



AGENDA

REGULAR MEETING OF THE HEMET CITY COUNCIL

January 11, 2011

3:00 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

Work Study Session

1. 2010 City of Hemet Tinsel Tri Follow up - Denise Cruz, Central County United Way
Discussion regarding this item, with possible direction to staff
 2. 2011-2012 Program Year Community Development Block Grant - CDBG Coordinator Callahan
Discussion regarding this item, with possible direction to staff
 3. Fiscal Year 09/10 Budget Review - Finance Director Conrad
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.

4. Conference with Labor Negotiators
Pursuant to Government Code section 54957.6
Agency designated representatives: City Manager Nakamura
Employee organization:
Hemet Police Officers Association
Hemet Police Management Association
Administrative Personnel

5. Conference with Legal Counsel - Existing Litigations
Pursuant to Government Code section 54956.9(a)
Name of cases: Howard Tounget v. City of Hemet
Edmond Evans v. Brent Christensen City of Hemet
Chad Peters v. City of Hemet and Sean Lawler
Shawn Mahler v. City of Hemet
Tikyla Johnson, et al., v. City of Hemet
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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

6. Conference with Labor Negotiators
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Hemet Police Management Association
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7. Conference with Legal Counsel - Existing Litigations
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Tikyla Johnson, et al., v. City of Hemet
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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

8. Approval of Minutes - December 14, 2010
9. Receive and File - Investment Portfolio as of July 2010
10. Receive and File - Warrant Registers
 - a. Warrant registers dated December 2, 2010 and December 6, 2010. Payroll for the period of November 15, 2010 to November 28, 2010 was \$650,868.46 and November 29, 2010 to December 12, 2010 was \$687,764.30.
11. Recommendation by Public Works - Notice of Completion - Well 2 Replacement, City Project No. 5536
 - a. Accept this project and instruct the City Clerk's Office to file a Notice of Completion with the County Recorder's Office. The 10% retention and the Labor and Materials Bond will be released 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.

12. Recommendation by Fire Department - City of Hemet's Declaration of Emergency
 - a. Adopt a resolution confirming the City Manager/Director of Emergency Services, Proclamation of the existence of the local emergency. (Resolution Bill No. 11-002)

 13. Recommendation by Public Works - Change Order No. 1 - Sewer Replacement and Street Rehabilitation Inez Street and Ramona Street - City Project No. 5553
 - a. Approve Change Order No. 1 Cooley Construction, Inc. in the amount of \$346,41 to install a new water main and residential water services on Inez Street from Kimball Avenue to Central Avenue; and
 - b. Approve a supplemental appropriation in the amount of \$346,461 in the 240-3967-5500 fund for Change Order No. 1 and a supplemental appropriation in the amount of \$35,000 in the 240-3967-2710 to cover the professional services of geotechnical inspection and surveying services, respectively.

 14. Recommendation by Public Works - STP Pavement Rehabilitation City Project No. 5478, Change Order No. 1 - Storm Damage Repairs
 - a. Approve Change Order No. 1 with All American Asphalt, Inc. In the amount if \$150,000 to provide construction services to repair areas affected by the severe storms recently impacting the region; and
 - b. Authorize the City Manager to enter into a change order agreement with All American Asphalt; and
 - c. Approve a supplemental appropriation in the amount of \$150,000 to the Measure A Fund (Account 222-5478-5500) to cover the construction of the work outlined on "Exhibit A".
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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.

15. Adoption and Amendment of 2010 California Building Standards Code - Building Official McNie and Fire Chief Shobert
 - a. Conduct a public hearing; and
 - b. Adopt an ordinance amending Chapter 14, Building and Building Regulations, of the Hemet Municipal Code and adopting by reference the following codes:
 - (1) THE 2010 CALIFORNIA ADMINISTRATIVE CODE;
 - (2) THE 2010 CALIFORNIA BUILDING CODE;
 - (3) THE 2010 CALIFORNIA RESIDENTIAL BUILDING CODE;
 - (4) THE 2010 CALIFORNIA ELECTRICAL CODE;
 - (5) THE 2010 CALIFORNIA MECHANICAL CODE;
 - (6) THE 2010 CALIFORNIA PLUMBING CODE;
 - (7) THE 2010 CALIFORNIA ENERGY CODE;
 - (8) THE 2010 CALIFORNIA HISTORICAL BUILDING CODE;
 - (9) THE 2010 CALIFORNIA FIRE CODE;
 - (10) THE 2010 CALIFORNIA EXISTING BUILDING CODE;
 - (11) THE 2010 CALIFORNIA GREEN BUILDING CODE;
 - (12) THE 1997 UNIFORM HOUSING CODE;
 - (13) THE 1997 UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS;
 - (14) THE 2009 UNIFORM SIGN CODE;
 - (15) THE 2009 UNIFORM SOLAR ENERGY CODE;
 - (16) THE 2010 CALIFORNIA REFERENCED STANDARDS CODE (Ordinance Bill No.10-058) w/Brian
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Discussion/Action Items

16. Draft City of Hemet Personnel Rules - Deputy City Manager Orme
 - a. Authorize staff to release the proposed Draft City of Hemet Personnel Rules to the City's labor groups, incorporating the revision, and upon any further Council requests for modifications.

17. Planning Commission Recommendation to Initiate an Ordinance to Regulate the Containment and Retrieval of Shopping Carts - Community Development Director Elliano
 - a. Initiate an Ordinance to amend Chapter 30, Article II, Division 3 of the Hemet Municipal Code regarding the containment and retrieval of Shopping Carts; and
 - b. Direct Staff to research the potential alternative of a citywide cart retrieval service to be under contract to the City and funded by the applicable businesses; and
 - c. Direct Staff to schedule the draft ordinance for introduction and first reading at a future City Council meeting.

 18. Receive and File Council Committees and Liaisons to Outside Organizations - Mayor Franchville
 - a. Receive and file the recommended appointments to the Council Committees and the liaisons to the outside organizations.
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City Council Reports

19. CITY COUNCIL REPORTS AND COMMENTS
 - A. Council Member Foreman
 1. Traffic and Parking Commission
 2. Library Board
 3. Park Commission

 - B. Council Member Krupa

 - C. Council Member Smith

 - D. Vice Mayor Youssef
 1. Riverside County Habitat Conservation Agency (RCHCA)
 2. Western Riverside Council of Governments (WRCOG)
 3. Planning Commission

 - E. Mayor Franchville
 1. Riverside Transit Agency (RTA)
 2. Indian Gaming Distribution Fund

 - F. Sub-Committee Reports
 1. Housing Committee
 2. Ad-Hoc Committees:
 - a. Health and Safety Ordinance Review Committee

- G. City Manager Nakamura
1. Manager's Reports
 2. Confirm Dates for Goal Setting Sessions
 3. Update on meeting with San Jacinto and Riverside County
 4. Department Directors Community Involvement
 5. Legislative Priorities
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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, January 25, 2011 at 7:00 p.m. for considerations of items placed on that agenda. The next regular meeting will be held February 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.