

City Of Calimesa
**City Council Minutes of the Regular Meeting of
February 6, 2017**

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

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

ABSENT: None

STAFF: CITY MANAGER JOHNSON, CITY ATTORNEY ENNIS, CITY CLERK GERDES, COMMUNITY DEVELOPMENT DIRECTOR GARDNER, CITY ENGINEER THORNTON, FIRE CHIEF SMITH AND POLICE CHIEF BURCH.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance was led by Council Member Clark

COMMUNICATIONS FROM THE PUBLIC

Charles Hurt, President of the Calimesa Cultural and Performing Arts Association announced that the Summer Concert Series would begin the first Thursday in July and run through the last Thursday in August. He further announced that the Board would be holding a meeting on February 7, 2017 at 1:00 p.m. He further announced the Sr. Hearts and Boots Dance that would take place on February 17, 2017 for a cost of \$10.00 per person, adding that Kafe Royale would be catering the dinner.

Cali Binks, Yucaipa/Calimesa School District Superintendent provided an update to the Council of various items. She thanked the Council and the Chamber for the Holiday Parade, adding that she had a great time. She announced that Yucaipa/Calimesa School District has entered into an agreement with Beaumont Transit to allow the bus to drive onto Mesa View Middle School property to pick up and drop off students as part of Route 136, adding that the route would begin February 21, 2017. She further announced a grant the District received that will assist the Adult Education Program.

City Clerk Gerdes announced that a letter of several pages written by Mr. George Forget was submitted to her to be read into the record. City Clerk Gerdes stated that the letter was submitted by Mr. George Forget, Jr, 943 Calimesa Blvd, Calimesa and summarized that the letter was regarding complaints that Mr. Forget had submitted to the City regarding code enforcement issues on various properties.

APPROVAL OF THE AGENDA

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

Mayor Hewitt asked if there were any items to be removed from the Consent Calendar for discussion. There were no items removed for discussion.

CONSENT CALENDAR

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

1. APPROVAL OF CITY COUNCIL ACTION MINUTES.
 - a) *City Council action minutes of December 19, 2016 regular meeting.*
 - b) *City Council action minutes of January 9, 2017 special meeting.*
 - c) *City Council action minutes of January 17, 2017 regular meeting.*
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 \$522,861.47 (Check Nos. 30733 to 30792)*
 - b) *January 26, 2017 Payroll of \$24,704.75*
 - c) *February 1, 2017 Council Payroll of \$1,707.75*
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. TREASURER'S REPORT FOR THE QUARTER ENDED DECEMBER 31, 2016.

RECOMMENDATION: *That the City Council receive and file the Quarterly Treasurer's Report ending December 31, 2016.*

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

CHIEF OF POLICE COMMENTS & REPORTS

Police Chief Burch stated she had nothing to report.

FIRE CHIEF COMMENTS & REPORTS

Fire Chief Smith reported December 2016 stats of 139 calls for service with 37 into Yucaipa with a 5.9-minute response time. He further reported stats for the 2016 year of 1,833 calls for service, 781 into Yucaipa and Yucaipa responded into Calimesa 177 times. The average response time for 2016 was 6 minutes 17 seconds. He further reported a house fire in Sharondale on Thursday, February 2nd, adding that it started in the garage and destroyed the garage with a vehicle in it and a travel trailer parked outside.

MAYOR & COUNCIL MEMBER REPORTING OF COUNTY & REGIONAL MEETINGS

This is the time for comments, announcements and/or reports on meetings attended at public expense as required by AB 1234.

Council Member Clark reported that he attended the League of California Cities Riverside Division Training event, stating that it was a good training with a lot of information.

Council Member Molina reported that she and Council Member Clark attended the New Mayors and Council Members Conference in Sacramento, stating that it was a good conference and she was able to make a lot of contacts and obtained a lot of information. She further reported that she attended the Riverside Division Training in Banning on February 3rd. She further reported that she attended the RTA Board and Budget and Finance Committee meetings, as well as a Transportation Now meeting in Beaumont. She stated that the only bus route with an increase in ridership was Route 136 for Calimesa. She further reported that she attended a meeting of the San Gorgonio Pass Water Alliance, stating that she obtained good information regarding our water situation and looked forward to attending future meetings.

Council Member Hyatt reported that he attended the RCTC meeting and the SCAG meeting where they both had discussions of the Coachella Valley Link and the Santa Ana River Trail.

Mayor Hewitt reported that he attended the San Gorgonio Pass Water Alliance meeting, stating that a representative from BIA spoke regarding the pros and cons of the housing crisis and the fees and costs to build. He further reported that he attended the WRCOG meeting where they discussed the TUMF program as well as the Hero program and the possibility of inacting contractor fees.

Council Member Molina further reported that she attended the bi-annual ethics training taught by City Attorney Ennis and Assistant City Attorney Greyson.

Council Member Hyatt recused himself from Item No. 6 due to a potential conflict of interest and left the room.

PUBLIC HEARINGS

- 6 **CONTINUED PUBLIC HEARING:** ORDINANCE NO. 348 GRANTING A FRANCHISE TO SOUTHERN CALIFORNIA GAS COMPANY, HOLDING A PUBLIC HEARING THEREON AND MAKING A DETERMINATION OF EXEMPTION UNDER CEQA IN CONNECTION THEREWITH

RECOMMENDATION: That the City Council:

1. ***Hold the public hearing on the grant of a franchise to Southern California Gas Company;***
2. ***Approve the finding of exemption from CEQA as recommended by City staff; and***
3. ***Introduce, by title only, first reading of Ordinance No.348 - An Ordinance of the City of Calimesa Granting to Southern California Gas Company, a California Corporation, its Successors and Assigns, the Right, Privilege and Franchise to Lay and use Pipes and Appurtenances for Transmitting and Distributing Gas for any and all Purposes Under, Along, Across or Upon the Public Streets, Alleys and Places, as the same now or may hereafter exist, with the City of Calimesa.***

Mayor Hewitt opened the public hearing at 6:28 p.m.

City Attorney Ennis presented the agenda report.

There was no public testimony for this item.

Mayor Hewitt closed the Public Hearing at 6:31 p.m.

After Council discussion the following action was taken:

MOTION BY COUNCIL MEMBER MOLINA, SECONDED BY COUNCIL MEMBER CLARK, CARRIED 4-0 TO APPROVE THE FINDING OF EXEMPTION FROM CEQA AND INTRODUCE BY TITLE ONLY, FIRST READING OF ORDINANCE NO. 348, AN ORDINANCE OF THE CITY OF CALIMESA GRANTING TO SOUTHERN CALIFORNIA GAS COMPANY, A CALIFORNIA CORPORATION, ITS SUCCESSORS AND ASSIGNS, THE RIGHT PRIVILEGE AND FRANCHISE TO LAY AND USE PIPES AND APPURTENANCES FOR TRANSMITTING AND DISTRIBUTING GAS FOR ANY AND ALL PURPOSES UNDER, ALONG, ACROSS OR UPON THE PUBLIC STREETS, ALLEYS AND PLACES, AS THE SAME NOW OR MAY HEREAFTER EXIST WITH THE CITY OF CALIMESA.

Council Member Hyatt returned to the meeting at 6:33 p.m.

7. **CONTINUED PUBLIC HEARING:** APPROVAL OF A FACILITY USE AGREEMENT AND THE ESTABLISHING OF A FEE SCHEDULE ASSOCIATED WITH THE USE OF CITY PARKS AND PARK FACILITIES.

RECOMMENDATION: That the City Council:

- 1. Open the Continued Public Hearing and take public testimony and;**
- 2. Adopt Resolution 2017-02 adopting a Facility Use Agreement and establishing fees associated with the use of City Parks and Park Facilities.**

Mayor Hewitt opened the public hearing at 6:33 p.m.

Deputy City Manager/City Clerk Gerdes presented the agenda report.

There was no public testimony for this item.

Mayor Hewitt closed the Public Hearing at 6:40 p.m.

After Council discussion the following action was taken:

MOTION BY COUNCIL MEMBER MOLINA, SECONDED BY COUNCIL MEMBER HYATT, CARRIED 5-0 TO ADOPT RESOLUTION NO. 2017-02 ADOPTING A FACILITY USE AGREEMENT AND ESTABLISHING FEES ASSOCIATED WITH THE USE OF CITY PARKS AND PARK FACILITIES.

BUSINESS ITEMS

8. AB 1 (FRAZIER) AND SB 1 (BEALL) TRANSPORTATION FUNDING

RECOMMENDATION: That the City Council provide direction to Staff on how to proceed regarding the California League of Cities' (the League) request for support on AB 1 and SB 1 (Transportation Funding). Potential actions include:

- 1. Direct staff to draft a letter(s) of support for the Mayor's signature.***
- 2. Direct staff to notify the League of Cities, as well as the appropriate Senator and Assemblyman expressing the City's lack of support.***
- 3. Provide alternative direction to staff.***

City Manager Johnson presented the agenda report. Council Member Molina requested the item be placed on the agenda for Council discussion and expressed her support of transportation funding to the City.

After Council discussion the following action was taken:

MOTION BY MAYOR PRO TEM DAVIS, SECONDED BY COUNCIL MEMBER CLARK, CARRIED 4-0(COUNCIL MEMBER MOLINA VOTED NO) TO NOT SUPPORT AB1 AND SB1 AS REQUESTED BY THE LEAGUE OF CALIFORNIA CITIES.

9. CALIMESA FIRE DEPARTMENT MISSION STATEMENT

RECOMMENDATION: That the City Council review the draft Fire Department Mission Statements and provide feedback and direction to staff on how to proceed.

City Manager Johnson presented the agenda report.

After Council discussion the following action was taken:

MOTION BY COUNCIL MEMBER HYATT, SECONDED BY COUNCIL MEMBER CLARK, CARRIED 5-0 TO SELECT AND APPROVE MISSION STATEMENT NO. 1 WITH THE REMOVAL OF THE LAST SENTENCE. APPROVED MISSION STATEMENT SHALL READ: OUR MISSION AT CALIMESA FIRE DEPARTMENT IS TO PROVIDE A PEACE OF MIND FOR OUR COMMUNITY THROUGH EFFICIENT RESPONSE TIMES, HIGHLY TRAINED FIRE PERSONNEL, AND SUPPORT STAFF, AS WELL AS COOPERATION AND COORDINATION WITH SURROUNDING FIRE AGENCIES, MOST OF ALL TO PREVENT FIRES THROUGH PREVENTION AND EDUCATION PROGRAMS. CALIMESA FIRE DEPARTMENT IS FOUNDED ON COMPASSIONATE, COMMUNITY ORIENTED SERVICE DEDICATED TO THE HEALTH AND SAFETY OF OUR RESIDENTS.

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

City Council recessed at 7:09 p.m. (Successor Agency proceedings are contained in separate minutes). Successor Agency adjourned and City Council reconvened at 7:10 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 Clark reported that he attended the Ribbon Cutting of the Tractor Supply Store.

Council Member Molina reported that she attended a veteran's event in Beaumont, stating they had a great turnout. She further reported that she attended the Ribbon Cutting for the Tractor Supply Store and a School Time Hunger Leadership Event sponsored by the League of California Cities where they discussed the possibility of earning matching funds through the USDA. She requested the item be on a future agenda for discussion. She announced the Annual Date Festival that would begin soon with the parade on Monday, February 20, 2017. She provided a list to everyone of various RTA events. She further questioned the Housing Element and questioned how the new state laws would affect our adopted Housing Element.

City Attorney Ennis stated that he and Community Development Gardner have already been in contact and are working together on the issue.

Council Member Hyatt spoke regarding the excellent budget received from the Chamber of Commerce and expressed his appreciation to the Chamber for providing it to Council. He announced the new exercise class at the Sr. Center held on Wednesday and Friday at 10:00 am, adding that he and his wife are attending with about 30 other students. He added that the class is free of charge. He reported that he attended the Ribbon Cutting for Tractor Supply. He questioned the in-fill of homes in mobile home parks and whether there was a way to amend the Mobile Home Ordinance to add language that the City must be notified when new homes are put into the park. He requested the item be placed on a future agenda for discussion.

City Manager Johnson stated that staff has been working with the City Attorney's office on the issue, but have not completed their review as yet. She added that once staff has completed their review the item will be brought back for Council discussion.

Council Member Molina suggested a quarterly newsletter or calendar of Calimesa happenings and requested the item be placed on a future agenda for Council discussion.

CITY MANAGER COMMENTS & REPORTS

None

RECESS TO CLOSED SESSION

City Attorney Ennis announced the Closed Session Item. Mayor Hewitt recessed the meeting to Closed session at 7:23 p.m.

CLOSED SESSION ITEMS

A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant Exposure to Litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9 - **Number of Cases: Two (2) cases**

CLOSED SESSION ANNOUNCEMENT

A. Direction was given to the City Attorney on the first case for a RCA Tolling Agreement that was approved by a 5-0 vote of the Council. There was no reportable action of the second case.

ADJOURNMENT

Meeting adjourned at 8:38 p.m. to the Regular Meeting of the City Council on Tuesday, February 21, 2017, at 6:00 p.m.

Respectfully Submitted,



Darlene Gerdes, City Clerk

MOTION BY MAYOR PRO TEM DAVIS, SECOND BY COUNCIL MEMBER HYATT, CARRIED 5-0 TO APPROVE THE MINUTES OF FEBRUARY 6, 2017 REGULAR MEETING AS PRESENTED. APPROVED: February 21, 2017