

**CITY OF WILDOMAR
CITY COUNCIL REGULAR COUNCIL MEETING MINUTES
OCTOBER 27, 2010**

CALL TO ORDER – CLOSED SESSION

The closed session of October 27, 2010, of the Wildomar City Council was called to order at 5:33 p.m.

City Council Roll Call showed the following members in attendance: Mayor Moore, Mayor Pro Tem Swanson, Council Members Ade (arrived at 5:40 p.m.), and Cashman. Members absent: Council Member Farnam.

Staff in attendance: City Manager Oviedo, City Attorney Biggs, and City Clerk Lee.

City Clerk Lee announced that the City Council will meet in closed session pursuant to Section 54957 with regard to the following personnel matter:

Performance Evaluation: City Manager

At 7:00 p.m. the City Council reconvened into open session making the following announcement:

The City Council gave City Manager Oviedo high marks in all five performance areas which included City Council and community relations, communication, staff relationships and management, intergovernmental relations, technical skills and personal style. He was particularly praised for his accessibility to the Council, community, and staff with his positive interaction with intergovernmental bodies and special interest groups.

There being no further business, at 7:04 p.m. Mayor Moore adjourned the closed session.

CALL TO ORDER – REGULAR SESSION

The regular meeting of October 27, 2010, of the Wildomar City Council was called to order by Mayor Moore at 7:04 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 D’Zmura, Planning Director Bassi, Police Chief Fontneau, and City Clerk Lee.

A moment of silence was observed and the flag salute was led by Boy Scout Crew 912.

PRESENTATIONS

Code Enforcement Officer Kowalski presented the monthly update.

Mayor Moore presented a Certificate of Achievement to Wildomar resident, author Tom McGraham for his book “The Road to Iwo Jima” chronicling his experience in World War II.

Mayor Moore presented a Certificate of Appreciation to Wildomar resident, RTA Bus Driver Judith Culp for her heroic efforts during the recent storm.

Mayor Moore presented a Proclamation to Wildomar resident, Cody Oosterbaan for obtaining his Eagle Scout rank.

Mayor Moore presented a Certificate of Achievement to Lake Elsinore Unified School District Superintendent, Dr. Passarella for his efforts in bringing the LEUSD test scores to #3 in the County.

The Delta Society made a presentation to the City Council regarding their animals that are used for therapy purposes during a crisis situation.

PUBLIC COMMENTS

Henry Silvestre, Fit2go, stated there will be a BBQ event on December 31 – January 1 at Tom’s Farms. After the event is over on the 31st they will hold a New Year’s Eve party with about 70% of the proceeds going to the Save Our Parks. There will be a jazz band that has donated their talents for the event and lots of food. He will also be contacting neighboring cities as well.

Glenn Cople, Original Christmas Tree Lane, stated they will hold the annual event at the Outlet Mall in Lake Elsinore for the first two weekends in December. Each tree has at least \$1,000 or more on the trees. He asked that everyone come out and judge the trees. The money raised goes to the local youth.

Kristan Lloyd, Wildomar Community Council, stated the annual Wildomar Fair and Car Show is November 6 and is also the community food drive.

John Lloyd, Wildomar Community Council, stated they are working with the Elks Lodge for a Bingo event to benefit the parks. The tentative date is January 23 at Noon, with ticket cost being \$25. All the money will go towards educating the public on an assessment for the parks.

Brenda Dennstedt, Western Municipal Water District, stated she would like to clarify why there are two water agencies on the ballot. They are a Metropolitan water agency and they wholesale water to the Elsinore Valley Water District.

Shirley Tipton, resident, stated she would like information on how to get a residential noise ordinance in the City. She was referred to Staff for assistance.

APPROVAL OF THE AGENDA AS PRESENTED

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

Roll call vote: Ayes – 5; Nays – 0; Mayor Pro Tem Swanson abstained on item #1.2. Motion carried.

1.1 Reading of Ordinances

Approved the reading by title only of all ordinances.

1.2 Minutes – September 8, 2010

Approved the Minutes as submitted.

1.3 Minutes – September 22, 2010

Approved the Minutes as submitted.

1.4 Warrant and Payroll Registers

Approved the following:

1. Warrant Register dated October 14, 2010, in the amount of \$95,821.85;
2. Warrant Register dated October 21, 2010, in the amount of \$54,270.44; and
3. Payroll Register dated October 15, 2010, in the amount of \$16,861.72.

1.5 Treasurer's Report

Approved the Treasurer's Report for September, 2010.

2.0 PUBLIC HEARINGS

No items were scheduled.

3.0 GENERAL BUSINESS

3.1 Save Our Parks Update

City Clerk Lee read the item.

Assistant City Manager Nordquist presented an update from the Blue Ribbon Committee. They have met twice regarding the parks issue. The meetings will be held every Tuesday. John Lloyd has been selected as the Chairman, and Susan Lane is the Secretary. They have established the missions and goals and are working on a strategy for the program. He gave an overview of the fundraising activities that have taken place.

Mayor Moore announced other fundraisers that will be happening and noted that even other cities are chipping in and helping Wildomar. She also thanked the Blue Ribbon Committee for their time and efforts.

3.2 Robles Auto Repair Shop Advisory Report

City Clerk Lee read the item.

City Manager Oviedo presented the staff report. This item was heard by the City Council in January 2009, and due to various concerns of the Council, it was decided to send this to the Planning Commission. This is a pipeline project which was almost through the process in the County before incorporation. It was ready to be approved by the Board of

Supervisors when incorporation took place. Due to financial issues the applicant took a step back from the project. However, since it has essentially been through the process, the Council may wish to reconsider the item and instead of sending it to the Planning Commission, the Council may wish to hear it. This is not to set precedence for future projects, but in this case, it has been through the process at the County. Also, this is no way guarantees approval of the project.

Council Member Ade asked for disclosure from the Council if any Council Member has met with the applicant since this was heard before.

Mayor Moore said she has not.

Mayor Pro Tem Swanson stated she has seen him around town and had one phone call from him, but she has not sat down with him or looked at his plans.

Council Member Ade stated she has not met with him.

Council Member Farnam stated he sees him from time to time, but has not looked at, or discussed, the project.

Council Member Cashman stated he has nothing to disclose. He then stated if this does get heard by Council we would have other options rather than just approve or deny. The Council could continue it or send it back to the Planning Commission.

City Manager Oviedo stated if the Council does nothing with this, then it will go to the Planning Commission, the issue tonight is if the Council wishes to reconsider their previous action of sending it to the Planning Commission.

Council Member Ade questioned if the applicant has made changes since this was first heard, and if so, was Staff involved.

Council Member Farnam stated we won't know that until we hear it.

Mayor Pro Tem Swanson stated he did hear what we said about the project in January, 2009. He then should have taken it to his engineer to make those changes.

Council Member Ade stated it appears that he has come to the City and discussed it, so does the Staff know if he has made changes.

City Manager Oviedo stated he has met with Staff and he is trying to get a handle on what he needs to do from the City's stand point. He is not a big developer and not that sophisticated about the process. Now that he understands the process better, he is actively making changes to it.

Council Member Cashman stated it is nice for the public to weigh in at the Planning Commission level. What if there are more conditions the Council may want. That's a great deal to take in over one night. He envisions that it will be continued so all the information can be absorbed.

Council Member Ade stated if this is to come back on November 10, and it gets continued, then there would be change in the Council.

Council Member Farnam stated the Council saw this project and we sent him back to make changes. He has already been to one governing board and got caught in the pipeline. If he is willing to bring it back, he feels it would be fine.

Council Member Ade inquired if the Planning Commission has been asked about this.

Planning Director Bassi stated he did receive a phone call from Commissioner Andre who expressed concerns about the project and feels it should be heard by the Planning Commission.

Council Member Ade asked if this is a precedence that could be challenged by other developers.

City Attorney Biggs stated by not accepting it in January 2009, and sending it to the Planning Commission, the Council has the authority to reconsider it and have it heard by the Council.

Mayor Pro Tem Swanson stated she feels the applicant has already gone through so much, and we were actually lucky in that it could have been approved and we would have been stuck with a project we did not like at all. She feels that the Council should hear it and cut out the middle, however the Council can still send it to the Planning Commission.

City Manager Oviedo stated that when this comes back the concerns of the Council will be listed in the staff report. These concerns were taken directly from the recording of the meeting where it was heard. These concerns will also be discussed with the applicant as well.

Council Member Ade stated to be sure that all the County information is included as well so the Council has a thorough background on the project.

Council Member Cashman asked how much money would the applicant save by not going to the Planning Commission.

Planning Director Bassi stated at least 20 hours of Staff time, plus notification and ads. He then stated that the November 10 hearing is contingent based upon two things, the applicant needs to supply Staff with new mailing labels by tomorrow; and the exhibits and blueprints will also need to be done by next Wednesday.

A MOTION was made by Mayor Pro Tem Swanson, seconded by Council Member Farnam, to reconsider the action taken by the City Council in January 2009, rescinding the action taken to send the project to the Planning Commission and instead to be heard by the City Council for action on November 10, 2010.

Council Member Cashman stated this may not save him money as the Council may send this to the Planning Commission, and he may not get it ready in time. His yes vote states that the applicant is going to address everything the Council is concerned with, and he is going to get the project ready to be heard on November 10.

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

CITY MANAGER REPORT

City Manager Oviedo asked if the Council would like to go dark on November 24.

It was the consensus of the Council to go dark on November 24 unless a meeting is needed for the parks issue.

Public Works Director D'Zmura stated an issue was brought up at the last meeting regarding trash pickup on streets, both paved and unpaved. Staff has researched the agreements with the trash haulers. One issue is illegal dumping of tires, mattresses, and the like, and the haulers will pick up those items, at no charge to the City. With respect to litter, if it is on the public roads, the City's Public Works Department will pick that up. If it is on a private road, it is up to the residents who own that street to pick up the trash, bag it, and put it with their trash for normal pick up. Staff will also review the guidelines concerning this so we are able to guide citizens through the process when issues arise.

Council Member Cashman stated this issue came about when his neighbors asked him about a street near where he lives where someone had dumped a great deal of debris on the road. The problem with this street is that no resident has control of this road as it was given to the County and they did not accept it and neither has the City. If the people just bag it and leave it at the side of road and not take it back to their house, is that acceptable.

Public Works Director D'Zmura stated that is a problem because it needs to be in a receptacle because of the automated collection. The haulers may not pick it up because of that. He suggested the people call City Hall and Staff will figure out the best way to get the trash picked up. The second item he has to report is the City was successful in receiving a grant and the formal report will be at the next meeting. It was for \$560,000 for the safe routes to school project. It is for safety improvements around Ronald Reagan Elementary and Elsinore High School. This is the second year in a row that the City has received. The great part is the two grants match each other, so the City does not have to spend any money on the projects as the entire \$1.1 million will fund the projects.

Council Member Ade asked when the projects will be started.

Public Works Director D'Zmura answered that he will look into it and report back at the next meeting.

CITY ATTORNEY REPORT

There was nothing to report.

COUNCIL COMMUNICATIONS

Council Member Ade stated the people who live in the Farm are disgusted with the condition of Bundy Canyon Road. They would like to have it repaved and this needs to be addressed. She would like Staff to drive the road and come back to Council with an update.

Mayor Pro Tem Swanson stated the Boy Scouts did a great program with the Citizen of the Year. The chili cook-off at the Farm was fun even though the City team did not win this year. She and Mayor Moore participated in the Komen race.

Council Member Farnam urged everyone to vote on November 2 and wished all the candidates good luck.

Mayor Moore stated Jasper the alpaca was in the paper recently. Jasper is the only registered therapy alpaca in the nation. The City-wide clean up day is November 6. She attended the following:

- *Canyon Lake State of the City
- *Spoke at the Senior Center
- *Spoke at Think Together
- *City Staff did participate in the Shake Out
- *Animal Shelter Grand Opening
- *Wildomar Historical Society Meeting
- *A judge at the pumpkin contest at the Library

FUTURE AGENDA ITEMS

Bundy Canyon Issues

ADJOURNMENT

There being no further business, Mayor Moore declared the meeting adjourned at 8:25 p.m.

Respectfully submitted,



Debbie A. Lee, CMC
City Clerk