A G E N D A

CITY OF SEASIDE	REGULAR MEETING
CITY COUNCIL/SUCCESSOR	440 HARCOURT AVE (COUNCIL CHAMBER)
AGENCY TO THE	Thursday, September 1, 2022
REDEVELOPMENT AGENCY	5:00 PM

NOTICE: *The City Council will hold its public meetings in person, with a virtual option for public participation based on availability. The City of Seaside utilizes Zoom tele-conferencing technology for virtual public participation; however, we make no representation or warranty of any kind, regarding the adequacy, reliability, or availability of the use of this platform in this manner. Participation by members of public through this means is at their own risk.*

VIRTUAL PUBLIC PARTICIPATION INSTRUCTIONS

1. To view this meeting: Please click on the following link to the City of Seaside YouTube Channel: https://www.youtube.com/c/CityofSeasideCalifornia

2. To participate in this meeting: Using the Zoom application on your smart phone, laptop, tablet or desktop and click on this link: https://ci-seaside-ca-us.zoom.us/j/81936832059
WEBINAR ID: 819 3683 2059

3. To participate by phone: Please call (669) 900-9128
Enter the meeting ID 819 3683 2059 when prompted. There is no participate code – press the pound sign # after the recording prompts you.

4. To make 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 2:00 p.m. on the day of the meeting.

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.

IN PERSON PARTICIPATION INSTRUCTIONS

Members of the public participating in person and wishing to address the City Council may approach the podium when the Chair calls for public comment.

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.

7. PRESENTATIONS

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

B. VACCINE UPDATE (MARY GUTIERREZ, FIRE CHIEF)

C. INFORMATIONAL REVIEW OF THE COMMUNITY FACILITIES DISTRICT (CFD) AS A FINANCING MECHANISM (NBS GOVERNMENT FINANCE GROUP, CONSULTANT)

8. CONSENT AGENDA

A. **ADOPT A RESOLUTION MAKING FINDINGS IN ACCORDANCE WITH AB361: HYBRID MEETINGS AND GOVERNMENT CODE SECTION 54953 (BROWN ACT) AUTHORIZING REMOTE/TELECONFERENCE PARTICIPATION IN CITY MEETINGS**

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

B. **APPROVE MINUTES FROM AUGUST 18, 2022**

RECOMMENDATION: Approve minutes as presented in the agenda packet.

C. **ADOPT A RESOLUTION APPROVING AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICE AGREEMENT WITH WALLACE GROUP TO PROVIDE EXPANDED CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES FOR THE FIRE STATION UPGRADES PROJECT FOR AN AMOUNT NOT TO EXCEED $19,536.00**

RECOMMENDATION: Adopt a resolution authorizing the City Manager to execute amendment no. 3 to the professional service agreement with Wallace Group to provide expanded Construction Management and Inspection Services for the Fire Station Upgrades Project for an amount not to exceed $19,536.00.

D. **ADOPT A RESOLUTION APPROVING CONSTRUCTION AGREEMENT AMENDMENTS WITH 101 BUILDERS FOR AN ALTERNATE EXTERIOR FINISH FOR THE FIRE STATION UPGRADE PROJECT FOR AN AMOUNT NOT TO EXCEED $64,177.17 AND APPROPRIATE $103,713.17 FROM THE GENERAL FUND TO THE PROJECT BUDGET.**

RECOMMENDATION: Adopt a resolution authorizing the City Manager to execute construction agreement amendments with 101 Builders for an alternate exterior finish for the Fire Station Upgrades Project for an amount not to exceed $64,177.17 and appropriate $103,713.17 from the General Fund to the Project budget.

E. **ADOPT A RESOLUTION GRANTING AN EASEMENT TO MARINA COAST WATER DISTRICT FOR THE ORD VILLAGE LIFT STATION**

RECOMMENDATION: Adopt a resolution approving a non-exclusive easement for use by the Marina Coast Water District to operate sanitary sewer facilities adjacent to Monterey Road (APN 031-051-023).

F. **ADOPT A RESOLUTION APPROVING THE PLANS FOR THE NOCHE BUENA EMERGENCY STREET STORM DRAIN IMPROVEMENTS PROJECT, APPROVING AN AGREEMENT FOR CONTRACTOR SERVICES WITH MONTEREY PENINSULA ENGINEERS FOR AN AMOUNT NOT TO EXCEED**

$279,455.00, APPROPRIATING $350,682.00 FROM THE CAPITAL RESERVE TO THE PROJECT, AND DECLARING THE CONSTRUCTION WORK AN EMERGENCY.

RECOMMENDATION: Adopt a resolution:
1. Approving the plans for the Noche Buena Street Storm Drain Improvements Project;
2. Approving an agreement for construction services with Monterey Peninsula Engineers for an amount not to exceed $279,455.00;
3. Establish a 20% contingency for a total project construction amount not to exceed $335,346.00;
4. Amending the FY 2022/ 23 budget to appropriate $350,682.00 to the Project;
5. Authorizing the City Manager to execute the agreement for construction services, and approve any amendments, extensions, and change orders until completion of the project in accordance with the plans up to the total project construction amount; and
6. Declaring the construction work an emergency because it is necessary to prevent danger to life and property.

G. ADOPT A RESOLUTION APPROVING AN AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICE AGREEMENT WITH HARRIS & ASSOCIATES FOR FINAL DESIGN AND DESIGN SUPPORT DURING CONSTRUCTION FOR THE NOCHE BUENA STREET EMERGENCY STORM DRAIN IMPROVEMENTS PROJECT FOR AN AMOUNT NOT TO EXCEED $12,780.00

RECOMMENDATION: Adopt a resolution authorizing the City Manager to execute Amendment No. 1 to the professional services agreement with Harris & Associates for design services and design support during construction services for the Noche Buena Street Emergency Storm Drain Improvements Project for an amount not to exceed $12,780.00.

H. ADOPT A RESOLUTION ADOPTING THE LISTING OF BENEFITS WITH THE CITY OF SEASIDE'S EXECUTIVE MANAGERS

RECOMMENDATION: Adopt a resolution approving the Listing of Benefits with the Executive Managers.

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

RECOMMENDATION: Approve a request from Seaside Blade Runners Basketball for a donation of $3,000.00 from the Mayor's Youth Fund to help cover the costs for equipment, uniforms, gym expenses, tournaments and transportation.

J. APPROVE MAYOR'S YOUTH FUND CONTRIBUTION REQUEST FROM SEASIDE HIGH SCHOOL FOOTBALL TEAM

RECOMMENDATION: Approve a request from Seaside High School Football Team for a donation of $3,000.00 from the Mayor's Youth Fund for the costs associated with knee pads, helmets, practice jerseys, and girdles.

K. APPROVE CLEAN CALIFORNIA MAINTENANCE AGREEMENT WITH THE STATE OF CALIFORNIA FOR STREET SWEEPING AND GRAFFITI REMOVAL SERVICES ON HIGHWAY 218 FROM FREMONT BOULEVARD TO HIGHWAY 1

RECOMMENDATION: Adopt a resolution authorizing the City Manager to execute a Clean California Maintenance Agreement with the State of California to street sweep and remove graffiti on Canyon Del Rey Boulevard (Highway 218) from Fremont Boulevard to Highway 1.

L. PROCLAMATION DESIGNATING SEPTEMBER 2022 AS NATIONAL RECOVERY MONTH

RECOMMENDATION: Proclaim September as National Recovery Month in the City of Seaside.

M. ADOPT A RESOLUTION AUTHORIZING THE CLOSURE OF PORTIONS OF CANYON DEL REY BOULEVARD, HARCOURT AVENUE, ALLSTON STREET, AND HILLSDALE AVENUE ON SEPTEMBER 18, 2022, FOR THE CITY OF SEASIDE'S "OAXACA BY THE SEA" EVENT

RECOMMENDATION: Adopt a resolution authorizing the closure of portions of Canyon Del Rey Boulevard, Harcourt Avenue, Allston Street, and Hillsdale Avenue for the City of Seaside's community event on September 18, 2022.

N. ADOPT A RESOLUTION AUTHORIZING AN EXTENSION OF THE 14 ACRE FEET PER YEAR ALLOCATION OF WATER FOR THE RESIDENTIAL REUSE OF THE MEDICAL OFFICERS BARRACKS LOCATED AT 4386-4387 PARKER FLATS CUTOFF ROAD

RECOMMENDATION: Adopt a resolution authorizing an extension of the 14 Acre Feet per Year (AFY) water allocation for the residential reuse of the Medical Officers Barracks located at 4386-4387 Parker Flats Cutoff Road.

9. PUBLIC HEARING

A. AN ORDINANCE AMENDING SEASIDE MUNICIPAL CODE CHAPTER 2.42 CONFLICT OF INTEREST CODE SECTION 2.42.130 APPENDIX - DESIGNATED EMPLOYEES (SECOND READING - ROLL CALL VOTE)

RECOMMENDATION: Second reading of an ordinance amending SMC Chapter

2.42 Conflict of Interest Code Section 2.42.130 Appendix - Designated Employees.

10. BUSINESS ITEMS

A. ADOPT A RESOLUTION AUTHORIZING THE SISTER CITY AGREEMENT BETWEEN THE MUNICIPALITY OF OAXACA DE JUÁREZ AND THE CITY OF SEASIDE

RECOMMENDATION: Approve Sister City agreement between the municipality of Oaxaca de Juárez and the City of Seaside.

B. DISCUSS AND PROVIDE DIRECTION TO STAFF REGARDING THE CITY'S PENSION LIABILITY AND STRATEGIES FOR MITIGATING INCREASING COSTS

RECOMMENDATION: Direct Staff to:

- Continue to prepay the annual UAL amount each July.
- In collaboration with NHA Advisors, vet and select a 115 Trust provider to be recommended to the Council at a subsequent meeting.
- Implement a Pension Reserve policy to include an initial $3 million investment into a 115 Trust followed by four $500 thousand annual contributions to the trust. Thereafter, 20% of any realized year end surplus is contributed to the trust. A draft of the proposed policy would come forward to the City Council concurrent with the recommendation regarding a 115 Trust provider.
- Monitor interest rates on an ongoing basis and bring forward pension obligation bonds for Council consideration when rates are favorable.

Alternate action:
Direct staff to pursue any other combination of strategies related to mitigating the City's increasing pension costs.

C. ADOPT A RESOLUTION APPROVING THE CUTINO PARK IMPROVEMENTS PART 2 CONCEPT PLAN AND REALLOCATING $250,000.00 FROM THE PUMP TRACK PROJECT TO THE CUTINO PARK PROJECT

RECOMMENDATION: Receive a presentation on the concept plan and cost estimates for Cutino Park Improvements Part 2 Project, and adopt a resolution approving the concept plan and reallocating $250,000.00 from the Pump Track Project to the Cutino Park Project.

11. COUNCIL MEMBER REQUESTS

A. NEW COUNCIL MEMBER REQUESTS

B. FOLLOW UP ON PREVIOUS REQUESTS

1. Options for Properties on Hilby Ave, West Broadway Urban Village/Canyon Del Rey Scope of Work (Wizard)

12. CITY ATTORNEY, CITY MANAGER, MAYOR AND CITY COUNCIL 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 and report on committee assignments.

13. CLOSED SESSION

A. CONFERENCE WITH LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE 54957.6

Agency Negotiators: Roberta Greathouse, Human Resources Director / Risk Manager; Donna Williamson, Labor Negotiator; Samantha Sakhrani, Human Resources Analyst.
Employee Organizations: All full-time represented and unrepresented employees and employee associations.

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

Property: 1561 Del Monte Avenue, Seaside, CA 93955 (APN 011-301-010)
Agency Negotiators: City Manager, et al.
Negotiating Party: Foothill Partners, et al.
Under Negotiation: Price, Terms of Payment or both

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

Property: Phase 1A Campus Town generally located West of General Jim Moore Blvd. and East of First Avenue and south of Lightfighter Drive (APN 031-151-054) Approximately 22.52 Acres
Agency Negotiators: City Manager, et. al.
Negotiating Parties: City of Seaside and KB-Bakewell Seaside Venture LLC
Under Negotiation: Price, Terms of Payment or Both

D. CONFERENCE WITH LEGAL COUNSEL PURSUANT TO GOVERNMENT CODE SECTION 54956.9: POTENTIAL LITIGATION

Potential Litigation (2 Matters)

14. ADJOURNMENT

Next Regularly Scheduled Meeting:
September 15, 2022
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.