



A G E N D A
CITY OF SEASIDE
CITY COUNCIL

REGULAR MEETING
VIRTUAL ONLY
Thursday, December 3, 2020
7:00 PM

This meeting is compliant with Governor Newsom's Executive Order N-29-20 which allows local legislative bodies to hold public meetings electronically only, without a physical location for public participation, accessible only telephonically or otherwise electronically (video conferencing) to all members of the public seeking to observe and address the local legislative body, in order to avoid public gatherings, and until further notice.

REMOTE PUBLIC COMMENTS To make a public comment, the following options are available:

- Before the Meeting via Email: Written comments can be emailed to CityClerk@ci.seaside.ca.us Include the following subject line: "Public Comment Item # (insert the agenda item number relevant to your comment). Written comments must be received by 5:00 p.m. on the day of the meeting. All submitted comments will be provided to the City Council or the Board for consideration, compiled as part of the record, and may be read into the record.
- During the Meeting via Oral Comments: When the Chair calls for public comment, attendees can queue to speak with the "Raise Hand" feature. On the Zoom application, click the "Raise Hand" button. On the phone, press *9. The Secretary to the Board will call speaker names and unmute speaker microphones. You will have up to 2 minutes to provide your comments, with time set by the discretion of the Mayor. Please note, if you chose to make comments orally, your written comments will not be read but will be included in the final record.

In an effort to ensure the virtual process closely follows our normal process, public comment will be accepted in writing during the meeting, but may not be read into the record during the meeting, but will be included as part of the final administrative record. Please do not plan to use the chat or Q&A features to put a comment on record. These resources are for tech support only

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
Alexis Garcia Arrazola	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. LOCAL SKILLED LABOR APPRENTICESHIP PROGRAM

8. CONSENT AGENDA

A. APPROVE MINUTES FROM NOVEMBER 19, 2020 REGULAR AND JOINT SPECIAL MEETING

B. APPROVE AND FILE CITY CHECKS

RECOMMENDATION: Approve and file the accounts payable and wired payments made during the period of November 7, 2020 through November 20, 2020 including the payroll and benefits checks, direct deposits and wired payments related to the pay period ending November 19, 2020. Total Accounts Payable and Payroll for the above referenced period is \$1,088,723.19.

C. APPROVE A MAYOR'S YOUTH FUND CONTRIBUTION REQUEST FROM PALENKE ARTS

RECOMMENDATION: Approve a request from Palenke Arts for a donation of Three Thousand Dollars (\$3,000.00) from the Mayor's Youth Fund to help cover the costs associated with hiring professional teaching artists for each of their visual arts, dance and music classes, as well as art materials.

D. AUTHORIZE BUDGET TRANSFER FOR CALIFORNIA STATE UNIVERSITY INCUBATOR PROGRAM

RECOMMENDATION: Authorize the budget transfer of \$15,000 from the Community Development Planning and Zoning Fund to the City Manager Fund to support job growth within the Monterey Bay Region.

E. APPROVE CONTRACT CHANGE ORDER WITH OLYMPUS AND ASSOCIATES FOR AN AMOUNT NOT TO EXCEED \$50,550.00 FOR THE MUNICIPAL WATER TANK REHABILITATION PROJECT TO INCLUDE FULL REMOVAL AND RECOATING OF BOTH TANKS EXTERIOR COATING

RECOMMENDATION: Adopt a Resolution to approve a contract change order with Olympus and Associates, Inc. (Olympus) for an amount not to exceed \$50,550.00. Change Order to include cost for full existing exterior coating removal and coating application on both tanks located at the Seaside Municipal Water Tank Site.

F. APPROVE A RESOLUTION AUTHORIZING THE POLICE DEPARTMENT TO PURCHASE TWENTY-SEVEN BOLAWRAP REMOTE RESTRAINT DEVICES

RECOMMENDATION: Approve the draft resolution authorizing the purchase for a total cost not to exceed \$34,609.

G. APPROVE A RESOLUTION APPROVING MAYORAL RECOMMENDATIONS FOR MAYOR PRO TEMPORE AND ANNUAL APPOINTMENTS TO OUTSIDE COMMITTEE ASSIGNMENTS FOR JANUARY 1, 2021 TO DECEMBER 31, 2021.

RECOMMENDATION: Adopt a resolution confirming the Mayor's appointments of Mayor Pro Tempore and member appointments to represent the City of Seaside on outside boards and committees for the year 2021.

9. PUBLIC HEARING

A. SECOND READING TO ADOPT AN ORDINANCE AMENDING SEASIDE MUNICIPAL CODE 13.24 ADJUSTING QUALIFICATIONS FOR WATER ALLOCATIONS FOR ACCESSORY DWELLING UNITS AND ADDING RETROFIT REQUIREMENTS

RECOMMENDATION: Adopt an Ordinance amending Municipal Code 13.24 to clarify the requirements for deed restricted Accessory Dwelling Units (ADUs), require dwelling units to retrofit existing water fixtures and appliances to high efficiency fixtures for ADUs, and set limit on available water for ADUs per Resolution.

A. UPDATE ON POTENTIAL ALTERNATE STREETS TO ADD TO CURRENT FULL DEPTH REPAIR PROGRAM

RECOMMENDATION: Receive update and provide direction to staff.

11. COUNCIL MEMBER REQUESTS

12. 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.

13. CLOSED SESSION

A. CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 (C) - POTENTIAL LITIGATION: CONFERENCE WITH LEGAL COUNSEL REGARDING THE POTENTIAL INITIATION OF LITIGATION (ONE POTENTIAL CASES).

B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9

Seaside v. Arzadon, etal. Monterey County Superior Court 20CV003118

C. CONFERENCE WITH REAL PROPERTY NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54956.8:

1. 208 Roberts Avenue, Seaside
2. National Monument Access (Placeholder)

Negotiator for the City: Craig Malin Under Negotiation: Price, Terms or both

14. ADJOURNMENT

Next Regularly Scheduled Meeting:
December 17, 2020
7:00 PM

The City of Seaside is committed to providing accessible facilities and accommodating people with disabilities in all of its services programs and activities. If special considerations are needed by any person

to fully participate in this meeting, contact the City Clerk at 899-6707 no fewer than two business days prior to the meeting to allow reasonable arrangements. Agendas are posted at:

<http://www.ci.seaside.ca.us/129/City-Council-Committee-Agendas>

Agenda-related writings or documents provided during public meetings are available for public inspection during the meeting or from the office of the City Clerk. This agenda is posted in compliance with California Governor Newsom's Executive Orders N-29-20 and N-33-20.



**CITY OF SEASIDE
STAFF REPORT**

Item No.: 8.C.

TO: City Council

FROM: Craig Malin, City Manager

BY: Dan Meewis, Recreation Director

DATE: December 3, 2020

**SUBJECT: APPROVE A MAYOR'S YOUTH FUND CONTRIBUTION
REQUEST FROM PALENKE ARTS**

PURPOSE & RECOMMENDATION

Approve a request from Palenke Arts for a donation of Three Thousand Dollars (\$3,000.00) from the Mayor's Youth Fund to help cover the costs associated with hiring professional teaching artists for each of their visual arts, dance and music classes, as well as art materials.

BACKGROUND

Palenke Arts is requesting a donation of Three Thousand Dollars (\$3,000.00) from the Mayor's Youth Fund in support of offering a series of low and no-cost multicultural music and dance classes to elementary, middle, and high school students in Seaside. Due to the pandemic, these classes will take place virtually via Zoom, You Tube and Facebook live until it is safe to do so in person following the safety protocols set forth by the Monterey County's Health Department.

Over the past four years, Palenke Arts have offered low and no-cost weekly classes to over 120 unduplicated students yearly in beginning orchestra, begging band, choral singing, Latin jazz, hip hop dance, visual arts, Afro Cuban drumming, West American drumming, piano, guitar, violin, cinematic arts, audio production and Latin dance. They

have also hosted two Summer Art Camps for 25 students.

Their youth will incorporate environmental themes in their visual arts projects as well as use recycled materials and plastic collected in their campus cleanups to create stunning creations.

Based on the information provided in the application, the request meets the criteria for the Mayor's Youth Fund Policy. Palenke Arts last received a contribution of Three Thousand Dollars (\$3,000.00) from the Mayor's Youth Fund at the November 16, 2017 City Council meeting. Their 2017 Mayor's Youth Fund request was submitted and approved before the new updated Mayor's Youth Fund Policy which started in March 2018. At that time, the Mayor's Youth Fund Closing Report was not required.

FISCAL IMPACT

This request would be funded by a donation from the Green Waste Recovery's donation to the Mayor's Youth Fund. This request would be funded by a donation from Green Waste Recovery Inc. donation to the Mayor's Youth Fund. The current balance in the Mayor's Youth Fund Account is \$38,067.07. If the City Council approves this request, the balance will drop down to \$35,067.07.

In the event that all of the funds in the Mayor's Youth Fund become exhausted, staff will keep a file of all applications. Once Green Waste issues the next round of funding all applications on file will be processed on the next available City Council Meeting.

ATTACHMENTS

1. MYF_Palenke Arts Request_2020
2. Palenke Arts W9 - 2020
3. Palenke Arts - 501(c)(3)

Reviewed for Submission to the
City Council by:



Craig Malin, City Manager



MAYOR'S YOUTH FUND POLICY

Purpose: The Mayor's Youth Fund was created to provide supplemental financial assistance to students and non-profit groups that provide services to improve the lives of young people living in the City of Seaside. A policy has been developed to standardize the evaluation of contribution requests and ensure that the funds are used appropriately to serve the City's youth.

Eligible Applicants: Contributions will only be made to, or on behalf of, students or organized groups, such as schools and non-profit organizations based in Seaside and/or serving a majority of Seaside residents (50%) that are 18 years old or younger or enrolled in high school. Faith based organizations may apply for contributions from the Mayor's Youth Fund if the funding is not used to support religious activities such as worship, Sunday School, or religious instruction. In addition, activities funded by the Mayor's Youth Fund must be open to all persons without regard to their religious affiliation.

Submittal of Contribution Requests: In order to request a contribution, the following information must be provided in writing:

- ☐ Name of the organization, person(s) benefiting, proposed use of the funds, total amount needed or fundraising goal.
- ☐ Description of other methods being used to raise funds and/or other contributors.
- ☐ An explanation of how the group, activity, or event will benefit Seaside youth.
- ☐ Written description of how the use of the funds will be specifically used for youth group activities/events and/or has a nexus to the goals related to recycle, cleanup, and "green" sustainability to ensure a healthy environment.
- ☐ How this request will provide a municipal benefit (ie., benefit the community).
- ☐ Proof of non-profit organizations status (not a taxpayer's I.D> number) and a current W-9 form.

Evaluation Process and Criteria: Contributions can only be made if approved by the City Council. Funding requests will be evaluated based on their consistency with this policy, including the following criteria.

- ☐ Scholastic, athletic, music, environmental and art activities will be considered for funding based on the quality of the proposed activity.
- ☐ Evidence of activities/events related to "reduce, reuse and recycle" to ensure a healthy environment.
- ☐ Contributions requests will be accepted from individuals and can be made to an organization on behalf of an individual member or student.
- ☐ Contributions are only paid to organizations, such as non-profit groups and schools.
- ☐ Contributions are intended to fund actual costs related to an event or activity. (Please see "Payment Process" information provided below.)
- ☐ Contributions from the Mayor's Youth Fund are not intended to be the sole source of funds for an organization or program and will only be made to supplement other fundraising activities.
- ☐ How this request will provide a municipal benefit (ie., benefit the community).



**SEASIDE
CALIFORNIA**

Mayor's Youth Fund

986 Hilby Avenue, Seaside CA 93955
831-899-6800 | FAX: 831-718-8603

Contribution Limits: In order to equitably distribute funds available in the Mayor's Youth Fund, the following contribution guidelines have been developed, although all contributions are subject to the discretion of the City Council.

Individuals	25% of total cost of activity (not to exceed \$1,000)
Groups up to 20 people	up to \$1,500
Groups of 21+ people	up to \$3,000

In addition, funding will be limited to one contribution per year (every 12 months).

Funding Requirements:

- ☐ Funding is limited to one contribution per year (every 12 months).
- ☐ The Mayor's Youth Fund Closing Report Form must be submitted to staff at least 60 days upon completion of the event, activity or program. Applicants that do not furnish the form may not apply for funds for the following year.
- ☐ A representative from the organization is required to be at the Council meeting for their application to be heard. If no representative is present then the agenda item will be postponed to another City Council meeting upon notification by the applicant.
- ☐ Incomplete applications will not be forwarded for Council consideration; applications not answering the question related to reduce, reuse or recycle are considered incomplete.

Individual Requests: Please attach an itemized list of all expenses. Amount of donation may not exceed 25% of the total cost of the activity and not exceed \$1,000. Applications that are incomplete will be returned.

Payment Process: If a contribution is approved by the City Council, payment will be made to the authorized organization or directly to the vendor selected by the authorized organization after submittal of a receipt or the presentation of actual invoices. No funding can go directly to an individual. This process is required in order to provide documentation required to meet municipal auditing standards.

All requests will be considered before the City Council and you will be notified of the specific date your item is placed on the agenda. Please return this completed form with necessary attachments to:

Dan Meewis
City of Seaside Recreation Services
440 Harcourt Avenue
Seaside, CA 93955



MAYOR'S YOUTH FUND CONTRIBUTION REQUEST

CONTACT INFORMATION:

Organization Palenke Arts

Name of Applicant: Juan L. Sánchez, Executive Director

Address: 1713 Broadway Ave., Seaside, CA 93955

Phone 831-333-6612 Email: info@palenkearts.org

Number of Participants: 120 Seaside Residents / Students: 90 % Ages: 6-18

CRITERIA:

Applicants must meet at least one of the following criteria to be eligible for funding.

Please select one or more from the following list:

☐ Scholastic ☐ Athletic ☒ Music ☒ Environmental ☒ Art

Is funding a reward for one of these activities? ☒ No ☐ Yes, _____

Description of event, activity, or program funding pertains to

Palenke Arts is requesting funding to support our visual arts, multicultural music and dance classes to be offered to Seaside elementary, middle and high school youth at low and no cost to them or their families. Due to the pandemic, these classes will take place virtually via zoom, youtube and facebook live until it is safe to do so in person following the safety protocols set forth by Monterey County's Health Department.

Our current classes are: visual arts (pre-K-5, and 6-8), hip hop dance (3th-8th), ballet folklórico (K-8), zumba (K-12), beginning piano (3th-9th), beginning film (3th-6th), bilingual chorus (3rd-8th), and Latin Jazz (6th-12th).

Palenke Arts provides a space that does not exist elsewhere in Seaside: a dedicated multicultural arts center offering free and low cost arts-based classes and events to many families who would not traditionally be able to afford them. We aim to address the issue of inequity in the arts by imbuing our programs with high-interest, culturally-relevant offerings that are accessible for everyone.

Over the past four years, we have offered low and no-cost weekly classes to over 120 unduplicated students yearly in beginning orchestra, beginning band, choral singing, Latin jazz, hip hop dance, visual arts, Afro Cuban drumming, West African drumming, piano, guitar, violin,



**SEASIDE
CALIFORNIA**

Mayor's Youth Fund

986 Hilby Avenue, Seaside CA 93955

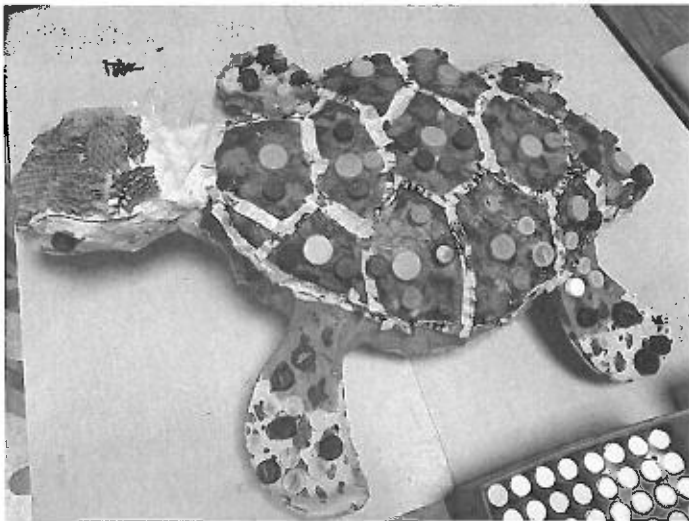
831-899-6800 | FAX: 831-718-8603

cinematic arts, audio production, and Latin dance. We have also hosted two Summer Art Camps for 25 students.

In the past year our students have performed for over 4,000 audience members, including performances with a professional orchestra at the Monterey County Pops Memorial Day concert in Monterey, the 4th of July concert at the Golden State Theater, the City of Seaside's Earth Day and Winterland celebrations, the Music and Performing Arts Institute at CSUMB and at our own 4th edition of the Palenke Arts Festival alongside professional ensembles. We have also held monthly community events and performances at our site, including a World music series featuring performers from Morocco, Veracruz, and Oaxaca, Mexico, Japan, Nicaragua, Brazil as well as jazz and student concerts.

Description of how funds will be specifically used for youth groups, activities and events, and/or has a nexus to the goals of recycling, cleanup or "green" sustainability to insure a healthy environment:

Funds from this grant will be used specifically to pay a portion of the cost of hiring professional teaching artists for each of these visual arts, dance and music classes, as well as art materials. Additionally, our youth will incorporate environmental themes in their visual arts projects as well as use recycled materials and plastic collected in our campus cleanups to create stunning creations like the turtle showed below, which was made right before the pandemic hit:



As you can see, this turtle incorporates bottle caps, six-pack plastic rings, snack wrappers, cardboard boxes, etc. Our students will create their own following the guidance of our visual arts teacher and present them virtually at the Sustainable Seaside Earth Day Celebration, which we presume will be virtual this next year.



**SEASIDE
CALIFORNIA**

Mayor's Youth Fund

986 Hilby Avenue, Seaside CA 93955
831-899-6800 | FAX: 831-718-8603

In addition, our elementary school-aged children's chorus class will be preparing again both original and cover tunes that bring awareness of climate change, environmental stewardship, and conservation strategies, offered in collaboration with Community Partnership for Youth, After School Academy and Monterey County Pops. This group has performed annually for over 4,000 people at events yearly throughout the Monterey Peninsula, including the Golden State Theater and the World Theater and is featured in the video [Glory, linked here](#), which has already more than 5,000 views on youtube and facebook. We hope to be able to record another impactful video using the aforementioned themes to be released around Earth Day 2021.

What other fundraising activities are you participating in to fund your event, program, or activity? What other funding sources will supplement your requests?

The sources of funding for our programs is diverse and balanced. We receive most of our funds from private foundations, such as Community Foundation of Monterey County, Nancy Buck Ransom, Gumerlock Family Foundation, Arts Council of Monterey County, Monterey County Pops, and Monterey Peninsula Foundation (\$103,000.-), as well as CBDG Funds from the City of Seaside (\$11,400.-), private donors (\$25,000.-), event sponsorships (\$5,000.-), and in a very reduced manner, class registrations \$2,500.-. Our 2020-21 projected budget is \$142,000.-.

Total Amount Requested: *(See contribution limits)* \$ 3,000.-

Applicant Signature:

Date: November 7, 2020

Request for Taxpayer Identification Number and Certification

Give Form to the
requester. Do not
send to the IRS.

► Go to www.irs.gov/FormW9 for instructions and the latest information.

Print or type.
See Specific Instructions on page 3.

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank. Palenke Arts	
2 Business name/disregarded entity name, if different from above	
3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only one of the following seven boxes. ☐ Individual/sole proprietor or single-member LLC ☒ C Corporation ☐ S Corporation ☐ Partnership ☐ Trust/estate ☐ Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ► _____ Note: Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is not disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner. ☐ Other (see instructions) ► _____	4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3): Exempt payee code (if any) 501c3 Exemption from FATCA reporting code (if any) _____ (Applies to accounts maintained outside the U.S.)
5 Address (number, street, and apt. or suite no.) See instructions. 1713 Broadway Ave	Requester's name and address (optional)
6 City, state, and ZIP code Seaside, CA 93955	
7 List account number(s) here (optional)	

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

Note: If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Social security number								
			-					
or								
Employer identification number								
8	2		-	1	7	8	6	4 8 0

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
- I am a U.S. citizen or other U.S. person (defined below); and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign Here	Signature of U.S. person ► 	Date ► 8/17/20
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General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to www.irs.gov/FormW9.

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-INT (interest earned or paid)

- Form 1099-DIV (dividends, including those from stocks or mutual funds)
 - Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
 - Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
 - Form 1099-S (proceeds from real estate transactions)
 - Form 1099-K (merchant card and third party network transactions)
 - Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
 - Form 1099-C (canceled debt)
 - Form 1099-A (acquisition or abandonment of secured property)
- Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding, later.

INTERNAL REVENUE SERVICE
P. O. BOX 2508
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

Date: **JAN 30 2020**

PALENKE ARTS
C/O FENTON & KELLER
CAROL S HILBURN
PO BOX 791
MONTEREY, CA 93942-0791

Employer Identification Number:
82-1786480
DLN:
29053239317029
Contact Person:
DENNIS C GRUESSER ID# 31992
Contact Telephone Number:
(877) 829-5500
Accounting Period Ending:
June 30
Public Charity Status:
170(b)(1)(A)(vi)
Form 990/990-EZ/990-N Required:
Yes
Effective Date of Exemption:
December 24, 2018
Contribution Deductibility:
Yes
Addendum Applies:
No

Dear Applicant:

We're pleased to tell you we determined you're exempt from federal income tax under Internal Revenue Code (IRC) Section 501(c)(3). Donors can deduct contributions they make to you under IRC Section 170. You're also qualified to receive tax deductible bequests, devises, transfers or gifts under Section 2055, 2106, or 2522. This letter could help resolve questions on your exempt status. Please keep it for your records.

Organizations exempt under IRC Section 501(c)(3) are further classified as either public charities or private foundations. We determined you're a public charity under the IRC Section listed at the top of this letter.

If we indicated at the top of this letter that you're required to file Form 990/990-EZ/990-N, our records show you're required to file an annual information return (Form 990 or Form 990-EZ) or electronic notice (Form 990-N, the e-Postcard). If you don't file a required return or notice for three consecutive years, your exempt status will be automatically revoked.

If we indicated at the top of this letter that an addendum applies, the enclosed addendum is an integral part of this letter.

For important information about your responsibilities as a tax-exempt organization, go to www.irs.gov/charities. Enter "4221-PC" in the search bar to view Publication 4221-PC, Compliance Guide for 501(c)(3) Public Charities, which describes your recordkeeping, reporting, and disclosure requirements.

Letter 947

PALENKE ARTS

We sent a copy of this letter to your representative as indicated in your power of attorney.

Sincerely,

A handwritten signature in dark ink, appearing to read "Stephen A. Martin". The signature is written in a cursive, slightly slanted style.

Director, Exempt Organizations
Rulings and Agreements

Letter 947



CITY OF SEASIDE STAFF REPORT

Item No.: 8.D.

TO: City Council

FROM: Craig Malin, City Manager

BY: Lesley Milton, Assistant City Manager

DATE: December 3, 2020

**SUBJECT: AUTHORIZE BUDGET TRANSFER FOR CALIFORNIA STATE
UNIVERSITY INCUBATOR PROGRAM**

PURPOSE & RECOMMENDATION

Authorize the budget transfer of \$15,000 from the Community Development Planning and Zoning Fund to the City Manager Fund to support job growth within the Monterey Bay Region.

BACKGROUND

California State University Monterey Bay established an incubator program to help new companies succeed and add jobs within the Monterey Bay Region in 2018. The City agreed to participate by making a financial commitment of \$15,000 to support economic diversification in our region for the start up of the program. This commitment was inadvertently overlooked and not included in either the 2018-19 or the 2019-20 budget.

FISCAL IMPACT

The City Manager has authority for budget transfers up to \$10,000. This item is requesting a budget transfer of \$15,000 from the Community Development Planning and Zoning Budget - Farmer's Market account 100-7310-4206 fund to The City Manager Budget for Community Relations 100-2010-1024.

ATTACHMENTS

None

Reviewed for Submission to the
City Council by:



Craig Malin, City Manager



CITY OF SEASIDE STAFF REPORT

Item No.: 8.E.

TO: City Council

FROM: Craig Malin, City Manager

BY: Nisha Patel, Public Works Director/City Engineer
Misty Bradshaw, Associate Engineer

DATE: December 3, 2020

SUBJECT: APPROVE CONTRACT CHANGE ORDER WITH OLYMPUS AND ASSOCIATES FOR AN AMOUNT NOT TO EXCEED \$50,550.00 FOR THE MUNICIPAL WATER TANK REHABILITATION PROJECT TO INCLUDE FULL REMOVAL AND RECOATING OF BOTH TANKS EXTERIOR COATING

PURPOSE & RECOMMENDATION

Adopt a Resolution to amend the construction contract with Olympus and Associates, Inc. (Olympus) to execute a change order for an amount not to exceed \$50,550.00. Change Order to include cost for full existing exterior coating removal and coating application on both tanks located at the Seaside Municipal Water Tank Site.

BACKGROUND

The Seaside Municipal Water System operates two 500,000-gallon steel tanks for the storage of potable water. A coating is applied to the exterior to inhibit corrosion and extend the life of the tanks. Tanks are inspected on 5 year intervals to insure the integrity of the tank, their associated appurtenances, and coatings remain in adequate condition. A coating has a typical life expectancy of approximately 20 years, however environmental factors associated with a coastal environment can have a negative impact on coating lifespan. The entire tank exteriors were last recoated in 2007.

The most recent inspection, conducted in February of 2018, revealed the coating of the

tank roofs as deficient and requiring removal to bare metal. The report concluded the coatings for the tank walls to be in adequate condition. Samples of the underlying coating confirmed the presence of lead, thus requiring full containment of the tanks to safely implement removal. The report further noted the thickness of the exterior tank coating had reached the maximum allowable thickness and the next application of an exterior coating would require complete removal to bare metal.

On September 3, 2020, City Council awarded a construction contract to Olympus for maintenance improvements, including roof recoating of the two potable water storage tanks. The scope of work also includes safety improvements to the tank exterior ladders as well as operational improvement to tank gauges and vents. Based upon initial budget estimates, complete removal of the entire tank coating was not included in the scope of work.

As a result of the competitive bid submitted by Olympus, it is prudent to consider implementing a complete recoating of the entire tank exteriors. The lead abatement costs to safely remove the roof coatings exceed \$210,000. When the next tank inspection is conducted in 2023, the age of the coating will be approximately 18 years old and approaching the end of its useful life expectancy. It is likely the next inspection report will recommend the complete removal of tank wall coating, resulting in the necessary and costly effort to safely abate lead contaminants in the existing coating.

Staff requested a proposal from the contractor to completely remove and recoat the tank exteriors. The contractor provided a proposal for an amount not to exceed \$70,550.00 for both tanks. With the additional scope of work proposed, Bid Item #9, in the amount of \$20,000, to perform spot repairs of exterior wall coating is no longer applicable and reduces the proposed change order amount to \$50,550. It is recommended to issue a change order to properly remove and recoat the entire tank surface.

ENVIRONMENTAL COMPLIANCE

Pursuant to preliminary review of the activities associated with this Council action in accordance with Section 15061 of the California Environmental Quality Act (CEQA) Guidelines. This project is Categorically Exempt (Class 1, Existing Facilities) Article 19, Section 15301(d). The project restores or rehabilitates deteriorated or damaged structures, facilities, or mechanical equipment to meet current standards and involves negligible or no expansion or use.

FISCAL IMPACT

The adopted budget for water tank recoating (401-8910-9556) is \$500,000. Current authorized contracts for the project total \$464,450. The proposed change order will be funded with \$35,550.00 from the Municipal Water Tanks Rehabilitation Project (Account No. 401-8910-9556) and \$15,000.00 from the Department Equipment (Account No. 401-8620-8187) where adequate funds remain.

ATTACHMENTS

1. Resolution
 2. Change Order
-

Reviewed for Submission to the
City Council by:



Craig Malin, City Manager

RESOLUTION NO. 20-____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEASIDE

AMEND THE CONSTRUCTION CONTRACT WITH OLYMPUS AND ASSOCIATES, INC. FOR THE MUNICIPAL WATER TANK REHABILITATION PROJECT AND EXECUTE A CHANGE ORDER TO INCLUDE FULL REMOVAL AND RECOATING OF BOTH TANKS EXTERIOR TANK COATING FOR AN AMOUNT NOT TO EXCEED \$50,550.00.

WHEREAS, on September 3, 2020 City Council awarded a construction contract to Olympus and Associates, Inc. (Olympus) to rehabilitate two 500,000 steel water tanks, including upgrade of the exterior ladder system to bring it up to compliance with current safety code, repair areas of corrosion, and recoating of the existing exterior roof and knuckle; and

WHEREAS the existing coating contains lead and will require full containment of the tanks to remove the coating from the roof and knuckle and contain lead particulates that are released during the removal; and

WHEREAS the existing shell wall coating is nearing the end of its useful life, and due to the lead containing coating material it will require full containment again to fully contain the lead particulates when the coating is removed; and

WHEREAS, Olympus is onsite and prepared to remove and repaint the tanks shell exterior walls within the same full containment system currently being erected at this time, saving the City from returning in the future to perform the full containment and coating work on a separate future project; and

WHEREAS, Olympus provided a cost for the additional removal and coating efforts, for an amount not to exceed \$50,550.00 for the work on both tanks; and

WHEREAS, in accordance with Title 14, California Code of Regulations, Section 15301, "Existing Facilities" the following actions are categorically exempt from the California Environmental Quality Act (CEQA) for maintenance of existing facilities and restoration or rehabilitation of deteriorated or damaged structures;

NOW, THEREFORE BE IT RESOLVED, City Council of the City of Seaside approves the City Manager to execute a construction contract change order to Olympus and Associates, Inc. for the Municipal Water Tanks Rehabilitation Project to include full removal and recoating of both tanks exterior tank coating for a cost not to exceed \$50,550.00, with \$35,550.00 from Water Tanks Recoating (Acct# 401-8910-9556) and \$15,000 from the Department Equipment (Acct# 401-8620-8187) where adequate funds are available.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Seaside duly held on the 3rd day of December 2020 by the following vote:

AYES: COUNCILMEMBERS:
NOES: COUNCILMEMBERS:
ABSENT: COUNCILMEMBERS:
ABSTAIN: COUNCILMEMBERS:

Ian N. Oglesby, Mayor

ATTEST:

Lesley Milton, City Clerk

CONTRACT CHANGE ORDER #1
CONSTRUCTION CONTRACT
MUNICIPAL WATER TANKS REHABILITATION PROJECT
City of Seaside

Date: November 13, 2020

Change Requested by: X City ___ Consultant

Contract Date

Project Name

October 21, 2020

AG 20-142: Municipal Water Tanks Rehabilitation

To (Contractor): Olympus and Associates

You are hereby requested to comply with the following changes from the Contract Plans and Specifications. The contract terms and conditions shall not be modified except for as stated herein.

Description	Unit Cost	Unit	Quantity	Total
Full Removal and Painting of Existing Exterior Tank Shell	\$35,275.00	EA	2	\$70,550
Removal of Bid Item #9 – Tank Exterior Wall Spot Coating	-\$20,000)	LS	1	-\$20,000)

Total of this Contract Change Order (CCO): **\$ 50,550.00**

Total CCO approved to date: \$ 0.00

Total CCO approved plus this CCO: \$ 50,550.00

Original Executed Contract: \$ 407,488.00

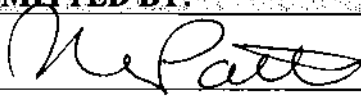
Total project cost to date: \$ 458,038.00

Reason for Change: City initiated request to expand scope of work to be able to address existing coating deficiencies and remediate existing lead coating materials while the tank is fully enclosed during the standard operations of the original scope of work.

Time Extension	Total Extension Time	Original Completion	Current Completion
14 CD	14 CD	May 24, 2021	June 7, 2021

This change order hereby amends the Contract, and all Contract provisions will apply hereto. The change order will become effective when approved by the authorized City representative. By signing the Change Order, the Contractor acknowledges and agrees that the stipulated compensation includes payment for all direct and indirect costs, schedule modification, extended overhead costs, all other fees, and cumulative impact on all other work under the Contract. Signing of the Change Order constitutes a full mutual accord and satisfaction for the changes, and the time and/or cost adjustment.

**CONTRACT CHANGE ORDER #1
CONSTRUCTION CONTRACT
MUNICIPAL WATER TANKS REHABILITATION PROJECT
City of Seaside**

SUBMITTED BY:		
	Nisha Patel City Engineer / Public Works Director	
Signature	Name and Title	Date
CITY APPROVAL BY:		
	Craig Malin City Manager	
Signature	Name and Title	Date
CONTRACTOR ACCEPTANCE BY:		
	George Tsiopos President	
Signature	Name and Title	Date



CITY OF SEASIDE STAFF REPORT

Item No.: 8.F.

TO: City Council

FROM: Craig Malin, City Manager

BY: Jorge Enriquez, Sergeant

DATE: December 3, 2020

**SUBJECT: APPROVE A RESOLUTION AUTHORIZING THE POLICE
DEPARTMENT TO PURCHASE TWENTY-SEVEN BOLAWRAP
REMOTE RESTRAINT DEVICES**

PURPOSE & RECOMMENDATION

Approve the draft resolution authorizing the purchase for a total cost not to exceed \$34,609.

BACKGROUND

The Seaside Police Department is committed to respecting and caring for the community it serves. Therefore, it is imperative the department provides training and tools necessary to give officers the means for de-escalation of force. The BolaWrap is a de-escalation tool, which can be considered a “remote set of handcuffs.” The device discharges an 8-foot long tether which wraps between 1 to 3 times around a subjects arms or legs, restricting their mobility from a distance of 10 to 25 feet.

The BolaWrap does not rely on pain compliance (kinetic energy decays rapidly with distance after discharge), and it maintains a safe distance between the subject and the officer. Often, inflicting pain during encounters with people in crisis will escalate a situation. The BolaWrap does not involve pain compliance, and it enables officers to provide needed support by safely restricting a subject’s mobility, from a safe distance, without needing to resort to higher levels of force.

In the use of force hierarchy, as it relates to potential risk of injury, the BolaWrap can be

considered one step above de-escalation communication, and less risky than even applying handcuffs.

An increasing number of police contacts involve subjects experiencing a mental health crisis, a drug-induced psychosis, or another state of crisis preventing them from responding or complying with officer commands. Weapons are often involved. If traditional forms of de-escalation are not successful, officers are often forced to use pain compliance or more serious options against those posing a serious threat to themselves or others. The BolaWrap allows officers to restrain and detain a subject from a safe distance, which often immediately diffuses a critical situation. Multiple applications of the BolaWrap does not increase the chance of pain or injury, but is likely to increase the effectiveness of the restraint.

Many risks are involved with manual restraints, including abrasions, concussions, fractures, internal injuries, psychological trauma, positional asphyxia, unconsciousness, and death. The risks are greater when underlying medical or health conditions exist. Also, the longer it takes for officers to physically control a subject, the greater the risk of harm. Deployment of the BolaWrap will likely reduce a subject's ability to struggle significantly. The BolaWrap does not prevent movement to the extent of some other forms of restraint, and thus it is unlikely to result in positional asphyxia; officers are able to maneuver the subject's hands to apply handcuffs, and are able to safely position the subject in a manner which does not restrict breathing. Once restrained, the BolaWrap can eliminate the need to take the subject to the ground where restraint injuries/deaths can occur.

As of April 2020, more than 150 police agencies, nationally, are carrying the BolaWrap, including the Los Angeles Police Department, The Sacramento Police Department, and the Santa Cruz County Sheriff's Department.

In light of COVID-19, the BolaWrap can prevent officers from having to commit to an immediate and volatile hands-on response, thus limiting their exposure. Restraining a person requires a significant amount of close contact, and government safe-distancing guidelines are incompatible with most applications of police restraint. Effective BolaWrap deployment provides officers with sufficient time to manage safer contact with the restrained subject.

The BolaWrap appears less aggressive than Taser devices and other force options. The device is simple to operate, and a 30-minute manufacturer training orientation is sufficient. Pro Force Law Enforcement is the sole source vendor of the BolaWrap. The costs associated with the purchase of twenty-seven BolaWrap devices are as follows:

Pro Force Law Enforcement Quote (Sole-Source Vendor)

(27)	BolaWrap Remote Restraint Devices	\$24,974.73
(27)	BolaWrap Holsters	\$1,079.73
(27)	BolaWrap Metal Clips	\$674.73
(162)	BolaWrap Cartridges	\$4,851.90
	Handling	\$97.70
	9.25% Sales Tax	\$2,930.28
	Total	\$34,609.07

FISCAL IMPACT

\$34,609.07 100-

The cost for twenty-seven BolaWrap Remote Restraint Devices, along with accompanying holsters, metal clips, and 162 BolaWrap cartridges purchased from ProForce Law Enforcement is \$34,609.07. This amount has already been included in the FY 2020/2021 police department budget, account number 100-6120-8187.

ATTACHMENTS

1. Draft Resolution
 2. Seaside.PD.CA.BRIANR.Quote.11.17.2020.1
 3. Seaside.PD.CA.BRIANR.Quote.11.17.2020.2
 4. Bolawarp Proforce Sole Source Letter CA 6 11 2020
-

Reviewed for Submission to the
City Council by:



Craig Malin, City Manager

RESOLUTION NO. 20- XX

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEASIDE

AUTHORIZE THE PURCHASE OF TWENTY-SEVEN BOLAWRAP REMOTE RESTRAINT DEVICES

WHEREAS, the Seaside Police Department is committed to respecting and caring for the community it serves. It is imperative the department provides training and tools necessary to give officers the means for de-escalation of force.

WHEREAS, the BolaWrap is a de-escalation tool, which can be considered a "remote set of handcuffs," and the device discharges an 8-foot long tether which wraps between 1 to 3 times around a subject's arms or legs, restricting their mobility from a distance of 10 to 25 feet; and

WHEREAS, the BolaWrap does not rely on pain compliance (kinetic energy decays rapidly with distance after discharge), and it maintains a safe distance between the subject and the officer; and

WHEREAS, the BolaWrap does not involve pain compliance, and it enables officers to provide needed support by safely restricting a subject's mobility, from a safe distance, without needing to resort to higher levels of force; and

WHEREAS, in the use of force hierarchy, as it relates to potential risk of injury, the BolaWrap can be considered one step above de-escalation communication, and less risky than even applying handcuffs; and

WHEREAS, an increasing number of police contacts involve subjects experiencing a mental health crisis, a drug-induced psychosis, or another state of crisis preventing them from responding or complying with officer commands and weapons are often involved; and

WHEREAS, traditional forms of de-escalation are not always successful, therefore officers are often forced to use pain compliance or more serious options against those posing a serious threat to themselves or others; and

WHEREAS, the BolaWrap allows officers to restrain and detain a subject from a safe distance, which often immediately diffuses a critical situation; and

WHEREAS, multiple applications of the BolaWrap does not increase the chance of pain or injury, but is likely to increase the effectiveness of the restraint; and

WHEREAS, many risks are involved with manual restraints, including abrasions, concussions, fractures, internal injuries, psychological trauma, positional asphyxia, unconsciousness, and death; and

WHEREAS, as of April 2020, more than 150 police agencies, nationally, are carrying the BolaWrap, including the Los Angeles Police Department, The Sacramento Police Department, the Fort Worth Texas Police Department, and the Santa Cruz County Sheriff's Department; and

WHEREAS, in light of COVID-19, the BolaWrap can prevent officers from having to commit to an immediate and volatile hands-on response, thus limiting their exposure; and

WHEREAS, the BolaWrap appears less aggressive than Taser devices and other force options. The device is simple to operate, and a 30-minute manufacturer orientation suffices to train officers; and

WHEREAS, the cost for twenty-seven BolaWrap Remote Restraint Devices, along with accompanying holsters, metal clips, and 162 BolaWrap cartridges purchased from ProForce Law Enforcement is \$34,609.07, which has been budgeted in FY 2020/2021 account #100-6120-8187.

NOW THEREFORE BE IT RESOLVED, the City Council of the City of Seaside authorizes the Police Department to purchase twenty-seven BolaWrap Remote Restraint Devices, with accompanying holsters, metal clips, and 162 BolaWrap cartridges from ProForce Law Enforcement for a price not to exceed \$34,609.07, which has been budgeted for in FY 2020/2021 account number 6120-8187.

PASSED AND ADOPTED at the regular meeting of the City Council of the City of Seaside duly held on the 3rd day of December 2020 by the following vote:

AYES:	COUNCILMEMBERS:
NOES:	COUNCILMEMBERS:
ABSENT:	COUNCILMEMBERS:
ABSTAIN:	COUNCILMEMBERS:

Ian N. Oglesby, Mayor

Lesley Milton, City Clerk



2625 Stearman Drive. Prescott AZ, 86301
 Tel: 928-776-7192 Fax: 928-445-3468
 email: sales@proforceonline.com www.proforceonline.com

O R D E R

Q U O T E

QUOTE#	PAGE
512330	1
SHIP DATE	
A.S.A.P.	

**SOLD
TO**

SEASIDE POLICE DEPARTMENT
 440 HARCOURT AVE

 SEASIDE CA 93955

**SHIP
TO**

SEASIDE POLICE DEPARTMENT
 ATTN: SGT MATT DOZA
 440 HARCOURT AVE
 SEASIDE CA 93955

831-899-6297

JOB #	ORD. DATE	CUST.#	LOC.	SALESMAN	SHIP VIA	FRT.
NA	11/17/20	002871	A	JOHNATHAN PRINCE	FX G-FOB ORIGIN	

QTY. ORDER	ITEM NO./DESC.	UNIT PRICE	UOM DISC.	NET PRICE
162	11200-WRP WRP BOLAWRAP 100 CART BLK	29.95	EA .00	4,851.90
This quote is valid for 45 days from date of quote pending credit approval, and is subject to inventory, manufacturer's availability and price change. Please call to receive price update upon expiration. ORDERING INSTRUCTIONS: Please reply to your sales representative in writing to process this order or send an email to brian.russell@proforceonline.com. For orders over \$5,000, a PO or signed quote is required to process the order. Returned items are subject to 20% restocking fee. All sales are final on non-stocked/special order items ProForce Law Enforcement agrees to defend, indemnify and hold harmless its customer from claims for personal injury or property damages, to the extent arising from the negligent acts or omissions of ProForce Law Enforcement or its employees, agents or independent contractors. IMPORTANT: To order from this quotation, please sign below. Printed Name: _____ Date: _____ P.O.: _____				

Printed

COMMENT

TERMS



2625 Stearman Drive. Prescott AZ, 86301
 Tel: 928-776-7192 Fax: 928-445-3468
 email: sales@proforceonline.com www.proforceonline.com

O R D E R

Q U O T E

QUOTE#	PAGE
512330	2
SHIP DATE	
A.S.A.P.	

**SOLD
TO**

SEASIDE POLICE DEPARTMENT
 440 HARCOURT AVE

 SEASIDE CA 93955

831-899-6297

**SHIP
TO**

SEASIDE POLICE DEPARTMENT
 ATTN: SGT MATT DOZA
 440 HARCOURT AVE
 SEASIDE CA 93955

JOB #	ORD. DATE	CUST.#	LOC.	SALESMAN	SHIP VIA	FRT.
NA	11/17/20	002871	A	JOHNATHAN PRINCE	FX G-FOB ORIGIN	
QTY. ORDER	ITEM NO./DESC.			UNIT PRICE	UOM DISC.	NET PRICE
Printed	- Signature: _____					
	COMMENT FOR: J. ENRIQUEZ BY: BRIAN RUSSELL, 928-466-5050 TERMS DUE NET 30 DAYS			SALES AMOUNT 9.250% SALES TAX SUB TOTAL		4,851.90 448.80 5,300.70



2625 Stearman Drive. Prescott AZ, 86301
 Tel: 928-776-7192 Fax: 928-445-3468
 email: sales@proforceonline.com www.proforceonline.com

O R D E R

Q U O T E

QUOTE# PAGE

512329 1

SHIP DATE

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**SOLD
TO**

SEASIDE POLICE DEPARTMENT
 440 HARCOURT AVE

SEASIDE CA 93955

831-899-6297

**SHIP
TO**

SEASIDE POLICE DEPARTMENT
 440 HARCOURT AVENUE

SEASIDE CA 93955

JOB #	ORD. DATE	CUST.#	LOC.	SALESMAN	SHIP VIA	FRT.
NA	11/17/20	002871	A	JOHNATHAN PRINCE	FX G-FOB ORIGIN	

QTY. ORDER	ITEM NO./DESC.	UNIT PRICE	UOM DISC.	NET PRICE
27	10101-WRP WRP BOLAWRAP 100.1 YLW W/LSR	924.99	EA .00	24,974.73
27	12004-WRP WRP BOLAWRAP KYDEX HOLSTER LL	39.99	EA .00	1,079.73
27	12000 WRP BOLAWRAP METAL BELT CLIP	24.99	EA .00	674.73
This quote is valid for 45 days from date of quote pending credit approval, and is subject to inventory, manufacturer's availability and price change. Please call to receive price update upon expiration. ORDERING INSTRUCTIONS: Please reply to your sales representative in writing to process this order or send an email to brian.russell@proforceonline.com. For orders over \$5,000, a PO or signed quote is required to process the order. Returned items are subject to 20% restocking fee. All sales are final on non-stocked/special order items ProForce Law Enforcement agrees to defend, indemnify and hold harmless its customer from claims for personal injury or property damages, to the extent arising from the negligent acts or omissions of ProForce Law Enforcement or its employees, agents or independent contractors.				

Printed

COMMENT

TERMS



2625 Stearman Drive. Prescott AZ, 86301
 Tel: 928-776-7192 Fax: 928-445-3468
 email: sales@proforceonline.com www.proforceonline.com

O R D E R

Q U O T E

QUOTE#	PAGE
512329	2
SHIP DATE	
A.S.A.P.	

**SOLD
TO**

SEASIDE POLICE DEPARTMENT
 440 HARCOURT AVE

SEASIDE CA 93955

831-899-6297

**SHIP
TO**

SEASIDE POLICE DEPARTMENT
 440 HARCOURT AVENUE

SEASIDE CA 93955

JOB #	ORD. DATE	CUST.#	LOC.	SALESMAN	SHIP VIA	FRT.
NA	11/17/20	002871	A	JOHNATHAN PRINCE	FX G-FOB ORIGIN	

QTY. ORDER	ITEM NO./DESC.	UNIT PRICE	UOM DISC.	NET PRICE
	IMPORTANT: To order from this quotation, please sign below. Printed Name: _____ - Date: _____ P.O.: _____ - Signature: _____			

Printed

	COMMENT FOR: J. ENRIQUEZ BY: BRIAN RUSSELL, 928-466-5050 TERMS DUE NET 30 DAYS	SALES AMOUNT	26,729.19
		HANDLING	97.70
		9.250% SALES TAX	2,481.48
		SUB TOTAL	29,308.37



1817 West 4th Street, Tempe, Arizona 85281 • Phone: +1.602.451.8597 • Fax: +1.775.719.5370 • Nasdaq: WRTC

June 22nd, 2020

To Whom It May Concern:

Please accept this correspondence as confirmation that Proforce Law Enforcement is the sole authorized distributor for Wrap Technologies products in California.

Proforce Law Enforcement
Dan Rooney
Dan.rooney@proforceonline.com

Wrap Technologies is a public company listed on Nasdaq, Symbol WRTC. Our corporate office is located at L8L7 W 4th Street Tempe, Arizona 85281.

Please contact me at the number listed below if you have questions or need further verification on this matter.

Sincerely,

Stacie Sundberg

Stacie Sundberg
Director, Sales Operations
Wrap Technologies Inc.
602-451-8597
ssundberg@wraptechnologies.com



CITY OF SEASIDE STAFF REPORT

Item No.: 8.G.

TO: City Council

FROM: Craig Malin, City Manager

BY: Lesley Milton, Assistant City Manager

DATE: December 3, 2020

**SUBJECT: APPROVE A RESOLUTION APPROVING MAYORAL
RECOMMENDATIONS FOR MAYOR PRO TEMPORE AND ANNUAL
APPOINTMENTS TO OUTSIDE COMMITTEE ASSIGNMENTS FOR
JANUARY 1, 2021 TO DECEMBER 31, 2021.**

PURPOSE & RECOMMENDATION

Adopt a resolution confirming the Mayor's appointments of Mayor Pro Tempore and member appointments to represent the City of Seaside on outside boards and committees for the year 2020.

BACKGROUND

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

Per Municipal Code Section 2.14.040, the Mayor reviews assignments annually for the upcoming calendar year and makes recommendations for the assignments for outside boards, commissions and agencies according to their areas of interest and expertise, or to assign staff as appropriate. The recommended assignments for calendar year 2021 will be attached and available by Wednesday prior to the meeting.

FISCAL IMPACT

There is no fiscal impact associated with this item.

ATTACHMENTS

1. 2021 Outside agency assignments
-

Reviewed for Submission to the
City Council by:



Craig Malin, City Manager

SEASIDE CITY COUNCIL MEMBER COMMITTEE ASSIGNMENTS January 1, 2021 –December 31, 2021

Item	Committee	Representative	Alternate	Date/Time
1	Association of Monterey Bay Area Governments (AMBAG)	Council Member Wizard	Council Member Garcia Arrazola	2 nd Wednesday, 7 p.m.
2	Monterey-Salinas Transit District (MST)	Mayor Pro Tem Pacheco	Council Member Campbell	2 nd Monday, 10 a.m.
3	Transportation Agency of Monterey County (TAMC)	Mayor Oglesby	Mayor Pro Tem Pacheco	4 th Wednesday, 9 a.m.
4	Monterey One Water	Mayor Oglesby	Mayor Pro Tem Pacheco	Last Monday, 7 p.m.
5	Community Human Services of Monterey County JPA	Mary Mitchell	Council Member Wizard	3 rd Thursday, 11:30 a.m.
6	Monterey Regional Waste Management District (MRWMD) (4 year appointment)	Council Member Campbell	NA	3 rd Friday, 9 a.m.
7	Seaside County Sanitation District	Council Member Wizard	Mayor Pro Tem Pacheco	2 nd Tuesday, 9:30 a.m.
8	Monterey Peninsula Unified School District (MPUSD) & City of Seaside Trustees and City Council Collaboration	Mayor Oglesby Mayor Pro Tem Pacheco	MPUSD Trustees Dr. Betty E. Lusk, Ms. Alana Myles Ms. Debra Gramsbacher	Called
9	North Salinas Mosquito Abatement District	Council Member Campbell	Council Member Wizard	2 nd Tuesday, 12 noon
10	Seaside Groundwater Basin Watermaster	Mayor Oglesby	Council Member Wizard	1 st Wednesday, 2 p.m.
11	Traffic Advisory Committee	Mayor Pro Tem Pacheco	Council Member Campbell	3 rd Tuesday, 5:00 p.m.
12	Laguna Grande Joint Powers Authority	Mayor Pro Tem Pacheco	Council Member Wizard	Called
13	California Joint Powers Insurance Group	Council Member Campbell	Roberta Greathouse	Called
14	Homeless Leadership Council	Mayor Pro Tem Pacheco	Council Member Garcia Arrazola	Called
15	Access Monterey Peninsula Board	Assistant City Manager Lesley Milton	Council Member Wizard	3 rd Monday at 5:00 p.m.
16	Central Coast Energy Policy Board	Mayor Oglesby	Mayor Pro Tem Pacheco	TBD
17	Central Coast Energy Operations Board	City Manager Craig Malin	Human Resources Roberta Greathouse	TBD

ATTEST per Resolution No. 20- _____ Lesley Milton, City Clerk



CITY OF SEASIDE STAFF REPORT

Item No.: 9.A.

TO: City Council

FROM: Craig Malin, City Manager

BY: Nisha Patel, Public Works Director/City Engineer
Leslie Llantero, Assistant Engineer

DATE: December 3, 2020

**SUBJECT: SECOND READING TO ADOPT AN ORDINANCE AMENDING
SEASIDE MUNICIPAL CODE 13.24 ADJUSTING
QUALIFICATIONS FOR WATER ALLOCATIONS FOR ACCESSORY
DWELLING UNITS AND ADDING RETROFIT REQUIREMENTS**

PURPOSE & RECOMMENDATION

Adopt an Ordinance amending Municipal Code 13.24 to clarify the requirements for deed restricted Accessory Dwelling Units (ADUs), require dwelling units to retrofit existing water fixtures and appliances to high efficiency fixtures for ADUs, and set limit on available water for ADUs per Resolution.

BACKGROUND

Water is a scarce resource in the City of Seaside and its management has long been codified in the City of Seaside through the water allocation program. The City has addressed how it manages its scarce resource by allocating water to categories of land use development it wishes to maintain a small amount of water supply. In October 2019 the Seaside City Council adopted Ordinance 1064 that codified the long standing water allocation policies pursuant to Ordinance 892 and established a new Residential ADU water allocation category for Accessory Dwelling Units (ADU's) and Junior Accessory Dwelling Units (JADUs) because the City wished to promote affordable housing. During the review and preparation of this item to establish the purchase price for a water release permit to unrestricted applications for ADU's, other issues have

arisen that require clarification and revision to the Water Allocation Ordinance in order to codify the maximum water savings and maximize the total number of ADU's which may be created with a 5-acre foot allocation.

Water Allocation Program (SMC 13.24)

The City's Water Allocation Program was created in 1995 to establish and manage the City's limited supplies of water. It was recognized that new water sources on the Monterey Peninsula were extremely limited and that demand for water in the City of Seaside exceeded capacity. The City's Water Allocation policies have been governed in accordance with Ordinance 892, adopted in 2001. Those policies established criteria and priorities for categories of water allocation, the establishment of the Water Allocation Committee and how to prioritize and score applications received requesting water allocations based on a points system contained in the ordinance.

Ordinance 1064, adopted on October 3, 2019 codified in the Municipal Code the long standing water allocation policies governed by Ordinance 892 and specifically prioritized two categories for water allocation: commercial and institutional and established the new category for Residential Accessory Dwelling Units (ADUs). Other changes were made to allow Residential ADUs to be administered on a first-come, first serve basis without the need to go through the Water Allocation Committee evaluation. As stated in the SMC Section 13.24, the Water Allocation Program as written is specifically for water allocation within Monterey Peninsula Water Management District boundary, excluding the former Fort Ord area.

Proposed Municipal Code Amendments

Municipal Code 13.24.025 C, Water Allocation Categories - Residential Accessory Dwelling Units, allocates water to Residential ADU Category for: 1) Deed Restricted ADUs which provides housing to Low Income and Very Low Income persons and 2) Unrestricted ADUs.

The proposed amendment to the Municipal Code will identify income levels consistent with published Department of Housing and Urban Development (HUD) levels and require all existing main house water fixtures and appliances be retrofitted to high efficiency water fixtures as part of the ADU water allocation application. The proposed amendment would maximize ADU developments within the approved water allocation by limiting the amount of water available under the program for an ADU and clarify requirements for deed restricted ADUs.

It is also necessary to address current practices with respect to priority areas. Current practice modifies priority commercial areas by Resolutions, and the text amendment to SMC 13.24.022 Administration provides clean up language to put into effect this practice. The proposed text amendments below show the deleted text as

strikethrough (~~strikethrough~~) and added text in **bold**.

13.24.022 Administration

The City Council shall have the discretion to re-allocate water as deemed necessary for the public health, safety and welfare of the community and to enhance the fiscal stability of the city. The City recognizes the importance of all categories of projects to the overall development of Seaside. The City also recognizes that as the city develops, and as water availability changes, allocation categories and priorities may change. The City Council shall allocate and re-allocate water to each category. The City Council may create, identify or modify sub-categories, such as specific commercial districts or areas, for water allocations dependent upon City priorities and needs deemed necessary to protect the public health, safety and welfare of the community. **Specific commercial districts for water allocation will be established by Resolution.**

13.24.025 C Residential Accessory Dwelling Unit

The Residential Accessory Dwelling Unit (ADU) category shall retrofit the existing dwellings water fixtures to high efficiency water fixtures and appliances. The maximum amount of water allocation to be made available in any application for an ADU water release permit shall be established by resolution. The Residential **Accessory Dwelling Unit (ADU)** category shall be required to purchase water release permits at **an amount established by resolution**, ~~the market rate of water,~~ unless the residential unit is deed restricted to provide for rental or use only to persons of moderate **low income** or lower **very low income as published by the Department of Housing and Urban Development (HUD)**, inclusive of renters utilizing **the Housing Choice Voucher Program (formerly known as "Section 8")** ~~section 8 vouchers for a period of forty-five (45) years. The City of will establish the water release permit purchase by resolution.~~

Staff recommends the City Council adopt the Ordinance attached.

FISCAL IMPACT

There is no fiscal impact associated with this item.

ATTACHMENTS

1. Draft Ordinance
-

Reviewed for Submission to the
City Council by:



Craig Malin, City Manager

ORDINANCE NO. 20-XX

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SEASIDE

AMENDING SEASIDE MUNICIPAL CODE SECTION 13.24.022 ADMINISTRATION AND SECTION 13.24.025C WATER ALLOCATION CATEGORIES-RESIDENTIAL ACCESSORY DWELLING UNITS ADJUSTING QUALIFICATIONS FOR ACCESSORY DWELLING UNITS (ADU) AND ADDING RETROFIT REQUIREMENTS FOR ADU WATER ALLOCATIONS

**THE CITY COUNCIL OF THE CITY OF SEASIDE DOES ORDAIN AS
FOLLOWS:**

SECTION 1. GENERAL PURPOSE

The purpose of this Ordinance is to consider the following text amendments to the Seaside Municipal Code (SMC):

- A. A text amendment to SMC Chapter 13.24 amending Section 13.24.022 that would establish water allocations to commercial sub-categories priorities by resolution; and
- B. A text amendment to SMC 13.24 amending Section 13.24.025C that would require existing residences to retrofit fixtures and appliances to high efficiency fixtures and establish by resolution the maximum amount of water made available for Accessory Dwelling Units.

SECTION 2. FINDINGS

- A. City recognizes that as the City develops, and as water availability changes, allocation categories and priorities may change; and
- B. The City Council has discretion to reallocate water as deemed necessary for public health, safety and welfare of the community, and to enhance the fiscal stability of the city; and
- C. The City Council may create, identify or modify sub-categories dependent on City priorities and needs; and
- D. Allocating water to subcategories shall be established by resolution.

- E. The City recognizes the need to define Low and Very Low income levels for deed restricted Accessory Dwelling Units (ADUs); and
- F. Deed restricted ADUs encourage, promote growth, and provide affordable housing opportunities within the City; and
- G. To maximize the number of ADUs, existing residences will be required to retrofit fixtures and appliances to high efficiency fixtures; and
- H. The maximum amount for water allocations made available for ADUs will be established by resolution.

SECTION 3. ENVIRONMENTAL COMPLIANCE

The proposed changes to the Municipal Code will not result in direct or indirect changes to the environment and do not meet the definition of a project under CEQA. (14 CCR 15378(b)).

SECTION 4. PROPOSED TEXT AMENDMENT

Text proposed to be deleted is listed with strikethrough (~~strikethrough~~) and text added is listed in **bold**.

1. Amend Title 13 Section 24.022 Administration to read as follows:

The City Council shall have the discretion to re-allocate water as deemed necessary for the public health, safety and welfare of the community and to enhance the fiscal stability of the city. The City recognizes the importance of all categories of projects to the overall development of Seaside. The City also recognizes that as the city develops, and as water availability changes, allocation categories and priorities may change. The City Council shall allocate and re-allocate water to each category. The City Council may create, identify or modify sub-categories, such as specific commercial districts or areas, for water allocations dependent upon City priorities and needs deemed necessary to protect the public health, safety and welfare of the community. **Specific commercial districts for water allocation will be established by Resolution.**

2. Amend Title 12 Section 24.025C to read as follows:

C. Residential Accessory Dwelling Units. Accessory dwelling units are a valuable form of additional housing. Accessory dwelling units are smaller habitable dwellings (up to one thousand two hundred square feet) that may be attached or

detached and accessory to a primary dwelling on residentially zoned properties. The city wishes to encourage the development of ADUs as they provide valuable opportunities for property owners and a source of affordable housing.

Water shall be allocated to the residential ADU category for (1) deed-restricted ADUs to low and very low and (2) unrestricted ADUs. Both categories shall be allocated on a first-come, first-served basis until the total amount of water allocation established by resolution has been allocated.

The Residential Accessory Dwelling Units (ADUs) shall retrofit the existing dwellings water fixtures to high efficiency water fixtures and appliances. The maximum amount of water allocation to be made available in any application for an ADU water release permit shall be established by resolution. The Residential **Accessory Dwelling Unit (ADU)** category shall be required to purchase water release permits at **an amount established by resolution,** ~~the market rate of water,~~ unless the residential unit is deed restricted to provide for rental or use only to persons of ~~moderate~~ **low income** or **very low lower income** **as published by the Department of Housing and Urban Development (HUD),** inclusive of renters utilizing **the Housing Choice Voucher Program (formerly known as "Section 8")** ~~section 8 vouchers for a period of forty-five (45) years. The City will establish the water release permit purchase by resolution.~~

Water allocation approval alone does not imply project approval. Projects are required to obtain all other necessary approvals as required by the city and any other governmental agency having jurisdiction over the project.

If changes made to the existing structure do not intensify the existing use pertaining to water, then no additional water determinations are necessary.

The total number of ADU units created, including the number of deed-restricted affordable units, will be reported to California Department of Housing and Community Development as part of the required housing element annual progress report. (Ord. 1064 § 2, 2019)

SECTION 4. EFFECTIVE DATE

This Ordinance shall become effective thirty (30) days after its final passage and adoption at a duly noticed public hearing for the second reading of the proposed text amendments.

INTRODUCED AND PASSED TO PRINT at a regular meeting of the City Council of the City of Seaside, State of California, on the 19th day of November, 2020.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Seaside, State of California, on the 3rd day of December, 2020, by the following vote:

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

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: Nisha Patel, Public Works Director/City Engineer
Misty Bradshaw, Associate Engineer

DATE: December 3, 2020

**SUBJECT: UPDATE ON POTENTIAL ALTERNATE STREETS TO ADD TO
CURRENT FULL DEPTH REPAIR PROGRAM**

PURPOSE & RECOMMENDATION

Adopt a Resolution (Attachment 1) authorizing staff to modify the scope of work for the Pavement Rehabilitation Phase 3 Project.

BACKGROUND

BACKGROUND

On May 21, 2020, Council awarded the construction contract to Teichert Construction for the Pavement Rehabilitation Phase 3 Project. As part of their contract, both Kimball Avenue from Fremont Boulevard to Wheeler Street, and Wheeler Street from Kimball Avenue to Hilby Avenue were to receive a Full Depth Reclamation (FDR) treatment as well as installation of pedestrian intersection bulbouts and ADA access ramps. Teichert has since started work on Kimball Avenue and Wheeler Street by completing construction of concrete ramp improvements in preparation of the FDR work.

FDR rehabilitation consists of pulverizing the full depth of the existing asphalt and base material down to between nine and twelve inches below grade, adding cement

treatment to the pulverized base, followed by compaction of the pulverized material. Then a final placement of a new asphalt roadway is installed above the compacted cement treated base.

Teichert began preparations for the FDR treatment for Kimball Avenue and Wheeler Street, and through potholing the below ground utilities they discovered that there were both shallow PG&E gas lines and California American Water (CalAm) water lines within the project area. In order to allow PG&E to lower or relocate the gas main line located within the roadways of Kimball Avenue and Wheeler Street, the City will not be rehabilitating the pavement of the streets with this Phase of the project. City staff has submitted an application to PG&E for relocation. It is estimated to take two years for PG&E to design and relocate their lines. Following PG&E's gas line relocation, the City will revisit the recommended treatment on Kimball Avenue and Wheeler Street on a future phase of pavement rehabilitation. The cost savings of removing FDR on Kimball Avenue and Wheeler Street is estimated at approximately \$300,000.

Staff evaluated other potential roadways to add to the scope in lieu of Kimball Avenue and Wheeler Street. The street segments described below are all in very poor condition and need a similar type of rehabilitation as FDR treatment.

Option 1

Sonoma Avenue from Fremont Boulevard to Terrace Street and from San Lucas Street to Noche Buena Street are collector roadway segments which have a significant amount of daily traffic. Three curb ramps adjacent to the pavement do not meet current ADA standards and will require upgrades. Design for pavement rehabilitation and ramps will need to be performed. Potholing, and plans and coordination from utility companies are needed before FDR can be confirmed as the pavement treatment. The estimated design and construction cost for FDR and ADA upgrades is \$401,000 or \$5.93 per sq. ft.

Option 2

Yosemite Street from LaSalle Avenue to Ord Grove Avenue and from Broadway Avenue to Sonoma Avenue are collector roadway segments that have a significant amount of daily traffic and is a bus route for Monterey Salinas Transit (MST). Four curb ramps adjacent to the pavement do not meet current ADA standards and will require upgrades. Design for pavement rehabilitation and ramps will need to be performed. Potholing, and plans and coordination from utility companies are needed before FDR can be confirmed as the pavement treatment. The estimated design and construction cost for FDR and ADA upgrades is \$395,000 or \$6.22 per sq. ft.

Option 3

Circle Avenue from Military Avenue to Noche Buena Avenue and Grandview Street from Ord Grove Avenue to Circle Avenue are residential streets which do not have high amounts of daily traffic. Six curb ramps adjacent to the pavement do not meet current

ADA standards and will require upgrades. Design for pavement rehabilitation and ramps will need to be performed. Potholing, and plans and coordination from utility companies are needed before FDR can be confirmed as the pavement treatment. The estimated design and construction cost for FDR and ADA upgrades is \$339,000 or \$7.20 per sq. ft.

Option 4

Alhambra Street from Hamilton Avenue to Sonoma Avenue and from Elm Avenue to Broadway Avenue are categorized as residential streets. Nine curb ramps adjacent to the pavement do not meet current ADA standards and will require upgrades. Design for pavement rehabilitation and ramps will need to be performed. This includes extensive design and improvement of driveway approaches and a valley gutter. Potholing, and plans and coordination from utility companies are needed before FDR can be confirmed as the pavement treatment. The estimated design and construction cost for FDR, ADA ramps, and concrete work is \$258,000 or \$12.27 per sq. ft. This street has the highest cost per square foot due to the extensive concrete improvements.

Options 1 through 4 require further investigation into the feasibility of the FDR treatment, and require design of the concrete improvements, thus the overall Phase 3 project schedule will be delayed.

Option 5A

Echo Avenue from Fremont Boulevard to 200 feet west of Baker Street was previously proposed as a replacement street because it is the most economical option. Due to the width of the roadway, the square footage of Echo Avenue segment is comparable to the combined square footage of Kimball Avenue and Wheeler Street segments. Design for pavement rehabilitation is already complete, and there are compliant ADA ramps at both ends of the roadway segment which were constructed as part of previous projects. Potholing has been completed, and there are no below ground utility conflicts. Echo Avenue could benefit from complete streets improvements or a road diet, but the proposed paving does not prevent the City from constructing improvements in the future. The City General Plan does recommend a bicycle lane on this segment of Echo Avenue. The estimated construction cost for the FDR is \$242,000 or \$3.74/ sq. ft. Inclusion of Echo Ave into the project should not impact the contract cost or delay the current project schedule.

Option 5B

Echo Avenue improvements in Option 5A with an island in the center of the street will provide an opportunity for the City to construct or install a feature such as a kiosk or art work in the near future. The island is proposed to be 45 feet long and 12 feet wide, and start a 100 feet east of the east cross walk at Echo Avenue and Fremont Boulevard. A center island typically slows down traffic. The estimated cost for design and construction of the FDR and concrete improvements is \$385,000 or \$5.96/ sq. ft.

It is recommended that the Council allow staff to negotiate with Teichert to add one of the above recommended options to the project scope of work in lieu of Kimball Avenue and Wheeler Street.

ENVIRONMENTAL REVIEW

This project is exempt from the California Environmental Quality Act (CEQA) pursuant to Class 1, Section 15301: Existing Facilities Class 1 exemptions consist of the operation, repair, maintenance, permitting, leasing, licensing, or minor alterations of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use.

Evidence: The propose project scope change consists of pavement rehabilitation which would not result in an expansion or significant modification of the existing roadway.

FISCAL IMPACT

The Kimball Avenue and Wheeler segments are currently funded from non-bonded accumulated revenue generated from Measure X and SB1. The recommended options are approximately equal to the remaining funds not expended on the Kimball Avenue and Wheeler Street improvements. If an option is selected that exceeds the estimated \$300,000 available, the increase would be within the overall approved construction contingency for the project.

ATTACHMENTS

1. Reso_FDR Scope Change
2. Phase 3 Pavement Project Replacement Streets

Reviewed for Submission to the
City Council by:



Craig Malin, City Manager

RESOLUTION NO. 20-____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEASIDE

AUTHORIZING STAFF TO MODIFY THE SCOPE OF WORK FOR THE PAVEMENT REHABILITATION PROJECT TO INCLUDE A CHANGE IN THE FULL DEPTH RECLAMATION STREETS SELECTED FOR TREATMENT.

WHEREAS, on May 21, 2020, the City Council awarded the construction contract to Teichert Construction for the Pavement Rehabilitation Project Phase 3; and

WHEREAS, the scope of work included full depth reclamation (FDR) treatment on Kimball Avenue from Fremont Boulevard to Wheeler Street, and Wheeler Street from Hilby Avenue to Kimball Avenue; and

WHEREAS shallow gas and water lines were discovered below Kimball Avenue and Wheeler Ave. which makes FDR infeasible; and

WHEREAS a matter of public safety PG&E would like to relocate or lower their gas mainline along both Kimball Avenue and Wheeler Street; and

WHEREAS, on November 19, 2020, the City Council took action to remove Kimball and Wheeler from Teichert's scope of work, and

WHEREAS staff will look to negotiate with Teichert to add alternative and comparable roadways to receive FDR treatment in lieu of Kimball Avenue and Wheeler Street; and

WHEREAS, following PG&E's gas mainline relocation the City will revisit the recommended treatment on Kimball Avenue and Wheeler Street on a future phase of pavement rehabilitation; and

WHEREAS, in accordance with Title 14, California Code of Regulations, Section 15301.c, "Existing Facilities" the following actions are categorically exempt from the California Environmental Quality Act (CEQA);

"Existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities (this includes road grading for the purpose of public safety)".

NOW, THEREFORE BE IT RESOLVED, City Council of the City of Seaside authorizes staff to enter into negotiations with Teichert to add a comparable roadway to receive FDR treatment.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of

Seaside duly held on the 3rd day of December 2020 by the following vote:

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

Ian N. Oglesby, Mayor

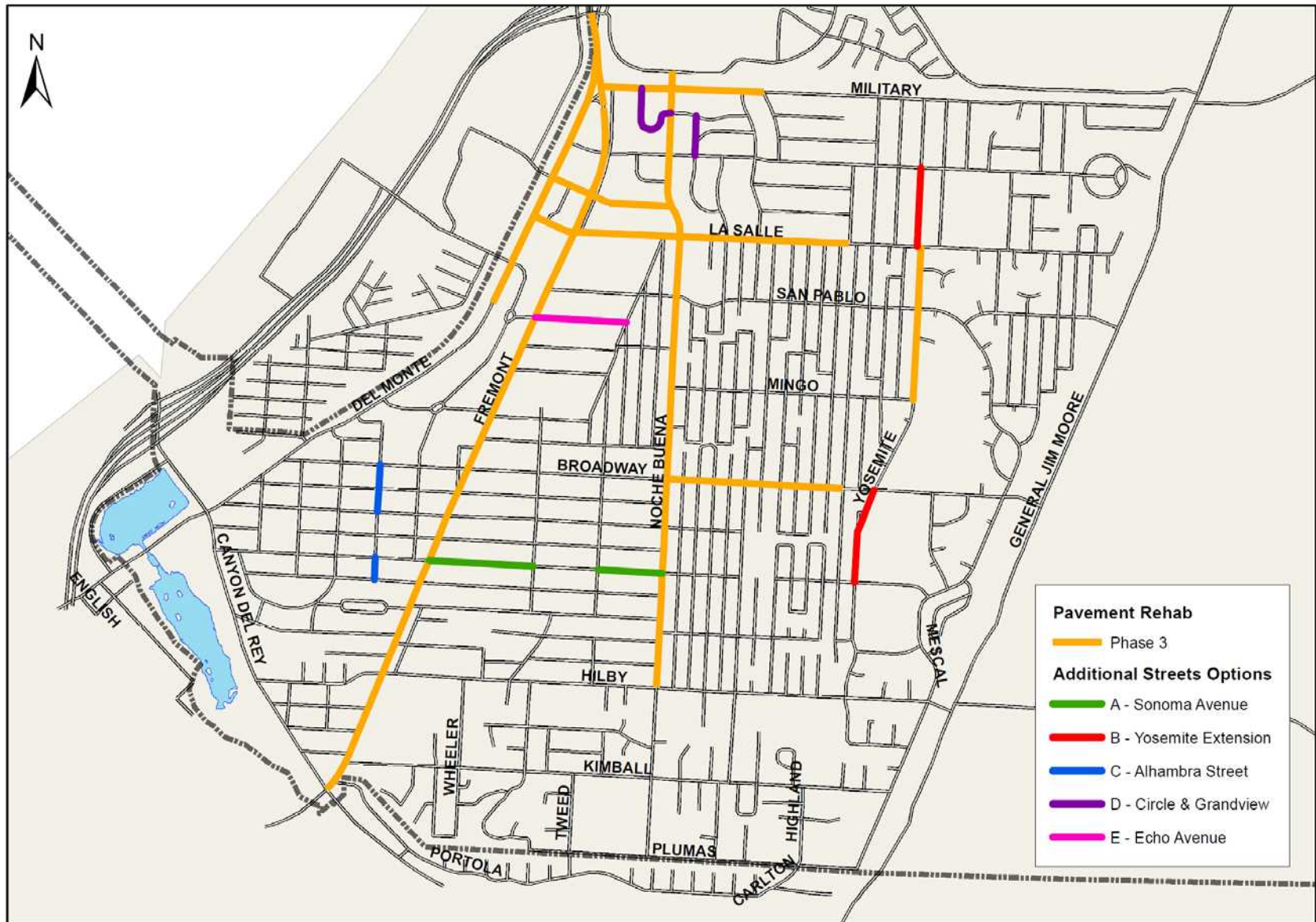
ATTEST:

Lesley Milton, City Clerk

Replacement Streets for the Phase 3 Pavement Rehabilitation Project

December 3, 2020

Phase 3 Pavement Rehabilitation



Option 1- Sonoma Ave.

Fremont Blvd. to Terrace St.

San Lucas St. to Noche Buena St.

Estimated Cost

\$401,000

\$5.93/ sq. ft.

PCI

Fremont Blvd. to Terrace St.- 10

San Lucas St. to Noche Buena St.- 11

Pros

- Collector roadway

Cons

- Two non-contiguous segments
- Need plans and coordination from utility companies
- Potholing will be required
- Design and concrete work will impact the schedule

Sonoma Ave.- Fremont Blvd. to Terrace St.



Sonoma Ave.- San Lucas St. to Noche Buena St.



Option 2- Yosemite Extension

La Salle Ave. to Ord Grove Ave.

Broadway Ave. to Sonoma Ave.

Estimated Cost

\$395,000

\$6.22/ sq. ft.

Pros

- In proximity to planned FDR on Yosemite already part of the Phase 3 project
- ADA improvements near schools will benefit safety of pedestrians

PCI

La Salle Ave. to Ord Grove Ave.- 45

Broadway Ave. to Sonoma Ave.- 44

Cons

- Will skip ADA improvements at Broadway
- Bulbouts will require storm drain improvements
- Need plans and coordination from utility companies
- Potholing will be required
- Design and concrete work will impact the schedule

Yosemite St.- La Salle Ave. to Ord Grove Ave.



Yosemite St.- Broadway Ave. to Sonoma Ave.



Option 3- Circle Ave. and Grandview St.

Circle Ave.- Military Ave. to Noche Buena Ave.

Grandview St.- Ord Grove Ave. to Circle Ave.

Estimated Cost

\$339,000

\$7.20/ sq. ft.

PCI

Circle Ave. segment- 0

Grandview St. segment- 11

Pros

- Lowest PCI street to provide the biggest impact to the City's overall PCI

Cons

- Residential Streets = do not have high volume of daily traffic
- Design and concrete work will impact the schedule
- Potholing will be required
- Need plans and coordination from utility companies

Circle Ave.- Military Ave. to Noche Buena Ave.



Grandview St.- Ord Grove Ave. to Circle Ave.



Option 4- Alhambra St. Hamilton Ave. to Sonoma Ave. Elm Ave. to Broadway Ave.

Estimated Cost

\$258,000

\$12.27/ sq. ft.

Pros

- Low PCI streets will be improved

PCI

Hamilton Ave. to Sonoma Ave.- 10

Elm Ave. to Broadway Ave.- 23

Cons

- Residential Street
- Highest cost per sq. ft.
- Extensive concrete work is required
- Need plans and coordination from utility companies
- Potholing will be required
- Design and concrete work will impact the schedule

Alhambra St.- Hamilton Ave. to Sonoma Ave.



Alhambra St.- Elm Ave. to Broadway Ave.



Option 5A- Echo Ave.

Fremont Blvd. to 200 ft. West of Baker St.

Estimated Cost

\$242,000

\$3.74/ sq. ft.

PCI

32

Pros

- Most economical choice
- Design is complete
- Potholing has been completed and there are no below grade utility conflicts
- No impact to current project schedule
- Contractor is willing to accept this change

Cons

- Could benefit from complete streets improvements

Echo Avenue



Echo Avenue



Option 5B- Echo Ave.

Fremont Blvd. to 200 ft. West of Baker St.

Estimated Cost

\$385,000

\$5.96/ sq. ft.

PCI

32

Pros

- Island could be used to place a kiosk or art feature in the future
- Islands typically slow down traffic
- Design for FDR is complete
- Potholing has been completed and there are no below grade utility conflicts

Cons

- Design and concrete work will impact the schedule

Echo Avenue with proposed island



Timeline Impacts

Original Contract Completion Date: April 2021

Options 1 through 4: (3 months)

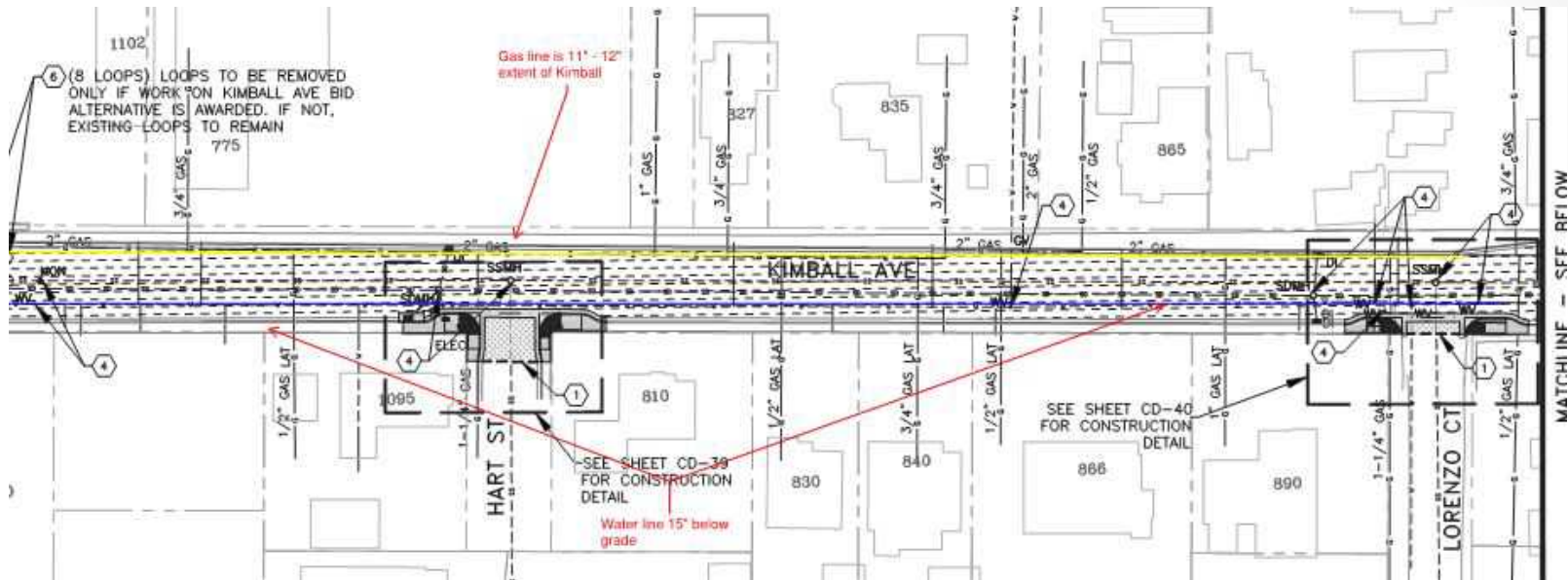
- Execute Amendment with Harris for additional design efforts.
- Request various agency's utility maps.
- Potholing investigations for underground utilities.
- Surveying for concrete and ADA improvements.
- Roadway coring for recommended treatment sections.
- Preparation of design plan and details.

Contractor will need to remobilize crews resulting in total project completion delay.

Options 5A Echo Ave.: (No Schedule Impact)

Questions?

Kimball Avenue

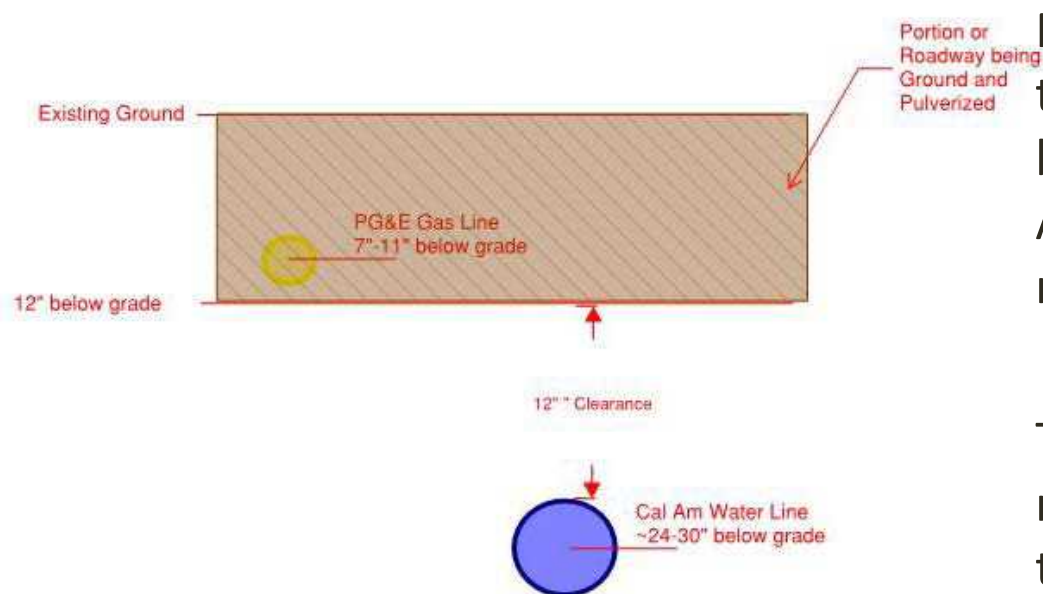
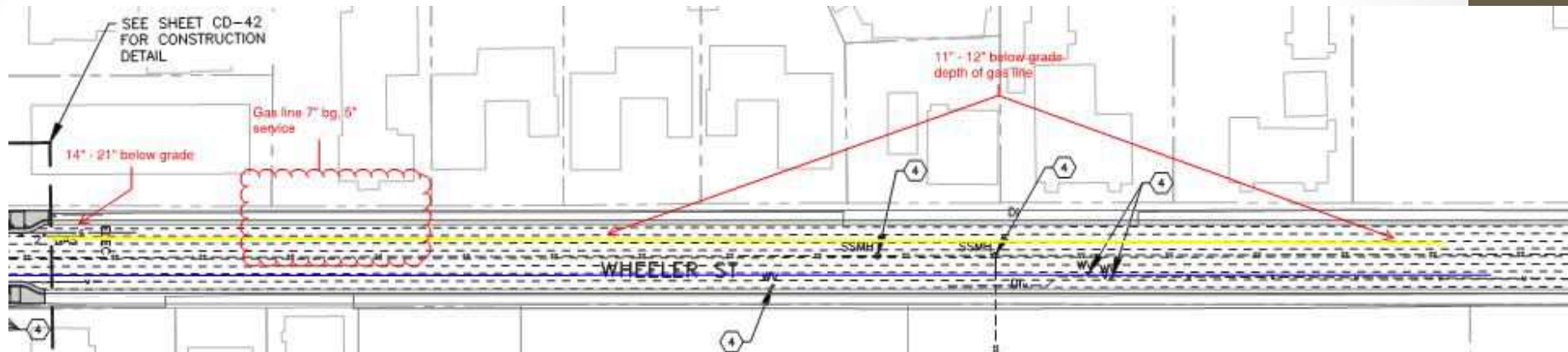


Portion of
Roadway being
Ground and
Pulverized

A minimum clearance of 12" is required between the bottom of the pulverized roadway and the top of a pipe.

Neither PG&E or Cal Am have the required clearances on Kimball to perform the proposed FDR treatment.

Wheeler Street



PG&E's gas mainline falls within the section of roadway that is to be ground and pulverized. Cal Am's water line has the minimum required clearance.

The proposed FDR treatment will not work unless PG&E relocates their gas line.