

## **ACTION MINUTES**

**TEMECULA CITY COUNCIL  
REGULAR MEETING  
COUNCIL CHAMBERS  
41000 MAIN STREET  
TEMECULA, CALIFORNIA  
MAY 28, 2019 - 7:00 PM**

### **CLOSED SESSION - 5:30 P.M.**

Conference with Real Property Negotiators. The City Council convened in Closed Session pursuant to Government Code Section 54956.8 regarding four parcels of real property owned by the City of Temecula, as successor to the assets of the Redevelopment Agency of the City of Temecula, consisting of approximately 1 acre (APN 922-360-004, 005, 006 & 007) located on Main Street at Mercedes Street in the City of Temecula. The parties to the negotiations for the potential sale of the property are: Marketplace Old Town, LLC (Truax Development) and the City of Temecula. Negotiators for the City of Temecula are: Aaron Adams, Greg Butler, Luke Watson, and Peter Thorson. Under negotiation are price and terms for the sale of the property.

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 7:00 PM: Mayor Mike Naggar**

**Prelude Music: Alamos and Barnett Elementary School Bands**

**Invocation: Aaron Adams**

**Flag Salute: Council Member Zak Schwank**

**ROLL CALL: Edwards, Rahn, Schwank, Stewart (absent), Naggar**

### **PRESENTATIONS/PROCLAMATIONS**

Presentation of Certificate of Achievement to Patrick Ryan Bogan of Troop 300 for Attaining Eagle Scout Rank

Presentation of Awards to City of Temecula - Riverside Sheriff's Office Police Officers

## **PUBLIC COMMENTS**

The following individuals addressed the City Council on non-agendized items:

- Bob Kowell
- Bonnie Parsley
- Louie Reyes
- Rick Riss
- Reagan Grell
- Ira Robinson

## **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, Stewart absent): Motion by Edwards, Second by Schwank. The electronic vote reflected unanimous approval with Stewart absent.

#### **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 May 14, 2019 and the Budget Workshop Action Minutes of May 16, 2019**

**Recommendation:** That the City Council approve the action minutes of May 14, 2019 and the Budget Workshop Action Minutes of May 16, 2019.

#### **3. Approve the List of Demands**

**Recommendation:** That the City Council adopt a resolution entitled:

RESOLUTION NO. 19-29

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 March 31, 2019**

**Recommendation:** That the City Council approve and file the City Treasurer's Report as of March 31, 2019.

#### **5. Adopt Ordinance 19-07 Amending Section 10.28.010(D) of the Temecula Municipal Code Regarding Prima Facie Speed Limits on Certain Streets (Second Reading)**

**Recommendation:** That the City Council adopt an ordinance entitled:

ORDINANCE NO. 19-07

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

6. Approve the Fourth Amendment to the Agreement with Chad Wohlford dba: Wohlford Consulting for Additional Cost Allocation Plan and User Fee Study Analysis

Recommendation: That the City Council approve the Fourth Amendment to the Agreement with Chad Wohlford dba: Wholford Consulting, in the amount of \$10,000 for additional Cost Allocation Plan and User Fee Study analysis for a total contract amount of \$71,788.

7. Approve a Sponsorship and Economic Development Funding Agreement with the Temecula Valley Balloon and Wine Festival Association, for the Temecula Valley Balloon and Wine Festival, Fiscal Year 2018-2019

Recommendation: That the City Council approve a Sponsorship and Economic Development Funding Agreement with the Temecula Valley Balloon and Wine Festival Association, for the Temecula Valley Balloon and Wine Festival, Fiscal Year 2018-2019.

8. Approve a Minor Maintenance Agreement with Innovative Document Solutions for Copier Maintenance and Support

Recommendation: That the City Council approve a Minor Maintenance Agreement with Innovative Document Solutions, in an amount not to exceed \$110,000 annually, for a total agreement amount not to exceed \$550,000 for five years for copier maintenance and support, and authorize the City Manager to approve contract change orders up to 10% of the contract amount per year.

9. Approve the Minor Construction Services Agreement with Moore Fence Company, Inc., for Kahwea Road Emergency Access Gate Installation

Recommendation: That the City Council approve the Minor Construction Services Agreement with Moore Fence Company, Inc., in the amount of \$43,105.01, for Kahwea Road emergency access gate installation.

10. Approve a Cooperative Agreement with the State of California Department of Transportation for the design of the French Valley Parkway/Interstate 15 Improvements - Phase II, PW16-01

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 19-30

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA APPROVING A COOPERATIVE AGREEMENT BETWEEN THE STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION AND THE CITY OF TEMECULA FOR THE DESIGN OF THE FRENCH VALLEY PARKWAY/INTERSTATE 15 IMPROVEMENTS - PHASE II

11. Approve the Specifications and Authorize Solicitation of Construction Bids for the Pavement Rehabilitation Program - Citywide, Solana, Moraga, Yukon, and La Serena, Project PW19-06

Recommendation: That the City Council:

1. Approve the specifications and authorize the Department of Public Works to solicit construction bids for the Pavement Rehabilitation Program - Citywide, Solana, Moraga, Yukon, and La Serena, Project PW19-06;
2. Make a finding that this project is exempt from CEQA per Article 19, Categorical Exemption, Section 15301, Existing Facilities, of the CEQA Guidelines.

12. Adopt a Resolution Establishing a Conflict of Interest Policy for Design-Build Projects

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 19-31

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA APPROVING A CONFLICT OF INTEREST POLICY FOR DESIGN-BUILD PROJECTS

**RECESS:**

At 7:52 PM, the City Council recessed and convened as the Temecula Community Services District Meeting. At 7:55 PM, the City Council resumed with the remainder of the City Council Agenda.

**RECONVENE TEMECULA CITY COUNCIL**

**PUBLIC HEARING**

16. Approve an Outdoor Vendor Ordinance Pertaining to Public and Private Property (Long Range Planning Project No. LR18-1663)

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

## ORDINANCE NO. 19-08

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMECULA RENUMBERING CHAPTER 5.20 (OUTDOOR VENDORS) AS CHAPTER 8.61 (OUTDOOR VENDING ON PRIVATE PROPERTY) AND MAKING RELATED AMENDMENTS, ADDING A NEW CHAPTER 8.60 PERTAINING TO OUTDOOR VENDING ON PUBLIC PROPERTY, AMENDING SECTION 12.04.060 PERTAINING TO VENDING IN CITY PARKS, AND MAKING A FINDING OF EXEMPTION UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (LONG RANGE PLANNING PROJECT NO. LR18-1663)

Approved the Staff Recommendation (4-0, Stewart absent): Motion by Edwards, Second by Schwank. The electronic vote reflected unanimous approval with Stewart absent.

### **BUSINESS**

#### **17. Appoint Members to the Planning Commission**

Recommendation: That the City Council appoint John Telesio and Gary Watts to the Planning Commission.

Approved the Staff Recommendation (4-0, Stewart absent): Motion by Edwards, Second by Schwank. The electronic vote reflected unanimous approval with Stewart absent.

#### **18. Approve a Recommendation to Name the Civic Center Council Chambers as Jeff Comerchero Council Chambers (At the Request of Mayor Mike Naggar)**

Recommendation: That the City Council approve a recommendation to name the Civic Center Council Chambers as Jeff Comerchero Council Chambers.

Approved the Staff Recommendation (4-0, Stewart absent): Motion by Edwards, Second by Schwank. The electronic vote reflected unanimous approval with Stewart absent.

### **DEPARTMENTAL REPORTS**

#### **19. Community Development Department Monthly Report**

#### **20. Fire Department Monthly Report**

#### **21. Police Department Monthly Report**

#### **22. Public Works Department Monthly Report**

### **COMMISSION REPORTS**

### **PUBLIC SAFETY REPORT**

**CITY MANAGER REPORT**

**CITY ATTORNEY REPORT**

The City Attorney stated there was no reportable actions for closed session. Mayor Mike Naggar did not participate in the item related to the Marketplace Old Town, LLC for appearance purposes although there was no actual conflict of interest

**ADJOURNMENT**

At 8:16 PM, the City Council meeting was formally adjourned to Tuesday, June 11, 2019, at 5:30 PM for Closed Session, with regular session commencing at 7:00 PM, City Council Chambers, 41000 Main Street, Temecula, California.

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Michael S. Naggar, Mayor

ATTEST:

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Randi Johl, City Clerk

[SEAL]