

**CITY OF WILDOMAR
CITY COUNCIL REGULAR COUNCIL MEETING MINUTES
APRIL 27, 2011**

CALL TO ORDER – 6:30 P.M.

The regular meeting of April 27, 2011, of the Wildomar City Council was called to order by Mayor Swanson at 6:30 p.m.

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

Staff in attendance: City Manager Oviedo, Assistant City Manager Nordquist, City Attorney Biggs, Planning Director Matt Bassi, Public Works Director Tim D'Zmura, Police Chief Fontneau, Community Services Director Willette, and City Clerk Lee.

Councilwoman Moore led the flag salute.

PRESENTATIONS

Mayor Swanson welcomed the 2011 Wildomar Queens.

Mayor Swanson presented a Proclamation recognizing Mental Health Month, May 2011.

Code Enforcement Officer Kowalski presented the monthly update.

Police Chief Fontneau gave a brief update on the parking citations stating he is working with Staff and the citizens to review policies and procedures. He expects to bring a full update at the next City Council meeting.

Mayor Swanson stated it was hoped to have a full report at this meeting, however, one of the citizens who is involved is had surgery and is unable to make it, so the full report will be on the next meeting.

PUBLIC COMMENTS

Robert MacHale, resident, stated he was unaware that his neighbor has multiple pit bulls in his house. He has been researching and has found that you cannot pass a law against a breed, but he would like to ask the City to consider a registration for killer pets. He and his nephew were walking down the sidewalk

when one of his neighbor's pit bulls got loose and attacked his dog. He doesn't want to file a police report, so he is asking for the City's help in pursuing some sort of registration process.

Henry Silvestre, resident, stated the Chamber breakfast is May 4 at D'Canter's at 7:30 a.m. The next mixer is on May 19 at the Corporate Room and after the mixer is a fundraiser poker tournament. The Wildomar Rotary, working with the City of Wildomar, will be holding the annual bicycle safety event on May 14. Also, he would like to sponsor the City's birthday this year. He would like to have a Ribfest BBQ, which will be free of charge to everyone. He would like to have it on July 2 at Elsinore High School. He is also trying to get Lake Elsinore and Wildomar Rotary Clubs to help out.

APPROVAL OF THE AGENDA AS PRESENTED

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

MOTION carried, 5-0.

1.0 CONSENT CALENDAR

A **MOTION** was made by Mayor Pro Tem 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 and Payroll Registers

Approved the following:

1. Warrant Register dated April 14, 2011, in the amount of \$27,406.43;
2. Warrant Register dated April 21, 2011, in the amount of \$16,628.34; and
3. Payroll Register dated April 21, 2011, in the amount of \$17,677.57.

1.3 Treasurer's Report

Received and filed the Treasurer's Report for March, 2011.

- 1.4 **Accounting Services Contract Amendment - M. Cheng**
Approved the contract amendment and authorized the City Manager to execute the appropriate documents.
- 1.5 **Consultant Service Agreement with Psomas – Assessment Engineering Services for Community Service Areas 22, 142 & 103**
Adopted a Resolution entitled:

RESOLUTION NO. 2011 - 22
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT TO THE AGREEMENT FOR ASSESSMENT ENGINEERING SERVICES FOR COMMUNITY SERVICE AREAS 22, 142, AND 103 FOR A NOT-TO EXCEED AMOUNT OF \$17,907 PER YEAR

2.0 PUBLIC HEARINGS

- 2.1 **Source Reduction and Recycling Element (SRRE), Household Hazardous Waste Element (HHWE), Non-Disposal Facility Element (NDFE)**

City Clerk Lee read the title.

Mayor Swanson opened the public hearing.

Public Works Director D'Zmura presented the staff report stating the Council did hold a public hearing on this item in March, as required by law. To date no comments have been received.

There being no speakers Mayor Swanson closed the public hearing.

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

RESOLUTION NO. 2011- 23
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, MAKING FINDINGS AND ADOPTING THE AB 939 PLANNING DOCUMENTS THAT INCLUDE THE SOURCE REDUCTION AND RECYCLING ELEMENT, HOUSEHOLD HAZARDOUS WASTE ELEMENT, AND NON-DISPOSAL FACILITY ELEMENT AND ADOPTING THE

NEGATIVE DECLARATION

MOTION carried, 5-0.

3.0 GENERAL BUSINESS

3.1 Parks Update

City Clerk Lee read the title.

Assistant City Manager Nordquist presented the staff report giving an overview of the recent events held.

3.2 Ratifying the Appropriations Limit for FY 2010-11

City Clerk Lee read the title.

Assistant City Manager Nordquist presented the staff report stating this is a clean-up item which should have come to the City Council last December. This item is in reference to the Measure that was on the November, 2010 ballot regarding the appropriations limit which was approved by the voters.

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

RESOLUTION NO. 2011 - 24
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, RATIFYING THE
APPROPRIATIONS LIMIT FOR FISCAL YEAR 2010-11

MOTION carried, 5-0.

3.3 Supervisorial District 1 Sub-Committee

City Clerk Lee read the title.

City Manager Oviedo presented the staff report

Councilman Cashman inquired if this was needed, or could an existing subcommittee handle this.

Sheryl Ade, resident, stated the Council does have numerous committees. There is an Intergovernmental subcommittee that has not met for some time. She feels another committee is political, especially since individual Council Members have already come out and stated who they will be supporting in the coming election. She does not feel another subcommittee is needed.

Councilman Walker stated he is the one who has been meeting with Supervisor Buster and his office. He would like another member to be included in these talks as they would like to meet monthly.

Mayor Swanson stated she feels meeting with Supervisor Buster and his office is beneficial. It does not matter who anyone is going to support in the next election, and that election is in 2012, a lot of things can change between now and then. The issues with the park land would not have happened if the City had open communication with Supervisor Buster's Office. She views this as a good thing.

Discussion ensued regarding meeting every month with Supervisor Buster and who would have the time to commit to meet.

Mayor Swanson appointed Councilmen Cashman and Walker to the subcommittee to meet with Supervisor Buster.

It was the consensus of the City Council to appoint Councilmen Cashman and Walker to the subcommittee to meet with Supervisor Buster on an as needed basis.

3.4 City Attorney Review

City Clerk Lee read the title.

City Attorney Biggs presented the staff report showing the presentation which was included in the agenda.

Gil Rasmussen, Wildomar Magazine, stated he is sorry that the City Attorney has to defend herself against an unwarranted attack. He hopes that wiser heads will prevail and tonight will be the end of it.

Sheryl Ade, resident, stated she thought the City Attorney's presentation was very good, especially the cost containment. She and Councilman Cashman have the historical knowledge on the selection of the City Attorney which occurred before the incorporation date. They went through

the applications which came in. They knew they didn't want Best, Best & Krieger or any of the larger firms in Los Angeles which would mean travel time. Ms. Biggs' firm is medium size and they had experience with new cities. She had met Ms. Biggs about two years prior and what struck her was her sense of humor. The entire Council agreed to hire her firm and she feels it is very important to not forget the history of how her firm was agreed to.

Councilman Cashman stated he has appreciated the firm bringing in specialty lawyers when it is needed.

City Attorney Biggs stated she feels this is an important they provide at the City Attorney rates. Private clients are paying much more for this. She also thanked Mr. Rasmussen for his kind words and also that she does not feel that she is under attack. It is appropriate to review legal costs and they are happy to do it.

Councilman Walker stated he appreciate it as he is new to the Council and is good to know. He did not view it as an attack on the attorney. He views this as information and feels it is important to do.

Mayor Pro Tem Benoit stated he agrees with Councilman Walker. They are the new Council Members, and whereas they review the City Manager annually, the Council does not review the attorney. He feels this is beneficial to both the attorney and the City. Is there a committee that deals with attorney review and is that normal.

City Attorney Biggs answered in some cities the attorney is reviewed, in some they are not. It is a little different because they are contract and not an employee. It is entirely the Council's decision if they wish to conduct an annual review or not.

Councilwoman Moore thanked Ms. Biggs for her service to the City.

Mayor Swanson stated she feels this is a good session to have every two years after an election. She does not view it as an attack, but as a way to bring new Council Members up to date and/or review everything to be sure that all is well.

CITY MANAGER REPORT

City Manager Oviedo announced closing of some on and off ramps of the I-15.

Tomorrow is the Southwest Riverside County Regional Healthcare Needs Symposium has been notified as it probably the off-ramp most will be taking. The Southwest Coalition committee of Mayor Pro Tem Benoit and Councilwoman Moore will be attending this.

City Clerk Lee reported important deadline for the June 7 election including last day to register to vote, early voting dates and locations, vote by mail drop off sites of which Wildomar City Hall is one location.

CITY ATTORNEY REPORT

There was nothing to report.

COUNCIL COMMUNICATIONS

Councilman Cashman stated he and Mayor Pro Tem Benoit attended a Regional Conservation workshop.

Mayor Pro Tem Benoit stated that it was a very good workshop.

Councilwoman Moore asked if the City will be making any comments on the environmental of the Taledega project.

City Manager Oviedo stated he was not planning to as the Council has not taken a position and has not given direction to do so.

It was the consensus of the City Council for Staff to send a letter asking them to address certain issues.

Councilman Walker stated he did meet with Supervisor Buster and Dave Stahovich, at their request. The meeting was in regards to some of the money they said they were going to backfill for the parks. They said it was after the election, when it fact it was before the election, to give us the \$62,000. He also attended the economic development event previous to the City Council. He felt it was very good and productive.

Mayor Swanson stated the egg hunt was great and thanked Staff for making it happen. On May 5 there is a public meeting in Norco regarding redistricting. Also on May 3 in the Council Chambers there will be a speaker regarding water safety. She urged everyone to attend.

FUTURE AGENDA ITEMS

*Caltrans presentation

ADJOURNMENT

There being no further business, at 7:45 p.m. Mayor Swanson adjourned the meeting.

Submitted by:

Approved by:



Debbie A. Lee, CMC
City Clerk



Marsha Swanson
Mayor