



CITY OF MORGAN HILL

Regular Meeting Agenda

City Council

Steve Tate ~ Mayor

Larry Carr ~ Mayor Pro Tem

Caitlin Robinett Jachimowicz ~ Council Member

Rene Spring ~ Council Member

Rich Constantine ~ Council Member

Wednesday, March 1, 2017

7:00 PM

Council Chamber

17555 Peak Avenue

Morgan Hill, CA 95037

TELECONFERENCE

Mayor Steve Tate will be participating in the regular meeting via teleconference as follows:

Mayor Steve Tate
4610 North 68th Street, Unit 429
Scottsdale, AZ 85251

Public comment from the Arizona location shall be allowed.

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 Tate)

ROLL CALL ATTENDANCE

(Deputy City Clerk Wilson)

DECLARATION OF POSTING OF AGENDA

Per Government Code 54954.2

(Deputy City Clerk Wilson)

SILENT INVOCATION**PLEDGE OF ALLEGIANCE****CITY COUNCIL REPORTS**

Mayor Pro Tem Carr

CITY MANAGER'S REPORT**CITY ATTORNEY'S REPORT****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

Item # Report #**1** [17-118](#)**AWARD 2017 SIDEWALK REPAIR PROJECT****Recommendation:**

Approve the following actions:

1. Award a contract to Golden Bay Construction, Inc. in the amount of \$118,200;
2. Authorize the expenditure of construction contingency funds not to exceed \$11,820;
3. Authorize the City Manager to execute and administer that certain construction contract with Golden Bay Construction, Inc.;
4. Adopt resolution approving an additional appropriation to the Adopted Fiscal Year 2016-17 Budget; and
5. Approve a First Amendment to the Maintenance Services Agreement with West Coast Arborist, Inc.

OTHER BUSINESS:**Item # Report #****2** [17-074](#)**AWARD OF AQUATICS CENTER DECK RENOVATION AND RESURFACING PROJECT****Recommendation:**

Approve the following actions:

1. Approve project plans and specifications;
2. Award a contract to STB Stone, Inc. for the Aquatics Center Deck Renovation and Resurfacing Project in the amount of \$339,000;
3. Authorize the expenditure of construction contingency funds not to exceed \$33,900; and
4. Authorize the City Manager to execute and administer that certain construction contract with STB Stone, Inc.

Estimated Time:

5 Minutes

PUBLIC HEARINGS:

Item # Report #

- 3 [17-113](#) **TAX AND EQUITY FISCAL RESPONSIBILITY ACT (TEFRA)
HEARING AND CONDUIT FINANCING FOR
REHABILITATION OF VILLAGE AVANTE (PARK PLACE)
APARTMENTS AFFORDABLE HOUSING PROJECT**

Recommendation:

1. Open/close public hearing consistent with the requirements of the federal Tax and Equity Fiscal Responsibility Act ("TEFRA") and the Internal Revenue Code of 1986, as amended (the "Code"); and
2. Adopt resolution approving the issuance of bonds by the California Municipal Finance Authority ("CMFA") for the benefit of Ecumenical Association of Housing, Inc. ("EAH"), or a subsidiary or affiliate thereof (the "Borrower"), to provide for the financing of the Village Avante (Park Place) Apartments Affordable Housing Project.

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 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 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 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.

SUSTAINABLE MORGAN HILL VISION

Morgan Hill is a socially responsible, environmentally conscious, and economically sound community that embraces inclusiveness with participation by all.

CITY COUNCIL ONGOING PRIORITIES

Enhancing Public Safety - Protecting the Environment - Maintaining Fiscal Responsibility - Supporting our Community - Fostering a Positive Organizational Culture - Preserving and Cultivating Public Trust - Preserving Our Cultural Heritage

2017 STRATEGIC PRIORITIES

**High Speed Rail
Inclusiveness
Infrastructure
Regional Initiatives
Telecommunications**