

ACTION MINUTES

TEMECULA CITY COUNCIL REGULAR MEETING COUNCIL CHAMBERS 41000 MAIN STREET TEMECULA, CALIFORNIA SEPTEMBER 22, 2020 - 7:00 PM

IMPORTANT NOTICE REGARDING THIS MEETING

This meeting was conducted utilizing teleconferencing and electronic means consistent with State of California Executive Order N-29-20, dated March 17, 2020, regarding the COVID-19 pandemic. The live stream of the meeting may be viewed on television and/or online. Details can be found at temeculaca.gov/tv. In accordance with Executive Order N-29-20, the public may only view the meeting on television and/or online and not in the Council Chamber.

Submission of Public Comments: For those wishing to make public comments at this Council meeting, please submit your comments by email to be read aloud at the meeting by the City Clerk. Email comments must be submitted to the City Clerk at randi.johl@temeculaca.gov. Email comments on matters not on the agenda must be submitted prior to the time the item for Public Comments is called. Email comments on agenda items must be submitted prior to the time public comments are closed on the agenda item. All email comments shall be subject to the same rules as would otherwise govern speaker comments at the Council meeting. Electronic comments on agenda items for this Council meeting may only be submitted via email and comments via text and social media (Facebook, Twitter, etc.) will not be accepted.

Reading of Public Comments: The City Clerk shall read all email comments, provided that the reading shall not exceed three (3) minutes, or such other time as the Council may provide, consistent with the time limit for speakers at a Council meeting. The email comments submitted shall become part of the record of the Council meeting.

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 the potential sale of a strip of land approximately five feet wide and approximately 1,725 square feet on the parcel owned by the City located at 43230 Business Park Drive (APN 920-020-079). The parties to the negotiations for the potential sale of the property are David Wakefield, Davcon Companies, LLC, and the City of Temecula. Negotiators for the City of Temecula are Aaron Adams, Greg Butler, Patrick Thomas and Peter Thorson. Under negotiation are the price and terms of payment for the potential sale of the property.

CONFERENCE WITH LEGAL COUNSEL — PENDING LITIGATION. The City Council convened in closed session with the City Attorney pursuant to Government Code Section 54956.9(d)(1) with respect to two matters of pending litigation: (1) Center for Biological Diversity, et al. v. City of Temecula, et al., Riverside County Superior Court Case No. RIC 1800858; and (2) Endangered Habitats League v. City of Temecula et al., Riverside County Superior Court Case No. RIC 1800886.

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.

CALL TO ORDER at 7:00 PM: Mayor Pro Tempore Maryann Edwards

INVOCATION: Aaron Adams, City Manager

FLAG SALUTE: Mayor Pro Tempore Maryann Edwards

ROLL CALL: Edwards, Naggar, Rahn, Schwank

PUBLIC COMMENTS

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

- Patti Castillo
- Melinda Fuzesy

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): Motion by Naggar, Second by Schwank. 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 August 25, 2020

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

3. Approve List of Demands

Recommendation: That the City Council adopt the resolutions entitled:

RESOLUTION NO. 2020-60

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF

TEMECULA ALLOWING CERTAIN CLAIMS AND DEMANDS AS
SET FORTH IN EXHIBIT A - AUGUST 11, 2020 - AUGUST 20, 2020

RESOLUTION NO. 2020-61

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
TEMECULA ALLOWING CERTAIN CLAIMS AND DEMANDS AS
SET FORTH IN EXHIBIT A - AUGUST 25, 2020 - SEPTEMBER 3,
2020

4. Adopt Ordinance 2020-07 Amending Section 10.24.040 of the Municipal Code Regarding Bicycles on Sidewalks (Second Reading)

Recommendation: That the City Council adopt an ordinance entitled:

ORDINANCE NO. 2020-07

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
TEMECULA AMENDING SECTION 10.24.040 OF THE
MUNICIPAL CODE REGARDING BICYCLES ON SIDEWALKS

5. Approve City Treasurer's Report as of July 31, 2020

Recommendation: That the City Council approve and file the City Treasurer's Report as of July 31, 2020.

6. Approve Memorandum of Understanding (MOU) between the City of Temecula and Teamsters Local 911

Recommendation: That the City Council approve a Memorandum of Understanding (MOU) between the City of Temecula and the General Employees of the City of Temecula, represented by the California Teamsters Public, Professional and Medical Employees Union, Local 911 (Union) with a one-year term of July 1, 2021 to June 30, 2022.

7. Accept Notice of Draft Amendments for the 2020 Conflict of Interest Code

Recommendation: That the City Council accept the notice of draft amendments to the Conflict of Interest Code for the 2020 calendar year pursuant to Government Code 87306.5 and direct the City Clerk to publish the Notice of Intent.

8. Amend Capital Improvement Program (CIP) for Fiscal Years 2021-25 to Add the Nicolas Road Multi-Use Trail Extension Project and Approve Related Transfer of Funds

Recommendation: That the City Council:

1. Adopt a resolution entitled:

RESOLUTION NO. 2020-62

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA TO AMEND THE CAPITAL IMPROVEMENT PROGRAM (CIP) FOR FISCAL YEARS 2021-25 TO ADD THE NICOLAS ROAD MULTI-USE TRAIL EXTENSION PROJECT AND APPROVE THE TRANSFER OF FUNDS FROM OTHER PROJECTS TO THIS PROJECT

2. Approve the transfer of \$300,000 from the Bike Lane and Trail Program - Citywide, Development Impact Fees (DIF), Open Space and Trail to the project; and

3. Approve the transfer of \$150,000 from the Traffic Signal - Equipment Enhancement Program - Citywide, Measure S to the project.

9. Adopt Resolution Establishing All-Way Stop Controls at Intersections of Old Town Front Street at Second, Fourth and Fifth Streets

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 2020-63

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA ESTABLISHING ALL-WAY STOP CONTROLS AT THE INTERSECTIONS OF OLD TOWN FRONT STREET AT SECOND STREET, FOURTH STREET, AND FIFTH STREET

RECESS:

At 7:12 PM, the City Council recessed and convened as the Temecula Community Services District Meeting. At 7:15 PM, the City Council resumed with the remainder of the City Council Agenda.

RECONVENE TEMECULA CITY COUNCIL

PUBLIC HEARING

11. Introduce an Ordinance Amending Title 1 and Title 17 of the Temecula Municipal Code Related to the Administration of Land Use Entitlements and Permits, Including Permit Revocations (Long Range Planning Application Number LR20 0265)

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

ORDINANCE NO. 2020-08

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMECULA AMENDING TITLES 1 AND 17 OF THE TEMECULA MUNICIPAL CODE RELATED TO THE ADMINISTRATION AND

REVOCATION OF LAND USE ENTITLEMENTS AND OTHER
PERMITS AND FINDING THAT THIS ORDINANCE IS EXEMPT
FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT
(CEQA) PURSUANT TO CEQA GUIDELINES SECTIONS 15378(B)
(5) AND 15061(B)(3)

Approved the Staff Recommendation (4-0): Motion by Naggar, Second by Schwank. The vote reflected unanimous approval.

DEPARTMENTAL REPORTS

12. Community Development Department Monthly Report – Receive and file only
13. Fire Department Monthly Report – Receive and file only
14. Police Department Monthly Report – Receive and file only
15. Public Works Department Monthly Report – Receive and file only

COMMISSION REPORTS

PUBLIC SAFETY REPORT

CITY MANAGER REPORT

CITY ATTORNEY REPORT

City Attorney stated that in closed session, City Council voted unanimously to approve the settlement agreement in the Altair matter and the final agreement will be ready for public review in approximately one month.

ADJOURNMENT

At 7:31 PM, the City Council meeting was formally adjourned to Tuesday, October 13, 2020, at 5:30 PM for Closed Session, with regular session commencing at 7:00 PM, City Council Chambers, 41000 Main Street, Temecula, California.

Maryann Edwards, Mayor Pro Tempore

ATTEST:

Randi Johl, City Clerk

[SEAL]