

*City Of Calimesa*  
**City Council Minutes of the Regular Meeting of  
November 20, 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, PUBLIC WORKS DIRECTOR ASKEW, CITY ENGINEER THORNTON, COMMUNITY DEVELOPMENT DIRECTOR DE MANINCOR, BATTALION CHIEF STEVE BEACH AND POLICE CHIEF PEMBERTON.

**PLEDGE OF ALLEGIANCE**

Pledge of Allegiance was led by Council Member Hyatt.

**COMMUNICATIONS FROM THE PUBLIC**

George Forget, 943 Calimesa Blvd., Calimesa questioned whether staff had been hired for the new fire department.

City Manager Johnson the hiring of the Fire Department staff has been completed, she added that equipment and vehicles have been purchased and the department is well on its way.

**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. Mayor Hewitt requested that Item No's. 1, 7 and 8 be removed to allow for a separate vote and Council Member Hyatt requested that Item No. 5 be 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.*

2. RECEIVE AND FILE CITY COMMISSION & BOARD MINUTES.
  - a) *Library Commission action minutes of May 2, 2017 regular meeting.*
  - b) *Library Commission action minutes of June 6, 2017 regular meeting.*
  - c) *Library Commission action minutes of September 5, 2017 regular meeting.*
  - d) *Planning Commission action minutes of October 9, 2017 regular meeting.*
3. APPROVAL OF WARRANT REGISTERS.
  - a. *Check Register Report with a total of \$245,104.35 (Check Nos. 31611 to 31646)*
  - b) *November 16, 2017 Payroll of \$30,567.77.*
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. TREASURER'S REPORT FOR THE QUARTER ENDED SEPTEMBER 30, 2017.

*RECOMMENDATION: That the City Council receive and file the Investment Report for the Quarter ended September 30, 2017.*
9. NOTICE OF COMPLETION – BID NO. 2017-01 5<sup>TH</sup> STREET AND DONNA LANE PAVEMENT REHABILITATION PROJECT

*RECOMMENDATION: That the City Council:*

  - a) *Accept Bid No. 2017-01 5<sup>th</sup> Street and Donna Lane Pavement Rehabilitation Project as complete, authorize the 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 \$7,342.50 to Haitbrink Asphalt Paving, 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.*
10. FINAL PARCEL MAP 33105

*RECOMMENDATION: That the City Council adopt Resolution No. 2017-39 approving Final Parcel Map 33105.*

**MOTION BY COUNCIL MEMBER HYATT, SECONDED BY COUNCIL MEMBER MOLINA, CARRIED 5-0 TO APPROVE ITEMS 2 – 4 AND 6, 9 AND 10 OF THE CONSENT CALENDAR AS PRESENTED.**

**CONSENT ITEMS REMOVED FOR DISCUSSION**

1. APPROVAL OF CITY COUNCIL ACTION MINUTES.
  - a) *City Council action minutes of November 6, 2017 regular meeting.*

**MOTION BY MAYOR PRO TEM DAVIS, SECONDED BY COUNCIL MEMBER MOLINA, CARRIED 4-0-0-1(MAYOR HEWITT ABSTAINED) TO APPROVE ITEM NO 1 OF THE CONSENT CALENDAR AS PRESENTED.**

**5. TRAVEL EXPENSES**

***RECOMMENDATION: That the City Council move to approve the Travel Expenses Report for October 2017.***

Council Member Hyatt informed staff of an addition error on the travel expense spreadsheet. City Manager Johnson stated that it looks like a formula was not working correctly, adding that staff would correct the formula error.

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

**7. SECOND READING OF ORDINANCE NO. 355 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CALIMESA ADOPTING THE AMENDED MESA VERDE SPECIFIC PLAN (SP-13-01) FOR THE 1,493-ACRE AREA LOCATED SOUTH OF THE CITY LIMITS, WEST OF INTERSTATE 10, AND NORTH OF THE GARDEN AIR WASH**

***RECOMMENDATION: That the City Council conduct 2<sup>nd</sup> reading by title only and adopt, Ordinance No. 355 - An Ordinance of the City Council of the City of Calimesa adopting the amended Mesa Verde Specific Plan (sp-13-01) for the 1,493-acre area located south of the city limits, west of interstate 10, and north of the garden air wash***

**MOTION BY MAYOR PRO TEM DAVIS, SECONDED BY COUNCIL MEMBER CLARK, CARRIED 4-0-0-1(MAYOR HEWITT ABSTAINED) TO APPROVE ITEM NO 7 OF THE CONSENT CALENDAR AS PRESENTED.**

**8. SECOND READING OF ORDINANCE NO. 356 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CALIMESA APPROVING A DEVELOPMENT AGREEMENT (DA 14-01) BETWEEN THE CITY OF CALIMESA AND MESA VERDE RE VENTURES, LLC FOR THE MESA VERDE PROJECT IN A 1,493-ACRE AREA LOCATED SOUTH OF THE CITY LIMITS, WEST OF INTERSTATE 10, AND NORTH OF THE GARDEN AIR WASH**

***RECOMMENDATION: That the City Council conduct 2<sup>nd</sup> reading by title only and adopt, Ordinance No. 356 - An Ordinance of the City Council of the City of Calimesa approving a Development Agreement (Da 14-01) between the City of Calimesa and Mesa Verde Re Ventures, LLC for the Mesa Verde Project in a 1,493-acre area located south of the city limits, west of Interstate 10, and north of The Garden Air Wash***

**MOTION BY COUNCIL MEMBER CLARK, SECONDED BY COUNCIL MEMBER HYATT, CARRIED 4-0-0-1(MAYOR HEWITT ABSTAINED) TO APPROVE ITEM NO 8 OF THE CONSENT CALENDAR AS PRESENTED.**

## **CHAMBER OF COMMERCE REPORT**

Chamber President Lotz reported that the Chamber held it's monthly breakfast and Jock Johnson was the speaker. She stated that all of the focus is on the Christmas Parade, adding that posters are out and banners will be up within the next week, 25 participants so far with 8 – 10 more commitments. She spoke regarding the "Get your Lights On" home decorating contest and prizes, and announced that the winner of last years' contest will be the Grand Marshall for the parade. She announced that the Tri-Focus Wealth Management Ribbon Cutting would be held on November 20, 2017 from 3-7 p.m. She invited Council to the Annual Chamber Installation and Awards Ceremony on January 18, 2018. She thanked Council on behalf of the Houlihan Family for the recognition given at the last meeting.

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

Police Chief Pemberton reported an increase in burglaries from vehicles due to them being unlocked or windows down. He reminded all of the increase in theft during the holiday season.

## **FIRE CHIEF COMMENTS & REPORTS**

No report was given.

## **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 in Norco.

Council Member Hyatt reported that he attended the League of California Cities Riverside Division Meeting in Norco. He further reported that he attended a water summit meeting for the pass area put together by Dave Armstrong of South Mesa Water Company. He further reported that he attended a fire ad-hoc meeting and a WRCOG meeting. He attended a RCTC meeting where they spoke about the Beaumont Settlement Agreement and he explained that he asked for a postponement of the decision, which was approved by a 17-11 vote but was then reconsidered and went the other way with a vote of 24 – 4 in opposition of the postponement.

Council Member Molina reported that she attended the League of California Cities Riverside Division Meeting in Norco and a RTA Board meeting.

Mayor Hewitt reported that he attended the League of California Cities Riverside Division Meeting in Norco, adding that the keynote speaker was an economist who spoke about jobs and State water.

## **BUSINESS ITEMS**

11. GRANT OF WATER AND SEWER EASEMENT TO YUCAIPA VALLEY WATER DISTRICT.

***RECOMMENDATION: That the City Council grant the requested easement to the Yucaipa Valley Water District for water and sewer pipeline purposes, and authorize the City Manager to sign the Grant of Easement.***

Public Works Director Askew 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 GRANT THE REQUESTED EASEMENT FOR THE YUCAIPA VALLEY WATER DISTRICT FOR WATER AND SEWER PIPELINE PURPOSES AND AUTHORIZE THE CITY MANAGER TO SIGN THE GRANT OF EASEMENT.**

12. CITY EMPLOYEE PERSONNEL RULES AND REGULATIONS

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

1. ***Adopt Resolution No. 2017-40 Authorizing the City of Calimesa and the Fire Department thereof to access State Criminal History Information and Federal Bureau of Investigation Criminal History Information for Employment and Volunteer Background Investigation Purposes.***
2. ***Adopt Resolution No. 2017-41 Adopting Personnel Rules and Regulations for the City of Calimesa and superceding Resolution No. 2006-47 in its entirety.***

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

After Council discussion the following actions were taken:

**MOTION BY COUNCIL MEMBER MOLINA, SECONDED BY COUNCIL MEMBER HYATT, CARRIED 5-0 TO ADOPT RESOLUTION NO. 2017-40 AUTHORIZING THE CITY OF CALIMESA AND THE FIRE DEPARTMENT THEREOF TO ACCESS STATE CRIMINAL HISTORY INFORMATION AND FEDERAL BUREAU OF INVESTIGATION CRIMINAL HISTORY INFORMATION FOR EMPLOYMENT AND VOLUNTEER BACKGROUND INVESTIGATION PURPOSES.**

**MOTION BY COUNCIL MEMBER MOLINA, SECONDED BY MAYOR PRO TEM DAVIS, CARRIED 5-0 TO ADOPT RESOLUTION NO. 2017-41 ADOPTING PERSONNEL RULES AND REGULATIONS FOR THE CITY OF CALIMESA AND SUPERCEEDING RESOLUTION NO. 2006-47 IN ITS ENTIRETY.**

13. AUTO-AID AGREEMENT BETWEEN THE COUNTY OF RIVERSIDE AND THE CITY OF CALIMESA FOR EMERGENCY RESPONSE ASSISTANCE BETWEEN RIVERSIDE/CALFIRE AND THE CALIMESA FIRE DEPARTMENT

**RECOMMENDATION:** *That the City Council approve an Auto-Aid Agreement between the County of Riverside and the City of Calimesa.*

City Manger 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 APPROVE AN AUTO-AID AGREEMENT BETWEEN THE COUNTY OF RIVERSIDE AND THE CITY OF CALIMESA.**

**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 a Fall Conference Expo for Public Transportation hosted by RTA. She requested a future agenda item to discuss public transportation and a park and ride project. She announced that the Veterans Day Ceremony was a fabulous event with over 600 in attendance. She further reported that she attended the Calimes Chamber Breakfast Meeting.

Council Member Hyatt reported that he attended the Sr. Thanksgiving dinner, adding that the food was great and was a great event. He spoke regarding a postcard he received from a concerned citizen regarding weeds and fire hazards on the property directly behind the Calimesa Smog on Calimesa Blvd.

Mayor Hewitt announced that he was honored to speak at the annual Veterans Day Ceremony.

**CITY MANAGER COMMENTS & REPORTS**

None

**RECESS TO CLOSED SESSION**

City Attorney Ennis announced the closed session item and Mayor Hewitt recessed the meeting to Closed session at 7:04 p.m.

**A. 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**

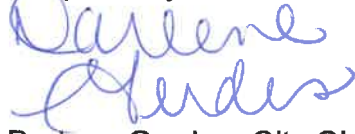
**CLOSED SESSION ANNOUNCEMENT**

A. No reportable action.

**ADJOURNMENT**

Meeting adjourned at 7:33 p.m. to the Regular Meeting of the City Council on Monday November 20, 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 NOVEMBER 20, 2017 REGULAR MEETING AS PRESENTED.**

**APPROVED: December 18, 2017**