



A G E N D A

CITY OF SEASIDE
CITY COUNCIL

REGULAR MEETING
Council Chamber
440 Harcourt Avenue
Thursday, August 4, 2016
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. **PUBLIC COMMENT**

6. **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.

7. **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.

8. **PRESENTATIONS**

A. PRESENTATION OF THE JUNE 2016 HOUSE OF THE MONTH AWARD

PURPOSE: The purpose of this item is to recognize Chantel Touryan, owner of 1217 Hilby Avenue for beautifying and maintaining their property.

RECOMMENDATION: It is recommended that the Mayor present Chantel Touryan the June 2016 House of the Month award.

B. PRESENTATION OF THE JULY 2016 HOUSE OF THE MONTH AWARD

PURPOSE: The purpose of this item is to recognize Carlos Martinez & Oscar Romero, owner of 1351 Terrace Street for beautifying and maintaining their property.

RECOMMENDATION: It is recommended that the Mayor present Carlos Martinez & Oscar Romero the July 2016 House of the Month award.

C. PRESENTATION OF THE 2016 BUSINESS OF THE SECOND QUARTER AWARD

PURPOSE: To recognize Shari Hastey, Executive Director of Community Partnership for Youth located at 775 Kimball Avenue, Suite 101, for upgrading, beautifying and maintaining the building and property.

RECOMMENDATION: It is recommended that the Mayor present the 2016 Business of the Second Quarter Award to Shari Hastey, Executive Director of Community Partnership for Youth located at 775 Kimball Avenue, Suite 101.

D. PROCLAMATION DECLARING SEPTEMBER AS CHILDHOOD CANCER AWARENESS MONTH IN THE CITY OF SEASIDE

PURPOSE: To present a proclamation to Jacob's Heart Children's Cancer Support Services Declaring September 2016 as Childhood Cancer Awareness Month in Seaside.

RECOMMENDATION: That the proclamation be presented.

E. PRESENT STRATEGIC PLAN UPDATE

PURPOSE: An update presentation on the City Strategic Plan and objectives will be presented for City Council consideration and to inform the public of the City Council's objectives for the current six month strategic plan period.

RECOMMENDATION: It is recommended that the City Council receive the presentation and make comments as appropriate.

9. 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 JULY 21, 2106

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 July 12, 2016 through July 25, 2016. In addition, approval of the payroll and benefits checks, direct deposits and wired payments related to the period of July 21, 2016 is requested. Total Account Payable and Payroll for the above referenced period is \$2,002,793.06.

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

C. APPROVE A MAYOR'S YOUTH FUND CONTRIBUTION REQUEST FROM OPERATION SECOND CHOICE FOR SEASIDE YOUTH

PURPOSE: The purpose of this agenda item is for the City Council to consider a Three Thousand Dollar (\$3,000) request from Operation Second Choice for a donation from the Mayor's Youth Fund to help cover the costs of a 3-day youth conference in August for 50 Seaside youth.

RECOMMENDATION: Staff recommends approval.

D. CONSIDERATION OF AUTHORIZING TO CORRECT CLERICAL ERRORS AND MINOR OMISSIONS TO THE SUBMITTED ANNUAL ACTION PLAN AND TO RECOMMEND THE CORRECTIONS TO THE US DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) AS A NON-SUBSTANTIAL AMENDMENT.

PURPOSE: The purpose of this item is to consider recommending an additional \$78 to each approved public service subrecipient as calculated by HUD to fully utilize the 15% maximum allowable allocation of funds. Minor clerical errors and minor omissions to the submitted report were also asked to be corrected and submitted as a Non-Substantial Amendment to the Annual Action Plan

RECOMMENDATION: It is recommended that the City Council accept the funding revisions and corrections and authorize a Non-Substantial amendment to the Annual Action Plan to be submitted to HUD as well as authorize the City Manager to revise the associated SF-424 documents and adjust line items in the CDBG fund of the City of Seaside operating budget as necessary to reflect the changes.

E. APPROVE CONTRIBUTION REQUEST FROM GREATER VICTORY TEMPLE CHURCH'S 2016 SUMMER ALGEBRA INSTITUTE FOR A DONATION FROM THE MAYOR'S YOUTH FUND

PURPOSE: The purpose of this agenda item is to consider the request from the Greater Victory Temple Church for a donation of three thousand dollars (\$3000.00) for costs associated with the Victory Temple and California State University's 2016 Summer Algebra Institute.

RECOMMENDATION: Staff recommends approval.

**F. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEASIDE
MODIFYING THE POSITION ALLOCATION LIST TO ADD THE POSITION
OF FINANCE DIRECTOR AND ESTABLISH THE SALARY FOR POSITION**

PURPOSE: The purpose of this item is to request the City Council approve a resolution modifying the position allocation list to add the position of Finance Director and establish the salary for the position. Should the Deputy City Manager - Administrative Services position become vacant, it will be replaced by the Finance Director.

RECOMMENDATION: It is recommended that the City Council adopt the resolution modifying the position allocation list to add a Finance Director and establish the salary for the position.

**G. CONSIDER A RESOLUTION DELEGATING TO THE CITY ENGINEER, OR
HIS OR HER DESIGNEE, THE AUTHORITY TO APPROVE PLANS AND
DESIGNS FOR ALL PUBLIC WORKS PROJECTS**

PURPOSE: The purpose of this item is to consider a resolution to minimize the City of Seaside's liability exposure related to design and construction of public improvement projects by ensuring that the City establishes and maintains design immunity as provide by _____ State _____ law.

RECOMMENDATION: It is recommended to adopt a resolution delegating to the City Engineer, or his or her designee, the authority to approve plans and designs for all public works projects.

**H. CONSIDERATION OF A RESOLUTION AUTHORIZING A SECOND
AMENDMENT TO THE AGREEMENT FOR CONSULTANT SERVICES WITH
MARK THOMAS & COMPANY ADDING ADDITIONAL SCOPE OF WORK TO
UPDATE THE DESIGN OF THE WEST BROADWAY URBAN VILLAGE
INFRASTRUCTURE IMPROVEMENT PROJECT FOR A NOT TO EXCEED
AMOUNT OF NINETY EIGHT THOUSAND SIX HUNDRED EIGHTY FOUR
DOLLARS (\$98,684.00).**

PURPOSE: The purpose of this item is for the City Council to consider approving a resolution authorizing a Second Amendment to the Agreement for Consultant Services (the "Contract") between the City of Seaside (the "City") and Mark Thomas & Company (the "Consultant") for a not to exceed amount of Ninety Eight Thousand Six Hundred Eight four Dollars (\$98,684.00) to provide professional services for the preparation of updated construction documents for West Broadway Urban Village (WBUV) Infrastructure Improvements Project in support of the ATP grant.

RECOMMENDATION: It is recommended that the City Council adopt a resolution approving resolution authorizing the City Manager to execute a Second Amendment to the Agreement for Consultant Services with Mark Thomas & Company to provide professional services for updating the construction documents for the West Broadway Urban Village (WBUV) Infrastructure Improvements Project.

I. APPROVAL OF PURCHASE AND SALE AGREEMENT FOR VEHICULAR ACCESS AND VEHICULAR ABUTTER'S RIGHTS AND TEMPORARY CONSTRUCTION EASEMENT FROM 580 BROADWAY AVENUE, SEASIDE, IN CONNECTION WITH THE WEST BROADWAY URBAN VILLAGE INFRASTRUCTURE IMPROVEMENTS PROJECT

PURPOSE: Consider adopting a Resolution approving that certain Purchase and Sale Agreement and Joint Escrow Instructions between the City of Seaside and Mary Alice Cerrito and Roger L. Brown and Gloria Brown, Trustees, in connection with the West Broadway Urban Village Infrastructure Improvements Project and consider approving funding for the purchase of the vehicular access and vehicular abutter's rights and a temporary construction easement that are the subject of said Agreement.

RECOMMENDATION:

It is recommended that the City Council adopt a Resolution:

1. Approving certain Purchase and Sale Agreement and Joint Escrow Instructions between the City of Seaside and Mary Alice Cerrito and Roger L. Brown and Gloria Brown, Trustees, in connection with the West Broadway Urban Village Infrastructure Improvements Project.
2. Authorizing the Finance Director to appropriate TAMC grant funds for the sum of \$7,400, plus necessary escrow-related costs for deposit with Escrow Holder First American Title Insurance Company to complete the transaction contemplated in said Agreement. Escrow fees and related costs are not estimated to exceed \$5,000.
3. Authorizing the City Manager to approve and execute any necessary documents including the certificate of acceptance for the Deed for Transfer of Access Control Rights attached as Exhibit "D" to the Purchase and Sale Agreement, the form of Temporary Construction Easement Agreement attached as Exhibit "E" to the Purchase and Sale Agreement, escrow instructions and documents necessary to complete the transactions contemplated by the Purchase and Sale Agreement, including without limitation, all escrow instructions and necessary escrow documents.

J. APPROVAL OF A FOURTH AMENDMENT TO THE AGREEMENT FOR CONSULTANT SERVICES WITH HARRIS & ASSOCIATES INC. FOR THE MONTEREY DOWNS DEVELOPMENT REVIEW TO INCREASE THE CONTRACT AMOUNT BY \$9,860 TO PROVIDE ASSISTANCE WITH FINALIZING THE CONDITIONS OF APPROVAL

PURPOSE: purpose of this item is for the City Council to consider executing a Fourth Amendment to the Agreement for Consultant Services (the “Contract”) entered into between the City of Seaside (the “City”) and Harris & Associates Inc. (the “Consultant”) on March 25, 2015, to provide assistance with finalizing the Conditions of Approval for the Monterey Downs Vesting Tentative Map.

RECOMMENDATION:

It is recommended that the City Council approve the attached resolution authorizing the City Manager to execute a Fourth Amendment to the Contract with Harris & Associates to provide assistance with finalizing the Conditions of Approval for the Monterey Downs Vesting Tentative Map. The contract amount will be increased by \$9,860. Therefore, the maximum amount payable to the Consultant under this Agreement is increased from \$62,110 to \$71,970 to be reimbursed by Monterey Downs, LLC.

K. ADOPT A RESOLUTION CONSENTING TO AN AMENDMENT OF PARAGRAPH 7.02 OF THE MONTEREY REGIONAL WATER POLLUTION CONTROL AGENCY (MRWPCA) JOINT POWERS AGREEMENT TO SUPPORT A BORROWING AGREEMENT WITH THE STATE WATER RESOURCES CONTROL BOARD

PURPOSE: The MRWCPA Board is requesting that all member entities consent to the amendment of Paragraph 7.2 Joint Powers Agreement to support a borrowing agreement with the State Water Resources Control Board.

RECOMMENDATION: The MRWPCA recommends that the City Council approve this resolution consenting to the amendment of Section 7.02 of the JPA.

10. 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.

11. ADJOURNMENT

Next Regularly Scheduled Meeting:
August 11, 2016
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.