

From: [D. Muirhead](#)
To: [Angie Gonzalez](#); [Michelle Wilson](#)
Subject: Council Meeting Sept 07, 2016 Comments #3, #6, #9, #10
Date: Monday, September 05, 2016 11:57:18 AM

Dear Morgan Hill City Council,

Comments for the Public Record submitted by
Doug Muirhead, a resident of Morgan Hill, for:

Morgan Hill City Council
Meeting Sept 07, 2016
[consent 1-15]

- Item #3: Accept Downtown Parking Structure
- Item #6: Parks master plan - add sports tourism economic impact study
- Item #9: Agricultural preservation consultant
- Item #10: West Little Llagas Creek Trail Project HCF grant apply

Thank you for your consideration.

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Item #3: Accept Downtown Parking Structure

In the name of your Ongoing Priority of Maintaining Fiscal Responsibility, you directed the contractor and subcontractors to work overtime and weekends as necessary to accelerate the project. You did not complete the Parking Garage by the end of 2015 as required by the Redevelopment wind-down. Having told us all last year how necessary it was to spend all the money, the City Manager was quoted in the paper in January saying he was sure the IRS would understand that we tried our best.

Question 1: What was the total cost of overtime for the project?

Question 2: What is the legal status of the bond disbursement failure?

Notes from Staff Report:

On December 17, 2014, Council awarded a design-build contract in the amount of \$8,580,000 of former Redevelopment bond proceeds for the parking structure. On May 20, 2015, Council approved adding two other simultaneous projects in the amount of \$2,170,000. The project commenced in January, 2015. Seventeen change orders, additional cost of \$2,641,700, addressed significant construction issues.

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Item #6: Parks master plan - add sports tourism economic impact study

Staff is recommending to amend the Recreation Master Plan contract to include a sports tourism economic impact study and design of a printable bikeways, trails, and park map.

Question 1: Will these additions be scheduled to occur after the Master Plan is delivered? The City is proceeding with several projects based on the 2007 and 2008 Master Plans and we have no way to introduce our 2016 priorities into the discussion since the current Master Plan update remains incomplete.

Question 2: I think that an economic impact study of sports tourism

belongs under the umbrella of Mr. Lang's economic development blueprint and not part of a Recreation Master Plan.

Question 3: To me, your Ongoing Priority of Preserving and Cultivating Public Trust includes the ability of our residents to evaluate how you score proposals. Saying only that proposals were reviewed by two senior staff is inadequate. What were the categories and weights for scoring? What were the scores? How was one proposal incomplete? The RFP should also have been included in this agenda item (as was done with Item #9).

Notes from Staff Report:

On June 22, 2016, Council held a Recreation Master Plan workshop and wanted to conduct a sports tourism economic impact study. Team members from the Community Services Department and Economic Development Division solicited proposals for companies complete the study. Three proposals were received:

MIG, Inc./Johnson Consulting	\$51,000
Sports Facilities Advisory	\$62,000
Camoin Associates	\$ 9,500

Proposals were reviewed by the City's Economic Development Coordinator and Community Services Director and the proposal by MIG, Inc./Johnson Consulting was scored the highest. The proposal by Camoin Associates was found to be incomplete. MIG, the City's current Master Plan consultant, has proposed using Johnson Consulting as a sub-contractor (who works with County of Santa Clara on County Fairgrounds planning)

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Item #9: Agricultural preservation consultant

You have a 2016 Focus Area of Participating in Regional Issues. And you say that, for community engagement, securing conservation easements will require active collaboration with local property owners and farmers.

Question 1: Why no mention of Strategic Agricultural Lands Conservation Program (SALC) and the Open Space Authority partnership with the County of Santa Clara to develop the Santa Clara Valley Climate and Agriculture Protection Program (CAPP)?

Comment 1: Thank you for including the RFP and response in this agenda item.

Notes from RFP:

II. Background - Purpose

The City of Morgan Hill has determined that small-scale agriculture is viable in the Morgan Hill Sphere of Influence (SOI) if land use tools are used effectively to protect an adequate agricultural land use supply.

Notes from Proposal:

7. Q: Any other information that the City of Morgan Hill finds relevant under the circumstances.

A: Tom has consulted with the Santa Clara County Open Space Authority (OSA) on regional planning issues, and was recently been invited to be an advisor to OSA's new Santa Clara Valley Climate and Agricultural Protection Program ("CAPP"). There is the potential for Morgan Hill to work collaboratively on some projects with OSA, which in turn has

the potential to leverage additional sources of funding to match with Morgan Hill's mitigation funds, and allow greater acreage to be protected.

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Item #10: West Little Llagas Creek Trail Project HCF grant apply

I am strongly in support of this trail extension and look forward to adding the segment from Watsonville Road to Lake Silveira to my rides and walks.

Question 1: I am concerned that this grant application and the CIP both fail to acknowledge Water District policy (Resolution No. 82-30, May 1982) that prohibits trails on lands that have been acquired for the Upper Llagas Creek PL-566 Watershed Project.

Director Valera raised this issue with District staff, who responded in CEO Bulletin, Week of April 29-May 5, 2016, I-16-0009:

Before the City, County of Santa Clara (County), or other entity can construct public access/recreation trails along the PL-566 project, the City, County, or other entity must complete, but not limited to, the following tasks:

1. Request and have board revoke, cancel, or amend current water district Resolution No. 82-30, which will allow the use of water district lands along PL-566 project to be utilized for public access/recreation trails;

While this issue has yet to be scheduled for discussion by the District Board, it is hoped that the earlier concern of public trespassing into adjacent private land may no longer reflect the current opinions and community needs which generally are in favor of public trails. However, one property owner appeared at a recent Board meeting and strongly objected to creation of a trail.

Comment 1: The City is proceeding with several projects based on the 2007 and 2008 Master Plans; we have no way to introduce our 2016 priorities into the discussion since the current Master Plan update remains incomplete.

Notes from Staff Report:

-Report Narrative-
Phase 1 of the Santa Clara Valley Water District (SCVWD) Upper Llagas Creek Flood Protection Project will realign the creek in a new channel to flow under Watsonville Road and continue to the south, past Lake Silveira to Monterey Road.

Currently, the SCVWD Flood Protection Project does not include recreational or interpretive features. The City of Morgan Hill Capital Improvement Program (CIP) includes the West Little Llagas Creek Trail Project which includes extension of the trail to Lake Silveira by following the maintenance access roads which are required under Phase 1 of the SCVWD Flood Protection Project.

-Prior City Council Actions-
Project has been supported by Council through approval of the following City of Morgan Hill formally adopted Master Plans:

- * Parks, Facilities, and Recreational Facilities Master Plan
- * 2007 Trails Master Plan
- * 2008 Bikeways Master Plan

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