



AGENDA

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

CONCURRENT MEETING
HYBRID (IN PERSON & VIRTUAL)
Thursday, October 7, 2021
5:00 PM

MASKS ARE REQUIRED FOR IN PERSON PARTICIPATION.

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. This meeting will be held in a hybrid format providing a physical location at 440 Harcourt Avenue, Council Chamber, Seaside, CA 93955.

DETAILS FOR PUBLIC PARTICIPATION IN THIS COUNCIL MEETING:

IN PERSON PARTICIPATION: Protective face coverings required at all times, including when speaking.

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 4:00 p.m. on the day of the meeting. All submitted comments will be provided to the City Council or the Board for consideration and compiled as part of the record.
- During the Meeting via Oral Comments: When the Mayor 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 Clerk will call speaker names and unmute speaker microphones (on the phone, press *6). You will have up to 3 minutes to provide your comments, with time set by the discretion of the Mayor. ***Please note, written comments will not be read but will be included in the final record.***

VIRTUAL MEETING ACCESS

This meeting can be watched via the City of Seaside You Tube channel

https://www.youtube.com/channel/UC1Cu7854Ohtjpr_XV1tDvRg

Or by joining the Zoom webinar link <https://us02web.zoom.us/j/81936832059>

Or call in phone number: 669-900-9128

Webinar ID: 819 3683 2059

1. CALL TO ORDER

2. ROLL CALL – ESTABLISHMENT OF QUORUM

Ian N. Oglesby	Mayor/Chair
David R. Pacheco	Mayor Pro Tem/Vice Chair
Jason Campbell	Council/Agency Member
Jon Wizard	Council/Agency Member
Alexis Garcia-Arrazola	Council/Agency 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 (3) minutes. Public Comments for "Presentations" on this agenda are also taken at this time; 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.

A. REVIEW OF UPCOMING CITYWIDE EVENTS (ERNESTO ALTAMIRANO, COMMUNICATIONS AND COMMUNITY ENGAGEMENT SPECIALIST)

7. PRESENTATIONS

A. CENTRAL COAST COMMUNITY ENERGY MEMBER AGENCY PRESENTATION (LINA WILLIAMS, ACCOUNT SERVICES MANAGER)

B. VACCINATION UPDATE (FIRE CHIEF MARY GUTIERREZ)

C. CAPITAL IMPROVEMENT PROGRAM UPDATE (NISHA PATEL, PUBLIC WORKS DIRECTOR/CITY ENGINEER)

8. CONSENT AGENDA

A. APPROVE MINUTES FROM SEPTEMBER 16, 2021

RECOMMENDATION: Approve minutes as presented in agenda packet

B. APPROVE AND FILE CITY CHECKS

RECOMMENDATION: Approve and file the accounts payable and wired payments made during the period of August 28, 2021 through September 10, 2021 including the payroll and benefits checks, direct deposits and wired payments related to the pay period ending September 9, 2021. Total Accounts Payable and Payroll for the above referenced period is \$1,780,209.52.

C. APPROVE AND FILE SUCCESSOR AGENCY CHECKS

RECOMMENDATION: Approve and file the accounts payable and wired payments made during the period of August 28, 2021 through September 10, 2021 including the payroll and benefits checks, direct deposits and wired payments related to the pay period ending September 9, 2021. Total Accounts Payable and Payroll for the above referenced period is \$350.87.

D. APPROVE PROCLAMATION RECOGNIZING OCTOBER 2021 AS NATIONAL DISABILITY EMPLOYMENT AWARENESS MONTH

RECOMMENDATION: Approve a proclamation declaring October 2021 as National Disability Employment Awareness Month to celebrate the accomplishments in the workplace of persons with disabilities and reaffirm the commitment to ensuring equal employment opportunities for all citizens.

E. ADOPT A RESOLUTION AUTHORIZING AN AMENDMENT TO THE AGREEMENT FOR CONTRACTOR SERVICES WITH DISASTER KLEENUP SPECIALISTS FOR ON-CALL AND PROACTIVE PROPERTY CLEAN-UP SERVICES FOR AN AMOUNT NOT TO EXCEED \$50,000.00, AND APPROPRIATING \$50,000.00 FROM THE GENERAL FUND AND AMENDING THE FISCAL YEAR 2021/22 BUDGET FOR THE PROJECT

RECOMMENDATION: Adopt a resolution authorizing an Amendment to the Agreement for Contractor Services with Disaster Kleenup Specialists to perform on-call and proactive clean-up services for an amount not to exceed \$50,000.00, and appropriating \$50,000.00 from the General Fund and amending the Fiscal Year 2021/22 Budget for the Project.

F. ADOPT A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN A MASTER EQUITY LEASE AGREEMENT WITH ENTERPRISE FM TRUST TO LEASE AS MANY AS 25 VEHICLES WITH A YEAR ONE NET COST NOT TO EXCEED \$215,000.00

RECOMMENDATION: Adopt a resolution authorizing the City Manager to sign a Master Equity Lease Agreement with Enterprise FM Trust to lease as many as 25 vehicles with a year one net cost not to exceed \$215,000.00.

G. ADOPT A RESOLUTION APPROVING AN ON-CALL CONSULTANT LIST FOR GEOTECHNICAL AND ENGINEERING TESTING SERVICES

RECOMMENDATION: Adopt resolution approving the following firms as qualified to provide On-Call Geotechnical and Engineering Testing services:

1. Ninyo & Moore Geotechnical and Environmental Sciences Consultants
2. Pacific Crest Engineering Inc.
3. Earth Systems Pacific
4. Butano Geotechnical Engineering, Inc.

H. ADOPT A RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS FOR THE ELLIS PARK IMPROVEMENTS PROJECT, APPROPRIATING \$390,818.00 FROM THE GENERAL FUND TO THE PROJECT, AND AWARDING A CONSTRUCTION CONTRACT TO MONTEREY PENINSULA ENGINEERING FOR AN AMOUNT NOT TO EXCEED \$743,986.00 AND TOTAL PROJECT CONSTRUCTION COST INCLUDING CONTINGENCY OF \$868,986.00.

RECOMMENDATION: Adopt a resolution approving the plans and specifications for the Ellis Park Improvements Project; appropriating \$390,818.00 from the General Fund to the project budget; awarding a construction contract to Monterey Peninsula Engineering for an amount not to exceed \$743,986.00; establishing a 17% construction contingency for a total project construction amount not to exceed of \$868,986.00; authorizing the City Manager to execute the construction contract, and approve any amendments, extensions, and change orders until completion of the project in accordance with the plans and specifications up to the total project construction amount.

I. ADOPT A RESOLUTION AUTHORIZING AN AMENDMENT TO THE PROFESSIONAL SERVICE AGREEMENT WITH WALLACE GROUP FOR CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES FOR THE ELLIS PARK IMPROVEMENT PROJECT FOR AN AMOUNT NOT TO EXCEED \$80,800.00

RECOMMENDATION: Adopt a resolution authorizing an Amendment to the Professional Services Agreement with Wallace Group to perform construction management and inspection services for the Ellis Park Improvements Project for an amount not to exceed \$80,800.00

J. ADOPT A RESOLUTION AUTHORIZING THE CITY OF SEASIDE AND THE COORDINATED ASSESSMENT AND REFERRAL SYSTEM (CARS) MEMORANDUM OF UNDERSTANDING

RECOMMENDATION: Adopt a resolution authorizing the memoranda of understanding between the City of Seaside and CARS.

K. ADOPT A RESOLUTION AMENDING THE BUDGET FOR THE FISCAL YEAR 2022, APPROPRIATING \$1,240,000.00 FROM FUND BALANCE, ALLOCATING IT TO THE ECONOMIC DEVELOPMENT DEPARTMENT, APPROVING AN AGREEMENT FOR THE PURCHASE AND TEMPORARY LEASE OF REAL PROPERTY AT 490 BROADWAY AVE, AND AUTHORIZING THE EXECUTION OF AGREEMENTS

RECOMMENDATION: Adopt a resolution approving the lease to purchase agreement and appropriate funding necessary to execute the agreement for 490 Broadway Avenue.

L. MODIFY POSITION CONTROL LIST TO ADD ONE ADMINISTRATIVE ASSISTANT IN THE HOUSING DIVISION, ONE ADMINISTRATIVE ASSISTANT IN THE PLANNING DIVISION, OVER HIRE ONE MAINTENANCE & UTILITIES WORKER II, CREATE THE PART-TIME CLASSIFICATION OF FIRE MARSHAL AND AUTHORIZE THE CITY'S FINANCE DIRECTOR TO AMEND THE FISCAL YEAR 2022 BUDGET TO INCREASE PERSONNEL COSTS BY \$22,919.00 IN FUND 246

RECOMMENDATION: Authorize the personnel changes that are critical in advancing the City's strategic objectives.

M. APPROVE A FEE WAIVER REQUEST FROM THE NEIGHBORHOOD IMPROVEMENT COMMISSION FOR USE OF LAGUNA GRANDE PARK FOR A CELEBRATION OF LIFE FESTIVAL FOR LANNY OLIS

RECOMMENDATION: Approve the Fee Waiver request from the Neighborhood Improvement Commission.

N. PROCLAMATION HONORING THE LATE LANNY OLIS

RECOMMENDATION: Recognize the life and legacy of Lanny Olis by the proclamation in his honor.

O. ADOPT A RESOLUTION TO AUTHORIZE A CONTRACT WITH PECKHAM & MCKENNEY FOR THE EXECUTIVE SEARCH SERVICES OF CITY MANAGER FOR AN AMOUNT NOT TO EXCEED \$33,000.00

RECOMMENDATION: Adopt a resolution authorizing the Acting City Manager to enter into an agreement with Peckham & McKenney for the executive search services for a new City Manager for an amount not to exceed \$33,000.00.

P. ADOPT A RESOLUTION MAKING FINDINGS IN ACCORDANCE WITH AB361 AND GOVERNMENT CODE SECTION 54953(E) AUTHORIZING REMOTE TELECONFERENCE MEETINGS

RECOMMENDATION: Adopt a resolution making findings under AB361 and Government Code section 54953(e) authorizing continued teleconference (Zoom) hybrid meetings.

9. PUBLIC HEARING

A. SECOND READING OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SEASIDE REPEALING SEASIDE MUNICIPAL CODE SECTION 10.32.050, ADDING CHAPTER 12.52 TO ESTABLISH REGULATIONS FOR SIDEWALK VENDING, AND ADDING CHAPTER 10.48 TO ESTABLISH REGULATIONS FOR MOBILE FOOD VENDING IN THE PUBLIC RIGHT-OF-WAY (SECOND READING-ROLL CALL VOTE).

RECOMMENDATION: Approve the second reading of an ordinance repealing Seaside Municipal Code section 10.32.050, adding Chapter 12.52 to establish hours of operation for sidewalk vending, and adding Chapter 10.48 to establish regulations for mobile food vending in the public right-of-way; and by Resolution, waive vendor fees until reevaluated for Fiscal Year 2022-2023 and set a cap of ten food truck permits.

10. BUSINESS ITEMS

A. CONSIDER A REQUEST TO CLOSE BROADWAY AVENUE FROM HILLSDALE STREET TO CONTRA COSTA STREET FOR THE REALITY LLC EVENT "WAR BY THE SHORE 3" ON SATURDAY, NOVEMBER 20, 2021

RECOMMENDATION: Consider a request to close Broadway Avenue to through traffic from Hillsdale Street to Contra Costa Street to ensure public safety during the REALITY LLC "War By The Shore 3" event on Saturday, November 20, 2021.

B. ADOPT A RESOLUTION APPROPRIATING \$150,000.00 FROM SEASIDE'S ENTITLEMENT ALLOCATION FROM THE AMERICAN RESCUE PLAN ACT OF 2021 AND ALLOCATING IT TO THE ECONOMIC DEVELOPMENT DEPARTMENT FOR IMPLEMENTATION OF A SEASIDE ECONOMIC RECOVERY PROGRAM AND ADOPT ADMINISTRATIVE POLICIES AND PROCEDURES FOR A STOREFRONT IMPROVEMENT GRANT TO BENEFIT SMALL BUSINESSES IMPACTED BY COVID-19

RECOMMENDATION: Adopt Administrative Policies and Procedures for the storefront improvement grant entitled "FLIP Seaside" and appropriate funding from Seaside's allocation of the American Rescue Plan Act of 2021 to implement the program.

C. ADOPT RESOLUTION TO APPROVE THE ARTICLES OF INCORPORATION AND BYLAWS OF THE SEASIDE HOUSING COLLABORATIVE

RECOMMENDATION: Adopt a resolution accepting the Articles of Incorporation and Bylaws to create the Seaside Housing Collaborative, and authorize the City Attorney to take necessary steps to register and organize the nonprofit.

D. CONSIDER AND DISCUSS A POLICY TO REQUIRE THE COVID-19 VACCINE FOR ALL CITY EMPLOYEES, BOARD & COMMISSION MEMBERS, CONTRACTORS, AND VOLUNTEERS

RECOMMENDATION: Review and discuss a policy that would require all City employees, Board & Commission members, contractors, volunteers, and interns, except those with an authorized exemption, to be fully vaccinated against COVID-19.

11. COUNCIL MEMBER REQUESTS

A. REPORTS ON REQUESTS FROM PRIOR MEETING

1. Status report on General Plan Update (Wizard)
2. Presentation on form-based codes (Wizard)
3. Report on Statewide Integrated Traffic Records System (SWITRS) data (Wizard)
4. Discussion regarding budget appropriation for the Climate Action Plan (Wizard)
5. Follow up on requests for electrification, commercial linkage fees and nexus study (Wizard)

B. NEW 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 Manager, City Attorney and the City Council to make brief comments of general interest to the community, and report on committee assignments.

13. CLOSED SESSION

Pursuant to Government Code Section 54956 et seq., the City Council and Successor Agency to Redevelopment Agency may adjourn to a Closed Session to consider specific matters dealing with litigation, certain personnel matters, property negotiations or to confer with the City Attorney.

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

POTENTIAL LITIGATION (TWO MATTERS)

Public comments on these items are taken after reading by the City Attorney. For the public record, please state your name.

14. ADJOURNMENT

This meeting will be adjourned in honor and memory of Lanny Olis, Kazia Blunt, Harvey Kuffner and Mark Morgan.

Next Regularly Scheduled Meeting:
October 21, 2021
5:00 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.