

**City Council Meeting  
December 14, 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 Mayor LeBarre.

**3. ROLL CALL:**

City Manager Adams conducted roll call.

City Council: Mike LeBarre, Carlos Victoria, Darlene Acosta, Carlos DeLeon.  
Council member Rob Cullen is absent tonight.

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

Council member DeLeon spoke on the loss of Hermie Robles that he will be fondly remembered and deeply missed. All council remembered him as a helper to the community and always smiling.

**4. CLOSED SESSION ANNOUNCEMENTS:**

None

**5. PRESENTATIONS:**

- A. Mayor's Commendation to Brett Saunders for his term on the Planning Commission, he will be missed.

**6. PUBLIC COMMUNICATIONS:**

None

**7. COUNCIL COMMUNICATIONS:**

Mayor Pro Tem Victoria spoke on the parade for the church and the help that the Police gave on Sunday for the parade. He also gave kudos to the Police Department for the work of the past few days and how well they work with the surrounding cities.

Council Member DeLeon had nothing to report tonight.

Council Member Acosta had nothing to report tonight.

Mayor LeBarre stated he has been watching the California redistricting commissions progress and participating to help the county be seen by the politicians trying to change the districts and break up Monterey County. He encouraged the public to go on the website and voice their objections to not keeping the county whole.

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

City Manager Steven Adams stated that the city was awarded a prop 68 grant for over 2 million dollars for the Downtown Plaza project which is very exciting. He stated that Operation Santa Claus is happening on Friday from 2:30p.m. to 6:30p.m. for 350 families out at the airport where gifts and food will be handed out and the kids will get to see Santa Claus fly in by helicopter.

City Attorney Roy Santos apologized for not being in person as intended but he has had to appear in an administrative hearing this week.

## **9. CONSENT AGENDA**

- A. Consideration: Meeting Minutes of November 23, 2021, Council Meeting
- B. Consideration: City of King Check Register November 16, through November 30, 2021
- C. Consideration: Successor Agency Check Register November 16, through November 30, 2021
- D. Consideration: Resolution Re-authorizing the Conduct of Public Meetings of the Legislative Bodies of the City Via Remote Teleconferencing for an Initial 30-Day Period Pursuant to the Ralph M. Brown Act as Amended by Assembly Bill No. 361.
- E. Consideration: Appointment to the Planning Commission
- F. Consideration: Update to Job Classification Plan
- G. Consideration: Airport Improvement Program FY 2022 Federal Aviation Administration Grant Application
- H. Consideration: Cancellation of Regular Meeting on December 28, 2021
- I. Consideration: Appropriation of Grant Funds for the Youth Diversion Program

Council member Acosta pulled Item I because of a conflict of interest.

Council member DeLeon pulled Item E.

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

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

NOES: Council Members:

ABSENT: Council Members: Cullen,

ABSTAIN: Council Members:

Council member DeLeon pulled Item E to welcome the new Planning Commissioner Steve Wilson to Planning Commission.

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

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

NOES: Council Members:

ABSENT: Council Members: Cullen,

ABSTAIN: Council Members:

Council member Acosta pulled Item I because she works for Sunstreet Centers, and she recused herself and left the meeting.

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

AYES: Council Members: LeBarre, DeLeon and Victoria

NOES: Council Members:

ABSENT: Council Members: Cullen, Acosta,

ABSTAIN: Council Members:

On a motion by Council Member Victoria and seconded by Council Member DeLeon Item 11(A) will be heard before Item 10(A) and then the meeting will continue to the regular order. Passed 4-0.

## **11. REGULAR BUSINESS:**

### **A. Consideration: Consideration: Adjustments to Cannabis Tax Rates**

City Manager Adams introduced this item stating that it is for manufacturing and testing.

Jonas Lalehzadeh, 150 Don Bates Way, stated that they choose King City because it is friendly, and we work together. He further stated that he would like to see a discussion on this item so maybe table it for a later meeting and be able to meet with staff to come up with a good long-term solution. He would hope to meet this week so not to hold up anything.

Amy White, Director of Compliance for Vertis group, 100 Don Bates, she agrees with Jonas. She feels that the city is still studying the tax in other cities and would like to table a decision on this until after a discussion. She feels that the city needs to look at the annual fees along with the taxes that are being paid to the city. She would like to have a discussion about the cannabis industry how the city can continue to support the cannabis business.

Frank Gallagher, Vertis Group, can't stress enough the importance of having a way to communicate with the city on a regular basis to educate the city on the industry right now. In the 4<sup>th</sup> quarter the industry is being hammered and price has gone down. Taxes are paid by square foot. They are not bringing in as much and paying out the same. He said a lot of people are going to go under in California. He would like to sit down on a monthly basis or three-month basis to educate each other on what we are looking for. He feels that City has done a great job.

Council encouraged cannabis business to contact staff for a meeting.

Mayor LeBarre closed public comment.

Action: Motion to adopt a Resolution increasing cannabis tax rates for manufacturing and testing businesses by CPI (2%) effective January 1, 2022, by Victoria and seconded by DeLeon.

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

NOES: Council Members:

ABSENT: Council Members: Cullen,

ABSTAIN: Council Members:

## **10. PUBLIC HEARINGS:**

### **A. Consideration: Revised Allocations for the Permanent Local Housing Allocation ("PHLA") Grant Program**

Mayor LeBarre read the title of the Resolution into the record.

City Manager Steve Adams introduced Community Development Director Liberto. Community Development Director, Doreen Liberto further introduced this item.

Mayor opened the public hearing.  
Seeing no one come forward,  
Mayor LeBarre closed the public hearing.

Action: Motion to adopt a Resolution which authorizes a revised application submittal to the California Department of Housing and Community Development Department (“HCD”) to receive and administer \$134,185 in the first year and \$805,115 over a 5-year period in Permanent Local Housing Allocation Program (“PLHA”) Grant Funds by DeLeon and seconded by Acosta.

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

NOES: Council Members:

ABSENT: Council Members: Cullen

ABSTAIN: Council Members:

### **11. REGULAR BUSINESS:**

#### **B. Consideration: AXON Enterprises, Inc. Law Enforcement Technology Services**

Chief of Police Keith Boyd introduced this item. Will Alexander and Travis Cole from Axon are present for presentation and questions.

Will Alexander showed a video of the equipment in action.

Karen Jernigan, Mildred St., Supports the Police Department however feels this is an expense to the city that the council needs to take into consideration. She is also concerned about training and it being difficult if it is not in person.

Action: Motion to approve and authorize the City Manager to execute a 10-year agreement with AXON Enterprises, Inc. for law enforcement technology services. by DeLeon and seconded by Victoria.

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

NOES: Council Members:

ABSENT: Council Members: Cullen,

ABSTAIN: Council Members:

#### **C. Consideration: Downtown Streetscape Master Plan Addendum**

City Manager Adams introduced this item.

Karen Jernigan, Mildred St, is happy to see the olive trees go as they are so messy, she prefers Chinese Pastiche.

Action: Motion to approve an Addendum #1 to the Downtown Streetscape Master Plan by Acosta and seconded by DeLeon.

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

NOES: Council Members:

ABSENT: Council Members: Cullen,

ABSTAIN: Council Members:

**D. Consideration: Preliminary Expenditure Plan for American Rescue Plan Acts Funds**

City Manager Adams introduced this item. 13 items were presented to use the ARPA funds on.

Action: Motion to approve a Preliminary Expenditure Plan for American Rescue Plan Act funding by Victoria and seconded by DeLeon.

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

NOES: Council Members:

ABSENT: Council Members: Cullen,

ABSTAIN: Council Members:

**E. Consideration: Participation in Two Nationwide Opioid Settlements**

City Manager Adams introduced this item.

City Attorney Santos stated they wanted to give Council as much information as possible.

Karen Jernigan, Mildred St., is concerned that there is more expense in getting part of the settlement than what the city gets out of it.

Action: Motion to 1) approve the Settlement Participation Form for the City's participation in the National Opioid Settlement with McKesson Corporation, Cardinal Health, Inc., and AmerisourceBergen Corporation; 2) approve the Settlement Participation Form for the City's participation in the National Opioid Settlement with Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen Pharmaceuticals, Inc., and Janssen Pharmaceutica, Inc.; 3) approve the California State-Subdivision Agreement Regarding Distribution and Use of Settlement Funds - Distributor Settlement; 4) approve the California State-Subdivision Agreement Regarding Distribution and Use of Settlement Funds - Janssen Settlement; 5) adopt a Resolution authorizing the City Manager to execute the documents identified in Recommendation Nos. 1 through 4; and 6) authorize the City Manager to carry out all necessary acts such that the City can participate in the National Opioid Settlements, including, but not limited to, the transmittal of the executed documents in Recommendation Nos. 1 through 4 (as necessary and applicable) by DeLeon and seconded by Acosta.

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

NOES: Council Members:

ABSENT: Council Members: Cullen,

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 in honor of Hermie Robles at 8:39pm on a motion by Victoria second by Acosta.

**Approved Signatures:**



**Mayor, Michael LeBarre  
City of King**



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