



MINUTES

REGULAR MEETING OF THE HEMET CITY COUNCIL

March 27, 2012

6:30 p.m.

www.cityofhemet.org

City of Hemet Council Chambers

450 E. Latham Avenue

Please silence all cell phones

Call to Order

Mayor Pro Tem Foreman called the meeting to order at 6:33 p.m.

Roll Call

PRESENT: Council Members Franchville, Krupa and Smith, Mayor Pro Tem Foreman

ABSENT: Mayor Youssef

Council Member Franchville moved and Council Member Smith seconded a motion to excuse Mayor Youssef. Motion carried 4-0.

Work Study

Discussion regarding these items, with possible direction to staff

1. Armed Forces Banner Program - Special Events Coordinator Knotek
Laurie Knotek, Special Events Coordinator, this program was previously work studied last April. Meetings have been held with the City Council Ad-Hoc Committee and the American Legion Post 53. Staff has reviewed several other programs and spoke with project coordinators to gain information. The goal of the program is to recognize and honor active duty military personnel that reside or have an immediate family member that resides in the City of Hemet and to encourage pride. The eligibility criteria is: serviceperson must be serving on active duty, defined by 12 months of continuous service; a serviceperson must be a resident, or a spouse, mother, father, daughter, son, brother, sister, grandson or granddaughter of a current City of Hemet resident; and annual eligibility verification will be required. The banner will be displayed continuously (with exception of the hanging of Ramona Pageant, Holiday Banners or American flags). Banners will be displayed along Florida Avenue. There are currently 63 locations available. Additional locations can be made available with the purchase of mounting hardware which is approximately \$130.00 each. The applications will be received on an ongoing basis. A brochure is being designed and will be available to be mailed, emailed and also posted on the City's website. City staff and the American Legion Post 53 will review the applications to ensure eligibility. In an effort to keep installation costs down, banners will be installed twice a year. Once banners are removed they will be returned to the applicant. In the event that a serviceperson is killed in the line of duty, the banner will be removed and given to the applicant and the name of the honoree will be added to the Veterans Memorial

at Gibbel Park. The City will work with a local vendor to design and manufacture the banners, this will keep the banners consistent. Applicants will have the option of including a photo on the banner.

Mayor Youssef arrived at 6:39 p.m.

Staff is currently working with vendors on cost estimates and designs. The estimated cost is \$175.00 per banner, including installation. City staff will solicit and accept donations for the program. The American Legion Post 53 will solicit donations and periodically have fundraisers for the program. Ms. Knotek showed the City Council a sample of the banner. The sponsors will be recognized annually or semi-annually at a City Council meeting, not on the banners. Staff will get final design and cost from vendors and bring back the Program for City Council consideration on April 10, 2012. After which, the information will be made available on the City's website. The first batch of applications will be due May 1, 2012 allowing the first placement of banners to be ready for Armed Forces Day.

Lloyd McBride, American Legion Post 53, this program is near and dear to our hearts. This is a great way to recognize those in active duty. Post 53 escorts and welcomes home Veterans. We also escort Killed in Actions home. The American Legion Post 53 is in full support and will do several fund raisers throughout the year for this program.

Mayor Pro Tem Foreman, recommended that instead of requiring 12 months of prior service, the City just require a copy of their contract that confirms that they are enlisted.

Council Member Franchville, encouraged in seeing the City move forward on something this positive. Council Member Franchville also recommended that staff consider the quality of the banners even if they cost a little more.

Ms. Knotek, the vendors have confirmed that the banners will last at least three years.

The City Council directed staff to bring this item back for City Council consideration on April 10, 2012.

2. Update on AB109 - Chief Brown

Dave Brown, Police Chief, Sgt. Anderson has extensive background as a member and past leader of task forces. Sgt. Anderson is the perfect officer to represent the City of Hemet on the Post-Release Accountability and Corrections Task Force (P.A.C.T.).

Jim Anderson, Police Sergeant, there will be 33,000 prisoners released under the AB-109 program in a two year period. The P.A.C.T. conducts compliance checks and probation searches on inmates released to AB-109 probation. The P.A.C.T. also assists patrol officers and investigators with AB-109 offenders. As well as, assists in AB-109 related joint operations with other task forces. The Riverside County P.A.C.T. (East) includes members from: Cathedral City, Desert Hot Springs, Hemet, Beaumont & Palm Springs, Riverside County Probation Office, and Riverside County District Attorney's Office. City of Riverside has a separate P.A.C.T. (West) working with Murrieta and Corona Police Departments. The P.A.C.T. has teamed up with the Probation Officers assigned to AB-109 cases from different regions covering Riverside County. Sgt. Anderson gave the City Council a count of Post Release Community Supervision (PRCS) packets that have been received as of March 2, 2012. As well as a count of Supervised Released Cases. Sgt. Anderson gave the City Council a break down of PRCS by city as of March 2, 2012. In February and March, 2012 the P.A.C.T. conducted 61 compliance checks and over 18 arrests, not all AB-109 releases.

According to the Key Elements of AB-109 the PRCS population is inclusive of non-violent, non-serious, non-high risk offenders with prior history of committing violent crimes. This is not the case. AB-109 probationers serve 6 months at which time they are released pending no new charges or violations of terms.

Mayor Pro Tem Foreman, those qualifying for AB-109 are released to the City where they were arrested. The Hemet Police Department has a great arrest record, that is why so many are being released here.

Mayor Youssef, asked about funding for this program.

Chief Brown, thanked the City Council for taking a leadership role in forming this Task Force, there are no other pro-active front line programs like this in the state. Funding for the next year is still a moving target, the Governor has committed to ongoing and increased funding. We have and will continue to lobby for program funding.

The City Council recessed at 7:05 p.m.

REGULAR SESSION

7:00 p.m.

City of Hemet Council Chambers

450 E. Latham Avenue

Call to Order

Mayor Youssef called the meeting to order at 7:15 p.m.

Roll Call

PRESENT: Council Members Franchville, Krupa and Smith, Mayor Pro Tem Foreman and Mayor Youssef

ABSENT: None

OTHERS PRESENT: City Manager Nakamura, City Attorney Vail and City Clerk McComas

Invocation

Invocation was given by Jane Perry, Hemet-San Jacinto Interfaith Council.

Pledge of Allegiance

Pledge of Allegiance was led by Council Member Franchville.

Presentations

3. Proclamation proclaiming April 2012 as Donate Life Month

This proclamation was not presented at this time.

4. Recognition of Visitors from Hemet's Sister City Marumori, Japan
Jane Perry, introduced the chaperones that accompanied 10 high school students from Hemet's Sister City Marumori, Japan.
Gifts were presented to the City of Hemet and the Mayor.
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City Council Business Consent Calendar

5. **Recommendation by Council Member Krupa** - Planning Commission Re-Appointment
a. Re-appoint Sharon Deuber to Seat 1 on the Planning Commission in order to fill a term expiration. The two year term will expire April 1, 2014.
6. **Recommendation by Council Member Krupa** - Park Commission Re-Appointment
a. Re-appoint Chuck Wright to Seat 1 of the Park Commission in order to fill a term expiration. The two year term will expire April 1, 2014.
7. **Recommendation by Council Member Krupa** - Traffic and Parking Commission Re-Appointment
a. Re-appoint Dave Oltman to Seat 1 of the Traffic and Parking Commission in order to fill a term expiration. The two year term will expire April 1, 2014.
8. **Recommendation by Mayor Pro Tem Foreman** - Planning Commission Appointment
a. Appoint Michael Perciful to Seat 2 on the Planning Commission in order to fill a term expiration. The two year term will expire April 1, 2014.
9. **Recommendation by Mayor Pro Tem Foreman** - Park Commission Re-Appointment
a. Re-appoint Joe Cagliero to Seat 2 on the Park Commission in order to fill a term expiration. The two year term will expire April 1, 2014.
10. **Recommendation by Mayor Pro Tem Foreman** - Traffic and Parking Commission Appointment
a. Appoint Charles.W. Cecchi to Seat 2 on the Traffic and Parking Commission in order to fill a term expiration. The two year term will expire April 1, 2014.
- 10.A **Recommendation by Council Member Franchville** - Planning Commission Appointment
a. Appoint Nasser Moghadam to Seat 4 on the Planning Commission in order to fill an unscheduled vacancy. The term will expire April 1, 2013

11. **Approval of Minutes** - February 2, 2012
12. **Approval of Minutes** - February 14, 2012
13. **Receive and File** - Warrant Registers
 - a. Warrant registers dated February 23, 2012, March 6, 2012 and March 8, 2012. Payroll for the period of February 20, 2012 to March 4, 2012 was \$562,024.37.
14. **Recommendation by City Manager** - Modify the Senior Public Works Inspector Job Description and Salary Range
 - a. Approve modifications to the City's Classification Manual through adding duties to the Senior Public Works Inspector job classification and set the salary range at S-58.
15. **Recommendation by Community Development Director** - Specific Plan Amendment No. 06-001 (Tres Cerritos East).
 - a. Adopt an ordinance approving Specific Plan Amendment No. 06-001, an amendment to the Hemet Valley Country Club Estates Specific Plan (SP 90-009 and readoption as the Tres Cerritos East Specific Plan (SP 90-009). **(Ordinance Bill No. 11-001)**
16. **Recommendation by Engineering** - Notice of Completion - Lyon Avenue Pavement Rehabilitation, City Project No. 5562
 - a. Accept this project; and
 - b. Instruct the City Clerk's Office to file a Notice of Completion with the County Recorder's Office. The 10% retention and Labor and Materials Bond will be released after the Notice of Completion is filed and received by the County Recorder's Office. The Performance Bond will be maintained for and released after a period of one year.
17. **Recommendation by Engineering** - Award of Bid for the Warren Road Pavement Rehabilitation Project, City Project No. 5552
 - a. Award a contract to Cooley Construction, inc. for the Warren Road Pavement Rehabilitation Program CIP 5552 in the amount of \$937,490 and reject all other bids; and
 - b. Authorize the City Manager to enter into a construction contract for the improvements; and
 - c. Establish budget in the amount of \$937,490 in Street Fund No. 329-5552-5500 for the cost of construction and \$30,000 in Street Fund No. 329-5552-2710 for geotechnical testing and surveying. The total cost of the project is estimated to be \$967,490.

18. **Recommendation by Police Department** - Public Safety Interoperable Radio System - US Department of Homeland Security Grant
- a. Approve the Professional Services Agreement by and between the City of Hemet and Comtronix Communications for the purchase and installation of a fixed-site "turn-key" Public Safety Radio Interoperability System.

Item Nos. 5, 6, 7, 8, 9, 10, 10A,11,15 and 17 were removed from the Consent Calendar. **Council Member Franchville moved and Council Member Foreman seconded a motion to approve the remaining Consent Calendar Items as presented. Motion carried 5-0.**

Item No. 5

Mayor Youssef, expressed concerns with the re-appointment of Sharon Deuber. **Council Member Smith and Mayor Pro Tem Foreman**, share the concern of Mayor Youssef.

Gene Hikel, Hemet, spoke in favor of Sharon Deuber's re-appointed to the Planning Commission. Ms. Deuber can be outspoken, but she does her homework and has Hemet's best interest in mind.

Diane Norberg, Hemet, spoke in favor of Sharon Deuber's re-appointed to the Planning Commission. Ms. Deuber is highly intelligent, fair, thorough and precise.

Cash Hovivian, Hemet, spoke in favor of Sharon Deuber's re-appointment.

Jerry Jaekels, Hemet, spoke in favor of Sharon Deuber's re-appointment.

Council Member Franchville, there is no question that Ms. Deuber is thorough and does her homework. The City has received a number of complaints, including legal threats due to Ms. Deuber's actions. The City Council needs to be concerned with the liability. Ms. Deuber has also demonstrated her feelings of anti-growth and that is in direct conflict with the duties of a Planning Commissioner.

Mayor Youssef, agreed that Ms. Deuber does a number of good things for the City of Hemet. The lines between Planning Commissioner and resident have been blurred. The legal threats that the City has received are a concern of the City Council.

Council Member Krupa, agrees that Ms. Deuber is thorough. I do feel that Ms. Deuber understands where the line is and would not cross it again. After speaking with numerous people I feel that Ms. Deuber has done more good as a Planning Commissioner than harm.

Mayor Youssef moved and Mayor Pro Tem Foreman seconded a motion to deny approval of this item. Motion carried 4-1. Council Member Krupa voted No.

Item No. 6

Council Member Krupa, recommended re-appointment of Chuck Wright to the Parks Commission.

Mayor Youssef moved and Mayor Pro Tem Foreman seconded a motion to approve this item as presented. Motion carried 5-0.

Item No. 7

Mayor Youssef, recommended re-appointment of Dave Oltman to the Traffic & Parking Commission.

Mayor Youssef moved and Council Member Smith seconded a motion to approve this item as presented. Motion carried 5-0.

Item Nos. 8, 9 and 10

Mayor Pro Tem Foreman, there were 20 to 25 applications for these positions. These three applicants are great examples of our City.

Mayor Pro Tem Foreman moved and Council Member Franchville seconded a motion to approve Item Nos. 8, 9 and 10 as presented. Motion carried 5-0.

Item No. 10.A

Council Member Franchville, after interviewing a number of people, I am recommending Nasser Moghadam.

Council Member Franchville moved and Council Member Smith seconded a motion to approve this item as presented. Motion carried 5-0.

Item No. 11

Mayor Youssef moved and Mayor Pro Tem Foreman seconded a motion to approve this item as presented. Motion carried 4-0. Council Member Smith abstained.

Item No. 15

Brian Nakamura, City Manager, continued this item to April 10, 2012.

Item No. 17

Council Member Smith, recused himself from the discussion due to a possible conflict of interest.

Mayor Youssef moved and Council Member Franchville seconded a motion to approve this item as presented. Motion carried 4-0.

City Council acting as the Redevelopment Successor Agency Consent Calendar

19. **Approval of Minutes** - Hemet Redevelopment Agency January 24, 2012
20. **Recommendation by Community Investment Director** - Draft Recognized Obligation Payment Schedule Pursuant to AB 1X 26
 - a. Approve the draft Recognized Obligation Payment Schedule (ROPS) and forward the ROPS to the Oversight Board for consideration prior to submitting to the California Department of Finance.
(Resolution No. 4494)

Mayor Youssef moved and Mayor Pro Tem Foreman seconded a motion to approve the Consent Calendar Items as presented. Motion carried 5-0.

Communications From the Public

Steve Sandefer, HFFA, expressed concern with Mr. Hall's comments at the March 6, 2012 City Council meeting. Mr. Sandefer distributed a copy of the e-mails referenced by Mr. Hall. If the Fire Department is broke, please tell us what needs to be fixed and help us fix it. The Fire Fighters are troubled. Mr. Sandefer explained that he has copies of emails where the employees of the Fire Department have begged management to fix the overtime concerns, Chief Morris is now trying to fix them.

Kim Martin, Hemet, expressed continued concern with the traffic/pedestrian situation in front of West Valley High School. Ms. Martin did go to the School Board and was referred back to the City of Hemet. The School Board furthermore said that letters have been sent to the City Hemet and all the City did was paint curbs red and indicate a no parking zone. It is my understanding that there is a meeting scheduled between the City of Hemet and the School Board.

Mayor Pro Tem Foreman, the Police Department has been there dealing with the motorists, we agree that we need to work on this together. Unfortunately, the City does not have any input on location or design of schools.

Brian Nakamura, City Manager, there is a meeting on Thursday, February 29, 2012. The City of Hemet is taking this very seriously. The red curbs and no parking signs are to address the access in and out so the sight of vision is not impeded. There are a number of concerns out there including the poor egress and ingress to the parking lot. The kids dashing across the street also needs to be controlled.

Ms. Martin, requested an update after the meeting.

Judy Zulfiqar and Dale Ferguson, Gosch Auto Group, told the City Council about the upcoming event "OMG - Oh-My-Gosch You Could Win a Car!!!". In celebration of their commitment to the community, Gosch Auto Group is sponsoring the give-a-way opportunity to raise money for all participating local high schools. 100% of your donation(s) will go to your school of choice.

Patti Drusky, Hemet-San Jacinto Chamber of Commerce, the Chamber is partnering with Gosch Auto Group. All proceeds are going to the local high schools. I have the honor of presenting the checks to the local high schools at the "Fiesta" on May 5th.

Judy Zulfiqar, Reality Rally, invited the City Council to participate in the event to be held April 13, 14 and 16, 2012. 110 reality stars come out to play challenge games with residents and local officials to raise funds benefitting Michelle's Place.

Louie Vega, Building a Way, this program is teaching the Youth construction skills and getting them off the streets. Mr. Vega recommended that the City of Hemet consider partnering with them to build a house on the corner of Mayberry Avenue and State Street. City Manager Nakamura will follow up with Mr. Vega regarding his request.

Cash Hovivian, Hemet, asked who will be liable if the residents can not get out of Rheinhardt Canyon in the event of an emergency.

Eric Vail, City Attorney, that would completely depend on the situation and the facts. Accepting the easement does not increase the City's liability.

C.W. Cecchi, Hemet, there is a City of Hemet Emergency Plan at the Library dated 1996. Mr. Cecchi asked if there is an update plan. Mr. Cecchi attended the Winchester Planning Meeting, they are looking into becoming a City to avoid having Murrieta or Hemet annex them. Information is available at their website www.winchesterMAC.org.

Discussions

21. **FY 2011/12 General Fund Budget Amendment and Appropriation Authorization** - City Manager Nakamura

- a. Authorize and approve a FY 2011/12 Budget amendment of \$300,000 from the General Fund Reserve and \$82,500 from the EMS reimbursement revenue fund, allowing the continuation of specific and special programs, projects and services and further authorize the City Manager to negotiate and execute appropriate contracts based upon the parameters outlined.

Brian Nakamura, City Manager, staff is recommending that the City Council approve a Fiscal Year 2011/12 Budget amendment of \$300,000 from the General Fund Reserve and \$82,500 from the EMS reimbursement revenue fund, allowing the continuation of specific and special programs, projects and services and further authorize the City Manager to negotiate and execute appropriate contracts. The Hemet Government Civic Center & Courthouse project and a portion of the costs of hiring Joe Gonsalves & Son would have been an appropriate use of Redevelopment Agency funds, but were not included in the original Recognized Obligation Payment Schedule as they have occurred subsequent to January 24, 2012. We believe the courthouse belongs here and are willing to fight for it. The Hemet General Government and Public Safety programs, project and services are general and special fund requests and are consistent with the core City Council goals and objectives and administrative direction presented at the March 13, 2012 City Council workshop.

The City Council and staff discussed the contracts and the City Council's goals and objectives.

Council Member Smith moved and Council Member Franchville seconded a motion to approve this item as presented. Motion carried 5-0.

City Council Reports

22. CITY COUNCIL REPORTS AND COMMENTS

A. Council Member Franchville

1. Riverside Transit Agency (RTA)
2. Airport Land Use Commission (ALUC)
3. League of California Cities
4. Autism Task Force

B. Council Member Krupa

1. Library Board

Council Member Krupa, both the Friends of the Library and the Library Foundation have donated \$3,000 each to fund the Adult Literacy Program through June 2012. Supervisor Stone offered \$5,000 to fund the program through December 2012.

The Friends of the Library and the Library Foundation also donated \$5,000 to fund a kids reading program.

A movie rental system similar to the Red Box will be purchased and funded by the Friends of the Library and the Library Foundation.

2. Traffic and Parking Commission

4. Riverside County Habitat Conservation Agency (RCHCA)

5. Riverside Conservation Authority (RCA)

6. Ramona Bowl Association

7. Indian Gaming Distribution Fund

C. Council Member Smith

1. League of California Cities

2. Riverside County Transportation Commission (RCTC)

3. Planning Commission

4. Public Safety Update

5. National League of Cities

D. Mayor Pro Tem Foreman

1. Park Commission

2. Indian Gaming Distribution Fund

E. Mayor Youssef

1. Western Riverside Council of Governments (WRCOG)

2. Riverside County Transportation Commission (RCTC)

F. Ad-Hoc Committee Reports

1. Hemet ROCS Executive Advisory Committee

2. Special Events Ad-Hoc Committee

G. Town Hall Meetings

H. City Manager Nakamura

1. Manager's Reports

2. Update on the Potato Shed

Brian Nakamura, City Manager, the required signage has been placed on the building. The insurance company has confirmed that they are aware of the condition of the building and have issued Agri-Empire an insurance policy. At this time, staff has confirmed that all requirements have been met.

Brian Nakamura, City Manager, the City of San Jacinto is requesting that the next joint meeting be scheduled in May.

Future Agenda Items

There were no future agenda items requested at this time.

Adjournment

Adjourned at 9:02 p.m. to Tuesday, April 10, 2012 at 7:00 p.m.