

City Of Calimesa
City Council Minutes of the Regular Meeting of
April 17, 2017

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

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

ABSENT: MAYOR PRO TEM DAVIS – arrived at 6:13 p.m.

MOTION BY COUNCIL MEMBER HYATT, SECONDED BY COUNCIL MEMBER MOLINA, CARRIED 4-0 TO EXCUSE THE ABSENCE OF MAYOR PRO TEM DAVIS.

STAFF: CITY MANAGER JOHNSON, CITY ATTORNEY ENNIS, CITY CLERK GERDES, INTERIM PUBLIC WORKS DIRECTOR MONSON, COMMUNITY DEVELOPMENT DIRECTOR GARDNER, CITY ENGINEER THORNTON AND POLICE CHIEF BURCH.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance was led by City Engineer Thornton

PRESENTATIONS

Proclamation – May is Mental Health Month – Richard Divine, Behavioral Health Commission

This item was moved to the end of the meeting, as Mr. Divine was stuck in heavy traffic and did not arrive until 7:05 p.m. Mayor Hewitt read the proclamation and presented to Mr. Divine upon his arrival. Mr. Divine apologized for his tardiness and announced two Behavioral Health Commission events that would be held on May 9, 2017 and May 13, 2017.

COMMUNICATIONS FROM THE PUBLIC

None.

APPROVAL OF THE AGENDA

City Manager Johnson requested that an item be added to the agenda for Council discussion and consideration, as the item came to staff's attention following the posting of the agenda and that it needs to be acted upon before the next meeting of the City Council. She stated that the item would be placed as a Business Item as Agenda Item No. 7, if approved for addition by the City Council.

MOTION BY COUNCIL MEMBER HYATT, SECONDED BY COUNCIL MEMBER CLARK, CARRIED 4-0-1-0(MAYOR PRO TEM DAVIS WAS ABSENT) TO ADD THE BUSINESS ITEM TO THE AGENDA AS AGENDA ITEM NO. 7.

MOTION BY COUNCIL MEMBER HYATT, SECONDED BY COUNCIL MEMBER MOLINA, CARRIED 4-0-1-0(MAYOR PRO TEM DAVIS WAS ABSENT) 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 April 3, 2017 regular meeting.**
2. RECEIVE AND FILE CITY COMMISSION & BOARD MINUTES.
 - a) **Library Commission action minutes of February 7, 2017**
 - b) **Community Services Commission action minutes of November 2, 2016**
3. APPROVAL OF WARRANT REGISTERS.
 - a. **Check Register Report with a total of \$479,496.15 (Check Nos. 30945 to 30994)**
 - b) **April 1, 2017 Council Payroll of \$1,707.75**
April 6, 2017 Payroll of 23,354.37
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 February 2017.

MOTION BY COUNCIL MEMBER MOLINA, SECONDED BY COUNCIL MEMBER CLARK, CARRIED 4-0-1-0(MAYOR PRO TEM DAVIS WAS ABSENT) TO APPROVE THE CONSENT CALENDAR AS PRESENTED.

Mayor Pro Tem Davis arrived at 6:13 p.m.

CHAMBER OF COMMERCE REPORT

Chamber President Lotz provided a report as follows: Chamber will be assisting with the Memorial Day Ceremony, the Chamber Board approved taking over the Calimesa Street Fair, scholarship applications have been finalized and will be presented at the annual scholarship tea on May 11, 2017. Painting event will be held on April 28, 2017 at the Plantation on the Lakes for a cost of \$40.00. On April 26, 2017, a "Celebrate Innovation" event will be held in Banning at Brew Rebellion near the Fox theater. President Lotz provided a draft copy of the new Calimesa map for the Council to review and requested some information for the map regarding the City. She announced the Christmas Parade meeting that would be held on Thursday, April 20, 2017 at 5 pm at the Chamber office.

CHIEF OF POLICE COMMENTS & REPORTS

Police Lt. Belli announced "Coffee with a Cop" that would be held at the Kafe Royale on April 26, 2017 from 9 a.m. to 11 a.m.

FIRE CHIEF COMMENTS & REPORTS

Fire Chief Smith reported March stats as follows: 161 total calls for service, 88 in City and 73 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 Transportation Now meeting where they reported a 36% increase in ridership for Route 136 with 40% being youth riders. He further reported that he attended the Annual Sheriff Awards and the Yucaipa State of the City.

Council Member Molina reported that she attended a RTA Budget and Finance Committee meeting.

Council Member Hyatt reported that he attended a SCAG meeting and reminded all the SCAG Annual Conference on May 4th and 5th in Palm Desert. He further reported that he attended his first Airport Land Use Commission meeting as an alternate member.

Mayor Hewitt reported that he attended the Yucaipa State of the City and a San Geronio Pass Water meeting with City Engineer Thornton.

BUSINESS ITEMS

6. RESOLUTION AUTHORIZING THE ISSUANCE OF SPECIAL TAX BONDS FOR IMPROVEMENT AREA NO. 2 OF COMMUNITY FACILITIES DISTRICT NO. 2012-1(SINGLETON HEIGHTS)

RECOMMENDATION: That the City Council adopt Resolution No. 2017-08 a Resolution of the City Council of the City of Calimesa, Acting as the Legislative Body of the City of Calimesa Community Facilities District No. 2012-1 (Singleton Heights), Authorizing the Issuance of the City of Calimesa Community Facilities District No. 2012-1 (Singleton Heights) Special Tax Bonds, 2017 Series (Improvement Area No. 2) and the Execution and Delivery of a Fiscal Agent Agreement, a Continuing Disclosure Agreement, a Bond Purchase Agreement and Approving a Preliminary Official Statement in Connection Therewith.

City Manager Johnson presented the agenda report and introduced the financing team, Lyn Gruber, Doug Anderson and Don Hunt who were available for any questions of the Council.

Larry LaRock, 10961 Desert Lawn Drive, Calimesa expressed his concerns of the tax charged to the homeowners and the additional costs to purchase a home, adding that many buyers cannot afford to pay the additional tax.

After Council discussion, the following action was taken:

MOTION BY COUNCIL MEMBER MOLINA, SECONDED BY COUNCIL MEMBER CLARK, CARRIED 5-0 TO ADOPT RESOLUTION NO. 2017-08 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIMESA, ACTING AS THE LEGISLATIVE BODY OF THE CITY OF CALIMESA COMMUNITY FACILITIES DISTRICT NO. 2012-1 (SINGLETON HEIGHTS), AUTHORIZING THE ISSUANCE OF THE CITY OF CALIMESA COMMUNITY FACILITIES DISTRICT NO. 2012-1 (SINGLETON HEIGHTS) SPECIAL TAX BONDS, 2017 SERIES (IMPROVEMENT AREA NO. 2) AND THE EXECUTION AND DELIVERY OF A FISCAL AGENT AGREEMENT, A CONTINUING DISCLOSURE AGREEMENT, A BOND PURCHASE AGREEMENT AND APPROVING A PRELIMINARY OFFICIAL STATEMENT IN CONNECTION THEREWITH.

7. AB 1250: CITY AND COUNTY OUTSOURCING

RECOMMENDATION: That the City Council oppose AB 1250 regarding City and County Outsourcing and authorize the Mayor to sign a letter of opposition.

City Manager Johnson presented the agenda report.

After Council discussion, the following action was taken:

MOTION BY COUNCIL MEMBER HYATT, SECONDED BY MAYOR PRO TEM DAVIS, CARRIED 5-0 TO OPPOSE AB 1250 AND AUTHORIZE THE MAYOR TO SIGN A LETTER OF OPPOSITION.

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 Molina reported that she attended an event supporting National Crime Victims week, the Chamber Breakfast, Chamber Board of Directors meeting, Riverside County Sheriff's Awards, Yucaipa State of the City and the Memorial Day Ceremony planning committee meeting, adding that the event will be dedicated to Ray Quinto this year.

Council Member Hyatt reported that he attended the Sheriff's awards, adding that Sherriff Sniff did a great job and that it was a great and very moving ceremony.

CITY MANAGER COMMENTS & REPORTS

Community Development Director Gardner announced an upcoming "Goat Yoga" event that was approved through a TUP by the Planning Department and would be sponsored by the Good Shepard Ministries.

RECESS TO CLOSED SESSION

City Attorney Ennis announced the closed session items. Mayor Hewitt recessed the meeting to Closed session at 7:16 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. 2017-03 – Joyce McIntire.**

B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Paragraph (1) of Subdivision (d) of Government Code Section 54956.9

Name of Case: AVMGH Three-Golden Palms Limited Partnership V. City of Calimesa – Superior Court Case No. RIC1600278

C. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Potential Initiation of Litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9 - **Number of Cases: One (1) case**

CLOSED SESSION ANNOUNCEMENT

A. Liability Claim No. 2017-03 was rejected by a 5-0 vote of the Council.

B. A report was provided with no reportable action.

C. Direction was given to staff with no reportable action.

ADJOURNMENT

Meeting adjourned at 8:29 p.m. to the Regular Meeting of the City Council on Monday, May 1, 2017, at 6:00 p.m.

Respectfully Submitted,



Darlene Gerdes, City Clerk

MOTION BY COUNCIL MEMBER HYATT, SECOND BY MAYOR PRO TEM DAVIS, CARRIED 5-0 TO APPROVE THE MINUTES OF APRIL 17, 2017 REGULAR MEETING AS PRESENTED. APPROVED: May 1, 2017