



City of Morgan Hill

Meeting Minutes

City Council

Steve Tate ~ Mayor

Rich Constantine ~ Mayor Pro Tem

Gordon Siebert ~ Council Member

Marilyn Librers ~ Council Member

Larry Carr ~ Council Member

Wednesday, August 5, 2015

6:45 PM

**Council Chamber
17555 Peak Avenue
Morgan Hill, CA 95037**

Special City Council Meeting Agenda

6:45 p.m.

CALL TO ORDER

ROLL CALL ATTENDANCE

Council Member Siebert arrived at 7:00 p.m.

Present: 5 - Council Member Carr, Mayor Pro Tem Constantine, Council Member Librers,
Council Member Siebert, Mayor Tate

Absent: 0

DECLARATION OF POSTING OF AGENDA

Commission Interviews

- 1 [15-466](#) CONTINUED INTERVIEW AND APPOINTMENTS TO FILL FOUR (4)
VACANCIES ON THE PLANNING COMMISSION**

**Action: On a motion by Council Member Carr and seconded by Council Member Constantine, Adopting
resolution 15-185, ratifying the mayor's recommended appointments to the Planning Commission. The
motion passed by the following vote:**

Ayes: 4 - Carr, Constantine, Librers, Tate

Noes: 0

Absent: 1 - Siebert

Regular Meeting Agenda

7:00 p.m.

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.

SILENT INVOCATION

PLEDGE OF ALLEGIANCE

CITY COUNCIL REPORTS

[15-505](#)

Council Member Constantine

Council Member Constantine shared that on July 23, 2015 he attended a press conference put on by the Santa Clara Valley Water District regarding the drought. He was able to boast about the fact that Morgan Hill is leading the county in reducing water usage. He continued by sharing that on July 17, 2015 He and his teammates Mayor Pro Tem Larry Carr and City Attorney Renee Gurza attended the YAC scavenger hunt. He concluded that they had a wonderful time and thanked the YAC members for making his morning very memorable.

CITY MANAGER'S REPORT

City Manager Rymer thanked the community for their attendance. He continued by recognizing Margarita Balagso, Jennifer Ponce, Carlos Guerro, Jennie Tucker and Chiquy Mejia for the efforts in putting the National Night Out event together. He shared that you can pick up a free water capture bucket at the Community and Cultural Center to continue your water conservation efforts. He concluded by speaking to the evenings supplements and presentations.

CITY ATTORNEY'S REPORT

City Attorney Gurza reported that a final resolution in the 3rd Street Pavers litigation has been reached. All of the parties have entered into a final settlement agreement that will end the litigation and it will allow the parties to avoid further litigation and costs. She thanked the parties involved for working diligently and negotiating a successful resolution that will make the City whole by covering the costs for repair so that the area really can become the downtown center piece that the Council had envisioned and intended. The total amount to be paid to the City under that agreement is \$357,907.60. She concluded by thanking outside counsel who zealously defended the City in the litigation; Claire Gibson and Claudia Hudner with Jarvis, Faye, DoPorto and Gibson.

OTHER REPORTS

Mayor Tate shared that his next coffee with the Mayor and guest Council Member Libers will be at Booksmart on Saturday, August 8, 2015 at 10:00 a.m.

PRESENTATIONS[15-504](#)

YAC Presentation-Asset # 3 Caring Neighborhood

RECOGNITIONS

YAC Member Armando Banuelos

Judy and Murv Little

Mighty Mushrooms Pony Baseball Team

Freedom Fest Committee

PUBLIC COMMENT*Mayor Tate Opened Public Comment**Liam Downey**Rich Bergin**Bernie Mulligan**Hearing no further request to speak, the public comment was closed.***ADOPTION OF AGENDA**

Action: On a motion by Council Member Carr and seconded by Council Member Siebert adopting the agenda with the removal of item 18. The motion passed by the following vote:

Ayes: 5 - Carr, Constantine, Librers, Siebert, Tate

Noes: 0

Absent: 0

CONSENT CALENDAR:

Action: On a motion by Council Member Librers and seconded by Council Member Constantine, approving consent calendar items 2 through 6 and 14 through 21. The motion passed by the following vote:

Ayes: 5 - Carr, Constantine, Librers, Siebert, Tate

Noes: 0

Absent: 0

CONSENT CALENDAR:

Action: On a motion by Council Member Siebert and seconded by Council Member Carr approving consent calendar items 7 through 13. The motion passed by the following vote:

Ayes: 4 - Carr, Librers, Siebert, Tate

Noes: 1 - Constantine

Absent: 0

- 2 [15-490](#) APPROVE TWO MEMORANDUMS OF UNDERSTANDING WITH SOUTH SANTA CLARA FIRE DISTRICT FOR ASSISTANCE FOR FIREFIGHTERS GRANT

Adopt resolution 15-186 authorizing City Manager to execute two memorandums of understanding (MOUs) between the City and the South Santa Clara County Fire District.

- 3 [15-465](#) ACCEPTANCE OF COMMUNITY & CULTURAL CENTER EXTERIOR PAINTING PROJECT

Adopt resolution 15-187 accepting the Community & Cultural Center Exterior Painting Project in the final amount of \$64,200; and directing the City Clerk to file the attached Notice of Completion with the County of Santa Clara's Recorder's Office.

- 4 [15-469](#) ACCEPTANCE OF ULTRAVIOLET DISINFECTION SYSTEM UPGRADES PROJECT

Adopt resolution 15-188 accepting the Ultraviolet Disinfection System Upgrades Project in the final amount of \$60,524; and Directing the City Clerk to file the attached Notice of Completion with the County of Santa Clara's Recorder's Office

- 5 [15-456](#) ADOPT ORDINANCE 2150, NEW SERIES AN ORDINANCE OF THE CITY OF MORGAN HILL ADDING A NEW CHAPTER 3.60 (PROCUREMENT PROCEDURES FOR PUBLIC WORKS PROJECTS) TO TITLE 3 (REVENUE AND FINANCE) OF THE MORGAN HILL MUNICIPAL CODE TO PROVIDE INFORMAL BIDDING PROCEDURES UNDER THE UNIFORM PUBLIC CONSTRUCTION COST ACCOUNTING ACT OF THE STATE OF CALIFORNIA

- 6 [15-457](#) ADOPT ORDINANCE 2151, NEW SERIES AN ORDINANCE OF THE CITY OF MORGAN HILL APPROVING A DEVELOPMENT AGREEMENT FOR APPLICATION DA-15-04: SECRETARIAT - QUAIL MEADOWS

- 7 [15-458](#) ADOPT ORDINANCE 2152, NEW SERIES AN ORDINANCE OF THE CITY OF MORGAN HILL (ZA-14-11) AMENDING THE MORGAN HILL ZONING CODE (MUNICIPAL CODE TITLE 18) BY ADDING SECTION 18.08.070, ENTITLED "AGRICULTURAL LANDS MITIGATION ORDINANCE" AND MAKING MINOR AMENDMENTS TO THE OPEN SPACE ZONING DISTRICT SECTION 18.080.060

- 8 [15-459](#) ADOPT ORDINANCE 2153, NEW SERIES AN ORDINANCE OF THE THE CITY OF MORGAN HILL AMENDING THE MORGAN HILL ZONING CODE ZA-14-09 (MUNICIPAL CODE TITLE 18) BY ADDING CHAPTER 18.27 SPORTS RECREATION AND LEISURE DISTRICT ZONING DISTRICT

- 9 [15-460](#) ADOPT ORDINANCE 2154, NEW SERIES AN ORDINANCE OF THE CITY OF MORGAN HILL APPROVING PRE-ZONING OF CERTAIN REAL PROPERTY LOCATED AT THE SOUTHEASTERLY CORNER OF BARRETT AVENUE AND MURPHY AVENUE TO PUBLIC FACILITIES/PLANNED UNIT DEVELOPMENT (ASSESSOR PARCEL NUMBERS 817-17-001, 817-17-009, 817-17-025 and 817-17-026)
- 10 [15-470](#) ADOPT ORDINANCE 2155, NEW SERIES AN ORDINANCE OF THE CITY OF MORGAN HILL APPROVING PRE-ZONING OF CERTAIN REAL PROPERTY LOCATED ON THE SOUTH SIDE OF TENNANT AVENUE, EAST OF HIGHWAY 101 TO SPORTS/RECREATION/LEISURE (SUB DISTICT B) (SRL-B) (ASSESSOR PARCEL NUMBERS 817-14-004, 817-14-005, and 817-14-009)
- 11 [15-462](#) ADOPT ORDINANCE 2156, NEW SERIES AN ORDINANCE OF THE CITY OF MORGAN HILL APPROVING PRE-ZONING OF CERTAIN REAL PROPERTY LOCATED ALONG THE SOUTH SIDE OF TENNANT AVENUE, EAST OF MURPHY AVENUE TO SPORTS/RECREATION/LEISURE (SUB DISTICT A) (SRL-A) (ASSESSOR PARCEL NUMBERS 817-16-002 THROUGH 817-16-005)
- 12 [15-463](#) ADOPT ORDINANCE 2157, NEW SERIES AN ORDINANCE OF THE CITY OF MORGAN HILL APPROVING PRE-ZONING OF CERTAIN REAL PROPERTY LOCATED IMMEDIATELY SOUTH OF THE CITY OF MORGAN HILL AQUATICS CENTER AT THE NORTHEASTERN CORNER OF CONDIT ROAD AND TENNANT AVENUE TO SPORTS/RECREATION/LEISURE (SUB DISTICT B) (SRL-B) (ASSESSOR PARCEL NUMBER 817-13-008)
- 13 [15-464](#) ADOPT ORDINANCE 2158, NEW SERIES AN ORDINANCE OF THE CITY OF MORGAN HILL APPROVING PRE-ZONING OF CERTAIN REAL PROPERTY LOCATED SOUTH OF SAN PEDRO AVENUE AND GENERALLY WEST OF HILL ROAD AND NORTH OF MAPLE AVENUE TO SPORTS/RECREATION/LEISURE (SUB DISTICT A OR B) (SRL-A OR SRL-B) (ASSESSOR PARCEL NUMBERS 817-13-011, 817-13-037, 817-14-011, 817-14-012, 817-14-014, 817-14-017, 817-14-019, 817-16-001, 817-16-014, 817-18-001 and 817-17-002)
- 14 [15-360](#) AMEND CONFLICT OF INTEREST CODE REPORTING CATEGORIES

Adopt resolution 15-189 amending the list of positions subject to the City's Conflict of Interest Code.

- 15 [15-482](#) AUTHORIZATION TO NEGOTIATE SALE OR EXCHANGE OF
PROPERTY WITH WESTON MILES ARCHITECTS FOR THE
EXPANSION OF THE GRANARY

Action: On a motion by Council Member Librers and seconded by Council Member Siebert Adopting resolution 15-190 authorizing negotiations for the sale, exchange or lease of the Depot building parking lot property with Weston Miles Architects for the expansion of the Granary. The motion passed by the following vote:

Ayes: 4 - Constantine, Librers, Siebert, Tate

Noes: 0

Absent: 0

Abstain: 1 - Carr

- 16 [15-467](#) ECONOMIC DEVELOPMENT COORDINATOR OUTCOME-BASED
JOB DESCRIPTION.

Adopt resolution 15-191 approving the Economic Development Coordinator Outcome-based job description and corresponding salary.

- 17 [15-444](#) FINAL MAP APPROVAL FOR CALLE SIENA - TRACT NO. 10293

Adopt Resolution 15-192 approving Final Map, authorizing the City Manager to execute the Subdivision Improvement Agreement with Glenrock Builders, Inc., authorizing the City Manager to execute a Stormwater Best-Management-Practices (BMP) Operation and Maintenance Agreement pending review and approval by the City Attorney; and authorizing the recordation of the Final Map, the Subdivision Improvement Agreement, and the Stormwater BMP Operations and Maintenance Agreement.

- 18 [15-481](#) FIRST AMENDMENT TO PROFESSIONAL SERVICES CONTRACT
WITH BURKE, WILLIAMS AND SORENSEN FOR LEGAL
ASSISTANCE FOR SALE OF FORMER REDEVELOPMENT ASSETS
CONSISTENT WITH THE LONG RANGE PROPERTY MANAGEMENT
PLAN (LRPMP)

Item pulled from agenda

- 19 [15-476](#) FISCAL YEAR 2015/16 COMMISSION WORK PLANS

Approving the proposed Library, Culture and Arts Commission FY 2015/16 Work Plan and Approving the proposed Parks and Recreation Commission FY 2015/16 Work Plan.

- 20 [15-474](#) LEADERSHIP MORGAN HILL 2015 DOWNTOWN AMPHITHEATER
LIGHT PROJECT DONATION ACCEPTANCE

- 21 [15-489](#) RESOLUTION SUPERSEDING RESOLUTION NO. 15-125 TO
REPLACE THE MEMORANDUM OF UNDERSTANDING WITH THE
POLICE OFFICERS' ASSOCIATION (POA) AND CORRESPONDING
SALARY SCHEDULES IN ITS ENTIRETY

Adopt resolution 15-194 superseding Resolution No. 15-125, which approved the Memorandum of Understanding with the POA effective July 2015 - December 2018 and corresponding salary schedules, to replace the Memorandum of Understanding and corresponding salary schedules in its entirety with the attached revised version.

- 22 [15-475](#) UPDATE ON "SUPPORTING YOUTH" INITIATIVES

Calubaquib presented the staff report

Action: On a motion by Council Member Carr and seconded by Council Member Constantine, accepting the report on "Supporting "Youth" initiatives. The motion passed by the following vote:

Ayes: 5 - Carr, Constantine, Librers, Siebert, Tate

Noes: 0

Absent: 0

OTHER BUSINESS:

23 [15-492](#)**MONTEREY ROAD COMPLETE STREET PILOT PROJECT FINAL
REPORT AND RECOMMENDATION (supplements added in
attachments)**

Principal Planner Ramirez presented the staff report.

The public comment was opened.

Claudia Rossi spoke in favor

Jennifer Hallabaugh spoke on behalf of Michelle McKay - in favor

Liam Downey spoke in favor

Sanjar Chakamian spoke in opposition

Melissa Murphy spoke in opposition

Ed Hunter spoke in opposition

Sean Adams spoke in opposition

David Dindak spoke in opposition

Kerry Dindak spoke in opposition

Carma Dreyfus spoke in favor

Chris Reynolds spoke in favor

Marby Lee spoke in opposition

George Flores spoke in favor

John McKay spoke in favor

Roger Knopf spoke in favor

Brad Jones spoke in favor

Nathan Winchell spoke in favor

Megan Winchell spoke in favor

Jeff Dixon spoke in opposition

Bernie Mulligan spoke in opposition

Nancy Reynolds spoke in favor

John Horner spoke in opposition

Josh Conlon spoke in favor

Eugene Davis spoke in opposition

Rocke Garcia spoke in favor

Rich Bergin spoke in favor

Rosy Bergin spoke in favor

Joesph Carrillo spoke in favor

Susan Mister spoke in opposition

Philip Bogosian spoke in opposition

Brian Faircloth spoke in opposition

Ron Ferenz spoke in opposition

Charles Weston spoke in favor

Kathy Reno spoke in opposition

Andy Francke spoke in favor

Lucy August-Perna spoke in favor

Jeanne Gregg spoke in opposition

Kevin B spoke in opposition

Marty Cheek spoke in favor

Tess Rogers spoke in opposition

Armando Banuelos spoke in opposition

Allan Lebotz spoke in opposition

Frank Manochio spoke in opposition

Cindy Acevedo spoke in opposition

Hearing no further requests to speak, the public comment was closed at 9:55 pm

Meeting went into Recess. Meeting Reconvened

Direction provided to staff.

Action: On a motion by Council Member Constantine and seconded by Council Member Carr, extending the meeting until 12:30 a.m. The motion passed by the following vote:

Ayes: 5 - Carr, Constantine, Librers, Siebert, Tate

Noes: 0

Absent: 0

Action: On a motion by Council Member Siebert and seconded by Council Member Carr, not to make a decision tonight on permanent change, continue the one lane experiment and collect additional information during that time period until December 1 and work to resolve problems that have been raised. travel times from north to south and south to north and the traffic volumes

. The motion failed.by the following vote:

Ayes: 2 - Carr, Siebert

Noes: 3 - Constantine, Librers, Tate

Absent: 0

Action: On a motion by Council Member Constantine and seconded by Council Member Librers,
Directing staff to explore the following complete street enhancements:

- a) Reducing the width of the travel lane to reduce the driver field of view and reduce speeding
- b) Studying signal timing at the intersection of Monterey Road and Main Avenue and potential conversion of the outside westbound travel lane to a shared through/right-turn lane and evaluate northbound and southbound left-turn movement operations
- c) Adding advance yield bars, green pavement markings, rectangular rapid flashing beacons, decorated crosswalks, and other safety enhancements
- d) Adding bicycle racks and bicycle corrals in Downtown, particularly along Monterey Road and Third Streets
- e) Exploring other improvements to signal timing at key intersections to improve flow of traffic
- f) Continuing to monitor business health through State Department of Revenue Quarterly Sales Tax Receipt Data;

Directing staff to continue to pursue funding opportunities, including grants, for the construction of Hale Avenue;

Directing staff to develop and implement a strategy to increase the STIP (State Transportation Improvement Program) priority of funding for the widening of Interstate 101; and going back to the enhance four lane configuration, going through item number 2; In some way figuring out a way that we can help slow down traffic, and allow bikes and pedestrians to co-exist with our vehicles in our downtown.

The motion passed by the following vote:

Ayes: 4 - Constantine, Librers, Siebert, Tate

Noes: 1 - Carr

Absent: 0

24 [15-468](#) REVISIONS TO WATER WASTE ORDINANCE

Program Administrator Eulo presented the staff report

The public comment was opened at 11:19 p.m.

Steve Bolaris

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

Action: On a motion by Council Member Constantine and seconded by Council Member Librers, waiving the first and second reading of Ordinance 2159; and directing staff to come back with a recommendation on recycled water for construction sites. The motion passed by the following vote:

Ayes: 5 - Carr, Constantine, Librers, Siebert, Tate

Noes: 0

Absent: 0

Action: On a motion by Council Member Constantine and seconded by Council Member Carr, Introducing Ordinance 2159. The motion passed by the following vote:

Ayes: 5 - Carr, Constantine, Librers, Siebert, Tate

Noes: 0

Absent: 0

25 [15-502](#) CONSIDERATION OF A CITY-WIDE MINIMUM WAGE COMMUNITY ENGAGEMENT PROCESS

Human Resources Manager Katsuyoshi presented the staff report.

Public comment was opened.

Ed Hunter spoke in opposition

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

Action: On a motion by Council Member Constantine and seconded by Council Member Librers, Directing staff to initiate a city-wide minimum wage engagement process. The motion passed by the following vote:

Ayes: 5 - Carr, Constantine, Librers, Siebert, Tate

Noes: 0

Absent: 0

PUBLIC HEARINGS:26 [15-422](#)**2015 WEED AND BRUSH ABATEMENT PROGRAM ASSESSMENT
REPORT - PROGRAM CHARGES (supplements added in attachments)***Public Hearing Opened**Jeff Lawson was called to speak (handout and photo received)**Stephen Bolaris was called to speak (handout and photo received received)**Mark O Bagula was called to speak (letter received)**Yoram Rozi was called to speak**Ali Entezarmahdi was called to speak**David Bo Liang was called to speak**Hearing no further request to speak, the Public Hearing was closed.*

Action: On a motion by Council Member Librers and seconded by Council Member Carr, waiving the charges for line 70 of resolution A; 18100 Christeph 764-32-059 Lawson, Jeffrey Scott Tr 18100 Christeph Dr MORGAN HILL, 95037-3430 \$344.00. The motion passed by the following vote:

Ayes: 4 - Carr, Librers, Siebert, Tate**Noes:** 1 - Constantine**Absent:** 0

Action: On a motion by Council Member Librers and seconded by Mayor Pro Tem Carr, reducing the fee for line 91 of resolution A; 773-32-011 Bolaris, Stephen And Bolaris, Valerie 18200 Sabini Ct MORGAN HILL, 95037-3428 to \$250.00. The motion passed by the following vote:

Ayes: 5 - Carr, Constantine, Librers, Siebert, Tate**Noes:** 0**Absent:** 0

Action: On a motion by Council Member Constantine and seconded by Mayor Tate, reducing the charges for line 84 of resolution A; 773-18-022 Rozi, Yoram 1700 Llagas Rd MORGAN HILL, 95037-9447 to \$644.00.

The motion failed by the following vote:**Ayes:** 2 - Constantine, Tate**Noes:** 3 - Carr, Librers, Siebert**Absent:** 0

Action: On a motion by Council Member Constantine and seconded by Council Member Siebert, extending the meeting to 1:00 am. The motion passed by the following vote:

Ayes: 5 - Carr, Constantine, Librers, Siebert, Tate**Noes:** 0**Absent:** 0

**26 [15-422](#) 2015 WEED AND BRUSH ABATEMENT PROGRAM ASSESSMENT
REPORT - PROGRAM CHARGES (supplements added in attachments)**

Action: On a motion by Council Member Constantine and seconded by Council Member Librers, reducing the charge for Line 34 of resolution A; 17085 Copper Hill 729-30-008 Liang David Bo & He You 17085

Copper Hill Dr MORGAN HILL, 95037-6502 to \$250.00. The motion passed by the following vote:

Ayes: 3 - Constantine, Librers, Tate

Noes: 2 - Carr, Siebert

Absent: 0

Action: On a motion by Mayor Pro Tem Carr and seconded by Council Member Siebert, adopting resolution 15-195 Ordering the Final Report on the 2015 Weed and Brush Abatement Program Assessment Report - Program Charges be Transmitted to the Santa Clara County Assessor's Office and that Liens be Posted Against the Properties on the Report, excluding Assessor Parcel Numbers (APN) struck out of the attached list; eliminate line 9; reduce line 34 to \$250; Line 70 eliminate; line 91 reduce to \$250.00

. The motion passed by the following vote:

Ayes: 5 - Carr, Constantine, Librers, Siebert, Tate

Noes: 0

Absent: 0

Action: On a motion by Council Member Siebert and seconded by Council Member Constantine, adopting resolution 15-196 Ordering the Final Report on the 2015 Weed and Brush Abatement Program Assessment Report - Program Charges be Transmitted to the Santa Clara County Assessor's Office and that Liens be Posted Against the Properties on the Report, excluding Assessor Parcel Numbers (APN) struck out of the attached list; and

. The motion passed by the following vote:

Ayes: 4 - Carr, Constantine, Librers, Siebert

Noes: 0

Absent: 0

Recused: 1 - Tate

Action: On a motion by Council Member Constantine and seconded by Council Member Carr, adopting resolution 15-197 Ordering the Final Report on the 2015 Weed and Brush Abatement Program Assessment Report - Program Charges be Transmitted to the Santa Clara County Assessor's Office and that Liens be Posted Against the Properties on the Report, excluding Assessor Parcel Numbers (APN) struck out of the attached list.. The motion passed by the following vote:

Ayes: 4 - Carr, Constantine, Librers, Tate

Noes: 0

Absent: 0

Recused: 1 - Siebert

27 [15-497](#) ZONING AMENDMENT, ZA-14-16: CONDIR-EVERGREEN

Community Development Director Crabtree presented the staff report

public hearing opened

Scott Murray was called to speak

Ross Doyle was called to speak

Action: On a motion by Council Member Siebert and seconded by Council Member Constantine, Waiving the first and second reading of the Zoning Amendment Ordinance for ZA-14-16

. The motion passed by the following vote:

Ayes: 5 - Carr, Constantine, Librers, Siebert, Tate

Noes: 0

Absent: 0

Action: On a motion by Council Member Siebert and seconded by Council Member Constantine introducing Zoning Amendment Ordinance 2160. The motion passed by the following vote:

Ayes: 5 - Carr, Constantine, Librers, Siebert, Tate

Noes: 0

Absent: 0

**28 [15-451](#) DEVELOPMENT AGREEMENT AMENDMENT DAA-09-05B:
COCHRANE-BORELLO**

Community Development Director Crabtree presented the staff report

Public Hearing opened. Hearing no request to speak, the public hearing was

closed

Action: On a motion by Council Member Siebert and seconded by Council Member Librers, Waiving the first and second reading of Development Agreement Amendment Ordinance

. The motion passed by the following vote:

Ayes: 5 - Carr, Constantine, Librers, Siebert, Tate

Noes: 0

Absent: 0

Action: On a motion by Council Member Siebert and seconded by Council Member Constantine, introducing Development Agreement amendment Ordinance 2161. The motion passed by the following vote:

Ayes: 5 - Carr, Constantine, Librers, Siebert, Tate

Noes: 0

Absent: 0

- 29 [15-471](#) ZONING AMENDMENT, ZA-14-13: PEAK-AMAS: A ZONING AMENDMENT TO CHANGE THE CURRENT ZONING ON A 1.94 ACRE PARCEL FROM R-3(C) CONDITIONAL TO R-3 MEDIUM DENSITY RESIDENTIAL DISTRICT CONSISTENT WITH THE ADOPTED GENERAL PLAN. THE PROPERTY IS LOCATED ON THE NORTHEAST CORNER OF WEST DUNNE AVENUE AND PEAK AVENUE (APN 767-03-017) CEQA: PRIOR EIR PREPARED WITH GENERAL PLAN UPDATE

Public Hearing opened

Daniel Tirado was called to speak and shared his concerns with the project.

Lesley Miles was called to speak

JoAnne Roth was called to speak

Hearing no further request to speak, the Public Hearing was closed.

Item tabled Council requested a written report.

Meeting went into Recess

Meeting Reconvened

Action: On a motion by Council Member Constantine and seconded by Council Member Siebert, extending the meeting to 1:45 am. The motion passed by the following vote:

Ayes: 5 - Carr, Constantine, Librers, Siebert, Tate

Noes: 0

Absent: 0

OTHER BUSINESS:

- 30 [15-495](#) MORGAN HILL 2035: RDCS UPDATE WORKING GROUP PROGRESS REPORT - MEETING #6 AND #7

Council requested a report my Memorandum.

FUTURE COUNCIL INITIATED AGENDA ITEMS:

Come back with Wastewater Ordinance

Council Member Siebert requested that we come back with an analysis/review of 3 meetings per month

CLOSED SESSION

City Attorney Gurza read the closed session into the record

OPPORTUNITY FOR PUBLIC COMMENT

Public comment opened. Hearing no request to speak, the public comment was closed.

ADJOURN TO CLOSED SESSION**CONFERENCE WITH LABOR NEGOTIATOR:**

Authority: Pursuant to Government Code Section 54957.6
City Negotiators: City Manager; City Attorney; Assistant City Manager for Administrative Services;
Human Resources Manager
Employee Organization: AFSCME Local 101

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to: Government Code Section 54956.8
Property: APN 81713037 1250 Barrett Avenue
Negotiating Parties: Attendees; City Manager; City Attorney
Name of Property Owner: Lomanto, Virginia Trustee
Under Negotiation: Price and Terms of Payment

PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Authority: Government Code 54957
Public Employee Performance Evaluation: City Attorney
Attendees: City Council; City Attorney

RECONVENE**CLOSED SESSION ANNOUNCEMENT**

No reportable action

ADJOURNMENT

There being no further business, Mayor Tate adjourned the meeting.

MINUTES PREPARED BY:

Michelle Wilson, Deputy City Clerk

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 by 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. 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 michelle.wilson@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 michelle.wilson@morganhill.ca.gov. Requests must be made as early as possible and at least two-full business days before the start of the meeting.

City Council's Priorities, Goals, and Strategies

2015

2015 Commitment

For 2015, the City Council is committed to remaining focused on existing planning efforts, projects, and initiatives with an eye towards completing what has already been started.

Ongoing Priorities

The City Council is committed to providing high quality and sustainable services to the entire Morgan Hill community. Fundamental to the City Council's success are the ongoing priorities of:

- Enhancing public safety
- Protecting the environment
- Maintaining fiscal responsibility
- Supporting youth
- Fostering an organizational culture
- Preserving and cultivating public trust

2015 Focus Areas

In addition to the City Council's priorities, eleven specific focus areas were recognized by the Council that require significant resources in 2015.

- Stimulate economic development to increase jobs and expand the City's tax base
- Actively participate in regional issues for the benefit of Morgan Hill
- Develop an infrastructure funding and advocacy plan
- Evaluate, develop, and implement short and long term strategies to address the environmental and financial impacts of drought conditions
- Continue our General Plan Update, Morgan Hill 2035, including updating and incorporating the Residential Development Control System (RDCS)
- Advance revitalization of our downtown by completing our significant public investment
- Implement Southeast Quadrant agricultural preservation and land use plans that satisfy the Council's goals by working cooperatively with landowners, public agencies, and other stakeholders
- Develop a plan for ongoing and comprehensive support of senior services
- Advance regional transportation decisions that are consistent with the Council's position to best serve Morgan Hill by working with regional and state organizations
- Measure the effectiveness of community engagement efforts
- Facilitate maintaining and enhancing the provision of medical services in Morgan Hill