

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



**Tuesday, May 7, 2024
3:00 PM CLOSED SESSION
5:00 PM WORKSHOP
6:00 PM REGULAR MEETING
MINUTES**

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**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>**

3:00 PM CLOSED SESSION

CALL TO ORDER 3:01 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

Scott Agajanian: On behalf of the Executive Team provided a handout and spoke in support of the City Manager Kim Summers highlighting her accomplishments.

ANNOUNCEMENT OF CLOSED SESSION ITEMS

Deputy City Clerk Kimberly Ramirez announced the following Closed Session items:

CLOSED SESSION

CS1. Conference with Legal Counsel - Existing Litigation

The City Council will conduct a closed session, pursuant to Government Code sections 54956.9(d)(1), related to the matter of Veldhuizen v. City of Murrieta.

CS2. Conference with Labor Negotiators

The City Council will conduct a closed session, pursuant to Government Code section 54957.6, with the City Manager, the City Attorney, and the City's negotiators, regarding labor negotiations with (1) the Murrieta General Employees' Association; and (2) the Murrieta Supervisors' Association.

CS3. 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 two cases.

CS4. Public Employee Performance Evaluation and Compensation

The City Council will conduct a closed session, pursuant to Government Code Section 54957 and 54957.6(a)

Title of Position: City Manager

RECESS TO CLOSED SESSION 3:05 p.m.

5:00 PM WORKSHOP

CALL TO ORDER 5:21 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

WORKSHOP

WS1. CIP Budget Workshop - Proposed Capital Improvement Plan FY 2024/25 to FY 2028/29

Staff report and PowerPoint presentation provided by Finance Manager Jennifer Terry, Financial Analyst RN Mendoza, City Engineer Jeff Hitch, and Senior Program Manager Brian Crawford. City Department Directors were available to answer questions from the City Council.

Action: Received the proposed Fiscal Year 2024/25 Capital Improvement Budget and the proposed Fiscal Years 2024/25 to 2028/29 Capital Improvement Plan report.

Mayor Stone called for a recess at 5:51 p.m.

6:00 PM REGULAR MEETING

CALL TO ORDER 6:09 p.m.

ANNOUNCEMENT OF CLOSED SESSION ACTION

City Attorney Tiffany Israel: No reportable action on Closed Session Item Nos. CS1-CS4.

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 Economic Development Director Scott Agajanian

INVOCATION Josh Moreno – The Rock Church

PRESENTATIONS

Proclamation - Public Works Week

APPROVAL OF AGENDA

Action: It was moved by Council Member Holliday, seconded by Mayor Pro Tem Warren to approve the Agenda for May 7, 2024.

The motion carried by the following vote:

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

CITY MANAGER - ADMINISTRATIVE UPDATE

City Manager Kim Summers introduced the following department updates/announcements:

- Public Service Recognition Week – May 5-11
- Professional Municipal Clerks Week – May 5-11
- May 21, 2024 City Council Meeting cancellation
- Public Information Officer: Community Report, Public Information Officer Cristina Davies

GOVERNING BODY COMMISSION/COMMITTEE/BOARD (CCB) REPORTS

Council Member DeForest: Provided attendance/reported the following:
• Western Riverside Council of Governments

Council Member Levell: Provided attendance/reported the following:
• Southern California Association of Governments

Council Member Holliday: Provided attendance/reported the following:
• Western Riverside County Regional Conservation Authority

Mayor Pro Tem Warren: Provided attendance/reported the following:
• Legislative Workgroup
• Riverside County Transportation Commission
• Riverside Transit Agency

Mayor Stone: Provided attendance/reported the following:
• Southern California Association of Governments

PUBLIC COMMENTS (NON-AGENDA)

Kassen Klein: Provided a handout and spoke on the adoption of the Development Impact Fees process.

Aimee Edgeworth: Provided a handout and gave an update on the Teenealogy Tapestry Fest and Heritage Hats & Handbags events.

Connie McConnell: Shared a video of the Murrieta Market Nights.
(Casey Jurado donated time)

CONSENT CALENDAR - APPROVAL OF ITEMS 1 – 17

Action: It was moved by Mayor Pro Tem Warren, seconded by Council Member Levell to approve Consent Calendar Item Nos. 1-17.

Mayor Pro Tem Warren recused herself from Item No. 11 Zone “N” only and Item No. 12 LLD 11 only due to owning property in the districts.

Council Member Holliday recused himself from Item No. 11 Zone “G” only and Item No. 12 LLD 16 only due to owning property in the districts.

Council Member DeForest recused herself from Item No. 11 Zone “G” only due to owning property in the zone.

Council Member Levell recused himself from Item No. 11 Zone “F” & “G” only and Item No. 12 LLD 15 only due to owning property in the districts.

Mayor Stone recused herself from Item No. 10 due to owning property within 1,000 feet of the Project and Item No. 11 Zone “A” & “G” only due to owning property in the zones.

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 April 16, 2024 City Council Regular Meeting.

3. Check Register March 2024

Recommended Action:

Adopt Resolution 24-4735 entitled: *A Resolution of the City Council of the City of Murrieta, California, Ratifying the Check Register for the Month of March 2024* in the Amount of \$3,924,633.53 (Check Numbers 158721-159153).

4. Monthly Investment Transaction Report for March 2024

Recommended Action:

Receive and file the Monthly Investment Transaction Report for March 2024.

5. Treasurer's Report - Quarter 3 of Fiscal Year 2023/24

Recommended Action:

Receive the Fiscal Year 2023/24 Treasurer's Reports for Quarter 3 (January - March 2023).

6. Agreement Renewal with SHI International Corp. for SeeClickFix Services

Recommended Action:

Approve an agreement renewal with SHI International Corp. to purchase SeeClickFix services and ratify payment in the amount of \$25,337.58; and

Authorize using the City of Mesa, Arizona Cooperative Contract #2018011-02 to procure the services from SHI International Corp.

7. Award a Contract to Pramira, Inc. for the Replacement of Emergency Generators at the City of Murrieta City Hall and Fire Station 1

Recommended Action:

Award a construction contract for the installation of Emergency Generators at the City of Murrieta City Hall & Fire Station 1 Project, CIP 10044, to Pramira, Inc. in the amount of \$524,522, with a 20% contingency; and

Authorize the City Manager to execute the agreement with Pramira, Inc.

8. On-Call Consulting Services for Vertical Construction

Recommended Action:

Approve Agreements for On-Call Vertical Construction/Project Management Consulting Services between the City of Murrieta and RWBID Construction Management LLC, Griffin Structures, and Transtech Engineer; and

Authorize the City Manager to execute all agreements.

9. Change Order for Gametime Tot Lot Equipment Purchase

Recommended Action:

Authorize the City Manager to approve a change order for \$12,948.91 to Gametime Purchase Order No. P03649.

10. Construction Contract Tot Lot Improvement Project Phase 2

Recommended Action:

Award the construction contract for the Tot Lot Improvement Project Phase 2, CIPs 22029, 22030, 22031, 22032, and 22040, to the lowest responsible bidder, R.E. Schultz Construction, Inc., in the amount of \$451,850.00, plus a 15% contingency;

Authorize the Mayor to execute the agreement; and

Amend the Fiscal Year 2023/24 Capital Improvement Plan Budget for additional budget appropriation to CIPs 22029, 22030, 22031, 22032, and 22040.

Mayor Stone recused herself from Item No. 10 Due to owning property within 1,000 feet of the Project.

11. Declaring Intent to Initiate the Levy of Annual Assessments for Murrieta Community Services District

Recommended Action:

Adopt Resolution No. CSD24-279 entitled: *A Resolution of the Board of Directors of the Murrieta Community Services District, (1) Declaring its Intention to Levy the Annual Rates and Charges for Services Within the Murrieta Community Services District, Fiscal Year 2024/25, (2) Preliminarily Approving the Engineer's Annual Levy Report for Community Service District for Fiscal Year 2024/25, and (3) Designating the Time and Place for the Public Hearing on These Matters; and*

Amend the Fiscal Year 2024/25 Operating Budget to include an operating transfer of \$71,969 to cover the budgetary shortfall for Zone H.

Mayor Pro Tem Warren recused herself from Item No. 11 Zone "N" only due to owning property in the zone.

Council Member Holliday recused himself from Item No. 11 Zone “G” only due to owning property in the zone.

Council Member DeForest recused herself from Item No. 11 Zone “G” only due to owning property in the zone.

Council Member Levell recused himself from Item No. 11 Zone “F” & “G” only due to owning property in the zones.

Mayor Stone recused herself from Item No. 11 Zone “A” & “G” only due to owning property in the zones.

12. Levy of Annual Assessments for Consolidated Landscaping and Lighting District

Recommended Action:

Adopt Resolution No. 24-4737 entitled: *A Resolution of the City Council of the City of Murrieta, California, Ordering the Preparation of the Engineer’s Annual Levy Report for the Consolidated Landscaping and Lighting District;*

Adopt Resolution No. 24-4738 entitled: *A Resolution of the City Council of the City of Murrieta, California, Approving the Engineer’s Report for and Declaring the City’s Intention to Levy and Collect Assessments for Fiscal Year 2024/25 in the Murrieta Consolidated Landscaping and Lighting District and Setting A Public Hearing for July 2, 2024; and*

Amend the Fiscal Year 2024/25 Operating Budgets for Landscaping and Lighting Districts 5, 10, and 11 as outlined in the Fiscal Impact section of the report.

Mayor Pro Tem Warren recused herself from Item No. 12 LLD 11 only due to owning property in the district.

Council Member Holliday recused himself from Item No. 12 LLD 16 only due to owning property in the district.

Council Member Levell recused himself from Item No. 12 LLD 15 only due to owning property in the district.

13. Lifeguard and Swim Lesson Services Agreement Award

Recommended Action:

Approve and authorize the City Manager to execute the Agreement for Lifeguard and Swim Lesson Services with The Swimming Swan LLC, in the amount of \$337,064 for the initial five-year service period.

14. Notice of Completion Sykes Ranch Park Improvements, CIP 22010

Recommended Action:

Accept the public improvements for the Sykes Ranch Park Improvements Project, CIP 22010, as complete; and

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

15. Purchase of MX908 Chemical Detection Device

Recommended Action:

Authorize the City Manager to approve the purchase of the MX908 handheld chemical detection device for \$70,828.08 plus tax \$6197.46, totaling \$77,025.54.

16. Installation of Parking Restriction Signs on Summer Creek Lane and Dove Creek Court

Recommended Action:

Adopt Resolution No. 24-4736 entitled: *A Resolution of the City Council of the City of Murrieta, California Approving the Installation of Parking Restriction Signs on Summer Creek Lane and Dove Creek Court.*

17. Acceptance of Funding from the Rancho California Water District for the Clinton Keith Road and Date Street Pavement Rehabilitation Project (CIP No. 8043)

Recommended Action:

Accept funding in the amount of \$21,890 from Rancho California Water District for adjusting facilities as part of the Clinton Keith Road and Date Street Pavement Rehabilitation Project, Capital Improvement Plan (CIP) No. 8043; and

Amend the Fiscal Year 2023/24 CIP Budget and establish an additional appropriation in CIP No. 8043 for \$21,890.

PULLED CONSENT CALENDAR ITEMS None

PUBLIC HEARINGS

18. Public Hearing for Fiscal Year 2024/25 Citywide User Fee Update and First Reading for the Ordinance Adopting the Updated User Fees

Staff report and PowerPoint presentation provided by Finance Manager Jennifer Terry and Accounting Supervisor Ashley Lopez.

The public hearing was opened at 7:02 p.m.

Public Testimony:

None

The public hearing was closed at 7:02 p.m.

Action: After discussion it was moved by Council Member Holliday, seconded by Mayor Pro Tem Warren to:

Conduct a Public Hearing, waive full reading, and introduce Ordinance No. 603-24 entitled: *An Ordinance of the City Council of the City of Murrieta, California, Adopting the Fiscal Year 2024/2025 Fee Schedule*; and

Find that said actions are exempt from the California Environmental Quality Act (CEQA), as this Ordinance is exempt from CEQA under Section 15061(b)(3) of the CEQA Guidelines, which provides that CEQA only applies to projects that have the potential for causing a significant effect on the environment whereas here, it can be seen with certainty that there is no possibility that the activity in question would have a significant effect on the environment, the activity is not subject to CEQA.

The motion carried by the following vote:

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

19. Appeal of Planning Commission Decision Adopting a Mitigated Negative Declaration for Development Plan Permit 2022-2605/2023-00006 (DP-2022-2605/2023-00006) Murrieta Hot Springs at Jefferson Apartments

Staff report and PowerPoint presentation provided by Deputy Development Services Director Jarrett Ramaiya, Associate Planner Aaron Rintamaki, and Traffic Engineer Brian Stephenson. Development Services Director David Chantarangsu was available to answer questions from the City Council.

The public hearing was opened at 7:12 p.m.

Public Testimony:

Chris Burt: Representing the applicant, Quarterra LLC, responded to the appeal submitted by Council Member Lisa DeForest regarding the concern of traffic congestion on Jefferson Avenue and Murrieta Hot Springs Road and environmental impacts of the project. Addressed safety and traffic concerns regarding offsite improvements responsibilities.

Traffic Engineer representing the applicant, Quarterra LLC, addressed the concerns from Council Member DeForest on the speed on Murrieta Hot Springs Road, based on current existing conditions and taking into consideration projected improvements.

The public hearing was closed at 7:47 p.m.

Action: After discussion it was moved by Mayor Pro Tem Warren, seconded by Mayor Stone to:

Continue the item to a date certain of July 2, 2024, and

Direct staff to meet with applicant prior to the July 2, 2024 meeting.

The motion carried by the following vote:

Ayes: DeForest, Levell, Holliday, Warren, Stone

Noes: None

Absent: None

DISCUSSION

20. Fiscal Year 2023/24 Third Quarter Financial Status Report and Proposed Budget Adjustments

Staff report and PowerPoint presentation provided by Finance Manager Jennifer Terry and Financial Analyst Geovanny Calvopina.

Public Comments:

None

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

Receive and discuss the staff report;

Amend the Fiscal Year 2023/24 Operating Budget as defined in the Fiscal Year 2023/24 Third Quarter Proposed Budget Amendments;

Amend the Fiscal Year 2023/24 Capital Budget as defined in the Fiscal Year 2023/24 Third Quarter Proposed Budget Amendments for project 21034; and

Approve the Updated Schedule of Authorized Positions List.

The motion carried by the following vote:

Ayes: DeForest, Levell, Holliday, Warren, Stone

Noes: None

Absent: None

21. Purchase and Upfitting of Five 2023/24 Police Vehicles & Upfitting of Five Remaining 2022/23 Vehicles

Staff report and PowerPoint presentation provided by Police Captain Phil Gomez.

Public Comments:

None

Action: After discussion it was moved by Mayor Pro Tem Warren, seconded by Council Member Holliday to:

Approve the purchase of five (5) police vehicles and the associated purchase and installation of emergency equipment using Fiscal Year 2023/24 Operating Budget; and

Approve the increased costs of upfitting for five (5) vehicles from FY 2022/23.

The motion carried by the following vote:

Ayes: DeForest, Levell, Holliday, Warren, Stone

Noes: None

Absent: 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 OR WITHDRAW ITEMS TO FUTURE AGENDAS

Council Member DeForest: None

Council Member Levell: None

Council Member Holliday: Requested to reconsider the resolution regarding the Development Impact Fee Increases from the April 16, 2024 meeting (Item No. 7) for a future meeting.

Consensus received.

Mayor Pro Tem Warren: None

Mayor Stone: None

ADJOURNMENT 8:47 p.m.

Mayor Stone adjourned the meeting quoting Barbara Kingsolver in honor of Mother's Day.

"Sometimes the strength of motherhood is greater than natural laws."

Cristal McDonald, City Clerk