

AGENDA
REGULAR MEETING OF THE
CITY OF KING CITY COUNCIL
AND
Sitting as SUCCESSOR AGENCY OF
THE RDA FOR THE CITY OF KING

TUESDAY MAY 10, 2016
6:00 P.M.

CITY HALL
212 S. VANDERHURST AVENUE
KING CITY, CALIFORNIA 93930

**Spanish interpretation services will be available at meeting*

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in a City meeting, Please contact the City Clerk's Office (831-386-5925) at least 48 hours prior to the Meeting to ensure that reasonable arrangements can be made to provide accessibility to the meeting.

** Please submit all correspondence for City Council PRIOR to the meeting with a copy to the City Clerk.*

- 1. CALL TO ORDER**
- 2. ROLL CALL:** Council Members Darlene Acosta, Belinda Hendrickson, Mike LeBarre, Mayor Pro Temp. Karen Jernigan, and Mayor Robert Cullen
- 3. FLAG SALUTE**
- 4. CLOSED SESSION ANNOUNCEMENTS**
- 5. SPECIAL PRESENTATIONS**

Senator Canella/ Alliance on Aging Proclamation Presentation

- 6. PUBLIC COMMENT**
Any member of the public may address the Council for a period not to exceed *three minutes* total on any item of interest within the jurisdiction of this Council that is not on the agenda. The Council will listen to all communications; however, in compliance with the Brown Act, the Council cannot act on items not on the agenda. Comments should be directed to the Council as a whole and not to any individual Council Member. Slanderous, profane or personal remarks against any Council Member, staff member or member of the audience is not permitted.
- 7. COUNCIL COMMUNICATIONS & COMMITTEE REPORTS**
Individual Council Members may comment on Council business, his or her Council activities, City operations, projects or other items of community interest. Council Members may also request staff to report back at a subsequent meeting on any matter or take action to direct staff to prepare a staff report for a future agenda.

8. STAFF COMMUNICATIONS

Comments presented by the City Manager, City Attorney or other staff on City business and/or announcements.

9. CONSENT AGENDA

The following items listed below are scheduled for consideration as a group. The recommendations for each item are noted. Members of the audience may speak on any item(s) listed on the Consent Agenda. Any Council Member, the City Manager, or the City Attorney may request that an item be withdrawn from the Consent Agenda to allow for full discussion. The Council may approve the remainder of the Consent Agenda on one motion. Items withdrawn from the Consent Agenda may be considered by separate motions at the conclusion of the discussion of each item.

A. Meeting Minutes of April 25, 2016 Council Meeting

Recommendation: approve and file.

B. Meeting Minutes of April 26, 2016 City Council Meeting

Recommendation: approve and file.

C. Consideration: City Check Register – April, 2016

Recommendation: receive and file.

D. Consideration: Ordinance Establishing a Program to Require Deconstruction, Demolition, and Construction Material Recovery and Diversion from Landfills

Recommendation: adopt an Ordinance establishing a program to require deconstruction, demolition, and construction material recovery and diversion from landfills.

E. Consideration: Addition of One Administrative Assistant Position

Recommendation: adopt a Resolution creating an additional full-time Administrative Assistant position and eliminating the part-time Deputy City Clerk position.

F. Consideration: Implementation of Convenience Fees for Credit Card Use for City Programs and Services

Recommendation: approve by motion the implementation of convenience fees (1.56% + .10 per transaction) for residents to use credit cards to pay City fees for programs and services.

G. Consideration: Modification of Pool and Recreation Salaries

Recommendation: approve by motion the modification of the Pool and Recreation salaries to reflect changes in the minimum wage that were implemented on January 1, 2016.

H. Consideration: Replacement of Four New Traffic Loops at the Intersection of San Antonio Drive and Broadway Street

Recommendation: 1) authorize the replacement of four traffic loops at the intersection of San Antonio Drive and Broadway Street; and 2) appropriate \$8,500 from the Traffic Safety Fund for this expense.

- I. Consideration: Support for AB 2730
Recommendation: approve, and authorize the Mayor to sign, a letter of support for AB 2730.

10. PUBLIC HEARINGS

- A. Consideration: Ordinance Addressing Car Canopies, Sheds and Shade Structures
Recommendation: open the public hearing, consider public testimony, introduce and conduct the first reading of the Ordinance, by title only, and set the second reading and adoption for the next regularly scheduled Council meeting of May 24, 2016.

11. REGULAR BUSINESS

- A. Consideration: Changes and Update Regarding City Council District Maps
Recommendation: direct staff to prepare a Council district election Ordinance for introduction at the May 24, 2016 meeting designating Map D3 as the district boundaries.

12. CITY COUNCIL CLOSED SESSION

Announcement(s) of any reportable action(s) taken in Closed Session will be made in open session, and repeated at the beginning of the next Regular City Council meeting as this portion of the meeting is not recorded.

1. Public Employee Performance Evaluation pursuant to Government Code Section 54957:
Title: City Manager
2. Liability Claim by Craig
Claims against City of King
Gov. Code Section: 54956.95
3. Liability Claim by Garcia
Claim against City of King
Gov. Code Section: 54956.95

13. ADJOURNMENT

**Minutes
City Council Meeting
April 25, 2016**

Item 9(A)

1. CALL TO ORDER:

Meeting was called to order at 6:02 PM by Mayor Rob Cullen.

2. FLAG SALUTE:

The flag salute was led by Mayor Cullen.

3. ROLL CALL:

City Manager Adams conducted roll call.

City Council: Mayor Cullen, Mayor Pro Tem Jernigan, Council Members Acosta, Hendrickson, and LeBarre

City Staff: City Manager, Steven Adams, City Attorney Martin Koczanowicz

4. PUBLIC COMMUNICATIONS:

None

5. PRESENTATIONS:

- A. Consideration: draft plans and receive public input relative to potential voting district boundaries.

Douglas Johnson, President, National Demographics Corporation presented King City Draft Districting Plans

Mr. Johnson went over the timeline for the districting explaining that changes to the ordinance need to be done prior to July.

Districting Criteria Federal Laws
Equal Population
Federal Voting Rights Act
No Racial Gerrymandering

Traditional Redistricting Principles
Communities of interest
Compact & Contiguous
Visible (Natural & man-made) boundaries
Respect for voters' choices
Planned future growth

Mr. Johnson when over the challenges of drawing the lines.

Draft Maps all meeting districting criteria Mr. Johnson went over are beginning with last hearing preference:

Draft B – creates an Eastern district (vacant D4)

Draft C – An alternative western district configuration (vacant D4)
Draft A – compact districts (vacant D4)

Mayor Cullen opened the Public Hearing.

Sharlene Hughes wondered how it was determined how many people live in one given house.
Mr. Johnson stated that it was based off of the 2010 Census.

Mayor Pro Tem Jernigan asked about the line for districts going down the middle of the street so that people living across the street from each other could be in different districts.

Mr. Johnson stated that yes the dividing line is the middle of the street.

Council Member Hendrickson wanted to know the difference in voters in Draft B and C of the maps.

Mr. Johnson went over the demographic slide of Draft B stating that Draft C is best balanced for registered voters and B is best balanced for eligible voters.

Mayor Cullen stated that the public narrowed their preference to B and C and ask if Mr. Johnson had a professional recommendation. Mr. Johnson said no he didn't.

Council Member Acosta asked if voting is based on age. Mr. Johnson stated it is citizenship and age of the total population.

Mayor Cullen asked for Map C to be put up on the screen. There was consensus of City Council of map C.

Mayor Cullen went over the process of what is going to happen.

Council Member Acosta ask if there was input between the meetings, City Manager Adams stated no.

Mayor Pro Tem Jernigan stated Maps are in her storefront. She encourages the public to voice their feelings.

Mr. Johnson asked the public to please not wait until May 24th to let the Council know about the maps and changes you would like to see.

ADJOURNMENT:

There being no further business to come before the City Council, Mayor Cullen adjourned the meeting at 6:30 pm.

Approved Signatures:

Mayor, Robert Cullen
City of King

City Clerk, Steven Adams
City of King

**Minutes
City Council Meeting
April 26, 2016**

Item 9(B)

1. CALL TO ORDER:

Meeting was called to order at 6:00 PM by Mayor Rob Cullen.

2. FLAG SALUTE:

The flag salute was led by Mayor Cullen.

3. ROLL CALL:

City Manager Adams conducted roll call.

City Council: Council Members Acosta, LeBarre, Hendrickson, Mayor Pro Tem Jernigan, and Mayor Cullen
City Staff: City Manager Steven Adams, Assistant City Attorney David Hale

RJ Rivera announced that there are translating services available.

4. CLOSED SESSION ANNOUNCEMENTS:

The item on the agenda will be moved to the May 10th meeting.

5. PRESENTATIONS:

Sharlene Hughes from the Recreation Commission presented a banner that will be seen in a lot of places in town promoting the Funds for Forden. \$16,100 has been raised so far. They are selling pickets for the fence to go around the park with names on them. 117 pickets have been sold so far with 33 pledged. The account has \$25,000 in impact fees from the City. They are having a drive-thru hamburger BBQ tomorrow night. They will have the banner up at the Fair.

6. PUBLIC COMMUNICATIONS:

Carlos De Leon attended the meeting last night for the districting maps and he feels that draft D3 is very similar to draft C that the Council is going with and he would like to see Council consider draft D3 as it seems cleaner without the little jog that comes down from section 1 into section 3.

7. COUNCIL COMMUNICATIONS:

Council Member Acosta stated that she had a meeting with Chief Adele Frese and they met with a group of women who are primarily Spanish speaking Grupo Amiga Campacina they work with victims and are learning to write restraining orders they provide a lot of services. There is no funding, but they are here to stay, dealing with victims of sexual assault. She would like them to come do a small presentation. They did a project with handkerchiefs with pictures on by children that are victims of violence all from South County.

Council Member LeBarre announced that there will be free bike safety training at the King City High School on Sunday May 8th from 9a.m.-1p.m. sponsored by TAMC. He also stated that the King City High School is going to get local control back this summer. Dr. Moirao will stay on an additional year as Superintendent.

Tutoring will be offered an hour before school and 3 hours after school. Fair dinner was great. He met with the principal of the Charter Art Magnet school who has set up a program for parents to learn how to use the computer to access their child's records and then help their children with their homework. Parents can come in from 9:30-4:30 daily. TAMC meeting tomorrow.

Mayor Pro Tem Jernigan was happy to report that there were about 100 people out at the Pinnacles to help celebrate the 100th birthday. About 1/3 of the people were from King City, 1/3 from surrounding gateway communities with the cooperation of the King City Chamber of Commerce and San Benito Chamber of Commerce and 1/3 were employees and visitors to the Pinnacles. She encouraged all to visit. Mayor Pro Tem Jernigan visited the Phoenix Academy which is a portion of Chalone Peaks middle school that services students that are struggling in one way or another. She talked to them about what they like in King City and what they don't like in King City. She challenged them to get involved in government and if they saw things that need change that they could send a letter to the council members or City staff. She encourages Council Members to volunteer their time there. She is concerned after hearing about the grass fire along highway 101 that there is a lot of debris in the creeks and river beds that need to be taken into consideration as far as clean-up. She met with Council Member LeBarre and the City Manager to talk about the plans for the new City sign on the corner of San Antonio and Broadway. Laurie Slaten and Phoebe Channey is interested in America in Bloom it is a program that looks at your landscaping in your town. There is a meeting tomorrow night at 6:00p.m. to start talking about that. The head of America in Bloom from Arroyo Grande is scheduled to speak at the Chamber/Rotary beatification BBQ.

Mayor Cullen stated that Fort Hunter Liggett is having a luncheon to continue to celebrate the 75th anniversary speaking on the history of Hunter Liggett. He is representing the City at a meeting for the Salinas Valley Fair board meeting. The Fair starts on May 12th. The Board of Supervisors is cutting the funding for the Historic and Cultural Affairs Manager and Museum Assistant from the parks budget. Those roles are important for the students that visit the museum. He sent a letter to the Board of Supervisors. Salinas Valley Mayors and City Managers meeting they discussed the Ag Employee Housing study and funding for it was discussed. Salinas Valley Solid Waste Authority will be taking over the day to day operations of the Jolon Road Transfer station starting September 1st. Reminder he will not be here June 14th.

8. CITY STAFF REPORTS AND COMMENTS:

City Manager Adams reported the budget is being wrapped up and should be ready a week in advance of the workshop which is scheduled for May 16th at 5:00p.m. He attended the Monterey Bay Economic Summit which provided some pretty good projections for the next couple of years. The Chief recruitment in final stages and hope to have an announcement mid-May. The majority of the PG&E LED lights are switched out and second phase will be for extra lights will be put in soon. The current sign at the end of Broadway is scheduled to be removed on Thursday. Emergency Disaster Preparedness Plan is being finalized, reaching out to other stake holders, hospital, schools and Cal Water.

Octavio Hurtado, City Engineer updated the Mayor and City Council on Salinas River project. County submitted their permits last fall and expect them to receive them this summer. The permit includes sediment in the San Lorenzo Creek. The permit is a joint event between all the land owners. San Lorenzo Creek is a special relationship with the county. Council Member Hendrickson wanted to know if any cleaning would be done. City Engineer stated that along the Salinas River yes. San Lorenzo creek sediment cannot be removed it can only be moved up stream. The City has no money to do any clean up at this time. Mayor Pro Tem Jernigan feels that the City should send out a letter to the Army Corps of Engineers and the farmers with heavy equipment so they are aware we are in need of equipment to help clear the river and creek beds.

City Attorney David Hale had no updates.

9. CONSENT AGENDA

- A. Meeting Minutes of March 22, 2016 Council Meeting
- B. Meeting Minutes of April 12, 2016 Council Meeting
- C. Meeting Minutes of April 16, 2016 Special Council Meeting
- D. Consideration: City Check Register – March 2016
- E. Consideration: Successor Agency Check Register – March 2016
- F. Consideration: Public Financing Authority Check Register – March 2016
- G. City Monthly Treasurer's Report- March 2016
- H. Successor Agency Monthly Treasurer's Report- March 2016
- I. Public Financing Authority Monthly Treasurer's Report- March 2016
- J. Consideration: Resolutions Re-Establishing Staggered Terms for the Planning Commission and Recreation Commission
- K. Consideration: Successor Agency Resolution Authorizing the City Manager/Executive Director Steven Adams to Execute Certificates of Disposition and of Acceptance for Deeds and Other Conveyances.
- L. Consideration: Sale of City Parcel Number 026-351-036-000
- M. Consideration: Labor Agreement with the King City Police Officers Association
- N. Consideration: Resolution Authorizing Examination of Sales, Use and Transactions Tax Record

Mayor Pro Tem Jernigan pulled Item D, E and F.

Action: Motion to approve item A,B, C, G, H, I, J, K, L, M,N by LeBarre and seconded by Hendrickson

Mayor Pro Tem Jernigan would like to see the letter from Cassie Russo and the comments from the City survey. She went to look at the vacant land that is being offered for sale and she feels comfortable now with that location. On the Resolution on Examination of Sales, Use and Transactions Tax Record she would like to see the City collect all of the sales tax that the City is entitled to and she doesn't feel that it is being done currently.

AYES: Council Members: Mayor Cullen, Mayor Pro Tem Jernigan, Acosta, LeBarre and Hendrickson

NOES: Council Members:

ABSENT: Council Members:

ABSTAIN: Council Members:

Mayor Pro Tem Jernigan commented on Items D,E and F, City Check Registers, she is concerned about the amount of money being spent and she has requested to look at any amounts that are over \$20,000. She feels as a Council that they are responsible for being transparent so she is not voting in favor of those.

Action: Motion to approve item D,E, and F by LeBarre and seconded by Hendrickson

AYES: Council Members: Mayor Cullen, Acosta, LeBarre and Hendrickson

NOES: Council Members: Mayor Pro Tem Jernigan

ABSENT: Council Members:

ABSTAIN: Council Members:

10. PUBLIC HEARINGS:

10a.Consideration: Ordinance Establishing a Program to Require Deconstruction, Demolition and Construction Material Recovery and Diversion from Landfills

Recommendation: conduct a public hearing and introduce the first reading of an Ordinance establishing a program to require deconstruction, demolition and construction material recovery and diversion from landfills and schedule second reading and adoption for the next regularly scheduled meeting.

City Manager Adams introduced this item.

Patrick Mathews General Manager of Salinas Valley Solid Waste Authority stated that this a critical component of the new state mandates. The state has requested through their agency that all there members craft an ordinance. It will be administered by the Building Official and the Solid Waste Authority will be the recording agency.

Mayor Cullen opened the public hearing for testimony, seeing no one come forward he closed the public hearing.

Council Member LeBarre is concerned about being fined for \$10,000 as day. Mr. Mathews stated that the state is going to see that the City has a program in place and making a good faith effort to implement the program.

Mayor Pro Tem Jernigan is concerned about the rules the City makes being business friendly and she wondered what all the contactors in our town would think. She also is concerned about the work load for the Building Official.

Paul Hodges the Chief Building Official stated that the contractors in town are in compliance already and that the Building Department could use more staff to do some of the paper work that takes up the time that he could be doing inspections. He stated that large projects like Nino would be the ones that would be effected.

Mayor Pro Tem Jernigan is concerned about the fee that will be charged to the customer.

City Manager Adams stated that we would incorporate it in to the fee schedule that would be brought before the council next month.

Mayor Pro Tem Jernigan would like to hear from the business' if they feel that this is fair.

Council Member Acosta clarified that this is a mandate by the state.

City Manager Adams stated that regionally we are complying with our goals individually we are not where we need to be and this is the most logical option to get us where we need to be to be a good partner with in the region.

Paul Hodges, Chief Building Official stated that the large contractors know about this program because of the green program and other jurisdictions.

Mayor Pro Tem Jernigan wanted to know if the Building Official feels that contractors know. Mr. Hodges stated that since it pertains to the larger contractors that they know. He stated it has been in the books for a long time. Mayor Pro Tem Jernigan commented that now they would get a fee. Mr. Hodges stated that the City Council can make the fee whatever they would like.

Mayor Cullen ask for a motion.

Action: Motion by Acosta to introduce the first reading of an Ordinance establishing a program to require deconstruction, demolition and construction material recovery and diversion from landfills and schedule second reading and adoption for the next regularly scheduled meeting, seconded by LeBarre

AYES: Council Members: Mayor Cullen, Acosta, LeBarre, and Hendrickson

NOES: Council Members:

ABSENT: Council Members:

ABSTAIN: Council Members: Mayor Pro Tem Jernigan

11. REGULAR BUSINESS:

11a. Consideration: Presentation of Regional Intersection Control Evaluation of Broadway Street at San Antonio Drive/Us 101 Northbound Ramp Terminals

Recommendation: direct staff to submit a FY16-17 AB2766 grant application through the Monterey Bay Air Resources District to fund preparation of a Project Study Report – Project Development Support (PSR/PDS) project initiation document.

City Engineer Octavio Hurtado introduced this item and the consultant from TAMC Sean Houck.

Sean Houck, P.E. Project Manager, did a presentation of the study that was done for the intersection of Broadway Street/San Antonio Drive/US101 Ramp Intersection. AB2766 Grant Program is the grant that would be applied for and this intersection meets the requirements. The application is due June 24, 2016. This project would take about 6 years to complete.

Next steps would be to start project development in partnership with Caltrans, Identify Sources of Funding (TAMC, Monterey Bay Air Resources District), Preliminary Engineering and Environmental Clearance.

Mike Zeller Principal Transportation Planner, TAMC, stated that from TAMC's perspective this intersection is a perfect candidate for a roundabout.

Council Discussion:

Mayor Cullen strongly supports this project.

Council Member LeBarre stated that a roundabout looks like a good project for us. He wanted to know where Gonzales is compared to King City as far as a timeline.

Mike Zeller stated that they are in the similar place as King City.

Mayor Pro Tem Jernigan stated from a safety point of view she feels the roundabout is a good idea. She wanted to know if the City would need to purchase more land. City Engineer stated the City no land would need to be purchased. She would like to know what the land owners around there think. She likes that there is no or low use of electricity. She is skeptical with how long it is going to take. She asked if the City has spent money on the City Engineer already. She asked if money was going to be spent on the City Engineer to put in the grant application. He said \$2500.00. He went over the time-line and when the sources of money would be available.

City Manager Adams stated that these projects take a long time and it is good to get started early also stating that the funding would be from grants and that local shares would come from Development Impact Fees. City Manager Adams expressed that as the City develops this intersection is going to become a bigger problem so having a solution that is supported by TAMC and Cal Trans in place is a huge step ahead in terms of moving forward.

Mayor Cullen clarified that what was before us tonight is whether or not to move ahead with the submittal of AB2766 grant application at an estimated cost of \$2500.00.

Council Member Acosta wanted to clarify what was before the Council tonight which the Mayor just did and that she doesn't care for roundabouts however the staff report was good in answering so many questions and there is a great need.

Public Comments:

Sharlene Hughes remembered when this was talked about 20 years ago. She feels that this intersection is the perfect space for a roundabout.

John Bauke, Smith-Monterey the Downtown Addition did a traffic analysis and this intersection was conducive to a roundabout. He commended the City Manager for getting this project started.

Mayor Cullen called for a Motion.

Action: Motion by LeBarre to direct staff to submit a FY16-17 AB2766 grant application through the Monterey Bay Air Resources District to fund preparation of a Project Study Report – Project Development Support (PSR/PDS) project initiation document., seconded by Hendrickson

AYES: Council Members: Mayor Cullen, Mayor Pro Tem Jernigan, Acosta, LeBarre, and Hendrickson

NOES: Council Members:

ABSENT: Council Members:

ABSTAIN: Council Members:

11b. Consideration: Alternatives and Issues Related to the Proposed Medical Marijuana Tax Measure
Recommendation: provide direction on features of the proposed medical marijuana tax measure.

City Manager Adams introduced this item. The purpose tonight is to start a discussion and to get some preliminary direction from City Council on how to basically structure the tax. City Manager Adams introduced David McPherson with HDL.

Mr. McPherson gave a presentation on Things to Consider in Developing Tax, Other Ballot Initiatives Statewide Cultivation, Tax Rates by Percentage Non-Cultivation Other Agencies, Tax Rates by Square Foot Cultivation Other Agencies, Gross Receipts Tax Options, Square Footage Tax Options, Square Footage Business Tax Scenario (66,000 Sq. ft.), Next Steps: Create a resolution authorizing the City to establish a Medical Marijuana Business Tax, Develop a Business Tax Ordinance establishing the tax and requirements.

Council Discussion:

Mayor Cullen wanted to go over the gross receipts vs. square feet. He wanted to know Mr. McPherson's professional recommendation and then stated that whatever the City comes up with needs to be simple. The Mayor stated it seems that square feet is simpler because it is less subjective. Mr. McPherson stated for cultivation square feet is the way to go. He feels manufacturing should be based on gross receipt. Mayor Cullen stated he is thinking 50 years down the road which he feels there should be some adjustment over time. Mr. McPherson stated that if you did a CPI over time it could get inflated out.

Mayor Pro Tem Jernigan is interested in hearing from the people who this would affect. She feels it is anti-business to keep taxing people over and over again. She clarified about sales tax and the consultant stated it does not involve sales tax.

Council Member LaBarre wanted clarification on the canopy and square footage not applying to the entire size of the building. Mr. McPherson stated that ordinance could make the specification or it could be an administrative ruling what would clarify what would define the taxing component. He deferred to the City Attorney for recommendation. Assistant City Attorney David Hale stated that canopy definition can mean the size of the plant or it can be mean the roof of the building. The state has not determine how they will determine this statute. The City will define this in the ordinance.

Assistant City Attorney David Hale also stated that under proposition 218 and 26, the City has to define a methodology in the ordinance that you do not change to preclude the City from going back to the public for another vote, to have flexibility it must be contained in the ballot measure and ordinance. Once the decision is made and it is voted on then the City is stuck with that unless the City goes back to the voters for a change.

Council Member Acosta is happy that this is going on to the ballot. She clarified the purpose for this is to deal with the tax that will be accumulated by the City. Mr. McPherson stated yes; however, the wording needs to be for medical and non-medical as permitted by state and local law so when the time comes to deal with recreational that it does not have to go back for a vote.

Mayor Cullen clarified with Assistant City Attorney David Hale that the City had to put this on the ballot as it deals with tax. Attorney David Hale stated that whether it is a special tax or general tax it has to go out for voter approval. Mayor Cullen clarified that this vote needs a 2/3 majority. Attorney Hale stated it depends on what you do with it, adopting a tax that goes into the general fund it would be a general majority vote. If it is earmarked for a specific purpose, then it requires 2/3 majority.

Council Member Acosta wanted to clarify that the City is giving guidelines what goes to the ballot.

Assistant City Attorney David Hale stated the purpose tonight is to give Mr. McPherson the ability to draft an ordinance on how City Council wants to levy this tax.

Mayor Pro Tem Jernigan asked Mr. McPherson what the vote was during his experience. Mr. McPherson stated that 84% approved it. She wanted to know if there was someone who promoted it. He said no. She wants the wording simple enough so the people understand how it is being taxed. Mr. McPherson stated that the initial tax is so much per square foot not to exceed a certain amount per square foot. Mayor Pro Tem Jernigan wanted to know if the tax is once a year. Mr. McPherson stated yes. He went on to say on the administrative end it could be worded so that it could come in monthly instead one lump sum a year. She wanted to know if that is some direction that the City Council would give now. City Manager stated he would need to talk to the Finance Director, but he believed their recommendation would be quarterly.

Council Member LeBarre stated his preference is to set something in place that the businesses can count on and not have an increasing amount. He would prefer an amount on the lower side. He wants it structured properly to grow something long term to keep the businesses here.

Mayor Cullen asked if the not to exceed is created by resolution. Mr. McPherson stated yes that can be changed by resolution.

City Manager Adams stated that staff's recommendation from and budget standpoint would be that there be some way for the revenue to grow overtime by some amount on an annual basis.

Council Member LeBarre asked if a delay in the increase of 3-5 years be something that staff could work with.

Public Comments:

Brandon Gesicki, grower stated that with having a large capital investment and wanting to compensate their staff well and wanting to be in this business for a long time they are comfortable with 22,000 square feet of grow space be taxed. That only the grow space be taxed whatever size that is. On manufacturing there is not a lot of good data on manufacturing, maybe be a limit on licenses and for a few years pay a fee on the license and look at increasing it down the road. Transportation and distribution license will be important and for the City to issue those. They would like the transporter be a local King City entity so they don't have to go out of town for that. Square footage tax would be the preferred way and quarterly would be good. They feel they have been treated well and they want to pay their fair share and be a good business partner and they would pay more down the road as it will take a year or 18 months to get everything established. Manufacturing on a license fee basis and subject to review every year.

Ron Glantz would like to thank the Council for even asking their opinion. Since there is no data on manufacturing it is difficult to do square footage and a one-time fee makes more sense. Square footage on the cultivation if done on a canopy basis depending on how many licenses are issued and down the line the state only issues a certain amount of licenses and then they are not able to get a license for the square footage that is not going to work either. Keeping the taxes in the City and that is where the distribution and transportation licenses come into play and is a move as they need to have something that says they can distribute throughout the state. Thanked the Council for allowing them to throw out ideas. Look forward to working with the City.

Rob Barouk partner stated the purpose of bringing all of this in front of the City Council is for some certainty as they are running a business and they need to have a plan in place to know how much they are going to grow and initially know what the price will be and what they will get for it. They need to know the tax structure. The fairer for them the more money the City makes.

John Baulke commented on equity between business and the issue on stacking and there shouldn't be any inequity between what they are paying per plant or per square footage.

City Manager stated that at this time staff's recommendation is to prohibit stacking initially due to the concern with environmental review in terms of water concerns as the number of licenses are going to exceed more than was initially thought. It would simplify things and let applicant move forward faster with prohibiting stacking at this time.

Mayor Cullen got a consensus from Council on no stacking at this time.

City Manager clarified that it will be back in June not May.

Mayor Cullen stated on the cultivation it seems that the City is leaning towards square foot on canopy space.

Assistant City Attorney David Hale interjected that if you charge a fee instead of a tax those are two different animals from a financing point of view. A tax you can pick and choose depending on market availability what you want that tax to be. In the context of the fee it has to be equivalent to the cost related to the purpose for which you charge that fee. City Manager feels that the City is talking about a lump sum tax.

Mayor Cullen stated that City Council is leaning towards cultivation by square footage on "canopy".

Assistant City Attorney David Hale stated that there is a definition for canopy for the regulatory and the tax purposes.

Mayor Cullen wants it to be simple and predictable for the business' in layman's terms.

Council Member LeBarre would like to leave out the word canopy to keep the confusion out. He wants to tax on the square feet.

Brandon Gesicki stated that the flowering stage is the only part they should be taxed on not on the babies. Mr. McPherson stated that they don't want to be taxed on dead space.

City Manager Adams needed some clarification about the nursery and if the canopy includes the babies. The state has no restrictions on the size of the nursery and it makes it difficult on the analysis water impact. He was under the impression that the babies would be included in the 22,000 square feet.

City Council Acosta stated that the City wanted to move forward before the state made a decision and we don't know what to do. She feels that the nursery would still need to pay their rent.

City Council LeBarre feels we are over thinking this. Nurseries are a whole other entity. He is frustrated about the water, as hydroponics is 10% of whatever is done outside. The fact is that they can only grow 22,000 square feet of mature plants. He wants to build a long term relationship that provides a continual revenue for the City. Everything that he has read water usage is minimal. Stick to a simple tax.

Mayor Cullen asked if the applicant is comfortable with a tax based on the permit level, applicant is good with it, staff is good with it. City Attorney is asking Mr. McPherson what other Cities are doing. Assistant City Attorney stated that he is good with square feet.

Mayor Pro Tem Jernigan wants something that it should be simple, business friendly, easy to enforce and predictable for the applicant. She doesn't like the word canopy.

Consensus on square footage.

Mayor Cullen is looking for help on dollar amount.

City Manager Adams stated no CPI increases for the first 3 years and after that the City Council would have the ability to apply an increase up to the maximum of the CPI. All of Council except Mayor Pro Tem Jernigan were in consensus at this point. Mayor Pro Tem Jernigan wants to know what the applicants think first. Applicants feel this is fair. Mayor Cullen gave direction to Mr. McPherson to structure the ordinance to include in the wordage of what City Manager Adams stated.

Mr. McPherson gave a number of 2.5 % as a starting point. Mayor Cullen asked the applicants if that is a fair number. Brandon Gesicki stated they were thinking more along the line of \$25.00 for the first 3000 square feet and \$5.00 for every foot after, looking at it again in 3 years.

Mayor Cullen is not in favor of the two numbers starting at one square footage and dropping down. Mayor Pro Tem Jernigan would like a flat rate. Council Member LeBarre stated that he was originally in favor of a flat rate per square foot. He feels it is the simplest however he feels the tier may benefit the City more when dealing with a small square foot building.

Mayor Cullen would like to write the ballot measure using the wordage "up to a \$15.00 per square foot". He likes up to \$15.00 per square feet, no increases for 3 years, increases years after up to CPI via council resolution. The applicant thinks the dollar amount is an odd number. Mayor Cullen is trying to give

flexibility on both sides so that a future Council would not have to go back for another ballot measure. He wants to protect the City by giving a mechanism to increase it and some level of certainty for the business.

Council Member Acosta doesn't want to start a practice of industry coming to negotiate their price with the City.

Council Member LeBarre suggested \$50,000 plus \$5.00 per square feet for the permit with a cost of living increase after 3-5 years by council with a limit of 10 or 15 over time. Mayor Cullen stated that that is based on every applicant doing 22,000 square feet. Council Member LeBarre stated that is why he likes the tier better.

City Manager Adams ask the consultant when the other valley cities will know a number they will be working with. Mr. McPherson stated the \$15.00 is on the low end.

Council Member LeBarre would like to see the \$25.00 tier.

Mayor Cullen wants to focus on the structure and worry about the dollar amount at the first reading.

Mr. McPherson stated that the state is doing 5000 square feet. Mayor Cullen would like to know the Councils thoughts on the tiered structure with a base of first 5000 square feet.

Council Member Acosta is not comfortable with industry negotiating on how their business will go. She doesn't want it to be at the City's expense.

Council Member LeBarre likes the tier structure based on first 5000 square feet at one-dollar amount and a lower dollar amount on other square feet.

Council Member Hendrickson is comfortable with that.

Mayor Pro Tem Jernigan doesn't like the tier structure she likes flat rate. Attracting larger vs. small she is against that as she is a small business promoter. She is for win-win. She agrees with Mayor Cullen to figure out the number and make it simple. She wants to ask less to entice people to come into our town.

Council Member Acosta stated that this concept was negotiated based on allowing marijuana cultivation because it was bringing in job and tax revenue and now we are going to limit our ability to grow from those things because this is a new industry that may or may not make it which she feels is not part of the Councils job to determine.

Mayor Cullen stated that the ballot measure for cultivation be permitted by square feet based on the state permit, that we set a dollar amount for the first \$5000 square feet and a lower amount thereafter, there is no increase for the first 3 years and then the ability for Council to increase up CPI thereafter, be collected quarterly. He would like staff to draft it this way for tonight. Coming back for a dollar amount.

The applicant is fine with the concept but disagrees with what Mr. McPherson on the number he throughout. The other cities number is not going to be as high. Everyone is watching what others are doing to undercut. They want to get the best and fairest deal. They want to do transportation and distribution licenses.

Mayor Cullen would like to move on to manufacturing discussing it as an annual lump sum tax.

Mr. McPherson suggested an amount plus CPI so it would be a flat rate plus CPI. He stated that 30% is manufacturing. Mayor Cullen is concerned with taxing manufacturing too low. He would like to know if the City can limit the amount of licenses they issue. City Attorney stated the City could but the City would

need to think through how they would limit them. City Manager Adams wanted to know if some of the Cities were contracting with HDL to audit their licenses. Mr. McPherson stated yes.

Mayor Cullen asked what the applicant preferred. Brandon Gesicki stated they preferred per license tax. They think a limit is fine. They want to remain competitive in the amount so they don't have to go elsewhere.

Mayor Cullen likes the concept of per license with CPI with a three year wait with a review every year. Council consensus on this.

Mayor Cullen would like staff to review transportation and distribution and put it on as a business item on the next meeting.

11c. Consideration: Letter to the California Public Utilities Commission Requesting a Denial or Delay of California Water Service Company Rate and Consolidation Request

Recommendation: approve, and authorize the Mayor to sign, a letter to the California Public Utilities Commission (PUC) requesting them to deny or delay the request from California Water Service Company (Cal Water) for consolidation of water districts involving King City and a water rate increase.

City Manager Adams introduced this item.

Council Member LeBarre stated that this is providing another voice for our community to let the CPUC an idea of our issues in our City.

Justin Scar with Cal Water stated that the majority of the increase is related to infrastructure in King City no rate increases no replacement on infrastructure in King City. They need to increase the customer base so it consolidated with Salinas.

Council Member LeBarre feels this is a wrong time for a rate increase.

Mr. Scar suggested that the letter be constructed differently. Council Member LeBarre is agreeable.

Mayor Cullen would like to approve the letter with changes and authorize Council Member LeBarre make the changes working with Cal Water.

Council Discussion:

Mayor Pro Tem Jernigan understands that Council Member LeBarre is passionate about this which she appreciates; however, she knows that he has brought up the use of public owned water and she is not in favor of that, the treating of and transporting is so complicated and the City should not be doing that. She likes the first paragraph, but she doesn't understand regulatory burdens she doesn't understand, to say the Council agrees and supports the March findings she hasn't read so she can not endorse that, regional cost sharing she doesn't want to take a stand on one way or another. She does not want the letter to say the Council agrees because they don't.

Mayor Cullen called for a Motion.

Action: Motion by Acosta to authorize Council Member LeBarre to work with Cal Water to draft a letter for staff review to the California Public Utilities Commission (PUC) requesting them to deny or delay the request from California Water Service Company (Cal Water) for consolidation of water districts involving King City and a water rate increase to authorize the Mayor to sign, seconded by LeBarre

AYES: Council Members: Mayor Cullen, Acosta, LeBarre,

NOES: Council Members: Mayor Pro Tem Jernigan

ABSENT: Council Members:
ABSTAIN: Council Members: Hendrickson

ADJOURNMENT:

There being no further business to come before the City Council, Mayor Cullen adjourned the meeting at 9:59 pm. to Closed Session.

Approved Signatures:

**Mayor, Robert Cullen
City of King**

**City Clerk, Steven Adams
City of King**



Item 9(C)

REPORT TO THE CITY COUNCIL

DATE: MAY 10, 2016
TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL
FROM: STEVEN ADAMS, CITY MANAGER
BY: PATRICIA GRAINGER, ACCOUNTANT
RE: CITY CHECK REGISTER

RECOMMENDATION:

It is recommended City Council receive and file.

BACKGROUND:

At least once a month, the City Treasurer shall submit to the City Council, a copy of the check register.

DISCUSSION:

The purpose of this item is to provide the Council an opportunity to review and monitor ongoing expenditures. These documents are attached.

COST ANALYSIS:

There is no fiscal impact as a result of this action.

ALTERNATIVES:

The following alternatives are provided for Council consideration:

1. Receive and file the report; or
2. Provide other direction to staff regarding requests for additional information.

CITY COUNCIL/CITY
CITY CHECK REGISTER
MAY 10, 2016
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Exhibit No.

Exhibit(S)

1. Check Register Report

Submitted by: Patricia Grainger
Patricia Grainger, Accountant

Approved by: SA
Steven Adams, City Manager



Item 9(D)

REPORT TO THE CITY COUNCIL

DATE: MAY 10, 2016

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: STEVEN ADAMS, CITY MANAGER

RE: CONSIDERATION OF ORDINANCE ESTABLISHING A PROGRAM TO REQUIRE DECONSTRUCTION, DEMOLITION AND CONSTRUCTION MATERIAL RECOVERY AND DIVERSION FROM LANDFILLS

RECOMMENDATION:

It is recommended the City Council adopt an Ordinance establishing a program to require deconstruction, demolition and construction material recovery and diversion from landfills.

BACKGROUND:

In 1989, Assembly Bill 939, known as the Integrated Waste Management Act, was passed because of the increase in waste stream and the decrease in landfill capacity. As a result, the California Integrated Waste Management Board was established, along with requirements for a disposal reporting system. AB 939 required jurisdictions to meet diversion goals of 25% by 1995 and 50% by the year 2000. AB 939 also established an integrated framework for program implementation, solid waste planning, and solid waste facility and landfill compliance.

Beginning in 2011, the California Building Standards Code ("CalGreen Code") required 50% waste diversion from all new construction and demolition projects requiring building permits. Local jurisdictions may adopt the requirements of the CalGreen Code or they may adopt construction and demolition diversion requirements of their own that are more stringent. Since construction and demolition materials comprise 30% of the waste stream and are highly recyclable, many jurisdictions have adopted their own construction and demolition ordinances.

**CITY COUNCIL
CONSIDERATION OF ORDINANCE ESTABLISHING A PROGRAM TO
REQUIRE DECONSTRUCTION, DEMOLITION AND CONSTRUCTION
MATERIAL RECOVERY AND DIVERSION
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The proposed ordinance was modeled after one recently approved by the City of Salinas. It was presented to the City Council and introduced for first reading at the April 26, 2016 meeting.

DISCUSSION:

As a member of the Salinas Valley Solid Waste Authority, King City complies with the California Integrated Waste Management Act on a regional basis. Efforts are coordinated by the Authority and waste stream and diversion data is reported for the entire region. Therefore, it is important for the City to participate in regional programs to avoid negatively impacting the ability of the region to meet the overall required diversion targets.

The City was recently contacted by representatives of the Salinas Valley Solid Waste Authority with a request to implement a construction and demolition diversion program. A model ordinance was developed by the Authority and the Monterey County Integrated Waste Management Task Force. All other cities in the Salinas Valley have already adopted the ordinance.

Under the proposed ordinance, contractors will be required to divert from the landfill 100% of inert solids and at least 50% of the remaining construction and demolition debris. Contractors will also be required to comply by submitting a waste reduction and recycling plan.

COST ANALYSIS:

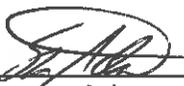
The ordinance authorizes the City Council to establish a fee by resolution to pay for the costs of administering the program, which will be included when the Master Fee Schedule is updated in June.

ALTERNATIVES:

The following alternatives have been identified for City Council consideration:

- 1) Adopt the proposed ordinance;
- 2) Delay approval and request changes;
- 3) Do not introduce the ordinance and limit the City's efforts to the current Building Code; or
- 4) Provide other direction to staff.

Prepared and Approved by:



Steven Adams, City Manager

ORDINANCE NO. _____ (N.C.S.)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KING ESTABLISHING A PROGRAM TO REQUIRE DECONSTRUCTION, DEMOLITION AND CONSTRUCTION MATERIAL RECOVERY AND DIVERSION FROM LANDFILLS

WHEREAS, the City Council of the City of King hereby finds and determines that the City is committed to protecting the public health, safety, welfare and environment by compliance with AB 939, achieving a minimum of 50% reduction of tonnage going to landfills; and

WHEREAS, in order to meet the aforesaid mandate, the Legislature of the State of California, by enactment of the California Integrated Waste Management Act of 1989 and subsequent additions and amendments (codified at California Public Resources Code section 40000 et seq.) requires the City to promote the reduction of solid waste and reduce the stream of solid waste going to landfills through the preparation, adoption and implementation of source reduction and recycling elements; and

WHEREAS, failure to achieve reduction goals and implement diversion programs may subject the City to penalties of up to \$10,000 per day; and

WHEREAS, the California Green Building Standards Code (CalGreen Code) requires 50% waste diversion from all new construction and demolition projects requiring building permits, as well as specific additions and remodels; and

WHEREAS, the City adopted the CalGreen Code by reference in December 2013; and

WHEREAS, debris from demolition and construction of buildings represents a large portion of the volume of waste presently generated within the City, and much of said debris is particularly suitable for reuse; and

WHEREAS, the City's commitment to the reduction of waste and to compliance with State law requires the establishment of programs for recycling and salvaging construction and demolition materials; and

WHEREAS, the City Council recognizes that requiring demolition and construction debris to be diverted from landfills and reused may in some respects add modestly to the cost of construction and demolition projects, but in other respects may make possible some cost recovery and cost reduction; and

WHEREAS, adoption and implementation of the proposed "Deconstruction, Demolition and Construction Material Recovery and Diversion from Landfills Ordinance" is necessary in order to protect the public's health, safety, and welfare and to achieve the 50 % reduction of materials going to landfills.

NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF KING CITY as follows:

SECTION 1: All of the recitals set forth above are true and correct to the best of its knowledge, and by this reference, are incorporated herein as findings.

SECTION 2: Article I-C of Chapter 9 of the King City Municipal Code is hereby amended as follows:

Sec. 9-4.1. – Amendments to the Green Building Code.

The following changes and modifications are hereby made to Sections 4.408 and 5.408 of the California Green Building Code referenced in Section 9-4:

- (a) Replace Sections 4.408 and 5.408 of the California Green Building Code with requirements of the “Ordinance of the City Council of the City of King Establishing a Program to Require Deconstruction, Demolition and Construction Material Recovery and Diversion from Landfills” which is set forth in Section 9-4.2, et seq.:

Sec. 9-4.2. Definitions

For purposes of this article the following definitions apply:

- (a) “Bonafide processor/facility” means: A facility which recycles, composts or otherwise recovers materials or a re-use facility for which a permit has been issued by the Monterey County Integrated Waste Management Task Force.

A facility may be certified if the owner or operator of the facility submits documentation satisfactory illustrating:

1. That the facility has obtained all applicable Federal, State, and local permits, and is in full compliance with all applicable regulations; and
2. The percentage of incoming waste from construction, demolition and alteration activities that is diverted from landfill disposal meets the required minimum percentages set forth in this article; and
3. All loads are weighed by scale(s) certified as accurate by the County of Monterey, Division of Weights and Measures.

(b) "Contractor" means any person or entity holding, or required to hold, a contractor's license of any type under the laws of the State of California, or who performs (whether as contractor, subcontractor or owner-builder) any construction, demolition, remodeling, or landscaping service relating to buildings or accessory structures in the city of King .

(c) "Construction" means all building, landscaping, remodeling, addition, removal or destruction involving the use or disposal of Designated Recyclable and Reusable Materials as defined below.

(d) "Construction and Demolition debris" or “C&D debris” means) means recyclable and non-recyclable waste building materials, packaging and rubble resulting from construction, remodeling, repair and demolition operations on pavements, foundations, houses, commercial buildings and other structures, and includes mixed waste, with more specific definitions for the purposes of this chapter, as follows:

1. Discarded materials generally considered to be not water soluble and non-hazardous in nature, including but not limited to steel, glass, brick, concrete, asphalt material, pipe, gypsum, wallboard, and lumber from the deconstruction, demolition and construction of a structure as

part of a construction or demolition project or from the renovation of a structure and/or landscaping, and including rocks, soils, tree remains, trees, and other vegetative matter that normally results from land clearing, landscaping and development operations for a construction project.

2. Clean cardboard, paper, plastic, wood, and metal scraps from any construction and/or landscape project.
3. Non-construction and demolition debris wood scraps.
4. Non-hazardous wastes that are generated at construction or demolition projects provided such amounts are consistent with best management practices of the industry; hazardous wastes such as materials contaminated with asbestos and lead-based paint are specifically excluded from C&D debris.
5. Mixing of construction and demolition debris with other types of solid waste will not be classified as material recovery for C&D debris and will be charged as solid waste.

(e) "Covered project" means any construction, demolition or renovation project that requires a permit and is subject to the diversion and reporting requirements set forth in this article, except as defined in Section 09.04.080.

(f) "Demolition/Deconstruction" means the removal or destruction involving the use or disposal of Designated Recovered and Reusable Materials as defined below.

(g) "Designated recyclable and reusable materials" means:

1. Masonry building materials and all products generally used in construction, including but not limited to, asphalt, concrete, rock, stone and brick.
2. Wood materials including any and all dimensional lumber, fencing or construction wood that is not chemically treated, creosoted, CCA pressure treated, contaminated or painted.
3. Vegetative materials including trees, tree parts, shrubs, stumps, logs, brush or any other type of plants that are cleared from a site for construction or other use.
4. Metals including all metal scrap such as, but not limited to, pipes, siding, window frames, doorframes, slate and fences.
5. Roofing Materials, including wood shingles as well as asphalt, stone and slate based roofing material.
6. Salvageable Materials, including but not limited to wallboard, doors, windows, fixtures, toilets, sinks, bath tubs, architectural remnants, and appliances.
7. Any other materials which the city or designee determines can be recycled or reused due to the identification of a recycling facility, reuse facility, or market accessible to the city, including facilities which can further sort mixed C&D Debris through mechanical and/or manual processes in order to remove additional materials for reuse or recycling.

(h) "Exclusive franchisee" means any person or association, or the agents or employees thereof, with whom the city shall have duly contracted under the terms hereinafter set forth in this article to collect, transport through the streets, alleys, or public ways of the city, and dispose of, all solid waste produced and/or collected within the limits of the city.

(g) "Hardscape Improvements" means swimming pools, driveways, parking lots, walkways, patios and decks.

(h) "Hazardous Materials" means any construction or demolition debris, such as asbestos or lead-based paint that exceeds State of California thresholds for such classification, and is required to have special disposal procedures. Hazardous materials are specifically excluded from C&D Debris.

(i) "Inert solids" means concrete, fully cured asphalt, asphalt roofing shingles, brick, ceramics, clay and clay products.

Sec. 9-4.3. Transportation of Demolition and Construction Debris

In accordance with Chapter 14, Sections 14-10-070 and 14-10-110 of the municipal code, it is unlawful for any person or business, other than the city's exclusive franchisee, to collect or transport any C&D debris within the city. Accordingly, any generator of C&D debris within the city must enter into a contract with the exclusive franchisee for the removal of C&D debris, unless one or more of the following conditions are met:

1. In cases where recyclable materials are source separated from C&D debris for sale or donation including, but not limited to those collected through private arrangements between the generator and the collector and where the generator is not paying for the material to be removed, as defined in Chapter 14, Section 14-12.a.2 of the municipal code; or
2. C&D debris (a) removed from a premises by a licensed contractor as an incidental part of a total construction, remodeling or demolition service offered by that contractor, rather than as a separately contracted or subcontracted hauling service using storage vehicles (debris boxes removed from vehicle do not comply) or similar apparatus, or (b) directly loaded into a fixed body vehicle owned by either the generator or generator's employee and hauled directly to a bonafide processing facility, as defined in Chapter 14, Section 14-12.a.1 of the municipal code.

Sec. 9-4.4. Diversion Requirements

For each covered project, one hundred percent (100%) of inert solids and at least fifty percent (50%) of the remaining C&D debris shall be diverted from landfill disposal in accordance with the provisions of this article, except as provided in Section 09.040.080.

Every applicant, general contractor, subcontractor and/or owner of property on which a covered project occurs shall be responsible for compliance with the provisions of this article. Diversion requirements shall be met by submitting and following a waste reduction and recycling plan that achieves the following:

1. Deconstructing and salvaging all or part of the structure as practicable; and
2. Directing one hundred percent (100%) of inert solids to bonafide facilities for reuse or recycling; and
3. Either:
 - a. Directing all mixed C&D debris to a bonafide processor approved by the city, or

- b. Source separating non-inert materials, such as cardboard and paper, wood, metals, green waste, new gypsum wallboard, tile, porcelain fixtures, and other easily recycled materials, and directing them to a bonafide facility for recycling and taking the remainder (but no more than 50% by weight) to a designated transfer or disposal facility. In this option, calculations must be provided to show that fifty percent of demolition and construction debris (in addition to 100% of inert solids) has been diverted.

Separate calculations will be required for the demolition portion and for the construction portion of projects involving both demolition and construction.

Determination of acceptability and designation as C&D debris is solely the responsibility of the bonafide processor, landfill or transfer station representative.

Sec. 9-4.5. Information Required Before Issuance of Permit

As a condition precedent to issuance of any permit (in cases of federal property, before building or demolition is to commence) for a construction, demolition or renovation project that involves the production of C&D debris, the applicant must include a proposed waste reduction and recycling plan, on a form provided by the city, as part of the permit application. The plan shall include the following information:

1. Project type, description, location and contact information;
2. Types of C&D debris to be generated by the project;
3. How the C&D debris will be handled (source separated on-site and/or mixed);
4. Specify how the C&D debris will be transported to a bonafide facility;
5. Signed owner/agent Attest.

The city shall provide to each permit applicant a current list of bonafide facilities that accept and recycle various types of materials generated from construction and/or demolition projects.

Sec. 9-4.6. On-Site Practices

During the term of the demolition and/or construction project, the permittee shall demonstrate compliance with the diversion requirements of this article and maintain records of all diverted and disposed materials, measured by weight in tons. The city will evaluate and monitor each project to confirm the percentage of materials recycled, salvaged or otherwise diverted from the project based on information provided by the permittee.

Structures and/or Hardscape Improvements planned for demolition shall be made available for deconstruction, salvage and recovery prior to demolition.

It shall be the responsibility of the owner, the general contractor and all subcontractors to recover the maximum feasible amount of salvageable materials prior to demolition.

Recovered and reusable materials from the deconstruction phase may be given or sold on the premises, or may be removed to a reuse warehouse or other reuse facility for storage or sale and shall be counted towards the diversion requirements of this article.

The use of debris boxes and/or the collection and removal of C&D debris by a hauler or business other than the exclusive franchise must be consistent with the provisions of this article and the city's franchise agreement.

Sec. 9-4.7. Reporting

The permittee shall submit documentation to the city, which proves compliance with the requirements of this chapter, prior to the issuance of a certificate of occupancy or the final inspection. The documentation shall consist of a complete and final waste reduction and recycling report, describing diversion activities and showing actual tonnage data for all diverted and disposed materials, supported by legible receipts, weight tags, invoices or other records of measurement from bonafide facilities, the exclusive franchisee or a licensed contractor as prescribed in Section 09.04.030.2 of this article. The report shall include the following information:

1. Identify the type and quantity (in tons) of materials recycled, reused, salvaged and/or disposed;
2. Identify how the materials were handled (source separated or mixed);
3. Identify how the C&D debris was transported to a bonafide facility;
4. Identify where the materials were taken for recycling or disposal.

Sec. 9-4.8. Diversion Exemptions

Neither a Waste Reduction and Recycling Plan nor an administrative fee shall be required for the following:

1. Projects that meet the exceptions set forth in sections 4.408 and 5.408 of the California Green Building Standards Code, as amended;
2. Projects that are not subject to the California Building Code;
3. Projects for which a building permit is not required;
4. Roofing projects only (See Section 09.04.090 below);
5. Work for which only a plumbing, electrical or mechanical permit is required;
6. Seismic tie-down projects;
7. The installation or replacement of shelves;
8. Installation of pre-fabricated patio enclosures and covers where no foundation or other structural building modifications are required;
9. Installation of swimming pools and spas excavation that does not exceed sixteen square feet, and any related construction or alterations necessary for pool or spa equipment or accessories, not to any other portion of the project;
10. Installation of pre-fabricated accessories such as signs or antennas where no structural building modifications are required;
11. The building official shall have the authority to render interpretations of this article and to adopt policies and procedures in order to clarify the application of its provisions, including diversion exemptions. Such interpretations, policies and procedures shall be in compliance

with the intent and purpose of this article. Such policies and procedures shall not have the effect of waiving requirements specifically provided for in this article.

Sec. 9-4.9. Voluntary Compliance

Applicants for permits exempted from the requirements of this article may voluntarily complete a waste reduction waste reduction and recycling plan.

Sec. 9-4.10. Administrative Fee

As a condition precedent to issuance of any permit (in cases of Federal property, before building or demolition is to commence) for a building, roofing, or demolition project that involves the production of C&D debris, the applicant shall pay to the city a fee sufficient to compensate the city for expenses incurred in ensuring compliance with these provisions. The amount of this fee shall be determined in accordance with the then current resolution of the City Council determining the same.

Sec. 9-4.11. Compliance

- a) At any time during demolition or construction, a City building inspector may inspect the site and contractor's on-site practices to ensure compliance with this Section. Should on-site practices not comply with this Chapter, a 'stop-work' order may be issued until such time that compliance is demonstrated.
- b) At the end of construction, the City may not approve a final inspection or certificate of occupancy unless the project has been determined to be in full compliance with the diversion requirements of this Chapter; or
- c) The project may be determined to be in "substantial compliance" if the applicant has made a "good faith effort" to comply, but for an unforeseen reason could not fully comply. In the case of substantial compliance, the applicant shall present documentation of good faith efforts upon consultation with and verification by the Salinas Valley Solid Waste Authority, which shall serve as meeting the compliance requirements of this Chapter; or
- d) The project may be determined to be "non-compliant", in which case the applicant is not in substantial compliance or has failed to submit the required documentation. If it is determined that the applicant is not in compliance, a civil penalty calculated as two (2) percent of the total project valuation will be assessed, and the certificate of occupancy or final inspection may not be issued until the penalty is paid.

SECTION 3: SEVERABILITY. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held invalid by a court of competent jurisdiction, such a decision shall not affect the validity of the remaining portions of this Ordinance. The City Council declares that it would have passed this Ordinance and each section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that one or more sections, subsections, sentences, clauses, or phrases, be declared invalid.

SECTION 4: This ordinance shall be in full force and effect commencing thirty (30) days after its final passage and a summary hereof shall be published once within fifteen (15) days in the a newspaper of general circulation printed and published in the County of Monterey and circulated in the City of King and hereby designated for that purpose by the Council of King:

“Article I-C of Chapter 9 of the King City Code related to the Green Building Code is being modified to establish a program to require deconstruction, demolition, and construction material recovery and diversion from landfills to protect public health, safety, and general well-being.”

This Ordinance was introduced and read by title only on the _____ day of _____ 2016 and was passed and adopted on this _____ day of _____, 2016.

PASSED, ADOPTED AND APPROVED this _____ day of _____ 2016.

AYES:

NOES:

ABSENT

ABSTAIN:

Robert Cullen, Mayor

ATTEST:

Steven Adams, City Clerk

APPROVED AS TO FORM:

Martin Koczanowicz, City Attorney



Item 9(E)

REPORT TO THE CITY COUNCIL

DATE: MAY 10, 2016

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: STEVEN ADAMS, CITY MANAGER

RE: CONSIDERATION OF ADDITION OF ONE ADMINISTRATIVE ASSISTANT POSITION

RECOMMENDATION:

It is recommended the City Council adopt a Resolution creating an additional full-time Administrative Assistant position and eliminating the part-time Deputy City Clerk position.

BACKGROUND:

The City Council recently approved creation of a part-time Deputy City Clerk position, which has worked well in addressing key needs in the organization related to City Clerk functions. There is also a significant need for administrative support in the Community Development Department. The City has only one in-house planner, which means it is very difficult to complete necessary tasks when the employee is out of the office. This results in a serious customer service deficiency. Staffing has been brought in from the City's contract planning firm, but that is expensive and only a relatively small number of hours per week is feasible. As a result, staff has been evaluating a number of options to provide additional staff support.

DISCUSSION:

It is proposed to convert the Deputy City Clerk to a full-time Administrative Assistant/Deputy City Clerk position. The position will be responsible for preparing minutes, agendas, record keeping and other administrative functions on a part-time basis. The position will also be trained and responsible for handling some of the ongoing daily administrative functions in the Planning Department. These include intake of applications, approval of business license applications, records management, and other functions. This will enable the City to have someone available at most times to respond to customers. It will also

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CONSIDERATION OF ADDITION OF ADMINISTRATIVE ASSISTANT
POSITION
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PAGE 2 OF 2**

enable the Assistant Planner to devote more time to planning functions that will enable the reduction of contract planner work and costs.

The existing Assistant Planner has a planned leave, which will begin in June. The purpose of recommending the creation of the position at this time is to enable the employee to be trained by the Assistant Planner prior to the leave.

COST ANALYSIS:

The total cost increase of the position is \$51,000 per year. However, most of these costs will be paid from funds that would need to be budgeted for the City's contract planning firm. Therefore, staff does not anticipate it being a significant increased net cost.

ALTERNATIVES:

The following alternatives have been identified for City Council consideration:

- 1) Adopt the proposed resolution;
- 2) Do not approve the position and instead hire an additional full-time planning position, but this would result in a significantly increased cost;
- 3) Do not approve the position and instead hire additional part-time planning staff through the City's contract planning firm, but this was investigated and there was minimal interest in the position;
- 4) Delay approval of the position until approval of the FY 2016-17 budget, but this will eliminate the ability to have the employee properly trained by the Assistant Planner prior to her anticipated leave;
- 5) Do not approve the position and continue to work with staffing deficiencies in the Community Development Department; or
- 6) Provide other direction to staff.

Prepared and Approved by:



Steven Adams, City Manager

RESOLUTION NO. _____

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KING
ADDING A FULL-TIME ADMINISTRATIVE ASSISTANT POSITION**

WHEREAS, the City of King currently funds and employees a part-time Deputy City Clerk position, which was approved by the Council on March 8, 2016; and

WHEREAS, the City has additional staffing needs, particularly in the area of providing administrative support to the Community Development Department related to planning functions; and

WHEREAS, addressing this staffing deficiency is important for efficient operations of the City and to provide adequate customer service; and

WHEREAS, the City has determined the most cost effective way to address this staffing deficiency is to replace the part-time Deputy City Clerk position with a new full-time Administrative Assistant position.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the City Council of the City of King approves the addition of a full-time Administrative Assistant position and the elimination of the part-time Deputy City Clerk position.

This resolution was passed and adopted this **10th** day of **May** by the following vote:

AYES, Council Members:

NAYS, Council Members:

ABSENT, Council Members:

ABSTAIN, Council Members:

APPROVED:

Robert Cullen, Mayor

ATTEST:

Steven Adams, City Clerk

APPROVED AS TO FORM:

Martin Koczanowicz, City Attorney



Item 9(F)

REPORT TO THE CITY COUNCIL

DATE: MAY 10, 2016

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: ANDREA WASSON, RECREATION COORDINATOR

BY: ANDREA WASSON, RECREATION COORDINATOR

RE: CONSIDERATION OF IMPLEMENTATION OF CONVENIENCE FEES FOR CREDIT CARD USE FOR PAYMENT FOR CITY PROGRAMS AND SERVICES

RECOMMENDATION:

It is recommended City Council approve by motion the implementation of convenience fees (1.56% +.10 per transaction) for residents to use credit cards to pay City fees for programs and services.

BACKGROUND:

The City of King recently began accepting credit cards as a form of payment for City programs and services. Wells Fargo Bank charges the City 1.56% + .10 per transaction.

DISCUSSION:

Analysis

The City of King will now accept credit cards as a form of payment at City Hall and the Recreation Office for payment for city services and program fees. Fees will be charged by Wells Fargo Bank to the City of King for credit card use, which will be 1.56 % + .10 per transaction.

Staff will be responsible for calculating the exact convenience fee based on the cost of the item. For example, a \$50 sports registration will incur a convenience fee of \$.88, making the total owed \$50.88.

Advantages

The City of King will be charged by Wells Fargo per swipe for credit card purchases. In order to recoup the fees charged by the bank, the City can

**CITY COUNCIL
CONSIDERATION OF IMPLEMENTATION OF CONVENIENCE FEES FOR
CREDIT CARD USE FOR PAYMENT FOR CITY PROGRAMS AND SERVICES
MAY 10, 2016
PAGE 2 OF 2**

institute a convenience fee based on a percentage of the payment if the customer chooses to pay with a credit card.

The City will continue to accept cash and checks if the customer does not want to pay the convenience fee.

Disadvantages

The convenience fee may discourage residents from using their credit card for more expensive services, such as business licenses or building permits.

Public Notification and Input

Signage would be posted at each location, notifying the public of the convenience fee imposed for credit card use. Staff would also be directed to explain the fee to the customer prior to using the credit card as a form of payment.

ALTERNATIVES:

The following alternatives are provided for Council consideration:

1. Council approve the convenience fees;
2. Council reject the convenience fees and budget for the increased costs incurred; or
3. Provide other direction to staff.

Exhibits:

1. Wells Fargo Credit Card Agreement

Submitted by: Andrea Wasson
Andrea Wasson, Recreation Coordinator

Approved by: _____
Steven Adams, City Manager

Exhibit No.

Form# 037



MERCHANT PROCESSING APPLICATION

Merchant #

File # 1659095

Loc. 1 of 1

TELL US ABOUT YOUR BUSINESS/OWNER'S INFORMATION

Your DBA/Outlet Name: **CITY OF KING**

Federal Tax ID number: **946000352**

Your IRS Legal Filing Name: **City Of King**

DBA Address (No P.O. Box): 212 S VANDERHURST AVE	Suite #	City: KING CITY	State: CA	Zip Code: 93930
Head Office Name: City of King	Contact Name: Steven Adams	Contact Phone: (831) 386-5900		
Head Office Address: 212 S VANDERHURST AVE	Suite #	City: KING CITY	State: CA	Zip Code: 93930
Authorized Signor: Steven Adams	Title: GENERAL MANAGER	Phone Number: (831) 386-5900	DOB: 1/8/2016	
Business Address: 212 S VANDERHURST AVE	City: KING CITY	State: CA	Zip Code: 93930	US Citizen/Resident: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Owner/Partner/Officer Name:	Title:	% of Ownership:	Phone Number:	Tax ID: DOB:
			0 -	--
Home Address:	City:	State:	Zip Code:	US Citizen/Resident: <input type="checkbox"/> Yes <input type="checkbox"/> No
Owner/Partner/Officer Name:	Title:	% of Ownership:	Phone Number:	Tax ID: DOB:
			0 -	--
Home Address:	City:	State:	Zip Code:	US Citizen/Resident: <input type="checkbox"/> Yes <input type="checkbox"/> No
Owner/Partner/Officer Name:	Title:	% of Ownership:	Phone Number:	Tax ID: DOB:
			0 -	--
Home Address:	City:	State:	Zip Code:	US Citizen/Resident: <input type="checkbox"/> Yes <input type="checkbox"/> No
Owner/Partner/Officer Name:	Title:	% of Ownership:	Phone Number:	Tax ID: DOB:
			0 -	--
Home Address:	City:	State:	Zip Code:	US Citizen/Resident: <input type="checkbox"/> Yes <input type="checkbox"/> No

Business Type: Sole Proprietorship Partnership Not for Profit Publicly Traded Private Corp.
 Government LLC

Mnth/Yr. Started: **01/01/1911** #. of Employees: **30** State Incorp: **CA**
 Mag Swipe **100%** + Keyed Manually **0%** = **100%** POS Cardswipe/Imprint **100%**+ Mail Order **0%**+ Phone Order **0%**
 Total Cash and Credit Sales: **\$150,000** + Internet **0%** + Tradeshows **0%** + Rec.Trans **0%** = **100%**
 Business to Business: **25%** Total Annual MC/Visa Volume: **\$140,000**
 Business to Consumer: **75%** Total Annual Discover Volume: **\$4,200**
 Average Ticket/Sales: **\$50.00** Total Annual Amex Volume: **\$21,000**
 Maximum Ticket Amount: **\$2,000.00** Total Relationship Annual Card Volume: **\$165,200**

Product/Services You Sell: **city permits and utilities**

Do customers pay before receiving Products/Services? Yes No

of days between when card is charged and the Products/Services received: **0-7 days**

Business Checking Account Number: **7114527570** Transit Routing Number/ABA: **121042882**

For Non Wells Fargo Accounts:

Attach a Copy of Funding Check on Separate Page or Provide Blank Letterhead / Logo with Typed ABA/DDA/TIN/IRS Legal Filing Name Signed by a Bank Officer

Lessor: First Data Merchant Services Corporation	Qty. Terminal Description	Qty. Printer Description	Qty. PinPad Description
	2 First Data FD130	0	0
	0	0	0
	0	0	0
Total monthly lease: \$64.00 w/o Tax Lease Term: 48 Months			

IF APPLICABLE, ADDITIONAL LEASED ITEMS ARE DESCRIBED ON THE PRICING TERMS DOCUMENT. THIS IS A NON-CANCELABLE LEASE FOR THE FULL TERM INDICATED. THE EQUIPMENT LEASE REQUIRES SIGNING A SEPARATE EQUIPMENT LEASE AGREEMENT WITH FIRST DATA MERCHANT SERVICES CORPORATION.

Entitlement Option:

EBT, PCard Level II, Business Track, Dispute Manager, American Express

Have you previously had an American Express SE Number ? Yes No American Express SE #

Does your business/organization participate in internet gambling or wagering ? Yes No

Legal Disclosures

Important Information about Procedures for Opening a New Account

To help the government fight the funding of terrorism and money laundering activities, U.S. Federal law requires financial institutions to obtain, verify, and record information that identifies each person (individuals and businesses) who opens an account. What this means for you: When you open an account, we will ask for your name, address, date of birth and other information that will allow us to identify you. We may also ask for your driver's license or other identifying documents.

Important Notice: You agree, in order for us to service the Account or to collect any amounts you owe, we may from time to time make calls and/or send text messages to you at any telephone number(s) associated with your Account, including wireless telephone numbers that could result in charges to you. The manner in which these calls or text messages are made to you may include, but is not limited to, the use of prerecorded/artificial voice messages and/or an automatic telephone dialing system. You further agree that, in order for us to service the Account or to collect any amounts you owe, we may send electronic communications, including e-mails to you at any e-mail address you provide to us.

The signer(s) to this Merchant Processing Application (the "Application") hereby warrants and represents that it is authorized to sign this Application and provide the authorizations and consents set forth herein, and that the statements made in this Application are true and complete, including disclosure of all principals with twenty-five percent or more ownership in the Applicant. Each such signer(s) on behalf of him or herself and on behalf of the entity listed on this Application ("Applicant") authorizes Wells Fargo Bank, N.A. and Wells Fargo Merchant Services, L.L.C. (collectively, "Wells Fargo") and/or its agent(s) to investigate the individual and business history of Applicant and each representative signing the Application, including obtaining consumer and/or business credit reports, in order to evaluate Applicant's acceptability into the merchant program and providing such credit information to others as needed for such purpose. If the Application is approved, Applicant also authorizes Wells Fargo to obtain subsequent consumer and/or business credit reports in connection with the maintenance, updating, renewal or extension of the Agreement. Applicant agrees to immediately notify Wells Fargo of any material changes in information provided in or in connection with this Application. Applicant and each signer to this Application agree that all business references contacted in connection with this Application, including financial institutions, may release any and all credit and financial information to Wells Fargo, and such information and any other information provided by Applicant or in connection with this Application, may be shared with Wells Fargo's affiliates. Applicant acknowledges having received and reviewed a copy of the Wells Fargo Privacy Policy, which includes a form for Applicant to communicate its privacy and solicitation preferences to Wells Fargo. Any unilateral alteration or modification made by Applicant or its representatives to the text of this Application shall be of no legal effect and at Wells Fargo's discretion may render this Application invalid. Applicant acknowledges that acceptance into Wells Fargo's merchant program is subject to final evaluation and approval by Wells Fargo in its sole discretion.

Applicant acknowledges having received and reviewed a copy of the attached Program Guide, the provisions of which are incorporated herein by reference. Applicant understands and acknowledges that upon the expiration of three (3) calendar days from the date set forth below or after Applicant submits to Wells Fargo Merchant Services, L.L.C. and Wells Fargo Bank, N.A. (collectively "Wells Fargo") its first deposit for settlement, whichever comes first, (the "Rescission Period") Applicant will be bound by all provisions set forth in the Program Guide as it may be amended from time to time, unless Applicant notifies Wells Fargo in writing otherwise within the Rescission Period. Applicant further acknowledges and understands that it has an obligation to promptly contact Wells Fargo regarding any questions pertaining to any provision of the Program Guide, and that after the Rescission Period, it will be subject to any applicable early termination fees. Applicant further agrees that Applicant will not accept more than 30% of its card transactions via mail, telephone or Internet order.

However, if your Application is approved based upon contrary information stated in the "Tell Us About Your Business" section above, you are authorized to accept transactions in accordance with the percentages indicated in that section. If the Application is approved, each of the undersigned also authorizes us to obtain subsequent consumer reports in connection with the maintenance, updating, renewal or extension of the Agreement. Each of the undersigned furthermore agrees that all references, including banks and consumer reporting agencies, may release any and all personal and business credit and financial information to us. If the application is not approved for a merchant processing account with Wells Fargo, you acknowledge that you are withdrawing your Application for an Equipment Lease. If you elect to lease equipment, you must sign a separate Equipment Lease Agreement between you and First Data Merchant Services Corporation.

By signing electronically, Applicant and each individual signing this Merchant Processing Application and Agreement consent to the use of electronic signatures and records in connection with this Application and Agreement, the Personal Guaranty, and all related communications and agreements.

To the extent you request merchant processing services for additional locations beyond those referenced in your application, the terms of your Merchant Processing Agreement shall apply with equal force and effect to such additional locations which are included within the definition of "Merchant".

Failure to provide an accurate Federal Tax Identification Number may result in a withholding of merchant funding per IRS regulations (See section 25.11 of your Program Guide for further information.)

By acknowledging this Application and the Agreement, you, Applicant, are expressly agreeing that Wells Fargo may share all of your personally identifiable information (for example, postal and email addresses, tax identification numbers, names and social security numbers of the authorized signer on this Application, account information, etc.), as well as your American Express transaction information (for example, all information required by American Express evidencing charges or credits, including information obtained at the point of sale, information obtained or generated during authorization and settlement, and any chargeback or other fee information related to an American Express payment card transaction), with American Express. American Express may use and share this information to perform its responsibilities in connection with the American Express payment card acceptance services that you receive under this Application and the Agreement. American Express may also use and share this information to promote the American Express Network, to perform analytics and create reports, and for any other lawful business purpose including to call you or send you communications or materials via direct mail, email, SMS, text or facsimile regarding American Express products, services and resources available to you. You consent and agree to receive autodialed, automated and/or prerecorded calls and communications (which may include SMS or text messages) at the telephone number(s) you have provided. If you provide a fax number, you consent and agree to receiving fax communications from American Express. In connection with the foregoing, you understand that the calls made or communications sent to you by American Express may be subject to charges or fees by your telecommunications or other applicable service provider that are your responsibility to pay. You understand that your consent under this paragraph is not a condition of purchasing or receiving any product or service or entering into this Agreement. If you do not wish to receive marketing or other communications from American Express, or if you wish to discontinue accepting American Express payment cards, you must contact Wells Fargo at 1-800-451-5817 to disable your American Express acceptance services, and you will no longer be permitted to accept American Express payment cards under this Application or the Agreement.

Wells Fargo Merchant Services, L.L.C. (" WFMS ") - Pricing Terms for CITY OF KING

Proposal Date : 01/08/2016
Sales Consultant: JUAN ALCARAZ

Form# 046

Credit Card Volume	\$140,000	Communications Method	IPN
Average Transaction Size	\$50	Internet Gateway	
Number of Locations	1	Pricing Option	Interchange + Fees
Anticipated Interchange (11) Levels	Public Sector	032 020/038/307/936	
MCC Code	9399	MCC Code Description	GOVERNMENT SERVICES, NOT ELSEWHERE
American Express Industry Type	Other		

Credit Card Processing Fees (1)

Interchange Plus the following fees :
\$0.2150 On Each Authorization/EDC attempt (as defined below) (3)

PIN Debit Processing Fees

NOT APPLICABLE

Applicable Fee Schedules(10):

Payment Networks Qualification Matrix <https://www.wellsfargo.com/biz/interchangeplus>

Payment Networks Pass-Through Fees <https://wellsfargo.com/biz/merchantpassthroughfees>

Wells Fargo Fixed Acquirer Network Fee for Visa® Accepting Merchants <https://wellsfargo.com/visanetworkfee>

Fee schedules are updated periodically. To obtain the current applicable fee schedules, please refer to the URLs above for more information. Additional schedules apply if your Pricing Option is Fixed (Non-Qual Fees). If you do not have internet access, please contact your Merchant Card Representative and request that a copy of the applicable fee schedules be mailed or faxed to you.

As noted in your Merchant Agreement, Payment Networks change their rates/fees from time to time. They are likely to revise rates/fees on 4/16/2016. To learn more about impacts to fee schedules resulting from Payment Network changes, please visit the URLs above or request an updated schedule.

Other Processing Fees

Set-Up Fee	\$50.00
Monthly Minimum Processing Fee(9)	\$0.00 per month
Chargeback Fee (2)	\$25.00 per chargeback
Monthly Service Fee (per location)	\$0.00 per month
Clover™ Services Fee (per Device ID) (14)	N/A
Voice Authorization Fee	\$0.75 per attempt
Annual Fee	\$95.00 per location
Authorization/EDC Fee - Visa (Credit and Non-PIN Debit) (3)	\$0.2150 per attempt
Authorization/EDC Fee - MasterCard® (Credit and Non-PIN Debit)(3)	\$0.2150 per attempt
Authorization/EDC Fee - Discover® (Credit and Non-PIN Debit)(3)	\$0.2150 per attempt
Authorization/EDC Fee – American Express (Credit and Prepaid) (3)	\$0.2150 per attempt
Interchange Clearing Fee (12) Applies to Visa, MasterCard, Discover Network Card (Credit and Non-PIN Debit) and American Express (Credit and Prepaid)	N/A

Annual Compliance Support Fee (5)		\$0.00 per location
PCI Compliance Service Program Fee (8)		\$0.00 per month, per location
Non-validation PCI Compliance Fee (8)		\$25.00 per month, per location
Equipment Installation Fee		\$0.00 One time fee
Electronic Address Verification Service Fee		\$0.050 per attempt
Voice (Manual) Address Verification Fee		\$2.000 per attempt
Card Imprinter Option	# of imprinters 1	35.0000
Rush Shipping		\$ 0.00
Foreign Handling Fee (on Visa/MasterCard foreign card transactions)		0.20% on foreign card sales
Non Bank Card Authorization (6)		\$0.220 per attempt
Applies only to American Express EDC and Discover EDC		
Non Bank Card Capture Fee		\$0.030 per attempt
Applies only to American Express EDC and Discover EDC		
Statement Billing Fee (Paper Statement) (7)		\$10.00 per month
Terminal Reprogramming Fee (Terminal)	# of Terminals: 0	\$0.00 One time fee
Terminal Reprogramming Fee (Integrated Terminal)	# of Terminals: 0	\$0.00 One time fee
Security Swap Fee for PIN Debit	# of PIN Pads: 0	\$0.00 One time fee

Processing Solutions

Type	Quantity	Financing Method	Total w/o TAX
First Data FD130	2	LEASE 48	\$64.00

(1) Clients may elect to participate in the Discover Network Card program or the Discover EDC program, but not both. Under the "Discover Network Card program," Clients receive all Discover-related authorization, processing and settlement services from WFMS. Under the "Discover EDC program," Clients enter into a direct agreement with Discover, and WFMS provides only authorization and capture services related to Discover Network Cards. Clients may also elect to participate in the American Express program or the American Express EDC program, but not both. Under the "American Express program," Clients receive all American Express-related authorization, processing and settlement services from WFMS. Under the "American Express EDC program," Clients enter into a direct agreement with American Express, and WFMS provides only authorization and capture services related to American Express Cards. In all cases, any services provided by WFMS for Discover and American Express transactions are subject to the terms of Client's Agreement with WFMS.

(2) Client acknowledges and understands that an authorization only indicates the availability of the Cardholder's credit at the time the authorization is requested. It does not warrant that the person presenting the card is the rightful Cardholder, nor is it an unconditional promise or guarantee that you will not be subject to a chargeback or debit.

(3) Authorization/EDC Fee applies to all Visa, MasterCard, Discover Network Card and American Express approvals (pre-authorizations, authorizations and authorization reversals), denials, batch inquiries, batch entry transactions and includes any transaction fees and capture fees. This fee does not apply to Discover EDC and American Express EDC.

(5) The Annual Compliance Fee will be assessed and deducted from Client's Settlement Account at each anniversary date after the effective date.

(6) Non Bank Card Authorization Fee applies to all approvals (pre-authorizations, authorizations and authorization reversals), denials, batch inquiries and batch entry transactions.

(7) The monthly Statement Billing Fee can be waived if Client elects to access the monthly statement online instead of receiving a paper copy by mail. After Business Track access has been activated, please contact Customer Service at 1-800-451-5817 to request that paper statements no longer be mailed. If Business Track access is terminated by Client or as a result of inactivity, paper statements will be reinstated with the applicable monthly Statement Billing Fee. Enroll anytime at businesstrack.com.

(8) The monthly PCI Compliance Service Program Fee and Non-validation PCI Compliance Fee are part of the mandatory PCI Compliance Service Program. These fees apply to Level 4 Clients who utilize a gateway or value added reseller (VAR). The program includes access to TrustKeeper, a Trustwave PCI Compliance solution to help Client comply with the Payment Card Industry Data Security Standards (PCI DSS) requirements. Clients are required to register and complete a PCI DSS certification process by visiting <https://pci.trustwave.com/wellsfargo>. If Client does not comply or fails the PCI DSS certification process, Client will be charged a monthly Non-validation PCI Compliance Fee until the account becomes compliant.

(9) If the total discount fee for Visa, MasterCard, Discover Network Card and American Express transactions in a given month is less than the Monthly Minimum Processing Fee, then in addition to the total discount fee Client will be charged an amount equal to the Monthly Minimum Processing Fee minus the total discount fee.

(10) Dues, assessments and any applicable pass-through fees are disclosed in the schedules referenced under the "Applicable Fee Schedules" section and the related footnote.

(11) American Express charges Program Pricing fees and not Interchange, and these fees are subject to change.

(12) The Interchange Clearing Fee (ICF) will be charged on transactions that may be considered higher risk and/or are processed at a higher expense level. These types of transactions can be identified on Client's Payment Networks Qualification Matrix by looking at the "ICF applies" column. If the interchange program level has been identified by a "YES" in this column, then the ICF will apply to that type of transaction.

(14) If Client purchases or leases the Clover Mobile and/or the Clover Mini device(s) and does not have a Clover Station on the same merchant account number, then the Clover Services Fee does not apply and will not be charged. If Client purchases or leases the Clover Mobile and/or the Clover Mini device(s) with the Clover Station(s) or already has the Clover Station(s) on the same merchant account number, then the Clover Services Fee will apply only to the Clover Station(s).

If Client does not follow proper authorization procedures, a \$50 chargeback handling fee will be assessed on MasterCard transactions.

American Express may charge Client an excessive disputes fee in the amount of \$5 for each Disputed Charge if Client is in American Express' Immediate Chargeback Program or \$15 for each Disputed Charge if Client is not in the Immediate Chargeback Program.

Client is responsible for any charges assessed by outside third parties that are not disclosed on the proposal. To the extent that this pricing proposal includes pricing for third party products and services, WFMS disclaims legal liability and responsibility for said products and services. Client's agreement with the third party provider shall govern Client's relationship with the third party provider. In the event that WFMS is billed for the third party's services, Client will reimburse WFMS for such services.

Client acknowledges and understands that WFMS shall have no responsibility or liability for any third party hardware or software procured and used by Client. To the extent Client has any issues, concerns or liability related to such hardware or software, Client must deal directly with the third party provider from whom Client procured the hardware or software. In no event will WFMS be responsible for any indirect, incidental or consequential damages that Client may incur as a result of using any third party hardware or software.

WFMS proposal and associated pricing is based on the information provided. Any difference to our stated understanding may affect the proposed pricing. Without a signed agreement, this proposal expires 60 days from the proposal date stated above.

See Section 41.3 of the Program Guide for early termination fees.

Rounding. In the event the amount being billed to Client for any line item on this pricing proposal includes a total ending in less than a full cent, WFMS will either round such amount up or down to the nearest cent.

Additional Services for CITY OF KING

Form#050

Business Track

Wells Fargo Merchant Services provides reports through the Business Track secure portal, an internet-based service that provides merchants with fast access to transaction information. Business Track access allows you to check the activity on your account. You are able to view deposits, credits and checking account transfers, all with a simple mouse click. By having detailed transaction activity available on a daily basis, you can easily reconcile your account as your business grows. Business Track access is available at no additional cost to you. Enroll anytime at businesstrack.com.

Card Imprinter

Card imprinter – A machine used to physically imprint the merchant's name and ID number as well as the cardholder's name and card number on the sales draft. It is beneficial to have at least one machine

per check out register in the event of a power outage or if the magnetic strip on the card is unreadable.

Card Imprinter is: \$35.00

Dispute Manager

Dispute Manager is the optional service designed to help you manage retrieval requests and chargeback disputes more effectively. It is part of a comprehensive solution that enables research and the online exchange of information between you and Wells Fargo for dispute/chargeback management. Retrieval requests for chargebacks can be retrieved on Dispute Manager and setup so the requests can be emailed to you. It is your responsibility to check Dispute Manager or your email for retrieval requests. You can enroll in Dispute Manager from the Business Track secure portal or by calling Customer Service at 1-800-451-5817.

Monthly User Access Fee (Per User) is: \$0

EBT

EBT (Electronic Benefit Transfer) – An electronic system allowing a government benefit recipient to authorize the transfer of their benefits from a government account to a merchant account to pay for goods and services received. Each merchant accepting EBT transactions must be registered with the federal government. A PIN pad is required to complete the EBT sales transactions.

EBT Fees is: \$0.30 per EBT Authorization (Applies to completed, declined, returned and balance inquiry transactions).

Merchant Application Checklist, Acknowledgement and Signature Page

This Merchant Processing Application and Agreement includes the following documents and schedules below. The Legal Disclosure is on page 2 of this Application. Each of the documents mentioned referenced below and provided to you as part of your Merchant Processing Agreement contains material and important information pertinent to your use of our processing services. Please review these documents thoroughly prior to submitting your application for merchant processing services.

By initialing beside each document below, I acknowledge having received and reviewed the referenced documents (indicated with a "X" in the box), and agree to the terms therein:

Merchant Processing Application:

Merchant Initials _____

- Wells Fargo Privacy Policy https://www.wellsfargo.com/privacy_security
- Tell Us About Your Business/Owner's Information
- Legal Disclosures
- Personal Guaranty (only applicable if Personal Guaranty signed separately)
- Pricing Terms
- Additional Services
- Payment Networks Qualification Matrix
<https://www.wellsfargo.com/biz/interchangeplus>
- Payment Networks Pass-Through Fees <https://wellsfargo.com/biz/merchantpassthroughfees>
- Wells Fargo Fixed Acquirer Network Fee for Visa® Accepting Merchants <https://wellsfargo.com/visanetworkfee>
- Non-Qualification Interchange Fee Schedule
- Interchange Pricing Summary
- PIN-Debit Networks Fee Schedule <https://www.wellsfargo.com/biz/merchantdebitfees>

Program Guide (WFB1707): www.wellsfargo.com/biz/programguide

Merchant Initials _____

Lease Agreement: Applicant has requested a 48 months lease. The total monthly lease is \$64. The Equipment lease is a non-cancelable lease for the entire 48 months. (Lessor: First Data Merchant Services Corporation)

Merchant Initials _____

For Gateway merchants, it is your responsibility to ensure AVS/CVV2/CVC2 settings are appropriate to deter fraud for your particular type of business. If you do not have Internet access, please contact your sales consultant and request a copy of the applicable documents be mailed or faxed to you.

By acknowledging this Application and the Agreement, you, Applicant, are expressly agreeing that Wells Fargo may share all of your personally identifiable information (for example, postal and email addresses, tax identification numbers, names and social security numbers of the authorized signer on this Application, account information, etc.), as well as your American Express transaction information (for example, all information required by American Express evidencing charges or credits, including information obtained at the point of sale, information obtained or generated during authorization and settlement, and any chargeback or other fee information related to an American Express payment card transaction), with American Express. American Express may use and share this information to perform its responsibilities in connection with the American Express payment card acceptance services that you receive under this Application and the Agreement. American Express may also use and share this information to promote the American Express Network, to perform analytics and create reports, and for any other lawful business purpose including to call you or send you communications or materials via direct mail, email, SMS, text or facsimile regarding American Express products, services and resources available to you. You consent and agree to receive autodialed, automated and/or prerecorded calls and communications (which may include SMS or text messages) at the telephone number(s) you have provided. If you provide a fax number, you consent and agree to receiving fax communications from American Express. In connection with the foregoing, you understand that the calls made or communications sent to you by American Express may be subject to charges or fees by your telecommunications or other applicable service provider that are your responsibility to pay. You understand that your consent under this paragraph is not a condition of purchasing or receiving any product or service or entering into this Agreement. If you do not wish to receive marketing or other communications from American Express, or if you wish to discontinue accepting American Express payment cards, you must contact Wells Fargo at 1-800-451-5817 to disable your American Express acceptance services, and you will no longer be permitted to accept American Express payment cards under this Application or the Agreement.

IRS Legal Filing Name: City Of King

Principal Name: Steven Adams

Title: GENERAL MANAGER

Signature: 

Date: 2/2/16

Principal Name: _____

Title: _____

Signature: _____

Date: _____

Principal Name: Steven Adams
Title: City Manager
Signature: [Signature]
Date: 2/12/16

Principal Name: _____
Title: _____
Signature: _____
Date: _____

Please read the Merchant Processing Program Guide in its entirety. It describes the terms under which we will provide merchant processing Services to you.

From time to time you may have questions regarding the contents of your Agreement (which includes your Merchant Processing Application, the foregoing Program Guide, and the schedules thereto and documents incorporated herein) with Bank and/ or Processor. The following information summarizes portions of your Agreement in order to assist you in answering some of the questions we are most commonly asked.

1. **Your fees for certain Services** set forth in this Agreement are based on the interchange rates set by the Association. Any transactions that fail to qualify at your Anticipated Interchange Levels will be charged an additional fee (See Section 5 of the Merchant Processing Program Guide).
2. **We may debit your bank account** from time to time for amounts owed to us under the Agreement.
3. **There are many reasons** why a Chargeback may occur. When they occur we will debit your settlement funds or settlement account. For a more detailed discussion regarding Chargebacks, see Section 35 of the Merchant Processing Program Guide.
4. **If you dispute any charge or funding**, you must notify us within 60 days of the date of the statement where the charge or funding appears for Card Processing.
5. **The Agreement limits our liability to you.** For a detailed description of the limitation of liability, see Section 7 of the Card General Terms.
6. **We have assumed certain risks** by agreeing to provide you with Card processing. Accordingly, we may take certain actions to mitigate our risk, including termination of the Agreement, and/or hold monies otherwise payable to you (see Card General Terms in Section 10, Term; Events of Default and Section 11, Reserve Account; Security Interest), under certain circumstances.
7. **By executing this Agreement with us** you are authorizing us to obtain financial and credit information regarding your business and the signers and guarantors of the Agreement until all your obligations to us are satisfied.
8. **The Agreement contains a provision** that in the event you terminate the Agreement prior to the expiration of the applicable term, you may be responsible for the payment of an early termination fee as set forth in Section 41.3 under "Additional Important Information".
9. **Third Party Services.** To the extent you have elected to obtain any third party services as part of your merchant services package, please ensure that you review and understand the terms and conditions contained in Part III (Third Party Agreements) relevant to such third party services.

10. Card Organization Disclosure

Member Bank Information: Wells Fargo Bank

The Bank's mailing address is Wells Fargo Bank, 1200 Montego, Walnut Creek, CA 94598 and its phone number is 1-800-451-5817.

Important Member Bank Responsibilities:

- (a) The Bank is the only entity approved to extend acceptance of Card Organization products directly to a merchant.
- (b) The Bank must be a principal (signer) to the Merchant Agreement.
- (c) The Bank is responsible for educating merchants on pertinent Visa and MasterCard Rules with which merchants must comply; but this information may be provided to you by Processor.
- (d) The Bank is responsible for and must provide settlement funds to the merchant.
- (e) The Bank is responsible for all funds held in reserve that are derived from settlement.

Important Merchant Responsibilities:

- (a) Ensure compliance with cardholder data security and storage requirements.
- (b) Maintain fraud and chargebacks below Card Organization thresholds.
- (c) Review and understand the terms of the Merchant Agreement.
- (d) Comply with Card Organization Rules and applicable law and regulations..
- (e) Retain a signed copy of this Disclosure Page.
- (f) You may download "Visa Regulations" from Visa's website at: http://usa.visa.com/merchants/operations/op_regulations.html.
- (g) You may download "MasterCard Regulations" from MasterCard's website at: <http://www.mastercard.com/us/merchant/support/rules.html>.

Print Client's IRS Legal Filing Name: City Of King

By its signature below, Client acknowledges that it received (either in person, by facsimile, or by electronic transmission) and read the complete Program Guide (Version WFB1707) consisting of 63 pages (including this confirmation), which is incorporated into its Agreement, and agrees to comply with all terms set forth therein. Upon receipt of a signed original of this Confirmation Page by us, your Application for merchant processing services will be reviewed. Client understands that its Application is subject to approval by us. Client understands that a copy of the Program Guide is also available for downloading from the internet at: www.wellsfargo.com/downloads/pdf/biz/merchant/program_guide.pdf

CLIENT'S BUSINESS PRINCIPAL:

Signature (Please sign below):



Steven Adams

Please Print Name of Signer

GENERAL MANAGER

Title

2/2/16

Date



Item 9(G)

REPORT TO THE CITY COUNCIL

DATE: MAY 10, 2016

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: ANDREA WASSON, RECREATION COORDINATOR

BY: ANDREA WASSON, RECREATION COORDINATOR

RE: CONSIDERATION OF MODIFICATION OF POOL AND RECREATION SALARIES

RECOMMENDATION:

It is recommended City Council approve by motion the modification of the Pool and Recreation salaries to reflect changes in the minimum wage that were implemented January 1, 2016.

BACKGROUND:

Due to the minimum wage increase in California, the salary schedule for Pool and Recreation positions needs to be modified to reflect the increase.

DISCUSSION:

The salary schedule for Pool and Recreation staff does not reflect the minimum wage increase for several of the positions, including Recreation Aide, Aquatic Aide and Pool Cashier. Currently, these positions are paid \$9.00 per hour. Due to the state-imposed minimum wage increase, staff has increased Step 1 of these positions to \$10.00 per hour effective July 1, 2016. Subsequent steps should be increased by four (4) percent.

COST ANALYSIS:

The current labor cost per day for the Pool Staff is approximately \$860 per day, based on a six hour day for lifeguards, aides and cashiers and an 8 hour day for the pool manager.

**CITY COUNCIL
CONSIDERATION OF MODIFICATION OF POOL AND RECREATION
SALARIES
MAY 10, 2016
PAGE 2 OF 2**

With the projected increase to \$10 per hour for aides and cashiers, the labor cost per day will rise to \$900 per day. This will increase costs to run the aquatics facility approximately \$2,400 per season.

ALTERNATIVES:

The following alternatives are provided for Council consideration:

1. Approve the proposed Pool and Recreation Salary Schedule;
2. Do not approve the Pool and Recreation Salary Schedule; or
3. Provide other direction to staff.

Exhibits:

1. New Salary Schedule for Pool and Recreation positions

Submitted by:



Andrea Wasson, Recreation Coordinator

Approved by:

Steven Adams, City Manager

Vages

	STEP 1	STEP 2	STEP 3	STEP 4
	\$ 15.00	\$ 15.75	\$ 16.54	\$ 17.36
	\$ 14.29	\$ 15.00	\$ 15.75	\$ 16.54
	\$ 10.00	\$ 10.50	\$ 11.03	\$ 11.58
	\$ 10.00	\$ 10.50	\$ 11.03	\$ 11.58
	\$ 12.60	\$ 13.23	\$ 13.89	\$ 14.59
	\$ 12.00	\$ 12.60	\$ 13.23	\$ 13.89
ATOR	\$ 16.00	\$ 17.00	\$ 18.00	\$ 19.00
	\$ 10.00	\$ 10.50	\$ 11.03	\$ 11.58



Item 9(H)

REPORT TO THE CITY COUNCIL

DATE: MAY 10, 2016

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: OCTAVIO HURTADO, HANNA & BRUNETTI, CITY ENGINEERS

RE: REPLACEMENT OF FOUR NEW TRAFFIC LOOPS AT THE INTERSECTION OF SAN ANTONIO DRIVE AND BROADWAY STREET

RECOMMENDATION:

It is recommended City Council: 1) Authorize the replacement of four traffic loops at the intersection of San Antonio Drive and Broadway Street and 2) appropriate \$8,500.00 from the Traffic Safety Fund for this expense.

BACKGROUND:

The timing of the intersection's signal lights has changed causing traffic backup. The City currently has a maintenance contract with Siemens Industry Inc. Siemens Industry Inc. performs a monthly inspection of the signal light system. Public works contacted Siemens Industry Inc. to check on the problem. During their evaluation, it was determined that the loops were malfunctioning triggering the timing to change not allowing traffic to flow properly.

DISCUSSION:

The City has received numerous complaints about the signal light turning red too quickly, causing traffic to back up. The replacement of the signal loops is outside of the annual maintenance agreement.

COST ANALYSIS:

The cost to replace the 4 traffic loops is \$8,002.50. Funding for this will come out of the Traffic Safety Fund. There is currently a balance of approximately \$40,000 in this fund.

ALTERNATIVES:

The following alternatives are provided for Council consideration:

**CITY COUNCIL
INSTALLATION OF FOUR NEW TRAFFIC LOOPS AT THE INTERSECTION
OF SAN ANTONIO DRIVE AND BROADWAY STREET
MAY 10, 2016
PAGE 2 of 2**

1. Direct Staff to authorize the work order provided by Siemens Industry Inc. in the amount of \$8,002.50 and appropriate \$8,500.00 from the Traffic Safety Fund for this expense.
2. Direct Staff not to authorize the work order.
3. Provide other direction to staff.

Exhibits:

1. Siemens Industry Inc. work order dated March 31, 2016.

Submitted by: 
Octavio Hurtado, Hanna & Brunetti, City Engineers

Approved by: _____
Steven Adams, City Manager



Item 9(I)

REPORT TO THE CITY COUNCIL

DATE: MAY 10, 2016
TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL
FROM: STEVEN ADAMS, CITY MANAGER
RE: CONSIDERATION OF SUPPORT FOR AB 2730

RECOMMENDATION:

It is recommended the City Council approve, and authorize the Mayor to sign, a letter of support for AB 2730.

BACKGROUND:

AB 2730 would transfer the proceeds of the sale of the former Prunedale Bypass right-of-way parcels of land in Monterey County to the Transportation Agency for Monterey County (TAMC) for use on future transportation projects in Monterey County. The City recently received a request from TAMC to support the legislation.

DISCUSSION:

Without this legislation, investments that have been made in Monterey County will be returned to the State. This bill will help retain the resources for improvements that will benefit the citizens of Monterey County and King City.

COST ANALYSIS:

There is no direct cost to the City for providing a letter of support.

ALTERNATIVES:

The following alternatives are provided for City Council consideration:

1. Approve the letter of support;
2. Modify and approve the letter of support;

**CITY COUNCIL
CONSIDERATION OF SUPPORT FOR AB 2730
MAY 10, 2016
PAGE 2 OF 2**

3. Do not support the legislation; or
4. Provide staff other direction.

Exhibits:

1. AB 2730 Fact Sheet
2. Recommended Letter of Support

Prepared and Approved by:



Steven Adams, City Manager

AB 2730 (Alejo):

**Department of Transportation: Prunedale Bypass
County of Monterey: disposition of excess properties.**

As Amended in Assembly, February 19, 2016
Last updated: April 13, 2016

Exhibit No.

1

PURPOSE OF THE BILL

Under existing law the Department of Transportation has full possession and control of the state highway system and associated property and any sale of excess state highway property reverts back to the state.

This bill would transfer the proceeds of the sale of the former Prunedale Bypass right-of-way parcels of land in Monterey County to the Transportation Agency for Monterey County for use on future transportation projects in Monterey County.

PROBLEM & NEED FOR THE BILL

The transportation right-of-way in Monterey County comprised of 145 parcels (353 acres) of land was purchased nearly 40 years ago with state and federal transportation funds for the U.S. Highway 101 Prunedale Bypass project. The project was unable to be constructed, and local transportation agencies instead focused on safety improvements on U.S. Highway 101 – known as the Prunedale Improvement Project. The Prunedale Bypass project remains unused.

If the right-of-way parcels are unused, then Caltrans has authority to sell the land, and under current law can take the revenues from the sale of bypass land and direct it to the state general fund – not back to transportation and not back to Monterey County.

In 2009, similar legislation (AB 1386 Hayashi) was signed by the Governor for selected corridors in the Bay Area. In 2013, similar legislation (SB 416 Liu) was signed by the Governor for the SR-710 corridor in Los Angeles County.

WHAT THIS BILL WOULD DO

This bill would simply require the revenues from the sale of the Prunedale Bypass parcels to come back to the Transportation Agency for Monterey County, to be used for other transportation highway improvement projects in our Monterey County.

This legislation would ensure that millions of transportation dollars would come back to the local highway system for improvements that would benefit Monterey County's regional economic drivers: agriculture and tourism.

BILL STATUS

To be heard in Assembly Committee on
Transportation on April 18, 2016

SUPPORT

Transportation Agency for Monterey County
(SPONSOR)
Association of Monterey Bay Area Governments
County of Monterey
City of Del Rey Oaks
City of Greenfield
City of Marina
City of Pacific Grove
City of Salinas
City of Sand City
City of Seaside
Farm Bureau of Monterey County
Grower-Shipper Association of Central California
Monterey Salinas Transit
Monterey County Hospitality Association
Salinas Valley Chamber of Commerce



Exhibit No.

2

May 11, 2016

Assembly Member Luis Alejo
P.O. Box 942849
Sacramento, CA 94249-0030

Via email to: Tony.Madrigal@asm.ca.gov

**Re: Support for AB 2730 (Alejo): Department of Transportation: Prunedale Bypass:
County of Monterey: disposition of excess properties**

Dear Assembly Member Alejo:

On behalf of the City of King, I write in support of Assembly Bill (AB) 2730: Department of Transportation: Prunedale Bypass: County of Monterey: disposition of excess properties (as amended, April 25, 2016). This bill will transfer the proceeds of the sale of the former Prunedale Bypass right-of-way parcels of land to the Transportation Agency for Monterey County for use on future transportation projects on the US 101 corridor in Monterey County. **The City of King supports this bill.**

Over many years, TAMC, the County of Monterey and Caltrans assembled the transportation funds to buy 145 parcels (353 acres) of land for the US 101 Prunedale Bypass project. The project was unable to be constructed, and TAMC and Caltrans instead focused on safety improvements on US 101, known as the Prunedale Improvement Project. Caltrans has the authority to sell the unused land, and under current law, the revenues from the sale of bypass land would go into the state general fund – not back to transportation and not back to Monterey County.

AB 2730 would require the revenues from the sale of the Prunedale Bypass parcels to come back to TAMC, to be used for other US 101 corridor improvement projects in Monterey County. AB 2730 would ensure that millions of transportation dollars would come back to the local highway system for improvements that would benefit Monterey County's regional economic drivers: agriculture and tourism. This bill would help TAMC and Caltrans to make much-needed and long-deferred highway improvements.

Thank you very much for your authorship of this important bill and for supporting efforts to improve transportation in California.

Sincerely,

Robert Cullen
Mayor

cc: Hon. Anthony Cannella, 12th Senate District Hon. Bill Monning, 17th Senate District
Hon. Mark Stone, 29th Assembly District Debra L. Hale, TAMC



Item 10(A)

REPORT TO THE CITY COUNCIL

DATE: MAY 10, 2016
TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: DOREEN LIBERTO-BLANCK, AICP, COMMUNITY DEVELOPMENT DIRECTOR, DAVE HALE, ASSISTANT CITY ATTORNEY, AND DON FUNK, PRINCIPAL PLANNER
SUBJECT: CONSIDERATION OF ORDINANCE ADDRESSING CAR CANOPIES, SHEDS AND SHADE STRUCTURES

RECOMMENDATION:

It is recommended that the City Council open the public hearing, consider public testimony, introduce and conduct the first reading of the Ordinance, by title only, and set the second reading and adoption for the next regularly scheduled Council meeting of May 24, 2016.

BACKGROUND:

The Municipal Code does not have adequate language to address concerns that have been identified regarding certain temporary structures such as car canopy enclosures (**Figure 1**), tool sheds (**Figure 2**), and shade structures (**Figure 3**). The City's Citizens' Code Enforcement Committee ("**CCEC**") recommended the City adopt an ordinance addressing canopies, sheds, car enclosures, shade covers and tarps. On May 3, 2016, the Planning Commission recommended the City Council approve amendments to Municipal Code §§17.09.015 and 17.09.050 and adding §17.09.060 of Chapter 17.09 of Title 17 that address criteria for car canopies, sheds, and shade structures with a few corrections. The Planning Commission made a few minor amendments.

DISCUSSION:

Throughout the City there are numerous car canopies, shade structures and sheds, some of which are located in front and street sideyards. The Zoning Regulations, Chapter 17 of the Municipal Code, does not adequately address these structures or provide any criteria for their location within residential lots. For example, some cloth or tarp car enclosures have been placed within yard setback front yards or street sideyards. The City's Citizens' Code Enforcement Committee members have indicated that these temporary structures are not appropriate for front or street sideyards. On May 3, 2016, the Planning Commission considered the proposed regulations and recommended the City Council adopt the attached Ordinance.

CONSIDERATION OF ORDINANCE ADDRESSING CAR CANOPIES, SHEDS AND SHADE STRUCTURES

MAY 10, 2016

Page 2 of 4

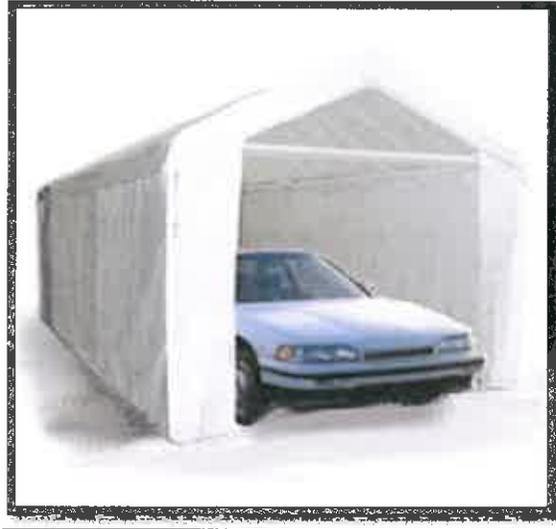


Figure No. 1
Example of a Temporary Vehicle Shade Structure

Temporary Vehicle Shade Structures: The current code does not contain provisions that address vehicle shade structures. The issue is that these shade structures are sometimes used in front yards and street side yards as carports, often blocking views, causing visibility safety issues and, as they deteriorate, they become very unsightly. Also, if located adjacent to a neighbor's home, these covers, if they don't meet fire retardant standards, can become a fire safety hazard. The proposed standards prevent these vehicle shade structures in front and street sideyards and establish safety standards if located close to a neighbor's residence. They are also required to have adequate anchoring.



Figure No. 2
Tool Shed

CONSIDERATION OF ORDINANCE ADDRESSING CAR CANOPIES, SHEDS AND SHADE STRUCTURES

MAY 10, 2016

Page 3 of 4

Tool Sheds: The current code does not address small tool sheds used by homeowners. The issue is that tool sheds are sometimes placed in front or street sideyards and have sometimes been used as living quarters within the City. The proposed ordinance prevents them from being placed in front and street sideyards and prevents their use for living quarters.



Figure No. 3

Example of a typical temporary shade (sometimes referred to as an “easy up”)

Trellis covers and shade structures: The issue is that temporary shades are sometimes left up in front yards for long periods of time and become unsightly and a nuisance. In addition, the existing code does not address trellis covers. The proposed ordinance provides criteria for the use of both cloth shade structures and trellis structures.

In addition to public notice, staff distributed notification of the public hearing to properties that currently have structures in place that would constitute future violations so they can have an opportunity to comment.

CONSIDERATION OF ORDINANCE ADDRESSING CAR CANOPIES, SHEDS AND SHADE STRUCTURES

MAY 10, 2016

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COST ANALYSIS:

The cost associated with this item will include staff time educating the public and possible code enforcement actions.

ALTERNATIVES

The following alternatives are provided for Council consideration:

1. Accept the Planning Commission recommendation and conduct the first reading of the Ordinance.
2. Direct staff to make changes to the proposed criteria for canopies, sheds and shade structures and continue the public hearing to a future meeting.
3. Do not conduct the first reading of the Ordinance.

Exhibits:

1. Draft Ordinance
2. Planning Commission Resolution

Submitted by: _____
Doreen Liberto-Blanck, Community Development Director

Approved by: _____
Steven Adams, City Manager

ORDINANCE NUMBER _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KING, COUNTY OF MONTEREY, STATE OF CALIFORNIA, APPROVING AN AMENDMENT TO SECTIONS 17.09.015 AND 17.09.050 AND ADDING SECTION 17.09.060 OF CHAPTER 17.09 OF TITLE 17 (ZONING) OF THE CITY OF KING MUNICIPAL CODE FOR DEFINITION AND REGULATION OF CANOPIES, SHEDS, TRELLISES AND TARPS IN THE CITY

WHEREAS, the City is interested in modifying its ordinances to regulate the location and size of temporary canvas, cloth or other similar structures; and

WHEREAS, there has been a proliferation of the construction and placement of temporary canvas or cloth structures within front or street side yards; and

WHEREAS, the construction or placement of these temporary structures are unsightly and create numerous visual distractions; and

WHEREAS, the City desires to restrict these structures from front or street side yards to enhance the neighborhood character; and

WHEREAS, the City also desires to limit the location and size of temporary vehicle shade structures and establish general regulations related to sheds, temporary covers and other similar structures.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KING, CALIFORNIA AS FOLLOWS:

SECTION 1: Section 17.09.015, of Chapter 17.09 of Title 17 (Zoning) of the City of King Municipal Code is hereby amended by adding subsections (c), (d), (e) and (f) and adopted as follows:

(c) Shed: A small roofed structure of one-hundred and twenty (120) square feet or less, typically made of wood, plastic or metal, used only as a storage space for household and yard items, and not used for occupancy, business, office or other use.

(d) Tarp: A tarpaulin sheet or cover without supports used to cover items such as vehicles (car cover) or other items and not having an integral supporting system.

(e) Temporary Shade Canopy (non-vehicular use): A covering, usually of fabric, supported on poles, portable and temporary in nature and equal to or less than one-hundred forty-four (144) square feet in area.

(f) Vehicle Canopy Enclosure: A cover, usually of fabric, supported on poles, for intended use of providing cover and/or shade for a vehicle, portable in nature and equal to or less than two hundred and forty (240) square feet in size and having adequate temporary anchors to protect against being moved by the wind.

SECTION 2: Section 17.09.050, of Chapter 17.09 of Title 17 (Zoning) of the City of King Municipal Code is hereby amended by adding subsection (c) and adopted as follows:

(c) Garages and carports (temporary and permanent), including temporary canvas, cloth, plastic or other similar constructed or kit enclosure units of any kind are not permitted in front or street side yard setback.

(1) Garages and carports shall require building permits and shall meet all applicable requirements for setbacks for each zoning district, including front, side and rear yard setbacks established for each zoning district.

(2) For modular vehicle canopy structures or other shading structures for vehicles and temporary vehicle shading, usually made of plastic pipe, steel or aluminum light framing and having a canvas or other non-permanent cloth cover, said structures up to two-hundred and forty (240) square feet in area and not over fourteen (14) feet in height will not require a building permit and shall meet the following requirements:

(i) Said vehicle canopy shade structure shall not be located in any front yard, rear yard, interior side yard or street side yard setback area.

(ii) Said vehicle canopy shade cover may only be placed next to a structure if it has a documented fire rating. Proof of fire rating will be required. If the vehicle canopy does not have said fire rating, it shall be located a minimum of five (5) feet from any structure.

(iii) Said canopies shall have a maximum of three of the sides enclosed and shall have the side towards the street open.

(iv) Said temporary vehicle shade canopies shall be adequately anchored to the ground.

(v) Said temporary vehicle shade structures are not permitted in zoning districts other than R-1 without the approval of a conditional use permit approved by the Planning Commission.

SECTION 3: Section 17.09.060, of Chapter 17.09 of Title 17 (Zoning) of the City of King Municipal Code is hereby added and adopted as follows:

17.09.060 General Limitations and City Departments Regarding Sheds, Temporary covers and other similar structures.

(a) Tool and storage sheds: Storage sheds, similar small storage structures when located on a parcel which contains an existing single family dwelling or duplex residential structure shall not require a building permit and must meet the following criteria:

(1) Such structures shall not have a floor area that exceeds one-hundred and twenty (120) square feet and the height above grade shall not exceed twelve (12) feet.

(2) No more than one structure may be allowed under this exemption unless separated from another permit-exempt structure by more than fifty (50) feet.

(3) Electrical, plumbing, or mechanical work in connection with such structures requires an electrical, plumbing or mechanical permit.

(4) Said storage shed structures may not be located in any front or street side yard setback areas of any lot.

(5) Said storage sheds shall not be used solely for storage of non-hazardous materials and shall not be used for living, commercial or industrial purposes.

(b) Shading Devices (non-vehicular storage):

(1) Window awnings supported by an exterior wall of a residence or residential garage and which do not project more than thirty-six (36) inches may be permitted.

(2) Shade cloth structures constructed for plant nursery or agriculture purposes, with no electrical, gas or other service, do not require a building permit. Such shade structures, whether permanent or non-permanent, shall not be located in required front yards and street side yards and shall be adequately anchored to the ground. (Plumbing, electrical or mechanical systems associated with the structure require permits through the building and safety department.

(3) Detached shade structures without a solid roof (e.g., trellises or arbors) when the height above grade does not exceed twelve (12) feet and one-hundred and forty-four (144) square feet in roof area do not require a building permit. This does not include patio covers or permanent or temporary carports, which are required to meet the applicable criteria of this Code. For the purpose of this section trellises and arbors accessory to residential occupancies are considered detached shade structures and are defined as follows:

(i) Structures which have a lattice or fabric roof structure.

(ii) Seventy-five (75) percent of the exterior walls are not less than seventy-five percent open.

(iii) A structure which a motor vehicle cannot be driven into due to the configuration of the structure or placement on the site.

(iv) Electrical, plumbing or mechanical equipment contained within the structure shall require a permit.

(v) Said trellises and arbors shall meet the standards for patio covers within this Municipal Code.

(vi) Exceptions: Temporary shades, up to 144 square feet may be used in a front or street side yard for short periods for events such as birthday parties, wedding celebrations or other similar occasions or events for a period not to exceed seventy-two (72) continuous hours in any one week and shall not be used for commercial purposes.

SECTION 4: This ordinance shall be in full force and effect at 12:01 a.m. on the thirty first day (31) from and after is final passage, adoption and approval.

ATTEST:

Robert Cullen
Mayor

Steve Adams
City Manager/City Clerk

I, Steve Adams, do hereby certify that Ordinance Number _____ was duly and regularly passed and adopted by the City Council on the _____ th day of May, 2016, by the following roll call vote as the same appears on file and of record in Office of the City Clerk.

AYES:

NOES:

ABSENT:

ABSTAIN:

Steve Adams
City Manager/City Clerk

RESOLUTION NO. 2016-150

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF KING, COUNTY OF MONTEREY, STATE OF CALIFORNIA, RECOMMENDING THAT THE CITY COUNCIL APPROVED THE AMENDMENT OF SECTION 17.09.015 AND 17.09.050 AND ADDING SECTION 17.09.060 OF CHAPTER 17.09 OF TITLE 17 (ZONING) OF THE CITY OF KING MUNICIPAL CODE REGARDING REGULATIONS RELATED TO CAR CANOPIES, SHEDS AND SHADE STRUCTURES

WHEREAS, the City is interested in modifying its ordinances to regulate the location and size of temporary canvas, cloth or other similar structures; and

WHEREAS, there has been a proliferation of the construction and placement of temporary canvas or cloth structures within front or street side yards; and

WHEREAS, the construction or placement of these temporary structures are unsightly and create numerous visual distractions; and

WHEREAS, the City desires to restrict these structures from front or street side yards to enhance the neighborhood character; and

WHEREAS, the City also desires to limit the location and size of temporary vehicle shade structures and establish general regulations related to sheds, temporary covers and other similar structures; and

WHEREAS, the City has considered the potential environmental impacts from this legislation and concluded that with the very limited restrictions and minor modifications to the regulatory use of these temporary structures defined within the attached draft ordinance, this ordinance is Categorically Exempt under Section 15305 of the California Environmental Quality Act Guidelines.

NOW, THEREFORE, BE IT RESOLVED:

Section 1. The Planning Commission **HEREBY FINDS AND DETERMINES** that the amendments and addition of the above code sections as contained within the ordinance attached hereto as **Exhibit "2"** which amends Chapter 17.09 of Title 17 of the City of King Municipal Code will not create a potentially significant environmental impact, and due to the very minor regulatory changes in use of the proposed temporary shade structures, this ordinance is Categorically Exempt under Section 15305 of the California Environmental Quality Act Guidelines.

Section 2. The Planning Commission makes the following findings necessary to approve Zoning Code amendments:

1. That the proposed amendments and additions to Chapter 17.09 of Title 17 of the City of King Municipal Code is consistent with General Plan;
2. That the proposed amendments and additions to Chapter 17.09 would be beneficial for the long-term development of the City and enhancement and consistency of local residential neighborhood character;
3. That the proposed amendments and additions to Chapter 17.09 would not be detrimental to the public health, safety or welfare of the City or its inhabitants because the changes do not result in substantial or significant changes in the use or regulation of these temporary shade structures.

Section 3. The Planning Commission HEREBY APPROVES of Resolution No. 2016-150 recommending to the City Council the attached **Exhibit 2** amendments to the City's Zoning Code.

Section 4. The Planning Commission Chairman of the City of King is hereby authorized to affix his signature to this resolution signifying its adoption by the Planning Commission. The Community Development Director is directed to forward this Resolution to the City Council with the recommendations of the Planning Commission.

PASSED, APPROVED, AND ADOPTED by Planning Commission on this 3rd day of May 2016.

ATTEST:

Dave Nuck
Chairperson

Maricruz Aguilar-Navarro
Planning Commission Secretary

I, Maricruz Aguilar-Navarro, Planning Secretary to the City Planning Commission, do hereby certify that Resolution No. 2016-150 was duly and regularly passed and adopted by the Planning Commission 3rd day of May, 2016, by the following roll call vote as the same appears on file and of record in Office of the Community Development Department.

AYES:

NOES:

ABSENT:

ABSTAIN:

Maricruz Aguilar-Navarro
Planning Commission Secretary
City of King



Item 11(A)

REPORT TO THE CITY COUNCIL

DATE: MAY 10, 2016

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: STEVEN ADAMS, CITY MANAGER

RE: CONSIDERATION OF CHANGES AND UPDATE REGARDING CITY COUNCIL DISTRICT MAPS

RECOMMENDATION:

It is recommended the City Council direct staff to prepare a Council district election ordinance for introduction at the May 24, 2016 meeting designating Map D3 as the district boundaries.

BACKGROUND:

In August of 2015, the City Council initiated the process to consider changing to a by-district electoral system and entered into an agreement with National Demographics Corporation (NDC) to study the City's current at-large electoral system. Since that time, the City has engaged in an extensive public engagement process to identify communities of interest, encourage the community to submit proposed boundary maps, and receive public testimony on the proposals. The public engagement process included workshops, press releases and articles, the City's website, social media, radio announcements, and other channels of communication with City residents. As a result of the extensive public outreach, approximately 20 members of the community have attended one or more of the forums and/or hearings. The consultant, NDC President Doug Johnson, has drawn five draft maps (A, B, C, D2 and D3), and members of the public and the Council have evaluated these based on public comments, applicable legal standards, and the other map-drawing criteria adopted by the Council at its February 23, 2016 meeting.

The following is the full schedule of past and planned Council meetings, public forums, and public hearings on this topic:

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August 25, 2015	Council hearing regarding the California Voting Rights Act (CVRA) and a potential change to by-district elections
February 18, 2016	Public forum on CVRA and by-district elections
February 22	Public forum on CVRA and by-district elections
February 23	Council announces intention to change election system
March 23	Council adopts map-drawing criteria and schedule
April 16	Public Hearing on Draft maps with discussion of alternatives
April 25	Public Hearing on Draft maps; Council selection of preferred map
May 24	Public Hearing, Introduction of Ordinance
June 14	Planned adoption of Ordinance

At its April 25th meeting, members of the public and a unanimous vote of the Council preferred Map C.

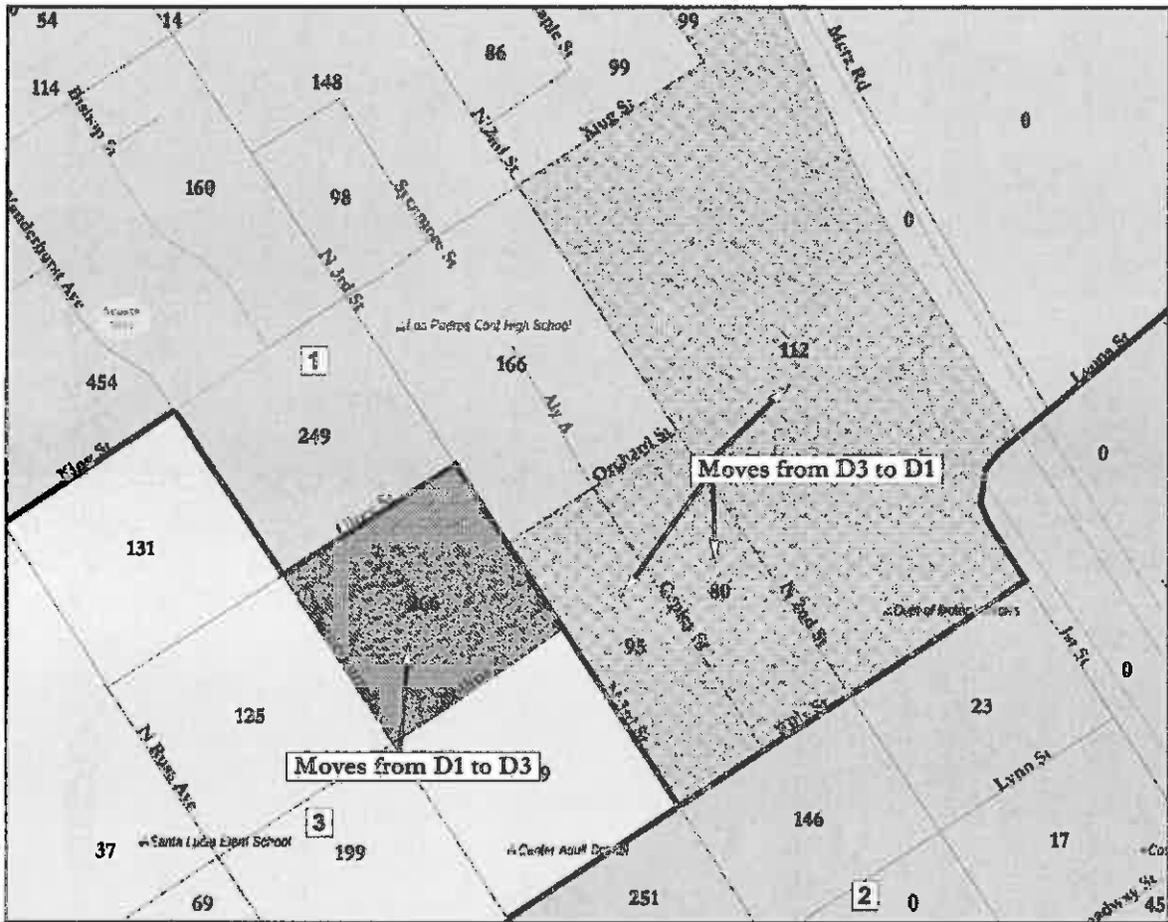
DISCUSSION:

During public discussion following that meeting, a member of the public noticed and brought to the attention of the consultant and Councilmember Jernigan that Map C and Map D3 are nearly identical, with the only difference being Map D3's more compact border between Districts 1 and 3 around St John's Church at 3rd Street and King City. During the previous Council discussion of Map C, Councilmembers had expressed concern about the non-compact shapes of Districts 1 and 3 in this area. At the time, the consultant had pointed out the population differences between the District 1 and District 3 portions of this area and how swapping the two areas would result in unacceptable population differences.

As a result, a post-meeting review of Map D3 by the consultant revealed that rather than swapping the entirety of both areas, parts of the two areas can be exchanged to make a more compact border while keeping within required population counts in each district. Given the near-identical nature of Maps C and D3, and how the only difference is a change that addresses the Council's expressed concern regarding the compactness of the border between Districts 1 and 3, NDC now recommends the Council adopt Map D3 rather than C.

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The only differences between Map C to Map D3 are shown in the map below, with the colored-in areas indicating the Map C borders and the thick black lines indicating the Map D3 borders:



Except for the four Census Blocks indicated, Map C and Map D3 are identical. Given the Council's previous concerns about Map C, it appears that Map D3 retains the portions of Map C that the Council prefers and improves the portion that the Council previously expressed reservations regarding.

If Map C or Map D3 are selected, then elections will proceed as follows:

November 2016: Districts 3, 4 and 5 hold elections;

November 2018: Districts 1 and 2 hold elections.

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COST ANALYSIS:

The Elections Office indicated that there would be minimal cost impact to the City for them to run an election by district versus an at-large election.

ALTERNATIVES:

The following alternatives are provided for City Council consideration:

1. Direct staff to prepare a Council district election ordinance for introduction at the May 24, 2016 meeting designating Map D3 as the district boundaries;
2. Continue with preparation of the Ordinance with Map C as the preferred;
3. Delay the action and request additional map changes be made; or
4. Do not introduce an Ordinance, which may delay the process.

Prepared and Approved by:



Steven Adams, City Manager

Important Dates: City of King
Council 2016

Updated 5/3/16 Underlined events
are those recently added to this list

May

5/7 (Sat) = Craft Bazaar and BBQ at Wildhorse
Café, 9 a.m. – 3 p.m.
5/8 (Sun) = **Mother's Day** "I Remember Mama"
flower distribution by the Alliance on Aging
5/10 (Tues) = **City Council Meeting** 6 p.m. at City
Hall on the 2nd Tuesday of the month
5/11 (Wed) = **AMBAG**, the Association of Monterey
Bay Area Governments, meets at the Greenfield
City Hall at 6 p.m.
5/12(Thurs) = San Lucas Branch Library Project
Groundbreaking Celebration (time TBA)
5/12-15 (Thurs-Sun) = **Salinas Valley Fair**,
72nd annual on the third weekend in May
5/16 (Mon) = **Budget Workshop** for the King City
Council, 5 p.m. at City Hall to consider plans for the
2016-17 budget
5/17 (Tues) = Open House and Spring Concert at
Santa Lucia Elementary School, 6 p.m.
5/18 (Wed) = **Downtown Farmer's Market, 4-7
p.m.** begins weekly Wednesdays through October.
5/19 (Thurs) = Open House and Spring Concert at
Del Rey Elementary School at 5:30 p.m.
5/24 (Tues) = **City Council Meeting** including the
decision to adopt boundaries for District Elections.
6 p.m. at City Hall
5/25-30 (Wed-Mon) = **Lightning in a Bottle Arts and
Music Festival** at San Antonio Lake , North Shore
5/26 (Thurs) = Open House/Spring Concert at King
City Arts Magnet School at 5 p.m.
5/29 (Sun) = King City High School Baccalaureate,
Time to be announced.
5/30 (Mon) = Memorial Day Federal Holiday. City
Hall offices closed.
5/30 (Mon) = Memorial Day Service at King City
Cemetery at 11 a.m. sponsored by the Veterans of
Foreign Wars followed by BBQ at the VFW hall.
5/31 (Tues) = Deadline for Monterey County Free
Libraries Cowboy Poetry Contest. Entry forms
available at the library. Must be under 19 years old

June

6/3 (Fri) = **KCHS graduation** at 9 a.m. at
the football stadium.

6/3-4 (Fri & Sat) = **Sober Graduation** festivities at
Salinas Valley Fairgrounds for KCHS graduates
6/4 (Sat) = **King City Pools open** for the summer
6/4 (Sat) – 6/17 (Sat) = **Friends of the King City
Library Book Sale.** . Bake Sale on Saturday
6/4 and Saturday 6/11.
6/6 (Mon) = **Summer Day Camp** beings at the King
City Recreation Center
6/7 (Tues) = **Swim lessons begin** at the King City
Pool Complex
6/7 (Tues) = **City Council meeting, 6 p.m.** City Hall
6/10 (Fri) = Speakeasy Spring Dinner Fundraiser for
Monterey County Agricultural and Rural Life
Museum at San Lorenzo Park's DeAnza Building
6/11 (Sat) = Bark for Life, a canine event and
concert to fight cancer at San Lorenzo Park from 4
p.m.- 7 p.m. to benefit American Cancer Society
6/15 (Wed) = Chamber/Rotary/MCARLM
Beautification BBQ at San Lorenzo Park at noon.
6/18-26 = **Beautification Week.** Consider doing
one thing to improve the appearance of your
property.
6/22-24 (Wed-Fri) = **Mayor and Council Members
Executive Forum** in Monterey sponsored by the
League of California Cities
6/25 (Sat) = Backyard Concert at Sol Treasures
from 6-8 p.m. featuring Dan Beck Band
6/28 (Tues) = **City Council meeting** at 6 p.m. in the
Council Chambers. 4th Tuesday of the month

July

7/8-9 & 7/15-16 (Fri & Sat) = "**The Music Man**"
theatre production by The Stage Hands at the Robert
Stanton Theatre.
7/22 (Fri) = Backyard Concert at Sol Treasures
featuring the TonaLaura Jazz Duo 6-8 p.m.

August.

8/2 (Tues) = National Night Out. Residents
encouraged to host block parties to get to know
your neighbors and heighten crime prevention
awareness.
8/13-14 (Sat/Sun) = **Relay for Life** at San Lorenzo Park
8/20 (Sat) = **Girls Inc fundraiser Brunch**
8/20 (Fri) = Backyard Concert at Sol Treasures
featuring the Stage Hands Musical Revue, 6 – 8 pm
8/21 (Sat) = **Annual Flea Market**, sponsored by the
King City Lion-s Club at the Salinas Valley
Fairgrounds. Gates open at 7 a.m.