

ACTION MINUTES

**TEMECULA CITY COUNCIL
REGULAR MEETING
COUNCIL CHAMBERS
41000 MAIN STREET
TEMECULA, CALIFORNIA
JULY 23, 2024 - 6:00 PM**

CLOSED SESSION - 5:30 PM

CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION. The City Council convened in closed session with the City Attorney's Office pursuant to Government Code Section 54956.9(d)(1) with respect to one matter of pending litigation: City of Temecula v. Jose Leonardo Garcia, et al. (Riverside County Superior Court Case No. CVSW2303954).

CALL TO ORDER at 6:00 PM: Mayor James Stewart

INVOCATION: Aaron Adams, City Manager

FLAG SALUTE: Mayor James Stewart

ROLL CALL: Alexander, Kalfus, Schwank, Stewart

PRESENTATIONS

Presentation of Certificate of Recognition to Retiring Principal Management Analyst Julie Tarrant
Presentation of Proclamation to Retiring Director of Public Works Patrick Thomas

BOARD / COMMISSION REPORTS

Community Services Commission and Race, Equity, Diversity and Inclusion Commission

PUBLIC SAFETY REPORT

County of Riverside, Sheriff's Department

PUBLIC COMMENTS - NON-AGENDA ITEMS

The following individual(s) addressed the City Council:

- Mark Swearngin
- Jack Guerrero

PUBLIC COMMENTS - AGENDA ITEMS

The following individual(s) addressed the City Council:

- Louis Todd (Item #18)
- Mark LeTourneau (Item #18)
- Lee Rosu (Item #18)

CITY COUNCIL REPORTS

CONSENT CALENDAR

Unless otherwise indicated below, the following pertains to all items on the Consent Calendar.

Approved the Staff Recommendation (4-0): Motion by Kalfus, Second by Schwank. The vote reflected unanimous approval.

1. Waive Reading of Title and Text of All Ordinances and Resolutions Included in the Agenda

Recommendation: That the City Council waive the reading of the title and text of all ordinances and resolutions included in the agenda.

2. Approve Action Minutes of July 9, 2024

Recommendation: That the City Council approve the action minutes of July 9, 2024.

3. Approve List of Demands

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 2024-56

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA ALLOWING CERTAIN CLAIMS AND DEMANDS AS SET FORTH IN EXHIBIT A

4. Approve City Treasurer's Report as of April 30, 2024

Recommendation: That the City Council approve and file the City Treasurer's Report as of April 30, 2024.

5. Adopt Ordinance No. 2024-03 Amending Titles 9 and 17 of the Temecula Municipal Code to Add and Implement a Class IV Establishment License (2nd Reading)

Recommendation: That the City Council adopt an ordinance entitled:

ORDINANCE NO. 2024-03

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMECULA AMENDING TITLES 9 AND 17 OF THE TEMECULA MUNICIPAL CODE TO 1) IMPLEMENT AND DEFINE A CLASS IV ENTERTAINMENT LICENSE, 2) AMEND TABLE 17.08.030 (SCHEDULE OF PERMITTED USES COMMERCIAL / OFFICE / INDUSTRIAL DISTRICTS) TO INCLUDE CLASS IV ENTERTAINMENT ESTABLISHMENT AS A NON PERMITTED USE IN ALL ZONES BUT ALLOWED IN THE OLD TOWN SPECIFIC PLAN AND ADDING A NOTE REFERENCING CHAPTER 17.09 (ALCOHOL), 3) CREATE A NEW CHAPTER 17.09 (ALCOHOL) AND RELOCATE ALL ALCOHOL REQUIREMENTS FROM

CHAPTER 17.10 (SUPPLEMENTAL DEVELOPMENT STANDARDS) TO CHAPTER 17.09 (ALCOHOL), 4) CREATE STANDARDS FOR ENTERTAINMENT ESTABLISHMENTS, AND 5) MAKING A FINDING OF EXEMPTION UNDER CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) GUIDELINES SECTION 15061(B)(3)

Motion #1:

Approved the Staff Recommendation (3-0, Alexander abstained): Motion by Kalfus, Second by Schwank. The vote reflected unanimous approval with Alexander abstaining.

Motion #2:

Direct staff to work with the subcommittee to explore a potential amendment to the ordinance in the future related to adults accompanying minors on premise at a Type 90 establishment (4-0): Motion by Alexander, Second by Kalfus. The vote reflected unanimous approval.

6. Adopt Ordinance No. 2024-04 Amending Chapter 8.48, Heritage Tree Ordinance, of the Temecula Municipal Code in its Entirety to Establish the City of Temecula Protected Tree Ordinance (2nd Reading)

Recommendation: That the City Council adopt an ordinance entitled:

ORDINANCE NO. 2024-04

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMECULA AMENDING CHAPTER 8.48, HERITAGE TREE ORDINANCE, OF THE TEMECULA MUNICIPAL CODE IN ITS ENTIRETY SO AS TO ESTABLISH THE CITY OF TEMECULA PROTECTED TREE ORDINANCE AND FINDING THAT THIS ORDINANCE IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) PURSUANT TO CEQA GUIDELINES SECTION 15378 (B)(5) AND 15061 (B)(3)

7. Adopt Resolution to Establish the Amount of the Voter-Approved Measure C Annual Special Tax Levy for Fiscal Year 2024-25

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 2024-57

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA ESTABLISHING THE AMOUNT OF THE SPECIAL TAX LEVY FOR FISCAL YEAR 2024-25 TO PROVIDE FOR RECREATION AND HUMAN SERVICES PROGRAMS AND THE OPERATION, MAINTENANCE AND SERVICING OF PUBLIC PARKS AND RECREATIONAL FACILITIES, MEDIAN LANDSCAPING, AND ARTERIAL STREET LIGHTS AND TRAFFIC SIGNALS

8. Approve Agreement with Care Solace Inc. for 24/7 Essential Health Care Support and Coordination

Recommendation: That the City Council approve a one-year agreement with Care Solace Inc. for 24/7 essential health care support and coordination in the amount of \$166,500 with the option for one additional three-year term for a total amount not to exceed \$666,500.

Approved the Staff Recommendation (4-0): Motion by Alexander, Second by Schwank. The vote reflected unanimous approval.

9. Approve Amended Memorandum of Understanding with Teamsters Local 911 and Related Salary Schedule in Compliance with AB 1484

Recommendation: That the City Council approve an amended Memorandum of Understanding with Teamsters Local 911 that expires June 30, 2026 and approve related amended salary schedule.

10. Authorize Sole Source Purchase of EnviroPod LittaTrap Catch Basin Filters to Comply with Statewide Trash Amendment, Order No. R9-2017-0077

Recommendation: That the City Council authorize the sole source purchase of EnviroPod LittaTrap Catch Basin Filters up to a maximum amount of \$450,000 to comply with the Statewide Trash Amendment, Order No. R9-2017-0077.

11. Accept Improvements and File the Notice of Completion for the Citywide Slurry Seal Fiscal Year 2022-23, PW23-16

Recommendation: That the City Council:

1. Accept the construction of the Citywide Slurry Seal Fiscal Year 2022-23, PW23-16, as complete; and
2. Direct the City Clerk to file and record the Notice of Completion, release the Performance Bond, and accept a one-year Maintenance Bond in the amount of 10% of the final contract amount; and
3. Release the Labor and Materials Bond seven months after filing the Notice of Completion if no liens have been filed.

RECESS:

At 7:09 PM, the City Council recessed and convened as the Temecula Community Services District Meeting and the Temecula Public Financing Authority Meeting. At 7:21 PM the City Council resumed with the remainder of the City Council Agenda.

RECONVENE TEMECULA CITY COUNCIL

PUBLIC HEARING

16. Adopt Weed Abatement Lien Resolution for Fiscal Year 2024-25

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 2024-58

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA ORDERING CONFIRMATION OF THE SPECIAL ASSESSMENTS AGAINST PARCELS OF LAND WITHIN THE CITY OF TEMECULA FOR COSTS OF ABATEMENT AND REMOVAL OF HAZARDOUS VEGETATION FOR FISCAL YEAR 2024-25

Approved the Staff Recommendation (4-0): Motion by Alexander, Second by Kalfus. The vote reflected unanimous approval.

BUSINESS

17. Consider Adoption of Resolution Supporting Proposition 36 (At the Request of Council Member Alexander)

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 2024-59

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA SUPPORTING PROPOSITION 36 - THE HOMELESSNESS, DRUG ADDICTION, AND THEFT REDUCTION ACT (INITIATIVE NO. 23-0017A1)

Approved the Staff Recommendation (4-0): Motion by Alexander, Second by Kalfus. The vote reflected unanimous approval.

18. Introduce Ordinance Amending Section 10.28.010(D) of the Temecula Municipal Code Regarding Prima Facie Speed Limits on Certain Streets

Recommendation: That the City Council introduce and read by title only an ordinance entitled:

ORDINANCE NO. 2024-05

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMECULA, AMENDING SECTION 10.28.010(D) OF THE TEMECULA MUNICIPAL CODE REGARDING PRIMA FACIE SPEED LIMITS ON CERTAIN STREETS

Approved the Staff Recommendation (4-0): Motion by Alexander, Second by Kalfus. The vote reflected unanimous approval.

DEPARTMENTAL REPORTS (RECEIVE AND FILE)

- 19. City Council Travel/Conference Report
- 20. Community Development Department Monthly Report
- 21. Fire Department Monthly Report
- 22. Police Department Monthly Report
- 23. Public Works Department Monthly Report

ITEMS FOR FUTURE CITY COUNCIL AGENDAS

CITY MANAGER REPORT

CITY ATTORNEY REPORT

The City Attorney stated that the City Council provided settlement direction and any final agreement would be voted upon in open session.

ADJOURNMENT

At 7:52 PM, the City Council meeting was formally adjourned to Tuesday, August 13, 2024, at 5:00 PM for Closed Session, with regular session commencing at 6:00 PM, City Council Chambers, 41000 Main Street, Temecula, California.

James Stewart, Mayor

ATTEST:

Randi Johl, City Clerk

[SEAL]