

**CITY OF WILDOMAR  
CITY COUNCIL REGULAR MEETING MINUTES  
MARCH 13, 2013**

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

The closed session of March 13, 2013, of the Wildomar City Council was called to order by Mayor Walker at 5:30 p.m. at the Wildomar Council Chambers, 23873 Clinton Keith Road, Suite 111, Wildomar, California.

City Council Roll Call showed the following Members in attendance: Mayor Walker, Mayor Pro Tem Swanson, Council Members Benoit and Cashman. Members absent: Council Member Moore.

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

**PUBLIC COMMENTS**

There were no speakers.

**CLOSED SESSION**

City Attorney Jex stated an item needs to be added to the closed session which came up after the posting of the agenda and there is a need for Council to provide direction to Staff prior to the next Council meeting. The item involves claims that were received by Thomas & Kalie Ciccarelli.

**A MOTION** was made by Councilman Benoit, seconded by Mayor Pro Tem Swanson, to add the item to the agenda.

**MOTION** carried, 4-0-1, with Councilwoman Moore absent.

City Attorney Jex announced that 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 one matter of anticipated litigation. The facts and circumstances surrounding this matter are a claim the City received from Ian Silverthorne who is the attorney for Thomas & Kalie Ciccarelli. These claims are set forth in a letter that is available for review.

City Clerk Lee announced the following:

1. The City Council will meet in closed session pursuant to the provisions of

Government Code Section 54956.9 (d)(1) to confer with legal counsel with regard to the following matter of pending litigation: Parra v. Empire Transportation, Inc., et al; Riverside Superior Court Case Number RIC1212172.

2. The City Council will meet in closed session pursuant to the provisions of Government Code Section 54956.9 (d)(1) to confer with legal counsel with regard to the following matter of pending litigation: Martha Bridges and John Burkett v. City of Wildomar; Riverside Superior Court Case No. RIC1216373.
3. The City Council will meet in closed session pursuant to the provisions of Government Code section 54957(b) regarding Public Employee Performance Evaluation. Title: City Manager.

At 5:33 p.m. the City convened into closed session, with Councilwoman Moore absent.

At 5:37 p.m. Councilwoman Moore entered the closed session.

### **RECONVENE INTO OPEN SESSION**

At 6:32 p.m. the City Council reconvened into open session, with all Council Members present.

### **ANNOUNCEMENT**

City Attorney Jex stated in regard to the added item to the closed session, the City Council did provide direction to Staff as recommended by the City's insurance carrier, PARSAC. With respect to the other items on closed session, there is no reportable action.

### **ADJOURN CLOSED SESSION**

There being no further business, Mayor Walker declared the closed session meeting adjourned at 6:33 p.m.

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

The regular meeting of March 13, 2013, of the Wildomar City Council was called to order by Mayor Walker at 6:33 p.m. at the Wildomar Council Chambers, 23873 Clinton Keith Road, Suite 111, Wildomar, California.

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

Staff in attendance: City Manager Nordquist, City Attorney Jex, Public Works Director D'Zmura, Planning Director Bassi, Police Chief Kennedy-Smith, Fire Chief Beach and City Clerk Lee.

The Flag Salute was led by Mayor Walker.

## **PRESENTATIONS**

The following presentations were made:

Clinton Keith interchange construction project

Presentation of a plaque to former Planning Commissioner Harv Dykstra for his tenure on the inaugural Planning Commission

Fire Department update

Police Department update and a presentation was made for the Cops and Clergy Program

## **PUBLIC COMMENTS**

Gary Andre, resident, spoke regarding his resignation as the Volunteer Trails Coordinator.

Thomas Ciccarelli, resident, spoke regarding the Autumnwood Tract and the ongoing issues of alleged toxins in the soil.

Wil Lybarger, resident, spoke regarding the Autumnwood Tract.

Patti Hatch, resident, spoke regarding the condition and use of Cottonwood Canyon Road.

Dionna Fitch, Sycamore Academy, gave an update on the activities at the school.

Rita Keyfauber, resident, spoke regarding drug dealers and squatters who live next door.

## **COUNCIL COMMUNICATIONS**

The Mayor and Council Members presented updates on the various committees, commissions, boards, subcommittees, and community events they have attended.

**A MOTION** was made by Councilman Cashman, seconded by Councilwoman Moore, to add the scheduling of a special meeting on the Oak Creek Canyon project.

**MOTION** carried, 5-0.

Councilman Cashman stated he will not be in the State on March 27 which is when the special meeting is scheduled for and he would like to participate in the meeting.

After a brief discussion Councilman Cashman stated he will call in and participate from his location on that date.

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

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

**MOTION** carried, 5-0.

### **1.0 CONSENT CALENDAR**

**A MOTION** was made by Councilman Benoit, seconded by Councilwoman Moore, to approve the Consent Calendar as presented.

**MOTION** carried, 5-0.

**1.1 Reading of Ordinances**

Approved the reading by title only of all ordinances.

**1.2 Warrant & Payroll Registers**

Approved the following:

1. Warrant Register dated 02-07-13 in the amount of \$116,813.62;
2. Warrant Register dated 02-14-13 in the amount of \$2,043,206.76;
3. Warrant Register dated 02-21-13 in the amount of \$492,221.44;
4. Warrant Register dated 02-28-13 in the amount of \$134,427.70; &
5. Payroll Register dated 02-06-13 in the amount of \$49,646.86.

**1.3 Treasurer's Report**

Approved the Treasurer's Report for January, 2013.

**1.4 Final Map and Subdivision Improvement Agreement for Tentative Tract Map 31736, Oak Springs Ranch (08-0015)**

Adopted a Resolution entitled:

RESOLUTION NO. 2013 – 07A

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, APPROVING FINAL MAP FOR TENTATIVE TRACT MAP 31736, OAK SPRINGS RANCH, AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SUBDIVISION IMPROVEMENT AGREEMENT

**1.5 Subdivision Improvements for Tract 30997, Wildomar Ranches**

Accepted as complete the Subdivision Improvements for Tract 30997, Wildomar Ranches and request that the County of Riverside release the improvement security.

**1.6 Janitorial Services Purchase Order - Marna O'Brien Park**

Authorized the City Manager to issue a purchase order to A&A Janitorial Services for \$1,070 per month thru 6-30-2013.

**2.0 PUBLIC HEARINGS**

**2.1 Change of Zone No. 12-0386; 33891 Mission Trail; APN 370-060-045; Mission Pools**

City Clerk Lee read the title.

Mayor Walker opened the public hearing.

Planning Director Bassi presented the staff report.

There being no speakers Mayor Walker closed the public hearing.

**A MOTION** was made by Councilwoman Moore, seconded by Councilman Benoit, to introduce and approve first reading of an Ordinance entitled:

ORDINANCE NO. 74  
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF  
WILDOMAR, CALIFORNIA, APPROVING CHANGE OF ZONE NO. 12-  
0386 FROM R-R (RURAL RESIDENTIAL) TO M-SC (MANUFACTURING  
SERVICE COMMERCIAL) TO BE CONSISTENT WITH THE GENERAL  
PLAN LAND USE DESIGNATION OF LIGHT INDUSTRIAL (LI) FOR A 2.5  
ACRE SITE LOCATED AT 33891 MISSION TRAIL IN THE CITY OF  
WILDOMAR (APN: 370-060-045)

**MOTION** carried, 5-0.

## 2.2 Light Pollution Ordinance Update

City Clerk Lee read the title.

Mayor Walker opened the public hearing.

Planning Director Bassi presented the staff report.

**SPEAKERS:**

John Garrett, International Dark Sky Association, spoke in favor of the Ordinance.

There being no further speakers Mayor Walker closed the public hearing.

**A MOTION** was made by Councilwoman Moore, seconded by Councilman Benoit, to introduce and approve for first reading an Ordinance entitled:

ORDINANCE NO. 75  
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF  
WILDOMAR, CALIFORNIA, ADOPTING AN EXEMPTION FROM THE  
CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) PER SECTION  
15061(B)(3) OF CEQA AND APPROVING AN AMENDMENT TO THE  
WILDOMAR MUNICIPAL CODE SECTION 8.64 (LIGHT POLLUTION) TO

MINIMIZE NEGATIVE IMPACTS OF OUTDOOR LIGHT FIXTURES AND  
TO ALLOW FOR THE USE OF NEW LIGHTING TECHNOLOGY

**MOTION** carried, 5-0.

**2.3 Zoning Ordinance Amendment No. 13-01; LED Signs**

City Clerk Lee read the title.

Mayor Walker opened the public hearing.

Planning Director Bassi presented the staff report.

**SPEAKERS:**

Jake Schlepp, California Lutheran High School, spoke in favor of the Ordinance, but wants to change page 5, table 17252-040, E-1, he would like it at 5 seconds.

There being no further speakers Mayor Walker closed the public hearing.

**A MOTION** was made by Councilman Benoit, seconded by Mayor Pro Tem Swanson, to change page 5, table 17252-040, E-1, to 5 seconds.

**MOTION** carried, 4-0-1, with Councilman Cashman dissenting.

**A MOTION** was made by Councilman Benoit, seconded by Mayor Pro Tem Swanson, to introduce and approve for first reading an Ordinance entitled:

ORDINANCE NO. 76

A ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,  
CALIFORNIA, ADOPTING AN EXEMPTION FROM THE CALIFORNIA  
ENVIRONMENTAL QUALITY ACT (CEQA) PER SECTION 15061(B)(3)  
OF CEQA AND APPROVING ZONING ORDINANCE AMENDMENT NO.  
13-01 AMENDING CHAPTER 17.252 (SIGN REGULATIONS) RELATED  
TO ELECTRONIC MESSAGE SIGNS FOR INDIVIDUAL BUSINESSES,  
PRIVATE SCHOOLS AND NON-PROFIT SERVICE CLUB  
ORGANIZATIONS

**MOTION** carried, 5-0.

### **3.0 GENERAL BUSINESS**

#### **3.1 FY 2012/13 California Supplemental Law Enforcement Services Fund (SLESF) Grant Program**

City Clerk Lee read the title.

Controller Cheng presented the staff report.

**A MOTION** was made by Councilwoman Moore, seconded by Councilman Benoit, to adopt a Resolution entitled:

RESOLUTION NO. 2013 - 08  
A RESOLUTION OF THE COUNCIL OF THE CITY OF WILDOMAR,  
CALIFORNIA, RECOMMENDING THE USE OF \$100,000 FROM THE  
2012-13 STATE BUDGET TO PROVIDE FUNDING ADDITIONAL  
PUBLIC SAFETY PERSONNEL

**MOTION** carried, 5-0.

#### **3.2 License Agreement for County Corporate Yard**

City Clerk Lee read the title.

City Manager Nordquist presented the staff report.

**A MOTION** was made by Councilwoman Moore, seconded by Councilman Benoit, to adopt a Resolution entitled:

RESOLUTION NO. 2013 - 09  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,  
CALIFORNIA, AUTHORIZING AN AGREEMENT WITH RIVERSIDE  
COUNTY FOR COUNTY CORPORATE YARD USAGE AT 22-800 BUNDY  
CANYON ROAD, WILDOMAR CALIFORNIA

**MOTION** carried, 5-0.

#### **3.3 Professional Services Agreements with URS Corporation (URS) for Transportation Uniform Mitigation Fee (TUMF) Projects**

City Clerk Lee read the title.

Public Works Director D'Zmura presented the staff report.

**A MOTION** was made by Councilman Benoit, seconded by Councilwoman Moore, to approve Professional Services Agreements with URS for TUMF Projects for (1) Clinton Keith Road Widening Project, I-15 to Copper Craft and (2) Palomar Road Widening Project, Mission Trail to Jefferson Projects.

**MOTION** carried, 5-0.

### **3.4 Pavement Management Program Report**

City Clerk Lee read the title.

Public Works Director D'Zmura presented the staff report.

## **CITY MANAGER REPORT**

City Manager Nordquist presented his report.

## **CITY ATTORNEY REPORT**

City Attorney Jex presented his report.

## **COUNCIL COMMUNICATIONS**

There were no other communications.

## **FUTURE AGENDA ITEMS**

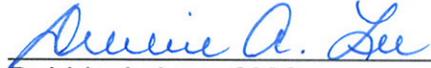
- \*\*Signal light at Monte Vista & Bundy Canyon Road installed now
- \*\*CEQA reform letter of support
- \*\*City watering the Little League field

## **ADJOURN THE CITY COUNCIL**

There being no further business, Mayor Walker declared the meeting adjourned at 8:54 p.m.

Submitted by:

Approved by:



Debbie A. Lee, CMC  
City Clerk



Timothy Walker  
Mayor