



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, February 19, 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

MORGAN HILL TENNIS CLUB- TONY BONTEMPI, PRESIDENT
VOTERS CHOICE PRESENTATION- SARA NICHOLSON, LEAGUE OF WOMEN VOTERS
YAC PRESENTATION- ASSET #26- CARING

CITY COUNCIL REPORTS

Mayor Pro Tem Martinez Beltran

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. STATUS REPORT ON BOYS AND GIRLS CLUBS OF SILICON VALLEY YOUTH PROGRAMMING AT PARK PLACE APARTMENTS

Recommendation:

Accept status report on Boys and Girls Clubs of Silicon Valley youth programming at Park Place Apartments.

2. ADOPT RESOLUTION SUPPORTING CONSIDERATION OF CUSTOMER OWNERSHIP IN PG&E RESTRUCTURING PROCESS

Recommendation:

Adopt resolution supporting the full consideration by the State Legislature, the California Public Utilities Commission, and the U.S. Bankruptcy Court of customer ownership in the PG&E restructuring.

3. APPROVE FIRST AMENDMENT TO WATERSMART SOFTWARE AGREEMENT

Recommendation:

Approve and authorize the City Manager to execute the first amendment to WaterSmart's agreement to update an appendix to the agreement allowing for enhanced customer notifications.

4. APPROVE PACIFIC GAS AND ELECTRIC COMPANY AGREEMENT TO UNDERGROUND DRY UTILITIES FOR THE HALE AVENUE EXTENSION PROJECT

Recommendation:

Approve and authorize the City Manager to execute and administer a Pacific Gas and Electric Company Agreement to underground dry utilities at the intersection of Dewitt and Spring Avenues for the Hale Avenue Extension Project for a not to exceed amount of \$157,883.

5. APPROVE FUNDING AGREEMENT AND BUDGET AMENDMENT FOR MADRONE CHANNEL TRAIL IMPROVEMENTS PROJECT GRANT

Recommendation:

1. Approve and authorize the City Manager to execute and administer the Santa Clara Valley Transportation Authority's funding agreement for the Bay Area Air Quality Management District Transportation for Clean Air Program (TFCA) grant program for up to \$33,400 towards the construction of the Madrone Channel Trail Improvements Project; and
2. Adopt resolution amending the adopted Fiscal Year (FY) 2019-20 budget in Park Impact Fees Fund (301) to recognize the TFCA Grant as revenue.

6. APPROVE PURCHASE OF A NEW SCHOOL RESOURCE OFFICER VEHICLE

Recommendation:

1. Approve the purchase and build-out of a 2020 Ford Explorer for the Police Department's School Resource Officer; and
2. Authorize the City Manager to approve the purchase order with Priority 1 Public Safety Equipment Installation, Inc. in the not to exceed amount of \$67,000.

7. AWARD CONTRACTS FOR ON-CALL EMERGENCY SPILL RESPONSE CLEANUP SERVICES

Recommendation:

1. Determine that competitive bids upon notice would not be likely to result in a lower price to the City from a responsible bidder or would cause unnecessary expense or delay under the circumstances pursuant to Morgan Hill Municipal Code 3.04.150 (1);
2. Award consultant agreements to All Clean Hazardous Waste Removal, Inc. ("All Clean") and Disaster Kleenup Specialists ("Disaster Kleenup") for emergency spill response cleanup services for three years with the option to extend the term of the agreements for an additional year; and
3. Authorize the City Manager to execute the agreements and other related documents for a three-year term not to exceed \$100,000 and authorize the City Manager to extend the term of the agreements for an additional year.

8. RATIFY CITY POSITION ON CALIFORNIA HOUSING BILL SB 50

Recommendation:

1. Receive legislative correspondence in opposition of Senate Bill (SB) 50 (Wiener) Planning and Zoning: Housing Development: Streamlined Approval: Incentives; and
2. Ratify City's position.

PUBLIC HEARING

9. ADOPTION OF RESOLUTION OF INTENTION AND INTRODUCTION OF ORDINANCE TO AMEND THE CONTRACT BETWEEN THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM (CALPERS) AND THE CITY OF MORGAN HILL TO IMPLEMENT THE EMPLOYEE SHARE OF EMPLOYER CONTRIBUTION IN ACCORDANCE WITH SECTION 20516 OF THE CALIFORNIA GOVERNMENT CODE

Recommendation:

1. Adopt Resolution of Intention of the City Council of the City of Morgan Hill stating its intent to amend the contract between the California Public Employees' Retirement System (CalPERS) and the City of Morgan Hill in order to implement the pension cost share provision in accordance with California Government Code section 20516;
2. Open/close the public hearing;
3. Waive the first and second reading of the ordinance amending the City's contract with CalPERS; and
4. Introduce ordinance.

Estimated Time: 10 Minutes

OTHER BUSINESS

10. ACCEPT DECEMBER 2019 FINANCIAL AND INVESTMENT AND CITY MANAGER AUTHORITY REPORTS

Recommendation:

Accept and file report.

Estimated Time: 10 Minutes

11. CITY OF MORGAN HILL WEBSITE UPDATE

Recommendation:

Receive update on City of Morgan Hill website.

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.

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

