

**CITY OF WILDOMAR
CITY COUNCIL REGULAR MEETING MINUTES
DECEMBER 9, 2015**

CALL TO ORDER – CLOSED SESSION - 5:30 P.M.

The closed session of December 9, 2015, of the Wildomar City Council was called to order by Mayor Benoit at 5:30 p.m. at the Wildomar Council Chambers, 23873 Clinton Keith Road, Suite 106, Wildomar, California.

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

Staff in attendance: City Manager Nordquist, City Attorney Jex, Assistant City Manager York and City Clerk Lee.

PUBLIC COMMENTS

There were no speakers.

CLOSED SESSION

City Attorney Jex requested an item to add to the Closed Session agenda. This came to the attention of Staff after the posting of the agenda and requires immediate action. The City received a Notice of Appeal in the City of Eastvale matter. Eastvale is requesting an appeal on an expedited basis.

A MOTION was made by Councilman Walker, seconded by Mayor Pro Tem Moore, to add the item to the closed session.

MOTION carried, 5-0, by the following vote:

YEA: Cashman, Swanson, Walker, Mayor Pro Tem Moore, Mayor Benoit

NAY: None

ABSTAIN: None

ABSENT: None

City Attorney Jex read the item:

The City Council will meet in closed session pursuant to the provisions of Government Code Section 54956.9 (d)(1) to confer with legal counsel with regard to the following matter of pending litigation: City of Eastvale v. County of Riverside et al; California Court of Appeal, Number Pending.

City Clerk Lee read the following:

1. The City Council will meet in closed session pursuant to the provisions of Government Code Section 54956.9(d)(1) to confer with legal counsel with regard to the following matters of pending litigation:
 - A. City of Eastvale v. County of Riverside et al; RSC Case No. RIC 1513629
 - B. Bridges et al v. City of Wildomar and Zareh Hookasian; RSC Case No. RIC1512918
2. The City Council will meet in closed session pursuant to the provisions of Government Code Section 54956.9(d)(4) to confer with legal counsel with regard to one matter of potential initiation of litigation.

The Council convened into closed session at 5:33 p.m. with all Council Members present.

RECONVENE INTO OPEN SESSION

At 6:30 p.m. the City Council reconvened into open session, with all Council Members present.

ANNOUNCEMENTS

City Attorney Jex stated, with respect to the added item, the City Council voted unanimously to defend the litigation matter. With regard to item #2, the City Council voted unanimously to join with Riverside County Flood Control in an Administrative Appeal to the State Water Board regarding the Municipal Stormwater Permit, the MS4 Permit, and authorized the City Manager to sign a Professional Services Agreement in connection with this matter which is below the limit of the City Manager's signature for such agreements. There is no reportable action from the other items.

ADJOURN CLOSED SESSION

There being no further business, Mayor Benoit adjourned the closed session at 6:31 p.m.

CALL TO ORDER – REGULAR SESSION - 6:30 P.M.

The regular meeting of December 9, 2015, of the Wildomar City Council was called to order by Mayor Benoit at 6:31 p.m. at the Wildomar Council Chambers, 23873 Clinton Keith Road, Suite 106, Wildomar, California.

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

Staff in attendance: City Manager Nordquist, City Attorney Jex, Assistant City Manager York, Planning Director Bassi, Finance Director Riley, Police Chief Hollingsworth, Administrative Assistant Morales and City Clerk Lee.

Mayor Benoit asked for a moment of silence in honor of the tragedy that occurred in San Bernardino.

The flag salute was led by Mayor Benoit.

PUBLIC COMMENTS

Jonathan Petersen, resident, spoke regarding his neighbor and the second hand smoke from their marijuana smoking.

Kristan Lloyd, Wildomar Historical Society, stated the Chamber Mixer is tomorrow and the Historical Society will be displaying some of the artifacts they have. They are holding a Bingo event on January 24 at the Elks Lodge.

Ken Mayes, resident, spoke regarding the Measure Z Oversight Committee and his concern with the monies.

Ms. Miller, resident, spoke regarding chemicals in the atmosphere.

John Garrett, resident, spoke regarding public outreach on the City's lighting policies.

George Taylor, representing The Farm HOA, thanked the City for the sandbags.

PRESENTATIONS

Mayor Benoit presented a Proclamation to Catherine Lara for achieving the Girl

Scout Gold Award.

There was no Fire Department update.

COUNCIL COMMUNICATIONS

The City Council Members spoke regarding the various committees, commissions, and boards that they serve on locally and regionally.

APPROVAL OF THE AGENDA AS PRESENTED

A MOTION was made by Councilman Walker, seconded by Mayor Pro Tem Moore, to approve the agenda as presented.

MOTION carried, 5-0, by the following vote:

YEA: Cashman, Swanson, Walker, Mayor Pro Tem Moore, Mayor Benoit

NAY: None

ABSTAIN: None

ABSENT: None

1.0 CONSENT CALENDAR

City Clerk Lee advised there are speakers for items #1.6, #1.7, #1.9, and #1.14.

Speakers:

Ken Mayes, resident, speaking on items #1.6 and #1.7, stated his concerns.

George Taylor, resident, speaking on item #1.6, stated he is in favor.

Ms. Miller, resident, speaking on item #1.7 and #1.14, stated her displeasure with both items.

Kristen Lloyd, Wildomar Historical Society, speaking on item #1.9, stated that these items do not go onto the Consent Calendar. She spoke regarding her concerns.

Gina Castanon, resident, with Minutes donated by Ruben Castanon, speaking on item #1.7 and #1.9, stated her agreement that Tract approvals should not be on the Consent Calendar. She spoke regarding her concerns with both items.

Mayor Benoit advised Councilman Cashman would like to pull items #1.7 - #1.10.

A MOTION was made by Mayor Pro Tem Moore, seconded by Councilman Walker, to approve the Consent Calendar as presented, with the exception of items #1.7 through #1.10.

MOTION carried, 5-0, by the following vote:

YEA: Cashman, Swanson, Walker, Mayor Pro Tem Moore, Mayor Benoit

NAY: None

ABSTAIN: None

ABSENT: None

1.1 Reading of Ordinances

Approved the reading by title only of all ordinances.

1.2 Minutes – November 12, 2015 Regular Meeting

Approved the Minutes as submitted.

1.3 Minutes – November 24, 2015 Special Meeting

Approved the Minutes as submitted.

1.4 Warrant & Payroll Registers

Approved the following:

1. Warrant Register dated 11-05-2015 in the amount of \$100,412.97;
2. Warrant Register dated 11-05-2015 in the amount of \$8,582.24;
3. Warrant Register dated 11-12-2015 in the amount of \$3,501.18;
4. Warrant Register dated 11-19-2015 in the amount of \$95,503.24;
5. Warrant Register dated 11-25-2015 in the amount of \$623,526.20; &
6. Payroll Register dated 12-01-2015 in the amount of \$76,593.75.

1.5 Treasurer's Report

Approved the Treasurer's Report for October, 2015.

1.6 Professional Services Agreement for Bundy Canyon Road Shoulder Improvement Project – HRRR#5484-010

Authorized the City Manager to execute a Professional Services Agreement with KOA Corporation (KOA) for Engineering Design Services for the Bundy Canyon Road Shoulder Improvement Project.

1.11 Revised Personnel Rules

Adopted the revisions to the Personnel Rules.

1.12 City Manager Contract

Approved the First Amendment to the Agreement for Employment of City Manager between the City of Wildomar and Gary Nordquist and authorize the Mayor to sign.

1.13 FY 2015/16 California Supplemental Law Enforcement Services Fund (SLESF) Grant Program

Adopted a Resolution entitled:

RESOLUTION NO. 2015 - 73

A RESOLUTION OF THE COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, RECOMMENDING THE USE OF \$100,000 FROM THE 2015-16 STATE BUDGET TO PROVIDE FUNDING ADDITIONAL PUBLIC SAFETY PERSONNEL

1.14 Ordinance No. 112 Second Reading – Villa Siena Development Project (PA 13-0089)

Adopted an Ordinance entitled:

ORDINANCE NO. 112

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, APPROVING A CHANGE OF ZONE FOR THE VILLA SIENA APARTMENT PROJECT (PLANNING APPLICATION NO. 13-0089) FROM I-P (INDUSTRIAL PARK) TO R-3 (GENERAL RESIDENTIAL) FOR A 170-UNIT APARTMENT PROJECT LOCATED AT THE NORTHEAST CORNER OF ELIZABETH LANE AND PRIELIPP ROAD (APN: 380-290-029)

1.15 Ordinance No. 113 Second Reading – Zoning Ordinance Amendment No. 15-03 – Mixed Use Ordinance

Adopted an Ordinance entitled:

ORDINANCE NO. 113

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, APPROVING ZONING ORDINANCE AMENDMENT NO. 15-03 TO AMEND CHAPTER 17.305 (MIXED-USE OVERLAY DISTRICT) OF THE WILDOMAR MUNICIPAL CODE

ITEMS PULLED FROM THE CONSENT CALENDAR

1.7 Tentative Tract Maps 25122 and 32078 - Final Tract Map Approvals, Subdivision Improvement Agreements, Stormwater Management/BMP Facilities Agreements

Councilman Cashman questioned Staff regarding this item.

A MOTION was made by Councilwoman Swanson, seconded by Councilman Walker, to adopt a Resolution entitled:

RESOLUTION NO. 2015 - 71
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, APPROVING THE FINAL MAP FOR
TENTATIVE TRACT MAP 25122 AND AUTHORIZING THE CITY
MANAGER TO EXECUTE THE SUBDIVISION IMPROVEMENT
AGREEMENT

Adopt a Resolution entitled:

RESOLUTION NO. 2015 - 72
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, APPROVING THE FINAL MAP FOR
TENTATIVE TRACT MAP 32078 AND AUTHORIZING THE CITY
MANAGER TO EXECUTE THE SUBDIVISION IMPROVEMENT
AGREEMENT

And, authorized the City Manger to execute the Stormwater Management/BMP Facilities Agreements for both tracts' Water Quality Management Plans (WQMPs).

MOTION carried, 5-0, by the following vote:

YEA: Cashman, Swanson, Walker, Mayor Pro Tem Moore, Mayor Benoit

NAY: None

ABSTAIN: None

ABSENT: None

1.8 Tentative Tract Map No. 32024

Councilman Cashman stated this is another old map.

A MOTION was made by Councilwoman Swanson, seconded by

Councilman Walker, to receive and file the report.

MOTION carried, 5-0, by the following vote:

YEA: Cashman, Swanson, Walker, Mayor Pro Tem Moore, Mayor Benoit
NAY: None
ABSTAIN: None
ABSENT: None

1.9 Tentative Tract Map No. 31667

Councilman Cashman stated this Developer was very accommodating to the City when this came before the County years ago.

A MOTION was made by Councilwoman Swanson, seconded by Mayor Pro Tem Moore, to receive and file the report.

MOTION carried, 5-0, by the following vote:

YEA: Cashman, Swanson, Walker, Mayor Pro Tem Moore, Mayor Benoit
NAY: None
ABSTAIN: None
ABSENT: None

1.10 Tentative Tract Map No. 31896

Councilman Cashman stated this is another old map.

A MOTION was made by Councilwoman Swanson, seconded by Councilman Walker, to receive and file the report.

MOTION carried, 5-0, by the following vote:

YEA: Cashman, Swanson, Walker, Mayor Pro Tem Moore, Mayor Benoit
NAY: None
ABSTAIN: None
ABSENT: None

2.0 PUBLIC HEARINGS

2.1 Consideration of Territory to be Annexed to Community Facilities District No. 2013-1 (Services), Calling an Election, Ordering the Levy and Collection of Special Taxes, and Declaring the Election Results for CFD 2013-1 (Services), Annexation No. 5

City Clerk Lee read the title.

Mayor Benoit opened the public hearing.

Assistant City Manager York presented the staff report.

SPEAKERS:

Ms. Miller, resident, stated her displeasure with the item.

There being no further speakers, Mayor Benoit closed the public hearing.

A MOTION was made by Mayor Pro Tem Moore, seconded by Councilwoman Swanson, to adopt a Resolution entitled:

RESOLUTION NO. 2015 - 74
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, CALLING AN ELECTION FOR THE
PURPOSE OF SUBMITTING THE QUESTION OF THE LEVY OF
THE PROPOSED SPECIAL TAX TO THE QUALIFIED ELECTORS
WITHIN THE AREA PROPOSED TO BE ANNEXED TO COMMUNITY
FACILITIES DISTRICT NO. 2013-1 (SERVICES)

MOTION carried, 5-0, by the following vote:

YEA: Cashman, Swanson, Walker, Mayor Pro Tem Moore, Mayor Benoit

NAY: None

ABSTAIN: None

ABSENT: None

City Clerk Lee opened the ballot received and was marked "yes".

A MOTION was made by Councilman Walker, seconded by Councilwoman Swanson, to adopt a Resolution entitled:

RESOLUTION NO. 2015 - 75

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, DECLARING ELECTION RESULTS
WITHIN THE AREA PROPOSED TO BE ANNEXED TO
COMMUNITY FACILITIES DISTRICT NO. 2013-1 (SERVICES)

MOTION carried, 5-0, by the following vote:

YEA: Cashman, Swanson, Walker, Mayor Pro Tem Moore, Mayor Benoit

NAY: None

ABSTAIN: None

ABSENT: None

3.0 GENERAL BUSINESS

3.1 Street Light Conversion

City Clerk Lee read the title.

Assistant City Manager York presented the staff report.

Mr. Masters, WRCOG, made the presentation.

Ken Mayes, resident, stated the City should look into solar power for the lights and irrigation systems.

John Garrett, resident, stated the City should look into the low sodium lights.

Discussion ensued regarding the proposal.

A MOTION was made by Councilman Walker, seconded by Mayor Pro Tem Moore, to direct Staff to continue to participate with WRCOG in the regional street light acquisition program and the SCE streetlight valuation process; Direct staff to establish a Street and Safety Lighting Standards and Guidelines for City owned developer installed metered lighting; and Direct Staff to condition new development and work with existing developments that have not yet transferred street light ownership to SCE to install City owned street lighting.

MOTION carried, 5-0, by the following vote:

YEA: Cashman, Swanson, Walker, Mayor Pro Tem Moore, Mayor Benoit

NAY: None
ABSTAIN: None
ABSENT: None

3.2 Fourth Amendment to the Franchise Agreement with CR&R

City Clerk Lee read the title.

City Manager Nordquist presented the staff report.

Councilwoman Swanson voiced her opposition to the increased cost to the residents for trash collection.

Discussion ensued when the residential component would take place; What needs to be in the City's program; and State mandates.

A MOTION was made by Mayor Pro Tem Moore, seconded by Mayor Benoit, to approve and authorize the City Manager to sign the Fourth Amendment to Agreement Between the City of Wildomar and CR&R, Incorporated for the Collection and Transportation of Solid Waste and Other Specified Services.

MOTION failed, 2-3, by the following vote:

YEA: Mayor Pro Tem Moore, Mayor Benoit
NAY: Council Members Cashman, Swanson, Walker
ABSTAIN: None
ABSENT: None

3.3 Organic Waste Recycling Program for Waste Management's Service Area

City Clerk Lee read the title.

City Manager Nordquist presented the staff report.

Council consensus to table this item and bring back at a later date.

3.4 Appointment of Mayor and Mayor Pro Tem for 2016

City Clerk Lee read the title and presented the staff report.

City Clerk Lee opened the floor to nominations for Mayor for 2016.

Mayor Pro Tem Moore was nominated.

Hearing no further nominations, City Clerk Lee closed the nominations.

City Clerk Lee called for the vote for Mayor Pro Tem Moore to be Mayor in 2016.

MOTION carried, 5-0, by the following vote:

YEA: Cashman, Swanson, Walker, Mayor Pro Tem Moore, Mayor Benoit

NAY: None

ABSTAIN: None

ABSENT: None

City Clerk Lee opened the floor to nominations for Mayor Pro Tem for 2016.

Councilman Walker was nominated.

Hearing no further nominations, City Clerk Lee closed the nominations.

City Clerk Lee called for the vote for Councilman Walker to be Mayor Pro Tem in 2016.

MOTION carried, 5-0, by the following vote:

YEA: Cashman, Swanson, Walker, Mayor Pro Tem Moore, Mayor Benoit

NAY: None

ABSTAIN: None

ABSENT: None

3.5 Committees, Commissions and Boards Appointments for 2016

City Clerk Lee read the title and presented the staff report.

Ken Mayes, resident, spoke regarding Form 802 and the form should have been part of the staff report.

A MOTION was made by Councilman Walker, seconded by Councilwoman Swanson to add a "Franchise Subcommittee" and to delete the "City Hall Facilities Subcommittee"; Appoint Mayor Benoit and Councilwoman Swanson to the Franchise Subcommittee; and leave the remainder of the list as is.

MOTION carried, 5-0, by the following vote:

YEA: Cashman, Swanson, Walker, Mayor Pro Tem Moore, Mayor Benoit

NAY: None

ABSTAIN: None

ABSENT: None

CITY MANAGER REPORT

City Manager Nordquist presented his report.

FUTURE AGENDA ITEMS

*Grand Avenue Bike Lane Presentation

ADJOURN THE CITY COUNCIL

There being no further business Mayor Benoit declared the meeting adjourned at 9:10 p.m.

Submitted by:

Approved by:



Debbie A. Lee, CMC
City Clerk



Bridgette Moore
Mayor