

**REGULAR ADJOURNED MEETING
FROM DECEMBER 3, 2008**

**CITY OF WILDOMAR
CITY COUNCIL MEETING MINUTES
JANUARY 14, 2009**

The adjourned regular meeting of December 3, 2008 of the Wildomar City Council was opened by Mayor Bob Cashman who turned the gavel over to incoming Mayor, Scott Farman.

Mayor Farnam called the meeting to order at 7:00 P.M.

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

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

FLAG SALUTE: Flag salute was led by Mayor Pro Tem Moore.

PRESENTATIONS: Mayor Farnam presented outgoing Mayor Bob Cashman with a plaque for his service as the City's first Mayor and thanked him for his service.

Fire Services Update was given by Chief Beach. He presented a written report.

Search Dogs of Riverside County presented their program and requested an agreement with the City to eliminate liabilities.

COMMUNICATIONS FROM THE PUBLIC:

De Etta Jones addressed Council and staff regarding the speed violators on Bundy Canyon Road. She left her contact information with staff who will work with her regarding her concerns.

Don Jones said his wife had presented the situation.

CONSENT CALENDAR:

Regarding Item 6, Council Member Ade asked the City Manager if the agreement with Diamond W Events had been prepared. City Manager Danielson said the City Attorney was reviewing a standard professional services contract.

Council Member Moore moved to approve the Consent Calendar, Items 1 through 7, seconded by Council Member Swanson. Roll Call vote: - Ayes: 5. Nays: 0. Motion carried.

1. Approved the reading by title only of all ordinances.
2. Approved Adjourned Regular City Council Minutes dated December 3, 2008.
3. Approved Warrant Registers dated December 4, 2008 in the amount of \$1,075.13; December 10, 2008 in the amount of \$14,804.00; December 23, 2008 in the amount of \$9,389.30; December 24, 2008 in the amount of \$813.66 and January 14, 2009 in the amount of \$238,237.54.
4. Approved Treasurer's Report for cash and investments for November, 2008.
5. Reviewed and adopted Resolutions pertaining to Landscape and Lighting Maintenance District No. 89-1-Consolidated, annexation of Street Lighting Zone 88.

RESOLUTION NO. 09-01 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR INITIATING PROCEEDINGS FOR THE ANNEXATION OF STREET LIGHTING ZONE 88 TO LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED OF THE CITY OF WILDOMAR PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972 AND ORDERING PREPARATION OF THE ENGINEER'S REPORT REGARDING SAIDANNEXATION.

RESOLUTION NO. 09-02 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR DECLARING ITS INTENTION TO ORDER THE ANNEXATION OF STREET LIGHTING ZONE 88 TO LANDSCAPING AND LIGHTING MAINENANCE DISTRICT NO. 89-1-CONSOLIDATED OF THE CITY OF WILDOMAR PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972 FOR THE MAINTENANCE AND SERVICING OF STREETLIGHTS;

ADOPTING THE PRELIMINARY ENGINEER'S REPORT; GIVING NOTICE OF AND SETTING THE TIME AND PLACE OF THE PUBLIC HEARING ON THE ANNEXATION OF STREET LIGHTING ZONE 88, ORDERING AN ASSESSMENT PROCEEDING; ORDERING A MAILED BALLOT ELECTION; AND DIRECTING NOTICE OF THE PUBLIC HEARING AND THE ASSESSMENT BALLOT TO BE MAILED PURSUANT TO ARTICLE XIID OF THE CALIFORNIA CONSTITUTION AND SECTION 4000 OF THE ELECTIONS CODE.

(Public hearing scheduled for March 11, 2009, 7:00 P.M.)

6. Authorized the City Manager to execute an agreement with Paula Willette of Diamond W Events to provide organizational assistance with special events, City sponsored activities, media communications, sponsorship development, data base development and other associated activities.
7. Received and filed the Planning Director's report of Planning Commission actions taken December 17, 2008.

GENERAL BUSINESS ITEMS:

8. Consider nomination and appointment to the County Free Library Advisory Committee (CFLAC).

Council Member Moore nominated Veronica Langworthy, seconded by Council Member Swanson.

Council Member Ade nominated Martha Bridges, which did not receive a second.

Roll Call vote on nomination of Veronica Langworthy: - Ayes: 4. Nays: 1, Council Member Ade. Motion carried.

9. Planning Application #08-0167, Habeb Dabbaghian, Applicant; Change of Zone CZ 7313 to change the zone from Rural Residential (R-R) to Scenic Highway Commercial (D-P-S); and approve PP 21585 to construct a 43,168 square foot two-story office building, landscaping and parking spaces. (APN: 366-210-049)

Planning Director Wayne presented the staff report.

Council Member Cashman asked if the surrounding residents were notified of the project. Planning Director Wayne responded that it was not a public hearing so individual notices were not sent.

Council Member Ade reported that she had followed the project at the County and the current plan was much improved over what was approved at the County. The building, originally at the back of the property, had been moved to the center of the property and lighting, noise, other concerns were mitigated. She said there was adequate notification when it was heard at the County.

Council Member Swanson moved to adopt Resolution No. 09-03, seconded by Council Member Moore. Roll Call vote: - Ayes: 5. Nays: 0. Motion carried.

RESOLUTION NO. 09-03 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR ADOPTING A MITIGATED NEGATIVE DECLARATION AND APPROVING PLOT PLAN 21585 FOR THE DEVELOPMENT OF A 43,168 SQUARE FOOT OFFICE BUILDING WITH 171 PARKING SPACES ON A 2.84 GROSS ACRE SITE LOCATED ON ORANGE STREET, NORTHERLY OF BUNDY CANYON ROAD AND WESTERLY OF INTERSTATE 15 AND KNOWN AS ASSESSORS PARCEL NUMBER 366-210-049

Council Member Swanson moved to adopt Ordinance No. 22, seconded by Council Member Moore. Roll Call vote: - Ayes: 5. Nays: 0. Motion carried.

ORDINANCE NO. 22 (2nd reading and adoption) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR CALIFORNIA, AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF WILDOMAR FOR ASSESSOR'S PARCEL NUMBER 366-210-049 FROM RURAL RESIDENTIAL TO SCENIC HIGHWAY COMMERCIAL (PL-08-0167)

10. Consider adoption of an agreement to terminate the existing Verizon Franchise, and allow Verizon to be subject to the State franchise.

City Attorney Biggs presented the staff report.

Council Member Cashman, noting that there was signature placement for the City of Menifee, asked if they had approved the termination.

City Attorney Biggs noted that it did not require joint participation.

Council Member Cashman asked if the County was collecting the franchise fees and City Attorney Biggs responded that the agreement called for the County to collect the fees and Doug McAllister, representing Verizon, answered that the County was collecting the fees. He reviewed the item for Council. He reported that Meniffee had taken action on the agreement. He also explained the PEG (public, education and government) channels.

Council Member Ade asked if the City would ever receive the fees collected by the County. City Attorney Biggs said staff would have to look into it. Council Member Ade asked if the City would negotiate with Verizon on rates and Mr. McAllister answered that due to state law, there was no franchise negotiation. She asked what the City's recourse was if they were dissatisfied with Verizon service. Mr. McAlister answered that permits could be held, either new rights of way construction or maintenance permits.

Council Member Swanson felt that local control was worth having.

Council Member Ade asked if Council was interested in approaching the County to negotiate the fees.

City Manager Danielson said the transition team would bring that up with the County.

Development Director Kashiwagi answered that the subject had been approached with the County, but not specifics. He said staff would look into it.

Council Member Moore moved to adopt the agreement to terminate the existing Verizon Franchise, and allow Verizon to be subject to the State franchise, seconded by Council Member Cashman. Roll Call vote: - Ayes: 5. Nays: 0. Motion carried.

CITY MANAGER REPORT:

Mr. Danielson said he would defer to the Council ad hoc committee working on the web site.

He added that negotiations with Riverside County Fire were commencing and going well. He felt it would be coming to Council very soon. He indicated that he would like an ad hoc committee from Council to review the concept of insurance against wild land fires.

Chief Beach indicated that the contract with the County was for fire protection from the municipal stand point. He said the undeveloped land that was annexed at incorporation was designated by the State Board of Forestry as state responsibility, high wild land fire threat area,

primarily the Bundy Canyon corridor. When the City incorporated, they assumed responsibility for fire control that the state would have assumed if not incorporated. In the event of a wild land fire, the City's contract with Riverside County was one of a municipal fire service. CalFire, he noted, would be able to bring to bear all resources but as a county fire department, they did not have the means to pay for it. By entering into a wild land contract with CalFire, the City was subscribing to an insurance policy that says if a wild land fire came to Wildomar, they would be authorized to spend the state money that was available. If they did not have a wild land contract, the City assumes the logistical support.

Mayor Farnam asked if code enforcement was taking care of weed abatement in the wild land areas. Chief Beach responded that code enforcement dealt with mitigated health, County Fire Department did weed abatement. Now that the City was incorporated, they needed to address how they would enforce weed abatement.

Council Member Ade asked if a workshop which would include all Council Members would be more appropriate. City Manager Danielson said the basic contract may come to Council next meeting but the other issue of the insurance policy could be done at a workshop.

CITY ATTORNEY REPORT:

City Attorney Biggs had no report. Council Member Cashman asked the status of the college litigation and she responded that she would research and let him know. City Manager Danielson noted that he thought the City would have a result by summer.

COUNCIL COMMENTS:

Council Member Swanson reported on her PARSAC meeting and announced that Council Member Bridgette Moore had been nominated as "Community Volunteer of the Year" by the Wildomar Chamber of Commerce.

Council Member Moore added that Council Member Marsha Swanson's business was nominated as "Large Business of the Year" by the Chamber. She reported that she and Mayor Farnam attended the Urban Land Institute. Regarding the City's web site, she noted that she and Council Member Cashman, ad hoc committee members, had been working on the web site transition and that it should be up and available in 3 to 4 weeks.

Council Member Ade reported she had attended a WRCOG meeting and that she had been appointed to the Energy and Environment Committee. She added that there would be Riverside Transit Agency meeting in January.

Mayor Farnam explained the purpose of WRCOG and that he served on that committee, and

was a member of the “Red Team” addressing economic issues.

FUTURE AGENDA ITEMS:

Council Member Swanson requested that the Riverside Search Dogs agreement be placed on the next agenda.

Council Member Cashman noted that he wished to see the results of the Visioning Process returned to Council via a report at the next meeting if it was available.

Council Member Ade asked staff to review the Council follow up report and make note of unfinished items and provide a completion time line.

Mayor Farnam, referring to a recent letter from LAFCO regarding Annexation 111 to County Service Area 103, requested staff prepare a report and recommendation and place on the next agenda. He also requested staff prepare a resolution to join TIP (Trauma Intervention Program).

ADJOURNMENT:

Mayor Farnam thanked Council Member Cashman and staff for their service.

No further business to come before the Council, Mayor Farnam adjourned the meeting in memory of Ryan Armstrong, Pastor Armstrong’s son. Meeting adjourned at 8:20 P.M.

Respectfully submitted:

Sheryll Schroeder, MMC
City Clerk