

**Minutes
City Council Meeting
May 24, 2016**

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:

RJ Rivera announced that there are translating services available.

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, Attorney Martin Koczanowicz Assistant City Attorney David Hale

4. CLOSED SESSION ANNOUNCEMENTS:

None

5. PRESENTATIONS:

None

6. PUBLIC COMMUNICATIONS:

None

7. COUNCIL COMMUNICATIONS:

Mayor Pro Tem Jernigan met with Council Member LeBarre along with City staff for the design of a new sign on the corner of Broadway and San Antonio Dr. she is excited that that is in the works. She attended a Pinnacles Gateway Partners meeting on a presentation about Juan Bautista de Anza historic trail which is a linear National Park which runs through our missions. It has the potential to attach King City to a National Park. The coordinator is willing to speak with the City Council on how King City could be connected to the National Parks. She attended the fourth grade history jamboree. She was impressed with what the students are learning about California history. She also saw the downed tree. She walked on the Salinas River trail in Paso Robles, Don Funk (King City Planner) was instrumental in developing that trail and a trail like that in King City has potential for promoting King City. She requested an update from Cal Trans on what they committed to us when the eucalyptus trees were taken out. She also heard loud music coming from down the street, City Council needs to be sensitive to how we can allow people to enjoy their homes but not disturb the public.

Council Member LeBarre stated that last Wednesday was his last day on the High School board as they are taking local control back. TAMC tomorrow.

Mayor Cullen stated Council Member LeBarre will be presenting a proclamation at Memorial Day in the Mayors place. He will not be here for the June 14th meeting. He encouraged participating in the Aides Lifecycle Ride Monday June 6th, commenting on his own experience. This Wednesday was the first Farmer's Market, every Wednesday from 4-7p.m. Salinas Valley Fair Board meeting this week. June 3rd Mayors Association meeting. Ag Employee Housing discussions at Mayors and Managers meeting.

8. CITY STAFF REPORTS AND COMMENTS:

City Manager Adams stated the budget will be ready for adoption on June 14th. He mentioned developing an Economic Development brochure in partnership with the Chamber of Commerce and a draft will be coming to the Council soon. Pools opening June 4th. Ribbon cutting Opterra starting up soon.

City Attorney Martin Koczanowicz stated Attorney General's office called and we will be receiving a check for \$3900.00 as a settlement on class action claims.

9. CONSENT AGENDA

- A. Meeting Minutes of May 10, 2016 Council Meeting
- B. Meeting Minutes of May 16, 2016 Special Council Meeting
- C. Consideration: City Check Register – Current
- D. Consideration: Successor Agency Check Register – Current
- E. Consideration: Public Financing Authority Check Register – Current
- F. City Monthly Treasurer's Report- April 2016
- G. Successor Agency Monthly Treasurer's Report- April 2016
- H. Public Financing Authority Monthly Treasurer's Report- April 2016
- I. Consideration: Text Amendment to the City of King Municipal Code, amending sections 17.09.050 and 17.09.060 of Chapter 17.09. Ordinance Addressing Car Canopies, Sheds and Shade Structures
- J. Consideration: King City Chamber of Commerce & Agriculture City-wide Yard Sale and Sidewalk Sale
- K. Consideration: Refund of the 2011 Tax Allocation Bonds
- L. Consideration: King City Emergency Operations 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:

Mayor Pro Tem Jernigan appreciates better descriptions on the check register. She appreciates ordinances that are easy to understand. She appreciated all the work on the Emergency Plan. She wanted to remind City Council of all the dead and dry wood in the river bottom that is a potential for fire.

Council Member Acosta would like to give significance to the City-wide Yard Sale and Side-walk Sale the community really gets involved in.

Mayor Pro Tem Jernigan reminded of the Beautification Week June 18- June 26.

10. PUBLIC HEARINGS:

10a. Consideration: Ordinance Establishing City Council District Electoral System and Establishing District Boundary Maps

Doug Johnson, consultant did an overview of the process. He stated he would be working with Monterey County Elections for district lines.

Mayor Cullen asked if there were any comments since the last meeting from the public. City Manager Adams stated no.

Mayor Cullen opened the public hearing and seeing no one coming forward, closed the public hearing.

Council Discussion:

Mayor Cullen expressed his appreciation on all the work put into this process.

Council Member Acosta expressed her appreciation for all the hard work that went into this.

Mayor Pro Tem Jernigan feels that what has been come up with is logical and simple. She appreciates the work done on this project and also encouraged the community to be candidates. She will be talking to the High School Civics classes and taking maps to explain what has been done, encouraging the students to participate in government.

Council Member Hendrickson thanked Carlos for bringing Map D3 to our attention.

Council Member LeBarre feels everyone has been working hard showing Councils commitment to the community.

Doug Johnson, consultant stated that he would be sending the clerk a link to be placed on the City website for the map so people could put in their address and they would be able see what district they are in.

Mayor Cullen ask for a motion.

Action: Motion by Mayor Pro Tem Jernigan to 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 June 14, 2016, 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:

10b. Consideration: Specific Plan Amendment, No. 3 for Arboleda Specific Plan

Mayor Pro Tem Jernigan recused herself as she has a business relationship with Nino Homes and left the Council Chambers.

Scott Bruce Planner introduced this item Arboleda Specific Plan Amendment No. 3 (Applicant: Nino Family II, LP). There has been a math error so the 1300 and 1400 square feet in size need 1482 square feet which will be a 7 square foot increase, but does not change the foot print or impermeable area.

Mike Nino presented his plans proposing the addition of two additional Lane Home plans to the Arboleda Specific Plan. The 2-story plans are 1238 and 1314 square feet; they have 3 bedrooms with 2 baths with

an attached 2 car garage. Symmetry by Design calculated the impermeable area of the existing plans to be 1475 square feet. The new plans with a longer approach have the same impermeable area. This was accomplished by creating a smaller foot print for the home and utilizing more second story space including some area over the connected garage. The new plans include a longer approach off the attached garage and allow for the side patio/yard area. The longer approach will help with the parking by providing additional parking in the rear of the home instead of on the street. Each plan has two elevations using the current Specific Plan design styles of California and Monterey.

Council Member LeBarre echoed the Mayor and thanked the developer.

Council Member Acosta and Council Member Hendrickson thanked the developer and told him how they appreciated his designs.

Mayor Cullen opened the public hearing and seeing no one coming forward, closed the public hearing to June 14th meeting.

Mayor Cullen ask for a motion.

Action: Motion by LeBarre to introduce and conduct the first reading of the Ordinance with amendments as presented, by title, and set the second reading and adoption for the next regularly scheduled Council meeting of June 14, 2016, seconded by Acosta

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

NOES: Council Members:

ABSENT: Council Members:

ABSTAIN: Council Members:

Mayor Pro Tem Jernigan returned to the meeting.

11. REGULAR BUSINESS:

11a. Consideration: Provisions to Include in an Amended Medical Marijuana Regulatory Ordinance

City Manager Adams introduced the item.

Assistant Attorney David Hale went over the recommended items to be addressed as listed in the staff report.

Mayor Cullen stated that this item has been discussed since last year. He explained that Council is giving guidance on the construction of the ordinance.

Council Member Acosta is concerned about the stacking and feels that it could grow to a larger than their license.

Mayor Cullen clarified for Council Member Acosta stating that as long as the license is a certain square footage and they don't go over that square footage they could do stacking to achieve the square footage. One of the benefits would presumably it would conserve water.

Council Member Acosta will move forward cautiously however she is concerned with the honey oil extraction. She is concerned about the volatile process component. She would like to not move forward with the honey oil extraction.

Mayor Cullen asked for public comment.

Jo Koester would like to know how many crops they are getting out of this.

A young gentlemen had a couple of comments stating that he is concerned about security even though it is in the industrial area and not in residential, people that who can't afford it may want to steal the marijuana.

Darla Hinderscheid is concerned about children getting their hands on medical marijuana. She is also concerned about it being grown in City limits.

Brandon Gesicki, grower spoke on who is handling what licenses. He feels that King City is a head of the curve. It will be grown indoors with high security. He feels that the draft ordinance is good and that staff has done a lot of work. He would like to see staff consider adding food grade alcohol. They will have testers that will need licenses.

Mayor Cullen clarified for Ms. Hinderscheid that City Council only has jurisdiction in City Limits it is in industrial zones, applicants need to come to the City to get a permit, running through security protocol and subject to inspections.

Mayor Cullen went on to say that due to the unemployment rate the City is moving forward as this provides jobs and bringing in people to buy of property, build etc. Only allowing growing indoors for reasons of security for our children.

Council Member LeBarre clarified that indoor operations, crops are grown 3 or 4 cycles a year.

Mayor Pro Tem Jernigan she is concerned about all the regulations are going to be hard to enforce. She would like to be business friendly, not over regulating, she wants language and words that are more understandable in the ordinance, she is concerned about cost for the City and we have not brought in a penny, she is happy that Mr. Gesicki is happy with language of the ordinance. She likes the video surveillance part of the ordinance. She is cautiously hopeful we are moving in the right direction.

Council Member Hendrickson is comfortable with the recommendation. She asked Mr. Gesicki about the alcohol license. Mr. Gesicki explained that it is food grade alcohol that is used in coffee and other food.

Mayor stated that they could direct staff to work with Brandon to get additional information. Assistant Attorney stated that they would check with the State for additional information.

Council Member Acosta clarified that the grower doesn't want volatile he said right nothing that explodes?

Mayor Cullen called for a Motion.

Action: Motion by LeBarre to direct to proceed with the recommendations in the staff report additional information on food grade alcohol staff Medical Marijuana Tax Ballot Measure Ordinance and Regulations regarding Transportation of Medical Marijuana seconded by Hendrickson

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

NOES: Council Members:

ABSENT: Council Members:

ABSTAIN: Council Members: Mayor Pro Tem Jernigan

11b. Consideration: Draft Medical Marijuana Tax Ballot Measure

City Manager Adams introduced this item.

Mayor Pro Tem Jernigan would like the wording for the ordinance to be simplified as she found it confusing. Mayor Pro Tem Jernigan needed clarification on the ordinance wording and ballot measure wording.

City Manager Adams clarified that the ballot measure will be a little different wording so it will be clear and understandable.

Mayor Pro Tem Jernigan asked about the language and wanted it double checked on the wording from 1996 where the voters of the King City approved proposition 215.

Council Member LeBarre gave a recommendation 5.14030 b. in definitions speaking about cannabis use generalization or to mention designation of both strains. Definitions O, doesn't feel the language is necessary for floors of carports, garages, or similar structures. Q and R consistency including non-medical. 5.14.070 a. language needs to be worked on to be clear. Ballot measure language needs to state square foot of the license.

11c. Consideration: City Council Stipends

City Manager Adams introduced this item explaining the stipends being waived and how they can be reinstated by resolution. City Manager Adams gave the amounts that are in place now and what they could be going up to or reduced.

Mayor Cullen gave some background on this item. He feels we should bring stipends back to entice more people to run for council.

Mayor Cullen suggested that the stipend be \$300.00 for Council Members and \$400.00 for the Mayor. Mayor Pro Tem Jernigan suggested that the stipend be \$400.00 straight across and the Mayor be rotated so all get a chance to be Mayor.

Council Member LeBarre would like it to be done by Resolution and starting January 1, 2017. He will support the will of the Council.

Council Member Acosta stated that the Council came into this knowing that there was no money. She favors stipends be reinstated and that the Mayor getting more at whatever level.

Mayor Cullen likes January 1, 2017 with \$300.00 and \$400.00 brought back for approval.

City Attorney Martin Koczanowicz clarified that this is the process of reinstating stipends that were suspended in the recession.

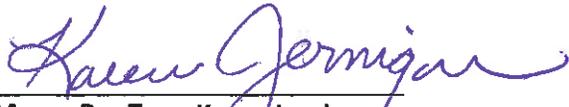
Mayor Pro Tem Jernigan recommends \$375.00 and \$475.00. Council Member Acosta feels it should be reinstated at the same level the Mayor making a little more.

Mayor Cullen would like it to be brought back \$ 350.00 and \$450.00 for discussion. Consensus by council.

ADJOURNMENT:

There being no further business to come before the City Council, Mayor Cullen adjourned the meeting at 8:19 pm. to Closed Session.

Approved Signatures:



Mayor Pro Tem, Karen Jernigan
City of King



City Clerk, Steven Adams
City of King