



**City of Lake Elsinore
Meeting Minutes
City Council
Tuesday, June 27, 2017**

Call to Order

A Regular meeting of the Council of the City of Lake Elsinore was held in the Cultural Center, 183 North Main Street, on the above date. The meeting was called to order at 5:00 p.m. by Mayor Magee, noting the absence of Council Member Hickman. There being no members of the public appearing to speak, the meeting recessed at 5:01 p.m. to Closed Session.

City Council Closed Session

1) CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

Paragraph (1) of subdivision (d) of Gov't Code § 54956.9

Castle & Cooke Alberhill Homebuilding, Inc. v. City of Lake Elsinore
Superior Court Case No. RIC 1610778

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 Permit to Construct Electrical Facilities With Voltages Between 50kV and 200kV: Valley Ivyglen 115 kV Subtransmission Line Project, Application 07-01-031, and 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 [Consolidated by Ruling dated June 19, 2017]

3) CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION

Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9: 1 potential case

Reconvene

The meeting reconvened at 7:00 p.m.

Pledge of Allegiance

The Pledge of Allegiance was led by Connor and Jacob from Boy Scout Troop 430.

Invocation – Moment of Silence

Mayor Magee requested a moment of silence.

Roll Call

Present: Council Members Hickman, Manos and Tisdale; Mayor Pro Tem Johnson and Mayor Magee
Absent: None

Presentations / Ceremonials

- 1) Proclamation Declaring July as Parks and Recreation Month – Mayor Magee presented the proclamation to Community Services Director Skinner who announced the events throughout the City to celebrate.

Closed Session Report

City Attorney Leibold listed the items discussed by Council and reported that on Item No. 1 the City Council authorized a Settlement and Tolling Agreement with Castle and Cook: and, on Item No. 3 directed the City Attorney to respond to the Federal Energy Regulatory Commission.

Public Comments – Non-Agendized Items

Appearing to comment were: Ace Vallejos, Sharon Gallina and Paulie Tehrani.

Consent Calendar

It was moved by Council Member Tisdale, seconded by Council Member Manos, and unanimously carried, to approve the Consent Calendar.

Item Nos. 11, 14 and 16 were pulled for discussion and are listed below.

- 1) Warrant List Dated June 8, 2017 – received and filed.
- 2) Investment Report for May 2017 – received and filed.
- 3) Independent Contractor Agreement for Instruction with Early Learners – authorized the City Manager to execute the Agreement in an amount not to exceed \$70,000, in such final form as approved by the City Attorney.
- 4) Independent Contractor Agreement for Instruction with Lorena Hancock – authorized the City Manager to execute the Agreement in an amount not to exceed \$70,000, in such final form as approved by the City Attorney.
- 5) Amendment No. 3 - Extension of Agreement with Evergreen Cleaning Solution for Citywide Janitorial Services – authorized the City Manager to execute the Amendment to allow for an additional 12 month term in an amount not to exceed \$94,619, in such final form as approved by the City Attorney.
- 6) Professional Services Agreement (PSA) with Lynn Merrill & Associates, Inc. for NPDES Industrial, Commercial and Post Construction Inspection Services – authorized the City Manager or his Designee to execute the PSA and one annual renewal option in an amount not to exceed \$15,000, in such final form as approved by the City Attorney.
- 7) Amendment No. 2 - Extension of Agreement for the Contract Services with Excel Landscape, Inc. for Citywide Landscape Maintenance – authorized the City Manager to execute the Amendment to

allow for a 12 month extension in an amount not to exceed \$974,223, which includes a \$132,000 contingency, in such final form as approved by the City Attorney.

- 8) Amendment No. 3 - Extension of Agreement for Contract Services (On-Call) for West Coast Arborist, Inc. for Annual Citywide Tree Maintenance Service – authorized the City Manager to execute the Amendment to allow for a one year renewal term in an amount not to exceed \$150,000, in such final form as approved by the City Attorney.
- 9) Conveyance of Right of Way Quitclaimed by the County of Riverside – accepted the Conveyance and authorized the City Manager to execute a Certificate of Acceptance.
- 10) Amendment No. 3 - Extension of Agreement for Contract Services for Production Video – authorized the City Manager to execute the Amendment for a one year term in an amount not to exceed \$15,000, in such final form as approved by the City Attorney.
- 12) Amendment No. 1 to Agreement for Design Consulting Services with PlainJoe Studios for the RV Campground Project (CIP PROJECT #Z40007) – authorized the City Manager to execute the Amendment in an amount not to exceed \$30,000, in such final form as approved by the City Attorney.
- 13) CDBG Joint Recipient Cooperative Agreement for Fiscal Years 2018-2019, 2019-2020, and 2020-2021 – adopted the Resolution.

Resolution No. 2017-078

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, AUTHORIZING PARTICIPATION IN THE COUNTY OF RIVERSIDE'S URBAN COUNTY PROGRAM FOR FISCAL YEARS 2018-2019, 2019-2020, and 2020-2021

- 15) Agreement and Escrow Instructions for Purchase and Sale of Real Property: APN 373-023-026 (Mamie Miller Hunt Trust) – approved the Agreement and Escrow Instructions; authorized the City Manager to execute the agreement and the Certificate of Acceptance for a purchase price of \$19,500, in such final form as approved by the City Attorney.
- 17) Professional Services Agreement (PSA) for the 2017 Pavement Management Program – awarded the PSA to Bucknam Infrastructure Group, Inc; and, authorized the City Manager to execute the PSA in an amount not to exceed \$70,442, in such and final form as approved by the City Attorney.
- 18) Agreement for Wildland Protection Services – adopted the Resolution; and, authorized the City Manager to execute the agreement in an amount not to exceed \$51,781.80, in such final form subject to minor modifications as approved by the City Attorney.

Resolution No. 2017-079

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, APPROVING THE CALIFORNIA DEPARTMENT OF FORESTRY AND FIRE AGREEMENT FOR WILDLAND PROTECTION SERVICES FOR FISCAL YEAR 2017/2018

- 19) Final Map 33370 (Tessera) – approved the Map subject to the City Engineer's acceptance as being true and correct; authorized the City Clerk to sign the map and arrange for the recordation; and, authorized the City Manager to sign the subdivision agreement with Lumos Communities LLC, in such form as approved by the City Engineer and City Attorney to secure completion of the monumentation and improvements.

Items Removed from the Consent Calendar

11) Professional Services Agreement (PSA) with William's Bait and Tackle, Inc. for Operational Management of La Laguna Resort and Boat Launch –

Appearing to speak wa: Bentley Brown.

It was moved by Council Member Tisdale, second by Council Member Manos, and unanimously carried, to authorize the City Manager to execute the agreement in an amount not to exceed \$377,763, in such final form as approved by the City Attorney.

14) Annexation No. 4 Into Community Facilities District No. 2015-2 (Maintenance Services) for Cottage Lane (TR 32996)

Appearing to speak was: Ace Vallejos.

It was moved by Council Member Manos, second by Mayor Pro Tem Johnson, and unanimously carried, to adopt the Resolution.

Resolution No. 2017-083

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. 4) AND AUTHORIZING THE LEVY OF SPECIAL TAXES THEREIN

16) Planning Application No. 2016-103 (Mission Trail Apartments) - A Request by C&C Development for the Approval of a Residential Design Review Application for the Development of 81 Multifamily Residential Units Located Within Four Buildings

Appearing to speak were: Ace Vallejos and Paulie Tehrani.

It was moved by Council Member Manos; seconded by Council Member Tisdale, and unanimously carried, to adopt the Resolutions.

Resolution No. 2017-084

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, APPROVING A MITIGATED NEGATIVE DECLARATION (ER 2017-00005) (SCH 2017041057) FOR PLANNING APPLICATION 2016-103 (RESIDENTIAL DESIGN REVIEW 2016-00023); and,

Resolution No. 2017-085

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, ADOPTING FINDINGS THAT PLANNING APPLICATION 2016-103 IS CONSISTENT WITH THE WESTERN RIVERSIDE COUNTY MULTIPLE SPECIES HABITAT CONSERVATION PLAN (MSHCP); and,

Resolution No. 2017-086

adopt, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, APPROVING PLANNING APPLICATION 2016-103 FOR 81 MULTIFAMILY RESIDENTIAL UNITS LOCATED WITHIN FOUR BUILDINGS AND RELATED IMPROVEMENTS, LOCATED AT ASSESOR PARCEL NUMBER 365-030-00

Public Hearings

20) Issuance of Tax Exempt Bonds for the Mission Trails Apartments and Resolution Approving the Issuance of Bonds

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

There were no Conflict of Interest disclosures to report. City Clerk Domen affirmed receipt of Proof of Publication; that the complete file of exhibits, correspondence and other documentation were on file; and, noted that zero pieces of correspondence had been received.

Assistant City Manager Simpson provided the Staff Report.

Appearing to speak was: Ace Vallejos.

Council Members Manos, Tisdale and Hickman responded to comments from the public.

The Public Hearing was closed at 7:28 p.m.

It was moved by Council Member Manos, seconded by Mayor Pro Tem Johnson, and unanimously carried, to adopt the Resolution.

Resolution No. 2017-080

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, APPROVING THE ISSUANCE BY THE CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY OF MULTIFAMILY HOUSING REVENUE BONDS FOR THE MISSION TRAIL APARTMENTS

21) Citywide Landscaping and Street Lighting District (Citywide LLMD) and the Landscaping and Street Lighting Maintenance District No. 1 (LLMD) for Fiscal Year 2017-18

The Public Hearing was opened at 7:29 p.m.

There were no Conflict of Interest disclosures to report. City Clerk Domen affirmed receipt of Proof of Publication; that the complete file of exhibits, correspondence and other documentation were on file; and, noted that zero pieces of correspondence had been received.

Assistant City Manager Simpson presented the Staff Report.

There were no members of the Public appearing to speak.

There being no further discussion, the Public Hearing was closed at 7: 32 p.m.

It was moved by Council Member Manos, seconded by Mayor Pro Tem Johnson, and unanimously carried, to adopt the Resolutions.

Resolution No. 2017-081

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, CONFIRMING A DIAGRAM AND ASSESSMENT AND PROVIDING FOR ANNUAL ASSESSMENT LEVY AFTER FORMATION OF A DISTRICT FOR FISCAL YEAR 2017-18 FOR THE CITYWIDE LLMD; and,

Resolution No. 2017- 082

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, CONFIRMING A DIAGRAM AND ASSESSMENT AND PROVIDING FOR ANNUAL ASSESSMENT LEVY AFTER FORMATION OF A DISTRICT FOR FISCAL YEAR 2017-18 FOR THE LLMD NO. 1

Business Item

22) Appointments to the Public Safety Advisory Commission (PSAC)

Mayor Pro Tem Johnson provided the Staff Report.

It was moved by Council Member Hickman, seconded by Council Member Manos, and unanimously carried, to appoint Jerry Carlos, Agnes Williams and Roger Miller to serve on the PSAC for a term of four years, commencing on July 1, 2017, through June 30, 2021.

Recess / Reconvene

The meeting recessed to the Successor Agency at 7:36 p.m. and reconvened at 7:36 p.m., with all Members present.

Public Comments – Non-Agendized Items

Appearing to speak were: Heather Brett, Bentley Brown, Paulie Tehrani and Ace Vallejos

City Manager Comments

City Manager Yates introduced Community Services Director Skinner who presented a Power Point presentation on the 4th of July Celebration events and fire safety.

City Attorney Comments

City Attorney Leibold noted that the State published the 2017 low-income limits, which are set at \$53,000 for a four person household.

City Council Comments

Council Member Manos provided an update on the Senate Bill 35 Housing Regulations; announced the Car Cruise on Main Street will be held on July 29th, August 26th, and September 30th; and, reported the Clean LE Litter Pick-Up event was successful and encouraged people to sign up.

Council Member Hickman encouraged people to sign up for clean events; announced the Rosetta Canyon Sports will receive the Park and Recreation Project of Year Award by the American Society of Civil Engineers; reminded everyone to keep the City clean on the 4th of July; and, announced July 9th is the Stand Up to Alzheimer's first paddle craft race on the lake.

Council Member Tisdale announced the progress of the Homeless Task Force and their strategic objectives; reminded everyone not give money to homeless and to respond in a responsible manner by referring them to agencies that can help.

Mayor Pro Tem Johnson provided an update on the campground renovations; announced the Elsinore Woman's Club Art Show to be held on July 14th and 15th; reminded everyone to use the Alert LE app to report concerns around the City with new options to report transient concerns; congratulated Staff on the award for the Rosetta Canyon Sports Park, asked everyone to keep firefighters in their thoughts and prayers; and, congratulated Jacob and Conner for finishing the Citizenship in the Community Merit Badge.

Mayor Magee asked City Engineer Fagrell to report back on the Mrs. Brett's concern and the slurry seal items brought up by the public speakers; provided 4th of July pet safety tips and reminded everyone to call the shelter if they lose their pet; invited everyone to Family Day and the Grand Re-Opening of the Senior Community Center on July 13th; announced that Angler Chronicles is airing the "2017 The City of Dream Extreme" video on Fox Sports West and online; congratulated the Lake Elsinore Valley Chamber of Commerce for receiving the 2017 President's Circle Award and recognized President Kim Cousins; and, reminded everyone to be safe this weekend.

Adjournment

The meeting adjourned at 8:13 p.m. to Tuesday, July 11, 2017, at 7:00 p.m. in the Cultural Center located at 183 N. Main Street, Lake Elsinore.

Robert E. Magee
Mayor

Susan M. Domen, MMC
City Clerk