

**City Council Meeting
September 28, 2021**

1. CALL TO ORDER:

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

2. FLAG SALUTE:

The flag salute was led by Council Member DeLeon.

3. ROLL CALL:

City Manager Adams conducted roll call.

City Council: Mike LeBarre, Carlos DeLeon, Carlos Victoria, Darlene Acosta and Rob Cullen.

City Staff: City Manager Steven Adams; Assistant City Attorney Shannon Chaffin (Teleconference); Executive Admin. Asst./Deputy City Clerk, Erica Sonne.

4. CLOSED SESSION ANNOUNCEMENTS:

None

5. PRESENTATIONS:

Mayor LeBarre presented Richard and Debbie Benson a proclamation in recognition of their service to the community with their plumbing business for the last 40 years.

Mayor LeBarre read Jacob's Heart Childhood Cancer Awareness Month 2021 Proclamation into the record and it will be mailed out to them as representative did not show up to the meeting.

Chief Keith Boyd swore in Captain James Hunt.

6. PUBLIC COMMUNICATIONS:

None

7. COUNCIL COMMUNICATIONS:

Council Member Cullen stated Solid Waste Authority is making some good progress on some agreements that should lead to Salinas resending their threat to pull out of the JPA. Blue Zones – Activities, Procedures, and policies for business to promote healthy living amongst their employees. The City Manager attended Blue Zone worksite summit. It is on how to become a Blue Zone certified worksite. FHL base Commander Col. Lamb will be speaking at Rotary October 20th if any of the other City Council would like to be his guest. SVF board meeting is this next Thursday. He has received complaints about big rigs parking on City Streets in residential area. It may need to be revisited.

Council Member Acosta had nothing to report tonight.

Mayor Pro Tem Victoria had nothing to report tonight.

Council Member DeLeon had nothing to report tonight.

Mayor LeBarre stated that on September 30th there would be a state partners meeting and field trip to the possible future site of the Multimodal Station. He expressed his appreciation to Police Department, Fire Department and EMT's for their participation in a classroom visit.

8. CITY STAFF REPORTS AND COMMENTS:

City Manager Steven Adams stated nothing to report tonight.

Assistant City Attorney Shannon Chaffin stated nothing to report tonight.

9. CONSENT AGENDA

- A. Consideration: Meeting Minutes of September 14, 2021, Council Meeting
- B. Consideration: City of King Check Register September 1, through September 15, 2021

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

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

NOES: Council Members:

ABSENT: Council Members:

ABSTAIN: Council Members:

10. PUBLIC HEARINGS:

- A. Consideration: City Council Redistricting Process

City Manager Adams introduced this item stating that there will need to be four public hearings first of which is tonight and introduced demographic consultant.

The demographic consultant Dr. Daniel Phillips with National Demographics Corporation (NDC), who gave a presentation on redistricting. Draft maps will be posted to the website October 9th. Future public hearings will be October 16th, November 23rd and February 8th. Each district needs 2666 voters.

Mayor LeBarre opened the public hearing,

Karen Jernigan, she feels that it would be helpful to define the districts as North, South, East, West and Central. He closed the public hearing.

Council member Cullen would like to know if we could stop having districts. City Manager Adams stated that there were some groups suing cities so that is why we formed districts. Now there are more groups wanting to sue and it is better for litigations sake that we keep districts.

Council member Acosta hopes that this information tonight will be made available for the public.

Council member Cullen would like to see us reach out to the middle school and high school and get the younger generation involved and give input.

Mayor directed staff to reach out to the schools.

Action: Motion to approve the public hearing schedule by Cullen and seconded by DeLeon.

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

NOES: Council Members:

ABSENT: Council Members:

ABSTAIN: Council Members:

- B. Consideration: An Ordinance of the City Council of the City of King Initiating Amendment of Zoning District and Approving Zoning District Changes for 101 and 105 Division Street, Assessor's Parcel Numbers 026-231-001 and 026-231-003, From Single Family Residential (R-1) to General Commercial (C-2) (105 Division Street Case No.: P20-000-008 and 101 Division Street Case No.: Zon21-000001)

Community Development Director Liberto introduced this item. A letter was submitted from the attorney of the 101-property owner this afternoon.

Assistant City Attorney Shannon Chaffin rendered two legal opinions on the record. The first opinion was that Ordinance 2011-692 adopted the Historic Corridor Revitalization Plan. Section 4.7 of the Plan, which was distributed to the Council, has a listing for "Residential" and "Dwelling Multifamily 4 plex or larger." Under the FSC (First Street Corridor), it is designated as "UP" for "use permit." The General Plan also recognizes the FSC. If rezoned to the C-2 zoned district, 101 Division street's existing use would currently be an allowed use with a use permit under Municipal Code section 17.24.030(9). Mr. Chaffin requested the City Council make a finding that this was the case as part of the motion to introduce the proposed ordinance. The finding was included by the City Council as part of the motion to introduce the proposed ordinance.

Mr. Chaffin also rendered a second opinion that the First Street Corridor Plan is an advisory document and not a regulatory plan (i.e., it is not mandatory).

Mayor LeBarre read the Ordinance by title only into the record. Mayor LeBarre opened the public hearing.

Christine Kemp attorney for Mr. and Mrs. Couttolenc spoke on their behalf. They want to keep the housing on 101 Division St. They wanted it clear that it is a legal nonconforming use. FSC zoning designation would allow 4 or more units if needing to rebuild. First Street Corridor plan is advisory and concerned with what is going in next door they want it compatible with what is there in the neighborhood.

Karen Jernigan wanted to know if this change would affect the appearance of the properties that are there as the little motel use to be cute but as it is kind of an eye sore.

Mihir Patel, Property owner of 105 Division St., stated that Raymundo would like to move to 105 Division St. with his used car sales.

Mayor LeBarre closed the public hearing.

Action: Motion with the inclusion of the findings of the City Attorney to approve the first reading by title only and to set the second reading and adoption for the next regularly scheduled Council meeting of October 12, 2021 by Victoria and seconded by DeLeon.

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

NOES: Council Members:

ABSENT: Council Members:

ABSTAIN: Council Members:

C. Consideration: An Ordinance for Organic Waste Disposal Reduction, Recycling and Solid Waste Collection

Assistant City Attorney Chaffin introduced this item.

Mayor LeBarre read the Ordinance by title only into the record for first reading with further reading being waved.

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

Action: Motion to conduct first reading by title only with further reading waived, an Ordinance Adding Chapter 8.40 to Title 40 of the King City Municipal Code for Organic Waste Disposal Reduction, Recycling and Solid Waste Collection by Cullen and seconded by DeLeon.

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

NOES: Council Members:

ABSENT: Council Members:

ABSTAIN: Council Members:

11. REGULAR BUSINESS:

A. Consideration: Issues and Direction Regarding Countywide Face Covering Ordinance

Assistant City Attorney Chaffin introduced this item.

Action: Motion that the city does not agree that the county has authority under this circumstance, the city is not directing its police department to enforce the county's ordinance and the city will continue to comply with the legitimate orders and guidance as applicable by Cullen and seconded by DeLeon.

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

NOES: Council Members:

ABSENT: Council Members:

ABSTAIN: Council Members:

12. CITY COUNCIL CLOSED SESSION

None


ADJOURNMENT:

There being no further business to come before the City Council Mayor LeBarre adjourned the meeting at 7:52pm on a motion by Victoria and seconded by DeLeon with a 5-0 vote.

Approved Signatures:



Mayor, Michael LeBarre
City of King



City Clerk, Steven Adams
City of King