

City Of Calimesa
City Council Minutes of Regular Meeting
November 4, 2013

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

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

ABSENT: COUNCIL MEMBER MCINTIRE

MOTION BY COUNCIL MEMBER HYATT, SECONDED BY COUNCIL MEMBER ZANOWIC, CARRIED 4-0 TO EXCUSE THE ABSENCE OF COUNCIL MEMBER MCINTIRE.

STAFF: CITY MANAGER ANSTINE, CITY ATTORNEY ENNIS, CITY CLERK GERDES, ACCOUNTING COORDINATOR SIMMONS, FINANCE CONSULTANT HOLLIMAN, PUBLIC WORKS DIRECTOR FRENCH, COMMUNITY DEVELOPMENT DIRECTOR EVANS, CITY ENGINEER THORNTON, FIRE CHIEF GREGG AND POLICE CHIEF PEEBLES.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Paul Zanowic.

PRESENTATIONS

WRCOG – Clean Cities Coalition – Taylor York of the Western Riverside Council of Governments presented Mayor Davis with a plaque of appreciation from the Clean Cities Coalition.

COMMUNICATIONS FROM THE PUBLIC

None.

APPROVAL OF THE AGENDA

MOTION BY COUNCIL MEMBER HYATT, SECONDED BY COUNCIL MEMBER ZANOWIC, CARRIED 4-0-1-0(COUNCIL MEMBER MCINTIRE WAS ABSENT) TO APPROVE THE AGENDA AS PRESENTED.

Mayor Davis asked if there were any items to be removed from the consent calendar for discussion. Mayor Pro Tem Hewitt requested that Item No. 5 be removed from the consent calendar for discussion.

CONSENT CALENDAR

1. APPROVAL OF CITY COUNCIL ACTION MINUTES.
 - a. *City Council Action Minutes of the Regular Meeting of October 21, 2013.*
2. RECEIVE AND FILE CITY COMMISSION & BOARD MINUTES.
 - a. *There are no minutes ready for approval at this time.*

3. APPROVAL OF WARRANT REGISTERS.
 - a. *Check Register Report with a total of \$311,334.20 (Check Nos. 27506 to 27543)*
 - b. *October 24, 2013 Payroll of \$37,166.01 (Ck Nos. 6514 thru 6531)
November 1, 2013 Payroll of \$1,614.75 (Ck Nos. 6532 thru 6536)*

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.

6. AGREEMENT FOR PART-TIME ECONOMIC DEVELOPMENT CONSULTANT CONTRACTING PARTY HENRY GARCIA.

RECOMMENDATION: That the City Council approve authorizing the City Manager to enter into an agreement for part-time Economic Development Services between the City of Calimesa and Henry Garcia.

MOTION BY MAYOR PRO TEM HEWITT, SECONDED BY COUNCIL MEMBER HYATT, CARRIED 4-0-1-0(COUNCIL MEMBER MCINTIRE WAS ABSENT) TO APPROVE ITEM NO'S 1-4 AND 6 OF THE CONSENT CALENDAR AS PRESENTED.

CONSENT ITEMS PULLED FOR DISCUSSION

5. 2nd READING BY TITLE ONLY OF ORDINANCE NO. 327 - AN ORDINANCE OF THE CITY OF CALIMESA AMENDING THE POWERS AND DUTIES OF THE COMMUNITY SERVICES COMMISSION, AND AMENDING THE CALIMESA MUNICIPAL CODE.

RECOMMENDATION: That the City Council conduct 2nd reading by title only of Ordinance No. 327 - An Ordinance of the City of Calimesa Amending the Powers and Duties of the Community Services Commission, and Amending the Calimesa Municipal Code

Mayor Pro Tem Hewitt questioned the intent of the language in Section 2 (A)-2 in regards to programs provided for senior citizen's and suggested adding language at the end of the paragraph so it reads as follows: For purposes of this Section, the term "park and recreation programs" shall mean and include all types of park and recreation programs except for programs specifically designed and provided for senior citizens at the Norton Younglove Senior Center.

MOTION BY MAYOR PRO TEM HEWITT, SECONDED BY COUNCIL MEMBER HYATT, CARRIED 4-0-1-0(COUNCIL MEMBER MCINTIRE WAS ABSENT) TO ADD AT THE NORTON YOUNGLOVE SENIOR CENTER TO SECTION 2 (A)-2 OF ORDINANCE NO. 327.

City Attorney Ennis stated that since an amendment was made to the Ordinance after the first reading was conducted, there would need to be a new 1st reading of the Ordinance by title only.

MOTION BY MAYOR PRO TEM HEWITT, SECONDED BY COUNCIL MEMBER ZANOWIC, CARRIED 4-0-1-0(COUNCIL MEMBER MCINTIRE WAS ABSENT) TO INTRODUCE FIRST READING, BY TITLE ONLY ORDINANCE NO. 327, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CALIMESA, CALIFORNIA AMENDING THE POWERS AND DUTIES OF THE COMMUNITY SERVICES COMMISSION, AND AMENDING THE CALIMESA MUNICIPAL CODE.

CHIEF OF POLICE COMMENTS & REPORTS

Police Chief Peebles reported that numbers were up from last month for citations issued, adding that the department has increased their traffic enforcement.

Mayor Pro Tem Hewitt questioned whether the Halloween event held at the Oak Valley Church produced any issues and further questioned for future events whether signage could be required. He added that it is very dark and kids are all over the place and running out into the road.

Community Development Director Evans stated that he would contact the church in regards to the event and investigate as to whether a CUP or event permit might be required.

FIRE CHIEF COMMENTS & REPORTS

Fire Chief Gregg arrived late to the meeting and stated that he was on a call for a fire in Banning, adding that he did not have anything specific to report.

MAYOR & COUNCIL MEMBER REPORTING OF COUNTY & REGIONAL MEETINGS

Council Member Zanowic reported that she attended a Mobility 21 Conference where they discussed Caltrans projects and the high speed rail, adding that Gavin Newsom was the speaker. She further reported that she attended a meeting of the RCTC Budget Committee, RTA Executive Board and RTA Transportation Now. She stated that she drove a bus in the bus rodeo sponsored by RTA. She further reported that she attended meetings of the RCA and WRCOG.

PUBLIC HEARINGS

7. **PUBLIC HEARING:** APPLICATION BY HIGHPOINTE JPR 308, LLC FOR APPROVAL OF REVISED CONDITIONS OF APPROVAL FOR A PORTION OF JP RANCH (FINAL SUBDIVISION MAP 30386-1 AND 30386-2) A SUBDIVISION IMPROVEMENT AGREEMENT, ACCEPTANCE OF IMPROVEMENT BONDS FOR BRYANT STREET/SINGLETON ROAD IMPROVEMENTS, AND THE APPROVAL OF AN AMENDMENT TO A COVENANT FOR SENIOR HOUSING THAT IS APPLICABLE TO TRACT 30386

RECOMMENDATION: *That the City Council open the public hearing, take testimony and close the public hearing, and then:*

- 1. Adopt Resolution No. 2013-37, A Resolution of the City Council of the City of Calimesa, California Approving an Addendum to the EIR for the JP Ranch Project, Approving an Application by Highpointe JPR 308, LLC to Revise Conditions of Approval for Final Tract 30386-1 and 30386-2, Approving a Subdivision Improvement Agreement and making to Making Findings in Connection Therewith; and***

2. *Adopt Resolution No. 2013-38, A Resolution of the City Council of the City of Calimesa, California, Approving the "First Amendment to Tract 26925 Covenant to Preserve a Wildlife Corridor and to Develop Senior Housing" to Remove the Senior Housing Covenant from Tract 30386 and the Approval of an Indemnity Agreement in connection therewith; and.*
3. *Authorize the City Staff to accept subdivision improvement bonds for public improvements for portions of Bryant Street/Singleton Road.*

Mayor Davis opened the Public Hearing.

Community Development Director Evans presented the agenda report.

Ray Pocta, Trails, Open Space and Beautification Commission Chairperson spoke in regards to the trail at Bryant and Singleton, requesting that the trail not overlooked.

Steve Ludwig of Highpointe Communities stated that nothing will be changed in regards to the trails, adding that they will remain as originally approved for the project.

Mayor Davis closed the Public Hearing.

After Council discussion the following action was taken:

MOTION BY COUNCIL MEMBER HYATT, SECONDED BY COUNCIL MEMBER ZANOWIC, CARRIED 4-0-1-0(COUNCIL MEMBER MCINTIRE WAS ABSENT) TO ADOPT RESOLUTION NO. 2013-37, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIMESA, CALIFORNIA APPROVING AN ADDENDUM TO THE EIR FOR THE JP RANCH PROJECT, APPROVING AN APPLICATION BY HIGHPOINTE JPR 308, LLC TO REVISE CONDITIONS OF APPROVAL FOR FINAL TRACT 30386-1 AND 30386-2, APPROVING A SUBDIVISION IMPROVEMENT AGREEMENT AND MAKING FINDINGS IN CONNECTION THEREWITH.

MOTION BY MAYOR PRO TEM HEWITT, SECONDED BY COUNCIL MEMBER HYATT, CARRIED 4-0-1-0(COUNCIL MEMBER MCINTIRE WAS ABSENT) TO ADOPT RESOLUTION NO. 2013-38, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIMESA, CALIFORNIA, APPROVING THE "FIRST AMENDMENTS TO TRACT 26925 COVENANT TO PRESERVE A WILDLIFE CORRIDOR AND TO DEVELOP SENIOR HOUSING: TO REMOVE THE SENIOR HOUSING COVENANT FROM TRACT 30386 AND THE APROVAL OF AN INDEMNITY AGREEMENT IN CONNECTION THEREWITH.

MOTION BY MAYOR PRO TEM HEWITT, SECONDED BY COUNCIL MEMBER ZANOWIC, CARRIED 4-0-1-0(COUNCIL MEMBER MCINTIRE WAS ABSENT) TO AUTHORIZE STAFF TO ACCEPT SUBDIVISION IMPROVEMENT BONDS FOR PUBLIC IMPROVEMENT FOR PORTIONS OF BRYANT STREET/SINGLETON ROAD.

BUSINESS ITEMS

8. CITY COMMISSION APPOINTMENT.

RECOMMENDATION: That Mayor Pro Tem Hewitt appoint one member to the Library Commission and that City Council ratify the appointment by a majority vote and adopt Resolution NO. 2013-39 providing for appointment made.

Mayor Pro Tem Hewitt appointed Joyce Kline to serve an unexpired term on the Library Commission.

MOTION BY MAYOR PRO TEM HEWITT, SECONDED BY COUNCIL MEMBER HYATT, CARRIED 4-0-1-0(COUNCIL MEMBER MCINTIRE WAS ABSENT) TO APPOINT JOYCE KLINE TO FILL AN UNEXPIRED TERM AND SERVE AS A MEMBER OF THE LIBRARY COMMISSION.

MOTION BY MAYOR PRO TEM HEWITT, SECONDED BY COUNCIL MEMBER ZANOWIC, CARRIED 4-0-1-0(COUNCIL MEMBER MCINTIRE WAS ABSENT) TO ADOPT RESOLUTION NO. 2013-39 PROVIDING FOR APPOINTMENT TO THE LIBRARY COMMISSION.

9. CONTINUED DISCUSSION OF THE REVIEW OF THE CURRENT CITY COMMISSIONS AND POSSIBLE FUTURE AMENDMENTS TO THE CALIMESA MUNICIPAL CODE RELATING TO THE ELIMINATION, CONSOLIDATION AND CREATION OF CERTAIN CITY COMMISSIONS.

RECOMMENDATION: That the City Council continue discussion and consider the options provided by staff for the review and reorganization of City Commissions.

City Clerk Gerdes presented the agenda report.

Mike Simon, 10961 Desert Lawn Drive, Calimesa spoke in regards to the Public Works and Safety Commission and their involvement with the Mobile Home Park Emergency Preparedness program.

Chris Elliott, 775 W. County Line Road, Calimesa spoke in support of the Public Works and Safety Commission and their work on the Mobile Home Park Emergency Preparedness program and offered her documentation and historical information of the program for review by the Council.

Kathy Houlihan, 10320 Calimesa Blvd., Calimesa spoke in support of the Community Services Commission and of their duties as the Historical Commission, adding that she has many books containing Calimesa history that she has worked on putting together with the help of others.

Ray Pocta, Trails, Open Space and Beautification Commission Chairperson spoke in support of the Trails, Open Space and Beautification Commission and requested that the Commission not be joined with another Commission.

Jan Gudgell, Trails, Open Space and Beautification Commission member spoke

in support of all the City Commissions and the work they all have done in the past years. She further expressed her disappointment that the city commissioners were not included in discussions with staff prior to providing the report to the City Council.

The following suggestions were addressed during Council discussion:

Council Member Hyatt suggested that a letter be written from the Mayor to the Mobile Home Parks in regards to the equipment and supplies that were given to each park for use in the Mobile Home Park Emergency Preparedness Program.

A motion was made by Mayor Davis and seconded by Mayor Pro Tem Hewitt to keep the Trails, Open Space and Beautification Commission as is, but was withdrawn after further Council discussion.

There was a suggestion that the Trails, Open Space & Beautification Commission become a standing or subcommittee of the Planning Commission.

There was Council consensus to leave the Public Works and Safety Commission as is with the current 3 members until the commission has completed the implementation of a plan for the inspection and maintenance of the Mobile Home Park Emergency Preparedness Program equipment.

There was Council consensus to leave the historical duties under the Community Services Commission.

There was Council consensus to direct staff to continue working on the item and bring back to the next meeting for further discussion and consideration.

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

Mayor/Agency Chair Davis called the joint meeting to order at 7:54 p.m.

ROLL CALL: MAYOR/AGENCY CHAIR DAVIS, MAYOR PRO TEM/AGENCY MEMBER HEWITT, COUNCIL/AGENCY MEMBER HYATT AND COUNCIL/AGENCY MEMBER ZANOWIC

ABSENT: COUNCIL MEMBER/AGENCY VICE-CHAIR MCINTIRE

MOTION BY COUNCIL/AGENCY MEMBER HYATT, SECONDED BY MAYOR PRO TEM/AGENCY MEMBER HEWITT, CARRIED 4-0 TO EXCUSE THE ABSENCE OF COUNCIL MEMBER/AGENCY VICE-CHAIR MCINTIRE.

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.

CC-CSA1. APPROVAL OF SUCCESSOR AGENCY TO THE CALIMESA REDEVELOPMENT AGENCY ACTION MINUTES.

RECOMMENDATION: *That the Board of Directors approve the Regular Agency Meeting Action Minutes of September 16, 2013*

MOTION BY AGENCY MEMBER HEWITT, SECONDED BY AGENCY MEMBER HYATT, CARRIED 4-0-1-0(AGENCY VICE-CHAIR MCINTIRE WAS ABSENT) TO APPROVE THE SUCCESSOR AGENCY MEETING ACTION MINUTES OF SEPTEMBER 16, 2013.

JOINT CC-CSA BUSINESS ITEMS

CC-CSA2. 2012-13 YEAR-END FINANCIAL REPORT AND BUDGET ADJUSTMENTS.

RECOMMENDATION: *That the City Council & the Successor Agency Board of Directors:*

- 1. Approve Resolution No. 2013-40 to implement budget adjustments, inter-fund transfers, and inter-fund loans as evidenced by Attachments E-1 and E-2*
- 2. Approve Resolution No. 2013-41 to establish special revenue fund 29, Proposition 84 General Plan Update Grant, and special fund 30, Southern California Edison General Plan Update Grant, and classify fund balances for both funds as restricted.*

Financial Consultant Al Holliman presented the agenda report.

After Council/Agency discussion the following motions were taken:

MOTION BY MAYOR PRO TEM HEWITT, SECONDED BY COUNCIL MEMBER HYATT, CARRIED 4-0-1-0(COUNCIL MEMBER MCINTIRE WAS ABSENT) TO ADOPT RESOLUTION NO. 2013-40 TO IMPLEMENT BUDGET ADJUSTMENTS, INTER-FUND TRANSFERS, AND INTER-FUND LOANS AS EVIDENCED BY ATTACHMENTS E-1 AND E-2.

MOTION BY MAYOR PRO TEM HEWITT, SECONDED BY COUNCIL MEMBER ZANOWIC, CARRIED 4-0-1-0(COUNCIL MEMBER MCINTIRE WAS ABSENT) TO ADOPT RESOLUTION NO. 2013-41 TO ESTABLISH SPECIAL REVENUE FUND 29, PROPOSITION 84 GENERAL PLAN UPDATE GRANT AND SPECIAL FUND 30, SOUTHERN CALIFORNIA EDISON GENERAL PLAN UPDATE GRANT, AND CLASSIFY FUND BALANCES FOR BOTH FUNDS AS RESTRICTED.

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

Mayor/Agency Chair Davis adjourned the Successor Agency to the Calimesa Redevelopment Agency and reconvened the City Council at 8:28 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 Hyatt reported that the Book and Bake Sale fundraiser for the Library was held on October 26, 2013, stating that the attendance was down and the revenues were under \$500.00.

Council Member Zanowic thanked Mayor Davis and Jackie for the use of Fascination Ranch for the Chamber Casino Night event, adding that the Chamber did an awesome job.

Mayor Pro Tem Hewitt reported that he attended the Chamber's Casino Night and took part by being a card dealer; he thanked Mayor Davis and Jackie for the use of their Ranch.

CITY MANAGER COMMENTS & REPORTS

None

RECESS TO CLOSED SESSION

Mayor Davis recessed the meeting at 8:31 p.m. to Closed Session. City Attorney Ennis announced the Closed Session Item.

A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Government Code Section 54956.9(B)

Number of Cases: One (1) case

CLOSED SESSION ANNOUNCEMENT

A. A report was provided to Council there was no reportable action.

ADJOURNMENT

Meeting adjourned at 8:50 p.m. to the Regular meeting of the City Council on Monday November 18, 2013, at 6:00 p.m.

Respectfully Submitted,



Darlene Gerdes, City Clerk

Approved by Council:

11/18/13