



**TOWN OF LOS GATOS
COUNCIL AGENDA REPORT**

MEETING DATE: 08/03/2021

ITEM NO: 2

**Minutes of the Town Council Meeting
June 15, 2021**

The Town Council of the Town of Los Gatos conducted a regular meeting via Teleconference via COVID-19 Shelter in Place Guidelines on Tuesday, June 15, 2021, at 7:00 p.m.

MEETING CALLED TO ORDER AT 7:00 P.M.

ROLL CALL

Present: Mayor Marico Sayoc, Vice Mayor Rob Rennie, Council Member Mary Badame, Council Member Matthew Hudes. (All participating remotely).

Absent: Council Member Maria Ristow.

CLOSED SESSION REPORT

Robert Schultz, Town Attorney, stated Council met in Closed Session as duly noted on the agenda and there is no report.

COUNCIL/TOWN MANAGER REPORTS

Council Matters

- Vice Mayor Rennie stated he attended the Bay Area Air Quality Management District (BAAQMD) Special Board meeting; Silicon Valley Clean Energy Authority (SVCEA) Board, Legislative Committee, and Risk Oversight Committee meetings; Valley Transportation Authority (VTA) Board meeting as an alternate/observer and the Bike Superhighway presentation; Community Health Senior Services Commission (CHSSC) meeting; and Finance Commission meeting with Council Member Hudes.
- Council Member Hudes stated he attended the Conceptual Development Advisory Committee (CDAC) and Finance Commission meetings.
- Council Member Badame stated she attended a meeting with Police Chief Decena and Town Manager Prevetti; CDAC meeting with Council Member Hudes; Finance Commission meeting as an observer; tour of Town offices and facilitates with Town Manager Prevetti; met with KCAT Executive Director and two KCAT Board Members; and met with community members.
- Mayor Sayoc stated she attended the Cities Association of Santa Clara County Board meeting, corresponded with Town residents, and stated she will be agendizing at a future meeting the report from the Cities Association on upcoming Police training.

Manager Matters

- Announced both floors of the library are now open and seating will be available July 19.
- Announced the Summer Reading Program “Summer Colors Your World” for all ages is underway and more information can be found on the Town Library webpage.
- Announced the last COVID-19 popup testing will be held on Monday, June 21 at the Adult Recreation center; appointments are highly recommended.

CONSENT ITEMS (TO BE ACTED UPON BY A SINGLE MOTION)

1. Approve the Special Joint Meeting of the Town Council and Youth Commission Study Session Minutes.
2. Approve Council Meeting Minutes of June 1, 2021.
3. Introduce an Ordinance Amending the Los Gatos Town Code to Include Gender-Neutral Pronouns by Eliminating any Gender Preference Language Within the Los Gatos Town Code and Amending Sections Regarding Grammatical Interpretation to Indicate that Whenever a Gender Neutral Personal Pronoun is Used, it Shall be Deemed to Include the Feminine and Masculine Also.
4. Authorize the Town Manager to Execute an Agreement with All City Management Services, Inc., Los Gatos Union School District, and Union School District for Crossing Guard Services from July 1, 2021 through June 30, 2024.
5. Adopt a Resolution Authorizing Continued Participation in the State Abandoned Vehicle Abatement Program that:
 - a. Extends the Santa Clara County Abandoned Vehicle Abatement Services Authority (AVASA) for another 10-year term beginning May 1, 2022 and ending April 30, 2032 and
 - b. Approves the Town’s continued participation in the existing “Agreement for Santa Clara County Abandoned Vehicle Abatement Service Authority” and the collection, by the Department of Motor Vehicles, of one-dollar (\$1.00) vehicle registration fee for this purpose. **RESOLUTION 2021-022**
6. Adopt a Resolution Expressing Support for the Santa Clara County 2020-2025 Community Plan to End Homelessness. **RESOLUTION 2021-023**
7. Authorize the Town Manager to Execute an Agreement for Services with the Los Gatos Chamber of Commerce to Manage the Town’s Visitors Information Center Including a Visit Los Gatos Website, and Assist with Related Community Vitality Initiatives as Outlined in the Scope of Services in an Amount Not to Exceed \$55,000.
8. Adopt Resolutions Establishing the FY 2020/21 and FY 2021/22 Gann Appropriations Limits for the Town of Los Gatos. **RESOLUTION 2021-024 and RESOLUTION 2021-025**
9. Authorize the Town Manager to Amend an Agreement for Employee Safety Compliance and Training Consultant Services with BSI EHS Services and Solutions (West) Inc. (Attachment 1) to:
 - a. Extend the Term of the Agreement through June 2023, and
 - b. Increase the Contract Amount by \$89,361 for a Total Amount not to Exceed \$286,711.

Consent Items - continued

10. Authorize the Town Manager to Execute a Five-year Maintenance Agreement with Accela, Inc. for Cloud Migration, Maintenance, and Support of the Accela Automation Permitting Software System, and Authorize a FY 2021/22 Expenditure Budget Adjustment in the Amount of \$174,093 to Cover the Difference of the Two-year Upfront Payment of \$228,649.
11. Authorize the Town Manager to Execute an Agreement with W. Jeffrey Heid, Landscape Architect, to Provide Services as Landscape Architecture Consultant to the Town.
12. Authorize the Town Manager to Execute an Agreement for Consultant Services with EMC Planning Group Inc. for Preparation of the 2023-2031 Housing Element and Associated Environmental Review Documents.
13. Direct Staff to Add Rainbow Stripes to Two Crosswalks on East Main Street in Front of Town Hall.
14. Authorize the Following Actions:
 - a. Authorize the Town Manager to Negotiate and Execute an Agreement with Los Gatos-Monte Sereno Safe Routes to School in an Amount Not to Exceed \$60,000 for Providing Services Eligible Under 2016 Measure B;
 - b. Establish a New Project Named Measure B Bicycle and Pedestrian Education & Encouragement Program (421-812-0134) in the Fiscal Year 2021/22 Capital Improvement Program (CIP) Budget and Authorize Revenue and Expenditure Budget Adjustments of \$98,344.
15. Authorize the Issuance of a Request for Qualifications for the Americans with Disabilities Act (ADA) Restrooms and Human Resources Offices (CIP No. 812-2117) and ADA Upgrade Public Restrooms – Adult Recreation Building (CIP No. 812-2601) Design Services, and Authorize the Town Manager to Negotiate and Execute a Consultant Services Agreement in an Amount Not-to-Exceed \$100,000.
16. Authorize the Town Manager to Execute a Second Amendment to Extend the Agreement for Services with Elevator Service Company of Central CA, Inc. for Four Months in the Amount of \$7,560, for a Total Agreement Not to Exceed \$66,640.
17. Roadside Fire Fuel Reduction (Project 812-0130):
 - a. Authorize a FY 2021/22 Expenditure Budget Adjustments in the Capital in the Amount of \$75,000 for the Roadside Fire Fuel Reduction Project (411-812-0130); and
 - b. Authorize the Town Manager to Apply for FEMA's Hazard Mitigation Grant Program, Asking for Funds for Roadside Vegetation Management.
18. Capital Improvement Project 813-0235 Downtown Streetscape Revitalization/ Economic Recovery Efforts:
 - a. Approve a Contract Amendment with AP&I Design, Inc in the Amount of \$42,192 for a Total Contract Amount not to Exceed \$92,192; and
 - b. Approve an Extension to the Application Deadline for Applications to the Parklet Program to July 29, 2021.

Consent Items - continued

Opened public comment.

Kevin Arroyo

- Commented in support of item 13.

C. Roy

- Commented in opposition of items 3 and 13.

Amy Nishide

- Commented in support of items 3 and 13.

Yanwu Zhang

- Commented in opposition of items 3 and 13.

Yvette

- Commented in opposition of items 3 and 13.

Maureen Heath

- Commented in support of items 3 and 13.

Donnalee

- Commented in support of items 3 and 13.

Lynley Kerr Hogan

- Commented in opposition of items 3 and 13.

Karla Albright

- Commented in support of items 3 and 13.

Joseph

- Requested the gender neutralization of the Town Code maintain a high standard including grammatical accuracy and commented in opposition of item 13.

Karen Rubio

- Commented in support of items 3 and 13.

Quincy Scott

- Commented in support of item 13.

Consent Items - continued

Cindy Sheehan

- Commented in opposition of items 3 and 13.

Christie Herrington

- Commented in opposition of item 13.

Sue Ann Lorig

- Commented in support of items 3 and 13.

Kaye

- Commented in opposition of item 13.

Kareem Syed

- Commented in support of items 3 and 13.

Wiggsy Sivertsen

- Commented in support of item 13.

Closed public comment.

MOTION: Motion by Council Member Badame to approve consent items 1-18. Seconded by Vice Mayor Rennie.

VOTE: Motion passed unanimously.

VERBAL COMMUNICATIONS

Eden Berg

- Commented in opposition of Critical Race Theory (CRT) and Diversity, Equity and Inclusion (DEI) efforts.

Amy Nishide

- Commented in support of DEI efforts and the Chamber of Commerce's Listen, Learn, Change, Grow campaign.

Lisa Wade

- Commented in support of DEI and anti-racism efforts.

Peter Noymer

- Commented in support of the Listen, Learn, Change, Grow campaign.

Verbal Communication - continued

Quincy Scott

- Requested everyone remain sensitive to others as different perspectives are expressed.

Sasha Balasingam

- Commented in support of the COVID-19 vaccine, the rainbow striping on the crosswalk, and thanked Council for their support of inclusivity.

Sue Ann Lorig, Social Action Committee, Unitarian Universalist Fellowship of Los Gatos Social Action Committee

- Commented in support of anti-racism efforts.

Alicia Cinema Stereo (Spargo)

- Commented in support of the Chamber of Commerce's Listen, Learn, Change, Grow campaign.

Donnalee

- Commented in support of the Chamber of Commerce's Listen, Learn, Change, Grow campaign.

Maureen Javey

- Commented in support of the Chamber of Commerce's Listen, Learn, Change, Grow campaign and DEI efforts.

Karen Rubio, Plant Based Advocates

- Commented in support of DEI efforts.

Shasta Ericson

- Commented on the bullying and racial slurs her son experienced in school and in support of anti-racism and equality efforts.

PUBLIC HEARING

19. Authorize the Following Actions for Landscape and Lighting Assessment Districts No. 1 and 2:

- a. Adopt a Resolution Confirming the Diagram and Assessments and Levying and Authorizing Collection of Assessments for Landscape and Lighting Assessment District No. 1-Blackwell Drive Benefit Zone. **RESOLUTION 2021-026**
- b. Adopt a Resolution Confirming the Diagram and Assessments and Levying and Authorizing Collection of Assessments for Landscape and Lighting Assessment District No. 1-Kennedy Meadows Benefit Zone. **RESOLUTION 2021-027**

Public Hearing Item # 19- continued

- c. Adopt a Resolution Confirming the Diagram and Assessments and Levying and Authorizing Collection of Assessments for Landscape and Lighting Assessment District No. 1-Santa Rosa Heights Benefit Zone. **RESOLUTION 2021-028**
- d. Adopt a Resolution Confirming the Diagram and Assessments and Levying and Authorizing Collection of assessments for Landscape and Lighting Assessment District No. 1-Vasona Heights Benefit Zone. **RESOLUTION 2021-029**
- e. Adopt a Resolution Confirming the Diagram and Assessments and Levying and Authorizing Collection of assessments for Landscape and Lighting Assessment District No. 1-Hillbrook Drive Benefit Zone. **RESOLUTION 2021-030**
- f. Adopt a Resolution Confirming the Diagram and Assessments and Levying and Authorizing Collection of assessments for Landscape and Lighting Assessment District No. 2-Gemini Court Benefit Zone. **RESOLUTION 2021-031**

Stefanie Hockemeyer, Parks and Public Works Executive Assistant, presented the staff report.

Opened public comment.

No one spoke.

Closed public comment.

Council discussed the item.

MOTION: **Motion by Vice Mayor Rennie** to authorize actions a-f as stated in the staff report.
Seconded by Council Member Badame.

VOTE: **Motion passed unanimously.**

OTHER BUSINESS

20. Receive the Community Health and Senior Services (CHSSC) Report on Senior Service Provision and Assessment Recommendations.

Arn Andrews, Assistant Town Manager, presented the staff report.

Opened public comment.

Tom Picraux

- Commented in support of allocating resources to improve senior services and establishing a study group or workshop.

Other Business Item #20 – continued

Dick Konrad, CHSSC Commissioner

- Commented in support of continuing to identify the needs of seniors and identifying resources through workshops.

Jeffrey Blum, CHSSC Commissioner

- Commented in support of continuing to identify the needs of seniors and identifying resources through workshops, and requested the Town provide monetary resources to improve senior services.

Ann Peterson, Live Oak Adult Day Care Executive Director

- Requested the Town consider improving the existing senior center.

Lee Fagot

- Requested the Council consider researching and collaborating with organizations to identify senior needs by way of workshops and to improve existing facilities.

Nancy Rollett, Los Gatos-Saratoga Recreation Executive Director

- Requested the identification of additional needs and resources, and that LGS Recreation receive additional budget direction from the Council.

Closed public comment.

Council discussed the item.

MOTION: **Motion by Vice Mayor Rennie** to return to Council with ideas of how to improve the senior services program over the next 12 months utilizing up to \$500,000 of the American Rescue Plan Act (ARPA) funds if senior services are determined to be an eligible use. **Seconded by Council Member Hudes.**

VOTE: **Motion passed unanimously.**

MOTION: **Motion by Council Member Hudes** to

- Establish a standing committee that will include: CHHSSC members, Chamber of Commerce members, senior service providers, senior leaders in the community, and Council Members to develop a roadmap through community outreach activity, including workshops that would culminate in a detailed document of how to serve the 60+ community, develop coalitions, identify and prioritize needs and solutions to problems facing the 60+ community which shall also address the value of the ideas, estimated level of effort, timing, and funding requirements; and

Other Business Item #20 – continued

- Return to Council with a list of recommended stakeholders in the form of a resolution. **Seconded by Vice Mayor Rennie.**

VOTE: Motion passed unanimously.

21. Accept the Report and Authorize the Temporary Installation of Traffic Calming Devices for Shannon Road Between Los Gatos Boulevard and Short Road (CIP No. 812-9910 Traffic Calming Projects).

WooJae Kim, Town Engineer, presented the staff report.

Opened public comment.

Teri Kent

- Commented in opposition of the item and requested other measures be considered.

Frank

- Commented in support of the item.

Closed public comment.

Council discussed the item.

MOTION: Motion by Council Member Badame to accept the report and authorize the temporary installation of traffic calming devices for Shannon Road between Los Gatos Boulevard and Short Road.

Seconded by Council Member Hudes.

VOTE: Motion passed unanimously.

22. Provide Direction on the Proposal from Forbes Mill LLC, Requesting a Restaurant Pop-Up at Forbes Mill located at 75 Church Street on Saturdays from June 19 through October 30, 2021.

Monica Renn, Economic Vitality Manager, presented the staff report.

Opened public comment.

Greg Hacker, Forbes Mill Homeowner's Association (HOA) President

- Commented in opposition of the item.

Other Business Item #22 – continued

Joe's Galaxy Tab 57+

- Commented in opposition of the space being used as a restaurant long-term.

Jim Foley

- Commented in support of the project and addressed the concerns of parking, traffic, and noise that were raised by other speakers.

Marilyn Rimmer

- Expressed concerns with potential traffic, noise, parking, safety, and garbage impacts.

John Schweitzer

- Expressed concerns with potential traffic, noise, parking, safety, and garbage impacts.

Lee Quintana

- Expressed concern with potential traffic, noise, parking, safety, and garbage impacts of full-time restaurant usage.

Closed public comment.

Council discussed the item.

MOTION: **Motion by Vice Mayor Rennie** to direct staff to work with Forbes Mill LLC and Forbes Mill Condominium Association to set forth agreement parameters for a trial period of two months to include:

- Employee parking to be on Miles Avenue or another lot,
- Property must be vacated by sunset,
- No music allowed,
- A parking attendant must be hired,
- Trash and noise must be monitored, and
- Staff may add parameters as needed.

The item should be brought back to Council if an agreement cannot be reached.

Seconded by Mayor Sayoc.

VOTE: **Motion failed 2/2. Council Members Badame and Hudes voting no.**

Other Business Item #22 – continued

MOTION: **Motion by Council Member Hudes** to continue this item to a date certain of August 3, 2021 with more details on the proposal including hours of operation, parking, and additional input from neighboring residents. **Seconded by Council Member Badame.**

VOTE: **Motion passed unanimously.**

VERBAL COMMUNICATIONS - continued

Kerri

- Commented on her experience of not feeling safe and discriminated against for her political ideology and race identity.

ADJOURNMENT

The meeting adjourned at 11:00 p.m.

Respectfully submitted:

/s/ Jenna De Long, Deputy Clerk