



CITY COUNCIL REGULAR MEETING AGENDA

CITY CHAMBERS, CITY HALL
7351 ROSANNA STREET, GILROY, CA
95020

MONDAY, JUNE 16, 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:

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Use a headset on your phone for audio or read the transcript on your device.

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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 Honoring the Gilroy High School Wrestling Team

2.2. Proclamation in Honor of Don Gage

3. PRESENTATIONS TO THE COUNCIL

3.1. Presentation of the Annual Report from Visit Gilroy

3.2. 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.

4. 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)

5. **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.

- 5.1. **Adoption of the Minutes from the May 19 and June 2, 2025 City Council Regular Meeting, the June 7, 2025 Coffee with the Mayor, and the June 9, 2025 City Council Special Meeting**
- 5.2. **Approve the Purchase of two Playground Shade Covers for the Third Street Park in the amount of \$112,497, and include a 10% contingency, for a total not to exceed amount of \$123,747, utilizing National Purchasing Partners Contract (NPP) PS21070 and authorize the City Administrator to execute the agreement with Ross Recreation Equipment, Inc. and any other related documents necessary to complete the purchase and installation of the shade structures.**
- 5.3. **Adoption of a Resolution of the City Council of the City of Gilroy Approving the Application for Metropolitan Transportation Commission Capital Implementation Grant Funds for the Gilroy Public Library Electrical Vehicle Chargers Project and Authorize the Execution of the Agreement and Related Documents**
- 5.4. **Approval of a Notice of Acceptance of Completion for the City Hall Backup Generator Project No. 21-PW-268**

- 5.5. **Claim of Terell Felton (The City Administrator recommends a "yes" vote under the Consent Calendar shall constitute denial of the claim)**
- 5.6. **Adopt an Ordinance to Adopt by Reference the Mapping of the Fire Hazard Severity Zones as Issued by the California Department of Forestry and Fire Protection**
- 5.7. **City Council Appointment of Kim Mancera to the Position of City Clerk**

6. BIDS AND PROPOSALS

6.1. Award a Contract to McKim Corporation for the Fiscal Year 2024-25 (FY25) Citywide Pavement Rehabilitation Project No. 25-PW-295

1. Staff Report: John Doughty, Public Works Director
2. Public Comment
3. Possible Action:
 1. Award a contract to McKim Corporation in the amount of \$6,479,784.04, approve a project contingency of \$647,978.96, approve a total project expenditure of \$7,127,763.00 for the FY25 Citywide Pavement Rehabilitation Project No. 25-PW- 295, and authorize the City Administrator to execute the contract and associated documents.
 2. Adopt a resolution amending the FY25 budget to accommodate the funding adjustments for the project in the various funds as outlined in the resolution.

6.2. Award a Contract to Vanguard Construction for the FY25 Engineering Sidewalk Replacement Project No. 25-PW-296 in the amount of \$652,787, Approve a Project Contingency of \$65,278, and Approve a Total Project Expenditure of \$718,065 for Construction

1. Staff Report: John Doughty, Public Works Director
2. Public Comment
3. Possible Action:
Council either:
 1. Award a contract to Vanguard Construction in the amount of \$652,787, approve a project contingency of \$65,278, approve a total project expenditure of \$718,065 for the construction of the FY25 Engineering Sidewalk Replacement Project (No.25-PW-296), and authorize the City Administrator to execute the contract and associated documents; or
 2. Reject all bids and direct staff to re-bid the project given all qualified bids substantially exceed the Engineer's estimate and available

budget.

7. PUBLIC HEARINGS

7.1. Appeal of the Planning Commission's Determination for Architectural and Site Review and Variance application for removal of an existing 35-foot monopole and installation of a 65-foot monopole, or 70-foot monopine design, and related equipment located at 401 First Street, Application No. AS 24-14 and V 24-01 (Continued Item)

1. Disclosure of Ex-Parte Communications
2. Staff Report: Sharon Goei, Community Development Director
3. Open Public Hearing
4. Close Public Hearing
5. Possible Action:
Staff recommends that the City Council grant the appeal of the Planning Commission's 3-3 tie vote, which resulted in denial of Variance application V 24-01 and Architectural and Site Review application AS 24-14, and approve AS 24-14 and V 24-01 to allow the removal of an existing 35-foot monopole, and installation of either a 65-foot monopole or 70-foot monopine design and related equipment located at 401 First Street, APN 790-32-004.

7.2. Public Hearing to Accept the Public Health Goal Report for the Gilroy Drinking Water System in Accordance with California Health and Safety Code 116470

1. Disclosure of Ex-Parte Communications
2. Staff Report: Heath McMahon, Public Utilities Director
3. Open Public Hearing
4. Close Public Hearing
5. Possible Action:
Accept the 2022-2024 Public Health Goal Report for the Gilroy Drinking Water System in accordance with California Health and Safety Code 116470

8. UNFINISHED BUSINESS

8.1. Aquatics Program Operations

1. Staff Report: Jimmy Forbis, City Administrator
2. Public Comment
3. Possible Action:
Receive a report on Aquatics Program operations and provide feedback or direction for future operations.

8.2. Sharks Ice Update

1. Staff Report: Jimmy Forbis, City Administrator
2. Public Comment
3. Possible Action:
Receive update.

9. INTRODUCTION OF NEW BUSINESS

9.1. Acceptance of a One-Year Agreement with Santa Clara County Communications for Emergency Medical Dispatching

1. Staff Report: Rob Fleeup, Fire Chief
2. Public Comment
3. Possible Action:
Approve a one-year agreement with the County of Santa Clara Communications Department (County Comm) for Emergency Medical Dispatch (EMD) services, in the amount of \$100,878, and authorize the City Administrator to execute the contract and associated documents.

9.2. Approval and Authorization to Purchase Real Property Located at 641 Old Gilroy Street (APN 841-100-10 and 841-100-28)

1. Staff Report: Victoria Valencia, Economic Development Manager
2. Public Comment
3. Possible Action:
 1. Approve the purchase of real property located at 641 Old Gilroy Street (APN 841-100-10 and 841-100-28), for a total of \$3,250,000, associated transaction costs, for the purpose of expanding the City's Corporation Yard and Utilities Department operational space.
 2. Authorize the City Administrator to execute the purchase agreement and related documents.
 3. Adopt a resolution amending Fiscal Year 2024-25 budget within the Water and Wastewater Funds for the acquisition of the property.

9.3. Gilroy Center for the Arts Proposed Mural Project and Donation Acceptance

1. Staff Report: Bryce Atkins, Assistant to the City Administrator
2. Public Comment
3. Possible Action:
Council approve the proposed mural project and delegate acceptance of the mural donation to the City Administrator.

9.4. Public Art Plaque and Augmented Reality Art Project at the Downtown Paseo

1. Staff Report: Bryce Atkins, Assistant to the City Administrator
2. Public Comment

3. Possible Action:
Council accept or reject the proposed public art plaque at the downtown paseo.

9.5. Approval of the Amendment to the Lease with Gilroy Gardens Family Theme Park Removing the Treehaven Fire Station from the Premises

1. Staff Report: Jimmy Forbis, City Administrator
2. Public Comment
3. Possible Action:
Council approve the Amendment to the Lease with Gilroy Gardens Family Theme Park Removing the Treehaven Fire Station from the Premises.

9.6. Project Processing Agreement, 315 Las Animas Ave. Project

1. Staff Report: Andy Faber, City Attorney
2. Public Comment
3. Possible Action:
Council approve the Project Processing Agreement with Gandolfi Investments, LLC and 315 Las Animas LP regarding the project to develop property at 315 Las Animas Avenue and authorize the City Administrator to execute the Agreement.

10. CITY ADMINISTRATOR'S REPORTS

11. CITY ATTORNEY'S REPORTS

12. CLOSED SESSION

- 12.1. **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.
- 12.2. **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)

13. 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).

14. ADJOURNMENT

FUTURE MEETING DATES

July 2025

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

August 2025

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

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

September 2025

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

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

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