

CITY OF WILDOMAR CITY COUNCIL
AGENDA

6:00 P.M. - REGULAR MEETING

DECEMBER 8, 2010
Council Chambers
23873 Clinton Keith Road



Bridgette Moore, Mayor
Marsha Swanson, Mayor Pro Tem
Sheryl Ade, Council Member
Bob Cashman, Council Member
Scott Farnam, Council Member
Ben Benoit, Council Member-Elect
Timothy Walker, Council Member-Elect

City Manager
Frank Oviedo

City Attorney
Julie Hayward Biggs

WILDOMAR CITY COUNCIL REGULAR MEETING AGENDA December 8, 2010

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

PUBLIC COMMENTS: Prior to the business portion of the agenda, the City Council will receive public comments regarding any items or matters within the jurisdiction of the governing body. The Mayor will separately call for testimony at the time of each public hearing. If you wish to speak, please complete a "Public Comment Card" available at the Chamber door. The completed form is to be submitted to the City Clerk prior to an individual being heard. Lengthy testimony should be presented to the Council in writing (10 copies) and only pertinent points presented orally. The time limit established for public comments is three minutes per speaker.

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

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

PLEASE TURN ALL CELLULAR DEVICES TO VIBRATE OR OFF FOR THE DURATION OF THE MEETING. YOUR COOPERATION IS APPRECIATED.

CALL TO ORDER – REGULAR SESSION - 6:00 p.m.

ROLL CALL

MOMENT OF SILENCE

FLAG SALUTE

A. SPECIAL ORDER OF BUSINESS

- A.1 **Certification of November 2, 2010, General Municipal Election**
RECOMMENDATION: That the City Council adopt a Resolution entitled:

RESOLUTION NO. 2010 - _____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, RECITING THE FACT OF THE GENERAL MUNICIPAL
ELECTION HELD ON TUESDAY, NOVEMBER 2, 2010, DECLARING
THE RESULT AND SUCH OTHER MATTERS AS PROVIDED BY LAW

SPECIAL PRESENTATIONS

Presentations to Outgoing Council Members

Swearing in of Council Member-Elects Timothy Walker, Ben Benoit, and
Marsha Swanson

REFRESHMENT BREAK

RECONVENE INTO OPEN SESSION

PRESENTATIONS

Fire Department Monthly Update

Community Services Monthly Update

Chamber Monthly Update

PUBLIC COMMENTS

This is the time for citizens to comment on issues not listed on the agenda. Under the provisions of the Brown Act, the City Council is prohibited from discussing or taking action on items not listed on the agenda. Each speaker is asked to fill out a "Public Comments Card" (located on the table by the Chamber door) and give the card to the City Clerk prior to the start of the meeting. Comments are limited to three (3) minutes per speaker. The Council encourages citizens to address them so that questions and/or concerns can be heard.

APPROVAL OF THE AGENDA AS PRESENTED

1.0 CONSENT CALENDAR

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

1.1 Reading of Ordinances

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

1.2 Minutes – October 27, 2010 Regular Meeting

RECOMMENDATION: That the City Council approve the Minutes as submitted.

1.3 Minutes – November 10, 2010 Regular Meeting

RECOMMENDATION: That the City Council approve the Minutes as submitted.

1.4 Warrant Registers

RECOMMENDATION: That the City Council approve the following Warrant and Payroll Registers:

1. Warrant Register dated November 15, 2010 in the amount of \$444,331.77;
2. Warrant Register dated November 18, 2010 in the amount of \$41,865.56;
3. Warrant Register dated November 24, 2010 in the amount of \$35,866.50;
4. Warrant Register dated December 2, 2010 in the amount of \$44,664.15;
5. Payroll Register dated November 2, 2010 in the amount of \$1,507.56;
6. Payroll Register dated November 15, 2010 in the amount of \$16,861.72; and
7. Payroll Register dated December 2, 2010 in the amount of \$1,495.56.

1.5 Treasurer's Report – October 2010

RECOMMENDATION: That the City Council approve the Treasurer's Report for October 2010.

1.6 Ordinance No. 54 Second Reading Change of Zone (Project No. 08-0162) – Robles Auto Repair

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

ORDINANCE NO. 54
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, APPROVING CHANGE OF ZONE 7440
(CITY PROJECT NO. 08-0162) TO AMEND THE OFFICIAL ZONING
MAP OF THE CITY OF WILDOMAR FROM RURAL RESIDENTIAL (R-R)
TO GENERAL COMMERCIAL (C-1/C-P) FOR A 2.28 ACRE SITE
LOCATED AT THE NORTHWEST CORNER OF PALOMAR STREET
AND KILGORE LANE (ASSESSOR'S PARCEL NO. 380-140-004)

1.7 Ordinance No. 55 Second Reading – City Initiated Code Amendment Relating to Conditional Use Permits

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

ORDINANCE NO. 55
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, AMENDING TITLE 17, SECTION 17.200
RELATED TO TIME LIMITS AND EXTENSIONS FOR CONDITIONAL
USE PERMITS (ZONING CODE AMENDMENT 10-06)

1.8 Ordinance No. 57 Second Reading - E-Verify Program

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

ORDINANCE NO. 57
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, ADDING NEW CHAPTER 3.09 TO THE
WILDOMAR MUNICIPAL CODE PERTAINING TO THE E-VERIFY
PROGRAM

1.9 Appeal of Regional Water Quality Control Board Tentative Order (Ms4 Permit) Relating to Storm Water

RECOMMENDATION: Staff recommends that the City Council authorize the City Manager to execute an engagement letter authorizing Riverside County Flood Control's counsel to represent the city for purposes of filing an appeal of the Regional Water Quality Control Board's adoption of Tentative Order R9-2010-0016 within the 30 day appeal period.

1.10 City of Wildomar and Cal Fire Smoke Detector Program for Seniors

RECOMMENDATION: Approve a free Smoke Detector Program to Wildomar senior residents who are financially unable to maintain a working smoke alarm in their home.

2.0 PUBLIC HEARINGS

2.1 Ordinance No. 56 Second Reading - 2010 California Building Codes Adoption

RECOMMENDATION: Staff recommends that the City Council:

1. Conduct the Public Hearing to take testimony regarding the adoption of Ordinance No. 56; and
2. Adopt Ordinance No. 56 entitled:

ORDINANCE NO. 56

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AMENDING CHAPTER 8.01 TO THE WILDOMAR MUNICIPAL CODE BY ADOPTING THE 2010 EDITIONS OF THE CALIFORNIA BUILDING CODE, CALIFORNIA RESIDENTIAL CODE, CALIFORNIA GREEN BUILDING CODE, CALIFORNIA PLUMBING CODE, CALIFORNIA MECHANICAL CODE, CALIFORNIA ELECTRICAL CODE AND THE 1997 EDITION OF THE UNIFORM HOUSING CODE AND RELATED MODEL CODES WITH APPENDICES AND AMENDMENTS THERETO

2.2 Extension of Ordinance No. 45 – Boat Storage, Recreational Vehicle Storage, Self-Storage Facilities and Mini-Warehouses in Commercial and Residential Zones Moratorium

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

ORDINANCE NO. _____

AN INTERIM URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR CALIFORNIA, CONTINUING THE PROVISIONS OF ORDINANCE NO. 45 FOR A PERIOD OF ONE (1) YEAR ESTABLISHING A TEMPORARY MORATORIUM ON THE APPROVAL OF TRAILER AND BOAT STORAGE, RECREATIONAL VEHICLE STORAGE, AND SELF-STORAGE FACILITIES AND MINI-WAREHOUSE USES IN COMMERCIAL AND RESIDENTIAL ZONES IN THE CITY

3.0 GENERAL BUSINESS

3.1 Save Our Parks Update

RECOMMENDATION: Staff recommends that the City Council:

1. Receive Update Report; and
2. Authorize the City Manager to sign all required documents to engage Albert A. Webb Associates to assist with the Formation of a Community Services District.

3.2 FY2010/11 COPS Grant Program

RECOMMENDATION: Staff recommends that the City Council adopt a resolution entitled:

RESOLUTION NO. 2010 - _____
A RESOLUTION OF THE COUNCIL OF THE CITY OF WILDOMAR
RECOMMENDING THE USE OF \$100,000 FROM THE 2010-11 STATE
BUDGET TO PROVIDE FUNDING ADDITIONAL PUBLIC SAFETY
PERSONNEL

3.3 Part –Time Staff/Intern Positions

RECOMMENDATION: Staff recommends the City Council add the part time positions for Student/Intern and Office Assistant to the City's Table of Organization and approve the hiring of the positions of Student/Intern and Office Assistant on an as need and funded basis.

3.4 Animal Shelter Membership Agreement for the Southwest Communities Financing Authority

RECOMMENDATION: That the City Council adopt the Third Amended and Restated Joint Powers Agreement between the County of Riverside, City of Canyon Lake, City of Lake Elsinore, City of Murrieta, City of Temecula, and the City of Wildomar, creating the Southwest Communities Financing Authority (Animal Shelter) and approve a Sublease Agreement as a member of the Authority for the Animal Shelter.

3.5 Stable Lanes Commercial Center Grading Material Export

RECOMMENDATION: That the City Council direct Staff to send a letter to the County stating that, to the extent it does not negatively impact the Interchange Reconstruction Project, it is the City's preference that the export material from the Stable Lanes Commercial Center Project be used.

3.6 Planning Commission Appointments

RECOMMENDATION: Staff recommends that Mayor Pro Tem Swanson, Council Member Benoit, and Council Member Walker each nominate a citizen to serve as a Commissioner on the Planning Commission, subject to ratification by a majority vote of the City Council.

3.7 Appointments to the City and Regional Committees, Commissions and Boards

RECOMMENDATION: That the City Council review the list of Committees, Commissions, and Boards appointments and direct Staff to make changed deemed appropriate.

3.8 Mayor and Mayor Pro Tem Appointment for 2011

RECOMMENDATION: Staff recommends that the City Council appoint a Mayor and Mayor Pro Tem for 2011.

CITY MANAGER REPORT

CITY ATTORNEY REPORT

COUNCIL COMMUNICATIONS

FUTURE AGENDA ITEMS

CLOSED SESSION

The City Council will meet in closed session to confer with legal counsel pursuant to the provisions of Government Code Section 54956.9(b) regarding the following matter of pending litigation:

Wildomar Patient Compassionate Group, Inc. v. Mathew Bassi, Planning Director for the City of Wildomar, Riverside Superior Court Case No. RIC10022476.

ADJOURNMENT

2010/11 City Council Regular Meeting Schedule

December 22	April 13	July 13	October 12
January 12	April 27	July 27	October 26
January 26	May 11	August 10	November 9
February 9	May 25	August 24	November 23
February 23	June 8	September 14	December 14
March 9	June 22	September 28	December 28
March 23			

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

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

POSTING STATEMENT: On December 4, 2010, by Noon., a true and correct copy of this agenda was posted at the three designated posting locations:
Wildomar City Hall, 23873 Clinton Keith Road
U.S. Post Office, 21392 Palomar Street
Mission Trail Library, 34303 Mission Trail Blvd