

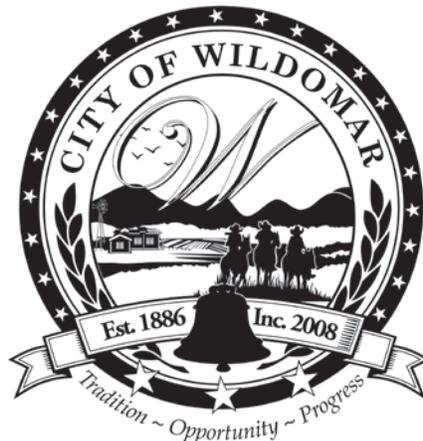
CITY OF WILDOMAR CITY COUNCIL AND WILDOMAR CEMETERY DISTRICT AGENDA

4:30 P.M. – TRAINING SESSION

5:30 P.M. – CLOSED SESSION

6:30 P.M. – REGULAR MEETING

DECEMBER 14, 2011
Council Chambers
23873 Clinton Keith Road



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

City Manager
Frank Oviedo

City Attorney
Julie Hayward Biggs

WILDOMAR CITY COUNCIL AND WILDOMAR CEMETERY DISTRICT REGULAR MEETING AGENDA December 14, 2011

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

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

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

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

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

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

CALL TO ORDER – TRAINING SESSION 4:30 P.M.

ADJOURN TRAINING SESSION

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

ROLL CALL

PUBLIC COMMENTS

CLOSED SESSION

1. The City Council will meet in closed session pursuant to the provisions of Government Code Section 54957 with regard to the following personnel matter: Performance Evaluation: City Manager.
2. The City Council will meet in closed session to confer with legal counsel with regard to one matter of potential initiation of litigation pursuant to the provisions of Government Code Section 54956.9(c). The underlying facts known to all parties relate to the processing of park assessment district refunds by the County of Riverside from general City of Wildomar revenues held by the County not collected by or from the park assessment district.

RECONVENE INTO OPEN SESSION

ANNOUNCEMENTS

ADJOURN CLOSED SESSION

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

ROLL CALL

FLAG SALUTE

PRESENTATIONS

Wildomar Pop Warner Football Team
Pacific Region West Coast Champions

Wildomar Pop Warner Cheer and Dance Nationals
Second Place – National Champs Sideline Competition

Fire Department Monthly Update

PUBLIC COMMENTS

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

APPROVAL OF THE AGENDA AS PRESENTED

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

1.0 CONSENT CALENDAR

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

1.1 Reading of Ordinances

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

1.2 Minutes – October 12, 2011 Regular Meeting

RECOMMENDATION: Staff recommends that the City Council approve the Minutes as presented.

1.3 Minutes – November 9, 2011 Regular Meeting

RECOMMENDATION: Staff recommends that the City Council approve the Minutes as presented.

1.4 Minutes – November 29, 2011 Special Meeting

RECOMMENDATION: Staff recommends that the City Council

1.5 Warrant and Payroll Registers

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

1. Warrant Register dated November 3, 2011 in the amount of \$27,163.36;
2. Warrant Register dated November 11, 2011 in the amount of \$145,738.46;
3. Warrant Register dated November 23, 2011 in the amount of \$25,673.94;
4. Warrant Register dated December 1, 2011 in the amount of \$90,054.99; and
5. Payroll Register dated December 1, 2011 in the amount of \$40,735.94.

1.6 Treasurer's Report

RECOMMENDATION: Staff recommends that the City Council approve the Treasurer's Report for the month of August, 2011.

CONSENT CALENDAR CONTINUES ▼

- 1.7 **Treasurer's Report**
RECOMMENDATION: Staff recommends that the City Council approve the Treasurer's Report for the month of September, 2011.
- 1.8 **Treasurer's Report**
RECOMMENDATION: Staff recommends that the City Council approve the Treasurer's Report for the month of October, 2011.
- 1.9 **Proclamation Rescinding the Open Burn Ban**
RECOMMENDATION: That the City Council adopt a Proclamation rescinding the Open Burn Ban Proclamation implemented on July 13, 2011.
- 1.10 **Extension of Time for Plot Plan 23333 (Project 08-0166) - Located at Clinton Keith Road and Stable Lanes Road**
RECOMMENDATION: Staff recommends the City Council adopt a Resolution entitled:

RESOLUTION NO. 2011 - _____

A RESOLUTION OF CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, APPROVING A ONE-YEAR EXTENSION OF TIME TO OCTOBER 28, 2012 FOR PLOT PLAN NO. 23333 (PROJECT 08-0166) FOR THE DEVELOPMENT OF TWO COMMERCIAL RETAIL BUILDINGS TOTALING 20,894 SQUARE FEET AND A 9,305 SQUARE-FOOT DAYCARE FACILITY ON A 4.16 ACRE SITE LOCATED AT THE INTERSECTION OF CLINTON KEITH ROAD AND STABLE LANES ROAD (APN: 380-120-012 & 380-120-013)

- 1.11 **Authorization to Participate in the Riverside County EDA Mortgage Credit Certification (MCC) Program**
RECOMMENDATION: Staff recommends that the City Council adopt a Resolution entitled:

RESOLUTION NO. 2011 - _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, PARTICIPATING WITH THE COUNTY OF RIVERSIDE MORTGAGE CREDIT CERTIFICATE (MCC) PROGRAM

CONSENT CALENDAR CONTINUES ▼

1.12 Accept Drainage Easements Related to Tract 30155 and Quitclaim Them to Riverside County Flood Control District

RECOMMENDATION: Staff recommends that the City Council adopt two Resolutions entitled:

RESOLUTION NO. 2011-_____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO EXECUTE CERTIFICATES OF ACCEPTANCE FOR SEVEN DRAINAGE EASEMENTS RELATED TO TRACT 30155

And

RESOLUTION NO. 2011-_____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO EXECUTE QUITCLAIM DEEDS FOR EIGHT DRAINAGE EASEMENTS TO THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

1.13 Second Reading and Adoption of Ordinance No. 65 – Repealing the E-Verify Program

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

ORDINANCE NO. 65
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, REPEALING CHAPTER 3.09 OF THE WILDOMAR MUNICIPAL CODE PERTAINING TO THE E-VERIFY PROGRAM

2.0 PUBLIC HEARINGS

2.1 FY 2011 – 12 First Quarter Budget Report

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

RESOLUTION NO. 2011 - _____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AUTHORIZING AMENDMENTS TO THE FY 2011-12 BUDGETED REVENUES AND EXPENSES

2.2 Allocation of Community Development Block Grant Funds

RECOMMENDATION: Staff recommends that the City Council:

1. Allocate funding to eligible projects and/or program activities;
2. Adopt a Resolution entitled:

RESOLUTION NO. 2011 - _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AUTHORIZING THE ALLOCATION OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR FISCAL YEAR 2012/2013

3. Authorize the City Manager to execute all related application and agreements.

2.3 User Fees Review

RECOMMENDATION: Staff recommends that the City Council continue this item to the February 15, 2012 meeting.

3.0 GENERAL BUSINESS

3.1 Bundy Canyon Road Project Update

RECOMMENDATION: Staff recommends that the City Council receive and file the report.

3.2 Clinton Keith Interchange Construction Project Update and Project Communication Coordination

RECOMMENDATION: Staff recommends that the City Council receive and file the report.

3.3 Acquire Right of Way and Temporary Construction Easement for the Sidewalks to Schools Improvement Project (CIP 09-0014)

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

RESOLUTION NO. 2011-_____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO EXECUTE AN ACQUISITION AGREEMENT, AND CERTIFICATES OF ACCEPTANCE FOR A GRANT OF PUBLIC RIGHT OF WAY AND A TEMPORARY CONSTRUCTION EASEMENT FOR THE SIDEWALKS TO SCHOOLS IMPROVEMENTS PROJECT (CIP 09-0014)

- 3.4 Collier Elementary Sidewalk and Accessibility Improvement Project**
RECOMMENDATION: Staff recommends that the City Council adopt a Resolution entitled:

RESOLUTION NO. 2011 - _____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, AMENDING THE FISCAL YEAR 2011/12 BUDGET AND
RELATED CAPITAL IMPROVEMENT PROGRAM TO REFLECT A
FEDERAL SAFE ROUTES TO SCHOOL GRANT TOTALING \$503,900
FOR THE COLLIER ELEMENTARY SIDEWALK AND ACCESSIBILITY
IMPROVEMENT PROJECT

- 3.5 Sex Offender Residency and Loitering Prohibition Ordinance**
RECOMMENDATION: Staff recommends that the City Council introduce and approve first reading of an Ordinance entitled:

ORDINANCE NO. _____
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, ADDING A NEW CHAPTER 9.55 TO THE
WILDOMAR MUNICIPAL CODE RELATING TO SEX OFFENDER
RESIDENCY AND LOITERING PROHIBITIONS

- 3.6 Mayor and Mayor Pro Tem Appointment for 2012**
RECOMMENDATION: Staff recommends that the City Council appoint a Mayor and Mayor Pro Tem for 2012.

- 3.7 Committees, Commissions, and Boards Appointments**
RECOMMENDATION: Staff recommends that the City Council review the list of committees, commissions, and board appointments and direct Staff to make any changes deemed appropriate.

RECESS THE CITY COUNCIL

CONVENE WILDOMAR CEMETERY DISTRICT

CALL TO ORDER

ROLL CALL

PUBLIC COMMENTS

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

APPROVAL OF THE AGENDA AS PRESENTED

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

4.0 CONSENT CALENDAR

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

4.1 Minutes – November 7, 2011 Regular Meeting

RECOMMENDATION: Staff recommends that the Board of Trustees approve the Minutes as presented.

4.2 Minutes – November 9, 2011 Regular Meeting

RECOMMENDATION: Staff recommends that the Board of Trustees approve the Minutes as presented.

5.0 PUBLIC HEARINGS

There are no items scheduled.

6.0 GENERAL BUSINESS

6.1 Restated Policies and Procedures Manual

RECOMMENDATION: Staff recommends that the Board of Trustees adopt a Resolution entitled:

RESOLUTION NO. WCD 2011 - _____
A RESOLUTION OF THE WILDOMAR CEMETERY DISTRICT BOARD
OF TRUSTEES ADOPTING THE RESTATED POLICIES AND
PROCEDURES MANUAL

GENERAL MANAGER REPORT

CEMETERY DISTRICT ATTORNEY REPORT

BOARD COMMUNICATIONS

FUTURE AGENDA ITEMS

ADJOURN WILDOMAR CEMETERY DISTRICT

RECONVENE THE CITY COUNCIL

CITY MANAGER REPORT

CITY ATTORNEY REPORT

COUNCIL COMMUNICATIONS

FUTURE AGENDA ITEMS

ADJOURNMENT

2012 City Council/Wildomar Cemetery District Regular Meeting Schedule

January 11	July 11
February 8	August 8
March 7	September 12
April 11	October 10
May 9	November 14
June 13	December 12

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

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

I, Debbie A. Lee, Wildomar City Clerk, do certify that on December 9, 2011, by 5:00 p.m., a true and correct copy of this agenda was posted at the three designated posting locations:

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

Debbie A. Lee, CMC
City Clerk

**CITY OF WILDOMAR
CITY COUNCIL REGULAR MEETING MINUTES
OCTOBER 12, 2011**

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

The closed session of October 12, 2011, of the Wildomar City Council was called to order by Mayor Swanson at 5:32 p.m.

City Council Roll Call showed the following Members in attendance: Mayor Swanson, Mayor Pro Tem Benoit, Council Members Cashman, Moore, Walker. Members absent: None.

Staff in attendance: City Attorney Biggs and City Clerk Lee.

PUBLIC COMMENTS

There were no speakers.

CLOSED SESSION

City Clerk Lee announced the following:

The City Council will meet in closed session to confer with its legal counsel pursuant to the provisions of Government Code Section 54956.9(b) regarding significant exposure to at least one and potentially several additional matters of litigation relating to LMD 2006-1 park assessment refunds.

The City Council will meet in closed session under the provisions of Government Code Section 54956.8 to consider and give direction to its property negotiator, Frank Oviedo, with regard to negotiations with the owner of record regarding the price and terms of possible acquisition of real property located at 23873 Clinton Keith Road, Wildomar, California.

At 5:32 p.m. the City Council convened into closed session, with all Council Members present.

RECONVENE INTO OPEN SESSION

At 6:35 p.m. the City Council reconvened into open session, with all Council Members present, making no announcements.

ADJOURN CLOSED SESSION

There being no further business, Mayor Swanson declared the closed session meeting adjourned at 6:35 p.m.

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

The regular meeting of October 12, 2011, of the Wildomar City Council was called to order by Mayor Swanson 6:35 p.m.

City Council Roll Call showed the following Members in attendance: Mayor Swanson, Mayor Pro Tem Benoit, Council Members Cashman, Moore, Walker. Members absent: None.

Staff in attendance: City Manager Oviedo, Assistant City Manager Nordquist, City Attorney Biggs, Public Works Director D’Zmura, Planning Director Bassi, Community Services Director Willette, Fire Chief Beach, and City Clerk Lee.

The Flag Salute was led, and the colors posted, by the Temecula Valley Young Marines.

PRESENTATIONS

Mayor Swanson presented a Proclamation to the Temecula Valley Young Marines for Red Ribbon Week, October 24 - 30, 2011.

Mayor Swanson presented a Certificate of Appreciation to Joseph Masters for his efforts in assisting the Elsinore High School Library.

Mayor Swanson presented a Certificate of Congratulations to Superintendent Frank Passarella, Lake Elsinore Unified School District and Principal Dorri Neal, William Collier Elementary School for receiving the National Blue Ribbon School designation.

Chief Beach presented the Fire Department monthly update.

Public Works Director D’Zmura presented the Code Enforcement quarterly update.

PUBLIC COMMENTS

April Watkins and Lizet Hernandez, THINK Together, spoke about the free after school programs offered in Wildomar.

Ronda Kirkbride, resident, stated she still cannot get anyone to grade the dirt road, which is the only road available, to enter and exit her home. No one has contacted her, but she will keep coming back until someone talks to her.

John Garrett, resident, stated his astronomy club will be putting on an astronomy night at David A. Brown Middle School and Collier Elementary School. The County is pursuing an aggressive Ordinance regarding light trespass. When he gets a copy of the proposed Ordinance he will share it with the City.

Sharon Heil, resident, stated on October 15 the Wildomar Community Council (WCC) and the American Legion will hold a car show and flyers are available on the table. Additionally, the Elks will have their annual chili cook-off on October 15.

Gary Andre, resident, stated the red ribbons mean a great deal to him. He then spoke of the health issues brought on by drug abuse.

APPROVAL OF THE AGENDA AS PRESENTED

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

MOTION carried, 5-0.

1.0 CONSENT CALENDAR

A MOTION was made by Councilwoman Moore, seconded by Mayor Pro Tem Benoit, to approve the Consent Calendar as presented.

MOTION carried, 5-0.

1.1 Reading of Ordinances

Approved the reading by title only of all ordinances.

1.2 Minutes – September 9, 2011 Special Meeting

Approved the Minutes as submitted.

1.3 Minutes – September 14, 2011 Regular Meeting

Approved the Minutes as submitted.

1.4 Warrant and Payroll Registers

Approved the following:

1. Warrant Register dated 09-15-11 in the amount of \$289,708.46;
2. Warrant Register dated 09-22-11 in the amount of \$117,821.52;
3. Warrant Register dated 09-29-11 in the amount of \$33,874.94;
4. Warrant Register dated 10-06-11 in the amount of \$286,633.49;
5. Payroll Register dated 10-12-11 in the amount of \$40,537.73

1.5 Treasurer's Report

Approved the Treasurer's Report for July, 2011.

1.6 Memorandum of Understanding (MOU) With Riverside County for One Mass Care Shelter Trailer

Entered into a MOU with the County of Riverside for one fully stocked Mass Care and Shelter Trailer.

1.7 Acceptance of Subdivision Improvements for Parcel Map 35219 – Renaissance Plaza

Accepted as complete the subdivision improvements required for Parcel Map 35219, Renaissance Plaza, and directed Staff to file a Notice of Completion upon correction of items identified in the final inspection.

2.0 PUBLIC HEARINGS

There are no items scheduled.

3.0 GENERAL BUSINESS

3.1 Historic Highway 395 Multijurisdictional Corridor Study Project

City Clerk Lee read the title.

Ruthanne Taylor Berger, WRCOG Deputy Executive Director, presented the item to the City Council.

Mayor Swanson suggested that Staff put a link on the City's website to this project so citizens can be informed.

SPEAKERS:

Gary Andre, resident, stated before the City incorporated there was a roundtable meeting where a design for Old Town Wildomar was drawn up. He has distributed this to various Council Members and to the City Manager. Old Town Wildomar is along the 395 corridor.

Councilman Cashman stated when he hears that the look of Wildomar is different he is happy because he does not feel the citizens want to look like the rest. Cities are blending into one another, and he does not want Wildomar to look like the rest of 395.

Councilman Walker stated he sees this as an opportunity to have a niche in this project. He wants the City to participate, but does not want Wildomar squeezed into a bubble. Wildomar should have its own identity.

Mayor Swanson stated she sees this as a way to stay unique. She can see street cars going from Lake Elsinore to Temecula down Historic 395, or some type of shared transportation. She thinks this is a great idea and it's all the cities working together.

3.2 City Parks Update and Council Direction

City Clerk Lee read the title.

City Manager Oviedo presented the staff report.

SPEAKERS:

City Clerk Lee stated that an email was received from Janice Hare regarding this issue and that a copy of the email was given to each Council Member.

John Lloyd, Friends for Wildomar Parks, stated they have struggled, but they now have their base structure. They are currently working on fundraising. They are unsure that Leagues are going to be able to raise the money they were hoping to.

Councilman Cashman stated closing Marna O'Brien Park is not an option. Some of the grass can be taken out and other types of vegetation can be planted so that the watering and maintenance costs will go down. It could have solar lights and the big lights on the field would be paid for by the users. This would bring the cost of the lighting down. This is not the

parks we would like to have, and it is not what they will be in the future, but he would like to find a way to hold the line somehow so that when we have money in the future we don't have to start from nothing.

Mayor Swanson stated no one wants to close the parks and no one wants to start over. All of the ideas have already been gone over and they will all cost the City money to implement. If there is no one there to take care of it, and there are no lights, the tagging and ripping up of the bathrooms takes place. No one wants to close down the parks, but presently there isn't a solution to this.

Councilman Cashman stated by putting in solar lighting the electrical costs will come down by quite a bit.

Mayor Pro Tem Benoit stated but who is going to pay to put them in and maintain them especially if they get stolen.

Mayor Swanson stated there is no money for parks in the budget, so who would pay for all of this. She doesn't want to see the parks closed but she doesn't know what else to do.

Mr. Lloyd stated they are already doing some of that. They have the electrical costs down to \$311 and they are watering the park so minimal that there is almost as much dirt as there is grass. They are doing everything minimally, but they still need to come up with \$44,000.

Councilman Cashman stated he feels the City should see if the City can come up with \$44,000 and keep that park open.

Craig Santiago, Friends for Wildomar Parks Treasurer, stated they have been getting the community more involved with the efforts. It is more than the sports leagues, the citizens have to pitch in as well. If the other two parks close, people will start opening their eyes and doing what they can to prevent Marna O'Brien from closing down as well. Because it has taken time to get organized since the vote in June, they are just now getting their feet under them and making progress in the areas of graffiti clean-up and taking care of the restrooms. He feels they can get the money to keep Marna O'Brien open.

Mayor Pro Tem Benoit inquired why the money isn't coming in from the sports leagues.

Mr. Santiago answered that Little League pulled out.

Tim Trudeau, Wildomar Little League and Girls softball, stated they banked on 250 players, but it is just the girls softball that plays there. The Wildomar Little League plays on the field by the cemetery and cannot help with Marna as they have the other field to maintain.

Mr. Santiago stated the reason they have that number in the budget is because they do use the park for T-Ball as well as girls softball. In addition, Little League practices there as well.

Councilwoman Moore stated if 2,000 residents donated \$28 per year, that would give the group enough money to run just the basics at the park.

Mr. Santiago stated we are doing our best to keep on top of the graffiti problem and cleaning of the bathrooms. This is being checked every day and taken care of.

Councilwoman Moore stated they are looking into getting a sign put up stating that the parks are not maintained by the City and having a number to call to report problems.

Discussion ensued regarding starting a non-profit organization; getting the water and electrical bills in the non-profits name; fundraising efforts; closing Windsong and Heritage Parks; Liability at Marna O'Brien.

Laura Kelly, Wildomar Little League, stated they do not want to see the park close. Their numbers are down, however, they still need to run their League and maintain another field.

Discussion ensued regarding how the public cannot expect the Leagues cannot pay for this park on its own; Getting a report from the non-profit on how much money has been raised, and how much has been spent.

A MOTION was made by Mayor Pro Tem Benoit, seconded by Councilman Walker, to close Heritage and Windsong parks; and receive a quarterly report from the Friends for Wildomar Parks showing the fundraising amounts and what has been paid.

Councilwoman Moore stated the gate at Heritage Park needs to be opened to get kids to and from school.

City Manager Oviedo answered there has been a funding issue from the start of the discussions for this. The School states it does not have the money to pay someone to open and close the gates, and neither does the

City. They also raised the issue of liability, and they want the City to take the liability for these kids. Staff will continue to meeting with the School District on this. The School has not received any complaints since the gates have been locked.

MOTION carried, 5-0.

3.3 Implementation Agreement for the National Pollution Discharge Elimination System Urban Runoff Discharge Permit (MS4 Permit)

City Clerk Lee read the title.

Public Works Director D’Zmura presented the staff report.

Supervising Engineer Palmer explained the MS4 Permit.

Councilwoman Moore inquired if there is the ability to have car washes.

Supervising Engineer Palmer stated he would have to check into provisions that would include the fundraising car washes.

City Manager Oviedo stated we have been directing the groups over to the Grease Monkey if they wish to have a car wash. Grease Monkey has been very accommodating with this as they have the permits and infrastructure to do this type of activity.

Discussion ensued regarding the budgeted amount for this permit; and inspections of businesses.

A MOTION was made by Councilwoman Moore, seconded by Mayor Pro Tem Benoit, to approve and authorize the City Manager to execute the National Pollutant Discharge Elimination System Urban Runoff Discharge Permit Implementation Agreement.

MOTION carried, 5-0.

3.4 Housing Element Update (2006 – 2013)

City Clerk Lee read the title.

Planning Director Bassi presented the staff report.

SPEAKERS:

Gary Andre, resident, with donated time from Richard Heil, stated in 2007 and 2008 the citizens worked with the County on the General Plan for the new City of Wildomar. He spoke about the Mission Trail/I-15 mixed use planning area overlay and gave the Council a handout regarding this.

Sheryl Ade, resident, with donated time from Gil Rasmussen, stated SCAG can do some of the studies at no cost, so someone should contact them regarding this. She then asked if the \$18,000 is for the full element and will this be broke down by task, hours and personnel.

Planning Director Bassi answered \$18,000 is the full cost and the Council will receive a breakdown of costs, as always.

Ms. Ade stated the senior project that was approved is going to the County for funding, so that is about 570 units. The project next to City Hall is seeking low income housing even though he proposed high-end, so that may flip. There are grants available, but they come with strings attached. The City Manager needs to be careful when he goes to Sacramento because he will have to make decisions. As for public input, you expect to get input on this plan at a meeting where it is just being explained. This is a somewhat complex issue, so there will not be a great deal of input. There should be a workshop first and then later have the public input.

City Attorney Biggs stated there have been issues brought up that somehow there will be secret meetings and decisions made at those meetings and it simply is not the case. The City Manager does not have authority to make any decision at all, as the City Council has full authority for all decisions. She gave various options the Council and community will have regarding the housing element.

Councilman Cashman stated that the City of Eastvale and the City of Wildomar are very different cities. He asked how the transfer of the County's portion of RHNA (Regional Housing Needs Allocation) translates to the two cities.

Planning Director Bassi stated the numbers that the County will give us will only apply to our area of the County that they were once in charge of, so Eastvale's numbers will not be mixed in with Wildomar's and vice-versa.

Councilman Cashman inquired the affordable housing in Wildomar will be taken from the County and put in Wildomar, correct?

Planning Director Bassi stated yes, and that Staff will ensure it.

Discussion ensued regarding the County's element which has been deemed flawed by the State; and the Habitat areas to be exempted.

A MOTION was made by Mayor Pro Tem Benoit, seconded by Councilman Walker, to receive and file the report and allocate \$18,000 for preparation of the 2006 - 2013 City of Wildomar Housing Element.

MOTION carried, 4-1, with Councilman Cashman dissenting.

Mayor Swanson thanked the Staff for the in-depth report and making it very clear.

CITY MANAGER REPORT

City Manager Oviedo reported the following:

The medical marijuana dispensary operated by William Sump has been closed.

The EVMWD held the bi-monthly meeting.

The legal challenge to SB 89 has been filed by the League of California Cities. He has met with the City Manager's of the other cities affected and a lobbying trip is being planned.

He and Assistant City Manager Nordquist met with the County's CAO Office regarding the effects of SB 89 and possible help from the County.

November 2 is the joint meeting between the City Council and the Planning Commission.

He will participate in Principal for the Day next week.

CITY ATTORNEY REPORT

City Attorney Biggs reported on the crackdown by the Federal Government of medical marijuana dispensaries.

COUNCIL COMMUNICATIONS

Councilman Walker stated he went to the League Annual Conference in San Francisco. He found the sessions informative.

Councilwoman Moore stated: she attended the RTA meeting; Marna O'Brien clean up day is coming up; Animal shelter event; the WCC event this coming weekend; Race for the Cure; and the Mayor's Ball this weekend.

Mayor Pro Tem Benoit stated he attended a water tour of the delta. He will be attending the Principal of the Day. He attended RCTC, WRCOG and RCH. SB 469 was a Bill on the Governor's desk and he went to the Press Conference to veto the Bill as the Mayor asked that he attend in her place. The Governor listened and did veto the Bill.

Councilman Cashman stated he will be attending the WCC car show as a Historic Society member and he will also be selling his book.

Mayor Swanson stated she went to the League's Administrative Services Policy Committee meeting in San Francisco. The Tort reform went over great. Also they will consider a Resolution to stop having to publish Ordinances and Notices in the newspaper. This is an outdated form of notification in light of the electronic age. It is cheaper and easier to post on the City's website. This would save Wildomar and other cities thousands of dollars that could be used elsewhere. She attended a League meeting as well. Anne Sullivan School will have their Grand Opening tomorrow morning.

FUTURE AGENDA ITEMS

- *Maintenance of dirt roads
- *Bid for contract services
- *Fee structure for development (fixed fee versus deposit based)
- *Business registration/business license software

ADJOURNMENT

There being no further business, at 9:23 p.m. Mayor Swanson declared the meeting adjourned.

Submitted by:

Approved by:

Debbie A. Lee, CMC
City Clerk

Marsha Swanson
Mayor

**CITY OF WILDOMAR
CITY COUNCIL REGULAR MEETING MINUTES
NOVEMBER 9, 2011**

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

The closed session of November 9, 2011, of the Wildomar City Council was called to order by Mayor Swanson at 5:32 p.m.

City Council Roll Call showed the following Members in attendance: Mayor Swanson, Mayor Pro Tem Benoit, Council Members Cashman, Moore, Walker. Members absent: None.

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

PUBLIC COMMENTS

There were no speakers.

CLOSED SESSION

City Clerk Lee announced the following:

The City Council will meet in closed session pursuant to the provisions of Government Code Section 54958.6 to give direction to Frank Oviedo, its property negotiator, for negotiations with the property owner regarding one matter of possible acquisition of property located at 23873 Clinton Keith Road. Under negotiation are terms and conditions of possible purchase.

The City Council will meet in closed session pursuant to the provisions of Government Code Section 54958.6 to give direction to Frank Oviedo, its property negotiator, for negotiations with the property owner regarding one matter of possible acquisition of property located at La Estrella and George Avenue, APN 376-410-020, Wildomar, CA 92595. Under negotiation are terms and conditions of acquisition of property.

The City Council will meet in closed session pursuant to the provisions of Government Code Section 54958.9(b) to confer with legal counsel regarding one matter of pending litigation: Alliance for Intelligent Planning vs. City of Wildomar RIC1114945.

City Attorney Biggs stated there is a subsequent needs item to add:

The City Council will meet in closed session pursuant to the provisions of Government Code Section 54958.9(c) regarding a possible initiation of one matter of litigation.

The facts and circumstances surrounding that involve the park assessment refund situation. The matter arose out of action taken yesterday by the Board of Supervisors to continue for two weeks the decision on the current refunds. The City Council will not be meeting during that time frame, so it is imperative to take hear the issue now.

A MOTION was made by Mayor Pro Tem Benoit, seconded by Councilman Walker, to add the item to the closed session.

MOTION carried, 5-0.

RECONVENE INTO OPEN SESSION

At 6:35 p.m. the City Council reconvened into open session, with all Council Members present, making no announcements.

ADJOURN CLOSED SESSION

There being no further business, Mayor Swanson declared the closed session meeting adjourned at 6:30 p.m.

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

The regular meeting of November 9, 2011, of the Wildomar City Council was called to order by Mayor Swanson 6:30 p.m.

City Council Roll Call showed the following Members in attendance: Mayor Swanson, Mayor Pro Tem Benoit, Council Members Cashman, Moore, Walker. Members absent: None.

Staff in attendance: City Manager Oviedo, Assistant City Manager Nordquist, City Attorney Biggs, Public Works Director D’Zmura, Planning Director Bassi,

Community Services Director Willette, Police Chief Fontneau, Fire Chief Beach, and City Clerk Lee.

The Flag Salute was led by George Taylor, Wildomar resident.

PRESENTATIONS

Mayor Swanson presented a Proclamation for Pancreatic Cancer Awareness Month (November 2011).

Chief Beach presented the Fire Department monthly update.

PUBLIC COMMENTS

Sharon Heil, resident, stated she attended a program for Veterans at Lakeland Village Middle School. They not only sang the song and said a poem, they did sign language with it. The Elks is having a craft fair on November 19. The Elks will also have the Christmas Tree Lane on December 3.

Gary Andre, with donated time from Richard Heil, stated there is money available through the RDA for trails that the City can use. Palomar was to be widened in 2009/10, but the recession happened and everything came to a standstill. They started in front of the Post Office in 2007. There is a bond posted on that which still sits with the County. There is money we could have in our community instead of the County's. Also on Baxter where it curves and becomes Central, there is a culvert there which the County is to maintain. The County is saying they don't know who is supposed to maintain it. In the meantime, the culvert is completely plugged and needs to be cleared so that when the rains come it doesn't drain water out onto the street and onto people's properties. There is also an issue with the Clinton Keith Bridge and flooding. There are flooding issues in this City that need to be taken care of.

Glenn Copple, Original Christmas Tree Lane, stated they would like the City Council to be judges at their event.

James Johnson, resident, stated he is new to Wildomar. He is an eight-year veteran of the Army and is wondering why there is no light shining on the flag.

Mayor Swanson thanked Mr. Johnson for bringing this to the City's attention. Apparently the light has burned out and needs to be replaced.

APPROVAL OF THE AGENDA AS PRESENTED

A **MOTION** was made by Councilwoman Moore, seconded by Mayor Pro Tem Benoit, to approve the agenda as presented.

MOTION carried, 5-0.

SPECIAL ORDER OF BUSINESS

A.1 Presentation by Gil Rasmussen, President Wildomar Cemetery District

Wildomar Cemetery District President Rasmussen gave a presentation of the Wildomar Cemetery District.

A.2 Establishment of Wildomar Cemetery District As A Subsidiary District of the City of Wildomar

City Clerk Lee read the title noting that the Resolution title has changed and the City Attorney will explain the reason why.

City Attorney Biggs stated the policies and procedures were included in the Resolution, which is in error. That needs to go to the Board of Trustees at their next meeting. Since those were pulled out of the Resolution, the title needed to be changed. All references in the Resolution will also be deleted.

SPEAKER:

Sheryl Ade, with donated time from Gil Rasmussen, stated when she was on the City Council, her and Councilman Cashman met with the County's CAO Office and Supervisor Buster's Office to talk about the merger of the Cemetery District with the City of Wildomar. She feels the outgoing Board has done an outstanding job. She stated she would not like to see politics at the Cemetery. She also thanked Assistant City Manager Nordquist for his services as the contracted General Manager. She also stated that it states in the Resolution that the Cemetery District meetings will be at the end of the Council meetings, so the Council may want to consider placing it at the beginning of the meeting instead.

Councilman Cashman gave the history of the Cemetery District.

Councilman Walker stated he loves the look of the cemetery, it's always well kept and is beautiful to look at.

A MOTION was made by Councilman Cashman, seconded by Councilman Walker, to adopt an Urgency Ordinance entitled:

ORDINANCE NO. 64
AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF WILDOMAR, CALIFORNIA, ADDING A NEW CHAPTER
2.08 TO THE WILDOMAR MUNICIPAL CODE ESTABLISHING
THE WILDOMAR CEMETERY DISTRICT AS A SUBSIDIARY
DISTRICT OF THE CITY

MOTION carried, 5-0.

City Attorney Biggs advised the Resolution is being amended: Removing the fifth "Whereas", deleting "and adopt the Restated Policies and Procedures Manual" from the sixth "Whereas"; and deleting Section V.

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

RESOLUTION NO. 2011 - 51
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, ACCEPTING THE WILDOMAR
CEMETERY DISTRICT AS A SUBSIDIARY DISTRICT OF THE
CITY

as amended.

MOTION carried, 5-0.

At 7:15 p.m. the City Council recessed in order to conduct the business of the Wildomar Cemetery Board.

RECONVENE THE CITY COUNCIL

At 7:32 p.m. Mayor Swanson called the City Council to order, with all Council Members present.

1.0 CONSENT CALENDAR

A MOTION was made by Councilwoman Moore, seconded by Mayor Pro Tem Benoit, to approve the Consent Calendar as presented.

MOTION carried, 5-0.

1.1 Reading of Ordinances

Approved the reading by title only of all ordinances.

1.2 Warrant and Payroll Registers

Approved the following:

1. Warrant Register dated October 13, 2011 in the amount of \$381,805.29;
2. Warrant Register dated October 20, 2011 in the amount of \$6,961.26;
3. Warrant Register dated October 27, 2011 in the amount of \$218,177.64;
4. Payroll Register dated October 28, 2011 in the amount of \$40,978.00.

1.3 Claim Rejection for Damages Against the City of Wildomar

Rejected the claim made by Elizabeth Wales and directed Staff to notify the claimants.

2.0 PUBLIC HEARINGS

No Items Scheduled

3.0 GENERAL BUSINESS

3.1 Unpaved Roadways Update

City Clerk Lee read the title.

Public Works Director D'Zmura presented the staff report.

Supervising Engineer Palmer presented the update on the status of unpaved roadways. He presented a map showing public paved roadways; public unpaved roadways; private paved roadways; and private unpaved

roadways. Approximately 26% of the City's roadways are private unpaved roads. These roads are not owned by the City and are therefore not improved or maintained by the City. He then gave an overview of what the monies spent on public roads is used for.

Councilman Walker inquired if there are any private roads that the people are willing to deed over to the City.

Engineer Palmer answered yes, there are three. Staff is working through the assessment process in order to get the roads up to standards.

Councilman Cashman inquired how do the people deed over the property, what is the process.

Engineer Palmer answered there are two ways. When the map gets recorded there is an irrevocable offer of dedication that the City can accept at any time. The other way is if there is no such offer, all the owners would have to be willing to grant to the City the property. The reason a lot of the roads were never accepted by the County is because they were not built to acceptable standards. This is the dilemma the City has as well because they are still not up to acceptable standards.

Public Works Director D'Zmura added that there is no formal policy on acceptance. The City does have an unimproved road program which is how the City is operating today.

Councilman Cashman stated the County used to come through from time to time and grade these roads, and the City does not. Is there a legal barrier that prevents the City from doing that, or is it just money.

City Attorney Biggs answered if it is a private road, there is a barrier because it is private property.

Discussion ensued regarding the unimproved roadway program; grading private roads with public monies; and the ability of emergency vehicles being able to pass on the dirt roads.

3.2 Transportation Uniform Mitigation Fee (TUMF) Reimbursement Agreements with Western Riverside Council of Governments (WRCOG) for Clinton Keith Road Widening and Grand Avenue Widening Projects

City Clerk Lee read the title.

Public Works Director D’Zmura presented the staff report.

A MOTION was made by Mayor Pro Tem Benoit, seconded by Councilman Walker, to approve TUMF Reimbursement Agreements with WRCOG for Clinton Keith Road Widening and Grand Avenue Widening Projects.

MOTION carried, 5-0.

3.3 Sidewalks to Schools Improvement Project Central Street Area Improvements

City Clerk Lee read the title.

Supervising Engineer Palmer presented the staff report. He then showed pictures of the project area before the improvements and after.

The City Council and City Manager thanked the Staff for their work on the grant and the project.

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

RESOLUTION NO. 2011 - 52

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, APPROVING CONTRACT CHANGE ORDER NUMBERS 7, 9, 10, AND 11, ACCEPTING THE SIDEWALKS TO SCHOOLS IMPROVEMENT PROJECT CENTRAL STREET AREA IMPROVEMENTS AS COMPLETE, AND AUTHORIZING STAFF TO PREPARE AND FILE THE NOTICE OF COMPLETION WITH THE RIVERSIDE COUNTY RECORDER

as amended.

MOTION carried, 5-0.

3.4 Rescinding Letter of Intent for the Jean Hayman Elementary School Property

City Clerk Lee read the title.

City Manager Oviedo presented the staff report.

A MOTION was made by Mayor Pro Tem Benoit, seconded by Councilwoman Moore, to rescind the City's Letter of Intent to purchase Jean Hayman Elementary School.

MOTION carried, 5-0.

3.5 Repeal E-Verify Ordinance

City Clerk Lee read the title.

City Attorney Biggs presented the staff report.

A MOTION was made by Mayor Pro Tem Benoit, seconded by Councilwoman Moore, to introduce and approve first reading of an Ordinance entitled:

ORDINANCE NO. 65
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, REPEALING CHAPTER 3.09 OF THE
WILDOMAR MUNICIPAL CODE PERTAINING TO THE E-VERIFY
PROGRAM

which title was read.

MOTION carried, 5-0.

CITY MANAGER REPORT

City Manager Oviedo reminded the Council of the joint meeting with the Planning Commission regarding the housing element on December 7. Tomorrow the Southwest Coalition representatives will be meeting in Menifee regarding ambulance service. The League dinner will be on Monday in Beaumont. There is a meeting tomorrow with the County Health Department in relation to County Water. Also he is still working with the other three new cities regarding SB 89.

City Clerk Lee announced that the iPads have been received and it is time to set the training session.

It was the consensus of the Council to hold the training session on Wednesday, December 14 at 4:30 p.m.

CITY ATTORNEY REPORT

City Attorney Biggs stated the Court of Appeal issued a published opinion today upholding the City's right to ban medical marijuana dispensaries completely. This was in conjunction with the City of Riverside case.

COUNCIL COMMUNICATIONS

Councilman Walker commended the Staff as they are all doing an awesome job. With all the constant daily attacks on the City, it is a difficult job. He and Councilman Cashman did meet with Supervisor Buster. He also commended the Police Department for the great job they are doing, as well as the Fire Department. He is extremely happy with the Planning Commission and thinks everyone is doing a great job.

Councilwoman Moore stated she attended the Heroes in Education dinner; the Animal Friends of the Valleys event; Autism Task Force; RTA meeting; CPR and First Aid training; SCAG; and a ride along with the Fire Department. The Friends for Wildomar Parks will be holding a Bingo event on January 15 with all proceeds going to saving Marna O'Brien Park.

Mayor Pro Tem Benoit stated he attended WRCOG and RCTC.

Councilman Cashman stated he and Councilman Walker met with Supervisor Buster. They talked about improving communication and it was a very productive meeting. The meeting in Murrieta for the 395 corridor is on November 17 and he is unable to attend. He wanted to make sure someone from the Council is going to be attending. The old David A. Brown house that is on Baxter is in need of a grant to help restore it. It is an asset to the community as it is over 110 years old.

Mayor Swanson stated she and Councilman Walker have been holding the monthly economic development roundtable and they have learned a great deal. The local Board of Realtors has put together a group as well and she was invited to their first meeting last week.

FUTURE AGENDA ITEMS

*Dirt roads

ADJOURNMENT

There being no further business, at 8:27 p.m. Mayor Swanson declared the meeting adjourned.

Submitted by:

Approved by:

Debbie A. Lee, CMC
City Clerk

Marsha Swanson
Mayor

**CITY OF WILDOMAR
CITY COUNCIL SPECIAL MEETING MINUTES
NOVEMBER 29, 2011**

CALL TO ORDER – CLOSED SESSION 6:00 P.M.

The closed session of November 29, 2011, of the Wildomar City Council was called to order by Mayor Swanson at 6:00 p.m.

City Council Roll Call showed the following Members in attendance: Mayor Swanson, Mayor Pro Tem Benoit, Council Members Cashman, Moore, Walker. Members absent: None.

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

City Attorney Biggs advised the second item on the closed session needs to have added language to it. She would like to be a subsequent need item. The following language should be added:

“As part of the discussion of strategies and tactics relating to the exposure to potential litigation noted on the agenda, the City Council will also be considering potential initiation of one matter of litigation pursuant to the provisions of Government Code Section 54956.9(c). The underlying facts known to all parties relate to the processing of park assessment district refunds by the County of Riverside from City of Wildomar general revenues held by the County not collected by or from the park assessment district.”

A MOTION was made by Councilwoman Moore, seconded by Mayor Pro Tem Benoit, to add the language to the closed session.

MOTION carried, 5-0.

PUBLIC COMMENTS

Gil Rasmussen, resident, stated he doesn't understand why the Council would go into closed session to discuss this. There is no procedure for filing for these refunds. On September 18 he sent an email asking for his refund and, to date, no one at the City has replied. This is unprofessional and unforgivable. If he does not receive a reply soon he will file a legal claim. He will embarrass the City by taking the issue to small claims, winning the case, and collecting.

City Attorney Biggs stated the small claims court does not have jurisdiction over taxes and assessments.

CLOSED SESSION

City Clerk Lee announced the following:

The City Council will meet in closed session pursuant to the provisions of Government Code Section 54958.9(b) to confer with legal counsel regarding one matter of pending litigation: Alliance for Intelligent Planning v. City of Wildomar RIC1114945.

The City Council will meet in closed session to confer with its legal counsel pursuant to the provisions of Government Code Section 54956.9(b) regarding significant exposure to at least one and potentially several additional matters of litigation relating to LMD 2006-1 park assessment refunds. As part of the discussion of strategies and tactics relating to the exposure to potential litigation noted on the agenda, the City Council will also be considering potential initiation of one matter of litigation pursuant to the provisions of Government Code Section 54956.9(c). The underlying facts known to all parties relate to the processing of park assessment district refunds by the County of Riverside from City of Wildomar general revenues held by the County not collected by or from the park assessment district.

At 6:04 p.m. the City Council convened in closed session, with all Council Members present.

RECONVENE INTO OPEN SESSION

At 7:04 p.m. the City Council reconvened into open session, with all Council Members present, making the following announcement:

City Attorney Biggs stated there was no reportable action taken on the first matter under the closed session. In regards to the second matter, on motion by Councilman Walker, and seconded by Councilman Cashman, with a 5-0 vote, the Council authorized Legal Counsel to take actions necessary to initiate litigation against the County of Riverside.

City Clerk Lee advised the iPads are on the dais and they are ready to use. She thanked Mayor Pro Tem Benoit for his assistance in getting them ready for use. She then advised that a training session has been set for Wednesday, December 14, 2011 at 4:30 p.m. for learning to utilize the iPads, apps, and general use of the device.

ADJOURNMENT

There being no further business, Mayor Swanson declared the closed session meeting adjourned at 7:06 p.m.

Submitted by:

Approved by:

Debbie A. Lee, CMC
City Clerk

Marsha Swanson
Mayor

CITY OF WILDOMAR CITY COUNCIL
Agenda Item#1.5
CONSENT CALENDAR
Meeting Date: December 14, 2011

TO: Mayor and City Council
FROM: Gary Nordquist, Assistant City Manager
SUBJECT: Warrant and Payroll Registers

STAFF REPORT

RECOMMENDATION:

Staff recommends that the City Council approve the following:

1. Warrant Register dated November 3, 2011 in the amount of \$27,163.36;
2. Warrant Register dated November 11, 2011 in the amount of \$145,738.46;
3. Warrant Register dated November 23, 2011 in the amount of \$25,673.94;
4. Warrant Register dated December 1, 2011 in the amount of \$90,054.99; and
5. Payroll Register dated December 1, 2011 in the amount of \$40,735.94.

DISCUSSION:

The City of Wildomar requires that the City Council audit payments of demands and direct the City Manager to issue checks. The Warrant and Payroll Registers are submitted for approval.

FISCAL IMPACT:

These Warrant and Payroll Registers will have a budgetary impact in the amount noted in the recommendation section of this report. These costs are included in the Fiscal Year 2011-12 Budget.

Submitted by:

Approved by:

Gary Nordquist
Assistant City Manager

Frank Oviedo
City Manager

ATTACHMENTS:

Voucher List 11/3/2011

Voucher List 11/4/2011

Voucher List 11/23/2011

Voucher List 12/1/2011

Payroll Warrant Register December 1, 2011

vchlist
11/03/2011 2:47:37PM

Voucher List
City of Wildomar

Page: 1

Bank code : wf

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
200818	11/3/2011	000312 ADAME LANDSCAPE, INC.	43876		LANDSCAPE REPAIR 10/20/11	575.00
					Total :	575.00
200819	11/3/2011	000008 AT&T MOBILITY	10282011		COUNCIL MOBILE PHONES 9/21-10	112.63
					Total :	112.63
200820	11/3/2011	000028 CALPERS	434		MEDICAL PREMIUM NOV 2011	7,177.97
					Total :	7,177.97
200821	11/3/2011	000043 CHENG, MISTY	10/31/2011		ACCOUNTING SERVICES OCT 2011	5,020.00
					Total :	5,020.00
200822	11/3/2011	000318 COLGAN CONSULTING CORPORATION	1	0000033	DEVELOPMENT IMPACT FEE STUD	2,180.85
					Total :	2,180.85
200823	11/3/2011	000035 COUNTY OF RIVERSIDE, TLMA	TL0000008262		SLF COSTS JULY & AUG 2011	449.49
					Total :	449.49
200824	11/3/2011	000336 CSMFO	11211		CSMFO MEMBERSHIP DUES- ASST	110.00
					Total :	110.00
200825	11/3/2011	000278 HOLLYWOOD DANCE	1914		DANCE CLASS REGISTRATIONS 8/	247.32
					Total :	247.32
200826	11/3/2011	000317 INTEGRA REALTY RESOURCES	121-11-0274-1011	0000031	HERITAGE APPRAISAL SERVICES	3,500.00
					Total :	3,500.00
200827	11/3/2011	000079 LAN WAN ENTERPRISE	41814		MAINTENANCE CONTRACT - NOV 2	450.00
					Total :	450.00
200828	11/3/2011	000147 MARATHON REPROGRAPHICS	65876		CDBG MAPS	90.51
					Total :	90.51
200829	11/3/2011	000053 REPUBLIC ITS, INC.	RI-119571 RR-118818 RR-118819		LED STREET LIGHT REPLACEMENT TRAFFIC SIGN MAINT. SEPT 2011 TRAFFIC SIGN. RESPONSE SEPT 2	1,800.00 750.00 1,316.38

Page: 1

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11/03/2011 2:47:37PM

Voucher List
City of Wildomar

Page: 2

Bank code : wf

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
200829	11/3/2011	000053	000053 REPUBLIC ITS, INC.		(Continued)	Total : 3,866.38
200830	11/3/2011	000241	SOUTHWEST SIGN MAINTENANCE,INC	101411	11-0078 DEVELOPER DEPOSIT REF	180.00
					Total :	180.00
200831	11/3/2011	000020	VERIZON	102211	0000032 FIOS SERVICES 10/5/11-11/21/11	430.05
					Total :	430.05
200832	11/3/2011	000006	WELLS FARGO PAYMENT REMITTANCE,	09451978	NON DEPARTMENTAL CONFERENC	20.55
			101011		NON-DEPARTMENTAL OFFICE SUP	54.75
			101011		OFFICE SUPPLIES	237.96
			101211		CITY COUNCIL MEETING SUPPLIES	46.31
			101211		MAYOR'S BALL SUPPLIES	16.15
			101311		QUICKBOOKS MONTHLY SUBSCRIB	20.97
			101711		CITY CLERKS NEW LAW & ELECTRIC	440.00
			101811		CITY CLERK DEPARTMENTAL OFFI	92.40
			10311		OFFICE SUPPLIES	44.29
			10411		FINANCE CHARGE REFUND	-41.76
			92011		OFFICE SUPPLIES	62.99
			92011A		NON-DEPARTMENTAL OFFICE SUP	15.21
			92111		CALBO CLASS I MEMBERSHIP	180.00
			92211		NON-DEPARTMENTAL OFFICE SUP	76.41
			92611		NON-DEPARTMENTAL OFFICE SUP	59.68
			92811		PROCLAMATION PLAQUES	114.47
			92811		NON-DEPARTMENTAL OFFICE SUP	32.30
			92811		IAEM CONFERENCE	605.00
			92911		STATE OF THE COUNTY REGISTR	140.00
			92911		ECONOMIC DEVELOPMENT MEETI	17.97
			92911		ECONOMIC DEVELOPMENT MEETI	12.95
			92911		ECONOMIC DEVELOPMENT MEETI	17.78
			92911		CESA CONFERENCE	320.00
			92911A		CESA CONFERENCE TRAVEL EXPE	97.37
			93011		FINANCE CHARGE REFUND	-5.09
			93011A		FINANCE CHARGE REFUND	-7.63
					Total :	2,671.03
200833	11/3/2011	000025	WILLETTE, PAULA	11/2/2011	REIMB- EMS TRAVEL/ MEETING SU	102.13

Page: 2

Bank code : wf

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
200833	11/3/2011	000025	000025 WILLETTE, PAULA		(Continued)	Total : 102.13
16 Vouchers for bank code : wf						Bank total : 27,163.36
16 Vouchers in this report						Total vouchers : 27,163.36

vchlist
11/11/2011 6:47:17PM

Voucher List
City of Wildomar

Page: 1

Bank code : wf

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
200834	11/4/2011	000341 ELKS LADIES	11/4/2011A		MAYORS BALL	1,002.00
					Total :	1,002.00
200835	11/4/2011	000237 ELKS LODGE #2591	11/4/2011B		MAYORS BALL	1,002.00
					Total :	1,002.00
200836	11/11/2011	000033 AMERICAN FORENSIC NURSES	60631 60649		BLOOD DRAW BLOOD DRAW	82.16 82.16
					Total :	164.32
200837	11/11/2011	000007 ANIMAL FRIENDS OF THE VALLEY,, INC. SEPT11			ANIMAL CONTROL SERVICES SEP1	5,600.00
					Total :	5,600.00
200838	11/11/2011	000034 BIO-TOX LABORATORIES	24082 24083		RC-SHERIFF LAB SERVICES RC-SHERIFF LAB SERVICES	83.53 512.70
					Total :	596.23
200839	11/11/2011	000256 COUNTY OF RIVERSIDE, COUNTY CLER 111011			NOE FILING FEE- LED TRAFFIC SIG	64.00
					Total :	64.00
200840	11/11/2011	000011 CR&R INC.	0255019		DUMP/DISPOSAL FEE 10/19/11	442.13
					Total :	442.13
200841	11/11/2011	000036 DATAQUICK	81-1986745		CODE ENF. SOFTWARE 10/1-10/31/	155.75
					Total :	155.75
200842	11/11/2011	000058 DEPARTMENT OF JUSTICE	875680		BLOOD ALCOHOL ANALYSES SEPT	210.00
					Total :	210.00
200843	11/11/2011	000022 EDISON	11211 11211A 11511 11511A 11511B		CSA 103 PALOMAR ELECTRICAL 10 ZONE 73- LMD89-1 ELECTRICAL 8/ CITY LAMPS ELECTRICAL 10/1-11/1 CSA 22 ELECTRICAL 10/1-11/1/11 CSA 103 ELECTRICAL 10/1-11/1/11	33.69 83.43 376.31 3,016.49 13,398.18
					Total :	16,908.10
200844	11/11/2011	000012 ELSINORE VALLEY MUNICIPAL, WATER	5199854		WATER SRVCS CSA 103 9/22-10/27.	96.85

Page: 1

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Voucher List
City of Wildomar

Page: 2

Bank code : wf

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
200844	11/11/2011	000012 ELSINORE VALLEY MUNICIPAL, WATER	(Continued) 5199855		WATER SRVCS CSA 103 9/22-10/27,	326.76
					Total :	423.61
200845	11/11/2011	000311 FLINT STRATEGIES	20-1098		ECONOMIC DEVELOPMENT- BREVA	625.00
					Total :	625.00
200846	11/11/2011	000016 INNOVATIVE DOCUMENT SOLUTIONS	109251		CONTRACT COPIER SERVICES 10/	359.75
					Total :	359.75
200847	11/11/2011	000072 INTERWEST CONSULTING GROUP	1109		CONTRACTUAL SERVICES SEPT 20	116,813.74
					Total :	116,813.74
200848	11/11/2011	000084 MUNISERVICES, LLC	0000026355		STARS SERVICES FOR 2ND QRTR.	382.50
					Total :	382.50
200849	11/11/2011	000184 NORTH COUNTY TIMES AND, THE CALIF	102511		NEWSPAPER SUBSCRIPTION- 52 V	165.00
					Total :	165.00
200850	11/11/2011	000343 UNBOUND GRAPHIX, INC.	1102020		GRAPHICS SET FOR WILDOMAR P	824.33
					Total :	824.33
17 Vouchers for bank code : wf						Bank total : 145,738.46
17 Vouchers in this report						Total vouchers : 145,738.46

Page: 2

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Voucher List
City of Wildomar

Page: 1

Bank code : wf

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
200851	11/14/2011	000256 COUNTY OF RIVERSIDE, COUNTY CLER	11-14-11		NOTICE OF EXEMPTION-LED TRAF	64.00
					Total :	64.00
200852	11/23/2011	000312 ADAME LANDSCAPE, INC.	44003	0000035	MONTHLY LANDSCAPE MAINT - NC	125.00
					Total :	125.00
200853	11/23/2011	000031 AFLAC, REMITTANCE PROCESSING, CE	805902		MEDICAL INSURANCE BENEFITS D	475.45
					Total :	475.45
200854	11/23/2011	000059 DIAMOND W. EVENTS, INC.	11/21/2011	0000038	CONTRACTUAL SERVICES NOV 20	5,000.00
					Total :	5,000.00
200855	11/23/2011	000027 DIRECT TV	16453395771		CITY HALL CABLE SRVCS 11/12/11-	86.99
					Total :	86.99
200856	11/23/2011	000022 EDISON	111711 11811		ELECTRICAL SERVICES 9/12-11/16/ CSA 142 ELECTRICAL 10/1/11-11/11/	2,759.92 2,014.27
					Total :	4,774.19
200857	11/23/2011	000024 GUARDIAN	111511		DENTAL/ VISION BENEFITS DEC 20	1,217.86
					Total :	1,217.86
200858	11/23/2011	000083 LANCE, SOLL & LUNGHARD LLP	2635		PROF SERVICES: GOVERNMENT A	5,832.00
					Total :	5,832.00
200859	11/23/2011	000147 MARATHON REPROGRAPHICS	66089		TRAIL MAPS	89.86
					Total :	89.86
200860	11/23/2011	000018 ONTRAC	7269421		OVERNIGHT DELIVERY SERVICES	18.95
					Total :	18.95
200861	11/23/2011	000185 PITNEY BOWES	11611 646978		POSTAGE METER REFILL 10/31/11 POSTAGE METER RENTAL 12/16/11	500.00 96.98
					Total :	596.98
200862	11/23/2011	000249 STI, INC. TRUCKING & MATERIALS, C/O	11-302-5	0000029	SIDEWALKS TO SCHOOLS 9/5-10/1	6,787.29

Page: 1

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Voucher List
City of Wildomar

Page: 2

Bank code : wf

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
200862	11/23/2011	000249	000249 STI, INC. TRUCKING & MATERIALS, (Continued)			Total : 6,787.29
200863	11/23/2011	000020	VERIZON	11111	TELEPHONE CHARGES 11/1/11-11/	35.67
				11111A	OFFICE TELEPHONE CHARGES11/	589.70
					Total :	605.37
13 Vouchers for bank code : wf						Bank total : 25,673.94
13 Vouchers in this report						Total vouchers : 25,673.94

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Voucher List
City of Wildomar

Page: 1

Bank code : wf

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
200864	12/1/2011	000080 BURKE, WILLIAMS AND SORENSON,, LL	151053		LEGAL FEES OCTOBER 2011	33,818.54
					Total :	33,818.54
200865	12/1/2011	000028 CALPERS	464		CITY COUNCIL MEDICAL PREMIUM	7,177.26
					Total :	7,177.26
200866	12/1/2011	000043 CHENG, MISTY	11/30/2011	0000037	ACCOUNTING SERVICES NOVEMB	4,680.00
					Total :	4,680.00
200867	12/1/2011	000318 COLGAN CONSULTING CORPORATION	3	0000033	DEVELOPMENT IMPACT FEE STUD	3,136.42
					Total :	3,136.42
200868	12/1/2011	000035 COUNTY OF RIVERSIDE, TLMA	TL0000008379		SEPTEMBER 2011 SLF COSTS	680.35
					Total :	680.35
200869	12/1/2011	000054 DEPARTMENT OF TRANSPORTATION	SL120238		SIGNALS & LIGHTING JUL 2011-SE	1,617.05
					Total :	1,617.05
200870	12/1/2011	000077 EXEC-U-CARE	112111		MEDICAL INSURANCE DECEMBER	6,468.58
					Total :	6,468.58
200871	12/1/2011	000304 JOE A. GONSALVES & SON	22488	0000024	CONTRACTUAL CONSULTING SRV	3,000.00
					Total :	3,000.00
200872	12/1/2011	000049 NORTH COUNTY TIMES	2304080		PUB HEARING NTCE- ORD NO. 64	239.76
					Total :	239.76
200873	12/1/2011	000344 POWER SIGN	112311		11-0175 DEPOSIT REFUND OF UNI	135.03
					Total :	135.03
200874	12/1/2011	000042 PV MAINTENANCE, INC.	005-127	0000025	GAS TAX/ PUB WORKS CONTRACT	8,261.01
					Total :	8,261.01
200875	12/1/2011	000053 REPUBLIC ITS, INC.	RR-120723 RR-120724		TRAFFIC SIGNAL MAINT OCT 2011	1,835.00
					TRAFFIC SIGN RESPONSE OCT 20	439.33
					Total :	2,274.33

Page: 1

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Voucher List
City of Wildomar

Page: 2

Bank code : wf

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
200876	12/1/2011	000149 RIVERSIDE COUNTY EXECUTIVE, OFFIC	201104WIL		ANIMAL SHELTER SRVCS NOV 201	11,140.72
					Total :	11,140.72
200877	12/1/2011	000242 SWRCB	WD-0061619		ANNUAL STORM WATER PERMIT F	7,279.00
					Total :	7,279.00
200878	12/1/2011	000345 TEK BILLING SERVICES	176757		DELIVERY SERVICES - STORM WA	75.00
					Total :	75.00
200879	12/1/2011	000025 WILLETTE, PAULA	11/23/2011		REIMBURSEMENT: TRAVEL EXP/ M	71.94
					Total :	71.94
16 Vouchers for bank code : wf						Bank total : 90,054.99
16 Vouchers in this report						Total vouchers : 90,054.99

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City of Wildomar
Payroll Warrant Register
December 1, 2011

<u>ACH Date</u>	<u>Payee</u>	<u>Description</u>	<u>Amount</u>
11/10/2011	Payroll People	10/22-11/4/11 Staff	19,673.31
11/25/2011	Payroll People	11/5-11/18/11 Staff	19,647.11
12/1/2011	Payroll People	11/1-11/30/11 Council	1,415.52
		TOTAL	40,735.94

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #1.6
CONSENT CALENDAR
Meeting Date: December 14, 2011

TO: Mayor and City Council
FROM: Gary Nordquist, Assistant City Manager
SUBJECT: Treasurer's Report, August 2011

STAFF REPORT

RECOMMENDATION:

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

DISCUSSION:

Attached is the Treasurer's Report for Cash and Investments for the month of August 2011.

FISCAL IMPACT:

None.

Submitted by:

Approved by:

Gary Nordquist
Assistant City Manager

Frank Oviedo
City Manager

ATTACHMENTS:

Treasurer's Report

CITY OF WILDOMAR
 TREASURER'S REPORT FOR
 CASH AND INVESTMENT PORTFOLIO
August 2011

CITY CASH

FUND	ACCOUNT	INSTITUTION	BALANCE	RATE
All	All	WELLS FARGO	\$ <u>2,322,372.03</u>	0.00%
		TOTAL	\$ <u>2,322,372.03</u>	

FUND	ACCOUNT	INSTITUTION	BEGINNING BALANCE	+ DEPOSITS	(-) WITHDRAWALS	ENDING BALANCE	RATE
All	All	WELLS FARGO	\$ <u>3,276,827.61</u>	\$ <u>581,108.98</u>	\$ <u>(1,535,564.56)</u>	\$ <u>2,322,372.03</u>	0.000%
		TOTAL	\$ <u>3,276,827.61</u>	\$ <u>581,108.98</u>	\$ <u>(1,535,564.56)</u>	\$ <u>2,322,372.03</u>	

CITY INVESTMENT

FUND	ISSUER	BOOK VALUE	FACE VALUE	MARKET VALUE	PERCENT OF PORTFOLIO	DAYS TO MAT.	STATED RATE
All	LOCAL AGENCY INVESTMENT FUND	\$ <u>1,531,787.51</u>	\$ <u>1,531,787.51</u>	\$ <u>1,531,787.51</u>	<u>100.00%</u>	0	0.408%
	TOTAL	\$ <u>1,531,787.51</u>	\$ <u>1,531,787.51</u>	\$ <u>1,531,787.51</u>	<u>100.00%</u>		

CITY - TOTAL CASH AND INVESTMENT \$ 3,854,159.54

CITY INVESTMENT

FUND	ISSUER	BEGINNING BALANCE	+ DEPOSITS/ PURCHASES	(-) WITHDRAWALS/ SALES/ MATURITIES	ENDING BALANCE	STATED RATE
All	LOCAL AGENCY INVESTMENT FUNDS	\$ <u>1,531,787.51</u>	\$ <u>0.00</u>	\$ <u>0.00</u>	\$ <u>1,531,787.51</u>	0.408%
	TOTAL	\$ <u>1,531,787.51</u>	\$ <u>0.00</u>	\$ <u>0.00</u>	\$ <u>1,531,787.51</u>	

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.

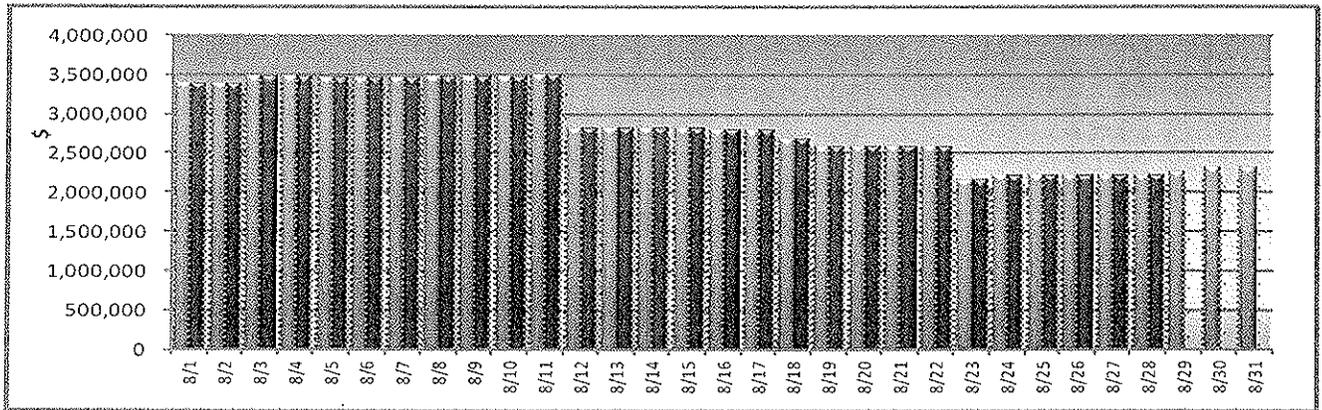
 Gary Nordquist
 ACM Finance & Administration /
 City Treasurer

 Date



August 2011

Daily Cash Balance
All Funds Checking Only
Pool Report Balance



Fiscal Year	Ending Balance	Monthly Net Activity
July 2009	2,027,072	-
Aug 2009	4,745,827	2,718,755
Sept 2009	4,201,825	(544,002)
Oct 2009	3,674,234	(527,592)
Nov 2009	3,098,110	(576,124)
Dec 2009	2,963,884	(134,226)
Jan 2010	2,801,810	(162,074)
Feb 2010	2,919,794	117,984
Mar 2010	2,397,718	(522,076)
April 2010	3,239,669	841,951
May 2010	3,200,801	(38,868)
June 2010	3,159,501	(41,300)
July 2010	3,008,802	(150,699)
Aug 2010	3,860,503	851,700
Sept 2010	3,069,412	(791,091)
Oct 2010	2,992,344	(77,068)
Nov 2010	2,365,924	(626,420)
Dec 2010	3,199,019	833,094
Jan 2011	2,661,091	(537,927)
Feb 2011	2,799,932	138,841
Mar 2011	2,469,738	(330,194)
Apr 2011	2,949,832	480,094
May 2011	3,527,489	577,658
June 2011	3,140,774	(386,715)
July 2011	3,276,828	136,054
August 2011	2,322,372	(954,456)

August 2011		
Date	Ending Balance In Whole \$	Net Change from Prior Day
8/1	3,397,648	-
8/2	3,384,038	(13,610)
8/3	3,480,474	96,436
8/4	3,482,737	2,263
8/5	3,471,453	(11,284)
8/6	3,471,453	-
8/7	3,471,453	-
8/8	3,481,295	9,841
8/9	3,482,530	1,235
8/10	3,481,555	(975)
8/11	3,513,663	32,108
8/12	2,834,390	(679,272)
8/13	2,834,390	-
8/14	2,834,390	-
8/15	2,818,391	(15,999)
8/16	2,816,459	(1,932)
8/17	2,815,980	(479)
8/18	2,692,102	(123,878)
8/19	2,597,631	(94,471)
8/20	2,597,631	-
8/21	2,597,631	-
8/22	2,595,121	(2,510)
8/23	2,162,269	(432,852)
8/24	2,226,158	63,889
8/25	2,232,129	5,971
8/26	2,231,606	(523)
8/27	2,231,606	-
8/28	2,231,606	-
8/29	2,266,376	34,770
8/30	2,323,728	57,352
8/31	2,322,372	(1,356)

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #1.7
CONSENT CALENDAR
Meeting Date: December 14, 2011

TO: Mayor and City Council
FROM: Gary Nordquist, Assistant City Manager
SUBJECT: Treasurer's Report, September 2011

STAFF REPORT

RECOMMENDATION:

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

DISCUSSION:

Attached is the Treasurer's Report for Cash and Investments for the month of September 2011.

FISCAL IMPACT:

None.

Submitted by:

Approved by:

Gary Nordquist
Assistant City Manager

Frank Oviedo
City Manager

ATTACHMENTS:

Treasurer's Report

CITY OF WILDOMAR
 TREASURER'S REPORT FOR
 CASH AND INVESTMENT PORTFOLIO
September 2011

CITY CASH

FUND	ACCOUNT	INSTITUTION	BALANCE	RATE
All	All	WELLS FARGO	\$ 2,354,797.35	0.00%
		TOTAL	\$ 2,354,797.35	

FUND	ACCOUNT	INSTITUTION	BEGINNING BALANCE	+ DEPOSITS	(-) WITHDRAWALS	ENDING BALANCE	RATE
All	All	WELLS FARGO	\$ 2,322,372.03	\$ 532,058.97	\$ (499,633.65)	\$ 2,354,797.35	0.000%
		TOTAL	\$ 2,322,372.03	\$ 532,058.97	\$ (499,633.65)	\$ 2,354,797.35	

CITY INVESTMENT

FUND	ISSUER	BOOK VALUE	FACE VALUE	MARKET VALUE	PERCENT OF PORTFOLIO	DAYS TO MAT.	STATED RATE
All	LOCAL AGENCY INVESTMENT FUND	\$ 1,531,787.51	\$ 1,531,787.51	\$ 1,531,787.51	100.00%	0	0.378%
	TOTAL	\$ 1,531,787.51	\$ 1,531,787.51	\$ 1,531,787.51	100.00%		

CITY - TOTAL CASH AND INVESTMENT \$ 3,886,584.86

CITY INVESTMENT

FUND	ISSUER	BEGINNING BALANCE	+ DEPOSITS/ PURCHASES	(-) WITHDRAWALS/ SALES/ MATURITIES	ENDING BALANCE	STATED RATE
All	LOCAL AGENCY INVESTMENT FUNDS	\$ 1,531,787.51	\$ 0.00	\$ 0.00	\$ 1,531,787.51	0.378%
	TOTAL	\$ 1,531,787.51	\$ 0.00	\$ 0.00	\$ 1,531,787.51	

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.

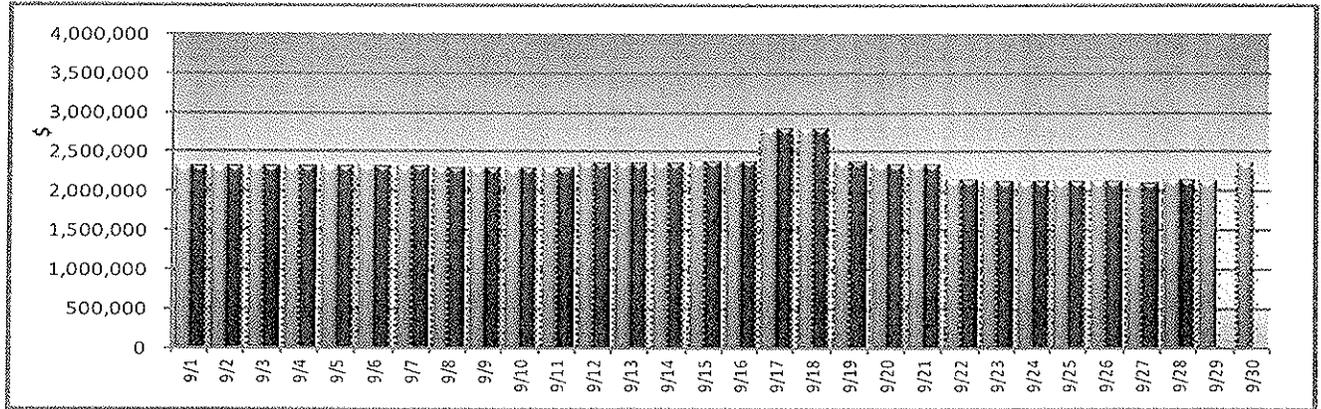
 Gary Nordquist
 ACM Finance & Administration /
 City Treasurer

 Date



September 2011

Daily Cash Balance
All Funds Checking Only
Pool Report Balance



Fiscal Year	Ending Balance	Monthly Net Activity
July 2009	2,027,072	-
Aug 2009	4,745,827	2,718,755
Sept 2009	4,201,825	(544,002)
Oct 2009	3,674,234	(527,592)
Nov 2009	3,098,110	(576,124)
Dec 2009	2,963,884	(134,226)
Jan 2010	2,801,810	(162,074)
Feb 2010	2,919,794	117,984
Mar 2010	2,397,718	(522,076)
April 2010	3,239,669	841,951
May 2010	3,200,801	(38,868)
June 2010	3,159,501	(41,300)
July 2010	3,008,802	(150,699)
Aug 2010	3,860,503	851,700
Sept 2010	3,069,412	(791,091)
Oct 2010	2,992,344	(77,068)
Nov 2010	2,365,924	(626,420)
Dec 2010	3,199,019	833,094
Jan 2011	2,661,091	(537,927)
Feb 2011	2,799,932	138,841
Mar 2011	2,469,738	(330,194)
Apr 2011	2,949,832	480,094
May 2011	3,527,489	577,658
June 2011	3,140,774	(386,715)
July 2011	3,276,828	136,054
August 2011	2,322,372	(954,456)
Sept 2011	2,354,797	32,425

September 2011		
Date	Ending Balance In Whole \$	Net Change from Prior Day
9/1	2,325,072	-
9/2	2,320,869	(4,203)
9/3	2,320,869	-
9/4	2,320,869	-
9/5	2,320,869	-
9/6	2,317,728	(3,141)
9/7	2,316,861	(867)
9/8	2,310,687	(6,174)
9/9	2,310,317	(370)
9/10	2,310,317	-
9/11	2,310,317	-
9/12	2,360,798	50,481
9/13	2,359,606	(1,192)
9/14	2,360,065	459
9/15	2,385,021	24,956
9/16	2,385,255	235
9/17	2,815,980	430,724
9/18	2,815,980	-
9/19	2,384,211	(431,769)
9/20	2,340,994	(43,217)
9/21	2,343,597	2,603
9/22	2,156,834	(186,763)
9/23	2,134,891	(21,943)
9/24	2,134,891	-
9/25	2,134,891	-
9/26	2,135,687	796
9/27	2,107,735	(27,951)
9/28	2,156,200	48,465
9/29	2,136,909	(19,291)
9/30	2,354,797	217,888

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #1.8
CONSENT CALENDAR
Meeting Date: December 14, 2011

TO: Mayor and City Council
FROM: Gary Nordquist, Assistant City Manager
SUBJECT: Treasurer's Report, October 2011

STAFF REPORT

RECOMMENDATION:

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

DISCUSSION:

Attached is the Treasurer's Report for Cash and Investments for the month of October 2011.

FISCAL IMPACT:

None.

Submitted by:

Approved by:

Gary Nordquist
Assistant City Manager

Frank Oviedo
City Manager

ATTACHMENTS:

Treasurer's Report

CITY OF WILDOMAR
 TREASURER'S REPORT FOR
 CASH AND INVESTMENT PORTFOLIO
October 2011

CITY CASH

FUND	ACCOUNT	INSTITUTION	BALANCE	RATE
All	All	WELLS FARGO	\$ 1,980,825.47	0.00%
		TOTAL	\$ 1,980,825.47	

FUND	ACCOUNT	INSTITUTION	BEGINNING BALANCE	+ DEPOSITS	(-) WITHDRAWALS	ENDING BALANCE	RATE
All	All	WELLS FARGO	\$ 2,354,797.35	\$ 245,770.92	\$ (619,742.80)	\$ 1,980,825.47	0.000%
		TOTAL	\$ 2,354,797.35	\$ 245,770.92	\$ (619,742.80)	\$ 1,980,825.47	

CITY INVESTMENT

FUND	ISSUER	BOOK VALUE	FACE VALUE	MARKET VALUE	PERCENT OF PORTFOLIO	DAYS TO MAT.	STATED RATE
All	LOCAL AGENCY INVESTMENT FUND	\$ 1,533,256.16	\$ 1,533,256.16	\$ 1,533,256.16	100.00%	0	0.385%
	TOTAL	\$ 1,533,256.16	\$ 1,533,256.16	\$ 1,533,256.16	100.00%		

CITY - TOTAL CASH AND INVESTMENT \$ 3,514,081.63

CITY INVESTMENT

FUND	ISSUER	BEGINNING BALANCE	+ DEPOSITS/ PURCHASES	(-) WITHDRAWALS/ SALES/ MATURITIES	ENDING BALANCE	STATED RATE
All	LOCAL AGENCY INVESTMENT FUNDS	\$ 1,531,787.51	\$ 1,468.65	\$ 0.00	\$ 1,533,256.16	0.385%
	TOTAL	\$ 1,531,787.51	\$ 1,468.65	\$ 0.00	\$ 1,533,256.16	

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.

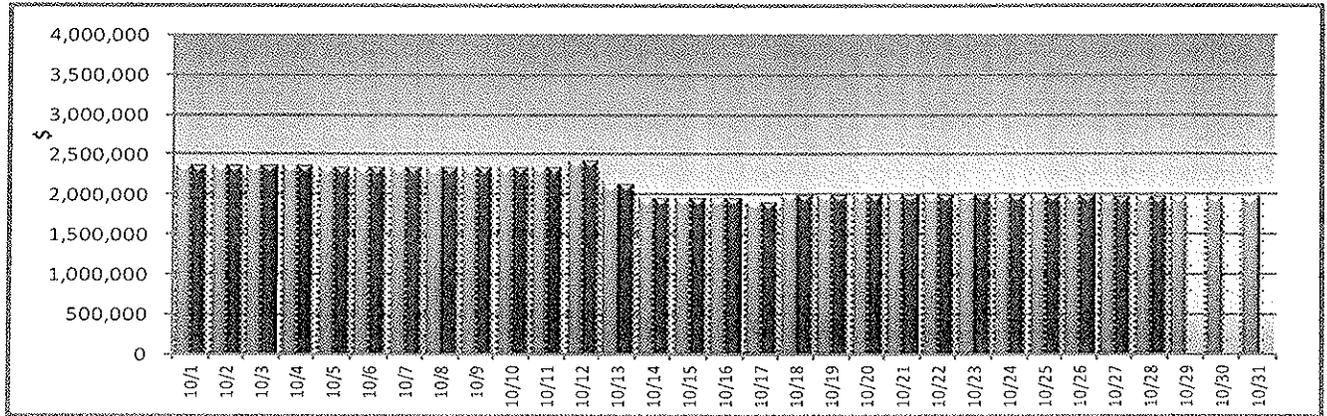
 Gary Nordquist
 ACM Finance & Administration /
 City Treasurer

 Date



October 2011

Daily Cash Balance
All Funds Checking Only
Pool Report Balance



Fiscal Year	Ending Balance	Monthly Net Activity
July 2009	2,027,072	-
Aug 2009	4,745,827	2,718,755
Sept 2009	4,201,825	(544,002)
Oct 2009	3,674,234	(527,592)
Nov 2009	3,098,110	(576,124)
Dec 2009	2,963,884	(134,226)
Jan 2010	2,801,810	(162,074)
Feb 2010	2,919,794	117,984
Mar 2010	2,397,718	(522,076)
April 2010	3,239,669	841,951
May 2010	3,200,801	(38,868)
June 2010	3,159,501	(41,300)
July 2010	3,008,802	(150,699)
Aug 2010	3,860,503	851,700
Sept 2010	3,069,412	(791,091)
Oct 2010	2,992,344	(77,068)
Nov 2010	2,365,924	(626,420)
Dec 2010	3,199,019	833,094
Jan 2011	2,661,091	(537,927)
Feb 2011	2,799,932	138,841
Mar 2011	2,469,738	(330,194)
Apr 2011	2,949,832	480,094
May 2011	3,527,489	577,658
June 2011	3,140,774	(386,715)
July 2011	3,276,828	136,054
August 2011	2,322,372	(954,456)
Sept 2011	2,354,797	32,425
October 2011	1,980,825	(373,972)

October 2011		
Date	Ending Balance In Whole \$	Net Change from Prior Day
10/1	2,354,797	-
10/2	2,354,797	-
10/3	2,369,483	14,686
10/4	2,354,896	(14,587)
10/5	2,344,581	(10,316)
10/6	2,343,742	(838)
10/7	2,338,995	(4,747)
10/8	2,338,995	-
10/9	2,338,995	-
10/10	2,338,995	-
10/11	2,337,448	(1,548)
10/12	2,415,073	77,625
10/13	2,127,221	(287,852)
10/14	1,963,951	(163,270)
10/15	1,963,951	-
10/16	1,963,951	-
10/17	1,900,952	(63,000)
10/18	2,003,209	102,258
10/19	1,992,370	(10,840)
10/20	1,994,993	2,623
10/21	1,995,737	744
10/22	1,995,737	-
10/23	1,995,737	-
10/24	1,994,868	(869)
10/25	1,995,039	171
10/26	1,994,997	(42)
10/27	1,985,572	(9,425)
10/28	1,985,572	-
10/29	1,985,572	-
10/30	1,985,572	-
10/31	1,980,825	-

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #1.9
CONSENT CALENDAR
Meeting Date: December 14, 2011

TO: Mayor and City Council
FROM: Debbie A. Lee, City Clerk
SUBJECT: Proclamation Rescinding the Open Burn Ban

STAFF REPORT

RECOMMENDATION:

That the City Council adopt a Proclamation rescinding the Open Burn Ban Proclamation implemented on July 13, 2011.

DISCUSSION:

Battalion Chief Steve Beach has advised that Chief Hawkins has rescinded the open burn ban implemented earlier in the year, and which was subsequently implemented by the City of Wildomar on July 13, 2011.

The County of Riverside routinely issues proclamations during high fire risk seasons and then rescinds the proclamations at the end of said seasons. It is appropriate for the City to rescind the proclamation at this time.

Submitted by:

Approved by:

Debbie A. Lee, CMC
City Clerk

Frank Oviedo
City Manager

ATTACHMENTS:

Proclamation Rescinding Open Burn Ban

**A PROCLAMATION OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, RESCINDING THE SUSPENSION OF
ISSUANCE OF OPEN BURNING PERMITS AND OTHER USES OF
OPEN FIRE**

The suspension of the issuance of open burning permits and other uses of open fire that was issued by Proclamation on July 13, 2011, by the City Council of the City of Wildomar, California, is hereby rescinded. This shall become effective on December 14, 2011.

Marsha Swanson
Mayor

ATTEST:

Debbie A. Lee, CMC
City Clerk

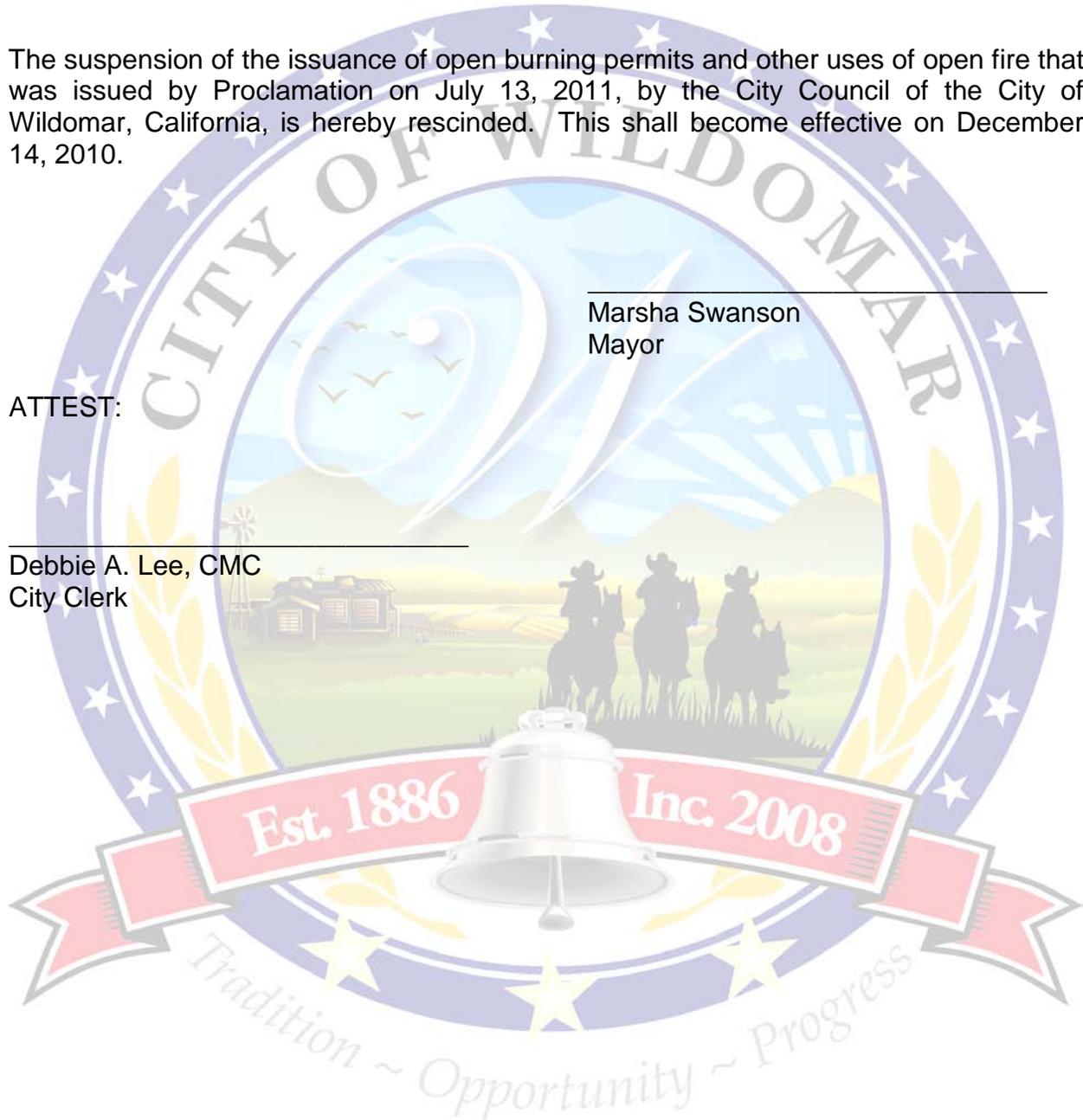
**A PROCLAMATION OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, RESCINDING THE SUSPENSION OF
ISSUANCE OF OPEN BURNING PERMITS AND OTHER USES OF
OPEN FIRE**

The suspension of the issuance of open burning permits and other uses of open fire that was issued by Proclamation on July 13, 2011, by the City Council of the City of Wildomar, California, is hereby rescinded. This shall become effective on December 14, 2010.

Marsha Swanson
Mayor

ATTEST:

Debbie A. Lee, CMC
City Clerk



CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #1.10
CONSENT CALENDAR
Meeting Date: December 14, 2011

TO: Mayor and City Council

FROM: Matthew C. Bassi, Planning Director

SUBJECT: Extension of Time for Plot Plan 23333 (Project 08-0166) Located at Clinton Keith Road and Stable Lanes Road (APN: 380-120-012 and 380-120-013)

STAFF REPORT

RECOMMENDATION:

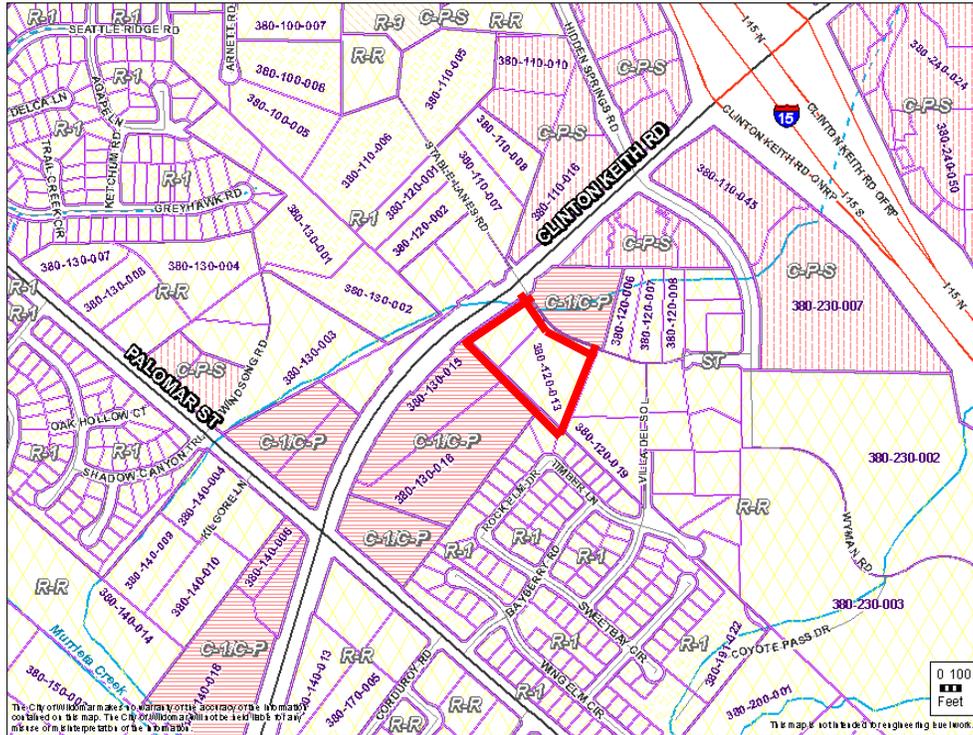
Staff recommends that the City Council adopt a Resolution entitled:

RESOLUTION NO. 2011 - _____
A RESOLUTION OF CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, APPROVING A ONE-YEAR EXTENSION OF TIME TO
OCTOBER 28, 2012 FOR PLOT PLAN NO. 23333 (PROJECT 08-
0166) FOR THE DEVELOPMENT OF TWO COMMERCIAL RETAIL
BUILDINGS TOTALING 20,894 SQUARE FEET AND A 9,305
SQUARE-FOOT DAYCARE FACILITY ON A 4.16 ACRE SITE
LOCATED AT THE INTERSECTION OF CLINTON KEITH ROAD AND
STABLE LANES ROAD (APN: 380-120-012 & 380-120-013)

BACKGROUND:

On October 28, 2009, the City Council adopted a Mitigated Negative Declaration and approved Plot Plan No. 23333 (Project 08-0166) for the development of two commercial retail buildings totaling 20,894 square feet and a 9,305 square-foot daycare facility on a 4.16 acre site. At the same meeting, the Council also approved a change of zone from R-R (Rural Residential) to C/1-C/P (General Commercial) and Tentative Parcel Map No. 35935. The project site is located at the intersection of Clinton Keith Road and Stable Lanes Road as illustrated in the following exhibit on page 2).

Project Vicinity Map

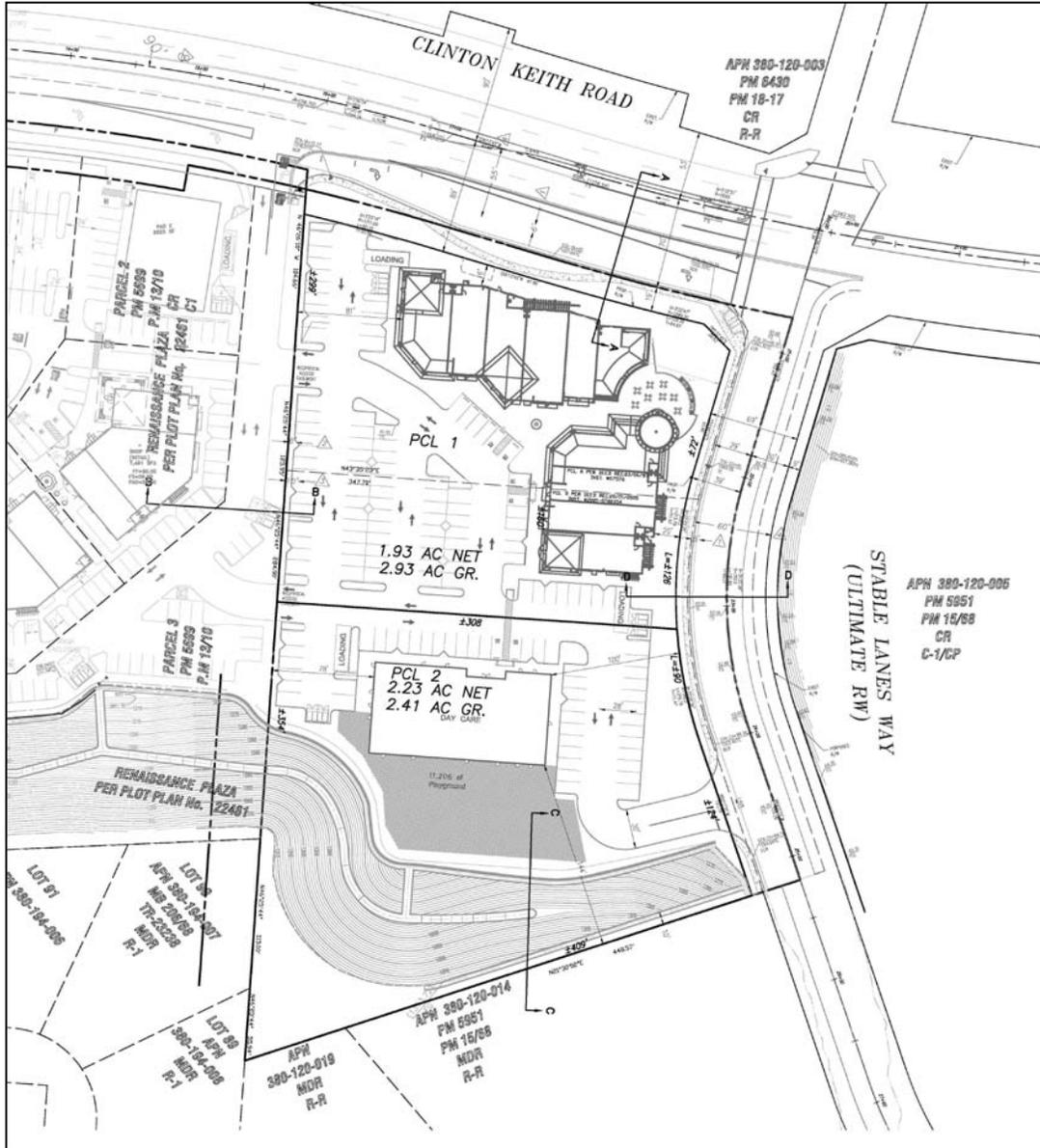


DISCUSSION:

The proposed project was conditioned to pull building permits and start construction by October 21, 2011. However, the applicant has conveyed to staff that the current economic and financial challenges have kept him from moving forward with the project. Thus, his request for a one-year extension of time will keep his project approval valid until October 28, 2012. The approved change of zone is not affected by the proposed one-year time extension so the project site remains with a C/1-C/P zone designation. Parcel Map No 35935 is due to expire on October 28, 2012 if the final map is not recorded. However, the parcel map has received a automatic two-year time extension to October 28, 2014 in accordance with provisions of AB 208 passed by the State Legislature in July 2011.

Staff has provided the Council with exhibits of the approved site plan & parcel map and the architectural elevations (refer to the exhibits on the following pages). The proposed time extension does not include any proposed changes to the approved plot plan or parcel map so it remains as originally approved and conditioned by the Council.

Approved Site Plan and Parcel Map Exhibit



ATTACHMENT A

RESOLUTION

RESOLUTION NO. 2011 - _____

A RESOLUTION OF CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, APPROVING A ONE-YEAR EXTENSION OF TIME TO OCTOBER 28, 2012 FOR PLOT PLAN NO. 23333 (PROJECT 08-0166) FOR THE DEVELOPMENT OF TWO COMMERCIAL RETAIL BUILDINGS TOTALING 20,894 SQUARE FEET AND A 9,305 SQUARE-FOOT DAYCARE FACILITY ON A 4.16 ACRE SITE LOCATED AT THE INTERSECTION OF CLINTON KEITH ROAD AND STABLE LANES ROAD (APN: 380-120-012 & 380-120-013)

WHEREAS, the proposed Plot Plan No. 23333 (Project 08-0166) and Parcel Map No. 35963 were considered and approved by the City Council on October 28, 2009; and

WHEREAS, an application for the first extension of time for Plot Plan No. 23333 (Project 08-0166) was filed by the applicant prior to the expiration date for said Plot Plan; and

WHEREAS, the City Council has considered the applicant's request for a one-year time extension for Plot Plan No. 23333 (Project 08-0166) at a regular meeting of the City Council held on December 14, 2011.

NOW THEREFORE, the City Council of the City of Wildomar, California does hereby resolve, determine and order as follows:

SECTION 1. ENVIRONMENTAL FINDINGS.

The City Council adopted a Mitigated Negative Declaration and Mitigation Monitoring Program for Plot Plan No. 23333 (Project 08-0166) on October 28, 2009 and a Notice of Determination was filed with the Riverside County Clerk in accordance with CEQA requirements. The City Council hereby determines that the requested time extension for Plot Plan No. 23333 (Project 08-0166) will not result in an increase in the intensity of the approved Plot Plan or propose any changes to the approved site plan and architecture previously reviewed with the original Mitigated Negative Declaration and Mitigation Monitoring Program adopted by the City Council. As such, the time extension for Plot Plan No 23333 (Project 08-0166), and any effects it may have on the environment, fall within the scope of, and were analyzed under the previously approved Mitigated Negative Declaration and Mitigation Monitoring Program for the project.

Furthermore, based on the Planning Department knowledge of the project and surrounding developments, the City Council concludes that there has been no change in circumstances under which the project is being undertaken that would require additional analysis under CEQA. Finally, the City Council has not been presented with any information contrary to this conclusion nor any information from which it could be fairly argued that the time extension for Plot Plan No. 23333 (Project 08-0166) does not

involve new significant effects on the environment or substantially increases the severity of a previously identified effect. Thus, the City Council hereby makes the following findings in accordance with CEQA Guidelines Section 15162:

- A. The Extension of Time for Plot Plan No. 23333 (Project 08-0166) does not propose substantial changes to the project that would require major revisions to the adopted Mitigated Negative Declaration and Mitigation Monitoring Program;
- B. No substantial changes have occurred in the circumstances under which Plot Plan No. 23333 (Project 08-0166) was approved that would require major revisions to the Mitigated Negative Declaration and Mitigation Monitoring Program; and
- C. No new information has been presented from which it may be fairly argued that Plot Plan No. 23333 (Project 08-0166) may involve a new significant environmental effect, or a substantial increase in the severity of previously identified significant effects, or demonstrating that a mitigation measure previously found to be infeasible is now feasible.

SECTION 2. PLOT PLAN FINDINGS FOR EOT NO. 23333 (Project 08-0166).

Based on review of the proposed circumstances, as discussed and presented in the City Council staff report dated December 14, 2011, the City Council finds and determines that valid reasons exist for approval of a one-year extension of time for Plot Plan No. 23333 (Project 08-0166), and that the project remains consistent with the original findings (as outlined below) adopted by the Council on October 28, 2009.

- A. The proposed use remains consistent with the Zoning Ordinance, General Plan, the Subdivision Ordinance and the City of Wildomar Municipal Code.

The proposed use remains consistent with the General Plan and the City of Wildomar Municipal Code. The applicant was approved for a zone change from Rural Residential (R-R) to General Commercial (C-1/C-P). A commercial retail center and daycare facility is allowed in the General Commercial zone. Plot Plan 23333 (Project 08-0166) was approved for the development of two commercial retail buildings totaling 20,894 square feet (Building A is 11,978 square feet and Building B is 8,916 square feet) and a 9,305 square foot daycare facility on a 4.16 net (5.53 gross) acre site. The project proposes 140 parking spaces which exceeds the Zoning Ordinance requirements for 139 parking spaces for the two commercial retail buildings and daycare facility. The approved Project is subject to the same development standards of the General Commercial (C-1/C-P) zone as originally approved and as designed remains in compliance with these development standards. Thus, the Extension of Time meets this finding.

- B. The overall development of the land remains designed for the protection of the public health, safety, and general welfare.

The proposed Plot Plan 23333 (Project 08-0166) consisting of the development of two commercial retail buildings totaling 20,894 square feet (Building A is 11,978 square feet and Building B is 8,916 square feet) and a 9,305 square feet daycare facility on a 4.16 acre site remains consistent with the General Commercial zone district standards that are intended to protect the public health, safety, and general welfare. The design of the site, access, circulation, street improvements, and drainage improvements remain configured to ensure the approved project is constructed with consideration for the protection of the public health, safety, and general welfare of the City of Wildomar and surrounding area. Thus, the Extension of Time meets this finding.

- C. The overall development of the land shall remain designed to conform to the logical development of the land and to be compatible with the present and future logical development of the surrounding property.

The proposed construction by Plot Plan 23333 (Project 08-0166) remains consistent with the approved development consisting of two commercial retail buildings and a daycare facility located on a 4.16 acre site. The proposed project site has a General Plan Land Use Designation of Commercial Retail, and the properties to the north, east and west continue to have the General Plan land use designation of Retail Commercial. In addition, properties to the east and west remain zoned General Commercial (C-1/C-P). The development of the two commercial retail buildings and daycare facility in the approved location remains consistent with the present General Plan Land Use Designation of the area. The project is also remains consistent with the goals of the Wildomar General Plan for the area which encourages commercial/retail development on commercial zoned lands. Thus, the Extension of Time meets this finding.

- D. The Plot Plan continues to consider the location and need for dedication and improvement of necessary streets and sidewalks, including the avoidance of traffic congestion.

The Plot Plan remains the same as originally approved with three points of access being provided for the project site. Access from Clinton Keith Road will be taken from an existing driveway for Renaissance Plaza to the west, which includes two driveways between Cimarron Plaza and Renaissance Plaza. A reciprocal access easement will remain required as a condition of approval between Cimarron Plaza and the Renaissance Plaza to ensure good site access from the Renaissance Plaza driveways. Street improvements for Clinton Keith Road will also remain a condition of approval for the project. A second driveway was approved at the southeast corner of the project site and access will continue to be taken from Stable Lanes Road. The project condition to improve Stable Lanes Road per the City of Wildomar Road Improvement Standards &

Specifications remain in full force and effect. A traffic signal at the intersection of Clinton Keith Road and Stable Lanes Road remains required for the project to address traffic and circulation for the project. The proposed street system design for Clinton Keith Road and Stable Lanes Road, including the proposed curb and gutters, remain consistent with all City standards. Thus, the Extension of Time meets this finding.

- E. The Plot Plan continues to take into consideration topographical and drainage conditions, including the need for dedication and improvements of necessary structures.

The construction of the Project as originally approved continues to be conditioned to comply with all applicable City ordinances, codes, and standards including, but not limited to, the City's Ordinances relating to Stormwater runoff management and other drainage controls. The project drainage design remains consistent with the original approval to capture storm runoff in the catch basin filters and/or sub-surface detention basin incorporated into the project design and release runoff back into the natural stream channels without substantially altering the existing drainage pattern and without causing substantial erosion or siltation, on- or offsite. In addition, the approved project will be required to place the approximate 110 feet of surface runoff channel onsite in a culvert, which will connect to the existing culvert under Clinton Keith Road. The City's ordinances, codes, and standards related to drainage are still in effect to for the preservation of the public health, safety and welfare. Thus, the Extension of Time meets this finding.

- F. All plot plans which permit the construction of more than one structure on a single legally divided parcel shall, in addition to all other requirements, shall continue to be subject to a condition which prohibits the sale of any existing or subsequently constructed structures on the parcel until the parcel is divided and a final map recorded in accordance with Ordinance No. 460 in such a manner that each building is located on a separate legally divided parcel.

The proposed construction by Plot Plan 23333 (Project 08-0166) remains consistent with the original approval consisting of the development of two commercial retail buildings totaling 20,894 square feet (Building A is 11,978 square feet and Building B is 8,916 square feet) and a 9,305 square foot daycare facility on a 4.16 net (5.53 gross) acre site. Parcel Map No. 35935 (also approved on October 28, 2009) remains the same to subdivide the two existing parcels into two new parcels to accommodate for the development of the two commercial retail buildings and daycare facility on separate parcels. The approved conditions for the Parcel map will prohibit the sale of that, or any subsequent future structures, which may be constructed on the subject property prior to the approval of a subdivision of the subject property to ensure that each building is located on a separate, legally divided parcel. Thus, the Extension of Time meets this finding.

SECTION 3. CITY COUNCIL ACTION.

Staff Recommends the City Council take the following action:

1. Approve Extension of Time for Plot Plan No. 23333 (Project 08-0166).

The City Council hereby approves a One-Year Extension of Time to October 28, 2012 for Plot Plan No. 23333 (Project 08-0166), subject to the Conditions of Approval adopted by the City Council on October 28, 2009, attached hereto and incorporated herein by reference as Exhibit 1.

PASSED, APPROVED AND ADOPTED this 14th day of December, 2011.

Marsha Swanson
Mayor

APPROVED AS TO FORM:

ATTEST:

Julie Hayward Biggs
City Attorney

Debbie A. Lee, CMC
City Clerk

EXHIBIT 1

CITY OF WILDOMAR CONDITIONS OF APPROVAL

Planning Application Number: Plot Plan 23333 (Project 08-0166) (EOT #1 of 3)	
Project Description: Cimarron Plaza (Stable Lanes Commercial Center) The development of two commercial retail buildings totaling 20,894 square feet and a 9,305 square foot daycare facility on a 4.16 acre site located at the intersection of Clinton Keith Road and Stable Lanes Road	
Assessor's Parcel Number(s): 380-120-012 and 380-120-013	
Original Approval Date: October 28, 2009	Original Expiration Date: October 28, 2011
EOT #1 Approval Date: December 14, 2011	EOT #1 Expiration Date: October 28, 2012

General Requirements

1. The applicant/developer shall deliver to the Planning Department a cashier's check or money order made payable to the County Clerk in the amount of Two Thousand Fifty Seven Dollars (\$2,057.00) which includes the One Thousand Nine Hundred Ninety Three Dollars (\$1,993.00) fee, required by Fish and Game Code Section 711.4(d)(3) plus the Sixty-Four Dollar (\$64.00) County administrative fee, to enable the City to file the Notice of Determination for the Mitigated or Negative Declaration required under Public Resources Code Section 21152 and California Code of Regulations Section 15075. If within said 48 hour period the applicant/developer has not delivered to the Planning Department the check as required above, the approval for the project granted shall be void due to failure of condition [Fish and Game Code Section 711.4(c)]. (***Condition has already been satisfied***)
2. The applicant shall review and sign the Acceptance of Conditions of Approval document that will be provided by the Planning Department staff and return the document with an original signature to the Planning Department.

Signature of Applicant

Date

3. The applicant shall indemnify, protect, defend, and hold harmless, the City, and/or any of its officials, officers, employees, agents, departments, agencies, and instrumentalities thereof, from any and all claims, demands, law suits, writs of mandamus, and other actions and proceedings (whether legal, equitable, declaratory, administrative or adjudicatory in nature), and alternative dispute resolutions procedures (including, but not limited to arbitrations, mediations, and other such procedures), (collectively "Actions"), brought against the City, and/or

any of its officials, officers, employees, agents, departments, agencies, and instrumentalities thereof, that challenge, attack, or seek to modify, set aside, void, or annul, the any action of, or any permit or approval issued by, the City and/or any of its officials, officers, employees, agents, departments, agencies, and instrumentalities thereof (including actions approved by the voters of the City), for or concerning the project, whether such Actions are brought under the California Environmental Quality Act, the Planning and Zoning Law, the Subdivisions Map Act, Code of Civil Procedure Section 1085 or 1094.5, or any other state, federal, or local statute, law, ordinance, rule, regulation, or any decision of a court of competent jurisdiction. It is expressly agreed that the City shall have the right to approve, which approval will not be unreasonably withheld, the legal counsel providing the City's defense, and that applicant shall reimburse City for any costs and expenses directly and necessarily incurred by the City in the course of the defense. City shall promptly notify the applicant of any Action brought and City shall cooperate with applicant in the defense of the Action.

4. The approval of the zone change and plot plan shall comply with the provisions of Title 17 – Zoning (Ordinance 348), unless modified by the conditions listed herein. This approval shall expire in two (2) years unless an application for an extension is filed at least 30 days prior to the expiration date. The City, for good cause, may grant up to two (2) one-year extensions of time, one year at a time.
5. The project and all subsequent projects within this site shall comply with all mitigation measures identified in Environmental Assessment 23333 (Project 08-0166).
6. The project shall substantially conform to the approved site plan and elevations for the Zone Change and Plot Plan Application 23333 (Project 08-0166) and contained on file with the Planning Department.
7. The developer shall obtain City approval for any modifications or revisions to the approval of this project. Deviations not identified on the plans may not be approved by the City, potentially resulting in the need for the project to be redesigned. Amended entitlement approvals may be necessary as a result.
8. The Conditions of Approval specified in this resolution, to the extent specific items, materials, equipment, techniques, finishes or similar matters are specified, shall be deemed satisfied by staff's prior approval of the use or utilization of an item, material, equipment, finish or technique that City staff determines to be the substantial equivalent of that required by the Conditions of Approval. Staff may elect to reject the request to substitute, in which case the real party in interest may appeal, after payment of the regular cost of an appeal, the decision to the Planning Commission for its decision.

Materials & Locations

Colors

Tile Roof	'Eagle' Capistrano Roof Tile Product #3125, Terracotta
Stucco Building	'La Habra' 3X-25 Meadowbrook Field Stucco
Stone Veneer	Cultured Stone, "Wisconsin Weathered Edge LedgeStone" CVS-2091
Wrought Iron Metal Trellis	Black Powder Coated

9. The Applicant shall submit to the Planning Department for the permanent files 8" X 10" glossy photographic color prints of the approved color and materials board and the colored architectural elevations. All labels on the color and materials board and Elevations shall be readable on the photographic prints.
10. Landscaping installed for the project shall be continuously maintained to the satisfaction of the Planning Director. If it is determined that the landscaping is not being maintained, the Planning Director shall have the authority to require the property owner to bring the landscaping into conformance with the approved landscape plan. The continued maintenance of all landscaped areas shall be the responsibility of the developer or any successors in interest.
11. If construction is phased, a construction staging area plan or phasing plan for construction equipment and trash shall be approved the Planning Director and City Engineer.
12. The Applicant shall design and construct American with Disabilities Act (ADA) access from the public right of way to the main building entrance and van accessible parking in accordance with all appropriate City of Wildomar Standards and Codes, and ADA requirements and to the satisfaction of the City Engineer.
13. Any building signage is subject to the approval of a sign permit. The applicant shall submit a comprehensive signage package for the commercial retail center.
14. Tribal monitors from the Pechanga Tribe shall be allowed to monitor all grading, excavation and groundbreaking activities, including all archaeological surveys, testing, and studies, to be compensated by the developer.
15. If human remains are encountered, State Health and Safety Code Section 7050.5 states that no further disturbance shall occur until the Riverside County Coroner has made the necessary findings as to origin. Further, pursuant to Public Resource Code Section 5097.98(b) remains shall be left in place and free from disturbance until a final decision as to the treatment and disposition has been made. If the Riverside County Coroner determines the remains to be Native

American, the Native American Heritage Commission shall be contacted within a reasonable timeframe. Subsequently, the Native American Heritage Commission shall identify the "most likely descendant." The most likely descendant shall then make recommendations and engage in consultation concerning the treatment of the remains as provided in Public Resources Code Section 5097.98.

16. If cultural resources are discovered during the project construction (inadvertent discoveries), all work in the area of the find shall cease, and a qualified archaeologist and representatives of the Pechanga Tribe shall be retained by the project sponsor to investigate the find, and make recommendations as to treatment and mitigation.
17. If during ground disturbance activities unique cultural resources are discovered, that were not assessed by the archaeological report(s) and/or environmental assessment conducted prior to project approval, the following procedures shall be followed. Unique cultural resources are defined, for this condition, as being multiple artifacts in close association with each other, but may include fewer artifacts if the area of the find is determined to be of significance due to its sacred or cultural importance. (1) All ground disturbance activities within 100 feet of the discovered cultural resources shall be halted until a meeting is convened between the developer, the archaeologist, the Native American tribal representative and the Planning Director to discuss the significance of the find. (2) At the meeting, the significance of the discoveries shall be discussed and after consultation with the Native American tribal representative and the archaeologist, a decision shall be made, with the concurrence of the Planning Director, as to the appropriate mitigation (documentation, recovery, avoidance, etc.) for the cultural resources. (3) Grading of further ground disturbance shall not resume within the area of the discovery until an agreement has been reached by all parties as to the appropriate mitigation.
18. The landowner agrees to relinquish ownership of all cultural resources, including all archaeological artifacts that are found on the project area, to the Pechanga Tribe for proper treatment and disposition.
19. All driveway surfaces shall be paved with asphalt.
20. Blue retro reflective pavement markers shall be mounted on private street, public streets and driveways to indicate location of fire hydrants. Prior to installation, placement of markers must be approved by Riverside County Fire Department.
21. Minimum required fire flow shall be 3000 GPM for a 3 hour duration at 20 PSI residual operating pressure, which must be available before any combustible material is placed on the job site. Fire flow is based on type V-B construction per the 2007 CBC and Building(s) having a fire sprinkler system.
22. A combination of on-site and off-site super fire hydrants, on a looped system (6"x4"x 2-2 1/2"), will be located not less than 25 feet or more than 165 feet from any portion of the building as measured along approved vehicular travel ways.

The required fire flow shall be available from any adjacent hydrants(s) in the system.

23. Any gate providing access from a road to a driveway shall be located at least 35 feet from the roadway and shall open to allow a vehicle to stop without obstructing traffic on the road. Where a one-way road with a single traffic lane provides access to a gate entrance, a 38 foot turning radius shall be used.
24. Gate(s) shall be automatically operated, minimum 20 feet in width, with a setback of 35 feet from face of curb/flow line. Gate access shall be equipped with a rapid entry system. Plans shall be submitted to the Fire Department for approval prior to installation. Automatic/manual gate pins shall be rated with shear pin force, not to exceed 30 foot pounds. Automatic gates shall be equipped with emergency backup power. Gates activated by the rapid entry system shall remain open until closed by the rapid entry system.
25. The CC&Rs shall include language which prevents the overnight habitation of the storage units.
26. No grading shall be performed without the prior issuance of a grading permit by the City.
27. Written permission shall be obtained from the affected property owners allowing the proposed grading and/or facilities to be installed outside of the project boundaries.
28. The applicant's contractor is required to submit for a haul route permit for the hauling of material to and from the project site. Said permit will include limitations of haul hours, number of loads per day and the posting of traffic control personnel at all approved entrances/exits onto public roads. This permit shall be in place prior to the issuance of the grading permit and the mobilization of equipment on the project site.
29. Provide drainage facilities and terracing in conformance with the Uniform Building Code's chapter on "EXCAVATION & GRADING".
30. All building construction and design components shall comply with the provisions of the most recent City-adopted edition of the California Building, Plumbing and Mechanical Codes, California Electrical Code, California Administrative Code, and all appropriate City of Wildomar Standards and Codes.
31. The Applicant shall design and construct American with Disabilities Act (ADA) access from the public right of way to the main building entrance and van accessible parking in accordance with all appropriate City of Wildomar Standards and Codes, and ADA requirements and to the satisfaction of the City Engineer and Building Official.

32. The Applicant shall dedicate, design and construct all improvements in accordance the City of Wildomar Road Improvement Standards & Specification, Improvement Plan Check Policies and Guidelines, as further conditioned herein and to the satisfaction of the City Engineer.
33. The Applicant shall be responsible for all costs associated with off-site right-of-way acquisition, including any costs associated with the eminent domain process, if necessary.
34. Improvements such as grading, filling, over excavation and re-compaction, and base or paving which require a grading permit are subject to the included Building Department conditions of approval.
35. All grading shall conform to the California Building Code, Ordinance 457, and all other relevant laws, rules, and regulations governing grading in the City of Wildomar. Prior to commencing any grading which includes 50 or more cubic yards, the applicant shall obtain a grading permit from the Building Department.
36. All necessary measures to control dust shall be implemented by the developer during grading to the satisfaction of the City Engineer. A PM10 plan may be required at the time a grading permit is issued.
37. Graded slopes shall be limited to a maximum steepness ratio of 2:1 (horizontal to vertical) unless otherwise approved by the City Engineer.
38. All paved off-street parking areas shall conform to Ordinance 457 base and paving design and inspection requirements.
39. All grading and drainage shall be designed in accordance with the included conditions of approval regarding this application.
40. Prior to the issuance of any building permit, the property owner shall obtain a grading permit and/or approval to construct from the Building Department.
41. Should this project lie within any assessment/benefit district, the project proponent shall, prior to acceptance of improvements, make application for and pay for their reapportionment of the assessments or pay the unit fees in the benefit district unless said fees are otherwise deferred.

Prior to the issuance of Grading Permits

42. The following requirements shall be included in the Notes Section of the Grading Plan: *"No grubbing/clearing of the site shall occur prior to scheduling the pre-grading meeting with Engineering. All project sites containing suitable habitat for burrowing owls, whether owls were found or not, require a 30-day preconstruction survey that shall be conducted within 30 days prior to ground disturbance to avoid direct take of burrowing owls. If the results of the survey indicate that no burrowing owls are present on-site, then the project may move*

forward with grading, upon Planning Department approval. If burrowing owls are found to be present or nesting on-site during the preconstruction survey, then the following recommendations must be adhered to: Exclusion and relocation activities may not occur during the breeding season, which is defined as March 1 through August 31, with the following exception: From March 1 through March 15 and from August 1 through August 31 exclusion and relocation activities may take place if it is proven to the City and appropriate regulatory agencies (if any) that egg laying or chick rearing is not taking place. This determination must be made by a qualified biologist."

43. The following requirement shall be included in the Notes Section of the Grading Plan: *"If at any time during excavation/construction of the site, paleontological/archaeological/cultural resources, or any artifacts or other objects which reasonably appears to be evidence of paleontological, cultural or archaeological resource are discovered, the property owner shall immediately advise the City of such and the City shall cause all further excavation or other disturbance of the affected area to immediately cease. The Planning Director at his/her sole discretion may require the property owner to deposit a sum of money it deems reasonably necessary to allow the City to consult and/or authorize an independent, fully qualified specialist to inspect the site at no cost to the City, in order to assess the significance of the find. Upon determining that the discovery is not an paleontological/archaeological/cultural resource, the Planning Director shall notify the property owner of such determination and shall authorize the resumption of work. Upon determining that the discovery is an paleontological/archaeological/cultural resource, the Planning Director shall notify the property owner that no further excavation or development may take place until a mitigation plan or other corrective measures have been approved by the Planning Director."*
44. Prior to the issuance of a grading permit, it shall be the sole responsibility of the Applicant to obtain any and all easements and/or permissions necessary to perform the grading required for the project. A notarized letter of permission from all affected property owners or easement holders, or encroachment permit, is required for all off-site grading.
45. Prior to any grading, fill, or other earth-moving activities within the onsite ephemeral channel, the developer shall obtain all required regulatory permits or waivers from the U. S. Army Corps of Engineers, California Department of Fish and Game, and the Santa Ana Regional Water Quality Control Board.
46. Prior to issuance of any grading or construction permits - whichever comes first the applicant shall provide the City Engineer with evidence of compliance with the following: "Effective March 10, 2003 owner operators of grading or construction projects are required to comply with the NPDES (National Pollutant Discharge Elimination System) requirement to obtain a construction permit from the State Water Resource Control Board (SWRCB). The permit requirement applies to grading and construction sites of "ONE" acre or larger. The owner

operator can comply by submitting a "Notice of Intent" (NOI), develop and implement a STORM WATER POLLUTION PREVENTION PLAN (SWPPP) and a monitoring program and reporting plan for the construction site. For additional information and to obtain a copy of the NPDES State Construction Permit contact the SWRCB at (916) 657-1146. Additionally, at the time the City of Wildomar adopts, as part of any ordinance, new regulations specific to the NPDES, this project shall comply with them.

47. Erosion control - landscape plans, required for manufactured slopes greater than 3 feet in vertical height, are to be signed by a registered landscape architect and bonded per the requirements of Ordinance 457 (refer to dept. form 284-47). Planting shall occur within 30 days of meeting final grades to minimize erosion and to ensure slope coverage prior to the rainy season.
48. This project grading plan involves import or export, prior to obtaining a grading permit. The Applicant shall have obtained approval for the import/export location from the City of Wildomar. Additionally, if either location was not previously approved by an Environmental Assessment, prior to issuing a grading permit, a Grading Environmental Assessment shall be submitted to the Planning Director for review and comment and to the City Engineer for approval.
49. Prior to the issuance of a grading permit, the applicant shall submit, and the City approve the Final Water Quality Management Plan which ensures that post-construction flows do not exceed pre-construction levels and that the specified BMPs will minimize any water quality impacts. These BMPs shall be consistent with the Final WQMP and installed to the satisfaction of the City Engineer.
50. Geotechnical soils reports, required in order to obtain a grading permit, shall be submitted to the City Engineer for review and approval prior to issuance of grading permit. All grading shall be in conformance with the recommendations of the geotechnical/soils reports as approved by City of Wildomar.
51. Grading in excess of 199 cubic yards will require performance security to be posted with the City.

Prior to Issuance of Building Permit(s)

52. Prior to the issuance of Building Permits, the applicant shall submit to the Planning Director for approval revised elevations of the Corydon Street building elevation. The elevations must enhance the appearance of the building and utilize elements such as (but not limited to) shed roofs, roof tiles, and earth tone colors. [Condition added at 10/21/09 PC Hearing]
53. Prior to the issuance of a building permit, the developer shall submit a photometric plan, including the parking lot to the Planning Department, which meets the requirements of the Title 17 of the Wildomar Municipal Code and Chapter 8.80 (Light Pollution). The parking lot light standards shall be placed in

such a way as to not adversely impact the growth potential of the parking lot trees.

54. Prior to the approval of improvement plans, the developer shall submit to the City Engineer a traffic control plan for the project frontages to ensure the continued flow of traffic during construction.
55. Prior to Improvement Plan approval, a separate street light plan is required for this project. Street lighting shall be designed and installed in accordance with City of Wildomar Ordinance 460 and Streetlight Specification Chart found in Specification Section 22 of Ordinance 461. For projects within SCE boundaries use City of Wildomar Ordinance 461, Standard No's 1000 or 1001.
56. Prior to the issuance of the first building permit, the Applicant shall quit claim the 'Easement in favor of South Elsinore Mutual Water Company, a Corporation recorded February 6, 1962 as instrument number 11582 O.R.'
57. Improvement plans shall be approved by The City Engineer prior to issuance of the 1st building permit.
58. Proposed retaining walls will require separate permits. They shall be obtained prior to the issuance of any other building permits unless otherwise approved by the City Engineer. The walls shall be designed by a Registered Civil Engineer unless they conform to the City of Wildomar Standard Retaining Wall designs shown on the Building Department form 284-197.
59. Prior to the issuance of the first building permit, the Applicant shall execute a maintenance agreement for stormwater quality control treatment device to the satisfaction of the City Engineer.
60. Prior to the first Improvement Plan submittal, the Applicant shall show all easements per the title report to the satisfaction of Public Works. Any conflicts with existing easements shall result in the site being redesigned.
61. Prior to the issuance of the first building permit, the Applicant shall dedicate the southerly half section of Corydon Street, measured, 64' from the approved centerline. Improvements will be based on a 128' Arterial Highway in accordance with the City of Wildomar Improvement Standards and to the satisfaction of the City Engineer. All property conveyed to the City of Wildomar in fee title shall be free and clear of any encumbrances, except as expressly permitted by the City. The Applicant shall provide title insurance in conjunction with all fee title dedications to the City of Wildomar.
62. Prior to the issuance of the first building permit, the Applicant shall dedicate the westerly half - section of Melinda Lane, measured 30' from the approved centerline. Improvements will be based on a 60' local in accordance with the City of Wildomar Improvement Standards and to the satisfaction of the City Engineer.

All property conveyed to the City of Wildomar in fee title shall be free and clear of any encumbrances, except as expressly permitted by the City. The Applicant shall provide title insurance in conjunction with all fee title dedications to the City of Wildomar.

63. Prior to the issuance of the first building permit, the Applicant shall dedicate the easterly half - section of Bryant Street, measured 30' from the approved centerline. Improvements will be based on a 60' local in accordance with the City of Wildomar Improvement Standards and include 12' of additional pavement west of centerline. All improvements shall be done to the satisfaction of the City Engineer. All property conveyed to the City of Wildomar in fee title shall be free and clear of any encumbrances, except as expressly permitted by the City. The Applicant shall provide title insurance in conjunction with all fee title dedications to the City of Wildomar.
64. Prior to the issuance of a building permit, the Applicant shall design and improve Corydon Street, Melinda Lane and Bryant Street per the City of Wildomar Road Improvement Standards & Specification, Improvement Plan Check Policies and Guidelines and to the satisfaction of the City Engineer. Improvements may require off-site transitions to adequately facilitate the movement of traffic. The Applicant shall acquire all required off-site transitions.
65. The Applicant shall dedicate, design and improve the intersection of Corydon Street / Bryant Street and Corydon Street / Melinda Lane in accordance with the City of Wildomar Improvement Plan Check Policies and Standards and to the satisfaction of The City Engineer.
66. The Applicant shall dedicate a public utility easement adjacent to all public or private streets for overhead and/or underground facilities and appurtenances to the satisfaction of the City Engineer.
67. The Applicant shall design and install electrical power, telephone, communication, and cable television lines to be placed underground, including existing overhead lines, 33.6 kilovolts or below along the project frontage and between the nearest poles offsite in each direction of the project site, in accordance the City of Wildomar Road Improvement Standards & Specification, Improvement Plan Check Policies and Guidelines, City Ordinances, and to the satisfaction of the City Engineer. The Applicant shall submit to the City Engineer, for verification purposes, written proof for initiating the design and/or application of the relocation issued by the utility company.
68. The Applicant shall design and install streetlights in accordance with the City of Wildomar Road Improvement Standards & Specification, Improvement Plan Check Policies and Guidelines, City Ordinances and to the satisfaction of the City Engineer.

69. Prior to the issuance of a building permit, the developer shall annex into all applicable County Service Areas and Landscaping Maintenance District for landscaping, lighting, drainage and maintenance to the satisfaction of the City Engineer or otherwise form a District where one is not currently in place.
70. The Applicant shall design and install street lighting in accordance with the appropriate City Road Improvement Standards & Specification, Improvement Plan Check Policies and Guidelines and to the satisfaction of the City Engineer.
71. All corner cutbacks shall be applied per Standard 805, Ordinance 461, except for corners at Entry streets intersecting with General Plan roads, they shall be applied per Exhibit ' C ' of the Citywide Design Guidelines.
72. All median islands shall be either landscaped or decorative concrete/hardscaped to the satisfaction of The City Engineer.
73. Prior to the issuance of a building permit, the Applicant shall demonstrate compliance with the California Title 24.
74. Prior to the issuance of the first building permit improvement plans shall be approved by the City Engineer and improvements constructed or secured by the Applicant.
75. The Applicant shall submit landscaping and irrigation plans within the public right-of-way to the Planning Department. These plans shall include water usage calculations, estimate of irrigation and the location of all existing trees that will remain. All plans and calculations shall be designed and calculated per the City of Wildomar Road Improvement Standards & Specification, Improvement Plan Check Policies and Guidelines, City Codes and to the satisfaction of the City Engineer.
76. The applicant or developer shall separately submit two copies of the water system plans to the Fire Department for review and approval. Calculated velocities shall not exceed 10 feet per second. Plans shall conform to the fire hydrant types, location and spacing, and the system shall meet the fire flow requirements. Plans shall be signed and approved by a registered civil engineer and the local water company with the following certification: "I certify that the design of the water system is in accordance with the requirements prescribed by the Riverside County Fire Department."
77. The Applicant shall obtain the appropriate clearance letters to the satisfaction of the City Engineer for any sign(s) located within an easement, including a Public Utility Easement.
78. The Applicant shall dedicate visibility easements for all driveways per the City of Wildomar Improvement Standards and to the satisfaction of the City Engineer.

79. The Applicant shall dedicate a public utility easement adjacent to all public or private streets for overhead and/or underground facilities and appurtenances to the satisfaction of the City Engineer.
80. At all street intersections adjacent to the project, public or private, the Applicant shall install and/or replace street name signs in accordance with the City of Wildomar Standard Details.
81. Prior to the issuance of a building permit, the developer shall annex into all applicable County Service Areas and Landscaping Maintenance District for landscaping, lighting, drainage and maintenance to the satisfaction of the City Engineer or otherwise form a District where one is not currently in place
82. All flood control plans to be reviewed shall be submitted though the City of Wildomar, unless otherwise directed by the City Engineer.
83. The Applicant shall prepare and submit a comprehensive drainage study and plan that includes, but is not limited to: definition with mapping of the existing watersheds; a detailed pre- and post-project hydrologic and hydraulic analysis of the project and project impacts; definition of the local controlling 100-year frequency water levels existing and with project; the proposed method of flow conveyance to mitigate the potential project impacts with adequate supporting calculations; any proposed improvements to mitigate the impacts of increased runoff from the project and any change in runoff; including quality, quantity, volume, and duration in accordance with City of Wildomar's Hydrology Manual, Improvement Standards, and to the satisfaction of the City Engineer.
84. Prior to the issuance of a building permit, the developer shall pay the appropriate impact mitigation fee to the Riverside County Flood Control and Water Conservation District.
85. Prior to the issuance of a building permit, the project proponent shall pay fees in accordance with Zone A of the Southwest Road and Bridge Benefit District. The developer shall pay the appropriate fee for Zone A of the Southwest Road and Bridge Benefit District.
86. Building Plan check deposit base fee of \$1,056.00, shall be paid in a check or money order to the Riverside County Fire Department after plans have been approved by our office.
87. Prior to the issuance of building permit, the Applicant shall pay all necessary impact and mitigation fees required. These fees include, but are not limited to, fees associated with Transportation Uniform Mitigation Fee (TUMF), and Development Impact Fees.

88. Prior to the issuance of a building permit, the improvement plans for the required public improvements must be prepared and shall be based upon a design profile extending a minimum of 300 feet beyond the project boundaries at a grade and alignment as approved by the City Engineer.
89. The RV septic dump shall be designed and improved to drain onto itself and shall be covered such that there is no rain water on the septic dump area. The septic dump will require a permit from Environmental Health.
90. The trash enclosure area shall be covered such that there is no rain water on the trash enclosure area.
91. The water from the RV wash shall be designed and improved to flow to the sewer system, unless permitted for discharge into the on-site drainage system.
92. All entrance gates shall be located such that a RV can pull onto the site without blocking public right-of-way and shall be designed and improved to the satisfaction of the City Engineer.

Prior to Release of Power, Building Occupancy, or Any Use Allowed by This Permit

For this section, the terms final inspection, release of power, and building occupancy are used interchangeably to signify compliance with all conditions of approval, applicable codes and requirements necessary for the safe and lawful occupation or use of a structure or site.

93. Prior to release of occupancy, the Applicant shall demonstrate that all development impact and mitigation fees have been paid.
94. Prior to release of occupancy, the Applicant shall pay all necessary impact and mitigation fees required. These fees include, but are not limited to, fees associated with the Transportation Uniform Mitigation Fee (TUMF), and Development Impact Fees.
95. The off-site rights-of-way required for said improvement road shall be accepted to vest title in the name of the public if not already accepted for Corydon Street, Melinda Lane and Bryant Street as conditioned and to the satisfaction of the City Engineer.
96. The applicant shall prepare and submit to the Fire Department for approval, a site plan designating required fire lanes with appropriate lane painting and/or signs.
97. Install a complete fire sprinkler system per NFPA 13 2002 edition (13D and 13R system are not allowed) in all buildings requiring a fire flow of 1500 GPM or greater sprinkler system (s) with pipe size in excess of 4" inch diameter will

require the project structural engineer to certify (wet signature) the stability of the building system for seismic and gravity loads to support the sprinkler system. All fire sprinkler risers shall be protected from any physical damage. The post indicator valve and fire department connection shall be located to the front, within 50 feet of a hydrant, and the minimum of 25 feet from the building (s). A statement that the building (s) will be automatically fire sprinkled must be included on the title page of the building plans. (Current sprinkler plan check deposit base fee is \$164.00 per riser).

98. Applicant or developer shall be responsible to install a U.L. Central Station Monitored Fire Alarm System. Monitoring System shall monitor the fire Sprinkler system (s) water flow, P.I.V.'s and all control valves. Plans must be submitted to the Fire Department for approval prior to installation. Contact Fire Department for guideline handout (current monitoring plan check deposit base fee is \$192.00).
99. Applicant or developer shall be responsible to install a manual and automatic Fire Alarm System. Plans must be submitted to the Fire Department for approval prior to installation. (Current plan check deposit base fee \$627.00).
100. Install portable fire extinguishers with a minimum rating of 2A-10BC and signage. Fire Extinguishers located in public areas shall be in recessed cabinets mounted 48" (Inches) to enter above the floor level with Maximum 4" projection from the wall. Contact Fire Department for proper placement of equipment prior to installation.
101. Electrical power, telephone, communication, street lighting, and cable television lines shall be designed and placed underground in accordance with ordinance 460 and 461, or as otherwise approved by the City Engineer. The applicant is responsible for coordinating the work with the serving utility company. This also applies to existing overhead lines which are 33.6 kilovolts or less along the project frontage and between the nearest poles offsite in each direction of the project site. A disposition note describing the above shall be reflected on design improvement plans whenever those plans are required. A written proof for initiating the design and/or application of the relocation issued by the utility company shall be submitted to the City Engineer for verification purposes.
102. Prior to final inspection, install streetlights along the streets associated with development in accordance with the approved street lighting plan and Ordinance 460 and 461.
103. Prior to the final inspection, all outdoor lighting shall be inspected by the Building and Safety Department to insure compliance with the approved lighting plan and the provisions of Chapter 8.08 of the Wildomar Municipal Code.
104. Each parking space reserved for the handicapped shall be identified by a permanently affixed reflectorized sign constructed of porcelain on steel, beaded text or equal, displaying the International Symbol of Accessibility. The sign shall

not be smaller than 70 square inches in area and shall be centered at the interior end of the parking space at a minimum height of 80 inches from the bottom of the sign to the parking space finished grade, or centered at a minimum height of 36 inches from the parking space finished grade, ground, or sidewalk. A sign shall also be posted in a conspicuous place, at each entrance to the off-street parking facility, not less than 17 inches by 22 inches, clearly and conspicuously stating the following:

"Unauthorized vehicles parked in designated accessible spaces not displaying distinguishing placards or license plates issued for persons with disabilities may be towed away at owner's expense. Towed vehicles may be reclaimed by telephoning (951) 245-3300"

In addition to the above requirements, the surface of each parking place shall have a surface identification sign duplicating the Symbol of Accessibility in blue paint of at least three square feet in size.

105. The flood control facilities shall be constructed with this project in accordance with applicable standards. The City Engineer shall determine if the facility will be maintained by Flood Control District or the City of Wildomar. The Applicant shall execute a maintenance agreement with the appropriate agency and the City Engineer shall determine if an easement or a parcel is taken in fee title. The plans cannot be signed prior to execution of the agreement.

ATTACHMENT B

City Council Staff Report (October 28, 2009 - Without Attachments)

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item 2.1
PUBLIC HEARING
Meeting Date: October 28, 2009

TO: Honorable Mayor Farnam, Members of the City Council
FROM: Dave Hogan, Director of Planning
SUBJECT: Cimarron Plaza (Stable Lanes Commercial Center)

Zone Change 08-0166, Tentative Parcel Map 35935 and Plot Plan 23333 – The project proposes a Tentative Parcel Map, Change of Zone from Rural Residential to General Commercial for the development of two commercial retail buildings totaling 20,894 square feet and a 9,305 square foot daycare facility on a 4.16 acre site located at the intersection of Clinton Keith Road and Stable Lanes Road, in the City of Wildomar, County of Riverside, California.

APN: 380-120-012 and 380-120-013

RECOMMENDATION:

It is recommended that the City Council:

1. Adopt a resolution entitled:

“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, ADOPTING A MITIGATED NEGATIVE DECLARATION FOR PROJECT NO. 08-0166 THAT IS LOCATED AT THE SOUTHWEST CORNER OF CLINTON KEITH ROAD AND STABLE LANES ROAD KNOWN AS ASSESSOR’S PARCEL NO. 380-120-012 AND 380-120-013”

2. Introduce and read by title only an ordinance entitled:

“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AMENDING THE OFFICIAL ZONING MAP FOR THE CITY OF WILDOMAR FOR A PROPERTY LOCATED AT THE SOUTHWEST CORNER OF CLINTON KEITH ROAD AND STABLE LANES ROAD FROM RURAL RESIDENTIAL TO GENERAL COMMERCIAL, KNOWN AS ASSESSOR’S PARCEL NO. 380-120-012 AND 380-120-013”

3. Adopt a resolution entitled:

“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR APPROVING PARCEL MAP 35935 TO SUBDIVIDE THE 4.16-ACRE SITE LOCATED AT THE SOUTHWEST CORNER OF CLINTON KEITH ROAD AND STABLE LANES ROAD INTO TWO PARCELS AND PROVIDE FOR ADDITIONAL ROAD DEDICATION ALONG STABLE LANES ROAD, KNOWN AS ASSESSOR’S PARCEL NO. 380-120-012 AND 380-120-013”

4. Adopt a resolution entitled:

“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR APPROVING PLOT PLAN 08-0166 TO ALLOW FOR THE DEVELOPMENT OF TWO COMMERCIAL RETAIL BUILDINGS TOTALING 20,894 SQUARE FEET AND A 9,305 SQUARE FOOT DAYCARE FACILITY ON A 4.16-ACRE SITE LOCATED AT THE SOUTHWEST CORNER OF CLINTON KEITH ROAD AND STABLE LANES ROAD KNOWN AS ASSESSOR’S PARCEL NO. 380-120-012 AND 380-120-013”

BACKGROUND:

The applicant is proposing the construction of the two commercial retail buildings totaling 20,894 square feet (Building A is 11,978 square feet and Building B is 8,916 square feet) and a 9,305 square foot daycare facility. The project will also include a change of zone and subdivision of the two existing parcels into two new parcels and road dedication of Stable Lanes Road. The project is a continuation of the recently constructed Renaissance Plaza project which is located to the west along Clinton Keith Road.

In October 2007, the applicant submitted a Standard Change of Zone (CZ07591) application to the County of Riverside. In a letter dated November 2, 2007, from the County of Riverside Planning Department, the application was deemed not acceptable since the Planning Commission and Board of Supervisors did not historically approve stand alone change of zone applications. The letter requested that a development application to be processed concurrently with the change of zone. In March 2008, the applicant filed an application with the County of Riverside for a Tentative Parcel Map (PM 35935) and Plot Plan (PP23333) to be processed concurrently with the Change of Zone (CZ07591). The proposed project included the subdivision of the project site into four parcels with two retail commercial buildings (Building A - 11,052 square feet and Building B – 10,451 square feet) and a commercial office building (12,742 square feet) with ground floor parking. The application went through an initial round of County Land Development Committee review, prior to the incorporation of the City of Wildomar. After the City’s incorporation in July 2008, the application subsequently transferred to the City for processing.

The project is located on a 4.16 net (5.53 gross) acre site on the southwest corner of Clinton Keith Road and Stable Lanes Road (APN 380-120-012 and 380-120-013). The property has a General Plan Land Use designation of Commercial Retail (CR) and is zoned Rural Residential (R-R). The site consists of two parcels and an undeveloped segment of the right-of-way for Stable Lanes Road to create a trapezoidal project site. The project site is immediately adjacent to the recently constructed commercial shopping center, Renaissance Plaza, to the west. The Stable Lanes Commercial Center, which will be called Cimarron Plaza, is a continuation of Renaissance Plaza. The site generally drains from the south to north into the existing 72" culvert that crosses northerly under Clinton Keith Road and drains into Murrieta Creek. Prior to current grading activities, the site had a moderate slope with prominent hills on the southern portion and northwest corner of the site. Elevations range approximately from 1,230 to 1,320 feet above mean sea level. However, approximately 73,000 cubic yards of the grading has already occurred onsite and the site has manufactured and disturbed slopes as a result. The total size of the project site is 5.35 gross acres. Following the dedication of the future right-of-way for Clinton Keith Road and Stable Lanes Road, the net area for the project is 4.16 acres. The location of the project is provided in Attachment E.

The General Plan Land Use and Zones designations, as well as the existing land uses for the project site and surrounding properties are provided in the following table.

ADJACENT ZONING, LAND USE AND APPLICABLE STANDARDS			
Location	Current Use	General Plan Land Use Designation	Zoning
Subject Property	Vacant	Commercial Retail (CR)	Rural Residential (R-R)
North*	Vacant	Commercial Retail (CR)	Rural Residential (R-R)
South*	Residential	Medium Density Residential (MDR)	Rural Residential (R-R)
East*	Vacant	Commercial Retail (CR)	General Commercial (C-1/C-P)
West*	Commercial/Residential	Commercial Retail (CR)/ Medium Density Residential (MDR)	General Commercial (C-1/C-P)/One-Family Dwelling (R-1)

* Clinton Keith Road is assumed to run east-west.

Historically, the property was vacant with the exception of a mobile home on the northwest portion of the site that was used for a real estate office. The mobile home has since been removed. Vegetation on the site consists mostly of Riversidian sage scrub, various weed species, ornamental trees and shrubs. Most of the site is disturbed and vegetation has been removed due to current grading activities.

DISCUSSION:

Change of Zone

The General Plan Land Use Designation for the project site is Commercial Retail (CR). According to the Wildomar General Plan, the Commercial Retail land use designation allows the development of commercial retail uses at a neighborhood, community and regional level, as well as for professional office and tourist-oriented commercial uses. The proposed commercial center, Cimarron Plaza, would be an allowed use in the Commercial Retail area and would conform to the General Plan policies including LU 23.1, which accommodates for the development of commercial uses in areas appropriately designed by the General Plan and area plan land use maps. In addition, General Plan policy LU 23.4 which accommodates for community-oriented facilities, such as telecommunications centers, public meeting rooms, daycare facilities and cultural uses. Currently, the proposed project site is designated as Rural Residential (R-R) on the City of Wildomar Zoning Map. The proposed use, a commercial center, is inconsistent with the R-R zoning designation, rural residential, and therefore the use would not be allowed in the R-R zone. As a result, the project applicant submitted an application for a zone change from Rural Residential (R-R) to General Commercial (C-1/C-P). A commercial center would be allowed in the General Commercial zone with approval of a plot plan under Chapter 17.72 of the Wildomar Zoning Ordinance. The proposed zone change from Rural Residential to General Commercial would be consistent with the General Plan Land Use Designation of Commercial Retail.

Plot Plan

The project proposes the construction of the two commercial retail buildings and a daycare facility on a 4.16 net (5.53 gross) acre site. Building A and Building B, the commercial retail buildings, will be located near the northwest corner of the lot on Parcel 1. Building A, which fronts Clinton Keith Road, will have six retail suites for a total of 11,978 square feet. Building B, adjacent to Stable Lanes Road, will have four retail suites. The daycare facility will be located in the rear of the property on Parcel 2. The daycare facility will be a total of 9,305 square feet and include nine open rooms for children of ages 6 weeks to school age children, two administrative offices, a sick area room, waiting room and bathrooms. In addition, the daycare facility will include an 11,206 square foot playground in the rear of the building. The layout of the proposed center is contained in Attachment G.

PROPOSED BUILDING/USE	BUILDING SIZE
Building A - Commercial Retail	11,978 square feet (total)
Suite A - 101	2,451 square feet
Suite A - 102	1,934 square feet
Suite A - 103	2,148 square feet
Suite A - 104	2,295 square feet
Suite A - 105	1,513 square feet
Suite A - 106	1,481 square feet
Building B - Commercial Retail	8,916 square feet (total)
Suite B - 101	2,696 square feet
Suite B - 102	2,158 square feet
Suite B - 103	1,833 square feet
Suite B - 104	2,175 square feet
Daycare Facility	9,305 square feet (total)

The maximum building height in the General Commercial (C-1/C-P) zone is 50 feet per Section 17.72.030.C. All three buildings will be limited to one-story and will not exceed the maximum building height of the zone. Building A will have a maximum building height of 32 feet, Building B will have a maximum building height of 31 feet 9 inches and the daycare facility will have a maximum building height of 30 feet 3 inches.

The off-street parking requirement for general retail commercial per Chapter 17.188.030 is one parking space per 5½ spaces per 1,000 square feet of net leasable floor area. The total net leasable for both Building A and Building B is 20,894 square feet which would require 115 parking spaces. A daycare facility is required to provide one parking space per 500 square feet of gross floor area. The daycare facility is required to provide 19 parking spaces. As for handicap parking requirements for 101-150 parking spaces, five van accessible handicap parking spaces are required. A total of 134 parking spaces plus five van accessible handicap parking spaces are required for the project. The current site plan for the Cimarron Plaza project incorporates a total of 140 parking spaces including six van accessible handicap parking spaces for both the retail commercial buildings and daycare facility.

Three points of access will be provided for the project site. Access from Clinton Keith Road will be taken from a recently constructed driveway for Renaissance Plaza to the west, which includes two driveways between Cimarron Plaza and Renaissance Plaza. A reciprocal access easement will be required prior to the issuance of building permits between Cimarron Plaza and the Renaissance Plaza to allow site access from the Renaissance Plaza driveway off Clinton Keith Road. A third driveway will be located at the southeast corner of the project site and will provide access from Stable Lanes Road.

The project will be conditioned to improve both Clinton Keith Road and Stable Lanes Road per the City of Wildomar Road Improvement Standards & Specifications.

The installation of a traffic signal at the intersection of Clinton Keith Road and Stable Lanes Road will be required to address circulation for project site. Onsite circulation is provided by both north-south and east-west drive aisles from the adjacent property, Renaissance Plaza, and driveway access from Stable Lanes Road. The site has been configured to allow for circulation of delivery trucks through the site, and provided adequate site lines and visibility within the site and its access points.

Cimarron Plaza is designed to complement the recently constructed Renaissance Plaza to the west in architecture and building materials. The proposed buildings are generally consistent with the modern suburban commercial architecture commonly labeled as Neo-eclectic/Spanish Colonial style. The exterior walls are primarily stucco with projecting architectural elements and stone veneer wainscoting along the lower wall sections. For buildings with flat roofs, the parapets are commonly capped or accented with cornices and glazed storefront sections are used for the windows and building entrances. The roof parapet walls have been designed to conceal any roof mounted equipment. A condition of approval has been included to require that any roof-mounted vents or equipment not project above the height of the parapet. The building elevations include "signage envelopes" depicting where the future business signage will be located. However, the project will be conditioned to provide a complete sign package for the review and approval of the Planning Department prior to the installation of any signs. The proposed building elevations are included in Attachment H.

The proposed landscape plan for Cimarron Plaza will be a continuation of the landscaping scheme from Renaissance Plaza. The conceptual landscaping plan shows London Plane Tree (*Platanus acerifolia* 'Columbia') along Clinton Keith Road and Stable Lanes Road. Fern Pine (*Podocarpus Gracilior*) and Flowering Pear (*Pyrus Calleryana* 'Aristocrat') trees will be located in the drive aisles and at the project entrances for Clinton Keith Road and Stable Lanes Road. Other trees included in the landscaping plan include Purple Flowering Locust (*Robinia Ambigua* 'Purple Rose') and California Pepper (*Schinus Molle*). Various shrubs are included in the landscaping plan including, but not limited to, Myoporum Parvifium (*Prostrate Myoporum*), Acacia Redolens (*Prostrate Acacia*) and Scarlet Firethorn (*Pyacantha Coccinea* 'Lelandi'). Continuing the landscaping scheme of Renaissance Plaza, the applicant proposes a keystone retaining wall with Creeping Rosemary (*Rosmarinus officinalis* 'Prostrata') planted between the stones along the rear of the property. When the landscape construction and irrigation plans are submitted to the City, staff will evaluate the final locations for all of the proposed plant materials to ensure adequate shading and screening. All landscaping will be required to comply with City of Wildomar standards for coverage, quantity, type, and location.

Based upon the design of the commercial retail center and daycare facility plus the standard regulatory requirements, staff believes that the proposed project would not be

detrimental to the health, safety or general welfare of the community and will comply with the General Plan.

Parcel Map

To enable the development of the site, the applicant is also requesting approval of a tentative parcel map. Parcel Map 35935 would subdivide the two existing parcels into two new parcels, Parcel 1 and Parcel 2. Currently, the existing Parcel A is approximately 1.28 net (2.14 gross) acres Parcel B is approximately 2.86 net (3.21 gross) acres. Parcel 1 would increase to 1.93 net (2.93 gross) acres and Parcel 2 would decrease to 2.23 net (2.41 gross) compared to the existing parcels.

EXISTING PARCEL	LOT SIZE (acres)	PROPOSED PARCEL	LOT SIZE (acres)	USE
Parcel A	1.28 net (2.14 gross)	Parcel 1	1.93 net (2.93 gross)	Two commercial retail buildings (Building A and B)
Parcel B	2.86 net (3.21 gross)	Parcel 2	2.23 net (2.41 gross)	Daycare Facility

The parcel map also includes areas to be designated future right-of-way areas for the future expansion of Clinton Keith Road and right-of-way dedication for the build-out of Stable Lanes Road.

The General Commercial (C-1/C-P) Zone does not contain minimum lot requirements since commercial lot patterns are entirely dependent on the proposed use and the configuration of the buildings. Based upon the layout of the proposed site plan, the future development lots will create developable pads in conformance with the requirements of C-1/C-P Zone. To ensure that the final project is consistent with the project being approved by the City, the conditions of approval will require reciprocal ingress, egress, and parking between all parcels, the maintenance of the common landscaping, and ensure the continued functioning of the CC&Rs as approved by the City. The configuration of Tentative Parcel Map 35935 is contained in Attachment G.

PLANNING COMMISSION:

A public hearing was held before the Planning Commission on October 7, 2009. Project Planner Alia Kanani presented the project to the Commission. No public comments were received at the hearing and the Planning Commission commented favorably regarding the proposed project. The Planning Commissioners recommended approval of the proposed project with a slight modification to the landscaping plan. The Planning Commission requested that the proposed Brazilian Pepper Trees be replaced with by Coast Live Oaks whenever feasible. This modification is included as Condition #55 in the Conditions of Approval. The Planning Commission recommends that the City

Council adopt the Mitigated Negative Declaration for project 08-0166, approve Zone Change 08-0166, approve Tentative Parcel Map 35935 and approve Plot Plan 08-02333, subject to the attached conditions of approval. The draft Council resolutions and ordinance for the project are contained in Attachments A, B, C and D.

The Planning Commission recommends that the City Council approve the requested Zone Change, Tentative Parcel Map and Plot Plan subject to the attached conditions of approval.

FINDINGS:

Zone Change

- A. The proposed change of zone is in conformance with the adopted General Plan for the City.

The General Plan Land Use Designation for the project site is Commercial Retail (CR). According to the Wildomar General Plan, the Commercial Retail land use designation allows the development of commercial retail uses at a neighborhood, community and regional level, as well as for professional office and tourist-oriented commercial uses. The project proposes the construction of the two commercial retail buildings totaling 20,894 square feet (Building A is 11,978 square feet and Building B is 8,916 square feet) and a 9,305 square foot daycare facility. A commercial retail center and daycare facility are compatible uses in the Commercial Retail area plan and would conform to the General Plan policies including LU 23.1, which accommodates for the development of commercial uses in areas appropriately designed by the General Plan and area plan land use maps, and LU 23.4, which accommodates for community-oriented facilities, such as telecommunications centers, public meeting rooms, daycare facilities and cultural uses. The proposed zone change from Rural Residential (R-R) to General Commercial (C-1/C-P) is consistent with the Commercial Retail General Plan Land Use Designation. The proposed commercial retail center and daycare facility is subject to the development standards of the C-1/C-P zone and has been designed to comply with such development standards.

Parcel Map

1. Tentative Parcel Map 35935 is consistent and compatible with the objectives, policies, general land uses, and programs specified the City's General Plan in that:

The General Plan land use designation for the site is CR (Commercial Retail) typically results in project densities from 0.20 to 0.35 FAR. The proposed Map will result in the development of two commercial retail buildings and a daycare facility with an overall FAR of 0.20. This density level does not exceed the range permitted under the General Plan land use designation for this site. One of the primary applicable policies stated in the Land Use Element of the General Plan is

to accommodate the development of commercial uses in areas appropriately designated by the General Plan (Policy LU 23.1). The proposed parcel map will achieve this objective by accommodating appropriately located commercial services to meet the needs of the both regional travelers and local residents. Considering all of these aspects, Parcel Map 35935 furthers the objectives and policies of the General Plan and is compatible with the general land uses specific in the General Plan.

2. The design and improvement of the subdivision proposed under Tentative Parcel Map 35935 is consistent with the City's General Plan in that:

The proposed subdivision has been designed to meet City standards which provide satisfactory pedestrian and vehicular circulation, including emergency vehicle access and on site improvements, such as streets, utilities, and drainage facilities have been designed and are conditioned to be constructed in conformance with City standards.

3. The site is physically suitable for the type of development proposed under Tentative Parcel Map 35935, in that:

The site is has moderate slopes but grading of the site will create a relatively level site of approximately 5.14 acres. The site is not located within a flood plain and contains no major geologic hazards have been reported on the site or other limited conditions that would render it unsuitable for commercial development.

4. The site is physically suitable for the density of development proposed under Tentative Parcel Map 35935, in that:

The site is has moderate slopes but proposed grading will create a relatively level site of approximately 5.14 acres with finished building pad elevations at 1,261 feet above mean sea level. The subdivision has been designed to accommodate the development two commercial retail buildings and a daycare facility considering the shape and topography of the site. The project as proposed has a FAR of 0.20. According to the density ranges provided in the Land Use Element of the City's General Plan for the CR land use designation and in the City's Zoning Ordinance for the C-1/C-P zone, a FAR of 0.20 is appropriate for a site of this size and configuration.

5. The design of the subdivision and improvements proposed under Tentative Parcel Map 35935 is not likely to cause substantial environmental damage or substantially and avoidably injure fish or wildlife or their habitat in that:

The site is currently vacant and does not contain any significant vegetation or habitat for wildlife. A small remnant of disturbed Riversidian sage scrub habitat was found onsite but it would not be considered viable habitat for any MSHCP-listed plant or animal species. There is no evidence that any endangered, threatened or

listed species of plant or animal, or its habitat, is located on the site. There is no evidence that vernal pool complex, similar bodies of water, or conditions suitable for forming such bodies of water exist on the site. The site does contain one ephemeral drainage course traverses the northeast corner of the project site that is considered California Department of Fish and Game and Army Corp of Engineers jurisdictional waters. The project is designed to preserve the existing hydrological connection between the watershed upstream of the site and Murrieta Creek downstream by installing a drainage culvert. The total area of on/offsite Army Corps of Engineers jurisdictional waters of the United States will be eliminated by installing the culvert total approximately 0.01 acre. In addition, the applicant will be required to obtain all required regulatory permits or waivers from the U. S. Army Corps of Engineers, California Department of Fish and Game, and the San Diego Regional Water Quality Control Board. This determination is fully discussed in the Environmental Assessment/Mitigated Negative Declaration EA08-0166 prepared for the project. In addition, this project has been conditioned to comply with the environmental policies and regulations of the City of Wildomar and those of all local and regional governmental agencies having jurisdiction over the site.

6. The design of the subdivision and improvements proposed under Tentative Parcel Map 35935 is not likely to cause serious public health problems in that:

The design of the subdivision is in conformance with the City's General Plan, Zoning Ordinance, and Subdivision Ordinance, the construction of all improvements on the site has been conditioned to comply with all applicable City of Wildomar ordinances, codes, and standards including, but not limited to, the California Uniform Building Code, the City's Ordinances relating to stormwater runoff management and controls. In addition, the design and construction of all improvements for the subdivision has been conditioned to be in conformance with adopted public works standards. The City's ordinances, codes, and standards have been created based on currently accepted standards and practices for the preservation of the public health, safety and welfare. Finally, the proposed street system throughout the subdivision will improve emergency vehicular access in the immediate neighborhood.

7. The design of the subdivision and improvements proposed under Tentative Parcel Map 35935, will not conflict with easements, acquired by the public at large, for access through or use of, property within the proposed subdivision in that:

No easements of record or easements established by judgment of a court of competent jurisdiction for public access across the site have been disclosed in a search of the title records for the site and the City does not otherwise have any constructive or actual knowledge of any such easements.

8. The design of the subdivision proposed Tentative Parcel Map 35935, adequately provides for future passive or natural heating and cooling opportunities in the subdivision in that:

Taking into consideration local climate and the existing contour and configuration of the site and its surroundings, the size and configuration of parcels within the proposed subdivision have been arranged to permit orientation of structures to take advantage of natural shade, or to take advantage of prevailing breezes.

Plot Plan

- A. The proposed use is consistent with the Zoning Ordinance, General Plan, the Subdivision Ordinance and the City of Wildomar Municipal Code.

The proposed use is consistent with the General Plan and the City of Wildomar Municipal Code. The applicant is applying for a zone change from Rural Residential (R-R) to General Commercial (C-1/C-P). A commercial center would be allowed in the General Commercial zone with approval of a plot plan under Chapter 17.72 of the Wildomar Zoning Ordinance. The change of zone to C-1/C-P would be consistent with the Commercial Retail General Plan Land Use Designation and would allow for a commercial retail center and daycare facility. Plot Plan 08-0166 would approve the development of two commercial retail buildings totaling 20,894 square feet (Building A is 11,978 square feet and Building B is 8,916 square feet) and a 9,305 square foot daycare facility on a 4.16 net (5.53 gross) acre site. The proposed Project is subject to the development standards of the proposed General Commercial (C-1/C-P) and has been designed to comply with such development standards. The project proposes 140 parking spaces which exceeds the Zoning Ordinance requirements for 139 parking spaces for the two commercial retail buildings and daycare facility. The project also complies with development standards including, but not limited to: setbacks, building height, lot coverage, and landscaping as described in the staff report.

- B. The overall development of the land shall be designed for the protection of the public health, safety, and general welfare.

The proposed construction by Plot Plan 08-0166 consists of the development of two commercial retail buildings totaling 20,894 square feet (Building A is 11,978 square feet and Building B is 8,916 square feet) and a 9,305 square feet daycare facility on a 4.16 net (5.53 gross) acre site. The design of the site, access, circulation, street improvements, and drainage improvements are configured to address the development of a commercial use. The proposed project is designed with consideration for the protection of the public health, safety, and general welfare of the City of Wildomar and surrounding area.

- C. The overall development of the land shall be designed to conform to the logical development of the land and to be compatible with the present and future logical development of the surrounding property.

The proposed construction by Plot Plan 08-0166 consists of the development of two commercial retail buildings and a daycare facility located on a 4.16 net (5.53 gross) acre site on the southwest corner of Clinton Keith Road and Stable Lanes Road. The proposed project site has a General Plan Land Use Designation of Commercial Retail. The properties to the north, east and west have a General Plan Land Use Designation of Retail Commercial. In addition, properties to the east and west are zoned General Commercial (C-1/C-P). Adjacent to the project site on the west is a recently constructed commercial retail center, Renaissance Plaza, and several single-family homes to the southwest. The development of the two commercial retail buildings and daycare facility in the proposed location is consistent with the present General Plan Land Use Designation of the area, Commercial Retail, and the surrounding land uses. The project is also consistent with the future land use designation goals of the Wildomar General Plan for the area, which include further commercial development along Clinton Keith Road from I-15 to Palomar Street.

- D. Plot Plan considers the location and need for dedication and improvement of necessary streets and sidewalks, including the avoidance of traffic congestion.

Three points of access will be provided for the project site. Access from Clinton Keith Road will be taken from a recently constructed driveway for Renaissance Plaza to the west, which includes two driveways between Cimarron Plaza and Renaissance Plaza. A reciprocal access easement will be required prior to the issuance of building permits between Cimarron Plaza and the Renaissance Plaza to allow site access from the Renaissance Plaza driveways off Clinton Keith Road. Street improvements for Clinton Keith Road will also be required as part of the project. A second driveway will be located at the southeast corner of the project site and access will be provided from Stable Lanes Road. The project will be conditioned to improve Stable Lanes Road per the City of Wildomar Road Improvement Standards & Specifications. A traffic signal at the intersection of Clinton Keith Road and Stable Lanes Road will be required to address circulation for project site. The proposed street system design for Clinton Keith Road and Stable Lanes Road, including the proposed curb and gutters, is consistent with all City standards. A trail system is not a part of this project.

- E. The Plot Plan takes into consideration topographical and drainage conditions, including the need for dedication and improvements of necessary structures.

The construction of the Project has been conditioned to comply with all applicable City ordinances, codes, and standards including, but not limited to, the City's Ordinances relating to Stormwater runoff management and other drainage controls. The project drainage design will capture storm runoff in the catch basin filters and/or sub-surface detention basin incorporated into the project design and release runoff back into the natural stream channels without substantially altering the existing drainage pattern and without causing substantial erosion or siltation, on- or offsite. In addition the project proposes to place the approximate 110 feet of surface runoff channel onsite in a culvert, which will connect to the existing culvert

under Clinton Keith Road. The City's ordinances, codes, and standards related to drainage have been created based on currently accepted standards and practices for the preservation of the public health, safety and welfare.

- F. All plot plans which permit the construction of more than one structure on a single legally divided parcel shall, in addition to all other requirements, be subject to a condition which prohibits the sale of any existing or subsequently constructed structures on the parcel until the parcel is divided and a final map recorded in accordance with Ordinance No. 460 in such a manner that each building is located on a separate legally divided parcel.

Plot Plan 08-0166 consists of the development consists of the development of two commercial retail buildings totaling 20,894 square feet (Building A is 11,978 square feet and Building B is 8,916 square feet) and a 9,305 square foot daycare facility on a 4.16 net (5.53 gross) acre site. Parcel Map 35935 would subdivide the two existing parcels into two new parcels to accommodate for the development of the two commercial retail buildings and daycare facility on separate parcels. Conditions of approval will prohibit the sale of that or any subsequent future structures which may be constructed on the subject property prior to the approval of a subdivision of the subject property to ensure that each building is located on a separate, legally divided parcel.

ENVIRONMENTAL ASSESSMENT:

The Planning Department prepared and circulated an Initial Study for the Mitigated Negative Declaration for Planning Application 08-0166.¹ Notice was published in The Californian, and was mailed to all property owners within a 300 foot radius of the project site. A copy of the environmental review document was also circulated to potentially interested agencies and was available for public review at City Hall. The document was available for review from September 1, 2009 to September 30, 2009. No "Potentially Significant" impacts were identified in the Initial Study. However, there were impacts determined to be "Less than Significant" with mitigating factors and mitigation measures identified in the Initial Study. During the public review period, the City received four written comment letters concerning the Initial Study from Riverside County Flood Control District and Water Conservation District, Riverside County Waste Management Department, Native American Heritage Commission and South Coast Air Quality Management District. Riverside County Flood Control District and Water Conservation District is requiring payment of fees and a Water Quality Management Plan, which are included in the standard conditions of approval. Riverside County Waste Management Department provided updated landfill statistics and provided comments on traffic, air quality and hazardous waste related to construction waste and waste related to project

¹ *The technical reports for the project were prepared according to the Riverside County Assessor's office parcel data, which indicates Parcel 1 (APN 380-120-012) recorded lot size is 1.5 acres and Parcel 2 (APN 380-120-013) recorded lot size is 3.06 acres. After the project site was resurveyed, Tentative Parcel Map 35395 and Plot Plan 23333 were prepared, it was determined the net acreage for the project site is 4.16 net (5.53 gross), thus the discrepancy between the numbers used in preparation of some of the technical reports. In order to make a conservative estimate regarding impacts of the project on the site 4.5-acres was used to determine significance.*

build out. The Native American Heritage Commission performed a Sacred Lands File Search and confirmed that no Native American Resources were identified within one-half mile of the project site. In addition staff has been in contact with the local Pechanga Tribe to identify any potential impacts. South Coast Air Quality Management District (SCQMD) provided comments that the mitigation measures should be revised to include recommendations for the daycare, which is indentified as a sensitive receptor by SCQMD, and mitigation measures that require adequate buffers for sensitive land from future development projects. As such, mitigation measures and monitoring have been incorporated into the proposed conditions of approval. An additional comment letter was received on October 8, 2009, after Planning Commission Hearing on October 7, 2009, from the Department of Toxic Substances Control. The letter provided standard language regarding remediation of a site for hazardous materials and potential release of hazardous materials during demolition of existing structures. The project site was not identified as having previous contamination by hazardous materials and does not propose demolition of any existing structures. Standard building conditions will be incorporated for the appropriate construction measures related the use of hazardous materials. The Initial Study and Mitigated Negative Declaration are contained in Attachment Exhibit J.

ATTACHMENTS:

- A. Resolution for Mitigated Negative Declaration
- B. Resolution of Approval for Zone Change 08-0166
Exhibit A – Change of Zone Map
- C. Resolution of Approval of Tentative Parcel Map 35935
Exhibit A – Conditions of Approval
- D. Resolution of Approval for Plot Plan 23333
Exhibit A – Conditions of Approval
- E. Location Map
- F. Zoning Change Map
- G. Tentative Parcel Map/Plot Plan
- H. Elevations and Floor Plans
- I. Initial Study/Mitigated Negative Declaration
- J. Riverside County Flood Control District and Water Conservation District Letter
- K. Riverside County Waste Management Department Letter
- L. Native American Heritage Commission
- M. South Coast Air Quality Management District
- N. Department of Toxic Substances Control

Submitted by:

Approved as to form:

Frank Oviedo
City Manager

Julie Hayward Biggs
City Attorney

ATTACHMENT C

Applicant's Extension of Time Letter



MARKHAM DEVELOPMENT MANAGEMENT GROUP, INC.

October 27, 2011

Mr. Mathew Bassi, Planning Director
City of Wildomar
23873 Clinton Keith Rd. Suite 201
Wildomar, CA 92595

RE: PA 08-0166-3

Mr. Bassi:

On behalf of our client Austin Linsley I would like to request that the City grant an Extension of Time to Plot Plan PA 08-0166. The site is located at the SE corner of Clinton Keith Rd. and Stable Ln. in the City of Wildomar.

As we all know the economy took a down turn and my client Austin Linsley received the site back mutually from the developer of adjacent Renaissance Plaza. Mr. Linsley wishes to retain the standing entitlements. They are the best use and designed to be complimenting with Renaissance Plaza.

Sincerely,

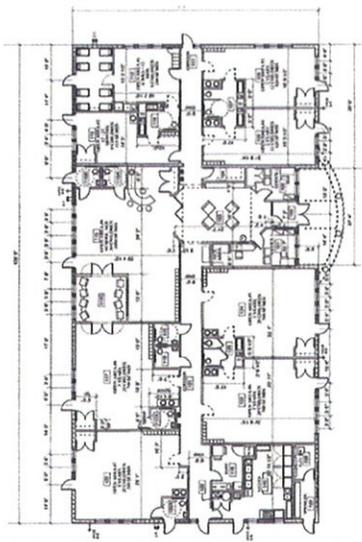
A handwritten signature in black ink, appearing to read 'James R. Bach', written over a horizontal line.

James R. Bach
Project Manager

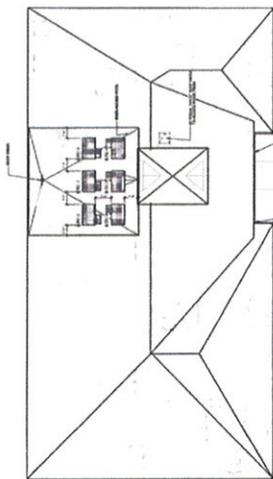
ATTACHMENT D

Reduced Exhibits of Approved Site Plan and Elevations

DATE	REVISIONS



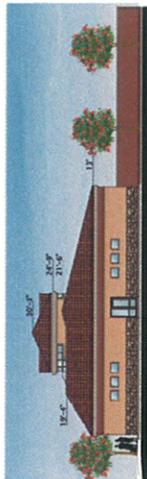
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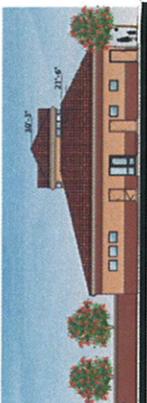
ROOF PLAN



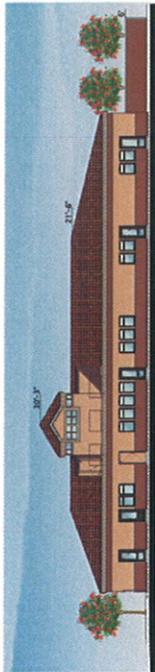
FRONT/ EAST ELEVATION



SIDE/ NORTH ELEVATION



SIDE/ SOUTH ELEVATION

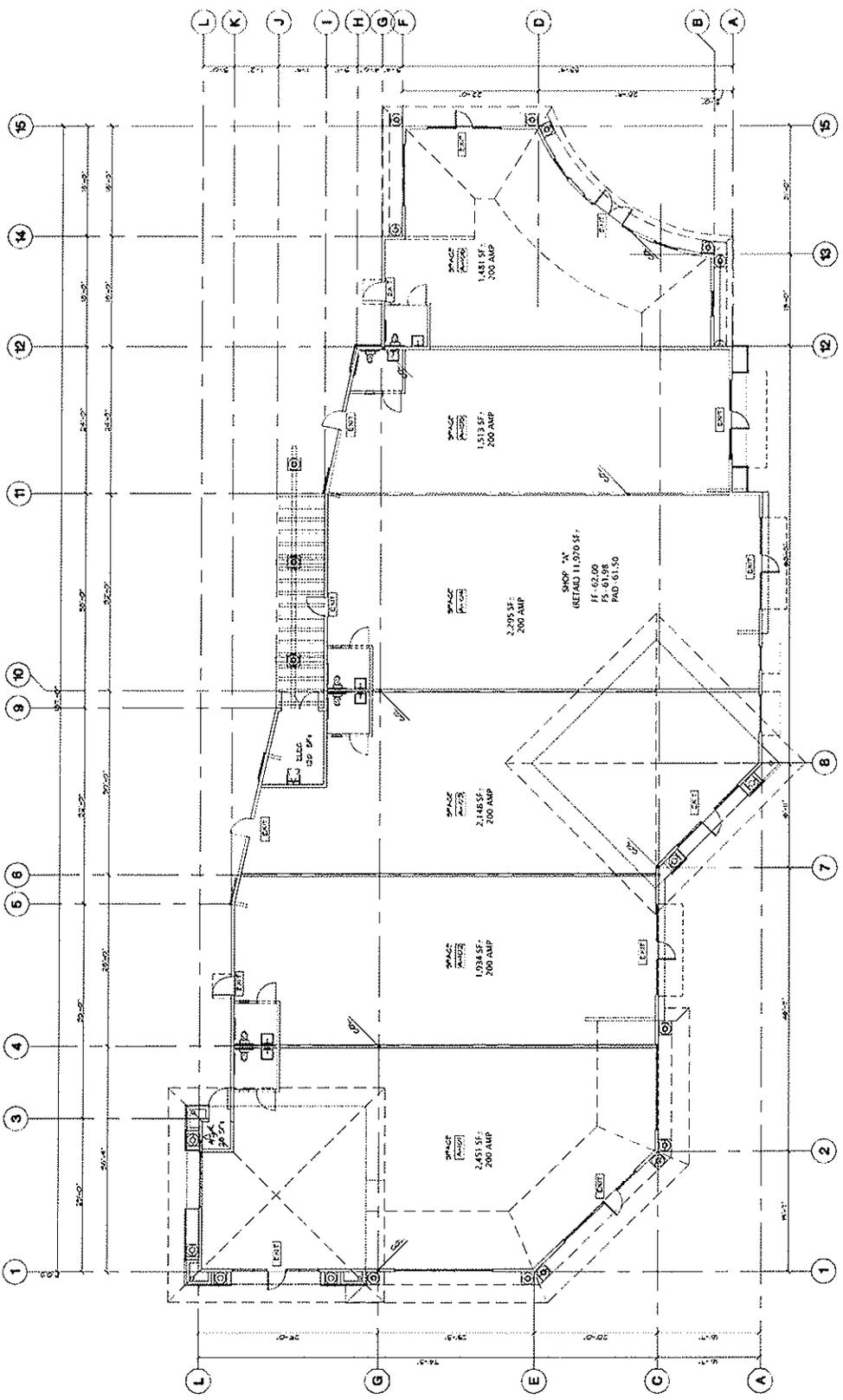


REAR/ WEST ELEVATION

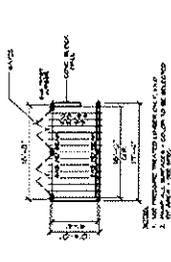
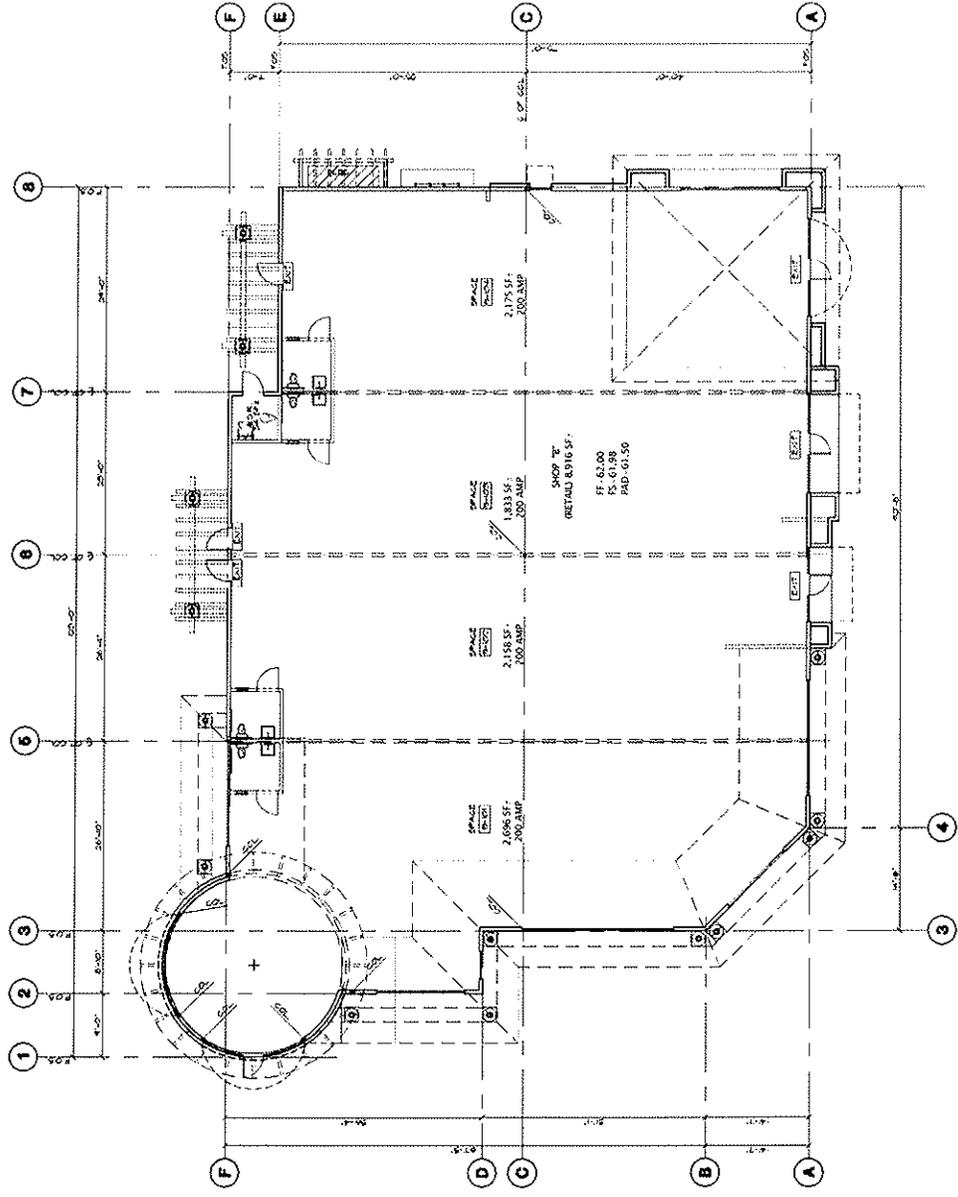
- COLOR AND MATERIAL LEGEND**
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 4. BRICKS - "OLD BRICK ORIGINAL" FULL & THIN
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NO.	REVISIONS

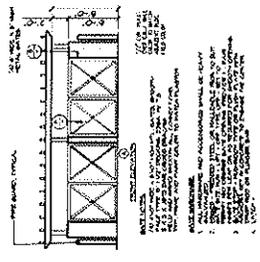
MCA
 ARCHITECTS, INC.
 10155-08
 SCALE: 1/8"=1'-0"
 1/8" = 1' 0"



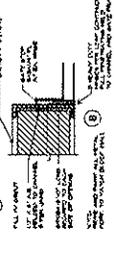
NO.	REVISION



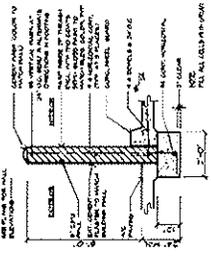
1. STALL DOOR SECTION



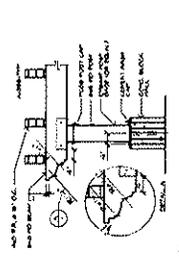
2. STALL WALL SECTION



3. STALL DOOR SECTION



4. STALL WALL SECTION



5. STALL DOOR SECTION

CITY OF WILDOMAR – COUNCIL
Agenda Item #1.11
CONSENT CALENDAR
Meeting Date: December 14, 2011

TO: Mayor and City Council
FROM: Debbie A. Lee, City Clerk
SUBJECT: Authorization to Participate in the Riverside County EDA Mortgage Credit Certificate (MCC) Program

STAFF REPORT

RECOMMENDATION:

Staff recommends that the City Council adopt a Resolution entitled:

RESOLUTION NO. 2011 - _____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, PARTICIPATING WITH THE COUNTY OF RIVERSIDE MORTGAGE
CREDIT CERTIFICATE (MCC) PROGRAM

DISCUSSION:

Overview

A Mortgage Credit Certificate (MCC) entitles qualified home buyers to reduce the amount of their federal income tax liability for an amount equal to 15% of the mortgage interest paid during the year on their primary mortgage loan. The advantages to the home buyer include:

- The home buyer's federal income tax liability is directly reduced by the amount of the tax credit;
- Home buyers can qualify more easily for their primary mortgage loan-lenders may factor in the tax credit when underwriting the loan application, which may allow the borrower to (i) qualify for a larger loan amount, or (ii) improve the borrower's qualifying debt ratios.

If the amount of the MCC exceeds the homebuyer's tax liability, the unused portion of the credit can be carried forward to the next three years or until used, whichever comes first.

Homebuyer Eligibility Criteria

There are three basic criteria for determining a home buyer's eligibility for the MCC tax credits:

1. The borrower must be a first time Home Buyer defined as a person who has not had an ownership interest in improved-upon residential real property for the previous three (3) years.*
2. The borrower's annual income must fall within the program income limits as follows:
 - Max Income Outside Target Area¹
 - Household w/ 1-2 persons: \$70,400
 - Household w/ 3+ persons: \$80,960
 - Max Income Inside Target Area
 - Household w/ 1-2 persons: \$84,480
 - Household w/ 3+ persons: \$98,560
3. The home being purchased must fall within the program purchase price limits as follows:
 - Max Home Purchase Price
 - Outside Target Area: \$450,000
 - Inside Target Area: \$550,000

*If the home is located in a Target Area census tract, then the first-time buyer requirement does not apply and the income and purchase price limits are higher. There are target area census tracts throughout Riverside County.

The residence purchased in conjunction with an MCC must be the borrower's principal residence and may not be used as a business, rental or vacation home. The home may be a new or re-sale, detached or attached single-family home, condominium unit, a co-op unit, or a manufactured home on a permanent foundation. The home must be located in unincorporated County or within the City limits of participating cities.

Mortgage Credit Certificate Application Process

The jurisdiction in which the home is located must be a participant in the County MCC program administered by the EDA. The application process is as follows:

1. Borrowers must apply for a MCC through a Participating Lender.
2. The Participating Lender will perform an initial qualification and assist the borrower in completing the MCC submission forms.

¹ Target Areas are census tracts designated by the Federal government to encourage investment.

3. Buyer makes offer on home and goes into escrow.
4. The Lender then submits the MCC application to the County.
5. The County reviews Borrower and property qualifications and, if they meet the program guidelines, issues a letter of commitment to the Lender.
6. The Commitment Letter must be issued prior to the close of the loan.
7. The loan must close within 60 days of the commitment.
8. Upon loan closing, the Lender submits the MCC Closing Package to the County and the County issues the MCC, with the Lender and borrower each receiving a copy.
9. The borrower may then claim the tax credit on their Federal Income Tax Returns.
10. Borrowers can realize the tax credit annually as a tax refund or adjust their W-4 withholding form to receive the benefit via an increased pay check.

The following table illustrates how an MCC may increase a borrower's "effective home buying power":

Effective Home Buying Power With and Without an MCC		
	Without MCC	With MCC
First Mortgage Amount	\$300,000	\$300,000
Mortgage Interest Rate	7%	7%
Monthly Mortgage (Principal & Interest Only)	\$1,996	\$1,996
MCC Rate	N/A	15%
Monthly Credit Amount	N/A	\$262.25
"Effective" Monthly Mortgage Payment	\$1,996	\$1,733.75
Annual Income Needed *	\$85,542	\$74,304

* Annual Income Needed is based on monthly Principal and Interest (P&I) not exceeding 28% of monthly income.

FISCAL IMPACT:

There are no significant costs for participation in the program. Publishing a notice in the paper should be \$200 or less.

Submitted by:

Approved by:

Debbie A. Lee, CMC
City Clerk

Frank Oviedo
City Manager

RESOLUTION NO. 2011 - _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, PARTICIPATING WITH THE COUNTY OF RIVERSIDE MORTGAGE
CREDIT CERTIFICATE (MCC) PROGRAM**

WHEREAS, the Tax Reform Act of 1986 established the Mortgage Credit Certificate Program ("MCC Program") as a means of assisting qualified individuals with the acquisition of new and existing single family housing; and

WHEREAS, pursuant to Division 31, Part 1, Chapter 3.5, Article 3.4 of the California Health and Safety Code Sections 50197 et seq, local issuers are authorized to issue Mortgage Credit Certificates ("Certificates") and administer MCC Program; and

WHEREAS, the Board of Supervisors of the County of Riverside adopted Resolution No 87-564 on December 22, 1987 establishing a Mortgage Credit Certificate Program; and

WHEREAS, the Board of Supervisors of the County of Riverside has authorized the Riverside County Economic Development Agency ("EDA") to administer the MCC Program pursuant to the applicable federal, state and local policies and procedures, and to enter into those agreements necessary for efficient administration of the MCC Program; and

WHEREAS, the County of Riverside ("County") will be applying to the California Debt Limit Allocation Committee ("CDLAC") for a mortgage credit certificate allocation in March, 2012 or thereabout; and

WHEREAS, the City of Wildomar wishes to participate in the MCC Program administered by the EDA in connection with mortgage loans it will make available for the acquisition of new and existing single-family housing in Riverside County; and

WHEREAS, the adoption of this resolution is necessary to include the City of Wildomar as a participating unit of general government under County's MCC program; and

WHEREAS, the City agrees to cooperate with the County of Riverside to undertake the MCC program within City jurisdiction to assist persons or households of limited income to purchase new and existing single family residences located in the city; and

WHEREAS, the City by adopting this Resolution, hereby gives notice of its election to participate in the Riverside County MCC program.

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Wildomar as follows:

The City of Wildomar agrees:

1. To participate in the MCC Program administered by the EDA in connection with mortgage loans it will make available for the acquisition of new and existing single-family housing in Riverside County;
2. To assist the County of Riverside to market the MCC Program within the city's jurisdictional boundary by publishing a general public notice in the local newspaper at least twice a year.

PASSED, APPROVED, and ADOPTED this 14th day of December, 2011.

Marsha Swanson
Mayor

APPROVED AS TO FORM:

ATTEST:

Julie Hayward Biggs
City Attorney

Debbie A. Lee, CMC
City Clerk

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #1.12
CONSENT CALENDAR
Meeting Date: December 14, 2011

TO: Mayor and City Council

FROM: Tim D’Zmura, Public Works Director

PREPARED BY: Steven Palmer, Supervising Engineer

SUBJECT: Accept Drainage Easements Related to Tract 30155 and Quitclaim Them to Riverside County Flood Control District

STAFF REPORT

RECOMMENDATION:

Staff recommends that the City Council adopt two Resolutions entitled:

RESOLUTION NO. 2011-_____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, AUTHORIZING THE CITY MANAGER TO EXECUTE CERTIFICATES
OF ACCEPTANCE FOR SEVEN DRAINAGE EASEMENTS RELATED TO TRACT
30155

And;

RESOLUTION NO. 2011-_____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, AUTHORIZING THE CITY MANAGER TO EXECUTE QUITCLAIM
DEEDS FOR EIGHT DRAINAGE EASEMENTS TO THE RIVERSIDE COUNTY FLOOD
CONTROL AND WATER CONSERVATION DISTRICT

BACKGROUND:

As part of the development of Tract 30155 (Attachment 1 - Site Location Map), the developer was required to construct storm drain improvements to be operated and maintained by the Riverside County Flood Control and Water Conservation District (RCFCWCD). The developer has completed the improvements, known to RCFCWCD as the Murrieta Valley-George Avenue Storm Drain, Westpark Street Storm Drain, and Glazebrook Road Storm Drain. Drainage easements for these storm drains were either offered for dedication or dedicated on a separate grant deed. RCFCWCD has requested that the City accept the offered drainage easements and quitclaim all drainage easements to RCFCWCD. This is required in order for RCFCWCD to accept the storm drains for operation and maintenance.

There are three drainage easements that were offered to the County of Riverside for public use over Lots 223, 224, 225 on the project's final map (Map Book 423, Pages 27-41) in July 2007; and four irrevocable offers of dedications that were recorded in March 2007 (Document No. 2007-0170124, Document No. 2007-0170125, Document No. 2007-0170126, and Document No. 2007-0170127). The County of Riverside has not accepted these offers of dedication of drainage easements. Since the City of Wildomar has incorporated, RCFCWCD is requiring the City to accept these dedications and quitclaim them to RCFCWCD before they will accept the storm drains for operation and maintenance.

Additionally, there is one drainage easement required for Tract 30155 that was granted to the County of Riverside by a separate instrument. Since the City of Wildomar has incorporated, RCFCWCD is requiring the City to quitclaim this easement to RCFCWCD before they will accept the storm drain for operation and maintenance.

In order to accomplish the transfer of these properties to RCFCWCD, the Council needs to adopt these two resolutions. The first resolution (Attachment 2) accepts the seven drainage easements that were either offered on the recorded final map or by irrevocable offer of dedication. The acceptance certificates are included as Attachment 3. The second and final resolution (Attachment 4) quitclaims all of the easements to RCFCWCD. The quitclaim documents are in Attachment 5.

FISCAL IMPACTS:

The City will not incur any additional costs by accepting and quitclaiming these easements to RCFCWCD. The Developer, Van Daele Homes, is responsible for the cost to prepare and record these documents, and RCFCWCD is accepting responsibility for operation and maintenance of the storm drain facilities.

Submitted by:

Approved by:

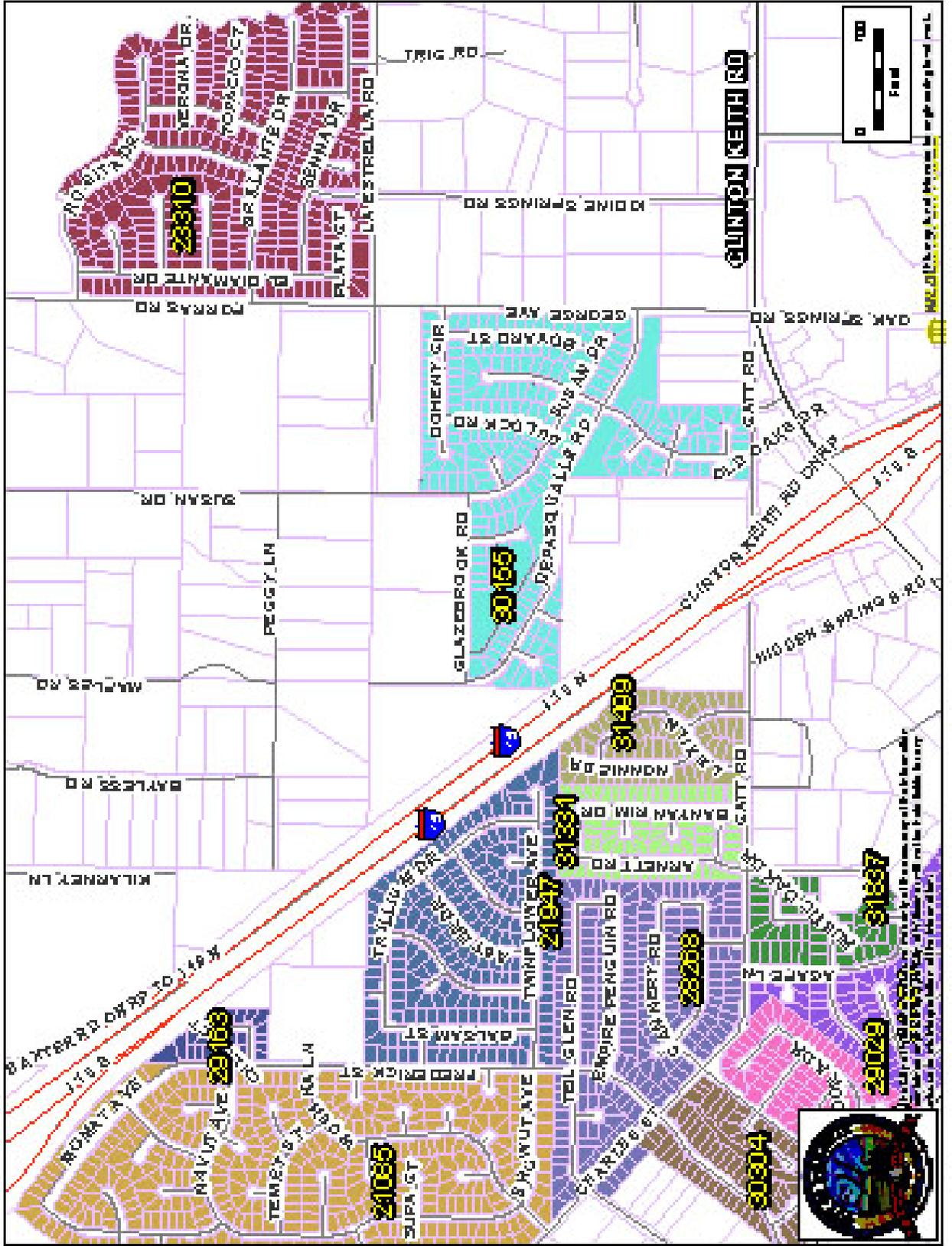
Tim D'Zmura
Director of Public Works

Frank Oviedo
City Manager

ATTACHMENTS:

1. Site Location Map
2. Resolution Accepting Drainage Easements
3. Certificates of acceptance for drainage easements for Tract 30155
4. Resolution Quitclaiming Drainage Easements
5. Quitclaim deeds for drainage easements

ATTACHMENT 1



Map data © OpenStreetMap contributors, Imagery © Mapbox

Map data © OpenStreetMap contributors, Imagery © Mapbox

ATTACHMENT 2

RESOLUTION NO. 2011 - _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, AUTHORIZING THE CITY MANAGER TO EXECUTE
CERTIFICATES OF ACCEPTANCE FOR SEVEN DRAINAGE EASEMENTS
RELATED TO TRACT 30155**

WHEREAS, as part of the development of Tract 30155, Van Daele Homes of California is required to construct storm drain improvements to be operated and maintained by the Riverside County Flood Control and Water Conservation District (RCFCWCD); and

WHEREAS, the subdivider offered drainage easements to the County of Riverside on the final map for Tract No. 30155; and

WHEREAS, the County of Riverside did not accept the drainage easements with recordation of the final map for Tract No. 30155; and

WHEREAS, offsite drainage easements were offered to the County of Riverside by irrevocable offers of dedication (Document No. 2007-0170124, Document No. 2007-0170125, Document No. 2007-0170126, and Document No. 2007-0170127); and

WHEREAS, the County of Riverside has not accepted the drainage easements offered by the irrevocable offers of dedication; and

WHEREAS, Government Code Section 66477.2 allows the City of Wildomar to accept the offers of dedication at later dates; and

WHEREAS, Van Daele Homes of California has completed the required storm drain improvements and RCFCWCD has requested that the City accept the easements and quitclaim them to RCFCWCD.

NOW THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED by the Wildomar City Council, in regular session assembled on December 14, 2011, the following:

1. The previous rejection of the drainage easements on Lots 223, 224, and 225 of Tract No. 30155 is rescinded, and the City Manager is authorized to execute and record certificates of acceptance for these drainage easements.
2. The irrevocable offers of dedication recorded as Document No. 2007-0170124, Document No. 2007-0170125, Document No. 2007-0170126, and Document No. 2007-0170127 are accepted and the City Manager is authorized to execute and record certificates of acceptance for these drainage easements.

PASSED, APPROVED, AND ADOPTED this 14th day of December, 2011.

Marsha Swanson
Mayor

APPROVED AS TO FORM:

ATTEST:

Julie Hayward Biggs
City Attorney

Debbie A. Lee, CMC
City Clerk

ATTACHMENT 3

Recorded at request of, and return to:
City of Wildomar
23873 Clinton Keith Road, Suite 201
Wildomar, California 92595

NO FEE (GOV. CODE 6103)

SPACE ABOVE THIS LINE FOR RECORDER'S USE

The undersigned grantor(s) declare(s)
DOCUMENTARY TRANSFER TAX \$ NONE

Murrieta Valley-Westpark St. SD
Project No.: 7-0-00235
Tract No. 30155

RCFC Parcel No. 7235-500

CERTIFICATE OF ACCEPTANCE

The drainage easement for flood control purposes on Lot 223 of Tract No. 30155, recorded in Map Book 423, Pages 27 and 41 inclusive, records of the Recorder's Office, Riverside County, State of California is hereby accepted by the CITY OF WILDOMAR, as ordered by the City Council of the City of Wildomar on December 14, 2011

CITY OF WILDOMAR, a municipal corporation:

Date _____

By: _____
FRANK OVIEDO, City Manager

On _____, before me, Debbie A. Lee, City Clerk, personally appeared Frank Oviedo, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under penalty of perjury under the laws of the State of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.

Debbie A. Lee, City Clerk, City of Wildomar

Recorded at request of, and return to:
City of Wildomar
23873 Clinton Keith Road, Suite 201
Wildomar, California 92595

NO FEE (GOV. CODE 6103)

SPACE ABOVE THIS LINE FOR RECORDER'S USE

The undersigned grantor(s) declare(s)
DOCUMENTARY TRANSFER TAX \$ NONE

Murrieta Valley-Glazebrook Rd. SD
Project No.: 7-0-00236
Tract No. 30155

RCFC Parcel No. 7236-502, 501

CERTIFICATE OF ACCEPTANCE

The drainage easements for flood control purposes on Lots 224 and 225 of Tract No. 30155, recorded in Map Book 423, Pages 27 and 41 inclusive, records of the Recorder's Office, Riverside County, State of California is hereby accepted by the CITY OF WILDOMAR, as ordered by the City Council of the City of Wildomar on December 14, 2011

CITY OF WILDOMAR, a municipal corporation:

Date _____

By: _____
FRANK OVIEDO, City Manager

On _____, before me, Debbie A. Lee, City Clerk, personally appeared Frank Oviedo, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under penalty of perjury under the laws of the State of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.

Debbie A. Lee, City Clerk, City of Wildomar

Recorded at request of, and return to:
City of Wildomar
23873 Clinton Keith Road, Suite 201
Wildomar, California 92595

NO FEE (GOV. CODE 6103)

SPACE ABOVE THIS LINE FOR RECORDER'S USE

The undersigned grantor(s) declare(s)
DOCUMENTARY TRANSFER TAX \$ NONE

Murrieta Valley-Westpark St. SD
Project No.: 7-0-00235
Tract No. 30155

RCFC Parcel No. 7235-501

CERTIFICATE OF ACCEPTANCE

The Irrevocable Offer of Dedication recorded March 13, 2007, as Document No. 2007-0170124, records of the Recorder's Office, Riverside County, State of California as shown on Exhibits "A" and "B", attached for reference only, is hereby accepted by the CITY OF WILDOMAR, as ordered by the City Council of the City of Wildomar on December 14, 2011.

CITY OF WILDOMAR, a municipal corporation:

Date _____

By: _____
FRANK OVIEDO, City Manager

On _____, before me, Debbie A. Lee, City Clerk, personally appeared Frank Oviedo, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under penalty of perjury under the laws of the State of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.

Debbie A. Lee, City Clerk, City of Wildomar

Recorded at request of, and return to:
City of Wildomar
23873 Clinton Keith Road, Suite 201
Wildomar, California 92595

NO FEE (GOV. CODE 6103)

SPACE ABOVE THIS LINE FOR RECORDER'S USE

The undersigned grantor(s) declare(s)
DOCUMENTARY TRANSFER TAX \$ NONE

Murrieta Valley-Glazebrook Rd. SD
Project No.: 7-0-00236
Tract No. 30155

RCFC Parcel No. 7236-500

CERTIFICATE OF ACCEPTANCE

The Irrevocable Offer of Dedication recorded March 13, 2007, as Document No. 2007-0170125, records of the Recorder's Office, Riverside County, State of California as shown on Exhibits "A" and "B", attached for reference only, is hereby accepted by the CITY OF WILDOMAR, as ordered by the City Council of the City of Wildomar on December 14, 2011.

CITY OF WILDOMAR, a municipal corporation:

Date _____

By: _____
FRANK OVIEDO, City Manager

On _____, before me, Debbie A. Lee, City Clerk, personally appeared Frank Oviedo, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under penalty of perjury under the laws of the State of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.

Debbie A. Lee, City Clerk, City of Wildomar

Recorded at request of, and return to:
City of Wildomar
23873 Clinton Keith Road, Suite 201
Wildomar, California 92595

NO FEE (GOV. CODE 6103)

SPACE ABOVE THIS LINE FOR RECORDER'S USE

The undersigned grantor(s) declare(s)
DOCUMENTARY TRANSFER TAX \$ NONE

Murrieta Valley-Glazebrook Rd. SD
Project No.: 7-0-00236
Tract No. 30155

RCFC Parcel No. 7236-503

CERTIFICATE OF ACCEPTANCE

The Irrevocable Offer of Dedication recorded March 13, 2007, as Document No. 2007-0170126, records of the Recorder's Office, Riverside County, State of California as shown on Exhibits "A" and "B", attached for reference only, is hereby accepted by the CITY OF WILDOMAR, as ordered by the City Council of the City of Wildomar on December 14, 2011.

CITY OF WILDOMAR, a municipal corporation:

Date _____

By: _____
FRANK OVIEDO, City Manager

On _____, before me, Debbie A. Lee, City Clerk, personally appeared Frank Oviedo, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under penalty of perjury under the laws of the State of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.

Debbie A. Lee, City Clerk, City of Wildomar

Recorded at request of, and return to:
City of Wildomar
23873 Clinton Keith Road, Suite 201
Wildomar, California 92595

NO FEE (GOV. CODE 6103)

SPACE ABOVE THIS LINE FOR RECORDER'S USE

The undersigned grantor(s) declare(s)
DOCUMENTARY TRANSFER TAX \$ NONE

Murrieta Valley-George Ave. SD
Project No.: 7-0-00234
Tract No. 30155

RCFC Parcel No. 7234-500

CERTIFICATE OF ACCEPTANCE

The Irrevocable Offer of Dedication recorded March 13, 2007, as Document No. 2007-0170127, records of the Recorder's Office, Riverside County, State of California as shown on Exhibits "A" and "B", attached for reference only, is hereby accepted by the CITY OF WILDOMAR, as ordered by the City Council of the City of Wildomar on December 14, 2011.

CITY OF WILDOMAR, a municipal corporation:

Date _____

By: _____
FRANK OVIEDO, City Manager

On _____, before me, Debbie A. Lee, City Clerk, personally appeared Frank Oviedo, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under penalty of perjury under the laws of the State of California that the foregoing paragraph is true and correct.

Witness my hand and official seal.

Debbie A. Lee, City Clerk, City of Wildomar

ATTACHMENT 4

RESOLUTION NO. 2011 - _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA,
AUTHORIZING THE CITY MANAGER TO EXECUTE QUITCLAIM DEEDS FOR EIGHT
DRAINAGE EASEMENTS TO THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER
CONSERVATION DISTRICT**

WHEREAS, as part of the development of Tract 30155, Van Daele Homes of California is required to construct storm drain improvements to be operated and maintained by the Riverside County Flood Control and Water Conservation District (RCFCWCD); and

WHEREAS, on December 14, 2011, the City Council authorized the City Manager to execute and record certificates accepting three drainage easements offered on the final map on Lots 223, 224, and 225 of Tract No. 30155; and

WHEREAS, offsite drainage easements were offered to the County of Riverside by irrevocable offers of dedication (Document No. 2007-0170124, Document No. 2007-0170125, Document No. 2007-0170126, and Document No. 2007-0170127); and

WHEREAS, one drainage easement was dedicated to the County of Riverside per a drainage easement recorded on February 28, 2007 as Document Number 2007-0137041, records of the Recorder's Office, Riverside County, State of California; and

WHEREAS, Van Daele Homes of California has completed the required storm drain improvements and RCFCWCD has requested that the City accept seven drainage easements and quitclaim all eight easements to RCFCWCD.

NOW THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED by the Wildomar City Council, in regular session assembled on December 14, 2011, that the City Manager execute quitclaim deeds to the RCFCWCD for the drainage easements.

PASSED, APPROVED, AND ADOPTED this 14th day of December, 2011.

Marsha Swanson
Mayor

APPROVED AS TO FORM:

ATTEST:

Julie Hayward Biggs
City Attorney

Debbie A. Lee, CMC
City Clerk

ATTACHMENT 5

Recorded at request of, and return to:
Riverside County Flood Control and
Water Conservation District
1995 Market Street
Riverside, California 92501

NO FEE (GOV. CODE 6103)

SPACE ABOVE THIS LINE FOR RECORDER'S USE

Murrieta Valley-Westpark St. SD
Project No. 7-0-00235
Tract 30155

The undersigned grantor(s) declare(s)
DOCUMENTARY TRANSFER TAX \$ NONE

QUITCLAIM DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, the CITY OF WILDOMAR, does hereby remise, release, and forever quitclaim to RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT all right, title and interest in and to easements, situated in the City of Wildomar, County of Riverside, State of California, described in:

Drainage easement for flood control purposes on Lot 223 of Tract 30155, recorded in Map Book 423, Pages 27 and 41 inclusive, records of the Recorder's Office, Riverside County, State of California, as shown on Exhibit "A", attached for reference purposes only, to be referenced hereafter as **RCFC Parcel No. 7235-500**.

Assessor Parcel No. 376-462-036

CITY OF WILDOMAR:

Date _____

By: _____
FRANK OVIEDO, City Manager

ATTESTS:

DEBBIE A. LEE,
Clerk to the City of Wildomar

By: _____
City Clerk

(SEAL)

TRACT 30155

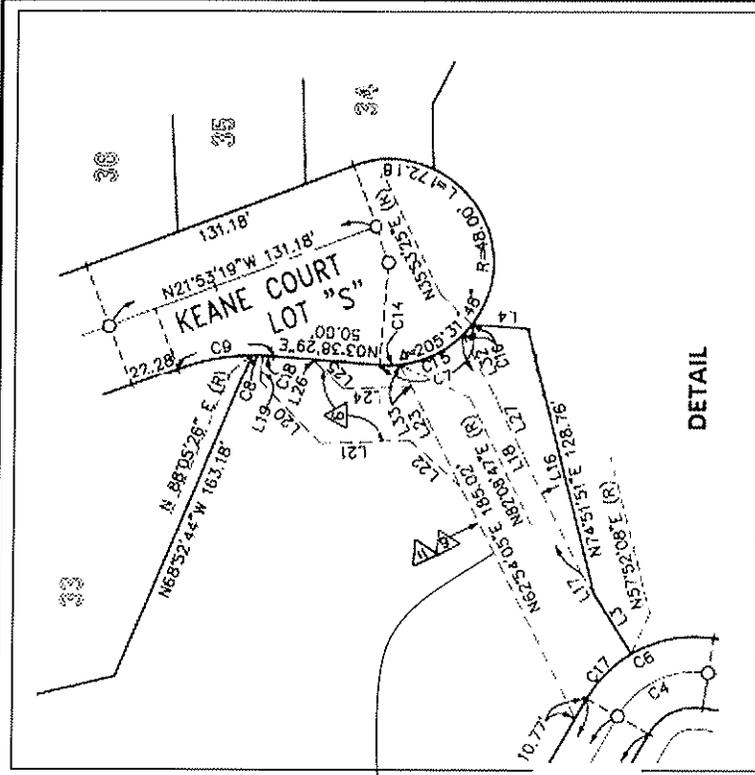
MB 423/27-41

LOT 223

EXHIBIT "A"

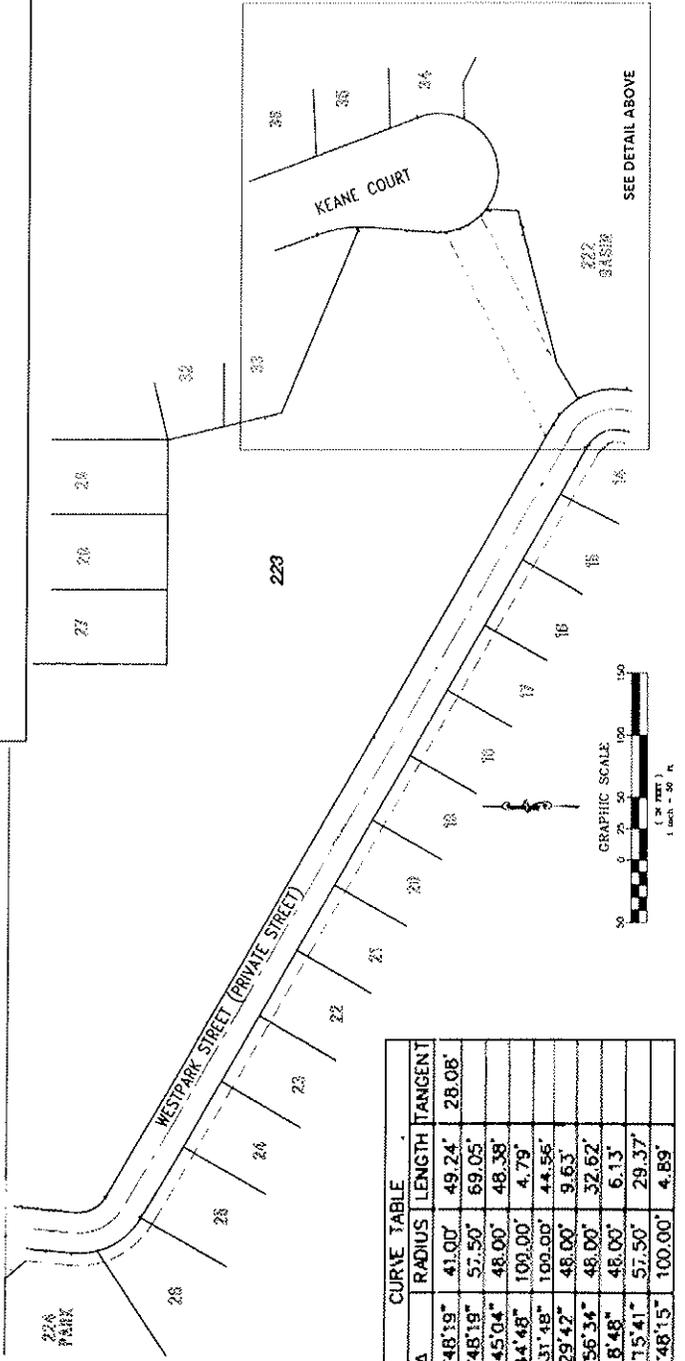
7235-500

-  "PUBLIC DRAINAGE EASEMENTS" DEDICATED FOR PUBLIC USE HEREON.
-  "SEWER EASEMENTS" DEDICATED FOR PUBLIC USE HEREON.
-  "PUBLIC DRAINAGE EASEMENTS" DEDICATED FOR PUBLIC USE FOR FLOOD CONTROL PURPOSES.



DETAIL

GLAZEBROOK ROAD



CURVE	Δ	RADIUS	LENGTH	TANGENT
C4	A=68°48'19"	41.00'	49.24'	28.08'
C6	A=68°48'19"	57.50'	69.05'	
C7	A=57°45'04"	48.00'	48.38'	
C8	A=2°44'48"	100.00'	4.79'	
C9	A=25°31'48"	100.00'	44.56'	
C14	A=11°29'42"	48.00'	9.63'	
C15	A=38°56'34"	48.00'	32.62'	
C16	Δ=718'48"	48.00'	6.13'	
C17	Δ=29715'41"	57.50'	29.37'	
C18	Δ=02°48'15"	100.00'	4.89'	

LINE	BEARING	LENGTH
L3	N57°27'34"E	33.14'
L4	N02°50'11"E	25.59'
L16	N74°51'5"E	98.67'
L17	N57°27'34"E	11.65'
L18	N62°54'05"E	124.71'
L19	N66°21'31"W	12.67'
L20	N44°42'44"E	40.63'
L21	N03°09'36"W	41.88'
L22	N41°38'21"E	31.65'
L23	N62°54'05"E	51.75'
L24	N03°09'36"W	32.24'
L25	N44°42'44"E	18.16'
L26	N66°21'31"W	1.42'
L27	N62°54'05"E	28.23'
L32	N62°54'05"E	34.57'
L33	N62°54'05"E	12.21'

Recorded at request of, and return to:
Riverside County Flood Control and
Water Conservation District
1995 Market Street
Riverside, California 92501

NO FEE (GOV. CODE 6103)

SPACE ABOVE THIS LINE FOR RECORDER'S USE

Murrieta Valley-Glazebrook Rd. SD
Project No. 7-0-00236
Tract 30155

The undersigned grantor(s) declare(s)
DOCUMENTARY TRANSFER TAX \$ NONE

QUITCLAIM DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, the CITY OF WILDOMAR, does hereby remise, release, and forever quitclaim to RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT all right, title and interest in and to easements, situated in the City of Wildomar, County of Riverside, State of California, described in:

Drainage easement for flood control purposes on Lot 224 of Tract 30155, recorded in Map Book 423, Pages 27 and 41 inclusive, records of the Recorder's Office, Riverside County, State of California, as shown on Exhibit "A", attached for reference purposes only, to be referenced hereafter as **RCFC Parcel No. 7236-502.**

Assessor Parcel No. 376-462-036

Drainage easement for flood control purposes on Lot 225 of Tract 30155, recorded in Map Book 423, Pages 27 and 41 inclusive, records of the Recorder's Office, Riverside County, State of California, as shown on Exhibit "A", attached for reference purposes only, to be referenced hereafter as **RCFC Parcel No. 7236-501.**

Assessor Parcel No. 376-460-013

QUITCLAIM DEED
Murrieta Valley-Glazebrook Rd. SD
Project No. 7-0-00236
Tract 30155

CITY OF WILDOMAR:

Date _____

By: _____
FRANK OVIEDO, City Manager

ATTESTS:

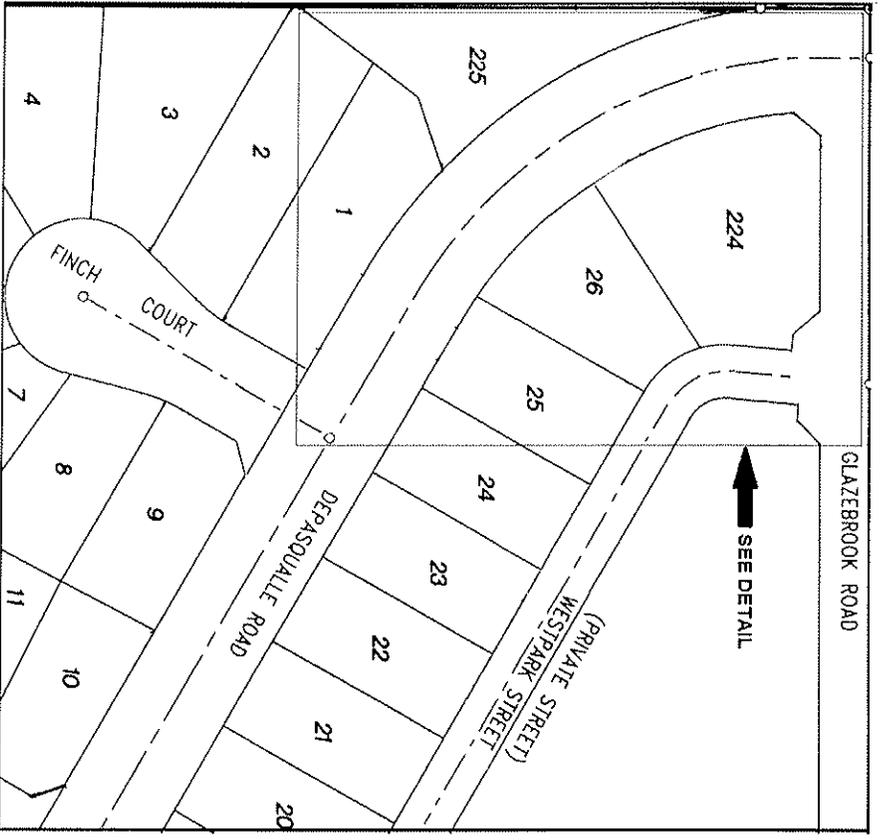
DEBBIE A. LEE,
Clerk to the City of Wildomar

By: _____
City Clerk

(SEAL)

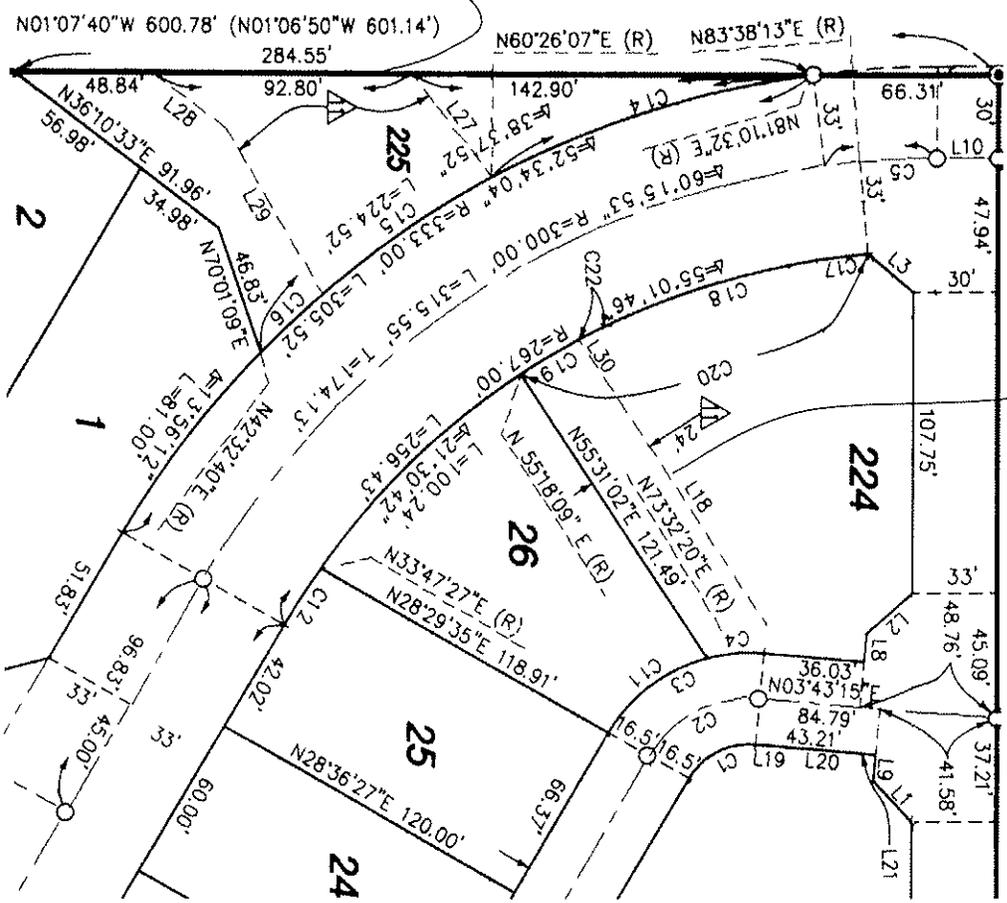
EXHIBIT "A"

TRACT 30155
MB 423/27-41
LOTS 224 & 225



CURVE	A	RADIUS	LENGTH	TANGENT
C1	A=6508.47'	24.50'	27.84'	
C2	A=6508.47'	41.00'	46.59'	26.18'
C3	A=6508.47'	57.50'	65.34'	
C4	A=2010.55'	57.50'	20.25'	
C5	A=514.07'	300.00'	27.41'	
C11	A=4455.53'	57.50'	45.09'	
C12	A=5111.00'	267.00'	24.15'	
C14	A=2044.25'	333.00'	120.54'	
C16	A=1744.08'	333.00'	74.02'	
C17	A=5099.20'	333.00'	29.96'	
C18	A=3799.11'	267.00'	18.58'	
C19	A=1703.13'	267.00'	79.47'	
C20	A=5099.23'	267.00'	24.03'	
C22	A=2827.05'	267.00'	132.04'	
C22	A=0708.18'	267.00'	9.96'	

LINE	BEARING	LENGTH
L1	N46°31'5"E	20.22'
L2	N42°53'27"W	21.75'
L3	N39°22'18"E	21.41'
L8	N86°16'45"W	10.00'
L9	N86°16'45"W	9.50'
L10	N01°07'40"W	21.79'
L18	N55°31'02"E	103.60'
L19	N03°43'15"E	11.47'
L20	N03°43'15"E	22.11'
L21	N03°43'15"E	9.63'
L27	N50°59'05"E	47.11'
L28	N36°10'33"E	33.88'
L29	N58°44'44"E	67.98'
L30	N55°31'02"E	18.57'



"PUBLIC DRAINAGE EASEMENTS" DEDICATED FOR PUBLIC USE FOR FLOOD CONTROL PURPOSES.

DETAIL

Recorded at request of, and return to:
Riverside County Flood Control and
Water Conservation District
1995 Market Street
Riverside, California 92501

NO FEE (GOV. CODE 6103)

SPACE ABOVE THIS LINE FOR RECORDER'S USE

Murrieta Valley-Westpark St. SD
Project No. 7-0-00235
Tract 30155

The undersigned grantor(s) declare(s)
DOCUMENTARY TRANSFER TAX \$ NONE

QUITCLAIM DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, the CITY OF WILDOMAR, does hereby remise, release, and forever quitclaim to RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT all right, title and interest in and to easements, situated in the City of Wildomar, County of Riverside, State of California, described in:

Irrevocable Offer of Dedication recorded March 13, 2007, as Document No. 2007-0170124, records of the Recorder's Office, Riverside County, State of California, to be referenced hereafter as **RCFC Parcel 7235-501** as shown on Exhibits "A" and "B", attached for reference purposes only.

APN: 376-410-022

CITY OF WILDOMAR:

Date _____

By: _____

FRANK OVIEDO, City Manager

ATTESTS:

DEBBIE A. LEE,
Clerk to the City of Wildomar

By: _____

City Clerk

(SEAL)

DOC # 2007-0170124

03/13/2007 08:00A Fee:NC

Page 1 of 4

Recorded in Official Records

County of Riverside

Larry W. Ward

Assessor, County Clerk & Recorder



CONSENT TO RECORD (GOV. CODE 7050)

THIS IS TO CERTIFY that the County of Riverside consents to the recordation of this Irrevocable Offer of Dedication pursuant to a Cooperative Agreement recorded on 10-3-2006 as Instrument No. 2006-0729578

AFTER RECORDING RETURN TO:
RIVERSIDE COUNTY FLOOD CONTROL
1995 MARKET STREET, RIVERSIDE, CA 92501

NO FEE (GOV. CODE 6103)

MV-Westpark St. SD

Tract No. 30155

Project No. 7-0-00235

S	R	U	PAGE	SIZE	DA	MISC	LONG	RFD	COPY
			4						
M	A	L	465	426	PCOR	NCOR	SMF	NCHG	EXAM
									509

C
509

IRREVOCABLE OFFER OF DEDICATION

MURRIETA ACRES LLC,

hereby Dedicates in Perpetuity to the County of Riverside, on behalf of Riverside County Flood Control and Water Conservation District, a storm drain easement for flood control and drainage purposes for the construction, use, repair, reconstruction, inspection, operation and maintenance of storm drain facilities, and all appurtenant works, including ingress and egress thereto, over, under and across that certain real property situated in the County of Riverside, State of California, described in legal description attached hereto as Exhibit "A" and shown in Exhibit "B" and made a part hereof.

MURRIETA ACRES LLC:

Dated: 11/15/07

By: [Signature]
Elizabeth Plott Tyler

Title: General Counsel

Dated: /

By: /
/
Title: /

(notaries attached)

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California
County of LOS ANGELES } ss.

On JAN. 15, 2007, before me, PATRICIA C. HERNANDEZ, NOTARY PUBLIC
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")
personally appeared ELIZABETH PLOTT TYLER
Name(s) of Signer(s)

- personally known to me
- proved to me on the basis of satisfactory evidence



to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

Patricia C. Hernandez
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: IRREVOCABLE OFFER OF DEDICATION

Document Date: JANUARY 15, 2007 Number of Pages: 3

Signer(s) Other Than Named Above: N/A

Capacity(ies) Claimed by Signer

- Signer's Name: ELIZABETH PLOTT TYLER
- Individual
 - Corporate Officer — Title(s): _____
 - Partner — Limited General
 - Attorney in Fact
 - Trustee
 - Guardian or Conservator
 - Other: GENERAL COUNSEL

Signer Is Representing: MURRIETA ACRES LLC

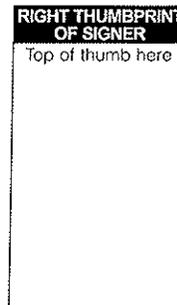


EXHIBIT "A"

Legal Description for
Drainage Easement

That portion of the Southwest one quarter of the Southeast one quarter of Section 36, Township 6 South, Range 4 West, S.B.M., also described in Grant Deed Instrument No. 2005-0854828 recorded October 17, 2005, official record of County of Riverside, State of California, more particularly described as follows;

Commencing at the Northeast corner of the said Southwest one quarter of the Southeast one quarter;

Thence along the Northerly line of the said Southwest one quarter of the Southeast one quarter, South 88°45'13" West, 565.36 feet to the **TRUE POINT OF BEGINNING;**

Thence South 48°31'05" West, 23.90 feet;

Thence South 12°30'40" West, 70.86 feet;

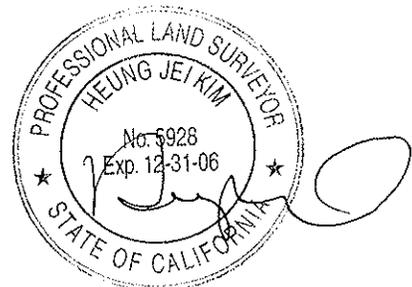
Thence North 77°29'20" West, 91.69 feet;

Thence North 12°30'40" East, 64.31 feet to said Northerly line;

Thence along said Northerly line, North 88°45'13" East, 108.87 feet to the **TRUE POINT OF BEGINNING.**

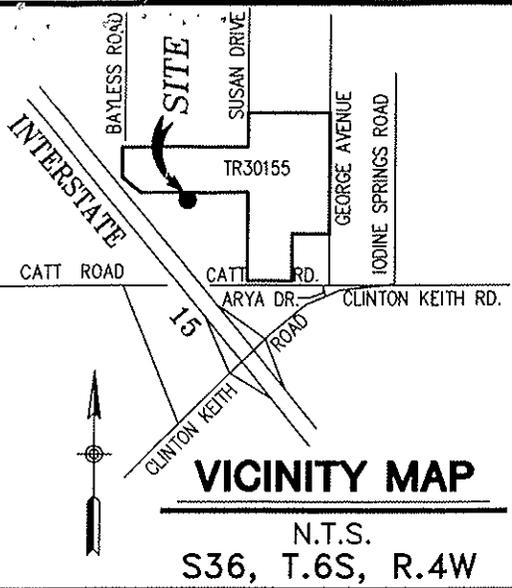
This area containing 7,037 square feet more or less.

See Exhibit "B" attached.



2007-0170124
03/13/2007 08:00A
3 of 4

EXHIBIT "B"



LINE TABLE		
NO.	BEARING	LENGTH
①	N48°31'05"E	23.90'
②	N12°30'40"E	70.86'
③	N77°29'20"W	91.69'
④	N12°30'40"E	64.31'
⑤	N88°45'13"E	108.87'

83/13/2007 09:00R
 4 of 4



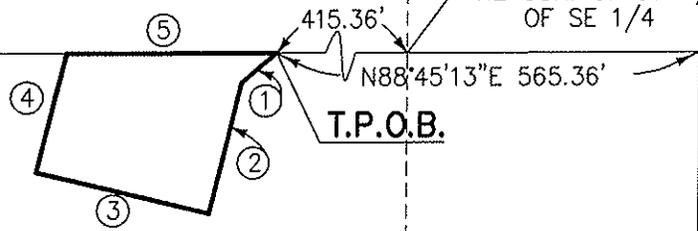
NW 1/4 OF SE 1/4
OF SEC. 36

RS. 63/61

NE 1/4 OF SE 1/4
OF SEC. 36

P.O.C.

NE COR. OF SW 1/4
OF SE 1/4



T.P.O.B.

APN 376-410-012

R.S. 63/61

R.S. 63/61

SW 1/4 OF SE 1/4
OF SEC. 36, T.6S, R.4W

SE 1/4 OF SE 1/4
OF SEC. 36, T.6S, R.4W

INST. # 2005-0854828
REC. DATED 10-17-2005

STATE HIGHWAY 15

CATT ROAD

30'
30'



RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT DRAINAGE EASEMENT

HJK Consultants

41769 Enterprise Circle N. #201 Temecula, CA., 92590

CIVIL ENGINEERS
LAND SURVEYORS, PLANNERS

THIS PLAT IS SOLELY AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE ATTACHED DOCUMENT. IT IS NOT PART OF THE WRITTEN DESCRIPTION THEREIN.

SHEET 1 OF 1

TR-30155

SCALE: 1" = 100'

DRAWN BY: BAM DATE: 09-05-06

Recorded at request of, and return to:
Riverside County Flood Control and
Water Conservation District
1995 Market Street
Riverside, California 92501

NO FEE (GOV. CODE 6103)

SPACE ABOVE THIS LINE FOR RECORDER'S USE

Murrieta Valley-Glazebrook Rd. SD
Project No. 7-0-00236
Tract 30155

The undersigned grantor(s) declare(s)
DOCUMENTARY TRANSFER TAX \$ NONE

QUITCLAIM DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, the CITY OF WILDOMAR, does hereby remise, release, and forever quitclaim to RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT all right, title and interest in and to easements, situated in the City of Wildomar, County of Riverside, State of California, described in:

Irrevocable Offer of Dedication recorded March 13, 2007, as Document No. 2007-0170125, records of the Recorder's Office, Riverside County, State of California, to be referenced hereafter as **RCFC Parcel 7236-500** as shown on Exhibits "A" and "B", attached for reference purposes only.

APN: 376-410-002

CITY OF WILDOMAR:

Date _____

By: _____

FRANK OVIEDO, City Manager

ATTESTS:

DEBBIE A. LEE,
Clerk to the City of Wildomar

By: _____

City Clerk

(SEAL)

DOC # 2007-0170125

03/13/2007 08:00A Fee:NC
Page 1 of 4

Recorded in Official Records
County of Riverside
Larry W. Ward
Assessor, County Clerk & Recorder



CONSENT TO RECORD (GOV. CODE 7050)

THIS IS TO CERTIFY that the County of Riverside consents to the recordation of this Irrevocable Offer of Dedication pursuant to a Cooperative Agreement recorded on 10-3-2006 as Instrument No. 2006-0729578

AFTER RECORDING RETURN TO:
RIVERSIDE COUNTY FLOOD CONTROL
1995 MARKET STREET, RIVERSIDE, CA 92501

NO FEE (GOV. CODE 6103)

MV-Glazebrook Rd SD
Tract No. 30155
Project No. 7-0-00236

S	R	U	PAGE	SIZE	DA	MISC	LONG	RFD	COPY
			4						
M	A	L	465	426	PCOR	NCOR	SMF	NCHG	EXAM 509

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C
509

IRREVOCABLE OFFER OF DEDICATION

WILDOMAR HUB PARTNERS, LLC, a California limited liability company, hereby Dedicates in Perpetuity to the County of Riverside, on behalf of Riverside County Flood Control and Water Conservation District, a storm drain easement for flood control and drainage purposes for the construction, use, repair, reconstruction, inspection, operation and maintenance of storm drain facilities, and all appurtenant works, including ingress and egress thereto, over, under and across that certain real property situated in the County of Riverside, State of California, described in legal description attached hereto as Exhibit "A" and shown in Exhibit "B" and made a part hereof.

WILDOMAR HUB PARTNERS, LLC,
a California limited liability company:

By: Oak Grove Equities Inc, Its Manager

Dated: 10-1-06

By: [Signature]

GLEN DAIGLE

Title: Secretary

Dated: /

By: /

Title: /

(notaries attached)

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California }
County of Riverside } ss.

On 11-1-06 before me, Terrri Ann Moss, Notary Public
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared Glenn Daigle
Name(s) of Signer(s)

- personally known to me
- proved to me on the basis of satisfactory evidence



to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/his/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.
Terrri Ann Moss
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney-in-Fact
- Trustee
- Guardian or Conservator
- Other: _____

Signer Is Representing: _____

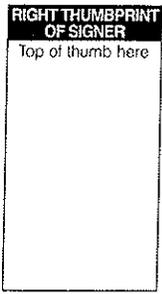


EXHIBIT "A"

Legal Description for
Drainage Easement

That portion of Parcel 1 of Parcel Map No. 9789, as shown by map on file in Book 44 page 51 of Parcel Maps, in the office of the County Recorder, County of Riverside, State of California, in Section 36, Township 6 South, Range 4 West, S.B.M., more particularly described as follows;

Commencing at the intersection of the Easterly line of said Parcel 1 and the Northerly Right of Way Line of (Lot "D") (30.00 foot in half width), as shown on said Parcel Map 9789;

Thence along said Northerly Right of Way Line, South 88°43'15" West, 132.93 feet to the TRUE POINT OF BEGINNING;

Thence continuing along said Northerly Right of Way Line, South 88°43'15" West, 182.39 feet;

Thence leaving said Northerly Right of Way Line, North 28°36'27" East, 79.84 feet;

Thence South 81°28'13" East, 83.97 feet;

Thence South 67°28'10" East, 65.43 feet;

Thence South 01°16'45" East, 28.51 feet to the TRUE POINT OF BEGINNING.

This area containing 9,010 square feet more or less.

See Exhibit "B" attached.

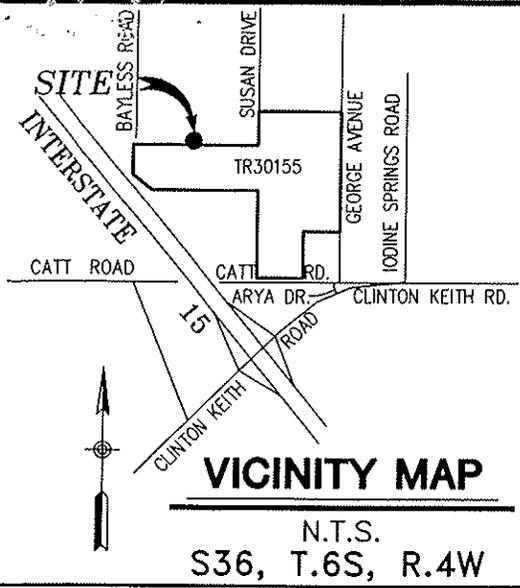


Heung Jai Kim 2/26/07

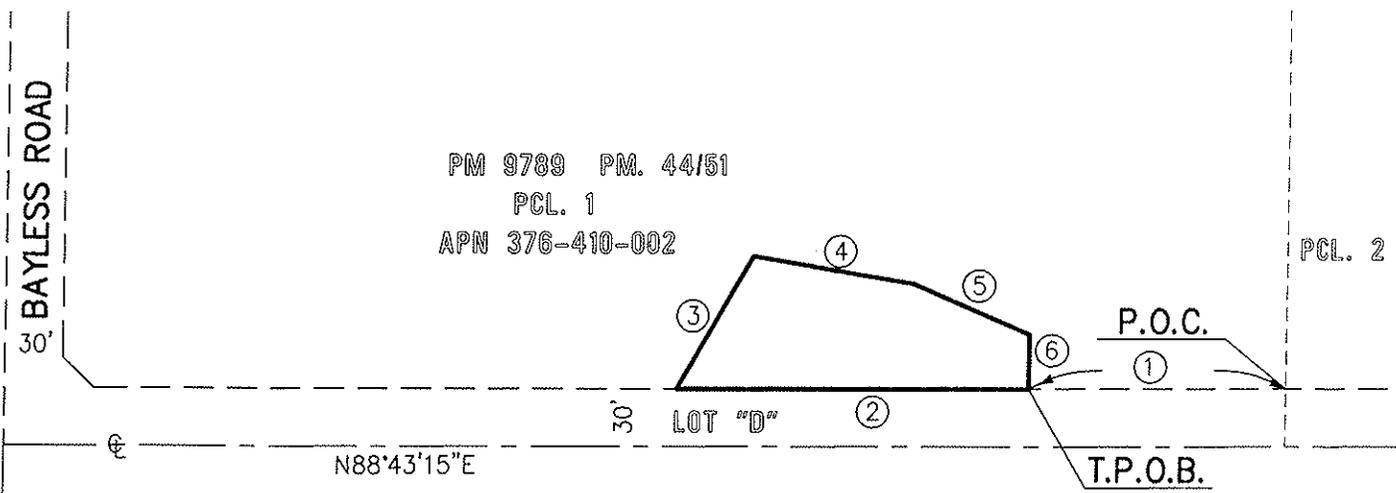
2007-0178125
03/13/2007 08:06A
3 of 4



EXHIBIT "B"



PM 9789 PM. 44/51
PCL. 1
APN 376-410-002



LINE TABLE

NO.	BEARING	LENGTH
①	N88°43'15"E	132.93'
②	N88°43'15"E	182.39'
③	N28°36'27"E	79.84'
④	N81°28'13"W	83.97'
⑤	N67°28'10"W	65.43'
⑥	N01°16'45"W	28.51'

R.S. 63/61



Heung Jet Kim
02-26-07

RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT DRAINAGE EASEMENT

HJK Consultants
41769 Enterprise Circle N. #201 Temecula, CA., 92590

CIVIL ENGINEERS
LAND SURVEYORS, PLANNERS

THIS PLAT IS SOLELY AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE ATTACHED DOCUMENT. IT IS NOT PART OF THE WRITTEN DESCRIPTION THEREIN.

SHEET 1 OF 1 TR- 30155

SCALE: 1" = 100' DRAWN BY: BAM DATE: 02-26-07

02/13/2007 08:08:44



Recorded at request of, and return to:
Riverside County Flood Control and
Water Conservation District
1995 Market Street
Riverside, California 92501

NO FEE (GOV. CODE 6103)

SPACE ABOVE THIS LINE FOR RECORDER'S USE

Murrieta Valley-Glazebrook Rd. SD
Project No. 7-0-00236
Tract 30155

The undersigned grantor(s) declare(s)
DOCUMENTARY TRANSFER TAX \$ NONE

QUITCLAIM DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, the CITY OF WILDOMAR, does hereby remise, release, and forever quitclaim to RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT all right, title and interest in and to easements, situated in the City of Wildomar, County of Riverside, State of California, described in:

Irrevocable Offer of Dedication recorded March 13, 2007, as Document No. 2007-0170126, records of the Recorder's Office, Riverside County, State of California, to be referenced hereafter as **RCFC Parcel 7236-503** as shown on Exhibits "A" and "B", attached for reference purposes only.

APN: 376-410-024

CITY OF WILDOMAR:

Date _____

By: _____
FRANK OVIEDO, City Manager

ATTESTS:

DEBBIE A. LEE,
Clerk to the City of Wildomar

By: _____
City Clerk

(SEAL)

DOC # 2007-0170126

03/13/2007 08:00A Fee:NC

Page 1 of 4

Recorded in Official Records
County of Riverside

Larry W. Ward

Assessor, County Clerk & Recorder



CONSENT TO RECORD (GOV. CODE 7050)

THIS IS TO CERTIFY that the County of Riverside consents to the recordation of this Irrevocable Offer of Dedication pursuant to a Cooperative Agreement recorded on 10-3-2006 as Instrument No. 2006-0729578

AFTER RECORDING RETURN TO:
RIVERSIDE COUNTY FLOOD CONTROL
1995 MARKET STREET, RIVERSIDE, CA 92501

NO FEE (GOV. CODE 6103)

MV-Glazebrook Rd SD

Tract No. 30155

Project No. 7-0-00236

S	R	U	PAGE	SIZE	DA	MISC	LONG	RFD	COPY
1			4						1
M	A	L	465	426	PCOR	NCOR	SMF	NCHG	EXAM
									509



IRREVOCABLE OFFER OF DEDICATION

WILDOMAR HUB PARTNERS, LLC, a California limited liability company, hereby Dedicates in Perpetuity to the County of Riverside, on behalf of Riverside County Flood Control and Water Conservation District, a storm drain easement for flood control and drainage purposes for the construction, use, repair, reconstruction, inspection, operation and maintenance of storm drain facilities, and all appurtenant works, including ingress and egress thereto, over, under and across that certain real property situated in the County of Riverside, State of California, described in legal description attached hereto as Exhibit "A" and shown in Exhibit "B" and made a part hereof.

WILDOMAR HUB PARTNERS, LLC,
a California limited liability company:

By: Oak Grove Equities Inc., Its Manager

Dated: 11-1-06

By: [Signature]

GLEN DAIGLE

Title: Secretary

Dated: [Signature]

By: [Signature]

Title: [Signature]

(notaries attached)

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California
County of Riverside } ss.

On 11-1-06 before me, Terrri Ann Moss, Notary Public
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")
personally appeared Glen Daigle
Name(s) of Signer(s)

- personally known to me
- proved to me on the basis of satisfactory evidence



to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Terrri Ann Moss
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney-in-Fact
- Trustee
- Guardian or Conservator
- Other: _____

Signer Is Representing: _____

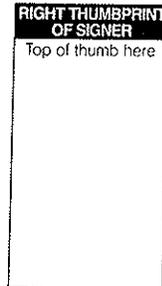


EXHIBIT "A"

Legal Description for
Drainage Easement

That portion of the South one half of the Northeast one quarter of the Southwest one quarter of Section 36, Township 6 South, Range 4 West, S.B.M., also as described in Grant Deed Instrument No. 2004-1015141 recorded December 22, 2004, official records of County of Riverside, State of California, more particularly described as follows;

Commencing at the Northeast corner of said the South one half of the Northeast one quarter of the Southwest one quarter, said point being also on the Southwest corner of Lot "D" per Parcel Map No. 9789 recorded in Book 44 page 51;

Thence along the Easterly line of said South one half of the Northeast one quarter of the Southwest one quarter, South 01°07'40" East, 192.28 feet to the TRUE POINT OF BEGINNING;

Thence continuing along said Easterly line, South 01°07'40" East, 164.35 feet;

Thence leaving said Easterly line, North 88°52'20" East, 52.37 feet;

Thence North 40°13'02" West, 59.28 feet;

Thence North 09°02'06" East, 57.27 feet;

Thence North 50°59'05" East, 100.91 feet to the TRUE POINT OF BEGINNING.

This area containing 10,511 square feet more or less.

See Exhibit "B" attached.

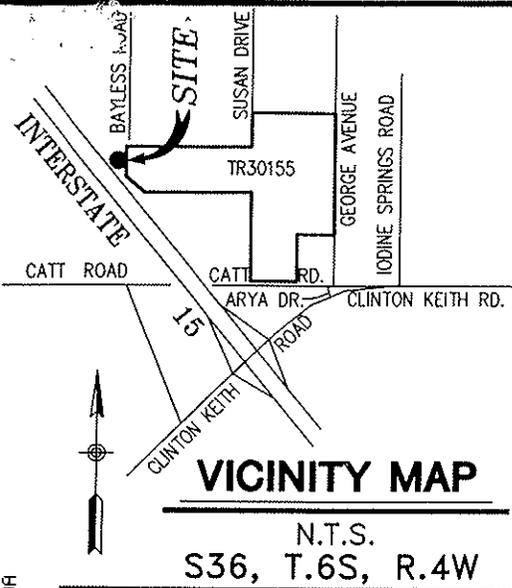


Heung Jei Kim 2/26/07



2007-0170126
03/13/2007 08:00A
3 of 4

EXHIBIT "B"



N 1/2 OF NE 1/4 OF
SW 1/4 OF SEC. 36

PM. 9789
44/51
PARCEL 1

P.O.C.

NE COR. OF S 1/2
OF NE 1/4 OF SW 1/4

BAYLESS RD.
30'

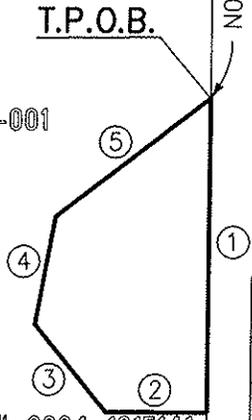
LOT "D" 30'

S 1/2 OF NE 1/4 OF
SW 1/4 OF
SEC. 36 T.6S, R.4W

T.P.O.B.

APN 376-410-001

R.S. 63131



LINE TABLE		
NO.	BEARING	LENGTH
①	N01°07'40"W	164.35'
②	N88°52'20"E	52.37'
③	N40°13'02"W	59.28'
④	N09°02'06"E	57.27'
⑤	N50°59'05"E	100.91'

INST. # 2004-1015141
REC. DATED 12-22-2004



Heung Jei Kim
02-26-07

STATE HIGHWAY 15



RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT DRAINAGE EASEMENT

HJK Consultants

41769 Enterprise Circle N. #201 Temecula, CA., 92590

CIVIL ENGINEERS
LAND SURVEYORS, PLANNERS

THIS PLAT IS SOLELY AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE ATTACHED DOCUMENT. IT IS NOT PART OF THE WRITTEN DESCRIPTION THEREIN.

SHEET 1 OF 1

TR-30155

SCALE: 1" = 100'

DRAWN BY: BAM DATE: 02-26-07

2007-0178126
63/13/2007 08:08A
4 of 4



Recorded at request of, and return to:
Riverside County Flood Control and
Water Conservation District
1995 Market Street
Riverside, California 92501

NO FEE (GOV. CODE 6103)

SPACE ABOVE THIS LINE FOR RECORDER'S USE

Murrieta Valley-George Ave. SD
Project No. 7-0-00234
Tract 30155

The undersigned grantor(s) declare(s)
DOCUMENTARY TRANSFER TAX \$ NONE

QUITCLAIM DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, the CITY OF WILDOMAR, does hereby remise, release, and forever quitclaim to RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT all right, title and interest in and to easements, situated in the City of Wildomar, County of Riverside, State of California, described in:

Irrevocable Offer of Dedication recorded March 13, 2007, as Document No. 2007-0170127, records of the Recorder's Office, Riverside County, State of California, to be referenced hereafter as **RCFC Parcel 7234-500** as shown on Exhibits "A" and "B", attached for reference purposes only.

APN's: 362-240-029, 362-240-020, 362-240-023

CITY OF WILDOMAR:

Date _____

By: _____
FRANK OVIEDO, City Manager

ATTESTS:

DEBBIE A. LEE,
Clerk to the City of Wildomar

By: _____
City Clerk

(SEAL)

CONSENT TO RECORD (GOV. CODE 7050)

THIS IS TO CERTIFY that the County of Riverside consents to the recordation of this Irrevocable Offer of Dedication pursuant to a Cooperative Agreement recorded on 10-3-2006 as Instrument No. 2006-0729578

DOC # 2007-0170127

03/13/2007 08:00A Fee:NC

Page 1 of 4

Recorded in Official Records

County of Riverside

Larry W. Ward

Assessor, County Clerk & Recorder



AFTER RECORDING RETURN TO:
RIVERSIDE COUNTY FLOOD CONTROL
1995 MARKET STREET, RIVERSIDE, CA 92501

NO FEE (GOV. CODE 6103)

MV-George Ave SD

Tract No. 30155

Project No. 7-0-00234

S	R	U	PAGE	SIZE	DA	MISC	LONG	RFD	COPY
			4						
M	A	L	465	426	PCOR	NCOR	SMF	NCHG	EXAM
									509

C
509

IRREVOCABLE OFFER OF DEDICATION

REDHAWK COMMUNITIES INCORPORATED, a California Corporation

hereby Dedicates in Perpetuity to the County of Riverside, on behalf of Riverside County Flood Control and Water Conservation District, a storm drain easement for flood control and drainage purposes for the construction, use, repair, reconstruction, inspection, operation and maintenance of storm drain facilities, and all appurtenant works, including ingress and egress thereto, over, under and across that certain real property situated in the County of Riverside, State of California, described in legal description attached hereto as Exhibit "A" and shown in Exhibit "B" and made a part hereof.

**REDHAWK COMMUNITIES INCORPORATED,
a California Corporation**

Dated: 2/13/07

By: Paul Sawyer

Title: PRESIDENT

Dated: /

By: /

Title: /

(notaries attached)

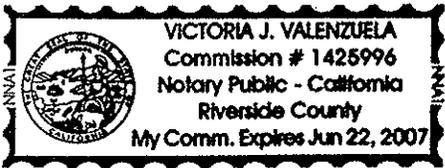
CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California }
County of RIVERSIDE } ss.

On FEBRUARY 13, 2007 before me, VICTORIA J. Valenzuela, Notary Public
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared PAUL GARRETT
Name(s) of Signer(s)

- personally known to me
- proved to me on the basis of satisfactory evidence



to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Victoria J. Valenzuela, Notary Public
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney-in-Fact
- Trustee
- Guardian or Conservator
- Other: _____

Signer Is Representing: _____



EXHIBIT "A"
Legal Description
For Drainage Easement

That portion of Parcels 1 and 4 of Parcel Map No. 9268, as shown by map on file in Book 41 page 67 of Parcel Maps, also as described in Grant Deed Instrument No. 2004-0382926 recorded May 21, 2004, and that portion of Parcel 1 of Parcel Map No. 7504, as shown on by map on file in Book 24 page 16 of Parcel Maps, also as described in Grant Deed Instrument No. 2004-0382926 recorded on May 21, 2004, official records of County of Riverside, State of California, in Section 31, Township 6 South, Range 3 West, S.B.M., more particularly described as follows;

Beginning at the intersection of the Northerly line of said Parcel 1; per Parcel Map 41/67 and Easterly Right of Way line of George Avenue (44.00 feet half-width);

Thence along said Easterly Right of Way line, North 01°12'37" West, 183.36 feet;

Thence leaving said Right of Way line, North 88°47'23" East, 39.23 feet;

Thence South 01°12'37" East, 92.43 feet;

Thence North 88°47'23" East, 40.28 feet;

Thence South 01°12'37" East, 62.25 feet;

Thence South 43°55'43" West, 70.61 feet;

Thence South 01°12'37" East, 80.08 feet;

Thence South 69°59'03" East, 144.56 feet;

Thence South 01°12'37" East, 61.16 feet;

Thence South 61°17'10" West, 92.18 feet;

Thence South 01°12'37" East, 59.53 feet;

Thence South 88°47'23" West, 82.45 feet to said Easterly Right of Way line of George Avenue;

Thence along said Easterly Right of Way line, North 01°12'37" West, 316.81 feet to the **POINT OF BEGINNING.**

This area containing 0.89 acres more or less.

See Exhibit "B" attached hereto and made a part hereof.

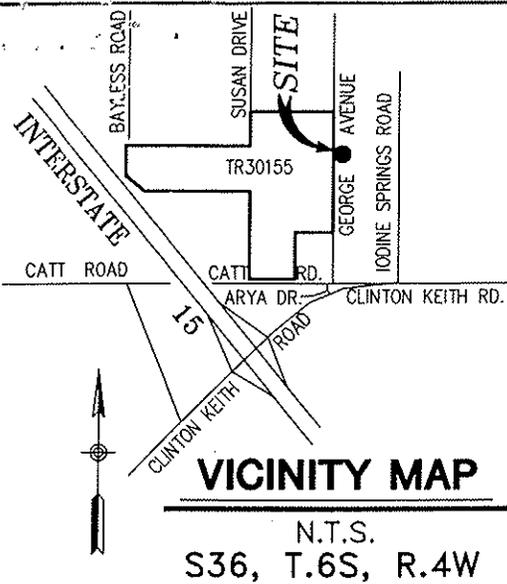


Heung Jai Kim 2/26/07

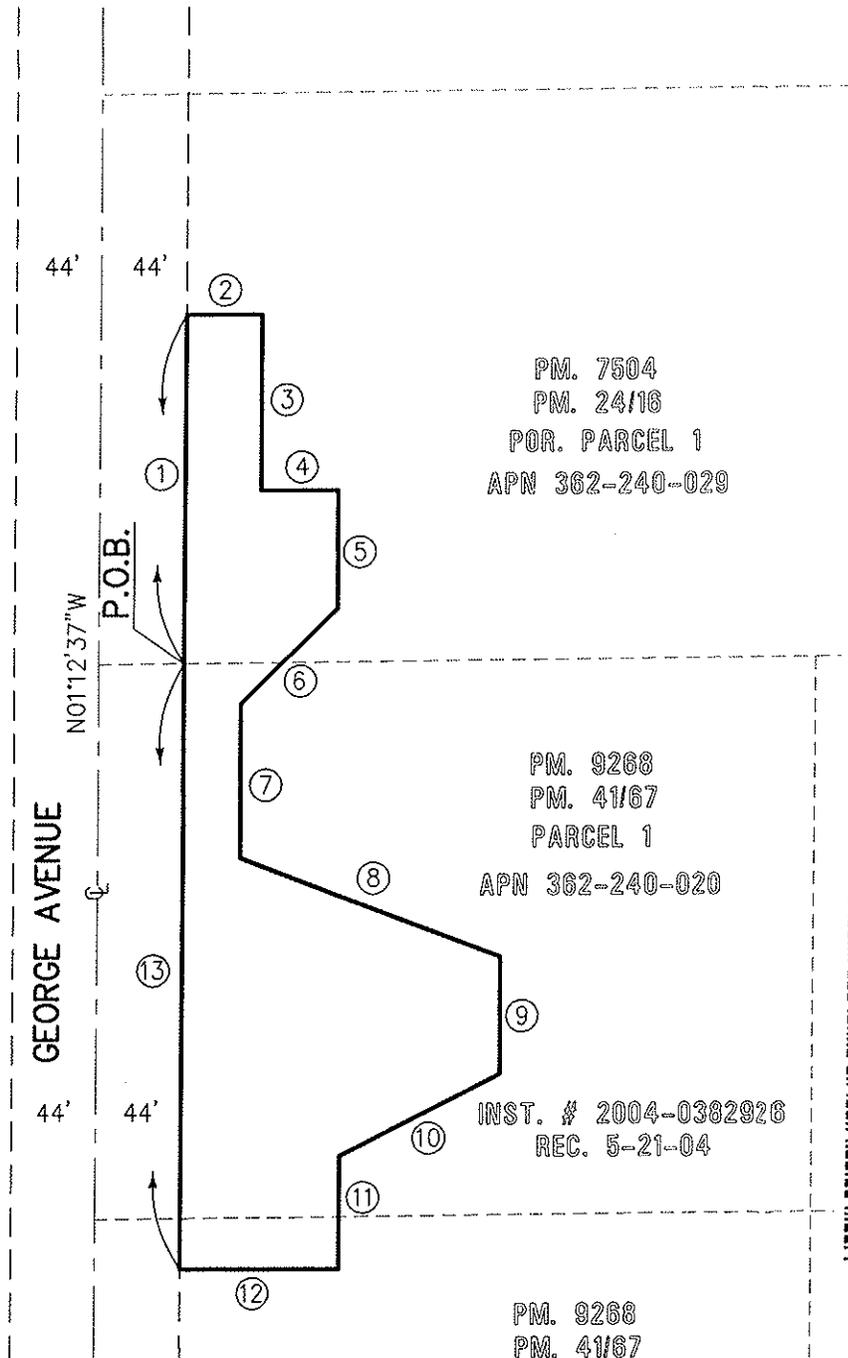
2007-0178127
83/13/2007 08:06A
3 of 4



EXHIBIT "B"



LINE TABLE		
NO.	BEARING	LENGTH
①	N01°12'37"W	183.36'
②	N88°47'23"E	39.23'
③	N01°12'37"W	92.43'
④	N88°47'23"E	40.28'
⑤	N01°12'37"W	62.25'
⑥	N43°55'43"E	70.61'
⑦	N01°12'37"W	80.08'
⑧	N69°59'03"W	144.56'
⑨	N01°12'37"W	61.16'
⑩	N61°17'10"E	92.18'
⑪	N01°12'37"W	59.53'
⑫	N88°47'23"E	82.45'
⑬	N01°12'37"W	316.81'



PM. 7504
PM. 24/16
POR. PARCEL 1
APN 362-240-029

PM. 9268
PM. 41/67
PARCEL 1
APN 362-240-020

INST. # 2004-0382926
REC. 5-21-04

PM. 9268
PM. 41/67
PARCEL 4
APN 362-240-023

INST. # 2004-0382926
REC. 5-21-04



[Signature]
02-26-07



RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT DRAINAGE EASEMENT

HJK Consultants

41769 Enterprise Circle N. #201 Temecula, CA., 92590

CIVIL ENGINEERS
LAND SURVEYORS, PLANNERS

THIS PLAT IS SOLELY AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE ATTACHED DOCUMENT. IT IS NOT PART OF THE WRITTEN DESCRIPTION THEREIN.

SHEET 1 OF 1

TR-30155

SCALE: 1" = 100'

DRAWN BY: BAM DATE: 02-26-07

Recorded at request of, and return to:
Riverside County Flood Control and
Water Conservation District
1995 Market Street
Riverside, California 92501

NO FEE (GOV. CODE 6103)

SPACE ABOVE THIS LINE FOR RECORDER'S USE

Murrieta Valley-George Ave. SD
Project No. 7-0-00234
Tract 30155

The undersigned grantor(s) declare(s)
DOCUMENTARY TRANSFER TAX \$ NONE

QUITCLAIM DEED

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, the CITY OF WILDOMAR, does hereby remise, release, and forever quitclaim to RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT all right, title and interest in and to easements, situated in the City of Wildomar, County of Riverside, State of California, described in:

DRAINAGE EASEMENT recorded February 28, 2007, as Document No. 2007-0137041, records of the Recorder's Office, Riverside County, State of California, to be referenced hereafter as **RCFC Parcel 7234-501** as shown on Exhibits "A" and "B", attached for reference purposes only.

APN: 376-410-021

CITY OF WILDOMAR:

Date _____

By: _____
FRANK OVIEDO, City Manager

ATTESTS:

DEBBIE A. LEE,
Clerk to the City of Wildomar

By: _____
City Clerk

(SEAL)

CERTIFICATE of ACCEPTANCE of EASEMENT
(GOVERNMENT CODE SECTION 27281)

FOR RECORDER'S USE

THIS INSTRUMENT IS FOR
THE BENEFIT OF THE
COUNTY OF RIVERSIDE AND
ENTITLED TO BE RECORDED
WITHOUT FEE.(GOV. CODE
6103)

RETURN TO RIVERSIDE
COUNTY SURVEYOR'S
OFFICE.

STOP NO. 1080

THIS IS TO CERTIFY that the interest in real property
granted by the easement dated 10/20/2006,
from (SEE BELOW), to the COUNTY OF RIVERSIDE, is
hereby accepted for the purpose of vesting title in the County
of Riverside on behalf of the public for drainage purposes, and
subject to improvements in accordance with County standards,
will be included into the County Maintained Road System by
the undersigned on behalf of the Board of Supervisors
pursuant to the authority contained in County Ordinance No.
669. Grantee consents to recordation thereof by its duly
authorized officer.

Dated: Feb 26, 2007 COUNTY OF RIVERSIDE

George A. Johnson
Director of Transportation

By: Mark S. Bemas DEPUTY

DOC # 2007-0137041
02/28/2007

Conformed Copy

Has not been compared with original

Larry W Ward
County of Riverside
Assessor, County Clerk & Recorder

DRAINAGE EASEMENT

TLG CLINTON KEITH, LLC., AS TO AN UNDIVIDED 60% INTEREST AND
SAM AKBARPOUR AND ZARI AKBARPOUR, HUSBAND AND WIFE AS JOINT TENANTS
AS TO AN UNDIVIDED 40% INTEREST AS TENANTS IN COMMON

Grant(s) to the County of Riverside, a political subdivision, an easement for drainage purposes, over,
upon, across, and within the real property in the County of Riverside, State of California, described
as follows:

SEE LEGAL DESCRIPTION AND PLAT ATTACHED HERETO AS
EXHIBITS "A" AND "B" AND MADE A PART HEREOF

TLG CLINTON KEITH, LLC., AS TO AN UNDIVIDED 60% INTEREST AND
SAM AKBARPOUR AND ZARI AKBARPOUR, HUSBAND AND WIFE AS JOINT TENANTS
AS TO AN UNDIVIDED 40% INTEREST AS TENANTS IN COMMON

TLG CLINTON KEITH, LLC.

DATED 10/20/06

BY: C. R. L. S.

PRINT NAME: Carmela Rincon Loelkes

PRINT TITLE: Manager

DATED _____

BY: _____

PRINT NAME: _____

PRINT TITLE: _____

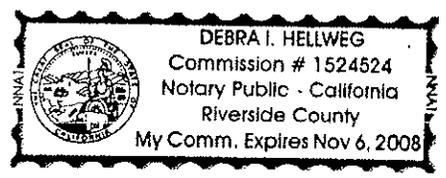
ORIGINAL

DATED 10-26-06


SAM AKBARPOUR

DATED 10-26-06


ZARI AKBARPOUR



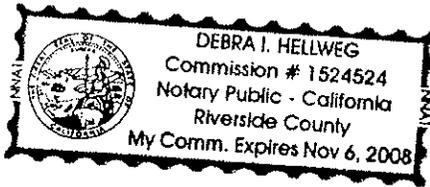
ORIGINAL

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California }
County of Riverside } ss.

On October 20, 2006 before me Debra I. Hellweg, Notary Public
Date Name and Title of Officer (e.g., Jane Doe, Notary Public)
personally appeared Carmela Rincon Loelkes
Name(s) of Signer(s)

personally known to me
 proved to me on the basis of satisfactory evidence



to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Debra I. Hellweg
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Drainage Easement

Document Date: October 20, 2006 Number of Pages: 2

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney-in-Fact
- Trustee
- Guardian or Conservator
- Other: _____

Signer Is Representing: _____

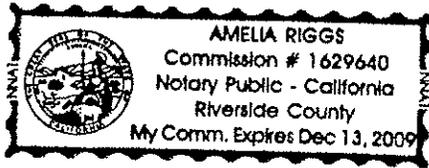


CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California }
County of RIVERSIDE } ss.

On OCT 26, 2006 before me, AMELIA RIGGS, Notary Public
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")
personally appeared SAM AKBARPOUR AND ZARI AKBARPOUR
Name(s) of Signer(s)

personally known to me
 proved to me on the basis of satisfactory evidence



to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Amelia Riggs
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: DRAINAGE EASEMENT

Document Date: OCTOBER 20, 2006 Number of Pages: 5

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney-in-Fact
- Trustee
- Guardian or Conservator
- Other: _____

Signer Is Representing: _____



EXHIBIT "A"

Legal Description
For Drainage Easement

That portion of Parcel 4 of Parcel Map No. 8705, as shown by map on file in Book 36 page 69 of parcel maps, in the office of the County Recorder, County of Riverside, State of California, in Section 36, Township 6 South, Range 4 West, SBM, more particularly described as follows;

Commencing at the intersection of Westerly line of said Parcel 4 and the Northerly Right of Way Line of Catt Road (Lot "A", 30.00 feet a half-width) as shown on said Parcel Map No. 8705;

Thence along said Northerly Right of Way Line, North 88°49'00" East, 59.21 feet to the TRUE POINT OF BEGINNING;

Thence leaving said Right of Way Line, North 31°36'48" East, 37.58 feet;

Thence North 57°12'35" East, 38.16 feet;

Thence South 01°12'37" East, 27.57 feet;

Thence South 39°13'11" West, 29.83 feet to the beginning of a non-tangent curve concave Southeasterly and having a radius of 1,855.00 feet, a radial line to said point bears North 10°21'01" West, said point being also on the Northerly Right of Way Line of Clinton Keith Road (110.00 feet full width per Parcel Map Number 22776 on file in Book 158 pages 37 through 41 inclusive, records of said County);

Thence Southwesterly 8.10 feet along said Right of Way Line and said curve through a central angle of 00°15'01";

Thence South 88°49'00" West, 25.54 feet to the TRUE POINT OF BEGINNING.

This area containing 1,423 square feet more or less.

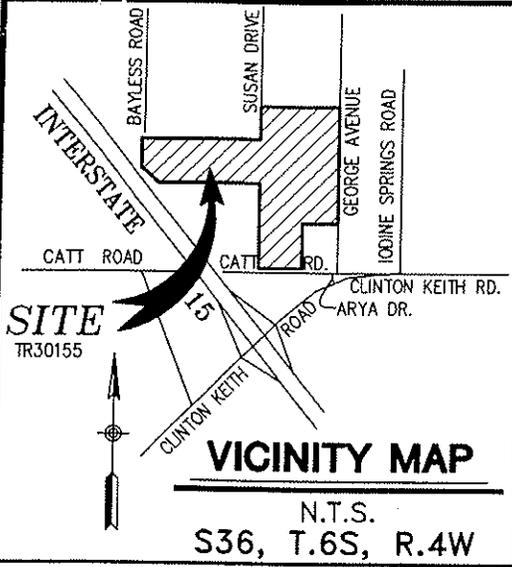
See Exhibit "B" attached.

THIS DOCUMENT REVIEWED BY RIVERSIDE COUNTY SURVEYOR.
BY: <u>m. Parks</u>
DATE: <u>6.3.06</u>



EXHIBIT "B"

RS. 63/61

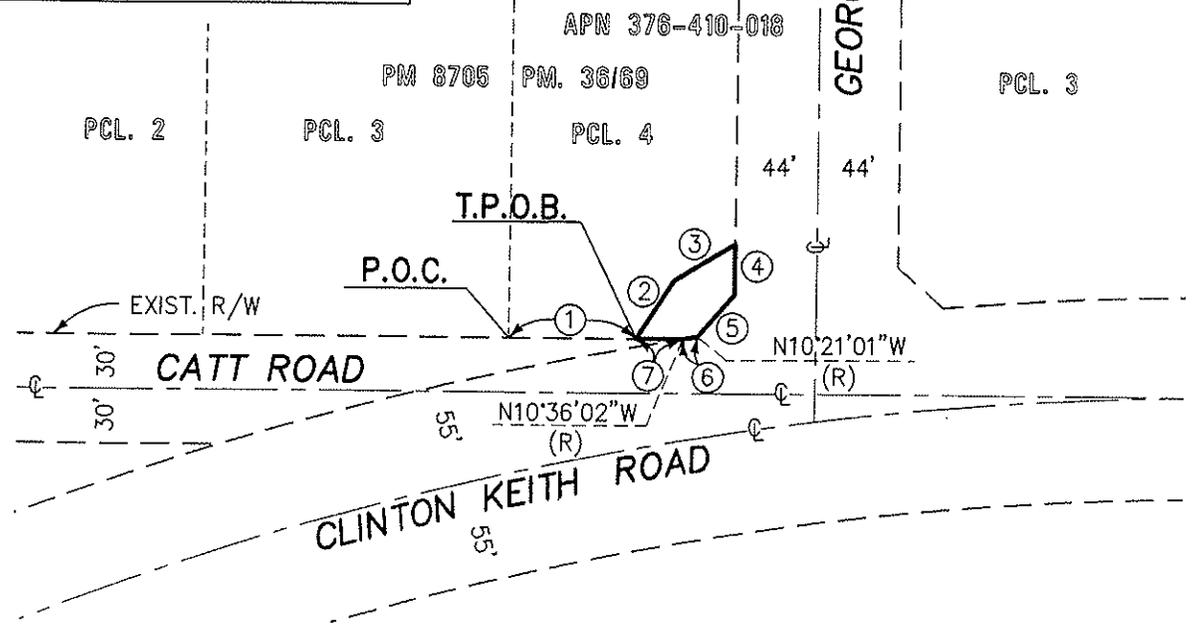


DATA TABLE			
NO.	Δ= / BEARING	LENGTH	RADIUS
①	N88°49'00"E	59.21'	
②	N31°36'48"E	37.58'	
③	N57°12'35"E	38.16'	
④	N01°12'37"W	27.57'	
⑤	N39°13'11"E	29.83'	
⑥	Δ=00°15'01"	8.10'	1855.00'
⑦	N88°49'00"E	25.54'	

THIS DOCUMENT REVIEWED BY
RIVERSIDE COUNTY SURVEYOR.
BY: *m. Parke*
DATE: 6.3.06



PM 9806 PM. 48/7



HJK Consultants
41769 Enterprise Circle N. #201 Temecula, CA., 92590

CIVIL ENGINEERS
LAND SURVEYORS, PLANNERS

THIS PLAT IS SOLELY AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE ATTACHED DOCUMENT. IT IS NOT PART OF THE WRITTEN DESCRIPTION THEREIN.

SHEET 1 OF 1

TR-30155

SCALE: 1" = 100' DRAWN BY: DATE: 07-26-05

DRAINAGE EASEMENT

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #1.13
CONSENT CALENDAR
Meeting Date: December 14, 2011

TO: Mayor and City Council
FROM: Debbie A. Lee, City Clerk
SUBJECT: Second Reading and Adoption of Ordinance No. 65 – Repealing the E-Verify Program

STAFF REPORT

RECOMMENDATION:

Staff recommends that the City Council adopt an Ordinance entitled:

ORDINANCE NO. 65
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, REPEALING CHAPTER 3.09 OF THE WILDOMAR MUNICIPAL
CODE PERTAINING TO THE E-VERIFY PROGRAM

DISCUSSION:

On November 9, 2011, the City Council introduced Ordinance No. 65 repealing the E-Verify program. This Council action will officially adopt the proposed Ordinance, which will become effective January 14, 2012.

FISCAL IMPACT:

There is no fiscal impact resulting from this action.

Submitted by:

Approved by:

Debbie A. Lee
City Clerk

Frank Oviedo
City Manager

ATTACHMENTS:

Ordinance No. 65

ORDINANCE NO. 65

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, REPEALING CHAPTER 3.09 OF THE WILDOMAR MUNICIPAL CODE PERTAINING TO THE E-VERIFY PROGRAM

THE CITY COUNCIL OF THE CITY OF WILDOMAR ORDAINS AS FOLLOWS:

SECTION 1. In accord with the provisions of AB 1236, enacted by the California State Legislature and signed by the Governor on October 9, 2011, Chapter 3.09, enacted by Ordinance No. 57 on December 8, 2010, is hereby repealed and of no further force or effect.

SECTION 2. Nothing in this action shall relieve any person or business entity from any federal E-Verify requirements that may apply to such individuals or business entities.

SECTION 3. This ordinance shall take effect thirty (30) days after its passage by the City Council.

PASSED, APPROVED, AND ADOPTED this 14th day of December, 2011.

Marsha Swanson
Mayor

APPROVED AS TO FORM:

ATTEST:

Julie Hayward Biggs
City Attorney

Debbie Lee, CMC
City Clerk

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #2.1
PUBLIC HEARING
Meeting Date: December 14, 2011

TO: Mayor and City Council
FROM: Gary Nordquist, Assistant City Manager
SUBJECT: FY 2011-12 First Quarter Budget Report.

STAFF REPORT

RECOMMENDATION:

Staff recommends that the City Council adopt a Resolution entitled:

RESOLUTION NO. 2011 - _____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, AUTHORIZING AMENDMENTS TO THE FY 2011-12 BUDGETED
REVENUES AND EXPENSES

BACKGROUND:

This first quarter budget report for Fiscal Year 2011-12 reflects the Administrative Services Department's continued efforts to provide timely, accurate, and understandable financial information to assist the City Council with the decision making process. All funds have been reviewed in preparing this report.

The emphasis of this report is on the General Fund which funds most of the government services such as public safety, general services, building, planning, economic development, etc. This report also presents the preliminary prior year results, budget trends and the economic/political outlook that may impact the City's limited fiscal resources.

The primary purposes of this report are to:

- Provide a reconciliation of budgeted-to-actual financial data from the prior fiscal year;
- Recommended budgetary changes to address known budget deficiencies;
- Recommend budget changes to align the budget with projected fiscal year end actual costs;
Identify changes which materially impact fund balances;
- Recommend budget adjustments that are consistent with City Council goals and objectives; and
- Comment on significant budget trends which may impact next fiscal year's budget development.

DISCUSSION:

First Quarter 2010-11: On June 8, 2011, the City Council adopted the fiscal year 2011-12 Operating Budgets for the City of Wildomar. A modest, conservative and balanced budget totaling \$8.2 million. Shortly before its scheduled July 1, 2011 implementation, Governor Brown, on the eve of June 30, 2011 approved Senate Bill (SB) 89.

SB 89, was a last-minute budget trailer bill that among other impacts, eliminates \$130 million in California cities Motor Vehicle License Fee (MVLFF) general fund revenues. Specifically, the approval of SB89 by Governor Brown, directed the taking of \$1,782,000 (22%) of budgeted revenues away from the City of Wildomar's \$8,245,100 general fund revenue budget. Furthermore, as in prior years, the City expected to receive the majority of these MVLFF revenues during the month of August which greatly assisted with the City's operating cash flow.

Resulting from the actions taken by the Governor, the City Council, at a Special Council Meeting on July 7, 2011 directed staff to provide a listing of potential budget cuts to meet the newly imposed budget funding levels. At the July 27, 2011 City Council meeting, city staff presented a listing of possible reductions. That evening, the City Council approved a budget reduction plan totaling \$1,823,000. Although this plan been in effect since July 27, 2011, actions recommended in this first quarter report will provide the formal authorizations for the needed budget adjustments.

The reductions of \$1,823,000 in the General Fund are primarily attributed to:

- Police Services Reduced
- 20% Reduction in City Hall Service Hours
- Salary and Benefit Costs reduced
- 50% Reduction in Public Meetings with City Council and Planning Commission

The City will continue to seek alternative sources to supplement the \$1.8m taking by the State, however in the near term, the actions of the budget reduction program will continued to be review on a quarterly basis.

Most recently, the County of Riverside has ordered that the City of Wildomar repay any claims made to the County for LMD 2006-1 assessments paid during FY 2008-09 and FY 2009-10. The approximate maximum fiscal exposure to the City is \$384,048 (6,858 district parcels at \$28.00 per year). To date, the claims filed with the County for assessments paid during FY 2008-09 and FY 2009-10 total \$173,391.80. The City's separate and restricted use fund for LMD 2006-1 currently has a negative fund balance. This issue continues to be discussed with the County.

Additionally, this report includes comparisons to the pre-audited FY 2010-11 year end financials. The final audited financial statements will be available by December month end.

Preliminary Year End—Fiscal Year (FY 2010-11) Ending June 30, 2011. This third year of the City's incorporation was again challenged by the negative fiscal effects of the economy. In addition the impacts of the economy, the State Supreme Court refused

to hear the County's court case regarding the LMD 2006-1 park assessment which resulted in a \$180,000 funding loss for the parks.

Overall, the City's General Fund Revenues of \$8,480,846 exceeded the expenditures of \$8,321,903 by \$158,943. As previously mentioned, the effects of the local economy continue to dramatically impact the City's main general fund revenue sources.

- The combined Property Tax Revenues slightly increased 7% to \$2,936,450 as compared to the prior year's \$2,743,768. While this is encouraging, it must also be noted that the City's "Abandoned Home Registration" program grew 60% as compared to the prior year. Typically participants in this program are foreclosed home which are taken back and registered by the bank. Not only are those homes typically delinquent in paying property taxes, but when they are re-sold it is usually at a lesser assessed valuation.
- The Sales Tax Revenue increased \$129,370 (11.4%) as compared to the prior year. This increase was mostly the result of a one time accounting adjustment of \$113,000. However, this may reflect a trend of stabilization at this level, setting the stage for future increases.
- Public safety accounts for approximately 65 percent of the total general fund expenses.
- An unbudgeted charge of \$197,300 for Clinton Keith improvements to be reimbursed by the improvement program, is also included in the general fund expenditures. Without this charge, actual expenditures would have under run the budget by \$122,397 or 1.5%.

Overall, while the Federal, State and County government's continue to perform to unbalanced financial plans, the City, given all the external fiscal challenges, employed a prudent strategy and fiscal discipline to live within it's means for Fiscal Year 2010-11.

FISCAL IMPACT:

These recommended actions will affect several fund budgets as outlined in the FY 2011-12 First Quarter Budget Report and supporting Schedules.

Submitted by:

Approved by:

Gary Nordquist
Assistant City Manager

Frank Oviedo
City Manager

RESOLUTION NO. 2011 - _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AUTHORIZING AMENDMENTS TO THE FY 2011-12 BUDGETED REVENUES AND EXPENSES

WHEREAS, The City of Wildomar Annual Budget for FY 2011-12 was approved by the Wildomar City Council on June 8, 2011; and

WHEREAS, Changing economic conditions require that the original approved budget be monitored and updated: and

WHEREAS, Further review of each City department shows a need to bring projected revenue and expenditures in several Funds into proper alignment.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Wildomar authorizes:

The Amendment to the FY 2011-12 Budgets in the amount of \$\$9,183,900 in revenues along with total expenditures in the amount of \$9,383100 attached as Exhibit 1.

PASSED, APPROVED AND ADOPTED this 14th day of December, 2011.

Marsha Swanson
Mayor

APPROVED AS TO FORM:

ATTEST:

Julie Hayward Biggs
City Attorney

Debbie A. Lee, CMC
City Clerk

City of Wildomar
Total City Budgets Summary
FY 2011-12

	Estimated Available Balance 06/30/11	+	Proposed Revenues 2011-12	=	Funds Available 2011-12	-	Proposed Appropriations 2011-12	=	Estimated Available Balance 06/30/12
General Fund	\$ 1,044,914		\$ 6,464,100		\$ 7,509,014		\$ 6,414,900		\$ 1,094,114
									17.1%
Non-General Funds									
Gas Tax/TCRP (prop 42)	\$ 541,392		\$ 1,112,000		\$ 1,653,392		\$ 1,292,000		\$ 361,392
Measure A	512,373		419,000		931,373		413,000		518,373
AQMD	63,486		35,000		98,486		97,800		686
LMD 2006-1 (Parks)	(78,921)		-		(78,921)		-		(78,921)
LMD 89-1	-		-		-		-		-
CSA 22	5,534		38,900		44,434		38,900		5,534
CSA 103	104,894		140,000		244,894		200,900		43,994
CSA 142	51,497		31,000		82,497		32,000		50,497
Grant Fund	(37,529)		632,500		594,971		620,700		(25,729)
SLESF	-		100,000		100,000		100,000		-
Dif Admin	7,168		2,800		9,968		16,600		(6,632)
DIF Public Facilities	157,689		60,400		218,089		84,900		133,189
DIF Fire Facilities	92,298		35,300		127,598		16,300		111,298
DIF Transportation -Roads	71,732		27,500		99,232		12,700		86,532
DIF Transportation -Signals	518,003		21,000		539,003		9,700		529,303
DIF Regional Parks	73,551		28,200		101,751		13,000		88,751
DIF Community Center	8,491		3,300		11,791		1,500		10,291
DIF Trails	41,297		15,800		57,097		7,300		49,797
DIF Library	44,550		17,100		61,650		10,900		50,750
Total Non-General Funds	\$ 1,162,726		\$ 2,719,800		\$ 4,897,304		\$ 2,968,200		\$ 1,929,104
Total City Funds	\$ 2,207,640	+	\$ 9,183,900	=	\$ 12,406,318	-	\$ 9,383,100	=	\$ 3,023,218

1st Quarter Budget Report

Summary Schedules

Public Hearing 3.1
14-Dec-11

**City of Wildomar
Total City Budgets Summary
FY 2011-12**

	Estimated Available Balance 06/30/11	+	Proposed Revenues 2011-12	=	Funds Available 2011-12	-	Proposed Appropriations 2011-12	=	Estimated Available Balance 06/30/12
General Fund	\$ 1,044,914		\$ 6,464,100		\$ 7,509,014		\$ 6,414,900		\$ 1,094,114 17.1%
Non-General Funds									
Gas Tax/TCRP (prop 42)	\$ 541,392		\$ 1,112,000		\$ 1,653,392		\$ 1,292,000		\$ 361,392
Measure A	512,373		419,000		931,373		413,000		518,373
AQMD	63,486		35,000		98,486		97,800		686
LMD 2006-1 (Parks)	(78,921)		-		(78,921)		-		(78,921)
LMD 89-1	-		-		-		-		-
CSA 22	5,534		38,900		44,434		38,900		5,534
CSA 103	104,894		140,000		244,894		200,900		43,994
CSA 142	51,497		31,000		82,497		32,000		50,497
Grant Fund	(37,529)		632,500		594,971		620,700		(25,729)
SLESF	-		100,000		100,000		100,000		-
Dif Admin	7,168		2,800		9,968		16,600		(6,632)
DIF Public Facilities	157,689		60,400		218,089		84,900		133,189
DIF Fire Facilities	92,298		35,300		127,598		16,300		111,298
DIF Transportation -Roads	71,732		27,500		99,232		12,700		86,532
DIF Transportation -Signals	518,003		21,000		539,003		9,700		529,303
DIF Regional Parks	73,551		28,200		101,751		13,000		88,751
DIF Community Center	8,491		3,300		11,791		1,500		10,291
DIF Trails	41,297		15,800		57,097		7,300		49,797
DIF Library	44,550		17,100		61,650		10,900		50,750
Total Non-General Funds	\$ 1,162,726		\$ 2,719,800		\$ 4,897,304		\$ 2,968,200		\$ 1,929,104
Total City Funds	\$ 2,207,640	+	\$ 9,183,900		\$ 12,406,318		\$ 9,383,100		\$ 3,023,218

1st Quarter Budget Report

Revenue Summary and Detail

By Fund and Account

Revenue Summary by Fund

Fund Type & Name	History			Current Year			
	(a)	(b)	C	(d)	(e)	(f)	(g)
	Audited 2008-09	Audited 2009-10	Pre-Audit 2010-11	Adpt. Budget 2011-12	Adjustment 2011-12	Adjusted Budget 2011-12	Actual Revenues at 9-30-2011
GENERAL FUND							
100 General Fund	\$ 9,483,481	\$ 8,557,112	\$ 8,480,846	\$ 8,246,100	\$ (1,782,000)	\$ 6,464,100	\$ 682,340
SPECIAL REVENUE FUNDS							
200 Gas Tax/TCRP	1,005,237	996,762	1,261,868	1,112,000	-	1,112,000	192,553
201 Measure A	546,084	381,984	420,673	419,000	-	419,000	107,737
203 TDA	-	-	186,760	-	-	-	186,760
210 AQMD	36,011	35,578	37,953	18,000	17,000	35,000	7,597
250 LMD 2006-1 (Parks)	-	378,934	29,438	-	-	-	1,147
251 LLMMD 89-1C (St. Lights)	-	-	2,317	288,700	(288,700)	-	-
252 CSA 22 (Street Lights)	-	53,714	29,345	38,900	-	38,900	782
253 CSA 103 (Cervera Lights)	-	310,506	139,695	140,000	-	140,000	6,424
254 CSA 142 (Street Lights)	-	77,862	30,828	28,000	3,000	31,000	645
280 Grants	-	-	5,883	632,500	-	632,500	2,333
281 SLESF (Cops Grant)	-	100,773	100,229	100,000	-	100,000	25,228
410 DIF-Admin	76,332	551,367	3,086	550	2,250	2,800	165
420 DIF-Public Facilities	-	217,376	217,376	12,067	48,333	60,400	3,621
430 DIF-Fire Facilities	-	155,862	155,862	7,048	28,252	35,300	2,115
440 DIF - Trans-Roads	-	97,608	97,608	5,489	22,011	27,500	1,647
450 DIF - Trans-Signals	-	183,681	183,681	4,199	16,801	21,000	1,260
460 DIF-Reg. Parks	-	99,386	99,386	5,629	22,571	28,200	1,689
470 DIF - Community Ctr.	-	7,480	7,480	650	2,650	3,300	195
480 DIF - Trails	-	55,754	55,754	3,159	12,641	15,800	948
490 DIF - Library	-	39,240	39,240	3,409	13,691	17,100	1,023
TOTAL SPECIAL REVENUE	\$ 1,663,664	\$ 2,887,480	\$ 3,104,462	\$ 2,819,300	\$ (99,500)	\$ 2,719,800	\$ 543,869
TOTAL	\$ 11,147,145	\$ 11,444,592	\$ 11,585,308	\$ 11,065,400	\$ (1,881,500)	\$ 9,183,900	\$ 1,226,209

Fund/Account	Revenue History			Revenue - Current Year FY 2011-12				
	FY 2008-09 Audited Actuals	FY 2009-10 Audited Actuals	FY 2010-11 Actuals (Pre Audit)	Actuals at 9-30-2011	Adopted Budget	Proposed First Quarter Budget Adjustments	Proposed Annual Budget	CFA FY 2011-12
100 General Fund								
3100 Sales & Use Tax	855,459	686,479	916,533	251,182	900,000	20,000	920,000	1,724,133
3101 Sales & Use Tax TFL	440,326	400,428	309,694	-	300,000	15,000	315,000	574,711
3102 Property Tax in Lieu of Sales Tax	-	-	-	5,480	-	-	-	-
3104 Pass Through Payment	-	-	23,160	-	23,000	-	23,000	-
3105 Property Tax-Secured	3,589,773	2,743,768	2,571,706	93,504	2,175,000	262,000	2,437,000	4,797,802
3106 Property Tax-Unsecured	-	-	139,981	-	135,000	-	135,000	-
3107 Property Tax-Prior Year	-	-	151,923	4,020	145,000	-	145,000	-
3108 Property Tax-HOPTR	-	-	46,537	-	45,000	-	45,000	-
3109 Property Tax-Supplemental, SBE	-	-	27,303	3,437	12,000	13,000	25,000	-
3110 Real Property Transfer Tax	130,518	99,456	70,453	18,084	125,000	(65,000)	70,000	190,079
Subtotal Taxes	5,016,076	3,940,131	4,257,290	375,707	3,860,000	255,000	4,115,000	7,286,725
3120 Franchise Fee-Solid Waste	158,938	173,842	164,241	40,697	195,000	(30,000)	165,000	-
3121 Franchise Fee-Electricity	127,629	214,497	218,625	-	225,000	-	225,000	-
3122 Franchise Fee-Gas	-	53,419	122,019	-	60,000	60,000	120,000	-
3123 Franchise Fee Cable	95,560	89,310	79,040	-	90,000	(60,000)	40,000	-
3124 Franchise Fee-Telecomm	138,160	89,754	117,139	51,238	75,000	85,000	160,000	-
Subtotal Franchises	520,287	600,922	701,064	91,935	645,000	65,000	710,000	650,195
3200 Business Registration Fee	6,390	12,525	11,506	2,820	50,000	(25,000)	25,000	-
3230 Develop/Engineering Permit Fee	-	19,851	590	-	25,000	(15,000)	10,000	-
3201 NPDES Inspection Fee	-	-	-	-	-	-	-	-
3210 Planning Fee	289	57,235	5,481	-	37,000	-	37,000	674,278
3240 Building & Safety Fee	82,583	105,434	97,512	27,324	45,000	-	45,000	1,656,447
3260 Private Development Fee	722,887	887,235	721,696	46,352	901,000	(150,000)	751,000	-
3265 Animal Control Fee	26,893	-	-	-	90,000	(80,000)	-	207,137
3268 Code Enforcement Revenue	-	1,303	24,452	10,450	15,000	10,000	25,000	-
3270 Fines & Forfeitures	149,272	110,316	98,686	20,766	150,000	(60,000)	100,000	222,344
3271 AMR Fines	-	-	9,397	9,396	8,000	-	8,000	-
3300 Abandoned Property Registration	1,610	13,960	23,100	6,400	15,000	5,000	20,000	-
3310 Public Safety Revenue	-	19,072	24,710	5,028	25,000	-	25,000	-
3320 Special Event Revenue	6,090	20,238	10,106	79	5,000	-	5,000	-
3322 Parks & Recreation	-	3,499	10,018	1,130	10,000	(5,000)	5,000	-
3323 Farmers Market	-	6,550	2,353	-	-	-	-	-
3325 Sports Leagues	-	3,888	9,022	25	-	-	-	-
3326 Citizen Corp Revenue	-	-	2,797	-	1,000	-	1,000	-
3500 Motor Vehicle License Fee	2,555,318	2,226,922	1,978,210	66,878	1,782,000	(1,782,000)	-	2,919,346
3530 County Augmentation	237,579	244,706	-	-	-	-	-	252,048
3535 County/Spec. Dist. Reimb.	-	-	16,004	12,000	60,000	-	60,000	981
3540 Grant Revenue	-	-	-	-	15,000	-	15,000	-
3800 Interest Income	3,658	3,344	7,824	-	4,000	-	4,000	96,971
3801 Gain or Loss on Investment	-	1,454	(90)	-	-	-	-	-
3802 Cash Over/Short	-	-	(3)	-	-	-	-	-
3850 Miscellaneous Income	42,606	29,054	17,627	417	108,000	-	108,000	73,570
3851 Save Our Park Donation	-	-	-	919	-	-	-	-
3852 Donations	-	-	-	290	-	-	-	-
3853 SOP Donation - O'Brien	-	-	-	3,347	-	-	-	-
3854 SOP Donation - Windsong	-	-	-	1,077	-	-	-	-
3900 Transfers In	-	249,573	451,493	-	395,100	-	395,100	146,592
Subtotal	3,835,075	4,016,159	3,522,491	214,688	3,741,100	(2,102,000)	1,639,100	6,249,714
Other Misc Items	112,043	-	-	-	-	-	-	-
Total General Fund Revenues	9,483,481	8,557,112	8,480,846	682,340	8,246,100	(1,782,000)	6,464,100	14,186,634

Fund/Account	Revenue History			Revenue - Current Year FY 2011-12				
	FY 2008-09 Audited Actuals	FY 2009-10 Audited Actuals	FY 2010-11 Actuals (Pre Audit)	Actuals at 9-30-2011	Adopted Budget	Proposed First Quarter Budget Adjustments	Proposed Annual Budget	CFA FY 2011-12
200 Gas Tax								
3503 Gas Tax 2103	-	-	392,717	79,997	503,175	-	503,175	
3505 Gas Tax 2105	246,091	239,093	212,804	34,597	202,609	-	202,609	
3506 Gas Tax 2106	150,515	147,059	133,962	21,278	123,773	-	123,773	
3507 Gas Tax 2107	327,539	318,659	284,213	50,681	276,443	-	276,443	
3508 Gas Tax 2107.5	12,000	6,000	6,000	6,000	6,000	-	6,000	
3535 County Reimb.	-	-	223,539	-	-	-	-	
3540 Grant Revenue	-	-	8,632	-	-	-	-	
3800 Interest Income	5,547	579	-	-	-	-	-	
3900 Transfers In (TRCF)	263,545	285,372	-	-	-	-	-	
Gas Tax	1,005,237	996,762	1,261,867	192,553	1,112,000	-	1,112,000	-
201 Measure A								
3520 Measure A Revenue	546,084	380,106	420,539	107,737	419,000	-	419,000	
3800 Interest Income	-	1,288	-	-	-	-	-	
3850 Miscellaneous Income	-	-	134	-	-	-	-	
3900 Transfers In	-	-	-	-	-	-	-	
Measure A	546,084	381,394	420,673	107,737	419,000	-	419,000	-
202 Traffic Congestion Relief								
3525 TCRP Prop 42 Rev	-	-	-	-	-	-	-	
3800 Interest Income	-	-	-	-	-	-	-	
Traffic Congestion Relief	-	-	-	-	-	-	-	-
203 TDA Fund								
3524 TDA Article 3 Rev	-	-	186,760	186,760	0	-	-	
3800 Interest Income	-	-	-	-	-	-	-	
3850 Miscellaneous Income	-	-	-	-	-	-	-	
3900 Transfers In	-	-	-	-	-	-	-	
TDA Fund	-	-	186,760	186,760	-	-	-	-
210 AQMD								
3900 transfers in	35,773	-	2,977	-	-	-	-	
3510 AQMD-AB2766	-	35,464	34,976	7,597	18,000	17,000	35,000	
3800 Interest Income	238	114	-	-	0	-	-	
AQMD	36,011	35,578	37,953	7,597	18,000	17,000	35,000	-
250 LMD 2006-1 (Parks)								
3550 Special Assessment	-	378,934	4,361	1,147	0	-	-	
3850 Miscellaneous Income	-	-	5,000	-	0	-	-	
3851 Save Our Park Donation	0	-	20,076	-	0	-	-	
LMD 2006-1	-	378,934	29,438	1,147	-	-	-	-

Fund/Account	Revenue History			Revenue - Current Year FY 2011-12				CFA FY 2011-12
	FY 2008-09 Audited Actuals	FY 2009-10 Audited Actuals	FY 2010-11 Actuals (Pre Audit)	Actuals at 9-30-2011	Adopted Budget	Proposed First Quarter Budget Adjustments	Proposed Annual Budget	
251 LLMID 89-1C								
3550 Special Assessment	-	-	2,317	-	288,700	(288,700)	-	-
LLMID 89-1C			2,317		288,700	(288,700)		
252 CSA-22								
3105 Property Tax-Secured	-	53,714	-	782	38,900	-	-	-
3550 Special Assessment	-	53,714	29,345	782	38,900	-	38,900	-
CSA-22			29,345	782	38,900		38,900	
253 CSA-103 (Cervera)								
3105 Property Tax-Secured	0	310,506	139,695	6,424	140,000	-	140,000	-
3550 Special Assessment	-	310,506	139,695	6,424	140,000	-	140,000	-
CSA-103			139,695	6,424	140,000		140,000	
254 CSA-142								
3105 Property Tax-Secured	0	77,862	30,828	645	28,000	3,000	-	-
3550 Special Assessment	-	77,862	30,828	645	28,000	3,000	31,000	-
CSA-142			30,828	645	28,000	3,000	31,000	
280 Grants								
3540 Grant Revenue	-	-	2,333	2,333	632,500	-	632,500	-
3900 Transfers In	-	-	3,550	-	-	-	-	-
Grants			5,883	2,333	632,500		632,500	
281 SLESF (COPS Grant)								
3521 SLESF Revenue	100,773	100,773	151,774	25,228	100,000	-	100,000	-
3540 Grant Revenue	-	-	(51,545)	-	-	-	-	-
3800 Interest Income	-	-	-	-	-	-	-	-
3900 Transfers In	-	-	-	-	-	-	-	-
SLESF	100,773	100,773	100,229	25,228	100,000		100,000	
410 Admin DIF								
3560 Development Impact Fee	75,978	551,367	3,086	165	550	2,250	2,800	-
3800 Interest Income	344	-	-	-	-	-	-	-
3900 Transfers In	-	-	-	-	-	-	-	-
Admin DIF	76,322	551,367	3,086	165	550	2,250	2,800	

Fund/Account	Revenue History			Revenue - Current Year FY 2011-12				
	FY 2008-09 Audited Actuals	FY 2009-10 Audited Actuals	FY 2010-11 Actuals (Pre Audit)	Actuals at 9-30-2011	Adopted Budget	Proposed First Quarter Budget Adjustments	Proposed Annual Budget	CFA FY 2011-12
420 Public Facilities DIF								
3560 Development Impact Fee	-	-	68,086	3,621	12,067	48,333	60,400	-
3800 Interest Income	-	-	-	-	-	-	-	-
3900 Transfers In	-	149,291	-	-	-	-	-	-
Public Facilities DIF	-	-	217,377	3,621	12,067	48,333	60,400	-
430 Fire Facilities DIF								
3560 Development Impact Fee	-	-	43,968	2,115	7,048	28,252	35,300	-
3800 Interest Income	-	-	-	-	-	-	-	-
3900 Transfers In	-	-	111,994	-	-	-	-	-
Fire Facilities DIF	-	-	155,862	2,115	7,048	28,252	35,300	-
440 Transportation-Roads DIF								
3560 Development Impact Fee	-	-	30,299	1,647	5,489	22,011	27,500	-
3800 Interest Income	-	-	-	-	-	-	-	-
3900 Transfers In	-	-	67,309	-	-	-	-	-
Trans-Roads DIF	-	-	97,608	1,647	5,489	22,011	27,500	-
450 Transportation-Signals DIF								
3560 Development Impact Fee	-	-	35,074	1,260	4,199	16,801	21,000	-
3800 Interest Income	-	-	-	-	-	-	-	-
3900 Transfers In	-	-	148,607	-	-	-	-	-
Trans-Signals DIF	-	-	183,681	1,260	4,199	16,801	21,000	-
460 Regional Parks DIF								
3560 Development Impact Fee	-	-	31,430	1,689	5,629	22,571	28,200	-
3800 Interest Income	-	-	-	-	-	-	-	-
3900 Transfers In	-	-	67,966	-	-	-	-	-
Regional Parks DIF	-	-	99,386	1,689	5,629	22,571	28,200	-
470 Community Ctr DIF								
3560 Development Impact Fee	-	-	3,055	195	650	2,650	3,300	-
3800 Interest Income	-	-	-	-	-	-	-	-
3900 Transfers In	-	-	4,425	-	-	-	-	-
Community Ctr DIF	-	-	7,480	195	650	2,650	3,300	-
480 Multipurpose Trails DIF								
3560 Development Impact Fee	-	-	17,636	948	3,159	12,641	15,800	-
3800 Interest Income	-	-	-	-	-	-	-	-
3900 Transfers In	-	-	38,118	-	-	-	-	-
Multipurpose Trails DIF	-	-	55,754	948	3,159	12,641	15,800	-
490 Library DIF								
3560 Development Impact Fee	-	-	16,027	1,023	3,409	13,691	17,100	-
3800 Interest Income	-	-	-	-	-	-	-	-
3900 Transfers In	-	-	23,213	-	-	-	-	-
Library DIF	-	-	39,240	1,023	3,409	13,691	17,100	-

**1st Quarter Budget Report
Expenditure Summary and Detail
By Fund and Account**

**First Quarter Financial Status Report
Expenditures FY 2011-12**

Department / Expenditure Type	History..... FY 2010-11		Current Year..... FY 2011-12			
	Budget	Actuals (pre-Audit)	Actuals at 9-30-2011	Budget Adopted June 2011	Proposed Qtr Adjustments	FY 2011-12 Proposed Amended Budget
Total General Fund	\$ 8,247,000	\$ 8,321,903	\$ 947,004	\$ 8,237,900	\$ (1,823,000)	\$ 6,414,900
Gas Tax	1,218,200.00	1,093,561.47	254,913.00	1,292,000.00	-	1,292,000.00
Measure A	369,200.00	229,480.33	118,981.00	413,000.00	-	413,000.00
TDA Fund	-	79,625.84	-	-	-	-
AQMD	23,600.00	1,749.00	-	17,800.00	80,000.00	97,800.00
LMD 2006-1	257,500.00	262,197.05	(9,590.00)	-	-	-
Unpaved Roadway	-	-	-	-	-	-
CSA-22	38,900	41,972	9,384	38,900	-	38,900
CSA-103	175,300	214,937	42,215	200,850	50	200,900
CSA-142	32,000	35,898	6,553	32,000	-	32,000
Grants	672,600	83,006	171,041	620,700	-	620,700
SLESF	100,000	100,228	-	100,000	-	100,000
Admin DIF	15,300	640,065	9,621	15,300	1,300	16,600
Public Facilities DIF	57,000	57,000	-	57,000	27,900	84,900
Fire Facilities DIF	-	-	-	-	16,300	16,300
Trans-Road DIF	-	-	-	-	12,700	12,700
Trans-Signals DIF	-	-	-	-	9,700	9,700
Regional Parks DIF	-	-	-	-	13,000	13,000
Community Center DIF	-	-	-	-	1,500	1,500
Multi-Purpose Trails DIF	-	-	-	-	7,300	7,300
Library DIF	-	-	-	-	10,900	10,900
Total All City Funds	11,206,600	11,161,623	1,550,121	11,025,450	(1,642,350)	9,383,100

City of Wildomar
First Quarter Financial Status Report
Expenditures FY 2011-12

Fund or Department / Expenditure Type	History..... FY 2010-11		Current Year..... FY 2011-12			FY 2011-12 Proposed Amended Budget
	Budget	Actuals (pre-Audit)	Actuals at 9-30-2011	Budget Adopted June 2011	Proposed Qtr Adjustments	
General Fund						
Total City Council	\$ 136,000	\$ 127,169	\$ 20,342	\$ 144,400	\$ (67,100)	\$ 77,300
Total City Manager's Office	301,900	272,870	48,650	287,000	(33,400)	253,600
Total City Clerk's Office	166,800	135,943	22,169	146,500	(14,100)	132,400
Total City Attorney's Office	180,000	175,397	44,994	122,000	-	122,000
Total Administrative Services	641,000	544,070	72,548	483,400	(28,300)	455,100
Total Community Services & Parks	62,000	60,615	28,167	71,200	-	71,200
Total Non-Departmental/Facilities	284,100	285,643	105,872	303,700	(10,200)	293,500
Total General Government	1,771,800	1,601,707	342,742	1,558,200	(153,100)	1,405,100
Planning Commission	2,300	5,144	1,006	12,700	(2,000)	10,700
Building and Safety	231,500	223,333	38,167	233,600	(28,800)	204,800
Planning	227,100	226,510	21,411	201,200	(65,600)	135,600
Private Development	385,400	453,906	92,035	363,500	30,000	393,500
Development Engineering	38,600	25,729	834	56,700	(23,000)	33,700
Code Enforcement	116,800	134,576	27,422	123,500	(10,500)	113,000
Community Development	1,001,700	1,069,198	180,875	991,200	(99,900)	891,300
Public Works/Engineering	39,700	40,675	4,031	5,000	-	5,000
Office of Emergency Mgmt	32,200	15,956	4,513	23,700	(1,000)	22,700
Police	3,456,300	3,425,146	369,441	3,812,500	(1,540,000)	2,272,500
Fire	1,743,000	1,765,027	780	1,850,000	(29,000)	1,821,000
Animal Control	202,300	206,895	44,622	354,300	-	354,300
Total Public Safety	5,433,800	5,413,024	419,356	6,040,500	(1,570,000)	4,470,500
Police Service Credit	-	-	-	(257,000)	-	(257,000)
Animal Control Debt Credit	-	-	-	(100,000)	-	(100,000)
Clinton Keith / 1-15 Reimbursable	-	197,300	-	-	-	-
Total Other Items	-	197,300	-	(357,000)	-	(357,000)
Total General Fund	8,247,000	8,321,903	947,004	8,237,900	(1,823,000)	6,414,900

First Quarter Financial Status Report Expenditures FY 2011-12

Fund or Department / Expenditure Type	History..... FY 2010-11		Current Year..... FY 2011-12			
	Budget	Actuals (pre-Audit)	Actuals at 9-30-2011	Budget Adopted June 2011	Proposed 1st Qtr Adjustments	FY 2011-12 Proposed Amended Budget
100-410-4110 City Council						
100-410-4110-51005 SLPENDS	18,000	18,190	1,500.00	18,000		18,000
100-410-4110-51150 PERS Retirement	3,600	3,869	691.00	3,600	(1,100)	2,500
100-410-4110-51155 Social Security	-	-	0.00	-		-
100-410-4110-51160 Medicare	300	219	20.00	300		300
100-410-4110-51162 FUJ	100	118	8.00	1,200		1,200
100-410-4110-51164 SUJ	700	787	84.00	300		300
100-410-4110-51200 Medical Ins.	58,000	56,931	11,900.00	60,000	(32,500)	27,500
100-410-4110-51201 Dental Ins.	7,200	7,680	2,082.00	10,200	(5,600)	4,600
100-410-4110-51202 Vision Ins.	1,300	1,029	339.00	1,800	(900)	900
100-410-4110-51204 Life Ins.	5,500	4,272	0.00	7,500	(7,500)	-
100-410-4110-51205 STD & LTD Ins.	-	-	0.00	-		-
100-410-4110-51208 Other Ins Premium	7,000	5,251	2,306.00	7,000	(2,000)	5,000
100-410-4110-52010 Office Supplies	3,000	2,253	73.00	2,000	(1,000)	1,000
100-410-4110-52100 Memberships/Dues	1,000	385	0.00	1,500	-	1,500
100-410-4110-52105 Meetings/Conferences	7,000	5,673	778.00	10,000	(8,000)	2,000
100-410-4110-52110 Training	-	-	0.00	-		-
100-410-4110-52113 Travel	5,000	4,661	260	1,000		1,000
100-410-4110-52115 Contractual Services	-	-	-	-		-
100-410-4110-52116 Professional Services	300	250	-	-		-
100-410-4110-52117 Legal Services	13,000	11,183	-	15,000	(8,000)	7,000
100-410-4110-53020 Telephone	5,000	4,419	301	5,000	(500)	4,500
Total City Council	136,000	127,169	20,342	144,400	(67,100)	77,300

City of Wildomar
First Quarter Financial Status Report
Expenditures FY 2011-12

Fund or Department / Expenditure Type	History..... FY 2010-11		Current Year..... FY 2011-12			FY 2011-12 Proposed Amended Budget
	Budget	Actuals (pre-Audit)	Actuals at 9-30-2011	Budget Adopted June 2011	Proposed Qtr Adjustments	
100-410-4120 City Manager's Office						
100-410-4120-51001 Salaries	179,000	179,690	33,898	179,000	(11,800)	167,200
100-410-4120-51100 Auto Allowance	6,600	6,273	1,152	6,900	-	6,900
100-410-4120-51105 Cell Phone Allowance	700	693	123	700	-	700
100-410-4120-51107 Internet Allowance	700	693	123	-	700	700
100-410-4120-51150 PERS Retirement	42,900	34,369	3,309	42,900	(2,900)	40,000
100-410-4120-51155 Social Security	-	-	-	-	-	-
100-410-4120-51160 Medicare	2,700	2,487	512	2,700	(200)	2,500
100-410-4120-51162 FUJ	800	611	-	1,200	(100)	1,100
100-410-4120-51164 SUJ	500	434	-	-	-	-
100-410-4120-51200 Medical Ins.	-	-	-	12,000	(12,000)	-
100-410-4120-51201 Dental Ins.	-	-	-	2,200	(2,200)	-
100-410-4120-51202 Vision Ins.	-	-	-	200	(200)	-
100-410-4120-51204 Life Ins.	1,800	1,610	-	2,800	(2,800)	-
100-410-4120-51205 STD & LTD Ins.	-	-	-	-	-	-
100-410-4120-51208 Other Ins Premium	300	188	63	900	-	900
100-410-4120-52010 Office Supplies	1,500	1,428	175	1,800	(400)	1,400
100-410-4120-52016 Reproduction	-	-	192	-	-	-
100-410-4120-52100 Memberships/Dues	24,400	21,801	-	1,500	-	1,500
100-410-4120-52105 Meetings/Conferences	2,000	930	85	1,000	-	1,000
100-410-4120-52110 Training	-	-	-	-	-	-
100-410-4120-52113 Travel	3,000	1,810	-	-	-	-
100-410-4120-52115 Contractual Services	20,000	5,895	6,000	30,000	(1,500)	28,500
100-410-4120-52116 Professional Services	14,000	13,419	2,500	-	-	-
100-410-4120-52117 Legal Services	1,000	540	518	1,200	-	1,200
Total City Manager's Office	301,900	272,870	48,650	287,000	(33,400)	253,600

City of Wildomar
First Quarter Financial Status Report
Expenditures FY 2011-12

Department / Expenditure Type	History..... FY 2010-11		Current Year..... FY 2011-12			FY 2011-12 Proposed Amended Budget
	Budget	Actuals (pre-Audit)	Actuals at 9-30-2011	Budget Adopted June 2011	Proposed 1st Qtr Adjustments	
100-410-4130 City Clerk's Office						
100-410-4130-51001 Salaries	78,200	78,416	15,321	78,200		78,200
100-410-4130-51100 Auto Allowance	2,400	2,310	410	2,400		2,400
100-410-4130-51150 PERS Retirement	18,600	15,063	1,481	18,600		18,600
100-410-4130-51155 Social Security	-	-	-	0		-
100-410-4130-51160 Medicare	1,100	1,071	228	1,100		1,100
100-410-4130-51162 FUI	200	56	-	0		-
100-410-4130-51164 SUJ	500	434	-	0		-
100-410-4130-51200 Medical Ins.	7,500	7,243	1,944	12,000	(1,600)	10,400
100-410-4130-51201 Dental Ins.	900	817	204	2,000	(300)	1,700
100-410-4130-51202 Vision Ins.	400	261	34	400	(100)	300
100-410-4130-51204 Life Ins.	1,600	1,187	-	2,100	(2,100)	-
100-410-4130-51205 STD & LTD Ins.	-	-	-	0		-
100-410-4130-52010 Office Supplies	1,000	795	87	1,800		1,800
100-410-4120-52016 Reproduction	-	-	4	0		-
100-410-4130-52020 Legal Notices	1,000	(346)	-	2,400		2,400
100-410-4130-52100 Memberships/Dues	400	225	279	400		400
100-410-4130-52105 Meetings/Conferences	200	135	-	1,000		1,000
100-410-4130-52110 Training	-	-	-	0		-
100-410-4130-52113 Travel	800	489	-	0		-
100-410-4130-52115 Contractual Services	1,000	20	-	20,000	(10,000)	10,000
100-410-4130-52116 Professional Services	-	-	-	0		-
100-410-4130-52117 Legal Services	4,000	3,434	2,177	4,100		4,100
100-410-4130-52120 Elections	47,000	24,334	0	0		-
Total City Clerk's Office	166,800	135,943	22,169	146,500	-14,100	132,400
100-410-4140 City Attorney						
100-410-4140-52117 Legal Services	180,000	175,397	44,994	122,000		122,000
Total City Attorney's Office	180,000	175,397	44,994	122,000	-	122,000

City of Wildomar
First Quarter Financial Status Report
Expenditures FY 2011-12

Fund or Department / Expenditure Type	History..... FY 2010-11		Current Year..... FY 2011-12			FY 2011-12 Proposed Amended Budget
	Budget	Actuals (pre-Audit)	Actuals at 9-30-2011	Budget Adopted June 2011	Proposed Ctr Adjustments	
100-410-4200 Administrative Services						
100-410-4200-51001 Salaries	156,900	168,698	36,704	203,700	(7,800)	195,900
100-410-4200-51100 Auto Allowance	6,000	5,775	1,025	6,000	-	6,000
100-410-4200-51105 Cell Phone Allowance	700	693	123	700	-	700
100-410-4200-51107 Internet Allowance	700	693	123	700	-	700
100-410-4200-51150 PERS Retirement	37,700	30,403	3,489	45,200	(1,900)	43,300
100-410-4200-51155 Social Security	500	696	159	1,200	(1,000)	200
100-410-4200-51160 Medicare	2,400	2,313	542	3,100	(900)	2,800
100-410-4200-51162 FUJ	200	128	7	1,300	(100)	1,200
100-410-4200-51164 SUJ	800	989	70	2,400	(200)	2,200
100-410-4200-51200 Medical Ins.	12,000	11,005	3,906	24,000	(4,000)	20,000
100-410-4200-51201 Dental Ins.	2,040	2,073	763	4,100	-	4,100
100-410-4200-51202 Vision Ins.	360	331	125	700	-	700
100-410-4200-51204 Life Ins.	2,000	1,610	-	3,000	-	3,000
100-410-4200-51205 STD & LTD Ins.	-	-	-	0	-	-
100-410-4200-51207 General Liab Premium	0	0	724	0	1,000	1,000
100-410-4200-51208 Other Ins Premium	2,800	2,713	63	2,000	-	2,000
100-410-4200-52010 Office Supplies	4,500	3,438	413	3,600	-	3,600
100-410-4200-52012 Departmental Supplies	0	0	-	0	-	-
100-410-4200-52016 Reproduction	100	11	-	0	-	-
100-410-4200-52020 Legal Notices	500	275	506	0	-	-
100-410-4200-52100 Memberships/Dues	1,200	1,081	205	500	-	500
100-410-4200-52105 Meetings/Conferences	600	470	-	1,200	(1,200)	-
100-410-4200-52110 Training	-	-	-	0	-	-
100-410-4200-52113 Travel	100	22	-	0	-	-
100-410-4200-52115 Contractual Services	313,900	217,205	16,368	145,000	(32,800)	112,200
100-410-4200-52116 Professional Services	13,000	13,780	5,520	0	20,000	20,000
100-410-4200-52117 Legal Services	11,000	10,061	768	5,000	-	5,000
100-410-4200-52119 Bank/Admin Fees	24,000	25,308	812	24,000	-	24,000
100-410-4200-58110 Hardware/Software	47,000	44,301	63	6,000	-	6,000
Total Administrative Services	641,000	544,070	72,548	483,400	-28,300	455,100

City of Wildomar
First Quarter Financial Status Report
Expenditures FY 2011-12

Fund or Department / Expenditure Type	History..... FY 2010-11		Current Year..... FY 2011-12		FY 2011-12 Proposed Amended Budget
	Budget	Actuals (pre-Audit)	Actuals at 9-30-2011	Budget Adopted June 2011	
100-410-4610 Community Services					
100-410-4610-52010 Office Supplies	15,000	13,688	22	7,800	7,800
100-410-4610-52012 Departmental Supplies	200	32	-	0	-
100-410-4610-52105 Meetings/Conferences	3,000	2,436	-	1,000	1,000
100-410-4610-52110 Training	-	-	-	0	-
100-410-4610-52113 Travel	100	6	-	0	-
100-410-4610-52115 Contractual Services	34,200	34,120	7,800	33,600	33,600
100-410-4610-52116 Professional Services	8,000	9,253	8,442	27,800	27,800
100-410-4610-52117 Legal Services	1,500	1,060	-	1,000	1,000
Total Community Services Admin	62,000	60,615	16,264	71,200	71,200
100-410-4611 O'Brien Park					
100-410-4611-52010 Office Supplies	-	-	-	-	-
100-410-4611-52115 Contractual Services	-	-	-	-	-
100-410-4611-52116 Professional Services	-	-	-	-	-
100-410-4611-53020 Telephone	-	-	-	-	-
100-410-4611-53024 Solid Waste	-	-	-	-	-
100-410-4611-53025 Electricity	-	-	311	-	-
100-410-4611-53026 Water	-	-	9,631	-	-
100-410-4611-53027 Gas	-	-	-	-	-
O'Brien Park	-	-	10,142	-	-
100-410-4612 Heritage Park					
100-410-4612-52115 Contractual Services	-	-	-	-	-
100-410-4612-52116 Professional Services	-	-	-	-	-
100-410-4612-53024 Solid Waste	-	-	-	-	-
100-410-4612-53025 Electricity	-	-	44	-	-
100-410-4612-53026 Water	-	-	231	-	-
100-410-4612-53027 Gas	-	-	-	-	-
Heritage Park	-	-	275	-	-
100-410-4613 Windsong Park					
100-410-4613-52115 Contractual Services	-	-	-	-	-
100-410-4613-52116 Professional Services	-	-	-	-	-
100-410-4613-53024 Solid Waste	-	-	27	-	-
100-410-4613-53025 Electricity	-	-	1,459	-	-
100-410-4613-53026 Water	-	-	-	-	-
100-410-4613-53027 Gas	-	-	1,488	-	-
Windsong Park	-	-	1,488	-	-
Total Community Services & Parks	62,000	60,615	28,167	71,200	71,200

City of Wildomar
First Quarter Financial Status Report
Expenditures FY 2011-12

Fund or Department / Expenditure Type	History..... FY 2010-11		Current Year..... FY 2011-12			FY 2011-12 Proposed Amended Budget
	Budget	Actuals (pre-Audit)	Actuals at 9-30-2011	Budget Adopted June 2011	Proposed 1st Qtr Adjustments	
100-410-4800 Non-Departmental/Facilities						
100-410-4800-51206 Workers Comp Premium	21,000	20,223	15,112	28,000	(3,000)	25,000
100-410-4800-51207 General Liab Premium	25,400	25,129	25,216	27,000	(1,500)	25,500
100-410-4800-51208 Other Ins Premium	5,000	9,469	4,587	8,700	1,000	9,700
100-410-4800-52010 Office Supplies	31,000	30,161	789	14,400	-	14,400
100-410-4800-52012 Departmental Supplies	-	517	165	0	500	500
100-410-4800-52015 Postage Mailing	2,600	2,830	1,500	3,300	-	3,300
100-410-4800-52020 Legal Notices	600	298	521	0	1,000	1,000
100-410-4800-52100 Memberships/Dues	1,800	1,797	13,784	32,400	-	32,400
100-410-4800-52105 Meetings/Conferences	100	89	-	1,200	(500)	700
100-410-4800-52115 Contractual Services	46,000	42,425	7,972	27,400	(1,000)	26,400
100-410-4800-52116 Professional Services	6,000	4,980	95	0	1,000	1,000
100-410-4800-52117 Legal Services	-	-	-	0	-	-
100-410-4800-53010 City Hall Lease	123,600	122,123	20,411	128,400	(3,000)	125,400
100-410-4800-53020 Telephone	6,000	7,107	11,858	12,000	(500)	11,500
100-410-4800-53025 Electricity	10,000	9,958	2,982	14,000	(2,600)	11,400
100-410-4800-53026 Water	-	-	-	0	-	-
100-410-4800-53027 Gas	-	-	-	0	-	-
100-410-4800-53028 Communications	1,500	1,488	215	2,400	(900)	1,500
100-410-4800-54090 LAFCO Fee	2,500	2,500	645	3,000	-	3,000
100-410-4800-58100 Furniture & Equipment	1,000	988	-	1,500	(700)	800
100-410-4800-59000 Transfers Out	-	3,550	-	0	-	-
Total Non-Departmental/Facilities	284,100	285,643	105,872	303,700	(10,200)	293,500
Total General Government	1,771,800	1,601,707	342,742	1,558,200	(153,100)	1,405,100

City of Wildomar
First Quarter Financial Status Report
Expenditures FY 2011-12

Fund or Department / Expenditure Type	History..... FY 2010-11		Current Year..... FY 2011-12			
	Budget	Actuals (pre-Audit)	Actuals at 9-30-2011	Budget Adopted June 2011	Proposed 1st Qtr Adjustments	FY 2011-12 Proposed Amended Budget
100-430-4320 Planning						
100-430-4320-52010 Office Supplies	2,000	1,198	-	1,400	-	1,400
100-430-4320-52020 Legal Notices	5,000	4,824	541	6,000	-	6,000
100-430-4320-52105 Meetings/Conferences	100	50	-	0	-	-
100-430-4320-52115 Contractual Services	140,000	146,582	19,908	135,300	(35,600)	99,700
100-430-4320-52116 Professional Services	-	-	-	0	-	-
100-430-4320-52117 Legal Services	80,000	73,846	952	58,500	(30,000)	28,500
	227,100	226,510	21,411	201,200	(65,600)	135,600
Private Development						
100-430-4330 Private Development						
100-430-4330-52010 Office Supplies	400	252	63	200	-	200
100-430-4330-52115 Contractual Services	350,000	422,147	68,709	353,300	-	353,300
100-430-4330-52116 Professional Services	-	-	-	0	-	-
100-430-4330-52117 Legal Services	35,000	31,507	23,263	10,000	30,000	40,000
	385,400	453,906	92,035	363,500	30,000	393,500
Private Development						
100-430-4340 Development Engineering						
100-430-4340-52010 Office Supplies						
100-430-4340-52010 Office Supplies	500	224	-	500	-	500
100-430-4340-52105 Meetings/Conferences	100	100	-	0	-	-
100-430-4340-52115 Contractual Services	38,000	25,405	834	56,200	(23,000)	33,200
100-430-4340-52116 Professional Services	-	-	-	0	-	-
100-430-4340-52117 Legal Services	-	-	-	0	-	-
	38,600	25,729	834	56,700	(23,000)	33,200
Development Engineering						
	38,600	25,729	834	56,700	(23,000)	33,200

City of Wildomar
First Quarter Financial Status Report
Expenditures FY 2011-12

Fund or Department / Expenditure Type	History..... FY 2010-11		Current Year..... FY 2011-12		FY 2011-12 Proposed Amended Budget
	Budget	Actuals (pre-Audit)	Actuals at 9-30-2011	Budget Adopted June 2011	
100-430-4350 Code Enforcement					
100-430-4350-52010 Office Supplies	1,500	1,209	11	600	-
100-430-4350-52012 Departmental Supplies	-	11	-	0	-
100-430-4350-52020 Legal Notices	300	-	-	300	-
100-430-4350-52115 Contractual Services	105,000	124,184	26,566	117,600	(10,500)
100-430-4350-52116 Professional Services	-	-	150	0	-
100-430-4350-52117 Legal Services	10,000	9,172	675	5,000	-
Code Enforcement	116,800	134,576	27,422	123,500	-10,500
100-450 Community Development	1,001,700	1,069,198	180,875	991,200	(99,900)
100-450 Public Works/Engineering					
100-450-4500 Public Works					
100-450-4500-52010 Office Supplies	200	152	-	0	-
100-450-4500-52020 Legal Notices	-	695	-	0	-
100-450-4500-52115 Contractual Services	7,000	7,748	17	5,000	-
100-450-4500-52116 Professional Services	100	70	-	0	-
100-450-4500-52117 Legal Services	2,600	2,541	135	0	-
100-450-4500-53024 Solid Waste	-	-	-	0	-
100-450-4500-53025 Electricity	25,000	24,800	3,879	0	-
100-450-4500-54060 NPDES	4,800	4,669	-	0	-
Public Works/Engineering	39,700	40,675	4,031	5,000	-
100-460 Public Safety					
100-460-4650 Office of Emergency Mgmt					
100-460-4650-52010 Office Supplies	15,000	1,187	13	5,200	(1,000)
100-460-4650-52105 Meetings/Conferences	-	-	-	0	-
100-460-4650-52110 Training	-	-	-	0	-
100-460-4650-52113 Travel	-	-	-	0	-
100-460-4650-52115 Contractual Services	12,000	12,000	4,500	18,000	-
100-460-4650-52116 Professional Services	1,200	83	-	0	-
100-460-4650-54080 Citizen Corp Expense	4,000	2,686	-	500	-
Office of Emergency Mgmt	32,200	15,956	4,513	23,700	(1,000)
Total	1,138,500	1,200,349	185,408	1,019,900	(99,900)

City of Wildomar
First Quarter Financial Status Report
Expenditures FY 2011-12

Fund or Department / Expenditure Type	History..... FY 2010-11		Current Year..... FY 2011-12		FY 2011-12 Proposed Amended Budget
	Budget	Actuals (pre-Audit)	Actuals at 9-30-2011	Budget Adopted June 2011	
100-460-4700 Police					
100-460-4700-51010 Overtime	2,000	30	-	5,000	5,000
100-460-4700-52010 Office Supplies	4,000	2,606	-	4,000	4,000
100-460-4700-52012 Departmental Supplies	2,700	-	-	2,700	2,700
100-460-4700-52015 Postage Mailing	200	-	-	500	500
100-460-4700-52105 Meetings/Conferences	100	10	-	0	-
100-460-4700-52110 Training	4,000	-	-	19,000	19,000
100-460-4700-52115 Contractual Services	3,540,800	3,275,835	365,008	3,634,000	2,094,000
100-460-4700-52116 Professional Services	-	252,048	-	0	-
100-460-4700-52118 COMTRA EXPENSE	(252,000)	(252,048)	-	0	-
100-460-4700-54013 Cal ID	28,000	27,857	-	27,500	27,500
100-460-4700-54014 Blood Draws	16,000	17,411	4,433	18,000	18,000
100-460-4700-54015 Vehicle Towing	-	-	-	200	200
100-460-4700-54016 Exam Services	3,000	761	-	3,000	3,000
100-460-4700-54017 Jail Access	13,000	9,390	-	12,000	12,000
100-460-4700-54018 Records Mgmt System	28,000	25,757	-	22,100	22,100
100-460-4700-54019 Haz Mat Clean Up	-	-	-	500	500
100-460-4700-56010 Equipment Maint/Repair	500	50	-	500	500
100-460-4700-56013 Bldg Maint/ Repair	65,500	65,438	-	63,000	63,000
100-460-4700-56015 Prop/Equip Rental	400	-	-	400	400
100-460-4700-58000 Miscellaneous	100	-	-	100	100
Police	3,456,300	3,426,148	369,441	3,812,500	2,272,500
				(1,540,000)	

City of Wildomar
First Quarter Financial Status Report
Expenditures FY 2011-12

Fund or Department / Expenditure Type	History..... FY 2010-11		Current Year..... FY 2011-12		FY 2011-12 Proposed Amended Budget
	Budget	Actuals (pre-Audit)	Actuals at 9-30-2011	Budget Adopted June 2011	
100-460-4710 Fire					
100-460-4710-51208 Other Ins Premium	-	-	-	24,000	24,000
100-460-4710-52115 Contractual Services	1,733,000	1,755,694	-	1,816,000	1,787,000
100-460-4710-54050 Fire Station Expenses	10,000	9,333	780	10,000	10,000
Fire	1,743,000	1,765,027	780	1,850,000	1,821,000
100-460-4720 Animal Control					
100-460-4720-52115 Contractual Services	145,400	145,395	44,622	354,300	354,300
100-460-4720-52116 Professional Services	56,900	61,500	-	0	-
100-460-4720-58500 Debt Service	-	-	-	0	-
100-460-4720-58505 Bond Expense	-	-	-	0	-
Animal Control	202,300	206,895	44,622	354,300	354,300
Total Public Safety	5,433,800	5,413,024	419,366	6,040,500	4,470,500
Total Subtotal General Fund	8,247,000	8,124,603	947,004	8,594,900	6,771,900
Police Service Credit				(257,000)	(257,000)
Animal Control Debt Credit				(100,000)	(100,000)
Total Subtotal General Fund	8,247,000	8,124,603	947,004	8,237,900	6,414,900
Clinton Keith / 1-15 Reimbursable	197,300				
Total General Fund	8,247,000	8,321,903	947,004	8,237,900	6,414,900

City of Wildomar
First Quarter Financial Status Report
Expenditures FY 2011-12

Fund or Department / Expenditure Type	History..... FY 2010-11		Current Year..... FY 2011-12		FY 2011-12 Proposed Amended Budget
	Budget	Actuals (pre-Audit)	Actuals at 9-30-2011	Budget Adopted June 2011	
200					
200-450-4500 Gas Tax					
200-450-4500 Public Works					
200-450-4500-52010 Office Supplies	8,500	259	-	9,000	9,000
200-450-4500-52016 Reproduction		147	-	-	-
200-450-4500-52115 Contractual Services	997,000	780,118	237,745	900,000	900,000
200-450-4500-52116 Professional Services	-	939	700	-	-
200-450-4500-52117 Legal Services	5,000	10,362	1,148	5,000	5,000
200-450-4500-53024 Solid Waste	-	2,578	607	-	-
200-450-4500-53025 Electricity	14,000	-	-	18,000	18,000
200-450-4500-53026 Water	-	-	-	-	-
200-450-4500-53027 Gas	-	-	-	-	-
200-450-4500-53028 Communications	-	-	-	-	-
200-450-4500-54060 NPDES	-	-	3,859	-	-
200-450-4500-59000 Transfers Out	138,700	231,993	-	180,000	180,000
Public Works/Engineering	1,163,200	1,031,795	244,059	1,112,000	1,112,000
200-907					
Safe Sidewalks to Schools					
200-907-4500 Public Works					
200-907-4500-52117 Legal Services	-	675	-	180,000	180,000
Safe Sidewalks to Schools	-	675	-	180,000	180,000
200-908					
Clinton Keith/1-15 Interchrg 01					
200-908-4500 Public Works					
200-908-4500-52115 Contractual Services	15,000	8,725	-	-	-
200-908-4500-52116 Professional Services	-	-	-	-	-
200-908-4500-52117 Legal Services	40,000	52,366	10,854	-	-
Clinton Keith/1-15 Interchrg 01	55,000	61,091	10,854	-	-
200-909					
Bundy Canyon/Scott Rd Widen 02					
200-909-4500 Public Works					
200-909-4500-52115 Contractual Services	-	-	-	-	-
200-909-4500-52116 Professional Services	-	-	-	-	-
Bundy Canyon/Scott Rd Widen 02	-	-	-	-	-

City of Wildomar
First Quarter Financial Status Report
Expenditures FY 2011-12

Fund or Department / Expenditure Type	History..... FY 2010-11		Current Year..... FY 2011-12		FY 2011-12 Proposed Amended Budget
	Budget	Actuals (pre-Audit)	Actuals at 9-30-2011	Budget Adopted June 2011	
200-910 200-910-4500 Public Works I-15/Baxter Traf Sig 03	-	-	-	-	-
200-910-4500-52116 Professional Services I-15/Baxter Traf Sig 03	-	-	-	-	-
200-911 200-911-4500 Public Works Grand Ave Widen 04	-	-	-	-	-
200-911-4500-52115 Contractual Services Grand Ave Widen 04	-	-	-	-	-
200-912 200-912-4500 Public Works Palomar Widen 05	-	-	-	-	-
200-912-4500-52115 Contractual Services Palomar Widen 05	-	-	-	-	-
200-912-4500-52116 Professional Services Palomar Widen 05	-	-	-	-	-
200-913 200-913-4500 Public Works Clinton Keith Widen 08	-	-	-	-	-
200-913-4500-52115 Contractual Services Clinton Keith Widen 08	-	-	-	-	-
200-913-4500-52116 Professional Services Clinton Keith Widen 08	-	-	-	-	-
Gas Tax	1,218,200	1,093,561	254,913	1,292,000	1,292,000

City of Wildomar
First Quarter Financial Status Report
Expenditures FY 2011-12

Fund or Department / Expenditure Type	History..... FY 2010-11		Current Year..... FY 2011-12			
	Budget	Actuals (pre-Audit)	Actuals at 9-30-2011	Budget Adopted June 2011	Proposed 1st Ctr Adjustments	FY 2011-12 Proposed Amended Budget
201						
Measure A						
201-450 Public Works/Engineering						
201-450-4500 Public Works						
201-450-4500-52115 Contractual Services	-	64,230	-	-	-	-
201-450-4500-59000 Transfers Out	48,100	34,624	-	28,000	-	28,000
Public Works/Engineering	48,100	98,854	-	28,000	-	28,000
201-901 Accessibility Imp Prog						
201-901-4500 Public Works						
201-901-4500-52115 Contractual Services	20,000	498	-	20,000	-	20,000
201-901-4500-52116 Professional Services	-	-	-	-	-	-
Accessibility Imp Prog	20,000	498	-	20,000	-	20,000
201-902 Roadway Safety Imp						
201-902-4500 Public Works						
201-902-4500-52115 Contractual Services	50,000	8,056	12,447	50,000	-	50,000
201-902-4500-52116 Professional Services	-	-	-	-	-	-
Roadway Safety Imp	50,000	8,056	12,447	50,000	-	50,000
201-903 Slurry Seal Prog						
201-903-4500 Public Works						
201-903-4500-52115 Contractual Services	155,000	106,060	105,800	155,000	-	155,000
201-903-4500-52116 Professional Services	-	-	-	-	-	-
Slurry Seal Prog	155,000	106,060	105,800	155,000	-	155,000
201-904 Traffic Signal Prog						
201-904-4500 Public Works						
201-904-4500-52115 Contractual Services	-	-	-	-	-	-
201-904-4500-52116 Professional Services	-	-	-	-	-	-
Traffic Signal Prog	-	-	-	-	-	-
201-905 Unpaved Roadway						
201-905-4500 Public Works						
201-905-4500-52115 Contractual Services	29,100	8,126	641	33,000	-	33,000
201-905-4500-52116 Professional Services	-	-	-	-	-	-
Unpaved Roadway	29,100	8,126	641	33,000	-	33,000
201-906 City Wide Maint Prog						
201-906-4500 Public Works						
201-906-4500-52115 Contractual Services	67,000	7,888	93	127,000	-	127,000
201-906-4500-52116 Professional Services	-	-	-	-	-	-
City Wide Maint Prog	67,000	7,888	93	127,000	-	127,000
Measure A	369,200	229,480	118,981	413,000	-	413,000

City of Wildomar
First Quarter Financial Status Report
Expenditures FY 2011-12

Fund or Department / Expenditure Type	History..... FY 2010-11		Current Year..... FY 2011-12		FY 2011-12 Proposed Amended Budget
	Budget	Actuals (pre-Audit)	Actuals at 9-30-2011	Budget Adopted June 2011	
210					
AQMD					
210-450 Public Works/Engineering					
210-450-4500 Public Works	22,800	-	-	17,000	80,000
210-450-4500-52115 Contractual Services	-	-	-	-	-
210-450-4500-52116 Professional Services	800	1,749	-	800	-
210-450-4500-53000 Transfers Out	-	-	-	-	800
AQMD	23,600	1,749	-	17,800	80,000
LMD 2006-1					
250 General Government					
250-410 Community Services					
250-410-4610 Office Supplies	400	-	-	-	-
250-410-4610-52010 Legal Notices	1,400	1,131	-	-	-
250-410-4610-52020 Contractual Services	21,200	18,578	-	-	-
250-410-4610-52115 Professional Services	18,000	17,070	-	-	-
250-410-4610-52117 Legal Services	53,000	53,744	-	-	-
Community Services	94,000	90,522	-	-	-
250-410-4611 O'Brien Park					
250-410-4611-52010 Office Supplies	9,000	4,369	-	-	-
250-410-4611-52115 Contractual Services	50,000	57,034	-	-	-
250-410-4611-53020 Telephone	400	426	107	-	-
250-410-4611-53025 Electricity	20,000	25,572	828	-	-
250-410-4611-53026 Water	25,000	30,424	(5,665)	-	-
250-410-4611-53028 Communications	600	-	(4,728)	-	-
O'Brien Park	105,000	117,825	(9,465)	-	-
250-410-4612 Heritage Park					
250-410-4612-52010 Office Supplies	600	520	-	-	-
250-410-4612-52115 Contractual Services	21,900	19,835	-	-	-
250-410-4612-53020 Telephone	-	-	-	-	-
250-410-4612-53025 Electricity	300	400	48	-	-
250-410-4612-53026 Water	9,000	6,174	(832)	-	-
250-410-4612-53028 Communications	-	-	-	-	-
Heritage Park	31,800	26,930	(784)	-	-
250-410-4613 Windsong Park					
250-410-4613-52010 Office Supplies	500	550	-	-	-
250-410-4613-52115 Contractual Services	15,000	17,120	-	-	-
250-410-4613-53020 Telephone	-	-	-	-	-
250-410-4613-53025 Electricity	1,200	305	25	-	-
250-410-4613-53026 Water	10,000	8,946	628	-	-
250-410-4613-53028 Communications	-	-	-	-	-
Windsong Park	26,700	26,921	653	-	-
LMD 2006-1	267,500	262,197	(9,590)	-	-

City of Wildomar
First Quarter Financial Status Report
Expenditures FY 2011-12

Fund or Department / Expenditure Type	History..... FY 2010-11		Current Year..... FY 2011-12		FY 2011-12 Proposed Amended Budget
	Budget	Actuals (pre-Audit)	Actuals at 9-30-2011	Budget Adopted June 2011	
251					
LLMD 89-1C					
251-410 General Government					
251-410-4610 Community Services					
251-410-4610-52115 Contractual Services					
251-410-4610-52117 Legal Services					
General Government					
251-450 Public Works/Engineering					
251-450-4502 Street Lights					
251-450-4502-52010 Office Supplies					
251-450-4502-52020 Legal Notices					
251-450-4502-52115 Contractual Services	288,700			288,700	(288,700)
251-450-4502-52116 Professional Services					
251-450-4502-53025 Electricity		168			
251-450-4502-53026 Water					
251-450-4502-53028 Communications					
Public Works/Engineering	288,700	168		288,700	(288,700)
LLMD 89-1C	288,700	168		288,700	(288,700)
252					
CSA-22					
252-410 General Government					
252-410-4601 Landscape					
252-410-4601-52010 Office Supplies					
252-410-4601-52115 Contractual Services					
252-410-4601-53025 Electricity					
252-410-4601-53028 Communications					
Landscape					
252-410-4610 Community Services					
252-410-4610-52010 Office Supplies					
252-410-4610-52020 Legal Notices		25			
252-410-4610-52115 Contractual Services		3,004	340		
252-410-4610-53025 Electricity					
252-410-4610-53028 Communications					
General Government		3,029	340		
252-450 Public Works/Engineering					
252-450-4500 Public Works					
252-450-4500-53025 Electricity					
Public Works					

City of Wildomar
First Quarter Financial Status Report
Expenditures FY 2011-12

Fund or Department / Expenditure Type	History.... FY 2010-11		Current Year..... FY 2011-12			
	Budget	Actuals (pre-Audit)	Actuals at 9-30-2011	Budget Adopted June 2011	Proposed 1st Qtr Adjustments	FY 2011-12 Proposed Amended Budget
252-450-4502 Street Lights	-	-	-	-	-	-
252-450-4502-52010 Office Supplies	2,900	2,649	-	2,900	-	2,900
252-450-4502-52115 Contractual Services	-	-	-	-	-	-
252-450-4502-52116 Professional Services	36,000	36,294	9,044	36,000	-	36,000
252-450-4502-53025 Electricity	-	-	-	-	-	-
252-450-4502-53026 Water	-	-	-	-	-	-
252-450-4502-53028 Communications	-	-	-	-	-	-
Public Works/Engineering	38,900	38,943	9,044	38,900	-	38,900
CSA-22	38,900	41,972	9,384	38,900	-	38,900
253						
253-410						
253-410-4601						
General Government						
Landscape						
253-410-4601-52010 Office Supplies	400	645	-	-	-	-
253-410-4601-52115 Contractual Services	6,000	12,518	125	-	-	-
253-410-4601-53025 Electricity	-	-	-	-	-	-
253-410-4601-53026 Water	6,600	4,728	923	6,000	-	6,000
253-410-4601-53028 Communications	-	-	-	-	-	-
Landscape	13,000	17,890	1,048	6,000	-	6,000
253-410-4610						
Community Services						
253-410-4610-52010 Office Supplies	-	-	-	-	-	-
253-410-4610-52020 Legal Notices	-	25	-	-	-	-
253-410-4610-52115 Contractual Services	14,700	16,020	-	1,450	50	1,500
253-410-4610-53025 Electricity	-	-	-	-	-	-
253-410-4610-53026 Water	6,600	-	-	-	-	-
253-410-4610-53028 Communications	-	-	-	-	-	-
Community Services	21,300	16,045	-	1,450	50	1,500

City of Wildomar
First Quarter Financial Status Report
Expenditures FY 2011-12

Fund or Department / Expenditure Type	History..... FY 2010-11		Current Year..... FY 2011-12		FY 2011-12 Proposed Amended Budget
	Budget	Actuals (pre-Audit)	Actuals at 9-30-2011	Budget Adopted June 2011 Proposed Qtr Adjustments	
253-450 Public Works/Engineering	-	-	-	-	-
253-450-4500 Public Works	-	-	-	-	-
253-450-4500-53025 Electricity	-	-	-	-	-
253-450-4501	-	-	-	-	-
253-450-4501-52115 Contractual Services	-	-	-	-	-
253-450-4501-53028 Water	-	-	-	-	-
Total	-	-	-	-	-
253-450-4502 Street Lights	-	-	-	-	-
253-450-4502-52010 Office Supplies	-	-	-	-	-
253-450-4502-52115 Contractual Services	-	10,512	-	21,900	21,900
253-450-4502-52116 Professional Services	-	-	900	1,500	1,500
253-450-4502-53025 Electricity	141,000	170,490	40,267	170,000	170,000
253-450-4502-53028 Water	-	-	-	-	-
253-450-4502-53028 Communications	-	-	-	-	-
Public Works/Engineering	141,000	181,002	41,167	193,400	193,400
CSA-103	175,300	214,937	42,215	200,850	200,850

City of Wildomar
First Quarter Financial Status Report
Expenditures FY 2011-12

Department / Expenditure Type	History..... FY 2010-11		Current Year..... FY 2011-12		FY 2011-12 Proposed Amended Budget
	Budget	Actuals (pre-Audit)	Actuals at 9-30-2011	Budget Adopted June 2011	
280 Grants					
280-410 General Government					
280-410-4610 Community Services	1,500	1,258	-	3,200	3,200
280-410-4610-52010 Office Supplies	-	-	1,440	-	-
280-410-4610-52115 Contractual Services	-	1,075	-	8,600	8,600
280-410-4610-52116 Professional Services	1,200	-	-	-	-
General Government	2,700	2,333	1,440	11,800	11,800
280-450 Public Works/Engineering					
280-450-4500 Public Works					
280-450-4500-52010 Office Supplies	-	-	-	-	-
280-450-4500-52115 Contractual Services	-	-	-	-	-
280-450-4500-52116 Professional Services	-	-	-	-	-
Public Works/Engineering					
280-907 Safe Sidewalks to Schools					
280-907-4500 Public Works					
280-907-4500-52010 Office Supplies	-	481	-	-	-
280-907-4500-52016 Reproduction	-	637	84	-	-
280-907-4500-52020 Legal Notices	-	33,061	112,009	529,900	529,900
280-907-4500-52115 Contractual Services	529,900	-	-	-	-
280-907-4500-52116 Professional Services	-	-	-	-	-
280-907-4500-52117 Legal Services	-	3,569	338	-	-
280-907-4500-58120 Right of Way Acquisition	60,000	-	-	60,000	60,000
Safe Sidewalks to Schools	589,900	37,748	112,411	689,900	689,900
280-914 Street Light Replacement					
280-914-4500 Public Works					
280-914-4500-52012 Departmental Supplies	-	1,080	-	-	-
280-914-4500-52115 Contractual Services	-	-	-	-	-
Street Light Replacement	-	1,080	-	-	-
280-915 Storm Event-Jan 2010					
280-915-4500 Public Works					
280-915-4500-52115 Contractual Services	-	845	-	-	-
Storm Event-Jan 2010	-	845	-	-	-
280-916 Storm Event-Dec 2010					
280-916-4500 Public Works					
280-916-4500-52115 Contractual Services	80,000	19,947	154	-	-
Storm Event-Dec 2010	80,000	19,947	154	-	-

**First Quarter Financial Status Report
Expenditures FY 2011-12**

Fund or Department / Expenditure Type	History..... FY 2010-11		Current Year..... FY 2011-12		FY 2011-12 Proposed Amended Budget
	Budget	Actuals (pre-Audit)	Actuals at 9-30-2011	Budget Adopted June 2011	
280-917					
Safe Sidewalks to Schools SB821 Phase 1					
280-917-4500 Public Works	-	-	-	-	-
280-917-4500-52016 Reproduction	-	-	16	-	-
280-917-4500-52115 Contractual Services	-	-	54,366	-	-
280-917-4500-52117 Legal Services	-	-	-	-	-
280-917-4500-54060 NPDES	-	-	-	-	-
Safe Sidewalks to Schools SB821 Phase 1	-	-	54,382	-	-
280-919					
Safe Sidewalks to Schools SB821 Phase 2					
280-919-4500 Public Works	-	-	-	-	-
280-919-4500-52016 Reproduction	-	-	-	-	-
280-919-4500-52020 Legal Notices	-	-	-	-	-
280-919-4500-52115 Contractual Services	-	-	64	-	-
280-919-4500-52117 Legal Services	-	-	-	-	-
280-919-4500-54060 NPDES	-	-	-	-	-
Safe Sidewalks to Schools SB821 Phase 2	-	-	64	-	-
280-921					
Traffic Signal Improvement-Hidden Springs/Clinton Keith					
280-921-4500 Public Works	-	-	-	-	-
280-921-4500-52016 Reproduction	-	-	-	-	-
280-921-4500-52020 Legal Notices	-	-	-	-	-
280-921-4500-52115 Contractual Services	-	-	90	-	-
280-921-4500-52117 Legal Services	-	-	-	-	-
280-921-4500-54060 NPDES	-	-	-	-	-
Traffic Signal Hidden Springs/Clinton Keith	-	-	90	-	-

City of Wildomar
First Quarter Financial Status Report
Expenditures FY 2011-12

Fund or Department / Expenditure Type	History..... FY 2010-11		Current Year..... FY 2011-12			
	Budget	Actuals (pre-Audit)	Actuals at 9-30-2011	Budget Adopted June 2011	Proposed 1st Qtr Adjustments	FY 2011-12 Proposed Amended Budget
280-951						
Homeland Sec Grant Prog-FY10						
Community Services	-	1,326	-	3,200	-	3,200
280-951-4610-52010 Office Supplies	-	-	-	-	-	-
280-951-4610-52016 Reproduction	-	-	-	1,000	-	1,000
280-951-4610-52116 Professional Services	-	-	-	-	-	-
Homeland Sec Grant Prog-FY10	-	1,326	-	4,200	-	4,200
280-952						
Homeland Sec Grant Prog-Travel						
Community Services	-	-	-	2,300	-	2,300
280-952-4610-52010 Office Supplies	-	-	2,500	10,100	-	10,100
280-952-4610-52113 Travel	-	879	-	2,400	-	2,400
280-952-4610-52116 Professional Services	-	-	-	-	-	-
Homeland Sec Grant Prog-Travel	-	879	2,500	14,800	-	14,800
280-953						
EMPG FY10						
Community Services	-	17,800	-	-	-	-
280-953-4610-52010 Office Supplies	-	888	-	-	-	-
280-953-4610-52016 Reproduction	-	159	-	-	-	-
280-953-4610-52113 Travel	-	18,848	-	-	-	-
EMPG FY10	-	18,848	-	-	-	-
Grants	672,600	83,006	171,041	620,700	-	620,700

First Quarter Financial Status Report Expenditures FY 2011-12

Fund or Department / Expenditure Type	History..... FY 2010-11		Current Year..... FY 2011-12		FY 2011-12 Proposed Amended Budget
	Budget	Actuals (pre-Audit)	Actuals at 9-30-2011	Budget Adopted June 2011	
281					
281-460 Public Safety					
281-460-4700 Police					
281-460-4700-52115 Contractual Services	-	-	-	-	-
281-460-4700-52116 Professional Services	-	-	-	-	-
281-460-4700-59000 Transfers Out	100,000	100,228	-	100,000	100,000
SLESF	100,000	100,228	-	100,000	100,000
410					
410-410 General Government					
410-410-4300 Community Dev Admin					
410-410-4300-52010 Office Supplies	-	7	-	-	-
410-410-4300-52020 Legal Notices	-	270	-	-	-
410-410-4300-52115 Contractual Services	-	5,771	-	-	-
410-410-4300-52116 Professional Services	-	3,625	-	800	800
410-410-4300-52117 Legal Services	-	-	225	-	-
410-410-4300-59000 Transfers Out	15,300	639,787	-	15,300	15,800
Community Dev Admin	15,300	640,065	9,621	15,300	16,600
Admin DIF	15,300	640,065	9,621	15,300	16,600
420					
420-410 General Government					
420-410-4300 Community Dev Admin					
420-410-4300-52116 Professional Services	57,000	57,000	-	57,000	18,600
420-410-4300-59000 Transfers Out	57,000	57,000	-	57,000	66,300
Community Dev Admin	57,000	57,000	-	57,000	84,900
Public Facilities DIF	57,000	57,000	-	57,000	84,900

City of Wildomar
First Quarter Financial Status Report
Expenditures FY 2011-12

Fund or Department / Expenditure Type		History..... FY 2010-11		Current Year..... FY 2011-12		
		Budget	Actuals (pre-Audit)	Actuals at 9-30-2011	Budget Adopted June 2011	Proposed 1st Ctr Adjustments
430 Fire Facilities DJF						
430-410	General Government					
430-410-4300	Community Dev Admin		3,625		10,900	10,900
430-410-4300-52116	Professional Services				5,400	5,400
430-410-4300-59000	Transfers Out					
	Community Dev Admin				16,300	16,300
	Fire Facilities DJF				16,300	16,300
440 Trans-Roads DJF						
440-410	General Government					
440-410-4300	Community Dev Admin				8,500	8,500
440-410-4300-52116	Professional Services				4,200	4,200
440-410-4300-59000	Transfers Out					
	Community Dev Admin				12,700	12,700
	Trans-Road DJF				12,700	12,700
450 Trans-Signals DJF						
450-410	General Government					
450-410-4300	Community Dev Admin				6,500	6,500
450-410-4300-52116	Professional Services				3,200	3,200
450-410-4300-59000	Transfers Out					
	Community Dev Admin				9,700	9,700
	Trans-Signals DJF				9,700	9,700
460 Regional Parks DJF						
460-410	General Government					
460-410-4300	Community Dev Admin				8,700	8,700
460-410-4300-52116	Professional Services				4,300	4,300
460-410-4300-59000	Transfers Out					
	Community Dev Admin				13,000	13,000
	Regional Parks DJF				13,000	13,000

City of Wildomar
First Quarter Financial Status Report
Expenditures FY 2011-12

Fund or Department / Expenditure Type	History..... FY 2010-11		Current Year..... FY 2011-12		FY 2011-12 Proposed Amended Budget
	Budget	Actuals (pre-Audit)	Actuals at 9-30-2011	Budget Adopted June 2011 Proposed Qtr Adjustments	
470					
Community Ctr DIF					
470-410 General Government					
470-410-4300 Community Dev Admin					
470-410-4300-52116 Professional Services	-	-	-	1,000	1,000
470-410-4300-59000 Transfers Out	-	-	-	500	500
Community Dev Admin	-	-	-	1,500	1,500
Community Center DIF	-	-	-	1,500	1,500
480					
Multipurpose Trails DIF					
480-410 General Government					
480-410-4300 Community Dev Admin					
480-410-4300-52116 Professional Services	-	-	-	4,900	4,900
480-410-4300-59000 Transfers Out	-	-	-	2,400	2,400
Community Dev Admin	-	-	-	7,300	7,300
Multi-Purpose Trails DIF	-	-	-	7,300	7,300
490					
Library- DIF					
490-410 General Government					
490-410-4300 Community Dev Admin					
490-410-4300-52116 Professional Services	-	-	-	8,300	8,300
490-410-4300-59000 Transfers Out	-	-	-	2,600	2,600
Library DIF	-	-	-	10,900	10,900

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #2.2
PUBLIC HEARING
Meeting Date: December 14, 2011

TO: Mayor and City Council
FROM: Gary Nordquist, Assistant City Manager
SUBJECT: Allocation of Community Development Block Grant Funds

STAFF REPORT

RECOMMENDATION:

Staff recommends that the City Council:

1. Allocate funding to eligible projects and/or program activities;
2. Adopt a Resolution entitled:

RESOLUTION NO. 2011 - _____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, AUTHORIZING THE ALLOCATION OF COMMUNITY
DEVELOPMENT BLOCK GRANT FUNDS FOR FISCAL YEAR 2012/2013

and

3. Authorize the City Manager to execute all related application and agreements.

DISCUSSION:

The City has applied to the Riverside County Economic Development Agency (EDA) to receive an allocation of Federal Community Development Block Grant (CDBG) funds, funded by the U.S. Department of Housing and Urban Development (HUD). The City Council then allocates the funds for programs that benefit low to moderate-income residents. It is unknown at this time how much funding the City will receive. Staff anticipates the amount will be approximately \$100,000 of which fifteen percent, or \$15,000, can be allocated for public service projects that meet the CDBG eligible activity criteria. As set forth by the EDA, public service project allocations must be a minimum of \$5,000. The remaining balance must be used to provide Code Enforcement Development that also meets the criteria of CDBG.

The proposed application for requesting EDA approval of CDBG projects is separated into two sections. The first section is Public Service projects and the second is for Code Enforcement Development.

The City received applications from the following community/public service organizations for a total of \$66,359.

Public Service Organizations		
Name (Alphabetical)	Program	Request
Helping Our People in Elsinore (H.O.P.E.)	Basic food distribution	\$15,000
Merit Housing Inc.	Utilities & Pool Maintenance	\$19,464
Senior Citizen Service Center of Temecula Rancho Area, Inc.	Basic food distribution & rent	\$10,000
Wildomar Community Council	Maintain and construct a multi-use trail & community based graffiti abatement program	\$21,895
	Total	\$66,359

To qualify for funding, eligible projects must predominantly benefit low and moderate-income persons, eliminate slums or blight, or meet a need having a particular urgency. As part of the application, applicants were required to identify and quantify numbers of Wildomar residents who have benefited from the activity in the past and who would be serviced by the activity in the coming year.

Code Enforcement Development

Staff is recommending that the remaining \$85,000 be used towards Code Enforcement Development. This project meets the CDBG criteria as blighted areas are cleaned and brought into code compliance.

FISCAL IMPACT:

Approval of this item will result in the expenditure of \$100,000 in Community Development Block Grant Funds for Fiscal Year FY 2012-13. Should this amount be more or less than anticipated, the City Manager is authorized to increase or reduce the individual allocations on a pro-rata basis, in accordance with the final allocation received by the City.

Submitted by:

Approved by:

Gary Nordquist
Assistant City Manager

Frank Oviedo
City Manager

ATTACHMENTS:

1. Resolution
2. Summary of Eligible CDBG Proposals Matrix and Summary Applications.

Attachment

1

RESOLUTION NO. 2011 - _____

**A RESOLUTION OF THE COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, RECOMMENDING THE USES FOR THE ALLOCATION OF
COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM FUNDS FOR
THE CITY OF WILDOMAR DURING FISCAL YEAR 2012-13**

WHEREAS, the City of Wildomar submits the annual request to Riverside County Economic Development Agency for an allocation of Community Development Block Grant (CDBG) funds in the amount of \$100,000; and

WHEREAS, the funds may be applied to projects which largely benefit low and moderate income persons, eliminate slums or blight, or meet a need having a particular urgency; and

WHEREAS, a public meeting was held on December 14, 2011 to discuss opportunities for local nonprofits to submit an application for funding.

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, HEREBY RESOLVES** to allocate CDBG Program funds as outlined in Exhibit A.

PASSED, APPROVED AND ADOPTED this 14th day of December, 2011.

Marsha Swanson
Mayor

APPROVED AS TO FORM:

ATTEST:

Julie Hayward Biggs
City Attorney

Debbie A. Lee, CMC
City Clerk

Summary of Eligible CDBG Proposals FY 2012/2013

Organization and Project Name Founded Date (Alphabetized)	Description	Application Complete Y/N	Past Recipient & FY & Total Amount	2011/12 Projected Wildomar CDBG Client Activity (Unduplicated)	2011/12 Total Project Budget	CDBG Amount Requested	Priority 1-4 (for Council Use)
Helping Our People in Elsinore, Inc. (H.O.P.E.)	Funds will be used to purchase food supplies and to ensure sufficient basic foods are available for distribution at the monthly commodities distribution.	Yes	CDBG Funds FY05-06 \$11,000 FY06-07 \$16,000 FY07-08 \$40,557 FY08-09 \$33,606 FY09-10 \$ 28,199 FY10-11 \$27,483 FY11-12 \$25,265	Pantry: 500 families & 1,750 individuals Fresh Rescue: 135 families & 540 individuals Commodities: 102 families & 450 individuals	\$153,000	\$15,000	
Merit Housing Inc.	Funds will be used Gas & Electric at the Center Pool Maintenance	Yes	County of Riverside CDBG Funds FY09-10 \$40,000 FY10-11 \$25,000 FY11-12 \$10,000	90 Wildomar Seniors Directly Served		\$19,464	
Senior Citizen Service Center of Temecula Rancho Area, Inc.	Funds will be used for food/consumable supplies & rent	Yes	2003 to current Temecula CDBG Funds \$10,000	200 Residents Directly Served		\$10,000	
Wildomar Community Council	Funds will be used to maintain and construct multi-use trails & a community based graffiti abatement program	Yes	NA	6,000		\$21,895	

Amount available for projects: \$15,000

Total Amount of Requested Funds \$66,359

Attachment 2.A

City Of Wildomar Application

EDA USE ONLY	
PROPOSAL NUMBER _____	REVIEWER _____
DOCUMENT STAMP DATE RECEIVED: _____	

**COUNTY OF RIVERSIDE
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
2012- 2013
APPLICATION FORM**

I. GENERAL INFORMATION:

Applying Entity or Agency: City of Wildomar

Location: 23873 Clinton Keith Rd Ste. 201

City: Wildomar Zip Code: 92595

Mailing Address: 23873 Clinton Keith Rd Ste. 201

City: Wildomar Zip Code: 92595

Telephone Number: 951.677.7751 Fax Number: 951.698.1463

Executive Director: Frank Oviedo, City Manager

Telephone Number: 951.677.7751 E-mail: foviedo@cityofwildomar.org

Program Manager: Gary Nordquist, Asst. City Manager

Telephone Number: 951.677.7751 E-mail: gnordquist@cityofwildomar.org

Address (If different from above): _____

Grant Writer: _____

Telephone Number: _____ E-mail: _____

II. ORGANIZATIONAL HISTORY: (This is applicable only if you are a non-profit organization)

Date Organization founded: _____

Date Organization incorporated as a non-profit organization: _____

Federal Identification Number: _____

State Identification Number: _____

DUNS Number: _____

Number of paid staff: _____ Number of volunteers: _____

ATTACH: *Current Board of Directors (Label as Attachment I.A)
Articles of Incorporation and By-Laws (Label as Attachment I.B)*

#2 The City of Wildomar will use CDBG funds to pay costs associated with education materials, equipment such as gloves, wheel borrows, rakes, paint rollers, etc. for check out for voluntary compliance, and direct staff cost/benefits.

D. Outcomes and Performance Measures

Number of clients or units of service to be provided using CDBG funds during the term of the grant: 2,333

NOTE: This is based on the expected number of clients to be served if the County funds your project for the requested amount.

Length of CDBG-funded activities or service (weeks, months, year): One (1) year

Unduplicated number of clients/persons projected to serve (e.g., 25 clients, 50 seniors): _____

Units of service (Example: 25 clients x 10 visits = 250 units of service): _____

Service will be provided to (check one or more): _____

Men

Women

Children

Men/Women

Range of children's ages: _____

Men/Women/Children

Families

Seniors

Severely Disabled Adults

Migrant Farm Workers

Homeless

Number of beds of facility: NA

Anticipated number of "new" beds: NA

Length of stay (if residential facility): NA

- E. What are the goals and objectives of the project, service, or activity? How will you measure and evaluate the success of the project to meet these goals and objectives (measures should be both qualitative and quantitative)?

Our goal is to use this comprehensive code to conduct an enforcement program that fosters voluntary compliance; effects prompt correction of noted violations, and is consistent, fair and equitable in its application. The City will educate property owners and renters of their responsibilities to maintain their property as it pertains to the standards set forth in City of Wildomar codes and seek compliance through education and enforcement. .

- F. Discuss how this project directly benefits low- and moderate- income residents.

Code enforcement will help improve safe and sanitary living conditions, and neighborhood aesthetics. It is anticipated through education and involvement; many residents will take self-initiative to correct code violations on their properties.

- G. Respond to A & B only if this application is for a public service project.

(a) Is this a NEW service provided by your agency? Yes No

(b) If service is not new, will the existing public service activity level be substantially increased or improved?

Yes

H. What methods will be used for community involvement to assure that all who might benefit from the project are provided an opportunity to participate?

Education is an important and proactive component effecting code enforcement. Education empowers citizens to make decisions about their individual properties, neighborhoods, and community. Educational opportunities will be provided to residents on code enforcement and neighborhood cleanup activities with the cooperation and support of the Community Services Director. Information will be disseminated through flyers, newsletters, workshops and seminars, webpage information, and newspaper stories.

I. What evidence is there of a long-term commitment to the proposal? Describe how you plan to continue the work (project) after the CDBG funds are expended?

Code Enforcement is a vital department in the City of Wildomar and will continued to be funded on its current limited budget.

V. **PROJECT BENEFIT:**

All CDBG-funded activities must meet at least one of three National Objectives of the CDBG program. Indicate the category of National Objective to be met by your activity:

CATEGORY 1: Benefit to low-moderate income persons (must be documented).

Please choose either subcategory A, B, or C.

A. Area Benefit:

The project or facility serves, or is available to, all persons located within an area where at least 51% of the residents are low/moderate-income. This determination is based upon 2000 Census data. If you need assistance in determining the appropriate census data, please call EDA.

Census Tract and block group numbers:

CT <u>046403</u>	BG <u>2</u>	CT _____	BG _____
CT <u>04603</u>	BG <u>2</u>	CT _____	BG _____
CT <u>046404</u>	BG <u>2</u>	CT _____	BG _____

Total population in Census Tract(s) / block group(s) 2,344

Total low-moderate population in Census Tract(s) / block group(s) 2,333

B. Limited Clientele:

The project serves clientele that will provide documentation of their family size, income, and ethnicity. Identify the procedure you currently have in place to document that at least 51% of the clientele you serve are low-moderate income persons.

C. Clientele presumed to be principally low- and moderate-income persons:

The following groups are presumed by HUD to meet this criterion. You will be required to submit a certification from the client (s) that they fall into one of the following presumed categories.

The activity will benefit (check one or more)

Abused children

Homeless persons

- Battered spouses
- Elderly persons
- Severely disabled adults

- Illiterate adults
- Persons living with AIDS
- Migrant Farm workers

Describe your clientele to be served by the activity.

CATEGORY 2: Prevention or Elimination of Slums and Blight: The proposed project or activity must directly benefit an identified slum and blighted area.

Is the project located in a Redevelopment Area? Yes No

If yes, attach map of the area with the site highlighted, and provide the Redevelopment Project Area (excerpts accepted) which documents the existence of slum/blight. Also, document the specific redevelopment objectives pertaining to the proposed project. *(Label as Attachments: IV Category 2, Exhibit 1, 2, etc.) NOTE: this National Objective Category must be approved by EDA in writing prior to the submittal of your application.*

CATEGORY 3: Documented Health or Safety Condition of Particular Urgency:

Condition shall have been of recent (18 months) origin and must be designated by the Board of Supervisors. Provide documentation which demonstrates the health or safety condition has existed within the previous 18 months. *(Label as Attachments: V Category 3, Exhibit 1, 2, etc.) NOTE: this National Objective Category must be approved by EDA in writing prior to the submittal of your application.*

VI. FINANCIAL INFORMATION:

A. Proposed Project Budget

Complete the following annual program budget to begin July 1, 2011. If your proposed CDBG-funded activity will start on a date other than July 1, 2011, please indicate starting date. If these budget line items are not applicable to your activity, please attach an appropriate budget. Provide total Budget information and distribution of CDBG funds in the proposed budget.

The budgeted items are for the activity for which you are requesting CDBG funding - not for the budget of the entire organization or agency.

(EXAMPLE: The Valley Senior Center is requesting funding of a new Senior Nutritional Program. The total cost of the program is \$15,000. A total of \$10,000 in CDBG funds is being requested for operating expenses associated with the proposed activity. Other non-CDBG funding will be used to pay pick-up the remaining costs for the program).

	TOTAL ACTIVITY/ PROJECT BUDGET (Include CDBG Funds)	CDBG FUNDS REQUESTED
I. Personnel		
A. Salaries & Wages	\$ _____	\$ _____
B. Fringe Benefits	\$ _____	\$ _____
C. Consultants & Contract Services	\$ <u>105,000</u>	\$ <u>85,000</u>
SUB-TOTAL	\$ <u>105,000</u>	\$ _____
II. Non-Personnel		
A. Space Costs	\$ _____	\$ _____

B. Rental, Lease or Purchase of Equipment	\$ _____	\$ _____
C. Consumable Supplies	\$ 1,500 _____	\$ _____
D. Travel	\$ _____	\$ _____
E. Telephone	\$ _____	\$ _____
F. Other Costs	\$ 12,300 _____	\$ _____
<i>SUB-TOTAL</i>	\$ _____	\$ _____
III. Architectural/Engineering Design	\$ _____	\$ _____
IV. Acquisition of Real Property	\$ _____	\$ _____
V. Construction/Rehabilitation	\$ _____	\$ _____
VI. Indirect Costs	\$ _____	\$ _____
TOTAL	\$ 118,800 _____	\$ 85,000 _____

B. Leveraging

Identify other funding sources (commitments or applications) from other sources to assist in the implementation this activity. *Attach current evidence of commitment (Attachment VI-A, Exhibits 1, 2, etc.).* If commitments are pending, indicate amount requested and attach documentation regarding previous year's funding.

Funding Source	Amount Requested	Date Available	Type of Commitment
FY 2011-12 Budget	\$118,800	July 1, 2012	Approved by City Council

C. Provide a summary by line item of your organization's previous year's income and expense statement (*Attachment VI-B, Exhibits 1, 2, etc.*).

D. If the project benefits residents of more than one community or jurisdiction have requests been submitted to those other jurisdictions? Yes No

If yes, identify sources and indicate outcome.

If no, please explain

E. Was this project previously funded with CDBG funds? Yes No

If yes, when?

Supervisor District 1 CDBG 2011-12 funds

Is this activity a continuation of a previously funded (CDBG) project? Yes No

If yes, explain:

Code Enforcement has been supplemented through CDBG funds through Riverside County's Supervisor District 1's projects before the City of Wildomar's Incorporation July 1, 2008.

VII. MANAGEMENT CAPACITY:

A. Describe your organization's experience in managing and operating project or activities funded with CDBG or other Federal funds. Include within the description a resource list (partnerships) in addition to the source and commitment of funds for the operation and maintenance of the program.

Source	Activity	Year	Allocation	Amount Expended
State Homeland Security Grant funds. Partnership with County of Riverside Office of Emergency Services	Emergency Management	FY09		
Emergency Management Performance Grant. Partnership with County of Riverside Office of Emergency Services	Emergency Management	FY10	\$15,375	\$15,727.08

B. Management Systems

Does your organization have written and adopted management systems (i.e., policies and procedures) including personnel, procurement, property management, record keeping, financial management, etc.?

Yes, all forms are accessible on the City's website at www.cityofwildomar.org

C. Capacity

Please provide the names and qualifications of the person(s) that will be primarily responsible for the implementation and completion of the proposed project. Provide a detailed organizational chart (*Attachment VII-A, Exhibits 1, 2, etc.*).

D. Should the applying entity be awarded CDBG funds, please identify the primary project objectives and goals using an *Estimated Timeline for Project Implementation*.

OBJECTIVE	START DATE	COMPLETION DATE
Suitable Living Environment	7-1-12	6-30-13

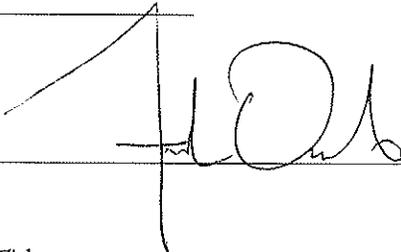
APPLICATION CERTIFICATION

Undersigned hereby certifies that (initial after reading each statement and sign the document):

- _____ 1. The information contained in the project application is complete and accurate.
- _____ 2. The applicant agrees to comply with all Federal and County policies and requirements imposed on the project funded in full or part by the CDBG program.
- _____ 3. The applicant acknowledges that the Federal assistance made available through the CDBG program funding will not be used to substantially reduce prior levels of local, (NON-CDBG) financial support for community development activities.
- _____ 4. The applicant fully understands that any facility built or equipment purchased with CDBG funds shall be maintained and/or operated for the approved use throughout its economic life.
- _____ 5. If CDBG funds are approved, the applicant acknowledges that sufficient funds are available or will be available to complete the project as described within a reasonable timeframe.
- _____ 6. On behalf of the applying organization, I have obtained authorization to submit this application for CDBG funding. (**DOCUMENTATION ATTACHED** Minute Action and/or written Board Approval signed by the Board President).

DATE: _____

Signature: _____



Print Name/Title
Authorized Representative: Frank Oviedo, City Manager

Applicant's Check-list:

The following required documents listed below have been attached. Any missing documentation to the application will be cause for the application to be reviewed as INELIGIBLE.

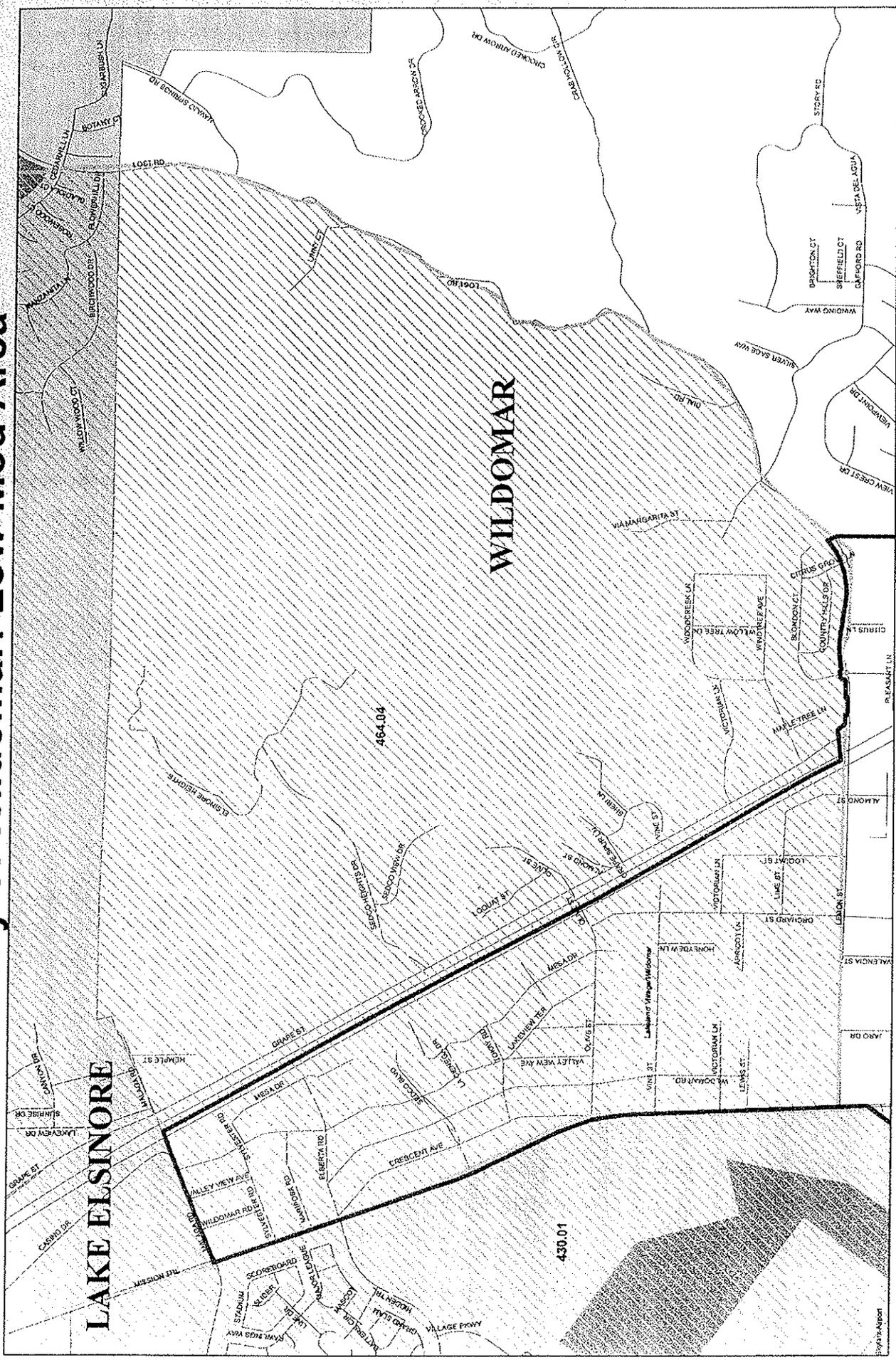
Yes	NO	ATTACHMENT
<input checked="" type="checkbox"/>	<input type="checkbox"/>	1. Board of Directors
<input checked="" type="checkbox"/>	<input type="checkbox"/>	2. Articles of Incorporation and Bylaws
<input checked="" type="checkbox"/>	<input type="checkbox"/>	3. Project Activity Map
<input checked="" type="checkbox"/>	<input type="checkbox"/>	4. Project Description
<input type="checkbox"/>	<input checked="" type="checkbox"/>	5. Project Benefit, Category 2. Slum Blight Documentation
<input type="checkbox"/>	<input checked="" type="checkbox"/>	6. Project Benefit, Category 3, Urgency
<input checked="" type="checkbox"/>	<input type="checkbox"/>	7. Leveraging
<input checked="" type="checkbox"/>	<input type="checkbox"/>	8. Income and Expense Statement
<input checked="" type="checkbox"/>	<input type="checkbox"/>	9. Management Capacity
<input checked="" type="checkbox"/>	<input type="checkbox"/>	10. Board Written Authorization approving submission of application

City of Wildomar
Attachment Description

- I. City Council
- II. Articles of Incorporation and Bylaws
- III. Project Activity Map
- IV. Project Description
- V. Leveraging
- VI. Income and Expense Statement
- VII. Management Capacity
- VIII. Council Written Authorization approving submission of application

Attachment III

City of Wildomar: Low-Mod Area



Legend

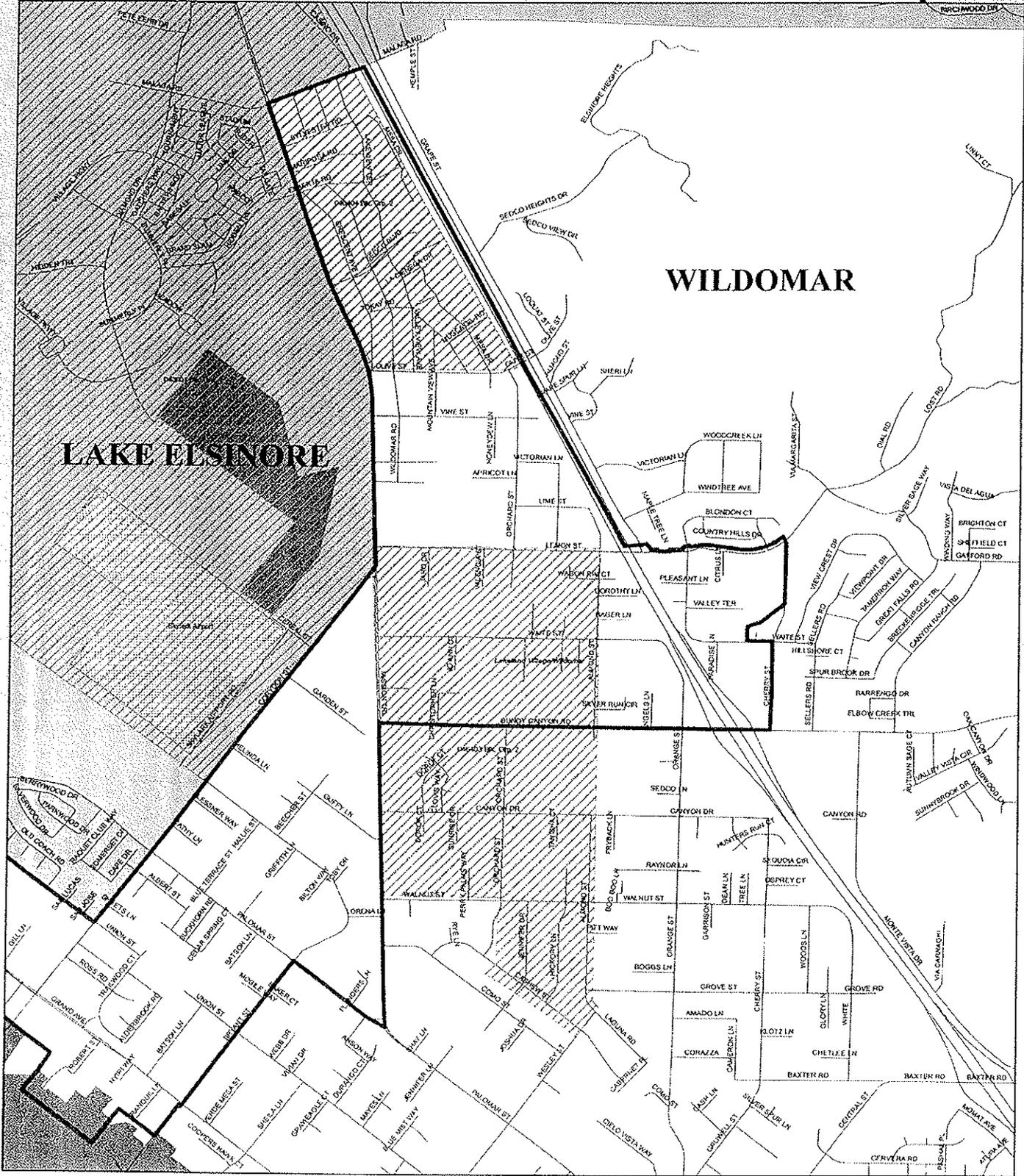
- Low-Mod Census Tracts FY 2010
- Adjacent Cities
- City of Wildomar
- Redevelopment Area
- Roads
- Airports
- Parks

1 inch = 0.13 miles

EDA

Attachment III

City of Wildomar: Low-Mod Block Groups



LAKE ELSINORE

WILDOMAR

EDA
 Economic Development Authority
 1000 S. Main Street
 Wildomar, CA 92595
 Phone: (951) 841-1000
 Fax: (951) 841-1001
 Website: www.eda-wildomar.com

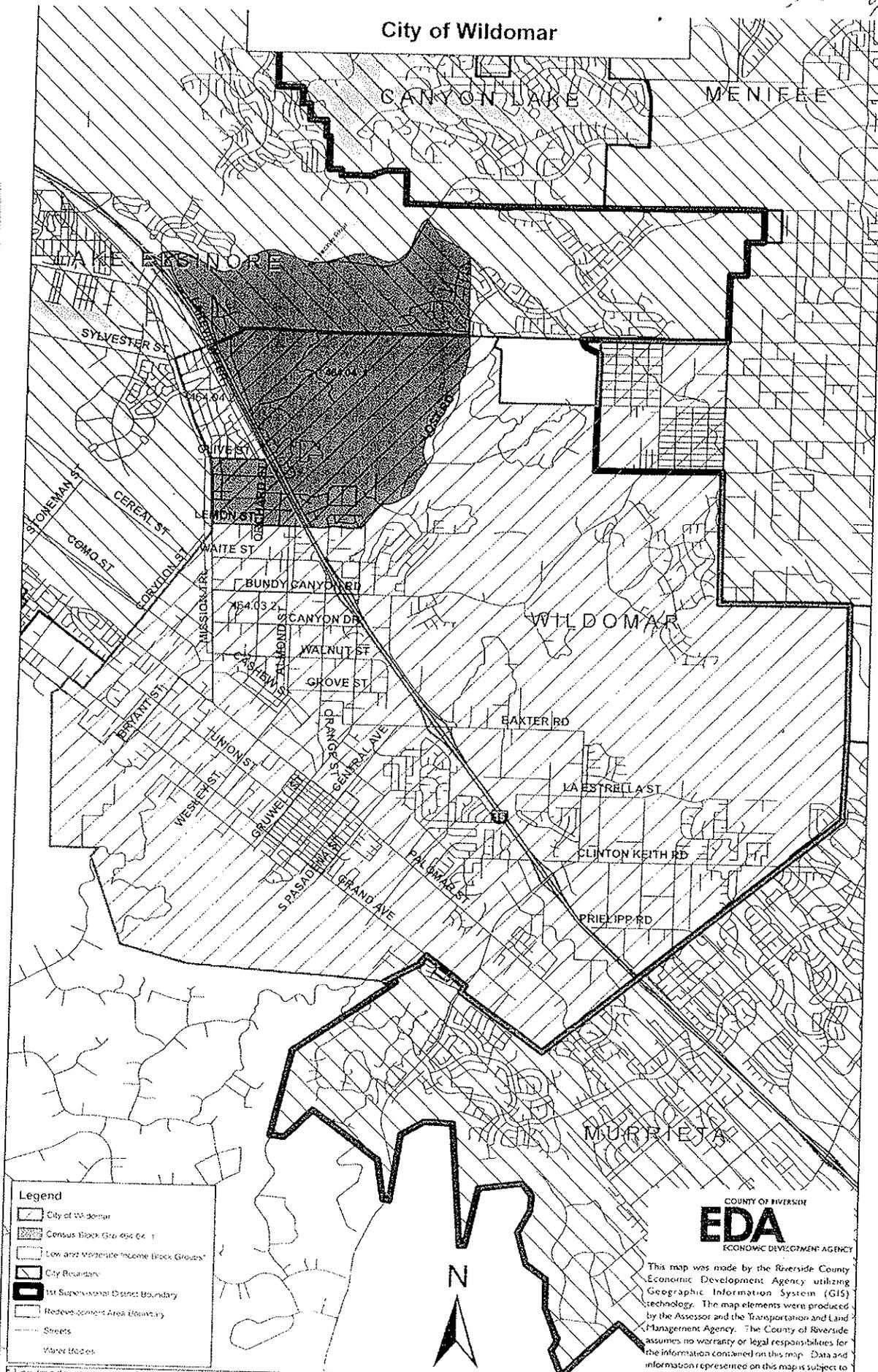
1 inch = 0.18 miles



Legend	
	Redevelopment Area
	Adjacent Cities
	City of Wildomar
	Airports
	Roads
	Parks

Map 12/2/07

City of Wildomar



Legend

- City of Wildomar
- Census Block Group 51%
- Low and Moderate Income Block Groups
- City Boundary
- 1st Supervisorial District Boundary
- Redevelopment Area Boundary
- Streets
- Water Bodies

COUNTY OF RIVERSIDE
EDA
 ECONOMIC DEVELOPMENT AGENCY

This map was made by the Riverside County Economic Development Agency utilizing Geographic Information System (GIS) technology. The map elements were produced by the Assessor and the Transportation and Land Management Agency. The County of Riverside assumes no warranty or legal responsibilities for the information contained on this map. Data and information represented on this map is subject to update and modification. TEMA and other sources should be queried for the most current information.

Low/moderate income block group is defined as a block group with 51% or more low and moderate income population
 Source: HUD Census 2000 Low and Moderate Income Summary Data

City of Wildomar Project Description

Project #1

City of Wildomar Code Enforcement Program will enforce codes addressing substandard structures, graffiti, neighborhood clean-up and similar code violations in low-income areas of the city.

Project #2

City of Wildomar Code Enforcement will educate and provide special neighborhood cleanup programs, addressing unsafe and dangerous conditions, graffiti, and similar code violations in the low-income areas encouraging voluntary compliance.

Attachment 2.B

H.O.P.E. Application

City of Wildomar
COMMUNITY DEVELOPMENT BLOCK GRANT
PROGRAM YEAR 2012-2013
Application

GENERAL INFORMATION:

Applying Entity or Agency: Helping Our People in Elsinore, Inc. (H.O.P.E.)
Site Location Address: 29885 2nd Street, Units R & S
City, State, Zip Code: Lake Elsinore, CA 92532
Telephone Number: (951) 245 7510 Fax: (951) 245 7405
Executive Director Name: Ron Hewison
Title: Chairman & CEO
Email: HopeinElsinore@aol.com

What is your organization's mission and vision (Limited to the space below):

Our mission can be summarized in five simple words: To help those in need.
We focus on the basis needs of food and clothing.
We were created in the early 1990's to serve as the central food distribution point for the communities within the boundaries of the Lake Elsinore Unified School District (Lake Elsinore, Wildomar, Lakeland Village, Sedco Hills, Meadowbrook and Canyon Lake). The 'E' in HOPE reflects the School District and not the City of Lake Elsinore.
We currently clothe approximately 50 school children a month.

How is your program different from other organizations providing the same type of services to Wildomar residents (Limited to the space below):

We are an all-volunteer group with no salaries or stipends. All dollars go to the programs.
We are the principal food assistance program in the community. We operate three food programs: The Pantry, Fresh Rescue and Commodities. The three programs currently assist 1,400 families (almost 5,000 individuals) each month. Pantry clients attend the pantry and receive 12 days of food (36 meals per family member) 400 Wildomar families are now in our data base. Fresh Rescue distributions occur in Wildomar four times a month – on the 2nd and 4th Fridays at Lakeview Chapel serving the Sedco Hills families and on the 2nd and 4th Saturdays at Gracepoint Church of Nazarene. Approximately 80 families attend these distributions. USDA commodities are distributed monthly at the sites.



B. OUTCOMES AND QUANTIFIABLE PERFORMANCE MEASURES SPECIFIC TO WILDOMAR:

NOTE: If your project receives requested funds, the following questions are based on the expected number of Wildomar clients to be served.

1. Number of Wildomar clients or units of service to be provided using CDBG funds during the term of the 2012-2013 grant: Pantry: 500 families – 1,750 individuals
Fresh Rescue: 135 families – 540 individuals
Commodities: 102 families – 450 individuals
2. Length of CDBG-funded activities or service to **Wildomar clients** (weeks, months, year):
1 Year
3. Unduplicated number of Wildomar clients/persons projected to serve (e.g., 25 clients, 50 seniors): 35 Single Parents; 20 Disabled Residents, 10 Emergency families, 65 seniors, 180 one time families, 135 Fresh Rescue families, 102 Commodities families
4. Units of service (Example: 25 clients x 10 visits = 250 units of service): 2,940_____
5. Service will be provided to Wildomar (check one or more):

X Men X Women X Children – Age Range 0-18 years of age
X Men/Women X Men/Women/Children X Families X Seniors
X Severely Disabled Adults Migrant Farm Workers X Homeless
6. Number of beds of facility: NA
7. Anticipated number of “new” beds: NA
8. Length of stay (if residential facility): NA
9. If you received CDBG funds in FY 2010-2011, how many unduplicated Wildomar clients/persons were served by your program from July 1, 2010 through June 30, 2011: 474 families -1,550 individuals
10. If you received CDBG funds in 2010-2011, please quantify the increase in service that you will be providing in 2012-2013 Program Year, and explain why there is a new demand or an unmet need in the community for this service:
We anticipate the need in the community to continue to increase due to the higher than standard unemployment and poverty rates in the area. Example: single mothers with children under five years of age in the LEUSD: poverty level 42.8%
11. If you did not receive CDBG funds in FY 2010-2011, how many unduplicated Wildomar clients/persons were served by your program from July 1, 2011 through June 30, 2012: NA
12. Wildomar CDBG Funds Requested (total requested Wildomar CDBG amount for this project only): \$ 15,000_____



13. Provide a detailed description of the proposed use of the CDBG funds only (e.g. client scholarships, purchase of specific piece of equipment, rent, supplies, utilities, salaries, etc

Proposed Use of CDBG Funds Only		Amount
Purchase of Food Supplies		\$10,000
Replace ageing freezer		\$3,000
Transportation related to food pick up		\$2,000
	Total	\$15,000

14. Other leveraging funding:

Leveraging Source of Funds		Amount
See attached schedule		
	Total	



B. Leveraging

Identify other funding sources (commitments or applications) from other sources to assist in the implementation this activity. *Attach current evidence of commitment (Attachment VI-A, Exhibits 1, 2, etc.).* If commitments are pending, indicate amount requested and attach documentation regarding previous year's funding.

Funding Source	Amount Requested	Date Available	Type of Commitment
Albertsons	\$2,500	7 October 2010	Letter and Check
Sempra Energy	\$1,000	17 October 2010	Copy Check
EFSP Phase 30	\$50,000	1 January 2012	Phase 29 Award Letters – Total of \$25,265
Stater Bros. Charities	\$4,000	16 November 2011	Copy Letter/Check
Lambert Business Properties (Landlord)	\$10,000 (in kind)	Ongoing rent reduction	Copy lease and check
Retail Stores, schools and the community	\$600,000 (estimate)	Donated food items	Copy prior year 990 tax return \$535,218
Community Foundation	\$1,750	9 May 2011	Copy check
Canyon Lake Woman's Club	\$2,000	15 June 2011	Copy letter/check – annual past decade
Riverside County HELP	\$1,742.33	19 May 2011	Copy Letter
Riverside County Supervisor Buster	\$5,000	29 June 2011	Check Details
Costco Employees and Company Match	\$1,000 plus	Ongoing	Copy check
City of Lake Elsinore	\$10,000	14 July 2011	Copy Letter and Check details
John J. Culp	\$1,500	Ongoing	United Way Pledge
The Word & Brown Companies	\$750	Ongoing	United Way Pledge
Community Foundation	\$1,500	23 September 2011	Copy Letter
Accounting Services	\$3,000	Ongoing	In 10 th Year
Volunteer Hours	\$150,720	Ongoing	19 th Year – 30,144 hours @ \$5.00 hour

Attachment 2.C

Merit Housing Inc. Application

City of Wildomar
COMMUNITY DEVELOPMENT BLOCK GRANT
PROGRAM YEAR 2012-2013
Application

GENERAL INFORMATION:

Applying Entity or Agency: Merit Housing, Incorporated
Site Location Address: 32325 & 32365 South Pasadena Avenue
City, State, Zip Code: Wildomar, California 92595
Telephone Number: 951-678-1555 Ext 22 Fax: 951-678-1249
Executive Director Name: Eunice Bobert
Title: Chief Executive Officer
Email: ohdcorp@aol.com

What is your organization's mission and vision (limited to the space below):

To provide decent, safe and affordable housing in California for persons and families of low and moderate income who otherwise would not be able to find or afford a suitable place to live. To promote social welfare and provide as appropriate general services to tenants in the housing projects we own.

How is your program different from other organizations providing the same type of services to Wildomar residents (limited to the space below):

Our program provides a senior center for the community and provides activities and senior fitness classes. In addition our project is unique as it provides seniors the opportunity to age in place with our 175 independent living units surrounding a 108 bed assisted living facility.



B. OUTCOMES AND QUANTIFIABLE PERFORMANCE MEASURES SPECIFIC TO WILDOMAR:

NOTE: If your project receives requested funds, the following questions are based on the expected number of Wildomar clients to be served.

1. Number of Wildomar clients or units of service to be provided using CDBG funds during the term of the 2012-2013 grant: 510 units of service
2. Length of CDBG-funded activities or service to Wildomar clients (weeks, months, year): 12 months
3. Unduplicated number of Wildomar clients/persons projected to serve (e.g., 25 clients, 50 seniors): 90 seniors
4. Units of service (Example: 25 clients x 10 visits = 250 units of service): 510
5. Service will be provided to Wildomar (check one or more):

<input type="checkbox"/> Men	<input type="checkbox"/> Women	<input type="checkbox"/> Children – Age Range _____
<input type="checkbox"/> Men/Women	<input type="checkbox"/> Men/Women/Children	<input type="checkbox"/> Families <input checked="" type="checkbox"/> Seniors
<input type="checkbox"/> Severely Disabled Adults	<input type="checkbox"/> Migrant Farm Workers	<input type="checkbox"/> Homeless
6. Number of beds of facility: 108 assisted, 175 independent units
7. Anticipated number of "new" beds: 0
8. Length of stay (if residential facility): Varies 1-5 years
9. If you received CDBG funds in FY 2010-2011, how many unduplicated Wildomar clients/persons were served by your program from July 1, 2010 through June 30, 2011: 70
10. If you received CDBG funds in 2010-2011, please quantify the increase in service that you will be providing in 2012-2013 Program Year, and explain why there is a new demand or an unmet need in the community for this service: We hope to increase our program participation by 5% this next year. The need for senior activities for assisted living and independent living seniors will always be present as long as we have low-income seniors in Wildomar. These activities are needed to keep seniors as mobile and fit as possible thus contributing to their quality of life.
11. If you did not receive CDBG funds in FY 2010-2011, how many unduplicated Wildomar clients/persons were served by your program from July 1, 2011 through June 30, 2012: NA
12. Wildomar CDBG Funds Requested (total requested Wildomar CDBG amount for this project



Attachment 2.D

Senior Citizen Service Center of
Temecula Rancho Area, Inc.
Application

City of Wildomar
COMMUNITY DEVELOPMENT BLOCK GRANT
PROGRAM YEAR 2012-2013
Application

GENERAL INFORMATION:

Applying Entity or Agency: Senior Citizen Service Center of the Temecula Rancho Area, Inc.
Site Location Address: 41538 Eastman Drive, Unit B, C
City, State, Zip Code: Murrieta, CA 92562
Telephone Number: (951) 600-9557 Fax: (951) 600-8233
Executive Director Name: Rose Vaccarino
Title: President/Director
Email: scsc11@verizon.net

What is your organization's mission and vision (Limited to the space below):

Our mission is to solicit, warehouse, and distribute food products in support of Southwest Riverside County to low-income seniors, families, and the homeless promoting long term food security and improving the social well being of people in our community. The Food Bank's vision is to ultimately end hunger in Southwest Riverside County by ensuring consolidated network of effective food collection and distribution which will provide universal access to food for the needy in our communities.

How is your program different from other organizations providing the same type of services to Wildomar residents (Limited to the space below):

Our organization has no paid staff, including directors. Our organization utilizes 100% of every donation to support its mission-driven services. A true community-supported organization, the food bank receives the majority of its funding from individuals, local businesses, and corporate donors, as well as grants. Our organization also provides informal case management to help clients reach self-sufficiency, taking a whole system approach by also increasing the effectiveness of resources. And our food bank has been a reliable source of food to the community for over thirty-three years.



B. OUTCOMES AND QUANTIFIABLE PERFORMANCE MEASURES SPECIFIC TO WILDOMAR:

NOTE: If your project receives requested funds, the following questions are based on the expected number of Wildomar clients to be served.

1. Number of Wildomar clients or units of service to be provided using CDBG funds during the term of the 2012-2013 grant: 8,220.00 units

2. Length of CDBG-funded activities or service to Wildomar clients (weeks, months, year):
Year _____

3. Unduplicated number of Wildomar clients/persons projected to serve (e.g., 25 clients, 50 seniors): 200.00

4. Units of service (Example: 25 clients x 10 visits = 250 units of service): 8,220.00

5. Service will be provided to Wildomar (check one or more):

 Men Women Children – Age Range 0-18
 Men/Women Men/Women/Children Families Seniors
 Severely Disabled Adults Migrant Farm Workers Homeless

6. Number of beds of facility: N/A

7. Anticipated number of "new" beds: N/A

8. Length of stay (if residential facility): N/A

9. If you received CDBG funds in FY 2010-2011, how many unduplicated Wildomar clients/persons were served by your program from July 1, 2010 through June 30, 2011: _____

10. If you received CDBG funds in 2010-2011, please quantify the increase in service that you will be providing in 2012-2013 Program Year, and explain why there is a new demand or an unmet need in the community for this service: _____

11. If you did not receive CDBG funds in FY 2010-2011, how many unduplicated Wildomar clients/persons were served by your program from July 1, 2011 through June 30, 2012: 178

12. Wildomar CDBG Funds Requested (total requested Wildomar CDBG amount for this project only): \$ 10,000.00



13. Provide a detailed description of the proposed use of the CDBG funds only (e.g. client scholarships, purchase of specific piece of equipment, rent, supplies, utilities, salaries, etc.):

Proposed Use of CDBG Funds Only		Amount
Food/Consumable Supplies		\$5,000.00
Rent		\$5,000.00
	Total	\$10,000.00

14. Other leveraging funding:

Leveraging Source of Funds		Amount
City of Temecula Community Grant		\$5,000.00
Private and Business Donations		\$9,252.00
Thrift Store Income		\$7,697.00
Senior Trip Income		\$4,937.00
SEE ATTACHED		
	Total	\$919,424.00



B. OUTCOMES AND QUANTIFIABLE PERFORMANCE MEASURES SPECIFIC TO WILDOMAR:

14. Other leveraging funding:

Leveraging Source of Funds		Amount
Volunteer Hours (10,233x\$5 ph)		\$51,165
In-kind Food Donations		\$841,373
	Total	



Attachment 2.E

Wildomar Community Council
Application

City of Wildomar
COMMUNITY DEVELOPMENT BLOCK GRANT
PROGRAM YEAR 2012-2013
Application

GENERAL INFORMATION:

Applying Entity or Agency: Wildomar Community Council

Site Location Address: 23164 Cannery Road

City, State, Zip Code: Wildomar, CA 92595

Telephone Number: 951-245-2555 Fax: _____

Executive Director Name: Kristan Lloyd

Title: Resource and Development Director

Email: gowildomar@wildomarcommunitycouncil.org

What is your organization's mission and vision (Limited to the space below):

The general purpose of this corporation is to further and promote the common interest
and public welfare of the residents and land owners of the city of Wildomar. And to
"Support the citizens of the city of Wildomar by providing public services and
assistance considered essential to achieve a higher quality of life for the members of
the community with respect and dignity for all."

How is your program different from other organizations providing the same type of services to Wildomar residents (Limited to the space below):

There are no other organizations that serve the city of Wildomar that have programs for
community based graffiti abatement or Multi-Use Trail maintenance and construction.



B. OUTCOMES AND QUANTIFIABLE PERFORMANCE MEASURES SPECIFIC TO WILDOMAR:

NOTE: If your project receives requested funds, the following questions are based on the expected number of Wildomar clients to be served.

1. Number of Wildomar clients or units of service to be provided using CDBG funds during the term of the 2012-2013 grant: est. 6000 pop.
2. Length of CDBG-funded activities or service to Wildomar clients (weeks, months, year): Year
3. Unduplicated number of Wildomar clients/persons projected to serve (e.g., 25 clients, 50 seniors): est. 6000 pop.
4. Units of service (Example: 25 clients x 10 visits = 250 units of service): census population of area served approx.
5. Service will be provided to Wildomar (check one or more):

- | | | | |
|---|---|--|---|
| <input checked="" type="checkbox"/> Men | <input checked="" type="checkbox"/> Women | <input checked="" type="checkbox"/> Children – Age Range <u>0-18</u> | |
| <input type="checkbox"/> Men/Women | <input type="checkbox"/> Men/Women/Children | <input checked="" type="checkbox"/> Families | <input checked="" type="checkbox"/> Seniors |
| <input type="checkbox"/> Severely Disabled Adults | <input type="checkbox"/> Migrant Farm Workers | <input type="checkbox"/> Homeless | |

6. Number of beds of facility: _____

7. Anticipated number of "new" beds: _____

8. Length of stay (if residential facility): _____

9. If you received CDBG funds in FY 2010-2011, how many unduplicated Wildomar clients/persons were served by your program from July 1, 2010 through June 30, 2011: _____

10. If you received CDBG funds in 2010-2011, please quantify the increase in service that you will be providing in 2012-2013 Program Year, and explain why there is a new demand or an unmet need in the community for this service: _____

11. If you did not receive CDBG funds in FY 2010-2011, how many unduplicated Wildomar clients/persons were served by your program from July 1, 2011 through June 30, 2012: 782 benefited from the Home Depot Program

12. Wildomar CDBG Funds Requested (total requested Wildomar CDBG amount for this project



only): \$ \$21,895.00

13. Provide a detailed description of the proposed use of the CDBG funds only (e.g. client scholarships, purchase of specific piece of equipment, rent, supplies, utilities, salaries, etc.):

Proposed Use of CDBG Funds Only		Amount
a. Equipment \$3.00 per linear foot		\$7,920.00
a. Decomposed Granite \$3.70 per linear foot		\$9,775.00
a. Insurance		\$1,200.00
b. 40 Community Graffiti Abatement Kits and Training		\$1,500.00
b. Bank of materials and paint		\$1,500.00
	Total	\$21,895.00

14. Other leveraging funding:

Leveraging Source of Funds		Amount
a. Each volunteer 12.5 linear feet/8 hours @208 hours	\$5.00/hr.	\$1,040.00
a. Equipment and/or materials donation		\$7,000.00
b. Room rentals and training materials		\$500.00
b. Volunteer training hours 160 hours	\$5.00/hr.	\$800.00
b. Materials and equipment donation		\$500.00
	Total	\$9,840.00



CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #2.3
PUBLIC HEARING
Meeting Date: December 14, 2011

TO: Mayor and City Council
FROM: Gary Nordquist, Assistant City Manager
SUBJECT: User Fees Review

STAFF REPORT

RECOMMENDATION:

Staff recommends that the City Council continue this item to the February 15, 2012 meeting.

BACKGROUND:

On July 1, 2008, the City Council adopted resolution 08-30 which provided for “... *continuing the levy and collection of previously authorized charges, fees, assessments and taxes*” which Riverside County had been processing. Since that resolution adoption, the Council has reviewed some of the fees and charges on several occasions to reflect the needs and services provided to Wildomar residents and businesses. This review is a continuation of that update process as the City transitioned from County governance.

DISCUSSION:

The scope of this project recently increased to offer additional public input opportunities to the development process of this report. Continuing the Public Hearing to February 15, 2012 would be consistent with the project scope timeline.

FISCAL IMPACT:

None associated with this report.

Submitted by:

Approved by:

Gary Nordquist
Assistant City Manager

Frank Oviedo
City Manager

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #3.1
GENERAL BUSINESS
Meeting Date: December 14, 2011

TO: Mayor and City Council
FROM: Tim D’Zmura, Public Works Director
SUBJECT: Bundy Canyon Road Project Update

STAFF REPORT

RECOMMENDATION:

Staff recommends that the City Council receive and file the report.

BACKGROUND:

As directed by the City Council, Staff is working cooperatively with the County to transition the planning, development and administration of Transportation Uniform Mitigation Fee (TUMF) Roadway Improvement Projects to City control.

The TUMF Program was created in response to the significant growth of new development in Riverside County. Faced with inadequate funding to improve the regional transportation system to accommodate new development, the member agencies of WRCOG developed the TUMF as a solution. The City of Wildomar is a member agency of the WRCOG, a joint powers agency comprised of the County of Riverside and 17 cities located in western Riverside County.

The projects, in priority order established by the City Council, are as follows:

TUMF Projects in Wildomar

- Clinton Keith Bridge Project
- Bundy Canyon Road Widening
- Clinton Keith Road Widening
- Palomar Street Widening and Realignment
- Grand Avenue Widening

As part of the transition process for the roadway projects, staff has invited to County to provide an update on the Bundy Canyon Road Project. Attached to this report is a brief overview of the project scope which will be augmented with a presentation from a County staff member.

Submitted by:

Approved by:

Tim D'Zmura
Public Works Director

Frank Oviedo
City Manager

ATTACHMENTS:

Bundy Canyon Project Update Report from Riverside County

BUNDY CANYON ROAD/ SCOTT ROAD IMPROVEMENT PROJECT

Status Update

Riverside County (the County), on behalf of the Cities of Wildomar and Menifee, proposes to widen and realign portions of Bundy Canyon Road and Scott Road located between Cherry Street on the west and Haun/Zeiders Road on the east. (Bundy Canyon Road and Scott Road are east-west continuous roads that change names at Murrieta Road, which is located approximately 1.7 miles west of I-215.) The project, which is approximately 6 miles in length, would widen the existing two lanes (i.e., one lane in each direction of travel) to a proposed four-lane roadway (i.e., two lanes in each direction), including a center striped median, left-turn lanes at major intersections, signage, and the introduction of signalized intersections in some areas of the project alignment. The proposed project does not include improvements to the freeway interchanges.

Traffic movement in the project study area, in the morning peak hours, flows westbound, and congestion increases in closer proximity to I-15. In the evening peak hours, traffic movements are reversed.

The objectives of the project are as follows:

- Improve safety and access through Bundy Canyon and along the project alignment by reconstructing the roadway to current geometric standards and eliminating nonstandard sight distances and grades.
- Improve the traffic handling capacity of the existing roadway, which is currently heavily congested and has less than desirable roadway geometry.
- Provide a transportation facility that will allow for planned build-out of the area as designated by the adopted 2003 Riverside County General Plan and its component Area and Specific Plans.

The proposed four-lane roadway would include four 12-ft travel lanes, a 14-ft wide center median for turning movements, and two 8-ft outside shoulders. It is expected that private development along the project alignment would construct the ultimate six-lane facility as part of their individual projects.

The proposed project would generally require the acquisition of ROW along both sides of the existing roadway, and would require temporary construction and permanent slope easements where grading would be necessary. The proposed project would provide signalization at the following intersections from west to east: Sellers Road, Monte Vista Road, Oak Canyon Drive, Oak Circle Drive, Harvest Way, and Murrieta Road.

Early agency consultation was conducted as part of the CEQA scoping process. Copies of the Notice of Preparation were sent to identified responsible and trustee agencies, responses were received and incorporated into the CEQA document as appropriate. In addition, the project was subject to a Joint Project Review conducted by the Western

Riverside County Regional Conservation Authority, United States Fish and Wildlife Service, and California Department of Fish and Game.

A *Notice of Preparation* (NOP) was published on May 31, 2007, beginning a scoping period that concluded on June 29, 2007. A total of 26 comments were received, which were evaluated and addressed in the draft EIR.

A draft Project Environmental Impact Report (EIR) has been prepared. The draft EIR identified a range of alternatives to the proposed project that could reduce or avoid environmental effects.

The proposed project has an estimated construction cost of \$47,540,389.

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #3.2
GENERAL BUSINESS
Meeting Date: December 14, 2011

TO: Mayor and City Council

FROM: Tim D’Zmura, Public Works Director

SUBJECT: Clinton Keith Interchange Construction Project Update and Project Communication Coordination

STAFF REPORT

RECOMMENDATION:

Staff recommends that the City Council receive and file the report.

BACKGROUND:

After nearly seven years of planning, development and design, the upgrade of the Clinton Keith Bridge is nearing the construction phase. Recently, the County received a low construction bid of \$13,518,675 from Griffith Company for the I-15/Clinton Keith Road Interchange Project and intends to award a construction contract in January. City staff is currently working with County staff to allocate sufficient contingency funds on the project.

The scope of work on the project includes the widening the existing bridge to 6 lanes with an additional center turn lane, on/off ramp widening & improvements, new sidewalks, seismic strengthening of the existing bridge, signal upgrades and other appurtenant work. The project is expected to break ground in the next several months and be completed in 18 months.

The purpose of the update this evening is to provide an overview of the communication coordination efforts that will be employed on the project for the duration of the construction. Staff has invited Mr. Dennis Green, President of Green Com, Inc, to provide a brief overview of the communication plan. Mr. Green’s firm has been retained by the County to provide this service in conjunction with the contract construction management firm of the TCM Group.

Submitted by:

Approved by:

Tim D’Zmura
Public Works Director

Frank Oviedo
City Manager

ATTACHMENTS:

1. Green Com, Inc Background Information
2. Clinton Keith Project Fact Sheet

ATTACHMENT 1



Teamwork Makes It Happen

Public Relations

Partnering Facilitation

- [Home](#)
- [Services](#)
- [About Us](#)
- [Our Clients](#)
- [Contact Us](#)

About Us

Dennis Green, President of Green Com, Inc. is an award-winning, public relations professional with over 35 years of experience throughout the Inland Empire region. His strengths include community outreach, media relations, crisis management and developing and implementing successful public awareness campaigns for major freeway improvement projects. Mr. Green has successfully mitigated all community issues since he began work in 1989.

In 1989, while working for Caltrans, Mr. Green implemented the Construction Liaison Program which is still in use today. This is an outreach program that engages major stakeholders and partners while construction activities are ongoing. Mr. Green has a very well rounded background in the construction and transportation industries as a former owner of a construction firm, heavy equipment operator and Construction Liaison for Caltrans. His past experience as "owner" and "contractor" has given him the unique ability to effectively communicate with the public, contractors, elected officials and engineers.

Awards & Recognition

- 2009 Polaris Award - Created and implemented Public Awareness Campaign for 60/91/215 Design/Sequencing Project in Riverside, CA
- 2007 Unanimous Resolution by the San Bernardino County Board of Supervisors for **Outstanding Service** to the Tri-Communities of Wrightwood, Phelan and Pinon Hills
- 2007 Riverside City Unified School District **Superintendent's Honor Roll** for service to the Riverside Unified School District
- 2006 Resolution from Senator George Runner and Assemblywoman Sharon Runner for

Outstanding Work on 138 Widening Project in the Tri-Communities of Wrightwood, Phelan and Pinon Hills

- California Transportation Foundation's **Tranny Award** (2001): State Route 18 Rural Highway Project
- **Governor's Safety Award** (2000): Street Smarts for Kids
- **Caltrans Director's Sustained Safety Accomplishment** (2000): Street Smarts for Kids
- Created, directed and implemented Public Awareness campaign for I-10 that received **Polaris Award** (Public Relations Society of America 1999): Outstanding Community Relations Program for I-10 High Occupancy Vehicle (HOV) Widening Project
- Created, directed and implemented Public Awareness campaign for I-10 that received **Polaris Award** (1999): Outstanding Ongoing Public Relations Program for I-10 High Occupancy Vehicle (HOV) Widening Project
- **The Silver Award** (1999): Public Awareness and Business Coordination during major construction projects
- **The Silver Award** (1997): Public Awareness and Business Coordination for State Route 74 Highway Project
- **Sustained Superior Accomplishment Award** (1994): for Issue Management and Problem Solving

*Just because it
hasn't been done,
that doesn't mean
it can't be done*

Contact Us

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San Bernardino, CA 92408

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(909) 887-6056

(909) 800-0451

Email

teamwork@greecomonline.com

[Read More »](#)

ATTACHMENT 2

FACT SHEET

CLINTON KEITH ROAD AT INTERSTATE 15 Interchange Improvements Project

Background

The existing Clinton Keith Road/I-15 interchange was constructed in 1979. It is located in the newly incorporated City of Wildomar north of the City of Murrieta in Riverside County. The interchange, being a significant component of this area's traffic circulation system, serves developing areas in the City of Wildomar as well as the City of Murrieta and the unincorporated areas in Riverside County. It is considered the gateway to the new City of Wildomar.

Currently, existing I-15 within the project limits is a six-lane freeway. There is a project in the 2004 Regional Transportation Plan (RTP) that will add a high occupancy vehicle (HOV) lane to I-15 in each direction. Adjacent interchanges on I-15 are at Baxter Road, approximately 1.4 miles to the north and at California Oaks Road, approximately 3.0 miles to the south.

The City of Wildomar and County of Riverside designate Clinton Keith Road within the limits of the project as an Urban Arterial Highway. The existing Clinton Keith Road overcrossing accommodates one lane in each direction plus a back-to-back median left turn lane. Clinton Keith Road west of the interchange has two through lanes in each direction plus a median left turn lane. The eastbound right lane ends as a right turn lane at the southbound on-ramp. Clinton Keith Road east of the interchange has two through lanes in the eastbound direction and one through lane in the westbound direction. An exclusive right turn lane exists in the westbound direction between Arya Drive and the northbound on-ramp.

Over the past ten years, the rapid development of areas surrounding the existing interchange has resulted in a substantial increase in traffic along Clinton Keith Road and congestion at the interchange with I-15. In particular, extensive residential development is occurring along Clinton Keith Road between I-15 and I-215. In addition, a new community college campus is planned north of Clinton Keith Road approximately 0.9 miles east of the interchange, which would further strain the interchange operations. Several smaller projects were implemented between 2000 and 2005 to improve the traffic operations in the interchange and the vicinity until the much needed interchange improvements are constructed. Signals were constructed and the ramps were widened. Roadway widening improvements were constructed on Clinton Keith Road leading up to the interchange. A dedicated right turn lane into the northbound on ramp has been completed.

The purpose of the proposed project is to improve the safety and operation of the interchange and be consistent with local planning.



Figure 1 – Project Location



Figure 2 – I-15 Corridor at Clinton Keith Road



Figure 3 – Clinton Keith Road at I-15 (Looking East)



Figure 4 – Existing Clinton Keith Road Overcrossing

Purpose and Need

The current interchange has several limitations and deficiencies associated with its layout. The Clinton Keith Road overcrossing is a constriction point along Clinton Keith Road since the overcrossing accommodates only one lane in each direction with a single lane left turn pocket. The City of Wildomar and County of Riverside plan for Clinton Keith Road to be a six-lane arterial east and west of the interchange area, which will increase the constriction at the interchange.

There is significant congestion during peak hours of traffic. The Interchange capacity is exceeded. By 2030, the average daily traffic (ADT) volumes for I-15, the interchange ramps, and Clinton Keith Road are expected to increase substantially. This increasing demand for freeway access at Clinton Keith Road is causing, and will continue to cause, significant congestion at the intersections of ramp termini with Clinton Keith Road and other elements of the interchange. The increase in traffic volumes will worsen the intersection operations, resulting in levels of service (LOS) F. In many areas, there are no shoulders on Clinton Keith Road and the ramps. In addition, due to the limited capacity of the ramps, traffic on the exit ramps will back up onto the freeway during peak hours.

The proposed improvements will construct the Clinton Keith Road in its ultimate condition consistent with the City of Wildomar and the County of Riverside General Plan while improving the safety and traffic operations at the interchange with I-15 and reducing congestion along Clinton Keith Road.

Brief Chronology and Project Schedule

On May 4, 2004, Riverside County Board of Supervisors executed an agreement with URS Corporation to provide engineering and environmental services for improving the existing interchange. Since then, the County staff and the Design Consultant have been working in coordination with the City of Wildomar and Caltrans for the expeditious delivery of the interchange improvement project.

The no-build and three build alternatives were evaluated as part of the Project Study Report (PSR), which was approved on February 8, 2007. The Project Report (PR), which refines the scope, schedule, and cost of improvements for the preferred alternative was approved on December 21, 2009 along with the Environmental Document clearing the project for construction.

Currently, the project team is finalizing the Plans, Specifications, and the Estimate (PS&E) along with the permits to advertise the project in summer of 2011. The right of way required to construct the improvements has been obtained effective January 7, 2011 and the coordination with the utility companies are expected to be finalized in April 2011 to certify the right of way for construction.

The construction is expected to start late summer/early fall of 2011 and take 16 months to complete.

Environmental Considerations

This project is subject to environmental review under the California Environmental Quality Act (CEQA) and the National Environmental Policy Act (NEPA). In compliance with CEQA, this project has been determined to be eligible for a Mitigated Negative Declaration (MND). The MND has been prepared in accordance with Caltrans's environmental procedures, as well as State and Federal environmental regulations. The project is a Categorical Exclusion (CE) under NEPA pursuant to the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) Section 6005.

The project does not impact wetlands nor encroach on base floodplains. The most substantial environmental issue for this project is the jurisdictional drainage feature in the southwest quadrant of the interchange. Measures taken to minimize impacts are discussed in detail in the approved Environmental Document.

Pre-construction biological surveys will be conducted consistent with the Western Riverside Multi-Species Habitat Conservation Plan. Noise minimization measures will be implemented during construction to reduce construction noise impacts to surrounding areas. A Storm Water Pollution Prevention Plan will be prepared prior to construction to protect water resources and reduce or eliminate construction-related erosion, siltation and pollutant runoff.

The proposed Build alternative is fully compatible with the design concept and scope described in the current RTP, which has been determined to conform to the SIP for air quality.

The proposed improvements include the construction of sidewalk on both sides of Clinton Keith Road and curb ramps where crosswalks are proposed. The improvements will provide pedestrians and persons with disabilities access through the project area.

Implementation of the Build alternative will not result in any long-term adverse effects upon the minority, low-income or surrounding neighborhoods or communities. The proposed I-15/Clinton Keith Road interchange project is supported by the local community and the agencies involved. There has been no negative feedback from the local community to date.

Traffic

A Traffic Impact Analysis Report was prepared for the I-15/Clinton Keith Road interchange. The traffic study area includes the existing interchange (northbound and southbound ramps) plus adjacent intersections to the west (at Hidden Springs Road) and east (at Arya Drive and George Avenue) of the interchange, and the existing adjacent interchanges along I-15 at Baxter Road and California Oaks Road. The report documents existing conditions, opening year conditions, Year 2030 conditions without proposed improvements (i.e., No Build alternative), and Year 2030 conditions with proposed improvements (i.e., Build alternative). The Traffic Impact Analysis Report was approved on February 26, 2008 and a Supplemental Traffic Impact Analysis Report was approved on April 2, 2009. An exception to the 20-year design period was approved by the District Director on April 15, 2009. Therefore, 2030 remains as the design year.

Table 1 summarizes the existing and future traffic data for I-15.

I-15 Traffic Data	Existing (2009)	No Build (2030)
Annual Average Daily Traffic (AADT)	132,000	136,585
Peak Hour	10,040	12,945
Peak Hour Directional Split	52/48	50/50
% of Trucks	9%	9%

Table 1 - I-15 Traffic Data

A traffic analysis was performed to quantify the existing and future traffic demand and resulting congestion delay anticipated at the interchange. Table 2 presents the predicted LOS for each of the studied intersections under the existing condition and the future No Build condition.

Intersection	Existing (2009)		2030 No Build	
	AM	PM	AM	PM
Hidden Springs Rd/Clinton Keith Rd	B	B	F	F
I-15 SB Ramps/Clinton Keith Rd	B	C	F	F
I-15 NB Ramps/Clinton Keith Rd	B	C	F	F
Arya Rd/Clinton Keith Rd	B	B	D	F
George Ave/Clinton Keith Rd	B	B	B	C

Table 2 - Peak Hour Intersection LOS – 2030 No Build

Table 2 indicates many of the intersections are projected to operate poorly (LOS F) during the 2030 No Build scenario. The existing intersections are beginning to degrade from a LOS standpoint and although not represented in the table, existing queuing at the interchange is extensive.

With the proposed improvements, Clinton Keith Road would be widened to accommodate three through lanes in each direction. In addition to the through lanes, the ramp termini intersections are widened for turn lanes along Clinton Keith Road and the on and off-ramp approaches. The analysis assumes for a second westbound to southbound left turn lane would be built at the Hidden Springs Road/Clinton Keith Road intersection by the developer of that parcel as a condition of approval for the development. As shown in Table 3, these improvements result in significant improvement of the intersection levels of service compared to the No Build condition.

Intersection	2030 No Build		2030 Build Alternative	
	AM	PM	AM	PM
Hidden Springs Rd/Clinton Keith Rd	F	F	C	D
I-15 SB Ramps/Clinton Keith Rd	F	F	B	C
I-15 NB Ramps/Clinton Keith Rd	F	F	B	C
Arya Rd/Clinton Keith Rd	D	F	C	D
George Ave/Clinton Keith Rd	B	C	B	B

Table 3 - Peak Hour Intersection LOS

Proposed Engineering Features

The proposed project improves the interchange utilizing the existing diamond interchange configuration. The ramps will be reconstructed to connect with the widened cross section of Clinton Keith Road. Due to heavy traffic volumes, both the northbound and southbound off-ramps will have a two-lane exit with a 1300 ft auxiliary lane in advance of the divergence point. The northbound off-ramp will widen to three lanes at the terminus. The southbound off-ramp will widen to four lanes at the terminus. The on-ramps will have three lanes from Clinton Keith Road to the ramp metering limit line. After the limit line, the ramp would drop to one lane at the ramp convergence point. Again, due to heavy traffic volumes, both the northbound and southbound on-ramps would have a 1000 ft auxiliary lane beyond the ramp convergence point. The on-ramps would have ramp metering and one of the three lanes prior to the limit line would be an HOV preferential lane.

In between the northbound and southbound ramp termini, Clinton Keith Road will be widened to accommodate three 12 ft lanes in each direction, two back-to-back 12 ft left turn pockets with a 4 ft striped median, 5 ft outside shoulders and 5 ft sidewalk on both sides. East and west of the interchange, Clinton Keith Road would consist of three through lanes in each direction plus an exclusive right turn pocket accessing the on-ramps. Clinton Keith Road striping would need to transition into the adjacent existing cross sections.

Due to the high volumes on I-15, the pavement for the mainline auxiliary lanes, ramps and shoulders will have a 40-year design life. The existing overcrossing will be widened on both sides to accommodate the proposed improvements. The existing columns will be retrofitted utilizing steel jackets and the widened structure will be in full compliance with the latest Caltrans seismic design criteria.

Pedestrian access, both during construction and after construction, has been considered during development of this project. Sidewalks have been provided on both sides of Clinton Keith Road for pedestrian use. In addition, the pedestrian access across the Clinton Keith Road overcrossing will be maintained throughout construction. Curb

ramps will be provided at all applicable locations within the project limits. Although Clinton Keith Road in this area is not a designated bike route in the County of Riverside General Plan, 5 ft shoulders are included in the improvements which will provide room for bicyclists.

Clinton Keith Road or the interchange ramps will not be fully closed during construction; therefore, emergency vehicles will not be significantly delayed during construction.

Utility and Other Owner Involvement

Existing utilities are primarily located east of the existing northbound ramp terminal intersection. The existing utilities include the following:

- Southern California Edison – Electric
- Verizon – Communication
- Comcast – Cable Television
- Southern California Gas
- Elsinore Valley Municipal Water District – Water
- Elsinore Valley Municipal Water District – Sewer

The proposed interchange improvements are not anticipated to have significant impacts to existing utilities. Some minor relocations will be performed.

Project Costs

Based on the Engineer’s Estimate from 95% PS&E, the latest project cost breakdown is as follows:

• Preliminary Survey	\$ 180,000
• Environmental Document	\$ 848,000
• Design Engineering	\$ 1,919,000
• Right of Way	\$ 1,000,000
• Utility Relocations	\$ 75,000
• Construction	\$18,550,000
• Construction Engineering	\$ 2,230,000
• Construction Survey	\$ 550,000

TOTAL \$25,352,000

Project Funding

Project development support, right of way and construction costs for this project are anticipated to be funded entirely by local funding programs. Fee programs that are planned to fund improvements to Clinton Keith Road and the interchange at I-15 include the Transportation Uniform Mitigation Fee (TUMF) program and the Southwest Road and Bridge Benefit District (RBBB) Zone A program. Other funding sources include the Development Impact Fee (DIF) program and the City of Murrieta.

The breakdown is as follows:

• TUMF Southwest Zone Funds	\$ 7,800,000
• Southwest Area R & B Benefit District	\$ 9,500,000
• Developer in Lieu Funds	\$ 35,000
• DIF AP19 Maj. Imp. Funds – SW Area	\$ 4,000,000
• City of Murrieta	\$ 2,000,000

TOTAL	\$23,335,000
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CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #3.3
GENERAL BUSINESS
Meeting Date: December 14, 2011

TO: Mayor and Council Members

FROM: Tim D’Zmura, Public Works Director

PREPARED BY: Steven Palmer, Supervising Engineer

SUBJECT: Acquire Right of Way and Temporary Construction Easement for the Sidewalks to Schools Improvement Project (CIP 09-0014)

STAFF REPORT

RECOMMENDATION:

Staff recommends that the City Council adopt a Resolution entitled:

RESOLUTION NO. 2011-_____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO EXECUTE AN ACQUISITION AGREEMENT, AND CERTIFICATES OF ACCEPTANCE FOR A GRANT OF PUBLIC RIGHT OF WAY AND A TEMPORARY CONSTRUCTION EASEMENT FOR THE SIDEWALKS TO SCHOOLS IMPROVEMENTS PROJECT (CIP 09-0014)

BACKGROUND:

The City was previously awarded grant funds from Caltrans’ Safe Routes to School Program and Riverside County Transportation Commission’s SB 821 Bicycle and Pedestrian Facilities Program to construct new curb, gutter and sidewalks within the proximity of Wildomar Elementary School along Central Street, Palomar Street, and Illinois Street; and to construct sidewalk improvements along George Avenue/Porras Road, near Ronald Reagan Elementary School. Each grant serves as the “local match” for the other, and as a result, the City can deliver the Project without additional investment of local revenue sources.

During engineering design, it was determined that additional right of way was required to install the planned improvements along George Avenue/Porras Road. In order to minimize delay to Project delivery, staff bid and constructed the Project without the improvements along George Avenue/Porras Road and continued working to acquire the necessary right of way. The improvements include 300 linear feet of curb, gutter, and sidewalk along George Avenue just south of the school, and an asphalt path to the north of the school. In order to install the curb, gutter, and sidewalk south of the school, a road easement and a temporary construction easement are needed from the parcel, Assessor’s Parcel Number 376-410-020, on the southwest corner of George Avenue and La Estrella Avenue. The right of way required is shown on Attachment 1. The

parcel is 9.16 acres in size and is currently vacant. The parcel is vested in the name of Vitalon Investment Company (Owner) and is designated Rural Residential (RR).

DISCUSSION:

A 4,270 square foot road easement and a 2,473 temporary construction easement (TCE) are needed to install the curb, gutter, and sidewalk on the Vitalon Property.

The City contracted with Robert Shea Perdue Real Estate Appraisal to perform an appraisal of the Vitalon Property. The Owner was provided an opportunity to accompany the appraiser during the property inspection. A letter, dated July 1, 2011, was sent to the Owner. The City did not receive a response, and an inspection by the appraiser was made without the Owner on July 8, 2011. The date of report was July 26, 2011 and the date of value was July 8, 2011. The compensation identified in the appraisal report is:

<u>Land</u>		
Road Easement	4,270 sf@ \$0.33/sf	\$1,409
TCE	2,473 sf	\$112
<u>Improvements</u>		
None		\$0
Total Just Compensation		\$ 1,521

On August 25, 2011, the Owner was presented with a first written offer by the City. An appraisal report, prepared by Robert Shea Perdue Real Estate Appraisal, supported a Total Just Compensation in the amount of \$1,521. On September 27, 2011, the Owner countered, via email, with a compensation amount of \$6,521, an amount based on factors other than those which were used as market value premises in the preparation of the appraisal. The Owner claims that the land value is low; however he did not provide an independent appraisal report.

Staff submitted a counter offer in the amount of \$6,521, and the Owner has accepted. The City's approval of this Acquisition Agreement, Attachment 2, and authorizing acceptance of the Grant Deeds will save money by avoiding the legal fees and expenses to file eminent domain action and condemn the property. Staff estimates that the total condemnation cost could be as much as \$120,000. The estimated legal fees associated with condemnation start at \$20,000 (e.g. prejudgment possession) to \$40,000 (e.g. court-ordered mediations, arbitration, and settlement conferences). If additional litigation is needed to reach a settlement agreement, the City could potentially spend an additional \$10,000 per day (average 8 days for trial) for legal costs, not including any expert witness costs. In addition to the cost for condemnation, it also takes time to go through the process. It will take approximately 4 to 6 months to obtain possession once the condemnation complaint is filed with the Courts.

Once acquisition of this right of way is complete, the construction documents will be advertised for bid in late spring so construction can begin when the school year ends.

FISCAL IMPACTS:

The Project, including right of way acquisition, is entirely grant funded. The City was previously awarded \$589,960 for the Project from Caltrans' Safe Routes to School Program (\$403,200) and Riverside County Transportation Commission's SB 821 Bicycle and Pedestrian Facilities Program (\$186,760). Each grant serves as the "local match" for the other, and as a result, the City can deliver the Project without additional investment of local revenue sources.

The current right of way budget is \$27,000, and the remaining project budget remaining to acquire the right of way and construct the improvements on George Avenue is \$227,000. This remaining budget is sufficient to acquire the right of way for the amount proposed, bid, and construct the improvements.

Submitted by:

Approved by:

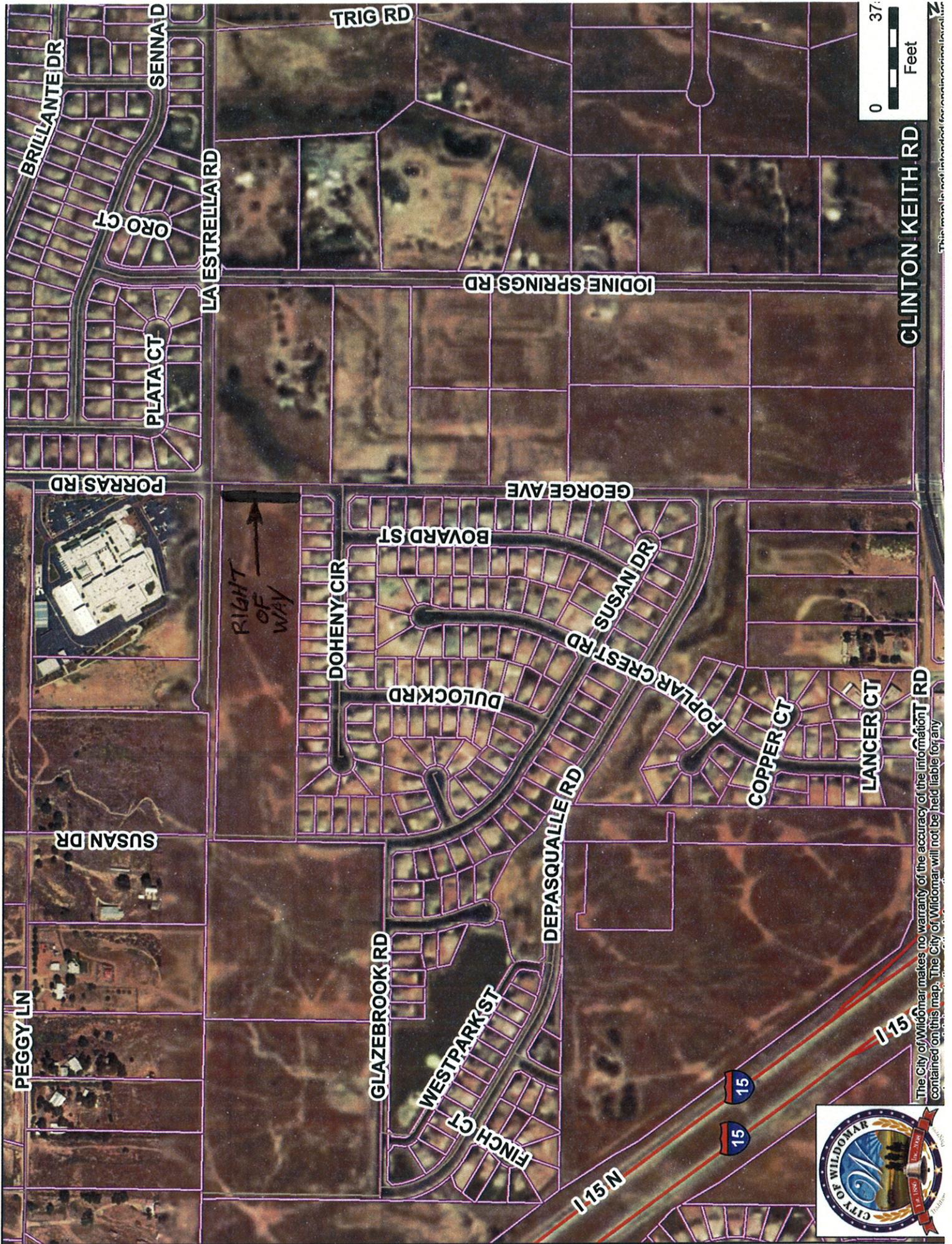
Tim D'Zmura
Public Works Director

Frank Oviedo
City Manager

ATTACHMENTS:

1. Right of Way Exhibit
2. Acquisition Agreement
3. Resolution

ATTACHMENT 1



PEGGY LN

SUSAN DR

PORRAS RD

BRILLANTE DR

ORO CT

PLATA CT

SENNAD

LA ESTRELLA RD

TRIG RD

JODINE SPRINGS RD

CLINTON KEITH RD

DOHENY CIR

BOVARD ST

DULOCK RD

GEORGE AVE

POPULAR CREST RD

SUSAN DR

COPPER CT

LANCER CT

GLAZEBROOK RD

WESTPARK ST

FINCH CT

DEPASQUALLE RD

I-15 N



I-15



0 37



Feet

The City of Wildomar makes no warranty of the accuracy of the information contained on this map. The City of Wildomar will not be held liable for any

This map is not intended for navigation purposes.

ATTACHMENT 2

File No.: ACQ #11-03-01
Project: Wildomar Safe Route to School Sidewalk
Project
Parcel No: 376-410-020
Escrow #: 12529731-10
Title Company: Lawyers Title Company
Date of Preliminary Title Report: February 11, 2011

Grantor: VITALON INVESTMENT COMPANY, a California Limited Partnership

Grantee: CITY OF WILDOMAR, a Municipal Corporation

**AGREEMENT FOR ACQUISITION OF PUBLIC RIGHT OF WAY
AND TEMPORARY CONSTRUCTION EASEMENT**

This Agreement is made this 17th day of November, 2011, by and between the City of Wildomar (“CITY”) and VITALON INVESTMENT COMPANY, a California Limited Partnership (“GRANTOR”).

WHEREAS, GRANTOR is the owner of certain real property located at the Southwest Corner of George Avenue and La Estrella Street in Wildomar, California, identified as Riverside County Assessor Parcel Number 376-410-020; and

WHEREAS, GRANTOR intends to convey to the CITY and the CITY intends to acquire from GRANTOR a Public Right of Way Easement (“Easement”) for the purpose of constructing frontage improvements along George Avenue as part of the Safe Route to School Sidewalk Project (“Project”), described in the attached legal description marked Exhibit “A-1” and depicted on the attached plat map marked Exhibit “A-2”, which is attached hereto and incorporated herein by reference; and

WHEREAS, in order to facilitate the construction of the Project, GRANTOR intends to convey to the CITY and the CITY intends to accept a Temporary Construction Easement (“TCE”) from GRANTOR on, over, and under a portion of GRANTOR’s property described in the attached legal description marked Exhibit “B-1” and depicted on the attached plat map marked Exhibit “B-2”, which is attached hereto and incorporated herein by reference; and

WHEREAS, GRANTOR agrees to sell and CITY agrees to buy the Easement and TCE (collectively “the Subject Property”), pursuant to the terms and conditions set forth in this Agreement.

NOW, THEREFORE, in consideration of the payment and other obligations set forth below, GRANTOR and CITY mutually agree as follows:

1. Execution and Delivery to Escrow

CITY shall open an escrow with the title company identified above (“Escrow Holder”) by delivery of a fully executed copy of this Agreement. Upon full execution of this Agreement by the parties (“Effective Date”), GRANTOR shall execute, notarize and deliver to Escrow Holder the Public Right-of-Way Easement and the Temporary Construction Easement (collectively “Easement Deeds”) in the form of Exhibits “A” and “B” respectively, attached hereto and made a part hereof.

2. Payment

A. Purchase Price

CITY shall tender payment to the Escrow Holder in the amount of Six Thousand Five Hundred Twenty One (\$6,521) Dollars ("Purchase Price"), which is specifically agreed by the parties to be the full amount of just compensation for conveyance of the Subject Property to the CITY.

B. Property Interest Free of Encumbrances

The Close of Escrow, defined below, is conditioned on the Subject Property being conveyed to CITY free and clear of all rights, restrictions, easements, impediments, encumbrances, liens, assessments or other security interests of any kind, except: (a) easements or rights-of-way for public roads or public utilities, if any; and (b) items specifically identified as Title Exceptions and shown on Exhibit "C", attached hereto and made a part hereof, if any.

For deeds of trust or similar security interests, in lieu of removal, GRANTOR may, if approved by CITY, obtain from each party holding the security interest, by a recordable written instrument, its consent to the terms hereof, and its agreement that its security interest is and shall be subordinate to the terms hereof, and that it is and shall be bound by the covenants and agreements made by GRANTOR herein.

C. Taxes

Taxes for the fiscal year in which the escrow closes shall be cleared and paid for in the manner required by Section 5086 of the Revenue and Taxation Code. As a deduction from the amount shown in Section 2A., above, the CITY shall be authorized to pay any delinquent taxes due in any fiscal year, except the fiscal year in which this escrow closes, together with penalties and interest thereon.

3. Just Compensation

A. GRANTOR agrees that performance of this Agreement by CITY, including the payment recited in Section 2A., above, shall constitute full and fair compensation and consideration for any and all claims that GRANTOR may have against CITY by reason of the acquisition, improvement, possession, use and/or occupancy of the Subject Property, and GRANTOR hereby waives any and all such claims, including claims for severance or taking compensation or damages on account of the acquisition of the Subject Property or the location, establishment, construction or operation of the above-named Project on the Subject Property.

B. The foregoing waiver shall include any and all rights or claims that GRANTOR may have under Article 1, Section 19 of the California Constitution, the Eminent Domain Law, or any other law or regulation; except as provided herein. GRANTOR further waives any claims for relocation assistance or benefits, if any, to which GRANTOR may be entitled pursuant to applicable sections in Chapter 16 of Division 7 of Title 1 of the California Government Code (Gov. Code sec. 7260, et seq.) ("California Relocation Assistance Law"), regulations adopted by the State of California to implement or pursuant to the California Relocation Assistance Law, and/or the Federal Uniform Relocation Assistance Act (42 U.S.C. sec.

4601, et seq.). GRANTOR is aware of and understands all potential benefits to which he/she/it is otherwise entitled and has had the opportunity to discuss potential benefits with representatives of the CITY and with legal counsel of his/her/its choice.

4. Waiver under Section 1542

The parties intend that this Agreement will result in a full, complete, and final resolution and settlement of any and all claims, causes of action or disputes which exist, or may exist, between them as to the acquisition, possession and/or use of the Subject Property by the CITY, except as expressly provided herein. It is therefore understood that the waiver, under this Agreement, of any rights, damages, compensation or benefits to which a party is, or may be, entitled is intended to be full and complete. Accordingly:

- A. GRANTOR hereby waives any and all rights or benefits arising from and/or related to the CITY's acquisition, possession and/or use of the Subject Property that it may have under section 1542 of the Civil Code of the State of California which provides:

“a general release does not extend to claims which the creditor does not know or suspect to exist in his favor at the time of executing the release, which if known by him must have materially affected his settlement with the debtor.”

- B. The GRANTOR represents and warrants that he/she/it understands the effect of this waiver of section 1542 and has had the opportunity to discuss the effect of this waiver with counsel of their choice.

5. Title Insurance

CITY may obtain a CLTA extended coverage GRANTOR's policy of title insurance in the amount of the Purchase Price insuring that clear title to the Subject Property is vested in CITY upon recording of the Easement Deeds.

6. Escrow

Unless extended by the mutual agreement of the parties, the escrow shall close within ninety (90) days after the Effective Date of this Agreement, or shall be the date the Easement Deeds are recorded in the Recorder's Office for Riverside County ("Close of Escrow"), whichever occurs first; provided that if a Resolution or Resolutions of Necessity are required in order to condemn any property required for the above-named Project, the escrow shall not close prior to the adoption of the Resolution(s) of Necessity by the City Council. Nothing stated in this Agreement is intended to dictate, preclude, or limit, in any way, the CITY's exercise of its discretion in determining whether or not to adopt a Resolution of Necessity. If a Resolution or Resolutions of Necessity are required and the City Council does not adopt the Resolution(s), this Agreement may, at CITY's election, be deemed cancelled and of no force and effect, in which event both parties shall be released from any and all liability to each other of any sort or nature relating to this acquisition or the Project, and all amounts deposited in escrow by CITY shall be returned forthwith to CITY by the Escrow Holder.

- A. The Escrow Holder may expend any or all monies payable under this Agreement and deposited into escrow to discharge any obligations which are liens upon the Subject Property, including, but not limited to, those arising from judgments, assessments, delinquent taxes for other than the fiscal year in which the escrow closes, or debts

secured by deeds of trust or mortgages, and/or to defray any other incidental costs other than those specified in Section 2B hereof to be borne by the CITY. The Escrow Holder shall release payment to GRANTOR, return any credited amounts to CITY, and record the Easement Deeds in the Recorder's Office for Riverside County upon the Close of Escrow. Title to the Subject Property shall pass to CITY immediately upon Close of Escrow.

- B. This Agreement may serve in whole or in part as escrow instructions. The issuance of any further escrow instructions shall be the sole responsibility of CITY. The GRANTOR agrees to execute such additional documents as may be reasonably necessary to consummate the purchase and sale herein contemplated.

7. Fees

The CITY shall pay all escrow, recording and title insurance fees incurred in this transaction.

8. Option to Extend Temporary Construction Easement

GRANTOR agrees that upon the expiration of the TCE, CITY has the option to extend the term of the TCE area, or any portion thereof, for up to twelve (12) months. The rate for the extended use of the TCE shall be \$9.33 per month. It is further agreed and understood that CITY shall provide GRANTOR with the written notice of its intent to extend the term of the TCE at least thirty (30) days prior to the expiration of the TCE.

9. Possession and Use of the Subject Property

Upon execution of this Agreement, CITY shall have the right of possession and use of the Subject Property, including the right to remove and dispose of improvements and construct the Project; provided that CITY makes no representation that the Project shall be constructed, and no liability or obligation whatsoever shall be incurred by CITY by reason of any failure to construct the Project for any reason. If, after CITY takes possession, the Subject Property subsequently is not acquired by CITY for any reason, CITY shall restore the Property to the condition existing prior to CITY's possession or use hereunder unless otherwise agreed by the parties. It is agreed and confirmed by the parties hereto that the consideration paid for the Subject Property includes, but is not limited to, full payment for such possession and use, including damages, if any, and interest from said date.

10. Eminent Domain

- A. It is mutually understood that the acquisition of the Subject Property by CITY is for a public purpose, and therefore, the CITY can acquire the Subject Property through the exercise of the power of eminent domain. GRANTOR is compelled to sell, and the CITY is compelled to acquire, the Property. The acquisition by and through this Agreement is in lieu of CITY's exercise of the power of eminent domain. Both GRANTOR and CITY recognize the expense, time, effort and risk to both GRANTOR and CITY in resolving a dispute over compensation for acquisition of the Property by eminent domain litigation. The compensation set forth herein is in compromise and settlement, in lieu of such litigation.
- B. If any eminent domain action that includes the Subject Property, or any portion thereof, has been filed by the CITY and after said filing the GRANTOR subsequently agrees and

consents to the dismissal of said action, then the GRANTOR hereby waives any and all claims to any money that may have been deposited in any Court or with the State Treasurer in any such action and waives any and all claims for damages, costs, or litigation expenses, including attorney's fees, arising by virtue of the abandonment of the action pursuant to Section 1268.510 of the California Code of Civil Procedure.

11. Amendment

This agreement may be modified, changed or rescinded only by an instrument in writing executed by the parties hereto.

12. No Leases

GRANTOR warrants that there are no leases, except as disclosed on Exhibit "D" attached hereto, on all or any portion of the Subject Property, and the GRANTOR further agrees to hold the CITY harmless and reimburse the CITY for any of its losses and expenses occasioned by reason of any lease of all or a portion of the Subject Property, other than disclosed on Exhibit "D". GRANTOR agrees not to assign, transfer or sell to any third party any right, title or interest GRANTOR has in the Property. The parties acknowledge that, upon acquisition by CITY, any lease, tenancy or occupancy disclosed on Exhibit "D" shall terminate as to that part of the lease, tenancy or occupancy being acquired by CITY pursuant to this Agreement. Further, if there exist either recorded or unrecorded leases, the parties agree that at CITY's sole discretion, escrow shall not close and this Agreement shall become all or in part null and void if Escrow Holder fails to receive adequate documentation (such as a quitclaim deed and/or Tenant Consent) establishing that lessee has agreed to claim no interest in the Property or in any compensation for the Property and further enables CITY to obtain sufficient title insurance.

13. Grantor's Representations

A. GRANTOR makes the following representations and warranties:

- i.** GRANTOR certifies that it owns full legal title to the Subject Property, and has full power and authority to convey all property rights described herein to CITY.
- ii.** This Agreement constitutes a legal, valid, and binding obligation of GRANTOR enforceable in accordance with its terms.
- iii.** To the best of GRANTOR's knowledge there is no suit, action, arbitration, legal, administrative or other proceeding or inquiry pending or threatened against the Subject Property, or any portion thereof, or pending or threatened against GRANTOR which could (i.) affect GRANTOR's title to the Subject Property, or any portion thereof, (ii.) affect the value of the Subject Property, or any portion thereof, or (iii.) subject any GRANTOR of the Subject Property, or any portion thereof, to liability.
- iv.** To the best of GRANTOR's knowledge, there are no uncured notices, which have been served upon GRANTOR from any governmental agency notifying GRANTOR of any violations of law, ordinance, rule, or regulation, which would affect the Subject Property, or any portion thereof.

- v. There are no Hazardous Substances (as defined below), or storage tanks containing Hazardous Substances, in, on, under, or about the Subject Property.
- vi. To the best of GRANTOR's knowledge, there has been no production, storage, disposal, presence, observance, or release of any Hazardous Substances in, on, under, or about the Subject Property.
- vii. The GRANTOR and the Subject Property are not in violation of any federal, state, or local law, ordinance, regulation, order, decree, or judgment relating to Hazardous Substances and/or environmental conditions in, on, under, or about the Subject Property.
- viii. To the best of GRANTOR's knowledge, there are no notices or other information giving GRANTOR reason to believe that any conditions existing on the Subject Property or in the vicinity of the Subject Property subject or could subject any GRANTOR of the Subject Property to potential liabilities under any federal, state or local law, statute, ordinance, regulation, rule, order, decree, or other governmental requirement that pertains to the regulation of Hazardous Substances and/or the protection of public health and safety and/or the environment, including, but not limited to, the ambient air, soil, soil vapor, groundwater, surface water or land use.
- ix. To the best of GRANTOR's knowledge, there are no violations of any federal, state or local law, statute, ordinance, regulation, rule, order, decree, or other governmental requirement that pertains to the regulation of Hazardous Substances and/or the protection of public health and safety or the environment, including, but not limited to, the ambient air, soil, soil vapor, groundwater, surface water or land use, nor of any legal, administrative or other action or proceeding, pending or threatened, affecting the Subject Property and relating to Hazardous Substances and/or environmental compliance.
- x. To the best of GRANTOR's knowledge, there is no license, permit, option, right of first refusal, or other agreement, written or oral, which affects the Subject Property or any portion thereof.
- xi. To the best of GRANTOR's knowledge conveyance of the property rights described herein will not constitute a breach or default under any agreement to which GRANTOR is bound and/or to which the Subject Property is subject.

B. Each of the above warranties and representations is material and is relied upon by CITY separately and collectively. Each of the above representations shall be deemed to have been made as of the date that the Easement Deeds are recorded, and shall survive the recording of the Easement Deeds by a period of two years following the date that the Easement Deeds are recorded. If, before the recording of the Easement Deeds, GRANTOR discovers any information or facts that would materially change any of these warranties and representations, GRANTOR shall immediately give notice in writing to CITY of such facts and information. If any of the foregoing warranties and representations cease to be true before the recording of the Easement Deeds, the CITY may, at its unfettered discretion, either cancel and terminate this Agreement or give the GRANTOR the option to remedy the problem before the recording of the Easement Deeds or deduct from the payments required by Section 2B, above, as a credit to CITY, in an amount as determined by the CITY reasonably required to remedy the problem.

14. Liability for Hazardous Substances

The parties acknowledge, understand, and agree that any liability associated with the presence of any Hazardous Substances, as defined below, on or adjacent to any portion of the Subject Property shall be governed by the provisions of Section 15 below, regardless of whether any inspection, examination, sampling, testing, assessment, or other investigation is conducted by CITY.

“Hazardous Substance(s)” includes, but is not limited to, any hazardous or toxic substance, material or waste, or any solid waste, pollutant, or contaminant that is:

- (i) Regulated by any local governmental agency, the State of California or the United States Government;
- (ii) defined as such in any federal, State, or local statute, ordinance, rule, or regulation applicable to the property, including, without limitation, the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended (Title 42 United States Code sections 9601-9675), the Resource Conservation and Recovery Act (Title 42 United States Code sections 6901-6992k), the Carpenter-Presley-Tanner Hazardous Substance Account Act (California Health and Safety Code sections 25330-25395), and the Hazardous Waste Control Law (California Health and Safety Code sections 25100-25250.25);
- (iii) listed in the United States Department of Transportation Table (49 CFR § 172.101) or by the Environmental Protection Agency, or listed as hazardous substances by any equivalent State of California or local governmental agency, or any successor agency (40 CFR Part 302);
- (iv) asbestos or asbestos containing material;
- (v) radon gas;
- (vi) petroleum or petroleum fractions;
- (vii) any explosive substances;
- (viii) polychlorinated biphenyl;
- (ix) a radioactive material, and
- (x) per chlorate.

15. Indemnification

GRANTOR agrees and covenants to indemnify, defend (with counsel acceptable to the CITY) hereinafter (“Indemnified Party”), which consent shall not be unreasonably withheld), and hold the Indemnified Party, and its officers, employees, and agents harmless from and against any and all liabilities, penalties, losses, damages, costs, expenses (including reasonable attorneys' fees, whether for outside counsel or the CITY Attorney), causes of action, claims, or judgments that arise by reason of any death, bodily injury, personal injury, property or economic damage, or

violation of any law or regulation, or damage to the environment, including ambient air, soil, soil vapor, groundwater, or surface water, and resulting from or in any way connected with:

- (i) any acts or omissions related to the performance of this Agreement;
- (ii) any breach of this Agreement, or;
- (iii) the occupancy or use of the Subject Property (including, but not limited to, the use, storage, treatment, transportation, release, or disposal of Hazardous Substances on or about any portion of the Subject Property), by the GRANTOR, its officers, employees, agents, engineers, contractors or subcontractors, or any other person or entity employed by or acting on their behalf.

16. Attorney Fees

Either party may bring a suit or proceeding to enforce or require performance of the terms of this Agreement, and the prevailing party in such suit or proceeding shall be entitled to recover from the other party reasonable costs and expenses, including attorney's fees.

17. Notices

Any notice that either party may or is required to give the other shall be in writing, and shall be either personally delivered or sent by regular U.S. Mail, to the following address:

To City:

City of Wildomar
Public Works Department
Development Services
23873 Clinton Keith Road, Suite 201
Wildomar, CA 92795
Attention: Real Property Manager

To Grantor:

Vitalon Investment Company
Attn: David Kao
5225 Via Brumosa
Yorba Linda, CA 92886

18. Recording

Either party may record this Agreement in the Recorder's Office for Riverside County.

19. Binding on Successors

This Agreement shall be binding on and shall inure to the benefit of the CITY and GRANTOR, and their respective successors, assigns, and their past, present and future officers, employees and agents; provided that this Agreement may only be assigned with the written consent of both parties, and any attempt to assign this Agreement without such consent shall be void.

20. Brokers

GRANTOR and CITY each warrant to the other that no person or entity can properly claim a right to a commission, finder's fee, or other compensation with respect to the transaction contemplated by this Agreement. If any broker or finder makes any claim for a commission or finder's fee, the party through which the broker or finder makes such claim shall indemnify, defend and hold the other party harmless from all liabilities, expenses, losses, damages or claims

(including the indemnified party's reasonable attorneys' fees) arising out of such broker's or finder's claims.

21. Time of Essence

Time is of the essence for each condition, term, and provision in this Agreement.

22. Waivers

No waiver of any breach of any covenant or provision in this Agreement shall be deemed a waiver of any other covenant or provision in this Agreement and no waiver shall be valid unless in writing and executed by the waiving party.

23. Severability

If any term or provision of this Agreement shall, to any extent, be held invalid or unenforceable, the remainder of this Agreement shall not be affected, so long as the economic or legal substance of the transactions contemplated hereby is not affected in any manner adverse to either party. Upon such determination that any term or provision is illegal or incapable of being enforced, the parties hereto shall negotiate in good faith to modify this Agreement so as to effect the original intent of the parties as closely as possible in an acceptable manner to the end that transactions contemplated hereby are fulfilled to the greatest extent possible.

24. Construction

Section headings are solely for the convenience of the parties and are not a part of and shall not be used to interpret this Agreement. The singular form shall include the plural and vice versa. This Agreement shall not be construed as if it had been prepared by one of the parties, but rather as if both parties have prepared it. Unless otherwise indicated, all references to Sections are to this Agreement.

25. Governing Law

This Agreement shall be construed in accordance with and governed by the laws of the State of California. Any legal action arising under or related to this Agreement shall be brought and prosecuted in the Riverside County Superior Court.

26. Special Provisions

The Special Provisions attached hereto as Exhibit "E," if any, are hereby incorporated, and made a part of this Agreement by this reference. In the event of any conflict or inconsistency between this Agreement and the Special Provisions, the terms of the Special Provisions shall prevail.

27. Entire Agreement

The parties have herein set forth the whole of their Agreement. All prior oral discussions, representations, and/or agreements, if any, are specifically superseded by this Agreement, which is intended by the parties to contain all of the terms and conditions agreed to by them with regard to acquisition of the Subject Property by CITY.

28. Authority

Each individual executing this Agreement on behalf of an entity represents and warrants that he or she has been authorized to do so by the entity on whose behalf he or she executes this Agreement and that said entity will thereby be obligated to perform the terms of this Agreement.

(The remainder of this page intentionally left blank)

IN WITNESS WHEREOF, the parties have executed this Agreement on the dates set forth below.

GRANTOR(S):
VITALON INVESTMENT COMPANY,
a California Limited Partnership

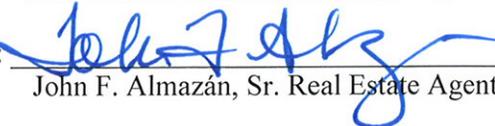
Date: Nov. 17, 2011
By: 
Print: David Kao
Title: General Partner

Date: Nov. 17, 2011
By: 
Print: Chenli Kao
Title: General Partner

GRANTEE:
CITY OF WILDOMAR,
a Municipal Corporation

Date: _____
By: _____
Frank Oviedo, City Manager

RECOMMENDED FOR APPROVAL:

Date: 11-22-2011
By: 
John F. Almazán, Sr. Real Estate Agent

APPROVED AS TO FORM:

Date: _____
By: _____
Julie Biggs, City Attorney

ATTEST:

Date: _____
By: _____
Debbie Lee, City Clerk

**Note: If Grantor is a corporation, the following two signatures are required: (1) the first signature by either the Chairman of the Board, the President, or any Vice President of the corporation; and (2) the second signature by either the Secretary, any Assistant Secretary, the Chief Financial Officer or any Assistant Treasurer of the corporation.*

EXHIBIT "A"
Public Right of Way Easement

NO FEE DOCUMENT
Government Code §6103 & §27383

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

City Clerk
CITY OF WILDOMAR
23873 Clinton Keith Road, Suite 201
Wildomar, CA 92595

The Above Space For Recorder's Use Only

OK to Accept: _____

Date: _____

Project Name: Wildomar Safe Route to School Sidewalk
Address: SW Corner of George Avenue and La Estrella Street
Wildomar, CA
APN: 376-410-020
Project No.: ACQ# 11-03-01
Title Order No. 12529731-10

THIS TRANSACTION IS EXEMPT FROM CALIFORNIA DOCUMENTARY TRANSFER TAX PURSUANT TO SECTION 11922 OF THE CALIFORNIA REVENUE AND TAXATION CODE. THIS DOCUMENT IS EXEMPT FROM RECORDING FEES PURSUANT TO SECTIONS 6103 and 27383 OF THE CALIFORNIA GOVERNMENT CODE.

GRANT OF PUBLIC RIGHT-OF-WAY

FOR VALUABLE CONSIDERATION, receipt and sufficiency of which is hereby acknowledged, Vitalon Investment Company, a California Limited Partnership ("GRANTOR"), hereby grants to the CITY OF WILDOMAR, a municipal corporation, a public right-of-way, on, over and under Grantor's Property, for the purpose of public use, construction, repair and maintenance of public right-of-ways, highways and roadways, together with any and all appurtenant structures ("Public Right-of-Way") all uses incidental thereto all that real property situated in the City of Wildomar, County of Riverside, State of California, described as follows:

See Exhibit A, legal description, and Exhibit B, plat to accompany legal description, attached hereto and made a part hereof.

Said Public Right-of-Way to be known as George Avenue and La Estrella Street.

Executed this _____ day of _____, 20_____

By: _____

Printed: _____

By: _____

Printed: _____

Mail Tax Statements To: Finance Department City of Wildomar 23873 Clinton Keith Road, Suite 201 Wildomar, CA 92595
--

EXHIBIT "A-1"
Legal Description

EXHIBIT "A"
RIGHT-OF-WAY EASEMENT

THAT CERTAIN PARCEL OF LAND SITUATED IN THE CITY OF WILDOMAR, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, BEING PORTIONS OF PARCEL 3 OF PARCEL MAP 9789, FILED IN BOOK 44, PAGE 51 OF PARCEL MAPS, RECORDS OF SAID COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEASTERLY CORNER OF SAID PARCEL 3, SAID POINT BEING ON THE WESTERLY RIGHT-OF-WAY OF GEORGE AVENUE (30 FOOT HALF WIDTH) SHOWN AS LOT "I" ON SAID PARCEL MAP 9789;

THENCE NORTH 01°11'13" WEST ALONG SAID WESTERLY RIGHT-OF-WAY, A DISTANCE OF 285.96 FEET;

THENCE NORTH 46°14'46" WEST, A DISTANCE OF 21.24 FEET TO THE NORTHERLY LINE OF SAID PARCEL 3, SAID POINT BEING ON THE SOUTHERLY RIGHT-OF-WAY OF LA ESTRELLA STREET (30 FOOT HALF WIDTH) SHOWN AS LOT "H" ON SAID PARCEL MAP 9789;

THENCE SOUTH 88°41'40" WEST ALONG SAID SOUTHERLY RIGHT-OF-WAY, A DISTANCE OF 22.00 FEET;

THENCE LEAVING SAID SOUTHERLY RIGHT-OF-WAY SOUTH 58°43'44" EAST, A DISTANCE OF 27.29 FEET TO A LINE PARALLEL WITH AND 14 FEET WESTERLY, MEASURED AT RIGHT ANGLES, TO SAID WESTERLY RIGHT-OF-WAY;

THENCE SOUTH 01°11'13" EAST ALONG SAID PARALLEL LINE, A DISTANCE OF 286.28 FEET TO THE SOUTHERLY LINE OF SAID PARCEL 3;

THENCE ALONG SAID SOUTHERLY LINE NORTH 88°43'32" EAST, A DISTANCE OF 14.00 FEET TO THE **POINT OF BEGINNING**;

THE ABOVE DESCRIBED PARCEL OF LAND CONTAINS 4,270 SQUARE FEET (0.0980 ACRES), MORE OR LESS.

ALL AS SHOWN ON EXHIBIT "B", ATTACHED HERETO AND MADE A PART THEREOF.

SUBJECT TO ALL COVENANTS, RIGHTS, RIGHTS-OF-WAY, AND EASEMENTS OF RECORD, IF ANY.

THIS REAL PROPERTY DESCRIPTION HAS BEEN PREPARED BY ME, OR UNDER MY DIRECTION, IN CONFORMANCE WITH THE PROFESSIONAL LAND SURVEYOR'S ACT.

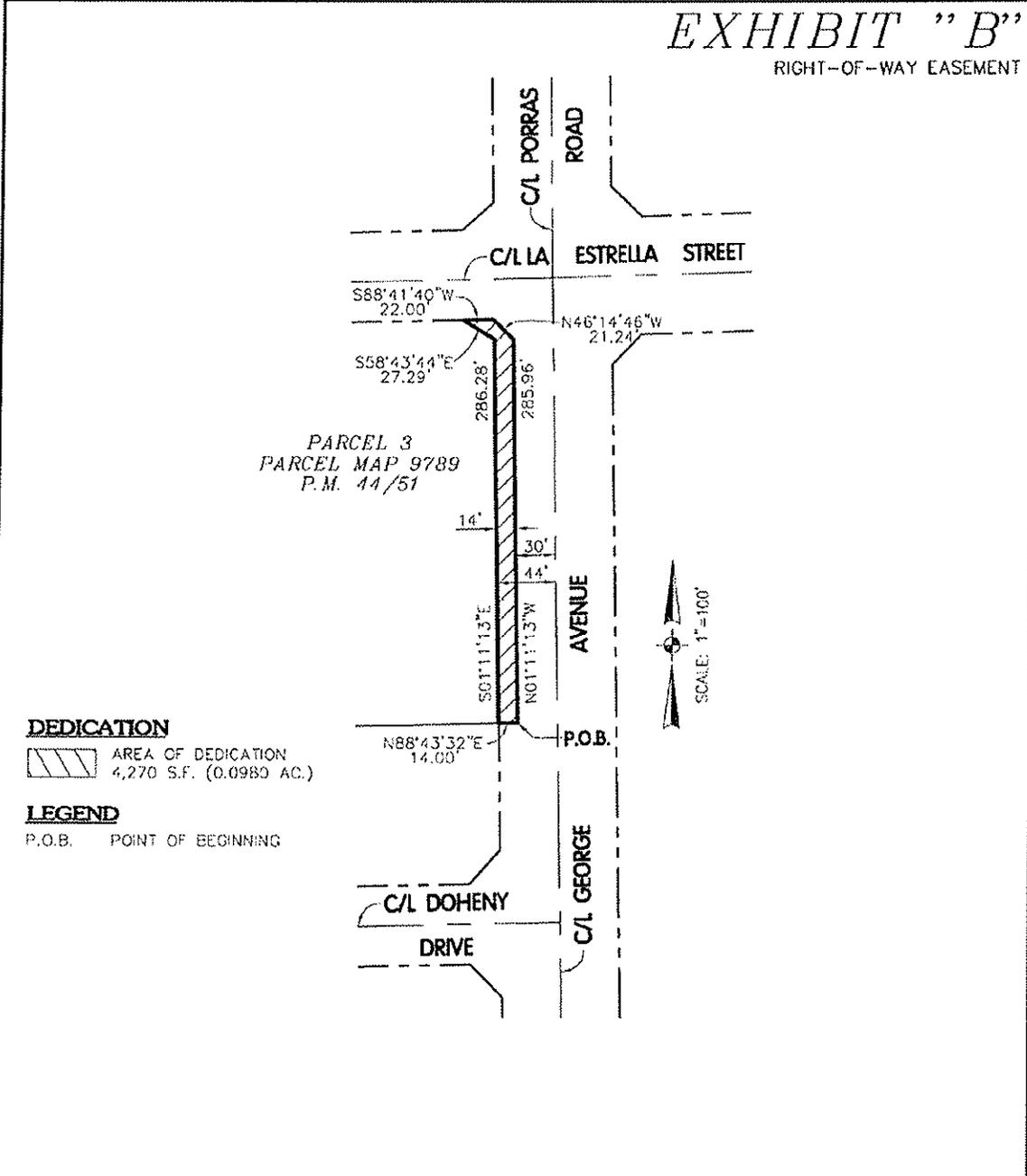
 5/31/11
RICHARD C. MAHER, PLS 7564 DATE
THIS DOCUMENT IS PRELIMINARY UNLESS SIGNED



EXHIBIT "A-2"
Plat Map

EXHIBIT "B"

EXHIBIT "B"
RIGHT-OF-WAY EASEMENT



DEDICATION

 AREA OF DEDICATION
4,270 S.F. (0.0980 AC.)

LEGEND

P.O.B. POINT OF BEGINNING


KDM MERIDIAN, INC
22541 ASPAN STREET, SUITE C
LAKE FOREST, CA
(949) 768-0731 TEL
(949) 768-3731 FAX

CITY OF WILDOMAR, CALIFORNIA

THIS PLAT IS SOLELY AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE ATTACHED DOCUMENT.

SHEET 1 OF 1	RIGHT-OF-WAY EASEMENT
SCALE = 100'	DATE 5/31/11

EXHIBIT "B"
Temporary Construction Easement

NO FEE DOCUMENT
Government Code §6103 & §27383

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

City Clerk
CITY OF WILDOMAR
23873 Clinton Keith Road, Suite 201
Wildomar, CA 92695

The Above Space For Recorder's Use Only

OK to Accept: _____

Date: _____

Project Name: Wildomar Safe Route to School
Sidewalk
Address: SW Corner of George Avenue and La
Estrella Street
APN: 376-410-020
Project No.: ACQ #11-03-01
Title Order No. 12529731-10
Escrow No. 12529731-10

THIS TRANSACTION IS EXEMPT FROM CALIFORNIA DOCUMENTARY TRANSFER TAX PURSUANT TO SECTION 11922 OF THE CALIFORNIA REVENUE AND TAXATION CODE. THIS DOCUMENT IS EXEMPT FROM RECORDING FEES PURSUANT TO SECTIONS 6103 and 27383 OF THE CALIFORNIA GOVERNMENT CODE.

TEMPORARY CONSTRUCTION EASEMENT

FOR VALUABLE CONSIDERATION, receipt and sufficiency of which is hereby acknowledged, **VITALON INVESTMENT COMPANY**, a California Limited Partnership ("GRANTOR"), hereby grants to the **CITY OF WILDOMAR**, a municipal corporation ("GRANTEE"), a **TEMPORARY CONSTRUCTION EASEMENT ("EASEMENT")**, for the purpose of public use, inclusive of ingress and egress, including construction, reconstruction, installation, improvement, repair, inspection, expansion, and maintenance of public right-of-ways, highways, roadways, services, utilities, landscape improvements, and necessary appurtenances thereto, on, over, and under Grantor's Property, (including the right to re-grade the underlying property to conform to the grade of the adjacent street) located in the City of Wildomar, County of Riverside, State of California described as follows:

See Exhibit "A", legal description, and Exhibit "B", plat to accompany legal description, attached hereto and incorporated herein by this reference.

Grantor agrees that the term of the Easement shall commence on September 1, 2011 and extend to 11:59 p.m. August 31, 2012.

Executed this _____ day of _____, 20____

GRANTOR: VITALON INVESTMENT COMPANY, a California Limited Partnership

By: _____

Print name: _____

Title: _____

By: _____

Print name: _____

Title: _____

EXHIBIT "B-1"
Legal Description

EXHIBIT "A"
TEMPORARY CONSTRUCTION EASEMENT

THAT CERTAIN PARCEL OF LAND SITUATED IN THE CITY OF WILDOMAR, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, BEING PORTIONS OF PARCEL 3 OF PARCEL MAP 9789, FILED IN BOOK 44, PAGE 51 OF PARCEL MAPS, RECORDS OF SAID COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEASTERLY CORNER OF SAID PARCEL 3, SAID POINT BEING ON THE WESTERLY RIGHT-OF-WAY OF GEORGE AVENUE (30 FOOT HALF WIDTH) SHOWN AS LOT "I" ON SAID PARCEL MAP 9789;

THENCE SOUTH 88°43'32" WEST ALONG THE SOUTHERLY LINE OF SAID PARCEL 3, A DISTANCE OF 14.00 FEET TO A LINE PARALLEL WITH AND 14 FEET WESTERLY, MEASURED AT RIGHT ANGLES, TO SAID WESTERLY RIGHT-OF-WAY, SAID POINT BEING THE **TRUE POINT OF BEGINNING**;

THENCE NORTH 01°11'13" WEST ALONG SAID PARALLEL LINE, A DISTANCE OF 286.28 FEET;

THENCE NORTH 58°43'44" WEST, A DISTANCE OF 27.29 FEET TO THE NORTHERLY LINE OF SAID PARCEL 3, SAID POINT BEING ON THE SOUTHERLY RIGHT-OF-WAY OF LA ESTRELLA STREET (30 FOOT HALF WIDTH) SHOWN AS LOT "H" ON SAID PARCEL MAP 9789;

THENCE SOUTH 88°41'40" WEST ALONG SAID SOUTHERLY RIGHT-OF-WAY, A DISTANCE OF 10.48 FEET;

THENCE SOUTH 01°18'20" EAST PERPENDICULAR TO SAID SOUTHERLY RIGHT-OF-WAY, A DISTANCE OF 12.00 FEET;

THENCE SOUTH 57°12'39" EAST, A DISTANCE OF 25.90 FEET;

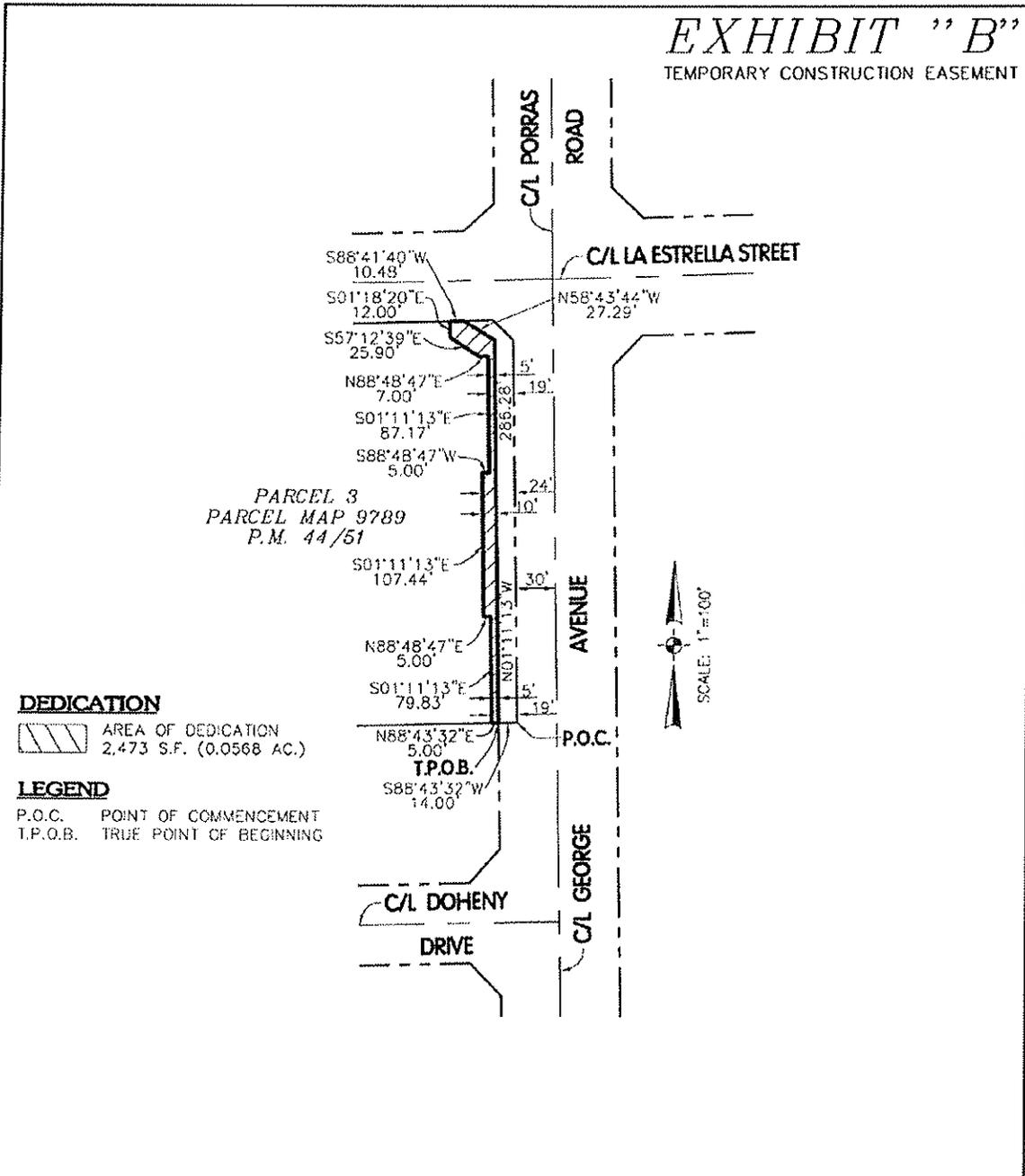
THENCE NORTH 88°48'47" EAST PERPENDICULAR TO SAID WESTERLY RIGHT-OF-WAY, A DISTANCE OF 7.00 FEET TO A LINE PARALLEL WITH AND 19 FEET WESTERLY, MEASURED AT RIGHT ANGLES, TO SAID WESTERLY RIGHT-OF-WAY;

THENCE SOUTH 01°11'13" EAST ALONG SAID LAST MENTIONED PARALLEL LINE, A DISTANCE OF 87.17 FEET;

THENCE SOUTH 88°48'47" WEST PERPENDICULAR TO SAID WESTERLY RIGHT-OF-WAY, A DISTANCE OF 5.00 FEET TO A LINE PARALLEL WITH AND 24 FEET WESTERLY, MEASURED AT RIGHT ANGLES, TO SAID WESTERLY RIGHT-OF-WAY;

THENCE SOUTH 01°11'13" EAST ALONG SAID LAST MENTIONED PARALLEL LINE, A DISTANCE OF 107.44 FEET;

EXHIBIT "B-2"
Plat Map





KDM MERIDIAN, INC
 22541 ASPAN STREET, SUITE C
 LAKE FOREST, CA
 (949) 768-0731 TEL
 (949) 768-3731 FAX

CITY OF WILDOMAR, CALIFORNIA		
THIS PLAT IS SOLELY AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE ATTACHED DOCUMENT.		
SHEET 1 OF 1	TEMPORARY CONSTRUCTION EASEMENT	
SCALE = 100'		DATE 5/31/11

EXHIBIT "C"

Title exceptions that will not be removed, if any, as noted in preliminary title report dated February 11, 2011:

1. Water rights, claims or title to water, whether or not shown by the public records.
2. An easement for the purposes shown below and rights incidental thereto as shown or as offered for dedication on the recorded map shown below.

Map: Parcel Map No. 9789
Recorded: in Book 44, Page(s) 51 of Parcel Maps
Easement purpose: public road and utility
Affects: Lots G, H, and I

Said offer was accepted for public use by a resolution
Executed by: Board of Supervisors of the County of Riverside, State of California
Recorded: June 30, 2005 as Instrument No. 2005-0519833 of Official Records

Said matter affects Lot H

EXHIBIT "D"
Leases, if any

NO LEASES

EXHIBIT "E"
Special Provisions

Construction Contract Work

NONE

NO FEE DOCUMENT

Government Code §6103 & §27383

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

City Clerk

CITY OF WILDOMAR

23873 Clinton Keith Road, Suite 201
Wildomar, CA 92595

The Above Space For Recorder's Use Only

OK to Accept: _____

Date: _____

Project Name: Wildomar Safe Route to School Sidewalk

Address: SW Corner of George Avenue and La Estrella Street
Wildomar, CA

APN: 376-410-020

Project No.: ACQ# 11-03-01

Title Order No. 12529731-10

THIS TRANSACTION IS EXEMPT FROM CALIFORNIA DOCUMENTARY TRANSFER TAX PURSUANT TO SECTION 11922 OF THE CALIFORNIA REVENUE AND TAXATION CODE. THIS DOCUMENT IS EXEMPT FROM RECORDING FEES PURSUANT TO SECTIONS 6103 and 27383 OF THE CALIFORNIA GOVERNMENT CODE.

GRANT OF PUBLIC RIGHT-OF-WAY

FOR VALUABLE CONSIDERATION, receipt and sufficiency of which is hereby acknowledged, **VITALON INVESTMENT COMPANY**, a California Limited Partnership ("GRANTOR"), hereby grants to the CITY OF WILDOMAR, a municipal corporation, a public right-of-way, on, over and under Grantor's Property, for the purpose of public use, construction, repair and maintenance of public right-of-ways, highways and roadways, together with any and all appurtenant structures ("Public Right-of-Way") all uses incidental thereto all that real property situated in the City of Wildomar, County of Riverside, State of California, described as follows:

See Exhibit A, legal description, and Exhibit B, plat to accompany legal description, attached hereto and made a part hereof.

Said Public Right-of-Way to be known as George Avenue and La Estrella Street.

Executed this 17 day of Nov., 2011

By: 

Printed: David Tejeng Kao

By: 

Printed: Chenli Hsu Kao

Mail Tax Statements To:
Finance Department
City of Wildomar
23873 Clinton Keith Road,
Suite 201
Wildomar, CA 92595

CALIFORNIA ALL-PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

DAL S. CHONG
Commission # 1893258
Notary Public - California
Orange County
My Comm. Expires Jul 17, 2014

State of California

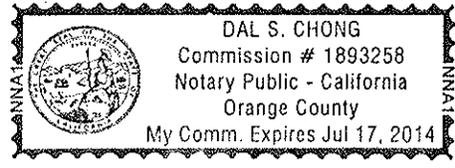
County of Orange

On Nov. 17th, 2011 before me, Dal S. Chong, Notary Public
(Here insert name and title of the officer)

personally appeared David T. Kao and Chenli H. Kao

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies) and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.



WITNESS my hand and official seal.

[Signature]
Signature of Notary Public

(Notary Seal)

ADDITIONAL OPTIONAL INFORMATION

INSTRUCTIONS FOR COMPLETING THIS FORM

Any acknowledgment completed in California must contain verbiage exactly as appears above in the notary section or a separate acknowledgment form must be properly completed and attached to that document. The only exception is if a document is to be recorded outside of California. In such instances, any alternative acknowledgment verbiage as may be printed on such a document so long as the verbiage does not require the notary to do something that is illegal for a notary in California (i.e. certifying the authorized capacity of the signer). Please check the document carefully for proper notarial wording and attach this form if required.

DESCRIPTION OF THE ATTACHED DOCUMENT
Grant of Public Right-of-Way
(Title or description of attached document)
APN 376-410-020
(Title or description of attached document continued)
 Number of Pages one Document Date 11/17/11
(Additional information)

CAPACITY CLAIMED BY THE SIGNER

Individual(s)
 Corporate Officer
(Title)

Partner(s)
 Attorney-in-Fact
 Trustee(s)
 Other _____

- State and County information must be the State and County where the document signer(s) personally appeared before the notary public for acknowledgment.
- Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the acknowledgment is completed.
- The notary public must print his or her name as it appears within his or her commission followed by a comma and then your title (notary public).
- Print the name(s) of document signer(s) who personally appear at the time of notarization.
- Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. he/she/they- is /are) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
- The notary seal impression must be clear and photographically reproducible. Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits. otherwise complete a different acknowledgment form.
- Signature of the notary public must match the signature on file with the office of the county clerk.
 - ❖ Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.
 - ❖ Indicate title or type of attached document, number of pages and date.
 - ❖ Indicate the capacity claimed by the signer. If the claimed capacity is a corporate officer, indicate the title (i.e. CEO, CFO, Secretary).
- Securely attach this document to the signed document

EXHIBIT "A"
RIGHT-OF-WAY EASEMENT

THAT CERTAIN PARCEL OF LAND SITUATED IN THE CITY OF WILDOMAR, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, BEING PORTIONS OF PARCEL 3 OF PARCEL MAP 9789, FILED IN BOOK 44, PAGE 51 OF PARCEL MAPS, RECORDS OF SAID COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEASTERLY CORNER OF SAID PARCEL 3, SAID POINT BEING ON THE WESTERLY RIGHT-OF-WAY OF GEORGE AVENUE (30 FOOT HALF WIDTH) SHOWN AS LOT "I" ON SAID PARCEL MAP 9789;

THENCE NORTH 01°11'13" WEST ALONG SAID WESTERLY RIGHT-OF-WAY, A DISTANCE OF 285.96 FEET;

THENCE NORTH 46°14'46" WEST, A DISTANCE OF 21.24 FEET TO THE NORTHERLY LINE OF SAID PARCEL 3, SAID POINT BEING ON THE SOUTHERLY RIGHT-OF-WAY OF LA ESTRELLA STREET (30 FOOT HALF WIDTH) SHOWN AS LOT "H" ON SAID PARCEL MAP 9789;

THENCE SOUTH 88°41'40" WEST ALONG SAID SOUTHERLY RIGHT-OF-WAY, A DISTANCE OF 22.00 FEET;

THENCE LEAVING SAID SOUTHERLY RIGHT-OF-WAY SOUTH 58°43'44" EAST, A DISTANCE OF 27.29 FEET TO A LINE PARALLEL WITH AND 14 FEET WESTERLY, MEASURED AT RIGHT ANGLES, TO SAID WESTERLY RIGHT-OF-WAY;

THENCE SOUTH 01°11'13" EAST ALONG SAID PARALLEL LINE, A DISTANCE OF 286.28 FEET TO THE SOUTHERLY LINE OF SAID PARCEL 3;

THENCE ALONG SAID SOUTHERLY LINE NORTH 88°43'32" EAST, A DISTANCE OF 14.00 FEET TO THE **POINT OF BEGINNING**;

THE ABOVE DESCRIBED PARCEL OF LAND CONTAINS 4,270 SQUARE FEET (0.0980 ACRES), MORE OR LESS.

ALL AS SHOWN ON EXHIBIT "B", ATTACHED HERETO AND MADE A PART THEREOF.

SUBJECT TO ALL COVENANTS, RIGHTS, RIGHTS-OF-WAY, AND EASEMENTS OF RECORD, IF ANY.

THIS REAL PROPERTY DESCRIPTION HAS BEEN PREPARED BY ME, OR UNDER MY DIRECTION, IN CONFORMANCE WITH THE PROFESSIONAL LAND SURVEYOR'S ACT.

 5/31/11

RICHARD C. MAHER, PLS 7564

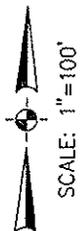
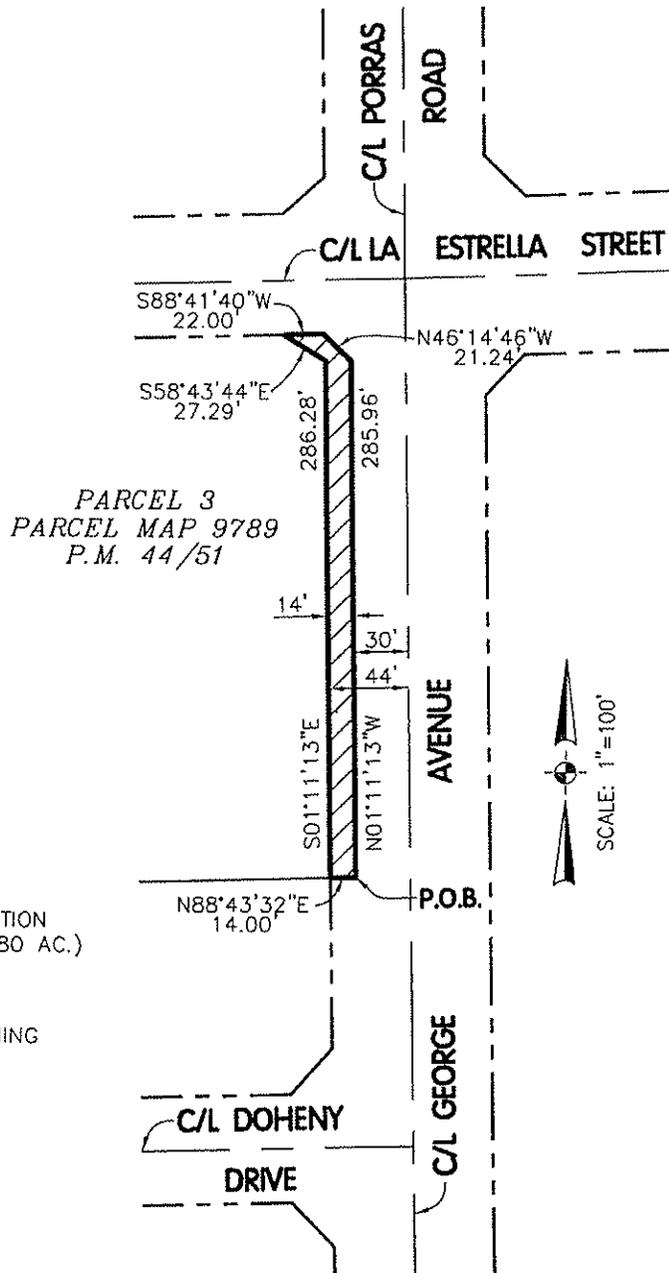
DATE

THIS DOCUMENT IS PRELIMINARY UNLESS SIGNED



EXHIBIT "B"

RIGHT-OF-WAY EASEMENT



DEDICATION

 AREA OF DEDICATION
4,270 S.F. (0.0980 AC.)

LEGEND

P.O.B. POINT OF BEGINNING



KDM MERIDIAN, INC
 22541 ASPAN STREET, SUITE C
 LAKE FOREST, CA
 (949) 768-0731 TEL
 (949) 768-3731 FAX

CITY OF WILDOMAR, CALIFORNIA

THIS PLAT IS SOLELY AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE ATTACHED DOCUMENT.

SHEET 1 OF 1

RIGHT-OF-WAY EASEMENT

SCALE = 100'

DATE 5/31/11

NO FEE DOCUMENT

Government Code §6103 & §27383

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

City Clerk
CITY OF WILDOMAR
23873 Clinton Keith Road, Suite 201
Wildomar, CA 92595

The Above Space For Recorder's Use Only

OK to Accept: _____

Date: _____

Project Name: Wildomar Safe Route to School
Sidewalk

Address: SW Corner of George Avenue and La
Estrella Street

APN: 376-410-020

Project No.: ACQ #11-03-01

Title Order No. 12529731-10

Escrow No. 12529731-10

THIS TRANSACTION IS EXEMPT FROM CALIFORNIA DOCUMENTARY TRANSFER TAX PURSUANT TO SECTION 11922 OF THE CALIFORNIA REVENUE AND TAXATION CODE. THIS DOCUMENT IS EXEMPT FROM RECORDING FEES PURSUANT TO SECTIONS 6103 and 27383 OF THE CALIFORNIA GOVERNMENT CODE.

TEMPORARY CONSTRUCTION EASEMENT

FOR VALUABLE CONSIDERATION, receipt and sufficiency of which is hereby acknowledged, **VITALON INVESTMENT COMPANY**, a California Limited Partnership ("GRANTOR"), hereby grants to the **CITY OF WILDOMAR**, a municipal corporation ("GRANTEE"), a TEMPORARY CONSTRUCTION EASEMENT ("EASEMENT"), for the purpose of public use, inclusive of ingress and egress, including construction, reconstruction, installation, improvement, repair, inspection, expansion, and maintenance of public right-of-ways, highways, roadways, services, utilities, landscape improvements, and necessary appurtenances thereto, on, over, and under Grantor's Property, (including the right to re-grade the underlying property to conform to the grade of the adjacent street) located in the City of Wildomar, County of Riverside, State of California described as follows:

See Exhibit "A", legal description, and Exhibit "B", plat to accompany legal description, attached hereto and incorporated herein by this reference.

Grantor agrees that the term of the Easement shall commence on December 1, 2011 and extend to 11:59 p.m. November 30, 2012.

Executed this 17 day of Nov., 2011

GRANTOR: **VITALON INVESTMENT COMPANY, a California Limited Partnership**

By: 
Print name: David Tefeng Kao
Title: General Partner

By: 
Print name: Chenli Hsu Kao
Title: General Partner

CALIFORNIA ALL-PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

State of California

County of Orange

DAL S. CHONG
Commission # 1893258
Notary Public - California
Orange County
My Comm. Expires Jul 17, 2014

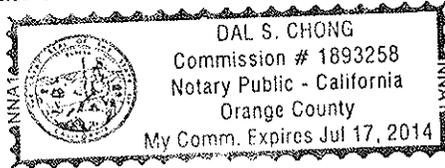
On Nov. 17th, 2011 before me, Dal S. Chong, Notary Public
(Here insert name and title of the officer)

personally appeared David T. Kao and Chenli H. Kao

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



[Signature]
Signature of Notary Public

(Notary Seal)

ADDITIONAL OPTIONAL INFORMATION

INSTRUCTIONS FOR COMPLETING THIS FORM

Any acknowledgment completed in California must contain verbiage exactly as appears above in the notary section or a separate acknowledgment form must be properly completed and attached to that document. The only exception is if a document is to be recorded outside of California. In such instances, any alternative acknowledgment verbiage as may be printed on such a document so long as the verbiage does not require the notary to do something that is illegal for a notary in California (i.e. certifying the authorized capacity of the signer). Please check the document carefully for proper notarial wording and attach this form if required.

- State and County information must be the State and County where the document signer(s) personally appeared before the notary public for acknowledgment.
- Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the acknowledgment is completed.
- The notary public must print his or her name as it appears within his or her commission followed by a comma and then your title (notary public).
- Print the name(s) of document signer(s) who personally appear at the time of notarization.
- Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. he/she/they- is/are) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
- The notary seal impression must be clear and photographically reproducible. Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different acknowledgment form.
- Signature of the notary public must match the signature on file with the office of the county clerk.
 - ❖ Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.
 - ❖ Indicate title or type of attached document, number of pages and date.
 - ❖ Indicate the capacity claimed by the signer. If the claimed capacity is a corporate officer, indicate the title (i.e. CEO, CFO, Secretary).
- Securely attach this document to the signed document

DESCRIPTION OF THE ATTACHED DOCUMENT

Temporary Construction Easement
(Title or description of attached document)

ApN 376-410-020
(Title or description of attached document continued)

Number of Pages one Document Date 11/17/11

(Additional information)

CAPACITY CLAIMED BY THE SIGNER

- Individual(s)
 Corporate Officer

(Title)

- Partner(s)
 Attorney-in-Fact
 Trustee(s)
 Other _____

EXHIBIT "A"
TEMPORARY CONSTRUCTION EASEMENT

THAT CERTAIN PARCEL OF LAND SITUATED IN THE CITY OF WILDOMAR, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, BEING PORTIONS OF PARCEL 3 OF PARCEL MAP 9789, FILED IN BOOK 44, PAGE 51 OF PARCEL MAPS, RECORDS OF SAID COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEASTERLY CORNER OF SAID PARCEL 3, SAID POINT BEING ON THE WESTERLY RIGHT-OF-WAY OF GEORGE AVENUE (30 FOOT HALF WIDTH) SHOWN AS LOT "I" ON SAID PARCEL MAP 9789;

THENCE SOUTH 88°43'32" WEST ALONG THE SOUTHERLY LINE OF SAID PARCEL 3, A DISTANCE OF 14.00 FEET TO A LINE PARALLEL WITH AND 14 FEET WESTERLY, MEASURED AT RIGHT ANGLES, TO SAID WESTERLY RIGHT-OF-WAY, SAID POINT BEING THE **TRUE POINT OF BEGINNING**;

THENCE NORTH 01°11'13" WEST ALONG SAID PARALLEL LINE, A DISTANCE OF 286.28 FEET;

THENCE NORTH 58°43'44" WEST, A DISTANCE OF 27.29 FEET TO THE NORTHERLY LINE OF SAID PARCEL 3, SAID POINT BEING ON THE SOUTHERLY RIGHT-OF-WAY OF LA ESTRELLA STREET (30 FOOT HALF WIDTH) SHOWN AS LOT "H" ON SAID PARCEL MAP 9789;

THENCE SOUTH 88°41'40" WEST ALONG SAID SOUTHERLY RIGHT-OF-WAY, A DISTANCE OF 10.48 FEET;

THENCE SOUTH 01°18'20" EAST PERPENDICULAR TO SAID SOUTHERLY RIGHT-OF-WAY, A DISTANCE OF 12.00 FEET;

THENCE SOUTH 57°12'39" EAST, A DISTANCE OF 25.90 FEET;

THENCE NORTH 88°48'47" EAST PERPENDICULAR TO SAID WESTERLY RIGHT-OF-WAY, A DISTANCE OF 7.00 FEET TO A LINE PARALLEL WITH AND 19 FEET WESTERLY, MEASURED AT RIGHT ANGLES, TO SAID WESTERLY RIGHT-OF-WAY;

THENCE SOUTH 01°11'13" EAST ALONG SAID LAST MENTIONED PARALLEL LINE, A DISTANCE OF 87.17 FEET;

THENCE SOUTH 88°48'47" WEST PERPENDICULAR TO SAID WESTERLY RIGHT-OF-WAY, A DISTANCE OF 5.00 FEET TO A LINE PARALLEL WITH AND 24 FEET WESTERLY, MEASURED AT RIGHT ANGLES, TO SAID WESTERLY RIGHT-OF-WAY;

THENCE SOUTH 01°11'13" EAST ALONG SAID LAST MENTIONED PARALLEL LINE, A DISTANCE OF 107.44 FEET;

THENCE NORTH 88°48'47" EAST PERPENDICULAR TO SAID WESTERLY RIGHT-OF-WAY, A DISTANCE OF 5.00 FEET TO A LINE PARALLEL WITH AND 19 FEET WESTERLY, MEASURED AT RIGHT ANGLES, TO SAID WESTERLY RIGHT-OF-WAY;

THENCE SOUTH 01°11'13" EAST ALONG SAID LAST MENTIONED PARALLEL LINE, A DISTANCE OF 79.83 FEET TO SAID SOUTHERLY LINE OF PARCEL 3;

THENCE NORTH 88°43'32" EAST ALONG SAID SOUTHERLY LINE OF PARCEL 3, A DISTANCE OF 5.00 FEET TO THE **TRUE POINT OF BEGINNING**;

THE ABOVE DESCRIBED PARCEL OF LAND CONTAINS 2,473 SQUARE FEET (0.0568 ACRES), MORE OR LESS.

ALL AS SHOWN ON EXHIBIT "B", ATTACHED HERETO AND MADE A PART THEREOF.

SUBJECT TO ALL COVENANTS, RIGHTS, RIGHTS-OF-WAY, AND EASEMENTS OF RECORD, IF ANY.

THIS REAL PROPERTY DESCRIPTION HAS BEEN PREPARED BY ME, OR UNDER MY DIRECTION, IN CONFORMANCE WITH THE PROFESSIONAL LAND SURVEYOR'S ACT.

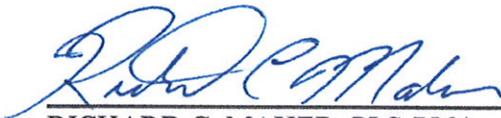
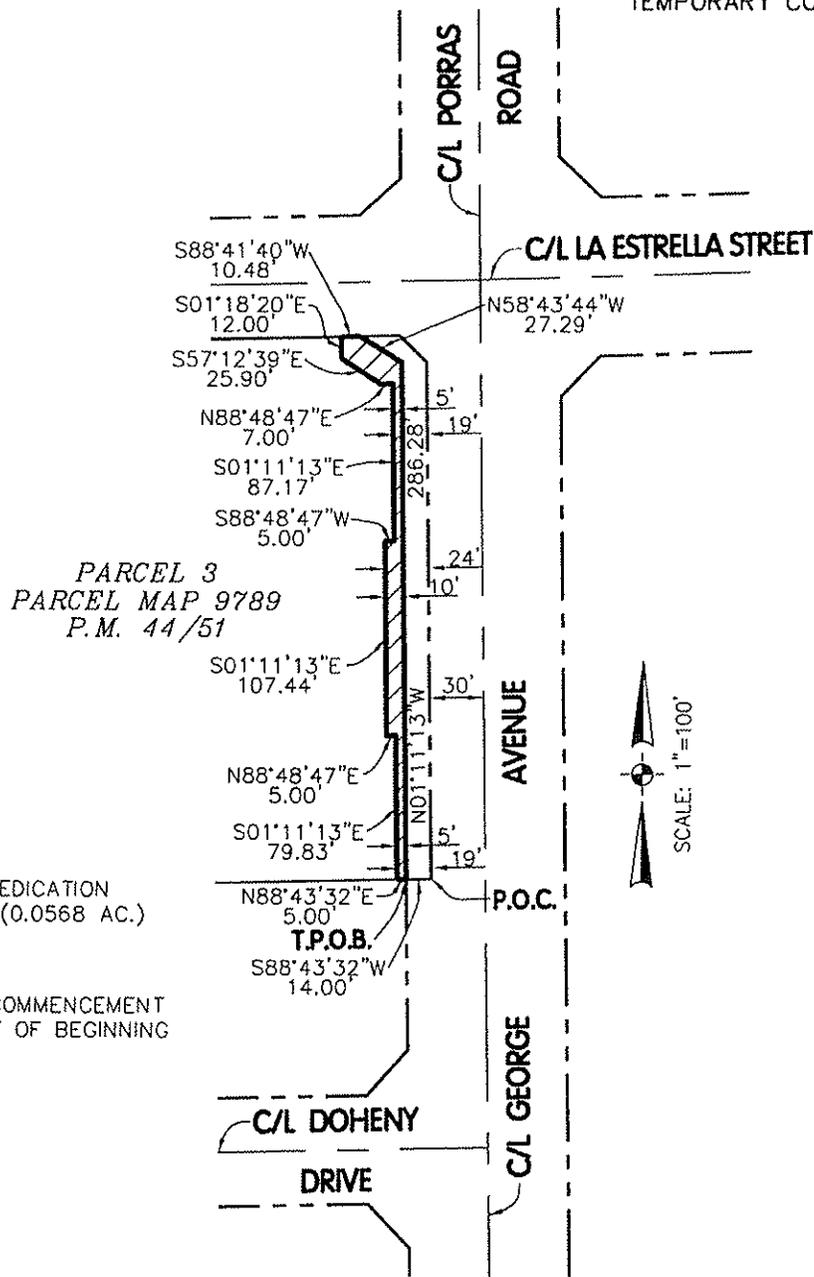
 5/31/11
RICHARD C. MAHER, PLS 7564 DATE
THIS DOCUMENT IS PRELIMINARY UNLESS SIGNED



EXHIBIT "B"

TEMPORARY CONSTRUCTION EASEMENT



KDM MERIDIAN, INC
 22541 ASPAN STREET, SUITE C
 LAKE FOREST, CA
 (949) 768-0731 TEL
 (949) 768-3731 FAX

CITY OF WILDOMAR, CALIFORNIA

THIS PLAT IS SOLELY AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE ATTACHED DOCUMENT.

SHEET 1 OF 1

TEMPORARY CONSTRUCTION EASEMENT

SCALE = 100'

DATE 5/31/11

ATTACHMENT 3

RESOLUTION NO. 2011 - _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, AUTHORIZING THE CITY MANAGER TO EXECUTE AN
ACQUISITION AGREEMENT, AND CERTIFICATES OF ACCEPTANCE FOR A
GRANT OF PUBLIC RIGHT OF WAY AND A TEMPORARY CONSTRUCTION
EASEMENT FOR THE SIDEWALKS TO SCHOOLS IMPROVEMENTS PROJECT
(CIP 09-0014)**

WHEREAS, the Sidewalks to Schools Improvement Project, CIP 09-0014, (Project) is included in the City of Wildomar Capital Improvement Program; and

WHEREAS, acquisition of public right of way and a temporary construction easement is necessary from Assessor's Parcel Number 376-410-020 in order to construct improvements near Ronald Reagan Elementary School; and

WHEREAS, the owner, Vitalon Investment Company, has executed the proposed acquisition agreement; and

WHEREAS, the proposed acquisition agreement would allow the project to move forward at a lower cost and more quickly than proceeding with eminent domain action; and

WHEREAS, the terms and conditions of the proposed acquisition agreement appear to be adequate and serve a public purpose.

NOW THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED by the Wildomar City Council, in regular session assembled on December 14, 2011, that:

1. The City Manager is authorized to execute the proposed acquisition agreement; and
2. The City Manager is authorized to execute the Certificates of Acceptance for a Grant of Public Right of Way and a Temporary Construction Easement.

PASSED, APPROVED, AND ADOPTED this 14th day of December, 2011.

Marsha Swanson
Mayor

APPROVED AS TO FORM:

ATTEST:

Julie Hayward Biggs
City Attorney

Debbie A. Lee, CMC
City Clerk

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #3.4
GENERAL BUSINESS
Meeting Date: December 14, 2011

TO: Mayor and City Council
FROM: Tim D'Zmura, Public Works Director
SUBJECT: Collier Elementary Sidewalk and Accessibility Improvement Project

STAFF REPORT

RECOMMENDATION:

Staff recommends that the City Council adopt a Resolution entitled:

RESOLUTION NO. 2011 - _____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, AMENDING THE FISCAL YEAR 2011/12 BUDGET AND RELATED
CAPITAL IMPROVEMENT PROGRAM TO REFLECT A FEDERAL SAFE ROUTES TO
SCHOOL GRANT TOTALING \$503,900 FOR THE COLLIER ELEMENTARY
SIDEWALK AND ACCESSIBILITY IMPROVEMENT PROJECT

BACKGROUND:

This summer, Caltrans issued a call for projects for the Federal Safe Routes to School Program. The Safe Routes to School Program empowers communities to make walking and bicycling to school a safe and routine activity once again. The Program makes funding available for a wide variety of programs and projects, from building safer street crossings to establishing programs that encourage children and their parents to walk and bicycle safely to school.

This past summer, the City of Wildomar submitted a grant application for the Collier Elementary Sidewalk and Accessibility Improvement Project. The proposed project will construct a sidewalk on Union Street from Collier Elementary School to Corydon Street to close the gaps in the existing route to school. The project will also provide a crosswalk and curb ramp from this new sidewalk across Trailwood Court to the school's entrance. Additional crosswalk upgrades at Trailwood Court and Mayhall Drive will complement the new route improvements, along with upgraded school crossing legends and signs along Trailwood Court and Alderbrook Road. (See attached Project Map Exhibit for location of improvements). The project also includes the development and distribution of bike safety brochures and bicycle route map for Collier Elementary School students to promote the routes to school and bike/walking methods of transportation.

DISCUSSION:

The Sidewalk Safety Improvement Project will cost approximately \$503,900. It is a new project to the City's Capital Improvement Program (CIP) and requires an amendment to

the CIP. To reflect the grant fund, it also necessitates a Fiscal Year 2011/12 budget amendment.

The project expenditures and revenue summary are provided in the Tables 2 and 3 below:

Table 2: Sidewalk Project Expenditures

Project Expenditures	FY 2011/12
Preliminary Engineering/Environmental	\$ 105,424
Right-of-Way Acquisition	\$ 0
Construction	\$ 352,676
Other/Contingency	\$ 45,800
Total	\$ 503,900

Table 3: Funding Sources to be amended into FY 2011/12 budget

Funding Sources	Amount
Federal Safe Routes to School	\$ 503,900

This is a federally funded grant program and therefore is subject to federal agreements and processing time to secure authorization to proceed. Staff anticipates that project work can begin as early March 2012.

FISCAL IMPACTS:

The proposed project will identify a new fund source, Federal Safe Routes Grant, in the amount of \$503,900 to the Capital Improvement Program for Fiscal Year 2011/12 . The grant will fund the entire project and does not necessitate or require any local match from the City.

There is no fiscal impact to the City's General Fund.

Submitted by:

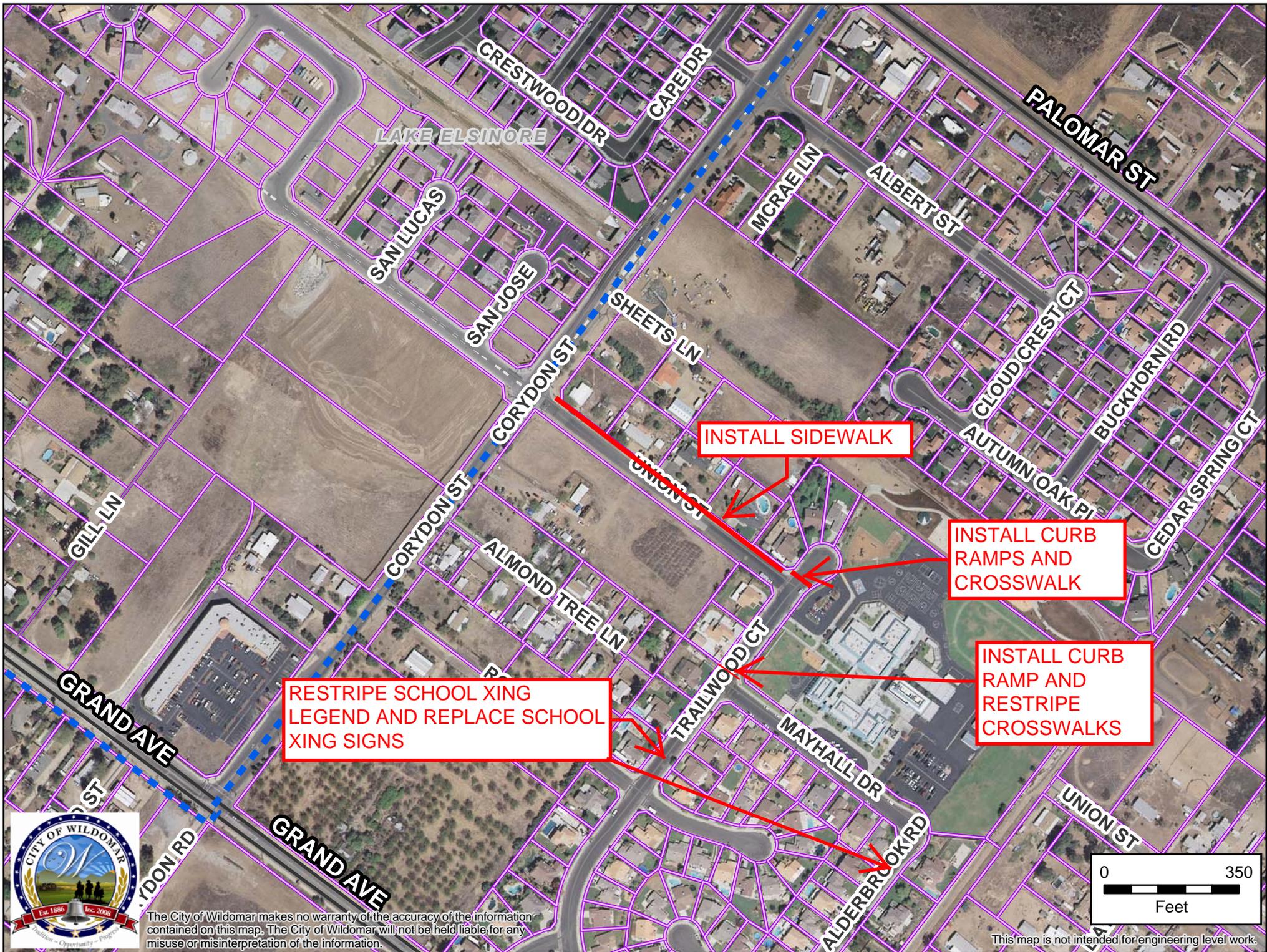
Approved by:

Tim D'Zmura
Public Works Director

Frank Oviedo
City Manager

ATTACHMENTS:

1. Resolution
2. Project Map

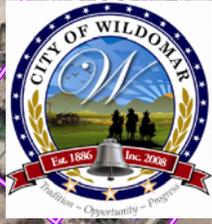


RESTRIPE SCHOOL XING
LEGEND AND REPLACE SCHOOL
XING SIGNS

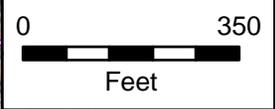
INSTALL SIDEWALK

INSTALL CURB
RAMPS AND
CROSSWALK

INSTALL CURB
RAMP AND
RESTRIPE
CROSSWALKS



The City of Wildomar makes no warranty of the accuracy of the information contained on this map. The City of Wildomar will not be held liable for any misuse or misinterpretation of the information.



This map is not intended for engineering level work.

RESOLUTION NO. 2011 - _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AMENDING THE FISCAL YEAR 2011/12 BUDGET AND RELATED CAPITAL IMPROVEMENT PROGRAM TO REFLECT A FEDERAL SAFE ROUTES TO SCHOOL GRANT TOTALING \$503,900 FOR THE COLLIER ELEMENTARY SIDEWALK AND ACCESSIBILITY IMPROVEMENT PROJECT

WHEREAS, The City of Wildomar's Collier Elementary Sidewalk and Accessibility Improvement Project (Project) is proposed to construct a sidewalk, crosswalk improvements, and improved signage to provide safe and convenient access for parents and school children walking or bicycling to Collier Elementary school; and

WHEREAS, the California Department of Transportation (Caltrans) administers the Federal Safe Routes to School (SR2S) Program to facilitate a safer pedestrian/bike environment for children in grades K-12 who walk and bicycle to school. In this program, Caltrans has awarded to the City \$503,900 to the above-referenced Collier Elementary Improvement Project; and

WHEREAS, the Project grant funding necessitates an amendment to the Fiscal Year 2011/12 budget and related Capital Improvement Program to reflect revenues and cost expenditures for the Project, totaling \$503,900.

NOW, THEREFORE, the City Council of Wildomar does resolve as follows:

1. The City Council approves an amendment to the Fiscal Year 2011/12 budget to reflect a total of \$503,900 for the Collier Elementary Sidewalk and Accessibility Improvement Project. The budget is approved to identify \$503,900 from the Federal Safe Routes to School Program.
2. The City Council approves the related amendment to the Capital Improvement Program to reflect project costs and revenue sources to the various project development and construction phases.

PASSED, APPROVED, AND ADOPTED this 14th day of December, 2011.

Marsha Swanson
Mayor

APPROVED AS TO FORM:

ATTEST:

Julie Hayward Biggs
City Attorney

Debbie A. Lee, CMC
City Clerk

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #3.5
GENERAL BUSINESS
Meeting Date: December 14, 2011

TO: Mayor and City Council
FROM: Julie Hayward Biggs, City Attorney
SUBJECT: Sex Offender Residency and Loitering Prohibition Ordinance

STAFF REPORT

RECOMMENDATION:

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

ORDINANCE NO. _____
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, ADDING A NEW CHAPTER 9.55 TO THE WILDOMAR MUNICIPAL
CODE RELATING TO SEX OFFENDER RESIDENCY AND LOITERING
PROHIBITIONS

DISCUSSION:

On November 7, 2006, the voters of the State of California overwhelmingly approved Proposition 83, the Sexual Predator Punishment and Control Act, commonly referred to as Jessica's Law, so as to better protect Californians, and, in particular, the children of this State from sex offenders. Proposition 83 enacted subsection (b) of the Penal Code Section 3003.5 which prohibits any registered sex offender from residing within 2,000 feet of any public or private school, or any park where children regularly gather. Subsection (a) of Penal Code Section 3003.5 prohibits any person who is released on parole for a crime for which he or she must register as a sex offender from living in a single-family dwelling with another sex offender during his or her parole, unless those individuals are related. Subsection (c) of Penal Code Section 3003.5, authorizes municipal jurisdictions to enact local ordinances that further restrict the residency of any registered sex offender.

Riverside County and cities surrounding Wildomar have enacted ordinances restricting the residency of sex offenders. The County enacted its ordinance after incorporation of the City of Wildomar, and as a result that ordinance was not included in the ordinances enacted upon incorporation by the City. The Wildomar Police Department has suggested that it would be very helpful for the City to adopt an ordinance similar to the one in effect in Riverside County.

Various studies and reports have verified that sex offenders have a dramatically higher recidivism rate for their crimes than any other type of violent felon. According to a 1998 report by the U.S. Department of Justice, sex offenders are the least likely to be cured and the most likely to reoffend, and they prey on the most innocent members of our

society. More than two-thirds of the victims of rape and sexual assault are under the age of 18. The City is concerned with recent occurrences, within the City and elsewhere in California, where multiple registered sex offenders have been residing in clusters and adopting the proposed ordinance would address that issue in manner consistent with nearby jurisdictions.

Article XI, Section 7 of the California Constitution authorizes the City to enact and enforce ordinances that regulate conditions which may be public nuisances or health hazards, or that promote social, economic or aesthetic considerations. In addition, California Government Code section 38773.5 authorizes cities to pass ordinances that provide for the recovery of attorneys' fees in any action, administrative proceeding, or special proceeding to abate a nuisance.

FISCAL IMPACTS:

Potentially increased costs may be incurred for enforcement of the proposed ordinance. A reduction in costs may also be realized by enforcement efforts that deter sex offenders from residing in Wildomar.

Submitted By:

Approved By:

Julie Hayward Biggs
City Attorney

Frank Oviedo
City Manager

ORDINANCE NO. _____
**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, ADDING A NEW CHAPTER 9.55 TO THE WILDOMAR MUNICIPAL
CODE RELATING TO SEX OFFENDER RESIDENCY AND LOITERING
PROHIBITIONS**

THE CITY COUNCIL OF THE CITY OF WILDOMAR ORDAINS AS FOLLOWS:

SECTION 1. Addition of Chapter 9.55. A new Chapter 9.55 “Sex Offender Residency and Loitering Prohibitions” is hereby added to Title 9 “Public Peace, Morals and Welfare” of the Wildomar Municipal Code, and shall read as follows:

“Chapter 9.55 – SEX OFFENDER RESIDENCY
AND LOITERING PROHIBITIONS

9.55.010 - Purpose.

9.55.020 - Authority.

9.55.030 - Application.

9.55.040 - Definitions.

9.55.050 - Sex offender residency prohibitions.

9.55.060 - Property owner prohibitions.

9.55.070 - Sex offender loitering prohibitions.

9.55.080 - Violations and penalties.

9.55.090 - Civil actions.

9.55.100 - Enforcement.

9.55.110 - Copy of ordinance to California Department of Corrections.

9.55.120 - Copy of ordinance to registered sex offenders.

9.55.010 - Purpose. The purpose of this ordinance is to restrict the residency of sex offenders to a further extent than that specified in subdivisions (a) and (b) of Penal Code section 3003.5 and to prohibit sex offenders from loitering in certain areas.

9.55.020 - Authority. This ordinance is adopted pursuant to subdivision (c) of Penal Code section 3003.5 which authorizes local jurisdictions to enact ordinances that further restrict the residency of sex offenders.

9.55.030 - Application. This ordinance shall apply to sex offenders released from custody for any criminal offense on or after the effective date of this ordinance.

9.55.040 - Definitions. As used in this ordinance, the following terms shall have the following meanings:

- a. Building. A structure supported by columns or walls that is more or less permanently located on the ground or affixed to something permanently located on the ground, including a mobile home or manufactured home.
- b. Child day care facility. A facility licensed by the State of California that meets the definition set forth in Health and Safety Code section 1596.750.
- c. Child safety zone. The area located within 300 feet of any of the following: a child day care facility, a public or private school, a public or private school bus stop, a park, a public library, a public swimming or wading pool, a commercial establishment that has an on-site or adjacent children's playground, or a place where classes or group activities for children are held.
- d. Dwelling. A building, or portion thereof, designed or occupied for residential purposes, including a building used to house a single family or two or more families, but not including a transient occupancy facility or a state-licensed residential care facility serving six or fewer persons in the limited circumstance described in the subsection a. of this ordinance.
- e. Knowingly. With knowledge of the existence of the facts in question. Knowledge of the unlawfulness of any act or omission is not required.
- f. Loiter. To delay, to linger or to idle without lawful business for being present.
- g. Park. Any area owned, leased, controlled, managed or maintained by the city on which the public may engage in recreational, cultural or community service activities, including, but are not limited to, playgrounds, playfields, athletic courts and dog parks.
- h. Property owner. The person designated on the latest equalized county assessment roll as the owner of the parcel in question, or the holder of a subsequently recorded deed to the parcel in question, including, but not limited to, a part owner, joint owner, joint tenant or tenant in common of the whole or any part of the parcel in question. Property owner shall include any person or entity authorized by the property owner to act on his or her behalf.
- i. Released from custody. Released on parole, probation or otherwise following conviction.
- j. Related by blood, marriage or adoption. Consanguinity, affinity or adoption within the fourth (4th) degree.

k. Reside. Occupy for any period of time pursuant to a legal right obtained as of a certain date.

l. Sex offender. A person required to register pursuant to Penal Code section 290.

m. State-licensed residential care facility. A facility licensed by the State of California to provide residential care services, including those facilities described in Health and Safety Code sections 1250 et seq., 1500 et seq., 1568.01 et seq., 1569 et seq., 1760 et seq., and 11834.20 et seq. and those facilities described in Welfare and Institutions Code section 5116.

n. Transient occupancy facility. A building, or portion thereof, designed or occupied for temporary residential purposes, typically for a period of not more than 30 days, including, but not limited to, a hotel, motel or inn.

9.55.050 - Sex offender residency prohibitions. A sex offender shall not do any of the following:

a. Reside in a dwelling if a sex offender already resides there, unless the sex offenders are legally related by blood, marriage or adoption. Notwithstanding this prohibition, a sex offender on parole, may, during the period of parole, reside in a state-licensed residential care facility serving six or fewer persons even if the facility is already occupied by a sex offender. As provided in subdivision (a) of Penal Code section 3003.5, a state-licensed residential care facility shall not be considered a dwelling in this limited circumstance. In determining whether a state-licensed residential care facility serves six or fewer persons, the licensee, members of the licensee's family and persons employed as facility staff shall not be counted.

b. Reside in a room in a transient occupancy facility if a sex offender already resides there, unless the sex offenders are legally related by blood, marriage or adoption.

c. Reside in a transient occupancy facility if sex offenders already reside in ten percent of the facility, or they already reside in more than six rooms, whichever is less.

9.55.060 - Property owner prohibitions. A property owner shall not do any of the following:

a. Knowingly rent or lease a dwelling to more than one sex offender, unless the sex offenders are legally related by blood, marriage or adoption. Notwithstanding this prohibition, a property owner may, for the reasons set forth in subsection 9.55.040a of this ordinance, rent or lease

space to a sex offender on parole, during the period of parole, in a state-licensed residential care facility serving six or fewer persons, even if the facility is already occupied by a sex offender.

b. Knowingly rent or lease a room in a transient occupancy facility to more than one sex offender, unless the sex offenders are legally related by blood, marriage or adoption.

c. Knowingly rent or lease a room in a transient occupancy facility to a sex offender if sex offenders already reside in ten percent of the facility, or they already reside in more than six rooms, whichever is less.

9.55.070 - Sex offender loitering prohibitions. A sex offender shall not loiter in a child safety zone. It shall not be considered loitering for a sex offender to do any of the following:

a. Remain in a child safety zone if the sex offender is a minor and accompanied by a parent or legal guardian.

b. Escort a minor to a place within a child safety zone if the sex offender is the parent or legal guardian of the minor and if the sex offender remains in the child safety zone only for so long as is necessary to provide care or supervision to the minor.

c. Exercise First Amendment rights protected by the United States Constitution, such as the free exercise of religion at a place of worship, or freedom of speech or the right of assembly at a traditional public forum.

9.55.080 - Violations and penalties. Any person violating any provision of this ordinance shall be deemed guilty of a misdemeanor offense and punished by a fine not exceeding \$1,000.00 or six months in jail, or both. Such person shall be deemed guilty of a separate offense for each and every day or portion thereof during which any violation of any of the provisions of this ordinance is committed, continued, or permitted. The penalties herein are in addition to any other remedies provided by law and the imposition of any penalty herein shall not relieve a person of the obligation to correct the violation or prevent the city from commencing any proceeding to ensure that the violation is corrected.

9.55.090 - Civil actions. Any person violating any provision of this ordinance shall be subject to a civil enforcement action filed by the city in any court of competent jurisdiction and shall be subject to reasonable abatement costs, costs of suit and attorney's fees incurred by the city.

9.55.100 - Enforcement. The police department, district attorney, city attorney and code enforcement officer shall enforce the provisions of this ordinance.

9.55.110 - Copy of ordinance to California Department of Corrections. On the effective date of this ordinance, the city attorney is directed to send a copy of this ordinance to the California Department of Corrections and Rehabilitation.

9.55.120 - Copy of ordinance to registered sex offenders. On the effective date of this ordinance, the police chief is directed to send copies of this ordinance to any sex offender who lives within the city. “

SECTION 2. Severability. If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have adopted this ordinance, and each and every section, subsection, sentence, clause or phrase not declared invalid or unconstitutional, without regard to whether any portion of the ordinance would be subsequently declared invalid or unconstitutional.

SECTION 3. Effective Date. This ordinance shall take immediate effect upon its passage by the City Council.

SECTION 4. Publication. The City Clerk shall cause this ordinance to be published or posted in accordance with Government Code section 36933.

PASSED, APPROVED, AND ADOPTED this ____ day of _____, 2012.

Mayor

ATTEST:

Debbie Lee, City Clerk

APPROVED AS TO FORM:

Julie Hayward Biggs, City Attorney

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #3.6
GENERAL BUSINESS
Meeting Date: December 14, 2011

TO: Mayor and City Council
FROM: Debbie A. Lee, City Clerk
SUBJECT: Mayor and Mayor Pro Tem Appointment for 2012

STAFF REPORT

RECOMMENDATION:

Staff recommends that the City Council appoint a Mayor and Mayor Pro Tem for 2012.

BACKGROUND:

In accordance with Resolution No. 09 - 72, the Mayor and Mayor Pro Tem appointments are to be done at the City Council's first meeting in December of each year. The term of the appointments will run the calendar year, from January 1 through December 31 of the following year.

FISCAL IMPACTS:

Minimal financial impact for letterhead and business cards.

Submitted by:

Approved by:

Debbie A. Lee, CMC
City Clerk

Frank Oviedo
City Manager

ATTACHMENTS:

Resolution No. 09-72

RESOLUTION NO. 09 – 72

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA , REPEALING RESOLUTION NO. 08-09 AND ESTABLISHING A
METHOD FOR THE SELECTION AND APPOINTMENT OF A MAYOR AND MAYOR
PRO TEMPORE**

WHEREAS, the City of Wildomar was incorporated on July 1, 2008, as a General Law City of the State of California; and

WHEREAS, the City Council of Wildomar adopted Resolution 08-09 on July 1, 2008, establishing method for the selection and appointment of a mayor and mayor pro tempore for the City; and

WHEREAS, the City Council now wishes to repeal Resolution 08-09 and establish a new method for selection and appointment of a mayor and mayor pro tempore for the City in accord with the provisions of Government Code Section 36801.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WILDOMAR
HEREBY RESOLVES AS FOLLOWS:**

Section 1. Repeal of Resolution 08-09. Resolution 08-09 is hereby repealed in its entirety.

Section 2. Selection of Mayor and Mayor Pro Tempore. The City Council shall select one member of the City Council to serve as Mayor and one member of the City Council to serve as Mayor Pro Tempore by a simple majority vote of the City Council. This selection shall be on an annual basis at the first meeting of the City Council in December of each year.

Section 3. Term of Office for Mayor and Mayor Pro Tempore. The Mayor and Mayor Pro Tempore serve at the pleasure of the City Council. The regular term of office for the Mayor and Mayor Pro Tempore shall be for one calendar year, commencing on January 1st and continuing through December 31st of each year. Should the Mayor or the Mayor Pro Tempore be removed, or the position vacated before his or her one year term of service is complete, a new Council Member shall be selected immediately thereafter to succeed to the office for the remainder of the one year term. Selection of the Mayor and Mayor Pro Tempore may occur at any regular, special, or adjourned meeting of the City Council.

PASSED, APPROVED AND ADOPTED this 28th day of October, 2009.



Scott Farnam
Mayor

APPROVED AS TO FORM:

Julie Hayward Biggs
City Attorney

ATTEST:



Debbie A. Lee, CMC
City Clerk

CITY OF WILDOMAR – CITY COUNCIL
Agenda Item #3.7
GENERAL BUSINESS
Meeting Date: December 14, 2011

TO: Mayor and City Council
FROM: Debbie A. Lee, City Clerk
SUBJECT: Committees, Commissions, and Boards Appointments

STAFF REPORT

RECOMMENDATION:

Staff recommends that the City Council review the list of committees, commissions, and board appointments and direct Staff to make any changes deemed appropriate.

DISCUSSION:

Annually at the City Council's December meeting Staff brings the appointments list of the Council Committees, Commissions and Boards. Now that it has been one year since the last appointments and the Council has had an opportunity to attend the various meetings throughout the year, the Council may feel that they would like to make some changes.

At this time the City Council can either make changes to the list, or if the Council is satisfied with the current appointments, no changes need to be made.

Submitted by:

Approved by:

Debbie A. Lee, CMC
City Clerk

Frank Oviedo
City Manager

ATTACHMENTS:

List of committees, commissions, and boards

CITY COUNCIL COMMITTEES, COMMISSIONS, BOARDS
(As of 12-22-10)

STANDING:

Park and Recreation Committee

Bridgette Moore
Marsha Swanson

AD HOC SUBCOMMITTEES:

Economic Development

(Appointed 02-10-10)

Marsha Swanson
Tim Walker

EVMWD

Marsha Swanson
Tim Walker

Meets quarterly at 8:30 a.m. at either City Hall or the Water District Offices

Finance

(Appointed 05-13-09)

Bob Cashman
Bridgette Moore

Higher Education

(Appointed 05-27-09)

Bob Cashman
Bridgette Moore

Intergovernmental Relations Committee

Bob Cashman
Marsha Swanson

Lake Elsinore Unified School District

(Appointed 10-14-09)

Bob Cashman
Bridgette Moore

Southwest Coalition

Ben Benoit
Bridgette Moore

Trails

(Appointed 03-24-10)

Bob Cashman
Tim Walker

REGIONAL COMMITTEES, COMMISSIONS, BOARDS
Reviewed and Re-appointed/Re-designated December 22, 2010

Autism Task Force
(Appointed May 12, 2010)
Meets as needed.

Bridgette Moore

League of California Cities

Marsha Swanson, Voting Delegate
Tim Walker, Alternate

Meets annually at the League's Annual Conference, General Business Meeting.

PARSAC

Bob Cashman
Gary Nordquist, Alt.

Meets in May and December in Sacramento.

RCA

Western Riverside County Regional Conservation Authority

Ben Benoit
Bob Cashman, Alternate

Meets the first Monday of each month at 1:00 p.m. at the County Administration Center, Board of Supervisors Chambers, 4080 Lemon Street, Riverside (This committee meets every month in the same room one hour before WRCOG meets).

RCTC

Riverside County Transportation Commission

Ben Benoit
Tim Walker, Alternate

Meets the second Wednesday of each month at 9:30 a.m. at the County Administration Center, Board of Supervisors Chambers, 4080 Lemon Street, Riverside.

RTA

Riverside Transit Agency

Bridgette Moore
Marsha Swanson, Alt.

Meets the fourth Thursday of each month at 2:00 p.m. at the County Administration Center, Board of Supervisors Chambers, 4080 Lemon Street, Riverside.

SCAG

Southern California Association of Governments

Ben Benoit
Tim Walker, Alternate

Meets annually in June of each year.

Southwest Community Financing Authority
(Animal Shelter)

Bridgette Moore
Bob Cashman, Alternate

Meets as needed.

WRCOG

Western Riverside Council of Governments

Ben Benoit
Bob Cashman, Alternate

Meets the first Monday of each month at 2:00 p.m. at the County Administration Center, Board of Supervisors Chambers, 4080 Lemon Street, Riverside.

**CITY OF WILDOMAR
WILDOMAR CEMETERY DISTRICT
REGULAR MEETING MINUTES
NOVEMBER 7, 2011**

CALL TO ORDER – 7:30 A.M.

The regular meeting of November 7, 2011, of the Wildomar Cemetery District was called to order by President Rasmussen at 7:35 p.m.

The Flag Salute was led by Clerk of the Board Lee.

The Board of Trustees Roll Call showed the following Members in attendance: President Rasmussen, Trustees Smith and Willette. Members absent: None.

Staff in attendance: General Manager Nordquist and Clerk of Board Lee.

PUBLIC COMMENTS

There were none.

APPROVAL OF THE AGENDA AS PRESENTED

A MOTION was made by Trustee Willette, seconded by Trustee Smith, to approve the agenda as presented.

MOTION carried, 3-0.

1.0 CONSENT CALENDAR

Trustee Smith asked that item #1.2 be pulled for separate action.

A MOTION was made by Trustee Smith, seconded by Trustee Willette, to approve the Consent Calendar with the exception of item #1.2.

MOTION carried, 3-0.

1.1 Minutes – October 17, 2011 Regular Meeting
Approved the Minutes as presented.

ITEMS REMOVED FROM THE CONSENT CALENDAR

1.2 Warrant Register

Trustee Smith inquired what the payment to the City is for.

General Manager Nordquist answered it is the merger costs through June, 2011.

A MOTION was made by Trustee Smith, seconded by Trustee Willette, to approve Warrant Register dated November 7, 2011 in the amount of \$15,678.11.

MOTION carried, 3-0.

2.0 PUBLIC HEARING

There were no items scheduled.

3.0 GENERAL BUSINESS

3.1 Girl Scouts Design Project for the Cemetery

General Manager Nordquist presented the staff report stating the wall area appears to be the best choice. Also, he did check with the City's Building Official regarding the ADA issues, and that area is well within specifications.

A MOTION was made by Trustee Smith, seconded by Trustee Willette, to approve the project to be placed by the block wall in front of the garage building area.

MOTION carried, 3-0.

GENERAL MANAGER REPORT

General Manager Nordquist stated the first quarter report will be mailed. In addition, the transfer of the District to the City will take place on Wednesday, November 9.

TRUSTEE COMMUNICATIONS

Trustee Willette stated she has appreciated being a Trustee and feels the merger will be good for the District as well as the City.

Trustee Smith thanked General Manager Nordquist and Clerk of the Board Lee for bringing their expertise and professionalism to the District at a crucial time. He also enjoyed being a Trustee on the Board.

President Rasmussen stated he went to the protest hearing and no one showed and there were no letters. He thanked the Trustees for their service and also thanked General Manager Nordquist and Clerk of the Board Lee.

FUTURE AGENDA ITEMS

There were none.

ADJOURNMENT

There being no further business, at 8:01 a.m. President Rasmussen declared the meeting adjourned.

Submitted by:

Approved by:

Debbie A. Lee, CMC
Clerk of the Board

Marsha Swanson
Chairman

**CITY OF WILDOMAR
WILDOMAR CEMETERY DISTRICT REGULAR MEETING MINUTES
NOVEMBER 9, 2011**

At 7:15 p.m. Acting Chairman Swanson called the Wildomar Cemetery District Board of Trustees or order.

A.3 Convene Special Meeting of Wildomar Cemetery Board for Election of Officers

City Clerk Lee gave the Oath of Office to the new Wildomar Cemetery Board.

Acting Chairman Swanson opened the floor to nominations for Chairman.

Trustee Benoit stated to keep consistency, the Chairman and Vice Chairman should be the same as the Mayor and Mayor Pro Tem.

Acting Chairman Swanson was nominated as Chairman, and Trustee Benoit was nominated as Vice Chairman.

By unanimous vote, it was so ordered.

Chairman Swanson presented plaques to the former Board of Trustees, Gil Rasmussen, Stan Smith, and Paula Willette.

Chairman Swanson introduced Kirk and Daniel who work at the cemetery. She thanked them for their hard work and dedication in keeping the cemetery looking beautiful.

A.4 Adjourn Special Meeting of Wildomar Cemetery Board

Chairman Swanson announced that there are refreshments outside the Chamber door to celebrate the merging of the Wildomar Cemetery District and the City of Wildomar.

There being no further business, at 7:20 p.m. Chairman Swanson declared the meeting of the Wildomar Cemetery Board adjourned.

Submitted by:

Approved by:

Debbie A. Lee, CMC
Clerk of the Board

Marsha Swanson
Chairman

WILDOMAR CEMETERY DISTRICT
Agenda Item #6.1
GENERAL BUSINESS
Meeting Date: December 14, 2011

TO: Chairman and Trustees
FROM: Gary Nordquist, Assistant General Manager
SUBJECT: Restated Policies and Procedures Manual

STAFF REPORT

RECOMMENDATION:

Staff recommends that the Board of Trustees adopt a Resolution entitled:

RESOLUTION NO. WCD 2011 - _____
A RESOLUTION OF THE WILDOMAR CEMETERY DISTRICT BOARD OF
TRUSTEES ADOPTING THE RESTATED POLICIES AND PROCEDURES MANUAL

BACKGROUND:

At the City Council Meeting of November 9, 2011 the City Council adopted a resolution establishing the Wildomar Cemetery District as a Subsidiary District of the City of Wildomar. The recommended action is part of the organization transition process.

DISCUSSION:

Pursuant to the direction of the City Council, staff prepared and processed an application to the Riverside County Local Agency Formation Commission ("LAFCO") and established the Wildomar Cemetery District as a subsidiary district of the City.

As part of that action, the elected City Council Members now serve as Trustees for the Cemetery District. As part of the transition process, the restatement of the policies and procedures is required.

Submitted by:

Approved by:

Gary Nordquist
Assistant General Manager

Frank Oviedo
General Manager

RESOLUTION NO. WCD 2011 - _____
A RESOLUTION OF THE BOARD OF TRUSTEES OF THE WILDOMAR CEMETERY DISTRICT ADOPTING THE RESTATED POLICIES AND PROCEDURES MANUAL

WHEREAS, on March 28, 1955 the Wildomar Cemetery District was formed under Section 8890 et. seq. of the Health and Safety Code by resolution of the Riverside County Board of Managers; and

WHEREAS, by action taken on July 28, 2011, the Riverside County Local Agency Formation Commission ("LAFCO") approved establishment of the Wildomar Cemetery District as a subsidiary district of the City of Wildomar and the Plan of Services proposed; and

WHEREAS, a Restated Policies and Procedures Manual has been prepared to implement the Plan of Services; and

WHEREAS, the Board of Trustees wishes to adopt the Restated Policies and Procedures Manual.

NOW THEREFORE THE BOARD OF TRUSTEES OF THE WILDOMAR CEMETERY DISTRICT DOES HEREBY RESOLVE AS FOLLOWS:

The Restated Policies and Procedures Manual set forth as Exhibit A is hereby adopted for the Wildomar Cemetery District.

PASSED, APPROVED, AND ADOPTED this 14th day of December, 2011.

Marsha Swanson
Chairman

APPROVED AS TO FORM:

ATTEST:

Julie Hayward Biggs
WCD Attorney

Debbie A. Lee, CMC
Clerk of the Board

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EXHIBITS

- Exhibit A Rules and Regulations
- Exhibit B Certificate of Burial Rights
- Exhibit C Policy on Artificial Flowers and Markers

THE WILDOMAR CEMETERY DISTRICT

RESTATED POLICY AND PROCEDURES MANUAL

I. GENERAL PROVISIONS AND GOVERNMENT

A. PURPOSE

The Wildomar Cemetery District is a public cemetery district formed March 28, 1955 under Section 8890 et. seq. of the Health and Safety Code by resolution of the Riverside County Board of General Managers. On July 28, 2011, the Riverside County Local Agency Formation Commission approved establishment of the Wildomar Cemetery District as a subsidiary district of the City of Wildomar. On November 9, 2011, the City Council for the City of Wildomar accepted and ratified that action.

The Wildomar Cemetery District maintains the Wildomar Cemetery for the use and needs of the residents and taxpayers of the District within the limits set forth by the Health and Safety Code.

B. THE BOARD OF TRUSTEES

The District is governed by a Board of Trustees consisting of the five elected members of the Wildomar City Council as Trustees for the term of their election to the Wildomar City Council. Trustees will serve without compensation for any meetings at which a City Council meeting has also been called for the same day and time. Trustees may receive an amount of Fifty dollars (\$50.00) for attendance at each special meeting called at which no City Council meeting has also been called; however, no trustee shall receive more than One Hundred Dollars (\$100.00) in compensation in any calendar month (Health and Safety Code 9031(A)). The necessary expenses of each Trustee for actual traveling in connection with meetings or business of the Board of Trustees shall be allowed and paid (Health and Safety Code Section 9031(C)).

The Board of Trustees sets policy and makes proper rules and regulations for the management of the cemetery in accordance with the rules of the Health and Safety Code.

Pursuant to Chapter 1805 of Government Code Section 53051 (Roster of Public Agencies), each time a change is made in name, address or membership of the governing board, a statement of facts will be filed with the Secretary of State, and a copy with the County Clerk within ten (10) days of the change.

The Officers of the Board shall consist of a Chairman, and Vice-Chairman selected from the membership for a term of at least one year and/or until their successors have been selected.

C. MEETINGS

Regular business meetings are held monthly at the City Hall Council Chambers, 23873 Clinton Keith Road, Wildomar, California, at the regularly scheduled meeting of the City Council which is held on the second Wednesday of the month beginning at 6:30 p.m.

The time and date of all regular meetings are posted at least 72 hours before the meeting pursuant to Section 54954.2 of the Government Code.

Special meetings may be called at any time by the presiding officer or by a majority of the members by way of personal notification or mail. The posting of this notice shall be at least 24 hours prior to the time of such meeting. The call and notice shall specify the time and place of the special meeting. All meetings and notices are "freely accessible to all members of the public."

Closed sessions may be called during a regular or special meeting. The general reason for a closed meeting must be made public either before or after the closed session of the regular meeting and in the advance notice of a special meeting. Closed sessions not expressly authorized by the Brown Act (Government Code Section 54940 through 54926) are prohibited.

II. RULES AND REGULATIONS

The Wildomar Cemetery District is a Community Cemetery District supported by property tax payers in the district and a subsidiary district of the City of Wildomar.

Residents must live within the T.R.A. (tax rate area) boundaries set forth by the Tax Assessors Office. Residency must be verified prior to any pre-need or at need sales.

The Wildomar Cemetery District will not provide services or sell plots to anyone not residing in the district.

An out of district fee will apply to those who purchased plots as residents and now live outside of the district. This fee does not allow non-District residents to be interred in the Cemetery.

The Board of Trustees has created and maintains an endowment care fund for the Wildomar Cemetery District.

The Trustees establish rates for the sale of burial rights, endowment care fund deposits and all services performed by the district.

The Trustees shall maintain all records and reports in a safe and secure manner as required by the Health and Safety Code, the County of Riverside and State of California offices.

The Board has agreed that a fee be charged for any checks returned for "lack of sufficient funds". This fee shall be in the amount of \$20 per returned check. In the

event the District's bank account is charged more than \$20 per returned check, then a like amount shall apply to the party initiating the wrongful check.

A one-page listing of specific rules and regulations follows (See EXHIBIT A). This listing is identified as "RULES AND REGULATIONS" of the Wildomar Cemetery and requires the signature line of purchaser and witness as well as date of signatures.

Within two weeks of receipt of full payment, the General Manager shall mail a properly executed deed to the owner of the plot (See EXHIBIT B).

The Board of Trustees has in place rules and regulation policies regarding burials in this Cemetery as they are empowered to do by section 9041 (k) of the Health and Safety code. These policies will be acknowledged by the purchaser when signing Wildomar Cemetery District rules and regulations. These policies are as follows:

1. Only one Burial per Plot — There may be exceptions; i.e. hardship, two cremations, or a child cremated atop a parent buried in a full size plot. Board approval required.
2. The Cemetery must be provided 48 hours notice in advance of any interment.
3. The Cemetery is closed on weekends and does not provide any service on those days. Weekends are for visitation only.
4. All fees must be paid in full prior to interment. No interment shall be allowed in a plot that is not entirely paid.
5. No burial shall be permitted in the Cemetery until a properly signed burial permit is delivered to the General Manager.
6. No caskets will be opened upon arrival at the Wildomar Cemetery.
7. All services shall be concluded by 12:00 p.m. The Wildomar Cemetery operates with only a two man groundskeeper crew. In order for these workers to have ample time to adequately perform the closing of an interment, Wildomar Cemetery District must insist that all services be concluded by 12:00 P.M. (there may be exceptions in the case of Cremation Services). The Wildomar Cemetery District is a subsidiary District of the City of Wildomar and subject to the State of California Health and Safety Code, which provides penalties and can therefore show no special consideration for Religious or Cultural preferences.
8. Only flat markers laid flush with the ground shall be accepted in this Cemetery (See EXHIBIT C).
9. Fresh flowers only, no artificial flowers are allowed (See EXHIBIT C).
10. All plots placed "on hold" will remain on hold for a period not to exceed 90 days.
11. All burial services will be conducted in the staging area after 1-1-2006; there will be no graveside services. Committal service concludes in

the staging area. No equipment will be moved while there are still mourners in the Cemetery. One witness will be allowed to observe the lowering from a safe distance. That place to be determined by the Manager or person in charge of the burial. Cemetery supplies eight chairs for immediate family, and one podium.

12. The cemetery allows only plastic vaults.

A. VAULTS

Wildomar Cemetery District allows only vaults made of plastic. Wildomar Cemetery supplies appropriate required vaults at cost to the public. Families or Mortuaries may supply their own plastic vault as long as it meets the minimum test standards (available on request) as established by the Utah State University—College of Engineering Buried Structures Laboratory and substantiated by C.R.T. Laboratories.

Wildomar Cemetery District requires plastic vaults for several reasons, some of which are as follows:

1. Wildomar Cemetery provides the same vaults as used by the United States Government at Veterans Administration (VA) facilities.
2. Wildomar Cemetery is a member of the Office of Emergency Services and is required to inventory a supply of material in order to perform many funerals in the event of a major disaster. Plastic vaults are easier to store and inventory in large quantities.
3. Plastic vaults require no special or extra equipment to move or place therefore do no damage to the turf or markers when placing as well as reduce the risk of injury to personnel.
4. Our risk management and insurance broker have both advised against the use of concrete products.

EXHIBIT A

RULES AND REGULATIONS

In compliance with the laws of California, burials limited to current residents, former residents who purchased plots while still residing in the Wildomar Cemetery District and those who have family members currently interred. Non-residents may apply to the nearest cemetery district for burial if they do not live in a cemetery district and there is no private cemetery within a 15-mile radius. A non-resident fee will apply.

The price of plots shall be determined by the Board of Trustees. The Board of Trustees will make a replacement plot available if the originally purchased plot is no longer usable. Within two weeks of receipt of full payment, the District Secretary will mail a properly executed deed to the Owner of the plot.

The Owner of a plot shall not resell or transfer any part of, or the whole of his/her plot to any other person without first obtaining permission of the Board of Trustees. Plots may be sold back to the Wildomar Cemetery District. The endowment fee is non-refundable.

1. Only one burial per plot is allowed.
2. The cemetery must be provided 48 hours notice in advance of any interment.
3. The cemetery is closed on weekends and does not provide any service on those days. Weekends are for visitation only.
4. All fees must be paid in full prior to interment. No interment shall be allowed in a plot that is not entirely paid.
5. No burial shall be permitted in the cemetery until a properly signed burial permit is delivered to the General Manager.
6. No caskets will be open at graveside service.
7. All services shall be concluded by 12:00 p.m.
8. Only flat markers, laid flush with the ground, shall be accepted in this cemetery. Please have your marker company contact the cemetery to confirm regulation size and requirements.
9. No artificial flowers are allowed: Fresh cut flowers only.
10. All plots placed "on hold" will remain on hold for a period of 90 days.
11. The Cemetery only allows plastic vaults.
12. All burial services will be conducted in the staging area; there will be no graveside services.

The Board of Trustees does hereby reserve the right to exclude or remove any headstone, marker, monument or other structure, tree, plant or any object it shall consider in any way

objectionable or detrimental to the appearance of the cemetery.

Except by order of the Court, no disinterment shall be allowed except on written authority of the plot owner. The reopening of a grave must be paid in advance. In case of disinterment, all required permits and fees must be executed and paid and delivered to the General Manager.

The above Rules and Regulations are in effect as of November 9, 2011 and are subject to change as deemed necessary by the Board of Trustees.

I have read and understand the above.

Signature

Date

Witness

Date

EXHIBIT B

SAMPLE CERTIFICATE OF BURIAL RIGHTS

KNOW ALL MEN BY THESE PRESENTS THAT for and in consideration of the sum of \$_____ paid by (name) , (address) , (state and zip) , receipt of which is hereby acknowledged, the **WILDOMAR CEMETERY, STATE OF CALIFORNIA**, hereby sells and transfers to _____, **BLOCK ____**, **PLOT ____**, as a place of interment for the human dead, a parcel of land in the **WILDOMAR CEMETERY** situated in said District described as follows, to-wit: **WILDOMAR CEMETERY DISTRICT, CITY OF WILDOMAR, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**.

Provided, however, that the Rights granted pursuant to this deed are subject to the following provisions: No transfer shall be made by the Grantee hereunder to any other person or corporation without prior written approval of the Cemetery District Board of Trustees.

THIS CERTIFICATE does not convey title but only transfers the right to the perpetual use and occupancy of the said parcel for burial purposes.

SAID USE AND OCCUPANCY shall be in strict conformity to the laws of the State of California, and the rules and regulations of the **WILDOMAR CEMETERY DISTRICT** now in effect or that may hereafter be adopted.

IN WITNESS WHEREOF, the **WILDOMAR CEMETERY DISTRICT** has caused its name to be subscribed by _____, _____ and _____, Trustees of the said **WILDOMAR CEMETERY DISTRICT**, this ____ Day of _____, 20__.

WILDOMAR CEMETERY DISTRICT

By: _____
General Manager

EXHIBIT C

WILDOMAR CEMETERY DISTRICT

POLICY ON FLOWERS

The setting of artificial flowers and miscellaneous items, such as pinwheels, wind chimes, lawn ornaments, etc., detract from the natural pastoral setting that Wildomar Cemetery strives to maintain. None of the above is allowed: Fresh flowers only.

POLICY ON MARKERS

As per the Health and Safety Code No. 9052(b). I/we agree to place a marker observing the following specifications as set forth by the Wildomar Cemetery:

	<u>All Granite</u>	<u>With 3" Border</u>
Single	16" X 28"	12" X 24"
Double	16" X 28"	12" X 24"
Cremation	12" X 18"	6" X 12"
Infant	12" X 18"	6" X 12"

All markers must have a lawn mower proof edge (L.M.P. 1/2 inch radius bullnose). No delivered marker will be accepted without appropriate setting fee.

Acknowledged and Agreed to:

Signature

Date

Signature

Date