

CITY OF WILDOMAR CITY COUNCIL
AND WILDOMAR CEMETERY DISTRICT AGENDA

5:30 P.M. – CLOSED SESSION
6:30 P.M. – REGULAR MEETING

October 09, 2019
Council Chambers
23873 Clinton Keith Road, Suite 106, Wildomar CA



Marsha Swanson, Mayor/Chair, District 5
Dustin Nigg, Mayor Pro Tem/Vice Chair, District 2
Ben J. Benoit, Council Member/Trustee, District 1
Bridgette Moore, Council Member/Trustee, District 4
Joseph Morabito, Council Member/Trustee, District 3

Gary Nordquist
City Manager/General Manager

Thomas D. Jex
City Attorney/District Counsel

WILDOMAR CITY COUNCIL AND WILDOMAR CEMETERY DISTRICT REGULAR MEETING AGENDA October 09, 2019

ORDER OF BUSINESS: Public sessions of all regular meetings of the City Council begin at 6:30 p.m. Closed Sessions begin at 5:30 p.m. or such other time as noted.

REPORTS: All agenda items and reports are available for review at City Hall, 23873 Clinton Keith Road; Mission Trail Library, 34303 Mission Trail Boulevard; and on the City's website at the following address: http://www.cityofwildomar.org/government/agendas__minutes. 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 (15 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.

NOTICE: City Council meetings may be live-streamed, photographed and/or videotaped. Attendance at the meeting constitutes consent by members of the public to the City's and any third party's use in any media, without compensation or further notice, of audio, video, and/or pictures of meeting attendees.

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

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

ROLL CALL

PUBLIC COMMENTS

CLOSED SESSION

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. In re: National Prescription Opiate Litigation, MDL No. 2804 (N.D. Ohio)

B. The Nevada Hydro Company, Inc. Application for Lake Elsinore Advanced Pumped Storage Project; Federal Energy Regulatory Commission Project No. P-14227-003

RECONVENE INTO OPEN SESSION

ANNOUNCEMENTS

ADJOURN CLOSED SESSION

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

ROLL CALL

FLAG SALUTE

PRESENTATIONS

1. William Collier Elementary School Presentation
2. Proclamation: David Lower's 100th Birthday
3. Proclamation: Community Candlelight Tribute
4. Acknowledgement: Purple Heart City
5. Other City Recognitions/ Presentations

PUBLIC COMMENTS

This is the time when the Council receives general public comments regarding any items or matters within the jurisdiction that **do not** appear on the agenda.

State law allows the Council to only talk about items that are listed on the agenda. **Speakers are allowed to raise issues not listed on the agenda; however, the law does not allow the City Council to discuss those issues during the meeting.** After hearing the matter, the Mayor will turn the matter over to the City Manager who will put you in contact with the proper Staff person.

Each speaker is asked to fill out a Public Comments Card available at the Chamber door and submit the card to the City Clerk. **Lengthy testimony should be presented to the Council in writing (15 copies) and only pertinent points presented orally.** The time limit established for public comments is three minutes per speaker.

Prior to taking action on any item that is on the agenda, the public will be permitted to comment at the time it is considered by the City Council.

APPROVAL OF THE AGENDA AS PRESENTED

The City Council to approve the agenda as it is herein presented, or, if it is the desire of the City Council, the agenda can be reordered, added to, or have items tabled at this time.

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 to have specific items removed from the Consent Calendar for separate discussion and/or action.

1.1 Reading of Ordinances

RECOMMENDATION: Staff recommends that the City Council approve the reading by title only of all ordinances on this agenda.

1.2 Minutes – September 11, 2019 Regular Meeting

RECOMMENDATION: Staff recommends that the City Council approve the Minutes as presented.

1.3 Warrant and Payroll Registers

RECOMMENDATION: Staff recommends that the City Council approve the following:

For Fiscal Year 2018-2019

1. Warrant Register dated 09-12-2019 in the amount of \$463.33;

For Fiscal Year 2019-2020

2. Warrant Register dated 09-05-2019 in the amount of \$51,978.36;
3. Warrant Register dated 09-12-2019 in the amount of \$41,661.70;
4. Warrant Register dated 09-19-2019 in the amount of \$413,850.54;
5. Wire Transfer Register dated 09-24-2019 in the amount of \$444,699.89;
6. Warrant Register dated 09-26-2019 in the amount of \$437,429.75;
7. Payroll Register dated 10-01-2019 in the amount of \$99,759.58.

1.4 Treasurer's Report

RECOMMENDATION: Staff recommends that the City Council approve the Treasurer's Report for August 2019.

1.5 2nd Reading of Ordinance No. 172 – Tobacco Code Amendment

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

ORDINANCE NO. 172
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, ADOPTING A GENERAL RULE EXEMPTION IN ACCORDANCE WITH SECTIONS 15060(C)(2), 15060(C)(3) AND 15061(B)(3) OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) AND APPROVING ZONING ORDINANCE AMENDMENT NO. 19-01 TO AMEND CHAPTER 5.64, CHAPTER 17.72 AND CHAPTER 17.76 OF THE WILDOMAR MUNICIPAL CODE RELATED TO TOBACCO RETAILING BUSINESSES, HOOKAH LOUNGES, AND VAPOR LOUNGES

1.6 Conflict of Interest Code Amendment

RECOMMENDATION: Staff recommends that the City Council adopt a Resolution entitled:

RESOLUTION NO. 2019 - ____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, UPDATING THE CITY'S CURRENT CONFLICT OF INTEREST CODE SET FORTH BY THE CALIFORNIA STATE FAIR POLITICAL PRACTICES COMMISSION FOR ELECTED OFFICIALS, BOARD AND COMMISSION MEMBERS AND EMPLOYEES OF THE CITY OF WILDOMAR

1.7 Third Amendment to Right of Way Acquisition and Relocation Services Agreement with Property Specialists, Inc. (dba CPSI) for the Bundy Canyon Road Project

RECOMMENDATION: Staff recommends that the City Council authorize the City Manager to execute the Third Amendment to the Right of Way Acquisition and Relocation Services Agreement with CPSI for the Bundy Canyon Road Improvement Project.

1.8 Annexation No. 17 into Community Facilities District No. 2013-1 (Services) for KB Home Coastal, Inc. (TR 32024)

RECOMMENDATION: Staff recommends that the City Council adopt a Resolution entitled:

RESOLUTION NO. 2019 - 64

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, DECLARING ITS INTENTION TO ANNEX TERRITORY INTO COMMUNITY FACILITIES DISTRICT NO. 2013-1 (SERVICES), OF THE CITY OF WILDOMAR, ADOPTING A MAP OF THE AREA PROPOSED TO BE ANNEXED (ANNEXATION NO. 17) AND AUTHORIZING THE LEVY OF SPECIAL TAXES THEREIN

2.0 PUBLIC HEARINGS

There are no items scheduled.

3.0 GENERAL BUSINESS

3.1 Oak Springs Ranch General Plan Initiation Proposal (GPIP 19-0122)

RECOMMENDATION: The Planning Department recommends the City Council take the following actions:

1. Receive staff's presentation;
2. Receive public testimony from the Applicant and Public; and
3. Discuss the proposed GPA with consideration of the comments raised by the Planning Commission and provide direction/feedback to the Applicant.

3.2 Arturo Luna General Plan Initiation Proposal (GPIP 19-0117)

RECOMMENDATION: The Planning Department recommends the City Council take the following actions:

1. Receive staff's presentation;
2. Receive public testimony from the Applicant and Public; and
3. Discuss the proposed GPA with consideration of the comments raised by the Planning Commission and provide direction/feedback to the Applicant.

3.3 FY 2019-20 First Quarter Budget Report

RECOMMENDATION: Staff recommends that the City Council review and consider approval of the Fiscal Year 2019-20 First Quarter Report, and adopt a Resolution entitled:

RESOLUTION NO. 2019- ____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, AUTHORIZING AMENDMENTS TO THE FY 2019-20
BUDGETED REVENUES AND EXPENSES.

3.4 Award of Construction Contract – Installation of Park Shade Structures at Wildomar Parks Project, CIP 053

RECOMMENDATION: Staff recommends that the City Council:

1. Waive any irregularities that may exist in the Micon Construction Inc. submitted bid proposal as minor and not providing any economic advantage to the bidder.
2. Authorize the City Manager to execute a construction contract for the base bid item (Marna O'Brien Park) and included additive bid item (Windsong Park), with Micon Construction Inc. in the amount of \$71,495.00 for construction of the Installation of Park Shade Structures at Wildomar Parks Project (CIP 053).
3. Authorize the City Engineer to approve change orders not to exceed 10% of the contract amount for project changes including, but not limited to, unforeseen conditions or necessary design changes.
4. Approve the direct purchase of shade sail structure equipment from Landscape Structures Inc. for Marna O'Brien Park and Windsong Park in the amount of \$72,450.91.
5. Appropriate an additional \$100,000 to CIP 053.

3.5 Santa Rosa Plateau Nature Education Foundation (SRPNEF) Special Event Memorandum of Understanding (MOU)

RECOMMENDATION: Staff recommends that the City Council authorize the City Manager to sign the MOU with SRPNEF.

3.6 2020 Parks and Community Services Special Event Dates

RECOMMENDATION: Staff recommends that the City Council approve the Parks and Community Services special events calendar through 2020.

3.7 Resolution to Change the Name of Wildomar Road to Old Wildomar Road.

RECOMMENDATION: Staff recommends that the City Council adopt a Resolution entitled:

RESOLUTION NO. 2019 - ____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR
CALIFORNIA PROVIDING NOTICE OF ITS INTENTION TO CHANGE
THE NAME OF WILDOMAR ROAD TO OLD WILDOMAR ROAD

3.8 Business Registration Program Ordinance Amendment

RECOMMENDATION: Staff recommends that the City Council:

1. Introduce and approve first reading of an Ordinance entitled:

ORDINANCE NO. ____
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, AMENDING SECTIONS 5.68.040 AND
5.68.100 OF THE MUNICIPAL CODE PERTAINING TO THE CITY
BUSINESS REGISTRATION PROGRAM.

2. Adopt a Resolution entitled:

RESOLUTION NO. 2019 - ____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, ADOPTING BUSINESS REGISTRATION
FEES

COUNCIL COMMUNICATIONS

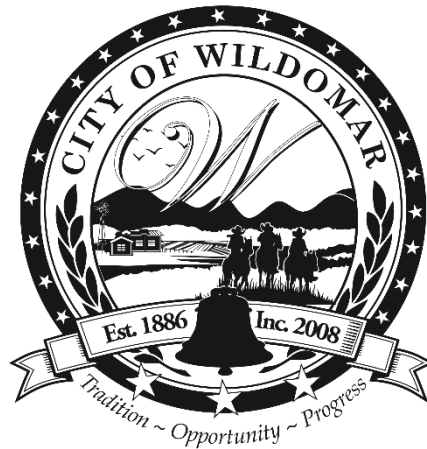
1. Community events
2. Regional events
3. Chamber of Commerce
4. Riverside Conservation Authority (RCA)
5. Riverside Transit Agency (RTA)
6. Riverside County Transportation Commission (RCTC)
7. League of California Cities
8. Southern California Association of Governments (SCAG)
9. Riverside County Habitat Conservation Agency (RCHCA)
10. Western Riverside Council of Governments (WRCOG)
11. South Coast Air Quality Management District (SCAQMD)
12. Ad Hoc & Subcommittees

CITY MANAGER REPORT

FUTURE AGENDA ITEMS

ADJOURN THE CITY COUNCIL

In accordance with Government Code Section 54952.3, I, Janet Morales, City of Wildomar Acting City Clerk, do hereby declare that the Board of Trustees will receive no compensation or stipend for the convening of the following regular meeting of the Wildomar Cemetery District.



Marsha Swanson, Chair
Dustin Nigg, Vice Chair
Ben J. Benoit, Trustee
Bridgette Moore, Trustee
Joseph Morabito, Trustee

Gary Nordquist
General Manager

Thomas D. Jex
District Counsel

CALL TO ORDER THE WILDOMAR CEMETERY DISTRICT

ROLL CALL

PUBLIC COMMENTS

BOARD COMMUNICATIONS

APPROVAL OF THE AGENDA AS PRESENTED

The Board of Trustees to approve the agenda as it is herein presented, or if it is the desire of the Board, the agenda can be reordered at this time.

4.0 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 Board, the Public, or Staff request that specific items are removed from the Consent Calendar for separate discussion and/or action.

4.1 Minutes – September 11, 2019 Regular Meeting

RECOMMENDATION: Staff recommends that the Board of Trustees approve the Minutes as presented.

4.2 Warrant Register

RECOMMENDATION: Staff recommends that the Board of Trustees approve the following:

1. Warrant Register dated 09-05-2019 in the amount of \$46.17;
2. Warrant Register dated 09-12-2019 in the amount of \$4,815.38;
3. Warrant Register dated 09-19-2019 in the amount of \$556.85;
4. Warrant Register dated 09-26-2019 in the amount of \$566.27.

4.3 Treasurer's Report

RECOMMENDATION: Staff recommends that the Board of Trustees approve the Treasurer's Report for August 2019.

5.0 PUBLIC HEARINGS

There are no items scheduled.

6.0 GENERAL BUSINESS

There are no items scheduled.

GENERAL MANAGER REPORT

FUTURE AGENDA ITEMS

ADJOURN WILDOMAR CEMETERY DISTRICT

City Council/Wildomar Cemetery District Regular Meeting Schedule

November 13	March 11	July 8
December 11	April 8	August 12
January 8	May 13	September 9
February 12	June 10	October 14

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.

I, Janet Morales, Wildomar Acting City Clerk, do certify that on October 2, 2019, by 6:00 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;
Wildomar Library, 34303 Mission Trail Blvd.



Janet Morales
Acting City Clerk