

**CITY OF WILDOMAR
CITY COUNCIL ADJOURNED REGULAR MEETING MINUTES
SEPTEMBER 20, 2017**

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

The closed session of September 20, 2017, of the Wildomar City Council was called to order by Mayor Walker at 5:31 p.m. at the Wildomar Council Chambers, 23873 Clinton Keith Road, Suite 106, Wildomar, California.

City Council Roll Call showed the following Members in attendance: Council Members Moore, Nigg, Swanson, Mayor Pro Tem Benoit, Mayor Walker
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 read the following:

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 matters of pending litigation:

- A. Martha Bridges and John Burkett v. City of Wildomar; California Court of Appeal Case number: E063986;
- B. Martha Bridges and John Burkett v. City of Wildomar and Camelia Communities, LLC *et al*; RSC Case No. RIC 1716934

The Council convened into closed session at 5:32 p.m. with all Council Members present.

RECONVENE INTO OPEN SESSION

At 6:42 p.m. the City Council reconvened into open session, with all Council Members present.

ANNOUNCEMENTS

City Attorney Jex stated there was no action on item A. The City Council unanimously voted to defend item B.

ADJOURN CLOSED SESSION

There being no further business, Mayor Walker adjourned the closed session at 6:42 p.m.

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

The adjourned regular meeting of September 20, 2017, of the Wildomar City Council was called to order by Mayor Walker at 6:42 p.m. at the Wildomar Council Chambers, 23873 Clinton Keith Road, Suite 106, Wildomar, California.

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

Staff in attendance: City Manager Nordquist, City Attorney Jex, Assistant City Manager York, Planning Director Bassi, Finance Director Riley, Police Chief Anne, Fire Chief Phillips, Senior Administrative Analyst Morales, and City Clerk Lee.

The flag salute was led by Councilman Nigg.

PRESENTATIONS

1. Elsinore Valley 4H – were not present.
2. Mayor Walker presented a Proclamation to Marissa Hill in recognition of receiving the Girl Scouts Gold Award.
3. Mayor Walker presented a Proclamation to Alec Vicnaire in recognition of receiving the Boy Scouts Eagle Scout Award.
4. Melina Velazquez, Branch Manager, gave the Library update.
5. Chief Phillips presented the Fire Department recognition of the Firefighter of the Year.
6. Chief Phillips presented the Fire Department update.

PUBLIC COMMENTS

Dennis Stevens, resident, spoke regarding traffic congestion on various streets around the City.

Ken Mayes, resident, spoke regarding the need for livestreaming and archiving of City meetings.

COUNCIL COMMUNICATIONS

The City Council Members spoke regarding the various committees, commissions, and boards that they serve on locally and regionally and community events, including:

1. Community events
2. Regional events
3. Chamber of Commerce
4. Riverside Conservation Authority (RCA)
5. Riverside Transit Agency (RTA)
6. Riverside County Transportation Commission (RCTC)
7. League of California Cities
8. Southern California Association of Governments (SCAG)
9. Riverside County Habitat Conservation Agency (RCHCA)
10. Western Riverside Council of Governments (WRCOG)
11. South Coast Air Quality Management District (SCAQMD)
12. Ad Hoc & Subcommittees

APPROVAL OF THE AGENDA AS PRESENTED

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

MOTION carried, 5-0, by the following vote:

YEA: Moore, Nigg, Swanson, Mayor Pro Tem Benoit, Mayor Walker

NAY: None

ABSTAIN: None

ABSENT: None

1.0 CONSENT CALENDAR

City Clerk Lee advised everyone was given an errata sheet showing the correction to item #1.2.

Ken Mayes, resident, speaking on item #1.6 and #1.9, stated his displeasure with both items.

Gina Castanon, resident, speaking on item #1.10 with time donated by Ruben Castanon, stated she doesn't understand why the quit claim deed is being given to County Flood Control.

Assistant City Manager York explained why the quit claim deed is being given to County Flood Control.

A MOTION was made by Councilwoman Swanson, seconded by Councilman Nigg, to approve the Consent Calendar as amended.

MOTION carried, 5-0, by the following vote:

YEA: Moore, Nigg, Swanson, Mayor Pro Tem Benoit, Mayor Walker

NAY: None

ABSTAIN: None

ABSENT: None

1.1 Reading of Ordinances

Approved the reading by title only of all ordinances.

1.2 Minutes – June 28, 2017 Special Meeting

RECOMMENDATION: Staff recommends that the City Council
Approved the Minutes as amended.

1.3 Minutes – July 12, 2017 Regular Meeting

Approved the Minutes as submitted.

1.4 Warrant & Payroll Registers

Approved the following:

1. Warrant Register dated 08-03-2017 in the amount of \$623,464.24;
2. Warrant Register dated 08-03-2017 in the amount of \$95,836.31;
3. Warrant Register dated 08-10-2017 in the amount of \$217,898.88;
4. Warrant Register dated 08-10-2017 in the amount of \$127,537.21;
5. Warrant Register dated 08-17-2017 in the amount of \$18,908.73;
6. Warrant Register dated 08-17-2017 in the amount of \$49,659.45;
7. Warrant Register dated 08-22-2017 in the amount of \$475.00;
8. Warrant Register dated 08-24-2017 in the amount of \$55,106.46;
9. Warrant Register dated 08-24-2017 in the amount of \$407,211.05;
10. Warrant Register dated 08-29-2017 in the amount of \$50.00;
11. Warrant Register dated 08-31-2017 in the amount of \$582,490.47;

12. Warrant Register dated 08-31-2017 in the amount of \$43,144.50; &
13. Payroll Register dated 09-01-2017 in the amount of \$86,379.49.

1.5 Treasurer's Report

Approved the Treasurer's Report for July, 2017.

1.6 Measure Z Oversight Advisory Committee Vacancies

Receive and filed the report.

1.7 Big Easy RV & Boat Storage - Public Improvement Agreement and BMP Agreement

Authorized the City Manager to execute the Public Improvement Agreement and the BMP Agreement.

1.8 Senate Bill 649 (Hueso) Wireless Telecommunications Facilities

Reviewed Senate Bill (SB) 649 and authorized the Mayor, on behalf of the City, to sign and disseminate the two attached letters in opposition to the proposed legislation.

1.9 Wildomar Adult Softball Field Usage Waiver

Waived the Field Usage Fees for the Wildomar Adult Softball League.

1.10 Wildomar Master Drainage Plan Lateral C-1 Storm Drain

1. Approved the transfer of the following two right of way parcels to the Riverside County Flood Control and Water Conservation District and authorized the City Manager to sign the Quitclaim Deeds.
 - a) Final Order of Condemnation recorded March 11, 2016 as Instrument No. 0096734 (Romagnolo property)
 - b) Easement Deed recorded October 30, 2015 as Instrument No.2015-0479182 (CAFH Order of Wildomar, Inc.)

2. Adopted a Resolution entitled:

RESOLUTION 2017 - 46

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, APPROVING THE TRANSFER OF THREE RIGHT OF WAY PARCELS TO THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE QUITCLAIM DEEDS RELATED TO THE WILDOMAR MASTER DRAINAGE PLAN LATERAL C-1 STORM DRAIN PROJECT

1.11 Ordinance No. 139 Second Reading – Transportation Uniform Mitigation Fee Program

Adopted an Ordinance entitled:

ORDINANCE NO. 139
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, AMENDING CHAPTER 3.40 OF THE
WILDOMAR MUNICIPAL CODE TO UPDATE PARTICIPATION IN THE
WESTERN RIVERSIDE COUNTY TRANSPORTATION UNIFORM
MITIGATION FEE (TUMF) PROGRAM

1.12 Ordinance No. 140 Second Reading – Accessory Dwelling Units

Adopted an Ordinance entitled:

ORDINANCE NO. 140
AN ORDINANCE OF THE CITY COUNCIL OF CITY OF WILDOMAR,
CALIFORNIA, ADOPTING A GENERAL RULE AND CATEGORICAL
EXEMPTION IN ACCORDANCE WITH SECTION 15061(B)(3) AND
SECTION 15303 OF CEQA, RESPECTIVELY AND APPROVING
ZONING ORDINANCE AMENDMENT NO. 17-03 AMENDING CHAPTER
17.204 OF THE WILDOMAR MUNICIPAL CODE (ACCESSORY
DWELLING UNITS)

2.0 PUBLIC HEARINGS

There were no items scheduled.

3.0 GENERAL BUSINESS

3.1 Rejection of all bids for Grand Avenue Bike Lane Project – Phases I & II Federal Project Numbers CML-5484(007) and CML-5484(008)

City Clerk Lee read the title.

Assistant City York presented the staff report.

A MOTION was made by Councilwoman Moore, seconded by Councilman Nigg, to:

1. Reject all bids; and
2. Re-advertise the project with minor revisions to the Bid Schedule that

will allow for more competitive bids to be received.

MOTION carried, 5-0, by the following vote:

YEA: Moore, Nigg, Swanson, Mayor Pro Tem Benoit, Mayor Walker

NAY: None

ABSTAIN: None

ABSENT: None

3.2 Development Impact Fee Deferral Agreement - Wildomar Square Commercial Shopping Center

City Clerk Lee read the title.

Assistant City Manager York presented the staff report.

City Attorney Jex stated the City did receive a letter from Martha Bridges, John Burkett, and Gerard Ste. Marie regarding that the fees cannot be waived. What this item is that the Development Impact Fees will be deferred, not waived.

Martha Bridges, resident, spoke in opposition to the item.

Ken Mayes, resident, spoke in opposition to the item.

Evelyn Heidelberg, attorney for CK-HS Partners, LLC and SNDH, LLC, explained what the deferral agreement does.

Councilman Nigg stated his concern of what could happen between now and January 30, 2018.

City Attorney Jex stated he has new language in 1.8.4 of the agreement which would make the developer deposit \$200,000 with the City, which would cover between now and January 30, 2018.

A MOTION was made by Mayor Pro Tem Benoit, seconded by Councilman Nigg, to adopt an amended Resolution entitled:

RESOLUTION NO. 2017 - 47

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, APPROVING A DEVELOPMENT IMPACT FEE
DEFERRAL AGREEMENT WITH CK-HS PARTNERS, LLC and SNDH,
LLC**

MOTION carried, 5-0, by the following vote:

YEA: Moore, Nigg, Swanson, Mayor Pro Tem Benoit, Mayor Walker

NAY: None

ABSTAIN: None

ABSENT: None

3.3 Community Facilities District - Development Impact Fee Deferral Purchase Order for Services

City Clerk Lee read the title.

Assistant City Manager York presented the staff report.

Ken Mayes, resident, spoke in opposition to the item.

A MOTION was made by Councilwoman Moore, seconded by Councilman Nigg, to direct the City Manager to assign a Work Order and execute a Purchase Order to Spicer Consulting Group in accordance with the terms of the existing Professional Services Agreement for the scope and fee of the Letter Proposal for DIF Deferral Community Facilities District (CFD) Formation Services.

MOTION carried, 5-0, by the following vote:

YEA: Moore, Nigg, Swanson, Mayor Pro Tem Benoit, Mayor Walker

NAY: None

ABSTAIN: None

ABSENT: None

CITY MANAGER REPORT

City Manager Nordquist gave an Economic Development update.

CITY ATTORNEY REPORT

City Attorney Jex presented a presentation on Rosenberg's Rules of Order.

FUTURE AGENDA ITEMS

There were no items.

ADJOURN THE CITY COUNCIL

There being no further business, Mayor Walker declared the meeting adjourned at 8:20 p.m.

Submitted by:

Approved by:



Debbie A. Lee, CMC
City Clerk



Timothy Walker
Mayor

