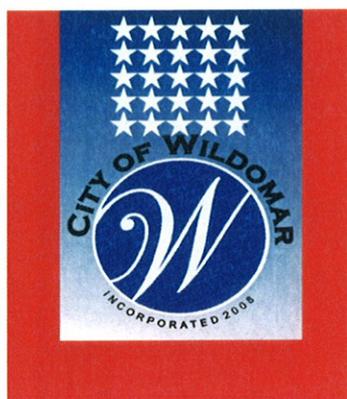


CITY OF WILDOMAR
CITY COUNCIL

AGENDA

November 12, 2008
Council Chambers
23873 Clinton Keith Road



Robert Cashman, Mayor
Bridgette Moore, Mayor Pro Tem
Sheryl Ade, Council Member
Scott Farnam, Council Member
Marsha Swanson, Council Member

**WILDOMAR CITY COUNCIL
REGULAR MEETING AGENDA
NOVEMBER 12, 2008**

ORDER OF BUSINESS: Public sessions of all regular meetings of the City Council begin at 7:00 P.M. Closed Sessions begin at 6:00 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 and at the Mission Trail Library, 34303 Mission Trail Blvd., Wildomar, CA. 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. If you wish to be added to the regular mail list to receive a copy of the agenda, a request must be made through the City Clerk's office in writing or by e-mail.

PUBLIC COMMENTS: Prior to the business portion of the agenda, the City Council will receive public comments regarding any agenda items or matters within the jurisdiction of the governing body. This is the only opportunity for public input except for scheduled public hearing items. The Mayor or chairperson will separately call for testimony at the time of each public hearing. If you wish to speak, please complete a "Public Speaker/Comment Card" available at the door. The completed form is to be submitted to the Mayor prior to an individual being heard. Lengthy testimony should be presented to the Council in writing (8 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 members, staff or the public request the item be discussed and/or removed from the Consent Calendar for separate action.

7:00 P.M.

Call to order the Wildomar City Council

Roll Call:

Flag Salute:

Invocation: Curtis Drake, Bishop of the Wildomar Ward

Presentations: Police and Fire Updates

Jose Carvajal, Lake Elsinore Unified School District, "Celebrate Our Schools Week" and the Superintendent's Report to the Community

Presentation of Certificate of Recognition to Wes and Tracy Lobo for the "sale" of the web site domain name "cityofwildomar.org"

Oral Communications: This is the time for any citizen to comment on any item listed or not listed on the agenda. Comments relative to noticed public hearing items will be heard at that time the public hearing is conducted. Under the provisions of the Brown Act, the legislative body is prohibited from discussing or taking action on items not listed on the agenda. The City Council encourages members of the public to address them at this time so that your questions and/or concerns can be heard.

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 specific items be removed from the Consent Calendar for separate action.

PUBLIC COMMENT:

MOTION: That the Council approve Consent Calendar Items 1 – 5.
Items to be pulled for discussion ____, ____, ____.

1. Approval of the reading by title only of all ordinances.

2. Approval of Regular City Council Minutes dated October 22, 2008.
3. Approval of Warrant Registers dated October 29, 2008 in the amount of \$5,598.21, November 12, 2008 in the amount of \$181,025.58 and Pay Roll Register dated November 12, 2008 in the amount of \$3,950.31.
4. Approval of the Treasurer's Report for Cash and Investments for the month of September, 2008.
5. Review and consider adoption of a Resolution approving an amendment to the Riverside County Transportation Commission Transportation Expenditure Plan and Retail Transaction and Use Tax Ordinance

RESOLUTION NO. 08-71 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR APPROVING AN AMENDMENT TO THE RIVERSIDE COUNTY TRANSPORTATION COMMISSION TRANSPORTATION EXPENDITURE PLAN AND RETAIN TRANSATION AND USE TAX ORDINANCE (ORDINANCE NO. 88-1)

Public Hearings:

6. Continued Public Hearing (continued from October 22, 2008, Item 4)

Case No: General Plan Amendment No. 762 (GPA762), Change of Zone 7207 (CZ7207), Tentative Tract Map No. 33987 (TR33987) and Environmental Assessment (E.A.) No. 40319.
Applicant: Glen Daigle
Location: Southerly of La Estrella Street, northearly of Interstate-15 and north of Glaze Brook Road in the Elsinore Area Plan.
Proposal(s): GPA762: The project proposes to change Lots one (1), two (2) and the remainder parcel from Community Development: Medium Density Residential and Community Development: Commercial Office to Community Development: Medium High Density Residential.
CZ7207: Change the existing zoning of lot one (1) from Rural Residential (R-R) to General Residential (R-3), lot two (2) and the remainder parcel from Rural Residential (R-R) to Watercourse, Watershed & Conservation Areas (W-1), and lots three (3) and four (4) from Rural Residential (R-R) to Commercial Office (C-O).

TR33987: A schedule "A" subdivision to divide 24.37 acres into four (4) lots with a remainder parcel. Lot one (1) consists of 81 Condominium units on 8.95 gross acres, lot two (2) and the remainder parcel consists of 2.84 acres of open space. Lot three (3) is comprised of 9.82 acres and lot four (4), comprised of 1.95 acres both are designated for future commercial development.

Environmental

Action: In accordance with the California Environmental Quality Act (CEQA), that although the proposed project could have a significant effect on the environment; there will not be a significant effect in this case because a MITIGATED NEGATIVE DECLARATION will be adopted.

STAFF REPORT:

CONTINUATION OF PUBLIC HEARING FOR TESTIMONY:

CLOSE PUBLIC HEARING:

MOTION:

General Business Items:

7. Review and consider informational report on status of the City Hall Improvement Budget.
8. Review and consider adoption of a Resolution of Intent to approve a contract between the Board of Administration California Public Employees' Retirement System and the City of Wildomar, a Resolution for employee paid member contributions to EPMC and introduction of an ordinance authorizing the contract between the City and the Board of Administration of the California Public Employees' Retirement System.

RESOLUTION NO. 08-72 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR STATING ITS INTENTION TO APPROVE A CONTRACT BETWEEN THE BOARD OF ADMINISTRATION CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM AND THE CITY COUNCIL OF THE CITY OF WILDOMAR

RESOLUTION NO. 08-73 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR RELATING TO EMPLOYER PAID CONTRIBUTIONS FOR MEMBERS OF THE PUBLIC EMPLOYEE RETIREMENT SYSTEM

ORDINANCE NO. 21 (Introduction and first reading) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR AUTHORIZING A CONTRACT BETWEEN THE CITY COUNCIL OF THE CITY OF WILDOMAR AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

9. Consider taking action on a request for the City to participate in the Unity In The Community Parade, in a not-to-exceed amount of \$750.00.
10. Council to take action on the selection of Mayor and Mayor Pro Tempore to serve for the calendar year 2009, beginning January 14, 2009.

City Manager Report:

City Attorney Report:

City Council Comments:

Future Agenda Items:

Adjournment:

MOTION: Adjourn the regular meeting of November 12, 2008 to December 3, 2008 at 7:00 P.M. (The November 26, 2008 Council meeting has been cancelled)

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 who 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 telephone at (951) 667-7751, no later than 10:00 A.M. on the day preceding the schedule meeting.

POSTING STATEMENT: On November 7, 2008, a true and correct copy of this agenda was posted at the three designated posting places; Wildomar City Hall, 23873 Clinton Keith Road, U. S. Post Office, 21392 Palomar Street, and Mission Trail Library, 34303 Mission Trail Blvd.

REGULAR MEETING
CITY OF WILDOMAR
CITY COUNCIL
OCTOBER 22, 2008

The regular meeting of the Wildomar City Council was called to order by Mayor Robert Cashman at 7:00 P.M. at Wildomar City Hall, Council Chambers.

Roll Call showed the following Council Members in attendance: Mayor Robert Cashman, Mayor Pro Tem Bridgette Moore, Council Members Sheryl Ade, Scott Farnam and Marsha Swanson.

Staff in attendance: City Manager John Danielson, City Attorney Julie Hayward Biggs, Planning Director Gary Wayne, Development Services Director Michael Kashiwagi, Finance Director Misty Cheng and City Clerk Sheryll Schroeder.

FLAG SALUTE: Mayor Cashman led the flag salute and invocation.

PRESENTATIONS: Monthly Code Enforcement update was provided by Riverside County Code Enforcement.

Council Member Farnam asked the status of the code enforcement action on property at the corner of Palomar and Meadowridge. Code Enforcement responded that the complaint came in as illegal dumping and was referred to their SET Team, Special Enforcement Team, which was doing an investigation.

Council Member Farnam asked about enforcement of the County Ordinance 881 and how the City of Wildomar could apply it to the repossessed properties in the City.

Code Enforcement informed that County Ord. 881 was a foreclosure ordinance with which the County receives notice from the banks of all foreclosed properties. She added that as of last week, the County had 245,000 foreclosures in the entire County. Each office designates an officer to work on the foreclosed properties, which gets a packet each week. The officer then reviews each property. She said she did not know which division of the banks the administration got the information from.

COMMUNICATIONS FROM THE PUBLIC:

Bill McDonald spoke about horse trails at his property and that he was being assessed by the County for 300 foot of the landscaping, sprinklers, and maintenance. He felt it was unfair for the individual property owner to bear the full cost. Council Member Ade said that the improvements were not being made to the horse trails but to the right of way. Mayor Cashman encouraged Mr. McDonald to work with City staff.

Gina Castanon did not wish to speak.

Deborah Ybarra spoke about the Yuma Harvest Preparatory Academy being proposed in the City as a start up Charter School.

Kenneth Ortega spoke favorably about the Harvest Preparatory Academy.

John Lloyd reported the results of the recent street fair and car show, noting the proceeds from the event, after expenses, was over \$2,000 which allowed them to provide over \$1,250 in additional food for the HOPE food bank.

Gus Audet asked who he would call regarding furniture and rubbish left in driveways or curbs when homes are vacated. Also who to notify when traffic signals were not functioning.

CONSENT AGENDA:

Council Member Swanson moved to approve the Consent Calendar, Items 1 - 3, seconded by Council Member Moore. Roll Call vote: - Ayes: 5, Nays: 0. Motion Carried.

1. Approved the reading by title only of all ordinances.
2. Approved the regular City Council minutes dated October 8, 2008.
3. Approved Warrant Register dated October 22, 2008 in the amount of \$50,406.41.

PUBLIC HEARINGS:

4. Case No: General Plan Amendment No. 762 (GPA762), Change of Zone 7207 (CZ7207), Tentative Tract Map No. 33987 (TR33987) and Environmental Assessment (E.A.) No. 40319.
Applicant: Glen Daigle

Location: Southerly of La Estrella Street, northealy of Interstate-15 and north of Glaze Brook Road in the Elsinore Area Plan.

Proposal(s): GPA762: The project proposes to change Lots one (1), two (2) and the remainder parcel from Community Development: Medium Density Residential and Community Development: Commercial Office to Community Development: Medium High Density Residential.

CZ7207: Change the existing zoning of lot one (1) from Rural Residential (R-R) to General Residential (R-3), lot two (2) and the remainder parcel from Rural Residential (R-R) to Watercourse, Watershed & Conservation Areas (W-1), and lots three (3) and four (4) from Rural Residential (R-R) to Commercial Office (C-O).

TR33987: A schedule "A" subdivision to divide 24.37 acres into four (4) lots with a remainder parcel. Lot one (1) consists of 81 Condominium units on 8.95 gross acres, lot two (2) and the remainder parcel consists of 2.84 acres of open space. Lot three (3) is comprised of 9.82 acres and lot four (4), comprised of 1.95 acres both are designated for future commercial development.

Environmental

Action: In accordance with the California Environmental Quality Act (CEQA), that although the proposed project could have a significant effect on the environment; there will not be a significant effect in this case because a MITIGATED NEGATIVE DECLARATION will be adopted.

STAFF REPORT: Gary Wayne, Planning Director, gave the staff report. Staff had recommended continuing the public hearing to November 12, 2008.

OPEN PUBLIC HEARING FOR TESTIMONY: Mayor Cashman opened the public hearing, to which no one gave testimony.

MOTION: Council Member Farnam moved to continue the public hearing to November 12, 2008, seconded by Council Member Moore. Roll Call vote: - Ayes: 5, Nays: 0. Motion Carried.

GENERAL BUSINESS ITEMS:

5. Discussion regarding the November and December Council Meeting dates.

The staff report was provided by City Clerk Schroeder.

Council Member Swanson moved to cancel the November 26, 2008 and the December 24, 2008 Council meetings. Motion seconded by Council Member Moore.

City Manager Danielson noted Council could call a Special Meeting if there was something that had to have immediate action.

Council Member Swanson asked if the December 10th meeting was still planned and City Manager Danielson said it was at Council discretion.

Mayor Cashman noted he had surveyed other cities and reported that some were having only one meeting, others were having two.

Council Member Farnam wondered if it was too premature to decide, possibly it could be decided at the November 12th meeting.

Council Member Ade agreed that Council could cancel the November 26th and December 24th meetings and address any business at the December 3rd and December 10th meeting.

Roll Call vote: - Ayes: 5, Nays: 0. Motion Carried.

6. Discussion regarding the Cemetery District.

No staff report was provided.

Public Comment:

Edy Rodarme noted that a representative from Supervisor Buster's Office was in attendance to speak to the issue. She explained that the issue she was concerned about was the historical aspect of the cemetery.

Dave Stahovich, Chief of Staff to Supervisor Buster, said they were looking at the Elsinore Valley Cemetery District and the Wildomar Cemetery District. He noted the Supervisors had made two appointments last Tuesday to the Elsinore Valley Cemetery District and one of the new Trustees was a City of Wildomar resident, Tim Underdown. He exhibited a map which showed the Wildomar Cemetery District. He informed that they had issues with all cemetery districts in Riverside County, that the districts were much like school or water districts, in that they did not coincide with City boundaries. Unlike other special districts, the trustees were appointed by the County, yet the County had no direct control or oversight on the operation of the cemeteries. He said the Cemetery Districts had an operating budget that was made up of a portion of city tax dollars.

He said LAFCO looked at cemetery districts some time ago and since that time; the Perris Cemetery District went into default because of misuse of resources and lack of oversight. When a district goes into default, it was the County taxpayers that bail them out. When looking at the cemetery districts, he explained about one third of the Wildomar Cemetery District was outside the city boundaries and about one third of the city boundaries were outside the cemetery district.

The Elsinore District took in about ninety-five percent of the City of Lake Elsinore, but there were two portions of Lake Elsinore that were not included, it took in about ninety-nine percent of the City of Canyon Lake, but the easterly portion of Canyon Lake was not included in the district. He explained the Elsinore Valley District took in portions of three cities, Wildomar, Lake Elsinore and Canyon Lake, but went into three supervisorial districts, the first, third and fifth.

He said the Supervisor's office thought it was appropriate to look at that after the incorporation. He added that no decisions had been made or would be made soon. He said County staff had been asked to perform an analysis, the boundaries included, looking at operations, policies and procedures, qualifications of staff and trustees. He said it would be a comprehensive review of the whole district, both Wildomar and Elsinore.

He finalized by saying there were personnel matters that were being looked at that he would not go into. He left a map of the cemetery districts.

Mayor Cashman asked him when the report would be completed. Mr. Stahovich responded that the report was due back within the next thirty days and that would be the starting point, that was the base level of information. He added that they would be making one appointment to the Wildomar Cemetery District, replacing Gary Brown who stepped down a few months ago and they now had an official letter of resignation and that appointment would move forward as well.

Council Member Farnam asked how a redistricting of the cemetery districts could occur.

Mr. Stahovich responded that one way of accomplishing it would be a resolution passed by the cemetery board of trustees for both districts to LAFCO. LAFCO would take the matter under consideration, and then a protest vote would occur by the residents. Another way to do it was if the residents wanted to match the cemetery boundaries to the city boundaries, they would have to go to a popular vote of both districts because both districts would be affected. He added another option would be to take LAFCO's advice and have a merger, adjusting the boundaries, keeping two separate districts, two separate sets of books, two separate businesses, under one board. He noted that there

was significant liability and the taxpayers of the County would love to have the cities take over the liability.

Council Member Ade said when the report was released; the City would be pleased to provide input along with all parties involved.

CITY COUNCIL COMMENTS:

Council Member Swanson reported on a recent three day water system trip and encouraged anyone who had the opportunity to take advantage of it.

Council Member Moore reminded everyone of the November 13, 2008 10:00 A.M. statewide earthquake drill and the City's strategic visioning process Saturday, October 25, 2008. She requested a timer for public speaker comments.

Council Member Ade advised that the Animal Shelter bids came in lower than the engineer's estimate and it was possible that they would add in the two options to bring it back to the original estimate.

Council Member Farnam wished to have Council comments after the staff reports were given.

Mayor Cashman thanked everyone for attending the luncheon for the City's first 100 days.

CITY MANAGER REPORT:

City Manager John Danielson reminded everyone of the strategic visioning day of October 25th from 8:30 A.M. to 2:00 P.M. and requested interested persons to RSVP.

Regarding the City's web site, he reported a new request for proposals had been written and was advertised in two local newspapers, on several web sites and responses were due no later than November 4, 2008.

He asked Planning Director Gary Wayne to provide an update on the Elk's project and Development Services Director Michael Kashiwagi to provide an update on the inventory on dormant construction projects.

Planning Director Wayne reported that staff had initiated two time saving approaches for the project, allowing the applicants, at their risk, to concurrently process the plot plan as well as the building permits. Since the Department was self-contained, they could coordinate the review, which would save time, he added. He noted staff was

researching a CEQA exemption which would save, at a minimum, 40 days from the processing of the project. He reported that staff had received landscaping and lighting plans for the project and their building permit plans had been re-submitted and have been reviewed. He finalized that the project should be at the approval stage shortly.

Development Services Director Kashiwagi reported that per Council Member Farnam's request staff inventoried all residential construction activity, found eleven projects throughout the city, eight which were active. Three sites appeared to be abandoned, he added, and the types of issues found were weeds that need to be abated, erosion control measures that had not been properly taken, and stock piling of dirt without permits. In one case, he informed, staff involved County Code Enforcement to get the site remediated and the remainder of the sites, staff was in the process of trying to determine who had ownership so staff could contact them to get the issues fixed.

Council Member Farnam asked why the Elk's would have to process a plot plan and Mr. Wayne responded that they were enlarging the building about 5,000 square feet larger than the original and it did not meet parking requirements on site so they were proposing a second parking area on the other side of the VFW.

Council Member Farnam asked why County Code Enforcement would become involved with the dormant sites, adding that he would rather have the City work through the issue with building and safety personnel. Mr. Kashiwagi answered that the County had citation authority, which the City did not. He added that in a couple of the cases, the City did not think the remediation would be voluntary. Director Kashiwagi added that for the City to gain the citation authority, specific legislation would have to come before the Council. Council Member Ade added that she had initial ^{conversation} ~~conservation~~ about code enforcement being provided by the City rather than the County.

CITY ATTORNEY REPORT:

City Attorney Julie Hayward Biggs had no report but noted staff was working on the RDA white paper and anticipated it being ready for the next Council meeting. She added that they were working on the cemetery issues also.

FUTURE AGENDA ITEMS:

Council Member Swanson felt the opening of Wesley Street should return to the Council agenda and the election of the Mayor and Mayor Pro Tem for next year should be added to the next agenda.

ADJOURNMENT:

No further business to come before the Council, Council Member Moore moved to adjourn the regular meeting of October 22, 2008, seconded by Council Member Swanson. A consensus was received by Council to adjourn.

The regular meeting of the Wildomar City Council adjourned at 8:10 P.M.

Respectfully submitted:

Sheryll Schroeder, MMC
City Clerk

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item 3
ACTION ITEM
Meeting Date: November 12, 2008

TO: Mayor and Members of the City Council
FROM: Misty V. Cheng, Director of Finance
SUBJECT: Warrant Register dated October 29, 2008, November 12, 2008

STAFF REPORT

RECOMMENDATION:

1. Approve Warrant Register dated October 29, 2008 in the amount of \$5,598.21.
2. Approve Warrant Register dated November 12, 2008 in the amount of \$181,025.58.
3. Approve Payroll Warrant Register dated November 12, 2008 in the amount of \$3,950.31

BACKGROUND:

The City of Wildomar City Code Chapter 3.03 requires that the City Council audit payments of demands and direct the City Manager to issue checks. The Warrant Register dated October 29, 2008, November 12, 2008 and Payroll Warrant Register dated November 12, 2008 are submitted for approval.

DISCUSSION:

None.

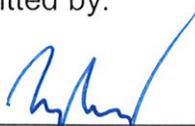
FISCAL IMPACTS:

As indicated above, the Warrant Register for October 29, 2008 has a budgetary impact of \$5,598.21, the Warrant Register for November 12, 2008 has a budgetary impact of \$181,025.58, the Payroll Warrant Register for November 12, 2008 has a budgetary impact of \$3,950.31, which are all included in the FY08-09 Budget.

ALTERNATIVES:

1. Take no action
2. Provide staff with further direction.

Submitted by:



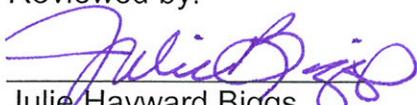
Misty V. Cheng
Director of Finance

Approved by:



John Danielson
City Manager

Reviewed by:



Julie Hayward Biggs
City Attorney

Attachments:

- Warrant Register dated October 29, 2008.
- Warrant Register dated November 12, 2008.
- Payroll Warrant Register dated November 12, 2008.

2:10 PM

10/29/08

City of Wildomar

Check Detail

October 29, 2008

Type	Num	Date	Name	Item	Account	Paid Amount
Bill Pmt -Check	1392	10/29/2008	Aetna		10 1000 1 Cash - ...	
Bill		10/29/2008			10 411 13 Benefits	-4,299.00
TOTAL						-4,299.00
Bill Pmt -Check	1393	10/29/2008	AFLAC		10 1000 1 Cash - ...	
Bill		10/29/2008			10 411 13 Benefits	-441.41
TOTAL						-441.41
Bill Pmt -Check	1394	10/29/2008	Guardian		10 1000 1 Cash - ...	
Bill		10/29/2008			10 411 13 Benefits	-857.80
TOTAL						-857.80

5598.21

6:57 PM

11/05/08

City of Wildomar
Check Detail
 November 12, 2008

Type	Num	Date	Name	Item	Account	Paid Amount
Bill Pmt -Check	1407	11/12/2008	Bridgette Moore		10 1000 1 Cash - ...	
Bill		11/12/2008			10 411 20 Travel/M...	-10.00
TOTAL						-10.00
Bill Pmt -Check	1408	11/12/2008	CBC Technical		10 1000 1 Cash - ...	
Bill		11/12/2008			10 411 21 Supplies/...	-420.00
TOTAL						-420.00
Bill Pmt -Check	1409	11/12/2008	Danielson Associa...		10 1000 1 Cash - ...	
Bill		11/12/2008			10 411 20 Travel/M...	-20.00
TOTAL						-20.00
Bill Pmt -Check	1410	11/12/2008	FedEx		10 1000 1 Cash - ...	
Bill		11/12/2008			10 412 21 Supplies/...	-33.81
TOTAL						-33.81
Bill Pmt -Check	1411	11/12/2008	FLC - Fitzwater Le...		10 1000 1 Cash - ...	
Bill		11/12/2008			10 412 23 Contract...	-10,500.96
TOTAL						-10,500.96
Bill Pmt -Check	1412	11/12/2008	Interwest Consulti...		10 1000 1 Cash - ...	
Bill		11/12/2008			10 412 21 Supplies/...	-15,822.50
					10 411 20 Travel/M...	-6,566.61
					10 412 23 Contract...	-1,553.47
					10 413 21 Supplies/...	-12,250.00
					10 420 23 Contract...	-3,630.00
					20 450 25 GTSIF C...	-14,232.50
					10 430 25 Contract...	-52,486.25
					10 440 25 Contract...	-36,086.25
					10 450 25 Contract...	-8,221.25
					10 480 27 City Hall ...	-6,578.76
TOTAL						-157,427.59
Bill Pmt -Check	1413	11/12/2008	Lake Elsinore Vall...		10 1000 1 Cash - ...	
Bill		11/12/2008			10 411 20 Travel/M...	-75.00
TOTAL						-75.00
Bill Pmt -Check	1414	11/12/2008	Naples Plaza Ltd.-...		10 1000 1 Cash - ...	
Bill		11/12/2008			10 480 29 Misc. Ser...	-559.22
TOTAL						-559.22
Bill Pmt -Check	1415	11/12/2008	North County Times		10 1000 1 Cash - ...	
Bill		11/12/2008			10 480 29 Misc. Ser...	-36.75
TOTAL						-36.75

6:57 PM

11/05/08

City of Wildomar
Check Detail
November 12, 2008

Type	Num	Date	Name	Item	Account	Paid Amount
Bill Pmt -Check	1416	11/12/2008	OnTrac		10 1000 1 Cash - ...	
Bill		11/12/2008			10 430 21 Supplies/...	-52.79
TOTAL						-52.79
Bill Pmt -Check	1417	11/12/2008	Web Excellence		10 1000 1 Cash - ...	
Bill		11/12/2008			10 480 29 Misc. Ser...	-1,249.75
TOTAL						-1,249.75
Bill Pmt -Check	1418	11/12/2008	Wildomar Voice.c...		10 1000 1 Cash - ...	
Bill		11/12/2008			10 480 29 Misc. Ser...	-1.00
TOTAL						-1.00
Bill Pmt -Check	1419	11/12/2008	Danielson Associa...		10 1000 1 Cash - ...	
Bill		11/12/2008			10 411 20 Travel/M...	-1,493.91
TOTAL						-1,493.91
Bill Pmt -Check	1420	11/12/2008	FedEx		10 1000 1 Cash - ...	
Bill		11/12/2008			10 430 21 Supplies/...	-137.80
TOTAL						-137.80
Bill Pmt -Check	1421	11/12/2008	Resource Strategi...		10 1000 1 Cash - ...	
Bill		11/12/2008			10 430 21 Supplies/...	-7,245.00
TOTAL						-7,245.00
Bill Pmt -Check	1422	11/12/2008	Sheryll Schroeder		10 1000 1 Cash - ...	
Bill		11/12/2008			10 413 21 Supplies/...	-52.75
TOTAL						-52.75
Bill Pmt -Check	1423	11/12/2008	The Press-Enterpri...		10 1000 1 Cash - ...	
Bill		11/12/2008			10 413 21 Supplies/...	-209.25
TOTAL						-209.25
Bill Pmt -Check	1424	11/12/2008	Wildomar Commu...		10 1000 1 Cash - ...	
Bill		11/12/2008			10 411 20 Travel/M...	-1,500.00
TOTAL						-1,500.00

181025.58

City of Wildomar
Payroll Warrant Register
November 12, 2008

Check Date	Check No.	Payee	Description	Amount
9/11/2008	5001	Sheryl Ade	August 2008 Stipend	272.25
9/11/2008	5002	Robert Cashman	August 2008 Stipend	272.25
9/11/2008	5003	Scott Farnam	August 2008 Stipend	272.25
9/11/2008	5004	Bridgette Moore	August 2008 Stipend	272.25
9/11/2008	5005	Marsha Swanson	August 2008 Stipend	272.25
10/8/2008	5006	Sheryl Ade	September 2008 Stipend	274.65
10/8/2008	5007	Robert Cashman	September 2008 Stipend	274.65
10/8/2008	5008	Scott Farnam	September 2008 Stipend	211.93
10/8/2008	5009	Bridgette Moore	September 2008 Stipend	258.65
10/8/2008	5010	Marsha Swanson	September 2008 Stipend	274.65
11/12/2008	5011	Sheryl Ade	October 2008 Stipend	274.65
11/12/2008	5012	Robert Cashman	October 2008 Stipend	274.65
11/12/2008	5013	Scott Farnam	October 2008 Stipend	211.93
11/12/2008	5014	Bridgette Moore	October 2008 Stipend	258.65
11/12/2008	5015	Marsha Swanson	October 2008 Stipend	274.65
			TOTAL	3,950.31

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item 4
ACTION ITEM
Meeting Date: NOVEMBER 12, 2008

TO: Mayor and Members of the City Council
FROM: Misty V. Cheng, Director of Finance
SUBJECT: Treasurer's Report, November 12, 2008

STAFF REPORT

RECOMMENDATION:

Staff recommends City Council to approve the Treasurer's Report.

BACKGROUND/DISCUSSION:

Attached is the Treasurer's Report for Cash and Investments for the month of September 2008.

FISCAL IMPACTS:

None.

ALTERNATIVES:

1. Take no action
2. Provide staff with further direction.

Meeting Date: November 12, 2008

Submitted by:



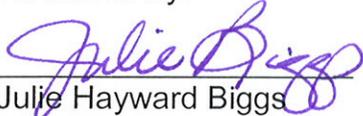
Misty V. Cheng
Finance Director

Approved by:



John Danielson
City Manager

Reviewed by:



Julie Hayward Biggs
City Attorney

Attachments: Treasurer's Report, ^{September}~~November~~ 2008

**CITY OF WILDOMAR
TREASURER'S REPORT FOR
CASH AND INVESTMENT PORTFOLIO
SEPTEMBER 30, 2008**

CITY CASH

FUND	ACCOUNT	INSTITUTION	BALANCE	RATE
GENERAL	GENERAL	WELLS FARGO	\$ 2,402,083.58	0.00%
		TOTAL	\$ 2,402,083.58	

FUND	ACCOUNT	INSTITUTION	BEGINNING BALANCE	+ DEPOSITS	(-) WITHDRAWALS	ENDING BALANCE	RATE
GENERAL	GENERAL	WELLS FARGO	\$ 2,297,920.52	\$ 104,163.06	\$	\$ 2,402,083.58	0.00%
		TOTAL	\$ 2,297,920.52	\$ 104,163.06	\$ 0.00	\$ 2,402,083.58	

CITY INVESTMENT

FUND	ISSUER	BOOK VALUE	FACE VALUE	MARKET VALUE	PERCENT OF PORTFOLIO	DAYS TO MAT.	STATED RATE
GENERAL	LOCAL AGENCY INVESTMENT FUND	\$ 0.00	\$ 0.00	\$ 0.00	100.00%	0	2.774%
	TOTAL	\$ 0.00	\$ 0.00	\$ 0.00	100.00%		

CITY - TOTAL CASH AND INVESTMENT \$ 2,402,083.58

CITY INVESTMENT

FUND	ISSUER	BEGINNING BALANCE	+ DEPOSITS/ PURCHASES	(-) WITHDRAWALS/ SALES/ MATURITIES	ENDING BALANCE	STATED RATE
GENERAL	LOCAL AGENCY INVESTMENT FUNDS	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	2.779%
	TOTAL	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	

In compliance with the California Code Section 53646, as the Director of Finance/ City Treasurer of the City of Wildomar, I hereby certify that sufficient investment liquidity and anticipated revenues are available to meet the City's expenditure requirements for the next six months and that all investments are in compliance to the City's Statement of Investment Policy.

I also certify that this report reflects all Government Agency pooled investments and all City's bank balances.



 Misty V. Cheng

 10-12-08
 Date

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item 5
DISCUSSION/ACTION ITEM
Meeting Date: November 12, 2008

TO: City Council Members

FROM: Michael Kashiwagi, Development Services

SUBJECT: Approval of an amendment to the Riverside County Transportation Commission Transportation Expenditure Plan and Retail Transaction and Use Tax Ordinance

STAFF REPORT

RECOMMENDATION:

Staff requests the City Council adopt the attached Resolution approving an amendment to the Riverside County Transportation Commission Transportation Expenditure Plan and Retail Transaction and Use Tax Ordinance.

BACKGROUND:

The Riverside County Transportation Commission (RCTC) recently adopted a resolution initiating an amendment to the Measure A Transportation Improvement Plan (TIP). Following such action, it was determined that one of the descriptions for the new segments to be included within the Coachella Valley portion of the TIP was incomplete. Specifically, description provided in Section 2(A)(1) of the resolution inadvertently left out the segment of Gene Autry Trail between East Palm Canyon Drive and Ramon Road. Therefore, a revised resolution was adopted by the RCTC on October 8, 2008.

In order for the amendment to the TIP to become effective, the Board of Supervisors of Riverside County and a majority of the cities within Riverside County constituting a majority of the incorporated population must approve the proposed amendment. RCTC is requesting the City of Wildomar to support the revised amendment to the TIP by adopting the attached resolution.

FISCAL IMPACTS:

The recommended action within this staff report has no fiscal impact.

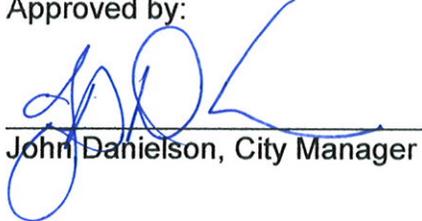
ALTERNATIVES:

1. Take no action.
2. Adopt Resolution No. 08-71

Submitted by:


Michael Kashiwagi
Development Services

Approved by:


John Danielson, City Manager

Approved as to form:


Julie Hayward Biggs, City Attorney

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR
APPROVING AN AMENDMENT TO THE RIVERSIDE COUNTY
TRANSPORTATION COMMISSION TRANSPORTATION EXPENDITURE
PLAN AND RETAIL TRANSACTION AND USE TAX ORDINANCE
(ORDINANCE NO. 88-1)**

WHEREAS, the Riverside County Transportation Commission Transportation Expenditure Plan and Retail Transaction and Use Tax Ordinance, Ordinance No. 88-1 ("Measure A") was approved by 78.9 percent of the voters in Riverside County in November of 1988.

WHEREAS, the purpose of Measure A is to help relieve traffic congestion, increase safety, improve air quality, provide funds to match developers' fees and State and local moneys for transportation and plan adequately for traffic by providing essential countywide transportation improvements.

WHEREAS, the Transportation Expenditure Plan, also referred to as the Transportation Improvement Plan ("TIP"), was attached as Exhibit B to Measure A and was incorporated therein by reference.

WHEREAS, the TIP identifies State Highway 111 from Ramon Road to Indio Boulevard as one of the projects in the Coachella Valley for which Measure A State highway and major regional road project funds are to be appropriated and expended ("Measure A Highway Funds"). A map depicting the then-current Highway 111 designation between Ramon Road to Indio Boulevard (the "Original Alignment") was part of the TIP.

WHEREAS, since the passage of Measure A, the designation of Highway 111 has been changed as portions of the Original Alignment have been relinquished by the State and are now maintained by local jurisdictions. Additionally, Highway 111 was realigned in the city of Palm Springs and now is located on Vista Chino Drive between Indian Canyon Drive and Gene Autry Trail, as well as the segment of Gene Autry Trail from Vista Chino Drive to East Palm Canyon Drive.

WHEREAS, changes to the alignment of Highway 111 have raised questions regarding the eligibility of segments relinquished by the State to local agencies for Measure A Highway Funds. Furthermore, additional segments of Highway 111 not included in the Original Alignment have been requested to be eligible for receipt of Measure A Highway Funds.

WHEREAS, pursuant to California Public Utilities Code Section 240302(d), the TIP may only be amended by the following process:

- (1) Initiation of amendment by the commission, reciting findings of necessity for the amendment.
- (2) Approval by the board of supervisors.
- (3) Approval by a majority of the cities constituting a majority of the incorporated population.

WHEREAS, the changes to the designation of Highway 111 have created the necessity for the adoption of an amendment to the TIP, as the TIP is no longer current as applies to Highway 111. Furthermore, in order for Measure A Highway Funds to be effectively expended to carry out the voter intent for highway and roadway improvements, an amendment to the TIP is necessary.

WHEREAS, at its meeting on October 8, 2008 the Board of Directors of the Riverside County Transportation Commission ("Commission Board") adopted a resolution initiating an amendment to the TIP, including the required findings of necessity for the amendment.

WHEREAS, the City Council of the City of Wildomar ("City Council") has considered the proposed amendment, and approves said amendment to the TIP.

WHEREAS, Public Utilities Code section 240302, under which Measure A and the TIP were adopted, states that generated tax revenues may be expended "for the planning, environmental reviews, engineering and design costs, and related right-of-way acquisition."

WHEREAS, the TIP states that the "scope of highway and commuter rail projects to be implemented is to be determined through required environmental analysis and full consideration of alternatives" including "public participation during the environmental analysis process."

WHEREAS, the amendment to the TIP does not approve construction of any transportation improvements but amends the TIP to reflect current conditions in the Coachella Valley.

WHEREAS, under California Code of Regulations, title 14, section 15378(b)(4), the amendment of the TIP is not a "project" subject to environmental review under the California Environmental Quality Act ("CEQA") because the amendment merely creates a government funding mechanism and is not a commitment to any specific project.

WHEREAS, under California Code of Regulations, title 14, section 15004, the amendment of the TIP is not subject to CEQA because there is insufficient information about the transportation improvements to conduct meaningful environmental review at this time.

WHEREAS, pursuant to the TIP, all appropriate environmental review will be completed prior to any future approval of a specific transportation improvement.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WILDOMAR AS FOLLOWS:

- Section 1. **Incorporation of Recitals.** The Recitals set forth above are true and correct and are incorporated into this Resolution by reference as though fully set forth herein.
- Section 2. **Approval of Amendment to the TIP.** The City Council hereby approves the following amendment to the TIP, as initiated by the Commission Board:
- A. **Inclusion of Segments to Coachella Valley Portion of TIP.** That portion of the TIP entitled "Coachella Valley". Section 1, entitled

“State Highways and Major Regional Road Project”, of the aforementioned portion of the TIP, located on page 183-07 of Measure A, shall be amended to include the segments of highway, and/or roadway described below and as shown on the map attached hereto as Exhibit “A” and incorporated herein by reference. The total amount of funding allocated to the Coachella Valley shall not be changed.

1. In Palm Springs, from the intersection of East Palm Canyon Drive and Gene Autry Trail, north on Gene Autry Trail to Vista Chino Drive, thence west on Vista Chino Drive to North Palm Canyon Drive, thence northerly on the existing Highway 111 alignment to Interstate 10;
2. In Indio, from the crossing of Golf Center Parkway over Indio Boulevard, northerly on Golf Center Parkway to Interstate 10; and
3. In Indio, from the intersection of Highway 111 and Indio Boulevard, southeasterly on Indio Boulevard and Grapefruit Boulevard, the existing and former Highway 111 alignment, through the city of Coachella and Riverside County to the intersection of State Route 195 (Avenue 66).

B. **Revision to Map Included as Part of TIP.** The map attached as part of the TIP shall be amended to include those segments of highway and/or roadway as shown in the map attached to this Resolution as Exhibit “A”.

Section 3. **Approval of Findings.** The City Council hereby approves the findings of the Commission Board related to adoption of the amendment to the TIP.

Section 4. **Effective Date.** This Resolution shall be effective on the date of its adoption. Notwithstanding the foregoing, the amendment to the TIP set forth herein shall not be effective unless and until approved by the Board of Supervisors of Riverside County, and a majority of the Cities within Riverside County.

Section 5. **Notice of Exemption.** The City Council hereby finds that adoption of this Resolution is not subject to CEQA and authorizes and directs City staff to file a Notice of Exemption with the County Clerk of Riverside County and the State Clearinghouse within five (5) days following adoption of this Resolution.

This Resolution is PASSED, APPROVED AND ADOPTED this _____ day of _____, 2008 by the following vote:

Vote:
Ayes:
Nays:
Abstain:

City of Wildomar

Mayor

ATTEST:

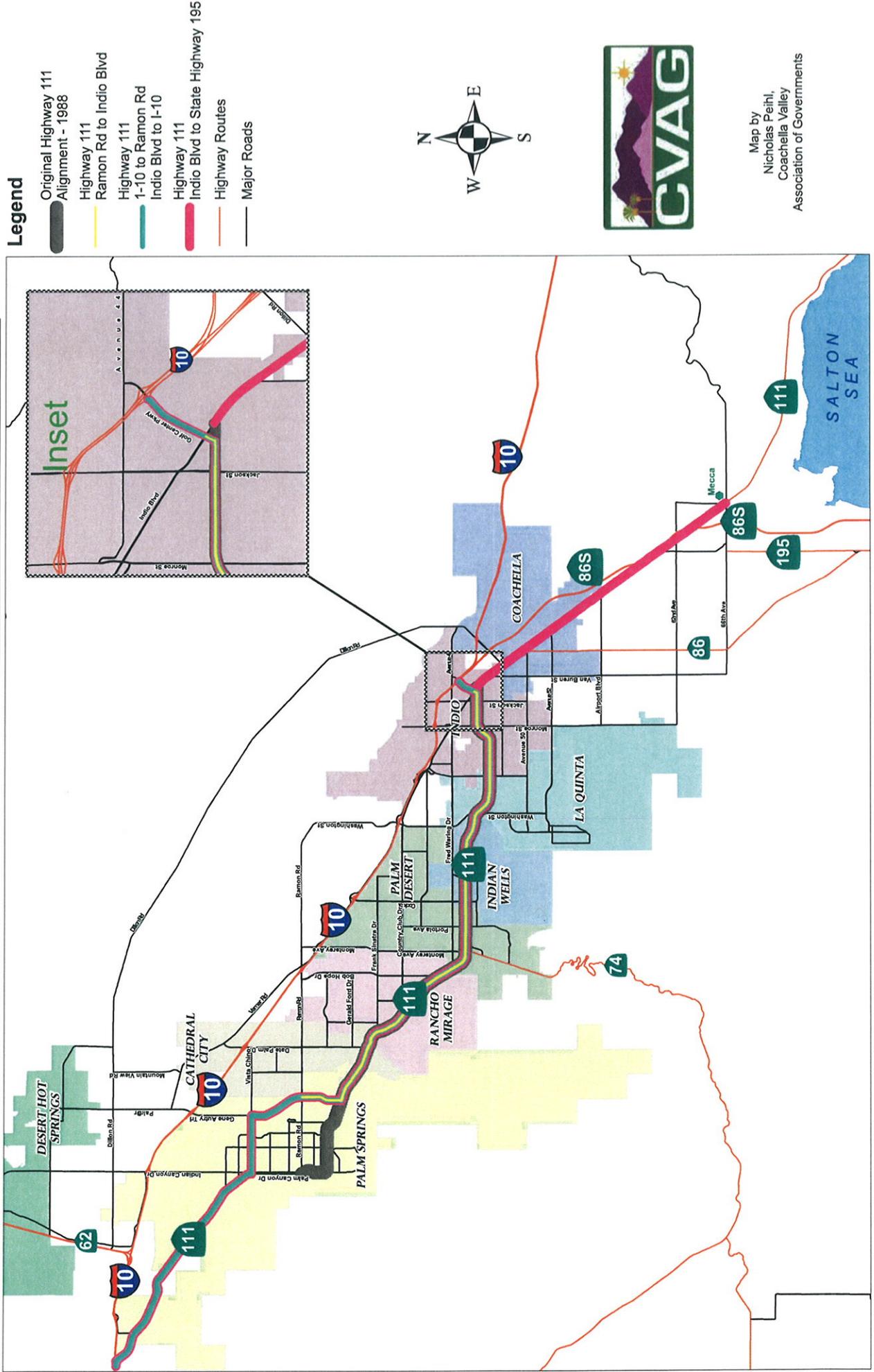
City Clerk

APPROVED AS TO FORM:

City Attorney

Exhibit A

Map depicting new segments of highway and/or roadway to be included in the TIP



CITY OF WILDOMAR – COUNCIL
Agenda Item 6
DISCUSSION/ACTION ITEM
Meeting Date: October 22, 2008
November 12, 2008

TO: Mayor Cashman, Members of the City Council

FROM: Gary Wayne, Development Services

SUBJECT: General Plan Amendment GPA 0762, Change of Zone No. 07207 (CZ07207), and Tentative Tract Map No. 35923 (TM33987) and Environmental Assessment No. 40319 (County project numbers), and City project number 08-0168.

STAFF REPORT

BACKGROUND:

The subject project was reviewed by the County staff prior to incorporation. On June 11, 2008 the County Planning Commission considered the project at a duly noticed public hearing and approved the tentative map subject to the approval of the general plan amendment (GPA) and change of zone (CZ). The project could not be heard by the Board of Supervisors prior to incorporation. Therefore, the GPA and CZ now fall under the jurisdiction of the City of Wildomar, as does the lead agency responsibility for the County prepared mitigated negative declaration. Staff has reviewed the County's analysis and recommendations for approval of this project and has uncovered a number of issues that need to be resolved before recommending action by the Wildomar City Council.

The issues include and are not limited to:

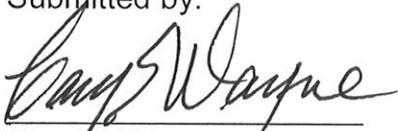
1. The possible need for an EIR
2. Public improvements located in a fault zone
3. Access and traffic issues.
4. Unsupported road alignments

5. Lack of a good planning justification for the increased density request

ALTERNATIVES:

1. Provide Staff with Direction

Submitted by:



Gary E. Wayne
Development Services

Approved by:



John Danielson
Interim City Manager

CITY OF WILDOMAR

NOTICE OF CONTINUANCE

Notice is hereby given that at the meeting of October 22, 2008, the Wildomar City Council continued the following public hearing to **November 12, 2008**, at 7:00 P.M.:

Case No: General Plan Amendment No. 762 (GPA762), Change of Zone 7207 (CZ7207), Tentative Tract Map No. 33987 (TR33987) and Environmental Assessment (E.A.) No. 40319.

Applicant: Glen Daigle

Location: Southerly of La Estrella Street, northearily of Interstate-15 and north of Glaze Brook Road in the Elsinore Area Plan.

Proposal(s): GPA762: The project proposes to change Lots one (1), two (2) and the remainder parcel from Community Development: Medium Density Residential and Community Development: Commercial Office to Community Development: Medium High Density Residential.

CZ7207: Change the existing zoning of lot one (1) from Rural Residential (R-R) to General Residential (R-3), lot two (2) and the remainder parcel from Rural Residential (R-R) to Watercourse, Watershed & Conservation Areas (W-1), and lots three (3) and four (4) from Rural Residential (R-R) to Commercial Office (C-O).

TR33987: A schedule "A" subdivision to divide 24.37 acres into four (4) lots with a remainder parcel. Lot one (1) consists of 81 Condominium units on 8.95 gross acres, lot two (2) and the remainder parcel consists of 2.84 acres of open space. Lot three (3) is comprised of 9.82 acres and lot four (4), comprised of 1.95 acres both are designated for future commercial development.

Environmental Action:

In accordance with the California Environmental Quality Act (CEQA), that although the proposed project could have a significant effect on the environment; there will not be a significant effect in this case because a MITIGATED NEGATIVE DECLARATION will be adopted.

Public hearings are held in the Council Chambers of Wildomar City Hall. Further information regarding the above-referenced item is available in the City Clerk's Office, Wildomar City Hall, 23873 Clinton Keith Road, Suite 111, Wildomar CA 92595

CITY OF WILDOMAR



Sheryll Schroeder
City Clerk

Posted October 23, 2008

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item 7
DISCUSSION/ACTION ITEM
Meeting Date: November 12, 2008

TO: Council Members
FROM: Michael Kashiwagi, Development Services
SUBJECT: Report on the Status of the City Hall Improvements Project and Budget.

STAFF REPORT

RECOMMENDATION:

This is an information report on the status of the City Hall Improvement Project.

BACKGROUND:

As part of the lease agreement and establishment of City Hall offices in the Oak Creek Center at 23873 Clinton Keith Road, the landlord agreed to provide temporary lease space for City use and to construct undefined improvements to the shell building second floor lease space. The plan for the space establishes a reception lobby, two office spaces and two small conference rooms, a small copier work room, telecom closet, and two small and one larger conference rooms. Most of the floor is left open for installation of open office work space furniture. The design has been reviewed for functionality and usefulness with estimations for future technology demands. The design meets normal, efficient office space standards.

The lease space improvements consist of new electrical, telecom, carpet, walls, insulation, ceilings, lighting, heating/air conditioning, paint and limited casework, design services, developer project manager and general contractor overhead and profit. The construction document drawings and specification for the improvements are complete and available for review at City Hall. The Developer, CW Clark Inc., has bid the project consistent with the lease and is preparing to start construction of the improvements.

BUDGET:

The City established several Fiscal Yr 08-09 budget lines totaling \$354,500 for the various activities associated with the Wildomar City Hall at 23873 Clinton Keith Road. This budget was intended to include the temporary offices, lease payments, as well as more permanent improvements, furniture, equipment, and staff related expenses necessary for the project. In the lease, the landlord agreed to provide a construction allowance cost of \$45 per sq. ft. for the usable lease space of 3,241 sq. ft. This means that the landlord committed to an improvement allowance for the City portion of the lease space improvements of \$145,845. The lease also allows an additional \$10 per sq.

ft. to offset the construction costs and be amortized over the term of the lease. Below is a recap of the current obligations and proposed / estimated project expenditures.

Wildomar 08-09 Budget for City Hall establishment and operations

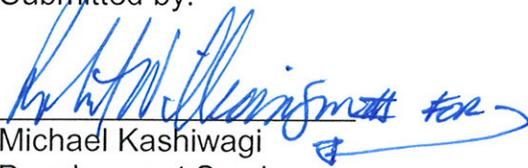
City Hall start-up obligations to date	
City Hall facilities planning and start-up expenses (thru Sept.)	\$72,000
<u>Funds set aside for 08-09 City Hall lease & utilities payments</u>	<u>\$51,000</u>
Total Current obligations	\$123,000
2 nd Floor City Hall Construction Budget	
Developer /Contractor Soft & Hard Costs (bid based)	\$229,108
Minus Lease Allowance	-\$145,845
<u>Minus amortized lease allowance</u>	<u>-\$32,410</u>
Net Additional Cost of Construction	\$50,853
Furniture & Equipment (selection/purchase/installation)	\$68,000
PM & CM & Inspection	\$18,000
Start-up / Move-in	\$12,000
Flagpole / Agenda Board / Exterior Signage	\$20,000
Total Estimated Obligations and Construction Expenses	\$291,853

This is a tight budget with no identified contingencies built into the estimated expenses, and the Developer has agreed to split the cost of a flagpole to be installed at the south entry planter wall. Re-use of furniture and equipment currently located in the temporary City Hall office is planned, and strategic purchases of lightly used furniture may or may not result in savings below the estimated amounts.

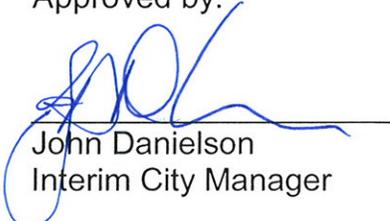
FISCAL IMPACTS:

The City Hall improvements were identified in the adopted Fiscal Yr 08-09 Budget in the total amount of \$354,500. There are sufficient funds within this budget for the identified project expenses.

Submitted by:


 Michael Kashiwagi
 Development Services

Approved by:


 John Danielson
 Interim City Manager

CITY OF WILDOMAR-CITY COUNCIL
Agenda Item
Discussion/Action Item **8**
Meeting Date: NOVEMBER 12 2008

TO: *Mayor and City Council*

FROM: *Terry L. Fitzwater, Assistant City Manager/Director of
Administrative Services*

SUBJECT: *CalPERS*

AGENDA TITLE: *CalPERS Retirement Benefit*

RECOMMENDATION:

Staff recommends the City Council of the City of Wildomar contract with CalPERS, The California Public Employees' Retirement System, to provide employee retirement benefits at the 2.7% at 55 option.

BACKGROUND INFORMATION:

The City of Wildomar, with its July 1, 2008 incorporation will require a retirement program to accompany its recently adopted benefit package. The purpose is to provide an overall competitive compensation and benefits package that will attract and retain city employees.

DISCUSSION:

The California Public Employees' Retirement System, CalPERS, contracts with cities like Wildomar to provide for retirement benefits for employees. CalPERS currently has 1.5M members and contracts with 2500 employing agencies and has a fund value, as of September 29, 2008, in excess of \$200B .

There are several options available for the computation of retirement benefits. The most common are 2.5% at 55 and 2.7% at 55 and 3.0% for safety personnel. As an example, the local recruitment market has the City of Murrieta is at 2.7 at 55, the City of Lake Elsinore is at 2.5 at 55 and the County of Riverside is at 3% at 60.

A member must be at least 50 years of age and have five years of CalPERS credited service to be eligible for retirement. There is no compulsory retirement age. The monthly retirement allowance is determined by age at retirement, years of service credit and final compensation.

The City of Wildomar, as a smaller agency, will be required to join a risk pool. The pool's intent is to equalize experience across all members. There are several mandated benefits for pooled plans as follows:

Section 20965-Credit for unused sick leave. Unused sick leave at time of retirement may be converted to additional service credit at the rate of 0.004 year of service credit for each day of unused sick leave. E.g. 250 days of sick leave equals one additional year of service credit.

Section 21548-Pre-retirement option 2W death benefit. The spouse or domestic partner of a deceased member, who was eligible to retire for service at the time of death, may elect to receive the pre-retirement option 2W death benefit in lieu of the lump sum basic death benefit. The benefit is a monthly allowance equal to the amount the member would have received in he/she had retired for service on the date of death and elected Option 2W.

Section 21022-Public service credit for periods of layoff. A member may receive up to one year of public service credit for each period of layoff from employment on or after January 1, 1981. The member must elect to purchase credit within 3 years of returning to work and must return within 12 months of the date of layoff to full-time employment.

Section 21023.5-Public service credit for Peace Corps or AmeriCorps VISTA, or AmeriCorps Service. A member may elect to purchase up to three years of service credit for any volunteer service in these categories.

Section 21024-Military service credit as public service-A member may elect to purchase up to four years of service credit for any active military or merchant marine service prior to employment.

Section 21027-Military service credit for retired persons-This allows certain retired persons to purchase up to four years of service credit for any active military or merchant marine service prior to employment.

There is another option given by Section 20042 for a one year final compensation computation. This allows retirement to be calculated on the 12 highest paid consecutive months of employment as opposed to 36 months. Staff recommends this section.

The contract between the City of Wildomar and CalPERS will not be approved if a majority of the affected members vote to disapprove the proposed plan. Should the plan be approved and the City of Wildomar dissolve, become inactive or terminate its contract, any liability still outstanding for prior and current service is immediately due and payable.

FISCAL IMPACT:

CalPERS requires contracting agencies to pay an administrative fee of \$200 to cover initial administrative costs. There is also a charge of \$25 per member to cover the cost of prior service calculations. The total cost of the plan, according to CalPERS is stated by them as "there is no simple answer." They state, "All actuarial calculations are based on a number of assumptions about the future. There are demographic assumptions about the percentage of employees that will terminate, die, become disabled, and retire in each future year. There are economic assumptions about future salary increases for each active employee, and the assumption with the greatest impact, future asset return at CalPERS for each year into the future until the last dollar is paid to current members of your plan. While CalPERS has set these assumptions as our best estimate of the real future of your plan, it must be understood that these assumptions are very long-term predictors and will surely not be realized each year as we go forward. The year to year differences between actual experience and the assumptions are called actuarial gains and losses and serve to raise or lower the employer's rates from year to year. So, the rates will bounce around, especially due to the ups and downs of investment returns."

The rate quoted, with these assumptions through June 30, 2010, is a combined city contribution of 19.694% which is comprised of a city contribution of 11.694 and a city contribution for each employee for their portion at 8%. Thereafter, a valuation will be conducted annually to determine the city's contribution and is subject to change. The 1959 Survivor Benefit Program Fourth Level employer contribution is \$5.40 per month per member with an additional contribution of \$2.00 by the employee, and is calculated by multiplying the \$5.40 times the number of members times 12 months to get the first years cost. Thereafter it is recalculated each year. After five years the city will be required to pay the net premium for the Fourth Level pool in full at the beginning of the fiscal year. The fourth level survivor benefit provides a monthly benefit of \$950, \$1900 and \$2280 for one, two and three eligible survivors of members respectively for those members who die before retirement. As an example of approximate cost for retirement, the City of Wildomar will make an annual contribution for an employee making \$35K per year of approximately \$6957.70 for the retirement contribution and the Fourth Level survivor benefit with another 3% or \$1050 to cover the 401A retirement addendum approved earlier. Since the contribution is salary driven every increase in salary changes the contribution amount and every new hire changes the total each year. There are cost of living adjustments limited to 2% compounded annually.

ATTACHMENTS:

1. Resolution of Intention to Approve Contract Between the Board of Administration California Public Employees' Retirement System and the City Council, City of Wildomar

2. Certification of Governing Body's Action
3. Certification of Compliance with Government Code Section 7507
4. Ordinance of the City Council of the City of Wildomar Authorizing a Contract between the City Council and the Board of Administration of the California Public Employees' Retirement System
5. Resolution for Employer Paid Member Contributions

RESOLUTION No. 08-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR STATING ITS INTENTION TO APPROVE A CONTRACT BETWEEN THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM AND THE CITY COUNCIL OF THE CITY OF

WHEREAS, the Public Employees' Retirement Law permits the participation of public agencies in the Public Employees' Retirement System (PERS), making such employees members of PERS, and sets forth the procedure by which participation may be accomplished; and

WHEREAS, one of the steps required to permit participation in PERS is the adoption by the governing body of the public agency of a resolution giving notice of its intention to approve a contract for participation of that agency in the Public Employees' Retirement System, which resolution must contain a summary of the major provisions of the proposed retirement plan; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WILDOMAR RESOLVES that the City Council of the City of Wildomar hereby gives notice of its intention to approve a contract between the City Council of the City of Wildomar and the Board of Administration of the Public Employees' Retirement System, providing for participation of the City of Wildomar in PERS, and attached to this Resolution as Exhibit A is a summary of the major provisions of the proposed plan which is incorporated herein by this reference

PASSED, APPROVED AND ADOPTED this ___ day of November, 2008, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAINED:

Bob Cashman, Mayor
City of Wildomar

ATTEST:

Sheryll Schroeder
City Clerk

APPROVED AS TO FORM:

Julie Biggs
City Attorney



EXHIBIT

California
Public Employees' Retirement System

CONTRACT

Between the
Board of Administration
California Public Employees' Retirement System
and the
City Council
City of Wildomar

In consideration of the covenants and agreement hereafter contained and on the part of both parties to be kept and performed, the governing body of above public agency, hereafter referred to as "Public Agency", and the Board of Administration, Public Employees' Retirement System, hereafter referred to as "Board", hereby agree as follows:

1. All words and terms used herein which are defined in the Public Employees' Retirement Law shall have the meaning as defined therein unless otherwise specifically provided. "Normal retirement age" shall mean age 55 for local miscellaneous members.
2. Public Agency shall participate in the Public Employees' Retirement System from and after _____ making its employees as hereinafter provided, members of said System subject to all provisions of the Public Employees' Retirement Law except such as apply only on election of a contracting agency and are not provided for herein and to all amendments to said Law hereafter enacted except those, which by express provisions thereof, apply only on the election of a contracting agency.

3. Employees of Public Agency in the following classes shall become members of said Retirement System except such in each such class as are excluded by law or this agreement:
 - a. Employees other than local safety members (herein referred to as local miscellaneous members).
4. Any exclusion(s) shall remain in effect until such time as the Public Employees' Retirement System determines that continuing said exclusion(s) would risk a finding of non-compliance with any federal tax laws or regulations. If such a determination is contemplated, the Public Employees' Retirement System will meet with the Public Agency to discuss the matter and coordinate any required changes or amendments to the contract.

In addition to the classes of employees excluded from membership by said Retirement Law, the following classes of employees shall not become members of said Retirement System:

a. SAFETY EMPLOYEES.

5. The percentage of final compensation to be provided for each year of credited prior and current service as a local miscellaneous member shall be determined in accordance with Section 21354.5 of said Retirement Law (2.7% at age 55 Full).
6. Public Agency elects to be subject to the following optional provisions:
 - a. Section 20938 (Limit Prior Service to Members Employed on Contract Date).
 - b. Section 20042 (One-Year Final Compensation).
7. Public Agency shall contribute to said Retirement System the contributions determined by actuarial valuations of prior and future service liability with respect to local miscellaneous members of said Retirement System.
8. Public Agency shall also contribute to said Retirement System as follows:
 - a. Contributions required per covered member on account of the 1959 Survivor Benefits provided under Section 21574 of said Retirement Law. (Subject to annual change.) In addition, all assets and liabilities of Public Agency and its employees shall be pooled in a single account, based on term insurance rates, for survivors of all local miscellaneous members.

- b. A reasonable amount, as fixed by the Board, payable in one installment within 60 days of date of contract to cover the costs of administering said System as it affects the employees of Public Agency, not including the costs of special valuations or of the periodic investigation and valuations required by law.
 - c. A reasonable amount, as fixed by the Board, payable in one installment as the occasions arise, to cover the costs of special valuations on account of employees of Public Agency, and costs of the periodic investigation and valuations required by law.
9. Contributions required of Public Agency and its employees shall be subject to adjustment by Board on account of amendments to the Public Employees' Retirement Law, and on account of the experience under the Retirement System as determined by the periodic investigation and valuation required by said Retirement Law.
10. Contributions required of Public Agency and its employees shall be paid by Public Agency to the Retirement System within fifteen days after the end of the period to which said contributions refer or as may be prescribed by Board regulation. If more or less than the correct amount of contributions is paid for any period, proper adjustment shall be made in connection with subsequent remittances. Adjustments on account of errors in contributions required of any employee may be made by direct payments between the employee and the Board.

BOARD OF ADMINISTRATION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

CITY COUNCIL
CITY OF WILDOMAR

BY _____
LORI MCGARTLAND, CHIEF
EMPLOYER SERVICES DIVISION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

BY _____
PRESIDING OFFICER

Witness Date

Attest:

Clerk

RESOLUTION 08-____

**A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF WILDOMAR RELATING TO
EMPLOYER PAID CONTRIBUTIONS FOR
MEMBERS OF THE PUBLIC EMPLOYEE
RETIREMENT SYSTEM**

WHEREAS, the governing body of the City of Wildomar has the authority to implement Government Code Section 20691 providing for Employer Paid Member Contributions ("EMPC") to be made to the Public Employee Retirement System (PERS) on behalf of City employees;

WHEREAS, the governing body of the City of Wildomar has a written labor policy or agreement which specifically provides for the normal contributions to be paid by the employer for all members of PERS;

WHEREAS, one of the steps in the procedures to implement Section 20691 is the adoption by the governing body of the City of Wildomar of a Resolution to commence Employer Paid Member Contributions (EMPC);

NOW, THEREFORE, BE IT RESOLVED that the governing body of the City of Wildomar elects to pay EMPC as provided in California Government Code Section 20691 and the governing body of the City of Wildomar has determined that for the purpose of its election to pay EPMC the following conditions apply:

- This benefit shall apply to all employees
- This benefit shall consist of payment by the City of eight (8) percent of the normal member contributions as EMPC

The effective date of this resolution shall be the date upon which the contract between the City of Wildomar and the Public Employee Retirement System takes effect.

PASSED, APPROVED AND ADOPTED this ___ day of November, 2008, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAINED:

Bob Cashman, Mayor
City of Wildomar

ATTEST:

Sheryll Schroeder
City Clerk

APPROVED AS TO FORM:

Julie Biggs
City Attorney

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR AUTHORIZING A CONTRACT BETWEEN THE CITY COUNCIL OF THE CITY OF WILDOMAR AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

THE CITY COUNCIL OF THE CITY OF WILDOMAR DOES HEREBY ORDAIN AS FOLLOWS:

Section 1: The City Council of the City of Wildomar by the enactment of this Ordinance, hereby approves and adopts the contract between the City of Wildomar and the Board of Administration of the California Public Employee' Retirement System in the form set forth as Exhibit A to this Ordinance (the "Contract"), which is incorporated herein by reference as though set out in full.

Section 2. The City Council of the City of Wildomar by enactment of this Ordinance authorizes the Mayor to execute the Contract.

Section 3. Following introduction of this Ordinance, the City Clerk shall take steps necessary to publish this Ordinance at least once in The Californian, a newspaper of general circulation, published and circulated in the City of Wildomar prior to final adoption which must occur at least twenty (20) days after introduction of this Ordinance. This Ordinance shall then take effect thirty (30) days after the date of its final adoption as provided by law.

The foregoing Ordinance was introduced and placed upon its first reading at a regular meeting of the City Council of the City of Wildomar held on the 12th day of

November, 2008 and thereafter passed and adopted at the regular meeting of said City Council on the day of , 2008 by the following roll call vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Robert Cashman, Mayor

ATTEST:

Sheryll Schroeder, City Clerk

APPROVED AS TO FORM:

Julie Hayward Biggs, City Attorney



EXHIBIT

California
Public Employees' Retirement System

CONTRACT

Between the
Board of Administration
California Public Employees' Retirement System
and the
City Council
City of Wildomar

In consideration of the covenants and agreement hereafter contained and on the part of both parties to be kept and performed, the governing body of above public agency, hereafter referred to as "Public Agency", and the Board of Administration, Public Employees' Retirement System, hereafter referred to as "Board", hereby agree as follows:

1. All words and terms used herein which are defined in the Public Employees' Retirement Law shall have the meaning as defined therein unless otherwise specifically provided. "Normal retirement age" shall mean age 55 for local miscellaneous members.
2. Public Agency shall participate in the Public Employees' Retirement System from and after _____ making its employees as hereinafter provided, members of said System subject to all provisions of the Public Employees' Retirement Law except such as apply only on election of a contracting agency and are not provided for herein and to all amendments to said Law hereafter enacted except those, which by express provisions thereof, apply only on the election of a contracting agency.

3. Employees of Public Agency in the following classes shall become members of said Retirement System except such in each such class as are excluded by law or this agreement:
 - a. Employees other than local safety members (herein referred to as local miscellaneous members).
4. Any exclusion(s) shall remain in effect until such time as the Public Employees' Retirement System determines that continuing said exclusion(s) would risk a finding of non-compliance with any federal tax laws or regulations. If such a determination is contemplated, the Public Employees' Retirement System will meet with the Public Agency to discuss the matter and coordinate any required changes or amendments to the contract.

In addition to the classes of employees excluded from membership by said Retirement Law, the following classes of employees shall not become members of said Retirement System:

a. SAFETY EMPLOYEES.

5. The percentage of final compensation to be provided for each year of credited prior and current service as a local miscellaneous member shall be determined in accordance with Section 21354.5 of said Retirement Law (2.7% at age 55 Full).
6. Public Agency elects to be subject to the following optional provisions:
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- b. A reasonable amount, as fixed by the Board, payable in one installment within 60 days of date of contract to cover the costs of administering said System as it affects the employees of Public Agency, not including the costs of special valuations or of the periodic investigation and valuations required by law.
 - c. A reasonable amount, as fixed by the Board, payable in one installment as the occasions arise, to cover the costs of special valuations on account of employees of Public Agency, and costs of the periodic investigation and valuations required by law.
9. Contributions required of Public Agency and its employees shall be subject to adjustment by Board on account of amendments to the Public Employees' Retirement Law, and on account of the experience under the Retirement System as determined by the periodic investigation and valuation required by said Retirement Law.
10. Contributions required of Public Agency and its employees shall be paid by Public Agency to the Retirement System within fifteen days after the end of the period to which said contributions refer or as may be prescribed by Board regulation. If more or less than the correct amount of contributions is paid for any period, proper adjustment shall be made in connection with subsequent remittances. Adjustments on account of errors in contributions required of any employee may be made by direct payments between the employee and the Board.

BOARD OF ADMINISTRATION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

CITY COUNCIL
CITY OF WILDOMAR

BY _____
LORI MCGARTLAND, CHIEF
EMPLOYER SERVICES DIVISION
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

BY _____
PRESIDING OFFICER

Witness Date

Attest: _____

Clerk

CITY OF WILDOMAR – COUNCIL
Agenda Item 9
DISCUSSION/ACTION ITEM
Meeting Date: NOVEMBER 12, 2008

TO: Honorable Mayor Cashman, Members of the City Council

FROM: John Danielson, City Manager

SUBJECT: Consider taking action on a request for the City to participate in the Unity In The Community Parade, in a not-to-exceed amount of \$750.00.

NO STAFF REPORT AVAILABLE

CITY OF WILDOMAR – COUNCIL
Agenda Item 10
DISCUSSION/ACTION ITEM
Meeting Date: NOVEMBER 12, 2008

TO: Honorable Mayor Cashman, Members of the City Council

FROM: Sheryll Schroeder, City Clerk

SUBJECT: Council to take action on the selection of Mayor and Mayor Pro Tempore to serve for the calendar year 2009, beginning January 14, 2009.

STAFF REPORT

BACKGROUND:

Council norms and accepted procedural practices were adopted June 25, 2008, Item 4.5.

Regarding process for selecting the Mayor, the policy adopted by the City Council-elect provided as follows:

“The initial term of office for the Mayor and Mayor Pro Tempore, which shall be held by the Councilmember who received the highest and second-highest number of votes in the incorporation election, shall begin on July 1, 2008 and terminate at the first meeting in January 2009. Thereafter, the Mayor and Mayor Pro Tempore shall be selected by a majority vote of the City Council and the term of office for the Mayor and Mayor Pro Tempore shall be one year, terminating annually at the first meeting in January.”

At the inaugural meeting of July 1, 2008, the Wildomar City Council voted unanimously to select Bob Cashman as Mayor and Bridgette Moore as Mayor Pro Tem to serve until the first meeting in January 2009.

It has been requested that this matter be placed on this agenda at the October 22, 2008 meeting of the City Council.

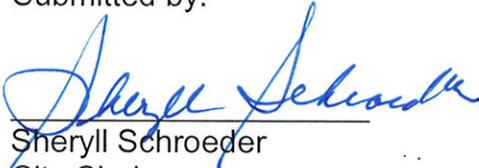
ALTERNATIVES:

1. Provide staff with further direction.

ATTACHMENTS:

None.

Submitted by:


Sheryll Schroeder
City Clerk

Approved by:


John Danielson
City Manager

Approved as to form:


Julie Hayward Biggs
City Attorney