



City of Lake Elsinore

183 N. Main Street
Lake Elsinore, CA 92530

Regular Agenda City Council / Successor Agency

Steve Manos, Mayor
Brian Tisdale, Mayor Pro-Tem
Robert Magee, Council Member
Natasha Johnson, Council Member
Timothy J. Sheridan, Council Member
Grant Yates, City Manager

Tuesday, October 8, 2019

7:00 PM

Cultural Center

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. 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.

The Regular Meeting of the City Council will be called to order.

ROLL CALL**PUBLIC COMMENTS****CITY COUNCIL CLOSED SESSION****1. CONFERENCE WITH REAL PROPERTY NEGOTIATOR**

(Gov't Code §54956.8)

Property: APNs 374-062-005; 374-062-006; 374-062-015; 374-062-020

Agency negotiator: City Manager Yates

Negotiating parties: City of Lake Elsinore and U.S. Postal Service

Under negotiation: Price and Terms of payment

2. CONFERENCE WITH REAL PROPERTY NEGOTIATOR

(Gov't Code Section 54956.8)

Property: APNs 371-020-001

Agency negotiator: City Manager Director Yates

Negotiating parties: City of Lake Elsinore and Lake Elsinore Entertainment & Sports Center

Under negotiation: Price and terms of payment

RECESS

The City Council will recess to Closed Session.

RECONVENE / CALL TO ORDER - 7:00 P.M.

The Regular Meeting of the City Council will reconvene and the Regular Meeting of the Successor Agency will be called to order.

PLEDGE OF ALLEGIANCE**INVOCATION – MOMENT OF SILENCE****ROLL CALL****PRESENTATIONS / CEREMONIALS****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) Minutes of the Regular City Council Meeting of September 24, 2019

Recommendation: Approve the Minutes.

Attachments: [CC and SA 9-24-19](#)

2) Halloween Spooktacular - Street Closures

Recommendation: Approve Temporary Street Closures for the Halloween Spooktacular Event on October 18, 2019.

Attachments: [Halloween Spooktacular - SR](#)
[Halloween Spooktacular - Exhibit A Road Closure Map](#)

3) Day of the Dead - Street Closures

Recommendation: Approve Temporary Road Closures for Day of the Dead Event on November 2, 2019.

Attachments: [Day of the Dead Street Closures - SR](#)
[Day of the Dead Street Closures - Exhibit A 2019 Detour Plan](#)

4) 51st Annual Grand Prix

Recommendation: 1. Approve Temporary Street Closures for the 51st Annual Lake Elsinore Grand Prix from November 8 - 10, 2019.
2. Approve exemption to the Lake Elsinore Municipal Code (LEMC) Chapter 9.23 Public Consumption of Alcoholic Beverages at Lakepoint Park during event hours.

Attachments: [Grand Prix - SR](#)
[Grand Prix - Exhibit A Detour Map - 2019](#)

5) Construction Contract Award for the SB 821 Palomar/Murrieta Creek Regional Trail CIP Project No. Z30008

Recommendation: 1. Award the Public Works Construction Agreement for the SB 821 Palomar/Murrieta Creek Regional Trail to Black Rock Construction; and,
2. Authorize the City Manager to execute the Agreement in the amount of \$506,000.00 to Black Rock Construction, in substantially 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 to exceed the 10 percent contingency amount of \$50,600.00; and,
4. Authorize the City Engineer to record the Notice of Completion once it is determined the work is complete and the improvements are accepted into the City maintained roadway network.

Attachments: [SB 821 Palomar.Murrieta Creek Regional Trail -SR](#)
[SB 821 Palomar.Murrieta Creek Regional Trail- Exhibit A Agreement](#)

6) Phoenix Tower International Cell Tower Leases Prepayment on Existing Leases and Payment for Additional Ground Equipment at McVicker Park (APN 394-310-011)

Recommendation: Approve and authorize the City Manager to execute:
1. First Amendment to Communications Site Lease Agreement for US-CA-1056 for \$288,000.00, in the form attached and in such final form as approved by the City

Attorney;

2. First Amendment to Communications Site Lease Agreement for US-CA-1190 for \$288,000.00, in the form attached and in such final form as approved by the City

Attorney;

3. Communications Site Lease Agreement for Additional Ground Equipment location space for the co-location of AT&T for \$142,000.00, and condition AT&T to repaint the pole once ground equipment is operational in the form attached and in such final form as approved by the City Attorney.

Attachments:

[Cell Tower Leases - SR](#)

[Cell Tower Leases - Exhibit A - First Amendment Lease Agreement CA-1056 - r](#)

[Cell Tower Leases - Exhibit B - First Amendment Lease Agreement CA-1190 - r](#)

[Cell Tower Leases - Exhibit C - AT&T Lease Agreement \(CA-1056\) v01092319.](#)

[Cell Tower Leases - Exhibit D - US-CA-1056 Original 1998 Agreement](#)

[Cell Tower Leases - Exhibit E - US-CA-1190 Original 2009 Agreement](#)

[Cell Tower Leases - Exhibit F - Letter of Authorization 29355 McVicker Park AT](#)

[Cell Tower Leases - Exhibit G - Letter of Intent](#)

[Cell Tower Leases - Exhibit H - Proposal US-CA-1056 and 1190](#)

[Cell Tower Leases - Exhibit I - Plans For Additional Equipment AT&T](#)

7)

Acquisition of A Debt Service Fund Surety for the Lake Elsinore Recreation Authority (LERA) Lease Revenue Refunding Bonds, Series 2013

Recommendation: Approve and authorize the City Manager to acquire from Build America Mutual Assurance Company ("BAM") a Debt Service Reserve Fund Surety for the Lease Revenue Refunding Bonds (Public Facilities Project) Series 2013.

Attachments:

[Surety Acquisition - SR](#)

[Surety Acquisition - Exhibit A - Resolution](#)

[Surety Acquisition - Exhibit B - Debt Service Reserve Agreement](#)

8)

Construction Agreement to J&L Constructors Inc. for the City Hall Window Replacement Project (CIP PROJECT #Z20005)

Recommendation:

1. Award a Construction Agreement to J&L Constructors Inc. for the City Hall Window Replacement Project (CIP PROJECT #Z20005).
2. Approve and authorize the City Manager to execute the Agreement in the not to exceed amount of \$86,543.00 with J&L Constructors Inc. in the form attached and in such final form as approved by the City Attorney.
3. Authorize the City Manager to execute change orders not to exceed a 10 percent contingency amount of \$8,654.30 for construction uncertainties and adjustments.

Attachments:

[City Hall Windows - SR](#)

[City Hall Windows - Exhibit A - Agreement](#)

[City Hall Windows - Exhibit B - Proposal](#)

9)

Construction Agreement to Polar Express Heating and Air for HVAC units at various City Facilities (CIP PROJECT #Z20005)

Recommendation:

1. Award a Construction Agreement to Polar Express Heating and Air for replacement of HVAC units at various City Facilities (CIP PROJECT # Z20005).

2. Approve and authorize the City Manager to execute the Agreement in the not to exceed amount of \$96,404.89 with Polar Express Heating and Air in the form attached and in such final form as approved by the City Attorney.
3. Authorize the City Manager to execute change orders not to exceed a 10 percent contingency amount of \$9,641.00 for construction uncertainties and adjustments.

Attachments: [HVAC - SR](#)
 [HVAC - Exhibit A - Agreement](#)
 [HVAC - Exhibit B - Proposal](#)

10) Authorize the City Manager to execute Change Order #1 in the amount of \$70,248.19 for additional remodeling work to the Lake Elsinore Neighborhood Center (CIP Project #Z20015)

Recommendation: Authorize the City Manager to execute Change Order #1 in the amount of \$70,248.19 with Corner Keystone Construction Corporation for additional remodeling work to the Lake Elsinore Neighborhood Center Project.

Attachments: [Change Order #1 - SR](#)
 [Change Order #1 - Exhibit A - Change Order Form](#)

SUCCESSOR AGENCY CONSENT CALENDAR

11) Minutes of the Regular Successor Agency Meeting of September 24, 2019

Recommendation: Approve the Minutes.

Attachments: [CC and SA 9-24-19](#)

12) Approve and authorize the Executive Director to execute a First Amendment to the Professional Services Agreement for the Diamond Stadium Concession Stand #3 Design and Architectural Services with STK Architecture Inc.

Recommendation: Approve and authorize the Executive Director to execute a First Amendment to the Professional Services Agreement for the ADA accessibility and Health Department Code Compliance of Diamond Stadium Concession Stand #3 with STK Architecture Inc. in the amount not to exceed \$16,725.00, in the form attached and in such final form as approved by the City Attorney.

Attachments: [STK - SR](#)
 [STK - Exhibit A First Amendment](#)
 [STK - Exhibit B Proposal](#)

PUBLIC HEARING(S)

13) Development Agreement 2019-02: A development agreement for Tentative Tract Map 32129, commonly known as Rosetta View Estates, consisting of 27 single family residential lots, 6 open space lots, and a water quality basin.

Recommendation: Introduce by title only and waive further reading of AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, APPROVING A DEVELOPMENT AGREEMENT FOR TENTATIVE TRACT MAP 32129, COMMONLY

KNOWN AS ROSETTA VIEW ESTATES.

Attachments:

[DA 2019-02 - Staff Report](#)

[DA 2019-02 - Exhibit A DA Ordinance](#)

[DA 2019-02 - Exhibit B DA](#)

[DA 2019-02 - Exhibit C Vicinity Map](#)

[DA 2019-02 - Exhibit D Aerial Map](#)

[DA 2019-02 - Exhibit E TTM 32129](#)

BUSINESS ITEM(S)

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 will adjourn to the Regular meeting of Tuesday, October 22, 2019, at 7:00 p.m. in the Cultural Center located at 183 N. Main Street, Lake Elsinore.

AFFIDAVIT OF POSTING

I, Luz Reyes, Office Specialist of the City Clerk's Department 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 October 3, 2019.

Luz Reyes
Office Specialist III
City Clerk's Department