



**AGENDA**  
CITY OF SEASIDE  
CITY COUNCIL

REGULAR MEETING  
Council Chamber  
440 Harcourt Avenue  
Thursday, February 20, 2020  
7:00 PM

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**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. 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 minutes. Public Comments on specific agenda items are heard under that item. For the public record, please state your name.*

**6. PUBLIC AGENCY COMMUNICATIONS**

*This is a time specifically set aside for representatives of public agencies to make brief comments of general interest to the City Council and the community.*

**7. PRESENTATIONS**

**A. POLICE DEPARTMENT 2019 ANNUAL PUBLIC SAFETY REPORT**

**B. 2019 BUSINESS OF THE FOURTH QUARTER**

**C. MONTEREY PENINSULA HOUSING COALITION**

**8. CONSENT AGENDA**

**A. APPROVE MINUTES FROM FEBRUARY 6, 2020**

**RECOMMENDATION:** That the minutes be reviewed and approved.

**B. APPROVE AND FILE CITY CHECKS**

**RECOMMENDATION:** Approve and file the accounts payable and wired payments made during the period of January 25, 2020 through February 7, 2020 including the payroll and benefits checks, direct deposits and wired payments related to the pay period ending January 30, 2020. Total Accounts Payable and Payroll for the above referenced period is \$1,513,766.89.

**C. PROCLAMATION DECLARING FEBRUARY 2020 AS BLACK HISTORY MONTH IN THE CITY OF SEASIDE**

**D. APPROVE CO-SPONSORSHIP AND WAIVE ALL FEES RELATED TO THE 2020 SUSTAINABLE SEASIDE 9TH ANNUAL SEASIDE EARTH DAY CELEBRATION AT SEASIDE CITY HALL LAWN ON APRIL, 26 2020**

**RECOMMENDATION:** Approve a request from Sustainable Seaside's request for co-sponsorship to waive all fees in the approximate amount of Two Thousand, Eight Hundred and Seventy-Six Dollars (\$2,876.00) related to the Seaside Sustainable 9th Annual Seaside Earth Day Celebration at City Hall Lawn on April 26, 2020.

**E. APPROVE CITY RESPONSE TO GRAND JURY REPORT ON RAPE KIT PROCESSING**

**RECOMMENDATION:** Authorize submittal of letter.

**9. PUBLIC HEARING**

**A. ADOPTION OF AN ORDINANCE AMENDING SEASIDE MUNICIPAL CODE 6.04.170 POTENTIALLY DANGEROUS AND VICIOUS DOGS (SECOND READING - ROLL CALL VOTE)**

**RECOMMENDATION:** Adopt the second reading of the draft ordinance.

**B. ADOPTION OF AN ORDINANCE MODIFYING ELECTION SIGN CODE REGULATIONS AND MODIFYING THE FEE SCHEDULE AS APPROPRIATE (SECOND READING - ROLL CALL VOTE)**

**RECOMMENDATION:** Adopt the second reading of the draft ordinance modifying election sign code regulations and modifying the fee schedule as appropriate.

**10. BUSINESS ITEMS**

**A. RECEIVE THE 2019-2020 MID-YEAR BUDGET REPORT, ACCEPT AND FILE THE REPORT, PROVIDE DIRECTION TO STAFF AND CONSIDER ADOPTION OF A RESOLUTION APPROVING THE PROPOSED BUDGET ADJUSTMENTS**

**RECOMMENDATION:** Receive the FY 2019-2020 Mid-Year Budget Report, accept and file the report, provide direction to staff, and consider adoption of a Resolution approving the proposed budget adjustments.

**B. REVIEW THE ESTABLISHMENT OF A COMMUNITY POLICING ADVISORY COMMITTEE**

**RECOMMENDATION:** Discuss options relative to the establishment of a Community Policing Advisory Committee.

**C. REVIEW ORDINANCE AND RESOLUTION REGARDING PLACEMENT OF ITEMS ON THE COUNCIL AGENDA**

**RECOMMENDATION:** Provide clear direction on agenda setting procedures.

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

*This is a time specifically set aside for members of the City Council, the City Manager and City Attorney to make brief comments of general interest to the community, make requests that items be added to future City Council meeting agendas as necessary and report on committee assignments.*

**12. COUNCIL MEMBER REQUESTS**

**A. REQUEST TO AGENDIZE A DISCUSSION OF THE MUNICIPALITIES, COLLEGES, SCHOOLS INSURANCE GROUP (MCSIG) PROVISION OF HEALTH BENEFITS TO ENSURE EQUITABLE, INCLUSIVE AND NON-DISCRIMINATORY PROVISION OF HEALTH BENEFITS (WIZARD)**

**13. ADJOURNMENT**

Next Regularly Scheduled Meeting:  
March 5, 2020  
7:00 PM

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## **CITY OF SEASIDE STAFF REPORT**

**Item No.: 7.A.**

**TO:** City Council

**FROM:** Craig Malin, City Manager

**BY:** Abdul Pridgen, Police Chief

**DATE:** February 20, 2020

**SUBJECT: POLICE DEPARTMENT 2019 ANNUAL PUBLIC SAFETY REPORT**

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### **PURPOSE & RECOMMENDATION**

To provide our community and City Council with an Annual Public Safety Report.

### **BACKGROUND**

Each year, the Seaside Police Department collects and analyzes statistical crime data. Crime statistics are an important component in preventing and reducing crime. Sharing the information with citizens empowers them to make more informed decisions regarding their safety and the safety of our City. Additionally, the Police Department uses the information to deploy scarce resources to prevent, reduce and solve crime. We compare our crime data from the current year to the previous year, as well as the five year average. This allows us to better serve our community by focusing on crime trends or vulnerabilities and devising more substantive and sustainable solutions. One of Seaside Police Department's goals is to be the safest city in the United States.

Seaside is an very safe community and the Police Department is committed to keeping Seaside fun, vibrant and inviting.

### **FISCAL IMPACT**

No fiscal impact

## **ATTACHMENTS**

### 1. 2019 Annual Public Safety

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Reviewed for Submission to the  
City Council by:



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Craig Malin, City Manager

# **2019 Annual Public Safety Report**



**Seaside Police Department  
Chief Abdul D. Pridgen**

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**DISCLAIMER:** This report provides a snapshot of the Seaside Police Department's Uniform Crime Reporting (UCR) data that was queried from our TracNet Records Management System (RMS) on January 24, 2020. The Department's RMS is updated regularly based on ongoing investigations. Since this is a snapshot, data queried before or after this date could change and may vary from other reports.

# **Section I.**

## **Understanding *UCR* Crime Reporting**

## 1.1 National Perspective on Reporting Crime:

According to the Uniform Crime Reporting Handbook, by the U.S. Department of Justice,

“Recognizing a need for national crime statistics, the International Association of Chiefs of Police (IACP) formed the Committee on Uniform Crime Records in 1927 to develop a system for collecting uniform police statistics. The Committee first determined that the number of offenses known to law enforcement, whether or not there was an arrest, would be the most appropriate measure of the Nation’s criminality. Next, the members evaluated various crimes on the basis of their seriousness, frequency of occurrence, pervasiveness in all geographic areas of the country, and likelihood of being reported to law enforcement. Based on this assessment, the Committee identified seven crimes to be reported to the national Program: felonious homicide, rape, robbery, aggravated assault, burglary—breaking or entering, larceny-theft, and auto theft.”

## 1.2 Seaside’s Public Safety Report

Seaside understands the importance of collecting and reporting detailed, accurate, and meaningful incident-based data. We currently report under the UCR guidelines. By October 2020, Seaside will be certified to participate in the National Incident Based Reporting System (NIBRS) and begin reporting NIBRS data to the California Department of Public Safety. With the use of NIBRS, the Seaside Police Department has the capability to generate reports reflecting a multitude of interrelationships among the collected data—enhancing its ability to analyze crime trends and to implement tactical and strategic strategies.

In 2017, approximately 43 percent of law enforcement reporting agencies throughout the country submitted data via NIBRS, and an increasing number of agencies are transitioning to NIBRS. In the meantime, the FBI continues to report UCR data. FBI data is used to identify national and regional crime trends. Data is often used for rankings—although the FBI does not recommend this practice—and is often considered the best available information to compare crime from one jurisdiction to another. Since UCR data is available for all reporting agencies nationwide, it is also used for the purpose of making comparisons.

One of Seaside’s goals is to become the safest city in the United States. The Seaside Police Department reports UCR data so that elected officials, city leaders, and the public can review the detailed crime information.

**To learn more about Uniform Crime Reporting data, please visit <https://www.fbi.gov/services/cjis/ucr>.**



### 1.3 Understanding UCR Figures

UCR compiles detailed reports on two types of offenses: Part “I” offenses and Part “II” offenses. The two groupings are based on the amount of reporting required for each. Both incidents and arrests are reported for Part “I” offenses, while only arrests are reported for Part “II” offenses.

The following criteria is used to determine whether a crime should be designated as a Part “I” offense:

1. The seriousness or significance of the offense.
2. The frequency or volume of its occurrence.
3. The prevalence of the offense nationwide.
4. The probability of the offense being brought to law enforcement's attention.
5. The likelihood that law enforcement is the best channel for collecting data regarding the offense.
6. The burden placed on law enforcement in collecting data on the offense.
7. The national statistical validity and usefulness of the collected data.
8. The national UCR Program's responsibility to make crime data available not only to law enforcement but to others having a legitimate interest in it.

Part “I” offenses are categorized into one of the following two categories: 1) Crimes Against Persons and 2) Crimes Against Property.

- 1) Crimes Against Persons = Scores one offense for each victim
- 2) Crimes Against Property = Scores one offense for each distinct operation  
(Except Motor Vehicle Theft / one offense is counted per stolen vehicle)

#### **UCR Part I includes the following offenses:**

- Criminal Homicide
- Forcible Rape
- Robbery
- Aggravated Assault
- Burglary
- Larceny-theft
- Auto Theft
- Arson

## **Section II.**

# **Uniform Crime Reporting (UCR)**

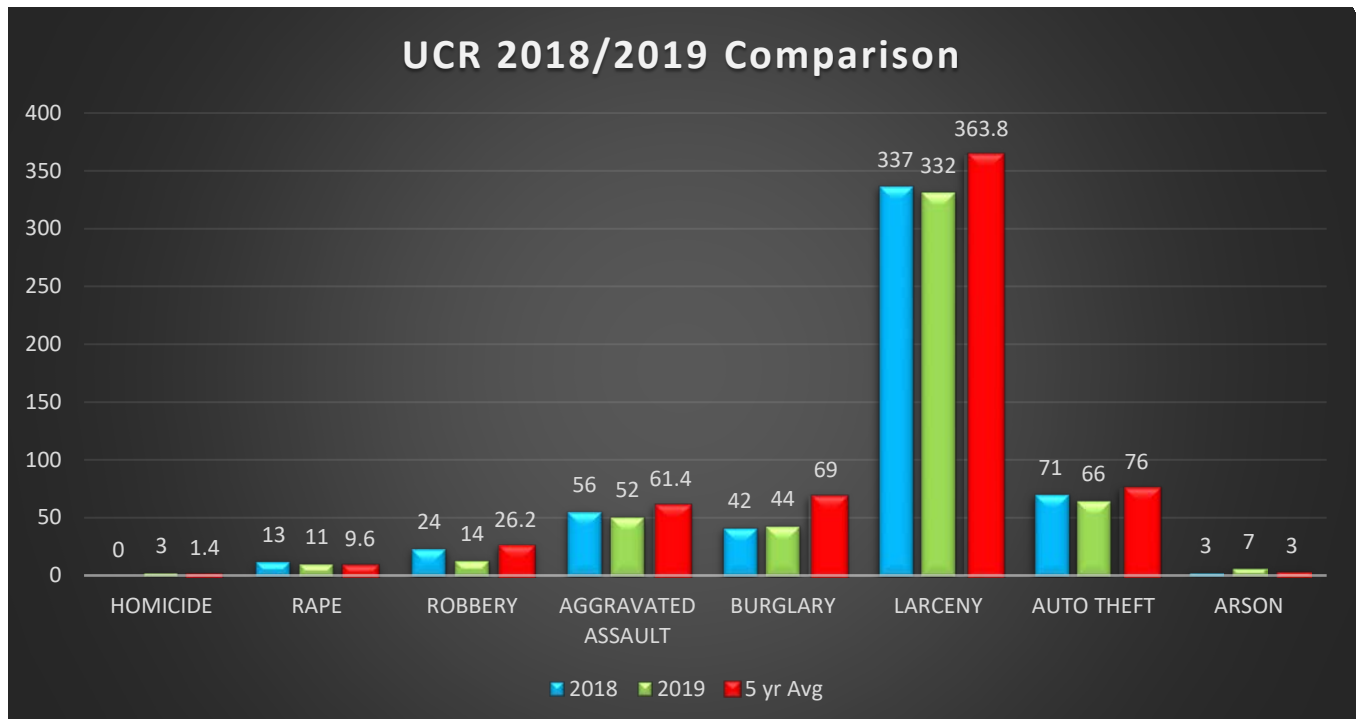
## 2.1 2019 Annual Public Safety Report

In 2019, UCR Total Part I crimes decreased 3 percent compared to 2018. Crimes Against Persons decreased 14 percent with Rape, Robbery and Aggravated Assault contributing to the reduction. Crimes Against Property decreased 1 percent overall as a result of decreases in Larceny and Auto Theft.

Figure 1 - 2019 UCR Part I Crimes

| Crimes Against Persons and Property |            |            |             |                |
|-------------------------------------|------------|------------|-------------|----------------|
| Type of Crime                       | 2018       | 2019       | % Change    | 5 Year Average |
| Homicide                            | 0          | 3          | N/A         | 1.4            |
| Rape                                | 13         | 11         | -15%        | 9.6            |
| Robbery                             | 24         | 14         | -42%        | 26.2           |
| Aggravated Assault                  | 56         | 52         | -7%         | 61.4           |
| <b>Crimes Against Persons</b>       | <b>93</b>  | <b>80</b>  | <b>-14%</b> | <b>122.75</b>  |
| Burglary                            | 42         | 44         | 5%          | 69.00          |
| Larceny                             | 337        | 332        | -1%         | 363.80         |
| Auto Theft                          | 71         | 66         | -6%         | 76             |
| Arson                               | 3          | 7          | 133%        | 3              |
| <b>Crimes Against Property</b>      | <b>453</b> | <b>449</b> | <b>-1%</b>  | <b>511.8</b>   |
| <b>Total Part I Crime</b>           | <b>546</b> | <b>529</b> | <b>-3%</b>  | <b>610.4</b>   |

Figure 1a - 2019 UCR Part I Crimes



Note: The crime categories are listed above are not in order of importance.

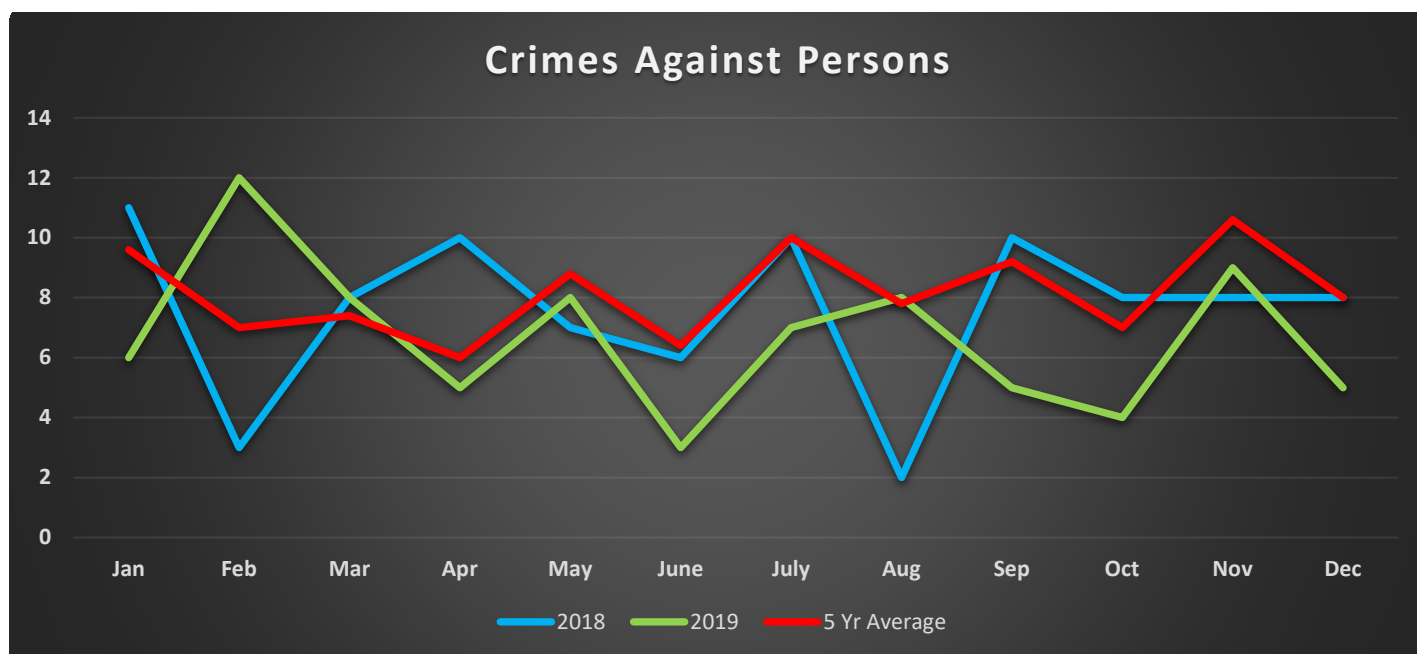
## 2.2 Crimes Against Persons (UCR - Part I)

Crimes Against Persons decreased 14 percent overall with 80 offenses reported in 2019 compared to 94 offenses reported in 2018. Murder and non-negligent manslaughter increased from 0 in 2018 to 3 in 2019. Robbery decreased by 42 percent, aggravated assault by 7 percent and rape by 15 percent. Of all forcible rape offenses, 81 percent involved a known offender and 31 percent of victims were 17 years of age or under.

Figure 2 - 2019, UCR Part I, Crimes Against Persons

| Type of Crime                        | 2018      | 2019      | % Change    | 5 Year Average |
|--------------------------------------|-----------|-----------|-------------|----------------|
| <b>Robbery</b>                       | 24        | 14        | -42%        | 26.2           |
| <b>Aggravated Assault</b>            | 56        | 52        | -7%         | 61.4           |
| <b>Criminal Homicide</b>             | 0         | 3         | N/A         | 1.4            |
| Murder & Non-negligent Manslaughter  | 0         | 3         | N/A         | 1.4            |
| Negligent Manslaughter               | 0         | 0         | N/A         | 0              |
| <b>Sex Offenses</b>                  | 14        | 11        | -21%        | 9.6            |
| Rape                                 | 13        | 11        | -15%        | 9.6            |
| Attempts                             | 1         | 0         | -100%       | 0.6            |
| <b>Crimes Against Persons TOTALS</b> | <b>94</b> | <b>80</b> | <b>-14%</b> | <b>122.75</b>  |

Figure 2a - 2018, 2019, & 5yr Average Totals UCR Part I, Crimes Against Persons



In 2018, detectives identified a criminal group that was responsible for multiple robberies, which could have contributed to the 2019 decrease. The police department also educated the community regarding robberies trends through social media, press releases and community meetings.

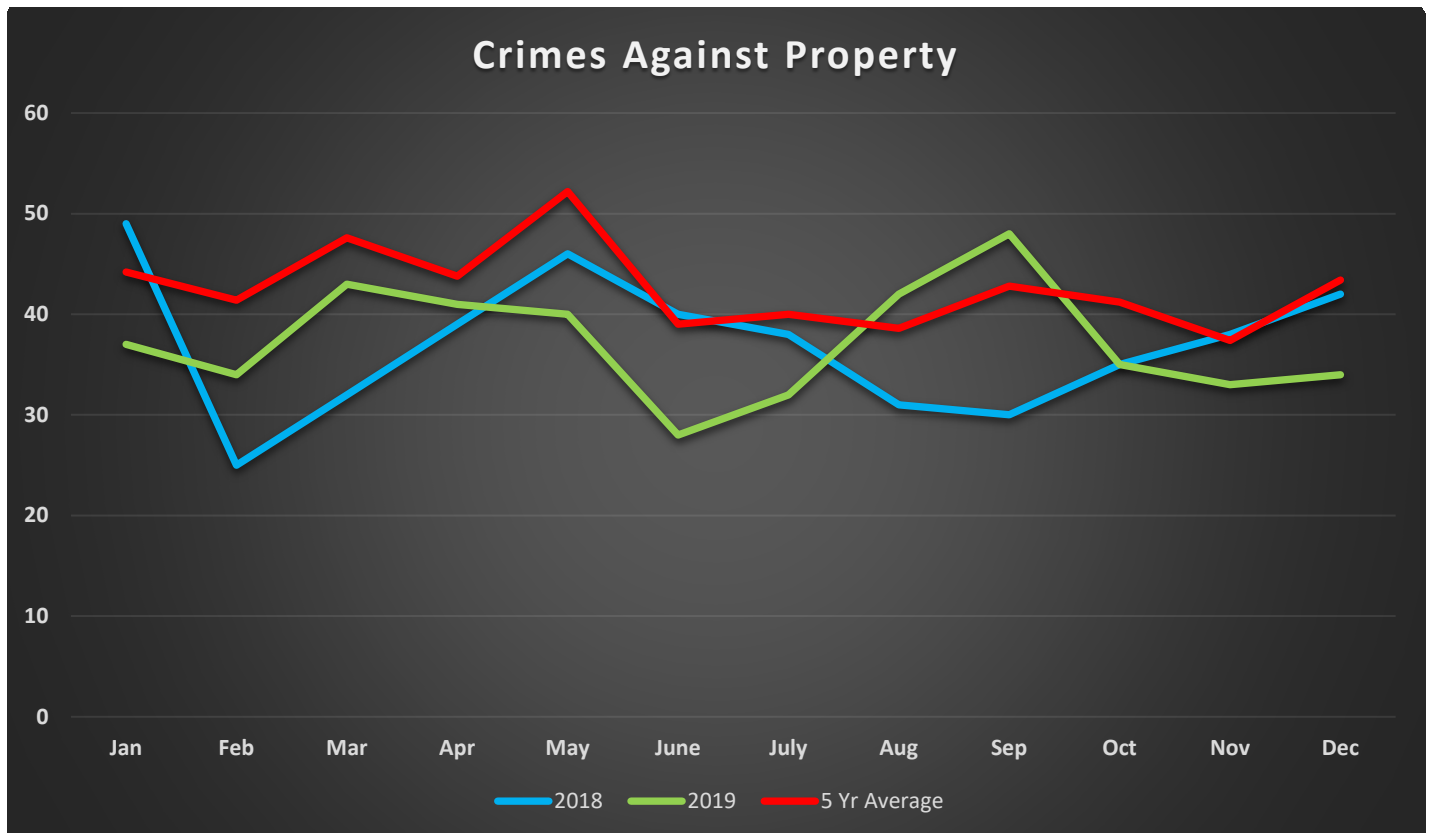
## 2.3 Crimes Against Property (UCR - Part I)

In 2019, Crimes Against Property decreased 1 percent overall, with 449 offenses reported compared to 453 in 2018. Arson increased 133 percent, burglary/breaking and entering increased 5 percent, larceny/theft offenses decreased 1 percent, and auto theft decreased 7 percent.

Figure 6 - 2019, UCR Part I, Crimes Against Property

| Type of Crime                         | 2018       | 2019       | % Change   | 5 Year Average |
|---------------------------------------|------------|------------|------------|----------------|
| Arson                                 | 3          | 7          | 133%       | 3              |
| Burglary/Breaking & Entering          | 42         | 44         | 5%         | 69             |
| Larceny/Theft Offenses                | 337        | 332        | -1%        | 363.8          |
| Auto Theft                            | 71         | 66         | -7%        | 76             |
| <b>Crimes Against Property TOTALS</b> | <b>453</b> | <b>449</b> | <b>-1%</b> | <b>511.80</b>  |

Figure 6a - 2018, 2019, & 5yr Average Totals UCR Part II, Crimes Against Property





**DRAFT MINUTES**  
CITY OF SEASIDE  
CITY COUNCIL

REGULAR MEETING  
Council Chamber  
Thursday, February 6, 2020  
7:00 PM

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**1. CALL TO ORDER**

The meeting was called to order at 7:13 p.m.

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

Present: Oglesby, Pacheco, Campbell, Wizard, Kispersky

Absent: None

**3. INVOCATION AND PLEDGE OF ALLEGIANCE**

**4. REVIEW OF AGENDA**

No changes.

**5. PUBLIC COMMENT**

Public Comment Speakers: Diane Nielson, Rev. Harold H. Lusk; Alex Miller.

**6. PUBLIC AGENCY COMMUNICATIONS**

- Francios Avery - Black History Art Program & Reception on February 16 from 3-6 p.m.
- Assistant City Manager Lesley Milton - announced openings on Board & Commissions and encouraged residents to apply in person or online at the City's website
- Fire Chief Brian Dempsey and Neighborhood Improvement (NIP) Commissioner Dennis Alexander - presented on the annual free smoke alarm installations conducted in partnership with City of Seaside Fire Department, Red Cross Volunteers and Seaside High School students.
- Alvin Edwards - Director MPWMD reported on changed rules regarding residential rain collection systems; announced the CPUC meeting on February 18 at 6pm at City Hall.
- Romona Oleata-Reed - NIP, invited community and Council to 3rd neighborhood watch program - Saturday, February 8 at Monte Del Villa

**7. PRESENTATIONS**

**A. PRESENTATION OF THE JANUARY 2020 HOUSE OF THE MONTH AWARD**

***Action: Presented.***

**B. KB BAKEWELL ENVIRONMENTAL JUSTICE FUND**

Action: Danny Bakewell, Sr. presented the proposed non-profit corporation funding public benefit projects..

**C. PRESENTATION FROM MONTEREY PENINSULA HOUSING COALITION**

***Action: Continued***

**8. CONSENT AGENDA**

*On motion by Councilmember Kispersky and second by Councilmember Wizard and carried by the following vote, the City Council moved to approve the Consent Agenda items A, B, D, E and F.*

RESULT: 5-0-0-0

AYES: OGLESBY, PACHECO, CAMPBELL, WIZARD, KISPERSKY

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

**A. APPROVE MINUTES FROM DECEMBER 9 AND 23, 2019 AND JANUARY 9 AND 16, 2020**

*Action: Approved*

**B. APPROVE AND FILE CITY CHECKS**

*Action: Approved*

**C. APPROVE THE TRAFFIC ADVISORY (TAC) COMMITTEE RECOMMENDATIONS FOR PARKING DESIGNATIONS**

*Action: Approved with an exception of item 8C - recommendation 1 was postponed to a later date*

PUBLIC COMMENT SPEAKERS: Vivan Borges, owner of Paris Bakery, requested that item 2 of the recommendations to be shortened to a 24 minute parking zone instead of the proposed 2 hour parking zone in front of 1232 Broadway .

*On motion by Councilmember Campbell and second by Mayor Pro Tem Pacheco, the City Council moved to postpone action on item 1 and to approve items 2 and 3 of the recommendations.*

RESULT: 5-0-0-0

AYES: OGLESBY, PACHECO, CAMPBELL, WIZARD, KISPERSKY

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

**D. APPROVE A FEE WAIVER REQUEST FROM THE MONTEREY BRANCH NAACP FOR THE USE OF MEETING ROOMS FOR THEIR MONTHLY MEETINGS AT THE OLDEMEYER CENTER FROM JANUARY 2020 TO JULY 2020**

*Action: Approved*

**E. APPROVE A MAYOR'S YOUTH FUND REQUEST FROM THE SEASIDE MIDDLE SCHOOL PTSA FOR COSTS ASSOCIATED WITH THEIR FUN RUN IN THE AMOUNT OF \$3,000.00**

*Action: Approved*

**F. APPROVE A MAYOR'S YOUTH FUND CONTRIBUTION REQUEST FROM SEASIDE BLADE RUNNERS BASKETBALL**

*Action: Approved*

**9. PUBLIC HEARING**

**A. ADOPT AN ORDINANCE ADDING SECTIONS TO THE MUNICIPAL CODE ESTABLISHING PROVISIONS FOR TOBACCO RETAILER LICENSING (SECOND READING - ROLL CALL VOTE)**

Assistant City Manager Lesley Milton provided an overview of the action taken at the last council meeting and reviewed the proposed sections to be added to the Municipal Code.

*The City Council moved to adopt the draft ordinance adding sections to the Municipal Code establishing provisions for tobacco retailers licensing.*

ROLL CALL VOTE RESULT: Motion Passed Unanimously  
AYES: OGLESBY, PACHECO, CAMPBELL, WIZARD, KISPERSKY  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: NONE

**B. INTRODUCTION OF AN ORDINANCE MODIFYING ELECTION SIGN CODE REGULATIONS AND MODIFYING THE FEE SCHEDULE AS APPROPRIATE (FIRST READING - ROLL CALL VOTE)**

Assistant City Manager Lesley Milton presented the item and responded to questions and comments from the Council. The Council discussed how the ordinance would be enforced.

Public Comment: Alvin Edwards

*On motion by Mayor Oglesby and second by Mayor Pro Tem Pacheco and carried by the following vote, the City Council moved to approved the ordinance as presented, except that the violator be called and be provided a 24 hour time to remedy the violation before a fine is imposed. (Noted: typo in ordinance that the two signs should be 6 inches apart.)*

ROLL CALL VOTE RESULT: Motion Passed Unanimously  
AYES: OGLESBY, PACHECO, CAMPBELL, WIZARD, KISPERSKY  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: NONE

**C. INTRODUCTION OF AN ORDINANCE AMENDING SEASIDE MUNICIPAL CODE 6.04.170 POTENTIALLY DANGEROUS AND VICIOUS DOGS (FIRST READING DRAFT ORDINANCE - ROLL CALL VOTE)**

Seaside Police Chief Abdul Pridgen provided a presentation and responded to questions and comments from the Council.

Councilmember Campbell suggested edits to the title ("conditions by which dogs may be kept") - should be letter c instead of 2. Correction made by City Attorney Sheri

Damon - on paragraph 6 regarding "Rabies"

PUBLIC COMMENT SPEAKERS: Franco Pacheco, David Woodman, Romona Olaeta-Reed (on behalf Pachetti Dog Park), Ena Rosa

*On motion by Wizard and second by Kispersky and carried by the following roll call vote, the City Council moved to pass to print the draft ordinance to amend Chapter 6.04 Animal Control, delete the existing section 6.04.170 and replace it with a new section 6.04.170 entitled "Potentially Dangerous and Vicious Dogs".*

ROLL CALL VOTE RESULT: Motion Passed Unanimously  
AYES: OGLESBY, PACHECO, CAMPBELL, WIZARD, KISPERSKY  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: NONE

## **10. BUSINESS ITEMS**

### **A. RESOLUTION APPROVING THE SEASIDE & MARINA SAFE WALKING & BIKING TO SCHOOL: COMPLETE STREETS PLAN (SAFE ROUTES TO SCHOOL)**

Interim City Engineer Scott Ottmar provided a presentation of the item and responded to questions and comments from the Council.

PUBLIC COMMENT: Rev. Anthony Dunham

Mr. Ottmar and City Manager Malin responded to question on public comment and indicated that design was not finalized .

*On motion by Councilmember Campbell and second by Councilmember Pacheco and carried by the following vote, the City Council moved to adopt a resolution approving the Seaside & Marina Safe Walking & Biking to School: Complete Streets Plan, also known as the Safe Routes to School Plan; and directed staff to pursue grant funds for the planning, design, and construction of the proposed Broadway Avenue Corridor Improvements.*

RESULT: 5-0-0-0  
AYES: OGLESBY, PACHECO, CAMPBELL, WIZARD, KISPERSKY  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: NONE

### **B. AUTHORIZE CITY MANAGER TO EXECUTE NOT TO EXCEED \$215,000 CONTRACT WITH DPZ FOR SEASIDE EAST VISIONING CHARRETTE**

City Manager Craig Malin provided a presentation on the item and responded to questions and comments from the Council.

PUBLIC COMMENT SPEAKERS: Carlos Ramos, Alex Miller

*On motion by Council Member Kispersky and second by Mayor Pro Tem Pacheco and carried by the following vote, the City Council moved to authorize the City Manager to execute not to exceed \$215,000 contract with DPZ for Seaside East Visioning Charrette.*

RESULT:  
AYES: Oglesby, Pacheco, Wizard, Kispersky  
NOES: Campbell  
ABSTAIN:  
ABSENT: NONE

**C. CONSIDER APPROVAL OF THE PARKS & RECREATION COMMISSIONS  
RECOMMENDATION FOR ALLOWING PICKLEBALL AT THE WHEELER STREET  
TENNIS COURTS**

Recreation Director Dan Meewis provided a presentation and reviewed the Parks and Recreation Commission's recommendations and responded to questions and comments from the Council.

PUBLIC COMMENT SPEAKERS: Constance Constable, Mark Thomas, Michael Bell, Romona Olaeta-Reed

*On motion by Councilmember Wizard and second by Councilmember Kispersky, and carried by the following vote, the City Council moved to work with the local pickleball group to identify whether they would prefer a non-permanent marking to more easily set up the court.*

RESULTS: 4-1-0-0  
AYES: Oglesby, Campbell, Wizard, Kispersky  
NOES: Pacheco  
ABSTAIN: NONE  
ABSENT: NONE

**D. RECEIVE A PRESENTATION ON POTENTIAL JULY 4TH FIREWORKS SHOW  
AND PROVIDE DIRECTION**

Recreation Director Dan Meewis presented the item and responded to questions and comments from the Council.

Suggestions/direction: charge for parking to deter patrons from driving, increase free shuttle, offer advertising and vendor space to businesses, increase vendor fees, how to maximize the benefit for the citizens of Seaside.

There were no comments from the public.

**11. COUNCIL MEMBER REQUESTS**

**A. COMMUNITY POLICING ADVISORY COMMITTEE (OGLESBY)**

Approved to place on a future agenda.

**B. REGULATORY FLAVORED VAPING PRODUCTS (PACHECO)**

Approved to place on a future agenda.

**C. CONSIDER ORDINANCE FOR PLACING ITEMS ON AGENDAS (OGLESBY)**

Approved to place on a future agenda.

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

**13. ADJOURNMENT**

The meeting was adjourned at 11:15 p.m.

**Respectfully submitted,**

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**Lesley Milton, City Clerk**

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**Ian N. Oglesby, Mayor**



**CITY OF SEASIDE  
STAFF REPORT**

**Item No.: 8.B.**

**TO:** City Council

**FROM:** Craig Malin, City Manager

**BY:** Jessica Riley, Accounting Assistant  
Kimberly Drabner, Finance Director

**DATE:** February 20, 2020

**SUBJECT: APPROVE AND FILE CITY CHECKS**

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**PURPOSE & RECOMMENDATION**

Approve and file the accounts payable and wired payments made during the period of January 25, 2020 through February 7, 2020 including the payroll and benefits checks, direct deposits and wired payments related to the pay period ending January 30, 2020. Total Accounts Payable and Payroll for the above referenced period is \$1,513,766.89.

**BACKGROUND**

In accordance with Government Code Section 37208, at each City Council meeting the Council is provided a listing of the payroll and general checks issued since the last report so that it can inspect and confirm these checks. Each purchase has been reviewed and approved by the department making the purchase at the time of procurement. The invoice has been reviewed by the Finance Department prior to payment to ensure that it conforms to the approved budget.

Therefore, in accordance with Government Code Section 37208, the above referenced, and linked list of checks conforms to the approved budget and has been paid. These checks are submitted to the City Council for inspection and confirmation.

A description of the checks and wires exceeding \$10,000 are as follows:

- \$1,030,967.72 for Payroll and benefits

- \$17,500.27 to L.N. Curtis & Sons safety equipment for reserve fire fighters, including protective gear. \$7,773.62 funded by FEMA grant.
- \$14,694.57 to Monterey County Convention & Visitor's Bureau TID (Tourism Improvement District) remittance for the reporting period of December, 2019 for the 13 Seaside motels/hotels.
- \$44,881.94 to PG&E Collective accts for street lights, highway lighting, park lights and city office buildings. Service period: 9/11/19-10/24/19.
- \$42,203.53 to PG&E Collective accts for street lights, highway lighting, park lights and city office buildings. Service period: 11/8/19-12/23/19.
- \$41,100.26 to PG&E Collective accts for street lights, highway lighting, park lights and city office buildings. Service period: 10/25/19-11/22/19.

The remaining checks, totaling \$322,418.60 include payments to vendors for operating expenditures.

The Checks report is available on the City's website here:  
<http://www.ci.seaside.ca.us/194/Check-Draft-Register>

### **FISCAL IMPACT**

There are no additional fiscal impacts.

### **ATTACHMENTS**

None

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**CITY OF SEASIDE  
STAFF REPORT**

**Item No.: 8.C.**

**TO:** City Council

**FROM:** Craig Malin, City Manager

**BY:** Lesley Milton, Assistant City Manager

**DATE:** February 20, 2020

**SUBJECT: PROCLAMATION DECLARING FEBRUARY 2020 AS BLACK  
HISTORY MONTH IN THE CITY OF SEASIDE**

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**PURPOSE & RECOMMENDATION**

Approve the proclamation.

**BACKGROUND**

In celebrating the diversity of our Community, and the long legacy of contributions of African-American members of our community, the City Council is recognizing the Month of February 2020 as Black History Month.

**FISCAL IMPACT**

None associated with action.

**ATTACHMENTS**

1. Proclamation Declaring February 2020 as Black History Month
-

Reviewed for Submission to the  
City Council by:



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Craig Malin, City Manager

# City of Seaside PROCLAMATION



## Black History Month February 2020

**WHEREAS**, during Black History Month, we celebrate the many achievements and contributions made by African Americans to our economic, cultural, spiritual and political development; and

**WHEREAS**, the City of Seaside embraces its diversity and acknowledges the invaluable contributions of its African American residents and visitors as we celebrate Black History Month; and

**WHEREAS**, the City of Seaside was incorporated on October 13, 1954 and, less than a month later, on November 12, 1954, Richard Joyce and Jack Simon formed the first African American political caucus named the Civic Voters League, and later Ewaller James and Morris McDaniel and others formed the Citizens League for Progress; and

**WHEREAS**, civic minded individuals served in city government in many different roles including as Mayor: Oscar Lawson, Stephen Ross, Lance McClair, Don Jordan, and Jerry Smith; as Councilmen: Monroe Jones, Oscar Lawson, Theron Polite, Ian Oglesby, Mel Mason, and Darryl Choate; and Councilwomen: Pearl Carey, Ira Lively (after becoming the first female Seaside police officer), Helen Rucker and Kayla Jones; as City Managers: Stanley Hall, Charles McNeely, and Tim Brown; as a member of the Seaside History Commission, Pope McDonald, and as a member of the Seaside Art Commission for 30 years, Walter Lee Avery for whom the City of Seaside Art Gallery is named; and

**WHEREAS**, Seaside, as a model of racial and ethnic accord within community with a reputation for championing civil and human rights, was visited by national civil rights leaders including Dr. Martin Luther King, Jr. as well as by Rosa Parks; and

**WHEREAS**, Seaside educator Dr. Charlie Mae Knight, who later became the first African American female California State Associate Superintendent of Instruction, spearheaded the 1966 to 1969 recruitment to the Monterey Peninsula Union School District of more than 70 African-American teachers and administrators including Henry Hutchins, Helen Rucker, Dr. Bettye Lusk, and Billie De Berry; along with the on-going contributions of many educators including, but not limited to teachers Lucille Standifer, Willie McCoin, Mattye Effie McNeal, Myrtle Duffel, and Dr. Marie Sweet; Principals Mae Johnson, Dr. Gwendolyn and Ty Laster; and the first African American MPUSD Superintendent, Billie De Berry. Those elected as MPUSD Board Trustees included Sam Brown, Helen Rucker, Dr. Bettye Lusk, and Ira Lively, the first African American female elected to the board in 1979 and who was also an adjunct professor at Monterey Peninsula College; and

**WHEREAS,** *eighty-six years ago, the NAACP was established locally and over the years has advocated for the civil and human rights of the larger Peninsula community, benefiting from the service of many including Mel Mason, Ruthie Watt, and current President Regina Mason; and*

**WHEREAS,** *Seasiders who contributed to the field of sports and became professional athletes included NFL Philadelphia Eagles footballers Ron Johnson, Anthony Toney, and M. L. Carter, as was Herman Edwards (played with the Eagles from 1977 to 1985) who then went on to become Head Coach for the Kansas City Chiefs, coach of the New York Jets, an ESPN analyst, and the newly named Head Coach for Arizona State University; and*

**WHEREAS,** *the National Pan Hellenic Council of Seaside, a coalition of African American sororities and fraternities, continues to organize events and provides scholarship money for youth throughout the Peninsula, and, beginning 1986, Delta Sigma Theta Sorority, Inc. under the leadership of Bobbie McDaniel, partnered with the City of Seaside to establish the 1st Dr. Martin Luther King, Jr. (annual) city-wide celebration, and which for the past 12 years has been supported by the NPHC Council with the coordination of Alice Jordan; and*

**WHEREAS,** *the Kiwanis Club of Seaside, formed in 1959, changed the face of Kiwanis by becoming the first predominately African American group, with Alice Jordan later serving as the first female African American Lt. Governor of Division 43 (the California, Nevada and Hawaii District); and*

**WHEREAS,** *after the founding of the Fort Ord Reuse Authority (FORA) in 1994, a group of community minded visionaries including Michael Houlemard, Executive Officer, Don Jordan, and Lance McClair, advocated for the creation of what is now California State University at Monterey Bay;*

**NOW THEREFORE, BE IT PROCLAIMED,** *that I, The Honorable Ian N. Oglesby, Mayor of the City of Seaside, on behalf of the City Council, do hereby proclaim February 2020 as Black History Month in the City of Seaside and recognize all the residents including ones who are not listed here, that have made an impact in the community and who work and serve to make Seaside an inclusive, supportive community for all, known for its historic legacy and on-going contributions to our overall quality of life.*

---

*Ian N. Oglesby, Mayor  
February 20, 2020*



## **CITY OF SEASIDE STAFF REPORT**

**Item No.: 8.D.**

**TO:** City Council

**FROM:** Craig Malin, City Manager

**BY:** Dan Meewis, Recreation Director

**DATE:** February 20, 2020

**SUBJECT: APPROVE CO-SPONSORSHIP AND WAIVE ALL FEES  
RELATED TO THE 2020 SUSTAINABLE SEASIDE 9TH ANNUAL  
SEASIDE EARTH DAY CELEBRATION AT SEASIDE CITY HALL  
LAWN ON APRIL, 26 2020**

---

### **PURPOSE & RECOMMENDATION**

Approve a request from Sustainable Seaside's request for co-sponsorship to waive all fees in the approximate amount of Two Thousand, Eight Hundred and Seventy-Six Dollars (\$2,876.00) related to the Seaside Sustainable 9th Annual Seaside Earth Day Celebration at City Hall Lawn on April 26, 2020.

### **BACKGROUND**

Sustainable Seaside is requesting co-sponsorship to waive all fees related to Sustainable Seaside's 9th Annual Seaside Earth Day Celebration at City Hall Lawn on April 26, 2020. There will be an Electric Vehicle Test Drive Activity added to the event in the City Hall parking lot. A Special Event application was submitted and reviewed by staff and the Special Event Committee.

This is a community celebration of arts, nature and sustainability. This annual event focuses our attention on how we all can be more environmentally friendly in our neighborhoods, in the city, and the world. It is both a celebration and educational event, meant to raise awareness of and foster sustainability locally and towards a healthy planet.

They are also requesting the use of a portable stage, electrical access, 20 tables, 90

chairs, and sound system. This is the second request from Sustainable Seaside for co-sponsorship of this event.

The last fee waiver and co-sponsorship request was approved at the February 21, 2019 City Council meeting.

### **FISCAL IMPACT**

Should the City Council approve the request for co-sponsorship of the Seaside Sustainable 9th Annual Seaside Earth Day Celebration to waive all fees, the approximate fiscal impact is as follows:

|                                         |            |
|-----------------------------------------|------------|
| Public Works Staff/Set-up and Tear Down | \$2,472.00 |
| Special Event Application Fee           | \$ 90.00   |
| Insurance Coverage                      | \$ 207.00  |
| Rental Fee                              | \$ 107.00  |

**TOTAL \$2,876.00**

### **ATTACHMENTS**

1. Sustainable Seaside Special Event Application 2020
2. Sustainable Seaside Fee Waiver Request 2020
3. Seaside Earth Day EV Test Drive Details 2020

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Reviewed for Submission to the  
City Council by:



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Craig Malin, City Manager

**Date: February 4, 2020**

**Dear Event Sponsor:**

**Welcome to the City of Seaside.** The following pages include the City of Seaside's Special Events Application and accompanying instructions developed to guide you through the application process.

Effective February 6, 2014 a \$90.00 permit fee was approved by the Seaside City Council. Please enclose a check made out to the City of Seaside with your completed application. Once the completed form is received it will be distributed to all City departments and agencies affected by your event. You will then be notified of the status of your request. On behalf of the City of Seaside, we thank you for contributing to the spirit and vitality of our City through the staging of your event. **Best wishes for a successful event!**

Nancy Towne  
Recreation Services Manager  
City of Seaside  
986 Hilby Avenue  
Seaside, CA 93955  
(831) 899-6800  
(831) 899-6274  
Email: [towne.nancy@ci.seaside.ca.us](mailto:towne.nancy@ci.seaside.ca.us)

### SPECIAL EVENT APPLICATION

*Incomplete or illegible applications will not be processed. An application for a permit is NOT a permit.*

**ORGANIZATION NAME** Sustainable Seaside

**MAILING ADDRESS** 1739 Havana Street, Seaside CA 93955

**CONTACT NAME** Catherine Crockett **PHONE#** (831) 915-7257

**PHONE#** (831) 394-1915

Names and phone numbers of person(s) in charge of the event who can be contacted on a 24-hour basis during the event.

**EMAIL:** cm\_crockett@sbcglobal.net

**EVENT NAME:** 8<sup>th</sup> Annual Seaside Earth Day Celebration

**Event Category** Athletic/Recreation Concert/Performance Circus  
X Celebration/Festival Parade/Procession/March Dance  
Carnival Other

|              |                        |                                |
|--------------|------------------------|--------------------------------|
| Setup        | Date: <u>4/26/2020</u> | Time <u>12 pm noon</u>         |
| Event Starts | Date: <u>4/26/2020</u> | Time <u>2 pm</u>               |
| Event Ends   | Date: <u>4/26/2020</u> | Time <u>4 pm</u>               |
| Dismantle    | Date: <u>4/26/2020</u> | Time <u>4:30 pm to 5:30 pm</u> |

**SITE LOCATION** Seaside City Hall Lawn

### DESCRIPTION OF EVENT-PLEASE ATTACH SITE/ROUTE MAP

Please provide detailed description of your event. Include details regarding any components of your event such as the use of vehicles, animals, rides, sanitation provisions or any other pertinent information about the event.

See attachment A

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

### SAFETY/SECURITY/ACCESSIBILITY

Please describe your procedures for crowd control and internal security

N/A

\_\_\_\_\_

\_\_\_\_\_

### NAME OF SECURITY ORGANIZATION (If required)

Please attach security contract.

N/A

\_\_\_\_\_

\_\_\_\_\_

**SIGNS POSTED:** Sustainable Seaside will obtain the City's approval to post a temporary banner, approx. 4' by 6' to be placed at the corner on Harcourt Avenue and Canyon Del Rey\_\_\_\_\_

**# OF PARTICIPANTS** \_\_\_\_\_ 150 to 200 \_\_\_\_\_

**IS THE EVENT OPEN TO THE PUBLIC?** ( X ) YES ( ) NO

If no, please describe how the event will be restricted and indicate plan on detailed schematic.

**IF ADMISSION IS TO BE CHARGED, WHAT IS THE PRICE OF TICKETS FOR THE EVENT?** \_\_\_\_\_ Free Event, open to the public \_\_\_\_\_

( X ) NON-PROFIT 501 C(3) ( ) 501 C(6) ( ) COMMERCIAL-FOR PROFIT  
( ) OTHER

Federal ID#: 26-1183384 for Communities for Sustainable Monterey County, with which Sustainable Seaside is affiliated.

Event Benefitting: Any donations would benefit the programs of Sustainable Seaside and/or to defray the expense of organizing the event.

**WHAT CITY SERVICES DO YOU ANTICIPATE YOU WILL NEED? (IE., POLICE, FIRE, RECREATION, PUBLIC WORKS, ETC.)**

\_\_\_\_\_ Will coordinate with the Recreation Department to stage the event \_\_\_\_\_

**METHOD OF TRASH COLLECTION/DISPOSAL AND PROVISION FOR ADDITIONAL SANITARY FACILITIES**

Will coordinate with the City of Seaside to put out trash and recycle bins.

Sustainable Seaside will rent an ADA-compliant portable toilet with a wash station for the afternoon

**PARKING ARRANGEMENTS:**

Public Parking Needs

Will require use of the City Hall parking lot. Visitors will also park on streets surrounding Seaside City Hall.

**SPECIAL EQUIPMENT TO BE USED FOR PROPOSED EVENT. LIST ALL ELECTRICAL NEEDS YOU MAY REQUIRE**

\_\_\_\_\_ We will have a small stage for musical performance by local talent and speakers (City leaders and other elected leaders). The stage will require electrical connections for the sound equipment, (microphones and speakers) \_\_\_\_\_

( X ) P.A. System

( ) Booths

( ) Tents

( ) Generator(s)

( ) Bleachers

( X ) Banners

( X ) Amplified sound/music

( ) Cooking fuel

( ) Barricades

( ) Other\_\_\_20 folding 6-ft long tables, a small stage for musical performances and speakers, chairs for the stage audience, and assistance with setting up the electrical power\_\_\_\_\_

**DO YOU INTEND TO SELL FOOD OR BEVERAGE?**

(X) YES ( ) NO

If YES, please attach Health Department Food Vendor Certificate. We plan to arrange for a taco truck vendor. We will submit the Health Certificate in advance of the event.

**DO YOU INTEND TO SELL OTHER MERCHANDISE?**

(X) YES ( ) NO

# of Vendors: 1

Describe the type of merchandise.

Tomato starter plants, to be sold for a \$5 donation. Proceeds from the sales will be used to defray the costs of the event and/or to support Sustainable Seaside's projects\_\_\_\_\_

**WILL ALCOHOL BE SERVED?** ( ) YES (X) NO

**WILL ALCOHOL BE SOLD?** ( ) YES (X) NO

If yes, please attach ABC license.

**WILL EVENT INCLUDE MUSIC OR LIVE PERFORMANCES?** (X) YES ( ) NO

**HOW WILL EVENT BE ADVERTISED AND PROMOTED?**

Sustainable Seaside's email calendar, social media and website. Press Release to local news media and online community calendars. Also a PSA (public service announcement) on local radio station KAZU

**WILL FILM, VIDEO, OR PHOTOGRAPHY BE INVOLVED WITH THE PRODUCTION OF THE EVENT?**

The event may be videotaped by Access Monterey Peninsula, the Community TV for Monterey County – to document the event.

**OTHER PERTINENT INFORMATION OR SPECIAL REQUESTS**

We hope that the City of Seaside will help promote the event by including a notice on the City website and social media. We also invite the City to participate with one or more information tables to highlight environmentally sustainable operations, design plans, and development projects.

**APPLICANT AGREEMENT:** All applicable fees must be paid 30 days prior to event date. No permit revisions will be accepted less than 14 days prior to the event date. The City of Seaside retains the right to terminate the event at any time should a responsible city official determine any activity related to the event is a threat to public safety and/or property. I (we) agree to abide by all laws, rules and regulations which may apply to this area. I (we) accept specific responsibility for other members of my group and for any damage done to city property and/or facilities, and agree to clean and restore the site to the condition in which it was found prior to the holding of the specific event. I certify under penalty of perjury that all the preceding information is true to the best of my knowledge. Completed and signed special event form must be submitted to Recreation and Community Activities Director within seven working days of receipt of form.

  
Permit Holder's Signature

2/4/2010  
Date

**APPLICATION MUST INCLUDE:**

Non-refundable Application Fee of \$90.00

Detailed schematic of event location indicating specific activity sites. For non-profit organizations, a copy of non-profit status must be submitted.

Attach to application and mail to:

**City of Seaside  
Recreation Services  
Attn: N. Towne  
986 Hilby Avenue  
Seaside, CA 93955  
(831) 899-6801 (P)  
(831) 899-6274 fax  
email: [towne.nancy@ci.seaside.ca.us](mailto:towne.nancy@ci.seaside.ca.us)**

**Specific Event**

**Conditions of Approval**

- Event organizers must clean up any event-related trash.
- All event noise or sound must be kept to a minimum, particularly before 9:00 a.m. and must not create an annoyance to co-existing events.
- Permittee is responsible for the actions of all vendors and participants during the event.
- No activities are permitted onsite that are not included on your permit application.
- All City ordinances will be strictly enforced (alcohol, dogs, etc.).
- Permit must be kept on location at all times.

**Failure to comply with the above conditions may result in immediate closure of the event and a ban on future events by the organizer in the City of Seaside.**

**PROVISIONS**

Permittee waives all claims against the City, its officers, agents and employees, for loss or damage caused by, arising out of, or in any way connected with, the exercise of this permit and permittee agrees to save harmless, indemnify and defend City, its officers, agents and employees, from any and all loss, damage or liability which may be suffered or incurred by City, its officers, agents and employees caused by, arising out of or in any way connected with exercise by permittee of the rights hereby granted, except those arising out of the sole negligence of the City.

City shall have the privilege of inspecting the premises covered by this permit any and all time. This permit shall not be assigned. City may terminate this permit at any time if permittee fails to perform and covenant herein contained at the time and in the manner herein provided. City agrees it will not unreasonably exercise this right of termination.

The parties hereto agree that the permittee, its officers, agents and employees, in the performance of this permit shall act in an independent capacity and not as officers, employees or agents of the City. No alteration or variation of the terms of this permit shall be valid unless made in writing and signed by the parties hereto.

Permittee will not discriminate against any employee or applicant for employment because of race, color, religion, ancestry, sex, sexual orientation, age national origin or physical handicaps. Permittee agrees to

comply with the terms and conditions contained herein and all rules and regulation of the City subject to this permit.

Catherine Crockett

Permit Holder's Signature

Sustainable Seaside chair

Title

2/3/2020

Date

**INDEMNIFICATION, DEFENSE, HOLD HARMLESS**

Applications must furnish the city with a certificate of insurance in an amount no less than \$1 million naming the City of Seaside as an additional insured. The amount of insurance is subject to increase at the discretion of the Finance Director who is the Risk Manager, depending upon the nature of the event. Such insurance must be primary to any city insurance and the city must have at least ten days notice of cancellation.

For final event approval, you will need commercial general liability insurance that names "the City of Seaside, its officers, employees and agents" as an additional insured and any other public entities impacted by this event. Insurance coverage must be maintained for the duration of the event. To determine the amount of insurance coverage necessary, please contact Risk Manager. Please obtain the required insurance and mail an original insurance certificate to City of Seaside, Recreation and Community Activities Department, P.O. box 810, Seaside, CA 93955.

Name of insurance agent \_\_\_\_\_ Agent's Name \_\_\_\_\_  
Business Phone \_\_\_\_\_ Policy Number \_\_\_\_\_

**PERMIT HOLDER** hereby agrees to protect, defend, indemnify and hold and save harmless **CITY**, its officers, and employees against any and all liability, claims, judgements, costs and demands, however caused, including those resulting from death or injury to **PERMIT HOLDER'S** employees and damage to **PERMIT HOLDER'S** property, arising directly or indirectly out of the obligations or operations herein undertaken by **PERMIT HOLDER**, including those arising from the passive concurrent negligence of **CITY** but save and except those which arise out of the active concurrent negligence, sole negligence, or the sole willful misconduct of **CITY** **PERMIT HOLDER** will conduct all defense at its sole cost and expense. **CITY** shall be reimbursed by **PERMIT HOLDER** for all costs or attorney's fees incurred by **CITY** in enforcing this obligation.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Permit Holder

.....  
Administrative Use Only

**Sign Off**

|                                         |                                              |
|-----------------------------------------|----------------------------------------------|
| <input type="checkbox"/> Building _____ | <input type="checkbox"/> Recreation _____    |
| <input type="checkbox"/> Planning _____ | <input type="checkbox"/> Finance _____       |
| <input type="checkbox"/> Police _____   | <input type="checkbox"/> Public Works _____  |
| <input type="checkbox"/> Fire _____     | <input type="checkbox"/> County Health _____ |

**Department Comments**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Special Event application form  
Revised February 18, 2014

## ATTACHMENT A

### Sustainable Seaside Special Event Application: Earth Day Celebration, April 26, 2020

#### **DESCRIPTION OF EVENT-PLEASE ATTACH SITE/ROUTE MAP**

Please provide detailed description of your event. Include details regarding any components of your event such as the use of vehicles, animals, rides, sanitation provisions or any other pertinent information about the event.

#### **Description:**

This is a community celebration of arts, nature and sustainability. This annual event focuses our attention on how we all can live more sustainably in our neighborhoods, in our city, and beyond.

With information tables, demonstrations and speakers, the event will highlight the many ways individuals and organizations in our community are working to become more sustainable. It is both a celebration and an educational event, meant to raise awareness of and foster sustainability locally and towards a healthy planet.

This a non-political event, and we will not be endorsing political candidates, nor will we allow any campaigning by candidates at this event.

The event will feature information tables, musical performances, and speakers. This will require:

- 20 six-foot long folding tables, with a chair at each table
- a small stage, (as was used for the Sustainable Seaside's 2018 Earth Day Event on City Hall Lawn)
- 30 folding chairs in front of the stage for the audience
- Electrical connection between the City Hall building and the event stage for sound equipment

Sustainable Seaside will rent an ADA-compliant portable toilet with handwashing station for the afternoon. This could be placed either in the City Hall Parking Lot in a parking space nearest the lawn.

See the attached map of City Hall Lawn for more details.

## Seaside Earth Day Celebration at Seaside City Hall Lawn Proposed for Sunday, April 26 2 pm to 4 pm - Event Layout



- |                                                                                           |                                                                                                              |                                                                                                                                           |                                                                                                                                           |                                                                                                   |                                                                                                                                        |
|-------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------|
|  Stage |  22 6-foot folding tables |  <b>Chairs -</b><br>1 at each table.<br>30 near stage. |  Portable Toilet<br>(Sustainable Seaside will arrange) |  Recycle Bin |  Food Truck.<br>Sustainable Seaside will arrange. |
|-------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------|



City of Seaside

# FEE WAIVER REQUEST

Name of Applicant: Catherine Crockett Organization: Sustainable

Seaside

Address: 1739 Havana Street Seaside CA 93955  
Street City State Zip

Home Phone: (831) 394-1915 Cell Phone (831) 915-7257 Email Address cm\_crockett@sbcglobal.net

Room(s) Requested: Seaside City Hall Lawn

Day(s) and Date(s) Requested: Sunday, April 26, 2020

Hours Requested (include set-up time): 1pm – 4:30 pm. Event: 2pm - 4pm Estimated Attendance: 120 to 150

Description of Event: 9<sup>th</sup> Annual Seaside Earth Day Celebration

Special Instructions or Equipment to Be Brought In See attached instructions

**Reason for Requesting Fee Waiver:** This is a community celebration to observe Earth Day, an annual event that is celebrated around the world, officially on April 22, to demonstrate support for environmental protection. It is both a celebration and an educational event meant to raise awareness of and foster sustainability in our homes, our city, and beyond, locally and towards a healthy planet. With information tables, demonstrations and speakers, the event will highlight the many ways individuals and organizations in our community are working to become more sustainable.

Have you received a Fee Waiver in the past? Yes ☒ No ☐

If so, what was the date of your event? January 29, 2020 – Candidate Forum in Laguna Grande Hall, Oldemeyer Center

Is your organization based in Seaside? Yes ☒ No ☐

What percentage of your members or participants resides in Seaside? 90%

Are you a registered non-profit organization? Yes ☒ No ☐

What is your organization's non-profit number? 26-1183384 for Communities for Sustainable Monterey County, with which Sustainable Seaside is affiliated.

Is organization able to provide liability insurance? If the City of Seaside co-sponsors, (as confirmed by Gloria Stearns), insurance will be covered, otherwise CSMC will also provide an insurance rider.

Will alcohol be served or sold at your event? Yes ☐ No ☒

Applicant Signature Catherine Casco

Date 1/24/2020

#### FOR OFFICE USE ONLY

Approved: \_\_\_\_\_  
Denied: \_\_\_\_\_  
Appealed: \_\_\_\_\_

Security Required? Yes ☐ No ☐ Notes: \_\_\_\_\_  
Staff Approval: \_\_\_\_\_  
Date: \_\_\_\_\_

## POLICY REGARDING ROOM RENTAL FEES AND WAIVERS

Fees may be waived for activities that benefit the majority of Seaside residents. Any new organizations requesting fee waivers are required to submit a letter of intent and complete the Fee Waiver Request form to the Recreation Services Department. The application will be submitted to the City Manager or his designee for review and approval. In the event that the fee waiver request is denied by the City Manager, the request can be appealed to the City Council. Applicants must demonstrate that the following criteria are satisfied:

1. At least 60% of the organization's membership must consist of Seaside residents. The organization must provide documentation verifying membership residency.
2. The organization must be a 501(c)(3) non-profit or public benefit organization and provide proof of non-profit status and a current W9 form.
3. The organization must provide an in-kind service/donation to benefit and augment the City of Seaside. A written statement must be submitted with the application outlining specific donations and/or services provided by the organization to the City of Seaside.
4. Faith based organizations may apply for fee waivers as long as the fee waiver is not directly involved to support inherently religious activities such as worship or religious instruction. Organizations must also serve all eligible beneficiaries without regard to religion.

## FEE WAIVERS FOR MEETING ROOMS

1. Meetings are limited to four hours.
2. All organizations receiving fee waivers must give seven days notice of cancellation. If no notice is given of cancellation, the City reserves the right to deny further fee waiver requests.
3. Due to limited space, organizations may not request fee waivers for any more than one meeting room use per year; fee waivers are not intended to provide for ongoing weekly or monthly meeting use.

## AUDITORIUM RENTAL FEE WAIVER

Organizations requesting the use of the Auditorium must:

1. Pay the non-refundable portion of the deposit per event.
2. An organization requesting use of the auditorium for a special event or meeting may receive no more than one fee waiver request within a 90-day period.
3. Provide special event liability insurance. The following is required:

- a. Provide an "Occurrence Made" liability insurance policy, naming the city as additionally insured, with limits of \$1 million per occurrence and \$2 million aggregate. A copy of that policy must be provided to the Recreation Services Department.

OR

- b. Purchase Special Event Liability insurance through the Recreation Services Department at the time of fee waiver request. This insurance covers not only the city, but also those renting the facility.
4. Fundraising activities of any nature do not qualify for fee waivers.
5. Special events may be required to provide security at renter's expense. A photocopy of the contract must be on file with the Recreation Services Department. The number of security guards required is determined by the nature of the event and the numbers in attendance.

**\*A City-sanctioned organization is defined as "any community based group or organization that in cooperation with the Recreation Services Department, provides an entertainment, recreation and/educational service benefiting the citizens of Seaside."**

**\*\*All deposits are placed in the maintenance and janitorial fund designated for the upkeep and repair of the Oldemeyer Center.**

## ATTACHMENT – INSTRUCTIONS

### Sustainable Seaside Special Event Application: Earth Day Celebration, April 26, 2020

#### **DESCRIPTION OF EVENT-PLEASE ATTACH SITE/ROUTE MAP**

Please provide detailed description of your event. Include details regarding any components of your event such as the use of vehicles, animals, rides, sanitation provisions or any other pertinent information about the event.

#### **Description:**

This is a community celebration of arts, nature and sustainability. This annual event focuses our attention on how we all can live more sustainably in our neighborhoods, in our city, and beyond.

With information tables, demonstrations and speakers, the event will highlight the many ways individuals and organizations in our community are working to become more sustainable. It is both a celebration and an educational event, meant to raise awareness of and foster sustainability locally and towards a healthy planet.

This a non-political event, and we will not be endorsing political candidates, nor will we allow any campaigning at this event.

The event will feature information tables, musical performances, and speakers. This will require:

- 22 six-foot long folding tables, with a chair at each table
- a small stage, (as was used for the 2019 Earth Day event on City Hall Lawn)
- 30 folding chairs in front of the stage for the audience
- Electrical connection between the City Hall building and the event stage

Sustainable Seaside will rent an ADA-compliant portable toilet with handwashing station for the afternoon. This will be placed on the parking lot in a parking slot nearest the City Hall Lawn.

See the attached map of City Hall Lawn for more details.

# Monterey Bay Air Resources District EV Test Drive

**Sunday, April 26<sup>th</sup>, 2020 1PM-4PM**  
**Seaside Earth Day 2020 – Seaside City Hall 440**  
**Harcourt Ave. Seaside CA 93955**

## Event Detail

**Event Coord:** Steve McShane (831) 970-4141 [steve@mcshaneslandscape.com](mailto:steve@mcshaneslandscape.com)

**Other:**

Piet Canin, Ecology Action (831) 227-8987 [pcanin@ecoa](mailto:pcanin@ecoa)

Carl Sedoryk, MST (831) 264-5001 [csedoryk@mst.org](mailto:csedoryk@mst.org)

Catherine Crockett, Sustainable Seaside (831) 915-7257 [cm\\_crockett@sbcglobal.net](mailto:cm_crockett@sbcglobal.net)

## BACKGROUND

The transportation sector remains the single greatest source of global warming and climate change. This event seeks to introduce the public to electric vehicles and break down any barriers to ownership.

## EV TEST DRIVE PROPOSAL: Earth Day Seaside 2020 1PM – 4PM

This event will provide an electric vehicle test drive sponsored by the Monterey Bay Air Resources District in the parking lot adjacent to the Earth Day Seaside Event. Supporting non-profits will be invited to perform outreach as part of the Earth Day event from 2 – 4PM. The Monterey Bay Air Resources District will coordinate a small panel of EV Owners to share their experiences as part of the program for the Earth Day event. The EV Test Drive will be coordinated for the Monterey Bay Air Resources District by Ecology Action. Ecology Action will provide a certificate of insurance to the City of Seaside. The vehicles are provided by local dealerships and drivers will sign waivers. Monterey – Salinas Transit will be invited to display their electric bus adjacent to the EV Test Drive and will have a small outreach area / tent.

### Itinerary:

11:30AM – Begin Set Up  
12:30PM – EV Cars in place  
1:00PM – EV Test Drives Start  
2:00PM – Earth Day Seaside begins  
3:00PM – EV Driver Panel  
3:45PM – Last driver signed up  
4:00PM – EV Test Drive Close  
4:30PM – All cleaned up / No trace left behind

## BUDGET & OTHER DETAILS

### Expense / Sponsorship:

The Monterey Bay Air Resources District will cover the cost of the EV Test Drive. Organizers will contribute to the Earth Day Seaside event with raffle donations. The EV Test Drive will help to promote Earth Day Seaside and ultimately drive traffic to the shared success / message to the public.



**CITY OF SEASIDE  
STAFF REPORT**

**Item No.: 8.E.**

**TO:** City Council

**FROM:** Craig Malin, City Manager

**BY:** Craig Malin, City Manager  
Abdul Pridgen, Police Chief

**DATE:** February 20, 2020

**SUBJECT: APPROVE CITY RESPONSE TO GRAND JURY REPORT ON RAPE  
KIT PROCESSING**

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**PURPOSE & RECOMMENDATION**

Authorize submittal of letter.

**BACKGROUND**

The Monterey County Grand Jury issued findings and recommendations relative to rape kit processing by local jurisdictions. The Police Department's responses to the findings and recommendations are contained within the attached draft letter.

**FISCAL IMPACT**

All fiscal impacts are included in the current adopted budget.

**ATTACHMENTS**

1. Response to Civil Grand Jury Report on Rape Kits
-

Reviewed for Submission to the  
City Council by:



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Craig Malin, City Manager



## SEASIDE CITY COUNCIL

440 Harcourt Avenue  
Seaside, CA 93955  
[www.ci.seaside.ca.us](http://www.ci.seaside.ca.us)

Telephone 831-899-6707  
Fax 831-718-8594

The Honorable Lydia M. Villarreal  
Presiding Judge of the Superior Court of California  
County of Monterey  
240 Church Street  
Salinas, CA 93901

February 20, 2020

**Re: 2018-2019 Monterey County Civil Grand Jury Final Report – “Rape Kit Processing in Monterey County”**

Dear Judge Villarreal,

This letter is written in response to the Monterey Civil Grand Jury Final Report - “Rape Kit Processing in Monterey County.” As per the report dated June 24, 2019, this letter shall serve as the response to that report pursuant to Penal Code section 933 and 933.05. The responses contained in this correspondence were approved by the City of Seaside City Council at their regular meeting on...

Before responding to the specific findings and recommendations contained in the report, I would like to assure you that the City of Seaside is committed to ensuring the Seaside Police Department (SSPD) provides professional law enforcement services in a contemporary manner. The SSPD recognizes the importance of employing well-trained sexual assault investigators to thoroughly investigate every sexual assault report. Each month, the SSPD visits with regional law enforcement agencies, and the Monterey County District Attorney’s Office, to discuss myriad issues, including the coordination of sexual assault cases.

Our comments follow in the order that they were presented in the report. The actual report language is displayed in **bold** type for readability.

### **FINDINGS**

**Finding 1 – LEAs in Monterey County lacked awareness and provided unclear and inconsistent information as to whether there are any backlogged rape kits.**

The SSPD meticulously tracks and is fully aware of the status of sexual assault rape kits that have been collected in connection with investigations led by the SSPD.

**Finding 2 – The lack of a centralized place to post information has resulted in a lack of consistency in the way that LEAs manage and track sexual assaults.**

The SSPD participates in a monthly meeting with other law enforcement agencies, and the District Attorney’s Office, to coordinate sexual assault investigations. The SSPD is part of the

Sexual Assault Response Team (SART), which works with Sexual Assault Nurse Examiners (SANE) during the investigation. DNA evidence obtained is submitted to the Rapid DNA Service (RADS). Additionally, the SSPD reports the status of sexual assault forensic evidence through the Sexual Assault Forensic Evidence Tracking (SAFE-T) to the California Department of Justice, as is required by PC 680.4.

**Finding 3 – At the beginning of this investigation, not all the LEAs were prepared to report the Rape Kit status information to the CDOJ as required by PC 680.4.**

The SSPD has reported the Rape Kit status information to the CDOJ as required by PC 680.4.

**Finding 4 – There is advanced training available for sexual assault investigators, but LEAs are instead relying upon senior investigators to provide “on the job training to other investigators within their respective departments.”**

The SSPD sends all detectives to a Sexual Assault Investigator Course when assigned to the SSPD Investigations Division. The three detectives assigned to the SSPD Investigations Division have all completed the California Commission on Peace Officer Standards and Training (POST) Police, Institute of Criminal Investigation (ICI) Sexual Assault Investigator Course.

**Finding 5 – Training for advanced skills in the forensics of sexual assault investigations is not prioritized in the budgeting process.**

The City of Seaside and SSPD place a significant emphasis on professional development and specialized training, as reflected in our budget (\$117,950). We ensure our detectives have the most relevant training available and our budget supports it.

**Finding 6 – Some LEAs rely on cross-training less experienced patrol officers to supplement understaffed investigative teams rather than prioritizing the strategic increase of well-trained investigators.**

The SSPD prioritizes sexual assault investigation training for our detectives. Moreover, the SSPD has officers that were previously assigned as detectives and attended the sexual assault investigation training who are currently assigned to patrol.

**Finding 7 – All jurisdictions can expedite the investigations of rape crimes through access to the RADS processing to facilitate timely resolution of rape cases.**

The SSPD has access to and utilizes the RADS processing system.

**Finding 8 – Most LEAs in Monterey County have implemented DNA testing protocols established by the CDOJ which have reduced the likelihood of unprocessed DNA evidence.**

The SSPD has implemented DNA testing protocols that are in compliance with CDOJ.

**Finding 9 – There is no centralized authority coordinating all LEAs in Monterey County regarding collection, processing and reporting of sexual assaults.**

The SSPD complies with all state mandates and employs contemporary best practices to investigate sexual assaults. The SSPD attends monthly meetings with other Monterey County Sexual Assault Investigators, including the District Attorney, to share information and coordinate any investigations which might involve other jurisdictions.

**RECOMMENDATIONS**

**Recommendation 2 – By January 15, 2020, the governing bodies of all Monterey County LEAs should assign a representative to participate in the DA – led centralized reporting initiative.**

As aforementioned above, the SSPD participates in a monthly meeting with the District Attorney's office regarding sexual assaults. The SSPD will continue to participate with the District Attorney's Office, and other law enforcement entities, to ensure crimes are properly investigated and coordinated.

**Recommendation 3 – By July 1, 2019, every Monterey County LEA should report to the CDOJ the required data outlined in PC 680.4.**

The SSPD reported by July 1, 2019, and will continue to report the required data to the CDOJ outlined in PC 680.4.

**Recommendation 4 – By July 1, 2019, and annually thereafter, every Monterey County LEA should report to their governing body and the public the required data outlined in PC 680.4.**

The SSPD will work with the Seaside City Attorney to determine what can publicly be reported and will annually report items related to PC 680.4 on the SSPD webpage.

**Recommendation 5 – By July 15, 2020, every Monterey County LEA should develop a funding source, such as grants, for additional expertise training and recertification within the Sexual Assault and Forensic Division.**

The SSPD consistently searches for grant opportunities and leverages any successful grant awards with the SSPD operating budget.

**Recommendation 6 – By fiscal year 2020-2021, every Monterey County LEA should add or dedicate certified staff for Sexual Assault Investigations and include that increased cost in their budgets.**

As was previously described, all SSPD detectives are California POST trained in sexual assault investigations. All of the SSPD detectives are assigned sexual assault investigations.

We hope that this information addresses the Grand Jury's findings and recommendations. Please contact SSPD Chief Abdul D. Pridgen if you have any questions or require additional information.

Respectfully,

Ian Oglesby

Mayor



**CITY OF SEASIDE  
STAFF REPORT**

**Item No.: 9.A.**

**TO:** City Council

**FROM:** Craig Malin, City Manager

**BY:** Abdul Pridgen, Police Chief  
Sheri Damon, City Attorney  
Roberta Greathouse, Human Resources Director/Risk Manager  
Lesley Milton, Assistant City Manager

**DATE:** February 20, 2020

**SUBJECT: ADOPTION OF AN ORDINANCE AMENDING SEASIDE  
MUNICIPAL CODE 6.04.170 POTENTIALLY DANGEROUS AND  
VICIOUS DOGS (SECOND READING - ROLL CALL VOTE)**

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**PURPOSE & RECOMMENDATION**

Adopt the second reading of the draft ordinance.

**BACKGROUND**

A series of tragic events lead to a review of the existing Section 6.04.170 and staff is recommending its update to model new provisions in state law related to dangerous and vicious dogs. Seaside has had animal control policies since 1978 with updates to the vicious dog section in 1992 and 2017.

In order to comply changes in state law and to further enhance and clarify the City's existing vicious dog ordinance, the City Council will be asked to delete the existing section 6.04.170 and replace it with the attached draft Ordinance. The new section 6.04.170 is consistent with new state laws and will add further definition and protections for both human and dogs alike. The new rules make it illegal to keep or maintain a judicially declared "Vicious Dog" within the Seaside jurisdictional boundaries. It further requires that a judicially declared or stipulated "Potentially Dangerous Dog" may be kept subject to increased licensing fees and protectionary

measures. It is worth noting that Seaside Municipal Code section 9.08.060 creates a leash law that requires ALL DOGS be kept on a six-foot (6') leash when in any publicly owned area of the City, except in the areas designated for off-leash (i.e. the dog park).

It is noteworthy that the City has existing rules relating to dogs and animals in public places. Chapter 9.08.060 requires among other things:

- 1) that all dogs in public places to be on-leash and supervised, unless in a designated dog park; and
- 2) Dogs are prohibited on City athletic fields or in designated skate park facilities; and
- 3) Dogs may not be left unattended or tied to any object; and
- 4) Dog owners or custodians are required to pick up their dog's droppings.

Key provisions of the proposed ordinance changes to section 6.04.170:

1. Definitions. New definitions for a Potentially Dangerous Dog and Vicious Dog.
2. Procedures: Outlines procedures for judicial determinations (or Agreements by owners) in designating a "Potentially Dangerous" or "Vicious Dog" and considerations in making such determinations as well as procedures to remove a "Potentially Dangerous Dog" designation.
3. Requirements to keep a "Potentially Dangerous Dog" in City limits:
  - a. Increased annual license fees and reporting;
  - b. Dog must be spayed or neutered and vaccinated;
  - c. Owner must post the property where a "Potentially Dangerous Dog" is kept and provide child-proof containment/fencing for said dog;
  - d. Any "Potentially Dangerous Dog" being walked in public must be on a special leash and muzzled; and
  - e. Canine liability insurance must be provided.
4. Prohibition on keeping, harboring or maintaining a Vicious Dog.
5. Fines, fees and Charges. A violation for a "Potentially Dangerous Dog" is \$500 and for a "Vicious Dog" is \$1000.

The adoption of this new section does not change state law pertaining dog owners liability for their dog's actions.

## **ENVIRONMENTAL ASSESSMENT**

The proposed code amendment is not considered a "project" under the California Environmental Quality Act (CEQA) because the proposal is not an activity that has the potential for a direct physical change or reasonably foreseeable indirect physical change in the environment. Moreover, if the code amendment were to qualify as a "project" subject to CEQA, it would be exempt from further environmental review in

accordance with CEQA Guidelines section 15061(b)(3) because the project involves the adoption of regulations regulating dogs and does not directly or indirectly authorize or approve any actual physical changes in the environment.

### **FISCAL IMPACT**

There is no fiscal impact to the general fund for this action other than to codify the changes into the Municipal Code.

### **ATTACHMENTS**

1. Draft Ordinance Vicious Dogs final
- 

Reviewed for Submission to the  
City Council by:



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Craig Malin, City Manager

**ORDINANCE NO. XXXX**  
**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SEASIDE**

**AMENDING SEASIDE MUNICIPAL CODE CHAPTER 6.04.170 POTENTIALLY  
DANGEROUS AND VICIOUS DOGS**

**WHEREAS,** A series of recent tragic events have lead to a review of the existing Section 6.04.170 and staff is recommending its update to model new provisions in state law related to dangerous and vicious dogs; and

**WHEREAS,** Seaside has had animal control policies since 1978 with updates to the vicious dog section in 1992 and 2017; and

**WHEREAS,** The proposed changes to 6.04.170 make it illegal to keep or maintain a judicially declared "Vicious Dog" within the Seaside jurisdictional boundaries; and

**WHEREAS** additionally the modifications creates a leash law that requires ALL DOGS be kept on a six-foot (6') leash when in any publicly owned area of the City, except in the areas designated for off-leash (i.e. the dog park).  
; and

**WHEREAS,** The adoption of this new section does not change state law pertaining dog owners liability for their dog's actions.

**NOW, THEREFORE THE CITY COUNCIL OF THE CITY OF SEASIDE  
ORDAINED AS FOLLOWS:**

**SECTION 1: REVISIONS TO CHAPTER 17**

**A. Definitions**

1. "Potentially Dangerous dog" is any dog which, when unprovoked,
  - (a) On two separate occasions within the prior 36-month period, engages in any behavior that requires a defensive action by any person to prevent bodily injury when the person and the dog are off the property of the owner or keeper of the dog.
  - (b) Bites a person causing a less severe injury than as defined in California Food and Agriculture [Section 31604](#).
  - (c) On two separate occasions within the prior 36-month period, has killed, seriously bitten, inflicted injury, or otherwise caused injury attacking a domestic animal off the property of the owner or keeper of the dog.
2. "Vicious dog" is any dog that,

(a) When unprovoked, in an aggressive manner, inflicts severe injury on or kills a human being;

(b) Was previously determined to be and currently listed as a potentially dangerous dog, that, after its owner or keeper has been notified of this determination, continues the behavior described in Section 6.04.170A.

(c) When the owner of a Potentially Dangerous Dog fails to meet the conditions outlined in Section 6.04.170C.

3. "Severe Injury" means any physical injury to a human being that results in muscle tears or disfiguring lacerations or requires multiple sutures or corrective or cosmetic surgery.

4. "Impounded" means taken into custody by the Police Department.

5. "Enclosure" means a fence or structure suitable to prevent the entry of young children, and which is suitable to confine a vicious dog in conjunction with other measures which may be taken by the owner or keeper of the dog. The enclosure shall be designed in order to prevent the animal from escaping and the animal shall be housed pursuant to Section 597t of the Penal Code.

6. "Direct Neighbors" means the Properties within a three hundred foot (300') radius of the location where a Potentially Dangerous Dog is kept.

#### **B. Process to Determine Dog to be Potentially Dangerous or Vicious.**

1. If an animal control officer or a law enforcement officer has investigated and determined there exists probable cause to believe that a dog is potentially dangerous or vicious, law enforcement shall notify the Owner of the dog, who may agree that a dog is Potentially Dangerous or Vicious. Stipulation to owning a Potentially Dangerous Dog will subject the owner to meeting the conditions outlined in Section 6.04.172 within five (5) business days. Stipulation to owning a Vicious Dog will require the Owner to relinquish or relocate the Vicious Dog in accordance with Section 6.04.173. In the absence of any agreement as to the Potential Dangerousness or Viciousness of a dog, the City shall follow the Judicial Determination processes set forth in California Food and Agriculture sections 31621 through 31626, as such sections may be amended from time to time.

2. No dog may be declared a Potentially Dangerous or Vicious dog if:

(a) Any injury or damage is sustained by a person who, at the time the injury or damage was sustained, was committing a willful trespass or other tort upon premises occupied by the owner or keeper of the dog; or

(b) Any injury or damage is sustained by a person or domestic animal which was teasing, tormenting, abusing, or assaulting the dog; or

(c) Any injury or damage is sustained by a person who was committing or attempting to commit a crime; or

(d) The dog was protecting or defending a person within the immediate vicinity of the dog from an unjustified attack or assault; or

(e) An injury or damage was sustained by a domestic animal which at the time the injury or damage was sustained resulted from the teasing, tormenting, abusing, or assaulting the dog; or

(f) The injury or damage to a domestic animal was sustained while the dog was working as a hunting dog, herding dog, or predator control dog on the property of, or under the control of, its owner or keeper, and the damage or injury was to a species or type of domestic animal appropriate to the work of the dog.

## **2. Conditions by Which a Potentially Dangerous Dog May be Kept**

1. The City shall maintain a list of dogs determined to be "Potentially Dangerous."
2. All Potentially Dangerous dogs shall be properly licensed, vaccinated and spayed or neutered. All licenses for a Potentially Dangerous Dog shall include the Potentially Dangerous designation in the registration records of the dog, either after the owner or keeper of the dog has agreed to the designation or the court or hearing entity has determined the designation applies to the dog. The licensing process shall require an Owner to provide proof of compliance, by declaration or otherwise, with all conditions required to keep a Potentially Dangerous Dog. A Potentially Dangerous dog fee shall be required in addition to the regular licensing fee to provide for the increased costs of maintaining the records of the dog.
3. The owner of the Potentially Dangerous dog must post their property with a Beware of Dog sign and the City will notify Direct Neighbors of the presence and designation by written notice, to the Property Owner and inhabitant.
4. A Potentially Dangerous dog, while on the owner's property, shall, at all times, be kept indoors, or in an Enclosure, as defined herein, suitable to prevent entry of young children.
5. A Potentially Dangerous dog may be off the owner's premises only if it is restrained by a substantial leash, of appropriate length but no more than six feet, and muzzled in a manner that its teeth cannot touch anything outside the muzzle and if it is under the control of a responsible adult.
6. If not already microchipped, prior to the return of the dog, an identification microchip must be implanted at cost to the owner. If the dog already has an existing microchip, the identification code must be submitted to the police department at time of licensing.
7. If not already spayed or neutered, the dog must be spayed or neutered at cost to the owner. Proof of spaying or neutering must be submitted to the police department at time of licensing the dog.
8. The owner of the dog shall be required to maintain canine general liability insurance or provide other proof of financial responsibility covering property

damage and bodily injury caused by the dog, with a combined single limit of \$100,000.00 and will be required to show proof of such insurance.

9. If the dog in question dies, or is sold, transferred, or permanently removed from the city where the owner or keeper resides, the owner of a Potentially Dangerous Dog shall notify the Seaside Police Department licensing of the changed condition and new location of the dog in writing within two working days. If the new owner lives in the City of Seaside, they must comply with all of the above or surrender the dog.

#### **D. Removal of Potentially Dangerous Dog Designation**

1. If there are no additional instances of the behavior described in Section 6.04.170.A.1 within a 36-month period from the date of designation as a potentially dangerous dog, the dog shall be removed from the list of potentially dangerous dogs.
2. The dog may, but is not required to be, removed from the list of potentially dangerous dogs prior to the expiration of the 36-month period if the owner or keeper of the dog demonstrates to the Police Department that changes in circumstances or measures taken by the owner or keeper, such as training of the dog, have mitigated the risk to the public safety.

#### **E. Vicious Dogs**

1. It is unlawful to keep, harbor, or maintain a Vicious Dog in the City of Seaside.
2. Vicious Dogs may be impounded, or may be ordered humanely destroyed, as determined by a Court of competent jurisdiction in accordance with Section 6.04.170B herein above.
3. Any animal control officer or peace officer of the city may, pursuant to lawful authority, enter upon private premises in order to seize any vicious dog. Any Vicious Dog, whether running at large or not, which cannot safely be taken up and impounded, may be killed by a peace officer.
4. No dog impounded under the provisions of this section shall be destroyed or otherwise disposed of until and after written notice is given by the city to the owner of such dog, if known, or to the person having charge, care, control, or custody over such dog, as provided in this section. Such notice shall contain a description of the dog impounded, including the sex and breed thereof and the date the dog was impounded, and the circumstances of such impoundment. The notice required by this section may be served in the manner provided for the serving of notice set out in SMC [6.04.130](#).
5. The keeping, harboring or maintaining of any vicious dog is declared to be contrary to the public health, welfare and safety, and to be a public nuisance. In addition to the foregoing methods of abatement of such nuisance, the same may be abated by appropriate proceedings in any court of competent jurisdiction.

6. Any animal destroyed pursuant to this section shall immediately be taken, by the officer, to a licensed veterinarian or to the Monterey County S.P.C.A. for a rabies determination pursuant to state law.

#### **F. Fines, Fees and Charges**

Any Owner of a dog impounded under the provisions of this Section will be required to pay such impound fees and other charges associated with compliance of the provisions of this Section 6.04.170. Any violation of this ordinance involving a potentially dangerous dog or Vicious dog shall be punished by a fine not to exceed five hundred dollars (\$500). Any violation of this ordinance involving a Vicious dog shall be punished by a fine of one thousand dollars (\$1,000).

### **SECTION 2. REPEAL & SEVERABILITY**

The City Council declares that, should any provision, section, paragraph, sentence, or word of this ordinance be rendered or declared invalid by any final court action in a court of competent jurisdiction or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences, or words of this ordinance are hereby adopted shall remain in full force and effect.

### **SECTION 3. EFFECT**

This ordinance takes effect 30 days following the date of its passage.

**INTRODUCED** at a regular meeting of the City Council of the City of Seaside held on the 6th day of February 2020 and passed to print.

**PASSED AND ADOPTED** at a regular meeting of the City Council of the City of Seaside duly held on the \_\_\_\_ day of \_\_\_\_\_ 2020 by the following vote:

|          |                  |
|----------|------------------|
| AYES:    | COUNCIL MEMBERS: |
| NOES:    | COUNCIL MEMBERS: |
| ABSENT:  | COUNCIL MEMBERS: |
| ABSTAIN: | COUNCIL MEMBERS: |

Attest:

---

Ian N. Oglesby, Mayor

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Lesley Milton, City Clerk



**CITY OF SEASIDE  
STAFF REPORT**

**Item No.: 9.B.**

**TO:** City Council

**FROM:** Craig Malin, City Manager

**BY:** Lesley Milton, Assistant City Manager

**DATE:** February 20, 2020

**SUBJECT: ADOPTION OF AN ORDINANCE MODIFYING ELECTION SIGN  
CODE REGULATIONS AND MODIFYING THE FEE SCHEDULE AS  
APPROPRIATE (SECOND READING - ROLL CALL VOTE)**

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**PURPOSE & RECOMMENDATION**

Adopt the second reading of the draft ordinance modifying election sign code regulations and modifying the fee schedule as appropriate.

**BACKGROUND**

Laws governing the placement of political signs vary from state to state and community to community. Even on the Monterey Peninsula, every jurisdiction has different laws about where political signs can be placed, how large they can be, when they can be erected, when taken down.

Over the last several years, violations of the sign regulations has increased exponentially with each election.

The City has the authority to remove non-compliant signs placed in public rights-of-way, detracting our limited public works staff from other city needs. The City is not allowed to remove signs off of private property so due process must be followed. As currently structured the existing sign ordinance requires a 10 day cure period, verification of non-compliance and then a citation. It can take up to 30 days to obtain compliance with

regulations. The citation is only \$100, which does not deter violations.

The sole purpose of this item is to modify the code to encourage compliance with the existing regulations of the political sign ordinance.

## ENFORCEMENT

As discussed during the February 5, 2020 City Council Meeting, direction was provided to provide 24 hours notice of any violation to allow for remedy. Understanding that there is an acknowledgement form that is signed by all candidates with the understanding of the rules, and for operational efficiency, staff is recommending that the following elements be incorporated into the enforcement process:

- It will be the responsibility of any candidate to provide any volunteer given signs for placement a copy of the rules. The City will generate an easy to understand flyer to provide to volunteers which explain the sign rules. It will be included with each candidate packet.
- Signs placed in the public rights of way will be removed, immediately by City Staff, per our existing policy.
- 24 hour notice will be given for signs that exceed the total allowable square footage on a parcel.
- No cure period will be required to be given for violations of signs erected prior to 60 days prior to an election.
- No cure period will be given for failing to remove signs within the 10 days after the election. It is the responsibility of the candidate to remove all signs.

It is recommended that the existing sign regulations be modified to amend SMC 17.40.040 Exemptions from Sign Permit Requirements with the following changes listed below in red:

### 17.40.040 Exemptions from Sign Permit Requirements

**...D. Temporary signs.** The following temporary signs are allowed without a Sign Permit:

...2. Political signs. Political signs are allowed in compliance with the following requirements:

- a. ~~Two days prior to~~ before the placement of a political sign, the agent/candidate shall ~~post—~~ file with the City Clerk ~~an acknowledgement of the rules related to political signs and~~ a plan for the removal of all signs. ~~placed in commercial and industrial zones and removal of all signs placed by the candidate or the agent in residential zones. In the event that the signs are not removed in~~

~~compliance with the plan for removal, the City shall provide notice and summary abatement. The removal plan shall also apply to signs located at campaign or party headquarters.~~

b. No political sign shall be erected prior to 60 days before the election to which the sign pertains.

c. In commercial and industrial zones, each political sign and the total area of political signs on a parcel shall not exceed 32 square feet in area. The area of a double-faced sign shall be calculated for one face only, unless the two faces are not back-to-back, parallel, and/or are separated by more than 12 inches.

d. In residential zones, political signs on a parcel shall not exceed six square feet in area.

e. No political sign shall be located within a public right-of-way.

f. All political signs shall be removed within 10 days after the election to which the signs pertain.

G. All violations will be subject to the following penalties:

1. Any sign exceeding the allowable square footage of signage on a parcel will incur a penalty of \$300 per sign per day. Signs are placed on a first come, first served basis. If multiple signs are on the parcel, proof must be provided as to the first sign placed.
2. Signs not removed within 10 days after the election shall incur a penalty of \$300 per sign per day.
3. Any signs erected prior to 60 days prior to the election will incur a \$500 fine per sign and will also be prohibited from posting political signs at that same location for 5 days.

H. Enforcement of the above provisions will be as follows:

1. It is the responsibility of the candidate to provide any volunteers given signs for placement a copy of the rules. The City will generate an easy to understand flyer which explains election sign regulations.
2. Signs placed in the public rights of way will be removed, immediately by City Staff.
3. 24 hour notice will be given for signs that exceed the total

allowable square footage on a parcel. If not remediated, the penalty will apply. Each additional day of failure to remove will be fined as an additional occurrence.

4. No cure period is required for violations of signs erected prior to 60 days prior to an election.
5. No cure period is required for failing to remove signs 10 days after the election. It is the responsibility of the candidate to remove all signs. After initial notice, each additional day of failure to remove will be fined as an additional occurrence.

## **ENVIRONMENTAL ASSESSMENT**

The proposed code amendment is not considered a "project" under the California Environmental Quality Act (CEQA) because the proposal is not an activity that has the potential for a direct physical change or reasonably foreseeable indirect physical change in the environment. Moreover, if the code amendment were to qualify as a "project" subject to CEQA, it would be exempt from further environmental review in accordance with CEQA Guidelines section 15061(b)(3) because the project involves the adoption of regulations regulating dogs and does not directly or indirectly authorize or approve any actual physical changes in the environment.

## **FISCAL IMPACT**

There is no additional fiscal impact to the City. These modifications will allow for cost recovery of staff time for violations, and ideally reduce the amount of staff time spent on political sign enforcement to be able to focus on more important city business. These costs will ensure that the total amount of daily staff time that is spent on enforcement efforts is recovered for the tax payers.

## **ATTACHMENTS**

1. Draft Ordinance
- 

Reviewed for Submission to the  
City Council by:



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Craig Malin, City Manager

**ORDINANCE NO. XXXX**  
**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SEASIDE**

**AMENDING SEASIDE MUNICIPAL CODE CHAPTER 17.04.040 (d)(2)**  
**REGARDING POLITICAL SIGNS**

**WHEREAS**, election signs are used to encourage voters toward a particular vote in a scheduled election; and

**WHEREAS**, Seaside values the rights of voters to express their political views through the placement of political signs; and

**WHEREAS**, political signs are an effective way to reach large audiences for an election; and

**WHEREAS**, has established rules for the placement, timing, removal and size of election signs; and

**WHEREAS**, extraordinary amounts of staff time are spent enforcing sign violations with little change in compliance and no mechanism for full cost recovery.

**NOW, THEREFORE THE CITY COUNCIL OF THE CITY OF SEASIDE**  
**ORDAINED AS FOLLOWS:**

**SECTION 1: REVISIONS TO CHAPTER 17**

The following revisions are hereby incorporated into Seaside Municipal Code Chapter 17.40.040 Exemptions from Sign Permit Requirements:

**17.40.040 Exemptions from Sign Permit Requirements**

D. Temporary signs. The following temporary signs are allowed without a Sign Permit:

2. Political signs. Political signs are allowed in compliance with the following requirements:

a. ~~Two days prior to~~ before the placement of a political sign, the agent/candidate shall ~~post—~~ file with the City Clerk ~~an acknowledgement of the rules related to political signs and~~ a plan for

~~the removal of all signs. placed in commercial and industrial zones and removal of all signs placed by the candidate or the agent in residential zones. In the event that the signs are not removed in compliance with the plan for removal, the City shall provide notice and summary abatement. The removal plan shall also apply to signs located at campaign or party headquarters.~~

b. No political sign shall be erected prior to 60 days before the election to which the sign pertains.

c. In commercial and industrial zones, each political sign and the total area of political signs on a parcel shall not exceed 32 square feet in area. The area of a double-faced sign shall be calculated for one face only, unless the two faces are not back-to-back, parallel, and/or are separated by more than 12 inches.

d. In residential zones, political signs on a parcel shall not exceed six square feet in area.

e. No political sign shall be located within a public right-of-way.

f. All political signs shall be removed within 10 days after the election to which the signs pertain.

G. All violations will be subject to the following penalties:

1. Any sign exceeding the allowable square footage of signage on a parcel will incur a penalty of \$300 per sign per day. Signs are placed on a first come, first served basis. If multiple signs are on the parcel, proof must be provided as to the first sign placed.
2. Signs not removed within 10 days after the election shall incur a penalty of \$300 per sign per day.
3. Any signs erected prior to 60 days prior to the election will incur a \$500 fine per sign and will also be prohibited from posting political signs at that same location for 5 days.

H. Enforcement of the above provisions will be as follows:

1. It is the responsibility of the candidate to provide any volunteers given signs for placement a copy of the rules. The City will generate an easy to understand flyer which explains election sign regulations.
2. Signs placed in the public rights of way will be removed, immediately by City Staff.

3. 24 hour notice will be given for signs that exceed the total allowable square footage on a parcel. If not remediated, the penalty will apply. Each additional day of failure to remove will be fined as an additional occurrence.
4. No cure period is required for violations of signs erected prior to 60 days prior to an election.
5. No cure period is required for failing to remove signs 10 days after the election. It is the responsibility of the candidate to remove all signs. After initial notice, each additional day of failure to remove will be fined as an additional occurrence.

## **SECTION 2. REPEAL & SEVERABILITY**

The City Council declares that, should any provision, section, paragraph, sentence, or word of this ordinance be rendered or declared invalid by any final court action in a court of competent jurisdiction or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences, or words of this ordinance are hereby adopted shall remain in full force and effect.

## **SECTION 3. EFFECT**

This ordinance takes effect 30 days following the date of its passage.

**INTRODUCED** at a regular meeting of the City Council of the City of Seaside held on the 6th day of February 2020 and passed to print:

**PASSED AND ADOPTED** at a regular meeting of the City Council of the City of Seaside duly held on the 20th day of February 2020 by the following vote:

|          |                   |
|----------|-------------------|
| AYES:    | COUNCIL MEMBERS:  |
| NOES:    | COUNCIL MEMBERS:  |
| ABSENT:  | COUNCIL MEMBERS.  |
| ABSTAIN: | COUNCIL MEMBERS.● |
| None     |                   |

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Ian N. Oglesby, Mayor

Attest:

Lesley Milton, City Clerk



**CITY OF SEASIDE  
STAFF REPORT**

**Item No.: 10.A.**

**TO:** City Council

**FROM:** Craig Malin, City Manager

**BY:** Kimberly Drabner, Finance Director

**DATE:** February 20, 2020

**SUBJECT: RECEIVE THE 2019-2020 MID-YEAR BUDGET REPORT, ACCEPT AND FILE THE REPORT, PROVIDE DIRECTION TO STAFF AND CONSIDER ADOPTION OF A RESOLUTION APPROVING THE PROPOSED BUDGET ADJUSTMENTS**

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**PURPOSE & RECOMMENDATION**

Receive the FY 2019-2020 Mid-Year Budget Report, accept and file the report, provide direction to staff, and consider adoption of a Resolution approving the proposed budget adjustments.

**BACKGROUND**

The City of Seaside's 2019-2020 Budget was adopted by the City Council on June 27, 2019. The FY2019-2020 Budget was adopted with a surplus of \$585,219.00. The budgeted surplus assumed the closing of the Seaside Resort Development sale in FY2019-2020 which has occurred with the City share of the proceeds to be received in April. The FY2019-2020 Adopted Budget was based on the City's strategic direction of improving community quality of life and achieving fiscal strength.

To best ensure that the City is on track with the currently adopted FY 2019-2020 budget, and to review the City's current revenue situation, the City Council conducts a quarterly budget review. The purpose of the budget review is to present the latest information that we have to enable the Council to make budget adjustments, if needed, or if indicated by changed circumstances and in the best interests of the community.

Due to staffing transitions that created critical shortages in the finance department, the first quarter review was not conducted. This review will encompass all changes through December 31, 2019.

### **GENERAL FUND OVERVIEW**

The General Fund Budget for FY 2019-2020 was balanced at adoption with a surplus of \$585,219.00. The unaudited financial statements for the year ended June 30, 2019 reflect a fund balance increase of \$85,766 bringing the total available unassigned fund balance to \$3,413,168.00. While the City anticipated that expenditures would be in excess of revenues at the FY2018-19 year-end, ongoing vacancies resulted in salary savings and minor delays in project expenditures.

The proposed FY 2019-2020 General Fund mid-year adjustments are:

|                                                |                 |
|------------------------------------------------|-----------------|
| Net Proposed Revenue Increase / (Decrease)     | \$ 741,635.00   |
| Net Proposed Expenditure Increase / (Decrease) | \$ 2,186,039.00 |

The net proposed increases to revenue include an increase to the short-term rental program of \$380,000. These funds are allocated to Neighborhood Improvement and City Affordable Housing. While the increase in revenue results in additional funds for City improvements, the funds do not impact overall general fund activities due to the restrictive nature. Of the amount proposed as an increase to expenditures, \$1,478,101.00 is a transfer to the Stormwater fund from unassigned fund balance. The stormwater fund is currently supported through General Fund transfers. Over the last couple of fiscal years, the total expenditures less miscellaneous revenue received has been transferred to the Stormwater fund to cover operating costs. However, a historical fund deficit exists that necessitates a transfer of General Fund monies to resolve. This results in a net adjustment for current operations of \$707,938.00.

These proposed changes, combined with Resolutions changing the FY 2019-2020 budget that have been brought forward to, and approved by, City Council to date this fiscal year result in the following General Fund estimated totals for the fiscal year:

|                                                 |              |
|-------------------------------------------------|--------------|
| Estimated Total Revenue                         | \$36,646,330 |
| Estimated Total Expenditures                    | \$37,554,354 |
| Estimated Increase / (Decrease) in Fund Balance | \$ (908,024) |

When adjusting for the the one-time funding allocation for Stormwater and the short-term rental revenue that is restrictive in use, the net fiscal year impact is:

|                              |              |
|------------------------------|--------------|
| Estimated Total Revenue      | \$36,266,330 |
| Estimated Total Expenditures | \$36,076,253 |

Estimated Increase / (Decrease) in Fund Balance \$ 190,077

City revenues have continued to be stable. However, it should be noted that while sales and use tax revenues are meeting projections, the amounts are still on track to be below the prior year level. This is due in large part to anomalies in the prior year, however, a slight slowing in growth has been experienced, as well. Cannabis receipts, while not a major revenue source, have continued to be strong and are providing additional funding to the City's general fund. The increase in revenues requested include a \$360,000 increase for the current year. Staff will continue to monitor the major revenue sources and provide additional updates at the end of the third quarter.

The largest increase in expenditures relate to recently approved contracts for the East Seaside charrette project. This one-time use of funding represents a Council commitment that the citizens of Seaside will have a voice in the future of the City. In addition, funding for a transfer to Park Improvements for the Sonoma basketball court have been requested to return the court to playing condition for the community. Additional funds will be invested by the Neighborhood Improvement committee toward this project. Other increases include costs associated with the former Ft. Ord. These costs will be reimbursed by FORA and are, therefore, offset by an increase in revenue. A \$5,000 payment to the Seaside Chamber of Commerce is included, with the Chamber agreeing to post City communications on its television channel. Finally, while there have been recently approved Memorandum of Understanding agreements signed that authorized unbudgeted salary increases, ongoing vacancies should, for the most part, cover the additional costs in the current fiscal year.

Overall, the stable revenues, combined with the sale of the Seaside Resort Development property, have allowed the City to meet operational and one-time needs to promote the welfare of the citizens of Seaside. After the transfer to Stormwater, the City will have an estimated \$2,505,144 in available unassigned fund balance at fiscal year end to meet future needs. In addition, the following reserves were in place as of June 30, 2019:

| <u>Reserve</u>    | <u>Amount at<br/>06/30/2019</u> | <u>Municipal Code<br/>Minimum</u> |
|-------------------|---------------------------------|-----------------------------------|
| Emergency Reserve | \$ 6,240,000                    | \$ 5,411,438                      |
| Special Reserve   | \$ 4,100,000                    | \$ 3,607,625                      |
| Capital Reserve   | \$ 2,000,000                    | \$ 1,803,813                      |
| Total Reserves    | \$12,340,000                    | \$10,822,876                      |

This leaves the City with reserves at 114% of the municipal code minimum. As we finish out FY2019-2020 and head into FY2020-2021, the unassigned fund balance and reserves provide a cushion against expenditure growth that is outpacing revenue

growth. In addition to inflationary increases in the cost of goods and services, demand has driven up project costs on numerous improvement projects. The City will also experience cost increases in the next fiscal year related to salary and benefits, with an additional increase in the unfunded PERS liability of \$376,480. In an effort to provide the Council with more information on which to base current and future year planning, finance staff is currently working with a consultant to provide a five-year budget forecast and budget model. The plan and the associated budget model tool will allow staff to more quickly analyze the impacts of changes in the fiscal needs of the community.

For a complete list of proposed changes, see Exhibit A.

### **OTHER FUNDS**

For a complete list of proposed changes related to the revenues and expenditures of funds other than the General Fund, see Exhibit A Other Funds.

### **FISCAL IMPACT**

If adopted, the adjustments would become part of the budget and funds would be expended within the budget appropriations. This will result in an estimated \$908,024 in expenditures over revenues that will require the use of existing unassigned fund balance.

### **ATTACHMENTS**

1. Draft Resolution Mid-Year Budget Review
2. Exhibit A

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Reviewed for Submission to the  
City Council by:



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Craig Malin, City Manager

**RESOLUTION NO. 20-\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEASIDE**

**RECEIVE THE 2019-2020 MID-YEAR BUDGET REPORT, ACCEPT AND FILE THE REPORT, AND ADOPTION OF THE PROPOSED BUDGET ADJUSTMENTS TO THE CITY OF SEASIDE FY2019-2020 ADOPTED BUDGET**

**WHEREAS**, the City Council of the City of Seaside reviewed and adopted the FY 2018-19 Annual Operating Budget on June 27, 2019; and

**WHEREAS**, the City Council has conducted a mid-year review of the Operating Budget; and

**WHEREAS**, the City Council of the City of Seaside has considered the Mid-Year Review and the Proposed changes to the FY 2019-2020 Annual Budget; and

**WHEREAS**, the City Council is required to approve changes to the FY 2019-2020 Operating Budget by Resolution.

**NOW THEREFORE, BE IT RESOLVED**, that the City Council of the City of Seaside adopts the proposed modifications to the FY 2019-2020 Operating Budget as detailed in Exhibit A attached, as may be modified and incorporated by staff, as authorized.

**PASSED AND ADOPTED** at a regular meeting of the City Council of the City of Seaside held on the 20<sup>th</sup> day of February 2020 by the following vote:

|          |                |
|----------|----------------|
| AYES:    | Board Members: |
| NOES:    | Board Members: |
| ABSENT:  | Board Members: |
| ABSTAIN: | Board Members: |

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Ian N. Oglesby, Mayor

ATTEST:

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Lesley Milton, City Clerk

## EXHIBIT A



**Budget Report**  
**Seaside, CA**  
**Account Summary**

**For Fiscal: 2019-2020 Period Ending: 12/31/2019**

|                           |                      |                                | Original     | Current      | Proposed Amended    |              | Notes                                                              |
|---------------------------|----------------------|--------------------------------|--------------|--------------|---------------------|--------------|--------------------------------------------------------------------|
|                           |                      |                                | Total Budget | Total Budget | Proposed Ajdustment | Budget       |                                                                    |
| GENERAL FUND REVENUE      |                      |                                |              |              |                     |              |                                                                    |
| GENERAL FUND REVENUE      | <u>100-3120</u>      | STR TRANSIENT OCCUPANCY TAX    | -            | -            | 500,000.00          | 500,000.00   | TRENDING ABOVE ESTIMATES; ALLOCATES TO PROGRAMS                    |
| GENERAL FUND REVENUE      | <u>100-3129</u>      | TOT - SHORT-TERM RENTALS       | 120,000.00   | 120,000.00   | (120,000.00)        | -            | ACCOUNT CORRECTION; SEE 100-3120                                   |
| GENERAL FUND REVENUE      | <u>100-3130</u>      | MARIJUANA RECEIPTS TAX         | 520,000.00   | 520,000.00   | 360,000.00          | 880,000.00   | TRENDING ABOVE ESTIMATES                                           |
| GENERAL FUND REVENUE      | <u>100-3504</u>      | POLICE OFFICER TRAINING STDS.  | 15,000.00    | 15,000.00    | 25,000.00           | 40,000.00    | TRENDING ABOVE ESTIMATES                                           |
| GENERAL FUND REVENUE      | <u>100-3541</u>      | GRANT REVENUE                  | 288,350.00   | 288,350.00   | 8,500.00            | 296,850.00   |                                                                    |
| GENERAL FUND REVENUE      | <u>100-3563</u>      | OTHER REVENUES-REIMBURSEMENTS  | -            | -            | 110,000.00          | 110,000.00   |                                                                    |
| GENERAL FUND REVENUE      | <u>100-3699</u>      | POLICE SERVICE CHARGES         | 44,000.00    | 44,000.00    | 35,000.00           | 79,000.00    | TRENDING ABOVE ESTIMATES                                           |
| GENERAL FUND REVENUE      | <u>100-3709</u>      | SALE OF REAL/PERSONAL PROPERTY | 3,308,508.00 | 3,308,508.00 | (320,615.00)        | 2,987,893.00 | ADDITIONAL PROPERTY TO BE REBUDGETED IN FY21                       |
| GENERAL FUND REVENUE      | <u>100-3767</u>      | REIMBURSEMENT-P.W DEPT         | 7,000.00     | 7,000.00     | 143,750.00          | 150,750.00   | FT. ORD REUSE ATHORITY APPROVED REIMBURSEMENTS                     |
|                           |                      |                                | 4,302,858.00 | 4,302,858.00 | 741,635.00          | 5,044,493.00 |                                                                    |
| GENERAL FUND EXPENDITURES |                      |                                |              |              |                     |              |                                                                    |
| CITY COUNCIL              | <u>100-1010-0020</u> | PART-TIME HOURLY WAGES         | -            | -            | 15,000.00           | 15,000.00    |                                                                    |
| CITY COUNCIL NEIGHBORHOOD | <u>100-1010-4122</u> | DUES & MEMBERSHIP NEIGHBORHOOD | 29,000.00    | 29,000.00    | 5,000.00            | 34,000.00    | INCREASE FOR SEASIDE CHAMBER OF COMMERCE                           |
| IMPR                      | <u>100-1350-7169</u> | IMPROVEMENTS                   | 50,000.00    | 50,000.00    | (27,000.00)         | 23,000.00    | DECREASE BASED ON LOWER THAN ESTIMATED STR REVENUE TO BE ALLOCATED |
| CITY MANAGER ADMIN        | <u>100-2010-0001</u> | SALARIES                       | 305,989.00   | 305,989.00   | (25,000.00)         | 280,989.00   |                                                                    |
| CITY MANAGER ADMIN        | <u>100-2010-0020</u> | PART-TIME HOURLY WAGES         | 2,500.00     | 2,500.00     | 25,000.00           | 27,500.00    |                                                                    |
| CITY CLERK ADMIN          | <u>100-2021-0001</u> | SALARIES                       | 165,281.00   | 165,281.00   | 10,000.00           | 175,281.00   |                                                                    |
| CITY CLERK ADMIN          | <u>100-2021-0041</u> | MEDICAL INSURANCE              | 20,175.00    | 20,175.00    | 2,400.00            | 22,575.00    |                                                                    |
| CITY ATTORNEY             | <u>100-3010-0001</u> | SALARIES                       | 229,500.00   | 229,500.00   | 42,000.00           | 271,500.00   |                                                                    |
| CITY ATTORNEY             | <u>100-3010-0031</u> | PERS PENSION                   | 58,413.00    | 58,413.00    | 6,300.00            | 64,713.00    |                                                                    |
| CITY ATTORNEY             | <u>100-3010-0032</u> | PARS PENSION                   | 4,500.00     | 4,500.00     | 2,300.00            | 6,800.00     |                                                                    |
| CITY ATTORNEY             | <u>100-3010-0092</u> | MEDICARE TAX                   | 3,327.75     | 3,327.75     | 700.00              | 4,027.75     |                                                                    |
| CITY ATTORNEY             | <u>100-3010-4122</u> | DUES & MEMBERSHIP              | 700.00       | 700.00       | 2,500.00            | 3,200.00     |                                                                    |
| FINANCE                   | <u>100-5110-0001</u> | SALARIES                       | 661,165.00   | 661,165.00   | (39,400.00)         | 621,765.00   |                                                                    |
| FINANCE                   | <u>100-5110-0012</u> | VACATION\COMP TIME PAYOFF      | 2,000.00     | 2,000.00     | 15,000.00           | 17,000.00    |                                                                    |
| FINANCE                   | <u>100-5110-0044</u> | RETIREE MEDICAL INSURANCE      | 14,122.84    | 14,122.84    | 8,000.00            | 22,122.84    |                                                                    |

## EXHIBIT A

|                   |                      |                           |              |              |              |              |                                                           |
|-------------------|----------------------|---------------------------|--------------|--------------|--------------|--------------|-----------------------------------------------------------|
| FINANCE           | <u>100-5110-1029</u> | TRAINING & EDUCATION      | 4,000.00     | 4,000.00     | 5,000.00     | 9,000.00     |                                                           |
| FINANCE           | <u>100-5110-1033</u> | FITNESS PROGRAM           | 1,080.00     | 1,080.00     | 800.00       | 1,880.00     |                                                           |
| FINANCE           | <u>100-5110-2053</u> | OUTSIDE PRINTING SERVICE  | 350.00       | 350.00       | 600.00       | 950.00       |                                                           |
| FINANCE           | <u>100-5110-2074</u> | BANK FEES & MISC CHARGES  | 22,500.00    | 22,500.00    | 10,000.00    | 32,500.00    |                                                           |
| POLICE ADMIN      | <u>100-6110-0020</u> | PART-TIME HOURLY WAGES    | 45,000.00    | 45,000.00    | 35,000.00    | 80,000.00    |                                                           |
| POLICE ADMIN      | <u>100-6110-0041</u> | MEDICAL INSURANCE         | 173,023.00   | 173,023.00   | (5,000.00)   | 168,023.00   |                                                           |
| POLICE ADMIN      | <u>100-6110-1026</u> | MEDICAL EXAMS             | 20,000.00    | 20,000.00    | (5,000.00)   | 15,000.00    |                                                           |
| POLICE ADMIN      | <u>100-6110-1030</u> | CONSULTANT                | 7,000.00     | 7,000.00     | 15,000.00    | 22,000.00    |                                                           |
| POLICE ADMIN      | <u>100-6110-2064</u> | PERSONNEL RECRUITMENT     | -            | 9,000.00     | 5,000.00     | 14,000.00    |                                                           |
| POLICE FIELD OPS  | <u>100-6120-0001</u> | SALARIES                  | 4,133,427.00 | 4,133,427.00 | (95,000.00)  | 4,038,427.00 |                                                           |
| POLICE FIELD OPS  | <u>100-6120-0020</u> | PART-TIME HOURLY WAGES    | -            | -            | 40,000.00    | 40,000.00    |                                                           |
| POLICE FIELD OPS  | <u>100-6120-1033</u> | FITNESS PROGRAM           | 2,328.00     | 2,328.00     | 5,000.00     | 7,328.00     |                                                           |
| POLICE FIELD OPS  | <u>100-6120-8128</u> | PD OFFICE SPACE           | -            | -            | 5,000.00     | 5,000.00     |                                                           |
| POLICE SUPPORT    | <u>100-6130-0044</u> | RETIREE MEDICAL INSURANCE | 4,725.00     | 4,725.00     | 7,500.00     | 12,225.00    |                                                           |
| POLICE VEHICLE    |                      |                           |              |              |              |              |                                                           |
| ABATEMENT         | <u>100-6150-1029</u> | TRAINING                  | 1,000.00     | 1,000.00     | 500.00       | 1,500.00     |                                                           |
| POLICE VEHICLE    |                      |                           |              |              |              |              |                                                           |
| ABATEMENT         | <u>100-6150-3095</u> | CONSUMABLES               | 800.00       | 800.00       | (500.00)     | 300.00       |                                                           |
| FIRE ADMIN        | <u>100-6610-0099</u> | TUITION REIMBURSEMENT     | 8,000.00     | 8,000.00     | (1,830.00)   | 6,170.00     |                                                           |
|                   |                      | TEMPORARY CONTRACT        |              |              |              |              |                                                           |
| FIRE ADMIN        | <u>100-6610-2043</u> | SERVICES                  | 22,000.00    | 22,000.00    | 8,500.00     | 30,500.00    | FUNDED BY GRANT REVENUE                                   |
| FIRE ADMIN        | <u>100-6610-4122</u> | DUES & MEMBERSHIP         | 1,800.00     | 1,800.00     | 135.00       | 1,935.00     |                                                           |
| FIRE ADMIN        | <u>100-6610-5132</u> | TELEPHONE                 | -            | -            | 1,600.00     | 1,600.00     |                                                           |
| FIRE ADMIN        | <u>100-6610-8187</u> | DEPARTMENT EQUIPMENT      | -            | -            | 95.00        | 95.00        |                                                           |
| FIRE OPERATIONS   | <u>100-6640-0099</u> | TUITION REIMBURSEMENT     | -            | -            | 1,275.00     | 1,275.00     |                                                           |
| FIRE OPERATIONS   | <u>100-6640-1026</u> | MEDICAL EXAMS             | 20,000.00    | 20,000.00    | (1,275.00)   | 18,725.00    |                                                           |
| FIRE OPERATIONS   | <u>100-6640-9605</u> | INTEREST ON LEASE         | 12,749.00    | 12,749.00    | 14,000.00    | 26,749.00    |                                                           |
| FIRE OPERATIONS   | <u>100-6640-9609</u> | LEASE PRINCIPAL-PNC       | 100,000.00   | 100,000.00   | (14,000.00)  | 86,000.00    |                                                           |
| COMMUNITY         |                      |                           |              |              |              |              |                                                           |
| DEVELOPMENT       | <u>100-7110-0044</u> | RETIREE MEDICAL INSURANCE | 13,860.00    | 13,860.00    | 14,716.00    | 28,576.00    |                                                           |
| BUILDINGS         | <u>100-7210-3092</u> | STATIONARY SUPPLIES       | -            | -            | 250.00       | 250.00       |                                                           |
| BUILDINGS         | <u>100-7210-4122</u> | DUES & MEMBERSHIP         | 900.00       | 900.00       | 100.00       | 1,000.00     |                                                           |
| BUILDINGS         | <u>100-7210-4123</u> | BOOKS & PERIODICALS       | 1,000.00     | 1,000.00     | 500.00       | 1,500.00     |                                                           |
| BUILDINGS         | <u>100-7210-8187</u> | DEPARTMENT EQUIPMENT      | 1,500.00     | 1,500.00     | (850.00)     | 650.00       |                                                           |
|                   |                      |                           |              |              |              |              |                                                           |
| PLANNING & ZONING | <u>100-7310-0001</u> | SALARIES                  | 484,460.00   | 484,460.00   | (67,500.00)  | 416,960.00   |                                                           |
|                   |                      |                           |              |              |              |              |                                                           |
| PLANNING & ZONING | <u>100-7310-0010</u> | MANAGMEMENT LEAVE PAYOFF  | 3,000.00     | 3,000.00     | 1,500.00     | 4,500.00     |                                                           |
|                   |                      |                           |              |              |              |              |                                                           |
| PLANNING & ZONING | <u>100-7310-0012</u> | VACATION\TIME PAYOFF      | 2,500.00     | 2,500.00     | 20,000.00    | 22,500.00    |                                                           |
|                   |                      |                           |              |              |              |              |                                                           |
| PLANNING & ZONING | <u>100-7310-0020</u> | PART-TIME HOURLY WAGES    | 5,000.00     | 5,000.00     | 31,000.00    | 36,000.00    |                                                           |
| ECONOMIC          |                      |                           |              |              |              |              |                                                           |
| DEVELOPMENT       | <u>100-7410-0001</u> | SALARIES                  | 127,500.00   | 127,500.00   | 15,000.00    | 142,500.00   | PERSONNEL ALLOCATION CHANGE                               |
| ECONOMIC          |                      |                           |              |              |              |              |                                                           |
| DEVELOPMENT       | <u>100-7410-1030</u> | CONSULTANT                | 33,000.00    | 33,000.00    | 250,000.00   | 283,000.00   | COUNCIL APPROVED CONTRACTS FOR EAST SEASIDE CHARRETTES    |
| PUBLIC WORKS      |                      |                           |              |              |              |              |                                                           |
| OPERATIONS        | <u>100-8110-9814</u> | PARKS IMPROVEMENTS        | 50,000.00    | 50,000.00    | 60,000.00    | 110,000.00   | TRANSFER TO PARKS FOR SONOMA BASKETBALL COURT             |
| PUBLIC WORKS      |                      | TRANSFER OUT STR-AFF      |              |              |              |              |                                                           |
| OPERATIONS        | <u>100-8110-9992</u> | HOUSING                   | 50,000.00    | 50,000.00    | (27,000.00)  | 23,000.00    |                                                           |
| PUBLIC WORKS      |                      | TRANSFER OUT TO           |              |              |              |              |                                                           |
| OPERATIONS        | <u>100-8110-9998</u> | STORMWATER 271            | 770,466.00   | 770,466.00   | 1,516,101.00 | 2,286,567.00 | HISTORICAL DEFICIT IN FUND BALANCE FOR GF SUPPORTED COSTS |
| PUBLIC WORKS      |                      |                           |              |              |              |              |                                                           |
| OPERATIONS        | <u>100-8110-9999</u> | TRANS OUT TO STREETS 210  | 630,000.00   | 630,000.00   | 70,000.00    | 700,000.00   | INCREASE DUE TO NEW MEASURE X FORMULA                     |

EXHIBIT A

|                     |                      |                                       |                     |                     |                       |                      |                                                |
|---------------------|----------------------|---------------------------------------|---------------------|---------------------|-----------------------|----------------------|------------------------------------------------|
| GOVERNMENT          |                      |                                       |                     |                     |                       |                      |                                                |
| BUILDINGS           | <u>100-8310-2073</u> | SUBCONTRACTED WORK                    | 100,000.00          | 100,000.00          | 143,750.00            | 243,750.00           | FT. ORD RESUSE AUTHORITY APPROVED EXPENDITURES |
| COMMUNITY           |                      |                                       |                     |                     |                       |                      |                                                |
| PROJECTS            | <u>100-8430-3095</u> | DEPARTMENT CONSUMABLES                | 55,000.00           | 55,000.00           | (3,000.00)            | 52,000.00            |                                                |
| COMMUNITY           |                      |                                       |                     |                     |                       |                      |                                                |
| PROJECTS            | <u>100-8430-7168</u> | CHRISTMAS DECORATIONS                 | 2,000.00            | 2,000.00            | 3,000.00              | 5,000.00             |                                                |
| IRRIGATION          | <u>100-8440-3095</u> | DEPARTMENT CONSUMABLES                | 8,000.00            | 8,000.00            | 9,000.00              | 17,000.00            | BUDGET TRANSFER FOR EMERGENCY REPAIR           |
| IRRIGATION          | <u>100-8440-5133</u> | WATER                                 | 160,000.00          | 160,000.00          | (9,000.00)            | 151,000.00           | REDUCTION TO FUND EMERGENCY REPAIR             |
| ENGINEERING         | <u>100-8910-1030</u> | CONSULTANT                            | 25,000.00           | 29,728.00           | 55,272.00             | 85,000.00            | INCREASED ACTIVITY FUNDED BY PLAN CHECK FEES   |
| RECREATION          | <u>100-9100-0001</u> | SALARIES                              | 180,486.00          | 180,486.00          | (7,300.00)            | 173,186.00           |                                                |
| RECREATION          | <u>100-9100-0010</u> | MAMAGMENT LEAVE PAYOFF                | 3,000.00            | 3,000.00            | 1,600.00              | 4,600.00             |                                                |
|                     |                      |                                       |                     |                     |                       |                      |                                                |
| RECREATION          | <u>100-9100-0012</u> | VACATION\COMP TIME PAYOFF             | 2,500.00            | 2,500.00            | 5,700.00              | 8,200.00             |                                                |
|                     |                      |                                       |                     |                     |                       |                      |                                                |
| JANITORIAL SERVICES | <u>100-9105-3093</u> | JANITORIAL SUPPLIES                   | 20,000.00           | 20,000.00           | (15,000.00)           | 5,000.00             |                                                |
|                     |                      |                                       |                     |                     |                       |                      |                                                |
| COMMUNITY CENTER    | <u>100-9200-0020</u> | PART-TIME HOURLY WAGES                | 90,000.00           | 90,000.00           | 20,000.00             | 110,000.00           |                                                |
|                     |                      |                                       |                     |                     |                       |                      |                                                |
| COMMUNITY CENTER    | <u>100-9200-3093</u> | JANITORIAL SUPPLIES                   | -                   | -                   | 20,000.00             | 20,000.00            |                                                |
| YOUTH & EDUCATION   |                      |                                       |                     |                     |                       |                      |                                                |
| CTR                 | <u>100-9310-0002</u> | OVERTIME                              | -                   | -                   | 1,500.00              | 1,500.00             |                                                |
| YOUTH & EDUCATION   |                      |                                       |                     |                     |                       |                      |                                                |
| CTR                 | <u>100-9310-0012</u> | VACATION\COMP TIME PAYOFF             | -                   | -                   | 1,500.00              | 1,500.00             |                                                |
|                     |                      |                                       | <b>8,945,627.59</b> | <b>8,959,355.59</b> | <b>2,186,039.00</b>   | <b>11,145,394.59</b> |                                                |
|                     |                      |                                       |                     |                     |                       |                      |                                                |
|                     |                      | INCREASE IN GENERAL FUND REVENUE      |                     |                     | <b>741,635.00</b>     |                      |                                                |
|                     |                      | INCREASE IN GENERAL FUND EXPENDITURES |                     |                     | <b>2,186,039.00</b>   |                      |                                                |
|                     |                      | NET INCREASE IN EXPENDITURES:         |                     |                     | <b>(1,444,404.00)</b> |                      |                                                |

**OTHER FUNDS**

|                 |                      |                             |              |              |              |              |                                                   |
|-----------------|----------------------|-----------------------------|--------------|--------------|--------------|--------------|---------------------------------------------------|
| CDBG            | <u>200-5410-9822</u> | CUTINO EQUIPMENT            | 60,114.00    | 60,114.00    | (60,114.00)  | -            | PROJECT COMPLETED IN PRIOR YEAR; FUNDS NOT NEEDED |
|                 |                      |                             |              |              |              |              |                                                   |
| STREETS REVENUE | <u>210-3541</u>      | GRANT REVENUE               | -            | -            | 220,000.00   | 220,000.00   | TAMC GRANT REVENUE                                |
|                 |                      | REIMBURSEMENTS PUBLIC       |              |              |              |              |                                                   |
|                 | <u>210-3767</u>      | WORKS                       | -            | -            | 60,000.00    | 60,000.00    | INCREASE OVER ESTIMATE                            |
|                 |                      | TRNF IN FROM GENERAL FUND   |              |              |              |              |                                                   |
|                 | <u>210-3994</u>      | 100                         | 630,000.00   | 630,000.00   | 70,000.00    | 700,000.00   | ADDITIONAL AMOUNT OF MOU DUE TO NEW METHODOLOGY   |
|                 |                      | REVENUE INCREASE:           |              |              | 350,000.00   |              |                                                   |
|                 |                      |                             |              |              |              |              |                                                   |
| STREETS         |                      |                             |              |              |              |              |                                                   |
| EXPENDITURES    | <u>210-8110-1030</u> | CONSULTANT                  | 100,000.00   | 100,000.00   | (75,000.00)  | 25,000.00    |                                                   |
|                 | <u>210-8110-2073</u> | SUBCONTRACTED WORK          | 40,000.00    | 40,000.00    | 66,000.00    | 106,000.00   | FUNDING FOR SIDEWALK REPAIR PROGRAM               |
|                 | <u>210-8110-3095</u> | DEPARTMENT CONSUMABLES      | 55,000.00    | 55,000.00    | (15,000.00)  | 40,000.00    |                                                   |
|                 | <u>210-8210-2083</u> | INTERSECTION PLANNING       | 50,000.00    | 50,000.00    | 220,000.00   | 270,000.00   | INCREASE FUNDED THROUGH TAMC GRANT                |
|                 | <u>210-8210-2095</u> | STREET STRIPING             | 175,000.00   | 175,000.00   | (175,000.00) | -            |                                                   |
|                 | <u>210-8210-9553</u> | MASTER PLAN                 | 350,000.00   | 350,000.00   | (350,000.00) | -            |                                                   |
|                 |                      | FREMONT/TRINITY PEDESTRIAN  |              |              |              |              |                                                   |
|                 | <u>210-8210-9566</u> | IMPROV                      | 50,000.00    | 50,000.00    | (20,000.00)  | 30,000.00    |                                                   |
|                 |                      |                             |              |              |              |              |                                                   |
|                 | <u>210-8210-9575</u> | STREET STRIPING (MEASURE X) | 150,000.00   | 150,000.00   | (150,000.00) | -            |                                                   |
|                 | <u>210-8210-9576</u> | BICYCLE SAFE STORM GRATE    | 125,000.00   | 209,519.00   | (14,407.00)  | 195,112.00   |                                                   |
|                 |                      |                             | 1,725,000.00 | 1,809,519.00 | 186,593.00   | 1,646,112.00 |                                                   |
|                 |                      | EXPENDITURE DECREASE:       |              |              | (326,814.00) |              |                                                   |

EXHIBIT A

|                                        |                      |                                           |           |            |              |              |                                                        |
|----------------------------------------|----------------------|-------------------------------------------|-----------|------------|--------------|--------------|--------------------------------------------------------|
| MEASURE X                              | <u>211-8110-1025</u> | AUDIT                                     | -         | -          | 5,000.00     | 5,000.00     | SUPPORTED BY MEASURE X REVENUES                        |
| MEASURE X CAPITAL PROJECT REVENUE      | <u>212-3999</u>      | TRANSFERS IN                              | -         | -          | 1,300,000.00 | 1,300,000.00 | FUNDED THROUGH MEASURE X TAX AND BOND REVENUES         |
| MEASURE X CAPITAL PROJECT EXPENDITURES | <u>212-8920-9600</u> | CONSTRUCTION IN PROGRESS-RESURFACING      | -         | -          | 996,681.00   | 996,681.00   | FUNDED THROUGH MEASURE X TAX AND BOND REVENUES         |
|                                        | <u>212-8930-9600</u> | CONSTRUCTION IN PROGRESS-SAFE GRATES      | -         | 303,319.00 | 158,681.00   | 462,000.00   | FUNDED THROUGH MEASURE X TAX AND BOND REVENUES         |
|                                        |                      | EXPENDITURE INCREASE:                     |           |            | 1,155,362.00 |              |                                                        |
| FEMA GRANT REVENUE                     | <u>218-3541</u>      | GRANT REVENUE                             | -         | -          | 181,500.00   | 181,500.00   |                                                        |
| FEMA GRANT EXPENDITURES                | <u>218-6670-0002</u> | OVERTIME - CSTI BACKFILL                  | -         | -          | 54,700.00    | 54,700.00    |                                                        |
|                                        | <u>218-6670-0016</u> | DEFERRED COMPENSATION                     | -         | -          | 100.00       | 100.00       |                                                        |
|                                        | <u>218-6670-0031</u> | PERS PENSION                              | -         | -          | 3,500.00     | 3,500.00     |                                                        |
|                                        | <u>218-6670-0041</u> | MEDICAL INSURANCE                         | -         | -          | 1,500.00     | 1,500.00     |                                                        |
|                                        | <u>218-6670-0061</u> | VISION INSURANCE                          | -         | -          | 50.00        | 50.00        |                                                        |
|                                        | <u>218-6670-0092</u> | MEDICARE TAX                              | -         | -          | 150.00       | 150.00       |                                                        |
|                                        | <u>218-6670-1029</u> | TRAINING EXPENSE                          | -         | -          | 80,000.00    | 80,000.00    |                                                        |
|                                        | <u>218-6670-2073</u> | SUBCONTRACTED WORK                        | -         | -          | 21,500.00    | 21,500.00    |                                                        |
|                                        | <u>218-6670-4121</u> | MEETING & TRAVEL                          | -         | -          | 20,000.00    | 20,000.00    |                                                        |
|                                        |                      | EXPENDITURE INCREASE:                     |           |            | 181,500.00   |              | FUNDED BY INCREASE IN GRANT REVENUE                    |
| CA SUPP LAW ENF. FUND REVENUE          | <u>231-3541</u>      | GRANT REVENUE                             | -         | -          | 35,440.00    | 35,440.00    |                                                        |
| CA SUPP LAW ENF. FUND EXPENDITURES     | <u>231-6660-0020</u> | PART-TIME HOURLY WAGES TEMPORARY CONTRACT | -         | -          | 7,680.00     | 7,680.00     |                                                        |
|                                        | <u>231-6660-2043</u> | SERVICES                                  | -         | -          | 14,000.00    | 14,000.00    |                                                        |
|                                        | <u>231-6660-3097</u> | SAFETY EQUIPMENT                          | -         | -          | 13,760.00    | 13,760.00    |                                                        |
|                                        |                      | EXPENDITURE INCREASE:                     |           |            | 35,440.00    |              | FUNDED BY INCREASE IN GRANT REVENUE                    |
| CITY AFFORDABLE HOUSING REVENUE        | <u>246-9999</u>      | TRANSFER IN                               | 50,000.00 | 50,000.00  | (27,000.00)  | 23,000.00    | LOWER THAN ANTICIPATED STR REVENUE ALLOCATED FROM FY19 |
| CITY AFFORDABLE HOUSING EXPENDITURES   | <u>246-2010-0001</u> | SALARIES                                  | 35,046.00 | 35,046.00  | (18,926.00)  | 16,120.00    |                                                        |
|                                        | <u>246-2010-0016</u> | DEFERRED COMPENSATION                     | 883.00    | 883.00     | (480.00)     | 403.00       |                                                        |
|                                        | <u>246-2010-0031</u> | PERS PENSION                              | 2,448.00  | 2,448.00   | (1,130.00)   | 1,318.00     |                                                        |
|                                        | <u>246-2010-0041</u> | MEDICAL INSURANCE                         | 3,838.00  | 3,838.00   | (1,800.00)   | 2,038.00     |                                                        |
|                                        | <u>246-2010-0051</u> | DENTAL INSURANCE                          | 620.00    | 620.00     | (295.00)     | 325.00       |                                                        |
|                                        | <u>246-2010-0061</u> | VISION INSURANCE                          | 60.00     | 60.00      | (27.00)      | 33.00        |                                                        |
|                                        | <u>246-2010-0071</u> | LTD                                       | 174.00    | 174.00     | (80.00)      | 94.00        |                                                        |
|                                        | <u>246-2010-0081</u> | LIFE INSURANCE                            | 55.00     | 55.00      | (25.00)      | 30.00        |                                                        |
|                                        | <u>246-2010-0092</u> | MEDICARE TAX                              | 521.00    | 521.00     | (239.00)     | 282.00       |                                                        |
|                                        | <u>246-2010-4208</u> | PROGRAM COSTS                             | 6,355.00  | 6,355.00   | (3,998.00)   | 2,357.00     |                                                        |

## EXHIBIT A

|                         |                      | EXPENDITURE DECREASE:         |            |            | (27,000.00)     | DECREASED TO MATCH AVAILABLE ALLOCATED REVENUE                                                  |
|-------------------------|----------------------|-------------------------------|------------|------------|-----------------|-------------------------------------------------------------------------------------------------|
| STORMWATER REVENUE      | <u>271-3999</u>      | TRANSFER IN                   | 770,466.00 | 770,466.00 | 1,516,101.00    | 2,286,567.00                                                                                    |
| STORMWATER EXPENDITURES | <u>271-8110-1030</u> | CONSULTANT                    | 30,000.00  | 30,000.00  | (3,000.00)      | 27,000.00                                                                                       |
|                         | <u>271-8110-1044</u> | MRWPCA NPDES FEE              | 100,000.00 | 100,000.00 | (12,000.00)     | 88,000.00                                                                                       |
|                         | <u>271-8110-2073</u> | SUBCONTRACTED WORK            | 30,000.00  | 30,000.00  | 52,000.00       | 82,000.00                                                                                       |
|                         |                      | STORM WATER TRASH             |            |            |                 | EMERGENCY STORMWATER REPAIR WORK                                                                |
|                         | <u>271-8910-8000</u> | AMENDMENT                     | -          | -          | <u>1,000.00</u> | 1,000.00                                                                                        |
|                         |                      | EXPENDITURE INCREASE:         |            |            | 38,000.00       |                                                                                                 |
|                         | <u>342-8910-9570</u> | PARKS IMPROVEMENTS            | -          | -          | 60,000.00       | IMPROVEMENTS TO SONOMA BASKETBALL COURT; FUNDED<br>60,000.00 THROUGH TRANSFER FROM GENERAL FUND |
|                         | <u>401-3720</u>      | MISC REVENUE                  | 1,500.00   | 1,500.00   | 15,000.00       | 16,500.00 HIGHER THAN ANTICIPATED MISCELLANEOUS REVENUE                                         |
|                         | <u>503-4010-3102</u> | COMPUTER<br>SUPPLIES/SOFTWARE | 250,000.00 | 250,000.00 | 50,000.00       | 300,000.00 UNEXPECTED EQUIPMENT COSTS                                                           |



**CITY OF SEASIDE  
STAFF REPORT**

**Item No.: 10.B.**

**TO:** City Council

**BY:** Craig Malin, City Manager

**DATE:** February 20, 2020

**SUBJECT: REVIEW THE ESTABLISHMENT OF A COMMUNITY POLICING  
ADVISORY COMMITTEE**

---

**PURPOSE & RECOMMENDATION**

Discuss options relative to the establishment of a Community Policing Advisory Committee.

**BACKGROUND**

Community policing and citizen engagement is a best practice within local law enforcement. Many departments formalize citizen engagement practices through creation of advisory committees. At the February 20 Council meeting, Chief Pridgen will discuss potential options for formalizing citizen engagement practices with the Council, and proceed as appropriate based on the discussion.

**ATTACHMENTS**

None

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Reviewed for Submission to the  
City Council by:

A handwritten signature in blue ink, appearing to be "Craig Malin", written over a horizontal line.

Craig Malin, City Manager



## **CITY OF SEASIDE STAFF REPORT**

**Item No.: 10.C.**

**TO:** City Council

**BY:** Craig Malin, City Manager

**DATE:** February 20, 2020

**SUBJECT: REVIEW ORDINANCE AND RESOLUTION REGARDING  
PLACEMENT OF ITEMS ON THE COUNCIL AGENDA**

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### **PURPOSE & RECOMMENDATION**

Provide clear direction on agenda setting procedures.

### **BACKGROUND**

In 2017, the City adopted a resolution related to establishing the City Council agenda that is somewhat incongruent with the City Code regulating the same topic. The resolution establishes a two-step process that requires a Council vote on matters to be placed on the agenda, while City Code allows an individual Council member to place any item on the agenda, as late as the Monday preceding the Thursday Council meeting.

As City Code is established in law as an ordinance and resolutions are statements of policy but not law, the Code ultimately trumps the resolution. This can cause confusion and should be clarified.

As few matters are as central to a legislator's influence and impact as what issues get attention at official meetings, the manner in which items are placed on the City Council agenda is a policy matter wholly within the Council's purview. A municipality can have strict regulations, with long lead times and / or clear connections to stated policy or strategic planning goals. A municipality can have more fluid practices, with more rapid response to contemporary issues. Whatever the case, it is fundamentally important to have a clear set of rules and practices.

Based on experience, staff recommends allowing - by ordinance - any item to be placed on the agenda by the Mayor, any two Council members, the City Attorney or the City Manager. As a practical matter, this would allow for almost any item to be placed

on the agenda, as any single Council member need only convince the Mayor, City Attorney, City Manager or one other Council member of the item's importance. If that Council member could not convince one of his / her colleagues to place a matter on the agenda, the practical reality is there could not be a second to a motion to take official action, so the matter would die for lack of a second, anyway.

While workflow in a City of Seaside's size and capacity is an issue to consider, in practice, Council members are generally aware of the City's capacity to conduct research adequate to placing matters before the Council. In instances where the amount of staff work necessary to bring an item before the Council is not available due to workload, it is incumbent on the City Manager to articulate this concern to the satisfaction of the City Council as a whole.

To allow for the circumstance in which an individual elected official desires to place an item on the agenda without convincing the Mayor, City Attorney, City Manager or one other member of the Council to do so, the two-step practice presently established in resolution – if adopted by ordinance – would preserve that right.

## **ATTACHMENTS**

1. Resolution 17-07
  2. Municipal Code 2.02.080
- 

Reviewed for Submission to the  
City Council by:



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Craig Malin, City Manager

**RESOLUTION NO. 17-07**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEASIDE  
ADOPTING A PROCESS TO AGENDIZE COUNCIL MEMBER REQUESTS**

**WHEREAS**, according to Seaside Municipal Code 2.02.080 Agenda. "An agenda shall be prepared for each council meeting in the manner prescribed by resolution"; and

**WHEREAS**, the Seaside Municipal Code 2.02.080 also states "Unless otherwise prohibited by ordinance, any council member may place cause to be placed an item on the agenda for council consideration."; and

**WHEREAS**, to ensure that council member requests are agendized for discussion consistent with Council priorities, the following process shall be utilized:

**NOW, THEREFORE BE IT RESOLVED**, that the City Council of the City of Seaside hereby directs that a section be added to the City Council Agenda titled "Council Member Agenda Requests", and;

**BE IT FURTHER RESOLVED**, that any request made by any City Council Member during "Council Member Agenda Requests" be agendized for discussion not later than the following regular City Council meeting, at which point the City Council can provide further direction with regard to the timing of when the requested matter shall come before the Council for review and subsequent Council direction.

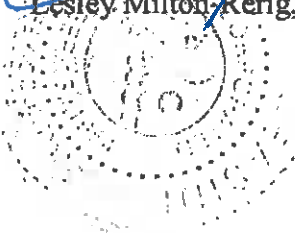
**PASSED AND ADOPTED** at a regular meeting of the City Council of the City of Seaside duly held on the 19<sup>th</sup> day of January by the following vote:

|          |   |                  |                                     |
|----------|---|------------------|-------------------------------------|
| AYES:    | 5 | COUNCIL MEMBERS: | Alexander, Campbell, Pacheco, Rubio |
| NOES:    | 0 | COUNCIL MEMBERS: | None                                |
| ABSENT:  | 1 | COUNCIL MEMBERS: | Jones                               |
| ABSTAIN: | 0 | COUNCIL MEMBERS: | None                                |

  
\_\_\_\_\_  
Ralph Rubio, Mayor

ATTEST:

  
\_\_\_\_\_  
Lesley Milton Rerig, City Clerk



**2.02.080 Agenda.**

An agenda shall be prepared for each council meeting in the manner prescribed by resolution. Unless otherwise prohibited by ordinance, any councilmember may place or cause to be placed an item on the agenda for council consideration. (Ord. 778 § 1, 1990: Ord. 502 § 2, 1977: Ord. 382(part), 1970: prior code § 1-200(B)).