



# AGENDA

## REGULAR MEETING OF THE HEMET CITY COUNCIL

February 23, 2010

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12:30 pm

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

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### Call to Order

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### Roll Call

ROLL CALL: Council Members Foreman, Lowe, Youssef, Vice Mayor Franchville, and Mayor McBride

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### City Council Reports

1. CITY COUNCIL REPORTS AND COMMENTS

A. Council Member Foreman

1. Traffic and Parking Commission
2. Library Board
3. Park Commission

B. Council Member Lowe

1. Southern California Association of Governments (SCAG)
2. Riverside County Habitat Conservation Agency (RCHCA)
3. League of California Cities/National League of Cities
4. Riverside County Transportation Commission (RCTC)
5. Western Riverside Council of Governments (WRCOG)
6. Riverside Conservation Agency (RCA)
7. Airport Land Use Commissions (ALUC)

C. Council Member Youssef

1. Riverside County Habitat Conservation Agency (RCHCA)
2. Western Riverside Council of Governments (WRCOG)
3. Planning Commission

D. Vice Mayor Franchville

1. Riverside Transit Agency (RTA)
2. Indian Gaming Distribution Fund

- E. Mayor McBride
    - 1. Riverside Transit Agency (RTA)
    - 2. Riverside County Transportation Commission (RCTC)
    - 3. League of California Cities/Public Safety Policy Committee
    - 4. Airport Land Use Commissions (ALUC)
    - 5. Indian Gaming Distribution Fund
    - 6. 3<sup>rd</sup> LAR Bn USMC
  
  - F. City Manager Nakamura
    - 1. Manager's Reports
    - 2. Recognition of Library Cost Savings
    - 3. Riverside County Subsidized Time Limited Employment Program
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**Work Study Session**  
Immediately following the City Council Reports

- 2. Review of Community Development Block Grant (CDBG) Rating Criteria - City Manager Nakamura  
Discussion regarding this item, with possible direction to staff
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**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.

- 3. Conference with Legal Counsel - Existing Litigation  
Pursuant to Government Code section 54956.9(a)  
Names of case: Johnson v. City of Hemet
  
  - 4. Conference with Legal Counsel - Anticipated Litigation  
2 matters of significant exposure to litigation pursuant to Government Code section 54956.9(b)
  
  - 5. Conference with Real Property Negotiators  
Pursuant to Government Code section 54956.8  
Property: 869 W. Florida Avenue APN: 443-250-019-8  
Agency negotiator: City Manager Nakamura  
Negotiating parties: R & B Investments  
Under negotiation: Acquisition, Price and Terms
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# REGULAR SESSION

7:00 p.m.

City of Hemet Council Chambers

450 E. Latham Avenue

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## Call to Order

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## Roll Call

ROLL CALL: Council Members Foreman, Lowe, Youssef, Vice Mayor  
Franchville, and Mayor McBride

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## Invocation

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## Pledge of Allegiance

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## City Attorney Closed Session Report

6. Conference with Legal Counsel - Existing Litigation  
Pursuant to Government Code section 54956.9(a)  
Names of case: Johnson v. City of Hemet
  7. Conference with Legal Counsel - Anticipated Litigation  
2 matters of significant exposure to litigation pursuant to Government Code section  
54956.9(b)
  8. Conference with Real Property Negotiators  
Pursuant to Government Code section 54956.8  
Property: 869 W. Florida Avenue APN: 443-250-019-8  
Agency negotiator: City Manager Nakamura  
Negotiating parties: R & B Investments  
Under negotiation: Acquisition, Price and Terms
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## Presentation

9. Proclamation Congratulating Cops for Kids and Communities
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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

10. Approval of Minutes - February 9, 2010
  11. Recommendation by Council Member Foreman - Library Board Appointment
    - a. Appoint Ms. Janis Swallow to Seat 2 on the Library Board in order to fill an unscheduled vacancy. The three year term for Seat 2 will expire July 2011.
  12. Receive and File - Warrant Registers
    - a. Warrant registers dated February 3, 2010 and February 11, 2010. Payroll for the period of January 25, 2010 to February 7, 2010 was \$662,093.85.
  13. Receive and File - Investment Portfolio as of November 2009
  14. Recommendation by City Manager - Support of the United States Census
    - a. Adopt a resolution in support of the United States Census - Make Yourself Count Month March 2010. (Resolution Bill No. 10-002)
  15. Recommendation by Public Works Director/City Engineer - Installation of Banner Across Florida Avenue
    - a. Hemet/San Jacinto Chamber of Commerce Fiesta - scheduled for April 10, 2010. The banner will go up at Florida and Harvard on March 29, 2010 and down on April 12, 2010.
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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.

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## 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.

16. Second and Final Extension of Interim Urgency Ordinance No. 1813 Placing a Moratorium on Medical Marijuana Dispensaries - Community Development Director Elliano
    - a. Conduct a public hearing to adopt Interim Urgency Ordinance continuing the provisions of Ordinance No. 1813 for a period of one (1) year establishing a moratorium on medical marijuana dispensaries.  
(Ordinance Bill No. 10-001)
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Recess to Redevelopment Agency Meeting

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Recess to Housing Authority Meeting

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**Continued Closed Session**

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**City Attorney Continued Closed Session Report**

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## 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.

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## Adjournment

Adjourn to Tuesday, March 9, 2010 at 9:30 a.m. for considerations of items placed on that agenda. The next regular meeting will be held March 23, 2010.

*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.*