



**CITY COUNCIL
REGULAR MEETING
AMENDED
AGENDA**

COUNCIL 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, FEBRUARY 9, 2026 | 6:00 PM

***The staff report for item 6.2 has been amended.**

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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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. **Roll Call**
 - 1.3. **City Clerk's Report on Posting the Agenda**
 - 1.4. **Pledge of Allegiance**

- 1.5. Invocation
- 1.6. Orders of the Day
- 1.7. Employee Introductions

2. PRESENTATIONS TO THE COUNCIL

2.1. 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 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.

3. REPORTS OF COUNCIL MEMBERS

Council Member Bracco – 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 – Gilroy Sister Cities, 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 – ABAG, CalTrain Policy Group (alternate), 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), Cities Association of Santa Clara County, Gilroy Youth Task Force (alternate), Santa Clara Valley Habitat Agency Governing Board, Santa Clara Valley Habitat Agency Implementation Board, 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), Cities Association of Santa Clara County (alternate)

4. 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.

- 4.1. Approve the minutes of the January 26, 2026 City Council Regular Meeting**
- 4.2. Authorization for Council Member Travel to the League of California Cities 2026 City Leaders Summit**
- 4.3. Award a Three-year On-call Services Contract to Maggiora Bros Drilling, Inc. for Water Well and Pump Station Services for \$420,000, with an Option to Extend for Two Additional One-year Terms Subject to City Administrator Review and Approval for \$150,000/Year**
- 4.4. Approve an Amendment to the Land Management Software Agreement with Tyler Technologies for the Environmental Health Suite and Fire Prevention Mobile Software and Three Years of Annual Maintenance and License Fees in the Amount of \$130,054**
- 4.5. Adopt a Resolution of the City Council of the City of Gilroy Declaring Weeds a Nuisance**
- 4.6. Acceptance of the Cash and Investment Report as of December 31, 2025**

5. PUBLIC HEARINGS

- 5.1. Consider Extending the Urgency Interim Ordinance Prohibiting the Issuance of Tobacco Retailer Permits Citywide for a Period of Ten (10) Months and Fifteen**

(15) Days

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:
 1. Determine this action is exempt from environmental review under California Environmental Quality Act (CEQA) pursuant to Section 15061(b)(3) of the CEQA Guidelines;
 2. Direct the City Clerk to read the ordinance extending the Urgency Interim Ordinance by title only and to waive further reading;
 3. Review, approve and issue the 10-day report as required by Government Code Section 65858(d) for the extension of the Urgency Interim Ordinance; and
 4. Adopt an ordinance extending the Urgency Interim Ordinance to prohibit the issuance or approval of any new Tobacco Retailer Permit Citywide for an additional ten (10) months and fifteen (15) days, with the associated findings.

6. UNFINISHED BUSINESS

6.1. Receive an Update and Provide Direction Regarding Transient Occupancy Tax (TOT) Rate Increase Ballot Measure for the November 2026 Election

1. Staff Report:
Harjot Sangha, Finance Director
2. Public Comment
3. Possible Action:
 1. Receive the update;
 2. Direct staff to pursue a general-purpose TOT rate ballot measure;
 3. Determine whether to conduct a community survey to gauge support;
 4. Provide feedback on drafting the “Ballot Question”; and
 5. Direct staff to pursue a not-to-exceed tax rate structure and determine the not-to-exceed tax rate.

6.2. Appointment of Planning Commissioner to Fill One (1) Remaining Open Seat and Selection and Appointment of Library Commissioner to Fill One (1) New Vacancy

1. Staff Report:
Kim Mancera, City Clerk
2. Public Comment

3. Possible Action:
 1. Appoint Payman Khodabandeh to the Planning Commission to fill the existing vacancy; and
 2. Select one of the two remaining candidates for appointment to the Library Commission to fill the new vacancy.

7. INTRODUCTION OF NEW BUSINESS

7.1. Abatement of Sixth Street Temporary Encampment on APN: 841-18-089

1. Staff Report:
Scot Smithee, Interim Police Chief
2. Public Comment
3. Possible Action:
Provide direction to staff regarding how the City should proceed with the Sixth Street temporary encampment, located on City-owned property (APN: 841-18-089) on the south side of Sixth Street, west of Camino Arroyo Drive, including one of the following options:
 1. Direct staff to proceed with immediate abatement of the encampment, affirming uniform enforcement of Ordinance No. 2023-07, establishing Chapter 5 of the Gilroy City Code, banning the use of certain areas of public right-of-way as sleeping or living accommodations; OR
 2. Adopt a resolution suspending enforcement of Gilroy City Code Chapter 5 for a period of time not to exceed ninety (90) days, authorizing the City to continue to provide sanitation-related services (portable restrooms and solid waste removal) to the temporary encampment during the suspension and abating the said encampment after the suspension period.

7.2. Pilot Below Market Rate (BMR) Preservation Program Update and Overall BMR Housing Program Overview

1. Staff Report:
Sharon Goei, Community Development Director
2. Public Comment
3. Possible Action:
Receive a report on the Pilot Below Market Rate (BMR) Preservation Program and an overview of the BMR Housing Program.

8. FUTURE COUNCIL INITIATED AGENDA ITEMS

8.1. Request to Reopen the Wayland Parking Lot at Las Animas Veterans' Park

1. Staff Report:
Bryce Atkins, Deputy Director of Community Development

2. Public Comment
3. Possible Action:
Council consideration of a future agenda item regarding the potential reopening of the Wayland Parking Lot at the Las Animas Veterans' Park.

9. CITY ADMINISTRATOR'S REPORTS

10. CITY ATTORNEY'S REPORTS

11. ADJOURNMENT