

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



**Tuesday, February 20, 2024
3:45 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)**

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3:45 PM CLOSED SESSION

CALL TO ORDER 3:47 p.m.

ROLL CALL

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

Absent: Council Member Lisa DeForest (*Arrived at 3:53 pm*)

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 section 54956.9(d)(4), because the City is considering whether to initiate litigation in two 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, 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 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.

RECESS TO CLOSED SESSION 3.49 p.m.

5:00 WORKSHOP

CALL TO ORDER 5:07 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

WS1. Development Impact Fee Nexus Study and Fee Update Workshop

Staff report and PowerPoint presentation provided by Finance Director Javier Carcamo and Management Analyst Paige Hartman. Assistant City Manager Ivan Holler and City Consultants from Willdan Financial Carlos Villareal and James Edison were available to answer questions from the City Council.

Public Comments:

Kassen Klein: Spoke on financing concerns highlighting the fee deficit for developers falling on the residents.

Action: The City Council directed staff to bring back a comparison analysis on a differential fee with undeveloped infrastructure, further explore the incentive program, research the escalator, and provide additional information on the “phasing” option at the March 19, 2024 City Council meeting.

6:00 PM REGULAR MEETING

CALL TO ORDER 6:04 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

City Clerk Cristal McDonald noted for the record Council Member DeForest arrived late to Closed Session at 3:53 p.m.

ANNOUNCEMENT OF CLOSED SESSION ACTION

City Attorney Tiffany Israel: No reportable action on Closed Session Item Nos. CS1-CS3.

PLEDGE OF ALLEGIANCE Council Member Ron Holliday

INVOCATION Council Member Ron Holliday

APPROVAL OF AGENDA

Action: It was moved by Mayor Pro Tem Warren, seconded by Council Member Levell to approve the Agenda for February 20, 2024.

The motion carried by the following vote:

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

CITY MANAGER - ADMINISTRATIVE UPDATE

City Manager Kim Summers provided the following updates/announcements:

- Town Square Park Amphitheater Line-Up, by Assistant City Manager Kristen Crane
- City Updates by Interim Public Information Officer Cristina Davies

GOVERNING BODY COMMISSION/COMMITTEE/BOARD (CCB) REPORTS

- Council Member Levell: Provided attendance/reported the following:
 - Riverside County Habitat Conservation Agency
- Mayor Pro Tem Warren: Provided attendance/reported the following:
 - Riverside County Transportation Commission
- Mayor Stone: Provided attendance/reported the following:
 - League of California Cities

PUBLIC COMMENTS (NON-AGENDA)

- John Delisi: Spoke in opposition to Planned Parenthood.
- Desire Ferrara: Presented Council Member DeForest with a recognition plaque from Assemblywoman Kate Sanchez.
- Amy Edgeworth: Shared the information on the upcoming Teenealogy Tapestry Fest taking place in April at the Murrieta Public Library.
- Faye Wong: Spoke on campaign mailers for the Riverside County upcoming March election.
(Alan Long donated his time)

CONSENT CALENDAR - APPROVAL OF ITEMS 1 – 10

Action: It was moved by Council Member DeForest, seconded by Council Member Levell to approve Consent Calendar Item Nos. 1-10, with the exception of Item No. 6 that was pulled for discussion.

Council Member Holliday recused himself from Item No. 9 due to owning property within 1,000 feet of the property.

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 January 11, 2024 Special Workshop and the February 6, 2024, City Council Regular Meeting.

3. Cisco SmartNet Software License and Support Services

Recommended Action:

Authorize the use of Cooperative Agreement #2018011-02 to purchase SmartNet services and authorize SHI International Group (SHI) to administer the agreement;

Authorize the use of the Cisco Master Agreement; and

Approve the contract in an amount not to exceed \$76,088.35 for Fiscal Year 2023/24.

4. First Amendment to the Agreement with CivicPlus

Recommended Action:

Approve the First Amendment to the Agreement with CivicPlus and authorize the City Manager to execute the Agreement and related documents;

Approve one-time service fees in the amount of \$6,578 and an annual software fee of \$12,133.80 in year two, for a total contract amount not to exceed \$18,711.80; and

Amend the IT Operating Budget for Fiscal Years (FY) 2023/24 and 2024/25 to cover the cost of this agreement.

5. Lunch at the Library Grant - Increased Award Amount

Recommended Action:

Authorize the City Manager to accept additional grant funds from the California State Library for the 2024 Lunch at the Library program;

Amend the Fiscal Year 2023/24 Operating Budget based on the actual award amount; and

Authorize the City Manager to sign any documents or undertake related actions necessary to accept and implement the grant.

- 7. On-Call Public Works and Stormwater Pollution Prevention Plan Inspection Services - Anser Advisory

Recommended Action:

Approve a purchase order with Anser Advisory Management, LLC, dba Anser Advisory For on-call inspection services for Fiscal Year 2023/24 for an amount not to exceed \$280,000 from the Engineering General Fund;

Appropriate \$216,000 from General Fund Unassigned Fund Balance into Engineering Account 1106120-60640; and

Authorize the City Manager to execute the purchase order.

- 8. Acceptance of Public Improvements in Tract Map 30953

Recommended Action:

Accept the Public Improvements in Tract Map 30953 located south of Magnolia Street on the east side of Washington Avenue; 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.

- 9. Amendment No. 2 to Madison Avenue Improvement Project Agreement with Rick Engineering Company

Recommended Action:

Approve Amendment No. 2 to the Madison Avenue Improvement Project from Guava Street to Elm Street, CIP 8357 design agreement with Rick Engineering Company for additional engineering services in the amount of \$87,128.34; and

Authorize the City Manager or her designee to execute the Amendment upon approval as to form by the City Attorney.

Council Member Holliday recused himself from Item No. 9 due to owning property within 1,000 feet of the property.

- 10. On-Call Plan Check Engineering Services - Bureau Veritas North America, Inc. and Michael Baker International, Inc.

Recommended Action:

Approve a purchase order with Bureau Veritas for on-call plan check services for Fiscal Year 2023/24 for an amount not to exceed \$210,000 from the Engineering General Fund;

Approve a purchase order with Michael Baker International, Inc. for on-call plan check Services for FY 2023/24 for an amount not to exceed \$276,000 from the Engineering General Fund; and

Authorize the City Manager to execute the purchase orders.

PULLED CONSENT CALENDAR ITEMS

6. Memorandum of Understanding with the City of Wildomar for Homeless Services

Staff report provided by Community Services Director Brian Ambrose.

Recommended Action:

Approve a six-month Memorandum of Understanding with the City of Wildomar for Homeless services for a maximum reimbursement to the City of Murrieta of \$20,039.21 per month;

Establish a revenue budget for reimbursement of costs from the City of Wildomar in the Fiscal Years 2023/24 and 2024/25 Operating Budgets for the six-month pilot period; and

Authorize the City Manager to execute the Memorandum of Understanding and to utilize existing grant funding to support the collaboration between the cities of Murrieta and Wildomar.

Action: It was moved by Council Member Jon Levell, seconded by Council Member DeForest.

The motion carried by the following vote:

Ayes: DeForest, Levell, Holliday, Warren, Stone

Noes: None

PUBLIC HEARINGS

11. Establishment of Medicinal Cannabis Delivery Location and Operational Standards and Miscellaneous Updates to Existing Cannabis Standards (MCA-2023-00008) to amend Sections 16.08.010, 16.10.010, 16.11.010, 16.12.010, 16.13.010, 16.14.010, and 16.44.250 of the Murrieta Development Code and adoption of a Categorical Exemption pursuant to the California Environmental Quality Act

Staff report and PowerPoint presentation provided by Senior Planner Chris Tracy. Development Services Director David Chantarangsu was available to answer questions from the City Council.

The public hearing was opened at 7:22 p.m.

Public Testimony:

Kassen Klein: Spoke and cited a previous Ordinance related to a similar issue and suggested City staff review prior action taken.

The public hearing was closed at 7:23 p.m.

Action: After discussion it was moved by Council Member Holliday, seconded by Council Member Levell to:

Hold a Public Hearing;

Find that the action is consistent with the California Environmental Quality Act (CEQA) Guidelines in accordance with Section §15060(c)(2) and Section §15061(b)(3); and

Introduce Ordinance No. 602-24 entitled: *An Ordinance of the City Council of the City of Murrieta, California, Amending Title 16 of the Murrieta Development Code to Revise Sections 16.08.010, 16.10.010, 16.11.010, 16.12.010, 16.13.010, 16.14.010, and 16.44.250 for the Establishment of Medicinal Cannabis Delivery Location and Operational Standards and Miscellaneous Updates to Existing Cannabis Standards.*

The motion carried by the following vote:

Ayes: DeForest, Levell, Holliday, Warren, Stone

Noes: None

Absent: None

GOVERNING BODY ANNOUNCEMENTS

Council Member Levell and Mayor Stone provided verbal announcements. 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

Council Member DeForest: None

Council Member Levell: None

Council Member Holliday: Requested to include the review of the storage container ordinance as part of the upcoming development code update.

Consensus received.

Mayor Pro Tem Warren: None

Mayor Stone: None

ADJOURNMENT 7:36 p.m.

Mayor Stone adjourned the meeting quoting Martha Washington:

“My hope is always in the future, for it is there that dreams are realized.”

Cristal McDonald, City Clerk