

2) **Minutes of the Regular City Council Meeting of June 13, 2023**

Approve the Minutes.



## **REPORT TO CITY COUNCIL**

**To:** Honorable Mayor and Members of the City Council

**From:** Jason Simpson, City Manager

**Prepared by:** Candice Alvarez, MMC, City Clerk

**Date:** June 27, 2023

**Subject:** Minutes of the Regular City Council Meeting of June 13, 2023

### **Recommendation**

Approve the Minutes.

### **Attachments**

Attachment 1 - Draft Minutes





## City of Lake Elsinore

### City Council Meeting Minutes – Draft

**Meeting Date:**

June 13, 2023

**Closed Session: 5:00 PM**

**Public Session: 7:00 PM**

*Natasha Johnson, Mayor*

*Steve Manos, Mayor Pro Tem*

*Brian Tisdale, Council Member*

*Timothy J. Sheridan, Council Member*

*Robert E. Magee, Council Member*

*Jason Simpson, City Manager*

**Cultural Center**

183 N. Main Street

Lake Elsinore, CA 92530

### **CALL TO ORDER - 5:00 P.M.**

The Regular Meeting of the City Council was called to order at 5:00 p.m.

### **ROLL CALL**

**Present:** 3 - Council Members Tisdale and Magee; and Mayor Johnson

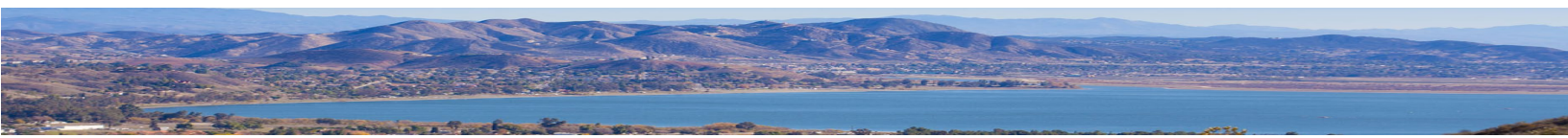
**Absent:** 2 - Council Member Sheridan; and Mayor Pro Tem Manos

### **PUBLIC COMMENTS FOR CLOSED SESSION ITEMS**

There were no speakers.

### **CLOSED SESSION**

- A. **Conference With Real Property Negotiator**  
(Gov't Code Section 54956.8)  
Property: APN 377-180-037  
Agency negotiator: City Manager Simpson  
Negotiating parties: City of Lake Elsinore and Southern California Investors  
Under negotiation: Price and terms of payment
  
- B. **Conference With Real Property Negotiator**  
(Gov't Code Section 54956.8)  
Property: APN 373-151-014  
Agency negotiator: City Manager Simpson  
Negotiating parties: City of Lake Elsinore and Leticia Cervantes  
Under negotiation: Price and terms of payment



- C. **Conference With Real Property Negotiator**  
(Gov't Code Section 54956.8)  
Property: APN 373-151-021  
Agency negotiator: City Manager Simpson  
Negotiating parties: City of Lake Elsinore and Mabel A. Prats  
Under negotiation: Price and terms of payment
- D. **Conference With Real Property Negotiator**  
(Gov't Code Section 54956.8)  
Property: APN 374-173-004  
Agency negotiator: City Manager Simpson  
Negotiating parties: City of Lake Elsinore and Berthanna Taylor  
Under negotiation: Price and terms of payment
- E. **Conference With Real Property Negotiator**  
(Gov't Code Section 54956.8)  
Property: Portion of 389-020-056  
Agency negotiator: City Manager Simpson  
Negotiating parties: City of Lake Elsinore and Boys and Girls Club of Southwest County  
Under negotiation: Price and terms of payment
- F. **Conference With Legal Counsel--Anticipated Litigation**  
Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9:  
2 potential cases

**RECESS**

The City Council recessed into Closed Session at 5:01 p.m.

**Mayor Pro Tem Manos arrived at 5:15 p.m.**

**RECONVENE/CALL TO ORDER**

The City Council reconvened and the Regular Meeting of the Successor Agency was called to order at 7:00 p.m.

**PLEDGE OF ALLEGIANCE**

Mayor Johnson led the Pledge of Allegiance.

**MOMENT OF SILENCE****ROLL CALL**

**Present:** 4 - Council/Agency Members Tisdale and Magee; Mayor Pro Tem/Vice Chair Manos; and Mayor/Chair Johnson

**Absent:** 1 - Council/Agency Member Sheridan

**CLOSED SESSION REPORT**

City Attorney Leibold noted that the correct APN for Item D is 374-173-004; and reported that all items were discussed; however, no reportable action was taken.

**PUBLIC COMMENTS - NON-AGENDIZED ITEMS - ONE MINUTE**

Douglas Norfolk was called to speak.

Ace Vallejos was called to speak.

Paulie Tehrani was called to speak.

**CITY COUNCIL CONSENT CALENDAR**

**A motion was made by Mayor Pro Tem Manos, seconded by Council Member Tisdale to approve the City Council Consent Calendar with Agenda Item No. 12 being removed for discussion and Agenda Item No. 16 being removed from the agenda. The motion carried by the following vote:**

Aye:	4	Council Members Tisdale and Magee; Mayor Pro Tem Manos; and Mayor Johnson
Nay:	0	None
Absent:	1	Council Member Sheridan

1) **Minutes of the Regular City Council Meeting of May 23, 2023**

Approve the Minutes.

**This item was approved on the City Council Consent Calendar.**

2) **Second Reading of an Ordinance Amending and Restating LEMC Chapter 2.24 (Planning Commission)**

Adopt by title only and waive further reading of AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, AMENDING AND RESTATING IN ITS ENTIRETY CHAPTER 2.24 (PLANNING COMMISSION) OF THE LAKE ELSINORE MUNICIPAL CODE.

**This item was approved on the City Council Consent Calendar.**

3) **Annual Adoption of Investment Policy**

Approve the 2023 Investment Policy.

**This item was approved on the City Council Consent Calendar.**

4) **Amendment No. 2 - Agreement With County of Riverside Sheriff's Department for Law Enforcement Services**

Approve Amendment No. 2 with the County of Riverside Sheriff's Department to perform law enforcement services, per the fee and terms noted in the attached agreement, and authorize the Mayor to execute the agreement in substantially the form attached and in such final form as approved by the City Attorney.

**This item was approved on the City Council Consent Calendar.**

5) **Change Order No.1 to Endresen Development Construction Agreement for the Anchor Rehabilitation Project**

Approve and authorize the City Manager to execute Change Order No. 1 not exceeding \$171,000.00 Endresen Development for the Anchor Rehabilitation Project (CIP Project # Z20032).

**This item was approved on the City Council Consent Calendar.**

6) **Notice of Decision – Planning Commission Approval of Planning Application No. 2022-26 for a Conditional Use Permit to Establish a New Bar and Restaurant Facility in an Existing, Recently Rehabilitated 2,776 Sq. Ft. Building and a Design Review for Minor Onsite Modifications Located at 31502 Riverside Drive**

Receive and file the Notice of Decision for Planning Application No. 2022-26 approved by the Planning Commission on May 16, 2023.

**This item was approved on the City Council Consent Calendar.**

7) **Professional Services Agreement to Provide Construction Engineering & Inspection Services for the Highway Safety Improvement Program (HSIP) Cycle 9 Traffic Signal Improvements Project**

Approve and Authorize the City Manager to execute a Professional Services Agreement with Transtech Engineers, Inc. for \$170,020 to provide construction engineering & inspection services for the Highway Safety Improvement Program (HSIP) Cycle 9 Traffic Signal Improvements Project, plus an additional 10% contingency, in final form as approved by City Attorney.

**This item was approved on the City Council Consent Calendar.**

8) **Professional Services Agreement with Fehr & Peers for Preparation of the City's Local Road Safety Plan (LRSP)**

Approve and authorize the City Manager to execute the Professional Services Agreement with Fehr & Peers for \$79,980 to prepare a Local Road Safety Plan (LRSP) for the City, plus an additional 10% contingency for unforeseen expenditures, in final form as approved by the City Attorney.

**This item was approved on the City Council Consent Calendar.**

- 9) **Second Amendment to On-call Services Agreement with WSP Environmental & Infrastructure Solutions, Ind., (Formerly Wood Environment & Infrastructure Solutions, Inc.)**

Approve and authorize the City Manager to execute Amendment No. 2 to the On-Call Services Agreement with WSP Environmental & Infrastructure Solutions, Inc. for Lake Water Testing for an additional \$20,000 bringing the total contract amount not to exceed \$70,000 in such final form as approved by the City Attorney.

**This item was approved on the City Council Consent Calendar.**

- 10) **Notice of Decision – Planning Commission Approval of Planning Application No. 2023-11 (Bellevue Career College) for a Conditional Use Permit Establishing a Nursing School within a 2,975 Sq. Ft. Unit Located at 31569 Canyon Estates Drive Suites 207-222**

Receive and File the Notice of Decision for Planning Application No. 2023-11 approved by the Planning Commission on May 16, 2023.

**This item was approved on the City Council Consent Calendar.**

- 11) **Amendment No. 1 to Contractor Services Agreement Between Azteca Cleaning Services LLC and the City of Lake Elsinore.**

Approve and authorize the City Manager to execute Amendment No. 1 to the On-Call Contractor Services Agreement with Azteca Cleaning Services, LLC in an additional amount not to exceed \$50,000 (new annual total of \$261,000) for cleaning services in such final form as approved by the City Attorney; and authorize the City Manager to execute change orders not exceeding a 10% contingency of \$26,100 for uncertainties and adjustments.

**This item was approved on the City Council Consent Calendar.**

- 12) **2023 Annual Consumer Price Index Increase for Refuse Collection Services Provided by CR&R**

Receive and file this report and the proposed rate increases since the rate increases fall within the allowable amount per the franchise agreement.

**This item was removed from the City Council Consent Calendar for discussion.**

- 13) **Amendment No. 2 to the Professional Services Agreement with Adams-Streeter Civil Engineers Inc., for the Main Street Pedestrian Safety Improvements and Information Technology Infrastructure Project Z10075**

Approve and Authorize the City Manager to execute Amendment No. 2 to the Agreement for Professional Services with Adams-Streeter Civil Engineers Inc., for an additional amount of \$34,765 bringing the total contract amount not to exceed \$251,620 in final form as approved by the City Attorney.

**This item was approved on the City Council Consent Calendar.**



14) **Construction Contract with Aneen Construction Inc. for Downtown SB-821 Curb, Gutter and Sidewalk and Sumner Avenue Signing and Striping Project Z10081**

1. Award the Public Works Construction Agreement for the Downtown SB-821 Curb, Gutter and Sidewalk and Sumner Avenue Signing and Striping Project Z10081 to Aneen Construction Inc.;
2. Approve and authorize the City Manager to execute the Agreement in the not to exceed amount of \$816,968.25 to Aneen Construction Inc in such final form as approved by the City Attorney;
3. Authorize the City Manager to execute change orders not to exceed 10% contingency amount of \$81,696.82; and
4. Authorize City Clerk to record the Notice of Completion once it is determined the work is complete and the improvements are accepted into the City maintained drainage network.

**This item was approved on the City Council Consent Calendar.**

15) **Construction Contract with ATP General Engineering Contractors for Summerhill Drive Pavement Rehabilitation Project Z10098**

1. Award the Public Works Construction Agreement for the Summerhill Drive Pavement Rehabilitation Project Z10098 to ATP General Engineering Contractors;
2. Approve and authorize the City Manager to execute the Agreement in the not to exceed amount of \$1,148,805.00 to ATP General Engineering Contractors in such final form as approved by the City Attorney;
3. Authorize the City Manager to execute change orders not to exceed 10% contingency amount of \$114,880.00; and
4. Authorize the City Clerk to record the Notice of Completion once it is determined the work is complete and the improvements are accepted into the City maintained drainage network.

**This item was approved on the City Council Consent Calendar.**

16) **Change Order No.1 to United Carports, LLC for the Stadium Facility Project, CIP, Project No. Z20003**

Approve and authorize the City Manager to execute Change Order No. 1 not exceeding \$16,500.00 for the Stadium Facility Project to United Carports, LLC.

**This item was removed from the agenda.**



17) **Landscape Maintenance Agreements Between the City and the State of California**

1. Adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, AUTHORIZING THE EXECUTION OF A LANDSCAPE MAINTENANCE AGREEMENT BY AND BETWEEN STATE OF CALIFORNIA AND CITY OF LAKE ELSINORE FOR LANDSCAPE IMPROVEMENTS INSTALLED ON STATE ROUTE 74 AT SOUTHWEST CORNER ON GRAND AVENUE; and,
2. Adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, AUTHORIZING THE EXECUTION OF A LANDSCAPE MAINTENANCE AGREEMENT BY AND BETWEEN STATE OF CALIFORNIA AND CITY OF LAKE ELSINORE FOR LANDSCAPE IMPROVEMENTS INSTALLED ON STATE ROUTE 74 AT EAST CORNER ON GRAND AVENUE; and
3. Approve and authorize the Mayor and City Manager to execute the Landscape Maintenance Agreements between the City and the California Department of Transportation.

**This item was approved on the City Council Consent Calendar.**

18) **Public Works Construction Agreement with Npg, Inc. for Asphalt Repairs, Slurry Seal, and Striping for Parking Lots (Project No. Z40023)**

1. Award a Construction Agreement to NPG, Inc., for Asphalt Repairs, Slurry Seal, and Striping for Parking Lots (CIP Project No. Z40023); and,
2. Approve and Authorize the City Manager to execute the Agreement in the not-to-exceed amount of \$399,910.00 for Asphalt Repairs, Slurry Seal, and Striping for Parking Lots with NPG, Inc., in the form attached and in such final form as approved by the City Attorney; and,
3. Authorize the City Manager to execute change orders not exceeding a 10% contingency of \$39,991.00 for construction uncertainties and adjustments.

**This item was approved on the City Council Consent Calendar.**

19) **Adoption of the FY 2023-24 Annual Operating Budget, Schedule of Authorized Positions, and the Gann Limit**

1. Adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, ADOPTING THE FY 2023-24 ANNUAL OPERATING BUDGET AND ESTABLISHING THE CONTROLS ON CHANGES IN THE APPROPRIATIONS; and,
2. Adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, REVISING THE SCHEDULE OF AUTHORIZED POSITIONS; and,
3. Adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, ESTABLISHING THE APPROPRIATIONS GANN LIMIT FOR FY 2023-24 AND SELECTING THE POPULATION AND INFLATION FACTOR ACCORDINGLY.

**This item was approved on the City Council Consent Calendar.**

- 20) **Change Order No. 1 to Public Works' Construction Agreement with Hellas Construction, Inc. for the Canyon Hills Community Park Synthetic Turf Purchase, and Installation Project (CIP Project #Z40024)**

Approve and authorize the City Manager to execute Change Order No. 1 for the Canyon Hills Community Park Synthetic Turf Purchase, and Installation Project (CIP Project #Z40024) not to exceed amount of \$375,587.00 with Hellas Construction, Inc.

**This item was approved on the City Council Consent Calendar.**

- 21) **Eighth Amendment to License Agreement with California Family Life Center for the Planet Youth Program**

Approve and authorize the City Manager to execute the Eighth Amendment with California Life Center for Planet Youth in such final form as approved by the City Attorney.

**This item was approved on the City Council Consent Calendar.**

- 22) **CC Warrant Report Dated May 05, 2023 to May 12, 2023**

Receive and File.

**This item was approved on the City Council Consent Calendar.**

- 23) **CC Warrant Report Dated May 13, 2023 to May 18, 2023**

Receive and File.

**This item was approved on the City Council Consent Calendar.**

**ITEM REMOVED FROM THE CITY COUNCIL CONSENT CALENDAR FOR DISCUSSION**

- 12) **2023 Annual Consumer Price Index Increase for Refuse Collection Services Provided by CR&R**

Receive and file this report and the proposed rate increases since the rate increases fall within the allowable amount per the franchise agreement.

Ace Vallejos was called to speak.

Paulie Tehrani was called to speak.

**A motion was made by Mayor Pro Tem Manos, seconded by Mayor Johnson to receive and file the report and proposed rate increases. The motion carried by the following vote:**

Aye:	4	Council Members Tisdale and Magee; Mayor Pro Tem Manos; and Mayor Johnson
Nay:	0	None
Absent:	1	Council Member Sheridan

**SUCCESSOR AGENCY CONSENT CALENDAR**

A motion was made by Agency Member Tisdale, seconded by Vice Chair Manos to approve the Successor Agency Consent Calendar. The motion carried by the following vote:

Aye: 4 Agency Members Tisdale and Magee; Vice Chair Manos; and Chair Johnson  
Nay: 0 None  
Absent: 1 Agency Member Sheridan

30) **Minutes of the Regular Successor Agency Meeting of May 23, 2023**

Approve the Minutes.

**This item was approved on the Successor Agency Consent Calendar.**

31) **SA Warrant Report Dated May 05, 2023 to May 12, 2023**

Receive and File.

**This item was approved on the Successor Agency Consent Calendar.**

32) **SA Warrant Report Dated May 13, 2023 to May 18, 2023**

Receive and File.

**This item was approved on the Successor Agency Consent Calendar.**

**PUBLIC HEARING**

33) **Second Extension of Time Request for Tentative Tract Map No. 37381 and Tentative Tract Map No. 37382 (Wasson Canyon)**

1. Adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, APPROVING A ONE-YEAR EXTENSION OF TIME TO MAY 14, 2024 FOR TENTATIVE TRACT MAP NO. 37381; and
2. Adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, APPROVING A ONE-YEAR EXTENSION OF TIME TO MAY 14, 2024 FOR TENTATIVE TRACT MAP NO. 37382.

The Public Hearing was opened at 7:20 p.m.

Assistant Community Development Director Abraham presented the staff report.

Mike Matthews was called to speak.

The Public Hearing was closed at 7:31 p.m.

**A motion was made by Mayor Pro Tem Manos, seconded by Council Member Tisdale to adopt the two Resolutions. The motion carried by the following vote:**

Aye:	4	Council Members Tisdale and Magee; Mayor Pro Tem Manos; and Mayor Johnson
Nay:	0	None
Absent:	1	Council Member Sheridan

#### **PUBLIC COMMENTS - NON-AGENDIZED ITEMS - THREE MINUTES**

There were no speakers.

#### **CITY MANAGER'S COMMENTS**

City Manager Simpson had no comments.

#### **CITY ATTORNEY COMMENTS**

City Attorney Leibold had no comments.

#### **CITY COUNCIL COMMENTS/REPORTS ON MEETINGS ATTENDED**

Council Member Tisdale reported on his attendance at the California Council of Governments meeting.

Council Member Magee shared his attendance at the ribbon cutting for the Main Street Mobil Circle K; remarked on the Just 4 Kids Fishing Derby which was held on Saturday, June 3, 2023, with 155 participants; noted that City Hall will be closed on Monday, June 19, 2023 in observance of Juneteenth; and announced that the SCCA Los Angeles Chapter will host runs on Sunday, June 25, 2023 at Diamond Stadium.

Mayor Pro Tem Manos reported on his attendance at the Southern California Association of Governments Regional Council and Transportation Committee meetings on June 1, 2023, the Riverside County Airport Land Use Commission meeting on June 8, 2023, and a meeting with Lake Elsinore & San Jacinto Watershed Authority (LESJWA) on June 6, 2023; congratulated the recipients of the 2023 Carl Graves Scholarship awards; invited the community to attend the Movies in the Park event on June 14, 2023 at 8:00 p.m. at Summerly Park; and announced the Live at the Lakefront concert schedule.

Mayor Johnson provided updates on legislative affairs; invited the community to attend the Fourth of July Party in the Park from 9:00 to 11:00 a.m. at Summerly Park and view the Fireworks spectacular beginning at 9:00 p.m.; spoke on the Riverside County Sheriff's public outreach meeting; congratulated 2023 Lake Elsinore graduates; and congratulated MichiTacos for winning \$5,000 in restaurant resilience grants from Southern California Gas.

**ADJOURNMENT**

The Lake Elsinore City Council adjourned at 7:59 p.m. to the next Regular meeting of Tuesday, June 27, 2023 in the Cultural Center located at 183 N. Main Street. Closed Session will commence at 5:00 p.m. or such later time as noticed on the Agenda, and the regular Open Session business meeting will commence at 7:00 p.m.

