

CITY OF WILDOMAR CITY COUNCIL
AND WILDOMAR CEMETERY DISTRICT AGENDA

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

APRIL 10, 2013
Council Chambers
23873 Clinton Keith Road



Timothy Walker, Mayor/Chairman
Marsha Swanson, Mayor Pro Tem/Vice-Chairman
Ben Benoit, Council Member/Trustee
Bob Cashman, Council Member/Trustee
Bridgette Moore, 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 APRIL 10, 2013

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. 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 – CLOSED SESSION 5:30 P.M.

ROLL CALL

PUBLIC COMMENTS

CLOSED SESSION

1. The City Council will meet in closed session pursuant to the provisions of Government Code Section 54956.9 (d)(1) to confer with legal counsel with regard to the following matter of pending litigation: City of Wildomar v. Rostai Investment Properties; Case No. MCC 1300122
2. 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.

ANNOUNCEMENT

ADJOURN CLOSED SESSION

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

ROLL CALL

FLAG SALUTE

PRESENTATIONS

Clinton Keith Interchange Construction Project Update

Elsinore High School Academic Decathlon Team

Proclamation - Mental Health Month, May 2013

Proclamation – Child Abuse Prevention Month, April 2013

Fire Department Update

Code Enforcement 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: Approve the reading by title only of all ordinances.

1.2 Minutes - February 13, 2013 Regular Meeting

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

1.3 Minutes - February 21, 2013 Special Meeting

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

1.4 Minutes - March 6, 2013 Special Meeting

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

1.5 Minutes - March 13, 2013 Regular Meeting

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

1.6 Minutes - March 27, 2013 Special Meeting

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

1.7 Warrant & Payroll Registers

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

1. Warrant Register dated 03-07-13 in the amount of \$34,715.05;
2. Warrant Register dated 03-11-13 in the amount of \$1,094.26;
3. Warrant Register dated 03-14-13 in the amount of \$149,497.73;
4. Warrant Register dated 03-21-13 in the amount of \$11,321.26;
5. Warrant Register dated 03-28-13 in the amount of \$1,574,000.75; and
6. Payroll Register dated 04-01-13 in the amount of \$49,424.67.

1.8 Treasurer's Report

RECOMMENDATION: Staff recommends that the City Council approve the Treasurer's Report for February, 2013.

1.9 Ordinance No. 63 Second Reading – Change of Zone No. 10-0222 for the Subway Retail Project

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

ORDINANCE NO. 63

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA APPROVING CHANGE OF ZONE NO. 10-0222 TO CHANGE THE ZONING FROM R-R (RURAL RESIDENTIAL) TO C-1/C-P (GENERAL COMMERCIAL) ON A 1.27 ACRE SITE LOCATED AT 21940 BUNDY CANYON ROAD (APN: 366-390-026 and 366-390-027)

1.10 Ordinance No. 74 Second Reading – Change of Zone No. 12-0386; 33891 Mission Trail; APN 370-060-045

RECOMMENDATION: The Planning Commission recommends that the City Council adopt 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)

1.11 Ordinance No. 75 Second Reading – Light Pollution

RECOMMENDATION: Staff recommends that the City Council adopt 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

1.12 Ordinance No. 76 Second Reading – LED Signs

RECOMMENDATION: Staff recommends that the City Council adopt 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

1.13 Professional Services Agreement with Riverside County Transportation and Land Management Agency (TLMA) for Planning Related Services

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

RESOLUTION NO. 2013 - _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, APPROVING AN AGREEMENT BETWEEN THE CITY OF WILDOMAR AND WITH THE COUNTY OF RIVERSIDE (TRANSPORTATION AND LAND MANAGEMENT AGENCY) FOR CERTAIN PLANNING DEPARTMENT AND ENVIRONMENTAL PROGRAMS DIVISION SERVICES ON AN AS NEEDED BASIS

1.14 Subdivision Improvement Agreement for Tract Map 31837, Andalusia II (12-0401)

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

RESOLUTION NO. 2013 - _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO EXECUTE THE SUBDIVISION IMPROVEMENT AGREEMENT FOR TRACT MAP 31837

1.15 Acceptance and Granting of Quitclaims Related to the Settlement of City of Wildomar v. Kim, et al

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

RESOLUTION NO. 2013 - _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO EXECUTE AND RECORD CERTIFICATES OF ACCEPTANCE FOR QUITCLAIM DEEDS FOR PUBLIC AND NON-PUBLIC ROAD SYSTEM PARCELS RELATED TO THE I-15/CLINTON KEITH ROAD INTERCHANGE PROJECT, AND TO EXECUTE AND RECORD AN EASEMENT OVER CERTAIN REAL PROPERTY

1.16 Consultant Service Agreement for Measure Z Special Tax Services and Assessment Engineering Services

RECOMMENDATION: Staff recommends that the City Council authorize the City Manager to execute a Consultant Services Agreement with Albert A. Webb Associates for Measure Z Special Tax Services for formation of City-wide Maintenance Community Facility District Services and Assessment Engineering Services.

2.0 PUBLIC HEARINGS

2.1 FY 2012-13 Third Quarter Budget Report

RECOMMENDATION: Staff recommends that the City Council:

1. Approve the budget adjustments and recommendations as listed in the Fiscal Year 2012-13 Third Quarter Report; and
2. Adopt a Resolution entitled:

RESOLUTION NO. 2013 - _____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, AUTHORIZING AMENDMENTS TO THE
FY 2012-13 BUDGETED REVENUES AND EXPENSES AND
SCHEDULE OF AUTHORIZED POSITIONS

3.0 GENERAL BUSINESS

3.1 Great Day of Service – June 1, 2013

RECOMMENDATION: Staff recommends that the City Council direct Staff to be available to assist the volunteer community members coordinating and participating in the Great Day of Service program which will rehabilitate many features of the Wildomar parks on June 1, 2013 and appropriate \$15,000 from General Fund balance to be used for non-recurring park repairs.

3.2 Wildomar Old Town Vision

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

RESOLUTION NO. 2013 - _____
A RESOLUTION 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 THE WILDOMAR OLD TOWN VISION
PLAN

3.3 Support Letter for AB 1257

RECOMMENDATION: Staff recommends that the City Council review and discuss the proposed AB 1257, Natural Gas Policy Act, and direct staff to provide a letter of support as requested by Southern California Gas Company.

3.4 Support of Senate Bill 604 (Senator Anderson)

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

RESOLUTION NO. 2013 - _____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, IN SUPPORT OF TRAFFIC SAFETY BY SUPPORTING
SENATE BILL 604 WHICH WOULD AMEND SECTION 22520.5 OF THE
VEHICLE CODE BY PROHIBITING ROADSIDE VENDING AND
SOLICITING WITHIN AN INTERSECTION CONTROLLED BY A
TRAFFIC CONTROL SIGNAL

3.5 Neighborhood Traffic Management Policy

RECOMMENDATION: Staff recommends that the City Council approve the Neighborhood Traffic Management Policy.

3.6 Development Impact Fees (DIF) Study

RECOMMENDATION: Staff recommends that the City Council finalize direction regarding the options presented regarding the proposed changes to the DIF for the City of Wildomar, and direct Staff to have the Consultant complete the final report and set the time and date for the Public Hearing to consider the adoption of the proposed DIF.

CITY MANAGER REPORT

CITY ATTORNEY REPORT

COUNCIL COMMUNICATIONS

FUTURE AGENDA ITEMS

ADJOURN THE CITY COUNCIL

In accordance with Government Code Section 54952.3, I, Debbie A. Lee, City Clerk of the City of Wildomar, 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 Minutes – February 13, 2013 Regular Meeting

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

4.2 Minutes – March 13, 2013 Regular Meeting

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

4.3 Warrant Register

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

1. Warrant Register dated 03-07-13, in the amount of \$1,100.81;
2. Warrant Register dated 03-14-13, in the amount of \$115.08;
3. Warrant Register dated 03-21-13, in the amount of \$168.60; and
4. Warrant Register dated 03-28-13, in the amount of \$352.49.

4.4 Treasurer’s Report

RECOMMENDATION: Staff recommends that the Board of Trustees approve the Treasurer’s Report for February, 2013.

4.5 Memorial Day Service Event 2013

RECOMMENDATION: Staff recommends that the Board of Trustees approve the Special Event Application and Permit for Memorial Day Service provided at the Cemetery by the Faith Baptist Church.

5.0 PUBLIC HEARINGS

There are no items scheduled.

6.0 GENERAL BUSINESS

There are no items scheduled.

GENERAL MANAGER REPORT

CEMETERY DISTRICT COUNSEL REPORT

FUTURE AGENDA ITEMS

ADJOURN WILDOMAR CEMETERY DISTRICT

2013 City Council/Wildomar Cemetery District Regular Meeting Schedule

May 8	August 14	November 13
June 12	September 11	December 11
July 10	October 9	

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 April 5, 2013, by 5:00 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