



AGENDA

CITY OF SEASIDE

CITY COUNCIL/SUCCESSOR

AGENCY TO THE

REDEVELOPMENT AGENCY

REGULAR MEETING

440 HARCOURT AVE (COUNCIL CHAMBER)

Thursday, December 15, 2022

5:00 PM

NOTICE: *The City Council will hold its public meetings in person, with a virtual option for public participation based on availability. The City of Seaside utilizes Zoom tele-conferencing technology for virtual public participation; however, we make no representation or warranty of any kind, regarding the adequacy, reliability, or availability of the use of this platform in this manner. Participation by members of public through this means is at their own risk.*

VIRTUAL PUBLIC PARTICIPATION INSTRUCTIONS

1. To view this meeting: Please click on the following link to the City of Seaside YouTube Channel: <https://www.youtube.com/c/CityofSeasideCalifornia>
2. To participate in this meeting: Using the Zoom application on your smart phone, laptop, tablet or desktop and click on this link: <https://ci-seaside-ca-us.zoom.us/j/81936832059>
WEBINAR ID: 819 3683 2059
3. To participate by phone: Please call (669) 900-9128
Enter the meeting ID 819 3683 2059 when prompted. There is no participate code – press the pound sign # after the recording prompts you.
4. To make 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.

During the Meeting via Oral Comments: When the Chair calls for public comment, attendees can queue to speak with the "Raise Hand" feature. On the Zoom application, click the "Raise Hand" button. On the phone, press *9.

IN PERSON PARTICIPATION INSTRUCTIONS

Members of the public participating in person and wishing to address the City Council may approach the podium when the Chair calls for public comment.

1. CALL TO ORDER

2. ROLL CALL – ESTABLISHMENT OF QUORUM

Ian N. Oglesby	Mayor/Chair
David R. Pacheco	Mayor Pro Tem/Vice Chair
Jason Campbell	Council/Agency Member
Jon Wizard	Council/Agency Member
Alexis Garcia-Arrazola	Council/Agency Member

3. INVOCATION AND PLEDGE OF ALLEGIANCE

4. REVIEW OF AGENDA

If there are any items that arose after the 72-hour posting deadline, this is the point in the meeting where a vote may be taken to add the item to the agenda. (A 2/3-majority vote is required).

5. PUBLIC COMMENT

Members of the public wishing to address the City Council 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 three (3) minutes. Public Comments for "Presentations" on this agenda are also taken at this time; comments on specific agenda items are heard under that item. For the public record, please state your name.

6. BUSINESS ITEMS

A. ADOPT A RESOLUTION MAKING FINDINGS IN ACCORDANCE WITH AB361: HYBRID MEETINGS AND GOVERNMENT CODE SECTION 54953 (BROWN ACT) AUTHORIZING REMOTE/TELECONFERENCE PARTICIPATION IN CITY MEETINGS

RECOMMENDATION: Adopt a resolution making findings under AB361 and Government Code section 54953(e) authorizing teleconference (Zoom) hybrid meetings

B. ADOPT A RESOLUTION RECITING THE RESULTS OF THE NOVEMBER 8, 2022 MUNICIPAL ELECTION AND CERTIFYING THE APPOINTMENT IN LIEU OF ELECTION FOR THE OFFICES OF MAYOR AND CITY COUNCIL MEMBERS

RECOMMENDATION: Adopt a resolution reciting the results of the November 8, 2022 Municipal Election and certifying the appointment of Ian N. Oglesby to the

Office of Mayor for a two-year term from 2022-2024, and Rita Burks and Alex Miller to the Office of City Council Member for four-year terms from 2022-2026.

7. PRESENTATIONS

A. PRESENTATION TO COUNCIL MEMBER JASON CAMPBELL FOR HIS YEARS OF SERVICE TO THE CITY COUNCIL FROM 2014-2022

B. PRESENTATION TO COUNCIL MEMBER JON WIZARD FOR HIS YEARS OF SERVICES TO THE CITY COUNCIL FROM 2018 - 2022

8. REFLECTIONS FROM THE CITY COUNCIL AND MEMBERS OF THE PUBLIC

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

A. RITA BURKS, COUNCIL MEMBER

B. ALEX MILLER, COUNCIL MEMBER

C. IAN N. OGLESBY, MAYOR

D. CITY COUNCIL COMMENTS

10. ROLL CALL - RECONSTITUTION OF THE CITY COUNCIL/SUCCESSOR AGENCY

Ian N. Oglesby
David R. Pacheco
Alexis Garcia-Arrazola
Rita Burks
Alex Miller

Mayor/Chair
Mayor Pro Tem/Vice Chair
Council/Agency Member
Council/Agency Member
Council/Agency Member

11. NEW BUSINESS ITEMS

A. ADOPT A RESOLUTION APPROVING THE ANNUAL APPOINTMENTS TO LOCAL COMMITTEE ASSIGNMENTS FOR JANUARY 1, 2023 TO DECEMBER 31, 2023

RECOMMENDATION: Adopt a resolution confirming the Mayor's appointments of Mayor Pro Tempore and members of the City Council to represent the City of Seaside on local boards and committees for the year 2023.

12. ADJOURNMENT TO RECEPTION (CITY HALL - WALTER LEE AVERY GALLERY)

Next Regularly Scheduled Meeting:
January 5, 2023
5:00 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.: 6.A.

TO: City Council

FROM: Jaime M. Fontes, City Manager

BY: Sheri Damon, City Attorney

DATE: December 15, 2022

SUBJECT: ADOPT A RESOLUTION MAKING FINDINGS IN ACCORDANCE WITH AB361: HYBRID MEETINGS AND GOVERNMENT CODE SECTION 54953 (BROWN ACT) AUTHORIZING REMOTE/TELECONFERENCE PARTICIPATION IN CITY MEETINGS

RECOMMENDATION

Adopt a resolution making findings under AB361 and Government Code section 54953(e) authorizing teleconference (Zoom) hybrid meetings

BACKGROUND

On or about March 4, 2020, Governor Newsom declared a State of Emergency in the State of California pursuant to Government Code Section 8625 as a result of the COVID-19 pandemic and that declaration is ongoing. In the month of April 2022, Monterey County Health Officer reiterated the need for ongoing social distancing and masking due to a substantial increase in COVID infections. In the months of April through August 2022, the City of Seaside has observed an uptick in COVID cases by Seaside residents and City staff. Government Code Section 54953(e), authorizes remote teleconference meetings without complying with the notice requirements of 54953(b) and physical location of Council member participation, so long as the local agency has made appropriate findings and the state continues to be in a state of emergency.

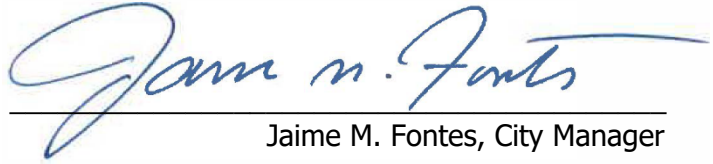
FISCAL IMPACT

Zoom account and on-line services are already included in the budget.

ATTACHMENTS

1. AB361 Resolution

Reviewed for Submission to the City Council by:



Jaime M. Fontes, City Manager

RESOLUTION NO. 22-XX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEASIDE

MAKING FINDINGS FOR AND AUTHORIZING REMOTE TELECONFERENCE/ZOOM MEETINGS IN ACCORDANCE WITH GOVERNMENT CODE SECTION 54953(e)

WHEREAS, on or about March 4, 2020, Governor Newsom declared a State of Emergency in the State of California pursuant to Government Code section 8625 as a result of the COVID-19 pandemic and that declaration is ongoing; and

WHEREAS, Government Code Section 54953(e), authorizes the remote teleconference meetings without complying with the noticing requirements of 54953(b) and physical location of Council member participation, so long as the local agency has made appropriate findings and the state continues to be in a state of emergency; and

WHEREAS, the City Council now desires to adopt a Resolution finding that the requisite conditions exist for the legislative bodies of the City of Seaside, to conduct remote electronic/teleconference meetings without compliance with Government Code Section 54953(b)(3).

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Seaside hereby makes the following findings:

1. The above recitals are true and correct and are incorporated herein by this reference.
2. The City Council determines that as a result of the proclaimed state of emergency in California due to COVID-19, and in particular the continued spread of the virus in Monterey County, the notable increase in COVID cases amongst City residents and City staff are grounds to authorize the use of remote teleconference participation pursuant to Government Code section 54953(e) when determined by the City to be necessary, in the conduct of the City's business.
3. The City Manager and City Attorney shall ensure that all City bodies are authorized to conduct their meetings via the hybrid method, including in person and/or fully remote Zoom/teleconference meetings and are directed to take all steps to implement this Resolution including, but not limited to, conducting open and public remote meetings in accordance with the requirements of Government Code section 54953(e) and/or other applicable provisions of the Brown Act.

This Resolution shall take effect immediately upon its adoption and shall be effective for thirty (30) days, unless extended by the City Council.

PASSED AND ADOPTED by meeting of City of Seaside duly held on the 15th day of December, 2022, by the following vote:

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

APPROVED:

Ian N. Oglesby, Mayor

ATTEST:

Dominique L. Davis, City Clerk

APPROVED AS TO FORM:

Sheri L. Damon, City Attorney



CITY OF SEASIDE STAFF REPORT

Item No.: 6.B.

TO: City Council

FROM: Jaime M. Fontes, City Manager

BY: Dominique Davis, City Clerk

DATE: December 15, 2022

**SUBJECT: ADOPT A RESOLUTION RECITING THE RESULTS OF THE
NOVEMBER 8, 2022 MUNICIPAL ELECTION AND CERTIFYING
THE APPOINTMENT IN LIEU OF ELECTION FOR THE OFFICES
OF MAYOR AND CITY COUNCIL MEMBERS**

RECOMMENDATION

Adopt a resolution reciting the results of the November 8, 2022 Municipal Election and certifying the appointment of Ian N. Oglesby to the Office of Mayor for a two-year term from 2022-2024, and Rita Burks and Alex Miller to the Office of City Council Member for four-year terms from 2022-2026.

BACKGROUND

On August 25, 2022, the City Council adopted Resolution No. 22-105, providing for the appointment of nominated City Officials as if elected at the November 8, 2022 municipal election and canceling the November 8, 2022 City of Seaside municipal election.

Pursuant to Elections Code Section 10229, the City Council determined that by appointing the officers as permitted, the City saved the cost associated with the Municipal Election in the amount of approximately \$150,000.00.

The appointed officers shall take office at a regular City Council meeting after receipt of certification of the General Election from the Monterey County Elections Department. The receipt of certification for the General Election was received from the Monterey County Elections Department on November 30, 2022.

The following persons were appointed to the office to which they were nominated:

NAME	OFFICE	TERM
Ian N. Oglesby	Mayor	2022-2024
Rita Burks	City Council Member	2022-2026
Alex Miller	City Council Member	2022-2026

FISCAL IMPACT

None

ATTACHMENTS

1. Certificate of Registrar of Voters
2. Resolution

Reviewed for Submission to the City Council by:


 Jaime M. Fontes, City Manager

CERTIFICATE OF REGISTRAR OF VOTERS

State of California }
County of Monterey } ss

I, **Gina Martinez**, Registrar of Voters of the County of Monterey, State of California hereby certify;

WHEREAS, the number of nominees did not exceed the number of offices required by law to be filled at the Election held on the 8th day of November 2022 within the boundaries of the **City of Seaside, Mayor & Council Member(s)**;

NOW, THEREFORE the Registrar of Voters hereby requests the supervising authority to appoint the following qualified person or persons as listed below:

Ian Oglesby, Mayor, 2-year term

Rita Burks, Council Member, 4-year term

Alex Miller, Council Member, 4-year term

IN WITNESS WHEREOF, I have hereunto affixed my hand and official seal this Tuesday, September 13, 2022 and filed this date with the **City of Seaside**.

Gina Martinez
Registrar of Voters



RESOLUTION NO. 22-XX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEASIDE

ADOPT A RESOLUTION RECITING THE RESULTS OF THE NOVEMBER 8, 2022 MUNICIPAL ELECTION AND CERTIFYING THE APPOINTMENT IN LIEU OF ELECTION FOR THE OFFICES OF MAYOR AND CITY COUNCIL MEMBERS

WHEREAS, at the close of the nomination period of August 12, 2022, there are the exact total of candidates as offices to be elected at the November 8, 2022 Municipal Election; and

WHEREAS, the City Council adopted to follow the course of action as prescribed in Government Code Section 36512 to appoint to the office the person who has been nominated; and

WHEREAS, the City Clerk certified to the passage and adoption of Resolution 22-105; and

WHEREAS, the City Clerk transmitted a certified copy of Resolution 22-105 to the Monterey County Elections Department and the Board of Supervisors of Monterey County; and

WHEREAS, on September 13, 2022, certified the number of nominees did not exceed the number of offices required by law to be filled at the Election on November 8, 2022; and

WHEREAS, the Registrar of Voters requested the City Council to appoint the qualified persons, and take office and serve as exactly as if elected at a municipal election for office; and

WHEREAS, on November 30, 2022, the Monterey County Registrar of Voters certified the November 8, 2022 General Election appointing the following qualified persons as listed below:

NAME	OFFICE	TERM
Ian N. Oglesby	Mayor	2022-2024
Rita Burks	City Council Member	2022-2026
Alex Miler	City Council Member	2022-2026

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Seaside certify the appointment in lieu of election for the offices of Mayor and City Council Members.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Seaside duly held on the 15th day of December 2022, by the following vote:

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

APPROVED:

Ian N. Oglesby, Mayor

ATTEST:

Dominique L. Davis, City Clerk

APPROVED AS TO FORM:

Sheri L. Damon, City Attorney



CITY OF SEASIDE STAFF REPORT

Item No.: 11.A.

TO: City Council

FROM: Jaime M. Fontes, City Manager

BY: Dominique Davis, City Clerk

DATE: December 15, 2022

**SUBJECT: ADOPT A RESOLUTION APPROVING THE ANNUAL
APPOINTMENTS TO LOCAL COMMITTEE ASSIGNMENTS FOR
JANUARY 1, 2023 TO DECEMBER 31, 2023**

RECOMMENDATION

Adopt a resolution confirming the Mayor's appointments of Mayor Pro Tempore and members of the City Council to represent the City of Seaside on local boards and committees for the year 2023.

BACKGROUND

In addition to the duties on the City Council, the Mayor and Council members serve as the City's representatives to outside agencies. City of Seaside participation in regional bodies and internal committees enables us to work toward achieving the City's strategic priorities. City staff may serve as alternates to some outside agencies or as the City's representative on the agency or subcommittee.

FISCAL IMPACT

None.

ATTACHMENTS

1. Resolution
 2. Exhibit A - 2023 Local Agency Assignments
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Reviewed for Submission to the City Council by:



Jaime M. Fontes, City Manager

RESOLUTION NO. 22-XX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEASIDE

APPROVING THE MODIFICATION OF THE ANNUAL APPOINTMENTS TO LOCAL COMMITTEE ASSIGNMENTS FOR JANUARY 1, 2023, TO DECEMBER 31, 2023

WHEREAS, annually, the Mayor considers City Council Member assignments to various commissions, boards, committees in special districts and organizations, joint powers authorities, and other agencies; and

WHEREAS, Mayor Oglesby considered the necessary annual appointments made recommendations for City Council member assignments to the various commissions, boards and committees in special districts and organizations, joint powers authorities and other agencies for January 1, 2023, to December 31, 2023; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Seaside does hereby approve Mayor Oglesby's recommendations for City Council Member assignments to various outside commissions, committees, and boards as listed in Exhibit A.

PASSED AND ADOPTED by meeting of City of Seaside duly held on the 15th day of December 2022, by the following vote:

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

APPROVED:

Ian N. Oglesby, Mayor

ATTEST:

Dominique L. Davis, City Clerk

APPROVED AS TO FORM:

Sheri L. Damon, City Attorney

SEASIDE CITY COUNCIL MEMBER LOCAL COMMITTEE ASSIGNMENTS

January 1, 2023 –December 31, 2023

Item	Committee	Representative	Alternate	Date/Time
1.	Seaside Groundwater Basin Watermaster	Mayor Oglesby	Mayor Pro Tem Pacheco	1 st Wednesday, 2 p.m.
2.	Monterey-Salinas Transit District (MST)	Mayor Pro Tem Pacheco	Council Member Garcia-Arrazola	2 nd Monday, 10 a.m.
3.	Monterey One Water	Council Member Garcia-Arrazola	Mayor Oglesby	Last Monday, 7 p.m.
4.	North Salinas Mosquito Abatement District	Jason Campbell	Mayor Oglesby	2 nd Tuesday, 12 noon
5.	Seaside County Sanitation District	Mayor Oglesby	Mayor Pro Tem Pacheco	2 nd Tuesday, 9:30 a.m.
6.	Association of Monterey Bay Area Governments (AMBAG)	Council Member Miller	Council Member Burks	2 nd Wednesday, 7 p.m.
7.	ReGen Monterey (Waste Management)	Jason Campbell	Council Member Garcia-Arrazola	3 rd Friday, 9 a.m.
8.	Monterey Peninsula Water Management District (MPWMD): Policy Advisory Committee	Current Mayor	Mayor Pro Tem	Called
9.	Access Monterey Peninsula Board	Council Member Burks	Council Member Miller	3 rd Monday at 5:00 p.m.
10.	Community Human Services of Monterey County JPA	Council Member Garcia-Arrazola	Council Member Miller	3 rd Thursday, 11:30 a.m.
11.	Traffic Advisory Committee	Mayor Pro Tem Pacheco	Council Member Burks	3 rd Tuesday, 5:00 p.m.
12.	Transportation Agency of Monterey County (TAMC)	Mayor Oglesby	Mayor Pro Tem Pacheco	4 th Wednesday, 9 a.m.
13.	Monterey Peninsula Unified School District (MPUSD) & City of Seaside Trustees and City Council Collaboration	Mayor Oglesby Mayor Pro Tem Pacheco	MPUSD Trustees	Called
14.	Laguna Grande Joint Powers Authority	Mayor Pro Tem Pacheco	Council Member Miller	Called
15.	California Joint Powers Insurance Group	Council Member Miller	Council Member Burks	Called
16.	Homeless Leadership Council	Mayor Oglesby	Council Member Garcia-Arrazola	Called
17.	Seaside Housing Non-Profit Cooperation	Mayor & City Manager	n/a	TBD

ATTEST: Per Resolution No. 22-XX

Dominique L. Davis, City Clerk