



AGENDA

CITY OF SEASIDE

CITY COUNCIL/SUCCESSOR

AGENCY TO THE

REDEVELOPMENT AGENCY

REGULAR MEETING

440 HARCOURT AVE (COUNCIL CHAMBER)

Thursday, November 3, 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 JOY ANDERSON (MAYOR OGLESBY)

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

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

D. QUARTER ONE CITYWIDE FINANCIAL UPDATE (VICTOR DAMIANI, FINANCE DIRECTOR)

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 OCTOBER 20, 2022

RECOMMENDATION: Approve minutes from October 20, 2022 as presented in the agenda packet.

C. APPROVE A PROCLAMATION HONORING THE LIFE AND LEGACY OF DON JORDAN

RECOMMENDATION: Approve a proclamation honoring the late Mayor Don Jordan, who served as a City Council Member from 1991-1994, and 2004-2008; and as Mayor from 1994-1998.

D. APPROVE A PROCLAMATION HONORING THE LIFE AND LEGACY OF ALICE JORDAN

RECOMMENDATION: Approve a proclamation honoring the life and legacy of Mrs. Alice Jordan.

E. APPROVE MAYOR'S YOUTH FUND CONTRIBUTION REQUEST FROM SEASIDE HIGH SCHOOL 4171 ROBOTICS TEAM

RECOMMENDATION: Approve a request from Seaside High School 4171 Robotics Team for a donation of \$3,000.00 from the Mayor's Youth Fund for the costs associated with their First Robotics Competition at Monterey Bay and Silicon Valley Regionals.

F. APPROVE A MAYOR'S YOUTH FUND CONTRIBUTION REQUEST FROM SEASIDE AQUATIC CLUB

RECOMMENDATION: Approve a request from Seaside Aquatic Club for a donation of \$3,000.00 from the Mayor's Youth Fund to help cover the costs associated with the operations of the team.

G. APPROVE A MAYOR'S YOUTH FUND CONTRIBUTION REQUEST FROM REBELS DREAM TEAM

RECOMMENDATION: Approve a request from Rebels Dream Team for a donation of \$3,000.00 from the Mayor's Youth Fund to help cover the costs of team apparel, new equipment and tournament fees for their baseball team.

H. APPROVE A FEE WAIVER FROM THE "RECOGNIZING MILITARY SERVICE CENTER" FOR THE USE OF THE LAGUNA GRANDE HALL FOR THEIR VETERANS CELEBRATION ON NOVEMBER 12, 2022

RECOMMENDATION: Approve the fee waiver request from the "Recognizing Military Service Center" for the use of Laguna Grande Hall to hold their Veterans Celebration in the amount of \$398.25, the organization will provide the City with the non-refundable portion of the deposit of \$92.25.

I. ADOPT A RESOLUTION AUTHORIZING A BUDGET AMENDMENT TO APPROPRIATE FUNDS FOR FY 2022/23 FOR SPENDING UNDER POLICE DEPARTMENT SPECIAL REVENUE FUNDS 243 & 241: \$15,000.00 FOR FUND 243; PENINSULA REGIONAL VIOLENCE & NARCOTICS TEAM (PRVNT) AND \$15,000.00 FOR FUND 241; ASSET FORFEITURE

RECOMMENDATION: Adopt a resolution authorizing a budget amendment for the fiscal year 2022/23 adopted budget appropriating funds from fund 243 & 241

J. ADOPT A RESOLUTION APPROVING A PROFESSIONAL SERVICE AGREEMENT TO RRM DESIGN GROUP FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR FIRE STATION NO. 2 PROJECT FOR AN AMOUNT NOT TO EXCEED \$986,404.00

RECOMMENDATION: Adopt a resolution approving a professional services agreement to perform Architectural and Engineering Services for Fire Station No. 2 Project with RRM Design Group for an amount not to exceed \$986,404.00.

K. ADOPT A RESOLUTION EXPRESSING OFFICIAL INTENT REGARDING FIRE STATION NO. 2 CAPITAL EXPENDITURES TO BE REIMBURSED FROM PROCEEDS OF TAX-EXEMPT OBLIGATIONS IN AN AMOUNT NOT TO EXCEED \$20,993,811.00.

RECOMMENDATION: Adopt a resolution expressing official intent regarding Fire Station No. 2 capital expenditures to be reimbursed from proceeds of tax-exempt obligations in an amount not to exceed \$20,993,811.00.

L. ADOPT A RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH CSG CONSULTANTS INC IN THE AMOUNT OF \$70,000.00 FOR DEVELOPMENT REVIEW SERVICES FOR THE GRAND HYATT SEASIDE RESORT HOTEL TO BE REIMBURSED BY THE

DEVELOPER

RECOMMENDATION: Adopt a resolution authorizing the City Manager to execute a professional services agreement with CSG Consultants Inc in the amount of \$70,000.00 for development review services for the Grand Hyatt Seaside Resort Hotel.

9. PUBLIC HEARING

A. ADOPTION OF AN ORDINANCE MODIFYING SEASIDE MUNICIPAL CODE SECTIONS 17.52.251 AND 17.52.252 PERTAINING TO SHORT-TERM RENTAL PROGRAM (FIRST READING - ROLL CALL VOTE)

RECOMMENDATION: 1. Introduce and hold first reading of an Ordinance to amend Seaside Municipal Code Sections 17.52.251 and 17.52.252 pertaining to Short-term Rentals; and
2. Direct that publication of the ordinance will be satisfied by publication of a summary approved by the City Attorney.

B. ADOPTION OF AN ORDINANCE AMENDING CHAPTER 15 OF THE SEASIDE MUNICIPAL CODE ADOPTING THE 2022 EDITIONS OF THE CALIFORNIA BUILDING, RESIDENTIAL, PLUMBING, ELECTRICAL, MECHANICAL, ENERGY, GREEN BUILDING STANDARDS, FIRE CODES, AND RELATED MODEL CODES WITH AMENDMENTS (FIRST READING - ROLL CALL VOTE)

RECOMMENDATION: Adoption of an ordinance amending Chapter 15 of the Seaside Municipal Code relating to buildings and construction, repealing and adopting by reference the 2022 California Building Code, the California Residential Code, the California Plumbing Code, the California Mechanical Code, the California Electrical Code, the California Green Building Standards Code, the California Energy Code, the California Fire Code, and amendments thereto.

10. BUSINESS ITEMS

A. REVIEW AND TAKE ACTION ON TRAFFIC ADVISORY COMMITTEE RECOMMENDATIONS TO DENY A RED CURB ON JUAREZ STREET AND AN ADDITIONAL DRIVEWAY ON AMADOR AVENUE

RECOMMENDATION: 1) Deny installation of the red curb at 1841 Juarez Street, and 2) Deny installation of an additional driveway approach at 700 Amador Avenue.

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. PUBLIC EMPLOYEE PERFORMANCE EVALUATION PURSUANT TO
GOVERNMENT CODE SECTION 54957**

POSITION: CITY ATTORNEY

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

Potential Litigation (2 Matters)

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

Petrovich Development Company, LLC v. City of Seaside, et al.
Monterey County Superior Court 21CV003630

**D. CONFERENCE WITH LEGAL COUNSEL PURSUANT TO GOVERNMENT
CODE SECTION 54956.9 (EXISTING LITIGATION)**

Committee for Sound Water and Land Development of Fort Ord v. Seaside, et al.
Sixth District Court of Appeal
Case No: H049031

14. ADJOURNMENT

Next Regularly Scheduled Meeting:
November 17, 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.