

**CITY OF WILDOMAR
CITY COUNCIL REGULAR MEETING MINUTES
MAY 11, 2011**

CALL TO ORDER – CLOSED SESSION – 5:30 p.m.

The closed session of May 11, 2011, of the Wildomar City Council was called to order by Mayor Swanson at 5:32 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, City Attorney Biggs, and City Clerk Lee.

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

1. Pursuant to the provisions of Government Code Section 54056.8 to confer with its real estate negotiator, Frank Oviedo, regarding possible acquisition of property located at 23873 Clinton Keith Road, Wildomar. Under discussion will be terms and conditions of acquisition. Negotiating parties are the City of Wildomar and Naples Plaza, Ltd.
2. Pursuant to the provisions of Government Code Section 54956.9 to confer with legal counsel with regard to the following matter of pending litigation: Beutz v. County of Riverside, Riverside Superior Court Case No. RIC457351.

At 6:30 p.m. the City Council reconvened into open session, with all Council Members present, making no announcements.

There being no further business, at 6:30 p.m., Mayor Swanson adjourned the closed session.

CALL TO ORDER – REGULAR SESSION – 6:30 p.m.

The regular meeting of May 11, 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, Public Works Director D'Zmura, Planning Director Bassi, Police Chief Fontneau, Fire Chief Beach, Community Services Director Willette, and City Clerk Lee.

The Flag Salute was led by Councilwoman Moore.

PRESENTATIONS

Mayor Swanson presented a Proclamation for EMS Week – May 15 – 21, 2011.

Mayor Swanson presented a Certificate of Achievement to Boy Scout Troop 332 2011 for being named Camporee Winners.

Chief Beach presented the Fire Department monthly update.

Community Services Director Willette presented the monthly update.

The Chamber of Commerce presented the monthly update.

PUBLIC COMMENTS

Sharon Heil, Elks Lodge, stated she is presenting a check to the City to be used to help with maintenance for the parks. She also thanked the City for the letter for the non-profits.

Mayor Swanson thanked Sharon and Richard Heil for their assistance.

Dave Nicols, resident, stated he sent an email to everyone regarding an individual that he believes is living illegally on a property adjacent to him. The property has been abandoned for seven years. The individual moved a mobile home onto the property. He has contacted the City's code enforcement regarding this. The man has since been arrested and the mobile home disappeared, so he felt the ordeal was over. However, he has moved back and is living in the abandoned house. He states he has a lease with the owner; however no one from the City can determine who the owner of the property is, so he is questioning that he has authority to be living there. He is asking what a reasonable time is to get a response back from the City as he had hoped to get a call back.

Robert MacHale, resident, stated he watched the City of Temecula's Council meeting and the core of the meeting was how they manage homelessness. They also have a lawsuit with Pechanga. He would like to help homeless men and would like to speak to individual Council Members on how the City can manage homelessness.

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 Councilwoman Moore, seconded by Mayor Pro Tem 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 13, 2011 Regular Meeting

Approved the Minutes as submitted.

1.3 Warrant and Payroll Registers

Approved the following:

1. Warrant Register dated April 29, 2011 in the amount of \$2,108.00;
2. Warrant Register dated May 5, 2011 in the amount of \$426,549.83;
and
3. Payroll Register dated May 11, 2011 in the amount of \$18,499.23.

2.0 PUBLIC HEARINGS

There were no hearings scheduled.

3.0 GENERAL BUSINESS

3.1 Parking Enforcement Report

City Clerk Lee read the title.

Police Chief Fontneau presented the staff report stating that some of the citations written were given in error. They are in the process of clearing up the confusion regarding the RV parking. In the meantime, citizens can go through the process of protesting the citation or contacting his office.

Kathy Crebar, resident, stated she gave a handout to each Council Member. She reviewed the information contained in the handout and the conflict between the signage and the Ordinance regarding RV parking.

Councilman Cashman stated he has a problem with tickets being given in a cluster type of arrangement. He would rather the Deputies report that there appears to be a problem in a particular area and we deal with it that way, not by going to a call and seeing a lot of cars that could be ticketed.

Mayor Swanson stated she disagrees in that if you are breaking the law, you are breaking the law. If there is a problem with parking by being too far away from the curb, or blocking a fire hydrant or the sidewalk, they need to be ticketed.

Discussion ensued regarding how citations should be given and warnings should be given instead of tickets.

Mayor Pro Tem Benoit thanked the citizens for coming forward and letting the City know the problem.

3.2 Parks Update

City Clerk Lee read the title.

Assistant City Manager Nordquist presented the staff report. He advised that the County has sent out letters regarding the refunding of monies paid for the park assessment that was successfully challenged.

City Attorney Biggs stated she has been in contact with County Counsel and the process for refunding tax monies is complicated. What Wildomar residents are asking is how do they get the refund, but have it stay with the City for the on-going maintenance of the parks. The best way to

achieve this is to not get the refund and leave the money where it is. Refunding of tax monies is very strict and can only be done through the Legislature. It is a complicated process and both sides are looking into this issue. She expects the County will be making an announcement shortly regarding the refunds.

John Lloyd, Citizens for Wildomar Parks, reviewed what has been happening with the Citizens for Wildomar Parks campaign. They have had a great outpouring from the citizens in terms of their contributions and volunteering their time to go door to door. What they are finding is people are confused.

3.3 Unpaved Roadway Enhancement Program for Fiscal Year 2011/2012

City Clerk Lee read the title.

Public Works Director D'Zmura and Supervising Engineer Palmer presented the staff report.

Discussion ensued regarding the cost; Property owners understanding it is a chip seal and not pavement;

A MOTION was made by Mayor Pro Tem Benoit, seconded by Councilwoman Moore, to select Valencia Street, Shoemaker Drive and Cash Lane, and Windsong Lane for enhanced maintenance for the Fiscal Year 2011/2012 Unpaved Roadway Enhancement Program and direct staff to initiate proceedings to form a district to fund roadway maintenance.

MOTION carried, 5-0.

3.4 City Council Summer Hiatus

City Clerk Lee read the item.

City Manager Oviedo presented the staff report.

Councilman Cashman stated we should also look at the second meeting of December as well since we usually go dark.

It was the consensus of the City Council to direct the City Manager to bring an item for Council consideration regarding permanently going dark for one meeting in August and one in December.

CITY MANAGER REPORT

City Manager Oviedo stated there will be a budget workshop on May 17 at 6:30 p.m. to give the residents an opportunity to have input on the budget.

City Clerk Lee reported on important dates regarding the June 7 election.

CITY ATTORNEY REPORT

There was nothing to report.

COUNCIL COMMUNICATIONS

Councilman Walker stated he attended Career Day at David A. Brown Middle School. He stated that he took pictures of the founders of Wildomar and was surprised when all the kids knew who they were and also history of Wildomar. The parks issue was something that the kids were asking about as well.

Councilwoman Moore stated she attended the following: RTA monthly meeting; Wildomar Elementary to accept a check; Bicycle Safety Event; Citizen Corps meeting; Library event; League dinner; and Safe Routes to School Coalition meeting. She stated the Boy Scouts will be cleaning up the cemetery on May 22 in preparation of the Memorial Day event.

Councilman Cashman stated he would Staff to look at some rough road grading for the dirt roads that are not scheduled to be paved.

Mayor Pro Tem Benoit stated he attended RCTC earlier. Bundy Canyon is on the list of their projects, but it's not very high on the list. They did vote to continue funding the Metrolink through the County.

Mayor Swanson stated the League dinner was very interesting. The big issue is redistricting and it is moving fast. It appears we may get another Federal Representative in Wildomar. This is important to keep track of and offer input.

FUTURE AGENDA ITEMS

*Caltrans Update

ADJOURNMENT

There being no further business, at 7:48 p.m. Mayor Swanson declared the meeting adjourned.

Submitted by:

Approved by:



Debbie A. Lee, CMC
City Clerk



Marsha Swanson
Mayor