MINUTES
REGULAR MEETING OF THE HEMET CITY COUNCIL
September 22, 2015

REGULAR SESSION
7:00 p.m.
City of Hemet City Council Chambers
450 E. Latham Avenue

Call to Order
Mayor Krupa called the meeting to order at 7:00 p.m.

Roll Call
PRESENT: Council Members Milne, Raver and Youssef, Mayor Pro Tem Wright and Mayor Krupa
ABSENT: None

Invocation
Invocation was given by Jan DeSpain – Hemet-San Jacinto Interfaith Council

Pledge of Allegiance
Pledge of Allegiance was led by Mayor Pro Tem Wright

City Council Business
Consent Calendar

1. Approval of Minutes – September 8, 2015

2. Receive and File – Warrant Registers
   a. Warrant registers dated September 3, 2015 in the amount of $2,088,668.46 and September 9, 2015 in the amount of $2,686,542.20. Payroll for the period of August 17, 2015 to August 30, 2015 was $828,141.23.

3. Recommendation by Community Development - Municipal Code Amendment (MCA) No. 15-003
   a. Adopt an ordinance adding Article XII to Chapter 14 (Buildings and Building Regulations) of the Hemet Municipal Code to provide an expedited permitting process for small residential rooftop solar systems, as mandated by State Assembly Bill No. 2188. Ordinance No. 1905

4. Recommendation by Library – Office supplies for the Hemet Public Library
   a. Approve the transfer of $30,000 for office supplies for the Library using interest from the LaSalle Endowment.
5. **Recommendation by Fire** – California ShakeOut Drill October 15, 2015  
a. Adopt a resolution ordering full City of Hemet Department and employee participation in the Great California ShakeOut on October 15, 2015 at 10:15 a.m.  
   **Resolution No. 4643**

6. **Recommendation by Public Works** – Second Amendment to Agreement for Consultant Services with CarteGraph Systems, Inc.  
a. Approve the Second Amendment to Agreement for Consultant Services with CarteGraph Systems, Inc. to update the Scope of Work and repurpose remaining contract dollars to provide additional onsite Operations Maintenance System (OMS) platform training; and  
b. Authorize the Interim City Manager to execute the Second Amendment.

7. **Recommendation by Public Works** – Purchase Order for Pipeline Materials to HD Water Works Supply  
a. Authorize award of purchase order to HD Water Works Supply for annual pipeline materials in the amount of $190,000 for FY15/16; and  
b. Authorize the Interim City Manager to execute a purchase order in support of this award.

a. Accept the 2015/16 California State Office of Traffic Safety (OTS) Grant in the amount of $134,833; and  
b. Upon receipt of the award, authorize the finance department to establish an expenditure account and budget for the grant performance period.

Items No. 5 and 7 were removed from the Consent Calendar. **Council Member Youssef moved and Council Member Raver seconded a motion to approve the remaining Consent Calendar items as presented. Motion carried 5-0.**

**Item No. 5**

**Mayor Krupa,** asked what is required to participate in the Great American Shakeout.  
**Fire Chief Brown,** at 10:15 on October 15th all participants are supposed to stop what they are doing and drop, cover and roll. Afterwards all employees will evacuate their buildings and go to a predesignated location. This program is coordination with all other schools, cities, counties and agencies that choose to participate. There is no alarm everyone just looks at their watch the old fashion way. The event will be publicized.  
**Council Member Milne moved and Mayor Pro Tem Wright seconded a motion to approve this item as presented. Motion carried 5-0.**

**Item No. 7**

**Mayor Pro Tem Wright,** asked if the price would be better if all of the material was purchased at one time.  
**Kristen Jensen, Public Works Director,** the price is based on the amount the City will need in the year. This expense is already included in the Department’s Operating and Maintenance Budget.  
**Mayor Pro Tem Wright moved and Council Member Youssef seconded a motion to approve this item as presented. Motion carried 5-0.**
Communications from the Public

Jeff Shepard, Ramona Humane Society, gave the City Council an update on the reduction in intakes and the increase in live releases. RHS has done 12,000 spay and neuters this year. RHS offers discounted rabies vaccinations. The City of Hemet is one the few jurisdictions that does not require microchips. We are asking that the City Council consider this. Animal Control Officers carry scanners so animals picked up in the field can be taken directly home instead of coming in as an intake.

The City Council directed staff to look into the request and bring back at a future meeting for consideration.

Sheri Mouser, Hemet, resident on Marble Court. Thanked the City of Hemet for their help with a squatter issue. The neighborhood dealt with numerous issues with these criminals for months. Ms. Mouser thanked Mayor Pro Tem Wright, Officers Reynoso, Willison, M. Gomez, Brewer, Cpl. G. Gomez and Sgt. Reinbolt as well as the dispatchers and code enforcement.

Philip Young, Hemet, told the City Council about Project Empire, a non-profit project development firm that develops health and human service programs providing resources for economically disadvantaged, underserved and under-represented community members in the San Jacinto Valley to improve their quality of life. Mr. Young announced that they are looking for community members to serve on the board.

Arvid Anderson, Hemet, told the City Council that the resolution to reduce retiree medical cost is a great start. The residents need to see the City’s long range financial plan. You will get the support from the community if you can communicate what your long term plan is. The City of Hemet is not alone in this financial crisis and won’t rebound quickly because Interstate 215 is not in our backyard. Hemet needs a strong outreach to bring businesses here to fill the vacant retail space and help fund public safety. Mr. Anderson thanked the City Council for their efforts and is looking forward to continued communication. Mr. Anderson asked about Town Hall meetings.

Mayor Krupa, the City’s 5-Year Plan is being worked on now and will be presented to the public in October. Any HOA, Church or Community Group can work with the City Manager’s Office to schedule a town hall meeting.

Richard Nagel, Hemet, expressed concern with the street lights in the Sierra Dawn area, between Johnston, Whittier, Elk, and Palm. Mr. Nagel has talked to Steve Wolny. The staff is replacing the lights that are working however, it is an older system. One of our security programs is called “Light it Up”. Residents are encouraged to turn on their porch lights to increase safety in the neighborhood. Mr. Nagel asked if there is an estimated time when three broken lights will be repaired.

Mayor Krupa told Mr. Nagel that Public Works Director Jensen will contact him.

Aaron and Erica Denney and Jennifer Cupp, 4H, told the City Council about their recent experience at the Washington Focus Program with 4H. The students learned a lot about how government works and their countries history. They had an opportunity to tour Washington DC and visit a number of monuments. The students participated in a mock trial were they created the mock bills. Upon their return they completed their action plan. The students put on a Health Fair at the Tractor Supply that was attended by 175 people. The event was so successful they were asked to consider doing it annually. The students thanked the City of Hemet, the Community and the vendors for their support.

Mayor Krupa, attended the event it was a hot day but it was good. Thank you for coming back and reporting on your trip and the event.
Public Hearing

9. **Establishing Water Rates and Sewer Rates** – Public Works Director Jensen
   a. Conduct a public hearing/protest meeting to consider public testimony and property owner/rate payer objections to the proposed water and sewer rate adjustments; and
   b. Address any objections or protests received; and
   c. Adopt a resolution establishing new water rates for customers of the Hemet Water Department and superseding Resolution 4138; and
   d. Adopt a resolution establishing new sewer rates for customers of the Hemet Sewer Department and superseding Resolution No. 4057.

**Resolution No. 4644 and Resolution No. 4645**

Kristen Jensen, Public Works Director, gave the City Council a powerpoint presentation on the proposed water and sewer rate adjustments. Water rates were last adjusted in 2008 and sewer in 2006. Since then the cost of labor, electricity and equipment have increased. The Ground Water Management Plan has been implemented is not cheap but necessary for the sustainability of the system. The proposed rates included funding for the following capital projects: replacement of aging infrastructure (water/sewer); water quality issues; basin recharge; and expanding storage capacity. In November 2014, the City entered into an agreement with Bartle Wells Associates to conduct a water/sewer rate study. Four different rates versions were considered during the study period because of the recent court decisions and the Governor’s order. On July 28, 2015, the City Council approved the methodology of water/sewer rate studies, the Proposition 218 Notice and authorized staff to distribute Proposition 218 Notice and set the public hearing date of September 22, 2015 at 7:00 p.m. The City mailed 14,711 Prop 218 Notices on August 7, 2015. The City received 47 protest letters of which 42 were deemed to be valid.

Eric Vail, City Attorney, Proposition 218 requires 50% of the property owners to file written protest letters to stop the procedure. That would require over 4,500 written protests.

Ms. Jensen, staff recommends that the City Council conduct the protest hearing to consider property owner and rate payer objections to the proposed rates. Address the objections and adopt the resolutions establishing the new rates.

Allison Lechowicz, Bartle Wells Associates, gave the City Council a powerpoint presentation of the Water and Sewer Rate Studies. Water rates have not been increased since 2008. Currently the customers are billed bi-monthly. The current water rate structure was displayed and discussed. A typical bill is $44.18 monthly (or $88.36 bi-monthly) The San Juan Capistrano Court Case regarding legal scrutiny of tiered water rates was a factor in the proposed rate structure. As well as, the Governor’s conservation mandates. The rates will balance the water fund budget and pay for to upgrade and improve the water system. The proposed water rates were displayed and explained. Currently the City has a three tiered rate structure including a low consumption charge. The rate structure no longer includes tiers, only has a Drought rate and a Non-drought rate. Residential bills for the surrounding agencies were surveyed. The average monthly residential Drought rate bill using the 6.1 ccf of water will be $52.64. The City provides sewer collection service. EMWD provides sewer treatment and disposal. City’s sewer collection rates were last increased in 2006. They are billed based on number of sewer units (i.e. dwelling unit equivalents). The proposed rates will ensure the Sewer fund has adequate revenue to meet operating costs and additional funding to replace one mile of sewer pipeline per year. The current proposed monthly per unit fee was
The City Council and staff discussed the Governor’s mandates and the recent court case regarding tiered rates. There is a conflict with tiered rates that penalize the user increasing the rate just because they use more is unconstitutional. Staff explained the Ready to Serve Charge in more detail. Vacant property with no hook up or no meter does not pay for water. When a property owner elects to have a meter installed, they begin to incur a charge for the Water Department to be ready to hook up and begin water service at a moments notice. Currently, the City’s lowest rate is for 10 units even if you don’t use that much. This is no longer the case and is not really fair. Water customers only get charged for exactly what they use. Ms. Lechowicz explained the rate structure used by EMWD.

Mr. Vail, the City’s water system isn’t designed to break out specific costs to provide water. Over time, as the water utility gets more sophisticated we might be able to adjust the rates or reconsider tiered rates.

Ms. Jensen, the City was recently awarded $218,000 to go toward that effort. We hope to get to the point that we can really point to the actual costs to provide the service. The City Council and staff discussed in detail the sewer and storm drain increase. Each resident is billed for one unit. A 50 unit apartment complex would be billed for 50 units. The City Council and staff discussed the cost for the City to change from a bi-monthly billing cycle to a monthly billing cycle. There is a one-time cost of $5,000 for the transition. The ongoing cost is approximately $50,000 per year and is included in the proposed rate structure. A paperless billing system was also discussed. Staff is looking into alternatives for efficiency in the billing process such as, contracting out the bill printing, software for allocation based rates, paperless bill and online or phone payment options. Monthly billing makes the payment easier for the consumer. The wireless reading systems has flag alerts that let us know when there is abnormal use. Customer Services representatives will make contact and offer assistance.

Mayor Krupa declared the Public Hearing opened at 8:09 p.m.

Terri Hill, Hemet, expressed concern with the new single tiered rates. Ms. Hill also expressed concern that the rates will be raised 8 times. Ms. Hill doesn’t feel it is worth the additional money to change the billing frequency.

Richard Sigmund, Hemet, spoke in opposition to the rate increase. Mr. Sigmund expressed concern that the City is one of the biggest water wasters in the City. There is constantly water running down the street. Mr. Sigmund expressed opposition in raising the rates until the City gets its house in order.

Ray Fonseca, Hemet, spoke in opposition to the rate increase. Mr. Fonseca requested the cost per mile for the City to improve the infrastructure prior to obtaining his support for an increase.

Patti Goodrich, Hemet, expressed concern that it will cost more to change the billing frequency. Ms. Goodrich asked if a subsidy will be available for residents on fixed incomes. Ms. Goodrich suggested that the City try to obtain a grant to help the lower income residents.

Ann Smith, Hemet, thanked staff for their comprehensive job. Expressed concern with the word “reserve” and asked why the department in the past relied on reserves to cover daily expenses. Ms. Smith understands the need for an increase.

Wayne Devries, Hemet, the residents understand there is a water problem. The proposed rates do not encourage conservation. We understand the rates need to cover the cost to provide the service. Raising the water rates because of the drought and tiered rates are not illegal. Tiered rates can and should remain in the water structure. Mr. Devries also feels that the billing should remain bi-monthly there is no reason to spend more money to change the
frequency. It is unfortunate that Prop 218 requires a majority of the rate payers to complain that would never happen. The City Council should still consider the protest received.

Joy Ward, Hemet, has a swimming pool that needs water daily. Ms. Ward has artificial grass to save money and her front yard is rock except for 2 plants. Ms. Ward also washes dishes daily and only does laundry every three weeks.

Mayor Krupa declared the Public Hearing closed at 8:26 p.m.

Ms. Jensen, asked the residents to please report any water runoff to the City as soon as possible. Staff is aggressive trying to deal with water waste. There were multiple questions regarding the recommendation to change from a monthly to bi-monthly billing cycle. This is being considered because of our senior and lower income residents hoping it will make the increase easier to pay. It is also easier to make corrections to your water usage or detect a leak when we have a record every 30 days. A monthly cycle gives the City a cleaner picture for state reporting of monthly water usage. There are a number of customers that are surprised by the water bill and felt that this would be in the best interest of customers.

Mr. Vail, it is an unfortunate fact but water bill delinquencies have gone up. The bi-monthly cycle means that we are six months out before we see delinquency problems. Delinquent accounts incur collection costs, attorney costs and Building Official costs and time. Delinquent accounts also become Code Enforcement issues. A more efficient billing process will allow us to get a jump on things. If renters don’t pay everyone else pays for that in their rates. The cost for the administrative enforcement will reduce even if the cost to bill monthly increases. The decision regarding the water rates in San Juan Capistrano was rendered by the California Court of Appeals in our district and it binding to all cities in the State of California and we do have to comply. You can’t have a rate that exceeds the reasonable cost of service that is seen as a penalty for high usage. At this time, we don’t have the ability to determine what the actual cost to provide water to residents that use more water than the average. However, we will have that detailed information in the future and can adjust the rates at that time. The water rates now are based on the actual water used by the customer. Mr. Vail explained the rules for a protest hearing under Proposition 218. The City provided the notices to the property owners as required by law. In addition the City noticed the rate payers as a courtesy. The City Council has been discussing the water rates for 2 years and the information has been available during that time.

The City Council and staff discussed the billing process. There are currently 6,000 bills mailed out per month that will almost double. Staff is looking at options to contracting out specific functions of the process.

Council Member Milne, the flat rate will still encourage people to use less water, they will still have to pay more due to the higher use of water. Council Member Milne feels that it is unconstitutional to punish residents. We all have done a great job conserving water.

The City Council and staff discussed in details the Governor’s mandate. The City was placed on the State’s watch list and given a list of tasks to complete many of which we were already doing. Frustration was expressed with unfunded state mandates. Council Member Youssef expressed frustration that the City Council did not consider hiring a private water provider as an alternative.

Council Member Raver moved and Mayor Pro Tem Wright seconded a motion to approve this item as presented. Motion carried 5-0.
10. **Amending Hemet Municipal Code Section 2-379** - Deputy City Manager/Administrative Services Director Hurst
   a. Conduct a public hearing; and
   b. Introduce, read by title only and waive further reading on an ordinance amending section 2-379 of the Hemet Municipal Code relating to User Fees.

**Ordinance Bill No. 15-047**

Jessica Hurst, Deputy City Manager/Administrative Services Director, the proposed ordinance will amend Section 2-379 of the Hemet Municipal Code. In January 2015, the Council approved updates to the Comprehensive User Fee Schedule. That update was a result of an across the board review of all citywide fees. That approved the updated methodology and level of cost recovery used to determine the fees. The Finance Department working with the city departments have prepared the annual user fee update which includes the adopted FY 2015/16 budget. During this process it was discovered that some Building User Fees and one Engineering Fee were unintentionally left off of the schedule. BIA was notified of the updates as required. Staff is recommending introduction of the ordinance. The ordinance and resolution will come back for adoption on October 13, 2015 the proposed fees will take effect 60 days after adoption. The proposed fees are available on the City’s website.

**Mayor Krupa declared the Public Hearing opened at 8:58 p.m.**

Clint Lorimore, BIA, the building industry is going through a transition period and would discourage the addition or increase of fees at this time. BIA is concerned with the methodology that allows for an annual increase. We are asking that you postpone the adoption of the ordinance so BIA’s fee consultant can spend more time looking at the proposed increases. WRCOG is currently discussing an increase in the TUMF as well. The economy while it is improving the housing market isn’t seeing that yet.

**Ms. Hurst**, this is the same methodology that was adopted last year. Staff will review annually for changes, new and or missed fees. There were a couple of errors in the ordinance and resolution that were adopted last year and corrected this year. The numbers from the current budget were entered into the fee structure and will be included in the resolution for adoption on October 13th. This ordinance only adds the fees that were omitted to the list of allowable fees. This ordinance along with the resolution of fees will be considered for adoption on October 13th. The BIA was notified in advance of the require period of time.

**Mayor Krupa declared the Public Hearing closed at 9:05 p.m.**

Deanna Elliano, Community Development Director, the building fees being added to the list are currently in place they were inadvertently left out of the ordinance last year.

**Council Member Raver moved and Council Member Youssuf seconded a motion to introduce, read by title only and waive further reading. Motion carried 5-0.**

The Ordinance was read by title only.

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**Discussion/Action Item**

11. **Technology Enhancements at the Hemet Public Library** – Senior Librarian/Library Manager Caines
   a. Approve the use of $70,000 from Development Impact Fees for the purchase of two additional self-checkout machines, update existing self-checkout machines bringing them to current Windows 7 standards and to purchase two additional sorting modules.
Kathye Caines, Library Manager, last year improvement to the security gates at the library was funded. It was discovered that two of the older self-checkout machines are not compatible. Staff is recommending that DIF’s slated for technology enhancements at the library be used purchase two new self-checkout machines and update the current self-checkout machines to Windows 7 in the amount of $70,000.

Gary Thornhill, Interim City Manager, Development Impact Fees are paid by developers when they pull permits. This money is not from the General Fund and this is considered an appropriate use for the funds. The City Council and staff discussed the recommended upgrades. The functions necessary with this equipment will work fine with Windows 7. Windows 10 is not necessary at this time. Council Member Raver moved and Council Member Milne seconded a motion to approve this item as presented. Motion carried 5-0.

Eric Vail, City Attorney, requested that the City Council add an urgency item that arose subsequent to the preparation of the agenda and needs consideration prior to the next Regular Meeting regarding the building commonly referred to as the Potato Shed. Council Member Youssef moved and Council Member Raver seconded a motion to approve this item as presented. Motion carried 5-0.

11.A Emergency Declaration - Interim City Manager Thornhill
   a. Adopt a resolution declaring that an emergency exists in the City of Hemet regarding the city-owned structure at 250 E. Meier that now poses an imminent danger to the public’s health and welfare and requires the City to take immediate remedial action; and
   b. Approve an increased appropriation in account number 685-4560-2710 (Facility Maintenance-Professional Services) in the amount of $546,000 using fund balance;
   c. Declare that the public interest requires the immediate expenditure of public moneys to safeguard life, health and property by authorizing the City Manager to request quotes form three qualified contractors to provide demolition/hazardous substance abatement services, to negotiate a contract with the most qualified vendor not to exceed $500,000, and to execute and administer the contract to completion. Resolution No. 4646

Eric Vail, City Attorney, this resolution allows staff to declare an emergency under the public contracts code and avoid going through a lengthy and time consuming bid process for demolition and remediation services. The event that occurred on September 7th caused substantial damage to an already dangerous structure. Prior to the fire the City was in the process of doing asbestos and lead testing. The nature of the substances on the site needs to be remediated and removed. We still have to obtain three quotes/bids and negotiate with the successful bidder. Due to the structures dangerous condition and that it is in the pathway of transients along the RCTC corridor. Staff does not feel that the structure can adequately be secured for the elements.

The City Council and staff discussed the increase in the anticipated costs since the adoption of the CIP earlier this year. The price indicated during the CIP Process was a guess. Staff has more information on what needs to be done to remove the structure safely.
Fire Chief Brown, the results of the testing completed adds an additional cost to the removal of the structure. Staff is working with the regulatory agencies on the air sampling and water runoff. This action will allow staff to mitigate a problem that we have had for a long time. Council Member Youssef, expressed concern that the City Council should not have removed the $250,000 recommendation from the CIP and went forward with the removal of the structure. Jessica Hurst, Deputy City Manager/ Administrative Services Director, the fire will allow the City to file a claim with the insurance company that may result in repayment for the disposal and clean up. Staff is working on that claim. The nature of the fire is still under investigation at this time. Council Member Wright, suggested that given the health and safety issues as well as the emergency situation grant funding should be available especially since there might be groundwater contamination. The City Council and staff discussed the timeframe. Depending on the process that is required staff is hoping to complete the removal in 4 to 6 weeks. Council Member Youssef moved and Council Member Milne seconded a motion to approve this item as presented. Motion carried 5-0.

City Council Reports

12. CITY COUNCIL REPORTS AND COMMENTS
   A. Council Member Milne
      1. Riverside County Habitat Conservation Agency (RCHCA)
      2. Riverside Conservation Authority (RCA)
      3. Disaster Planning Commission
   Council Member Milne attended a Police Academy Graduation.

   B. Council Member Raver
      1. Planning Commission
      2. Traffic and Parking Commission
      3. Riverside Transit Agency (RTA)
      4. Riverside County Transportation Commission (RCTC)
   Council Member Raver reported that according to the newspaper RCTC voted to sue the City of Moreno Valley.
      5. Watermaster Board

   C. Council Member Youssef

   D. Mayor Pro Tem Wright
      1. Park Commission
      2. Riverside County Habitat Conservation Agency (RCHCA)
      3. Ramona Bowl Association
   Attended the filming of the BBC for the New Year's Day Parade.
      4. League of California Cities
5. Western Riverside Council of Governments (WRCOG)
Mayor Pro Tem Wright attended the Executive Committee meeting. WRCOG received a grant from CalTrans to develop a regional transportation plan with a focus on articulating the positive health impact of active transportation and improve the safety of future and existing active transportation networks. The Executive Committee recommended that member jurisdictions commit to the HERO Program as the sole program, but does not deny any jurisdiction from participating in other programs. The Committee voted to defer the 2015 TUMF Nexus Study update until after SCAG adopts a new growth forecast for spring 2016.

Mayor Pro Tem Wright attended the Police Academy Graduation.

E. Mayor Krupa

1. Riverside Conservation Authority (RCA)
Mayor Krupa attended the RCA meeting where the mid-year budget was discussed. RCA has acquired additional properties for conservation.

2. Ramona Bowl Association
Participated in the BBC filming for the New Year’s Day Parade.

3. Riverside Transit Agency (RTA)
Next meeting will be held on Thursday, October 3, 2015. RTA’s Annual Bus Rodeo will be held on October 3rd. Board members are invited to participate and drive a 40’ bus through the obstacle course.

4. Watermaster Board
5. Library Board
6. League of California Cities
7. Riverside County Transportation Commission (RCTC)
Mayor Krupa invited the public to attend the RCTC’s Transportation Forum to be held in Winchester on September 23, 2015 from 6:30 to 8:30 p.m. RCTC’s last meeting the Board discussed reprogramming of STIP Funds from the French Valley Interchange to most likely Mid County Parkway final decision will be in October.

8. Western Riverside Council of Governments (WRCOG)

Mayor Krupa attended the Police Academy Graduation for Officers Corbin Clinedinst and Brian Wood and the Swearing in of Officer Johan Burnett
Mayor Krupa welcomed attendees at the Hemet Theater’s 911 Event.
Mayor Krupa will be the Honorary Co-Chair for this year’s NAMI Walk, November 7th at DVL National Prescription Drug Take Back Day is September 26th
Walk for Literacy is Saturday, September 26th
Mayor Krupa will tour the Coachella Valley Rescue Mission on October 7th
Friends of the Library Book Sale will be held on October 10th

F. Ad-Hoc Committee Reports

1. West Hemet MSHCP Ad-Hoc Committee (June 11, 2013)
2. Regent Development Agreement Ad-Hoc Committee (December 10, 2013)
Next meeting is Monday, October 5, 2015.

5. Ad-Hoc Committee to Explore Revenue Options (May 26, 2015)
6. Grant Ad-Hoc Committee (June 23, 2015)

**Eric Vail, City Attorney**, recommended that the City Council terminate the Ad-Hoc Committee’s listed as 1 and 2 on the agenda. If necessary they can be recreated. **Council Member Youssef** moved and **Council Member Milne** seconded a motion to terminate the Ad-Hoc Committee’s listed as 1 and 2. Motion carried 5-0.

**Eric Vail, City Attorney**, recommended that the Ad-Hoc Committee Members for Committee’s listed on the agenda as 3 and 4 report back to the City Council on October 13th the scope of work and estimated timeframe. At that time it can determined if they have to become standing committees. Ad-Hoc Committee’s listed as 5 and 6 will be discussed in December 2015.

G. **Interim City Manager Thornhill**
   1. Manager’s Reports
   2. City Council Meeting Schedule for November and December 2015

**Gary Thornhill, Interim City Manager**, asked the City Council if they want to make any changes to the November and December 2015 Regular City Council Meeting schedule. **The City Council cancelled the November 24, 2015 and December 22, 2015 City Council meetings.**

**Gary Thornhill, Interim City Manager**, announced that staff is completing the City’s Five Year Projections being careful to not over or under estimate. I think that the City Council and the public will be pleased with the projections.

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**Closed Session**

**Eric Vail, City Attorney**, requested that the City Council add two urgency items to Closed Session that arose subsequent to the preparation of the agenda. Two matters of Existing Litigation that require direction to the City Attorney prior to the next Regular Meeting. **Council Member Youssef** moved and **Council Member Raver** seconded a motion to add the Urgency Items. Motion carried 5-0.

**Notice of Opportunity for Public Comment**

There was no public comment presented at this time. The City Council recessed to Closed Session at 9:54 p.m.

13. **Conference with Legal Counsel - Anticipated Litigation**
    One (1) matter of significant exposure to litigation pursuant to Government Code section 54956.9(d)(2) & (3)

14. **Conference with Labor Negotiators**
    Pursuant to Government Code section 54957.6
    Agency designated representatives: Interim City Manager
    Employee organization: Hemet Fire Fighters Association
Reconvened at 10:17 p.m.

**City Attorney Closed Session Report**

15. **Conference with Legal Counsel - Anticipated Litigation**
    One (1) matter of significant exposure to litigation pursuant to Government Code section 54956.9(d)(2) & (3)
    The City Council reported that there was no reportable action.

16. **Conference with Labor Negotiators**
    Pursuant to Government Code section 54957.6
    Agency designated representatives: Interim City Manager
    Employee organization: **Hemet Fire Fighters Association**
    The City Council gave direction to the Agency Representative regarding a position in the Hemet Fire Fighters Association. There was no addition reportable action.

16.A **Conference with Legal Counsel - Existing Litigation**
    Pursuant to Government Code section 54956.9(d)(1)
    Names of cases: Terry A. Kammer v. City of Hemet, MCC 1300635
                City of Hemet v. Strange Therapy Solutions, et al., RIC 1510007
    The City Council gave direction the City Attorney regarding Kammer v. City of Hemet.
    With regards to City of Hemet v. Strange Therapy Solutions the City Council ratified the City Attorney’s filing of a lawsuit that included a request for a temporary restraining order and preliminary injunction.
    The City Council ratified and re-endorsed the standing policy of the City Council to authorize the City Manager, Community Development Director and the City Attorney and City Prosecutor to take all legal and administrative actions necessary to shut down illegal and invalid marijuana dispensaries.

**Future Agenda Items**

There were no future agenda items requested at this time.

**Adjournment**

Adjourned at 10:20 p.m. to Tuesday, October 13, 2015 at 7:00 p.m. for consideration of items placed on that agenda.