



CITY COUNCIL REGULAR MEETING AGENDA

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

MAYOR

Marie Blankley

COUNCIL MEMBERS

Rebeca Armendariz

Dion Bracco

Tom Cline

Zach Hilton

Carol Marques

Fred Tovar

MONDAY, JUNE 19, 2023 | 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 publiccomments@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/3NuS11N.



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 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 (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

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 publiccomments@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 1:00pm 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, Cities Association Santa Clara County Board of Directors (*alternate*), Santa Clara County Library Joint Powers Authority, Santa Clara Valley Water Joint Water Resources Committee, SCRWA

Council Member Armendariz – Downtown Committee, Santa Clara County Library Joint Powers Authority, Santa Clara Valley Habitat Agency Governing Board, Santa Clara Valley Habitat Agency Implementation Board, Silicon Valley Clean Energy Authority JPA Board (*alternate*), South County United for Health

Council Member Marques – ABAG, Downtown Committee, Gilroy Gardens Board of Directors, Santa Clara Valley Habitat Agency Governing Board, Santa Clara Valley Habitat Agency Implementation Board, SCRWA (*alternate*)

Council Member Hilton – CalTrain Policy Group (*alternate*), Silicon Valley Clean Energy Authority JPA Board, South County United for Health (*alternate*), VTA Policy Advisory Committee

Council Member Cline – Gilroy Economic Development Partnership (*alternate*), Gilroy Sister Cities Association, Gilroy Youth Task Force, Silicon Valley Regional Interoperability Authority Board, VTA Policy Advisory Committee (*alternate*), Visit Gilroy California Welcome Center Board, VTA Mobility Partnership Committee

Council Member Tovar – Downtown Committee, Gilroy Youth Task Force (*alternate*), Santa Clara County Expressway Plan 2040 Advisory Board, Santa Clara Valley Water Commission, SCRWA, South County Youth Task Force Policy Team

Mayor Blankley – ABAG (*alternate*), CalTrain Policy Group, Cities Association Santa Clara County Board of Directors, Downtown Committee, Gilroy Economic Development Partnership, Gilroy Sister Cities Association (*alternate*), Gilroy Youth Task Force, Santa Clara Valley Water Joint Water Resources Committee, SCRWA, South County Youth Task Force Policy Team, VTA Board of Directors, VTA Mobility Partnership Committee

5. COUNCIL CORRESPONDENCE

6. FUTURE COUNCIL INITIATED AGENDA ITEMS

7. BOARD AND COMMISSION INTERVIEWS

7.1. Interviews for Open Seats on Boards, Commissions, and Committees with Terms Expired or Vacant as of June 19, 2023, for Future Appointment Scheduled for July 10, 2023

1. Staff Report: Thai Nam Pham, City Clerk
2. Possible Action:
 - a) Accept two applications for open seats on City of Gilroy Boards, Commissions, and Committees that were received after the June 9, 2023 application deadline; and
 - b) Interview candidates for Open Seats on Boards, Commissions, and Committees with terms expired or vacant as of June 19, 2023.

8. REVIEW OF OPEN MEETING AND TRANSPARENCY LAWS AND ORDINANCES

8.1. City Attorney Annual Training - Brown Act, Open Government Ordinance, and Public Records Act

9. 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 Council votes to approve. If removed, the item will be discussed in the order in which it appears.

- 9.1. Approval of the Action Minutes of the June 5, 2023 City Council Regular Meeting**
- 9.2. Accept the Appointment of a Representative to the Sourcewise Advisory Council with a Term Ending June 30, 2026**
- 9.3. Approve a Second Amendment to the Agreement with SDI Presence for Information Technology (IT) Consulting and Project Support Services for an additional \$120,000, for a total not-to-exceed amount of \$309,000**
- 9.4. Adoption of a Resolution of the City Council of the City of Gilroy Approving a Fiscal Year 2022-2023 Budget Amendment for \$18,404 for an Edward Byrne Memorial Justice Assistance Grant**

- 9.5. **Approval of a Fifth Amendment to the Agreement with Lynx Technologies for Geographic Information System (GIS) Support and Maintenance for an additional \$96,775, for a total not-to-exceed amount of \$448,590**
- 9.6. **Approve First Amendment to Agreement with The Pun Group LLP for a Two-Year Extension to Provide Annual Financial Audit and Reporting Services with a Revised Not-to-Exceed Amount of \$388,364**
- 9.7. **Approval of a Notice of Acceptance of Completion for the FY23 Annual Citywide Curb Ramp Project No. 23-PW-280 and Approval of a Final Contract with J.J.R. Construction in the Amount of \$159,065**
- 9.8. **Adoption of an Ordinance Amending Gilroy Crossings Phase II Commercial/Industrial Planned Unit Development Zone District for Property Located at 6970 Camino Arroyo**
- 9.9. **Adoption of an Ordinance of the City Council of the City of Gilroy Adding Chapter 5 to the Gilroy City Code Relating to Banning the Use of Certain Public Rights-of-Way as Sleeping or Living Accommodations**

10. BIDS AND PROPOSALS

- 10.1. **Approve the Purchase of Three Public Works Vehicles (One 2024 Ford F650 with Rugby Dump Bed; One 2024 Ford F650 Utility Truck with Hydraulic Telescopic Crane and Vanair Hydraulic Drive Air Compressor; and One 2024 Ford F750 Water Tank Truck with 1500 Gallon Water Tank and Honda WB20XT External Gas Engine) in the Combined Amount of \$518,125**
 1. Staff Report: LeeAnn McPhillips, Administrative Services and Human Resources Director / Risk Manager
 2. Public Comment
 3. Possible Action:
 - a) Waive the requirement for a single bid submittal from Transwest Truck Center, LLC for Project No. 23-PW-283;
 - b) Award the Purchase of Three Public Works Vehicles:
 - One 2024 Ford F650 with Rugby Dump Bed from Transwest Truck Center, LLC in the amount of \$110,625 (Project No. 23-PW-282)
 - One 2024 Ford F650 Utility Truck with Hydraulic Telescopic Crane and Vanair Hydraulic Drive Air Compressor from Transwest Truck Center, LLC in the amount of \$276,500 (Project No. 23-PW-283)
 - One 2024 Ford F750 Water Tank Truck with 1500 Gallon Water Tank and Honda WB20XT External Gas Engine from Transwest Truck Center, LLC in the amount of \$131,000 (Project No. 23-PW-284); and
 - c) Approve up to \$15,000 as a contingency should there be any year/model or commodity surcharges or modifications placed on these vehicles.
 - d) Authorize the City Administrator to execute the purchase contracts and associated documents.

10.2. Authorize the City to Enter into a Ten-year Master Services and Purchasing Agreement with Axon Enterprises, Inc., to Purchase the Police Officer Safety and Fleet Bundle to Include Body-Worn Cameras, Conducted Energy Weapons (Tasers), In-Car Camera System, and Digital Evidence Storage for \$3,791,290

1. Staff Report: Pedro Espinoza, Police Chief
2. Public Comment
3. Possible Action:
 - a) Authorize the City of Gilroy to enter a ten-year Master Services and Purchasing Agreement with Axon Enterprises Inc. for \$3,791,290 to upgrade and replace the Police Department's body-worn cameras, conducted-energy weapons (Tasers), in-car cameras, and digital evidence storage capabilities; and
 - b) Authorize the City Administrator to execute the Master Services and Purchasing Agreement and related purchasing documents.

11. PUBLIC HEARINGS (NONE)

12. UNFINISHED BUSINESS (NONE)

13. INTRODUCTION OF NEW BUSINESS

13.1. South County Youth Task Force Report

1. Staff Report: Pedro Espinoza, Police Chief
2. Public Comment
3. Possible Action:

Receive report.

13.2. Ratification of the First and Second Amendment, and Approval of a Third Amendment, to the Agreement with Community Solutions in an Amount Not to Exceed \$401,800 for Support with South County Youth Task Force Strategies

1. Staff Report: Pedro Espinoza, Police Chief
2. Public Comment
3. Possible Action:
 - a) Ratify the First and Second Amendments to the Agreement with Community Solutions;
 - b) Approve a Third Amendment to the agreement with Community Solutions for a total not-to-exceed amount of \$401,800 to continue to provide programs and services for disadvantaged at-risk youth in South County utilizing South County Youth Task Force's grant funds and contributions; and
 - c) Authorize the City Administrator to execute the Amendment.

13.3. Adoption of a Resolution Approving a Budget Amendment in Fiscal Year 2023-24 Adding an Additional \$331,406 from the County of Santa Clara, District Attorney Office to the South County Youth Task Force Fund 227

1. Staff Report: Pedro Espinoza, Police Chief
2. Public Comment
3. Possible Action:

Adopt a resolution of the City Council of the City of Gilroy approving a budget amendment in Fiscal Year 2023-24 adding an additional \$331,406 in expenditures and offsetting revenue from the County of Santa Clara District Attorney's Office to the South County Youth Task Force Fund 227.

13.4. Amendment to a Service Agreement with the County of Santa Clara Probation Department for the South County Youth Task Force Violence Prevention Services for FY 2024-2027

1. Staff Report: Pedro Espinoza, Police Chief
2. Public Comment
3. Possible Action:

- a) Approve an amendment to the Service Agreement with the County of Santa Clara Probation Department for South County Youth Task Force Violence Prevention Programs; and
- b) Authorize the City Administrator to execute the Amendment to the Service Agreement and related documents.

14. CITY ADMINISTRATOR'S REPORTS

15. CITY ATTORNEY'S REPORTS

16. ADJOURNMENT IN CELEBRATION OF JUNETEENTH

FUTURE MEETING DATES

July 2023

3 ~~Regular Meeting - 6:00 p.m -CANCELED-~~
10 Special Meeting - 6:00 p.m

August 2023

7 Regular Meeting - 6:00 p.m
21 Regular Meeting - 6:00 p.m

September 2023

11 Regular Meeting - 6:00 p.m
18 Regular Meeting - 6:00 p.m

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