FINAL MINUTES

CITY OF SEASIDE
CITY COUNCIL

MEETING
COUNCIL CHAMBER
Thursday, December 21, 2017
7:00 PM

1. **CALL TO ORDER**

Mayor Rubio called the meeting to order at 7:00 PM.

2. **ROLL CALL – ESTABLISHMENT OF QUORUM**

PRESENT: Alexander, Campbell, Pacheco, Rubio
ABSENT: Jones

3. **INVOCATION AND PLEDGE OF ALLEGIANCE**

4. **REVIEW OF AGENDA**

No changes were requested.

5. **PUBLIC COMMENT**

Mayor Rubio invited comments from the public.

- Uli Siebeneck urged the City Council to do something about the intersection at Monterey Rd and Coe Road. He facilitated a petition with 208 signatures of people who wish the City to do something about the traffic impacts. He expressed concern that the new development at the Bayonet Black Horse and the Memory Care facility will be built and the additional trips that will be created will exacerbate the problem, as Monterey & Coe Avenue is the shortest route to the City center.
- Helen Rucker spoke to the Martin Luther King Jr Day March on January 15th at the corner of Noche Buena and Broadway at 11 Am and the program beginning at 1 PM at the Oldemyer Center. For the people that want to table there, please get your information to the coordinators right away.
- Peter Keiser is concerned with the speed that the City is developing relationships with marijuana sellers. He expressed concern about the permitting process and spoke to his professional efforts to prevent drug and alcohol abuse at Fort Ord and that he believes that marijuana is a gateway drug. Mr. Keiser also spoke about the impacts of marijana and the opiate usage rate.

6. **PUBLIC AGENCY COMMUNICATIONS**

Acting Police Chief Judy Veloz introduced a new City program for police patrol bicycles and that Officers will receive specialized bikes and training. This patrol will also augment the City's Homeless Outreach Plan (HOT) and will be helpful patrolling on foot.

7. PRESENTATIONS

A. PRESENTATION OF THE 2017 HOLIDAY DECORATION CONTEST

Seaside Neighborhood Improvement Program Commission Chair Ray Bennett presented the Holiday Decoration Contest winners for the awarded four categories. He thanked everyone for their participation and spoke to the benefits of neighborhood improvements.

Mayor Rubio expressed excitement that this was the first year that there were entries from the Ord Military community. He thanked the City residents for those who have taken pride in their properties and for showing off their creative abilities. He thanked the Commission for facilitating the program.

8. CONSENT CALENDAR

Mayor Rubio invited comments on the consent calendar. Mayor Pro Tem Alexander recused himself from Item 8C as he is the Advisor for the Committee. Council Member Campbell pulled D, G, and I for discussion. Mayor Rubio asked for comments on the Consent Calendar and had no requests to speak.

On motion by Council Member Jason Campbell and seconded by Council Member Dave Pacheco and passed by the following vote the City Council approved the Consent Calendar with the exception of items D, G and I.

RESULT:	**Approved**
MOVER:	Council Member Jason Campbell
SECONDER:	Council Member Dave Pacheco
AYES:	Ralph Rubio, Dennis Alexander, Jason Campbell, Dave Pacheco
NOES:	None
ABSENT:	Kayla Jones

A. APPROVE MINUTES OF NOVEMBER 16, 2017 AND DECEMBER 6, 2017
Action: Approved

B. APPROVE AND FILE CITY CHECKS
Action: Approved and Filed

C. APPROVE MAYOR'S YOUTH FUND CONTRIBUTION REQUEST FROM NATIONAL COALITION BUILDING INSTITUTE FOR HIGH SCHOOL STUDENT LEADERSHIP TRAINING
Action: Approved

D. APPROVE A RESOLUTION APPROVING THE PURCHASE OF BODY WORN CAMERAS, THE REPLACEMENT OF CONDUCTIVE ELECTRICAL WEAPONS AND IMPLEMENT EVIDENCE.COM CLOUD DATA STORAGE FOR THE SEASIDE POLICE DEPARTMENT, USING A SOLE SOURCE VENDOR AGREEMENT WITH AXON (AKA TASER), FOR A TOTAL FIVE YEAR COST OF $315,000 AND AUTHORIZING THE CITY

MANAGER TO SIGN THE AGREEMENT.
Action: Approved and Passed Resolution 17-

Council Member Campbell pulled the item and questioned the ability and need to back up records to which Acting Chief Veloz explained that the clause regarding guarantee of backups was in the event that the City chooses to integrate historical information into their system, that they will not guarantee the data and we must maintain our own native file backups. Only data generated through their service is guaranteed for back up. Mr. Campbell then expressed concern regarding data mining, warranty and terms of use and City Attorney Freeman explained and stated the provisions included in the agreement preclude any data mining.

Council Member Alexander questioned Chief Veloz about Department Policy if Seaside PD covers an incident for a jurisdiction that does not have body cameras to which she responded that the Seaside policy will apply regardless of jurisdiction. Council Member Pacheco questioned if the Police Department Employees are supportive of this to which she affirmed that they are supportive. Mayor Rubio invited comments from the public on the item and had no requests to speak.

Campbell/Pacheco, speaking on the second the Mayor responded taht this was a long process to make sure the policy was correct. This was for the protection fo the public and for the protection of our officers.

On motion by Council Member Campbell and seconded by Council Member Pacheco and passed by the following vote the City Council approved Resolution 17-__ authorizing the equipment purchases, approving the agreement with Axon, and authorizing the City Manager to sign all necessary documents.

RESULT:	**Approved**
MOVER:	Council Member Jason Campbell
SECONDER:	Council Member Dave Pacheco
AYES:	Ralph Rubio, Dennis Alexander, Jason Campbell, Dave Pacheco
NOES:	None
ABSENT:	Kayla Jones

E. APPROVE RESOLUTION EXECUTING A MAINTENANCE AND RIGHT OF ENTRY AGREEMENT WITH CALIFORNIA GOLD DEVELOPMENT CORPORATION FOR DEVELOPMENT OF STARBUCKS CAFE ON FREMONT BOULEVARD
Action: Approved and Passed Resolution 17-

F. RESOLUTION APPROVING A LEASE/PURCHASE FINANCING AGREEMENT WITH PNC EQUIPMENT FINANCE TO LEASE/PURCHASE FIRE LADDER TRUCK, AS APPROVED IN THE 20172018 ADOPTED BUDGET, AND AUTHORIZING THE CITY MANAGER TO SIGN THE AGREEMENT
Action: Approved and Passed Resolution 17-

G. APPROVAL OF A RESOLUTION APPROVING ANNUAL APPOINTMENTS TO

OUTSIDE COMMITTEE ASSIGNMENTS FOR JANUARY 1, 2018 TO DECEMBER 31, 2018.
Action: Approved as presented

Council Member Campbell expressed that he was not comfortable with the assignments as presented and requested to change membership at the FORA Board as well as on committees that make decisions on water. Council Member Pacheco and Alexander supported the Mayor's authority to recommend and suggest appointments. Mayor Rubio invited comments from the public and had no requests to speak.

Mayor Rubio responded to concerns presented and stood by his recommendations.

Council Member Alexander moved to approved the recommendation as presented and was seconded by Council Member Pacheco.

Speaking on the Second, Council Member Campbell spoke to the variety of issues yet to be resolved by the FORA organization and projects that are impacting Seaside.

On motion by Mayor Pro Tem Alexander and seconded by Council Member Pacheco and passed by the following vote the City Council approved Resolution 17-__ approving annual appointments to outside committee assignments for 2018.

RESULT:	**Approved**
MOVER:	Council Member Jason Campbell
SECONDER:	Council Member Dave Pacheco
AYES:	Ralph Rubio, Dennis Alexander, Dave Pacheco
NOES:	Jason Campbell
ABSENT:	Kayla Jones

H. APPROVE RESOLUTION TO CANCEL THE JANUARY 4, 2018 REGULAR CITY COUNCIL REGULAR MEETING AND SUCCESSOR AGENCY JOINT SPECIAL MEETING
Action: Approved and Passed Resolution 17-

I. APPROVAL OF THE CREATION AND DUTIES OF AN AD HOC LEGISLATIVE COMMITTEEE
Action: Approved

Council Member Campbell questioned the reporting period that the Ad Hoc Committee would present to the Council for discussion and he requested to set a minimum standard for a quarterly discussion with the Council for input.

Mayor Rubio invited comments from the public.

- Peter Keiser suggested that any representatives should be pro life, pro traditional marriage and encouraged that the City Council a committee to go against the antibiblical legislation. values.

Council Member Campbell made a motion to approve the creation of the ad hoc committee with the amendment that the committee would be required to report to the Council a minimum of every four months, or three times per year. City Attorney Freeman indicated that if it is a schedule, then it would not be an ad hoc committee. Motion dies for lack of a second.

Council Member Pacheco moved to approve the staff recommendation as written, seconded by Mayor Pro Tem Alexander.

Speaking on the second, Council Member Campbell request that the motion maker modify his motion to provide for a minimum reporting standard from the city paid lobbyist to the Council. Council Member Pacheco denied the amendment believing the authority for a Council Member to agendize something from the dais is a working mechanism.

On motion by Council Member Pacheco and seconded by Mayor Pro Tem Alexander and passed by the following vote the City Council approved the creation of an ad hoc Legislative Committee and appointed Mayor Rubio and Council Member Jones to that committee.

RESULT:	**Approved**
MOVER:	Council Member Jason Campbell
SECONDER:	Council Member Dave Pacheco
AYES:	Ralph Rubio, Dennis Alexander, Jason Campbell, Dave Pacheco
NOES:	None
ABSENT:	Kayla Jones

10. BUSINESS ITEMS

A. APPROVE A RESOLUTION APPROVING THE PURCHASE AND INSTALLATION OF NATURE BASED PLAYGROUND EQUIPMENT AND OUTDOOR CLASSROOM FOR THE ECORECREATION STATION LOCATED AT ROBERTS LAKE

Dan Meewis Recreation Superintendent presented the Roberts Lake Eco-Recreation station explaining the details of the proposed eco station location, schematic and park. The nature based playground equipment includes obstacles for kids, using nature based materials. The outdoor classroom would be used for nature exploration and water based stewardship for conservation of the water and the watershed at Robert's Lake. The total cost of the concept would be $131,000 for the purchase and installation of the station and equipment. This includes ADA access and fencing. Mr. Meewis thanked all of those who contributed to the park financially as well as for the robust community input. Mr. Meewis answered questions from the Council.

Council Member Pacheco requested adding a restroom near that location in the future. Mayor Pro Tem Alexander spoke in support of the item but questioned the safety of the areas due to the marsh environment to which staff explained the fencing.

Mayor Rubio invited comments from the public.

- A resident requested that the City consider investing into parks near residences as this location is not located in the neighborhoods.
- LisAnne Sawney spoke in support of the location, assuming that the location was chosen as criteria to receive grant funds and does agree with the previous speaker that there are a lot of other parks that need funding and improvements.

Mayor Rubio acknowledged the Parks and Recreation Commission for their recommendation and requested Ms. Steadman to speak regarding the grant. Catherine Steadman spoke representing California American Water and explained the grant funding awarded from the National Recreation and park association with the purpose for funding projects to bring water awareness.

On motion by Council Member Alexander and seconded by Council Member Campbell and passed by the following vote the City Council approved the item as presented.

RESULT:	**Approved**
MOVER:	Council Member Alexander
SECONDER:	Council Member Campbell
AYES:	Ralph Rubio, Dennis Alexander, Jason Campbell, Dave Pacheco
NOES:	None
ABSENT:	Kayla Jones

B. APPROVE SEASIDE RECREATION AND PARKS COMMISSION RECOMMENDATION TO DISTRIBUTE $150,000.00 FROM FY 2017/2018 BUDGET FOR PARK IMPROVEMENTS

Council Member Alexander recused himself as a member of the FOFSPA.

Recreation Superintendent Meewis presented the item explaining the City Council budget allocation of $150,000 for Park improvements for the fiscal year 2017-18 . He explained the community input process which resulted in a prioritized list of eight park improvement projects. The Parks and Recreation commission recommended the following park improvements:

1: Capra park for design and geotechnical, structural and civil fees
2: Neil Park for $12,000 for renovation and cleanup of terrace viewing area – the Commission noted this area should be a target for future funding
3: NIPC Project for a portal project at the corner of Canyon Del Rey and Del Monte for a total of $40,000
4: CPY request for youth peace poles as public art
5: Elis Park at Oldemeyer Center, improvements for $60,000, which includes adding ADA access, a parking space, new swing set, word chips, picnic tables and benches and upgrade the basketball court.

Mr. Meewis answered questions from the Council.

Mayor Rubio invited comments from the public.

- LisaAnn Sawney spoke against the portal project as it is not technically a park, and that funds should be used for parks. She applauds the efforts to reinvigorate the parks and recreation service but expressed concern regarding the Cutino park project as she does not support spending $5 million for improving only one park but the funds should be spread to more parks.
- Kenneth Murray thanked the Parks and Recreation Commission for seeing the need to upgrade Elis Park, named after the founder of Ocean view Baptist Park. He thanked the Council on behalf of Ocean View Baptist Church.

Council Member Pacheco spoke in support of the portal area and Elis park projects saying the portal is the entry way for Seaside and the visibility and enhancement of that space will set a tone when you drive into the community.

Campbell moved to adopt resolution to distribute the budgeted funds as presented in FY 2017-18, Pacheco, speaking on the Second Mayor Rubio thanked the PRC for their efforts and hopes that there will be more resources to spread in the future.

On motion by Council Member Campbell and seconded by Council Member Alexander and passed by the following vote the City Council adopted a resolution

RESULT:	**Approved**
MOVER:	Council Member Jason Campbell
SECONDER:	Council Member Dave Pacheco
AYES:	Ralph Rubio, Dennis Alexander, Jason Campbell, Dave Pacheco
NOES:	None
ABSENT:	Kayla Jones

C. CUTINO PARK IMPROVEMENT PROJECT

Cutino Park project was presented by City Engineer Riedl who spoke to the design process which included significant public outreach and input from community members and boards and commissions which resulted in a refined design. Corbin Schneider from Verde Designs presented the details of the draft plan. He detailed the scope existing uses, desired uses and methods to improve the quality of the park. The final field design is a multi use field to incorporate multiple sports for youth and adults, with full synthetic turf. Also included are ADA improvements to restrooms, a play area for young kids further from the street and closer to the field. Future design phases will include additional entry ways, a skate park, a plaza area , half basketball court and emergency vehicle access. The Boys and Girls Club intends to create areas for teens outside of the adjacent building, to be designed and constructed by B&G. There were also passive use areas. Mr. Schneider then explained the different elements of each phase of renovation, 1 through 5.

Mr. Riedl explained that the ADA improvements, including design and construction will be funded from a CDBG grant. The proposed upgrade the field is estimated at $4 million for turf, fencing and retaining wall for field expansion. The staff recommendation is to approve the 30% design, and approve moving funds from the deign to the construction budget. Mr. Riedl answered questions from the Council.

Council Member Pacheco commented regarding conflicting activities of the skate park and other organized sports and encouraged finding ways to help reduce any conflicts. Understands the need to maximize activities for all youth. He reiterated from previous meetings the ability to renew the agreement with the Boys and Girls Club for more joint use the facility. Council Member Campbell requested to continue to plan for trees to screen for privacy of property owners.

Mayor Rubio invited comments from the public.

- Tiffany Buckman spoke in support of the design improvements for the park and spoke in support of a clean, safe space for youth to come and play.
- Ron Johnson from the Boys and Girls Club spoke in support for the improvements that will benefit youth and spoke to their plans to improve the center and assured Council Member Pacheco the Club will accommodate the kids interested in basketball and we will put that commitment in writing.
- Christian asked about the lights requesting consideration to get lights near the skate park to skate until at least 8:00 pm.
- Daniel Washington, Seaside youth football coach, spoke to participating at the public outreach meetings where it was discussed that the skate park would not be a good addition to the park due to the lack of supervision. He spoke in support of a parking lot instead of a skate park.
- Enrique said the location of the skate park was a good because the further away the park the less it will be used. Skate boarders typically have challenges with transportation.
- Liam spoke in support of proper placement and in support of adding a skate park at Cutino park. He also requested reconsideration of hours of operation specifically during the winter when school gets out and it gets dark early.

Council Member Pacheco spoke in support of making improvements to the park, expressed that he still has concerns regarding parking at the park, the skate board park vs the athletic field but believes that there is more good than negative in the proposal and we should move forward. Council Member Campbell spoke in support of adding a skate park, which adds opportunities for youth, instead of adding parking. Mayor Rubio spoke to his main focus to get the largest benefit out of the field to serve the largest portion of youth. Mayor Rubio spoke in support of the agreement with the Boys and Girls club and to any efforts staff can make to make basketball courts available, including reinstallation of hoops within Oldemeyer Center.

On motion by Mayor Pro Tem Alexander and seconded by Council Member Campbell and passed by the following vote the City Council approved the 30% Design for the Cutino Park Improvements Plan and , authorized staff to complete the design for the Multiuse Field and the Skate Park, and approve an appropriation of $700,000 from the Cutino Park budget for the additional design budget.

RESULT:	**Approved**
MOVER:	Council Member Jason Campbell
SECONDER:	Council Member Dave Pacheco

AYES:	Ralph Rubio, Dennis Alexander, Jason Campbell, Dave Pacheco
NOES:	None
ABSENT:	Kayla Jones

D. RECOMMENDATION THAT THE CITY OF SEASIDE APPROVE AMENDED AND RESTATED CITY ATTORNEY EMPLOYMENT AGREEMENT

City Attorney Agreement -

Don Freeman spoke to his previous agreement details and has maintained that 10% cut for 9 years and is asking to reinstate the funds and in addition for the additional $1500 per month. Terms are the same with the exception of the hourly fees for extraordinary fees increasing from $200 - $300 Fees are only charged when doing court room work. The contract has been reviewed by outside legal counsel, Jim Heisinger for content.

Mayor Rubio invited comments from the public and had no requests to speak.
Council Members Alexander and Campbell spoke in support of the total years Mr. Freeman has been here and did not ask for reinstatement of compensation.

On motion by Council Member Alexander and seconded by Council Member Campbell and passed by the following vote the City Council approved the amendment to the agreement as presented.

RESULT:	**Approved**
MOVER:	Council Member Jason Campbell
SECONDER:	Council Member Dave Pacheco
AYES:	Ralph Rubio, Dennis Alexander, Jason Campbell, Dave Pacheco
NOES:	None
ABSENT:	Kayla Jones

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

Council Member Pacheco said that the School Resource Officer Position at MPUSD will be lost with dramatic cuts they are facing and will not meet our matching funds. Council Campbell thanked the staff, City Manager and public panel for the hiring of a Police Chief. He spoke in support of the new bicycles for the Police Department. Mayor Pro Tem Alexander requested a study session on the possibility of creating a public safety commission to support the public safety academy. He also reported that in January the Red Cross and Seaside Fire Department will be doing smoke alarm installations on January 27th. Mayor Rubio requested an update on the CalPERS unfunded liablity situation prior to budgeting sessions and a date certain for our strategic planning session.

12. ADJOURNMENT

The meeting adjourned at 9:10 PM.

Respectfully submitted,

Lesley Milton-Rerig, City Clerk

Ralph Rubio, Mayor