



**City of Lake Elsinore  
Meeting Minutes  
City Council  
Tuesday, June 13, 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 5:03 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 5:03 p.m. to Closed Session.

**City Council Closed Session**

**CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION**

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Gov't Code Section 54956.9: 1 potential case

**CONFERENCE WITH LABOR NEGOTIATOR (Gov't Code Section 54957.6)**

City negotiator: City Manager Grant Yates

Employee organization: Lake Elsinore Chapter of Laborer's International Union of North America, Local 777

**Reconvene**

The meeting reconvened at 7:00 p.m.

**Pledge of Allegiance**

The Pledge of Allegiance was led by Mayor Magee.

**Invocation – Moment of Silence**

Mayor Magee requested a moment of silence.

**Roll Call**

Present: Council Members Manos and Tisdale; Mayor Pro Tem Johnson and Mayor Magee

Absent: Council Member Hickman

**Presentations / Ceremonials**

- 1) Recognition of Temescal Canyon High School Varsity Softball Team - Undefeated Sunbelt League Champions – Mayor Magee presented certificates of recognition to the Temescal Canyon High School Varsity Softball Team.

## **Closed Session Report**

City Attorney Leibold listed the Items discussed by Council and stated there was nothing to report out.

## **Public Comments – Non-Agendized Items**

Appearing to comment were: Larry Numedahl, Ace Vallejos, Glen Hodges and Ms. Miller.

## **Consent Calendar**

It was moved by Mayor Pro Tem Johnson, seconded by Council Member Tisdale, and unanimously carried noting the absence of Council Member Hickman, to approve the Consent Calendar.

Item Nos. 5, 11, 14 and 16 were pulled for discussion and are listed below.

- 1) Warrant List Dated May 25, 2017 – received and filed.
- 2) Minutes of the Regular Meeting of May 23, 2017 – approved.
- 3) Amendment No. 2 - Extension of Agreement for Contract Services (On-Call) for All American Asphalt and NPG, Inc. - Project No. Z10002 – authorized the City Manager to execute the Amendments in amount not to exceed \$55,000 for each agreement, in such final form as approved by the City Attorney.
- 4) Amendment No. 2 - Extension of Agreement for Contract Services (On-Call) for DM Contracting, Inc. – authorized the City Manager to execute Amendment No. 2 in an amount not to exceed \$55,000, in such final form as approved by the City Attorney.
- 6) Annual Adoption of Investment Policy – approved the 2017 Investment Policy.
- 7) 2017 Annual Consumer Price Index Increase for Refuse Collection Services Provided by CR&R – received and filed.
- 8) Amendment No. 1 to Extend and Increase Compensation for Hemet Fence Corp. Agreement for Contractor Services (On-call) – authorized the City Manager to execute Amendment No. 1 in the additional amount of \$38,000, bringing the total contract amount to \$68,000, in such final form as approved by the City Attorney.
- 9) Road Closures for July 4th Fireworks Show – approved temporary road closures from 8:30 p.m. to 20 minutes following the fireworks.
- 10) Amendment No. 2 - Extension of Agreement for Contract Services (On-Call) for J&S Striping Company – authorized the City Manager to execute Amendment No. 2, to allow for a one year renewal term in an amount not to exceed \$175,000, in such final form as approved by the City Attorney.
- 12) Construction Agreement with Maples and Associates for the Installation of Wet Utilities at the RV Resort Rehabilitation Project (CIP PROJECT #Z40007) – awarded the agreement; authorized the City Manager to execute the agreement in an amount not to exceed \$871,123, in such final form as approved by the City Attorney; and, authorized the City Manager to execute change orders not to exceed a 10% contingency amount of \$87,112 for underground uncertainties and adjustments.

- 13) Alleyway Lease Agreement - APN 374-174-013 with Thomas Anthony Martin, DBA The Wreck – authorized the City Manager to execute the agreement, in the amount of \$1.00 per year for a term of 99 years, in such final form as approved by the City Attorney.
- 15) Consultant Service Contract with Carole K. Donahoe to Provide Specialized Planning Services for Fiscal Year 2017-2018 – authorized the City Manager to execute the agreement in an amount not to exceed \$50,000, in such final form as approved by the City Attorney.
- 17) Community Facilities District No. 2007-4 (MaKenna Court), Second Amendment to the Rate and Method of Apportionment of Special Tax – adopted the Resolution.

RESOLUTION NO. 2017-068

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. 2007-4 (MAKENNA COURT), DECLARING ITS INTENTION TO CONSIDER A SECOND AMENDMENT TO THE RATE AND METHOD OF APPORTIONMENT OF SPECIAL TAX.

**Items Removed from the Consent Calendar**

- 5) Planning Application No. 2016-109 (McKenna Court) - D.R. Horton Building Design and Construction of 81 Single-Family Residential Units

Appearing to speak was: Ms. Miller

It was moved by Council Member Tisdale, seconded by Mayor Pro Tem Johnson, and unanimously carried noting the absence of Council Member Hickman, to adopt the Resolutions.

RESOLUTION NO. 2017-069

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, FINDING THAT PLANNING APPLICATION NO. 2016-109 (RESIDENTIAL DESIGN REVIEW NO. 2017-07) IS CONSISTENT WITH THE WESTERN RIVERSIDE COUNTY MULTIPLE SPECIES HABITAT CONSERVATION PLAN (MSHCP); and,

RESOLUTION NO. 2017-070

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, APPROVING PLANNING APPLICATION NO. 2016-109 (RESIDENTIAL DESIGN REVIEW NO. 2017-07) PROVIDING BUILDING DESIGNS FOR 81 SINGLE-FAMILY DWELLING UNITS AND RELATED IMPROVEMENTS LOCATED WITHIN TENTATIVE TRACT MAP NO. 33486.

- 11) Construction Agreement with DMC Enterprises for Demolition and Grading of the RV Resort Rehabilitation Project (CIP PROJECT #Z40007)

Mayor Magee requested the City Manager to bring cost overruns to the Council if the cost overruns are out of line.

It was moved by Mayor Magee, seconded by Council Member Manos, and unanimously carried noting the absence of Council Member Hickman, to award the agreement; authorize the City Manager to execute the agreement in an amount not to exceed \$692,050, in such final form as approved by the City Attorney; and, authorized the City Manager to execute change orders not to exceed a 10% contingency amount of \$69,205 and have cost overruns brought to Council if they are out of line.

14) Loan Commitment Letter for Cottages at Mission Trail Affordable Housing Project Proposal

Mayor Magee asked the applicant when construction would start, to which Steve Semingson, President of Civic Partners-Elsinore LLC, responded that the project is scheduled to begin October 1, 2017.

It was moved by Mayor Pro Tem Johnson, seconded by Council Member Manos, and unanimously carried noting the absence of Council Member Hickman, to approve the Loan Commitment Letter.

16) Purchase Orders for Acquiring Boats RV Resort Rehabilitation Project (CIP PROJECT #Z40007)

Appearing to speak was: Bentley Brown.

Assistant City Manager Simpson responded to comments from the public noting that the Staff found a good deal to purchase two pontoon boats; and, the boats will be rented out as part of the improvements to the campground.

It was moved by Mayor Magee, seconded to Council Member Manos, and unanimously carried noting the absence of Council Member Hickman, to authorize the City Manager to execute the Purchase Orders for two boats in an amount not to exceed \$58,000.

**Public Hearing(s)**

18) Multifamily Housing Revenue Bonds for Mission Trail Apartments

The Public Hearing was opened at 7:26 p.m.

Appearing to comment were: Ms. Miller and Ace Vallejos.

There being no further discussion, it was moved by Council Member Manos, seconded by Mayor Pro Tem Johnson, and unanimously carried noting the absence of Council Member Hickman, to continue the Public Hearing to June 27, 2017.

19) Extension of Time for Tentative Tract Map No. 31370 (North Tuscany Hills)

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

There were no Conflict of Interest disclosures. City Clerk Domen affirmed receipt of Proof of Publication, that the complete file of exhibits, correspondence and other documents were on file; and, noted that one piece of correspondence by Ms. Miller was received.

Community Development Director Taylor presented a Power Point presentation.

Applicant Amir Fallahi with K&A Engineering, representative for the applicant, responded to questions from the Council noting that the agreements are in the process and the development timeline would be communicated to Council.

Appearing to speak was: Ms. Miller.

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

Resolution No. 2017-071

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA,  
APPROVING A SIX YEAR EXTENSION OF TIME TO JUNE 1, 2022, FOR TENTATIVE TRACT  
MAP (TTM) NO. 31370

20) Capital Improvement Plan (CIP) Budget for Fiscal Years 2017-18 to 2021-22

The Public Hearing was opened at 7:45 p.m.

Assistant City Manager Simpson presented a Power Point presentation.

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.

Appearing to speak was: Ms. Miller.

Council Member Tisdale and Mayor Magee noted their opposition to an increase in retail fees.

Mayor Pro Tem Johnson requested the pavement management program information be widely distributed to the Council and community including the City's website.

City Manager Yates, City Engineer Fagrell and Assistant City Manager Simpson responded to comments and questions from the public and the Council.

Appearing to speak was: Ms. Miller.

The Public Hearing was closed at 8:22 p.m.

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

Resolution No. 2017-072

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA,  
ADOPTING THE CAPITAL IMPROVEMENT PLAN FOR FISCAL YEARS 2017-18 TO 2021 TO  
2021-22

**Business Item(s)**

21) Adoption of the Fiscal Year 2017-18 Annual Operating Budget

Assistant City Manager Simpson presented a Power Point presentation.

Appearing to speak was: Michael Alvarado.

Council Member Manos thanked Council Member Tisdale and staff for working on the budget.

Council thanked Staff and members of the Budget Subcommittee and the Economic Development team; requested that an update on the services with Animal Friends of the Valley be brought back; and, commented on the rising cost of public safety and the closure of fire station 10 due to Canyon Lake reopening fire station 60.

Assistant City Manager Simpson noted that Canyon Lake has requested to be first responders to their City.

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

Resolution No. 2017-073

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, ADOPTING THE FISCAL YEAR 2017-18 ANNUAL OPERATING BUDGET AND ESTABLISHING THE CONTROLS ON CHANGES IN THE APPROPRIATIONS, and,

Resolution No. 2017-074

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, REVISING THE SCHEDULE OF AUTHORIZED POSITIONS; and,

Resolution No. 2017-075

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, ESTABLISHING THE APPROPRIATIONS GANN LIMIT FOR FISCAL YEAR 2017-18 AND SELECTING THE POPULATION AND INFLATION FACTOR ACCORDINGLY

22) Third Street Storm Drain Project

Planning Manager MacHott presented a Power Point presentation.

Appearing to speak was: Ms. Miller.

It was moved by Council Member Manos, seconded by Mayor Magee, and unanimously carried noting the absence of Council Member Hickman, to adopt the Resolutions; and, advertise for bids.

Resolution No. 2017-076

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, ADOPTING A MITIGATED NEGATIVE DECLARATION FOR THE THIRD STREET STORM DRAIN PROJECT (ER 2017-00002); and,

Resolution No. 2017-077

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, FINDING THAT THE THIRD STREET STORM DRAIN PROJECT IS CONSISTENT WITH THE WESTERN RIVERSIDE COUNTY MULTIPLE SPECIES HABITAT CONSERVATION PLAN

**Recess / Reconvene**

The meeting recessed to the Successor Agency at 8:58 p.m. and reconvened at 8:58 p.m., noting the absence of Council Member Hickman.

**Public Comments – Non-Agendized Items**

Appearing to comment were: Robert Gula and Larry Numedahl.

**City Manager Comments**

City Manager Yates thanked council for their leadership and staff for their work on the budget.

**City Council Comments**

Council Member Manos wished City Attorney Leibold a Happy Birthday; announced Movies in the Park After Dark at Summer Lake Park will be on Jun 14<sup>th</sup>, June 28<sup>th</sup>, July 12<sup>th</sup> and July 26<sup>th</sup>, the Lake Elsinore Car Cruise June 29<sup>th</sup>, July 29<sup>th</sup>, August 26<sup>th</sup> and September 30<sup>th</sup> and the 4th of July Fireworks

Spectacular; reported that he met with Mrs. Kelley, Boys and Girls Club Board Member, regarding improvements the organization is working on, and that he attended the League of California Cities meeting and provided an update on proposed legislation.

Council Member Tisdale reported the Homelessness Task force met and will meet again on Thursday, June 15<sup>th</sup>; and, reminded everyone to call 211 for homeless services that are available.

Mayor Pro Tem Johnson reported the Lake Elsinore Economic Development team attended the International Council of Shopping Centers conference; announced the Lake Elsinore Beach Clean Up Day of Action on June 21<sup>st</sup>, the City is looking for people to join the Clean LE Team, the lake is open and annual passes are available; thanked staff for the budget presented and the subcommittee for their work; and, wished Council Member Hickman a speedy recovery.

Mayor Magee reported on the Kid's Fishing Derby and recognized William Johnson and Community Services Director Skinner for helping the kids; noted that the Lucas Oil Regional Off Road Series races were on June 9<sup>th</sup>, 10<sup>th</sup> and 11<sup>th</sup>; requested the Lake Elsinore Grand Prix 2017 logo be put on website with information; and, announced the May photo contest winner, Nancy Hunzeker.

### **Adjournment**

The meeting adjourned at 9:19 p.m. to Tuesday, June 27, 2017, at 7:00 p.m. in the Cultural Center located at 183 N. Main Street, Lake Elsinore.

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Robert E. Magee, Mayor

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Susan M. Domen, City Clerk