of Morgan Hill with certificates as outlined herein, whether new or modified, promptly upon receipt. No policy subject to the CONSULTANT's agreement with the CITY shall be canceled or materially changed except after thirty (30) days' notice by the insurer or CONSULTANT to CITY, except 10 days for non-payment of premium. Certificates, including renewal certificates, may be mailed electronically to riskmgmt@morganhill.ca.gov or delivered to the Certificate Holder address provided herein

Certificate Holder address:

City of Morgan Hill
Attn: Risk Management
17575 Peak Avenue
Morgan Hill, CA 95037

8. **Non-Liability of Officials and Employees of the CITY.** No official or employee of CITY shall be personally liable for any default or liability under this Agreement.

9. **Compliance with Law.**

- 9.1. CONSULTANT and its officers, employees, agents, and subcontractors shall comply with all applicable laws, ordinances, administrative regulations, and permitting requirements in carrying out their obligations under this Agreement. CONSULTANT and its officers, employees, agents, and subcontractors covenant there shall be no discrimination based upon race, color, creed, religion, gender, marital status, age, sexual orientation, national origin, mental disability, physical disability, medical condition, or ancestry, in any activity pursuant to this Agreement.
- 9.2. Compliance with Wage and Hour Laws: Consultant, and any subcontractor it employs to complete work under this Agreement, shall comply with all applicable federal, state and local wage and hour laws. Applicable laws may include, but are not limited to, the Federal Fair Labor Standards Act and the California Labor Code.

Final Judgments, Decisions, and Orders: For purposes of this Section, a "final judgment, decision, or order" refers to one for which all appeals have been exhausted or the time to appeal has expired. Relevant investigatory government agencies include: the federal Department of Labor, the California Division of Labor Standards Enforcement, or any other

governmental entity or division tasked with the investigation and enforcement of wage and hour laws.

Prior Judgments against CONSULTANT and/or its Subcontractors: BY SIGNING THIS AGREEMENT, CONSULTANT AFFIRMS THAT IT HAS DISCLOSED ANY FINAL JUDGMENTS, DECISIONS OR ORDERS FROM A COURT OR INVESTIGATORY GOVERNMENT AGENCY FINDING – IN THE FIVE (5) YEARS PRIOR TO EXECUTING THIS AGREEMENT – THAT CONSULTANT OR ITS SUBCONTRACTOR(S) HAS VIOLATED ANY APPLICABLE WAGE AND HOUR LAWS. CONSULTANT FURTHER AFFIRMS THAT IT OR ITS SUBCONTRACTOR(S) HAS SATISFIED AND COMPLIED WITH – OR HAS REACHED AGREEMENT WITH THE CITY REGARDING THE MANNER IN WHICH IT WILL SATISFY – ANY SUCH JUDGMENTS, DECISIONS OR ORDERS.

Judgments or Decisions During Term of Contract: If at any time during the term of this Agreement, a court or investigatory government agency issues a final judgment, decision or order finding that CONSULTANT or an subcontractor it employs to perform work under this Agreement has violated any applicable wage and hour law, or CONSULTANT learns of such a judgment, decision, or order that was not previously disclosed, CONSULTANT shall inform the City Attorney, no more than fifteen (15) days after the judgment, decision or order becomes final or of learning of the final judgment, decision or order. CONSULTANT and its subcontractors shall promptly satisfy and comply with any such judgment, decision, or order, and shall provide the City Attorney with documentary evidence of compliance with the final judgment, decision or order within five (5) days of satisfying the final judgment, decision or order. The City reserves the right to require CONSULTANT to enter into an agreement with the City regarding the manner in which any such final judgment, decision, or order will be satisfied.

City's Right to Withhold Payment: Where CONSULTANT or any subcontractor it employs to perform work under this Agreement has been found in violation of any applicable wage and hour law by a final judgment, decision or order of a court or government agency, the City reserves the right to withhold payment to CONSULTANT until such judgment, decision or order has been satisfied in full.

Material Breach: Failure to comply with any part of this Section constitutes a material breach of this Agreement. Such breach may serve as a basis for immediate termination of this Agreement and/or any other remedies available under this Agreement and/or law.

Notice to City Related to Wage Theft Prevention: Notice provided to the City Attorney as required under this Section shall be addressed to: City Attorney, City of Morgan Hill, 17575 Peak Avenue, Morgan Hill, CA 95037. The Notice provisions of this Section are separate from any other notice provisions in this Agreement and, accordingly, only notice provided to the above address satisfies the notice requirements in this Section.

10. **Independent Contractor**. CONSULTANT is an independent contractor and not an agent or employee of CITY.

11. **Confidentiality**. All data, documents, or other information received by CONSULTANT from CITY or prepared in connection with CONSULTANT'S services under this Agreement are deemed confidential and shall not be disclosed to any third party by CONSULTANT without prior written consent by CITY.

12. **Conflict of Interest and Reporting.** CONSULTANT shall at all times avoid conflict of interest or appearance of conflict of interest in performance of this Agreement.

13. **Notices.** All notices shall be personally delivered or mailed, via first class mail to the below listed address. These addresses shall be used for delivery of service of process. Notices shall be effective five (5) days after date of mailing, or upon date of personal delivery.

Address of CONSULTANT is as follows:

Leah Riley, Managing Director
Nelson\Nygaard Consulting Associates
2 Bryant Street, Suite 300
San Francisco, CA 94105

With a copy to:
Brodie Stephens, General Counsel
Nelson\Nygaard Consulting Associates
2 Bryant Street, Suite 300
San Francisco, CA 94105

Address of CITY is as follows:

Maria Angeles
City of Morgan Hill
17575 Peak Avenue
Morgan Hill, CA 95037

with a copy to:
City Clerk
City of Morgan Hill
17575 Peak Avenue
Morgan Hill, CA 95037

14. **Licenses, Permits and Fees.** CONSULTANT shall obtain a City of Morgan Hill Business License, all permits and licenses to the extent required by ordinances, codes and regulations of the federal, state and local government.

15. **CONSULTANT'S Proposal.** If applicable, this Agreement shall include CONSULTANT'S proposal or bid which is incorporated herein. In the event of any inconsistency between the terms of the proposal and this Agreement, this Agreement shall govern.

16. **Maintenance of Records.**

16.1. **Maintenance.** CONSULTANT shall prepare, maintain, and preserve all reports and records that may be required by federal, state, and CITY rules and ordinances related to services provided under this Agreement. CONSULTANT shall maintain records for a period of at least 3 years after receipt of final payment under this Agreement. If any litigation, claim, negotiation, audit exception, or other action relating to this Agreement is pending at the end of the 3-year period, then CONSULTANT shall retain said records until such action is resolved.

16.2. **Access to and Audit of Records.** The CITY shall have the right to examine, monitor and audit all records, documents, conditions, and activities of the CONSULTANT and its subcontractors related to services under this Agreement. Pursuant to Government Code Section 8546.7, if this Agreement involves the expenditure of public funds in excess of \$10,000, the Parties to this Agreement may be subject, at the request of the CITY or as part of any audit of the CITY, to the examination and audit of the State Auditor pertaining to matters connected with the

performance of this Agreement for a period of three years after final payment under the Agreement.

- 16.3. **Ownership of Work Product.** All documents or other information developed or received by CONSULTANT for work performed under this Agreement shall be the property of CITY. CONSULTANT shall provide CITY with copies of these items upon demand or upon termination of this Agreement.

17. **Familiarity with Work.** By executing this Agreement, CONSULTANT represents that: (1) it has investigated the work to be performed; (2) it has investigated the site of the work and is aware of all conditions there; and (3) it understands the difficulties and restrictions of the work under this Agreement. Should CONSULTANT discover any conditions materially differing from those inherent in the work or as represented by CITY, it shall immediately inform CITY and shall not proceed, except at CONSULTANT'S risk, until written instructions are received from CITY.

18. **Time of Essence.** Time is of the essence in the performance of this Agreement.

19. **No Assignment.** Neither this Agreement nor any portion shall be assigned by CONSULTANT, without prior written consent of CITY. Any attempted assignment not first approved by CITY shall be void and, at CITY's option, shall terminate this Agreement effective as of the date of such attempted assignment.

20. **Attorney Fees.** In any legal action, dispute or arbitration arising out of or relating to this Agreement, the prevailing party shall be entitled to an award of its reasonable attorney fees, costs and expenses incurred.

21. **Defense and Indemnification.**

21.1. **Defense and Indemnification.** CONSULTANT shall, to the fullest extent permitted by law, indemnify, defend and hold harmless CITY, its elected or appointed officials, boards, agencies, officers, agents, employees, and volunteers ("INDEMNITEES") from and against any and all claims, liabilities, expenses, liens, or damages of any nature, including liability for bodily injury, property damage or personal injury, and including reasonable attorneys' fees and expenses, that arise out of, pertain to, or relate to the performance of this Agreement or the failure to comply with any obligations contained in this Agreement by CONSULTANT, and/or its agents, officers, employees, subcontractors, or independent contractors ("CLAIM").

21.2. **Exceptions.** CONSULTANT is not required to indemnify INDEMNITEES against liability for bodily injury, property damage or personal injury, or any other loss, damage or expense arising from the sole negligence or willful misconduct of the CITY.

21.3. **Not limited by insurance.** The indemnity, defense and hold harmless provisions of this Agreement apply to all CLAIMS alleged against an INDEMNITEE, regardless of whether any insurance policies are applicable. Policy limits do not act as a limitation upon the amount of indemnification or defense to be provided by CONSULTANT.

21.4. **Right to Offset.** CITY shall have the right to offset against any compensation due CONSULTANT under this Agreement any amount due CITY from CONSULTANT as a result of CONSULTANT's failure to pay CITY promptly any indemnification arising under this Section (21) and any amount due CITY from CONSULTANT arising from CONSULTANT's failure either to (i) pay taxes on amounts received pursuant to this Agreement or (ii) comply with applicable workers' compensation laws.

21.5. **Interpretation.** This Section shall constitute an agreement or contract of indemnity, incorporating the interpretations under California Civil Code Section 2778. It is expressly understood and agreed that the obligation of the CONSULTANT to indemnify the INDEMNITEE shall be as broad and inclusive as permitted by the laws of the State of California and shall survive termination of this Agreement.

22. **Entire Agreement; Modification; Conflicting Provisions.** This Agreement constitutes the entire Agreement between the Parties and supersedes any previous agreements, oral or written. This Agreement may be modified or provisions waived only by a subsequent mutual written agreement executed by CITY and CONSULTANT. If the provisions contained in the main body of this Agreement conflict with any provision contained in an exhibit to this Agreement, the provisions of the main body of this Agreement shall govern and control over any provision contained in an exhibit to this Agreement.

23. **Governing Law and Venue.** This Agreement shall be construed in accordance with the laws of the State of California. This Agreement was entered into and is to be performed in the County of Santa Clara. Any action or dispute arising out of this Agreement shall only be brought in Santa Clara County.

24. **Interpretation.** This Agreement is a negotiated document and shall be deemed to have been drafted jointly by the Parties, and no rule of construction or interpretation shall apply against any particular Party based on a contention that the Agreement was drafted by one of the Parties including, but not limited to, California Civil Code § 1654, the provisions of which are hereby waived. This Agreement shall be construed and interpreted in a neutral manner.

25. **Preservation of Agreement.** If any term, provision, covenant, or condition of this Agreement is held by a court of competent jurisdiction to be invalid or unenforceable, the rest of the Agreement shall remain in full force and effect and shall in no way be affected or invalidated.

26. **Binding Agreement.** Notwithstanding the provisions of Section 19 above, this Agreement shall bind any and all successors in interest, legal representatives and/or other permitted assignees or transferees of CONSULTANT in the same manner as if those successors in interest, legal representatives or other permitted assignees or transferees had entered into this Agreement originally.

27. **✓ Data Sharing.** This Agreement requires access by CONSULTANT to CITY's Geographic Information System (GIS) DATA for CONSULTANT to perform the work. CITY agrees to provide the GIS DATA to CONSULTANT solely for the purpose of performance of contracted work with the CITY upon the terms and conditions specified in Exhibit D, incorporated herein by this reference.

[Signatures on Next Page]

28. **Authority to Execute.** Those individuals who are signing this Agreement on behalf of entities represent and warrant that they are, respectively, duly authorized to sign on behalf of the entities and to bind the entities fully to each and all of the obligations set forth in this Agreement.

IN WITNESS THEREOF, these Parties have executed this Agreement on the day and year shown below.

AS SET FORTH IN CA. CORP. CODE § 313, TWO SIGNATURES ARE REQUIRED FOR CALIFORNIA CORPORATIONS:

- (1) CHAIRPERSON OF THE BOARD, PRESIDENT, OR VICE PRESIDENT; **AND**
 (2) SECRETARY, ASSISTANT SECRETARY, CHIEF FINANCIAL OFFICER OR ASSISTANT TREASURER.

ATTEST:

CITY OF MORGAN HILL

 City Clerk/Deputy City Clerk

 City Manager

 Michelle Bigelow

 Christina J. Turner

 Print Name

 Print Name

Date: _____

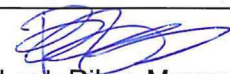
Date: _____

APPROVED AS TO FORM:

 City Attorney

Nelson\Nygaard Consulting Associates, Inc.

By: _____


 Leah Riley, Managing Director

 Donald A. Larkin

 Print Name and Title of Signer.

 Print Name

If Corporate: Chairman, President or
 Vice President

Date: _____

Date: 12-20-19

 By:

 Print Name and Title of Signer.

If Corporate: Secretary, Assistant
 Secretary, Chief Financial Officer or
 Assistant Treasurer

Date: _____

EXHIBIT A SCOPE OF SERVICES

Task 0: Project Management

This task covers CONSULTANT'S ongoing project management, including ongoing check-ins with City staff. An exact check-in schedule will be determined at the outset of the project, but it could include bi-weekly phone check-ins and additional phone meetings if necessary.

Task 1: Project Initiation and Existing Policies Summary

CONSULTANT will meet with City staff for a kick-off meeting and to confirm scope and approach. City staff will provide a consolidated list of key background documents and reference sources to support initial review and analysis of existing policies.

CONSULTANT will review relevant documents and background materials, including the city's General Plan, definition of assumptions about the Valley Transportation Authority's (VTA) vehicle miles traveled (VMT) estimation tool, existing conditions of approval (COA), existing guidelines for transportation impact analysis (TIA) and transportation impact fee (TIF) programs, and any other documents outlining city policies and transportation goals, such as the Bikeways, Trails, Parks And Recreation Master Plan.

Deliverable: Existing Policies summary will support elements of Task 3 memo.

Task 2: Interviews with City Staff from Relevant Agencies

To get a holistic understanding of how the transportation-impact-review process plays out in Morgan Hill today, CONSULTANT will conduct interviews with staff members from each city department and other government agencies that play a substantive role in the city's environmental review process, including the City Attorney's office and Valley Transportation Authority. This approach will illuminate the City's analysis needs for both CEQA and non-CEQA metrics, to inform the framework for CEQA review guidelines, legal structure for updating CEQA and review guideline policy documents, and to translate LOS project results into specific conditions of approval outside of CEQA. The budget for this task assumes up to six in-person group interviews, scheduled over the course of one day to minimize transportation time and costs.

Deliverable: Summary of interview input/feedback for Task 3 memo

Task 3: Review of Analysis Tools and Case Studies

CONSULTANT will review VMT analysis tools and available VMT data, and will analyze a small, representative sample of past environmental impact reports for patterns in findings, mitigations, and public comments. CONSULTANT will count on City staff to identify instructive EIRs, policies, and other relevant documents.

CONSULTANT will work with City staff and review stakeholder interview notes to identify the topic areas that are most likely to address local policy and analysis concerns and will summarize relevant best practices in the Task 3 memo. These may include CEQA reform, Transportation Impact Fee programs, non-congestion metrics, and citywide transportation demand management (TDM) or commute trip reduction laws.

CONSULTANT will submit a draft memo, and will respond to one set of consolidated, non-conflicting comments to revise and produce a final memo.

Deliverable: Draft and Final Technical Memo summarizing findings from Tasks 1, 2, and 3, including summaries and observations on:

- *Stakeholder interview input and local analysis needs*
- *Morgan Hill's existing legal framework, supporting policies and programs, and engagement needs*
- *Existing transportation review process, VMT analysis tools, data review and best practices*

Task 4: Defining Goals, Objectives, and VMT Threshold of Significance

CONSULTANT will use the policy guidance and stakeholder input gleaned through the first three tasks and translate them into a limited number of action-oriented goals and measurable objectives that speak to the type of transportation system Morgan Hill aspires to create over the coming decades.

The goals and objectives will create a foundation for defining performance metrics that meaningfully measure development and transportation projects' effects on the city's transportation system in a way that is aligned to the city's broader goals. These can become part of the City's specific conditions of approval, and will likely include LOS as a non-CEQA metric.

CONSULTANT will work with the City and VTA to apply relevant VMT models to Morgan Hill to define the local threshold of significance for the City's CEQA analysis.

The goals, objectives and threshold of significance definitions identified in this task will inform the new transportation impact review guidelines, which will define local conditions of approval, and will define the significance criteria for CEQA review. CONSULTANT will submit a draft memo, and will respond to one set of consolidated, non-conflicting comments to revise and produce a final memo.

CONSULTANT will submit a draft memo to present a synthesis of Task 4 findings, which will inform the Task 5 draft and final revised guidelines.

Deliverable: Draft Technical Memo summarizing findings from Task 4, including:

- *Transportation goals and objectives*
- *Performance metrics and threshold of significance*

Task 5: Revise or Develop Supporting Analysis Tools

CONSULTANT will coordinate directly with City staff to review the Task 4 draft summaries and confirm needs for revised CEQA analysis guidelines, revised TIA guidelines, and VMT mitigations/TDM programs. Working from existing guidelines and relevant policy language, CONSULTANT will identify elements of the policies that must change to establish compliance with SB 743, and will develop new language and analysis guidelines to support a holistic approach to implementing VMT-based CEQA analysis, while continuing to address local operations analysis needs and effectively mitigate the variety of transportation impacts that may come with new development projects and plans.

CONSULTANT will submit draft policy revisions and guidelines, and will respond to one set of consolidated, non-conflicting comments to revise and produce final products for implementation.

Deliverables: Draft and Final analysis and mitigations guidelines to address the following policy needs:

- *CEQA analysis guidelines for compliance with SB 743*

- *TIA guidelines for all non-CEQA transportation analysis*
- *VMT mitigations approach/TDM programs to support CEQA analysis implementation*

Task 6: Support Adoption

CONSULTANT will work directly with City staff to identify adoption needs and provide presentation support at up to two meetings with Planning Commission or City Council.

Deliverables: Develop meeting materials in support of and attend up to two adoption meetings.

Task 7: Policy-Maker and Stakeholder Support as Needed

CONSULTANT will provide additional support, which may be applied to cover:

- CONSULTANT's staff support in the engagement process, creating audience-specific messaging strategies or outreach materials for meetings
- CONSULTANT's staff time to attend additional meetings

**EXHIBIT B
SCHEDULE OF COMPENSATION RATES**

HOURLY RATES BY STAFF TITLE

Labor Category	Total Billing Rate
Principal 1-8	\$200 - \$350
Senior Associate 2	\$170.00
Senior Associate 1	\$150.00
Associate 2	\$130.00
Associate 1	\$100.00
Intern	\$70.00
Senior GIS Analyst/Manager	\$140.00
Senior Designer	\$130.00

Anticipated travel expenses of up to \$600 to be billed at cost.

EXHIBIT C SCHEDULE OF PERFORMANCE

Task	Description	Month 1				Month 2				Month 3			
1	Project Initiation and Existing Policies Summary												
1.1	Kickoff meeting and confirm scope and background sources												
1.2	Review legal framework, existing analysis guidelines, conditions of approval and supporting policies and programs, example EIRs												
2	Interviews with City and Agency Staff												
2.1	Internal stakeholder interviews and documentation												
3	Review of Analysis Tools and Case Studies												
3.1	VTM analysis tools and data review (VTA and MTC models, etc.)												
3.2	Summary of legal framework, supporting policies and programs, engagement needs												
3.3	Summary of transportation analysis best practices (VTM and other TIA analysis)												
4	Defining Goals, Objectives, and VTM Thresholds of Significance												
4.1	Define goals and objectives for transportation system												
4.2	Draft performance metrics informed by goals/objectives (VTM and other TIA needs)												
4.3	Draft thresholds of significance criteria for CEQA review												
4.4	Summary of goals, objectives, draft performance metrics, and draft CEQA thresholds												
5	Revise or Develop Supporting Analysis Tools												
5.1	Draft and final CEQA analysis guidelines												
5.2	Draft and final revised TIA guidelines												
5.3	Draft and final VTM mitigations summary (TDM)												
6	Support Adoption												
6.1	Support presentations to planning commission or council (up to 2 meetings)												
7	Policy-Maker and Stakeholder Support												
7.1	Support policy maker and stakeholder engagement process as needed												

Task	Description	Month 4				Month 5				Month 6			
1	Project Initiation and Existing Policies Summary												
1.1	Kickoff meeting and confirm scope and background sources												
1.2	Review legal framework, existing analysis guidelines, conditions of approval and supporting policies and programs, example EIRs												
2	Interviews with City and Agency Staff												
2.1	Internal stakeholder interviews and documentation												
3	Review of Analysis Tools and Case Studies												
3.1	VTM analysis tools and data review (VTA and MTC models, etc.)												
3.2	Summary of legal framework, supporting policies and programs, engagement needs												
3.3	Summary of transportation analysis best practices (VTM and other TIA analysis)												
4	Defining Goals, Objectives, and VTM Thresholds of Significance												
4.1	Define goals and objectives for transportation system												
4.2	Draft performance metrics informed by goals/objectives (VTM and other TIA needs)												
4.3	Draft thresholds of significance criteria for CEQA review												
4.4	Summary of goals, objectives, draft performance metrics, and draft CEQA thresholds												
5	Revise or Develop Supporting Analysis Tools												
5.1	Draft and final CEQA analysis guidelines												
5.2	Draft and final revised TIA guidelines												
5.3	Draft and final VTM mitigations summary (TDM)												
6	Support Adoption												
6.1	Support presentations to planning commission or council (up to 2 meetings)												
7	Policy-Maker and Stakeholder Support												
7.1	Support policy maker and stakeholder engagement process as needed												

EXHIBIT D
Third Party Data Use Agreement

1. CONSULTANT agrees that it shall not use any information provided by CITY for any purpose other than for PROJECT without the prior express written consent of CITY. CONSULTANT also hereby acknowledges that the data delivered by CITY is for use by CONSULTANT only, and is not to be released to any other party by any means whatsoever, including the Internet, without prior written consent of CITY. CONSULTANT shall provide written notice to CITY of any subcontractor with whom Geographic Information System data (GIS DATA) is shared for purposes of completing the PROJECT.
2. All data and files are intended for the use within the ordinary course of users' business and may not be sold, placed on the internet or otherwise provided to other parties. All data shall comply with all statutes such as California State Law, Government Code section 6254.21 which prohibits any state or local agency from posting the home address or telephone number of any "elected or appointed official," residing spouse, or child on the internet, and Revenue and Taxation Code sections 408, 408.1, 408.3, and 409 permitting the County Assessor to collect fees for certain information.
3. CITY, as rightful owners, shall retain all rights, title, interest, and copyright of the data. Any products using the GIS DATA must give credit to CITY as the source of the information. Any and all derivative products of the GIS DATA are owned by CITY and may not be used for any purpose other than the PROJECT without prior written permission of CITY. All derivative products and resulting data shall be provided to CITY Project Manager and CITY GIS Manager at the completion of the PROJECT.
4. CONSULTANT and CITY understand and agree that the information provided pursuant to this Agreement is the product of professional services paid for by CITY and shall remain property of CITY. CONSULTANT may retain copies, including copies stored on magnetic media, only for information and reference, in connection with CONSULTANT'S use for PROJECT.
5. All of the above terms and conditions apply to any subcontractor retained by CONSULTANT.
6. In the event of a conflict between the terms and provisions of this Third Party Data Use Agreement and the terms and provisions of the SERVICE AGREEMENT, the terms of the SERVICE AGREEMENT shall govern and control.

CITY's GIS Manager is aware of the GIS DATA sharing, and consents to the sharing of the GIS DATA with CONSULTANT for the PROJECT as specified herein.

Pam van der Leeden, City GIS Manager

Date



CITY COUNCIL STAFF REPORT

MEETING DATE: January 15, 2020

PREPARED BY: Chris Ghione, Public Services Director
APPROVED BY: City Manager

APPROVE DEVELOPMENT OF A MINIATURE GOLF COURSE ADJACENT TO THE AQUATICS CENTER

RECOMMENDATION(S)

Adopt resolution amending the adopted Fiscal Year (FY) 2019-20 budget to appropriate \$80,000 from the Recreation Center Impact Fund (360) for the purchase and development of a miniature golf course at the Aquatics Center.

COUNCIL PRIORITIES, GOALS & STRATEGIES

REPORT NARRATIVE:

City staff have consistently provided new and varying services at the Aquatics Center to generate additional revenue to support cost recovery in the Recreation and Community Services Division. After reviewing successful revenue generating programs offered by other Parks and Recreation agencies, City staff is recommending moving forward with the development and operation of a miniature golf course at the Aquatics Center. The amenity will provide an additional recreation service to the Morgan Hill community. City staff are recommending that the City of Morgan Hill offer miniature golf, by purchasing and operating an 18-hole miniature golf course. The golf course equipment is “off the shelf” and will be installed by City staff. In addition to benefitting from attendance at the Aquatics Center, the course should also benefit from events occurring at the Outdoor Sports Center.

The miniature golf course would be operated by Recreation teammates using existing Aquatics Center staff, facilities, and equipment. Initial planned summer operating hours of 10:30am – 8:00pm are anticipated. After the summer season, operating hours would be weekends only, based upon the Aquatics Center’s and Outdoor Sports Center’s tournaments, swim meets, and large weekend events. The initial location for the course would be near the entrance to the Aquatics Center as identified in Attachment 1 and would require no significant changes to the facility other than fencing and minor landscaping adjustments.

The purchase of this miniature golf course (Attachment 2) will be a worthwhile investment that will increase revenues through direct charges for use as well as the potential for increased daily attendance, by adding an activity that generates enthusiasm and variety for community members to enjoy.

COMMUNITY ENGAGEMENT: Not Applicable / Inform

This proposal is one that has been staff generated based on its success at other Parks and Recreation agencies. Should the Council approve moving forward with the development of the course, significant marketing and outreach would be performed to generate interest for the Aquatics Summer Season.

ALTERNATIVE ACTIONS:

The Council may choose not to approve the proposal and/or provide staff with additional direction.

PRIOR CITY COUNCIL AND COMMISSION ACTIONS:

On December 17, 2019, the Parks and Recreation Commission recommended approval of the staff recommendation.

FISCAL AND RESOURCE IMPACT:

The construction of a new golf course will require appropriation of \$80,000 (Attachment 3) from the Recreation Center Impact Fund (360). Initially, annual estimates for miniature golf revenue is projected to be \$42,000, and operating costs are estimated to be \$21,000, resulting in projected net revenue of \$21,000 annually to the General Fund (010). There is the possibility of significantly higher revenues should the course popularity grow. If approved, the related operational revenues and expenditures will be included in the upcoming biennial budget.

CEQA (California Environmental Quality Act):

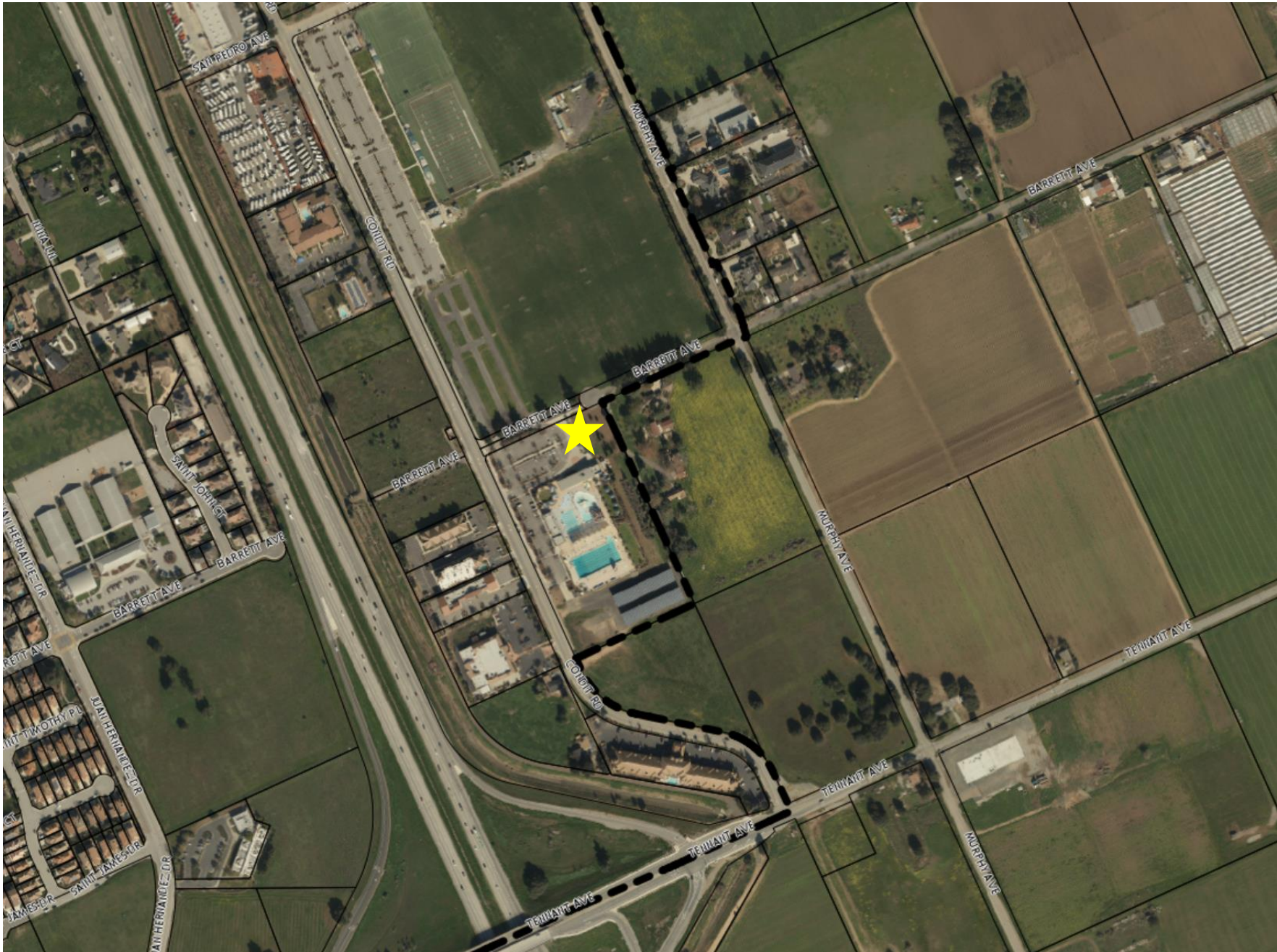
Categorical Exemption.

The placement of minor accessory structures at existing facilities falls within the CEQA categorical exemption of Class 11, Accessory Structures.

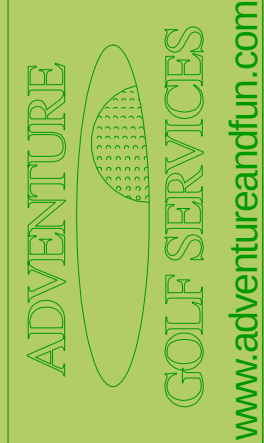
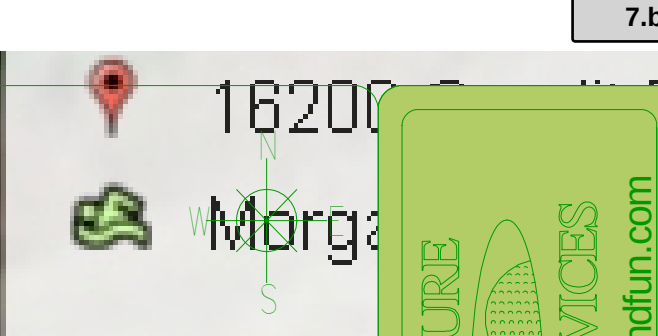
LINKS/ATTACHMENTS:

1. Attachment - Location Map Mini Golf
2. Proposed Miniature Golf Course Layout
3. Sample Miniature Golf Course Pictures
4. Resolution for Budget Adjustment - Mini Golf

Location Map



Attachment 2 Proposed Layout
Aquatics Center



ADVENTURE GOLF SERVICES
1742 Barlow St.
Traverse City, MI 49686
PH 231-922-8166
FX 231-922-0153

DEALER:

Project Name: City of Morgan Hill
Street:
City:
State:

DATE:
2019 NOV 20
REVISION DATES:

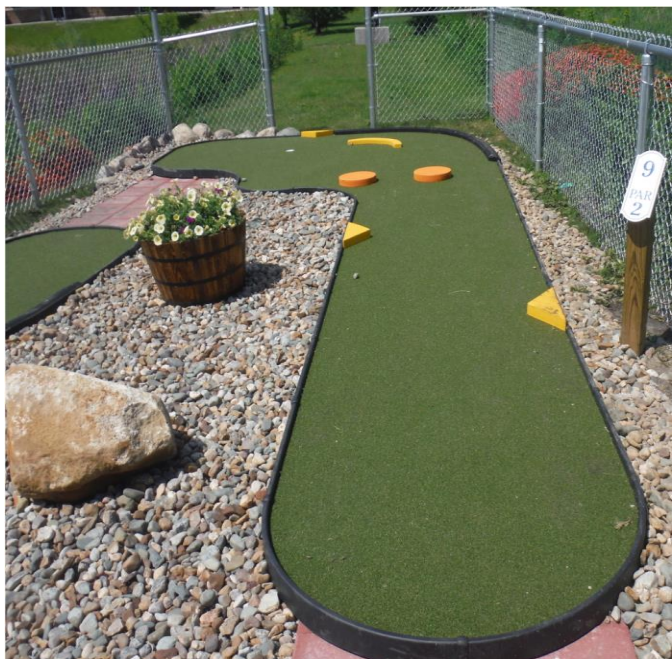
DRAWN BY:
MCA
CHECKED BY:
AGS

SCALE:
1/8" = 1'0"



Google Earth

Attachment 3: Sample miniature golf hole layouts (using same golf course product that we are recommending)



Attachment: Sample Miniature Golf Course Pictures [Revision 1] (2617 : Aquatics Center Golf Enhancement)

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORGAN HILL APPROVING AN AMENDMENT TO THE CITY'S FISCAL YEAR 2019-20 ADOPTED BUDGET TO APPROPRIATE \$80,000 IN THE RECREATION CENTER IMPACT FEE FUND (301) FOR THE CONTRUCTION OF NEW MINI GOLF COURSE AT THE AQUATICS CENTER.

WHEREAS, recommended amendments are needed and proposed to the City's previously adopted Budget for Fiscal Year 2019-20 as set forth on Exhibit A to this Resolution, to appropriate the requisite funds to implement the actions authorized by this Resolution; and

WHEREAS, the activities allowed under this Resolution do not constitute a project under the provisions of California Environmental Quality Act of 1970; and

WHEREAS, the consideration by City Council of the adoption of this Resolution has been duly noticed pursuant to applicable laws and has been placed upon the City Council Meeting Agenda on the date set forth in the Staff Report, or to such date that the City Council may have continued or deferred consideration of this Resolution, and on such date the City Council conducted a duly noticed public meeting at which the City Council provided members of the public an opportunity to comment and be heard and considered any and all testimony and other evidence provided in connection with the adoption of this Resolution; and

WHEREAS, the City Council determines that adoption of this Resolution is in the public interest.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MORGAN HILL DOES HEREBY FIND, DETERMINE, RESOLVE AND ORDER AS FOLLOWS:

Section 1. Recitals. The City Council does hereby find, determine, and resolve that all of the foregoing recitals are true and correct.

Section 2. Approval and Authorization. The City Council does further resolve, order and/or direct as follows:

- a. That the City's previously adopted Fiscal Year 2019-20 Budget, as the same has been amended to date, is hereby further amended in accordance with and as reflected on Exhibit A attached hereto and incorporated herein by this reference; and
- b. That the City Clerk is hereby authorized and directed to forward a copy of this Resolution to the City's Finance Director, who is hereby authorized and directed to take all actions necessary to implement the terms of this Resolution pertaining to the Fiscal Year 2019-20 Budget of City.

Section 3. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED by the City Council of the City of Morgan Hill at its meeting held on this 15th day of January 2020 by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

COUNCIL MEMBERS:
COUNCIL MEMBERS:
COUNCIL MEMBERS:
COUNCIL MEMBERS:

DATE: _____

RICH CONSTANTINE, MAYOR

∞ **CERTIFICATION** ∞

I, Irma Torrez, City Clerk of the City of Morgan Hill, California, do hereby certify that the foregoing is a true and correct copy of Resolution No. _____, adopted by the City Council at the meeting held on January 15, 2020.

WITNESS MY HAND AND THE SEAL OF THE CITY OF MORGAN HILL.

DATE: _____

Irma Torrez, CITY CLERK

AGENDA BUDGET SCORECARD

FISCAL YEAR 2019-20

ADJUSTMENT #

015

FUND:

DEPARTMENT:

OBJECT:

360	Com. Rec. Centers Impact Fund
8065	Com/Rec Center Impact
86360	CONSTRUCTION

AGENDA DATE:

AGENDA ITEM TITLE:

01/15/20
Aquatics Center Golf Enhancement

	07/01/19			06/30/20 PROJECTED
	BEGINNING FUND BALANCE	ESTIMATED REVENUES	AMENDED APPROPRI- ATIONS	ENDING FUND BALANCE
ORIGINAL BUDGET	2,121,250	1,359,693	458,875	3,022,068
CUMULATIVE REVISIONS PRIOR TO RECOMMENDED ACTION	-	-	903,800	(903,800)
RECOMMENDED ACTION		-	80,000	(80,000)
RESULT OF RECOMMENDED ACTION	<u>2,121,250</u>	<u>1,359,693</u>	<u>1,442,675</u>	<u>2,038,268</u>

Attachment: Resolution for Budget Adjustment - Mini Golf (2617 : Aquatics Center Golf Enhancement)



CITY COUNCIL STAFF REPORT

MEETING DATE: January 15, 2020

PREPARED BY: Chris Ghione, Public Services Director

APPROVED BY: City Manager

APPROVE ACQUISITION OF POPPY JASPER ART

RECOMMENDATION(S)

1. Approve acceptance of future Poppy Jasper Art; and
2. Authorize the City Manager to execute and administer any agreements required for the acquisition.

COUNCIL PRIORITIES, GOALS & STRATEGIES

Ongoing Priorities

Supporting Our Youth
Seniors
and Entire Community

REPORT NARRATIVE:

The Library, Culture and Arts Commission has identified the acquisition of a new Poppy Jasper art piece (Attachment 1) as a project to pursue in early 2020. The City can obtain the art piece from a local artist, who has agreed to sell this art piece for the sum of \$5,000.

The Commission intends to raise funds for the purchase and has found a willing non-profit partner in the Morgan Hill Art School (MHAS) to work on this fundraising. MHAS is a registered non-profit organization and, as such, is eligible to engage in non-profit fundraising activities. MHAS will be the sponsor of a raffle to raise funds for the purchase of this new Poppy Jasper art and ultimately make the purchase of the art before providing to the City. The artist has further agreed to donate two large framed photographs of this sculpture for use in a fundraising effort to purchase the sculpture.

The City has a formal policy for obtaining artwork as outlined in Attachment 2. The process is not completely aligned with the Commission itself leading an effort to acquire art and therefore the Commission has recommended that the Council approve the acceptance of the proposed artwork along with the Commission's work to support fundraising for its purchase at this early stage.

COMMUNITY ENGAGEMENT: Empower

This effort is being led and managed by volunteer members of the Library, Culture and Arts Commission and community members from the Morgan Hill Art School.

ALTERNATIVE ACTIONS:

The Council may choose not to approve acceptance of the artwork and provide the Commission with alternative direction.

PRIOR CITY COUNCIL AND COMMISSION ACTIONS:

On January 7, the Library, Culture and Arts Commission recommended approval of the acceptance of the art piece.

FISCAL AND RESOURCE IMPACT:

There will be no fiscal impact associated with the approval of acceptance of the art. The Commission and MHAS plan to include the cost for a case and plaque in their fundraising efforts. No maintenance other than the routine dusting/cleaning of the case will be required and can be incorporated into basic maintenance operations of the facility it is located at. Furthermore, the Commission has taken the lead on managing this project with very minimal involvement from City staff.

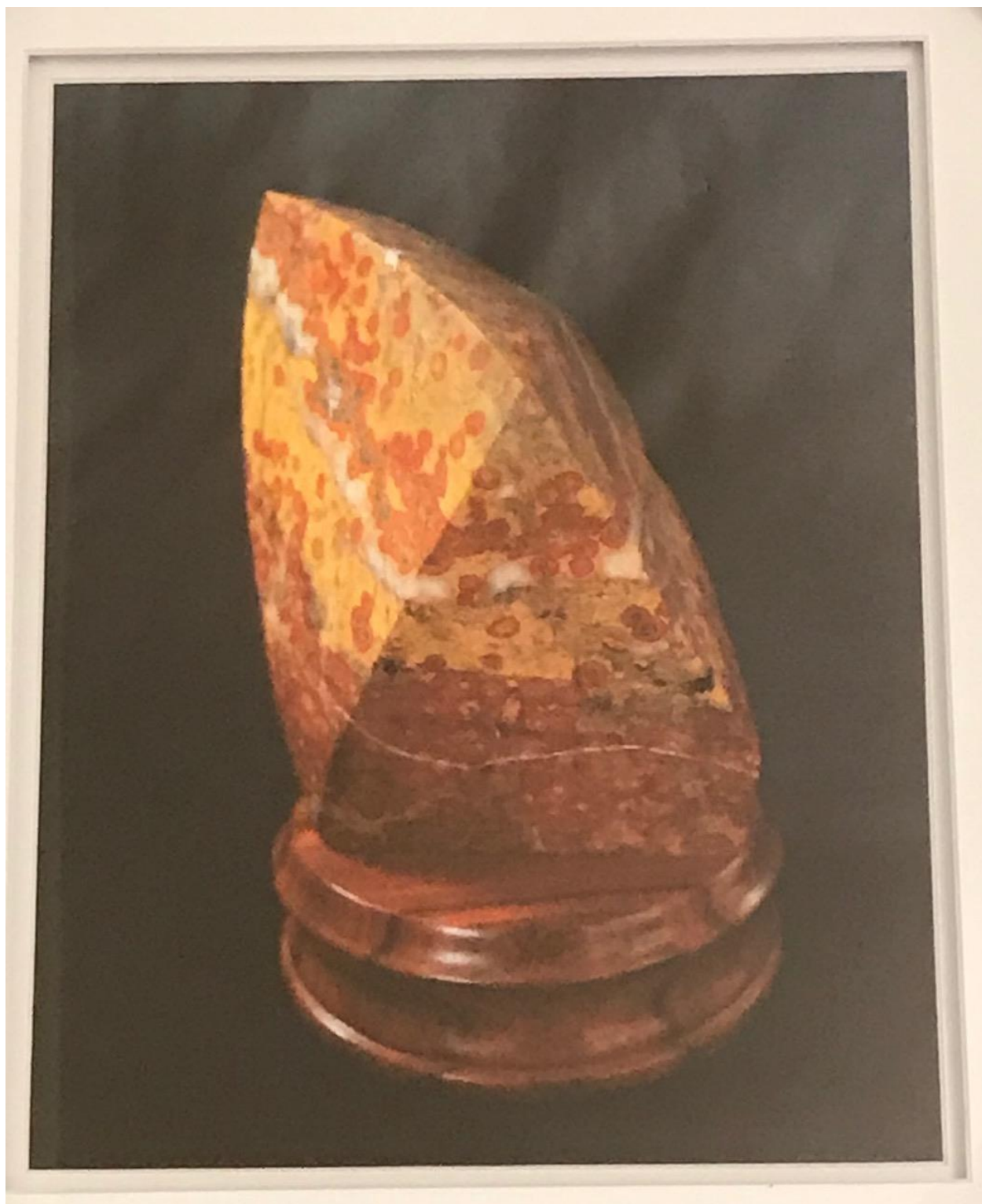
CEQA (California Environmental Quality Act):

Categorical Exemption

The proposed artwork would be located within a City facility and require no changes to the operation of that facility. The planned maintenance and management of city facilities falls within the CEQA categorical exemption of Class 1, Existing Facilities.

LINKS/ATTACHMENTS:

1. Poppy Jasper Image
2. Approved LCAC Policy _Citys Permanent Art Collection



Attachment: Poppy Jasper Image (2616 : Approve Acquisition of Poppy Jasper Art)

CITY OF MORGAN HILL LIBRARY, CULTURE AND ARTS COMMISSION POLICIES AND PROCEDURES

LCAC-08-04

SUBJECT: CITY'S PERMANENT ART COLLECTION

APPROVED BY CITY COUNCIL DATE: October 16, 2008

The Library, Culture and Arts Commission will review and make recommendations to the City Council regarding all works of art to be acquired by the City, either by purchase, gift or otherwise, and exterior works of art installed in the City on public property.

A. Definition of Permanent Public Art

Permanent public art is that which is installed for one year or more in open and freely accessible areas designated as a public area, lobbies and public assembly areas of City property, or on non-City property if the work is installed or financed, either wholly or in part, with City funds or grants procured by the City..

B. Acquisition Policy – It is the policy of the City to encourage art in public places and to act as the conduit for the purpose of administration of a public art policy.

Acquisition Procedures:

1. All acquisitions as recommended by LCAC shall require review and approval by the City Council.
2. All acquisitions, whether purchased by or gifted to the City, shall require a contract addressing the terms of the acquisition; installation, instructions for maintenance; the manner in which work may be deaccessioned; and copyright, reproduction, and resale issues.
3. Funding for the maintenance must be determined prior to the acquisition.
4. The value of the work shall be agreed upon between the artist and the City.
5. Complete records shall be made and maintained by the staff representative to the Library, Culture and Arts Commission (LCAC) or other City staff as assigned by the Recreation and Community Services Director.

C. Review Policy – It is the policy of the City that all proposed acquisitions or gifts will be reviewed by a committee and that specific criteria be used in the approval process.

Review Procedures:

1. The review committee shall be made up of a member of the LCAC selected by the LCAC, a member of the community-at-large with expertise in public art selected by the LCAC, and a member of the City Staff selected by the City.

2. All submissions shall include a rendition of the work, a written description of the work including dimensions and material, proposed placement, a maintenance plan, and an estimated value.
3. The review criteria shall include:
 - a. quality of work
 - b. experience and abilities of the artist
 - c. style and nature
 - d. permanence and technical feasibility
 - e. budget
 - f. diversity
 - g. benefit
 - h. placement & public accessibility
 - i. ongoing maintenance requirements
 - j. public safety and liability
 - k. permanence
 - l. aesthetics/enhance surroundings
4. A recommendation will be made by the review committee to the LCAC who will, in turn, make a recommendation to the City Council.

D. Installation Policy – It is the policy of the City to install works of public art in areas in which they will provide the greatest benefit to the community.

Installation Procedures:

1. When determining the site of installation, the following criteria will be considered:
 - a. public safety
 - b. visibility
 - c. lighting
 - d. traffic patterns
 - e. function of the facility/site
 - f. relationship of the proposed work to pre-existing works on the site
 - g. future development plans for the area
 - h. landscape design
 - i. environmental assessment
 - j. public accessibility
 - k. appropriateness of the physical characteristics of the site
 - l. relationship to the social and cultural identity of the immediate community
2. Installation costs will be the responsibility of the artist or donating party unless otherwise stipulated in the contract.
3. Each artwork shall be identified by a plaque stating the artist's name, artwork title, and the date the artwork was dedicated. The cost and installation of the plaque shall be the responsibility of the artist or donating party unless otherwise stipulated in the contract.

E. Maintenance Policy – It is the policy of the City to keep works of public art in their intended condition through inspection (cursory inspection by City staff and annual inspection by the LCAC) and required maintenance.

Maintenance Procedures:

1. Before public art is accepted by the City there shall be a plan for its maintenance requirements and for the funding thereof.
2. Written instructions from the artist or donor for the proper care and maintenance of each work are required.
3. City staff will perform a cursory inspection of installed works as part of the regular and customary maintenance of the site.
4. LCAC will perform an annual inspection and inventory prior to the end of each fiscal year of all works and provide a written report of findings at a regularly scheduled LCAC meeting. LCAC will advise the City Council on any maintenance issues.

- F. Deaccession Policy** – It is the policy of the City to maintain its’ permanent collection of public art in good condition and in keeping with the historical and cultural values of the community and will deaccession the work if the values are no longer met or if it is determined that maintenance costs are not feasible.

Deaccession Procedures:

1. An agreement regarding the manner in which the work may be deaccessioned shall accompany all acquisitions.
1. Physical evaluations may take place annually by the LCAC and a written report will be prepared by the LCAC and be submitted to Council for every work in the City’s collection.
2. The following criteria will be used when determining deaccession of a work of art:
 - a. if the City cannot properly care for or store the work
 - b. if the aesthetic or the historical/cultural value of the work is no longer evident
 - c. if the work demonstrates faults in design or workmanship
 - d. if the condition of the artwork requires repair or restoration in excess of the value or in excess of the funds allotted in the acquisition contract or available from the City.
3. The City shall dispose of all deaccessioned works in accordance with the terms specified in the acquisition contract or, if no terms are specified, by sale, trade, transfer or destruction. Ethical standards will apply.
4. Any and all monies raised from deaccession will be added to the Community Culture & Art Fund and in keeping with the California Resale Royalties Act.

This policy shall remain in effect until modified or revoked by the City Council.

DRAFT



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, November 20, 2019 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 Constantine called the meeting to order at 7:00 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	Absent	
Larry Carr	Council Member	Present	
John McKay	Council Member	Present	

DECLARATION OF POSTING AGENDA

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

SILENT INVOCATION

PLEDGE OF ALLEGIANCE

PRESENTATIONS

YAC PRESENTATION- ASSET #41- POSITIVE CULTURAL IDENTITY

RECOGNITIONS

STEM Winners - Santa Clara Valley Science and Engineering Fair Association
 Alexander Nguyen
 Ben Hayes
 Lexxa D'Amico
 Ria Deshpande
 Timothy Nguyen

CITY COUNCIL REPORTS

Council Member McKay shared that he has been elected to the Board of Directors of the Peninsula Division for the League of California Cities which serves as a collective voice for cities throughout the state. The Board held a retreat last Monday to review the functions of the Peninsula Division for the next year and decided to have four quarterly meetings focusing on housing, transportation, climate resilience, and to review all legislation coming out of Sacramento.

He spoke regarding the Economic Development Symposium that took place last Thursday and Friday in Santa Cruz. This was the event's third year, but what makes it so special is that it was initiated through the interest of Morgan Hill City staff, specifically Economic Development Manager John Lang. He thanked John for his outstanding work putting a together a valuable symposium that was very educational.

CITY MANAGER'S REPORT

City Manager Christina Turner mentioned the evening's presentations. She announced that on December 14th, the Santa Clara County District Attorney's Office will be partnering with the cities of Morgan Hill and Gilroy to sponsor a \$50,000 Gun Buy Back Program in South County. This is the first Gun Buy Back program in South County in 25 years and is aimed at getting unwanted weapons out of homes and away from the hands of criminals, mentally unstable people, and children. It will be held at the Gilroy Corporation Yard from 9:00 am to 2:00 pm and anyone can anonymously turn in unwanted guns. Individuals will receive cash on a first come first serve basis. No questions will be asked about who owns the gun or where it came from. You can learn more by visiting our website.

She then spoke about the new regulations established by CalRecycle relating to the management and reduction of organic waste. While we are very supportive of this endeavor, we are concerned that the draft regulations being promulgated are going to be very impractical and expensive for the City to comply with. After submitting official comments to CalRecycle, we had reached out to Assembly Member Rivas' office for their assistance. They were incredibly responsive and have continued to follow up with CalRecycle directly on addressing the City's comments. She thanked Assembly Member Rivas' office for all of their assistance.

She concluded by speaking regarding 911 ambulance transport services. We currently receive these services through the County's existing agreement with American Medical Response. That agreement is going to expire in 2022. Our County Emergency Medical Services Agency, which facilitates and manages EMS services within the County, has been tasked with preparing a workplan regarding the upcoming request for proposals for ambulance transport services. A Vision Group has been formed called EMS 2022 whose mission is to explore and define the options and structure of the EMS system in the County after the current agreement expires. It is comprised of stakeholders including Fire Chiefs, Police Chiefs, and members of the City Managers Association. Both Morgan Hill and Gilroy have been actively

participating to represent the South County interests at the table.

CITY ATTORNEY'S REPORT

City Attorney Donald Larkin reported that in regard to the Council's request regarding potential prohibitions on flavored tobacco and vaping products our Management Talent Exchange Program (MTEP) teammate Scott Nelson has met with all of the retailers in town that earn a majority of their revenue from electronic cigarettes and vaping products. We have also met with officials from the County and reached out to other surrounding organizations. We will be bringing forward our proposal at the December 4th meeting.

OTHER REPORTS

Mayor Constantine shared that his next Coffee with the Mayor will be held on Saturday, December 7th at Mama Mia's Restaurant from 10:00 am to 11:30 am.

City Manager Christina Turner invited the community to join the Mayor and Council Downtown that evening for the tree lighting and holiday parade.

PUBLIC COMMENT

The public comment was opened at 7:30 pm.

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

ADOPTION OF AGENDA

MOTION:

Adopting the agenda as posted.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	John McKay, Council Member
SECONDER:	Rich Constantine, Mayor
AYES:	Constantine, Spring, Carr, McKay
ABSENT:	Martinez Beltran

CONSENT CALENDAR

MOTION:

Approving consent calendar items 1, 2, 5, and 6.

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

1. ADOPT RESOLUTION AUTHORIZING GRANT APPLICATION AND AUTHORIZING THE CITY MANAGER TO EXECUTE GRANT RELATED AGREEMENTS AND DOCUMENTS

Recommendation:

Adopt resolution:

1. Authorizing staff to prepare and submit a 2019 Planning Grants Program Application to the State of California, Department of Housing and Community Development for an amount not to exceed \$160,000 for the development of a proposed Form-Based Code for the Monterey Road Corridor; and
2. Authorizing the City Manager to negotiate and execute the City of Morgan Hill Planning Grants Program application, the Planning Grants Program grant documents, and any amendments thereto as required by the Department of Housing and Community Development for receipt of the grant.

2. APPROVE SECOND AMENDMENT TO SERVICES AGREEMENT WITH CSG CONSULTANTS, INC. FOR LAND DEVELOPMENT REVIEW PROGRAM SUPPORT

Recommendation:

1. Approve the Second Amendment to the professional services agreement with CSG Consultants, Inc. for land development review services for an additional \$136,300, for a total not-to-exceed amount of \$346,250 with the term of the agreement unchanged;
2. Authorize the City Manager to execute the Second Amendment; and
3. Adopt resolution amending the City's Fiscal Year 2019-20 budget to appropriate an additional \$136,300 within the Community Development Fund (Fund No. 206) for related professional services.

3. ITEM PULLED FOR DISCUSSION

4. ITEM PULLED FOR DISCUSSION

5. APPROVE CITY COUNCIL MEETING SCHEDULE FOR CALENDAR YEAR 2020

Recommendation:

1. Review and adjust the 2020 City Council meeting schedule as deemed appropriate; and
2. Approve 2020 City Council meeting schedule.

6. APPROVE THE NOVEMBER 6, 2019 MEETING MINUTES

Recommendation:

Approve Minutes.

ITEMS PULLED FOR DISCUSSION

3. APPROVE SECOND AMENDMENT TO SUBDIVISION IMPROVEMENTS AGREEMENT FOR DUNNE HILL MEADOWS – TRACT NO. 10378

Recommendation:

1. Approve Second Amendment to Subdivision Improvements Agreement;
2. Authorize the City Manager to execute the Second Amendment to the Subdivision Improvements Agreement with Mission Pacific Homes, LLC; and
3. Authorize the recordation of the Second Amendment to the Subdivision Improvements Agreement.

Community Development Director Jennifer Carman provided a report on items 3 and 4.

MOTION:

Approving the recommended actions for both items 3 and 4.

RESULT: APPROVED [UNANIMOUS]
MOVER: John McKay, Council Member
SECONDER: Rich Constantine, Mayor
AYES: Constantine, Spring, Carr, McKay
ABSENT: Martinez Beltran

4. APPROVE SECOND AMENDMENT TO SUBDIVISION IMPROVEMENTS AGREEMENT FOR DUNNE MURPHY – TRACT NO. 10387

Recommendation:

1. Approve Second Amendment to Subdivision Improvements Agreement;
2. Authorize the City Manager to execute the Second Amendment to the Subdivision Improvements Agreement with Nordstrom Cal Homes, LLC; and
3. Authorize the recordation of the Second Amendment to the Subdivision Improvements Agreement.

MOTION:

Approving the recommended actions for both items 3 and 4.

RESULT: APPROVED [UNANIMOUS]
MOVER: John McKay, Council Member
SECONDER: Rich Constantine, Mayor
AYES: Constantine, Spring, Carr, McKay
ABSENT: Martinez Beltran

OTHER BUSINESS

7. ADOPT RESOLUTION OF INTENT TO HOLD SPECIAL BALLOT PROCEEDING FOR JACKSON MEADOWS #6 AND MILL CREEK SUBAREAS OF MORGAN HILL LANDSCAPE ASSESSMENT DISTRICT NUMBER 1

Recommendation:

1. Open/Close public hearing for Jackson Meadows #6 subarea;
2. Open/Close public hearing for Mill Creek subarea; and
3. Adopt resolutions declaring intent and authorizing the special ballot proceeding required to increase the maximum assessment rate for the Jackson Meadows #6 and the Mill Creek subareas of the City's Landscape Assessment District Number 1, effective Fiscal Year (FY) 2020-21.

Maintenance Services Coordinator Keri Russell provided the report.

The public comment was opened at 7:49 pm.

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

MOTION:

Adopting resolutions declaring intent and authorizing the special ballot proceeding required to increase the maximum assessment rate for the Jackson Meadows #6 and the Mill Creek subareas of the City's Landscape Assessment District Number 1, effective Fiscal Year (FY) 2020-21.

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

PUBLIC HEARING

8. INTRODUCE ORDINANCES TO ADOPT A ZONING AMENDMENT AND TO APPROVE A DEVELOPMENT AGREEMENT FOR A 24-LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT, INCLUDING PUBLIC ACCESS ROADS, AND A PRIVATE PARK. RATIFY THE PLANNING COMMISSION APPROVAL OF THE TENTATIVE SUBDIVISION MAP, MITIGATED NEGATIVE DECLARATION, AND THE MITIGATION MONITORING AND REPORTING PROGRAM. THE PROPERTIES, IDENTIFIED BY ASSESSOR PARCEL NUMBERS 726-09-001 AND 726-09-002, ARE LOCATED AT THE NORTHWEST CORNER OF THE INTERSECTION OF DIANA AVENUE AND LOTUS WAY. (DIANA-MANA HANAIEI - MONTECITO ESTATES PROJECT)

Recommendation:

1. Open and close public hearing;
2. Adopt resolution ratifying Planning Commission Resolutions 19-18 and 19-19;
3. Waive first and second reading of Zoning Amendment Ordinance;
4. Introduce Zoning Amendment Ordinance;
5. Waive first and second reading of Development Agreement Ordinance; and
6. Introduce Development Agreement Ordinance.

Associate Planner Joey Dinh and Community Development Director Jennifer Carman provided the presentation and report.

The meeting recessed at 8:06 pm.

The meeting reconvened at 8:14 pm.

The public hearing was opened at 8:14 pm. The following people were called to speak:

Scott Murray, Applicant

Natasha Wist

Vince with DR Horton

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

The public hearing was re-opened at 8:31 pm.

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

MOTION:

Adopting resolution ratifying Planning Commission Resolutions 19-18 and 19-19.

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

MOTION:

Waiving the first and second reading of the Zoning Amendment Ordinance.

RESULT: WAIVED [3 TO 1]
MOVER: John McKay, Council Member
SECONDER: Larry Carr, Council Member
AYES: Constantine, Carr, McKay
NAYS: Spring
ABSENT: Martinez Beltran

MOTION:

Introducing the Zoning Amendment Ordinance.

RESULT: INTRODUCED [3 TO 1]
MOVER: Larry Carr, Council Member
SECONDER: John McKay, Council Member
AYES: Constantine, Carr, McKay
NAYS: Spring
ABSENT: Martinez Beltran

MOTION:

Waive first and second reading of the Development Agreement Ordinance.

RESULT: WAIVED [3 TO 1]
MOVER: Larry Carr, Council Member
SECONDER: John McKay, Council Member
AYES: Constantine, Carr, McKay
NAYS: Spring
ABSENT: Martinez Beltran

MOTION:

Introducing the Development Agreement Ordinance.

RESULT: INTRODUCED [3 TO 1]
MOVER: Larry Carr, Council Member
SECONDER: John McKay, Council Member
AYES: Constantine, Carr, McKay
NAYS: Spring
ABSENT: Martinez Beltran

9. APPROVE REQUEST FOR A WATER SERVICE CONNECTION OUTSIDE OF THE CITY'S URBAN SERVICE AREA BOUNDARY WHICH WILL ALLOW FOR THE CONSTRUCTION OF A 7,000 SQUARE FOOT BUDDHA HALL AT THE METTA TAM TU BUDDHIST TEMPLE APPROVED BY SANTA CLARA COUNTY. THE PROPERTY IDENTIFIED BY ASSESSOR PARCEL NUMBER 817-07-024, IS LOCATED ON SOUTHEAST CORNER OF THE INTERSECTION OF BUTTERFIELD BOULEVARD AND FISHER AVENUE (LIEU QUAN BUDDHIST CULTURAL CENTER, OWNER). OA2019-0001/EA2019-0011

Recommendation:

1. Open/close public hearing; and
2. Adopt resolution approving the water service request and directing staff to file an application with the Local Agency Formation Commission for Out of Agency service request.

Senior Planner Terry Linder and Community Development Director Jennifer Carman provided the presentation and report.

The public hearing was opened at 9:06 pm. The following people were called to speak:

Ly Tran

Bichlan Do, M.D.

De Tran

Jessica Vu

Todd Lee

Michael Nguyen

Do Tran

Monk from Tam Tu Temple

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

MOTION:

Approving the recommended actions.

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

FUTURE COUNCIL INITIATED AGENDA ITEMS

None.

ADJOURNMENT

There being no further business, the meeting adjourned at 9:40 pm.

MINUTES PREPARED BY:

Michelle Bigelow, Deputy City Clerk

DRAFT



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 4, 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 pm for the purpose of conducting a Joint Morgan Hill City Council and the South Santa Clara County Fire District Board of Commissioners meeting to receive a presentation on the Fire Services Hazard-Risk Assessment and Standards of Coverage Study.

TELECONFERENCE

Mayor Constantine participated in the meeting via teleconference as follows:

Hyatt Place Washington DC
 400 E St SW
 Washington DC 20024

Public comment from the teleconference location was allowed.

CALL TO ORDER

Mayor Pro Tem Spring called the meeting to order at 6:01 pm.

ROLL CALL ATTENDANCE

Deputy City Clerk Michelle Bigelow & Board Clerk Kim Camarena called the roll.

ROLL CALL:

Minutes Acceptance: Minutes of Dec 4, 2019 6:00 PM (CONSENT CALENDAR)

Mayor Constantine, Mayor Pro Tem Spring, Council Member Martinez Beltran, Council Member John McKay, Council Member Larry Carr
Commissioner Lewis, Commissioner Acker, Commissioner Ludewig, Commissioner Monaco, Commissioner Scatena, Commissioner Velasco

Attendee Name	Title	Status	Arrived
Rich Constantine	Mayor	Remote	
Rene Spring	Mayor Pro Tem	Present	
Yvonne Martinez Beltran	Council Member	Late	6:06 PM
Larry Carr	Council Member	Late	7:25 PM
John McKay	Council Member	Present	

DECLARATION OF POSTING AGENDA

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

SPECIAL MEETING

6:00 PM

1. FIRE SERVICES HAZARD-RISK ASSESSMENT AND STANDARDS OF COVERAGE STUDY PRESENTATION

Recommendation:

Receive presentation.

Fire Chief Jake Hess, Assistant Chief Jim Crawford, and Stu Gary with Citygate provided the presentation and report.

The public comment was opened at 6:55 pm.

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

The special meeting adjourned at 6:59 pm.

REGULAR MEETING

7:00 PM

Mayor Pro Tem Spring called the regular meeting to order at 7:09 pm.

SILENT INVOCATION

PLEDGE OF ALLEGIANCE

CITY COUNCIL REPORTS

None.

CITY MANAGER'S REPORT

City Manager Christina Turner spoke to the evening's supplements and presentations. She announced that the next Coffee with the Mayor will take place at Mama Mia's Restaurant this Saturday, December 7th from 10:00 am to 11:30 am.

She shared that the Holiday Lights Parade and Tree Lighting organized by Morgan Hill Kiwanis is also

Minutes Acceptance: Minutes of Dec 4, 2019 6:00 PM (CONSENT CALENDAR)

taking place on Saturday from 5:00 pm to 8:00 pm on Monterey Road between 1st and 5th streets.

The Santa Clara County District Attorney's Office has partnered with the cities of Morgan Hill and Gilroy to sponsor a \$50,000 gun buy back event on December 14th. This is the first Gun Buy Back program in South County in 25 years and is aimed at getting unwanted weapons out of homes and away from the hands of criminals, mentally unstable people, and children. It will be held at the Gilroy Corporation Yard from 9:00 am to 2:00 pm and anyone can anonymously turn in unwanted guns. Individuals will receive cash on a first come first serve basis. No questions will be asked about who owns the gun or where it came from. You can learn more by visiting our website.

She announced that the next Engage Morgan Hill Community Group Meeting will be held on Saturday, December 14th. So far, the group has covered a variety of topics including a budget overview, economic development, infrastructure, housing, growth, and the impact of Senate Bill 330, as well as public safety. You can find all the information for each meeting on our website on our Engage Morgan Hill page.

CITY ATTORNEY'S REPORT

None.

OTHER REPORTS

None.

PUBLIC COMMENT

The public comment was opened at 7:14 pm.

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

ADOPTION OF AGENDA

MOTION:

Adopting the agenda moving item 20 to follow the consent calendar.

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

CONSENT CALENDAR

MOTION:

Approving consent calendar items 2 through 13.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	John McKay, Council Member
SECONDER:	Yvonne Martinez Beltran, Council Member
AYES:	Constantine, Spring, Martinez Beltran, McKay
ABSENT:	Carr

2. ACCEPT COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR THE FISCAL YEAR ENDED JUNE 30, 2019

Recommendation:

Accept the City's Comprehensive Annual Financial Report for the Fiscal Year Ended June 30, 2019.

3. ADOPT RESOLUTION APPROVING AND MAKING FINDINGS RELATED TO THE AB 1600 DEVELOPMENT IMPACT FEE ANNUAL REPORT FOR FISCAL YEAR 2018-19

Recommendation:

Adopt resolution making findings for unexpended development impact fees and accept the annual development impact fee report.

4. APPROVE SECOND AMENDMENT TO DESIGN SERVICES AGREEMENT WITH HYDROSCIENCE ENGINEERS FOR THE NEW SEWER TRUNK PROJECT

Recommendation:

1. Approve Second Amendment to Service Agreement for Design Professionals with HydroScience Engineers, Inc. to provide additional services for the New Sewer Trunk Line to Gilroy project for an additional \$531,050, for a total not to exceed amount of \$1,704,710; and
2. Authorize the City Manager to execute and administer the amended services agreement.

5. ADOPT RESOLUTION INITIATING 2020 HAZARDOUS VEGETATION PROGRAM

Recommendation:

Adopt resolution declaring weeds and brush to be a nuisance and setting the hazardous vegetation public hearing on February 5, 2020.

6. ACCEPT THE ANNUAL SB 165 REPORT FOR COMMUNITY FACILITIES DISTRICT NO. 2014-1 (FISHER CREEK)

Recommendation:

Accept the report.

7. APPROVE DESIGN SERVICES AGREEMENT WITH SCHAAF & WHEELER FOR INFLOW AND INFILTRATION PROJECT

Recommendation:

Approve and authorize the City Manager to execute and administer the design services agreement with Schaaf and Wheeler, in the not to exceed amount of \$145,555, for the design of the Sewer Inflow and Infiltration Project.

8. APPROVE AGREEMENT FOR WATER LABORATORY TESTING AND ANALYSIS SERVICES

Recommendation:

Approve and authorize the City Manager to execute and administer a three-year service agreement for a not to exceed amount of \$200,000 with Alpha Analytical Laboratories, Inc., for water laboratory testing and analysis services.

9. APPROVAL OF FINAL MAP FOR SAN SEBASTIAN PHASE 2C - TRACT NO. 10478

Recommendation:

1. Approve the Final Map;
2. Approve and Authorize the City Manager to execute and administer a Stormwater Best-Management-Practices (BMP) Operation and Maintenance Agreement pending review and approval by the City Attorney; and
3. Authorize the recordation of the Final Map and the Stormwater BMP Operation and Maintenance Agreement.

10. AWARD DOWNTOWN CROSSWALK SAFETY IMPROVEMENTS PROJECT

Recommendation:

1. Approve the Downtown Crosswalk Safety Improvements Project plans and specifications;
2. Award contract to Golden Bay Construction, Inc. for the Downtown Crosswalk Safety Improvements Project in the amount of \$123,309;
3. Authorize expenditure of construction contingency funds not to exceed \$12,331; and
4. Authorize the City Manager to execute and administer the construction contract with Golden Bay Construction, Inc., pending review and approval by the City Attorney.

11. REJECT PROPOSALS FOR LANDSCAPE MAINTENANCE GROUP 5

Recommendation:

Reject proposals for Landscape Maintenance Group 5 per Municipal Code Section 3.04.170, and direct staff to maintain the Group 5 Landscape Assessment Districts with in-house maintenance staff.

12. REJECT BIDS FOR CENTENNIAL RECREATION CENTER GENERATOR PROJECT

Recommendation:

1. Reject bids for the Centennial Recreation Center Generator Project and direct staff to re-bid the project with design changes; and
2. Authorize the City Manager to negotiate and execute modifications to the previously approved California Office of Emergency Services' 404 Hazard Mitigation Grant Program agreement.

13. ANDERSON DAM PROJECT ADVOCACY

Recommendation:

Informational Only.

PUBLIC HEARING

20. ADOPT ORDINANCE 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 C

Recommendation:

1. Open and close public hearing;
2. Waive first and second reading of Zoning Amendment Ordinance; and
3. Introduce Zoning Amendment Ordinance.

City Attorney Donald Larkin announced Council Member Carr's conflict of interest.

Scott Nelson provided the presentation and report.

The public hearing was opened at 7:50 pm.

Shashi Sharma was called to speak.

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

MOTION:

Mayor Constantine moved to Call the Question.

RESULT:	CALL THE QUESTION [3 TO 1]
MOVER:	Rich Constantine, Mayor
AYES:	Constantine, Spring, McKay
NAYS:	Martinez Beltran
RECUSED:	Carr

MOTION:

Waiving the first and second reading of the ordinance.

RESULT:	WAIVED [3 TO 1]
MOVER:	John McKay, Council Member
SECONDER:	Rich Constantine, Mayor
AYES:	Constantine, Spring, McKay
NAYS:	Martinez Beltran
RECUSED:	Carr

MOTION:

Introducing the ordinance.

RESULT:	INTRODUCED [3 TO 1]
MOVER:	John McKay, Council Member
SECONDER:	Rich Constantine, Mayor
AYES:	Constantine, Spring, McKay
NAYS:	Martinez Beltran
RECUSED:	Carr

The meeting recessed at 8:08 pm.

The meeting reconvened at 8:14 pm.

OTHER BUSINESS

14. INTRODUCE ORDINANCE PROHIBITING SALE OF FLAVORED TOBACCO AND VAPING (E-CIGARETTE) PRODUCTS

Recommendation:

1. Waive the first and second reading of the ordinance; and
2. Introduce the ordinance prohibiting the sale of flavored tobacco and e-cigarette products.

Scott Nelson, Don Tran with Santa Clara County Public Health Department, and School Resource Officer Sean Farrell provided the presentation and report.

The public comment was opened at 9:36 pm. The following people were called to speak:

Zjay

Peter Won

Alex Aasen

Tanya Calabretta

Carol Baker

There being no further 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

The meeting recessed at 10:21 pm.

The meeting reconvened at 10:30 pm.

15. PROVIDE DIRECTION REGARDING NON-STOREFRONT (DELIVERY ONLY) CANNABIS RETAIL ORDINANCE

Recommendation:

1. Direct staff to return with an ordinance which allows non-storefront, delivery only, cannabis retail within the City limits.
OR
2. Continue to maintain Chapter 9.16 of the Morgan Hill Municipal Code prohibiting all activities related to commercial cannabis, unless otherwise allowed by state law.

Police Chief David Swing provided the presentation and report.

The public comment was opened at 10:35 pm. The following people were called to speak:

Fawn Myers

Jessie Swift

Ryan Leary

Edesa Bitbidal

Yvonne Randall

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

MOTION:

Extending the meeting to 12:00 am.

RESULT:	EXTENDED [UNANIMOUS]
MOVER:	Yvonne Martinez Beltran, Council Member
SECONDER:	John McKay, Council Member
AYES:	Constantine, Spring, Martinez Beltran, Carr, McKay

MOTION:

Continuing to maintain Chapter 9.16 of the Morgan Hill Municipal Code prohibiting all activities related to commercial cannabis, unless otherwise allowed by state law.

RESULT:	APPROVED [3 TO 2]
MOVER:	Yvonne Martinez Beltran, Council Member
SECONDER:	Larry Carr, Council Member
AYES:	Martinez Beltran, Carr, McKay
NAYS:	Constantine, Spring

PUBLIC HEARING

19. APPROVE AMENDMENT TO THE DEVELOPMENT AGREEMENT FOR DUNNE-YOUNG TO INCORPORATE 26 BUILDING ALLOTMENTS FOR FISCAL YEAR 2020-21 AWARDED FROM THE 2018 RESIDENTIAL DEVELOPMENT CONTROL SYSTEM AND TRANSFERRED FROM THE MONTEREY-LUCKY SHING (MANZANITA PARK) PROJECT FOR THE 46-UNIT EAST DUNNE-YOUNG PROJECT (ALSO KNOWN AS ANDALUSIA) LOCATED ON THE NORTH SIDE OF E. DUNNE AVENUE BEHIND THE KINDERCARE LEARNING CENTER LOCATED AT 605 E. DUNNE AVENUE

Recommendation:

1. Open/close public hearing;
2. Waive the first and second reading of ordinance approving amendment to a Development Agreement (DA 2018-0002) and a transfer of allotments from the Monterey-Lucky-Shing project; and
3. Introduce ordinance amending the Development Agreement.

Community Development Director Jennifer Carman provided the presentation and report.

The public hearing was opened at 11:29 pm.

Dick Oliver was called to speak.

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

The public hearing was re-opened at 11:44 pm.

Dick Oliver was called to speak.

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

MOTION:

Waiving the first and second reading of the ordinance.

RESULT:	WAIVED [UNANIMOUS]
MOVER:	Larry Carr, Council Member
SECONDER:	John McKay, 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

21. ADOPT ZONING ORDINANCE AMENDING CHAPTER 18.84: ACCESSORY DWELLING UNITS AND UPDATING DEFINITIONS IN CHAPTER 18.124 OF TITLE 18 (ZONING) 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:

1. Open/close the public hearing;
2. Waive first reading of the Zoning Amendment Ordinance; and
3. Introduce the Zoning Amendment Ordinance.

Community Development Director Jennifer Carman provided the presentation and report.

The public hearing was opened at 11:55 pm.

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:	Yvonne Martinez Beltran, Council Member
SECONDER:	Larry Carr, Council Member
AYES:	Constantine, Spring, Martinez Beltran, Carr, McKay

MOTION:

Introducing the ordinance.

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

MOTION:

Extending the meeting to 12:15 am.

RESULT:	EXTENDED [UNANIMOUS]
MOVER:	John McKay, Council Member
SECONDER:	Yvonne Martinez Beltran, Council Member
AYES:	Constantine, Spring, Martinez Beltran, Carr, McKay

OTHER BUSINESS

16. DISCUSS FIRE SERVICES HAZARD-RISK ASSESSMENT AND STANDARDS OF COVERAGE ASSESSMENT PREPARED AND PRESENTED BY CITYGATE ASSOCIATES, LLC

Recommendation:

1. Receive report; and
2. Provide direction to staff on next steps.

Fire Chief Jake Hess provided the presentation and report.

The public comment was opened at 12:13 am.

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

Council received the report.

RESULT: REPORT RECEIVED

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

Recommendation:

Accept and file report.

MOTION:

Continuing this item to the December 18, 2019 City Council meeting.

RESULT: CONTINUED TO A FUTURE MEETING [UNANIMOUS] Next: 12/18/2019 6:00 PM
MOVER: John McKay, Council Member
SECONDER: Yvonne Martinez Beltran, Council Member
AYES: Constantine, Spring, Martinez Beltran, Carr, McKay

18. 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.

MOTION:

Continuing this item to the December 18, 2019 City Council meeting.

RESULT: CONTINUED TO A FUTURE MEETING [UNANIMOUS] Next: 12/18/2019 6:00 PM
MOVER: John McKay, Council Member
SECONDER: Yvonne Martinez Beltran, Council Member
AYES: Constantine, Spring, Martinez Beltran, Carr, McKay

PUBLIC HEARING

19. ITEM MOVED AHEAD OF ITEM 16

20. ITEM MOVED TO DIRECTLY FOLLOW THE CONSENT CALENDAR

21. ITEM MOVED AHEAD OF ITEM 16

FUTURE COUNCIL INITIATED AGENDA ITEMS

Council Member Spring requested that staff bring forward a resolution in support of protecting Juristatic.

ADJOURNMENT

There being no further business, the meeting adjourned at 12:15 am.

Minutes Acceptance: Minutes of Dec 4, 2019 6:00 PM (CONSENT CALENDAR)

MINUTES PREPARED BY:

Michelle Bigelow, Deputy City Clerk

Minutes Acceptance: Minutes of Dec 4, 2019 6:00 PM (CONSENT CALENDAR)

DRAFT



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.

Minutes Acceptance: Minutes of Dec 18, 2019 6:00 PM (CONSENT CALENDAR)

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

Minutes Acceptance: Minutes of Dec 18, 2019 6:00 PM (CONSENT CALENDAR)

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 HANAIEI 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 HANAIEI (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



CITY COUNCIL STAFF REPORT

MEETING DATE: January 15, 2020

PREPARED BY: Keri Russell, Maintenance Services Coordinator

APPROVED BY: City Manager

RECEIVE PUBLIC COMMENT REGARDING JACKSON MEADOWS #6 AND MILL CREEK SUBAREA OF MORGAN HILL LANDSCAPE ASSESSMENT DISTRICT NUMBER 1

RECOMMENDATION(S)

Provide opportunity for the public to be heard on the matter of the planned increase in the maximum assessment rate in the Jackson Meadows #6 and Mill Creek Subarea.

COUNCIL PRIORITIES, GOALS & STRATEGIES

Ongoing Priorities

Maintaining Fiscal Responsibility

REPORT NARRATIVE:

The purpose of this report is to provide the public with an opportunity to provide the City with input on the special ballot proceeding needed to increase the maximum level of assessment in the Jackson Meadows #6 and Mill Creek Subarea of Morgan Hill Landscape Assessment District Number 1 (District).

The City has been administering the various subareas contained in Morgan Hill Landscape Assessment District Number 1 since the 1990s. Each of these subareas function as a “mini-district” in which the revenues garnered through the annual assessments must only be used to pay the administrative and direct service costs for that subarea. Two of these subareas, Jackson Meadows #6, and Mill Creek, are experiencing significant funding issues. Jackson Meadows #6 is projected to have a negative fund balance at the end of FY 2019-20 and Mill Creek is projected to have a negative fund balance by the following fiscal year due to inflationary factors on the expense side and no increases in assessments over the last ten years.

As a result of Proposition 218, the assessment level cannot be increased above the maximum permitted level without an affirmative vote of the majority of the voting property owners.

City staff have tried to meet with residents from Jackson Meadows #6 several times in the last year and only a very small number of homeowners have attended or been responsive to letters. Those that have attended were in favor of the increase.

City staff have also met with some of the residents from Mill Creek subarea. During that meeting, the residents in attendance indicated that they would prefer to vote to increase

their maximum assessment level in order to maintain their level of service rather than a reduction to services.

This public meeting is a required step in the voting process specified to increase the assessment under the California Constitution. A final public hearing and counting of the ballots submitted to the City is scheduled for February 5.

COMMUNITY ENGAGEMENT: Consult

Staff recently held meetings with both Jackson Meadows #6 and Mill Creek residents to discuss the budget deficit in both subareas. City staff also sent letters informing residents of the funding issues and inviting them to participate in the meetings or connect with City staff by phone or email. Staff proposed an increase in the maximum assessment as the alternative would be a reduction in services. Residents present at the meetings supported the increase.

ALTERNATIVE ACTIONS:

No alternative actions as this report is informational in nature.

PRIOR CITY COUNCIL AND COMMISSION ACTIONS:

The Council approved the resolution of intent needed to start this process at its meeting of November 20, 2019.

FISCAL AND RESOURCE IMPACT:

This item does not have a fiscal impact as the ballot proceeding will only raise the legally-permissible maximum assessment limit - it will not actually increase the assessment. The actual annual assessments for the entire District will be set by a separate Council action scheduled for a meeting later in the Spring. Administering the District is included in the work program of the Community Services Department.

CEQA (California Environmental Quality Act):

Not a Project.

The actions in this resolution are fiscal activities which do not directly involve a physical impact on the environment.

LINKS/ATTACHMENTS:

1. November 20, 2019 - Resolution of Intent Staff Report and Related Documents (web link)
2. Supplemental - Jackson 6 Resident Email

Keri Russell

From: Keri Russell
Sent: Wednesday, November 20, 2019 4:21 PM
To: mhjlyle
Cc: Christina Turner
Subject: Re: Jackson 6 Subdivision assessment

Hi John,

Thank you for the pictures and feedback. I normally inspect the areas and if I recall after they cut that area back in the summer there was a small part left in the middle that wasn't fully cut. We had talked to the fire marshal about it and it was okay in terms of fire prevention. We will make sure to check the area again in person in the coming days.

As for the irrigation part of the reason that hasn't been fixed is that there aren't sufficient funds in Jackson 6 to make any repairs or to cover the cost of the water even being on. Until the subarea had the reserves to pay for any irrigation repairs the repairs will not be made as the weed abatement is priority.

And yes tonight's meeting there will be the opportunity to provide public comment. The meeting starts at 7pm in the Council Chambers at 17555 Peak Ave.

Thanks,
 Keri

From: mhjlyle <mhjlyle@yahoo.com>
Sent: Wednesday, November 20, 2019 3:56 PM
To: Keri Russell <Keri.Russell@morganhill.ca.gov>
Subject: RE: Jackson 6 Subdivision assessment

Hi Keri,

Many thanks for the information.

Do you know who in the city ensures that this work is even done? For the retention pond area, roughly 20% of the area was cleared at the beginning of the summer. No-one ever came back to finish it. And the part that was done isn't even by the home. And the irrigation pipes have been in need of repair for years.

I took the pictures below this morning and they clearly show that we're essentially paying for services that are not being provided.

I live 4 houses away from the retention pond and walk or drive by it just about every single day. So I know that the work is not being done.

This is a huge problem that has been ongoing for years.

Attachment: Supplemental - Jackson 6 Resident Email (2601 : Jackson Meadows #6 and Mill Creek Public Meeting)



I think this information should also be provided to the city council which is why I asked if the public can comment on the assessment increase proposal.

John

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: Keri Russell <Keri.Russell@morganhill.ca.gov>

Date: 11/20/19 3:17 PM (GMT-08:00)

To: mhjllyle <mhjllyle@yahoo.com>

Subject: RE: Jackson 6 Subdivision assessment

Hi John,

This is much easier to explain in person as it is hard to cover every aspect via email. Tonight's meeting is simply for the Council to approve a Resolution of Intent to formally start the voting the process. The votes themselves won't be due and formally counted until February 5, 2020.

I have attached this years estimated budget for Jackson 6. There are 70 homes that make up Jackson 6 so the subarea brings in \$7,560 on an annual basis. There are the only funds that are used for the maintenance of Jackson 6. The main maintenance for Jackson 6 is the weed abatement for fire prevention along the channel and in the retention pond. In this years budget the channel fire prevention isn't included in the forecast which is at least an additional \$3,000 depending on how bids come back. That essentially means that if you include that cost the overall cost for the subarea is \$11,070.48 which is \$3,510.48 more than you bring in on an annual basis.

Over the last several years contract rates have gone up drastically due to prevailing wage and other state requirements that are put on local government.

Including in the overall numbers are Administrative Expenses which is a very small percentage of staff time to manage the contracts as well as the cost to produce the Landscape Assessment District report that we are required by law to do

annually. All of the administrative costs as split up amongst the subareas based on the number of houses that make up the subarea.

Raising the assessment to \$200 annually would allow us to cover the cost to properly maintain the subarea as well as have a small reserve. The reserve would help cover any increase costs as well as any necessary repairs we might need to eventually make to the fencing around the retention pond.

The other option would be to reduce services at Jackson 6 which would mean we are not cutting the weeds in the channel or retention pond thus putting homes more at risk for fire danger.

Again I would be happy to meet in person to better explain this and answer any questions you might have.

Thanks,
Keri

Keri Russell
Maintenance Coordinator

City of Morgan Hill
Community Services Department
100 Edes Court, Morgan Hill, CA 95037

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morganhill.ca.gov | [facebook](https://www.facebook.com/morganhill) | [twitter](https://twitter.com/morganhill)

From: mhjllyle <mhjllyle@yahoo.com>
Sent: Wednesday, November 20, 2019 3:00 PM
To: Keri Russell <Keri.Russell@morganhill.ca.gov>
Subject: FW: Jackson 6 Subdivision assessment

Sent from my Verizon, Samsung Galaxy smartphone

Subject: Jackson 6 Subdivision assessment

Hi Ms Russel,

My wife gave me the letter that came from the Morgan Hill Community Services Department regarding the proposed increase to the assessment that we're now paying for the maintenance of the 2 common areas in the Jackson 6 subdivision. This increase concerns me and the neighbors that I've talked to as well.

Can you please tell us how many homes are in the Jackson 6 subdivision that are paying the current \$108.10 assessment? I think Mira Bella has 75+

homes and Cantor would add more to that. If I used 80 homes in an example then we would currently be paying \$8648 dollars per year. The proposed increase would raise that to \$16000.

Can you please point me to something that documents what resources are being used in these two common areas that these assessments are paying for? And what the increase is needed for? We'd really like to understand what we're paying for and why the assessment is almost doubling.

We'd really like to make an informed decision on this issue when it comes to a vote.

Can citizens attend tonight's City Council and comment on the proposal that you're going to be presenting?

Thanks!

John

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CITY COUNCIL STAFF REPORT

MEETING DATE: January 15, 2020

PREPARED BY: Michelle Bigelow, Deputy City Clerk
APPROVED BY: City Manager

CONSIDER RESOLUTION IN SUPPORT OF PRESERVATION OF SARGENT RANCH/JURISTAC AS OPEN SPACE

RECOMMENDATION(S)

Consider adoption of resolution in support of preservation of Sargent Ranch/Juristac as open space.

COUNCIL PRIORITIES, GOALS & STRATEGIES

Ongoing Priorities

Protecting the Environment
Supporting Our Youth
Seniors
and Entire Community

REPORT NARRATIVE:

At the December 4, 2019 City Council meeting, Council Member Spring requested that staff return with a resolution for City Council consideration in support of preservation of the Sargent Ranch/Juristac as open space rather than allowing the gravel mining operation.

Juristac lies at the heart of the ancestral lands of the Amah Mutsun Tribal Band near Gilroy, California. For thousands of years, Mutsun ancestors lived and held sacred ceremonies at this location in the southern foothills of the Santa Cruz Mountains, above the confluence of the Pajaro and San Benito rivers.

The cultural landscape encompassing Juristac is known today as the Sargent Ranch. An investor group based in San Diego purchased the land at a bankruptcy auction and is currently seeking to develop a 320-acre open pit sand and gravel mining operation on the property.

For Mutsun people, Juristac is the home of a powerful spiritual being known as Kuksui. Juristac translates to “place of the Big Head,” and Big Head dances associated with Kuksui and other healing and renewal ceremonies took place in the area for centuries, often attended by neighboring tribal groups. The entire area now known as Sargent Ranch and previously named Rancho Juristac contains a complex of storied cultural sites and features of spiritual significance.

COMMUNITY ENGAGEMENT: Inform

This report serves to inform the community of the potential resolution in support of preserving Sargent Ranch/Juristac as open space.

ALTERNATIVE ACTIONS:

Not applicable.

PRIOR CITY COUNCIL AND COMMISSION ACTIONS:

None.

FISCAL AND RESOURCE IMPACT:

There is no fiscal impact associated with this action.

CEQA (California Environmental Quality Act):

Not a Project.

This is an administrative activity of governments and will not result in direct or indirect physical changes in the environment.

LINKS/ATTACHMENTS:

1. Juristac Resolution
2. Letters of Support (web link)

RESOLUTION NO. 20-XXX**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORGAN HILL IN SUPPORT OF THE PRESERVATION OF SARGENT RANCH/JURISTAC AS OPEN SPACE**

WHEREAS, the lands now populated by the City of Morgan Hill are within the ancestral homeland of Mutsun-speaking indigenous people; and

WHEREAS, Mutsun descendants, today represented by the Amah Mutsun Tribal Band, are working diligently to restore their indigenous practices, regain stewardship of their lands, and heal from historical trauma; and

WHEREAS, the Debt Acquisition Company of America, doing business as Sargent Ranch Management Company, has applied to the County of Santa Clara for a conditional use permit for a proposed sand and gravel mining operation with aggregate processing facilities on approximately 320 acres of Sargent Ranch, an area known as *Juristac* to the Amah Mutsun; and

WHEREAS, Juristac is the location of numerous ceremonial and sacred sites, comprising a landscape of immense historical, cultural and spiritual importance to the Amah Mutsun Tribal Band; and

WHEREAS the Amah Mutsun maintain that the proposed mining pits, overburden piles, roads, and processing facilities would irreparably harm Mutsun cultural resources, landscape features, and the spiritual integrity of Juristac; and

WHEREAS, the Tribal Council of the Amah Mutsun Tribal Band has taken a unanimous stand in opposition to the Sargent Quarry Project and is seeking the support of the citizens of Santa Clara County in efforts to protect their sacred grounds; and

WHEREAS, Sargent Ranch/Sargent Hills is an open space area of unique regional significance as recognized by the Santa Clara Valley Habitat Agency, the Santa Clara Valley Open Space Authority, and regional conservation organizations; and

WHEREAS, Sargent Ranch is identified in the Santa Clara Valley Habitat Plan and in regional habitat connectivity studies as a critical landscape linkage between the Santa Cruz Mountains and Gabilan Mountains; and

WHEREAS, it is the policy of the City of Morgan Hill as outlined in the 2035 General Plan to work towards preservation of open space areas in the South County [NRE-1.4] in coordination with Santa Clara County [NRE-1.5]; and

WHEREAS, priorities of the City Council of the City of Morgan Hill include preserving our community history, enhancing diversity and inclusiveness, protecting the environment, and advancing regional initiatives; and

WHEREAS, the City Council of the City of Morgan Hill supports the rights of indigenous peoples to maintain and protect their religious and cultural sites, as enshrined in the UN Declaration on the Rights of Indigenous Peoples; and

WHEREAS, the City Council of the City of Morgan Hill is committed to taking seriously the needs and perspectives of members of our community who have historically been disenfranchised;

BE IT FURTHER RESOLVED that the City Council of the City of Morgan Hill urges the County of Santa Clara to deny approval of a conditional use permit for the proposed Sargent Quarry Project.

PASSED AND ADOPTED by the City Council of the City of Morgan Hill at its meeting held on this 15th day of January 2020 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

COUNCIL MEMBERS:

COUNCIL MEMBERS:

COUNCIL MEMBERS:

COUNCIL MEMBERS:

DATE: _____

RICH CONSTANTINE, MAYOR

∞ **CERTIFICATION** ∞

I, **Irma Torrez, City Clerk of the City of Morgan Hill, California**, do hereby certify that the foregoing is a true and correct copy of Resolution No. _____, adopted by the City Council at the meeting held on January 15, 2020.

WITNESS MY HAND AND THE SEAL OF THE CITY OF MORGAN HILL.

DATE: _____

Irma Torrez, CITY CLERK



CITY COUNCIL STAFF REPORT

MEETING DATE: January 15, 2020

PREPARED BY: Maureen Tobin, Communications and Engagement Director
APPROVED BY: City Manager

RECEIVE REPORT AND ADOPT RESOLUTION PROMOTING OUTREACH ACTIVITIES AND PARTICIPATION IN THE CENSUS 2020 UPDATE

RECOMMENDATION(S)

1. Receive Report; and
2. Adopt resolution promoting outreach activities and participation in the 2020 decennial census.

COUNCIL PRIORITIES, GOALS & STRATEGIES

Ongoing Priorities

Supporting Our Youth
Seniors
and Entire Community
Preserving and Cultivating Public Trust
Enhancing Diversity and Inclusiveness
Advancing Regional Initiatives

2019 Strategic Priorities

Community Engagement and Messaging

REPORT NARRATIVE:

Background

Once every decade, the federal government conducts a census of the entire population to count everyone in the United States and record basic information about them. Our nation's founders believed this data was so important that they mandated the decennial census in the Constitution. The census is much more than just a head count though. It provides a picture of our nation that helps determine where to build new schools, hospitals, and businesses; how federal funding is distributed; how congressional seats are apportioned; and redistricting of city, county, state, and federal political boundaries. It also helps us see how our communities have changed over time. That is why an accurate count is so important. The Census Bureau website offers several resources explaining the details about the census and why it is so important. An excellent reference that is simple and informative is [The Census at a Glance](#).

Officially, Census Day is April 1, 2020 but most people will be able to respond online, by phone or by mail from March 12 – April 30, 2020. Those who are unable to complete the census by April 30 can expect a Census Bureau worker to visit between May 2020 through July 2020.

The Census and Morgan Hill

Although the City of Morgan Hill does not directly receive funding based on the census count, it is still very important for the City to actively be involved in supporting the census and an accurate, complete count in Morgan Hill and South County. As such, both the Communications and Engagement Director and the Housing Manager have been participating on countywide census committees since early 2019.

Additionally, Morgan Hill has applied for three grants to support efforts to accurately and completely count the “hard to count” populations in our community and South County. Morgan Hill was unsuccessful in obtaining the first two grants we applied for. However, we just learned that we will be awarded \$34,000 from the Silicon Valley Community Foundation 2020 Census grant. These funds will be used for focused effort to count Morgan Hill’s homeless, Latinos, renters, seniors, African Americans, and children under the age of 5. The details of our plans provided for with the grant funding are still being finalized, but will include working with local non-profits, the faith based community, affordable apartment complex resource coordinators and managers, property management companies, day care and preschool providers, mobile home park managers, RV park managers, and local farmers, in order to provide the most accurate count possible in Morgan Hill. Other efforts may include canvassing door to door at apartment complexes, flyer distribution City Wide, a possible kiosk at City Hall and/or other City facilities, and flyer and meetings at local businesses, including laundromats.

Census Timeline

- **September 2018**—The Census Bureau’s recruitment Web site went live: <https://2020census.gov/en/jobs.html>. For each decennial census, the Census Bureau begins recruiting thousands of paid census takers to help ensure a complete and accurate count.
- **April 2019**—The 2020 Census Web site went live: <https://2020census.gov/>. This site is be available in multiple languages and provides downloadable materials, answers to frequently asked questions, and more information about how individuals and organizations can help spread the word about the 2020 Census.
- **August 2019:** New Statistics in Schools classroom activities became available online: <https://www.census.gov/programs-surveys/sis.html> The Statistics in Schools program provides resources for teaching and learning with real-life data.
- **January 2020:** The first enumeration of the 2020 Census takes place in Toksook Bay, Alaska. Local census takers must get a head start while the frozen ground allows easier access to remote areas with unique accessibility challenges.
- **March 2020:** The public can begin responding to the 2020 Census online at <https://2020census.gov/en.html>. Replying by mail or phone will also be an option.
- **April 2020:** Census Day on April 1.
- **May 2020 through July 2020:** Census takers go door to door to count people

who have not responded to the 2020 Census. Census takers are Census Bureau employees and will provide proof that they are official government personnel.

- **December 31, 2020:** By this date, as required by law, the Census Bureau reports to the President of the United States the population count and the apportionment of seats in the U.S. House of Representatives to each state.
- **Early 2021:** Initial 2020 Census data made available to the public on census.gov

Census Jobs

The Census has been recruiting for census related jobs since the fall of 2018. Many jobs are available immediately. The City of Morgan Hill has been sharing these opportunities through our various communication channels for the past year and will continue to do so. <https://2020census.gov/en/jobs.html>

Census Resources

- Flyers in [English \(PDF\)](#) and [Spanish \(PDF\)](#)
- [United Way Bay Area](#) is serving as an area community-based organization with a wealth of information for counties in the Bay Area including the [County of Santa Clara](#).
- The [United States Census Bureau](#) is leading the effort that will ultimately be coordinated at national, regional, state, county, and local levels.

COMMUNITY ENGAGEMENT: Inform and Collaborate

The community engagement will include informing the community about the 2020 census and encouraging participation by all. This will be accomplished through sharing information through our usual communication channels, including:

- City website <https://www.morgan-hill.ca.gov/1941/Census-2020>
- Eblasts to community, including regular information in the Weekly 411
- Social media including Facebook, Twitter, and Instagram
- Nextdoor
- Distribution of collateral materials provided by the County of Santa Clara/United Way

Additionally, with the grant funding provided through the Silicon Valley Community Foundation, we will collaborate with community members and local community-based organizations in focused outreach to allow for the accurate and complete counting of our “hard to count” population.

PRIOR CITY COUNCIL AND COMMISSION ACTIONS:

None.

FISCAL AND RESOURCE IMPACT:

The City has been awarded a \$34,000 grant from the Silicon Valley Community Foundation 2020 Census. These funds will be deposited and expended from the Housing Fund (236). Sufficient budgetary appropriations exist in the adopted budget to accommodate the additional grant related expenditures.

Additionally, staff time in relation to limited outreach and communication regarding the 2020 census is incorporated into the current Communications and Engagement budget, including some limited part-time temporary hours.

CEQA (California Environmental Quality Act):

Not a Project. Organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.

LINKS/ATTACHMENTS:

1. Resolution City Council Census 2020
2. The Census At A Glance Reference Material
3. 2020 Census Jobs website
4. United States Census Bureau Website
5. Statistics in Schools Website
6. English Census Flyer
7. Spanish Census Flyer
8. United Way Bay Area Census Website
9. County of Santa Clara Census Website
10. City of Morgan Hill Census Website
11. Census 2020 Presentation

RESOLUTION NO.**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORGAN HILL TO PROMOTE OUTREACH ACTIVITIES AND PARTICIPATION IN THE 2020 DECENNIAL CENSUS**

WHEREAS, the United States Census Bureau is required by Article 1, Section 2 of the United States Constitution to conduct a complete and accurate count of every resident in the nation every ten years; and

WHEREAS, Census data is used to distribute billions of dollars in federal funding to local communities and to determine the number of seats California has in the United States House of Representatives, both of which are critical to state and local government; and

WHEREAS, a significant amount of work is required in order to achieve full participation in the 2020 United States Census, especially in California which has one of the highest hard to count populations in the nation; and

WHEREAS, recognizing these challenges, leaders in our state have made a significant commitment to Census 2020 outreach and communication efforts by investing toward strategies and activities that will help ensure an accurate and successful count in California; and

WHEREAS, the City of Morgan Hill, in partnership with the State of California, County of Santa Clara, other local governments, businesses, and community organizations, is committed to ensuring every resident in the County and City are counted.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Morgan Hill that the City will promote participation in the 2020 United States Census and will encourage local businesses and community-based organizations to do the same.

PASSED AND ADOPTED by the City Council of the City of Morgan Hill at the meeting held on this 15th day of January 2020 by the following vote:

AYES:	COUNCIL MEMBERS:
NOES:	COUNCIL MEMBERS:
ABSTAIN:	COUNCIL MEMBERS:
ABSENT:	COUNCIL MEMBERS:

DATE: _____

Rich Constantine, MAYOR

Attachment: Resolution City Council Census 2020 [Revision 3] (2621 : Census 2020 Update)

∞ CERTIFICATION ∞

I, Irma Torrez, City Clerk of the City of Morgan Hill, California, do hereby certify that the foregoing is a true and correct copy of Resolution No. XXXX, adopted by the City Council at the meeting held on January 15, 2020.

WITNESS MY HAND AND THE SEAL OF THE CITY OF MORGAN HILL.

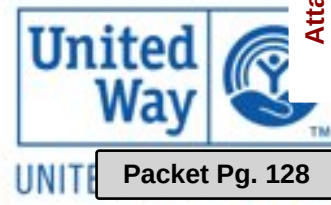
DATE: _____

Irma Torrez, CITY CLERK

Attachment: Resolution City Council Census 2020 [Revision 3] (2621 : Census 2020 Update)

Census 2020

Ensuring Funding and Representation for Our Communities





Take the census April 2020

Households will receive a mailed invitation to complete the census online or by phone. You will also be able to respond in person at a Questionnaire Assistance Center located in your community.



Text **COUNT** to **415-340-7170** to receive information and updates from Bay Area Counts 2020.



Your response matters

Census data is used to make sure government resources are allocated fairly and that everyone is represented equally in our political system. Your response brings funding for schools, highways healthcare, social services, and housing in your community.



Text **COUNT** to **415-340-7170** to receive information and updates from Bay Area Counts 2020.



Everyone counts

Every person living in your residence should be counted regardless of their age, immigration status, or criminal history. Each household should submit one census response that includes all family and non-family members, such as roommates.

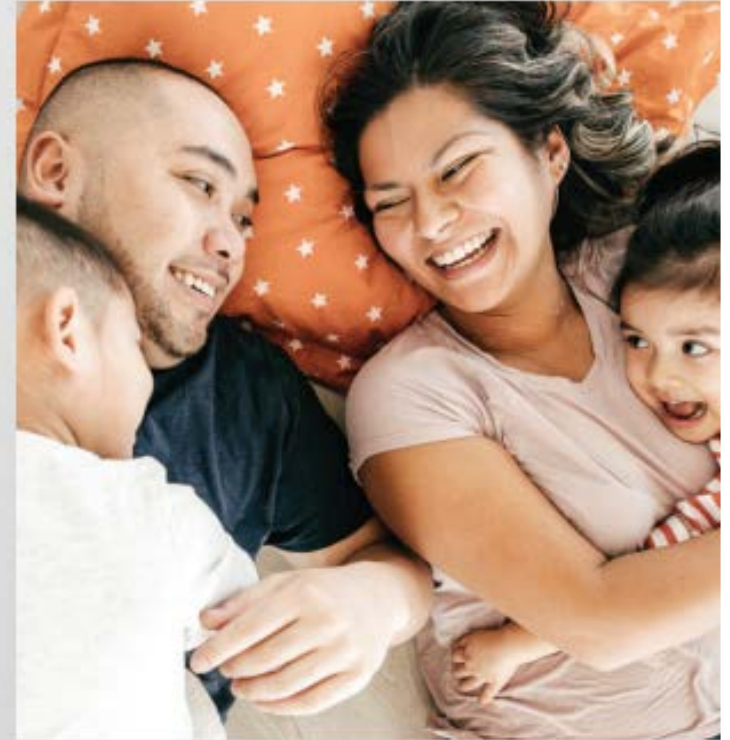


Text **COUNT** to **415-340-7170** to receive information and updates from Bay Area Counts 2020.



Census data is 100% confidential

By law, your information cannot be shared with immigration, law enforcement, or social service agencies and can ONLY be used to produce anonymous statistics. The census will NOT ask about your citizenship or immigration status.



Text **COUNT** to **415-340-7170** to receive information and updates from Bay Area Counts 2020.

BE COUNTED IN THE 2020 CENSUS. WHEN YOU RESPOND, EVERYONE BENEFITS.



When you respond, you ensure funding for your community, education, roads, health care, social services & housing.



Answer confidentially online, by phone or by mail starting March 2020.

For more information, text COUNT to 415-340-7170*
or visit uwba.org/census

*Message and data rates may apply. Text EXIT to no longer receive messages.



From: [D. Muirhead](#)
To: [Michelle Bigelow](#); [Angie Gonzalez](#)
Subject: comment Morgan Hill City Council Meeting January 15, 2020 Item #6: SB 743 (LOS to VMT)
Date: Monday, January 13, 2020 9:08:02 AM

Dear Morgan Hill City Council,

Comments for:

Morgan Hill City Council

Meeting January 15, 2020

Item #6: Professional Services for SB 743 (transition from LOS to VMT)

Highlights of comment:

- Staff report lacks VTA foundational material, especially the estimation tool.
- Who defines "aspiration" for the Morgan Hill transportation system.
- Multimodal transportation networks are not just the realm of the development community.

The staff report notes that City staff from Long Range Planning and Land Development Engineering have been participating since March 2018 in a countywide collaboration with other cities in Santa Clara County and the Valley Transportation Authority (VTA) on the transition from LOS to VMT. The staff report would have been more informative had it included what foundational material had been developed by the VTA working group on behalf of the Congestion Management Member Agencies.

For example, the consultant is expected to review assumptions about the Valley Transportation Authority's (VTA) vehicle miles traveled (VMT) estimation tool [Task 1] and review VMT analysis tools [Task 3].

As part of VTA's role as the Congestion Management Agency, you were assessed an additional fee to fund the VTA VMT estimation tool.

Who are the people who know what "type of transportation system Morgan Hill aspires to create over the coming decades"? [Task 4]
What are the source materials?

In addition to measuring the amount and distance people drive by motorized vehicle to a destination, SB 743 also considers the effects of the project on transit, bicycle and pedestrian modes, and the safety of all travelers.

This will promote the development of multimodal transportation networks (i.e., networks that serve a variety of users including pedestrians, bicyclists, transit riders and drivers) and diversity of land uses.

So I suggest that

COMMUNITY ENGAGEMENT: ... A separate engagement process will be planned for the LOS-to-VMT transition with the development community. needs to be broadened to include users of the multimodal networks.

Thank you for your consideration,

Doug Muirhead, Morgan Hill pedestrian and bicyclist

WARNING: This message is from an external user. Confidential information such as social security numbers, credit card numbers, bank routing numbers, gift card numbers, wire transfer information and other personally identifiable information should not be transmitted to this user. For question, please contact the Morgan Hill IT Department by opening a new helpdesk request online or call 408-909-0055.



January 14, 2020

Sent via email

Rich Constantine, Mayor, and
City Councilmembers,
City of Morgan Hill
Council Chamber Building
17555 Peak Avenue,
Morgan Hill, CA 95037
rich.constantine@morganhill.ca.gov;
larry.carr@morganhill.ca.gov;
yvonne.martinezbeltran@morganhill.ca.gov;
rene.spring@morganhill.ca.gov;
john.mckay@morganhill.ca.gov;

Re: Letter In Support of City of Morgan Hill's Resolution Supporting the Preservation of Juristac As Open Space

Dear Mayor Constantine and members of the City of Morgan Hill City Council:

The Center for Biological Diversity (the "Center") submits this letter in support of the City of Morgan Hill's proposed Resolution Supporting the Preservation of Juristac As Open Space (Agenda Item No. 13 on the Council's Agenda for its January 15, 2020 public meeting) ("Juristac Resolution").

The Center is a non-profit, public interest environmental organization dedicated to the protection of native species and their habitats through science, policy, and environmental law. The Center has over 68,000 members and online activists throughout California and the United States. The Center has worked for many years to protect imperiled plants and wildlife, open space, air and water quality, and overall quality of life for people in the region surrounding Juristac.

The Center applauds the foresight and leadership of the City of Morgan Hill in considering the Juristac Resolution. The site has great cultural significance to the Amah Mutsun Tribal Band. In addition, Juristac's undisturbed grasslands, oak and riparian woodlands, streams, and wetlands provide habitat for thousands of plant and animal species. These beautiful lands are home to federally endangered and threatened wildlife, including iconic state species like the California tiger salamander, the California red-legged frog, and the California condor.

The Juristac area is also an important corridor for regional wildlife movement. Animals need to be able to move and venture to different habitats to find food, shelter and mates. Roads and development can box in and isolate subpopulations, and threaten their survival. For example, loss of habitat corridors for mountain lion populations in the Santa Cruz Mountains has led to dangerous levels of inbreeding and low genetic diversity. Mountain lions in the area are now vulnerable to extinction. But Juristac provides hope. The area provides crucial connectivity for wildlife movement between the Santa Cruz Mountains and the Diablo Range. We can't allow further habitat loss and fragmentation in this important linkage. We must preserve California's unique habitats, animals, and plants while respecting the historical and spiritual significance of places like Juristac.

The Center stands with Chairman Lopez and the Amah Mutsun Tribe to protect their traditional lands and urges the City of Morgan Hill City Council to adopt the proposed Juristac Resolution at its January 15, 2020 meeting.

Sincerely,



Peter Broderick,
Staff Attorney
Center for Biological Diversity
1212 Broadway, Suite #800
Oakland, CA 94612
Tel: (510) 844-7100
pbroderick@biologicaldiversity.org

STATE CAPITOL
P.O. BOX 942849
SACRAMENTO, CA 94249-0027
(916) 319-2027
FAX (916) 319-2127

DISTRICT OFFICE
100 PASEO DE SAN ANTONIO, SUITE 319
SAN JOSE, CA 95113
(408) 277-1220
FAX (408) 277-1036

E-MAIL
Assemblymember.Kalra@assembly.ca.gov

Assembly California Legislature



ASH KALRA
ASSEMBLYMEMBER, TWENTY-SEVENTH DISTRICT

COMMITTEES
CHAIR: LABOR AND EMPLOYMENT
AGING AND LONG-TERM CARE
EDUCATION
JUDICIARY
WATER, PARKS, AND WILDLIFE

Item # 13

AGENDA DATE: 01/15/2020
SUPPLEMENT # 2

January 14, 2020

Morgan Hill Mayor and City Council
17555 Peak Avenue
Morgan Hill, CA 95037

RE: Item 13 - Consider resolution in support of preservation of Sargent Ranch/Juristac as open space

Dear Mayor Constantine and Councilmembers,

As a longtime advocate for preserving open space and tribal land, I respectfully urge you to vote in support of a resolution that preserves Sargent Ranch/Juristac and oppose any proposal for a sand and gravel mine operation. Although this project is outside of your jurisdiction, as it is for me, I think we can all agree that preserving our few remaining open spaces should be a priority for all elected officials in the County of Santa Clara. As public servants, we must take a stand together to protect our environment, wildlife, and indigenous land.

For thousands of years, the Amah Mutsun Tribal Band has held spiritual ceremonies on this 6,500-acre open space. This piece of land is also a critical landscape linkage between the Santa Cruz Mountains and Gabilan Mountains. Sand and gravel mining will not only tremendously disturb sacred indigenous land, but also detrimentally affect the migration corridor for mountain lions, badgers, and other wildlife.

Let us stand together to preserve our open space, indigenous land, and wildlife corridors by opposing the proposed sand and gravel mine project. Thank you for your consideration.

Sincerely,

A handwritten signature in blue ink that reads "Ash Kalra".

ASH KALRA

Craig K. Breon
Conservation Consulting

Tuesday, January 14, 2020

Mayor Rich Constantine and City Council Members
City of Morgan Hill
17575 Peak Avenue
Morgan Hill, California 95037

Re: Sargent Ranch Resolution

Dear Mayor Constantine and Council Members,

I understand that you will be considering a resolution regarding Sargent Ranch at your meeting of January 15. As I have a past and current history with this beautiful piece of land, I thought I might be able to provide some perspective. **At this point, I urge the Council not to pass such a resolution.**

Background and Disclaimer

From 1994 until 2005, I worked for the Santa Clara Valley Audubon Society---initially as their first Environmental Advocate, and then as their first Executive Director. Thus, I was one of the leaders in opposing previous development proposals at Sargent Ranch. In this opposition, I worked with the other conservation organizations in the region and with Valentine Lopez and other descendants of the Mutson people.

I am currently working on contract to the owners of Sargent Ranch. I was hired to act as an advisor with a strong conservation ethic and experience with the site that could provide a critique from the inside, as well as to act as a liaison to the environmental community in the region. I took on this role after learning that the owners wanted to develop the quarry on less than 10% of the land while preserving more than 90% of the land by, ideally, selling that portion to one or more conservation entities. Secondly, I was told that having a local sand source for cement and other uses could reduce the greenhouse gas footprint of those products overall, as most sand used in the South Bay is currently mined in either British Columbia or Mexico and then shipped to the Port of Redwood City for distribution.

There is a clause in my contract specifically stating that I do not have to support the Sargent Ranch proposal. The owners cannot require me to support the project publicly or to speak or write in its favor. This letter was my idea and I am writing it without direction as to content from my clients.

I have not yet decided whether to support the project—and have clearly communicated this to my clients. I have some concerns (also communicated to my clients and to some individuals in the conservation community), and likely only after reading the Environmental Impact Report and the comments afterwards will I make my determination.

Delaying a Decision

As I have determined not to make a decision regarding the Sargent Ranch proposal until I have seen the County's environmental documentation, Cultural Resources Report, and arguments for and against, I would urge you to do the same. That decision now would simply be premature. If, after a more thorough review, the Morgan Hill Council wishes to weigh in on the proposal—for or against—I would support you in doing so.

The Name Juristac

Opponents of the Sargent Ranch proposal are using the name Juristac as if it described a specific place (now Sargent Ranch) that had been in existence for generations, perhaps centuries. I question this, based on the historical records we have.

The name Juristac (or other spellings) is certainly in the historical record. It was a village site occupied by some people of the tribe more broadly known as the Unijamia (according to Spanish mission records). Most of these people were nomadic, moving and mixing their villages regularly. Juristac the village appears to have been located along what is now Highway 101, on or near what is now Sargent Ranch and the confluence of the Pajaro and San Benito Rivers. It was most likely a temporary village sometime between the years 1790 and 1810. I've found nothing in the historical record stating that Sargent Ranch was the location of the Big Head dances associated with the spiritual being Kuksui (taking some language here directly from claims made on the "Protect Juristac" website).

As I mentioned above, I opposed the Sargent Ranch development proposal(s) introduced in the 1990's and 2000's. I had several occasions to talk to Val Lopez, who worked with the conservation community to successfully defeat previous proposals on the site.

Thus, it came as a surprise for me to first hear the name Juristac broadly applied to Sargent Ranch only recently. While Mr. Lopez certainly said to us that the Sargent Ranch area was important to his people—as are other lands in Santa Clara and other counties—he never used the name Juristac to me.

I have gone back to research my old files on Sargent Ranch (I found approximately a dozen), and nowhere in my notes of meetings, letters, newspaper articles, or other

communications does the name Juristac appear. I am attaching two pieces from what I found in my files: 1) a Mercury newspaper article from 2001 (with a quote from me); and 2) a letter from 2003 opposing a General Plan Amendment for Sargent Ranch, signed onto by Committee for Green Foothills, Greenbelt Alliance, the Sierra Club, and the Santa Clara Valley Audubon Society. As with my other files, neither of these archived sources mentions the name Juristac.

Most likely, if Juristac were a term used by generations of the Mutson people to describe the Sargent Ranch lands, I would have heard of it at least by 2003. Being accomplished conservationists, others and I would have realized the value of such a place name and used it in our previous campaign(s). It simply sounds better to form a campaign around the rallying cry "Save Juristac" than it does "Stop the Sargent Ranch Quarry and Land Conservation Project."

The Boundaries of Juristac

The boundaries of what is now called Juristac appear to be wholly lacking. When I worked to defeat or modify the Boulder Ridge Golf Course proposal in San Jose, there were rock outcroppings on the site with Native American petroglyphs. These were clearly an indication that the outcroppings had historic preservation value, and in fact the developer of the golf course was required to protect the outcroppings as part of their project approval.

The situation at Sargent Ranch seems wholly different. I have not yet read the Cultural Resources Report associated with the quarry and land conservation proposal. However, it is my understanding that no clearly identifiable areas of importance to native culture have been found to date: no burial sites, no former village sites, no refuse sites, no pottery or tools (I do not know if the Mutson people used pottery), no rock art. The picture of bedrock mortars (used for grinding acorns) found on the "Protect Juristac" website notes that it comes from the "Sargent Hills area." It is not from Sargent Ranch. To my knowledge, no bedrock mortars have been found on Sargent Ranch.

This raises the question, "Where exactly is Juristac? What are its boundaries?"

We do know that Val Lopez has opposed a lot line adjustment proposal for the Castro Ranch, adjacent and to the north of Sargent Ranch. Is the Castro Ranch part of Juristac? Val Lopez is also opposing the Pacheco Reservoir Expansion Project, miles to the Northeast of Sargent Ranch. Are the lands proposed to be submerged by that project part of Juristac?

As a conservationist, I would love it if the boundaries of Juristac or other culturally important sites covered as much of Southern Santa Clara County as possible—perhaps including lands proposed for development by Gilroy or Morgan Hill. I doubt Mr. Lopez and his fellow Mutson descendents would claim that, but to date and to the best of my knowledge, they have not described any boundaries for

Juristac. The County has defaulted to say that the boundaries are, for now, the property lines of Sargent Ranch. Surely, this a boundary made from whole cloth.

If representatives of the Mutson people are present at your Council meeting, I urge you to ask them the following, "Is Juristac just a portion of Sargent Ranch? Is it (unbelievably) the exact property lines of Sargent Ranch? Or does Juristac encompass a much larger area?"

The Land Conservation Deal

Some representatives of the conservation community have said that the owners of Sargent Ranch were made an offer to purchase and preserve the entirety of the property, and the owners turned that offer down. This is technically true. However, I want to provide some background.

It is my understanding that the owners of Sargent Ranch entered into serious negotiations with the Peninsula Open Space Trust (POST), The Nature Conservancy (TNC) and other land conservation entities with the express goal of selling all of Sargent Ranch **except for that area that would be used for the quarry project**. This limitation was clearly expressed from the beginning. When an offer was finally made by the conservation organizations, it was surprisingly for the entirety of Sargent Ranch, including the proposed quarry lands. Thus, the offer was rejected.

Conclusion

Thank you for taking the time to read this letter. I hope it clarified some points and raised some important questions. Again, I urge you not to take a position on the Sargent Ranch quarry and land conservation project at this time.

Sincerely,

Craig K. Breon

[Image]

San Jose Mercury News (CA)

COUNTY UNLIKELY TO APPROVE RANCH PLAN DEVELOPER PROPOSES GOLF COURSES, HOMES ON RURAL 5,200 ACRES

June 5, 2001

Section: Local

Edition: Morning Final

Page: 1B

MICHELLE GUIDO, Mercury News

Illustration: Map

Santa Clara County supervisors are poised to end a land-use debate before it begins. They are expected to reject even the notion of building two golf courses and a cluster of luxury homes on ranch land in the southern end of the county.

The land in question is Sargent Ranch -- 5,200 acres in the Santa Cruz Mountains west of Highway 101 at the southern tip of the county. It is zoned for ranch land and large-scale agriculture, which means the county general plan prohibits the kind of development proposed. Environmentalists and some supervisors believe opening a door to a project like that would set a dangerous precedent for county ranch lands. Wayne Pierce, the Pleasant Hill developer who opened the Golf Club at Roddy Ranch near Antioch last year, now controls the Sargent Ranch property, and he hopes to build two golf courses and 137 luxury homes on the site. He also proposes that 4,300 acres be kept free from development as private open space.

Today, he'll find out if the supervisors will accept his application to change the county general plan -- a necessary step to change the designation from ranch land to hillside zoning, under which development of that sort is allowed. He's likely to be disappointed.

Last week, county staff members recommended against accepting the application, and preservationists have been lobbying board members to follow that recommendation and refuse the Pierce application.

It appears the votes are there to kill the issue. Some of the supervisors and members of the county staff fear that if the Pierce proposal is heard, others will follow.

Just to the north of Sargent Ranch, owners of the 13,000-acre Castro Valley Ranch wait to see how supervisors act on today's proposal.

Supervisor Don Gage, who represents the southern end of the county where Sargent Ranch is located, said he's undecided about how he will vote today. But he said Monday that he has some serious concerns about the proposal.

'I've got 300,000-plus acres of ranch land in my district,' Gage said. 'Once you allow something like this to happen, how do you say no to other projects?'

Norm Matteoni, Pierce's attorney, said he asked supervisors on Monday to put off their decision until he has a chance to respond to the concerns of the county planning staff, which recommended that no changes be made to the general plan.

'My argument is that this won't create any precedent for the remote ranch lands in the county,' Matteoni said. 'This would not be the start of the erosion of the ranch lands. We are trying to look at it from the standpoint of dealing with the unique circumstances of this ranch and only this ranch.'

Matteoni stressed that most of the county's ranch land is located on the eastern slopes of Mount Hamilton and is so remote and steep that it would not be feasible to develop those properties.

Preservationists disagree, saying that once land is designated as something other than ranch land, its value increases exponentially.

'If this county entertains this concept of changing the zoning, we would expect a lot of developers in the region would start speculating in ranch lands,' said Craig Breon of the Santa Clara Valley Audubon Society, which is opposed to Pierce's plan. 'The Sargent Ranch people don't have the votes, and they want two more months to stir up a greater lobbying force.'

When there's a major proposal to change the general plan, the county supervisors vote on whether to even consider the application. That prevents developers from spending hundreds of thousands on environmental impact reports when there's no chance of ultimate approval.

In the early 1990s, before Pierce controlled Sargent Ranch, another proposal for the same piece of land was rejected by the supervisors. But that one included much more dense development, including hundreds of homes, schools, commercial development and a golf course.

Under Pierce's plan, one golf course near the highway would be public. A more challenging course nestled among ridges would be semi-public.

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COMMITTEE FOR
GREEN FOOTHILLS

SIERRA
CLUB

January 29, 2003

Chairperson Blanca Alvarado and Board of Supervisors
County of Santa Clara
70 West Hedding Street
San Jose, CA 95110

RE: Sargent Ranch General Plan Amendment (File #7720-75-7-00GP)

Dear Chairperson Alvarado and Members of the Board,

It has come to our attention that Wayne Pierce, on behalf of Sargent Ranch LLP, has expressed renewed interest in building a luxury-home and golf course complex in the County unincorporated lands of Sargent Ranch, located in the Santa Cruz Mountains southwest of Gilroy. On December 16, 2002, Mr. Pierce's representatives pitched their development proposal to the Gilroy City Council, despite the fact that this very same proposal was withdrawn from Board consideration in June, 2001 for lack of support.

This development would undermine the long standing goal of Santa Clara County to direct growth into existing urban areas, and would directly challenge the policies put in place to achieve that goal. The developer asks for a General Plan Amendment to change the land use designation from "Ranchlands" and "Agricultural Large-Scale" to "Hillsides" [File #7720-75-7-00GP]. Such a change to the General Plan would set a dangerous county- wide precedent. Rather than contribute to this erosion of the County's long standing goals and policies, we urge you to uphold the County's land use policies as laid out in the General Plan, and resist developers' arguments for piecemeal exceptions.

I. Policy Background

As far back as the early 1970s, the County and cities recognized the mistakes of uncoordinated, sprawling development that took place in the 1950s and 1960s. Since 1973, the policy of the County has been that new urban development should occur *within* cities (General Plan at B-3). Furthermore, according to the General Plan the County is obligated *not* to allow urban development in unincorporated lands outside existing Urban Service Areas (General Plan at A-4). These fundamental policy directives form the foundation for specific policies and guidelines adopted by the County, cities, and LAFCO to plan for responsible development. Development on the hillsides of Sargent Ranch would undermine these longstanding growth principles by

permitting sprawl development in a region of the County that is well removed from any urbanized area.

II. Setting a Dangerous Precedent

Sargent Ranch is at the southern terminus of the County, outside of any city's Urban Service Area (USA). Therefore, urban development on Sargent Ranch would set a dangerous precedent for development of other lands outside USAs - if urban development can happen on Sargent Ranch, why not on remote ranches throughout the county? This would be a regrettable return to pre-1973 patterns of development.

While Santa Clara County has a long standing tradition of city-centered growth, a number of development debates continue in Santa Clara County lands and in the County's cities. For example:

- **Gilroy General Plan Controversy:** The City of Gilroy's recent General Plan Update designated approximately 660 acres of County farmland east of Highway 101 for campus industrial development. This designation was pushed through despite vigorous opposition from the community and the fact that Gilroy has ample development potential within the existing city limits. The debate over "the 660" will be heard at LAFCO in the near future when the commission is asked to approve Gilroy's 20-year planning boundary.
- **Coyote Valley:** Last year, the City of San Jose launched its specific planning process for Coyote Valley. San Jose wishes to put roughly 50,000 jobs and 25,000 housing units in north and mid Coyote Valley. While the City has indicated that it is willing to consider smart growth alternatives for Coyote Valley's development, there is certain to be substantial pressure from developers and others promoting sprawl style development.
- **Morgan Hill Urban Limit Line Study:** Speculators are eyeing the lands just outside Morgan Hill's city council approved Urban Limit Line on the assumption that these lands will be available for development once the ULL expires in 2010. This speculative pressure has led Morgan Hill to launch a task force to study the city's growth boundary. This process will certainly lead to a community debate about Morgan Hill's future growth.

Approval of development at Sargent Ranch would send the wrong message to these other debates by sending a clear signal that even the farthest reaches of County lands are open to speculative development. By not approving the General Plan change this development would require, the County will be preserving this property as a ranch for the near future, and upholding the integrity of County planning principles in the long run. We support long-range conservation strategies that will ensure that these pristine lands remain in ranching or conservation uses, as has been successfully achieved with other ranches in the South County region.

For the reasons outlined above, Greenbelt Alliance, Santa Clara Valley Audubon Society, Committee for Green Foothills, and Sierra Club Loma Prieta Chapter urge you to reject the Sargent Ranch development proposal should it be presented for your consideration. We ask you to

continue to uphold the County's longstanding policies to promote growth within existing urban service areas.

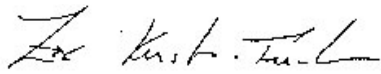
Sincerely,



Jessica Fitchen
South Bay Field Representative
Greenbelt Alliance



Craig Breon
Executive Director
Santa Clara Valley Audubon Society



Zoe Kersteen-Tucker
Executive Director
Committee for Green Foothills



Rafael Reyes
Chapter Chair
Sierra Club - Loma Prieta

Cc: Office of Planning, Santa Clara County
City Council, City of Gilroy

Greenbelt Alliance

631 Howard Street, Suite 510 San Francisco, CA 94105
415.543.6771 phone | 415.543.6781 fax | info@greenbelt.org | www.greenbelt.org
South Bay Field Office: 408.983.0856 | jfitchen@greenbelt.org



January 14, 2020

Morgan Hill City Council
17575 Peak Avenue
Morgan Hill, CA 95037

Re: Resolution In Support Of Preservation Of Sargent Ranch/Juristac As Open Space

Dear Mayor Constantine and City Councilmembers,

Committee for Green Foothills, Sierra Club Loma Prieta Chapter, Santa Clara Valley Audubon Society, California Native Plant Society Santa Clara Valley Chapter, and Greenbelt Alliance respectfully request that the Council approve the Resolution In Support Of Preservation Of Sargent Ranch/Juristac As Open Space (agenda item 13). Our organizations work to protect open space, wildlife habitat and nature in Santa Clara County. We represent thousands of members in Santa Clara County, including in Morgan Hill.

The area known as Juristac or Sargent Ranch is a critical wildlife corridor that links the Santa Cruz Mountains to the Gabilan Range to the south and the Diablo Range to the east. This area has been identified as an important migration route in all habitat connectivity assessments for the region since the year 2000.¹ The Santa Clara Valley Habitat Agency, of which the City of Morgan Hill is a Governing Board Member, recognizes several landscape linkages running through the Sargent Ranch property (see attached map, linkages 12, 18, 19, and 20). The Santa Clara Valley Open Space Authority considers the “Sargent Hills” area to be one of its top 10 conservation focus areas (see attached map, focus area 8).

The impact of the proposed Sargent Ranch sand and gravel mine on Juristac could be severe for species such as mountain lions, which depend on the ability to migrate through this site for healthy population dynamics. Heavy industry such as mining causes disruption to animal movement due not only to the disturbed footprint of the project but also due to the daily noise and heavy vehicle activity, which can drive away sensitive wildlife species and prevent them from utilizing their usual migration routes. Since the proposed sand mine would potentially operate for 30 years or more, the continuing impact on the viability of these animal populations in the Santa Cruz Mountains could be severe and irremediable.

In addition, the Sargent Ranch Quarry could severely impact the local watershed. According to project plans filed with the County of Santa Clara, the quarry pits would excavate the hillsides on both sides of Sargent Creek. This creek is a tributary to the Pajaro River, which is already heavily impacted from runoff and illegal dumping. The Sargent Creek watershed encompasses over 1200 acres and is estimated to provide hundreds of acre-feet of groundwater recharge and runoff. If the pits excavate below the water table, the integrity of the

¹ See, e.g., Penrod K, Hunter R, Merrifield M (2001) **Missing Linkages: Restoring Connectivity to the California Landscape**. South Coast Wildlands Project, Los Angeles; Spencer, W.D., Beier, P., Penrod, K., Parisi, M., Pettler, A., Winters, K., Strittholt, J., Paulman, C. and Rustigian-Romsos, H., 2010, **California Essential Habitat Connectivity Project: A strategy for conserving a connected California**, report prepared for California Department of Transportation and California Department of Fish and Game; Bay Area Open Space Council 2011, **The Conservation Lands Network: San Francisco Bay Area Upland Habitat Goals Project Report**, Berkeley, CA; Penrod, K., Garding, P.E., Paulman, C., Beier, P., Weiss, S., Schaefer, N., Branciforte, R. and Gaffney, K., 2013, **Critical Linkages: Bay Area & Beyond**, produced by Science & Collaboration for Connected Wildlands, Fair Oaks, CA [www.scwildlands.org], in collaboration with the Bay Area Open Space Council's Conservation Lands Network [www.BayAreaLands.org].

Sargent Creek watershed would be affected and its ability to recharge groundwater significantly impaired. Sargent Creek supports a rare stream-dwelling population of California red-legged frogs, a federally listed threatened species, which could be significantly impacted by the disruption, increased sediment, and other impacts to the creek and the watershed.

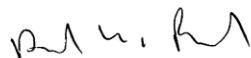
The residents of Morgan Hill stand to potentially feel significant impacts if the Sargent Ranch Quarry is approved by the County. Materials excavated at the Sargent Ranch site will be moved by truck along Highway 101, and the great majority of the destinations for these trucks will be north beyond Morgan Hill. According to the quarry plans on file with the County of Santa Clara, at peak operation there would be hundreds of truck trips each day adding to the existing congestion on Highway 101 through Morgan Hill. As one of the communities closest to the proposed sand mine site, Morgan Hill deserves to be able to weigh in on this upcoming decision by Santa Clara County.

Please approve the Resolution in Support of Preservation of Sargent Ranch/Juristac as Open Space.
Thank you for your attention to these comments.

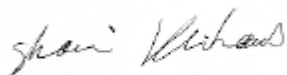
Sincerely,



Alice Kaufman, Legislative Advocacy Director
Committee for Green Foothills



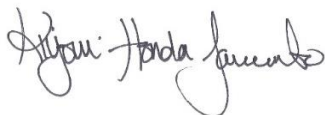
Dave Poeschel, Open Space Committee Chair
Sierra Club Loma Prieta Chapter



Shani Kleinhaus, Environmental Advocate
Santa Clara Valley Audubon Society



Linda Ruthruff, Conservation Chair
California Native Plant Society, Santa Clara Valley Chapter



Kiyomi Yamamoto, South Bay Regional Representative
Greenbelt Alliance

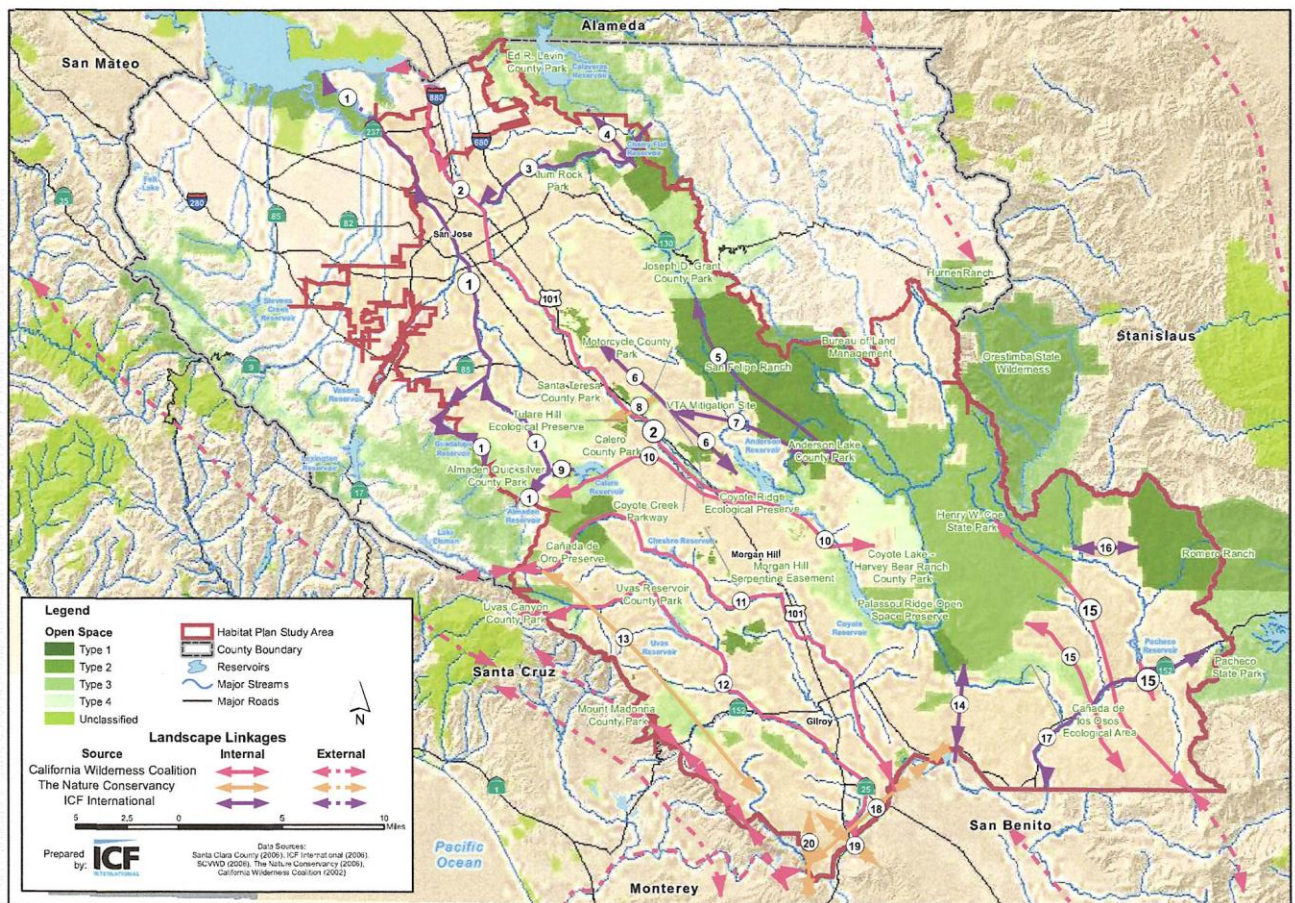
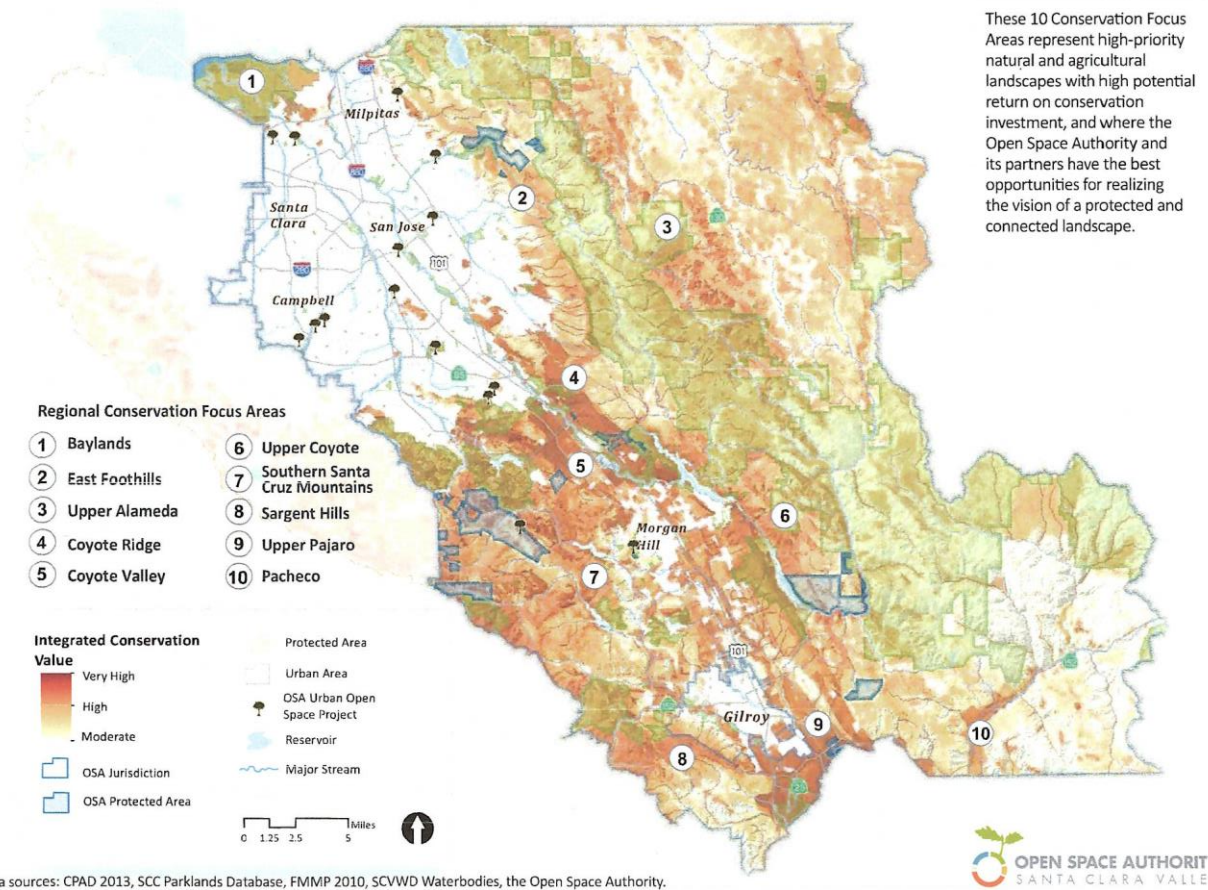


Figure 5-6
Potential Landscape Linkages in and Near the Study Area

Santa Clara Valley Habitat Plan, Figure 5-6, “Habitat Linkages.” <https://scv-habitatagency.org/DocumentCenter/View/98/Figure-5-06-Habitat-Linkages>

Conservation Focus Areas



Santa Clara Valley Open Space Authority, Conservation Focus Areas,
https://www.openspaceauthority.org/system/user_files/Documents/Conservation%20Focus%20Areas.pdf

From: Swanee Edwards <swanee@garlic.com>
Sent: Monday, January 13, 2020 11:28 AM
To: Christina Turner <Christina.Turner@morganhill.ca.gov>
Subject: Sargent Ranch

Item # 13
AGENDA DATE: 01/15/2020
SUPPLEMENT # 6

Ms. Turner,

On Thursday Jan 9, 2020, Ranch Manager Verne Freeman and I toured Sargent Ranch with John Laird. We hope that he can communicate with everyone that the ONLY way to save the Ranch is to allow for the Quarry to be permitted so the investors can be repaid. The quarry is less than 5% of the total of 6,600 acre Ranch.

Val Lopez, has refused the owners offer of acreage and permanent access easements several 10 acre sites within the ranch. They refuse to sit down at the table to work out an agreement. They are not a Federally recognized Tribe, so they are using an emotional approach that is one sided and unfair. We are fighting them with everything we have! This Ranch must be saved and kept in its natural state for our generations to come! The quarry is the only way, and if folks would just stop and think about the situation, I think they would understand.

We are empathetic to the Amah Mutsun, and would like very much to give them land for their Tribe, but when they will NOT come to the table and work out a compromise, that empathy starts to fade. It is approaching a kind of hysteria, unfortunately. They have zero legal rights to the Ranch, and it is unfair to the Investment Company, who wants to place the rest of the Ranch in a Conservation Bank once the quarry is approved. There is absolutely no evidence that the quarry site is any more sacred than other locations on the Ranch.

Why will they not come to the table to work this out with stakeholders?? That is my question to them and the environmentalists.

Megan, can you please make sure that the Board of Supervisors and Rob Eastwood receives a copy of this e-mail and the attachment? The City of Morgan Hill will be taking a look at a Resolution to support the Amah Mutsun claims and may vote to oppose the quarry in favor of the Tribe. Again, the City is considering a Resolution that is very premature and without having all of the facts. I am going

to speak at the Council Meeting to urge them to at least postpone the vote until the DEIR is released and everyone has a chance to present the other side of the story. Thank you so much!!

Ever Onward,

Swanee Edwards

Morgan Hill

-----Original Message-----

From: "Alice Kaufman, Committee for Green Foothills" <info@greenfoothills.org>

Sent: Thursday, January 9, 2020 4:29pm

To: "Andria Ventura" <aventura@cleanwater.org>

Subject: Stand up for open space and Indigenous sacred sites at Juristac



Action Alert: Stand up for open space and Indigenous sacred sites at Juristac

Dear Andria,

On Wednesday, January 15, the Morgan Hill City Council will be voting on a resolution opposing a proposed sand mine on the Amah Mutsun Tribal Band's most sacred grounds, Juristac. [Please come to a rally at 6:00 pm at Morgan Hill City Hall](#), and [email the City Council](#) asking them to vote for the resolution!

What's Happening

Juristac, also known as Sargent Ranch, is a 6,500-acre open space area southwest of Gilroy that is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife. A sand mine has been proposed on this site and is currently undergoing environmental review by the County of Santa Clara. The draft Environmental Impact Report will be released soon.

Although the Morgan Hill City Council does not have jurisdiction over this proposal, a resolution opposing the mine will send a powerful signal to the County of Santa Clara that local communities near Juristac don't want to see this landscape destroyed by an open-pit sand and gravel mine.

Why It Matters

The proposed Sargent Ranch Quarry would dig four pits hundreds of feet deep in Juristac's hillsides. The mine would operate for 30+ years, pumping 76,000 gallons of groundwater per day and resulting in hundreds of daily truck trips hauling sand and gravel across the Bay Area. The noise, lights and activity will disrupt wildlife movement, and the pits will permanently alter the landscape of Juristac.

What You Can Do

Come to the Morgan Hill [Rally for Protecting Juristac](#) and email the Morgan Hill City Council asking them to vote in support of the resolution.

[Send an email to City Council today!](#)

Morgan Hill Rally for Protecting Juristac - Wednesday, January 15, 6:00 p.m.

Morgan Hill City Hall

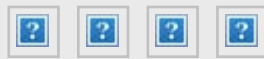
17555 Peak Ave, Morgan Hill

Hosts: Committee for Green Foothills, Amah Mutsun Tribal Band, South County for Protecting Juristac, Protect Juristac, ACLU of Northern California, South Bay Indigenous Solidarity, Santa Cruz Friends of Juristac, Santa Cruz Group of the Sierra Club, The Center for Biological Diversity

Thank you for joining me in speaking up! Your voice does make a difference.

Sincerely,

Alice Kaufman
Legislative Advocacy Director



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Committee for Green Foothills
3921 East Bayshore Road
Palo Alto, CA 94303

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Reasons to support the Quarry Project at Sargent Ranch
May, 2019

- 1.) On the West Coast, sand is imported from Canada. Canada receives the revenue and no sales tax is paid locally. Then this sand is hauled by truck throughout California, adding to GHG emissions.
- 2.) We need sand to make concrete, an important part of new housing and construction. Sand is needed to build our freeways and other infrastructure as well.
- 3.) The owners of the property have already proposed much mitigation to protect environment on the property, such as adding to the wetlands already there, and no building of additional roads.
- 4.) I have been told that zero chemicals will be used to wash the sand. Owners are going to clean the water used and re-inject into the watershed.
- 5.) The owners are actively pursuing setting up a rail spur for the sand so there will be no additional trucks on the already crowded 101. The old sugar beet spur is still there.
- 6.) Finally, the County of Santa Clara would be paid millions in sales tax revenue from the sale of this sand. These funds could be used to help our underserved South County Residents; We will lobby very hard to keep these funds in South County. Examples:
 - New garbage transfer station with sliding scale fees. Help keep dumping of garbage out of our creeks and rivers.
 - Possible funding for Open Space Credits and other protections for our Farmers and the Ag Community.
 - Continue and add to the improvements at local South County Parks and other community projects.
- 7.) At least 25 Union wage jobs will be added to the South County Region. In addition, increased job potential for support employment, like food workers etc.

We have found, after many tours with the ranch manager, that the owners and the management are acutely aware of the environmental issues. There will be no additional roads built at the site. The sand will be moved by conveyor belts to the shipping site. The mining operation will be shielded from the 101 traffic by a large berm. By shipping by rail and having sand available locally, we feel that this will help alleviate the carbon footprint of hundreds of trucks on the freeways of the west coast. One final note of interest; Patriot Oil has been purchased by DACA after falling into Bankruptcy. Operations at Sargent Ranch will be phased out over the next few years, and we have been promised that no fracking will ever take place.

The DEIR could be released at any time now. The Ranch owners have also proposed to give an easement and 10 acres of land to the Amah Mutsen at no cost for their worship and ceremonial purposes. The Tribe has refused this offer, and wants the whole 6,400+ acres for themselves, without public access. These are my opinions, and in no way describes the "official" voice of the property owners.

Swanee Edwards,

Morgan Hill

From: [Christina Turner](#)
To: [Michelle Bigelow](#); [Angie Gonzalez](#)
Cc: [Harjot Sangha](#)
Subject: FW: Please vote to protect Juristac
Date: Wednesday, January 15, 2020 5:39:01 PM

Supplement.

From: Rene Spring <Rene.Spring@morganhill.ca.gov>
Sent: Wednesday, January 15, 2020 5:18 PM
To: Christina Turner <Christina.Turner@morganhill.ca.gov>
Subject: Fwd: Please vote to protect Juristac

Sent from my iPhone

Begin forwarded message:

From: Andrew Baine <arbaine51@gmail.com>
Date: January 15, 2020 at 3:24:54 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

Although I am not a resident, I have friends and family in the area, and love the current open spaces. I have listened to residents and local indigenous members of the community and greater bay area voice their great concern with this destructive project to the land.

I am currently a resident of Brisbane, CA and am witnessing the disastrous effects of a local quarry on the landscape, wildlife, and community. Please visit or research the site in Brisbane, to see for yourself if this is what you want the Morgan Hill community to look like in the future.

Thank you for your consideration.

Many blessings,

Andrew Baine

Brisbane, CA 94005

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The World Is Running Out of Sand

It's one of our most widely used natural resources, but it's scarcer than you think.

By [David Owen](#)

May 22, 2017

A report said that sand and gravel mining “greatly exceeds natural renewal rates.”

Illustration by Javier Jaén

The final event of last year's beach-volleyball world tour was held in Toronto, in September, in a parking lot at the edge of Lake Ontario. There's a broad public beach nearby, but few actual beaches meet the Fédération Internationale de Volleyball's strict standards for sand, so the tournament's sponsor had erected a temporary stadium and imported thirteen hundred and sixty tons from a quarry two and a half hours to the north. The shipment arrived in thirty-five tractor-trailer loads.

I visited the site shortly before the tournament, and spoke with Todd Knapton, who was supervising the installation. He's the vice-president of the company that supplied the sand, Hutcheson Sand & Mixes, in Huntsville, Ontario. He's in his fifties, and he was wearing a white hard hat, a neon-yellow-green T-shirt, dark-gray shorts, and slip-on steel-toed boots. We walked through a gate and across an expanse of asphalt to a pair of warmup courts, which from a distance looked like enormous baking pans filled with butterscotch-brownie batter. “You want to see the players buried up to their ankles,” he said, and stuck in a foot, to demonstrate. “Rain or shine, hot or cold, it should be like a kid trying to ride a bicycle through marbles.”

Ordinary beach sand tends to be too firm for volleyball: when players dive into it, they break fingers, tear hamstrings, and suffer other impact injuries. Knapton helped devise the sport's sand specifications, after Canadian players complained about the courts at the 1996 Olympic Games, in Atlanta. “It was trial and error at first,” he said. “But we came up with an improved recipe, and we now have a material that's uniform from country to country to country, on five continents.” The specifications govern the shape, size, and hardness of the sand grains, and they disallow silt, clay, dirt, and other fine particles, which not only stick to perspiring players but also fill voids between larger grains, making the playing surface firmer. The result is sand that drains so well that building castles with it would be impossible. “We had two rainstorms last night, but these courts are ready to play on,” he said. “You could take a fire hose to this sand and you'd never flood it.”

Beach-volleyball promoters all over the world have to submit one-kilogram samples to Knapton for approval, and his office now contains hundreds of specimens. (He also vets beach-soccer sand for *FIFA*.) Hutcheson doesn't ship its own sand to events overseas, but Knapton and his colleagues often create courts in other countries, after sourcing sand where they can. He took off his hard hat and showed me the underside of the brim, on which he had recorded, in black Sharpie, the names and dates of big events they've handled, among them the Olympic Games in Sydney, Athens, Beijing, and London. (The sand for London came from Redhill, in Surrey; the sand for Athens came from

Belgium.) The company's biggest recent challenge was the first European Games, which were held in Baku, Azerbaijan, in 2015. Baku has beaches—it's on a peninsula on the western shore of the Caspian Sea—but the sand is barely suitable for sunbathing, much less for volleyball. Knapton's crew searched the region and found a large deposit with the ideal mixture of particle sizes, in a family-owned mine in the Nur Mountains, in southern Turkey, eight hundred miles to the west.

The mine is within shelling distance of the Syrian border. Knapton had planned to transport the sand across central Syria, through Iraq, around Armenia, and into Azerbaijan from the northwest, in two convoys of more than two hundred and fifty trucks each. But geopolitics intervened. "You can cross those borders only at certain hours of the day, and *ISIS* was making the guys antsy," he said. "In the end, we said, 'Well, we could have handled *one* war.' " Instead, Knapton and his crew bagged the sand in one-and-a-half-ton fabric totes, trucked it west to Iskenderun, and craned it onto ships. "We did five vessels, five separate trips," Knapton said. "The route went across the Mediterranean, up the Aegean, through the Bosphorus, across the Black Sea, and into Sochi." From there, they took the sand by rail through Russia and Georgia, around Armenia, and across [Azerbaijan](#). "The Syrian exodus was on at that time, and we saw people walking for their lives," he said. "But these were the first-ever European Games, so everything had to be right."

Sand covers so much of the earth's surface that shipping it across borders—even uncontested ones—seems extreme. But sand isn't just sand, it turns out. In the industrial world, it's "aggregate," a category that includes gravel, crushed stone, and various recycled materials. Natural aggregate is the world's second most heavily exploited natural resource, after water, and for many uses the right kind is scarce or inaccessible. In 2014, the United Nations Environment Programme published a report titled "[Sand, Rarer Than One Thinks](#)," which concluded that the mining of sand and gravel "greatly exceeds natural renewal rates" and that "the amount being mined is increasing exponentially, mainly as a result of rapid economic growth in Asia."

Pascal Peduzzi, a Swiss scientist and the director of one of the U.N.'s environmental groups, told the BBC last May that China's swift development had consumed more sand in the previous four years than the United States used in the past century. In India, commercially useful sand is now so scarce that markets for it are dominated by "sand mafias"—criminal enterprises that sell material taken illegally from rivers and other sources, sometimes killing to safeguard their deposits. In the United States, the fastest-growing uses include the fortification of shorelines eroded by rising sea levels and more and more powerful ocean storms—efforts that, like many attempts to address environmental challenges, create environmental challenges of their own.

Geologists define sand not by composition but by size, as grains between 0.0625 and two millimetres across. Just below sand on the size scale is silt; just above it is gravel. Most sand consists chiefly of quartz, the commonest form of silica, but there are other kinds. Sand on ocean beaches usually includes a high proportion of shell pieces and, increasingly, bits of decomposing plastic trash; Hawaii's famous black sand is weathered fragments of volcanic glass; the sand in the dunes at White Sands National Monument, in New Mexico, is mainly gypsum. Sand is almost always formed through the gradual disintegration of bigger rocks, by the action of ice, water, wind, and time, but, as the geologist Michael Welland writes, in his book "[Sand: The Never-Ending Story](#)," many of those bigger rocks were themselves formed from accumulations of the eroded bits of other rocks, and "perhaps half of all sand grains have been through *six* cycles in the mill, liberated, buried, exposed, and liberated again."



Sand is also classified by shape, in configurations that range from oblong and sharply angular to nearly spherical and smooth. Desert sand is almost always highly rounded, because strong winds knock the grains together so forcefully that protrusions and sharp edges break off. River sand is more angular. William H. Langer, a research geologist who retired from the U.S. Geological Survey a few years ago and now works as a private consultant, told me, "In a stream, there's a tiny film of water around each grain, so when the grains bang together there's enough energy to break them apart but not enough to let them rub against each other." The shape of sand deposited by glaciers and ice sheets depends partly on how far the sand was moved and what it was moved over. Most of the sand in the

Hutcheson quarry is “sub-angular”: the grains have fractured faces, but the sharp edges have been partly abraded away. Sand that’s very slightly more smooth-edged is “sub-rounded.”

Aggregate is the main constituent of concrete (eighty per cent) and asphalt (ninety-four per cent), and it’s also the primary base material that concrete and asphalt are placed on during the building of roads, buildings, parking lots, runways, and many other structures. A report published in 2004 by the American Geological Institute said that a typical American house requires more than a hundred tons of sand, gravel, and crushed stone for the foundation, basement, garage, and driveway, and more than two hundred tons if you include its share of the street that runs in front of it. A mile-long section of a single lane of an American interstate highway requires thirty-eight thousand tons. The most dramatic global increase in aggregate consumption is occurring in parts of the world where people who build roads are trying to keep pace with people who buy cars. Chinese officials have said that by 2030 they hope to have completed a hundred and sixty-five thousand miles of roads—a national network nearly three and a half times as long as the American interstate system.

[“I’m going to miss standing and staring balefully at seated passengers on the subway once it’s over.”](#)

Windowpanes, wineglasses, and cell-phone screens are made from melted sand. Sand is used for filtration in water-treatment facilities, septic systems, and swimming pools. Oil and gas drillers inject large quantities of hard, round sand into fracked rock formations in order to hold the cracks open, like shoving a foot in the door. Railroad locomotives drop angular sand onto the rails in front of their wheels as they brake, to improve traction. Australia and India are major exporters of garnet sand, which is crushed to make an abrasive material used in sandblasting and by water-jet cutters. Foundries use sand to form the molds for iron bolts, manhole covers, engine blocks, and other cast-metal objects. I once visited a foundry in Arizona whose products included parts for airplanes, cruise missiles, and artificial hip joints, and I watched a worker pouring molten stainless steel into a mold that had been made by repeatedly dipping a wax pattern into a ceramic slurry and then into sand. The work area was so hot that I nervously checked my arm, because I thought my shirt was on fire. Factories that produce plate glass—by pouring thin layers of molten silica onto baths of molten tin—can be hotter.

In some applications, natural aggregate can be replaced by or supplemented with recycled materials, but the possibilities are limited. And efforts to reduce consumption are complicated by the fact that many environmentally desirable products and activities depend as heavily on aggregate as environmentally undesirable ones do: solar panels are made from silica and silicon; wind turbines are manufactured with foundry sand; autonomous electric vehicles need roads and highways, too.

Last summer, at a quarry in western Connecticut, I put my hand into a big pile of sand that was the pinkish-gray color of calamine lotion. In a couple of months, the pile was going to be trucked to New York City, eighty miles south, and spread on top of Wollman Rink for the annual Rolex Central Park Horse Show. (Afterward, the sand would be trucked back to the quarry, to be stored until the following fall.) Bill Stanley, a vice-president of the construction company that owns the quarry, told me, “We make a customized, proprietary blend of horse-footing sand, and we’re sending it all over New York State and out to the Rocky Mountains. People want it in Europe, too.” The color comes from a dye; fibres and other additives are mixed in as well, to create a material that is sufficiently yielding to protect the feet and legs of very large animals but firm enough to support running and jumping. (It’s too stiff for volleyball.)

There’s no single standard for equestrian sand; different producers have different recipes. The pile I stuck my hand into is known as a manufactured sand, because it was produced by crushing stone—in this case, dolomitic marble. The marble in the quarry is part of the Stockbridge Formation, which runs from eastern New York to Vermont. “You can’t really use it as building marble, because it’s too jointed,” Stanley said. “But it makes exceptionally high-quality sand. It’s all calcium carbonate and magnesium carbonate, and Portland cement chemically bonds with it. We sell it mostly for landscaping and for architectural concrete.” He drove me up a narrow access road to a spot overlooking the main pit. “We developed this quarry for sand,” he said. “Sand is something you’ve got to keep your

eye on, to be sure you have a good, reliable source for the long term.” For many years, Stanley’s company bought large quantities of high-quality aggregate from a dredging operation off the southern end of Staten Island, not far from an entrance to New York Harbor, but that operation was shut down in 2015, amid concerns that the dredges were doing environmental damage to the seafloor.

One engineer I spoke to told me that transporting sand and stone for ordinary construction becomes uneconomical after about sixty miles, and that builders usually make do with whatever is available within that radius, even if it means settling for materials that aren’t ideal. In some places, though, there are no usable alternatives. Florida lies on top of a vast limestone formation, but most of the stone is too soft to be used in construction. “The whole Gulf Coast is starved for aggregate,” William Langer, the research geologist, told me. “So they import limestone from Mexico, from a quarry in the Yucatán, and haul it by freighter across the Caribbean.” Even that stone is wrong for some uses. “You can build most of a road with limestone from Mexico,” he continued, “but it doesn’t have much skid resistance. So to get that they have to use granitic rock, which they ship down the East Coast from quarries in Nova Scotia or haul by train from places like inland Georgia.” When Denver International Airport was being built, in the nineteen-nineties, local quarries were unable to supply crushed stone as rapidly as it was needed, so vast quantities were brought from a quarry in Wyoming whose principal product was stone ballast for railroad tracks. The crushed stone was delivered by a freight train that ran in a continuous loop between the quarry and the work site.

MORE FROM THIS ISSUE

[May 29, 2017](#)

RESPONSE TO MORGAN HILL RESOLUTION

01/11/2020

Written by Swanee Edwards

Sand is imported from Canada and trucked along the entire west coast. We pay for the imported sand the money goes to Canada. Then it is off loaded by and sent all over the west coast by dirty diesel trucks. They get the revenue and fees and we get very expensive sand and hundreds of GHG emissions. The Sand Quarry will generate millions in Sales Taxes for underserved South County. nd other considerations are:

25 good paying full time jobs and added support jobs. At 325+ acres this is a very small part of the Ranch. (About 5%)

County Sales tax on the sand sold in the several million dollar range. With That revenue, a reinvestment in South County will be brokered. New Transfer stations to keep garbage out of the Rivers and Streams.

Sand is needed for road and highway construction, and for concrete to build housing and infrastructure. It may be used for the Pacheco dam construction. The ranch is working with the UP to reopen the rail spur (sugar beets) to again keep trucks off the roads

While the Amah Mutsen traveled all over this part of the West Coast, their time on the Ranch included mining. They mined the tar from surface oil pits, the mined obsidian and shells. There is nothing noted in the historical record, that suggests that Sargent or Juristac that says this site was more sacred than any other.

Several tribes including the Olhoni, traveled through this valley. Not so long ago, under different leadership, the Amah Mutsun was proposing that a casino and 2000 homes be developed on the Ranch. What protection do we have from them that another future leader would propose the same development once they “own” the land??

I understand that the Native Americans were enslaved and treated very badly by the Spanish Missionaries. I feel great sympathy and empathy for the past transgressions. In my opinion if they can prove the damage, petition the Federal Government for restitution like the Japanese did after WW2. The owners of the Ranch did nothing to harm the native Americans!

Another fact that the Amah Mutsen do not disclose is the offer of 10 acres and a permanent access easement has been offered, but ignored. The tribe has been invited to the table to discuss all of these issues but refuse. There are always ways to compromise and mitigate but they want it all for nothing! The environmental impacts will be known once the DEIR is released later this month.

DACA bought the property in Bankruptcy. DACA in an investment Company that purchases distressed Properties and then try to use the property to pay back investors. The owner, Howard Justus and the Management Company Freeman and Associates have offered many mitigations with the quarry application. The return from sand sales will allow the 6,000+ acres to be protected and conserved. Patriot oil was also purchased after falling into BK. There will never be any fracking on Sargent Ranch again! No new wells are planned.

The wetlands will be increased by 50% and the quarry will not block animal movement in anyway. There are many established ponds and wetlands that will be protected. The red tail Hawke and burrowing owl habitat will be protected. I have toured the Ranch many times and come away blethless at the beauty! Like Coyote Valley on steroids!

Folks that invest money into anything deserve a return on the investment. With the quarry, we will be assured of the total conservation, restoration and protection of the amazing place!

We urge the Amah Mutsen to sit down with the owners and management and talk about how a compromise might be reached.

The bottom line, in my opinion is this: Without the Quarry revenues to repay the investors, the rest of the Ranch (95% of the total property will not be saved as open space. The owners will need to sell off the Ranch in 13 parcels. This would be a monumental tragedy, and the Amah Mutsun will have NOTHING since they cannot afford to purchase the parcels.



January 15, 2020

Rich Constantine, Mayor, and
City Councilmembers,
City of Morgan Hill
Council Chamber Building
17555 Peak Avenue,
Morgan Hill, CA 95037

Re: Letter in Support of City of Morgan Hill's Resolution Supporting the Preservation of Juristac As Open Space

Dear Mayor Constantine and members of the City of Morgan Hill City Council:

The ACLU of Northern California ("ACLU-NC") submits this letter in support of the City of Morgan Hill's proposed Resolution Supporting the Preservation of Juristac As Open Space (Agenda Item No. 13 on the Council's Agenda for its January 15, 2020 public meeting) ("Juristac Resolution").

The ACLU supports and defends the rights of all Native American peoples to retain their specific and unique cultural and religious traditions and practices. The future existence of Tribes across our country depends ultimately upon secure and permanent land bases, and the rights of self-determination necessary to preserve traditional customs and ways of life.¹ Self-determination, religious freedom and cultural survival are intimately tied to protection of sacred sites; there can be no religious freedom if the foundation for the practice of the religion in question has been destroyed.

The future survival and vitality of the ancestral people of these lands, represented by the Amah Mutsun Tribal Band, is largely tied to preservation of the sanctity of Juristac. To destroy this site would be to continue the long and ugly history of the nation and the state of California, which can only be referred to as the attempted genocide of California Indians.²

While the federal government continues to destroy sacred landscapes integral to the exercise of Native American spiritual and cultural traditions in favor of oil, mining and walls, we in

¹ ACLU Board Policy 313.

² See, for example, "Gold Chains: The Hidden History of Slavery in California," available at <https://www.aclunc.org/sites/goldchains/index.html>, and, Madley, Benjamin. An American Genocide: The United States and the California Indian Catastrophe, 1846–1873. (The Lamar Series in Western History.) New Haven, Conn.: Yale University Press, 2016.

American Civil Liberties Union of Northern California

EXECUTIVE DIRECTOR Abdi Soltani • BOARD CHAIR Magan Pritam Ray

SAN FRANCISCO OFFICE: 39 Drumm St. San Francisco, CA 94111 • FRESNO OFFICE: PO Box 188 Fresno, CA 93707
TEL (415) 621-2493 • FAX (415) 255-1478 • TTY (415) 863-7832 • WWW.ACLUNC.ORG



Northern
California

California and especially the Bay Area should be leading the movement to respect the rights of *all* people.

A mine at Juristac would be only another shameful stain on our state's history.

The ACLU-NC stands with Chairman Lopez and the Amah Mutsun Tribe to protect their traditional lands and urges the City of Morgan Hill City Council to adopt the proposed Juristac Resolution at its January 15, 2020 meeting.

Sincerely,

A handwritten signature in black ink that reads "Theodora Simon". The signature is fluid and cursive, with a horizontal line extending from the end of the name.

Tedde (Theodora) Simon
Indigenous Justice Program Manager
ACLU Foundation of Northern California
tsimon@aclunc.org

American Civil Liberties Union of Northern California

EXECUTIVE DIRECTOR Abdi Soltani • BOARD CHAIR Magan Pritam Ray
SAN FRANCISCO OFFICE: 39 Drumm St. San Francisco, CA 94111 • FRESNO OFFICE: PO Box 188 Fresno, CA 93707
TEL (415) 621-2493 • FAX (415) 255-1478 • TTY (415) 863-7832 • WWW.ACLUNC.ORG



Regular Meeting Agenda
City Council

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

Wednesday, January 15, 2020 7:00 p.m.

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 Constantine

ROLL CALL ATTENDANCE

Deputy City Clerk Michelle Bigelow

DECLARATION OF POSTING AGENDA

Per Government Code Section 54954.2
Deputy City Clerk Michelle Bigelow

SILENT INVOCATION

PLEDGE OF ALLEGIANCE

PRESENTATIONS

YAC PRESENTATION

RECOGNITIONS

Gift of Reading Essay Contest Winners

Second-Third Grade Winners
Chase Haugen
Emily Edelsten

Fourth-Fifth Grade Winners
Elizabeth Jo Stevenson
Colby Haugen

Sixth-Eighth Grade Winners
Kyle Strenfel
Nevaeh Gonzalez

High School Winners
Megan Jones
Agnes William

October 5, 2019 Tree Planting Recognitions
Zanker Recycling
Kiwanis Club of Morgan Hill
Recology
Pacific Gas & Electric
Rotary Club of Morgan Hill

CITY COUNCIL REPORTS

Council Member Carr

CITY MANAGER'S REPORT

City Manager Christina Turner

CITY ATTORNEY'S REPORT

City Attorney Donald Larkin

OTHER REPORTS

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)

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. RECEIVE CITY CORRESPONDENCE REGARDING UPPER LLAGAS CREEK WATERSHED FLOOD PREVENTION PROJECT

Recommendation:

Receive correspondence sent to the Valley Water Board regarding the Upper Llagas Creek Watershed Flood Prevention Project.

January 15, 2020

2. APPOINT EMERGENCY STANDBY COUNCIL

Recommendation:

Appoint former City Council Members Steve Tate, Caitlin Jachimowicz, Marilyn Librers, Marby Lee, Greg Sellers, and Mark Grzan as Emergency Standby Council Members to be called upon as needed in the event of an emergency.

3. ACCEPT OCTOBER 2019 FINANCIAL AND INVESTMENT REPORT

Recommendation:

Accept and file report.

4. ACCEPT SUBDIVISION PUBLIC IMPROVEMENTS – DEPOT STATION – TRACT NO. 10346

Recommendation:

1. Accept the subdivision public improvements for Depot Station – Tract No. 10346;
2. Authorize the City Engineer to sign a Notice of Completion; and
3. Direct the City Clerk to file the Notice of Completion with the County Recorder's Office.

5. ADOPT ORDINANCE 2315, NEW SERIES AN ORDINANCE OF THE CITY OF MORGAN HILL AMENDING CHAPTER 17.28 ("LAND DEDICATIONS AND RESERVATIONS") IN TITLE 17 ("SUBDIVISIONS") OF THE MORGAN HILL MUNICIPAL CODE TO UPDATE PARK DEDICATION REQUIREMENTS

Recommendation:

Waive the reading, adopt Ordinance No. 2315, 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.

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.

7. APPROVE DEVELOPMENT OF A MINIATURE GOLF COURSE ADJACENT TO THE AQUATICS CENTER

Recommendation:

Adopt resolution amending the adopted Fiscal Year (FY) 2019-20 budget to appropriate \$80,000 from the Recreation Center Impact Fund (360) for the purchase and development of a miniature golf course at the Aquatics Center.

8. APPROVE ACQUISITION OF POPPY JASPER ART

Recommendation:

1. Approve acceptance of future Poppy Jasper Art; and
2. Authorize the City Manager to execute and administer any agreements required for the acquisition.

9. APPROVE THE NOVEMBER 20, 2019 MEETING MINUTES

Recommendation:

Approve Minutes.

10. APPROVE THE DECEMBER 4, 2019 MEETING MINUTES

Recommendation:

Approve Minutes.

11. APPROVE THE DECEMBER 18, 2019 MEETING MINUTES

Recommendation:

Approve Minutes.

OTHER BUSINESS

12. RECEIVE PUBLIC COMMENT REGARDING JACKSON MEADOWS #6 AND MILL CREEK SUBAREA OF MORGAN HILL LANDSCAPE ASSESSMENT DISTRICT NUMBER 1

Recommendation:

Provide opportunity for the public to be heard on the matter of the planned increase in the maximum assessment rate in the Jackson Meadows #6 and Mill Creek Subarea.

Estimated Time: 10 Minutes

13. CONSIDER RESOLUTION IN SUPPORT OF PRESERVATION OF SARGENT RANCH/JURISTAC AS OPEN SPACE

Recommendation:

Consider adoption of resolution in support of preservation of Sargent Ranch/Juristac as open space.

Estimated Time: 20 Minutes

14. RECEIVE REPORT AND ADOPT RESOLUTION PROMOTING OUTREACH ACTIVITIES AND PARTICIPATION IN THE CENSUS 2020 UPDATE

Recommendation:

1. Receive Report; and
2. Adopt resolution promoting outreach activities and participation in the 2020 decennial census.

Estimated Time: 15 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

Initiation of litigation under Government Code Section 54956.9(d)(4)

One Case

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



From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: For City Council Agenda Regarding Juristac / Sargent Ranch
Date: Thursday, January 9, 2020 6:42:38 PM

FYI

Sent from my iPhone

Begin forwarded message:

From: Fryhouse <fryhouse@earthlink.net>
Date: January 9, 2020 at 6:39:36 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>, Irma Torrez <Irma.Torrez@morganhill.ca.gov>
Subject: For City Council Agenda Regarding Juristac / Sargent Ranch

Dear City Council,

I am writing you in opposition to the Juristac / Sargent Ranch project. The citizens of Santa Clara County will appreciate your unanimous vote on a resolution to reject this project. Many of the reasons to reject the project are obvious, sacred land, scenic vistas for residents and tourists, reduction of Morgan Hill property values if its scenic gateway is destroyed, environmental issues and more.

However, I am writing you to contest the false narrative that has been promulgated by business owners citing the need for local product. There are already sand resources in the Bay Area in the form of local quarries and depots. For example, Lehigh Hanson has two piers in San Francisco and another site in Oakland. It is okay to import materials; the Bay Area doesn't have steel mills either. In fact, builders in **Los Angeles are finding that it is more cost-effective to purchase gravel and sand shipped from Canada than to transport materials from a quarry just 65 miles away! Please do read this article and consider that there is no economic benefit to building a quarry at Juristac:** <https://www.latimes.com/business/la-fi-canadian-gravel-20171104-htmlstory.html>

Respectfully,
Rhoda Fry

WARNING: This message is from an external user. Confidential information such as social security numbers, credit card numbers, bank routing numbers, gift card numbers, wire transfer information and other personally identifiable information should not be transmitted

to this user. For question, please contact the Morgan Hill IT Department by opening a new helpdesk request online or call 408-909-0055.

From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Thursday, January 9, 2020 6:03:30 PM

FYI

Sent from my iPhone

Begin forwarded message:

From: GregoryBoro <gboro@sphereinstitute.org>
Date: January 9, 2020 at 5:12:35 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,
Greg Boro

Gregory Boro

Burlingame 94010

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Thursday, January 9, 2020 6:03:11 PM

FYI

Sent from my iPhone

Begin forwarded message:

From: TanyaDiamond <tanya@pfwildlife.com>
Date: January 9, 2020 at 4:46:39 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

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Thank you for your consideration.

Sincerely,

Tanya Diamond

Los Gatos 95033

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Thursday, January 9, 2020 6:02:51 PM

FYI

Sent from my iPhone

Begin forwarded message:

From: PatriciaBlevins <seaglass103@sbcglobal.net>
Date: January 9, 2020 at 4:41:00 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Patricia Blevins

San Jose 95118

WARNING: This message is from an external user. Confidential information such as social security numbers, credit card numbers, bank routing numbers, gift card numbers, wire transfer information and other personally identifiable information should not be transmitted to this user. For question, please contact the Morgan Hill IT Department by opening a new helpdesk request online or call 408-909-0055.

From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Thursday, January 9, 2020 6:02:20 PM

FYI

Sent from my iPhone

Begin forwarded message:

From: TeresaStephenson <tcstephenson@garlic.com>
Date: January 9, 2020 at 4:52:30 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Teresa Stephenson

Morgan Hill 95037

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Thursday, January 9, 2020 6:01:54 PM

FYI

Sent from my iPhone

Begin forwarded message:

From: StevenBerman <berm0022@umn.edu>
Date: January 9, 2020 at 5:40:19 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
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Thank you for your consideration.

Sincerely,

Steven Berman

Berkeley 94703

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Friday, January 10, 2020 6:07:33 AM

Sent from my iPhone

Begin forwarded message:

From: CamillaComanich <Glykes@comptonfilms.com>
Date: January 9, 2020 at 6:45:10 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

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Thank you for your consideration.

Sincerely,

Camilla Comanich

Berkeley 94707

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Friday, January 10, 2020 6:07:26 AM

Sent from my iPhone

Begin forwarded message:

From: DebbieFier <debbie@debbiefier.com>
Date: January 9, 2020 at 6:58:07 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

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Thank you for your consideration.

Sincerely,

Debbie Fier

OAKLAND 94619

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Friday, January 10, 2020 6:06:54 AM

Sent from my iPhone

Begin forwarded message:

From: JaniceCarr <janicecarr@post.harvard.edu>
Date: January 9, 2020 at 7:33:04 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

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Thank you for your consideration.

Sincerely,

Janice Carr

Los Altos 94024

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Friday, January 10, 2020 6:06:48 AM

Sent from my iPhone

Begin forwarded message:

From: MarthaCohn <tate@cohnhome.com>
Date: January 9, 2020 at 11:01:18 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

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Thank you for your consideration.

Sincerely,

Martha Cohn

Menlo Park 94025

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From: [Christina Turner](#)
To: [Michelle Bigelow](#); [Angie Gonzalez](#)
Cc: [Harjot Sangha](#)
Subject: FW: Please vote to protect Juristac
Date: Friday, January 10, 2020 6:23:21 AM

Juristac/Sargent Ranch Supplement

From: John McKay <john.mckay@morganhill.ca.gov>
Sent: Thursday, January 9, 2020 2:26 PM
To: Christina Turner <Christina.Turner@morganhill.ca.gov>
Subject: Fwd: Please vote to protect Juristac

FYI

Thanks.

John K. McKay
City Council Member

City of Morgan Hill
17575 Peak Avenue
Morgan Hill, CA 95037

Begin forwarded message:

From: MoisesMena <moises@greenfoothills.org>
Subject: Please vote to protect Juristac
Date: January 9, 2020 at 1:08:30 PM PST
To: rich.constantine@morganhill.ca.gov, larry.carr@morganhill.ca.gov,
yvonne.martinezbeltran@morganhill.ca.gov, rene.spring@morganhill.ca.gov,
john.mckay@morganhill.ca.gov, moises@greenfoothills.org

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Thank you for your consideration.

Sincerely,

Moises Mena

San Jose 95148

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From: [Christina Turner](#)
To: [Michelle Bigelow](#); [Angie Gonzalez](#)
Cc: [Harjot Sangha](#)
Subject: FW: Please vote to protect Juristac
Date: Friday, January 10, 2020 9:11:36 AM

Sargent Ranch Supplement.

From: Rene Spring <Rene.Spring@morganhill.ca.gov>
Sent: Friday, January 10, 2020 8:15 AM
To: Christina Turner <Christina.Turner@morganhill.ca.gov>
Subject: Fwd: Please vote to protect Juristac

Sent from my iPhone

Begin forwarded message:

From: MichaelDopheide <mdopheide@cuhsd.org>
Date: January 10, 2020 at 6:56:11 AM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

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Thank you for your consideration.

Sincerely,

Michael Dopheide

San Jose 95118

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From: [Christina Turner](#)
To: [Michelle Bigelow](#); [Angie Gonzalez](#)
Cc: [Harjot Sangha](#)
Subject: Fwd: Sargent Ranch Resolution
Date: Friday, January 10, 2020 12:28:54 PM
Attachments: [Sargent Ranch Quarry Support May 2019.docx](#)
[ATT00001.htm](#)
[Sargent Ranch The World Is Running Out of Sand.docx](#)
[ATT00002.htm](#)
[Sargent Ranch -County Simitian.pdf](#)
[ATT00003.htm](#)
[Sargent Ranch response to Dem Club.docx](#)
[ATT00004.htm](#)

Begin forwarded message:

From: Swanee Edwards <swanee@garlic.com>
Date: January 10, 2020 at 12:14:35 PM PST
To: Christina Turner <Christina.Turner@morganhill.ca.gov>
Cc: Harjot Sangha <Harjot.Sangha@morganhill.ca.gov>
Subject: **Sargent Ranch Resolution**

Dear Ms. Turner,

I have been involved with the Sargent Ranch issue for over 10 years. We started out attempting to stop fracking in the oil wells on the site. About 4 years ago I was introduced to Verne Freeman, the Ranch Manager. I was simply stunned with the beauty and diversity of the Ranch the first time we toured it those years ago. Only three wells are in production and the owners of the Ranch now own Patriot Oil. Both Patriot Oil and the Ranch were in bankruptcy when they were purchased by The Debt Acquisition Corporation of America (DACA) and DACA paid well over fair market value for the Ranch. The Ranch has the proper zoning for a sand quarry. The group plans to pay investors back with sand sales and only then can they place the rest of the Ranch (6,300 acres) in a conservation bank to make sure there will never be development there.

The Amah Mutsen are not a federally recognized tribe. Whenever any land in our region is set for development of any kind, their leader Val Lopez, is there to try to claim the land for his Tribe. In the instance of Mt. Umanhum, for example, they claimed that the Mountain was one of their "most sacred" sites. However, the leadership of the Tribe sat down with County Officials and worked out a compromise, so that the Tribe now has part of the Mt. Umanhum park area designated to the Tribe for Ceremonies etc.

The owners at Sargent Ranch and the Ranch Manager are sensitive to the horrific past that these people had to endure under the Spanish invaders and Missionaries. They offered Val several 10 acre sites on the Ranch at no charge and offered them permanent easements similar to the Mt> Umanhum agreement. I have spoken to Val in person for about two hours, and understand and empathize with his position.

Questions that we have about the decisions they have made have gone unanswered. Why did the tribe flatly refuse the offer from the Owners at the Ranch? Why will they not sit at the table with the County, and the owners, and other stakeholders to work out a plan that is agreeable to everyone?

The County is doing a study about the Amah Mutsun, but unfortunately there are no written records, only oral history. The quarry site has been checked for bones and artifacts by archeologists and paleontology experts. There is no evidence of human bone or artifacts at the Quarry site.

We question why the City of Morgan Hill is even taking up this Resolution. With all of the critical issues that our City is dealing with, I simply do not understand why this resolution has been placed on your City Council Agenda, without the all of the facts being presented. I would think that with the fairness our City has shown in the past, that the City would wait until the DEIR is released that includes a fact based discussion and evidence regarding the Amah Mutsun .

I am attaching some information about the quarry, and the response the owners made to several press articles about the Tribe. I also have written a one page document outlining why I support the Quarry.

The bottom line is this: Without revenue from the Sand Quarry, the Ranch will be sold off in 13 parcels and developed. The revenue from the quarry to repay the investors, is the only way the owners can save the rest of the 6,300 acre Ranch. Allow the County to do its job, and all we ask is that the Amah Mutsun sit down at the table and negotiate an equitable solution. I am including the Sargent Ranch website set up by the County. Great information there:

<https://www.sccgov.org/sites/dpd/Programs/SMARA/Pages/SargentRanch.aspx>

Ever Onward,

Swanee Edwards,
98 Melody Lane
Morgan Hill, CA 95037

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transfer information and other personally identifiable information should not be transmitted to this user. For question, please contact the Morgan Hill IT Department by opening a new helpdesk request online or call 408-909-0055.



89320

DATE: January 23, 2018
TO: Board of Supervisors
FROM: S. Joseph Simitian, Supervisor
SUBJECT: Sargent Ranch

RECOMMENDED ACTION

Direct Administration to work with interested conservation partners and property owners to explore the opportunity to acquire the property or easements to conserve all or some of the 6,500 acres that comprise the property commonly known as Sargent Ranch. (Simitian)

REASONS FOR RECOMMENDATION

To determine the interest and ability to protect all or some of the 6,500 acres that comprise the property commonly known as Sargent Ranch.

BACKGROUND

The land itself is home to complex ecosystems with rolling hills, meandering creeks, and even wetlands. Its diverse landscape includes habitats such as annual grasslands, oak woodlands, riparian woodlands, and chaparral.

Its habitat value is so substantial that in the Habitat Conservation Plan that served as the basis for the creation of the Santa Clara Valley Habitat Agency, the Sargent Ranch lands are included among those having significant acquisition value based on specific habitat characteristics.

SUSTAINABILITY IMPLICATIONS

The potential acquisition of these lands provides an opportunity to preserve connectivity between important wildlife corridors in the Diablo Range and the Santa Cruz Mountains. The lands are highly valued for the habitat they provide and their preservation will contribute to the long term viability of vulnerable species like the Red Legged Frog that are found on the property. The preservation of land in open space also contributes to climate resiliency.

CONSEQUENCES OF NEGATIVE ACTION

Conservation of large, intact properties like Sargent Ranch, rarely happens at the behest of one single organization, rather it is common for property owners and multiple public and public-interest agencies to work together collaboratively. In the absence of such collaboration, habitat conservation is less likely to occur.

Reasons to support the Quarry Project at Sargent Ranch
May, 2019

- 1.) On the West Coast, sand is imported from Canada. Canada receives the revenue and no sales tax is paid locally. Then this sand is hauled by truck throughout California, adding to GHG emissions.
- 2.) We need sand to make concrete, an important part of new housing and construction. Sand is needed to build our freeways and other infrastructure as well.
- 3.) The owners of the property have already proposed much mitigation to protect environment on the property, such as adding to the wetlands already there, and no building of additional roads.
- 4.) I have been told that zero chemicals will be used to wash the sand. Owners are going to clean the water used and re-inject into the watershed.
- 5.) The owners are actively pursuing setting up a rail spur for the sand so there will be no additional trucks on the already crowded 101. The old sugar beet spur is still there.
- 6.) Finally, the County of Santa Clara would be paid millions in sales tax revenue from the sale of this sand. These funds could be used to help our underserved South County Residents; We will lobby very hard to keep these funds in South County. Examples:
 - New garbage transfer station with sliding scale fees. Help keep dumping of garbage out of our creeks and rivers.
 - Possible funding for Open Space Credits and other protections for our Farmers and the Ag Community.
 - Continue and add to the improvements at local South County Parks and other community projects.
- 7.) At least 25 Union wage jobs will be added to the South County Region. In addition, increased job potential for support employment, like food workers etc.

We have found, after many tours with the ranch manager, that the owners and the management are acutely aware of the environmental issues. There will be no additional roads built at the site. The sand will be moved by conveyor belts to the shipping site. The mining operation will be shielded from the 101 traffic by a large berm. By shipping by rail and having sand available locally, we feel that this will help alleviate the carbon footprint of hundreds of trucks on the freeways of the west coast. One final note of interest; Patriot Oil has been purchased by DACA after falling into Bankruptcy. Operations at Sargent Ranch will be phased out over the next few years, and we have been promised that no fracking will ever take place.

The DEIR could be released at any time now. The Ranch owners have also proposed to give an easement and 10 acres of land to the Amah Mutsen at no cost for their worship and ceremonial purposes. The Tribe has refused this offer, and wants the whole 6,400+ acres for themselves, without public access. These are my opinions, and in no way describes the "official" voice of the property owners.

Swanee Edwards,

Morgan Hill

Sargent Ranch response to Dem Club November 2019

Back in 2013, I met Herman Garcia of CHEER , an Environmental River Cleanup and educational operation, that has done amazing work in the constant battle to keep the Pajaro River and its many streams clean, by removing anything imaginable, that gets dumped in these rivers and creeks. I met him at the Betybel RV Park on afternoon in 2013 and he expressed concern about a drilling rig he saw from the freeway. We decided to go hike up the hill to investigate. We were caught and left the ranch but we saw a lot before we left. It was a stunningly beautiful place, Months later, Gary Kremen introduced me to the Ranch Manager, Verne Freeman, and I took my first tour a few weeks later. There are only three wells pumping with Patriot Oil as the holder of the mineral rights. The investment Company, Debt Acquisition Company of America, who paid a huge some of money for the bankrupt 6,400 acre ranch also purchased Patriot oil when it went bankrupt. I have toured the ranch nearly a dozen times since then and became very familiar with the plans for the quarry and eventual protection of the Ranch in a conservation bank or other preservation plan.

The Bottom line is that, without the quarry to pay the investors back, the Ranch will be parceled out and sold off piecemeal. After MUCH research, I have concluded that the quarry may not be as bad an idea as the Environmentalists have decided. I am a big environmentalist as my record shows, but the owners are offering a lot of mitigation, like increasing the natural wetlands and protecting wildlife corridors and water. I am attaching some of the reasons why I am Ok with the quarry. This is a sand quarry, no gravel crushing like the adjacent Granit Rock Quarry in Aromas, just a mile or two away.

The issue with Val Lopez and the Amah Mutsun is VERY frustrating for all involved. The owners have offered acreage and a permanent access easement to the property, but that was flatly refused by Val Lopez. He has refused mediation or sitting at the table to work out an agreement that is reasonable. Remember less that a generation ago, this same tribe under a different :leader” wanted to build a casino and thousands of houses on the Ranch Property but had no funding to purchase the Ranch and are not recognized as a Legal Tribe by the Federal Government. Now the issue has become highly emotional as Val travels the region with his story of becoming slaves to the early Spanish Missionaries. Val has a very emotional story to tell and I have had conversations with him and consider him a great crusader and a man that I hope is genuinely interested in helping his people flourish.

My question to Val Lopez and his Tribe is this: Why will you not sit down with the parties involved and work out a compromise??

As I read the minutes of the Dean Club Meeting, I noticed another piece of misinformation. Mimi Spreadbury said that “this area of Coyote Valley” has a wildlife corridor with endangered species. Sargent Ranch is located nearly 25 miles south of Coyote Valley. It has NOTHING to do with Coyote Valley. There are protected species at Sargent Ranch and there is an undercrossing under highway 101 for wildlife crossings on the ranch. With that kind of incorrect information being shared, I am concerned about what else may have been stated during these meetings where these individuals speak.

Finally, I must ask this question; I thought Democrats made decisions about issues after hearing BOTH sides of an issue. I must say that I am a bit disappointed that no one reached out to the Ranch Management or the owners to hear the opposing view. I would be happy to speak to the Club as I did at Central Committee after Val Lopez nearly cried while describing the horror his people suffered under the Spanish Missionaries. No one with a heart could not help but be moved. However, in the Country and the State of California, we have laws and things called deeds to property like Sargent Ranch. We want to work out a compromise with the Amah Mutsun. But they are now demanding 1,000 acres and millions of dollars from the owners in order to drop their emotional plea against the quarry. This sounds bad to me, considering that the past leadership of the tribe wanted to develop the property. They have not shared their plans with us, but I appeal to your sense of fairness and with no legal standing, I think the other side of this issue MUST be heard! Finally, with so much at stake, why is everyone in such a hurry to make a decision to support the Tribe and oppose the quarry without all of the FACTS being presented?

The DEIR has been released, and you can find it here:

<https://www.sccgov.org/sites/dpd/Programs/SMARA/Pages/SargentRanch.aspx>

We import our construction sand from Canada. It is trucked all over the West Coast by Diesel big rigs. We need this special sand for housing, (concrete) roads and other infrastructure. The UP has a rail spur at the Ranch, and the owners are trying to work out a deal with UP to transport the sand by rail, removing hundreds of trucks from our freeways. At least 25 Union Jobs will be created in a very underserved part of the County. Millions in sales tax revenues for the County. Much more is at stake. I have attached several files to help you all understand why this quarry may not be so bad after all.

The World Is Running Out of Sand

It's one of our most widely used natural resources, but it's scarcer than you think.

By [David Owen](#)

May 22, 2017

A report said that sand and gravel mining “greatly exceeds natural renewal rates.”

Illustration by Javier Jaén

The final event of last year's beach-volleyball world tour was held in Toronto, in September, in a parking lot at the edge of Lake Ontario. There's a broad public beach nearby, but few actual beaches meet the Fédération Internationale de Volleyball's strict standards for sand, so the tournament's sponsor had erected a temporary stadium and imported thirteen hundred and sixty tons from a quarry two and a half hours to the north. The shipment arrived in thirty-five tractor-trailer loads.

I visited the site shortly before the tournament, and spoke with Todd Knapton, who was supervising the installation. He's the vice-president of the company that supplied the sand, Hutcheson Sand & Mixes, in Huntsville, Ontario. He's in his fifties, and he was wearing a white hard hat, a neon-yellow-green T-shirt, dark-gray shorts, and slip-on steel-toed boots. We walked through a gate and across an expanse of asphalt to a pair of warmup courts, which from a distance looked like enormous baking pans filled with butterscotch-brownie batter. “You want to see the players buried up to their ankles,” he said, and stuck in a foot, to demonstrate. “Rain or shine, hot or cold, it should be like a kid trying to ride a bicycle through marbles.”

Ordinary beach sand tends to be too firm for volleyball: when players dive into it, they break fingers, tear hamstrings, and suffer other impact injuries. Knapton helped devise the sport's sand specifications, after Canadian players complained about the courts at the 1996 Olympic Games, in Atlanta. “It was trial and error at first,” he said. “But we came up with an improved recipe, and we now have a material that's uniform from country to country to country, on five continents.” The specifications govern the shape, size, and hardness of the sand grains, and they disallow silt, clay, dirt, and other fine particles, which not only stick to perspiring players but also fill voids between larger grains, making the playing surface firmer. The result is sand that drains so well that building castles with it would be impossible. “We had two rainstorms last night, but these courts are ready to play on,” he said. “You could take a fire hose to this sand and you'd never flood it.”

Beach-volleyball promoters all over the world have to submit one-kilogram samples to Knapton for approval, and his office now contains hundreds of specimens. (He also vets beach-soccer sand for *FIFA*.) Hutcheson doesn't ship its own sand to events overseas, but Knapton and his colleagues often create courts in other countries, after sourcing sand where they can. He took off his hard hat and showed me the underside of the brim, on which he had recorded, in black Sharpie, the names and dates of big events they've handled, among them the Olympic Games in Sydney, Athens, Beijing, and London. (The sand for London came from Redhill, in Surrey; the sand for Athens came from

Belgium.) The company's biggest recent challenge was the first European Games, which were held in Baku, Azerbaijan, in 2015. Baku has beaches—it's on a peninsula on the western shore of the Caspian Sea—but the sand is barely suitable for sunbathing, much less for volleyball. Knapton's crew searched the region and found a large deposit with the ideal mixture of particle sizes, in a family-owned mine in the Nur Mountains, in southern Turkey, eight hundred miles to the west.

The mine is within shelling distance of the Syrian border. Knapton had planned to transport the sand across central Syria, through Iraq, around Armenia, and into Azerbaijan from the northwest, in two convoys of more than two hundred and fifty trucks each. But geopolitics intervened. "You can cross those borders only at certain hours of the day, and *ISIS* was making the guys antsy," he said. "In the end, we said, 'Well, we could have handled *one* war.' " Instead, Knapton and his crew bagged the sand in one-and-a-half-ton fabric totes, trucked it west to Iskenderun, and craned it onto ships. "We did five vessels, five separate trips," Knapton said. "The route went across the Mediterranean, up the Aegean, through the Bosphorus, across the Black Sea, and into Sochi." From there, they took the sand by rail through Russia and Georgia, around Armenia, and across [Azerbaijan](#). "The Syrian exodus was on at that time, and we saw people walking for their lives," he said. "But these were the first-ever European Games, so everything had to be right."

Sand covers so much of the earth's surface that shipping it across borders—even uncontested ones—seems extreme. But sand isn't just sand, it turns out. In the industrial world, it's "aggregate," a category that includes gravel, crushed stone, and various recycled materials. Natural aggregate is the world's second most heavily exploited natural resource, after water, and for many uses the right kind is scarce or inaccessible. In 2014, the United Nations Environment Programme published a report titled "[Sand, Rarer Than One Thinks](#)," which concluded that the mining of sand and gravel "greatly exceeds natural renewal rates" and that "the amount being mined is increasing exponentially, mainly as a result of rapid economic growth in Asia."

Pascal Peduzzi, a Swiss scientist and the director of one of the U.N.'s environmental groups, told the BBC last May that China's swift development had consumed more sand in the previous four years than the United States used in the past century. In India, commercially useful sand is now so scarce that markets for it are dominated by "sand mafias"—criminal enterprises that sell material taken illegally from rivers and other sources, sometimes killing to safeguard their deposits. In the United States, the fastest-growing uses include the fortification of shorelines eroded by rising sea levels and more and more powerful ocean storms—efforts that, like many attempts to address environmental challenges, create environmental challenges of their own.

Geologists define sand not by composition but by size, as grains between 0.0625 and two millimetres across. Just below sand on the size scale is silt; just above it is gravel. Most sand consists chiefly of quartz, the commonest form of silica, but there are other kinds. Sand on ocean beaches usually includes a high proportion of shell pieces and, increasingly, bits of decomposing plastic trash; Hawaii's famous black sand is weathered fragments of volcanic glass; the sand in the dunes at White Sands National Monument, in New Mexico, is mainly gypsum. Sand is almost always formed through the gradual disintegration of bigger rocks, by the action of ice, water, wind, and time, but, as the geologist Michael Welland writes, in his book "[Sand: The Never-Ending Story](#)," many of those bigger rocks were themselves formed from accumulations of the eroded bits of other rocks, and "perhaps half of all sand grains have been through *six* cycles in the mill, liberated, buried, exposed, and liberated again."



Sand is also classified by shape, in configurations that range from oblong and sharply angular to nearly spherical and smooth. Desert sand is almost always highly rounded, because strong winds knock the grains together so forcefully that protrusions and sharp edges break off. River sand is more angular. William H. Langer, a research geologist who retired from the U.S. Geological Survey a few years ago and now works as a private consultant, told me, "In a stream, there's a tiny film of water around each grain, so when the grains bang together there's enough energy to break them apart but not enough to let them rub against each other." The shape of sand deposited by glaciers and ice sheets depends partly on how far the sand was moved and what it was moved over. Most of the sand in the

Hutcheson quarry is “sub-angular”: the grains have fractured faces, but the sharp edges have been partly abraded away. Sand that’s very slightly more smooth-edged is “sub-rounded.”

Aggregate is the main constituent of concrete (eighty per cent) and asphalt (ninety-four per cent), and it’s also the primary base material that concrete and asphalt are placed on during the building of roads, buildings, parking lots, runways, and many other structures. A report published in 2004 by the American Geological Institute said that a typical American house requires more than a hundred tons of sand, gravel, and crushed stone for the foundation, basement, garage, and driveway, and more than two hundred tons if you include its share of the street that runs in front of it. A mile-long section of a single lane of an American interstate highway requires thirty-eight thousand tons. The most dramatic global increase in aggregate consumption is occurring in parts of the world where people who build roads are trying to keep pace with people who buy cars. Chinese officials have said that by 2030 they hope to have completed a hundred and sixty-five thousand miles of roads—a national network nearly three and a half times as long as the American interstate system.

[“I’m going to miss standing and staring balefully at seated passengers on the subway once it’s over.”](#)

Windowpanes, wineglasses, and cell-phone screens are made from melted sand. Sand is used for filtration in water-treatment facilities, septic systems, and swimming pools. Oil and gas drillers inject large quantities of hard, round sand into fracked rock formations in order to hold the cracks open, like shoving a foot in the door. Railroad locomotives drop angular sand onto the rails in front of their wheels as they brake, to improve traction. Australia and India are major exporters of garnet sand, which is crushed to make an abrasive material used in sandblasting and by water-jet cutters. Foundries use sand to form the molds for iron bolts, manhole covers, engine blocks, and other cast-metal objects. I once visited a foundry in Arizona whose products included parts for airplanes, cruise missiles, and artificial hip joints, and I watched a worker pouring molten stainless steel into a mold that had been made by repeatedly dipping a wax pattern into a ceramic slurry and then into sand. The work area was so hot that I nervously checked my arm, because I thought my shirt was on fire. Factories that produce plate glass—by pouring thin layers of molten silica onto baths of molten tin—can be hotter.

In some applications, natural aggregate can be replaced by or supplemented with recycled materials, but the possibilities are limited. And efforts to reduce consumption are complicated by the fact that many environmentally desirable products and activities depend as heavily on aggregate as environmentally undesirable ones do: solar panels are made from silica and silicon; wind turbines are manufactured with foundry sand; autonomous electric vehicles need roads and highways, too.

Last summer, at a quarry in western Connecticut, I put my hand into a big pile of sand that was the pinkish-gray color of calamine lotion. In a couple of months, the pile was going to be trucked to New York City, eighty miles south, and spread on top of Wollman Rink for the annual Rolex Central Park Horse Show. (Afterward, the sand would be trucked back to the quarry, to be stored until the following fall.) Bill Stanley, a vice-president of the construction company that owns the quarry, told me, “We make a customized, proprietary blend of horse-footing sand, and we’re sending it all over New York State and out to the Rocky Mountains. People want it in Europe, too.” The color comes from a dye; fibres and other additives are mixed in as well, to create a material that is sufficiently yielding to protect the feet and legs of very large animals but firm enough to support running and jumping. (It’s too stiff for volleyball.)

There’s no single standard for equestrian sand; different producers have different recipes. The pile I stuck my hand into is known as a manufactured sand, because it was produced by crushing stone—in this case, dolomitic marble. The marble in the quarry is part of the Stockbridge Formation, which runs from eastern New York to Vermont. “You can’t really use it as building marble, because it’s too jointed,” Stanley said. “But it makes exceptionally high-quality sand. It’s all calcium carbonate and magnesium carbonate, and Portland cement chemically bonds with it. We sell it mostly for landscaping and for architectural concrete.” He drove me up a narrow access road to a spot overlooking the main pit. “We developed this quarry for sand,” he said. “Sand is something you’ve got to keep your

eye on, to be sure you have a good, reliable source for the long term.” For many years, Stanley’s company bought large quantities of high-quality aggregate from a dredging operation off the southern end of Staten Island, not far from an entrance to New York Harbor, but that operation was shut down in 2015, amid concerns that the dredges were doing environmental damage to the seafloor.

One engineer I spoke to told me that transporting sand and stone for ordinary construction becomes uneconomical after about sixty miles, and that builders usually make do with whatever is available within that radius, even if it means settling for materials that aren’t ideal. In some places, though, there are no usable alternatives. Florida lies on top of a vast limestone formation, but most of the stone is too soft to be used in construction. “The whole Gulf Coast is starved for aggregate,” William Langer, the research geologist, told me. “So they import limestone from Mexico, from a quarry in the Yucatán, and haul it by freighter across the Caribbean.” Even that stone is wrong for some uses. “You can build most of a road with limestone from Mexico,” he continued, “but it doesn’t have much skid resistance. So to get that they have to use granitic rock, which they ship down the East Coast from quarries in Nova Scotia or haul by train from places like inland Georgia.” When Denver International Airport was being built, in the nineteen-nineties, local quarries were unable to supply crushed stone as rapidly as it was needed, so vast quantities were brought from a quarry in Wyoming whose principal product was stone ballast for railroad tracks. The crushed stone was delivered by a freight train that ran in a continuous loop between the quarry and the work site.

MORE FROM THIS ISSUE

[May 29, 2017](#)

From: [Christina Turner](#)
To: [Michelle Bigelow](#); [Angie Gonzalez](#)
Cc: [Harjot Sangha](#)
Subject: Fwd: Please vote to protect Juristac
Date: Sunday, January 12, 2020 5:42:02 PM

Supplement

Begin forwarded message:

From: Rene Spring <Rene.Spring@morganhill.ca.gov>
Date: January 12, 2020 at 5:08:34 PM CST
To: Christina Turner <christina.turner@morganhill.ca.gov>
Subject: Fwd: **Please vote to protect Juristac**

FYI

Sent from my iPhone

Begin forwarded message:

From: JamesPearson <jpearson@garlic.com>
Date: January 12, 2020 at 2:20:52 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

James Pearson

Gilroy 95020

WARNING: This message is from an external user. Confidential information such as social security numbers, credit card numbers, bank routing numbers, gift card numbers, wire transfer information and other personally identifiable information should not be transmitted to this user. For question, please contact the Morgan Hill IT Department by opening a new helpdesk request online or call 408-909-0055.

From: [Christina Turner](#)
To: [Michelle Bigelow](#); [Angie Gonzalez](#)
Cc: [Harjot Sangha](#)
Subject: Fwd: Please vote to protect Juristac
Date: Sunday, January 12, 2020 5:48:58 PM

Supplement.

Begin forwarded message:

From: Rene Spring <Rene.Spring@morganhill.ca.gov>
Date: January 11, 2020 at 9:33:55 AM CST
To: Christina Turner <christina.turner@morganhill.ca.gov>
Subject: Fwd: **Please vote to protect Juristac**

FYI

Sent from my iPad

Begin forwarded message:

From: JStuart <alists@belleheart.com>
Date: January 11, 2020 at 7:26:39 AM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

J Stuart

Santa Clara 95051

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From: [Christina Turner](#)
To: [Michelle Bigelow](#); [Angie Gonzalez](#)
Cc: [Harjot Sangha](#)
Subject: Fwd: Please vote to protect Juristac
Date: Sunday, January 12, 2020 5:51:15 PM

Supplement.

Begin forwarded message:

From: Rene Spring <Rene.Spring@morganhill.ca.gov>
Date: January 11, 2020 at 9:13:48 AM CST
To: Christina Turner <christina.turner@morganhill.ca.gov>
Subject: Fwd: **Please vote to protect Juristac**

FYI

Sent from my iPad

Begin forwarded message:

From: Mary AnnConvertino <mrsdash@fastpitch-hitters-home.com>
Date: January 11, 2020 at 6:58:26 AM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,
Mary Ann Convertino

Mary Ann Convertino

San Jose 95119

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From: [Christina Turner](#)
To: [Michelle Bigelow](#); [Angie Gonzalez](#)
Cc: [Harjot Sangha](#)
Subject: Fwd: Please vote to protect Juristac
Date: Sunday, January 12, 2020 6:01:25 PM

Supplement

Begin forwarded message:

From: Rene Spring <Rene.Spring@morganhill.ca.gov>
Date: January 10, 2020 at 5:45:40 PM CST
To: Christina Turner <christina.turner@morganhill.ca.gov>
Subject: Fwd: **Please vote to protect Juristac**

FYI

Sent from my iPhone

Begin forwarded message:

From: JacquelineSchwartz <jacqschw@umich.edu>
Date: January 10, 2020 at 3:35:52 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Jacqueline Schwartz

Saratoga 95070

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From: [Christina Turner](#)
To: [Michelle Bigelow](#); [Angie Gonzalez](#)
Cc: [Harjot Sangha](#)
Subject: Fwd: Please vote to protect Juristac
Date: Sunday, January 12, 2020 6:15:54 PM

Supplement

Begin forwarded message:

From: Rene Spring <Rene.Spring@morganhill.ca.gov>
Date: January 10, 2020 at 3:44:29 PM CST
To: Christina Turner <christina.turner@morganhill.ca.gov>
Subject: Fwd: **Please vote to protect Juristac**

Sent from my iPhone

Begin forwarded message:

From: SabraAbraham
<SABRA_ABRAHAM@SBCGLOBAL.NET>
Date: January 10, 2020 at 11:57:27 AM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

Dear Mayor Constantine and Councilmembers,

Morgan Hill has an invaluable resource in its open spaces. For the sake of nature, and keeping your city a special place, please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration!

Sincerely,

Sabra Abraham

Los Altos 94022

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From: [Christina Turner](#)
To: [Michelle Bigelow](#); [Angie Gonzalez](#)
Cc: [Harjot Sangha](#)
Subject: Fwd: Please vote to protect Juristac
Date: Sunday, January 12, 2020 6:16:14 PM

Supplement.

Begin forwarded message:

From: Rene Spring <Rene.Spring@morganhill.ca.gov>
Date: January 10, 2020 at 11:13:15 AM CST
To: Christina Turner <christina.turner@morganhill.ca.gov>
Subject: Fwd: **Please vote to protect Juristac**

Sent from my iPhone

Begin forwarded message:

From: KathleenTarlow <kathleen@grassrootsecology.org>
Date: January 10, 2020 at 9:10:12 AM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Kathleen Tarlow

Kathleen Tarlow

Palo Alto 94303

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From: [Christina Turner](#)
To: [Michelle Bigelow](#); [Angie Gonzalez](#)
Cc: [Harjot Sangha](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:49:01 AM

Supplement.

Begin forwarded message:

From: Rene Spring <Rene.Spring@morganhill.ca.gov>
Date: January 13, 2020 at 8:47:56 AM CST
To: Christina Turner <Christina.Turner@morganhill.ca.gov>
Subject: Fwd: **Please vote to protect Juristac**

Sent from my iPad

Begin forwarded message:

From: PatMcGuire <patmcg@sonic.net>
Date: January 13, 2020 at 12:11:12 AM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

Dear Mayor Constantine and Councilmembers,

I am a resident of hills inhabited by animal species whose migrations and territories cross the Juristac area; I therefore consider myself a stakeholder who understands the impact on YOUR city's residents, albeit many miles south of me, and I find the idea of a deep, DEEP sand/gravel open-pit mine to be an environmental disaster for all of central California.

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand

and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Pat McGuire

Saratoga 95070

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 2:21:43 PM

Sent from my iPhone

Begin forwarded message:

From: PriaGraves <priag@birketthouse.com>
Date: January 13, 2020 at 1:55:39 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Although I am not a Morgan Hill resident, please know that when the Environmental Impact Statement is issued, I will be reviewing and commenting on it and I shall endeavor to persuade our supervisor, Joe Simitian, to vote to stop the sand mine and all the destruction that would come with it.

Thank you for your consideration.

Sincerely,

Pria Graves

Pria Graves

Palo Alto 94306



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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 8:07:31 AM

Sent from my iPhone

Begin forwarded message:

From: MandyMcClellan <mandy@carlquistlaw.com>
Date: January 13, 2020 at 7:59:26 AM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Mandy McClellan

Morgan Hill 95037

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 7:14:46 AM

Sent from my iPad

Begin forwarded message:

From: ColinDomnauer <colinpro@rocketmail.com>
Date: January 9, 2020 at 7:36:04 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

Dear Mayor Constantine and Councilmembers,

Nature and open spaces, especially space sacred to those who were here before us, must take priority over monetary missions that will in fact exploit and damage the Earth. Open spaces in our communities are rare in such a modern, technologically oriented culture; these spaces are special to so many of us, providing a respite from modern society and reconnecting with the land. Destruction of this space will cause more suffering than the potential money earned could hope to match providing in well-being.

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,
Colin Domnauer

Colin Domnauer

Morgan Hill 95037

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 7:14:45 AM

Sent from my iPad

Begin forwarded message:

From: MichelleLieberman <gardeninglady@gmail.com>
Date: January 9, 2020 at 5:22:48 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Let's listen to the wisdom of Indigenous leaders and protect remaining sacred lands in our area. Native tribes have lived here for thousands of years and have a deep understanding how our ecosystems function. We should follow their lead in supporting the preservation of Juristac. Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Michelle Lieberman

Morgan Hill 95037

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to this user. For question, please contact the Morgan Hill IT Department by opening a new helpdesk request online or call 408-909-0055.

From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 7:14:42 AM

Sent from my iPad

Begin forwarded message:

From: NoreenBerlier <Medit8ng@gmail.com>
Date: January 9, 2020 at 6:37:26 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

As I have seen immense sprawl in the past 10yrs disrupt the dwindling natural balance of ecosystems this valley once supported with my eyes and heart filled with deeply intense grief, I plead with sincerity that you

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Noreen Berlier
Morgan Hill, Ca.

Noreen Berlier

Morgan Hill 95037



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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 7:14:41 AM

Sent from my iPad

Begin forwarded message:

From: Paul Quintana <paquintan@gmail.com>
Date: January 9, 2020 at 5:06:40 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Paul Quintana

Paul Quintana

San Martin 95046

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 7:14:39 AM

Sent from my iPad

Begin forwarded message:

From: Laurie Winslow <lljwinslow@gmail.com>
Date: January 9, 2020 at 8:00:57 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,
Laurie Winslow

Laurie Winslow

Palo Alto 94305

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 7:14:38 AM

Sent from my iPad

Begin forwarded message:

From: CaroleLobban <mhlobbans@charter.net>
Date: January 9, 2020 at 8:45:31 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

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As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,
Carole Lobban

Carole Lobban

Morgan Hill 95037

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 7:14:33 AM

Sent from my iPad

Begin forwarded message:

From: JeanDana <jeanldana@gmail.com>
Date: January 9, 2020 at 5:15:51 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,
Jean and Art Dana

Jean Dana

Saratoga 95070

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 7:14:32 AM

Sent from my iPad

Begin forwarded message:

From: LauraBrinkerhoff <blmnbrink@gmail.com>
Date: January 9, 2020 at 5:07:13 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Laura Brinkerhoff

Burlingame 94010

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 7:14:30 AM

Sent from my iPad

Begin forwarded message:

From: EileenSendrey <eileensendrey@mac.com>
Date: January 9, 2020 at 7:14:11 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Eileen Sendrey

Morgan Hill 95037

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 7:14:29 AM

Sent from my iPad

Begin forwarded message:

From: Jeanine Peek <Jeanine.peek@comcast.net>
Date: January 9, 2020 at 4:54:12 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Jeanine Peek

Santa Clara 95050

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 7:14:28 AM

Sent from my iPad

Begin forwarded message:

From: KermitCuff <tierno23@yahoo.com>
Date: January 9, 2020 at 5:29:41 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Kermit Cuff

Mountain View 940411160

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 7:14:24 AM

Sent from my iPad

Begin forwarded message:

From: NanlouiseWolfe <nlzwolfe@gmail.com>
Date: January 9, 2020 at 6:55:11 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Nanlouise Wolfe

Santa Cruz 95060

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 7:14:22 AM

Sent from my iPad

Begin forwarded message:

From: ShaunaGreed <s_greed@yahoo.com>
Date: January 9, 2020 at 4:56:22 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Shauna Greed

Boulder Creek 95006

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 7:14:19 AM

Sent from my iPad

Begin forwarded message:

From: SharonLuna <Luna802@msn.com>
Date: January 9, 2020 at 5:30:01 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Sharon Luna

San Martin, 95046 95046

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 7:14:17 AM

Sent from my iPad

Begin forwarded message:

From: RaniFischer <ranifisc@gmail.com>
Date: January 9, 2020 at 5:40:54 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for thoughtful attention.

Sincerely,

Rani Fischer

Sunnyvale 94086

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 7:14:14 AM

Sent from my iPad

Begin forwarded message:

From: AlieVictorine <aliea58@yahoo.com>
Date: January 9, 2020 at 8:47:21 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Alie Victorine

San Jose 95111

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 7:14:12 AM

Sent from my iPad

Begin forwarded message:

From: BenaVohra <benavohra@gmail.com>
Date: January 9, 2020 at 5:55:11 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Bena Vohra

Santa Clara 95051

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 7:14:12 AM

Sent from my iPad

Begin forwarded message:

From: PattyLinder <patty4282@gmail.com>
Date: January 9, 2020 at 6:25:06 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Patty Linder

San Jose 95136

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 7:14:11 AM

Sent from my iPad

Begin forwarded message:

From: JamesStamos <jstamos@alum.mit.edu>
Date: January 9, 2020 at 5:44:34 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

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As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

James Stamos

Saratoga 95070

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 7:14:08 AM

Sent from my iPad

Begin forwarded message:

From: BetsyTanner <betst121@gmail.com>
Date: January 9, 2020 at 6:19:03 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Betsy Tanner

San Jose 95128

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 7:14:06 AM

Sent from my iPad

Begin forwarded message:

From: JoanLoney <j_loney004@msn.com>
Date: January 9, 2020 at 5:41:34 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Joan Loney

Los Altos 94024

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 7:14:01 AM

Sent from my iPad

Begin forwarded message:

From: TimRamsay <abetr@aol.com>
Date: January 9, 2020 at 6:40:59 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Tim Ramsay

San Jose 95138

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 7:14:00 AM

Sent from my iPad

Begin forwarded message:

From: KarlaJurvetson <karlajurvetson@gmail.com>
Date: January 9, 2020 at 8:40:49 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,
Please protect the important site of Juristac - this is part of the cultural heritage of this beautiful area.

Thank you for your consideration.

Sincerely,
Karla

Karla Jurvetson

Los Altos 94022

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 7:13:58 AM

Sent from my iPad

Begin forwarded message:

From: MichelleMacKenzie <michellehmackenzie@gmail.com>
Date: January 9, 2020 at 8:10:34 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

I write to urge you to support the Resolution to protect Juristac/Sargent Ranch as open space. This land is vitally important migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Michelle MacKenzie

Menlo Park 94025

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:53:30 AM

Sent from my iPad

Begin forwarded message:

From: SheilaKulkarni <kulkarni.sheila@gmail.com>
Date: January 9, 2020 at 9:05:35 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife. We must respect their lands.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,
Sheila

Sheila Kulkarni

Santa Clara 95051

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:53:22 AM

Sent from my iPad

Begin forwarded message:

From: MarisaNelson <mjcnelson1@gmail.com>
Date: January 9, 2020 at 9:12:05 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Marisa Nelson

Menlo Park 94025

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:53:15 AM

Sent from my iPad

Begin forwarded message:

From: RobertLea <rnlea@comcast.net>
Date: January 9, 2020 at 9:24:21 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Robert Lea

Monterey 93940

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:53:09 AM

Sent from my iPad

Begin forwarded message:

From: KarstenMueller <k.mueller@yahoo.com>
Date: January 9, 2020 at 9:38:32 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Karsten Mueller

Santa Cruz 95060

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:53:02 AM

Sent from my iPad

Begin forwarded message:

From: GordonFoster <gordon.foster.123@gmail.com>
Date: January 9, 2020 at 9:47:49 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Gordon Foster

Morgan Hill 95037

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:52:56 AM

Sent from my iPad

Begin forwarded message:

From: CarolRuth <Carolruth1@gmail.com>
Date: January 9, 2020 at 10:33:14 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Carol Ruth

Stanford 94305

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:52:46 AM

Sent from my iPad

Begin forwarded message:

From: AllanCampbell <soupuno@aol.com>
Date: January 9, 2020 at 10:38:51 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Allan Campbell

San Jose 95132

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:52:39 AM

Sent from my iPad

Begin forwarded message:

From: NancyMartin <ncmartin@comcast.net>
Date: January 10, 2020 at 2:30:06 AM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Nancy Martin

Palo Alto 94303

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:52:31 AM

Sent from my iPad

Begin forwarded message:

From: maryspangler <maryrspangl@gmail.com>
Date: January 10, 2020 at 6:43:00 AM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

mary spangler

Redwood City 94062

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:52:24 AM

Sent from my iPad

Begin forwarded message:

From: CarlinBlack <jcarlinsv@gmail.com>
Date: January 10, 2020 at 7:17:32 AM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

I frequently use I 280 at Foothill Expressway. The trucks from the quarry are major contributors to congestion and road wear. You don't need that on 101.

Thank you for your consideration.

Sincerely,

Carlin Black

SAN JOSE 95129

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:52:15 AM

Sent from my iPad

Begin forwarded message:

From: markanderton <markanderton@gmail.com>
Date: January 10, 2020 at 7:37:31 AM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

mark anderton

palo alto 94306

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:52:06 AM

Sent from my iPad

Begin forwarded message:

From: ErinRedfern <eeredfern@gmail.com>
Date: January 10, 2020 at 8:36:29 AM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Erin Redfern

San Jose 95117

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:51:59 AM

Sent from my iPad

Begin forwarded message:

From: joangelb <jodygelb@mac.com>
Date: January 10, 2020 at 8:38:45 AM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Council Members,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space!!!!!!!!!!

This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

Please please please keep our land open.

Thank you for your consideration.

Sincerely,
Joan Gelb

joan gelb

Burlingame 94010

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:51:49 AM

Sent from my iPad

Begin forwarded message:

From: ChrisLoo <cdloo@hotmail.com>
Date: January 10, 2020 at 9:29:00 AM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Chris Loo

Morgan Hill 95037

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:51:41 AM

Sent from my iPad

Begin forwarded message:

From: MichelleWaters <flyingcat95033@yahoo.com>
Date: January 10, 2020 at 9:54:51 AM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Michelle Waters

Los Gatos 95033

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:51:33 AM

Sent from my iPad

Begin forwarded message:

From: Roberta Lamons <robbielamons@yahoo.com>
Date: January 10, 2020 at 10:05:53 AM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

We have lost so much of the native land that makes California beautiful; fight to keep what we have left. Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife. We have lost so much of the native land that makes California beautiful fight to keep what we have left.

Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Robbie Lamons

Roberta Lamons

Emerald Hills 94062

WARNING: This message is from an external user. Confidential information such as social security numbers, credit card numbers, bank routing numbers, gift card numbers, wire transfer information and other personally identifiable information should not be transmitted to this user. For question, please contact the Morgan Hill IT Department by opening a new helpdesk request online or call 408-909-0055.

From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:51:27 AM

Sent from my iPad

Begin forwarded message:

From: TrentDahle <dahle70@msn.com>
Date: January 10, 2020 at 11:13:04 AM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Trent Dahle

Fremont 94536

WARNING: This message is from an external user. Confidential information such as social security numbers, credit card numbers, bank routing numbers, gift card numbers, wire transfer information and other personally identifiable information should not be transmitted to this user. For question, please contact the Morgan Hill IT Department by opening a new helpdesk request online or call 408-909-0055.

From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:51:20 AM

Sent from my iPad

Begin forwarded message:

From: AnnieBelt <annieb58@hotmail.com>
Date: January 10, 2020 at 11:15:19 AM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Annie Belt

San Jose 95126

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:51:12 AM

Sent from my iPad

Begin forwarded message:

From: EricaStanojevic <ericast@gmail.com>
Date: January 10, 2020 at 12:16:05 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

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Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Erica Stanojevic

Santa Cruz 95060

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:51:04 AM

Sent from my iPad

Begin forwarded message:

From: RobertChavez <rlc1999@yahoo.com>
Date: January 10, 2020 at 1:40:30 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

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As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Robert Chavez

San Martin 95046

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:50:57 AM

Sent from my iPad

Begin forwarded message:

From: JeanLee <jeanleeorchids@gmail.com>
Date: January 10, 2020 at 1:53:35 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

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Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Jean Lee

San Francisco 94122-2506

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:50:50 AM

Sent from my iPad

Begin forwarded message:

From: dung <ecrituncourriel-114@yahoo.com>
Date: January 10, 2020 at 3:28:09 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife. Allowing a quarry to operate here would not only desecrate sacred land but also drain our aquifers, exacerbate the valley's air pollution, disrupt wildlife and scar the landscape.

Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

du ng

san jose 95123

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:50:31 AM

Sent from my iPad

Begin forwarded message:

From: LeyhlundNelson <nelsonlb2002@yahoo.com>
Date: January 10, 2020 at 6:47:31 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

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Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Leyhlund Nelson

Morgan Hill 95038

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:50:24 AM

Sent from my iPad

Begin forwarded message:

From: MaryMartin <martinmary99@gmail.com>
Date: January 11, 2020 at 4:54:21 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

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As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Mary Martin

San Jose 95135

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:50:17 AM

Sent from my iPad

Begin forwarded message:

From: AnneDeJarnatt <coastrn@gmail.com>
Date: January 11, 2020 at 7:37:26 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

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As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Anne DeJarnatt

Pacifica 94044

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:50:08 AM

Sent from my iPad

Begin forwarded message:

From: KatRussell <katalyst123@comcast.net>
Date: January 11, 2020 at 8:50:10 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

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As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Kat Russell

Mill Valley 94941-4610

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:50:02 AM

Sent from my iPad

Begin forwarded message:

From: nancymartin <nancenfox@gmail.com>
Date: January 12, 2020 at 7:36:39 AM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

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As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

nancy martin

gilroy 95020

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:49:54 AM

Sent from my iPad

Begin forwarded message:

From: BarbaraHargrove <barway22@aol.com>
Date: January 12, 2020 at 7:41:56 AM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

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As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Barbara Hargrove

Hammond 46324-1806

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:49:47 AM

Sent from my iPad

Begin forwarded message:

From: Mary AldenGoulart <m_alden_goulart@yahoo.com>
Date: January 12, 2020 at 8:44:23 AM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

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As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Mary Alden Goulart

Saratoga 95070

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:49:39 AM

Sent from my iPad

Begin forwarded message:

From: LeeAnnPickering <babiod@hotmail.com>
Date: January 12, 2020 at 4:55:37 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration. I realize this is probably a moot point and you've already decided to go ahead with desecrating this sacred land, however, on the off chance our opinions matter....please save Sargent Ranch. It has the ONLY tar pit outside of Los Angeles's La Brea Tar Pits and is critical for a lot of wildlife.

Sincerely,
LeeAnn Pickering

LeeAnn Pickering

Morgan Hill 95037-9122

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helpdesk request online or call 408-909-0055.

From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:49:32 AM

Sent from my iPad

Begin forwarded message:

From: ACardott <acardott@gmail.com>
Date: January 12, 2020 at 8:37:19 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. I grew up in Aromas staring at the mountain every day behind which lies Juristac, wishing it wasn't private property so I could hike it. Didn't know it was a pristine mountain and not all cow country. This is your chance to take part in doing the right thing for that land, a chance no one's had in 100 years. Please do it for all of us whose lives surround that mountain.

This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

A Cardott

San Jose 95110

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security numbers, credit card numbers, bank routing numbers, gift card numbers, wire transfer information and other personally identifiable information should not be transmitted to this user. For question, please contact the Morgan Hill IT Department by opening a new helpdesk request online or call 408-909-0055.

From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Monday, January 13, 2020 6:49:23 AM

Sent from my iPad

Begin forwarded message:

From: HowardRead <howard_read@yahoo.com>
Date: January 13, 2020 at 12:55:14 AM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

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As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,
Howard C. Read

Howard Read

Morgan Hill 95037

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From: [Christina Turner](#)
To: [Michelle Bigelow](#); [Angie Gonzalez](#)
Cc: [Harjot Sangha](#)
Subject: FW: Please vote to protect Juristac
Date: Tuesday, January 14, 2020 9:06:58 PM

Supplement

From: Rene Spring <Rene.Spring@morganhill.ca.gov>
Sent: Tuesday, January 14, 2020 3:21 PM
To: Christina Turner <Christina.Turner@morganhill.ca.gov>
Subject: Fwd: Please vote to protect Juristac

Sent from my iPhone

Begin forwarded message:

From: AdamFrench <akfrench@ucsc.edu>
Date: January 14, 2020 at 3:19:55 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr
<Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran
<yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring
<Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

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Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Adam French

Santa Cruz 95060

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Tuesday, January 14, 2020 1:29:10 PM

Sent from my iPhone

Begin forwarded message:

From: LinziBhatta <linzibhatta@gmail.com>
Date: January 13, 2020 at 7:46:22 AM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

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As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,
Linzi Bhatta

Linzi Bhatta

Santa Clara 95051

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Tuesday, January 14, 2020 1:28:59 PM

Sent from my iPhone

Begin forwarded message:

From: EdithEddy <eeddy@me.com>
Date: January 13, 2020 at 9:31:43 AM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

As one of the closest neighboring communities to Juristac, Morgan Hill deserves a voice in whether this landscape is destroyed for a sand and gravel mine. Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Edith Eddy

Palo Alto 94301

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Tuesday, January 14, 2020 1:28:52 PM

Sent from my iPhone

Begin forwarded message:

From: AndrewHarwell <drewharwell@yahoo.com>
Date: January 13, 2020 at 1:05:04 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

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Thank you for your consideration.

Sincerely,
Andrew Harwell

Andrew Harwell

Palo Alto 94301

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Tuesday, January 14, 2020 1:28:45 PM

Sent from my iPhone

Begin forwarded message:

From: CarolynStraub <carolyn.rosyfinch.straub@gmail.com>
Date: January 13, 2020 at 1:48:15 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

Please vote for the Resolution in support of protecting Juristac/Sargent Ranch as open space. This landscape is the spiritual center of Amah Mutsun Territory and a critical migration corridor for mountain lions, badgers, and other wildlife.

I believe, in addition, that some 76,000 gallons of water a day for the mine is not sustainable in California today with its stiff droughts and wildfires. This amount was quoted within the newspaper article from which another part is taken below:

"Dave Cortese, who hails from a family with a multi-generational agricultural background, says he's more inclined to protect the ranchland as open space. 'Every time we make a decision there's consequences,' he tells San Jose Inside. 'My default is to keep it pristine, to keep it as unimproved as possible.' " - San Jose Inside, Nov. 28, 2019. Cortese is supervisor for District 3, county board of supervisors.

In addition heavy trucking traffic and sand particles that bother allergy sufferers like myself is also unsustainable. Where was sand gotten before to construct our many growing buildings? Debt Acquisition Company of America's ownership of the former Sargent Ranch does not translate immediately into a sand mine proposal without strings attached. There are sustainability questions.

As one of the closest neighboring communities to Juristac, Morgan Hill (and San Jose where we live) deserves a voice in whether this landscape is destroyed for a sand and gravel mine.

Please send a message to the County of Santa Clara that the City Council supports protection of Indigenous sites and wildlife habitat!

Thank you for your consideration.

Sincerely,

Carolyn A. Straub
San Jose
Committee for Green Foothills

Carolyn Straub

San Jose 95111

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Tuesday, January 14, 2020 1:28:39 PM

Sent from my iPhone

Begin forwarded message:

From: StephenMcHenry <stephen.l.mchenry@gmail.com>
Date: January 13, 2020 at 1:53:15 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

Dear Mayor Constantine and Councilmembers,

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Thank you for your consideration.

Sincerely,

Stephen L. McHenry
San Jose
Committee for Green Foothills

Stephen McHenry

San Jose 95111

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Tuesday, January 14, 2020 1:28:33 PM

Sent from my iPhone

Begin forwarded message:

From: JynMyatt <Sycamoredryad@gmail.com>
Date: January 13, 2020 at 3:43:32 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: **Please vote to protect Juristac**

Dear Mayor Constantine and Councilmembers,

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Thank you for your consideration.

Sincerely,

Jyn Myatt

Morgan hill 95037

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Wednesday, January 15, 2020 7:05:35 AM

Sent from my iPad

Begin forwarded message:

From: JenniferRoberts <jenlrob@hotmail.com>
Date: January 14, 2020 at 7:32:11 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

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Thank you for your consideration.

Sincerely,

Jennifer Roberts

San Jose 95136

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From: [Rene Spring](#)
To: [Christina Turner](#)
Subject: Fwd: Please vote to protect Juristac
Date: Wednesday, January 15, 2020 7:05:29 AM

Sent from my iPad

Begin forwarded message:

From: JulieBeer <rutledge@steve@yahoo.com>
Date: January 14, 2020 at 8:36:48 PM PST
To: Rich Constantine <Rich.Constantine@morganhill.ca.gov>, Larry Carr <Larry.Carr@morganhill.ca.gov>, Yvonne Martinez Beltran <yvonne.martinezbeltran@morganhill.ca.gov>, Rene Spring <Rene.Spring@morganhill.ca.gov>, John McKay <john.mckay@morganhill.ca.gov>
Subject: Please vote to protect Juristac

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Thank you for your consideration.

Sincerely,

Julie Beer

Palo Alto 94306

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Public Comment
AGENDA DATE: 1/15/2020
SUPPLEMENT # 1

From: [D. Muirhead](#)
To: [Michelle Bigelow](#); [Angie Gonzalez](#)
Subject: non-agenda public comment Morgan Hill City Council Meeting January 15, 2020 Item #0: PCA grants
Date: Tuesday, January 14, 2020 11:25:29 AM

Dear Morgan Hill City Council,

Comments for:

Morgan Hill City Council

Meeting January 15, 2020

Item #0: Non-agenda Public Comment: PCA grants

City staff recently emphasized the value of defining City land to be within Priority Development Areas and Priority Production Areas in order to be eligible for MTC grants (December 18, 2019: Approve application to Bay Area Metro for a new Priority Production Area and a modified Priority Development Area).

City staff rejected using the opportunity to define new or modified Priority Conservation Areas (MTC June 2019) at the Council Mid-Year Goal Review (July 2019). You will remember that in 2015 the City requested OSA remove the SEQ (now called the City's Priority Conservation Area) from the nomination list, and OSA complied.

To show you the value of the PCA designation, I have included information from the Open Space Authority on their recent award of over \$1.7M in grant funding.

Thank you for your consideration,
Doug Muirhead, Morgan Hill pedestrian and bicyclist

Open Space Outlook January 2020

Open Space Authority Projects Awarded over \$1.7M in Grant Funding

It's a wonderful day for open space: three important Open Space Authority projects have been awarded a total of \$1,779,394 through the Priority Conservation Area (PCA) Grant Program! This competitive grant program provides funding to agencies to acquire, enhance, or improve regionally significant open space lands, referred to as "Priority Conservation Areas." Funding is provided by the Metropolitan Transportation Commission (MTC) and the State Coastal Conservancy.

A PCA grant of \$400,000 has been awarded to the Authority for Phase 1 of Coyote Ridge Open Space Preserve Public Access. This project will enable visitor access to the spectacular 1,832-acre preserve and the construction of an important regional connection of the Bay Area Ridge Trail. With the PCA grant and additional funding, the project will protect rare habitat and sensitive species while providing high-quality recreation and education opportunities for visitors.

A PCA grant of \$379,394 has been awarded to Point Blue Conservation Science to partner with the Authority and the Santa Clara Valley Habitat Agency to enhance and restore critical riparian habitat on the Authority's 183-acre South Pajaro River Agricultural Preserve. Restoring

the area will connect two million acres of critical habitat for wildlife and provide rich habitat for rare species, such as the Least Bell's Vireo (an endangered songbird) and the Western monarch butterfly. This project will also support the current farming on the property, help to capture carbon from the atmosphere, and improve water quality benefits. Additionally, the restoration efforts will connect local communities to open space by engaging students, teachers, and others through the hands-on Students and Teachers Restoring A Watershed (STRAW) program.

Open Space Land Acquisition

A PCA grant of \$1 million has been awarded in support of the acquisition and permanent protection of important open space land in the Santa Clara Valley. This project will allow the Authority to protect and restore critical wildlife habitats and ecosystems, preserve important watersheds, provide recreational opportunities for people to enjoy nature close to home, and support local agriculture through the protection of farming and grazing lands.

Through the hard work and dedication of our Land Conservation & Planning team and agency partners, these grant funds will aid the Authority's continued commitment to conserving the natural environment, supporting agriculture, and connecting people to nature for future generations!

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January

Developmental Asset

#32

Planning and

Decision Making

Young person knows how to plan ahead
and make choices.

CITY OF MORGAN HILL

-



How YAC values planning

Preparing for the 50+ Ball and YLMH

- o Begin preparing a year in advance
- o Splitting into subcommittees
- o Divide responsibilities and set deadlines
- o Communication between subcommittees
- o Report progress at the YAC monthly meetings





January Complementary Asset #22 School Engagement

Young person is actively engaged in learning.

How planning relates to school engagement?

- o Studying for exams in advance
- o Making a list of assignments
- o Coordinating group projects
- o Emailing teachers



What planning and decision-making habits do you use in your life and recommend to young people like us?

