A G E N D A

CITY OF SEASIDE	REGULAR MEETING
CITY COUNCIL/SUCCESSOR	440 HARCOURT AVE (COUNCIL CHAMBER)
AGENCY TO THE	Thursday, October 19, 2023
REDEVELOPMENT AGENCY	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.

A. MONTEREY-SALINAS TRANSIT DISTRICT UPDATES & ANNOUNCEMENTS (MICHELLE OVERMEYER, DIRECTOR OF PLANNING & INNOVATION)

7. PRESENTATIONS

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

8. CONSENT AGENDA

A. APPROVE A MAYOR'S YOUTH FUND CONTRIBUTION REQUEST FROM SEASIDE HIGH SCHOOL BOYS AND GIRLS SWIM TEAMS

RECOMMENDATION: Approve a request from the Seaside High School Swim Teams for a donation of $3,000.00 from the Mayor's Youth Fund to help cover the cost associated with purchasing replacement swim equipment, parkas, fins, kick boards and other safety equipment for the team.

B. APPROVE MAYOR'S YOUTH FUND CONTRIBUTION REQUEST FROM THE WAHINE PROJECT

RECOMMENDATION: Approve a request from The Wahine Project for a donation of $3,000.00 from the Mayor's Youth Fund to help cover the cost of their youth Beach Camp.

C. APPROVE ENVIRONMENTAL SERVICES COOPERATIVE AGREEMENT (ESCA) QUARTERLY REPORT

RECOMMENDATION: Approve report as presented in the agenda packet.

D. REVIEW AND TAKE ACTION ON TRAFFIC ADVISORY COMMITTEE RECOMMENDATIONS TO REMOVE RED CURBS AT BUS STOP LOCATIONS

RECOMMENDATION: Approve the removal of:
1. 120 feet of red curb located on Wheeler Street at Hilby Avenue, leaving 20 feet of red curb nearest the corner,
2. 97 feet of red curb located on Yosemite Street at Broadway Avenue, leaving 20 feet of red curb nearest the south end of the segment,
3. 70 feet of red curb located on La Salle Avenue at Baker Street, leaving 20 feet of red curb nearest the corner, and
4. Existing bus stop sign poles at the three locations above.

E. APPROVE AND DECLARE A VACANCY ON THE COMMUNITY SAFETY ADVISORY COMMISSION

RECOMMENDATION: Approve the declaration of a vacancy on the Community Safety Advisory Commission, as recommended by the Chair.

F. ADOPT A RESOLUTION AMENDING THE CAPITAL IMPROVEMENT PROGRAM TO INCLUDE THE SABADO PARK RENOVATION PROJECT; ACCEPTING GRANT FUNDS IN AN AMOUNT UP TO $50,000.00 FROM CALFORNIA AMERICAN WATER AND A DONATION OF $10,000.00 OF PARK EQUIPMENT FROM BLUE ZONES, AND APPROPRIATING AND ENCUMBERING $23,000.00 FROM THE GENERAL FUND BALANCE TO THE PROJECT

RECOMMENDATION: Adopt a resolution amending the Capital Improvement Program to include the Sabado Park Renovation Project (Project), accepting grant funds in an amount up to $50,000.00 from California American Water and a donation of $10,000.00 of park equipment from Blue Zones, and appropriating and encumbering $23,000.00 from the General Fund Balance to the Project.

G. ADOPT A RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS FOR DRAIN INLET IMPROVEMENTS AT YOSEMITE STREET/ SAN PABLO AVENUE PROJECT, AMENDING THE CAPITAL IMPROVEMENT PROGRAM TO INCLUDE THE DRAIN INLET IMPROVEMENTS PROJECT,

TRANSFERRING $96,375.00 FROM THE CORRUGATED METAL PIPE REPLACEMENT PROGRAM BUDGET TO THE PROJECT, AND AWARDING A CONSTRUCTION AGREEMENT TO MONTEREY PENINSULA ENGINEERING, INC. FOR AN AMOUNT NOT TO EXCEED $83,500.00 AND A TOTAL PROJECT CONSTRUCTION COST INCLUDING CONTINGENCY OF $91,850.00

RECOMMENDATION: Adopt a resolution approving the plans and specifications for the Drain Inlet Improvements at Yosemite Street/ San Pablo Avenue Project; amending the Capital Improvement Program to include the Drain Inlet Improvements Project (Project), transferring $96,375.00 from the Corrugated Metal Pipe (CMP) Replacement Program budget to the Project; awarding a construction agreement to Monterey Peninsula Engineering (MPE) for an amount not to exceed $83,500.00; establishing a 10% construction contingency for a total construction agreement amount not to exceed of $91,850.00; and authorizing the City Manager to execute the construction agreement, and approve 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.

H. ADOPT A RESOLUTION GRANTING AN EASEMENT TO SEASIDE COUNTY SANITATION DISTRICT FOR THE SUTTER STREET SEWER REROUTE PROJECT

RECOMMENDATION: Adopt a resolution approving a non-exclusive easement for use by the Seaside County Sanitation District to operate sanitary sewer facilities within the parking lot for City Hall and the Seaside Branch Library (APN 011-355-030 & 011-355-001).

I. ADOPT A RESOLUTION APPROVING AN APPROPRIATION OF $90,000.00 TO THE CITY HALL AND LIBRARY PARKING LOT REPAVING PROJECT, AND APPROVING $90,000.00 IN ADDITIONAL CONTINGENCY TO THE CONSTRUCTION AGREEMENT WITH MONTEREY PENINSULA ENGINEERS, INC. FOR A TOTAL CONSTRUCTION AMOUNT THAT DOES NOT EXCEED $687,270.00

RECOMMENDATION: Adopt a resolution:
1. Approving an appropriation of $90,000.00 to the City Hall and Library Parking Lot Repaving Project from the General Fund,
2. Approving $90,000.00 in additional contingencies to the Construction Agreement with Monterey Peninsula Engineers, Inc. for a total construction amount that does not exceed $687,270.00; and
3. Authorizing the City Manager to approve amendments, extensions, and change orders to the Construction Agreement until completion of the project such that they do not exceed the total project construction amount.

J. ADOPT A RESOLUTION AUTHORIZING AN AMENDMENT TO THE PROFESSIONAL SERVICE AGREEMENT WITH WHITSON ENGINEERS FOR ADDITIONAL SERVICES RELATED TO THE PREPARATION OF CONSTRUCTION PLANS AND SPECIFICATIONS FOR THE FREMONT BOULEVARD CENTER MEDIANS PROJECT FOR AMOUNT NOT TO EXCEED $8,000.00.

RECOMMENDATION: Adopt a resolution authorizing an amendment to the professional services agreement with Whitson Engineers for additional services related to the preparation of construction plans and specifications for the Fremont Boulevard Center Medians Project for an amount not to exceed $8,000.00.

9. PUBLIC HEARING

A. ADOPT A RESOLUTION APPROVING ARCHITECTURAL REVIEW APPLICATION NO. AR-23-11 FOR A SECOND STORY ADDITION AT 7 HARROW COURT (APN: 012-682-037) IN THE SINGLE FAMILY RESIDENTIAL (RS-8) ZONING DISTRICT. THE PROJECT IS CATEGORICALLY EXEMPT CLASS 3, SECTION 15303(A) FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

RECOMMENDATION: Adopt a resolution and conditions of approval for AR-23-11 for 7 Harrow Court.

10. BUSINESS ITEMS

A. APPROVE THE USE OF PUBLIC RESOURCES POLICY

RECOMMENDATION: Approve the use of public resources policy for support and/or work from individual City Council members to staff and departments.

11. COUNCIL MEMBER REQUESTS

A. NEW COUNCIL MEMBER REQUESTS

A. Consider a city-sponsored ballot measure regarding the future sale of safe and sane fireworks in the city for the November 2024 election (Miller)
B. Update on the Climate Action Plan (Oglesby)

B. FOLLOW UP ON PREVIOUS COUNCIL MEMBER REQUESTS

12. CITY ATTORNEY, CITY MANAGER, CITY COUNCIL AND MAYOR 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 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: KBB Seaside Venture, et. al. and City of Seaside
Under Negotiation: Price, terms of payment or both

B. CONFERENCE WITH LEGAL COUNSEL PURSUANT TO GOVERNMENT CODE 54956.9-EXISTING LITIGATION

Case Name: Petrovich Development, et al. v. City of Seaside, et al.
Case Number: Monterey County Superior Court Case # 21CV003630

C. CONFERENCE WITH LEGAL COUNSEL PURSUANT TO GOVERNMENT CODE 54956.9

Potential Litigation (2 MATTERS)

14. ADJOURNMENT

Next Regularly Scheduled Meeting:
November 2, 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.