

**ACTION MINUTES**

**TEMECULA CITY COUNCIL  
REGULAR MEETING  
COUNCIL CHAMBERS  
41000 MAIN STREET  
TEMECULA, CALIFORNIA  
NOVEMBER 12, 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.

CONFERENCE WITH REAL PROPERTY NEGOTIATORS. The City Council convened in closed session pursuant to Government Code Section 54956.8 regarding the potential sale of real property consisting of approximately 30 acres northwest of Diaz Road and Dendy Parkway owned by the City (APN: 909-370-050 and 909-370-049). The potential buyer of the property in negotiations with the City is: The Stephen A. Bieri Company, Inc. Negotiators for the City of Temecula are: Aaron Adams, Greg Butler, Luke Watson and Peter Thorson. Under negotiation are price and terms of 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 one matter of pending litigation: In re National Prescription Opioid Litigation, MDL No. 2804 (Federal District Court N.D. Ohio).

**CALL TO ORDER at 7:00 PM: Mayor Mike Naggar**

**PRELUDE MUSIC: Matthew Costa**

**INVOCATION: Pastor William Rench of Calvary Baptist Church**

**FLAG SALUTE: Chris Meyer**

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

**PRESENTATIONS/PROCLAMATIONS**

Presentation of Proclamation for 19th Annual Community Candlelight Tribute  
Certificate of Recognition to Isabella Madrigal - 2019 National Gold Award Girl Scouts  
Certificate of Recognition to Cindy Marina, Miss Universe Albania

## **PUBLIC COMMENTS**

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

- Bill Veale
- Lynette Cvar
- Ginger Greaves
- Mercy Francis
- Kim Gerrish

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

- Dr. Louis Williams (5)
- Savannah Larimore (5)
- Rina Johnson (5)
- Clara Ragen (5)
- Melissa Diaz (5)

## **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, Naggar absent): Motion by Edwards, Second by Rahn. The vote reflected unanimous approval with Naggar 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 Action Minutes of October 22, 2019**

Recommendation: That the City Council approve the action minutes of October 22, 2019.

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

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 19-67

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 September 30, 2019**

Recommendation: That the City Council approve and file the City Treasurer's Report as of September 30, 2019.

#### **5. Adopt Ordinance 19-15 Amending City Park Hours (Second Reading)**

Recommendation: That the City Council adopt an ordinance entitled:



ORDINANCE 19-15

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMECULA AMENDING SECTION 12.04.190 OF THE TEMECULA MUNICIPAL CODE REGARDING CITY PARK HOURS

6. Approve Amended Salary Schedules to Reflect Administrative Adjustments to the City's Classification System and Comply with State Minimum Wage Mandates

Recommendation: That the City Council approve amended salary schedules reflecting administrative adjustments to the City's Classification System and comply with state minimum wage mandates.

7. Initiate Proceedings to Renew the Visit Temecula Valley Tourism Business Improvement District Under the Property and Business Improvement District Law of 1994

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 19-68

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA DECLARING ITS INTENTION TO RENEW THE VISIT TEMECULA VALLEY TOURISM BUSINESS IMPROVEMENT DISTRICT PURSUANT TO THE PARKING AND BUSINESS IMPROVEMENT DISTRICT LAW OF 1994 AND FIXING THE TIME AND PLACE OF A PUBLIC HEARING THEREON AND GIVING NOTICE THEREOF

8. Approve Community Service Funding Program for Fiscal Year 2019-20 (At the Request of Subcommittee Members Mayor Pro Tem Stewart and Council Member Edwards)

Recommendation: That the City Council approve the community service funding allocation of \$99,995 for Fiscal Year 2019-20 to fund 25 out of 33 grant applications received from nonprofit organizations.

9. Approve First Amendment to Agreement with Questica, Ltd. for Budgeting Software System

Recommendation: That the City Council:

1. Approve the First Amendment to Agreement between City of Temecula and Questica, Ltd. for budgeting software system;
2. Authorize the City Manager to approve up to \$10,000 in contract change orders arising from additional system/report customization.

10. Approve Microsoft Enterprise Renewal Agreement with CDW-G for Microsoft Software Licenses

Recommendation: That the City Council:

1. Approve a three-year Microsoft Enterprise Renewal Agreement with CDW-G, in the annual amount of \$213,419.68, for a total contract amount of \$640,259.04;

2. Approve 20% of the total contract, in the amount of \$128,051.81, for the annual true-up cost for the term of the three-year agreement.

11. Approve Agreement with Fehr & Peers for Updated CEQA Traffic Thresholds and Guidelines

Recommendation: That the City Council approve an agreement with Fehr & Peers for \$174,823.98 to update CEQA Traffic Impact Analysis Guidelines including Vehicle Miles Travelled (VMT) thresholds and guidelines.

12. Approve Non-Exclusive Commodity Agreement with Musco Sports Lighting, LLC, for Purchase of Multi-Use Field Lighting Equipment at Paloma Del Sol Park

Recommendation: That the City Council approve a Non-Exclusive Commodity Agreement with Musco Sports Lighting, LLC, for the purchase of Multi-Use Field Lighting Equipment, in the amount of \$269,700.00 for the Sports Field Lighting - LED Conversion Project at Paloma del Sol Park.

13. Approve First Amendment to Agreement for Consultant Services with Michael Baker International, Inc. for Traffic Signal - Park and Ride Access Improvements, PW18-11

Recommendation: That the City Council:

1. Approve the First Amendment to the Agreement for Consultant Services with Michael Baker International Inc. for the Traffic Signal - Park and Ride Access Improvements, PW18-11, increasing the contingency amount by \$20,000;

2. Increase the City Manager's authority to approve extra work authorizations by \$20,000.

14. Accept Improvements and File Notice of Completion for Pavement Rehabilitation Program Citywide - Meadowview Loop, PW18-10

Recommendation: That the City Council:

1. Accept the improvements for the Pavement Rehabilitation Program Citywide - Meadowview Loop, PW18-10, 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.



Approved the Staff Recommendation (3-0, Naggar absent, Stewart abstain): Motion by Edwards, Second by Rahn. The vote reflected unanimous approval with Naggar absent and Stewart abstaining.

**15. Receive and File Temporary Street Closures for 2019 Winterfest Events**

Recommendation: That the City Council receive and file the temporary closure of certain streets for the following 2019 Winterfest events:

CANDLELIGHT VIGIL  
30TH ANNIVERSARY COMMUNITY CELEBRATION  
SANTA'S ELECTRIC LIGHT PARADE  
TEMECULA ON ICE  
NEW YEAR'S EVE GRAPE DROP

**RECESS:**

At 8:55 PM, the City Council recessed and convened as the Temecula Community Services District Meeting and the Successor Agency to the Temecula Redevelopment Agency Meeting. At 8:58 PM, the City Council resumed with the remainder of the City Council Agenda.

**RECONVENE TEMECULA CITY COUNCIL**

**PUBLIC HEARING**

**19. Receive and File Assembly Bill (AB) 1600 Financial Reports - Development Impact Fee Expenditures**

Recommendation: That the City Council receive and file the AB 1600 financial reports for fiscal year ending June 30, 2019.

Receive and file only.

**20. Conduct Public Hearing, Adopt Resolution Making Certain Findings, and Adopt Ordinance 19-13 Adopting the 2019 California Fire Code (Second Reading)**

Recommendation: That the City Council conduct a public hearing and adopt a resolution and ordinance entitled:

RESOLUTION NO. 19-69

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA MAKING EXPRESS FINDINGS AND DETERMINATIONS THAT MODIFICATIONS TO THE CALIFORNIA FIRE CODE, 2019 EDITION, ARE REASONABLY NECESSARY BECAUSE OF LOCAL CLIMATIC, GEOLOGICAL AND/OR TOPOGRAPHICAL CONDITIONS

## ORDINANCE 19-13

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMECULA ADOPTING BY REFERENCE THE 2019 EDITION OF THE CALIFORNIA FIRE CODE BASED ON THE 2018 INTERNATIONAL FIRE CODE, IN ITS ENTIRETY, REGULATING AND GOVERNING THE SAFEGUARD OF LIFE AND PROPERTY FROM FIRE AND EXPLOSION HAZARDS ARISING FROM THE STORAGE, HANDLING AND USE OF HAZARDOUS SUBSTANCES, MATERIALS AND DEVICES, AND FROM CONDITIONS HAZARDOUS TO LIFE OR PROPERTY IN THE OCCUPANCY OF BUILDINGS AND PREMISES IN THE CITY OF TEMECULA, INCLUDING CERTAIN AMENDMENTS, ADDITIONS, AND DELETIONS, AND PROVIDING FOR THE ISSUANCE OF PERMITS AND THE COLLECTION OF FEES

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

**21. Conduct Public Hearing, Adopt Resolution Making Certain Findings, and Adopt Ordinance 19-14 Adopting the 2019 California Building Codes (Second Reading)**

Recommendation: That the City Council conduct a public hearing and adopt a resolution and ordinance entitled:

### RESOLUTION NO. 19-70

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA MAKING EXPRESS FINDINGS AND DETERMINATIONS THAT MODIFICATIONS TO THE 2019 CALIFORNIA BUILDING, PLUMBING, MECHANICAL AND ELECTRICAL CODES, AS ADOPTED BY THE CITY OF TEMECULA, ARE REASONABLY NECESSARY BECAUSE OF LOCAL CLIMATIC, GEOLOGICAL AND/OR TOPOGRAPHICAL CONDITIONS

### ORDINANCE NO. 19-14

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMECULA ADOPTING BY REFERENCE THE 2019 EDITIONS OF THE CALIFORNIA BUILDING CODE; CALIFORNIA MECHANICAL CODE; CALIFORNIA PLUMBING CODE; CALIFORNIA ELECTRICAL CODE; CALIFORNIA ADMINISTRATIVE CODE; CALIFORNIA ENERGY CODE; CALIFORNIA GREEN BUILDING STANDARDS CODE; CALIFORNIA HISTORICAL BUILDING CODE; CALIFORNIA EXISTING BUILDING CODE; CALIFORNIA RESIDENTIAL CODE; AND CALIFORNIA REFERENCED STANDARDS CODE; TOGETHER WITH CERTAIN AMENDMENTS AND DELETIONS,



AND AMENDING TITLE 15 OF THE TEMECULA MUNICIPAL  
CODE

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

**DEPARTMENTAL REPORTS**

- 22. City Council Travel/Conference Report
- 23. Public Works Department Monthly Report

**COMMISSION REPORTS**

**PUBLIC SAFETY REPORT**

**CITY MANAGER REPORT**

**CITY ATTORNEY REPORT**


The City Attorney stated that in closed session the City Council voted unanimously to join the negotiating class in the National Prescription Opioid Litigation.

**ADJOURNMENT**

At 9:10 PM, the City Council meeting was formally adjourned to Tuesday, December 10, 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]

## **ACTION MINUTES**

### **TEMECULA CITY COUNCIL REGULAR MEETING COUNCIL CHAMBERS 41000 MAIN STREET TEMECULA, CALIFORNIA NOVEMBER 12, 2019 - 7:00 PM**

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**RECONVENE TEMECULA CITY COUNCIL**

**PUBLIC HEARING**

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## ORDINANCE 19-13

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21. Conduct Public Hearing, Adopt Resolution Making Certain Findings, and Adopt Ordinance 19-14 Adopting the 2019 California Building Codes (Second Reading)

Recommendation: That the City Council conduct a public hearing and adopt a resolution and ordinance entitled:

### RESOLUTION NO 19-70

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA MAKING EXPRESS FINDINGS AND DETERMINATIONS THAT MODIFICATIONS TO THE 2019 CALIFORNIA BUILDING, PLUMBING, MECHANICAL AND ELECTRICAL CODES, AS ADOPTED BY THE CITY OF TEMECULA, ARE REASONABLY NECESSARY BECAUSE OF LOCAL CLIMATIC, GEOLOGICAL AND/OR TOPOGRAPHICAL CONDITIONS

### ORDINANCE NO 19-14

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMECULA ADOPTING BY REFERENCE THE 2019 EDITIONS OF THE CALIFORNIA BUILDING CODE; CALIFORNIA MECHANICAL CODE; CALIFORNIA PLUMBING CODE; CALIFORNIA ELECTRICAL CODE; CALIFORNIA ADMINISTRATIVE CODE; CALIFORNIA ENERGY CODE; CALIFORNIA GREEN BUILDING STANDARDS CODE; CALIFORNIA HISTORICAL BUILDING CODE; CALIFORNIA EXISTING BUILDING CODE; CALIFORNIA RESIDENTIAL CODE; AND CALIFORNIA REFERENCED STANDARDS CODE; TOGETHER WITH CERTAIN AMENDMENTS AND DELETIONS,

AND AMENDING TITLE 15 OF THE TEMECULA MUNICIPAL  
CODE

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

**DEPARTMENTAL REPORTS**

22. City Council Travel/Conference Report

23. Public Works Department Monthly Report

**COMMISSION REPORTS**

**PUBLIC SAFETY REPORT**

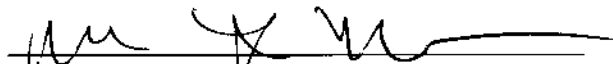
**CITY MANAGER REPORT**

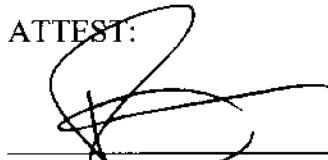
**CITY ATTORNEY REPORT**

The City Attorney stated that in closed session the City Council voted unanimously to join the negotiating class in the National Prescription Opioid Litigation.

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\_\_\_\_\_  
Michael S. Naggar, Mayor

ATTEST:  
  
\_\_\_\_\_  
Randi Johl, City Clerk

[SEAL]