



September 1, 2010

**REGULAR MEETING OF THE  
CANYON LAKE CITY COUNCIL**

**Canyon Lake Municipal Building  
31512 Railroad Canyon Road  
Canyon Lake, CA 92587**

***Please turn off your cell phones during the meeting***

**Public Comments**

Any person wishing to address the City Council on any matter within the jurisdiction of the City, whether or not it appears on this Agenda, is asked to complete a "Speaker Request Form" available on the back counter. The completed form is to be submitted to the City Clerk prior to an individual being heard by the City Council. The City Council has adopted a time limitation of three minutes per person. If you are commenting on an Agenda item, your comments will be heard at the time that particular item is scheduled on the Agenda. *Please note that if you are addressing the City Council on items NOT on the agenda, the Brown Act does not allow discussion of such items. Therefore, the City Council may only do the following: refer the matter to staff, ask for additional information or request a report back, or give a very limited factual response.*

**6:30 P.M. City Council Meeting**

- 1. Convene the Meeting**
- 2. Invocation and Flag Salute**
- 3. Roll Call:** Craton, Ehrenkranz, Gibson, Talbot, Horton
  - 3.1 Introductions
- 4. Approval of City Council Agenda**
- 5. Special Presentations and Proclamation**
  - 5.1 National Emergency Preparedness Month Proclamation
  - 5.2 Northwest Mosquito Vector Control Presentation
  - 5.3 Jose Carvajal from the Elsinore Unified School District
- 6. Approval of Meeting Minutes**
  - 6.1 Regular City Council Minutes of August 4, 2010
  - 6.2 Possible revision of Minutes of July 14, 2010
    - a. Comments from Councilmember Ehrenkranz

Canyon Lake City Council Meeting  
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**7. Schedule of Future Events**

- 7.1 Water Committee Meeting  
Tuesday, September 14, 2010 at 1:30 p.m., Canyon Lake Municipal Building
- 7.2 Councilmember Gibson Office Hours  
Tuesday, September 14, 2010 at 2 p.m., Canyon Lake City Hall  
Tuesday, September 28, 2010 at 2 p.m., Canyon Lake City Hall
- 7.3 Veterans Day Committee  
Tuesday, September 14, 2010 at 3 p.m., Canyon Lake Municipal Building
- 7.4 Coffee with the Mayor  
Tuesday, September 28, 2010 at 10:00 a.m., Canyon Lake Surfer Bean
- 7.5 Finance Committee Meeting  
Tuesday, October 5, 2010 at 8:30 a.m., Canyon Lake Municipal Building
- 7.6 Public Safety Committee Meeting  
Tuesday, October 5, 2010 at 9:30 a.m., Canyon Lake Surfer Bean
- 7.7 Relay For Life  
Saturday, October 9, 2010, Canyon Lake Middle School
- 7.8 Mayor's State of the City  
Friday, October 15, 2010 at noon, Canyon Lake Lodge
- 7.9 City and POA co-hosting Chamber Mixer  
Wednesday, October 27, 2010 at 5:30 a.m., Country Club
- 7.10 Veterans Day Celebration  
Thursday, November 11, 2010 at 10:00 a.m., City Hall

**8. Public Comments – items not on the agenda**

**9. Consent Agenda**

All items listed on the Consent Agenda are considered to be routine matters, status reports or documents covering previous City Council action. The items listed on the Consent Calendar may be enacted in one motion. With the concurrence of the City Council, a Councilmember may request that an item be removed for further discussion. Staff recommends approval of all items.

- 9.1 Resolution No. 10-40, Approving Claims and Demands of the City
- 9.2 Second Reading of Ordinance 130, Amending Chapter 14.01 regarding non-motorized scooters, skateboarding, roller blading and roller skating to confirm the requirement of State Law regarding use of Helmets for Bicycles, non-motorized Scooters, Skateboards, Rollerblading and Roller-skating
- 9.3 Letter of support for 2010 Integrated Resources Plan Update
- 9.4 Letter of support for HR 5766 (Thompson) – Property Assessed Clean Energy Assessments
- 9.5 Cal COPS Funding for FY 2010-2011

**10. Pulled Consent Items**

**11. Public Hearings**

None

**12. Committee and Council Reports**

12.1 Councilmember Craton

- a. Murrieta/Temecula Group
- b. Riverside County Transportation Commission (RCTC)
- c. League of California Cities Transportation Committee
- d. Other meetings

12.2 Councilmember Ehrenkranz

- a. Western Riverside Council of Governments (WRCOG)
- b. Western Riverside County Regional Conservation Authority (RCA)
- c. Other meetings

12.3 Councilmember Gibson

- a. Chamber of Commerce
- b. Other meetings

12.4 Mayor Pro Tem Talbot

- a. Finance Committee
- b. Public Safety Committee
- c. Riverside Transit Agency (RTA)
- d. Southwest Cities Coalition
- e. Other meetings

12.5 Mayor Horton

- a. Water Subcommittee
- b. Lake Elsinore San Jacinto Watersheds Authority (LESJWA)
- c. Quail Valley Environmental Coalition
- d. San Jacinto Watersheds Council
- e. Coffee with the Mayor
- f. Other meetings

**13. Legislation**

- 13.1 Ordinance No. 118 Of the City Council of the City of Canyon Lake, California, Adding Chapter 5.20 to the Canyon Lake Municipal Code Requiring Foreclosed Residential Property Registration and Inspection to Address Maintenance and Security Issues with such Properties

**14. Business Items**

- 14.1 2010 Annual Conference Resolutions Packet  
14.2 Appointment to Northwest Mosquito and Vector Control District Board

**15. Manager Comments**

**16. Councilmember Comments**

Includes Councilmember comments and direction to staff or consideration of future items to be on City Council agendas.

**17. Closed Session**

None.

**18. Announcements**

The next regular City Council meeting is scheduled for October 6, 2010 at 6:30 pm and will be held in the Canyon Lake Municipal Services Building Boardroom at 31512 Railroad Canyon Road, CA 92587.

**19. Adjournment**

**ATTENTION RESIDENTS:**

It is the intention of the City of Canyon Lake to comply with the Americans with Disabilities Act (ADA) in all respects. If, as an attendee or participant at this meeting, you will need special assistance beyond what is normally provided, the City of Canyon Lake will attempt to accommodate you in every reasonable manner. Please contact Sarah Manwaring, Assistant City Clerk, at least 48 hours prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible. Please advise us at that time if you will need accommodations to attend or participate in meetings on a regular basis.

**September 1, 2010 City Council Meeting**

STATE OF CALIFORNIA }  
COUNTY OF RIVERSIDE } SS. AFFIDAVIT OF POSTING  
CITY OF CANYON LAKE }

I, SARAH MANWARING, being duly sworn, depose and say that I am the duly appointed and qualified Assistant City Clerk of the City of Canyon Lake and that on August 27, 2010 before the hour of 5 p.m., I caused the above notice to be posted as required by Resolution 90-22 of the City Council of the City of Canyon Lake.

\_\_\_\_\_  
Sarah Manwaring  
Assistant City Clerk

Next Resolution No. 10-41 Next Ordinance No. 131
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<i>Please Note: Materials related to an item on this agenda submitted after distribution of the agenda packet are available at City Hall for public inspection during normal business hours as well as at the meeting. Please see Sarah Manwaring for more information.</i>
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**City of Canyon Lake City Council**  
**Regular Meeting**  
**August 4, 2010**

**City Council Meeting – 6:30 pm**

**1. Convene the Meeting**

Mayor Horton convened the city council meeting at 6:30 pm.

**2. Invocation and Flag Salute**

Pastor Bryan Pitotti gave the invocation. Lieutenant Daniel Hedge led the flag salute.

**3. Roll Call:**

Present were: Mayor Nancy Horton, Mayor Pro Tem Barry Talbot, and Councilmember Mary Craton. Councilmember Ehrenkranz and Councilmember Gibson were absent.

**3.1 Introductions**

Michelle Gordon from the POA; Patty Doratti from the Canyon Lake Observer; Jim Rothgeb from the Californian; José Carvajal from the school district; and past Councilmembers, Jack Wamsley and John Zaitz.

**4. Approval of the Agenda**

City Manager Moss pulled Check No. 17649 from claims and demands which removed it from being paid. Mayor Horton asked that Warren Stephenson and Jose Carvajal be placed under Item No. 5, Presentations. Councilmember Craton made a motion to approve the agenda with mentioned changes. Mayor Pro Tem Talbot seconded the motion and it passed with a 3-0 vote.

**5. Special Presentations and Proclamations**

5.1 City Manager Lori Moss introduced the following new employees: Patrick Colleary, Special Enforcement Supervisor; Jean Voshall, Code Enforcement Officer; Police Lieutenant Daniel Hedge; Tammie Pickett, Office Assistant; and Heidi Mellor, Assistant Planner.

5.2 Warren Stephenson gave a presentation on the Relay for Life event being held on October 9 and 10, 2010 at the Canyon Lake Middle School. Relay for Life is a 24 hour event that represents the hope that those lost to cancer will never be forgotten, that those who face cancer will be supported, and that one day cancer will be eliminated.

5.3 Jose Carvajal from the Elsinore Valley School District gave an update on school information. The first day of school is August 11<sup>th</sup>. The school district is on track for state and county testing. The school district is ranked third in the county. Tuscany Hills Elementary will be expanding with a new building. Adopt a school is a new program where businesses can partner with schools, donating money, goods or volunteer time; contact the school district for more information.

**6. Approval of Meeting Minutes**

6.1 City Council Minutes of July 14, 2010

Mayor Pro Tem Talbot made a motion to approve the minutes of June 2, 2010. Councilmember Craton seconded the motion and it passed with a 3-0 vote.

Canyon Lake City Council Meeting Minutes  
August 4, 2010

**7. Schedule of Future Events**

Mayor Horton read the schedule of events and corrected the Mayor's State of the City date to October 15<sup>th</sup>. Pastor Bryan Pitotti reminded the community of the community clean-up on August 7<sup>th</sup> at the Canyon Lake Community Church.

- 7.1 Community Clean-Up  
Saturday, August 7, 2010 from 8 a.m. to 2:00 p.m., Canyon Lake Community Church
- 7.2 Water Committee Meeting  
Tuesday, August 10, 2010 at 1:30 p.m., Canyon Lake Municipal Building
- 7.3 Councilmember Gibson Office Hours  
Tuesday, August 17, 2010 at 2 p.m., Canyon Lake City Hall  
Tuesday, August 31, 2010 at 2 p.m., Canyon Lake City Hall
- 7.4 20<sup>th</sup> Anniversary BBQ Celebration  
Sunday, August 22, 2010 at 11:00 p.m., Towne Center Farmers Market
- 7.5 Veterans Day Committee  
Tuesday, August 27, 2010 at 3 p.m., Canyon Lake Municipal Building
- 7.6 Chip Clinic for pets by Animal Friends of the Valley, Fire Station 60  
Saturday, August 28, 2010 at 8:30 a.m. to 11:00 am.
- 7.7 Finance Committee Meeting  
Tuesday, August 31, 2010 at 8:30 a.m., Canyon Lake Municipal Building
- 7.8 Public Safety Committee Meeting  
Tuesday, August 31, 2010 at 9:30 a.m., Canyon Lake Surfer Bean
- 7.9 Coffee with the Mayor  
Tuesday, August 31, 2010 at 10:00 a.m., Canyon Lake Municipal Building
- 7.10 Mayor's State of the City  
Friday, October 15, 2010 at noon, Canyon Lake Lodge
- 7.11 Veterans Day Celebration  
Thursday, November 11, 2010 at 10:00 a.m., City Hall

**8. Public Comments on non-agenda items**

None.

**9. Consent Agenda**

City Manager Moss read the consent agenda items for the public and made a correction to Item No. 9.3. She stated that the primary voting delegate would be Mayor Pro Tem Talbot and the alternate would be Councilmember Craton.

- 9.1 Resolution No. 10-38, Approving Claims and Demands of the City
- 9.2 Resolution No. 10-39, Initiating Proceedings for Reorganization to include Detachment of Territory from the City of Canyon Lake and concurrent Annexation to the City of Menifee
- 9.3 Voting Delegate Designation for League of California Cities Conference
- 9.4 Authorize City Representative(s) in Small Claims Court
- 9.5 City of Canyon Lake Emergency Operations Plan (EOP)

Mayor Pro Tem Talbot made a motion to approve the consent agenda with Check No. 17649 pulled from claims and demands and with the correction made to Item No. 9.3. Councilmember Craton seconded the motion and it passed as follows:

Ayes:	Craton, Talbot and Horton
Noes:	None
Absent:	Ehrenkranz, Gibson

**10. Pulled Consent Items**

None.

**11. Public Hearings**

None.

**12. Committee and Council Reports**

12.1 Councilmember Craton

- a. League of California Cities Board of Directors  
Approved recommended changes to the by-laws and board policy; reviewed financials and discussed strategic goals.
- b. Southwest Community Financing Authority (SCFA)  
Animal Friends of the Valley will manage the new animal shelter. The shelter should be complete by the end of the month and will open for business around October 1, 2010.
- c. Other meetings  
Chamber of Commerce Luncheon; Southwest Communities Meeting; 20<sup>th</sup> Anniversary Committee

12.2 Councilmember Ehrenkranz

Mayor Horton read Councilmember Ehrenkranz's report in his absence.

- a. Western Riverside Council of Governments (WRCOG)  
TUMF program total revenues collected is \$522.1 million; Agreement for French Valley Parkway; Executive Committee supported H. R. 5766 to ensure the underwriting standards of Fannie Mae and Freddie Mac facilitate the use of AB 811 – type programs to finance the installation of renewable energy and energy efficiency improvements.

12.3 Councilmember Gibson

Mayor Horton read Councilmember Gibson's report in his absence.

- a. Chamber of Commerce  
Mark Norton from LESJWA will be speaking at the next luncheon on August 11<sup>th</sup>; Mixer is August 25<sup>th</sup>.

12.4 Mayor Pro Tem Talbot

- a. Finance Committee  
Reviewed the city's claims and demands and everything is in order.
- b. Public Safety Committee  
Reviewed monthly activity.
- c. Riverside Transit Authority (RTA)  
Board meeting; T- Now meeting. discussed awareness of the RTA.
- d. Other meetings  
Southwest Coalition Meeting; San Jacinto River tour of BLM land; POA meeting to discuss joint processing of nuisances violations in the community; Sheriff's National Night Out.

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12.5 Mayor Horton

a. Water Subcommittee

Quagga mussel inspection by the POA - 400 boats inspected, 230 quarantined, 1 live Quagga infestation. Bids were submitted for an oxygenation system for the main lake. TMDL TAC is recommending approval to LESJWA at the August 19 meeting for \$74,000.

b. Lake Elsinore San Jacinto Watersheds Authority

Will meet on August 19<sup>th</sup>.

c. Quail Valley Environmental Coalition

City of Menifee is closing Baileywick Park which caused septic runoff into Canyon Lake. Senator Boxer's staff visited Quail Valley and will draft an exemption to the Farm Bill that will return Quail Valley to rural agricultural status which it lost when it incorporated with Menifee. Senator Feinstein staff supports the exemption.

d. Coffee with the Mayor

There were 10 people present. A discussion about the foreclosed homes that have become public nuisances resulted in most agreeing to take a role in the cleanup. Anyone who wants to help clean up a yard contact City Hall.

e. Other meetings

Veterans Day Committee found a design for a monument. There will be fundraising for the monument and a patio with bricks which can be purchased to remember a loved one; 20<sup>th</sup> Anniversary Committee planned the barbecue for August 22 from 11:00 a.m. to 1:00 p.m. at the Farmers Market. All hotdogs will be 20 cents.

**13. Legislation**

13.1 Ordinance No. 130, Amending Chapter 14.01 regarding non-motorized scooters, skateboarding, roller blading and roller skating to confirm the requirement of State Law regarding use of Helmets for Bicycles, non-motorized Scooters, Skateboards, Rollerblading and Roller-skating

Councilmember Craton made a motion to waive the reading of Ordinance No. 130 and read by title only and to introduce Ordinance No. 130 and schedule a second reading. Mayor Pro Tem Talbot seconded the motion.

Resident John Guzman spoke in support of the ordinance.

The motion passed as follows:

Ayes:	Craton, Talbot and Horton
Noes:	None
Absent:	Ehrenkranz, Gibson

**14. Business Items**

14.1 Submittal of draft Housing Element to the Sate Housing and Community Development Department

City Planner, Paul Rull gave an updated presentation on the Draft Housing Element.

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Councilmember Craton made a motion to submit the Draft Housing Element to the State Housing and Community Development Department. Mayor Pro Tem Talbot seconded the motion.

Mayor Horton asked Mr. Rull to clarify how many housing units are being identified in the Draft Housing Program. Mr. Rull said that there are 53 total.

Resident Jack Wamsley asked if they are changing the requirements and what authorization do they have to do so. Mayor Horton said the requirement is the same, but the number of units has increased.

Councilmember Craton stated that the city tried to appeal the number of units, but was unsuccessful. Councilmember Craton stated that she invited the SCAG board to come visit Canyon Lake.

Resident Steve Hipsack asked what the consequences would be if the city did not comply with the number of units. City Attorney Elizabeth Martyn said that it could ultimately mean the refusal of permits.

Resident John Guzman spoke in opposition of the number of units.

The motion passed with a 3-0 vote.

14.2 Proposed Lawful Hiring Compliance (E-Verify) Ordinance Requiring Employers to Check the Work Authorization Status of Newly Hired Workers.

City Manager Moss said that at this time this is only a proposal and she is seeking council direction prior to talking to the community and businesses.

Councilmember Craton asked if the staff had talked with the Canyon Lake business community. She would like to get input from them before she makes a decision. Mayor Pro Tem Talbot stated that he supports E-Verify, but would also like input from the business community.

Mayor Horton strongly encouraged Canyon Lake businesses to use E-Verify. She agreed that staff should attend the Chamber of Commerce board meeting with this item. There was council consent to have City Manager Moss meet with the Chamber of Commerce regarding E-Verify.

14.3 Amendments to City's Foreclosure Ordinance

City Attorney Martyn gave the staff report for this item. She highlighted the additions made to the ordinance. She stated that the changes were reviewed by Attorney John Giardinelli who represents the board of realtors in Riverside County area. He had a couple of comments that will be addressed before the ordinance is brought back to council if that is the decision made by council.

There was council consent to bring the ordinance back to the September 1, 2010 council meeting for first reading with Mr. Giardinelli's comments as itemized by Attorney Martyn.

Resident Jack Wamsley spoke in support of the ordinance.

**15. Manager Comments**

15.1 City Manager Moss explained that the City has legal grounds for cost recovery per state law. Should the city need to expend money to clean up abandoned homes, cost recovery will occur.

City Manager Moss stated that she will be on vacation the following week and City Engineer Habib Motlagh will be the Acting City Manager in her absence.

**16. Councilmember Comments**

Councilmember Craton did not have any comments.

Mayor Pro Tem Talbot did not have any comments.

Mayor Horton thanked the Canyon Lake Emergency Preparedness Committee volunteers and citizens who come to the POA and council meetings. She stated that the city is always available, open and transparent and asked the community to take advantage of that.

**17. Closed Session**

17.1 None.

**18. Announcements**

The next city council meeting will be on September 1, 2010 at 6:30 p.m. and is scheduled in the Canyon Lake Municipal Services Building Boardroom, 31512 Railroad Canyon Road, Canyon Lake, CA 92587.

**19. Adjournment**

Mayor Horton adjourned the meeting at 7:56pm.

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Sarah Manwaring, Assistant City Clerk

**City of Canyon Lake City Council**  
**Regular Meeting**  
**July 14, 2010**

**City Council Meeting – 6:30 pm**

**1. Convene the Meeting**

Mayor Horton convened the city council meeting at 6:30 pm.

**2. Invocation and Flag Salute**

Rabbi Steve Rahmanan gave the invocation. Michelle Gordon led the flag salute.

**3. Roll Call:**

Present were: Mayor Nancy Horton, Mayor Pro Tem Barry Talbot, Councilmember Mary Craton, and Councilmember Ehrenkranz. Councilmember Gibson was absent.

**3.1 Introductions**

Mayor Horton introduced Chuck Newsom and Michelle Gordon from the POA Board and Ben Wicke from the Elsinore Valley Municipal Water District.

**4. Approval of the Agenda**

Councilmember Craton made a motion to move the item. Mayor Pro Tem Talbot seconded the motion and it passed with a 4-0 vote.

**5. Special Presentations and Proclamations**

5.1 Mayor Horton gave special recognition to Veteran Don George and displayed the POW flag that he gave to the City of Canyon Lake. Don George was unable to attend the council meeting.

5.2 Mayor Horton read a certificate received from the Census Bureau thanking the City of Canyon Lake for the partnership and participation in the 2010 Census.

**6. Approval of Meeting Minutes**

**6.1 City Council Minutes of June 2, 2010**

Councilmember Craton made a motion to approve the minutes of June 2, 2010. Mayor Pro Tem Talbot seconded the motion and it passed with a 4-0 vote.

**6.2 City Council Minutes of June 10, 2010**

Mayor Pro Tem Talbot made a motion to approve the minutes of June 10, 2010. Councilmember Ehrenkranz seconded the motion and it passed with a 4-0 vote.

**6.3 City Council Minutes of June 22, 2010**

City Manager Moss asked council to move Item No. 6.3 to Item No. 15.2. Councilmember Craton made a motion to move the item. Mayor Pro Tem Talbot seconded the motion and it passed with a 4-0 vote.

**7. Schedule of Future Events**

Mayor Horton read the schedule of events. She made a correction to the 20<sup>th</sup> Anniversary Community Picnic. It is going to be on August 22, 2010 at the Towne Center during the Farmer's Market.

**7.1 Water Committee Meeting**

Tuesday, July 13, 2010 at 1:30, City Hall

**7.2 Veterans Day Committee**

Tuesday, July 27, 2010 at 3 p.m., Canyon Lake Municipal Building

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- 7.3 Nomination Period for November Elections  
Monday, July 12, 2010 through Friday, August 6, 2010
- 7.4 Coffee with the Mayor  
Tuesday, July 27, 2010 at 10:00 a.m., Canyon Lake Surfer Bean
- 7.5 Finance Committee Meeting  
Tuesday, August 3, 2010 at 8:30 a.m., Canyon Lake Municipal Building
- 7.6 Public Safety Committee Meeting  
Tuesday, August 3, 2010 at 9:30 a.m., Canyon Lake Municipal Building
- 7.7 Regular August City Council Meeting  
Wednesday, August 4, 2010 at 6:30 p.m., Canyon Lake Municipal Building
- 7.8 Community Clean-Up  
Saturday, August 7, 2010 from 8 a.m. to 2:00 p.m., Canyon Lake Community Church
- 7.9 20<sup>th</sup> Anniversary Community Barbeque  
Sunday, August 22, 2010 at 1 p.m., Towne Center during Farmers Market
- 7.10 Mayor's State of the City and 20<sup>th</sup> Anniversary Celebration Luncheon  
Thursday, November 4, 2010 at 12:00 p.m., Canyon Lake Lodge
- 7.11 Veterans Day Celebration  
Thursday, November 11, 2010 at 10:00 a.m., City Hall

**8. Public Comments on non-agenda items**

Ben Wicke from Elsinore Valley Municipal Water District spoke on water issues.

Jovan Grogan spoke regarding the construction work on Canyon Lake Drive South and Vacation Drive. He apologized for the noise and said that they won't start work until 7 am in compliance with the City's noise ordinance. Mr. Grogan reported that during the hot weather the senior center will be open as a cooling center.

**9. Consent Agenda**

- 9.1 Resolution No. 10-32 Approving Claims and Demands of the City
- 9.2 Second Reading of Ordinance No. 129 of the City Council of the City of Canyon Lake Amending Land Use Ordinance No. 348 Section 18.8 to provide an Amortization Period after which certain non-conforming uses must obtain Conditional Use Permits
- 9.3 Resolution No. 10-37 Supporting H.R. 891 and S. 322, Commuter Benefit Equity Act

Councilmember Craton made a motion to approve the consent agenda. Mayor Pro Tem Talbot seconded the motion and it passed as follows:

Ayes:	Craton, Ehrenkranz, Talbot and Horton
Noes:	None
Recused:	None
Absent:	Gibson

**10. Pulled Consent Items**

None.

## 11. Public Hearings

### 11.1 Resolution 10-33 for Annual Review of Rates, Fees and Charges for Certain City Services

- a. Hearing opened by Mayor Horton at 6:45 pm
- b. Staff presentation by City Manager Lori Moss
- c. There were no questions of staff by council
- d. There was no testimony by proponents
- e. There was no testimony by opponents
- f. There was no rebuttal by proponents
- g. Mayor Horton closed the hearing at 6:48 p.m.
- h. There was no discussion by council
- i. Mayor Pro Tem Talbot made a motion to approve Resolution 10-33. Councilmember Craton seconded the motion and it passed by the following vote:

Ayes:	Craton, Ehrenkranz, Talbot, Horton
Noes:	None
Recused:	None
Absent:	Gibson

## 12. Committee and Council Reports

### 12.1 Councilmember Craton

- a. Murrieta Temecula Group  
Was unable to attend this month.
- b. Riverside County Transportation Commission  
Approved funding for 2010-11 transit services. If approved by the Board of Supervisors, a ballot to increase Measure A Bond limit from \$525 million to \$975 million will be on the November ballot. This wouldn't increase taxes, and increase how many bonds can be issued.
- c. League of California Cities Transportation Committee  
The initiative for the State to stop taking money from cities is now known as Proposition 22. There is support from over 400 organizations. Air Resources Board is looking at revising targets for emission reduction.
- d. Other meetings  
Chamber of Commerce luncheon and mixer; Chamber of Commerce Putting Contest; WRCOG general assembly; Emergency Preparedness Committee meeting; League of California Cities Riverside Division Board of Directors meeting; League of California Cities Riverside Division general meeting; Women in Government meeting; POA meeting.

### 12.2 Councilmember Ehrenkranz was

- a. Western Riverside Council of Governments (WRCOG)  
Attended the General Assembly annual meeting with speakers Dee Dee Myers and Karl Rove.
- b. Western Riverside County Regional Conservation Authority (RCA)  
Workshop; land is at an all time low, but reserves are low and policy states they can't spend any money.
- c. Other meetings  
Chamber luncheon; addition to the Chamber's Walk of Fame; Meet the Candidates at senior center and home owners club; water summit; Finance

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committee, public safety committee; POA board meeting; Advancing the Choice Expo where different companies had alternative fuel vehicles on display.

12.3 Councilmember Gibson – Mayor Horton read Councilmember Gibson’s report

a. Chamber of Commerce

Chamber luncheon was today with speaker Brian Nestande; Golf Tournament was a great success; Perris Speed to host the Chamber on July 17 tickets are available for no charge through the Chamber. The next Chamber Mixer will be held on July 28<sup>th</sup> sponsored by Pack Wrap and Post and VIP Events.

12.4 Mayor Pro Tem Talbot

a. Finance Committee

Reviewed the city’s claims and demands and everything is in order.

b. Public Safety Committee

Reviewed monthly activity.

c. Riverside Transit (RTA)

Transportation Now Committee. 4-H club raised money for a new bus stop in Murrieta. Attended an RTA finance meeting.

d. Other meetings

POA board meeting; city council budget workshop; WRCOG general assembly; League of California Cities Riverside Division meeting; water committee meeting.

12.5 Mayor Horton

a. Water Subcommittee

Discussed lake water level and water quality.

b. Lake Elsinore San Jacinto Watersheds Authority

Did not meet this month. Meets again in August

c. Quail Valley Environmental Coalition

Applied for three grants for educating Quail Valley residents on sewer project. Once the project is complete grants will be needed for hook up because many residents can’t afford the cost. The Menifee City Council decided to remove and revoke the permit for Baileywick RV park. The park had severe sewer run off and effected Canyon Lake. The park is closing.

d. San Jacinto Watersheds Council

Received 319 grant for pollutant trading study.

e. Coffee with the Mayor

Next one will be July 27.

f. Other meetings

TMDL meeting; WRCOG general assembly.

13. Legislation

None.

14. Business Items

14.1 Resolution 10-36 of the City of Canyon Lake Expressing Support For Arizona’s adoption of Senate Bill 1070

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Resident, John Guzman spoke under public comments in support of Resolution 10-36.

Councilmember Craton made a motion with amendments to the Resolution. Councilmember Ehrenkranz seconded the motion.

Mayor Horton stated that she was a legal alien from Canada and went through the legal process to become a citizen. She said that if anyone were to ever ask her for proof of citizenship she would be happy.

Resident, Michael Petty stated that he also was a legal immigrant and was sworn in as a citizen last May and he is happy and proud to be a citizen of the United States of America. He stated that he is in favor of City Resolution No. 10-36.

Councilmember Ehrenkranz stated that believes it is important for the city to support with solidarity with neighboring cities that have supported Arizona's Senate Bill.

Mayor Pro Tem Talbot asked the council to reconsider leaving the original wording in the resolution. The motion passed as follows:

Ayes:	Craton, Ehrenkranz, Talbot, Horton
Noes:	None
Recused:	None
Absent:	Gibson

14.2 Resolution Adopting the City Budget and Making Appropriations for the 2010-2011 Fiscal Year

- a. Resolution 10-34, Adopting the Budget, appropriating revenue and establishing the appropriations limit for fiscal year 2010-2011

City Manager Moss presented a PowerPoint overview of the 2010/2011 Fiscal Budget. She asked council for clarification on the budgeted salaries for boat drivers. Council stated that they had approved the proposed salaries from the budget workshop of \$20,000. The correction needed to be made to the final budget.

Mayor Horton said that the City Manager Division budget equals \$241,000 but that doesn't mean that the city manager makes that much. That many items in each of the division budgets are for City wide expenditures but are placed in certain budgets for oversight purposes.

City Manager Moss stated that the same goes for the City Clerk budget as well as the finance budget. She stated that \$56,000 will need to be added to the Police budget for facility charge. City Manager Moss stated that the boat driver budget will also be corrected.

Mayor Pro Tem Talbot made a motion to approve the budget with said changes. Councilmember Ehrenkranz seconded the motion.

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Resident John Guzman spoke under public comment stating that he feels the council should not take out \$1 million in reserves. He believes that the council should work harder to balance the revenues with the expenses.

Mayor Pro Tem Talbot stated that the council has struggled with the decision to take out \$1 million from reserves. He stated that during these economic times it is understandable that cities have to dip into reserves.

Councilmember Ehrenkranz stated that he seconded the motion to approve the budget, but did so with a heavy heart. He stated that he believes the future is not so optimistic.

Mayor Horton said that Assemblyman Nestande stated Canyon Lake to be the most efficient city because we have two full time employees and all other departments are contracted out. Other cities have smaller reserves and some cities are laying off employees. The CDF policy is to have three person minimum staffing with one being a medic on a fire engine, therefore we must pay.

Councilmember Craton stated that she is concerned that the city has to use so much of reserves, but the city has to pay the bills. A fire assessment will be studied and possibly go on the ballot next year. The alternative would be to cut services and staffing or worse, close fire station 60. Councilmember Craton agreed to take out the \$1 million in reserves but would like to hear from residents about their thoughts on the assessment.

A roll call vote was taken and the motion passed as follows:

Ayes:	Craton, Ehrenkranz, Talbot, Horton
Noes:	None
Recused:	None
Absent:	Gibson

- b. Resolution 10-35, Amending Resolution 09-25, Regarding Salary, Wages and Fringe Benefits for Employees of the City for fiscal year 2010-2011

Councilmember Craton made a motion to approve Resolution 10-35. Councilmember Ehrenkranz seconded the motion and it passed as follows:

Ayes:	Craton, Ehrenkranz, Talbot, Horton
Noes:	None
Recused:	None
Absent:	Gibson

14.3 Various Contracts in Compliance with 2010-2011 Budget Approval

- a. Animal Friends
- b. 211 Volunteer Center of Riverside County
- c. J&D Technical Services – James Grimm
- d. Hogle-Ireland Inc.
- e. City of Perris

Canyon Lake City Council Meeting Minutes  
July 14, 2010

- f. Sunshine Landscape
- g. Western Riverside Council of Governments

Councilmember Craton made a motion to approve the various contracts. Mayor Pro Tem Talbot seconded the motion and it passed as follows:

Ayes:	Craton, Ehrenkranz, Talbot, Horton
Noes:	None
Recused:	None
Absent:	Gibson

#### 14.4 Legal Expense Reimbursement

City Manager Moss stated that Canyon Lake attorney and resident, Richard Beck submitted a letter in opposition to be added to the record.

Councilmember Craton made a motion to reimburse Mayor Pro Tem Talbot for the legal expenses incurred during an issue with John Zaitz. Mayor Horton seconded the motion.

Mayor Pro Tem Talbot explained the circumstances of the incident that led him to file legal action.

Councilmember Ehrenkranz stated that he was present at the hearing and the judge said that both sides of the story were exaggerated and that Mayor Pro Tem Talbot should get thicker skin if he wants to be a politician. Councilmember Ehrenkranz said that the judge dismissed the case.

Resident John Zaitz stated that the court of law heard no credible threat. He said that he doesn't understand how Mayor Pro Tem Talbot could be reimbursed for something that the judge dismissed. He stated that his rights were violated when Mayor Pro Tem Talbot did not allow him to speak at a public meeting. John Zaitz then gave the Assistant City Clerk a claim for damages and a public records request.

Mayor Pro Tem Talbot asked the City Attorney if he could vote on the item and she told him that he could vote.

A roll call vote was taken and the motion passed as follows:

Ayes:	Craton, Talbot, Horton
Noes:	Ehrenkrnaz
Recused:	None
Absent:	Gibson

#### 15. Manager Comments

- 15.1 City Manger Moss had no comments
- 15.2 City Council Minutes of June 22, 2010

Canyon Lake City Council Meeting Minutes  
July 14, 2010

This item was moved from Item No. 6.3 to Item No. 15.2. Councilmember Craton made a motion to approve the minutes of the June 22, 2010 meeting with the correction to the line that states boat driver salary. Mayor Pro Tem Talbot seconded the motion and it passed with a 4-0 vote.

**16. Councilmember Comments**

Mayor Pro Tem Talbot requested to modify the foreclosure ordinance to change the date to take effect as soon as the property is in default. City Manager Moss said that staff planned to bring amendments to the Foreclosure Ordinance in September and would review the Mayor Pro Tem's suggestion.

Councilmember Ehrenkranz stated that he is disappointed in the reimbursement to Mayor Pro Tem. He stated that the city shouldn't be throwing money toward things like that.

Mayor Pro Tem Talbot stated that he has concerns with a councilmember's conflicts of interest. He said that any councilmember who has a conflict with an item should recuse themselves and he said that isn't happening.

Councilmember Craton did not have any comments.

Mayor Horton stated that it is always hard to do what is right. It is part of the job of council. You can never go wrong with doing the right thing. Mayor Horton thanked those in public safety and those who are serving in the armed forces.

**17. Closed Session**

17.1 Pursuant to Government Code Section 54956.9(a)  
Helbock v. City of Canyon Lake

City Attorney Elizabeth Martyn stated that there is no reason for a closed session.

**18. Announcements**

The next city council meeting will be on September 1, 2010 at 6:30 p.m. and is scheduled in the Canyon Lake Municipal Services Building Boardroom, 31512 Railroad Canyon Road, Canyon Lake, CA 92587.

**19. Adjournment**

Mayor Horton adjourned the meeting at 9:17pm.

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Sarah Manwaring, Assistant City Clerk

Hi Sarah



8-1-10

As you know I will be gone for the next two weeks, but I have a couple of corrections I think need to be made to the meeting of 8-4-10.

1. Agenda item #14.1 - It should be noted that Councilman Talbot originally voted no, then later in the meeting changed his vote to yes? I believe this is a violation of Roberts Rules of order.
2. Agenda item #14.4 - Last paragraph should be noted that Councilman Talbot voted first, then asked City Attorney if could vote on that item?
3. Agenda item #18 - I believe that on 7-14-10 the announcement of the next city council meeting should be 8-4-10, of this part of 7-14-10 minutes?

See you when I return on 8-15-10

Judson  
A small circle containing the handwritten initials "JD".

**City of Canyon Lake  
City Council  
Staff Report**

**TO:** Mayor and City Council

**FROM:** Lori A. Moss, City Manager

**BY:** Elizabeth Martyn, City Attorney

**DATE:** September 1, 2010

**SUBJECT:** Second Reading of Ordinance No. 130 of the City Council of the City of Canyon Lake amending Chapter 14.01 regarding non-motorized scooters, skateboarding, roller blading and roller skating to confirm the requirement of State Law regarding use of Helmets for Bicycles, non-motorized Scooters, Skateboards, Rollerblading and Roller-skating

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**Recommendation:**

Conduct second reading and Adopt Ordinance No. 130 amending Chapter 14.01 regarding non-motorized scooters, skateboarding, roller blading and roller skating to confirm the requirement of State Law regarding use of Helmets for Bicycles, non-motorized Scooters, Skateboards, Rollerblading and Roller-skating; and Direct staff to work with the POA to get signs manufactured.

**Background:**

The City Council conducted a meeting on the Ordinance identified above on August 4, 2010. The following information was provided at that time.

At the Public Safety meeting on July 6, Corporal Williams asked the subcommittee to consider adopting an Ordinance that would require that children under the age of 18 to wear a helmet when riding a skateboard, bicycle, scooter or wearing rollerblades or roller skates on private property. Corporal Williams provided the following Vehicle Code Section for information.

Vehicle Code Section 21212(a) - Person under 18 shall wear an approved helmet while operating or riding as passenger on a bicycle, non-motorized scooter, or skateboard or wear in-line roller skates or roller-skates is guilty of an Infraction. This law applies on highways and public streets.

Prior to the Ordinance being enforced the Property Owners Association would have to post signs at all entrances to the community stating that . . .

“NO BICYCLING, SKATEBOARDING, RIDING A NONMOTORIZED SCOOTER, ROLLERBLADING OR ROLLER-SKATING WITHOUT A HELMET PURSUANT TO SECTION 14.01.020 OF THE CANYON LAKE MUNICIPAL CODE. ANY VIOLATION IS PUNISHABLE BY A FINE AND/OR ANY OTHER PENALTY IMPOSED BY THE COURT.”

The Ordinance is recommended for the safety of Canyon Lake children and per the vehicle code is required on public streets and highways. According to CLPD the judge that hears helmet cases in our area usually sentences youth to three days of community service and to write an essay on helmet safety. Further staff was told that the judge does not want parents to pay fines on behalf of their children.

**Budget (or Fiscal) Impact:**

None, part of regular patrol and enforcement by CLPD and cost of signs. If fined by a judge the City’s portion of the fine is \$25 per state law.

**Attachments:**

Ordinance No. 130

ORDINANCE NO. 130

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CANYON LAKE  
AMENDING CHAPTER 14.01 REGARDING NON-MOTORIZED SCOOTERS,  
SKATEBOARDING, ROLLERBLADING AND ROLLERSKATING TO CONFIRM THE  
REQUIREMENTS OF STATE LAW REGARDING USE OF HELMETS FOR  
BICYCLES, NON-MOTORIZED SCOOTERS, SKATEBOARDS, ROLLERBLADING  
AND ROLLERSKATING**

THE CITY COUNCIL OF THE CITY OF CANYON LAKE DOES ORDAIN AS  
FOLLOWS:

**SECTION 1.** Revisions to Definitions. Section 140.01.010 is amended to add subsections (e) and (f) to read as follows:

(e) Helmet shall mean a helmet as required by Vehicle Code Section 21212.

(f) Non-motorized scooter shall mean a blank or board of any material, which has wheels attached to it and which is propelled or moved by human, gravitational or mechanical power and to which is affixed a handle or other steering device.

**SECTION 2.** Revisions to Riding Skateboards, Section 14.01.020(a) is amended to read as follows:

It shall be unlawful and subject to punishment in accordance with Section 140.01.030 of this Chapter for any person utilizing or riding upon skateboards or non-motorized scooters or wearing or utilizing rollerblades or rollerskates to (a) ride or move about in or on any public or private property when the same has been posted as a “no skateboard-no non-motorized scooter-no rollerblade-no rollerskate” area; (b) ride a bicycle or those devices or move those about in or on any public or private property without wearing a helmet.

(a) Prior to the enforcement of the provisions of this section, the property owner or person in charge and control of the area so designated shall cause to be posted a sign giving notice of such requirements as follows:

(i) The sign posted on public or private property prohibiting skateboarding, non-motorized scooter riding, rollerblading or rollerskating shall provide substantially as follows:

“SKATEBOARDING, RIDING NON-MOTORIZED SCOOTERS,  
ROLLERBLADING AND ROLLERSKATING ARE PROHIBITED BY  
SECTION 14.01.020 OF THE CANYON LAKE MUNICIPAL CODE.  
ANY VIOLATION IS PUNISHABLE BY A FINE AND/OR ANY  
OTHER PENALTY IMPOSED BY THE COURT.”

- (ii) Signage requiring a helmet while bicycling, skateboarding, riding a non-motorized scooter, rollerblading or rollerskating on public property is not required. Signage requiring a helmet while bicycling, skateboarding, riding a non-motorized scooter, rollerblading or rollerskating on private property shall post signage as follows:

“NO BICYCLING, SKATEBOARDING, RIDING A NON-MOTORIZED SCOOTER, ROLLERBLADING OR ROLLERSKATING WITHOUT A HELMET PURSUANT TO SECTION 14.01.020 OF THE CANYON LAKE MUNICIPAL CODE. ANY VIOLATION IS PUNISHABLE BY A FINE AND/OR ANY OTHER PENALTY IMPOSED BY THE COURT.”

**SECTION 3.** Helmet Requirements. Section 14.01.030 shall be amended to read as follows:

This Chapter may be enforced through an administrative citation or as set out in Section 1.01.200 of this Code.

**SECTION 4.** Effective Date. This ordinance shall be effective 30 days from the date of its adoption.

PASSED, APPROVED AND ADOPTED THIS 1<sup>st</sup> DAY OF SEPTEMBER, 2010, by the following voters:

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

\_\_\_\_\_  
Nancy Horton, Mayor

ATTEST:

\_\_\_\_\_  
Sarah Manwaring, Assistant City Clerk

Approved as to form:

\_\_\_\_\_  
Elizabeth Martyn, City Attorney

**City of Canyon Lake  
City Council  
Staff Report**

**TO:** Mayor and City Council

**FROM:** Lori A. Moss, City Manager

**DATE:** September 1, 2010

**SUBJECT:** Letter of Support for 2010 Integrated Resources Plan Update

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**Recommendation:**

Authorize the Mayor to sign the attached letter of support to Metropolitan Water District (MET) supporting their 2010 Integrated Resources Plan Update.

**Background:**

The Western Municipal Water District (WMWD) has requested that the City of Canyon Lake sign the attached letter of support to MET to secure money for local water projects in our region through the Integrated Resource Plan. The funds secured through this plan will aid in both current and future projects within our area.

John Rossi, General Manager of WMWD, suggests that by supporting the 2010 Integrated Resources Plan, Canyon Lake will be a significant contributor to water development in our region.

**Budget (or Fiscal) Impact:**

None

**Attachments:**

Letter



## CITY OF CANYON LAKE

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September 1, 2010

Timothy F. Brick  
Chairman of the Board  
Metropolitan Water District of Southern California  
700 North Alameda Street  
Los Angeles, CA 90012-2944

**RE: SUPPORT FOR 2010 INTEGRATED RESOURCES PLAN UPDATE**

Dear Chairman Brick:

On behalf of the City of Canyon Lake, I want to express our support for the Metropolitan Water District's 2010 Integrated Resources Plan Update (2010 IRP). The 2010 IRP establishes the framework for the policies, projects and programs that will ensure that Southern California has an adequate and reliable water supply for our future residential, commercial and environmental needs.

We are encouraged that the proposed 2010 IRP is an adaptive resources management plan that can change in response to the many challenges and uncertainties facing our regional water supply – including climate change, Bay-Delta restoration of a reasonable supply buffer of additional conservation and local supply projects as needed to manage through these uncertainties.

We also agree that water supply reliability can be better achieved through collaborative efforts by Metropolitan and its member agencies, including Western, and through regional partnerships amongst agencies and utilities. It is our hope that the 2010 IRP will continue to focus on these collaborative efforts as the region's economy, population, and supply reliability are all interconnected.

We look forward to the next steps in the process of implementing the IRP. Collaborating with regional agencies on the various details will be critical. Please add me to the mailing list for meeting announcements for this very important project.

We urge Metropolitan's Board of Directors to adopt the 2010 IRP.

Sincerely,

Nancy Horton  
Mayor

C: John Rossi

**City of Canyon Lake  
City Council  
Staff Report**

**TO:** Mayor and City Council

**FROM:** Lori A. Moss, City Manager

**DATE:** September 1, 2010

**SUBJECT:** Letter of Support for HR 5766 (Thompson) – Property Assessed Clean Energy Assessments

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**Recommendation:**

Authorize the Mayor to sign the attached letter of support to the Committee on Financial Services supporting HR 5766 also known as The PACE Assessment Protection Act of 2010 dealing with property assessed clean energy assessments. To ensure that the underwriting standards of Fannie Mae and Freddie Mac facilitate the use of property assessed clean energy programs to finance the installation of renewable energy and energy efficiency improvements.

**Background:**

The Western Riverside Council of Governments (WRCOG) has requested that we send a letter to the Honorable Barney Frank who is the Chair of the Committee on Financial Services requesting the Committee's support on HR 5766. The bill is proposed to ensure that the underwriting standards of Fannie Mae and Freddie Mac facilitate the use of property assessed clean energy programs to finance the installation of renewable energy and energy efficiency improvements. The definition of PACE according to the bill means a property assessed clean energy program under which a State or political subdivision of a State levies taxes or assessments on residential, commercial, agricultural, and other real property to finance the installation of renewable energy and energy efficiency improvements.

The WRCOG and its member agencies have partnered together to develop a program for energy efficiency and water conservation retrofits through property tax assessments. This bill will ensure that the underwriting standards of Fannie Mae and Freddie Mac facilitate the use of property assessed clean energy programs to finance the installation of renewable energy and energy efficiency improvements.

A copy of the letter will also be forwarded to Congressman Issa's office.

**Budget (or Fiscal) Impact:**

None

**Attachments:**

Letter and Bill

September 1, 2010

The Honorable Barney Frank  
Chairman, Committee on Financial Services  
Rayburn Building # 2252  
Washington, DC 20515

Re: SUPPORT – HR 5766 (Thompson): Support for Property Assessed Clean Energy Assessments

Dear Chair Frank:

The City of Canyon Lake supports HR 5766 (Thompson) and is requesting its successful passage through your committee. The bill would allow municipal agencies to establish Property Assessed Clean Energy (PACE) loans for energy efficient retrofits. We believe that PACE programs create jobs, decrease energy costs for property owners, and produce clean energy, which are all crucial during today's turbulent economic times.

Canyon Lake is a member of the Western Riverside Council of Governments, a joint powers authority in western Riverside County had developed a program for energy efficiency and water conservation retrofits through property tax assessments. The City supports efforts to implement this program as a way to reduce reliance on unsustainable energy sources and aiding homeowners and business owners to decrease their energy costs.

The Federal Housing Finance Agency (FHFA) recently blocked pilot PACE programs because of their oversight of Fannie Mae and Freddie Mac. This bill will ensure that the underwriting standards of Fannie Mae and Freddie Mac facilitate the use of property assessed clean energy programs to finance the installation of renewable energy and energy efficiency improvements. This innovative program will aid local governments, residents, and business owners by creating an alternative sustainable energy source for their properties today and well into the future.

For these reasons, we support HR 5766 and thank you for your consideration of this measure.

Sincerely,

Nancy Horton  
Mayor

Cc: Congressman Darrell Issa  
Rick Bishop, WRCOG

**City of Canyon Lake  
City Council  
Staff Report**

**TO:** Mayor and City Council

**FROM:** Lori A. Moss, City Manager

**DATE:** September 1, 2010

**SUBJECT:** Cal COPS Funding for FY 2010-2011

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**Recommendation:**

Approve attached Supplemental Law Enforcement Standardized Form subject to the approved 2010-2011 City budget; final close of fiscal year 2010-2011; and authorize the City Clerk to transmit the document to the Riverside County Sheriff's Department by the September 15, 2010 deadline.

**Background:**

The Supplemental Law Enforcement Services Fund provides all incorporated cities, the unincorporated area, Corrections and the District Attorney with funds to provide front line law enforcement services. Government Code Section 30063(d) requires that each entity submit an annual expenditure report to the State Controller. In Riverside County, the Sheriff's Department collects local information and submits the SLESF report on behalf of the Board of Supervisors.

The City Council approved proposed Cal Cops funds in the 2010-2011 budget under Fund No. 26 (see attached). The allocation this year is guaranteed at \$100,000 and the Sheriff's Department acts only as a pass-through agency from the State to local Cities.

**Budget (or Fiscal) Impact:**

\$100,000 revenue to Account No. 26-410-4575

**Attachments:**

Fund 26  
Expenditure Plan for Supplemental Law Enforcement Services Fund



August 23, 2010

Ms. Lori Moss  
Manager  
City of Canyon Lake  
31516 Railroad Canyon Rd  
Canyon Lake, CA 92587

Dear Ms. Moss,

The Supplemental Law Enforcement Services Fund (SLESF) provides all incorporated cities, the unincorporated area, Corrections and the District Attorney with funds to provide front line law enforcement services. Government Code Section 30063(d) requires that each entity submit an annual expenditure report to the State Controller. In Riverside County, the Sheriff's Department collects local information and submits the SLESF report on behalf of the Board of Supervisors.

Enclosed is a copy of the report your city needs to submit for the July 1, 2009—June 30, 2010 funding period. In order to assist you in completing this year's report, attached you will also find a copy of the report you submitted for the period ending June 30, 2009. Last year's ending balance and this year's beginning balance must be the same amount.

The 2009-10 report format is the same as the report you completed last year. Please note that only those positions fully funded (100%) by SLESF should be reported. No other funding source (local revenue, Federal or State grant awards, contractual agreements) should be reported on this form. Program income should only be reported if SLESF funds were used to provide programs that generate revenue for your City.

Please submit your expenditure report via email ([dmurr@riversidesheriff.org](mailto:dmurr@riversidesheriff.org)) or fax transmission (951-955-9650) by September 15, 2010. If you have any questions, please contact David Murr at (951) 955-9613.

Thank you in advance for your assistance.

Sincerely,

STANLEY SNIFF, SHERIFF-CORONER

A handwritten signature in cursive script that reads "Bob Meyers".

Bob Meyers, Administrative Manager  
Contracts & Grants Unit

cc: Chief of Police James McElvain  
//Attachments

**City of Canyon Lake  
Budget Summary  
Fiscal Year 2010-2011**

Public Safety - Police Function - Department		Law Enforcement Grants - Fund 26 Division - Code			
Object Acct #		Actual 2007-08	Actual 2008-09	Budget 2009-10	Proposed 2010-11
	<b>PROGRAM REVENUES</b>				
4575	CAL COPS Revenue	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000
4900	Interest Income	7,034	667	1,000	1,000
	<b>Program Revenue Total</b>	<u>\$ 107,034</u>	<u>\$ 100,667</u>	<u>\$ 101,000</u>	<u>\$ 101,000</u>
	<b>PERSONNEL COSTS</b>				
414					
6010	Salaries and Wages	\$ 8,382	\$ 13,930	\$ 35,000	\$ -
6080	Benefits	122	549	3,486	-
	<b>Personnel Total:</b>	<u>\$ 8,504</u>	<u>\$ 14,479</u>	<u>\$ 38,486</u>	<u>\$ -</u>
	<b>OPERATIONS &amp; MAINTENANCE COSTS</b>				
414					
6610	Professional/Specialized Services	\$ 122,165	\$ 60,623	\$ 70,000	\$ 153,500
	<b>Corporal (\$ 100,000)</b>				
	<b>Check Point (2) (\$ 13,500)</b>				
	<b>Motors (\$ 40,000)</b>				
	<b>O &amp; M Total:</b>	<u>\$ 122,165</u>	<u>\$ 60,623</u>	<u>\$ 70,000</u>	<u>\$ 153,500</u>
	<b>CAPITAL COSTS</b>				
8000	Capital Outlay	\$ 19,960	\$ -	\$ -	\$ -
	<b>Capital Total:</b>	<u>\$ 19,960</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>
	<b><u>DIVISION SUMMARY</u></b>				
	<b>Total Revenue</b>	<u>\$ 107,034</u>	<u>\$ 100,667</u>	<u>\$ 101,000</u>	<u>\$ 101,000</u>
	<b>Personnel</b>	\$ 8,504	\$ 14,479	\$ 38,486	\$ -
	<b>Operations &amp; Maintenance</b>	122,165	60,623	70,000	153,500
	<b>Capital</b>	19,960	-	-	-
	<b>Total Expenditures</b>	<u>\$ 150,629</u>	<u>\$ 75,102</u>	<u>\$ 108,486</u>	<u>\$ 153,500</u>
	<b>Surplus/Shortfall</b>	\$ (43,595)	\$ 25,565	\$ (7,486)	\$ (52,500)
	<b>Estimated Available Reserves</b>				<b>\$ 85,000</b>

**Supplemental Law Enforcement Standardized Forms  
Oversight Committee Summary  
For the Fiscal Year Ended June 30, 2010**

City Name City of Canyon Lake  
Riverside County

**Categories**

Beginning Fund Balance \$ 38,732.32

**REVENUE**

State Funding	100,000.00
Interest Revenue	997.67
Other Revenue	-
<b>Total Revenue</b>	<b>100,997.67</b>

**EXPENDITURE**

Salaries and Benefits	64,053.10
Services and Supplies	-
Equipment	-
Administrative Overhead	-
<b>Total Expenditure</b>	<b>64,053.10</b>

Excess (deficiency) Revenue over (under) Expenditures 36,944.57

Reverted Monies and Penalties -

Ending Fund Balance \$ 75,676.89

**STATISTICAL DATA**

**Positions**

Sworn Officers	0.29
Correctional Officers	0
Prosecutors	0
Investigators	0
Support Staff	0
<b>Total Positions</b>	<b>0.29</b>

The Chief Financial Officer hereby certifies that the "State Funding" amounts equal the payments issued by the Riverside County Auditor-Controller.

  
\_\_\_\_\_  
Chief Financial Officer (Signature)

Date 8/27/10

Terry Shea  
\_\_\_\_\_  
Typed Name of Chief Financial Officer

(951) 244-2955  
\_\_\_\_\_  
Telephone Number

**Supplemental Law Enforcement Standardized Forms  
Oversight Committee Summary  
For the Fiscal Year Ended June 30, 2009**

City Name City of Canyon Lake  
Riverside County

**Categories**

Beginning Fund Balance \$ 13,167.53

**REVENUE**

State Funding	100,000.00
Interest Revenue	667.39
Other Revenue	-
<b>Total Revenue</b>	<b>100,667.39</b>

**EXPENDITURE**

Salaries and Benefits	75,102.60
Services and Supplies	-
Equipment	-
Administrative Overhead	-
<b>Total Expenditure</b>	<b>75,102.60</b>

Excess (deficiency) Revenue over (under) Expenditures 25,564.79

Reverted Monies and Penalties -

Ending Fund Balance \$ 38,732.32

**STATISTICAL DATA**

Positions

Sworn Officers	0.36
Correctional Officers	0
Prosecutors	0
Investigators	0
Support Staff	0
<b>Total Positions</b>	<b>0.36</b>

The Chief Financial Officer hereby certifies that the "State Funding" amounts equal the payments issued by the Riverside County Auditor-Controller.

  
\_\_\_\_\_  
Chief Financial Officer (Signature)

Date 9-14-09

Terry Shea  
\_\_\_\_\_  
Typed Name of Chief Financial Officer

(951) 244-2955  
\_\_\_\_\_  
Telephone Number

**City of Canyon Lake  
City Council  
Staff Report**

**TO:** Mayor and City Council

**FROM:** Lori A. Moss, City Manager

**DATE:** September 1, 2010

**SUBJECT:** Ordinance No. 118 Of the City Council of the City of Canyon Lake, California, Adding Chapter 5.20 to the Canyon Lake Municipal Code Requiring Foreclosed Residential Property Registration and Inspection to Address Maintenance and Security Issues with such Properties.

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**Recommendation:**

1. Waive reading of Ordinance No. 118 and read by title only; and
2. Introduce Ordinance No. 118 and schedule for second reading and adoption at the regular City Council meeting on October 6, 2010 at 6:30 p.m.

**Background:**

The City Council conducted a meeting on the draft Ordinance identified above on August 4, 2010. The following information was provided at that time.

After over a year of experience with the ordinance and its registration process, staff proposes the following changes (which are marked on the ordinance). The ordinance continues to apply to vacant, abandoned and foreclosed property. The ordinance contains a registration requirement which applies regardless of the maintenance or security status of the property and enforcement provisions for foreclosed properties which are not maintained or secured to community standards or where there are squatters.

1. As requested by Mayor Pro Tem Talbot, the time for the lender to begin reviewing the status of the property has been extended to cover the Notice of Default period. The lender is required to inspect the property to determine if it has been vacated/abandoned, and, if the lender has, to register the property at that time. If it has not been vacated, the registration requirement applies when it is or when the property is foreclosed upon.
2. The ordinance now requires that when the foreclosing lender has no working office located within Riverside County, the lender must hire a property manager or agent located within 30 miles of Canyon Lake.
3. The property now must be posted with emergency contact information.
4. Provisions have been added specifying the notice to be given to allow the City to collect the \$1000/day administrative fine allowed by state law.

The City has a program to identify which homes in the community are in foreclosure. The City's Code Enforcement Officer will be following up on foreclosed properties with owners and lenders to assure compliance with the Ordinance and these amendments.

Additionally the City Attorney reported that she had talked with the Attorney representing the brokers and discussed with council his comments on the draft ordinance. Council agreed that the items mentioned were relevant and asked the Attorney to incorporate them into the amended ordinance. The attached amended Ordinance reflects changes discussed at the hearing. The ordinance was forwarded to the Attorney; as of the writing of the staff report no other comments were received. According to the City Attorney the process under the ordinance is substantially the same as the recently adopted Los Angeles Ordinance that Mayor Pro Tem Talbot referred to in that it provides no fee if registered electronically. The Los Angeles process includes an information sheet that could be used in Canyon Lake to facilitate registration on the website, mailed or available at the counter.

**Budget (or Fiscal) Impact:**

None, part of regular patrol and enforcement.

**Attachments:**

Ordinance No. 118

**ORDINANCE NO. 118**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CANYON LAKE, CALIFORNIA, ADDING CHAPTER 5.20 TO THE CANYON LAKE MUNICIPAL CODE REQUIRING FORECLOSED RESIDENTIAL PROPERTY REGISTRATION AND INSPECTION TO ADDRESS MAINTENANCE AND SECURITY ISSUES WITH SUCH PROPERTIES**

THE CITY COUNCIL OF THE CITY OF CANYON LAKE DOES ORDAIN AS FOLLOWS:

**SECTION 1. FINDINGS**

The City Council finds as follows:

A. Abandoned buildings are a cause of blight when they are not maintained or secured and may attract vagrants, gang members and other criminals by providing prime locations to conduct illegal criminal activities; and

B. Abandoned buildings may be misused by transients and others using the property without authorization; and

C. Abandoned buildings that are not maintained or secured pose serious threats to the public's health and safety and therefore are declared to be public nuisances; and

D. In many cases, foreclosed properties are abandoned by the prior owners and the lender or other entity which acquires the property does not maintain it; and

E. Lenders and others who acquire foreclosed property must be held to the same standards of property maintenance as other owners within the City to prevent such property from becoming a public nuisance and a burden to the neighborhood and the City; and

F. The City's experience during the past 18 months confirms a reasonable presumption that foreclosed residential properties are not maintained during or after the foreclosure process; and

G. Through the adoption of this Chapter, it is the purpose of the Council to establish a residential property registration program for foreclosed properties to identify and remedy the lack of maintenance and security resulting from the abandonment of such properties; and

H. This Chapter must take effect immediately to protect the health, safety and welfare of the community by putting in place a mechanism to identify and begin to remediate foreclosed abandoned residences within the City.

**SECTION 2.** Chapter 5.20 is added to the Canyon Lake Municipal Code to read as follows:

## CHAPTER 5.20: FORECLOSED RESIDENTIAL PROPERTY REGISTRATION

### Sections:

<b>5.20.010</b>	<b>Purpose and Intent</b>
<b>5.20.015</b>	<b>Definitions</b>
<b>5.20.020</b>	<b>Inspection and Registration requirements</b>
<b>5.20.025</b>	<b>Posting</b>
<b>5.20.030</b>	<b>Maintenance requirements</b>
<b>5.20.040</b>	<b>Security requirements</b>
<b>5.20.050</b>	<b>Enforcement</b>
<b>5.20.060</b>	<b>Notice of Violations</b>

### **5.20.010 Purpose and Intent**

(a) The purpose of this Chapter is to establish a registration program for foreclosed residential properties to provide contact information for lenders and others acquiring such property, encourage them to obtain local agents to deal with such property, and enforce maintained and security standards whether such property has been neglected during the foreclosure process or abandoned.

(b) This Chapter is not intended to and does not impose on foreclosed properties higher maintenance standards than required of other residential properties within the City.

(c) This Chapter is not intended to change the standards for property maintenance set out in Chapter 11.20 but to establish a procedure to confirm compliance for defaulted and abandoned foreclosed properties.

### **5.20.15 Definitions.**

The following words and phrases are defined as follows when used in this Chapter.

(a) "Abandoned" means a vacant residential property where ownership has or will be transferred as a result of foreclosure and which displays evidence of abandonment.

(b) "Evidence of abandonment" means any condition that alone or combined with other conditions would lead a reasonable person to believe that the property has been abandoned and/or is not occupied by authorized persons. Such conditions include, but are not limited to overgrown and/or dead vegetation; unmaintained pools or spas; an accumulation of newspapers, circulars, flyers and/or mail; past due utility notices and/or disconnected utilities; an accumulation of trash, junk and/or debris; the absence of window coverings such as curtains, blinds and/or shutters; the absence of furnishings and/or personal items consistent with residential habitation, statements by neighbors, passersby, delivery agents, or government employees that the property is vacant and/or has been abandoned; unauthorized utility hookups; signs of camping or other unauthorized habitation.

(c) "Evidence of neglect" means any condition that alone or combined with other conditions would lead a reasonable person to see that the property is not maintained to the same standards as others in the vicinity. Such conditions include, but are not limited to overgrown or dead vegetation; weeds or unmowed lawns; dirt or trash accumulation, unmaintained pools or spas; broken windows.

(d) "Foreclosed property" means a residential property within the City where title has transferred as the result of a foreclosure sale, deed in lieu of foreclosure or similar arrangement. Foreclosed property includes but is not limited to vacant or abandoned property.

(e) "Local" shall mean located within the City of Canyon Lake or within 30 miles thereof.

(f) "Vacant" means a residential building/structure that is not occupied by authorized persons, and includes abandoned property, including property which shows evidence of vacancy

#### **5.20.020 Inspection and Registration Requirements**

The purpose of inspection and registration is to obtain identification and location of defaulted and abandoned foreclosed properties and their condition, contact information regarding the new owner, and inform to inform owners of the maintenance and security standards applicable to such property.

(a) Notice of Default. At the time of recording a Notice of Default for any real property within the City, any person or entity who or which holds a deed of trust secured on such real property shall perform or cause to be performed a physical inspection of the exterior of that property to determine if it is vacant or if it shows signs of neglect. If the property is vacant, it is deemed to be abandoned property or shows evidence of vacancy, it is, by this chapter, deemed abandoned and subject to registration within 15 days thereafter as provided by subsection (C) hereof, as well as other requirements of this Chapter.

(b) If the property is occupied but remains in default, it shall be inspected by the beneficiary/trustee, or his or her designee, monthly until: (i) the default is cured or (ii) it is found to be vacant and deemed abandoned; or (iii) it is foreclosed upon (whether or not vacant or abandoned) and registration and other requirements of this Chapter apply.

(c) Registration: As provided in subsections (A) or (B) above, the new owner of the property or its agent must register the property under this Chapter. out in subsection (b) below and thereafter register the property with the City as set out in this Chapter. If the new owner does not have a working office located within Riverside County, the new owner shall employ a local agent/property manager as set out in subsection G below.

(d) Registration Information: The registration shall contain the following information: Address and APN for the foreclosed property; name and current contact information for the owner, including an emergency contact number; name and current contact information for the owner's local agent or local property manager, and an emergency local contact number; the date of acquisition of the property and the status of the property as of the inspection. No address may be a post office box. Contact information shall be updated within 15 calendar days of any change to keep it current. Registration shall be renewed annual.

(e) Registration Fee: At the time of initial registration of the property, and annually thereafter or until the property is sold to a third party, the owner shall pay a registration fee in an amount established by City Council resolution. The fee and registration shall be valid for the calendar year, or remaining portion of the calendar year, in which the registration was initially required without pro-ration. Subsequent registrations and fees are due January 1st of each year

and must be received no later than January 31st of the year due. Late payments will be subject to a penalty determined in the fee resolution.

(f) Inspections: At the time of and subsequent to registration, but no less than monthly, the owner or its local agent shall perform ongoing inspections of the property to determine whether it meets the maintenance standards in this Chapter and the City Code as a whole or whether it has been neglected during the foreclosure process and/or abandoned.

(g) Appointment of Local Agent or Property Manager: An owner (including but not limited to a bank or other lender) which does not have a working office located within Riverside County shall appoint and hire a local agent or property manager to register, inspect, maintain and secure the property.

(h) Termination of Registration: At such time as the owner of the foreclosed property sells the property to a third party, the owner shall notify the City in writing of such sale in order to terminate the registration requirement. Such notice shall include current contact information for the purchaser.

**5.20.025 Posting.** The property shall be posted with the name and 24-hour contact information for the owner or the owner's agent or property manager. Such posting shall be placed on an interior window with the text facing out or in a secure exterior area. The posting shall be at least 18 x 24 inches and legible from the street. It is a violation of this Chapter to fail to post the property or to maintain current information in the posting.

#### **5.20.030 Maintenance requirements.**

Foreclosed properties shall be maintained to the same standards as apply to similar properties within the City in order to avoid creation of a public nuisance under Code Section 11.20.010, i.e. they shall be kept free of weeds, dry brush, dead vegetation, trash, junk, debris, building materials, any accumulation of newspapers, circulars, flyers, notices, discarded personal items including but not limited to furniture, clothing, large and small appliances, or printed material. These requirements apply regardless of whether the property has been registered or inspected.

(a) The property shall be kept free of graffiti, tagging or similar markings by removal or painting over with an exterior grade paint that matches the color of the exterior of the structure.

(b) Visible front and side yards shall be watered as necessary (or as allowed); grass mowed and trimmed, plantings trimmed, dead plants, weeds and trimmings removed; without broken concrete or asphalt or the use of plastic sheeting, indoor-outdoor carpet or similar material in yards.

(c) All pool and spa areas shall be fenced and secured as required by law. Pools and spas shall be kept in working order so the water remains clear and free of pollutants and debris or shall be drained and kept dry and secured;

(d) Failure to maintain the exterior of the property includes but is not limited to allowing excessive foliage growth, failing to take action to prevent or remove trespassers or squatters.

(e) Adherence to this section does not relieve the property owner of any obligations set forth in the any covenants, conditions and restrictions and/or homeowners' association rules and regulations which may apply to the property.

**5.20.040 Security requirements.** Foreclosed properties shall be secured in a manner to prevent access by unauthorized persons including, but not limited to, the following: the closure and locking of windows, doors (walk-through, sliding and garage), gates and any other opening of such size that may allow a child to access the interior of the property and/or structure(s). In the case of broken windows, securing means the re-glazing or boarding of the window. These requirements apply regardless of whether the property has been inspected or registered. The City's representatives may require additional security measures if needed.

**5.20.050 Enforcement.** This Chapter may be enforced by any means legally available, including but not limited to administrative citations. Each requirement (inspection, registration, maintenance and security) may be treated as a separate violation. Failure to maintain the property is subject to fines of \$1000/day as provided in the City's Administrative Fine schedule. It shall constitute a new and separate offense for each and every day during any portion of which a violation of, or failure to comply with, any provision or requirement of this chapter is committed, continued, or permitted by any person.

(a) Violation of Section 5.20.030 and 5.20.040 shall constitute a public nuisance which may be abated pursuant to the provisions of Chapter 11.20.

**5.20.060 Notice of Violations.** In order to levy the maximum \$1000/day fine provided by state law and the Administrative Fine Schedule for failure to maintain or secure the property, the City shall provide in the following manner:

(a) Written notice of the violation of the provisions of this Chapter, a description of the conditions which constitute such violation, and notice of the City's intent to impose at fine of up to \$1000/day if the correction of the violation does not commence within 14 days and is not completed within 30 days from the date of the notice or the notice provides for a specific shorter time based upon the determination, as stated in the notice, that the specific property condition listen threatens public health and safety.

(b) Notice of the violation shall be served on the owner and agent or property manager. Notice to the owner shall be mailed the addressed set out in the foreclosure deed or the return address on the deed or to any other address which the City knows to be the owner's address. Notice to the agent or property manager shall be served on the agent or property manager at the address posted on the property, on signage on the property, registered with the City, or otherwise known to the City. Failure to receive notice duly sent is not a defense.

(c) The notice shall contain provisions to request a hearing regarding the violation and to protest the fine; such provisions shall be those set out in Chapter 11.20 hereof. The City shall take no further action as to the property upon receipt of such request for hearing until conduct of the hearing and/or other resolution of the matter.

(d) Any fine determined hereunder shall take into consideration timely and good faith efforts by the owner to remedy the violation.

(e) The provisions for registration, inspection and posting may be enforced by administrative citation or other means without compliance with the notice provisions hereof.

**SECTION 3. EFFECTIVE DATE**

This ordinance shall take effect 30 days from the date of its adoption.

**PASSED, APPROVED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_ 2010 by the following vote:

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

\_\_\_\_\_  
Nancy Horton, Mayor

**ATTEST:**

\_\_\_\_\_  
Sarah Manwaring, Assistant City Clerk

**Approved as to form:**

\_\_\_\_\_  
Elizabeth L. Martyn, City Attorney

**City of Canyon Lake  
City Council  
Staff Report**

**TO:** Mayor and City Council

**FROM:** Lori A. Moss, City Manager

**DATE:** September 1, 2010

**SUBJECT:** Resolutions proposed at Annual League of California  
Cities Meeting on September 17, 2010.

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**Recommendation:**

Provide direction to the Mayor Pro Tem to vote on behalf of the City of Canyon Lake at the annual League of California Cities meeting.

**Background:**

There are six resolutions that will be considered at the annual meeting. Information on the resolutions is itemized below:

1. RESOLUTION RELATING TO LEAGUE BYLAWS AMENDMENTS (2/3 vote at General Assembly required to approve)

The League is presenting amendments to the following items in their bylaws: Board of Directors, Composition of Board of Directors, Nomination Process, Conflicts of Interest, and Ethical Considerations. More information on all of the amendments is attached.

2. RESOLUTION RELATING TO THE NATIONAL LET'S MOVE CAMPAIGN

The League has historically supported policies that focus on health and wellness, continuing education, and healthier lifestyles in all communities. The League wants to partner with and support the Let's Move! Campaign headed by the First Lady of the United States, the President's Task Force on Childhood Obesity and the Secretary of Health and Human Services, in an effort to solve the challenge of childhood obesity within a generation. Finally the League encourages the existing 480 cities to adopt preventative measures to fight obesity as set forth by the First Lady of the United States of America in the Let's Move campaign.

3. RESOLUTION OPPOSING THE BOARD OF DIRECTORS' DECISION TO DEFER ACTION ON AB 32 AND SB 375 AND TO ADOPT THE BOARD-APPOINTED TASK FORCE RECOMMENDATIONS.

The Desert/Mountain Division of the League of California Cities has broad concerns about the economy extending both to the ability of cities to deliver vital public services and the viability of businesses which are critical to the State's economic

recovery. Furthermore the Desert/Mountain Division is concerned that cities lack the resources to implement existing State mandates imposed at either the regional or local level. The League appointed a Task Force to craft a recommendation regarding AB 32 and SB 375, based upon the recommendations developed by four policy committees. The Task Force recommended that the League Board of Directors request specific actions by Governor Schwarzenegger and the California Air Resources Board to delay certain deadlines and take other actions with respect to AB 32 and SB 375. The League rejected the specific recommendations of the Task Force and four policy committees by deferring action on AB 32 and SB 375. The Desert/Mountain Division wishes to file an official protest of the Board of Directors' decision to defer action on a position regarding AB 32 and SB 375. The recommendation is to adopt the consolidated recommendations of four policy committees and the Board appointed Task Force as described in the attached documents from the League.

#### 4. RESOLUTION RELATING TO RESPONSIBLE BANKING

Cities strive to spend taxpayer dollars wisely on services. Cities invest taxpayer dollars with a range of institutions that provide financial service contracts each year. Cities can help support the nation's economic recovery by supporting financial institutions that in turn re-invest in our local communities. Many municipalities could benefit from increased transparency about which of the financial institutions their city taxpayer dollars are invested in are in turn re-investing in their city's homes, businesses, and non-profits, which will allow cities to hold banks to a higher standard of reinvestment by offering increased city business to those that are generating higher levels of investment, lending and community service activity within their city. The recommendation is to strongly encourage municipalities to require transparent, responsible banking from the financial institutions receiving city funds.

#### 5. RESOLUTION RELATING TO UNFUNDED STATE MANDATES

Unfunded mandates imposed upon local governments, including cities, counties and special districts, by the State of California place a tremendous financial burden upon local governments. Some of the mandates placed upon local governments are the result of actions by Boards and Commissions not directly accountable to the electorate. Local governments are already under financial duress due to the continuing national economic crisis. In 1979 the voters of the State of California approved Proposition 4 adding Article XII B to the California Constitution, requiring the state to provide a subvention of funds to local governments for costs associated with state mandated programs, under specified conditions, and through subsequent legislation creating the Commission on state mandates. Then in 2004 the voters of the State adopted Proposition 1A expanding the constitutional protections for local governments regarding state mandates. The State has struggled to balance its budget for the past several years and has chosen to borrow funds from local governments, thus reducing traditional revenues to local governments, forcing additional local program and service reductions and cutbacks. An example of a state imposed mandate is the establishment of the Total Maximum Daily Loads (TMDL) for such things as bacteria, chloride, metals and toxicity. In order to meet the obligations imposed by Regional Water Quality Control Boards throughout CA, local

agencies may need to implement or increase fees and taxes to pay for new programs or facilities, in order to avoid penalties for non-compliance. During the annual meeting the League is recommending four actions to begin to work with local government partners to identify situations where the local government must increase fees or taxes to meet state mandates and to support state legislation to suspend, eliminate or otherwise modify the negative impact of state mandates. Finally the League will recommend that the cities to petition the Governor and Legislature and to meet with Members of Congress to get some relief, suspend or eliminate certain state mandates.

6. RESOLUTION RELATED TO ENHANCING PUBLIC SAFETY WHILE DRIVING A MOTOR VEHICLE

Cities throughout the State hold the health and safety of their residents as a paramount concern. The use of text messages has grown exponentially in recent year and anytime a driver attempts to send an electronic text message while driving, his or her attention is diverted from the road. Senate Bill 28 and CA Vehicle Code Section 23123.5 ban writing, sending, or reading electronic text messages while operating a motor vehicle in the State. The League supports this type of traffic safety enhancement as demonstrated through their support of motorcycle helmets, child restraints, seat belt and speed limit laws. Therefore the League encourages cities to promote safe driving across California and the education of the general public about the dangers of texting while driving.

These recommendations are proposed but realistically discussions will occur on the floor of the annual meeting and the mayor pro tem and or his alternate should consider that discussion when voting on the resolutions.

**Budget (or Fiscal) Impact:**

None

**Attachments:**

Resolutions and further background from the League of California Cities.

**City of Canyon Lake  
City Council  
Staff Report**

**TO:** Mayor and City Council

**FROM:** Lori A. Moss, City Manager

**DATE:** September 1, 2010

**SUBJECT:** Ordinance No. 118 Of the City Council of the City of Canyon Lake, California, Adding Chapter 5.20 to the Canyon Lake Municipal Code Requiring Foreclosed Residential Property Registration and Inspection to Address Maintenance and Security Issues with such Properties.

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**Recommendation:**

1. Waive reading of Ordinance No. 118 and read by title only; and
2. Introduce Ordinance No. 118 and schedule for second reading and adoption at the regular City Council meeting on October 6, 2010 at 6:30 p.m.

**Background:**

The City Council conducted a meeting on the draft Ordinance identified above on August 4, 2010. The following information was provided at that time.

After over a year of experience with the ordinance and its registration process, staff proposes the following changes (which are marked on the ordinance). The ordinance continues to apply to vacant, abandoned and foreclosed property. The ordinance contains a registration requirement which applies regardless of the maintenance or security status of the property and enforcement provisions for foreclosed properties which are not maintained or secured to community standards or where there are squatters.

1. As requested by Mayor Pro Tem Talbot, the time for the lender to begin reviewing the status of the property has been extended to cover the Notice of Default period. The lender is required to inspect the property to determine if it has been vacated/abandoned, and, if the lender has, to register the property at that time. If it has not been vacated, the registration requirement applies when it is or when the property is foreclosed upon.
2. The ordinance now requires that when the foreclosing lender has no working office located within Riverside County, the lender must hire a property manager or agent located within 30 miles of Canyon Lake.
3. The property now must be posted with emergency contact information.
4. Provisions have been added specifying the notice to be given to allow the City to collect the \$1000/day administrative fine allowed by state law.

The City has a program to identify which homes in the community are in foreclosure. The City's Code Enforcement Officer will be following up on foreclosed properties with owners and lenders to assure compliance with the Ordinance and these amendments.

Additionally the City Attorney reported that she had talked with the Attorney representing the brokers and discussed with council his comments on the draft ordinance. Council agreed that the items mentioned were relevant and asked the Attorney to incorporate them into the amended ordinance. The attached amended Ordinance reflects changes discussed at the hearing. The ordinance was forwarded to the Attorney; as of the writing of the staff report no other comments were received. According to the City Attorney the process under the ordinance is substantially the same as the recently adopted Los Angeles Ordinance that Mayor Pro Tem Talbot referred to in that it provides no fee if registered electronically. The Los Angeles process includes an information sheet that could be used in Canyon Lake to facilitate registration on the website, mailed or available at the counter.

**Budget (or Fiscal) Impact:**

None, part of regular patrol and enforcement.

**Attachments:**

Ordinance No. 118

**City of Canyon Lake  
City Council  
Staff Report**

**TO:** Mayor and City Council

**FROM:** Lori A. Moss, City Manager

**DATE:** September 1, 2010

**SUBJECT:** Appointment to Northwest Mosquito and Vector Control District Board

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**Recommendation:**

Appoint a Council representative to the Northwest Mosquito and Vector Control District Board.

**Background:**

The Northwest Mosquito Abatement District was formed on December 28, 1959 to control mosquitoes in the northwest portion of Riverside County encompassing 150 square miles. The population of the District at that time was approximately 50,000 residents. Since inception, the District has grown significantly in population and area. Additionally, the geographical landscape has changed dramatically, from rural to mostly urban and suburban, thus creating a different set of vector problems. In 1968, upon request by the Board of Supervisors, the Board of Trustees adopted the additional responsibility of controlling biting gnats in areas adjacent to the Santa Ana River without additional revenues to the District. On August 16, 1993, the District added services to control all important vectors and changed its name to NORTHWEST MOSQUITO AND VECTOR CONTROL DISTRICT. In July 1994, the District purchased its present facility, 1966 Compton Ave., Corona, and relocated its headquarters to Corona. At present, the District provides vector control services (mosquito, flies, rats, Africanized honeybees, black flies, midges and occasionally other vectors of minor public health importance) over an area of 240 square miles with a population of approximately 500,000 with the newest addition of the City of Canyon Lake.

Canyon Lake residents voted to assess themselves \$8 per year to join the Northwest Mosquito and Vector Control District. The District started providing service effective August 23, 2010. Since the assessment is in place the District has asked the City to appoint a Trustee to the Board to represent Canyon Lake. The Board meetings are the third Thursday of each month at 3 p.m. Board meetings are held at the above address in Corona.

**Budget (or Fiscal) Impact:**

None