



**TOWN OF LOS GATOS
COUNCIL AGENDA REPORT**

**Minutes of the Town Council Meeting
Tuesday, November 19, 2024
7:00 P.M.**

The Town Council of the Town of Los Gatos conducted a regular meeting in-person and via teleconference.

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

ROLL CALL

Present: Mayor Mary Badame, Vice Mayor Matthew Hudes, Council Member Rob Moore, Council Member Rob Rennie, Council Member Maria Ristow.

Absent: None

PLEDGE OF ALLEGIANCE

Girl Scouts Rylin, Sihi, and Skyla led the Pledge of Allegiance. The audience was invited to participate.

PRESENTATIONS

- i. Los Gatos Thrives Foundation Presentation on a potential Community Center.

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

1. Approve the Minutes of the October 15, 2024, Town Council Meeting.
2. Receive the Monthly Financial and Investment Report for September 2024.
3. Authorize the Town Manager to Execute a Four-and-a-Half-Year Agreement with ECS Imaging, Inc. for Laserfiche Software Maintenance, Support, and Scanning Services in a Total Amount Not to Exceed \$315,000.
4. Authorize the Town Manager to Execute a One-Year Agreement for Services with OpenGov, Inc. for Enterprise Asset Management System Services and Procurement System Services Effective December 30, 2024, Through December 29, 2025, for a Total Agreement Amount of \$66,355.59 With Four One-Year Options Thereafter.
5. Authorize the Town Manager to Execute a Certificate of Acceptance and Notice of Completion for the Smart Signals Field Improvements Project (Traffic Signal Modernization) CIP No. 813-0227 Completed by St. Francis Electric, Inc., and Authorize the Town Clerk to File for Recordation.
6. Authorize the Town Manager to Enter into an Agreement with MBS Business Systems (MBS) to Provide Multifunctional Printer Purchases, Replacement, and Maintenance Services for the Town of Los Gatos in an Amount Not to Exceed \$260,540.

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Mayor Badame opened public comment.

No one spoke.

Mayor Badame closed public comment.

**MOTION: Motion by Council Member Ristow to approve consent items one through six.
Seconded by Council Member Moore.**

VOTE: Motion passed unanimously.

VERBAL COMMUNICATIONS

Jeffrey Suzuki, Los Gatos Anti-Racism Coalition

- Commented in support of agenizing a proposed resolution to prohibit the use of Town resources to implement potential federal regulations on certain topics.

Gus Who

- Welcomed the new Town Manager; Commented on concerns with safety on Lynn Avenue and Pinehurst Avenue, and water rate increases.

Johanes Swenberg

- Commented on concerns with a resolution to prohibit the use of Town resources to implement potential federal regulations on certain topics.

Lynley

- Commented on the presidential election and accountability of council members.

Lee Quintana

- Commented in support of agenizing a proposed resolution to prohibit the use of Town resources to implement potential federal regulations on certain topics.

Linda Swenberg

- Commented in opposition of agenizing a proposed resolution to prohibit the use of Town resources to implement potential federal regulations on certain topics and about concerns on Town processes.

Autumn

- Commented in support of agenizing a proposed resolution to prohibit the use of Town resources to implement potential federal regulations on certain topics.

Lee Fagot

- Commented on concerns with agendizing a proposed resolution [to prohibit the use of Town resources to implement potential federal regulations on certain topics] and Town involvement in Federal regulations.

Chris Wiley

- Commented on concerns with theft in Safeway stores and the strain it has on Police resources and inquired about painting crosswalks.

Ali Miano, Los Gatos Anti-Racism Coalition

- Commented on support of agenizing a proposed resolution to prohibit the use of Town resources to implement potential federal regulations on certain topics.

Annie Schwartz

- Commented in support of agenizing a proposed resolution to prohibit the use of Town resources to implement potential federal regulations on certain topics.

Kinsey Lee

- Commented in support of agenizing a proposed resolution to prohibit the use of Town resources to implement potential federal regulations on certain topics.

PUBLIC HEARINGS

7. Consider Adoption of a Resolution of Necessity to Authorize Acquisition of Private Property Through Eminent Domain for the Shannon Road Capital Improvement Project (CIP No. 811-0008). **RESOLUTION 2024-050**

Gabrielle Whelan, Town Attorney; Nicholas Muscolino, Special Counsel; and Nicolle Burnham, Parks and Public Works Director, presented the staff report.

Mayor Badame opened public comment.

Julie Houston, Representative of the Property Owner

- Stated the property owner and the Town discussed issues raised in her letter (submitted as an addendum) and reached an agreement.

Lee Fagot

- Inquired about road repairs prior to the Town acquiring the property and asked about provisions to offset the additional repair cost.

Mayor Badame closed public comment.

Council discussed the item.

MOTION: Motion by Council Member Ristow to adopt a Resolution of Necessity in attachment two to authorize acquisition of the private property through eminent domain for the Shannon Road Capital Improvement Project; make those findings [included in the resolution]; authorize the Town Attorney to take all steps necessary to commence legal proceedings to acquire the property, to deposit the probable amount of just compensation with the State Condemnation Fund, to apply to the Superior Court for an order permitting the Town to take immediate possession and make immediate use of the property for the project, to take all necessary steps to acquire the property under the law, and to take such actions as our Attorney may deem advisable or necessary in connection therewith. **Seconded** by Vice Mayor Hudes.

VOTE: Motion passed unanimously.

OTHER BUSINESS

8. Approve the Youth Commission Work Plan for School Year 2024/25.

Jamie Field, Police Chief presented the staff report. Youth Commission Chair Balasingam and Vice Chair Idemoto, and Commissioners Gwyneth Pang, Rushil Sharma, Anjali Kalia, and Elijah Asheghian presented the Commission's workplan.

Mayor Badame opened public comment.

No one spoke.

Mayor Badame closed public comment.

Council discussed the item.

MOTION: Motion by Mayor Badame to approve the Youth Commission Workplan for school year 2024/25. **Seconded** by Council Member Ristow.

VOTE: Motion passed unanimously.

9. Consider and Provide Direction to Staff regarding the Finance Commission's Recommendation that the Town Council Engage a Professional Consulting Firm to Prepare a Comprehensive Fiscal Impact Analysis, Including Scenario Sensitivity Analysis, with Risks and Opportunities, which will Evaluate the Potential Fiscal Impact of Planned Growth.

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

Mayor Badame opened public comment.

No one spoke.

Mayor Badame closed public comment.

Council discussed the item.

MOTION: Motion by Vice Mayor Hudes to ask staff to return to the Council at a time the Town Manager feels appropriate, with proposals on how to complete the Fiscal Impact Analysis given the scope of the Housing Element, SB330, and Builder’s Remedy applications. **Seconded by Mayor Badame.**

VOTE: Motion passed unanimously.

Mayor Badame called a recess at 9:03 p.m.

Mayor Badame reconvened the meeting at 9:15 p.m.

PUBLIC HEARINGS

10. Consider the Following Actions Related to Certain Sections of Blossom Hill Road:

- a. Accept the 2023 Engineering and Traffic Survey Update; and
- b. Introduce an Ordinance Amending Section 15.30.235 of the Town Code Establishing Speed Limits. Ordinance Title: An Ordinance of the Town Council of the Town of Los Gatos Amending Section 15.30.235, “Establishing Speed Limits on Certain Streets,” of the Town Code Establishing Speed Limits. **ORDINANCE 2362**

Gary Heap, Town Engineer, presented the staff report.

Mayor Badame opened public comment.

Erik Miller

- Commented in support of the item and requested the speed limit be reduced to 25 miles per hour (mph).

Lee Fagot

- Commented in support of the item, requested the speed limit be reduced to 25 mph, and stated the speed limit should be enforced for electric bikes.

John Shepardson

- Commented in support of a 30 mph speed limit from Blossom Hill/Union to Harwood, and requested electronic monitoring and bike lanes in that area.

Mayor Badame closed public comment.

Council discussed the item.

MOTION: Motion by Council Member Moore to accept the 2023 Engineering and Traffic Survey (ETS) update, introduce an ordinance amending section 15.30.235 of the Town Code establishing speed limits, and add a clause for staff to conduct an Engineering and Traffic Survey on the eastern portion of Blossom Hill Road after the quick build solutions on that eastern portion are made. **Seconded by Council Member Ristow.**

VOTE: Motion passed unanimously.

11. Introduce an Ordinance Amending the Town Code Chapter 14 Related to “Peddlers and Solicitors” and Replacing Article VII “Pushcarts” with “Sidewalk Vending.” Ordinance Title: An Ordinance of The Town Council of The Town of Los Gatos Amending Sections 14.40.010, “Definitions,” and 14.40.015, “Nonapplicability,” of Article IV, “Peddlers And Solicitors,” of Chapter 14, “Licenses and Miscellaneous Business Regulations,” of The Town Code and Replacing Article VII, “Pushcarts,” of Chapter 14, “Licenses and Miscellaneous Business Regulations,” with a New Article VII, “Sidewalk Vending” in the Town Code. **ORDINANCE 2363**

Gabrielle Whelan, Town Attorney, presented the staff report.

Mayor Badame opened public comment.

No one spoke.

Mayor Badame closed public comment.

Council discussed the item.

MOTION: Motion by Mayor Badame to introduce an ordinance amending the Town Code Chapter 14 related to “Peddlers and Solicitors” and replacing Article VII “Pushcarts” with “Sidewalk Vending.” **Seconded by Council Member Moore.**

VOTE: Motion passed unanimously.

12. Introduce a Draft Revised Sign Ordinance. Ordinance Title: An Ordinance of the Town Council of the Town of Los Gatos Amending Chapter 29, “Zoning Regulations,” Article I, “In General,” Division 3, “Signs,” of the Town Code Regarding Sign Regulations. **ORDINANCE 2324**

Nicolle Burnham, Parks and Public Works Director, presented the staff report.

Mayor Badame opened public comment.

No one spoke.

Mayor Badame closed public comment.

Council discussed the item.

MOTION: Motion by Council Member Ristow to introduce the draft revised sign ordinance.

Seconded by Council Member Moore.

VOTE: Motion passed unanimously.

COUNCIL/TOWN MANAGER REPORTS

Council Matters

- Council Member Rennie attended the Finance Commission meeting; met with two Silicon Valley Clean Energy Authority (SVCEA) Board Members; met with the Meadows rebuild team; and attended the SVCEA Board Meeting and the Los Gatos-Saratoga Recreation Thanksgiving Luncheon.
- Council Member Ristow stated she attended the Santa Clara Valley Water Commission meeting; the Valley Transportation Authority (VTA) Policy Advisory Committee meeting; the one-year update of the Highway 17 update of the wildlife under and overcrossing at Laurel Curve; and announced that Midpeninsula Open Space District recently opened trails in Bear Creek Redwoods.
- Vice Mayor attended the League of California Cities Annual Conference; met with the Los Gatos Thrives Executive Committee; met with Council Member Tina Walia from Saratoga; met with Director of NUMU; met with Summerhill regarding Los Gatos Lodge; attended the Santa Clara Cities Association meeting; attended the Santa Clara Cities Association Legislative Action Committee meeting; attended a Community Health and Senior Services Commission meeting; attended the "Here I am Silicon Valley" event; and attended a Democracy Tent meeting.
- Mayor Badame participated in the Los Gatos-Monte Sereno Police Foundation Recognition Luncheon; attended a West Valley Mayors and Managers meeting; participated in a ribbon cutting for a reopening of the Discovery Shop; participated in a ribbon cutting for the 10th Anniversary of Coup de Thai; attended a meeting with the executive director of the West Valley Solid Waste Management Authority; participated as a guest speaker at a Democracy Tent meeting; participated in the Fischer Middle School Veterans Day Ceremony; attended a Finance Commission meeting; participated in the West Valley Clean Water Authority and West Valley Solid Waste Management Authority Board meetings; was a guest speaker at the Rotary Club; participated in a ribbon cutting at Carnico Tools & Provisions; attended Art in the Council Chambers; participated in Los Gatos Recreation Veterans Event; and attended the Los Gatos Recreation Thanksgiving Luncheon.

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- Council Member Moore discussed his request to agendaize a resolution to prohibit the use of Town resources to implement potential federal regulation on topics such as immigration, homelessness, climate, women's rights, and LGBTQ+ rights.

There were no further comments or actions on Council Matters.

Town Manager Matters

- Thanked the Council, staff, and the community for a warm welcome; Assistant Town Manager Nomura for her work as Interim Town Manager; and previous Town Manager Prevetti for her leadership.

ADJOURNMENT

The meeting adjourned at 10:10 p.m.

Respectfully Submitted:

/s/ Jenna De Long, Deputy Town Clerk