



AGENDA

CITY OF SEASIDE
CITY COUNCIL

REGULAR MEETING
Council Chamber
440 Harcourt Avenue
Thursday, December 17, 2015
7:00 PM

PLEASE TURN OFF YOUR CELL PHONES UPON ENTERING THE MEETING

1. **CALL TO ORDER**

2. **ROLL CALL – ESTABLISHMENT OF QUORUM**

Ralph Rubio	Mayor
Ian N. Oglesby	Mayor Pro Tem
Dennis J. Alexander	Council Member
Jason Campbell	Council Member
David R. Pacheco	Council 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. **ORAL COMMUNICATIONS**

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 minutes. Public 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 NOVEMBER 2015 HOUSE OF THE MONTH AWARD**

PURPOSE: The purpose of this item is to recognize Nino & Candi Aiello, owners of 1 Maiden Court for beautifying and maintaining their property.

RECOMMENDATION: It is recommended that the Mayor present Nino & Candi Aiello the November 2015 House of the Month award.

B. RECEIVE PRESENTATION ON THE FORT ORD RECREATION TRAIL AND GREENWAY PROPOSAL

PURPOSE: Receive a presentation on the progress of the Fort Ord Rec Trail and Greenway (FORTAG). This proposal for a regional recreation and active transportation route would provide opportunities for pedestrian and bicycle travel along the south and east borders of Seaside, which could also serve to connect current City bicycle paths to nearby local assets, such as the National Monument.

RECOMMENDATION: Receive an overview and update for consideration of how the FORTAG might best serve the Seaside community and ask questions as appropriate.

8. CONSENT CALENDAR

The Consent Calendar includes routine items that can be approved with a single motion and vote. A member of the City Council or a member of the public may request that any time be pulled from the Consent Calendar for separate consideration.

A. APPROVE MINUTES OF DECEMBER 3, 2015 REGULAR MEETING

RECOMMENDATION: It is recommended that the minutes be reviewed and approved.

B. APPROVE AND FILE CITY CHECKS

PURPOSE: It is requested that the City Council approve and file the accounts payable and wired payments made during the period of November 18, 2015 through December 7, 2015. In addition, approval of the payroll and benefits checks, direct deposits and wired payments related to the period of November 27, 2015. Total Account Payable and Payroll for the above referenced period is \$1,640,296.69.

RECOMMENDATION: It is recommended that the City Council approve and file the attached checks.

C. ACCEPT AND FILE THE CASH AND INVESTMENT REPORT FOR THE QUARTER ENDED SEPTEMBER 30, 2015

PURPOSE: Accept and file the City of Seaside Cash and Investment Report for the quarter ended September 30, 2015.

RECOMMENDATION: Accept and file report.

D. SUPPORT THE CLOSURE OF CITY HALL ON FEBRUARY 12, 2015 FOR AN ALL DAY CITY IN-SERVICE DAY FOR CITY EMPLOYEE DEVELOPMENT

PURPOSE: That the City Council support the closure of City Hall on February 12, 2015, the Federal Holiday of Lincoln's Birthday, to hold an all employee development day which will include leadership and customer service training and team building exercises.

RECOMMENDATION: That the City Council support the closure of City Hall on February 12, 2015 for the Employee In-Service Day.

E. APPOINTMENT OF ACTING CITY MANAGER FROM JANUARY 1, 2016 THROUGH JANUARY 11, 2016

PURPOSE: The purpose of this item is for the City Council to discuss and appoint an Acting City Manager for the period of January 1 through January 11, 2016.

RECOMMENDATION: It is recommended that the City Council make a temporary appointment of an Acting City Manager prior to the arrival date of the new City Manager (January 12, 2016).

9. PUBLIC HEARING

A. CONSIDERATION OF AN ORDINANCE AMENDING THE TEXT OF SECTION 17.52.150 OF THE SEASIDE MUNICIPAL CODE PROHIBITING MEDICAL MARIJUANA DISPENSARIES, CULTIVATION OF MARIJUANA AND ALL COMMERCIAL MEDICAL MARIJUANA USES IN THE CITY (FIRST READING)

PURPOSE: The purpose of this Ordinance is to consider a first reading of the proposed text amendments to Section 17.52.150 of the municipal code to further define and prohibit medical marijuana dispensaries, cultivation of marijuana and all commercial medical marijuana uses in the City.

RECOMMENDATION: It is recommended that the City Council waive in full and introduce on the first reading an Ordinance provided as Attachment 1 amending Section 17.52.150 of the City of Seaside Municipal Code (SMC) to further define and prohibit medical marijuana dispensaries, cultivation of marijuana, and all commercial medical marijuana uses in the City.

10. BUSINESS ITEMS

A. RECEIVE AN UPDATE ON THE COMMUNITY PIPELINE SAFETY PROGRAM BY PACIFIC GAS & ELECTRIC WITHIN THE CITY OF SEASIDE

PURPOSE: The purpose of this item is for the City Council to receive an update on the Community Pipeline Safety Program by Pacific Gas & Electric in the City of Seaside.

RECOMMENDATION: It is recommended that the City Council receive an update on the Community Pipeline Safety Program in the City of Seaside; provide comments; and if deemed necessary, provide direction to staff.

B. CONSIDERATION OF A SECOND AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT WITH ECONOMIC & PLANNING SYSTEMS INC. FOR PEER REVIEW SERVICES FOR THE MONTEREY DOWNS FISCAL AND ECONOMIC IMPACT ANALYSIS TO INCREASE THE CONTRACT AMOUNT BY \$18,000 TO PROVIDE AN ADDITIONAL ROUND OF PEER REVIEW.

PURPOSE: The purpose of this item is for the City Council to consider executing a Second Amendment to the Professional Services Agreement (the "PSA") entered into between the City of Seaside (the "City") and Economic & Planning Systems Inc. (the "Consultant") on June 6, 2013, to provide peer review services for the Monterey Downs Fiscal and Economic

Impact Analysis provided by the project applicant.

RECOMMENDATION: It is recommended that the City Council adopt the attached resolution authorizing the City Manager to execute a Second Amendment to the PSA with Consultant to complete the peer review process. The contract amount will be increased by \$18,000. Therefore, the maximum amount payable to Consultant under this Agreement is increased from \$40,600 to \$58,600.

C. CONSIDERATION OF A PROFESSIONAL SERVICES AGREEMENT WITH RAIMI + ASSOCIATES, INC TO BE THE MASTER CONSULTANT FOR THE SEASIDE GENERAL PLAN AND ZONING CODE UPDATE FOR A NOT TO EXCEED AMOUNT OF \$1,252,981

PURPOSE: The purpose of this item is for the City Council to consider authorizing the City Manager to execute a Professional Service Agreement (the "PSA") with Raimi + Associates, Inc (the "Consultant") to be the Master Consultant for the preparation of the Seaside General Plan and Zoning Code Update.

RECOMMENDATION: It is recommended that the City Council adopt a resolution authorizing the City Manager to execute a PSA with the Consultant to prepare the General Plan and Zoning Code Update. The maximum amount payable to Consultant under this Agreement is \$1,252,981.

D. CONSIDERATION OF A FIRST AMENDMENT TO A PROFESSIONAL SERVICES AGREEMENT (PSA) WITH LSA ASSOCIATES, INC., TO INCREASE THE CONTRACT AMOUNT BY \$55,750 TO COMPLETE THE PREPARATION OF AN INITIAL STUDY IN ACCORDANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT FOR A PROPOSED SENIOR ASSISTED LIVING HOUSING PROJECT AT 550 MONTEREY ROAD

PURPOSE: The purpose of this item is for the City Council to consider executing a First Amendment to a Professional Services Agreement (the "PSA") entered into between the City and LSA Associates, Inc (the "Consultant" or "LSA") on September 18, 2014, to complete peer review of technical professional planning studies and the preparation of an Initial Study in accordance with the California Environmental Quality Act (CEQA) for the construction of a proposed Senior Living Housing Project (the "Project") located at 550 Monterey Road on the former Fort Ord.

RECOMMENDATION: It is recommended that the City Council adopt the attached resolution authorizing the City Manager to execute the First Amendment to the PSA with Consultant to complete the Initial Study. The contract amount will be increased by \$55,750. Therefore, the maximum amount payable to Consultant under this Agreement is increased from \$65,731.65 to \$121,481.65.

E. CONSIDER ADOPTION OF A RESOLUTION AUTHORIZING THE HIRING OF A RETIRED ANNUITANT TO PERFORM CRITICAL ACCOUNTING DUTIES BY CERTAIN STATE-IMPOSED DEADLINES

PURPOSE: The purpose of this item is for the City Council to consider a resolution certifying the critical nature of the Financial Analyst position and the need to fill this position immediately with a part-time accountant to meet certain State-imposed deadlines

until the full-time position can be filled.

RECOMMENDATION: It is recommended that the City Council adopt the attached resolution certifying the critical nature of the Financial Analyst position and the need to fill this position immediately to meet certain State-imposed deadlines with a part-time accountant until the full-time position can be filled.

**11. MAYOR, CITY COUNCIL, CITY MANAGER AND CITY ATTORNEY
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, make requests that items be added to future City Council meeting agendas as necessary and report on committee assignments.

12. ADJOURNMENT

Next Regularly Scheduled Meeting:
January 21, 2015
7:00 PM

The City of Seaside is an ADA accessible facility and is committed to include the disabled in all of its services, programs and activities. Any person who requires accommodation to be able to participate in this meeting is asked to contact the office of the City Clerk at 899-6707, no fewer than two business days prior to the meeting to allow for reasonable arrangements. The City Council Chambers is equipped with a portable microphone for anyone unable to come to the podium. Assisted listening devices are also available.

Meetings that are held in the City Council Chambers are broadcast live to all Seaside residents on Comcast Channel 25 and U-verse Channel 99. Meetings are also available through live streaming at:
<http://cvp.telvue.com/player?id=T01629&video=52314&noplaylistskin=1&width=400&height=300> Videos of past meetings are available on demand through the City's website: <http://www.ci.seaside.ca.us>

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 Government Code Section 54954.2(a) or Section 54956.