

CITY COUNCIL ACTION MINUTES
MONDAY, SEPTEMBER 16, 2024 | 6:00 PM

1. OPENING

1.1. Call to Order

1.2. Pledge of Allegiance

Council Member Armendariz led the Pledge of Allegiance.

1.3. Invocation

None

1.4. City Clerk's Report on Posting the Agenda

Interim City Clerk, Beth Minor advised the agenda was posted on Friday, September 13, 2024 at 11:00 A.M.

1.5. Roll Call

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

1.6. Orders of the Day

1.7. Employee Introductions

Police Chief Espinoza introduced Police Officers Jailene Fernandez and Mark Bedoya.

Utilities Director, Heath McMahon introduced Senior Civil Engineer Bret Swain.

2. CEREMONIAL ITEMS - Proclamations and Awards

2.1. Proclaiming the Week of September 17 through September 23, 2024 as Constitution Week.

3. COUNCIL CORRESPONDENCE (Informational Only)

3.1. Department Work Plan Updates as of Fourth Quarter of Fiscal Year 2024.

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.

Nashaba Afzal requested the Council review their criteria for which proclamations are put on the agenda and which are not.

Robert Zepeda spoke regarding City contracted landscaping contracts and how most tax funds do not stay within the city.

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

5. REPORTS OF COUNCIL MEMBERS

Council Member Bracco No report.

Council Member Armendariz Silicon Valley Clean Energy Authority JPA Board discussed the evaluation for the new Executive Director and their upgraded website.

Council Member Marques noted that the downtown area is now free of all plywood coverings.

Council Member Hilton Absent.

Council Member Cline No report.

Council Member Tovar No report.

Mayor Blankley noted that the Highway 25/101 interchange recently received \$2M in grant funding.

6. CONSENT CALENDAR

6.1. Approve the 2025 City Council Meeting Schedule.

Mayor Blankley opened Public Comment.

There being no speakers, Mayor Blankley closed Public Comment.

MOTION: To approve the 2025 Council Meeting Schedule.

RESULTS:	PASS: 6 - 1
MOVER:	Fred Tovar, Council Member
SECONDER:	Rebeca Armendariz, Council Member
AYES:	BRACCO, ARMENDARIZ, MARQUES, CLINE, TOVAR, BLANKLEY
NOES:	
ABSENT:	HILTON
ABSTAIN:	

7. BIDS AND PROPOSALS

7.1. Approve a Cost Sharing Agreement with the City of Morgan Hill in the

Amount of \$1,814,455, Award a Contract to HydroScience Engineers, Inc. in the amount of \$673,348, Approve a Project Contingency in the Amount of \$67,336, and Adopt a Resolution of Budget Amendment to Increase Fiscal Year 2024-2025 Budget by \$3,628,910 for the Joint Morgan Hill-Gilroy Trunk Line Repairs Project.

Mayor Blankley opened Public Comment.

There being no speakers, Mayor Blankley closed Public Comment.

MOTION: To Approve a Cost Sharing Agreement between the City of Gilroy and the City of Morgan Hill in the amount of \$1,814,455 for the design, construction, and construction management of the Joint Morgan Hill-Gilroy Trunk Line Repairs Project (Project No. 24-RFP-PW-499) and authorize the City Administrator to execute the Agreement and associated documents; and

Award a contract to HydroScience Engineers, Inc. in the amount of \$673,348 and approve a project contingency of \$67,336 for a total project expenditure of \$740,684 for the design of the Joint Morgan Hill-Gilroy Trunk Line Repairs Project and authorize the City Administrator to execute the contract, associated documents, and any use of the contingency funding; and

Adopt a Resolution of the City Council of the City of Gilroy amending the Fiscal Year (FY) 2024-2025 budget and appropriating \$3,628,910 from the Sewer Fund (700) for design, construction, and construction management of the Joint Morgan Hill-Gilroy Trunk Line Repairs Project.

RESULTS:	PASS: 6-1
MOVER:	Rebeca Armendariz, Council Member
SECONDER:	Fred Tovar, Council Member
AYES:	BRACCO, ARMENDARIZ, MARQUES, CLINE, TOVAR, BLANKLEY
NOES:	
ABSENT:	HILTON
ABSTAIN:	

Enactment No.: Resolution No. 2024-42

8. PUBLIC HEARINGS

9. UNFINISHED BUSINESS

9.1. Adoption of an Ordinance of the City Council of the City of Gilroy Adjusting Future Mayor and City Council Member Salaries.

Mayor Blankley opened Public Comment.

There being no speakers, Mayor Blankley closed Public Comment.

MOTION: To adopt the ordinance adjusting Future Mayor and City Council Member Salaries.

RESULTS:	PASS: 5-1-1
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MOVER:	Rebeca Armendariz, Council Member
SECONDER:	Dion Bracco, Council Member
AYES:	BRACCO, ARMENDARIZ, MARQUES, CLINE, BLANKLEY
NOES:	TOVAR
ABSENT:	HILTON
ABSTAIN:	

Enactment No.: Ordinance No. 2024-02

10. INTRODUCTION OF NEW BUSINESS

10.1. A Resolution of the City Council of the City of Gilroy to Release Unclaimed Checks.

Mayor Blankley opened Public Comment.

There being no speakers, Mayor Blankley closed Public Comment.

MOTION: To adopt a resolution to release unclaimed checks to the City's General Fund in accordance with California Government Code Section 50053.

RESULTS:	PASS: 6-1
MOVER:	Dion Bracco, Council Member
SECONDER:	Carol Marques, Council Member
AYES:	BRACCO, ARMENDARIZ, MARQUES, CLINE, TOVAR, BLANKLEY
NOES:	
ABSENT:	HILTON
ABSTAIN:	

Enactment No.: Resolution No. 2024-43

10.2. Consideration of a Park Naming Application to Re-Establish the Gilroy Golf Course Facility as Ousley Park.

Mayor Blankley opened Public Comment.

There being no speakers, Mayor Blankley closed Public Comment.

MOTION: To establish the name of the from Gilroy Golf Course Facility to Ousley Park.

RESULTS:	PASS: 6-1
MOVER:	Dion Bracco, Council Member
SECONDER:	Rebeca Armendariz, Council Member
AYES:	BRACCO, ARMENDARIZ, MARQUES, CLINE, TOVAR, BLANKLEY
NOES:	
ABSENT:	HILTON
ABSTAIN:	

10.3. Adoption of a Resolution of the City Council of the City of Gilroy in Review of the City of Gilroy Conflict of Interest Code Pursuant to its Biennial Review.

Mayor Blankley opened Public Comment.

There being no speakers, Mayor Blankley closed Public Comment.

MOTION: To adopt the resolution in review of the City of Gilroy Conflict of Interest Code Pursuant to its Biennial Review.

RESULTS:	PASS: 6-1
MOVER:	Tom Cline, Council Member
SECONDER:	Fred Tovar, Council Member
AYES:	BRACCO, ARMENDARIZ, MARQUES, CLINE, TOVAR, BLANKLEY
NOES:	
ABSENT:	HILTON
ABSTAIN:	

Enactment No.: Resolution No. 2024-44

10.4. Consideration of a Resolution of the Gilroy City Council Calling for a Legally Valid 2024 General Election

Mayor Blankley opened Public Comment.

Andrea Hightower felt the resolution should not be passed.

Noshaba Afzal felt the resolution should not be passed.

Sabra Dupree felt the resolution should not be passed.

Warren Seifert felt the resolution should not be passed.

Bill O'Connor felt the resolution should not be passed.

Teresa Perez felt the resolution should not be passed.

Joanne Fierro felt the resolution should not be passed.

Maria Aguilar felt the resolution should not be passed.

Daniel Donovan felt the resolution should not be passed.

Sally Armendariz felt the resolution should not be passed.

Ron Kirkish felt a modified resolution should be passed.

Connie Rogers felt the resolution should not be passed.

Erin O'Brien felt the resolution should not be passed.

Michelle Nelson felt the resolution should not be passed.

Arcelia O'Connor felt the resolution should not be passed.

Sue B. spoke regarding issues with voter information and records.

Armando Benavides felt the resolution should not be passed.

Dennis Jamison felt a modified resolution should be passed.

Judy Hess felt a modified resolution should be passed.

Daniella Arellano felt the resolution should not be passed.

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

MOTION: To reject the Resolution calling for a legally valid 2024 election.

RESULTS:	PASS: 4-2-1
MOVER:	Fred Tovar, Council Member
SECONDER:	Rebeca Armendariz, Council Member
AYES:	ARMENDARIZ, MARQUES, TOVAR, BLANKLEY
NOES:	BRACCO, CLINE
ABSENT:	HILTON
ABSTAIN:	

11. FUTURE COUNCIL INITIATED AGENDA ITEMS

12. CITY ADMINISTRATOR'S REPORTS

City Administrator, Jimmy Forbis announced the Arts and Culture Commission will be unveiling the For the Love of Gilroy posters on Friday, September 20, 2024. Additionally, the annual coastal cleanup will be held on Saturday, September 21, 2024 at Solorsano Middle School, and Caltrain will be holding a train electrification event on Saturday at the Gilroy Caltrain Station.

13. CITY ATTORNEY'S REPORTS

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.

The Council voted unanimously to remain in the Closed Session.

15. ADJOURN TO OPEN SESSION

Mayor Blankley advised no reportable action.

16. ADJOURNMENT

The meeting was adjourned at 8:39 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.

DocuSigned by:

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/s/Beth Minor
Interim City Clerk