

**CITY OF WILDOMAR
CITY COUNCIL REGULAR COUNCIL MEETING MINUTES
JANUARY 12, 2010**

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

The regular meeting of January 12, 2011, of the Wildomar City Council was called to order by Mayor Swanson at 7:00 p.m.

City Council Roll Call showed the following Members in attendance: Mayor Swanson, Mayor Pro Tem Benoit, Council Members Cashman, Moore, and Walker. Members absent: None.

Staff in attendance: City Manager Oviedo, Assistant City Manager Nordquist, City Attorney Biggs, Public Works Director D'Zmura, Planning Director Bassi, Community Services Director Willette, Police Chief Fontneau, Fire Chief Beach, and City Clerk Lee.

A moment of silence was observed for the victims of the Tucson tragedy and the flag salute was led by Mayor Pro Tem Benoit.

PRESENTATIONS

Mayor Swanson presented a plaque to former Council Member Moore for her tenure as Mayor in 2010. She also presented the perpetual Mayor Plaque that is in the Council Chambers which has her name added to it.

Mayor Swanson presented a plaque to Mayor Pro Tem Benoit for his tenure on the Planning Commission. The presentation to former Commissioner Gary Andre will be presented at the next meeting as he could not be present tonight.

Mayor Swanson presented certificates to the annual Holiday Lights Winners: Traditional – Grandmaison Family; Best Block – Robb Mortimer; and Clark Griswold – Michael Donovan.

Fire Chief Beach presented the Fire Department monthly update.

Community Services Director Willette presented the monthly update.

Henry Silvestre presented the Chamber monthly update.

PUBLIC COMMENTS

Mark Dennis, LEUSD, stated he is asking that the City participate in the 2011 Strategic Plan Task Force. He wants to ensure that community leaders and parents are part of the group. Also, they were just notified that the Elsinore High School football team, that just won the CIF title, has the highest GPA in the entire County.

John Garrett, resident, stated he wanted the new Council Members to put a face to the name as he has been corresponding with them. He also thanked Council Member Moore for her support of his astronomy programs in the City.

Mayor Swanson announced that she would like to thank her daughter who is celebrating her birthday by being at the Council meeting.

APPROVAL OF THE AGENDA AS PRESENTED

City Attorney Biggs stated there is an item that arose earlier in the day that needs to be added to the City Council's agenda. This item came up after the posting of the agenda and there are Court dates approaching that will take place before the next meeting. It is a matter pursuant to Government Code Section 54956.9(b) which is pending litigation, Protect Our Wildomar vs. the City of Wildomar. This closed session item will be taken after the regular agenda.

A MOTION was made by Mayor Pro Tem Benoit, seconded by Council Member Moore, to add the closed session item to the agenda.

MOTION carried, 5-0.

A MOTION was made by Mayor Pro Tem Benoit, seconded by Council Member Moore, to approve the agenda as amended.

MOTION carried, 5-0.

1.0 CONSENT CALENDAR

Council Member Cashman requested that item #1.5 and item #1.6 be pulled from the Consent Calendar for a separate vote.

A MOTION was made by Council Member Moore, seconded by Mayor Pro Tem Benoit, to approve the Consent Calendar, with the exception of item #1.5 and item #1.6, as presented.

MOTION carried, 5-0.

1.1 Reading of Ordinances

Approved the reading by title only of all ordinances.

1.2 Minutes – December 8, 2010 Regular Meeting

Approved the Minutes as submitted.

1.3 Minutes – December 22, 2010 Regular Meeting

Approved the Minutes as submitted.

1.4 Warrant and Payroll Registers

Approved the following:

1. Warrant Register dated December 23, 2010 in the amount of \$162,796.62;
2. Warrant Register dated December 30, 2010 in the amount of \$299,801.64;
3. Warrant Register dated January 6, 2011 in the amount of \$184,373.37; and
4. Payroll Register dated January 6, 2011 in the amount of \$38,181.11.

1.7 Riverside Transit Agency Letter of Support

Authorized Staff to prepare a letter of support for the Mayor's signature regarding Riverside Transit Agency's appropriations requests to be sent to the Chair and Ranking Member of the Congressional House of Representatives Appropriations Committee.

ITEMS REMOVED FROM THE CONSENT CALENDAR

1.5 Time Extension for Plot Plan 08-0165 (Tres Lagos Senior Housing)

Council Member Cashman stated he is in favor of this project. This was approved recently and is beneficial to the City's housing element.

SPEAKERS:

Veronica Langworthy, resident, stated this project is being funded by redevelopment monies and she is concerned about public funds being used for this project. They have allocated \$9 million for this and she would like to see this project done in a timely manner. The land was originally purchased with a redevelopment loan which was later converted

to a grant. She has concerns that there is a sign on the property stating that part of the acreage is for sale. This will cut into how much property they can use for senior housing. She wants to be sure that the Council is aware of this.

Planning Director Bassi stated he has talked with the applicant about the project and he is present tonight. They have every intention of moving forward with the project and are not selling any portion of the site.

Council Member Walker inquired if the Council can ask the applicant questions about this.

City Attorney Biggs stated the Council is discussing the time extension and can inquire about any issues that concern the extension, such as their intentions to move or not.

Jeff Tartaglino, Palm Desert Development, owners of the property, stated this is the first he is hearing of a sign on the property as the property is not for sale. The property was bought with a grant from EDA. They are trying to expedite the project as fast as they can because of the amount of money they have in the project. They received the funding prior to the City's incorporation, and since incorporation the law does not allow for the County to fund a project within the City. They have been working on getting the law changed during the last two years, and they were successful. They are now working with the County at looking at a bond sale, which is 12 – 24 months out at this point that is why they are asking for a two year extension. He will go to the site to see if the sign is on the property, however the property is fenced off so he feels the sign is on another property.

Council Member Walker inquired if they have done any other projects in the area.

Mr. Tartaglino answered yes, they have done numerous projects in Palm Desert, Thousand Palms, Moreno Valley, San Jacinto, Hesperia, Riverside, and Menifee. They also have projects approved in Long Beach and Fontana.

Mayor Pro Tem Benoit inquired if the \$6 million in RDA money is an ink deal yet.

Mr. Tartaglino answered no it is not done yet.

Mayor Pro Tem Benoit asked if they are worried about that in light of what Governor Brown is proposing in doing away with RDAs.

Mr. Tartaglino answered no as the funds are for low income and can't be touched.

City Manager Oviedo stated the City Council did adopt a Resolution in support of the legislation that changed the law that Mr. Tartaglino spoke of.

A MOTION was made by Council Member Moore, seconded by Mayor Pro Tem Benoit, to adopt a Resolution entitled:

RESOLUTION NO. 2011 - 01

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, APPROVING A TWO-YEAR TIME EXTENSION FOR PLOT PLAN NO. 08-0165 FOR THE DEVELOPMENT OF AN APPROVED 209-UNIT SENIOR HOUSING PROJECT LOCATED AT THE SOUTHEAST CORNER OF CATT ROAD AND ARNETT ROAD (APN 380-100-008, 009, 010, 011 & 012)

MOTION carried, 5-0.

1.6 Time Extension for Plot Plan 08-0097 (Jana Lane Self Storage)

Council Member Cashman stated he had opposed this project when it came to the City. However, he feels that the extension is reasonable.

A MOTION was made by Council Member Moore, seconded by Council Member Walker, to adopt a Resolution entitled:

RESOLUTION NO. 2011 - 02

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, APPROVING A TWO-YEAR TIME EXTENSION FOR PLOT PLAN NO. 08-0097 FOR THE DEVELOPMENT OF AN APPROVED 99,208 SQUARE-FOOT (90-UNIT) RV/SELF STORAGE FACILITY LOCATED WEST OF JANA LANE APPROXIMATELY 650 FEET SOUTH OF CLINTON KEITH ROAD (APN 380-290-003)

MOTION carried, 5-0.

2.0 PUBLIC HEARINGS

2.1 Vehicle Impound Administrative Fee (Cont. from 12-22-10)

City Clerk Lee introduced the item.

Mayor Swanson opened the public hearing.

Assistant City Manager Nordquist presented the staff report.

There being no speakers, Mayor Swanson closed the public hearing.

Council Member Cashman thanked Staff for handling the numerous questions he had on this item, and the Police Staff for getting him the answers. He is satisfied with the answers and feels they deserve recognition for this.

A MOTION was made by Council Member Moore, seconded by Mayor Pro Tem Benoit, to introduce an Ordinance entitled:

ORDINANCE NO. 59
AN ORDINANCE OF THE CITY OF WILDOMAR, CALIFORNIA, ADDING
CHAPTER 12.56 TO TITLE 12 ("VEHICLES AND TRAFFIC") OF THE
WILDOMAR MUNICIPAL CODE, ESTABLISHING A VEHICLE IMPOUND
ADMINISTRATIVE FEE

MOTION carried, 5-0.

3.0 GENERAL BUSINESS

3.1 Save Our Parks Update

City Clerk Lee introduced the item.

Assistant City Manager Nordquist presented the staff report stating their last meeting was the previous night. They are putting the information together to bring to the Council regarding the Community Facilities District. He reviewed the fund raising efforts to date which now total \$11,695.69.

John Lloyd, Chairman of Save Our Parks, stated there is a Bingo event on January 23 at the Elks Lodge. He also explained why the committee took the senior exemption for the assessment from 55 to 62.

3.2 Update on Transportation Uniform Mitigation Fee (TUMF) Temporary Reduction

City Clerk Lee introduced the item.

Public Works Director D’Zmura presented the staff report. He stated that when they came to the City Council one year ago, the Council voted to not reduce TUMF fees 50%. By doing that the Council protected the Clinton Keith Overpass project. Some of the other cities which chose to reduce the fee are now looking at how they are going to fund projects that now need to be done.

3.3 An Ordinance Amending Sections 16.60.010, 16.60.020, and Adding New Section 16.60.030 of the Wildomar Municipal Code Relating to Subdivisions

City Clerk Lee introduced the item.

Public Works Director D’Zmura stated that Staff would like to have this item continued in order to bring back additional information to support questions that were brought up after the posting of the agenda.

A MOTION was made by Council Member Moore, seconded by Mayor Pro Tem Benoit, to continue this item to January 25, 2011, at 7:00 p.m.

SPEAKERS

Phillip Jones, representing Commercial Bank of California, stated they are the owner of project in the City. He is in support of the proposed Ordinance as it will aid developers in the area due to the current economic climate.

MOTION carried, 5-0.

CITY MANAGER REPORT

City Manager Oviedo stated due to the timeline for the parks assessment election on June 7, the City Council will need to move the next regular meeting from Wednesday, January 26, to Tuesday, January 25. Does the Council wish to take the items they would hear on the 26th and move them to the 25th, or does the Council only want to take the assessment issues on the 25th and still have the regular meeting on the 26th.

It was the consensus of the City Council to move the regular meeting agenda from January 26, to January 25, and cancel the regular meeting on January 26.

City Manager Oviedo stated there is an issue with item #3.3 being continued to a special meeting rather than a regular meeting. He asked if moving that item to February 9 would be a problem.

Public Works Director D'Zmura answered no.

City Attorney Biggs stated a Council Member would need to make a motion for reconsideration of the item.

A MOTION was made by Council Member Moore, seconded by Mayor Pro Tem Benoit, to reconsider item #3.3.

MOTION carried, 5-0.

RECONSIDERED ITEM(S)

3.3 An Ordinance Amending Sections 16.60.010, 16.60.020, and Adding New Section 16.60.030 of the Wildomar Municipal Code Relating to Subdivisions

A MOTION was made by Council Member Moore, seconded by Mayor Pro Tem Benoit, to continue this item to February 9, 2011, at 7:00 p.m.

MOTION carried, 5-0.

CITY MANAGER REPORT (Continued)

City Manager Oviedo stated he will be out of the office next week with Mayor Pro Tem Benoit and Council Member Walker. They will be in Sacramento at the League of California Cities training for new Mayors and Council Members. Also, City Hall will be closed Monday, January 17 in observance of Martin Luther King Day.

CITY ATTORNEY REPORT

There was nothing to report.

COUNCIL COMMUNICATIONS

Council Member Walker thanked the developers for coming and answering questions regarding the various items on the agenda. He also attended his first League dinner which was very informative.

Council Member Moore stated she is glad that Mayor Pro Tem Benoit and Council Member Walker will be attending the new Council Member training as it is invaluable. She reminded everyone of: Bingo event for parks on January 23; Rotary Bowling and Poker event on February 5 for parks; April 16 is the annual Eggstravaganza at Marna O'Brien Park; and April 30 is the annual Rotary Bicycle Safety Event.

Mayor Pro Tem Benoit stated he attended the Regional Conservation Authority meeting. They are considering buying property in their jurisdiction which are in arrears on taxes. None of the properties are in Wildomar. He attended RCTC where they talked about how we may lose the Measure A tax dollars which are paid through gas taxes. They are watching this legislation as we may not have Measure A taxes this November. WRCOG is moving ahead with Ab811 funding for residential and commercial to make your building "green" with solar energy and upgrading air conditioners.

Mayor Swanson stated her first duty as Mayor was a ground breaking at Anne Sullivan School. She also attended the League dinner and also the Mayor's meeting ahead of that event.

FUTURE AGENDA ITEMS

Dirt Roads and services for them (Cashman)
Founder's Day Proclamation (Moore)
Elsinore High School Football Team – CIF Winners (Swanson)

ADDED ITEM(S)


At 8:17 p.m. the City Council went into closed session, with all Council Members present, to meet with legal Counsel pursuant to Government Code Section 54956.9(b) pending litigation, Protect Our Wildomar vs. the City of Wildomar.

At 8:41 p.m. the City Council reconvened into open session, with all Council Members present, making no announcements.

ADJOURNMENT

There being no further business, Mayor Swanson declared the meeting adjourned at 8:41 p.m.

Respectfully submitted,



Debbie A. Lee, CMC
City Clerk