



**TOWN OF LOS GATOS
COUNCIL AGENDA REPORT**

MEETING DATE: 08/17/2021

**Minutes of the Town Council Meeting
August 3, 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, August 3, 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, Council Member Maria Ristow. (All participating remotely).

Absent: None

CLOSED SESSION REPORT

Robert Schultz, Town Attorney, stated Council met in Closed Session as duly noted on the agenda and no action was taken that requires reporting under the Brown Act.

COUNCIL/TOWN MANAGER REPORTS

Council Matters

- Vice Mayor Rennie stated he attended the Bay Area Air Quality Management District (BAAQMD) Board, Mobile Source, and Climate Committee meetings; Community Health and Senior Services Commission (CHSSC) meetings; Silicon Valley Housing Policy Leadership Academy; Finance Commission meetings; traffic control virtual training for Community Emergency Response Team (CERT) members by the Los Gatos-Monte Sereno Police Department; Gender Equity Impact of the Pandemic webinar; Silicon Valley Clean Energy Authority (SVCEA) Finance and Administrative Committee meetings.
- Council Member Ristow stated she was on personal leave and thanked the Council, Town staff, and the community for supporting her and her family.
- Council Member Hudes stated he attended the Finance Commission meetings; North 40 (N40) Phase II Community meeting; CHSSC meetings as an observer; Silicon Valley Regional Interoperability Agency Board meeting; Santa Clara Valley Water Commission as a voting alternate; and visited the Nuro facility.
- Council Member Badame stated she participated in the Los Gatos-Monte Sereno Police Department (LGMSPD) Special Olympics Team Torch Run; she attended an introductory meeting with the Police Officers Association (POA) President, two POA members, Chief Decena, and Manager Prevetti; Community meetings on the draft General Plan; Finance Commission meetings as an observer; Democracy Tent meetings as an observer; and several Thursday Promenade events.

Council Matters - continued

- Mayor Sayoc stated she attended the West Valley Mayor's and Manager's Association meetings; Santa Clara County Cities Association General Membership meetings; Hate Crimes Task Force meetings; N40 Phase II Community meeting; Community meetings on the draft General Plan; ceremonial events; and met with residents.

Manager Matters

- Announced Building, Planning, Business Licenses, and Engineering public counters will reopen on August 30, 2021. Online options will continue to be offered.
- Announced the Library is fully open with seating and laptops are available; per the Santa Clara County Health Order, masks are required indoors at all Town facilities.
- Announced in person Council meetings will return beginning August 17 and per the Santa Clara County Health Order, masks are required indoors; remote participation options will continue to be available.
- Announced the General Plan Update is underway; both the draft General Plan and draft Environmental Impact Reports are available for review and comments on both documents are welcome.
- Encouraged everyone to visit the Town booth at the Farmer's market for more information on the General Plan.
- Announced a Planning Commission and Town Council General Plan Study Session will be held via teleconference at a date to be announced.

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

1. Approve Council Closed Session Meeting Minutes of June 15, 2021.
2. Approve Council Meeting Minutes of June 15, 2021.
3. Accept Report on Town Manager Approved Actions During the 2021 Town Council Legislative Recess.
4. Consider Approval of a Permanent Sign Permit Application on Property Zoned C-1:PD Located at 110 E. Main Street. APN 529-34-108. Sign Permit Application SN-21-005. Property Owner: Town of Los Gatos. Applicant: Friends Bookstore.
5. Adopt a Resolution Establishing a Housing Element Advisory Board for the 2023-2031 Housing Element Update. **RESOLUTION 2021-032**
6. Adopt a Resolution to Adopt a List of Projects for Fiscal Year 2021/22 Funded by State Senate Bill 1, the Road Repair and Accountability Act of 2017. **RESOLUTION 2021-033**
7. Authorize a Contract Amendment with SWCA Environmental Consultants in the Amount of \$26,000 for a Total Revised Contract Amount not to Exceed \$225,828 for Capital Improvement Project 832-4508 Vegetation Management.
8. Receive Update on ARPA Allocations to Nonentitlement Units of Government and the Town's Allocation.

Consent Items - Continued

9. a. Adopt a Resolution Required by the California Department of Tax and Fee Administration. **RESOLUTION 2021-034**
 - b. Rescind Resolution 2019-002 A Resolution of the Town Council of the Town of Los Gatos, Authorizing Certain Town Representatives and a Town Contractor Access to Sales, Transactions and Use Tax Records Pursuant to Revenue and Taxation Code Section 7056.
 - c. Authorize Amendment and Novation Agreement Between Avenu Insights & Analytics, LLC and MuniServices, LLC for Consultant Services Related to Sales Tax Information and District Tax Information.
10. Authorize the Town Manager to Execute a Contract First Amendment with St. Francis Electric, Inc. for the Traffic Signal and Streetlight Maintenance and Underground Service Alert Locating Services in the Amount of \$8,567, to be Funded from Fiscal Year 2020/21 Parks and Public Works Department – Engineering Development Services Program (5202), for a Total Revised Contract Amount Not to Exceed \$683,567.
11. Endorse the Santa Clara County Cities Association Recommendation for Police Reform.
12. Adopt a Resolution Establishing a Senior Service Committee for Development of a Long-Term Vision and Plan for Senior Service Provision. **RESOLUTION 2021-035**

Council Member Hudes pulled items #5 and #8.

Council Member Badame requested to comment on item #7 as recommended by staff in the Desk Item.

Opened public comment.

No one spoke.

Closed public comment.

MOTION: Motion by Council Member Badame to approve Consent Items 1 through 4, 6, 7 including the added wording to extend the agreement to June 30, 2022, and 9 through 12. **Seconded by Council Member Ristow.**

VOTE: Motion passed unanimously.

VERBAL COMMUNICATIONS

C. Roy

- Commented in opposition of the rainbow crosswalk, Critical Race Theory (CRT), and mask mandate; inquired if exceptions can be made to the mask mandate; commented in support of Town counters opening to the public on August 30.

Verbal Communications – continued

Carl Guardino, Bloom Energy Executive Vice President

- Announced the inaugural Stars and Strides Community Run will be held on August 22 and sign ups can be done online.

Rob Moore, Together We Will Indivisible

- Commented in support of diversity, equity, and inclusion (DEI) efforts.

Julie Ott-Surjan, Valley Medical Center Foundation Director of Events

- Encouraged all to participate in the Stars and Strides Community Run on August 22 and stated sign ups can be done online.

Yvette Weislak

- Commented in opposition of CRT and the rainbow crosswalks.

B Bice

- Commented in opposition of CRT and the rainbow crosswalks.

Ali Miano

- Commented in support of the rainbow crosswalks, and stated CRT is not taught in schools.

Dahlia Epperson

- Commented CRT is being taught in schools, and opposed the rainbow crosswalks.

PJ (Pat) Kearns

- Commented in support of the Stars and Strides Community Run.

Amy Nishide

- Thanked the Town Council and Chamber of Commerce for their efforts in DEI and commented that the School Board is responsible for hearing comments regarding CRT being taught in schools.

Lee Quintana

- Commented in support of Amy's comments and CRT.

PUBLIC HEARINGS

13. Water Conservation

- a. Adopt a 45-day Urgency Ordinance Declaring the Existence of a Condition of Drought and Providing for Mandatory Reductions in and Specified Prohibition of Water Use; and
- b. Direct Staff to Implement or Continue Water Conservation Measures and Activities as Described in the Staff Report. **ORDINANCE 2319**

Public Hearing Item #13 – continued

Matt Morley, Parks and Public Works Director, presented the staff report.

Opened Public Comment.

Sara Walker

- Commented on the state of the turf at Bachman Park and requested water conservation measures in the Town parks be implemented equitably.

PJ (Pat) Kearns

- Commented in support of the item; inquired if public service announcements can be televised.

Closed Public Comment.

Council discussed the matter.

MOTION: Motion by Council Member Ristow to

- Adopt a 45-day urgency ordinance declaring the existence of a condition of drought and providing for mandatory reductions in and specific prohibition of water use; and
- Direct staff to implement or continue water conservation measures and activities as described in the staff report.

Seconded by Council Member Badame.

VOTE: Motion passed unanimously.

Town Clerk Neis read the title of the ordinance.

14. Weed Abatement Program Public Hearing to Consider Objections to the 2021 Weed Abatement Program Assessment Report and Adopt a Resolution Confirming the Report and Authorizing Collection of the Assessment Charges. **RESOLUTION 2021-036**

Stefanie Hockemeyer, Executive Assistant, presented the staff report.

Opened Public Comment.

Maria Eaves

- Commented on her protest of the charges for her property.

Closed Public Comment.

Public Hearing Item #14 – continued

Council discussed the matter.

MOTION: Motion by Council Member Badame to adopt a resolution confirming the report and authorizing collection of the 2021 Weed Abatement Program Assessment charges. **Seconded by Council Member Hudes.**

VOTE: Motion passed unanimously.

OTHER BUSINESS

15. Discuss and receive the Police Services Report: January-June 2021.

Jamie Field, Police Captain, and Sarah Tada, Records and Communications Manager, presented the staff report.

Opened Public Comment.

Amy Nishide

- Requested a meeting with Capitan Field to discuss her questions and inquired why Hispanic populations were arrested, stopped, and cited more frequently than other demographics.

Closed Public Comment.

Council discussed the matter.

Council received the Police Services Report: January-June 2021.

16. Direct the Further Implementation of Mental Health Response Options Within the Police Department.

Peter Decena, Chief of Police, presented the staff report.

Opened Public Comment.

No one spoke.

Closed Public Comment.

Council discussed the matter.

Other Business Item #16 – continued

MOTION: Motion by Council Member Badame to

- Implement a Vulnerable Communities Response Team, Enhanced Critical Incident Training (CIT) for Patrol Officers, mental health response training for the Victim Services Unit (VSU), Virtual Reality training system program, incorporate Integrating Communications, Assessment, and Tactics (ICAT) into the defensive tactics training curriculum;
- Return to Council at a later date with the cost and viability assessment of the contract ambulance program to transport individuals detained under Welfare and Institutions Code 5150 to Emergency Psychiatric Services and therapy canine program; and
- Direct Town personnel to meet with County leaders to explore further mental health response options.

Seconded by Council Member Ristow.

VOTE: Motion passed unanimously.

17. Authorize the Town Manager to Execute a Joint Memorandum of Understanding (MOU) Agreement with Santa Clara County Law Enforcement Agencies for Participation and Services Provided by the Santa Clara County Specialized Enforcement Team (SCCSET) Task Force from July 1, 2021 to June 30, 2031.

Peter Decena, Chief of Police, presented the staff report.

Opened Public Comment.

No one spoke.

Closed Public Comment.

Council discussed the matter.

MOTION: Motion by Council Member Badame to authorize the Town Manager to execute a Joint Memorandum of Understanding (MOU) Agreement with Santa Clara County Law Enforcement Agencies for participation and services provided by the Specialized Enforcement Team (SCCSET) Task Force from July 1, 2021 to June 30, 2031.

Seconded by Council Member Hudes.

VOTE: Motion passed unanimously.

PULLED CONSENT ITEMS

5. Adopt a Resolution Establishing a Housing Element Advisory Board for the 2023-2031 Housing Element Update. **RESOLUTION 2021-032**

Joel Paulson, Community Development Director, presented the staff report.

Opened Public Comment.

Lee Quintana

- Requested the Housing Element Advisory Board include members of the public.

Ali Miano

- Requested the Housing Element Advisory Board include members of the public.

Rob Moore

- Requested the Housing Element Advisory Board include members of the public.

Closed Public Comment.

Council discussed the matter.

MOTION: Motion by Council Member Hudes to adopt a resolution establishing a Housing Element Advisory Board for the 2023-2031 Housing Element Update to include up to four at-large members from the public through the standard recruitment process, the Board shall elect the chair and vice chair, engage the public through social media, and open public comment at two points on the agenda. **Seconded by Council Member Badame.**

VOTE: Motion passed unanimously.

8. Receive Update on ARPA Allocations to Nonentitlement Units of Government and the Town's Allocation.

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

Opened Public Comment.

No one spoke.

Closed Public Comment.

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SUBJECT: Minutes of the Town Council Meeting of August 3, 2021

DATE: August 3, 2021

Pulled Consent item #8 – continued

Council discussed the matter.

Council received the update on ARPA Allocations to Nonentitlement Units of Government and the Town's allocation.

ADJOURNMENT

The meeting adjourned at 9:49 p.m.

Submitted by:

Jenna De Long, Deputy Clerk