

City of Gilroy
City Council Regular Meeting Minutes
Monday, February 6, 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**

Council Member Cline led the Pledge of Allegiance.

1.3. **Invocation**

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

1.4. **City Clerk's Report on Posting the Agenda**

City Clerk Pham reported on 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**

Mayor Blankley announced that Council will postpone in hearing of Closed Session Item No. 14.1 to February 27, 2023 City Council Regular Meeting.

Mayor Blankley requested to move 11.4 to be the first item heard in Introduction to New Business. She received no objections to the request.

1.7. **Employee Introductions**

Police Chief Espinoza introduced the following Police Officers Mario Corvera, Luis Gonzalez, Travis Johnson, and Justin Rhodes.

2. **CEREMONIAL ITEMS - Proclamations and Awards**

2.1. **Proclamation – Gun Violence Survivors Week**

Mayor Blankley read aloud the proclamation.

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.

Robert Zepeda to discuss the issue of acceptance of drag entertainment within the community.

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

4. **REPORTS OF COUNCIL MEMBERS**

Council Member Bracco recognized Mayor Blankley's birthday.

Council Member Armendariz reported on Santa Clara County Library Joint Powers Authority.

Council Member Marques had nothing to report.

Council Member Hilton reported on Silicon Valley Clean Energy Authority JPA Board.

Council Member Cline reported on Visit Gilroy California Welcome Center Board and Gilroy Youth Task Force Policy Team. He also mentioned his attendance to the Mayor and New Mayors and Council Members Academy hosted by the League of California Cities.

Council Member Tovar wished a Happy Birthday to the Mayor and Council Member Hilton and thanked the public for attending the January 28th Strategic Planning Meeting.

Mayor Blankley reported on CalTrain Policy Group, VTA Board of Directors, VTA Board Workshop, VTA Administrative and Finance Committee, and Gilroy Youth Task Force.

5. **COUNCIL CORRESPONDENCE**

5.1. **Current Grant Status Update**

Council received the report.

6. **FUTURE COUNCIL INITIATED AGENDA ITEMS**

Council Member Hilton requested for Council to receive a presentation from CARAS a youth center at a future meeting. The item received majority support.

7. **CONSENT CALENDAR**

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

Motion: Adopt the Consent Calendar.

RESULT: Pass

MOVER: Dion Bracco, Mayor Pro Tempore

SECONDER: Rebeca Armendariz, Council Member

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

7.1. **Approval of the Action Minutes of the January 23, 2023 City Council Regular Meeting**

A motion was made to approve the minutes.

7.2. **Approval of the Action Minutes of January 28, 2023 City Council Strategic Planning Workshop**

A motion was made to approve the minutes.

7.3. **Claim of Javier Roacho (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.

7.4. **Claim of Mark Ribeiro (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**

8.1. **Approve the Purchase of Two Public Works Vehicles (One 2023 Ford Super Duty F-550 Dump Truck and One 2023 Ford F-150 Crew Cab) Utilizing Sourcewell Bid 091521-NAF in an amount not to exceed \$154,829**

Administrative Services and Human Resources Director McPhillips gave staff presentation and responded to Council Member questions.

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

Motion: Approve the purchase of two public works vehicles (One 2023 Ford Super Duty F-550 Dump Truck and One 2023 Ford F-150 Crew Cab) utilizing Sourcewell bid 091521-NAF in an amount not to exceed \$154,829

RESULT: Pass

MOVER: Fred Tovar, Council Member

SECONDER: Rebeca Armendariz, Council Member

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

9. **PUBLIC HEARING**

There were none.

10. **UNFINISHED BUSINESS**

There were none.

11. INTRODUCTION OF NEW BUSINESS

11.4. Approve a School Resource Officer Memorandum of Understanding for Fiscal Year 2023-2024

Police Chief Espinoza provided staff presentation and responded to Council Member questions.

Mayor Blankley opened Public Comment.

The following speakers spoke in favor of the item:

Debbie Flores
Ron Kirkish
Mike Nebsnick

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

Motion: Adopt a resolution of the City Council of the City of Gilroy authorizing the City Administrator to enter into an agreement between the City of Gilroy and Gilroy Unified School District for two school resource officers, including cost sharing, for Fiscal Year 2023-2024 (FY24).

RESULT: Pass

MOVER: Fred Tovar, Council Member

SECONDER: Tom Cline, Council Member

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

Enactment No.: Resolution No. 2023-06

11.1. Introduction of An Ordinance of the City Council of the City of Gilroy Amending Chapter 19C of the Gilroy City Code Relating to Social Host Accountability to Increase the Penalty Amounts and Increase the Period of Time for Issuing Citations

Assistant to City Administrator Bryce Atkins provided staff presentation and responded to Council Member questions.

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

Motion: Read the ordinance by title only and waive further reading.

RESULT: Pass

MOVER: Dion Bracco, Mayor Pro Tempore

SECONDER: Carol Marques, Council Member

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

City Clerk Pham read aloud the title of the ordinance.

Motion: Introduce an Ordinance of the City Council of the City of Gilroy Amending Chapter 19C of the Gilroy City Code Relating to Social Host Accountability to Increase the Penalty Amounts and Increase the Period of Time for Issuing Citations.

RESULT: Pass

MOVER: Dion Bracco, Mayor Pro Tempore

SECONDER: Fred Tovar, Council Member

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

11.3. **Introduction of an Ordinance of the City Council of the City of Gilroy Amending Chapter 19B of the Gilroy City Code Relating to Smoking Pollution Control to Prohibit Smoking at Multi-family Housing Properties and Public Events**

Assistant to City Administrator Bryce Atkins provided staff presentation and responded to Council Member questions.

Mayor Blankley opened Public Comment.

Thomas Lopez Lara spoke in support of the ordinance.

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

Motion: to read the ordinance by title only and waive further reading of the ordinance.

RESULT: Pass

MOVER: Marie Blankley, Mayor

SECONDER: Tom Cline, Council Member

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

City Clerk Pham read aloud the title of the ordinance.

Motion: Introduce an Ordinance of the City Council of the City of Gilroy Amending Chapter 19B of the Gilroy City Code Relating to Smoking Pollution Control to Prohibit Smoking at Multi-family Housing Properties and Public Events.

RESULT: Pass

MOVER: Zach Hilton, Council Member

SECONDER: Fred Tovar, Council Member

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

11.4. **Discussion and Possible Direction Concerning Oversight/Administration of Council-Adopted Downtown Initiatives**

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

Mayor Blankley opened Public Comment.

Jeanie Rizzuto thanked City Administrator Forbis for having a meeting with her with regard to the beautification of downtown and inquired how she and other members of the community could get involved in the committee.

Ron Kirkish opined that downtown business owners should have longer terms in the standing committee as opposed to the proposed one year.

Terence Fugazzi stated that the City should enforce the current codes.

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

Motion:

- **To continue the current reporting structure for Council to receive information concerning Downtown-related projects/issues;**
- **To form a City Council Downtown Committee for two years with the first year focusing on the nine goals, and year two focusing on new additional goals; and**
- **Council flesh out the goal parameters and the structure of the committee at the March 13, 2023 City Council / Priority Setting Workshop.**

RESULT: Pass

MOVER: Rebeca Armendariz, Council Member

SECONDER: Fred Tovar, Council Member

AYES: Council Member Armendariz, Council Member Cline, Council Member Marques, Council Member Tovar

NAYS: Mayor Pro Tempore Bracco, Council Member Hilton, Mayor Blankley

12. **CITY ADMINISTRATOR'S REPORTS**

City Administrator Forbis provided an update on the Shark Ice Rink Arena and housing update efforts.

12.1. **PG&E Scheduling Impacts on City Projects**

Director of Public Works Jordan provided a brief report and responded to Council Member questions.

12.2. **Downtown Parking Lot Update**

Director of Public Works Jordan provided a brief report and responded to Council Member questions.

13. **CITY ATTORNEY'S REPORTS**

City Attorney Faber gave an update on the Civil Grand Jury Report and Housing Element.

14. **CLOSED SESSION**

14.1. **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

The item was postponed to the February 27, 2023 City Council Regular Meeting.

15. **ADJOURN TO OPEN SESSION**

N/A.

16. **ADJOURNMENT**

The meeting was adjourned by Mayor Blankley at 8:00 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.

/s/Thai Nam Pham, CMC, CPMC
City Clerk

DRAFT