



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.
THURSDAY, JULY 1, 2021

Carol Marques

Fred Tovar

CITY COUNCIL MEETING MATERIAL IS AVAILABLE ON THE CITY WEBSITE www.cityofgilroy.org
VIEW THE MEETING LIVE ON THE CITY WEBSITE www.cityofgilroy.org

THIS MEETING WILL BE CONDUCTED PURSUANT TO THE PROVISIONS OF THE GOVERNOR'S EXECUTIVE ORDER N-29-20

In order to minimize the spread of the COVID 19 virus the City Council is conducting this meeting by web conference and will be offering alternative options for public participation. You are encouraged to watch the City Council meeting live on the City of Gilroy's website at www.cityofgilroy.org or on Cable Channel 17. To view from the website, select the [City Council Meetings](#) section on the home page.

PUBLIC COMMENTS WILL BE TAKEN ON AGENDA ITEMS BEFORE ACTION IS TAKEN BY THE CITY COUNCIL. DURING THE MEETING:

Zoom Log In <https://rb.gy/hitsnj>

or Call: 1 (669) 900-6833

Meeting ID: 816 4315 4970

Passcode: 059431

TO PROVIDE VERBAL PUBLIC COMMENTS ON AN AGENDA ITEM DURING THIS MEETING, LOG INTO THE ZOOM MEETING AND ENTER THE PASSCODE, OR CALL THE PHONE NUMBER LISTED HERE AND ENTER THE MEETING ID AND PASSWORD. When the Mayor announces the item which you wish to speak on, press *9 on your telephone keypad to raise your

hand. When called to speak, please limit your comments to three (3) minutes, or such other time as the Mayor may decide, consistent with the time limit for all other speakers for the particular agenda item.

COMMENTS MAY ALSO BE EMAILED TO THE CITY CLERKS OFFICE AT cityclerk@cityofgilroy.org, OR MAILED TO THE GILROY CITY CLERKS OFFICE AT CITY HALL 7351 ROSANNA STREET, GILROY, CA. 95020, PRIOR TO THE MEETING START, TO BE DISTRIBUTED TO THE COUNCIL MEMBERS AND TO BE INCORPORATED INTO THE MEETING RECORD.

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.

The City Council meets regularly on the first and third Monday of each month, at 6:00 p.m. If a holiday, the meeting will be rescheduled to the following Monday, with the exception of the single meeting in July which lands on the first day of the month not a holiday, Friday, Saturday or Sunday.

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. Historic Heritage Committee Annual Presentation to Council

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. 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. **Adoption of a Resolution of the City Council of the City of Gilroy Setting the Tax Rate for Fiscal Year 2021-2022 for the Gilroy Community Library Project Bonds**
- B. **Claim of Del Monte Partners (The City Administrator recommends a “yes” vote under the Consent Calendar shall constitute the denial of the claim)**
- C. **6-21-21 City Council Regular Meeting Minutes**

VII. BIDS AND PROPOSALS

- A. **Authorize the City Administrator to Enter into a Sole Source Purchase Agreement for the Replacement of Police Computer Aided Dispatch (CAD) and Records Management System (RMS) from Sun Ridge Systems, Inc. in the amount of \$703,232**

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

Authorize the City Administrator to Enter into a Sole Source Purchase Agreement for the Replacement of Police Computer Aided Dispatch (CAD) and Records Management System (RMS) from Sun Ridge Systems, Inc. in the Amount of \$703,232 (Roll Call Vote)

- B. **Approval of Agreements with CSG Consultants and 4Leaf in the Amount Not-To-Exceed \$1,715,800 each and Bureau Veritas in the Amount Not-To-Exceed \$514,740 to Provide On-Call Building and Fire Plan Check and Inspection Services for the Initial Period of July 15, 2021 to June 30, 2024, with Two, One-Year Extensions Possible.**

- 1. Staff Report: Robert Carrera, Management Analyst
- 2. Public Comment
- 3. Possible Action:

Approve agreements with CSG Consultants and 4Leaf in the amount not-to-exceed \$1,715,800 each and Bureau Veritas in the amount not-to-exceed \$514,750 to provide On-Call Building and Fire Plan Check and Inspection Services for the initial period of July 15, 2021 to June 30, 2024, with two, one-year extensions possible, and authorize the City Administrator to execute these agreements.

VIII. PUBLIC HEARINGS

- A. **Consideration of the Placement of Special Assessment Liens for the Non-payment of Charges for the Collection of Garbage, Rubbish, and Refuse on Certain Properties Located in the City of Gilroy**

1. Staff Report: Harjot Sangha, Finance Director
2. Disclosure of Ex-Parte Communications
3. Open Public Hearing
4. Close Public Hearing
5. Possible Action:

Adopt a Resolution of the City Council of the City of Gilroy imposing special assessment liens for the costs of delinquent garbage collection services for certain properties located in Gilroy, California.

B. Introduction of an Ordinance and Adoption of a Resolution Amending the City Code to Combine in One Person the Powers and Duties of the City Administrator and City Clerk

1. Staff Report: LeeAnn McPhillips, Administrative Services/HR Director/Risk Manager
2. Disclosure of Ex-Parte Communications
3. Open Public Hearing
4. Close Public Hearing
5. Possible Action:

- a) Introduce and Ordinance of the City Council of the City of Gilroy Amending Chapter 2 of the Gilroy City Code to Authorize the City Council to Combine in One Person the Powers and Duties of the Offices of City Administrator and City Clerk
- b) Adopt a Resolution of the City Council of the City of Gilroy Pursuant to Section 2.34 of the Gilroy City Code Combining in One Person the Powers and Duties of the Offices of the City Administrator and City Clerk

IX. UNFINISHED BUSINESS

A. Adopt an Ordinance of the City Council of the City of Gilroy Amending the Gilroy City Code, Chapter 30 (Zoning), Article XXXIV (Fences and Obstructions) to Allow Monitored Perimeter Security Fence Systems on Commercial and Industrial Zoned Properties, Subject to Specified Criteria In the Ordinance

1. Staff Report: Karen Garner, Community Development Director
2. Public Comment
3. Possible Action:

Adopt an Ordinance of the City Council of the City of Gilroy Amending the Gilroy City Code, Chapter 30 (Zoning), Article XXXIV (Fences and Obstructions) to Allow Monitored Perimeter Security Fence Systems on Commercial and Industrial Zoned Properties, Subject to Specified Criteria In the Ordinance

B. Resolution granting an exemption from the 60-day length of stay requirement contained in CUP 00-10 for the Garlic Farm RV Park Special Occupancy Use.

1. Staff Report: Karen Garner, Community Development Director
2. Public Comment
3. Possible Action:

Adopt a Resolution Granting an Exemption From the 60-day Length of Stay Requirement Contained in CUP 00-10 for the Garlic Farm RV Park Special Occupancy Use.

C. Approval to Enter into an Exclusivity Agreement with Sharks Sports & Entertainment, LLC to Fully Assess the Potential of Having the Sharks Organization Operate a New Indoor Recreational Facility

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

- a) Approve an exclusivity agreement with the Sharks Sports & Entertainment, LLC, and authorize the City Administrator to execute the agreement.
- b) Authorize the City Administrator to spend up to \$100,000.00 from the unrestricted general fund balance on activities related to the financial analysis and feasibility of this project.

X. INTRODUCTION OF NEW BUSINESS

A. Resolution Declaring the 536 Property as Surplus Pursuant to Government Code Section 54221

1. Staff Report: Karen Garner, Community Development Director
2. Public Comment
3. Possible Action:

Declare the 536 Property as surplus and direct staff to conform with the requirements of the Surplus Land Act (Government Code Section 54220) and the guidelines issued by the California Department of Housing and Community Development (HCD).

B. Renaming of Gilroy Senior Center to Encompass the Enhanced Recreation and Community Services Provided

1. Staff Report: Adam Henig, Recreation Manager
2. Public Comment
3. Possible Action:

Motion to approve the Parks and Recreation Commission recommendation's name change of the "City of Gilroy Senior Center" to "City of Gilroy Community Center"

C. Approve the implementation of the 5-year plan for the Santa Clara County Multi-Jurisdictional Program for Public Information (PPI) Associated with the Community Rating System (CRS) of the National Flood Insurance Program

1. Staff Report: Daryl Jordan, PE, Public Works Director
2. Public Comment
3. Possible Action:

Approve the implementation of the 5-year plan for the Santa Clara County Multi-Jurisdictional Program for Public Information (PPI) Associated with the Community Rating System (CRS) of the National Flood Insurance Program

D. Report on Reopening of City Offices on August 30, 2021

1. Staff Report: LeeAnn McPhillips, Administrative Services/HR Director/Risk Manager
2. Public Comment
3. Possible Action:

Receive report; provide feedback and direction.

Adjourn to the Meeting of the Gilroy Public Facilities Financing Authority

XI. GILROY PUBLIC FACILITIES FINANCING AUTHORITY BOARD OF DIRECTORS

Roll Call of the Board of Directors

1. Adopt a Resolution Authorizing Investment of Funds in the Local Agency Investment Fund (LAIF)

1. Staff Report: Harjot Sangha, Finance Director
2. Public Comment
3. Possible Action:

Adopt a resolution of the Gilroy Public Facilities Financing Authority authorizing investment of monies in the local agency investment fund (LAIF).

Adjourn to the Meeting of the Gilroy City Council

XII. CITY ADMINISTRATOR'S REPORTS

A. Current Drought Conditions and Water Conservation Measures

XIII. CITY ATTORNEY'S REPORTS

XIV. CLOSED SESSION

A. CONFERENCE WITH LABOR NEGOTIATORS - COLLECTIVE BARGAINING UNITS Pursuant to GC Section 54957.6 and GCC Section 17A.11 (4); Collective Bargaining Units: AFSCME, Local 101; Confidential Non-Exempt Employees

City Negotiators: Jimmy Forbis, City Administrator, LeeAnn McPhillips, HR Director Anticipated Issues(s) Under Negotiation: Wages, Hours, Benefits, Working Conditions; Memorandums of Understanding: City of Gilroy and AFSCME Local 101 Representing Employees Affiliated with AFSCME, Local 101.

ADJOURNMENT

MEETING DATES

AUGUST 2021

- 2*** Regular Meeting – 6:00 p.m.
- 16*** Regular Meeting – 6:00 p.m.

23* Special Joint Meeting with Santa Clara Valley Water District and City of Morgan Hill via Zoom – 6:00 p.m.

SEPTEMBER 2021

13* Regular Meeting – 6:00 p.m.

20* Regular Meeting – 6:00 p.m.

* meeting is webstreamed and televised