

**CITY OF WILDOMAR
CITY COUNCIL REGULAR MEETING MINUTES
OCTOBER 14, 2015**

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

The regular meeting of October 14, 2015, of the Wildomar City Council was called to order by Mayor Benoit at 6:41 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 Cashman, Swanson, Walker, Mayor Pro Tem Moore, and Mayor Benoit. Members absent: None.

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

The flag salute was led by Sharon Heil.

PRESENTATIONS

Mayor Benoit presented a Certificate of Appreciation to Vantage Oncology for their outstanding service to the community.

Mayor Benoit presented a Proclamation for Freedom from Workplace Bullies Week, October 18-24, 2015.

Melina Velazquez presented the Library update.

There was no Fire Department update.

PUBLIC COMMENTS

April Watkins, resident, spoke regarding the Lights On After School program.

Ken Mayes, resident, spoke regarding his displeasure with the City.

Gina Castanon, resident, spoke regarding planting food for the local food bank.

COUNCIL COMMUNICATIONS

The City Council Members spoke regarding the various committees,

commissions, and boards that they serve on locally and regionally.

APPROVAL OF THE AGENDA AS PRESENTED

A MOTION was made by Mayor Pro Tem Moore, seconded by Councilman Walker, to approve the agenda as presented.

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

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

NAY: None

ABSTAIN: None

ABSENT: None

1.0 CONSENT CALENDAR

Councilman Cashman requested to pull items #1.7 and #1.8.

A MOTION was made by Mayor Pro Tem Moore, seconded by Councilman Walker, to approve the agenda as presented, with the exception of items #1.7 and #1.8.

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

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

NAY: None

ABSTAIN: None

ABSENT: None

1.1 Reading of Ordinances

Approved the reading by title only of all ordinances.

1.2 Minutes – August 12, 2015 Regular Meeting

Approved the Minutes as submitted.

1.3 Minutes – August 26, 2015 Special Meeting

Approved the Minutes as submitted.

1.4 Minutes – September 9, 2015 Regular Meeting

Approved the Minutes as submitted.

1.5 Warrant & Payroll Registers

Approved the following:

1. Warrant Register dated 09-03-2015 in the amount of \$112,171.60;
2. Warrant Register dated 09-17-2015 in the amount of \$102,824.93;
3. Warrant Register dated 09-17-2015 in the amount of \$800.00;
4. Warrant Register dated 09-21-2015 in the amount of \$584.47;
5. Warrant Register dated 09-23-2015 in the amount of \$590,934.72;
6. Warrant Register dated 10-01-2015 in the amount of \$97,773.80; &
7. Payroll Register dated 10-01-2015 in the amount of \$77,520.78.

1.6 Treasurer's Report

Approved the Treasurer's Report for August, 2015.

ITEMS REMOVED FROM THE CONSENT CALENDAR

1.7 Community Facilities District No. 2013-1 (Services) Annexation #5 - Alta Colina, LLC (TR 29476)

Assistant City Manager York presented the staff report.

Councilman Cashman inquired as to where the monies collected would be going. He voiced his opposition as it appears unfair for some people to pay and others don't.

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

RESOLUTION NO. 2015 - 49

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, DECLARING ITS INTENTION TO ANNEX TERRITORY TO COMMUNITY FACILITIES DISTRICT NO. 2013-1 (SERVICES), ADOPTING A MAP OF THE AREA PROPOSED TO BE ANNEXED (ANNEXATION NO. 5) AND AUTHORIZING THE LEVY OF SPECIAL TAXES THEREIN

MOTION carried, 4-1, by the following vote:

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

NAY: Cashman

ABSTAIN: None

ABSENT: None

1.8 Ordinance No. 111 Second Reading – Elm Street Residential Project (Planning Application No. 08-0154)

Councilman Cashman voiced his opposition to this project.

A MOTION was made by Councilwoman Swanson, seconded by Mayor Benoit, to adopt an Ordinance entitled:

ORDINANCE NO. 111
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, APPROVING A CHANGE OF ZONE
(PLANNING APPLICATION NO. 08-0154) FROM R-R (RURAL
RESIDENTIAL) TO R-1 (ONE-FAMILY DWELLING) FOR A 4.16-
ACRE SITE LOCATED AT THE TERMINUS OF ELM STREET
BETWEEN GRUWELL STREET AND CENTRAL STREET (APN: 376-
043-027)

MOTION carried, 4-1, by the following vote:

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

NAY: Cashman

ABSTAIN: None

ABSENT: None

2.0 PUBLIC HEARINGS

2.1 Consideration of Territory to be Annexed to Community Facilities District No. 2013-1 (Services), Calling an Election, Ordering the Levy and Collection of Special Taxes, and Declaring the Election Results for CFD 2013-1 (Services), Annexation No. 2

City Clerk Lee read the title.

Mayor Benoit opened the public hearing.

Assistant City Manager York presented the staff report.

There being no speakers Mayor Benoit closed the public hearing.

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

RESOLUTION NO. 2015 - 50
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, CALLING AN ELECTION FOR THE PURPOSE OF
SUBMITTING THE QUESTION OF THE LEVY OF THE PROPOSED
SPECIAL TAX TO THE QUALIFIED ELECTORS WITHIN THE AREA
PROPOSED TO BE ANNEXED TO COMMUNITY FACILITIES DISTRICT
NO. 2013-1 (SERVICES)

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

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

NAY: None

ABSTAIN: None

ABSENT: None

City Clerk Lee canvassed the election and declared the result to be yes.

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

RESOLUTION NO. 2015 - 51
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, DECLARING ELECTION RESULTS WITHIN THE AREA
PROPOSED TO BE ANNEXED TO COMMUNITY FACILITIES DISTRICT
NO. 2013-1 (SERVICES)

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

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

NAY: None

ABSTAIN: None

ABSENT: None

2.2 Consideration of Territory to be Annexed to Community Facilities District No. 2013-1 (Services), Calling an Election, Ordering the Levy and Collection of Special Taxes, and Declaring the Election Results for CFD 2013-1 (Services), Annexation No. 3

City Clerk Lee read the title.

Mayor Benoit opened the public hearing.

Assistant City Manager York presented the staff report.

There being no speakers Mayor Benoit closed the public hearing.

A MOTION was made by Mayor Pro Tem Moore, seconded by Councilman Walker, to adopt a Resolution entitled:

RESOLUTION NO. 2015 - 52

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, CALLING AN ELECTION FOR THE PURPOSE OF SUBMITTING THE QUESTION OF THE LEVY OF THE PROPOSED SPECIAL TAX TO THE QUALIFIED ELECTORS WITHIN THE AREA PROPOSED TO BE ANNEXED TO COMMUNITY FACILITIES DISTRICT NO. 2013-1 (SERVICES)

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

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

NAY: None

ABSTAIN: None

ABSENT: None

City Clerk Lee canvassed the election and declared the result to be yes.

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

RESOLUTION NO. 2015 - 53

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, DECLARING ELECTION RESULTS WITHIN THE AREA PROPOSED TO BE ANNEXED TO COMMUNITY FACILITIES DISTRICT NO. 2013-1 (SERVICES)

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

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

NAY: None

ABSTAIN: None

ABSENT: None

- 2.3 **Consideration of Territory to be Annexed to Community Facilities District No. 2013-1 (Services), Calling an Election, Ordering the Levy and Collection of Special Taxes, and Declaring the Election Results for CFD 2013-1 (Services), Annexation No. 4**

City Clerk Lee read the title.

Mayor Benoit opened the public hearing.

Assistant City Manager York presented the staff report.

There being no speakers Mayor Benoit closed the public hearing.

A MOTION was made by Councilman Cashman, seconded by Councilman Walker, to adopt a Resolution entitled:

RESOLUTION NO. 2015 - 54

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, CALLING AN ELECTION FOR THE PURPOSE OF SUBMITTING THE QUESTION OF THE LEVY OF THE PROPOSED SPECIAL TAX TO THE QUALIFIED ELECTORS WITHIN THE AREA PROPOSED TO BE ANNEXED TO COMMUNITY FACILITIES DISTRICT NO. 2013-1 (SERVICES)

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

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

NAY: None

ABSTAIN: None

ABSENT: None

City Clerk Lee canvassed the election and declared the result to be yes.

A MOTION was made by Mayor Pro Tem Moore, seconded by Councilman Walker, to adopt a Resolution entitled:

RESOLUTION NO. 2015 - 55

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, DECLARING ELECTION RESULTS WITHIN THE AREA PROPOSED TO BE ANNEXED TO COMMUNITY FACILITIES DISTRICT NO. 2013-1 (SERVICES)

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

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

NAY: None

ABSTAIN: None

ABSENT: None

2.4 Resolution of Necessity for Property Acquisition - Wildomar Master Drainage Plan Lateral C-1 Storm Drain Flood Control Project

City Clerk Lee read the title.

Assistant City Manager York presented the staff report. In order to negotiate further with the owner, Staff is requesting that the City Council continue this item to an adjourned regular meeting on October 28, 2015.

Ken Mayes, resident, stated his displeasure with the sloppy work of the City.

A MOTION was made by Mayor Pro Tem Moore, seconded by Councilwoman Swanson, to continue this item to an adjourned regular meeting on October 28, 2015, at 6:00 p.m.

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

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

NAY: None

ABSTAIN: None

ABSENT: None

3.0 GENERAL BUSINESS

3.1 General Plan Initiation Request (GPIP –PAR No. 14-0065 – Taghdiri)

City Clerk Lee read the title.

Planning Director Bassi presented the staff report.

Larry Markham, Applicant Representative, presented the proposed project.

Council discussion ensued regarding the proposal.

The Applicant stated they would not be pursuing a General Plan Amendment.

Council consensus to receive and file the report.

3.2 Housing Element Litigation Matter and Allocation of Funds for Settlement

City Clerk Lee read the title.

City Manager Nordquist presented the staff report.

Council discussion ensued regarding the loss to the taxpayers and services because of this payment.

A MOTION was made by Mayor Pro Tem Moore, seconded by Councilman Walker, to allocate \$120,000 to pay settlement costs related to the Housing Element litigation matter.

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

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

NAY: None

ABSTAIN: None

ABSENT: None

3.3 Fiscal Year 2015-16 First Quarter Budget Report

City Clerk Lee read the title.

City Manager Nordquist presented the staff report.

A MOTION was made by Mayor Pro Tem Moore, seconded by Councilman Walker, to adopt a Resolution entitled:

RESOLUTION NO. 2015 - 57
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, AUTHORIZING AMENDMENTS TO THE
FY 2015-16 BUDGETED REVENUES AND EXPENSES

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

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

NAY: None

ABSTAIN: None

ABSENT: None

3.4 Revised Appropriations Limit for FY 2014-15 & FY 2015-16

City Clerk Lee read the title.

Finance Director Riley presented the staff report.

A MOTION was made by Mayor Pro Tem Moore, seconded by Councilman Walker, to adopt a Resolution entitled:

RESOLUTION NO. 2015 - 58
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, APPROVING THE APPROPRIATIONS
LIMIT FOR FISCAL YEAR 2014-15 AND REPEALING RESOLUTION
NO. 2014-37

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

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

NAY: None

ABSTAIN: None

ABSENT: None

A MOTION was made by Mayor Pro Tem Moore, seconded by Councilman Walker, to adopt a Resolution entitled:

RESOLUTION NO. 2015 - 59
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, APPROVING THE APPROPRIATIONS
LIMIT FOR FISCAL YEAR 2015-16 AND REPEALING RESOLUTION
NO. 2015-30

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

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

NAY: None

ABSTAIN: None

ABSENT: None

3.5 Planning Commissioner Appointment (Mayor Pro Tem Moore Appointment)

City Clerk Lee read the title and presented the staff report.

Mayor Pro Tem Moore stated she would like to appoint John Lloyd.

Ken Mayes, resident, stated the appointment to be made tonight is not legal.

Councilwoman Swanson stated we need more than two people applying and this should stay open.

Councilman Walker stated he agrees with Councilwoman Swanson.

A MOTION was made by Mayor Pro Tem Moore, seconded by Councilman Walker, to appoint John Lloyd to the unexpired term of December, 2016.

MOTION carried, 3-2, by the following vote:

YEA: Cashman, Mayor Pro Tem Moore, Mayor Benoit
NAY: Swanson, Walker
ABSTAIN: None
ABSENT: None

CITY MANAGER REPORT

City Manager Nordquist presented the City Manager report.

FUTURE AGENDA ITEMS

- *Flat fees for services
- *Signage on projects
- *Police contract

ADJOURN THE CITY COUNCIL

There being no further business, Mayor Benoit declared the meeting adjourned at 8:28 p.m. to the Adjourned Regular Meeting of October 28, 2015, at 6:00 p.m.

Submitted by:



Debbie A. Lee, CMC
City Clerk

Approved by:



Ben Benoit
Mayor