

City Of Calimesa
City Council Minutes of Regular Meeting
January 22, 2013

CALL TO ORDER 6:00 p.m.

ROLL CALL: MAYOR DAVIS, MAYOR PRO TEM HEWITT, COUNCIL MEMBER HYATT, COUNCIL MEMBER MCINTIRE AND COUNCIL MEMBER ZANOWIC.

ABSENT: NONE

STAFF: CITY MANAGER ANSTINE, CITY ATTORNEY ENNIS, CITY CLERK GERDES, ASSISTANT CITY MANAGER VON KLUG, FINANCE DIRECTOR JOHNSTON, CITY ENGINEER THORNTON AND POLICE CHIEF PEEBLES.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Linda Ortiz, SCE Regional Manager.

COMMUNICATIONS FROM THE PUBLIC

Jim Stolze, Principal Mesa View Middle School, announced the Mesa View Middle School "Run with the Mustangs" 5K Run on February 16, 2013 at 8:00 am. He invited Mayor Davis to attend and kick-off the event. Principal Stolze thanked Police Chief Peebles for being pro-active with the school in regards to the Sandy Hook incident, adding that he has received positive parent feedback.

Mike Simon, 10961 Desert Lawn Drive, Calimesa, spoke regarding the bringing of more businesses to town and stated that Fresh and Easy was going out of business and suggested "Trader Joes" or "Sprouts" be contacted.

Steve Fogus, 1080 California Street, Calimesa, expressed his opposition to the pole installed by The Gas Company in front of his property and asked for Council consideration to instruct staff to move the pole 90 ft to the north side of his property.

Kristen Scott and Robert Shy from The Gas Company explained the new metering program and the reason for the installation of the poles throughout the City. Robert Shy explained that the poles are to be strategically placed within a certain distance from one another so that they can communicate to each other. He added that placing the pole where Mr. Fogus has suggested would not allow for appropriate communication. Kristen Scott thanked Public Works Director French for his assistance and guidance in the past year with the installation of the poles.

Linda Molina, 566 Ronda Court, Calimesa, spoke on behalf of "Habitat for Humanity – San Gorgonio Pass" announcing 2 events; April 20th Golf Tournament fundraiser and February 11th Volunteer orientation meeting.

Paul Zanowic, Executive Director, Calimesa Chamber of Commerce, presented a plaque of appreciation to Mayor Davis recognizing the City for their financial support to the Chamber.

APPROVAL OF THE AGENDA

City Attorney Ennis requested that Item D be added to the Closed Session Agenda as, the need to consider the item arose after the posting of the agenda and there is a need to hear the item at this meeting of the City Council. The Closed Session Item is as follows:

- D. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**
Pursuant to Government Code Section 54956.9 (c) Potential Initiation of Litigation
Number of Cases: One (1) case

MOTION BY COUNCIL MEMBER HYATT, SECONDED BY COUNCIL MEMBER MCINTIRE, CARRIED 5-0 TO APPROVE THE AGENDA AS PRESENTED WITH THE ADDITION OF CLOSED SESSION ITEM NO. D.

Mayor Davis asked if there were any items to be removed from the consent calendar for discussion. Council Member Hyatt requested that Item No. 7 be removed for discussion.

CONSENT CALENDAR

1. APPROVAL OF CITY COUNCIL ACTION MINUTES.
 - a. *City Council Action Minutes of the Regular Meeting of December 17, 2012.*
2. RECEIVE AND FILE CITY COMMISSION & BOARD MINUTES.
 - a. *Community Services Commission Minutes of November 7, 2012.*
3. APPROVAL OF WARRANT REGISTERS.
 - a. *December 20, 2012 Payroll of \$41,571.14 (Ck Nos. 6109 thru 6132)*
 - b. *January 3, 2013 Payroll of \$32,410.71 (Ck Nos. 6133 thru 6146)*
4. WAIVE FULL READING OF ANY PROPOSED ORDINANCES ON THE AGENDA.

This permits reading the title only in lieu of reciting the entire text of the Ordinances. This does not take policy action on the Ordinances or approve or disapprove any Ordinances on the agenda.
5. TRAVEL EXPENSES
RECOMMENDATION: *That the City Council receive and file the report.*
6. RECEIVE AND FILE PUBLIC SAFETY REPORTS.
RECOMMENDATION: *That the City Council move to accept the Citizen Patrol Volunteer Unit Hours for December 2012.*
8. CALIMESA CREEK CONSTRUCTION FUNDING.
RECOMMENDATION: *That the City Council adopt Resolution No. 2013-01 and authorize the City Manager to enter into an agreement to receive a grant.*

MOTION BY MAYOR PRO TEM HEWITT, SECONDED BY COUNCIL MEMBER HYATT, CARRIED 5-0 TO APPROVE ITEMS 1 – 6 AND 8 OF THE CONSENT CALENDAR AS PRESENTED.

ITEMS REMOVED FROM THE CONSENT CALENDAR

- 7. AWARD OF PROFESSIONAL CONSULTING SERVICES CONTRACTS FOR BUILDING AND SAFETY SERVICES TO WILLDAN ENGINEERING.

RECOMMENDATION: That the City Council approve awarding a Professional Services Contract for Building and Safety Services to Willdan Engineering, and authorize the Mayor to execute the agreement.

Council Member Hyatt questioned for clarification if there had been a change in the staff for the Building and Safety Division. City Manager Anstine replied that yes, a change in staff had occurred for the Building and Safety Division, adding that the counter hours are 7:30 am – 10:00 am Monday through Thursday.

MOTION BY COUNCIL MEMBER HYATT, SECONDED BY MAYOR PRO TEM HEWITT, CARRIED 5-0 TO APPROVE ITEM 7 OF THE CONSENT CALENDAR AS PRESENTED.

CHIEF OF POLICE COMMENTS & REPORTS

Chief Peebles reported an increase in thefts and vandalism in December and a decrease in narcotic arrests. He further reported that the department is working with the City of Yucaipa in regards to thefts and vandalism in both cities. He announced an arrest was made for the vandalism at Mesa View Middle School, adding the DA is filing it as felony vandalism. He introduced Lt. Pete Ortiz as the new Lt. for Calimesa.

Lt. Pete Ortiz addressed the Council stating that he was honored to be working in Calimesa, adding that he worked as a deputy in Calimesa in the early 90's. He stated that his most recent appointment was Assistant Chief in Rancho Mirage.

FIRE CHIEF COMMENTS & REPORTS

No report was given as Fire Chief Gregg was not in attendance

MAYOR & COUNCIL MEMBER REPORTING OF COUNTY & REGIONAL MEETINGS

Council Member Zanowic announced that she attended an Executive Committee meeting for the League of California Cities as well as the Riverside Division Dinner in Moreno Valley on January 14, 2013. She reported that they were provided with an update on the State Budget. She further announced that she attended an RCTC meeting and a Transportation Now meeting, adding that ridership is up in the pass area.

Mayor Pro Tem Hewitt reported that he attended the League of California Cities Riverside Division Dinner meeting in Moreno Valley.

Council Member Hyatt reported that he attended a meeting with Anne Meyer of RCTC, adding that she has been responsive and helpful in regards to the construction of roundabouts. He further reported that he attended an RCA meeting and the League of California Cities Riverside Division meeting in Moreno Valley. He announced that the WRCOG TUMF issue with the City of Beaumont is moving forward, but has been put off until April.

Mayor Davis reported that he attended the Yucaipa Chamber Installation Dinner, adding that it was a good time.

BUSINESS ITEMS

9. MOBILE HOME RENT STABILIZATION BOARD APPOINTMENT

RECOMMENDATION: That the City Council appoint one (1) member to the Mobile Home Rent Stabilization Board and adopt Resolution No. 2013-02 providing for appointment made.

City Clerk Gerdes presented the agenda report.

After Council discussion the following action was taken:

MOTION BY COUNCIL MEMBER HYATT, SECONDED BY COUNCIL MEMBER ZANOWIC, CARRIED 5-0 TO APPOINT TONI BARRON TO THE MOBILE HOME RENT STABILIZATION BOARD AS THE MOBILE HOME PARK OWNER/REPRESENTATIVE MEMBER AND ADOPT RESOLUTION 2013-02 PROVIDING FOR THE APPOINTMENT MADE.

10. TRAILS, OPEN SPACE AND BEAUTIFICATION COMMISSION APPOINTMENT

RECOMMENDATION: That Council Member Zanowic appoint one member to the Trails, Open Space and Beautification Commission and that the City Council ratify the appointment by a majority vote and adopt Resolution No. 2013-03 providing for appointment made.

City Clerk Gerdes presented the agenda report. Council Member Zanowic stated her desire to appoint Linda Molina to the Trails, Open Space and Beautification Commission.

After Council discussion the following action was taken:

MOTION BY MAYOR PRO TEM HEWITT, SECONDED BY COUNCIL MEMBER ZANOWIC, CARRIED 5-0 TO APPOINT LINDA MOLINA TO THE TRAILS, OPEN SPACE AND BEAUTIFICATION COMMISSION AND ADOPT RESOLUTION 2013-03 PROVIDING FOR THE APPOINTMENT MADE.

Mayor Davis administered the "Oath of Office" to newly appointed Commissioners, Toni Barron and Linda Molina.

11. COUNCIL MEMBER REQUEST FOR APPROVAL OF ADDITIONAL TRAVEL MONEY

RECOMMENDATION: *That the City Council review and direct staff as appropriate.*

City Clerk Gerdes presented the agenda report.

Mike Simon, 10691 Desert Lawn Drive, Calimesa suggested that the city vehicles be used more for travel to cut down on the costs to the City. He questioned the amount that each member receives for the various regional commissions they serve on and whether those amounts could be given back to the City. He expressed his concerns of tapping into the city reserves for more travel.

Mayor Davis cautioned Council to use their travel monies wisely.

After Council Discussion the following action was taken:

MOTION BY COUNCIL MEMBER HYATT, SECONDED BY COUNCIL MEMBER MCINTIRE, CARRIED 5-0 TO SPLIT THE MAYORS ADDITIONAL TRAVEL AMOUNT OF \$500 IN HALF AND ALLOCATE \$250 TO THE PREVIOUS MAYORS TRAVEL AND ALLOCATE \$250 TO THE CURRENT MAYORS TRAVEL GIVING THEM EACH \$1,650 OF TRAVEL FUNDS FOR THE 2012/2013 FISCAL YEAR.

COUNCIL MEMBERS' COMMENTS & REPORTS

This is the time for additional general comments, announcements, reports on meetings attended at public expense as required by AB 1234, requests of staff, and other issues of concern to Council Members may be presented briefly at this time. The Council may not legally take action on any item presented at this time other than to direct staff to investigate a complaint or place an item on a future agenda unless (1) by a majority vote, the Council determines that an emergency situation exists, as defined by Government Code § 54956.5 or (2) by a four-fifths vote, the Council determines that there is a need for immediate action and the need for action arose subsequent to the agenda being posted as required by Government Code § 54954.2(b).

Council Member Hyatt announced that he attended the Senior Christmas Dinner on December 20th, adding that it was a good time. He announced the Valentine Dinner that would take place on February 8th. He further announced that he would be attending an ad-hoc meeting with the City of Yucaipa on January 23rd.

Council Member Zanowic announced that she purchased 29 tickets for the Valentine Dinner for Plantation on the Lakes residents who would be attending. She announced a ribbon cutting at the San Gorgonio Memorial Hospital on Friday, January 25th with a VIP reception and a Veterans Expo in Banning on January 26th. She further announced that she attended the Beaumont Chamber Installation dinner, stating that Brian DeForge was awarded Citizen of the Year. She reported that the Plantation on the Lakes Bingo and Solera residents donated \$2,500 to the Alternative to Domestic Violence Shelter, adding that they would be holding a tour on Friday, January 25th.

Mayor Pro Tem Hewitt reported that he attended the Beaumont Chamber Installation Dinner and on behalf of the City presented a certificate of commendation to Brian DeForge. He added that he was able to sit next to Assemblyman Brian Nestande and learned a lot.

Mayor Davis stated that there are a lot of hungry people out there and a lot of thefts are taking place, adding that tailgates are an easy steal.

CITY MANAGER COMMENTS & REPORTS

City Manager Anstine announced that he chaired the WRCOG TAC meeting stating that a member of the Inland Empire Grid Alternatives was in attendance and that he would be contacting them to come and make a presentation before the Council at a future meeting. He added that the Inland Empire Grid Alternatives provides a great program for free solar installations.

Mayor Pro Tem Hewitt thanked City Attorney Ennis and Assistant City Attorney Greyson for their time in teaching the Ethics Training on January 15th.

RECESS TO CLOSED SESSION

Mayor Davis recessed the meeting at 7:08 p.m. to Closed Session. City Attorney Ennis announced the Closed Session Items.

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**
Pursuant to Government Code Section 54956.9 (b) Significant exposure to Litigation,
Number of Cases: One (1) case
- B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**
Pursuant to Government Code Section 54956.9 (c) Potential Initiation of Litigation,
Number of Cases: Three (3) cases
- C. PUBLIC EMPLOYEE PERFORMANCE EVALUATION**
Pursuant to Government Code Section 54957
Title: City Manager
- D. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**
Pursuant to Government Code Section 54956.9 (c) Potential Initiation of Litigation
Number of Cases: One (1) case

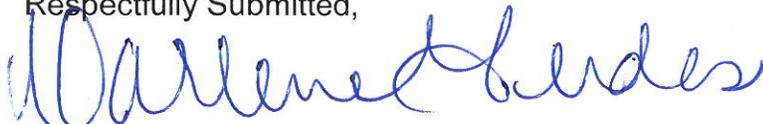
CLOSED SESSION ANNOUNCEMENT

- A. Direction was given to the City Attorney, with no reportable action**
- B. No reportable action.**
- C. Direction was give to the City Manager and item was concluded**
- D. Direction was given to City Attorney and City Manager, with no reportable action.**

ADJOURNMENT

Meeting adjourned at 8:30 p.m. to the Regular meeting of the City Council on Monday, February 4, 2013, at 6:00 p.m.

Respectfully Submitted,



Darlene Gerdes, City Clerk

Approved by Council:

2/4/13