



REVISED AGENDA

CITY OF SEASIDE
CITY COUNCIL

REGULAR MEETING
Council Chamber
440 Harcourt Avenue
Thursday, November 16, 2017
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
Dennis Alexander	Mayor Pro Tem
Jason Campbell	Council Member
David R. Pacheco	Council Member
Kayla Jones	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**

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.

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.

7. **PRESENTATIONS**

A. **RECEIVE PRESENTATION FROM JOHN ARRIAGA, JEA & ASSOCIATES FOR UPDATE ON THE CITY'S LOBBYING EFFORTS**

PURPOSE: That the City Council receive a presentation on issues and legislation affecting Seaside on a State level and to ask questions as it relates to JEA & Associates services.

RECOMMENDATION: That the City Council receive the presentation and ask questions as necessary.

8. **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 THE OCTOBER 26, 2017 JOINT MEETING WITH PLANNING COMMISSION AND BOARD OF ARCHITECTURAL REVIEW AND NOVEMBER 2, 2017 REGULAR MEETING**

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 October 21, 2017 through November 3, 2017. In addition, approval of the payroll and benefits checks, direct deposits and wired payments related to the period of October 26, 2017 is requested. Total Accounts Payable and Payroll for the above referenced period is \$1,111,998.27.

RECOMMENDATION: That the City Council approve and file the attached checks.

C. **APPROVE RESOLUTION AWARDING A CONSTRUCTION CONTRACT TO SILCON CONSTRUCTORS INC IN THE AMOUNT OF \$194,639 FOR THE SEASIDE BRANCH LIBRARY SECOND PHASE ADA IMPROVEMENTS**

PURPOSE: The purpose of this item is for the City Council to consider awarding a construction contract to Silcon Constructors, Inc., in the amount of One Hundred Ninety Four Thousand Six Hundred Thirty Nine Dollars (\$194,639) to construct second phase of ADA improvements at the Seaside Branch Library.

RECOMMENDATION: It is recommended that the City Council adopt a resolution awarding a construction contract to Silcon Constructors Inc., in the amount of One Hundred Ninety Four Thousand Six Hundred Thirty Nine Dollars (\$194,639) to construction second phase of ADA improvements at the Seaside Branch Library and authorize the City Manager to execute the contract.

D. **APPROVE MAYOR'S YOUTH FUND CONTRIBUTION REQUEST FROM ACTION COUNCIL OF MONTEREY COUNTY AND PALENKE ARTS FOR A YOUTH MUSIC AND DANCE SERIES**

PURPOSE: The purpose of this agenda item is for the City Council to consider and approve a Three Thousand Dollar (\$3,000.00) request from the Action Council of Monterey County on behalf of Palenke Arts for a donation from the Mayor's Youth Fund for a music and dance class series that will be open to elementary, middle and high school students in Seaside.

RECOMMENDATION: It is recommended that the City Council approve this request.

E. **APPROVE MAYOR'S YOUTH FUND CONTRIBUTION REQUEST FROM LADIES FIRST FOR COST ASSOCIATED WITH THEIR BEACH CLEAN UP,**

ENVIRONMENT LECTURE AND WORKSHOP PROGRAM

PURPOSE: The purpose of this agenda item is to consider the request from the Ladies First for a donation of two thousand five hundred dollars (\$2,500.00) from the Mayor's Youth Fund for costs associated their beach clean up, environment sustainability lecture and workshop program for at-risk adolescent girls of color.

RECOMMENDATION: It is recommended that the City Council approve this request.

F. AUTHORIZE MONTEREY ONE WATER TO OCCUPY LAND ON THE FORMER FORT ORD LANDS EAST OF GENERAL JIM MOORE BLVD AND SOUTH OF EUCALYPTUS ROAD (APN 031-211-001 AND 031-151-062) FOR THE PURE WATER MONTEREY INFRASTRUCTURE IMPROVEMENT PROJECT

PURPOSE: The purpose of this item is for the City Council to consider approving a resolution authorizing the Fort Ord Reuse Authority to allow Monterey One Water, previously known as Monterey Regional Water Pollution Control Agency, to occupy land in order to construct improvements on the former Fort Ord Lands east of General Jim Moore Blvd and south of Eucalyptus Road (APN 031-211-001 AND 031-151-062) for the Pure Water Monterey Project.

RECOMMENDATION: It is recommended that the City Council approve a resolution authorizing the Fort Ord Reuse Authority to allow Monterey One Water, previously known as Monterey Regional Water Pollution Control Agency, to occupy land in order to construct improvements on the former Fort Ord Lands east of General Jim Moore Blvd and south of Eucalyptus Road (APN 031-211-001 AND 031-151-062) for the Pure Water Monterey Project.

G. APPROVAL OF A MEMORANDUM OF UNDERSTANDING (MOU) TO DESIGNATE TRANSPORTATION AGENCY FOR MONTEREY COUNTY (TAMC) AS THE LEAD AGENCY FOR ENVIRONMENTAL REVIEW FOR THE PROPOSED FORT ORD REGIONAL TRAIL AND GREENWAY (FORTAG)

PURPOSE:

Consideration of a memorandum of understanding (MOU) to designate Transportation Agency for Monterey County (TAMC) as the lead agency for environmental review for the proposed Fort Ord Regional Trail and Greenway (FORTAG) and will coordinate with all participating jurisdictions and other stakeholders to conduct the environmental review of FORTAG, a proposed 24.2 mile continuous 12-ft wide paved bicycle and pedestrian trail with an open space buffer on both sides.

RECOMMENDATION: That the City Council approve the Memorandum of Understanding with the Transportation Agency of Monterey County for the FORTAG California Environmental Quality Act Environmental Impact Report.

H. APPROVE A RESOLUTION APPROVING THE PURCHASE OF BODY WORN CAMERAS, THE REPLACEMENT OF CONDUCTIVE ELECTRICAL WEAPONS AND IMPLEMENT EVIDENCE.COM CLOUD DATA STORAGE FOR THE SEASIDE POLICE DEPARTMENT, USING A SOLE SOURCE VENDOR AGREEMENT WITH AXON (AKA TASER), FOR A TOTAL FIVE YEAR COST OF \$315,000 AND AUTHORIZING THE CITY MANAGER TO SIGN THE

AGREEMENT.

PURPOSE: The purpose of this item is to approve a resolution for the purchase of Body Worn Camera's (BWC's); to replace the Seaside Police Department's Conductive Electrical Weapons (CEW's); and implement Evidence.com cloud data storage for the Seaside Police Department using a sole source vendor agreement with Axon (Aka TASER).

RECOMMENDATION: It is recommended that the City Council adopt a resolution authorizing the equipment purchases, approving the agreement with Axon, and authorizing the City Manager to sign all necessary documents.

9. PUBLIC HEARING

A. CONDUCT A PUBLIC HEARING UNDER THE TAX AND EQUITY FISCAL RESPONSIBILITY ACT (TEFRA) AND CONSIDER ADOPTING A RESOLUTION IN CONNECTION WITH THE PROPOSED REFUNDING OF REVENUE CERTIFICATES OF PARTICIPATION BONDS FOR THE MONTEREY COLLEGE OF LAW

PURPOSE: The City Council of the City of Seaside is requested to conduct a TEFRA hearing on behalf of the Monterey College of Law, a 501(c)(3) public benefit nonprofit California corporation located within the boundaries of the City of Seaside, and following such hearing to consider a Resolution to approve the TEFRA hearing and compliance with Section 147(f)(2) of the Internal Revenue Code of 1986, as amended, and to consider a Resolution authorizing up to an aggregate \$2,550,000 in revenue certificate of participation financing for refinancing existing City of Seaside Revenue Certificates of Participation (Monterey College of Law) Series 2008 (the "2008 COPs"), which had been incurred for refinancing taxable indebtedness and financing the renovation of a building located on the site of the College's campus at Fort Ord, and for paying costs of issuance.

RECOMMENDATION:

It is recommended that the City Council:

1. Conduct a public hearing under the requirements of TEFRA and the Internal Revenue Code of 1986, as amended; and
2. Adopt the attached resolutions approving the TEFRA hearing procedures and authorizing this financing.

10. BUSINESS ITEMS

A. DISCUSS AND PROVIDE DIRECTION REGARDING A PROPOSED DRAFT ORDINANCE ESTABLISHING REGULATIONS FOR SHORT-TERM RENTALS IN THE CITY OF SEASIDE AS DIRECTED BY THE CITY COUNCIL DURING THE SEPTEMBER 21, 2017 STUDY SESSION

PURPOSE: To provide an opportunity for the City Council to consider and discuss a proposed second draft ordinance establishing regulations regarding short-term rentals in the City of Seaside, then provide direction to staff.

RECOMMENDATION: It is recommended that the City Council discuss and consider a draft ordinance regarding regulation of short-term rentals and provide direction to staff.

B. DISCUSS AND APPROVE A RESOLUTION APPROVING EXECUTION OF A CONTRACT WITH WILL DAN TO CONDUCT AN ANALYSIS OF THE CITY OF SEASIDE'S FISCAL POSITION AS IT RELATES TO THE CONTINUATION OR DISSOLUTION OF THE FORT ORD REUSE AUTHORITY FOR A NOT TO EXCEED COST OF \$60,500 WITH THE CITY OF MARINA CONTRIBUTING \$30,250

PURPOSE: Provide the City of Seaside with an independent assessment of the fiscal impact of the dissolution or continuation of the Fort Ord Reuse Authority.

RECOMMENDATION: That the City Council Approve the Resolution and Authorize the City Manager to execute the contract for services.

C. DISCUSS AND APPROVE AN AMENDMENT TO THE CITY MANAGER'S EMPLOYMENT AGREEMENT DEFERRING SALARY INCREASES, EXTENDING RESIGNATION NOTICE, ADDING 16 HOURS OF VACATION LEAVE EACH MONTH, AND ADDING A TEMPORARY HOUSING AND RELOCATION STIPEND OF \$1,500 PER MONTH, UNTIL NOVEMBER 16, 2019.

PURPOSE: To review and approve an amendment to the City Manager's employment agreement.

RECOMMENDATION: That the contract amendment be approved consistent with direction provided during the City Manager's performance evaluation in Closed Session.

11. 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.

12. ADJOURNMENT

Next Regularly Scheduled Meeting:
December 7, 2017
7:00 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, they are asked to contact the City Clerk at 899-6707 no fewer than two business days prior to the meeting to allow reasonable arrangements. The City Council chamber is equipped with a portable microphone and assisted listening devices are available at all meetings.

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<http://cyp.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>

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