



City of Lake Elsinore

183 N. Main Street
Lake Elsinore, CA 92530

Regular Agenda - Final City Council / Successor Agency

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

Tuesday, May 12, 2020

7:00 PM

Cultural Center

CLOSED SESSION at 5:00 PM

PUBLIC SESSION at 7:00 PM

CORONAVIRUS DISEASE (COVID-19) ADVISORY

To protect our constituents, City officials and City staff, the City requests all members of the public to follow the California Department of Health Services' guidance and the County of Riverside Public Health Officer Order for the Control of COVID-19 restricting group events and gatherings and maintaining social distancing. Additional information regarding COVID-19 is available on the City's website at www.lake-elsinore.org.

Consistent with Executive Order N-29-20, in-person participation by the public will not be permitted and no physical location from which the public may observe the meeting will be available. Remote public participation is allowed in the following ways:

- 1) Cable T.V. Broadcast on Spectrum Channel 29 and Frontier Channel 31.
- 2) Livestream online at <https://lake-elsinore.legistar.com/Calendar.aspx>.
- 3) Email public comments to calvarez@lake-elsinore.org before or during the meeting, prior to the close of Public Comments or the close of the public comment portion of a Public Hearing Item, to be read by the City Clerk during that portion of the meeting. Lengthy public comment may be summarized in the interest of time. Comments received prior to 4:00 p.m. on the day of the meeting will be transmitted to the City Council Members.
- 4) To call into the meeting and provide public comment via Zoom, please register by clicking the following link before 5:00 p.m. on the day of the meeting:
<https://bit.ly/LakeElsinoreMay12-2020>

TELECONFERENCE NOTICE

Pursuant to Executive Order N-29-20 Issued by Governor Gavin Newsom on March 17, 2020 and, to the extent applicable, Government Code Section 54953(b), the May 12, 2020 City Council Meeting may include teleconference participation by the City Council Members and City staff. Consistent with Executive Order N-29-20, teleconference locations utilized by City Council Members shall not be accessible to the public and are not subject to special posting requirements.

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.

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 5:00 P.M.

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

ROLL CALL**PUBLIC COMMENTS**

(Please e-mail your request to speak or your comments to the City Clerk at calvarez@lake-elsinore.org prior to the start of the meeting. The Mayor or City Clerk will call on you to speak.)

CITY COUNCIL CLOSED SESSION

1. CONFERENCE WITH REAL PROPERTY NEGOTIATOR
(Gov't Code Section 54956.8)
Property: APN 374-172-009-3, -012-5, & -021-3
Agency negotiator: City Manager Yates
Negotiating parties: City of Lake Elsinore and Sunlight 2266, LLC
Under negotiation: Price and terms of payment
2. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION (Paragraph (1) of subdivision (d) of Gov't Code § 54956.9) California Public Utilities Commission, In the Matter of the Application of Southern California Edison Company (U338E) for a Certificate of Public Convenience and Necessity for the Alberhill System Project, Application 09-09-022

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****1) Public Works Week**

Proclaim the Week of May 17-23, 2020 as "Public Works Week" in the City of Lake Elsinore.

Attachments: [Proclamation](#)

CLOSED SESSION REPORT

PUBLIC COMMENTS – NON-AGENDIZED ITEMS – 1 MINUTE

(Please e-mail your request to speak or your comments to the City Clerk at calvarez@lake-elsinore.org prior to the start of the meeting. The Mayor or City 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.)

2) Minutes of the Regular City Council Meeting of April 28, 2020

Approve the Minutes.

Attachments: [04-28-2020 Draft](#)

3) Second Reading of Ordinance Approving Development Agreement No. 2019-07 (Tree Haus)

Adopt by title only and waive further reading of AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, APPROVING DEVELOPMENT AGREEMENT NO. 2019-07 FOR A 4,892 SF CANNABIS FACILITY AT 18532 PASADENA STREET (APN: 377-430-023).

Attachments: [PA 2019-81 Tree Haus Ordinance 2nd Reading - SR](#)
[PA 2019-81 Tree Haus - Exhibit A DA Ordinance](#)

4) Second Reading of Ordinance Approving Development Agreement No. 2020-01 (Kind Delivery Co.)

Adopt by title only and waive further reading of AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, APPROVING DEVELOPMENT AGREEMENT NO. 2020-01 FOR A 3,754 SF CANNABIS FACILITY AT 571 CRANE UNIT H (APN:377-410-032).

Attachments: [PA 2020-84 Kind Delivery Ordinance 2nd Reading - SR](#)
[PA 2020-84 Kind Delivery - Exhibit A DA Ordinance](#)

5) Second Reading of Ordinance Approving Development Agreement No. 2019-04 (Alba Systems)

Adopt by title only and waive further reading of AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, APPROVING DEVELOPMENT AGREEMENT NO. 2019-04 FOR A 2,352 SF CANNABIS FACILITY AT 31879 CORYDON SUITE 150 (APN:370-051-025).

Attachments: [PA 2019-33 Alba Systems Ordinance 2nd Reading - SR](#)
[PA 2019-33 Alba Systems - Exhibit A DA Ordinance](#)

6) **Second Reading of Ordinance Regarding Electronic and Digital Signatures**

Adopt by title only and waive further reading of AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, ADDING CHAPTER 2.52 (ELECTRONIC SIGNATURES) TO TITLE 2 (ADMINISTRATION AND PERSONNEL) OF THE LAKE ELSINORE MUNICIPAL CODE RELATING TO ELECTRONIC AND DIGITAL SIGNATURES ON DOCUMENTS USED AND ACCEPTED BY THE CITY OF LAKE ELSINORE.

Attachments: [Electronic Signatures Ordinance 2nd Reading - SR](#)

[Electronic Signatures - Exhibit A Ordinance](#)

7) **Calling a General Municipal Election to be held on November 3, 2020**

1. Adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, CALLING FOR THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 3, 2020, FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES;
2. Adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES STATEMENTS SUBMITTED TO THE VOTERS AT AN ELECTION TO BE HELD ON TUESDAY, NOVEMBER 3, 2020; and
3. Adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 3, 2020, WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THE DATE PURSUANT TO § 10403 OF THE ELECTIONS CODE.

Attachments: [Election - SR](#)

[Election - Exhibit A - Reso Calling Election](#)

[Election - Exhibit B - Reso Candidate Regulations](#)

[Election - Exhibit C - Reso County Services](#)

[Election - Exhibit D - Election Calendar](#)

8) Annexation No. 9 Into Community Facilities District (CFD) No. 2015-2 (Maintenance Services) for TR 32129 and 30698 (Rosetta Hills)

Adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, DECLARING ITS INTENTION TO ANNEX TERRITORY INTO COMMUNITY FACILITIES DISTRICT NO. 2015-2 (MAINTENANCE SERVICES) OF THE CITY OF LAKE ELSINORE, ADOPTING A MAP OF THE AREA TO BE PROPOSED (ANNEXATION NO. 9) AND AUTHORIZING THE LEVY OF SPECIAL TAXES THEREIN.

Attachments:

[CFD 2015-2 Annex No. 9 - SR](#)

[CFD 2015-2 Annex No. 9 - Exhibit A Resolution of Intent](#)

[CFD 2015-2 Annex No. 9 - Exhibit A1 Resolution Exhibits A-H](#)

[CFD 2015-2 Annex No. 9 - Exhibit B Project Map](#)

9) Citywide Landscaping and Street Lighting District and the Landscaping and Street Lighting District No. 1 for the Fiscal Year 2020-21 ordering the preparation and approval of Engineer's Reports and Resolutions of Intention.

1. 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);
2. Adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, APPROVING THE ENGINEER'S REPORT FOR THE CITYWIDE LLMD;
3. Adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, DECLARING THE CITY COUNCIL'S INTENTION TO PROVIDE FOR AN ANNUAL LEVY AND COLLECTION OF ASSESSMENTS IN THE CITYWIDE LLMD AND SETTING A PUBLIC HEARING FOR JUNE 23, 2020;
4. Adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, ORDERING THE PREPARATION OF AN ENGINEER'S REPORT FOR LANDSCAPING & STREET LIGHTING MAINTENANCE DISTRICT NO. 1 (LLMD NO. 1);
5. Adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, APPROVING THE ENGINEER'S REPORT FOR LLMD NO.1; and
6. Adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, DECLARING THE CITY COUNCIL'S INTENTION TO PROVIDE FOR AN ANNUAL LEVY AND COLLECTION OF ASSESSMENTS IN LLMD NO. 1 AND SETTING A PUBLIC HEARING FOR JUNE 23, 2020.

Attachments:[Citywide & LMD No.1 - SR](#)[Citywide & LMD No. 1 - Exhibit A Reso. Preparation of an Engineer's Report](#)[Citywide & LMD No. 1 - Exhibit B Reso. Approving the Engineer's Report](#)[Citywide & LMD No. 1 - Exhibit C Reso. Declaring Intention Setting the Public H](#)[Citywide & LMD No. 1 - Exhibit D Reso. Preparation of an Engineer's Report](#)[Citywide & LMD No. 1 - Exhibit E Reso. Approving the Engineer's Report](#)[Citywide & LMD No. 1 - Exhibit F Reso. Declaring Intention Setting the Public H](#)[Citywide & LMD No. 1 - Exhibit G Preliminary Engineer's Report for Citywide LL](#)[Citywide & LMD No. 1 - Exhibit H Preliminary Engineer's Report for LMD No. 1](#)

10)

Professional Services Agreement for Environmental Clearance and Final Design for the Auto Center Drive/Casino Drive Bridge Seismic Retrofit Project

Authorize the City Manager to execute an Agreement for Professional Engineering Services in the amount of \$1,374,266 to WKE, Inc., plus an additional 10% in contingency, in final form as approved by City Attorney.

Attachments:[Auto Center Drive Bridge - SR](#)[Auto Center Drive Bridge - Exhibit A - Agreement](#)

11)

Amendment No. 2 to the Professional Services Agreement with STK Architecture Inc. for Architectural Services for Public Works Tenant Improvements to the Administrative Building located at 522 Poe Street

Authorize the City Manager to execute the Second Amendment to the Professional Services Agreement for Architectural Services for Public Works Tenant Improvements to the Building located at 522 Poe Street in the amount of \$4,290, subject to approval as to form by the City Attorney.

Attachments:[STK - SR](#)[STK - Exhibit A 2nd Amendment](#)[STK - Exhibit A1 Proposal](#)[STK - Exhibit B 1st Amendment](#)[STK - Exhibit C Original Agreement](#)

12)

HSIP Advanced Dilemma Zone Detection Supplemental Agreement No. F011 for Federal Aid Project HSIPL-5074(020) to the Administering Agency-State Master Agreement No. 08-5074F-15

1. Adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, AUTHORIZING EXECUTION OF THE FEDERAL AID PROGRAM SUPPLEMENT AGREEMENT NO. F011 TO THE ADMINISTERING AGENCY-STATE MASTER AGREEMENT NO. 08-507F15 AND ALL SUBSEQUENT HSIPL-5074(020) ADVANCED DILEMMA ZONE DETECTION PROJECT SPECIFIC PROGRAM SUPPLEMENTS;

2. Authorize the City Manager to sign HSIPL-5074(019) Advanced Dilemma Zone Detection Program Supplement No. F009 to the Administering Agency-State Master Agreement No. 08-507F15 and all subsequent HSIPL-5074(019) Advanced Dilemma Zone Detection project specific Program Supplement Agreements; and
3. Authorize the City Clerk to return the signed agreement, in duplicate, to Caltrans Office of Local Programs for execution.

Attachments:[HSIP Cycle 9 Program Supplement Agreement - SR](#)[HSIP Cycle 9 Program Supplement Agreement - Exhibit A - Resolution](#)[HSIP Cycle 9 Program Supplement Agreement - Exhibit B - Agreement](#)

13) Community Facilities District (CFD) No. 2015-1 (Safety Services) Declaring its Intention to Consider Annexing Territory to City of Lake Elsinore Community Facilities District (CFD) No. 2015-1 (Safety Services)

Adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, ACTING AS THE LEGISLATIVE BODY OF THE CITY OF LAKE ELSINORE COMMUNITY FACILITIES DISTRICT NO. 2015-1 (SAFETY SERVICES) DECLARING ITS INTENTION TO CONSIDER ANNEXING TERRITORY TO CITY OF LAKE ELSINORE COMMUNITY FACILITIES DISTRICT NO. 2015-1 (SAFETY SERVICES)

Attachments:[Annex CFD 2006-4 to 2015-1\(Safety Services\) - SR](#)[Annex CFD 2006-4 to 2015-1\(Safety Services\) - Exhibit A Resolution](#)[Annex CFD 2006-4 to 2015-1\(Safety Services\) - Exhibit B Landowner Petition](#)[Annex CFD 2006-4 to 2015-1\(Safety Services\) - Exhibit C Project Map](#)

14) Community Facilities District (CFD) No. 2006-4 (Tracts 30698 & 32129), Declaring its Intention to Consider Amending the Rate and Method of Apportionment of Special Tax for the District, Amending the Boundary Map of the District and Approving Amendments to the Facilities Authorized to be Financed by the District

Adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, ACTING AS THE LEGISLATIVE BODY OF THE CITY OF LAKE ELSINORE COMMUNITY FACILITIES DISTRICT NO. 2006-4 (TRACTS 30698 & 32129), DECLARING ITS INTENTION TO CONSIDER AMENDING THE RATE AND METHOD OF APPORTIONMENT OF SPECIAL TAX FOR THE DISTRICT, AMENDING THE BOUNDARY MAP OF THE DISTRICT AND APPROVING AMENDMENTS TO THE FACILITIES AUTHORIZED TO BE FINANCED BY THE DISTRICT

Attachments: [CFD 2006-4 Change Proceedings - SR](#)
[CFD 2006-4 Change Proceedings - Exhibit A Resolution](#)
[CFD 2006-4 Change Proceedings - Exhibit B Funding Agreement](#)
[CFD 2006-4 Change Proceedings - Exhibit C Joint Community Facilities Agreeen](#)
[CFD 2006-4 Change Proceedings - Exhibit D Landowner Petition](#)
[CFD 2006-4 Change Proceedings - Exhibit E Project Map](#)

15) Amendment No. 1 to Nossaman Legal Services Agreement - Special Counsel (State and Federal Environmental Permitting B3 Program)

Authorize the City Manager to execute Amendment No. 1 to the Legal Services Agreement with Nossaman, LLP in substantially the form attached and in such final form as approved by the City Attorney.

Attachments: [Nossaman PSA Amendment 1- SR](#)
[Nossaman PSA Amendment 1- Exhibit A Amendment](#)
[Nossaman PSA Amendment 1- Exhibit B Original Agreement](#)

SUCCESSOR AGENCY CONSENT CALENDAR

16) Minutes of the Regular Successor Agency Meeting of April 28, 2020

Approve the Minutes.

Attachments: [04-28-2020 Draft](#)

PUBLIC HEARING

17) Participation in the Transportation Uniform Mitigation Fee (TUMF) Program; and adopting a TUMF Schedule

Adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, ADOPTING A TRANSPORTATION UNIFORM MITIGATION FEE SCHEDULE.

Attachments: [TUMF Program - SR](#)
[TUMF Program - Exhibit A Resolution Adopting a TUMF Schedule](#)

PUBLIC COMMENTS – NON-AGENDIZED ITEMS – 3 MINUTES

(Please e-mail your request to speak or your comments to the City Clerk at calvarez@lake-elsinore.org prior to the start of the meeting. The Mayor or City 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 next Regular meeting of Tuesday, May 26, 2020 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.

AFFIDAVIT OF POSTING

I, Candice Alvarez, 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 6:00 p.m. on Thursday, May 7, 2020.

Candice Alvarez, MMC
City Clerk