

ACTION MINUTES
TEMECULA CITY COUNCIL
REGULAR MEETING
COUNCIL CHAMBERS
41000 MAIN STREET
TEMECULA, CALIFORNIA
APRIL 28, 2020 - 7:00 PM

IMPORTANT NOTICE REGARDING APRIL 28, 2020 COUNCIL 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 the April 28, 2020 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 Mayor calls the item for Public Comments. Email comments on agenda items must be submitted prior to the time the Mayor closes public comments 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 the April 28, 2020 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 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 the following matter of pending litigation: De Rossi, et al. v. City of Temecula, et al. (Riverside County Superior Court Case No. MCC2000628).

CALL TO ORDER at 7:00 PM: Mayor James Stewart

INVOCATION: Aaron Adams

FLAG SALUTE: Mayor James Stewart

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

PRESENTATIONS/PROCLAMATIONS

Presentation of Proclamations for National Hospital Week and National Nurses Week to Darlene Wetton, Chief Executive Officer for Temecula Valley Hospital

PUBLIC COMMENTS

The following individuals submitted an electronic comment on non-agendized item:

- Amy Naidus
- Louis and Denise Todd
- Jim Seilsopour
- Tiana Buschmann
- Shannon Flynn
- Clayton Lisk
- John James
- Susann Williams
- Brad Williams
- Candi Zimmer
- Ashley Zimmer
- Shari LaFleur
- Jerry and Donna Leavitt
- Thomas LaFleur
- Christina Leavitt
- Lee Rosu
- Laura Bustos
- No Name
- Ronald Zimmer
- David Maggiore-Anet

The following individuals submitted an electronic comment on agendized item:

- Jennifer Richard (14)
- Melanie House (14)
- Shelly Anguiano Figueroa (14)
- Dorcas Shaktman (14)
- Tammy Marine (14)
- Craig Puma (17)
- Adam Ricketts (17)
- Joanna Ricketts (17)
- Christopher Flores (17)
- Lisa Sanchez, M.A., Ph.D. (17)
- Pam Bailey (17)
- Scott Williams (17)
- Arthur and Lana Salyer (17)
- Eric Sammons (17)
- Kathleen Bowen (17)
- Tami Simms (17)
- Elaine Ramos-Garcia, RN (17)
- L Warren (17)
- Maurice Hermeyer (17)
- Tj Salinas (17)
- Kyla Murphy (17)
- Cynthia Zubiate (17)
- Bernadette McConnell (17)
- Scott Forest (17)
- Ursula Antinelli (17)
- Regina Small (17)
- Richard Baldrick (17)
- Jane Lauhon (17)
- Bennie Lauhon (17)
- Calvary Baptist Church (17)
- Leslie Van Deusen (17)
- Nichole Burkholder (17)
- Laura Stearn Wieters (17)
- Ray Faulkner (17)
- Rick Reiss (17)
- Rob Park (17)
- Alisha Meyer (17)
- BJ Fazeli (17)
- Melinda Shaw (17)
- Jaime Rench (17)
- Ann Mousner (17)
- Krista Chaich (17)
- DeShaun Williams (17)
- Rick and Sherry Foss (17)
- Wendy Rench (17)
- Emily Falappino (17)
- Bill Wilson (17)
- Pastor William Rench (17)
- Carrie Rench (17)
- Laurie Solie (17)
- Matthew Rowley (17)
- Erica Valles (17)
- Karen Daniels (17)
- Courtney Sheehan (17)
- Ed Dool (17)
- Mr. & Mrs. Bud Duke (17)
- Dave Van Laeys (17)
- Kevin Brooks (17)
- Ryan Brown (17)

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 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 March 10 and March 24, 2020**

Recommendation: That the City Council approve the action minutes of March 10 and March 24, 2020.

3. **Approve List of Demands**

Recommendation: That the City Council adopt resolutions entitled:

RESOLUTION NO. 2020-18

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA ALLOWING CERTAIN CLAIMS AND DEMANDS AS SET FORTH IN EXHIBIT A - FEBRUARY 27, 2020 - MARCH 5, 2020

RESOLUTION NO. 2020-19

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA ALLOWING CERTAIN CLAIMS AND DEMANDS AS SET FORTH IN EXHIBIT A - MARCH 11, 2020 - APRIL 7, 2020

4. **Approve City Treasurer's Reports as of December 31, 2019, January 31, 2020 and February 29, 2020**

Recommendation: That the City Council approve and file the City Treasurer's Report as of December 31, 2019, January 31, 2020 and February 29, 2020.

5. **Adopt Ordinance 2020-03 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) (Second Reading)**

Recommendation: That the City Council adopt 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)

6. Adopt Resolution Reaffirming and Proclaiming the Existence of a Local Emergency Relating to the COVID-19 Pandemic

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 2020-20

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA REAFFIRMING AND PROCLAIMING THE EXISTENCE OF A LOCAL EMERGENCY RELATING TO THE COVID-19 VIRUS PANDEMIC AND ISSUING CERTAIN ORDERS FOR THE CONDUCT OF CITY AFFAIRS DURING THE LOCAL EMERGENCY

7. Receive and File Update on the Housing Element Annual Progress Report to the Department of Housing and Community Development

Recommendation: That the City Council receive and file an update on the Housing Element Annual Progress Report to California Department of Housing and Community Development for the reporting period of January 1, 2019 to December 31, 2019.

8. Approve Participation in the Riverside County Mortgage Credit Certificate (MCC) Program

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 2020-21

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA APPROVING PARTICIPATION IN THE RIVERSIDE COUNTY MORTGAGE CREDIT CERTIFICATE (MCC) PROGRAM

9. Adopt Resolution to Authorize Application For and Receipt of Local Early Action Planning Grant Program Funds (Long Range Planning Project Number LR20 0360)

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 2020-22

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA AUTHORIZING APPLICATION FOR AND RECEIPT OF LOCAL EARLY ACTION PLANNING GRANTS PROGRAM FUNDS

10. Approve List of Projects to be Funded by Senate Bill One (SB 1) for Fiscal Year 2020-21

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 2020-23

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA APPROVING A LIST OF PROJECTS TO BE FUNDED BY SB 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017

RECESS:

At 7:41 PM, the City Council recessed and convened as the Temecula Community Services District Meeting and Joint Successor Agency to the Temecula Redevelopment Agency/City Council Meeting and the Temecula Public Financing Authority Meeting. At 7:52 PM, the City Council resumed with the remainder of the City Council Agenda.

JOINT SUCCESSOR AGENCY TO THE TEMECULA REDEVELOPMENT AGENCY/CITY COUNCIL

CALL TO ORDER at 7:48 PM: Chairperson James Stewart

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

SARDA PUBLIC COMMENTS - None

SARDA/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.

12. Approve Sixth Amendment to the Disposition and Development Agreement for the Town Square Marketplace Development Between the Successor Agency to the Temecula Redevelopment Agency, the City of Temecula, and Town Square Marketplace Old Town, LLC Located at APNs. 922-360-004, 005, 006, 007)

Recommendation: 1. That the City Council adopt a resolution entitled:

RESOLUTION NO. 2020-24

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA APPROVING THE SIXTH AMENDMENT TO THE DISPOSITION AND DEVELOPMENT AGREEMENT BY AND AMONG THE CITY OF TEMECULA, SUCCESSOR AGENCY TO THE TEMECULA REDEVELOPMENT AGENCY, AND TOWN SQUARE MARKETPLACE OLD TOWN, LLC CONVEYING APPROXIMATELY ONE ACRE OF PROPERTY LOCATED ON MAIN STREET WEST OF MERCEDES STREET

2. That the Successor Agency to the Temecula Redevelopment Agency adopt a resolution entitled:

RESOLUTION NO. SARDA 2020-04

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE SUCCESSOR AGENCY TO THE TEMECULA REDEVELOPMENT AGENCY APPROVING THE SIXTH AMENDMENT TO THE DISPOSITION AND DEVELOPMENT AGREEMENT BY AND AMONG THE CITY OF TEMECULA, SUCCESSOR AGENCY TO THE TEMECULA REDEVELOPMENT AGENCY, AND TOWN SQUARE MARKETPLACE OLD TOWN, LLC CONVEYING APPROXIMATELY ONE ACRE OF PROPERTY LOCATED ON MAIN STREET WEST OF MERCEDES STREET

SARDA EXECUTIVE DIRECTOR REPORT

SARDA BOARD OF DIRECTOR REPORTS

SARDA ADJOURNMENT

At 7:50 PM, the Successor Agency to the Temecula Redevelopment Agency meeting was formally adjourned to Tuesday, May 12, 2020, at 5:30 PM for a Closed Session, with a regular session commencing at 7:00 PM, City Council Chambers, 41000 Main Street, Temecula, California.

RECONVENE TEMECULA CITY COUNCIL

PUBLIC HEARING

14. **Approve Fiscal Year 2020-21 Community Development Block Grant (CDBG) Annual Action Plan Funding**

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 2020-25

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA APPROVING THE 2020-21 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

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

15. **Adopt Ordinance Amending Title 17 of the Temecula Municipal Code Pertaining to the Accessory Dwelling Units**

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

ORDINANCE NO. 2020-04

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMECULA AMENDING TITLE 17 OF THE TEMECULA

MUNICIPAL CODE TO DELETE CERTAIN SUBSECTIONS OF SECTION 17.06.050 PERTAINING TO ACCESSORY DWELLING UNITS, ESTABLISHING A NEW CHAPTER 17.23 PERTAINING TO ACCESSORY DWELLING UNITS, AMENDING TABLE 17.24.040 REGARDING PARKING REQUIREMENTS, AND FINDING THE ORDINANCE TO BE EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

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

16. Adopt Ordinance Amending Title 17 of the Temecula Municipal Code to Conform with the Density Bonus Ordinance Law Under the California Government Code (Long Range Project Number LR19-1597)

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

ORDINANCE NO. 2020-05

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMECULA AMENDING TITLE 17 OF THE TEMECULA MUNICIPAL CODE TO REVISE REGULATIONS TO CONFORM WITH DENSITY BONUS LAW (CALIFORNIA GOVERNMENT CODE SECTION 65915) AND FINDING THE ORDINANCE TO BE EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

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

BUSINESS

17. Consider Federal Guidelines, State Framework and County Public Health Orders for Reopening Post COVID-19 and Provide General Direction Regarding Local Preferences for the Same (At the Request of Council Members Naggar and Schwank)

Recommendation: That the City Council consider the following items:

1. Riverside County Public Health Officer Orders and provide general direction on the accessibility of parks and similar amenities, including the corresponding parking lots throughout the City; and
2. Federal guidelines and state framework for reopening the nation and state post COVID-19 and provide general direction regarding local preferences for the same.

Approved the Staff Recommendation (5-0): Motion by Naggar, Second by Rahn. The vote reflected unanimous approval. Motion to provide direction to staff to (1) open all smaller park and dog park parking lots, excluding the larger sports parks, (2) monitor activity at the parks after the reopening of those lots and report back to the City Council next week, and (3) return with a reopening plan for Council consideration next week.

DEPARTMENTAL REPORTS

18. Community Development Department Monthly Report – Receive and file only
19. Fire Department Monthly Report – Receive and file only
20. Police Department Monthly Report – Receive and file only

COMMISSION REPORTS

PUBLIC SAFETY REPORT

CITY MANAGER REPORT

CITY ATTORNEY REPORT

ADJOURNMENT

At 12:12 AM, the City Council meeting was formally adjourned to Tuesday, May 12, 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]