



AGENDA

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

REGULAR MEETING
440 HARCOURT AVE (COUNCIL CHAMBER)
Thursday, May 2, 2024
5:00 PM

NOTICE: *The City Council will hold its public meetings in person, with options for viewing and listening virtually or telephonically, based on availability.*

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 view 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 listen 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, 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
David R. Pacheco
Alexis Garcia-Arrazola
Rita Burks
Alex Miller

Mayor/Chair
Mayor Pro Tem/Vice Chair
Council/Agency Member
Council/Agency Member
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. SEASIDE CITY NEWS BROADCAST OF UPCOMING CITYWIDE EVENTS AND COMMUNITY ANNOUNCEMENTS COVERING EVENTS BETWEEN MAY 4 THROUGH MAY 19

7. PRESENTATIONS

A. RECEIVE A PRESENTATION FROM CALIFORNIA STATE UNIVERSITY MONTEREY BAY FOR A POTENTIAL PARTNERSHIP FOR STUDENT SCHOLARSHIP AND INTERNSHIP PROGRAM (DIANE WILSON, SENIOR DIRECTOR OF DEVELOPMENT & JAMES HUSSAR, PHD, ACTING DEAN, ASSOCIATE DEAN COLLEGE OF ARTS, HUMANITIES, & SOCIAL SCIENCES)

8. CONSENT AGENDA

A. APPROVE MINUTES FROM APRIL 18, 2024

RECOMMENDATION: Approve minutes as presented in the agenda packet.

B. APPROVE A FEE WAIVER FROM SARANGSAM PRISON MINISTRY FOR THE USE OF THE LAGUNA GRANDE HALL AND KITCHEN FOR THEIR MUSIC FESTIVAL ON OCTOBER 26, 2024

RECOMMENDATION: Approve the fee waiver request from the Sarangsam Prison Ministry for the use of Laguna Grande Hall and kitchen to hold their Music Festival in the amount of \$1,784.85.

C. APPROVE PROCLAMATION RECOGNIZING MAY 2024, AS NATIONAL WATER SAFETY MONTH

RECOMMENDATION: Approve a proclamation recognizing May 2024, as National Water Safety Month in the City of Seaside.

D. APPROVE PROCLAMATION RECOGNIZING MAY 5-11, 2024, AS PROFESSIONAL MUNICIPAL CLERK'S WEEK

RECOMMENDATION: Approve a proclamation recognizing May 5-11, 2024, as Professional Municipal Clerks Week in the City of Seaside.

E. ADOPT RESOLUTION AUTHORIZING CITY MANAGER PURCHASE OF 10 YEAR POLLUTION AND LEGAL LIABILITY INSURANCE FOR FORMER FORT ORD PROPERTY AT A COVERAGE LEVEL OF \$4,000,000 AT COST OF \$210,572.16 OF WHICH THE ARMY WILL REIMBURSE SEASIDE \$117,000 RESULTING IN FINAL SEASIDE OUTLAY OF \$93,572.16

RECOMMENDATION: Adopt a resolution authorizing the City Manager to purchase a ten-year pollution and legal liability (PLL) insurance coverage level of \$4 million dollars; and authorizing the City Finance Director to make necessary accounting and budgetary entries.

F. ADOPT A RESOLUTION EXTENDING 180.6 ACRE FEET ALLOCATION OF WATER AND 45.83 RECYCLED WATER PER YEAR FOR THE KB BAKEWELL SEASIDE VENTURE II RESIDENTIAL AND COMMERCIAL DEVELOPMENT LOCATED WITHIN THE CAMPUS TOWN SPECIFIC PLANNING AREA

RECOMMENDATION: Adopt a resolution extending the water allocation to the Campus Town Phase I project.

G. ADOPT A RESOLUTION AMENDING THE CAPITAL PROGRAM TO INCLUDE THE COURTHOUSE PROJECT, APPROPRIATING A BUDGET OF \$1,150,000.00 TO THE PROJECT FROM THE GENERAL FUND, AND AUTHORIZING A COST REIMBURSEMENT AGREEMENT WITH MARINA COMMUNITY PARTNERS, LLC FOR CONSTRUCTION OF IMPROVEMENTS ALONG DIVARTY STREET AND IMPROVEMENTS FOR THE COURTHOUSE PROJECT

RECOMMENDATION: Adopt a resolution amending the capital program to include the Courthouse Project, appropriating a budget of \$1,150,000.00 to the project from the General Fund, and authorizing a cost reimbursement agreement with Marina Community Partners, LLC (MCP) for construction of improvements along Divarty Street and improvements for the Courthouse Project.

H. ADOPT A RESOLUTION AUTHORIZING AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH SCHAAF & WHEELER TO PROVIDE STAFF SUPPORT SERVICES FOR AN AMOUNT NOT TO EXCEED \$30,000.00

RECOMMENDATION: Adopt a resolution authorizing an amendment to the professional services agreement with Schaaf & Wheeler to provide staff support services for an amount not to exceed \$30,000.00.

- I. **ADOPT A RESOLUTION AUTHORIZING AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH KIMLEY-HORN TO PROVIDE CIVIL ENGINEERING SUPPORT SERVICES FOR AN AMOUNT NOT TO EXCEED \$30,000.00**

RECOMMENDATION: Adopt a resolution authorizing an amendment to the professional services agreement with Kimley-Horn to provide civil engineering support services for an amount not to exceed \$30,000.00.

- J. **ADOPT A RESOLUTION AUTHORIZING THE ASSISTANT FINANCE DIRECTOR AND ACTING FINANCE DIRECTOR JESSICA RILEY TO ESTABLISH, MAINTAIN AND CONTROL THE CITY'S BANK ACCOUNTS**

RECOMMENDATION: Adopt a resolution authorizing the Assistant Finance Director to control the City's BMO Bank, N.A. accounts and/or accounts with any other financial institution or bank necessary to conduct the City's business.

- K. **ADOPT A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN AN AGREEMENT WITH THE UNIVERSITY CORPORATION AT MONTEREY BAY FOR A DONATION TO CALIFORNIA STATE UNIVERSITY, MONTEREY BAY (CSUMB) FOR THE ESTABLISHMENT OF THE CITY OF SEASIDE SCHOLARSHIP & INTERNSHIP FUND**

RECOMMENDATION: Adopt a resolution approving the agreement with CSUMB for a student scholarship and internship fund.

- L. **NOTICE OF REJECTION OF CLAIM OF SEASIDE HIGHLANDS HOMEOWNERS ASSOCIATION**

RECOMMENDATION: Take action to formally reject the claim and direct sending appropriate notice of rejection to claimant.

9. **BUSINESS ITEMS**

- A. **CONSIDER PLACING A QUESTION ON NOVEMBER 5, 2024, BALLOT REGARDING THE TERM LENGTH OF THE POSITION OF MAYOR TO 4 YEARS EFFECTIVE FOR THE 2026 GENERAL ELECTION**

RECOMMENDATION: Consider the draft question and approve placing the question on the November 5, 2024, general election ballot.

- B. **APPROVE THE PLACEMENT OF A SINGLE-SIDED ELECTRONIC MESSAGE CENTER ON HILBY AVE IN FRONT OF OLDEMAYER CENTER FACING WEST FOR EASTBOUND TRAFFIC**

RECOMMENDATION: Approve the placement of a single-sided electronic message center on Hilby Ave in front of Oldemeyer Center facing west for eastbound traffic.

- C. **ANNUAL REPORT OF THE ORDINANCE REGARDING THE POLICE DEPARTMENT'S ACQUISITION AND USE OF MILITARY EQUIPMENT IN**

ACCORDANCE WITH STATE LAW (AB 481); AND APPROVE THE MILITARY USE POLICY

RECOMMENDATION: Receive the annual report and approve the use of the existing equipment.

D. CONSIDER THE DRAFT REMOTE MEETING PARTICIPATION POLICY FOR THE USE OF ZOOM FOR PUBLIC COMMENTS

RECOMMENDATION: Consider the draft policy and provide direction to staff to implement any changes or edits, and a resolution for adoption at the next regular meeting.

10. COUNCIL MEMBER REQUESTS

A. NEW COUNCIL MEMBER REQUESTS

B. FOLLOW UP ON PREVIOUS REQUESTS

1. Consider adopting an ordinance to establish a legislative recess for the month of July. (Miller)

11. 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.

12. 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

Monterey County Superior Court
Case Name: Arzadon, et al. v. City of Seaside, et al.
Case Number: Case # 20CV003118

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

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

D. CONFERENCE WITH LEGAL COUNSEL PURSUANT TO GOVERNMENT CODE 54956.9 (D)(2)

Potential Litigation (2 Matters)

13. ADJOURNMENT

Next Regularly Scheduled Meeting:
May 16, 2024
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.