



City of Morgan Hill

Meeting Minutes

City Council

Steve Tate ~ Mayor

Larry Carr ~ Mayor Pro Tem

Gordon Siebert ~ Council Member

Marilyn Librers ~ Council Member

Rich Constantine ~ Council Member

Wednesday, September 16, 2015

5:30 PM

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

SPECIAL CITY COUNCIL MEETING

5:30 P.M.

TELECONFERENCE

CALL TO ORDER

ROLL CALL ATTENDANCE

Council Member Siebert participated via teleconference.

Planning Commissioners Mueller, Orosco, Toombs, Spring, and Downey were present.

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

Absent: 0

DECLARATION OF POSTING OF AGENDA**JOINT PLANNING COMMISSION/CITY COUNCIL WORKSHOP****1** [15-592](#)**MORGAN HILL 2035: RDCS UPDATE CITY COUNCIL/PLANNING COMMISSION STUDY SESSION**

Consultant Ben Noble and Community Development Director Crabtree presented the report.

Mayor Tate opened Public Comment

Doug Muirhead

Dick Oliver

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

REGULAR CITY COUNCIL MEETING**7:00 P.M.****SILENT INVOCATION****PLEDGE OF ALLEGIANCE****CITY COUNCIL REPORTS**

Mayor Tate shared that he has a coffee with the Mayor scheduled for Saturday, October 3rd at Booksmart from 10:00 to 11:30. Joining him will be Assistant City Manager Little and Public Works Director Bjarke.

CITY MANAGER'S REPORT

City Manager Rymer recognized Captain Palsrove, EOC Coordinator Ponce, Public Works Director Bjarke, and our whole police department for their efforts in a significant event that occurred in our community that displaced some people from their homes. He would specifically like to thank Michelle Wilson for her work with setting up and running the shelter on Labor Day Weekend.

He announced that the Police Department has their parent project starting up again. You can register through the Police Department. On September 23rd the High Speed Rail Authority will be having an open house from 4:00 pm to 7:00 pm at the Community and Cultural Center. He

reminded the community that the first week of October is Fire prevention Week. He concluded by recommending to Council that item 9 be pulled from the agenda and be brought back at a future meeting.

CITY ATTORNEY'S REPORT

City Attorney Gurza had no report.

OTHER REPORTS

No other reports.

PRESENTATIONS

15-603 YAC Presentation - Asset #6 Parent Involvement in Schooling

PUBLIC COMMENT

Mayor Tate opened public comment

John Nevill was called to speak and announced his candidacy for the 30th District Assembly

Joseph Carrillo was called to speak

Hearing no further request to speak, public comment was closed

ADOPTION OF AGENDA

Action: On a motion by Council Member Librers and seconded by Council Member Constantine, adopting the agenda. The motion passed by the following vote:

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

Noes: 0

Absent: 0

CONSENT CALENDAR:**Approval of the Consent Calendar**

Action: On a motion by Council Member Constantine and seconded by Council Member Carr approving the Consent Calendar items 2-5 with Council Member Librers abstention on item 5. The motion passed by the following vote:

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

Noes: 0

Absent: 0

2 [15-571](#) AWARD SIDEWALK REPLACEMENT PROJECT

Action: On a motion by Council Member Constantine and seconded by Mayor Pro Tem Carr approving the Consent Calendar. The motion passed by the following vote:

3 [15-573](#) PROPERTY USE AGREEMENT FOR THE YMCA OF SILICON VALLEY AT THE CENTENNIAL RECREATION CENTER

- 4 [15-579](#) AMEND BUDGET AND AUTHORIZE CITY MANAGER TO ENTER INTO CHANGE REQUESTS AND AMENDMENTS WITH SUNGARD PUBLIC SECTOR FOR PERMIT TRACKING SYSTEM
- 5 [15-586](#) FUNDING FOR DUNNE-HILL FIRE STATION AND POLICE DEPARTMENT WATER CONSERVATION DEMONSTRATION GARDENS

Action: On a motion by Council Member Constantine and seconded by Council Member Carr, Adopting resolution 15-224 Amending the FY 2015/2016 Budget for the Dunne-Hill Fire Station and Police Department Water Conservation Demonstration Gardens. The motion passed by the following vote:

Ayes: 4 - Carr, Constantine, Siebert, Tate

Noes: 0

Absent: 0

Recused: 1 - Libers

- 6 [15-561](#) ADOPTING SPEED LIMITS IN ACCORDANCE WITH 2015 ENGINEERING AND TRAFFIC SURVEY

Action: On a motion by Council Member Libers and seconded by Council Member Constantine, repealing resolution 6368 and adopting resolution 15-223 establishing speed limits on City Streets . The motion passed by the following vote:

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

Noes: 0

Absent: 0

OTHER BUSINESS:

- 7 [15-591](#) REQUEST TO RENAME THE MORGAN HILL AQUATICS CENTER TO THE "MORGAN HILL DENNIS KENNEDY AQUATICS CENTER"

Mayor Tate presented the staff report.

*Mayor Tate opened public comment
Swanee Edwards was called to speak*

Danean Smith was called to speak

Kathy Sullivan was called to speak

*Carl Woodland was called to speak
Hearing no further request to speak, public comment was closed.*

Action: On a motion by Council Member Libers and seconded by Council Member Siebert, Adopting resolution renaming the Morgan Hill Aquatics Center to the "Morgan Hill Dennis Kennedy Aquatics Center" and appropriate funds in order to update the signage to reflect the name change. The motion passed by the following vote:

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

Noes: 0

Absent: 0

8 [15-574](#) AQUATICS CENTER SCOREBOARD DONATION

Community Services Director Ghione presented the report.

Mayor Tate opened public comment

The Morgan Hill Aquatics Foundation presented the Mayor with a check for the Scoreboard.

Hearing no further request to speak, public comment was closed.

Action: On a motion by Council Member Carr and seconded by Council Member Constantine, adopting resolution 15-226 accepting a donation from the Morgan Hill Aquatic Foundation and the Morgan Hill Swim Club to upgrade the scoreboard at the Morgan Hill Aquatics Center and authorizing the City Manager to execute all agreements. The motion passed by the following vote:

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

Noes: 0

Absent: 0

9 [15-554](#) MASTER LEASE AGREEMENT WITH 3RD STREET GARAGE RETAIL, LLC, ("MASTER TENANT") AND THE CITY OF MORGAN HILL ("LANDLORD") FOR THE LEASING AND MANAGEMENT OF THE DOWNTOWN GARAGE RETAIL SHELL, THE GARAGE JOINT TRASH ENCLOSURE, AND THE GARAGE PUBLIC PLAZA

Item removed from the agenda

10 [15-581](#) JULY 2015 FINANCIAL AND INVESTMENT REPORT

Assistant Finance Director Nguyen presented the staff report.

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

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

Noes: 0

Absent: 0

11 [15-568](#) RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING
WITH THE AMERICAN FEDERATION OF STATE, COUNTY, AND
MUNICIPAL EMPLOYEES (AFSCME) AND CORRESPONDING
SALARY SCHEDULES

Human Resources Manager Katsuyoshi presented the staff report.

Mayor Tate opened

public Comment,

Doug Muirhead was called to speak

John Tucker was called to speak

Hearing no further request to speak, public comment was closed.

Meeting went into Recess

Meeting Reconvened

Action: On a motion by Council Member Constantine and seconded by Council Member Carr, adopting resolution 15-227 approving a Memorandum of Understanding with AFSCME effective July 2015 - December 2018 and corresponding salary schedules. The motion passed by the following vote:

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

Noes: 0

Absent: 0

12 [15-589](#) COMMISSION WORK PLAN UPDATES

Library, Culture, and Arts Commission Chair Loren Burks presented the LCAC work plan updates.

Parks and Recreation Commission Chair Marty Cheek presented the PRC work plan updates. No action taken

Receive updates on the FY 2015/16 Work Plans for the Parks and Recreation Commission (PRC) and Library, Culture and Arts Commission (LCAC).

13 [15-527](#)**MONTEREY ROAD complete STREET traffic calming IMPROVEMENTS**

*City Manager Rymer started off the presentation. Public Works Director Bjarke, Police Chief Swing, and Brian Jones with Alta Planning continued the presentation. Mayor Tate opened public comment, Joseph Carrillo was called to speak
Doug Muirhead was called to speak
Liam Downey was called to speak. Hearing no further request to speak the public comment was closed.*

Action: On a motion by Council Member Constantine and seconded by Mayor Tate, adopting resolution to:

a. Direct and authorize the City Manager to take all steps necessary to implement the following Complete Street improvements through Downtown on Monterey Road between Main and Dunne Avenues, including the execution and administration of contracts necessary to implement this direction:

- i. Add green-backed bike sharrows to pavement and required signage**
- ii. Narrow travel lanes to 10' from the existing 10.5'**
- iii. Slurry seal street to allow for new striping and sharrow markings**
- iv. Install temporary speed cushions on southbound Monterey Road, between 3rd and 4th Street and between 4th and 5th Streets on the northbound section of Monterey Road until the new traffic signal on 4th Street is installed**
- v. Install movable pedestrian crossing signs and install pedestrian countdown heads at all signalized intersections**
- vi. Install bike parking and bike corrals**
- vii. Add enhanced crosswalks at key intersections**
- viii. Install temporary street corner bulb outs at 4th and 5th Streets**
- ix. Encourage developers to further expand the sidewalk**
- x. Encourage parklets by developing a business-friendly policy to convert parking spaces along Monterey Road to outdoor dining or other active use of the expanded sidewalk**
- xi. Make signal timing improvements at Main Street and Monterey**
- xii. Add no-truck route signage and increase enforcement**
- xiii. Add lighting to street trees**
- b. Direct staff to begin the design process for the installation of new traffic signal at 4th and Monterey**
- c. Appropriate \$100,000 from Fund 346 to pay for the remainder of the signal**
- d. Re-appropriate \$250,000 from 2015-16A ROPS line 99 to line 105, Monterey Road Improvements, to pay for the slurry seal and striping that is estimated to cost \$150,000 with the remainder of the improvements estimated at \$100,000**
- e. Re-appropriate \$250,000 from 2015-16A ROPS line 99 to line 106, Side Street Renovation, to pay for previously approved improvements to 4th Street that were to be paid from Fund 346 (Public Facilities Non-AB1600)**
- f. Direct staff to explore street and signal improvements on Monterey Road between Cochrane Road to Main Avenue, and on Cochrane Road between Butterfield Blvd. and Monterey Road to accomplish the following:**

- i. Encourage use of Butterfield Blvd.**
- ii. Improve transportation flow**
- iii. Make roadway more bicycle and pedestrian friendly**
- iv. Beautify roadscape**
- v. Provide way-finding signage**
- vi. Slow speeds of traffic as it approaches Downtown**

. The motion passed by the following vote:

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

Noes: 0

Absent: 0

14 [15-583](#) USE OF WATER DURING CONSTRUCTION ACTIVITIES

Program Administrator Eulo presented the staff report.

Mayor Tate opened

public comment. Hearing no requests to speak public comment was closed.

Council Direction provided to staff.

No action taken.

PUBLIC HEARING:**15 [15-534](#) APPROVE AMENDMENTS TO THE MORGAN HILL MUNICIPAL CODE BY AMENDING CHAPTER 3.04 OF TITLE 3 RELATED TO PURCHASING OF GOODS AND SERVICES AND BY AMENDING SECTION 2.08.040 OF CHAPTER 2.08 (CITY MANAGER) OF TITLE 2 TO AMEND THE CITY MANAGER'S POWERS AND DUTIES**

Public Works Director Bjarke presented the staff report. Mayor Tate opened public hearing. Hearing no request to speak public hearing was closed.

Action: On a motion by Council Member Librers and seconded by Mayor Tate, Waiving the first and second reading of the Ordinance to amend Section 2.08.040 of Chapter 2.08 of Title 2 of the Municipal Code to broaden the signature authority of the City Manager. 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 Librers, Introducing Ordinance 2171 by title. 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 Librers, Waiving the first and second reading of the Ordinance to amend Chapter 3.04 of Title 3 of the Municipal Code to revise the regulations pertaining to the purchasing of goods and services. 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, Introducing Ordinance 2172 by title. The motion passed by the following vote:

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

Noes: 0

Absent: 0

FUTURE COUNCIL INITIATED AGENDA ITEMS:

None.

ADJOURNMENT

There being no further business, Mayor Tate adjourned the meeting at 9:49 p.m..

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