IN AN EFFORT TO PROTECT PUBLIC HEALTH AND PREVENT THE SPREAD OF COVID-19 (CORONAVIRUS), THE CITY OF HEMET ENCOURAGES THE PUBLIC TO VIEW THIS CITY COUNCIL MEETING ONLINE INSTEAD OF ATTENDING IN PERSON. MEMBERS OF THE PUBLIC WHO WISH TO COMMENT ON MATTERS BEFORE THE COUNCIL, IN LIEU OF ATTENDING IN PERSON, MAY SUBMIT COMMENTS ON OR BEFORE 2:00 PM, TUESDAY, APRIL 14, 2020 ONLINE AND VIEW THE MEETING LIVE STREAMED ONLINE AT hemetca.gov/CouncilChamberLive. RESIDENTS MAY ALSO SUBMIT PUBLIC COMMENTS BY TELECONFERENCE DURING PUBLIC COMMENT PERIOD AT THE PHONE NUMBER LISTED ON THE AGENDA.

MINUTES
Closed Session and Regular City Council Meeting
City of Hemet
City Council Chamber
450 E. Latham Ave., Hemet, California 92543
Teleconference Number: (888)585-9008, when prompted dial: 768-176-038, please mute your phone when not providing public comment

CLOSED SESSION
Tuesday, April 14, 2020 – 6:00 p.m.

The City Council of the City of Hemet met this date in a Closed Session at 6:00 p.m. in the City Council Chamber, 450 E. Latham Avenue, Hemet, California with Mayor Brown presiding.

CALL TO ORDER: Mayor Brown

1. ROLL CALL

Deputy City Clerk James provided the Roll Call as follows:

Present:
Mayor: Brown
Mayor Pro Tem: Krupa
Council Members: Meyer, Perciful, Wright

Staff Present:
City Manager: Lopez
Assistant City Attorney: Vega (via teleconferencing)
Deputy City Clerk: James
2. PUBLIC COMMENT PERIOD — Rules of Decorum, Resolution No. 4545

At this time, members of the public may only comment on an item appearing on the agenda. Please adhere to the following when addressing the Council:
- There is a temporary 2-minute-per-person time limit for all general public comments on non-public hearing items.
- Comments should be directed to the Council as a whole and not directed to individual Council Members.
- When providing public comment, please state your name for the record.

Mayor Brown asked for Public Comments. Members of the public were given the opportunity to submit public comments online and telephonically. No one provided comment at this time.

Council proceeded into Closed Session at 6:02 p.m.

3. DISCUSSION ITEMS

Item 3.A: CONFERENCE WITH LABOR NEGOTIATORS
Government Code Section 54957.6
Agency Designated Representative: Christopher Lopez, City Manager
Employee Organization: HMMA, HFFA, HPMA HPOA, HNSPEA, and SEIU

Item 3.B: CONFERENCE WITH LEGAL COUNSEL: EXISTING LITIGATION
Pursuant to Government Code 54956.9(d)(1)
Two (2) Cases:
1. City of Hemet v. Dow Chemical Co., et al. USDC
   Court Case No. 5:18-cv-02022
2. Katherine Avilla Owen v. City of Hemet, et al., United States
   District Court Case No. ED CV 19-1388-ODW(E)

4. ADJOURNMENT OF CLOSED SESSION

Council returned from Closed Session at 6:38 p.m.
REGULAR MEETING OF THE HEMET CITY COUNCIL
Tuesday, April 14, 2020 – 7:00 p.m.

The City Council of the City of Hemet met this date in a Regular Session at 7:00 p.m. in the City Council Chamber, 450 E. Latham Avenue, Hemet, California with Mayor Brown presiding.

CALL TO ORDER: Mayor Brown

1. ROLL CALL

Deputy City Clerk James provided the Roll Call as follows:

Present:
Mayor: Brown
Mayor Pro Tem: Krupa
Council Members: Meyer, Perciful, Wright

Staff Present:
City Manager: Lopez
Assistant City Attorney: Vega (via teleconferencing)
Deputy City Clerk: James

2. INVOCATION

Invocation was given by Council Member Perciful.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Wright.
4. CITY ATTORNEY CLOSED SESSION REPORT

Item 4.A: City Attorney’s Report regarding Closed Session

Recommendation: Information Only

Assistant City Attorney Vega reported there were no reportable actions from the 6:00 p.m. Closed Session.

5. COMMUNICATIONS FROM THE PUBLIC

Welcome to a meeting of the Mayor and City Council of the City of Hemet

- Anyone who wishes to speak during public comment or on a particular item will be required to fill out a speaker slip. Speaker slips must be turned in to the City Clerk. Each request will cover one speaker. Those who wish to speak must submit their own request to be called on by the Mayor.
- There is a temporary 2-minute-per-person time limit for all general public comments on non-public hearing items.
- All who wish to speak, including Council members and staff, need to be recognized by the Mayor before speaking.
- Members of the public shall comply with the adopted Rules of Decorum, Resolution No. 4545. A copy of which can be requested through the City Clerk’s Office.
- You may also fill out a form and submit your comments online at www.hemetca.gov/CouncilChamberLive and it will be read aloud. Submittal must be done before 2:00 p.m. the day of the meeting.
- For those that wish to join by teleconferencing, you will be able to join by calling (888)585-9008, when prompted dial: 768-176-038. Reminder, if you are joining by teleconference, please mute your phone to prevent noise interference until you are given time to provide Public Comment.
- Please state your name and item you are commenting on before speaking.

At this time, Council Member Meyer requested to place an emergency item on the agenda by 4/5th vote.

Motion by Council Member Meyer, second by Council Member Perciful to add an emergency item to the agenda considering possible violations of Resolution Bill 16-103 to the agenda. Motion died due to lack of vote.

Motion by Mayor Pro Tem Krupa to amend Council Member Meyer’s motion to bring the item to the April 28, 2020 City Council Meeting. Motion died due to lack of second.

Motion by Council Member Meyer, second by Council Member Perciful, amending initial motion by Council Member Meyer that an item be placed on the April 28, 2020 City Council Meeting Agenda, addressing possible violations of Resolution Bill No. 16-103, adopted as Resolution No. 4734, and directing the City Manager to look into the proposed Fire Station No. 5 action as soon as possible and take corrective action if needed. Passed 5/0.

AYES: 5 Council Members: Krupa, Meyer, Perciful, Wright, and Mayor Brown
NOES: 0
**Item 5.A**

Public Comments for Items Listed on the Agenda: Consent and Discussion Items

Mayor Brown asked for Public Comments for Item 5.A. No public comments were submitted electronically nor telephonically.

**Item 5.B**

Public Comments for Items not Listed on the Agenda, but within Jurisdictional Matter.

Mayor Brown asked for Public Comments for Item 5.B. Four public comments were read aloud by the Deputy City Clerk that were submitted electronically by Cheryl Marrow, Melissa Galletta, Jeff Retmier, and Patricia Gregory. No comments were submitted telephonically.

### 6. **PUBLIC HEARING**

The City Council's procedure for public hearings will be as follows:
- The Mayor will ask for the staff report and clarification of items presented, if needed.
- The Mayor will open the public hearing asking for comments for those IN FAVOR of or IN OPPOSITION to the item; followed by rebuttal to any comments made.
- The Mayor will then CLOSE THE PUBLIC HEARING and ask the City Manager to respond to any questions raised by the public (the public will not have the opportunity to respond).
- The Mayor will then bring the discussion back to City Council for direction or action.

#### Item 6.A:

An Ordinance of the City Council of the City of Hemet Adding Section 90-83 (Detention Facility) and Amending Sections 90-312 D1 (Single-Family Residential), 90-383 C5 (Multiple Family Residential), 90-893 C2 (Commercial) and Section 90-1043 F4 (Manufacturing) of Chapter 90 (Zoning) of the Hemet Municipal Code to Prohibit the Construction or Operation of Private Detention Centers and Community Detention Facilities for Unaccompanied Minors in the City of Hemet in All Zones (Kang)

**Action:** Continue to future date and re-advertise the public hearing

Community Development Director Kang gave the staff report.

Mayor Brown opened the public hearing at 7:17 p.m.; no one spoke. The public hearing was closed at 7:19 p.m.

The Public Hearing was continued to the April 28, 2020 City Council Meeting.

### 7. **RECEIVE AND FILE**

#### Item 7.A

Investment Portfolio as of February 2020

**Action:** Receive and File
Item 7.B  Warrant Register for March 12, 2020 in the amount of $856,231.17, March 26, 2020 in the amount of $1,124,962.77, and March 31, 2020 in the amount of $12,190.24 and Payroll for the period of February 24, 2020 to March 8, 2020 for $654,568.41 and for the period of March 9, 2020 to March 22, 2020 for $974,438.48

Action: Receive and File

Motion by Council Member Perciful, second by Council Member Wright to approve the Receive and File items as presented. Passed 5/0.

AYES: 5  Council Members: Krupa, Meyer, Perciful, Wright, and Mayor Brown

NOES: 0

8. CONSENT CALENDAR

All Consent Calendar items will be acted upon by a single action of the City Council unless otherwise requested by an individual Council Member for separate consideration.

Item 8.A: Approval of Minutes
Minutes of the March 24, 2020 Closed Session and Regular City Council (James)

Action: Approve by vote to Consent Calendar

Item 8.B: Resolution No. 2020-022 to Continue the City's Participation in Riverside County EDA's Mortgage Credit Certificate Program (Murphy)

Action: Adopt Resolution No. 2020-022 by vote to Consent Calendar.

Item 8.C: Hemet Public Library Board of Trustees Appointment (Wright)

Action: Pulled for separate consideration.

Item 8.D: Approval of a Letter of Support for H.R. 2956 (Murphy)

Action: Approve by vote to the Consent Calendar

Item 8.E: A Resolution Approving a Cooperative Purchase Agreement with Infosend, Inc. to Print, Stuff, and Mail Utility Bills for the City of Hemet and Authorizing the City Manager to Execute All Documents Related to this Agreement (Olivares)

Action: Pulled for separate consideration.
Motion by Council Member Perciful, second by Council Member Wright, approving Consent Calendar Items 8.A, 8.B, and 8.D. Passed 5/0.

AYES: 5 Council Members: Krupa, Meyer, Perciful, Wright, and Mayor Brown
NOES: 0

PULLED CONSENT CALENDAR ITEMS:

Item 8.C: Hemet Public Library Board of Trustees Appointment (Wright)

Council Member Wright thanked Janis Swallow for her willingness to serve on the Hemet Public Library Board of Trustees.

Motion by Council Member Wright, second by Council Member Meyer, appointing Janis Swallow to fill the vacated term of seat 4 of the Hemet Public Library Board of Trustees. Passed 5/0.

AYES: 5 Council Members: Krupa, Meyer, Perciful, Wright, and Mayor Brown
NOES: 0

Item 8.E: A Resolution Approving a Cooperative Purchase Agreement with Infosend, Inc. to Print, Stuff, and Mail Utility Bills for the City of Hemet and Authorizing the City Manager to Execute All Documents Related to this Agreement (Olivares)

Motion by Council Member Meyer, second by Council Member Perciful, continuing item 8.E to the April 28, 2020 City Council Meeting to add more legal clarification and protection for the City of Hemet to the cooperative purchase agreement between the City of Hemet and Infosend, Inc. Passed 5/0.

AYES: 5 Council Members: Krupa, Meyer, Perciful, Wright, and Mayor Brown
NOES: 0

9. DISCUSSION – ACTION ITEMS

Item 9.A: Amended and Restated Cooperative Agreement with the City of Hemet, the City of San Jacinto, and Riverside County Flood Control and water Conservation District (RCFC) for the Construction of Master Drainage Plan Line E-2 (Loriso)

Action: Authorize the City Manager to execute an Amended and Restated Cooperative Agreement with the City of Hemet, the City of San Jacinto, and Riverside County Flood Control and water Conservation District (RCFC) for the construction of Master Drainage Plan Line E-2.
City Engineer Loriso gave the staff report.

Mayor Brown noted that Public Comment for this item was taken during Communications from the Public.

Motion by Council Member Meyer, second by Mayor Pro Tem Krupa authorizing the City Manager to execute an Amended and Restated Cooperative Agreement with the City of Hemet, the City of San Jacinto, and Riverside County Flood Control and water Conservation District (RCFC) for the construction of Master Drainage Plan Line E-2. Passed 5/0.

AYES: 5 Council Members: Krupa, Meyer, Percifil, Wright, and Mayor Brown

NOES: 0

Item 9.B: Resolution No. 2020-024 Establishing a Policy Authorizing Electronic Execution of Contracts, Agreements, and Applications under the Uniform Electronic Transactions Act (UETA) (James)

Action: Adopt Resolution No. 2020-024 establishing a policy authorizing electronic execution of contracts, agreements, and applications under the Uniform Electronic Transactions Act (UETA)

Deputy City Clerk James gave the staff report.

Mayor Brown noted that Public Comment for this item was taken during Communications from the Public.

Motion by Mayor Pro Tem Krupa, second by Council Member Percifil, adopting Resolution No. 2020-024, Establishing a Policy Authorizing Electronic Execution of Contracts, Agreements, and Applications under the Uniform Electronic Transactions Act (UETA). Passed 5/0.

AYES: 5 Council Members: Krupa, Meyer, Percifil, Wright, and Mayor Brown

NOES: 0

Item 9.C: Acceptance and Approval to Initiate Program Implementation of the SB2 Planning Grant Program and Adoption of a Resolution Approving Agreement with Advance Planning, LLC (DBA David Leonard Associates) (Kang)

Action:
1. Accept and approve staff to initiate program implementation of the SB2 Planning Grant Program and approve supplemental appropriation to Professional Services in the amount of $310,000 and corresponding revenue increase for the grant reimbursement; and
2. Adopt Resolution 2020-025 Approving an Agreement with Advance Planning LLC (DBA David Leonard Associates), and Authorizing the City Manager to Execute the Agreement through June 2022, and Authorizing the City Manager to utilize the SB 2 Planning Grant funding for the SB 2 Planning Grant Program.

Community Development Director Kang gave the staff report.

Mayor Brown noted that Public Comment for this item was taken during Communications from the Public.

Motion by Council Member Wright, second by Council Member Meyer, adopting Resolution No. 2020-025 Approving an Agreement with Advance Planning LLC (DBA David Leonard Associates), and Authorizing the City Manager to Execute the Agreement through June 2022, and Authorizing the City Manager to utilize the SB 2 Planning Grant funding for the SB 2 Planning Grant Program and accepting and approving staff to initiate program implementation of the SB2 Planning Grant Program and approve supplemental appropriation to Professional Services in the amount of $310,000 and corresponding revenue increase for the grant reimbursement. Passed 5/0.

AYES: 5 Council Members: Krupa, Meyer, Perciful, Wright, and Mayor Brown
NOES: 0


Action: Discuss the updates and changes from the 2019 California Building Code Update and provide direction to staff to either make amendments or to maintain the adopted Code Updates effective January 1, 2020.

Community Development Director Kang and Building Official Retmier gave the staff report.

Mayor Brown noted that Public Comment for this item was taken during Communications from the Public.

Council provided direction to staff to modify the building code after a complete review of the 2019 California Building Code Update. Direction was provided to modify section 118 to add a provision for an exception of emergency repair and to modify section 107.1 to add a minimum standard for qualification of individuals.

Item 9.E: Consider the 2020/21 Cost Indications From CSAC-EIA and CJPIA and Provide Direction to Staff (Murphy)

Action: Consider the 2020/21 cost indications from CSAC-EIA and CJPIA and provide direction to staff to either:
1. Maintain membership with CSAC-EIA; or
2. Obtain a formal membership proposal from CJPIA

Executive Analyst Murphy, Rick Brush from CSAC-EIA, Gordon DeCombes from Alliant, Rennetta Poncy from Alliant, and Jon Shull from CJPIA provided the report.

Mayor Brown noted that Public Comment for this item was taken during Communications from the Public.

Motion by Council Member Meyer, Second by Council Member Perciful, to ratify the City's California Joint Powers Insurance Authority (CJPIA) application, obtain a formal membership proposal from CJPIA, and send a provisional notice to the California State Association of Counties Excess Insurance Authority (CSAC-EIA). Passed 5/0.

AYES: 5 Council Members: Krupa, Meyer, Perciful, Wright, and Mayor Brown
NOES: 0

**Action:**

1. Designate Petroleum Telecom as the Best Value Bidder and state their intent to award a contract to them to replace the City of Hemet's Public Safety Microwave Radio System.
2. Direct the City Manager to negotiate and the City Attorney to prepare the contract not to exceed $626,767.16 with Petroleum Telecom.
3. Authorize the City Manager to execute the contract once completed and issue Purchase Orders as needed in support of this project not to exceed $626,767.16.
4. Authorize the City Manager to extend the consulting contract with Pegasus Consulting Group for the preparation of an RFP to replace current radio communication system not to exceed $56,000.00.

Police Chief Pust gave the staff report.

Mayor Brown noted that Public Comment for this item was taken during Communications from the Public.

Motion by Mayor Pro Tem Krupa, second by Council Member Perciful, approving Items 1-4 of the recommended action for the Public Safety Department Microwave Radio Purchase. Passed 5/0.

AYES: 5 Council Members: Krupa, Meyer, Perciful, Wright, and Mayor Brown
NOES: 0
**Item 9.G:** Novel Coronavirus (COVID-19) Emergency Update (Murphy)

**Action:** For information only.

City Manager Lopez gave the staff report.

Mayor Brown noted that Public Comment for this item was taken during Communications from the Public.

**10. CITY COUNCIL AND STAFF REPORTS**

Mayor Brown asked for Council Comments. Council Member Meyer, Council Member Perciful, Mayor Pro Tem Krupa, gave reports.

A. **Council Member Meyer**
   1. Community Action Commission of Riverside County
   2. Community Outreach Committee
   3. Investment Oversight Committee
   4. Riverside County Habitat Conservation Agency (RCHCA) - Alternate

B. **Council Member Perciful**
   1. Community Action Commission of Riverside County - Alternate
   2. League of California Cities – Revenue and Taxation Committee
   2. Planning Commission
   3. Western Riverside County Regional Conservation Authority (RCA)
   4. Riverside Transit Agency (RTA) - Alternate
   5. Skate Park Committee

Motion by Council Member Perciful to rescind resolution 2106. Motion died due to lack of second

Amended motion by Council Member Perciful, second by Council Member Meyer to discuss, as a Future Agenda Item, Resolution 2106, Permitting the County Health Officer of Riverside County to Enforce Public Health Rules, Regulations and Orders within the City. Passed 5/0.

**AYES:** 5 Council Members: Krupa, Meyer, Perciful, Wright, and Mayor Brown

**NOES:** 0

C. **Council Member Wright**
   1. Community Outreach Committee
   2. Planning Commission
   3. Ramona Bowl Board
   4. Western Riverside Council of Governments (WRCOG) – Executive Board and Administration and Finance Board
   5. Western Riverside County Regional Conservation Authority (RCA) - Alternate
6. Southern California Association of Governments (SCAG) – Energy and Environment
7. Western Community Energy Board - Alternate
8. Skate Park Committee

D. Mayor Pro Tem Krupa
1. Hemet Public Library Board of Trustees
2. Hemet San Jacinto Watermaster Board
3. Investment Oversight Committee
4. League of California Cities – Executive Committee, Environmental Quality
5. Ramona Bowl Board
6. Riverside County Airport Land Use Commission
7. Riverside County Transportation Commission (RCTC)
8. Riverside County Waste Management Task Force
9. Riverside Transit Agency (RTA)
10. Southern California Association of Governments (SCAG) - Transportation

F. Mayor Brown
1. Hemet San Jacinto Watermaster Board – Alternate
2. Infrastructure Commission
3. League of California Cities – Transportation, Communications & Public Works Policy Committee
4. Riverside County Habitat Conservation Agency
5. Riverside County Transportation Commission – Alternate
6. Western Riverside Council of Governments – Alternate (WRCOG)
7. Western Community Energy Board

G. Ad-Hoc Committee Reports
2. Florida Avenue (SR 74) Ad-Hoc Committee (Krupa/Wright Jan. 8, 2019)

H. City Manager Lopez
1. Manager’s Report

11. FUTURE AGENDA ITEMS
If Members of Council have items for consideration at a future City Council meeting, please state the agenda item to provide direction to the City Manager.

- Housing Investment Opportunities/Vacant City Owned Infill Property
- Broadcasting of City Council Meetings
- Vagrancy and Pan Handling Laws
- Investment Portfolio Audit
- Council Protocols
- Special Events Funding Policy
- Street Vendor Permit Regulations and Enforcement
- Animal Control Regulations for Businesses
- Solar Feasibility
- Discussion of Resolution No. 2106
12. ADJOURNMENT

There being no further business, Mayor Brown adjourned the meeting at 10:20 p.m. The next Regular City Council Meeting will be at 7:00 p.m. on April 28, 2020.

APPROVAL:                                        ATTEST:

Mayor Russ Brown                                 Clay James
Deputy City Clerk