



# MINUTES

## REGULAR MEETING OF THE HEMET CITY COUNCIL

April 9, 2013

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5:30 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 5:30 p.m.

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### Roll Call

PRESENT: Council Members Krupa, Milne and Wright, Mayor Pro Tem Smith and Mayor Youssef

ABSENT: None

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### Work Study

*Discussion regarding these items, with possible direction to staff*

1. Presentation on AP Northlake Solar Project – Christina White, SunEdison  
**Christina White, SunEdison**, gave the City Council a powerpoint presentation regarding the proposed AP Northlake Solar Project. SunEdison is the parent company of the AP North Lake I Solar and AP North Lake II Solar Projects. Ms. White gave the City Council an overview of SunEdison who is based in the USA and is a subsidiary of MEMC. SunEdison has developed, financed, installed and operates solar power facilities throughout the world. Over 480 solar power facilities have been built and financed. Examples of completed projects include: CSU Bakersfield; Webberville, TX; and Marana, AZ. A map of the location for SunEdison's proposed projects in the City of Hemet was displayed. AP North Lake I Solar LP a 20 MW project was awarded a Power Purchase Agreement in October 2012 with Riverside Public Utilities. AP North Lake II Solar LP is a 5 MW expansion project. SunEdison has a lease option with Metropolitan Water District (MWD) executed in March 2011 for 181-acre site at Diamond Valley Lake through MWD competitive RFP process. The City of Hemet will serve as the lead CEQA agency. The project description and Notice of Preparation are to be issued in the second quarter of 2013. The full CEQA process is to be completed by mid-2014. Targeted construction start date will be the third quarter of 2014 with commercial operations date in the first quarter of 2015. SunEdison is requesting to enter into a lease with the City of Hemet for a 19-acre site to allow room for mitigation and/or setbacks. This lease will allow the City of Hemet to gain revenue from these projects. Economist prepared an economic impact study estimating revenue for the City of Hemet to be approximately \$800,000 over the life of the project from land lease payments, sales tax and property tax. SunEdison has a proven commitment to local education and partnerships with higher education. SunEdison also has proven involvement in the local business community, including local Chambers of Commerce and Economic

Development Organizations.

**Mayor Youssef**, expressed concern with such a large parcel of land being used for a solar farm and asked what the power will be used for.

**Ms. White**, the power will be put on the grid. The contract is with the Riverside Public Utilities Agency. 1 MW of electricity can be generated on 10 acres.

**Mayor Youssef**, it is our understanding that the City of Riverside will benefit from the energy produced by this project.

**Ms. White**, the energy will help the larger regional area, not just Riverside. The contract is with the City of Riverside so that they can meet their goals.

**Mayor Youssef**, asked what the total size of the project will be.

**Ms. White**, the lease with MWD is for 181 acres. SunEdison is requesting to lease 19 acres from the City of Hemet for a total of 200 acres for both projects.

**Mayor Youssef**, confirmed that the operating phase is 20 years and that the City of Hemet is projected to gain in revenue \$800,000.00 over 20 years. Mayor Youssef asked what the economic driver or benefit would be to placing this solar farm in Hemet.

**Lou Monville**, the City would receive ancillary benefits. There will be a large crew in Hemet during the construction stages. The 19 acres has a number of constraints with limited use. There might be other opportunities that will be determined during the entitlement process.

**Mayor Youssef**, asked what government agencies are involved in this project and how the City of Riverside fits into it.

**Mr. Monville**, the first 20 MW will go to Riverside's Utility Company. SunEdison does not generate energy for Edison. This production will ultimately strengthen the grid near the City of Hemet.

**Ms. White**, SunEdison will be sensitive to the surrounding neighbors and will solicit input from the community.

**Mayor Youssef**, expressed concern with the location and its close proximity to schools.

**Mr. Monville**, noted that most of the schools have solar. The surrounding homes are one story. SunEdison will work with the Planning Department and mitigate the visual impacts. Final approval will have to come from the City Council. MWD is the landlord SunEdison was awarded the contract to build the solar farm.

**Deanna Elliano, Community Development Director**, the property is in the existing McSweeney Ranch Specific Plan. A Conditional Use Permit would require an amendment to the Specific Plan. A solar farm is not consistent at the time, the current land use is Single Family Residential.

**Council Member Wright**, I am very supportive of solar projects. However, this is prime property and this project will generate very little revenue for the City. Council Member Wright expressed concern with the visual impacts since this project is adjacent to Domenigoni Expressway and will be seen by residents and visitors coming in and out of the City.

**Mr. Monville**, SunEdison realizes that the visual impacts will have to be mitigated. This project has many steps in the process, this presentation is to see if the City of Hemet is interested in leasing their adjacent 19 acres.

**Council Member Krupa**, expressed concern with the projects close proximity to schools and residential. Council Member Krupa asked about power lines.

**Ms. White**, the project will be using existing lines and connecting underground from Chambers to State Street then north to the Nelson Sub-station.

**Council Member Milne**, expressed concern with security issues.

**Ms. White**, the facility will have 24 hour security due to the value of the equipment  
**Mayor Pro Tem Smith**, is this typical to have the facility located in one City and the agreement for the power in another City.

**Mr. Monville**, most of California's power comes from out of state. There is a lot of interest now to get generation closer to power centers. SCE, Riverside Public Utilities and SEMPRRA are buying power wherever they can get it.

**Mayor Pro Tem Smith**, asked why SunEdison would not sell power generated in Hemet to Hemet.

**Mr. Monville**, the City of Hemet is supplied by Edison and they have their own power sources.

**Mayor Pro Tem Smith**, if Edison needs the power, and AB 32 says that they do, it seems that using power generated here to serve residents here would be to their benefit.

**Mr. Monville**, Edison purchases much larger projects.

**Ms. White**, SunEdison did try to market this project to Edison.

**Mayor Youssef**, expressed concern that the project is located of one of Hemet's gateways with very little economic return for Hemet.

**Ms. White**, SunEdison will do an economic study as we go through this process. The amount that we proposed is the lease amount for the lease on your property. There are additional economic impacts.

**Mr. Monville**, understands the City Council's concerns. This is the property that MWD has slated for the solar farm, SunEdison is trying to make the project beneficial to the City of Hemet. SunEdison has a lease with MWD for 181 acres. SunEdison is requesting to lease an addition 19 acres from the City. We understand your sensitivity with MWD, however SunEdison will move forward with this project on the 181 acres.

**Council Member Milne**, asked how many construction jobs will be generated and for what period of time.

**Ms. White**, this project will create 300 to 500 construction jobs for a 6 month period. The project will employ 5 to 11 highly paid operators after completion.

The City Council agreed that there is not enough of a financial benefit for the City of Hemet to consider leasing the 19 acres to SunEdison.

**Mr. Monville**, SunEdison will be moving forward with the 181 acre project.

## 2. Crime and Safety Update/Action Plan – Dave Brown, Chief of Police

**Dave Brown, Police Chief**, gave the City Council a powerpoint presentation on Hemet Police Department's Crime & Safety Update Action Plan. Chief Brown thanked Rob Webb for his assistance in preparing this plan. This presentation is separated into three main parts: Crime, Safety & Investment Update; Immediate Action Plan; and Long-term Staffing & Policing Plan. The City Council has invested \$2,329,548 in capitol improvements. Since 2009, the Department has applied for and been awarded \$3,216,449 in Grant Awards. In the last 4 years, the Department has received \$5,545,997 over and above the general fund budget. The #1 question is: How many Police Officers do you have on the streets today? The City Council has authorized 67 Police Officers we are diligently working to make the goal by the end of the fiscal year. The Department has a great dedicated staff and a number of people knocking on the door to come work here. Today's total sworn is 54, 5 vacant and 6 in our Field Training Program and 2 starting the Academy the first week in May. The City's investment is paying off. The Department's crime clearance rate is 64%, all other agencies average

is 42%. This is a well established gage of effectiveness. The top seven factors that go into a community's crime rate are: economic conditions/unemployment; population density/commercial and business centers; demographics/median income/education; distressed neighborhoods; living conditions and community stability; accessibility of drugs and alcohol; and overpopulation of "criminal class" (probation/parole). A graph was displayed showing California's 20-year crime trend. Then a graph was shown that superimposed California's violent crime trend over the same 20-year period. There has been a definite reduction in crime and violent crime in California over the past 20 years. The next graph included Hemet's 20-year crime trend. The trend lines are different due to a smaller sample. Chief Brown discussed in detail the significant changes in the last 4 years. The 2 categories of crime reported to the FBI are violent and property. Both of these crime categories have increased in our community over the last 4 years. Burglary rate has increases 28.8%, unfortunately property crime is on the rise countywide, statewide and nationwide. Violent crime is up 13.6%, which is higher than the countywide increase. The robbery component increased 31.1%. Chief Brown's concern is the split between commercial and residential burglaries. The increase in residential burglary increases the community's fear of crime. Chief Brown explained the significance of the "Fear of Crime". This is based on personal or shared experience, media, and social networks. It causes a negative affect on the health and wellbeing of individuals & communities. Fear of crime, can reduce trust within neighborhoods by weakening the sense of community. There are a number of issues associated with a high level of reported "Fear of Crime", such as: dangerous driving; vandalism, graffiti and property damage; house break-ins; and perceived presence of gangs. The City's most pressing issue is the "Fear of Crime". The best opportunity for community revival is an immediate attack on the issues that contribute to the fear of crime. Chief Brown presented an aggressive plan to stop the bleeding. The Department's goal is to decrease the actual crime by 10% and the fear of crime by 25%. Chief Brown recommended that the City conduct a community wide survey that will draw valuable information for the community members. Chief Brown recommended that the City re-hire POST Certified Police Officers that have recently retired. Chief Brown also recommended that the City consider a Cooperative Agreement with the California Highway Patrol to assist with traffic enforcement on Highway 74. The Department will maximize its joint crime suppression efforts with Murrieta Police Department. Chief Brown recommended that the City Council continue its support for efforts dealing with AB-109 and the Gang Task Forces. Chief Brown summarized the benefits from the proposed immediate action plan: generates 17,906 additional enforcement hours; FT equivalent of 10 additional police officers; immediate impact on crime and safety; high-visibility leads to reduction in fear of crime; one-time expenditure, no long-term or pension liability; and effectively "stops the bleeding". Chief Brown presented the long-term staffing and police plan that he termed Project H.O.P.E. for Hemet's Option for Policing Excellence. The first thing is to establish a sworn staffing goal. There is no magic number or ratio. Chief Brown's recommendation is based on 20 years of experience policing the Valley. The goal is to increase the number of sworn officers by 14 in the next 18 months and dedicate the 14 additional officers to crime suppression and prevention. This would make a significant impact on crime and the "fear of crime." Chief Brown's favorite City Manager said "Hemet has a revenue problem". The Community is saying "Let us put our collective heads together and figure out how to pay for it." Hemet is the only municipal police department in the County without a

supplemental funding source. Chief Brown encouraged the City Council to set the priority and the staffing goal and let the community decide if they want to pay for it. Chief Brown encouraged the City Council to direct staff to initiate a 5-year Strategic Plan as recommended in the Hemet General Plan. The plan should identify the Community's policing expectations and priorities. This will be accomplished by conducting surveys and focus groups. The plan should establish short-term (1-3 years) goals and objectives and determine long-term (3-5 years) strategic objectives. The plan will build community trust and confidence in the Police Department. This 5-year Strategic Plan should be published by Fall 2014. The benefits of long-term stability are: employee recruitment and retention; enhances community's sense of safety and security; reduction in crime; repositions Hemet as a safe, attractive and desirable community; and strengthens the foundation for regional policing opportunities. Chief Brown believes that it is time for the Police Department and the City to embrace the concept of regionalization, agencies can not continue to do it the way that we have been. This does not mean contracting to a larger agency. The Department's participating on task forces and shared SWAT teams are examples of regional policing. In summary the Action Plan goal is a 10% reduction in crime and a 25% reduction in reported "Fear of Crime" in 18 months. It is recommended that the City Council: 1) direct staff to initiate re-hire of Certified Police Officers; 2) direct staff to negotiate CHP Cooperative Agreement; 3) establish sworn staffing goal; 4) direct staff to initiate Police Department Strategic Planning Process; and 5) direct staff to prepare long-term "Department Stabilization Plan".

**Mayor Youssef**, applauded the plan that increases the officers on the street with out long-term costs and liabilities. Mayor Youssef asked when an agreement can be in place with CHP and how quickly retired officers can be on board. Mayor Youssef also asked if the re-hire program will be limited to retired Hemet Police Officers.

**Chief Brown**, unsure of the timeline with the CHP, it is our hope to begin this by July 1<sup>st</sup>. The department will reach out to retired officers from other areas. It would be advantageous if the officers are familiar with the community and its needs.

**Mayor Pro Tem Smith**, praised Chief Brown's commitment to policing this community. Mayor Pro Tem Smith asked how long POST Certifications last.

**Chief Brown**, a POST Certification expires after 3 years and 1 day. Only officers that have a service retirement within the last 3 years are eligible and will be fully sworn officers.

**Mayor Pro Tem Smith**, thanked Chief Brown for these options. The City Council fights every year for a way to fund the public safety departments appropriately.

**Council Member Wright**, commended Chief Brown and his staff for this action plan.

**Council Member Krupa**, asked how the City Council can help Chief Brown get the AB109 task force headquarters located in Hemet.

**Chief Brown**, locations are being considered. Hemet is a likely candidate due to the high number of releases in our community.

**Council Member Milne**, expressed concern with fatigue if overtime is required to meet the 128 hours suppression with Murrieta PD.

**Chief Brown**, fatigue and burnout are daily concerns. This program is important enough to commit our officers to it on an overtime basis.

**Eric Vail, City Attorney**, as a PERS Agency the City has to comply with PERS rules regarding retired annuitants. It is also important that the City complies with any meet and confer issues that these recommendations might trigger.

The City Council gave direction to the Police Chief, the City Manager and the City Attorney to bring back these recommendations as action items for consideration.

The City Council recessed briefly at 7:00 p.m.

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The City Council continued Item Nos. 3 and 3.A to the end of the Regular Session.

### **Closed Session**

- 3. Conference with Legal Counsel - Existing Litigation  
Pursuant to Government Code section 54956.9(a)  
Names of case: Pimentel v. City of Hemet, Case RIC 1212963
  
  - 3.A Conference with Labor Negotiators  
Pursuant to Government Code section 54957.6  
Agency designated representatives: *Interim City Manager Bradley*  
Employee organization: *Service Employees International Union (SEIU) General Employees*
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### **REGULAR SESSION**

**7:00 p.m.**  
**City of Hemet City 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 Krupa, Milne and Wright, Mayor Pro Tem Smith and Mayor Youssef

ABSENT: None

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

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### **Invocation**

Invocation was given by Michael Madrigal, Hemet-San Jacinto Interfaith Council  
A moment of silence was observed for the United States troops.

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### **Pledge of Allegiance**

Pledge of Allegiance was led by Mayor Pro Tem Smith

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## **City Attorney Closed Session Report**

4. Conference with Legal Counsel - Existing Litigation  
Pursuant to Government Code section 54956.9(a)  
Names of case: Pimentel v. City of Hemet, Case RIC 1212963
  - 4.A Conference with Labor Negotiators  
Pursuant to Government Code section 54957.6  
Agency designated representatives: *Interim City Manager Bradley*  
Employee organization: *Service Employees International Union (SEIU) General Employees*
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## Presentations

5. Proclamation to the City of Hemet a "Tree City USA" proclaiming April 29, 2013 as Arbor Day  
**Mayor Youssef**, presented a proclamation to Kristen Jensen, Public Works Director, on behalf of the City of Hemet proclaiming April 29, 2013 as Arbor Day.
  6. Proclamation to Donate Life proclaiming April as Donate Life Month  
**John Bears, Donate Life**, told his personal story that encouraged him to promote organ donation.  
**Mayor Youssef**, presented a proclamation to Donate Life proclaiming April as Donate Life Month.
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**The City Council discussed Item No. 16.A.3 at this time.**

## City Council Business Consent Calendar

7. **Approval of Minutes** – March 12, 2013
8. **Receive and File** – Warrant Register
  - a. Warrant register dated March 21, 2013. Payroll for the period of March 4, 2013 to March 17, 2013 was \$558,157.56.
9. **Receive and File** – Investment Portfolio as of February 2013
10. **Recommendation by City Attorney** – Extension of Time to Construct Fire Station at Diamond Valley Lake
  - a. Authorize the City Manager to execute the Agreement and Notice of Extension of time to Satisfy Condition Subsequent between The Metropolitan Water District of Southern California and City of Hemet.

Item No. 7 was removed from the Consent Calendar. **Mayor Pro Tem Smith moved and Council Member Krupa seconded a motion to approve the remaining Consent Calendar items. Motion carried 5-0.**

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Item No. 7

**Mayor Pro Tem Smith**, requested a separate vote since he was not present at the March 12, 2013 City Council meeting.

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

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## Public Hearing

11. **2013-2014 Community Development Block Grant (CDBG) Annual Action Plan – CDBG Coordinator Callahan**
  - a. Conduct a public hearing; and
  - b. Approve the proposed 2013-2014 Community Development Block Grant Annual Action Plan; and
  - c. Authorize the City Manager to sign the Application for Federal Assistance SF-424 and Non-State Government Certifications required for submission of the 2013-2014 Annual Action Plan to the United State Department of Housing and Urban Development (HUD) on or before May 16, 2013.

**Carla Callahan**, on February 12, 2013 the City Council approved the recommendations for the 2013-2014 Program Year CDBG allocation and reprogramming of unexpended prior year CDBG funding. These allocations were incorporated into the proposed 2013 2014 CDBG Annual Action Plan which was available for public review and comment for a period of 30 days as required by HUD. Staff is requesting that the City Council conduct a public hearing to accept comments. Staff is recommending that the City Council approve the proposed 2013-2014 CDBG Annual Action Plan and authorize the City Manager to sign the application for Federal Assistance SF-424 and Non-State Government Certifications required for submission.

**Mayor Youssef declared the Public Hearing opened at 7:38 p.m.**

**Marvin Nottingham, Valley Restart**, sent in letter expressing opposition to the Ad-Hoc Committee's recommendations. Mr. Nottingham explained the services provided by Valley Restart for Hemet residents. Valley Restart's 13 Board Members recommend that the City Council reconsider funding Valley Restart.

**Mary Lucas, Assistance League of Hemacinto**, spoke in opposition to the Ad-Hoc Committees recommendations. 23 applications met the City's criteria, but did not get funded. The Assistance League has been awarded CDBG funding for Operation School Bell from the City for over 30 years. Operation School Bell clothes and provides school supplies to over 1,000 children per year in the Valley.

**Mayor Youssef declared the Public Hearing closed at 7:45 p.m.**

**Council Member Krupa**, this Valley is full of charitable people who do a lot of good work throughout the Valley. It is unfortunate that we can not fund them all.

**Mayor Pro Tem Smith**, thanked the Ad-Hoc Committee for their work. There is never enough money to do all the things that we want to do.

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

12. **Municipal Code Amendment No. 13-002: Extension of Time for Development Projects** – Community Development Director Elliano
  - a. Conduct a public hearing; and
  - b. Adopt an Urgency Ordinance regarding the automatic extension of Conditional Use Permits and Site Development Reviews set to expire between April 15<sup>th</sup> and December 31<sup>st</sup> of 2013 **Ordinance No. 1860**; or
  - c. Adopt an alternative Urgency Ordinance recommended by the Planning Commission allowing applicants to apply for additional extensions of time on all Conditional Use Permits and Site Development reviews set to expire between April 15, 2013 and April 15, 2014. **Ordinance Bill No. 13-010**

**Deanna Elliano, Community Development Director**, the proposed ordinance was initiated at the request of several property owners and developers who have project approvals that are due to expire before the end of the year. Typically these land use approvals expire two years after the original approval date, unless construction has commenced on the site, or an Extension of Time has been granted by the Planning Commission. The City's code allows for a maximum extension of up to three years. In order to grant an Extension of Time for these applications, the project proponent must submit an application and fees, including additional copies of the project plans and materials, public hearing noticing packages and be scheduled for a public hearing before the Planning Commission. Staff has identified the 12 commercial and residential projects that are affected. Several of the developers have indicated a slow improvement in the retail market and an increased availability in financing and anticipate moving forward within the next several months. Staff has reviewed the projects and would recommend an extension of time for all of them. Approval of an automatic extension of time will streamline the process and save time and cost for both the applicant and staff. The Planning Commission expressed concern that some projects have been inactive for too long and felt that extension of the projects should be considered on a case by case basis. Letters were received in favor of the automatic extension and were distributed to the City Council.

**Mayor Youssef declared the Public Hearing opened at 7:53 p.m.**

**Eric Day, Placentia**, spoke in favor of the automatic extension of time. Mr. Day completed the approval process with the City in 2008. We are hopeful that the project can resume with the improvement in the economy.

**Hany Malak, McKently Malak Architects**, spoke in favor of the automatic extension of time. Mr. Malak represents San Antonio Winery whose intent is to bring a restaurant and store to their commercial retail project. Time is needed to get the remainder of the property leased and obtain financing.

**Lisa Elzholz, San Antonio Winery**, spoke in favor of the automatic extension in time. Ms. Elzholz concurred that expiration of the project would hinder current negotiations.

**Tommy Thompson, BIA**, the BIA represents 400 companies in Riverside County. Riverside County is still in a down economy. Mr. Thompson recommended approval of the automatic extension of time for the 12 effected projects. In 2005, 1,500 permits were pulled in the City of Hemet. Last year only 28 permits were pulled. We are still struggling as an industry. The economy is getting better in Orange County and San Diego and will get better here. Considering the extension of these projects on a case by case basis will add additional time and costs to these projects.

**Don McCoy, Laguna Beach**, spoke in favor of the automatic extension of time. Mr. McCoy and John Peterson have spent over \$500,000 to date on their 15 acre project at

the Hemet Auto Mall. We are hopeful that the economy will improve and the project can be built in the next two years.

**Steve Quinn, A.P.E. Holdings**, spoke in favor of the automatic extension. Mr. Quinn began the planning process on a 2.15 acre site on Acacia and Kirby in 2004 and obtained approval in 2008. An extension is needed to complete the project. The additional requirements will add costs and time. We have invested our business capital in Hemet this will send the message that Hemet is business friendly.

**David Schroeder, Scripps West Investment**, spoke in favor of the automatic extension of time. Mr. Schroeder began the planning process in 2006 on his property located on Florida and Yale. We finally received approval by the City Council and pulled grading permits then the major tenant stopped all expansion due to the economy. The partners are personally carrying the construction loan and property taxes and need the extension to complete the project.

**Robert Righetti, Hemet Taxpayers Association**, spoke in favor of the automatic extension of time. Mr. Righetti recommended that the City Council not impede the progress and push the growth curb further.

**Mayor Youssef declared the Public Hearing closed at 8:13 p.m.**

**Council Member Milne**, the economy is improving in San Diego and Los Angeles County's. Let the hard work that has already been done work to our benefit.

The City Council asked what the Planning Commissions concerns were and why a case by case review was recommended.

**Ms. Elliano**, the Planning Commission unanimously recommended that the projects come back for review. Concern was expressed that some of the projects had languished and additional time would not help. All of the projects would have had the ability to request an extension. The Planning Commission wanted the applicant to explain the project status.

**Council Member Krupa**, asked what the downside would be to granting the automatic extension. The Developers have to meet current code and design guidelines.

**Ms. Elliano**, confirmed that the projects will have to comply with current code and design guidelines. Staff does not see a downside to granting the automatic extension.

**Mayor Pro Tem Smith moved and Mayor Youssef seconded a motion to adopt Urgency Ordinance No. 1860. Motion carried 5-0.**

Ordinance was read by title only.

The City Council recessed briefly at 8:22 p.m.

Reconvened at 8:29 p.m.

The City Council recessed to the Housing Authority Meeting at 8:29 p.m.

Reconvened at 9:11 p.m.

13. **Zoning Ordinance Amendment No. 13-003 (Homemade Food Operator Regulations)** – Community Development Director Elliano
  - a. Conduct a public hearing; and
  - b. Introduce, read by title only and waive further reading of an ordinance amending Chapter 90, Article III of the Hemet Municipal Code regarding Homemade Food Operator Regulations **Ordinance Bill No. 13-003**; and
  - c. Adopt a resolution establishing a new permit fee for Homemade Food Operators **Resolution No. 4532**; and

- d. Direct staff to file a Notice of Exemptions with the County Clerk in compliance with the California Environmental Quality Act.

**Deanna Elliano, Community Development Director**, State Law AB 1660 became effective on January 1, 2013. Cities and Counties have to allow homemade food operations within specific zones with very little regulations. The use is allowed by right or a non-discretionary permit process. Staff and the Planning Commission are recommending an Ordinance that requires a permit process. The City will confirm that the food operations do not impede the neighborhood. Addresses will be provided to Riverside County Department of Environmental Health to confirm compliance with their regulations. The Permit Fee will be \$75.00 to cover the administrative cost to provide the permit. The operators would also be required to have a City Business License.

**Council Member Milne**, asked if the operators will have to comply with food labeling laws.

**Ms. Elliano**, confirmed that the operators will have to comply with the notifications required by law.

**Mayor Pro Tem Smith**, expressed concern with the State requiring the City to enforce things.

**Mayor Youssef declared the Public Hearing opened at 9:17 p.m.**

There were no public comments presented at this time.

**Mayor Youssef declared the Public Hearing closed at 9:18 p.m.**

**Council Member Krupa moved and Mayor Youssef seconded a motion to introduce, read by title only and waive further reading of Ordinance Bill No. 13-003, adopt Resolution No. 4532 and direct staff to file a Notice of Exemptions. Motion carried 3-2. Council Member Milne and Mayor Pro Tem Smith voted No.**

The Ordinance was read by title only.

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**Ron Bradley, Interim City Manager**, announced that John Janson's wife had an emergency c-section last night both Melissa and Ingrid are in ICU.

### **Discussion/Action Item**

14. **Support for Hemet-Ryan Air Show** – Community Investment Director Jansons
  - a. Approve the request by Riverside County Economic Development Agency that Hemet provide up to \$25,000 of in-kind services in support of the Hemet Ryan Air Show, November 2, 2013; and
  - b. Authorize the Director of Finance to include a line item in the FY 2013-14 budget to accommodate this request in Account 120-8500-2220

**Laurie Knotek, Special Events Manager**, this is a popular event that is put on every other year. Riverside County Economic Development Agency is requesting \$25,000 worth of in-kind services, such as public works support, facilities maintenance support and coordination, traffic control and security as well as community outreach activities by the Police and Fire Departments. Staff is requesting to include this as a line item in the 2013-14 budget.

**Veronica Kasper, RC Economic Development Agency**, this year's event is scheduled for Saturday, November 2, 2013 from 9 a.m. to 3 p.m. The Hemet Ryan Air Show is a free community/family friendly event. There were approximately 30,000

people in attendance in 2011. The highlights were: a huge U.S. Air Force presence; amazing aerobatic displays; static displays; vendor & food booths; and a kid's zone. Pictures of the 2011 event were displayed. Air shows create a positive economic impact for the region increasing patronage at local restaurants, gas stations, lodging and stores. Ms. Kasper explained the marketing benefits from supporting the event.

**Mayor Pro Tem Smith**, asked about commitments, since the Blue Angels will not be available.

**Ms. Kasper**, commitments have not been secured at this time.

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

15. **Tourism Program Proposal and Committee Appointment** – Community Investment Director Jansons

- a. Presentation by staff on a new, valley-wide tourism initiative being proposed; and
- b. Consider the appointment of a member of the City Council to serve as the City Council's official committee representative.

**Laurie Knotek, Special Events Manager**, in March, the City of San Jacinto coordinated a meeting including the representatives from both Hemet and San Jacinto, the Chambers of Commerce and private sector businesses to promote tourism in the San Jacinto Valley. Mayor Bartel and Council Member Kotyuk serve as the representatives from the City of San Jacinto. The City of Hemet has been asked to formally appoint a member of the City Council to represent the City of Hemet on this committee.

**Council Member Krupa**, I have attended the past meetings. The City of San Jacinto has contracted with Leslie McClellan to develop a tourism campaign. Ms. McClellan talked about websites and the need to catch a persons attention is three seconds. The City of San Jacinto has a zipline and I didn't know about. Ms. McClellan has a lot of energy and fresh eyes.

**Council Member Wright moved and Mayor Pro Tem Smith seconded a motion to approve the appointment of Council Member Krupa to the Tourism Program Committee. Motion carried 4-0. Council Member Krupa abstained.**

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## **Communications from the Public**

**Patty Woods, Hemet**, expressed concern that the City Council is prohibiting the public from voicing their opinion by moving the Communications from the Public to the end of the meeting. Many people were here to speak in support of Chief Brown.

**Darrell Woods, Hemet**, spoke in support of Chief Brown and his presentation. Mr. Woods expressed concern with Communications from the Public being moved. Mr. Woods expressed concern that Chief Brown will not get support for his recommendations. Mr. Woods recommended that the City Council stop the Fire RFP process and consider other options.

**Robert Righetti, Diamond Valley Arts Council**, the upcoming Casey Abrams concert at the Hemet Theater has sold out. The DVAC is hoping to bring more shows to the downtown theater.

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# City Council Reports

## 16. CITY COUNCIL REPORTS AND COMMENTS

### A. Council Member Krupa

1. Traffic and Parking Commission
2. Riverside Conservation Authority (RCA)
3. Ramona Bowl Association

**Council Member Krupa**, thanked Chief Morris for letting the City Council ride on the Department's new brush truck in the Ramona Pageant Parade.

**Lori VanArsdale, Ramona Bowl**, presented the City of Hemet and Burke, Williams and Sorenson tickets for their sponsorship of Ramona Pageant. Group sales are up by 30% this season. Board Members Hippert and Wilhelm as well as San Jacinto representative Alan Border's were also in attendance. Ramona Pageant has a history of filling up hotels and packing restaurants for three consecutive weekends.

**Jeanine Washington, 3rd season as "Ramona"**, I am a Hemet born Native American and a 1988 graduate of Hemet High School. I am proud to be part of the longest running outdoor drama and the crown jewel of this community.

**Duane Minard, 5<sup>th</sup> season as "Alessandro"** the cast and crew are energized for the 90th Season. If you haven't seen Ramona, you need to. I am California native Paiute Indian. I am honored to do this play as a Native American and an actor. I have made Hemet my home since 1989. I have been a part of the Ramona Pageant in various capacities for 13 years.

**Ms. VanArsdale**, the Bowl will be honoring previous cast members on different dates. Anyone 90 years old and older may come see the Pageant free. There is so much happening we hope you will join us.

4. Indian Gaming Distribution Fund
5. Riverside Transit Agency (RTA)

### B. Council Member Milne

1. Library Board
2. League of California Cities
3. Riverside County Habitat Conservation Agency (RCHCA)
4. Riverside Transit Agency (RTA)
5. Riverside Conservation Authority (RCA)

### C. Council Member Wright

1. Park Commission
2. Planning Commission
3. Indian Gaming Distribution Fund
4. Riverside County Habitat Conservation Agency (RCHCA)
5. Ramona Bowl Association

### D. Mayor Pro Tem Smith

1. League of California Cities
2. Riverside County Transportation Commission (RCTC)
3. Western Riverside County of Governments (WRCOG)
4. Public Safety Update

**Mayor Pro Tem Smith**, announced that April 14 to April 20, 2013 is National Public Safety Telecommunicators Week.

5. National League of Cities

E. Mayor Youssef

1. Western Riverside County of Governments (WRCOG)
2. Riverside County Transportation Commission (RCTC)
3. Disaster Planning Commission

F. Ad-Hoc Committee Reports

1. Crime Stoppers Plus Ad-Hoc Committee
2. Hemet ROCS Citizens Advisory Committee (CAC)
3. CDBG Ad-Hoc Committee

G. Interim City Manager Bradley

1. Manager's Reports
2. Appointment to Regional Family and Health Task Force

**Council Member Milne and Mayor Youssef were appointed.**

3. Request for Letter in Opposition of AB5

**Eric Vail, City Attorney**, explained the concerns regarding AB5 and recommended that the City Council send a letter of opposition.

**The City Council unanimously approved to prepare and sign a letter in Opposition of AB5.**

**Ron Bradley, Interim City Manager**, introduced Gary Thornhill. Mr. Thornhill will serve as the City's Interim City Manager. Mr. Thornhill comes with 32 years experience in local government. Mr. Thornhill and I work well together. I have a great deal of trust and confident in him. Once a permanent City Manager has been hired, he will hire a permanent Assistant City Manager.

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## **Continued Closed Session**

### **Notice of Opportunity for Public Comment**

There were no public comments presented at this time.

The City Council recessed to Closed Session at 9:57 p.m.

3. Conference with Legal Counsel - Existing Litigation

Pursuant to Government Code section 54956.9(a)

Names of case: Pimentel v. City of Hemet, Case RIC 1212963

3.A Conference with Labor Negotiators

Pursuant to Government Code section 54957.6

Agency designated representatives: *Interim City Manager Bradley*

Employee organization: *Service Employees International Union (SEIU) General Employees*

## City Attorney Continued Closed Session Report

4. Conference with Legal Counsel - Existing Litigation

Pursuant to Government Code section 54956.9(a)

Names of case: Pimentel v. City of Hemet, Case RIC 1212963

**The City Council gave direction to the City Attorney. There was no additional reportable action.**

4.A Conference with Labor Negotiators

Pursuant to Government Code section 54957.6

Agency designated representatives: *Interim City Manager Bradley*

Employee organization: *Service Employees International Union (SEIU) General Employees*

**The City Council gave direction the Interim City Manager. There was no additional reportable action.**

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### Future Agenda Items

There were no future agenda items requested at this time.

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### Adjournment

Adjourned at 10:33 p.m. to Tuesday, April 23, 2013 at 7:00 p.m.