

City Of Calimesa
**City Council Minutes of the Regular Meeting of
November 5, 2018**

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

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

STAFF: CITY MANAGER JOHNSON, CITY ATTORNEY ENNIS, CITY CLERK GERDES, PUBLIC WORKS DIRECTOR ASKEW, CITY ENGINEER THORNTON, PLANNING MANAGER LUCIA, FIRE CHIEF JOHNSON AND POLICE CHIEF PEMBERTON.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance was led by Public Works Director Askew.

PRESENTATIONS

COP Swearing in Ceremony – 2 new members – Larry Newlan and Richard Nava

Mayor Hewitt administered the Oath of Office to COP members Larry Newlan and Richard Nava.

COMMUNICATIONS FROM THE PUBLIC

None.

APPROVAL OF THE AGENDA

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

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 October 15, 2018 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 \$652,003.62- (Check Nos. 32840 to 32952)*
 - b) *October 18, 2018 Payroll of \$55,032.84*
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. FINAL TRACT MAP 32702-1

RECOMMENDATION: That the City Council:

 - 1) *Adopt Resolution 2018-59, approving Final Tract Map 32702-1;*
 - 2) *Accept the map dedication of Lots "A" through "G" for street and public utility purposes;*
 - 3) *Authorize the City Clerk to sign the statement on the map that acknowledges the City Council's approval.*
6. FINAL TRACT MAP 32702-2

RECOMMENDATION: That the City Council:

 - 1) *Adopt Resolution 2018-60, approving Final Tract Map No. 32702-2;*
 - 2) *Accept the map dedication of Lots "A" through "D" for street and public utility purposes;*
 - 3) *Authorize the City Clerk to sign the statement on the map that acknowledges the City Council's approval.*

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

ITEMS REMOVED FROM THE CONSENT CALENDAR FOR DISCUSSION

7. HOLIDAY SCHEDULE OF THE CITY COUNCIL AND CONSIDERATION OF THE CLOSURE OF CITY HALL THE WEEK OF 12/24/18 – 12/27/18.

RECOMMENDATION: That the City Council approve the cancellation of the January 7, 2019 Regular City Council meeting and consider the closure of City Hall the week of 12/24/18 – 12/27/18 for the Christmas Holiday.

Council Member Hyatt questioned whether the employees would be using vacation time for the proposed closure dates of December 26th and December 27th. City

Manager Johnson replied that the employees would use any banked or vacation time that they have available.

MOTION BY COUNCIL MEMBER HYATT, SECONDED BY COUNCIL MEMBER MOLINA, CARRIED 4-0(MAYOR PRO TEM DAVIS WAS ABSENT) TO APPROVE THE CANCELLATION OF THE JANUARY 7, 2019 REGULAR CITY COUNCIL MEETING AND THE CLOSURE OF CITY HALL THE WEEK OF 12/24/18 – 12/27/18 FOR THE CHRISTMAS HOLIDAY.

POLICE CHIEF COMMENTS & REPORTS

Chief Pemberton stated that he had nothing to report.

FIRE CHIEF COMMENTS & REPORTS

Fire Chief Johnson reported 1,523 calls for service since January 1, 2018. He further reported that the new Battallion Chief vehicle is up and running and that a Red Helmet Training was conducted on October 30, 2018.

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 Banning State of the City Event on October 18, 2018, stating it was a good event.

Council Member Molina reported that she attended the RTA Board meeting and chaired the Transportation Now meeting hosted by the City of Calimesa. She announced that the Pass Area Transportation Now Chapter is the largest in the County.

Council Member Hyatt reported that he attended a SCAG meeting where they discussed the “hyperloop” transportation project. He further reported that he attended a RCTC meeting where they spoke about a “per square foot warehouse fee”, adding that there was a lot of opposition from developers. He also stated that he was working to include Calimesa in the I-10 Corridor project.

Mayor Hewitt reported that he attended the Banning State of the City Event, a meeting of the RCA and the WRCOG meeting.

BUSINESS ITEMS

8. LIBRARY COMMISSION REQUEST FOR COUNCIL CONSIDERATION OF LIBRARY PARKING LOT IMPROVEMENTS AND THE ALLOCATION OF FUNDS FROM THE LIBRARY OPERATING BUDGET FUND 19.

RECOMMENDATION: That the City Council adopt Resolution No. 2018-61, A Resolution of the City Council of the City of Calimesa approving the request of the Library Commission to commence with temporary library parking lot improvements

and approving an appropriation of funds from the Library Operating Budget – Fund 19 not to exceed \$8,000 for survey and design of temporary parking lot improvements.

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

After Council discussion the following action was taken:

MOTION BY COUNCIL MEMBER HYATT, SECONDED BY COUNCIL MEMBER MOLINA, CARRIED 4-0(MAYOR PRO TEM DAVIS WAS ABSENT) TO ADOPT RESOLUTION NO. 2018-61, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIMESA APPROVING THE REQUEST OF THE LIBRARY COMMISSION TO COMMENCE WITH TEMPORARY LIBRARY PARKING LOT IMPROVEMENTS AND APPROVING AN APPROPRIATION OF FUNDS FROM THE LIBRARY OPERATING BUDGET – FUND 19 NOT TO EXCEED \$8,000 FOR SURVEY AND DESIGN OF TEMPORARY PARKING LOT IMPROVEMENTS.

9. CONSIDERATION OF PROPOSED CHANGE TO THE CALCULATION AND COLLECTION POLICY FOR THE TRAFFIC UNIFORM MITIGATION FEE (TUMF) PROGRAM.

RECOMMENDATION: That the City Council take one of the following actions:

- 1. Direct staff to amend the TUMF Ordinance to allow for a change in the calculation and collection policy of TUMF fees as explained in this staff report and agendize for a future meeting (recommended by City staff).**

OR

- 2. Direct staff not to initiate amendment of the TUMF Ordinance and inform Western Riverside Council of Governments (WRCOG) accordingly.**

City Manager Johnson presented the agenda report.

After Council discussion the following action was taken:

MOTION BY COUNCIL MEMBER MOLINA, SECONDED BY COUNCIL MEMBER HYATT, CARRIED 4-0(MAYOR PRO TEM DAVIS WAS ABSENT) TO DIRECT STAFF TO AMEND THE TUMF ORDINANCE TO ALLOW FOR A CHANGE IN THE CALCULATION AND COLLECTION POLICY OF TUMF FEES AS EXPLAINED IN THE STAFF REPORT AND AGENDIZE FOR A FUTURE MEETING.

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 traveled on Beaumont Transit Route 125 to

Redlands and a Trainer bus to Disneyland. She further reported that she attended the RTA Bus Rodeo and drove a bus in the event. She further reported that she attended the Banning State of the City, the Mesa Grande Academy Ice Cream Social and the 5th District Supervisors Volunteer Appreciation Event.

Council Member Hyatt requested an item be placed on a future closed session agenda in regards to a letter he received from a constituent. He stated that he attended his grandsons wedding in Big Bear and used an uber driver who he spoke with regarding uber services. He further spoke about the possibility of a daily uber driver service in Calimesa and the possibility of RTA monies being used for this type of transportation service.

Mayor Hewitt announced that he attended the 5th District Supervisors Volunteer Appreciation Awards event, stating that Brenda Hyatt, Deborah Selig and Wynona DuVall were the award recipients for Calimesa. He reported that he also attended a Veterans Parade in the City of Perris and announced the Veteran's Day Ceremony that would take place on November 12, 2018 at the Yucaipa Community Park.

RECESS TO CLOSED SESSION

City Attorney Ennis announced the closed session items and Mayor Hewitt recessed the meeting to Closed session at 7:12 p.m.

CLOSED SESSION ITEMS

A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to paragraph (1) of subdivision (d) of Section 54956.9 –

Name of Case: Alliance for Constitutional Sex Offense Laws, Inc v. City of Calimesa, Case No. RIC 1819994

CLOSED SESSION ANNOUNCEMENT

A. Direction was given to Legal Counsel in defense of the case with no further reportable action.

ADJOURNMENT

Meeting adjourned at 7:40 p.m. to the Regular Meeting of the City Council on Monday, November 19, 2018, 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 NOVEMBER 5, 2018 REGULAR MEETING AS PRESENTED.

APPROVED: November 19, 2018