



CITY COUNCIL

MAYOR
Marie Blankley

AGENDA

COUNCIL MEMBERS

CITY OF GILROY

Rebeca Armendariz

CITY COUNCIL CHAMBERS, CITY HALL
7351 ROSANNA STREET
GILROY, CA 95020

Dion Bracco

Zach Hilton

Peter Leroe-Muñoz

REGULAR MEETING 6:00 P.M.
MONDAY, OCTOBER 4, 2021

Carol Marques

Fred Tovar

CITY COUNCIL PACKET MATERIALS ARE AVAILABLE ONLINE AT www.cityofgilroy.org
AGENDA CLOSING TIME IS 5:00 P.M. THE TUESDAY PRIOR TO THE MEETING

Due to COVID-19, it is possible that the planned in-person meeting may have to change to a virtual meeting at any time and possibly on short notice. Please check the City of Gilroy website at <http://gilroyca.igm2.com/Citizens/default.aspx> for any updates to meeting information.

COMMENTS BY THE PUBLIC WILL BE TAKEN ON AGENDA ITEMS BEFORE ACTION IS TAKEN BY THE CITY COUNCIL. Persons wishing to address the Council are requested, but not required, to complete a Speaker’s Card located at the entrances. Public testimony is subject to reasonable regulations, including but not limited to time restrictions for each individual speaker. A minimum of 12 copies of materials should be provided to the City Clerk for distribution to the Council and Staff. [Please limit your comments to 3 minutes.](#)

Comments on any agenda item may be may be emailed to the City Clerk’s Office at cityclerk@cityofgilroy.org or mailed to the Gilroy City Clerk’s Office at City Hall, 7351 Rosanna Street, Gilroy, CA 95020. Comments received by the City Clerk’s Office by 1 p.m. on the day of a Council meeting will be distributed to the City Council prior to or at the meeting and available for public inspection with the agenda packet located in the lobby of Administration at City Hall, 7351 Rosanna Street prior to the meeting. Any correspondence received will be incorporated into the meeting record. Items received after the 1 p.m. deadline will be provided to the City Council as soon as practicable.

In compliance with the Americans with Disabilities Act, and Governors Order N-29-20, the City will make reasonable arrangements to ensure accessibility to this meeting. If you need special assistance to participate in this meeting, please contact the City Clerk a minimum of 2 hours prior to the meeting at (408) 846-0204.

If you challenge any planning or land use decision made at this meeting in court, you may be limited to raising only those issues you or someone else raised at the public hearing held at this meeting, or in written correspondence delivered to the City Council at, or prior to, the public hearing. Please take notice that the time within which to seek judicial review of any final administrative determination reached at this meeting is governed by Section 1094.6 of the California Code of Civil Procedure.

A Closed Session may be called during this meeting pursuant to Government Code Section 54956.9 (d)(2) if a point has been reached where, in the opinion of the legislative body of the City

on the advice of its legal counsel, based on existing facts and circumstances, there is a significant exposure to litigation against the City.

Materials related to an item on this agenda submitted to the City Council after distribution of the agenda packet are available with the agenda packet on the City website at www.cityofgilroy.org subject to Staff's ability to post the documents before the meeting.

KNOW YOUR RIGHTS UNDER THE GILROY OPEN GOVERNMENT ORDINANCE

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, task forces, councils and other agencies of the City exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

FOR MORE INFORMATION ON YOUR RIGHTS UNDER THE OPEN GOVERNMENT ORDINANCE, TO RECEIVE A FREE COPY OF THE ORDINANCE OR TO REPORT A VIOLATION OF THE ORDINANCE, CONTACT THE OPEN GOVERNMENT COMMISSION STAFF AT (408) 846-0204

I. OPENING

A. Call to Order

- 1. Pledge of Allegiance**
- 2. Invocation**
- 3. City Clerk's Report on Posting the Agenda**
- 4. Roll Call**

B. Orders of the Day

C. Employee Introductions

II. CEREMONIAL ITEMS

A. Proclamations, Awards, and Presentations

1. Planning Commission Annual Presentation to Council

1. Staff Report:
2. Public Comment
3. Possible Action:

III. PRESENTATIONS TO THE COUNCIL

PUBLIC COMMENT BY MEMBERS OF THE PUBLIC ON ITEMS NOT ON THE AGENDA BUT WITHIN THE SUBJECT MATTER JURISDICTION OF THE CITY COUNCIL PUBLIC COMMENTS MAY BE SUBMITTED BY EMAIL TO:
cityclerk@cityofgilroy.org. (This portion of the meeting is reserved for persons desiring to address the Council on matters not on this agenda. The law does not permit Council action or extended discussion of any item not on the agenda except under special circumstances. If Council action is requested, the Council may place the matter on a future agenda. Comments on any agenda item may be may be emailed to the City Clerk's Office at cityclerk@cityofgilroy.org or mailed to the Gilroy City Clerk's Office at City Hall, 7351 Rosanna Street, Gilroy, CA 95020. Comments received by the City Clerk's Office by 1:00 p.m. on the day of a Council meeting will be distributed to the City Council prior to or at the meeting and available for public inspection with the agenda packet located in the lobby of Administration at City Hall, 7351 Rosanna Street prior to the meeting. Any correspondence received will be incorporated into the meeting record. Items received after the 1 p.m. deadline will be provided to the City Council as soon as practicable. Written material provided by public members for Council agenda item "public comment by Members of the Public on items not on the agenda" will be limited to 10 pages in hard copy. An unlimited amount of material may be provided electronically.)

IV. REPORTS OF COUNCIL MEMBERS

Council Member Bracco – Gilroy Sister Cities Association (alternate), Santa Clara Co. Library JPA, SCVWD Joint Council-SCRWA-Board Water Resources Committee, South County Regional Wastewater Authority Board, South County Youth Task Force Policy Team, Street Naming Committee, URM Task Force Sub-committee

Council Member Armendariz – ABAG (Alternate), CalTrain Policy Group, Gilroy Downtown Business Association Board (alternate), Historic Heritage Committee, Santa Clara Valley Habitat Agency Implementation Board, Silicon Valley Clean Energy Authority JPA Board (Alternate), Street Naming Committee, VTA Committee for Transit Accessibility (Alternate)

Council Member Marques - Gilroy Downtown Business Association Board, Gilroy Gardens Board of Directors, Historic Heritage Committee (Alternate), Santa Clara Valley Habitat Agency Governing Board (alternate), Santa Clara Valley Habitat Agency Implementation Board (alternate), South County Regional Wastewater Authority (Alternate), URM Task Force Sub-Committee

Council Member Hilton – Gilroy Economic Development Partnership, Silicon Valley Clean Energy Authority JPA Board, South County United for Health, Visit Gilroy California Welcome Center Board

Council Member Tovar – Economic Development Corporation Board, Recycling and Waste Reduction Commission, Santa Clara Co. Expressway Plan 2040 Policy Advisory Board, Recycling and Waste Reduction Commission, Santa Clara Co. Library JPA (alternate), SCVWD Water Commission (alternate), South County Regional Wastewater Authority Board, Street Naming Committee, VTA Committee for Transit Accessibility

Council Member Leroe-Muñoz - ABAG, CalTrain Policy Group (alternate), Cities Association of Santa Clara County Board of Directors (alternate), Economic Development Corporation Board, Gilroy Youth Task Force, SCVWD Water Commission, Silicon Valley Regional Interoperability Authority Board, South County Youth Task Force Policy Team (alternate), VTA Mobility Partnership, VTA South County City Group, VTA Policy Advisory Committee

Mayor Blankley - Cities Association of Santa Clara Co. Board of Directors, Gilroy Economic Development Partnership, Gilroy Sister Cities Association, Gilroy Youth Task Force (alternate), Santa Clara Valley Habitat Agency Governing Board, SCVWD Joint Council-SCRWA-Board Water Resources Committee, South County Regional Wastewater Authority Board, VTA Board of Directors Alternate, VTA Mobility Partnership, VTA Policy Advisory Committee, VTA South County City Group

V. FUTURE COUNCIL INITIATED AGENDA ITEMS

VI. CONSENT CALENDAR (ROLL CALL VOTE)

All matters listed under the Consent Calendar are considered by the City Council to be routine and will be enacted by one motion. There will be no separate discussion of these items unless a request is made by a member of the City Council or a member of the public. Any person desiring to speak on any item on the consent calendar should ask to have that item removed from the consent calendar prior to the time the Council votes to approve. If removed, the item will be discussed in the order in which it appears.

- A. **Claim of Rebecca Rodriguez (The City Administrator recommends a “yes” vote under the Consent Calendar shall constitute the denial of the claim)**
- B. **Claim of E. P. & G. South Valley Plaza, LLC (The City Administrator recommends a “yes” vote under the Consent Calendar shall constitute the denial of the claim)**
- C. **Claim of Theresa Deal (The City Administrator recommends a “yes” vote under the Consent Calendar shall constitute the denial of the claim)**
- D. **Claim of The Vineyard Apartments (The City Administrator recommends a “yes” vote under the Consent Calendar shall constitute the denial of the claim)**
- E. **Adoption of an Ordinance approving the Tenth and Chestnut Planned Unit Development Rezoning.**
- F. **9-20-21 City Council Meeting Minutes**
- VII. **BIDS AND PROPOSALS**
- VIII. **PUBLIC HEARINGS**
 - A. **Public Hearing for the 2020 Urban Water Management Plan and 2020 Water Shortage Contingency Plan**
 - 1. Staff Report: Gary Heap, City Engineer/Transportation Engineer
 - 2. Disclosure of Ex-Parte Communications
 - 3. Open Public Hearing
 - 4. Close Public Hearing
 - 5. Possible Action:
Conduct Public Hearing and Receive Public Comment on the 2020 Urban Water Management Plan and 2020 Water Shortage Contingency Plan
- IX. **UNFINISHED BUSINESS**
 - A. **City Council Position on Valley Transportation Authority (VTA) Transit-Oriented Development**
 - 1. Staff Report: Jimmy Forbis, City Administrator
 - 2. Public Comment
 - 3. Possible Action:
Council direct the Mayor to submit a formal letter of the City Council position on the potential Transit-Oriented Development project at the Gilroy Transit Center
 - B. **Appointment of Members to the Youth Commission With Terms Ending September 30, 2023**
 - 1. Staff Report: LeeAnn McPhillips, Administrative Services/HR Director/Risk Manager
 - 2. Public Comment
 - 3. Possible Action:
Appoint four Youth Commission members to terms ending September 30, 2023.
- X. **INTRODUCTION OF NEW BUSINESS**

A. Rejection of Proposals for the Safe Parking Program

1. Staff Report: Jimmy Forbis, City Administrator
2. Public Comment
3. Possible Action:

Council reject all proposals.

B. Awarding a One-Year, Task Order Contract with Two, One-Year Extension Options for Homeless Encampment Cleanup and Illegal Dumping to US Ecology for a Not-to-Exceed Amount of \$100,000; and Adopt a Resolution Amending the Fiscal Year (2022) Budget

1. Staff Report: Jimmy Forbis, City Administrator
2. Public Comment
3. Possible Action:
 1. Award a one-year, task order contract with two, one-year extension options for homeless encampment clean-up and illegal dumping to US Ecology for a not-to-exceed amount of \$100,000 and authorize the City Administrator to execute the agreement.
 2. Adopt resolution amending the FY 2021-2022 adopted budget to appropriate \$100,000 from the General Fund (100) utilizing the American Rescue Plan Act funds for this work.

C. Acceptance and Display of the Gilroy Sesquicentennial Time Capsule

1. Staff Report: Jimmy Forbis, City Administrator
2. Public Comment
3. Possible Action:

Council consideration of accepting and displaying the Gilroy Sesquicentennial Time Capsule in the Gilroy City Hall.

XI. CITY ADMINISTRATOR'S REPORTS

XII. CITY ATTORNEY'S REPORTS

XIII. CLOSED SESSION

ADJOURNMENT

MEETING DATES

FUTURE MEETING DATES

OCTOBER 2021

- 18* Regular Meeting - 6:00 p.m.
- 20* Special Meeting - Study Session – 6:00 p.m.
- 25* Special Meeting - Study Session – 6:00 p.m.

NOVEMBER 2021

- 1* Regular Meeting - 6:00 p.m.
- 15* Regular Meeting - 6:00 p.m.

DECEMBER 2021

- 6* Regular Meeting - 6:00 p.m.

* meeting is webstreamed and televised