



AGENDA

CITY OF SEASIDE

CITY COUNCIL REGULAR MEETING

AND

CITY COUNCIL/PARKING AUTHORITY/SUCCESSOR AGENCY OF THE
REDEVELOPMENT AGENCY JOINT SPECIAL MEETING

VIRTUAL ONLY MEETING

Thursday, May 21, 2020

7:00 PM

Pursuant to Governor Newsom's Executive Orders [N-29-20](#) and [N-33-20](#), and to do all we can to help slow the spread of COVID-19 (coronavirus) City of Seaside meetings will be adapted in the following ways:

- Meetings of the Seaside City Council and its Boards and Commissions will be conducted with virtual (electronic) participation only. Members of the public may watch the live stream of the City Council and Boards and Commission meetings at <https://bit.ly/SeasideYouTube> or watch the broadcast live to all Seaside residents on Comcast Channel 25 and U-verse Channel 99.
- Members of the public may participate before and during each meeting by submitting comment(s) to cityclerk@ci.seaside.ca.us. The clerk will read each received public comment aloud into the record at the designated time, subject to time limits that may be imposed pursuant to the Brown Act. In the subject line of a public comment email, please specify the meeting body and date and indicate the relevant item number or "general" to help staff easily receive and organize public comments.

1. CALL TO ORDER

2. ROLL CALL – ESTABLISHMENT OF QUORUM

Ian N. Oglesby
David R. Pacheco
Jason Campbell
Jon Wizard
Alissa Kispersky

Mayor
Mayor Pro Tem
Council Member
Council Member
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. CITY WORKFORCE DIVERSITY REPORT

8. CONSENT AGENDA

A. PROCLAMATION DECLARING MAY 17 -23, 2020 AS "NATIONAL PUBLIC WORKS WEEK" IN THE CITY OF SEASIDE

B. PROCLAMATION FOR JESSICA RECLUSADO, SEASIDE HIGH SCHOOL JUNIOR RESERVE OFFICERS' TRAINING CORPS (JROTC) 2020 GRADUATE

C. APPROVAL OF MINUTES FROM APRIL 16, 2020 REGULAR MEETING AND APRIL 28, 2020 AND MAY 5, 2020 SPECIAL MEETINGS

RECOMMENDATION: Approve minutes as presented.

D. APPROVE AND FILE CITY CHECKS

RECOMMENDATION: Approve and file the accounts payable and wired payments made during the period of April 25, 2020 through May 8, 2020 including the payroll and benefits checks, direct deposits and wired payments related to the pay period ending May 7, 2020. Total Accounts Payable and Payroll for the above referenced period is \$2,143,653.24.

E. ACCEPT AND FILE THE CASH AND INVESTMENT REPORT FOR THE CITY OF SEASIDE AND THE SUCCESSOR AGENCY OF THE REDEVELOPMENT AGENCY OF THE CITY OF SEASIDE FOR THE QUARTER ENDING MARCH 31, 2020.

RECOMMENDATION: Accept and file the City of Seaside and the Successor Agency to the Redevelopment Agency of the City of Seaside

F. AUTHORIZE THE CITY MANAGER TO ACQUIRE COMMUNITY BANNERS TO CONGRATULATE THE GRADUATING CLASS OF 2020

RECOMMENDATION: Authorization not to exceed \$1,000 to honor graduating students of the class of 2020.

G. APPROVE THE TRAFFIC ADVISORY (TAC) COMMITTEE RECOMMENDATION FOR A STREETLIGHT AT THE INTERSECTION OF TRINITY AND VIRGINIA.

RECOMMENDATION: Approve the Traffic Advisory Committee recommendations to install a streetlight with shield if needed, at the intersection of Trinity Avenue and Virginia Street

H. ADOPT A RESOLUTION AWARDING A CONSTRUCTION CONTRACT TO TEICHERT CONSTRUCTION FOR THE PAVEMENT REHABILITATION PROJECT PHASE 3 FOR AN AMOUNT NOT TO EXCEED \$8,533,171 AND TOTAL PROJECT COST WITH 15% CONTINGENCY OF \$9,813,147.

RECOMMENDATION: Award a construction contract to Teichert & Son, Inc. dba Teichert Construction (Teichert) for the Pavement Rehabilitation Project – Phase 3 for an amount not to exceed \$8,533,171, authorize a total project amount with 15% contingency for a total amount not to exceed \$9,813,147 and authorize the City Manager to execute the agreement.

I. ADOPT A RESOLUTION AMENDING THE PROFESSIONAL SERVICES AGREEMENT WITH HARRIS & ASSOCIATES FOR PAVEMENT DESIGN SERVICES TO INCLUDE DESIGN SERVICES DURING CONSTRUCTION, CONSTRUCTION MANAGEMENT, AND INSPECTION SERVICES FOR AN AMOUNT OF \$485,495 AND A TOTAL NOT TO EXCEED AMOUNT WITH A 15% CONTINGENCY OF \$558,319.

RECOMMENDATION: Execute a contract amendment to the professional services agreement with Harris & Associates (Harris) to include design services during construction, construction management, and inspection services for the Pavement Rehabilitation Project – Phase 3 to supplement City Staff Construction Management and inspection duties for an amount not to exceed \$485,495 and a total amendment amount

with contingency of \$558,319 and authorize the City Manager to execute the amendment.

J. APPROVE A RESOLUTION AUTHORIZING A ONE-YEAR AMENDMENT TO THE AUDIT CONTRACT WITH CLIFTONLARSONALLEN LLP

RECOMMENDATION: To adopt a resolution approving a one-year amendment to the audit contract with CliftonLarsonAllen LLP.

K. APPROVE RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AGREEMENTS TRANSFERRING RESPONSIBILITY AND FUNDS FROM THE FORT ORD REUSE AUTHORITY CAPITAL IMPROVEMENT/COMMUNITY FACILITIES DISTRICT TO SEASIDE FOR EUCALYPTUS ROAD INFILTRATOR PROJECT AND HABITAT MANAGEMENT

RECOMMENDATION: Consider resolution authorizing the City Manager to execute agreements with the Fort Ord Reuse Authority to receive funds for the completion of eucalyptus road infiltrator repair and habitat management.

L. ADOPT A RESOLUTION APPROVING THE CREATION OF A PUBLIC UTILITY EASEMENT ON ASSESSORS PARCEL NUMBER 011-561-013, 011-561-014, 011-561-015, and 011-561-016 IN SUPPORT OF MCDONALDS ON CANYON DEL REY

RECOMMENDATION: Adopt a resolution to approve a non-exclusive public utility easement on a portion of property owned by the Parking Authority of the City of Seaside with assessors parcel number 011-561-013, 011-561-014, 011-561-015, and 011-561-016 and authorize the City Clerk to record a certified copy of the resolution in the Monterey County Office of the County Recorder.

M. ADOPT RESOLUTION OF THE CITY COUNCIL AND THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF SEASIDE APPROVING THE FINAL SUBDIVISION MAP FOR PHASE 3-B OF MODIFIED VESTING TENTATIVE MAP NO. TM-01-03 IN CONNECTION WITH THE SEASIDE RESORT PROJECT, A FINAL MAP FOR THE SUBDIVISION OF A SINGLE RESIDENTIAL LOT, AND TAKING OTHER ACTIONS AS REQUIRED BY LAW

RECOMMENDATION: Consider approval of the Phase 3B Final Map for the Seaside Resort Estates and authorize the City Engineer to record the map.

N. APPROVE A RESOLUTION MODIFYING THE COMPENSATION PLAN FOR UNCLASSIFIED POSITIONS TO DEFER A SCHEDULED SALARY INCREASE

RECOMMENDATION: Approve an amendment to the Unclassified Employees Compensation Plan to defer a scheduled salary increase.

O. APPROVE THE RESOLUTION TO ADOPT A SUCCESSOR MEMORANDUM OF UNDERSTANDING WITH THE SEASIDE PUBLIC SAFETY MANAGERS' ASSOCIATION

RECOMMENDATION: Approve the successor Memorandum of Understanding with the Seaside Public Safety Managers' Association that includes no salary increase and a reduction in compensation of 10%.

P. APPROVE A RESOLUTION TO MODIFY EXISTING LABOR AND EMPLOYMENT AGREEMENTS TO REDUCE COMPENSATION BY 10% THROUGH FURLOUGHS AND SALARY REDUCTIONS AND DEFER SCHEDULED SALARY INCREASES

RECOMMENDATION: Approve modifications to the following agreements that reduce compensation by 10% through furloughs and salary decreases and defer scheduled salary increases:

Seaside City Employees' Association Memorandum of Understanding (SCEA)

Seaside Managers and Supervisory Employees' Memorandum of Understanding (SMSEA)

Confidential Employees Comprehensive Listing of Personnel Benefits
Confidential Exempt Employees Comprehensive Listing of Personnel Benefits

City Manager's Employment Agreement

City Attorney's Employment Agreement

Executive Managers' Compensation Plan

Q. AUTHORIZE CITY MANAGER TO EXTEND EXCLUSIVE NEGOTIATING AGREEMENT (ENA) WITH ALFRED GOLVER TO JUNE 19, 2021

RECOMMENDATION: Authorize City Manager to extend the existing ENA with Alfred Glover to June, 19, 2021.

9. PUBLIC HEARING

A. USE PERMIT APPLICATION NO. UP-20-02 AND INTRODUCTION OF AN ORDINANCE FOR SEASIDE MUNICIPAL CODE AMENDMENT SMA-20-01: AUG, LLC., PROPERTY OWNER, AND. BARGHAUSEN CONSULTING ENGINEERS, INC., APPLICANT, ARE REQUESTING A USE PERMIT AND A TEXT AMENDMENT TO CHAPTER 17 OF THE SEASIDE MUNICIPAL CODE TO ALLOW FOR THE CONSTRUCTION OF A 24-PUMP GASOLINE FUELING STATION ON A 0.98-ACRE SITE. THE TEXT AMENDMENT WOULD CONSIST OF ADDING A GASOLINE-FUELING STATION AS A USE PERMIT UNDER SECTION 17.14.030.B – TABLE 2-4 (ALLOWED LAND USES AND PERMITTED USES) IN THE AUTOMOTIVE REGIONAL COMMERCIAL (CA) ZONING DISTRICT. THE PROJECT SITE IS LOCATED AT THE NORTHEASTERN CORNER OF DEL MONTE BOULEVARD AND AUTOCENTER PARKWAY, GENERALLY LOCATED AS PART OF THE CYPRESS COAST FORD NEW CAR DEALERSHIP LOCATED AT 4 GEARY PLAZA (APN# 011-523-018) IN ACCORDANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) GUIDELINES 15072, A MITIGATED NEGATIVE DECLARATION HAS BEEN PREPARED FOR THE PROJECT AND TEXT AMENDMENT. (FIRST READING - ROLL CALL VOTE)

RECOMMENDATION:

1. Adopt a Resolution approving a Mitigated Negative Declaration for proposed text amendments and use permit;
2. Adopt a first reading draft Ordinance of text amendment Application SMA-20-01; and
3. Adopt a Resolution approving Use Permit Application UP-20-02 for the construction of a 24-pump service station in the Automotive Regional Commercial Zoning District.

B. INTRODUCTION OF AN ORDINANCE TO REPEAL IN ITS ENTIRETY SEASIDE MUNICIPAL CODE SECTION 17.52.140, APPROVE TEXT AMENDMENTS ADDING LAND USE DEFINITIONS TO 17.98, AND TO MODIFY THE PERMIT REQUIREMENTS OF MECHANICAL AND ELECTRONIC GAMES AND GAME CENTERS IN SMC 17.14.030, TABLE 2-4 FROM REQUIRING A USE PERMIT TO BEING PERMITTED OUTRIGHT IN THE CMX, CC AND CRG ZONES. (FIRST READING - ROLL CALL VOTE)

RECOMMENDATION: Introduce the draft ordinance as presented, discuss, invite comments from the public, and pass to print the draft ordinance repealing Seaside Municipal Code section 17.52.140 and amending sections 17.98 and 17.14.030, table 2-4 to eliminate specific use regulations, add land use definitions, and to modify the permit requirements of mechanical and electronic games and game centers.

10. BUSINESS ITEMS

A. CONSIDER THE RECOMMENDATIONS FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ACTIVITY FUNDING FOR THE 2020-2022 APPLICATION CYCLE AND PROVIDE DIRECTION TO STAFF TO PREPARE THE CONSOLIDATED/ANNUAL ACTION PLAN TO HUD

RECOMMENDATION: It is recommended that the City Council consider the CDAC and Homeless Commission's recommendations to receive CDBG funding and provide direction to staff to complete the required Annual Action Plan as part of this year's Consolidated Plan update to submit to HUD.

B. CONSIDER POSSIBILITIES FOR USE OF CDBG-CV CORONAVIRUS RESPONSE FUNDING AND PROVIDE DIRECTION TO STAFF TO PREPARE THE ACTION PLAN FOR THIS SPECIAL FUNDING TO SUBMIT TO HUD

RECOMMENDATION: The City has been granted \$199,874 in supplemental CDBG-CV grant funding to prevent, prepare for, and respond to coronavirus. It is recommended the Council give direction to staff to prepare the plan to HUD for use of the funds.

C. CONSIDERATION OF AMENDMENTS TO SEASIDE MUNICIPAL CODE SECTION 10.32 TO INSTITUTE A FOUR HOUR TIME LIMIT FOR CITY PARKING LOTS AT PARKS AND ALLOW ONE NIGHT PER WEEK FOR OVERNIGHT PARKING AT ROBERT'S LAKE

RECOMMENDATION: To receive a presentation, discuss and provide direction to staff.

D. CONSIDER ENVIRONMENTAL IMPACT REPORT FOR THE FORT ORD REGIONAL TRAIL AND GREENWAY (FORTAG) AND ADOPT RESOLUTION AUTHORIZING CITY MANAGER TO EXECUTE A MASTER AGREEMENT ON BEHALF OF THE CITY OF SEASIDE SUBJECT TO FINAL REVIEW AND APPROVAL BY THE CITY ATTORNEY

RECOMMENDATION: Adopt resolution authorizing City Manager to execute a Master Agreement with Transportation Agency of Monterey County for the FORTAG trail upon final review and approval as to form by City Attorney.

11. COUNCIL MEMBER REQUESTS

**12. 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.

13. ADJOURNMENT

Next Regularly Scheduled Meeting:
June 4, 2020
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, 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.