



AGENDA
CITY OF SEASIDE
CITY COUNCIL

SPECIAL MEETING
ELECTION CERTIFICATION
IN PERSON AND VIRTUAL
LIMITED SEATING AVAILABLE
Thursday, December 3, 2020
3:00 PM

This meeting is compliant with Governor Newsom's Executive Order N-29-20 which allows local legislative bodies to hold public meetings electronically only, without a physical location for public participation, accessible only telephonically or otherwise electronically (video conferencing) to all members of the public seeking to observe and address the local legislative body, in order to avoid public gatherings, and until further notice.

This meeting can be watched via the City of Seaside You Tube channel
https://www.youtube.com/channel/UC1Cu7854Ohtjpr_XV1tDvRg

REMOTE PUBLIC COMMENTS To make a public comment, the following options are available:

- Before the Meeting via Email: Written comments can be emailed to CityClerk@ci.seaside.ca.us Include the following subject line: "Public Comment Item # (insert the agenda item number relevant to your comment). Written comments must be received by 2:00 p.m. on the day of the meeting. All submitted comments will be provided to the City Council or the Board for consideration, compiled as part of the record, and may be read into the record.

In an effort to ensure the virtual process closely follows our normal process, public comment will be accepted in writing during the meeting, but may not be read into the record during the meeting, but will be included as part of the final administrative record.

1. CALL TO ORDER

2. ROLL CALL – ESTABLISHMENT OF QUORUM

Ian N. Oglesby	Mayor
David R. Pacheco	Mayor Pro Tem
Jason Campbell	Council Member
Jon Wizard	Council Member
Alissa Kispersky	Council Member

3. PLEDGE OF ALLEGIANCE - COUNCIL MEMBER KISPERSKY

4. PUBLIC COMMENT

Members of the public wishing to address the Board on matters within the jurisdiction of the City of Seaside, but not on this agenda, may do so during the Public Comment

period for up to two (2) minutes. Public Comments on specific agenda items are heard under that item. For the public record, please state your name.

5. CERTIFICATION OF ELECTION RESULTS

A. ADOPT A RESOLUTION DECLARING CANVASS OF RETURNS AND RESULTS OF CONSOLIDATED GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 3, 2020 AND DECLARING OFFICIAL RESULTS FOR THE POSITIONS OF MAYOR AND MEMBERS OF THE CITY COUNCIL

RECOMMENDATION: Adopt the resolution certifying the results as recommended by Monterey County Elections.

6. PRESENTATIONS

A. PRESENTATION TO COUNCIL MEMBER KISPERSKY FOR HER YEARS OF SERVICE TO THE CITY COUNCIL FROM 2019-2020

7. OATH OF OFFICE AND INSTALLATION OF MAYOR AND COUNCIL MEMBERS

A. IAN N. OGLESBY, MAYOR

B. DAVID R. PACHECO, COUNCIL MEMBER

C. ALEXIS GARCIA ARRAZOLA, COUNCIL MEMBER

8. ADJOURNMENT

Next Regularly Scheduled Meeting:
December 3, 2020
7:00 PM

The City of Seaside is committed to providing accessible facilities and accommodating people with disabilities in all of its services programs and activities. If special considerations are needed by any person to fully participate in this meeting, contact the City Clerk at 899-6707 no fewer than two business days prior to the meeting to allow reasonable arrangements. Agendas are posted at:
<http://www.ci.seaside.ca.us/129/City-Council-Committee-Agendas>

Agenda-related writings or documents provided during public meetings are available for public inspection during the meeting or from the office of the City Clerk. This agenda is posted in compliance with California Governor Newsom's Executive Orders N-29-20 and N-33-20.



**CITY OF SEASIDE
STAFF REPORT**

Item No.: 5.A.

TO: City Council

FROM: Craig Malin, City Manager

BY: Lesley Milton, Assistant City Manager

DATE: December 3, 2020

**SUBJECT: ADOPT A RESOLUTION DECLARING CANVASS OF RETURNS
AND RESULTS OF CONSOLIDATED GENERAL MUNICIPAL
ELECTION HELD ON NOVEMBER 3, 2020 AND DECLARING
OFFICIAL RESULTS FOR THE POSITIONS OF MAYOR AND
MEMBERS OF THE CITY COUNCIL**

PURPOSE & RECOMMENDATION

Adopt the resolution certifying the results as recommended by Monterey County Elections.

BACKGROUND

On March 29, 2020, the City Council adopted Resolution No. 20-14, authorizing the consolidation of the General Municipal Election in the City of Seaside with the Statewide General Election. The General Municipal Election was held on as required by law for the object and purpose of electing one person to the Office of Mayor, for a two-(2) year term, and electing to the Offices of Council Member, two (2) officials, each to a four-(4) year term.

The General Election was held in the State of California on November 3, 2020, and in all respects the election was held and conducted and the votes were cast in time, form and manner as required by the provisions of City of Seaside Municipal Code and the Elections Code of the State of California.

The County Election Department canvassed the returns of the election as required by law and has certified the vote results for the City of Seaside as follows:

OFFICE CANDIDATE TOTAL VOTES

Total Registered voters: 14,622 Total Votes cast: 11,920

Mayor Ian Oglesby 6,255

Mayor Jon Wizard 3,236

Mayor Joseph Smith 1,726

Council Member David Pacheco 5,217

Council Member Alexis Garcia-Arrazola 3,157

Council Member Regina Mason 2,999

Council Member Tinisha Dunn ,2986

Council Member Ayman Adeeb 2,236

A Certified Statement of the Votes Cast and the Final Official Report from the Registrar of Voters is available online here

https://www.montereycountyelections.us/files/mced/Election_Info/past_results/SOV_2020-11-03.pdf and the Seaside specific votes are attached. California Elections Code §10262 requires the governing body of a city, upon completion of the canvass and before installing new officers, to pass a resolution reciting the facts of the election. Adoption of the resolution will allow the new City Council to be seated.

It is recommended that the City Council declare the following by adoption of the attached resolution:

- All absentee and provisional voter ballots have been duly received and canvassed in the time, form and manner, as required by law.
- The whole number of votes cast in said General Municipal Election for the City of Seaside was 11,920.
- The record of votes cast at the November 3, 2020 election has been certified by Monterey County Registrar of Voters as listed above.
- The City Clerk of the City of Seaside is instructed to enter this resolution in the minutes of this City Council Meeting as the Official Result of said election and to forward a copy of this Resolution to the County of Monterey.
- Election Department to certify that the City Council adopted the canvass of the vote as submitted by the Monterey County Registrar of Voters.
- Declare that Ian Oglesby was elected to the office of Mayor for a two(2) year term and that David Pacheco and Alexis Garcia-Arrazola were re-elected/elected to office as members of the City Council, each with a term of four (4) years and can take their oath of office and be seated as members of the Seaside governing body.

FISCAL IMPACT

There is no fiscal cost associated with approving this item.

ATTACHMENTS

1. 2020 Draft Resolution Election Certification
 2. final
-

Reviewed for Submission to the
City Council by:



Craig Malin, City Manager

RESOLUTION NO. 20-XX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEASIDE DECLARING CANVASS OF RETURNS AND RESULTS OF CONSOLIDATED GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 6, 2018 AND DECLARING OFFICIAL RESULTS FOR THE POSITIONS OF MAYOR AND MEMBERS OF THE CITY COUNCIL

WHEREAS, the City Council of the City of Seaside adopted Resolution No. 20-14 on March 19, 2020 which authorized a General Municipal Election in the City of Seaside to be Consolidated with the Statewide General Election on Tuesday, November 3, 2020; and be facilitated by the Monterey County Registrar of Voters; and

WHEREAS, said election was held as required by law for the object and purpose of electing to the Office of Mayor, one official to a two-year term, and electing to the Offices of Council Member, two officials, each to a four-year term; and,

WHEREAS, said General Municipal Election and Consolidated Statewide General Election held on Tuesday, November 3, 2020, was properly noticed as required by law, voting precincts were properly established and election officers were appointed and in all respects the election was held and conducted and the votes were cast in time, form and manner as required by the provisions of City of Seaside Municipal Code and the Elections Code of the State of California;

WHEREAS, the County Election Department canvassed the returns of the election as required by law and has certified the results to this City Council, and the results are received, attached and made a part hereof as "Exhibit A".

NOW, THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF SEASIDE HEREBY DECLARES THAT:

- All absentee and provisional voter ballots have been duly received and canvassed in the time, form and manner, as required by law.
- The whole number of votes cast in said General Municipal Election for the City of Seaside was 11,920
- The record of votes cast at the November 3, 2020 election has been certified by Monterey County Registrar of Voters.
- The City Clerk of the City of Seaside is instructed to enter this resolution in the minutes of this City Council Meeting as the ***Official Result*** of said election and to forward a copy of this Resolution to the County of Monterey Election Department to certify that the City Council adopted the canvass of the vote as submitted by the Monterey County Registrar of Voters.

THE CITY COUNCIL FURTHER RESOLVES THAT:

The number of votes cast for the City of Seaside are as follows:

OFFICE	CANDIDATE	TOTAL VOTES
Mayor	Ian Oglesby	6,255
Mayor	Jon Wizard	3,236
Mayor	Joseph Smith	1,726
Council Member	David Pacheco	5,217
Council Member	Alexis Garcia-Arrazola	3,157
Council Member	Regina Mason	2,999
Council Member	Tinisha Dunn	2986
Council Member	Ayman Adeeb	2,236

Total Registered voters: 14,622 Total Votes cast: 11,920

THEREFORE, BE IT FINALLY RESOLVED that it is hereby declared that **Ian Oglesby** was elected to the office of Mayor for a two-year term and that **David Pacheco and Alexis Garcia-Arrazola** were re-elected/elected to office as members of the City Council, each with a term of four (4) years, in the General Municipal Election for the City of Seaside, held on November 3, 2020 and the City Clerk is hereby authorized to immediately deliver to Ian Oglesby, David Pacheco and Alexis Garcia-Arrazola the *Certificate of Election*, signed by the City Clerk and authenticated, and to administer to each of said elected persons the Oath of Office prescribed in the Constitution of the State of California, and shall have them subscribe to it and file it in the office of the City Clerk. Each and all of the persons so elected shall then be inducted into the respective office to which they have been elected.

PASSED AND ADOPTED at a Regular Meeting of the City Council of the City of Seaside held on the 3rd day of December, 2020 by the following vote:

AYES:	COUNCIL MEMBERS:
NOES:	COUNCIL MEMBERS:
ABSENT:	COUNCIL MEMBERS:
ABSTAIN:	COUNCIL MEMBERS:

Ian N. Oglesby, Mayor

ATTEST:

Lesley Milton, City Clerk

Monterey County



Statement of Votes Cast

General Election

Tuesday, November 3, 2020

COMPILED BY THE OFFICE OF THE MONTEREY COUNTY REGISTRAR OF VOTERS

MONTEREY COUNTY ELECTIONS

1441 Schilling Place-North Building
Salinas, CA 93901

www.MontereyCountyElections.us

Claudio Valenzuela
Registrar of Voters

PO Box 4400
Salinas, CA 93912

831-796-1499 Phone
831-755-5485 Fax

elections@co.monterey.ca.us

Gina Martinez
Assistant Registrar of Voters



CERTIFICATION OF REGISTRAR OF VOTERS OF THE RESULTS OF THE CANVASS OF THE NOVEMBER 3, 2020 GENERAL ELECTION

STATE OF CALIFORNIA }
COUNTY OF MONTEREY } ss.

I, Claudio Valenzuela, Registrar of Voters of County of Monterey, do hereby certify that, in pursuance of the provisions of Elections Code section 15300, et seq., I did canvass the results of the votes cast in the General Election held in said County on November 3, 2020, for measures and contests that were submitted to the vote of the voters, and that the Statement of Votes Cast to which this certificate is attached is full, true, and correct.

I hereby set my hand and official seal this 24th day of November, 2020 at the County of Monterey.



A handwritten signature in blue ink, appearing to read "Claudio Valenzuela".

CLAUDIO VALENZUELA
Registrar of Voters
County of Monterey
State of California

Canvass Certification of Elections Official
(11/2020)

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Gina Martinez
Assistant Registrar of Voters



HELP AMERICA VOTE ACT OF 2002 CERTIFICATION OF ELECTIONS OFFICIAL

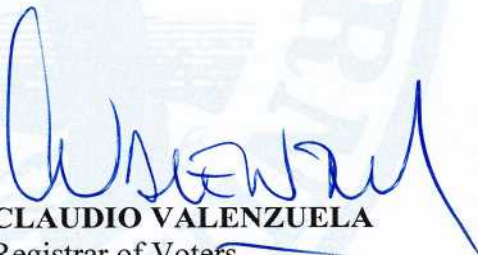
STATE OF CALIFORNIA }
COUNTY OF MONTEREY } ss.

Pursuant to the statewide voter registration list requirements set forth in the Help America Vote Act of 2002 (HAVA) 52 U.S.C. § 21083),

I, Claudio Valenzuela, Registrar of Voters for the County of Monterey, State of California, hereby certify that I complied with all provisions of Chapter 2 of Division 7 of Title 2 of the California Code of Regulations for the Federal election held on the 3rd day of November 2020 in the County of Monterey, State of California and all elections consolidated therewith.

I hereby set my hand and official seal this 24th day of November, 2020, at the County of Monterey.




CLAUDIO VALENZUELA
Registrar of Voters
County of Monterey
State of California

HAVA Certification of Elections Official
(11/2020)

MONTEREY COUNTY ELECTIONS

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Claudio Valenzuela
Registrar of Voters

Gina Martinez
Assistant Registrar of Voters



REPORT OF THE MANUAL TALLY

GENERAL ELECTION
NOVEMBER 3, 2020

1% Manual Tally of Paper Ballots: The 1% manual tally is defined by Election Codes §336.5 as the public process of manually tallying votes in one percent of the batches, selected at random by the elections official and in one batch for each contest not included in the randomly selected batches. This procedure is conducted during the official canvass to verify the accuracy of the automated count. This tally includes paper ballots cast at the polling place or by mail.

On Thursday, November 5, 2020 at 8:00 a.m., the Department conducted a public random selection of batches for the 1% manual tally.

The following batches were randomly selected to achieve a manual tally of 1% of all batches and all contests:

- | | | |
|-----------|-----------|-----------|
| • 104-003 | • 108-002 | • 201-136 |
| • 107-003 | • 205-226 | • 204-136 |
| • 204-259 | • 208-222 | • 108-003 |
| • 103-010 | • 104-002 | • 103-002 |
| • 105-010 | • 205-202 | • 205-359 |
| • 206-229 | • 106-010 | • 203-329 |
| • 201-029 | • 103-012 | • 201-026 |
| • 208-026 | • 201-126 | • 204-218 |
| • 204-129 | • 202-146 | • 201-143 |

Results of the 1% Manual Tally: During the 1% manual tally, the Department encountered no variances.

The results of the 1% manual tally confirmed the accuracy of the results.

Claudio Valenzuela, Registrar of Voters

City of Sand City, Mayor (Vote for 1)

Candidate	Party	Total	
MARY ANN CARBONE		160	100.00%
Total Votes		160	

City of Sand City Member, City Council (Vote for 2)

Candidate	Party	Total	
KAYHAN GHODSI		74	25.61%
GREGORY T. HAWTHORNE		88	30.45%
DONALD R. DIFEDE		42	14.53%
KIM CRUZ		85	29.41%
Total Votes		289	

City of Seaside, Mayor (Vote for 1)

Candidate	Party	Total	
IAN OGLESBY		6,255	55.76%
JOSEPH SMITH		1,726	15.39%
JON WIZARD		3,236	28.85%
Total Votes		11,217	

City of Seaside Member, City Council (Vote for 2)

Candidate	Party	Total	
AYMAN ADEEB		2,236	13.47%
ALEXIS GARCIA-ARRAZOLA		3,157	19.02%
DAVID R. PACHECO		5,217	31.44%
REGINA MASON		2,999	18.07%
TINISHA DUNN		2,986	17.99%
Total Votes		16,595	

City of Soledad, Mayor (Vote for 1)

Candidate	Party	Total	
FRED J. LEDESMA		2,236	42.81%
ANNA M. VELAZQUEZ		2,987	57.19%
Total Votes		5,223	