



AGENDA

REGULAR MEETING OF THE HEMET CITY COUNCIL

February 12, 2008

9:30 am

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 Lowe, McBride, VanArsdale, Vice Mayor Christie, and Mayor Searl

City Council Reports

1. CITY COUNCIL REPORTS AND COMMENTS

A. 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. Hemet-San Jacinto Economic Development Corporation (HSJEDC)
6. Western Riverside Council of Governments (WRCOG)
7. Public Works Committee
8. Riverside Conservation Agency (RCA)
9. Airport Land Use Commissions (ALUC)

B. Council Member McBride

1. Traffic and Parking Commission
2. Riverside Transit Agency (RTA)

C. Council Member VanArsdale

1. Tourism
2. District Export Council
3. Southern California Association of Governments (SCAG)
4. Joint Water Agency Ad Hoc Committee Update

5. Senior Housing
6. Kid Zone Museum
7. Hemet-San Jacinto Economic Development Corporation (HSJEDC)
8. Ramona Pageant Association
9. League of California Cities
10. Simpson Center
11. Library Board

D. Vice Mayor Christie

1. Public Safety Committee
2. Park Commission
3. Planning Commission

E. Mayor Searl

1. Indian Gaming Distribution Fund
2. Joint Water Agency Ad Hoc Committee Update
3. 2 + 2 Committee
4. Western Riverside Council of Governments (WRCOG)
5. Ramona Pageant
6. Riverside County Transportation Commission (RCTC)
7. Riverside Transit Agency (RTA)

F. City Manager Davidson

1. Report on League of California Cities - City Manager's Conference
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Work Study Session

Immediately following the City Council Reports

2. 100 Year Celebration of the Hemet Fire Department - Interim Fire Chief Enslow
Discussion regarding this item, with possible direction to staff
 3. Report on the Deferment of Commercial Development Impact Fees - Assistant City Manager Baker
Discussion regarding the pros and cons to the deferment of Commercial Impact Fees, with possible direction to staff
 4. Proposed West End Annexation Policies - Planning Director Masyczek
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.

5. Conference with Legal Counsel - Anticipated Litigation
1 matter(s) of Significant exposure to litigation pursuant to Government Code section 54956.9(b)

 6. Conference with Labor Negotiators
Pursuant to Government Code section 54957.6
Agency designated representatives: Tim Davis, Burke, Williams and Sorenson
Employee organization: Communications Workers of America (CWA) Non-Sworn
Police Employees

 7. Conference with Legal Counsel - Existing Litigation
Pursuant to Government Code section 54956.9(a)
Names of case: Lisette Lopez v. City of Hemet et al RIC 460790

 8. Conference with Real Property Negotiators
Pursuant to Government Code section 54956.8
Property: 302 E. Florida Avenue APN: 443-233-010
Agency negotiator: City Manager Davidson
Negotiating parties: Richard Faulkner
Under negotiation: Disposition, Price and Terms
and
Pursuant to Government Code section 54956.8
Property: APN's: 443-140-024 & 015
Agency negotiator: City Manager Davidson
Negotiating parties: United States Postal Service
Under negotiation: Disposition, Price and Terms

 9. Public Employee Performance Evaluation
Pursuant to Government Code section 54957
Title: City Manager
-

REGULAR SESSION

1:00 p.m.
City of Hemet Council Chambers
450 E. Latham Avenue

Call to Order

Roll Call

ROLL CALL: Council Members Lowe, McBride, VanArsdale, Vice Mayor
Christie, and Mayor Searl

Invocation

Pledge of Allegiance

Presentations

10. Veterans of Foreign War (VFW) presentation of a plaque to the City Council
 11. Introduction of new City of Hemet Employees
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City Attorney Closed Session Report

12. Conference with Legal Counsel - Anticipated Litigation
1 matter(s) of Significant exposure to litigation pursuant to Government Code section 54956.9(b)
13. Conference with Labor Negotiators
Pursuant to Government Code section 54957.6
Agency designated representatives: Tim Davis, Burke, Williams and Sorenson
Employee organization: Communications Workers of America (CWA) Non-Sworn
Police Employees
14. Conference with Legal Counsel - Existing Litigation
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Agency negotiator: City Manager Davidson
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Under negotiation: Disposition, Price and Terms
 16. Public Employee Performance Evaluation
Pursuant to Government Code section 54957
Title: City Manager
-

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

17. Minutes for January 29, 2008
(Staff recommends approval/Deputy City Clerk McComas)
18. Warrant Registers dated January 18, 2008 and February 1, 2008. Payroll for the period of December 31, 2007 to January 13, 2008 was \$859,994.37 and January 14, 2008 to January 27, 2008 was \$831,428.38
(Receive and file/Finance Director Nomura)
19. Approve the purchase of the 3M Radio Frequency Identification (RFID) One Tag Solution to upgrade the current checkout/check-in computer system in order to obtain significant work efficiency and customer satisfaction
(Staff and the Library Board of Trustees recommend approval/Library Director Disher)

20. Approve an amendment to the Hemet Municipal Code and establish a system for Administrative Citations
(Staff recommends adoption of Ordinance Bill No. 08-006, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HEMET, CALIFORNIA, AMENDING SECTION 1-8 OF THE HEMET MUNICIPAL CODE ENTITLED "VIOLATIONS OF CODE", ESTABLISHING CODE VIOLATIONS, CRIMINAL PENALTIES AND CRIMINAL, CIVIL AND ADMINISTRATIVE REMEDIES, AND ADDING DIVISION 4 TO ARTICLE II OF CHAPTER 30 OF THE MUNICIPAL CODE ENTITLED "ADMINISTRATIVE CITATIONS," WHICH ESTABLISHES PROCEDURES FOR ISSUING AND ENFORCING ADMINISTRATIVE CITATIONS."/Housing Manager Trabing)
21. Accept the improvements, Tract Map 32529, McSweeny Farms Phase I (SunCal), northeast corner of State Street and Newport Road; and Authorize the City Clerk to release the Form Performance Bond in the amount of \$2,081,5617.00 and Labor and Materials Bond in the amount of \$2,081,617 to be released after a period of six months
(Staff recommends acceptance and authorization/Planning Director Masyczek)
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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.

22. Approval of Zone Change No. 98-006 and Tentative Tract Map No. 24067 - Arcon Homes, located on the west side of Lyon Avenue and north of Seven Hills Drive (Continued open public hearing from November 27, 2007; staff recommends continuance of the adoption of the following Resolutions for a period of sixty days: Resolution Bill No. 07-077, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HEMET, CALIFORNIA NOT ADOPTING THE MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING PROGRAM FOR ZONE CHANGE NO. 98-006 AND TENTATIVE TRACT MAP 24067 BUT REQUIRING THAT AN ENVIRONMENTAL IMPACT REPORT BE PREPARED AS IMPACTS HAVE NOT BEEN REDUCED BELOW A LEVEL OF SIGNIFICANCE

and

Resolution Bill No. 07-078, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HEMET, CALIFORNIA DENYING ZONE CHANGE NO. 980006 TO CHANGE THE ZONING CLASSIFICATION FROM PLANNED COMMUNITY DEVELOPMENT C-1 (NEIGHBORHOOD COMMERCIAL), R-3 (MULTIPLE FAMILY) AND OS (OPEN SPACE) TO R-1-6 (SINGLE FAMILY) ON PROPERTY LOCATED ON THE WEST SIDE OF LYON AVENUE, NORTH OF SEVEN HILLS DRIVE (APN: 464-020-006, 464-020-008)

and

Resolution Bill No. 07-079, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HEMET, CALIFORNIA DENYING TENTATIVE TRACT MAP NO. 24067 PERTAINING TO ARCON HOMES, INC. GENERALLY LOCATED ON THE WEST SIDE OF LYON AVENUE, NORTH OF SEVEN HILLS DRIVE (APN: 464-020-006, 464-020-008)/Planning Director Masyczek)

City Departments

23. Approval of and introduction of an Ordinance Regulating State Video Franchisees within the City of Hemet
(Staff recommends introduction, read by title only and waive further reading of Ordinance Bill No. 08-007, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HEMET, CALIFORNIA, REDESIGNATING SECTIONS 22-1 THROUGH 22-19 OF CHAPTER 22 OF THE HEMET MUNICIPAL CODE AS ARTICLE 1 "LOCAL CABLE FRANCHISES" AND ADDING NEW ARTICLE II "STATE VIDEO SERVICES" CONSISTING OF NEW SECTIONS 22-30 THROUGH 22-34 TO CHAPTER 22 OF THE HEMET MUNICIPAL CODE ESTABLISHING FRANCHISE FEES, PEG FEES, AND CUSTOMER SERVICE PENALTIES FOR STATE VIDEO FRANCHISE HOLDERS PROVIDING VIDEO SERVICE WITHIN THE CITY OF HEMET/Deputy City Manager Orme)
24. Approval of Library Rules of Conduct for the Hemet Public Library
(Staff and the Library Board of Trustees recommend introduction of Ordinance Bill No. 08-008, read by title only and waive further reading, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HEMET, CALIFORNIA, ADDING SECTION 42-3 TO THE HEMET MUNICIPAL CODE, ESTABLISHING RULES OF CONDUCT FOR CITY-OWNED LIBRARIES."/Library Director Disher)
25. Adoption of an Urgency Ordinance for the decodification and depublication of Ordinance No. 1401
(Staff recommends approve and read by title only:
Ordinance Bill No. 08-009, "AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HEMET, CALIFORNIA, DECODIFYING AND DEPUBLISHING FROM THE HEMET MUNICIPAL CODE ORDINANCE NO. 1401, PERTAINING TO CITY COUNCIL TERM LIMITS"/City Attorney Vail)
26. Approve a Public Improvement Design Reimbursement Agreement with Robert G. Andrei and Dawn M. Andrei as Trustee of the Robert G. Andrei and Dawn M. Andrei 1999 Trust (Developer). This agreement will provide for the reimbursement of design and survey costs incurred for the benefit of the City for the extension on Industrial Avenue
(Staff recommends approval/Assistant City Manager Baker)
27. Approve a Purchase and Sale Agreement with Joint Escrow Instructions between the City of Hemet and Stetson Crossing Partners, LLC for the purchase of approximately 806,631.8 square feet of City owned land commonly known as Assessor's Parcel Nos. 456-050-013 and 456-050-022, located at the northwest corner of Sanderson Avenue and Stetson. The purchase price for the property is \$4.00 per square foot
(Staff recommends approval/Assistant City Manager Baker)

Recess to Redevelopment Agency Meeting

Recess to Housing Authority Meeting

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, February 26, 2008 at 12:30 p.m. for considerations of items placed on that agenda. The next regular meeting will be held March 11, 2008.