



GILROY OPEN GOVERNMENT COMMISSION REGULAR MEETING MINUTES

Thursday, November 10, 2022 | 6:00 PM

1. CALL TO ORDER

The meeting was called to order at 6:00 PM by Chair Bentz.

2. ROLL CALL

Attendee Name	Title	Status
Rebecca Scheel	Commissioner	Absent
Diana Bentz	Chair	Present
Karen Enzensperger	Vice Chair	Present
Matthew Carvalho	Commissioner	Absent
Jessica Irwin	Commissioner	Present

3. REPORTS OF COMMISSION MEMBERS

Commissioner Enzensperger reported the Santa Clara County Superior Court has published an article regarding the measures that were on the November 8, 2022 General Election Ballot could be misleading and confusing to voters if only the ballots were read. The article "If you only read the ballot, you're being duped" can be found on the Santa Clara County Superior Court - Civil Grand Jury website.

Commissioner Irwin had nothing to report.

Char Bentz had nothing to report.

4. PRESENTATIONS TO THE OPEN GOVERNMENT COMMISSION

1. **Public Comments by Members of the Public on Items not on the Agenda but within the Commission's Subject Matter Jurisdiction**

There were two (2) public comments by Sally Armendariz and Xavier Garcia.

5. **CONSENT CALENDAR**

Public Comment: There were none.

RESULT:	APPROVE [UNANIMOUS]
MOVER:	Karen Enzensperger, Vice Chair
SECONDER:	Jessica Irwin, Commissioner
AYES:	Bentz, Enzensperger, Irwin
ABSENT:	Scheel, Carvalho

5.1. **Action Minutes of the August 11, 2022 Open Government Commission Regular Meeting**

A motion was made to approve the minutes.

6. **UNFINISHED BUSINESS**

There were none.

7. **NEW BUSINESS**

7.1. **Quarterly Review of Public Records Requests Per Gilroy Code Section 17A.35 (c) (Third Quarter, 2022)**

City Clerk Pham presented the report.

Chair Bentz asked a follow-up question to staff if the individual on the last quarter's report had been contacted. City Clerk Pham made multiple attempts to reach the individual being there was no response it was advised by Assistant City Attorney Houston to close the public record request.

Public Comment: There were none.

7.2. **Approval of 2023 Annual Calendar of Open Government Commission Meetings**

City Clerk Pham presented the report.

Public comment: There were none.

A motion was made by Chair Bentz, seconded by Vice Chair Enzensperger to approve the Open Government Calendar of 2023 Regular Meetings. The motion was carried by the following vote:

Ayes: 3 - Chair Diana Bentz
Vice Chair Karen Enzensperger
Commissioner Jessica Irwin

Absent: 2 - Commissioner Matthew Carvalho
Commissioner Rebecca Scheel

7.3. Open Government Ordinance and Ralph M. Brown Act Training

Assistant City Attorney and City Attorney Faber presented the report.

Public Comment:

Sally Armendariz shared her concerns that the City Council may be in violation of the Brown Act.

Maria Aguilar asked why there are no options to allow remote public comment and shared her concerns on decorum of the City Council.

8. CITY CLERK'S REPORT

City Clerk Pham briefly reported on the following:

Advisory Body Appreciation Dinner scheduled for Thursday, November 17th at 6:30 PM.

Annual Presentation to Council was given by Chair Bentz on Monday, November 7, 2022.

Boards, Commissions, Committees Applications can be submitted on the City Website's Application Portal.

New Agenda Management System is set to launch in 2023.

Wordly, an AI translation service, will be proceeding for implementation.

9. CITY ATTORNEY'S REPORT

Assistant City Attorney Houston had nothing to report.

10. FUTURE COMMISSION INITIATED AGENDA ITEMS

Chair Bentz initiated a future meeting item to add an automated response to all public records requests on "Knowing Your Right" when requesting a public record. The item received unanimous support.

Commissioner Irwin initiated a future meeting item to discuss on how advisory bodies can conduct hybrid meetings. The item received unanimous support.

Commissioner Enzensperger initiated a future meeting item to discuss ways to promote Open Government Commission on the City website. The item received unanimous support.

11. ADJOURNMENT

The meeting was adjourned at 7:31 PM by Chair Bentz.

I HEREBY CERTIFY that the foregoing minutes were duly and regular adopted at a regular meeting of the Gilroy Open Government Commission.

**/s/Christina Ruiz
Christina Ruiz, Deputy City Clerk**