

City Of Calimesa
City Council Minutes of Regular Meeting
February 6, 2023

Members of the public were encouraged to participate in this meeting in one of two ways:

- 1) In person at the Norton Younglove Senior Center, 908 Park Avenue, Calimesa, CA 92320.
- 2) By viewing the meeting on **Facebook Live**, beginning at 6:00 p.m. at <https://www.facebook.com/cityofcalimesa>

Submission of Public Comments: Those attending the meeting were allowed to speak during public comment by completing a speaker slip and providing it to the City Clerk at the meeting. Otherwise, public comment was accepted via email to the Calimesa City Clerk at dgerdes@cityofcalimesa.net with a deadline of **5:30 p.m. on Monday, February 6, 2023.**

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

ROLL CALL: MAYOR DAVIS, COUNCIL MEMBER CERVANTEZ, COUNCIL MEMBER MANLY AND COUNCIL MEMBER MOLINA.

ABSENT: MAYOR PRO TEM HEWITT.

THERE WAS COUNCIL CONSENSUS TO EXCUSE THE ABSENCE OF MAYOR PRO TEM HEWITT.

STAFF: CITY MANAGER KOLBOW, CITY ATTORNEY BARROW, CITY CLERK GERDES, FINANCE DIRECTOR REID, PLANNING MANAGER LUCIA, CITY ENGINEER THORNTON, PUBLIC WORKS ENGINEER SHAKIR, FIRE CHIEF O'CONNELL AND SHERIFF CAPTAIN SALAS.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance was led by Council Member Cervantez.

PRESENTATIONS – *California Department of Insurance Presentation – Andrea Valdes, Outreach Analyst*
Andrea Valdez, Outreach Analyst for the California Department of Insurance provided a Power Point presentation and overview of the California Low Cost Auto Program explaining the qualifications, income eligibility guidelines, proof of income and how to apply at www.mylowcostauto.com.

COMMUNICATIONS FROM THE PUBLIC

Anyone wishing to address the Council on any item within the Council's jurisdiction that is not on the agenda may do so at this time. This is not a time for City Council discussion of non-agenda items. After receiving public comments, Council Members, or staff, after being recognized by the Mayor, may briefly respond to statements made by the public or questions posed by the public. In addition, Council Members may ask questions for clarification or make a referral to staff for factual information to be reported back to the Council at a later meeting.

David Zaitz, 1354 Chestnut Road, Calimesa spoke in opposition to warehouse projects in the City of Calimesa. He expressed his concerns of the traffic that the constructed Cherry Valley Warehouse will generate, as well as any other warehouse projects. He requested that Council place a 2-year moratorium on warehouse projects.

Mike Simon, Calimesa spoke in regards to the pavement management project that was approved by the Council at their January 17, 2023 meeting, adding that Douglas Street is in worse condition than others on the list and is in need of repair.

Danae Delaney, 223 Tanglewood Drive, Calimesa spoke in opposition to any warehouse projects in the City, requesting that the City stop entitling the developers and put the residents of Calimesa first. She further spoke regarding a document entitled "A Region in Crisis" addressing the rationale for a public health state of emergency in the Inland Empire.

James Wright, 10320 Calimesa Blvd, Calimesa spoke regarding an SCE power outage experienced at the Rancho Calimesa Mobile Home Park and submitted a written letter to the Council indicating that the SCE improvements are for the benefit of warehouses. He further spoke his opposition to the Oak Valley North Warehouse Project.

City Clerk Gerdes stated that she received two public comments via email as follows:

Emily Torrance, Calimesa resident submitted an email regarding two white Toyota pickups and two red Ford Rangers vehicles performing donuts in the dirt field between the Stater Brothers grocery store and Desert Industries. She stated that this is a daily occurrence and have reached out to the Stater Brothers Store Manager with no response and to the Calimesa Code Enforcement. She expressed her concerns of the safety of children and pedestrians on 5th street.

Ann Atkins, 140 Country Club Drive, Calimesa submitted an email regarding her opposition to any warehouse developments in the City of Calimesa, requesting streets and road repaired and air quality be addressed. She further requested a building moratorium be considered.

APPROVAL OF THE AGENDA

MOTION BY COUNCIL MEMBER MOLINA, SECONDED BY COUNCIL MEMBER MANLY, CARRIED 4-0-1-0(MAYOR PRO TEM HEWITT WAS ABSENT) TO APPROVE THE AGENDA AS PRESENTED.

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

CONSENT CALENDAR (Items 1 – 7)

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 a regular meeting of January 17, 2023*
2. RECEIVE AND FILE CITY COMMISSION & BOARD MINUTES.
 - a) *Parks, Trails & Community Services Commission action minutes of 9/7/2022*
 - b) *Planning Commission action minutes of 12/12/2022*
3. APPROVAL OF WARRANT REGISTERS.
 - a) *Check Register Report with a total of \$805,104.99 (Check Nos. 39748 to 39846)*
 - b) *February 1, 2023 Council Payroll of \$1,673.25*
February 2, 2023 Payroll of \$103,413.57
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. CALIFORNIA ENERGY COMMISSION GRANT APPLICATION FOR RESIDENTIAL SOLAR AUTOMATED PERMIT PROCESSING.
RECOMMENDATION: That the City Council:
 1. *Authorize the City Manager or designee to execute all documentation necessary to apply for the California Automated Permit Processing Program.*
 2. *Authorize the City Manager or designee to execute any agreements and accept funds awarded through the California Automated Permit Processing Program.*
6. OAK VALLEY TOWN CENTER – RIGHT-OF-WAY DEDICATION OF ROBERTS ROAD
RECOMMENDATION: That the City Council authorize City staff to accept and record the offer of right-of-way dedication.
7. AWARD A CONTRACT FOR CITYWIDE TRAFFIC SIGNAL MAINTENANCE SERVICES.
RECOMMENDATION: That the City Council award a contract to Yunex, LLC to provide Citywide Traffic Signal Maintenance Services.

MOTION BY COUNCIL MEMBER CERVANTEZ, SECONDED BY COUNCIL MEMBER MOLINA, CARRIED 4-01-0(MAYOR PRO TEM HEWITT WAS ABSENT) APPROVE THE CONSENT CALENDAR AS PRESENTED.

POLICE CHIEF COMMENTS & REPORTS

Sheriff Captain Salas reported 417 calls for service January 17th – February 5th . 38 traffic violations, 5 thefts, 3 felony thefts, 11 burglaries, 1 stolen vehicle that was recovered.

FIRE CHIEF COMMENTS & REPORTS

Fire Chief O'Connell reported 194 calls for service year to date, with 133 of those calls being medical aide, 2 fires and 48 misc. He further reported a 6 vehicle traffic collision that occurred at Singleton Road and Calimesa Boulevard, and a fatal vehicle accident on the westbound I-10. He announced that the 1st round of weed abatement inspections would be starting ASAP and that the State Fire Marshall is conducting a remapping of the High Fire Severity Zone, adding that the public may visit their website at: <https://osfm.fire.ca.gov/divisions/community-wildfire-preparedness-and-mitigation/wildfire-preparedness/fire-hazard-severity-zones/>.

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 Molina reported that she attended an RCTC Budget and Finance Committee meeting on January 23, 2023, a January 26, 2023 RTA Board Meeting and a February 1, 2023 RTA Budget and Finance Committee meeting. She further reported that she attended the Annual RCTC Workshop on February 2nd and 3rd in Palm Springs, stating that they discussed a Traffic Relief Plan, which is a regional plan to deal with traffic congestion affecting all forms of transportation.

Council Member Cervantez reported that he attended a meeting of the RCA where they approved minor changes to the MSHCP Handbook and spoke about the possible "poppy bloom" that could occur this spring and how to mitigate the amount of people visiting the area. He further reported that he filled in at the WRCOG meeting for Mayor Pro Tem Hewitt who was unable to attend, stating that it was a long meeting with a long closed session, adding that they would be holding future meetings in person and no longer holding them by teleconference.

PUBLIC HEARINGS

8. PUBLIC HEARING – OAK VALLEY TOWN CENTER

RECOMMENDATION: That the City Council open the Public Hearing and:

- 1. Adopt Resolution 2023-05, approving the amended conditions for Tentative Parcel Map 37862;***
- 2. Adopt Resolution 2023-06, approving Final Map 37862;***
- 3. Authorize the City Clerk to sign the statement on the map that acknowledges the City Council's approval;***
- 4. Authorize the Mayor and City Clerk to execute a Subdivision Improvement Agreement and accept sureties; and***
- 5. Authorize City Staff to execute the Declaration of Covenants, Conditions and Restrictions and Grant of Easements for the Oak Valley Town Center.***

Mayor Davis opened the public hearing.

City Engineer Thornton presented the agenda report.

John Gates, 9633 Rose Dale Drive, Calimesa spoke in opposition of warehouse projects in the City and reminded Council of the City's mission and vision statements.

Danae Delaney, 223 Tanglewood Drive, Calimesa requested to meet one-on-one with the City Council members to help her learn about the City and its processes.

City Manager Kolbow stated that it would be appropriate for Ms. Delaney to meet with City staff rather than Council in regards to City processes for projects, etc.

Mayor Davis closed the public hearing.

Council Member Cervantez asked City Manager Kolbow to explain the distinction between the two warehouse projects.

City Manager Kolbow explained that the Oak Valley Town Center Commercial and Industrial Project as discussed in Item No. 8 is an already approved project. He added that the Oak Valley Town Center is not to be confused with the Oak Valley North Project that has been undergoing a comment period and scoping meeting. He stated that the Oak Valley North Project is in the very early stages.

After Council discussion the following action was taken:

MOTION BY COUNCIL MEMBER MANLY, SECONDED BY COUNCIL MEMBER CERVANTEZ, CARRIED 4-0-1-0(MAYOR PRO TEM HEWITT WAS ABSENT) TO ADOPT RESOLUTION NO. 2023-05, APPROVING THE AMENDED CONDITIONS FOR TENTATIVE PARCEL MAP 37862, ADOPT RESOLUTION NO. 2023-06, APPROVING FINAL MAP 37862, AUTHORIZE THE CITY CLERK TO SIGN THE STATEMENT ON THE MAP THAT ACKNOWLEDGES THE CITY COUNCIL'S APPROVAL, AUTHORIZE THE MAYOR AND THE CITY CLERK TO EXECUTE A SUBDIVISION IMPROVEMENT AGREEMENT AND ACCEPT SURETIES AND AUTHORIZE CITY STAFF TO EXECUTE THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS AND GRANT OF EASEMENTS FOR THE OAK VALLEY TOWN CENTER.

9. **PUBLIC HEARING** – APPROVAL OF RESOLUTION NO. 2023-07 AUTHORIZING THE CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY TO CONDUCT SPECIAL ASSESSMENT PROCEEDINGS AND LEVY ASSESSMENTS WITHIN THE TERRITORY OF THE CITY OF CALIMESA FOR THE YUCAIPA VALLEY WATER DISTRICT; AND AUTHORIZING RELATED ACTIONS.

RECOMMENDATION: That the City Council open the Public Hearing and adopt Resolution No. 2023-07, Resolution of the City Council of The City of Calimesa authorizing the California Statewide Communities Development Authority to conduct special assessment proceedings and levy assessments within the

territory of the City of Calimesa for the Yucaipa Valley Water District; and authorizing related actions.

Mayor Davis opened the public hearing.

City Manager Kolbow presented the agenda report.

Mayor Davis closed the public hearing.

After Council discussion the following action was taken:

MOTION BY COUNCIL MEMBER MANLY, SECONDED BY COUNCIL MEMBER CERVANTEZ, CARRIED 4-0-1-0(MAYOR PRO TEM HEWITT WAS ABSENT) TO ADOPT RESOLUTION NO. 2023-07, A RESOLUTION FO THE CITY COUNCIL OF THE CITY OF CALIMESA AUTHORIZING THE CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY TO CONDUCT SPECIAL ASSESSMENT PROCEEDINGS AND LEVY ASSESSMENTS WITHIN THE TERRITORY OF THE CITY OF CALIMESA FOR THE YUCAIPA VALLEY WATER DISTRICT; AND AUTHORIZING RELATED ACTIONS.

10. **PUBLIC HEARING** – STREET VACATION OF A PORTION OF WEST AVENUE L, LOCATED SOUTH OF APN 413-060-001

***RECOMMENDATION:** That the City Council open the Public Hearing and adopt Resolution 2023-08, a resolution of the City Council of the City of Calimesa, California, Declaring the Vacation of a portion of West Avenue L as described and shown in the attached legal and plat.*

Mayor Davis opened the public hearing.

City Engineer Thornton presented the agenda report.

Mayor Davis closed the public hearing.

After Council discussion the following action was taken:

MOTION BY COUNCIL MEMBER MANLY, SECONDED BY COUNCIL MEMBER MOLINA, CARRIED 4-0-1-0(MAYOR PRO TEM HEWITT WAS ABSENT) TO ADOPT RESOLUTION NO. 2023-08, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIMESA, CALIFORNIA DECLARING THE VACATION OF A PORTION OF WEST AVENUE L AS DESCRIBED AND SHOWN IN THE ATTACHED LEGAL AND PLAT.

11. **PUBLIC HEARING** – PUBLIC HEARING – ZONING TEXT AMENDMENT 22-02 TO AMEND VARIOUS SECTIONS OF THE ZONING CODE (TITLE 18 OF THE CALIMESA MUNICIPAL CODE) REGARDING ACCESSORY DWELLING UNITS, JUNIOR ACCESSORY DWELLING UNITS, URBAN LOT SPLITS, AND HOUSING UNITS BUILT IN ACCORDANCE WITH SENATE BILL.

RECOMMENDATION: *That the City Council conduct a first reading by title only of Ordinance No. 388, approving Zoning Text Amendment 22-02 (“project”) regarding Accessory Dwelling Units, Junior Accessory Dwelling Units, Urban Lot Splits, and Housing Units Built in Accordance with Senate Bill 9 and find the project categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Government Code Sections 65852.21(j) and 66411.7(n), Public Resources Code Section 21080.17 and CEQA Guidelines Sections 15061(b)(3) and 15282(h).*

Mayor Davis opened the public hearing.

Assistant City Attorney Kearns presented the agenda report and provided a Power Point presentation.

Danae Delaney, 223 Tanglewood Drive, Calimesa questioned whether the City was in control, adding that it looks like the developers are in control.

Mayor Davis closed the public hearing.

After Council discussion the following action was taken:

MOTION BY COUNCIL MEMBER CERVANTEZ, SECONDED BY COUNCIL MEMBER MOLINA, CARRIED 4-0-1-0(MAYOR PRO TEM HEWITT WAS ABSENT) TO CONDUCT FIRST READING BY TITLE ONLY OF ORDINANCE NO. 388, APPROVING ZONING TEXT AMENDMENT 22-02(“PROJECT”) REGARDING ACCESSORY DWELLING UNITS, JUNIOR ACCESSORY DWELLING UNITS, URBAN LOT SPLITS AND HOUSING UNITS BUILD IN ACCORDANCE WITH SENATE BILL 9 AND FIND THE PROJECT CATEFORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) PURSUANT TO GOVERNMENT CODE SECTIONS 65852.21(J) AND 66411.7(N), PUBLIC RESOURCES CODE SECTION 21080.17 AND CEQA GUIDELINES SECTIONS 15061(B)(3) AND 15282(H).

BUSINESS ITEMS

12. SCAG 2023 GENERAL ASSEMBLY APPOINTMENT OF VOTING DELEGATE AND ALTERNATE VOTING DELEGATE

RECOMMENDATION: *That the City Council appoint a voting delegate and an alternate voting delegate to represent the City of Calimesa at the SCAG General Assembly on May 4th and 5th 2023.*

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

Danae Delaney, 223 Tanglewood Drive, Calimesa requested to meet with the selected Council Members prior to their attendance to the SCAG Conference.

MOTION BY COUNCIL MEMBER CERVANTEZ, SECONDED BY MAYOR DAVIS, CARRIED 4-0-1-0(MAYOR PRO TEM HEWITT WAS ABSENT) TO APPOINT COUNCIL

MEMBER MOLINA AS THE VOTING DELEGATE AND COUNCIL MEMBER MANLY AS THE ALTERNATE VOTING DELEGATE FOR THE SCAG GENERAL ASSEMBLY ON MAY 4TH AND 5TH 2023.

13. MID-YEAR FINANCIAL AND BUDGET REPORT FISCAL YEAR 2022-23

RECOMMENDATION: That the City Council approve Resolution No. 2023-09 A Resolution of the City Council of the City of Calimesa amending the Fiscal Year 2022-23 Budget to include recommended adjustments as provided for in Attachments A-E.

Finance Director Reid and City Manager Kolbow presented the agenda report.

After Council discussion the following action was taken:

MOTION BY COUNCIL MEMBER MANLY, SECONDED BY COUNCIL MEMBER CERVANTEZ, CARRIED 4-0-1-0(MAYOR PRO TEM HEWITT WAS ABSENT) TO ADOPT RESOLUTION NO. 2023-09, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALIMESA AMENDING THE FISCAL YEAR 2022-23 BUDGET TO INCLUDE RECOMMENDED ADJUSTMENTS AS PROVIDED FOR IN ATTACHMENTS A-E.

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 Manly reported that he attended the League of California Cities New Mayor and Council Academy, stating that they held comprehensive topic sessions and explained the various League Policy Committees. He added that there were approximately 350 in attendance.

Council Member Molina reported that she attended the Crafton Hills College Regional Public Safety Training Center Ground Breaking Ceremony on January 26, 2023, a Veterans Expo in Beaumont where the Lions Club served over 300 hot dogs. She announced the Memorial Day Veterans Ceremony that would take place on Memorial Day at Desert Lawn Cemetery. She further reported that she attended the Calimesa Chamber Installation and Awards Dinner and congratulated award recipients Juan Cedeño, Matt Vega and Bonnie Johnson.

Council Member Cervantez reported that he attended the Crafton Hills College Regional Public Safety Training Center Ground Breaking Ceremony on January 26, 2023. He further reported that he attended the League of California Cities New Mayor and Council Academy, stating that it was great to connect with the Council members from our neighboring cities and develop relationships.

Mayor Davis reported that he attended the pass area Mayor's/Managers breakfast with City Manager Kolbow, stating that the new Riverside County Supervisor was in attendance, adding that it would be a time of adjustment.

CITY MANAGER COMMENTS & REPORTS

None.

RECESS TO CLOSED SESSION

City Attorney Barrow announced the Closed Session Item and Mayor Davis recessed the meeting to Closed Session at 7:42 p.m.

CLOSED SESSION ITEMS


- A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**
Pursuant to Subsection (a) of Government Code Section 54956.9
Name of Case: City of Calimesa v Estate of Troyce Lee Gayle – Riverside Superior Court Case No. CVRI2205005

CLOSED SESSION ANNOUNCEMENT

- A. Direction was given to the City Attorney with no further reportable action.

ADJOURNMENT

Meeting adjourned at 8:00 p.m. to the Regular Meeting of the City Council on Tuesday, February 21, 2023 at 6:00 p.m.

Respectfully Submitted,

Darlene Gerdes, City Clerk

MOTION BY COUNCIL MEMBER CERVANTEZ, SECONDED BY COUNCIL MEMBER MOLINA, CARRIED 5-0 TO APPROVE THE MINUTES OF February 6, 2023, REGULAR MEETING AS PRESENTED.

APPROVED: February 21, 2023

