

**ACTION MINUTES**

**TEMECULA CITY COUNCIL  
REGULAR MEETING  
COUNCIL CHAMBERS  
41000 MAIN STREET  
TEMECULA, CALIFORNIA  
JANUARY 24, 2023 - 6:00 PM**

**CALL TO ORDER at 6:00 PM: Mayor Zak Schwank**

**INVOCATION: Jim Willis of Center for Spiritual Living Temecula Valley**

**FLAG SALUTE: Commissioner Eric Faulkner**

**ROLL CALL: Alexander, Brown, Kalfus, Schwank, Stewart**

**PRESENTATIONS**

Presentation of National Mentoring Month Proclamation to Big Brothers Big Sisters of the Inland Empire  
Presentation of 2022 MISAC Excellence in Information Technology Award  
Presentation of Service Pin to Mayor Zak Schwank for 10 Years of Service

**BOARD / COMMISSION REPORTS**

Race, Equity, Diversity and Inclusion Commission

**PUBLIC SAFETY REPORT**

California Department of Forestry and Fire Protection

**PUBLIC COMMENTS - NON-AGENDA ITEMS**

The following individual(s) addressed the City Council:

- Yvette Anthony
- Payam Daneshvar
- Bob Kowell
- Gene Wunderlich and Patti Drew
- Sharon Morris
- Reene T.

The following individual(s) submitted an electronic comment:

- Edin Enamorado
- Greg Langworthy
- Gillian Larson

**PUBLIC COMMENTS - AGENDA ITEMS**

The following individual(s) addressed the City Council:

- Laurel Lamont (Item #15)
- Bob Kowell (Item #15)

The following individual(s) submitted an electronic comment:

- Martha Angelica Howard (Item #15)

## 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 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 January 10, 2023

Recommendation: That the City Council approve the action minutes of January 10, 2023.

3. Approve List of Demands

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 2023-03

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

4. Adopt Resolution Making Certain Additional Findings Supporting Amendments to the 2022 California Fire Code

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 2023-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA MAKING EXPRESS FINDINGS AND DETERMINATIONS THAT MODIFICATIONS TO THE CALIFORNIA FIRE CODE, 2022 EDITION, ARE REASONABLY NECESSARY BECAUSE OF LOCAL CLIMATIC, GEOLOGICAL AND/OR TOPOGRAPHICAL CONDITIONS

5. Adopt Resolution Making Certain Additional Findings Supporting Amendments to the 2022 California Building Codes

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 2023-05

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA MAKING EXPRESS FINDINGS AND DETERMINATIONS THAT MODIFICATIONS TO THE 2022 CALIFORNIA BUILDING CODE; CALIFORNIA MECHANICAL CODE; CALIFORNIA PLUMBING CODE; CALIFORNIA ELECTRICAL CODE; AND CALIFORNIA RESIDENTIAL CODE, AS ADOPTED BY THE CITY OF TEMECULA, ARE REASONABLY NECESSARY BECAUSE OF LOCAL CLIMATIC, GEOLOGICAL AND/OR TOPOGRAPHICAL CONDITIONS

6. Approve Fourth Amendment to Agreement with David Evans and Associates, Inc. for the Diaz Road Expansion Project, PW17-25

Recommendation: That the City Council:

1. Approve the fourth amendment to the agreement with David Evans and Associates, Inc., in the amount of \$120,000, for additional contingency in support of the professional design and environmental services of the Diaz Road Expansion Project, PW17-25; and
2. Increase the City Manager's authority to approve extra work authorizations by \$120,000.

7. Approve Increase to Construction Contingency Authorization for the Citywide Concrete Repairs - Fiscal Year 2021-22, PW22-01

Recommendation: That the City Council:

1. Approve an increase to the contingency for construction of the Citywide Concrete Repairs - Fiscal Year 2021-22, PW22-01 by \$40,000; and
2. Increase the City Manager's authority to approve construction contract change orders by \$40,000.

8. Approve Increase to Construction Contingency Authorization for the Pavement Rehabilitation Program - Citywide, Ynez Road, Solana Way, Nicolas Road and Winchester Road Project, PW21-10

Recommendation: That the City Council:

1. Approve an increase to the contingency for construction of the Pavement Rehabilitation Program - Citywide, Ynez Road, Solana Way, Nicolas Road and Winchester Road, PW21-10 by \$913,400; and
2. Increase the City Manager's authority to approve construction contract change orders by \$913,400.

9. Approve Increase to Contingency for Extra Work for Additional Landscape Maintenance Services with Nieves Landscape, Inc.

Recommendation: That the City Council approve an increase to contingency for extra work for additional Landscape Maintenance Services with Nieves Landscape, Inc., in the amount of \$150,000 for Fiscal Year 2022-2023.

10. Approve Water Quality Management Plan Alternative Compliance Agreement and Authorize the City Manager to Execute on Behalf of the City

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 2023-06

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA APPROVING THE FORM AND AUTHORIZING THE CITY MANAGER TO EXECUTE WATER QUALITY MANAGEMENT PLAN ALTERNATIVE COMPLIANCE AGREEMENTS ON BEHALF OF THE CITY

11. Accept Easements Dedicated to Public in Connection with Long Valley Wash Channel and Authorize Quitclaim of Easements to Riverside County Flood Control and Water Conservation District

Recommendation: That the City Council adopt the following resolutions entitled:

RESOLUTION NO. 2023-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA, ACCEPTING CERTAIN EASEMENTS DEDICATED TO THE PUBLIC PURSUANT TO DECLARATIONS OF DEDICATION RECORDED ON JULY 26, 1989 AS INSTRUMENT NUMBERS 249221, 249222, AND 249223 IN CONNECTION WITH THE LONG VALLEY WASH CHANNEL

RESOLUTION NO. 2023-08

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA, APPROVING THREE QUITCLAIM DEEDS CONVEYING TO RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT CERTAIN EASEMENTS DEDICATED TO THE PUBLIC PURSUANT TO DECLARATIONS OF DEDICATION RECORDED ON JULY 26, 1989 AS INSTRUMENT NUMBERS 249221, 249222, AND 249223 IN CONNECTION WITH THE LONG VALLEY WASH CHANNEL

12. Accept Improvements and File the Notice of Completion for the Butterfield Stage Road Extension - Phase III, PW15-11

Recommendation: That the City Council:

1. Accept the construction of the Butterfield Stage Road Extension - Phase III, PW15-11, as complete; and
2. Direct the City Clerk to file and record the Notice of Completion and release the performance bond; and
3. Release the Labor and Materials Bond seven months after filing the Notice of Completion, if no liens have been filed.

**RECESS:**

At 7:02 PM, the City Council recessed and convened as the Temecula Community Services District Meeting. At 7:37 PM the City Council resumed with the remainder of the City Council Agenda.

**RECONVENE TEMECULA CITY COUNCIL**

**PUBLIC HEARING**

15. Conduct Public Hearing to Consider Extension of Interim Urgency Ordinance Enacted Pursuant to Government Code Section 65858 Establishing Emergency Regulations Related to Urban Lot Splits and Housing Units Built in Accordance with Senate Bill 9, Declaring the Urgency Thereof and Making Determination of Exemption Pursuant to Government Code Section 65852.21(j) and California Environmental Quality Act Guidelines Section 15061(b)(3)

Recommendation: That the City Council adopt an ordinance, by a 4/5 vote, extending Interim Urgency Ordinance No. 2022-03 entitled:

ORDINANCE NO. 2023-01

AN INTERIM URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMECULA, CALIFORNIA, EXTENDING INTERIM URGENCY ORDINANCE NO. 2022-03, ESTABLISHING EMERGENCY REGULATIONS PURSUANT TO GOVERNMENT CODE SECTION 65858 ON URBAN LOT SPLITS AND HOUSING UNITS BUILT IN ACCORDANCE WITH SENATE BILL 9, AND MAKING A DETERMINATION OF EXEMPTION PURSUANT TO GOVERNMENT CODE SECTION 65852.21(J) AND CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) GUIDELINES SECTION 15061(B)(3)

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

**BUSINESS**

16. 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. 2023-02

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

**DEPARTMENTAL REPORTS (RECEIVE AND FILE)**

17. Community Development Department Monthly Report
18. Fire Department Monthly Report
19. Public Works Department Monthly Report

**ITEMS FOR FUTURE CITY COUNCIL AGENDAS**

1. Consider Creation of Ad Hoc Subcommittee to Discuss Temecula Police Department (At the Request of Mayor Pro Tempore Stewart) – Continued to meeting of February 28, 2023
2. Consider Creation of Ad Hoc Subcommittee to Discuss Temecula Fire Department (At the Request of Council Member Kalfus) – Continued to meeting of February 28, 2023
3. Consider Establishment of Term Limits for City Council Members (At the Request of Council Member Kalfus) - Council Approved (5-0): Motion Kalfus, Second by Alexander. The vote reflected unanimous approval.

**CITY MANAGER REPORT**

**CITY ATTORNEY REPORT**

**ADJOURNMENT**

At 7:51 PM, the City Council meeting was formally adjourned to Tuesday, February 14, 2023, at 4:30 PM for Closed Session, with regular session commencing at 6:00 PM, City Council Chambers, 41000 Main Street, Temecula, California.

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Adjourned in Memory of  
Deputy Darnell Calhoun, Victims of Monterey Park, Half Moon Bay and Oakland

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Zak Schwank, Mayor

ATTEST:

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Randi Johl, City Clerk

[SEAL]