



**TOWN OF LOS GATOS
COUNCIL AGENDA REPORT**

MEETING DATE: 10/20/2020

ITEM NO: 2

**DRAFT
Minutes of the Town Council Meeting
October 6, 2020**

The Town Council of the Town of Los Gatos conducted a regular meeting via teleconference via COVID-19 Shelter in Place Guidelines on October 6, 2020, at 7:00 p.m.

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

ROLL CALL

Present: Mayor Marcia Jensen, Vice Mayor Barbara Spector, Council Member Rob Rennie, Council Member Marico Sayoc. (All participating remotely).

Absent: None

COUNCIL/TOWN MANAGER REPORTS

Manager Matters

- Announced ballot drop off boxes are available in front of the Library and in front of Town Hall.
- Announced adult Commissioner recruitment is open, and applications are due November 6, 2020 by 4:00 p.m. and interviews are scheduled November 17, 2020 at 5:00 p.m.
- Announced the Inclusive Los Gatos Workshop series continues on October 22, 2020 with a virtual Community Culture Workshop and invited the community to participate.

Council Matters

- Vice Mayor Spector stated she attended the West Valley Sanitation District (WVSD) Board of Directors meeting, two General Plan Advisory Committee (GPAC) meetings, the Town's Affordable Housing Community Workshop, and Santa Clara County Health Department COVID-19 phone conferences.
- Council Member Sayoc stated she and Council Member Rennie attended the League of California Cities Peninsula Division Prop 15 meeting.
- Council Member Rennie stated he chaired the Valley Transportation Authority (VTA) Congestion Management Program Committee meeting; attended the VTA Board workshop, Board meeting, and Governance and Audit Committee meeting; participated in Economics of Energy courses offered to the Silicon Valley Clean Energy Authority (SVCEA) Board and Legislative and Regulatory Committee meetings; and attended the Town's Affordable Housing Community Workshop, San Francisco Bay Area Planning and Urban Research Association (SPUR) Transit Agency Workshop and Virtual Conference, and Housing Trust Silicon Valley "On the House" Conference.

Council Matters - continued

- Mayor Jensen stated she attended the Town's Affordable Housing Community Workshop with the other Council Members, West Valley Mayors and Managers meetings, and the GPAC meetings.

CLOSED SESSION REPORT

- Robert Shultz, Town Attorney, stated Council met in closed session as duly noted on the agenda and that there is no reportable action.

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

1. Approve Minutes of the September 15, 2020 Town Council Meeting.
2. Adopt Public Safety Power Shutoff (PSPS) Annex to the Town Emergency Operation Plan (EOP).
3. Approve the Mayor's Recommendation to Create and Appoint a Town Council Ad Hoc Committee to Study Wildfire Mitigation in the Wildland Urban Interface (WUI).
4. Authorize the Following Actions for the Local Roadway Safety Plan (PPW Project Number 812-0132):
 - a. Review and Approve the Scope of Services for a Request for Proposals (Attachment 1) to Prepare a Local Roadway Safety Plan.
 - b. Authorize the Town Manager to Negotiate and Execute a Consultant Agreement for Preparing the Local Roadway Safety Plan with the Highest Scored Proposer in an Amount Not to Exceed \$80,000.
5. Accept the Completion of Work Performed by Syserco Energy Solutions, Inc. for PPW Job No. 411-821-2008 Energy Efficiency Upgrades.

MOTION: Motion by Vice Mayor Spector to approve the Consent Items. Seconded by Council Member Sayoc.

VOTE: Motion passed unanimously.

VERBAL COMMUNICATIONS

No one spoke.

PUBLIC HEARINGS

6. Consider Approval of Amendments and Introduce the Draft Ordinance by Title Only to Amend Chapter 29 (Zoning Regulations) of the Town Code Regarding Outdoor Lighting and Modifications to the Residential Design Guidelines, Town-Wide. Town Code Amendment Application A-20-005. Applicant: Town of Los Gatos. **RESOLUTION 2020-039**

Jennifer Armer, Senior Planner, presented the item.

Public Hearing Item #6 - continued

Opened public comment.

No one spoke.

Closed public comment.

Council discussed the item.

MOTION: Motion by Council Member Sayoc to make the finding that there is no possibility that this project will have a significant impact on the environment; therefore, the project is not subject to the California Environmental Quality Act [Section 15061 (b) (3)] (Attachment 1); make the required finding that the amendments to Chapter 29 of the Town Code regarding outdoor lighting are consistent with the General Plan (Attachment 1); and make the required finding that the modifications to the Residential Design Guidelines are consistent with the General Plan (Attachment 1); adopt a Resolution to modify the Residential Design Guidelines (Attachment 2); and introduce the Ordinance of the Town of Los Gatos effecting the amendments of the Town Code regarding outdoor lighting A-20-005 (Attachment 3), by title only; and direct staff to explore the Planning Commission's recommendation on numerical standards for lighting intensity under a separate and subsequent Code amendment. **Seconded by Vice Mayor Spector.**

VOTE: Motion passed unanimously.

Shelley Neis, Town Clerk, read the title of the ordinance.

7. Consider Approval of Amendments and Introduce the Draft Ordinance by Title Only to Amend Chapter 29 (Zoning Regulations) of the Town Code Regarding the Below Market Price Program and Adopt a Resolution to Modify the Below Market Price Housing Program Guidelines. Town Code Amendment Application A-20-004. Applicant: Town of Los Gatos.

RESOLUTION 2020-040

Jocelyn Shoopman, Associate Planner, presented the item.

Opened public comment.

Public Hearing Item #7 - continued

Amy Nishide

- Commented that she thought part of the intent of the program was to make the Town more inclusive and increase racial diversity; and inquired if the something could be added to the Purpose Part A about increasing socio-economic and racial diversity, if the purpose of the point system could encourage diversity to bring people into Town, and if the in lieu fees were changed and could be raised.

Matthew Hudes

- Commented that raising the amount by 120% may have a consequence of low and very low applicants competing with a larger pool of applicants and proposed giving low and very low applicants extra points.

Jeffrey Suzuki

- Commented that we should strongly de-emphasize home ownership in the future and emphasize rental housing; inquired why the word "shall" was changed to "should" in Section C.1 and why are we raising the income level; and stated there should be some mechanism in place to raise money to purchase market rate housing and convert it to BMP housing, and to disapprove developments that are not meeting their BMP obligations.

Maria Ristow

- Commented in support of an emphasis on rental units to increase the Town's socio-economic and racial diversity.

Lee Quintana

- Commented in support of an emphasis on rental units, that the BMP program doesn't meet the housing needs in Town, that requiring BMPs to be the same size as market rate units is a hindrance to developers, and that she is concerned with raising the rate to 120%.

Mayor Jensen closed public comment.

Council discussed the item.

Public Hearing Item #7 – continued

MOTION: Motion by **Mayor Jensen** to 1) make the finding that there is no possibility that this project will have a significant impact on the environment; therefore, the project is not subject to the California Environmental Quality Act [Section 15061 (b) (3)] (Attachment 1); 2) make the required finding that the amendments to Chapter 29 of the Town Code in the Draft Ordinance are consistent with the General Plan (Attachment 1); and 3) make the required finding that the modifications to the BMP Housing Program Guidelines are consistent with the General Plan (Attachment 1); and 4) introduce the Ordinance of the Town of Los Gatos effecting the amendments of the Town Code regarding BMP regulations A-20-004 (Attachment 2), by title only; and 5) adopt a Resolution approving modifications to the BMP Housing Program Guidelines (Attachment 3). **AMENDMENT** by **Council Member Sayoc**: Amend the Guidelines to include additional points for low income applicants for-for-sale units. **Seconded** by **Council Member Sayoc**.

VOTE: Motion passed unanimously.

Shelley Neis, Town Clerk, read the title of the ordinance.

OTHER BUSINESS

8. Provide Specific Direction to Modify the Town's Pilot Parklet Program and Economic Recovery Initiatives:
 - a. Discuss Town's Pilot Parklet Program (established pre-COVID), and Consider Extending the Parklet Duration for a Minimum of Five to Seven Years; and
 - b. Determine the Duration of the Temporary Economic Recovery (Krail) Parklets Located on Public Property in Downtown and Consider Phasing Options to Facilitate Outdoor Seating and Business Activities; and
 - c. Discuss Options for Businesses to Implement Platforms, Ramps, Overhead Coverage, and Other Modifications Within the Economic Recovery Parklets to Continue to Support Outdoor Business Services Through the Winter; and
 - d. Discuss Other Elements of the Economic Recovery Initiatives and Provide Further Direction as Appropriate.

Monica Renn, Economic Development Manager, presented the item.

Mayor Jensen opened public comment.

Other Business Item #8 – continued

Sue Farwell

- Commented in support of long-term parklets and continuation of krail parklets until the pandemic is over, encouraged Council to make the parklets permanent, and suggested if a grant program is instituted that it be retroactive to those who put in parklets before the pandemic.

Matthew Hudes

- Suggested reallocating 1.9 million dollars from beautification budget to put toward recovery for small businesses to be used for projects across Town, exploring funding options, creating a standing economic recovery board, accelerating parking improvements identified in the Dixon report, developing new configuration from N. Santa Cruz, and making Los Gatos easy to do business with.

Randi Chen, Los Gatos Chamber of Commerce

- Commented in support of continuation of krail parklets through at least March 31, 2021 and not make any permanent decisions regarding the krail parklets now; agreed that all krail parklets should have floors to make them even with the sidewalks and that the Town needs to address what type of roof construction is allowed; supported extending the semi-permanent parklets for 5 to 7 years and a grant program; suggested forgiving business license fees for businesses that meet certain parameters; and thanked the Town for funding the Los Gatos Lights.

Donna Novi, Pastaria

- Commented in support of continuation of krail parklets through the fall of 2021 and long-term parklets.

David MacGregor-Scholes, Redemption and Chamber Board

- Commented in support long-term parklets.

Catherine Somers, Los Gatos Chamber of Commerce Executive Director

- Commented in support of krail parklets through the pandemic, suggested exploring flooring ideas for parklets, and hiring a professional consultant to present a future plan for downtown streets.

Mayor Jensen closed public comment.

Council discussed the item.

Other Business Item #8 – continued

MOTION: Motion by **Mayor Jensen** to continue parklets through at least March 2021 where existing krail may stay in place, remove unused krail, and use the space for bicycle parking, curbside pickup, and ride share drop-off/pick-up; all parklets should be ADA compliant and fire safe compliant; continue streamlining permits and processing fees; not allow pop-ups in existing krail parklets on public property. **Seconded by Council Member Rennie.**

VOTE: Motion passed unanimously.

MOTION: Motion by **Council Member Sayoc** to move forward with a matching grant program to incentivize ADA and drainage compliance for the krail parklets and return in January to the Town Council with a grant program to incentivize the creation of more permanent parklets. **Seconded by Council Member Rennie.**

VOTE: Motion passed unanimously.

ADJOURNMENT

The meeting adjourned at 10:07 p.m.

Submitted by:

Jenna De Long, Deputy Clerk