



Regular Meeting Agenda

Joint City Council and Successor Agency Meeting

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

Wednesday, April 1, 2020 7:00 p.m.

Council Chamber
17555 Peak Avenue, Morgan Hill, CA 95037

PUBLIC MEETINGS DURING THE COVID-19 VIRUS EMERGENCY

Public Participation:

In accordance with Executive Orders N-25-20, N-29-20, and guidance from the California Department of Public Health on gatherings, remote public participation is allowed. The Order will be addressed in the following ways:

Members of the public may not physically attend meetings at the Morgan Hill City Council Chamber.

The City Council meeting will be live-streamed on Channel 17 and on the City's website. Members of the public may participate in the meeting remotely through an electronic meeting in the following ways; by either joining the electronic meeting at bit.ly/040120CCMTG and enter ID: 663 791 422 or by calling in (669) 900-9128 enter Meeting ID: 663 791 422#.

Public comment for City Council meetings will be accepted via email to ccpubliccomment@morganhill.ca.gov <<mailto:ccpubliccomment@morganhill.ca.gov>>. Members of the public participating in the electronic meeting wishing to speak may do so during public comment.

CONTINUED PUBLIC HEARINGS

The public hearing regarding **The amendment of title 18 (Zoning), Division III (Residential Development Control System(RDCS)), of the Morgan Hill Municipal Code, by adding a section 18.156.180 (enforcement) to establish procedures for the limited enforcement or non-enforcement of the Residential Development Control System (RDCS) while the Housing Crisis Act is in effect,** that was publicly noticed for consideration by the City Council at this meeting has been continued to a date certain of April 15, 2020.

The item **Environmental Assessment application EA2019-0017 and Improvement Agreement: Cochrane-Monument Land Company (TechCon Project)** that was publicly noticed for consideration by the City Council at this meeting has been continued to a date certain of April 15, 2020.

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 Bigelow

PLEDGE OF ALLEGIANCE

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

CITY COUNCIL ACTIONS

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. DIRECT THE CITY MANAGER TO NEGOTIATE BROADBAND AGREEMENT

Recommendation:

Direct the City Manager to Negotiate a Dark Fiber Agreement with Wave Broadband for City internet and intranet connectivity.

2. APPROVE FUNDING AGREEMENT WITH COUNTY OF SANTA CLARA FOR MORGAN HILL MAGICAL BRIDGE PLAYGROUND

Recommendation:

Adopt resolution approving and authorizing the City Manager to execute and administer an agreement with the County of Santa Clara for the approval and transfer of \$150,000 from the County of Santa Clara Park Charter Fund for improvements associated with the Morgan Hill Magical Bridge Playground Project.

3. APPROVE PURCHASE OF AN ASPHALT TRUCK AND TRACK LOADER

Recommendation:

1. Approve purchase of an Asphalt Truck from Municipal Maintenance Equipment in the amount of \$238,911 through a Sourcewell cooperative bid contract;
2. Approve purchase of a Track Loader from Bobcat of Fremont in the amount of \$82,081 through a Sourcewell cooperative bid contract;
3. Adopt resolution amending the Fiscal Year 2019-20 budget to appropriate \$235,000 as expenditures, and \$37,200 as revenue, in the Equipment Replacement Fund (790);
4. Authorize the City Manager to approve both purchase orders totaling \$320,992;
5. Declare the current asphalt truck and woodchipper as surplus equipment; and
6. Authorize the disposal of the surplus equipment in accordance with Section 3.04.400 of the City of Morgan Hill Municipal Code.

4. APPROVE PURCHASE OF A NEW VACTOR COMBO TRUCK

Recommendation:

1. Approve purchase of a Vactor Combo Truck from Owen Equipment Company in the amount of \$511,590 through a Sourcewell cooperative bid contract;
2. Adopt resolution amending the Fiscal Year 2019-20 budget to appropriate \$350,000 from the Equipment Replacement Fund (790) to fully fund the purchase of the Vactor Combo Truck;
3. Authorize the City Manager to approve a purchase order for \$511,590 with Owen Equipment Company;
4. Declare the current combo truck, City vehicle S09166, as surplus; and
5. Authorize the disposal of the surplus truck in accordance with Section 3.04.400 of the City of Morgan Hill Municipal Code.

5. RECEIVE REPORT REGARDING THE EXTENSION OF TERMS OF TWO (2) MEMBERS ON THE LIBRARY, CULTURE & ARTS COMMISSION; AND THREE (3) MEMBERS ON THE PARKS AND RECREATION COMMISSION

Recommendation:

1. Receive report; and
2. If desired, the Council can reappoint the two commissioners who have applied for reappointment.

6. APPROVE THE MARCH 18, 2020 MEETING MINUTES

Recommendation:

Approve Minutes.

7. APPROVE THE MARCH 23, 2020 MEETING MINUTES

Recommendation:

Approve Minutes.

OTHER BUSINESS

8. REVIEW RESOLUTION RATIFYING EMERGENCY PROCLAMATION

Recommendation:

Reaffirm Council's ratification of the Director of Emergency Services proclamation of a local emergency on March 13, 2020.

Estimated Time: 60 Minutes

SUCCESSOR AGENCY ACTIONS

OTHER BUSINESS

1. ADOPT RESOLUTION AUTHORIZING THE SALE AND ISSUANCE OF TAXABLE REFUNDING BONDS TO REFINANCE AT LOWER INTEREST RATES CERTAIN OUTSTANDING BONDS PREVIOUSLY ISSUED BY THE SUCCESSOR AGENCY

Recommendation:

Adopt resolution authorizing the sale and issuance of Tax Allocation Refunding Bonds to refinance at lower interest rates certain outstanding bonds previously issued by the Successor Agency.

Estimated Time:

FUTURE CITY 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

