



# AGENDA

## REGULAR MEETING OF THE HEMET CITY COUNCIL

February 9, 2010

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9:30 am

[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)
8. "Ramona By Night"

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. Urban Land Use Institute Update
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## Work Study Session

Immediately following the City Council Reports

- 2. Update on Medical Air Negotiation - Fire Chief Shobert  
Discussion regarding this item, with possible direction to staff
  
  - 2.A Crime Free Multi-Housing Update - Captain Margis  
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: Mercury Insurance Co. v. City of Hemet
  
- 4. Conference with Legal Counsel - Anticipated Litigation  
1 matter of significant exposure to litigation pursuant to Government Code section 54956.9(b)
  
- 5. Conference with Labor Negotiators  
Pursuant to Government Code section 54957.6  
Agency designated representatives: City Manager Nakamura  
Employee organizations: Hemet Fire Fighters Association  
Hemet Police Management Association

6. Conference with Real Property Negotiators  
Pursuant to Government Code section 54956.8  
Property: APN's: 456-050-013 & 037, northwest corner of  
Sanderson and Stetson Avenues  
Agency negotiator: City Manager Nakamura  
Negotiating parties: City Owned Property  
Under negotiation: Disposition, Price and Terms
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## REGULAR SESSION

1:00 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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### Presentations

7. Presentation to Ruben Jimenez, City of Hemet Water Department Employee from  
Hemet Police Department
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### City Attorney Closed Session Report

8. Conference with Legal Counsel - Existing Litigation  
Pursuant to Government Code section 54956.9(a)  
Names of case: Mercury Insurance Co. v. City of Hemet
9. Conference with Legal Counsel - Anticipated Litigation  
1 matter of significant exposure to litigation pursuant to Government Code section  
54956.9(b)
10. Conference with Labor Negotiators  
Pursuant to Government Code section 54957.6

Agency designated representatives: City Manager Nakamura  
Employee organizations: Hemet Fire Fighters Association  
Hemet Police Management Association

11. Conference with Real Property Negotiators  
Pursuant to Government Code section 54956.8  
Property: APN's: 456-050-013 & 037, northwest corner of  
Sanderson and Stetson Avenues  
Agency negotiator: City Manager Nakamura  
Negotiating parties: City Owned Property  
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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

12. Approval of Minutes - January 12, 2010
13. Approval of Minutes - January 26, 2010
14. Receive and File - Investment Portfolio as of October 2009
15. Receive and File - Warrant Register
  - a. Warrant Registers dated January 14, 2010 and January 28, 2010. The payroll for the period of December 28, 2009 to January 10, 2010 was \$737,391.67 and January 11, 2010 to January 24, 2010 was \$682,572.19.
16. Recommendation by City Manager - Employment Agreement for Community Development Director
  - a. Authorize deletion of the Planning Manager position from the table of organization; and
  - b. Approve the amended job description for the position of Director of Community Development to be Community Development Director, deleting the original salary schedule and modifying the specifications therein; and
  - c. Authorize the City Manager to enter into the at will agreement with Ms. Deanna Elliano to serve as Community Development Director.
17. Recommendation by Police Chief - FEMA Domestic Preparedness Training

- a. Approve out of state travel eight city employees to attend Domestic Preparedness Training in Anniston, Alabama, March 7-12, 2010.
18. Recommendation by Public Works Director/City Engineer - Installation of Banner Across Florida Avenue
- a. Approve the installation of the following banner:
    1. Valleywide Baseball and Softball signups - The banner will go up at Florida and Kirby on February 22, 2010 and down on March 3, 2010.
19. Recommendation by Public Works Director/City Engineer - Approve Contract Change Order for Landscape Maintenance Services
- a. Reject all bids from Tessera for landscape maintenance services per letter of withdrawal; and
  - b. Approve Contract Change Order No. 1 to the City's current contract with Adame Landscape to increase the annual contract costs to a total of \$321,799 to reflect additional landscape maintenance services and contract terms as follows:
    - Service Area "A" to commence services effective March 1, 2010, at an annual cost of \$55,887.
    - Service Area "C" to commence services effective March 1, 2010, at an annual cost of \$63,531.
    - Term of Contract for Service Areas "A" and "C" to be awarded for one one-year term, with up to four one-year extensions.
20. Recommendation by Public Works Director/City Engineer - Park Commission Recommendations for January 25, 2010.
- a. Tree Removal Request - Privet (2) - 1181 W. Mayberry Avenue  
Recommendation to deny request; approve tree for trim and repair raised sidewalk.
  - b. Tree Removal Request - Oak (1) - 2154 Rosemary Court  
Recommendation to approve request and replace contingent upon owner providing irrigation to replacement tree.
  - c. Tree Removal Request - Privet (1) Crape Myrtle (1) - 480 S. Lyon Avenue  
Recommendation to deny request, approve scheduling both trees for trim, root prune and repair of raised sidewalk.
  - d. Tree Removal Request - Magnolia (2) - 2647 Chamise Way  
Recommendation to deny request, remove the sta-rock around base of trees, remove the surface roots and install a root barrier.
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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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## City Departments

21. Allocation of 2010-2011 Program Year Community Development Block Grant (CDBG) entitlement and reprogramming of unexpended prior year CDBG funds - Recommendation by CDBG Coordinator
  - a. Review the 2010-2011 Program Year Community Development Block Grant entitlement budget and reprogramming of unexpended prior year funds; and
  - b. Discuss the initial CDBG budget recommendations in the \$752,000 entitlement and \$159,137 reprogramming for incorporation in the Draft Annual Action Plan.

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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, February 23, 2010 at 12:30 p.m. for considerations of items placed on that agenda. The next regular meeting will be held March 9, 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.*