



**TOWN OF LOS GATOS
COUNCIL AGENDA REPORT**

MEETING DATE: 11/02/2021

ITEM: 2

**DRAFT
Minutes of the Town Council Meeting
October 19, 2021**

The Town Council of the Town of Los Gatos conducted a regular meeting utilizing teleconference and electronic means consistent with Government Code Section 54953, as Amended by Assembly Bill 361, in response to the state of emergency relating to COVID-19 and enabling teleconferencing accommodations by suspending or waiving specified provisions in the Ralph M. Brown Act (Government Code § 54950 et seq.) and Town of Los Gatos Resolution 2021-044 on Tuesday, October 19, 2021, at 7:00 p.m.

MEETING CALLED TO ORDER AT 7:01 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

PRESENTATIONS

- i. Recognition of Community Emergency Response Team (CERT) Leaders.

Mayor Sayoc read a commendation recognizing CERT Leaders.

CLOSED SESSION REPORT

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

COUNCIL/TOWN MANAGER REPORTS

Council Matters

- Vice Mayor Rennie stated he supports the Mayor, condemns bullying and hate speech, and supports the Council's priority of making Los Gatos an inclusive town.
- Council Member Badame stated she met with the Executive Director of West Valley Solid Waste Management Authority (WVSWMA), spoke with constituents concerning the Draft 2040 General Plan, attended a Democracy Tent community meeting as an observer, attended the Finance Commission meeting as observer, participated in the Conceptual Development Advisory (CDAC) meeting, and supports Mayor Sayoc.
- Council Member Hudes stated he supports Mayor Sayoc; condemns hate speech; met with residents concerning the Senior Services Road Map and installation of artificial turf; attended the Finance Commission, CDAC, and Draft 2040 General Plan community meetings.

Council Matters – continued

- Council Member Ristow stated she attended the Finance Commission as an observer, Complete Streets and Transportation Commission (CSTC) as an observer, West Valley Sanitation District (WVSD) Board of Directors meeting, Democracy Tent community meeting, met with residents concerning Shannon Road improvements and the Draft 2040 General Plan, participated in the CSTC Bicycle Parking Survey; supports the Mayor and condemns hatred, bigotry, and incivility.
- Mayor Sayoc stated in addition to the meetings stated, she attended the Santa Clara County Cities Association meeting.

Council Member Hudes requested the following items be placed on a future agenda: Should staff prepare the following analyses for the Planning Commission hearing on the Draft 2040 General Plan: (1) Analyze the impact of SB 9 on assumptions about housing capacity and (2) Analyze an alternative based on the Regional Housing Needs.

Vice Mayor Rennie, Council Member Ristow, and Council Member Badame commented in support of the request.

Manager Matters

- Announced the first Housing Element Advisory Board (HEAB) meeting will be held on Thursday, October 21 at 7:00 p.m. via teleconference.
- Announced the Parks Commission will hold a Park for Parks event at Belgatos Park on October 23 at 10:00 a.m.
- Announced the Town Council Policy Committee will be held on October 26 at 5:00 p.m. via teleconference to address civility in the Town’s Agenda Format and Rules and Code of Conduct Policies.
- Announced Board, Commission, and Committee recruitment is underway; the application period closes 4:00 p.m. on December 3.

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

1. Approve Draft Minutes of the October 5, 2021 Closed Session Town Council Meeting.
2. Approve Draft Minutes of the October 5, 2021 Town Council Meeting.
3. Approve Draft Minutes of the October 7, 2021 Closed Session Town Council Meeting.
4. Authorize the Town Manager to Execute a Service Agreement with Silicon Valley Ambulance, Inc. as a One-Year Pilot Program for Transportation Services of Juvenile Patients Placed on an Involuntary Mental Health Evaluation Hold.
5. Authorize the Town Manager to Execute a Consultant Services Agreement in the Amount of \$109,960 with Hunt Design Associates, Inc for Downtown Wayfinding and Signage Design Consultant Services.
6. Authorize the Town Manager to Execute a Consultant Agreement for Executive Recruitment Services with Teri Black & Company, LLC. in an Amount Not to Exceed \$54,000.

Consent Items – continued

Council Member Hudes pulled item #5.

Opened public comment.

No one spoke.

Closed public comment.

MOTION: Motion by Vice Mayor Rennie to approve Consent Items 1 through 6, exclusive of item 5. Seconded by Council Member Badame.

VOTE: Motion passed unanimously.

VERBAL COMMUNICATIONS

Justin Jeong, Office of Representative Eshoo

- Read a letter from Congress Member Eshoo in support of Mayor Sayoc.

Jak Van Nada, Los Gatos Community Alliance

- Commented in support of Mayor Sayoc and the Council.

Raania Mohsen, Office of San Jose Vice Mayor Jones

- Read a letter on behalf of San Jose Vice Mayor Jones and other elected officials in support of Mayor Sayoc.

Assembly Member Evan Low

- Read a letter in support of Mayor Sayoc and inquired as to what steps have been taken to prevent bullying and harassment of elected officials.

Ann Ravel

- Commented that the actions of those who have disrupted previous Council meetings are not protected under the First Amendment and spoke in support of Council.

Kris Kamli

- Requested Council act to prevent further disruptions at Council meetings.

Rob Moore

- Commented that many Los Gatans support Mayor Sayoc, the Town Council, and civil discourse.

Verbal Communications – continued

Kjirste Morrell

- Commented in support of the Town’s Justice, Equity, Diversity and Inclusion (JEDI) efforts, Mayor Sayoc, and in support of additional pedestrian and bike pathways in the Draft 2040 General Plan.

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Amy Nishide, Los Gatos Anti-Racism Coalition

- Commented in support of the Mayor and Council.

Ali Miano, Los Gatos Anti-Racism Coalition

- Commended in support of the Mayor and Town Council, and expanding public transportation and affordable housing in the Draft 2040 General Plan.

Kylie Clark

- Commented in support of Mayor Sayoc, the Town Council, and civil discourse.

Jeffrey Suzuki

- Commented in support of the Mayor and Town Council.

Mayor Sayoc stated Item #11 would be heard next.

PUBLIC HEARINGS

11. Consider Adoption of an Urgency Ordinance of the Town of Los Gatos Amending Section 18.50.100 of the Town Code to Prohibit Targeted Residential Picketing. **ORDINANCE 2322**

Robert Schultz, Town Attorney, presented the staff report.

Opened Public Comment.

Lynley Kerr Hogan

- Commented on concerns of threatening neighbors. Speaker was muted due to not speaking on the subject matter.

Wiggys Sivertsen

- Commented on her identity as a member of the LGBTQ+ community. Speaker was stopped due to not speaking on the subject matter.

Amy Nishide

- Commented in support of the item.

Public Hearing Item #11 – continued

Angelica Ramos-Allen, President, National Women’s Political Caucus, Silicon Valley Chapter
- Commented in support of the item.

Council discussed the item.

MOTION: Motion by Council Member Ristow to adopt an Urgency Ordinance of the Town of Los Gatos amending section 18.50.100 of the Town Code to prohibit targeted residential picketing. **Seconded by Council Member Badame.**

VOTE: Motion passed unanimously.

OTHER BUSINESS

7. Staff Recommends the Following Actions for the Shannon Road Pedestrian and Bikeway Improvements (CIP No. 813-0218):
 - a. Approve Design Concept 3 and Authorize Staff to Proceed with the Final Design; and
 - b. Approve the Recommended Funding Strategy.

WooJae Kim, Town Engineer, presented the staff report.

Opened Public Comment.

Tim King

- Commented that safety on Shannon Road is statistically safer than comparable roads in the area, requested any improvements be done with as little disruption as possible, and commented in opposition of bollards.

Cheri Finalle Binkley

- Commented in opposition of design option #3.

Andy Horwitz

- Commented in opposition of design option #3 and requested the project be sent back for further review and input from the residents.

Gillian Verga

- Commented on the CSTC viewpoint for option #3; stated she is the Vice Chair of CSTC and is speaking as a member of the public, not a member of CSTC.

Maria Gerst

- Commented in opposition of design option #3.

Other Business Item #7 – continued

Ted Moorhead

- Commented in opposition of all three design options.

Simon Lonsdale

- Commented in support of design option #1.

Mark Bony

- Commented in support of design option #1.

Ryan Rosenberg

- Commented in support of increasing safety and encouraging biking; inquired if additional input can be gathered from the most effected residents.

Kendra

- Commented in opposition of the design proposals.

Varun

- Commented in opposition of the design proposals due to parking concerns.

Rebecca Heng

- Commented in support of design option #1.

Mike King

- Commented on the traffic, speed bumps, bollards, and parking.

Stephanie Martin

- Commented in support of option #1.

Helen Sun

- Commented in support of option #1.

Closed Public Comment.

Council discussed the item.

MOTION: Motion by Council Member Ristow to approve design option #3 without the bollards, with the option to add delineators at a later time and approve the recommended funding strategy. **Seconded by Council Member Hudes.**

VOTE: Motion passed unanimously.

Recessed at 9:55 p.m.

Reconvened at 10:01 p.m.

8. Receive an Update on the Implementation of the Town Council Accepted Ad Hoc Wildfire Committee Report.

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

Opened Public Comment.

Buzz Johnson

- Inquired if the Los Gatos-Monte Sereno Police Department was part of the Zonehaven determination process.

Closed Public Comment.

Council discussed the item and received the report.

9. Receive the Town Finance Commission Recommendation and Authorize the Town Manager to Issue a Request for Proposals (RFP) for Consultant Services to Evaluate and Recommend Modernization Options for the Town's Business License Tax Program.

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

Opened Public Comment.

No one spoke.

Closed Public Comment.

Council discussed the item.

MOTION: Motion by **Council Member Badame** to receive the Finance Commission recommendation and authorize the Town Manager to issue a Request for Proposals (RFP) for Consultant Services to evaluate and recommend modernization options for the Town's Business License Tax Program. **Seconded** by **Council Member Ristow**.

VOTE: Motion passed unanimously.

PUBLIC HEARINGS

10. Consider a Request for an Exception to the Height Pole and Netting Policy to Allow an Alternative to Standard Story Pole Installation to Illustrate and Provide Notice of the Proposed Project on Property Zoned R:PD Located at 110 Wood Road. APN 510-47-038. Applicant: Frank Rockwood. Property Owner: Covia Communities. Project Planner: Sean Mullin.

Council Member Ristow recused herself due to proximity to the project and left the meeting.

Sean Mullin, Associate Planner, presented the staff report.

Opened Public Comment.

Frank Rockwood and Mark Falgout, Applicants

- Commented on the project.

Closed Public Comment.

Council discussed the item.

MOTION: Motion by Council Member Hudes to approve a request for an exception to the height pole and netting policy to install story poles with two rows of rope flags in lieu of netting to illustrate and provide notice of the proposed project. **Seconded by Council Member Badame.**

VOTE: Motion passed 4/0/1. Council Member Ristow recused.

Council Member Ristow rejoined the meeting.

PULLED CONSENT ITEMS

5. Authorize the Town Manager to Execute a Consultant Services Agreement in the Amount of \$109,960 with Hunt Design Associates, Inc for Downtown Wayfinding and Signage Design Consultant Services.

Greg Borromeo, Interim Police Captain, presented the staff report.

Opened Public Comment.

Randi Chen, Chamber of Commerce

- Commented in support of the item.

Closed Public Comment.

Pulled Consent Items – continued

Council discussed the item.

MOTION: Motion by Council Member Hudes to authorize the Town Manager to execute a consultant services agreement in the amount of \$109,960 with Hunt Design Associates, Inc for Downtown Wayfinding and Signage Design Consultant Services and implement full Phase I of the Dixon Parking Study that includes electronic wayfinding. **Seconded by Council Member Ristow.**

VOTE: Motion passed unanimously.

VERBAL COMMUNICATIONS - continued

James, BAYMEC Community Foundation Board Member

- Commented in support of Mayor Sayoc and the Town Council.

Randi Chen, Chamber of Commerce

- Commented in support of Mayor Sayoc and the Town Council.

Lee Fagot

- Commented in support of Mayor Sayoc and the Town Council.

Emily Ann Ramos

- Commented in support of Mayor Sayoc and Town Council.

Angelica Ramos-Allen, President, National Women’s Political Caucus, Silicon Valley Chapter

- Commented in support of Mayor Sayoc and the Town Council.

ADJOURNMENT

The meeting adjourned at 11:07 p.m.

Respectfully submitted:

Jenna De Long, Deputy Clerk