

**City Council Meeting  
May 14, 2019**

**1. CALL TO ORDER:**

Regular Meeting called to order at 6:00pm by Mayor LeBarre.

**2. FLAG SALUTE:**

The flag salute was led by Darlene Acosta.

**3. ROLL CALL:**

City Manager Adams conducted roll call.

City Council: Mike LeBarre, Darlene Acosta, Robert Cullen, Carlos DeLeon, Mayor Pro Tem Carlos Victoria.

City Staff: City Manager Steven Adams; City Attorney Roy Santos; Executive Admin. Asst./Deputy City Clerk, Erica Sonne.

**4. CLOSED SESSION ANNOUNCEMENTS:**

None

**5. PRESENTATIONS:**

A. Mayor LeBarre presented a proclamation in Recognition of National Public Works Week to 3 of our Public works department Ramon Ramos, Fernando Suarez, Jorge Alvarez, and Julian Lopez.

**6. PUBLIC COMMUNICATIONS:**

None

**7. COUNCIL COMMUNICATIONS:**

Council Member DeLeon stated that he didn't have anything this week, however he has a request for staff to look into where the City would be in banning Round-up pesticides. Consensus by Council to have staff look into this.

Council Member Acosta stated that she appreciates all the departments. She thanked for the plant that was sent to her on behave of her brother passing from the City Council and City Hall staff.

Mayor Pro Tem Victoria had nothing at this time.

Council Member Cullen stated that he enjoyed touring the SunStreet Center on May 2<sup>nd</sup>, attending the ribbon cutting, the fence gives some privacy and it is a beautiful facility. The Fair will be this week. He will not be attending the Salinas Valley Solid Waste Authority this week. May 19<sup>th</sup> the Teacher pathway program is doing their ceremony at 2p.m. at Scheid. June 25<sup>th</sup> Fort Hunter Liggett will have a change of command ceremony and it is open to the public at 9 a.m.

Mayor LeBarre stated that this Thursday at 8a.m. CalSTA Deputy Secretary, Chad Edison will do a site visit to future rail station with he, Community Development Director Doreen Liberto and City Engineer Octavio Hurtado. May 20<sup>th</sup> he will be passing out certificates to students at the Gabilan School. Leadership Council

is on the 29<sup>th</sup> that he will miss as he is the on California Council of Governments TAMC Delegate and will attend the annual meeting in Sacramento. Budget meeting is May 30<sup>th</sup>.

## **8. CITY STAFF REPORTS AND COMMENTS:**

City Manager Steven Adams first City Budget meeting will be tomorrow at 4:00p.m. in City Council chambers. On May 23<sup>rd</sup> 8:30a.m. Business workshop here at City Hall and 6:00p.m. on the 22<sup>nd</sup> is the public workshop on the downtown Plaza.

City Attorney Roy Santos made Council aware of new legislation that staff is keeping their eye on. It would strip local authority of dispensaries. It would force a dispensary license for every 4-liquor license.

## **9. CONSENT AGENDA**

- A. Meeting Minutes of April 23, 2019 Council Meeting
- B. City of King April 19, 2019 Invoices Paid
- C. City of King May 3, 2019 Invoices Paid
- D. Successor Agency May 3, 2019 Invoices Paid
- E. City of King KCCP Payments through April 30, 2019
- F. Consideration: An Ordinance of the City Council of the City of King Amending Section 16.18.090 and Adding Section 16.18.105 of Chapter 18 of Title 16 of the King City Municipal Code Pertaining to Payment of Development Mitigation Impact Fees
- G. Consideration: An Ordinance of the City Council of the City of King to Establish and Regulate Condominium Conversion and Construction of New Condominiums by Repealing Sections of Chapter 17.54 of Title 17 and Adopting Chapter 17.49 to Title 17 of the King City Municipal Code
- H. Consideration: Award of Bid for the King City Plaza Demolition Project and the Asbestos and Lead Abatement Project Including Categorical Exemption Pursuant to Section 15301 of the CEQA Guidelines

Council member Cullen would like to pull Item H.

Action: Motion to approve consent agenda items A-G by Victoria and seconded by DeLeon.

AYES: Council Members: Mayor LeBarre, Acosta, Cullen, DeLeon and Mayor Pro Tem Victoria

NOES: Council Members:

ABSENT: Council Members:

ABSTAIN: Council Members:

Council Member Cullen recused himself and left the room, as he owns property adjacent to this property.

Action: Motion to approve consent agenda item H by DeLeon and seconded by Victoria.

AYES: Council Members: Mayor LeBarre, Acosta, DeLeon and Mayor Pro Tem Victoria

NOES: Council Members:

ABSENT: Council Members: Cullen,

ABSTAIN: Council Members:

Council member Cullen returned to the room.

**10. PUBLIC HEARINGS:**

**A. Consideration: USA Waste of California (DBA Waste Management) Garbage and Recycling Collection Service Fees for Fiscal Year 2019-20**

City Manager Steve Adams introduced the item.

Solid Waste Authority, Elia Zavala further introduced this item going over Fee Component Adjustments with a Powerpoint presentation.

Mayor LeBarre opened the public hearing and seeing no one come forward, he closed the public hearing.

Council member Cullen went over the recycling component.

Kristin Skromme stated that we are trying to keep the contamination level down to keep the rates down.

Council member Acosta is concerned about the Seniors who do not have as much to spend on the Waste Management. She would negotiate it down.

Council member DeLeon feels that everyone finds way to raise prices. He feels that the price is going to go up weather Council approves this or not. With prices going up every year this is not something that he can support.

Mayor Pro Tem Victoria would like to see a cap on the price as well as the Mayor.

The Mayor wonders if a smaller recycle size.

Kristin explained that the cost is based on the trash container size not the recycling cart and does not impact the rate.

Patrick Mathews, Solid Waste Authority recycling, Monterey Regional Waste built a facility to process the recycling at \$40 a ton. Mr. Mathews stated that he feels that the cost is reasonable and could be higher.

Council member Cullen is in favor of this rate and will be supporting it. He would like someone to explain what a no vote would mean.

City Attorney Santos explained.

Mayor LeBarre is concerned with a multi-digit increase.

Action: Motion to adopt a Resolution approving Waste Management's garbage and recycling collection adjusted rates for Fiscal Year 2019-20 effective July 1, 2019, resulting in a 2.54% increase by Cullen and seconded by LeBarre.

AYES: Council Members: Mayor LeBarre, Cullen, and Mayor Pro Tem Victoria

NOES: Council Members: DeLeon

ABSENT: Council Members:  
ABSTAIN: Council Members: Acosta

**11. REGULAR BUSINESS:**

- A. Consideration: Presentation on Upcoming SB 1383 Regulations Under Senate Bill 1383: Short-lived Climate Pollutants, Organic Waste Methane Emissions

City Manager Steve Adams introduced the item.

Solid Waste Authority, Patrick Mathews further introduced this item with a PowerPoint presentation.

Action: Council received the presentation.

- B. Consideration: Award of Bid for the Riverview Gardens Common Landscaping Project Including Adopting Finding of a Categorical Exemption Pursuant to Section 15301 of the CEQA Guidelines

City Manager Steve Adams introduced the item.

City Engineer Octavio Hurtado further introduced this item.

Karen Jernigan stated that this project not being done has to be going on for 30 years she believes, and she feels that faith in government is lost when we say we are going to do something, and we don't. Ms. Jernigan feels the landscaping needs to be simple and drought resistant and it will be so much better than what it is now.

Action: Motion to 1) award the negotiated bid for the Riverview Gardens Common Landscaping Project as proposed by low bidder, Wild Bloom Landscapes Inc. in the amount of \$42,592; 2) authorize the City Manager to approve change orders not to exceed 5%; and 3) adopt finding of Categorical Exemption pursuant to Section 15301 of the CEQA Guidelines by Cullen and seconded by Victoria.

AYES: Council Members: Mayor LeBarre, Acosta, Cullen, DeLeon and Mayor Pro Tem Victoria

NOES: Council Members:

ABSENT: Council Members:

ABSTAIN: Council Members:

**12. CITY COUNCIL CLOSED SESSION**

**A. Conference with Real Property Negotiators**

**Properties: #026-391-025-000 Formerly Owned by the Community Development Agency of the City of King, 1023 Broadway**

**Agency Negotiators: Steven Adams**

**Negotiating Party: StayCal Hotels**

**B. Conference with Real Property Negotiators**

**Properties: City owned property, 1051 Industrial Way, APN 026-351-030-000**

**Agency Negotiators: Steven Adams**

**Negotiating Party: Luke Gowdy, Pacific Continental Truss**

- C. Conference with Legal Counsel – Existing Litigation  
Oseguera Briseno v. City of King et al., Case No. 5:18-cv-06673-BLF (USDC/N.D.Cal., San Jose Division)  
Gov. Code Section: 54956.9(d)(1)

**ADJOURNMENT:**

Mayor LeBarre adjourned in memory of Councilmember Acosta's brother who passed recently to closed session at 8:01p.m.

**Approved Signatures:**

  
\_\_\_\_\_  
Mayor, Michael LeBarre  
City of King

  
\_\_\_\_\_  
City Clerk, Steven Adams  
City of King