

**COUNCIL ACTION MINUTES
MONDAY, JANUARY 6, 2025 | 6:00 PM**

1. OPENING

1.1. Call to Order

1.2. Pledge of Allegiance

The Pledge of Allegiance was led by Council Member Bracco.

1.3. Invocation

The Invocation was led by Pastor Greg Quirke.

1.4. City Clerk's Report on Posting the Agenda

Interim City Clerk, Beth Minor announced the agenda was posted on Friday, January 3, 2025 at 3:45 PM.

1.5. 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

1.6. Orders of the Day

There were none.

1.7. Employee Introductions

Sharon Goei, Community Development Director introduced Senior Planner Valerie Negrete.

2. CEREMONIAL ITEMS - Proclamations and Awards

There were none.

3. COUNCIL CORRESPONDENCE (Informational Only)

There were none.

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

Mayor Bozzo opened Public Comment.

Delmar Nielson asked the Council to form a committee to discuss the homeless issue within the city, in part due to the amount of garbage at Alexander Street and 9th Street.

Terry Hernandez announced Pride Social South County is officially a nonprofit.

Ron Kirkish spoke regarding the problems surrounding the homeless encampments within the city.

Gregory Filios asked the Council to continue to build on the city projects that have already been started.

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

5. REPORTS OF COUNCIL MEMBERS

Council Member Bracco

No Report

Council Member Fugazzi

No Report

Council Member Marques

No Report

Council Member Hilton reported Silicon Valley Clean Energy Authority JPA approved the agency's participation in the California Public Utilities Commission Hourly Flex Pricing Pilot program.

Council Member

No Report

Council Member Cline

No Report

Mayor Bozzo

No Report

6. BOARD AND COMMISSION INTERVIEWS

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

7. CONSENT CALENDAR

- 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. Enactment No.: Resolution No. 2025-01.**
- 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.

Mayor Bozzo opened Public Comment.

There being no speakers, Mayor Bozzo closed Public Comment

MOTION: To approve Agenda Item Nos. 7.1-7.4.

RESULTS:	PASS: 7-0 ROLL CALL VOTE
MOVER:	Dion Bracco, Council Member
SECONDER:	Carol Marques, Council Member
AYES:	BRACCO, FUGAZZI, MARQUES, HILTON, RAMIREZ, CLINE, BOZZO
NOES:	
ABSENT:	
ABSTAIN:	

8. BIDS AND PROPOSALS

There were none.

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

Mayor Bozzo opened the Public Hearing.

There being no speakers, Mayor Bozzo closed the Public Hearing.

MOTION: To 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.

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

MOTION: To read the ordinance by title only and waive further reading.

RESULTS:	PASS: 7-0 ROLL CALL VOTE
MOVER:	Carol Marques, Council Member
SECONDER:	Zack Hilton, Council Member
AYES:	BRACCO, FUGAZZI, MARQUES, HILTON, RAMIREZ, CLINE, BOZZO
NOES:	
ABSENT:	

ABSTAIN:

MOTION: To 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.

RESULTS:	PASS: 7-0 ROLL CALL VOTE
MOVER:	Tom Cline, Council Member
SECONDER:	Kelly Ramirez, Council Member
AYES:	BRACCO, FUGAZZI, MARQUES, HILTON, RAMIREZ, CLINE, BOZZO
NOES:	
ABSENT:	
ABSTAIN:	

10. UNFINISHED BUSINESS

There was none.

11. INTRODUCTION OF NEW BUSINESS

11.1. Appointment of Councilmembers to the Downtown Committee.

Mayor Bozzo opened Public Comment.

There being no speakers, Mayor Bozzo closed Public Comment.

MOTION: To appoint Council Members Ramirez and Fugazzi to serve on the Downtown Committee.

RESULTS:	PASS: 7-0 ROLL CALL VOTE
MOVER:	Tom Cline, Council Member
SECONDER:	Dion Bracco, Council Member
AYES:	BRACCO, FUGAZZI, MARQUES, HILTON, RAMIREZ, CLINE, BOZZO
NOES:	
ABSENT:	
ABSTAIN:	

11.2. Cities Association of Santa Clara County Membership Renewal Request.

Mayor Bozzo opened Public Comment.

There being no speakers, Mayor Bozzo closed Public Comment.

MOTION: To re-join the Cities Association of Santa Clara County.

RESULTS:	PASS: 7-0 ROLL CALL VOTE
MOVER:	Zach Hilton, Council Member
SECONDER:	Tom Cline, Council Member
AYES:	BRACCO, FUGAZZI, MARQUES, HILTON, RAMIREZ, CLINE, BOZZO
NOES:	

ABSENT:
ABSTAIN:

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

Mayor Bozzo opened Public Comment.

There being no speakers, Mayor Bozzo closed Public Comment.

MOTION: To appoint Mayor Bozzo to the Gilroy Gardens Lease Ad Hoc Committee.

RESULTS:	PASS: 7-0 ROLL CALL VOTE
MOVER:	Tom Cline, Council Member
SECONDER:	Terence Fugazzi, Council Member
AYES:	BRACCO, FUGAZZI, MARQUES, HILTON, RAMIREZ, CLINE, BOZZO
NOES:	
ABSENT:	
ABSTAIN:	

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.

Mayor Bozzo opened Public Comment.

There being no speakers, Mayor Bozzo closed Public Comment.

13. CITY ADMINISTRATOR'S REPORTS

City Administrator, Jimmy Forbis noted the area by Alexander Street and 9th Street is Union Pacific Railroad property and the city cannot do any cleanup work due to it not being city property. He reminded everyone that there will be a strategic planning meeting on Wednesday, February 12, 2025 for the 2-year budget cycle discussion. He encouraged everyone to take time to complete the Community Survey. He also mentioned the passing of Proposition 36 and how it could help with retail thefts.

14. CITY ATTORNEY'S REPORTS

City Attorney, Andy Faber advised he had nothing to report. He read the Closed Session titles into the record.

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.

The Council unanimously voted to go into the Closed Session. The Council then unanimously voted to stay in the Closed Session.

16. ADJOURN TO OPEN SESSION

Upon adjournment to open session, the City Attorney announced orally that there was no reportable action.

17. ADJOURNMENT

The meeting was adjourned at 10:37 P.M.

I HEREBY CERTIFY that the foregoing minutes were duly and regularly adopted at a regular meeting on January 27,2025 of the City Council of the City of Gilroy.

DocuSigned by:

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/s/Beth Minor
Interim City Clerk

