

City of Gilroy
City Council Regular Meeting Minutes
Monday, June 19, 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 Armendariz led the pledge of allegiance.

1.1 Invocation

There was none.

1.2 City Clerk's Report on Posting the Agenda

City Clerk Pham reported on the posting of the agenda.

1.3 Roll Call

Attendance	Attendee Name
Present	Rebeca Armendariz, Council Member Dion Bracco, Mayor Pro Tempore Tom Cline, Council Member Carol Marques, Council Member Fred Tovar, Council Member Marie Blankley, Mayor
Absent	Zach Hilton, Council Member

1.4 Orders of the Day

There were none.

1.5 Employee Introductions

Police Chief Espinoza introduced Chris Silva and Jesus Cortez, who were promoted to Corporal and Sergeant, respectively.

Assistant to City Administrator Atkins introduced Daniel Scott, Community Resilience Coordinator.

2. CEREMONIAL ITEMS - Proclamations and Awards

There were 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

Mayor Blankley opened Public Comment.

The following members spoke on items that were not on the agenda:

Ron Kirkish spoke about the Council Member's attendance at meetings.

Michelle Campbell gave a report about the Downtown Wine and Art Walk event.

Sharon Luna invited the council and public to a town hall meeting at San Martín's Lions Club on June 29, 2023, at 6:30 PM. The meeting will focus on the critical topic of lead in the environment.

Robert Zepeda addressed the council, expressing concerns about the decline of the United States.

Cristian Moadragon emphasized the importance of building a stronger community and urged everyone to collaborate for that purpose.

Wes White advocated for the rights and well-being of the LGBT+ community.

Todd Langton advocated for the unhoused population and appealed to the Council to display greater compassion toward them.

Robert Aguirre also advocated for the unhoused individuals and voiced his concerns to the Council.

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

4. REPORTS OF COUNCIL MEMBERS

Council Member Bracco had no report.

Council Member Armendariz had no report.

Council Member Marques reported on Downtown Committee and Santa Clara Valley Habitat Agency Governing Board.

Council Member Cline reported on the Garlic City Car Show.

Council Member Tovar reported on SCRWA, the Garlic City Car Show, Juneteenth acknowledgment, visiting Gallery 1202 for the "Flamin' Hot" art show by Ruben Dario Villa, and attending John Ballard's retirement.

Mayor Blankley reported VTA Board of Directors, CalTrain Policy Group, and SCRWA.

5. COUNCIL CORRESPONDENCE

There were none.

6. FUTURE COUNCIL INITIATED AGENDA ITEMS

There were none.

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

City Clerk Pham provided a brief report to Council.

Council accepted the two applications for open seats and proceeded to interview applicants.

8. CITY COUNCIL TRAINING

City Attorney Faber provided the training to Council and responded to Council Member questions.

9. CONSENT CALENDAR

Mayor Blankley asked Council if there is any item they wish to pull from the Consent Calendar. Council Armendariz requested that Item No. 9.9 be pulled from the Consent Calendar.

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

Motion: Approve the Consent Calendar except for Item No. 9.9.

RESULT: Pass

MOVER: Fred Tovar, Council Member

SECONDER: Dion Bracco, Mayor Pro Tempore

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

9.1. Approval of the Action Minutes of the June 5, 2023 City Council Regular Meeting

A motion was made to approve the minutes.

9.2. Accept the Appointment of a Representative to the Sourcewise Advisory Council with a Term Ending June 30, 2026.

A motion was made to accept the Parks and Recreation Commission's recommendation of Dyanne Hofstad to serve on 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

A motion was made to approve the second amendment to the agreement with SDI Presence.

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

A motion was made to adopt the resolution.

Enactment No.: Resolution No. 2023-43

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

A motion was made to approve the fifth amendment with Lynx Technologies.

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

A motion was made to approve the first amendment to the agreement with The Pun Group LLP.

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

A motion was made to approve the Notice of Acceptance.

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

A motion was made to adopt the Ordinance.

Enactment No.: Ordinance No. 2023-06

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

Council Member Armendariz pulled the item out of the Consent Calendar.

Mayor Blankley opened Public Comment.

The following members spoke in opposition to the proposed ordinance:

Robert Aguirre
Tristia Bauman
Todd Langton
Wes White

Ron Kirkish spoke in favor of the proposed ordinance.

Cristian Moadragon spoke on the need for unity to find the solution to address the issue of homelessness.

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

Motion: Adopt the 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

RESULT: Pass

MOVER: Dion Bracco, Mayor Pro Tempore

SECONDER: Fred Tovar, Council Member

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

NAYS: Council Member Armendariz

Enactment No.: Ordinance No. 2023-07

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

Assistant City Administrator LeeAnn McPhillips provided staff presentation and responded to Council Member questions.

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

Motion: Waive the requirement for a single bid submittal from Transwest Truck Center, LLC for Project No. 23-PW-283 and 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);

Approve up to \$15,000 as a contingency should there be any year/model or commodity surcharges or modifications placed on these vehicles and authorize the City Administrator to execute the purchase contracts and associated documents.

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 Marques, Council Member Tovar, Mayor Blankley

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

Police Captain Rocha provided staff presentation and responded to Council Member questions.

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

Motion: 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 authorize the City Administrator to execute the Master Services and Purchasing Agreement and related purchasing documents.

RESULT: Pass

MOVER: Fred Tovar, Council Member

SECONDER: Dion Bracco, Mayor Pro Tempore

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

11. PUBLIC HEARINGS

There were none.

12. UNFINISHED BUSINESS

There were none.

13. INTRODUCTION OF NEW BUSINESS

13.1. South County Youth Task Force Report

Police Chief Espinoza introduced South County Youth Task Force Coordinator Cruz, who provided staff presentation for 13.1, 13.2, 13.3, and 13.4, collectively and responded to Council Member questions.

Mayor Blankley opened Public Comment for items 13.1, 13.2, 13.3, and 13.4. There being no speakers, Mayor Blankley closed Public Comment.

Council received the report for Item 12.1.

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

Motion: Ratify the First and Second Amendments to the Agreement with Community Solutions.

RESULT: Pass

MOVER: Fred Tovar, Council Member

SECONDER: Carol Marques, Council Member

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

Motion: 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 authorize the City Administrator to execute the Amendment.

RESULT: Pass

MOVER: Carol Marques, Council Member

SECONDER: Tom Cline, Council Member

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

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

Motion: 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.

RESULT: Pass

MOVER: Rebeca Armendariz, Council Member

SECONDER: Fred Tovar, Council Member

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

Enactment No.: Resolution No. 2023-44

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

Motion: 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 authorize the City Administrator to execute the Amendment to the Service Agreement and related documents.

RESULT: Pass

MOVER: Tom Cline, Council Member

SECONDER: Carol Marques, Council Member

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

14. CITY ADMINISTRATOR'S REPORTS

There was no report.

15. CITY ATTORNEY'S REPORTS

There was no report.

16. ADJOURNMENT IN CELEBRATION OF JUNETEENTH

Mayor Blankley adjourned the meeting in celebration of Juneteenth at 8:41 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