



**CITY COUNCIL AGENDA
REGULAR MEETING
CITY OF HALF MOON BAY**

TUESDAY, OCTOBER 18, 2022

REMOTE PARTICIPATION (SEE NEXT PAGE)

**Debbie Ruddock, Mayor
Deborah Penrose, Vice Mayor
Robert Brownstone, Councilmember
Joaquin Jimenez, Councilmember
Harvey Rarback, Councilmember**

7:00 PM

This agenda contains a brief description of each item to be considered. Those wishing to address the City Council on any matter not listed on the Agenda, but within the jurisdiction of the City Council to resolve, may come forward to the podium during the Public Forum portion of the Agenda and will have a maximum of three minutes to discuss their item. Those wishing to speak on a Public Hearing matter will be called forward at the appropriate time during the Public Hearing consideration.

Please Note: Anyone wishing to present materials to the City Council, please submit seven copies to the City Clerk.

Copies of written documentation relating to each item of business on the Agenda are on file in the Office of the City Clerk at City Hall and the Half Moon Bay Library where they are available for public inspection. If requested, the agenda shall be available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132.) Information may be obtained by calling 650-726-8271.

In compliance with the Americans with Disabilities Act, special assistance for participation in this meeting can be obtained by contacting the City Clerk's Office at 650-726-8271. A 48-hour notification will enable the City to make reasonable accommodations to ensure accessibility to this meeting (28 CFR 35.102-35.104 ADA Title II).

<http://hmbcity.com/>

SPECIAL REMOTE PARTICIPATION PROTOCOLS

This meeting will be held entirely by teleconference. All Councilmembers and staff will only participate via the Zoom platform using the process described below. The meeting is being conducted pursuant to recent amendments to the teleconference rules required by the Ralph M. Brown Act allowing teleconferencing during a proclaimed state of emergency when local officials have recommended social distancing (AB 361). The purpose of AB 361 is to provide the safest environment for the public, elected officials, and staff while allowing for continued operation of the government and public participation during the COVID-19 pandemic.

*This meeting will be conducted via Zoom Webinar and live Spanish interpretation will be available within the Zoom platform. Members of the public are welcome to login into the webinar as Attendees. During any public comment portions, attendees may use the “raise your hand” feature and will be called upon and unmuted when it is their turn to speak. The meeting will also be streamed on Channel 27, on pacificcoast.tv, and on Facebook at www.facebook.com/cityofhalfmoonbay. Please click to join the webinar: <https://us06web.zoom.us/j/95535614263> or join by phone at 669-900-9128, using Webinar ID 955-3561-4263. If joining by phone, use *9 to raise your hand, *6 to mute and unmute.*

CALL TO ORDER / ROLL CALL

APPROVAL OF AGENDA

PUBLIC FORUM

PROCLAMATIONS AND PRESENTATIONS

MIDCOAST COMMUNITY COUNCIL UPDATE

MAYOR'S ANNOUNCEMENTS OF COMMUNITY ACTIVITIES AND COMMUNITY SERVICE

REPORT OUT FROM RECENT CLOSED SESSION MEETINGS

CITY MANAGER UPDATES TO COUNCIL

PUMPKIN FESTIVAL RECAP

AGE FRIENDLY CITIES UPDATE

ELECTIONS NIGHT OUT REMINDER

SEWER UPDATE

FRENCHMAN’S CREEK NEIGHBORHOOD PARK POP-UP INFORMATIONAL EVENT ANNOUNCEMENT

1. CONSENT CALENDAR

1.A WAIVE READING OF RESOLUTIONS AND ORDINANCES

1.B RE-RATIFICATION OF RESOLUTION TO CONTINUE HOLDING PUBLIC MEETINGS REMOTELY (AB 361)

Staff Recommendation: By motion, in accordance with Assembly Bill 361, re-ratify the findings in Resolution No. 2021-80 to continue conducting the City’s Council, Commission, and Committee meetings remotely due to health and safety concerns to the public due to COVID-19.

[STAFF REPORT](#)

1.C RECEIPT OF LEGISLATIVE POSITION LETTERS

Staff Recommendation: Receive and file letter of opposition of the Financial Data Transparency Act (S.4295).

[STAFF REPORT](#)

[ATTACHMENT 1](#)

1.D WARRANTS FOR THE MONTH OF SEPTEMBER 2022

Staff Recommendation: Accept the warrants list for the month of September 2022.

[STAFF REPORT](#)

[ATTACHMENT 1](#)

1.E RESOLUTION OF SUPPORT FOR EASTSIDE PARALLEL TRAIL NORTH - SEGMENT 4 (CIP NO. 619)

Staff Recommendation: Adopt a resolution supporting the Pacific Coast Bikeway Connectivity North Project (Eastside Trail Segment 4) and the submission of an application for the San Mateo County Transportation Authority Cycle 6 Pedestrian and Bicycle Program Call for Projects.

[STAFF REPORT](#)

[RESOLUTION](#)

2. ORDINANCES AND PUBLIC HEARINGS

3. RESOLUTIONS AND STAFF REPORTS

3.A PROPOSED ART DONATION – KEN PAUL LOZADA WOOD SCULPTURES

Staff Recommendation: Adopt a resolution:

1. Accepting the donation of “Innocence” and “Artemis Toe” wood sculptures created by the late Ken Paul Lozada, a Half Moon Bay resident and accomplished artist; and
2. Affirming the placement of the sculptures in the Half Moon Bay Public Library Garden; and
3. Authorizing Public Works staff to develop a plan for permanent installation.

[STAFF REPORT](#)

[RESOLUTION](#)

3.B PROPOSED ART DONATION – THE SPIRIT OF LIFE BELL SCULPTURE

Staff Recommendation: By resolution:

1. Accept a loan of “The Spirit of Life Bell” sculpture created by Silvio J. Modena Jr., a Half Moon Bay resident and accomplished artist; and
2. Affirm the temporary placement of the sculpture in the City Hall parking lot through the end of the calendar year (December 31, 2022) in honor of Mr. Modena’s service to his country and for the service of all Coastside veterans; and
3. Accept the donation of the “The Spirit of Life Bell” sculpture contingent on City Council approval of placement of the sculpture.

By motion, provide direction to staff regarding:

1. Development of concept plans for a new public space utilizing the existing drive aisle and parking lot located south of the City Hall building; and
2. Design of the space to focus on “Service to Country and Community” with the sculpture being made part of the space design; and
3. Allowing Kikuchi + Kankel Design Group and community members to assist in the initial conceptual design work.

[STAFF REPORT](#)

[RESOLUTION](#)

[ATTACHMENT 2](#)

3.C CONTINUED STUDY SESSION – FEEDING OF WILDLIFE

Staff Recommendation: Receive a presentation from the Peninsula Humane Society regarding the feeding of wildlife, accept public comment, and consider whether additional or clarifying direction to staff is warranted.

[STAFF REPORT](#)

COMMISSION / COMMITTEE UPDATES

CITY COUNCIL REPORTS

FUTURE ITEMS

ADJOURNMENT

BUSINESS OF THE COUNCIL OF THE CITY OF HALF MOON BAY

AGENDA REPORT

For meeting of: **October 18, 2022**

TO: Honorable Mayor and City Council

VIA: Matthew Chidester, City Manager

FROM: Jessica Blair, Communications Director / City Clerk

TITLE: **RE-RATIFICATION OF RESOLUTION TO CONTINUE HOLDING PUBLIC MEETINGS REMOTELY (AB 361)**

RECOMMENDATION:

By motion, in accordance with Assembly Bill 361, re-ratify the findings in Resolution No. 2021-80 to continue conducting the City's Council, Commission, and Committee meetings remotely due to health and safety concerns to the public due to COVID-19.

FISCAL IMPACT:

There is no fiscal impact associated with this item.

STRATEGIC ELEMENT:

This action supports the Inclusive Governance element of the Strategic Plan.

BACKGROUND:

On March 4, 2020, Governor Newsom declared a State of Emergency to make additional resources available, formalize emergency actions already underway across multiple state agencies and departments, and help the state prepare for a broader spread of COVID-19.

Thereafter, on March 17, 2020, the City Council adopted Resolution 2020-16 declaring a local emergency due to COVID-19. The same day, Governor Newsom issued Executive Order N-29-20, which suspended certain provisions of the Ralph M. Brown Act to allow local legislative bodies to conduct meetings telephonically or by other means. Additionally, the State implemented a shelter-in-place order, requiring all non-essential personnel to work from home.

Staff quickly worked to set up remote meetings via Zoom for all City Council and Planning Commission meetings. The Zoom meetings have allowed the Council, Commissions, and Committees to continue to conduct City business from the safety of members' homes. The City has been utilizing Zoom for the past 18 months to conduct nearly all public meetings. The usage of Zoom for public meetings has allowed the City to ensure the public's continued access to government meetings while also ensuring the public's safety.

On June 11, 2021, Governor Newsom issued Executive Order N-08-21, which extended the ability of agencies to hold remote meetings through September 30, 2021, after which agencies anticipated transitioning back to public meetings held in full compliance with the Brown Act. In preparation for the return to in-person meetings, staff has been working on acquiring audio and visual upgrades for City facilities to conduct hybrid meetings. Although hybrid meetings would help to keep the public safe by allowing them to continue accessing the meetings from their own home, Councilmembers, Commissioners, Committee members, and staff would need to meet in person.

Since the Governor issued Executive Order N-08-21, the Delta variant has emerged, causing a spike in cases throughout the state. As a result, the San Mateo County Health Department issued a Health Order requiring masks indoors in public places, regardless of vaccination status, starting August 3, 2021.

On September 16, 2021, Governor Newsom signed Assembly Bill 361 (AB 361), which allows cities to continue to meet remotely during proclaimed states of emergency under modified Brown Act requirements that are similar but not identical to the rules and procedures established by the previous Executive Orders.

AB 361 authorizes local agencies to use teleconferencing without complying with the teleconferencing requirements imposed by the Ralph M. Brown Act during a declared state of emergency, when state or local health officials have imposed or recommended measures to promote social distancing during the proclaimed state of emergency, or when there is an imminent risk to the health or safety of attendees.

On October 5, 2021, the City Council adopted Resolution No. 2021-80 under the requirements of AB 361 to continue conducting meetings remotely. AB 361 requires the City Council to make the findings every 30 days, necessitating the need for this item.

On December 15, 2021, a statewide mask mandate went into effect due to a rise in cases across the state.

On January 10, 2022, in response to the surge of COVID-19 cases, Omicron variant, City Hall closed to the public moving services to remote services.

On March 1, 2022, the statewide requirement that unvaccinated individuals mask in indoor public settings moved to a strong recommendation that all persons, regardless of vaccine status, continue indoor masking. The San Mateo Chief Health Officer has likewise recommended the CDC's masking guidance.

DISCUSSION:

AB 361 will allow local legislative bodies to continue to meet remotely after the September 30, 2021 expiration of the Governor's executive orders. A local agency will be allowed to continue to meet remotely when:

- The local agency holds a meeting during a declared state of emergency
- State or local health officials have imposed or recommended measures to promote social distancing
- Legislative bodies declare the need to meet remotely due to present imminent risks to the health or safety of attendees

The City meets the requirements to continue holding meetings remotely to ensure the health and safety of the public due to the following:

- The City is still under a local state of emergency
- County health orders require that all individuals in public spaces maintain social distancing and wear masks
- The City can't maintain social distancing requirements for the public, staff, Councilmembers, Commissioners, and Committee Members in their meeting spaces

The City cannot ensure social distancing requirements are met inside City facilities where the City Council, Planning Commission, Parks and Recreation Commission, Redistricting Advisory Committee, Bicycle and Pedestrian Advisory Committee, and Main Street Bridge Advisory Committee meet.

Councilmembers, Commissioners, Committee Members, and staff sit well within six feet of each other. Moreover, the County's indoor mask order is still in effect, making it difficult to hear what Councilmembers, Commissioners, Committee Members, staff, and public speakers are saying. Furthermore, while speaking through masks may be understandable in person, picking up speech on microphones for those attending remotely and those watching any livestreams would be difficult.

Per AB 361, the City Council would need to declare every 30 days that the City's legislative bodies must continue to meet remotely to ensure the health and safety of the public. Staff recommends that the City Council declare these findings are true so these bodies can continue to meet remotely. Staff will return with this resolution for re-ratification at the Council's 1st Tuesday meeting each month, at which time the Council can reassess as various health orders and COVID-19 parameters change.

BUSINESS OF THE COUNCIL OF THE CITY OF HALF MOON BAY

AGENDA REPORT

For meeting of: **October 18, 2022**

TO: Honorable Mayor and City Council

VIA: Matthew Chidester, City Manager

FROM: Jessica Blair, Communications Director / City Clerk

TITLE: **RECEIPT OF LEGISLATIVE POSITION LETTERS**

RECOMMENDATION:

Receive and file letter of opposition of the Financial Data Transparency Act (S.4295).

FISCAL IMPACT:

There is no fiscal impact associated with this item.

STRATEGIC ELEMENT:

This action supports the Inclusive Governance element of the Strategic Plan.

DISCUSSION:

Annually, the City adopts a Legislative Platform to allow staff to send position letters regarding various bills / issues of interest to the City. The 2022 Legislative Platform was adopted by the City Council on March 1, 2022. The platform provides staff direction and allows the City, on the Council's behalf, to respond in support of or opposition to bills and other legislative and administrative actions. The City Council has delegated its authority to the Mayor and / or City Manager to sign position letters consistent with the legislative platform. Townsend Public Affairs monitors legislation for the City and communicates frequently with staff on bills. Occasionally, the League of California Cities will send action alerts for bills affecting municipalities. Staff reviews those alerts as well and will take action on any that align with the City's Legislative Platform.

In the spirit of transparency, when position letters are sent by the City, staff will include them in a City Council agenda packet for viewing by the Council and the community.

ATTACHMENTS:

S.4295 Letter of Opposition



September 30, 2022

The Honorable Dianne Feinstein
United States Senate
331 Hart Senate Office Building
Washington, DC 20510

The Honorable Alex Padilla
United States Senate
112 Hart Senate Office Building
Washington, DC 20510

Dear Senators Feinstein and Padilla,

On behalf of the City of Half Moon Bay, I respectfully urge you to oppose inclusion of the Financial Data Transparency Act (S. 4295) in the Fiscal Year (FY) 2023 National Defense Authorization Act (NDAA). The bill, introduced by Sens. Mark Warner (D-Va.) and Mike Crapo (R-Idaho), would establish new, uniform financial data standards that the debt issuers, including local governments, would have to comply with by 2027 to ensure financial data transparency.

Our city is concerned that S. 4295 would create unnecessary additional standards imposed by the federal government that we would need to comply with within a short timeframe. Compliance with new reporting standards would also cost communities across the country a significant amount of money to acquire new technology and upgrade our financial systems. As proposed, S. 4295 would not provide any federal funding to assist with this transition, furthering the burden to communities like Half Moon Bay.

Additionally, financial data is not uniform across the issuer market that includes a wide variety of entities such as states, local governments, water systems, public power systems, public gas systems, hospitals and more. Imposing a set of uniform categories could omit valuable financial data and lead to confusing and misleading reports that investors and other stakeholders rely on.

For these reasons I ask that you oppose inclusion of S. 4295 in the FY 2023 NDAA. Thank you for your continued advocacy for communities across California.

Sincerely,

A handwritten signature in black ink, appearing to read "Debbie Ruddock".

Debbie Ruddock
Mayor of Half Moon Bay

BUSINESS OF THE COUNCIL OF THE CITY OF HALF MOON BAY

AGENDA REPORT

For meeting of: **October 18, 2022**

TO: Honorable Mayor and City Council

VIA: Bob Nisbet, City Manager

From: Lisa Lopez, Administrative Services Director

TITLE: **WARRANTS FOR THE MONTH OF SEPTEMBER 2022**

RECOMMENDATION:

Accept the warrants list for the month of September 2022.

STRATEGIC ELEMENT:

This recommendation supports the Fiscal Sustainability and Inclusive Governance Element.

DISCUSSION:

During this month, we processed 6 check runs. The first was on September 1, totaling \$174,705.69. The second was on September 4, totaling \$20,617.83. The third was on September 8, totaling \$730,839.33. The fourth was on September 14, totaling \$577,089.81. The fifth was on September 22, totaling \$195,700.07. The sixth was on September 28, totaling \$423,983.99. The total for the month was \$2,122,936.72.

The City processed payments related to 17 capital improvement projects, in a total amount of \$1,111,406.18. These projects include: Sewer Lift Upgrades, Street Resurfacing, HWY1 Safety/Traffic Reduction Improvements, HWY1 Safety/Congestion, Citywide Sidewalk Assessment, Drainage Master Plan, General Plan Update, Poplar Complete Street Project, Urban Forest Management Program, Facility Management Asset, Parks Master Plan Implementation, Carter Park Improvement, Bikeway Connectivity Project- North, Main Street Bridge Rehabilitation, LCP Implementation Project, Kehoe/Pilarcitos Outfall Repair, Corp Yard Improvements.

Staff is also including a list of all payments above \$30,000 processed during this reporting period, as listed in the table below.

ATTACHMENTS:

Check Disbursement List by Check Date

Over \$30,000					
Check#	Vendor Number	Payee	Check Date	Check Amount	Description
51544	1206	MARK THOMAS & CO. INC.	9/1/2022	30,938.69	JUL'29, HWY1 NORTH SAFETY & OPERATIONAL IMPROVEMENTS
51550	3085	SHUTE MIHALY & WEINBERGER LLP	9/1/2022	57,047.55	LEGAL SERVICES
51583	5406	WICKMAN DEVELOPMENT AND CONSTRUCTION	9/8/2022	654,123.54	CARTER PARK IMPROVEMENTS PROJECT
51616	159	SEWER AUTHORITY MID-COASTSIDE	9/14/2022	427,402.60	SEP'22, FY22/23 SEWER COLLECTIONS
51638	3250	M-GROUP	9/22/2022	39,758.75	AUG'22, FY21/22 GIS/GRAPHIC SUPPORT
51664	2564	HALF MOON BAY GRADING & PAVING INC.	9/28/2022	180,109.28	CORP YARD IMPROVEMENTS PROJECT
51678	3085	SHUTE MIHALY & WEINBERGER LLP	9/28/2022	103,313.02	LEGAL SERVICES

Report Criteria:

Report type: Summary

Check.Type = "Calculated", "manual"

Check Number	Vendor Number	Payee	Check Issue Date	Amount	Description
51527	5471	AD CLUB ADVERTISING	09/01/2022	300.00	INDEED PUBLICATION
51528	4470	ADRIANA RIVAS	09/01/2022	500.00	DEPOSIT REFUND 08/27/22 DEPOT ROOM
51529	5461	ANGELA HARO	09/01/2022	500.00	DEPOSIT REFUND 07/02/22 DEPOT ROOM
51530	2407	ARAMARK	09/01/2022	260.69	MAINT SERVICE
51531	5451	ART BY JUL	09/01/2022	30,000.00	PUMPKIN FESTIVAL 50TH CELEBRATION MURAL
51532	4464	AVENU	09/01/2022	165.28	SUTA Q1
51533	481	BIG CREEK LUMBER	09/01/2022	2,828.61	DISCOUNT MAINT SUPPLIES
51534	3976	CIRCLEPOINT	09/01/2022	4,105.69	JUL'22, COMPLETE HYATT HOTEL ENVIRONMENTAL IMPACT RE
51535	745	CITY OF PACIFICA	09/01/2022	60.00	COUNCIL OF CITIES DINNER (RUDDOCK)
51536	4484	CSW/STUBER-STROEH ENGINEERING GROUP INC	09/01/2022	1,600.00	JUL'22, POPLAR STREET TRAFFIC CALMING AND SAFETY PRO
51537	4439	EDDIE BEHLE	09/01/2022	384.46	SUMMER ENDS REIMBURSEMENT
51538	4633	GRANICUS	09/01/2022	1,419.37	GRANICUS SERVICE
51539	3782	GRIFFIN STRUCTURES INC.	09/01/2022	9,502.92	JUL'22, CARTER PARK RENOVATION PROJECT
51540	76	HALF MOON BAY BUILDING & GARDEN	09/01/2022	142.57	MAINT SUPPLIES
51541	82	HALF MOON BAY REVIEW	09/01/2022	903.00	CONCERT IN THE PARK
51542	5390	INTERWEST CONSULTING GROUP, INC.	09/01/2022	6,120.00	JUL'22, CONTRACT PLANNING SERVICES
51543	5367	JUDITH GUERRERO	09/01/2022	100.00	DEPOSIT REFUND 05/11/22 COMMUNITY ROOM
51544	1206	MARK THOMAS & CO. INC.	09/01/2022	30,938.69	JUL'29, HWY1 NORTH SAFETY & OPERATIONAL IMPROVEMENT
51545	3479	PARKEON INC	09/01/2022	52.50	MAINT SERVICE
51546	5472	ROBERTO LOPEZ	09/01/2022	500.00	DEPOSIT REFUND 11/26/22 GRAND OAK
51547	1665	SAN MATEO CO. DEPT OF PUBLIC WORKS	09/01/2022	84.00	RECORD OF SURVEY 3915, APN:056-150-200, 555 KELLY AVE H
51548	3757	SCHAAF & WHEELER	09/01/2022	18,879.09	JUL'22, PILARCITOS AVENUE/KEHOE WATERCOURSE OUTFALL
51549	129	SERVICE PRESS INC.	09/01/2022	196.89	OFFICE SUPPLIES
51550	3085	SHUTE MIHALY & WEINBERGER LLP	09/01/2022	57,047.55	GENERAL MATTERS
51551	1760	STEPFORD	09/01/2022	2,280.96	ADOBE RENEWAL
51552	4487	THE HOME DEPOT PRO	09/01/2022	1,370.92	MAINT SUPPLIES
51553	5190	Wood Consulting Services	09/01/2022	4,462.50	JUL'22, ECONOMIC RECOVERY
51555	3332	AMERICAN PORTABLES	09/08/2022	8,514.63	SEP'22, FY22/23 PORTABLE RESTROOMS
51556	444	ASSOCIATION OF BAY AREA GOVERNMENTS	09/08/2022	420.00	LEVELIZED CHARGE NAT GAS
51557	5168	BLEYLE ELEVATOR, INC	09/08/2022	822.00	MAINT SERVICE
51558	5476	BRENDA DIAZ	09/08/2022	500.00	DEPOSIT REFUND 09/03/22 DEPOT ROOM
51559	220	CA DEPT OF CONSERVATION	09/08/2022	512.43	SMIP Q4 FY21/22 RESORT FEE
51560	668	CA STATE CONTROLLER'S OFFICE	09/08/2022	150.00	FY21/22 AUDIT REQUEST
51561	3090	CALIFORNIA BUILDING STANDARDS COMMISSION	09/08/2022	198.90	BSASRF Q4 FY21/22 RETAINER
51562	5223	CAPITAL ONE TRADE CREDIT	09/08/2022	33.84	REC MAINT SUPPLIES
51563	5223	CAPITAL ONE TRADE CREDIT	09/08/2022	3,722.25	MAINT SUPPLIES

M = Manual Check, V = Void Check

Check Number	Vendor Number	Payee	Check Issue Date	Amount	Description
51564	797	COASTSIDE HOPE	09/08/2022	200.00	DEPOSIT REFUND 05/11/22 COMMUNITY ROOM
51565	5473	CONNOLLY BROS GLASS	09/08/2022	1,052.00	MAINT SERVICE
51566	3643	CORODATA RECORDS MANAGEMENT INC	09/08/2022	302.19	RECORDS MANAGEMENT
51567	4267	IMPEC GROUP INC.	09/08/2022	17,356.00	AUG'22, FY22/23 JANITORIAL SERVICES
51568	5475	NATHAN LEMBERG	09/08/2022	300.00	DEPOSIT REFUND 09/03/22 OAK ROOM
51569	457	OFFICE DEPOT INC.	09/08/2022	592.47	OFFICE SUPPLIES
51570	4472	ON POINT LANGUAGE SOLUTIONS LLC	09/08/2022	2,075.00	TRANSLATION SERVICES
51571	3479	PARKEON INC	09/08/2022	56.00	MAINT SERVICE
51572	3956	PENINSULA MUNICIPAL ENGINEERING INC.	09/08/2022	24,444.00	JUN'22, ENGINEERING SERVICES, HWY 1 SOUTH SAFETY AND
51573	141	PHIL'S TIRE & AUTO CARE	09/08/2022	45.00	VEHICLE REPAIR
51574	3951	PUBLIC PARKING ASSOCIATES INC	09/08/2022	275.00	MAINT SERVICE
51575	5474	PURE COUNTRY	09/08/2022	90.00	EMPLOYEE ENGAGEMENT
51576	5020	QUADIENT FINANCE USA, INC	09/08/2022	150.00	LEASE PAYMENT
51577	3930	RINCON CONSULTANTS INC.	09/08/2022	5,381.50	JUN'22, 6TH CYCLE HOUSING ELEMENT UPDATE
51578	5403	ROBERT HALF	09/08/2022	2,474.00	TEMP EMPLOYEE LABATE/WEEK ENDING 09/02/22
51579	3101	SHRED-IT USA LLC	09/08/2022	202.78	RECORDS MANAGEMENT
51580	4487	THE HOME DEPOT PRO	09/08/2022	1,287.05	MAINT SUPPLIES
51581	5393	TRAFFIC PATTERNS LLC	09/08/2022	1,278.75	V. RODRIGUEZ, 06/23/22-08/30/22
51582	3871	WEST COAST ARBORISTS INC	09/08/2022	4,280.00	AUG'22, FY22/23 TREE MAINTENANCE
51583	5406	WICKMAN DEVELOPMENT AND CONSTRUCTION	09/08/2022	654,123.54	CARTER PARK IMPROVEMENTS PROJECT
51584	4270	4LEAF INC.	09/14/2022	8,162.62	JUL'22, PERMITTING SOFTWARE CONSULTING
51585	2022	ACC BUSINESS	09/14/2022	780.91	INTERNET SERVICE
51586	2407	ARAMARK	09/14/2022	260.69	MAINT SERVICE
51587	4300	AT&T	09/14/2022	2,370.49	PHONE SERVICE
51588	374	BARKERBLUE DIGITAL IMAGING	09/14/2022	607.05	PRINTING SERVICE
51589	1531	CALIFORNIA MUNICIPAL STATISTICS INC	09/14/2022	550.00	CAFR REPORT
51590	5372	CARTWRIGHT DESIGN STUDIO	09/14/2022	13,185.00	DESIGN SERVICE
51591	4193	CASELLE INC.	09/14/2022	3,470.00	ERP CONTRACT SUPPORT & MAINTENANCE
51592	51	COASTSIDE COUNTY WATER DISTRICT	09/14/2022	12,055.19	LIFT STATION FAIRWAY
51593	4542	COLLEEN LETTIRE	09/14/2022	450.08	CONFERENCE HOTEL STAY
51594	3643	CORODATA RECORDS MANAGEMENT INC	09/14/2022	320.83	RECORDS MANAGEMENT
51595	1526	COUNTY OF SAN MATEO	09/14/2022	2,321.00	FY22/23 LAFCO
51596	2941	CSG CONSULTANTS INC.	09/14/2022	3,647.50	AUG'22, NPDES STORMWATER SERVICES
51597	3673	EL CENTRO DE LIBERTAD	09/14/2022	22,115.25	JUL'22, CARES PROGRAM
51598	4338	ELECTRIC MD	09/14/2022	5,180.00	MAINT SERVICE
51599	4633	GRANICUS	09/14/2022	1,419.37	GRANICUS SERVICE
51600	264	HALF MOON BAY NURSERY	09/14/2022	303.24	MAINT SUPPLIES
51601	3429	HUE & CRY	09/14/2022	197.77	SECURITY SERVICE
51602	3429	HUE & CRY SECURITY SYSTEMS INC.	09/14/2022	280.71	SECURITY SERVICE
51603	4089	LIZA CONNELL	09/14/2022	300.00	CLASS REFUND 09/13/22-10/11/22 MACKLIN CONNELL

M = Manual Check, V = Void Check

Check Number	Vendor Number	Payee	Check Issue Date	Amount	Description
51604	4293	LOCKWORKS UNLIMITED INC	09/14/2022	240.00	MAINT SERVICE
51605	4028	LORAL HORTICULTURAL SERVICES	09/14/2022	2,000.00	SEP'22, MEDIAN MAINTENANCE
51606	5331	MAKE IT MAIN STREET	09/14/2022	6,000.00	2022 MAKE IT MAIN STREET EVENT
51607	1206	MARK THOMAS & CO. INC.	09/14/2022	15,938.47	JUL'22, FY22/23 SEWER SYSTEM MAINTENANCE SERVICES
51608	209	MAZE & ASSOCIATES	09/14/2022	25,990.00	FY21/22, AUDIT SERVICES AND CAFR PREPARATION
51609	4489	MTA PARTS INC.	09/14/2022	125.22	VEHICLE PARTS
51610	3641	NEIGHBORHOOD RADIO	09/14/2022	220.00	ADVERTISING SERVICE
51611	3956	PENINSULA MUNICIPAL ENGINEERING INC.	09/14/2022	7,476.00	JUL'22, MAIN STREET BRIDGE MANAGEMENT SUPPORT
51612	1336	PENINSULA SPORTS OFFICIALS ASSOC. INC	09/14/2022	6,630.00	HALF MOON BAY ONE MAN GAMES
51613	29	READYREFRESH	09/14/2022	127.56	WATER FOR CORP YARD
51614	217	SAN MATEO COUNTY INFORMATION SVCS.	09/14/2022	82.25	MICROWAVE SERVICE
51615	2797	SAN MATEO DAILY JOURNAL	09/14/2022	1,641.00	ADVERTISING SERVICE
51616	159	SEWER AUTHORITY MID-COASTSIDE	09/14/2022	427,402.60	SEP'22, FY22/23 SEWER COLLECTIONS
51617	4603	SOL ECOLOGY INC	09/14/2022	460.34	BIOLOGICAL ASSESSMENT
51618	50	THE CITIES GROUP	09/14/2022	3,571.25	07/07/22-12/31/22, WORKERS COMP & SAFETY/COMPLIANCE A
51619	4429	WESTERN EXTERMINATOR COMPANY	09/14/2022	1,207.42	AUG'22, FY21/22 PEST MANAGEMENT PROGRAM
51620	3954	ALTA PLANNING & DESIGN	09/22/2022	4,021.50	AUG'22, PACIFIC COAST BIKEWAY CONNECTIVITY NORTH PRO
51621	2407	ARAMARK	09/22/2022	260.69	MAINT SERVICE
51622	4115	BIG BELLY SOLAR INC	09/22/2022	1,271.01	SEP'22, SMART TRASH RECEPTACLES
51623	3976	CIRCLEPOINT	09/22/2022	4,075.00	AUG'22, COMPLETE HYATT HOTEL ENVIRONMENTAL IMPACT R
51624	320	EWING IRRIGATION PRODUCTS INC.	09/22/2022	203.74	MAINT SUPPLIES
51625	3127	FREYER & LAURETA INC.	09/22/2022	10,655.00	AUG'22, KELLY AVENUE CROSSWALK PROJECT
51626	5349	GATES AND ASSOCIATES	09/22/2022	5,370.75	AUG'22, FRENCHMANS CREEK PARK PHASE 2
51627	76	HALF MOON BAY BUILDING & GARDEN	09/22/2022	2,763.80	MAINT SUPPLIES
51628	2564	HALF MOON BAY GRADING & PAVING INC.	09/22/2022	9,954.40	MAINT SERVICE
51629	5390	INTERWEST CONSULTING GROUP, INC.	09/22/2022	5,235.00	SEP'22, CONTRACT PLANNING SERVICES
51630	4619	JULISSA ACOSTA	09/22/2022	1,500.00	EDUCATION REIMBURSEMENT
51631	291	LAURIE BECKER	09/22/2022	716.10	INSTRUCTOR PAYMENT ZUMBA POS
51632	4110	LISA POPE	09/22/2022	906.25	TRANSCRIPTION SERVICE
51633	5331	MAKE IT MAIN STREET	09/22/2022	6,500.00	2022 MAKE IT MAIN STREET EVENT
51634	3746	MALCOLM C SMITH	09/22/2022	770.00	AUG'22, COMMUNICATION CONSULTANT
51635	3069	MANAGED HEALTH NETWORK	09/22/2022	304.00	EAP
51636	5477	MAURA LEBARRON-HSIEH	09/22/2022	500.00	DEPOSIT REFUND 09/17/22 COMMUNITY ROOM
51637	209	MAZE & ASSOCIATES	09/22/2022	21,990.00	AUG'22, AUDIT SERVICES AND CAFR PREPARATION
51638	3250	M-GROUP	09/22/2022	39,758.75	AUG'22, FY21/22 GIS/GRAPHIC SUPPORT
51639	3934	MITEL	09/22/2022	2,914.15	SHERIFF SUBSTATION PHONE SERVICE
51640	3641	NEIGHBORHOOD RADIO	09/22/2022	55.00	ADVERTISING SERVICE
51641	4472	ON POINT LANGUAGE SOLUTIONS LLC	09/22/2022	800.00	TRANSLATION SERVICES
51642	3479	PARKEON INC	09/22/2022	47.95	MAINT SERVICE
51643	261	PETERSON POWER SYSTEMS	09/22/2022	1,603.67	JUL'22, CONTINUED BACK-UP GENERATOR SERVICES

M = Manual Check, V = Void Check

Check Number	Vendor Number	Payee	Check Issue Date	Amount	Description
51644	137	PG&E	09/22/2022	10,395.39	NWY HWY1 & MAIN ST
51645	3370	PRESIDIO SYSTEMS INC.	09/22/2022	2,400.00	MAINT SERVICE
51646	3131	ROBERT W. SMITH	09/22/2022	214.20	INSTRUCTOR PAYMENT- ORCHESTRA POS
51647	1760	STEPFORD	09/22/2022	15,115.00	NOV'22, FY22/23 IT SERVICES
51648	3519	SWCA INCORPORATED	09/22/2022	7,316.25	JUL'22-AUG'22, CORP YARD IMPROVEMENTS
51649	50	THE CITIES GROUP	09/22/2022	16,042.59	07/01/22-12/31/22, GROUP LIFE & LTD INSURANCE
51650	3004	VERIZON WIRELESS	09/22/2022	304.88	MOBILE SERVICES
51651	3162	WHELEN CONSTRUCTION	09/22/2022	14,000.00	SEP'22, SHERIFF'S SUBSTATION REPAIRS
51652	5190	Wood Consulting Services	09/22/2022	7,735.00	AUG'22, ECONOMIC RECOVERY
51653	2407	ARAMARK	09/28/2022	260.69	MAINT SERVICE
51654	3355	ASUNCION GIJON	09/28/2022	5,040.00	MAINT SERVICE
51655	871	AUTOMATIC DOOR SYSTEMS INC.	09/28/2022	2,209.59	MAINT SERVICE
51656	266	BAGG ENGINEERS	09/28/2022	410.00	AUG'22, GEOTECHNICAL INSPECTION SERVICES FOR CORP Y
51657	3975	COLANTUONO HIGHSMITH WHATLEY PC	09/28/2022	23,554.75	LEGAL SERVICES -SAM
51658	292	CSMFO	09/28/2022	150.00	BUDGET AWARD SUBMISSION
51659	1328	DEBORAH PENROSE	09/28/2022	273.16	REIMBURSEMENT- SAN MATEO COUNTY CHAMBER SEMINAR
51660	4398	ELS ARCHITECTURE & URBAN DESIGN	09/28/2022	22,528.05	AUG'22, CARTER PARK IMPROVEMENTS
51661	3127	FREYER & LAURETA INC.	09/28/2022	480.00	SEP'22, MAP REVIEWS
51662	3127	FREYER & LAURETA INC.	09/28/2022	3,000.00	SEP'22, MAP REVIEWS
51663	76	HALF MOON BAY BUILDING & GARDEN	09/28/2022	454.00	MAINT SUPPLIES
51664	2564	HALF MOON BAY GRADING & PAVING INC.	09/28/2022	180,109.28	RETENTION, CORP YARD IMPROVEMENTS PROJECT
51665	1853	HDL SOFTWARE LLC	09/28/2022	23,536.94	TOT AND BUSINESS LICENSE MANAGEMENT
51666	5444	JOYA CUNHA	09/28/2022	2,000.00	OCT'22, TEMPORARY CONSTRUCTION EASEMENT
51667	1283	KATHY OLER	09/28/2022	2,161.82	OCT'22, TEMPORARY CITY PARKING LOT RENTAL
51668	3922	LLOYD A MCVICKER	09/28/2022	3,360.00	OCT'22 ANNEX RENT
51669	4293	LOCKWORKS UNLIMITED INC	09/28/2022	395.00	MAINT SERVICE
51670	1206	MARK THOMAS & CO. INC.	09/28/2022	11,242.74	AUG'22, HWY1 NORTH SAFETY & OPERATIONAL IMPROVEMEN
51671	3726	NICHOLAS TRANSLATIONS & INTERPRETATIONS	09/28/2022	423.00	TRANSLATION SERVICES
51672	3694	OPENGOV INC	09/28/2022	15,300.00	COMMUNITY ENGAGEMENT AGREEMENT
51673	141	PHIL'S TIRE & AUTO CARE	09/28/2022	374.81	VEHICLE REPAIR
51674	5020	QUADIENT LEASING USA, INC.	09/28/2022	657.79	LEASE PAYMENT
51675	252	RICE TRUCKING-SOIL FARM INC.	09/28/2022	10.94	MAINT SUPPLIES
51676	3930	RINCON CONSULTANTS INC.	09/28/2022	4,271.50	AUG'22, 6TH CYCLE HOUSING ELEMENT UPDATE
51677	3757	SCHAAF & WHEELER	09/28/2022	3,500.00	AUG'22, PELICAN POINT GENERATOR REPLACEMENT
51678	3085	SHUTE MIHALY & WEINBERGER LLP	09/28/2022	103,313.02	GENERAL MATTERS
51679	903	SIMMS PLUMBING & WATER EQUIPMENT INC.	09/28/2022	180.00	MAINT REPAIR
51680	3519	SWCA INCORPORATED	09/28/2022	195.00	AUG'22, SWCA DITCH CONTRACT
51681	4487	THE HOME DEPOT PRO	09/28/2022	611.91	MAINT SUPPLIES
51682	3955	TOWNSEND PUBLIC AFFAIRS INC.	09/28/2022	5,000.00	TOWNSEND PUBLIC AFFAIRS
51683	3162	WHELEN CONSTRUCTION	09/28/2022	8,980.00	MAINT REPAIR

M = Manual Check, V = Void Check

Check Number	Vendor Number	Payee	Check Issue Date	Amount	Description	
51722	3923	WELLS FARGO	09/04/2022	20,617.83	09/04/22 RECONCILING CREDITS FROM NEXT PERIOD	M
Grand Totals:				2,122,936.72		
157						

Report Criteria:

Report type: Summary

Check.Type = "Calculated", "manual"

BUSINESS OF THE COUNCIL OF THE CITY OF HALF MOON BAY

AGENDA REPORT

For meeting of: **October 18, 2022**

TO: Honorable Mayor and City Council

VIA: Matthew Chidester, City Manager

FROM: Maz Bozorginia, Interim Public Works Director/City Engineer

TITLE: **RESOLUTION OF SUPPORT FOR EASTSIDE PARALLEL TRAIL NORTH - SEGMENT 4
(CIP NO. 619)**

RECOMMENDATION:

Adopt a resolution supporting the Pacific Coast Bikeway Connectivity North Project (Eastside Trail Segment 4) and the submission of an application for the San Mateo County Transportation Authority Cycle 6 Pedestrian and Bicycle Program Call for Projects.

FISCAL IMPACT:

The project currently has \$700,000 of funding secured for construction (\$665,000 of grant funding and \$35,000 of local city match). The current construction estimate is \$1,680,000, leaving an unfunded balance of \$980,000 which is the requested amount in the City's application for the SMCTA Cycle 6 Pedestrian and Bicycle Program Call for Projects.

STRATEGIC ELEMENT:

This recommendation supports the following Elements of the Strategic Plan: Infrastructure and Environment, Healthy Communities and Public Safety, and Inclusive Governance.

BACKGROUND:

The FY 22-23 Capital Improvements Program (CIP) includes a category for trail improvements including projects to complete the eastside parallel trail along Highway 1. The Eastside Parallel Trail Segment 4 project extends the trail another 0.3 miles from the end of the existing trail near Roosevelt Blvd. to Mirada Road. Improvements include a Class I multi-use path, comprised of an 8-ft wide asphalt concrete path plus a 2 ft decomposed granite shoulder on either side, a bridge over a creek and decks over several waterways. The project also includes mitigation for riparian impacts and the required mitigation monitoring during establishment period. The project currently has the completed 90% plans & specifications, draft environmental document, and we are finalizing the Caltrans Project Engineering Evaluation Report (PEER) and required encroachment permit.

This trail is an integral part of the midcoastside's local transportation network that will link several other transportation routes in the area. The trail includes a direct connection to El Granada Elementary School, providing parents and students with an alternative route to school, especially those that live on the east side of Highway 1. The County of San Mateo is currently constructing the trail segment from Coronado Street to Mirada Road.

DISCUSSION:

The current estimated total construction cost including contingencies, construction management, inspection and testing is \$1,685,000. This amount includes a revised construction estimate based on the unit prices obtained from San Mateo County project's recent bids received in Summer 2022. SMCTA considers the \$350,000 MTC grant and City's contribution of \$35,000 (for a total of \$385,000) as the local match, resulting a shortfall of \$980,000.

In September 2022, staff prepared and submitted a grant application for the SMCTA Cycle 6 Pedestrian and Bicycle Program funding for \$980,000. The application included support letters from Cabrillo Unified School District, Senior Coastsiders, Midcoast Community Council, Coastside on Bikes, Bicycle and Pedestrian Advisory Committee, and Silicon Valley Bicycle Coalition. In addition to the completed grant application, the City is also required to approve and submit a City Council resolution to SMCTA in support of the project.

The results of the application selection process will be announced by December 2022. If the funding shortfall is awarded, the project will be ready for construction bids by the end of 2023. If not selected for this grant funding, staff will return to city council to discuss next steps and other potential funding opportunities.

ATTACHMENT:

Resolution

RESOLUTION NO. C-2022-_____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HALF MOON BAY SUPPORTING THE PACIFIC COAST BIKEWAY CONNECTIVITY – NORTH PROJECT (EASTSIDE PARALLEL TRAIL NORTH – SEGMENT 4 CIP PROJECT NO. 0619) AND SUBMISSION OF AN APPLICATION TO THE SAN MATEO COUNTY TRANSPORTATION AUTHORITY FOR CYCLE 6 PEDESTRIAN AND BICYCLE PROGRAM FUNDING

WHEREAS, the City of Half Moon Bay (City) has identified safety concerns for pedestrians, bicyclists, and other active transportation using the shoulder of Highway 1 to travel between Roosevelt Boulevard to unincorporated county north of the city limits; and

WHEREAS, the City wants to construct the “Last Link” that will connect the existing bicycle and pedestrian trail in Half Moon Bay with the new trail in unincorporated county currently being constructed by San Mateo County; and

WHEREAS, the City has developed the Pacific Coast Bikeway Connectivity – North Project, also known as the Eastside Parallel Trail North – Segment 4 Project (CIP Project No. 0619) (Project) to install a Class I multi-use trail to improve connectivity between unincorporated county and downtown Half Moon Bay; and

WHEREAS, the City has completed 90% design for the project and is in the process of securing all required permits, agreements, and environmental clearances; and

WHEREAS, the project currently has \$700,000 of funding secured for construction (\$665,000 of grant funding and \$35,000 of local city match). The current construction estimate is \$1,680,000, leaving an unfunded balance of \$980,000 which is the requested amount in the City’s application for the SMCTA Cycle 6 Pedestrian and Bicycle Program Call for Projects; and

WHEREAS, the San Mateo County Transportation Authority (TA) issued a Call for Projects for the Cycle 6 Measures A and W Pedestrian and Bicycle Program on August 4, 2022; and

WHEREAS, the TA requires the City’s governing board to adopt a resolution:

1. Supporting the Project and application for \$980,000 in TA Measures A and W Pedestrian and Bicycle Program funds for the Project;
2. Committing the City to the completion of the Project, including the commitment of matching funds in the amount of \$385,000 needed for implementation, including a \$35,000 contribution from the City’s General Fund (local match);
3. Certifying that any funds awarded by the TA will be used to supplement existing funds for program activities, and will not replace existing funds or resources; and
4. If funds are awarded, authorizing the City Manager, or designee, to sign a funding agreement or memorandum of understanding (MOU) with the TA for TA Measures A and W Pedestrian and Bicycle Program funding for the Project and to take any other actions necessary to give effect to this resolution.

NOW, THEREFORE, BE IT RESOLVED the City Council of the City of Half Moon Bay hereby:

- 1) Directs staff to submit an application to the San Mateo County Transportation Authority for Measures A and W Pedestrian and Bicycle Program funds for \$980,000 for the Pacific Coast Bikeway Connectivity – North Project, also known as the Eastside Parallel Trail North – Segment 4 Project (CIP Project No. 0619); and
- 2) Authorizes the City Manager to execute a funding agreement or MOU with the San Mateo County Transportation Authority to encumber TA Measures A and W Pedestrian and Bicycle Program funds; and
- 3) Commits to the completing the Project, including contributing \$385,000 of matching funds needed for Project implementation, if the requested TA funds are awarded; and
- 4) Certifies that any funds awarded by the TA will be used to supplement existing funds for program activities, and will not replace existing funds or resources; and
- 5) Authorizes the City Manager, or designee, to take any other actions necessary to give effect to this resolution.

I, the undersigned, hereby certify that the foregoing Resolution was duly passed and adopted on the 18th day of October 2022 by the City Council of Half Moon Bay by the following vote:

AYES, Councilmembers:

NOES, Councilmembers:

ABSENT, Councilmembers:

ABSTAIN, Councilmembers:

ATTEST:

APPROVED:

Jessica Blair, City Clerk

Debbie Ruddock, Mayor

BUSINESS OF THE COUNCIL OF THE CITY OF HALF MOON BAY

AGENDA REPORT

For meeting of: **October 18, 2022**

TO: Honorable Mayor and City Council

VIA: Matthew Chidester, City Manager

FROM: Lisa Lopez Rossi, Administrative Services Director

TITLE: **Art Donation—Ken Paul Lozada Wood Sculptures**

RECOMMENDATION:

Adopt a resolution:

- 1) Accepting the donation of “Innocence” and “Artemis Toe” wood sculptures created by the late Ken Paul Lozada, a Half Moon Bay resident and accomplished artist; and
- 2) Affirming the placement of the sculptures in the Half Moon Bay Public Library Garden; and
- 3) Authorizing Public Works staff to develop a plan for permanent installation.

FISCAL IMPACT:

The wooden sculptures, valued at approximately \$7200, are being donated by the artist’s family at no cost to the City. If donations are accepted, the City will incur the cost of creating the foundation and the surrounding visual attributes which will be approximately \$3,500.

STRATEGIC ELEMENT:

This action supports the *Healthy Communities and Public Safety* element of the Strategic Plan.

BACKGROUND:

Ken Paul Lozada is probably best known for his sculptures standing at the entrance of Main Street in Half Moon Bay, on the property of Tom and Pete’s Produce, although his many talents included music and drawings of San Francisco Victorian mansions. Ken started creating sculptures in the early 70’s, according to the book, *Portrait of a Peaceful Warrior* by Joanne Ehrich. He taught art for many years in Hawaii and California, which included serving as Chair of the San Mateo College ceramic and sculpture department. His sculpture garden has grown over the years, and he has become a local icon. Unfortunately, Ken Paul died in 2021 and until a group of concerned citizens came together his works were not being preserved.

The Ken Paul Art Group organized in April of this year out of a realization that many beautiful large and small sculptures created by Ken Paul over several decades were outdoors in various locations and not receiving the attention needed to protect and preserve them. Outreach was

initiated by Lois Paul White [Ken Paul's daughter] and their friend Joanne Ehrich to pull together a group of community members who knew of his work and had interest and/or skills that would coincide with Lois's goals of preserving and sharing her father's work with the residents of the Coastsides and San Mateo County. An informal get together at Cameron's Pub resulted in a group of artists and art lovers beginning the investigation of the status of the works, and subsequently developing a plan encompassing not only sculptures but architectural and historical drawings as well. This continues under Lois's participation and direction.

DISCUSSION:

To date much has been accomplished by this group of volunteers, including retrieval and initial rehabilitation of well over 30 sculptures that were on the property of Tom & Pete's Produce business. Currently, rehabilitation and refurbishing of two (2) sculptures has been completed and it is Ms. White's desire to donate those to the City of Half Moon Bay for installation in the garden area of the Half Moon Bay Library. The goal is for these pieces to be on view for enjoyment and education of all who are in that space for quiet time, for meetings, and for social events.

Information about the pieces:

Left: "Innocence"

Condition: Base and central hole was treated with wood preservative (it is hollow) and it is stained 'colonial maple' and 'cabernet' minwax oil base stain.

Size: 16 x 18 x 41 inches.

Value: One list has it priced \$1200, and a 1993 gallery price list has it for \$6200.

Right: "Artemis Toe"

Condition: Base is treated with brown copper green wood preservative, and it is stained 'colonial maple' and 'dark walnut' minwax oil stain.

Size: 20 x 24 x 41 inches.

Value: Priced for \$6000 and \$7500 on the 1993 list.

At the Recreation Commission meeting on September 28, 2022, the Commissioners recommended approval of the donation with the request that City staff reach out to both Library administration and the Friends of the Library. After communicating with these groups, both have stated full support of the installation of the artwork in the library garden. Public Works staff have reviewed the proposed location and are prepared to finalize development of a plan for installation and maintenance of the sculptures.

The proposed donation of the "Innocence" and "Artemis Toe" wood sculptures is yet another example of how our community can come together to preserve its history and support local art.

ATTACHMENT:

Resolution

RESOLUTION NO. C-2022-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HALF MOON BAY AUTHORIZING THE ACCEPTANCE OF A DONATION OF “INNOCENCE” AND “ARTEMIS TOE” WOOD SCULPTURES CREATED BY THE LATE KEN PAUL LOZADA, A HALF MOON BAY RESIDENT AND ACCOMPLISHED ARTIST

WHEREAS Ken Paul Lozada is probably best known for his sculptures standing at the entrance of Main Street in Half Moon Bay, on the property of Tom and Pete’s Produce; and

WHEREAS, after his death in 2021, a group of community members came together to preserve and share his remaining works located in Half Moon Bay; and

WHEREAS Mr. Lozada’s daughter Lois White would like to donate two sculptures “Innocence” and “Artemis Toe” which were rehabilitated and refurbished, for placement at the Half Moon Bay Library; and

WHEREAS, in accordance with the City’s Public Art Policy, at the September 28 the Parks and Recreation meeting, the Commission considered the offer and recommended acceptance of the donation of the sculptures; and

WHEREAS the Recreation Commission asked city staff to reach out to the county library administration and Friends of the Half Moon Bay Library for their input and both Library administration representatives and Friends of the Half Moon Bay Library have stated their support in accepting this donation and where it will be located; and

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Half Moon Bay hereby authorizes:

- 1) Acceptance the donation of “Innocence” and “Artemis Toe” wood sculptures created by Ken Paul Lozada, a Half Moon Bay resident and accomplished artist; and
- 2) The placement of the sculptures in the Half Moon Bay Public Library Garden; and
- 3) Public Works staff to develop a plan which may include costs of up to \$3500 for permanent installation.

I, the undersigned, hereby certify that the forgoing Resolution was duly passed and adopted on the 18th day of October 2022 by the City Council of Half Moon Bay by the following vote:

AYES, Councilmembers:

NOES, Councilmembers:

ABSENT, Councilmembers:

ABSTAIN, Councilmembers:

ATTEST:

APPROVED:

Jessica Blair, City Clerk

Debbie Ruddock, Mayor

BUSINESS OF THE COUNCIL OF THE CITY OF HALF MOON BAY

AGENDA REPORT

For meeting of: **October 18, 2022**

TO: Honorable Mayor and City Council

VIA: Matthew Chidester, City Manager

FROM: John Doughty, Interim Assistant City Manager

TITLE: **PROPOSED ART DONATION—THE SPIRIT OF LIFE BELL SCULPTURE**

RECOMMENDATION:

By resolution:

1. Accept a loan of “The Spirit of Life Bell” sculpture created by Silvio J. Modena Jr., a Half Moon Bay resident and accomplished artist; and
2. Affirm the temporary placement of the sculpture in the City Hall parking lot through the end of the calendar year (December 31, 2022) in honor of Mr. Modena’s service to his country and for the service of all Coastside veterans; and
3. Accept the donation of the “The Spirit of Life Bell” sculpture contingent on City Council approval of placement of the sculpture.

By motion, provide direction to staff regarding:

1. Development of concept plans for a new public space utilizing the existing drive aisle and parking lot located south of the City Hall building; and
2. Design of the space to focus on “Service to Country and Community” with the sculpture being made part of the space design; and
3. Allowing Kikuchi + Kankel Design Group and community members to assist in the initial conceptual design work.

FISCAL IMPACT:

The operating budget of the City Manager’s Office is sufficient to cover the administrative costs of the art donation program. A group of community members have committed private funding to purchase the sculpture for donation to the City. Community members have also indicated a willingness to fund a portion of the costs of creating a new public space near City Hall as part of a project paying tribute to “service to country and community”. No estimate of costs is yet available and will be dependent upon accepted design and potential phasing.

STRATEGIC ELEMENT:

This recommendation supports the *Healthy Communities and Public Safety* Element of the Strategic Plan.

BACKGROUND:

Recently a group of community members approached the City regarding the potential donation of a piece of art created by artist Silvio Modena, Jr., who grew up in San Gregorio, the eldest son of an Italian immigrant artichoke farmer. Mr. Modena served in the U.S. Navy having joined with his long-time friend John (Farmer John) Muller. Mr. Modena creates bells from used high pressure compressed air cylinders. A more detailed description of his art medium is included as Attachment 2. Community members have indicated that they are planning to purchase one of Mr. Modena's sculptures, "The Spirit of Life Bell", and donate the piece to the City.

On August 24, 2022, the Parks and Recreation Commission received a presentation regarding the proposed sculpture and possible donation. The Commission heard from community members in support of the donation. Staff identified two possible locations for the piece. The first site being Kitty Fernandez Park and the second being Poplar Beach. During deliberation on the request, it was suggested that a location near City Hall would be optimal. Conversation ensued regarding the possibility of creating a new public space next to City Hall within a portion of the existing parking lot. The item was continued to September 28 to allow the proponents and City staff to better assess the City Hall parking lot option.

On September 20, the sculpture was temporarily installed in the City Hall parking lot. This installation was approved as a temporary placement (loan) of the sculpture by the City Manager pending approval of the City Council. This temporary placement is intended to honor Mr. Modena's service to the country and to recognize all Coastsides veterans.

On September 28, 2022, the Parks and Recreation Commission received a follow-up presentation. The Commission was informed that Steve Kikuchi of Kikuchi + Kankel Design Group agreed to work on conceptual designs with community members for a new (potential) public space which would have the sculpture/bell as a centerpiece. Following presentation and discussion, the Commission recommended as follows:

"By motion recommend the City Council:

1. Accept a loan of "The Spirit of Life Bell" sculpture created by Silvio J. Modena Jr., a Half Moon Bay resident and accomplished artist; and
2. Affirm the temporary placement of the sculpture in the City Hall parking lot at least through the end of the calendar year) in honor of Mr. Modena's service to his country and for the service of all Coastsides veterans; and

3. Recommend the City Council accept the donation and explore permanent placement of the sculpture within the City Hall parking lot; and
4. Authorize staff to work with Kikuchi + Kankel Design Group (on a pro-bono basis) to develop a concept plan for a new public space utilizing the existing drive aisle and parking lot located south of the City Hall building.”

DISCUSSION:

The proposed donation of The Spirit of Life Bell has sparked interest from a diverse group of community members. The conversation has expanded beyond a typical donation in which there is a clear location for placement to one that has evoked much thought about how best to recognize “Service to Country and Community”.

Staff is first seeking City Council approval of the temporary placement of the sculpture on the westerly most parking space adjacent to City Hall. As noted earlier, this placement was initially authorized by the City Manager in light of the approaching Veteran’s Day Holiday (November 11). It is recommended by the Parks and Recreation Commission that the temporary loan and installation be through December 31, 2022. A resolution authorizing this is included at Attachment 1.

Staff is also seeking input from the City Council and community on the ultimate acceptance and placement of the sculpture. As indicated previously, staff had recommended potential placement of the donated art (pending City Council acceptance) at either Kitty Fernandez Park or Poplar Beach. Over the course of two meetings and community engagement, the Parks and Recreation Commission recommended the City Council explore the potential closure of a portion of the City Hall parking lot and creation of a new public space in its place. Steve Kikuchi is working on behalf of the community on potential design concepts for the space. Concepts have not been completed or shared with the community or staff as of the preparation of the staff report.

To help distill this item, staff offers the following questions which hopefully will help guide deliberation.

1. Should the City Council accept the “The Spirit of Life Bell” sculpture created by Silvio J. Modena Jr?

Staff Response: It is recommended that the sculpture be accepted pending determination of placement location.

2. Does the City Council support exploration of the creation of a new public space abutting City Hall to recognize “Service to Country and Community” which may include display of the sculpture?

Staff Response: The driveway access onto Main Street has limited visibility for both drivers and pedestrians. Staff has envisioned closing this access point for some time due to safety concerns. With the growing popularity of parklets, staff has also contemplated the creation of a public “parklet” space in this location. Staff is currently working with Nano’s on an updated license

agreement for their parklet which is installed over 3 parking spaces on the south side of the drive aisle. The City is also committed to retaining a visual corridor to the Historic Jail from Main Street. These and other design considerations would have to be part of any public space concept. Kikuchi + Kankel Design Group is preparing conceptual designs in an effort to better visualize the space and initiate a community dialogue. If the City Council is not interested in exploring, staff can inform Mr. Kikuchi and community members.

3. In the alternative to City Hall, where should the sculpture be placed upon acceptance of the donation?

Staff Response: Two alternative locations were presented to the Parks and Recreation Commission for consideration. Other potential park locations have been mentioned as well. Staff can return with additional details at a subsequent meeting. We are interested in any input tonight.

On a related note, Nano's Ohana is utilizing a portion of the City Hall parking lot for outdoor dining space. The City is working with Nano's on a potential new license agreement. This work will parallel any other work related to potential closure of the parking lot and/or design of a public space. The City Council is the final approving authority on a new license agreement or lease.

CONCLUSION:

As noted in the recommendations, staff is requesting formal actions by resolution as well as guidance on potential creation of a new public space in a portion of the City Hall parking lot. Based upon Council guidance, staff will work with community members and the Parks and Recreation Commission on further refined recommendations. Final approval remains with the City Council.

ATTACHMENT:

1. Resolution
2. Artist Bio and description of "The Spirit of Life Bell"
3. Photo of "The Spirit of Life Bell"
4. Photo of temporary installation
5. City Hall Parking Lot

RESOLUTION NO. C-2022-

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HALF MOON BAY AUTHORIZING THE
ACCEPTANCE OF A LOAN OF THE SPIRIT OF LIFE BELL SCULPTURE AND TEMPORARY
PLACEMENT WITHIN THE CITY HALL PARKING LOT THROUGH DECEMBER 31, 2022 AND
ACCEPTING THE DONATION OF THE SCULPTURE PENDING RECOMMENDATION BY THE PARKS
AND RECREATION COMMISSION AND APPROVAL OF CITY COUNCIL FOR A PERMANENT OR
INTERIM INSTALLATION**

WHEREAS members of the community have approached the City regarding the potential donation of a piece of art created by artist Silvio Modena, Jr., who grew up in San Gregorio, the eldest son of an Italian immigrant artichoke farmer; and

WHEREAS, Mr. Modena served in the U.S. Navy having joined with his long-time friend John (Farmer John) Muller; and

WHEREAS, Mr. Modena creates bells from used high pressure compressed air cylinders and has created a large bell/sculpture titled “The Spirit of Life” that community members wish to purchase and donate to the City; and

WHEREAS, on August 24 and September 28, the Parks and Recreation Commission in accordance with the City’s Public Art Policy, considered the offer of donation; and

WHEREAS, on September 20, the City Manager approved temporary placement (on loan) of the sculpture in the City Hall parking lot pending approval of the City Council; and

WHEREAS, at the September 28 the Parks and Recreation meeting, the Commission recommended temporary placement (on loan) of the sculpture through December 31, 2022, acceptance of the donation of the sculpture and supported exploration of creating a new public space in a portion of the City Hall parking lot to among other things house the sculpture; and

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Half Moon Bay hereby authorizes:

- 1) Acceptance of the offer a temporary loan of the sculpture and temporary placement of the sculpture on a portion of the City Hall parking lot through December 31, 2022; and
- 2) Acceptance of the sculpture subject to identification of permanent/interim installation location and other agreements and terms required pursuant to the City’s Public Art Policy.

I, the undersigned, hereby certify that the forgoing Resolution was duly passed and adopted on the 18th day of October 2022 by the City Council of Half Moon Bay by the following vote:

AYES, Councilmembers:

NOES, Councilmembers:

ABSENT, Councilmembers:

ABSTAIN, Councilmembers:

ATTEST:

APPROVED:

Jessica Blair, City Clerk

Debbie Ruddock, Mayor

MEMORANDUM

BUSINESS OF THE PARKS AND RECREATION COMMISSION OF THE CITY OF HALF MOON BAY

TO: Parks and Recreation Commission Members

FROM: John Doughty, Interim Assistant City Manager

TITLE: Art Donation--The Spirit of Life Bell Sculpture

RECOMMENDATION:

By motion recommend the City Council:

- 1) Accept a loan of "The Spirit of Life Bell" sculpture created by Silvio J. Modena Jr., a Half Moon Bay resident and accomplished artist; and
- 2) Affirm the temporary placement of the sculpture in the City Hall parking lot at least through the end of the calendar year in honor of Mr. Modena's service to his country and for the service of all coastside veterans; and
- 3) Recommend the City Council accept the donation and allow for the permanent placement of the sculpture within the City Hall parking lot;
- 4) Authorize staff to work with Kikuchi + Kankel Design Group (on a pro-bono basis) to develop a concept plan for a new public space utilizing the existing drive aisle and parking lot located south of the City Hall building;

BACKGROUND/DISCUSSION:

Recently a group of community members approached the City regarding the potential donation of a piece of art created by artist Silvio Modena, Jr., who grew up in San Gregorio, the eldest son of an Italian immigrant artichoke farmer. Mr. Modena served in the U.S. Navy having joined with his long time friend John (Farmer John) Muller. Mr. Modena creates bells from used high pressure compressed air cylinders. A more detailed description of his art medium is included as Attachment 1. Community members have indicated that they are planning to purchase the sculpture and donate the piece to the City.

On August 24, 2022, the Parks and Recreation Commission received a presentation regarding the proposed sculpture and possible donation. The Commission heard from community members in support of the donation. Staff identified two possible locations for the piece. The first site being Kitty Fernandez Park and the second being Poplar Beach. During deliberation on the request, it was suggested that a location near City Hall would be optimal. Conversation ensued regarding the possibility of creating a new public space next to City Hall within a portion of the existing parking lot. The item was continued to September 28 to allow the proponents and City staff to better assess the City Hall parking lot option.

Steve Kikuchi of Kikuchi + Kankel Design Group has agreed to work on a conceptual design (pro-bono) for a new (potential) public space which would have the sculpture/bell as a centerpiece. Any decision regarding the conversion of this area to

new public space can only be made by the City Council. We would also assume community engagement effort as part of any final deliberation or decision. At this point in time, staff suggests categorizing the current effort as “exploratory in nature”.

On September 20, the sculpture was temporarily installed in the City Hall parking lot. This installation was approved by the City Manager in honor of Mr. Modena and other veterans of the coastside.

Conclusion

The proposed donation of The Spirit of Life Bell has sparked interest from a diverse group of community members. The conversation has expanded beyond a typical donation in which there is a clear location for placement to one that has evoked much thought about how best to recognize “Service to Country and Community”. As noted earlier, the ultimate decision on acceptance and placement of the sculpture lies with the City Council. To help distill this item, staff offers the following questions which hopefully will help guide deliberation.

- 1) Should the City Council accept the “The Spirit of Life Bell” sculpture created by Silvio J. Modena Jr?
- 2) Does the Commission support (and recommend) the temporary installation of the sculpture in the City Hall parking lot through November 14, 2022?
- 3) Does the Commission support (and recommend) that the City Council create a new public space abutting City Hall to display the sculpture?

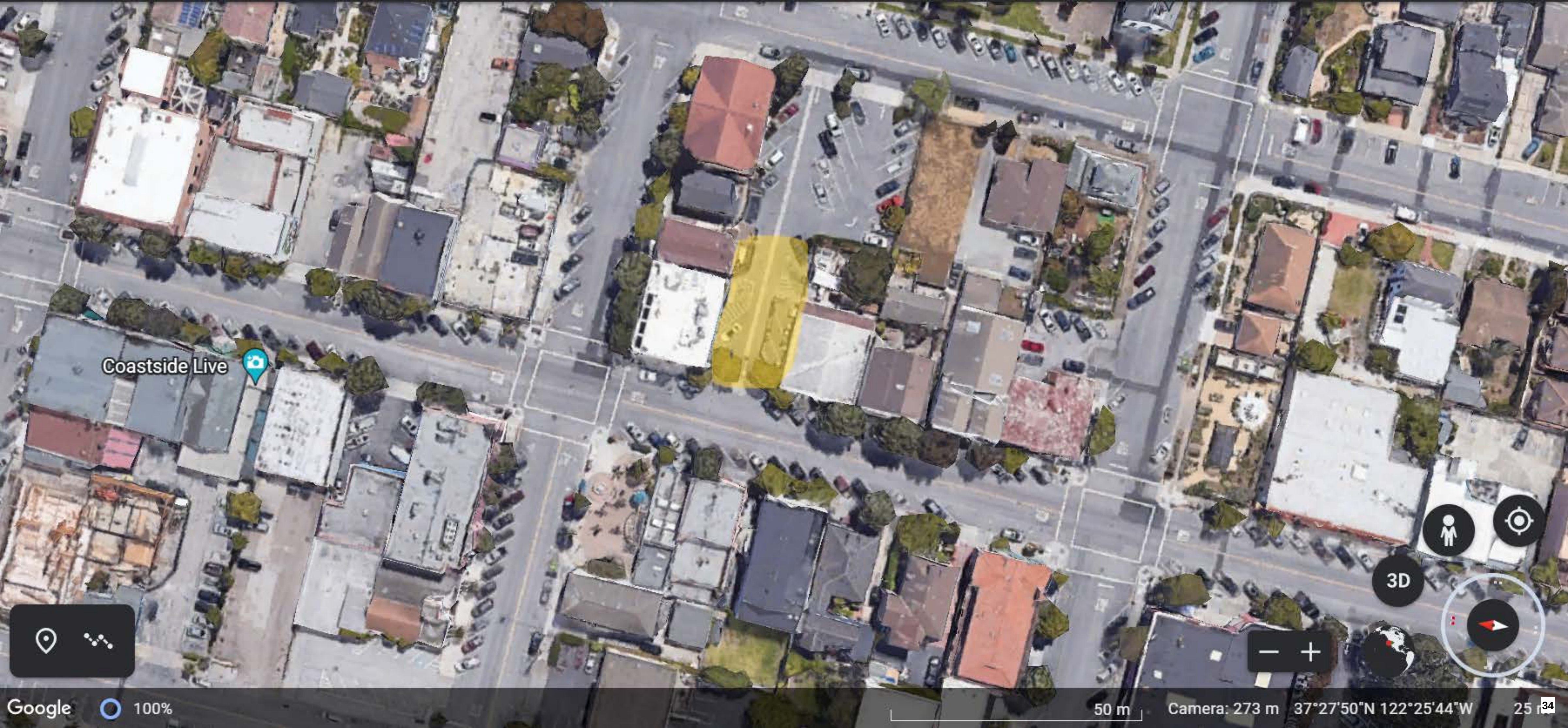
Does the Commission support (and recommend) accepting the offer of Kikuchi + Kankel Design Group to prepare (pro-bono) a conceptual design of a new public space abutting City Hall.

Attachments

1. Artist Bio and description of “The Spirit of Life Bell”
2. Photo of “The Spirit of Life Bell”
3. Photo of temporary installation
4. City Hall Parking Lot



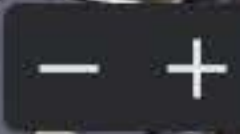
CITY OF
HALF MOON BAY



Coastside Live



3D



BUSINESS OF THE COUNCIL OF THE CITY OF HALF MOON BAY

AGENDA REPORT

For meeting of: **October 18, 2022**

TO: Honorable City Council

VIA: Matthew Chidester, City Manager

FROM: John Doughty, Interim Assistant City Manager

TITLE: **CONTINUED STUDY SESSION--FEEDING OF WILDLIFE**

RECOMMENDATION:

Receive a presentation from the Peninsula Humane Society regarding the feeding of wildlife, accept public comment, and consider whether additional or clarifying direction to staff is warranted.

FISCAL IMPACT:

The operating budget of the City Manager's Office and City Attorney's Office is sufficient to cover the cost of research and ordinance preparation in Fiscal Year 2022-23.

STRATEGIC ELEMENT:

This recommendation supports the *Healthy Communities and Public Safety* Element of the Strategic Plan.

BACKGROUND/DISCUSSION:

On August 16, 2022, the City Council agreed to the placement of an item on a future agenda regarding the feeding of wildlife by visitors and community members, notably carnivorous birds such as ravens and crows. The request was at the behest of a group of residents that believe the practice is deleterious to the local environment. They have advocated for a local ordinance to restrict the feeding of such birds in Half Moon Bay.

On September 21, 2022, the City Manager and Interim Assistant City Manager met with a group of residents to discuss their concerns and to receive an update on their research regarding protection of wildlife. Their research material was provided in the October 4 staff report.

Research confirms that raven and crows are members of the Corvidae family and more specifically the Corvus genus. These birds are indigenous to California and most of the United States. These birds are carnivorous and often compete with raptors and other birds of prey for food wherever they coexist.

City staff has communicated with two local bird experts. These experts indicate that feeding of Corvus is problematic for the following reasons:

- 1) Regular feeding can and often leads to concentration of Corvus where naturally they would not concentrate; and
- 2) Concentration of Corvus leads to unnatural increases in population; and
- 3) Increased population means greater competition for food and habitat with raptors and other birds of prey; and
- 4) Ultimately, this could result in loss of raptors and birds of prey in the coastal bluff area which could be detrimental to the health of the habitat of this and other areas on the Coastsides.

Note 1: The experts also indicate that feral cats represent a threat to many local and migratory birds in Half Moon Bay and on the Coastsides.

Note 2: The experts indicated that small backyard bird feeders are important and that any proposed regulations should not preclude them.

On October 4, 2022, the City Council conducted a workshop on the issue. Several members of the public spoke advocating for the preparation of an ordinance to restrict the feeding of wildlife in the City limits of Half Moon Bay. Following the public input, the City Council deliberated on the subject. The City Council requested that staff seek input from other local experts. The Peninsula Humane Society was contacted and agreed to send one of their wildlife specialists to speak to the community and City Council.

Conclusion

California Department of Fish and Wildlife (CDFW) have regulations in place that prohibit the feeding of wildlife in the State. CDFW has limited resources and capacity to respond to and engage in enforcement in the City. The City of Half Moon Bay has the authority to regulate the feeding of wildlife by local ordinance and there are examples from other California communities to base such regulations upon. The primary issue for the City relates to logistics and successful enforcement of a local ordinance.