



**TOWN OF LOS GATOS
COUNCIL AGENDA REPORT**

MEETING DATE: 08/16/2022

**Minutes of the Town Council Meeting
August 2, 2022**

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, August 2, 2022 at 7:00 p.m.

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

ROLL CALL

Present: Mayor Rob Rennie, Vice Mayor Maria Ristow, Council Member Mary Badame, Council Member Matthew Hudes, Council Member Marico Sayoc (all participating remotely).

Absent: None

PRESENTATIONS

- i. Commendation for Shelley Neis, the outgoing Town Clerk

Mayor Rennie presented a commendation to Shelley Neis, outgoing Town Clerk.

CLOSED SESSION REPORT

Town Attorney Whelan stated Council met as duly noted on the agenda on August 2, 2022, and no action was taken deemed reportable under the Brown Act.

COUNCIL/TOWN MANAGER REPORTS

Council Matters

- Council Member Hudes stated he attended the Summer Promenades, Symphony in the Park, Senior Service Committee meeting, a community meeting on Business License Tax Modernization, Los Gatos-Saratoga Recreation Senior Picnic, Silicon Valley Regional Interoperability Authority (SVRIA) meeting, Finance Commission special meeting, and toured the Los Altos Community Center.
- Council Member Sayoc stated she attended the Sounds of Summer and announced the Cities Association will consider a draft Joint Power Authority (JPA) on a future agenda.
- Vice Mayor Ristow stated she attended the Summer Promenades, Jazz on the Plazz, Symphony in the Park, filled in for Mayor Rennie for the West Valley Mayors and Managers meetings, and the Symphony in the Park welcome announcement, and announced the Silicon Valley Bike Summit will be held on August 18.

Council Matters – continued

- Council Member Badame stated she attended the Summer Promenades, a community meeting on Business License Tax Modernization, Finance Commission special meeting as an observer, Drums in the Park, met with the Chair of the Community Health and Senior Services Commission (CHSSC), and met with the Chair of Senior Services Committee,
- Mayor Rennie stated he attended Cities Association Legislative Action Committee, Bay Area Air Quality Management District (BAAQMD) Board meetings, visited an accessory dwelling unit (ADU) model by SYMBiHOM, was a witness in court for the Roland Lebron Valley Transportation Agency case, chaired the BAAQMD Legislative Committee meeting, did the Polenteria Ribbon Cutting, attended Music in the Park, met with Los Gatos High School Superintendent, met with a Napa Council Member Liz Alessio regarding parklets, and attended Finance Commission and Silicon Valley Clean Energy Authority (SVCEA) Finance and Admin Committee.

Manager Matters

- Announced Coffee with a Cop will take place on August 11 from 7:30 am - 10 am at the Blvd Café.

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

1. Approve Draft Minutes of the June 20, 2022 Special Town Council Meeting.
2. Approve Draft Minutes of the June 21, 2022 Town Council Meeting.
3. Approve Draft Minutes of the June 28, 2022 Special Town Council Meeting.
4. Approve Draft Minutes of the June 30, 2022 Closed Session Town Council Meeting
5. Approve Draft Minutes of the June 30, 2022 Special Town Council Meeting.
6. Approve Draft Minutes of the July 12, 2022 Town Council Closed Session Meeting.
7. Approve Draft Minutes of the July 12, 2022 Town Council Special Meeting.
8. Adopt a Resolution Reaffirming Resolution 2021-044 Regarding Brown Act Compliance and Teleconferencing and Making Findings Pursuant to Government Code Section 54953, as Amended by Assembly Bill 361, During the COVID-19 Pandemic. **RESOLUTION 2022-050**
9. Appoint Council Member Marico Sayoc as the Town's Voting Delegate for the League of California Cities Annual Conference Scheduled for September 7 - 9, 2022 in Long Beach.
10. Adopt a Resolution to Rescind Resolution 2019-033 and Replace It for Consistency with Town Council Policy 04-06: Purchasing Policy, and Accept Report on Town Manager Approved Actions During the 2022 Town Council Legislative Recess. **RESOLUTION 2022-051**
11. Approve a Second Contract Amendment with AP&I Design, Inc in the Amount of \$23,808 for a Total Contract Amount Not to Exceed \$115,000 for Capital Improvement Project 813-0235 Downtown Streetscape Revitalization/Economic Recovery Efforts.
12. Authorize the Town Manager to Execute a Certificate of Acceptance and Notice of Completion for the Fiscal Year 2021/22 Curb, Gutter, and Sidewalk Maintenance Project (CIP No. 813-9921), Completed by Spencon Construction, and Authorize the Town Clerk to File for Recordation.

Consent Items – continued

13. Authorize the Town Manager to Execute a Four-Year Agreement for Services with Universal Site Services for Enhanced Downtown Garbage, Recycling, and Pizza Box Receptacle Collection and Cleaning Services in an Amount of \$45,961.06 for the Fiscal Year 2022/23, with a Succeeding Annual Base Amount of \$56,336.28, for a Total Agreement Base Amount Valued at \$214,969.90 Prior to Any Future Increase Adjustments Made for Consumer Price Index (CPI).
14. Authorize the Town Manager to Execute an Agreement for Services with S & H Construction Inc. for the Corporation Yard Building Replacement Project (CIP No. 821-2302) at 41 Miles Avenue for a Total Agreement Amount Not to Exceed \$999,180 Including 30% for Unanticipated Services.
15. Adopt a Resolution Summarily Vacating Public Utility Easement at 112 Wilder Avenue and 115 North Santa Cruz Avenue. **RESOLUTION 2022-052**

Opened public comment.

No one spoke.

Closed public comment.

MOTION: Motion by Vice Mayor Ristow to approve Consent Items 1 through 15. **Seconded** by Council Member Sayoc.

VOTE: Motion passed unanimously.

VERBAL COMMUNICATIONS

Lee Quintana

- Requested the Council reconsider the adoption of the 2040 General Plan.

PUBLIC HEARINGS

16. Consider Objections to the 2022 Weed Abatement Program Assessment Report and Adopt a Resolution Confirming the Report and Authorizing Collection of the Assessment Charges.
RESOLUTION 2022-053

Meredith Johnston, Administrative Analyst, presented the staff report.

Opened public comment.

No one spoke.

Closed public comment.

Public Hearing Item #16 – continued

MOTION: Motion by Council Member Badame to adopt a resolution (attachment 2) confirming the report and authorizing the collection of the assessment charges.
Seconded by Council Member Hudes.

VOTE: Motion passed unanimously.

OTHER BUSINESS

17. Approve Revisions as Recommended by the Policy Committee to Town Council Policy 2- 11: Commission Appointments, Residency and Attendance Requirements, and Establishing a Quorum.

Laurel Prevetti, Town Manager, presented the staff report.

Opened public comment.

No one spoke.

Closed public comment.

MOTION: Motion by Council Member Hudes to adopt option 3 (attachment 3) as redlined.
Seconded by Council Member Sayoc.

VOTE: Motion passed unanimously.

18. Adopt a Resolution of the Council of the Town of Los Gatos for Model 3, Calling a Municipal Election for November 8, 2022, Requesting that the County Consolidate the Municipal Election with the General Election on November 8, 2022, and Submitting to the Qualified Electors of the Town at the November 8, 2022 Consolidated General Election a Measure to Amend Chapter 14 of the Los Gatos Town Code Relating to Business License Taxes.

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

Opened public comment.

Janet, Black Cat Hats

- Commented on the budget deficit.

Catherine Somers, Chamber of Commerce Executive Director

- Commented in support of a smaller tax than the Finance Commission recommendation.

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SUBJECT: Minutes of the Town Council Meeting of August 2, 2022

DATE: August 2, 2022

Other Business Item #18 – continued

Closed public comment.

MOTION: Motion by Council Member Hudes to return at a special meeting prior to August 12 with a draft resolution revising Model 3 to encompass a 120% tax increase in E-Commerce, Manufacturing, Wholesaling, and Jobbing gross receipts, a 40% increase in Retailing gross receipts, a 30% increase for flat fees, and implement an ongoing Bay Area Consumer Price Index (CPI) adjustment to account for future inflation on flat fees. **Seconded** by Council Member Badame.

VOTE: Motion passed unanimously.

ADJOURNMENT

The meeting adjourned at 8:49 p.m.

Respectfully submitted:

/s/ Jenna De Long, Deputy Clerk