

City of Gilroy
City Council Regular Meeting Minutes
1/9/2023 6:00 PM

1. OPENING

1.1. Call to Order

The meeting was called to order by Mayor Blankley at 6:00 PM.

1.2. Pledge of Allegiance

Mayor Blankley led the Pledge of Allegiance.

1.3. Invocation

Pastor Greg Quirke from South Valley Community Church led the Invocation.

1.4. City Clerk's Report on Posting the Agenda

City Clerk Pham declared the posting of the agenda.

1.5. Roll Call

Attendee Name	Title	Status
Rebeca Armendariz	Council Member	Present
Dion Bracco	Mayor Pro Tempore	Present
Tom Cline	Council Member	Present
Zach Hilton	Council Member	Present
Carol Marques	Council Member	Present
Fred Tovar	Council Member	Present
Marie Blankley	Mayor	Present

1.6. Orders of the Day

There were none.

1.7. Employee Introductions

Police Chief Espinoza introduced Community Services Officer Jacqueline Quaresma.

Community Development Director Goei introduced Planner II Erin Freitas.

Finance Director Sangha introduced Accounting Assistant Nellie Elizondo.

2. CEREMONIAL ITEMS - Proclamations and Awards

There were none.

3. PRESENTATIONS TO THE COUNCIL

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

Mayor Blankley opened Public Comment.

The following members spoke on items that were not on the agenda:

James D. Polo brought to Council's attention about construction work noise violation on First and Wren.

Jeff Orth, Chairman of Gilroy Downtown Business Association (GDBA), provided an update about the makeup of the GDBA.

Ron Kirkish thanked the City Administrator and Public Works for their work with regard to keeping the City in good shape during the rainstorms.

Robert Zepeda spoke about the need to protect children from sexual predators.

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

4. REPORTS OF COUNCIL MEMBERS

Council Member Bracco reported on the Santa Clara Library Joint Powers Authority.

Council Member Armendariz had nothing to report.

Council Member Marques had nothing to report.

Council Member Hilton reported on VTA Policy Advisory Committee and Silicon Clean Energy Authority JPA Board.

Council Member Cline had nothing to report.

Council Member Tovar had nothing to report.

Mayor Blankley reported on Economic Development Corporation. She also mentioned that the Interfaith Community of South County will be hosting their annual MLK Interfaith gathering, Sunday, January 15th, at St. Mary's.

5. COUNCIL CORRESPONDENCE

There were none.

6. **FUTURE COUNCIL INITIATED AGENDA ITEMS**

Council Member Tovar requested that Council discuss the creation of a Standing Committee for Downtown. The item received majority support.

Council Member Armendariz requested Council to discuss having a weather shelter within the City. The item received majority support.

7. **CONSENT CALENDAR**

Mayor Blankley opened Public Comment.

There being no speakers, Mayor Blankley closed Public Comment.

RESULT: Pass

MOVER: Dion Bracco, Council Member

SECONDER: Rebeca Armendariz, Council Member

AYES: Council Member Armendariz, Bracco, Cline, Hilton, Marques, Tovar, and Mayor Blankley

7.1. **Action Minutes of the December 12, 2022 City Council Special Meeting**

A motion was made to approve the minutes.

7.2. **Removal of Commissioner Destiny Saldate from Youth Commission Pursuant to Gilroy City Charter Section 900.**

A motion was made to remove Commissioner Destiny Saldate from Youth Commission.

7.3. **Acceptance of the Annual Development Impact Fee Report for Fiscal Year 2021-2022 as Required under Government Code 66000**

A motion was made to accept the Annual Development Impact Fee Report for Fiscal Year 2021-2022.

7.4. **Adopt an Ordinance of the City Council of the City of Gilroy Repealing Ordinance Number 99-13, Removing the Use of Liens to Collect for Delinquent Garbage Fees**

A motion was made to adopt the ordinance.

Enactment No.: Ordinance No. 2023-01

7.5. **Claim of Roohi Eskandarian (The City Administrator recommends a “yes” vote under the Consent Calendar shall constitute the denial of the claim.)**

A motion was made to deny the claim.

8. **BIDS AND PROPOSALS**

There were none.

9. **PUBLIC HEARING**

There were none.

10. **UNFINISHED BUSINESS**

10.1. **Annual Appointments to City Boards, Commissions, and Committees With Seats Vacant or Expired as of December 31, 2022**

Mayor Blankley opened Public Comment.

There being no speakers, Mayor Blankley closed Public Comment.

Council appointed the following individuals to the various boards and commissions:

Arts and Culture Commission

No appointment was made to the Arts and Culture Commission with a term expiring 12/31/2024; and

No appointment was made to the Arts and Culture Commission with a term expiring 12/31/2025; and

Ruben Dario Villa and **Adilene Moreno** were appointed to the Arts and Culture Commission Two with terms expiring **12/31/2026**.

Building Board of Appeals

Ronald Robinson, Jr. was appointed to the Building Board of Appeals with a term expiring **12/31/2026**.

Library Commission

No appointment was made to the Library Commission with a term expiring **12/31/2026**.

Open Government Commission

Terrence Fugazzi was appointed to the Open Government Commission with a term expiring **12/31/2024**; and

Diane Sanchez Bentz and **Shayne Somavia** were appointed to the Open Government Commission with terms expiring **12/31/2026**.

Parks and Recreation Commission

Luis Ramirez was appointed to the Parks and Recreation Commission with a term expiring **12/31/2026**.

Personnel Commission

No appointments were made to the Personnel Commission with terms expiring **12/31/2026**.

Physically Challenged Board of Appeals

No appointments were made to the Physically Challenged Board of Appeals with terms expiring **12/31/2025**; and

No appointments were made to the Physically Challenged Board of Appeals with terms expiring **12/31/2026**.

Planning Commission

Michelle Montez was appointed to the Planning Commission with a term expiring **12/31/2023**; and

Manny Bhandal and **Kelly Ramirez** were appointed to the Planning Commission with terms expiring **12/31/2026**.

Youth Commission

Melanie Reynolds and **Jaimee Nguyen** were appointed to the Youth Commission with terms **9/30/2024**.

11. INTRODUCTION OF NEW BUSINESS

11.1. A Resolution of the City Council of the City of Gilroy Authorizing the Submittal of Applications for Payment Programs and Related Authorizations

Public Works Director Jordan provided staff presentation and responded to Council Member questions.

Mayor Blankley opened Public Comment.

There being no speakers, Mayor Blankley closed Public Comment.

Possible Action: *Adopt a resolution authorizing the City's application for recycling program funding through the annual CalRecycle program.*

RESULT: **Pass**

MOVER: Dion Bracco, Council Member

SECONDER: Fred Tovar, Council Member

AYES: Council Members Armendariz, Bracco, Cline, Hilton, Marques, Tovar, and Mayor Blankley

Enactment No.: Resolution No. 2023-01

11.2. Council-Initiated Item: Review of the Social Host Ordinance

City Administrator Forbis provided staff presentation and responded to Council Member questions.

Mayor Blankley opened Public Comment.

There being no speakers, Mayor Blankley closed Public Comment.

Council directed staff to come back to Council with a fine amount of \$1,000.00 and provide Council recommendations on the number of days for the City to cite citations.

11.3. Downtown Survey Results.

Assistant to the City Manager Atkins provided staff presentation and responded to Council Member questions.

Mayor Blankley opened Public Comment.

There being no speakers, Mayor Blankley closed Public Comment.

Council received the report.

12. CITY ADMINISTRATOR'S REPORTS

12.1. Federal Budget Update – Gilroy Allocations

City Administrator Forbis provided a brief report on this item and an update on the City's status in dealing with the rainstorms.

13. CITY ATTORNEY'S REPORTS

13.1. 2023 Brown Act Update (AB 2449)

City Attorney Faber provided a report on this item and responded to Council Member questions.

14. ADJOURN TO CLOSED SESSION IN MEMORY OF DON CHRISTOPHER

15. CLOSED SESSION

Mayor Blankley opened Public Comment.

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

A motion was made by Mayor Blankley to go into Closed Session. The vote was unanimous.

Mayor Blankley adjourned Regular Meeting to Closed Session at 7:23 PM.

The City Council convened into Closed Session at 7:32 PM.

The vote to stay in Closed Session was unanimous.

15.1. Conference with Negotiator – Collective Bargaining Unit Pursuant to Government Code Section 54957.6, Gilroy City Code Section 17A.11 (4)

Collective Bargaining Unit: Gilroy Police Officers Association, Inc.,
Representing Gilroy Police Officers;

City Negotiators: Jimmy Forbis, City Administrator; LeeAnn McPhillips,
Assistant City Administrator/Administrative Services & Human Resources
Director;

Anticipated Issue(s) Under Negotiation: Wages, Hours, Benefits, Working
Conditions; Memorandum of Understanding: MOU Between City of Gilroy &
Gilroy Police Officers

No reportable action.

16. ADJOURN TO OPEN SESSION

Mayor Blankley reported out of Closed Session as shown above.

17. ADJOURNMENT

The meeting was adjourned by Mayor Blankley at 8:16 PM.

I HEREBY CERTIFY that the foregoing minutes were duly and regularly adopted at
a regular meeting of the City Council of the City of Gilroy on January 23, 2023.



Thai Nam Pham, CMC, CPMC
City Clerk