

**MINUTES
REGULAR MEETING OF THE
CANYON LAKE CITY COUNCIL
Wednesday, September 1, 2021**

SPECIAL NOTICE – COVID-19 RELATED PROCEDURES IN EFFECT

Pursuant to Paragraph 3 of Executive Order N-29-20, executed by the Governor of California on March 17, 2020, as a response to mitigating the spread of Coronavirus (COVID-19), this regular meeting of the City Council of the City of Canyon Lake will allow Councilmembers to attend the City Council meeting telephonically from remote locations without requiring notice of or public access to those locations. The City Council Chamber will be closed to the public. Members of the public may observe the City Council meeting by selecting the Live Stream icon on the main page: www.canyonlakeca.gov, the City's Facebook page, Time Warner/Spectrum Channel 29, or on FIOS/Frontier Channel 39.

In a further effort to allow for social distancing, members of the public may comment electronically by sending an email with their comment to PublicComment@canyonlakeca.gov. The City Clerk will read these public comment submissions into the record during the "Public Comments" portion of the agenda.

If any member of the public has a disability and desires to request a modification or accommodation of the above procedures, please contact the City Clerk at least 24 hours prior to the meeting at 951-244-8547 or by email at asauseda@canyonlakeca.gov.

**Closed Session – 5:00 p.m.
City Hall Administration Building
31526 Railroad Canyon Road, Suite 5
Canyon Lake, CA 92587**

CALL TO ORDER

Mayor Castillo called the meeting to order at 5:00 p.m.

CITY COUNCIL ROLL CALL

Present: Councilmember Dain, Councilmember Greene, Mayor Pro Tem Smith,
Councilmember Welty, and Mayor Castillo

Absent:

PUBLIC COMMENTS

There were no public comments.

CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION –
Pursuant to paragraph (4) of subdivision (d) of Section 54956.9 – 1 case

- B. CONFERENCE WITH REAL PROPERTY NEGOTIATORS - Pursuant to Section 54956.8
Property: APN 349-290-008
Agency Negotiator: City Manager
Negotiating Parties: Jim Kipp
Under Negotiation: Price and Terms of Payment

- C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to paragraph (1) of subdivision (d) of Section 54956.9
Richard Beck v. City of Canyon Lake, Riverside Superior Court Case No.: RIC2003025

- D. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION - Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9 - 1 case

- E. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION - Pursuant to paragraph (1) of subdivision (d) of Section 54956.9 City of Canyon Lake, et al. v. Jensen, Riverside Superior Court Case No. CVRI2100821

- F. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION - Pursuant to paragraph (1) of subdivision (d) of Section 54956.9 National Prescription Opiate Litigation (U.S.D.C. Case No. 1:17-CV-2804)

The City Council entered Closed Session at 5:02 p.m.

**Open Session – 6:30 p.m.
City Hall Council Chamber
31516 Railroad Canyon Road
Canyon Lake, CA 92587**

CALL OPEN SESSION TO ORDER

Mayor Castillo called the meeting to order at 6:31 p.m.

INVOCATION

Invocation was led by Mayor Pro Tem Smith.

FLAG SALUTE

Flag Salute was led by Ilyssa Edgar.

ROLL CALL

Present: Councilmember Dain, Councilmember Greene, Mayor Pro Tem Smith, Councilmember Welty, and Mayor Castillo

Absent:

Councilmember Dain and Councilmember Welty both joined via telephone.

CLOSED SESSION REPORT

Attorney Steven Graham stated that there was no reportable action on Closed Session agenda items A, B, C, & D. For agenda items E & F, settlement direction was given by consensus.

APPROVAL OF THE CITY COUNCIL AGENDA

Motion and second by Mayor Pro Tem Smith/Councilmember Greene to approve the agenda.

Motion carried 5-0, with Councilmember Dain, Councilmember Greene, Mayor Pro Tem Smith, Councilmember Welty, and Mayor Castillo voting aye.

CEREMONIAL MATTERS *Presentations, Awards, Proclamations*

- Citizen of the Month – Cops for Kids

Mayor Castillo asked Lieutenant Rayls to help with the presentation to the members of the community who participated with Cops for Kids.

Mayor presented a proclamation commemorating the 20th Anniversary of the September 11th terror attacks.

COMMUNITY REPORTS

- Elsinore Valley Municipal Water District Update

Vice President Darcy Burke gave an update on behalf of the Elsinore Valley Municipal Water District.

- Canyon Lake Property Owners Association Update from President Joe Kamashian
President Joe Kamashian gave an update on behalf of the Canyon Lake Property Owners Association.

- Chamber of Commerce Update by President Jeanne O'Dell

President O'Dell gave an update on behalf of the Chamber of Commerce.

PUBLIC SAFETY UPDATE

❖ Sheriff

Lieutenant James Rayls gave an update on the statistics and answered questions from the Council.

❖ Fire

City Clerk Sauseda announced that CalFire was out on an emergency call however, statistics were provided to the Council and were made available to the public.

❖ Code Enforcement

Ruby Manzano, Senior Code Enforcement Officer, gave an update on the statistics and answered questions from the Council.

PUBLIC COMMENT

There were no comments.

CONSENT CALENDAR

- (1) Waive Full Reading, Read all Ordinances by Title Only
- (2) Resolution - Adoption of Resolution No. 2021-35 & Resolution No. 2021-36 Approving Claims and Demands of the City
- (3) Minutes - Approval of City Council Minutes
 - June 23, 2021 – Special City Council Meeting
 - July 7, 2021 – Regular City Council Meeting
 - August 4, 2021 – Cancelled City Council Meeting
- (4) Second Reading of Ordinance No. 209 - An Ordinance of the City Council of the City of Canyon Lake, California, Amending Chapter 3.44 of the Canyon Lake Municipal Code Related to the Emergency Medical Services Subscription Program and Emergency Medical Services Response Fee
- (5) Resolution – Adoption of Resolution No. 2021-37, Authorizing the City Manager to Execute the Purchase Agreement with L. N. Curtis and Sons of La Mirada, California, for Equipment for the Fire Department

Motion and second by Councilmember Greene/ Mayor Pro Tem Smith to approve the Consent Calendar.

Motion carried 5-0, with Councilmember Dain, Councilmember Greene, Mayor Pro Tem Smith, Councilmember Welty, and Mayor Castillo voting aye.

PULLED CONSENT CALENDAR ITEMS

No items were pulled.

PUBLIC HEARING

- (6) Housing Element – Review of the Draft Housing Element, General Plan Amendment (GPA 21-1), Proposing to Amend the City of Canyon Lake Housing Element for the 6th Cycle, Years 2021 to 2029 and Direct Staff to Forward This Material to State Housing and Community Development for Their Review and Comment

- Public Hearing Opened

Mayor Castillo opened the Public Hearing at 7:09 p.m.

- Staff Presentation

City Planner Jim Morrissey presented the item.

- Questions to Staff by City Council

City Planner Morrissey answered questions from the Council.

- Testimony by Proponents

There were none.

- Testimony by Opponents

There were none.

- Response by Proponents

There were none.

- Public Hearing Closed

Mayor Castillo closed the Public Hearing at 7:17 p.m.

- Discussion by City Council

No further discussion.

- Action by City Council

Motion and second by Mayor Pro Tem Smith/ Councilmember Greene to approve Item 6.

Motion carried 5-0, with Councilmember Dain, Councilmember Greene, Mayor Pro Tem Smith, Councilmember Welty, and Mayor Castillo voting aye.

BUSINESS ITEM

- (7) Resolution – Adoption of Resolution No. 2021-38, Approving a Budget Adjustment for Preparation of City’s General Plan Safety Element

Presentation by City Planner Jim Morrissey.

There were no public comments.

Motion and second by Councilmember Greene/Mayor Pro Tem Smith to adopt Resolution No. 2021-38.

Motion carried 5-0, with Councilmember Dain, Councilmember Greene, Mayor Pro Tem Smith, Councilmember Welty, and Mayor Castillo voting aye.

- (8) Discussion – Possible Amendments to Section 9.25.030(a) of the Canyon Lake Municipal Code, Pertaining to Commercial Window Signage

Presentation by Senior Code Enforcement Officer Ruby Manzano.

There were no public comments.

Motion and second by Mayor Pro Tem Smith/ Councilmember Greene to bring back an Ordinance that does away with the percentage requirement and allows for 100% coverage.

Motion carried 5-0, with Councilmember Dain, Councilmember Greene, Mayor Pro Tem Smith, Councilmember Welty, and Mayor Castillo voting aye.

- (9) Agreement – Adoption of Resolution No. 2021-39, Authorizing Execution of an Agreement with the Public Agency Retirement Services (PARS) to Provide a Defined Contribution Retirement Plan for Eligible Employees

Presentation by Finance Director Terry Shea.

There were no public comments.

Motion and second by Councilmember Greene/ Mayor Pro Tem Smith to adopt Resolution No. 2021-39.

Motion carried 5-0, with Councilmember Dain, Councilmember Greene, Mayor Pro Tem Smith, Councilmember Welty, and Mayor Castillo voting aye.

- (10) Ordinance – Introduction and First Reading of Ordinance No. 210, An Ordinance of the City Council of the City of Canyon Lake, Adding Chapter 6.02 to the Canyon Lake Municipal Code Regarding Organic Waste Disposal Reduction

Presentation by City Attorney Steven Graham.

There were no public comments.

Motion and second by Councilmember Greene/Mayor Pro Tem Smith to approve the Introduction and First Reading of Ordinance No. 210.

Motion carried 5-0, with Councilmember Dain, Councilmember Greene, Mayor Pro Tem Smith, Councilmember Welty, and Mayor Castillo voting aye.

- (11) Ordinance – Introduction and First Reading of Ordinance No. 211, An Ordinance of the City Council of the City of Canyon Lake, Adding Chapter 14.40 Related to Obstruction of Right-of-Way and 14.50 Related to Solicitation

Presentation by City Attorney Steven Graham.

There were no public comments.

Motion and second by Councilmember Greene/Mayor Pro Tem Smith to approve the Introduction and First Reading of Ordinance No. 211.

Motion carried 5-0, with Councilmember Dain, Councilmember Greene, Mayor Pro Tem Smith, Councilmember Welty, and Mayor Castillo voting aye.

- (12) Resolutions – Introduction and First Reading of Ordinance No. 211, An Ordinance of the City Council of the City of Canyon Lake, Adding Chapter 14.40 Related to Obstruction of Right-of-Way and 14.50 Related to Solicitation

- Resolution No. 2021-40, Approving the Salary and Wage Schedule for the Canyon Lake Building & Safety Department for Fiscal Year 2021-22
- Resolution No. 2021-41, Approving a Budget Adjustment Reflecting the New Building Department Staffing Model
- Resolution No. 2021-42, Authorizing the City Manager to Enter into a Professional Services Agreement with VCA Code for Plan Review and Staff Support Services for the City's New In-House Building Department
- Resolution No. 2021-43, Approving the Form of And Authorizing the Execution of a Memorandum of Understanding with the City of Wildomar

Presentation by Administrative Services Manager Mike Borja.

There were no public comments.

Motion and second by Mayor Pro Tem Smith/ Councilmember Greene to adopt Resolution No. 2021-40, Resolution No. 2021-41, Resolution No. 2021-42, & Resolution No. 2021-43.

Motion carried 5-0, with Councilmember Dain, Councilmember Greene, Mayor Pro Tem Smith, Councilmember Welty, and Mayor Castillo voting aye.

Councilmember Greene stepped away at 8:20 p.m. and returned at 8:23 p.m.

- (13) Resolution – Adoption of Resolution 2021-44, Approving a Partnership Agreement with the County of Riverside Emergency Management Department for Emergency Management Services

Presentation by Administrative Services Manager Mike Borja.

There were no public comments.

Motion and second by Mayor Pro Tem Smith/ Councilmember Greene to adopt Resolution No. 2021-44.

Motion carried 5-0, with Councilmember Dain, Councilmember Greene, Mayor Pro Tem Smith, Councilmember Welty, and Mayor Castillo voting aye.

- (14) Discussion – Additional Traffic Enforcement Measures on Railroad Canyon Road

Mayor Pro Tem Smith stepped away from the dais at 8:30 p.m. and returned at 8:31 p.m.

Presentation by City Manager Chris Mann.

The following members of the public submitted public comment electronically:

- John Zaitz

Direction from the Council for the Sheriff's Department to bring back additional information at a later date.

- (15) Ordinance – Introduction and First Reading of Ordinance No. 212, An Ordinance of the City Council of the City of Canyon Lake, California, Amending Chapter 2.34 of the Canyon Lake Municipal Code to Create a Canyon Lake Fire Department

Presentation by Consultant/Interim Fire Chief Jeff LaTendresse.

There were no public comments.

Motion and second by Mayor Pro Tem Smith/ Councilmember Greene to approve the Introduction and First Reading of Ordinance No. 212 including the amendment to Section 234.060 to include subsection (b).

Motion carried 5-0, with Councilmember Dain, Councilmember Greene, Mayor Pro Tem Smith, Councilmember Welty, and Mayor Castillo voting aye.

- (16) Ordinance – Introduction and First Reading of Ordinance No. 213, An Ordinance of the City Council of the City of Canyon Lake, California, Readopting the 2019 California Fire Code amending Chapter 8.12 of the Canyon Lake Municipal Code

Presentation by Consultant/Interim Fire Chief Jeff LaTendresse.

There were no public comments.

Motion and second by Councilmember Greene/Mayor Pro Tem Smith to approve the Introduction and First Reading of Ordinance No. 213.

Motion carried 5-0, with Councilmember Dain, Councilmember Greene, Mayor Pro Tem Smith, Councilmember Welty, and Mayor Castillo voting aye.

- (17) Ordinance – Introduction and First Reading of Ordinance No. 214, An Ordinance of the City Council of the City of Canyon Lake, Amending Chapter 11.03 of the Canyon Lake Municipal Code Prohibiting Personal Fireworks

Presentation by Consultant/Interim Fire Chief Jeff LaTendresse.

There were no public comments.

Motion and second by Councilmember Greene/Mayor Pro Tem Smith to approve the Introduction and First Reading of Ordinance No. 214.

Motion carried 5-0, with Councilmember Dain, Councilmember Greene, Mayor Pro Tem Smith, Councilmember Welty, and Mayor Castillo voting aye.

- (18) Resolution – Adoption of Resolution No. 2021-45, Authorizing the City Manager to Enter into a Professional Services Agreement with Zeke Foster, M. D., to Serve as Medical Director for the City's Fire Department

Presentation by Consultant/Interim Fire Chief Jeff LaTendresse.

There were no public comments.

Motion and second by Councilmember Greene/Mayor Pro Tem Smith to adopt Resolution No. 2021-45.

Motion carried 5-0, with Councilmember Dain, Councilmember Greene, Mayor Pro Tem Smith, Councilmember Welty, and Mayor Castillo voting aye.

(19) Fire Department Startup Update –

Presentation by Fire Consultant/Interim Fire Chief LaTendresse.

There were no public comments.

CITY MANAGER COMMENTS

City Manager Mann announced that a Special City Council meeting was scheduled for Monday, September 13, 2021, at 5:00 p.m. to discuss cannabis.

COMMITTEE AND COUNCIL REPORTS/COMMENTS

- **COUNCILMEMBER DAIN**

Councilmember Dain discussed the events she attended.

- **COUNCILMEMBER GREENE**

Councilmember Greene stated that his committees were dark for the month of August. He announced the next meeting for the RCA would take place on September 13, 2021.

- **MAYOR PRO TEM SMITH**

Mayor Pro Tem Smith stated that his committees were dark for the month of August, but he gave a real estate update from Adam, Government Affairs Director for Southwest Riverside County.

- **COUNCILMEMBER WELTY**

Councilmember Welty thanked staff and expressed his appreciation.

- **MAYOR CASTILLO**

Mayor Castillo wished Councilmember Dain a happy birthday. She announced the first meeting of the Veterans Day Committee would take place on September 20, 2021.

ANNOUNCEMENTS

Mayor Castillo announced that the next City Council meeting would take place on Monday, September 13th at 5:00 p.m. for open session.

ADJOURNMENT

The Mayor adjourned the meeting in remembrance and thanks to the fallen military in Afghanistan at 9:44 p.m.

Respectfully submitted,

A handwritten signature in blue ink, consisting of several overlapping loops and a long horizontal stroke extending to the right.

Ana V. Sauseda, CMC
City Clerk