



AGENDA

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

REGULAR MEETING
440 HARCOURT AVE (COUNCIL CHAMBER)
Thursday, November 21, 2024
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.*

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 or participate 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 or participate by phone: Please call (669) 900-9128
Enter the **WEBINAR 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: 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.

When the Chair calls for public comment, members of the public participating on Zoom and wishing to address the City Council can queue to speak with the "Raise Hand" feature. On the Zoom application, click the "Raise Hand" button. On the phone, press *9 to "Raise Hand"; press *6 to unmute.

5. In accordance with the City's Remote Meeting Participation Policy for Public Comment: The City of Seaside reserves the right to refuse, limit, and/or revoke use of video conferencing technology and the option for virtual public participation. Granting use of the virtual participation in no way constitutes an endorsement of any person or group to display hateful conduct, including sending or posting hateful images, making violent threats, or targeting others with hateful or abusive speech. The City may remove any participant that violates its agreement or applicable policy with proper notice as outlined in the conditions of use/meeting access.

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. SEASIDE CITY NEWS BROADCAST OF UPCOMING CITYWIDE EVENTS AND COMMUNITY ANNOUNCEMENTS

7. PRESENTATIONS

A. 2024-2025 WATER ALLOCATION PROCESS MONTEREY PENINSULA WATER MANAGEMENT DISTRICT (MPWMD GENERAL MANAGER, DAVE STOLDT)

8. CONSENT AGENDA

A. APPROVE MINUTES FROM NOVEMBER 7, 2024

RECOMMENDATION: Approve minutes as presented in the agenda packet.

B. APPROVE THE PROCLAMATIONS OF THE RECIPIENTS OF THE THIRD CLASS OF THE SEASIDE STARS PROGRAM

RECOMMENDATION: Approve the proclamations awarded to The Bakewell Company, Lee Toler, Bobby Maxwell, Rev. Dr. Herbert Hoover Lusk, and Ewalker James, as the third class of the Seaside Stars program.

C. APPROVE MAYOR'S YOUTH FUND CONTRIBUTION REQUEST OF \$3,000.00 FROM ORD TERRACE ELEMENTARY SCHOOL BASKETBALL SKILLS DEVELOPMENT PROGRAM FOR COSTS ASSOCIATED WITH WEEKLY BASKETBALL SESSIONS

RECOMMENDATION: Approve a request from Ord Terrace Elementary School Basketball Skills Development Program for a donation of \$3,000.00 from the Mayor's Youth Fund to help cover the costs associated with weekly basketball sessions.

D. APPROVE MAYOR'S YOUTH FUND CONTRIBUTION REQUEST OF \$3,000.00 FROM ORD TERRACE ELEMENTARY SCHOOL MUSIC PROGRAM FOR COSTS ASSOCIATED WITH A TRIP TO GREAT AMERICA FOR THEIR 6TH GRADE ORCHESTRA STUDENTS TO PARTICIPATE IN A MUSIC IN THE PARKS COMPETITION

RECOMMENDATION: Approve a request from Ord Terrace Elementary School Music Program for a donation of \$3,000.00 from the Mayor's Youth Fund to help cover the costs associated with a trip to Great America for their 6th grade orchestra students to participate in a Music in the Parks competition.

E. APPROVE MAYOR'S YOUTH FUND CONTRIBUTION REQUEST OF \$3,000.00 FROM GREATER VICTORY TEMPLE CHURCH OF GOD IN CHRIST TO HELP WITH COSTS ASSOCIATED FOR THEIR HOLIDAY MEAL AND TOY GIVEAWAY

RECOMMENDATION: Approve a request from Greater Victory Temple Church of God in Christ for a donation of \$3,000.00 from the Mayor's Youth Fund to help cover the costs associated with their holiday meal and toy giveaway program.

F. ADOPT A RESOLUTION TO AWARD A CONSTRUCTION CONTRACT TO BEN FRANKLIN CONSTRUCTION INC. FOR AN AMOUNT NOT TO EXCEED \$164,175.00 FOR THE SEASIDE FIRE STATION BEAM REPAIR PROJECT, AND DIRECT THE FINANCE DIRECTOR TO MAKE THE NECESSARY BUDGETARY CHANGES

RECOMMENDATION: Adopt a resolution awarding a construction contract for an amount not to exceed \$164,175.00 to Ben Franklin Construction Inc., and direct the Finance Director to make the necessary budgetary changes for the Fire Station Beam Repair Project.

G. ADOPT A RESOLUTION AUTHORIZING CITY STAFF TO UTILIZE MULTIPLE ANNUAL ON CALL CONSTRUCTION CONTRACTS TO COMPLETE WORK BASED ON COMPETITIVELY BID PRICING SCHEDULES, AND DIRECT STAFF TO BID OUT GENERAL ENGINEERING AND GENERAL

BUILDING ON CALL CONTRACTS FOR MULTIPLE ON CALL CONTRACTORS FOR 2025

RECOMMENDATION: Adopt a resolution authorizing city staff to utilize multiple annual On Call construction contracts to complete work based on competitively bid pricing schedules, and direct staff to bid out general engineering and general building On Call contracts for multiple On Call contractors for 2025.

H. ADOPT A RESOLUTION APPROVING A \$250,000.00 BUDGET TRANSFER FROM THE FORA BLIGHT REMOVAL - SUBCONTRACTED WORK ACCOUNT TO THE FORA BLIGHT REMOVAL - CONSULTANT ACCOUNT AND APPROVING AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH GEOSYNTEC CONSULTANTS, INC. FOR SOILS REMOVAL, ADDITIONAL TESTING AND REPORTING SERVICES FOR CAMPUS TOWN PHASE 1A FOR AN AMOUNT NOT TO EXCEED \$159,300.00 TO BE PAID FROM FORA DEMOLITION BONDS

RECOMMENDATION: Adopt a resolution approving a \$250,000.00 budget transfer from the FORA Blight Removal - Subcontracted Work account to the FORA Blight Removal - Consultant account and authorizing the City Manager to execute an amendment to the professional services agreement with Geosyntec Consultants, Inc. for supplemental soil sampling, soils removal and reporting services for Campus Town Phase 1A for an amount not to exceed \$159,300.00

I. ADOPT A RESOLUTION AMENDING THE SCOPE OF WORK FOR THE HILBY AVENUE TRAFFIC CALMING IMPROVEMENT PROJECT BETWEEN FREMONT BOULEVARD TO GENERAL JIM MOORE BOULEVARD AND APPROVING AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH PARAMETRIX INC. TO PREPARE BID DOCUMENTS FOR THE AMENDED PROJECT SCOPE FOR AN AMOUNT NOT TO EXCEED \$16,310.00

RECOMMENDATION: Adopt a resolution amending the scope of work for a portion of the Hilby Avenue Traffic Calming Improvement Project between Fremont Boulevard and General Jim Moore Boulevard and authorizing the City Manager to execute an amendment to the professional services agreement with Parametrix Inc. to prepare bid documents for the amended project scope for an amount not to exceed \$16,310.00.

J. ADOPT A RESOLUTION APPROPRIATING \$20,200.00 FROM THE MEASURE X FUND BALANCE TO THE PAVEMENT MANAGEMENT PROGRAM ACCOUNT TO FUND THE PROGRAM UPDATE AND SOFTWARE ANNUAL SUBSCRIPTION

RECOMMENDATION: Adopt a resolution approving a budget amendment authorizing the Finance Director to appropriate \$20,200.00 from the Measure X Fund balance to the Pavement Management Program Account for the Program Update and software annual subscription.

K. ADOPT A RESOLUTION FOR THE ACCEPTANCE OF GRANT FUNDS FOR THE PROPOSITION 47 GRANT PROGRAM: SAFE NEIGHBORHOODS AND

SCHOOLS ACT THROUGH THE BOARD OF STATE AND COMMUNITY CORRECTIONS IN THE AMOUNT OF \$6,022,619.00 AND AUTHORIZE THE CITY MANAGER TO SIGN THE GRANT AGREEMENT AND MAKE A REQUEST FOR A BUDGET MODIFICATION PER COUNCIL DIRECTION

RECOMMENDATION: Adopt a resolution authorizing the acceptance of grant funds for the Proposition 47 grant program, and authorize the City Manager to sign the grant agreement.

9. PUBLIC HEARING

A. AN ORDINANCE TO MODIFY TITLE 19 OF THE SEASIDE MUNICIPAL CODE MODIFYING THE ALLOWABLE NUMBER OF CANNABIS DISPENSARIES AND MAKING OTHER CHANGES TO THE OPERATION AND SELECTION OF CANNABIS DISPENSARIES WITHIN THE CITY OF SEASIDE. THIS ITEM IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) PURSUANT TO SECTION 15061(B) OF THE CEQA GUIDELINES (SECOND READING - ROLL CALL VOTE)

RECOMMENDATION: Adopt an ordinance to modify title 19 of the Seaside Municipal Code modifying the allowable number of cannabis dispensaries and making other changes to the operation and selection of cannabis dispensaries within the City of Seaside.

B. AN ORDINANCE AMENDING SEASIDE MUNICIPAL CODE CHAPTER 6.04 AND ADDING NEW SECTIONS 6.04.025, 6.04.155, 6.04.156, 6.04.157 AND 6.04.158 REQUIRING SPAY AND NEUTERING, CERTIFICATIONS FOR UNALTERED ANIMALS, BREEDING PERMITS AND VIOLATIONS (SECOND READING - ROLL CALL VOTE)

RECOMMENDATION: Adopt an ordinance amending Seaside Municipal Code chapter 6.04 and adding new sections 6.04.025, 6.04.155, 6.04.156, 6.04.157 and 6.04.158 requiring spay and neutering, certification for unaltered animals, breeding permits and violations.

10. BUSINESS ITEMS

A. UPDATE ON PENDING CODE ENFORCEMENT ACTIONS AT THE SEABREEZE APARTMENTS

RECOMMENDATION: Recieve an update on the pending code enforcement actions at the Seabreeze Apartments.

B. REPORT ON POTENTIAL ELECTIONS OF MAYOR AND CITY COUNCIL BY DISTRICT

RECOMMENDATION: Accept the report.

C. RELEASE OF A REQUEST FOR PROPOSAL FOR THE DEVELOPMENT OF MAIN GATE PROPERTY (APN(S) 031-031-018-000, 031-041-011-000, AND 031-151-013-000) AND MAKING SURPLUS LAND ACT FINDINGS

RECOMMENDATION: Adopt a resolution authorizing the Interim City Manager to release a Request for Proposals for development of the Main Gate property and declaring the "Main Gate" property, APN(s) 031-031-018-000, 031-041-011-000, and 031-151-013-000 less the 5-acres for the Courthouse, as "exempt surplus land" in accordance with the Surplus Land Act, Government Code Section 54220

D. APPROVAL OF PROJECTS WITHIN THE NEIGHBORHOOD IMPROVEMENT COMMISSION'S ANNUAL WORK PLAN RECOMMENDATIONS FOR FISCAL YEAR 24-25

RECOMMENDATION: Provide direction to staff on which projects to move forward with that have been recommended in the Neighborhood Improvement Commission FY2024-2025 annual work plan.

11. COUNCIL MEMBER REQUESTS

A. NEW COUNCIL MEMBER REQUESTS

B. FOLLOW UP ON PREVIOUS REQUESTS

1. PLAN FOR FIREWORKS ENFORCEMENT FOR NEW YEAR'S EVE 2024 (PACHECO)
2. ILLEGAL FIREWORKS CITATIONS ISSUED IN JULY 2024 (PACHECO)

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. PUBLIC EMPLOYMENT PURSUANT TO GOVERNMENT CODE SECTION 54957

Position: City Manager Recruitment

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

Property: 1591 Del Monte Avenue, Seaside CA 93955.

Agency Negotiators: City Manager, et. al

Negotiating Parties: Shido Kazuma Trust through their Agent Paramount Properties and City of Seaside

Under Negotiation: Price, terms of payment or both

C. 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

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

Property: A portion of 1271 Canyon Del Rey Boulevard, Seaside California

Agency Negotiators: City Manager, et. al

Negotiating Parties: Palenke Arts by and through Juan Sanchez and City of Seaside

Under Negotiation: Price, terms of payment or both

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

Two Matters of Potential Litigation

14. ADJOURNMENT

Next Regularly Scheduled Meeting:

December 5, 2024

5:00 p.m.

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.