

**CITY OF WILDOMAR  
CITY COUNCIL REGULAR COUNCIL MEETING MINUTES  
MAY 26, 2010**

The regular meeting of May 26, 2010, of the Wildomar City Council was called to order by Mayor Moore at 6:00 p.m.

Members in attendance: Mayor Moore, Mayor Pro Tem Swanson, Council Members Ade, Cashman, and Farnam. Members absent: None.

**CALL TO ORDER (CLOSED SESSION) - 6:00 P.M.**

The City Council will meet in closed session pursuant to the provisions of Section 54956.9(b) to confer with legal counsel with regard to one matter of pending litigation which poses a significant exposure to litigation against the City under the provisions of Section 54956.9(a). The pending litigation is:

Ste. Marie v. Local Agency Formation Commission (Reverse Validation Action)  
RIC500152

At 7:00 p.m. the Council reconvened into open session, with all Council Members present, making no announcements.

There being no further business, Mayor Moore declared the closed session portion of the agenda adjourned.

**CALL TO ORDER – 7:00 p.m.**

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

Staff in attendance: City Manager Oviedo, Assistant City Manager Nordquist, City Attorney Biggs, Public Works Director Kashiwagi, Planning Director Hogan, Police Chief Cleary, Fire Chief Beach, and City Clerk Lee.

**MOMENT OF SILENCE**

A moment of silence was observed.

**FLAG SALUTE**

Maybelline Gutierrez, Miss Wildomar, led the flag salute.

## **PRESENTATIONS**

George Cambero, President of the Historical Society, thanked Council Member Cashman for his efforts in writing the new book. He encouraged all residents to buy a book as the proceeds will go to the Historical Society. There was then a brief presentation of the history of Wildomar followed by a song.

Mayor Moore presented a Certificate and pin to Deputy Robert Wilson, a CHP Award recipient, regarding recovery of stolen vehicles.

Aspen Wendler, Southwest County Pageants, presented all the new Miss Wildomar's.

Mayor Moore presented certificates to the Elsinore High School Solar Team for their achievement in the boat race.

Code Enforcement Officer Kowalski presented the Code Enforcement monthly update.

## **PUBLIC COMMENTS**

Veronica Langworthy, resident, spoke regarding banning medical marijuana dispensaries in the City. She presented a memo to the Council. She urged the City Council to ban the dispensaries.

Lou Stark, resident, stated Edison recently had a power surge and it affected his residence, specifically his garage door opener. He is filing a claim; however Edison is saying they will only replace parts and not whole items. It was a malfunction in the transformer and is Edison's fault.

## **APPROVAL OF THE AGENDA AS PRESENTED**

A MOTION was made by Mayor Pro Tem Swanson, seconded by Council Member Farnam, to approve the agenda as presented.

Roll call vote: Ayes – 5; Nays – 0. Motion carried.

## **1.0 CONSENT CALENDAR**

A MOTION was made by Council Member Ade, seconded by Council Member Farnam, to approve the Consent Calendar, with the exception of item #1.5, as presented.

Roll call vote: Ayes – 5; Nays – 0. Motion carried.

### **1.1 Reading of Ordinances**

Approved the reading by title only of all ordinances.

### **1.2 Minutes – May 12, 2010 Regular Meeting**

Approved the Minutes as submitted.

### **1.3 Warrant Register**

The City Council approved:

1. Warrant Register dated May 11, 2010 in the amount of \$64.00;
2. Warrant Register dated May 12, 2010 in the amount of \$663,496.99; and
3. Warrant Register dated May 13, 2010 in the amount of \$0.00.

### **1.4 Treasurers Report**

Approved the Treasurer's Report for April, 2010.

## **ITEMS REMOVED FROM THE CONSENT CALENDAR**

### **1.5 Ordinance No. 50 Second Reading – Ordinance Amending Chapter 1.03 of the Wildomar Municipal Code Pertaining to Code Violations**

Assistant City Attorney Jex stated that Mayor Pro Tem Swanson was absent at the last meeting when this item was heard as a public hearing and the first reading was approved. She did listen to the CD of the meeting and is therefore eligible to vote on this item.

Mayor Pro Tem Swanson added she listened to the CD and read all of the background material, including the staff report.

Council Member Cashman stated this Ordinance puts too many rules and regulations on citizens and increases the size of Government. This is full of penalties and regulations against the people and has no balance of powers. He does not like the mini-trial, he would prefer mediation. He urged the Council to not approve this Ordinance and send it back to Staff for refinement.

A MOTION was made by Council Member Farnam, seconded by Council Member Ade, to adopt Ordinance No. 50.

Roll call vote: Ayes – 4; Nays – 1, Council Member Cashman. Motion carried.

ORDINANCE NO. 50  
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF  
WILDOMAR, CALIFORNIA, AMENDING CHAPTER 1.03 OF THE  
WILDOMAR MUNICIPAL CODE PERTAINING TO CODE VIOLATIONS

## **2.0 PUBLIC HEARINGS**

### **2.1 Zoning Code Amendment 10-04 – Planning Commission Code Cleanup and Planning Commission Bylaws**

City Clerk Lee read the item.

Mayor Moore opened the public hearing.

Planning Director Hogan presented the staff report explaining the various proposals for changes to the bylaws.

Discussion ensued regarding unexcused absences; Selection of Chairman and Vice Chairman; the 60 day window between the outgoing members and new appointments during election years; and a proposed change to require four Council Members can remove a Planning Commission instead of only three.

There being no speakers Mayor Moore closed the public hearing.

Council consensus to take the Commission decorum under item #3.3.

A MOTION was made by Mayor Pro Tem Swanson, seconded by Council Member Farnam, to introduce Ordinance No. 51 as presented.

Discussion ensued regarding when the Chairman and Vice Chairman are selected.

Roll call vote: Ayes – 5; Nays – 0. Motion carried.

ORDINANCE NO. 51  
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF  
WILDOMAR, CALIFORNIA, AMENDING SECTIONS 17.04.042,  
17.04.043, 17.04.045, 17.04.046 AND 17.04.047 OF THE WILDOMAR  
MUNICIPAL CODE RELATING TO THE ESTABLISHMENT OF A  
PLANNING COMMISSION

A MOTION was made by Council Member Farnam, seconded by Mayor Pro Tem Swanson, to adopt Resolution No. 2010-18 as presented.

Roll call vote: Ayes – 5; Nays – 0. Motion carried.

RESOLUTION NO. 2010 - 18  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,  
CALIFORNIA, ADOPTING BYLAWS FOR THE CITY PLANNING  
COMMISSION

**2.2 Adoption of the Very High Fire Hazard Severity Zone Map**

City Clerk Lee read the item.

Mayor Moore opened the public hearing.

Fire Chief Beach presented the staff report.

Discussion ensued regarding existing homeowner's insurance rates; and a letter from George Taylor, resident, inquiring about response to the Farm area.

Andy Morris, Morris Insurance, explained homeowner insurance rates and how this affects them.

There being no speakers Mayor Moore closed the public hearing.

A MOTION was made by Council Member Farnam, seconded by Council Member Ade, to introduce Ordinance No. 52 as presented.

Roll call vote: Ayes – 5; Nays – 0. Motion carried

ORDINANCE NO. 52  
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF  
WILDOMAR, CALIFORNIA, ADOPTING THE VERY HIGH FIRE HAZARD  
SEVERITY ZONE MAP PURSUANT TO THE PROVISIONS OF

CHAPTER 7A OF THE UNIFORM BUILDING CODE

**3.0 GENERAL BUSINESS**

**3.1 Wildland Fire Protection Agreement**

City Clerk Lee read the item.

Assistant City Manager Nordquist presented the staff report.

Chief Beach gave additional information regarding the item.

A MOTION was made by Mayor Pro Tem Swanson, seconded by Council Member Ade, to adopt Resolution No. 2010 – 19.

Roll call vote: Ayes – 5; Nays – 0. Motion carried.

RESOLUTION NO. 2010 - 19

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,  
CALIFORNIA, APPROVING THE AGREEMENT WITH CALFIRE FOR  
THE WILDLAND FIRE PROTECTION SERVICES

**3.2 Planning Commissioner Appointment**

City Clerk Lee read the item.

Council Member Farnam stated he did interview both candidates who are well qualified. He is recommending that Ben Benoit be appointed to the Planning Commission to serve the unexpired term of office vacated by Scott Nowak.

A MOTION was made by Council Member Farnam, seconded by Mayor Pro Tem Swanson, to appoint Ben Benoit to the Planning Commission.

Discussion ensued regarding that the Planning Commissioners should be highly qualified; and where Council Member Farnam resides.

Roll call vote: Ayes – 4; Nays – 1, Council Member Ade. Motion carried.

**3.3 Project Review and Priorities**

City Clerk Lee read the item.

City Manager Oviedo presented the staff report. He then reviewed each item on the list.

Discussion ensued regarding weed abatement; the RDA area and meetings.

**3.4 Report on the Planning Commission's Discussions Regarding Boat and Trailer Storage Uses in the Rural Residential Zone**

City Clerk Lee read the item.

Planning Director Hogan presented the staff report.

Discussion ensued regarding what is allowed in the RR zone; CEQA issues; and appropriate uses.

A MOTION was made by Council Member Cashman, to limit the Commission discussion to just boat and trailer storage uses.

Motion died due to lack of a second.

A MOTION was made by Council Member Farnam, seconded by Council Member Ade, to table the item.

Roll call vote: Ayes – 5; Nays – 0. Motion carried.

Consensus to revisit item #3.3 regarding Commission decorum; Direct Staff and the City Attorney to address decorum of the Commissioners in the Bylaws. Does the City Council wish to add this to the priority list in item #3.3.

It was the consensus of the City Council to add this item to a future norming session.

**CITY MANAGER REPORT**

City Manager Oviedo reported the following:

1. Sidewalks to school project Open House was held. Also the City submitted another application for another Grant and the City was awarded an additional \$285,000 for the project. He gave kudos to City Engineer Kashiwagi and his Staff.

2. Supervising Engineer Crawford met with FEMA to tour the City regarding the damages sustained during the storms in February.
3. Mayor Moore, Council Member Farnam, and he attended ICSC in Las Vegas. They met numerous Developers and companies and there were many marketing opportunities.

### **CITY ATTORNEY REPORT**

No report.

### **COUNCIL COMMUNICATIONS**

Council Member Cashman stated the Wildomar book is now on sale and everyone can buy it from the Historical Society. All proceeds will go to the Historical Society. He attended the budget workshop and thanked Staff for the presentation. Also, he will be signing the Wildomar book on Monday, July 5, 2010, at Marna O'Brian Park for the City's second birthday celebration.

Council Member Ade stated she toured the LLUMC and was very impressed. She would like them to come and give a presentation to the City Council. She also attended the Southwest Workforce Development Center grand opening in Murrieta. It is a big facility and is very impressive.

Mayor Pro Tem Swanson stated she also attended the budget meeting and thanked Staff for the presentation. The Farmer's Market is going well. She and Mayor Moore performed at the Wishes for Children event and had a great time for a great cause.

Council Member Farnam stated he would like Council support to have H.E.L.P. (Homeowners Education Learning Program) come and make a presentation. They are making presentations to various cities and are endorsed by the City of Riverside. He congratulated Ben Benoit on being appointed to the Planning Commission.

Mayor Moore stated she attended the following:

1. Cemetery event where volunteers were cleaning the headstones;
2. Bicycle safety event;
3. EDA workforce;
4. Budget workshop; and

5. Meeting scheduled for tomorrow with the CEO of Inland Valley Hospital.

**FUTURE AGENDA ITEMS**

LLUMC presentation  
H.E.L.P. presentation

**ADJOURNMENT**

There being no further business, Mayor Moore declared the meeting adjourned at 10:00 p.m.

Respectfully submitted,

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Debbie A. Lee, CMC  
City Clerk