

ACTION MINUTES

**TEMECULA CITY COUNCIL
REGULAR ADJOURNED MEETING
COUNCIL CHAMBERS
41000 MAIN STREET
TEMECULA, CALIFORNIA
NOVEMBER 15, 2022 - 6:00 PM**

CLOSED SESSION - 5:30 PM

CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION. The City Council convened in closed session with the City Attorney pursuant to Government Code Section 54956.9(d)(4) with respect to three matters of potential litigation. A point has been reached where, in the opinion of the City Attorney, based on existing facts and circumstances, there is a significant exposure to litigation involving the City. Based on existing facts and circumstances, the City Council will decide whether to initiate litigation.

CALL TO ORDER at 6:00 PM: Mayor Matt Rahn

INVOCATION: Apostle Terrence Hundley of The Place City of Miracles Cathedral

FLAG SALUTE: Council Member James Stewart

ROLL CALL: Alexander, Edwards, Rahn, Schwank, Stewart

PRESENTATIONS

Proclamation for Native American Heritage Month
Proclamation for Pu'éska Mountain Day

BOARD / COMMISSION REPORTS

Planning Commission and Public/Traffic Safety Commission

PUBLIC SAFETY REPORT

California Department of Forestry and Fire Protection

PUBLIC COMMENTS - NON-AGENDA ITEMS

The following individual(s) addressed the City Council:

- Bryant Rumbaugh
- Steven Gerard Sidlovsky

PUBLIC COMMENTS - AGENDA ITEMS

The following individual(s) addressed the City Council:

- Denise Lanier (Item #13)
- Kim Gerish (Item #13)

CITY COUNCIL REPORTS

CONSENT CALENDAR

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

Approved the Staff Recommendation (5-0): Motion by Stewart, Second by Alexander. The vote reflected unanimous approval.

1. Waive Reading of Standard Ordinances and Resolutions

Recommendation: That the City Council waive the reading of the text of all standard ordinances and resolutions included in the agenda except as specifically required by the Government Code.

2. Approve Action Minutes of October 25, 2022

Recommendation: That the City Council approve the action minutes of October 25, 2022.

3. Approve List of Demands

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 2022-83

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 July 31, 2022 and August 31, 2022

Recommendation: That the City Council approve and file the City Treasurer's Report as of July 31, 2022 and August 31, 2022.

5. Adopt the 2022 Conflict of Interest Code

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 2022-84

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA ADOPTING THE CITY’S 2022 CONFLICT OF INTEREST CODE

6. Approve Amendment to the City of Temecula Section 125 Cafeteria Plan

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 2022-85

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF

TEMECULA AMENDING THE CITY OF TEMECULA SECTION
125 CAFETERIA PLAN

7. Adopt Resolution Declaring City Owned Parcels Located at 28725 and 28731 Pujol Street to be Exempt from the Surplus Land Act

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 2022-86

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA DECLARING A CITY-OWNED PARCEL LOCATED AT 28725 AND 28731 PUJOL STREET IN THE CITY OF TEMECULA TO BE EXEMPT SURPLUS LAND PURSUANT TO GOVERNMENT CODE SECTIONS 54221(b)(1) AND 54221(f)(1)(A), FINDING THE DECLARATION EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, AND TAKING RELATED ACTIONS

8. Approve First Amendment to the Minor Maintenance Agreement with Craftsmen Plumbing Heating & Cooling, Inc.

Recommendation: That the City Council approve the first amendment to the minor maintenance agreement with Craftsmen Plumbing Heating & Cooling, Inc., to amend the scope of services to include additional general contracting services, and to amend the payment terms for a total agreement value for the term of the agreement.

9. Approve First Amendment for General Plan Update City-Wide Traffic Analysis Services

Recommendation: That the City Council approve the first amendment to the agreement with Fehr and Peers for General Plan Update City-Wide Traffic Analysis Services and increase the agreement amount by \$7,500, for a total contract amount of \$137,500.

10. Approve Increase to Contingency Authorization for Fiber Optic Communication System Upgrade Project, PW18-05

Recommendation: That the City Council:

1. Approve an increase to the contingency for the Fiber Optic Communication System Upgrade Project, PW18-05 by \$40,000; and

2. Increase the City Manager Authority to approve change orders to the contract by \$40,000.

RECESS:

At 6:29 PM, the City Council recessed and convened as the Temecula Community Services District Meeting. At 7:32 PM the City Council resumed with the remainder of the City Council Agenda.

RECONVENE TEMECULA CITY COUNCIL

PUBLIC HEARING

- 12. Approve Community Development Block Grant (CDBG) Substantial Amendment to the 2022-23 CDBG Annual Action Plan for the Reallocation of CDBG Funds to the Mary Phillips Senior Center

Recommendation: That the City Council adopt the resolution entitled:

RESOLUTION NO. 2022-87

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA APPROVING THE SUBSTANTIAL AMENDMENT TO THE 2022-23 COMMUNITY DEVELOPMENT BLOCK GRANT ANNUAL ACTION PLAN AND FINDING THE ACTIONS TO BE EXEMPT FROM FURTHER ENVIRONMENTAL REVIEW UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) AND NATIONAL ENVIRONMENTAL PROTECTION ACT (NEPA)

Approved the Staff Recommendation (5-0): Motion by Schwank, Second by Alexander. The vote reflected unanimous approval.

BUSINESS

- 13. Approve Recommendation for Community Service Funding - Reinvestment in Temecula Grant Program for Fiscal Year 2022-23 (At the Request of Subcommittee Members Mayor Pro Tem Schwank and Council Member Stewart)

Recommendation: That the City Council:

- 1. Approve the Community Service Funding Ad Hoc Subcommittee’s recommendation to allocate a total of \$1,090,500 to fund grant applications received from nonprofit organizations for the Community Service Funding - Reinvestment in Temecula Grant Program Fiscal Year 2022-23; and
- 2. Approve a budget transfer of \$1,000,000 from Fund 110 – Community Reinvestment Program Fund to Fund 001 - General Fund to program towards the Community Services Funding Program.

Council Member Alexander will not participate in the Council discussion and action on the Birth Choice application because she is an employee of Birth Choice and supervises its Temecula operations. Therefore, under State law, Council Member Alexander cannot participate in the

Council's discussion and action on the Birth Choice application. In order to fulfill these obligations, the following procedures will be in place for this item:

1. Council Member Alexander will leave the dais and the Council Chamber.
2. Staff will present the Agenda Report on Item 13 and Council will receive public comments on Item 13.
3. Following public comments on Item 13, Council will discuss the Birth Choice application and decide whether to approve, modify or deny the application.
4. Following Council action on the Birth Choice application, Council Member Alexander may return to the Council Chamber and take her place on the dais.
5. At this point, the Council, with Council Member Alexander participating, will consider the other applications for Community Reinvestment Funding.

Council Member Alexander returned to the dais following Council action on the Birth Choice application.

Motion #1 – Approving Allocation of Birth Choice - (4-0, Alexander abstained): Motion by Stewart, Second by Schwank. The vote reflected unanimous approval with Alexander abstaining.

Motion #2 – Approving All Other Allocations other than Birth Choice with the following amendments - (5-0): Motion by Schwank, Second by Edwards. The vote reflected unanimous approval.

1. Zero out Cause for Pause (\$7,500) and Dorland Mountain Arts (\$5,000) for a total of \$12,500.
2. Increase Bike Temecula Valley from \$7,500 to \$10,000.
3. Increase First Tee from \$25,000 to the matching grant level of \$32,500.
4. Authorize City Manager to make offsetting adjustments as needed.

14. Receive and File the Recommended Updated Allocations from Community Reinvestment Program Funding (At the Request of Subcommittee Members Mayor Rahn and Council Member Edwards)

Recommendation: That the City Council receive and file the recommended updated allocations from Community Reinvestment Program (CRP) Funding and provide general direction regarding the same.

No action, receive and file only with general direction.

15. Approve Quality of Life Master Plan (At the Request of Subcommittee Members Mayor Rahn and Council Member Edwards)

Recommendation: That the City Council approve, in substantial form, the Quality of Life Master Plan 2040.

Approved the Staff Recommendation (4-1): Motion by Schwank, Second by Edwards. The vote reflected unanimous approval with Alexander opposing.

ITEMS FOR FUTURE CITY COUNCIL AGENDAS

CITY MANAGER REPORT

CITY ATTORNEY REPORT

The City Attorney stated there was no reportable actions from closed session.

ADJOURNMENT

At 9:00 PM, the City Council meeting was formally adjourned to Tuesday, November 29, 2022, at 4:30 PM for Closed Session, with regular session commencing at 6:00 PM, City Council Chambers, 41000 Main Street, Temecula, California.

Matt Rahn, Mayor

ATTEST:

Randi Johl, City Clerk

[SEAL]