



FINAL MINUTES

CITY OF SEASIDE
CITY COUNCIL/ SUCCESSOR
AGENCY TO THE
REDEVELOPMENT AGENCY

REGULAR MEETING
440 HARCOURT AVE
Thursday, January 5, 2023
5:00 PM

1. CALL TO ORDER

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

2. ROLL CALL – ESTABLISHMENT OF QUORUM

PRESENT: Burks, Garcia-Arrazola, Miller, Oglesby, Pacheco
ABSENT: None

3. INVOCATION AND PLEDGE OF ALLEGIANCE

Invocation was given by Pastor Ronald Britt (Greater Victory Temple Church). The pledge was led by Mayor/Chair Oglesby.

4. REVIEW OF AGENDA

No changes.

5. PUBLIC COMMENT

Diane Nielson, Pastor Ronald Britt

City Attorney Damon, City Manager Fontes, and Mayor Oglesby responded to public comments regarding illegal fireworks.

6. PUBLIC AGENCY COMMUNICATIONS

Alvin Edwards, Director, Division 1 – Monterey Peninsula Water Management District. Reported that a lawsuit was filed against Cal-Am. Director Edwards also informed the City Council that a joint lawsuit was filed against the Coastal Commission with Marina Coast Water District, City of Marina, and Marina Sustainable Basin & MPWMD regarding the Pure 1 Water expansion; and a modification complaint was filed with the California Public Utilities Commission, stating that after 2 years of negotiation with Cal-Am – Cal-Am now refuses to sign. A status on the aquifer storage was provided and recovery 65.3 acre fee of water injected. Director Edwards thanked the City Council and staff for the Seaside Municipal Water System webinar that was held on December 29; reported that the presentation was outstanding and well done.

7. PRESENTATIONS

A. REVIEW OF UPCOMING CITYWIDE EVENTS

Assistant City Manager Ashley Collick provided the presentation; Fire Chief Mary Gutierrez provided a stormy weather update and responded to questions from the Council.

City Manager Fontes advised that the Governor declared a State of Emergency due to the weather.

B. FIRE STATION MURAL FINAL SELECTION (KEE HYON HIGGINS, RECREATION SUPERVISOR)

Mr. Higgins provided the presentation and responded to questions and comments from the Council.

8. CONSENT AGENDA

Mayor/Chair Oglesby read the Consent Agenda items. Item 8G was pulled by Council/Agency Member Miller. Item 8J was pulled by Mayor/Chair Oglesby. Council/Agency Member Miller voiced his support for Items 8H and 8I. There were no comments from the public.

On motion by Mayor Pro Tem/Vice Chair Pacheco and second by Council/Agency Member Garcia-Arrazola and carried by the following vote, the City Council/Successor Agency moved to approve the consent agenda as presented.

RESULT: 5-0-0-0

AYES: Burks, Garcia-Arrazola, Miller, Oglesby, Pacheco

NOES: None

ABSTAIN: None

ABSENT: None

A. APPROVE MINUTES FROM DECEMBER 15, 2022

ACTION: APPROVED

B. APPROVE AND FILE CITY CHECKS

ACTION: APPROVED AND FILED

C. APPROVE AND FILE SUCCESSOR AGENCY CHECKS

ACTION: APPROVED AND FILED

- D. REVIEW OF THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF SEASIDE RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS) 23-24 FOR THE PERIOD JULY 1, 2023 – JUNE 30, 2024, PURSUANT TO HEALTH AND SAFETY CODE SECTION 34177**

ACTION: REVIEWED

- E. ADOPT A RESOLUTION MODIFYING THE POSITION ALLOCATION LIST TO ADD THE CLASSIFICATION OF ASSISTANT PUBLIC WORKS DIRECTOR**

ACTION: ADOPTED RESO #23-01

- F. ADOPT A RESOLUTION APPROVING THE PLANS AND SPECIFICATION FOR THE SCHOOL AREA REDUCED SPEED ZONES PROJECT, AWARDED A CONSTRUCTION CONTRACT TO CHRISP COMPANY FOR AN AMOUNT NOT TO EXCEED \$76,425.00 AND TOTAL PROJECT CONSTRUCTION COST INCLUDING CONTINGENCY OF \$90,000.00, AND APPROPRIATING \$12,000.00 FROM MEASURE X FUND BALANCE TO THE PROJECT**

ACTION: ADOPTED RESO #23-02

- G. ADOPT A RESOLUTION APPROVING AN APPROPRIATION OF \$100,000.00 TO THE NOCHE BUENA STREET EMERGENCY STORM DRAIN IMPROVEMENTS PROJECT FOR ADDITIONAL UNFORESEEN REQUIRED WORK, AND APPROVING \$100,000.00 IN ADDITIONAL CONTINGENCY TO THE AGREEMENT FOR CONTRACTOR SERVICES WITH MONTEREY PENINSULA ENGINEERS, INC. FOR A TOTAL CONSTRUCTION AMOUNT THAT DOES NOT EXCEED \$435,346.00**

Item was pulled by Council/Agency Member Miller. City Manager Fontes and Public Works Director/City Engineer Nisha Patel responded to questions from the Council.

There were no comments from the public.

On motion by Mayor Pro Tem/Vice Chair Pacheco and second by Council/Agency Member Garcia-Arrazola and carried by the following vote, the City Council/Successor Agency moved to adopt a resolution approving the appropriation of \$100,000.00 to the Noche Buena Street Emergency Storm Drain Improvements Project for additional unforeseen required work, and approving \$100,000.00 in additional contingency to the agreement for contractor services with Monterey Peninsula Engineers, Inc. for a total construction amount that does not exceed \$435,346.00.

RESULT: 5-0-0-0

AYES: Burks, Garcia-Arrazola, Miller, Oglesby, Pacheco

NOES: None

ABSTAIN: None

ABSENT: None

ACTION: ADOPTED RESO #23-03

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

ACTION: APPROVED

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

ACTION: APPROVED

J. APPROVE A FEE WAIVER REQUEST FROM SAND CITY PAJARO VALLEY OHLONE COUNCIL FOR THEIR "RED DRESS DAY - HONORING INDIGENOUS WOMEN" EVENT ON MAY 06, 2023

Recreation Director Dan Meewis and Sand City Mayor Mary Ann Carbone was available to answer questions from the Council.

Public Comment: Sand City Mayor Mary Ann Carbone, Karla Lobo

On motion by Mayor Pro Tem/Vice Chair Pacheco and second by Council/Agency Member Garcia-Arrazola and carried by the following vote, the City Council/Successor Agency moved to approve a fee waiver request from Sand City Pajaro Valley Ohlone Council for their "Red Dress Day – Honoring Indigenous Women" event on May 06, 2023.

RESULT: 5-0-0-0

AYES: Burks, Garcia-Arrazola, Miller, Oglesby, Pacheco

NOES: None

ABSTAIN: None

ABSENT: None

ACTION: APPROVED

K. ADOPT A RESOLUTION AUTHORIZING AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH SCHAAF AND WHEELER TO PROVIDE STAFF SUPPORT INCLUDING ACTING CITY ENGINEER SERVICES FOR AN AMOUNT NOT TO EXCEED \$52,000.00

ACTION: ADOPTED RESO #23-04

- L. ADOPT A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH CALIFORNIA-AMERICAN WATER COMPANY REGARDING USE OF STORED WATER CREDITS FOR ASCENT BROADWAY PROJECT AND TO REVISE THE REIMBURSEMENT AGREEMENT WITH CRUACHAN CAPITAL**

ACTION: ADOPTED RESO #23-05

9. PUBLIC HEARING

- A. APPROVE AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM TO PROVIDE SECTION 20516 (EMPLOYEES SHARING ADDITIONAL COST) FOR LOCAL MISCELLANEOUS MEMBERS IN THE SEASIDE MANAGEMENT AND SUPERVISORY EMPLOYEES' ASSOCIATION, UNREPRESENTED EXECUTIVE MANAGERS, UNREPRESENTED CONFIDENTIAL EXEMPT EMPLOYEES, AND UNREPRESENTED UNCLASSIFIED EXEMPT EMPLOYEES, AND LOCAL SAFETY MEMBERS IN THE UNREPRESENTED EXECUTIVE MANAGERS GROUP (SECOND READING - ROLL CALL VOTE)**

Acting Human Resources Director Samantha Alcaraz-Sakhrani was available to respond to questions from the Council.

There were no comments from the public.

On motion by Mayor Pro Tem/Vice Chair Pacheco and second by Council/Agency Member Garcia-Arrazola and carried by the following roll call vote, City Council/Successor Agency moved to adopt an Ordinance authorizing an amendment to the contract between the City of Seaside and the Board of Administration of the California Public Employees' Retirement System.

RESULT: 4-0-1-0

AYES: Burks, Garcia-Arrazola, Oglesby, Pacheco

NOES: NONE

ABSTAIN: Miller

ABSENT: NONE

ACTION: ADOPTED ORD #2021

10. **BUSINESS ITEMS**

A. **ADOPT A RESOLUTION APPROVING THE COMMUNITY SOCIAL SERVICES GRANT FUNDING RECOMMENDATIONS**

Assistant City Manager Collick provided the presentation and responded to questions from the Council. Accolades from Mayor Pro Tem Pacheco & Mayor Oglesby

Public Comment: Rosalyn Green, Youth Rising Participant, Kaia Saki, Sydney Johnson, Alaysa Houston, Youth Rising Participant, Kelly Randall, YRP, Leslie, Evans Charles, Mark Gomez, Bobby Maxwell, Corrina Barger, Yesi Lobo, Brandon Carter, Jordi Casas-Reyes, Da'Ja Robinson, Annalisa Mitchell, Karla Lobo, Jessica Powell

On motion by Mayor Pro Tem/Vice Chair Pacheco and second by Council/Agency Member Miller and carried by the following vote, the City Council/Successor Agency moved to adopt a resolution authorizing the City Manager to execute contracts for the community social services grant program for Village Project (\$100,000), Community Partnership for Youth (\$100,000), Palenke Arts (\$100,000), Community Human Services (\$100,000), and Sun Street Centers (\$50,000); and removing Meals on Wheels from the Community Social Services Grant funding recommendations; and agreeing to discuss the funding options for Building Healthy Communities, Meals on Wheels, and SNIP Bus at a future City Council meeting.

RESULT: 5-0-0-0

AYES: Burks, Garcia-Arrazola, Miller, Oglesby, Pacheco

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

Substitute motion by Council/Agency Member Garcia-Arrazola moved to adopt a resolution removing Meals on Wheels from the Community Based Organization list, keep Village project, Community Partnership for Youth, Palenke Arts, and Community Human Services but allocate \$90,000.00 to each, keep Sun Street Centers at \$50,000.00, as well as adding Building Healthy Communities and carried by the following roll call vote. – failed due to the lack of a second.

ACTION: ADOPTED RESO #23-06

Recess from 7:30 – 7:40 pm

11. **COUNCIL MEMBER REQUESTS**

A. **NEW COUNCIL MEMBER REQUESTS**

Miller – Consider a revitalization to the downtown area using ARPA funds, finding

tenants for vacant buildings, and addressing blight issues.

B. FOLLOW UP ON PREVIOUS COUNCIL MEMBER REQUESTS

City Manager Fontes provided an update on the fence at the underpass of HWY 1 at Fremont Street – a request has been submitted to CALTRANS, staff is awaiting a response and will follow up accordingly.

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

Burks: attended Greater Victory Temple Church (GVT) & Bakewell Co. gift giveaway with Seaside Fire Department (FD) & Police Department (PD); ride along with Michelle Overmeyer of Monterey-Salinas Transit routes; meet and greet with Seaside Police Department and went on a ride along; participated in Older Adults New Year Celebration at Oldemeyer Center.

Garcia-Arrazola: attended California State University Monterey Bay Presidents reception; Christmas Senior Dance; GVT & Bakewell Co. gift giveaway with Seaside FD & PD; Older Adults New Year Celebration at Oldemeyer.

Pacheco – attended Hamilton, Ellis, Martin (HEM) Plaza Christmas party for youth; GVT & Bakewell Co. gift giveaway with Seaside FD & PD; Older Adults New Year Celebration at Oldemeyer; attended Bethel Church food basket giveaway.

Mayor - attended GVT & Bakewell Co. gift giveaway with Seaside FD & PD (thanked Pastor & First Lady Britt for hosting); acknowledged the renaming of the Seaside High School library in honor of Helen Rucker; attended Employee Christmas Party; Special Local Agency Formation Commission meeting – took 2nd vote on housing development in Soledad; HEM Christmas party/gift giveaway (thanked Lisa Lewis and the Board & Management Team); gift giveaway at Teen Center (thanked Ted Black and Recreation Director Dan Meewis), attended Bethel Church food basket giveaway; chaired the Veterans Issues Advisory Committee meeting; thanked the first responders and public works for their response to the storm event.

13. CLOSED SESSION

City Attorney Damon read the closed session items and did not anticipate a read out. There were no comments from the public on closed session items.

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

Committee v. City of Seaside, et al.
Monterey County Superior Court

**B. CONFERENCE WITH LEGAL COUNSEL PURSUANT TO GOVERNMENT
CODE SECTION 54956.9: POTENTIAL LITIGATION**

Potential Litigation (2 Matters)

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

People v. Arzadon
Monterey County Superior Court
Case: 20CV003118

Upon return from closed session, City Attorney Damon did not have any announcements to report.

14. ADJOURNMENT

With no further business, the meeting adjourned at 8:19 p.m.

Respectfully submitted,



Dominique L. Davis, City Clerk



Ian N. Oglesby, Mayor