

**CITY OF WILDOMAR
CITY COUNCIL REGULAR MEETING MINUTES
MARCH 14, 2012**

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

The closed session of March 14, 2012, of the Wildomar City Council was called to order by Mayor Benoit at 5:34 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 Benoit, Mayor Pro Tem Walker, Council Members Cashman and Moore. Members absent: Council Member Swanson.

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

PUBLIC COMMENTS

There were no speakers.

CLOSED SESSION

Assistant City Attorney Jex advised that there is a need to add an item to the closed session. This would be to item #1, and it would be another matter of potential initiation of litigation, so there would be two matters total for item #1.

A MOTION was made by Councilwoman Moore, seconded by Mayor Pro Tem Walker, to add the item to the agenda.

MOTION carried, 4-0, with Councilwoman Swanson absent.

City Clerk Lee announced the City Council will meet in closed session regarding the following:

1. The City Council will meet in closed session pursuant to the provisions of Government Code Section 54956.9 (c) 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 54957 regarding Public Employee Appointment - City Attorney.

At 5:37 p.m. the City Council convened into closed session, with Council Member Swanson absent.

RECONVENE INTO OPEN SESSION

At 6:50 p.m. the City Council reconvened into open session, with Council Member Swanson absent, making the following announcement:

Assistant City Attorney Jex announced that there is no announcement to item #1, and in regards to item #2, the City Council did appoint him as the new City Attorney. He stated he is pleased and honored to accept the position and looks forward to continuing his work with the City Council and Staff.

Mayor Benoit apologized to the public for the lateness of the closed session but they did conduct some interviews and he is happy to have Tom Jex at the dais as the new City Attorney.

ADJOURN CLOSED SESSION

There being no further business, Mayor Benoit declared the closed session meeting adjourned at 6:51 p.m.

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

The regular meeting of March 14, 2012, of the Wildomar City Council was called to order by Mayor Benoit at 6:31 p.m. at the Wildomar Council Chambers, 23973 Clinton Keith Road, Suite 111, Wildomar, California.

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

Staff in attendance: City Manager Oviedo, Assistant City Manager Nordquist, City Attorney Jex, Public Works Director D'Zmura, Planning Director Bassi, Community Services Director Willette, Fire Chief Beach, Assistant Police Chief Adams, and City Clerk Lee.

The Flag Salute was led by Councilwoman Moore.

PRESENTATIONS

Mayor Benoit presented a Certificate of Appreciation to Stephanie Prescott and Carol Kahl. These Ladies have written the script for the Rose Parade for the past several years for NBC, and have done other shows as well, and are Wildomar residents.

Fire Chief Beach presented the Fire Department monthly update.

There was no Chamber of Commerce update given.

PUBLIC COMMENTS

Dionna Fitch, Sycamore Academy, thanked the Mayor and Councilman Cashman for attending their Science Showcase at the School. She then related upcoming events at the School.

APPROVAL OF THE AGENDA AS PRESENTED

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

MOTION carried, 4-0, with Councilwoman Swanson absent.

1.0 CONSENT CALENDAR

A MOTION was made by Councilwoman Moore, seconded by Mayor Pro Tem Walker, to approve the Consent Calendar as presented.

MOTION carried, 4-0, with Councilwoman Swanson absent.

1.1 Reading of Ordinances

Approved the reading by title only of all ordinances.

1.2 Minutes – February 8, 2012 Regular Meeting

Approved the Minutes as presented.

1.3 Warrant and Payroll Registers

Approved the following:

1. Warrant Register dated February 2, 2012 in the amount of \$38,693.94;
2. Warrant Register dated February 9, 2012 in the amount of \$23,339.88;
3. Warrant Register dated February 16, 2012 in the amount of \$532,889.82;
4. Warrant Register dated February 23, 2012 in the amount of \$95,516.56; and
5. Payroll Register dated February 23, 2012 in the amount of \$46,089.34.

1.4 Treasurer's Report

Approved the Treasurer's Report for the month of January, 2012.

1.5 FY11 Emergency Management Performance Grant (EMPG) Program Award

Accepted \$15,515 in funding from Riverside County's FY11 EMPG Program.

1.6 FY10 Homeland Security Grant Training Program (HSGP) Award

Accepted up to \$4,975 in reimbursement funding from Riverside County's FY1 HSGP Travel Program.

1.7 Grant Application – State Legislated Safe Routes to School Program (Cycle 10) for the Grand Avenue Bike/Pedestrian Sidewalk Safety Improvement Project

Adopted a Resolution entitled:

RESOLUTION NO. 2012 - _____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, AUTHORIZING THE SUBMITTAL OF A GRANT
APPLICATION TO STATE-LEGISLATED SAFE ROUTES TO SCHOOL
PROGRAM (CYCLE 10) FOR THE GRAND AVENUE
BIKE/PEDESTRIAN SIDEWALK SAFETY IMPROVEMENT PROJECT

1.8 Claim Rejection for Damages

Rejected the claim made by Richard Jones and direct Staff to notify the claimants.

1.9 Claim Rejection for Damages

Rejected the claim made by Scott Ziemer and direct Staff to notify the claimants.

1.10 Second Reading and Adoption of Ordinance No. 68 – City Initiated Zoning Ordinance Amendment Related to Approval Periods and Extensions of Time for Plot Plans

Adopted an Ordinance entitled:

ORDINANCE NO. 68
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 ZONING ORDINANCE AMENDMENT NO. 11-04 TO AMEND SECTION 17.216.070 (PLOT PLANS) OF THE WILDOMAR ZONING ORDINANCE RELATED TO APPROVAL PERIODS AND EXTENSIONS OF TIME FOR PLOT PLANS

2.0 PUBLIC HEARINGS

2.1 Zoning Ordinance Amendment No. 11-03 - City Initiated Zoning Ordinance Amendment to Allow Nano and Micro-Craft Manufacturing Brewers as a Permitted Use

City Clerk Lee read the title.

Mayor Benoit opened the public hearing.

City Planner Bassi presented the staff report stating that Staff is requesting some revisions to the proposed Ordinance. These revisions are included in the revised Ordinance placed at their seats.

City Attorney Jex advised that the City received two letters just prior to the start of the meeting protesting the Ordinance. They raise some significant CEQA and environmental questions that he and his office have not had time to review. He would recommend that this item be continued to a future meeting in order to review the issues raised in the letters.

SPEAKERS:

Bob Devine, resident, stated he supports the reduction in the volume as is stated in the revised Ordinance. There should be parameters that outline the maximum size for these types of breweries.

A MOTION was made by Mayor Pro Tem Walker, seconded by Councilwoman Moore, to continue the item to the April 11, 2012 regular meeting.

MOTION carried, 4-0, with Councilwoman Swanson absent.

3.0 GENERAL BUSINESS

3.1 Clinton Keith Interchange Construction Project Update

City Clerk Lee read the title.

Public Works Director D'Zmura presented the staff report.

Dennis Green, Green Com, introduced Karlie Gray who will also handle the public relations on this project. He then provided a brief update on the project.

3.2 LED Signs

City Clerk Lee read the title.

Planning Director Bassi presented the staff report.

Jake Schlepp, California Lutheran High School, stated what they are proposing is a sign that does not flash or do anything distracting. It also will have a light sensor so that it is not real bright at night.

Sheryl Ade, resident, stated she is glad that Mr. Schlepp is bringing up things such as brightness and the flashing of the sign. She urged the Council to keep in mind that Wildomar is a dark sky, bright stars community. LED is very stark and very bright. She understands why the Elks and the Lutheran High School want the LED signs, but these are places that are not open to the public so a newsletter and newspaper are a better place to advertise. She does not want to see the LED signs proliferate in Wildomar.

Councilman Cashman stated the County just updated their light ordinance in December 2011. This takes care of light trespass and he would like to take care of the whole light issue and not just LED lights.

Mayor Benoit stated he has some of the same concerns, however, the

only issue on the agenda is the LED signs. To address our current lighting ordinance will cost money.

Councilman Cashman stated the sign at the Lake Elsinore outlet center is blinding. Not everyone who sells LED signs sells them adjustable for brightness. He knows that a new lighting ordinance will cost money, but he doesn't want to piece meal an Ordinance by just addressing LED light.

Councilwoman Moore stated it is time to address LED signs. There have been other requests beside the Elks and Cal Lutheran. Yes, the Elks Lodge is a membership only facility, but they do several events throughout the year that are open to the public. Also, the City could have an agreement with the different businesses with LED signs to use them in case of an emergency. They could give direction to emergency shelters and things of this nature in the event of an emergency.

Mayor Benoit stated the LED signs have to have a brightness factor in it.

Councilwoman Moore stated maybe they don't need to run 24 hours, maybe have a cutoff of 10:00 p.m.

Mayor Pro Tem Walker stated he does not want Wildomar to have the giant LED signs like at the auto complex. He agrees, the signs should not be all night long and there should be brightness maximums.

Planning Director Bassi stated that Staff will research what other agencies are doing to give an idea of what standards are in other cities.

City Manager Oviedo stated he is hearing there is an interest in the LED signs, but is there an interest in coming back with costs to do a lighting ordinance as well.

It was the consensus of the City Council to bring back the costs of a lighting ordinance.

3.3 Computer System Purchase - Development Permits, Inspections and Billing

City Clerk Lee read the title.

Assistant City Manager Nordquist presented the staff report.

A MOTION was made by Councilwoman Moore, seconded by Mayor Pro

Tem Walker, to authorize the City Manager to execute an amendment to the following:

1. EDEN software license agreement with Tyler Technologies; and
2. Professional services contract with Lan Wan Enterprise for the purchase of hardware/software and associated labor required for the EDEN system.

MOTION carried, 4-0, with Councilwoman Swanson absent.

3.4 City Trails Program

City Clerk Lee read the title.

Mayor Benoit presented a plaque to Gary Andre who has been very instrumental in putting the trails map together.

Assistant City Manager Nordquist presented the staff report.

Councilwoman Moore asked what the criteria was for the names.

Gary Andre answered they worked with the historic society for the names. The community also presented names.

Councilwoman Moore stated there is a Justin Hunt trail but there are other residents who were also killed in military service as well, and before Justin Hunt.

Mr. Andre answered there are other trails coming up that are currently unnamed which could be named for them.

Discussion ensued regarding trails named after fallen soldiers.

Councilwoman Moore stated there should be a criteria established so it doesn't seem like names are being just randomly used.

Mayor Benoit stated there should be criteria established for any naming of any City property.

Discussion ensued regarding the Justin Hunt trail name and other trails that are coming; Political names on the trails; and Naming criteria for all City owned properties, not just trails.

City Attorney Jex stated if the issue is the naming criteria, the Council could direct Staff to bring back criteria at a future meeting.

Veronica Langworthy, resident, stated she was also concerned with naming criteria. When they were putting the names on the map it would have been easier if there had been established criteria and priority of which names went where.

A MOTION was made by Councilwoman Moore, seconded by Mayor Pro Tem Walker, to exclude the Patron names of the map, and adopt a Resolution, as amended, entitled:

RESOLUTION NO. 2012 - 11
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, APPROVING THE ADDITION OF
TRAIL NAMES TO THE EXISTING CITY OF WILDOMAR MULTI-
USE TRAILS PLAN MAP

MOTION carried, 4-0, with Councilwoman Swanson absent.

It was the consensus of the City Council to have Staff bring back criteria for naming of City property, buildings, and trails.

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

RESOLUTION NO. 2012 - 12
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, ADOPTING THE ADOPT-A-TRAILS
PROGRAM

MOTION carried, 4-0, with Councilwoman Swanson absent.

Resolution No. 2012-13 has changes to Exhibit E which were presented to the Council.

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

RESOLUTION NO. 2012 - 13
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, ADOPTING THE CRITERIA FOR THE
TRAILS COORDINATOR VOLUNTEER POSITION

MOTION carried, 4-0, with Councilwoman Swanson absent.

3.5 Support of the Transfer of Ontario International Airport to Local Control

City Clerk Lee read the title.

City Manager Oviedo presented the staff report.

Sheryl Ade, resident, stated the City Manager stated they have asked individual cities to pass this Resolution, but the staff report does not reflect that. It states that they have asked regional municipal agencies to do this. SCAG has already taken this up as they are comprised of regional municipal agencies. Mayor Benoit should have known this and this item is redundant and a waste of time. She recommends that the Council forego this and move on to other meaningful items. The City of Lake Elsinore brought this forward and wisely chose not to address it.

Mayor Benoit stated this came up at RCTC and they did ask that each City take it up. They had a presentation by the City of Ontario. By the end of the presentation it was made clear that the City of Los Angeles is not doing the region any favors by running Ontario airport into the ground. There are a number of issues at the airport such as an airport the size of Ontario should have about 200 employees and Ontario has 450. This airport is important to our community. He and Mayor Pro Tem Walker recently went to Sacramento and that would have been very inconvenient to have to go down to San Diego or go into Burbank. Also, Southwest Airlines is now starting to consider pulling out of Ontario due to the high fees they are being charged by Los Angeles. What the City of Ontario wants to do is have representatives from the airlines on the Board controlling the airport.

Councilman Cashman stated he flies quite a bit and he has trouble getting flights out of Ontario. He feels the airport is not being run correctly. He feels the City should do something but he is not sure this is it.

Mayor Benoit stated this supports local control over the airport and creating a commission that includes the airlines so they have a say.

Mayor Pro Tem Walker stated this is a critical airport in our region. He has several clients who rely on Ontario for shipping purposes. The fees right now are outrageous. Those who currently run the airport are pushing everything towards Los Angeles and they don't care about this region.

This airport is critical to the local businesses. To not take a stand just because the City of Lake Elsinore decided not to is not right. His clients have to pay extra to fly something out of Los Angeles. It is time to take a stand for the region. We will lose businesses because of the extra charge to have something delivered to Los Angeles. They will relocate their business back to the LA area and pull out of our region.

Councilwoman Moore thanked Mayor Benoit for bringing the item to the Council. She stated that all the Council sit on various regional boards and it is important that these issues be brought to the entire Council so that the Council and the public are educated on issues that affect the entire region.

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

RESOLUTION NO. 2012 - 14
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, IN SUPPORT OF THE TRANSFER OF ONTARIO
INTERNATIONAL AIRPORT (ONT) TO LOCAL CONTROL

MOTION carried, 4-0, with Councilwoman Swanson absent.

CITY MANAGER REPORT

City Manager Oviedo gave an update on the vehicle license fee (VLF) lobbying efforts. SB1566 was introduced into the legislature, so we do have a bill working for us. The Hearing should be in the first couple of weeks of April and they are asking that the cities be there and available. Also, the City has selected the firm to do the Old Town Specific Project. The firm is RFB and they are located in Murrieta. Last night was the Oak Creek Canyon EIR scoping meeting and it was very well attended. Also, the preliminary sales tax numbers are up about 10.6% for Wildomar.

Public Works Director D'Zmura stated there will be an opportunity for the Council to reprioritize and/or add/subtract projects in the TUMF area. That will be coming forward soon to the Council. Also, Staff was directed to look at some drainage issues in the City especially in light of the rains that are being forecasted. He gave a handout regarding this. Staff was asked to follow up with the County regarding Murrieta Creek at the Clinton Keith Road bridge. The City did receive a written response from the County and he read the response.

CITY ATTORNEY REPORT

There was no report.

COUNCIL COMMUNICATIONS

Councilwoman Moore stated she attended the SCFA meeting for animal control. She is trying very hard to lower the City's cost for animal control services. She also attended the RTA Board meeting; Elks Scholarship dinner; and Wildomar Little League Opening Day.

Mayor Benoit stated the State of the City breakfast will be March 21; Clinton Keith groundbreaking on March 30; and the annual Rotary BBQ will be April 7.

FUTURE AGENDA ITEMS

- *Lighting Ordinance
- *Community patrolling

City Clerk Lee stated that a speaker slip was received late for someone who wishes to address the City Council under Public Comments.

Mayor Benoit stated that the speaker can speak now.

Mike Harris, Wildomar Holdings, LLC partner, stated he has spoken with City Planner Bassi regarding their property site on Chico Canyon Road. He did submit a letter to the City earlier in the day. Their property has unsafe materials on it that could be a health issue to the people.

ADJOURN THE CITY COUNCIL

There being no further business Mayor Benoit declared the meeting adjourned at 8:45 p.m.

Submitted by:

Approved by:



Debbie A. Lee, CMC
City Clerk



Ben J. Benoit
Mayor