



CITY COUNCIL REGULAR MEETING AGENDA

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

MAYOR
Greg Bozzo

COUNCIL MEMBERS
Dion Bracco
Tom Cline
Terence Fugazzi
Zach Hilton
Carol Marques
Kelly Ramirez

MONDAY, JANUARY 6, 2025 | 6:00 PM

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

PUBLIC COMMENTS ON AGENDA ITEMS ARE TAKEN BEFORE THE CITY COUNCIL TAKES ACTION. [Please keep your comments to 3 minutes](#). Time restrictions may vary based on the Mayor's discretion.

Send written comments on any agenda item to publiccomments@cityofgilroy.org or City Hall, 7351 Rosanna Street, Gilroy, CA 95020. Comments received by 1 p.m. on the meeting day will be distributed to the City Council before the meeting. Comments are also available at bit.ly/3NuS1IN.



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 to help ensure that reasonable arrangements can be made.



If you dispute any planning or land use decision from this meeting in court, you may only raise issues you or someone else presented at this meeting's public hearing or in written letters to the City Council before the hearing. Be aware that the time to seek a judicial review of any final decision made at this meeting is defined by Section 1094.6 of the California Code of Civil Procedure.

During this meeting, a Closed Session may be called under Government Code Section 54956.9 (d)(2). This will happen if, in the City's legislative body's opinion (based on current facts, circumstances, and legal advice), there's a significant risk of a lawsuit against the City.

Additional materials submitted after agenda distribution are available on www.cityofgilroy.org as soon as possible.

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 translation assistance, contact the City Clerk 72 hours before the meeting at 408-846-0204 or cityclerk@cityofgilroy.org.

Si necesita un intérprete 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.



To access written translation during the meeting, please scan the QR Code or click this link:

Para acceder a la traducción durante la reunión, por favor escanee el código QR o haga clic en el enlace:

bit.ly/3FBiGA0

Choose Language and Click Attend | *Seleccione su lenguaje y haga clic en asistir*

Use a headset on your phone for audio or read the transcript on your device.

Use sus auriculares para escuchar el audio o leer la transcripción en el dispositivo.

The agenda for this meeting is outlined as follows:

- 1. OPENING**
 - 1.1. Call to Order**
 - 1.2. Pledge of Allegiance**
 - 1.3. Invocation**
 - 1.4. City Clerk's Report on Posting the Agenda**
 - 1.5. Roll Call**
 - 1.6. Orders of the Day**
 - 1.7. Employee Introductions**
- 2. CEREMONIAL ITEMS - Proclamations and Awards**
- 3. COUNCIL CORRESPONDENCE (Informational Only)**
- 4. PRESENTATIONS TO THE COUNCIL**
 - 4.1. PUBLIC COMMENT BY MEMBERS OF THE PUBLIC ON ITEMS NOT ON THE AGENDA BUT WITHIN THE SUBJECT MATTER JURISDICTION OF THE CITY COUNCIL**

This part of the meeting allows public address on non-agenda topics within the Council's jurisdiction. To speak, complete a Speaker's Card from the entrances and give it to the City Clerk. Speaking time ranges from 1-3 minutes based on the Mayor's discretion. Extended discussions or actions on non-agenda items are restricted by law. For Council action, the topic may be listed on a future agenda.

Email written comments on non-agenda topics to publiccomments@cityofgilroy.org or mail them to City Hall, 7351 Rosanna Street, Gilroy, CA 95020, by 1:00 p.m. on the meeting day. These comments, available at City Hall, will be shared with the Council and included in the meeting record. Late submissions will be shared as soon as possible. A 10-page limit applies to hard-copy materials, but electronic submissions are unlimited.

5. REPORTS OF COUNCIL MEMBERS

Council Member Bracco – Downtown Committee, Santa Clara County Library Joint Powers Authority, Santa Clara Water Commission, Santa Clara Valley Water Joint Water Resources Committee, SCRWA

Council Member Fugazzi – Santa Clara Water Commission (*alternate*), Silicon Valley Regional Interoperability Authority Board (*alternate*), SCRWA, Visit Gilroy California Welcome Center, VTA Mobility Partnership Committee

Council Member Marques – ABAG, Downtown Committee, Santa Clara County Library Joint Powers Authority (*alternate*), Santa Clara Valley Habitat Agency Governing Board, Santa Clara Valley Habitat Agency Implementation Board, SCRWA (*alternate*)

Council Member Hilton – CalTrain Policy Group, Santa Clara County Expressway Plan 2040 Advisory Board (*alternate*), Silicon Valley Clean Energy Authority JPA Board, South County Youth Task Force Policy Team (*alternate*), VTA Policy Advisory Committee

Council Member Ramirez – ABAG (*alternate*), Gilroy Gardens Board of Directors (*alternate*), Gilroy Sister Cities, Gilroy Youth Task Force (*alternate*), SCRWA, Santa Clara Housing and Community Development Advisory Committee

Council Member Cline – CalTrain Policy Group (*alternate*), Gilroy Sister Cities (*alternate*), Gilroy Youth Task Force, Santa Clara County Expressway Plan 2040 Advisory Board, Silicon Valley Clean Energy Authority JPA Board (*alternate*), Silicon Valley Regional Interoperability Authority Board, Visit Gilroy California Welcome Center (*alternate*), VTA Mobility Partnership Committee, VTA Policy Advisory Committee (*alternate*)

Mayor Bozzo – Gilroy Gardens Board of Directors, Santa Clara Valley Water Joint Water Resources Committee, South County Youth Task Force Policy Team, VTA Board of Directors (*alternate*), Santa Clara Housing and Community Development Advisory Committee (*alternate*)

6. BOARD AND COMMISSION INTERVIEWS

6.1. Interviews for Open Seats on Boards, Commissions, and Committees with Future Appointment on January 27, 2025

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

Interview candidates for open seats on City of Gilroy boards, commissions, and committees.

7. CONSENT CALENDAR

Items under the Consent Calendar are deemed routine and approved with one motion. If a Council member or a member of the public wishes for a separate discussion on an item, it must be requested for removal before the Council's approval vote. If removed, the item will be discussed in its original order.

- 7.1. Approval of the Action Minutes of the December 9, 2024 City Council Regular Meeting**
- 7.2. Adopt a Resolution to Approve the Second Amendment to the Agreement for Maintenance of State Highways in the City of Gilroy and Authorize the City Administrator to Execute the Amendment**
- 7.3. Claim of James Hoey (The City Administrator recommends a "yes" vote under the Consent Calendar shall constitute denial of the claim)**
- 7.4. Authorization for Mayor and Council Member Travel to the League of California Cities' Mayors and Council Members Academy**

8. BIDS AND PROPOSALS

9. PUBLIC HEARINGS

- 9.1. Introduce an Ordinance Approving the First Amendment to the Development Agreement Between the City of Gilroy and Glen Loma Corporation for the Glen Loma Ranch Project to Extend the Term of the Development Agreement by Three Years**

1. Disclosure of Ex-Parte Communications
2. Staff Report: Sharon Goei, Community Development Director
3. Open Public Hearing
4. Close Public Hearing
5. Possible Action:

Council:

1. Determine that the First Amendment to the Glen Loma Ranch Development Agreement does not require independent CEQA review, beyond EIR Addendum #2, undertaken in connection with the adoption of the Fourth Operating Memorandum.
2. Motion to read the ordinance by title only and waive further reading; and
3. Introduce an ordinance of the City Council of the City of Gilroy approving the First Amendment to the Development Agreement between the City of Gilroy and Glen Loma Corporation for the Glen Loma Ranch project to extend the term of the Development Agreement by three years.

10. UNFINISHED BUSINESS

11. INTRODUCTION OF NEW BUSINESS

11.1. Appointment of Councilmembers to the Downtown Committee

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

Council appoint three members of the City Council to serve on the Downtown Committee.

11.2. Cities Association of Santa Clara County Membership Renewal Request

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

Council consideration of the Cities Association of Santa Clara County's invitation to re-join.

11.3. Appointment of a Council Member to the Gilroy Gardens Lease Ad Hoc Committee

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

Council appoint a member of the City Council to the Gilroy Gardens Lease Ad Hoc Committee.

12. FUTURE COUNCIL INITIATED AGENDA ITEMS

12.1. Request for an Update on the Status of Staff's Work to Complete the Housing Element Programs for 2024.

13. CITY ADMINISTRATOR'S REPORTS

14. CITY ATTORNEY'S REPORTS

15. CLOSED SESSION

15.1. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION.

Significant Exposure to Litigation Pursuant to Paragraph (2) of Subdivision (d) and Paragraph (3) of Subdivision (e) of Government Code Section 54956.9 and Gilroy City Code Section 17A.11 (3) (b), based upon receipt of a written communication from Shenkman & Hughes, PC (available for inspection upon request at the office of the City Clerk). One case as defendant.

15.2. CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION. Pending Litigation Pursuant to Paragraph (1) of Subdivision (d) of Government Code Section 54956.9 and Gilroy City Code Section 17A.11 (3) (a), Gandolfi Investments, LLC v. City of Gilroy, et.al., Superior Court for the County of Santa Clara, Case Number 24CV444165, filed July 26, 2024.

- 15.3. CONFERENCE WITH REAL PROPERTY NEGOTIATORS Pursuant to GC Sec. 54956.8 and GCC Sec. 17A.8**
Property: Gilroy Gardens Theme Park, 3050 Hecker Pass Highway, Gilroy, CA (APN's: 810-17-024, 810-17-026, 810-17-029, 810-17-030, 810-17-031, 810-18-002, 810-18-013, 810-19-005, 810-19-007, 810-19-010, 810-19-011, 810-19-014)
Negotiators: Jimmy Forbis, City Administrator; Victoria Valencia, Economic Development Manager
Other Party to Negotiations: Gilroy Gardens Family Theme Park, LLC
Under Negotiations: Price and terms of payment for sale or lease.
- 15.4. CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION. Pending Litigation Pursuant to Paragraph (1) of Subdivision (d) of Government Code Section 54956.9 and Gilroy City Code Section 17A.11 (3) (a), Timothy Gavin v. City of Gilroy, Superior Court for the County of Santa Clara, Case Number 24CV428673, filed January 5, 2024.**
- 15.5. CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION. Pending Litigation Pursuant to Paragraph (1) of Subdivision (d) of Government Code Section 54956.9 and Gilroy City Code Section 17A.11 (3) (a), City of Gilroy v. Superior Court for the County of Santa Clara & Law Foundation of Silicon Valley v. Superior Court for the County of Santa Clara, Supreme Court of California, Case Numbers S282937 and S282950, review granted February 21, 2024.**

16. ADJOURN TO OPEN SESSION

Report of any action taken in Closed Session and vote or abstention of each Council Member if required by Government Code Section 54957.1 and GCC Section 17A.13(b); Public Report of the vote to continue in closed session if required under GCC Section 17A.11(5).

17. ADJOURNMENT

FUTURE MEETING DATES

January 2025

27 Regular Meeting - 6:00 p.m

February 2025

3 Regular Meeting - 6:00 p.m

12 Strategic Planning Study Session – 8:30 AM

24 Regular Meeting/Joint Meeting with GUSD - 6:00 p.m

March 2025

3 Regular Meeting - 6:00 p.m

17 Regular Meeting - 6:00 p.m

Meetings are live streamed on the City of Gilroy's website at gilroy.city/meetings and on YouTube at <https://bit.ly/45jor03>.

Access the 2025 City Council Meeting Calendar at <https://bit.ly/3LLzY1n>.



City of Gilroy

STAFF REPORT

Agenda Item Title: Interviews for Open Seats on Boards, Commissions, and Committees with Future Appointment on January 27, 2025

Meeting Date: January 6, 2025

From: Jimmy Forbis, City Administrator

Department: Administration

Submitted By: Jimmy Forbis, City Administrator

Prepared By: Bryce Atkins, Assistant to the City Administrator

STRATEGIC PLAN GOALS

Not Applicable

RECOMMENDATION

Interview candidates for open seats on City of Gilroy boards, commissions, and committees.

BACKGROUND

The City Council opened the annual recruitment period ending December 20, 2024, to fill seats on nine Boards, Commissions, and Committees with member terms vacant or expiring as of December 31, 2024:

Arts and Culture Commission – One (1) seat with a term expiring 12/31/2028
 Building Board of Appeals – Two (2) seats with terms expiring 12/31/2028
 Library Commission – Two (2) seats with terms expiring 12/31/2028
 Open Government Commission – One (1) seat with a term expiring 12/31/2028
 Parks and Recreation Commission – One (1) seat with a term expiring 12/31/2028
 Personnel Commission – One (1) seat with a term expiring 12/31/2028
 Physically Challenged Board of Appeals – One (1) seat with a term expiring 12/31/2028
 Planning Commission – One (1) seat with a term expiring 12/31/2028

In addition, the following seats are vacant due to resignations or terminations:

Arts & Culture Commission:

One (1) vacant seat with a term expiring 12/31/2025.

Two (2) vacant seats with terms expiring 12/31/2027

Library Bond Oversight Committee:

Three (3) vacant seats with terms expiring when funds are fully allocated (2026-2027)

Library Commission:

One (1) vacant seat with a term expiring 12/31/2026

Open Government Commission:

One (1) vacant seat with a term expiring 12/31/2025

One (1) vacant seat with a term expiring 12/31/2026

Parks and Recreation Commission:

Two (2) vacant seats with terms expiring 12/31/2025

Personnel Commission:

One (1) vacant seat with a term expiring 12/31/2026

Physically Challenged Board of Appeals:

Three (3) vacant seats with terms expiring 12/31/2025

Youth Commission:

One (1) vacant seat with a term expiring 06/30/2025

One (1) vacant seat with a term expiring 06/30/2026

ANALYSIS

At the close of the application period, the following applications were received:

Arts & Culture Commission Applicant

1. Robert Butler
2. Kelly Pfeffer
3. Steven Porter
4. Steven Taylor
5. Janette Vecchiarelli
6. Wendy Zamora

Building Board of Appeals Applicant

N/A

Library Bond Oversight Committee

N/A

Library Commission Applicant

1. Victoria Coverson-Baxter (incumbent)
2. Sal Esposito
3. Jo Anne Howell
4. Valarie Lowry
5. Kay Spencer
6. Jeannie Stokes

Open Government Commission Applicant

1. Janet Krulee
2. Ann Marie McCauley
3. Blanca McMurray
4. Monikka O'Neil
5. Sharpy Sandhu

Parks and Recreation Commission Applicants

1. Nathaniel Ayala
2. Jesse Jimenez
3. Javier Martinez Jr
4. Emily Miller
5. Robert Miller
6. Stefanie Okada-McCabe
7. Jorge Vargas
8. Michael Vizzusi

Personnel Commission Applicants

1. Linda Allen
2. Catherine Cummins (incumbent)
3. Norma Hingle Flores
4. Ann Marie McCauley

Physically Challenged Board of Appeals Applicants

1. Marco Machado

Planning Commission Applicants

1. Patricia Bentson
2. Brian Dauenhauer
3. Anselmo Guevara
4. Alex Larson
5. Eva Lurker

6. Stefanie Okada-Mccabe

Youth Commission Applicants

1. Sean Ethan Diep
2. Lolita Hardwicke
3. Lysandra Jaimes
4. Zara Owens
5. Thanmay Sarath (incumbent)

Interviews have been scheduled with the City Council at this evening's meeting, and appointments are scheduled to take place at the regular meeting on January 27, 2025.

For those seats without sufficient applications, the recruitment efforts will remain open. Moving forward, staff will present candidates for interviews and appointments to the City Council only in cases where a board, commission, or committee lacks the minimum number of members required to meet quorum requirements as per the Brown Act.

FISCAL IMPACT/FUNDING SOURCE

There are no costs incurred from conducting the interviews for, nor appointing individuals to, the City's boards, committees and commissions.

PUBLIC OUTREACH

This item was included on the publicly posted agenda for this meeting.

NEXT STEPS

With the completion of interviews, staff will return to Council on January 27, 2025 to request Council appointments of members of the public to the various open seats on the City's boards, committees and commissions.

Attachments:

1. Robert Butler
2. Kelly Pfeffer
3. Steven Porter
4. Steven Taylor
5. Janette Vecchiarelli
6. Wendy Zamora
7. Victoria Coverson-Baxter
8. Sal Esposito
9. Jo Anne Howell
10. Valarie Lowry
11. Kay Spencer

12. Jeannie Stokes
13. Janet Krulee
14. Ann Marie McCauley
15. Blanca McMurray
16. Monikka O'Neil
17. Sharpy Sandhu
18. Nathaniel Ayala
19. Jesse Jimenez
20. Javier Martinez Jr
21. Emily Miller
22. Robert Miller
23. Stefanie Okada-McCabe
24. Jorge Vargas
25. Michael Vizzusi
26. Linda Allen
27. Catherine Cummins
28. Norma Hingle Flores
29. Ann Marie McCauley
30. Marco Machado
31. Patricia Bentson
32. Brian Dauenhauer
33. Anselmo Guevara
34. Alex Larson
35. Eva Lurker
36. Stefanie Okada-Mccabe
37. Sean Ethan Diep
38. Lolita Hardwicke
39. Lysandra Jaimes
40. Zara Owens
41. Thanmay Sarath



City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Arts and Culture Commission			
Name: Robert Butler					
Phone number(s):				email address*:	
Are you a registered voter within the City limits?				Yes	
Physical Address*:					
Driver's License or ID No.:				Date of Birth*:	1957-08-21
				Last 4 of SSN:	
List your qualifications for this appointment:					
EDUCATION: Chicago State University, B.A. Degree in Education, Music/Théâtre Knoxville College, Knoxville B.S. Business Marketing, Mathematics National University, SJ CA M.A. Education TELEVISION/FILM/MUSIC VIDEO RADIO: West Coast Gospel Live Host & Producer KHVN Dallas TX Inspire Show Host & Producer KKDA Dallas TX FeedBack KSBW TV Show KGGR Dallas TX Mosaic KPIX TV Show KKMC Salinas CA The Afternoon Show KPIXTV Show Radio DJ Host Gilroy CA Front Runner KOMO New Performers WMAQ Singsation, Show WGN Kids Point TCI Math Answers San Jose COMMERICALS: Chris Cassara Clothing, Principal Actor Gilroy Chamber of Com. Principal Actor Faces International San Francisco CA THEATRE: West Side Story Knoxville TN The Wiz Chicago IL Wizard Of Oz Chicago IL Porgey & Bess Nashville TN Godspell Chicago IL Runaway Chicago IL The Acts Jerusalem Israel Lady Day San Jose CA Sound Of Music Los Angeles CA 7 Brides For 7Brothers Gilroy CA The Little Princess, Gilroy CA DIRECTED: Love Crucified Arose Gilroy CA The Wiz San Jose CA Love Found A Way Gilroy CA West Side Story San Jose CA And It Came To Pass Gilroy CA White Christmas San Jose CA The Wonder Of The Season Gilroy CA Lion King San Jose CA Judd Concert (Back Up Singer) San Jose CA GM Award Paramount Theater Oakland SKILLS SPECIAL INTEREST: Lead jazz vocalist, horseback riding, swimming, snow skiing, weightlifting, professional teacher degrees from college, BS, BA, MA, enjoy working with other people. baseball, bowling rollerblading, roller skating, biking, hiking, swimming, snorkeling, poker, card games, computer literate, square dance, southern accent. 6480 Barron Pl Gilroy, CA 95020 inspireshow@aol.com Cell {408} 888-2275					
List any service to the community including any prior appointments:					
Presently a Board Member of the Gilroy Center for the Arts.					
What are your goals while serving on this Board/Commission/Committee?					

I wish to assist in providing the arts to the community in as many ways as possible. I have been successful producing concerts raising money for the homeless in GILROY through the South County Compassion Center.

Why are you the most qualified to serve on this Board/Commission/Committee?

Most qualified maybe not but I come with many talents to share and years of experience giving me wisdom in many areas. I have worked with the City in Gilroy Parks and Rec. providing activities for afterschool and summer day camp for children. This position will be new to me but I am sure I will be a great access to the

School: / Grade: null

✓	By clicking on this box, I declare under penalty of perjury that I am currently a registered voter within the City limits of the City of Gilroy. Furthermore, I understand that this application and any attachments are subject to disclosure under the Public Records Act and must complete mandatory Open Government Ordinance Training. I further understand that members of the Planning Commission, Building Boards of Appeals, and Physically Challenged Board of Appeals are also subject to filing the Fair Political Practice Commission's Statement of Economic Interest Form 700 relating to financial disclosures.
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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Arts and Culture Commission			
Name: Kelly Pfeffer					
Phone number(s):				email address*:	
Are you a registered voter within the City limits?				Yes	
Physical Address*:					
Driver's License or ID No.:				Date of Birth*:	1978-03-12
				Last 4 of SSN:	
List your qualifications for this appointment:					
I have worked with two non profits in the city of Gilroy, M.A.N.O.S, and 6th Street Art studios. I am a visual artist and I have sold my art internationally. I own a music school here in Gilroy called ERock, I am always looking for ways to bring the arts to the underserved in our community as well as looking into new ways to make learning art fun and entertaining. I love problem solving, marketing and the business side of things.					
List any service to the community including any prior appointments:					
I have helped M.A.N.O.S plan their Chalkfest, I have also created a music festival in the summer for our music students to showcase their talents. We have worked with 6th street art studios and participated in their art walk, we ran an open Mic in local businesses to give a creative outlet to the community and attract more clientele to the local businesses while fostering an appreciation for the arts. We recently participated in Gilroy's Downtown Business associations Christmas parade, we built a float, had our students sing on the North Pole stage and ran an informational booth for our music school. Most recently I have joined CMAP's Board and look forward to sharing my knowledge and ideas to further progress the arts in our community through educational television.					
What are your goals while serving on this Board/Commission/Committee?					
My goals are to make the arts accessible to all who seek it in our community. I also believe that facilitating the painting of murals and art installations throughout our city creates a greater society in whole.					
Why are you the most qualified to serve on this Board/Commission/Committee?					

My number one passion in life has always been the arts. Everything I have done and believe in has been to make the arts more accessible to all.

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Arts and Culture Commission			
Name: Steven Porter					
Phone number(s):				email address*:	
Are you a registered voter within the City limits?				Yes	
Physical Address*:					
Driver's License or ID No.:				Date of Birth*:	1998-05-07
				Last 4 of SSN:	
List your qualifications for this appointment:					
I have been a lifelong advocate for the arts within our community as well as the community I lived in while I was in Colorado. I would love to be able to help grow the arts and culture within Gilroy through adding more diverse events within our town as well. I also believe in the beautification efforts within Gilroy and would love to help grow the efforts within the Parks and Recreation commission. While I may not have qualifications pertaining to either of these commissions, I do have the will to be able to help our city grow through art, culture, and the protection of our city parks, surrounding nature and historical culture.					
List any service to the community including any prior appointments:					
Prior to graduating high school I was constantly involved within the art and culture within my education community. After moving to Colorado I once again became active within the vital LGBTQ+ arts and culture there as well. Regarding parks and recreation I was part of a high school club that would volunteer to help try and clean our parks and keep our urban areas clean as possible.					
What are your goals while serving on this Board/Commission/Committee?					
While I have never been a member of any city commission before I have lived in Gilroy for a majority of my life. My family has been based here since the 40's and have been active members of Gilroy throughout the city's history. I used to love to hear my family reminisce about how Gilroy used to be. How their small town felt like a community of friends rather than a city full of people living there but commuting to their 9 to 5 and ignoring their city's wants and needs. I want to be able to help be the change that allows us to feel that way again in our modern city. I want to get involved within our community and see what the pocket communities in our city want to see. I want the people to be able to see themselves within the city they reside in no					

matter what race, religion, or sexual orientation they are. Every person should be represented and I want to help make that possible. I would also love to be able to help be a part of the process of the beatification efforts within our community regarding our city parks, and urban forestry.

Why are you the most qualified to serve on this Board/Commission/Committee?

I have been involved with the arts since I was in middle school which then transferred to high school as well as public productions while I lived in Colorado between 2019 to 2023. I believe that the arts helps with our mental health, and I believe representation within the city culture helps re-enforce the idea that the people matter within this community. Now, regarding the Parks and Recreation commission this is a passion I have been involved in more recently but on a smaller scale. I believe that nature and cleanliness within our community pushes people to not only want to be more involved in our city, but to celebrate it as well. Through more aggressive beatification efforts within our downtown and other urban areas we can also help revitalize the communities there as well.

School: / Grade: null

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Arts and Culture Commission	
Name: Steven Taylor			
Phone number(s):		email address*:	
Are you a registered voter within the City limits? Yes			
Physical Address*:			
Driver's License or ID No.:		Date of Birth*: 1971-11-29	Last 4 of SSN:
List your qualifications for this appointment: I am a veteran of the US Navy and a financial professional. I have a Master's in Business Administration and have lead many projects successfully.			
List any service to the community including any prior appointments: I have done volunteer work with the homeless in San Francisco and other cities while my ship was in port during my time in the Navy.			
What are your goals while serving on this Board/Commission/Committee? I have seen many positive changes in Gilroy since moving here 12 years ago and I want to do my part in continuing to make Gilroy a diverse and inclusive community.			
Why are you the most qualified to serve on this Board/Commission/Committee? I bring a strong sense of duty and a desire to serve this community which has been a true home for my family, after many years of constant moving due to my Naval service.			

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Ordinance Training. I further understand that members of the Planning Commission, Building Boards of Appeals, and Physically Challenged Board of Appeals are also subject to filing the Fair Political Practice Commission's Statement of Economic Interest Form 700 relating to financial disclosures.



City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Arts and Culture Commission			
Name: Janette Vecchiarelli					
Phone number(s):		[REDACTED]		email address*: [REDACTED]	
Are you a registered voter within the City limits?				Yes	
Physical Address*:		[REDACTED]			
Driver's License or ID No.:		[REDACTED]		Date of Birth*: 1974-04-16	Last 4 of SSN: [REDACTED]
List your qualifications for this appointment: Worked in the film and entertainment industry for 20 years before moving to Gilroy.					
List any service to the community including any prior appointments: None at this time					
What are your goals while serving on this Board/Commission/Committee? Bringing more art and entertainment to Gilroy. More community engagement, events and activities.					
Why are you the most qualified to serve on this Board/Commission/Committee? I can bring a unique perspective to the committee from my behind the sciences work in entertainment.					

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	Appeals are also subject to filing the Fair Political Practice Commission's Statement of Economic Interest Form 700 relating to financial disclosures.
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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Arts and Culture Commission	
Name: Wendy Zamora			
Phone number(s):		email address*:	
Are you a registered voter within the City limits? Yes			
Physical Address*:			
Driver's License or ID No.:		Date of Birth*: 1980-05-19	Last 4 of SSN:
List your qualifications for this appointment:			
I'm a former professional dancer, choreographer, and teacher who performed at the Kennedy Center in Washington, DC, the Jacob's Pillow Festival in Massachusetts, and with the all-female hip-hop company Decadancetheatre in New York City, under Tony Award-nominated director Jennifer Weber. With a BS in mass media communications from NYU and an MA from Stanford University in journalism, I went on to become a writer and editor for several national dance magazines, including Dance Magazine and Dance Spirit Magazine, and have published twelve children's nonfiction books on hip-hop history and culture, jazz, modern, Irish dance, and more. (Wendy Garofoli, Capstone Press) I've studied music: Took private piano and voice lessons, played drums in the school band, sang in the church and high school choirs, and performed in high school musicals and community theater. Currently, I'm working on a memoir about surviving 9/11 and fighting terminal lung cancer as a result.			
List any service to the community including any prior appointments:			
While I've never served on a commission, I have participated in food and toy drives here in Gilroy and in Salinas, and make recurring donations to Community Solutions, Feeding America, and Goodwill. In addition, I volunteered with Toys for Tots in New York City performing and handing out Christmas toys, participated in Ground Zero cleanup efforts with the Erin Brockovich Foundation after 9/11, which culminated in a performance for children of the Financial District, and volunteered teaching hip-hop dance to kids at Stuyvesant High School in downtown Manhattan.			
What are your goals while serving on this Board/Commission/Committee?			
As a Gilroy resident and mother to a middle-schooler, I'm invested in broadening opportunities in town for kids interested in the arts, whether as a hobby or a passion. I hope to help the			

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Commission diversify recreational offerings, electives, and clubs for kids and adults to participate in the performing and fine arts. And I would love to help the organization brainstorm options for enjoying the arts as a spectator, such as with live music, movie nights in the park, local artist galleries, or Blackbox theater.

Why are you the most qualified to serve on this Board/Commission/Committee?

With a diverse background in performing arts, particularly dance, as well as over 20 years as a published writer, I can offer the Gilroy Arts and Culture Commission a unique perspective as someone who has made a career out of the arts—while also being an avid patron. When I moved to the Bay from New York, I was surprised at what felt like a sparse artistic community with limited opportunities to connect and engage. While I've witnessed some growth in Gilroy, hampered by the pandemic, I would love to contribute to an artistic renaissance that paves the way for a vibrant creative community for my son and generations of Gilroyans to come.

School: / Grade: null

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Library Commission	
Name: victoria Coverson-Baxter			
Phone number(s):		email address*:	
Are you a registered voter within the City limits?		Yes	
Physical Address*:			
Driver's License or ID No.:		Date of Birth*:	1972-05-20
		Last 4 of SSN:	
List your qualifications for this appointment:			
Current City of Gilroy Library Commission Chair- City of Gilroy (2021-Present)- Term expires 12/31/24 Literacy Program Specialist SJ Public Library System (2019-2023) Volunteer- Friends of the Library: Alum Rock Branch Credentialed Educator Experience in working with diverse communities and community engagement Parent and Life-Long Learner			
List any service to the community including any prior appointments:			
Mocha Moms, Inc.- Gilroy Chapter (president, vice president, membership) Library Commissioner Chair City of Gilroy (Current) Guest Speaker- local educational/service events CHS Parent Club			
What are your goals while serving on this Board/Commission/Committee?			
Continue to grow in the role of Library Commissioner for the city of Gilroy by serving as an advisory & liaison; in partnership with fellow commissioners, in support of city council's library work plan & vision for the community. Work in collaboration with city departments, schools and volunteers to provide advice and guidance to improve & enhance library services, operations, policy and procedures. Finally, to recruit community members to serve as library commissioners and spark a love of literacy and libraries amongst children, families and community partners.			
Why are you the most qualified to serve on this Board/Commission/Committee?			
As a current library commissioner, I have had the opportunity to serve as part of the advisory body to the county librarian and the City of Gilroy community librarian. In addition, I am familiar with our City Charter & Ordinances, library work plans and, For the past 4 years, I have worked			

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alongside fellow commissioners, city staff and community partners to move the work of our library forward.

School: / Grade: null

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Library Commission	
Name: Sal Esposito			
Phone number(s):		email address*:	
Are you a registered voter within the City limits?		Yes	
Physical Address*:			
Driver's License or ID No.:		Date of Birth*:	1960-11-27
		Last 4 of SSN:	
List your qualifications for this appointment:			
I'm honest, ethical, and hardworking. Sorry I don't know too much (or actually anything at all) regarding these positions. I'd simply like to help Greg and get involved in the community.			
List any service to the community including any prior appointments:			
None, see above comments.			
What are your goals while serving on this Board/Commission/Committee?			
I'd like to help Greg in whatever capacity that I can.			
Why are you the most qualified to serve on this Board/Commission/Committee?			
Again, I'm honest, ethical, and hardworking. Sorry I don't know too much (or actually anything at all) regarding these positions. I'd simply like to help Greg and get involved in the community. Hope this helps.			

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Commission, Building Boards of Appeals, and Physically Challenged Board of Appeals are also subject to filing the Fair Political Practice Commission's Statement of Economic Interest Form 700 relating to financial disclosures.
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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Library Commission	
Name: Jo Anne Howell			
Phone number(s):		email address*:	
Are you a registered voter within the City limits?		Yes	
Physical Address*:			
Driver's License or ID No.:		Date of Birth*:	1947-11-07
		Last 4 of SSN:	
List your qualifications for this appointment:			
Part-time reference librarian at Gavilan College, love of the Gilroy public library.			
List any service to the community including any prior appointments:			
Rebekah Children's service -- distribution of food through Second Harvest, various Gavilan College events.			
What are your goals while serving on this Board/Commission/Committee?			
Get to know the issues facing the library			
Why are you the most qualified to serve on this Board/Commission/Committee?			
Because I love the library			
School: / Grade: null			

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Library Commission			
Name: Valarie Lowry					
Phone number(s):				email address*:	
Are you a registered voter within the City limits?				Yes	
Physical Address*:					
Driver's License or ID No.:				Date of Birth*:	1972-02-28
				Last 4 of SSN:	
List your qualifications for this appointment:					
My qualifications for the commission are: -Degreed professional in Human Resource Management and Business Administration -5 years of teaching experience at the Collegiate level -20 plus years in Human Resources -Interest and willingness to serve					
List any service to the community including any prior appointments:					
I am new to this community. In other communities I have had the opportunity to volunteer as an adult reading tutor and at the animal shelter.					
What are your goals while serving on this Board/Commission/Committee?					
My goals while serving on the Library Commission are: - Help inform the community of the information, services, and programs that are available to them through the Library. - To focus on increasing public attendance at the Library Commission meetings. - Advocate for the resources the library needs to serve the community in a relevant capacity.					
Why are you the most qualified to serve on this Board/Commission/Committee?					
I have a professional background in education and training as an Adjunct Professor and Human Resource professional. I am professionally and personally interested in providing resources, information, and assistance for a person or family's personal development or betterment.					
School: / Grade: null					

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Library Commission			
Name: Kay Spencer					
Phone number(s):		[REDACTED]		email address*: [REDACTED]	
Are you a registered voter within the City limits?				Yes	
Physical Address*:		[REDACTED]			
Driver's License or ID No.:		[REDACTED]		Date of Birth*: 1953-01-11	Last 4 of SSN: [REDACTED]
List your qualifications for this appointment: I am a retired corporate CPA with a college degree in business administration.					
List any service to the community including any prior appointments: I was previously on the Library Commission in 2013 and 2014 serving as Vice Chair and then Chairman.					
What are your goals while serving on this Board/Commission/Committee? My goal is to provide service to the City of Gilroy to the best of my ability.					
Why are you the most qualified to serve on this Board/Commission/Committee? I have dealt with many legal and regulatory issues in my capacity as a corporate accountant and CFO, primarily in the food and beverage industry.					
School: / Grade: null					

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Library Commission	
Name: Jeannie Stokes			
Phone number(s):		email address*:	
Are you a registered voter within the City limits?		Yes	
Physical Address*:			
Driver's License or ID No.:		Date of Birth*: 1961-05-22	Last 4 of SSN:
List your qualifications for this appointment:			
I have been a part time English and Reading college professor for the past 9 years (at San Jose City College, Mission College, and Chabot Colleges). I have spent the last 20 years of my life working in education to better not only the love of reading and writing, but to promote the utility and importance of these lifelong skillsets. I consider libraries my second home, and I know I can help in everything from acquisition to community engagement. In addition, I hold the following education degrees: BA English, MA Reading, MS Education - Emphasis on Educational Leadership. I also hold PT Teaching Credential(s) in English and ESL. I have considered education and the pursuit of knowledge a constant in my life.			
List any service to the community including any prior appointments:			
I am new to Gilroy, so I have not begun my community efforts here, but in San Jose, I have volunteered with Sunday Friends and Sacred Heart on occasion. Most of my community work has been done at my colleges.			
What are your goals while serving on this Board/Commission/Committee?			
I would like to help your Commission continue services to The City of Gilroy through more programs aimed to get out into the schools to encourage more participation in the library. I have recently moved to Gilroy after 40 years in San Jose, and I want to not only learn more about how the library affects/impacts the City, but to help increase this stewardship. My hope is that residents don't think of the Library as a simple place to get books, but they see it as THE resource for educational ideas: college planning, tutoring, mentoring, language classes, social gatherings, etc. I would also like to work with the City to attract adults/seniors to increase library usage through book clubs and community outreach.			

Why are you the most qualified to serve on this Board/Commission/Committee?

Because I care about how the quest for education can grow and improve society. A library is not just a repository for books; it is a way to reach out and engage a community across all demographics.

School: / Grade: null

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Open Government Commission			
Name: Janet Krulee					
Phone number(s):		[REDACTED]		email address*: [REDACTED]	
Are you a registered voter within the City limits? Yes					
Physical Address*:		[REDACTED]			
Driver's License or ID No.:		[REDACTED]		Date of Birth*: 1975-12-28	Last 4 of SSN: [REDACTED]
List your qualifications for this appointment:					
Lifelong Gilroy resident. Grew up here and have a very keen sense of community. CA Realtor license. CA Notary. CA Certified Loan Signing Agent. Leadership Gilroy class of 2020. Work in the construction field. Have served on many boards, committees, etc so know decorum and what it means to work as a team but also have a voice.					
List any service to the community including any prior appointments:					
Volunteering in this community since high school. Gilroy Garlic Festival Committee Chair, Advisory Board Chair, Board of Directors, PJIFF BOD, currently serving on Leadership Gilroy BOD (Treasurer) and Friends of St Louise/Valley Medical Foundation BOD, Gilroy Foundation Ambassador, volunteer with many local nonprofits.					
What are your goals while serving on this Board/Commission/Committee?					
I would like to get more involved with the inner workings of Gilroy. I also am interested in projecting smart growth for our city and trying to make sure we do what is best for the residents here by providing a balance of adequate housing, services, and quality of life. I value transparency in government and honesty to our community about what is happening and could be changing.					
Why are you the most qualified to serve on this Board/Commission/Committee?					
I don't know if I am the most qualified, but I do know that I am a fair, open minded, hard worker that has the heart to work together for the best of this community and the residents that live here now, and the future generations that grow up and move here. We need to think about what is needed to continue to make Gilroy a great place and be smart about dealing with growth issues and items that we have to add to that equation from the state/county.					

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School: / Grade: null

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Open Government Commission	
Name: Ann Marie McCauley			
Phone number(s):		email address*:	
Are you a registered voter within the City limits? Yes			
Physical Address*:			
Driver's License or ID No.:		Date of Birth*: 1971-08-04	Last 4 of SSN:
List your qualifications for this appointment:			
I am resident of Gilroy since 2004. I have attended city council meetings over the last two years and watched many of the planning and OGC meetings online. This has given me an understanding of the expectations for this commission, most importantly, the ability to show up. I am able to commit to the 4 meetings and uphold the responsibilities listed on the website. I have read chapter 17A of the Gilroy City Code and am capable of advising on how to implement.			
List any service to the community including any prior appointments:			
YMCA Board member, South County Representative for Mothers Against Drug Addictions and Deaths, Active member of Night Time Rotary. Active participant in local organization events such as Carry The Vision, Pit Stop Outreach, Compassion Center, St. Josephs, One Giving Tree, Rebekah Children's Services, Gilroy Foundation, GALS, Community Solutions, CARAS and Nueva Vida.			
What are your goals while serving on this Board/Commission/Committee?			
I would like to learn more about how government works. My goal would be to encourage transparency and the citizens' rights to information and participation, which are the principles of the commission. I understand that Commission members represent the city and are part of the government. This requires temperance on social media platforms. My personal goal on this Commission would be to shift my involvement from social media to actual participation. I am looking forward to something more collaborative with city council and believe this position would help foster that.			
Why are you the most qualified to serve on this Board/Commission/Committee?			

I believe I am qualified because I read the appropriate information and have a proven track record for showing up. As a person who intends to eventually run for city council, I believe this gives the city an opportunity to "train" potential elects and create more qualified and knowledgeable council members.

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Open Government Commission	
Name:	Blanca McMurray		
Phone number(s):		email address*:	
Are you a registered voter within the City limits?			
		Yes	
Physical Address*:			
Driver's License or ID No.:		Date of Birth*:	1963-04-05
		Last 4 of SSN:	
List your qualifications for this appointment:			
I am committed to serve my community any way I can. I have been part of my husbands business in Gilroy for the last 25 years, donating my time for different Dental Clinics throughout California and outside the USA. Our business has served Gilroy by providing Oral Surgery in our South Valley Oral and Facial Surgery office located here in Gilroy. I have worked for the business as an Even planner, Marketing Coordinator, and Billing Assistant.			
List any service to the community including any prior appointments:			
Food Truck coordinator for our "Food Truck Fly In" at the San Martin Airport, 2022, and 2023. Gathering backpacks for children's back to school at Solarsano Middleschool. Collecting Christmas gifts for Rebekah Children's Services at our Gilroy Office.			
What are your goals while serving on this Board/Commission/Committee?			
I would like to serve my community by volunteering my time. I would like to donate my time to serve my community and make a difference any way I can. I am open to learn new things and use my extra time for something worth doing.			
Why are you the most qualified to serve on this Board/Commission/Committee?			
I believe I can serve any way possible because I am willing to learn new things, I have an open mind and can take direction well. Although I don't experience in Government I would like to offer my time and efforts as a volunteer.			

✓

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Open Government Commission			
Name: Monikka O'Neil					
Phone number(s):		[REDACTED]		email address*: [REDACTED]	
Are you a registered voter within the City limits? Yes					
Physical Address*:		[REDACTED]			
Driver's License or ID No.:		[REDACTED]		Date of Birth*: 1981-10-08	Last 4 of SSN: [REDACTED]
List your qualifications for this appointment:					
I'm a CPA and currently sit on the Non-Profit board of directors for The Mary Elizabeth Inn (MEI) which serves to permanently house women in San Francisco that were subject to abuse. I've previously sat on the NP board of The Unity Care Group which serves to provide temporary housing for transitional aged youth across Northern California. I bring to bear a financial perspective and to these boards in addition to my passion to serve the community.					
List any service to the community including any prior appointments:					
No prior appointments to the community. As a resident of Gilroy for 4 years, I'd like to be involved in the development of the community.					
What are your goals while serving on this Board/Commission/Committee?					
Create connections, expand my network, serve my community in the development and growth of Gilroy.					
Why are you the most qualified to serve on this Board/Commission/Committee?					
My previous & current Non-Profit board experience as well as my professional background as a CPA.					

✓

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Open Government Commission			
Name: Sharpy Sandhu					
Phone number(s):		[REDACTED]		email address*: [REDACTED]	
Are you a registered voter within the City limits?				Yes	
Physical Address*:		[REDACTED]			
Driver's License or ID No.:		[REDACTED]		Date of Birth*: 1975-12-06	Last 4 of SSN: [REDACTED]
List your qualifications for this appointment:					
I'm a Senior Vice President of Total Rewards (Compensation and Benefits) at Okta currently. Okta is a high tech public company with 6,000 employees globally spread over 20+ locations. I have experience working with our Board of Directors and have been in the Human Resources field for 20 years. I have a team of 18 individuals that reports to me currently and as an executive, I have experience working through complex situations (tough budgets, redundancies, M&A, employee issues, etc). I moved to the US ~25 years ago and have focused on my career with taking on new responsibilities. I have lived in Gilroy for over 10 years and now that I am an empty nester, I have more time to provide my expertise to my local community. My linked in profile with details is available as well.					
List any service to the community including any prior appointments:					
Unfortunately, there isn't much to list here that is worthwhile. I was focused on my career and family. With my son in college in Maryland, I have more time to spare and get involved.					
What are your goals while serving on this Board/Commission/Committee?					
Firstly to learn how this committee works and the inner workings of the city. More importantly, to provide my expertise and learnings from past experiences that can benefit the city.					
Why are you the most qualified to serve on this Board/Commission/Committee?					
Definitely my expertise and experiences make me a strong candidate. Beyond that, my intentions to serve are the primary driver. I don't claim to know it all - as I haven't worked in this space before but I'm eager to learn.					

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Parks and Recreation Commission			
Name: Nathaniel Ayala					
Phone number(s):		[REDACTED]		email address*: [REDACTED]	
Are you a registered voter within the City limits?				Yes	
Physical Address*:		[REDACTED]			
Driver's License or ID No.:		[REDACTED]		Date of Birth*: 1987-07-29	Last 4 of SSN: [REDACTED]
List your qualifications for this appointment:					
I received my Juris Doctorate from Santa Clara University School of Law in 2018, have been an active member of the California Bar since 2019, and received my B.S. in 2009 from Santa Clara University, with a Political Science Major and English Minor.					
List any service to the community including any prior appointments:					
I have served the community in various roles ranging from law clerk for the Santa Clara County District Attorney's Office to positions with the Parks and Recreation Department as a college student. Currently, I am an attorney who works for a law firm that serves the community by representing school districts in special education matters.					
What are your goals while serving on this Board/Commission/Committee?					
My goals are the following: 1) to serve the community in a capacity that can help affect positive change to policies, 2) to utilize the skills I have attained in my educational and working career to help in solving some of the issues that face the three commissions, 3) to be an active voice for the people in the community, and 4) to help make the city an even more vibrant and thriving place for my children to grow up in.					
Why are you the most qualified to serve on this Board/Commission/Committee?					
I am most qualified to serve on either of the three selections because I can bring the critical thinking skills I have gained in law school and practicing law to the responsibilities of any of the vacant commission seats. I strongly desire to serve the community, and this is one of the main ways I can do so. Each of the three commissions I am applying for strikes my interest in the work to be done. As a member of this community, I am greatly interested in helping to be a voice in matters involving the planning and land use, matters involving the city parks and recreation.					

programming for citizens of all ages, and matters involving the city library. Being selected for any of the three commissions would be an honor. I would devote much energy to ensuring my preparedness and knowledge of the matters discussed at each meeting.

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Parks and Recreation Commission			
Name: Jesse Jimenez					
Phone number(s):		[REDACTED]		email address*: [REDACTED]	
Are you a registered voter within the City limits?				Yes	
Physical Address*:		[REDACTED]			
Driver's License or ID No.:		[REDACTED]		Date of Birth*: 1972-05-29	Last 4 of SSN: [REDACTED]
List your qualifications for this appointment:					
I have been a lifelong resident here in Gilroy for the 52 years of my life. Growing up in Gilroy the parks and recreation made a huge impact on my life as well for my siblings. We were actively involved with the Parks and Recreation Soccer League for 6 years, Little League (6 years), and Pop Warner (6 years). Also, including our participation with the variety of arts and boxing that used to be held at the Wheeler Auditorium, community adult softball and Jr. Giants.					
List any service to the community including any prior appointments:					
Gilroy Gang Task Force, South County Youth Task Force, COEP. I also host a variety of Community events such as our Easter Egg Hunt at Christmas Hill and community outreach handball tournaments at Las Animans Park and San Ysidro Park.					
What are your goals while serving on this Board/Commission/Committee?					
To continue to support our city vision for the parks and recreation and provide or support great ideas for our parks and community					
Why are you the most qualified to serve on this Board/Commission/Committee?					
I am passionate about seeing our community thrive together in unity, providing a safe environment for our families, and supporting community involvement through community events and collaborating with our local nonprofits and resources.					

✓

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Parks and Recreation Commission			
Name: Javier Martinez Jr					
Phone number(s):				email address*:	
Are you a registered voter within the City limits?				Yes	
Physical Address*:					
Driver's License or ID No.:				Date of Birth*:	1994-06-19
				Last 4 of SSN:	
List your qualifications for this appointment:					
I've lived in Gilroy for 30 years and have a lifelong connection to its parks. I worked as a Recreation Outreach Specialist with Gilroy Recreation, supporting youth programs and park events. Currently, I work with the South County Youth Task Force, supporting youth and families. My experience in community engagement and my passion for parks make me a strong fit for this role.					
List any service to the community including any prior appointments:					
Recreation Outreach Specialist, Gilroy Recreation Co-Chair, South County Youth Task Force Technical Team Lead community events at San Ysidro Park. Leader, Joven Noble Program in Gilroy Unified School District Co-Chair, Alexander Station Committee Lead Second Harves Food Bank food distributions in Gilroy Gilroy Garlic Festival volunteer					
What are your goals while serving on this Board/Commission/Committee?					
To ensure our parks are safe, inclusive, and well-maintained for families and youth. I want to advocate for improved infrastructure, engaging programs, and spaces that foster community connection and safety.					
Why are you the most qualified to serve on this Board/Commission/Committee?					
As someone who grew up in Gilroy's parks, I understand their value firsthand. My professional background in youth programs and community engagement, combined with my passion for creating safe, vibrant parks, makes me well-suited to serve.					

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Parks and Recreation Commission			
Name: Emily Miller					
Phone number(s):		email address*:			
Are you a registered voter within the City limits? Yes					
Physical Address*:					
Driver's License or ID No.:		Date of Birth*:	1994-04-11	Last 4 of SSN:	
List your qualifications for this appointment:					
I have always felt a deep, personal connection to the outdoors. From a young age, I would fuss to be taken outside, drawn to the sense of wonder and peace that nature provides. Whether it was playing soccer as a child or later becoming an avid hiker and pickleball enthusiast, our nation's parks have always been a source of joy and inspiration for me. Now, as a proud homeowner in Gilroy, I am eager to bring that same sense of appreciation and connection to our community by actively contributing to the future of our city's parks and recreation programs. If appointed to the Parks and Recreation Commission, I will bring a unique blend of skills and experience that will benefit both the committee and the broader community. With a strong foundation in corporate operations and finance, I am adept at managing resources, ensuring strategic decisions are well-informed and sustainable. My professional background also includes extensive experience in communication, which I believe is crucial to fostering collaboration and ensuring transparency in all our work. Whether presenting ideas, gathering community input, or working alongside other commissioners, I prioritize clear, effective communication that bridges gaps and drives progress. Beyond my professional skills, I am committed to community service. I have volunteered with organizations such as the Eugene Mission, Mount Pisgah Arboretum, Fort Mason Park, and the Edward and Anita Lee Newcomer School, which has allowed me to engage meaningfully with diverse groups and contribute to causes I care about. I am excited about the opportunity to extend this commitment to Gilroy's parks and recreation initiatives. As a frequent visitor of our local parks, I am very familiar with the value they bring to our community. I walk daily at the Gilroy Sports Park, bike along the off-road bike paths, and regularly enjoy pickleball at Sunrise and Las Animas Parks. These experiences have given me a deep appreciation for the potential of our local parks. I am excited to work with the commission to enhance these spaces, ensuring they serve not only current residents but future generations as well. Gilroy is home to a vibrant, active, and generous community, and our parks should reflect and nurture that spirit. I am passionate about ensuring our parks and recreation programs continue to serve people of all ages, backgrounds, and					

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interests. I look forward to the opportunity to contribute to the development of parks that foster connection, well-being, and growth for everyone in Gilroy.

List any service to the community including any prior appointments:

Although I am relatively new to Gilroy, my dedication to community service is evident through my volunteer work with organizations such as the Eugene Mission, Mount Pisgah Arboretum, Fort Mason Park, and the Edward and Anita Lee Newcomer School. I am eager to contribute and serve our community through this commission.

What are your goals while serving on this Board/Commission/Committee?

My goal while serving on the Parks and Recreation Commission is to contribute to the overall development of our city's parks and recreational spaces in a way that benefits all residents. One area I am particularly passionate about is advocating for the addition of permanent, dedicated pickleball courts. As a regular player, I've seen how this sport fosters community and encourages active lifestyles, and I believe providing dedicated spaces for pickleball would help meet the growing demand. I hope to collaborate with fellow commissioners to improve park facilities, expand programming, and ensure that our community has safe, vibrant spaces for recreation, connection, and growth.

Why are you the most qualified to serve on this Board/Commission/Committee?

I believe I am highly qualified to serve on the Parks and Recreation Commission due to my unique combination of personal passion, professional skills, and interest in community involvement. First, my lifelong connection to the outdoors and firsthand experience with Gilroy's parks gives me a true appreciation for the role they play in our community. As a regular visitor to local parks, I have a clear understanding of both their current impact and their potential for future development. This personal connection allows me to approach park planning and improvement with both enthusiasm and insight. My background in corporate operations and finance, paired with strong communication skills, enables me to manage resources efficiently and make informed decisions that ensure long-term sustainability. I'm experienced in presenting ideas clearly, listening actively, and fostering collaboration, all of which are needed for building trust and ensuring that community input shapes the Commission's initiatives for lasting, positive outcomes. Finally, my commitment to community service, demonstrated through my volunteer work with various organizations, reflects my dedication to improving the well-being of the community. I am eager to bring this same level of commitment to our parks and recreation programs, ensuring they meet the needs of Gilroy's residents.

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Parks and Recreation Commission			
Name: Robert Miller					
Phone number(s):				email address*:	
Are you a registered voter within the City limits?				Yes	
Physical Address*:					
Driver's License or ID No.:				Date of Birth*:	1951-04-30
				Last 4 of SSN:	
List your qualifications for this appointment:					
1. I use city parks and have played a number of sports in the past. 2. Former member of Parks and Recreation Commission - took over after a resignation and fulfilled the remaining 3 years of the term. 3. Have an ability to work collaboratively and as a team member of groups.					
List any service to the community including any prior appointments:					
1. Former Parks and Recreation Commission member. 2. Led a small cadre from the South County Running Group in measuring and painting distances (every 0.25 miles for 4 miles) on the levee trail from the Sports Park to Highway 152 near Burchell Road 3. General Plan Update Committee (early 2000s) member 4. Hecker Pass Specific Plan member 5. Santa Teresa sound wall committee member (1980s)					
What are your goals while serving on this Board/Commission/Committee?					
1. Continue to develop and increase recreational opportunities for Gilroy citizens of all ages; e.g., futsal, pickle ball.. 2. Work to maintain the quality of the trail system. 3. Advocate for increased tree planting in parks, particularly in parks in parts of the city with less cover. 4. Identify problems with parks. I think I was very active in pointing out problems for the 2-3 parks that were my "responsibility".					
Why are you the most qualified to serve on this Board/Commission/Committee?					
I think that I served conscientiously and effectively as a commission member. I care about the quality of life for our citizens. I am retired and have time to serve. That said, I am 73 years old and my daughter is now an adult. In general, it would be ideal to have a mix of ages on the commission, and in the past the committee has skewed to an older demographic.					

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Parks and Recreation Commission			
Name: Stefanie Okada-McCabe					
Phone number(s):				email address*:	
Are you a registered voter within the City limits?				Yes	
Physical Address*:					
Driver's License or ID No.:				Date of Birth*:	1983-04-30
				Last 4 of SSN:	
List your qualifications for this appointment:					
Born and raised Gilroyan. Avid bodybuilder, past league tennis player, current league bowler and getting into pickleball as a family. I enjoy our parks and all they have to offer....with a love of outdoor activities.					
List any service to the community including any prior appointments:					
Past building board of Appeals Past Physically Challenged Board					
What are your goals while serving on this Board/Commission/Committee?					
To aid in continuing the Gilroy vision and goals for the community by adding my background and expertise in architecture, planning and development.					
Why are you the most qualified to serve on this Board/Commission/Committee?					
As a lifelong Gilroy resident, I possess a deep understanding of our community's needs and values. My diverse athletic background, from bodybuilding to tennis, bowling, and pickleball, showcases my passion for active living. I am eager to leverage this passion and knowledge to contribute to the enhancement of our parks and recreational offerings, ensuring they cater to the evolving needs of our community.					
School: / Grade: null					

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Parks and Recreation Commission			
Name: Jorge Vargas					
Phone number(s):		[REDACTED]		email address*: [REDACTED]	
Are you a registered voter within the City limits?				Yes	
Physical Address*:		[REDACTED]			
Driver's License or ID No.:		[REDACTED]		Date of Birth*: 1980-12-21	Last 4 of SSN: [REDACTED]
List your qualifications for this appointment:					
I have lived in Gilroy for three years and worked here for the past 12 years. As a parent of four children, each attending different schools within the Gilroy Unified School District, I am deeply connected to the community and invested in its growth and well-being. As a lifelong advocate for youth development and inclusivity, I am honored to apply for the opportunity to serve on the Parks and Recreation Commission. Growing up as a Latino in a community where access to organized sports was limited, I experienced firsthand the barriers that many underserved families face. This perspective has fueled my passion for creating equitable opportunities for all children and ensuring that no one is excluded from the benefits of recreational programs.					
List any service to the community including any prior appointments:					
President, Gavilan United F.C. (June 2024 – Present) Founded and manage a nonprofit soccer club dedicated to providing affordable, accessible opportunities for youth to engage in sports. Assisted in organizing recreational activities and outreach programs for local youth, fostering inclusivity and community engagement at Miller Park, Christmas Hill Park and Gilroy Sports Complex.					
What are your goals while serving on this Board/Commission/Committee?					
My primary goal is to ensure that Gilroy's parks and recreational programs are accessible, inclusive, and reflective of the diverse needs of our community. As someone who grew up without access to organized sports and has since worked to create equitable opportunities for underserved youth, I am deeply committed to breaking down barriers to participation and fostering a sense of belonging for all residents.					
Why are you the most qualified to serve on this Board/Commission/Committee?					

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I believe I am uniquely qualified to serve on the Parks and Recreation Commission because of my lived experience, leadership background, and unwavering commitment to creating equitable opportunities for all members of our community.

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Parks and Recreation Commission			
Name: Michael Vizzusi					
Phone number(s):		[REDACTED]		email address*: [REDACTED]	
Are you a registered voter within the City limits?				Yes	
Physical Address*:		[REDACTED]			
Driver's License or ID No.:		[REDACTED]		Date of Birth*: 1977-11-14	Last 4 of SSN: [REDACTED]
List your qualifications for this appointment:					
I have been a resident of Gilroy for 13 years and have a community member of the city since 2003. As a resident of Gilroy, I value recreational activities in the community and youth recreation. I will bring a unique perspective to the commission as an educator, community member, and youth recreation advocate. Currently I have children that participate in various City of Gilroy recreational activities.					
List any service to the community including any prior appointments:					
Over the years I have actively participated in many Gilroy community events including the Garlic Festival and Gilroy Unified School District.					
What are your goals while serving on this Board/Commission/Committee?					
My goals while serving on the Commission would be to strengthen the youth recreational activities and support the city-wide parks and spaces.					
Why are you the most qualified to serve on this Board/Commission/Committee?					
As I mentioned being a City of Gilroy community member for over 20+ years I bring a perspective to the commission that would provide sound guidance and advice on strengthening youth recreational activities. I am also strong supporter of community parks and spaces within our city. I look forward to being involved in the providing the best recreational activities and parks in the Santa Clara County.					

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Personnel Commission			
Name: Linda Allen					
Phone number(s):				email address*:	
Are you a registered voter within the City limits?				Yes	
Physical Address*:					
Driver's License or ID No.:				Date of Birth*:	1963-09-28
				Last 4 of SSN:	
List your qualifications for this appointment:					
Served as 1st VP CSEA for several years, familiar with policies procedures, job descriptions, review of job descriptions, union contracts, negotiations, union representations, worked with HR, and more					
List any service to the community including any prior appointments:					
None in Gilroy have only lived here for a year. Past experiences in San Mateo served on child care boards, state committees for all classified staff around the state, advocacy at the state level, 4City board (youth sports)					
What are your goals while serving on this Board/Commission/Committee?					
Best serve the community as a whole in any and all ways possible.					
Why are you the most qualified to serve on this Board/Commission/Committee?					
Experience working with employment challenges : policy and procedures, negotiations, union contracts, advocacy, work with HR, served on EEOC committee, ability to mediate, open-minded, and more Served as 1st VP and 2nd VP for CSEA for 5-plus years.					
School: / Grade: null					

☒	By clicking on this box, I declare under penalty of perjury that I am currently a registered voter within the City limits of the City of Gilroy. Furthermore, I
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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Personnel Commission			
Name: Catherine Cummins					
Phone number(s):		[REDACTED]		email address*: [REDACTED]	
Are you a registered voter within the City limits?				Yes	
Physical Address*:		[REDACTED]			
Driver's License or ID No.:		[REDACTED]		Date of Birth*: 1988-03-17	Last 4 of SSN: [REDACTED]
List your qualifications for this appointment: Hiring manager for another public agency.					
List any service to the community including any prior appointments: Has sat on the personnel commission since 2018.					
What are your goals while serving on this Board/Commission/Committee? To continue to support the city and attract committed well-qualified candidates to vacant city positions.					
Why are you the most qualified to serve on this Board/Commission/Committee? My job experience and prior commission experience.					
School: / Grade: null					

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Personnel Commission			
Name: Norma Hingle Flores					
Phone number(s):		[REDACTED]		email address*: [REDACTED]	
Are you a registered voter within the City limits?				Yes	
Physical Address*:		[REDACTED]			
Driver's License or ID No.:		[REDACTED]		Date of Birth*: 1977-01-17	Last 4 of SSN: [REDACTED]
List your qualifications for this appointment: 15+ years of experience in HR focusing on Compensation					
List any service to the community including any prior appointments: N/a					
What are your goals while serving on this Board/Commission/Committee? Support the community.					
Why are you the most qualified to serve on this Board/Commission/Committee? I have been working in HR for over 15 years and dedicating my career to streamlining processes and designing compensation. The Personnel Commission is right up my alley. I will be able to keep doing what I love and contribute more meaningfully to the city and the community.					
School: / Grade: null					

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	Appeals are also subject to filing the Fair Political Practice Commission's Statement of Economic Interest Form 700 relating to financial disclosures.
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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Personnel Commission	
Name: Ann Marie McCauley			
Phone number(s):		email address*:	
Are you a registered voter within the City limits?		Yes	
Physical Address*:			
Driver's License or ID No.:		Date of Birth*:	1971-08-04
		Last 4 of SSN:	
List your qualifications for this appointment:			
As a remodeling business owner I rely on many people to achieve the final product. This requires matching projects with labor skill sets, labor cost measured by results and most importantly personalities that work well together. I have paid close attention to the workings of Gilroy by attending council meetings and watching commission meetings including Personnel commission meetings. I understand the differences and similarities with private sector personnel goals and city personnel. I do believe that measured results are important in both instances as well as having a complete qualified staff to help achieve results.			
List any service to the community including any prior appointments:			
South County Representative for Mothers Against Drug Addiction and Deaths, Board of YMCA, Night Rotary, active participant in Ofrenda Festival, One Bright Night, House of Toys, Carry the Vision LEAB, and supporter of Community Solutions, Rebekah Children's services, Pit Stop Outreach and Compassion Center.			
What are your goals while serving on this Board/Commission/Committee?			
I would like to have a more involved roll in our city and better understand how it operates. I would like to help our commissions reach quorum and serve my community. The new Gilroy leadership has a vision of collaboration that I would like to be part of. I understand that this requires discretion on social media and intend to respect this if appointed.			
Why are you the most qualified to serve on this Board/Commission/Committee?			
I am qualified because of my personal business experience, management experience as a technical director for theater and productions and an understanding of our staffing challenges based on the city council meetings.			

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Physically Challenged Board of Appeals	
Name: Marco Machado			
Phone number(s):		email address*:	
Are you a registered voter within the City limits? Yes			
Physical Address*:			
Driver's License or ID No.:		Date of Birth*: 2024-06-19	Last 4 of SSN:
List your qualifications for this appointment: I am paraplegic.			
List any service to the community including any prior appointments: Have served committee before			
What are your goals while serving on this Board/Commission/Committee? To improve accessibility to people with disabilities			
Why are you the most qualified to serve on this Board/Commission/Committee? Because I know how it feels to not have access to things because of a disability			

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Planning Commission			
Name: PATRICIA BENTSON					
Phone number(s):				email address*:	
Are you a registered voter within the City limits?				Yes	
Physical Address*:					
Driver's License or ID No.:				Date of Birth*:	1954-07-25
				Last 4 of SSN:	
List your qualifications for this appointment:					
I have previously served in the capacity of a commissioner (see next section for past appointments), and also as a City of Gilroy employee from 9/1990 to 8/2009. I was employed in the Planning Department as the Department Secretary. Thanks to my tenure on the Planning Commission, I was familiar with General Plan, Zoning Code, and development application process. I provided customer service with developers, citizens, City departments, consultants, supervision of support staff and I provided staff support to the Planning Commission. I compiled the monthly Planning Commission packet and made all legal postings of meeting notifications to meet Brown Act regulations. I recorded meetings and took official minutes for the Planning Commission meetings and followed up on recommended resolutions for the City Attorney and City Clerk. I also served as Deputy City Clerk, recorded meetings and took official City Council minutes during the absence of the City Clerk. During my tenure the Planning Department was consolidated with Building and Engineering and officially became the Community Development Department. I took on more responsibilities, more staff supervision, additional responsibilities for operations and capital budgets, consultant monitoring and accounts payable while still covering Planning Commission and City Council meetings as required. In 2004 I was promoted to Financial Analyst for the Community Development Department, which was in the Management sector. Duties included supervision of all department office assistant support staff, detailed budgeting for operations, capital budget forecasting and materials costing, buildout forecasting, impact fee calculation and forecasting, I worked directly under Development Department Director and the City Engineer. I held this position until my retirement in August, 2009. Since I have been a Planning Commissioner already, I'm familiar with the duties, responsibilities, and commitment required such as significant reading of the meeting packet and reports involved, as well as knowledge of the General Plan and Zoning Ordinance.					
List any service to the community including any prior appointments:					

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I have previously held positions on the following City of Gilroy commissions: Parks & Recreation Commission 1985-1986 (2 years); and again from 1/2017-12/2024 (terming out after 8 years). I served as Chair twice during my terms. Planning Commission 1/1987-9/1990 (2 years 9 months) when I resigned due to being hired by the City of Gilroy in the Planning Department. Served as the Parks & Recreation Commission representative to the 2040 General Plan Committee. Attended meetings with City's consultants, city staff, city council representatives, and other commissioners/citizen at-large representatives. This was a multi-year project as the 2040 General Plan Committee had to be reformed after a measure regarding the "660" limitation passed at the polls. I learned a great deal of information about the General Plan and the "coming to consensus process".

What are your goals while serving on this Board/Commission/Committee?

The City is updating its Zoning Code in the near future as a result of the approval of the 2040 General Plan. This is a very important project and one that will involve the Planning Commission to work Directly with the Community Development Director. We will need to ensure that the Zoning Code is compliant with local codes and the General Plan document, prior to final recommendation to the City Council for adoption. This goal/project will likely be a work plan project for the Planning Commission. I look forward to working on this project as it should be a worthy learning experience. Since the dissolution of the former Bicycle Pedestrian Commission and split of its former duties to the Planning Commission (budgeting and capital projects) and also to the Parks & Recreation Commission (education portion under VTA budget), it is one of my goals to become involved with the budgeting and capital projects affecting the trails, bicycle and pedestrian components. In addition, it is a goal of mine to have the opportunity to work with staff, as the Planning Commission is the recommending body, to getting our many of the City's aging master plans budgeted and updated so that they are current. I am also looking forward to being involved in the development process again and learning more about the challenges that have come down from the State level that affect Gilroy on housing projects, as well as future development projects that will enable economic growth for Gilroy and job opportunities for our citizens. As the City continues to grow there are opportunities that could have significant changes on our city limits, LAFCO/USA applications, and our infrastructure.

Why are you the most qualified to serve on this Board/Commission/Committee?

I believe my prior experience as a Planning Commissioner, with over 19 years of City of Gilroy employment experience in the Planning, Community Development and Engineering sections as detailed above, familiarization with the Zoning Ordinance, General Plan, development process, and interaction with related City staff and administration, and over ten years of experience on the Parks and Recreation Commission, makes me uniquely qualified to serve on the Planning Commission. I continue to try and make a difference in my community by volunteering on City commissions and being a member of several non-profit organizations.

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Planning Commission			
Name:					
BRIAN DAUENHAUER					
Phone number(s):				email address*:	
Are you a registered voter within the City limits?				Yes	
Physical Address*:					
Driver's License or ID No.:				Date of Birth*:	1965-08-31
				Last 4 of SSN:	
List your qualifications for this appointment:					
1. I have been a resident of Gilroy for 50 years and am familiar with the way our city has grown. 2. I have the ability to communicate with a diverse group of stakeholders, including city officials, community members, and developers. 3. I have the ability to analyze complex data, make informed decisions and think critically about the long-term impact of planning decisions. 4. I am a team player, I have the ability to listen to different perspectives, negotiate compromises and build consensus. 5. I have a commitment to acting in the best interest of the community and upholding the ethical standards of the city.					
List any service to the community including any prior appointments:					
Past Visitors Bureau BOD, Past Chair / BOD Santa Clara Winegrowers Association, Past BOD California Wine Institute. Past Chair / BOD Gilroy Downtown Business association, Current BOD Evening Rotary, Current BOD Mt Madona YMCA.					
What are your goals while serving on this Board/Commission/Committee?					
My top goals would be to ensure that development meets the needs of the current community, while balancing the needs of the future generations. Provide exceptional customer engagement with residents, businesses and other stakeholders. Provide a balanced viewpoint to the decision-making process.					
Why are you the most qualified to serve on this Board/Commission/Committee?					
I have a strong tie to the community with experience working with a diverse group of people. I believe that I can bring a balanced approach to meeting the needs of the public and ensuring we stay within the guild lines of the General Plan.					

School: / Grade: null

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Planning Commission	
Name: Anselmo Guevara			
Phone number(s):		email address*:	
Are you a registered voter within the City limits? Yes			
Physical Address*:			
Driver's License or ID No.:		Date of Birth*: 1965-08-19	Last 4 of SSN:
List your qualifications for this appointment:			
Education Masters of Business Administration Bachelors of Science in Accounting Professional Experience 26 years of professional experience working for a Big Four accounting firm, and four hi-tech companies in Silicon Valley in the roles of consultant, auditor and risk management. I spent my last eleven years as a director of ethics & compliance. Residency I have resided in Gilroy for the last 29 years, and in Santa Clara County for the last 36 years.			
List any service to the community including any prior appointments:			
In the past, I have participated in community service through my employers. For example in 2023, I and a team built nine children playhouses through Habitat For Humanity; Habitat For Humanity in turn donated the playhouses to nine elementary schools in the San Francisco Bay Area. Other community involvement includes volunteering with Family Giving Tree, (Guadalupe River) Heritage Rose Garden, LifeMoves, and the various K-12 schools my children have attended in Gilroy.			
What are your goals while serving on this Board/Commission/Committee?			
My goal is to help improve and have a greater role in the Gilroy community by volunteering my time and providing input on issues pertaining to Gilroy, the community where my family and I have lived for the last 24 years.			
Why are you the most qualified to serve on this Board/Commission/Committee?			
1. As a professional consultant and employee, I evaluated issues in a span of 26 years for many organizations (both client organizations and employers) and provided input and/or recommendations to make something better. I'd like to share my expertise and have no doubt that I have the professional maturity to serve as a Commissioner of the City of Gilroy. 27W62King			

for global hi-tech organizations allowed me to work with different ethnic groups in other countries and appreciate other cultures outside the United States. In the last several years, more ethnic groups have made Gilroy their home. It's been many years since I started appreciating other cultures, embracing diversity and breaking down stereotypes to become a responsible citizen and better person. 3. Other: No conflicts of interest Clean legal record or the ability to pass a background check if needed.

School: / Grade: null

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Planning Commission			
Name: ALEX LARSON					
Phone number(s):				email address*:	
Are you a registered voter within the City limits?				Yes	
Physical Address*:					
Driver's License or ID No.:				Date of Birth*:	1961-07-30
				Last 4 of SSN:	
List your qualifications for this appointment:					
ALEXLARSON.COM - Alex's Life Story Alex Larson is a highly accomplished business leader with a 40-year track record of success, known for his persistence, dedication, and commitment to getting things done. A proud fourth-generation Gilroyan, Alex has deep roots in our community. His mother, Sandra Balanesi Larson, was a junior high school teacher in Gilroy, driven by her belief in making a meaningful impact on young lives. His father, Charles A Larson, was a Union Organizer for the United Brick and Clay workers, later transitioning to various roles, including a local car salesman. His twin Aunts were trailblazers, breaking the glass ceiling for women by working their way up to vice president auditor positions at a national bank, after helping to establish several local banks that were later sold for investor profit. Alex's other Aunt became one of the few women in management in the automobile dealership business. Alex and his brother, Charlie, grew up on Carla Way, just west of Las Animas Park which they helped to develop into the park it is today. Alex now lives just south of the park, off of Welburn Avenue. Alex's leadership skills, strategic vision, and experience have made him a driving force in every project he undertakes. His long-standing involvement in the 4-H Youth Program, both as a participant and an adult leader, has instilled in him a deep sense of community service and ethical responsibility. As a seasoned businessman, Alex understands the importance of ensuring that ethical practices are at the forefront of every decision in the educational setting as well as in business and personal relations. His ability to navigate complex business situations and work with governmental agencies at the federal, state, county and local levels have resulted in successful practical solutions. Alex served as an integral part of the Gilroy Garlic Festival for over 40 years, as a volunteer and vendor. At the very first Garlic Festival in 1979, he co-chaired the Garlic Rosemary Fries booth alongside Joyce Patereau and Sandra Larson, raising funds for Bonanza Days, which featured one of the largest parades in California, a Queens contest, Jr. King and Jr. Queen events, and numerous other activities supporting charity and community fun. Alex's selfless commitment to ethical practices in business, education, and personal relationships sets him apart as a trusted and valued leader in Gilroy. OPERATION FREEDOM					

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PAWS Alex Larson embodies compassion and dedication, as demonstrated by his incredible efforts to support Operation Freedom Paws. This organization plays a vital role in empowering veterans and individuals with disabilities to lead fulfilling lives. Through the healing bond of service dogs, Operation Freedom Paws transforms lives, offering hope and support to veterans, first responders, children, and those grappling with complex trauma, disabilities, and illnesses. Recently, Alex's commitment shone brightly when he raised an impressive \$12,000 at an auction event in Gilroy, helping to further the mission of this life-saving LOCAL organization, in addition to generous annual donations for Mary Cortanis CNN Heroes Award Organization. **ALEX** spreading joy as **SANTA CLAUS!** Alex Larson is a dedicated volunteer who embodies the true spirit of giving year-round. Together with his brother, he generously donates to numerous local charities, contributing gift baskets as well as his time and talents. As Santa Claus, Alex has brought joy and smiles to countless children and families through organizations like Make-A-Wish, including appearances at the renowned Pusateri Christmas House, which has raised over \$3 million for children in need. He also lends his Santa skills to local charities and schools, brightening the holidays for those seeking a jolly presence. With his twinkling eyes, infectious laugh, and heart full of kindness, Alex creates magical moments that families treasure for a lifetime. His performances not only bring Santa to life but also foster hope and happiness in the hearts of those in need. By spreading joy through his volunteer work, Alex helps make the world a little brighter—one visit at a time. Join him in his mission to bring smiles, warmth, and holiday cheer to all!

RAPAZZINI WINERY EST. 1962 Rapazzini Winery embodies the essence of Gilroy's rich heritage—wine, garlic, and deep family ties. The Balanesi Larson brothers, fourth-generation Gilroyans, have been crafting wine with their family since childhood, continuing a proud Italian tradition. Alex and his brother Charlie extend warm, welcoming hospitality in the winery's stunning three-story, open-beamed Tasting Room, making every visit an enjoyable and memorable experience. Alex, a professionally trained chef, graduated at the top of his class in 1982 from The California Culinary Academy after attending Gavilan College. He went on to successfully own and operate a four-star ristorante and bar for nearly nine years, earning a prestigious Wine Spectator Award of Excellence for his wine selection and service. Now, as a winemaker, Alex channels his culinary expertise into creating exceptional, well-aged red wines, using predominantly Santa Clara Valley grapes. Rapazzini Winery proudly offers vintages from 2018, 2013, and 2007, featuring rare Italian and French Bordeaux varietals, including a Bordeaux blend and the renowned "Rockin' Rott Red," with its iconic Rottweiler label. The winery also offers crisp whites, along with almond, raspberry, and peach champagnes. After closing to the public in 2020 following the passing of their 78-year-old aunt, Rapazzini Winery reopened on February 19, 2024. The closure was a protective measure for the health of their surviving aunt, now 82, and their guests, as there was no safe way to enjoy wine tastings while wearing masks. The family prioritized safety and well-being above all else, reflecting their deep care for both their loved ones and their community.

THE GARLIC SHOPPE since 1985 Chef Alex and his brother, Charlie Larson, have proudly owned and operated The Garlic Shoppe in Gilroy for 25 of its 39 years. The Garlic Shoppe is a wonderland of all things garlicky, offering an impressive array of products that celebrate Gilroy's world-famous garlic, grown locally and shipped across the globe. Since 1997, their website, GarlicShoppe.com, has brought the taste of Gilroy to the world, after starting the first garlic store in the world in 1985. Chef Alex, known for his culinary expertise from Grandma, Mom, 4-H National Winner and the California Culinary Academy in San Francisco has created over 40 unique food items, sauces, and seasonings under popular brands like Mama Raps, Garlic Dude, The Garlic Shoppe, and their fiery **PSYCHO** line. **PSYCHO** products include hot sauce, medium salsa, and roasted garlic and habanero mustard—each bursting with bold garlic flavor. These products are available wholesale to other retailers and their iconic shoppe. Over the years, the brothers have operated up to 22 Garlic Shoppes in malls around the Bay Area during the holidays, bringing the flavor of Gilroy to even more customers. Having weathered the dot-com bust of 2000, the financial crash of 2008, the 2009-2012 real estate collapse, and the subsequent climb back to stability. Alex and Charlie have shown remarkable resilience and have survived and even thrived due to their hard work and experience. The COVID-19 pandemic brought unprecedented challenges, forcing them to close their businesses for months due to stringent Health Department regulations in Santa Clara County—especially concerning, given Gilroy's position as a major crossroads for travel.

Through it all, Chef Alex and Charlie, who manages GarlicShoppe.com, have learned to navigate difficult times, save during the good times, grow when its possible by good marketing and make the financials work. They continue to market Gilroy and its famous garlic to the world, ensuring that the iconic Garlic Shoppe remains a destination recognized by people everywhere. Ask a friend, and they've likely heard of or know the exact location of this beloved Gilroy landmark.

List any service to the community including any prior appointments:

40 years Garlic Festival Volunteer and vendor, first Gilroy Visitors Bureau President,

What are your goals while serving on this Board/Commission/Committee?

To expedite, streamline, and help to maintain Gilroy's growth in a common sense, pragmatic way.

Why are you the most qualified to serve on this Board/Commission/Committee?

My more than 40 years of Business in Gilroy and Property ownership have afforded me an insiders view of the workings of our City government. I want the best for the future of our children and grandchildren. The decisions being made now are going to determine the path for the future hundred years. Let do this right.

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Planning Commission			
Name: Eva Lurker					
Phone number(s):		[REDACTED]		email address*: [REDACTED]	
Are you a registered voter within the City limits?				Yes	
Physical Address*:		[REDACTED]			
Driver's License or ID No.:		[REDACTED]		Date of Birth*: 1990-12-22	Last 4 of SSN: [REDACTED]
List your qualifications for this appointment:					
I have over a decade of experience in Human Resources, currently working at the large tech company, HPE. I've spent many years volunteering through both my sorority and local non profits like the Junior League of San Jose where I've also served on the Board. I am passionate about community and the betterment for all.					
List any service to the community including any prior appointments:					
In recent years I've spent my time volunteering through the Junior League where our focus has been on foster youth. We've partnered with organizations like the Bill Wilson Center and CASA.					
What are your goals while serving on this Board/Commission/Committee?					
To feel a part of my local community and focus on the betterment for all. I love our town and want to not only be involved and invested, but to continue to see our community thrive.					
Why are you the most qualified to serve on this Board/Commission/Committee?					
I'm a mother of two young children who is passionate about the community I'm raising my family in. I have experience in business as well as community work and I'm driven to do what's best for those we impact.					
School: / Grade: null					

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Planning Commission			
Name: Stefanie Okada-McCabe					
Phone number(s):				email address*:	
Are you a registered voter within the City limits?				Yes	
Physical Address*:					
Driver's License or ID No.:				Date of Birth*:	1983-04-30
				Last 4 of SSN:	
List your qualifications for this appointment:					
As a passionate designer with a deep-rooted connection to Gilroy, I believe I possess the unique skills and perspective to contribute meaningfully to the city's Planning Commission. My years of experience in urban planning and design have equipped me with a keen eye for detail, a strong understanding of zoning regulations, and a commitment to creating sustainable, aesthetically pleasing, and functional communities.					
List any service to the community including any prior appointments:					
Previously served on the building board of Appeals and the Physically Challenged Board. I am a member of the chamber and born and raised in Gilroy.					
What are your goals while serving on this Board/Commission/Committee?					
1. Preserving Gilroy's Character: * Protecting historic districts and landmarks. * Supporting local businesses and economic development. * Enhancing public spaces and community amenities. 2. Promoting Sustainable Growth: * Encouraging smart development practices that minimize environmental impact. * Promoting affordable housing options for all residents. * Implementing climate-friendly policies and practices. 3. Fostering Community Engagement: * Ensuring transparent and inclusive decision-making processes. * Actively seeking input from residents and stakeholders. * Educating the public about planning issues and encouraging participation.					
Why are you the most qualified to serve on this Board/Commission/Committee?					
As a lifelong Gilroy resident and passionate designer, I bring a unique perspective and skill set to the Planning Commission. My deep-rooted connection to our community, coupled with my expertise in design and urban planning, makes me uniquely qualified to contribute to shaping Gilroy's future. Local Knowledge and Passion: * As a native Gilroyan, I have a profound					

understanding of our city's history, culture, and challenges. * My personal experiences as a resident have shaped my vision for a vibrant, inclusive, and sustainable Gilroy. Design Expertise: * My design background allows me to envision innovative solutions to complex planning challenges. * I have a keen eye for aesthetics and functionality, ensuring that our city's development is both beautiful and practical. Community-Centric Approach: * I believe in the power of collaborative decision-making and actively seek input from diverse community members. * I am committed to creating spaces that foster a strong sense of community and enhance our quality of life. Sustainable Future: * I am passionate about sustainable development and believe that we can create a thriving city while protecting our environment. * I will advocate for policies that promote energy efficiency, reduce waste, and preserve our natural resources. By combining my local knowledge, design expertise, and community-centric approach, I am confident in my ability to make a significant contribution to the Planning Commission and help shape a brighter future for Gilroy.

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Youth Commission	
Name: Sean Ethan Diep			
Phone number(s):		email address*:	
Are you a registered voter within the City limits? No			
Physical Address*:			
Driver's License or ID No.:	N/A	Date of Birth*:	Last 4 of SSN:
List your qualifications for this appointment:			
I was a 7th grader in middle school when we just got off from the COVID Pandemic lockdown. We were back to in-person learning, and I ran and became the Vice-President of Gilroy Prep School's student council for the school year 2021-22. The following school year, I ran and became elected again to the council as President. Taking on these important roles helped me learn a lot about respect and responsibility, and taking the initiative towards pursuing projects, collaborating with others, and serving my community. I have continued to use these skills and uphold these values by currently serving on the Gilroy Foundation Youth Board and the Gilroy Library Teen Advisory Board. As an active member of the Asian Student Union at GECA, I am passionate about promoting, sharing, and learning more about AAPI (Asian American Pacific Islander). I would love for the City of Gilroy to hold AAPI events to celebrate our rich culture and heritage. 2024-25, Board Member, Gilroy Foundation Youth Board 2024-25 Board Member, Gilroy Library Teen Advisory Board 2023-Present, Member, GECA Asian Student Union 2022-23, President, Gilroy Prep School ASB 2021-22, Vice-President, Gilroy Prep School ASB			
List any service to the community including any prior appointments:			
I care deeply about our City and am very dedicated to serving the community I live in and have been volunteering extensively at various nonprofits and agencies not just here in the City of Gilroy, but also around Santa Clara County. This past year-and-a-half alone, I logged over 200 hours of volunteer work. I am proud to contribute in my own way to the betterment of our little City. Before the pandemic, I, together with my younger brother, performed on the piano and violin, and displayed our art work at Merrill Gardens, a local senior community. Every year my violin class also volunteers to spread holiday cheer at Valley Pines Senior Community in Morgan Hill. We are happy to volunteer our time and talents to entertain our local seniors. 2024-present, Youth Board Member, Gilroy Foundation (Illuminate the Night, Youth Board Events, etc) 2024-present, Teen Advisory Board Member, Gilroy Library (Teen Advisory Board Events, etc) 2023-			

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present, Regular Volunteer, City of Gilroy (Monthly City-wide Clean-up, Coastal Clean-up, Party in the Park, National Night Out, Breakfast with Santa, Adaptive Dance, etc) 2023-present, Regular Volunteer, Gilroy Center for the Arts (Art Walk, Artist Video Series, Easter Egg Hunt, Artist Reception, etc) 2023-present, Regular Volunteer, Downtown Business Association (Gilroy Rodeo, La Ofrenda Festival, Beer Crawl, etc) 2023-present, Regular Volunteer, St. Catherine's Parish Church (Reach Out Pantry, Reach Out Closet, etc) 2023-present, Regular Volunteer, Gilroy Prep School (Percussion Band, Middle School Dances, Book Fair, Library, etc) July 2024, Volunteer, Sacred Heart (Pack-a-Bag) April 2024, Volunteer, Gavilan College (Science Alive) June 2023, Volunteer, Gilroy Gardens (Nature Program)

What are your goals while serving on this Board/Commission/Committee?

As a Filipino-Vietnamese-Chinese American, I am passionate about spreading awareness about AAPI culture and heritage in the City of Gilroy. I would love to help the City promote AAPI culture through events and celebrations. I am sure the City of Gilroy will enjoy festivals celebrating rich AAPI cultures. I would live for Gilroy residents to enjoy delicious AAPI food and vibrant dances and events!

Why are you the most qualified to serve on this Board/Commission/Committee?

I am the optimal candidate to serve on the City of Gilroy Youth Commission because I am passionate about serving our City through various projects geared towards the promotion of AAPI culture and awareness. As a Gilroy citizen, I am dedicated to serving the Gilroy community through numerous volunteer work. Moreover, not only do I possess extensive leadership experience but also collaborative, organizational, and time management skills. I believe I will be able to contribute greatly to the betterment of our City by sharing my talents, knowledge, and experiences.

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Youth Commission			
Name:					
LOLITA HARDWICKE					
Phone number(s):				email address*:	
Are you a registered voter within the City limits?				No	
Physical Address*:					
Driver's License or ID No.:				Date of Birth*:	2009-03-18
				Last 4 of SSN:	
List your qualifications for this appointment:					
As a 15-year-old passionate about contributing to my community, I believe I bring a unique perspective to the Youth Commission. At 14, I published my first fiction book, Red Watson and The Gifted Land, which is over 100 pages long. This accomplishment not only reflects my creativity and determination but has also inspired my peers, teachers, and community members to pursue their passions. I am deeply committed to engaging with and empowering young people. I can relate to the challenges and aspirations of today's youth and aim to inspire them to pursue meaningful and impactful endeavors. Joining the Youth Commission, which meets every second Monday of the month, aligns perfectly with my dedication to making a difference. Through this role, I hope to collaborate with like-minded individuals, share fresh ideas, and represent the voices of young people in a way that encourages positive change in our community.					
List any service to the community including any prior appointments:					
I have been involved in various community activities over the years. I was a member of the Teen Advisory Board at the Gilroy Library, where I contributed to youth-oriented initiatives. I also supported a friend during a panic attack, using skills I gained from studying psychology classes to better understand myself and help others facing similar challenges. Additionally, I participated in the STAR Arts Education program, initially as a performer. Last summer, I took on a different role by assisting the production team, which served as a valuable leadership experience. I have also volunteered at the Garlic Festival, supported activities at Gilroy Preparatory School, and contributed to the GPS Food Bank. These experiences have helped me grow personally and give back to my community.					
What are your goals while serving on this Board/Commission/Committee?					

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My goal while serving on this Board/Commission/Committee is to contribute to the community especially the youth by supporting initiatives that create a meaningful impact. I aim to use my skills and experiences to collaborate with others in fostering positive change and addressing the needs of those we serve. I also aspire to grow personally and professionally by learning from the perspectives of fellow members and the community. Together, I believe we can build a stronger, more connected, and inclusive environment for everyone.

Why are you the most qualified to serve on this Board/Commission/Committee?

I believe I am well-suited to serve on this Board/Commission/Committee because of my genuine passion for making a positive impact in the community and my willingness to collaborate and learn from others. My background and experiences have given me a unique perspective and the skills to contribute meaningfully to our shared goals. I am committed to listening, understanding diverse viewpoints, and working with the team to create thoughtful solutions that benefit everyone. While I know there is always more to learn, I am confident that my dedication and eagerness to serve will allow me to support the mission of this group effectively.

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Youth Commission			
Name:					
Lysandra Jaimes					
Phone number(s):				email address*:	
Are you a registered voter within the City limits?				Yes	
Physical Address*:					
Driver's License or ID No.:		N/A		Date of Birth*:	
				Last 4 of SSN:	N/A
List your qualifications for this appointment:					
I am a leadership student, play on the school varsity girls soccer team, currently employed at In-N-Out Burger, and have keep up with all As and Bs grades.					
List any service to the community including any prior appointments:					
During summer I volunteered at a youth soccer club, my position would be to coach kids who could not afford paying a club fee. I also have 50+ community service hours at the moment.					
What are your goals while serving on this Board/Commission/Committee?					
My main goals are to experience working with the city, meeting new people, and all of the opportunities that come with working with the city.					
Why are you the most qualified to serve on this Board/Commission/Committee?					
I am most qualified to work on the Commission due to my characteristic to work well with people. Working at In-N-Out requires great interactions with people, this allows me to have great charisma and work well with others.					

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	under the Public Records Act and must complete mandatory Open Government Ordinance Training. I further understand that members of the Planning Commission, Building Boards of Appeals, and Physically Challenged Board of Appeals are also subject to filing the Fair Political Practice Commission's Statement of Economic Interest Form 700 relating to financial disclosures.
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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Youth Commission			
Name: Zara Owens					
Phone number(s):				email address*:	
Are you a registered voter within the City limits?				No	
Physical Address*:					
Driver's License or ID No.:		N/A		Date of Birth*:	
				Last 4 of SSN:	
				N/A	
List your qualifications for this appointment:					
I am currently in ASB, as a commissioner of Awareness, where I've been able to develop leadership skills and put on Multicultural Week at Christopher High School. I am founder and president of Key Club at my school, where I've been able to become more open and provide hours for almost 40 people at our most recent meeting. I also am academically on track and am organized and dedicated. I also will be attending a 2 week National Student Leadership Conference Architecture program, at Georgetown University. This is one of my biggest accomplishments, as I've always wanted to be an architect. I've also gained leadership experience recently this summer attending California Association of Student Leaders (CADA CASL) at UC Santa Barbara. I also serve as the Fundraiser Head for Black Student Union (BSU) at my school, and have been involved with the club for 3 years now.					
List any service to the community including any prior appointments:					
I am currently a tutor at a non-profit organization, Ciel. There, I am able to work with kids of all ages, grades, and personalities. I've learned so much since I started tutoring there during the summer. I've learned to be patient, inviting, and optimistic. Teaching children is one of the most rewarding and impactful things I've done. I love when they leave with a big smile and feeling of accomplishment, every time, it makes me feel so proud and accomplished. I always want to make sure that they feel proud of themselves and open to speak with me. One girl that I've tutored even drew me a flower and expressed how much she appreciates me, saying that she wants me to continue being her tutor. That statement was so heart warming and made me want to tutor even more, because I never realized how big of an impact I could have on young children.					
What are your goals while serving on this Board/Commission/Committee?					

To be more involved with Gilroy and participate in community service events. I enjoy meeting new people and would definitely be looking forward to doing so, upon my acceptance. One goal would be to get more in touch with the environment and people in Gilroy. For example, I believe that downtown could be the most eye-capturing spot in Gilroy. I want to help people feel invited and excited to go walking downtown. If there's any way we can improve that area, I'd absolutely love to help with that.

Why are you the most qualified to serve on this Board/Commission/Committee?

As I've mentioned I have leadership experiences and I am willing to socialize and communicate on behalf of our community. I am organized and attentive as well. I am also very open to new ideas, people, and experiences, so I know that serving on this board would expand my overall knowledge and care for the community.

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City of Gilroy Board, Committee, & Commission Application

**All Commission, Board, and Committee applications are a public record.*

Board/Committee/Commission of Interest:		Youth Commission	
Name: Thanmay Sarath			
Phone number(s):		email address*:	
Are you a registered voter within the City limits? No			
Physical Address*:			
Driver's License or ID No.:		Date of Birth*:	Last 4 of SSN:
List your qualifications for this appointment:			
•Started a Cyber Security Business, and helped small businesses to secure their digital presence. •Worked with The Department of Homeland Security, Cybersecurity and Infrastructure Security Agency and identified and remediated security flaws in over 200 government systems. •Started Vets & Tech, to help veterans with technology. •Volunteered at Merrill Gardens to help elderly with technology. •Volunteered at the Veteran Affairs Clinic in Monterey. •Currently in Youth Commission from 2023-2024. •Won EC2 Community Fund and started The Recycle Reward Program in the City of Gilroy and saved 3000 milk jugs from getting in the landfill. •Started LidLoop program in Gilroy to recycle coffee lids and create Christmas toys. •Level One Archery Coach for USA Archery			
List any service to the community including any prior appointments:			
•Started a Cyber Security Business, and helped small businesses to secure their digital presence. •Worked with The Department of Homeland Security, Cybersecurity and Infrastructure Security Agency and identified and remediated security flaws in over 200 government systems. •Started Vets & Tech, to help veterans with technology. •Volunteered at Merrill Gardens to help elderly with technology. •Volunteered at the Veteran Affairs Clinic in Monterey. •Currently in Youth Commission from 2023-2024. •Won EC2 Community Fund and started The Recycle Reward Program in the City of Gilroy and saved 3000 milk jugs from getting in the landfill. •Started LidLoop program in Gilroy to recycle coffee lids and create Christmas toys. •Level One Archery Coach for USA Archery			
What are your goals while serving on this Board/Commission/Committee?			
My goals whilst serving this commission are for Youth Empowerment: to advocate for initiatives for the youth of Gilroy with opportunities to develop leadership skills, access mentorship, and			

participate in civic engagement. **Community Partnership:** to strengthen collaborations between the city, local businesses, and nonprofit organizations to create impactful programs. Lastly, **Job Creation:** through the CalWORKs Program, to focus on connecting youth with job opportunities and training resources.

Why are you the most qualified to serve on this Board/Commission/Committee?

With extensive experience in leadership, community service, and environmental and technological advocacy, I am qualified for a position to serve on this commission. As the Youth Commissioner for 2023-2024, I have experience representing youth interests and encouraging civic engagement. My achievements include: Founded a cybersecurity company and partnered with federal agencies to strengthen digital security for more than 200 government systems. Founding community programs like Vets & Tech, helping veterans with technology, and providing service hours at Merrill Gardens and the VA Clinic in Monterey. I have started several environment-linked projects, such as the Recycle Reward Program and LidLoop Program, and has contributed much toward sustainability in Gilroy. Being a Level One Archery Coach certified with USA Archery, demonstrating leadership and mentorship capability. My goals of youth empowerment, community partnerships, and job creation go in line with my proven ability to implement impactful programs and promote meaningful change. This diverse experience equips me to contribute valuably to the commission.

School: Monte Vista Christian School / Grade: 10th

✓	By clicking on this box, I declare under penalty of perjury that I am currently a registered voter within the City limits of the City of Gilroy. Furthermore, I understand that this application and any attachments are subject to disclosure under the Public Records Act and must complete mandatory Open Government Ordinance Training. I further understand that members of the Planning Commission, Building Boards of Appeals, and Physically Challenged Board of Appeals are also subject to filing the Fair Political Practice Commission's Statement of Economic Interest Form 700 relating to financial disclosures.
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CITY COUNCIL ACTION MINUTES

MONDAY, DECEMBER 9, 2024 | 6:00 PM

The agenda for this meeting is outlined as follows:

1. OPENING

1.1. Call to Order

1.2. Pledge of Allegiance

The Pledge of Allegiance was led by Council Member Tovar.

1.3. Invocation

Pastor McPhail led the Invocation.

1.4. City Clerk's Report on Posting the Agenda

Interim City Clerk, Beth Minor, advised the agenda was posted on Friday, December 6, 2024 at 4:30 P.M.

1.5. Roll Call

Attendance	Attendee Name
	Dion Bracco, Council Member
	Rebeca Armendariz, Council Member
	Carol Marques, Council Member
	Zach Hilton, Council Member
	Tom Cline, Council Member
	Fred Tovar, Council Member
	Marie Blankley, Mayor
Absent	None

1.6. Orders of the Day

None

1.7. Employee Introductions

None

2. COUNCIL CORRESPONDENCE (Informational Only)

None

3. PRESENTATIONS TO THE COUNCIL

3.1. Presentation of the 2024 City of Gilroy Highlights Video.

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

Mayor Blankley opened Public Comment.

Xavier Garcia thanked Council Members for their service and congratulated the

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incoming members.

Jessica Pineda thanked the Council Members for their service and hoped the incoming council members would continue to support a youth center in Gilroy.

Saray Rodriguez thanked the Council Members for their service and inspiring the youth in the community to advocate for themselves and their peers.

Jesse Santos hoped the incoming Council Members would continue to advocate for a youth center.

Dyana Madrid thanked the Council Members for listening to the voices of the youth and inspiring them to be involved.

Raymundo Armendariz spoke regarding the need for a youth center in Gilroy.

Donald Perino asked the Council to continue the work to get the Garlic Festival to return.

Sally Armendariz thanked Rebeca Armendariz for representing the entire Gilroy Community.

Jeff Orth provided a recap of the holiday festival last weekend and thanked everyone involved.

TJ Napihaa invited everyone to the memorial of the unhoused on December 20, 2024.

Robert Aguirre advocated for more services for the unhoused.

Ana Mendoza advocated to bring district voting, additional services for the unhoused, and tenant protections.

Mike Sanchez thanked the outgoing Mayor and Council Members for their dedication, leadership, and willingness to serve the community. He is the Executive Director for CMSP TV and will continue to support the council and the community.

Noshaba Afzal thanked outgoing Council Members and stated she looks forward to working with the new Mayor and Council Members.

Caroline Perez thanked the Council for their support of Digital Nest and spoke about the need for additional assistance for the unhoused.

Zain Yamya spoke in favor of district voting and he felt it would reflect more diverse voices within the community.

Domingo Armendariz thanked his mother Council Member Armendariz for her support.

John Perales thanked Council Member Armendariz for her service and was looking forward to Mayor Bozzo's leadership.

Ron Kirkish thanked Mayor Blankley for the good things she did for the community.

Joseph Robinson spoke to the need for district voting.

There being no further speakers, Mayor Blankley closed Public Comment.

4. **REPORTS OF COUNCIL MEMBERS**

Council Member Bracco

No report

Council Member Armendariz

No report

Council Member Marques

No report

Council Member Hilton

No report

Council Member Cline

No report

Council Member Tovar

No report

Mayor Blankley thanked everyone who participated in and attended the parade, and acknowledged all the city employees who helped put the event together.

5. **CONSENT CALENDAR**

5.1. Approval of the Action Minutes of the November 18, 2024 City Council Regular Meeting.

5.2. Approval of Utility Easement Agreement for the Sanitary Sewer Trunk Line Between the City of Gilroy (Grantor) and the City of Morgan Hill (Grantee).

5.3. Adopt a Resolution Approving a Third Time Extension for Tentative Map TM 16-02 Creating 14 Single-Family Residential Lots, Two Common Parcels, and One Public Park Parcel, Located at the Northerly Terminus of Greenfield Drive and South of Uvas Creek, APN 808-20-008. **Enactment No.: Resolution No. 2024-58.**

5.4. Receive Fiscal Year 2024-25 Quarterly Budget Update as of September 30, 2024.

5.5. Acceptance of the Annual Development Impact Fee Report for Fiscal Year 2023-2024 as Required under Government Code 66000.

5.6. Approval of a Notice of Acceptance of Completion for the FY24 Citywide Pavement Rehabilitation Project No. 24-PW-288 and Approval of a Final Contract with McKim Corporation in the Amount of \$4,361,339.19.

5.7. Approval of Memorandum of Understanding Side Letter with 8 of 211

**Gilroy AFSCME, Local 101 (General and Supervisory Units)
Regarding Removal of the Cap on Playground Inspection
Certifications as Required by CalPERS.**

- 5.8. Purchase of Two 2025 Chevrolet Silverado 2500HD 4WD Crew Cab Vehicles in the Total Amount of \$115,941.48 to Replace Two Fire Division Chief Vehicles in the Gilroy Fire Department.**

Mayor Blankley opened Public Comment.

There being no speakers, Mayor Blankley closed Public Comment.

MOTION: To approve Agenda Item Nos. 5.1 through 5.8. and adopt the resolution approving the 3rd time extension for the tentative map in Agenda Item 5.3.

RESULTS:	PASS: 7-0 ROLL CALL VOTE
MOVER:	Dion Bracco, Council Member
SECONDER:	Rebeca Armendariz, Council Member
AYES:	BRACCO, ARMENDARIZ, MARQUES, HILTON, CLINE, TOVAR, BLANKLEY
NOES:	
ABSENT:	
ABSTAIN:	

6. UNFINISHED BUSINESS

- 6.1. Acceptance of the Grant Deed for the Future Fire Station Parcel (Parcel Q, Tract 10472, APN 808-58-004).**

Mayor Blankley opened Public Comment.

There being no speakers, Mayor Blankley closed Public Comment.

MOTION: To authorize the City Administrator to accept the Grant Deed for the future Fire Station Parcel (Parcel Q, Tract 10472, APN#:808-58-004), and execute all necessary documents as appropriate.

RESULTS:	PASS: 7-0
MOVER:	Marie Blankley, Mayor
SECONDER:	Fred Tovar, Council Member
AYES:	BRACCO, ARMENDARIZ, MARQUES, HILTON, CLINE, TOVAR, BLANKLEY
NOES:	
ABSENT:	
ABSTAIN:	

7. CEREMONIAL ITEMS - Proclamations and Awards

7.1. Acceptance of the Official Canvass of 2024 Municipal Election Results.

MOTION: To Adopt the resolution certifying the election; declare elected Greg Bozzo to the position of Mayor of the City of Gilroy for a full 4-year term; declare elected Zach Hilton, Terence Fugazzi and Kelly Ramirez to the City Council for a full 4-year term; and declare the Public Safety Special Transaction and Use Tax Measure C not ratified.

RESULTS:	PASS: ROLL CALL VOTE
MOVER:	Tom Cline, Council Member
SECONDER:	Fred Tovar, Council Member
AYES:	BRACCO, ARMENDARIZ, MARQUES, HILTON, CLINE, TOVAR, BLANKLEY
NOES:	
ABSENT:	
ABSTAIN:	

Enactment No.: Resolution No. 2024-59

7.2. Presentation of Plaques to Outgoing Mayor Blankley and Council Members Armendariz and Tovar.

7.3. Outgoing Mayor and Council Member Farewell Remarks.

7.4. Adjourn Sine Die

7.5. Recess for Refreshments for Outgoing and Incoming Mayor and Council Members (15 minutes).

7.6. Swearing in of Mayor and Council Members Elect.

7.7. Roll Call

Attendance	Attendee Name
	Dion Bracco, Council Member
	Terence Fugazzi, Council Member
	Carol Marques, Council Member
	Zach Hilton, Council Member
	Kelly Ramirez, Council Member
	Tom Cline, Council Member
	Greg Bozzo, Mayor
Absent	None

7.8. Incoming Mayor and Council Member's Remarks

8. BIDS AND PROPOSALS

None

9. PUBLIC HEARINGS

None

10. INTRODUCTION OF NEW BUSINESS

10.1. Selection of Mayor Pro Tempore Following the November 5, 2024 General Election.

Mayor Bozzo opened Public Comment.

Robert Aguirre congratulated Mayor Bozzo and the life experience that all Council Members bring to the table. He stated that he would like to see more unhoused persons being included.

Ron Kirkish noted that Council Member Marques was a good choice.

Noshaba Afzal congratulated the new Council Members.

There being no further speakers, Mayor Bozzo closed Public Comment.

MOTION: To accept the nomination of Carol Marques to Mayor Pro Tempore for calendar year 2025.

RESULTS:	PASS: 7-0
MOVER:	Dion Bracco, Council Member
SECONDER:	Zach Hilton, Council Member
AYES:	BRACCO, FUGAZZI, MARQUES, HILTON, RAMIREZ, CLINE, BOZZO
NOES:	
ABSENT:	
ABSTAIN:	

Greg will then state the vote results.

10.2. Mayoral Appointments of Council Members to Serve in Regional Representative Seats and Seats on Local Boards and Committees.

Mayor Bozzo opened Public Comment.

Robert Aguirre believes the city needs an unhoused commission.

There being no further speakers, Mayor Bozzo closed Public Comment.

MOTION: To approve the representative seat assignments as determined by Mayor Bozzo per California Government Code Section 40605.

RESULTS:	PASS: 7-0
MOVER:	Tom Cline, Council Member
SECONDER:	Carol Marques, Council Member
AYES:	BRACCO, FUGAZZI, MARQUES, HILTON, RAMIREZ, CLINE, BOZZO
NOES:	
ABSENT:	
ABSTAIN:	

10.3. Commemorative Flag Application Review for Calendar Year 2025

Mayor Bozzo opened Public Comment.

Carlos Pineda spoke in favor of approving the flag application.

Robert Aguirre spoke in favor of approving the flag application.

Roxanne spoke in favor of approving the flag application.

Ron Kirkish spoke against the flag application.

Domingo Armendariz spoke in favor of approving the flag application.

Caroline Perez spoke in favor of approving the flag application and being an inclusive community.

Terry Hernandez spoke in favor of approving the flag application.

There being no further speakers, Mayor Bozzo closed Public Comment.

MOTION: To approve the Commemorative Flag Flying Application of the Progressive Pride Flag.

RESULTS:	PASS: 4-3
MOVER:	Zach Hilton, Council Member
SECONDER:	Greg Bozzo, Mayor
AYES:	FUGAZZI, HILTON, RAMIREZ, BOZZO
NOES:	BRACCO, MARQUES, CLINE
ABSENT:	
ABSTAIN:	

11. FUTURE COUNCIL INITIATED AGENDA ITEMS

12. CITY ADMINISTRATOR'S REPORTS

Jimmy Forbis, City Administrator congratulated the Parks and Recreation Commission for hosting the annual Santa breakfast on Saturday, it was a huge success. The City is conducting a survey for the Community Block Grant Program and he encourage everyone to take the time to complete the survey. He thanked the Downtown Business Association for all their hard work with the parade.

13. CITY ATTORNEY'S REPORTS

14. CLOSED SESSION

15. ADJOURN

The meeting was adjourned at 8:42 P.M.



City of Gilroy

STAFF REPORT

Agenda Item Title: **Adopt a Resolution to Approve the Second Amendment to the Agreement for Maintenance of State Highways in the City of Gilroy and Authorize the City Administrator to Execute the Amendment**

Meeting Date: January 6, 2025
 From: Jimmy Forbis, City Administrator
 Department: Public Works
 Submitted By: Daniel Padilla, City Engineer
 Prepared By: Julie Oates, Engineer II

STRATEGIC PLAN GOALS

Maintain and Improve City Infrastructure

RECOMMENDATION

- a) Adopt a resolution to approve the second amendment to the Agreement for Maintenance of State Highways in the City of Gilroy.
- b) Authorize the City Administrator to execute the second amendment and associated documents for the Agreement for Maintenance of State Highways in the City of Gilroy.

BACKGROUND

The City of Gilroy and the State of California Department of Transportation (Caltrans) entered into an "Agreement for the Maintenance of State Highways in the City of Gilroy" (Agreement) in 1990 which delegated certain maintenance functions along State Route 152 (SR 152) to the City of Gilroy. Per the Agreement, the City of Gilroy is responsible for maintaining and repairing curbs and sidewalks, weed control, pruning and irrigation, cleaning and removing litter and debris from the roadway and shoulder, and the maintenance of traffic signals and intersection safety lighting along the following segments of SR 152:

Adopt a Resolution to Approve the Second Amendment to the Agreement for Maintenance of State Highways in the City of Gilroy and Authorize the City Administrator to Execute the Amendment ^{7,2}

- First St (Hecker Pass Highway) from the western city limits to Monterey St
- Monterey St from First St to Leavesley Rd
- Leavesley Rd from Monterey St to US 101

The total length of these segments is approximately 3.83 miles.

The Agreement was executed on February 2, 1990. The first amendment, which modified Section E of the Agreement (Legal Relations and Responsibilities), was executed on August 6, 1990. The next amendment, also referred to as Amendment No. 1, modified Section H (Delegation of Maintenance) and Exhibit A of the Agreement and was executed on August 22, 2012.

ANALYSIS

Amendment No. 2 will modify Section H (Delegation of Maintenance) and Exhibit A to add the maintenance of already-constructed pedestrian hybrid beacons (PHBs) and rectangular rapid flashing beacons (RRFBs) at the following locations:

- First St at Carmel St (RRFB)
- First St at Sargent St (RRFB)
- First St at Rosanna St (RRFB)
- First St at Egleberry St (RRFB)
- Monterey St at Howson Street (PHB)

Amendment No. 2 will also modify Section H and Exhibit A to add two new (future) traffic signals at the following intersections:

- First St at Kern Ave
- First St at Kelton Dr

These future traffic signals are currently in design. The traffic signal for First St (SR 152) at Kern Ave is part of the City's adopted 5-year CIP and is expected to be constructed in the fall of 2025. The traffic signal for First St (152) at Kelton Dr will be funded by a development project and is expected to be constructed in the summer of 2026.

The Agreement and subsequent amendments were provided by Caltrans and are similar to other agreements and amendments between Caltrans and many other public agencies across the state. As such, the adoption of this resolution and amendment are formalities that require concurrence from the City. Staff recommends the City Council adopt the resolution to approve the second amendment to the Agreement and authorize the City Administrator to execute the amendment and associated documents for the Maintenance of State Highways in the City of Gilroy.

FISCAL IMPACT/FUNDING SOURCE

Adopt a Resolution to Approve the Second Amendment to the Agreement for Maintenance of State Highways in the City of Gilroy and Authorize the City Administrator to Execute the Amendment ^{7,2}

Per the Agreement, the State will reimburse the City for the actual cost of routine maintenance work performed by the City and delegated under Section H and Exhibit A of the Agreement.

Under the current Agreement, the State's share is approximately \$7,000 per year and the City's share is approximately \$5,000 per year. Under Amendment No. 2, the State's share will increase to approximately \$10,000 per year and the City's share will increase to approximately \$7,000 per year.

The approximate \$2,000 annual increase in the City's share will have a minimal fiscal impact. The maintenance work will continue to be performed under the City's existing streetlight and traffic signal maintenance contract, which is funded by Gas Tax Fund (205) and does not impact the General Fund (100).

Attachments:

1. Resolution - Caltrans Maintenance Agreement Amendment No. 2
2. Amendment No. 2 to the Agreement for Maintenance of State Highways in the City of Gilroy.
3. 1990 Agreement for Maintenance of State Highways in the City of Gilroy and subsequent amendments.

RESOLUTION 2025-XX**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GILROY APPROVING THE SECOND AMENDMENT TO THE AGREEMENT FOR MAINTENANCE OF STATE HIGHWAYS IN THE CITY OF GILROY AND AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE THE AMENDMENT**

WHEREAS, an “Agreement for Maintenance of State Highways in the City of Gilroy”, hereinafter referred to as “AGREEMENT”, as provided for in Section 130 of the Streets and Highways Code, was executed by STATE on February 2, 1990; and

WHEREAS, PARTIES executed the First Amendment to AGREEMENT on August 22, 2012, to modify Section H of AGREEMENT and EXHIBIT A of AGREEMENT; and

WHEREAS, AGREEMENT by its terms provides that it may be amended or terminated at any time upon mutual consent of PARTIES; and

WHEREAS, CITY requested STATE to delegate maintenance and operation responsibilities for traffic signals, pedestrian hybrid beacons (PHBs), and rectangular rapid flashing beacons (RRFBs) on State Highway Route 152 (SR 152) between State Highway Route 101 and the westerly city limits in Santa Clara County; and

WHEREAS, the Parties hereto now desire that AGREEMENT be amended.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Gilroy as follows:

1. That the City Council hereby approves the Second Amendment to the Agreement for Maintenance of State Highways in the City of Gilroy.
2. That the City Administrator or his designee is hereby authorized and directed to sign all necessary documents on behalf of the City of Gilroy, and the City Clerk is hereby authorized and directed to attest the signature of the City Administrator on the Second Amendment to AGREEMENT to modify Section H of AGREEMENT and EXHIBIT A of AGREEMENT.
3. That a true copy of said Second Amendment to AGREEMENT is attached hereto and incorporated herein by reference.

PASSED AND ADOPTED by the City Council of the City of Gilroy at a regular meeting duly held on the 6th day of January 2025 by the following roll call vote:

AYES: **COUNCIL MEMBERS:**
NOES: **COUNCIL MEMBERS:**
ABSTAIN: **COUNCIL MEMBERS:**
ABSENT: **COUNCIL MEMBERS:**

APPROVED:

Greg Bozzo, Mayor

ATTEST:

Beth Minor, Interim City Clerk

**AMENDMENT NUMBER 2
AGREEMENT FOR MAINTENANCE OF STATE HIGHWAYS
IN THE CITY OF GILROY**

This Amendment No. 2 to the Agreement for Maintenance of State Highways in the City of Gilroy is made and entered into by and between The State of California, acting by and through the Department of Transportation, hereinafter referred to as “STATE”, and City of Gilroy, hereinafter referred to as “CITY” and collectively referred to as “PARTIES”.

WITNESSETH:

WHEREAS, an “Agreement for Maintenance of State Highways in the City of Gilroy”, hereinafter referred to as “AGREEMENT”, as provided for in Section 130 of the Street and Highways Code, was executed by STATE on February 2, 1990; and

WHEREAS, PARTIES executed the First Amendment to AGREEMENT on August 22, 2012, to modify Section H of AGREEMENT and EXHIBIT A of AGREEMENT; and

WHEREAS, AGREEMENT by its terms provides that it may be amended or terminated at any time upon mutual consent of PARTIES; and

WHEREAS, CITY requested STATE to delegate maintenance and operation responsibilities for traffic signal, pedestrian hybrid beacon (PHB) and rectangular rapid flashing beacons (RRFBs) on State Highway Route 152 (SR 152) between State Highway Route 101 and the westerly city limits in Santa Clara County; and

WHEREAS, the Parties hereto now desire that AGREEMENT be amended.

NOW, THEREFORE, the Parties agree to amend AGREEMENT as follows:

1. The attached Page 6; labeled “Amendment No. 2 - Effective September 3, 2024”, shall be substituted for the like-numbered page of the existing labeled Amendment No. 1 – Effective September 1, 2012 (amended from original agreement, dated July 1, 1989).
2. EXHIBIT A of AGREEMENT is hereby modified to read as shown on the attached “Amendment No. 2 – Effective September 3, 2024”, shall be substituted for EXHIBIT A (as modified by Amendment No. 1, effective dated September 1, 2012) shall be cancel and supersede, becoming part of AGREEMENT for all purposes.
3. All terms and conditions of AGREEMENT not specifically modified by this Amendment No. 2 shall remain in full force and effect.

STATE costs and expenses assumed under the terms of this Agreement Amendment are conditioned upon the passage of the annual State of California Budget by the Legislature, the allocation of funding by the California Transportation Commission as appropriate, and the

encumbrance of funding to the District Office of STATE.

TERMINATION - This Agreement Amendment may be terminated by timely mutual written consent by PARTIES, and CITY's failure to comply with the provisions of this Agreement may be grounds for a Notice of Termination by STATE.

TERM OF AGREEMENT AMENDMENT - This Amendment shall become effective on the date as shown below and shall remain in full force and effect until amended or terminated at any time upon mutual consent of PARTIES or until terminated by STATE for cause.

PARTIES are empowered by Streets and Highways Code section 114 and 130 to enter into this Agreement and have delegated to the undersigned the authority to execute this Agreement on behalf of the respective agencies and covenants to have followed all the necessary legal requirements to validly execute this Agreement.

IN WITNESS WHEREOF, PARTIES hereto have set their hands and seals the day and year first above written.

THE CITY OF GILROY

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION

By: _____

CITY Administrator

By: _____

Leah Budu
Deputy District Director
Maintenance District

ATTEST:

By: _____

CITY Clerk

APPROVED AS TO FORM:

By: _____

CITY Attorney

H. DELEGATION OF MAINTENANCE

The specific maintenance function indicated below (and on "EXHIBIT A") is hereby delegated to the CITY. This delegation of maintenance function set forth herein does not include the control and maintenance areas and functions which rest with the CITY under the terms of executed Freeway Agreements and/or Freeway Maintenance Agreements.

<u>Route No.</u>	<u>Length Miles</u>	<u>Description of Routing</u>	<u>Program Delegated</u>	<u>Maximum Annual Authorized Expenditure</u>
101	2.49	Freeway from south city limits at the South Gilroy Overhead to north city limits at Buena Vista Avenue, a length of 2.49 miles.	None	\$ 0.00
152(a)	3.83	First Street (Hecker Pass Highway) from west city limits at Burchell Road to Monterey Street, a length of 2.98 miles for this portion; also, Monterey Street from First Street to Leavesley Road, a length of 0.35 mile for this portion; Leavesley Road from Monterey Street to Junction Route 101 freeway, a length of 0.50 mile for this portion; a total length of 3.83 miles. (See Footnotes 1,2,3,4)	HM2C HM2D HM2E HM4K	\$ 0.00 18,000.00 0.00 35,000.00
152(b)	0.20	Pacheco Pass Highway from south junction with Route 101 at Tenth Street to east city limits, 1,050 feet west of Llagas Creek, a length of 0.20 miles.	None	\$ 0.00
Total Authorized Expenditure:				\$53,000.00

Footnotes:

1. Length of street to be cleaned- 8.95 curb miles.
2. CITY, at CITY expense, will maintain curbs and sidewalks.
3. CITY will maintain traffic signals, pedestrian hybrid beacons (PHBs), rectangular rapid flashing beacons (RRFBs) and safety lighting as indicated in EXHIBIT A.
4. Maintenance of landscaped areas or other ornamental plantings in the median area will be performed by the CITY at no expense to STATE.

EXHIBIT A

MAINTENANCE AND OPERATION OF TRAFFIC SIGNALS AND INTERSECTION
LIGHTING BY THE CITY OF GILROY FOR CALTRANS

IN ACCORDANCE WITH MAINTENANCE AGREEMENT EFFECTIVE JULY 1, 1989

STATE ROUTE	POST MILE	INTERSECTION	ELECTRICAL EQUIPMENT	%STATE SHARE
152	7.93	Hecker Pass Highway and Santa Teresa Blvd.	Traffic Signals and Safety lighting	50.00
152	8.08	Kelton Drive	Safety lighting	66.67
152	8.25	First St. and Westwood Drive	Traffic Signals and Safety lighting	50.00
152	8.35	First St. and Kern Ave.	Traffic Signals and Safety lighting	66.67
152	8.62	Wren Ave.	Traffic Signals and Safety lighting	50.00
152	8.90	Miller-Wayland Lane	Traffic Signals and Safety lighting	50.00
152	8.93	Princevalle	Safety lighting	66.67
152	8.99	Carmel St.	RRFBs and Safety lighting	66.67
152	9.06	Sargent St.	RRFBs and Safety lighting	66.67
152	9.15	Hanna St.	Safety lighting	50.00
152	9.23	Rosanna St.	RRFBs and Safety lighting	66.67
152	9.30	First St. and Church St.	Traffic Signals and Safety lighting	50.00
152	9.36	Eagleberry St.	RRFBs and Safety lighting	66.67
152	9.43	First Street and Monterey St.	Traffic Signals and Safety lighting	66.67
152	M9.64	Monterey St. and Howson St.	PHBs and Safety lighting	66.67
152	M9.77	Leavesley Road and Welburn Ave. and Monterey Road	Traffic Signals and Safety lighting	50.00
152	M9.96	Leavesley Road and Forest St.	Traffic Signals and Safety lighting	50.00
152	M10.11	Leavesley Road and Murray Ave.	Traffic Signals and Safety lighting	50.00
152	M10.22	Leavesley Road and U.S. 101 SB on/offramp	Traffic Signals and Safety lighting	100.00
152 (101)	R10.04 (R7.54)	Leavesley Road at U.S. 101 NB off ramp and San Ysidro Ave.	Traffic Signals and Safety lighting	50.00

AGREEMENT FOR MAINTENANCE OF STATE HIGHWAYS IN THE CITY
OF
GILROY

This AGREEMENT, made and executed in duplicate this 19th day of June, 1989, by and between the State of California, acting by and through the Department of Transportation, hereinafter referred to as "STATE" and the City of Gilroy hereinafter referred to as "CITY".

W I T N E S S E T H:

A. RECITALS:

The parties desire to provide for the CITY to perform particular maintenance functions on the State highway(s) within the CITY as provided in Section 130 of the Streets and Highways Code.

B. AGREEMENT:

This Agreement shall supersede any previous AGREEMENT FOR MAINTENANCE OF STATE HIGHWAYS IN THE CITY OF GILROY and or Amendments thereto with the CITY.

In consideration of mutual covenants and promises herein contained, it is agreed:

The CITY will perform such maintenance work as is specifically delegated to it, on State highway routes or portions thereof, all as hereinafter described under Section H hereof or as said section may be subsequently modified with the consent of the parties hereto acting by and through their authorized representatives.

C. MAINTENANCE DEFINED:

Maintenance is defined in Section 27 of the Streets and Highways Code as follows:

Sec. 27. "(a) The preservation and keeping of rights-of-way, and each type of roadway, structure, safety convenience or device, planting, illumination equipment and other facility, in the safe and usable condition to which it has been improved or constructed, but does not include reconstruction or other improvement.

- (b) Operation of special safety conveniences and devices, and illuminating equipment.
- (c) The special or emergency maintenance or repair necessitated by accidents or by storms or other weather conditions, slides, settlements, or other unusual or unexpected damage to a roadway, structure or facility."

D. DEGREE OF MAINTENANCE:

The degree or extent of maintenance work to be performed and the standards therefor shall be in accordance with the provisions of Section 27 of the Streets and Highways Code as set forth in the current edition of the State Maintenance Manual (a copy of which has been provided to the CITY), or as may be prescribed from time to time by the District Director. "District Director", as used herein, means the District Director of the Department of Transportation assigned to the territory in which the CITY is located, or his authorized representative.

The STATE reserves the option to check at random all areas of State highways maintained by the CITY to assure conformance to maintenance levels. Failure of the CITY to comply with the maintenance levels would be reason to terminate this Agreement as specified under Section J "Term of Agreement". However, this random check does not preempt the CITY's maintenance responsibilities as spelled out in the Agreement.

An Encroachment Permit will be required for third parties when maintenance work is redelegated. Such redelegated work shall be performed to the same levels of service as spelled out herein and will be subject to the same random checks as provided for work performed directly by CITY forces.

The level of service of maintenance in each of the programs delegated to the CITY has been considered in setting authorized total and route dollar amounts. The CITY may perform additional work if desired but the STATE will not reimburse the CITY for any work in excess of authorized dollars. The District Director may authorize adjustments needed because of inflation or changes in program emphasis.

E. LEGAL RELATIONS AND RESPONSIBILITIES:

Nothing in the provisions of this Agreement is intended to create duties or obligations to or rights in third parties not parties to this contract or affect the legal liability of either party to the contract by imposing any standard of care respecting the maintenance of State highways different from the standard of care imposed by law.

It is understood and agreed that neither the STATE nor any officer or employee thereof is responsible for any damage or liability occurring by reason of anything done or omitted to be done by the CITY under or in connection with any work, authority or jurisdiction delegated to the CITY under this Agreement for Maintenance. It is also understood and agreed that, pursuant to Government Code Section 895.4, the CITY shall fully indemnify and hold the STATE harmless from any damage or liability occurring by reason of anything done or omitted to be done by the CITY under or in connection with any work, authority or jurisdiction delegated to the CITY under this Agreement.

It is understood and agreed that neither CITY, nor any officer or employee thereof, is responsible for any damage or liability occurring by reason of anything done or omitted to be done by the STATE under or in connection with any work, authority or jurisdiction not delegated to the CITY under this Agreement. It is also understood and agreed that, pursuant to Government Code Section 895.4, STATE shall fully indemnify and hold CITY harmless from any damage or liability occurring by reason of anything done or omitted to be done by the STATE under or in connection with any work, authority or jurisdiction not delegated to CITY under this Agreement.

F. MAINTENANCE FUNCTIONS:

The CITY shall perform only those maintenance functions delegated, as identified, in Section H (DELEGATION OF MAINTENANCE) of this Agreement.

A brief description of those maintenance functions delegated to the CITY are included in this section. The functions are identified by the Caltrans HM Families (Program) Codes.

HM2C SLOPES/DRAINAGE/VEGETATION

This provides for cleaning, maintaining, and repairing culverts, ditches, drains, structures, fences, curbs, sidewalks and other appurtenances between the roadbed and the outer highway right-of-way boundary line. It also includes weed and brush control by chemical, biological or mechanical methods, trimming and removal of trees and pest control. The following problems are included:

1. Unpaved shoulder management
2. Nonlandscaped weed control
3. Nonlandscaped tree/brush/vegetation
4. Fence repair
5. Drainage obstruction - ditch/channel
6. Drainage obstruction - drains/culverts
7. Drainage obstruction
8. Worn/damaged drainage facility
9. Miscellaneous

HM2D LITTER/DEBRIS

This provides for removal of litter and debris from roadway surfaces and roadsides. The following problems are included:

1. Debris/carcass pickup
2. Sweeping
3. Litter pickup
4. Spills
5. Miscellaneous

HM2E LANDSCAPING

This provides for watering, fertilizing, removal of shrubs, and control of weeds in planted areas. Includes trimming, removal, and spraying of trees, replacement of plants, shrubs, and trees, and pest control in planted areas. The following problems are included:

1. Weed control
2. Pruning/thinning/removing/replacing
3. Irrigation

HM4K ELECTRICAL - SAFETY LIGHTING

The STATE will not pay for the maintenance, installation, repair, servicing, nor power for ordinary street lighting; however, lighting at intersections, which qualify as safety lighting under warrants approved/accepted by the STATE, will be paid for when approved and specifically authorized by the District Director. Where such lighting has been specifically authorized, the maintenance operating costs thereof shall be shared between the STATE and the CITY on a pro rata basis in the same ratio as the number of legs in the intersection under each jurisdiction bears to the total number of legs.

G. EXPENDITURE AUTHORIZATION:

The STATE will reimburse the CITY for actual cost of all routine maintenance work performed by the CITY as delegated under Section H of this Agreement, but it is agreed that during any fiscal year, the maximum expenditure on any route shall not exceed the amount as shown on Section H of this Agreement, unless such expenditure is revised by an amended Agreement or otherwise adjusted or modified as hereinafter provided for.

A new "DELEGATION OF MAINTENANCE" (Section H) will be provided annually by the STATE for the ensuing fiscal year, if necessary, to insure equitable annual cost.

The expenditure per route for routine maintenance work as referred to above may be increased or decreased, redistributed between routes, or additional expenditures for specific projects costing \$5,000 or less may be made when such adjustment of expenditures for routine maintenance or such specific work is authorized in writing by the District Director or his authorized representative. Expenditures for specific projects costing in excess of \$5,000 may be made when such specific work is authorized in writing by the District Director with prior approval from the Chief, Division of Highway Maintenance at Headquarters.

Additional expenditures or adjustment of expenditures thus authorized shall apply during the fiscal year designated therein and shall not be deemed to permanently modify or change the basic maximum expenditure per route as hereinafter specified. An adjustment of the said maximum expenditure, either increase or decrease, shall not affect other terms of the Agreement.

H. DELEGATION OF MAINTENANCE:

The specific maintenance function indicated below (and on "EXHIBIT A") is hereby delegated to the CITY. This delegation of maintenance function set forth herein does not include areas and functions of which the control and maintenance rest with the local authority under the terms of Freeway Agreements and/or Freeway Maintenance Agreements.

ROUTE NO.	LENGTH MILES	DESCRIPTION OF ROUTING	PROGRAM DELEGATED	MAXIMUM ANNUAL AUTHORIZED EXPENDITURE
101	2.49	Freeway from south city limits at the South Gilroy Overhead to north city limits at Buena Vista Avenue, a length of 2.49 miles.	None	\$ 0.00
152(a)	3.83	First Street (Hecker Pass Highway) from west city limits at Burchell Road to Monterey Street, a length of 2.98 miles for this portion; also, Monterey Street from First Street to Leavesley Road, a length of 0.35 mile for this portion; also, Leavesley Road from Monterey Street to junction Route 101 Freeway, a length of 0.50 mile for this portion; a total length of 3.83 miles. (Footnotes 1, 2, 3)	HM2C HM2D HM2E HM4K	\$ 0.00 9,000.00 0.00 1,025.00
Total Authorized Route 152 (a)				<u>\$10,025.00</u>
152(b)	0.20	Pacheco Pass Highway from south junction with Route 101 at Tenth Street to east city limits 1,050 feet west of Llagas Creek, a length of 0.20 mile.	None	\$ 0.00
Total Authorization Expenditure				<u>\$10,025.00</u>

Footnotes:

1. Length of street to be cleaned: 8.95 curb miles.
2. CITY will maintain curbs and sidewalks only and be responsible for any costs therein.
3. CITY will maintain median landscaping at no cost to STATE.

I. SUBMISSION OF BILLS:

The CITY will submit bills in a consistent periodic sequence (monthly, quarterly, semiannually, or annually). Bills for less than \$500 shall not be submitted more than once each quarter. Bills must be submitted promptly following close of corresponding billing period and should be coded according to the Caltrans HM Families Code as outlined in this Agreement. Bills submitted for periods prior to the last fiscal year will be deemed waived and not be honored.

Equipment shall be charged at mutually acceptable rental rates and labor and material at actual cost. The CITY will be allowed to recover overhead and administrative costs only to the extent that such charges include applicable expenses incurred by the CITY in the execution of the work. Said factors and method shall be subject to approval by the STATE.

Maintenance services provided by contract or on a unit-rate basis with overhead costs included shall not have these above-mentioned charges added again. An actual handling charge for processing this type of bill will be allowed the CITY.

Emergency and storm repairs performed by the CITY will be paid for only with prior approval of the STATE's Highway Maintenance Superintendent of that specific area. In addition, the CITY should notify the STATE's Highway Maintenance Superintendent for the area of any storm damage or other emergency condition affecting the STATE highway. Repair of equipment damaged in vehicular accidents shall be considered routine maintenance. The CITY shall maintain, on a generally accepted accounting basis, complete and accurate records that support all billings. These records shall be made available to STATE representatives for review during normal business hours for a period of three (3) years after payment of such billings.

J. TERM OF AGREEMENT:

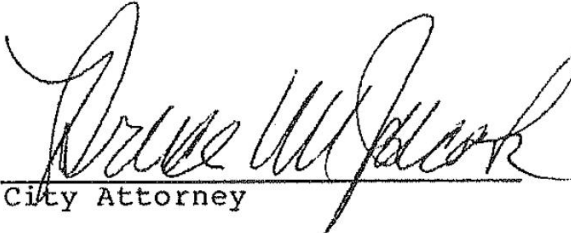
This Agreement shall become effective July 1, 1989 and shall remain in full force and effect until amended or terminated.

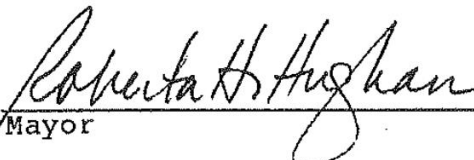
This Agreement may be amended or terminated at any time upon mutual consent of the parties thereto. This Agreement may also be terminated by either party upon thirty (30) days written notice to the other party.

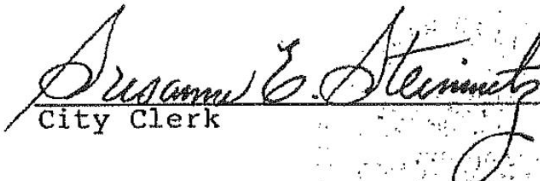
IN WITNESS WHEREOF, the parties hereto have set their hands and seals the day and year first above written.

CITY OF GILROY

Approved as to form:


City Attorney

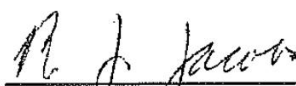
By 
Mayor


City Clerk

By _____

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION

ROBERT K. BEST
Director of Transportation

By 
ROBERT J. JACOBS
Deputy District Director

DATE 2/2/90

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION

EXHIBIT A

JUNE 9, 1989

MAINTENANCE AND OPERATION OF TRAFFIC SIGNALS AND INTERSECTION

LIGHTING BY THE CITY OF GILROY FOR CALTRANS

IN ACCORDANCE WITH MAINTENANCE AGREEMENT EFFECTIVE JULY 1, 1989

RTE	PM	INTERSECTION	RATE	EQUIPMENT	INT OR POLE NO	UNITS	% STATE	EQUIV UNIT
152	8.08	KELTON DR.	1A	70W HP-SODIUM		1.00	66.6667	0.6667
152	8.18	WESTWOOD DRIVE	TC	SIGNALS-TA	STATE MAINT		50.0000	
152	8.35	KERN AVE.	1A	70W HP-SODIUM	1366	1.00	66.6667	0.6667
152	8.62	WREN AVE.	1A	70W HP-SODIUM	1143	1.00	50.0000	0.5000
			TC	SIGNALS-TA	STATE MAINT		50.0000	
152	8.90	MILLER-WAYLAND LANE	1A	70W HP-SODIUM	99	1.00	50.0000	0.5000
			TC	SIGNALS-TA	STATE MAINT.		50.0000	
152	8.93	PRINCEVALLE	1A	70W HP-SODIUM	125	1.00	66.6667	0.6667
152	8.99	CARMEL ST.	1A	70W HP-SODIUM	126	1.00	66.6667	0.6667
152	9.15	HANNA ST.	1A	70W HP-SODIUM	123	1.00	50.0000	0.5000
152	9.23	ROSANNA ST.	1A	70W HP-SODIUM	122	1.00	66.6667	0.6667
152	9.30	CHURCH STREET	TC	SIGNALS-TA	STATE MAINT		50.0000	
152	9.36	EIGLEBERRY ST.	1A	70W HP-SODIUM	133	1.00	66.6667	0.6667
152	9.43	FIRST/MONTEREY ST.	2A	250W HP-SODIUM	11	2.00	66.6667	1.3333

PAGE 1

RTE	PM	INTERSECTION	RATE	EQUIPMENT	INT OR POLE NO	UNITS	% STATE	EQUIV UNIT
			TC	SIGNALS-TA	STATE MAINT.		66.6667	
152	9.58	HOWSON ST.	2A	250W HP-SODIUM		2.00	66.6667	1.3333
152	9.67	CASEY ST.	2A	250W HP-SODIUM		2.00	66.6667	1.3333
152	9.77	WELBURN AVE- LEAVESLY ROAD	2A	250W HP-SODIUM		4.00	50.0000	2.0000
			TC	SIGNALS-TA	STATE MAINT.		50.0000	
					0			

PAGE 2

SUMMARY
CITY OF GILROY

EQUIPMENT

EQUIV UNITS

EQUIPMENT

EQUIV UNITS

250W HP-SODIUM

6.0000

70W HP-SODIUM

5.5000

IF YOU HAVE ANY QUESTIONS ON THIS EXHIBIT

PLEASE CALL DAVID LEE, (415)557-3266

UNNUMBERED PAGE

RESOLUTION NO. 89 - 32

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GILROY APPROVING AGREEMENT FOR MAINTENANCE OF STATE HIGHWAYS IN THE CITY OF GILROY.

WHEREAS, the State of California, through its Department of Transportation has presented an Agreement for Maintenance of State Highways in the City of Gilroy effective as of July 1, 1989 and to remain in effect until amended or terminated.

WHEREAS, the City Council has heard read said Agreement in full and is familiar with the contents thereof:

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Gilroy that said Agreement for Maintenance of the State and Highways in the City of Gilroy is hereby approved and the Mayor and the City Clerk are directed to sign the same on behalf of said City.

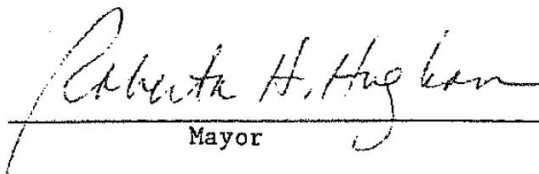
PASSED AND ADOPTED this 19th day of June, 1989, by the following vote:

AYES: COUNCILMEMBERS: GAGE, MUSSALLEM, PALMERLEE, VALDEZ and HUGHAN.

NOES: COUNCILMEMBERS: None

ABSENT: COUNCILMEMBERS: HALE and KLOECKER.

APPROVED:


Mayor

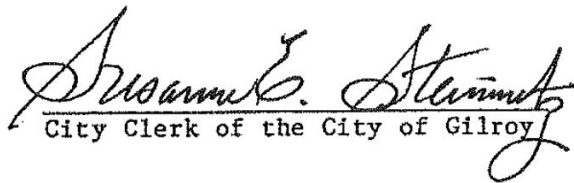
ATTEST:


City Clerk

RESOLUTION NO. 89 - 32

I, SUSANNE E. STEINMETZ, City Clerk of the City of Gilroy, do hereby certify that the attached Resolution No. 89-32 is an original resolution, duly adopted by the Council of the City of Gilroy at a regular meeting of said Council held on the 19th day of June, 1989, at which meeting a quorum was present.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Official Seal of the City of Gilroy this 26th day of January, 19 90.


City Clerk of the City of Gilroy

(Seal)

AMENDMENT NO. 1

CITY OF GILROY

DATE MAY 21, 1990

AMENDMENT TO "AGREEMENT FOR MAINTENANCE OF STATE HIGHWAYS" entered into by and between the City of Gilroy, hereinafter referred to as "CITY", and the Department of Transportation, hereinafter called "STATE".

WITNESSETH:

WHEREAS, an Agreement for Maintenance of State Highways, as provided for in Section 130 of the Streets & Highways Code, was executed by the CITY June 19, 1989 and by the STATE February 2, 1990; and

WHEREAS, said Agreement by its terms provides that it may be amended at any time upon mutual consent of the parties; and

WHEREAS, the parties hereto now desire that said Agreement be amended,

NOW, THEREFORE, it is understood and agreed that said Agreement be and the same is hereby amended in accordance with the attached page dated May 21, 1990 and numbered 3, which attached page shall be substituted for like numbered page in said Agreement, and shall cancel and supersede such like numbered page, becoming a part of said Agreement for all purposes. In all other respects, said Agreement shall remain in full force and effect.

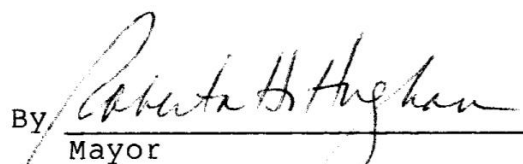
AMENDMENT NO. 1

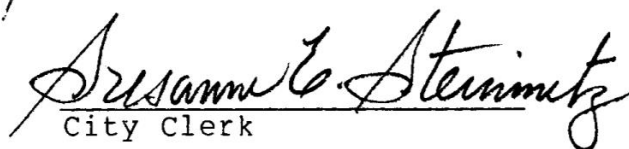
This Amendment shall become effective this twenty first of
May 1990.

CITY OF GILROY

Approved as to form:


City Attorney

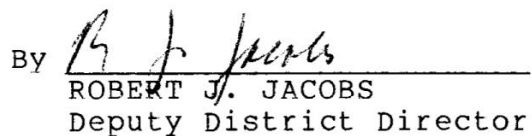
By 
Mayor


City Clerk

By _____

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION

ROBERT K. BEST
Director of Transportation

By 
ROBERT J. JACOBS
Deputy District Director

DATE 8/6/90

MAY 21,1990

E. LEGAL RELATIONS AND RESPONSIBILITIES:

Nothing in the provisions of this Agreement is intended to create duties or obligations to or rights in third parties not parties to this contract or affect the legal liability of either party to the contract by imposing any standard of care respecting the maintenance of State highways different from the standard of care imposed by law.

It is understood and agreed that neither STATE nor any officer or employee thereof is responsible for any damage or liability occurring by reason of anything done or omitted to be done by the CITY under or in connection with any work, authority or jurisdiction delegated to the CITY under this Agreement. It is understood and agreed that, pursuant to Government Code Section 895.4 CITY shall defend, indemnify and save harmless the State of California, all officers and employees from all claims, suits or actions of every name, kind and description brought for or on account of injuries to or death of any person or damage to property resulting from anything done or omitted to be done by the CITY under or in connection with any work, authority or jurisdiction delegated to the CITY under this Agreement.

It is understood and agreed that neither CITY nor any officer or employee thereof, is responsible for any damage or liability occurring by reason of anything done or omitted to be done by the STATE under or in connection with any work, authority or jurisdiction delegated to the STATE under this Agreement. It is understood and agreed that pursuant to Government Code Section 895.4 STATE shall defend, indemnify and save harmless the CITY, all officers and employees from all claims, suits or actions of every name, kind and description brought for or on account of injuries to or death of any person or damage to property resulting from anything done or omitted to be done by STATE under or in connection with any work, authority or jurisdiction delegated to the STATE under this Agreement.

F. MAINTENANCE FUNCTIONS:

The CITY shall perform only those maintenance functions delegated, as identified, in Section H (DELEGATION OF MAINTENANCE) of this Agreement.

A brief description of those maintenance functions delegated to the CITY are included in this section. The functions are identified by the Caltrans HM Families (Program) Codes.

RESOLUTION NO. 90 - 40

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GILROY APPROVING AMENDMENT NUMBER 1 TO AGREEMENT FOR MAINTENANCE OF STATE HIGHWAYS IN THE CITY OF GILROY, DATED JUNE 19, 1989.

WHEREAS, the State of California, through its Business and Transportation Agency, Department of Transportation, has presented Amendment No. 1 to the "Agreement for Maintenance of the State Highways in the City of Gilroy", dated June 19, 1989.

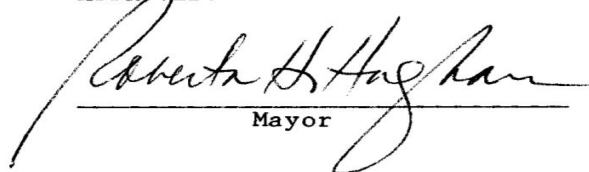
WHEREAS, the City Council has heard read said Amendment No. 1 in full and is familiar with the contents thereof.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Gilroy that said Amendment No. 1 is hereby approved and the Mayor and the City Clerk are directed to sign the same on behalf of the said City.

PASSED AND ADOPTED this 16th day of July, 1990 by the following vote:

AYES: COUNCILMEMBERS: GAGE, HALE, KLOECKER, MUSSALLEM, NELSON, VALDEZ
and HUGHAN.
NOES: COUNCILMEMBERS: None
ABSENT: COUNCILMEMBERS: None

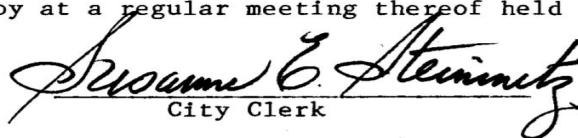
APPROVED:


Mayor

ATTEST:


City Clerk

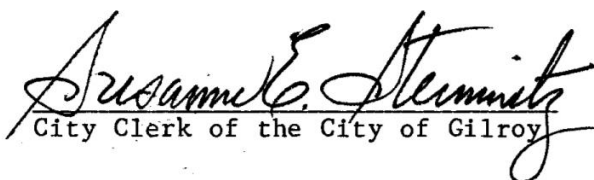
I hereby certify that the foregoing resolution was duly and regularly passed by the City Council of the City of Gilroy at a regular meeting thereof held July 16, 1990.


City Clerk

RESOLUTION NO. 90 - 40

I, SUSANNE E. STEINMETZ, City Clerk of the City of Gilroy, do hereby certify that the attached Resolution No. 90-40 is an original resolution, duly adopted by the Council of the City of Gilroy at a regular meeting of said Council held on the 16th day of July, 1990, at which meeting a quorum was present.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Official Seal of the City of Gilroy this 17th day of July, 19 90.


City Clerk of the City of Gilroy

(Seal)

**AMENDMENT NUMBER 1
AGREEMENT FOR MAINTENANCE OF STATE HIGHWAYS
IN THE CITY OF GILROY**

This Amendment No. 1 to the Agreement for Maintenance of State Highways in the City of Gilroy is made and entered into by and between the State of California, acting by and through its Department of Transportation, hereinafter referred to as "STATE", and the City of Gilroy, hereinafter referred to as "CITY", and collectively referred to as "Parties."

WITNESSETH:

WHEREAS, an Agreement for Maintenance of State Highways in the City of Gilroy, hereinafter referred to as "AGREEMENT", as provided for in Section 130 of the Streets and Highways Code, was executed by CITY and by STATE on February 2, 1990; and

WHEREAS, AGREEMENT by its terms provides that it may be modified or amended at any time upon mutual consent of the Parties; and

WHEREAS, CITY requested STATE to delegate maintenance and operation responsibilities for traffic signals on State Highway Route 152 (SR 152) between State Highway Route 101 and the westerly city limits in Santa Clara County; and

WHEREAS, the Parties hereto now desire that AGREEMENT be amended.

NOW, THEREFORE, the Parties agree to amend AGREEMENT as follows:

1. The attached pages dated September 1, 2012, and labeled as Section H of AGREEMENT and as EXHIBIT A of AGREEMENT, shall be substituted for like Section H and EXHIBIT A of AGREEMENT, and shall cancel and supersede such Section H and EXHIBIT A, becoming a part of AGREEMENT for all purposes.
2. This Amendment No. 1 to AGREEMENT shall become effective on September 1, 2012, and shall remain in full force until amended or terminated as provided for in Section J of AGREEMENT. In all other respects, AGREEMENT shall remain in full force and effect.

CITY OF GILROY



Mayor, Al Pinheiro

Attest



City Clerk, Shawna Freels

STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION

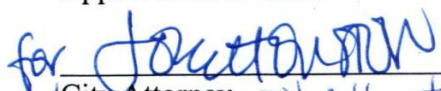
MALCOLM DOUGHERTY
Director

By



NADER ESHGHIPOUR Date
Deputy District Director
Maintenance

Approved as to form:



for Jolie Houston
Assistant City Attorney

H. DELEGATION OF MAINTENANCE

The specific maintenance function indicated below (and on "EXHIBIT A") is hereby delegated to the CITY. This delegation of maintenance function set forth herein does not include the control and maintenance areas and functions which rest with the CITY under the terms of executed Freeway Agreements and/or Freeway Maintenance Agreements.

<u>Route No.</u>	<u>Length Miles</u>	<u>Description of Routing</u>	<u>Program Delegated</u>	<u>Maximum Annual Authorized Expenditure</u>
101	2.49	Freeway from south city limits at the South Gilroy Overhead to north city limits at Buena Vista Avenue, a length of 2.49 miles.	None	\$ 0.00
152(a)	3.83	First Street(Hecker Pass Highway) from west city limits at Burchell Road to Monterey Street, a length of 2.98 miles for this portion; also, Monterey Street from First Street to Leavesley Road, a length of 0.35 mile for this portion; Leavesley Road from Monterey Street to junction Route 101 freeway, a length of 0.50 mile for this portion; a total length of 3.83 miles. (See Footnotes 1,2,3,4)	HM2C HM2D HM2E HM4K	\$ 0.00 18,000.00 0.00 35,000.00
152(b)	0.20	Pacheco Pass Highway from south junction with Route 101 at Tenth Street to east city limits, 1,050 feet west of Llagas Creek, a length of 0.20 miles. Total Authorized Expenditure:	None	\$ 0.00 \$53,000.00

Footnotes:

1. Length of street to be cleaned- 8.95 curb miles.
2. CITY, at CITY expense, will maintain curbs and sidewalks.
3. CITY will maintain traffic signals and safety lighting as indicated in EXHIBIT A.
4. Maintenance of landscaped areas or other ornamental plantings in the median area will be performed by the CITY at no expense to STATE.

EXHIBIT A

MAINTENANCE AND OPERATION OF TRAFFIC SIGNALS AND INTERSECTION
LIGHTING BY THE CITY OF GILROY FOR CALTRANS

IN ACCORDANCE WITH MAINTENANCE AGREEMENT EFFECTIVE JULY 1, 1989

STATE ROUTE	POST MILE	INTERSECTION	ELECTRICAL EQUIPMENT	% STATE SHARE
152	7.93	Hecker Pass Highway and Santa Teresa Blvd.	Traffic Signals and Safety lighting	50.00
152	8.08	Kelton Drive	Safety lighting	66.67
152	8.25	First St. and Westwood Drive	Traffic Signals and Safety lighting	50.00
152	8.35	Kern Ave.	Safety lighting	66.67
152	8.62	Wren Ave.	Traffic Signals and Safety lighting	50.00
152	8.90	Miller-Wayland Lane	Traffic Signals and Safety lighting	50.00
152	8.93	Princevalle	Safety lighting	66.67
152	8.99	Carmel St.	Safety lighting	66.67
152	9.15	Hanna St.	Safety lighting	50.00
152	9.23	Rosanna St.	Safety lighting	66.67
152	9.30	First St. and Church St.	Traffic Signals and Safety lighting	50.00
152	9.36	Eigleberry St.	Safety lighting	66.67
152	9.43	First Street and Monterey St.	Traffic Signals and Safety lighting	66.67
152	M9.64	Howson St.	Safety lighting	66.67
152	M9.77	Leavesley Road and Welburn Ave. and Monterey Road	Traffic Signals and Safety lighting	50.00
152	M9.96	Leavesley Road and Forest St.	Traffic Signals and Safety lighting	50.00
152	M10.11	Leavesley Road and Murray Ave.	Traffic Signals and Safety lighting	50.00
152	M10.22	Leavesley Road and U.S. 101 SB on/off ramp	Traffic Signals and Safety lighting	100.00
152 (101)	R10.04 (R7.54)	Leavesley Road at U.S. 101 NB off ramp and San Ysidro Ave.	Traffic Signals and Safety lighting	50.00



City of Gilroy

STAFF REPORT

Agenda Item Title: Claim of James Hoey (The City Administrator recommends a "yes" vote under the Consent Calendar shall constitute denial of the claim)

Meeting Date: January 6, 2025

From: Jimmy Forbis, City Administrator

Department: Administrative Services

Submitted By: LeeAnn McPhillips, Administrative Services and Human Resources Director / Risk Manager

Prepared By: LeeAnn McPhillips, Administrative Services and Human Resources Director / Risk Manager

STRATEGIC PLAN GOALS

Not Applicable

RECOMMENDATION

Based on the recommendation from Municipal Pooling Authority (MPA) and/or legal counsel, this claim is recommended for rejection.

EXECUTIVE SUMMARY

Based on the recommendation from Municipal Pooling Authority (MPA) and/or legal counsel, the following claim is submitted to the City Council for rejection at the January 6, 2025, meeting:

- Claim of James Hoey

Attachments:

1. Claim of James Hoey

File With:
City Clerk's Office
7351 Rosanna Street
Gilroy, CA 95020-6141

CITY OF GILROY

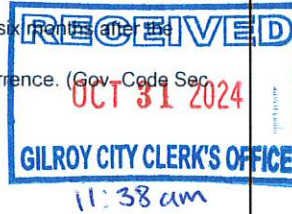
CLAIM FOR DAMAGES To Person Or Property

CLAIM No. _____

7.3

INSTRUCTIONS

1. Claims for death, injury to person or to personal property must be filed not later than six months after the occurrence. (Gov. Code Sec. 911.2)
2. Claims for damages to real property must be filed not later than 1 year after the occurrence. (Gov. Code Sec. 911.2)
3. Read entire claim before filing.
4. See page 2 for diagram upon which to locate place of accident.
5. This claim form must be signed on page 2 at bottom.
6. Attach separate sheets, if necessary, to give full details. SIGN EACH SHEET.



TO: CITY OF GILROY

Date of Birth of Claimant

03/11/1955

Name of Claimant

Occupation of Claimant

SELF EMPLOYED

Home Address of Claimant

2480 HECKER PASS HWY.

City and State

GILROY, CA

Home Telephone Number

408-483-0468

Business Address of Claimant

SAME

City and State

Business Telephone Number

408-483-0468

Give address and telephone number to which you desire notices or communications to be sent regarding this claim:

2480 HECKER PASS HWY, GILROY, CA 95020 408-483-0468

Claimant's e-mail address

JIMHOEY@GILROY.CA.GOV

When did DAMAGE or INJURY occur?

Date 10/12/24

Time 2 AM +/-

Names of any city employees involved in INJURY or DAMAGE:

If claim is for Equitable Indemnity, give date claimant served with the complaint:

Date

Where did DAMAGE or INJURY occur? Describe fully, and locate on diagram on reverse side of this sheet. Where appropriate, give street names and address and measurements from landmarks:

2480 HECKER PASS ROAD, GILROY. THE EASTERNLY GATE POST ON THE ENTRY GATE THAT ACCESSES "THE BARN AT HOEY RANCH" JUST EAST OF THE BARN. AS THE OFFICERS PUSHED THE GATE TO OBTAIN ENTRY, IT DAMAGED THE EAST POST, SO NOW THE GATE DOESN'T CLOSE ALL THE WAY.

Describe in detail the DAMAGE or INJURY occurred:

THE EASTERNLY POST, AS DESCRIBED ABOVE, WAS DAMAGED AT ITS BASE, SO THE GATE WON'T CLOSE COMPLETELY

Why do you claim the city is responsible?

SINCE THE OFFICERS DAMAGED THE GATE POST AS THEY ATTEMPTED TO OPEN THE GATE.

Describe in detail each INJURY or DAMAGE:

SEE ABOVE.

7.3

Estimated prospective damages as far as known:

Future expenses for medical and hospital care.....	\$ _____
Future loss of earnings.....	\$ _____
Other prospective special damages.....	\$ _____
Prospective general damages.....	\$ _____
Total estimate prospective damages ...	\$ _____

Total amount claimed as of date of presentation of this claim: \$ 1,790.00

If injured, state date, time, name and address of doctor of your first visit _____

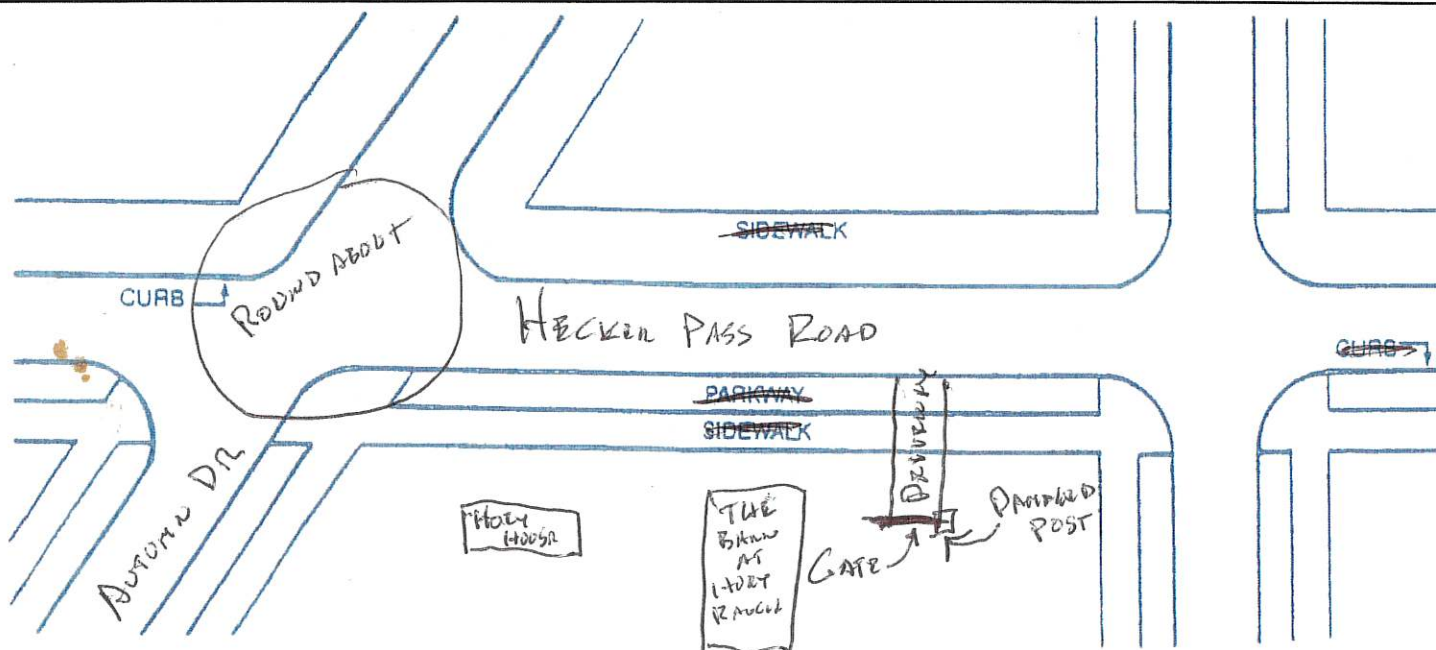
Name _____	Address _____	Phone _____
Name _____	Address _____	Phone _____
Name _____	Address _____	Phone _____

Hospital _____	Address _____	Date Hospitalized _____
Doctor _____	Address _____	Date of Treatment _____
Doctor _____	Address _____	Date of Treatment _____

For all accident claims, place on following diagram names of streets, including North, East, South and West: Indicate place of accident by "X" and by showing house numbers or distances to street corners. If City vehicle was involved, designate by letter "A" location for City vehicle when you first saw it, and by "B" location of yourself or your vehicle when you first saw City vehicle:

Location of City at time of accident by "A-1" and location of yourself or your vehicle at the time of the accident by "B-1" and the point of impact by "X".

NOTE: If diagrams below do not fit the situation, attach hereto a proper diagram signed by claimant.



Date: 10/31/24

NOTE: CLAIMS MUST BE FILED WITH CITY CLERK (Gov. Code Sec. 915a). Presentation of a false claim is a felony (Pen. Code Sec. 72)

C.C.O.I. GATE AND FENCE

www.ccoigate.com

SANTA CRUZ *P.O. BOX 669, AROMAS, CA 95004* **WATSONVILLE**
831-429-9907 *FAX: 831-636-8747,* *CONT LIC# 593818* **831-724-5006**
MONTEREY **HOLLISTER** **SAN JOSE** **SALINAS**
831-649-0755 **831-636-1015** **408-297-0207** **831-422-8899**

Customer: Jim Hoey	Job: Hoey	Date: 10/8/2024
Mailing: 2480 Hecker Pass Rd	Location: 2480 Hecker Pass Rd	
City: Gilroy, CA 95020	City: Gilroy, CA	Bid Expires: 30Days
Contact:		

Email: jimhoey@garlic.com Mobile# 408.483.0468

PROPOSAL AND CONTRACT

CONTRACTORS AGREES TO PROVIDE THE FOLLOWING: Pg1 of Hoey

Total 1 – 6"x6" Pressure Treated Post, (see spec's).

Install new 6"x6" pressure treated post, rehang gate, and automation.

TOTAL (all of the above): \$1,790.00

Itemized: (Electrical) Time & Material. \$150.00 Per Man Hour

Contractor _____ **Owner** _____

Contractor will contact USA Underground Service Alert and have all underground public utilities marked out prior to commencing work. Contractor will endeavor to prevent damage to any underground utilities, customer-owned utilities, and sprinkler pipes but contractor is not responsible for any damage should it occur. Gate measurements listed above are approximate and accurate specifications and elevations will be determined after the ground-breaking phase of the project is complete. Therefore, gate fabrication will not begin prior to the ground-breaking phase.

PROVIDED BY OWNER:

Power utilities to spec's
 Landscape Clearing
 All other gate automation (exist)
 Driveway gate (exist)

Should the owner, at the time, desire alterations, deviations, additions, to or omissions from this contract, specifications, or plans, contractor shall be at liberty to order them and the amount thereof shall be added to or deducted from the contract price but said alterations, deviations, additions, or omissions, shall be furnished to contractor in writing.

PAYMENTS TO BE MADE AS FOLLOWS:

CCOI accepts: checks, money orders, ACH, Visa & MasterCard payments. There is an additional 3% transaction fee on all credit card transactions.

1. Fifty Percent (50%) of contract price to be paid to contractor as a deposit and for material acquisition at the time of contract signing. When CCOI receives the signed contract and check we will then schedule the installation date.
2. Fifty Percent (50%) of contract to be paid to contractor at the time of completion.

Any change orders, alterations, or additions to scope of work will be paid immediately upon acceptance of customer and contractor. If there are any outstanding draw balances on the customer's account, contractor will not schedule additional phases. In the event there is any dispute hereunder CCOI shall be entitled to recover attorney's fees plus cost, including attorney's fees and cost for appeal and collection of any judgment obtained. Attorney fees and costs for wrongful withholding of progress payments claries that prevailing party is entitled to attorney's fees and costs.

NOTICE TO PROPERTY OWNER:

California Preliminary Notice:

If bills not paid in full of the labor, services, equipment, or materials furnished or to be furnished, a mechanics lien leading to the loss, through court foreclosure proceedings, of all or part of your property being so improved may be placed against property even though you have paid your general contractor in full. You may wish to protect yourself against consequence by (1) requiring your contractor to furnish a signed release by the person or firm giving you the notice before making payment to your contractor or (2) any other method or device that is appropriate under the circumstances.

WARRANTY:

Contractor warranties parts and workmanship for 1 year.

It is the strong recommendation of the contractor that following installation this gate system be maintained on a regular basis, in order to insure long life and keep the materials and equipment in proper working order. The written warranties are in no way to imply that contractor or manufacturer accepts any liability for the misuse or outside damage and strongly encourages customers to carry liability insurance on their gate systems.

Customer Acceptance

CCOI Gate & Fence









City of Gilroy

STAFF REPORT

Agenda Item Title: Authorization for Mayor and Council Member Travel to the League of California Cities' Mayors and Council Members Academy

Meeting Date: January 6, 2025

From: Jimmy Forbis, City Administrator

Department: Administration

Submitted By: Jimmy Forbis, City Administrator

Prepared By: Bryce Atkins, Assistant to the City Administrator

STRATEGIC PLAN GOALS

Not Applicable

RECOMMENDATION

Council approve the travel of Mayor Bozzo and Council Members Fugazzi and Ramirez to attend the Mayors and Council Members Academy.

BACKGROUND

The League of California Cities provides a training after each election for new mayors and council members to attend to learn critical knowledge about the roles, responsibilities, authorities and limitations of being a member of a city council. This year there are two training sessions, a northern California session held in Sacramento, and a southern California session held in Garden Grove.

ANALYSIS

This year's Mayors and Council Members Academy sessions run from January 22-24 in Sacramento and January 29-31 in Garden Grove. Staff has secured registration for Council Member Ramirez in the Sacramento session, and Mayor Bozzo and Council Member Fugazzi in Garden Grove, due to the impacted attendance of the Sacramento session. Pursuant to the Travel Policy adopted by the City Council, the travel of any member of the City Council must be approved by the Council.

Estimated costs for Council Member attendance of the academy include the following:

- Event registration- \$675 per person
- Hotel reservation – \$1,200 per person (estimate)
- Travel
 - Garden Grove – Flight – \$462 round trip via Southwest Airlines
 - Sacramento – Mileage Reimbursement – \$205.80 (294 miles at the IRS mileage rate of \$0.70 per mile)
- Per Diem – \$232 per person (per the U.S. General Services Administration rate for Sacramento and Garden Grove)

The total estimated cost per person will range between \$2,312 and \$2,569.

ALTERNATIVES

Council may approve or reject the travel request. Staff recommends approval, as this training will provide information that will be essential in the performance of City Council duties.

FISCAL IMPACT/FUNDING SOURCE

Approximately \$7,500 from the General Fund. The Fiscal Year 2025 budget has funds appropriated for professional development, so no budget action by Council is required.

PUBLIC OUTREACH

This item was included on the publicly posted agenda for this meeting.

NEXT STEPS

If approved, staff will complete any pending reservations and per diem payments for the travel and training.



City of Gilroy

STAFF REPORT

Agenda Item Title: Introduce an Ordinance Approving the First Amendment to the Development Agreement Between the City of Gilroy and Glen Loma Corporation for the Glen Loma Ranch Project to Extend the Term of the Development Agreement by Three Years

Meeting Date: January 6, 2025
 From: Jimmy Forbis, City Administrator
 Department: Community Development
 Submitted By: Sharon Goei, Community Development Director
 Prepared By: Cindy McCormick, Planning Manager

STRATEGIC PLAN GOALS

Not Applicable

RECOMMENDATION

Council:

1. Determine that the First Amendment to the Glen Loma Ranch Development Agreement does not require independent CEQA review, beyond EIR Addendum #2, undertaken in connection with the adoption of the Fourth Operating Memorandum.
2. Motion to read the ordinance by title only and waive further reading; and
3. Introduce an ordinance of the City Council of the City of Gilroy approving the First Amendment to the Development Agreement between the City of Gilroy and Glen Loma Corporation for the Glen Loma Ranch project to extend the term of the Development Agreement by three years.

EXECUTIVE SUMMARY

The Development Agreement for the Glen Loma Ranch development was adopted in 2005 (Ordinance 2005-22) and has a 20-year term expiring on December 21, 2025. Pursuant to Section 2.2 of the Glen Loma Ranch Development Agreement (GLR DA), the term may be extended for three years through an amendment to the GLR DA. The First Amendment to the GLR DA would extend the expiration date of the GLR DA from December 21, 2025 to December 21, 2028.

Introduce an ordinance approving the First Amendment to the Development Agreement between the City of Gilroy and Glen Loma Corporation for the Glen Loma Ranch project to extend the term of the Development Agreement by three years

BACKGROUND

Glen Loma Development: The Glen Loma Ranch Development is an approximately 359-acre property located in the western rolling foothills of Gilroy between Santa Teresa Boulevard and Uvas Creek. On November 7, 2005, the City of Gilroy adopted the Glen Loma Ranch Specific Plan (“Specific Plan”) and certified the Glen Loma Ranch Specific Plan EIR (“Specific Plan EIR”). At that time, the City of Gilroy and the Glen Loma Ranch Corporation (GLR) acknowledged that the development and construction of the Glen Loma Ranch development was a large-scale undertaking, necessitating a development agreement to eliminate uncertainty, secure orderly development, and meet the goals and objectives of the General Plan and the Glen Loma Ranch Specific Plan.

Glen Loma Development Agreement: Development agreements are contracts negotiated between project proponents and public agencies that govern the land uses that may be allowed in a particular project. On November 21, 2005, the City of Gilroy and Glen Loma Ranch entered into a Development Agreement (GLR DA) for the development of the Glen Loma Ranch development (Ordinance 2005-22). The effective date of the GLR DA was December 21, 2005, with a 20-year term, expiring on December 21, 2025, or the date on which the development has been completed including the construction of public improvements. The GLR DA also allows for an extension of three years through an amendment to the GLR DA. In 2017, 2018, and 2022, the City and Glen Loma Corporation entered into three Operating Memoranda pursuant to Paragraph 3.13 of the GLR DA, each of which has become part of the GLR DA. On October 7, 2024, the City Council approved the Fourth Operating Memorandum to the GLR DA (Resolution No. 2024-47), which acknowledged that the extension would be processed and approved prior to or coincidentally with either Tentative Map TM 24-03 or TM 24-02. Both tentative maps are tentatively scheduled for review and recommendation by the Planning Commission on January 16, 2025.

Environmental Assessment: Pursuant to the California Environmental Quality Act (“CEQA”), the City prepared an Environmental Impact Report for the Glen Loma Ranch Specific Plan (“Specific Plan EIR”), which was certified by the City Council on October 17, 2005, and adopted by the City Council on November 7, 2005 (Resolution No. 2005-81). On May 19, 2014, the City Council adopted an addendum to the certified EIR (EIR Addendum #1), modifying Mitigation Measures #4, #23, #31, and deleting Mitigation Measures #32, and #42 (Resolution 2014-19). On October 7, 2024, the City Council adopted a second addendum to the certified EIR (EIR Addendum #2), finding that, under the current planned buildout of 1,467 residential units, Mitigation Measures 36, 37, 39, 41, 43, and 44 are not required and Mitigation Measure 34 has been satisfied through the installed signalization (Resolution No 2024-46). The proposed extension of the Glen Loma Ranch Development Agreement makes no other changes to the Development Agreement or to the Specific Plan EIR, and thus does not require independent CEQA review, beyond EIR Addendum #2. Therefore, the Project is not

Introduce an ordinance approving the First Amendment to the Development Agreement between the City of Gilroy and Glen Loma Corporation for the Glen Loma Ranch project to extend the term of the Development Agreement by three years

subject to CEQA under the common sense exemption where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment [State CEQA Guidelines Section 15061(b)(3)].

Planning Commission Review: On December 5, 2024, the Planning Commission held a noticed public hearing on the proposed Ordinance and recommended that the City Council adopt the Ordinance approving the First Amendment to the Glen Loma Ranch Development Agreement to extend the term of the Development Agreement by three years.

ANALYSIS

Glen Loma Ranch Development Agreement Amendment: The proposed amendment modifies section 2.2 of the GLR DA by replacing the phrase “the date which is twenty (20) years from the Effective Date” with the phrase “the date which is twenty-three (23) years from the Effective Date.” In all other respects, the Development Agreement remains in full force and effect, unmodified by the approved amendment. In case of conflict between the GLR DA and the approved amendment, the terms of the approved amendment shall prevail.

Findings: The proposed amendment is consistent with the objectives, policies, general land uses and programs specified and contained in the City’s General Plan and the Glen Loma Ranch Specific Plan. The City has taken all steps required by State Law and by CEQA in order to approve the proposed amendment.

ALTERNATIVES

The City Council could decide not to introduce the Ordinance; however this is not recommended because the Fourth Operating Memorandum to the GLR DA (approved by City Council Resolution No. 2024-47 on October 7, 2024), acknowledged that the extension would be processed and approved in a timely manner.

FISCAL IMPACT/FUNDING SOURCE

Approval of this extension is consistent with the milestones identified in the Fourth Operating Memorandum to the Glen Loma Ranch Development. The staff time and resources necessary to prepare the documents and publish the public hearing notices were accommodated within existing appropriations and workplan, thus there is no new fiscal impact.

PUBLIC OUTREACH

The public hearing for the proposed amendment was noticed in the Gilroy Dispatch on December 20, 2024.

Introduce an ordinance approving the First Amendment to the Development Agreement between the City of Gilroy and Glen Loma Corporation for the Glen Loma Ranch project to extend the term of the Development Agreement by three years

NEXT STEPS

The ordinance approving the First Amendment to the Glen Loma Ranch Development Agreement is tentatively scheduled to be adopted by the City Council on January 27, 2025.

Attachments:

1. Draft Ordinance Approving First Amendment
2. First Amendment to the Glen Loma Ranch Development Agreement

ORDINANCE NO. 2025-XX**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GILROY APPROVING THE FIRST AMENDMENT TO THE DEVELOPMENT AGREEMENT BETWEEN THE CITY OF GILROY AND GLEN LOMA CORPORATION FOR THE GLEN LOMA RANCH PROJECT TO EXTEND THE TERM OF THE DEVELOPMENT AGREEMENT BY THREE YEARS**

THE CITY COUNCIL OF THE CITY OF GILROY DOES HEREBY ORDAIN AS FOLLOWS:

SECTION I.**RECITALS**

- A. By Ordinance 2005-22 adopted on or about November 21, 2005, the City of Gilroy approved a development agreement (the “Development Agreement”) pursuant to California Government Code sections 65864 through 65869.5 (“State Law”), by and between Glen Loma Corporation and various owners of property (collectively, “GLR”), to govern construction of a multi-phase project consisting of residential and commercial development for the Glen Loma Ranch project encompassing approximately 359 acres as more fully described in the Glen Loma Specific Plan (“Specific Plan”) adopted on November 7, 2005 (the “Project”). The Specific Plan also sets forth the detailed development standards and guidelines and an implementation program for the development of the Project. Ordinance 2005-22 became effective on December 21, 2005, thirty (30) days after adoption, and on the same date, the Development Agreement took effect.
- B. Pursuant to the California Environmental Quality Act (“CEQA”), the City prepared an Environmental Impact Report (“EIR”) for the Project, which included the Specific Plan itself and the Development Agreement, which EIR was certified by the City Council on October 17, 2005, and for which Resolution No. 2005-81 was adopted on November 7, 2005 making the required findings for each significant effect and including a Statement of Overriding Considerations, and a mitigation/monitoring program was adopted in connection with the Project.
- C. In 2014, the City Council adopted an addendum to the certified EIR (“Addendum #1”) modifying and removing certain mitigation measures.
- D. In 2017, 2018, and 2022, the City and GLR entered into three Operating Memoranda pursuant to Paragraph 3.13 of the Development Agreement, each of which has become part of the Development Agreement.
- E. On October 7, 2024, the City Council approved the Fourth Operating Memorandum to the Development Agreement (“Fourth Operating Memorandum”) and also approved an

addendum to the EIR (“Addendum #2”) making further minor modifications and clarifications to the Development Agreement.

- F. One provision of the Fourth Operating Memorandum requires that the City and GLR take all reasonable actions to extend the expiration date of the Term of the Development Agreement by three years, i.e., from December 21, 2025 through and including December 21, 2028. A First Amendment to Development Agreement (“First Amendment”), attached hereto as Exhibit A and incorporated herein by this reference, has been prepared to effectuate that extension of the Term of the Development Agreement. The First Amendment makes no other changes to the Development Agreement, and thus does not require independent CEQA review, beyond that already undertaken in connection with the adoption of the Fourth Operating Memorandum.
- G. A public hearing on the proposed First Amendment was held before the Planning Commission on December 5, 2024, for which public notice was given as provided by law and at which all persons desiring to be heard were given an opportunity to be heard, and following the hearing the Planning Commission recommended approval of the First Amendment.
- H. A public hearing on the proposed First Amendment was held before the City Council on January 6, 2025, for which public notice was given as provided by law, and at which all persons desiring to be heard were given an opportunity to be heard. The City Council has duly considered all testimony received, both oral and written.

SECTION II.

FINDINGS AND DETERMINATIONS

On the basis of the foregoing Recitals and the specific conclusions set forth below, the City Council finds and determines that:

1. The Development Agreement as modified by the First Amendment is consistent with the objectives, policies, general land uses and programs specified and contained in the City’s General Plan and the Specific Plan.
2. The City has taken all steps required by State Law and by CEQA in order to approve the First Amendment.

SECTION III.

APPROVAL

The City Council hereby approves the First Amendment and authorizes the Mayor to execute the First Amendment, a copy of which is attached hereto as Exhibit “A.”

SECTION IV.**EFFECTIVE DATE**

This ordinance shall take effect and be in full force thirty (30) days from and after its adoption, and on that same date the First Amendment shall take effect.

SECTION V.**RECORDATION**

Not later than ten (10) days after the City's execution and acknowledgment of the First Amendment, the City Clerk shall submit the First Amendment to the County Recorder for recordation.

PASSED AND ADOPTED this day of _____, 2025, by the following vote:

AYES: COUNCILMEMBERS:

NOES: COUNCILMEMBERS:

ABSENT: COUNCILMEMBERS:

APPROVED:

Greg Bozzo, Mayor

ATTEST:

Beth Minor, Interim City Clerk

Exhibit A

FIRST AMENDMENT TO DEVELOPMENT AGREEMENT – GLEN LOMA RANCH

This First Amendment (“**First Amendment**”) to the Development Agreement between City of Gilroy (“**City**”), Glen Loma Corporation, and the owners of Glen Loma Ranch (“**Owners**”; Owners together with Glen Loma Corporation are collectively referred to as “**GLR**”), dated November 21, 2005 (the “**Development Agreement**”) for the development of the Glen Loma Ranch Project, an area composed of approximately 359 acres of land (of which approximately 185 acres will be developed) northeast of Santa Teresa Boulevard and southwest of Uvas Creek, is entered into in consideration of the following recitals and mutual promises and conditions.

WHEREAS, the Development Agreement was approved by the City Council with the adoption of Ordinance 2005-22 on November 21, 2005 (the “**Enacting Date**”); and

WHEREAS, pursuant to Section 1.1 of the Development Agreement, the Effective Date of the Development Agreement is 30 days after the Enacting Date, i.e., December 21, 2005, and pursuant to Section 2.2 of the Development Agreement, the Term of the Development Agreement expires on “the first to occur of the following dates: (a) the date which is twenty (20) years from the Effective Date, or (b) the date on which the development of the Project has been completed in accordance with this Agreement, including the construction the Public Improvement...”; and

WHEREAS, Section 2.2. of the Development Agreement provides that an extension of three years to the term of the Development Agreement may be made by amendment to the Development Agreement; and

WHEREAS, the City and GLR agreed in the Fourth Operating Memorandum to the Development Agreement, approved by the City Council on October 7, 2024, that they would take all steps reasonably necessary to extend the Term of the Development Agreement by three (3) years; and

WHEREAS, The Development Agreement and this First Amendment now apply to the remaining undeveloped areas of the Glen Loma Project more particularly described in Exhibit “1” attached hereto and incorporated herein by this reference.

NOW, THEREFORE, in consideration of the foregoing recitals and the mutual covenants and conditions contained herein, the City and GLR agree as follows:

1. In the above-quoted language in section 2.2 of the Development Agreement, the Phrase “the date which is twenty (20) years from the Effective Date” is hereby replaced with the following: “the date which is twenty-three (23) years from the Effective Date.”
2. Capitalized terms in this First Amendment that are not defined herein have the same meaning as in the Development Agreement.

3. This First Amendment may be signed in Counterparts.
4. In all other respects, the Development Agreement remains in full force and effect unmodified by this First Amendment. In case of conflict between the Development Agreement and this First Amendment, the terms of this First Amendment shall prevail.

The parties execute this First Amendment as of _____, 2025.

CITY:

City of Gilroy,
a California municipal corporation

By: _____
Greg Bozzo
Mayor

DEVELOPER:

Glen Loma Corporation,
a California corporation

By: _____
John M. Filice, Jr.
President

Approved as to Form:

By: _____
Andrew L. Faber
City Attorney

OWNERS:

Filice Family Estate,
a California limited partnership
by its General Partner, Cugini Calabria LLC
a California limited liability company

By: _____
John M. Filice, Jr.
Manager

The Christopher Family Partnership,
a California limited partnership

By: _____

Name: _____

Title: _____

Christopher Ranch LLC,
a California limited liability company

By: _____

Name: _____

Title: _____

D Christopher & Sons LLC,
a California limited liability company

By: _____

Name: _____

Title: _____

EXHIBIT "1"**PROPERTY DESCRIPTION**

Real properties in the City of Gilroy, County of Santa Clara, State of California, described as follows:

Parcel P as shown on the map entitled "TRACT 10472 TOWN CENTER", recorded September 24, 2020, in Book 932, of Maps at Pages 55-61, Santa Clara County records.

APN: 808-58-002 and 808-58-003

and

Parcels B and C, as shown on the map entitled "Tract 10520, NEBBIOLO, MALVASIA & THE GLEN", recorded September 30, 2020, in Book 933, of Maps at Pages 13-26, Santa Clara County records.

APN: 808-58-005 (Parcel B) and 808-18-032 (Parcel C)

CALIFORNIA ACKNOWLEDGMENT**CIVIL CODE § 1189**

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of _____ }

On _____ before me, _____,
Date Here Insert Name and Title of the Officer

personally appeared _____
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature _____

*Place Notary Seal and/or Stamp Above**Signature of Notary Public***OPTIONAL**

Completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

☐ Corporate Officer – Title(s): _____☐ Partner – ☐ Limited ☐ General☐ Individual ☐ Attorney in Fact☐ Trustee ☐ Guardian or Conservator☐ Other: _____

Signer is Representing: _____

Signer's Name: _____

☐ Corporate Officer – Title(s): _____☐ Partner – ☐ Limited ☐ General☐ Individual ☐ Attorney in Fact☐ Trustee ☐ Guardian or Conservator☐ Other: _____

Signer is Representing: _____



City of Gilroy

STAFF REPORT

Agenda Item Title: **Appointment of Councilmembers to the Downtown Committee**

Meeting Date: January 6, 2025

From: Jimmy Forbis, City Administrator

Department: Administration

Submitted By: Jimmy Forbis, City Administrator

Prepared By: Bryce Atkins, Assistant to the City Administrator

STRATEGIC PLAN GOALS

Promote Economic Development Activities

RECOMMENDATION

Council appoint three members of the City Council to serve on the Downtown Committee.

BACKGROUND

On May 1, 2023, the City Council adopted Resolution No. 2023-27 (attached), establishing a Downtown Committee. The Downtown Committee is an Advisory Committee of members from the City Council and stakeholders in downtown Gilroy to provide recommendations and input into the completion of the adopted downtown recommendations, and other downtown related activities. Per the adopting resolution, the Committee shall sunset on or before April 30, 2025.

ANALYSIS

The City has three new members of the Council, and the three members not returning were serving on the Downtown Committee. These seats on the Committee need appointments to be made consistent with the adopted resolution forming the Downtown Committee.

ALTERNATIVES

Council may refuse to appoint three members to the Downtown Committee. This is not recommended as the current committee formation resolution identifies five council members to serve. Should Council desire to appoint a different number of council members, an amending resolution changing the nature of the Downtown Committee would be required.

FISCAL IMPACT/FUNDING SOURCE

None. Appointment of three additional members does not create any additional cost for the City.

PUBLIC OUTREACH

This item was included on the publicly posted agenda for this meeting.

ATTACHMENTS

1. Resolution No. 2023-27

RESOLUTION NO. 2023-27**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GILROY
ESTABLISHING A DOWNTOWN COMMITTEE**

WHEREAS, the City Council of the City of Gilroy wishes to create an Advisory Committee of members from the City Council and stakeholders in downtown Gilroy to provide recommendations and input into the completion of the adopted downtown recommendations of the City Council in the first year, and other downtown related activities in the second year; and

WHEREAS, for purposes of this Downtown Committee, downtown Gilroy is defined as the area bordered by First Street to the north, Tenth Street to the south, Egleberry Street to the west, and Railroad Street to the east.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Gilroy does hereby establish the Downtown Committee (Committee), with the duties, powers and structure as follows:

Membership. The total membership of the Committee shall be fifteen (15) members. The Committee shall consist of five Council Members as appointed by the City Council. Each appointed Council Member may appoint two additional members of their choice from the residential community, business owners or property owners from downtown Gilroy. Members shall serve for the term of the Committee as defined below. Members of the Committee are tasked to complete the work of the Committee, with limited staff support as identified in the Powers and Scope section below.

Attendance and Vacancies. Council Members retain control of the seats that they appoint, and when such seats are vacated, the Council Member originally appointing that seat shall reappoint another qualifying candidate as described above to that seat. The Council Vacancy Policy on boards and commissions shall apply to the public members, including removal for excess absences.

Presiding Officers. Council Member Marques shall be the Chair of the Committee and preside over the meetings of the Committee. Council Member Tovar shall be Vice-Chair and perform the duties of Committee Chair in the absence of Chair Marques. The City Administrator will provide administrative support to the Committee.

Term. The Committee shall have a term of twenty-four (24) months, ending on April 30, 2025. At the expiration of the term, the Committee shall automatically be dissolved unless the term is extended by the City Council.

Meetings. The Committee shall initially hold meetings monthly. The meetings shall be held in the Gilroy City Council Chambers at 8:00 AM on the second Tuesday of each month, beginning in May 2023. The meeting schedule may be changed by the Committee to meet less frequently, for example, quarterly. The Committee may hold special meetings on an as-needed basis at the call of the Chair or as otherwise requested by the City Council. A quorum of the Committee shall consist of eight Committee members. The affirmative vote of a simple majority of the members present, which must include the

affirmative vote of at least three Council Members, shall be required for the Committee to take any action.

Powers and Scope. The Committee will have the authority and duty to:

- (a) Act in an advisory capacity to the City Council and City Administrator in matters pertaining to downtown Gilroy, as defined in the recitals above, with an initial focus on the outstanding downtown recommendations that were adopted by the City Council in October 2022. Once the work on those recommendations is prioritized and a workplan is underway by Committee members, other topics and recommendations relating to other downtown Gilroy subject matters may be explored;
- (b) Report back to the Council periodically at frequencies determined by the Committee, but no less than annually. The Committee has no authority to provide direction to City staff but may make recommendations to the full Council for their consideration of providing direction to staff;
- (c) Identify problems and, with Council approval, study such problems, activities, and concerns regarding the downtown, hold forums on such problems, and recommend programs, policies, and procedures to the City Administrator and City Council which the Committee finds necessary or desirable;
- (d) Perform such other duties related to downtown Gilroy as may be directed by the City Council.

Operation of the Committee. The work of the Committee shall be performed by the members of the Committee. The City Council, by this Resolution, hereby dedicates City staff resources limited to performing administrative functions to support the Committee, which is limited to agenda preparation and posting, meeting attendance, and meeting minutes preparation. The Committee shall comply and be governed by the State Ralph M. Brown Act and all other applicable State laws and local ordinances and policies. The Committee has purely advisory functions, and the public members are not considered to be “public officials” for the purposes of the Fair Political Practices Act.

PASSED AND ADOPTED this 1st day of May 2023 by the following vote:

AYES:	COUNCIL MEMBERS:	BRACCO, CLINE, HILTON, MARQUES, TOVAR, BLANKLEY
NOES:	COUNCIL MEMBERS:	NONE
ABSTAIN:	COUNCIL MEMBERS:	NONE
ABSENT:	COUNCIL MEMBERS:	ARMENDARIZ

APPROVED:

Marie Blankley

Marie Blankley (May 3, 2023 17:08 PDT)

Marie Blankley, Mayor

ATTEST:



Thai Nam Pham, City Clerk



CERTIFICATE OF THE CLERK

I, THAI NAM PHAM, City Clerk of the City of Gilroy, do hereby certify that the attached **Resolution No. 2023-27** is an original resolution, or true and correct copy of a city Resolution, duly adopted by the Council of the City of Gilroy at a Regular Meeting of said held on Council held **Monday, May 1, 2023**, at which meeting a quorum was present.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Official Seal of the City of Gilroy this **Monday, May 1, 2023**.

Thai Nam Pham, CMC, CPMC
City Clerk of the City of Gilroy

(Seal)





City of Gilroy

STAFF REPORT

Agenda Item Title: **Cities Association of Santa Clara County Membership Renewal Request**

Meeting Date: January 6, 2025

From: Jimmy Forbis, City Administrator

Department: City Council

Submitted By: Jimmy Forbis, City Administrator

Prepared By: Bryce Atkins, Assistant to the City Administrator

STRATEGIC PLAN GOALS

Not Applicable

RECOMMENDATION

Council consideration of the Cities Association of Santa Clara County's invitation to rejoin.

BACKGROUND

The City of Gilroy withdrew from the Cities Association of Santa Clara County (CASCC) in 2022, after issues with actions taken by the CASCC regarding the nature of employees hired by CASCC, as well as liability exposure to the City as a result, and the general focus on the San Jose region regarding CASCC's activities and positions. On December 20, 2024, the CASCC issued a letter to the City of Gilroy asking the City to rejoin, which is attached to this staff report.

ANALYSIS

The letter identifies that the CASCC has now been restructured as a Joint Powers Authority. The letter identifies that this new structure has resolved many of the issues that were the basis for the decision to leave the CASCC initially. According to the letter, these include, but are not limited to, the following:

- Equality of membership - one city, one vote model.
- Collective participation in projects (Planning Collaborative) keeps costs down for individual members as opposed to undertaking such a project on their own.

- A forum for councilmembers from different cities to learn from each other, as well as from highly-regarded consultants and community partners through various workshops and symposia on timely and important topics.
- Now insured through Special District Risk Management Authority (SDRMA).
- Greater protection from liability for member agencies, since the JPA is a separate legal entity.
- Clarification of its tax status.
- Enhanced ability to apply for regional and statewide grants.
- Long term fiscal strategy that help keeps costs down while maximizing collaboration with external partners.
- Final decisions rest with the Board of Directors. Undertaking new projects or participating in new programs will only be approved through a majority vote of the Board.
- The authority of Executive Board (renamed the Executive Committee) has been modified, and the entire Board of Directors has more oversight and authority.
- The JPA is not authorized to hire employees, acquire property or impose taxes.
- Professional Services are provided by independent contractors.
- The Joint Powers Agency may not become a member of CalPERS.
- The Joint Powers Agency will continue to administer the City Selection Committee, which is mandated by Gov't Code 50270 et seq.

ALTERNATIVES

Council may choose either to re-join the CASC or remain independent.

FISCAL IMPACT/FUNDING SOURCE

To rejoin, the City would be required to issue a payment for Fiscal Year 2024-25 in the amount of \$14,609. Although not specifically included in the budget, there is sufficient appropriations that may be used for this purpose if Council determines to re-join. Future year payments will be included in the budget process, but are not currently known at this time. The attached request has identified that the fees have remained flat over the past three years, so it is anticipated that the amount for the next fiscal year may be slightly above the total, but not expected by staff to deviate significantly based on this assertion by the CASC.

PUBLIC OUTREACH

This item has been included on the publicly posted agenda for this meeting.

NEXT STEPS

Should Council determine to rejoin, the City would need to approve the JPA agreement, and render the payment of the membership dues mentioned above. Should Council approve to re-join, staff will bring the item back on Consent Calendar at the next meeting to approve the agreement, and then work with the CASC to complete the

reentry process.

Attachments:

1. Gilroy Invitation Letter
2. CASC JPA Agreement
3. CASC Bylaws



P.O. Box 3144
Los Altos, CA 94024
www.citiesassociation.org

December 20, 2024

Dear Gilroy City Administrator Forbis,

I hope this letter finds you well!

I would like to invite you to consider re-instating the City of Gilroy's membership in the Cities Association of Santa Clara County (CASCC). As you may know from your previous experience with the CASCC, we are committed to providing a collaborative space for our member agencies to work together on issues of mutual interest. Additionally, I am excited to announce that as of February 1, 2024, the CASCC is now a Joint Powers Agency (JPA), with all the benefits and protections therein for our members.

You may already be familiar with the benefits of membership in the CASCC:

- A unified, collective voice to advocate for its member cities at the local, regional and state levels
- Equality of membership- one city one vote model
- Collective participation in projects (Planning Collaborative) keeps costs down for individual members as opposed to undertaking such a project on their own
- A forum for our councilmembers to learn from each other, as well as from highly-regarded consultants and community partners through various workshops and symposia on timely and important topics
- Due to the ongoing efforts of our Legislative Action Committee (LAC), CASCC is seen as an important and significant voice in policymaking; legislators often elicit feedback and endorsements from the CASCC, and look forward to speaking at our meetings

As a JPA, we can now offer our member agencies the following benefits:

- We now have insurance through Special District Risk Management Authority (SDRMA)
- Greater protection from liability for member agencies, since the JPA is a separate legal entity
- Clarification of our tax status
- Enhanced ability to apply for regional and statewide grants
- Long term fiscal strategy that help keeps costs down while maximizing collaboration with external partners

I have attached the Joint Powers Agreement to this email. Highlights of the Joint Powers Agreement include:

- Final decisions rest with the Board of Directors. Undertaking new projects or participating in new programs will only be approved through a majority vote of the Board.
- The authority of Executive Board (renamed the Executive Committee) has been modified, and the entire Board of Directors has more oversight and authority.

- The JPA is not authorized to hire employees, acquire property or impose taxes.
- Professional Services are provided by independent contractors.
- The Joint Powers Agency may not become a member of CalPERS.
- The Joint Powers Agency will continue to administer the City Selection Committee, which is mandated by Gov't Code 50270 et seq.

Our membership dues have remained flat for the third consecutive year; forming the JPA did not result in an increase in dues for any of our member agencies, and membership dues continue to be based on the population of member agencies. **Gilroy's membership dues for the 2025 fiscal year (July 1, 2024 to June 30, 2025) would be \$14,609.**

In order to join the CASC, Gilroy City Council would need to:

- Approve and execute the JPA; and
- Pay the required membership dues.

Upon receiving a copy of Gilroy's resolution approving the JPA, the CASC Board of Directors would then need to approve Gilroy's membership by a majority vote.

I have attached a copy of our bylaws, the joint powers agreement, and the signature page for the City of Gilroy to this email. I would also like to offer that CASC staff (myself), our Board President Larry Klein and/or our legal counsel would welcome the opportunity to make a presentation to your city council about the CASC JPA and can be available to answer any questions.

Please let me know if you have any questions. You can reach me via email at shali@citiesassociation.org or feel free to call or text me at 408-455-4154 (or Board President Klein at 408-504-6675, mayorklein@sunnyvale.ca.gov).

Warmly,



Vaishali "Shali" Sirkay
 Executive Director
 Cities Association of Santa Clara County

JOINT POWERS AGENCY AGREEMENT FOR CITIES ASSOCIATION OF SANTA CLARA COUNTY

This Joint Powers Agreement (“Agreement” or “JPA”) for the Cities Association of Santa Clara County is entered into by and among the cities (“Members”), which are organized and existing under the Constitution and laws of the State of California in which public agencies are located in the County of Santa Clara, and upon approval and full execution of the Agreement, creates the Cities Association of Santa Clara County Joint Powers Agency (“Agency”).

RECITALS

WHEREAS, Articles 1 and 2, Chapter 5, Division 7, Title 1 of the California Government Code (Section 6500 *et seq.*) permit two or more public agencies by agreement to jointly exercise powers common to the Members; and

WHEREAS, the public agency Members executing this JPA are cities or towns within the jurisdiction of the County of Santa Clara (“County”); and

WHEREAS, the Cities Association of Santa Clara County has existed as an unincorporated association since 1990 and desires to formalize the relationship between its City and Town members and form a Joint Powers Agency in order to carry out activities for the good of all its Members; and

WHEREAS, the Members executing this Agreement, desire to join together to create a separate Joint Powers Agency for the purpose of promoting cooperation among the Members; advocating for positive action; enhancing the quality of life for the residents of the County and their individual cities; and encouraging other joint and cooperative endeavors among the public agencies for their mutual benefit.

NOW, THEREFORE, the Parties agree to the following:

AGREEMENT

ARTICLE 1 - DEFINITIONS

- 1.1 “Associate Member” shall mean any non-city local agency, located within jurisdictional authority of the County of Santa Clara, and shall have duly executed and delivered to the Agency an Associate Membership Agreement in the form of and as further provided in the Bylaws of the Agency, as further provided in Article 32 herein.
- 1.2 “Agency” shall mean the Cities Association of Santa Clara County Joint Powers Agency created by this Agreement.
- 1.3 “Board of Directors” or “Board” shall mean the governing body of the Agency.
- 1.4 “Executive Committee” shall mean the Executive Committee of the Board of Directors of the Agency.

- 1.5 “Fiscal Year” shall mean that period of twelve (12) months which is established by the Board of Directors or the Bylaws as the fiscal year of the Agency, which shall run from July 1 to June 30 of each year.
- 1.6 “Government Code” shall mean the California Government Code, as amended.
- 1.7 “Joint Powers Law” shall mean Articles 1 and 2, Chapter 5, Division 7, Title 1 (commencing with Section 6500) of the Government Code, known as the Joint Exercise of Powers Act, as amended.
- 1.8 “Legislative Body” shall mean the legislative board of each Public Agency that is a Member of the Agency.
- 1.9 “Member” shall mean any city which has executed this Agreement and has become a member of the Agency. The complete list of Members is set forth in Exhibit “A” attached hereto and incorporated herein by this reference.
- 1.10 “Parties” shall mean Members or Associate Members who are party to this Agreement.
- 1.11 “Public Agency” shall mean public agency as defined in Government Code Section 6500, as amended.
- 1.12 Unless the context clearly requires otherwise, as used in this Agreement, words of the masculine, feminine or neutral gender shall be construed to include each other gender, when appropriate, and words of the singular number shall be construed to include the plural number, and vice versa, when appropriate. This Agreement and all the terms and provisions herein shall be construed to effectuate the purposes set forth and to sustain the validity of those purposes.

ARTICLE 2 - CREATION AND PURPOSES

- 2.1 This Agreement is entered into by the Members in order to:
 - 2.1.1 Review, study, develop consensus positions, and take action on issues of interest to Members;
 - 2.1.2 Focus on local and regional matters that are important to our future;
 - 2.1.3 Develop a common agenda for Santa Clara County cities;
 - 2.1.4 Serve as a unified voice for Santa Clara County cities in relationship to other agencies, organizations, and levels of government;
 - 2.1.5 Establish and administer the City Selection Committee pursuant to Government Code Section 50270 *et seq.*, as amended and make appointments to regional and local bodies as provided by law;
 - 2.1.6 Serve as a source of education, information, and networking for officials from all cities in Santa Clara County;

- 2.1.7 Provide a forum for non-city individuals, groups and organizations and the private sector to address items of interest to Santa Clara County cities;
- 2.1.8 Reduce duplication of effort by sharing information and provide a unified voice and strong advocacy on legislation and other important issues that affect its Members;
- 2.1.9 Strengthen the Members' and Agency's standing at the regional, State and Federal level;
- 2.1.10 Strive to respect local control, provide regional perspective, and make a difference to elevate the quality of life throughout the County;
- 2.1.11 Provide a forum for discussion and study of problems common to the Members and to assist in the development and implementation of solutions to such problems;
- 2.1.12 Provide a method for the Members to collaborate and jointly develop policies that benefit the region; and
- 2.1.13 Collaborate in such a way that is efficient, saves the jurisdictions the expense of individual effort, and creates positive outcomes.

ARTICLE 3 - PARTIES TO AGREEMENT

Each Member, as a Party to this Agreement, intends to and does contract with all other Members as Parties to this Agreement and, with other Public Agencies as may later be added as Parties to this Agreement pursuant to the Joint Powers Law. The withdrawal of any party from this Agreement, pursuant to Article 20, shall not affect this Agreement or the remaining Members' obligations.

ARTICLE 4 – FORMATION; TERM

This Agreement shall become effective when fully executed and returned to the Agency by at least eight (8) Members, but only as to those Members that have executed the Agreement. The Agency shall promptly notify all Members in writing of the effective date. After one full year after the initial formation of the Agency, should the membership fall below seven (7) Members due to the withdrawal of Members and the membership level remains at below seven (7) Members for a period of at least one (1) year and a similar joint powers authority, with the same or similar powers and functions is formed containing a majority of cities in the County of Santa Clara, the Agency shall change its name and permit the new organization to take on the name of the Agency. Notwithstanding the name change, this Agreement shall continue in effect until terminated as provided herein. The termination of this Agreement with respect to an individual Member upon its withdrawal from membership in the Agency shall not operate to terminate this Agreement with respect to the remaining Members.

ARTICLE 5 - CREATION OF THE AGENCY

Pursuant to the Joint Powers Law, there is hereby created a public entity, separate and apart from the Parties hereto, to be known as the "Cities Association of Santa Clara County Joint Powers

Agency” with powers as are set forth herein. Upon formation of the Agency as described in Article 4, the Cities Association of Santa Clara County, an unincorporated association shall follow the process of dissolution and cease to exist.

ARTICLE 6 - POWERS OF THE AGENCY

6.1 Subject to the terms of this agreement, the Agency shall have all of the powers of a public agency as defined in the Government Code Section 6500 as amended and all additional powers set forth in the Joint Powers Law and other statutes applicable to the Joint Powers Agency created hereby and is authorized to do all acts necessary for the exercise of these powers on behalf of its Members. Powers include, but are not limited to, the following, in the Agency’s own name:

- 6.1.1 To make and enter into contracts;
- 6.1.2 To incur debts, liabilities, and obligations and to encumber personal property;
- 6.1.3 To acquire, hold, or dispose of personal property, contributions, and donations of personal property, funds, services, and other forms of assistance from persons, firms, corporations, and government entities;
- 6.1.4 To sue and be sued in its own name, and to settle any claim against it;
- 6.1.5 To receive and use contributions and advances from Members as provided in Government Code Section 6504, as amended including contributions or advances of personnel and equipment;
- 6.1.6 To invest any money in its treasury that is not required for its immediate necessities, pursuant to Government Code Section 6509.5, as amended;
- 6.1.7 To acquire, construct, manage, maintain, or operate title to personal property, or rights, or any interest therein;
- 6.1.8 To retain the services of agents, contractors, and consultants;
- 6.1.9 To receive, collect, and disburse monies;
- 6.1.10 To conduct studies, tests, evaluations, and similar activities;
- 6.1.11 To contract for services from Members, including in-kind services;
- 6.1.12 To conduct public outreach and education;
- 6.1.13 To participate in pilot and demonstration projects;
- 6.1.14 To charge for services, programs, and/or systems;
- 6.1.15 To work with elected officials and local, regional, state, and federal agencies, including other joint powers agencies and unincorporated associations to pursue funding, enter agreements and otherwise carry out the purposes of the Agency; and

- 6.1.16 Subject to this Agreement or the Bylaws of the Agency, and only as authorized by the Joint Powers Law, to exercise other reasonable and necessary powers in furtherance or support of any purpose of the Agency.

ARTICLE 7 - RESTRICTIONS ON POWERS

- 7.1 Pursuant to and to the extent required by Government Code Section 6509, as amended, the Agency shall be restricted in the exercise of its powers and shall exercise its powers in the same manner as the Town of Los Gatos is restricted in its exercise of similar powers; provided that, if the Town of Los Gatos shall cease to be a Member, then the Agency shall be restricted in the exercise of its power in the same manner as another Member agreed to by the majority of the Board of Directors. Unless expressly provided for, the Agency does not, by virtue of this Section or this Agreement, subject itself to the internal policies or ordinances of any Member.
- 7.2 The Agency shall not have the power of eminent domain.
- 7.3 The Agency shall not have the power of taxation. The Agency may not impose taxes but may receive the proceeds of taxes imposed by other entities or public funds from other entities.
- 7.4 The Agency shall not have the power to acquire, purchase, hold or dispose of real property.
- 7.5 The Agency shall not have the power to hire employees.
- 7.6 The Agency shall not have the power to issue debt.

ARTICLE 8 - BOARD OF DIRECTORS

- 8.1 The Agency shall be governed by the Board of Directors, which shall be composed of one Director representing each Member. Each Member's Legislative Body, according to its own procedures, shall appoint a Member of the Legislative Body as a Director to represent the Member on the Board of Directors. The Director shall serve at the pleasure of their respective Legislative Body. The Legislative Body of each Member shall also appoint one alternate Director ("Alternate") who shall participate in and vote at any meeting of the Board when the primary Director is absent. Any vacancy in a Director or Alternate position shall be filled by the appointing Member's Legislative Body, subject to the provisions of this Article. Immediately upon admission of a new Member, the new Member shall be entitled and required to appoint a Director and one alternate Director. Every Director or Alternate shall be a Council Member or Mayor of their individual Member city.
- 8.2 A Director and/or Alternate shall be removed from the Board of Directors upon the occurrence of any one of the following events: (1) the Agency receives written notice from the appointing Member of the removal and/or replacement of the Director or Alternate; (2) the withdrawal of the Member from this Agreement; (3) the death or resignation of the Director or Alternate; (4) the Agency receives written notice from the Member that the Director or Alternate is no longer qualified as provided in the first paragraph of this Article 8; or as set forth in Article 21.

- 8.3 The Board of Directors shall have the following powers and functions:
- 8.3.1 Except as otherwise provided in this Agreement, the Board shall exercise all powers and conduct all business of the Agency, either directly or by delegation to other bodies or persons;
 - 8.3.2 The Board shall elect an Executive Committee, as provided in Article 11;
 - 8.3.3 The Board shall be the policy setting body of the Agency;
 - 8.3.4 The Board shall appoint or retain the services of necessary agents, consultants, or independent contractors in accordance with Article 14;
 - 8.3.5 The Board shall cause to be prepared, and shall review, modify as necessary, and adopt the annual operating budget of the Agency. Adoption of the budget may not be delegated. The Board shall adopt their budget no later than the first April 30th following formation and then subsequently by April 30th of each successive year. The Board shall review, set, and adopt annual dues to be funded by Agency Members;
 - 8.3.6 The Board shall receive, review and act upon periodic reports and audits of the funds of the Agency, as required under Article 16 of this Agreement;
 - 8.3.7 The Board may adopt policies regarding personnel, conflicts of interest and other matters necessary or convenient for the efficient operation of the Agency;
 - 8.3.8 The Board shall adopt a set of priorities and work plan for each fiscal year; and
 - 8.3.9 Subject to the terms of this Agreement, the Board shall have such other powers and duties as are reasonably necessary to carry out the purposes of the Agency.

ARTICLE 9 – MEETINGS OF THE BOARD OF DIRECTORS

- 9.1 The Board of Directors shall hold at least one regular meeting each year. The Board of Directors shall fix by resolution, or in the Bylaws, the date, time, and location of each regular meeting. The Board or Executive Director, in consultation with the President of the Board as provided in Article 10 below, may call special meetings.
- 9.2 Each meeting of the Board of Directors, including without limitation, regular, adjourned regular and special meetings shall be called, noticed, held, and conducted in accordance with the Ralph M. Brown Act, Government Code Section 54950 *et seq.*, as amended.
- 9.3 The Agency shall require the Secretary/Treasurer or designee to take and maintain minutes of all regular, adjourned regular and special meetings. As soon as practicable after each meeting, the Secretary/Treasurer or designee shall forward to each Board Member, a copy of the minutes of the meeting.
- 9.4 A majority of the Members of the Board shall constitute a quorum for the transaction of business. Unless otherwise required by law, a vote of the majority of a quorum of the members

present at a meeting is sufficient to take any action, unless otherwise specified in this Agreement. However, less than a quorum may adjourn the meeting to a future date.

9.5 Each Member of the Board shall have one vote.

ARTICLE 10 - OFFICERS

The Board shall elect as Officers of the Agency President, First Vice President, Second Vice President, Secretary/Treasurer, and Immediate Past President at its first meeting. Thereafter, except as may be otherwise provided in the Bylaws of the Agency, the Board shall elect the President, First Vice President, Second Vice President, Secretary/Treasurer, and Immediate Past President, at the November Board of Directors meeting, or the first meeting held on or after November 1 of each year. Of the Officers, the President, and at least two other Officers, must also be members of the Board of Directors. The remaining Officers may be the elected or appointed Mayor or Council Member of any Member of the Agency regardless of whether they are on the Board of Directors. Each Officer shall assume the duties of his or her office upon election. If the President ceases to be a Member of the Board, the resulting vacancy shall be filled at the next meeting of the Board held after the vacancy occurs, or at a special meeting of the Board called to fill the vacancy. The President shall preside at and conduct all meetings of the Board. Should the Board President not be available then the highest-level Officer, who is a member of the Board of Directors, shall preside. If that individual is unavailable, then any Director appointed by the President may preside. The Board may appoint other officers as it considers necessary. The duties of the Secretary/Treasurer are set forth in Articles 16 and 17 of this Agreement. The Secretary/Treasurer shall be appointed by the Board of Directors and shall be eligible to serve as Secretary/Treasurer, as provided in the Joint Powers Law.

ARTICLE 11 - EXECUTIVE COMMITTEE

At such time as there are nine Members, the Board shall establish and elect an Executive Committee of the Board which shall consist solely of three (3) Officers consisting of the President, First Vice President, and Secretary/Treasurer, which shall exist thereafter. At such time as there are 11 Members, the Board shall establish and elect an Executive Committee of the Board which shall consist solely of five (5) Officers, with the addition of the Immediate Past President, which shall exist thereafter. Should the Immediate Past President no longer hold elected office then a Member at Large may be appointed by the Board to serve on the Executive Committee. The qualifications of the Member at Large are that they must be an elected or appointed Mayor or Council Member of a Member of the Agency but need not be on the Board of Directors. The terms of office of the Members of the Executive Committee shall be one year. The Executive Committee shall conduct the business of the Agency between meetings of the Board, exercising all those powers as provided for in this Article, or as otherwise delegated to it by the Board.

The Executive Committee, subject to approval by the Board of Directors, shall exercise all powers or duties of the Board relating to the entering, approval and execution of agreements, leases, and other instruments of or relating to the finances of the Joint Powers Agency within the previously

approved annual budget or amended budget. The Executive Committee may have additional powers delegated to it by the Board, except for the adoption of the Agency's annual budget. Any additional powers and duties delegated shall be specified in a Resolution adopted by the Board. The Executive Committee shall obtain approval from the Board before authorizing or conducting any investigations into the business of the Agency and before taking personnel action. These actions must be authorized by a majority vote of the Executive Committee. Each meeting of the Executive Committee shall be called, noticed, held, and conducted in accordance with the Ralph M. Brown Act, Government Code Section 54950 *et seq.*, as amended.

ARTICLE 12 - COMMITTEES

The Board may establish committees, as it deems appropriate to conduct the business of the Agency or it may, in the Bylaws or by resolution, delegate this power to the Executive Committee by Resolution. Members of committees, except as otherwise stated in this Agreement, shall be appointed by the President. Each committee shall have those duties as determined by whichever Agency body created it or as otherwise set forth in the Bylaws. Each committee shall meet on the call of its chairperson and shall report to and be directed by whichever entity created it. No more than one representative from each jurisdiction shall serve on each committee. Membership of any committee may consist in whole or in part of persons who are not members of the Board; provided that the Board may delegate decision-making powers and duties only to a committee, a majority of the members of which are Board Members. Any committee, except the City Selection Committee, in which a majority of the members are not Board Members may function only in an advisory capacity. The Legislative Action Committee shall be a permanent Committee of the Agency chaired by the Second Vice President and whose members shall be appointed by the Agency Members. Should there be no Second Vice President, the Legislative Action Committee shall be chaired by the First Vice President. All standing committees shall abide by the Ralph M. Brown Act, Government Code Section 54950 *et seq.*, Las amended.

ARTICLE 13 – CITY SELECTION COMMITTEE

The City Selection Committee is established pursuant to State law and the Agency shall administer the City Selection Committee as follows: The City Selection Committee shall be a permanent committee of the Agency, consisting of the Mayor of each City or Town, consistent with Government Code 50270, as amended. The Agency shall allow all cities in the County to participate in the City Selection Committee, whether or not they are members of the Agency.

ARTICLE 14 – PROFESSIONAL SERVICES

14.1 The Board of Directors may contract with individuals or companies to provide the following services at the pleasure of the Board of Directors:

- 14.1.1 Executive Director. The Board shall contract with a consultant or independent contractor to fulfill the following duties of an Executive Director: manage the affairs of the Agency, subject to the general supervision and policy direction of the Board and the Executive Committee; oversee the day-to-day activities of the Agency; select and manage the activities of all consultants and independent contractors to the Agency; be responsible for required filings by the Agency with the State of California; prepare or delegate the preparation of all meeting notices, minutes, and required documentation of the Agency; prepare and propose an annual budget; prepare reports and recommendations for consideration by the Executive Committee or Board; be responsible for billing and collection of annual dues; maintain the records of the Agency; assist Local Agencies in the preparation and filing of applications for participation in the financing programs of the Agency; expedite the processing of these applications; pay all invoices, taxes and amounts due; and perform other duties as are assigned by the Board and Executive Committee. The Executive Director may have the authority to sign agreements, applications, and other documents on behalf the Agency, if authorized by the Board or Executive Committee. The Executive Director shall have the Authority to enter into individual Agreements with a single vendor over the course of a fiscal year, on behalf of the Agency, up to the amount set by the Bylaws.
- 14.1.2 General Counsel. The Board shall contract with a consultant, independent contractor, or law firm to fulfill the duties of General Legal Counsel. The General Counsel shall take direction from the majority of the Board of Directors. The General Counsel shall be a member in good standing of the California State Bar. The General Counsel shall be responsible for the legal affairs of the Agency;
- 14.1.3 Auditor. The Auditor shall be a Certified Public Accountant licensed to practice in the State of California. The Auditor will conduct annual financial audits of the Agency;
- 14.1.4 Other services. The Executive Director may hire additional consultants and independent contractors, as appropriate, based upon a previously approved budget;
- 14.1.5 The Agency shall not contract with or become a member of the California Public Employees Retirement System ("PERS"), nor shall any agent, consultant or independent contractor of the Agency become a member of PERS or be entitled to a pension or retirement from PERS as a result of service to the Agency; and
- 14.1.6 The consultants and independent contractors fulfilling the duties of Executive Director, the Auditor, the General Counsel and any other consultants or independent contractors who provide services to the Agency shall be compensated in such manner as shall be approved by the Board and as permitted by applicable law.

ARTICLE 15 - SIGNIFICANT PROGRAMS

If the Board desires to create significant programs or activities which will utilize substantial resources of the Agency, it shall do so by a vote of the Board. If the Board deems it necessary, it may

appoint a working committee to study the significant program or activity and provide input to the Board. Substantial resources and significant program or activity shall be defined as any program or activity requiring \$10,000 or more in annual expenditures; this amount shall be increased by the annual cost of living CPI index. Any new significant program or activity shall require a work plan and a two-thirds vote of the Members in order to be initiated. When a new significant program is intentionally designed to be limited in scope, such that it only provides benefits to particular Members, the Agency may enter into a specific program or project Agreement that includes relevant terms regarding the particular affected Members, and any such Agreement shall be approved by the Board prior to or at the same time as formation of the significant program. These limited scope Agreements shall be subject to approval by the Board by a two-thirds vote of the Members.

ARTICLE 16 - ACCOUNTS AND RECORDS

- 16.1 The Agency shall adopt an operating budget pursuant to Section 8.3.5 of Article 8 of this Agreement.
- 16.2 The Secretary/Treasurer of the Agency or the Executive Director shall establish and maintain funds and accounts as may be required by good accounting practices and by the Board. Books and records of the Agency shall be open to and made available for inspection at all reasonable times upon request by authorized representatives of the Members.
- 16.3 The Agency shall adhere to the standard of strict accountability for funds and report all receipts and disbursements as set forth in the Joint Powers Law.
- 16.4 Auditor's Report. The Auditor, within one hundred and twenty (120) days after the close of each Fiscal Year, shall give a complete written report of all financial activities for the prior Fiscal Year to the Board.
- 16.5 The Agency shall either make or contract with a Certified Public Accountant to make an annual Fiscal Year audit of all accounts and records of the Agency, conforming in all respects with the requirements of the Joint Powers Law. A report of the audit shall be filed as a public record and be provided to each of the Members, and with the County Auditor of the County of Santa Clara. Costs of the audit shall be considered a general expense of the Agency. Any costs of the audit shall be borne by the Agency and shall be a charge against any unencumbered funds of the Agency available for this purpose.

ARTICLE 17 - RESPONSIBILITIES FOR FUNDS AND PROPERTY

- 17.1 The Secretary/Treasurer, or his or her designee, shall have the custody of and disburse the Agency's funds. Proceeds of similar obligations of the Agency may be deposited with a trustee, agent or other depository and shall not be considered the Agency's funds for purposes of this Article. The Secretary/Treasurer may delegate disbursements to persons as may be authorized by the Board or the Executive Committee to perform that function, subject to the requirements of Section 17.2 below.

- 17.2 The Secretary/Treasurer or designee shall perform all functions then required to be performed by the Treasurer under the Joint Powers Law. The Secretary/Treasurer shall review the financial statements and the annual audit of the Agency.
- 17.3 Pursuant to Government Code Section 6505.1, as amended, the Executive Director, the Secretary/Treasurer, and other persons as the Board may designate, shall have charge of, handle, and have access to the property of the Agency. The Agency shall secure and pay for a fidelity bond or bonds, in an amount or amounts and in a form specified by the Board of Directors, covering any officers or agents of the Agency who are authorized to hold or disburse funds of the Agency and any officers or agents who are authorized to have charge of, handle and have access to property of the Agency.

ARTICLE 18 - MEMBER RESPONSIBILITIES

- 18.1 Each Member shall have the following responsibilities:
- 18.1.1 To appoint its Director and Alternate to, or remove its Director and Alternate, from the Board, as set forth in Article 8;
- 18.1.2 To consider proposed amendments to this Agreement as set forth in Article 29;
- 18.1.3 To make contributions in the form of annual membership assessments and fees, if any, determined by the Board for the purpose of defraying the costs of providing the annual benefits accruing directly to each party from this Agreement; and
- 18.1.4 If a Member provides written notice to the Agency of its election to relinquish its status as a Member, or if a Member fails to be represented at four (4) or more consecutive regular meetings of the Board of Directors, then that Member may be deemed to be a suspended Member, with all the rights and duties of an Associate Member, upon action of the Board of Directors duly adopted. Prior to the suspension, the President shall contact the Mayor and request that another Council Member be appointed or that reinstatement for the current Member be requested. The suspension shall be approved by the Board of Directors. Promptly following that action by the Board of Directors, the Member may be reinstated by informing the Board of its intent to be reinstated within thirty (30) days and to attend all future meetings either via the Director or Alternate. Removal of a Member for failure of the Director to attend meetings shall not relieve the Member from its obligations under any outstanding agreements relating to the Agency's financial obligations, except in accordance with this Agreement.

ARTICLE 19 - NEW MEMBERS

With the approval of the Board, any city located within the County of Santa Clara may become a party as a Member to this Agreement. A city requesting membership shall apply by presenting to the Agency, a resolution of the Legislative Body of the City, evidencing its approval of this Agreement. The date that the applying city will become a Member will be determined by the Board. The Agency shall

accept new Members upon a majority affirmative vote of the entire Board and upon payment of any Board determined assessments and fees.

ARTICLE 20 - WITHDRAWAL

A Member may terminate its membership in the Agency at any time upon giving one hundred and eighty (180) days written notice of withdrawal to the Agency. The notice shall be given to the Board of Directors. The effective date shall be the conclusion of the first Board Meeting which occurs after the one hundred and eighty (180) day notice period has passed. Any Member who withdraws shall remain obligated to pay its share of all debts, liabilities, and obligations incurred or accrued through the end of the current fiscal year of the Agency. The withdrawal does not in any way impair any contracts, resolutions, indentures, or other obligations of the Agency then in effect. In the event of a disagreement between the Agency and the withdrawing Member as to whether the withdrawal shall cause the impairment of any contracts, resolutions, indentures, or other obligations of the Agency, the determination shall be made by a majority vote of the Board of Directors. Any Member that withdraws and later seeks reinstatement to the Agency shall provide funds to the Agency, proportionate to their responsibility for the current fiscal year, as if the Member had never left the Agency. A withdrawing Member shall, in all events, remain liable for its proportionate share of: (i) its full amount of its proportionate share of the adopted fiscal year budget; (ii) any call for funds or assessment levied by the Agency prior to the date it provides its notice of withdrawal; (iii) any contribution in existence at the time of the notice of withdrawal.

ARTICLE 21 - REMOVAL

If the Board of Directors determines that reasonable cause exists to remove a Director from the Board, it can remove the Director and request that the Member who appointed the Director appoint a new Director. The Board may, by two-thirds majority vote of the entire Board, remove a Member based on a Member's breach of any material term of this Agreement, and the failure to cure that breach within sixty (60) days written notice. A terminated Member shall remain liable for any obligation under this Agreement as described above. Failure to pay dues within 60 days following notice shall result in a Member becoming suspended with all the rights of an Associate Member. A suspended Member shall immediately have its voting rights restored upon full payment of dues.

ARTICLE 22 - OBLIGATIONS OF AGENCY

The debts, liabilities, and obligations of the Agency shall not be the debts, liabilities, and obligations of the Members. Any Member may separately contract for, or assume responsibility for, specific debts, liabilities, or obligations of the Agency. Nothing in this Agreement shall be interpreted to limit the applicability of the provisions of Government Code Section 895.6.

ARTICLE 23 - TERMINATION AND DISTRIBUTION OF ASSETS

This Agreement may be terminated at any time that no financial obligations of the Agency are outstanding, with the approval of two-thirds of the Members. Upon termination of this Agreement, all assets of the Agency shall, after payment of all unpaid costs, expenses and charges incurred under this Agreement, be distributed among the parties to this Agreement, in accordance with the respective contributions of each of the Parties.

ARTICLE 24 - LIABILITY OF BOARD OF DIRECTORS, OFFICERS, AND COMMITTEE MEMBERS

- 24.1 The Members of the Board of Directors, Officers, and Committee Members of the Agency shall use Ordinary Care and Reasonable Diligence in the Exercise of their Powers and in the performance of their duties pursuant to this Agreement. They shall not be individually liable for any mistake of judgment, or any other action made, taken, or omitted by them in good faith, nor for any act or omission by any agent, consultant or independent contractor selected with reasonable care, nor for loss incurred, resulting from any action made, taken, or omitted by them in good faith and with reasonable care through investment of Agency funds, or failure to invest.
- 24.2 No Director, Officer, or Committee Member shall be responsible for any act or omission of any other Director, Officer, or Committee Member. Unless otherwise required by law, no Director, Officer, or Committee Member shall be required to give a bond or other security to guarantee the faithful performance of his or her duties pursuant to this Agreement.
- 24.3 The funds of the Agency shall be used to defend, indemnify, and hold harmless the Agency for any Director, Officer, or Committee Member, for their actions taken within the scope of the Agency. Nothing herein shall limit the right of the Agency to purchase insurance to provide coverage for these types of losses.
- 24.4 These indemnification and defense obligations shall survive the termination of the Agreement as to any acts or omissions occurring before such termination.

ARTICLE 25 - INDEMNIFICATION

To the fullest extent allowed by law, the Agency shall defend, indemnify, and save harmless the Members and their governing bodies, officers, agents and employees from all claims, losses, damages, costs, injury, and liability of every kind, nature, and description directly or indirectly arising from the performance of any of the activities of the Agency or the activities undertaken pursuant to this Agreement.

ARTICLE 26 - BYLAWS

The Board shall adopt Bylaws consistent with this Agreement which shall provide for the administration and management of the Agency. The provisions of the Bylaws, as modified from time to time, shall establish the operating procedures and standards for the Agency.

ARTICLE 27 - NOTICES

The Agency shall address notices, billings, and other communications to a Member as directed by that Member. Each Member shall provide the Agency with the email and physical address to which communications are to be sent. Members shall address notices and other communications to the Agency, at the office address of the Agency, or the email address of the Agency as directed by the Member and as set forth in the Bylaws.

ARTICLE 28 - CODES

The Agency shall adopt and observe a Code of Conduct and Conflict of Interest Policy. The Agency shall comply with all requirements of the Fair Political Practices Commission as required by law or regulation.

ARTICLE 29 - AMENDMENT

This Agreement may be amended at any time by vote of the Members, acting through their Legislative Bodies. Any amendment of this Agreement shall become effective upon receipt by the Agency of notice of the approval of the amendment by two thirds of the Legislative Bodies of the Members.

ARTICLE 30 - SEVERABILITY

Should any portion, term, condition, or provision of this Agreement be decided by a court of competent jurisdiction to be illegal or in conflict with any law of the State of California, or be otherwise rendered unenforceable or ineffectual, the validity of the remaining portions, terms, conditions, and provisions shall not be affected.

ARTICLE 31 - PROHIBITION AGAINST ASSIGNMENT

No Member may assign any right, claim, or interest it may have under this Agreement, and no creditor, assignee or third-party beneficiary of any Member shall have any right, claim, or title to any part, share, interest, fund, or asset of the Agency. This Agreement shall be binding upon and shall inure to the benefit of successors of the Members. This Agreement is intended solely for the benefit of the

Agency and its Members. No third party shall be deemed a beneficiary of this Agreement or have any rights against the Agency or its Members.

ARTICLE 32 - ASSOCIATE MEMBERS

Any Public Agency located within the jurisdictional authority of the County of Santa Clara may, with the approval of the Board of Directors, become an Associate Member of the Agency by executing and delivering to the Agency an Associate Membership Agreement and providing an Associate Membership fee and as further provided in the Bylaws. An Associate Member shall not be entitled to representation on the Board of Directors, or to vote on any matter coming before the Board of Directors or the Agency, unless a separate written agreement is entered into between the Associate Member and the Agency.

ARTICLE 33 - LIBERAL CONSTRUCTION

The provisions of this Agreement shall be liberally construed as necessary or reasonably convenient to achieve the purposes of the Agency.

ARTICLE 34 - NON-WAIVER

No waiver of the breach of default of any of the covenants, agreements, restrictions, or conditions of this Agreement by any Member shall be construed to be a waiver of any succeeding breach of the same or other covenants, restrictions, or conditions of this Agreement. No delay or omission of exercising any right, power, or remedy in the event of a breach or default shall be construed as a waiver or a variation of any of the terms of this Agreement or any applicable agreement.

ARTICLE 35 - REMEDIES FOR BREACH

If any Member shall default on any obligation contained in this Agreement, the default shall not excuse any other Member from fulfilling its respective obligations under this Agreement. Any Member shall be entitled to pursue all legal and equitable remedies against another Member in response to any alleged default under this Agreement. Any and all of the remedies provided to the Members, hereunder or by law now or hereafter enacted, are cumulative and the exercise of one right or remedy shall not impair the Members to any other remedy.

ARTICLE 36 - ARTICLE HEADINGS

All article headings are for reference only and are not intended to define or limit the scope of any provision of this Agreement.

ARTICLE 37 - DISPUTE RESOLUTION

- 37.1 The Members agree that any dispute regarding the enforcement or interpretation of any term, covenant, or condition of this Agreement ("Dispute") may first, for a period of not less than thirty (30) days, be submitted to mediation before a mutually acceptable mediator prior to initiation of litigation, or any other binding arbitration or adjudicative dispute resolution process. The Members shall: (i) mediate in good faith; (ii) exchange all documents which each believes to be relevant and material to the issue(s) in the Dispute; (iii) exchange written position papers stating their position on the Dispute and outlining the subject matter and substance of the anticipated testimony of persons having personal knowledge of the facts underlying the Dispute; and (iv) engage and cooperate in such further discovery as the Members agree or mediator suggests may be necessary to facilitate effective mediation.
- 37.2 Each Member shall bear its own costs, attorney's fees, and expenses of the mediation. Venue of the mediation shall be a mutually agreeable city within Santa Clara County, California.

ARTICLE 38 – INSURANCE

If available, the Agency shall obtain insurance for all Members, appointed Members, and Committee Members, including, but not limited to, Directors and Officers liability insurance and general liability insurance containing policy limits in such amounts as the Board of Directors shall deem will be necessary to adequately insure against the risks of liability that may be incurred by the Agency. Insurance under this provision may include an insurance pool program.

ARTICLE 39 - FILING WITH SECRETARY OF STATE

The Executive Director of the Agency shall file a notice of this Agreement with the office of the California Secretary of State within thirty (30) days of its effective date, as required by Government Code Section 6503.5, as amended and within seventy (70) days of its effective date as required by Government Code Section 53051, as amended.

ARTICLE 40 - COUNTERPARTS

This Agreement may be executed in parts or counterparts, each part or counterpart being an exact duplicate of all other parts or counterparts, and all parts or counterparts shall be considered as constituting one complete original and may be attached together when executed by the Members hereto. Facsimile and electronic signatures shall be binding.

ARTICLE 41 - AGREEMENT COMPLETE

This Agreement constitutes the full and complete Agreement of the parties and supersedes any prior written Agreement between the Members on the same topic.

CITY OF CAMPBELL

IN WITNESS WHEREOF, the parties hereto have executed this Joint Powers Agreement establishing the Cities Association of Santa Clara County Joint Powers Agency

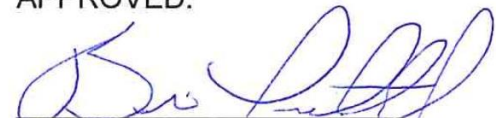
APPROVED AS TO FORM:



Bill Seligmann, City Attorney1/25/24

Date

APPROVED:



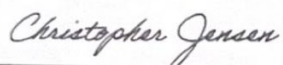
Brian Loventhal, City Manager1/25/24

Date

CITY OF CUPERTINO

IN WITNESS WHEREOF, the parties hereto have executed this Joint Powers Agreement establishing the Cities Association of Santa Clara County Joint Powers Agency

APPROVED AS TO FORM:



Christopher Jensen, City Attorney

Jan 17, 2024

Date

APPROVED:



Pamela Wu, City Manager

Jan 17, 2024

Date

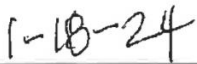
CITY OF LOS ALTOS

IN WITNESS WHEREOF, the parties hereto have executed this Joint Powers Agreement establishing the Cities Association of Santa Clara County Joint Powers Agency

APPROVED AS TO FORM:



Jolie Houston, City Attorney



Date

APPROVED:



Gabriel Engeland, City Manager



Date

TOWN OF LOS ALTOS HILLS

IN WITNESS WHEREOF, the parties hereto have executed this Joint Powers Agreement establishing the Cities Association of Santa Clara County Joint Powers Agency

APPROVED AS TO FORM:

Steven Mattas, Town Attorney1/23/2024

Date

APPROVED:

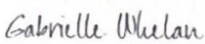
Peter Pirnejad, Town Manager01/24/2024

Date

TOWN OF LOS GATOS

IN WITNESS WHEREOF, the parties hereto have executed this Joint Powers Agreement establishing the Cities Association of Santa Clara County Joint Powers Agency

APPROVED AS TO FORM:

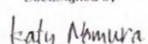
DocuSigned by


Gabrielle Whelan, Town Attorney

1/26/2024

Date

APPROVED:

DocuSigned by


Katy Nomura, Assistant Town Manager
For Laurel Prevetti, Town Manager

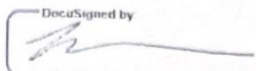
1/30/2024

Date

CITY OF MILPITAS

IN WITNESS WHEREOF, the parties hereto have executed this Joint Powers Agreement establishing the Cities Association of Santa Clara County Joint Powers Agency

APPROVED AS TO FORM:

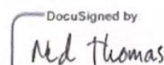
DocuSigned by

CUC683C3D17094111

Michael Mutalipassi, City Attorney

Jan-24-2024

Date

APPROVED:

DocuSigned by

2138587A6BC9479

Ned Thomas, City Manager

Jan-24-2024

Date

CITY OF MONTE SERENO

IN WITNESS WHEREOF, the parties hereto have executed this Joint Powers Agreement establishing the Cities Association of Santa Clara County Joint Powers Agency

APPROVED AS TO FORM:

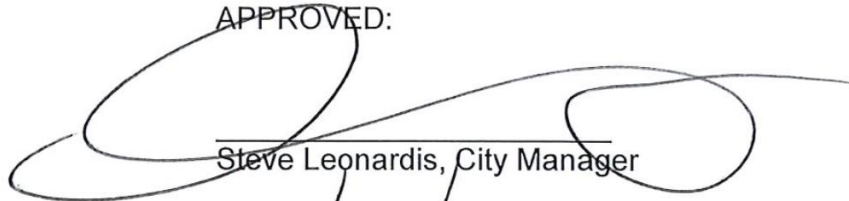


Kristen Powell, City Attorney
Kristen

1-30-24

Date

APPROVED:



Steve Leonardis, City Manager

1/29/24
Date

CITY OF MORGAN HILL

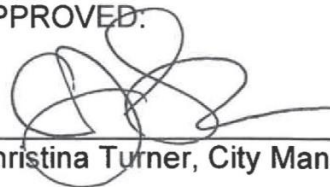
IN WITNESS WHEREOF, the parties hereto have executed this Joint Powers Agreement establishing the Cities Association of Santa Clara County Joint Powers Agency

APPROVED AS TO FORM:

Donald Larkin, City Attorney1/19/2024

Date

APPROVED:

Christina Turner, City Manager1/19/2024

Date

CITY OF MOUNTAIN VIEW

IN WITNESS WHEREOF, the parties hereto have executed this Joint Powers Agreement establishing the Cities Association of Santa Clara County Joint Powers Agency

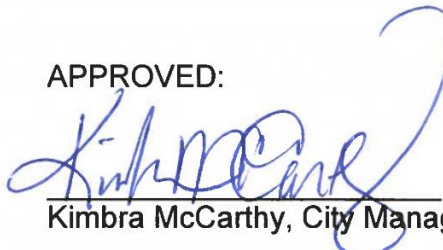
APPROVED AS TO FORM:



Jennifer Logue, City Attorney1/17/24

Date

APPROVED:



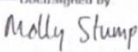
Kimbra McCarthy, City Manager1/17/24

Date

CITY OF PALO ALTO

IN WITNESS WHEREOF, the parties hereto have executed this Joint Powers Agreement establishing the Cities Association of Santa Clara County Joint Powers Agency

APPROVED AS TO FORM:

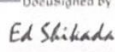
DocuSigned by


Molly Stump, City Attorney

2/1/2024

Date

APPROVED:

DocuSigned by


Ed Shikada, City Manager

1/31/2024

Date

CITY OF SAN JOSÉ

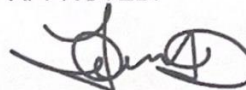
IN WITNESS WHEREOF, the parties hereto have executed this Joint Powers Agreement establishing the Cities Association of Santa Clara County Joint Powers Agency

APPROVED AS TO FORM:

*Kevin Fisher*Kevin Fisher, Assistant City AttorneyFeb 16, 2024

Date

APPROVED:

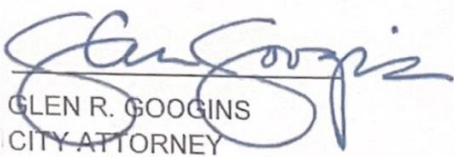
Toni J. Taber, City Clerk16 February 2024

Date

CITY OF SANTA CLARA

IN WITNESS WHEREOF, the parties hereto have executed this Joint Powers Agreement establishing the Cities Association of Santa Clara County Joint Powers Agency

APPROVED AS TO FORM:


GLEN R. GOOGINS
CITY ATTORNEY1/30/24

Date

APPROVED:


Jovan Grogan, City Manager1/30/24

Date

CITY OF SARATOGA

IN WITNESS WHEREOF, the parties hereto have executed this Joint Powers Agreement establishing the Cities Association of Santa Clara County Joint Powers Agency

APPROVED AS TO FORM:

DocuSigned by:

580E8DD2F4F84C3
Richard Taylor, City Attorney

1/26/2024

Date

APPROVED:

DocuSigned by:

9689EA1849882B1
James Lindsay, City Manager

1/26/2024

Date

CITY OF SUNNYVALE

IN WITNESS WHEREOF, the parties hereto have executed this Joint Powers Agreement establishing the Cities Association of Santa Clara County Joint Powers Agency

APPROVED AS TO FORM:



Rebecca Moon, Interim
City Attorney1/29/24

Date

APPROVED:



Larry Klein, MayorJanuary 29, 2024

Date

APPROVED MAY 9, 2024

BYLAWS

CITIES ASSOCIATION OF SANTA CLARA COUNTY JOINT POWERS AGENCY

ARTICLE I

PURPOSE AND PRINCIPAL PLACE OF BUSINESS

Section 1. Purpose. The following Bylaws provide for the administration and management of the Cities Association of Santa Clara County Joint Powers Agency (“Agency”). The Agency was established through its member Cities’ adoption and approval of a Joint Powers Agreement (“Agreement”), attached hereto. The member Cities include Campbell, Cupertino, Los Altos, Los Altos Hills, Los Gatos, Milpitas, Morgan Hill, Monte Sereno, Mountain View, Palo Alto, San José, Santa Clara, Saratoga, and Sunnyvale. Under Article 26 of the Agreement, the Board of Directors for the Agency shall adopt these Bylaws to establish the operating procedures and standards for the Agency. In the event of any conflict between these Bylaws and the Agreement, the Agreement shall prevail.

Section 2. Principal Place of Business. The principal place of business of this Agency shall be such place within the County of Santa Clara as may be designated from time to time by the Board of Directors of this Agency; and if none has been so designated, such place of business shall be the City Hall of the City of which the Agency President is a member of the legislative body.

ARTICLE II

MEMBERSHIP

Section 1. Membership. Each City in Santa Clara County which has approved and executed the Agreement establishing this Agency, and which has paid in full the dues required under Article VII of these Bylaws shall be a member of this Agency.

Section 2. Suspension. As provided in Article 18.1.4 of the Agreement, if a member City elects to relinquish its status as a member of the Agency, or if a member City fails to be represented at four (4) or more consecutive meetings of the Board of Directors, then the Board of Directors may suspend that member City. As further provided in Article 21, any member City which is delinquent in payment of its dues shall automatically be deemed suspended from membership sixty (60) days after the date on which payment is due if the full payment has not been received, and it shall be the duty of the Secretary/Treasurer to promptly notify the City of its delinquency. Once suspended, the member City may not have any representation on the

Board of Directors and may not vote on matters coming before the Board of Directors. A suspended member City shall be restored to full membership upon its payment of the total dues assessment then due and payable in accordance with Article VII, Section 2.

Section 3. Associate Members. As provided in Article 32 of the Agreement, a non-City local agency may become an Associate Member upon application to and approval by the Board of Directors and execution of an Associate Membership Agreement. Such Associate Members shall also pay a membership fee as determined by the Board of Directors that considers that considers the Associate Member's jurisdictional scope and the number of residents it serves, the role of the Associate Member in the Agency, and the benefits received by the Associate Member through membership in the Agency.

ARTICLE III

BOARD OF DIRECTORS

Section 1. Selection and Tenure. In accordance with Section 8.1 of the Agreement, the Board of Directors of this Agency shall be composed of a representative from each member City, selected by and from the legislative body thereof. Each Board member shall hold office at the pleasure of his or her City's legislative body, and selection shall be made in such manner as the respective legislative bodies of member Cities may themselves determine.

Section 2. Alternates. The legislative body of a member City shall select from among its members an alternate to represent that City on the Board of Directors and vote in the absence of the member from that City.

Section 3. Notice of Appointment. The legislative body of each member City shall, immediately upon the selection of one of its members as a member of Board of Directors, or as alternate, advise the Secretary/Treasurer of such appointment.

Section 4. Ex Officio Members. The Santa Clara County City Managers Association shall serve as advisors to the Agency and may appoint one of its members to serve as an ex officio member of the Board of Directors. The ex officio member may participate in deliberations but shall not participate in voting or in any of the privileges of membership, and shall not be counted for the purpose of determining whether a quorum of the Board is present.

Section 5. Compensation. No member of the Board of Directors, including officers, shall receive any compensation from the Agency for his or her services as a member of the Board. No member of the Board, including officers, shall be entitled to reimbursement from the Agency for expenses incurred on Agency business unless such reimbursement shall be authorized in advance by the Board of Directors, or unless such reimbursement is authorized and distributed by the member's respective city.

Section 6. Duties. It is the responsibility of the members of the Board to report to and solicit comments from their fellow City Council members on major issues and to keep their City Councils informed on the business of the Agency.

ARTICLE IV

OFFICERS

Section 1. Officers Designated. In accordance with Article 10 of the Agreement, the following officers shall be elected by the Board of Directors: President, First Vice President, Second Vice-President and Secretary/Treasurer. Officers shall be selected by the Board of Directors, from the Council Members and Mayors of member Cities.

Section 2. Term of Office.

- a. The regular term of office for all officers shall commence upon election and shall be for a period of one (1) year. No person shall hold the same office for more than two (2) consecutive full terms.
- b. Election of officers shall take place at the first meeting of the Board of Directors and annually thereafter at the regular meeting of the Board of Directors in November.
- c. In the event a vacancy occurs during any officer's term of office, the Board of Directors shall determine whether to fill the unexpired portion of the term and may request that the President establish a nominating committee, as set forth in Section 6 below. If a vacancy occurs in the position of President, the Board of Directors shall fill the position at the next regular meeting or at a special meeting called to fill the vacancy, as provided in Article 10 of the Agreement. A person appointed to fill the unexpired portion of the term is not rendered ineligible to hold the same office in accordance with the provisions of Article IV, Section 2(a).

Section 3. Duties.

- a. President. It shall be the duty of the President to preside at the meetings of the Board of Directors and to perform such other duties as ordinarily pertains to the office of President of like types of organizations.
- b. Vice Presidents. It shall be the duty of the First and Second Vice-Presidents, in that order, to act in the place and stead of the President during the President's absence or inability to act.
- c. Secretary/Treasurer. Consistent with Articles 16 and 17 of the Agreement, the Secretary/Treasurer shall be responsible for the review of all financial accounts and records and the disbursement of funds by the Agency so that they are in accordance with the Agreement, these Bylaws, and the directions of the Board of Directors. In accordance with Section 9.3 of the Agreement, the Secretary/Treasurer shall see that minutes of all Board and Committee meetings are recorded. The day-to-day operation and performance of the Secretary/Treasurer's duties may be delegated

to an Executive Director for the Agency, but in that instance, the Executive Director shall not become an Officer or Board member for the Agency.

Section 4. Executive Director. In accordance with Section 14.1.1 of the Agreement, the Board of Directors may contract with an independent consultant to serve as Executive Director until the Executive Director resigns or the Board of Directors terminates the services of the consultant pursuant to the terms of a written agreement for professional services. The Executive Director shall have such duties as may be determined by the Board of Directors, consistent with the professional services agreement.

Section 5. General Counsel. In accordance with Section 14.1.2 of the Agreement, the Board of Directors may contract with an independent consultant to serve as General Counsel until the General Counsel resigns or the Board of Directors terminates the services of the consultant pursuant to the terms of a written agreement for professional services. The General Counsel shall have such duties as may be determined by the Board of Directors, consistent with the professional services agreement.

Section 6. Nominating Committee. A nominating committee consisting of three (3) Board members shall be appointed by the President no later than two (2) meetings before the meeting at which officers for the following year will be elected. The President shall appoint at least one (1) Executive Committee member and at least one (1) Board member who is not a member of the Executive Committee to the nominating committee. At the meeting immediately preceding the meeting for the election of officers, this nominating committee shall present its nominations for officers for the following year. Additional nominations may be made from the floor at the meeting where the election is to be conducted, providing the consent of the nominee has been secured.

ARTICLE V

MEETINGS

Section 1. Schedule and Locations. Regular meetings of the Board of Directors shall be held, at a minimum, every other month at a time and location determined by the Board of Directors. The Board of Directors shall schedule periodic meetings of the general membership, to include all members of legislative bodies of member Cities.

Section 2. Notice and Meetings. The Agency is a legislative body for purposes of the Brown Act (Govt. Code 54950 *et seq*). Notice of the time and place of all regular meetings shall be given in writing by the Secretary/Treasurer or a designee to all members of the Board at least three (3) days prior to the meeting. Such notices may be sent by electronic mail. Notice of special meetings shall be given by the Secretary/Treasurer or a designee to all Board members at least one (1) day in advance and in the manner required by the Brown Act. The Secretary/Treasurer or designee shall be responsible for preparing and posting agendas of regular Board meetings at least 72 hours prior to the meeting and in compliance with the Brown Act.

Section 3. Quorum. A majority of the members of the Board of Directors shall constitute a quorum to do business at any such regular or special meeting. Whenever a quorum is not present, the meeting shall be adjourned or postponed to a subsequent time and place as determined by the President.

Section 4. Voting. The affirmative vote of a majority of the members of the Board of Directors present at a meeting, rather than a majority of all of the Board of Directors' members, shall be sufficient for approval of a proposed action. Each member City shall have one vote.

Section 5. Rules of Order. Subject to the provisions of these By-Laws, the meetings of the Board of Directors shall be governed by Rosenberg's Rules of Order.

ARTICLE VI

COMMITTEES

Section 1. Standing Committees.

- a. **Executive Committee.** The Executive Committee shall act to accomplish, administer and facilitate the goals and the purposes of the Agency at the direction of the Board of Directors. As provided in Article 11 of the Agreement, the Executive Committee shall consist of the officers of the Board of Directors ; including the Immediate Past President, if still a Council Member or Mayor of a member City. If the Immediate Past President is no longer a Council Member or Mayor of a member City, a Director at Large may be appointed to the Executive Committee to fill the vacancy. The Director at Large shall be a Council Member or Mayor of a member City appointed by the President upon approval of the Board. The Vice Chair of the Legislative Action Committee shall be appointed to serve on the Executive Committee in the absence of the Chair of the Legislative Action Committee.
- b. **Legislative Action Committee.** The membership of the Legislative Action Committee shall consist of one representative from each member City. The representative shall be a Council Member or the Mayor. Each City shall also appoint an alternate to serve on the Legislative Action Committee in the absence of the designated representative. The alternate shall be a Council Member or the Mayor. Each member City, represented by either the representative or the alternate, shall have one vote. The representative of a member City who serves on the Board of Directors (or alternate to the Board) may also serve as the member City's representative to the Legislative Action Committee (or alternate to the Committee). The purpose of the Legislative Action Committee is threefold. First, the Committee would enable the Agency to advocate on issues of interest to Santa Clara County cities in an organized, effective manner and assist in the development of state-wide legislative policy through local and state government and CalCities. With respect to this advocacy and policy development, the Committee will submit its recommendations to the Board of Directors. If the Board accepts a

recommendation, the Chair of the Committee will transmit the Agency's position to the appropriate official, committee, or policy-making body. Second, the Committee would provide basic legislative information to cities with little or no legislative staff, upon request. Third, the Chair of the Committee and the Board President may organize emergency responses to urgent legislative issues, consistent with prior decisions made by the Board of Directors.

- c. City Selection Committee. The City Selection Committee shall have the membership and purposes set forth in Government Code sections 50270-50279.4 and shall be governed by the requirements of such sections. In accordance with state law, the membership of the City Selection Committee shall consist of the Mayor of each City in the County, whether or not any such City is a member of the Agency. When the Mayor is unable to attend a meeting of the City Selection Committee, the Mayor shall designate another member of the city's legislative body to attend and vote at the meeting as the Mayor's representative. Eight (8) votes are required to appoint representatives to boards, commissions or agencies.

Section 2. Other Committees Authorized.

- a. A nominating committee will be appointed as required and in accordance with the provisions of Article IV.
- b. The President, with the consent and approval of the Board of Directors, may appoint such committees as may be necessary from time to time, and designate the chair and the purpose of each such committee. Subject to the Board of Directors' consent and approval, any elected official of any member City shall be eligible to serve upon any such committee.

Section 3. Quorum. A majority of the members of each committee shall constitute a quorum to do business at any such regular or special meeting. Whenever a quorum is not present, the meeting shall be adjourned or postponed to a subsequent time and place as determined by the Chair.

ARTICLE VII

FINANCES

Section 1. Budget. In accordance with Article 8.3.5 of the Agreement, on or before April 30 of each calendar year, the Board of Directors shall approve a budget for the Agency for the fiscal year commencing with July 1 of the same calendar year. A copy of the budget when approved and a copy of the final budget when adopted shall be transmitted to each member City.

Section 2. Significant Programs. In accordance with Article 15 of the Agreement, any program or activity that requires \$10,000 or more (as adjusted by CPI) in annual expenditures shall require approval by a two-thirds vote of the members of the Board of Directors. Any components of the annual operating budget proposed pursuant to Article VII, Section 1 that qualify as a significant program shall be subject to this two-thirds vote approval requirement,

whether those significant programs are proposed as a part of the annual operating budget or as a subsequent, mid-year budget adjustment.

Section 3. Dues. Each Member City shall pay to this Agency annual membership fees in accordance with a dues schedule adopted by the Board of Directors as part of the annual operating budget on or before April 30 of each year. Dues shall be for the fiscal year commencing July 1 and shall be an amount for each member City based upon the approved annual operating budget. The full amount shall be due and payable on or before July 1 of each year. Any City becoming a member of this Agency during a fiscal year shall pay the full dues for that year prior to exercising any rights of membership.

Section 4. Funds. All funds received by the Agency from the membership or any other source shall be deposited in a financial institution or institutions determined by the Secretary/Treasurer and disbursed only by persons designated by the Board of Directors as signers on the account including the Executive Director, the Secretary/Treasurer, and the President.

Section 5. Accounting. In accordance with Article 16 of the Agreement, every year, an audit of the Agency's finances shall be completed and copies thereof shall be filed with the Board of Directors and the County Auditor for Santa Clara County. Upon request, a complete written account of all receipts and disbursements during the previous year, showing the opening and closing balances shall be prepared by the Secretary/Treasurer or a designee. Copies thereof shall be made available to the Board of Directors. On a quarterly basis, bank and reconciliation statements shall be reviewed and approved by the Secretary/Treasurer. Quarterly reports of accounting and investments shall be prepared and made available to the Board of Directors by the Secretary/Treasurer or a designee.

ARTICLE VIII

ADOPTION AND AMENDMENTS

Section 1. Adoption. These Bylaws shall become effective upon the affirmative vote of a majority of the Board of Directors present and voting.

Section 2. Amendments. These Bylaws may be amended only in the following manner: Proposed amendments shall be submitted in writing to the Board of Directors for approval, and if approved, shall thereafter be submitted in writing to each member City of the Agency at least thirty (30) days before action thereon is required by the membership. An affirmative vote of the majority of the Board of Directors present and voting shall be required for approval.



City of Gilroy

STAFF REPORT

Agenda Item Title: Appointment of a Council Member to the Gilroy Gardens Lease Ad Hoc Committee

Meeting Date: January 6, 2025

From: Jimmy Forbis, City Administrator

Department: Administration

Submitted By: Jimmy Forbis, City Administrator

Prepared By: Bryce Atkins, Assistant to the City Administrator

STRATEGIC PLAN GOALS

Develop a Financially Resilient Organization
Promote Economic Development Activities

RECOMMENDATION

Council appoint a member of the City Council to the Gilroy Gardens Lease Ad Hoc Committee.

BACKGROUND

On October 7, 2024, the City Council established an ad hoc committee consisting of three City Council members to assist in negotiating a new lease agreement with the Gilroy Gardens Family Theme Park for operating the City-owned park. Currently, there is one vacancy on the committee, and the Council needs to select a replacement member to fill this position and maintain the original number of committee members established at its formation.

ALTERNATIVES

None.

FISCAL IMPACT/FUNDING SOURCE

None.

PUBLIC OUTREACH

This item was included on the publicly posted agenda for this meeting.

Contact: Zach Hilton
Zachary.Hilton@cityofgilroy.org
 669-270-6232



ZACH HILTON
 Gilroy City Council Member

Livable Gilroy for All

January 6, 2025

Future Agenda Item Request Memorandum- I'd like to propose that we direct staff to provide an update on the status and what staff needs to complete in regards to the ***Housing Element Programs¹ (Collaboration with Development Community, ADU Pre-Designed Plans, and Inclusionary Housing Policy)*** that were to be completed by the end of 2024. Completion of these items needs to be included in our April 2025 Annual Progress Report (APR) to State HCD in order to ensure that we don't lose our current Housing Element 2023-2031 state certification and open ourselves up for more Builder's Remedy projects, while implementing our goals, policies, and programs that are consistent with the direction of the City's other General Plan elements, specifically the Land Use Element, Potential Hazards Element, and the Environmental Justice Element.

*The City must monitor and report on the results of these and other programs through the annual progress report, required pursuant to Government Code section 65400. Please be aware, Government Code section 65585, subdivision (i) grants HCD authority to review any action or failure to act by a local government that it determines is inconsistent with an adopted housing element or housing element law. This includes failure to implement program actions included in the housing element. **HCD may revoke housing element compliance if the local government's actions do not comply with state law.**²*

Housing Element page 165 Program G-1 states **Collaboration with Development Community**, The City shall continue to cultivate new and existing relationships, throughout the planning period, with for-profit and non-profit development companies working in the area of affordable housing, facilitating collaborative approaches to affordable housing development. Invite affordable housing developers and developers of housing for special needs households to the annual developer roundtable meeting and the creation of developer interest list. *Have we contacted any of the land owners of the 40 opportunity sites³ on our site's inventory? We have one opportunity site located at 7050 Monterey St APN 841-14-001 Jose Montes 11/19/2024 submitted an AS 24-19 application for construction of a new mixed-use building and 90 new multi-family units.⁴ We have identified this site for 16 low-income units to meet our 2023-2031 RHNA. How*

¹<https://www.cityofgilroy.org/DocumentCenter/View/14379/Gilroy-2023-2031-Housing-Element-adopted-certified?bidId=>

² <https://www.cityofgilroy.org/DocumentCenter/View/14411/HCD-Certification-8-21-23?bidId=>

³ <https://www.cityofgilroy.org/DocumentCenter/View/14445/Gilroy-Opportunity-Sites-Map-List-adopted-certified>

⁴ <https://www.cityofgilroy.org/298/Development-Activity-Projects>

have we engaged early with him in the process to build the 16 low-income units, knowing that we don't have an Inclusionary Housing Policy in place either. We have one opportunity site located at 8360 Swanston Ln APN 841-01-064 Rodney Edmiston 8/20/2024 submitted an M 24-17 preliminary application for construction of a new 3-story 28 unit apartment building. We have identified this site for 2 moderate income units to meet our 2023-2031 RHNA. How have we engaged early with him in the process to build the 2 moderate-income units, knowing that we don't have an Inclusionary Housing Policy in place either.

From SV@Home Letter Dated October 12, 2022⁵ & March 6, 2023- A review of the City's Sites Inventory focusing on the Downtown Specific Plan area, which falls within a R/ECAP, found that roughly half of the lower-income units are in this major plan area. Of those units, nearly 60 percent are planned for sites that have capacities of 50 units or less, a metric that holds true for lower-income sites throughout the site inventory. ***According to the Housing Element Sites Inventory Guidebook, lower income sites that do not have a capacity of 50 to 150 units are less competitive for State and Federal resources to build affordable housing, which makes them less financially feasible.*** HCD requires a site-by-site assessment, and/or a detailed analysis that uses recent local development trends, to demonstrate the feasibility of these sites redeveloping with low-income housing despite their limited capacity. If these sites are not developed, the City would have a RHNA deficit. Given that the likelihood of adequately funding lower-income units is low, these sites should either have their realistic capacity assumptions heavily discounted, or be removed from the Sites Inventory and be replaced with sites that, as HCD strongly recommends, could accommodate developments of 50-150 units. In lieu of that, the City should heavily discount the realistic capacity of sites planned for fewer than 50 lower-income units and add additional sites to the inventory to address the resulting capacity deficit.

Housing Element page 278 Program A-7 **ADU Pre-Designed Plans-** The City will develop an ADU program that includes pre designed "model" plans for ADUs that meet zoning and building, and fire codes. The program may be modeled after successful programs implemented in other cities. *We have budgeted already for this and have the resources through the County Planning Collaborative.*

Housing Element page 282 Program A-11 **Inclusionary Housing Policy-**⁶ Develop an affordable housing policy to establish inclusionary housing requirements so that specified new developments reserve a percentage of the total units for lower and moderate-income households or pay an in-lieu of housing fee for projects below the threshold for inclusionary housing, such as smaller projects that cannot feasibly construct affordable housing. *The adoption of an Inclusionary Housing Ordinance is an important ordinance that has been overlooked, and was included as an action item in our 2007 housing element, but never implemented. Then again in 2018 according to Santa Clara County Civil Grand Jury Report "Affordable Housing: Density is Our*

⁵https://siliconvalleyathome.org/wp-content/uploads/2022/10/SVH-City-of-Gilroy-HEU-Comment-Letter-10_12_22.pdf

⁶ <https://www.cityofgilroy.org/1000/Affordable-Housing-Policy>

Destiny” included a recommendation stating that “Gilroy (should) increase inclusionary housing requirements for the below market housing to at least 15% (of new dwelling units) by the end of 2019. That was never implemented. This policy was budgeted and funded through unspent Housing Element funds, the city did an RFP and selected EcoNorthwest, who presented it to the Gilroy City Council on November 6, 2023⁷. That was the last update provided.

We have a Housing and Community Services Manager that has the past and current experience to implement this policy and the City of Gilroy has a sizable Affordable Housing Portfolio that includes Ownership and Rental Units. Our current below market rate units are managed by HouseKeys⁸, who has served as the City’s Program Administrator since 2017. They are dedicated to highlighting opportunities for prospective buyers and renters. In cities like Morgan Hill where they have a similar role, they are integrated into city hall and the public through social media, newsletters, presentations to city council, staff reports, and more. It’s been years since they have had the opportunity to present their work to the City Council or provide a staff report for us.

The consequences of failing to effectively and aggressively confront this crisis is hurting thousands of our residents, robbing future generations of the chance to call Gilroy home, stifling economic opportunities for workers and businesses, worsening poverty and homelessness, and undermining our environmental and climate objectives.

If there are delays in executing the Housing Element Annual objectives, please explain why and what the corrective course of action is to ensure we stay on track and remain in compliance to prevent any future builder’s remedy projects. How can the City Council support this endeavor to support staff’s ability to perform? Additionally, what steps have staff taken to continue to educate the community with facts about affordable housing to combat misinformation?

Fiscal Impact Estimate – No fiscal impacts are expected. Staff time will be required to produce the report, but no additional expenditures are required to provide the report.

Staffing Impacts Estimate – Some staff time will be required to produce the report. Specific hours are not readily available for this request only, but since staff will already be working on the status of the General Plan for the annual report in March of 2025, the additional focus for this request to be added to the annual report preparation and presentation in March should only require minimal additional staff time.

⁷ https://youtu.be/f_oIGTZZxlo?si=-15S-Ze8NwqieSm6&t=5220

⁸ <https://www.housekeys5.com>

City of Gilroy

City Council Future Agenda Item Policy



Adopted: March 4, 2024

Purpose/Background

The purpose of this policy is to establish procedural guidelines for the request of future Council-initiated agenda items.

Policy

Future Council-Initiated Agenda Items present an opportunity for City Council Members to request agenda items within the subject matter jurisdiction of the City to be added to future Council meetings for discussion and potential action. Prior to this policy, Council initiated agenda items could be requested with a consensus of the Council without knowledge on the subject or the specific action being asked for before approving the item to be discussed. To aid in the determination of what items are appointed by Council to be discussed at future Council meetings, this policy establishes a set of information to be provided when asking for a future Council agenda item.

All conditions and criteria identified below must be met before a Council-initiated agenda item may be brought to the Council for consideration.

Items may be placed on the agenda by the Mayor, a majority of a quorum of the Council, or by the City Administrator.

For items to be added by a majority of a quorum of the Council, the council member(s) requesting to have an item added to a future agenda must submit a Future Agenda Item Request Memorandum (FAIR Memo).

Before Submitting a FAIR Memo

Prior to preparing a FAIR Memo, Council Members will consult with the City Administrator to discuss the topic, to understand from an administrative and operational perspective the circumstances, planned activities, and other considerations regarding the matter before submitting the request. After the consultation, a FAIR Memo may be prepared and submitted to the City Administrator. Any FAIR Memo that is submitted without the prior consultation shall not be placed on an agenda until such consultation takes place.

Procedure to Submit and Process a FAIR Memo

- Either an individual or group of two or three Councilmembers may prepare a brief FAIR Memo outlining a request to create a future agenda item for the Council to consider at an upcoming Council meeting.
- Councilmembers shall submit FAIR Memos directly to the City Administrator.
- Completed FAIR Memos shall be provided to the City Administrator by noon on the Tuesday prior to the Council meeting that the memo is intended to be agendaized, to provide time for the City Administrator and City Clerk to process for the Council packet.

- To avoid a Brown Act violation, FAIR Memos are not to be shared with Councilmembers outside of the group who authored a specific memorandum.
- FAIR Memos shall be structured as described below. FAIR Memos shall:
 - Not exceed two (2) pages.
 - Be focused on the need for a future agenda item without advocating for or against the merits of the agenda item being requested.
 - Contain a brief summary outlining the request and any relevant background information.
 - Contain a fiscal impact estimate.
 - Contain a staffing/labor impact estimate.
 - Include copies of any resolutions, proclamations, documents and other associated material that is to be considered as part of the proposed action.
- The City Administrator will review and determine the compliance of the FAIR Memo consistent with this policy and the Ralph M. Brown Act (open meetings law) or provide feedback to the authors.
- The City Administrator will schedule compliant FAIR Memos to be placed on a Council Meeting agenda within 30-45 days of the request. City staff shall prepare a brief staff report discussing initial thoughts and considerations about the item, and to address the fiscal and staff time impact estimates in the FAIR Memo. Maximum staff time spent on the FAIR Memo shall not exceed an hour.
- Compliant FAIR Memos will be included under the Future Council Initiated Agenda Items section of the Council meeting agenda, which shall be located towards the end of the agenda, immediately preceding the City Administrator's Report section. There, the City Council may give direction if the item is to be brought back on a future agenda meeting for discussion and potential action. Council may direct the City Administrator to agendize the matter for Council action at least two meetings out, allowing City staff sufficient time to conduct its analysis and prepare a staff report.
- FAIR Memos that are not compliant with this policy shall be returned to the submitting Council Member(s) with a description of precisely how the FAIR Memo does not comply with the policy.