RESOLUTION NO. 22-026

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PACIFIC GROVE
DESIGNATING THE TASK FORCE ON DIVERSITY, EQUITY, AND INCLUSION TO
BE A PERMANENT BODY PURSUANT TO PGMC CHAPTER 3.46

Findings

A. At its regular meeting of January 20, 2021, Council directed staff and the City Attorney’s office to prepare an ordinance to create a “Task Force on Diversity, Equity, and Inclusion” as a temporary body that, if warranted, could ultimately become a permanent group to help inform staff and Council on issues pertaining to diversity, equity, inclusion, and racial justice.

B. This referenced ordinance was codified in the Municipal Code as Chapter 3.46, entitled “Task Force on Diversity, Equity, and Inclusion.”

C. Council enabled a later resolution to be adopted that could designate the Task Force a permanent body as referenced in Section 4 of that Ordinance. This Resolution is intended to implement that option as allowed by the Municipal Code.

D. In the enactment of this resolution, the City followed the guidelines adopted by the State of California and published in the California Code of Regulations, Title 14, Section 15000, et seq., and found this activity to not be a Project defined by the California Environmental Quality Act (CEQA) because it is an organizational or administrative activity that will not result in direct or indirect physical changes in the environment; and

NOW, THEREFORE, THE COUNCIL OF THE CITY OF PACIFIC GROVE DOES RESOLVE AS FOLLOWS:

SECTION 1. Findings.

The foregoing Findings are adopted findings of the City Council as though set forth fully within the body of this Resolution.

SECTION 2. Task Force Sunset Date.

The ordinance enacting PGMC Chapter 3.46 provided Chapter 3.46 “shall sunset and have no further force or effect on July 1, 2022 unless the Council, on or before June 30, 2022 chooses to adopt a resolution designating the Task Force to be a permanent body pursuant to PGMC Chapter 3.46 of Title 3, Boards and Commissions.”

SECTION 3. Designation as Permanent Body.
This Resolution shall meet the requirements set forth in Section 2, above, and shall designate the Task Force on Diversity, Equity, and Inclusion to be a permanent body for all purposes consonant with PGMC Chapter 3.46.

SECTION 4. Implementation. The City Manager is directed to take all action needed to implement this Resolution.

SECTION 5. Severability. If any provision, section, paragraph, sentence, clause or phrase of this resolution, or any part thereof, or the application thereof to any person or circumstance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this resolution, or any part thereof, or its application to other persons or circumstances. The City Council hereby declares that it would have passed and adopted each provision, section, paragraph, subparagraph, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, paragraphs, subparagraphs, sentences, clauses or phrases, or the application thereof to any person or circumstance, be declared invalid or unconstitutional.

SECTION 6. Effective Date. This resolution shall take immediate effect upon its passage and adoption hereof.

PASSED AND ADOPTED BY THE COUNCIL OF THE CITY OF PACIFIC GROVE THIS 18th day of May, 2022, by the following vote:

AYES: Mayor Peake, Mayor Pro Tem McAdams, Councilmembers Amelio, Coletti, Poduri, Smith, and Tomlinson.
NOES: None.
ABSENT: None.

APPROVED: __________________________
BILL PEAKE, Mayor

ATTEST: _____________________________
DATED 5/20/2022

SANDRA KANDELL, City Clerk
APPROVED AS TO FORM:

DAVID C. LAREDO, City Attorney