



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, November 17, 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. REVIEW OF UPCOMING CITYWIDE EVENTS (ERNESTO ALTAMIRANO, COMMUNICATIONS & COMMUNITY ENGAGEMENT SPECIALIST)

B. QUARTERLY FINANCIAL STATUS UPDATE (JESSICA RILEY, ASSISTANT FINANCE DIRECTOR)

8. CONSENT AGENDA

A. APPROVE AND FILE CITY CHECKS

RECOMMENDATION: Approve and file the accounts payable and wired payments made during the period of July 30, 2022, through October 21, 2022, including the

payroll and benefits checks, direct deposits, and wired payments related to the pay period ending August 11, 2022, August 25, 2022, September 8, 2022, September 22, 2022, October 6, 2022, and October 20, 2022. Total Accounts Payable and Payroll for the above referenced period is \$20,336,448.65.

B. APPROVE AND FILE SUCCESSOR AGENCY CHECKS

RECOMMENDATION: Approve and file the accounts payable and wired payments made during the period of July 30, 2022 through October 21, 2022 including the payroll and benefits checks, direct deposits and wired payments related to the pay period ending August 11, 2022, August 25, 2022, September 8, 2022, September 22, 2022, October 6, 2022, and October 20, 2022. Total Accounts Payable and Payroll for the above referenced period is \$27.46.

C. ADOPT A RESOLUTION APPROVING THE CALENDER YEAR 2023 INVESTMENT POLICY FOR THE CITY OF SEASIDE AND THE CITY OF SEASIDE SUCCESSOR AGENCY

RECOMMENDATION: Review and adopt a resolution approving the City of Seaside and the Successor Agency calendar year 2023 Investment Policy.

D. ADOPT A RESOLUTION AMENDING THE CITY ATTORNEYS CONTRACT TO REFLECT AN ANNUAL SALARY OF \$228,096.00 AND ADDING A COST OF LIVING ALLOWANCE PROVISION AND APPROVE FISCAL YEAR 2022-2023 BUDGET AMENDMENT

RECOMMENDATION: Adopt a resolution authorizing an increase in the City Attorney's salary and providing for a cost of living adjustment.

E. ADOPT A RESOLUTION EXTENDING 0.101 ACRE FEET WATER ALLOCATION PER YEAR FOR THE NEW CITY HALL STAFF TRAILER PROJECT TO BE LOCATED AT 440 HARCOURT AVENUE

RECOMMENDATION: Adopt a resolution extending 0.101 AF water allocation per year for the New City Hall Staff Trailer project to be located at 440 Harcourt Avenue.

F. APPROVE A FEE WAIVER FROM HINDU TEMPLE OF MONTEREY PENINSULA FOR THE USE OF THE LAGUNA GRANDE PARK FOR A HOLI CELEBRATION ON MARCH 11, 2023.

RECOMMENDATION: Approve the fee waiver request from the Hindu Temple of Monterey Peninsula for the rental of Laguna Grande Park to hold a Holi Celebration in the amount of \$121.00, the organization will pay the non-refundable portion of the deposit in the amount of \$49.50.

G. APPROVE A FEE WAIVER FROM KINDNESS ROCKS 831 FOR THE USE OF THE LAGUNA GRANDE HALL AND KITCHEN FOR THE 831 TALENT SHOW ON JANUARY 7, 2023

RECOMMENDATION: Approve the fee waiver request from Kindness Rocks 831 for the use of Laguna Grande Hall and kitchen to hold the 831 Talent Show, in the amount of \$393.75, the organization will pay the non-refundable portion of the deposit of \$92.25 and purchase the City's insurance of \$85.00.

H. APPROVE A MAYOR'S YOUTH FUND CONTRIBUTION REQUEST FROM ROAD 2 REALITY

RECOMMENDATION: Approve a request from Road 2 Reality for a donation of \$3,000.00 from the Mayor's Youth Fund to help cover the costs for cleaning equipment such as; gloves, trash bags, garbage grabbers, buckets, and weed tools.

I. CONSIDER A REQUEST FROM THE COALITION OF SCHOLARSHIP ORGANIZATION FOR CO-SPONSORSHIP AND FEES WAIVER FOR USE OF THE LAGUNA GRANDE HALL AND KITCHEN AT THE OLDEMEYER CENTER, FOR A FORUM ON SCHOLARSHIP OPPORTUNITIES FOR LOCAL HIGH SCHOOL SENIORS

RECOMMENDATION: Approve a request from the Coalition of Scholarship Organization's (C.O.S.O.) for co-sponsorship and fee waiver of \$627.25 for the costs associated with the use of Laguna Grande Hall and Kitchen to hold a High School Forum on February 18, 2023.

J. CONSIDER A MAYOR'S YOUTH FUND CONTRIBUTION REQUEST FROM HAMILTON, ELLIS, & MARTIN TENANT ASSOCIATION FOR THEIR YOUTH CHRISTMAS CELEBRATION GALA

RECOMMENDATION: Approve a request from Hamilton, Ellis, & Martin Tenant Association for a donation of \$3,000.00 from the Mayor's Youth Fund to help cover the costs associated with their Annual youth Christmas Celebration Gala.

K. ACCEPT THE MAYOR'S KEY TO THE CITY AWARDED TO REVEREND DR. HERBERT H. LUSK, II

RECOMMENDATION: Accept the posthumous award to Rev. Dr. Herbert H. Lusk, II.

9. 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.

10. 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 (SECOND READING - ROLL CALL VOTE)

RECOMMENDATION: Adoption of an ordinance to amend Seaside Municipal Code Sections 17.52.251 and 17.52.252 pertaining to Short-term Rentals.

B. ADOPTION OF AN ORDINANCE AMENDING CHAPTER 15 OF THE SEASIDE MUNICIPAL CODE INCORPORATING THE 2022 EDITIONS OF THE CALIFORNIA BUILDING, RESIDENTIAL, PLUMBING, ELECTRICAL, MECHANICAL, ENERGY, GREEN BUILDING STANDARDS, FIRE CODES, AND RELATED MODEL CODES WITH AMENDMENTS (SECOND 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.

C. REPEAL AND REPLACE CHAPTER 10.32 SECTION 10.32.031 OF THE SEASIDE MUNICIPAL CODE AND ADDING A NEW SECTION 10.32.035 ESTABLISHING A FOUR HOUR TIME LIMIT AT CERTAIN CITY PARK PARKING LOTS. (FIRST READING - ROLL CALL VOTE)

RECOMMENDATION: Consider the repeal and replacement of Seaside Municipal Code Chapter 10.32 "Stopping, Standing, and Parking" to include the addition of new section 10.32.035 which establishes a four hour time limit for certain parking lots at City parks. It is recommended the City Council hold a public hearing on the amendments to the Seaside Municipal Code Section 10.32.

D. ADOPT RESOLUTIONS FORMING A COMMUNITY FACILITY DISTRICT (CFD) TO PROVIDE FINANCING FOR VARIOUS PUBLIC FACILITIES AND MUNICIPAL SERVICES, AUTHORIZING THE NECESSITY TO INCUR INDEBTEDNESS AND CALLING FOR AN ELECTION; HOLD SPECIAL ELECTION AND ADOPT RESOLUTION OF RESULTS OF SPECIAL ELECTION; AND INTRODUCE AND WAIVE FIRST READING OF AN ORDINANCE LEVYING SPECIAL TAXES WITHIN CITY OF SEASIDE COMMUNITY FACILITIES DISTRICT NO. 2022-1 (FACILITIES AND MAINTENANCE SERVICES) (FIRST READING - ROLL CALL VOTE)

RECOMMENDATION: 1) Hold Public Hearing on Resolution of Intent to form a Community Facilities District (CFD) as called for on October 6, 2022 and Adopt the following Resolutions: 1. A Resolution of Formation of the CFD authorizing the levy of a special tax within the CFD, and preliminarily establishing an appropriations limit for the CFD; and 2. A Resolution determining the necessity to incur indebtedness within the CFD; and 3. A Resolution calling a special election within the CFD; and

2) Hold a special CFD election; and

3) Open Public Comment on the results of CFD election and adopt a resolution declaring the results of the special election; and

4) Introduce and Waive First Reading of an Ordinance levying special taxes within the CFD and open the Public Hearing.

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

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

Property: 1272 Canyon Del Rey Blvd.

Agency Negotiators: City Manager, City Attorney, et. al

Negotiating Parties: The Silva Trust, Jeff Davi, and City of Seaside

Under Negotiation: Price, Terms of Payment, or Both

B. 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

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

14. ADJOURNMENT

Next Regularly Scheduled Meeting:
December 1, 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>

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