



**TOWN OF LOS GATOS**  
**SPECIAL MEETING OF THE TOWN COUNCIL: CLOSED SESSION AGENDA**  
**OCTOBER 30, 2023**  
**110 EAST MAIN STREET AND TELECONFERENCE**  
**TOWN MANAGER'S OFFICE**  
**5:00 PM**

*Maria Ristow, Mayor*  
*Mary Badame, Vice Mayor*  
*Matthew Hudes, Council Member*  
*Rob Moore, Council Member*  
*Rob Rennie, Council Member*

**PARTICIPATION IN THE PUBLIC PROCESS**

How to participate: The Town of Los Gatos strongly encourages your active participation in the public process, which is the cornerstone of democracy. If you wish to speak to an item on the agenda, please follow the participation instructions on page 2 of this agenda. The time allocated to speakers may change to better facilitate the Town Council meeting.

Effective Proceedings: The purpose of the Town Council meeting is to conduct the business of the community in an effective and efficient manner. For the benefit of the community, the Town of Los Gatos asks that you follow the Town's meeting guidelines while attending Town Council meetings and treat everyone with respect and dignity. This is done by following meeting guidelines set forth in State law and in the Town Code. Disruptive conduct is not tolerated, including but not limited to: addressing the Town Council without first being recognized; interrupting speakers, Town Council or Town staff; continuing to speak after the allotted time has expired; failing to relinquish the podium when directed to do so; and repetitiously addressing the same subject.

Deadlines for Public Comment and Presentations are as follows:

- Persons wishing to make an audio/visual presentation on any agenda item must submit the presentation electronically, either in person or via email, to the Clerk's Office no later than 3:00 p.m. on the day of the Council meeting.
- Persons wishing to submit written comments to be included in the materials provided to Town Council must provide the comments as follows:
  - For inclusion in the regular packet: by 11:00 a.m. the Thursday before the Council meeting
  - For inclusion in any Addendum: by 11:00 a.m. the Monday before the Council meeting
  - For inclusion in any Desk Item: by 11:00 a.m. on the day of the Council Meeting

**IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT, IF YOU NEED SPECIAL ASSISTANCE TO PARTICIPATE IN THIS MEETING, PLEASE CONTACT THE CLERK DEPARTMENT AT (408) 354-6834. NOTIFICATION 48 HOURS BEFORE THE MEETING WILL ENABLE THE TOWN TO MAKE REASONABLE ARRANGEMENTS TO ENSURE ACCESSIBILITY TO THIS MEETING [28 CFR §35.102-35.104]**

**TOWN OF LOS GATOS**  
**SPECIAL MEETING OF THE TOWN COUNCIL: CLOSED SESSION AGENDA**  
**110 EAST MAIN STREET AND TELECONFERENCE**  
**TOWN MANAGER'S OFFICE**  
**OCTOBER 30, 2023**  
**5:00 PM**

**IMPORTANT NOTICE**

This is a hybrid meeting and will be held in-person in the Town Manager's Office at 110 E. Main Street and virtually through the Zoom webinar application (log-in information provided below). Members of the public may provide comments during the Verbal Communications portion of the agenda in-person or virtually through the Zoom webinar, by following the instructions listed below.

**PARTICIPATION**

To provide oral comments in real-time during the meeting:

- Zoom: Join from a PC, Mac, iPad, iPhone or Android device: Please click this URL to join: [https://losgatosca.gov.zoom.us/j/85785388732?pwd=4Xj4l8bXxEloxkFMH77H-uRD75Y1\\_Q.rfxTRB74Axx3LLn1](https://losgatosca.gov.zoom.us/j/85785388732?pwd=4Xj4l8bXxEloxkFMH77H-uRD75Y1_Q.rfxTRB74Axx3LLn1)  
Passcode: 072377. You can also type in 857 8538 8732 in the "Join a Meeting" page on the Zoom website at <https://zoom.us/join>.
- Via Telephone: Dial: 636 651 0008 or 877 336 1839 (US Toll Free) Conference code: 686100
  - o If you are participating by calling in, press #2 on your telephone keypad to raise your hand.
- In-Person: If you wish to speak to an item on the agenda, you may do so during the "Verbal Communications" period. The time allocated to speakers may change to better facilitate the Town Council meeting.

When called to speak, you may be asked to provide your full name and your town/city of residence. This identifying information is optional and not a requirement for participation. Please limit your comments to three (3) minutes, or such other time as the Mayor may decide, consistent with the time limit for speakers at a Council meeting.

If you are unable to participate in real-time, you may email to [Clerk@losgatosca.gov](mailto:Clerk@losgatosca.gov) the subject line "Public Comment Item #\_\_" (insert the item number relevant to your comment). Comments received by 11:00 a.m. the day of the meeting will be reviewed and distributed before the meeting. All comments received will become part of the record.

## MEETING CALL TO ORDER

## ROLL CALL

**APPROVE REMOTE PARTICIPATION** *(This item is listed on the agenda in the event there is an emergency circumstance requiring a Council Member to participate remotely under AB 2449 (Government Code 54953)).*

**VERBAL COMMUNICATIONS** *(Members of the public may address the Town Council on the Closed Session items. Unless additional time is authorized by the Mayor, remarks shall be limited to three minutes.)*

### THE TOWN WILL MOVE TO CLOSED SESSION ON THE FOLLOWING ITEMS:

1. Public Employee Appointment, Employment, Evaluation of Performance, Discipline, and Dismissal  
[Government Code Section 54957(b)(1)]  
Titles: Town Manager and Town Attorney
2. Conference with Legal Counsel - Anticipated Litigation  
Significant Exposure to Litigation Pursuant to Government Code Section 54956.9(d)(2): One case  
(E-mail from Ben Eilenberg threatening litigation is available in the Town Attorney's office.)

## ADJOURNMENT

*Writings related to an item on the Town Council meeting agenda distributed to members of the Council within 24 hours of the meeting are available for public inspection at the front desk of the Los Gatos Town Library, located at 100 Villa Avenue, and are also available for review on the official Town of Los Gatos website.*

*Note: The Town of Los Gatos has adopted the provisions of Code of Civil Procedure §1094.6; litigation challenging a decision of the Town Council must be brought within 90 days after the decision is announced unless a shorter time is required by State or Federal law.*