

**CITY OF WILDOMAR
SPECIAL NORMING SESSION MINUTES
NOVEMBER 10, 2009**

The special norming session of November 10, 2009, of the Wildomar City Council was called to order by Mayor Farnam at 1:13 p.m.

Mayor Farnam led the flag salute.

City Council Roll Call showed the following Members in attendance: Mayor Farnam, Mayor Pro Tem Moore, Council Members Ade, Cashman and Swanson. Absent: None.

Staff in attendance: City Manager Oviedo, City Attorney Biggs, Public Works Director Kashiwagi, Planning Director Hogan, Finance Director Nordquist, Police Chief Cleary, and City Clerk Lee.

PUBLIC COMMENTS

Gina Castanon, resident, stated the agenda appears vague and asked what item "C" was. If it is in reference to the nursery hearing she attended at the last Planning Commission meeting, it needs to be looked at. There are three nurseries on one street and this should be discouraged. Additionally, in the matrix, the Planning Commission should only be making recommendations, and not decisions. She also noted that if a discussion ensues regarding what Planning Commissioners do and say outside of their Planning Commissioner duties, the Council should be careful. Everyone has a right to their personal opinion. Lastly, the way the room is set up with the Council's backs to the public is rude.

Consideration of issues and procedures to assure a smooth and balanced process that properly allocates decision making power for land development in the City between the Planning Commission and the City Council. The following were discussed and decision noted:

PLANNING DEPARTMENT:

*Keep as is the present practice of the "Receive and File" to the City Council on matters acted on by the Planning Commission.

*Any matter acted on by the Planning Commission and reported to the City Council on a receive and file basis may be taken up for de novo review by the City Council at the request of two or more Members of the City Council at the time the matter is considered for receive and file. This procedure will be reviewed at future norming sessions and adjusted as needed.

*The City Council is desirous that the Planning Commission receive more education regarding planning issues. Some of these sessions could be done on meeting nights when the agenda is very light, or there are no items to hear.

*There will be study sessions done on a quarterly basis, or as needed, to address areas of concern, or to educate on issues such as public finance. Some of these sessions will be done jointly with the Planning Commission. (This is to be discussed at the joint session on December 17.)

*The City Manager will inform the City Council of projects that may be of concern prior to the hearing for a possible joint session/workshop (pre-cursory review). In this way any potential problems will be assessed and addressed.

*EIRs, environmental issues, and risk management are to be discussed in the joint session/workshops early on in the project process.

At 3:04 p.m. the City Council took a recess.

At 3:16 p.m. the City Council reconvened with all Council Members present.

*It is the desire of the City Council to not allow any new billboards in the City.

*Interim development projects: acceptable versus discouraged – this is to be discussed at the joint session agenda with the Planning Commission on December 17.

*Each Council Member will not speak negatively about another Council Member in the public. All Council Members will treat each other with respect at all times. When a Council Member calls another Council Member, they will return the call in a reasonable time frame.

*Council Members have the responsibility to directly communicate with the City Manager regarding any issues that are of concern to the Council Member regarding the City, including personnel.

*Additional items for the joint session with the Planning Commission on December 17:

- 1) Expectations, procedures, appropriate/inappropriate behavior in their role as Planning Commissioner and how they reflect on the community when outside the meeting.
- 2) A brief overview of the Code of Conduct as it was defined by the City Council that was defined in the first norming session.
- 3) Joint sessions to be held with the Planning Commission on a quarterly, or as needed, basis.

- 4) Interim development projects: acceptable versus discouraged.

ADJOURNMENT

There being no further business, at 4:58 p.m. Mayor Farnam declared the meeting adjourned.

Respectfully submitted,

Debbie A. Lee, CMC
City Clerk

**CITY OF WILDOMAR
CITY COUNCIL REGULAR COUNCIL MEETING MINUTES
DECEMBER 9, 2009**

CALL TO ORDER

The regular meeting of December 9, 2009, of the Wildomar City Council was called to order by Mayor Farnam at 7:03 p.m.

City Council Roll Call showed the following Members in attendance: Mayor Farnam, Mayor Pro Tem Moore, Council Members Ade, Cashman and Swanson. Absent: None.

Staff in attendance: City Manager Oviedo, City Attorney Biggs, Assistant City Manager Nordquist, Public Works Director Kashiwagi, Planning Director Hogan, Fire Chief Beach, Police Chief Cleary, and City Clerk Lee.

The Flag Salute was led by Mayor Farnam.

PRESENTATIONS

A Certificate of Congratulations will be sent to Randi Johnson in honor of her achieving the Girl Scout Gold Award.

Anne Bowman, Southwest California Pageants, made a presentation for the proposed Miss Wildomar Program.

Code Enforcement Officer Kowalski presented the Code Enforcement Monthly report.

Chief Beach was not present to give the Fire Department Monthly report.

Henry Silvestre gave the Chamber of Commerce Monthly report.

Chief Cleary presented the Police Quarterly report.

PUBLIC COMMENTS

Gil Rasmussen, Wildomar Cemetery District, stated the Board of Trustees have done a good job in protecting the people's interest in the District. At the last LAFCO hearing they stated they would like to propose that the City of Wildomar take over the cemetery district. He would like the City to entertain this proposal and enter into discussion with the District to take over the duties of the District.

Sharon Heil, resident, thanked all who participated in the Lake Elsinore-Wildomar Elk Lodge #2591 Christmas Tree Lane. She thanked the Council for being

judges in the event. Everyone enjoyed the event, and they raised \$12,600 that goes to school scholarships for the young people in the community.

Glenn Cople, resident, congratulated the Elks Lodge for a great job. He is representing the other Christmas Tree Lane that is held at the Lake Elsinore Outlet Center. He invited everyone to attend, with the money also going to young people for scholarships. He invited everyone to attend.

APPROVAL OF THE AGENDA AS PRESENTED

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

Roll call vote: Ayes – 5; Nays – 0; Motion carried.

1.0 CONSENT CALENDAR

Gina Castanon, resident, stated she would like a copy of invoices for the following checks that are part of item #1.4:

- 1) Check #2041;
- 2) Check #2051; and
- 3) Check #2092.

Also, on item #1.7, if the TUMF is reduced 50%, the shortfall would have to be recouped elsewhere. If this happens, how would the City do that? She would like the City Council to leave the TUMF where it is and not reduce it.

A MOTION was made, and amended, by Mayor Pro Tem Moore, seconded by Council Member Swanson, to approve the Consent Calendar as presented, with the exception of item #1.2, #1.7 and #1.8.

Council Member Cashman stated item #1.2, the minutes do not read quite what happened in the session.

Council Member Ade stated it should be more verbatim. There was a lot of discussion and it was very important.

Motion was amended to exclude item #1.2.

Council Member Ade stated on item #1.7, she has concerns about verbiage in the Ordinance. Also, on item #1.8, the exhibit was not attached.

Motion was amended to also exclude item #1.7 and #1.8.

Roll call vote: Ayes – 5; Nays – 0; Motion carried.

1.1 Reading of Ordinances

Approved the reading by title only of all ordinances.

1.3 Regular Meeting Minutes - November 12, 2009

Approved the Minutes as submitted.

1.4 Warrant Registers and Payroll Warrant Registers

Approved the following Registers:

1. Warrant Register dated November 12, 2009 in the amount of \$775,953.70;
2. Warrant Register dated November 18-20, 2009 in the amount of \$253,965.88;
3. Warrant Register dated December 1, 2009 in the amount of \$301,197.81;
4. Payroll Warrant Register dated November 6, 2009 in the amount of \$1,077.60;
5. Payroll Warrant Register dated November 13, 2009 in the amount of \$4,968.85; and
6. Payroll Warrant Register dated November 27, 2009 in the amount of \$8,224.48.

1.5 Treasurer's Report, October 2009

Received and filed the Treasurer's Report for October, 2009.

1.6 Special Election Certification – Measures I, J, K

Adopted a resolution entitled:

RESOLUTION NO. 09 - 75
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, RECITING THE FACT OF THE SPECIAL MUNICIPAL
ELECTION HELD ON NOVEMBER 3, 2009, DECLARING THE RESULT
AND SUCH OTHER MATTERS AS PROVIDED BY LAW

ITEMS REMOVED FROM THE CONSENT CALENDAR

1.2 Special Norming Meeting Minutes - November 10, 2009

Council Member Cashman stated he does not feel the minutes are precise. His concern is item #2 under Planning Department. The wording is not quite right and does not reflect the tone of what we agreed upon and

it is too brief.

Council Member Ade voiced agreement. She would like more of what was said.

Council consensus that the regular meeting minutes are fine they way they are, however, the norming session minutes should reflect more than what is being presented.

Council Member Cashman stated that the next item after the one he just mentioned is not correct. He does not feel a consensus was reached on the Planning Application Approval Authority Matrix.

A MOTION was made by Council Member Cashman, seconded by Council Member Ade, to direct Staff to bring back the norming session minutes of November 10, 2009, with more substantive information for each item.

Roll call vote: Ayes – 5; Nays – 0; Motion carried.

1.7 Ordinance No. 38 – TUMF Program – Second Reading and Adoption

Council Member Ade stated she thought that at the last meeting this was for consideration only as that is what the agenda stated. The City Attorney advised her that it was the first reading and was voted on. The Council also voted to look at the 50% reduction separately. However, in the Ordinance, Section 2.D, the findings, it states that by temporarily reducing the fees it will encourage economic development, and the City Council did not make this finding. Also Section 2.L is adopting the Nexus Study and the findings. If it's just the study, that is okay. However, in Section 4.D it talks about the 50% reduction. She wants to make sure that if this Ordinance is adopted, it is not adopting the reduction.

City Attorney Biggs stated the Ordinance does contain that, but does not mandate you take action on that finding. It does allow the Council to adopt a Resolution to reduce the TUMF. If the Ordinance is adopted it does not reduce the fees, the Council would have to take a separate action to do that.

Council Member Ade stated she has concerns with Section 6.B. The Board of Supervisors adopted an Ordinance stating the fees would be paid at the issuance of the building permit so that the money would get in quicker so that we can utilize it for Clinton Keith. She wants to be sure of that Ordinance.

Ruthanne Taylor Berger, WRCOG Deputy Executive Director, stated the mitigation fee allows for payment to be made at the issuance of building permit. What the County has done, and WRCOG also, is try to get that at that time. However, the law does allow that they can wait until occupancy.

Larry Markham, developer, stated that Ordinance relates to the DIF and the road and bridge fees, but not the TUMF.

A MOTION was made by Council Member Swanson, seconded by Mayor Pro Tem Moore, to adopt Ordinance No. 38.

Roll call vote: Ayes – 5; Nays – 0; Motion carried.

ORDINANCE NO. 38
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, APPROVING AND SUPERSEDING
ORDINANCE NO. 824 AND NO. 24 TO UPDATE ITS PARTICIPATION IN
THE WESTERN RIVERSIDE COUNTY TRANSPORTATION UNIFORM
MITIGATION FEE (TUMF) PROGRAM

1.8 Detachment of a Portion of County Service Area (CSA) 103 (LAFCO 2007-39-1 Annexation 111)

Public Works Director Kashiwagi stated that the question is where this parcel is located. It is a 20 acre parcel associated with Tentative Tract Map 29476 located north of Clinton Keith Road, east of I-15, as what appears to be at the end of La Estrella. This property has not been developed.

A MOTION was made by Mayor Pro Tem Moore, seconded by Council Member Swanson, to adopt Resolution No. 09-76.

Roll call vote: Ayes – 5; Nays – 0; Motion carried.

RESOLUTION NO. 09 – 76
A RESOLUTION OF APPLICATION BY THE CITY COUNCIL FOR THE
CITY OF WILDOMAR, CALIFORNIA, REQUESTING THE LOCAL
AGENCY FORMATION COMMISSION (LAFCO) TO TAKE
PROCEEDINGS FOR THE DETACHMENT OF LAFCO 2007-39-1
ANNEXATION 111 FROM COUNTY SERVICE AREA 103

2.0 PUBLIC HEARINGS

2.1 Clinton Keith Animal Hospital (Continued from 10-28-09)

Mayor Farnam opened the public hearing.

Planner Kanani presented the staff report.

Deborah Luzuriaga, applicant, stated this is a small business and they have spent the last 90 days with the water district trying to negotiate some concessions. They cannot afford the \$300,000 of infrastructure being required. Also, between the infrastructure and mitigation fees, it comes to \$475,000. The Bank has informed them that they will have to put up the money as a bond for the sewer line. That comes to about \$120,000 for the City to hold indefinitely, and that they cannot access. Given the economy and the state of development, they do not anticipate any growth in that area for the next 10 years. They do not have the money to do something like this and they are asking for a concession from the City on that requirement.

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

Council Member Ade asked why the Board of Supervisors denied the project initially.

Planning Director Hogan answered the timing with the General Plan update that was going on at the time.

Council Member Ade stated her concern is the change to industrial park. She also has concerns with the landscaping. She understands the cost of the project, but that is the cost of development and it is the same for any development.

Discussion ensued regarding the grading plan; zone change; second story storage; and the standing water on the property.

Council Member Cashman stated the water district was suggesting a financing plan for the sewer.

Jack Monroe, Engineer, stated there were a lot of different options, but nothing that is financially feasible for the applicant at this time.

Discussion ensued regarding the septic system the applicant is proposing, the requirement of a sewer and the cost; precedents of allowing septic

over sewer for businesses.

A MOTION was made by Mayor Pro Tem Moore, seconded by Council Member Swanson, to adopt Resolution No. 09-77.

Roll call vote: Ayes – 5; Nays – 0; Motion carried.

RESOLUTION NO. 09 – 77

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, ADOPTING A MITIGATED NEGATIVE DECLARATION FOR PROJECT NO. 08-0133 THAT IS LOCATED AT 35951 SALIDA DEL SOL KNOWN AS ASSESSOR'S PARCEL NO. 362-250-014

City Clerk Lee presented an Ordinance entitled:

ORDINANCE NO. 39

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AMENDING THE OFFICIAL ZONING MAP FOR THE CITY OF WILDOMAR FOR A PROPERTY LOCATED AT 35951 SALIDA DEL SOL FROM RURAL RESIDENTIAL TO INDUSTRIAL PARK, KNOWN AS ASSESSOR'S PARCEL NO. 362-250-014

which title was read.

A MOTION was made, and amended, by Mayor Pro Tem Moore, seconded by Council Member Swanson, to introduce Ordinance No. 39, and changing the zone to manufacturing/service/commercial instead of industrial park.

Council Member Ade stated she still has concerns about the zoning.

Planning Director Hogan stated if the Council feels that industrial park is the wrong designation, manufacturing/service/commercial would also allow for this type of project and be consistent with the General Plan.

It was the consensus of the City Council to designate this as manufacturing/service/commercial.

City Attorney Biggs stated the change can be made now and will not be a problem.

The Motion was amended to reflect the revision.

Roll call vote: Ayes – 5; Nays – 0; Motion carried.

A MOTION was made, by Mayor Farnam, seconded by Council Member Swanson, to adopt Resolution No. 09-78, with the revisions.

Discussion ensued regarding the sewer line.

Roll call vote: Ayes – 4; Nays – 1, Council Member Ade; Motion carried.

RESOLUTION NO. 09 – 78
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, RECOMMENDING APPROVAL OF PLOT PLAN 08-0133
TO ALLOW FOR CONSTRUCTION OF A 6,000 SQUARE FOOT
VETERINARY HOSPITAL AND 4,500 SQUARE FOOT ROUGH GRADED
PAD ON A 3.0 ACRE LOT AT 35951 SALIDA DEL SOL KNOWN AS
ASSESSOR'S PARCEL NO. 362-250-014

2.2 **DLC Almond Office**

Mayor Farnam opened the public hearing

Planning Director Hogan presented the staff report.

Larry Markham, developer for the applicant, presented the project.

Speakers:

Gina Castanon, resident, stated she is concerned with adding another nursery in an area that already has three within a one mile radius. She is also concerned that it states there needs to be a zone change, when there does not. A nursery is an allowed use in rural residential. The applicants want to change it to commercial so that in the future they can sell the property for more money. This does not make a good plan for the City and she supports the Planning Commission recommendation in denying this project.

Richard Garcia, resident, stated there is a great deal of foot and car traffic around this area due to the High School. Almond Street is residential and cannot support a business. He then read from a letter he presented to the City Council.

There were also seven people who did not wish to speak, but who are in support of what Mr. Garcia stated. They all live in the area of the proposed project.

Daniel Segura, resident, stated he would like the Council to take into consideration the residents who have chosen Wildomar to raise their families and they would like the area to stay residential and not have a business there bringing traffic to the area.

Mr. Markham rebutted stating at some point this property will be zoned commercial. The County should have done this for consistency, and they did not. They will be doing improvements to the property that will make Almond a better, safer street. In the future when they come back with the permanent project, they will be improving Bundy Canyon as well.

Discussion ensued regarding the history of the zoning of the property and that this is in the redevelopment area.

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

Discussion ensued regarding the property and buffering for the residents; the interim use; the impact on safety issues with the proposed use; the impacts of a conditional use permit and how it runs with land and really has no time limit; redevelopment area issues; storage and transportation of construction materials; the issues surrounding an temporary use; and proposing entering into a development agreement.

A MOTION was made by Mayor Farnam, seconded by Mayor Pro Tem Moore, to adopt Resolution No. 09-79.

Roll call vote: Ayes – 5; Nays – 0; Motion carried.

RESOLUTION NO. 09 - 79

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR
ADOPTING A MITIGATED NEGATIVE DECLARATION FOR PROJECT
NO. 09-0265 THAT IS LOCATED AT THE NORTHWEST CORNER OF
ALMOND STREET AND BUNDY CANYON ROAD KNOWN AS
ASSESSOR'S PARCEL NO. 366-210-052, 366-210-053
AND 366-210-054

City Clerk Lee presented an Ordinance entitled:

ORDINANCE NO. 40

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, AMENDING THE OFFICIAL ZONING MAP
FOR THE CITY OF WILDOMAR FOR THREE PARCELS LOCATED AT
THE NORTHWEST CORNER OF ALMOND STREET AND BUNDY

CANYON ROAD, FROM RURAL RESIDENTIAL TO GENERAL
COMMERCIAL, KNOWN AS ASSESSOR'S PARCEL NO. 366-210-052,
366-210-053 AND 366-210-054

which title was read.

A MOTION was made, by Mayor Farnam, seconded by Mayor Pro Tem Moore, to introduce Ordinance No. 40.

Roll call vote: Ayes – 5; Nays – 0; Motion carried.

A MOTION was made, by Mayor Farnam, seconded by Mayor Pro Tem Moore, to approve the conditional use permit and direct Staff to bring forward a Resolution stating this.

Council Member Ade requested if any of the Council Members met with the applicant's representative and what was discussed.

Mayor Farnam, Mayor Pro Tem Moore and Council Members Cashman and Swanson stated they all met separately with the representative, received an overview of the proposed project and asked questions of the representative.

Roll call vote: Ayes – 3; Nays – 2, Council Members Ade and Cashman; Motion carried.

At 10:24 p.m. the City Council recessed.

At 10:35 p.m. the City Council reconvened, with all Council Members present.

2.3 Bella Rosa Condominium Project, Tentative Tract Map 33987 (PL08-0168)

Mayor Farnam opened the public hearing.

Planning Director Hogan presented the staff report.

City Clerk Lee stated there are no speakers, however there are six letters in support from residents on Peggy Lane.

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

Discussion ensued regarding the road connection for Bayless and La Estrella; property owners concerns to make the connections work; issues that would trigger a request for immanent domain procedure; fencing; and

infrastructure.

A MOTION was made, by Mayor Pro Tem Moore, seconded by Council Member Swanson, to adopt Resolution No. 09-81, as amended by the errata sheet.

Mayor Farnam, Mayor Pro Tem Moore and Council Member Swanson stated they met with the applicant one year ago regarding this project.

Roll call vote: Ayes – 4; Nays – 1, Council Member Cashman; Motion carried.

RESOLUTION NO. 09 – 81

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, CONDITIONALLY APPROVING TENTATIVE TRACT MAP 33987 WHICH WILL SUBDIVIDE 24.37 ACRES LOCATED NEAR THE INTERSECTION OF LA ESTRELLA ROAD AND DEPASQUALLE ROAD INTO FOUR LOTS AND ONE REMAINDER PARCEL (PROJECT NO. 08-0168)

2.4 DIF Reduction (Cont from 11/12/09)

Mayor Farnam opened the public hearing.

Planning Director Hogan presented the staff report.

Discussion ensued regarding the history of this item.

Speakers:

Kristan Lloyd, resident, stated she urges the Council not to reduce the fees as it will not be good for Wildomar.

Gina Castanon, resident, stated she urges the Council not to reduce the DIF or TUMF. She would like to see the fiscal impact of what reducing the fees would mean to the City. She also requested a copy of the City Council's 700 Form and their campaign filings.

John Lloyd, resident, stated reducing the fees would drastically affect the City's ability to provide parks now and in the future. He urged the Council not reduce the fees.

Mark Knorringa, BIA, urged the Council to approve the reduction to the DIF and the TUMF. He feels this will put people back to work and

stimulate the area economy.

Ruthanne Taylor Berger, WRCOG Deputy Executive Director, urged the Council to approve the reduction to the DIF and TUMF.

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

A MOTION was made by Mayor Farnam, seconded by Council Member Swanson, to not adopt a reduction to the City's development impact fees.

Discussion ensued regarding the fiscal impacts of what reductions would mean to the City.

Roll call vote: Ayes – 5; Nays – 0; Motion carried.

3.0 GENERAL BUSINESS

3.1 Consideration of a temporary 50% reduction to the WRCOG TUMF

A MOTION was made by Council Member Swanson, seconded by Mayor Pro Tem Moore, to not adopt a reduction to the WRCOG TUMF.

Roll call vote: Ayes – 5; Nays – 0; Motion carried.

3.2 Planning Commission Appointment

Council Member Swanson stated there were seven good applicants who applied and it was a difficult decision.

A MOTION was made by Council Member Swanson, seconded by Mayor Farnam, to appoint Michael Kazmier to the Planning Commission.

Council Member Ade stated she knows nothing about Mr. Kazmier and would like some information.

Mr. Kazmier gave some brief background on himself.

Roll call vote: Ayes – 5; Nays – 0; Motion carried.

3.3 Southwest Cities Coalition Appointments

City Manager Oviedo presented the staff report.

Mayor Farnam described the duties of the coalition and what is hoped to be accomplished.

A MOTION was made by Council Member Swanson, seconded by Mayor Pro Tem Moore, to appoint Mayor Farnam and Mayor Pro Tem Moore to the Southwest Cities Coalition representative of the City of Wildomar and direct the selected members to return to the City Council at a future date to report on the progress of the Coalition's organizational structure, major goals, and membership responsibilities

Roll call vote: Ayes – 5; Nays – 0; Motion carried.

3.4 Community Development Block Grant (CDBG) Requests

Kristan Lloyd, resident, stated the Wildomar Community Council did come to the City Council and requested monies. The WCC was told there was a moratorium on this, and they respected that. However, the City has just decided on its own who will get this CDBG money. This is of great concern to her as there is no paperwork on these proposed projects. The WCC would like to get some of that money for the community services they do.

Gina Castanon, resident, stated she is in favor of this, however, she has the same issues as the previous speaker. This needs to be opened up to everyone. This needs to be redone, start this from scratch, and open it up to every organization in the community.

Assistant City Manager Nordquist presented the staff report. He stated this is the first year the City has been involved and they have been working with the County regarding the CDBG process.

A MOTION was made by Mayor Farnam, seconded by Mayor Pro Tem Moore, to approve the Request for CDBG funds from Riverside County for projects and services within the City of Wildomar and discuss the provisions for funding Public Services provided by other organizations and adopt Resolution No. 09 – 83.

Discussion ensued regarding a sensor at Marna O'Brien Park.

Roll call vote: Ayes – 5; Nays – 0; Motion carried.

RESOLUTION NO. 09-83

**A RESOLUTION OF THE COUNCIL OF THE CITY OF WILDOMAR
RECOMMENDING THE USES FOR THE ALLOCATION OF COMMUNITY
DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM FUNDS FOR THE
CITY OF WILDOMAR DURING FISCAL YEAR 2010-11**

3.5 COPS Grant

A MOTION was made by Mayor Pro Tem Moore, seconded by Council Member Moore, to adopt Resolution No. 09 – 84.

Discussion ensued regarding the grant.

Roll call vote: Ayes – 5; Nays – 0; Motion carried.

RESOLUTION NO. 09 – 84
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, RECOMMENDING THE USE OF \$100,000 FROM THE
2009-10 STATE BUDGET TO PROVIDE FUNDING ADDITIONAL
PUBLIC SAFETY PERSONNEL

It was the consensus of the City Council to table items #3.6 and #3.7 to the regular meeting of January 13, 2010.

3.6 FY2008-09 Preliminary Year End Report and FY2009-10 First Quarter Budget Report

3.7 Planning Commission Recommendation – Trailer and Boat Storage, Mini Warehouses Moratorium

3.8 Selection of Mayor and Mayor Pro Tem for 2010

Mayor Farnam opened nominations for Mayor for 2010 and nominated Mayor Pro Tem Moore. There being no further nominations, Mayor Farnam closed the nominations for Mayor.

Roll call vote: Ayes – 5; Nays – 0; to appoint Mayor Pro Tem Moore as Mayor for 2010, effective January 1, 2010.

Mayor Pro Tem Moore gave some brief remarks thanking the City Council.

Mayor Farnam opened nominations for Mayor Pro Tem for 2010.

Mayor Pro Tem Moore nominated Council Member Swanson.

There being no further nominations, Mayor Farnam closed the nominations for Mayor Pro Tem.

Roll call vote: Ayes – 5; Nays – 0; to appoint Council Member Swanson as Mayor Pro Tem for 2010, effective January 1, 2010.

Council Member Swanson thanked the City Council.

CITY MANAGER REPORT

City Manager Oviedo reported there is a joint study session with the Planning Commission on December 17, 2009, at 6:00 p.m.

CITY ATTORNEY REPORT

There was nothing to report.

COUNCIL COMMUNICATIONS

Council Member Cashman stated the City Council needs to set a time limit on meetings and stick with it.

FUTURE AGENDA ITEMS

Direction for Staff to look into the possibility of the Wildomar Cemetery District coming under the City.

ADJOURNMENT

There being no further business, Mayor Farnam declared the meeting adjourned at 12:11 a.m.

Respectfully submitted,

Debbie A. Lee, CMC
City Clerk

CITY OF WILDOMAR CITY COUNCIL
Agenda Item #1.4
CONSENT CALENDAR
Meeting Date: January 27, 2010

TO: Mayor and Members of the City Council
FROM: Gary Nordquist, Assistant City Manager
SUBJECT: Warrant Registers dated January 7, 13 and 20, 2010.

STAFF REPORT

RECOMMENDATION:

1. Approve Warrant Register dated January 7, 2010 in the amount of \$42,470.83;
2. Approve Warrant Register dated January 13, 2010 in the amount of \$72,184.23; and
3. Approve Warrant Register dated January 20, 2010 in the amount of \$168,156.84.

BACKGROUND:

The City of Wildomar requires that the City Council audit payments of demands and direct the City Manager to issue checks. The Warrant Registers are submitted for approval.

DISCUSSION:

None.

FISCAL IMPACTS:

These Warrant Registers will have a budgetary impact in the amount noted in the recommendation section of this report. These costs are included in the Fiscal Year 2009-10 Budget.

ALTERNATIVES:

1. Take no action
2. Provide staff with further direction.

Submitted by:

Approved by:

Gary Nordquist
Assistant City Manager

Frank Oviedo
City Manager

City of Wildomar
Warrant Register
January 7, 2010

Date	Type	Num	Name	Memo/Description	Amount
01/07/2010	Bill Payment (Check)	2139	Wells Fargo Business Card	December 09 Credit Card Charges	\$ 4,313.85
01/07/2010	Bill Payment (Check)	2140	American Forensic Nurses	Blood Draws	\$ 140.10
01/07/2010	Bill Payment (Check)	2141	CTAI Pacific Greenscape	Park Maintenance Services for December 2009	\$ 4,874.00
01/07/2010	Bill Payment (Check)	2142	Exec-U-Care	Pre-fund Medical Reimb. Insurance Program - Jan 2010	\$ 795.95
01/07/2010	Bill Payment (Check)	2143	Michael Aweduto - Refund	Developer Deposit Refund - 09-0444	\$ 1,298.93
01/07/2010	Bill Payment (Check)	2144	AT&T	City Council Mobile Phones - 11/21/09-12/20/09	\$ 668.64
01/07/2010	Bill Payment (Check)	2145	Bio-Tox Laboratories	RC Sheriff - Lab Services	\$ 490.06
01/07/2010	Bill Payment (Check)	2146	Riverside County Sheriff's Department	Booking Fees	\$ 1,205.12
01/07/2010	Bill Payment (Check)	2147	Image Printing System	Police Department Envelopes	\$ 98.96
01/07/2010	Bill Payment (Check)	2148	Danielson Associates, Inc.	Mgmt Transition Services, Travel Expenses - December 09	\$ 6,828.65
01/07/2010	Bill Payment (Check)	2149	Elsinore Valley Municipal Water District	Water Services for 11/18/09 - 12/16/09	\$ 2,018.26
01/07/2010	Bill Payment (Check)	2150	Wendy Holder	New Logo - City of Wildomar	\$ 1,500.00
01/07/2010	Bill Payment (Check)	2151	Aetna	City Council, City Clerk Benefits for December 09	\$ 5,051.00
01/07/2010	Bill Payment (Check)	2152	Edison	December 2009 - Utilities	\$ 4,016.15
01/07/2010	Bill Payment (Check)	2153	Guardian	Insurance Payment - 2010	\$ 971.92
01/07/2010	Bill Payment (Check)	2154	Diamond W Events	Professional & Maintenance (LMD) Services - December 09	\$ 7,146.51
01/07/2010	Bill Payment (Check)	2155	Gary Andre	Planning Commission Meetings - 12/2/09 & 12/16/09	\$ 150.00
01/07/2010	Bill Payment (Check)	2156	Harv Dykstra	Planning Commission Meetings - 12/2/09 & 12/16/09	\$ 150.00
01/07/2010	Bill Payment (Check)	2157	Robert Devine	Planning Commission Meetings - 12/2/09 & 12/16/09	\$ 150.00
01/07/2010	Bill Payment (Check)	2158	Scott Nowak	Planning Commission Meetings - 12/2/09 & 12/16/09	\$ 150.00
01/07/2010	Bill Payment (Check)	2159	Marathon Reprographics	Guideline Maps ordered by Sean del Solar	\$ 27.73
01/07/2010	Bill Payment (Check)	2160	Protection Rescue Security Services	Security Services for Parks - December 2009	\$ 425.00
Sub-total:					\$ 42,470.83

**City of Wildomar
Check Detail
January 13, 2010**

Date	Type	Num	Name	Memo/Description	Amount
01/13/2010	Bill Payment (Check)	2163	CR&R	12/2/09 - Dump & Return 40 yd box, Disposal Fee	\$ 324.81
01/13/2010	Bill Payment (Check)	2164	DataQuick	Code Enforcement Software - December 2009	\$ 100.00
01/13/2010	Bill Payment (Check)	2165	Gary Nordquist	Health Benefits per Agreement - January 2010	\$ 1,141.32
01/13/2010	Bill Payment (Check)	2166	Michael Kazmier	Planning Commission Meeting - 12/16/2009	\$ 75.00
01/13/2010	Bill Payment (Check)	2167	MuniServices, LLC	SUTA Services for Tax QTR ending June 2009	\$ 1,901.49
01/13/2010	Bill Payment (Check)	2168	North County Times	Notices of Public Hearings - 08-0261 & 09-0335	\$ 228.40
01/13/2010	Bill Payment (Check)	2169	OnTrac	Overnight Delivery Services - 12/10/09 - 12/28/09	\$ 16.80
01/13/2010	Bill Payment (Check)	2170	State Board of Equalization	Application for LAFCO	\$ 800.00
01/13/2010	Bill Payment (Check)	2171	Verizon	Telephone charges for December 2009	\$ 726.48
01/13/2010	Bill Payment (Check)	2172	Wildomar Chamber of Commerce	Business Networking; Wildomar Installation Meeting	\$ 520.00
01/13/2010	Bill Payment (Check)	2173	Core Communications	Developer Deposit Refund - 09-0419	\$ 3,125.50
01/13/2010	Bill Payment (Check)	2174	Edison	December 09 Utilities - Parks, Street lights	\$ 18,296.74
01/13/2010	Bill Payment (Check)	2175	Image Printing System	Business Cards, Stationery	\$ 645.98
01/13/2010	Bill Payment (Check)	2176	League of CA Cities	Membership Dues for 2010	\$ 11,736.00
01/13/2010	Bill Payment (Check)	2177	Riverside County Division, LLC	2010 Annual Membership Dues	\$ 100.00
01/13/2010	Bill Payment (Check)	2178	Western Riverside County Regional Agency	MSHCP Mitigation Fees - November 2009	\$ 13,566.00
01/13/2010	Bill Payment (Check)	2179	Patterson Signs - Refund	Developer Deposit Refund - 09-0496	\$ 1,240.00
01/13/2010	Bill Payment (Check)	2180	Burke, Williams & Sorensen, LLP	City Attorney Services - December 2009	\$ 17,639.71
Sub-total:					\$ 72,184.23

**City of Wildomar
Warrant Register
January 20, 2010**

Date	Type	Num	Name	Memo/Description	Amount
01/20/2010	Bill Payment (Check)	2181	Animal Friends of the Valleys, Inc.	Animal Services for December 2009	7,500.00
01/20/2010	Bill Payment (Check)	2182	CASH	Petty Cash Reimbursement	42.90
01/20/2010	Bill Payment (Check)	2183	DirecTV	Service Period 1/12/10 - 2/11/10	63.00
01/20/2010	Bill Payment (Check)	2184	Innovative Document Solutions	Contract Copier Services/Maintenance - December 2009	264.61
01/20/2010	Bill Payment (Check)	2185	Pitney Bowes	Postage & Supplies; Postage Meter Refill	570.83
01/20/2010	Bill Payment (Check)	2186	Interwest Consulting Group	Engineering Services - December 2009	159,715.50
Sub-total:					\$ 168,156.84

TO: Mayor and Members of the City Council
FROM: Gary Nordquist, Assistant City Manager
SUBJECT: Treasurer's Report, November and December 2009

STAFF REPORT

RECOMMENDATION:

Staff recommends City Council to approve the Treasurer's Reports.

BACKGROUND/DISCUSSION:

Attached is the Treasurer's Report for Cash and Investments for the months of November and December 2009.

FISCAL IMPACTS:

None at this time.

ALTERNATIVES:

1. Take no action
2. Provide staff with further direction.
- 3.

Submitted by:

Approved by:

Gary Nordquist
Assistant City Manager
Finance & Administration

Frank Oviedo
City Manager

Attachments: Treasurer's Report

**CITY OF WILDOMAR
TREASURER'S REPORT FOR
CASH AND INVESTMENT PORTFOLIO
November 2009**

CITY CASH

<u>FUND</u>	<u>ACCOUNT</u>	<u>INSTITUTION</u>	<u>BALANCE</u>	<u>RATE</u>
GENERAL	GENERAL	WELLS FARGO	\$ 3,098,109.84	0.00%
		TOTAL	\$ 3,098,109.84	

<u>FUND</u>	<u>ACCOUNT</u>	<u>INSTITUTION</u>	<u>BEGINNING BALANCE</u>	<u>+ DEPOSITS</u>	<u>(-) WITHDRAWALS</u>	<u>ENDING BALANCE</u>	<u>RATE</u>
GENERAL	GENERAL	WELLS FARGO	\$ 3,674,233.67	\$ 352,862.72	\$ (928,986.66)	\$ 3,098,109.84	0.000%
		TOTAL	\$ 3,674,233.67	\$ 352,862.72	\$ (928,986.66)	\$ 3,098,109.84	

CITY INVESTMENT

<u>FUND</u>	<u>ISSUER</u>	<u>BOOK VALUE</u>	<u>FACE VALUE</u>	<u>MARKET VALUE</u>	<u>PERCENT OF PORTFOLIO</u>	<u>DAYS TO MAT.</u>	<u>STATED RATE</u>
GENERAL	LOCAL AGENCY INVESTMENT FUND	\$ 1,517,826.37	\$ 1,517,826.37	\$ 1,517,826.37	100.00%	0	
	TOTAL	\$ 1,517,826.37	\$ 1,517,826.37	\$ 1,517,826.37	100.00%		

CITY - TOTAL CASH AND INVESTMENT \$ 4,615,936.21

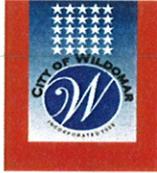
CITY INVESTMENT

<u>FUND</u>	<u>ISSUER</u>	<u>BEGINNING BALANCE</u>	<u>+ DEPOSITS/ PURCHASES</u>	<u>(-) WITHDRAWALS/ SALES/ MATURITIES</u>	<u>ENDING BALANCE</u>	<u>STATED RATE</u>
GENERAL	LOCAL AGENCY INVESTMENT FUNDS	\$ 1,517,826.37	\$ 0.00	\$ 0.00	\$ 1,517,826.37	0.611%
	TOTAL	\$ 1,517,826.37	\$ 0.00	\$ 0.00	\$ 1,517,826.37	

In compliance with the California Code Section 53846, as the Director of Finance/
City Treasurer of the City of Wildomar, I hereby certify that sufficient investment liquidity
and anticipated revenues are available to meet the City's expenditure
requirements for the next six months and that all investments are in compliance
to the City's Statement of Investment Policy.
I also certify that this report reflects all Government Agency pooled investments
and all City's bank balances.

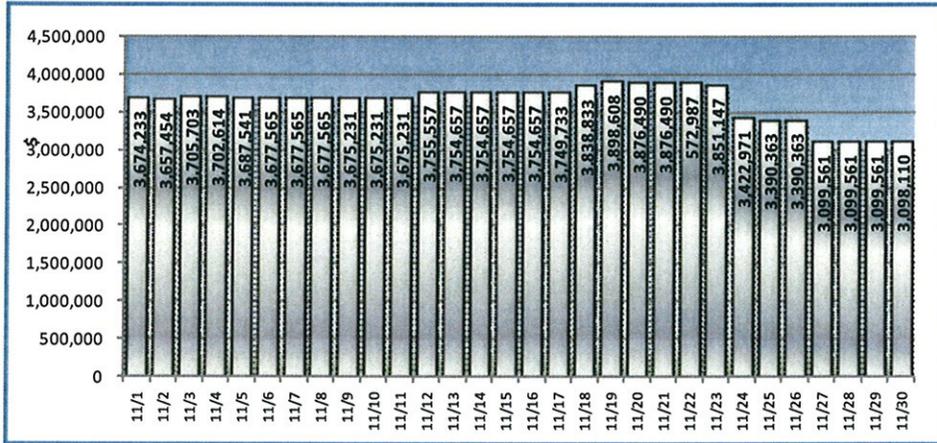
Gary Nordquist
ACM Finance & Administration /
City Treasurer

Date
January 20, 2010



November 2009

Daily Cash Balance
All Funds Checking Only
Pool Report Balance



2008-2009	Ending Balance	Monthly Net Activity
July	\$ 20,855	\$ 20,855
August	2,297,920	2,277,065
September	2,402,083	104,163
October	2,340,436	(61,647)
November	2,203,169	(137,267)
December	747,664	(1,455,505)
January	826,502	78,838
February	733,251	(93,251)
March	571,857	(161,394)
April	644,285	72,428
May	687,746	43,461
June	1,266,750	579,004
July	2,027,072	760,322
August	4,745,827	2,718,755
September	4,201,825	(544,002)
October	3,674,234	(527,592)
November	3,098,110	(576,124)

November 2009		
Date	Ending Balance In Whole \$	Net Change from Prior Day
11/1	3,674,233	(527,592)
11/2	3,657,454	(16,779)
11/3	3,705,703	48,249
11/4	3,702,614	(3,089)
11/5	3,687,541	(15,073)
11/6	3,677,565	(9,976)
11/7	3,677,565	-
11/8	3,677,565	-
11/9	3,675,231	(2,334)
11/10	3,675,231	-
11/11	3,675,231	-
11/12	3,755,557	80,326
11/13	3,754,657	(900)
11/14	3,754,657	-
11/15	3,754,657	-
11/16	3,754,657	-
11/17	3,749,733	(4,924)
11/18	3,838,833	89,100
11/19	3,898,608	59,775
11/20	3,876,490	(22,118)
11/21	3,876,490	-
11/22	3,876,490	-
11/23	3,851,147	(25,343)
11/24	3,422,971	(428,176)
11/25	3,390,363	(32,608)
11/26	3,390,363	-
11/27	3,099,561	(290,802)
11/28	3,099,561	-
11/29	3,099,561	-
11/30	3,098,110	(1,451)

CITY OF WILDOMAR
 TREASURER'S REPORT FOR
 CASH AND INVESTMENT PORTFOLIO
 December 2009

CITY CASH

<u>FUND</u>	<u>ACCOUNT</u>	<u>INSTITUTION</u>	<u>BALANCE</u>	<u>RATE</u>
GENERAL	GENERAL	WELLS FARGO	\$ 2,963,884.14	0.00%
		TOTAL	\$ 2,963,884.14	

<u>FUND</u>	<u>ACCOUNT</u>	<u>INSTITUTION</u>	<u>BEGINNING BALANCE</u>	<u>+ DEPOSITS</u>	<u>(-) WITHDRAWALS</u>	<u>ENDING BALANCE</u>	<u>RATE</u>
GENERAL	GENERAL	WELLS FARGO	\$ 3,098,109.84	\$ 1,089,871.42	\$ (1,224,097.12)	\$ 2,963,884.14	0.000%
		TOTAL	\$ 3,098,109.84	\$ 1,089,871.42	\$ (1,224,097.12)	\$ 2,963,884.14	

CITY INVESTMENT

<u>FUND</u>	<u>ISSUER</u>	<u>BOOK VALUE</u>	<u>FACE VALUE</u>	<u>MARKET VALUE</u>	<u>PERCENT OF PORTFOLIO</u>	<u>DAYS TO MAT.</u>	<u>STATED RATE</u>
GENERAL	LOCAL AGENCY INVESTMENT FUND	\$ 1,617,826.37	\$ 1,617,826.37	\$ 1,617,826.37	100.00%	0	
	TOTAL	\$ 1,617,826.37	\$ 1,617,826.37	\$ 1,617,826.37	100.00%		

CITY - TOTAL CASH AND INVESTMENT \$ 4,481,710.51

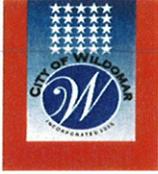
CITY INVESTMENT

<u>FUND</u>	<u>ISSUER</u>	<u>BEGINNING BALANCE</u>	<u>+ DEPOSITS/ PURCHASES</u>	<u>(-) WITHDRAWALS/ SALES/ MATURITIES</u>	<u>ENDING BALANCE</u>	<u>STATED RATE</u>
GENERAL	LOCAL AGENCY INVESTMENT FUNDS	\$ 1,617,826.37	\$ 0.00	\$ 0.00	\$ 1,617,826.37	0.569%
	TOTAL	\$ 1,617,826.37	\$ 0.00	\$ 0.00	\$ 1,617,826.37	

In compliance with the California Code Section 53846, as the Director of Finance/ City Treasurer of the City of Wildomar, I hereby certify that sufficient investment liquidity and anticipated revenues are available to meet the City's expenditure requirements for the next six months and that all investments are in compliance to the City's Statement of Investment Policy.
 I also certify that this report reflects all Government Agency pooled investments and all City's bank balances.

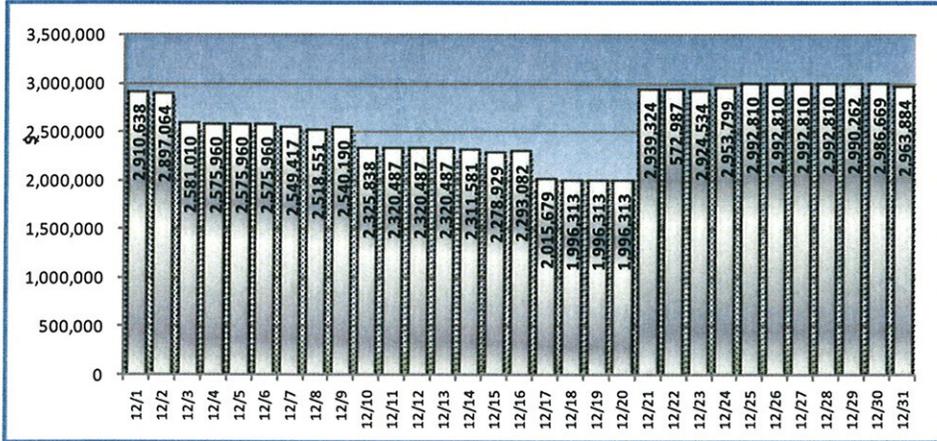
Gary Nordquist
 ACM Finance & Administration /
 City Treasurer

Date
 January 20, 2010



December 2009

Daily Cash Balance All Funds Checking Only Pool Report Balance



December 2009

2008-2009	Ending Balance	Monthly Net Activity
July	\$ 20,855	\$ 20,855
August	2,297,920	2,277,065
September	2,402,083	104,163
October	2,340,436	(61,647)
November	2,203,169	(137,267)
December	747,664	(1,455,505)
January	826,502	78,838
February	733,251	(93,251)
March	571,857	(161,394)
April	644,285	72,428
May	687,746	43,461
June	1,266,750	579,004
July	2,027,072	760,322
August	4,745,827	2,718,755
September	4,201,825	(544,002)
October	3,674,234	(527,592)
November	3,098,110	(576,124)
December	2,963,884	(134,226)

Date	Ending Balance in Whole \$	Net Change from Prior Day
12/1	2,910,638	(187,472)
12/2	2,897,064	(13,574)
12/3	2,581,010	(316,054)
12/4	2,575,960	(5,050)
12/5	2,575,960	-
12/6	2,575,960	-
12/7	2,549,417	(26,543)
12/8	2,518,551	(30,866)
12/9	2,540,190	21,639
12/10	2,325,838	(214,352)
12/11	2,320,487	(5,351)
12/12	2,320,487	-
12/13	2,320,487	-
12/14	2,311,581	(8,906)
12/15	2,278,929	(32,652)
12/16	2,293,082	14,153
12/17	2,015,679	(277,403)
12/18	1,996,313	(19,366)
12/19	1,996,313	-
12/20	1,996,313	-
12/21	2,939,324	943,011
12/22	2,934,992	(4,332)
12/23	2,924,534	(10,458)
12/24	2,953,799	29,265
12/25	2,992,810	39,011
12/26	2,992,810	-
12/27	2,992,810	-
12/28	2,992,810	-
12/29	2,990,262	(2,548)
12/30	2,986,669	(3,593)
12/31	2,963,884	(22,785)

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #1.6
CONSENT CALENDAR
Meeting Date: January 27, 2010

TO: Mayor and Members of the Council
FROM: Michael Kashiwagi, Development Services
SUBJECT: Energy Efficiency and Conservation Block Grant Funds

STAFF REPORT

RECOMMENDATION:

Staff recommends that the City Council adopt:

RESOLUTION NO. 2010 –

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR AUTHORIZING STAFF TO SEEK ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT (EECBG) FUNDS AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ALL NECESSARY AGREEMENTS, AMENDMENTS, AND DOCUMENTS ASSOCIATED WITH THE GRANT

BACKGROUND:

In February 2009, President Obama signed into law the American Reinvestment and Recovery Act (Recovery Act), which provides \$787 billion in economic investment programs nationally in order to preserve/create jobs, promote economic recovery, and stimulate the national economy. The Recovery Act funds the Energy Efficiency and Conservation Block Grant Program (EECBG) which seeks to implement projects and programs that will:

- Reduce fossil emissions in a manner that is environmental sustainable, and provides maximum benefits for local and regional communities
- Reduce total energy use
- Improve energy efficient in the building sector, transportation sector, and other appropriate sectors.

Among other criteria, qualifying energy efficiency projects must be deemed cost-effective and feasible, and be completed within a specified time. Currently, the completion deadline is expected to be September 30, 2012, but is subject to postponement depending on DOE distribution of funds. A list of eligible project examples includes the conversion of High Intensity Discharge (HID) and incandescent street lighting to induction or LED street lighting.

The U.S. Department of Energy (DOE) has allocated \$351.5 million to California's local governments to use for projects and programs to reduce total energy use. About \$302 million goes directly to large cities and counties, while the remaining \$49.6 million goes

to the California Energy Commission (CEC) who is responsible for administering these funds for the EECBG Program in competitive and noncompetitive grants. The CEC must distribute 60 percent (approximately \$29.8 million) of the funds to small cities and counties that are not eligible for direct grants from DOE. The CEC uses an allocation methodology based on a population formula to distribute the funding to all eligible applicants.

Based on the formula methodology, the City of Wildomar is therefore eligible to receive \$134,141 in noncompetitive EECBG funds. There are no matching funds required with this grant.

At the request of the CEC, all eligible participants were required to submit an "Intent to Apply" letter to indicate interest in the program and to secure their funding. The City has submitted its letter and is in the process of preparing the application.

The deadline for submittal of the grant is January 12, 2010. The EECBG program requires projects demonstrate both energy efficiency and cost efficiency.

DISCUSSION:

At the June 24, 2009, Council Meeting, Staff discussed potential projects which included street/traffic light replacement to LED, public outreach programs, and replacing park lights with energy efficient lighting. Based on the cost savings and energy efficiency criteria, staff recommends the following proposed project for the EECBG program. It would utilize \$134,140 of the \$134,141 allocation.

Lighting Retrofitting and Replacement Project

City staff proposes to submit an Energy Efficiency project which includes retrofitting approximately 237 existing red, amber, green lamp signal lights with new energy efficient LED light fixtures, retrofitting 17 park facility lights with induction lighting, and replacing approximately 79 LED bulbs that have been in operation beyond the recommended service life of five years. LED bulbs operating beyond their service life show signs of degradation and "burnt out" spots among the individual "light emitting diodes" that comprise a single traffic light. Therefore an additional 1,035 LED lamps will be purchased for future signal maintenance (*see Exhibit A for project description*).

The estimated cost of the project is \$134,140.

The proposed project appears to meet the grant eligibility criteria for feasibility, cost-effectiveness, and completion schedule. However, pending formal review and submittal to the California Energy Commission, the Commission could determine a component of the light retrofitting and replacement project does not meet the specific energy criteria of the program or can only partially qualify for reimbursement based upon its energy savings.

Benefits to Wildomar

Receipt of these grant funds would enable the City to implement energy efficiency projects that will provide energy savings and promote environmental conservation. The City would realize cost savings from the reduced energy consumption and longer product life of the new equipment. Furthermore, the City would provide leadership to its residents and other local cities in implementing sustainable energy efficiency measures

As part of the application package, all participating agencies must provide a resolution from the governing body authorizing participation in program. The attached resolution authorizes participation in the grant program, identifies the projects as California Environmental Quality Act (CEQA) exempted (CEQA clearance required as part of the application package), and authorizes the City Manager or his designee to execute all agreements and related documents associated with the grant. As this is federal funding under the ARRA, monthly reporting will be required. All approved projects must be completed by February 13, 2012.

FISCAL IMPACT

There are no direct fiscal impacts on the City of Wildomar. If the EECBG application is approved by the California Energy Commission, the City will be eligible to receive the \$134,140 proposed in the application of the \$134,141 EECBG allocation. There are no local match funds required in this grant.

Submitted by:

Approved by:

Michael Kashiwagi
Development Services

Frank Oviedo
City Manager

Attachments:

1. Exhibit A: Lighting Retrofitting and LED Replacement Project
2. City of Wildomar Resolution No. 2010-

EXHIBIT A

LIGHTING RETROFITTING AND LED REPLACEMENT PROJECT

PROJECT DESCRIPTION

The proposed project will encompass the following energy efficient upgrades and retrofits:

- Retrofit approximately 120 existing amber lamp lights, 69 red lamp lights, and 48 green lamp lights with new energy efficient LED light fixtures. This is a total of 237 incandescent lamp conversions to LED.
- Retrofit 17 existing park lights to energy efficient induction lighting
- Replace 79 identified old/burnt out LED bulbs that have been in operation beyond the five years of service life.
- Purchase 1,035 LED (red, amber, and green) replacements lamps for future signal maintenance

The proposed project will be completed within one year of funding EECBG distribution expected in March/April 2010.

PROJECT COSTS AND SAVINGS

The Lighting Retrofit and LED Replacement Project costs \$134,140

Traffic lights composed of LED bulbs, or light-emitting diodes, are up to 90% more energy efficient than the existing incandescent lamps. Induction lighting is 40% more energy efficient than the existing high pressure sodium lights utilized at park facilities. With the retrofit and lighting replacements, the City of Wildomar can expect to save in energy costs per year.

Table 1: Estimated Project Cost

Project Components Tasks	Project Costs
Retrofit 237 Traffic Signals to LED	\$ 23,745
Retrofit 17 Park HPS Lights to Induction	\$ 10,625
Replace 79 old LEDs signals to new LEDs	\$ 8,965
Purchase 1,035 LED replacement lamps	\$ 72,450
Project Management and Reporting	\$ 18,355
TOTAL	\$ 134,140

Note: Calculations based on ~\$90 per LED retrofit/replacement, \$500 per induction retrofit, and includes labor.

RESOLUTION NO. 2010 -

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, AUTHORIZING STAFF TO SEEK ENERGY EFFICIENCY AND
CONSERVATION BLOCK GRANT (EECBG) FUNDS AND AUTHORIZING THE CITY
MANAGER OR HIS DESIGNEE TO EXECUTE ALL NECESSARY AGREEMENTS,
AMENDMENTS, AND DOCUMENTS ASSOCIATED WITH THE GRANT**

WHEREAS, the City of Wildomar ("City") recognizes that it is in the interest of the regional, state, and national economy to stimulate the economy; create and retain jobs; reduce fossil fuel emissions; and reduce total energy usage and improve energy efficiency within our jurisdiction;

WHEREAS, Energy Efficiency and Conservation Block Grant (EECBG) funds are available through the California Energy Commission's EECBG Program for grants to eligible local governments for cost-effective energy efficiency projects;

WHEREAS, the City is eligible for EECBG funding under the California Energy Commission's EECBG Program;

WHEREAS, the City is proposing to implement the energy efficiency project/s described in Exhibit A in order to qualify for EECBG funds from the California Energy Commission;

WHEREAS, the City has considered the application of the California Environmental Quality Act (CEQA) to the approval of the energy efficiency project/s described in Exhibit A; and

NOW, THEREFORE, the City Council of Wildomar does resolve as follows:

- 1) In compliance with CEQA, the City finds that the approval of the energy efficiency project described in Exhibit A is not a "project" under CEQA, because the project activity does not cause a direct physical change or a reasonable foreseeable indirect physical change in the environment.
- 2) The City authorizes the submittal of the application to the California Energy Commission's EECBG Program for funds to execute the proposed project described in Exhibit A.
- 3) If recommended for funding by the California Energy Commission, the City Council authorizes the City Manager or his designee to accept a grant award up to the amount of this application for \$134,140, and, that City Manager or his designee, acting for the City of Wildomar is hereby authorized and empowered to execute in the name of City of Wildomar, all necessary contracts and agreements, and amendments hereto, to implement and carry out the purposes specified in the application.

PASSED, APPROVED, AND ADOPTED this 27th day of January, 2010.

Bridgette Moore
Mayor

APPROVED AS TO FORM:

ATTEST:

Julie Hayward Biggs
City Attorney

Debbie A. Lee, CMC
City Clerk

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #1.7
CONSENT CALENDAR
Meeting Date: January 27, 2010

TO: Mayor and Members of the City Council
FROM: David Hogan, Director of Planning
SUBJECT: Beecher Street Zone Change

Zone Change 09-0335 – The project proposes Change of Zone from Rural Residential to Manufacturing-Service Commercial to allow for future light industrial and manufacturing on a 7.22 acre site located 32085 Beecher Street, in the City of Wildomar, County of Riverside, California.

STAFF REPORT

RECOMMENDATION:

This is the second reading of this Ordinance. The Ordinance was introduced and approved at the January 13, 2010, City Council Meeting. Staff is recommending that the City Council adopt:

ORDINANCE NO. 41

ZONE CHANGE 09-0335 A NON-CODIFIED ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AMENDING THE OFFICIAL ZONING MAP FROM RURAL RESIDENTIAL TO MANUFACTURING-SERVICE COMMERCIAL AT 32085 BEECHER STREET KNOWN AS ASSESSOR'S PARCEL NO. 370-090-036

Submitted by:

Approved as to form:

Dave Hogan
Director of Planning

Frank Oviedo
City Manager

ORDINANCE NO. 41

ZONE CHANGE 09-0335 A NON-CODIFIED ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AMENDING THE OFFICIAL ZONING MAP FROM RURAL RESIDENTIAL TO MANUFACTURING-SERVICE COMMERCIAL AT 32085 BEECHER STREET KNOWN AS ASSESSOR'S PARCEL NO. 370-090-036

The City Council of the City of Wildomar ordains as follows:

SECTION 1. ENVIRONMENTAL FINDINGS

The City Council , in light of the whole record before it, including but not limited to, the City's Local CEQA Guidelines and Thresholds of Significance, the recommendation of the Planning Director as provided in the Staff Report dated January 13, 2010 and documents incorporated therein by reference and any other evidence (within the meaning of Public Resources Code §21080(3) and §21082.2) within the record or provided at the public hearing of this matter, hereby finds and determines with regard to the application submitted by Andrew Backlund the owner of record of the property located at 32085 Beecher Street known as Assessor's Parcel No. 370-090-036 as follows:

A. CEQA: The approval of this Zone Change is found to be in compliance with requirements of the California Environmental Quality Act ("CEQA"), in that on December 16, 2009 at a duly noticed public hearing, the Planning Commission recommended approval to the City Council adoption of a Negative Declaration reflecting its independent judgment and analysis and documenting that there was not substantial evidence, in light of the whole record, from which it could be fairly argued that the project may have a significant effect on the environment.

B. Multiple Species Habitat Conservation Plan (MSHCP). The project is found to be consistent with the MSHCP. The project is located outside of any MSHCP criteria area and mitigation is provided through payment of the MSHCP Mitigation Fee.

SECTION 2. ZONE CHANGE FINDINGS.

Pursuant to Wildomar Municipal Code Section 17.280, the City Council makes the following findings pertaining to Zone Change 09-0335 affecting Assessor's Parcel No. 370-090-036:

A. The proposed change of zone is in conformance with the adopted General Plan for the City.

The General Plan Land Use Designation for the project site is Light Industrial (LI). According to the Wildomar General Plan, the Light Industrial land use designation allows for a variety of industrial and related uses, including assembly and light manufacturing, repair and other service facilities, warehousing, distribution centers, and

supporting retail uses. The proposed zone change from Rural Residential (R-R) to Manufacturing-Service Commercial (M-SC) is consistent with the Light Industrial Land Use Designation. Future development of the project site for industrial and manufacturing uses will require approval of a plot plan, conditional use permit, and/or parcel map applications by the City of Wildomar. The review of these entitlement applications will ensure land use and design compatibility with the surrounding area and compliance with the development requirements of the General Plan, Zoning Ordinance, and Redevelopment Area Design Guidelines.

SECTION 3. ZONE CHANGE.

The Official Zoning Map for the City of Wildomar is hereby amended to change the 7.22 acre site located at 32085 Beecher Street (Assessor's Parcel No. 370-090-036) as shown in Exhibit A which is attached hereto and incorporated herein by reference from Rural Residential (R-R) to Manufacturing-Service Commercial (M-SC).

PASSED, APPROVED AND ADOPTED this 27th day of January, 2010.

Bridgette Moore
Mayor

APPROVED AS TO FORM:

ATTEST:

Julie Hayward Biggs
City Attorney

Debbie A. Lee, CMC
City Clerk

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #1.8
CONSENT CALENDAR
Meeting Date: January 27, 2010

TO: Mayor and Members of the City Council
FROM: Paula Willette, Community Services Director
SUBJECT: Second Reading and Adoption of Ordinance No. 44 - Disaster Relief

STAFF REPORT

RECOMMENDATION:

Staff recommends that the City Council adopt:

ORDINANCE NO. 44
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, AMENDING
WILDOMAR MUNICIPAL CODE CHAPTER 2.8 PROVIDING
FOR THE ADMINISTRATION OF DISASTER OPERATION AND RELIEF
IN THE CITY OF WILDOMAR AND REPEALING ORDINANCE NO. 28

FISCAL IMPACT:

None at this time.

Submitted by:

Approved as to form:

Paula Willette
Community Services Director

Frank Oviedo
City Manager

ATTACHMENTS:

Ordinance No. 44

ORDINANCE NO. 44
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, AMENDING WILDOMAR MUNICIPAL CODE CHAPTER 2.08 PROVIDING FOR THE ADMINISTRATION OF DISASTER OPERATION AND RELIEF IN THE CITY OF WILDOMAR AND REPEALING ORDINANCE NO. 28

THE CITY COUNCIL OF THE CITY OF WILDOMAR, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Amendment to Chapter 2.08 of the Wildomar Municipal Code.

Chapter 2.08

DISASTER RELIEF

Sections:

Section 2.08.010	Purposed
Section 2.08.020	Definitions
Section 2.08.030	Disaster Council Membership
Section 2.08.040	Disaster Council Powers and duties
Section 2.08.050	Director and Assistant Director of Emergency Services
Section 2.08.060	Powers and Duties of the Director
Section 2.08.070	Emergency Organization
Section 2.08.080	Emergency Plan
Section 2.08.090	Emergency Expenditures
Section 2.08.100	Punishment of Violations
Section 2.08.110	Repeal of Conflicting Ordinances

Section 2.08.010 PURPOSES

The declared purposes of this ordinance are to provide for the preparation and carrying out of plans for the protection of persons and property within this city in the event of an emergency; the direction of the emergency organization; and the coordination of the emergency functions of this city with all other public agencies, corporations, organizations, and affected private persons.

Section 2.08.020 DEFINITION

- A. As used in this ordinance, "emergency" shall mean the actual or threatened existence of conditions of disaster or of extreme peril to the safety of persons and property within this city caused by such conditions as air pollution, fire, flood, storm, epidemic, riot, or earthquake, or other conditions, including conditions resulting from war or

imminent threat of war, but other than conditions resulting from a labor controversy, which conditions are or are likely to be beyond the control of the services, personnel, equipment, and facilities for this city, requiring the combined forces of other political subdivisions to combat, or with respect to regulated utilities, a sudden and severe energy shortage requiring extraordinary measures beyond the authority vested in the California Public Utilities Commission.

- B. The term "Local Emergency" means the duly proclaimed existence of conditions of disaster or of extreme peril to the safety of persons and property within the territorial limits of a county, city and county, or city, caused by such conditions as air pollution, fire, flood, storm, epidemic, riot, drought, sudden and severe energy shortage, plant or animal infestation or disease, the Governor's warning of an earthquake or volcanic prediction, or an earthquake, or other conditions, other than conditions resulting from a labor controversy, which conditions are or are likely to be beyond the control of the services, personnel, equipment, and facilities of that political subdivision and require the combined forces of other political subdivisions to combat, or with respect to regulated energy utilities, a sudden and severe energy shortage requiring extraordinary measures beyond the authority vested in the California Public Utilities Commission.
- C. The term "State of Emergency" means the duly proclaimed existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by such conditions as air pollution, fire, flood, storm, epidemic, riot, drought, sudden and severe energy shortage, plant or animal infestation or disease, the Governor's warning of an earthquake or volcanic prediction, or an earthquake, or other conditions, other than conditions resulting from a labor controversy or conditions causing a State of War Emergency, which conditions, by reason of their magnitude, are or are likely to be beyond the control of the services, personnel, equipment, and facilities of any single county, city and county, or city and require the combined forces of a mutual aid region or regions to combat, or with respect to regulated energy utilities, a sudden and severe energy shortage requiring extraordinary measures beyond the authority vested in the California Public Utilities Commission.
- D. The term "State of War Emergency" means the condition which exists immediately, with or without a proclamation thereof by the Governor, whenever this state or nation is attacked by an enemy of the United States, or upon receipt by the state of a warning from the federal government indicating that such an enemy attack is probable or imminent.

Section 2.08.030 DISASTER COUNCIL MEMBERSHIP

The City of Wildomar Disaster Council is hereby created and shall consist of the following:

- A. The mayor, who shall be chair.

- B. The director of emergency services, City Manager who shall be vice chair.
- C. The assistant director of emergency services appointed by the City Manager
- D. The Public Works Director.
- E. Additional department directors, elected officials or technical advisors as designated by the Director of Emergency Services based upon the emergency.
- F. Such chiefs of emergency services as are provided for in a current emergency plan of this City, adopted pursuant to this ordinance.
- G. Such representatives of civic, business, labor, veterans, professional, or other organizations having an official emergency responsibility, as may be appointed by the director with the advice and consent of the city council.

Section 2.080.040 DISASTER COUNCIL POWERS AND DUTIES

It shall be the duty of the Wildomar Disaster Council, and it is hereby empowered, to develop and recommend for adoption by the city council, emergency and mutual aid plans and agreements and such ordinances and resolutions and rules and regulations as are necessary to implement such plans and agreements. The Disaster Council shall meet upon call of the chair or, upon call of the vice chair (in the absence of the chair).

Section 2.080.050 DIRECTOR AND ASSISTANT DIRECTOR OF EMERGENCY SERVICES

- A. There is hereby created the Office of director of Emergency Services. The City Manager, shall be the director of emergency services'.
- B. There is hereby created the office of assistant director of emergency services, who shall be appointed by the director.

Section 2.080.060 POWERS AND DUTIES OF THE DIRECTOR AND ASSISTANT DIRECTOR OF EMERGENCY SERVICES

- A. The director is hereby empowered to:
 - 1) Request the city council to proclaim the existence or threatened existence of a "local emergency" if the city council is in session, or to issue such proclamation if the City Council is not in session. Whenever a local emergency is proclaimed by the Director, the City Council shall take action to ratify the proclamation within seven (7) days thereafter or the proclamation shall have no further force or effect.

- 2) Request the Governor to proclaim a "State of Emergency" when, in the opinion of the Director, the locally available resources are inadequate to cope with the emergency.
- 3) Control and direct the effort of the city's emergency organization for the accomplishment of the purposes of this ordinance.
- 4) Direct cooperation between and coordination of services and staff of the city's emergency organization; and resolve questions of authority and responsibility that may arise between them.
- 5) Represent this city in all dealings with public or private agencies on matters pertaining to emergencies as defined herein.
- 6) In the event of the proclamation of a "Local Emergency" as herein provided, the proclamation of a "state of emergency" by the Governor or the Secretary of California Emergency Management, or the existence of a "state of war emergency," the director is hereby empowered:
 - (a) To make and issue rules and regulations on matters reasonably related to the protection of life and property as affected by such emergency; provided, however, such rules and regulations must be confirmed at the earliest practicable time by the city council;
 - (b) To obtain vital supplies, equipment, and such other properties found lacking and needed for the protection of life and property and to bind the city for the fair value thereof and, if required immediately, to commandeer the same for public use. In so acquiring such property, the city waives no immunities and incurs no liabilities other than those at common law or those liabilities created by applicable state or federal law;
 - (c) To require emergency services of any city officer or employee and, in the event of the proclamation of a "state of emergency" in the county in which this city is located or the existence of a "state of war emergency," to command the aid of as many citizens of this community as deemed necessary in the execution of duties; such persons shall be entitled to all privileges, benefits, and immunities as are provided by state law for registered disaster services workers;
 - (d) To requisition necessary personnel or material of the city's departments or agencies; and
 - (e) To execute all ordinary power as City Manager all of the special powers conferred by this ordinance or by resolution or emergency plan pursuant hereto adopted by the city council, all powers conferred by any statute, by

any agreement approved by the city council, and by any other lawful authority.

- A. The Director of Emergency Services shall designate the order of succession to that office, to take effect in the event the director is unavailable to attend meetings and otherwise perform duties during an emergency. Such order of succession shall be approved by the city council.
- B. The Assistant Director shall, under the supervision of the Director and with the assistance of emergency service chiefs, develop emergency plans and manage the emergency programs of this city; and shall have such other powers and duties as may be assigned by the director.

Section 2.080.070 EMERGENCY ORGANIZATION

All officers and employees of this city, together with those volunteer forces enrolled to aid them during an emergency, and all groups, organizations, and persons who may by agreement or operation of law, including persons impressed into service under the provisions of SEC. 2.080.060 A (6) (c) of this ordinance, be charged with duties incident to the protection of life and property in this city during such emergency, shall constitute the emergency organization of the city of City of Wildomar.

Section 2.080.080 EMERGENCY PLAN

The Wildomar Disaster Council shall be responsible for the development of the city's Emergency Plan, which plan shall provide for the effective mobilization of all of the resources of this city, both public and private, to meet any condition constituting a Local Emergency or State of War Emergency; and shall provide for the organization, powers and duties, services, and staff of the emergency organization. Such plan shall take effect upon adoption by resolution of the city council.

Section 2.080.090 EXPENDITURES

Any expenditure made in connection with emergency activities, including mutual aid activities, shall be deemed conclusively to be for the direct protection and benefit of the inhabitants and property of the City of Wildomar.

- A. In the case of an emergency, supplies, materials, equipment and services may be made without the benefit of the bidding requirements set forth herein when an item of supply, material, equipment and service, is immediately necessary for the continued operation of a department, or for the preservation of life or property, or when such purchase is required for the health, safety and welfare of the people, providing that there is a present, immediate and existing emergency.
- B. In the event of a public calamity such as an earthquake, major fire or national disaster, the Director shall have authority (up to \$1 00,000.00 thousand dollars) to make decisions regarding purchases which must be made to protect life and

property. The Director of Finance shall maintain a detailed accounting of all expenditures related to the emergency and submit upon termination of such emergency, a detailed report to the City Manager who, in turn, will provide the report to the City Council.

Section 2.080.100 PUNISHMENT OF VIOLATIONS

It shall be a misdemeanor, punishable by a fine of not to exceed one thousand dollars (\$1,000), or by imprisonment for not to exceed six (6) months, or both, for any person, during an emergency, to:

- A. Willfully obstruct, hinder, or delay any member of the emergency organization in the enforcement of any lawful rule or regulation issued pursuant to this ordinance, or in the performance of any duty imposed upon him by virtue of this ordinance.
- B. Do any act forbidden by any lawful rule or regulation issued pursuant to this ordinance, if such act is of such a nature as to give or be likely to give assistance to the enemy or imperil the lives or property of inhabitants of this city, or to prevent, hinder, or delay the defense or protection thereof.
- C. Wear, carry, or display, without authority, any means of identification specified by the emergency agency of the State.

Section 2.080.110 REPEAL OF CONFLICTING ORDINANCES

Provided, that it is the intent of the city council in enacting this ordinance that it shall be considered a revision and continuation of the ordinance repealed by this ordinance, and the status of volunteers shall not be affected by such repeal; nor shall plans and agreements, rules and regulations, or resolutions adopted pursuant to such repealed ordinance be affected by such repeal until amended, modified, or superseded as provided in this ordinance.

Section 2: REPEAL OF ORDINANCE NO. 28

Ordinance No. 28 is hereby repealed in its entirety.

Section 3: EFFECTIVE DATE

This ordinance shall become effective thirty (30) days from and after its passage.

Section 4: SEVERABILITY

If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or

applications, and to this end the provisions of this ordinance are declared to be severable.

PASSED, APPROVED AND ADOPTED this 27th day of January, 2010.

Bridgette Moore
Mayor

APPROVED AS TO FORM:

ATTEST:

Julie Hayward Biggs
City Attorney

Debbie A. Lee, CMC
City Clerk

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #1.9
CONSENT CALENDAR
Meeting Date: January 27, 2010

TO: Mayor and Members of the City Council
FROM: Frank Oviedo, City Manager
SUBJECT: Resolution of Support to an Amendment to State Redevelopment Law

STAFF REPORT

RECOMMENDATION:

Staff recommends that the City Council adopt a resolution entitled:

RESOLUTION NO. 2010 -
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, SUPPORTING THE AMENDMENTS TO SECTION 33214
OF THE CALIFORNIA HEALTH AND SAFETY CODE AND THE
CALIFORNIA COMMUNITY REDEVELOPMENT LAW TO ALLOW FOR
THE COMPLETION OF OTHERWISE ELIGIBLE AFFORDABLE
HOUSING TO MEET REGIONAL HOUSING NEEDS

BACKGROUND:

The purpose of this resolution is to support pending legislation that would correct a conflict within the existing State redevelopment law which prohibits redevelopment housing projects from continuing once a project is annexed to an existing, or a newly incorporated, City. This limitation within State law is effecting the potential to prevent the completion of the previously approved Tres Lagos Senior Housing project located along Catt Road. Staff recommends that the City Council adopt this resolution of support.

ATTACHMENTS:

- A. Resolution of Support
- B. Current Code Section with proposed modifications

Submitted and Approved by:

Frank Oviedo
City Manager

ATTACHMENT A

RESOLUTION NO. 2010 -

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, SUPPORTING THE AMENDMENTS TO SECTION 33214 OF THE CALIFORNIA HEALTH AND SAFETY CODE AND THE CALIFORNIA COMMUNITY REDEVELOPMENT LAW TO ALLOW FOR THE COMPLETION OF OTHERWISE ELIGIBLE AFFORDABLE HOUSING TO MEET REGIONAL HOUSING NEEDS

WHEREAS, the Redevelopment Agency for the County of Riverside (Agency) is a redevelopment agency duly created, established and authorized to transact business and exercise its powers, all under and pursuant to the provisions of the California Community Redevelopment Law which is Part 1 of Division 24 of the California Health and Safety Code (commencing with Section 33000 et seq); and

WHEREAS, pursuant to the provisions of the California Community Redevelopment Law, Section 33334.2 of the Health and Safety Code, the Agency is required to use not less than twenty percent (20%) of the tax increment to increase, improve and preserve the community's supply of low and moderate income housing ("Housing Set Aside Funds"); and

WHEREAS, pursuant to the provisions of the California Community Redevelopment Law, Section 33334.2(g) of the California Health and Safety Code, the Agency is authorized to use the above described Housing Set Aside Funds to increase, improve and preserve the community's supply of low and moderate income housing in areas that are outside the boundaries of established redevelopment project areas but within the territorial jurisdiction of the Agency upon a finding that such a use of these funds will benefit the established project areas; and

WHEREAS, the Agency has found and determined affordable housing outside of the various project areas does benefit the project areas; and

WHEREAS, the California Community Redevelopment Law, Section 33120 of the California Health and Safety Code currently defines the territorial jurisdiction of the agency of a county to be the unincorporated territory in the county; and

WHEREAS, the California Community Redevelopment Law, Section 33214 of the California Health and Safety Code allows the unincorporated territory that was included in a project area to survive and remain as territorial jurisdiction of the agency even if that territory is subsequently annexed to a city or included within the boundaries of a new city; and

WHEREAS, the Agency acquired, or facilitated the acquisition of, and initiated the process of developing affordable housing on real property located in areas that were unincorporated, part of the territorial jurisdiction of the Agency and eligible for the expenditure of the above described Housing Set Aside Funds at the time of property acquisition and expenditure of these funds; and

WHEREAS, subsequent to the compliant acquisition of real property and expenditure of the above described Housing Set Aside Funds, the area surrounding and including the subject real property was included in the incorporation of a new city or is to be included in the annexation of an existing city; and

WHEREAS, the affected cities include the newly incorporated Cities of Menifee and Wildomar and the existing City of Indio; and

WHEREAS, all the cities and the County support the subject affordable housing development projects; and

WHEREAS, the incorporation and annexation efforts have resulted in the unintended consequence for unfinished development projects because of a lack of authority by the Redevelopment Agency to continue expending the above described Housing Set Aside Funds and complete the initiated as a direct result of the intervening incorporation or annexation; and

WHEREAS, an abandoned development project further contributes to the blight of a neighborhood in direct contradiction to the spirit and purpose of redevelopment; and

WHEREAS, the City of Wildomar desires that these projects reach fruition of the each of the proposed affordable housing development projects.

NOW, THEREFORE, the City Council of the City of Wildomar does hereby resolve, determine and order as follows:

SECTION 1. The City Council hereby finds and determines that the foregoing recitals are true and correct.

SECTION 2. The City Council hereby supports proposed legislation to amend the California Community Redevelopment Law, Section 33214 of the California Health and Safety Code to allow redevelopment projects to continue once the project site is annexed into or incorporated within a new city if the city agrees that the projects should continue and intends to, in relevant part, defines that:

“the territorial jurisdiction of the Redevelopment Agency for the County of Riverside shall include unincorporated territory located outside a project area ... even if that territory is subsequently annexed to a city or included within the boundaries of a new city ... if prior to the effective date of annexation or incorporation of such territory ... the Agency either (a) entered into a binding agreement with a third party with respect to such territory in furtherance of one or more of the affordable housing purposes set forth in Section 33334.2, or (b) acquired land or otherwise expended moneys with respect to such territory from the Agency’s Low and Moderate Income Housing Fund established pursuant to Section 33334.3.”

PASSED, APPROVED AND ADOPTED this 27th day of January, 2010.

Bridgette Moore
Mayor

APPROVED AS TO FORM:

ATTEST:

Julie Hayward Biggs
City Attorney

Debbie A. Lee, CMC
City Clerk

ATTACHMENT B

Section 33214 of the Health and Safety Code (with proposed modifications)

“(a) Notwithstanding Section 33120, the territorial jurisdiction of an agency in the county shall include all of the unincorporated territory that was included in a project area selected pursuant to Section 33322 or 34004 even if that territory is subsequently annexed to a city or included within the boundaries of a new city, unless territorial jurisdiction over the project area is transferred from a county to a city pursuant to Section 33215, 33216, or 33217.

(b) (i) Notwithstanding Section 33120, the territorial jurisdiction of the Redevelopment Agency of the County of Riverside shall include unincorporated territory located outside a project area selected pursuant to Section 33322 or 34004 even if that territory is subsequently annexed to a city or included within the boundaries of a new city, unless territorial jurisdiction over such territory is transferred from the Redevelopment Agency of the County of Riverside to a city pursuant to Sections 33215, 33216, or pursuant to an agreement entered into under Section 33217, if prior to the effective date of annexation or incorporation of such territory, and absent affirmative action by the Redevelopment Agency of the County of Riverside and the County of Riverside to contrary effect under Sections 33215, 33216 or 33217, the Redevelopment Agency of the County of Riverside has either (A) entered into a binding agreement with a third party with respect to such territory in furtherance of one or more of the purposes set forth in Section 33334.2, or (B) acquired land or otherwise expended moneys with respect to such territory from the Redevelopment Agency of the County of Riverside's Low and Moderate Income Housing Fund established pursuant to Section 33334.3. Absent affirmative action by the Redevelopment Agency of the County of Riverside and the County of Riverside to contrary effect under Sections 33215, 33216 or 33217, the Redevelopment Agency of the County of Riverside shall retain territorial jurisdiction pursuant to this subdivision (b) with respect to such territory that satisfies either of the two conditions listed in the preceding sentence.

(ii) With respect to land, expenditures and agreements referred to in (A) and (B) of subsection (b)(i) of Section 33214, the Redevelopment Agency of the County of Riverside shall have authority as the agency for purposes of Sections 33080-33080.8, 33125, 33334.1, 33334.2, 33334.3, 33413, 33413.5, 33415, 33418, 33430, 33431, and 33433, and to implement projects and agreements as otherwise set forth in this Part, to dispose of interests in property, impose covenants, monitor and enforce compliance with such Sections, covenants recorded and agreements made, and for purposes of counting and reporting as to the preservation, creation and improvement of dwelling units for the purpose of such Sections.

(iii) This subdivision shall apply to territory annexed to a city or included in the boundaries of a new city prior to or following effectiveness of the statute adding this subdivision.

“(c) Notwithstanding Section 33120, the territorial jurisdiction of an agency in a city shall include all of the territory within the limits of the city that was included in a project area selected pursuant to Section 33322 or 34004 even if that territory is subsequently annexed to another city or included within the boundaries of a new city, unless territorial jurisdiction over the project area is transferred to the other city pursuant to Section 33215, 33216, or 33217.”

The proposed modifications are identified in **bolded underlined** text.

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #2.1
PUBLIC HEARING
Meeting Date: January 27, 2010

TO: Mayor and Members of the City Council

FROM: David Hogan, Planning Director

SUBJECT: Appeal of the Planning Commission Approval of the Cornerstone Community Church Parking Lot Expansion (Project No. 08-0163)

Assessors Parcel Numbers: 367-210-008, 367-210-018, 367-210-034, 367-210-035, 367-210-041, 367-210-043, 367-140-008, & 367-140-010

RECOMMENDATION:

Staff recommends that the City Council open the public hearing to receive any public testimony, close the public hearing, and move on to the next item on the agenda.

BACKGROUND:

On January 12, 2010, the project applicant submitted a letter withdrawing their application for the Third Revision to Public Use Permit 778. The withdrawal of the application eliminates the proposed project that was approved by the Planning Commission, and that ultimately generated the subsequent appeals. Because of the withdrawal of the application, no further Council action is required on the appeal applications.

However because the public hearing was continued to this date, staff is recommending that the Mayor open the public hearing, so anyone who wishes to address the Council may speak, and then close the public hearing to conclude the process.

The appellants have been informed in writing of the applicant's decision to withdraw their application, that the withdrawal terminates the Planning Commission approval, and ends the appeal process.

ATTACHMENTS:

A. Withdrawal Letter

Submitted by:

Approved by:

Dave Hogan
Planning Director

Frank Oviedo
City Manager

ATTACHMENT A



CORNERSTONE
COMMUNITY CHURCH



January 12, 2010

Mayor Bridgette Moore
Wildomar City Council Members
23873 Clinton Keith Rd., Suite 201
Wildomar, CA 92595

Honorable Mayor, City Council Members, Mr. Hogan and Mr. Oviedo:

Our Senior Pastor, Ron Armstrong, has authorized me to withdraw the project application for Cornerstone Community Church (project # 08-0163).

Please feel free to contact me if you have any questions.

Sincerely,

Jeff Rosen
Associate Pastor
jrosen@go2cornerstone.com

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #3.1
GENERAL BUSINESS
Meeting Date: January 27, 2010

TO: Mayor and Members of the City Council
FROM: David Hogan, Planning Director
SUBJECT: Diversified Landscape Company (DLC) Almond Office Facility

Conditional Use Permit 09-0265 – A conditional use permit to allow the establishment and operation of a 5,280 square foot modular building for the administrative operations of Diversified Landscaping Company and associated nursery/materials yard on a 1.54 acre site near the northwest corner of Almond Street and Bundy Canyon Road.

STAFF REPORT

RECOMMENDATION:

Based upon the prior action of the City Council, staff recommends that the City Council adopt a resolution entitled:

RESOLUTION 2010 -

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, APPROVING CONDITIONAL USE PERMIT 09-0265 FOR A 1.54 ACRE SITE LOCATED NEAR THE NORTHWEST CORNER OF ALMOND STREET AND BUNDY CANYON ROAD AND KNOWN AS ASSESSOR'S PARCEL NO. 366-210-052

BACKGROUND:

On December 9, 2009, a public hearing was held before the City Council for a request to change the zoning from Rural Residential (R-R) to General Commercial (C-1/C-P) for three parcels and approve a conditional use permit to install a 5,280 square foot modular building for the administrative operations of Diversified Landscaping Company (DLC) and nursery/materials yard near the northwest corner of Almond Street and Bundy Canyon Road. On October 4, 2009, the Planning Commission recommended that the City Council adopt Mitigated Negative Declaration 09-0265 and approve Zone Change 09-0265. However, the Commission recommended that the City Council deny Conditional Use Permit 09-0265 for the administrative building and materials/sales yard for a commercial landscaping business.

The Planning Commission's recommendation was considered at a public hearing at the December 9, 2009 City Council meeting. After a thorough discussion, the City Council

approved Mitigated Negative Declaration 09-0265, approved Zone Change 09-0265, and approved Conditional Use Permit 09-0265 (overturning the recommendation of the Planning Commission to deny Conditional Use Permit 09-0265). Because the staff report reflected the Commission recommendation, a resolution of approval with conditions of approval was not included in the Council packet. Consequently, the Council's decision to approve the conditional use permit required staff to prepare a resolution of approval with conditions of approval and bring these items back for final Council action.

The purpose of this staff report is to present the draft approval resolution and conditions of approval based upon the vote at the December 9, 2009 meeting of the City Council. Based upon the Council's discussion, staff has added three conditions of approval beyond the original conditions considered by the Commission. These additional conditions are as follows:

- Condition 11 - limiting the use of the adjacent properties to a shared access drive and a water quality detention and treatment facility as shown on the approved plans (i.e. prohibiting any unapproved expansion of the approved uses onto the adjacent properties). This condition has been added to emphasize to the applicant that the approved use is authorized only the rear property.
- Condition 44 - Prior to the issuance of a grading permit, the applicant shall provide a cash deposit for the costs associated with the removal of the existing temporary structures for all three sites.
- Condition 85 - requiring the removal of the existing modular units from the adjacent lots fronting Bundy Canyon Road prior to final occupancy of the proposed office building.

In addition, Condition 41 was modified to require additional road dedications for the entire project frontage along Almond Street. The need to improve all of the effected portions of Almond Street was already required by Condition of Approval 64. In recommending denial of the conditional use permit, the Commission rejected the amortization requirements that been incorporated into several conditions of approval. Because of the Council's decision at the December 9th public hearing, the previously proposed amortization conditions were deleted from these draft conditions of approval.

Finally, in response to a question concerning the impacts of the project on the surrounding residential neighborhood and the potential impacts on students walking to the Elsinore High School, staff has reviewed the trip generation for a Mitigated Negative Declaration. The Initial Study for the Mitigated Negative Declaration analyzed the number of trips that would be generated by the proposed project. This information was calculated by the City Engineering Department and incorporated into the initial study document. According to the initial study, the project is expected to generate 13 vehicle trips during the morning peak hour period and 27 vehicle trips during the evening peak hour (based on the proposed 5,280 square foot modular building for the administrative

operations of Diversified Landscaping Company and associated nursery/materials yard). Throughout the day, the average hourly trips associated with the project will be less than 10 vehicle trips per hour during non-peak periods. Most of these vehicle trips are expected to access the citywide road network via Almond Avenue and Bundy Canyon Road. According to the initial study, the additional trips will not noticeably decrease the current Level of Service (LOS) for Almond Avenue and Bundy Canyon Road. Based upon this information, the initial study concluded that the additional vehicle trips generated by the project would not have a significant effect on the existing roads, the adjacent residential neighborhood, and the students traveling to and from Lake Elsinore High School.

The purpose of this item is to finalize the decision of the City Council to approve Conditional Use Permit 09-0265. The approval of the attached resolution formalizes the City Council's previous decision. As a result, staff recommends that the Council do the following:

1. Review the draft conditions of approval and make any necessary changes; and,
2. Approve the resolution formalizing the City Council's previous approval action on Conditional Use Permit 090-0265. Approving the attached resolution does not alter the Council's original vote on the project (which is documented in the next to the last Whereas in the attached resolution).

ATTACHMENTS:

- A. Resolution Approving the Conditional Use Permit
Exhibit A: Conditions of Approval

Submitted by:

Approved by:

Dave Hogan
Planning Director

Frank Oviedo
City Manager

ATTACHMENT A

RESOLUTION NO. 2010 -

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, APPROVING CONDITIONAL USE PERMIT 09-0265 FOR A 1.54 ACRE SITE LOCATED NEAR THE NORTHWEST CORNER OF ALMOND STREET AND BUNDY CANYON ROAD AND KNOWN AS ASSESSOR'S PARCEL NO. 366-210-052

WHEREAS, an application for a conditional use permit to allow the implementation of a 5,280 square foot modular building for the administrative operations of Diversified Landscaping Company and a nursery/materials yard on a 1.54 acre site northwest corner of Almond Street and Bundy Canyon Road has been filed by:

Applicant/Owner: Moralez Enterprises

Authorized Agent: Markham Development Management Group, Inc.

Project Location: Northwest Corner of Almond Street and Bundy Canyon Road

APN Number: 366-210-052

WHEREAS, the Planning Commission has the authority per Chapter 17.200 of the Wildomar Municipal Code to review and make recommendations to the City Council on Conditional Use Permit 09-0265; and

WHEREAS, on September 16, 2009 the City gave public notice by mailing to adjacent property owners and by placing an advertisement in a newspaper local circulation of the holding of a public hearing at which the project would be considered; and

WHEREAS, on October 7, 2009 the Planning Commission held the noticed public hearing at which interested persons had an opportunity to testify in support of, or opposition to, the Change of Zone 09-0265 and Conditional Use Permit 09-0265 and at which the Planning Commission considered Change of Zone 09-0265 and Conditional Use Permit 09-0265; and

WHEREAS, at this public hearing on October 7, 2009 the Planning Commission considered, heard public comments on, and adopted a Mitigated Negative Declaration and Mitigation Monitoring Program for the project by Resolution No. PC09-025; and

WHEREAS, following the public hearing the Planning Commission recommended approval of the Mitigated Negative Declaration and Change of Zone 09-0265, and continued the public hearing for Conditional Use Permit 09-0265 to November 4, 2009; and

WHEREAS, at the continued public hearing on November 4, 2009 the Planning Commission considered, heard public comments on, and recommended denial of Conditional Use Permit 09-0265 (a component of Project 09-0265) with Commissioners Andre, Casillas and Devine voting to recommend denial to the City Council; and Commissioners Dykstra and Nowak voting against the denial resolution; and

WHEREAS, on November 28, 2009, the City gave public notice by mailing to adjacent property owners and by placing an advertisement in a newspaper local circulation of the holding of a public hearing before the City Council at which the project would be considered; and

WHEREAS, on December 9, 2009, the City Council held the noticed public hearing at which interested persons had an opportunity to testify in support of, or opposition to, the Conditional Use Permit 09-0265 for the implementation of a 5,280 square foot modular building for the administrative operations of Diversified Landscaping Company and nursery/materials yard on a 1.54 acre site northwest corner of Almond Street and Bundy Canyon Road and at which the City Council considered the Conditional Use Permit 09-0265; and

WHEREAS, at the public hearing on December 9, 2009, the City Council considered the Planning Commission's recommendation to deny Conditional Use Permit 09-0265 and decided to vote to approve Conditional Use Permit 09-0265 with Mayor Farnam and Council members Moore and Swanson voting to approve Conditional Use Permit 09-0265 and Council members Ade and Cashman voting against the motion to approve of Conditional Use Permit 09-0265; and

WHEREAS, at the regular meeting of the City Council on January 27, 2010, the Council considered the final conditions of approval for Conditional Use Permit 09-0265.

NOW THEREFORE, the City Council of the City of Wildomar does Resolve, Determine, Find and Order as follows:

SECTION 1. ENVIRONMENTAL FINDINGS

A. CEQA: The City Council, in light of the whole record before it, including but not limited to, the City's Local CEQA Guidelines and Thresholds of Significance, the recommendation of the Planning Director as provided in the Staff Report dated December 9, 2009 and documents incorporated therein by reference, and any other evidence (within the meaning of Public Resources Code §21080(e) and §21082.2) within the record or provided at the public hearing of this matter, hereby finds and determines that the approval of this Conditional Use Permit is in compliance with requirements of the California Environmental Quality Act ("CEQA"), in that on December 9, 2009 at a duly noticed public hearing, the Planning Commission recommended approval to the City Council adopted a Mitigated Negative Declaration reflecting its independent judgment and analysis and documenting that there was not substantial evidence, in light of the whole record, from which it could be fairly argued that the project may have a significant effect on the environment. The documents comprising

the City's environmental review for the project are on file and available for public review at Wildomar City Hall, 23873 Clinton Keith Rd., Suite 201, Wildomar, CA 92595.

B. Multiple Species Habitat Conservation Plan (MSHCP). The project is found to be consistent with the MSHCP. The project is located outside of any MSHCP criteria area and mitigation is provided through payment of the MSHCP Mitigation Fee.

SECTION 2. CONDITIONAL USE PERMIT FINDINGS.

Pursuant to Wildomar Municipal Code Chapter 17.216 and in light of the record before it including the staff report dated December 9, 2009 and all evidence and testimony heard at the public hearing of this item, the City Council hereby finds as follows:

A. That the proposed location, use and operation of the conditional use is in accord with the purposes of the zone in which the site is located, is consistent with the General Plan and complies with other relevant city regulations, policies and guidelines.

The General Plan land use designation for the site is Commercial Retail (CR). The proposed administrative office and nursery/materials yard for a commercial landscaping business would be an allowed use in the Commercial Retail area and would conform to the General Plan policies including LU 23.1, which accommodates for the development of commercial uses in areas appropriately designed by the General Plan and area plan land use maps. In addition, the change of zone for the two parcels to the south of the project site would allow for future commercial development in the area consistent with the General Plan. Considering all of these aspects, the project furthers the objectives and policies of the General Plan and is compatible with the General Plan.

The zoning ordinance and official zoning map implement the policies and requirements of the adopted general plan on private property. The General Plan Land Use Designation for the project site is Commercial Retail. The recently approved zoning for the site is General Commercial (C-1/C-P). The General Commercial Zone is identified as highly consistent with the Commercial Retail General Plan Land Use Designation. Section 17.72.010.A.57 of the Municipal (Zoning) Code identifies office uses as permitted in the C-1/C-P Zone; while Section 17.72.010.C.8 states that uses with more than 200 square feet of outdoor storage or display of materials require the approval of a conditional use permit. The administrative office and nursery/materials yard for a commercial landscaping business is consistent with the zoning ordinance since it meets/or exceeds the minimum development standards of the General Commercial as illustrated in the development standards discussion in the staff report relative to setbacks, lot coverage, building heights and parking. Consequently, with the approval of the conditional use permit, the proposed administrative office and nursery material yard will be consistent with the General Plan. Additionally, conditions have been added to the project to ensure that all of the requirements of the City are met (see Exhibit A).

B. The proposed use will not be detrimental to the health, safety, or general welfare of the community.

The project site has been designed to meet all of the development standards of the General Commercial Zone (C-1/C-P) as illustrated in the development standards section of the Staff Report dated December 9, 2009, relative to setbacks, lot coverage, building heights and parking such that it will not be detrimental to the public health, safety or welfare. The location of the building will not conflict with the existing parking area or with on-site circulation since the parking spaces and drive aisles meet the minimum standards as illustrated in the Staff Report. Future development of the two parcels to the south of the project site shall be subject to a discretionary review process to ensure consistency with the development standards of the General Commercial Zone.

SECTION 3. APPROVAL OF CONDITIONAL USE PERMIT 09-0265.

The City Council hereby approves Conditional Use Permit 09-0265 to allow the implementation of a 5,280 square foot modular building for the administrative operations of Diversified Landscaping Company and a nursery/materials yard on a 1.54 acre site near the northwest corner of Almond Street and Bundy Canyon Road subject to the conditions of approval as shown in Exhibit A which is attached hereto and incorporated herein by reference.

PASSED, APPROVED AND ADOPTED this 27th day of January, 2010.

Bridgette Moore
Mayor

APPROVED AS TO FORM:

ATTEST:

Julie Hayward Biggs
City Attorney

Debbie A. Lee, CMC
City Clerk

EXHIBIT A
CITY OF WILDOMAR
CONDITIONS OF APPROVAL

Planning Application Number: Conditional Use Permit 09-0265	
Project Description: DLC Almond Office Facility - Locate and operate a 5,280 square foot modular building for the administrative operations of Diversified Landscaping Company and an outdoor nursery/materials yard on a 1.54 acre site near the northwest corner of Almond Street and Bundy Canyon Road	
Assessor's Parcel Number(s): 366-210-052	
Approval Date: January 27, 2010	Expiration Date: January 27, 2012

Within 48 Hours of the Approval of This Project

1. The applicant/developer shall deliver to the Planning Department a cashier's check or money order made payable to the County Clerk in the amount of Two Thousand Fifty Seven Dollars (\$2,074.25) which includes the One Thousand Nine Hundred Ninety Three Dollars (\$2,010.25) fee, required by Fish and Game Code Section 711.4(d)(3) plus the Sixty-Four Dollar (\$64.00) County administrative fee, to enable the City to file the Notice of Determination for the Mitigated or Negative Declaration required under Public Resources Code Section 21152 and California Code of Regulations Section 15075. If within said 48-hour period the applicant/developer has not delivered to the Planning Department the check as required above, the approval for the project granted shall be void due to failure of condition [Fish and Game Code Section 711.4(c)].
2. The applicant shall review and sign the Acceptance of Conditions of Approval document that will be provided by the Planning Department staff and return the document with an original signature to the Planning Department.

General Requirements

3. The applicant shall indemnify, protect, defend, and hold harmless, the City, and/or any of its officials, officers, employees, agents, departments, agencies, and instrumentalities thereof, from any and all claims, demands, law suits, writs of mandamus, and other actions and proceedings (whether legal, equitable, declaratory, administrative or adjudicatory in nature), and alternative dispute resolutions procedures (including, but not limited to arbitrations, mediations, and other such procedures), (collectively "Actions"), brought against the City, and/or any of its officials, officers, employees, agents, departments, agencies, and instrumentalities thereof, that challenge, attack, or seek to modify, set aside, void, or annul, the any action of, or any permit or approval issued by, the City

and/or any of its officials, officers, employees, agents, departments, agencies, and instrumentalities thereof (including actions approved by the voters of the City), for or concerning the project, whether such Actions are brought under the California Environmental Quality Act, the Planning and Zoning Law, the Subdivisions Map Act, Code of Civil Procedure Section 1085 or 1094.5, or any other state, federal, or local statute, law, ordinance, rule, regulation, or any decision of a court of competent jurisdiction. It is expressly agreed that the City shall have the right to approve, which approval will not be unreasonably withheld, the legal counsel providing the City's defense, and that applicant shall reimburse City for any costs and expenses directly and necessarily incurred by the City in the course of the defense. Upon the initiation of litigation against the City, applicant shall provide to the City security in an amount sufficient to cover the anticipated cost of defense of the action and in a form acceptable to the City Attorney. City shall promptly notify the applicant of any Action brought and City shall cooperate with applicant in the defense of the Action.

4. The approval of the zone change and conditional use permit shall comply with the provisions of Title 17 – Zoning (Ordinance 348), unless modified by the conditions listed herein. This approval shall expire in two (2) years unless an application for an extension is filed at least 30 days prior to the expiration date. The City, for good cause, may grant up to one (1) one-year extensions of time, one year at a time.
5. The project and all subsequent projects within this site shall comply with all mitigation measures identified in Environmental Assessment 09-0265.
6. The project shall substantially conform to the approved site plan and elevations for Conditional Use Permit Application 09-0265 and contained on file with the Planning Department.
7. The developer shall obtain City approval for any modifications or revisions to the approval of this project. Deviations not identified on the plans may not be approved by the City, potentially resulting in the need for the project to be redesigned. Amended entitlement approvals may be necessary as a result.
8. The Conditions of Approval specified in this resolution, to the extent specific items, materials, equipment, techniques, finishes or similar matters are specified, shall be deemed satisfied by staff's prior approval of the use or utilization of an item, material, equipment, finish or technique that City staff determines to be the substantial equivalent of that required by the Conditions of Approval. Staff may elect to reject the request to substitute, in which case the real party in interest may appeal, after payment of the regular cost of an appeal, the decision to the Planning Commission for its decision.

Materials & Locations

Colors

Sand Finish Plaster/Stucco – Frazee, #CL3161W Helium

Building Paint

Sand Finish Plaster/Stucco – Frazee, CL3244M Turbo
Building Accent Paint

Accent Trim Paint Frazee, #CL3245D Piper

Fabric Awning Sunbrella #4631, Burgundy

Window and Door Frames Dark Brown Anodized

Faux Stone Veneer Coronado Mountain/Eastern Mountain,
Grey Quartzite

Composite Shingle Roof Owens Corning, Estate Grey

Decorative Columns Frazee, CL3244M Turbo

9. The Applicant shall submit to the Planning Department for the permanent files 8" X 10" glossy photographic color prints of the approved color and materials board and the colored architectural elevations. All labels on the color and materials board and Elevations shall be readable on the photographic prints.
10. Separate application(s) for a plot plan and/or conditional use permit will be required for any development on the two parcels adjacent to Bundy Canyon Road (366-210-053 and 366-210-054). The precise type of application(s) will be determined at the time of project submittal.
11. Other than the improvements associated with the shared driveway and the water quality detention and treatment facilities identified on the approved plans, no use of the two adjacent parcels (identified as assessor parcel numbers 366-210-053 and 366-210-054) for the activities approved with this conditional use permit are permitted without the prior approval of the City.
12. Landscaping installed for the project shall be continuously maintained to the satisfaction of the Planning Director. If it is determined that the landscaping is not being maintained, the Planning Director shall have the authority to require the property owner to bring the landscaping into conformance with the approved landscape plan. The continued maintenance of all landscaped areas shall be the responsibility of the developer or any successors in interest.
13. If construction is phased, a construction staging area plan or phasing plan for construction equipment and trash shall be approved the Planning Director and City Engineer.
14. The Applicant shall design and construct American with Disabilities Act (ADA) access from the public right of way to the main building entrance and van accessible parking in accordance with all appropriate City of Wildomar Standards and Codes, and ADA requirements and to the satisfaction of the City Engineer.
15. Any building signage is subject to the approval of a sign permit.

16. Tribal monitors from the Pechanga Tribe shall be allowed to monitor all grading, excavation and groundbreaking activities, including all archaeological surveys, testing, and studies, to be compensated by the developer.
17. If human remains are encountered, State Health and Safety Code Section 7050.5 states that no further disturbance shall occur until the Riverside County Coroner has made the necessary findings as to origin. Further, pursuant to Public Resource Code Section 5097.98(b) remains shall be left in place and free from disturbance until a final decision as to the treatment and disposition has been made. If the Riverside County Coroner determines the remains to be Native American, the Native American Heritage Commission shall be contacted within a reasonable timeframe. Subsequently, the Native American Heritage Commission shall identify the "most likely descendant." The most likely descendant shall then make recommendations and engage in consultation concerning the treatment of the remains as provided in Public Resources Code Section 5097.98.
18. If cultural resources are discovered during the project construction (inadvertent discoveries), all work in the area of the find shall cease, and a qualified archaeologist and representatives of the Pechanga Tribe shall be retained by the project sponsor to investigate the find, and make recommendations as to treatment and mitigation.
19. If during ground disturbance activities unique cultural resources are discovered, that were not assessed by the archaeological report(s) and/or environmental assessment conducted prior to project approval, the following procedures shall be followed. Unique cultural resources are defined, for this condition, as being multiple artifacts in close association with each other, but may include fewer artifacts if the area of the find is determined to be of significance due to its sacred or cultural importance. (1) All ground disturbance activities within 100 feet of the discovered cultural resources shall be halted until a meeting is convened between the developer, the archaeologist, the Native American tribal representative and the Planning Director to discuss the significance of the find. (2) At the meeting, the significance of the discoveries shall be discussed and after consultation with the Native American tribal representative and the archaeologist, a decision shall be made, with the concurrence of the Planning Director, as to the appropriate mitigation (documentation, recovery, avoidance, etc.) for the cultural resources. (3) Grading of further ground disturbance shall not resume within the area of the discovery until an agreement has been reached by all parties as to the appropriate mitigation.
20. The landowner agrees to relinquish ownership of all cultural resources, including all archaeological artifacts that are found on the project area, to the Pechanga Tribe for proper treatment and disposition.
21. All building construction and design components shall comply with the provisions of the most recent City-adopted edition of the California Building, Plumbing and

Mechanical Codes, California Electrical Code, California Administrative Code, and all appropriate City of Wildomar Standards and Codes.

22. Blue retro reflective pavement markers shall be mounted on private street, public streets and driveways to indicate location of fire hydrants. Prior to installation, placement of markers must be approved by Riverside County Fire Department.
23. Minimum required fire flow shall be 1500 GPM for two hours duration at 20 PSI residual operating pressure, which must be available before any combustible material is placed on the job site. Fire flow is based on type VB construction per the CBC and building(s) having a compliant fire sprinkler system.
24. Super fire hydrant(s) (6" x 4" x 2 ½") shall be located not less than 25 feet or more than 165 feet from any portion of the building as measured along approved vehicular travel ways.
25. No grading shall be performed without the prior issuance of a grading permit by the City.
26. Written permission shall be obtained from the affected property owners allowing the proposed grading and/or facilities to be installed outside of the project boundaries.
27. All building construction and design components shall comply with the provisions of the most recent City-adopted edition of the California Building, Plumbing and Mechanical Codes, California Electrical Code, California Administrative Code, and all appropriate City of Wildomar Standards and Codes.
28. The Applicant shall dedicate, design and construct all improvement in accordance with City of Wildomar Improvement Plan Check Policies, as further conditioned herein, and Standards and to the satisfaction of The City Engineer.
29. The Applicant shall be responsible for all costs associated with off-site right-of-way acquisition, including any costs associated with the eminent domain process, if necessary.
30. This approval shall not be valid until all outstanding permit and application processing fee balances are paid in full. No extensions of time shall be granted unless all fee balances have been paid in full.

Prior to the issuance of Grading Permits

31. The following requirements shall be included in the Notes Section of the Grading Plan: *"No grubbing/clearing of the site shall occur prior to scheduling the pre-grading meeting with Engineering. All project sites containing suitable habitat for burrowing owls, whether owls were found or not, require a 30-day preconstruction survey that shall be conducted within 30 days prior to ground*

disturbance to avoid direct take of burrowing owls. If the results of the survey indicate that no burrowing owls are present on-site, then the project may move forward with grading, upon Planning Department approval. If burrowing owls are found to be present or nesting on-site during the preconstruction survey, then the following recommendations must be adhered to: Exclusion and relocation activities may not occur during the breeding season, which is defined as March 1 through August 31, with the following exception: From March 1 through March 15 and from August 1 through August 31 exclusion and relocation activities may take place if it is proven to the City and appropriate regulatory agencies (if any) that egg laying or chick rearing is not taking place. This determination must be made by a qualified biologist."

32. The following requirement shall be included in the Notes Section of the Grading Plan: *"If at any time during excavation/construction of the site, archaeological/cultural resources, or any artifacts or other objects which reasonably appears to be evidence of cultural or archaeological resource are discovered, the property owner shall immediately advise the City of such and the City shall cause all further excavation or other disturbance of the affected area to immediately cease. The Planning Director at his/her sole discretion may require the property owner to deposit a sum of money it deems reasonably necessary to allow the City to consult and/or authorize an independent, fully qualified specialist to inspect the site at no cost to the City, in order to assess the significance of the find. Upon determining that the discovery is not an archaeological/cultural resource, the Planning Director shall notify the property owner of such determination and shall authorize the resumption of work. Upon determining that the discovery is an archaeological/cultural resource, the Planning Director shall notify the property owner that no further excavation or development may take place until a mitigation plan or other corrective measures have been approved by the Planning Director."*
33. Prior to the issuance of a grading permit, it shall be the sole responsibility of the Applicant to obtain any and all easements and/or permissions necessary to perform the grading required for the project. A notarized letter of permission from all affected property owners or easement holders, or encroachment permit, is required for all off-site grading.
34. Prior to the issuance of a grading permit the Applicant shall obtain a hauling route permit for the import/export of material to the satisfaction of the City Engineer.
35. Prior to the issuance of grading permits, the Applicant shall provide an access / ingress easement across parcel 366-210-054 for the proposed driveway to the satisfaction of the City Engineer.
36. Prior to the issuance of grading permits, the Applicant shall provide an easement across parcel 366-210-053 for the proposed stormwater quality treatment device to the satisfaction of the City Engineer.

37. Prior to the issuance of grading permits, the project specific SWPPP shall be approved by the City Engineer.
38. Prior to issuance of grading permits the Applicant shall provide the Engineering Department evidence of compliance with the National Pollutant Discharge Elimination System (NPDES) and obtain a construction permit from the State Water Resource Control Board (SWRCB).
39. Prior to the issuance of a grading permit, the Applicant shall submit, and the City approve the Final Water Quality Management Plan which ensures that post-construction flows do not exceed pre-construction levels and that the specified BMPs will minimize any water quality impacts. These BMPs shall be consistent with the Final WQMP and installed to the satisfaction of the City Engineer.
40. Prior to the issuance of a grading permit, the Applicant shall submit, and the City review and approve, a Final Water Quality Management Plan (WQMP) in conformance with the requirements of the Santa Ana Regional Water Quality Control Board.
41. Prior to the issuance of a grading or building permit, at the discretion of the City Engineer, the Applicant shall dedicate the future right-of-way areas for Almond Street on and adjacent to parcels 366-210-052 and 366-210-054, as identified on the site plan, to the City of Wildomar. All dedications will be in accordance with the City of Wildomar Improvement Standards and to the satisfaction of Public Works. All property conveyed to the City of Wildomar in fee title shall be free and clear of any encumbrances, except as expressly permitted by the City. The Applicant shall provide title insurance in conjunction with all fee title dedications to the City of Wildomar.
42. Prior to the issuance of a grading permit, the Applicant shall provide an additional 10 feet of right-of way along Almond Street or dedicate a 10-foot easement, for Community Trail improvements along Almond Street to the satisfaction of the City Engineer.
43. Prior to the approval of an improvement plans, the developer shall submit and the City Engineer traffic control plans along Almond Street to ensure the continued flow of traffic during construction.
44. Prior to the issuance of a grading permit, the applicant shall provide a cash deposit for the estimated costs associated with the removal of the existing temporary structures for all three sites.

Prior to Issuance of Building Permit(s)

45. Prior to the issuance of a building permit, the developer shall submit a photometric plan, including the parking lot to the Planning Department, which meets the requirements of the Title 17 of the Wildomar Municipal Code and Chapter 8.80 (Light Pollution). The parking lot light standards shall be placed in

such a way as to not adversely impact the growth potential of the parking lot trees.

46. Three copies of Construction Landscaping and Irrigation Plans shall be submitted to the Planning Department for approval. These plans shall conform to the approved conceptual landscape plan, or as amended by these conditions. The location, number, genus, species, and container size of the plants shall be shown. The plans shall be consistent with the requirements of the water efficient landscape ordinance. The plans shall be accompanied by the appropriate filing fee (per the City of Wildomar Fee Schedule at time of submittal) and one copy of the approved grading plan.
47. The Applicant shall submit landscaping and irrigation plans within the public right of way to the Planning Department. These plans shall include water usage calculations, estimate of irrigation and the location of all existing trees that will remain. All plans and calculations shall be designed and calculated per the City of Wildomar Road Improvement Standards & Specification, Improvement Plan Check Policies and Guidelines, City Codes and to the satisfaction of the City Engineer.
48. Building plan check deposit fee of \$307 - 1,056.00 shall be paid in a check or money order to the Riverside County Fire Department after plans have been approved by our office.
49. The applicants or developer shall separately submit two copies of the water system plans to the Fire Department for review and approval. Calculated velocities shall not exceed 10 feet per second. Plans shall conform to the fire hydrant types, location and spacing, and the system shall meet the fire flow requirements. Plans shall be signed and approved by a registered civil engineer and the local Water Company with the following certification: "I certify that the design of the water system is in accordance with the requirements prescribed by the Riverside County Fire Department."
50. Prior to the issuance of the first building permit, the Applicant shall execute a maintenance agreement for stormwater quality control treatment device to the satisfaction of Public Works.
51. Prior to the issuance of a building permit, a quitclaim shall be completed to the satisfaction of Public Works for the right-of-entry and right-of-way per Book 580 Page 260 O.R as identified in note #4 under Easement Notes on the Plot Plan 09-0265/Preliminary Grading Plan AMD. No. 2 received by the City of Wildomar on July 22, 2009.
52. The Applicant shall execute an agreement with the City of Wildomar for the relocation and modification of the outflow channel V-ditch portion located within the ultimate right of way of Bundy Canyon Road. In the agreement the applicant's responsibility shall include but not be limited to redesign/reconstruct

of the porous landscape detention to be outside of the ultimate right-of way for Bundy Canyon Road, at the Applicant's cost, at such time the ultimate improvements are to be constructed.

53. Prior to the issuance of a building permit, the Applicant shall show all easements per the title report to the satisfaction of Public Works. Any conflicts with existing easements shall result in the site being redesigned.
54. Prior to the issuance of a building permit, the Applicant shall demonstrate compliance with the California Title 24.
55. Prior to the issuance of the first building permit improvement plans shall be approved by The City Engineer.
56. The Applicant shall submit landscaping and irrigation plans within the public right of way to Planning Department. These plans shall include water usage calculations, estimate of irrigation and the location of all existing trees that will remain. All plans and calculations shall be designed and calculated per the City of Wildomar Road Improvement Standards & Specification, Improvement Plan Check Policies and Guidelines, City Codes and to the satisfaction of the City Engineer.
57. Prior to the issuance of a building permit, the Applicant shall provide a reciprocal access agreement between the parcel of this development and the parcels to the south in accordance with the City of Wildomar Improvement Standards and to the satisfaction of Public Works.
58. The Applicant shall obtain the appropriate clearance letters to the satisfaction of the City Engineer for any sign(s) located within an easement, including a Public Utility Easement.
59. The Applicant shall dedicate visibility easements for all driveways per the City of Wildomar Improvement Standards and to the satisfaction of The City Engineer.
60. The Applicant shall dedicate a public utility easement adjacent to all public or private streets for overhead and/or underground facilities and appurtenances to the satisfaction of the City Engineer.
61. At all street intersections adjacent to the project, public or private, the Applicant shall install and/or replace street name signs in accordance with the City of Wildomar Standard Details.
62. Prior to the issuance of a building permit, the improvement plans for the required public improvements must be prepared and shall be based upon a design profile extending a minimum of 300 feet beyond the project boundaries at a grade and alignment as approved by the City of Wildomar.

63. The Applicant shall design and install electrical power, telephone, communication, and cable television lines to be placed underground, including existing overhead lines, 33.6 kilovolts or below along the project frontage and between the nearest poles offsite in each direction of the project site, in accordance the City of Wildomar Road Improvement Standards & Specification, Improvement Plan Check Policies and Guidelines, City Ordinances, and to the satisfaction of the City Engineer. The Applicant shall submit to the City Engineer, for verification purposes, written proof for initiating the design and/or application of the relocation issued by the utility company.
64. Prior to the issuance of a building permit, the Applicant shall design and install streetlights in accordance with the City of Wildomar Road Improvement Standards & Specification, Improvement Plan Check Policies and Guidelines, City Ordinances and to the satisfaction of the City Engineer.
65. Prior to the issuance of a building permit, the Applicant shall design and improve Almond Street per the City of Wildomar Road Improvement Standards & Specification, Improvement Plan Check Policies and Guidelines and to the satisfaction of the City Engineer. Improvements may require off-site transition to adequately facilitate the movement of traffic. The Applicant shall acquire all required off-site transitions.
66. Prior to the issuance of a building permit, the developer shall annex into all applicable County Service Areas and Landscaping Maintenance District for landscaping, lighting, drainage and maintenance to the satisfaction of the City Engineer.
67. The Applicant shall design and install street lighting in accordance with the appropriate City Road Improvement Standards & Specification, Improvement Plan Check Policies and Guidelines and to the satisfaction of the City Engineer.
68. All flood control plans to be reviewed shall be submitted though the City of Wildomar, unless otherwise directed by the City Engineer.
69. Applicant shall prepare and submit a comprehensive drainage study and plan that includes, but is not limited to: definition with mapping of the existing watersheds; a detailed pre- and post-project hydrologic and hydraulic analysis of the project and project impacts; definition of the local controlling 100-year frequency water levels existing and with project; the proposed method of flow conveyance to mitigate the potential project impacts with adequate supporting calculations; any proposed improvements to mitigate the impacts of increased runoff from the project and any change in runoff; including quality, quantity, volume, and duration in accordance with City of Wildomar's Hydrology Manual, Improvement Standards, and to the satisfaction of Public Works.
70. Applicant shall design and improve the stormwater quality treatment devices to accommodate all runoff from parcel 366-210-052 in accordance with City of

Wildomar's Hydrology Manual, Stormwater Quality Best Management Practice Design Handbook, Improvement Standards, and to the satisfaction of Public Works.

71. Prior to the issuance of a building permit, the project proponent shall pay fees in accordance with Zone A of the Southwest Road and Bridge Benefit District. the developer shall pay the appropriate fee for Zone A of the Southwest Road and Bridge Benefit District.
72. Prior to the issuance of a building permit, the developer shall pay the appropriate impact mitigation fee to the Riverside County Flood Control and Water Conservation District.
73. Prior to the issuance of building permit, the Applicant shall pay all necessary impact and mitigation fees required. These fees include, but are not limited to, fees associated with Transportation Uniform Mitigation Fee (TUMF), Quimby (parkland in-lieu) Fee, and Development Impact Fees.
74. All of the foregoing conditions shall be complied with prior to the issuance of a building permit.

Prior to Release of Power, Building Occupancy, or Any Use Allowed by This Permit

For this section, the terms final inspection, release of power, and building occupancy are used interchangeably to signify compliance with all conditions of approval, applicable codes and requirements necessary for the safe and lawful occupation or use of a structure or site.

75. Prior to final inspection, electrical power, telephone, communication, and cable television lines shall be placed underground in accordance with Title 16 – Subdivisions (formerly Ordinance 460) and Ordinance 461, or as approved by the Transportation Department. This also applies to existing overhead lines which are 33.6 kilovolts or below along the project frontage and between the nearest poles offsite in each direction of the project site. A certificate should be obtained from the pertinent utility company and submitted to the Engineering Department as proof of completion.
76. Prior to final inspection, install streetlights along the streets associated with development in accordance with the approved street lighting plan and standards of Title 16 – Subdivisions (formerly Ordinance 460) and Ordinance 461.
77. Prior to the final inspection, all outdoor lighting shall be inspected by the Building and Safety Department to insure compliance with the approved lighting plan and the provisions of Chapter 8.80 of the Wildomar Municipal Code.
78. Each parking space reserved for the handicapped shall be identified by a permanently affixed reflectorized sign constructed of porcelain on steel, beaded

text or equal, displaying the International Symbol of Accessibility. The sign shall not be smaller than 70 square inches in area and shall be centered at the interior end of the parking space at a minimum height of 80 inches from the bottom of the sign to the parking space finished grade, or centered at a minimum height of 36 inches from the parking space finished grade, ground, or sidewalk. A sign shall also be posted in a conspicuous place, at each entrance to the off-street parking facility, not less than 17 inches by 22 inches, clearly and conspicuously stating the following:

"Unauthorized vehicles parked in designated accessible spaces not displaying distinguishing placards or license plates issued for persons with disabilities may be towed away at owner's expense. Towed vehicles may be reclaimed by telephoning (951) 245-3300"

In addition to the above requirements, the surface of each parking place shall have a surface identification sign duplicating the Symbol of Accessibility in blue paint of at least three square feet in size.

79. The applicant shall prepare and submit to the Fire Department for approval, a site plan designating required fire lanes with appropriate lane painting and/or signs.
80. Install a complete fire sprinkler system per NFPA 13 2002 edition (13D and 13R system are not allowed) in all buildings requiring a fire flow of 1500 GPM or greater sprinkler system(s) with pipe size in excess of 4" inch diameter will require the project structural engineer to certify (wet signature) the stability of the building system for seismic and gravity loads to support the sprinkler system. All fire sprinkler risers shall be protected from any physical damage. The post indicator valve and fire department connection shall be located to the front, within 50 feet of a hydrant, and the minimum of 25 feet from the building(s). A statement that the building(s) will be automatically fire sprinkled must be included on the title page of the building plans. (Current sprinkler plan check deposit base fee is \$164.00 per riser) Applicant or developer shall be responsible to install a Central Station Monitored Fire Alarm System. Monitoring System shall monitor the fire Sprinkler system (s) water flow, P.I.V.'s and all control valves. Plans must be submitted to the Fire Department for approval prior to installation. Contact Fire Department for guideline handout (current Monitoring plan check deposit base fee is \$192.00)
81. Applicant or developer shall be responsible to install a manual and automatic Fire Alarm System. Plans must be submitted to the Fire Department for approval prior to installation. (Current plan check deposit base fee \$627.00)
82. Install portable fire extinguishers with a minimum rating of 2A-10BC and signage. Fire Extinguishers located in public areas shall be in recessed cabinets mounted 48" (inches) to enter above the floor level with maximum 4" projection from the

wall. Contact Fire Department for proper placement of equipment prior to installation.

83. A. U.L. 300 hood duct fire extinguishing system must be installed over the cooking equipment. Wet chemical extinguishing system must provide automatic shutdown of all electrical components and outlets under the hood upon activation system must be installed by a licensed C-16 contractor. Plans must be submitted with current fee to the Fire Department for review and approval prior to installation. Note: A dedicated alarm system is not required to be installed for the exclusive purpose of monitoring this suppression system. However, a new or pre-existing alarm system must be connected to the extinguishing system. (*separate fire alarm must be submitted for connection) (Current plan check deposit base fee is \$215.00).
84. The flood control facilities shall be constructed with this project in accordance with applicable standards. The City Engineer shall determine if the facility will be maintained by Flood Control District or the City of Wildomar. The Applicant shall execute a maintenance agreement with the appropriate agency and the City Engineer shall determine if an easement or a parcel is taken in fee title. The plans cannot be signed prior to execution of the agreement.
85. The existing mobile homes on the southern two parcels adjacent to Bundy Canyon Road and Almond Street (366-210-053 and 366-210-054) shall be removed prior to final occupancy for the administrative office for Diversified Landscaping Company.
86. All of the foregoing conditions shall be complied with prior to occupancy or any use allowed by this permit.

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #3.2
GENERAL BUSINESS
Meeting Date: January 27, 2010

TO: Mayor and Members of the City Council
FROM: Gary Nordquist, Assistant City Manager
SUBJECT: Police Vehicle Graphics Selection

STAFF REPORT

RECOMMENDATION:

Select and authorize the City Manager to initiate the installation of "Wildomar Police" graphics package for the Riverside County Sheriff patrol vehicles providing public safety services to the City of Wildomar.

BACKGROUND:

The City Council had requested staff to start the process of providing "City of Wildomar" identification on the Riverside County Sheriff's vehicles which provide services in the City. Riverside County Sheriff Captain Joe Cleary has provided 3 different graphics packages for the City Council to review and select a package. All three of these graphic packages meet the public safety vehicle requirements of the Sheriff's Department and therefore need no further review.

FISCAL IMPACT:

Costs for providing this identification to the vehicles is in the current Police budget.

ATTACHMENTS:

Submitted by:

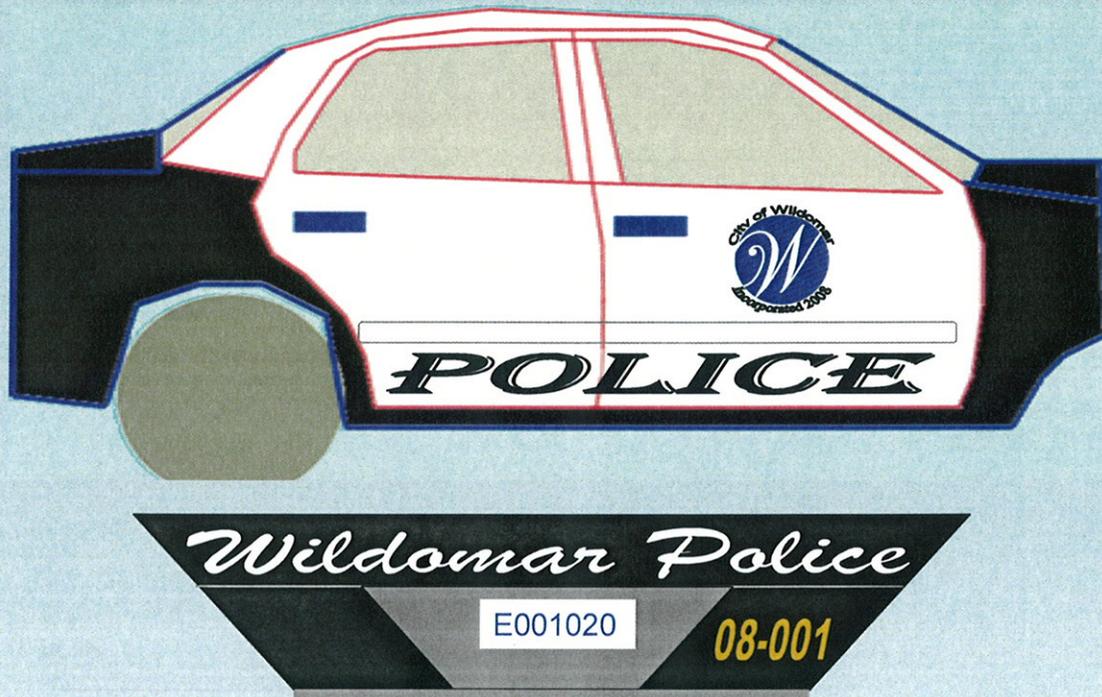
Approved By:

Gary Nordquist
Assistant City Manager

Frank Oviedo
City Manager

Package "A"

Concepts – final versions may vary slightly



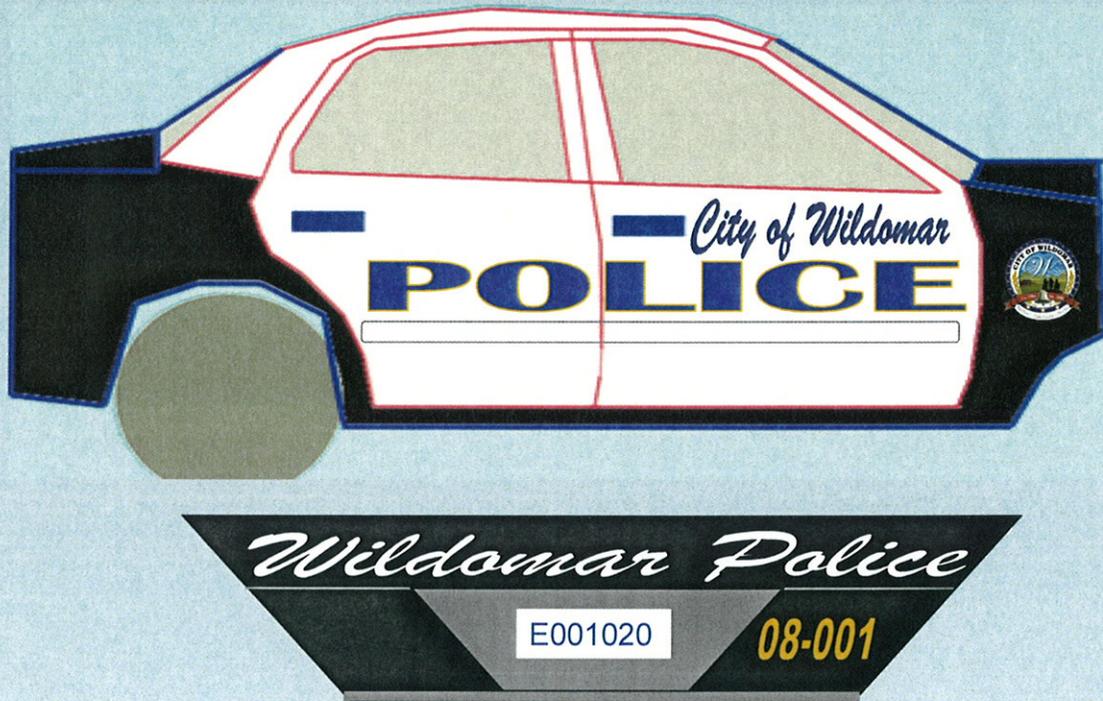
Package "B"

Concepts – final versions may vary slightly



Package "C"

Concepts – final versions may vary slightly



CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #3.3
GENERAL BUSINESS
Meeting Date: January 27, 2010

TO: Mayor and Members of the City Council
FROM: Frank Oviedo, City Manager
SUBJECT: City Hall Hours of Operation 90 Day Review

STAFF REPORT

RECOMMENDATION:

Authorize the City Manager to continue to operate a 4/10 work week schedule for an additional nine month period and direct staff to bring back an evaluation report after a full twelve month period to determine if the schedule change should be made permanent.

BACKGROUND:

The City Council authorized the City Manager to change the operating hours of City Hall to a four day work week with an opening time of 7:30 AM and closing time of 6:00 PM.

When Council approved the recommendation there was a collective desire to have this item come back to the City Council in 90 days rather than the six months recommended by staff. Several Council members had concerns about how this might affect customer service, preparation of the city council agenda packets, personnel law and implementation, and generally issues related to being closed every Friday.

Staff agreed to bring back the item with data to allow the Council to evaluate whether the practice of a 4/10 work week schedule should be continued or discontinued.

During that time staff put two new practices in place. First, front desk staff began collecting data on the time that residents and businesses came to City Hall. Secondly, staff developed a customer service survey that is available at the front counter for anyone to fill out so that they can rate the quality of service at City Hall.

During that time period the City had 156 visits made to City Hall. Of those visits 150 came between the hours of 8:00 AM and 5:00 PM (traditional office hours). Four visits came between 7:30 AM and 8:00 AM (new hours) and two came after 5:00 PM and 6:00 PM (new hours). Additionally, staff reviewed customer service surveys. There have been no formal complaints regarding being closed every Friday.

As a result, of the information staff found no compelling reason to discontinue the new work schedule. On the other hand, staff also did not find the new schedule is giving

residents or businesses reason to come to City Hall earlier in the morning or after the traditional 5:00 PM closing time.

Therefore, staff would recommend extending this “pilot program” for an additional nine months in order to gather more data. The construction season usually takes place in the warmer periods of the year. If a trend, positive or negative, were to appear it would likely occur in the spring or summer months. Until then, staff has made the necessary accommodations to address potential customer service issues, preparation of the City Council Agenda packets, implementation of personnel laws, and any potential disruption in the City’s business operation on closed Fridays.

Additionally, the City Manager and the Assistant City Manager have made themselves available any time on Fridays to the City Council and residents or businesses on a prearranged basis.

FISCAL IMPACT:

Cost savings would occur primarily from reduced facility and vehicle use costs. Closing City Hall 1 day a week could result in annual savings of approximately \$3,120 (weekly savings of \$20 facility maintenance and \$40 vehicle costs).

Submitted and Approved by:

Frank Oviedo
City Manager