

**City of Gilroy
City Council Regular Meeting Minutes
Monday March 18, 2024 | 6:00 PM**

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 Quirke led the Invocation.

1.4. City Clerk's Report on Posting the Agenda

Interim City Clerk Minor reported on the posting of the agenda.

1.5. Roll Call

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

1.6. Orders of the Day

There were none.

1.7. Employee Introductions

Police Chief Espinoza introduced Police Officer Zachary Tolentino and Police Detention Services Officer David Carter; Finance Director Sangha introduces Network Administrator Sal Ramirez; Assistant to the City Manager Adkins introduced Management Assistant Kylie Katsuyoshi; Community Development Manager Goei introduced Housing and Community Services Manager Christie Thomas.

2. CEREMONIAL ITEMS - Proclamations and Awards

There were none.

3. COUNCIL CORRESPONDENCE (Informational Only)

3.1. Letter from California Consulting Regarding the City's Competitiveness for a FEMA SAFER Grant.

City Administrator, Jimmy Forbis provided a brief overview of the letter.

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 Blankley opened Public Comment.

Beatrice Sorchor spoke about the Water Waste Credit.

Ron Kirkish spoke regarding the Plan Bay Area 2050 report.

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

5. REPORTS OF COUNCIL MEMBERS

Council Member Bracco No report.

Council Member Armendariz No report.

Council Member Marques No report.

Council Member Hilton Reported on attending the Civic Well Conference held in Yosemite. They discussed transportation, clean energy, housing, etc. The City of Gilroy will receive \$350,000 as part of the Appropriations Act of 2024 which will benefit senior housing downtown.

Council Member Cline Reported on the opening of the Gilroy Bowl bowling alley.

Council Member Tovar Thanked everyone who met with him regarding public safety concerns, and all those who supported Downtown businesses this past weekend.

Mayor Blankley Reported on the last VTA Board meeting where they approved the Light Rail extension to Eastridge Mall, and reported on the status of High Speed Rail. She congratulated Mattie Scariot who is the 2024 Woman of the Year from Assembly District 28.

6. CONSENT CALENDAR

6.1. Approval of the Action Minutes of the February 26, 2024 and March 4, 2024 City Council Regular Meetings.

6.2. Acceptance of the City Fiscal Year 2022-23 Federal Single Audit.

6.3. Claim of Rachel Gonzalez-Orosco (The City Administrator recommends a "yes" vote under the Consent Calendar shall constitute denial of the claim).

Mayor Blankley opened Public Comment.

There being no speakers, Mayor Blankley closed Public Comment.

MOTION: Approve Consent Calendar Numbers 6.1 through 6.3.

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

7. BIDS AND PROPOSALS

7.1. Award a Three-Year Agreement for City-wide Microsoft Licenses and Services to Dell in the Amount of \$440,790, With a 10% Contingency, for a Total Not-to-Exceed Amount of \$484,869, Utilizing the County of Riverside Cooperative Agreement.

Mayor Blankley opened Public Comment.

There being no speakers, Mayor Blankley closed Public Comment.

MOTION: Award the three-year agreement for Microsoft Licenses and Services to Dell Technologies for the amount of \$440,790, and a contingency of 10%, for a total not to exceed amount of \$484,869, utilizing the County of Riverside cooperative agreement, and authorize the City Administrator to execute the purchase contract documents.

RESULTS:	PASS: 7-0
MOVER:	Dion Bracco, Council Member
SECONDER:	Tom Cline, Council Member
AYES:	BRACCO, ARMENDARIZ, MARQUES, HILTON, CLINE, TOVAR, BLANKLEY
NOES:	
ABSENT:	
ABSTAIN:	

7.2. Award a Contract to Trincherro Construction, Inc. for the Gourmet Alley Improvement Project No. 24-PW- 287 in the Amount of \$2,975,648, Approve a Project Contingency of \$502,767, and Approve a Total Project Expenditure of \$3,478,415 for Construction.

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

MOTION: Award a Contract to Trincherro Construction, Inc. in the amount of \$2,975,648, approve a project contingency of \$502,767, approve a total expenditure of \$3,478,415 for construction of the Gourmet Alley Improvement Project No. 24- PW-287, and authorize the City

Administrator to execute the Contract and associated documents.

RESULTS:	PASS: 7-0
MOVER:	Tom Cline, Council Member
SECONDER:	Dion Bracco, Council Member
AYES:	BRACCO, ARMENDARIZ, MARQUES, HILTON, CLINE, TOVAR, BLANKLEY
NOES:	
ABSENT:	
ABSTAIN:	

- 8. **PUBLIC HEARINGS** There were none.
- 9. **UNFINISHED BUSINESS** There was none.
- 10. **INTRODUCTION OF NEW BUSINESS**

10.1. **Approve a School Resource Officer Memorandum of Understanding for Fiscal Year 2024-2025.**

Mayor Blankley opened Public Comment.

Jason Pratico spoke regarding the incident as Luigi Aprea School and the lack of School Resource Officers.

Jason Locsin spoke regarding the lack of security at the schools, and the need or more School Resource Officers.

Ron Kirkish spoke regarding Assembly Bill 3038 which is regarding school safety.

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 2024-2025 (FY25).

RESULTS:	PASS: 7-0 Roll Call Vote
MOVER:	Marie Blankley, Mayor
SECONDER:	Carol Marques, Council Member
AYES:	BRACCO, ARMENDARIZ, MARQUES, HILTON, CLINE, TOVAR, BLANKLEY
NOES:	
ABSENT:	
ABSTAIN:	

Enactment No.: Resolution No. 2024-17

10.2. **2023 General Plan and Housing Element Annual Progress Report.**

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

MOTION: Accept the report and direct staff to submit the 2023 Annual Progress Report to the California Department of Housing and Community Development and the Governor’s Office of Planning and Research, no later than April 1, 2024.

RESULTS:	PASS: 7-0
MOVER:	Rebeca Armendariz, Council Member
SECONDER:	Carol Marques, Council Member
AYES:	BRACCO, ARMENDARIZ, MARQUES, HILTON, CLINE, TOVAR, BLANKLEY
NOES:	
ABSENT:	
ABSTAIN:	

10.3. Approve the First Amendment to Funding Agreement between the City and VTA for the US 101/SR 152/10th Street Interchange Improvement Project and Adopt a Resolution to Amend the City Budget to Reallocate \$600,000 from FY 2025 to FY 2024 in Traffic Impact Fund (425) and Appropriate Proposed Expenditure Amendment to Meet the Current City Funding Obligation of the PA&ED Phase of the Project.

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

MOTION:

- a) Approve the First Amendment to the Funding Agreement between the City of Gilroy and the Valley Transportation Authority (VTA) for the US 101/SR 152/10th Street Interchange Improvement Project (PW Project # 800770) and approve payment to VTA in the amount of \$600,000 as the City’s lump sum financial share towards the Project Approval & Environmental Document (PA&ED) phase; and
- b) Adopt a Resolution of the City Council of the City of Gilroy to increase the Fiscal Year 2024 Budget and decrease the Fiscal Year 2025 Budget by \$600,000 in the Traffic Impact Fund (425).

RESULTS:	PASS: 7-0 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. 2024-16

10.4. Consideration of the Arts and Culture Commission's Public Art Campaign "For the Love of Gilroy" Streetlight Banner Art.

Mayor Blankley opened Public Comment.

There being no speakers, Mayor Blankley closed Public Comment.

MOTION: To approve the Arts and Culture Commission's public art campaign; that eligible artists must live or work in Gilroy, to include unincorporated Gilroy; and to reach out to all schools within Gilroy. In the event there are insufficient submissions, the Commission is to return to Council for further guidance.

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

10.5. Accept the Donation of Inclusive Play Equipment from Gilroy Rotary Clubs for the Donald "Elvis" Prieto Downtown Pop-up Park.

Mayor Blankley opened Public Comment.

There being no speakers, Mayor Blankley closed Public Comment.

MOTION: To accept the donation.

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

11. FUTURE COUNCIL INITIATED AGENDA ITEMS

11.1. Request for a Future Agenda Item to Adopt a Resolution Proclaiming April 2024 as Arts, Culture and Creativity Month.

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

MOTION: To agendize this item on the April 8, 2024 Council meeting under Consent Calendar.

RESULTS:	PASS: 7-0
MOVER:	Rebeca Armendariz, Council Member
SECONDER:	Zach Hilton, Council Member
AYES:	BRACCO, ARMENDARIZ, MARQUES, HILTON, CLINE, TOVAR, BLANKLEY
NOES:	
ABSENT:	
ABSTAIN:	

12. CITY ADMINISTRATOR'S REPORTS

- 12.1. Fire Department Presentation on Automated External Defibrillators and Mechanical Chest Compression Device.**

13. CITY ATTORNEY'S REPORTS

Andy Faber, City Attorney spoke regarding 2 recent Supreme Court cases that dealt with social media and public employees.

14. CLOSED SESSION

14.1. 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.

14.2. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to GC Sec. 54956.8 and GCC Sec.17A.8 (a) (2)

Property: City-Owned 536 Acres at Hecker Pass (Including 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 Parties to Negotiations: Chris Sutton, Select Contracts Under Negotiations: Price and terms of payment for sale or lease.

14.3. CONFERENCE WITH REAL PROPERTY NEGOTIATORS Pursuant to GC

Sec. 54956.8 and GCC Sec. 17A.8

Properties: 10th Street Bridge: APNs 808-19-007, 799-30-006, 799-30-007, 808-19-020, 808-50-999, Thomas Luchessa Bridge: APNs 808-21-025, 808-

21-023, 808-21-021, 808-21-018, New Fire Station: APNs 808-18-003, 808-19- 029

Negotiators: Jimmy Forbis, City Administrator

Other Party to Negotiations: John M. Filice Jr., Glen Loma

Corporation Under Negotiation: Price and terms of payment

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

MOTION: To stay in closed session.

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

15. 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 (a); Public Report of the vote to continue in closed session if required under GCC Section 17A.11 (e).

Mayor Blankley reported no reportable action.

16. ADJOURNMENT

The meeting was adjourned at 9:11 P.M.

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/Beth Minor
Interim City Clerk