

ACTION MINUTES

TEMECULA CITY COUNCIL REGULAR MEETING COUNCIL CHAMBERS 41000 MAIN STREET TEMECULA, CALIFORNIA MARCH 10, 2020 - 7:00 PM

CLOSED SESSION - 6:00 P.M.

CONFERENCE WITH REAL PROPERTY NEGOTIATORS. The City Council convened in closed session pursuant to Government Code Section 54956.8 regarding two parcels of real property owned by the City of Temecula, as successor to the assets of the Redevelopment Agency of the City of Temecula (APN Nos: 922-360-006 and 922-360-007) located on Main Street at Mercedes Street in the City of Temecula. The parties to the negotiations for the potential lease and/or license 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, and Luke Watson. Under negotiation are price and terms for the lease and/or license of the property.

CALL TO ORDER: Mayor James Stewart

PRELUDE MUSIC: Claire Maxey

INVOCATION: Aaron Adams

FLAG SALUTE: Council Member Mike Naggar

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

PRESENTATIONS/PROCLAMATIONS - NONE

PUBLIC COMMENTS

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

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|-------------------------|--------------------------|
| • Donna Cole | • Lee Rosu |
| • Aaron Combs | • Tanis Earle |
| • Skyler Han | • Timothy Elfelt |
| • Shannon Flynn | • Gena Elfelt |
| • Clayton Lisk | • Rudy Canales |
| • Louis Todd | • Desmond Slusher |
| • Mark LeTourneau | • Paul Jakuttis |
| • Amy Naidus | • Stacie Jakuttis |
| • Donna & Jerry Leavitt | • Jim Dykema |
| • Neil Ziff | • Israel Gutierrez, M.D. |

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 Naggar, Second by Rahn. 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 February 25, 2020**

Recommendation: That the City Council approve the action minutes of February 25, 2020.

3. **Approve List of Demands**

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 2020-14

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

4. **Adopt Ordinance 2020-02 Amending the 2019 California Building Code (Second Reading)**

Recommendation: That the City Council adopt an ordinance entitled:

ORDINANCE NO. 2020-02

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMECULA ADOPTING A MANDATORY SWIMMING POOL SAFETY FEATURE BY REQUIRING AN APPROVED SWIMMING POOL ENCLOSURE FOR CERTAIN RESIDENTIAL SWIMMING POOLS, AND AMENDING TITLE 15 OF THE TEMECULA MUNICIPAL CODE

5. **Approve Sponsorship Agreement with Reality Rally, Inc. for the 2020 Reality Rally (At the Request of Subcommittee Members Mayor Stewart and Mayor Pro Tempore Edwards)**

Recommendation: That the City Council approve the Sponsorship Agreement with Reality Rally, Inc. for in-kind support valued at \$3,900 for City support and \$11,415 for promotional services for the 2020 Reality Rally.

6. Approve Sponsorship Agreement with JDS Creative Academy for the 2020 Digifest Temecula (At the Request of Subcommittee Members Mayor Stewart and Mayor Pro Tempore Edwards)

Recommendation: That the City Council approve the Sponsorship Agreement with JDS Creative Academy for City in-kind staff and facility support of the 2020 Digifest Temecula.

7. Approve License Agreement with the Temecula Valley Unified School District for the Use of City Real Property for Contractor Storage Yard

Recommendation: That the City Council approve a License Agreement with the Temecula Valley Unified School District for the Use of City Real Property for Contractor Storage Yard.

8. Approve the Extension of Joint Use Agreements with the Temecula Valley Unified School District for Temecula Elementary School and Chaparral High School

Recommendation: That the City Council:

1. Approve the Fifth Amendment to the Agreement Between the City of Temecula and the Temecula Valley Unified School District for Joint Use of a Portion of Temecula Elementary School; and
2. Approve the Second Amendment to the Agreement Between the City of Temecula and the Temecula Valley Unified School District for Joint Use of a Portion of Chaparral High School (Aquatic Facility).

9. Accept Improvements and File Notice of Completion for Pavement Rehabilitation Program Citywide - Moraga Road, Yukon Road and La Serena Way, PW19-06

Recommendation: That the City Council:

1. Accept the improvements for the Pavement Rehabilitation Program Citywide - Moraga Road, Yukon Road and La Serena Way, PW19-06, as complete;
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;
3. Release the Labor and Materials Bond seven months after filing the Notice of Completion, if no liens have been filed.

RECESS:

At 7:52 PM, the City Council recessed and convened as the Temecula Community Services District Meeting and the Successor Agency to the Temecula Redevelopment Agency Meeting. The City Council convened to a Joint Meeting with the Temecula Public Financing Authority Meeting at 7:56 PM.

JOINT TEMECULA PUBLIC FINANCING AUTHORITY AND CITY COUNCIL MEETING

CALL TO ORDER at 7:56 PM: Chairperson James Stewart

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

TPFA AND CITY COUNCIL PUBLIC COMMENTS – None

TPFA AND CITY COUNCIL 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 vote reflected unanimous approval.

13. Approve Deposit Agreement and Initiate Community Facilities District Formation Proceedings Related to the Heirloom Farms Development

Recommendation: That the City Council/Board of Directors approve the deposit agreement and initiate the Community Facilities District (CFD) formation proceedings related to the Heirloom Farms Development and adopt resolutions entitled:

RESOLUTION NO. 2020-15

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA APPROVING A DEPOSIT/REIMBURSEMENT AGREEMENT - HEIRLOOM FARMS

RESOLUTION NO. TPFA 2020-01

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE TEMECULA PUBLIC FINANCING AUTHORITY ACKNOWLEDGING RECEIPT OF A DEPOSIT RELATIVE TO THE FORMATION OF A COMMUNITY FACILITIES DISTRICT, AND AUTHORIZING AND DIRECTING ACTIONS WITH RESPECT HERETO - HEIRLOOM FARMS

TPFA EXECUTIVE DIRECTOR REPORT

TPFA BOARD OF DIRECTORS REPORTS

TPFA ADJOURNMENT

At 7:58 PM, the Temecula Public Financing Authority meeting was formally adjourned to Tuesday, March 24, 2020, at 5:30 PM, for a Closed Session, with regular session commencing at 7:00 PM, City Council Chambers, 41000 Main Street, Temecula, California.

RECONVENE TEMECULA CITY COUNCIL

PUBLIC HEARING

14. Introduce an Ordinance Amending Title 17 and Title 18 of the Temecula Municipal Code Related to Small Cell Wireless Facilities Located Within the Public Right-Of-Way and Adopt Resolution Regarding an Updated Policy for Small Wireless Facilities in the Public Right-of-Way (Long Range Planning Application Number LR19-0498)

Recommendation: That the City Council:

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

ORDINANCE NO. 2020-03

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMECULA AMENDING TITLES 17 AND 18 OF THE TEMECULA MUNICIPAL CODE RELATED TO SMALL CELL WIRELESS FACILITIES LOCATED WITHIN THE PUBLIC RIGHT-OF-WAY AND FINDING THAT THIS ORDINANCE IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) PURSUANT TO CEQA GUIDELINES SECTION 15061 (B)(3)

2. Adopt a resolution entitled:

RESOLUTION NO. 2020-16

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA ADOPTING AN UPDATED POLICY FOR IMPLEMENTING DESIGN REQUIREMENTS FOR SMALL WIRELESS FACILITIES IN THE PUBLIC RIGHT-OF-WAY

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

BUSINESS

15. Receive and File Homeless Outreach Program Annual Update

Recommendation: That the City Council receive and file the homeless outreach program annual update.

Receive and file only, no action

COMMISSION REPORTS

PUBLIC SAFETY REPORT

CITY MANAGER REPORT

CITY ATTORNEY REPORT

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

ADJOURNMENT

At 9:17 PM, the City Council meeting was formally adjourned to Tuesday, March 24, 2020, at 5:30 PM for Closed Session, with regular session commencing at 7:00 PM, City Council Chambers, 41000 Main Street, Temecula, California.

James Stewart, Mayor

ATTEST:

Randi Johl, City Clerk

[SEAL]