



AGENDA

CITY OF SEASIDE

CITY COUNCIL/SUCCESSOR

AGENCY TO THE

REDEVELOPMENT AGENCY

REGULAR MEETING

440 HARCOURT AVE (COUNCIL CHAMBER)

Thursday, January 5, 2023

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
Alexis Garcia-Arrazola	Council/Agency Member
Rita Burks	Council/Agency Member
Alex Miller	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

B. FIRE STATION MURAL FINAL SELECTION (KEE HYON HIGGINS, RECREATION SUPERVISOR)

8. CONSENT AGENDA

A. APPROVE MINUTES FROM DECEMBER 15, 2022

RECOMMENDATION: Approve minutes as presented in the agenda packet.

B. APPROVE AND FILE CITY CHECKS

RECOMMENDATION: Approve and file the accounts payable and wired payments made during the period of November 19, 2022 through December 16, 2022, including the payroll and benefits checks, direct deposits, and wired payments related to the pay period ending December 1, 2022 and December 15, 2022. Total Accounts Payable and Payroll for the above referenced period is \$4,090,038.66.

C. APPROVE AND FILE SUCCESSOR AGENCY CHECKS

RECOMMENDATION: Approve and file the accounts payable and wired payments made during the period of November 19, 2022 through December 16, 2022, including the payroll and benefits checks, direct deposits and wired payments related to the pay period ending December 1, 2022 and December 15, 2022. Total Accounts Payable and Payroll for the above referenced period is \$494.54.

D. REVIEW OF THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF SEASIDE RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS) 23-24 FOR THE PERIOD JULY 1, 2023 – JUNE 30, 2024, PURSUANT TO HEALTH AND SAFETY CODE SECTION 34177

RECOMMENDATION: Accept and review the ROPS 23-24 for the period July 1, 2023 – June 30, 2024 pursuant to Health and Safety Code Section 34177 and direct staff to forward the presentation to the Monterey County Consolidated Oversight Board for further review and approval.

E. ADOPT A RESOLUTION MODIFYING THE POSITION ALLOCATION LIST TO ADD THE CLASSIFICATION OF ASSISTANT PUBLIC WORKS DIRECTOR

RECOMMENDATION: Adopt a resolution modifying the Position Allocation List to add the full-time classification of Assistant Public Works Director.

F. ADOPT A RESOLUTION APPROVING THE PLANS AND SPECIFICATION FOR THE SCHOOL AREA REDUCED SPEED ZONES PROJECT, AWARDING A CONSTRUCTION CONTRACT TO CHRISP COMPANY FOR AN AMOUNT NOT TO EXCEED \$76,425.00 AND TOTAL PROJECT CONSTRUCTION COST INCLUDING CONTINGENCY OF \$90,000.00, AND APPROPRIATING \$12,000.00 FROM MEASURE X FUND BALANCE TO THE PROJECT

RECOMMENDATION: Adopt a resolution:

1. Approving the plans and specifications for the School Area Reduced Speed Zones Project
2. Awarding a construction contract to Chrisp Company for an amount not to exceed \$76,425.00;
3. Establishing a construction contingency of \$13,575.00 for a total project construction amount not to exceed \$90,000.00;
4. Authorizing the City Manager to execute the construction contract and approving any amendments, extensions, and change orders until completion of the project in accordance with the plans and specifications up to the total construction amount; and
5. Appropriating \$12,000.00 from the Measure X Fund balance and amending the fiscal year 2022/2023 budget for School Area Reduced Speed Zone Project for a

new total project budget of \$92,000.00.

G. ADOPT A RESOLUTION APPROVING AN APPROPRIATION OF \$100,000.00 TO THE NOCHE BUENA STREET EMERGENCY STORM DRAIN IMPROVEMENTS PROJECT FOR ADDITIONAL UNFORSEEN REQUIRED WORK, AND APPROVING \$100,000.00 IN ADDITIONAL CONTINGENCY TO THE AGREEMENT FOR CONTRACTOR SERVICES WITH MONTEREY PENINSULA ENGINEERS, INC. FOR A TOTAL CONSTRUCTION AMOUNT THAT DOES NOT EXCEED \$435,346.00

RECOMMENDATION: Adopt a resolution:

1. Approving an appropriation of \$100,000.00 to the Noche Buena Street Emergency Storm Drain Improvements Project from the Capital Reserve for additional unforeseen required work;
2. Approving \$100,000.00 in additional contingencies to the Agreement for Contractor Services with Monterey Peninsula Engineers, Inc. for a total construction amount that does not exceed \$435,346.00; and
3. Authorizing the City Manager to approve amendments, extensions, and change orders to the Agreement for Contractor Services until completion of the project such that they do not exceed the total project construction amount.

H. APPROVE MAYOR'S YOUTH FUND CONTRIBUTION REQUEST FROM SEASIDE HIGH SCHOOL BOYS SOCCER

RECOMMENDATION: Approve a request from Seaside High School Boys Soccer Program for a donation of \$3,000.00 from the Mayor's Youth Fund for the costs associated with purchasing practice equipment, apparel, team hoodies, and team jackets.

I. APPROVE MAYOR'S YOUTH FUND CONTRIBUTION REQUEST FROM SEASIDE HIGH SCHOOL GIRLS SOCCER

RECOMMENDATION: Approve a request from Seaside High School Girls Soccer Program for a donation of \$3,000.00 from the Mayor's Youth Fund for the costs associated with purchasing Junior Varsity warmups, training goals, team balls, and game balls.

J. APPROVE A FEE WAIVER REQUEST FROM SAND CITY PAJARO VALLEY OHLONE COUNCIL FOR THEIR "RED DRESS DAY - HONORING INDIGENOUS WOMEN" EVENT ON MAY 06, 2023

RECOMMENDATION: Approve the fee waiver request from Sand City Pajaro Valley Ohlone Indian Council for the use of Laguna Grande Hall and kitchen to hold their event "Red Dress Day - Honoring Indigenous Women" in the amount of \$1,965.00, the Organization to provide the City with the non-refundable portion of the deposit of \$115.35.

K. ADOPT A RESOLUTION AUTHORIZING AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH SCHAAF AND WHEELER TO PROVIDE STAFF SUPPORT INCLUDING ACTING CITY ENGINEER SERVICES FOR AN AMOUNT NOT TO EXCEED \$52,000.00

RECOMMENDATION: Adopt a resolution authorizing an amendment to the professional services agreement with Schaaf and Wheeler to provide staff support including Acting City Engineer services for an amount not to exceed \$52,000.00.

L. ADOPT A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH CALIFORNIA-AMERICAN WATER COMPANY REGARDING USE OF STORED WATER CREDITS FOR ASCENT BROADWAY PROJECT AND TO REVISE THE REIMBURSEMENT AGREEMENT WITH CRUACHAN CAPITAL

RECOMMENDATION: Adopt a resolution authorizing the City Manager to execute an agreement with California-American Water Company with City Attorney concurrence as to final language and to revise the reimbursement agreement with the Ascent Broadway Project's developers regarding the acquisition of water credits.

9. PUBLIC HEARING

A. APPROVE AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM TO PROVIDE SECTION 20516 (EMPLOYEES SHARING ADDITIONAL COST) FOR LOCAL MISCELLEANOUS MEMBERS IN THE SEASIDE MANAGEMENT AND SUPERVISORY EMPLOYEES' ASSOCIATION, UNREPRESENTED EXECUTIVE MANAGERS, UNREPRESENTED CONFIDENTIAL EXEMPT EMPLOYEES, AND UNREPRESENTED UNCLASSIFIED EXEMPT EMPLOYEES, AND LOCAL SAFETY MEMBERS IN THE UNREPRESENTED EXECUTIVE MANAGERS GROUP (SECOND READING - ROLL CALL VOTE)

RECOMMENDATION: Adopt an Ordinance authorizing an amendment to the contract between the City of Seaside and the Board of Administration of the California Public Employees' Retirement System.

10. BUSINESS ITEMS

A. ADOPT A RESOLUTION APPROVING THE COMMUNITY SOCIAL SERVICES GRANT FUNDING RECOMMENDATIONS

RECOMMENDATION: Adopt a resolution authorizing the City Manager to execute contracts for the community social services grant program, and review and approve the community social services grant recommendations.

11. COUNCIL MEMBER REQUESTS

A. NEW COUNCIL MEMBER REQUESTS

B. FOLLOW UP ON PREVIOUS COUNCIL MEMBER 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. CONFERENCE WITH LEGAL COUNSEL PURSUANT TO GOVERNMENT CODE
SECTION 54956.9: EXISTING LITIGATION**

Committee v. City of Seaside, et al.
Monterey County Superior Court Case 20CV002326

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

Potential Litigation (2 Matters)

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

People v. Arzadon
Monterey County Superior Court
Case: 20CV003118

14. ADJOURNMENT

Next Regularly Scheduled Meeting:
January 19, 2023
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.