



AGENDA

REGULAR MEETING OF THE HEMET CITY COUNCIL

October 11, 2011

6:00 p.m.

www.cityofhemet.org

City of Hemet Council Chambers

450 E. Latham Avenue

Please silence all cell phones

*Notice: Members of the Public attending shall comply with the adopted Rules of Decorum in Resolution No. 4148. A copy of the Rules of Decorum are available from the City Clerk.

Call to Order

Roll Call

ROLL CALL: Council Members Foreman, Krupa and Smith, Vice Mayor Youssef and Mayor Franchville

Closed Session

Notice of Opportunity for Public Comment

Members of the Public may comment upon any identified item on the closed session agenda. Since the Council's deliberation on these items is confidential, the City Council and City Staff will not be able to answer or address questions relating to the items other than procedural questions. At the conclusion of the closed session, the City Attorney will report any actions taken by the City Council which the Ralph M. Brown Act requires to be publicly reported.

1. Conference with Legal Counsel - Existing Litigation
Pursuant to Government Code section 54956.9(a)
Names of case: Peters vs. City of Hemet
2. Conference with Real Property Negotiators
Pursuant to Government Code section 54956.8
Property: APN: 456-050-013 and 456-050-022
Agency negotiator: City Manager Nakamura
Negotiating parties: Stetson Crossing Partners, LLC
Under negotiation: Disposition, Price and Terms

REGULAR SESSION

7:00 p.m.

**City of Hemet Council Chambers
450 E. Latham Avenue**

Call to Order

Roll Call

ROLL CALL: Council Members Foreman, Krupa and Smith, Vice Mayor
Youssef and Mayor Franchville

Invocation

Pledge of Allegiance

City Attorney Closed Session Report

3. Conference with Legal Counsel - Existing Litigation
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City Council Business

Notice to the Public

The Consent Calendar contains items which are typically routine in nature and will be enacted by one motion by the Council unless an item is removed for discussion by a member of the public, staff, or Council. If you wish to discuss a Consent Calendar item please come to the microphone and state the number of the item you wish to discuss. Then wait near the lectern. When the Mayor calls your item give your last name, and address, then begin speaking. You will have three minutes at that time to address the council.

Consent Calendar

5. **Approval of Minutes** - September 27, 2011
6. **Receive and File** - Warrant Registers
 - a. Warrant registers dated September 8, 2011 and September 22, 2011. Payroll for the period of September 5, 2011 to September 18, 2011 was \$650,255.44.
7. **Recommendation by Public Works** - Approve Fourth Amendment for Janitorial Services Contract
 - a. Approve the Fourth Amendment to Consultant Services Agreement with Progreen Building Maintenance to extend the term of service through January 31, 2012, with a month-to-month option through March 31, 2012.
8. **Recommendation by Public Works** - Notice of Completion - Seismic Protection Upgrade, City Project No. 5556
 - 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 retention and the Labor and Materials Bond will be release after the Notice of Completion is filed with and received by the County Recorder's Office. The Performance Bond will be maintained for and released after a period of one year.
9. **Recommendation by Public Works** - Installation of Banners Across Florida Avenue
 - a. Hemet Model Masters - Toys for Kids Drive, December 4, 2011.
 - b. Home Instead Senior Care - Be a Santa to a Senior Wrapping Party, December 14, 2011
 - c. First Baptist Church - Christmas Celebration, December 9, 10, 11 & 16, 17 18, 2011.
 - d. Green Coalition - Free Electronics Waste Recycling Event, November 19 & 20, 2011.
10. **Recommendation by Public Works** - Park Commission Recommendations from September 28, 2011
 - a. Tree Removal Request - Park Avenue & Dartmouth Street - Date Palm (1) Recommendation to approve removal and not replace.
 - b. Tree Removal Request - 220 N. Juanita Street/Fire Station #1 - Eucalyptus (3) Recommendation to approval request and not replace.

- c. Tree Removal Request - 1117 Lemon Gum Lane - Camphor (2)
Recommendation to approve request for larger tree and not replace; recommendation to deny for other tree and schedule for trim, root prune and replacement of raised sidewalk.
 - d. Public Request - Simpson Park Kiosk Installation
Recommendation to approve installation of kiosk; and authorize City Staff to administratively approve all information to be displayed on the kiosk.
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Communications From the Public

Anyone who wishes to address the Council regarding items not on the agenda may do so at this time. As a courtesy, please complete a Request to Speak Form, found at the City Clerk's desk. Submit your completed form to the City Clerk prior to the beginning of the meeting. Presentations are limited to three minutes in consideration of others who are here for agenda items. Please come forward to the lectern when the Mayor calls upon you. When you are recognized, you may proceed with your comments.

****Notice: Members of the Public attending shall comply with the adopted Rules of Decorum in Resolution No. 4148. A copy of the Rules of Decorum are available from the City Clerk.***

State law prohibits the City Council from taking action or discussing any item not appearing on the agenda except for brief responses to statements made or questions posed by the public. In addition, they may, on their own initiative or in response to questions posed by the public, ask a question for clarification, provide a reference to staff or other resources for factual information, or request staff to report back to them at a subsequent meeting. Furthermore, a member of the City Council or the council itself may take action to direct staff to place a matter of business on a future agenda.

Public Hearings

The Council's procedure for public hearings will be as follows: The Mayor will ask the City Manager for the staff report; the City Manager will call on the appropriate staff member for the report. The City Council will ask for clarification of items presented, if needed. The Mayor will open the public hearing: ask for comments from those **IN FAVOR** of the case; ask for comments **IN OPPOSITION** to the case; and finally for rebuttal to any comments made. The Mayor will then **CLOSE THE PUBLIC HEARING**. The Mayor will ask the City Manager to respond to any questions raised by the public (the public will **not** have the opportunity to respond). The matter will then be discussed by members of the City Council prior to taking action on the item.

- 11. **Franchise Agreement for Comprehensive Refuse Services with CR&R Incorporated** - City Manager Nakamura
 - a. Adopt a resolution approving an Exclusive Franchise Agreement for Comprehensive Refuse Services with CR&R Incorporated.
(Resolution Bill No. 11-092)
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Discussion/Action Items

12. **Ordinance allowing for Self-Hauling of Solid Waste** - City Attorney Vail
- a. Introduce, read by title only and waive further reading of an ordinance creating a permitting procedure that would allow self-hauling of solid waste in lieu of utilizing the City's solid waste collection services.
(Ordinance Bill No. 11-086)
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City Council Reports

13. CITY COUNCIL REPORTS AND COMMENTS
- A. Council Member Foreman
 1. Park Commission
 2. Indian Gaming Distribution Fund

 - B. Council Member Krupa
 1. Library Board
 2. Traffic and Parking Commission
 3. Airport Land Use Commission (ALUC)
 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

 - D. Vice Mayor Youssef
 1. Western Riverside Council of Governments (WRCOG)
 2. Riverside County Transportation Commission (RCTC)

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

 - F. Ad-Hoc Committee Reports
 1. Refuse RFP Ad-Hoc Committee
 2. Veteran's Day Ad-Hoc Committee
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G. Town Hall Meetings

H. City Manager Nakamura

1. Manager's Reports
2. Process for appointment of Board and Commission Members
3. Update on Courthouse

Continued Closed Session

City Attorney Continued Closed Session Report

Future Agenda Items

If Members of Council have items for consideration at the next City Council meeting, please state the agenda item to provide direction to the City Manager.

Adjournment

Adjourn to Tuesday, October 25, 2011 at 7:00 p.m. for considerations of items placed on that agenda. The next regular meeting will be held November 8, 2011.

Staff reports and other disclosable public records related to open session agenda items are available at the City Clerk's Office or at the public counter located at 445 E. Florida Avenue during normal business hours.