



AMENDED A G E N D A

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

REGULAR MEETING
440 HARCOURT AVE (COUNCIL CHAMBER)
Thursday, September 15, 2022
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. PRESENTATION OF THE KEY TO THE CITY TO MRS. ELLA RUTHIE WATTS
(MAYOR OGLESBY)

B. MONTEREY COUNTY BOARD OF SUPERVISORS CEREMONIAL
RESOLUTION HONORING THE CITY OF SEASIDE'S VACCINE ACTION
TEAMS WORK TO COMBAT THE SPREAD OF COVID 19. (MONTEREY
COUNTY DISTRICT 4 SUPERVISOR, WENDY ROOT-ASKEW)

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

D. COMMUNITY ENGAGEMENT PLAN FOR THE BROADWAY AVENUE

COMPLETE STREETS CORRIDOR PROJECT (NISHA PATEL, PUBLIC WORKS DIRECTOR/ CITY ENGINEER)

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 25 AND SEPTEMBER 1, 2022

RECOMMENDATION: Approve minutes as presented in the agenda packet.

C. APPROVE AND FILE CITY CHECKS

RECOMMENDATION: Approve and file the accounts payable and wired payments made during the period of July 2, 2022, through July 30, 2022, including the payroll and benefits checks, direct deposits, and wired payments related to the pay period ending July 14, 2022, and July 30, 2022. Total Accounts Payable and Payroll for the above referenced period is \$5,038,490.83.

D. APPROVE AND FILE SUCCESSOR AGENCY CHECKS

RECOMMENDATION: Approve and file the accounts payable and wired payments made during the period of July 2, 2022 through July 30, 2022 including the payroll and benefits checks, direct deposits and wired payments related to the pay period ending July 14 & July 28, 2022. Total Accounts Payable and Payroll for the above referenced period is \$148,464.78.

E. PROCLAMATION COMMEMORATING THE 75TH ANNIVERSARY OF MONTEREY PENINSULA COLLEGE DISTRICT

RECOMMENDATION: Present a proclamation commemorating the 75th Anniversary of Monterey Peninsula College District.

F. PROCLAMATION DESIGNATING SEPTEMBER 26 TO SEPTEMBER 30, 2022, AS STORMWATER AWARENESS WEEK FOR STORMWATER CONTROL

RECOMMENDATION: Approve a proclamation to recognize Stormwater Awareness Week and the efforts of City staff to protect water quality.

G. PROCLAMATION DESIGNATING OCTOBER 9-15, 2022, AS FIRE PREVENTION WEEK

RECOMMENDATION: Approve a proclamation designating October 9-15, 2022, as Fire Prevention Week which includes the theme "Fire Won't Wait, Plan Your Escape."

H. APPROVE A FEE WAIVER REQUEST FROM SEASIDE HIGH SCHOOL FOR COSTS ASSOCIATED WITH THE ANNUAL HOMECOMING PARADE ON SEPTEMBER 30, 2022

RECOMMENDATION: Approve a request from Seaside High School to waive fees for Public Works and Police services in the amount of \$949.61 for costs associated with the 2022 Homecoming Parade on September 30, 2022.

I. APPROVE A FEE WAIVER REQUEST FROM PALENKE ARTS ORGANIZATION FOR THE "DIA DE LOS MUERTOS" (DAY OF THE DEAD) CELEBRATION ON NOVEMBER 1, 2022

RECOMMENDATION: Approve the fee waiver request from Palenke Arts for the use of Laguna Grande Hall and kitchen to hold their event "Dia de los Muertos Celebration (Day of the Dead)," in the amount of \$351.38, the organization will pay the non-refundable portion of the deposit of \$98.25, and provide the City with proof of insurance.

J. APPROVE A FEE WAIVER REQUEST FROM VIBES AND SMILES INC. TO USE LAGUNA GRANDE PARK TO HOLD THEIR HARVEST FESTIVAL AND FARMWORKERS ESSENTIALS DONATION DRIVE ON OCTOBER 15, 2022

RECOMMENDATION: Approve the fee waiver request from Vibes and Smiles Inc. for the use of Laguna Grande Park to hold their 2nd Annual Harvest Festival and Farmworkers Donation Drive on October 15, 2022, in the amount of \$994.00, and require the organization to pay the non-refundable portion of the deposit of \$49.50, and provide the City with proof of insurance.

K. APPROVE MAYOR'S YOUTH FUND CONTRIBUTION REQUEST FROM CENTRAL COAST HIGH SCHOOL FOR THE WORK TO LEARN PROGRAM

RECOMMENDATION: Approve a request from Central Coast High School for a donation of \$3,000.00 from the Mayor's Youth Fund for the costs associated with the Work to Learn Program.

L. ADOPT A RESOLUTION AMENDING THE ADOPTED 2022-23 MASTER FEE SCHEDULE, TO ADD THE PREVIOUSLY ADOPTED WATER CAPACITY FEES AND TO REDUCE THE FIREWORKS VIOLATION FINE TO \$1,000

RECOMMENDATION: Adopt a resolution approving the amendments to the

adopted 2022-23 Master Fee Schedule.

M. ADOPT A RESOLUTION AUTHORIZING THE CLOSURE OF YOSEMITE STREET, BETWEEN BROADWAY AND MENDOCINO AVENUE, ON OCTOBER 8, 2022, FOR SEASIDE FIRE DEPARTMENT'S ANNUAL COMMUNITY PUBLIC EDUCATION OPEN HOUSE

RECOMMENDATION: Adopt a resolution approving closure of Yosemite Street, between Broadway and Mendocino on October 8, 2022, from 7:00 a.m. - 4:00 p.m. for the Fire Department's annual public education open house.

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

RECOMMENDATION: Adopt a resolution approving an addendum to the Sister City agreement between the municipality of Oaxaca de Juárez and the City of Seaside.

O. ADOPT A RESOLUTION APPROVING AN APPROPRIATION OF \$152,000.00 TO THE FORT ORD MILITARY RESERVATION PROPERTY DECONSTRUCTION AND DEMOLITION PHASE 1A PROJECT FOR ADDITIONAL SOIL EXCAVATION AND HAULING, AND APPROVING \$152,000.00 IN ADDITIONAL CONTINGENCY TO THE CONSTRUCTION AGREEMENT WITH RANDAZZO ENTERPRISES INC. FOR A TOTAL CONSTRUCTION AMOUNT THAT DOES NOT EXCEED \$734,385.20

RECOMMENDATION: Adopt a resolution:

1. Approving an appropriation of \$152,000.00 to the Fort Ord Military Reservation Property Deconstruction and Demolition Phase 1A Project from FORA Bond proceeds for additional soil excavation and hauling;
2. Approving \$152,000.00 in additional contingencies to the construction agreement with Randazzo Enterprises Inc. for a total construction amount that does not exceed \$734,385.20; and
3. Authorizing the City Manager to approve amendments, extensions, and change orders to the construction agreement until completion of the project such that they do not exceed the total project construction amount.

9. PUBLIC HEARING

A. ADOPT A RESOLUTION APPROVING THE CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR FISCAL YEAR 2021-2022

RECOMMENDATION: Adopt a Resolution to:

1. Approve the FY2021-22 CAPER for the CDBG program; and
2. Authorize the City Manager or designee to submit the FY2021-22 CAPER to the

10. BUSINESS ITEMS

A. ADOPT A RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS FOR THE "FY 2021/2022 PAVEMENT REHABILITATION PROJECT" (PROJECT BUDGET ROLLED FORWARD TO FY 2022/2023), AWARDED A CONSTRUCTION CONTRACT TO GRANITE ROCK COMPANY FOR AN AMOUNT NOT TO EXCEED \$1,993,299.50, AND REVISING THE MEASURE X BOND STREET LIST TO INCLUDE KIMBALL AVENUE AND WHEELER STREET

RECOMMENDATION: Adopt a resolution approving the plans and specifications for the "FY 2021/22 Pavement Rehabilitation Project"; awarding a construction contract to Granite Rock Company for an amount not to exceed \$1,993,229.50; establishing a 10% contingency for a total project construction amount not to exceed of \$2,192,629.45; authorizing the City Manager to execute the construction contract, approving amendments, extensions, and change orders until completion of the project in accordance with the plans and specifications, and revising the Measure X Bond Street List to include Kimball Avenue and Wheeler Street.

B. ADOPT A RESOLUTION AUTHORIZING CONTRACT AMENDMENT NO. 9 TO THE PROFESSIONAL SERVICE AGREEMENT WITH HARRIS & ASSOCIATES TO PERFORM DESIGN SERVICES DURING CONSTRUCTION, CONSTRUCTION MANAGEMENT, AND INSPECTION SERVICES FOR THE "FY 2021/2022 PAVEMENT REHABILITATION PROJECT" (PROJECT BUDGET ROLLED FORWARD TO FY 2022/2023) FOR AN AMOUNT NOT TO EXCEED \$86,210.00

RECOMMENDATION: Adopt a resolution authorizing the City Manager to execute Contract Amendment No. 9 to the professional services agreement with Harris & Associates to provide design, design services during construction, construction management, and inspection services for the "FY 2021/2022 Pavement Rehabilitation Project" for an amount not to exceed \$86,210.00.

11. COUNCIL MEMBER REQUESTS

A. NEW COUNCIL MEMBER REQUESTS

B. FOLLOW UP ON PREVIOUS REQUESTS

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

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

A. CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54957: PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Title: Acting City Manager

B. CONFERENCE WITH LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE 54957.6

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

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 REAL PROPERTY NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54956.8

Property: A portion of APN 031-151-013 Approximately 5 acres of land generally bounded by Divarty to the North and Second Avenue to the East
Agency Negotiators: City Manager, et. al.
Negotiating Parties: State of California and City of Seaside
Under Negotiation: Price, Terms of Payment, or Both

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

Property: A portion of APN 031-151-057 located generally east of General Jim Moore Blvd., West of Chapel Drive and North of Chapel Road
Agency Negotiators: City Manager, et. al.

Negotiating Parties: United States Army and City of Seaside
Under Negotiation: Price, Terms of Payment, or Both

F. CONFERENCE WITH LEGAL COUNSEL PURSUANT TO GOVERNMENT CODE SECTION 54956.9: EXISTING LITIGATION

Monterey County Superior Court
Petrovich Development Company, LLC v. City of Seaside, et al.
Case No. 21CV003630

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

Potential Litigation (2 Matters)

14. ADJOURNMENT

Next Regularly Scheduled Meeting:
October 6, 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.