

*City Of Calimesa*  
**City Council & Successor Agency to the Calimesa Redevelopment Agency**  
**Minutes of the Regular Meeting of**  
**February 21, 2017**

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**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, INTERIM PUBLIC WORKS DIRECTOR MONSON, CITY ENGINEER THORNTON, DEPUTY CHIEF TALBOTT, POLICE CHIEF BURCH AND POLICE LT. BELLI.

**PLEDGE OF ALLEGIANCE**

Pledge of Allegiance was led by Tom Shalhoub

**COMMUNICATIONS FROM THE PUBLIC**

Jeremy Martin, 242 Green Tree Circle, Calimesa read a letter that he stated was from the Morongo Valley Professional Firefighters Local 5028 stating their concerns of the Morongo Valley Fire Department.

Council Member Hyatt questioned the date of the letter. Mr. Martin stated that he thought the letter was written in 2016, but did not have an exact date. He provided a copy of the letter to the City Clerk.

George Forget, Jr. 943 Calimesa Blvd., Calimesa spoke regarding code enforcement violations that he believes exists on Mayor Hewitt's property, Council Member Hyatt's property and the Library property owned by the City, stating that some progress has been made, but many violations still exist. He further commented on the 501c3 non-profit status of the Calimesa Street Fair and the Calimesa Cultural and Performing Arts, stating that neither one of them are valid 501c3's.

Pam Henderson, 160 Singleton Rd., Calimesa expressed concerns of her view being blocked from her home in Singleton Heights.

Mike Simon, 10691 Desert Lawn Drive, Calimesa spoke regarding new business needed in Calimesa and questioned whether staff was working on pursuing any. He stated that Calimesa is in need of restaurants and that we need to draw people to Calimesa. He further stated that if staff is not pursuing, then Council needs to direct them to do so.

Charles Hurt, P.O. Box 366 Calimesa and President of the Calimesa Cultural and Performing Arts Association addressed Mr. Forget's comments regarding the 501c3 Non-profit status of the association, stating that he has been the President of the Association for 16 years and that the non-profit status is current and questioned where Mr. Forget received his information. He further stated that he did not appreciate Mr. Forget making false statements and not contacting him with any questions regarding the 501c3.

## **APPROVAL OF THE AGENDA**

**MOTION BY COUNCIL MEMBER HYATT, SECONDED BY COUNCIL MEMBER MOLINA, 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. Item No's 6, 7, 8 and 9 were 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 February 6, 2017 regular meeting.**
2. RECEIVE AND FILE CITY COMMISSION & BOARD MINUTES.
  - a) **Library Commission Minutes of December 6, 2016 regular meeting.**
3. APPROVAL OF WARRANT REGISTERS.
  - a. **Check Register Report with a total of \$195,757.96 (Check Nos. 30793 to 30830)**
  - b) **February 9, 2017 Payroll of \$24,305.45.**
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 travel expenses report for January 2017.**

**MOTION BY MAYOR PRO TEM DAVIS, SECONDED BY COUNCIL MEMBER HYATT, CARRIED 5-0 TO APPROVE ITEM NO'S 1-5 OF THE CONSENT CALENDAR AS PRESENTED.**

## ITEMS REMOVED FROM THE CONSENT CALENDAR FOR DISCUSSION

6. SECOND READING – ORDINANCE NO. 348 GRANTING A FRANCHISE TO SOUTHERN CALIFORNIA GAS COMPANY.

***RECOMMENDATION: That the City Council conduct 2<sup>nd</sup> reading, by title only and Adopt 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.***

**MOTION BY MAYOR PRO TEM DAVIS, SECONDED BY COUNCIL MEMBER CLARK, CARRIED 4-0-0-1(COUNCIL MEMBER HYATT ABSTAINED) TO APPROVE SECOND READING BY TITLE ONLY AND ADOPT 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.**

7. NOTICE OF COMPLETION – BID NO. 2016-01 CALIMESA PAVEMENT REHABILITATION PROJECT.

***RECOMMENDATION: That the City Council:***

- a) Accept Bid No. 2016-01 Calimesa Pavement Rehabilitation Projects, authorize the Interim Public Works Director to sign the Notice of Completion and direct the City Clerk to file the Notice of Completion with the County Recorder's Office and, if no claims are filed 35 days after recordation, notify the surety company to exonerate the Faithful Performance, and Material and Labor Bonds.***
- b) Authorize the City Manager to release the 5% retention payment in the amount of \$11,535.52 to Copp Contracting, Inc. 35 days after recordation of the Notice of Completion by the County Recorder's Office contingent upon no claims being filed on the project.***

George Forget, Jr. 943 Calimesa Blvd., Calimesa expressed his concerns of the condition of Calimesa Boulevard and his opposition to the approval of the Notice of Completion.

Mike Simon, 10691 Desert Lawn Drive, Calimesa expressed his concerns of the condition of Calimesa Boulevard, specifically between Sandalwood and Myrtlewood Drives. He further expressed his opposition to the approval of the Notice of Completion.

After Council discussion the following action was taken:

**MOTION BY COUNCIL MEMBER HYATT SECONDED BY COUNCIL MEMBER MOLINA, CARRIED 5-0 TO DIRECT STAFF TO FURTHER REVIEW THE CONDITIONS OF THE ROAD AND VERIFY THAT THE WORK COMPLETED WAS CONSISTANT WITH THE SCOPE OF WORK AS LISTED IN THE CONTRACT AND TO BRING THE ITEM BACK TO THE MARCH 6, 2017 MEETING.**

8. AWARD OF PROFESSIONAL CONSULTING SERVICES CONTRACT FOR INTERIM PUBLIC WORKS DIRECTOR SERVICES TO CHARLES ABBOTT ASSOCIATES, INC.

***RECOMMENDATION: That the City Council approve awarding an Amended and Restated Professional Services Contract for Interim Public Works Director Services to Charles Abbott Associates, Inc., and authorize the Mayor to execute the agreement.***

George Forget, Jr. 943 Calimesa Blvd., Calimesa spoke in opposition of the Professional Consulting Services Agreement with Charles Abbott and Associates for Interim Public Works Director Services.

After Council discussion the following action was taken:

**MOTION BY COUNCIL MEMBER HYATT, SECONDED BY COUNCIL MEMBER CLARK, CARRIED 5-0 TO APPROVE THE AWARDED OF THE AMENDED AND RESTATED PROFESSIONAL SERVICES CONTRACT FOR INTERIM PUBLIC WORKS DIRECTOR SERVICES TO CHARLES ABBOTT ASSOCIATES, INC. AND AUTHORIZE THE MAYOR TO EXECUTE THE AGREEMENT.**

9. AWARD OF CONTRACT TO MICHAEL BAKER INTERNATIONAL, INC. FOR ADMINISTRATION OF THE CITY'S HOME GRANT FUNDED HOUSING REHABILITATION PROGRAM.

***RECOMMENDATION: That the City Council:***

- a) Approval of a professional services agreement with Michael Baker International to provide Owner-Occupied Housing Rehabilitation Program Administration for the City's HOME Program.***
- b) Approval of Resolution 2017-03, A Resolution of the City of Calimesa, California, amending the 2016-17 Budget to include an appropriation and related revenue for the HOME Grant Funded Housing Rehabilitation Program***

Council Member Molina questioned the date of the last grant received by the City and how many homes were rehabilitated. She further questioned whether reports were submitted to the State. City Manager Johnson explained the grant process and stated that the last grant was awarded in 2012 and staff is currently working on the closeout process. She announced that the City has received two home rehabilitation grants, one through the State and one through the CDBG program, adding that each grant could take care of approximately 15 – 20

rehabilitations. She stated that there are many residents who have been on a waiting list and who have all been contacted regarding the new grants received.

After Council discussion the following action was taken:

**MOTION BY MAYOR PRO TEM DAVIS, SECONDED BY COUNCIL MEMBER MOLINA, CARRIED 5-0 TO APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH MICHAEL BAKER INTERNATIONAL TO PROVIDE OWNER-OCCUPIED HOUSING REHABILITATION PROGRAM ADMINISTRATION FOR THE CITY'S HOME PROGRAM AND TO ADOPT RESOLUTION NO. 2017-03, A RESOLUTION OF THE CITY OF CALIMESA CALIFORNIA, AMENDING THE 2016-17 BUDGET TO INCLUDE AN APPROPRIATION AND RELATED REVENUE FOR THE HOME GRANT FUNDED HOUSING REHABILITATION PROGRAM.**

### **CALIMESA CHAMBER OF COMMERCE REPORT**

Chamber President Donna Lotz reported that the Chamber nominated Bill Daley for the Senator Mike Morrell Veteran's event that will be held on March 10, 2017 at March Air Base, stating that the cost of the event is \$40.00 per person. She further reported that the planning has begun for the 2<sup>nd</sup> Annual Christmas Parade and the meetings are held the 2<sup>nd</sup> Thursdays of each month at 5:00 p.m. at the Chamber Office. She requested that the city participate by appointing a member of staff to attend the meetings. She further reported that the chamber is excepting scholarship applications, adding that the Chamber will award three \$1,000 scholarships and they will be awarded at a Chamber Tea to be held on May 11, 2017 at the Calimesa Country Club. She announced a painting class that would be coming on April 28, 2017 to be held at the Plantation on the Lakes and hosted by the Art Barn in Cherry Valley, adding that the cost would be \$40.00 per person.

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

Police Lt. Belli provided the stats for 2016 as follows: Violent crimes very low, down by 30%, domestic violence down 12%, thefts up by 60%, rise in misdemeanor thefts, 270 thefts in City in 2016. 10% increase in property damage events, increase in stolen vehicles, up by 6. DUI up by 6 in 2016, traffic collisions down by 10%, total calls for service in 2016 down by 20% with 10,100 in 2015 and 8,065 in 2016.

### **FIRE CHIEF COMMENTS & REPORTS**

Deputy Chief Talbot announced that Fire Chief Smith was not in attendance as he was in Northern California as part of an emergency response team to the Oroville Dam incident. He reported 87 calls for service within the last two weeks, with 66 being medical related and 32 of the calls into Yucaipa.

### **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 Meeting on February 13, 2017, adding that the speaker was great and it was a good event.

Council Member Molina reported that she attended the League of California Cities Riverside Division Meeting and a League informational meeting regarding Prop 64.

Council Member Hyatt reported that he attended a SCAG meeting, the League of California Cities Riverside Division meeting and a Fire Equipment Expo in San Diego.

Mayor Hewitt reported that he attended the League of California Cities Riverside Division Meeting on February 13, 2017, stating that it was a well-attended event. He further reported that he attended a Yucaipa Valley Water District Workshop with Mayor Pro Tem Davis and City Engineer Thornton where they discussed sustainable water supply for Calimesa. He further reported that he attended the Fire Equipment Expo in San Diego.

## **BUSINESS ITEMS**

10. A COOPERATIVE AGREEMENT BETWEEN THE COUNTY OF RIVERSIDE AND THE CITY FOR THE COUNTY TO PROVIDE FIRE PROTECTION, FIRE PREVENTION, RESCUE AND MEDICAL EMERGENCY SERVICES FOR THE CITY OF CALIMESA.

***RECOMMENDATION: That the City Council approve the Cooperative Agreement between the County of Riverside and the City of Calimesa to provide fire protection, fire prevention, rescue and medical emergency services for the City of Calimesa.***

City Manager Johnson presented the agenda report.

Jeremy Martin, 242 Green Tree Circle, Calimesa spoke in favor of the extension, stating that Calimesa should continue their contract with the County of Riverside even after the extension expires. He further questioned members of the Council who attended a recent Fire Equipment Expo whether they purchased any equipment and if so, how much money was spent.

Mayor Hewitt stated that the Fire Equipment Expo was a great event and that they viewed a lot of equipment, but that nothing was purchased and no city monies were spent, adding that nothing could be purchased without approval of the full Council at an open meeting.

Council Member Hyatt questioned Deputy Chief Talbot of whether the dispatch agreement that the City had requested a couple of weeks prior had been completed as yet. Deputy Chief Talbot stated that the dispatch agreement is near completion and would be provided to City Manager Johnson by the end of the week or the first of next week, and that the Board of Supervisors agreed to

provide Calimesa with dispatch service.

Mayor Hewitt thanked Deputy Chief Talbot for the work done in regards to the extension and the city's request for dispatch service.

Council Member Clark questioned whether the public was aware of what the city owns in regards to the fire department.

City Manager Johnson stated that the City owns the fire station, the fire truck and various other equipment and items.

After Council discussion the following action was taken:

**MOTION BY COUNCIL MEMBER MOLINA, SECONDED BY COUNCIL MEMBER CLARK, CARRIED 5-0 TO APPROVE THE COOPERATIVE AGREEMENT BETWEEN THE COUNTY OF RIVERSIDE AND THE CITY OF CALIMESA TO PROVIDE FIRE PROTECTION, FIRE PREVENTION, RESCUE AND MEDICAL EMERGENCY SERVICES FOR THE CITY OF CALIMESA**

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

The Joint meeting was called to order at 7:20 p.m. by Successor Agency Chair Davis. All members of the agency were present.

**ALL TO ORDER**

**ROLL CALL:** AGENCY CHAIR DAVIS, AGENCY VICE-CHAIR HEWITT, AGENCY MEMBER CLARK, AGENCY MEMBER HYATT AND AGENCY MEMBER MOLINA

**JOINT MEETING 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.*

**JM-1. APPROVAL OF SUCCESSOR AGENCY MEETING MINUTES**

***RECOMMENDATION: That the Board of Directors of the Successor Agency to the Calimesa Redevelopment Agency approve the action minutes as presented for the February 6, 2017 Regular Meeting of the Board of Directors of the Successor Agency to the Calimesa Redevelopment Agency.***

**MOTION BY AGENCY MEMBER HYATT, SECONDED BY AGENCY VICE-CHAIR HEWITT, CARRIED 5-0 TO APPROVE THE ACTION MINUTES OF THE SUCCESSOR AGENCY TO THE CALIMESA REDEVELOPMENT AGENCY MEETING OF FEBRUARY 6, 2017.**

## **JOINT MEETING BUSINESS ITEMS**

### **JM-2. 2016-17 MID-YEAR FINANCIAL REPORT.**

***RECOMMENDATION: That the City Council adopt Resolution No. 2017-04 a Resolution of the City Council of the City of Calimesa amending the Fiscal Year 2016-2017 budget to include certain necessary adjustments.***

City Manager/Agency Executive Director Johnson presented the agenda report and provided a power point presentation of the 2016-2017 mid-year budget review.

After Council/Agency discussion the following action was taken:

**MOTION BY MAYOR/AGENCY VICE-CHAIRPERSON HEWITT, SECONDED BY COUNCIL/AGENCY MEMBER HYATT, CARRIED 5-0 TO ADOPT RESOLUTION NO. 2017-04, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIMESA AMENDING THE FISCAL YEAR 2016-2017 BUDGET TO INCLUDE CERTAIN NECESSARY ADJUSTMENTS.**

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

Agency Chair Davis adjourned the Successor Agency to the Calimesa Redevelopment Agency and reconvened City Council at 7:56 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 Riverside County Fair Date Festival and rode in the parade, stating that he had a good time. He further reported that he attended the Sr. Center Valentine Dinner, adding it was a great event.

Council Member Molina reported that she and Council Member Clark were given a tour of the Cabazon Station and the Banning Courthouse by Lt. Belli, stating it was a great tour and thanked Lt. Belli for his time. She further reported that she attended the Riverside County Fair Date Festival and rode in the parade, adding it was a great event, but was very hot. She further reported that she attended the Joint Chambers mixer at the San Geronio Pass Hospital

Council Member Hyatt stated that he has been attending the new exercise class at the Sr. Center, adding that the class is held on Wednesdays and Fridays at 10:00 a.m. at no cost. He reported that he attended the Sr. Valentine Dinner. He announced a volunteer recognition ceremony that would take place on February 28, 2017 at the Sr. Center for those who have passed away, but who had volunteered for many years at



the Sr. Center. He stated that plaques have been ordered for each person and would be hung on the Volunteer Wall in the entry area of the Center.

Mayor Pro Tem Davis expressed his opinion of the pavement work on Calimesa Blvd., stating that the job was adequate for the amount budgeted for the project.

Mayor Hewitt reported that he attended the Joint Chamber Mixer at San Geronio Memorial Hospital and a German/American event in Beaumont.

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

City Manager Johnson reported that the public works staff had been keeping up with the repair of pot holes and have used their third pallet of pavement patch, she stated that pot holes have been patched on Countyline Road, Second Street, California Street, Sandalwood Drive, Singleton Road to name a few. She thanked staff for their work. She further reported that a volunteer group called "Lions Heart" would be volunteering at the 4<sup>th</sup> Street Park on Saturday, February 25, 2017 picking up trash, pulling weeds, etc.

### **RECESS TO CLOSED SESSION**

City Attorney Ennis announced the Closed Session Items. Mayor Hewitt recessed the meeting to Closed session at 8:11 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 – **Liability Claim No. 2017-01 – George Forget, Jr.**

#### **B. 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. Liability Claim No. 2017-01 was rejected by a 5-0 vote of the City Council
- B. No reportable action

### **ADJOURNMENT**

Meeting adjourned at 9:05 p.m. to the Regular Meeting of the City Council on Monday, March 6, 2017, at 6:00 p.m.

Respectfully Submitted,

  
Darlene Gerdes, City Clerk

**MOTION BY COUNCIL MEMBER MOLINA, SECOND BY COUNCIL MEMBER HYATT, CARRIED 5-0 TO APPROVE THE MINUTES OF FEBRUARY 21, 2017 REGULAR MEETING AS PRESENTED. APPROVED: March 6, 2017**