

**CITY OF MURRIETA
Council Chambers
1 Town Square
Murrieta 92562**



**Tuesday, September 3, 2024
4:30 PM CLOSED SESSION
6:00 PM REGULAR MEETING
MINUTES**

The City of Murrieta intends to comply with the Americans with Disabilities Act (ADA). Persons with special needs should call the City Clerk Department at (951) 461-6031 or email at CityClerk@murrietaca.gov at least 72 hours in advance. Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection at the public counter at City Hall located at 1 Town Square, Murrieta, CA during normal business hours.

Any presentation requiring the use of the City of Murrieta's equipment must be submitted to the City Clerk's department 72 hours prior to the scheduled City Council meeting at City Hall located at 1 Town Square, Murrieta, CA; via email at CityClerk@MurrietaCA.gov or call (951) 461-6031. Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection at the public counter at City Hall located at 1 Town Square, Murrieta, CA during normal business hours.

**Lori Stone
Mayor**

**Cindy Warren
Mayor Pro Tem**

**Lisa DeForest
Council Member**

**Jon Levell
Council Member**

**Ron Holliday
Council Member**

**Kim Summers, City Manager
Tiffany Israel, City Attorney
Cristal McDonald, City Clerk**

**MURRIETA CITY COUNCIL (CC)
MURRIETA COMMUNITY SERVICES DISTRICT (CSD)
MURRIETA FIRE DISTRICT (FD)
MURRIETA LIBRARY BOARD (LB)
MURRIETA REDEVELOPMENT SUCCESSOR AGENCY (RSA)
MURRIETA HOUSING AUTHORITY (HA)
MURRIETA FINANCING AUTHORITY (FA)**

**YOU MAY VIEW THE MEETING LIVESTREAMED VIA THE CITY'S WEBSITE AT
<https://murrieta.legistar.com/Calendar.aspx>**

4:30 PM CLOSED SESSION

CALL TO ORDER 4:31 p.m.

ROLL CALL

Present: Council Member Lisa DeForest
Council Member Jon Levell
Council Member Ron Holliday
Mayor Pro Tem Cindy Warren
Mayor Lori Stone

PUBLIC COMMENTS - CLOSED SESSION ITEMS ONLY None

ANNOUNCEMENT OF CLOSED SESSION ITEMS

City Clerk Cristal McDonald announced the following Closed Session items:

CLOSED SESSION

CS1. Conference with Real Property Negotiator

The City Council will conduct a closed session, pursuant to Government Code section 54956.8, to enable the City Council to consider negotiations and to give direction to its negotiators regarding that certain real property located at the Northwest Corner of Linnel Lane and Whitewood Road, Murrieta, Riverside County, CA, APN: 392-290-048. The City's real property negotiators, the City Manager, the Assistant City Manager, and the City Attorney will seek direction from the City Council regarding the price and terms of this property.

CS2. Conference with Real Property Negotiator

The City Council will conduct a closed session, pursuant to Government Code section 54956.8, to enable the City Council to consider negotiations and to give direction to its negotiators regarding that certain real property, at the intersection of Kalmia and Jefferson, APN 906-080-041, 906-080-042, and 906-080-033 with Bold Communities, Fidelis Advisors, and Urban Pacific & Shopoff. The City's real property negotiators, the City Manager, Assistant City Managers, Development Services Director, and City Attorney, will seek direction from the City Council regarding the price and terms for this property.

CS3. Conference with Real Property Negotiator

The City Council will conduct a closed session, pursuant to Government Code section 54956.8, to enable the City Council to consider negotiations and to give direction to its negotiators regarding that certain real property, Town Square Park Amphitheater - 11 Town Square Park, Murrieta. The City's real property negotiators, the City Manager, Assistant City Manager, Director of Economic Development, and City Attorney, will seek direction from the City Council regarding the price and terms for this property.

CS4. Conference with Legal Counsel - Anticipated Litigation

The City Council will conduct a closed session, pursuant to Government Code section 54956.9(d)(4), because the City is considering whether to initiate litigation in 5 cases.

Mayor Stone recused herself from Closed Session No. CS4 due to having a property within 1000 feet of one of the properties.

CS5. Public Employee Appointment

The City Council will conduct a closed session, pursuant to Government Code section 54957(b), to continue the process for the future appointment of an employee to the position of City Manager.

RECESS TO CLOSED SESSION 4:33 p.m.

6:00 PM REGULAR MEETING

CALL TO ORDER 6:05 p.m.

ANNOUNCEMENT OF CLOSED SESSION ACTION

CS1 - CS3: No Reportable Action

CS4: The City Council unanimously authorized the initiation of litigation on all five cases with Mayor Stone recusing herself due to owning property within 1,000 feet of one of the properties.

CS5: No Reportable Action

ROLL CALL

Present: Council Member Lisa DeForest
Council Member Jon Levell
Council Member Ron Holliday
Mayor Pro Tem Cindy Warren
Mayor Lori Stone

PLEDGE OF ALLEGIANCE Council Member DeForest

INVOCATION Pastor Larry Hansen, Calvary Chapel

PRESENTATIONS

Proclamation: National Kids with Cancer Awareness Month

APPROVAL OF AGENDA

Action: It was moved by Council Member DeForest, seconded by Council Member Holliday to approve the Agenda for September 3, 2024.

The motion carried by the following vote:

Ayes: DeForest, Levell, Holliday, Warren, Stone
Noes: None

CITY MANAGER - ADMINISTRATIVE UPDATE

City Manager Administrative Updates is the opportunity for the City Manager to provide community updates, as well as Department or Commission announcements on current or upcoming projects.

- Community Services Department: Pool and Youth Center Update
- Development Services Department: Multi-Family Housing
- Public Information Office: Community Update, Cristina Davies

GOVERNING BODY COMMISSION/COMMITTEE/BOARD (CCB) REPORTS

Council Member DeForest: Provided attendance/reported the following:
• Special City Council Meeting

Council Member Levell: Provided attendance/reported the following:
• Special City Council Meeting

Council Member Holliday: Provided attendance/reported the following:
• Special City Council Meeting
• Santa Stops

Mayor Pro Tem Warren: Provided attendance/reported the following:
• Special City Council Meeting
• Riverside Transit Agency

Mayor Stone: Provided attendance/reported the following:
• Special City Council Meeting

PUBLIC COMMENTS (NON-AGENDA)

Aimee Edgeworth: Provided a flyer for the October 5, 2024, Spooky SteamPunk Tea Party event and spoke on a Murrieta Train Project.

CONSENT CALENDAR - APPROVAL OF ITEMS 1 – 14

Action: It was moved by Council Member Holliday, seconded by Council Member DeForest to approve Consent Calendar Item Nos.1-14.

The motion carried by the following vote:

Ayes: DeForest, Levell, Holliday, Warren, Stone
Noes: None

1. Waive Reading of All Ordinance Adoptions on the Agenda and Read by Title Only

Recommended Action:

Waive reading, by title only, of all Ordinances and Resolutions. Said Ordinances and Resolutions which appear on the public agenda shall be determined to have been read by title and further reading waived.

2. Minutes

Recommended Action:

Approve the minutes of the August 6, 2024, City Council Special meeting.

3. Check Register July 2024

Recommended Action:

Adopt Resolution 24-4780 entitled: *A Resolution of the City Council of the City of Murrieta, California, Ratifying the Check Register for the month of July 2024 in the amount of \$4,711,894.39 (Check Numbers 160469-160873).*

4. Amending and Restating the Comprehensive Pay Schedule for Fiscal Year 2024/25

Recommended Action:

Adopt Resolution No. 24-4781 entitled: *A Resolution of the City Council of the City of Murrieta, California, Amending and Restating the Comprehensive Salary Schedule for Fiscal Year 2024/25.*

5. VertiGIS Software Upgrade

Recommended Action:

Approve an agreement with VertiGIS for a one-time upgrade fee not to exceed \$20,000, for a total project amount not to exceed \$103,200;

Authorize the exemption from bidding requirements;

Approve an increase in the Fiscal Year 2024/25 Operating Budget as defined below;
and

Authorize the Mayor to execute the agreement.

6. Adoption of an Ordinance of the City Council of the City of Murrieta, California, Amending Chapters 1.04, 1.32, and 8.20 of the Murrieta Municipal Council Revising the City's Municipal Code to Provide Authority and Flexibility for the City to Recover the Costs Incurred in Abating Nuisances

Recommended Action:

Conduct the second reading and adopt Ordinance No. 608-24 entitled: *An Ordinance of the City Council of the City of Murrieta, California, Amending Chapters 1.04, 1.32, and 8.20 of the Murrieta Municipal Council Revising the City's Municipal Code to Provide Authority and Flexibility for the City to Recover the Costs Incurred in Abating Nuisances amending sections to define "responsible party," clarify nuisance abatement options for the City, update provisions relating to the costs of abatement including attorney's fees and costs, and establish lien and special assessment procedures for the recovery of nuisance abatement costs.*

7. Approval of a Memorandum of Understanding with the County of Riverside for Services Pertaining to Vector Control and Onsite Wastewater Treatment Systems, and Enacting Regulations Pertaining thereto by Adopting Riverside County Code Chapter 8.36 (Control of Vectors) by Reference

Recommended Action:

Approve a memorandum of understanding with the County of Riverside and authorize the City Manager to execute the agreement; and

Introduce and conduct the first reading of Ordinance No. 609-24 entitled: *An Ordinance of the City Council of the City of Murrieta, California, Adopting by Reference Chapter 8.36 (Control of Vectors) of Title 8 (Health and Safety) of the County of Riverside County Code as a New Chapter in the Murrieta Municipal Code.*

8. Second Reading - The Shops at the Triangle-Specific Plan Amendment 2023-00003

Recommended Action:

Conduct the Second reading to Adopt Ordinance No. 607-24 entitled: *An Ordinance of the City Council of the City of Murrieta, California, Approving and Adopting the Triangle Specific Plan Amendment No. 2 (Specific Plan 276 Amendment No. 2 - Formerly named Murrieta Springs Mall) for property located on 64.3 acres southerly of Murrieta Hot Springs Road, east of Interstate 15 and west of Interstate 215 (APN's 910-390-001 through 910-390-003, 910-390-008 through -018, 910-390-020 through 910-390-022, 910-400-001 through -018) (Planning Case No. SP-2023-00003); subject to the Conditions of Approval in Exhibit A.*

- 9. Fire Station 6 Land Swap Resolution and Exemption from the Surplus Land Act

Recommended Action:

Approve Resolution No. 24-4782 entitled: *A Resolution of the City Council of the City of Murrieta, California, Making Findings Relating to the Proposed Transfer of a Portion of City-Owned Real Property Located at Assessor’s Parcel Number 963-060-086 to J&T Investments, Inc., in Exchange for Real Property Owned by J&T Investments, Inc., Located at Assessors Parcel Number 963-060-065 and Adoption of Exemption from the Surplus Land Act.*

- 10. Agreement with Willdan Engineering for As-Needed Fire Inspection and Plan Review Services

Recommended Action:

Award a consultant services agreement to Willdan Engineering for as-needed fire inspection and plan review services;

Approve the three-year agreement in the amount of \$240,000 per fiscal year for a total not to exceed \$720,000; and

Authorize the City Manager to execute the agreement.

- 11. Second Reading - Catalytic Converter Possession Municipal Codes

Recommended Action:

Conduct the second reading and adopt Ordinance No. 606-24 entitled: *An Ordinance of the City Council of the City of Murrieta, California, Amending Title 9 of the Murrieta Municipal Code to Establish a New Chapter 9.35 to Set Forth Regulations Defining and Prohibiting the Unlawful Possession of Detached Catalytic Converters in the City of Murrieta and Adoption of Exemption From CEQA.*

- 12. Acceptance of Public Improvements in Parcel Map 37612

Recommended Action:

Accept the Public Improvements in Parcel Map 37612 located south of Murrieta Hot Springs Road and west of Delhaven Street; and

Direct the Public Works Department to perform continued maintenance on the aforementioned public improvements in conformity with the City of Murrieta’s maintenance standard.

- 13. Construction Contract for the Murrieta Hot Springs Road Pavement Rehabilitation Project, CIP 13047

Recommended Action:

Award the construction contract for the Murrieta Hot Springs Road Pavement Rehabilitation Project CIP No. 13047 to Onyx Paving Company, Inc. in the amount of \$1,991,000;

Authorize a fifteen percent (15%) construction contingency of \$298,650; and

Authorize the City Engineer to approve contract change orders not to exceed fifteen percent (15%) of the contract amount.

- 14. Notice of Completion of the Clinton Keith Road and Date Street Pavement Rehabilitation Project

Recommended Action:

Accept the improvements for the Clinton Keith Road and Date Street Pavement Rehabilitation project, CIP No. 8043, as complete; and

Direct the City Clerk to record a Notice of Completion; and release bonds in accordance with State law and City ordinances.

PULLED CONSENT CALENDAR ITEMS None

PUBLIC HEARINGS

- 15. Public Hearing Continuance: 6th Code Update (MCA-2023-00003) Revising and Updating the City’s Development and Municipal Code(s)

Staff report provided by Deputy Development Services Director Jarrett Ramaiya.

The public hearing was opened at 6:46 p.m.

Public Testimony:

None

The public hearing was closed at 6:46 p.m.

Action: It was moved by Mayor Pro Tem Warren, seconded by Council Member Holliday to continue the public hearing of the 6th Code Update to a date certain of September 17, 2024.

The motion carried by the following vote:

Ayes: DeForest, Levell, Holliday, Warren, Stone

Noes: None

DISCUSSION

- 16. Los Alamos Sports Park Soccer Project - Amendment No. 1 to Agreement with Glenn Lukos Associates, Inc. and Amendment No. 1 to Agreement with RICK

Staff report and PowerPoint presentation provided by Deputy Development Services Director Jarrett Ramaiya.

Mayor Pro Tem Warren disclosed she is an Assistant Soccer Coach with the Murrieta Youth Soccer League and there is no conflict with her voting on this item.

Public Comments:

Kassen Klein: Spoke on financing and environmental concerns connected to the Los Alamos Sports Park.

Action: Council Member Holliday made a motion different from the staff recommendation, seconded by Mayor Stone to bring back an item on September 17, 2024, to establish an Ad Hoc Sub-Committee to review and discuss expenditure funds and how to move forward on feasible options for soccer fields, as well as the direction of the Los Alamos Sports Park.

The motion carried with the following vote:

Ayes: DeForest, Holliday, Warren, Stone

Noes: Levell

- 17. Approving a Tentative Agreement for a Successor Memorandum of Understanding between the City of Murrieta and the Murrieta General Employees’ Association for the Period July 1, 2024 through June 30, 2027

Staff report and PowerPoint presentation provided by Administrative Services Director Diego Chavez. Item Nos. 17 and 18 were presented jointly.

Public Comments:

None

Action: It was moved by Council Member Holliday, seconded by Mayor Pro Tem Warren to adopt Resolution No. 24-4783, entitled: *A Resolution of the City Council of the City of Murrieta, California, Approving a Tentative Agreement for a Successor Memorandum of Understanding between the City of Murrieta and the Murrieta General Employees’ Association for the Period July 1, 2024 Through June 30, 2027.*

The motion carried by the following vote:

Ayes: DeForest, Levell, Holliday, Warren, Stone

Noes: None

- 18. Approving a Tentative Agreement for a Successor Memorandum of Understanding between the City of Murrieta and the Murrieta Supervisors' Association for the Period July 1, 2024 through June 30, 2027

Staff report and PowerPoint presentation provided by Administrative Services Director Diego Chavez. Item Nos. 17 and 18 were presented jointly.

Action: It was moved by Council Member Holliday, seconded by Mayor Stone to adopt Resolution No. 24-4784, entitled: *A Resolution of the City Council of the City of Murrieta, California, Approving a Tentative Agreement for a Successor Memorandum of Understanding between the City of Murrieta and the Murrieta Supervisors' Association for the Period July 1, 2024 through June 30, 2027.*

The motion carried by the following vote:

Ayes: DeForest, Levell, Holliday, Warren, Stone
 Noes: None

- 19. Updated Murrieta Management, Professional, and Confidential Employees' Compensation Plan

Staff report provided by City Attorney Tiffany Israel.

Public Comments:
 None

Action: It was moved by Council Member Holliday, seconded by Council Member DeForest to adopt Resolution No. 24-4785 entitled: *A Resolution of the City Council of the City of Murrieta, California, Approving an Updated Murrieta Management, Professional, and Confidential Employees' Compensation Plan.*

The motion carried by the following vote:

Ayes: DeForest, Levell, Holliday, Warren, Stone
 Noes: None

GOVERNING BODY ANNOUNCEMENTS

Council Member DeForest, Council Member Levell, Council Member Holliday, and Mayor Pro Tem Warren, provided their Governing Body Announcements to be made part of the City's record.

COUNCIL MEMBER' REQUESTS TO ADD ITEMS TO FUTURE AGENDAS

Mayor Stone: Requested to bring back a discussion to mitigate traffic congestion.

Consensus received

Mayor Stone: Requested to add a discussion item to a future agenda to hold a townhall meeting to provide residents with an update on the high-density affordable housing apartments.

City Manager Kim Summers provided a townhall meeting is already scheduled. Mayor Stone withdrew her request.

ADJOURNMENT 7:45 p.m.

Cristal McDonald, City Clerk