

City Council Chambers
29844 Haun Road
Menifee, CA 92586



Bill Zimmerman, Mayor
Bob Karwin, District 1
Ricky Estrada, District 2
Lesa Sobek, District 3
Dean Deines, District 4

MINUTES

Menifee City Council Regular Meeting Minutes

Wednesday, May 03, 2023
5:30 PM Closed Session
6:00 PM Regular Meeting

Armando G. Villa, City Manager
Jeffrey T. Melching, City Attorney
Stephanie Roseen, Acting Clerk

CLOSED SESSION (5:30 PM)

Mayor Zimmerman called the meeting to order at 5:30 PM and recessed to Closed Session for the purpose listed below. Present were Councilmembers Deines, Estrada, Sobek, Mayor Pro Tem Karwin, and Mayor Zimmerman.

The City Council received correspondence from the following:

- Don Slater

1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Government Code Paragraph (1) of subdivision (d) of Section 54956.9
Thomas P. Fuhrman v. City of Menifee
Riverside County Superior Court Case No. MCC 1600382

REGULAR MEETING (6:00 PM)

1. CALL TO ORDER

Mayor Zimmerman called the meeting to order at 6:02 PM. City Attorney Jeffrey Melching stated there was no reportable action from Closed Session. City Clerk Stephanie Roseen stated the City Council had received correspondence on various agenda items.

2. ROLL CALL

Present: Dean Deines, Ricky Estrada, Bob Karwin, Lesa Sobek, Bill Zimmerman
Absent: None

3. WORDS OF INSPIRATION

- 3.1 Bishop Bob Powell - Sun City Ward of the Menifee Church of Jesus Christ of Latter-day Saints

4. PLEDGE OF ALLEGIANCE

Dawn Smith led the flag salute.

5. PRESENTATIONS

5.1 Mental Health Awareness Month Proclamation

The City Council presented Diana Gutierrez, Mindy McFarland, and April Jones with Riverside County Health Systems – Mental Health a proclamation. Ms. Gutierrez provided an overview of Mental Health Awareness Month.

5.2 Older Americans Month Proclamation

The City Council presented the Menifee Senior Advisory Committee with a proclamation. Chair Gloria Sanchez discussed the importance of Older Americans Month.

Councilmember Estrada stepped away from the dais at 6:15 PM and returned at 6:17 PM.

5.3 Menifee Police Department Quarterly Update

Menifee Police Captain Dave Gutierrez provided a presentation.

6. AGENDA APPROVAL OR MODIFICATIONS

The agenda was approved with no modifications by a vote of 4-1 with Councilmember Estrada voting no.

7. PUBLIC COMMENTS (NON-AGENDA ITEMS)

The following speakers addressed the City Council on non-agenda items:

- Jose Cervantes
- Dawn Smith

The City Council received correspondence from the following on non-agenda items:

- Don Slater

8. COUNCILMEMBER UPDATES AND COMMENTS

Councilmember Dienes reported on the meetings and events he attended.

- Riverside Transit Agency Board of Directors Meeting
- Riverside Transit Agency Sub Committee - Southwest Transportation Now Meeting
- Citizens Academy Graduation

Councilmember Estrada reported on the meetings and events he attended.

- Eastern Municipal Water District Regional Forum
- Menifee Better Together
- March Air Force Base Air Show
- Black Bear Diner Soft Opening
- Cohosted BBQ in the Park at Audie Murphy
- Citizens Academy Graduation

Councilmember Sobek reported on the meetings and events she attended.

- Community Action Partnership Meeting
- Eastern Municipal Water District Regional Forum
- Unique Community Inclusion Garden Visit in Murrieta
- Citizens Academy Graduation
- NAOP Reception in the City of Norco
- 44th Chamber Awards Ceremony
- Western Riverside Regional Conservation Authority Meeting
- Citizens Academy Graduation
- Supervisor Washington District Three Homeless Summit
- Paloma Valley High School NJROTC Award Ceremony
- Menifee Better Together
- MSJC State of the City and Eagle Stadium Ribbon Cutting

Mayor Pro Tem Karwin reported on the meetings and events he attended.

- Menifee Better Together
- State of the City Address
- Chamber of Commerce Award Gala
- Paloma Valley High School Wildcard CIF Boys Volleyball Game
- Western Riverside Council of Government Meeting
- Black Bear Diner Soft Opening
- Networking Breakfast at Pacifica Senior Living Facility

Mayor Zimmerman reported on the meetings and events he attended.

- Neighbors Business Mixer in Wildomar
- Eastern Municipal Water District Regional Forum
- Paloma Valley High School NJROTC Award Ceremony
- Perris Union High School Recognition Gala
- Menifee Better Together
- Car Show at The Mott's Museum
- Western Riverside County Projects and Programs Commission Meeting
- Chamber of Commerce Board Meeting
- Rotary Club Luncheon
- MSJC State of the City and Eagle Stadium Ribbon Cutting
- Youth Fair and Lazy Creek Park
- Arts Council Menifee Art Showcase
- GFWC Book Signing Event Chamber of Commerce Award Gala
- Interfaith Council Meeting
- Supervisor Washington District Three Homeless Summit

9. APPROVAL OF MINUTES

The following sets of minutes were approved unanimously (5-0) with no modifications.

- 9.1 April 19, 2023 Special Minutes
- 9.2 April 19, 2023 Minutes

10. CONSENT CALENDAR

Councilmember Estrada requested to pull Item No. 10.8. The balance of the Consent Calendar was approved by the following vote:

MOVER: Lesa Sobek

SECONDER: Dean Deines

AYES: Deines, Estrada, Karwin, Sobek, Zimmerman

NAYS: None

RECUSE: None

10.1 Waiver of Reading

ACTION

1. Waived the reading in full of any and all Ordinances listed on this agenda and provided that they be read by title only.

10.2 Warrant Register

ACTION

1. Ratified and approved the Voucher Lists dated 3/31/2023 and 04/07/2023, the Payroll Register/Other EFTs dated 03/31/2023 and 04/03/2023, and the Void Check Listing PE 3/31/2023 which have a total budgetary impact of \$3,704,604.54.

10.3 Treasurer's Report – March 2023

ACTION

1. Received and filed the Treasurer's Report as of March 31, 2023.

10.4 Second Reading and Adoption of Ordinance to Levy of Special Taxes, Community Facilities District No. 2023-2 (Cimarron Ridge)

ACTION

1. Adopted Ordinance No. 2023-372, authorizing the levy of special taxes within Community Facilities District (CFD) No. 2023-2 (Cimarron Ridge).

10.5 Community Improvement Designation Grant Acceptance for The Wall That Heals Event

ACTION

1. Accepted the Fiscal Year 2022/2023 Community Improvement Designation Grant for The Wall That Heals event in the amount of \$5,000; and
2. Adopted Resolution No. 23-1314, appropriating \$5,000 in revenue and expenditures for the Community Services Department; and
3. Authorized the City Manager or his designee to execute all necessary agreements and other grant-related documents thereof to receive the Community Improvement Designation Grant.

10.6 Resolutions of Intention to Form and Incur Bonded Indebtedness for Facilities CFD No. 2023-1 (Rockport Ranch)

ACTION

1. Rescinded Resolution Nos. 23-1281 and No. 23-1282, approved on February 15, 2023; and
2. Adopted Resolution No. 23-1315, an intent to establish Community Facilities District No. 2023-1 (Rockport Ranch) of the City of Menifee, to authorize the levy of a special tax to pay the costs of acquiring or constructing certain facilities and to pay debt service on bonded indebtedness; and
3. Adopted Resolution No. 23-1316, an intent of the City Council of the City of Menifee to incur bonded indebtedness in an amount not-to-exceed \$23,000,000 within proposed Community Facilities District No. 2023-1 (Rockport Ranch) of the City of Menifee.

10.7 Representative Appointment to the California Intergovernmental Risk Authority (CIRA) Board of Directors

ACTION

1. Adopted Resolution No. 23-1317, appointing the Deputy City Manager as a representative to the California Intergovernmental Risk Authority (CIRA) Board of Directors and authorized the representative to vote on behalf of the City of Menifee.

10.8 Public Works Vehicle Purchase - Refrigerated Box Truck

The item was pulled for discussion. Public Works Director Nick Fidler answered questions from the City Council.

ACTION

1. Approved the purchase of one refrigerated box truck vehicle and appurtenant outfitting from Velocity Truck Centers in the not-to-exceed amount of \$121,577.50, including taxes and delivery; and
2. Authorized the City Manager to execute the required documents and the Finance Department to issue corresponding purchase orders for the vehicle purchase; and
3. Authorized the City Manager to sign replacement vehicle quotes for a similar model vehicle if this vehicle becomes unavailable, in an amount not to exceed \$140,300.00.

MOVER: Bob Karwin

SECONDER: Lesa Sobek

AYES: Deines, Estrada, Karwin, Sobek, Zimmerman

NAYS: None

RECUSE: None

10.9 Economic Development Week Proclamation

ACTION

1. Proclaimed Economic Development Week – May 8-12.

10.10 Building and Safety Month Proclamation

ACTION

1. Proclaimed May as Building and Safety Month.

11. PUBLIC HEARING ITEMS

11.1 Community Development Block Grant Program 2023/2024 Annual Action Plan

Senior Management Analyst Edna Lebron provided a presentation and reported on the Annual Action Plan.

Mayor Zimmerman opened the public hearing at 7:13 PM. City Clerk Stephanie Roseen stated the public hearing was legally noticed and there was no correspondence received.

The following person provided public comment:

- Dawn Smith

Mayor Zimmerman closed the public hearing at 7:15 PM.

ACTION

1. Adopted Resolution No. 23-1318, approving the 2023/2024 Annual Action Plan for the City's Community Development Block Grant (CDBG) Program.

MOVER: Lesa Sobek

SECONDER: Bill Zimmerman

AYES: Deines, Estrada, Karwin, Sobek, Zimmerman

NAYS: None

RECUSE: None

11.2 Substantial Amendment to the 2019/2020 Community Development Block Grant (CDBG) Annual Action Plan for CDBG Coronavirus (CV) Activities

Senior Management Analyst Edna Lebron provided a presentation and reported on the Annual Action Plan for CDBG Coronavirus activities.

Mayor Zimmerman opened the public hearing at 7:28 PM. City Clerk Stephanie Roseen stated the public hearing was legally noticed and there was no correspondence or public comments received. Mayor Zimmerman closed the public hearing at 7:28 PM.

ACTION

1. Adopted Resolution No. 23-1319, approving the Substantial Amendment to the 2019/2020 Community Development Block Grant Annual Action Plan Corona Virus Funds and the transfer of the balance of the account following the approval of the five pending applications.

MOVER: Ricky Estrada
SECONDER: Bob Karwin

AYES: Deines, Estrada, Karwin, Sobek, Zimmerman NAYS: None RECUSE: None
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11.3 Appeal of Planning Commission Decision of the Ethanac and Barnett Warehouse(s) Project

Mayor Zimmerman opened the public hearing at 7:32 PM.

The following person provided public comment:

- John Fox

The City Council received correspondence from the following:

- John Fox
- Don Slater
- Malcolm Corona

ACTION

Continued the public hearing to June 7, 2023.

MOVER: Dean Deines

SECONDER: Lesa Sobek

AYES: Deines, Karwin, Sobek, Zimmerman NAYS: Estrada RECUSE: None
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12. DISCUSSION ITEMS

12.1 Nova Power Bank Project Community Benefit Agreement

Principal Planner Ryan Fowler provided a presentation on the Nova Power Bank Project Community Benefit Agreement.

ACTION

1. Approved and authorized the City Manager to execute the Community Benefit Agreement for the Nova Power Bank Project (Plot Plan No. PLN 22-0154 and Conditional Use Permit No. PLN 22-0155).

MOVER: Bill Zimmerman

SECONDER: Lesa Sobek

AYES: Deines, Estrada, Karwin, Sobek, Zimmerman NAYS: None RECUSE: None
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12.2 Abatement of Graffiti Ordinance Discussion

Code Enforcement Supervisor Terrence Wiggins provided a presentation and reported on the Graffiti Ordinance.

The City Council provided consensus and directed staff to bring back an ordinance for the City Council's consideration.

12.3 City Fine Structure for Illegal Fireworks

Lieutenant Denise Keith provided a presentation.

The City Council received correspondence from the following:

- Don Slater

The City Council provided consensus to continue with current fine structure.

12.4 Semiquincentennial Independence Celebration

Community Services Manager Mariana Mitchell provided a presentation.

The City Council received correspondence from the following:

- Don Slater

The City Council requested staff return and provide different event options.

13. CITY ATTORNEY REPORTS

None.

14. CITY MANAGER REPORTS

City Manager Armando Villa provided a report.

15. FUTURE AGENDA REQUESTS FROM COUNCIL MEMBERS

None.

16. ADJOURN

Mayor Zimmerman adjourned the meeting at 8:39 PM.

Stephanie Roseen, CMC
Acting City Clerk