



**TOWN OF LOS GATOS
COUNCIL AGENDA REPORT**

MEETING DATE: 05/18/2021

ITEM NO: 1

**DRAFT
Minutes of the Town Council Meeting
May 18, 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, May 18, 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

PRESENTATIONS

The Mayor presented the Government Finance Officers Association (GFOA) Distinguished Budget Presentation Award to the Town Finance Department.

COUNCIL/TOWN MANAGER REPORTS

Council Matters

- Vice Mayor Rennie stated he attended the Bay Area Air Quality Management District (BAAQMD) Budget Hearing meeting; Kiwanis Turnaround Scholarship lunch with Chief Decena and Mayor Sayoc; Silicon Valley Clean Energy Authority (SVCEA) Risk Oversight Committee and Board meetings; Finance Commission meeting; Community Health and Senior Services (CHSSC) meeting; Youth Commission Interviews and deliberations with Chief Decena and Youth Commission Chair Ryu; Valley Transportation Authority (VTA) Policy Advisory Committee meeting; Community Emergency Response Team (CERT) Simulated Earthquake Disaster and HAM Radio drill; and Joint Venture Silicon Valley Sustainability Roundtable.
- Council Member Badame stated she attended meetings of the West Valley Clean Water Authority (WVCWA) Board, West Valley Solid Waste Management Authority Board (WVSWMA), General Plan Update Advisory Committee (GPAC) with Council Member Ristow, and Finance Commission and CHSSC as an observer.
- Council Member Hudes stated he attended the Finance Commission and Silicon Valley Bicycle Coalition Slow Streets Virtual Infrastructure Program.
- Council Member Ristow stated she attended the GPAC meeting; West Valley Sanitation District (WVSD) Board meeting; Complete Streets and Transportation Committee (CSTC) and Finance Commission meetings as an observer; met with the Chamber of Commerce, residents, and the Audubon Society; and announced and encouraged the public to participate in the Silicon Valley Bicycle Coalition "Bike to Wherever Day" on Saturday, May 22 from 1-5 p.m. with the Town sponsoring an energizing station in front of the Library.

Council Matters – continued

- Mayor Sayoc stated in addition to the meetings previously stated, she attended the West Valley Community Services Market reopening and rebranding.

Manager Matters

- Announced Community Conversations will be held to receive input on the Draft General Plan, receive input and identify Town Service Priorities and Cost Containment ideas, and continuing the Town's efforts on Justice, Equity, Diversity, and Inclusion (JEDI), and stated more information on all of the Community Conversations will be forthcoming.

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

1. Approve Draft Minutes of May 4, 2021 Joint Town Council and Library Board Study Session Meeting.
2. Approve Draft Minutes of May 4, 2021 Town Council Meeting.
3. Approve Draft Minutes of May 5, 2021 Special Town Council Meeting - Council Retreat.
4. Authorize the Following Actions:
 - a. Adopt A Resolution (Attachment 1) Authorizing the Town Manager to File an Application for the 2021/22 Metropolitan Transportation Commission (MTC) Transportation Development Act (TDA) Article 3 Funds in the Amount of \$62,884 for Pedestrian Improvements. **RESOLUTION 2021-019**
 - b. Authorize Revenue and Expenditure Budget Adjustments in the Amount of \$62,884 in the Adopted Fiscal Year 2020/21 Capital Improvement Program (CIP) Budget for the Curb, Gutter, and Sidewalk Maintenance Project (Project 813-9921).
5. Authorize the Town Manager to Execute Agreements with Burke, Williams & Sorensen, Richards Watson & Gershon, and the Renne Public Law Group, for Independent Police Auditor Investigation Services.
6. Receive the Third Quarter Investment Report (January through March 2021) for Fiscal Year 2020/21.

MOTION: Motion by Council Member Ristow to approve Consent Items 1-6. Seconded by Council Member Hudes.

VOTE: Motion passed unanimously.

VERBAL COMMUNICATIONS

Rob Moore, Los Gatos Anti-Racism Coalition

- Commented in support of hiring social workers to respond to mental health calls for service.

Ann-Marie

- Shared her experiences of intoxicated people knocking on her door, commented on the lack of resources for the Police Department to handle the intoxicated person, and in support of hiring a social worker to respond to mental health and substance abuse calls.

Verbal Communications – continued

Russ

- Commented in support of hiring social workers to respond to mental health calls for service.

Amy Nishide, Los Gatos Anti-Racism Coalition

- Commented in support of hiring a non-sworn community service officer to respond to mental health calls for service.

Doug

- Commented in opposition of Critical Race Theory (CRT) and the Chamber of Commerce's Listen, Learn, Change, Grow campaign.

Marcus Thordal

- Commented on his remodel project and the difficulties he sees with the Town's sidewalk standards compared with another approach as depicted in his slide presentation.

Cyndi Sheehan

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

C. Roy

- Commented in opposition of CRT and Diversity, Equity, and Inclusion (DEI) efforts; requested the Town remove any Listen, Learn, Change, Grow items from future agendas and urge the schools to remove CRT curriculum.

Alicia (Spargo)

- Commented in support of the Chamber of Commerce's Listen, Learn, Change, Grow campaign and stated the goal of the campaign was to have difficult conversations.

Yanwu Zhang

- Commented in opposition of CRT, hiring social workers to service mental health calls, and the Chamber of Commerce's Listen, Learn, Change, Grow campaign.

PUBLIC HEARING

7. Operating and Capital Budgets

- A. Consider the recommendations of the Finance Commission and staff, and provide direction on the Town of Los Gatos Proposed Operating and Capital Budget for Fiscal Year (FY) 2021/22 and on the Proposed Capital Improvement Program for FY 2021/22 – FY 2025/26; including but not limited to:
1. Determine the use of the accumulated \$1.2 Million Measure G funds through June 30, 2020
 2. Determine the use of the Measure G proceeds in FY 2020/21
 3. Determine the use of Measure G proceeds in FY 2021/22
 4. Determine the use of the of Measure G proceeds for the remaining years of the forecast period
 5. Provide direction balancing the FY 2020/21 Budget
 6. Provide direction on any changes to proposed expense/revenue assumptions for the FY 2021/22 Budget and the remaining forecast period
 7. Provide direction balancing the FY 2021/22 Proposed Budget
 8. Determine the use of \$1.2 Million in Surplus Property Reserve (Winchester property sale proceeds)
 9. Provide direction on the Proposed Operating Budget
 10. Provide direction on the Proposed Capital Budget
 11. Consider the FY 2021/22 List of Potential Donations consistent with the Town's Donation Policy
 12. Clarify the Council's Strategic Priority for revenue enhancements

Laurel Prevetti, Town Manager, presented the staff report.

Opened public comment.

Stanford Stickney

- Commented in support of fire mitigation and preventative measures; commented in opposition of the Finance Commission's recommendation of a 6-month hiring freeze.

Maria Zweifler

- Commented in opposition of the Finance Commission's recommendation of a 6-month hiring freeze and funding Destination Marketing.

Rob Moore

- Commented in support of the Finance Commission's recommendation to allocate \$500,000 to continue the roadside fire fuel reduction project.

Russ

- Commented in support of the proposed budget.

Public Hearing Item #7 - continued

Ali Miano

- Commented in support of the Finance Commission's proposed 6-month hiring freeze and proposed reallocating the funds to other community priorities.

Ed Turner

- Commented in opposition of the Finance Commission's proposed 6-month hiring freeze.

Catherine Somers, Los Gatos Chamber of Commerce Executive Director

- Requested American Rescue Plan Act (ARPA) funds be allocated to other priorities rather than balancing the budget.

Bryan Paul, Los Gatos-Monte Sereno Police Officer's Association President

- Commented in opposition of the Finance Commission's proposed 6-month hiring freeze.

Amy Nishide

- Commented in support of fire mitigation and preventative measures and hiring mental health service workers.

Pat

- Inquired if social workers will be helpful in responding to mental health service calls and commented in opposition of the proposed Finance Commission's 6-month hiring freeze.

Kingzlee Barrett

- Commented in opposition of the Finance Commission's proposed 6-month hiring freeze.

LVM Parents

- Commented in opposition of the Finance Commission's proposed 6-month hiring freeze.

Phone Number ending in 5997

- Commented in opposition of the Finance Commission's proposed 6-month hiring freeze.

Closed public comment.

Council discussed the item.

MOTION: Motion by Council Member Badame to clarify that the strategic priority for revenue enhancements must maintain high levels of service and invest in Capital Improvements and seek what services the community would like to prioritize through community conversations. **Seconded by Council Member Hudes.**

VOTE: Motion passed unanimously.

Public Hearing Item #7 – continued

MOTION: Motion by Vice Mayor Rennie to

- Allocate fifty percent (\$600,000) of the accumulated Measure G funds through June 30, 2020 to the Operating Budget and fifty percent (\$600,000) to the Capital Improvement Budget;
- Allocate fifty percent of FY 20/21 Measure G proceeds to the Operating Budget and fifty percent to the Capital Improvement Budget;
- Allocate fifty percent of FY 21/22 Measure G proceeds to the Operating Budget and fifty percent to the Capital Improvement Budget. **Seconded by Council Member Ristow.**

VOTE: Motion passed 4/1, Council Member Hudes opposed.

MOTION: Motion by Vice Mayor Rennie to allocate fifty percent of the Measure G proceeds to the Operating Budget and fifty percent to the Capital Improvement Budget for the remaining years of the forecast. **Seconded by Council Member Ristow.**

VOTE: Motion passed unanimously.

MOTION: Motion by Vice Mayor Rennie to utilize American Rescue Plan Act (ARPA) funds as needed up to \$350,000 to balance the FY 21/22 proposed budget. **Seconded by Council Member Ristow.**

VOTE: Motion passed 3/2. Council Members Badame and Hudes opposed.

MOTION: Motion by Vice Mayor Rennie to utilize a 2% base salary inflation to the proposed expense assumptions for the FY 2021/22 Budget and the remaining forecast period. **Seconded by Council Member Hudes.**

VOTE: Motion passed unanimously.

MOTION: Motion by Vice Mayor Rennie to allocate the funds from the Winchester property sale reserve to the General Fund Appropriated Reserve (GFAR) for capital improvements. **Seconded by Council Member Hudes.**

VOTE: Motion passed unanimously.

MOTION: Motion by Council Member Hudes to cancel Other Post-Employment Benefits (OPEB) payments up to \$500,000 to balance the FY 21/22 proposed budget to the extent necessary. **Seconded by Council Member Badame.**

VOTE: Motion passed unanimously.

Public Hearing Item #7 – continued

MOTION: Motion by **Mayor Sayoc** to direct staff to return to Council in three months with suggestions to initiate seed funding for mental health services in Town within the Police Department. **Seconded** by **Vice Mayor Rennie**.

VOTE: Motion passed unanimously.

MOTION: Motion by **Vice Mayor Rennie** to allocate \$55,000 of ARPA funds for destination marketing to the Chamber of Commerce. **Seconded** by **Council Member Badame**.

VOTE: Motion passed unanimously.

MOTION: Motion by **Vice Mayor Rennie** to allocate \$500,000 from GFAR for roadside vegetation management. **Seconded** by **Council Member Badame**.

VOTE: Motion passed unanimously.

MOTION: Motion by **Council Member Hudes** to not accept the Finance Commission's recommendation for a proposed 6-month hiring freeze. **Seconded** by **Council Member Rennie**.

VOTE: Motion passed unanimously.

MOTION: Motion by **Mayor Sayoc** to give authority to Town Manager to use third-party resources to identify Town-wide efficiencies and facilitate community conversations. **Seconded** by **Council Member Ristow**.

VOTE: Motion passed unanimously.

MOTION: Motion by **Council Member Badame** to approve 20/21 and 21/22 donation list consistent with donation policy. **Seconded** by **Council Member Hudes**.

VOTE: Motion passed unanimously.

VERBAL COMMUNICATIONS - continued

Eden Berg

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

Joseph

- Commented in opposition of CRT in schools.

Verbal communications - continued

Kelly

- Commented in opposition of CRT in schools, the Chamber of Commerce's Listen, Learn, Change, Grow campaign, and defunding the Police.

Lynley Kerr Hogan

- Commented in opposition of CRT in schools, the Chamber of Commerce's Listen, Learn, Change, Grow campaign, and Black Lives Matter.

MOTION: Motion by Mayor Sayoc to extend the meeting past 12:00 a.m. Seconded by Vice Mayor Rennie.

VOTE: Motion passed unanimously.

Cowboy

- Commented in opposition of CRT in schools.

Ali Miano

- Commented on her understanding of CRT and stated the Chamber's Listen, Learn, Change, Grow campaign has nothing to do with CRT.

Glen

- Commented in opposition of CRT.

ADJOURNMENT

The meeting adjourned at 12:01 a.m.

Respectfully submitted:

Jenna De Long, Deputy Clerk