



City of Lake Elsinore

183 N. Main Street
Lake Elsinore, CA 92530

Meeting Minutes 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, June 25, 2019

7:00 PM

Cultural Center

CALL TO ORDER - 7:00 P.M.

A Regular meeting of the City Council, Successor Agency, Public Financing Authority and Facilities Financing Authority was called to order at 7:00 p.m. in the Cultural Center, 183 North Main Street, on the above date.

PLEDGE OF ALLEGIANCE

Mayor Pro-Tem Tisdale led the Pledge of Allegiance.

INVOCATION – MOMENT OF SILENCE

Mayor Pro-Tem Tisdale requested a Moment of Silence.

ROLL CALL

Present: Council Members Sheridan and Magee; Mayor Pro-Tem Tisdale
Absent: Council Member Johnson and Mayor Manos

PRESENTATIONS / CEREMONIALS

1) Parks and Recreation Month Proclamation

Mayor Pro-Tem Tisdale presented the Proclamation to the Community Services Department.

PUBLIC COMMENTS – NON-AGENDIZED ITEMS – 1 MINUTE

Appearing to speak were: Jay Stewart, Paulie Tehrani, Ace Vallejos and Ms. Miller.

CITY COUNCIL CONSENT CALENDAR

It was moved by Council Member Magee, seconded by Council Member Sheridan, and noting the absence of Council Member Johnson and Mayor Manos, unanimously carried to approve the Consent Calendar.

Item No. 7 was pulled for discussion and Item No. 15 was continued off calendar.

2) Minutes of the Regular City Council Meeting of June 11, 2019

Approve the Minutes.

3) **CC Investment Report for May 2019**

Receive and file.

4) **Amendment No. 1 to the Professional Services Agreement with Sagecrest Planning & Environmental**

Approve and Authorize the City Manager to execute Amendment No. 1 with Sagecrest Planning & Environmental to prepare California Environmental Quality Act (CEQA) compliance documents in the amount not to exceed \$17,370.00, in final form as approved by City Attorney.

5) **Construction Contract Award for SB 821 Chaney Street Curb, Gutter, Sidewalk and Street Improvement Project CIP Project No. Z10010**

*1. Award the Public Works Construction Agreement for the SB 821 Chaney Street Curb, Gutter, Sidewalk and Street Improvement Project to I.E. General Engineering; and,
2. Authorize the City Manager to execute the Agreement in the amount of \$307,952.60 to I.E. General Engineering, 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 \$30,795.00; 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.*

6) **Landscape Maintenance Agreement With State Highway Right-Of-Way For I-15/Railroad Canyon Road Interchange**

Approve and Authorize the City Manager and Mayor to execute the Agreement between the City of Lake Elsinore and the State of California Department of Transportation related to landscape and irrigation elements in the vicinity of the improved I-15/Railroad Canyon Road Interchange.

7) **Second Reading of Planning Application No. 2017-29 (Nichols Ranch Specific Plan): Specific Plan No. 2018-01, Specific Plan Amendment No. 2017-03, General Plan Amendment No. 2018-01, Zone Change No. 2018-01, Tentative Tract Map No. 37305, and related Environmental Impact Report (SCH# 2018051051)**

Community Development Director Taylor provided the Staff Report.

Appearing to speak were: Ms. Miller and Paulie Tehrani.

*It was moved by Council Member Magee, seconded by Council Member Sheridan, and noting the absence of Council Member Johnson and Mayor Manos, unanimously carried to adopt by title only and waive further reading of AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, ADOPTING ZONE CHANGE NO. 2018-01; and,
adopt by title only and waive further reading of AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, ADOPTING THE NICHOLS RANCH SPECIFIC PLAN (SP NO. 2018-01) AND SPECIFIC PLAN AMENDMENT NO. 2017-03.*

- 8) **Amendment No. 1 to the Agreement for Janitorial Services for FY 19/20**
Approve and authorize the City Manager to execute Amendment No. 1 with Omni Enterprise, Inc., for FY 2019-20 for Janitorial Services, in the amount of \$102,600.00, plus \$10,000.00, for unforeseen additional services, bringing the not to exceed amount to \$112,600, and in such final form as approved by the City Attorney.
- 9) **Construction Contract Award for SB1 - Lincoln Street Pavement Rehabilitation and Striping, CIP Project No. Z10059**
*1. Award the Public Works Construction Agreement for the SB1 Lincoln Street Pavement Rehabilitation CIP Project No. Z10059 to All American Asphalt; and,
2. Authorize the City Manager to execute the Agreement in the amount of \$833,360.25 to All American Asphalt; and,
3. Authorize the City Manager to execute changer orders not to exceed the 15 percent contingency amount of \$125,004.00; 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.*
- 10) **Amendment No. 1 to Agreement to Revise Scope of Services for Robbins Pest Management, Inc. for FY 19-20**
Approve and authorize the City Manager to execute Amendment No. 1 to Robbins Pest Control, Inc. for an additional 12-month term, and increase compensation for additional services by \$5,000 for a total contract amount of \$55,000 in the form attached and in such final form as approved by the City Attorney.
- 11) **2019 Annual Consumer Price Index Rate Increase for Refuse Collection Services Provided by CR&R, Inc.**
Receive and file.
- 12) **Amendment No. 5 to Agreement with Rightway Site Services, Inc. for FY 19/20**
Authorize the City Manager to execute Amendment No. 5 amending the Term and Compensation of the Original Agreement to allow for a month-to-month contract for four (4) additional months with Rightway Site Services, in the not to exceed monthly contract amount of \$10,000.00 for FY2019/20, in such final form as approved by the City Attorney.
- 13) **Lorena Hancock Instructor Agreement**
Authorize the City Manager to execute the Independent Contractor Agreement with Lorena Hancock in the not to exceed amount of \$70,000.00.
- 14) **Independent Contractor Agreement with CA Early Learners**
Authorize the City Manager to execute the Agreement with CA Early Learners in the not to exceed amount of \$70,000.00.
- 15) **TUMF Fee Credit Agreement for Transportation Improvements**

Constructed by Pardee Homes for the Westlake Detached Condo Project at Riverside Drive and Grand Avenue

This item was removed from the City Council Consent Calendar and continued off calendar.

Approve the Improvement Credit Agreement and authorize the Mayor to execute the agreement, in such final form as approved by the City Attorney.

16) Notice of Completion on McVicker Skate Park - Project No. Z40019

- 1. Accept the improvement into the City's Maintained System for the listed project; and,*
- 2. Authorize staff to file the Notice of Completion with the County Recorder for the listed project; and,*
- 3. Authorize final costs and staff to release all retention monies 35 days after the filing of the Notice of Completion for the below listed project.*

17) Fiscal Year (FY) 2019-20 Special Taxes for Community Facilities Districts (CFD) and Assessment Districts (AD)

adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, ORDERING THE LEVY AND COLLECTION OF SPECIAL TAXES WITHIN EACH COMMUNITY FACILITIES DISTRICT LISTED BELOW FOR FISCAL YEAR 2019-20; and,

adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, ORDERING THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN ASSESSMENT DISTRICT NO. 93-1 (COTTONWOOD HILLS) FOR FISCAL YEAR 2019-20

18) Agreement for Canyon Hills Community Park Improvements CIP# Z40024 - FY2019-20

Authorize the City Manager to execute the Agreement for FY 2019-2020 Canyon Hills Community Park Improvements CIP# Z40024 to Athletic Field Specialists, in the not to exceed amount of \$58,000.00, in such final form as approved by the City Attorney.

19) Homeless Emergency Aid Program Grant Authorization

adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, AUTHORIZING ENTERING INTO A SUBRECIPIENT GRANT AGREEMENT WITH THE COUNTY OF RIVERSIDE AND AUTHORIZING THE CITY MANAGER TO SIGN THE AGREEMENT FOR THE HOMELESS EMERGENCY AID PROGRAM (HEAP) PERMANENT AND RAPID REHOUSING & RENTAL ASSISTANCE.

20) Amendment No. 5 to Agreement with West Coast Arborists, Inc. for Annual Citywide Tree Maintenance Services

Authorize the City Manager to execute Amendment No. 5 to the West Coast Arborist Agreement in the additional amount of \$6,798.00, and in such final form as approved by the City Attorney.

21) Credit Card Acceptance Policy

adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, ADOPTING THE CREDIT CARD ACCEPTANCE POLICY

22) Construction Agreement to Maples and Associates for the Cultural

Center Conference Room Project (CIP PROJECT #Z20011)

1. Award a Construction Agreement to Maples and Associates for the Cultural Center Conference Room (CIP PROJECT #Z20011); and,
2. Authorize the City Manager to execute the Agreement in the not to exceed amount of \$275,336.00 with Maples and Associates in such final form as approved by the City Attorney; and,
3. Authorize the City Manager to execute change orders not to exceed 10 percent of the contingency amount of \$27,533.00, for construction uncertainties and adjustments.

23) Amendment No. 5 to Excel Landscape Agreement for Citywide Landscape Maintenance Contract Services for FY19-20

Approve and authorize the City Manager to execute Amendment No. 5 with Excel Landscape for an additional 12-month term, in the not to exceed amount of \$1,074,176 plus 15 percent contingency adjustment for unanticipated costs, and in such final form as approved by the City Attorney.

24) Annexation No. 6 Into Community Facilities District No. 2015-2 (Maintenance Services) for Westlake

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. 6) AND AUTHORIZING THE LEVY OF A SPECIAL TAXES THEREIN.

25) Intention to Establish Community Facilities District No. 2019-1 of the City of Lake Elsinore CFD No. 2019-1 (Westlake)

adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, STATING ITS INTENTION TO ESTABLISH COMMUNITY FACILITIES DISTRICT NO. 2019-1 OF THE CITY OF LAKE ELSINORE CFD NO. 2019-1 (WESTLAKE) AND RESCINDING RESOLUTION NO. 2019-004; and,

adopt A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, STATING ITS INTENTION TO INCUR BONDED INDEBTEDNESS FOR COMMUNITY FACILITIES DISTRICT NO. 2019-1 OF THE CITY OF LAKE ELSINORE CFD NO. 2019-1 (WESTLAKE) AND RESCINDING RESOLUTION NO. 2019-004.

26) Lake Elsinore Community Facilities District No. 2015-1 (Safety Services) Declaring Its Intention to Consider Annexing Territory Tract No. 33267. Annexation No. 5

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

27) Road Closures for 4th of July

Approve temporary Road Closures for the 4th of July Fireworks Show.

SUCCESSOR AGENCY CONSENT CALENDAR

It was moved by Agency Member Magee, seconded by Agency Member Sheridan, and noting the absence of Agency Member Johnson and Chair Manos, unanimously carried to approve the Successor Agency Consent Calendar.

28) Minutes of the Regular Successor Agency Meeting of June 11, 2019

Approve the Minutes.

29) SA Investment Report for May 2019

Receive and file.

30) Resolutions Confirming Fiscal Year 2019-20 Special Taxes for Community Facilities District No. 90-2

adopt A RESOLUTION OF THE CITY COUNCIL AS THE SUCCESSOR AGENCY OF THE REDEVELOPMENT AGENCY OF THE CITY OF LAKE ELSINORE, CALIFORNIA, REQUESTING THE TAX COLLECTOR OF THE COUNTY OF RIVERSIDE TO PLACE SPECIAL TAXES ON PROPERTIES WITHIN COMMUNITY FACILITIES NO. 90-2.

PUBLIC HEARING OF THE CITY COUNCIL

31) Amendments to Title 16 and Title 17 of the Lake Elsinore Municipal Code that Streamline Code Provisions and Procedures

The Public Hearing opened at 7:25 p.m.

Deputy City Clerk Mahan confirmed proof of publication, all exhibits are available, and that one item of correspondence had been received.

Planning Manager MacHott provided the Staff Report.

Appearing to speak were: Ms. Miller

The Public Hearing was closed at 7:44 p.m.

It was moved by Council Member Magee, seconded by Council Member Sheridan, and noting the absence of Council Member Johnson and Mayor Manos, unanimously carried by roll call vote to introduce by title only and waive further reading of AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, CALIFORNIA, AMENDING TITLE 16 AND TITLE 17 OF THE LAKE ELSINORE MUNICIPAL CODE STREAMLINING CODE PROVISIONS AND PROCEDURES.

PUBLIC HEARING OF THE SUCCESSOR AGENCY, FACILITIES FINANCING AUTHORITY AND PUBLIC FINANCING AUTHORITY

32) Refunding of the Tax Allocation Revenue Bonds, 2010 Series C

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

Agency Clerk Mahan confirmed proof of publication, all exhibits are available, and that no items of correspondence had been received.

Brian Forbath of Stradling Yocca Carlson and Rauth provided the Staff Report.

There were no members of the public appearing to speak.

The Public Hearing was closed at 7:51 p.m.

It was moved by Agency Member Magee, seconded by Agency Member Sheridan, and noting the absence of Agency Member Johnson and Chair Manos, unanimously carried to adopt A RESOLUTION OF THE SUCCESSOR AGENCY OF THE REDEVELOPMENT AGENCY OF THE CITY OF LAKE ELSINORE, CALIFORNIA, AUTHORIZING THE EXECUTION AND DELIVERY OF A PROJECT AREA NO. 1 LOAN AGREEMENT AND PROJECT AREA NO. 2 LOAN AGREEMENT BETWEEN THE SUCCESSOR AGENCY AND THE LAKE ELSINORE FACILITIES FINANCING AUTHORITY, AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW AGREEMENT AND AUTHORIZING CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH; and,

A RESOLUTION OF THE LAKE ELSINORE FACILITIES FINANCING AUTHORITY APPROVING THE ISSUANCE OF TAX ALLOCATION REVENUE REFUNDING BONDS AND THE EXECUTION AND DELIVERY OF AN INDENTURE OF TRUST, A PROJECT AREA NO. 1 LOAN AGREEMENT AND A PROJECT AREA NO. 2 LOAN AGREEMENT BETWEEN THE AUTHORITY AND THE SUCCESSOR AGENCY OF THE REDEVELOPMENT AGENCY OF THE CITY OF LAKE ELSINORE, CALIFORNIA, AND AUTHORIZING CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH; and,

A RESOLUTION OF THE LAKE ELSINORE PUBLIC FINANCING AUTHORITY AUTHORIZING THE REFUNDING OF CERTAIN BONDS ISSUED IN CONNECTION WITH THE ACTIVITIES OF THE REDEVELOPMENT AGENCY OF THE CITY OF LAKE ELSINORE, CALIFORNIA, AND AUTHORIZING THE DELIVERY OF CERTAIN DOCUMENTS AND THE UNDERTAKING OF CERTAIN ACTIONS IN CONNECTION THEREWITH

PUBLIC FINANCING AUTHORITY AND SUCCESSOR AGENCY BUSINESS ITEM

33) Refunding of the Tax Allocation Revenue Bonds, 2010 Series B

Assistant City Manager Simpson introduced Brian Forbath of Stradling Yocca Carlson and Rauth to provide the Staff Report.

It was moved by Agency Member Magee, seconded by Agency Member Sheridan, and noting the absence of Agency Member Johnson and Chair Manos, unanimously carried to adopt A RESOLUTION OF THE SUCCESSOR AGENCY OF THE REDEVELOPMENT AGENCY OF THE CITY OF LAKE ELSINORE, CALIFORNIA, AUTHORIZING THE ISSUANCE AND SALE OF TAX ALLOCATION REVENUE REFUNDING BONDS TO REFUND CERTAIN OBLIGATIONS OF THE REDEVELOPMENT AGENCY OF THE CITY OF LAKE ELSINORE, CALIFORNIA, AND APPROVING THE FORM OF AN INDENTURE OF TRUST, A FORM ESCROW AGREEMENT, A FORM CONTINUING DISCLOSURE CERTIFICATE AND AUTHORIZING CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH; and,

adopt A RESOLUTION OF THE LAKE ELSINORE PUBLIC FINANCING AUTHORITY AUTHORIZING THE REFUNDING OF CERTAIN BONDS ISSUED IN CONNECTION WITH THE ACTIVITIES OF THE REDEVELOPMENT AGENCY OF THE CITY OF LAKE ELSINORE, CALIFORNIA, AND AUTHORIZING THE DELIVERY OF CERTAIN DOCUMENTS AND THE UNDERTAKING OF CERTAIN ACTIONS IN CONNECTION THEREWITH

PUBLIC COMMENTS – NON-AGENDIZED ITEMS – 3 MINUTES

Appearing to speak were: Ralph Derrico and Aaron Petroff.

CITY MANAGER COMMENTS

Assistant City Manager Simpson had no comments.

CITY ATTORNEY COMMENTS

City Attorney Leibold had no comments.

CITY COUNCIL COMMENTS

Council Member Sheridan thanked Community Services Director Skinner and staff for their consistent effort; announced opportunities for community input on future recreation facilities beginning June 28th at the Launch Party, and that the City will be having fireworks, a party at Summerly Park, a lake pass to view fireworks from the lake, and a baseball game at Diamond Stadium for the 4th of July.

Council Member Magee thanked Public Safety Advisory Commissioner Chair Jay Stewart and noted he and his wife's service with the Trauma Intervention Program; announced the Interstate 15 freeway will be closing June 29th at night; Stated that Castle and Cooke promised the Council they would do better to maintain weed abatement on their property; provided pet safety tips for July 4th, Animal Friends of the Valley is providing \$10 Microchipping, and free vouchers are available for spay and neutering; and, wished everyone a safe July 4th and to be thankful for those who have served to make America a free and safe country.

Mayor Pro-Tem Tisdale provided the Water Safety Coalition report that mentions drowning is preventable; invited the public to a Southwest Transportation NOW Public Meeting on June 26th; announced Free Fit classes hosted in parks in partnership with the Cities of Temecula, Menifee, and Murrieta; and invited the public to the Launch Party at Launch Pointe on June 28th at 4 p.m.; provided information about day use at Launch Pointe; and, thanked staff for their efforts at Launch Pointe.

ADJOURNMENT

The Lake Elsinore City Council and Successor Agency adjourned at 8:14 p.m. to the Regular meeting of Tuesday, July 9, 2019, at 7:00 p.m. in the Cultural Center located at 183 N. Main Street, Lake Elsinore.

Brian Tisdale
Mayor Pro-Tem

Mark Mahan
Deputy City Clerk