



FINAL MINUTES

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

REGULAR MEETING
440 HARCOURT AVE
Thursday, June 1, 2023
5:00 PM

1. CALL TO ORDER

Mayor/Chair Oglesby called the meeting to order at 5:00 p.m.

2. ROLL CALL – ESTABLISHMENT OF QUORUM

PRESENT: Burks, Garcia-Arrazola, Miller, Oglesby, Pacheco
ABSENT: None

3. INVOCATION AND PLEDGE OF ALLEGIANCE

A moment of silence was held and the pledge of allegiance was led by Council/Agency Member Burks.

4. REVIEW OF AGENDA

No changes.

5. PUBLIC COMMENT

Dennis Alexander, Peter Kaiser

6. PUBLIC AGENCY COMMUNICATIONS

Fire Chief Mary Gutierrez provided a presentation to give a COVID vaccine update.

7. PRESENTATIONS

A. UPCOMING CITYWIDE EVENTS AND COMMUNITY ANNOUNCEMENTS (RECREATION DIRECTOR, DAN MEEWIS)

Director Meewis provided a presentation and reviewed the following upcoming events and responded to questions from the Council:

- 7th Annual Palenke Arts Festival – June 4th – Laguna Grande Park
- Seaside Parks & Recreation Master Plan Open House – June 8 – Oldemeyer Center

- Community Survey for Seaside Parks & Recreation Master Plan – surveymonkey.com/r/Seasideparks
- Community Open House – June 10 – City Hall Lawn 12-4pm
- Lincoln Cunningham & Havana Soliz Parks Virtual Town Hall – <https://us02web.zoom.us/j/88247607293>
Meeting ID: 882 4760 7293
- Farmer's Market – Projected for June 15 (Vendors wanted!) – everyonesharvest.org
- Juneteenth Monterey County – June 17 – Laguna Grande Park
- Community Workshop for the Revised Public Draft Plan & 6th Cycle Housing Element Release – June 22 – Oldemeyer Center, 6-8pm
- City's Teen Center and Seaside's Classic Car Club presents Youth Summer Jam – July 8 – Seaside Teen Center 1-4pm
- Exotics on Broadway – August 19 – Broadway Ave 1-6pm
- Tree Giveaway – Seaside Residents – bit.ly/seasidefreetree23
- CalFresh information
- Family & Community Support Program – (831) 899-6852
- Friends of Seaside Parks Association Park Clean Ups – June 3, June 10, June 17, June 24
- Monterey Bay F.C. Home Games – June 3, June 24, July 8

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B. PRESENTATION FROM ENVIRONMENTAL INNOVATIONS REGARDING BUSINESS OUTREACH EFFORTS (BROOKE WRIGHT AND JAKKI CASTORENA-DAVILA)

Ms. Wright and Ms. Castorena-Davila provided a presentation on business outreach regarding the use of plastics.

8. CONSENT AGENDA

Item 8C was pulled by Mayor/Chair Oglesby and there were no comments from the public.

On motion by Mayor Pro Tem/Vice Chair Pacheco and second by Council Member Garcia-Arrazola and carried by the following vote, the City Council/Successor Agency moved to approve the Consent Agenda as presented, with the exception of Item 8C, which was pulled.

RESULT: 5-0-0-0

AYES: Burks, Garcia-Arrazola, Oglesby, Pacheco, Miller

NOES: None

ABSTAIN: None

ABSENT: None

A. APPROVE MINUTES FROM MAY 18, 2023

ACTION: Approved

B. APPROVE A PROCLAMATION DECLARING THE WEEK OF JUNE 19-25, 2023 AS POLLINATOR WEEK

ACTION: Approved

C. APPROVE APPOINTMENT TO THE PARKS AND RECREATION COMMISSION

On motion by Mayor/Chair Oglesby and second by Council Member Garcia-Arrazola and carried by the following vote, the City Council/Successor Agency moved to approve the appointment to the Parks and Recreation Commission.

RESULT: 4-0-0-1

AYES: Burks, Garcia-Arrazola, Oglesby, Pacheco

NOES: None

ABSENT: None

ABSTAIN: Miller

ACTION: Approved

D. ADOPT A RESOLUTION APPROVING THE CONTRACTUAL 2.48% RATE INCREASE IN THE COLLECTION OF SOLID WASTE, RECYCLING, AND ORGANICS RATE EFFECTIVE JULY 1, 2023, ACCORDING TO THE INDEX BASED RATE ADJUSTMENT CALCULATION OF THE FRANCHISE AGREEMENT WITH GREENWASTE RECOVERY, INC.

ACTION: Adopted Reso #23-88

E. ADOPT A RESOLUTION AUTHORIZING AN AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE REGEN MONTEREY AND ITS MEMBER AGENCIES REGARDING COSTS OF IMPLEMENTING ORGANIC WASTE RECYCLING LAWS

ACTION: Adopted Reso #23-89

F. ADOPT A RESOLUTION AUTHORIZING FISCAL YEAR 2023-2024 STREET REPAIR PROJECT LIST TO BE FUNDED IN PART WITH SB1: THE ROAD MAINTENANCE REPAIR AND ACCOUNTABILITY ACT OF 2017 FUNDS,

**AND AUTHORIZING STAFF TO SUBMIT TO THE CALIFORNIA
TRANSPORTATION COMMISSION**

ACTION: Adopted Reso #23-90

- G. ADOPT A RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS
FOR LINCOLN CUNNINGHAM PARK BASKETBALL COURT
IMPROVEMENTS PROJECT, APPROPRIATING \$164,752.00 FROM THE
GENERAL FUND TO THE PROJECT, AWARDING A CONSTRUCTION
AGREEMENT TO MONTEREY PENINSULA ENGINEERING FOR AN
AMOUNT EXCEED \$325,990.00 AND A TOTAL PROJECT CONSTRUCTION
COST INCLUDING CONTINGENCY OF \$358,589.00**

ACTION: Adopted Reso #23-91

- H. ADOPT A RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES
AGREEMENT WITH WALLACE GROUP FOR CONSTRUCTION
MANAGEMENT AND INSPECTION SERVICES FOR THE LINCOLN
CUNNINGHAM PARK BASKETBALL COURT IMPROVEMENT PROJECT FOR
AN AMOUNT NOT TO EXCEED \$69,801.00**

ACTION: Adopted Reso #23-92

- I. ADOPT A RESOLUTION AUTHORIZING THE CITY MANAGER ON BEHALF
OF THE LOCAL REUSE AUTHORITY (LRA) TO EXECUTE A QUIT CLAIM
DEED TO TRANSFER PARCEL E29A.1 TO THE CITY OF DEL REY OAKS
(CEQA CATEGORICALLY EXEMPT SECTION 15312)**

ACTION: Adopted Reso #23-93

- J. ADOPT A RESOLUTION APPROPRIATING AND ENCUMBERING
\$86,600.00 FROM THE POMA FUND BALANCE FOR THE PURCHASE OF
TWO (2) PICKUP TRUCKS FROM THE FORD STORE MONTEREY FOR USE
ON THE PRESIDIO OF MONTEREY ANNEX**

ACTION: Adopted Reso #23-94

- K. ADOPT A RESOLUTION AUTHORIZING EXTENSION OF THE FACADE
LOCAL IMPROVEMENT PROGRAM (FLIP) SEASIDE PROGRAM DEADLINE
UNTIL JUNE 30, 2024 AND APPROVING CARRYOVER OF THE
REMAINING ACTUAL BALANCE OF THE FLIP SEASIDE FUNDS TO FY23-
24**

ACTION: Adopted Reso #23-95

- L. ADOPT A RESOLUTION AUTHORIZING AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH WHITSON ENGINEERS FOR COMMUNITY OUTREACH FOR THE LINCOLN CUNNINGHAM AND HAVANA SOLIZ PARKS MASTER PLANS PROJECT FOR AN AMOUNT NOT TO EXCEED \$18,600.00**

ACTION: Adopted Reso #23-96

- M. ADOPT A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH CARMEL FIRE PROTECTION ASSOCIATES FOR FIRE PREVENTION, PLAN REVIEW AND ALARM SYSTEM INSPECTION SERVICES FOR AN AMOUNT NOT TO EXCEED \$100,000.00**

ACTION: Adopted Reso #23-97

9. PUBLIC HEARING

- A. ADOPT AN ORDINANCE AMENDING THE ZONING MAP FOR THE PROPERTY LOCATED AT 1620 BROADWAY AVENUE (SECOND READING - ROLL CALL VOTE) (CEQA CLASS 32 EXEMPTION)**

Community & Economic Development Planning Manager Andrew Myrick presented the item.

Public Comment: Michelle Overmeyer

On motion by Council Member Miller and second by Council Member Garcia-Arrazola and carried by the following vote, the City Council/Successor Agency moved to adopt an ordinance approving a Zoning Map Amendment for 1620 Broadway Avenue.

RESULT: 5-0-0-0

AYES: Burks, Garcia-Arrazola, Miller, Oglesby, Pacheco

NOES: None

ABSENT: None

ABSTAIN: None

ACTION: Adopted Ord #2024

- B. INTRODUCTION OF AN ORDINANCE AMENDING SEASIDE MUNICIPAL CODE CHAPTER 12.04 STREET EXCAVATIONS AND ESTABLISHING A MORATORIUM AGAINST CUTS ON RECENTLY RESURFACED STREETS WITHIN THREE TO FIVE YEARS (FIRST READING - ROLL CALL VOTE)**

Public Works Director/Engineer Nisha Patel provided the presentation and responded to questions from the Council. There were no comments from the public.

On motion by Council Member Miller and second by Council Member Garcia-Arrazola and carried by the following vote, the City Council/Successor Agency moved to approve staff recommendations.

RESULT: 5-0-0-0

AYES: Burks, Garcia-Arrazola, Miller, Oglesby, Pacheco

NOES: None

ABSENT: None

ABSTAIN: None

ACTION: 2ND Reading to be held on June 15, 2023

10. BUSINESS ITEMS

A. ADOPT A RESOLUTION ESTABLISHING APPLICATION PROCEDURES FOR MOBILE FOOD VENDORS AND LIMITING THE NUMBER OF MOBILE FOOD VENDORS ALLOWED TO OPERATE IN THE CITY

Community & Economic Development Planning Manager Andrew Myrick provided the presentation and responded to questions from the Council.

Public Comment: unknown name, Michelle Overmeyer, Karla Lobo, Tanya Roos

ACTION: Will be brought back at a future date

B. ADOPT A RESOLUTION APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH PAVEMENT ENGINEERING INCORPORATED TO PROVIDE ENGINEERING DESIGN SERVICES FOR THE FY 2022/2023 PAVEMENT REHABILITATION PROJECT FOR AN AMOUNT NOT TO EXCEED \$385,000.00

Public Works Director/Engineer Nisha Patel provided the presentation and responded to questions from the Council. There were no comments from the public.

On motion by Mayor Pro Tem/Vice Chair Pacheco and second by Council Member Garcia-Arrazola and carried by the following vote, the City Council/Successor Agency moved to adopt a resolution authorizing the City Manager to execute a professional service agreement with Pavement Engineering Incorporated to provide engineering design services for the FY 2022/2023 Pavement Rehabilitation Project for an amount not to exceed \$385,000.00.

RESULT: 5-0-0-0

AYES: Burks, Garcia-Arrazola, Miller, Oglesby, Pacheco

NOES: None

ABSENT: None

ABSTAIN: None

ACTION: Adopted Reso #23-98

C. ADOPT A RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH PAVEMENT ENGINEERING INCORPORATED TO PROVIDE ENGINEERING DESIGN SERVICES FOR THE "HOT SPOT" PAVEMENT REPAIR PROJECT FOR AN AMOUNT NOT TO EXCEED \$93,650.00

Public Works Director/Engineer Nisha Patel provided the presentation and responded to questions from the Council. There were no comments from the public.

On motion by Council Member Garcia-Arrazola and second by Council Member Burks and carried by the following vote, the City Council/Successor Agency moved to adopt a resolution authorizing the City Manager to execute a professional service agreement with Pavement Engineering Incorporated to provide engineering design services for the "Hot Spot" Pavement Repair Project for an amount not to exceed \$93,650.00.

RESULT: 5-0-0-0

AYES: Burks, Garcia-Arrazola, Miller, Oglesby, Pacheco

NOES: None

ABSENT: None

ABSTAIN: None

ACTION: Adopted Reso #23-99

Recess: 7:34 p.m. – 7:47 p.m.

D. ADOPT A RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS FOR ORD TERRACE ELEMENTARY SCHOOL CROSSING IMPROVEMENTS PROJECT, APPROPRIATING \$99,938.00 FROM THE GENERAL FUND TO THE PROJECT, AWARDED A CONSTRUCTION CONTRACT TO COASTAL PAVING AND EXCAVATING INC. FOR AN AMOUNT NOT TO EXCEED \$158,417.00 AND A TOTAL PROJECT CONSTRUCTION COST INCLUDING CONTINGENCY OF \$182,180.00

Public Works Director/Engineer Nisha Patel provided the presentation and responded to questions from the Council.

Public Comment: Karla Lobo

On motion by Council Member Garcia-Arrazola and second by Council Member Burks and carried by the following vote, the City Council/Successor Agency moved to adopt a resolution approving the plans and specifications for Ord Terrace Elementary

School Crossing Improvement Project, appropriating \$99,938.00 from the General Fund to the project, awarding a construction contract to Coastal Paving and Excavating Inc. for an amount not to exceed \$158,417.00, establishing a 15% contingency for a total project construction amount of \$182,180.00, and authorizing the City Manager to execute the construction contract and any amendments, extensions, and change orders until completion of the project in accordance with the plans and specifications up to the total project construction amount.

RESULT: 4-0-0-1

AYES: Burks, Garcia-Arrazola, Miller, Pacheco

NOES: None

ABSENT: None

RECUSAL: Oglesby

ACTION: Adopted Reso #23-100

E. ADOPT A RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH WALLACE GROUP FOR CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES FOR THE ORD TERRACE ELEMENTARY SCHOOL CROSSING IMPROVEMENTS PROJECT FOR AN AMOUNT NOT TO EXCEED \$39,383.00

Public Works Director/Engineer Nisha Patel provided the presentation and responded to questions from the Council. There were no comments from the public.

On motion by Council Member Miller and second by Council Member Garcia-Arrazola and carried by the following vote, the City Council/Successor Agency moved to adopt a resolution authorizing the City Manager to execute a Professional Services Agreement with Wallace Group to perform construction management and inspection services for the Ord Terrace Elementary School Crossing Improvements Project for an amount not to exceed \$39,383.00.

RESULT: 4-0-0-1

AYES: Burks, Garcia-Arrazola, Miller, Pacheco

NOES: None

ABSENT: None

RECUSAL: Oglesby

ACTION: Adopted Reso #23-101

11. COUNCIL MEMBER REQUESTS

A. NEW COUNCIL MEMBER REQUESTS

None.

B. FOLLOW UP ON PREVIOUS REQUESTS

None.

12. CITY ATTORNEY, CITY MANAGER, CITY COUNCIL AND MAYOR COMMENTS AND REPORTS ON COMMITTEE ASSIGNMENTS

Reports provided.

13. CLOSED SESSION

City Attorney Damon read the closed session items and did not anticipate a read out. There were no comments from the public on closed session items.

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

Property: The Property Commonly Referred to as Campus Town (Property bounded by Highway 1/1st Avenue, 7th Avenue, Lightfighter/Colonel Durham Street, and Gigling)

Agency Negotiators: City Manager, et. al.

Negotiating Parties: Danny Bakewell Jr., et. al. and City of Seaside

Under Negotiation: Purchase and Sale Agreement Terms

B. CONFERENCE WITH REAL PROPERTY NEGOTIATORS PURSUANT TO GOVERNMENT CODE 54956.8

Property: A portion of APN 031-151-055 located to the east of General Jim Moore Blvd./Generally South of Lightfighter commonly referred to as the Presidio of Monterey Fire Station

Agency Negotiators: City Manager, et. al.

Negotiating Parties: US Army and City of Seaside

Under Negotiation: price, terms of payment or both

C. CONFERENCE WITH REAL PROPERTY NEGOTIATIONS PURSUANT TO GOVERNMENT CODE 54956.8

Property: A thirty foot (30') wide strip crossing a portion of APN 031-152-007, 031-151-064 and/or 031-211-003 totally approximately 3.72 acres located generally along the most easterly boundary of the City of Seaside (more commonly referred to as Pure Water Monterey Expansion Land for pipelines and access)

Agency Negotiators: City Manager, et al.

Negotiating Parties: Monterey 1 Water and City of Seaside

Under Negotiation: price, terms of payment or both

**D. CONFERENCE WITH LEGAL COUNSEL PURSUANT TO GOVERNMENT
CODE 54956.9- POTENTIAL LITIGATION (2 MATTERS)**

Potential Litigation (2 Matters)

Upon return from closed session, City Attorney Damon did not have any announcements to report.

14. ADJOURNMENT

With no further business, the meeting adjourned at 10:10 p.m. in remembrance of Kimmy Howell.

Respectfully submitted,



Dominique L. Davis, City Clerk



Ian N. Oglesby, Mayor