

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



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

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****ROLL CALL****PUBLIC COMMENTS - CLOSED SESSION ITEMS ONLY****ANNOUNCEMENT OF 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

Recommended Action: 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.

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**6:00 PM REGULAR MEETING****CALL TO ORDER****ANNOUNCEMENT OF CLOSED SESSION ACTION****ROLL CALL****PLEDGE OF ALLEGIANCE****INVOCATION****PRESENTATIONS**

Proclamation: National Kids with Cancer Awareness Month

APPROVAL OF AGENDA**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
- Community Update: Cristina Davies, Public Information Officer

GOVERNING BODY COMMISSION/COMMITTEE/BOARD (CCB) REPORTS

Governing Body CCB Reports is the opportunity for the City Council to provide a brief report on conferences, seminars, and Commission, Committees, and/or Boards meeting attendance. Reports shall not exceed three minutes. The City Clerk will use the computerized timer.

PUBLIC COMMENTS (NON-AGENDA)

At this time any person may address the governing bodies on any subject pertaining to City business, which does not relate to any item listed on the printed agenda. Normally no action may be considered or taken by the governing bodies on any matter not listed on the agenda. Each speaker will be limited to three minutes.

CONSENT CALENDAR - APPROVAL OF ITEMS 1 – 14

All matters listed on the Consent Calendar are to be considered routine by the governing bodies, and will be enacted by one motion in the form listed. There will be no discussion of these items unless, before the governing body votes on the motion to adopt, specific items are removed from the Consent Calendar for separate motions.

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.*

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- 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**PUBLIC HEARINGS**

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

Recommended Action:

Continue the public hearing of the 6th Code Update to September 17, 2024.

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

Recommended Action:

Approve Amendment No. 1 to the Agreement with Glenn Lukos Associates, Inc.;

Approve Amendment No. 1 to the Agreement with RICK; and

Authorize the Mayor to execute both Amendments.

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

Recommended Action:

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.*

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

Recommended Action:

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.*

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

Recommended Action:

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.*

GOVERNING BODY ANNOUNCEMENTS

Governing Body Announcements is the opportunity for the City Council to provide miscellaneous reports and announcements. Announcements shall not exceed two minutes. The City Clerk will use the computerized timer.

COUNCIL MEMBER REQUESTS TO ADD ITEMS TO FUTURE AGENDAS

ADJOURNMENT