

**City Council Meeting
February 11, 2020**

1. CALL TO ORDER:

Regular Meeting called to order at 6:01pm by Mayor LeBarre.

Mayor LeBarre reported that Terry Garcia will be translating for us tonight.

2. FLAG SALUTE:

The flag salute was led by Mayor LeBarre.

3. ROLL CALL:

City Manager Adams conducted roll call.

City Council: Mike LeBarre Darlene Acosta, Rob 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:

There were no presentations tonight.

Mayor LeBarre stated that we will be moving Item 11(A) to hear it before Item 10(A). Motion by Cullen and second by DeLeon to do so, motion carried 5-0.

6. PUBLIC COMMUNICATIONS:

None

7. COUNCIL COMMUNICATIONS:

Council Member Cullen stated nothing to report tonight.

Mayor Pro Tem Victoria stated nothing to report tonight

Council Member Acosta stated nothing to report tonight.

Council Member DeLeon stated nothing to report tonight.

Mayor LeBarre stated the Blue Zone (program about living longer) presentation will be February 26 and 27th at the Fairgrounds. He will meet with Fort Hunter Liggett Major General on February 19th. He is meeting with Cutric/Connected communities on February 13th. He also stated that the City is working with Young Eagles group to bring the program to the King City Airport. It will allow children from the age of 8-18 get a free plane ride to encourage them to learn to fly.

8. CITY STAFF REPORTS AND COMMENTS:

City Manager Steven Adams stated working on Young Eagles will be coming back to the council the first meeting in March. The light project is almost complete, and the Airport is back open now. The RFP for the Multi-modal railroad platform will be sent out this week.

City Attorney Roy Santos stated nothing to report tonight.

9. CONSENT AGENDA

- A. Meeting Minutes of January 28, 2020 Council Meeting
- B. Meeting Minutes of January 28, 2020 Public Financing Authority Meeting
- C. City of King Check Register January 16 Thru January 31, 2020
- D. City of King Successor Agency Check Register for January 2020
- E. Consideration: Submittal of 2019-2020 CDBG Program Application
- F. Consideration: Eligibility List for Specialized Engineering Services
- G. Consideration: Census Kickoff Event

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

AYES: Council Members: LeBarre, Acosta, Cullen, DeLeon and Victoria

NOES: Council Members:

ABSENT: Council Members:

ABSTAIN: Council Members:

11. REGULAR BUSINESS:

- A. Consideration of Mid-Year Financial Report and Budget Adjustments

Mike Howard, Finance Director introduced this item. The marijuana tax has been lower than projected.

Councilmember Cullen asked what part of ProYouth is sustainable. City Manager stated that he and Chief will be meeting with ProYouth next week and grants have been being used to sustain it currently. The next two years look good. It will be a consistent process of applying for grants.

Action: Move to accept the Mid-year Financial Report and Budget Adjustments on motion by Victoria and seconded by DeLeon.

AYES: Council Members: LeBarre, Acosta, Cullen, DeLeon and Victoria

NOES: Council Members:

ABSENT: Council Members:

ABSTAIN: Council Members:

10. PUBLIC HEARINGS:

- A. Consideration: An Ordinance Amending Chapter 17.03 of Title 17 of the King City Municipal Code Pertaining to Commercial Cannabis Activity

City Manager Steve Adams introduced this item with a PowerPoint presentation.

City Attorney Roy Santos further introduced this item. Given King City's size, the size would warrant 1 dispensary but 2 is consistent of the services for police and fire department services.

City Attorney Santo went over the items that Planning commission heard but were not discussed. The vote was concentrated on the dispensary portion of the ordinance. Amendments to the employee work permit section. Specifically work permit section would allow employees to use their permit at any cannabis business in the City. The permit time period would be for 2 years instead of 1. Another change being proposed is to allow cannabis permit holders to ask for more time for when they file their permit. This change would allow the City Manager to grant on 60-day extension to file for their permit. The granting of this request is solely from the City Manager. There was an edit dealing with edibles 17.03.260 which would allow that in a storefront dispensary.

Mayor LeBarre read the title into the record. He had Ms. Garcia read it in Spanish as well.

Mayor LeBarre opened the public hearing,

Mayor LeBarre allowed everyone one minutes to insure everyone's voice is heard.

Raise your hand if you are in favor of retail operations in cannabis.

Raise your hand if opposed. Twice as many.

Carmela Deniz, Hermina, Karen Jernigan, Florena Franco, Bernicia, Rodrigo, Ken Reese, Jovani Arcata, Ivan Arcata, Mariana Arcata, Maria Solata, Liz Arce, Maria Valenzuela, Victor Sebastian, Graciela, Faustino Vicente, Ramona, Seledina, Domingo Uribe, Joselyn Garcia spoke in opposition to a cannabis dispensary in King City.

Ms. Garcia translated everyone's comments.

Amy White, Carol Umbarger, Ron Glantz, Debbie King, Jeff, spoke in favor of the dispensary.

Ms. Garcia translated everyone's comments.

Domingo Uribe, Jovani, Ivan, Karen Jernigan, spoke a second time and again in opposition to the dispensary.

Ms. Garcia translated everyone's comments.

Mayor LeBarre closed the public hearing

City Attorney Roy Santos just wanted to clarify that a medical provider cannot provide the cannabis. They can give a recommendation for you to get licensed from the State of California to get it through an authorized dispensary or on-line delivery service. The on-line delivery service unfortunately there is not a way to make sure they are licensed. The State is combating that now. Our ordinance as proposed no one under the age of 21 can enter the dispensary and the city is stricter than the State at this point as the legal age for the State is 18.

Councilmember Cullen wanted to ask about edibles and manufacturing of edibles. Attorney Santos stated edibles are already allowed to be manufactured and non-store front sale of edibles. Councilmember Cullen wanted to pass on the comment from a cannabis company about streamlining the internal process to get employees permitting passed through the process faster.

City Manager and City Attorney explained that we are waiting on livescan from the Department of Justice for our number and new cannabis business was to pay for the code enforcement unfortunately there has

not been any new cannabis. City Manager stated that the City will probably go forward with the code enforcement.

All the councilmembers commented on this item.

Action: Move to introduce by title only an Ordinance amending provisions Chapter 17.03 of Title 17 of the King City Municipal Code pertaining to commercial cannabis activity to allow cannabis storefront dispensaries within the City , waive first reading by title only, approve motion and conduct second reading on February 25th on motion by Cullen and seconded by DeLeon. Motion was amended to direct staff to modify the fee to assure full cost recovery on motion by Cullen and second by DeLeon.

AYES: Council Members: LeBarre, Cullen, DeLeon

NOES: Council Members: Acosta, Victoria

ABSENT: Council Members:

ABSTAIN: Council Members:

12. CITY COUNCIL CLOSED SESSION


- A. Public Employee Performance Evaluation Pursuant to Government Code Section 54957:
Title: City Attorney

ADJOURNMENT:

Mayor LeBarre adjourned the meeting 9:33p.m. to closed session.

Approved Signatures:



Mayor, Michael LeBarre
City of King

City Clerk, Steven Adams
City of King