



CITY COUNCIL REGULAR MEETING AGENDA

CITY 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, MAY 19, 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

COMMENTS BY THE PUBLIC WILL BE TAKEN ON AGENDA ITEMS BEFORE ACTION IS TAKEN BY THE CITY COUNCIL. Public testimony is subject to reasonable regulations, including but not limited to time restrictions for each individual speaker. *****Please limit your comments to 3 minutes.***** The amount of time allowed per speaker may vary at the Mayor's discretion depending on the number of speakers and length of the agenda.

Written comments on any agenda item may be emailed to the City Clerk's Office at publiccomment@cityofgilroy.org or mailed to the Gilroy City Clerk's Office at City Hall, 7351 Rosanna Street, Gilroy, CA 95020. Comments received by the City Clerk's Office by 1 p.m. on the day of a Council meeting will be distributed to the City Council prior to or at the meeting and available for public inspection with the agenda packet located in the lobby of Administration at City Hall, 7351 Rosanna Street prior to the meeting. Any correspondence received will be incorporated into the meeting record. Items received after the 1 p.m. deadline will be provided to the City Council as soon as practicable. Written comments are also available on the City's Public Records Portal 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 challenge any planning or land use decision made at this meeting in court, you may be limited to raising only those issues you or someone else raised at the public hearing held at this meeting, or in written correspondence delivered to the City Council at, or prior to, the public hearing. Please take notice that the time within which to seek judicial review of any final administrative determination reached at this meeting is governed by Section 1094.6 of the California Code of Civil Procedure.

A Closed Session may be called during this meeting pursuant to Government Code Section 54956.9 (d)(2) if a point has been reached where, in the opinion of the legislative body of the City on the advice of its legal counsel, based on existing facts and circumstances, there is a significant exposure to litigation against the City.

Materials related to an item on this agenda submitted to the City Council after distribution of the agenda packet are available with the agenda packet on the City website at www.cityofgilroy.org subject to the Staff's ability to post the documents before the meeting.

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 assistance with translation and would like to speak during public comment, please contact the City Clerk a minimum of 72 hours prior to the meeting at 408-846-0204 or e-mail the City Clerk's Office at 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 regular 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
 - 2.1. Proclamation Declaring May 2025 as National Bike Month
 - 2.2. Proclamation Declaring May 18 to May 24, 2025, as National Public Works Week
3. COUNCIL CORRESPONDENCE (Informational Only)
4. PRESENTATIONS TO THE COUNCIL
 - 4.1. Annual Sister Cities Association Presentation
 - 4.2. PUBLIC COMMENT BY MEMBERS OF THE PUBLIC ON ITEMS NOT ON THE AGENDA BUT WITHIN THE SUBJECT MATTER JURISDICTION OF THE CITY COUNCIL

This portion of the meeting is reserved for persons desiring to address the Council on matters within the Gilroy City Council's jurisdiction but not on the agenda. Persons wishing to address the Council are requested to complete a Speaker's Card located at the entrances and handed to the City Clerk. Speakers are limited to 1 to 3 minutes each, varying at the Mayor's discretion depending on the number of speakers and length of the agenda. The law does not permit Council action or extended discussion of any item not on the agenda except under special circumstances. If Council action is requested, the Council may place the matter on a future agenda.

Written comments to address the Council on matters not on this agenda may be e-mailed to the City Clerk's Office at publiccomment@cityofgilroy.org or mailed to the Gilroy City Clerk's Office at City Hall, 7351 Rosanna Street, Gilroy, CA 95020. Comments received by the City Clerk's Office by 1:00 pm on the day of a Council meeting will be distributed to the City Council prior to or at the meeting and available for public inspection with the agenda packet located in the lobby of Administration at City Hall, 7351 Rosanna Street, prior to the meeting. Any correspondence received will be incorporated into the meeting record. Items received after the 1:00pm deadline will be provided to the City Council as soon as practicable. Written material provided by public members under this section of the agenda will be limited to 10 pages in hard copy. An unlimited amount of material may be provided electronically.

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, 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. **CONSENT CALENDAR**

All matters listed under the Consent Calendar are considered by the City Council to be routine and will be enacted by one motion. There will be no separate discussion of these items unless a request is made by a member of the City Council or a member of the public. Any person desiring to speak on any item on the consent calendar should ask to have that item removed from the consent calendar prior to the time the City Council votes to approve. If removed, the item will be discussed in the order in which it appears.

- 6.1. **Approval of Minutes for the May 5, 2025 Strategic Planning Workshop, Special Meeting, and Regular Meeting, as well as the May 12, 2025 City Council Budget Workshop**
- 6.2. **Purchase of Irrigation Controllers for a Total of \$124,763 Utilizing Sourcewell's Cooperative Purchasing Contract 112624-TTC**
- 6.3. **Annual Military Equipment Use Report 2024, per CA Assembly Bill No. 481**
- 6.4. **Acceptance of Cash and Investment Report as of March 31, 2025**
- 6.5. **Adopt a Resolution Approving the Fiscal Year 2025-26 Road Rehabilitation Projects for Funding by Senate Bill 1, the Road Repair and Accountability Act of 2017 Funds**
- 6.6. **Approve the Amended and Restated Funding Agreement Between the City of**

**Gilroy and Santa Clara Valley Transportation Authority for the 2016 Measure B
Bicycle and Pedestrian Education and Encouragement Program**

7. BIDS AND PROPOSALS

8. PUBLIC HEARINGS

**8.1. Public Hearing Pursuant to Government Code Section 3502.3 (AB 2561) to
Receive a Report on City of Gilroy Vacancies, and Recruitment and Retention
Efforts**

1. Disclosure of Ex-Parte Communications
2. Staff Report: LeeAnn McPhillips, Assistant City Administrator/HR Director
3. Open Public Hearing
4. Close Public Hearing
5. Possible Action:
Receive the informational report on City of Gilroy Vacancies, and
Recruitment and Retention Efforts Pursuant to Government Code Section
3502.3 (AB 2561).

**8.2. Sixth Public Hearing Regarding the City's Transition from an At-Large to a
District-Based Elections System for the Purpose of Receiving the Demographer's
Presentation on the Transition Process and Selecting a Final District Elections
Map from the Remaining Two Draft Map – Maps D and F; as well as Determining
the Order of Elections – that is - Which Three Districts Will Be on the Ballot in the
November 2026 Election and Which Three Districts Will Be on the 2028 Ballot;
Determining Whether Candidates for City Council Must be Residents and
Electors of the District in Which They Seek Election for Any Period of Time Prior
to Filing Their Nomination Papers and Declaring Their Intent to Run; and
Introduce an Ordinance of the City Council of the City of Gilroy Declaring
Henceforth that City Council Elections will be Districted, Adopting a Districting
Map, Declaring the Order of Elections, and Potentially Imposing a Residency
Requirement on Council Candidates**

This Public Hearing Item Shall be Heard at 7:00 p.m. or Soon Thereafter

1. Disclosure of Ex-Parte Communications
2. Staff Report: Andy Faber, City Attorney
3. Open Public Hearing
4. Close Public Hearing
5. Possible Action:
That the City Council:
 1. Select either Draft Map D or Draft Map F as the official district map.
 2. Determine which districts will be on the ballot in 2026 and which in

2028.

3. If desired by the Council, impose a residency requirement of no greater than 30 days upon candidates prior to filing their nomination papers.
4. Motion to read the ordinance by title only and waive further reading.
5. Introduce an Ordinance of the City Council of the City of Gilroy officially declaring that henceforth, the City Council elections will be districted, including the determinations made regarding items 1-3 above.

9. UNFINISHED BUSINESS

9.1. Strategic Planning Session #4 - Council Legislative Agenda / Public Safety / Unhoused

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

10. INTRODUCTION OF NEW BUSINESS

10.1. Adopt a Resolution Setting the 2025 Fireworks Service Fee

1. Staff Report: Sharon Goei, Community Development Director
2. Public Comment
3. Possible Action:
Adopt a Resolution of the City Council of the City of Gilroy setting the 2025 Fireworks Service Fee at \$20,519.70 in accordance with Assembly Bill (AB) 1403.

10.2. Consent the Appointment of Ken Binder (CalPERS Retired Annuitant) as the Interim Police Chief Following Successful Completion of all Peace Officer Standards & Training (POST) Hiring Requirements and Adoption of a Resolution Approving the Appointment and Employment Agreement

1. Staff Report: LeeAnn McPhillips, Assistant City Administrator/HR Director
2. Public Comment
3. Possible Action:
 1. Consent the City Administrator's recommendation to appoint Ken Binder (CalPERS Retired Annuitant) as Interim Police Chief effective upon successful completion of all Peace Officer Standards & Training (POST) Hiring Requirements.
 2. Adopt a resolution of the City Council of the City of Gilroy approving the appointment of Ken Binder (CalPERS Retired Annuitant) as

Interim Police Chief pursuant to Government Code Section 21221(h) and authorizing the City Administrator to execute the employment agreement to include setting the employment start date following successful completion of all POST hiring requirements.

11. FUTURE COUNCIL INITIATED AGENDA ITEMS

12. CITY ADMINISTRATOR'S REPORTS

13. CITY ATTORNEY'S REPORTS

14. CLOSED SESSION

14.1. CONFERENCE WITH LABOR NEGOTIATORS – COLLECTIVE BARGAINING UNITS

Pursuant to GC Section 54957.6 and GCC Section 17A.11(4)

Collective Bargaining Units: Gilroy Police Officers Association, Inc. Representing Gilroy Police Officers; Gilroy Management Association Representing Mid-Management Employees (GMA); and Unrepresented Exempt Employees (Confidential, Department Heads & Council-Appointed)

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

Anticipated Issue(s) Under Negotiation: Wages, Hours, Benefits, Working Conditions

Memorandums of Understanding: City of Gilroy and Gilroy Police Officers Association Inc.; City of Gilroy and Gilroy Management Association (GMA)

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(b); Public Report of the vote to continue in closed session if required under GCC Section 17A.11(5).

16. ADJOURNMENT

FUTURE MEETING DATES

June 2025

02 Meeting Name - 6:00 p.m.

16 Meeting Name - 6:00 p.m.

July 2025

28 City Council Regular Meeting - 6:00 p.m.

Meetings are webstreamed on the City of Gilroy's website at gilroy.city/meetings.