

CITY OF WILDOMAR CITY COUNCIL
AGENDA

6:00 P.M. – CLOSED SESSION
7:00 P.M. - REGULAR MEETING

NOVEMBER 10, 2010
Council Chambers
23873 Clinton Keith Road



Bridgette Moore, Mayor
Marsha Swanson, Mayor Pro Tem
Sheryl Ade, Council Member
Bob Cashman, Council Member
Scott Farnam, Council Member

City Manager
Frank Oviedo

City Attorney
Julie Hayward Biggs

WILDOMAR CITY COUNCIL REGULAR MEETING AGENDA November 10, 2010

ORDER OF BUSINESS: Public sessions of all regular meetings of the City Council begin at 7:00 P.M. Closed Sessions begin at 6:00 P.M. or such other time as noted.

REPORTS: All agenda items and reports are available for review at: Wildomar City Hall, 23873 Clinton Keith Road; Mission Trail Library, 34303 Mission Trail Blvd.; and on the City's website, www.cityofwildomar.org. Any writings or documents provided to a majority of the City Council regarding any item on this agenda (other than writings legally exempt from public disclosure) will be made available for public inspection at City Hall during regular business hours.

PUBLIC COMMENTS: Prior to the business portion of the agenda, the City Council will receive public comments regarding any items or matters within the jurisdiction of the governing body. The Mayor will separately call for testimony at the time of each public hearing. If you wish to speak, please complete a "Public Comment Card" available at the Chamber door. The completed form is to be submitted to the City Clerk prior to an individual being heard. Lengthy testimony should be presented to the Council in writing (10 copies) and only pertinent points presented orally. The time limit established for public comments is three minutes per speaker.

ADDITIONS/DELETIONS: Items of business may be added to the agenda upon a motion adopted by a minimum 2/3 vote finding that there is a need to take immediate action and that the need for action came to the attention of the City subsequent to the agenda being posted. Items may be deleted from the agenda upon request of staff or upon action of the Council.

CONSENT CALENDAR: Consent Calendar items will be acted on by one roll call vote unless Council members, staff, or the public request the item be discussed and/or removed from the Consent Calendar for separate action.

PLEASE TURN ALL CELLULAR DEVICES TO VIBRATE OR OFF FOR THE DURATION OF THE MEETING. YOUR COOPERATION IS APPRECIATED.

CALL TO ORDER – CLOSED SESSION - 6:00 p.m.

ROLL CALL

The City Council will meet in closed session pursuant to the provisions of Government Code Section 54956.9(b) (1) to confer with its legal counsel regarding one matter of significant exposure to litigation that may result from the opening of a medical marijuana facility in the City of Wildomar.

The City Council will meet in closed session pursuant to the provisions of Government Code Section 54956.9 (c) to confer with its legal counsel regarding one matter of potential initiation of litigation.

ADJOURN CLOSED SESSION

CALL TO ORDER – REGULAR SESSION - 7:00 p.m.

ROLL CALL

MOMENT OF SILENCE

FLAG SALUTE

PRESENTATIONS

Proclamation - National Family Caregivers Month

Chief Jerry Hendershot – Cal Fire

Fire Department Monthly Update

Community Services Monthly Update

Library Update

Chamber Monthly Update

PUBLIC COMMENTS

This is the time for citizens to comment on issues not listed on the agenda. Under the provisions of the Brown Act, the City Council is prohibited from discussing or taking action on items not listed on the agenda. Each speaker is asked to fill out a "Public Comments Card" (located on the table by the Chamber door) and give the card to the City Clerk prior to the start of the meeting. Comments are limited to three (3) minutes per speaker. The Council encourages citizens to address them so that questions and/or concerns can be heard.

APPROVAL OF THE AGENDA AS PRESENTED

1.0 CONSENT CALENDAR

All matters listed under the Consent Calendar are considered routine and will be enacted by one roll call vote. There will be no separate discussion of these items unless members of the Council, the public, or staff request specific items be removed from the Consent Calendar for discussion and/or separate action.

1.1 Reading of Ordinances

RECOMMENDATION: Approve the reading by title only of all ordinances.

1.2 Minutes – October 13, 2010

RECOMMENDATION: That the City Council approve the Minutes as submitted.

1.3 Warrant Registers

RECOMMENDATION: That the City Council approve the following Warrant Registers:

1. Dated October 28, 2010 in the amount of \$51,922.97; and
2. Dated November 4, 2010 in the amount of \$512,326.65.

1.4 National Flood Insurance Program Participation

RECOMMENDATION: That the City Council adopt a Resolution entitled:

RESOLUTION NO. 2010 - _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, DECLARING THE CITY'S INTENT TO PARTICIPATE IN THE NATIONAL FLOOD INSURANCE PROGRAM AND AUTHORIZING APPLICATION FOR PARTICIPATION IN THE NATIONAL FLOOD INSURANCE PROGRAM

1.5 Amendment to FY 2010-11 Budget and Capital Improvement Program for Sidewalk Safety Improvements to School Program (Phase 2)

RECOMMENDATION: That the City Council adopt a Resolution entitled:

RESOLUTION NO. 2010 - _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AMENDING THE FISCAL YEAR 2010/11 BUDGET AND RELATED CAPITAL IMPROVEMENT PROGRAM TO REFLECT TWO GRANTS TOTALING \$560,250 FOR THE SIDEWALK SAFETY IMPROVEMENTS TO SCHOOL PROJECT (PHASE 2)

1.6 Offer of Dedication for a Storm Drain Easement and Quitclaim of Flood Control Easements to the County of Riverside Flood Control and Water Conservation District

RECOMMENDATION: That the City Council adopt a Resolutions entitled:

RESOLUTION NO. 2010 - _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO EXECUTE CERTIFICATES OF ACCEPTANCE FOR TWO STORM DRAIN EASEMENTS

And a Resolution entitled:

RESOLUTION NO. 2010 - _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO EXECUTE QUITCLAIMS OF TWO FLOOD CONTROL EASEMENTS TO THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

1.7 Planning Commission Vacancy

RECOMMENDATION: Staff recommends that the City Council:

1. Declare one vacancy on the Planning Commission (currently held by Ben Benoit), effective December 8, 2010; and
2. Direct the City Clerk to advertise the vacancy in accordance with the Government Code Section 54974.

2.0 PUBLIC HEARINGS

2.1 Change of Zone 7440 and Plot Plan 22249 (Project No. 08-0162 - Robles)

RECOMMENDATION: Staff recommends that the City Council:

1. Adopt a Resolution (Attachment A) entitled:

RESOLUTION NO. 2010 - _____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, ADOPTING A NEGATIVE DECLARATION FOR CHANGE OF ZONE 7440 AND PLOT PLAN 22249 (WILDOMAR PROJECT NO. 08-0162 - ROBLES AUTOMOTIVE CENTER) LOCATED AT THE NORTHWEST CORNER OF PALOMAR STREET AND KILGORE LANE (ASSESSORS PARCEL NUMBER 380-140-004)

2. Introduce an Ordinance (Attachment B) entitled:

ORDINANCE NO. _____
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, APPROVING CHANGE OF ZONE 7440 (CITY PROJECT NO. 08-0162) TO AMEND THE OFFICIAL ZONING MAP OF THE CITY OF WILDOMAR FROM RURAL RESIDENTIAL (R-R) TO GENERAL COMMERCIAL (C-1/C-P) FOR A 2.28 ACRE SITE LOCATED AT THE NORTHWEST CORNER OF PALOMAR STREET AND KILGORE LANE (ASSESSOR'S PARCEL NO. 380-140-004)

3. Adopt a Resolution (Attachment C) entitled:

RESOLUTION NO. 2010 - _____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, APPROVING PLOT PLAN 22249 (CITY PROJECT NO. 08-0162) FOR THE DEVELOPMENT OF A 17,288 SQUARE-FOOT MULTI-TENANT AUTOMOTIVE REPAIR/RETAIL CENTER (ROBLES AUTOMOTIVE CENTER) ON A 2.28 ACRE SITE LOCATED AT NORTHWEST CORNER OF PALOMAR STREET AND KILGORE LANE (ASSESSOR'S PARCEL NO. 380-140-004)

2.2 City Initiated Code Amendment to Revise Title 17, Section 17.200 Related to Conditional Use Permits

RECOMMENDATION: The Planning Commission recommends that the City Council introduce an Ordinance entitled:

ORDINANCE NO. _____
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR
AMENDING TITLE 17, SECTION 17.200 RELATED TO TIME LIMITS
AND EXTENSIONS FOR CONDITIONAL USE PERMITS (ZONING
CODE AMENDMENT 10-06)

3.0 GENERAL BUSINESS

3.1 Save Our Parks Update

RECOMMENDATION: Receive update report.

3.2 Clinton Keith Road/I-15 Interchange Improvements Project – Agreement with the County of Riverside

RECOMMENDATION: That the City Council adopt a Resolution entitled:

RESOLUTION NO. 2010-_____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO
EXECUTE AN AGREEMENT BETWEEN THE COUNTY OF RIVERSIDE
AND CITY OF WILDOMAR RELATED TO SERVICES AND ACTIVITIES
TO BE PERFORMED ON THE CLINTON KEITH ROAD/I-15
INTERCHANGE IMPROVEMENT PROJECT

3.3 2010 California Building Codes – Set Public Hearing

RECOMMENDATION: Staff recommends that the City Council:

1. Introduce an Ordinance entitled:

ORDINANCE NO. _____
AN ORDINANCE OF THE CITY COUNCIL
OF THE CITY OF WILDOMAR, CALIFORNIA, AMENDING
CHAPTER 8.01 TO THE WILDOMAR MUNICIPAL CODE BY
ADOPTING THE 2010 EDITIONS OF THE CALIFORNIA
BUILDING CODE, CALIFORNIA RESIDENTIAL CODE,
CALIFORNIA GREEN BUILDING CODE, CALIFORNIA
PLUMBING CODE, CALIFORNIA MECHANICAL CODE,
CALIFORNIA ELECTRICAL CODE AND THE 1997 EDITION OF

THE UNIFORM HOUSING CODE AND RELATED MODEL
CODES WITH APPENDICES AND AMENDMENTS THERETO

2. Set the public hearing for December 8, 2010, at 7:00 p.m., or as soon thereafter, the public hearing to hear testimony in this matter.
- 3.4 **E-Verify Program**
RECOMMENDATION: Staff recommends that the City Council introduce an Ordinance entitled:

ORDINANCE NO. _____
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, ADDING NEW CHAPTER 3.09 TO THE
WILDOMAR MUNICIPAL CODE PERTAINING TO THE E-VERIFY
PROGRAM

- 3.5 **Second Hand Smoke Ordinance Advisory Report**
RECOMMENDATION: Provide direction to Staff regarding an Ordinance for limiting exposure to tobacco and the effects of second hand smoke in the City of Wildomar.

CITY MANAGER REPORT

CITY ATTORNEY REPORT

COUNCIL COMMUNICATIONS

FUTURE AGENDA ITEMS

ADJOURNMENT

2010/11 City Council Regular Meeting Schedule

November 24	March 9	June 22	October 12
December 8	March 23	July 13	October 26
December 22	April 13	July 27	November 9
January 12	April 27	August 10	November 23
January 26	May 11	August 24	December 14
February 9	May 25	September 14	December 28
February 23	June 8	September 28	

If requested, the agenda and backup materials will be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans With Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof.

Any person that requires a disability-related modification or accommodation, including auxiliary aids or services, in order to participate in the public meeting, may request such modification, accommodation, aid or service by contacting the City Clerk either in person or by phone at (951) 677-7751, no later than 10:00 A.M. on the day preceding the scheduled meeting.

POSTING STATEMENT: On November 5, 2010, by 5:00 p.m., a true and correct copy of this agenda was posted at the three designated posting locations:
Wildomar City Hall, 23873 Clinton Keith Road
U.S. Post Office, 21392 Palomar Street
Mission Trail Library, 34303 Mission Trail Blvd