



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, March 4, 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

Aquatics Foundation Donation
Tim Thornton, Brian Kennedy, Denean Smith and Matt Kennedy

RECOGNITIONS

Edward Boss Prado Foundation- Magical Bridge Inclusive Playground Donation
Cecelia Ponzini

CITY COUNCIL REPORTS

Council Member McKay

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. ACCEPT JANUARY 2020 FINANCIAL AND INVESTMENT REPORT

Recommendation:

Accept and file report.

2. ACCEPT DONATION FROM EDWARD BOSS PRADO FOUNDATION FOR MORGAN HILL MAGICAL BRIDGE INCLUSIVE PLAYGROUND

Recommendation:

1. Accept a donation of \$70,000 from the Edward Boss Prado Foundation for construction and maintenance of an inclusive playground at Community Park; and
2. Authorize the City Manager to execute and administer a donation agreement.

3. APPROVE COMMUNITY GARDEN LICENSE AGREEMENT WITH MORGAN HILL COMMUNITY GARDEN (MHCG)

Recommendation:

Authorize the City Manager to execute and administer the license agreement establishing an initial five-year agreement and to extend the agreement in the future if desired by both the City and Morgan Hill Community Garden.

4. APPROVAL OF A CONSULTANT AGREEMENT WITH LISA WISE CONSULTING, INC. (LWC) FOR PREPARATION OF THE MONTEREY CORRIDOR FORM-BASED CODE

Recommendation:

1. Adopt resolution amending the City's Fiscal Year 2019-20 budget to recognize \$160,000 as Senate Bill 2 – Building Homes and Jobs Act planning grant revenue and appropriate \$170,720 as expenditure in the Long-Range Planning Fund (207) for preparation of the Monterey Corridor Form-Based Code; and
2. Approve and authorize the City Manager to execute and administer a Consultant Agreement with Lisa Wise Consulting, Inc. (LWC) for a not to exceed amount of \$170,720.

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

Recommendation:

Approve and authorize the City Manager to execute and administer a Consultant Agreement with David J. Powers & Associates, Inc. for preparation of the Annexation Environmental Impact Report.

6. APPROVE BUTTERFIELD VILLAGE - SUTTER BOULEVARD EXTENSION IMPROVEMENT AGREEMENT

Recommendation:

Approve and authorize the City Manager to executive and administer the Butterfield Village – Sutter Boulevard Extension Improvement Agreement with JTJ Morgan Hill RE LLC.

7. PURCHASE OF TWELVE CITY TRUCKS

Recommendation:

1. Approve the purchase of twelve (12) City trucks in the amount of \$587,634;
2. Authorize City Manager to approve purchase order in the amount of \$587,634 with National Auto Fleet Group;
3. Declare vehicles W06165, W10167, W07129, S07158, E08153, E08156, R08102, R11120, R08118, R07150, D08121, and D08100 to be surplus; and
4. Authorize the disposal of the surplus vehicles in accordance with Section 3.04.400 of the City of Morgan Hill Municipal Code.

8. AWARD MADRONE CHANNEL TRAIL IMPROVEMENTS PHASE I PROJECT

Recommendation:

1. Adopt resolution amending the Fiscal Year 2019-20 Budget to recognize \$338,260 as grant revenue and appropriate an additional \$376,959 in the Park Impact Fund (301), for the Madrone Channel Trail Improvements Project;
2. Approve the Madrone Channel Trail Improvements Phase I Project Plans and Specifications;
3. Award contract to Terramark General Engineering Contractors, Inc. for the Madrone Channel Trail Improvements Phase I Project in the amount of \$254,400;
4. Authorize expenditure of construction contingency funds not to exceed \$25,440; and
5. Authorize the City Manager to execute and administer the construction contract with Terramark General Engineering Contractors, Inc.

9. ADOPT ORDINANCE AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY OF MORGAN HILL AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

Recommendation:

Waive the reading, adopt Ordinance No. 2316, New Series, and declare that said title, which appears on the agenda, shall be determined to have been read by title and further reading waived.

10. APPROVE THE FEBRUARY 5, 2020 MEETING MINUTES

Recommendation:

Approve Minutes.

11. APPROVE THE FEBRUARY 19, 2020 MEETING MINUTES

Recommendation:

Approve Minutes.

OTHER BUSINESS

12. RECEIVE REPORT FROM VALLEY WATER ON ANDERSON DAM AND CONSIDER CITY POSITION ON AB 3005 EXPEDITED DAM SAFETY FOR SILICON VALLEY ACT

Recommendation:

1. Receive verbal report from Valley Water on Anderson Dam;
2. Consider supporting AB 3005 (R. Rivas) Expedited Dam Safety for Silicon Valley Act; and
3. Direct staff to submit letter in support of AB 3005 to the appropriate representatives.

Estimated Time: 60 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 and Preserving Open Space and Agricultural Land
- Maintaining Infrastructure
- 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

2020-2021 Strategic Priorities

- **Fiscal Sustainability**
- Affordable Housing and Homelessness
- Community Engagement and Messaging
- Economic Development
- Transportation

