

*City Of Calimesa*  
City Council Minutes of Regular Meeting  
July 1, 2013

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**CALL TO ORDER** 6:00 p.m. by Mayor Davis.

**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 VONKLUK, ACCOUNTING COORDINATOR SIMMONS, PUBLIC WORKS DIRECTOR FRENCH, COMMUNITY DEVELOPMENT DIRECTOR GUARRACINO AND POLICE CHIEF PEEBLES.

*A moment of silence was held in honor of the fallen firefighters in Arizona.*

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Public Works Director French.

**COMMUNICATIONS FROM THE PUBLIC**

None

**APPROVAL OF THE AGENDA**

**MOTION BY COUNCIL MEMBER ZANOWIC, SECONDED BY MAYOR PRO TEM HEWITT, CARRIED 5-0 TO APPROVE THE AGENDA AS PRESENTED.**

Mayor Davis asked if there were any items to be removed from the consent calendar for discussion. Council Member McIntire requested that Item No. 2 be pulled for discussion.

**CONSENT CALENDAR**

1. APPROVAL OF CITY COUNCIL ACTION MINUTES.
  - a. *City Council Action Minutes of the Regular Meeting of June 3, 2013.*
3. APPROVAL OF WARRANT REGISTERS.
  - a. *Check Register with a total of \$398,620.52 (Check Nos. 27120 – 27217)*
  - b. *June 20, 2013 Payroll of \$35,968.70 (Ck Nos. 6354 thru 6373)*
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. COUNCIL TRAVEL REPORT.

**RECOMMENDATION:** That the City Council move to approve the travel expenses report.

6. RECEIVE AND FILE PUBLIC SAFETY REPORTS.

**RECOMMENDATION:** That the City Council move to accept the Citizen Patrol Volunteer Unit Hours for May 2013.

7. AWARD CONTRACT – HOUSING REHABILITATION ADMINISTRATIVE SUBCONTRACTOR.

**RECOMMENDATION:** That the City Council direct staff to enter into an agreement with Pacific Municipal Consultants (PMC) to provide owner-occupied Housing Rehabilitation Program Administration for the City's HOME Program.

8. APPROVAL OF RESOLUTION NO. 2013-26, AUTHORIZING OFFICIALS OF THE CITY TO MAKE DEPOSITS AND WITHDRAWALS OF INVESTMENTS IN THE LOCAL AGENCY INVESTMENT FUND.

**RECOMMENDATION:** That the City Council adopt Resolution No. 2013-26, A Resolution of the City Council of the City Of Calimesa, California authorizing Randy Anstine, Teresa Simmons and William Davis as authorized officials of the City to make deposits and withdrawals of investments in the Local Agency Investment Fund, and rescinding Resolution No. 2008-35 in its entirety.

**MOTION BY MAYOR PRO TEM HEWITT, SECONDED BY COUNCIL MEMBER ZANOWIC, CARRIED 5-0 TO APPROVE ITEM NO'S 1, & 3 – 8 OF THE CONSENT CALENDAR AS PRESENTED.**

#### **CONSENT ITEMS REMOVED FOR DISCUSSION**

2. RECEIVE AND FILE CITY COMMISSION & BOARD MINUTES.

**a. Community Services Commission Minutes of 5/1/2013 Regular Meeting**

Council Member McIntire questioned the City Manager as to whether Family Services Association required the Sr. Advisory Committee to fundraise at least \$10,000 a year for the center, as stated in the Community Services Commission minutes. City Manager Anstine stated that he did not recall a specific amount of money that would be raised by Family Services Association to assist with funding at the Sr. Center and that it is not the Sr. Advisory Committee's responsibility to raise the funds. Council Member McIntire further questioned a comment made in the minutes by Chairperson Lotz in regards to the Sr. Advisory Committee, adding that she felt it was a sad comment.

**MOTION BY COUNCIL MEMBER MCINTIRE, SECONDED BY MAYOR PRO TEM HEWITT, CARRIED 5-0 TO APPROVE ITEM NO.2 AS PRESENTED.**

#### **CHIEF OF POLICE COMMENTS & REPORTS**

Police Chief Peebles reported that the Calimesa Post Office was broken into on June 18, 2013, adding that they are working with the postal inspector on the investigation. He stated that the June stats were not yet available for reporting. He added that there would be additional coverage on the 4<sup>th</sup> of July holiday.

## **FIRE CHIEF COMMENTS & REPORTS**

The fire department was not in attendance, no report was given.

## **MAYOR & COUNCIL MEMBER REPORTING OF COUNTY & REGIONAL MEETINGS**

Council Member McIntire reported that she attended the WRCOG General Assembly chaired by Jim Hyatt with President George Bush as the speaker, adding that she was able to shake George Bush's hand, adding that it was a wonderful night.

Council Member Hyatt reported that he attended the WRCOG General Assembly and was honored to chair the event as well as meet President George Bush, adding that he was very friendly and personable. He stated that there was negative reporting from the press accusing the WRCOG of using tax payers dollars for the event. He further stated that there were no members of press in attendance.

Council Member Zanowic announced that the RTA will provide the trolley for the Annual Christmas Parade in December. She reported that 2 new buses were given to the City of Beaumont for the new route that started today from the Beaumont Wal-Mart stopping at Carl's Jr. in Calimesa and then to the Veterans Hospital in Loma Linda. She added that the newspaper would include a list of the routes and times. She reported that she attended an RCTC Budget Committee meeting and a joint Caltrans, RTA, RCTC small business expo in Moreno Valley.

Mayor Pro Tem Hewitt reported that he attended the WRCOG General Assembly and commended Council Member Hyatt on a job well done. He stated that he attended the retirement dinner for Sherry Kendrick, YCJUSD Superintendent and presented a plaque on behalf of the City.

## **BUSINESS ITEMS**

### 9. SENIOR CENTER OVERSIGHT OPTIONS

***RECOMMENDATION: That the City Council consider the options for volunteer oversight of the Senior Center's operations and provide policy direction to staff.***

City Manager Anstine presented the agenda report.

Pat Teeters, 35607 Avenue B, Yucaipa spoke in support of the Sr. Center and Family Services Association, stating that the staff and volunteers are very helpful.

Barbara Harrison, P.O. Box 414, Calimesa stated that she is a volunteer at the Sr. Center, attends the dinners, computer and exercise classes and expressed her satisfaction of the Sr. Center and Family Services Association.

Donna Lotz, Community Services Commission Chairperson expressed her concerns that the Sr. Center volunteers are being misled and that there is no accountability of Family Services Association. She stated that the Community Services Commission is not trying to close the center, they are concerned about

how the center is run by Family Services Association. She stated that the Commission is in support of staff report options 1 & 2 to support the commission's decision to reorganize the committee and have new goals and objectives approved by the Council.

Kathy Houlihan, 10320 Calimesa Blvd., Calimesa continued reading Donna Lotz written comments, stating that the Commission was not in agreement with staff report options 4 & 5, stating that the City is "giving the wolves permission to guard the sheep", adding that Family Services Association doesn't want the City to know how much money is spent. She further stated that the Commission was not in favor of staff report option 6, adding, "what message would we be sending to the Community".

Angela Daley, 10961 Desert Lawn Drive, Calimesa read a letter on behalf of Linda Molina, who could not attend the meeting. A copy of the letter was provided to the City Council.

Bly Tyrell, 10961 Desert Lawn Drive, Calimesa stated that she is a member of the Sr. Advisory Committee adding that she also worked hard in making Calimesa a city. She further stated that she has volunteered for years and loves the City of Calimesa. She added that the Sr. Center is flourishing and doing well and that we need to think about what we are doing.

Mike Simon, 10961 Desert Lawn Drive, Calimesa stated that Family Services was granted an "x" amount of dollars and the rest goes to the center. He suggested that Council remove the Sr. Advisory Committee and for Family Services to appoint a new committee, adding that there is too much bad blood and we don't need to drag the city down any further.

Geri Longfellow, 10961 Desert Lawn Drive, Calimesa expressed her support of the Community Services Commission and their decision to reorganize the Sr. Advisory Committee.

Claudia Martin, 993 Holmes Way, Calimesa, stated that she is a volunteer at the Sr. Center and a recent member of the Sr. Advisory Committee. She read a letter that expressed her disappointment in the Community Services Commission and their decision to disband the Sr. Advisory Committee, as well as the comments made about the Committee at the last Community Services Commission meeting.

Carolyn Smith, 34961 Persimmon Ave, Yucaipa expressed her support of the Sr. Center and Family Services Association.

Veronica Dover of Family Services Association stated that they have contracted with the City since 2008 and have kept the contract amount low for Calimesa, adding that the fundraising was established to assist in providing their services to the City.

Council Member McIntire questioned whether the amount of \$10,000 was required by Family Services Association for the center. Veronica Dover replied that Family Services Association does not require a specific amount to be raised, nor are the Senior's required to raise the monies.

Council Member Zanowic question whether the funds raised at the center, stay at the center. Veronica Dover replied that the monies raised through the fundraisers stay at the center.

Council Member McIntire questioned whether Family Services ever produced a financial report to the City. Veronica Dover replied that financial reports have been provided to the city in the past.

Council Member Hyatt questioned Veronica Dover as to the role Family Services plays at the Yucaipa Senior Center. Veronica Dover replied that Family Services only operates the nutrition program in Yucaipa, adding that the Sr. Center is run by City of Yucaipa and its employees.

Council Member McIntire stated that she was shocked at the removal of the 9 Sr. Advisory Committee members, adding that she listened to the audio of the meeting, stating it was speculative at most. She further stated that staff report option no. 6 made since to her. She questioned the City Manager and City Attorney as to whether they were any violations of the contract. They both replied, no.

Mayor Pro Tem Hewitt questioned if the requested audit had been received. City Manager Anstine replied that the audit had been received and that it is in the review process by the consultant.

Council Member Zanowic questioned the complaint letters that she received when she was Mayor that were given to the City Manager in regards to a personnel issue. She added that she talked with Dom Betro throughout the 9 months of her Mayorship trying to solve the problem.

Council Member Hyatt stated that he brought the idea of Family Services Association to the City. He further stated that he is proud of what he and his wife were involved in to help Calimesa become a city. He expressed his concerns that this issue is being blown out of proportion, adding that Family Services Association is "great".

**MOTION BY COUNCIL MEMBER HYATT, SECONDED BY COUNCIL MEMBER MCINTIRE, FAILED 2-3(MAYOR DAVIS, MAYOR PRO TEM HEWITT AND COUNCIL MEMBER ZANOWIC VOTED NOE) TO APPROVE STAFF REPORT OPTION NO. 6 TO DISBAND THE COMMUNITY SERVICES COMMISSION AND ESTABLISH A NEW COMMISSION TO FOCUS ON OTHER GOALS AND OBJECTIVES OF THE CITY.**

Mayor Pro Tem Hewitt suggested that the Council approve staff report option no. 7 and take no action at this time, and see what the audit review says.

Mayor Davis suggested that both the Commission and the Sr. Advisory Committee take some time off for a while and then have both groups meet together and talk and listen to work through the issues. He stated that there are no "winners" in this issue.

After Council discussion the following action was taken:

**MOTION BY MAYOR DAVIS, SECONDED BY COUNCIL MEMBER HYATT, CARRIED 4-1(COUNCIL MEMBER MCINTIRE VOTED NOE) TO SHUT BOTH THE COMMISSION AND COMMITTEE DOWN FOR A WHILE AND GET BOTH GROUPS TOGETHER IN THE FUTURE WITH A MEDIATOR.**

Mayor Davis recessed the meeting at 7:35 p.m.

The meeting was reconvened at 7:44 p.m.

### **CONVENE JOINT CITY COUNCIL AND SUCCESSOR AGENCY TO THE CALIMESA REDEVELOPMENT AGENCY MEETING**

#### **JOINT CC/CSA CONSENT CALENDAR**

*The following Consent Calendar items are expected to be routine and non-controversial. The Agency will act upon them at one time without discussion. Any Agency Member or staff member may request removal of an item from the Consent Calendar for discussion.*

1. APPROVAL OF SUCCESSOR AGENCY TO THE CALIMESA REDEVELOPMENT AGENCY ACTION MINUTES.

***RECOMMENDATION: That the City Council and the Agency Board of Directors approve the Regular Agency Meeting Action Minutes of December 17, 2012 and the Special Joint City Council and Successor Agency Action Minutes of June 19, 2013.***

**MOTION BY MAYOR PRO TEM HEWITT, SECONDED BY COUNCIL MEMBER HYATT, CARRIED 5-0 TO APPROVE THE REGULAR AGENCY MEETING ACTION MINUTES OF DECEMBER 17, 2012 AND THE SPECIAL JOINT CITY COUNCIL AND SUCCESSOR AGENCY ACTION MINUTES OF JUNE 19, 2013.**

#### **JOINT CC/CSA BUSINESS ITEMS**

2. JOINT MEETING FOR ADOPTION OF THE BUDGET FOR FISCAL YEAR 2013/2014 FOR THE CITY OF CALIMESA AND THE CALIMESA SUCCESSOR AGENCY.

##### ***RECOMMENDATION:***

1. ***That the City Council adopt Resolution 2013-24 , a Resolution of the City Council of the City of Calimesa, California, establishing the Fiscal Year 2013/2014 Appropriation Limit; and***
2. ***That the City Council adopt Resolution 2013-25 , a Resolution of the City***

***Council of the City of Calimesa, California, adopting the proposed Calimesa FY 2013/2014 General Fund Operating Budget, Special Fund Budget, Capital Improvement Program and Cost Allocation Plan; and***

- 3. That the Calimesa Successor Agency adopt Resolution 2013-03, a Resolution of the Calimesa Successor Agency of the City of Calimesa, California Adopting the Agency's Budget for Fiscal Year 2013/2014.***

City Manager Anstine presented the agenda report.

After Council discussion the following actions were taken:

**MOTION BY MAYOR PRO TEM HEWITT, SECONDED BY COUNCIL MEMBER MCINTIRE, CARRIED 5-0 TO ADOPT RESOLUTION NO. 2013-24, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIMESA, CALIFORNIA ESTABLISHING THE FISCAL YEAR 2013/2014 APPROPRIATION LIMITS.**

**MOTION BY MAYOR PRO TEM HEWITT, SECONDED BY COUNCIL MEMBER MCINTIRE, CARRIED 5-0 TO ADOPT RESOLUTION NO. 2013-25, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIMESA, CALIFORNIA, ADOPTING THE PROPOSED CALIMESA FY 2013/2014 GENERAL FUND OPERATING BUDGET, SPECIAL FUND BUDGET, CAPITAL IMPROVEMENT PROGRAM AND COST ALLOCATION PLAN.**

**MOTION BY AGENCY MEMBER HEWITT, SECONDED BY AGENCY VICE-CHAIR MCINTIRE, CARRIED 5-0 TO ADOPT CSA RESOLUTION NO. 2013-03, A RESOLUTION OF THE CALIMESA SUCCESSOR AGENCY OF THE CITY OF CALIMESA, CALIFORNIA ADOPTING THE AGENCY'S BUDGET FOR FISCAL YEAR 2013/2014.**

**ADJOURN THE SUCCESSOR AGENCY TO THE CALIMESA REDEVELOPMENT AGENCY AND RECONVENE CITY COUNCIL**

The Calimesa successor agency adjourned and Council reconvened at 7:48 p.m.

**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 Zanowic announced that she attended the welcome reception for the new YCJUSD Superintendent, an East Valley Board of Realtors presentation, the new community center grand opening at the old Oak Valley Church building and the JP Ranch "Painted Hills" grand opening.

Council Member Hyatt announced that he attended the Pancake Breakfast Fundraiser put on by the Library Commission and the Friends of the Library on Saturday, June 29,

2013, stating it was well done, adding that they made over \$750.00 to benefit the Calimesa Library. He further announced that he spoke with the salesman at the JP Ranch "Painted Hills" project who indicated that they had closed 6 deals on Saturday and were packed again on Sunday. He further announced that he attended the Sanbag Annual General Assembly.

Council Member McIntire announced that she attended the Pancake Breakfast Fundraiser and thanked staff for their work.

Mayor Davis announced that he attended the grand opening of the JP Ranch "Painted Hills", adding that the houses are beautiful and a good thing for Calimesa. He stated that the Chamber did a good job with the opening event. He further announced that he attended the new Community Center grand opening as well. He stated that he attended the Pancake Breakfast Fundraiser, adding that it was a good function. He urged all to be safe over the 4<sup>th</sup> of July holiday as the hills are very dry and the fire danger is high.

### **CITY MANAGER COMMENTS & REPORTS**

City Manager Anstine spoke regarding the new bus route from Beaumont City through Calimesa and thanked the City of Beaumont for taking care of Calimesa through their program.

Public Works Director French informed Council that the fire suppression line out in front of the Sr. Center busted and a 20 foot section of pipe split down the side. He added that the line would be up and running within a couple of days.

### **RECESS TO CLOSED SESSION**

City Attorney Ennis announced that there was no need to hold the Closed Session as the item did not need to be discussed.

#### **A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

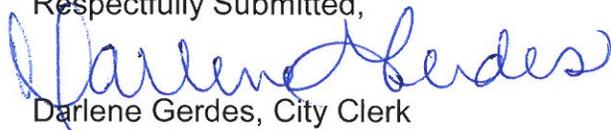
Pursuant to Government Code Section 54956.9(c) Potential Initiation of Litigation

**Number of Cases:** One (1) case

### **ADJOURNMENT**

Meeting adjourned at 8:00 p.m. to the Regular meeting of the City Council on Monday August 5, 2013, at 6:00 p.m.

Respectfully Submitted,

  
Darlene Gerdes, City Clerk

Approved by Council:

8/5/2013