



CITY OF MORGAN HILL

Special - Regular Meeting Agenda

City Council

Steve Tate ~ Mayor

Larry Carr ~ Mayor Pro Tem

Gordon Siebert ~ Council Member

Marilyn Librers ~ Council Member

Rich Constantine ~ Council Member

Wednesday, June 17, 2015

5:30 PM

Council Chamber

17555 Peak Avenue

Morgan Hill, CA 95037

SPECIAL CITY COUNCIL MEETING AGENDA

5:30 P.M.

A Special Meeting of the City Council is called at 5:30 p.m. for the purpose of conducting a workshop.

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)

BEST PRACTICES FOR POTENTIAL BALLOT MEASURES WORKSHOP

The purpose of this workshop is to understand best practices other cities are implementing to engage their communities on quality of life services and fiscal issues.

REGULAR CITY COUNCIL 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**

Council Member Carr

CITY MANAGER'S REPORT**CITY ATTORNEY'S REPORT****OTHER REPORTS****PRESENTATIONS**

*YAC Presentation
Asset #10 Safety*

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**OTHER BUSINESS:**

Item # Report #

- 1 [15-341](#) **ADOPT THE FISCAL YEAR 2015-16 OPERATING AND CAPITAL IMPROVEMENT PROGRAM BUDGET AND ADOPT THE FISCAL YEAR 2015-16 APPROPRIATIONS LIMIT**

Recommendation: 1. Adopt resolution adopting the Fiscal Year 2015-16 Operating and Capital Improvement Program (CIP) Budget and the Appropriation Limit for Fiscal Year 2015-16; and
2. Approve the Fiscal year 2015-16 Five Year Capital Improvement Program.

Estimated Time: 10 Minutes

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 #

- 2 [15-205](#) **LAW ENFORCEMENT SERVICES AGREEMENT FOR SUPER BOWL 50**

Recommendation: Adopt a Resolution authorizing the City Manager or his designee to execute the attached Agreement which would allow the Morgan Hill Police Department to provide law enforcement services to the new Levi's Stadium in Santa Clara with respect to increased security during the 2016 Super Bowl, joining other Santa Clara County agencies whose assistance is needed given the staffing demand.

Item # Report

3 [15-254](#)**AWARD 2014-2015 PARKING LOT SEAL COAT
PROJECT-PHASE 2****Recommendation:**

Adopt a Resolution approving the following actions:

1. Approve project plans and specifications;
2. Award a contract to Alaniz Construction, Inc. for the 2014-2015 Parking Lot Seal Coat Project-Phase 2 in the amount of \$56,336.64;
3. Authorize the expenditure of construction contingency funds not to exceed \$5,633; and
4. Authorize the City Manager to execute and administer that certain construction contract with Alaniz Construction, Inc.

Item # Report

4 [15-317](#)**APPROVE A PROFESSIONAL SERVICES AGREEMENT
WITH LUHDORFF & SCALMANINI TO PROVIDE DESIGN
SERVICES FOR THE MAIN AVENUE AND WALNUT GROVE
WELL BUILDING PROJECT****Recommendation:**

Adopt a resolution approving the following actions:

1. Approve a professional services agreement with Luhdorff & Scalmanini Consulting Engineers to provide design services for new buildings and equipment at the Main Ave. and Walnut Grove well sites in an amount not to exceed \$229,840; and
2. Authorize the City Manager to execute and administer the professional services agreement.

Item # Report

5 [15-318](#)**AWARD CITYWIDE SIDEWALK REPLACEMENT PROJECT****Recommendation:**

Adopt a Resolution approving the following actions:

1. Approve project plans and specifications;
2. Award a contract to Golden Bay Construction, Inc. ("Project") in the amount of \$58,930;
3. Authorize the expenditure of construction contingency funds not to exceed \$5,893; and
4. Authorize the City Manager to execute and administer that certain construction contract with Golden Bay Construction, Inc.

Item # Report #**6** [15-321](#)**AWARD DOG PARK GATE AND FENCING PROJECT****Recommendation:**

Adopt a Resolution approving the following actions:

1. Approve project plans and specifications;
2. Award a contract to Diery E. Maldonado dba Cal-West Fence for the Morgan Hill Dog Park Gate and Fencing ("Project") in the amount of \$14,911;
3. Authorize the expenditure of construction contingency funds not to exceed \$1,491; and
4. Authorize the City Manager to execute and administer that certain construction contract with Diery E. Maldonado dba Cal-West Fence

Item # Report #**7** [15-322](#)**AWARD CONTRACT FOR 2015 PAVEMENT RESURFACING PROJECT****Recommendation:**

Adopt Resolution approving the following actions:

1. Approve project plans and specifications;
2. Award a contract to C.F. Archibald Paving, Inc. for the 2015 Pavement Resurfacing Project in the amount of \$995,810;
3. Authorize expenditure of construction contingency funds not to exceed \$99,581; and
4. Authorize the City Manager to execute and administer the construction contract with C.F. Archibald Paving, Inc.

Item # Report #**8** [15-323](#)**AWARD CITYWIDE MULCH INSTALLATION PROJECT****Recommendation:**

Adopt a Resolution approving the following actions:

1. Approve project plans and specifications;
2. Award a contract to Jet Mulch, Inc. ("Project") in the amount of \$35,352.50;
3. Authorize the expenditure of construction contingency funds not to exceed \$3,535.25; and
4. Authorize the City Manager to execute and administer that certain construction contract with Jet Mulch, Inc.

Item # Report

9 [15-325](#)**CENTENNIAL RECREATION CENTER (CRC) DOMESTIC
HOT WATER SOFTENER PROJECT****Recommendation:**

Adopt a resolution approving the following actions:

1. Acknowledge that no bids were received at the Bid Opening on May 26, 2015 for the purchase and installation of a domestic hot water softener for the CRC per Section 22038 (c) of the California Public Contract Code; and
2. Authorize the City Manager to negotiate and execute a contract for the installation of a domestic hot water softener for the Centennial Recreation Center per the purchasing regulations in the Morgan Hill Municipal Code.

Item # Report

10 [15-326](#)**FIFTH AMENDMENT TO GAVILAN COMMUNITY COLLEGE
LEASE****Recommendation:**

Adopt a resolution authorizing the City Manager to execute and administer a fifth amendment to the lease with Gavilan Community College.

Item # Report

11 [15-330](#)**ACCEPTANCE OF AQUATICS CENTER POOL FEEDER
SYSTEM PROJECT****Recommendation:**

Adopt a Resolution approving the following actions:

1. Accept the Aquatics Center Pool Feeder System in the final amount of \$42,985; and
2. Direct the City Clerk to file the attached Notice of Completion with the County of Santa Clara's Recorder's Office

Item # Report

12 [15-344](#)**FINAL MAP APPROVAL FOR ROSE ISLAND - TRACT NO. 10311****Recommendation:**

Adopt Resolution approving the following actions:

1. Approve Final Map;
2. Authorize the City Manager to execute the Subdivision Improvement Agreement with Monterey Dynasty, LLC;
3. Authorize the City Manager to execute a Stormwater Best-Management-Practices (BMP) Operation and Maintenance Agreement pending review and approval by the City Attorney; and
4. Authorize the recordation of the Final Map, the Subdivision Improvement Agreement, and the Stormwater BMP Operations and Maintenance Agreement.

Item # Report

13 [15-345](#)**FUNDING AGREEMENT BETWEEN THE CITY OF MORGAN HILL AND THE SANTA CLARA VALLEY TRANSPORTATION AUTHORITY FOR PROJECT READINESS ACTIVITIES RELATED TO THE MORGAN HILL STATION AREA MASTER PLAN****Recommendation:**

Adopt resolution authorizing the City Manager to execute a funding agreement with the Santa Clara Valley Transportation Authority for activities related to the preparation of a Morgan Hill Station Area Master Plan.

Item # Report

14 [15-350](#)**UNIFORM SERVICE AGREEMENT - UTILITIES AND MAINTENANCE DIVISION****Recommendation:**

Adopt a resolution approving a three-year agreement with Mission Linen Supply in the aggregate amount of \$83,037 with the option to be exercised by the City Manager to extend for an additional year at a cost not to exceed 105% of the approved first-year annual amount of \$27,679 for uniforms and uniform services and authorizing the City Manager to execute and administer the agreement on behalf of City.

Item # Report

15 [15-351](#)**LABORATORY SERVICES AGREEMENT FOR POTABLE
WATER SAMPLING AND ANALYSIS****Recommendation:**

Adopt Resolution approving a two-year professional services agreement for a total of \$88,530 with Alpha Analytical Laboratories Inc., with the option to extend the agreement for an additional year at a cost not to exceed 110% of the approved annual amount of \$44,265 for laboratory services for water sampling and analysis and authorizing the City Manager to execute and administer the agreement on behalf of City.

Item # Report

16 [15-355](#)**AMENDMENT TO COMMUNITY GARDEN LICENSE****Recommendation:**

Adopt resolution authorizing the City Manager to execute the First Amendment to the Community Garden Revocable License.

Item # Report

17 [15-356](#)**CONSULTANT AGREEMENT WITH NBS GOVERNMENT
FINANCE GROUP FOR WATER AND WASTEWATER
COMPREHENSIVE RATE STUDY****Recommendation:**

Adopt resolution approving and authorizing the City Manager to execute a Consultant Agreement for Water and Wastewater Comprehensive Rate Study with NBS Government Finance Group (NBS) for not to exceed amount of \$74,290 to assess and evaluate the current rates and establish a new rate structure.

Item # Report

18 [15-358](#)**SANTA CLARA VALLEY WATER DISTRICT WATER
CONSERVATION MEMORANDUM OF UNDERSTANDING****Recommendation:**

Adopt resolution authorizing the City Manager to execute the Memorandum of Understanding with the Santa Clara Valley Water District.

Item # Report

19 [15-366](#)**CITY POSITION ON PENDING FY 2016 COMMERCE,
JUSTICE, AND SCIENCE APPROPRIATIONS BILL****Recommendation:**

Receive and accept report on legislative correspondence in opposition of Community Oriented Policing Services (COPS) funding allocations.

Item # Report

20 [15-336](#)**AWARD EL TORO FIRE STATION KITCHEN REMODEL PROJECT****Recommendation:**

Adopt resolution approving the following actions:

1. Approve project plans and specifications;
2. Award contract to Santa Clara Valley Construction for the El Toro Fire Station Kitchen Remodel Project in the amount of \$21,633;
3. Authorize expenditure of construction contingency funds not to exceed \$2,163; and
4. Authorize the City Manager to sign the Contract.

Item # Report

21 [15-353](#)**CONTRACT IN AN AMOUNT NOT TO EXCEED \$29,925 FOR THE PREPARATION OF A FISCAL IMPACT ANALYSIS FOR A PROPOSED URBAN SERVICE AREA EXPANSION IN THE SOUTHEAST QUADRANT****Recommendation:**

Adopt Resolution to enter into a contract with BAE Urban Economics, Inc., for the preparation of a fiscal impact analysis for a proposed Urban Service Area expansion in the Southeast Quadrant.

Item # Report

22 [15-346](#)**AWARD CONTRACT FOR THE MONTEREY ROAD STREETSCAPE PROJECT****Recommendation:**

Adopt Resolution approving the following actions:

1. Approve project plans and specifications.
2. Award a contract to Stockbridge General Contracting for the Monterey Road Streetscape Project in the amount of \$2,151,523.85.
3. Authorize expenditure of construction contingency funds not to exceed \$322,728.58.
4. Authorize the City Manager to execute and administer that certain construction contract with Stockbridge General Contracting, Inc.

Item # Report

23 [15-334](#)**SUMMER FUN IN THE PARK DONATION ACCEPTANCE****Recommendation:**

Accept event grant funds from the Health Trust and a donation from the Edward Boss Prado Foundation to support and enhance the 2015 Summer Fun in the Park Series.

Item # Report

24 [15-347](#)

**ADOPT ORDINANCE 2149, NEW SERIES AN ORDINANCE
OF THE CITY OF MORGAN HILL APPROVING AN AMENDED
DEVELOPMENT AGREEMENT FOR THE CONNEMARA
PROJECT LOCATED ON THE SOUTH SIDE OF
WATSONVILLE ROAD, AT THE SOUTHERLY TERMINATION
OF LA ALAMEDA THE AMENDMENT EXTENDS THE
COMMENCEMENT OF CONSTRUCTION DATES FOR THE
EIGHT FISCAL YEAR 2014-2015 BUILDING ALLOCATIONS
FOR TWELVE MONTHS AND INCORPORATES EIGHT
FISCAL YEAR 2016-17 ALLOCATIONS**

Recommendation:

Waive the Reading, Adopt Ordinance No. 2149 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

Item # Report

25 [15-372](#)

**CITY OF MORGAN HILL SPECIAL CITY COUNCIL
BUDGET WORKSHOP MINUTES- MAY 29, 2015**

Recommendation:

Approve the May 29, 2015 City Council Budget Workshop Minutes.

Item # Report

26 [15-373](#)

**CITY OF MORGAN HILL SPECIAL CITY COUNCIL
MEETING MINUTES- JUNE 03, 2015**

Recommendation:

Approve the June 3, 2015 Special City Council Meeting Minutes.

Item # Report

27 [15-374](#)

**CITY OF MORGAN HILL SPECIAL/regular CITY COUNCIL
MEETING
MINUTES- JUNE 03, 2015**

Recommendation:

Approve the June 3, 2015 Special/Regular City Council Meeting Minutes.

OTHER BUSINESS:**Item # Report #****28** [15-329](#)**APPROVE OLDER ADULT SERVICES SUPERVISOR
OUTCOME-BASED JOB DESCRIPTION AND
CORRESPONDING SALARY SCHEDULE AND ADOPT THE
MANAGEMENT, PROFESSIONAL, AND CONFIDENTIAL
EMPLOYEES RESOLUTION AND CORRESPONDING
SALARY SCHEDULES****Recommendation:**

1. Approve Older Adult Services Supervisor outcome-based job description and corresponding salary; and
2. Adopt the Management, Professional, and Confidential Employees Resolution and corresponding salary schedules effective July 2015.

Estimated Time:

5 Minutes

Item # Report #**29** [15-363](#)**GATEWAY ART PROJECT****Recommendation:**

1. Receive verbal update on Placemaking Activities.
2. Select Blessing Hancock's bicycle wheels sculpture for the Gateway Public Art Project.
3. Adopt a resolution approving a contract with Skyrim Studios Inc. for the design, fabrication and installation of a Gateway Art Project not to exceed \$75,000 and authorizing the City Manager to further negotiate, execute and administer the contract.

Estimated Time:

30 Minutes

Item # Report #**30** [15-364](#)**2015 AFFORDABLE HOUSING PROGRAM UPDATE AND
COMMUNITY PLAN TO END HOMELESSNESS****Recommendation:**

1. Receive Affordable Housing Update from Housing Staff
2. Provide Policy Direction to Staff regarding:
 - a. Establishing Council priorities for the next housing project.
 - b. Selecting the next developer based on the historical negotiated approach or via a Request For Proposals (RFP) process, and
3. Adopt a resolution to endorse and support the Community Plan to End Homelessness in SCC, 2015-2020.

Estimated Time:

30 Minutes

Item # Report #**31 [15-342](#) APRIL 2015 FINANCIAL AND INVESTMENT REPORT****Recommendation:** Accept and file report.**Estimated Time:** 10 Minutes**PUBLIC HEARINGS:****Item # Report #****32 [15-339](#) REESTABLISHMENT OF RECREATION CENTER AND
ADJUSTMENT TO TRAFFIC IMPACT FEES****Recommendation:** 1. Open and close public hearing; and
2. Adopt a Resolution adjusting the City's Traffic Impact Fee and initiating the City's Recreation Center Impact Fee.**Estimated Time:** 15 Minutes**Item # Report #****33 [15-340](#) INITIATE ANNUAL ASSESSMENT PROCESS FOR
LANDSCAPE ASSESSMENT DISTRICT NUMBER 1****Recommendation:** Adopt the resolutions approving the following actions:
1) Initiate the proceedings for the levy of assessments for Fiscal year 2015-16
2) Provide approval of the Engineer's Annual Report (Exhibit B) and the proposed assessment levy, and
3) Declare the City Council's intention to levy the assessments in the District and to set the Public Hearing date for July 15, 2015.**Estimated Time:** 10 Minutes

OTHER BUSINESS:

Item # Report #

34 [15-348](#)**AWARD CONTRACT FOR THE DOWNTOWN
UNDERGROUNDING UTILITIES STREET IMPROVEMENT
PROJECT****Recommendation:**

Adopt Resolution approving the following actions:

1. Approve project plans and specifications;
2. Award contract to St. Francis Electric, LLC for the Downtown Undergrounding Utilities Street Improvement Project in the amount of \$1,871,464;
3. Authorize expenditure of construction contingency funds not to exceed \$280,720; and
4. Authorize the City Manager to sign the Contract.

Estimated Time: 10 Minutes

Item # Report #

35 [15-335](#)**VTA CALL FOR PROJECTS****Recommendation:**

Provide direction on project candidates for Regional Transportation Plan update.

Estimated Time: 15 Minutes

Item # Report #

36 [15-357](#)**MORGAN HILL 2035: RDCS UPDATE WORKING GROUP
PROGRESS REPORT - MEETING #3****Recommendation:**

1. Receive progress report; and
2. Provide input.

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.

CLOSED SESSION

OPPORTUNITY FOR PUBLIC COMMENT

ADJOURN TO CLOSED SESSION

PUBLIC EMPLOYEE PERFORMANCE EVALUATION:

Authority: Government Code 54957

Public Employee Performance Evaluation: City Attorney

Attendees: City Council, City Attorney

EXISTING LITIGATION:

Authority: Pursuant to CA Govt. Code Section 54956.9(d)(1)

Case Name: Cabarello v. City of Morgan Hill

Case Numbers: Worker's Compensation Claim No: MHL120010, WCAB# ADJ8606660; ADJ8606584

Attendees: City Manager, City Attorney

RECONVENE

CLOSED SESSION ANNOUNCEMENT

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. 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 fo 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