

CITY OF WILDOMAR CITY COUNCIL  
AND WILDOMAR CEMETERY DISTRICT AGENDA

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

FEBRUARY 12, 2014  
Council Chambers  
23873 Clinton Keith Road



Marsha Swanson, Mayor/Chairman  
Ben Benoit, Mayor Pro Tem/Vice-Chairman  
Bob Cashman, Council Member/Trustee  
Bridgette Moore, Council Member/Trustee  
Timothy Walker, Council Member/Trustee

Gary Nordquist  
City Manager/General Manager

Thomas D. Jex  
City Attorney/District Counsel

## **WILDOMAR CITY COUNCIL AND WILDOMAR CEMETERY DISTRICT REGULAR MEETING AGENDA FEBRUARY 12, 2014**

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

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

**PUBLIC COMMENTS:** Prior to the business portion of the agenda, the City Council will receive public comments regarding any items or matters within the jurisdiction of the governing body. The Mayor will separately call for testimony at the time of each public hearing. If you wish to speak, please complete a "Public Comment Card" available at the Chamber door. The completed form is to be submitted to the City Clerk prior to an individual being heard. Lengthy testimony should be presented to the Council in writing (15 copies) and only pertinent points presented orally. The time limit established for public comments is three minutes per speaker.

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

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

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

**CALL TO ORDER – CITY COUNCIL CLOSED SESSION–5:30 P.M.**

**ROLL CALL**

**PUBLIC COMMENTS**

**CLOSED SESSION**

1. The City Council will meet in closed session pursuant to the provisions of Government Code Section 54956.9(d)(4) to confer with legal counsel with regard to two matters of potential initiation of litigation.
2. The City Council will meet in closed session pursuant to the provisions of Government Code Section 54956.9(d)(2) to confer with legal counsel with regard to two matters of potential exposure to litigation.
3. The City Council will meet in closed session pursuant to the provisions of Government Code Section 54956.9 (d)(1) to confer with legal counsel with regard to the following matters of pending litigation:
  - A. Citizens for Quality Development v. City of Wildomar and Sunbelt Communities - Case No. MCC 1300818
  - B. Alliance for Intelligent Planning v. City of Wildomar and CV Communities - Case No. MCC1400009
  - C. Martha Bridges and John Burkett v. City of Wildomar and CV Communities - Case No. RIC 1400419

**RECONVENE INTO OPEN SESSION**

**ANNOUNCEMENT**

**ADJOURN CLOSED SESSION**

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

### **ROLL CALL**

### **FLAG SALUTE**

### **PRESENTATIONS**

Presentation to Supervisor Kevin Jeffries

Elsinore High School FFA Presentation

Fire Department Update

### **PUBLIC COMMENTS**

This is the time when the City Council receives general public comments regarding any items or matters within the jurisdiction of the City Council that do not appear on the agenda. Each speaker is asked to fill out a “Public Comments Card” available at the Chamber door and submit the card to the City Clerk. Lengthy testimony should be presented to the Council in writing (15 copies) and only pertinent points presented orally. The time limit established for public comments is three minutes per speaker. Prior to taking action on any open session agenda item, the public will be permitted to comment at the time it is considered by the City Council.

### **COUNCIL COMMUNICATIONS**

### **APPROVAL OF THE AGENDA AS PRESENTED**

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

## **1.0 CONSENT CALENDAR**

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

### **1.1 Reading of Ordinances**

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

### **1.2 Warrant & Payroll Registers**

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

1. Warrant Register dated 01-02-14 in the amount of \$102,078.51;
2. Warrant Register dated 01-02-14 in the amount of \$7,825.79;
3. Warrant Register dated 01-02-14 in the amount of \$10,500.00;
4. Warrant Register dated 01-09-14 in the amount of \$222,342.58;
5. Warrant Register dated 01-16-14 in the amount of \$684,875.66;
6. Warrant Register dated 01-16-14 in the amount of \$23,025.93;
7. Warrant Register dated 01-23-14 in the amount of \$260,641.97;
8. Warrant Register dated 01-30-14 in the amount of \$266,792.06;
9. Warrant Register dated 01-30-14 in the amount of \$8,635.63; and
10. Payroll Register dated 02-04-14 in the amount of \$43,341.81.

### **1.3 Tentative Tract Map No. 25122 – Planning Commission’s Approval**

**RECOMMENDATION:** Staff recommends that the City Council receive and file the report.

### **1.4 Tentative Tract Map No. 32078 – Planning Commission’s Approval**

**RECOMMENDATION:** Staff recommends that the City Council receive and file the report.

### **1.5 Bundy Canyon Plaza Temporary Detention Basins Maintenance Agreement**

**RECOMMENDATION:** Staff recommends that the City Council execute the Temporary Detention Basins Facilities Maintenance Agreement.

### **1.6 FY12-13 Comprehensive Annual Financial Report (CAFR)**

**RECOMMENDATION:** Staff recommends that the City Council receive and file the 2012-13 CAFR.

**1.7 FY2012-13 California Supplemental Law Enforcement Services Fund (SLESF) Grant Program**

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

RESOLUTION NO. 2014 - \_\_\_\_\_  
A RESOLUTION OF THE COUNCIL OF THE CITY OF WILDOMAR,  
CALIFORNIA, RECOMMENDING THE USE OF \$100,000 FROM THE  
2013-14 STATE BUDGET TO PROVIDE FUNDING ADDITIONAL  
PUBLIC SAFETY PERSONNEL

**1.8 Delegation of Authority to Execute Right of Way Certifications**

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

RESOLUTION NO. 2014 - \_\_\_\_\_  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,  
CALIFORNIA, DELEGATING AUTHORITY TO THE CITY MANAGER TO  
EXECUTE RIGHT OF WAY CERTIFICATIONS

**1.9 Ordinance No. 93 Second Reading – Development Impact Fees**

**RECOMMENDATION:** Staff recommends that the City Council adopt an Ordinance entitled:

ORDINANCE NO. 93  
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF  
WILDOMAR, CALIFORNIA, AMENDING AND RESTATING ARTICLE I  
(DEVELOPMENT IMPACT FEES) OF CHAPTER 3.44 (FEES) OF THE  
WILDOMAR MUNICIPAL CODE AND AMENDING SECTION 16.20.02  
(PARK AND RECREATION FEES AND DEDICATIONS) OF THE  
WILDOMAR MUNICIPAL CODE

## **2.0 PUBLIC HEARINGS**

### **2.1 Appeal of Minor Changes to Tentative Tract Map 25122 Appeal of Minor Changes - Planning Application No. 13-0120**

**RECOMMENDATION:** Staff recommends that the City Council:

1. Open the public hearing and take public testimony; and
2. Continue this agenda item to the March 12, 2014 City Council meeting.

### **2.2 Appeal of Minor Changes to Tentative Tract Map 32078 Appeal of Minor Changes - Planning Application No. 13-0121**

**RECOMMENDATION:** Staff recommends that the City Council:

1. Open the public hearing and take public testimony; and
2. Continue this agenda item to the March 12, 2014 City Council meeting.

### **2.3 Five-Year Capital Improvement Program (Fiscal Years 2013/14 to 2017/18) and Amend the Budget for Fiscal Year 2013/14**

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

RESOLUTION NO. 2014 - \_\_\_\_\_  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,  
CALIFORNIA, ADOPTING A FIVE-YEAR CAPITAL IMPROVEMENT  
PROGRAM FOR FISCAL YEARS 2013/14 TO 2017/18 AND AMENDING  
THE BUDGET FOR FISCAL YEAR 2013/14

### **2.4 FY 2013-14 Mid-Year Budget Report**

**RECOMMENDATION:** Staff recommends that the City Council:

1. Approve the budget adjustments and recommendations as listed in the Fiscal Year 2013-14 Mid Year Budget Report; and
2. Adopt a Resolution entitled:

RESOLUTION NO. 2014 - \_\_\_\_\_  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
WILDOMAR, CALIFORNIA, AUTHORIZING AN AMENDMENT TO  
THE FY 2013-14 BUDGETED REVENUES, EXPENSES AND  
AUTHORIZED POSITIONS

- 2.5 Second Reading – Ordinance No. 92 2013 Building Codes Adoption**  
**RECOMMENDATION:** Staff recommends that the City Council adopt an Ordinance entitled:

ORDINANCE NO. 92  
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AMENDING CHAPTERS 8.28, 15.12, 15.16, 15.20, 15.24, 15.28, 15.32, AND 15.52 OF THE WILDOMAR MUNICIPAL CODE, AND ADDING CHAPTERS 15.18, 15.22 AND 15.38 TO THE WILDOMAR MUNICIPAL CODE, BY ADOPTING THE 2013 EDITION OF THE CALIFORNIA BUILDING STANDARDS CODE (CALIFORNIA CODE OF REGULATIONS, TITLE 24, PARTS 2 THROUGH 12, INCLUSIVE) WITH APPENDICES AND AMENDMENTS THERETO

### **3.0 GENERAL BUSINESS**

- 3.1 Establishment of Community Facilities District No. 2013-1 (Services)**  
**RECOMMENDATION:** Staff recommends that the City Council adopt a Resolution entitled:

RESOLUTION NO. 2014-\_\_  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, DECLARING ITS INTENTION TO ESTABLISH COMMUNITY FACILITIES DISTRICT NO. 2013-1 (SERVICES) AND AUTHORIZING THE LEVY OF SPECIAL TAXES THEREIN

- 3.2 General Plan Amendment (GPA) Initiation Request (PA No. 13-0041)**  
**RECOMMENDATION:** The Planning Commission recommends that the City Council support the initiation of a General Plan Amendment for the Strata/Clinton Keith Project (Planning Application No. 13-0041 to change the land use designation on the northerly 10 acres from Business Park (BP) to Commercial Retail (CR).

- 3.3 Community Services Commission**  
**RECOMMENDATION:** Staff recommends that the City Council discuss and provide direction in regards to the creation of a Community Services Commission.

**3.4 Amendment of Solid Waste Ordinance and Repeal of County Resolution Establishing a Comprehensive Collection Area**

**RECOMMENDATION:** Staff recommends that the City Council take the following actions:

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

ORDINANCE NO. \_\_\_\_\_  
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, REPEALING AND READOPTING CHAPTER 8.104 (SOLID WASTE COLLECTION AND DISPOSAL) OF THE MUNICIPAL CODE AND REPEALING CHAPTER 8.108 (COMPREHENSIVE SOLID WASTE COLLECTION AND DISPOSAL FOR CERTAIN AREAS) OF THE MUNICIPAL CODE

2. Adopt a Resolution entitled:

RESOLUTION NO. 2014 - \_\_\_\_\_  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, REPEALING COUNTY OF RIVERSIDE RESOLUTION NO. 2006-159 ESTABLISHING COMPREHENSIVE COLLECTION AND DISPOSAL OF SOLID WASTE WITHIN THE COMMUNITY OF WILDOMAR

**3.5 Consultant Service Agreement for Collier Elementary School Safe Routes to School Improvement Project**

**RECOMMENDATION:** Staff recommends that the City Council authorize the City Manager to execute a Consultant Services Agreement with RBF Consulting for Engineering Design Services for the Collier Elementary School Safe Routes to School Improvement Project.

**3.6 Parks Update and Reopening Plans**

**RECOMMENDATION:** Staff recommends that the City Council provide direction to Staff for the reopening of the Parks.

**3.7 Water Conservation and Park Renovation**

**RECOMMENDATION:** Staff recommends that the City Council:

1. Hydro seed the lawn area for the sports fields at Marna O'Brien Park;
2. Reduce lawn area(s) with drought tolerant plantings for the non-sports activity areas at Windsong Park, Regency Heritage Park and Marna O'Brien Park; and
3. Reduce lawn areas in the Public Right of Way with more drought tolerant plantings.

## **CITY MANAGER REPORT**

## **CITY ATTORNEY REPORT**

Report on AB 1090 which expands Fair Political Practice Commission's (FPPC) conflict of interest advice and enforcement authority

## **FUTURE AGENDA ITEMS**

## **ADJOURN THE CITY COUNCIL**

The City Council will be adjourned to item #6.1 on the Wildomar Cemetery District Agenda.

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

## **CALL TO ORDER THE WILDOMAR CEMETERY DISTRICT**

### **ROLL CALL**

### **PUBLIC COMMENTS**

This is the time when the Board of Trustees receives general public comments regarding any items or matters within the jurisdiction of the Wildomar Cemetery District that do not appear on the agenda. Each speaker is asked to fill out a "Public Comments Card" available at the Chamber door and submit the card to the Clerk of the Board. Lengthy testimony should be presented to the Board in writing (15 copies) and only pertinent points presented orally. The time limit for public comments is three minutes per speaker. Prior to taking action on any item, the public may comment at the time it is considered by the Board.

### **BOARD COMMUNICATIONS**

### **APPROVAL OF THE AGENDA AS PRESENTED**

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

### **4.0 CONSENT CALENDAR**

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

#### **4.1 Warrant Register**

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

1. Warrant Register dated 01-02-14, in the amount of \$1,124.83;
2. Warrant Register dated 01-09-14, in the amount of \$551.33;
3. Warrant Register dated 01-16-14, in the amount of \$1,751.99;
4. Warrant Register dated 01-23-14, in the amount of \$401.59; and
5. Warrant Register dated 01-30-14, in the amount of \$1,478.83.

## **5.0 PUBLIC HEARINGS**

There are no items scheduled.

## **6.0 GENERAL BUSINESS**

### **RECONVENE THE WILDOMAR CITY COUNCIL**

#### **6.1A Lease Agreement with the City for Cemetery Property**

**RECOMMENDATION:** Staff recommends that the Board of Trustees authorize the General Manager to sign the Lease Agreement with the City of Wildomar, as the Lessor of parcels 3 and 4 (APN's 376-060-001-3 and 376-060-016-7) for recreational purposes consistent with California Health and Safety Code § 9054(b).

#### **6.1B First Amendment to Lease Agreement for Cemetery Property**

**RECOMMENDATION:** Staff recommends that the City Council authorize the City Manager to sign the First Amendment to the Lease Agreement, as the Lessee, with Wildomar Cemetery District to lease parcels 3 and 4 (APN's 376-060-001-3 and 376-060-016-7) for recreational purposes consistent with California Health and Safety Code § 9054(b).

### **ADJOURN THE WILDOMAR CITY COUNCIL**

### **GENERAL MANAGER REPORT**

### **FUTURE AGENDA ITEMS**

### **ADJOURN WILDOMAR CEMETERY DISTRICT**

**City Council/Wildomar Cemetery District Regular Meeting Schedule**

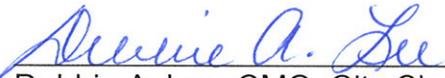
March 12	July 9	November 12
April 9	August 13	December 10
May 14	September 10	January 14
June 11	October 8	February 11

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

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

I, Debbie A. Lee, Wildomar City Clerk, do certify that on February 8, 2014, by 1:00 p.m., a true and correct copy of this agenda was posted at the three designated posting locations:

Wildomar City Hall, 23873 Clinton Keith Road,  
U.S. Post Office, 21392 Palomar Street,  
Library, 34303 Mission Trail Blvd.

  
Debbie A. Lee, CMC, City Clerk