

**CITY OF WILDOMAR
CITY COUNCIL REGULAR COUNCIL MEETING MINUTES
SEPTEMBER 22, 2010**

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

The regular meeting closed session of September 22, 2010, of the Wildomar City Council was called to order by Mayor Moore at 6:03 p.m.

Members in attendance: Mayor Moore, Mayor Pro Tem Swanson, Council Member Farnam. Members absent: Council Members Ade and Cashman.

A MOTION was made by Council Member Farnam, seconded by Mayor Pro Tem Swanson, to add an additional matter to the closed session pursuant to the provisions of Government Code Section 54956.9(b) one matter of significant exposure to litigation.

Roll call vote: Ayes – 3; Nays – 0; Absent – 2, Council Members Ade and Cashman. Motion carried.

City Clerk Lee announced that the City Council will meet in closed session to confer with legal counsel pursuant to the provisions of Government Code Section 54956.9(b) with regard to two matters of significant exposure to litigation.

ADJOURN CLOSED SESSION

At 7:00 p.m. the City Council reconvened into open session, with Council Members Ade and Cashman absent, making no announcements.

There being no further business, Mayor Moore declared the closed session portion of the agenda adjourned at 7:00 p.m.

CALL TO ORDER – 7:00 p.m.

The regular meeting regular session of September 8, 2010, of the Wildomar City Council was called to order by Mayor Moore at 7:00 p.m.

City Council Roll Call showed the following Members in attendance: Mayor Moore, Mayor Pro Tem Swanson, Council Member Farnam. Members absent: Council Members Ade and Cashman.

Staff in attendance: City Manager Oviedo, Assistant City Manager Nordquist, City Attorney Biggs, Supervising Engineer Crawford, Planning Director Hogan, Police Chief Fontneau, and City Clerk Lee.

A moment of silence was observed and the flag salute was led by Boy Scout Troop 332.

PRESENTATIONS

Mayor Moore presented certificates to Anthony and Jordan Ramos, two youths who assisted with notifying residents affected by the recent fire.

Patty Dorati, owner of the Wildomar Gazette, presented the City with a check for \$354.00 which was collected at the recent Wildomar Night at the Storm Stadium.

Barbara Spoonhaur, WRCOG, presented the Energy Leader Partnership update.

Gary Welsh, Rough Riders Motorcycle Club, presented the City with a POW/MIA Flag to fly at City Hall.

Jose Carvajal, LEUSD, presented an update.

Code Enforcement Kowalski presented the monthly update.

PUBLIC COMMENTS

Sharon Heil, Elks Club member, stated on September 26 the Elks Ladies will hold their first dance at the new facility. The Christmas Tree Lane will also be held this year at the new facility and it is a great fundraiser for them for scholarships. On behalf of the Elks, she thanked the City Council for the assistance in getting the facility open. In November the Senior Thanksgiving Dinner will be held and Boy Scout Troop 332 will be assisting them with that. She added that when she was in Santa Barbara on vacation they noticed that the streets are watered down three times a week. There is a worker standing there sweeping away the debris so that the system does not get clogged. She would like the City to consider something like this.

Diane O'Mally, resident, spoke regarding voting and democracy.

APPROVAL OF THE AGENDA AS PRESENTED

Mayor Moore stated she needs to add an additional item to the agenda as item #3.3 to direct Staff with to prepare a park funding strategy. This matter came up after the posting of the agenda and immediate action is required.

A MOTION was made by Council Member Farnam, seconded by Mayor Pro Tem Swanson, to add item #3.3 as noted and approve the agenda as amended.

Roll call vote: Ayes – 3; Nays – 0; Absent – 2, Council Members Ade and Cashman. Motion carried.

1.0 CONSENT CALENDAR

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

Roll call vote: Ayes – 3; Nays – 0; Absent – 2, Council Members Ade and Cashman. Motion carried.

1.1 Reading of Ordinances

Approved the reading by title only of all ordinances.

1.2 Minutes – August 11, 2010 Regular Meeting

Approved the Minutes as submitted.

1.3 Warrant Registers and Payroll Register

Approved the following:

1. Warrant Register dated September 8, 2010, in the amount of \$342,243.60;
2. Warrant Register dated September 16, 2010, in the amount of \$6,929.92; and
3. Payroll Register dated July 3 – September 10, 2010, in the amount of \$86,859.46.

1.4 Treasurer's Report

Approved the Treasurer's Report for August, 2010.

2.0 PUBLIC HEARINGS

There were no Public Hearings scheduled.

3.0 GENERAL BUSINESS

3.1 City of Wildomar Personnel Rules

City Clerk Lee presented the item.

City Manager Oviedo presented the staff report.

Bob Deshazer, CSCA representative, stated the hearings do not take that long for the employee to get their due process. He feels it should not be cut out and he is opposed to At-Will employment. Employees can be fired even if they are government workers. At-Will employment takes away employees rights.

Michael Perry, resident, stated he is concerned about attraction and retention of employees. If the At-Will employment is only in Wildomar, it will not match the neighboring cities and could cause a problem with attracting or retaining employees.

Mayor Moore inquired, you can't fire someone based on race or gender or something similar, correct?

City Attorney Biggs stated the City can fire anyone for any reason so long as it is not an illegal reason. Civil Rights protection laws still apply and the employees are protected. There is a disciplinary process which may or may not lead to termination.

Mayor Moore inquired if the City Manager found, in the other cities he had worked in, if attraction or retention were a problem.

City Manager Oviedo answered there were never any issues with employees who were At-Will. Also, there is no need to fear the At-Will status if you are doing your job, and that is what it comes down to. Should a termination be necessary, regardless of what system you have in place, you work with the attorney's office and the first thing they are going to ask for is documentation. You still need documentation to protect everyone.

A MOTION was made by Mayor Pro Tem Swanson, seconded by Council

Member Farnam, to introduce and Ordinance entitled:

ORDINANCE NO. 53
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, AMENDING CHAPTER 2.06 OF THE
WILDOMAR MUNICIPAL CODE ESTABLISHING THE CITY OF
WILDOMAR PERSONNEL RULES

Roll call vote: Ayes – 3; Nays – 0; Absent – 2, Council Members Ade and Cashman. Motion carried.

3.2 Agreement Amendments for Community Services and Park Maintenance

City Clerk Lee presented the item.

Assistant City Manager Nordquist presented the staff report.

A MOTION was made by Mayor Pro Tem Swanson, seconded by Council Member Farnam, to authorize the City Manager to sign the amendment to the contracts with Diamond W Events, CTAI Pacific Greenscape Landscape Services, AA Janitorial Services, and Protection Rescue Security Services.

Roll call vote: Ayes – 3; Nays – 0; Absent – 2, Council Members Ade and Cashman. Motion carried.

ITEM ADDED TO THE AGENDA

3.3 Parks Funding Strategy

Assistant City Manager Nordquist presented the staff report regarding the recent Court action that has resulted in losing all the funding for the City's parks.

Andy Morris, resident, stated we need the parks, and that is what he is hearing in the community. The Blue Ribbon committee is a must and needs to happen immediately, don't wait.

Mayor Pro Tem Swanson stated we can't wait and it has to happen now. It is a shame that a few people can bring the parks to a closure, but it is time to band together and keep the parks open.

A MOTION was made by Mayor Pro Tem Swanson, seconded by Council Member Farnam, to direct Staff to have an RFP for the engineering report in the next 30 days, and to put together a Blue Ribbon Committee immediately.

Roll call vote: Ayes – 3; Nays – 0; Absent – 2, Council Members Ade and Cashman. Motion carried.

City Manager Oviedo stated that Staff will put together parameters for the Blue Ribbon Committee and bring it back to Council in due haste.

It was the consensus of the City Council to hold a Town Hall Meeting at Marna O'Brien Park at 7:00 p.m. on Wednesday, September 29, 2010. Please bring any and all ideas to the City on how to save the parks.

CITY MANAGER REPORT

There was nothing to report.

CITY ATTORNEY REPORT

There was nothing to report.

COUNCIL COMMUNICATIONS

Mayor Pro Tem Swanson stated she, Mayor Moore, and Council Members Farnam and Cashman attended the League of California Cities annual conference in San Diego. She and Mayor Moore were very intrigued about a program that the City of Santa Clarita has regarding a community preservation program. It is City-wide and they clean up graffiti and other projects, and raise funds to do this, and she would like to look into it. She also talked about having a Wildomar postcard that could be used in economic development efforts. She would also like if all the norming procedures were put together in one book so that it could be referenced easily.

Mayor Moore thanked everyone who went to the Mayor's Ball. They raised \$1,191 for emergency services. She also urged to vote Yes on 22, and No on 26. October 1 is a dinner the Rotary Club is presenting to benefit the VFW. She also attended: Heroes with Heart dinner; United Way Day of Caring; and a Mass care shelter exercise.

FUTURE AGENDA ITEMS

Mayor Moore inquired if a norming session will be scheduled soon.

City Manager Oviedo stated yes, it will be scheduled after the election and the new Council is seated. At that time he would like to go through the norming and also establish goals and priorities with the new Council.

Mayor Moore stated she would like one of the norming items to address a plan to reimburse the City when a Council Member is scheduled, and paid for, to attend an event and they do not show up and do not let the City Manager know that they will not be attending.

Mayor Pro Tem Swanson suggested travelling and meeting guidelines.

ADJOURNMENT

There being no further business, Mayor Moore declared the meeting adjourned at 8:18 p.m.

Respectfully submitted,



Debbie A. Lee, CMC
City Clerk