



**MAYOR**

Marie Blankley

**COUNCIL MEMBERS**

Rebeca Armendariz

Dion Bracco

Zach Hilton

Peter Leroe-Muñoz

Carol Marques

Fred Tovar

## **CITY COUNCIL**

### **AGENDA**

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

**SPECIAL MEETING**  
**MONDAY, DECEMBER 12, 2022 6:00 P.M.**

CITY COUNCIL PACKET MATERIALS ARE AVAILABLE ONLINE AT [www.cityofgilroy.org](http://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.igmp2.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.](#) The amount of time allowed per speaker may vary at the Mayor's discretion depending on the number of speakers and length of the agenda.

Written comments on any agenda item may be emailed to the City Clerk's Office at [cityclerk@cityofgilroy.org](mailto: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, 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's Office at least 72 hours prior to the meeting at (408) 846-0204 or [cityclerk@cityofgilroy.org](mailto:cityclerk@cityofgilroy.org) to help ensure that reasonable arrangements can be made.



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](http://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**

If you need assistance with translation and would like to speak during public comment, please contact the City Clerk a minimum of 72 hours prior to the meeting at 408-846-0204 or e-mail the City Clerk's Office at [cityclerk@cityofgilroy.org](mailto:cityclerk@cityofgilroy.org).

Si necesita un traductor durante la junta y gustaría dar un comentario público, comuníquese con el Secretario de la Ciudad un mínimo de 72 horas antes de la junta al 408-846-0204 o envíe un correo electrónico a la Oficina del Secretario de la Ciudad a [cityclerk@cityofgilroy.org](mailto:cityclerk@cityofgilroy.org).

## **1. OPENING**

### **1.1. Call to Order**

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

### **1.2. Orders of the Day**

### **1.3. Employee Introductions**

## **2. PROCLAMATIONS, AWARDS, AND PRESENTATIONS**

### **2.1. Proclamation for Gilroy Chamber of Commerce President/CEO Mark Turner**

### **2.2. Retirement Proclamation for Gilroy Police Department Records Technician Virginia Hernandez**

### 3. PRESENTATIONS TO THE COUNCIL

#### 3.1. PUBLIC COMMENT BY MEMBERS OF THE PUBLIC ON ITEMS NOT ON THE AGENDA BUT WITHIN THE SUBJECT MATTER JURISDICTION OF THE CITY COUNCIL

This portion of the meeting is reserved for persons desiring to address the Council on matters within the Gilroy City Council's jurisdiction but not on the agenda. Persons wishing to address the Council are requested to complete a Speaker's Card located at the entrances and handed to the City Clerk. Speakers are limited to 1 to 3 minutes each, varying at the Mayor's discretion depending on the number of speakers and length of the 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.

Written comments to address the Council on matters not on this agenda may be e-mailed to the City Clerk's Office at [cityclerk@cityofgilroy.org](mailto: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 1:00pm 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 1:00pm deadline will be provided to the City Council as soon as practicable. Written material provided by public members under this section of the agenda will be limited to 10 pages in hard copy. An unlimited amount of material may be provided electronically.

### 4. 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, Street Naming Committee

**Council Member Armendariz** – ABAG (Alternate), CalTrain Policy Group, Gilroy Downtown Business Association Board (alternate), Gourmet Alley Ad Hoc Committee, Historic Heritage Committee, Santa Clara Co. Library JPA (alternate), 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, Gourmet Alley Ad Hoc Committee, Historic Heritage Committee (Alternate), Santa Clara Valley Habitat Agency Governing Board, Santa Clara Valley Habitat Agency Implementation Board, South County Regional Wastewater Authority (Alternate)

**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, Gourmet Alley Ad Hoc Committee, Recycling and Waste Reduction Commission, Santa Clara Co. Expressway Plan 2040 Policy Advisory Board, SCVWD Water Commission (alternate), South County Joint Recycled Water Advisory Committee, South County Regional



Wastewater Authority Board, Street Naming Committee, South County Youth Task Force Policy Team (alternate), VTA Committee for Transit Accessibility

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

**Mayor Blankley** – Cities Association of Santa Clara Co. Board of Directors (alternate), 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 Joint Recycled Water Advisory Committee, South County Regional Wastewater Authority Board, VTA Board of Directors Alternate, VTA Mobility Partnership, VTA Policy Advisory Committee, VTA South County City Group

## **5. COUNCIL CORRESPONDENCE**

### **5.1. City Council Member Meeting Attendance**

## **6. FUTURE COUNCIL INITIATED AGENDA ITEMS**

## **7. CONSENT CALENDAR**

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.

- 7.1. Action Minutes of the City Council - Regular Meeting - Dec 5, 2022  
6:00 PM**
- 7.2. Approval of City of Gilroy's Response to the Santa Clara County Civil Grand Jury Report Regarding Ballot Measure Wording**
- 7.3. Mayoral Appointments of Council Members to Serve in Regional Representative Seats and Seats on Local Boards and Committees**
- 7.4. Council Designation of Obsolete and Used Computer and Other Electronic Waste as Surplus and Auction or Discard as Deemed Appropriate by the Administrative Services and Finance Departments.**
- 7.5. Approval of Parcel Map and Property Improvement Agreement No. 2022-05 for 6605 Automall Parkway Commercial Development, APN 841-16-117**

## **8. CEREMONIAL ITEMS**

### **8.1. Acceptance of the Official Canvass of the November 8, 2022 Municipal Election Results**

1. Staff Report: Thai Pham, City Clerk
2. Public Comment
3. Possible Action:

It is staff's recommendation the City Council:

1. Adopt the Resolution accepting the certification of the November 8, 2022 election results;
2. Declare elected Dion Bracco, Tom Cline, and Carol Marques to the Gilroy City Council for a full term of four (4) years each; and
3. Declare Measure D ratified and order the City Clerk to file the amendment and cause it to be recorded pursuant to Govt. Section 34460.

### **8.2. Presentation of Plaque to Outgoing Council Member Leroe-Muñoz**

### **8.3. Council Member Leroe-Muñoz Farewell Remarks**

### **8.4. Adjourn Sine Die**

### **8.5. Swearing in of Council Members Elect**

### **8.6. Roll Call**

### **8.7. Incoming Council Member's Remarks**

### **8.8. Recess for Refreshments for Outgoing and Incoming Council Members**

## **9. INTRODUCTION OF NEW BUSINESS**

### **9.1. Selection of Mayor Pro Tempore Following the November 8, 2022 General Election**

1. Staff Report: Thai Pham, City Clerk
2. Public Comment
3. Possible Action:

Elect a Mayor Pro Tempore for calendar year 2023.

**9.2. Adoption of a Resolution Approving a Budget Amendment in Fiscal Year 2022-23 Adding \$265,801 from the Office of the District Attorney to the Police Grants Fund for the South County Youth Task Force (SCYTF)**

1. Staff Report: Pedro Espinoza, Police Chief
2. Public Comment
3. Possible Action:

Adopt a resolution of the City Council of the City of Gilroy approving a budget amendment in Fiscal Year 2022-23 adding \$265,801 from the Office of the District Attorney to the Police Grants Fund for the South County Youth Task Force (SCYTF).

**9.3. Acceptance of the 2022 Title II Board of State and Community Corrections Three-Year Grant Award in the Amount of \$1,049,952 to Support Delinquency Prevention and Juvenile Justice System Improvement and Adopt a Resolution Amending the Fiscal Year 2023 Operating Budget by \$349,984**

1. Staff Report: Pedro Espinoza, Police Chief
2. Public Comment
3. Possible Action:

- a) Authorize acceptance of a three-year Title II grant award in the amount of \$1,049,952 from the California Board of State and Community Corrections (BSCC), and authorize the City Administrator to execute all grant agreements and related documents; and
- b) Adopt a resolution amending the Fiscal Year 2022-23 Operating Budget in the amount of \$349,984, appropriating the first year of the Title II grant funds and
- c) Adopt a resolution of the City Council of the City of Gilroy accepting grant funds and designating certain positions as agents for the City of Gilroy's application for, and administration of, funding from the Board of State and Community Corrections.

**10. BOARD AND COMMISSION INTERVIEWS**

**10.1. Interviews for Open Seats on Boards, Commissions and Committees with Future Appointment January 9, 2023**

1. Staff Report: Thai Pham, City Clerk
2. Public Comment
3. Possible Action:
  1. Accept three applications for open seats on City of Gilroy Boards, Commissions, and Committees that were received after the November 30th, 2022 application deadline; and
  2. Interview candidates for open seats on City of Gilroy Boards, Commissions, and Committees.

11. CITY ADMINISTRATOR'S REPORT
  - 11.1. 2022 City of Gilroy Year-End Video
12. CITY ATTORNEY'S REPORTS
13. ADJOURNMENT
14. FUTURE MEETING DATES

#### DECEMBER 2022

~~19\* Regular Meeting - 6:00 p.m.~~ **CANCELED**

#### JANUARY 2023

- 9\* Regular Meeting - 6:00 p.m.
- 23\* Regular Meeting - 6:00 p.m.
- 28\* Strategic Planning Workshop - 9:00 a.m.

#### FEBRUARY 2023

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

#### MARCH 2023

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

***\*Meeting is webstreamed***