

**CITY OF WILDOMAR  
CITY COUNCIL REGULAR MEETING MINUTES  
JUNE 8, 2011**

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

The regular meeting of June 8, 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, 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, Community Services Director Willette, Police Chief Fontneau, Fire Chief Beach, and City Clerk Lee.

The Flag Salute was led by Gary Andre, resident of Wildomar.

**PRESENTATIONS**

Mayor Swanson presented a Certificate of Appreciation to Postal Worker Lori Allen and Post Master Faye Dolias for their care and concern of a resident.

Chief Beach presented the Fire Department monthly update.

Community Services Director Willette presented the monthly update and also presented the City’s new CERT trailer.

Henry Silvestre presented the Chamber of Commerce monthly update.

**PUBLIC COMMENTS**

Gary Andre, resident, stated there is a woman who lives on Cherry Street who used to come to Council meetings. Her house is on 10 acres and the property is full of weeds, and is a fire danger. He asked that someone check on her.

## **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 May 26, 2011, in the amount of \$302,989.90;
2. Warrant Register dated June 2, 2011, in the amount of \$46,509.13; and
3. Payroll Register dated June 2, 2011, in the amount of \$19,853.95.

### **1.3 Authorization of Annual Rate Adjustment for Waste Management**

Adopted a Resolution entitled:

RESOLUTION NO. 2011 - 27

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AUTHORIZING THE ANNUAL RATE ADJUSTEMENT TO FEES RELATED TO WASTE MANAGEMENT COLLECTION SERVICES

## **2.0 PUBLIC HEARINGS**

### **2.1 Fiscal Year 2011/12 Budget Adoption**

City Clerk Lee read the title.

Mayor Swanson opened the public hearing.

Assistant City Manager Nordquist presented the staff report. He also advised that on the first Resolution (No. 2011-18), there is an error on the "Grant Fund". It shows a blank under the "Proposed Appropriations 2011-12", and it should be \$620,000.

There being no speakers, Mayor Swanson closed the public hearing.

Discussion ensued regarding the Grant monies.

Councilman Cashman inquired if there are any monies put aside for something like the Buxton proposal.

Assistant City Manager Nordquist answered there are monies in the undesignated portion of the budget. That would be where you would go for something like the Buxton proposal.

Councilman Walker stated the Mayor has heard from a company that does the same thing as Buxton does, but for a lot cheaper. We are awaiting word from them so that we can get them in to make a presentation.

Mayor Swanson stated she still likes the Buxton presentation, however, the one thing Buxton doesn't do is go out and solicit the companies, and this other company does everything Buxton does, plus goes out and solicits the companies. They received a great deal of information from the ICSC conference that they have brought back.

Discussion ensued regarding economic development efforts.

Councilman Cashman inquired if the cost of contract services has been looked into.

Assistant City Manager Nordquist stated yes, they have been negotiated and placed in the budget.

Councilman Cashman stated now that the City is hiring employees, the Interwest contract is going down.

Assistant City Manager Nordquist stated yes, it has gone down significantly.

Councilman Cashman stated every City has unforeseen expenses that occur and should that happen here, we need to look at cutting 10% across the board with contract services.

Discussion ensued regarding the budget and what happens if the State tax issues are not extended.

Mayor Swanson commended Staff for their work on the budget document and urged the citizens to look at the budget document to better understand where the City's money is going, what each Department has accomplished, and what they have set as Goals.

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

RESOLUTION NO. 2011 - 28  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
WILDOMAR, CALIFORNIA, ADOPTING A BUDGET FOR FISCAL  
YEAR 2011-12

as amended.

**MOTION** carried, 5-0.

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

RESOLUTION NO. 2011 - 29  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
WILDOMAR, CALIFORNIA, RATIFYING THE PROVISIONAL  
APPROPRIATIONS LIMIT FOR FISCAL YEAR 2011-12

**MOTION** carried, 5-0.

**2.2 Traffic Offender Fund Fee**

City Clerk Lee read the title.

Mayor Swanson opened the public hearing.

Assistant City Manager Nordquist presented the staff report

There being no speakers, Mayor Swanson closed the public hearing.

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

RESOLUTION NO. 2011 - 30  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,  
CALIFORNIA, SETTING A VEHICLE IMPOUND ADMINISTRATIVE FEE

**MOTION** carried, 5-0.

2.3 **Zoning Ordinance Amendment No. 11-01 - Rear Yard Setback Requirement for Detached Accessory Buildings in the R-R (Rural Residential) Zone**

City Clerk Lee read the title.

Mayor Swanson opened the public hearing.

Planning Director Bassi presented the staff report.

**SPEAKERS:**

Gary Andre, resident and former Planning Commissioner, stated when the Planning Commission first did this, it was for half-acre and above and was not for the smaller lots that you will find in the RR zone. He spoke regarding the history of this item. He does not oppose this proposal. He just wants the two different size lots for RR need to be taken into consideration.

Planning Director Bassi stated there is no size restriction of an accessory structure in any zone. You would probably want an accessory structure to be no larger than the main house. This is something which should probably be brought up to the City Council.

There being no further speakers, Mayor Swanson closed the public hearing.

Councilman Walker stated the problem with limiting the accessory structure size is that those on larger pieces of properties have barns. Those barns are going to be bigger than the main house. We cannot limit the size of a barn, so we would need to look at this.

Discussion ensued regarding the setbacks

**A MOTION** was made by Councilman Walker, seconded by Mayor Pro Tem Benoit, to introduce and approve first reading of an Ordinance entitled:

ORDINANCE NO. 2011 - 62  
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF  
WILDOMAR, CALIFORNIA, ADOPTING A CATEGORICAL EXEMPTION  
AND APPROVING ZONING ORDINANCE AMENDMENT NO. 11-01 TO  
AMEND SECTION 17.16.020.D.3 OF THE WILDOMAR ZONING  
ORDINANCE TO CHANGE THE REQUIRED REAR YARD SETBACK  
FOR DETACHED ACCESSORY BUILDINGS IN THE R-R (RURAL  
RESIDENTIAL) ZONE FROM 20 FEET TO 10 FEET

**MOTION** carried, 5-0.

### **3.0 GENERAL BUSINESS**

#### **3.1 Parks Update**

City Clerk Lee read the title.

Assistant City Manager Nordquist stated that the vote which occurred on June 7 was not successful, so there is no assessment in place to pay for the parks.

Gary Andre, resident, stated he is angry that it did not pass because it was change in your pocket that would pay for the assessment. He researched the lack of parks and found that when parks close you lose a minimum of 10% in property value.

George Taylor, resident, thanked everyone who helped to support the effort. He feels that those who led the effort to defeat Measure D and everyone who voted against it have done the City a great disservice.

John Lloyd, Citizens for Wildomar Parks, thanked the City Council for their support. He also thanked the community for their support of parks. What he feels is sad is that a vast majority of the City didn't even vote, so you would have to assume that they could care less. He understands that as the Council deliberates about what to do with the parks now, he understands that the Council has to take into consideration that a huge majority of the City apparently does not want parks, and we have to abide by that even though it is sad.

Roger LeClerc, resident, stated even though the Measure did not receive a "super majority", it did receive a majority. Perhaps there is a way to set up a self-tax to keep the parks open and also take some money away

from Police and Fire. Also, the parks have the only public drinking fountain in the City. We do have a small number of homeless in the City who are dear to him and could use the fountain.

Councilman Cashman stated we need to put a subcommittee together to look at this issue or are we going to decide now.

Mayor Swanson stated the issue was decided yesterday with the vote.

Councilman Cashman stated sometimes people don't know what is good for them, especially when they don't have the whole picture. He feels the public was confused because of all of the rhetoric. We need to do what we can to keep the parks open. There could be things to do to the parks to make them less expensive and he then went over various issues such as using drought resistant plants and trees; putting in a well; contract with Valley-wide Parks; and a JPA with the School District.

Councilwoman Moore stated she would like the subcommittee to talk about the parks and what the City does now.

Councilman Walker stated he would like to keep the parks open, but he doesn't see how that can happen.

Councilman Cashman stated we could use \$20,000 of the undesignated monies to keep the bathrooms operational. This may be when we reduce contract services to pay for the parks.

Councilman Walker stated the City Manager is negotiating to get the best price with the contract services. What residents can do since they don't want to fund parks, then they need to buy everything they can in the City.

Discussion ensued regarding water and electrical costs; security; and approaching the Windsong tract with taking over the park in Windsong.

It was the consensus of the City Council to direct the Parks Subcommittee, consisting of Mayor Swanson and Councilwoman Moore, to come back to the City Council with options for the parks.

### **3.2 Maintenance Agreement for the Water Quality Basin on Parcel 366-210-053 and an Agreement for the Relocation Outside of the Public Right of Way**

City Clerk Lee read the title.

Public Works Director D'Zmura presented the staff report.

**A MOTION** was made by Mayor Pro Tem Benoit, seconded by Councilwoman Moore, to authorize the City Manager to execute the agreements for the maintenance of the water quality basin on parcel 366-210-053; require the relocation outside of the future public right of way; and direct the City Clerk to record said agreements with the Riverside County Recorder's Office.

**MOTION** carried, 5-0.

### **3.3 Agreement for Police Services to be Provided at No Cost**

City Clerk Lee read the title.

City Attorney Biggs presented the staff report.

**A MOTION** was made by Mayor Pro Tem Benoit, seconded by Councilwoman Moore, to approve the Net Savings Agreement with the County of Riverside to provide law enforcement services without cost up to a maximum dollar value to assure compliance with revenue neutrality laws relating to the incorporation of the City of Wildomar.

**MOTION** carried, 5-0.

### **3.4 Designating the Time, Date, and Location of City Council Meetings**

City Clerk Lee read the title and presented the staff report stating the Council may wish to amend the Resolution to also go dark for the second meeting in November, which has never been held.

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

RESOLUTION NO. 2011 - 31  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,  
CALIFORNIA, REPEALING AND REPLACING SECTION 3 OF  
RESOLUTION NO. 2011-05 IN REGARDS TO DESIGNATING THE  
TIME, DATE, AND LOCATION OF CITY COUNCIL MEETINGS

**MOTION** carried, 5-0.

### **3.5 City Council Goals Approval**

City Clerk Lee read the title.

City Manager Oviedo presented the staff report.

Discussion ensued regarding Caltrans.

It was the consensus of the City Council to add "Improve communication with Caltrans in regards to road closures".

**A MOTION** was made by Councilwoman Moore, seconded by Mayor Pro Tem Benoit, to approve the goals as outlined from the January 8, 2011, Council norming and goal setting session, as amended.

**MOTION** carried, 5-0.

### **3.6 Wildland Fire Protection Agreement**

City Clerk Lee read the title.

Assistant City Manager Nordquist presented the staff report.

Fire Chief Beach gave the background on the agreement. This was approved last year, however, it did not get approved by the State due to paperwork issues.

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

RESOLUTION NO. 2011 - 32  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,  
CALIFORNIA, APPROVING THE AGREEMENT WITH CALFIRE FOR  
THE WILDLAND FIRE PROTECTION SERVICES

**MOTION** carried, 5-0.

### **CITY MANAGER REPORT**

City Manager Oviedo stated on June 16, at 11:30 a.m., at the Diamond Club at the Storm Stadium will be the annual lunch by the Lake Elsinore Chamber. This is where the City Manager's give a brief State of the City. Also, he has met with

a developer who is looking at a property in the City on Clinton Keith. This is good and we are continuing to get interest. On July 6 the Planning Commission will be hearing the Subway project on Bundy Canyon. Additionally, Hoover Ranch will be coming forward soon.

### **CITY ATTORNEY REPORT**

There was nothing to report.

### **COUNCIL COMMUNICATIONS**

Councilman Walker stated he has been meeting with EDA and also a developer who would like to do a rodeo.

Councilwoman Moore stated she attended an emergency preparedness conference and show. She also thanked everyone who worked on the parks Measure.

Mayor Pro Tem Benoit stated he was at RCTC and they have a sidewalk grants program which he has discussed with Staff. WRCOG audited their TUMF program and all is well and came out great. He met with a business owner who is concerned about the Caltrans closures. We need to make sure business owners are also informed about closures as it does affect the businesses.

Councilman Cashman stated last meeting he was attending the annual PARSAC meeting in Sacramento and that is why he was absent. PARSAC is the City's insurance carrier. It was a great meeting. Also he and Councilwoman Moore met with the LEUSD regarding issues that are of interest to both entities.

Mayor Swanson thanked everyone who worked on the parks Measure.

### **FUTURE AGENDA ITEMS**

\*Listing of all Grants received

**ADJOURNMENT**

There being no further business, at 9:17 p.m. Mayor Swanson declared the meeting adjourned.

Submitted by:

Approved by:



Debbie A. Lee, CMC  
City Clerk



Marsha Swanson  
Mayor  
By: Ben Benoit, Mayor Pro Tem