



# **MEETING AGENDA**

**October 6, 2021**

## **OCEANSIDE CITY COUNCIL, HARBOR DISTRICT BOARD OF DIRECTORS (HDB), COMMUNITY DEVELOPMENT COMMISSION (CDC), and OCEANSIDE PUBLIC FINANCING AUTHORITY (OPFA) REGULAR BUSINESS**

**Mayor**  
**HDB President**  
**CDC Chair**  
**OPFA Chair**  
Esther Sanchez

**Deputy Mayor**  
**HDB Vice President**  
**CDC Vice Chair**  
**OPFA Vice Chair**  
Ryan Keim

**Councilmembers**  
**HDB Directors**  
**CDC Commissioners**  
**OPFA Directors**  
Kori Jensen  
Christopher Rodriguez  
Peter Weiss

**City Clerk**  
**HDB Secretary**  
**CDC Secretary**  
**OPFA Secretary**  
Zeb Navarro

**City Treasurer**  
**HDB/CDC/OPFA Treasurer**  
Victor Roy

**CITY CLERK'S ACTION MINUTES**

**3:30 P.M. – ROLL CALL – All Present**

**CITY COUNCIL, HDB, CDC, OPFA CLOSED SESSION ITEMS**

*Closed Session to discuss litigation, property acquisition, labor relations and personnel matters*

1. **CONFERENCE WITH LABOR NEGOTIATOR ON STATUS OF NEGOTIATIONS PREVIOUSLY AUTHORIZED IN OPEN SESSION (SECTION 54957.6)**

CONFERENCE WITH LABOR NEGOTIATOR – Negotiator: City Manager; employee organizations: Oceanside Police Officers’ Association (OPOA), Oceanside Police Officers’ Association – Non-Sworn (OPOA-NS), Oceanside Firefighters’ Association (OFA), Oceanside Police Management Association (OPMA), Management Employees of the City of Oceanside (MECO), Oceanside City Employees’ Association (OCEA), Oceanside Fire Management Association (OFMA), Western Council of Engineers (WCE), and Unrepresented

**Item was discussed in closed session.**

2. **LITIGATION OR OTHER ADVERSARY PROCEEDING (E.G., ADMINISTRATIVE HEARING, ARBITRATION) (SECTION 54956.9a(c))**

(A) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Section 54956.9(a))

1. Seabron v. City of Oceanside  
Claim No.: 18-135622; Workers Compensation Claim No. ADJ11331665

**Item was discussed in closed session.**

3. **CONFERENCE WITH REAL ESTATE NEGOTIATOR (SECTION 54956.8)**

(A) CONFERENCE WITH REAL PROPERTY NEGOTIATOR – Property: City-owned building located at 217-219 N. Coast Highway (Portion of APN 147-087-14); Negotiating Parties: Oceanside Theatre Company; Negotiator for the City: Vicki Gutierrez, Real Estate Manager; Under Negotiations: Price and terms for the lease of real property.

**Item was discussed in closed session.**

**5:00 P.M. – ROLL CALL – All Present**

**INVOCATION** – Tim Parlier, Lead Teaching Pastor, Generation Church

**PLEDGE OF ALLEGIANCE – Mayor Sanchez**

**PROCLAMATIONS AND PRESENTATIONS**

Proclamation in Honor of National Filipino American History Month 2021

Proclamation in Honor of 40th Anniversary of California Surf Museum & 50th Anniversary Special Recognition of Tom Morey Boogie Board

Proclamation in Honor of 40th Anniversary of KOCT, the Oceanside Channel

**Presentations and proclamations given**

**CLOSED SESSION REPORT**

4. Closed Session report by City Attorney

**Report given**

**CONSENT CALENDAR ITEMS**

*All items listed on the Consent Calendar are considered to be routine matters or formal documents covering previous City Council/HDB/CDC/OPFA instructions. The items listed on the Consent Calendar may be enacted by a single vote. There will be no separate discussion of any Consent Calendar items unless requested by members of the City Council/HDB/CDC/OPFA or the public through submittal of Request to Speak form prior to the commencement of this agenda item.*

5. City Council/Harbor/CDC/OPFA: Approval to waive reading of the text of all ordinances and resolutions considered at this meeting and provide that ordinances shall be introduced after a reading only of the title(s)

**Motion to Approve Consent Calendar Items 5-21: Weiss**

**Second: Keim**

**Approved: 5-0**

6. City Council/Harbor/CDC/OPFA: Acceptance of City Clerk's Action Minutes of the Small Craft Harbor District Board of Directors, Community Development Commission, City Council, and Oceanside Public Financing Authority of the September 15, 2021, Regular Meeting

**Approved: 5-0**

7. City Council: Approval of Change Order No. 8 to the Public Works Agreement with PCN3 Inc. for the Beachfront Improvements Project in the total amount of \$50,760, for a revised contract amount of \$10,553,018; and authorization for the City Engineer to execute the change order

**Approved: 5-0**

**Document No. 21-D0626-1**

8. City Council: Acceptance of the completed emergency repairs to the 24-inch concrete coated steel water transmission main on Rancho Del Oro Drive; approval of Amendment 1 to the Public Works Agreement with Growth Development Marketing, Inc. in the amount of \$41,000 for a total contract amount of \$91,000; and authorization for the City Manager to execute the amendment upon receipt of all supporting documents

**Approved: 5-0**

**Document No. 21-D0627-1**

9. City Council: Approval of Amendment 2 to the Professional Services Agreement with MainStreet Oceanside, Inc. in the amount of \$37,000, for a revised contract amount of \$77,000, extending the term for the plaza dining area adjacent to the fountain located at 300 North Coast Highway to December 31, 2021; and authorization for the City Manager to execute the amendment upon receipt of all supporting documents

**Approved: 5-0**

## **Document No. 21-D0628-1**

10. City Council: Approval of an Antenna and Equipment Space Lease Agreement and an On Airport Land Lease Agreement, both with the Federal Aviation Administration, for use of portions of the City-owned Bob Maxwell Memorial Airfield located at 480 Airport Road, for purposes of providing storage space for weather tracking equipment at the airport for a 20-year term expiring September 30, 2041; and authorization for the City Manager to execute the agreements upon receipt of all supporting documents

**Approved: 5-0**

**Document No. 21-D0629-1**

**Document No. 21-D0630-1**

11. City Council: Approval of a Professional Services Agreement with MKN of Oceanside in an amount not to exceed \$58,989 to provide planning and engineering services for the Land Outfall Alternatives Analysis; and authorization for the City Manager to execute the agreement

**Approved: 5-0**

**Document No. 21-D0631-1**

12. City Council: Approval of a Public Works Agreement with Sven's Pool Service of Vista in the amount of \$183,686 for fountain cleaning services; and authorization for the City Manager to execute the agreement upon receipt of all supporting documents

**Approved: 5-0**

**Document No. 21-D0632-1**

13. City Council: Approval of a Professional Services Agreement with Dudek in the amount of \$258,551 for planning, design, environmental documentation and regulatory permitting services for the Buena Vista Creek Restoration and Disadvantaged Community Stewardship Project; and authorization for the City Manager to execute the agreement upon receipt of all supporting documents

**Approved: 5-0**

**Document No. 21-D0633-1**

14. City Council: Adoption of a resolution accepting \$50,000 in grant funds from the County of San Diego's Neighborhood Reinvestment Program; approval to appropriate the awarded funds to the Neighborhood Services Department – Parks and Recreation Division to be used for renovations at Marshall Street Swim Center; and approval to appropriate \$175,000 from the American Rescue Plan Act - Lost Revenue Account to fund the balance of the renovation

**Approved: 5-0**

**Resolution No. 21-R0634-1**

15. City Council: Adoption of a resolution approving an agreement with the County of San Diego in the amount of \$68,000 to the City for the 2021 Regional Realignment Response Group (R3G); approval of the expenditure plan; approval to appropriate these funds to the Police Department; and authorization for the City Manager, or designee, to execute the agreement and all other required documents

**Approved: 5-0**

**Resolution No. 21-R0635-1**

16. City Council: Adoption of a resolution accepting \$87,966 in grant funds from the State of California Department of Alcoholic Beverage Control Grant Assistance Program, approving the grant budget, appropriating these funds to the Police Department, and authorizing the City Manager, or designee, to execute all related grant documents  
**Approved: 5-0**  
**Resolution No. 21-R0636-1**
17. City Council: Acceptance of \$313,000 in grant funds from the State of California Office of Traffic Safety awarded to the City for the Selective Traffic Enforcement Program 2021-2022; approval of the grant budget; approval to appropriate the funds to the Police Department; and authorization for the City Manager, or designee, to execute all related grant documents  
**Approved: 5-0**
18. City Council: Adoption of a resolution establishing a five-minute loading zone on the west side of North Freeman Street, adjacent to 115 North Freeman Street  
**Approved: 5-0**  
**Resolution No. 21-R0637-1**
19. City Council: Approval to upgrade five recently approved vacant Wastewater Plant Operator II positions with Wastewater Plant Operator III positions in order to fulfill the new State Water Resources Control Board Division of Drinking Water requirements to operate Pure Water Oceanside  
**Approved: 5-0**
20. City Council: Modification of an existing authorized position for FY 2021-22 by changing one full-time benefited Human Resources Technician (Workers' Compensation/Risk Management) to one full-time benefited Human Resources Analyst  
**Approved: 5-0**
21. City Council/Harbor/CDC/OPFA: Adoption of resolutions establishing the 2022 meeting schedule dates and times for regular meetings of the City Council, Small Craft Harbor District Board (HDB), Community Development Commission (CDC), and Oceanside Public Financing Authority (OPFA)  
**Approved: 5-0**  
**Resolution No. 21-R0638-1**  
**Resolution No. 21-R0639-2**  
**Resolution No. 21-R0640-3**  
**Resolution No. 21-R0641-OPFA**

## **GENERAL ITEMS**

*General Items are normally heard after any 6:00 p.m. Public Hearing Items. However, if time permits, some General Items may be heard prior to any 6:00 p.m. Public Hearing Items, following the Consent Calendar. Ordinances may be introduced at this time. The City Council/HDB/CDC/OPFA has adopted a policy that it is sufficient to read the title of ordinances at the time of introduction and adoption, and that full reading of ordinances may be waived. After the City Attorney has read the titles, the City Council/HDB/CDC/OPFA may introduce the ordinances in a single vote.*

22. City Council: Update on the American Rescue Plan Act Spending Plan and approval of expenditures from the Lost Revenue appropriation of \$12.3 million

- A) Report by Michael Gossman, Assistant City Manager
- B) Discussion
- C) Recommendation – receive update, approve expenditures

**Report Given**

**Motion to increase \$350,000 to \$1,000,000 for non-profit grants program and approve staff’s recommendation: Keim**

**Second: Rodriguez**

**Approved: 5-0**

- 23. City Council: Presentation of the Draft Community Vision, which outlines organizing themes and guiding principles that provide direction for the updating of the City’s General Plan and the preparation of associated long-range planning documents (e.g., South Morro Hills Community Plan, Smart and Sustainable Corridors Plan)

- A) Report by Russ Cunningham, Principal Planner
- B) Discussion
- C) Recommendation – provide input on the Draft Community Vision

**Report Given**

**Motion to have the policies in the Subarea Conservation Habitat Plan embedded within the future conservation and open space elements being prepared in conjunction with the general plan update and bring back to Council an item to suspend participation in the Subarea Conservation Habitat Plan: Weiss**

**Second: Rodriguez**

**Approved: 4-1 (Sanchez – No)**

**6:00 P.M.**

**PUBLIC HEARING ITEMS**

*Public hearing items are "time-certain" and are heard beginning at 6:00 p.m. Due to the time-certain requirement, other items may be taken out of order on the agenda to accommodate the 6:00 p.m. public hearing schedule.*

***None***

**PUBLIC COMMUNICATIONS ON OFF-AGENDA ITEMS**

*No action will be taken by the City Council/HDB/CDC/OPFA on matters in this category unless it is determined that an emergency exists or that there is a need to take action that became known subsequent to the posting of the agenda. The presiding officer may hear non-agenda items at any time after the 5:00 p.m. meeting is called to order.*

- 24. Advance written request to reserve time to speak by:
  - a. Ms. Cathy Nykiel – Dia de los Muertos and Haunted Market (**Ms. Cathy Nykiel spoke – Testimony given**)

b. Ms. Carol Meeks – Safe parking lot for people living in vehicles, including RVs (**Ms. Carol Meeks spoke – Testimony given**)

25. Communications from the public regarding items not on this agenda – **7 speakers**

**MAYOR AND/OR COUNCILMEMBER ITEMS**

*None*

**GENERAL COUNCILMEMBER COMMENTS – No comments made**

**ADOPTION OF ORDINANCES**

*The following items are ordinances for adoption by the City Council/HDB/CDC/OPFA. Ordinances are laws of the City of Oceanside and require introduction and adoption at two separate City Council meetings (urgency ordinances are an exception, and may be introduced and adopted at one meeting as an emergency measure). The City Council/HDB/CDC/OPFA has adopted a policy that it is sufficient to read the title of ordinances at the time of introduction and adoption, and that full reading of ordinances may be waived. After the City Attorney has read the titles, the City Council/HDB/CDC/OPFA may adopt the ordinances below in a single vote. There will be no discussion of the items unless requested by members of the City Council/HDB/CDC/OPFA or the public through submittal of a Request to Speak form prior to the commencement of this agenda item.*

*None*

**ADJOURNMENT**

The next regularly scheduled meeting is at 3:30 p.m. on Wednesday, October 20, 2021.

**Adjourned at 7:55 p.m.**

**APPROVED BY COUNCIL/HDB/CDC/OPFA:** \_\_\_\_\_

\_\_\_\_\_  
Zeb Navarro  
City Clerk, City of Oceanside