



# City of Lake Elsinore

183 North Main Street  
Lake Elsinore, CA 92530

## Regular Agenda City Council / Successor Agency

*Natasha Johnson, Mayor*  
*Steve Manos, Mayor Pro-Tem*  
*Daryl Hickman, Council Member*  
*Robert E. "Bob" Magee, Council Member*  
*Brian Tisdale, Council Member*

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Tuesday, May 8, 2018

7:00 PM

Cultural Center

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### **CLOSED SESSION at 6:00 PM**

### **PUBLIC SESSION at 7:00 PM**

The City of Lake Elsinore appreciates your attendance. Citizens' interest provides the Council and Agency with valuable information regarding issues of the community.

Meetings are held on the 2nd and 4th Tuesday of every month. In addition, meetings are televised live on Spectrum Cable Station Channel 29 and Frontier subscribers can view the meetings on Channel 31.

If you are attending this meeting, please park in the parking lot across the street from the Cultural Center. This will assist us in limiting the impact of meetings on the Downtown Business District. Thank you for your cooperation.

The agenda is posted 72 hours prior to each meeting outside of City Hall and is available at each meeting. The agenda and related reports are also available at City Hall on the Friday prior to the meeting and are available on the City's website at [www.Lake-Elsinore.org](http://www.Lake-Elsinore.org). Any writings distributed within 72 hours of the meeting will be made available to the public at the time it is distributed to the City Council.

In compliance with the Americans with Disabilities Act, any person with a disability who requires a modification or accommodation in order to participate in a meeting should contact the City Clerk's Department at (951) 674-3124 Ext. 269, at least 48 hours before the meeting to make reasonable arrangements to ensure accessibility.

### **CITY VISION STATEMENT**

The City of Lake Elsinore will be the ultimate lake destination where all can live, work and play, build futures and fulfill dreams.

**CALL TO ORDER 6:00 P.M.****ROLL CALL****PUBLIC COMMENTS****CITY COUNCIL CLOSED SESSION**

1) CONFERENCE WITH REAL PROPERTY NEGOTIATOR  
(Gov't Code Section 54956.8)

Property: APNs 365-030-001, 373-310-006, 373-300-009, 371-100-004

Agency negotiator: City Manager Yates

Negotiating parties: City and Mission Trail LE LP

Under negotiation: Price and terms of payment

**RECESS - the meeting will recess to Closed Session.**

**RECONVENE/CALL TO ORDER - 7:00 P.M.****PLEDGE OF ALLEGIANCE****INVOCATION – MOMENT OF SILENCE****ROLL CALL****PRESENTATIONS / CEREMONIALS**

- 1) **Proclamation Mental Health Month**
- 2) **Proclamation National Public Works Week**
- 3) **Proclamation Municipal Clerks' Week**

**CLOSED SESSION REPORT****PUBLIC COMMENTS – NON-AGENDIZED ITEMS – 1 MINUTE**

*(Please read & complete a Request to Address the City Council/Successor Agency form prior to the start of the meeting and turn it in to the City Clerk/Clerk. The Mayor/Chair or City Clerk/Clerk will call on you to speak.)*

**CITY COUNCIL CONSENT CALENDAR**

*(All matters on the Consent Calendar are approved in one motion, unless a Council Member or any member of the public requests separate action on a specific item.)*

- 1) **CC Warrant List dated April 26, 2018**

**Recommendation:** Receive and file.

**Attachments:**      [Warrant - SR](#)  
[Warrant - Exhibit A - Summary](#)  
[Warrant - Exhibit B - List](#)

2)                            **CC Minutes of the Regular Meeting of April 24, 2018**

**Recommendation:** Approve the minutes.

**Attachments:**      [4-24-18 CC](#)

3)                            **Temescal Canyon Road Bridge Replacement Project**

**Recommendation:** Continue consideration of the proposed project off calendar.

**Attachments:**      [Temescal Canyon Bridge Project - SR](#)

4)                            **Approval of Parcel Map 37093 and Agreement for Construction of Improvements**

**Recommendation:** 1) Approve the map subject to the City Engineer's acceptance as being true and correct; and,  
2) Authorize the City Clerk to sign the map and arrange for the recordation; and,  
3) Authorize the City Manager to execute the agreement in such final form as approved by the City Engineer and City Attorney.

**Attachments:**      [PM 37093 - SR](#)  
[PM 37093 - Exhibit A - Agreement](#)  
[PM 37093 - Exhibit B - Vicinity Map](#)  
[PM 37093 - Exhibit C - Vicinity Map](#)

5)                            **Final Map 31920-17, Richmond American**

**Recommendation:** 1. Approve the map subject to the City Engineer's acceptance as being true and correct; and,  
2. Authorize the City Clerk to sign the map and arrange for the recordation.

**Attachments:**      [Final Map 31920-17 - SR](#)  
[Final Map 31920-17 - Exhibit A Vicinity Map](#)  
[Final Map 31920-17 - Exhibit B Parcel Map](#)

6)                            **Pyro Spectaculars, Inc. Agreement**

**Recommendation:** 1. Waive Lake Elsinore Municipal Code Section 3.08.070F - Exception to bid procedures; and,  
2. Authorize the City Manager to execute the agreement for Fourth of July Fireworks Show in an amount not to exceed \$52,000.00.

**Attachments:**      [Pyro Spectaculars - SR](#)  
[Pyro Spectaculars - Exhibit A - Agreement](#)  
[Pyro Spectaculars - Exhibit B - Insurance](#)  
[Pyro Spectaculars - Exhibit C - Proposal](#)

7)                            **Construction Agreement for Third Street Storm Drain Stage 2 CIP Project No. 4296**

- Recommendation:** 1. Authorize the City Manager to execute the Agreement with Weka, Inc. in the amount of \$4,066,515.50 for Third Street Channel Stage 2, in such final form as approved by the City Attorney; and,  
2. Authorize the City Manager to execute change orders not to exceed the 10 percent contingency amount of \$406,651.50; and,  
3. Authorize the City Clerk to record a Notice of Completion once it is determined the work is complete and the improvements have been accepted by the City.

**Attachments:** [Third Street Channel Stage 2 - SR](#)  
[Third Street Channel - Exhibit A - Agreement](#)  
[Third Street Channel - Exhibit B - Bid Proposal](#)  
[Third Street Channel - Exhibit C - Site Map](#)

**8) Day Downtown Event - Road Closures**

**Recommendation:** Approve Temporary Road Closures on Saturday, May 19, 2018.

**Attachments:** [Day Downtown Event - SR](#)  
[Day Downtown Event - Exhibit A - Road Closures Map](#)

**9) Community Facilities District (CFD) No. 2007-5 (Red Kite) Authorizing the Issuance of Special Tax Bonds, Series 2018**

**Recommendation:** adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, ACTING AS THE LEGISLATIVE BODY OF CITY OF LAKE ELSINORE COMMUNITY FACILITIES DISTRICT NO. 2007-5 (RED KITE) AUTHORIZING THE ISSUANCE OF SPECIAL TAX BONDS, SERIES 2018 IN A PRINCIPAL AMOUNT NOT TO EXCEED \$2,500,000.00 AND APPROVING CERTAIN DOCUMENTS AND TAKING CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH

**Attachments:** [CFD 2007-5 \(Red Kite\) - SR](#)  
[CFD 2007-5 \(Red Kite\) - Exhibit A - Resolution](#)  
[CFD 2007-5 \(Red Kite\) - Exhibit B - Bond Indenture](#)  
[CFD 2007-5 \(Red Kite\) - Exhibit C - Official Statement](#)  
[CFD 2007-5 \(Red Kite\) - Exhibit D - Disclosure Certificate](#)  
[CFD 2007-5 \(Red Kite\) - Exhibit E - Bond Purchase Agreement](#)  
[CFD 2007-5 \(Red Kite\) - Exhibit F - Appraisal Report](#)  
[CFD 2007-5 \(Red Kite\) - Exhibit G - Boundary Map](#)

**10) Citywide Landscaping and Street Lighting District and the Landscaping and Street Lighting District No. 1 for the Fiscal Year 2018-19 Ordering the Preparation and Approval of Engineers' Reports and Resolutions of Intention**

**Recommendation:** adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, ORDERING THE PREPARATION OF AN ENGINEER'S REPORT FOR THE CITYWIDE LANDSCAPING AND STREET LIGHTING DISTRICT (CITYWIDE LLMD); and,

adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, APPROVING THE ENGINEER'S REPORT FOR THE CITYWIDE LLMD); and,

adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, DECLARING COUNCIL'S INTENTION TO PROVIDE FOR AN ANNUAL LEVY AND COLLECTION OF ASSESSMENTS IN THE CITYWIDE LLMD AND SETTING A PUBLIC HEARING FOR JUNE 12, 2018; and,

adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, ORDERING THE PREPARATION OF AN ENGINEER'S REPORT FOR THE LANDSCAPING AND STREET LIGHTING MAINTENANCE DISTRICT NO. 1 (LLMD NO. 1); and,

adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, APPROVING THE ENGINEER'S REPORT FOR LLMD NO.1; and,

adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, DECLARING THEIR INTENTION TO PROVIDE FOR AN ANNUAL LEVY AND COLLECTION OF ASSESSMENTS IN THE LLMD NO. 1 AND SETTING A PUBLIC HEARING FOR JUNE 12, 2018.

**Attachments:**

[LLMD - SR](#)

[LLMD - Exhibit A - Reso Ordering Engineer's Report](#)

[LLMD - Exhibit B - Reso Approving Engineer's Report](#)

[LLMD - Exhibit C - Reso Setting Public Hearing](#)

[LLMD1 - Exhibit D - Reso Ordering Engineer's Report](#)

[LLMD1 - Exhibit E - Reso Approving Engineer's Report](#)

[LLMD1 - Exhibit F - Reso Setting Public Hearing](#)

[LLMD1 - Exhibit G - FY 2018-19 Preliminary Engineer's Report](#)

[LLMD - Exhibit H - FY 2018-19 Preliminary Engineer's Report](#)

[LLMD1 - Exhibit I - Project Map](#)

**11) Compensation Agreement Pursuant To Health and Safety Code Section 34180(f) for Lake Elsinore Successor Agency Transfer of Properties to City of Lake Elsinore for Future Development**

**Recommendation:** Authorize the City Manager to execute the agreement, Certificates of Acceptance and related documents necessary for the transfer of properties from the Successor Agency of the Redevelopment Agency to the City of Lake Elsinore.

**Attachments:**

[Transfer of Properties - SR](#)

[Transfer of Properties - Exhibit A - Agreement](#)

**SUCCESSOR AGENCY CONSENT CALENDAR**

**12) SA Warrant List Dated April 26, 2018**

**Recommendation:** Receive and file.

**Attachments:**

[Warrant - SR](#)

[Warrant - Exhibit A - Summary](#)

[Warrant - Exhibit B - List](#)

**13) SA Minutes of the Regular Meeting of April 24, 2018**

**Recommendation:** Approve the minutes.

**Attachments:** [4-24-18 SA](#)

**14) Approval of a Form of Compensation Agreement and Transfer of Properties to the City of Lake Elsinore for Future Development in Accordance with Health and Safety Code Section 34180(f)**

**Recommendation:** adopt A RESOLUTION OF THE SUCCESSOR AGENCY OF THE REDEVELOPMENT AGENCY OF THE CITY OF LAKE ELSINORE, CALIFORNIA, APPROVING (1) THE FORM OF A COMPENSATION AGREEMENT PURSUANT TO HEALTH & SAFETY CODE SECTION 34180(f); AND, (2) TRANSFER OF CERTAIN PROPERTIES BY THE SUCCESSOR AGENCY TO THE CITY OF LAKE ELSINORE FOR FUTURE DEVELOPMENT

**Attachments:** [Transfer of Properties - SR](#)  
[Transfer of Properties - Vicinity Map](#)  
[Transfer of Properties - Exhibit A - SA Reso](#)  
[Transfer of Properties - Exhibit B - Agreement](#)

**15) Transfer of Governmental Purpose Properties to the City of Lake Elsinore in Accordance with Health and Safety Code Section 34181(a)**

**Recommendation:** adopt A RESOLUTION OF THE SUCCESSOR AGENCY OF THE REDEVELOPMENT AGENCY OF THE CITY OF LAKE ELSINORE, CALIFORNIA, APPROVING THE TRANSFER OF A GOVERNMENTAL PURPOSE PROPERTY TO THE CITY OF LAKE ELSINORE IN ACCORDANCE WITH HEALTH & SAFETY CODE SECTION 34181(a)

**Attachments:** [Transfer of Governmental Purpose Real Property - SR](#)  
[Transfer of Governmental Purpose Real Property - Exhibit A](#)  
[Transfer of Governmental Purpose Real Property - Exhibit B - Reso](#)

**16) Restated Fifth Amendment to Stadium Interim Management Agreement**

**Recommendation:** adopt A RESOLUTION OF THE SUCCESSOR AGENCY OF THE REDEVELOPMENT AGENCY OF THE CITY OF LAKE ELSINORE, CALIFORNIA, APPROVING A RESTATED FIFTH AMENDMENT TO THE STADIUM INTERIM MANAGEMENT AGREEMENT BETWEEN THE SUCCESSOR AGENCY OF THE REDEVELOPMENT AGENCY OF THE CITY OF LAKE ELSINORE AND THE LAKE ELSINORE STORM LP

**Attachments:** [Fifth Amendment - SR](#)  
[Fifth Amendment - Reso](#)  
[Fifth Amendment - Restated](#)

**PUBLIC HEARING****17) Adopt User Fees and Cost Allocation Plan**

**Recommendation:** Staff is requesting it be continued to a date specific, on June 12, 2018. Staff has received several records requests from the Building Industry Association ("BIA") and is in communication with them to clarify staff's approach and respond to their questions. Staff needs additional time to work with them. Staff met with representatives of the BIA on May 2, 2018, and require additional time to work with them.

**Attachments:**      [User Fee Continue Public Hearing - SR](#)

**PUBLIC COMMENTS – NON-AGENDIZED ITEMS – 3 MINUTES**

*(Please read & complete a Request to Address the City Council/Successor Agency form prior to the start of the meeting and turn it in to the City Clerk/Clerk. The Mayor/Chair or City Clerk/Clerk will call on you to speak.)*

**CITY MANAGER COMMENTS**

**CITY ATTORNEY COMMENTS**

**CITY COUNCIL COMMENTS**

**ADJOURNMENT**

The Lake Elsinore City Council and Successor Agency will adjourn to the Regular meeting of Tuesday, June 12, 2018, at 7:00 p.m. in the Cultural Center located at 183 N. Main Street, Lake Elsinore.

**AFFIDAVIT OF POSTING**

I, Susan M. Domen, MMC, City Clerk of the City of Lake Elsinore, do hereby affirm that a copy of the foregoing agenda was posted at City Hall at \_\_\_\_\_ p.m. on May 3, 2018.

\_\_\_\_\_  
Susan M. Domen, MMC  
City Clerk