

**Minutes
City Council Meeting
June 28, 2016**

1. CALL TO ORDER:

Meeting was called to order at 6:01 PM by Mayor Cullen.

2. FLAG SALUTE:

The flag salute was led by Mayor Cullen.

RJ Rivera announced that there are translating services available.

3. ROLL CALL:

City Manager Adams conducted roll call.

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

City Staff: City Manager Steven Adams, Attorney Martin Koczanowicz

4. CLOSED SESSION ANNOUNCEMENTS:

No reportable actions taken at the June 14th meeting.

5. PRESENTATIONS:

None

6. PUBLIC COMMUNICATIONS:

Gabriel Trujillo is one of the candidates running for City Council in district 4.

7. COUNCIL COMMUNICATIONS:

Mayor Pro Tem Jernigan stated that she attended the Beautification BBQ and listened to Bob Lund from Arroyo Grande in Bloom and she was invited to see how this is done in Arroyo Grande with judges come to the town to make recommendations to them on how they can make their town more beautiful. They shadowed the judges. She attended an event at the Cork and Plough and the King City Cinemas for the foundation of Monterey County free libraries. The showed clips of movies that were made in Monterey County. The money that was raised goes to our local library and the libraries for the county. She is attending the 4th of July parade and thought it would be nice if the Council had an entry so people know who the City Council is. She is happy to see there is an interest in people running for City council. Openings start on July 18th. She supports bringing back the stipends. She would like to see some discussion about rotating the Mayor position.

6:05p.m. Council Member Hendrickson stepped out.

Council Member Acosta thanked staff and members of council that helped bring Domestic Violence and Violence services to South County. She thanked Commander Tirado for getting the correct number of calls

and the numbers are high. She thanked Chief Engles and City Manager also. The County Council came to south county and was quit receptive.

Council Member LeBarre attended a TAMC meeting which he got a bit of information from them for the train station and it stopping in King City. He is encouraged the train station is happening. He spent some time at the Board of Supervisors meeting in support of the oil industry and the jobs they provide. There is going to be a measure to ban fracking. Fracking cannot be done in Monterey County. This will only effect South County. Tomorrow attending Fort Hunter Liggett's Community Relations meeting where they build partnerships with local businesses and community groups. Thursday attending Congressman Farr's last citizenship swearing in at Gilroy Gardens. On the Rail Policy Committee, he asked TAMC for permanent seats on that committee in Soledad. Bicycle and Pedestrian committee is moving forward with a training session and providing free bike locks.

6:10p.m. Council Member Hendrickson returned.

Mayor Cullen stated Chamber of Commerce is having aerial fireworks. He will be in the parade serving as the Mayor. Farmers market is changed to 3-7p.m. on Wednesday. He will be at the Salinas Valley Solid Waste Authority Board retreat on July 13th. He will attend the Monterey Mayors and Manager's meeting in Del Rey Oaks at the medical marijuana dispensary. King City in Bloom has done a couple of projects and they did a City wide clean-up last Saturday that he and the City Manager participated in.

8. CITY STAFF REPORTS AND COMMENTS:

City Manager Adams spoke on swearing in the new Chief on July 6th at 6:00p.m. with a reception following. Moving forward with the Community Task Force to address youth violence, with each Council member recommending a person for the task force. As part of the community outreach in the next couple weeks, we will get the first newsletter out and updating website.

9. CONSENT AGENDA

- A. Meeting Minutes of June 14, 2016 Council Meeting
- B. Consideration: City Check Register – Current
- C. Consideration: Public Financing Authority Check Register – Current
- D. City Monthly Treasurer's Report- May 2016
- E. Successor Agency Monthly Treasurer's Report- May 2016
- F. Public Financing Authority Monthly Treasurer's Report- May 2016
- G. Consideration: Resolution Reinstating City Council Stipends
- H. Consideration: Resolution for the 2016 General Municipal Election
- I. Consideration: Resolution Regarding Local Matching Funds for United States Department of Agriculture Community Facilities Grant Application
- J. Consideration: Approval of an Amendment to the BHCNT (Behavioral Health Crisis Negotiation Team) Interagency Agreement with the County of Monterey, Department of Health, Behavioral Health Bureau for the Addition of the Mobile Crisis Team Program ("MCT").
- K. Consideration: The City of King FY 2016-17 Salary Classification Plan

Action: Motion to approve consent agenda items by LeBarre and seconded by Acosta

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

NOES: Council Members:

ABSENT: Council Members:

ABSTAIN: Council Members:

10. PUBLIC HEARINGS:

10a. Consideration: Ordinance to Rezone Broadway Property (1023 Broadway Street)

Community Development Director Doreen Liberto introduced this item and was available for questions.

Mayor Cullen opened the public hearing and seeing no one come forward to give testimony closed the public Hearing.

Mayor Cullen ask for a motion.

Action: Motion by Acosta to Introduce and conduct the first reading, by title only, an Ordinance to rezone property along West Broadway Street from Planned Development ("PD") to Highway Service ("HS"); and 2) set the second hearing and adoption for the next regularly scheduled City Council meeting of July 12, 2016. seconded by LeBarre

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

NOES: Council Members:

ABSENT: Council Members:

ABSTAIN: Council Members:

11. REGULAR BUSINESS:

11a. Consideration: Draft Ballot Measure to Establish a Tax on Medical Marijuana Cultivation and Manufacturing

City Manager Adams introduced this item.

David McPherson is available for questions.

Gabriel Trujillo spoke on the amount per square foot being to high. He is concerned it will scare people away. He also wanted to clarify the stacking. He is asking if Hemp is being taxed at a different rate.

David McPherson spoke to the hemp in that the State has not addressed the hemp yet.

David McPherson referenced the Exhibit 3 of the packet for clarification.

Gabriel Trujillo stated that the City of Oakland has a program for local people. You have to be a resident for 5 years. He wanted to know if there were any programs for master growers or programs that take care of the locals.

Mayor Cullen stated that we treat all equally. He feels it is easier to treat everyone the same then getting accusations that people are getting special treatment.

Brandon Gesicki, stated that this process has been handled really well. His clients feel that the tax rate proposals are a little high. His understanding the county is down to the range \$15.00- \$12.00. He feels they are close but he feels if the cultivation was a bit lower the city would be the most competitive. He feels the process of developing the revised ordinance has gone extremely well. He gave kudos to staff that has been working on it.

Oscar Martinez feels that in two years since he has been gone from King City lots of things have changed. He feels the City has done a good job.

Mayor Cullen clarified that when they bring this item back on July 12th changes could be made to the dollar amounts. City Attorney Koczanowicz stated yes.

City Manager clarified that if staff finds that amounts are different in other Cities or jurisdictions are lower that staff could recommend another number. Council concurs.

Mayor Cullen stated that staff has a majority of City Council that is in favor of staff recommendations and can move forward and bring it back for a vote on July 12th.

11b. Consideration: Regulations and Enforcement Regarding Noise

City Manager Adams introduced this item.

Mayor Cullen feels that some training of the officers would help this matter as there is a clause in the code currently that says that with in 100ft. which has nothing to do with the time. He also wants to respect the Community Code Enforcement Committee and their priority list.

Marc Roland spoke and he feels that decibel level doesn't work. He feels that no amplifiers in the City limits is the only solution. He said there are health issue for amplified music. He feels the police are doing a great job. He feels it is all over town. He feels that you can celebrate without amplified music.

Chief Engles stated that we are not unique it happens in all the cities. He does feel the Officers can sharpen their knowledge of the code. He has been bothered too and you have to have a certain amount of tolerance and the noise does go away. Officers use discretion in each instance. Citations could be written. Continual offenders of disturbing the peace can be taken to jail however he is not sure that is a road Council wants to go down.

Chief Engles stated with no disrespect that if people are not impressed with an officer in uniform asking them to do something a flyer from the Council may or may not be effective. He feels focusing on current laws, sharpening their response and heighten sensitivity of the officer's may go away to curb this issue.

City Manager stated that we could put this issue #3 on the priority list and have staff do some research in the future and bring it back for a review to see if we satisfied with the results.

ADJOURNMENT:

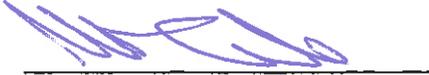
There being no further business to come before the City Council, Mayor Cullen adjourned the meeting at 8:01 pm. to Closed Session and the City Attorney read the items in to the record.

1. Liability Claim by Elvira Godinho,
Claims against City of King
Gov. Code Section: 54956.95
2. Review of draft Audit from State Auditor
Government Code Section 54956.75(a)
3. Conference with Real Property Negotiators
Properties: City owned property adjacent to APN 026-401-020
Agency Negotiators: Steven Adams
Negotiating Party: Bob Ahir

4. Worker's Compensation Claim by Jaime Andrade,
Claims against City of King
Gov. Code Section: 54956.95

5. Worker's Compensation Claim by Dominic Baldiviez,
Claims against City of King
Gov. Code Section: 54956.95

Approved Signatures:



**Mayor, Robert Cullen
City of King**



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