REGULAR MEETING OF THE CANYON LAKE CITY COUNCIL
Wednesday, June 1, 2016
Open Session – 6:30 p.m.

City Council Chambers
31516 Railroad Canyon Road
Canyon Lake, CA 92587

*Please turn off your cell phones during the meeting*

OPEN SESSION – 6:30 P.M.

1. Call Open Session to Order

2. Invocation
Flag Salute

3. Roll Call: Council Members Ehrenkranz, Warren, Zaitz, Mayor Pro Tem Haggerty, Mayor Brown

4. Approval of City Council Agenda

5. Special Presentations and Proclamations:

5.1 Chamber of Commerce Announcements

6. 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 (3) minutes per person. If you are commenting on the 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.*

7. Consent Calendar:

All items listed on the Consent Calendar 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 Council Member may request that an item be removed for further discussion. Staff recommends approval of all items. (Roll Call Vote)
7.1 Waiver of Reading in Full of all Ordinances by Title only

7.2 City Council Meeting Minutes

7.2.1 May 4, 2016 – Regular Meeting

7.3 Adoption of Resolution No. 2016-18, Approving Claims and Demands of the City

7.4 Approval of Resolution No. 2016-19, setting standing committee meeting dates

7.5 Approval of Resolution No. 2016-22, revising the LAIF account signers

8. Pulled Consent Calendar Items

9. Schedule of Future Events:

9.1 Administration and Finance Committee Meeting
Tuesday, July 5, 2016 at 8:00 a.m., City Council Chambers

9.2 Public Safety Committee Meeting
Tuesday, July 5, 2016 at 5:30 p.m., City Council Chambers

9.3 Canyon Lake City Council Meeting
Wednesday, July 6, 2016 at 6:30 p.m., City Council Chambers

9.4 Water Committee Meeting
Thursday, August 18, 2016 at 9:00 a.m., City Council Chambers

9.5 Planning Committee Meeting
Meeting Date To Be Determined

9.6 Economic Development and Healthy Communities Meeting
Meeting Date To Be Determined

9.7 Veterans Committee Meeting
Meeting Date To Be Determined

9.8 Fire Department Start-Up Committee
Meeting Date To Be Determined

10. Public Hearings

10.1 Public Hearing – Approve Resolution No. 2016-20 - Increasing and setting solid waste collection rates for the 2016-2017 fiscal year and providing for collection of residential service on the property tax roll

   a. Public Hearing Opened
   b. Staff Presentation
   c. Questions to Staff by City Council
   d. Testimony by Proponents
   e. Testimony by Opponents
   f. Rebuttal by Proponents
   g. Public Hearing Closed
   h. Discussion by City Council
   i. Action by City Council
10.2 Public Hearing – Approve Resolution No. 2016-21, CUP for Fat and Happy’s ABC License

a. Public Hearing Opened
b. Staff Presentation
c. Questions to Staff by City Council
d. Testimony by Proponents
e. Testimony by Opponents
f. Rebuttal by Proponents
g. Public Hearing Closed
h. Discussion by City Council
i. Action by City Council

11. Business Items

11.1 Discussion regarding legal ability to appoint alternates to standing committees

11.2 Consideration and possible adoption of City Budget

11.2.1 Resolution No. 2016-23, adopting the City’s Fiscal Year 2016/17 Budget and Appropriations Limit

11.2.2 Consideration of approving amended Cafeteria Benefit Policy with With increased cafeteria benefit contribution

11.2.3 Approval of Resolution No. 2016-24, approving the salary and wage Schedule for employees of the City for FY 2016-2017

12. City Manager Comments

13. Committee and Council Reports/Comments

13.1 Council Member Ehrenkranz
13.2 Council Member Warren
13.3 Council Member Zaitz
13.4 Mayor Pro Tem Haggerty
13.5 Mayor Brown

14. Announcements

The next regular City Council meeting is scheduled for July 6, 2016 at 5:30 p.m. for Closed Session and 6:30 p.m. for Open Session.

15. Adjournment

VISION STATEMENT

The vision of the City of Canyon Lake is to be a City that provides a quality of life that makes Canyon Lake the premier place to live in Southern California.
ATTENTION RESIDENTS:

Supporting documents, including staff reports, are available for review at City Hall in the City Clerk’s Office or on the City’s website at www.cityofcanyonlake.org once the agenda has been publicly posted. Any written materials relating to an item on this agenda submitted to the City Council after distribution of the agenda packet are available for public inspection in the City Clerk’s Office during normal business hours. In addition, such writings or documents will be made available for public review at the respective public meeting. 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 Ariel M. Hall, 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.

June 1, 2016 City Council Meeting

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

I, Ariel M. Hall, being duly sworn, depose and say that I am the duly appointed and qualified City Clerk of the City of Canyon Lake and that on May 26, 2016 before the hour of 5:00 p.m., I caused the above notice to be posted as required by Resolution 2015-36 of the City Council of the City of Canyon Lake.

Ariel M. Hall
City Clerk
MINUTES
REGULAR MEETING OF THE
CANYON LAKE CITY COUNCIL
Wednesday, May 4, 2016
Open Session – 6:30 p.m.

City Council Chambers
31516 Railroad Canyon Road
Canyon Lake, CA 92587

OPEN SESSION – 6:30 P.M.

1. Call Open Session to Order

Open Session was called to order at 6:33 p.m.

2. Invocation

Mayor Brown provided the invocation.

Flag Salute

Jenny Ehrenkranz, a resident, led the flag salute.

3. Roll Call


4. Approval of City Council Agenda

Council Member Warren asked to move Items 11.1 and 11.2 to be addressed directly after the Consent Calendar.

Mayor Brown called for a vote to approve the agenda with the suggested change. Council Members Ehrenkranz, Warren, Zaitz, Mayor Pro Tem Haggerty and Mayor Brown all voted aye to approve the amended agenda.

5. Special Presentations and Proclamations

5.1 Chamber of Commerce Announcements

This item was addressed.
5.2 Public Safety Committee/Fire Department Start-up Committee Report

This item was addressed.

Mayor Brown asked that special legislation item be considered at a future meeting to allow the City’s Committees to have a third Council Member appointed as an alternate to attend in the event one of the regular committee members is unable to attend, in order to prevent meetings from being cancelled due to lack of quorum. The item would be placed on a future agenda.

5.3 Presentation of Proclamation For Donate Life Month

Mayor Brown read the proclamation.

5.4 Presentation of Proclamation For May is Mental Health Month

Mayor Brown read the proclamation.

6. Public Comments

There were no public speakers.

7. Consent Calendar

7.1 Waiver of Reading in Full of all Ordinances by Title only

7.2 City Council Meeting Minutes

7.2.1 March 2, 2016 – Regular Meeting
7.2.2 March 16, 2106 – Special Meeting
7.2.3 March 29, 2016 – Special Meeting
7.2.4 April 6, 2016 – Regular Meeting

7.3 Adoption of Resolution No. 2016-11, Approving Claims and Demands of the City

7.4 November 2016 Election Resolutions

7.4.1 Resolution No. 2016-12, calling and giving notice of the General Municipal Election for November 2016
7.4.2 Resolution No. 2016-13, requesting consolidation of the election with the County of Riverside
7.4.3 Resolution No. 2016-14, setting regulations for the filing of candidate statements

7.5 Resolution No. 2016-15, updating authorized account signatories for Citizen’s Business Bank

7.6 Resolution No. 2016-16, updating authorized account signatories for Alta Pacific Bank
Moved by Zaitz, seconded by Ehrenkranz, to approve the consent calendar as presented.

Motion carried 5-0 with Council Members Ehrenkranz, Warren, Zaitz, Mayor Pro Tem Haggerty and Mayor Brown voting aye.

8. Pulled Consent Calendar Items

There were no Pulled Consent Calendar Items.

9. Schedule of Future Events

Mayor Brown announced that a list of future events was on the agenda.

At this time Item 11.1 and 11.2 were addressed.

11. Business Items

11.1 Discussion regarding fire option

This item was addressed. The City Manager stated that at the June City Council Meeting he would have a definitive update on the recommended direction after his meeting with the City Council.

Art Feimister, Travis Montgomery, Barry Talbot, Jack Wamsley, and Larry Green, residents spoke on the item.

Mayor Brown called for a recess at 7:40 p.m.

Mayor Brown called the meeting back to order at 7:45 p.m.

11.2 Resolution No. 2016-17, providing for the censure of Council member John Zaitz

This item was addressed. The City Attorney provided the background information for the item.

Barry Talbot, and Travis Montgomery, residents, spoke on the item.

Moved by Warren and seconded by Haggerty to approve the resolution as amended at the meeting.

Motion carried 4-1 with Council Member Ehrenkranz, Warren, Mayor Pro Tem Haggerty and Mayor Brown voting aye, and Council Member Zaitz voting no.

At this point in the meeting Mayor Brown asked that City Manager Palmer provide an update on the Property Owner’s Association dog park. City Manager Palmer provided an update.
10. Public Hearings


a. Public Hearing Opened
   The Public Hearing was opened at 8:46 p.m.

b. Staff Presentation
   City Planner Jim Morrissey provided the presentation.

c. Questions to Staff by City Council
   This item was addressed.

d. Testimony by Proponents
   There were no speakers.

e. Testimony by Opponents
   There were no speakers.

f. Rebuttal by Proponents
   There were no rebuttals.

g. Public Hearing Closed
   The Public Hearing was closed at 8:58 p.m.

h. Discussion by City Council
   This item was addressed.

i. Action by City Council
   Moved by Zaitz, seconded by Warren to approve the introduction and first reading of Ordinance No. 167.
   Motion carried 5-0 with Council Members Ehrenkranz, Warren, Zaitz, Mayor Pro Tem Haggerty, and Mayor Brown voting aye.

Mayor Brown stepped away from the dais at 9:00 p.m.
12. City Manager Comments

There were no City Manager comments.

13. Committee and Council Reports/Comments

13.1 Council Member Ehrenkranz

This item was addressed.

Mayor Brown returned to the dais at 9:03 p.m.

13.2 Council Member Warren

This item was addressed.

13.3 Council Member Zaitz

This item was addressed.

13.4 Mayor Pro Tem Haggerty

This item was addressed.

13.5 Mayor Brown

This item was addressed.

14. Announcements

The next regular City Council meeting was scheduled for June 1, 2016 at 5:30 p.m. for Closed Session and 6:30 p.m. for Open Session.

15. Adjournment

The meeting was adjourned at 9:25 p.m.

Respectfully Submitted,

Ariel M Hall
City Clerk
ITEM 7.3

City of Canyon Lake
City Council
Staff Report

TO: Mayor and City Council
FROM: Michelle Gomez, Accountant
DATE: June 1, 2016
SUBJECT: List of Demands

Recommendation:

That the City Council adopts a resolution entitled: RESOLUTION NO. 2016-18

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF CANYON LAKE ALLOWING CERTAIN
CLAIMS AND DEMANDS AS SET FORTH IN EXHIBIT A

Background:

All claims and demands are reported and summarized for review and approval by the City Council on a routine basis at each City Council meeting. The attached claims represent the paid claims and demands since the City Council meeting of May 4, 2016.

Budget (or Fiscal) Impact:

All claims and demands are paid from appropriated funds or authorized resources of the City and have been recorded in accordance with the City's policies.

Attachments:

Resolution
List of Demands
RESOLUTION NO. 2016-18

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CANYON LAKE, CALIFORNIA, ALLOWING CERTAIN CLAIMS AND DEMANDS AS SET FORTH IN EXHIBIT A

The City Council of the City of Canyon Lake does hereby resolve as follows:

Demands are approved as shown on the Demand/Warrant Register of June 1st, in the amount of $1,115,861.72 as follows:

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<th>Amount</th>
<th>Notes</th>
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<td>(Accounts Payable)</td>
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<td><strong>$1,115,861.72</strong></td>
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PASSED, APPROVED AND ADOPTED this 1st day of June 2016.

ATTEST:

Mayor, Timothy Brown

Ariel M. Hall, City Clerk
State of California
County of Riverside ss
City of Canyon Lake ss

I, Ariel M. Hall, City Clerk of the City of Canyon Lake, California, DO HEREBY CERTIFY, that the foregoing is a true and correct copy of the Resolution No. 2016-18 adopted by the City Council of the City of Canyon Lake, California, at a regular meeting thereof, held on June 1, 2016, by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

Ariel M. Hall, City Clerk
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Report Total

Date: 5/26/16 01:06:42 PM
City of Canyon Lake
City Council
Staff Report

TO: Mayor and City Council

FROM: Aaron Palmer, City Manager

BY: Ariel M Hall, City Clerk

DATE: June 1, 2016

SUBJECT: Approval of Resolution No. 2016-19, setting regular meeting days, times, and locations for standing committees of the City Council of the City of Canyon Lake

Recommendation:
Staff recommends that the City Council approve Resolution No. 2016-19, setting regular meeting days, times, and location for standing committees of the City Council of the City of Canyon Lake.

Background:
Resolution No. 2016-36 establishes various standing committees of the Canyon Lake City Council and outlines their purposes; however, the resolution does not set regular meetings dates and times for the committees.

Historically, the City Council has approved meeting dates and times for the committees when making the appointments of the Chair and Member of the committees once a year, and those meeting dates and times are posted for the public. In order to more formally set the meeting days, times, and locations, and to allow additional public access to the meetings by clearly defining and noticing the public of the meeting days, times, and locations, City staff is recommending that the City Council adopt the attached resolution.

Budget (or Fiscal) Impact:
There is no fiscal impact.

Attachments:
1. Resolution No. 2016-19
RESOLUTION NO. 2016-19

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CANYON LAKE, CALIFORNIA, SETTING REGULAR MEETING DAYS, TIMES AND LOCATIONS FOR STANDING COMMITTEES OF THE CITY COUNCIL OF THE CITY OF CANYON LAKE

WHEREAS, Resolution No. 2015-36 establishes various standing committees of the Canyon Lake City Council and outlines their purposes; and

WHEREAS, Government Code Section 54954 requires that regular meeting days and time be established for legislative bodies, while standing committees may hold regular meetings at any time that an agenda is posted 72-hours prior to the meeting; and

WHEREAS, the City of Canyon Lake would like to go above and beyond to allow additional public access to regular meetings of its standing committees by establishing regular meeting dates.

NOW, THEREFORE, the City Council of the City of Canyon Lake does hereby resolve that the regular meeting dates of standing committees are as follows:

1. ADMINISTRATION AND FINANCE COMMITTEE:

The Administration and Finance Committee shall meet on the Tuesday prior to the monthly Regular City Council Meeting at 8:00 a.m. in the City Council Chamber at 31516 Railroad Canyon Road, Canyon Lake, CA 92587.

2. PLANNING COMMITTEE:

The Planning Committee shall meet on an as needed basis in the City Council Chamber at 31516 Railroad Canyon Road, Canyon Lake, CA 92587.

3. PUBLIC WORKS COMMITTEE:

The Public Works Committee shall meet on an as needed basis in the City Council Chamber at 31516 Railroad Canyon Road, Canyon Lake, CA 92587.

4. PUBLIC SAFETY COMMITTEE:

The Public Safety Committee shall meet on the Tuesday prior to the monthly Regular City Council Meeting at 9:30 a.m. prior to Regular Council Meetings in the months of February, March, May, June, August, September, November, and December, and at 5:30 p.m. prior to Regular Council Meetings in the months of January, April, July, and October in the City Council Chamber at 31516 Railroad Canyon Road, Canyon Lake, CA 92587.
5. HEALTH & COMMUNITY COMMITTEE

The Health and Community Committee shall meet on an as needed basis in the City Council Chamber at 31516 Railroad Canyon Road, Canyon Lake, CA 92587.

6. WATER COMMITTEE

The Water Committee shall meet every February, June, and October at the City Council Chamber at 31516 Railroad Canyon Road, Canyon Lake, CA 92587, and April, August, and December at the Elsinore Valley Municipal Water District Administration Building at 31315 Chaney Street, Lake Elsinore, CA 92530. Specific dates and times shall be coordinated for an entire calendar year and posted/noticed by January 31st of each year.

7. ECONOMIC DEVELOPMENT COMMITTEE

The Economic Development Committee shall meet on an as needed basis in the City Council Chamber at 31516 Railroad Canyon Road, Canyon Lake, CA 92587.

8. FIRE DEPARTMENT START-UP COMMITTEE

The Fire Department Start-Up Committee shall meet on an as needed basis in the City Council Chamber at 31516 Railroad Canyon Road, Canyon Lake, CA 92587.

PASSED, APPROVED, and ADOPTED on this 1st day of June, 2016.

Tim Brown, Mayor

ATTEST:

City Clerk
State of California   
County of Riverside   ) ss
City of Canyon Lake  

I, Ariel M. Hall, CMC, City Clerk of the City of Canyon Lake, California, do hereby certify that the foregoing is a true and correct copy of the Resolution No. 2016-19 adopted by the City Council of the City of Canyon Lake, California, at a regular meeting held on the 1st day of June, 2016, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

________________________
City Clerk
City of Canyon Lake  
City Council  
Staff Report

TO: Mayor and City Council  
FROM: Aaron Palmer, City Manager  
BY: Ariel M Hall, City Clerk  
DATE: May 4, 2016  
SUBJECT: Adoption of Resolution No. 2016-22 – Updating Authorized Account Signatories For The City of Canyon Lake’s Local Agency Investment Fund (LAIF) Account

Recommendation:

It is recommended that the City Council approve Resolution No. 2016-22, and authorize the appropriate staff to sign the necessary signature cards as specified in Resolution No. 2016-22 for the City’s LAIF Account.

Background:

As a result of the change in staff, it is necessary to amend City signature cards for the City’s LAIF Account.

Budget (or Fiscal) Impact:

None

Attachments:

1. Resolution No. 2016-22
RESOLUTION NO. 2016-22

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CANYON LAKE, CALIFORNIA, UPDATING AUTHORIZED ACCOUNT SIGNATORIES FOR THE CITY OF CANYON LAKE'S LOCAL AGENCY INVESTMENT FUND (LAIF)

The City Council of the City of Canyon Lake does resolve as follows:

SECTION 1. APPROVAL OF BANKING AGREEMENT. The City of Canyon Lake authorizes the following signatories to transact business on behalf of the City and authorizes the City Manager to take any and all actions necessary to carry out this action.

_________________________
Aaron Palmer, City Manager

_________________________
Ariel M. Hall, City Clerk

PASSED, APPROVED AND ADOPTED this 1st day of June, 2016.

_________________________
Tim Brown, Mayor

Attest:

_________________________
City Clerk
State of California  )
County of Riverside  ) ss
City of Canyon Lake  )

I, Ariel M. Hall, CMC, City Clerk of the City of Canyon Lake, California, do hereby certify that the foregoing is a true and correct copy of the Resolution No. 2016-22 adopted by the City Council of the City of Canyon Lake, California, at a regular meeting held on the 1st day of June, 2016, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

City Clerk
California State Treasurer’s Office
Local Agency Investment Fund (LAIF)

Authorization for Transfer of Funds

Effective Date  
June 1, 2016  
Agency Name  
City of Canyon Lake  
LAIF Account #  
98-33-135

Agency’s LAIF Resolution # 2016-22 or Resolution Date 6/1/2016

ONLY the following individuals of this agency whose names appear in the table below are hereby authorized to order the deposit or withdrawal of funds in LAIF. This authorization REPLACES AND SUPERCEDES all prior authorizations on file with LAIF for the transfer of funds.

Name  
Aaron Palmer  
Ariel Hall

Title  
City Manager  
City Clerk

Two authorized signatures required. Each of the undersigned certifies that he/she is authorized to execute this form under the agency’s resolution, and that the information contained herein is true and correct.

Signature  
Aaron Palmer  
Ariel Hall

Print Name  
City Manager  
City Clerk

Title  
(951) 244-2955  
(951) 244-2955

Telephone

Please provide email address to receive LAIF notifications.

Name  
Aaron Palmer  
Ariel Hall

Email  
Apalmer@cityofcanyonlake.com  
Amhall@cityofcanyonlake.com

Mail completed form to: State Treasurer’s Office
Local Agency Investment Fund
P.O. Box 942809
Sacramento, CA 94209-0001

STO-LAIF-4008
Revised 3015
City of Canyon Lake  
City Council  
Staff Report  

TO: Mayor and City Council  
FROM: Aaron Palmer, City Manager  
BY: Ariel M Hall, City Clerk  
DATE: June 1, 2016  
SUBJECT: Resolution No. 2016-20 Approving Annual Rate Adjustment and Confirmation of Collection of Residential Solid Waste Charges on the Tax Rolls  

Recommendation:  
Conduct a public hearing and adopt Resolution No. 2016-20 approving the annual rate adjustment for all solid waste services and placement of residential solid waste fees on the tax roll for collection for the 2016-2017 fiscal year.  

Background:  
A public hearing was noticed before the City Council on June 1, 2016 to review documentation from CR&R, the franchise holder, for the annual rate adjustment for solid waste fees. The rates are recommended to the City by CR&R based upon their actual costs for service, which include adjustments for the Consumer Price Index (CPI) and Landfill costs. The franchise agreement requires that CR&R annually provide evidence of the CPI adjustment to the City Manager for review and approval.  
Since Canyon Lake has mandatory trash collection, the City Council adopted an ordinance which allowed these fees to be collected on the property tax roll for residential services. Tax roll collection minimizes delinquencies and thus helps keep rates down.  
As provided in the contract with CR&R, there are automatic pass through components for service (CPI) and landfill (disposal) costs. The April 25, 2016 letter from J. Alex Braicovich of CR&R and 2016 Annual Price Adjustment reflect an increase of 16 cents per month for CPI and an increase in the Riverside County Landfill component of 10 cents per month for a total increase of 26 cents per month; from $21.64 to $21.90 a month for residential standard service.  
Similarly, for commercial, industrial and multi-family residential refuse service, the typical three cubic yard bin will increase by $1.28 from $122.07 to $123.35 per month. These are minimum increases which will help defray the increased cost of operations and maintain the level of service.
Budget (or Fiscal) Impact:

Revenue Neutral – this is a pass-through rate

Attachments:

1. Resolution No. 2016-20
2. Letter from CR&R dated April 25, 2016
3. Notice of Public Hearing
RESOLUTION NO. 2016-20


WHEREAS, pursuant to the provisions of State law, including but not limited to Health & Safety Code Sections 5470 et seq., the City of Canyon Lake may adopt and implement fees and charges to cover the cost of collection of solid waste within the City and, when adopted, may collect such fees for residential service on the property tax rolls; and

WHEREAS, because of increased costs, the City’s franchise hauler has informed the City that such fees must be increased by $0.26 per month per single family residence and $1.28 per month for commercial, industrial and multi-family residential refuse service, and has provided a report explaining the reasons for such increase, which report has been on file at the City offices; and

WHEREAS, the proposed increased fees are set out on Exhibit “C”, attached and incorporated hereto; and

WHEREAS, the City has published notice of the collection of such residential fees on the property tax roll in the same manner, at the same time and subject to the same penalties as property taxes; and

WHEREAS, as additional information for such tax roll collection, a written report of prospective solid waste collection fees for the fiscal year 2016-2017 has been prepared and filed with the City Clerk; and

WHEREAS, on June 1, 2016, the City Council conducted a duly noticed public hearing and heard all comments/protests regarding the fee increase; and

WHEREAS, the City Council finds from such reports that the amount of fees is the reasonable cost of service provided, plus direct and indirect overhead; that amounts collected will be used only for immediately available (and not standby) solid waste collection services; that such fees and charges are proportionate to the amount of service received, and that such fees and charges are not for traditional governmental services such as police or libraries; and

WHEREAS, the City Council further finds that this increase in rates is for the purpose of meeting operating expenses, including wage rates and fringe benefits, required for the collection of solid waste within the City pursuant to its existing franchise, and that such action therefore is statutorily exempt from CEQA under Public Resources Code Section 21080 (b) and Section 15273 of the CEQA guidelines.

NOW, THEREFORE, THE CITY COUNCIL OF CANYON LAKE RESOLVES AND ORDERS AS FOLLOWS:

SECTION 1. RECITALS: The Recitals set out above are true and correct.

SECTION 2. CEQA EXEMPTION: The adoption of fees as set out here is statutorily exempt from CEQA and staff is directed to take all necessary actions to prepare and file a Notice of Exemption.

SECTION 3. FEES DETERMINED: The solid waste collection fees are increased in the amounts set out on Exhibit “C”. Such increase shall be effective on July 1, 2016.
SECTION 4. TAX ROLL COLLECTION: Such residential fees shall be collected on the property tax rolls. The City Clerk is directed to file a certified copy of this resolution and of the report with the County Auditor. The County Auditor is designated and empowered to collect the assessment as set out here as necessary. For purpose of tax roll collection, the fees set forth in the report shall be deemed to constitute special assessments against the respective parcels on which they are levied without regard to property valuation. The Assessment shall be collected at the same time and subject to the same procedures provided for such taxes. All laws applicable to the levy, collection and enforcement of ad valorem property taxes shall be applicable to such assessments, except that if any real property to which such fees or charges relate has been transferred or conveyed to a bona fide purchaser for value, or if a lien of a bona fide encumbrancer for value has been created and attached thereon, prior to the date on which the first installment of such taxes would become delinquent, then the lien which would otherwise be imposed shall not attach to such real property and the fees or charges and interest shall be transferred to the unsecured roll for collection.

PASSED, APPROVED AND ADOPTED the 1st day of June, 2016.

Tim Brown, Mayor

ATTEST:

Ariel M. Hall, City Clerk
I, Ariel M. Hall, City Clerk of the City of Canyon Lake, California, DO HEREBY CERTIFY, that the foregoing is a true and correct copy of Resolution No. 2016-20 adopted by the City Council of the City of Canyon Lake, California, at a regular meeting thereof, held on June 1, 2016 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Ariel M. Hall, City Clerk

Dated: June 1, 2016
March 29, 2016

Mr. Aaron Palmer  
City Manager  
City of Canyon Lake  
31532 Railroad Canyon Road  
Suite 101/103  
Canyon Lake, CA 92587

Re: Annual Consumer Price Index Rate Adjustment

Dear Mr. Palmer,

Pursuant to our current agreement to provide Solid Waste and Recycling Services to the City of Canyon Lake, CR&R Incorporated respectfully submits the attached information which outlines our Annual Rate Adjustment request for fiscal year 2016-2017. As provided for in the contract between the City of Canyon Lake and CR&R Incorporated, the rates illustrated in Exhibit "C" shall be adjusted annually to reflect the change in the Consumer Price Index (CPI).

In reviewing the data from the Bureau of Labor Statistics (BLS) for October 2015, the CPI for All Urban Consumers has increased by .87% and the CPI for Urban Wage Earners increased by .09%. In addition, the County of Riverside’s Waste Management Department has indicated that they will adjust their disposal rate by 2.04% from $27.95 per ton to $28.52 per ton. Therefore, based upon the data supplied by both the BLS and the County of Riverside, we have prepared the attached rate schedules which pass these adjustments through to the various rates. We have also prepared a new Exhibit "C" to reflect the incremental increases that will become effective July 1, 2016.

As an example, the new rate for standard residential service will increase from $21.64 per month to $21.90 per month; an increase of 1.2% or .26 cents per month. Your typical 3 cubic yard commercial bin will increase from $122.07 per month to $123.35 per month; an increase of 1.0% or $1.28 per month. These are minimum increases which help to defray our increased cost of operations and maintain the level of service your community has come to expect.

In addition to these annual rate adjustments, Canyon Lake residents will also see an increase on their refuse bills as a result of the City’s passage of the Utility Tax in November of 2014.
We sincerely appreciate our long standing relationship with the City of Canyon Lake as well as the opportunity that we have had to be of service to your residents and businesses. It continues to be a privilege to be of service to your City. Please do not hesitate to call if you have any questions or comments. We look forward to any further assistance that we can provide.

Sincerely,

[Signature]

J. Alex Braicovich
Senior Vice President

Cc: David Fahrion

Attachments
2 Fully automated single family residential collection, fully mechanized recycling, composting, transfer and disposal:

Monthly Rate: $ 21.90

3 Fully automated single family residential additional refuse, recycling or composting container:

Monthly Rate Per Container: $ 9.21

4 Single family residential additional bulky item pick up:

Per Pick Up (two items per pick up): $ 9.77

5 Commercial, industrial, anc multi-family residential refuse monthly bin rates (one 3 cubic yard bin) with the following pick ups per week:

   1 x week  $ 123.35
   2 x week  $ 245.00
   3 x week  $ 366.67
   4 x week  $ 488.32
   5 x week  $ 610.00
   6 x week  $ 731.66

6 Commercial, industrial, anc multi-family residential recycle monthly bin rates (one 3 cubic yard bin) with the following pick ups per week:

   1 x week  $  53.47
   2 x week  $ 106.93
   3 x week  $ 160.40
   4 x week  $ 213.88
   5 x week  $ 267.33
   6 x week  $ 320.79

7 Temporary 3 cubic yard bin rate: $ 93.42 per bin

8 Redeliver and reinstatement rate: $ 42.85 per occurrence

9 40 cubic yard roll-off bin rate: $ 224.83 + MRF/landfill fees

10 10 cubic yard roll-off/lowboy bin rate: $ 224.83 + MRF/landfill fees
### CANYON LAKE
#### 2016 ANNUAL PRICE ADJUSTMENT

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<thead>
<tr>
<th>Service Component</th>
<th>Landfill Component</th>
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<tr>
<td><strong>New</strong></td>
<td><strong>Previous</strong></td>
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<tr>
<td>All Urban Consumers (Oct)</td>
<td>$245.81</td>
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<tr>
<td>Urban Wage Earners (Oct)</td>
<td>$237.47</td>
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<tr>
<td>Landfill</td>
<td>$28.52</td>
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<td>MRF</td>
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#### Service Component

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<th>Contract</th>
<th>CPI Change</th>
<th>Rate Change</th>
<th>Unit Measure</th>
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<td>2 Standard service</td>
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<td>per month</td>
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<td>3 Additional Cart</td>
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<td>76.0%</td>
<td>0.97%</td>
<td>$0.07</td>
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<td>4 Additional Bulky pick up</td>
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<td>76.0%</td>
<td>0.97%</td>
<td>$0.07</td>
<td>per month</td>
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<tr>
<td>5 Refuse Bin rate - 3 cubic yard</td>
<td>$122.07</td>
<td>71.5%</td>
<td>0.97%</td>
<td>$0.85</td>
<td>per month</td>
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<td>6 Recycle Bin rate - 3 cubic yard</td>
<td>$53.10</td>
<td>71.5%</td>
<td>0.97%</td>
<td>$0.37</td>
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<tr>
<td>7 Temporary 3 cubic yard bin</td>
<td>$92.75</td>
<td>71.5%</td>
<td>0.97%</td>
<td>$0.64</td>
<td>per load</td>
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<tr>
<td>8 Re-deliver and re-Instatement</td>
<td>$42.44</td>
<td>100.0%</td>
<td>0.97%</td>
<td>$0.41</td>
<td>per occurrence</td>
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<tr>
<td>9 40 cubic yard roll-off</td>
<td>$222.67</td>
<td>100.0%</td>
<td>0.97%</td>
<td>$2.16</td>
<td>per load</td>
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<tr>
<td>10 10 cubic yard roll-off</td>
<td>$222.67</td>
<td>100.0%</td>
<td>0.97%</td>
<td>$2.16</td>
<td>per load</td>
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#### Landfill Component

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<td>$0.21</td>
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<td>19.7%</td>
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<td>$0.91</td>
<td>18.0%</td>
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<td>$0.91</td>
<td>18.0%</td>
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<td>$0.41</td>
<td>42.44</td>
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<td>$2.16</td>
<td>222.67</td>
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<td>$2.16</td>
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#### Complete Refuse 3 yd Bin Rates

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<th>Rate Change</th>
<th>Previous Rate</th>
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<tbody>
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<td>1 x week</td>
<td>$122.07</td>
</tr>
<tr>
<td>2 x week</td>
<td>$242.69</td>
</tr>
<tr>
<td>3 x week</td>
<td>$303.72</td>
</tr>
<tr>
<td>4 x week</td>
<td>$484.53</td>
</tr>
<tr>
<td>5 x week</td>
<td>$605.37</td>
</tr>
<tr>
<td>6 x week</td>
<td>$726.19</td>
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#### Complete Recycle Bin Rates

<table>
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<tr>
<th>Rate Change</th>
<th>Previous Rate</th>
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<tbody>
<tr>
<td>1 x week</td>
<td>$53.10</td>
</tr>
<tr>
<td>2 x week</td>
<td>$106.19</td>
</tr>
<tr>
<td>3 x week</td>
<td>$159.30</td>
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<tr>
<td>4 x week</td>
<td>$212.41</td>
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<tr>
<td>5 x week</td>
<td>$265.49</td>
</tr>
<tr>
<td>6 x week</td>
<td>$318.58</td>
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#### Complete Refuse 3 yd Bin Rates

<table>
<thead>
<tr>
<th>Rate Change</th>
<th>Previous Rate</th>
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<tbody>
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<td>2 x week</td>
<td>$242.69</td>
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<td>5 x week</td>
<td>$605.37</td>
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<tr>
<td>6 x week</td>
<td>$726.19</td>
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#### Complete Recycle Bin Rates

<table>
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<tr>
<th>Rate Change</th>
<th>Previous Rate</th>
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<tbody>
<tr>
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<td>5 x week</td>
<td>$265.49</td>
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<td>6 x week</td>
<td>$318.58</td>
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## Databases, Tables & Calculators by Subject

**Change Output Options:**

- From: 2006 ▲
- To: 2016 ▼

- Include graphs
- Include annual averages

**Data extracted on:** March 16, 2016 (10:27:33 PM)

### Consumer Price Index - All Urban Consumers

**Series Id:** CIUSA421SA0

**Not Seasonally Adjusted**

- **Area:** Los Angeles-Riverside-Orange County, CA
- **Item:** All items
- **Base Period:** 1982-84=100

**Download:** [xls](#)

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# Databases, Tables & Calculators by Subject

## Change Output Options:
- From: 2006
- To: 2016
- Options: 
  - Include graphs
  - Include annual averages

Data extracted on: March 21, 2016 (9:30:27 PM)

### Consumer Price Index - Urban Wage Earners and Clerical Workers

**Series Id:** C1UR4421SA0
**Not Seasonally Adjusted**
**Area:** Los Angeles-Riverside-Orange County, CA
**Item:** All items
**Base Period:** 1982-84=100

**Download:** PDF

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NOTICE OF PUBLIC HEARING

Notice is hereby given that the City Council of the City of Canyon Lake will conduct a Public Hearing on Wednesday, June 1, 2016 during the course of the City Council meeting that begins at 6:30 p.m., at the Canyon Lake City Hall, Council Chambers, 31516 Railroad Canyon Road, Canyon Lake, CA 92587, pertaining to the annual adjustment of solid waste fees and residential collection on the annual tax roll for the fiscal year 2016-2017. As provided for in the contract between the City of Canyon Lake and CR&R Incorporated, the rates are adjusted annually to reflect the change in the Consumer Price Index (CPI) and the landfill costs.

The CPI and the landfill costs increased. The rate for basic service for a single family dwelling will increase 26 cents a month from $21.64 to $21.90. Refuse service for commercial, industrial and multi-family residential service will increase $1.28 per month from $120.07 to $123.35 per month.

Residential solid waste fees will be placed on the tax roll for fiscal year 2016-2017. All such fees will be collected at the same time and in the same manner as County property taxes. The description of each lot or parcel is part of the records of the Assessor of the County of Riverside.

Anyone wishing to protest this action must file a written response or may appear personally at the public hearing. Prior to the hearing, written comments in favor or against should be sent to the Canyon Lake City Hall, City Clerk’s Office at 31516 Railroad Canyon Road, Canyon Lake, CA 92587. If you challenge any project or fee in court, you may be held to raising only those issues you or someone else raised at the public hearing or in written correspondence to the City Clerk at or prior to the public hearing as described in this notice.

For additional information contact the City Hall at (951) 244-2955 or at 31516 Railroad Canyon Road, Canyon Lake, CA 92587. City Hall is open Monday through Thursday from 8 a.m. to 5 p.m.

Ariel M. Hall
City Clerk
City of Canyon Lake

Published 5/13/2016 and 5/20/2016
City of Canyon Lake
SOLID WASTE FEE

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am an authorized representative of THE FRIDAY FLYER, a newspaper of general circulation, printed and published weekly in the City of Canyon Lake, County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 29, 1996, Case Number 270295; that the notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

5/13/2016
5/20/2016

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated 5/20/2016
at Canyon Lake, California by

Lynda Hoffman
City of Canyon Lake  
City Council  
Staff Report

TO: Mayor and City Council  
FROM: Aaron Palmer, City Manager  
BY: Jim Morrissey, City Planner  
DATE: June 1, 2016  
SUBJECT: Resolution No. 2016-21 – Conditional Use Permit (CUP) No. 16-11 (Fat & Happy Pub and Grub Restaurant) located at 31652 Railroad Canyon Road, Canyon Lake, CA 92587

RECOMMENDATION:

Staff recommends that the City Council adopt Resolution No. 2016-21 approving Conditional Use Permit No. 16-11, to add on-site sale of alcoholic beverages to an existing restaurant located at 31652 Railroad Canyon Road, Canyon Lake, CA 92587 that will require an Alcohol Beverage Control (ABC) Type 41 License for beer and wine, based on the requirements of the Zoning Code Section 9.1 C (23) and subject to the conditions of approval as listed within the attached resolution. The project has been determined to be categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15301 (Existing Facilities).

PROJECT DESCRIPTION:

Applicant, Amy Blau, with Fat & Happy Pub and Grub, proposes to add the on-site sale of alcoholic beverages involving Alcohol Beverage Control (ABC) Type 41 License for beer and wine to their existing restaurant. The use and/or sale of alcohol is a conditionally permitted use with approval of a Conditional Use Permit within the General Commercial (C-1) zone.

BACKGROUND:

Analysis

Fat & Happy Pub and Grub was established in January 13, 2016. The previous occupant was Jimmy’s Café, established February 18, 2014.

The floor plan (attachment 1) of the existing business will not change from the existing design.
According to information listed on the State of California Alcohol Beverage Control web site, five (5) alcohol licenses within the Canyon Lake Towne Center. The Map below indicates the approximate location of active alcohol licenses.


**Hours**

The existing days and hours of operation for Fat & Happy are seven days a week between 7:00 a.m. and 7:00 p.m. The hours of the business are expected to change to:
- 7:00 am to 11:00 pm Sunday through Thursday.
- 7:00 am to 1:00 am Friday and Saturday.

Parking

Fat & Happy Pub and Grub is an existing business which is not projected to generate additional traffic and is located within the Canyon Lake Towne Center which includes shared parking. The Canyon Lake Towne Center provides parking throughout the center with reciprocal access for users allowing individuals to park anywhere within the Center. The Zoning Code provides shopping center parking at a ratio of 4.0 spaces per 1,000 square feet for centers over five (5) acres in size. Parking for centers less than five (5) acres is determined based upon the aggregate of the individual uses. Since the Towne Center is over five acres the number of parking spaces was determined based upon square footage of the original design. Staff is unaware of any parking difficulties within the Center. The proposed licensing of the existing restaurant for beer and wine would not change the primary business operation and, thus, not affect parking usage. The proposed change in hours would also not affect parking, since the later operation time would reduce the number of businesses operating and, thus, make available additional parking spaces.

Staff believes adding ABC License Type 41 will not generate additional parking requirements because the business is utilizing an additional product and not creating a different use or business.

NOTICING AND ENVIRONMENTAL:

The required public noticing was published in the local newspaper, and hearing notices were mailed to property owners within a 300-foot radius of the project site. The project has been reviewed for compliance with the California Environmental Quality Act (CEQA). Based on that assessment, the City has determined the project to be Categorically Exempt from the provisions of CEQA pursuant to the provisions of 15301 (Existing Facilities) of the CEQA Guidelines. No further environmental review is required.

CONCLUSION:

The Fat & Happy Pub and Grub currently offers a variety of breakfast entrees, burgers, and sandwiches. Adding ABC Type 41 will allow patrons to have beer and wine with their food. The use and/or sale of alcohol is a permitted use with approval of a Conditional Use Permit within the General Commercial (C-1) zone, therefore, staff recommends that the City Council approve Conditional Use Permit No. 16-11, to allow Fat & Happy Pub and Grub to add ABC Type 41 License for beer and wine sales at 31652 Railroad Canyon Road, Canyon Lake, CA 92587.
BUDGET (or FISCAL) IMPACT:

None

ATTACHMENTS:

1. Floor Plan
2. ABC Licenses
3. Resolution 2016-21 and Conditions of Approval
4. Notice of Public Hearing
Fat & Happy Restaurant Floor Plan

1 = 2 sq ft

### Existing Restaurant Layout

**Conditional Use Permit For**

On-Site Sale of Beer + Wine

At Existing Restaurant

31652 Railroad Canyon Road

Canyon Lake, CA 92587

---

**Contact Info**

Amy Plan

602-299-0584

youzhygienist@yahoo.com

Robert Mason

949-903-4150

obz@pmason.com
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RESOLUTION NO. 2016-21

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CANYON LAKE, CALIFORNIA, APPROVING CONDITIONAL USE PERMIT NO. 16-11 TO ADD THE ON-SITE SALE OF ALCOHOLIC BEVERAGES (LIMITED TO BEER AND WINE) TO AN EXISTING RESTAURANT BUSINESS, FAT & HAPPY PUB AND GRUB, LOCATED AT 31652 RAILROAD CANYON ROAD, CANYON LAKE, CA 92587 (APN 355-320-023)

WHEREAS, Amy Blau, the applicant, has filed an application with the City of Canyon Lake for Conditional Use Permit No. 16-11 to add the “on site sale of alcoholic beverages” (beer and wine), to an existing restaurant operation, consistent with Section 9.1 C (23) of the City of Canyon Lake Zoning Ordinance, located at 31652 Railroad Canyon Road, (Assessor’s Parcel Number: 355-320-023) within the City of Canyon Lake, California;

WHEREAS, contact with the Alcoholic and Beverage Control Agency found a Type 41 License would be the appropriate for this type of operation;

WHEREAS, notice of a public hearing of the City Council of the City of Canyon Lake to consider Applicant's application was given in accordance with applicable law;

WHEREAS, the City Council has considered the staff report and all of the information, testimony, and evidence presented during the City Council hearing;

WHEREAS, the use and/or sale of alcohol is permitted with the approval of a Conditional Use Permit;

WHEREAS, this application is to approve a Conditional Use Permit to permit the on-site sale of alcoholic beverages to an existing restaurant operation identified as Fat & Happy Pub and Grub located within the Towne Center at 31652 Railroad Canyon Road, Canyon Lake, CA 92587;

WHEREAS, Canyon Lake’s Land Use Ordinance No. 348, Section 18.28 (e) provides that, in order for a conditional use permit to be granted, the applicant must demonstrate that the proposed use will not be detrimental to the health, safety or general welfare of the community; and

WHEREAS, in order to allow this use, there must be conditions which mitigate any such impacts on public health, safety and welfare.
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CANYON LAKE AS FOLLOWS:

SECTION 1. This approval is found to be categorically exempt from the California Environmental Quality Act (CEQA), Section 15301 as a Class 1 Exemption, Minor Expansion of Existing Facilities. No further environmental review is necessary.

SECTION 2. That based upon the following findings, a conditional use permit is approved as described above and in compliance with the conditions set forth herein.

a. The proposed project complies will the zoning requirements and may be allowed in its proposed location within the C-1 Zone (General Commercial) with a Conditional Use Permit, and is consistent with the General Plan.

b. Conditions have been included to protect the health, safety or general welfare of the community, including conditions having to do with enforcement, cleanliness, litter, hours of operation, visual access, special events and noise.

SECTION 3. That based upon applicant’s acceptance of and compliance with the conditions set out in Exhibit A, attached and incorporated as set forth herein, Conditional Use Permit 16-11, to permit the on-site sale of alcoholic beverages (limited to beer and wine) within an existing restaurant operation, utilizing Alcohol Beverage Control Type 41 License or other license deemed appropriate by the California Department of Alcohol and Beverage Control in keeping within the operational characteristics of the proposed use and this conditional use permit to allow the on-site sale of beer and wine at 31552 Railroad Canyon Road, (Assessor’s Parcel Number: 355-320-023) will not be detrimental to the public health, safety and welfare in that the use is consistent with the General Plan and Zoning Code of the City of Canyon Lake.

PASSED, APPROVED AND ADOPTED the 1st day of June, 2016.

___________________________
Tim Brown, Mayor

ATTEST:

___________________________
Ariel M. Hall, City Clerk
State of California   
County of Riverside   )ss
City of Canyon Lake   

I, Ariel M. Hall, City Clerk of the City of Canyon Lake, California, DO HEREBY CERTIFY, that the foregoing is a true and correct copy of Resolution No. 2016-21 adopted by the City Council of the City of Canyon Lake, California, at a regular meeting thereof, held on June 1, 2016 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

______________________________
Ariel M. Hall, City Clerk
Exhibit A

Conditions of Approval for Conditional Use Permit 16-11

Approval Date: June 1, 2016
Effective Date: June 1, 2016
Expiration Date: June 1, 2017

These conditions apply to a Conditional Use Permit to allow the on-site sale of alcoholic beverages within an existing restaurant operation known as Fat & Happy Pub and Grub, consistent with Alcohol Beverage Control Type 41 License or other type of license deemed appropriate by the California Department of Alcohol and Beverage Control consistent with the proposed operation to sell beer and wine within the existing restaurant operation, located at 31652 Railroad Canyon Road, (Assessor's Parcel Number: 355-320-023). Any change of use or expansion of area shall require approval of a revised application.

The use shall not be considered legal until all conditions of this Conditional Use Permit application have been met.

This approved Conditional Use Permit shall become null and void if all conditions have not been completed within one (1) year of the effective date. Extensions of time of up to one (1) year may be granted upon submittal of the required application and fee at least thirty (30) days prior to the expiration date. The Conditional Use Permit (CUP) shall terminate if the use ceases for a period provided in the Canyon Lake Municipal Code unless as a result of a natural disaster.

As used herein, "Operator" includes the applicant and the owner as well as the operator

GENERAL CONDITIONS OF APPROVAL:

1. **City Regulations.** Any development on the property shall be in compliance with all applicable provisions of the City’s Municipal Code, including but not limited to the Zoning Ordinance, as well as all applicable provisions of the adopted Building Codes. All new construction shall obtain a building permit and comply with all requirements of the Building Department.

2. **Indemnification.** Applicant shall indemnify, protect, hold harmless and defend the City (with counsel chosen by City) and any agency or instrumentality thereof, and any of its officers, employees and agents from any and all claims, actions, or proceedings against the City to
attack, set aside, void, annul, seek monetary damages resulting from 
the approval of this CUP and/or the categorical exemption. City shall 
promptly notify both the applicant of any claim, action, or proceeding to 
which this condition is applicable and shall further cooperate fully in the 
defense of the action. The City reserves its right to take any and all 
action the City deems to be in the best interest of the City and its citizens 
in regard to such defense.

3. **Acceptance of Conditions.** The Conditions of Approval for this project 
shall become final on June 1, 2016.

4. **ABC License.** Prior to providing the on-site sale of alcoholic beverages 
(beer and wine) approval must be obtained from the California 
Department of Alcohol and Beverage Control (ABC) and a permit issued 
by that agency. A copy of such permit shall be provided to the Planning 
Department prior to initiating operations.

5. **Addition/Expansion.** Any future addition or expansion of the current 
restaurant floor space and/or operation will require a modification to this 
conditional use permit and issuance of appropriate permits from the 
Planning Division as well as any other applicable City Divisions or public 
agency(ies).

6. **Applicable Legislation.** The Operator shall comply with all applicable 
Federal, State, and Local laws and regulations regarding the 
establishment, operation and use of this business.

7. **Floor Plans.** The floor plans as submitted by the applicant and 
contained in the application are the basis for business operations and 
will serve as the baseline to determine any changes requiring 
amendment of this application.

**ON-GOING CONDITIONS:**

8. **Existing Restaurant Operation.** The on-site sale of alcoholic 
beverages is permitted provided it is undertaken and continued as part 
of an existing restaurant operation.

9. **Enforcement.** City may enter Premises at any reasonable time during 
hours of operation, without notice, to confirm compliance with these 
conditions. Operator shall be responsible for all costs of enforcement of 
this CUP, which costs shall be collected by the City as allowed by law.

10. **Cleanliness.** Operator shall keep restrooms clean and functional during 
hours of operation.
11. **Hours of Operation.** The following operation times shall be adhered to:
   - Sunday - Thursday  7:00 a.m. to 11:00 p.m.
   - Friday and Saturday  7:00 a.m. to 1:00 a.m.

12. **Litter.** Operator shall keep the parking lot used by patrons litter free.

13. **Visual Access.** The applicant shall keep the windows free from any obstructions that may inhibit visual access inside the building, aside from window tinting.

14. **Noise.** The applicant/operator shall comply with the City of Canyon Lake Municipal Code, Section 11.15 - Noise requirements.

15. **Recycling Waste.** The Operator shall comply with the CR&R recycling program.

16. **Special Events.** Approval of this CUP does not constitute approval of events covered by the City's special events ordinance or not included within the use described here. The Operator shall meet the requirements of Canyon Lake City Municipal Code regarding special events when applicable, specifically addressing parking issues for such special events. Special events shall meet the requirements of Canyon Lake City Code Section 11.25 regarding special event as defined in that ordinance, as this section may be amended from time to time.

17. **Agreement.** This Conditional Use Permit also constitutes an agreement between the operator and the City.
City of Canyon Lake
NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the City Council of the City of Canyon Lake will conduct a public hearing on Wednesday, June 1, 2016, at 6:30 p.m., in the Canyon Lake Municipal Building – Multi-Purpose Room at 31516 Railroad Canyon Road, Canyon Lake, CA 92587, to consider the following:

Conditional Use Permit 16-11 to permit Fat & Happy Pub and Grub Restaurant to operate with Beer and Wine within their existing restaurant at 31652 Railroad Canyon Road, Canyon Lake, in the Canyon Lake Towne Center Shopping Center. The City of Canyon Lake Zoning Ordinance, Section 9.1C (23), permits the operation of “Restaurants and other eating establishments, with karaoke, live entertainment or the on-site sale of alcohol beverages” subject to a conditional use permit.

Environmental Action: The proposed action is found to be Categorically Exempt from the California Environmental Quality Act (CEQA), Section 15301, Existing Facilities, which allow the permitting of existing facilities involving negligible or no expansion of use beyond that which exists at the time of the agency’s determination. The existing physical parameters of the building will not change due to the proposal.

Any person interested in this matter is invited to attend and present testimony either for or against the above item. If you challenge the proposed action in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice or in written correspondence delivered to the City Council at or prior to the public hearing.

Ariel Hall, City Clerk

Publish 5/20/2016

Friday Flyer
City of Canyon Lake

PERMIT - BEER & WINE - FAT & HAPPY PUB & GRILL

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am an authorized representative of THE FRIDAY FLYER, a newspaper of general circulation, printed and published weekly in the City of Canyon Lake, County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 29, 1996, Case Number 279205; that the notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

5/20/2016

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated 5/20/2016
at Canyon Lake, California by

Lynda Hoffman
To: Honorable Mayor and Members of the City Council

From: Elizabeth Martin, City Attorney

Date: June 1, 2016

Subject: Discussion and provide direction to staff regarding alternative members for City Committees

Recommendation

Discussion and provide direction to staff regarding alternative members for City Committees.

Background

The City Council utilizes several standing committees to get public input and to advise the Council. Those standing committees are composed of two Council members and are governed by the Brown Act. (Govt. Code Section 54952(b)). However, there is a continuing problem with attendance at such committees; Council members can have meetings or other appointments arise on short notice, and the Committee ends up with only one member in attendance. The practice has been to cancel that meeting because there is only one member in attendance. The public may show up for a meeting that is cancelled at the last minute. In addition, staff spends a large amount of time preparing agenda documents as well as scheduling and rescheduling committee meetings. The purpose of this agenda item is to discuss the issue again to identify a solution.

1. Council member alternate: In the past, the Council has discussed the use of designating another Council member as an alternate for committees in much the same way as there are back-up members of agencies such as WRCOG. Unfortunately, this raises Brown Act issues. If a third Council member attends a standing committee meeting, he or she may do so only as an observer; that observer cannot participate or sit on the dais. (Govt. Code Section 54952.2(c)(6); 81 Ops Cal Atty Gen 156 (1998)). In this case, there would only be two Council members present for that meeting, but a third member of the Council could be considered to be deliberating and making a determination on a matter in the standing committee setting. The Brown Act prohibits use of a series of communications of any kind among a majority of members of a legislative body, directly or through intermediaries, to discuss or deliberate or take action on any item of business within the subject matter jurisdiction of the Council. (Govt. Code Section 54952.2(b)(1)). Based upon that concern, the Council determined not to utilize a City Council alternate.

2. Standing Committee Meeting with only one Council member: Because of quorum concerns, as well as breadth of representation, when one of the two members of a standing committee cannot attend that meeting, the meeting has been cancelled. However, the Council may wish to reconsider that approach. The Brown Act authorizes individual contacts or conversations between a member of the Council and any other person so long as that does not result in a serial meeting. (Govt. Code Section 54952.2(c)(1)). In this
case, there would not be a serial meeting because the interested public would be together in one place.

3. **Non-Council member alternate:** The Council also has discussed adding non-Council members (i.e. members of the public) to standing committees. That addition would not change the Brown Act requirements. For policy and practical reason, the Council has not pursued this suggestion. However, the Council may wish to consider appointment of a single non-Council member alternate who would be available to attend key standing committee meetings in the event one Council member could not attend. That person could be someone who regularly attends the standing committee meeting anyway. The issues presented are those discussed before: training the person in the Brown Act, compensation, and conflict of interest disclosures.

**Fiscal Impact**

None

**Attachments**

None
ITEM 11.2.1

City of Canyon Lake
City Council
Staff Report

TO: Honorable Mayor and Members of the City Council
FROM: Aaron Palmer, City Manager
BY: Terry Shea
DATE: June 1, 2016
SUBJECT: Approve Resolution No. 2016-23, Adopting the Budget, Appropriating Revenue and Establishing the Appropriations Limit For Fiscal Year 2016-2017

Recommendation:

Staff recommends that the City Council approve Resolution No. 2016-XX, adopting the budget, appropriating revenue and establishing the appropriations limit for Fiscal Year 2016-2017; and authorizing the City Manager to execute contracts per the budget and Municipal Code.

Background:

The attached budget for Fiscal Year 2016-2017 is presented to the City Council for adoption.

The historic General Fund revenue detail can be found on budget page 4, and the historic General Fund expenditure detail is on budget page 5. At the bottom of budget page 8, a pie chart identifies General Fund Expenditures by function.

Budget page 9, entitled Fund Balance Summary, of the proposed 2016-2017 budget identifies the City’s projected fund balance at $2,400,000 at June 30, 2016 (unaudited).


The major changes from the Fiscal Year 2015-16 budget are as follows:
- Increase of $163,200 in Utility Users Tax, based on actual FY 2015-16 amounts
- Increased the City Manager Department Budget $51,527 to reflect the hiring of a full time City Manager
• Increased the City Clerk Department Budget $81,663, which includes $56,263 for salary and benefits and $20,000 for election services.
• Increased the Law Enforcement Budget $75,844 to reflect the most up to date projections received from the County of Riverside.
• Decreased the Fire Budget $543,307 to $1,210,000 to reflect the new Cooperative agreement amount.
• Increased Public Works expenditures $28,000 for the new Contract with Charles Abbott Associates Inc.
• Increased the NPDES Budget $42,752 to reflect the increase in costs from the Task Force Agency and new Contract with Charles Abbott Associates, Inc.

**Budget (or Fiscal) Impact:**

See attached Proposed Budget document.

**Attachments:**

1. Resolution No. 2016-23
2. Proposed Budget
Resolution 2016-23

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CANYON LAKE
ADOPTING THE BUDGET, APPROPRIATING REVENUE AND ESTABLISHING
THE APPROPRIATIONS LIMIT FOR FISCAL YEAR 2016-2017

WHEREAS, the City Manager has prepared and submitted to the City Council a proposed
budget for the 2016-2017 fiscal year commencing July 1, 2016 and ending June 30, 2017, and

WHEREAS, the City Council held a public workshop on the proposed budget on June 1,
2016 where all interested persons were provided the opportunity to be heard, and

WHEREAS, the City Council has considered the same budget and comments thereon,
and has determined it is necessary for the efficient management of the City that certain
sums of revenue be appropriated to the various departments, officers, agencies and
activities of the City, and

WHEREAS an appropriations limit must be established for FY 2016-2017 to meet the legal
requirements of Article XIIIB of the California Constitution, including the designation of
certain revenues as tax proceeds, as set forth in said budget, and the materials supporting
such appropriations limit have been available as required by Govt. Code Section 7910.

NOW THEREFORE the City Council of the City of Canyon Lake does resolve as follows:

Section 1. For the Fiscal Year ending June 30, 2017, the appropriations limit
has been computed using the change in population for the City of Canyon Lake
and the change in California per capita personal income as set out in Section 7901
of the Government Code. The appropriations limit for the fiscal year ending June
30, 2017 is established at $5,369,075 as verified by calculations attached "Exhibit
A".

Section 2. The City Council hereby identifies and authorizes a total estimated
Operations, Debt Service and Capital Budget for FY 2016-2017 in the amount of
$4,956,522 with reserves and balances of $4,190,178 and appropriates said
amount from revenues of the City to the departments, functions and funds as
contained in the Budget and authorizes the City Manager to carry out the City's
expenditures in conformity herewith.

Passed and adopted this 1st day of June 1, 2016.

Attest:

__________________________
Tim Brown, Mayor

__________________________
Ariel Hall
City Clerk
State of California     
County of Riverside     
City of Canyon Lake

I, Ariel M. Hall, City Clerk of the City of Canyon Lake, California, DO HEREBY CERTIFY, that the foregoing is a true and correct copy of Resolution No. 2016-23 adopted by the City Council of the City of Canyon Lake, California, at a regular meeting thereof, held on June 1, 2016 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

______________________________
Ariel M. Hall, City Clerk
"Exhibit A"

CITY OF CANYON LAKE

2016-2017 APPROPRIATIONS COMPUTATION

2015-2016 Appropriations Limit $5,060,391

Multiply by Cumulative Growth Factor (See below from "C")

2016-2017 Appropriations Limit $5,369,075

(a) *Inflation Change = 5.37 % 1.0537 ratio
(b) **Population Change for City = 0.69% 1.0069 ratio
(c) Cumulative Growth Factor
   Calculation: 1.0537 x 1.0069 1.0610 ratio

* California per capita personal income selected
** City percentage change
City of Canyon Lake

BUDGET ADOPTION

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am an authorized representative of THE FRIDAY FLYER, a newspaper of general circulation, printed and published weekly in the City of Canyon Lake, County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 29, 1996, Case Number 279205; that the notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

5/20/2016

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated 5/20/2016
at Canyon Lake, California by

Lynda Hoffman
NOTICE OF BUDGET ADOPTION

Notice is hereby given that the City Council of the City of Canyon Lake will consider and discuss the proposed Fiscal Year 2016-2017 Annual Operation and Capital Improvement Budget and Adoption of Budget Resolutions on Wednesday, June 1, 2016 during the course of the City Council meeting that begins at 6:30 p.m., at the Canyon Lake City Hall, Council Chambers, 31516 Railroad Canyon Road, Canyon Lake, CA 92587.

Full agenda reports for these items will be available after May 26, 2016 at the Canyon Lake City Hall at 31516 Railroad Canyon Rd, Canyon Lake, CA 92587.

For additional information contact the City Hall at (951) 244-2955 or at 31516 Railroad Canyon Road, Canyon Lake, CA 92587. City Hall is open Monday through Thursday from 8 a.m. to 5 p.m.

Ariel M. Hall
City Clerk
City of Canyon Lake

Published 5/20/2016
City of Canyon Lake  
City Council  
Staff Report

TO: Honorable Mayor and Members of the City Council
FROM: Aaron Palmer, City Manager
BY: Ariel M. Hall, City Clerk
DATE: June 1, 2016
SUBJECT: Consideration of Approving Amended Cafeteria Benefit Policy With Increased Cafeteria Benefit Contribution

Recommendation

It is recommended that the City Council: Approve the amended Cafeteria Benefit Policy as proposed.

Background

To comply with the Internal Revenue Service Section 125 Plan requirements, the City must have a Cafeteria Benefit Policy. The original policy was adopted on October 1, 2014. The policy was aligned with the practices of the City for providing benefits for its employees, and additionally, contained legal requirements for the City to become compliant with Section 125.

The City Manager reviewed the City’s Cafeteria Benefit Policy and is now suggesting an increase in the amount contributed to full-time employees from $806.29 per month to $1,350.00 per month. This increase would cover the basic HMO health plan for an employee and their dependents.

Budget (or Fiscal) Impact

The City will see an annual increase of approximately $26,100 in employee benefit costs due to the increase.

Attachments

1. Proposed Cafeteria Benefit Policy
Cafeteria Plan Benefit Policy

ADMITTED: DRAFT
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CHAPTER 1 – POLICIES AND PRACTICES

SECTION 1 – PURPOSE

This Cafeteria Plan allows the City to make a set contribution to each full-time employee, or full-time employee in their probation period, each month. This contribution may be used to purchase benefits offered within this policy. Additionally, this plan will allow each employee to contribute pre-tax dollars to purchase additional, qualified, benefits beyond what can be purchased with the monthly contribution from the City.

SECTION 2 – ELIGIBLE INDIVIDUALS

Full-time employees, full-time employees in their probation period, and part-time employees that work 1,000 hours or more in a single year will be eligible for coverage under this policy.

Employees that are eligible under this policy may elect to purchase eligible benefits for their spouse and/or qualified dependents.

SECTION 3 – CONTRIBUTIONS

The City will make a monthly contribution of $1,350.00 towards the benefits of full-time employees, and full-time employees in their probation period.

a. Part-time employees who work 1,000 hours or more in a single year may elect to make pre-tax contributions to purchase eligible benefits under this policy.

b. Full-time employees, or full-time employees in their probation period, may elect to make pre-tax contributions in addition to the City contribution to purchase eligible benefits under this policy.

c. The maximum contribution that an eligible employee may make pre-tax for qualified benefits is $1000.00 per month.

SECTION 4 – ENROLLMENT/CHANGES/PLAN YEAR

All benefit selections made by an eligible employee are effective for the entire calendar year, January 1st to December 31st, unless the employee experiences an eligible change in status or other event as listed in this policy.

a. Open Enrollment

All eligible employees will be notified annually of the open enrollment period. Typically, the open enrollment period will occur from the third Monday in September to the second Friday in October. Benefit options may be selected and/or changed during this period. Benefits selected during open enrollment will become effective January 1st.
b. Change in Status

All eligible employees may change their benefit selections during the plan year if they experience a change in status, and the change in benefits is consistent with the change in status. A selection change is consistent if that change is "on account of" and "corresponds with" a change in status event that affects eligibility for coverage. Change in status includes:

1. Change in marriage status
2. Change in number of dependents
3. Change in employment status
4. Changes in the eligibility of dependents
5. Changes in residence that directly affect coverage

c. Family and Medical Leave Act (FMLA)

Eligible employees who take unpaid FMLA leave may revoke their benefit selections during their unpaid leave. The eligible employee may reinstate their benefit selections on the same terms and conditions upon return from unpaid leave.

d. Judgment, Decree or Order

Eligible employees may revoke or change their benefit selections if a judgment, decree or order resulting from a divorce, legal separation, annulment, or change in legal custody requires health coverage for an eligible employee’s child.

e. Entitlement to Medicare or Medicaid

Eligible employees may revoke or change their benefit selections if the eligible employee, spouse, or other dependent becomes entitled to Medicare or Medicaid.

f. Significant Cost or Coverage Changes

1. Cost Changes

If the cost of an eligible employee’s selected Health, Dental, or Vision plan increase or decreases during the plan year by more than 20%, the eligible employee may change their selection, or make a corresponding change to any pretax contribution they are making.
2. Coverage Changes

If the plan coverage that an eligible employee has selected ceases or is significantly curtailed, the eligible employee may revoke their corresponding selection, and/or enroll in a similar plan.

Significantly curtailed means that there is an overall reduction in coverage provided by the plan. Loss of coverage means that there is a complete loss of coverage provided by the plan, such as an HMO ceasing to be available in the area that the eligible employee resides.

CHAPTER 2 – QUALIFIED BENEFITS

SECTION 1 – HEALTH BENEFITS

The City offers Health Maintenance Organization (HMO) Basic Health Plans, Preferred Provider Organization (PPO) Basic Health Plans, and Exclusive Provider Organization (EPO) Health Plans through the California Public Employee Retirement System (CalPERS) organization. Specific providers and rates may change from time to time. All employees will be notified of providers and rates each year during open enrollment.

SECTION 2 – DENTAL BENEFITS

The City offers Dental Insurance benefits. Specific providers and rates may change from time to time. All employees will be notified of providers and rates each year during open enrollment.

SECTION 3 – VISION BENEFITS

The City offers Vision Insurance benefits. Specific providers and rates may change from time to time. All employees will be notified of providers and rates each year during open enrollment.

SECTION 4 – LIFE INSURANCE BENEFITS

The City offers Life Insurance benefits for the employee only. Dependents and spouses are not eligible for Life Insurance coverage under this policy. Specific providers and rates may change from time to time. All employees will be notified of providers and rates each year during open enrollment.

a. Life Insurance coverage may not exceed $50,000 to be eligible under this policy for pre-tax contributions.
CHAPTER 3 – OTHER BENEFITS OFFERED

SECTION 1 – DEFERRED COMPENSATION

The City offers a 457(b) Deferred Compensation Plan through Nationwide that employees may make tax-deferred contributions to, subject to rules and regulations pertaining to such plans.

SECTION 2 – CASH OUT

If an eligible employee receives health insurance coverage through a source outside of the City’s benefit plan, they may elect to receive the amount the employee would have paid equal to the current Kaiser single party rate, as taxable income. In order to take advantage of “cashing out” the City’s contribution, the eligible employee MUST provide proof of health insurance coverage.

CHAPTER 4 – DEFINITIONS

Eligible Employee

Any full-time employee, full-time employee in their probation period, or part-time employee that works 1,000 or more hours in the calendar year

Spouse

Any person that the eligible employee is lawfully married to

Qualified Dependent(s)

Any person that is legally the child, step-child, adopted child, or legally placed foster child of the eligible employee, up to the age of 26.
City of Canyon Lake
City Council
Staff Report

TO: Honorable Mayor and Members of the City Council
FROM: Aaron Palmer, City Manager
BY: Ariel M Hall, City Clerk
DATE: June 1, 2016
SUBJECT: Approve Resolution No. 2016-24, Approving the salary and wage schedule for employees of the City for Fiscal Year 2016/17

Recommendation:

Staff recommends that the City Council approve Resolution No. 2016-24, approving the salary and wage schedule for employees of the City for Fiscal Year 2016/17.

Background:

Each year the City Council approves the salary and wage schedule for employees. The City Manager has reviewed the positions and organizational structure of the City and identified the positions necessary.

There are no increases in the wages and salaries for this fiscal year. They are the same rates as Fiscal Year 2015/16.

Budget (or Fiscal) Impact:

There are no proposed pay increases. The appropriate funding to cover staffing will be included in the Fiscal Year 2016/17 budget.

Attachments:

1. Resolution No. 2016-24
RESOLUTION NO. 2016-24


WHEREAS, annually the City Council should adopt a resolution which establishes salaries and wages for its employees; and

WHEREAS, the City Manager has reviewed the staff positions and the organizational structure of the City and identified positions necessary for the City of Canyon Lake.

NOW, THEREFORE, the City Council of the City of Canyon Lake resolves as follows:

Section 1. Exhibit A has been modified to incorporate employee positions, salaries and wages.

Section 2. All other terms and conditions of employment shall remain the same.

Section 3. These changes shall be effective 1, 2016 and shall continue until modified.

PASSED, APPROVED AND ADOPTED this 1st day of June, 2016.

________________________________________
Tim Brown, Mayor

ATTEST:

________________________________________
Ariel M. Hall, City Clerk
I, Ariel M. Hall, City Clerk of the City of Canyon Lake, California, do hereby certify, that the foregoing is a true and correct copy of the Resolution No. 2016-24 adopted by the City Council of the City of Canyon Lake, California, at a regular meeting held on the 1st day of June, 2016, by the following vote:

Ayes:

Noes:

Abstain:

Absent:

______________________________
Ariel M. Hall, City Clerk
# SALARIES AND WAGES – EXHIBIT A

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<th>Salaried Employees</th>
<th>City Manager</th>
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<td>City Clerk</td>
<td>Per contract</td>
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<td>Administrative Services Manager</td>
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## Hourly Employees

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<th>Step C</th>
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<td>Senior Special Enforcement Officer</td>
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