

**CITY OF MURRIETA
1 TOWN SQUARE
MURRIETA, CA**



**Tuesday, December 19, 2023
4:15 PM CLOSED SESSION
6:00 PM REGULAR
MINUTES**

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**Lisa DeForest
Mayor**

**Lori Stone
Mayor Pro Tem**

**Cindy Warren
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)**

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4:15 PM CLOSED SESSION

CALL TO ORDER 4:16 PM

ROLL CALL

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

PUBLIC COMMENTS - CLOSED SESSION ITEMS ONLY None

ANNOUNCEMENT OF CLOSED SESSION ITEMS

City Clerk Cristal McDonald announced the following Closed Session items:

- CS1. Conference with Legal Counsel – Anticipated Litigation
The City Council will conduct a closed session, pursuant to Government Code sections 54956.9(d)(2), because there is a significant exposure to litigation in three cases.

- 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, 11 Town Square, Murrieta CA 92562, with Summer Helene. The City's real property negotiator, the City Manager, Assistant City Manager, and City Attorney, will seek direction from the City Council regarding the price and terms for this property.

RECESS TO CLOSED SESSION 4:18 PM

6:00 PM REGULAR MEETING

CALL TO ORDER 6:04 PM

ROLL CALL

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

Absent: None

ANNOUNCEMENT OF CLOSED SESSION ACTION

City Attorney Tiffany Israel: City Council authorized the denial of one claim, and had no reportable action on the other two cases on Closed Session Item No. CS1. No reportable action on Closed Session Item No. CS2.

PLEDGE OF ALLEGIANCE Pastor Jenó Erdelyi, Orchard Church

INVOCATION Pastor Jenó Erdelyi, Orchard Church

PRESENTATIONS

Certificate of Recognition - Pop Warner

APPROVAL OF AGENDA

Action: It was moved by Council Member Levell, seconded by Council Member Holliday to approve the Agenda for December 19, 2023.

The motion carried by the following vote:

Ayes: Warren, Levell, Holliday, Stone, DeForest

Noes: None

CITY MANAGER - ADMINISTRATIVE UPDATE

City Manager Kim Summers provided the following updates/announcements:

- The City was named the Top Best Place to Work by the Inland Empire Magazine for 2023
- City Manager Kim Summers wished everyone a safe holiday and a very happy new year.

GOVERNING BODY COMMISSION/COMMITTEE/BOARD (CCB) REPORTS

Council Member Warren: Provided attendance/reported the following:

- Riverside County Transportation Commission

Council Member Levell: Provided attendance/reported the following:

- Southern California Association of Governments

Mayor Pro Tem Stone: Provided attendance/reported the following:

- Southern California Association of Governments

PUBLIC COMMENTS (NON-AGENDA)

Arthur Amor: Spoke concerning a municipal code notice received for a storage container unit on his property.

Annette Jennings: Provided an update on the Murrieta Valley Historical Society events that took place in 2023.

Amy Edgeworth: Provided an update and advertised the Murrieta Train Project.

Connie McConnell: Provided an update on Murrieta Nights and spoke in favor of the Arts in Public Places.

Joi: Spoke about disabled individuals' safety concerns, proper code of conduct, and neighborhood safety.

CONSENT CALENDAR - APPROVAL OF ITEMS 1 – 8

Action: It was moved by Council Member Warren, seconded by Council Member Holliday to approve Consent Calendar Item Nos. 1-8.

The motion carried by the following vote:

Ayes: Warren, Levell, Holliday, Stone, DeForest

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 December 5, 2023, City Council Regular and Special Meeting.

3. First Amendment to the City Attorney Legal Services Contract

Recommended Action:

Approve the First Amendment to the City Attorney Legal Services with Aleshire & Wynder, LLP to approve the amended rate schedule; and

Authorize the Mayor to execute the First Amendment.

4. Approval of a Professional Services Agreement with Apple One, Inc. for As-Needed Temporary Staffing Services

Recommended Action:

Authorize approval of a two-year professional services agreement with AppleOne Inc. to provide temporary staffing services in an amount not to exceed \$550,000 over the entire term of the agreement, inclusive of all extensions and amendments; and

Authorize the City Manager to execute the agreement with the option to extend for up to two additional one-year terms based on satisfactory performance of the services in the agreement and at the City's discretion.

5. Amendment to the Comprehensive Salary Schedule for Fiscal Year 2023/24 to Add Police Detective III Classification

Recommended Action:

Adopt Resolution No. 23-4720, entitled: *A Resolution of the City Council of the City of Murrieta, California, Amending the Comprehensive Salary Schedule for Fiscal Year 2023/24.*

6. Approval of Collection Development Services Agreements

Recommended Action:

Approve a two-year Agreement with Brodart Company for Collection Development Services, in the amount not to exceed \$30,000 per fiscal year;

Approve a two-year Agreement with Ingram Library Services LLC, for Collection Development Services, in the amount not to exceed \$40,000 per fiscal year;

Authorize the City Manager to execute the Agreements with one optional two-year extension.

7. First Amendment to the Implementation Agreement Amendment with Western Riverside Council of Governments for Streetlight Operation and Maintenance

Recommended Action:

Approve the First Amendment to the Implementation Agreement between Western Riverside Council of Governments to implement maintenance and repair program for streetlights;

Approve Appendix 6 to the WRCOG new PSA with Yunex Traffic and WRCOG for the City to receive streetlight Operation and Maintenance services, in substantially the forms attached hereto; and

Authorize the City Manager to execute the First Amendment to the Implementation Plan and Appendix 6 to the WRCOG PSA Agreement subject to City Attorney's final approval.

8. Approve a Two-Year Extension to Comply with Assembly Bill 2234 Online Permitting System Requirements

Recommended Action:

Approve an extension of up to two years as allowed by California Government Code Section 65913.3.5 by making a written finding that adopting an online permitting system by January 1, 2024, would result in a substantial increase in permit fees and that the City of Murrieta has initiated a procurement process to complete the online permitting system by January 1, 2026.

PULLED CONSENT CALENDAR ITEMS None

REORGANIZATION

SELECTION OF PRESIDING OFFICERS

City Clerk McDonald provided instructions on the process for the selection of presiding officers and deemed all council members on an equal basis.

Public Comments:

Michelle Nalaboff: Representing Tiffany & Nalaboff Investigations. Spoke on ethical concerns regarding Mayor Pro Tem Stone and a conflict of interest for a sponsorship with Council Member Levell. Provided the City Council and City Clerk a complaint and demand for action to be made part of the record.

Bonnie Sparkman: Mentioned the need to learn all the facts about the complaint and demand submitted for public knowledge in reference to Mayor Pro Tem Stone and Council Member Levell.

City Clerk McDonald opened the floor for nominations.

Council Member Levell nominated Mayor Pro Tem Stone for Mayor.

Council Member Stone accepted the nomination.

Action: It was moved by Council Member Holliday, seconded by Council Member Levell to close nominations for Mayor.

The motion carried by the following vote:

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

Action: It was moved by Council Member Holliday, seconded by Council Member Levell to appoint Council Member Stone as Mayor.

The motion carried by the following vote:

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

Mayor Stone reiterated the same process for selection of Mayor Pro Tem as Mayor.

Council Member DeForest nominated Council Member Warren as Mayor Pro Tem.

Council Member Warren accepted the nomination.

Action: It was moved by Council Member Levell, seconded by Council Member DeForest to close nominations for Mayor Pro Tem.

The motion carried by the following vote:

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

Action: It was moved by Council Member Levell, seconded by Council Member Holliday to appoint Council Member Warren as Mayor Pro Tem.

The motion carried by the following vote:

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

PRIVILEGE OF THE FLOOR EXTENDED TO OUTGOING MAYOR

Outgoing Mayor DeForest spoke on her service as Mayor of the City Council.

Mayor Stone presented outgoing Mayor DeForest a plaque for her dedication and service as Mayor in 2023.

RECESS TO RECEPTION FOR OUTGOING AND INCOMING MAYOR

Mayor Stone called for a recess into a reception at 7:03 p.m.

RECONVENE FROM RECEPTION 7:23 PM

PUBLIC HEARINGS

- 9. Adoption of an Urgency Ordinance Pursuant to California Government Code Section 65858 Prohibiting the Establishment of Medical Cannabis Delivery Businesses for 45 Days, to Include an Exemption from the California Environmental Quality Act

Staff report by Development Services Director David Chantarangsu.

The public hearing was opened at 7:27 p.m.

Public Testimony:

None

The public hearing was opened at 7:27 p.m.

Action: After discussion, it was moved by Council Member Warren, seconded by Council Member DeForest to:

Adopt the proposed Urgency Ordinance No. U-600-23 entitled: An Interim Urgency Ordinance of the City Council of the City of Murrieta, California, Establishing A 45-Day Temporary Moratorium on the Establishment or Expansion of Medical Marijuana Dispensaries or Facilities, and Mobile Medical Marijuana Dispensaries Within City Limits, Declaring the Urgency Thereof and Finding an Exemption Under the California Environmental Quality Act to be adopted by 4/5ths vote of the City Council.

The motion carried by the following vote:

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

GOVERNING BODY ANNOUNCEMENTS

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

COUNCIL MEMBER REQUESTS TO ADD ITEMS TO FUTURE AGENDAS None

ADJOURNMENT 7:36 PM

Cristal McDonald, City Clerk