

**CITY OF WILDOMAR
CITY COUNCIL REGULAR MEETING MINUTES
MAY 8, 2013**

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

The closed session of May 8, 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, Cashman, and Moore. Members absent: None.

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

PUBLIC COMMENTS

There were no speakers.

CLOSED SESSION

City Clerk Lee announced:

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: Martha Bridges and John Burkett v. City of Wildomar; Case number: MCC 1300555.
2. The City Council will meet in closed session pursuant to the provisions of Government Code Section 54956.8 to confer with legal counsel and conference with real property negotiators as follows:
Property: 21122 Canyon Drive, APN 367-020-006; Wildomar, CA
Agency negotiator: Gary Nordquist and Tim D'Zmura
Negotiating parties: Milton P & Marie O Secord Trust
Under negotiation: Instruction to negotiator regarding price and terms of payment
3. The City Council will meet in closed session pursuant to the provisions of Government Code Section 54956.8 to confer with legal counsel and conference with real property negotiators as follows:

Property: Southeast corner of Bundy Canyon Road & Orange Street, APN 367-040-038; Wildomar, CA

Agency negotiator: Gary Nordquist and Tim D'Zmura

Negotiating parties: Georgios & Diamanda Mariam Rigas & Christina Labrini Rigas et al

Under negotiation: Instruction to negotiator regarding price and terms of payment

4. 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 one matter of potential initiation of litigation.

At 5:32 p.m. the City Council convened into closed session with all Council Members present.

RECONVENE INTO OPEN SESSION

At 6:38 p.m. the City Council reconvened into open session, with all Council Members present.

ANNOUNCEMENT

City Attorney Jex announced there was no reportable action from closed session.

ADJOURN CLOSED SESSION

There being no further business, Mayor Walker declared the closed session meeting adjourned at 6:38 p.m.

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

The regular meeting of May 8, 2013, of the Wildomar City Council was called to order by Mayor Walker at 6:38 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 Sergeant Chavez, Lt. Jim Adams, Fire Chief Beach and City Clerk Lee.

The Flag Salute was led by Carey Poindexter.

PRESENTATIONS

The Clinton Keith Interchange construction project update was given.

Mayor Walker presented a Proclamation to Carey Poindexter for Asthma Awareness Month – May, 2013.

The 2013 Wildomar Queens were presented and Mayor Walker presented Certificates of Appreciation to the 2012 Queens.

Fire Chief Beach mad the AED presentation to the City. He then presented the Fire Department Update.

PUBLIC COMMENTS

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

COUNCIL COMMUNICATIONS

The City Council gave updates on the activities of the various regional boards, committees, and commission.

APPROVAL OF THE AGENDA AS PRESENTED

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

MOTION carried, 5-0.

1.0 CONSENT CALENDAR

A **MOTION** was made by Mayor Pro Tem Swanson, seconded by Councilman Benoit, 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 Minutes – April 10, 2013 Regular Meeting

Approved the Minutes as submitted.

1.3 Minutes – April 23, 2013 Special Meeting

Approved the Minutes as submitted.

1.4 Warrant & Payroll Registers

Approved the following:

1. Warrant Register dated 04-04-13 in the amount of \$115,208.08;
2. Warrant Register dated 04-08-13 in the amount of \$3,018.09;
3. Warrant Register dated 04-15-13 in the amount of \$186,807.77;
4. Warrant Register dated 04-18-13 in the amount of \$396,664.35;
5. Warrant Register dated 04-25-13 in the amount of \$208,716.10; &
6. Payroll Register dated 04-30-13 in the amount of \$44,661.80.

1.5 Treasurer's Report

Approved the Treasurer's Report for March, 2013.

2.0 PUBLIC HEARINGS

2.1 Oak Creek Canyon Project (Planning Application No. 11-0261) – Continued from April 23, 2013

City Clerk Lee read the title.

Ms. Miller spoke in opposition to the project.

A **MOTION** was made by Mayor Pro Tem Swanson, seconded by Councilwoman Moore, to continue all items listed below on the Oak Creek Canyon Project (Planning Application No. 11-0261) to an adjourned regular City Council meeting of May 22, 2013:

1. Adopt a Resolution entitled:

RESOLUTION NO. 2013 – 10
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, ADOPTING AND CERTIFYING AN ENVIRONMENTAL IMPACT REPORT (SCH# 2012031064) AND MITIGATION MONITORING AND REPORTING PROGRAM FOR THE OAK CREEK CANYON RESIDENTIAL/COMMERCIAL PROJECT CONSISTING OF GENERAL PLAN AMENDMENT NO. 11-0261, CHANGE OF ZONE NO. 11-0261, FARM SPECIFIC PLAN NO. 116-C/W, AMENDMENT NO. 4 (PLANNING APPLICATION NO. 11-0261) AND TENTATIVE TRACT MAP NO. 36388

2. Adopt a Resolution entitled:

RESOLUTION NO. 2013 – 11
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, APPROVING A GENERAL PLAN AMENDMENT (PLANNING APPLICATION NO. 11-0261) TO: 1) AMEND THE GENERAL PLAN LAND USE MAP FROM MEDIUM DENSITY RESIDENTIAL TO MEDIUM HIGH DENSITY RESIDENTIAL FOR PHASE/PLANNING AREAS NO. 9 AND 18; 2) TO AMEND THE GENERAL PLAN LAND USE MAP FROM MEDIUM DENSITY RESIDENTIAL (ON A PORTION OF APN: 362-080-004) TO COMMERCIAL RETAIL FOR PHASE/PLANNING AREA NO. 19 AND 3) INCREASE THE SIZE OF PHASE/PLANNING AREA NO. 19 FROM 1.0 ACRES TO 5.0 ACRES AND RELOCATE THE PHASE/PLANNING AREA TO THE SOUTHWEST CORNER OF BUNDY CANYON ROAD AND SUNSET AVENUE (ON A PORTION OF APN: 362-080-004) FOR THE OAK CREEK CANYON RESIDENTIAL/COMMERCIAL PROJECT

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

ORDINANCE NO. 77
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, APPROVING A CHANGE OF ZONE (PLANNING APPLICATION NO. 11-0261) TO CHANGE THE ZONING MAP FROM: 1) R-1 (ONE-FAMILY DWELLING) TO R-4 (PLANNED RESIDENTIAL ZONE) FOR PHASE/PLANNING AREA NO. 9; 2) R-1 (ONE-FAMILY DWELLING) TO R-4 (PLANNED

RESIDENTIAL ZONE) FOR PHASE/PLANNING AREA NO. 18;
AND 3) C-P-S (SCENIC HIGHWAY COMMERCIAL) TO C-1/C-P
(GENERAL COMMERCIAL) FOR PHASE/PLANNING AREA NO.
19 FOR THE OAK CREEK CANYON
RESIDENTIAL/COMMERCIAL PROJECT

4. Adopt a Resolution entitled:

RESOLUTION NO. 2013 – 12
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, APPROVING FARM SPECIFIC PLAN
NO. 116-C/W, AMENDMENT NO. 4 TO ESTABLISH SPECIAL
DEVELOPMENT STANDARDS AND DESIGN GUIDELINES FOR
THE OAK CREEK CANYON RESIDENTIAL/COMMERCIAL
PROJECT

5. Adopt a Resolution entitled:

RESOLUTION NO. 2013 – 13
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, APPROVING TENTATIVE TRACT
MAP NO. 36388 FOR THE SUBDIVISION OF APPROXIMATELY
151.23 ACRES INTO 275 LOTS FOR FUTURE SINGLE FAMILY
RESIDENTIAL DEVELOPMENT (WITH PRIVATE PARKS, OPEN
SPACE/TRAILS, AND RECREATIONAL AMENITIES), AND ONE
(1) LOT FOR FUTURE COMMERCIAL/RETAIL DEVELOPMENT
SUBJECT TO CONDITIONS FOR THE OAK CREEK CANYON
RESIDENTIAL/COMMERCIAL PROJECT

MOTION carried, 5-0.

3.0 GENERAL BUSINESS

3.1 Great Day of Service – October 26, 2013

City Clerk Lee read the title.

City Manager Nordquist presented the staff report.

Tom Pilkington, United Methodist Church, spoke regarding the project.

A MOTION was made by Councilman Benoit, seconded by Mayor Pro

Tem Swanson, to approve the approve the Great Day of Service on October 26, 2013 in the City of Wildomar and direct Staff to be available to assist the volunteer community members coordinating and participating in the program which will repair and rehabilitate many features of the Wildomar parks on October 26, 2013.

MOTION carried, 5-0.

3.2 Purchasing Ordinance Amendment - Contracts for Services

City Clerk Lee read the title.

City Manager Nordquist presented the staff report.

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

ORDINANCE NO. 78
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, AMENDING CHAPTER 3.28 OF THE
WILDOMAR MUNICIPAL CODE PERTAINING TO CONTRACTING FOR
SERVICES

MOTION carried, 5-0.

3.3 Lease Agreements for Cemetery Property and Little League Equipment

City Clerk Lee read the title.

Mayor Pro Tem Swanson stated she lives within 300' of this property so she will be recuse herself from the discussion and vote.

At 7:41 p.m. Mayor Pro Tem Swanson left the dais.

City Manager Nordquist presented the staff report.

A MOTION was made by Councilman Benoit, seconded by Councilwoman Moore, to approve Lease Agreement 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).

MOTION carried, 4-0, with Mayor Pro Tem Swanson abstaining.

A MOTION was made by Councilman Benoit, seconded by Councilwoman Moore, to approve License Agreement with Wildomar Little League representative to use the equipment on Wildomar Cemetery parcels 3 and 4 (APN's 376-060-001-3 and 376-060-016-7).

MOTION carried, 4-0, with Mayor Pro Tem Swanson abstaining.

At 7:44 p.m. Mayor Pro Tem Swanson returned to the dais.

3.4 City Application to Use Live-Scan services

City Clerk Lee read the title.

City Manager Nordquist presented the staff report.

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

RESOLUTION NO. 2013 - 20
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, TO SUBMIT AN APPLICATION
REQUESTING LIVE SCAN SERVICES

MOTION carried, 5-0.

A MOTION was made by Councilman Benoit, seconded by Councilwoman Moore, to designate the City Clerk as the Custodian of Records for the City of Wildomar.

MOTION carried, 5-0.

CITY MANAGER REPORT

City Manager Nordquist presented the City Manager report.

CITY ATTORNEY REPORT

City Attorney Jex presented the City Attorney report.

COUNCIL COMMUNICATIONS

The City Council gave further updates on the activities of the various regional boards, committees, and commission.

FUTURE AGENDA ITEMS

- *Agricultural business in Wildomar
- *Parkland next to Ronald Reagan Elementary School

ADJOURN THE CITY COUNCIL

A **MOTION** was made by Mayor Pro Tem Swanson, seconded by Councilwoman Moore, that at 8:04 p.m. to adjourn this City Council regular meeting to an adjourned regular meeting on May 22, 2013.

MOTION carried, 5-0.

Submitted by:

Approved by:



Debbie A. Lee, CMC
City Clerk



Timothy Walker
Mayor