

ACTION MINUTES

TEMECULA CITY COUNCIL REGULAR MEETING COUNCIL CHAMBERS 41000 MAIN STREET TEMECULA, CALIFORNIA NOVEMBER 23, 2021 - 7:00 PM

CLOSED SESSION - 5:30 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 one matter of pending litigation: In re National Prescription Opioid Litigation, MDL No. 2804 (Federal District Court N.D. Ohio).

LABOR NEGOTIATIONS — The City Council convened in closed session with its designated representatives to discuss labor negotiations pursuant to Government Code Section 54957.6. The City's designated representatives are City Manager Aaron Adams, City Attorney Peter Thorson, Assistant City Manager Kevin Hawkins, Director of Finance Jennifer Hennessy, Director of Human Resources and Risk Management Isaac Garibay, Deputy City Manager Luke Watson and Senior Human Resources Analyst Becky Obmann. The employee organization is the California Teamsters Public, Professional and Medical Employees Union Local 911.

CALL TO ORDER at 7:01 PM: Mayor Maryann Edwards

INVOCATION: Rabbi Yonasan Abrams of Chabad of Temecula

FLAG SALUTE: Mayor Maryann Edwards

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

PRESENTATIONS - NONE

BOARD / COMMISSION REPORTS

Planning Commission and Race, Equity, Diversity and Inclusion Commission

PUBLIC SAFETY REPORT

Riverside County Sheriff's Department

PUBLIC COMMENTS - NON-AGENDA ITEMS

The following individual(s) submitted an electronic comment on a non-agenda item(s):

- Rick Reiss
- Bernard Budney

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 Rahn, Second by Stewart. 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 November 9, 2021

Recommendation: That the City Council approve the action minutes of November 9, 2021.

3. Approve List of Demands

Recommendation: That the City Council adopt a resolution entitled:

RESOLUTION NO. 2021-60

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

4. Approve Purchase and Sale Agreement for the Partial Acquisition and Loss of Lease Rent for Billboard on Assessor's Parcel Numbers 910-060-004, 910-060-008 and 910-060-014 in Connection with I-15/French Valley Parkway Improvements - Phase II, PW16-01

Recommendation: That the City Council take the following actions:

1. Adopt a resolution entitled:

RESOLUTION NO. 2021-61

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA APPROVING THAT CERTAIN PURCHASE AND SALE AGREEMENT AND JOINT ESCROW INSTRUCTIONS BETWEEN THE CITY OF TEMECULA AND EVAN TISS AND DAVID TISS, SUCCESSOR CO-TRUSTEES IN CONNECTION WITH THE I-15/FRENCH VALLEY PARKWAY IMPROVEMENTS - PHASE II (PORTIONS OF APNS 910-060-004, 910-060-008, & 910-060-014)

2. Authorize the City Manager to approve and execute all necessary documents, including those in substantially the form attached to the Agenda Report, and take all necessary actions to effectuate the purchase

of the approximate 1,226 square foot partial fee acquisition and the loss of lease rent for the billboard on the real property located at 26101 Jackson Avenue, Murrieta (portions of Assessor's Parcel Numbers 910-606-004, 910-060-008 and 910-060-014).

5. Approve Increase to the Contingency for the Sidewalks - Old Town Improvements Project (Fifth Street from Old Town Front Street to Murrieta Creek), PW20-02

Recommendation: That the City Council approve an increase to the contingency for the Sidewalks - Old Town Improvements Project (Fifth Street from Old Town Front Street to Murrieta Creek) and increase the City Manager change orders approval authority in the amount of \$70,000.

6. Approve Tract Map 37341-5 (Located on the East Side of Butterfield Stage Road Between Calle Chapos and Murrieta Hot Springs Road)

Recommendation: That the City Council:

1. Approve Tract Map 37341-5 in conformance with the Conditions of Approval; and
2. Approve the Subdivision Improvement and Monumentation Agreements with the Developer; and
3. Authorize the City Manager to execute the agreements on behalf of the City.

RECESS:

At 7:40 PM, the City Council recessed and convened as the Temecula Community Services District Meeting. At 7:47 PM the City Council resumed with the remainder of the City Council Agenda.

RECONVENE TEMECULA CITY COUNCIL

PUBLIC HEARING

8. Conduct Tax Equity and Fiscal Responsibility Act (TEFRA) Hearing Approving Tax-Exempt Bonds for the Rancho Las Bolsas Project (Rancho Highlands), Located at 43519, 43513 and 43602 West Ventana Street (Adjacent to 28250 Ynez Road) and Approving Joint Exercise of Powers Agreement Relating to the California Municipal Finance Authority

Recommendation: That the City Council:

1. Conduct a public hearing under the requirements of TEFRA and the Internal Revenue Code of 1986, as amended (the "Code"); and
2. Adopt a resolution approving the issuance of the bonds by the California Municipal Finance Authority (CMFA) for the benefit of Ynez Road Housing Partners, L.P. (the "Borrower"), a partnership of which

Jamboree Housing Corporation (the “Developer”) or a related person to the developer is the general partner, to provide for the financing of the project, for the sole purposes of satisfying the requirements of TEFRA, the Code and California Government Code Section 6500 et seq., entitled:

RESOLUTION NO. 2021-62

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMECULA APPROVING, AUTHORIZING AND DIRECTING EXECUTION OF A JOINT EXERCISE OF POWERS AGREEMENT RELATING TO THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY AND APPROVING THE ISSUANCE OF REVENUE BONDS BY THE AUTHORITY FOR THE PURPOSE OF FINANCING OR REFINANCING THE ACQUISITION, CONSTRUCTION, AND IMPROVEMENT OF CERTAIN FACILITIES FOR THE BENEFIT OF YNEZ ROAD HOUSING PARTNERS, L.P.

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

BUSINESS

9. Introduce Ordinance Amending Article I and Article XIV of Chapter 8.20 of the Temecula Municipal Code Pursuant to SB1383 Regulations

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

ORDINANCE NO. 2021-05

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMECULA AMENDING ARTICLE I, DEFINITIONS, OF CHAPTER 8.20 OF THE TEMECULA MUNICIPAL CODE AND AMENDING ARTICLE XIV, MANDATORY ORGANIC WASTE DISPOSAL REDUCTION, OF THE TEMECULA MUNICIPAL CODE, AND MAKING A DETERMINATION OF EXEMPTION UNDER CEQA GUIDELINES SECTIONS 15061(B)(3) AND 15308

Approved the Staff Recommendation (3-2): Motion Schwank, Second by Alexander. The vote reflected unanimous approval with Alexander and Stewart opposing.

10. Introduce Ordinance Amending the Municipal Code Relating to Adjustment of Council District Boundaries to Comply with Amendments to Elections Code Sections 21600 to 21609

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

ORDINANCE NO. 2021-06

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMECULA AMENDING SECTION 2.08.028 OF THE TEMECULA MUNICIPAL CODE RELATING TO THE ADJUSTMENT OF COUNCIL DISTRICT BOUNDARIES PURSUANT TO THE REQUIREMENTS OF ELECTIONS CODE SECTIONS 21600 TO 21609

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

DEPARTMENTAL REPORTS (Receive and File)

11. Community Development Department Monthly Report
12. Fire Department Monthly Report
13. Police Department Monthly Report
14. Public Works Department Monthly Report

CITY MANAGER REPORT

CITY ATTORNEY REPORT

The City attorney reported that in closed session by a 5-0 vote, the City Council approved the following settlement agreements for the National Opioid Litigation and directed the City Attorney to prepare a resolution for formal approval of the settlements to be considered on December 14, 2021: (1) Participation Agreement to the Settlement Agreement with the Distributor Defendants (McKesson Corporation, Cardinal Health, Inc., AmerisourceBergen Corporation); (2) Participation Agreement to the Settlement Agreement with the Janssen Defendants (Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen Pharmaceuticals, Inc., and Janssen Pharmaceutica, Inc.); (3) California State-Subdivision Agreement Regarding Distribution and Use of Settlement Funds- Distributor Settlement; and (4) California State-Subdivision Agreement Regarding Distribution and Use of Settlement Funds- Janssen Settlement Allocation Agreements. The City Attorney also reported that no other reportable actions were taken in closed session.

ITEMS FOR FUTURE CITY COUNCIL AGENDAS

ADJOURNMENT

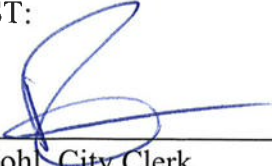
At 8:32 PM, the City Council meeting was formally adjourned to Tuesday, December 14, 2021, at 5:30 PM for Closed Session, with regular session commencing at 7:00 PM, City Council Chambers, 41000 Main Street, Temecula, California.

Adjourned in Memory of
Joe Hart



Maryann Edwards, Mayor

ATTEST:



Randi Johl, City Clerk

[SEAL]