



**CITY OF MORGAN HILL**  
**Regular Meeting Agenda**  
**City Council**

***Steve Tate ~ Mayor***  
***Rich Constantine ~ Mayor Pro Tem***  
***Gordon Siebert ~ Council Member***  
***Marilyn Librers ~ Council Member***  
***Larry Carr ~ Council Member***

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**Wednesday, March 2, 2016**  
**7:00 PM**

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

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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**

*Council Member Librers*

**CITY MANAGER'S REPORT**

**CITY ATTORNEY'S REPORT**

**OTHER REPORTS****PROCLAMATION**

*Proclaiming the week of March 14th through the 18th as Science Fair Week  
Dana Ditmore*

**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    [16-107](#)****AWARD OF OAK CANYON BOOSTER STATION  
REHABILITATION PROJECT****Recommendation:**

Adopt resolution approving the following actions:

1. Approve project plans and specifications;
2. Award contract to Monterey Peninsula Engineering for the Oak Canyon Booster Station Rehabilitation Project in the amount of \$1,592,000;
3. Authorize expenditure of construction contingency funds not to exceed \$159,200; and
4. Authorize the City Manager to sign the Contract.

**Item # Report #****2    [16-112](#)****GALVAN PARK PROJECT UPDATE****Recommendation:**

1. Receive an update on Galvan Park Plans; and
2. Provide staff with any additional direction or input, if desired.

**Item # Report #****3**    [16-111](#)**BIKEWAYS, TRAILS, PARKS AND RECREATION MASTER PLAN UPDATE****Recommendation:**

1. Receive report on the Bikeways, Trails, Parks and Recreation Master Plan Update; and
2. Provide staff with any additional direction or input, if desired.

**Item # Report #****4**    [16-060](#)**STATUS UPDATE ON REGIONAL MINIMUM WAGE EFFORTS****Recommendation:**

Accept a report on the status of San Jose's regional minimum wage study and other related minimum wage updates.

**Item # Report #****5**    [16-113](#)**APPROVE THE FEBRUARY 17, 2016 SPECIAL/REGULAR CITY COUNCIL MEETING MINUTES****Recommendation:**

Approve Minutes.

**Item # Report #****6**    [16-114](#)**APPROVE THE FEBRUARY 19, 2016 SPECIAL CITY COUNCIL MEETING MINUTES****Recommendation:**

Approve Minutes.

**PUBLIC HEARINGS:****Item # Report #****7**    [16-035](#)**ZONING AMENDMENT, SUBDIVISION, AND DEVELOPMENT AGREEMENT APPLICATIONS, ZA-14-23/SD-14-12/DA-14-10: EAST DUNNE-BUSK****Recommendation:**

1. Open/close Public Hearing;
2. Waive the First and Second Reading of an Ordinance establishing a Planned Development Zoning District incorporating a Precise Development Plan;
3. Introduce the Ordinance;
4. Waive the First and Second Reading of Ordinance approving the Development Agreement;and
5. Introduce Ordinance;

**Estimated Time:**

20 Minutes

**Item # Report #****8** [16-128](#)**ZONING AMENDMENT, ZA-15-14/ENVIRONMENTAL  
ASSESSMENT, EA-15-10: MONTEREY &  
THIRD-RODRIGUES****Recommendation:**

1. Open/Close Public Hearing;
2. Waive the first and second reading of the Ordinance; and
3. Introduce Ordinance approving Zoning Amendment ZA-15-14

**Estimated Time:**

20 Minutes

**OTHER BUSINESS:****Item # Report #****9** [16-117](#)**CITY MANAGER AMENDED AND RESTATED EMPLOYMENT  
AGREEMENT****Recommendation:**

Approve the City Manager's Amended and Restated  
Employment Agreement.

**Estimated Time:**

5 Minutes

**Item # Report #****10** [16-104](#)**ECONOMIC BLUEPRINT****Recommendation:**

Accept Report on Economic Blueprint.

**Estimated Time:**

15 minutes

**Item # Report #****11** [16-122](#)**MORGAN HILL AND SOUTH COUNTY RECYCLED WATER  
PLANNING****Recommendation:**

1. Receive Report on 2015 South County Recycled Water Master Plan Update;
2. Accept 2015 Morgan Hill Recycled Water Feasibility Evaluation; and
3. Direct staff to proceed with further analysis of long term water supply strategies including groundwater recharge using recycled water.

**Estimated Time:**

45 Minutes

**Item # Report #****12** [16-124](#)**CITY-WIDE AGRICULTURAL LANDS PRESERVATION  
PROGRAM - IMPLEMENTATION ACTIONS****Recommendation:**

Adopt a resolution directing staff to take the following actions in order to advance the adopted City-wide Agricultural Lands Preservation Program:

1. Rename the existing Open Space Fund to the "Agriculture and Open Space Preservation Fund;" and
2. Establish an Agricultural Lands Mitigation Bank and direct staff to work with the selected consultant to establish the same; and
3. Dedicate an initial amount of \$6 million from the City's Agriculture and Open Space Preservation Fund for Agricultural Land Conservation; and
4. Evaluate agricultural land preservation partnership opportunities within the County as detailed in the Open Space Authority's "Santa Clara Valley Greenprint" and other complementary plans, especially those in close proximity to Morgan Hill.

**Estimated Time:**

30 Minutes

**Item # Report #****13** [16-126](#)**CALL FOR A SPECIAL MUNICIPAL ELECTION TO BE HELD  
ON TUESDAY, JUNE 7, 2016 FOR THE SUBMISSION TO  
THE QUALIFIED VOTERS AN ORDINANCE****Recommendation:**

1. Adopt Resolution Calling for the Holding of a Special Municipal Election to be Held on Tuesday, June 7, 2016 for the Submission to the Qualified Voters an Ordinance;
2. Adopt Resolution Requesting the Board of Supervisors of the County of Santa Clara to Consolidate a Special Municipal Election to be held on Tuesday, June 7, 2016 with the Statewide Primary Election; and
3. Adopt Resolution Providing for Written Arguments Regarding a Referendum and Directing the City Attorney to Prepare an Impartial Analysis; and Providing for the Filing of Rebuttal Arguments.

**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 EMPLOYMENT**

Authority: Code 54954(b)(1)  
Title: Attorney Recruitment

**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](mailto: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](mailto: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

### 2016

#### 2016 Commitment

*The City Council is committed to engaging the community and being responsible stewards of public resources.*

#### Ongoing Priorities

*The City Council is committed to providing high quality and sustainable services for 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 a positive organizational culture
- Preserving and cultivating public trust

#### 2016 Focus Areas

*In addition to the City Council's priorities, five specific focus areas were recognized by the Council that will require significant resources in 2016.*

- Planning Our Community
- Developing Our Community
- Enhancing Our Services
- Improving Our Communication
- Participating In Regional Initiatives