

CITY OF WILDOMAR CITY COUNCIL
AND WILDOMAR CEMETERY DISTRICT AGENDA

5:30 P.M. – CLOSED SESSION
6:30 P.M. – REGULAR MEETING

OCTOBER 9, 2013
Council Chambers
23873 Clinton Keith Road



Timothy Walker, Mayor/Chairman
Marsha Swanson, Mayor Pro Tem/Vice-Chairman
Ben Benoit, Council Member/Trustee
Bob Cashman, Council Member/Trustee
Bridgette Moore, Council Member/Trustee

Gary Nordquist
City Manager/General Manager

Thomas D. Jex
City Attorney/District Counsel

WILDOMAR CITY COUNCIL AND WILDOMAR CEMETERY DISTRICT REGULAR MEETING AGENDA OCTOBER 9, 2013

ORDER OF BUSINESS: Public sessions of all regular meetings of the City Council begin at 6:30 p.m. Closed Sessions begin at 5:30 p.m. or such other time as noted.

REPORTS: All agenda items and reports are available for review at: Wildomar City Hall, 23873 Clinton Keith Road; Mission Trail Library, 34303 Mission Trail Blvd.; and on the City's website, www.cityofwildomar.org. Any writings or documents provided to a majority of the City Council regarding any item on this agenda (other than writings legally exempt from public disclosure) will be made available for public inspection at City Hall during regular business hours.

PUBLIC COMMENTS: Prior to the business portion of the agenda, the City Council will receive public comments regarding any items or matters within the jurisdiction of the governing body. The Mayor will separately call for testimony at the time of each public hearing. If you wish to speak, please complete a "Public Comment Card" available at the Chamber door. The completed form is to be submitted to the City Clerk prior to an individual being heard. Lengthy testimony should be presented to the Council in writing (15 copies) and only pertinent points presented orally. The time limit established for public comments is three minutes per speaker.

ADDITIONS/DELETIONS: Items of business may be added to the agenda upon a motion adopted by a minimum 2/3 vote finding that there is a need to take immediate action and that the need for action came to the attention of the City subsequent to the agenda being posted. Items may be deleted from the agenda upon request of staff or upon action of the Council.

CONSENT CALENDAR: Consent Calendar items will be acted on by one roll call vote unless Council members, staff, or the public request the item be discussed and/or removed from the Consent Calendar for separate action.

**PLEASE TURN ALL DEVICES TO VIBRATE/MUTE/OFF
FOR THE DURATION OF THE MEETING. YOUR
COOPERATION IS APPRECIATED.**

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

ROLL CALL

PUBLIC COMMENTS

CLOSED SESSION

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 matters of pending litigation:

Martha Bridges and John Burkett v. City of Wildomar
Case No. RIC 1216373

Citizens for Quality Development v. City of Wildomar and Sunbelt Communities
Case No. MCC 1300818

Martha Bridges and John Burkett v. City of Wildomar and Sunbelt Communities
Case No. MCC 1300893

Katlyn Parra v. City of Wildomar, et al
Case No. RIC 1212171

Laura Poetoehehena v. City of Wildomar, et al
Case No. MCC 1301139

Martha Bridges and John Burkett v. City of Wildomar
Case No. MCC 130055

2. 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.

RECONVENE INTO OPEN SESSION

ANNOUNCEMENT

ADJOURN CLOSED SESSION

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

ROLL CALL

FLAG SALUTE

PRESENTATIONS

Proclamation – Purple Heart Day

Fire Department Update

PUBLIC COMMENTS

This is the time when the City Council receives general public comments regarding any items or matters within the jurisdiction of the City Council that do not appear on the agenda. Each speaker is asked to fill out a “Public Comments Card” available at the Chamber door and submit the card to the City Clerk. Lengthy testimony should be presented to the Council in writing (15 copies) and only pertinent points presented orally. The time limit established for public comments is three minutes per speaker. Prior to taking action on any open session agenda item, the public will be permitted to comment at the time it is considered by the City Council.

COUNCIL COMMUNICATIONS

APPROVAL OF THE AGENDA AS PRESENTED

The City Council to approve the agenda as it is herein presented, or, if it the desire of the City Council, the agenda can be reordered at this time.

1.0 CONSENT CALENDAR

All matters listed under the Consent Calendar are considered routine and will be enacted by one roll call vote. There will be no separate discussion of these items unless members of the Council, the Public, or Staff request that specific items are removed from the Consent Calendar for separate discussion and/or action.

1.1 Reading of Ordinances

RECOMMENDATION: Approve the reading by title only of all ordinances.

1.2 Warrant & Payroll Registers

RECOMMENDATION: Staff recommends that the City Council approve the following:

Warrant Register dated 09-05-13 in the amount of \$99,710.16;
Warrant Register dated 09-05-13 in the amount of \$598,910.59;
Warrant Register dated 09-12-13 in the amount of \$374,221.35;
Warrant Register dated 09-12-13 in the amount of \$2,652.26;
Warrant Register dated 09-19-13 in the amount of \$45,394.73;
Warrant Register dated 09-26-13 in the amount of \$129,434.49;
Warrant Register dated 09-26-13 in the amount of \$6,834.00; &
Payroll Register dated 10-01-13 in the amount of \$47,606.93.

1.3 Treasurer's Report

RECOMMENDATION: Staff recommends that the City Council approve the Treasurer's Report for August, 2013.

1.4 Ordinance No. 80 Second Reading and Adoption

RECOMMENDATION: Staff recommends that the City Council adopt an Ordinance entitled:

ORDINANCE NO. 80
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR CALIFORNIA, APPROVING A DEVELOPMENT AGREEMENT FOR TENTATIVE TRACT MAP NO. 32535 (PLANNING APPLICATION NO. 13-0033) GENERALLY ON THE WEST SIDE OF STABLE LANES ROAD, NORTH OF CLINTON KEITH ROAD AND SOUTH OF CATT ROAD (APN: 380-110-005, 380-110-006, 380-120-001, 380-120-002, 380-100-006, 380-100-005, 380-130-002, 380-130-018 AND 380-100-004)

2.0 PUBLIC HEARINGS

2.1 Development Impact Fee Study

RECOMMENDATION: Staff recommends that the City Council:

1. Conduct a Public Hearing to receive testimony regarding the Development Impact Fee Study Report dated April 30, 2013 for the City of Wildomar;
2. Introduce and approve first reading of an Ordinance entitled:

ORDINANCE NO. _____
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, AMENDING AND RESTATING CHAPTER
3.44 (FEES) OF THE WILDOMAR MUNICIPAL CODE

3. Adopt a Resolution entitled:

RESOLUTION NO. 2013 - _____
RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, ADOPTING THE "CITY OF WILDOMAR
IMPACT FEE STUDY" AND ESTABLISHING NEW DEVELOPMENT
IMPACT FEES APPLICABLE TO ALL DEVELOPMENT IN THE CITY
OF WILDOMAR

2.3 FY 2013-14 First Quarter Budget Report

RECOMMENDATION: Staff recommends that the City Council:

1. Review and consider approval of the budget report and decision package recommendations as listed in the Fiscal Year 2013-14 First Quarter Report; and
2. Adopt a Resolution entitled:

RESOLUTION NO. 2013 - _____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, AUTHORIZING AMENDMENTS TO THE
FY 2013-14 BUDGETED REVENUES AND EXPENSES

3.0 GENERAL BUSINESS

3.1 Tri-Party Consultant Service Agreement for Wal-Mart Environmental Impact Report (Planning Application No. 13-0086)

RECOMMENDATION: Staff recommends that the City Council:

1. Authorize the City Manager to execute a Tri-Party Consultant Services Agreement (Attachment A) between the City of Wildomar, Wal-Mart, and Applied Planning, Inc. for the preparation of an Environmental Impact Report (EIR) for the Wal-Mart Development project; and
2. Authorize the City Manager to execute a Consultant Services Agreement/Contract between the City of Wildomar and Applied Planning, Inc. for the preparation of an Environmental Impact Report (EIR) for the Wal-Mart Development project.

3.2 Change to Procedures for Processing Minor Changes to Tentative Maps

RECOMMENDATION: Staff recommends that the City Council introduce and approve first reading of an Ordinance entitled:

ORDINANCE NO. 81

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AMENDING SECTIONS 16.04.060 AND 16.12.220 OF THE WILDOMAR MUNICIPAL CODE (SUBDIVISIONS) PERTAINING TO MINOR CHANGES TO APPROVED TENTATIVE MAPS

3.3 Temporary Park Closures for Rejuvenation Activities

RECOMMENDATION: Authorize the City Manager to temporarily close the City parks starting October 17, 2013 and require City authorization/liability release for any general public park access.

CITY MANAGER REPORT

CITY ATTORNEY REPORT

Report on CEQA reform bill (SB 743)

COUNCIL COMMUNICATIONS

FUTURE AGENDA ITEMS

ADJOURN THE CITY COUNCIL

In accordance with Government Code Section 54952.3, I, Debbie A. Lee, City of Wildomar City Clerk, do hereby declare that the Board of Trustees will receive no compensation or stipend for the convening of the following regular meeting of the Wildomar Cemetery District.

CALL TO ORDER THE WILDOMAR CEMETERY DISTRICT

ROLL CALL

PUBLIC COMMENTS

This is the time when the Board of Trustees receives general public comments regarding any items or matters within the jurisdiction of the Wildomar Cemetery District that do not appear on the agenda. Each speaker is asked to fill out a "Public Comments Card" available at the Chamber door and submit the card to the Clerk of the Board. Lengthy testimony should be presented to the Board in writing (15 copies) and only pertinent points presented orally. The time limit for public comments is three minutes per speaker. Prior to taking action on any item, the public may comment at the time it is considered by the Board.

BOARD COMMUNICATIONS

APPROVAL OF THE AGENDA AS PRESENTED

The Board of Trustees to approve the agenda as it is herein presented, or if it the desire of the Board, the agenda can be reordered at this time.

4.0 CONSENT CALENDAR

All matters listed under the Consent Calendar are considered routine and will be enacted by one roll call vote. There will be no separate discussion of these items unless members of the Board, the Public, or Staff request that specific items are removed from the Consent Calendar for separate discussion and/or action.

4.1 Warrant Register

RECOMMENDATION: Staff recommends that the Board of Trustees approve the following:

1. Warrant Register dated 09-05-13, in the amount of \$2,679.80;
2. Warrant Register dated 09-19-13, in the amount of \$372.73; &
3. Warrant Register dated 09-26-13, in the amount of \$153.17.

4.2 Treasurer's Report

RECOMMENDATION: Staff recommends that the Board of Trustees approve the Treasurer's Report for August, 2013.

5.0 PUBLIC HEARINGS

There are no items scheduled.

6.0 GENERAL BUSINESS

There are no items scheduled.

GENERAL MANAGER REPORT

FUTURE AGENDA ITEMS

ADJOURN WILDOMAR CEMETERY DISTRICT

City Council/Wildomar Cemetery District Regular Meeting Schedule

November 13	March 12	July 9
December 11	April 9	August 13
January 8	May 14	September 10
February 12	June 11	October 8

If requested, the agenda and backup materials will be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans With Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof.

Any person that requires a disability-related modification or accommodation, including auxiliary aids or services, in order to participate in the public meeting, may request such modification, accommodation, aid or service by contacting the City Clerk either in person or by phone at 951/677-7751, no later than 10:00 a.m. on the day preceding the scheduled meeting.

I, Debbie A. Lee, Wildomar City Clerk, do certify that on October 4, 2013, by 5:00 p.m., a true and correct copy of this agenda was posted at the three designated posting locations:

Wildomar City Hall, 23873 Clinton Keith Road,
U.S. Post Office, 21392 Palomar Street,
Library, 34303 Mission Trail Blvd.



Debbie A. Lee, CMC, City Clerk