



**FINAL MINUTES
CITY OF SEASIDE
CITY COUNCIL**

REGULAR MEETING
HYBRID (IN PERSON & VIRTUAL)
Thursday, December 2, 2021
5:00 PM

1. CALL TO ORDER

Mayor Oglesby called the meeting to order at 5:00 p.m.

2. ROLL CALL – ESTABLISHMENT OF QUORUM

PRESENT: Campbell, Garcia-Arrazola, Oglesby, Pacheco, Wizard
ABSENT: None

3. INVOCATION AND PLEDGE OF ALLEGIANCE

A moment of silence was held for the invocation and the pledge was led by City Attorney Sheri Damon.

4. REVIEW OF AGENDA

No changes.

5. PUBLIC COMMENT

Steven Lightfoot, Peter Kaiser, Pastor Ronald Britt, Brandon Carter, Annalisa Mitchell, John Thornton, Patrick Ayres

6. PUBLIC AGENCY COMMUNICATIONS

None

7. PRESENTATIONS

A. REVIEW OF UPCOMING CITYWIDE EVENTS (ERNESTO ALTAMIRANO, COMMUNICATIONS & COMMUNITY ENGAGEMENT SPECIALIST)

Assistant City Manager Ashley provided the presentation reviewing the upcoming Citywide events and responded to questions from the Council.

B. VACCINATION UPDATE (FIRE CHIEF MARY GUTIERREZ)

Chief Gutierrez provided a presentation and responded to questions from the Council.

8. CONSENT AGENDA

Item 8G was pulled by Mayor Pro Tem Pacheco and item 8K was pulled by Mayor Oglesby. There were no comments from the public on the Consent Agenda.

On motion by Mayor Pro Tem Pacheco and second by Councilmember Campbell and carried by the following roll call vote, the City Council moved to approve the Consent Agenda as presented except for items 8G and 8K.

RESULT: 5-0-0-0

AYES: Campbell, Garcia-Arrazola, Oglesby, Pacheco, Wizard

NOES: None

ABSTAIN: None

ABSENT: None

A. APPROVE MINUTES FROM NOVEMBER 18, 2021

ACTION: APPROVED

B. APPROVE AND FILE CITY CHECKS

ACTION: APPROVED & FILED

C. APPROVE APPOINTMENTS TO THE PARKS & RECREATION, ENVIRONMENTAL, AND COMMUNITY DEVELOPMENT ADVISORY COMMISSIONS

ACTION: APPROVED

D. ADOPT A RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH THE WALLACE GROUP IN THE AMOUNT OF \$39,500.00 TO PERFORM A FEASIBILITY STUDY OF GROUNDWATER RECHARGE IN SEASIDE TO POTENTIALLY INCREASE WATER SUPPLY

ACTION: ADOPTED RESO #21-117

E. ADOPT A RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH DKS ASSOCIATES TO CONDUCT A PARKING STUDY IN SEASIDE'S DOWNTOWN WEST BROADWAY URBAN VILLAGE FOR AN AMOUNT NOT TO EXCEED \$30,560.00

ACTION: ADOPTED RESO #21-118

F. ADOPT A RESOLUTION MAKING FINDINGS IN ACCORDANCE WITH AB361 AND GOVERNMENT CODE SECTION 54953(E) AUTHORIZING REMOTE TELECONFERENCE MEETINGS

ACTION: ADOPTED RESO #21-119

G. ADOPT A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN ENCROACHMENT AND MAINTENANCE AGREEMENT TO ENHANCE THE LANDSCAPE ALONG MONTEREY ROAD WITH SEASIDE SENIOR LIVING LLC IN SUPPORT OF THE SEASIDE SENIOR LIVING DEVELOPMENT PROJECT

The item was pulled by Mayor Pro Tem Pacheco. City Engineer Nisha Patel responded to questions from the Council. There were no comments from the public.

On motion by Councilmember Campbell and second by Councilmember Garcia-Arrazola and carried by the following roll call vote, the City Council moved to adopt a resolution authorizing the City Manager to execute an encroachment and maintenance agreement to enhance the landscape along Monterey Road with Seaside Senior Living LLC in support of the Seaside Senior Living Development Project.

RESULT: 4-1-0-0

AYES: Campbell, Garcia-Arrazola, Oglesby, Wizard

NOES: Pacheco

ABSTAIN: None

ABSENT: None

ACTION: ADOPTED RESO #21-120

H. RECEIVE AND FILE PROJECT DESCRIPTION FOR THE LOCAL AGENCY FORMATION COMMISSION APPLICATION FOR ANNEXATION OF THE CAMPUS TOWN AND PARKER FLATS PROPERTIES INTO THE MARINA COAST WATER DISTRICT

ACTION: APPROVED

I. APPROVE MAYOR'S YOUTH FUND CONTRIBUTION REQUEST FROM SEASIDE HIGH SCHOOL BOYS SOCCER

ACTION: APPROVED

J. ADOPT A RESOLUTION INCREASING THE COMMUNITY SOCIAL SERVICES GRANT LINE ITEM IN THE FISCAL YEAR 2021-2022 GENERAL FUND BUDGET BY \$105,459.00.

ACTION: ADOPTED RESO #21-121

K. ADOPT A RESOLUTION TO APPROPRIATE \$75,000.00 FROM FUND BALANCE (FUND 100) AND AUTHORIZE THE ACTING CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH HDL COMPANIES FOR CANNABIS MANAGEMENT SERVICES FOR AN AMOUNT NOT TO EXCEED \$75,000.00

The item was pulled by Mayor Oglesby and; Assistant City Manager Trevin Barber and Finance Director Victor Damiani responded to questions from the Council.

On motion by Councilmember Campbell and second by Councilmember Garcia-Arrazola and second by the following roll call vote, the City Council moved to adopt a resolution to appropriate \$75,000.00 from Fund Balance (Fund 100) and authorize the Acting City Manager to execute a professional services agreement with HDL Companies for cannabis management services for an amount not to exceed \$75,000.00.

RESULT: 5-0-0-0

AYES: Campbell, Garcia-Arrazola, Oglesby, Pacheco, Wizard

NOES: None

ABSTAIN: None

ABSENT: None

ACTION: ADOPTED RESO #21-122

L. APPROVE PROCLAMATION RECOGNIZING DECEMBER 10, 2021 AS HUMAN RIGHTS DAY

ACTION: APPROVED

9. PUBLIC HEARING

A. SECOND READING OF AN ORDINANCE REPEALING AND AMENDING TITLE 8, CHAPTER 8.28, SECTION 8.28.110 (RECYCLABLES AND

**ORGANICS DIVERSION REQUIREMENTS) OF THE SEASIDE MUNICIPAL
CODE TO MANDATORY ORGANIC WASTE DISPOSAL REDUCTION
(SECOND READING - ROLL CALL VOTE)**

Acting City Manager Roberta Greathouse reviewed the item. There were no comments from the public.

On motion by Councilmember Campbell and second by Mayor Pro Tem Pacheco and carried by the following roll call vote, the City Council moved to pass to print an ordinance repealing and amending Title 8, Chapter 8.28, Section 8.28.110 (Recyclables and Organics Diversion Requirements) of the Seaside Municipal Code to Mandatory Organic Waste Disposal Reduction.

RESULT: 5-0-0-0

AYES: Campbell, Garcia-Arrazola, Oglesby, Pacheco, Wizard

NOES: None

ABSTAIN: None

ABSENT: None

ACTION: ADOPTED ORDINANCE #2011

**B. ADOPT A RESOLUTION APPROVING THE AMENDED SEASIDE CITIZEN
PARTICIPATION PLAN (CPP) FOR THE COMMUNITY DEVELOPMENT
BLOCK GRANT (CDBG) PROGRAM**

Administrative Analyst II Haroon Noori presented the item and responded to questions from the Council.

On motion by Mayor Pro Tem Pacheco and second by Councilmember Garcia-Arrazola and carried by the following roll call vote, the City Council moved to adopt a resolution to approve the amended Citizen Participation Plan (CPP) for the Community Development Block Grant (CDBG) Program; and directed staff to submit the amended CPP to the U.S. Department of Housing and Urban Development (HUD).

RESULT: 5-0-0-0

AYES: Campbell, Garcia-Arrazola, Oglesby, Pacheco, Wizard

NOES: None

ABSTAIN: None

ABSENT: None

ACTION: ADOPTED RESO #21-123

10. BUSINESS ITEMS

A. ADOPT RESOLUTION AMENDING THE CITY ATTORNEY'S CONTRACT TO

SHOW AN ANNUAL SALARY OF \$211,200.00 AND APPROVE FISCAL YEAR 2021-2022 BUDGET AMENDMENT

In the role as Human Resources Director Roberta Greathouse provided the presentation and responded to questions from the Council.

PUBLIC COMMENT: Pastor Ronald Britt, Sarah Haller

On motion by Mayor Pro Tem Pacheco and second by Councilmember Garcia-Arrazola and carried by the following roll call vote, the City Council moved to adopt a resolution authorizing salary and benefit amendments to the City Attorney's Employment Contract and approve the 2021-2022 budget amendment.

RESULT: 5-0-0-0

AYES: Campbell, Garcia-Arrazola, Oglesby, Pacheco, Wizard

NOES: None

ABSTAIN: None

ABSENT: None

ACTION: ADOPTED RESO #21-124

B. DISCUSSION ON THE REVIEW AND ANALYSIS OF SENATE BILL 9 AND THE IMPACTS ON THE CITY OF SEASIDE'S MUNICIPAL CODE

Housing Program Manager Ben Nurse provided a presentation and responded to questions and comments from the Council.

PUBLIC COMMENT:

On motion by Councilmember Campbell and second by Councilmember Garcia-Arrazola and carried by the following roll call vote, the City Council moved to have an urgency ordinance considered at its next regular meeting.

RESULT: 4-1-0-0

AYES: Campbell, Garcia-Arrazola, Oglesby, Pacheco

NOES: Wizard

ABSTAIN: None

ABSENT: None

ACTION: URGENCY ORDINANCE AT THE DECEMBER 16, 2021 MEETING.

11. COUNCIL MEMBER REQUESTS

A. NEW COUNCIL MEMBER REQUESTS

None

12. CITY ATTORNEY, CITY MANAGER, CITY COUNCIL, AND MAYOR COMMENTS AND REPORTS ON COMMITTEE ASSIGNMENTS

Reports provided.

13. CLOSED SESSION

City Attorney Sheri Damon read the closed session items and did not anticipate any report out.

PUBLIC COMMENT: Sarah Haller

A. CLOSED SESSION PURSUANT TO GOVERNMENT CODE 54957.6 - CONFERENCE WITH LABOR NEGOTIATORS

Agency Negotiators: Roberta Greathouse, Acting City Manager; Donna Williamson, Labor Negotiator.

Employee Organizations: Seaside Firefighters' Association; Seaside Police Officers' Association; and Seaside City Employees' Association

B. CONFERENCE WITH REAL PROPERTY NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54956.8:

Property: "Surplus II (Campus Town Phase II) and "26-Acre (Campus Town Phase I) parcels

Negotiators for City: City Manager, Et Al.

Negotiators for KBB: Danny Bakewell, Jr., Et Al.

Under Negotiation: Price, Terms of Payment or Both

C. CONFERENCE WITH LEGAL COUNSEL PURSUANT TO GOVERNMENT CODE SECTION 54956.9: EXISTING LITIGATION

People v. Arzadon, Monterey County Superior
Court case: 20CV003118

D. CONFERENCE WITH LEGAL COUNSEL PURSUANT TO GOVERNMENT CODE SECTION 54956.9: POTENTIAL LITIGATION (3 MATTERS)

Potential Litigation (3 Matters)

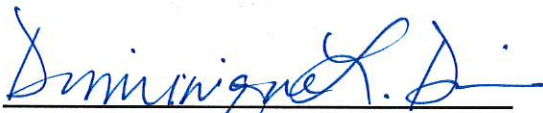
**E. CONFERENCE WITH LEGAL COUNSEL PURSUANT TO GOVERNMENT
CODE SECTION 54956.9: EXISTING LITIGATION**

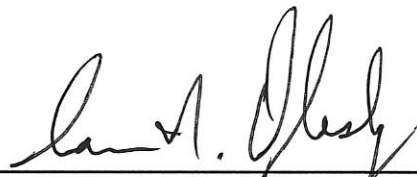
Petrovich Development Company, LLC v. City of Seaside, et al.
United States District Court, Northern District, San Jose Division
Court case: 21-CV-07797-NC

14. ADJOURNMENT

With no further business, the meeting adjourned in honor of Alyce Teresa Oldemeyer (1923 -2021).

Respectfully submitted,


Dominique L. Davis, City Clerk


Ian N. Oglesby, Mayor