



# MINUTES

## REGULAR MEETING OF THE HEMET CITY COUNCIL

September 11, 2012

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4:30 p.m.

[www.cityofhemet.org](http://www.cityofhemet.org)

City of Hemet Council Chambers

450 E. Latham Avenue

Please silence all cell phones

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### Call to Order

Mayor Youssef called the meeting to order at 4:36 p.m.

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### Roll Call

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

ABSENT: None

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### Closed Session

#### Notice of Opportunity for Public Comment

**Howard Rosenthal, Hemet-San Jacinto Action Group**, the Action Group hopes that the City Council has considered the Group's Position Paper and will add the appropriate staffing and increase the Police Officers base salary to be in line with the other agencies in this region. The community is waiting to hear how we can help.

**Seth Weinger, Rebuild Hemet**, expressed concern that vital safety services have been cut too low to be effective. The Police and Fire can no longer be proactive. Mr. Weinger recommended that the City Council consider increasing Police staffing.

The City Council recessed to Closed Session at 4:41 p.m.

1. Conference with Labor Negotiators

Pursuant to Government Code section 54957.8

Agency representatives: Interim City Manager, Mark Orme; DCM/Administrative Services Director, Rita Conrad; and legal counsel.

Employee Organization: Hemet Fire Fighter's Association

Hemet Police Officer's Association

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2. Conference with Legal Counsel - Existing Litigation

Pursuant to Government Code section 54956.9(a)

Names of case: Eastern Municipal Water District v. City of Hemet, et al

RIC1207274

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3. Conference with Legal Counsel - Anticipated Litigation

1 matter of significant exposure to litigation pursuant to Government Code section 54956.9(b)

# REGULAR SESSION

7:00 p.m.

City of Hemet Council Chambers

450 E. Latham Avenue

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## Call to Order

Mayor Youssef called the meeting to order at 7:16 p.m.

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## Roll Call

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

ABSENT: None

OTHERS PRESENT: Interim City Manager Orme, City Attorney Vail and City Clerk McComas

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## Invocation

Invocation was given by Gary Fowler, Hemet-San Jacinto Interfaith Council

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## Pledge of Allegiance

Pledge of Allegiance was led by Council Member Epps, followed by a moment of silence in remembrance of September 11.

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## City Attorney Closed Session Report

4. Conference with Labor Negotiators

Pursuant to Government Code section 54957.8

Agency representatives: Interim City Manager, Mark Orme; DCM/Administrative Services Director, Rita Conrad; and legal counsel.

Employee Organizations: Hemet Fire Fighter's Association

Hemet Police Officer's Association

**The City Council gave direction to the City's Negotiating Team. There was no additional reportable action**

5. Conference with Legal Counsel - Existing Litigation

Pursuant to Government Code section 54956.9(a)

Names of case: Eastern Municipal Water District v. City of Hemet, et al

RIC1207274

**The City Council gave direction to legal counsel. There was no additional reportable action.**

6. Conference with Legal Counsel - Anticipated Litigation  
1 matter of significant exposure to litigation pursuant to Government Code section 54956.9(b)

**This item was continued to the end of the Regular Session.**

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## Presentations

7. Introduction of the City's new Building Official and Code Compliance Manager  
**Deanna Elliano, Community Development Director**, introduced Jeff Thomas, Building Official and Todd Morris, Code Compliance Manager. Ms. Elliano gave a brief summary of their previous experience.

**Jeff Thomas, Building Official**, has been a resident of the valley for over 5 years and has followed the changes in Hemet. Mr. Thomas is encouraged by the energy of the residents. There is an opportunity for great growth in Hemet. Mr. Thomas is proud to join a team of talented and dedicated staff.

**Todd Morris, Code Compliance Manager**, honored to be part of the this team. Hemet is a great community and all the current issues can be dealt with.

8. Introduction of the Hemet ROCS Team

**Mayor Youssef**, expressed excitement about Hemet ROCS.

**Mark Orme, Interim City Manager**, asked if everyone saw the Hemet ROCS Mobile. This was a direction from the City Council and will be a great marketing tool for Hemet ROCS. On September 25, 2012, the City will address the community's concerns.

**Deanna Elliano, Community Development Director**, this is a preview of the Hemet ROCS Implementation Team. Staff has compiled the feedback from the last two meetings to be discussed with the Advisory Group and the Technical Advisory Committee. Assembling these multi-department teams is the next step in the implementation process. The Field Operations Task Force will be out in the community on a day to day basis and will include employees from Police, Code Enforcement, Building & Safety, Public Works, Fire and the City Attorney's Office. The Public Outreach and Event Coordination Team will include staff from Public Works, IT, Community Investment, Community Development and the City Manager's Office. The Volunteer Support Team will include Police Volunteers, Expanded Volunteer Programs, Neighborhood Watch and Business Watch, Interns and Reserve Officers. Ordinance Development will continue and involve Planning, Police, the Citizen's Advisory Committee and the City Attorney's Office.

**Dave Brown, Police Chief**, the Field Operations Task Force will include the following employees from the Community Development Department: Building Official; Building Inspectors; Code Compliance Manager; and Code Enforcement Officers. From the Police Department the point person will be Lt. Eric Dickson. Other positions that will be assigned will be: a Quality of Life Sergeant; and two Police Officers.

**Kris Jensen, Public Works Director**, introduced Charles Russell as the point person for Public Works. Other employees assigned will be two Right of Way Maintenance Workers.

**Chief Brown**, the Fire Chief and the Fire Inspector will participate on the Task Force.

**Mayor Youssef**, seeing this move forward is exciting and the vehicle is really cool.

9. Proclamation proclaiming September National Ovarian Cancer Awareness Month  
**Mayor Youssef**, read a portion of and presented a Proclamation to Loretta Vacchiano, representing Oasis of Southern California and a 17 year survivor.
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## **City Council Business Consent Calendar**

10. **Approval of Minutes** - August 8, 2012
11. **Approval of Minutes** - August 14, 2012
12. **Approval of Minutes** - August 16, 2012
13. **Approval of Minutes** - August 20, 2012
14. **Receive and File** - Investment Portfolio as of April 2012
15. **Receive and File** - Warrant Registers
- a. Warrant registers dated August 7, 2012, August 9, 2012 and August 23, 2012. Payroll for the period of July 23, 2012 to August 5, 2012 was \$549,229.93 and August 6, 2012 to August 19, 2012 was \$562,553.60.
16. **Recommendation by Administration** - Amendment to the Joint Powers Agreement of the Western Riverside Council of Governments
- a. Authorize the Mayor to sign the Amendment to the Joint Powers Agreement of the Western Riverside Council of Governments to Permit the Provisions of Pace Services.
17. **Recommendation by Fire Department** - Indian Gaming SDF Funding - Type 3 Brush Fire Engine
- a. Approve acceptance of the Indian Gaming SDF funding in the total amount of \$298,009.60 for the purchase of a Type 3 Brush Fire Engine.
18. **Recommendation by Fire Department** - Resolution authorizing the Fire Chief to act for an on behalf of the City of Hemet to the Federal Department of Homeland Security
- a. Appoint the Fire Chief to execute for and on behalf of the City of Hemet, in obtaining federal financial assistance provided by the Federal Department of Homeland Security. **Resolution No. 4522**

19. **Recommendation by Engineering** - Traffic and Parking Commission Recommendations
  - a. Blue Curb for Wheelchair Ramp at Teakwood Place  
Recommendation to approve the request
  - b. White Curb for Mail Delivery at Foxmoor Court  
Recommendation to approve the request
  - c. Parking Restriction at Peppertree Drive  
Recommendation to approve the request
  
20. **Recommendation by Community Development** - Zoning Ordinance Amendment No. 12-003 regarding Parolee and Probationer Housing Regulations
  - a. Adopt an ordinance amending Chapter 90 of the Hemet Municipal Code regarding establishment of regulations for Parolee-Probationer Homes;  
**Ordinance No. 1855**
  
21. **Recommendation by Engineering** - Installation of Banners Across Florida Avenue
  - a. Around the World Music Festival, Ramona Bowl Amphitheater, September 29, 2012
  - b. National Alliance on Mental Illness - NAMI Walks for the Minds of America
  - c. Ramona Humane Society, Oktoberfest - October 13, 2012
  - d. Valley Wide Haunted House, Friends of Valley Wide Foundation, October 19, 20, 25, 26 and 27.
  - e. Autumn Elegance, Valley Wide Foundation, November 3, 2012
  - f. Good Time Wood Carvers fundraiser for the YMCA Youth Camp, November 10, 2012.
  
22. **Recommendation by Public Works** - Award of Contract to Hunter Consulting, Inc. (HCI) for Hazardous Waste Disposal Services
  - a. Approve award of contract to Hunter Consulting, Inc. (HCI) for disposal of the City's hazardous waste; and
  - b. Authorize the Interim City Manager to execute a three year agreement for a total amount of \$150,000 (\$50,000 per year) for hazardous waste disposal services through September 25, 2015.
  
23. **Recommendation by Public Works** - Second Amendment to Agreement between City of Hemet and Adame Landscaping, Inc. for Landscape Maintenance Services
  - a. Approve the second amendment to Agreement with Adame Landscape, Inc. maintaining the original contract pricing and extending the term of the agreement for one year, through September 31, 2013; and
  - b. Authorize the Interim City Manager to execute the Second Amendment to Agreement for Landscaping Maintenance Services with Adame Landscape, Inc. for a contract amount not to exceed \$370,000 for Fiscal Year 2012/2013.

24. **Recommendation by Engineering** - Award of Bid for the Echo Hills Waterline, City Project No. 5580
- a. Award the contract to the lowest, responsive bidder, Taylor Underground, Inc. for the Echo Hills Waterline Project CIP 5580 in the amount of \$65,440 and reject all other bids; and
  - b. Authorize the Interim City Manager to enter into a construction contract for the improvements; and
  - c. Establish budget in the amount of \$65,440 in Fund No. 571-5580-5500 for the cost of construction and \$15,000 in Fund No. 571-5580-2710 for geotechnical testing and surveying. Total cost of the project is estimated to be \$80,440.
25. **Recommendation by Engineering** - Award of Bid for the Well 17, City Project No. 5567
- a. Award the contract to the lowest, responsive bidder, Southwest Drilling and Pumping, Inc. for Well 17, City Project No. 5567; and
  - b. Authorize the Interim City Manager to enter into a construction contract for the improvements; and
  - c. Establish a budget in the amount of \$1,088,600 in Fund No. 571-5567-5500 for the cost of construction, \$10,000 in Fund No. 571-5567-2710 for geotechnical testing and surveying, \$75,000 in Fund No. 571-5567 (various accounts) for construction management, inspection and field staff to complete the offsite improvements. The total cost of the project is estimated to be \$1,173,600.
26. **Recommendation by Engineering** - Award of Bid for the SCADA Systems for Wells and Reservoir Tanks, City Project No. 5568
- a. Award the contract to the lowest, responsive bidder, United Engineering and Construction, Inc., for the SCADA System for Wells 2,4,7,10,12,13,14,15, and 16 and Reservoir Tanks 1 &2 and 3 & 4 Project CIP 5568 in the amount \$275,000 and reject all other bids.
  - b. Authorize the Interim City Manager to enter into a construction contract for the improvements; and
  - c. Establish a budget in the amount of \$275,000 in Water Fund No. 571-5568-5500 for the cost of construction and Water Fund No. 571-5568 (various accounts), \$20,000 for salaries and benefits being the cost of construction management, administration and inspection and \$5,000 in Water Fund No. 571-5568-2710 for consultant engineering plan review. Total cost of the project is estimated to be \$300,000.
27. **Recommendation by Engineering** - Indian Gaming Special Distribution Fund
- a. Acceptance of Indian Gaming SDF (Special Distribution Fund) to construct a New Traffic Signal at Soboba Street and Mountain Avenue - City Project No. 5577.

28. **Recommendation by Community Investment Department** - Mayoral Appointment of Member to the Oversight Board for the Dissolved Hemet Redevelopment Agency
- a. Adopt a resolution appointing Greg Vasquez to the Oversight Board of the Dissolved Hemet Redevelopment Agency. **Resolution No. 4523**

Item Nos. 17, 23, 25 and 27 were removed from the Consent Calendar. **Mayor Pro Tem Foreman moved and Council Member Krupa seconded a motion to approve the remaining Consent Calendar Items as presented. Motion carried 5-0.**

Item Nos. 17 and 27

**Council Member Smith**, asked the staff reports give more specific cost information in the future.

**Council Member Smith moved and Council Member Krupa seconded a motion to approve these items as presented. Motion carried 5-0.**

Item No. 23

**Council Member Smith**, suggested that if contracts are to be extended, staff should feel that the work is more than satisfactory to recommend renewing the contract in the future.

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

Item No. 25

**Mark Orme, Interim City Manager**, this item needs to be reviewed by the City Attorney's Office and will come back for consideration on September 25, 2012.

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**Eric Vail, City Attorney**, requested that the City Council acting as the Redevelopment Successor Agency add an urgency item to the Consent Calendar that arose subsequent to the preparation of the agenda and requires action prior to the next regular meeting.

**Council Member Smith moved and Council Member Krupa seconded a motion to add Item No. 28.A to the Successor Agency Consent Calendar. Motion carried 5-0.**

## **City Council acting as the Redevelopment Successor Agency Consent Calendar**

- 28.A **Recommendation by Community Investment Department** - Terminate Agreement for Operating and Use Covenants by and between the former Hemet Redevelopment Agency and DURGA, SAI, INC.
- a. Approve a request by DURGA SAI, INC. to terminate the "Agreement for Operating and Use Covenants" dated April 11, 2006.

**John Jansons, Community investment Director**, in April 2006, the former Redevelopment Agency approved an Agreement for Operating and Use Covenants with DURGA SAI, INC. to provide for performance measures in which excess transient occupancy tax (TOT) would be shared with the owners of the Super 8 motel on West Florida Avenue to recover costs associated with the rehabilitation and renovations undertaken prior to 2006. The owner is requesting that the Agreement be terminated since the performance measures were never reached. The owner wants to sell the property and is asking that we remove this conveyance against the property. Staff is recommending that the City Council approve the termination of the Agreement and removal from the property title.

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

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### **Communications From the Public**

**Seth Weinger, Hemet**, expressed concern with the statements in the surrounding cities Housing Elements. It appears that the City of Hemet is the only City that is in compliance. The City of Hemet needs to address this issue with the surrounding cities and make sure that they are responsible for caring for their own. The other cities need to create resources or pay us to provide these services.

**Mayor Youssef**, this is a hot topic with this City Council. Mayor Youssef recommended that a follow up discussion or presentation be on a future Council Agenda.

**Keith Broaders, Hemet**, Monday September 17, 2012, is U.S. Constitution Day. Mr. Broader's recommended that the City recognize it next year with a proclamation. Mr. Broader's has created a curriculum and offers a scholarship for students interested in studying the Constitution. Joseph Andrews will be giving a course on the Constitution on Saturday, September 15, 2012, at the YMCA from 10:00 to 4:00 p.m.

**Joseph Whitesides, Hemet**, expressed concern with the condition of his residence. Mr. Whitesides complained about holes in the walls, no electricity in the master bedroom, cockroaches and water bugs. These issues have not been addressed for 5 years. There are illegal activities being conducted on the premises.

**Mayor Youssef**, directed Mr. Whitesides to the City Manager's Office and noted that Code Enforcement will be notified.

**Gary Cook, Hemet**, spoke in favor of the efforts of Rebuild Hemet. Mr. Cook suggested that the City Council look into providing liability insurance for these community clean up efforts. The participants were not properly dressed or trained and there were knives, broken glass, syringes, broken ceramic tiles and condoms. Mr. Cook also suggested that the City bill the property owner for these clean up efforts.

**Steve Sandefer, HFFA**, the Association would like to go on the record as being opposed to laying off 9 firefighters. Residents, businesses and firefighters will be less safe. Lives and property will be lost. Less doesn't always equal worst and more doesn't always equal better. This time, less will equal worse. The Fire Administration came close to finding the funding to avoid the lay offs. Council Member Franchville said that if the Department could get close, the City Council would consider making up the difference. Residents are looking into public safety funding options that would let the residents decide on their level of service. The Association is in support of the City Council approving Item No. 17.

**Paul Raver, Hemet,** laying off 9 firefighters is ill advised. Stores and companies are closing and moving out of Hemet. Jobs are leaving and property values are plummeting. The current economic and social decline is costing all of us money. This action would be counter productive. Give the Association and the residents 6 months to try to resolve this pressing problem. Let the residents try to find a long term funding program. I have offered options and 2,000 people are begging for more police. This will make it harder to attract businesses and jobs.

**Joe Scaraphone, Hemet,** expressed concern about the blight and joblessness in the Valley. Mr. Scaraphone asked the City Council to state their position on "Agenda 21".

**Mark Orme, Interim City Manager,** explained that the City Council did not take formal action to sign on as a participating City with the International Council for Local Environmental Initiatives.

**Mayor Youssef,** requested that since no formal action was taken, that the City's name be removed from the list of participating cities.

**Mona Groff, Hemet,** hopes that funding will be available to keep the 9 firefighters. Ms. Groff expressed disappointment that a brochure mailed out by the Fire Association was misleading and did not explain the entire situation.

**Brishen Kruse, Hemet,** thanked the Police Department for the efforts with the jay walkers. Mr. Kruse expressed concern with the number of banners on businesses advertising acceptance of EBT. I'm glad that you appointed Mark Orme, Interim City Manager, his dedication is apparent. Mr. Kruse expressed concern with the low density designations in the General Plan and the lack of a chapter on Economic Development. Rebuild Hemet has 2,700 friends tell us what we can do to help.

**Mayor Youssef,** referred Mr. Kruse to Deanna Elliano, Community Development Director to address his concerns regarding the General Plan.

**Bradley Gray, Hemet,** expressed concern with vagrants sleeping in his medical building garage. Mr. Gray recommended that jay walkers be ticketed and that people with shopping carts be arrested for stealing. Mr. Gray also recommended that property owners be cited for parking or allowing their tenants to park cars on lawns.

**Mayor Youssef,** a lot of concerns will be addressed by the Hemet ROCS Program. Mayor Youssef referred Mr. Gray to Chief Brown.

**Tim Schultz, Hemet,** recommended that the City consider hiring local high school graduates to work as Police Officers and Fire Fighters for \$25,000 per year. Mr. Schultz disagrees that the City needs to pay employees the same as other cities. The median income in Hemet is \$30,000. Residents making \$30,000 can make their mortgage payment, while public safety employees say they can not at \$100,000 per year. If public sector employees feel that they can make more money in the private sector, let them try. Maybe the Police and Fire should be privatized, you did it with the trash and that was successful.

**Rene Gomez, Hemet,** suggested that the City Council consider removing the 2 hour parking limit on Laursen Street west of the hospital. The designated employee parking for the hospital is poorly lit and unsafe.

**Mayor Youssef,** referred Mr. Gomez to the City Manager's Office. Mayor Youssef also encouraged Mr. Gomez to present his request to the City's Traffic and Parking Commission.

The City Council recessed briefly at 8:27 p.m.  
Reconvened at 8:35 p.m.

## Public Hearings

29. **Zoning Ordinance Amendment No. 12-004 (Tobacco Stores, Smoking Lounges and Head Shops)** - Community Development Director Elliano
- a. Introduce, read by title only and waive further reading of an ordinance amending Chapter 90, Article III of the Hemet Municipal Code regarding the establishment of tobacco stores and prohibiting smoking lounges and head shops; **Ordinance Bill No. 12-069** and
  - b. Direct staff to file a Notice of Exemption with the County Clerk in compliance with the California Environmental Quality Act.

**Deanna Elliano, Community Development Director**, this Hemet ROCS ordinance recognizes the health hazards related to the sale and use of tobacco and related products. This ordinance establishes regulatory standards for tobacco stores and insures separation requirements to prevent over-concentration and proximity to minors and residential areas. This ordinance also establishes an Application Review Process and bans smoking lounges, hookah lounges and "Head Shops". The existing zoning allows tobacco stores and hookah lounges in the C-1 and C-2 zones (Commercial) with a Conditional Use Permit. There are currently no operational or regulatory standards under the existing code. The Interim Urgency Ordinance establishing a moratorium on smoke shops and Hookah Lounges was adopted on October 12, 2011 and is set to expire on October 7, 2012. Ms. Elliano addressed the current tobacco stores that were approved prior to 2006. Staff reviewed ordinances from Banning, Corona, Menifee, Murrieta, San Jacinto, Temecula, Riverside and the County of Riverside. Most cities allowed tobacco stores "by right" in Commercial zones, and had no operational standards or separations. Most cities allowed Hookah Lounges or smoking lounges with a Minor Conditional Use Permit, and had no standards other than Banning. The proposed new Ordinance will set forth definitions for: drug paraphernalia; head shop; smoking lounge; tobacco paraphernalia; tobacco product and tobacco store. The proposed ordinance prohibits head shops and smoking lounges anywhere in the City. It also requires a CUP for tobacco stores in C-2 or C-M zones. The proposed ordinance establishes a separation requirement of 1000' from: other tobacco stores or tobacco retailers; public or private school where minors are present; child care centers, parks, libraries, children's playgrounds; or other children's activities; and any residential zoned property. The proposed ordinance specifies that permits are not transferrable for tobacco stores, a new CUP will be required. It also authorizes the City to revoke or suspend a tobacco store CUP in violation of any standards. Additional requirements proposed are: CUP Application Information per Section 90-85; Permit Findings that must be made by the Planning Commission per Section 90-86; Conditions of Approval per Section 90-87; Tobacco Store permit not transferrable per Section 90-88; and Tobacco Store permit revocation per Section 90-89. An overview of the proposed ordinance was provided to the Hemet ROCS CAC on July 26, 2012. The CAC made the following recommendations: Continue ban on Smoking Lounges; Continue ban on Hookah Lounges; and Consider complete ban on Tobacco Stores. The Planning Commission held a public hearing on August 21, 2012 recommending adoption of the ordinance. The Planning Commission requested that their concerns regarding Section 90-88 be presented to you. They expressed concern with the non-transferrable CUP if ownership changes. Stating that this requirement has the potential to devalue the existing Tobacco Store businesses if sold and can't meet requirements. The Planning Commission supported the ordinance but asked that the City

Council be aware of the provision. Staff recommends that the City Council conduct the public hearing and approve this item as presented. This ordinance is one of, if not, the toughest ordinances in Southern California.

**Mayor Youssef declared the Public Hearing opened at 8:44 p.m.**

**Valerie Belize, Hemet Unified School District**, spoke in favor of the ordinance. The rates for tobacco use in school age kids has dropped since 2009. The School District is proud of that and feels that our education on Health and this ordinance will help.

**Mayor Youssef declared the Public Hearing closed at 8:46 p.m.**

**Council Member Krupa**, asked if the current stores will be legal non-conforming businesses.

**Ms. Elliano**, three of the existing businesses located in the C-2 zones are conforming, however they might have other conditions to meet. The other 2 might not meet the new distant standards.

**Council Member Krupa moved and Council Member Smith seconded a motion to introduce, read by title only and waive further reading of Ordinance Bill No. 12-069. Motion carried 5-0.**

The ordinance was read by title only.

**Council Member Krupa moved and Council Member Epps seconded a motion to approve Item No. 29.b as presented. Motion carried 5-0.**

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## Discussion/Action Items

30. **Network Separation Project Funding Proposal Required by CA-DOJ** - Police Chief Brown

- a. Authorize and approve a FY 2012-13 Budget Amendment to appropriate \$120,000 from the excess General Fund Reserve for required California Department of Justice Law Enforcement Telecommunication Systems (CLETS) network security upgrades; and
- b. Authorize the Interim City Manager to negotiate and execute, within the City's purchasing procedures, applicable contracts and/or purchase orders (in an amount not to exceed \$120,000) related to acquisition/installation of required CLETS network security upgrades.

**Dave Brown, Police Chief**, in June 2011, the City Council approved an upgrade to the departments communication system. The implementation was ahead of schedule. The network system specifications were sent to the Department of Justice (DOJ) for approval. DOJ is requiring additional upgrades, we are the first agency to be required to make these upgrades, however all agencies will have to comply by June 2013. We are required to move the Police Department servers from the rest of the City's system for security purposes. There is no funding available for the required upgrades. DOJ is also requiring that our employees have two factors of authentication. These upgrades will change our relationship with West Covina Service Group. The Police Department was ready to go live with the system upgrades, this will delay that a bit. The approval tonight will mean that the upgrades will move forward. After a two week implementation and training period, the new go live date will be in October 2012.

**Mayor Youssef**, confirmed that the required \$120,000 will be from the General Fund and asked if this replaces the entire network system.

**Chief Brown**, the back room equipment and fire walls have to be replaced. All of the Police Department hardware will remain in place. The equipment will be installed by a private vendor. Afterwards, the maintenance will be handled by Police Department staff and IT. The City will no longer have to pay the \$29,000 per year for the CLETS Program. There were some small costs that were paid with remaining grant fund money.

**Council Member Smith**, thanked Chief Brown for including a maximum cost for this upgrade in the staff report.

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

31. **Amendments to the City of Hemet Stormwater Management and Discharge Controls Ordinance** - Environmental Services Manager Nixon

- a. Introduce, read by title only and waive further reading of an ordinance amending Chapter 14, Article X of the Hemet Municipal Code regarding stormwater management and discharge controls to comply with certain stormwater permit requirements. **Ordinance Bill No. 12-073**

**Linda Nixon, Environmental Services Manager**, this ordinance amends the City's existing ordinance to ensure compliance with the 2010 Permit. The proposed ordinance will authorize the City to carry out inspections, surveillance, and monitoring necessary to ensure that residential, industrial, commercial and construction sites discharging into the MS4 are complying with the City ordinance and permit requirement. It authorizes the City to stop pollutant discharge, or the threat of discharge, if a discharger is unable or unwilling and there exists a serious threat to public health or the environment this ordinance will require the City to use Best Management Practices to prevent and reduce the discharge of pollutants into the MS4. This amendment also adds additional sanctions to ensure compliance and promotes Green Infrastructure/Low Impact Development techniques.

**Dennis Kay, Hemet**, expressed concern that he is being charged a fee for storm drains and that his development is not hooked up to a storm drain.

**Mayor Youssef**, referred Mr. Kay to Rita Conrad.

**Bill Thomas, Hemet**, expressed concern with the runoff from his development is laying in large ponds that do not circulate. These ponds are attracting mosquitos.

**Mayor Youssef**, referred Mr. Thomas to Kris Jensen.

**Brishon Kruse, Hemet**, asked if this ordinance makes the City responsible for the construction sites. Mr. Kruse feels that the contractor working at Cornell and Florida is not following these requirements.

**Joe Scarafone, Hemet**, expressed concern that this ordinance might discourage businesses.

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

## City Council Reports

### 32. CITY COUNCIL REPORTS AND COMMENTS

#### A. Council Member Epps

#### B. Council Member Krupa

1. Library Board
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
8. Hemet ROCS Citizens Advisory Committee (CAC)
9. Riverside Transit Agency (RTA)
10. League of California Cities

#### C. Council Member Smith

1. League of California Cities
2. Riverside County Transportation Commission (RCTC)

**Council Member Smith**, on RCTC's agenda for consideration tomorrow is the widening of the Ramona Expressway. This project is a prelude to better infrastructure in Hemet.

3. Planning Commission
4. Public Safety Update
5. National League of Cities
6. Hemet ROCS Citizens Advisory Committee (CAC)

#### D. Mayor Pro Tem Foreman

1. Park Commission
2. Indian Gaming Distribution Fund

#### E. Mayor Youssef

1. Western Riverside Council of Governments (WRCOG)

**Mayor Youssef**, announced that the funding for the Ramona Expressway Widening Project was approved by WRCOG.

2. Riverside County Transportation Commission (RCTC)

#### F. Ad-Hoc Committee Reports

1. Hemet ROCS Executive Advisory Committee
2. Veteran's Day Committee

The 2<sup>nd</sup> installation of the Armed Forces Banners was this morning. 27 additional banners were added.

#### G. Town Hall Meetings

H. Interim City Manager Orme

1. Manager's Reports

**Mark Orme, Interim City Manager**, confirmed that the City Council would like to discuss the direction of the Christmas Parade on September 25, 2012.

2. Economic Development

**Mark Orme, Interim City Manager**, gave the City Council some updates on current and ongoing Economic Development projects. A Ground Breaking Ceremony took place on September 4<sup>th</sup> for a \$3 Million dollar infrastructure project at Stetson Crossing. The improvements are to cover the channel allowing for economic development on that site. This was the City's last RDA funded project. City staff and City Council Members will be attending the International Conference of Shopping Centers (ICSC) in San Deigo in September. This gives us the opportunity to talk to the developers and builders face to face. The community keeps asking for retailers and we are out there telling them that we want them here. Staff is diligently working with McCrometer asking them to stay in Hemet and consider expanding. There have been a couple of new businesses that have celebrated Grand Openings recently. The Brickyard on Harvard Street in downtown Hemet and Angie's Diner, a successful reuse of the old Denny's building on Florida Avenue. The Soboba Band of Luiseno Indians will be hosting their 16<sup>th</sup> Annual Pow Wow, September 21 through September 23, 2012.

**Mark Orme, Interim City Manager**, I had the pleasure of meeting Barry Kayrel, Hemet Unified School District's new Superintendent.

3. Hemet ROCS

4. Joint Meeting, October 1, 2012

**Mark Orme, Interim City Manager**, asked the City Council if they concur with the tentative date set for the next Joint Meeting with the City of San Jacinto.

**The City Council agreed to schedule the meeting for a later date given staff more time.**

**Mark Orme, Interim City Manager**, asked if the City Council would like to hold the September 25, 2012 Regular City Council meeting at the Hemet Public Library since staff will be prepared to answer questions from the meetings of August 14 and August 21.

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The City Council recessed to Closed Session at 9:23 p.m.

**Mayor Pro Tem Foreman**, recused himself due to a conflict of interest and was excused at 9:23 p.m.

## **Continued Closed Session**

2. Conference with Legal Counsel - Anticipated Litigation

1 matter of significant exposure to litigation pursuant to Government Code section 54956.9(b)

Reconvened at 9:52 p.m.

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## **Future Agenda Items**

There were no future agenda items requested that this time.

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## **Adjournment**

Adjourned at 9:52 p.m. to Tuesday, September 25, 2012 at 7:00 p.m.