

ACTION MINUTES

**TEMECULA CITY COUNCIL
REGULAR MEETING
COUNCIL CHAMBERS
41000 MAIN STREET
TEMECULA, CALIFORNIA
APRIL 23, 2019 - 7:00 PM**

CLOSED SESSION - 5:30 PM

The City Council convened in Closed Session pursuant to Government Code Section 54957 to evaluate the performance of the City Manager and establish goals and performance objectives as required by the City Manager's Employment Agreement, and pursuant to Government Code Section 54957.6 to meet with its designated representatives, Mayor Mike Naggar and City Attorney Peter Thorson, to provide direction to the designated representatives concerning the negotiation of changes, if any, to salary, compensation and/or benefits for the unrepresented employee position of City Manager. Any such changes would be approved by the City Council as an agenda item in open session at a regular City Council meeting.

CALL TO ORDER at 7:02 PM: Mayor Mike Naggar

Prelude Music: Cadenza String Orchestra

Invocation: Aaron Adams

Flag Salute: Skylar Temple

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

PRESENTATIONS/PROCLAMATIONS

Presentation by Magda Stewart of Trauma Intervention Program

Presentation of Proclamation for Arbor Day

Presentation of Proclamation for Municipal Clerk's Week

Presentation of Proclamation for Rose Haven Heritage Garden Week

PUBLIC COMMENTS

The following individual addressed the City Council on a non-agendized item:

- Mark Katan

The following individuals addressed the City Council on Council Consent items:

- Paula Peterson (17)
- Tim Kramer (17)
- Kathleen Binstock (17)
- Josie Madrid (17)
- Victoria Klein (17)
- Jay Finnell (17)
- Michael Brewer (17)

The following individual addressed the City Council on a public hearing item:

- Jessica Munoz (20)

The following individuals addressed the City Council on a business item:

- Cindy Bustos (23)
- Jennee Schark (23)
- Alan Suarez (23)
- Jorge E. Bustons (23)
- William (Liam) O'Mara IV (23)
- Joesph Ravago (23)
- Tami Simms (23)
- Dan Zuckerman (23)
- Martha Howard (23)
- Meryle Hammatt Mitchell (23)
- Dana Connolly (23)
- Gwendolyn Ulrich-Schlumbohm (23)
- Linda McDonald (23)
- Louis Reyes (23)
- Arthur Amor (23)
- William Frisbie (23)
- Julie Paule (23)
- Kathleen Hamilton (23)
- Mark Margolin (23)
- Bob Kowell (23)
- Ira Robinson (23)
- Carl Ross (23)
- Aaron Lily (23)

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 Edwards, Second by Schwank. The electronic 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 the Action Minutes of April 9, 2019

Recommendation: That the City Council approve the action minutes of April 9, 2019.

3. Approve the List of Demands

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 19-23

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 February 28, 2019

Recommendation: That the City Council approve and file the City Treasurer's Report as of February 28, 2019.

5. Adopt Ordinance 19-02 Amending Portions of the Temecula Municipal Code to Add Definitions and Make Minor Clarifications and Typographical Corrections (Second Reading)

Recommendation: That the City Council adopt an ordinance entitled:

ORDINANCE NO. 19-02

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMECULA AMENDING TITLES 1, 8, 10, 15, 16 AND 17 OF THE TEMECULA MUNICIPAL CODE TO ADD DEFINITIONS, MAKE MINOR POLICY CLARIFICATIONS AND MAKE MINOR TYPOGRAPHICAL EDITS AND FINDING THAT THIS ORDINANCE IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) PURSUANT TO CEQA GUIDELINES SECTION 15061 (B)(3)

6. Approve the Sponsorship Agreement with Veterans of Foreign Wars, Temecula Valley VFW Post #4089 for the 2019 Memorial Day Observance (At the Request of the Military Subcommittee - Council Members Rahn and Schwank)

Recommendation: That the City Council approve the Sponsorship Agreement with Veterans of Foreign Wars, Temecula Valley VFW Post #4089 for support valued at \$700 in City support services and \$11,415 in promotional services for the 2019 Memorial Day Observance.

7. Approve the Second Amendment to the Agreement with Spurlock Landscape Architects for the Uptown Temecula Specific Plan Sidewalk Improvement Guidelines

Recommendation: That the City Council approve the second amendment to the agreement with Spurlock Landscape Architects, for \$5,000, for the Uptown Temecula Specific Plan Sidewalk Improvement Guidelines, for a total agreement amount of \$87,317.

8. Approve License Agreement with Los Angeles SMSA Limited Partnership, d/b/a Verizon Wireless, for Wireless Installations on Public Structures

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 19-24

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA APPROVING THAT CERTAIN AGREEMENT ENTITLED LICENSE AGREEMENT FOR WIRELESS INSTALLATIONS ON PUBLIC STRUCTURES BETWEEN LOS ANGELES SMSA LIMITED PARTNERSHIP, D/B/A VERIZON WIRELESS AND CITY OF TEMECULA, AND FINDING THE ACTION EXEMPT FROM CEQA

9. Approve the Minor Construction Services Agreement with Moore Fence Company, Inc., for Old Town Temecula Community Theater Fence Installation

Recommendation: That the City Council approve the Minor Construction Services Agreement with Moore Fence Company, Inc., in the amount of \$42,404.51, for Old Town Temecula Community Theater Fence Installation.

10. Approve the Minor Construction Services Agreement with Morningstar Productions, LLC, for Community Recreation Center Amphitheater Lighting Installation

Recommendation: That the City Council approve the Minor Construction Services Agreement with Morningstar Productions, LLC, in the amount of \$46,149.63 for Community Recreation Center Amphitheater Lighting Installation.

11. Approve a Five-Year Minor Maintenance Agreement with Pacific Striping, Inc., for Citywide Repainting of Traffic Striping Services for Fiscal Years 2020-2024

Recommendation: That the City Council:

1. Approve a Five-Year Minor Maintenance Agreement with Pacific Striping, Inc., in the amount of \$1,764,926.00, to provide Citywide Repainting of Traffic Striping Services, to complete two cycles in each fiscal year, for Fiscal Years 2020-2024;

2. Authorize the City Manager to approve additional work not to exceed a contingency amount of \$176,574.00, which is approximately 10% of the Agreement amount.

12. Approve a Five-Year Minor Maintenance Agreement with Trueline Construction & Surfacing, Inc., for Sports Court Crack Repair, Resurfacing, & Striping for Fiscal Years 2020-2024

Recommendation: That the City Council approve a Five-Year Minor Maintenance Agreement with Trueline Construction & Surfacing, Inc., in an amount not to exceed \$300,000, to provide Sports Court Crack Repair, Resurfacing, and Striping Services for Fiscal Years 2020-2024.

13. Approve the Amendment to the Minor Maintenance Agreement with Computer Alert Systems, Inc., for Fire and Security Alarm Monitoring Services for Fiscal Year 2018-2019

Recommendation: That the City Council approve the First Amendment to the Annual Agreement for Minor Maintenance Services with Computer Alert Systems, Inc., in the amount of \$10,000, for Fire and Security Alarm Monitoring Services for Fiscal Year 2018-2019.

14. Approve the Second Amendment to the Agreement for Consultant Services with Falcon Engineering Services, Inc. for Interstate 15 / State Route 79 South Ultimate Interchange, PW04-08

Recommendation: That the City Council approve the Second Amendment to the Agreement for Consultant Services with Falcon Engineering Services, Inc., in an amount not to exceed \$150,000.00, to provide professional construction management services for the Interstate 15 / State Route 79 South Ultimate Interchange, PW04-08.

15. Approve the Second Amendment to the Agreement for Consultant Services with T.Y. Lin International for the French Valley Parkway/I-15 Improvements - Phase II, PW16-01

Recommendation: That the City Council:

1. Approve the Second Amendment to the Agreement for Consultant Services with T.Y. Lin International for the French Valley Parkway/I-15 Improvements - Phase II, PW16-01, increasing the contingency amount by \$150,000;
2. Increase the City Manager's authority to approve Extra Work Authorizations by \$150,000.

16. Approve Parcel Map 37021 (Located at the Northeast Corner of Pechanga Parkway and Loma Linda Road)

Recommendation: That the City Council:

1. Approve the Subdivision Improvement Agreements for the tract and accept the Faithful Performance Bond and Labor and Materials Bond as security for the agreements;
2. Approve Parcel Map 37021 in conformance with the Conditions of Approval with TriPointe Homes, a Delaware Corporation.

17. Establish an All-Way Stop Control at the Intersection of Del Rey Road at Avenida Buena Suerte

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 19-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA, ESTABLISHING AN ALL-WAY STOP CONTROL AT THE INTERSECTION OF DEL REY ROAD AT AVENIDA BUENA SUERTE AND FINDING THAT THE ACTION IS EXEMPT FROM CEQA UNDER SECTION 15301(C) OF THE CEQA GUIDELINES

Approved General Direction (4-0, Stewart abstained): Motion by Edwards, Second by Schwank to refer the matter back to staff for further evaluation after traffic calming measures have been put in place and studied. The electronic vote reflected unanimous approval with Stewart abstaining.

RECESS:

At 8:39 PM, the City Council recessed and convened as the Temecula Community Services District Meeting. At 8:43 PM, the City Council resumed with the remainder of the City Council Agenda.

RECONVENE TEMECULA CITY COUNCIL

PUBLIC HEARING

20. Approve Fiscal Year 2019-20 Community Development Block Grant (CDBG) Annual Action Plan Funding

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION 19-26

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA APPROVING THE 2019-20 ANNUAL ACTION PLAN AS AN APPLICATION TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR FUNDING UNDER THE FEDERAL COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)

PROGRAM AND FINDING THAT THE ANNUAL ACTION PLAN IS
EXEMPT FROM THE NATIONAL ENVIRONMENTAL POLICY ACT
AND THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

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

21. Approve Update to Existing Uptown Temecula Specific Plan New Streets In-Lieu Fee

Recommendation: That the City Council:

1. Adopt a resolution entitled:

RESOLUTION NO. 19-27

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
TEMECULA AMENDING RESOLUTION NO. 15-73, THE “UPTOWN
TEMECULA SPECIFIC PLAN NEW STREETS IN-LIEU FEE”

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

2. Introduce and read by title only an ordinance entitled:

ORDINANCE NO. 19-04

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
TEMECULA AMENDING SECTION 15.20.020 OF THE TEMECULA
MUNICIPAL CODE BY ADDING THE DEFINITIONS OF
COMMERCIAL USES, INDUSTRIAL USES, MINI-STORAGE USES
AND PARKING LOT/STRUCTURE AND DELETING THE
DEFINITION OF RETAIL USES, AND BY AMENDING SECTION
15.20.030 BY APPLYING THE UPTOWN TEMECULA IN-LIEU FEE
AND CREDITS TO THOSE AMENDED USES, AND FINDING THAT
THIS ORDINANCE DOES NOT CONSTITUTE A PROJECT UNDER
THE CALIFORNIA ENVIRONMENTAL QUALITY ACT PURSUANT
TO CEQA GUIDELINES SECTION 15378(B)(4)

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

22. Approve Uptown Temecula Specific Plan Amendments and Streetscape and Sidewalk Improvement Standards

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

ORDINANCE NO. 19-05

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMECULA AMENDING THE UPTOWN TEMECULA SPECIFIC PLAN TO CLARIFY THE SETBACKS OF BUILDINGS AND PARKING SPACES, TO CLARIFY THE PLACEMENT AND/OR RELOCATION OF UTILITIES, TO CLARIFY LEGAL NON-CONFORMING USES, TO INCLUDE CERTAIN LAND USES AS REQUIRED BY STATE LAW, TO MAKE MINOR TYPOGRAPHICAL EDITS, ADOPT UPTOWN TEMECULA STREETScape AND SIDEWALK IMPROVEMENT STANDARDS FOR THE UPTOWN TEMECULA SPECIFIC PLAN, WHICH INCLUDE THE SPECIFICATIONS FOR CONCRETE MATERIALS, STREET LIGHTING, STREET TREES, AND UNDERSTORY PLANTS, AND FINDING THAT PURSUANT TO CEQA GUIDELINES SECTION 15162 AND BASED ON THE ADDENDUM TO THE ORIGINAL EIR, NO FURTHER ENVIRONMENTAL REVIEW IS REQUIRED (LONG RANGE PLANNING APPLICATION NO. LR16-0223 AND LR17-0724)

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

BUSINESS

23. Adopt a Resolution Reaffirming the Principles Outlined in the Constitution of the United States of America (At the Request of Mayor Naggar and Council Member Rahn)

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 19-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA REAFFIRMING THE PRINCIPLES OUTLINED IN THE CONSTITUTION OF THE UNITED STATES OF AMERICA

This item by general direction was a receive and file only with noted discussion and no action.

24. Appoint Subcommittee of the City Council to Assist with the Selection Process for State and Federal Legislative Consultants

Recommendation: That the City Council appoint a two member subcommittee to assist staff in the selection process for state and federal legislative consultants.

Approved the Staff Recommendation (5-0): Motion by Edwards, Second by Schwank. The electronic vote reflected unanimous approval. Mayor Pro Tem Stewart and Council Member Rahn were appointed to the subcommittee.

DEPARTMENTAL REPORTS

- 25. City Council Travel/Conference Report
- 26. Community Development Department Monthly Report
- 27. Fire Department Monthly Report
- 28. Public Works Department Monthly Report

COMMISSION REPORTS

PUBLIC SAFETY REPORT

CITY MANAGER REPORT

CITY ATTORNEY REPORT

The City Attorney stated there was no reportable action for closed session.

ADJOURNMENT

At 11:43 PM, the City Council meeting was formally adjourned to Tuesday, May 14, 2019, at 5:30 PM for Closed Session, with regular session commencing at 7:00 PM, City Council Chambers, 41000 Main Street, Temecula, California.

Michael S. Naggar, Mayor

ATTEST:

Randi Johl, City Clerk

[SEAL]