

CITY OF WILDOMAR CITY COUNCIL
AND WILDOMAR CEMETERY DISTRICT AGENDA

5:30 P.M. – CLOSED SESSION

6:30 P.M. – ADJOURNED REGULAR MEETING

JUNE 18, 2014
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

Gary Nordquist
City Manager/General Manager

Thomas D. Jex
City Attorney/District Counsel

**WILDOMAR CITY COUNCIL AND WILDOMAR
CEMETERY DISTRICT ADJOURNED REGULAR
MEETING AGENDA
JUNE 18, 2014**

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 DEVICES TO VIBRATE/MUTE/OFF
FOR THE DURATION OF THE MEETING. YOUR
COOPERATION IS APPRECIATED.**

CALL TO ORDER – CITY COUNCIL 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 54956.9(d)(4) to confer with legal counsel with regard to one matter of potential initiation of litigation.
2. The City Council will meet in closed session pursuant to the provisions of Government Code Section 54956.9 (d)(1) to confer with legal counsel with regard to the following matter of pending litigation:
 - A. City of Wildomar v. Goulart – RSC Case Number 1400301
3. The City Council will meet in closed session pursuant to the provisions of Government Code Section 54956.8 to confer with legal counsel and conference with real property negotiators as follows:
Property: APN 368-093-035-7
Agency negotiators: Gary Nordquist and Dan York
Negotiating parties: Riverside County Tax Collector
Under negotiation: Instruction regarding price and terms of payment.

RECONVENE INTO OPEN SESSION

ANNOUNCEMENT

ADJOURN CLOSED SESSION

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

ROLL CALL

FLAG SALUTE

PRESENTATIONS

Eagle Scout Recognition - Riley Thomas Olson and Michael David Ames

Police Officers Recognition:

Kari Cranfill, Sean Liebrand, Mark Titus, and Michael Yarbrough

Employee 5 Year Service Award – Debbie Lee

Fire Department 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.

COUNCIL COMMUNICATIONS

APPROVAL OF THE AGENDA AS PRESENTED

The City Council to approve the agenda as it is herein presented, or, if it is 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 that specific items are removed from the Consent Calendar for separate discussion and/or action.

1.1 Reading of Ordinances

RECOMMENDATION: Staff recommends that the City Council approve the reading by title only of all ordinances.

1.2 Warrant & Payroll Registers

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

1. Warrant Register dated 05-08-14 in the amount of \$69,098.14;
2. Warrant Register dated 05-15-14 in the amount of \$210,060.22;
3. Warrant Register dated 05-22-14 in the amount of \$938,824.88;
4. Warrant Register dated 05-29-14 in the amount of \$41,972.38;
5. Warrant Register dated 06-05-14 in the amount of \$659,264.57;&
6. Payroll Register dated 05-07-14 in the amount of \$73,397.70.

1.3 Treasurers Report

RECOMMENDATION: Staff recommends that the City Council approve the Treasurers Report for April and May, 2014.

1.4 Participation in the Community Development Block Grant (CDBG) Program

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

RESOLUTION NO. 2014 - _____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR
AUTHORIZING PARTICIPATION IN THE COUNTY OF RIVERSIDE'S
URBAN COUNTY PROGRAM FOR FISCAL YEARS
2015-2016, 2016-2017, 2017-2018

1.5 Contract Award for Auditing Services

RECOMMENDATION: Staff recommends that the City Council enter into contract with Lance, Soll, and Lunghard, LLP to provide for audit services and preparation of required reports for fiscal years 2013-14, 2014-15, and 2015-16.

1.6 Consultant Service Agreement for Lateral C-1 Storm Drain Project

RECOMMENDATION: Staff recommends that the City Council authorize the City Manager to execute a Consultant Services Agreement with Albert A. Webb Associates for Engineering Design Services for the Lateral C-1 Storm Drain Project.

- 1.7 **Accept Storm Drain and Access Easements Related to Tract 31736-1 and Quitclaim Easements to Riverside County Flood Control District**
RECOMMENDATION: Staff recommends that the City Council adopt two Resolutions entitled:

RESOLUTION NO. 2014- _____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO EXECUTE CERTIFICATES OF ACCEPTANCE FOR ONE STORM DRAIN EASEMENT AND ONE ACCESS EASEMENT RELATED TO TRACT 31736-1

And;

RESOLUTION NO. 2014- _____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO EXECUTE QUITCLAIM DEEDS TO THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT FOR ONE STORM DRAIN EASEMENT AND ONE ACCESS EASEMENT RELATED TO TRACT 31736-1

- 1.8 **Riverside County Transportation Commission Federal Funding Cooperative Agreement – RCTC 2013 Multi-funding Call for Project Grand Avenue Bike Lane Phase I and Phase II**
RECOMMENDATION: Staff recommends that the City Council authorize the City Manager to execute the Cooperative Agreements.

- 1.9 **Calling a General Municipal Election on November 4, 2014**
RECOMMENDATION: Staff recommends that the City Council adopt a Resolution entitled:

RESOLUTION NO. 2014 - _____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, CALLING FOR THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 4, 2014, FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES

1.10 Ticket Distribution Policy

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

RESOLUTION NO. 2014-____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, ADOPTING A POLICY FOR THE DISTRIBUTION OF TICKETS TO CONFORM TO SECTION 18944.1 OF TITLE 2 OF THE CALIFORNIA CODE OF REGULATIONS

1.11 Accept a storm drain easement related to Sedco MDP Line F, Stage 2 and quitclaim it to Riverside County Flood Control District

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

RESOLUTION NO. 2014-_____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO EXECUTE A CERTIFICATE OF ACCEPTANCE FOR ONE STORM DRAIN EASEMENT RELATED TO SEDCO MDP LINE F, STAGE 2; and

RESOLUTION NO. 2014-_____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO EXECUTE A QUITCLAIM DEED TO THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT FOR ONE STORM DRAIN EASEMENT RELATED TO SEDCO MDP LINE F, STAGE 2

1.12 Proposed Release and Hold Harmless Agreement RE: Stop Notice Claims

RECOMMENDATION: Staff recommends that the City Council approve the Release and Hold Harmless Agreement re: Stop Notice Claims (“Release”) with Allegheny Casualty Company and authorize the City Manager to sign the Release.

1.13 Adopt the City of Wildomar’s Local Hazard Mitigation Plan (LHMP) Annex

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

RESOLUTION NO. 2014 - _____

A RESOLUTION ADOPTING THE CITY OF WILDOMAR LOCAL HAZARD MITIGATION PLAN ANNEX FROM THE RIVERSIDE COUNTY OPERATIONAL AREA MULTI-JURISDICTIONAL LOCAL HAZARD MITIGATION PLAN AS REQUIRED BY THE FEDERAL DISASTER MITIGATION AND COST REDUCTION ACT OF 2000

1.14 Second Reading - Ordinance No. 95 - TUMF Program and an Amendment to Exempt New Specially Adapted Homes for Severely Disabled Veterans

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

ORDINANCE NO. 95

AN ORDINANCE OF THE CITY OF COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AMENDING SECTIONS 3.40.030 AND 3.40.040 OF THE WILDOMAR MUNICIPAL CODE TO INCLUDE NEW EXEMPTIONS FOR NEWLY CONSTRUCTED SPECIALLY ADAPTED HOMES FOR SEVERELY DISABLED VETERANS UNDER THE WESTERN RIVERSIDE COUNTY TRANSPORTATION UNIFORM MITIGATION FEE (TUMF) PROGRAM

1.15 Third Amendment to the Franchise Agreement between the City and Waste Management

RECOMMENDATION: Staff recommends that the City Council approve the third amendment to the Franchise Agreement between the City and Waste Management and authorize the City Manager to sign it.

1.16 Authorization to Participate in the Riverside County EDA Mortgage Credit Certificate (MCC) Program

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

RESOLUTION NO. 2014 - _____

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

2.0 PUBLIC HEARINGS

2.1 Amendment of Solid Waste Ordinance

RECOMMENDATION: Staff recommends that the City Council approve second reading and adopt Ordinance No. 94 entitled:

ORDINANCE NO. 94
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, REPEALING AND READOPTING CHAPTER 8.104 (SOLID WASTE COLLECTION AND DISPOSAL) OF THE MUNICIPAL CODE AND REPEALING CHAPTER 8.108 (COMPREHENSIVE SOLID WASTE COLLECTION AND DISPOSAL FOR CERTAIN AREAS) OF THE MUNICIPAL CODE.

2.2 Authorization of Annual Rate Adjustment for CR&R

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

RESOLUTION NO. 2014 - ____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AUTHORIZING THE ANNUAL CPI RATE ADJUSTMENT FOR A FIVE YEAR PERIOD COMMENCING JULY 1, 2014 AND CONCLUDING JUNE 30, 2019 RELATED TO CR&R COLLECTION SERVICES

2.3 Authorization of Annual Rate Adjustment for Waste Management

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

RESOLUTION NO. 2014 - ____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AUTHORIZING THE ANNUAL CPI RATE ADJUSTMENT FOR A FIVE YEAR PERIOD COMMENCING JULY 1, 2014 AND CONCLUDING JUNE 30, 2019 RELATED TO WASTE MANAGEMENT COLLECTION SERVICES

2.4 Notice of Intent to hold a Public Hearing for Placing Liens on Parcels with Unpaid Charges on Trash Collection Services

RECOMMENDATION: Staff recommends that the City Council provide a Notice of Intent to hold a Public Hearing on July 9, 2014, for placing liens on parcels with unpaid charges on trash collection services.

2.5 FY 2013-14 Fourth Quarter Budget Report

RECOMMENDATION: Staff recommends that the City Council:

1. Approve the budget adjustments and recommendations as listed in the Fiscal Year 2013-14 Fourth Quarter Budget Report; and
2. Adopt a Resolution entitled:

RESOLUTION NO. 2014-____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AUTHORIZING AN AMENDMENT TO THE FY 2013-14 BUDGETED REVENUES, AND EXPENSES

2.6 FY2014/15 Budget Amendments

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

RESOLUTION NO.2014-____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AUTHORIZING AN AMENDMENT TO THE FY 2014/15 BUDGETED REVENUES AND EXPENSES

3.0 GENERAL BUSINESS

3.1 Revisions to Chapter 2.36 of the Wildomar Municipal Code

RECOMMENDATION: Staff recommends that the City Council:

1. Introduce and approve first reading of an Ordinance entitled:

ORDINANCE NO.____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, AMENDING CHAPTER 2.36 (PERSONNEL SYSTEM) OF THE WILDOMAR MUNICIPAL CODE; AND

2. Adopt a Resolution entitled:

RESOLUTION NO.2014-____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR, CALIFORNIA, ADOPTING THE CITY OF WILDOMAR PERSONNEL RULES AND REGULATIONS

3.2 Appropriations Limit for FY 2014-15

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

RESOLUTION NO. 2014 - _____
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILDOMAR,
CALIFORNIA, APPROVING THE APPROPRIATIONS LIMIT FOR FISCAL
YEAR 2014-15

3.3 Ordinance No. 66

RECOMMENDATION: Staff recommends that the City Council, in light of *People v. Nguyen* (2014) 222 Cal.App.4th 1168, adopt an Urgency Ordinance entitled:

ORDINANCE NO. _____
AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, REPEALING WILDOMAR ORDINANCE NO.
66.

3.4 Ordinance No. 29

RECOMMENDATION: Staff recommends that the City Council, in light of *In re Taylor* (2012) 209 Cal.App. 4th 210, adopt an Urgency Ordinance entitled:

ORDINANCE NO. _____
AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
WILDOMAR, CALIFORNIA, REPEALING WILDOMAR ORDINANCE NO.
29.

3.5 Letter of Support to Change the name of Mission Trail Community Library

RECOMMEDATION: Staff recommends that the City Council discuss and provide action regarding a letter of support to change the name of Mission Trail Community Library to Wildomar Library.

3.6 League of California Cities Annual General Business Meeting Voting Delegate and Alternate

RECOMMENDATION: Staff recommends that the City Council discuss and determine which Council Member will be the Voting Delegate and Alternate for the League of California Cities Annual General Business Meeting in Los Angeles.

CITY MANAGER REPORT

CITY ATTORNEY REPORT

New Conflict of Interest Rules from the Fair Political Practices Commission

FUTURE AGENDA ITEMS

ADJOURN THE CITY COUNCIL

In accordance with Government Code Section 54952.3, I, Debbie A. Lee, City of Wildomar City Clerk, do hereby declare that the Board of Trustees will receive no compensation or stipend for the convening of the following regular meeting of the Wildomar Cemetery District.

CALL TO ORDER THE WILDOMAR CEMETERY DISTRICT

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 for public comments is three minutes per speaker. Prior to taking action on any item, the public may comment at the time it is considered by the Board.

BOARD COMMUNICATIONS

APPROVAL OF THE AGENDA AS PRESENTED

The Board of Trustees to approve the agenda as it is herein presented, or if it is 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 that specific items are removed from the Consent Calendar for separate discussion and/or action.

4.1 Warrant Register

RECOMMENDATION: Staff recommends that the Board of Trustees approve the following:

1. Warrant Register dated 05-22-14, in the amount of \$416.04;
2. Warrant Register dated 06-05-14, in the amount of \$1,588.47;&
3. Warrant Register dated 06-12-14, in the amount of \$243.32.

4.2 Treasurers Report

RECOMMENDATION: Staff recommends that the Board of Trustees approve the Treasurers Report for April and May, 2014.

5.0 PUBLIC HEARINGS

There are no items scheduled.

6.0 GENERAL BUSINESS

6.1 POW/MIA Flag Display

RECOMMENDATION: Staff recommends that the Board of Trustees discuss the POW/MIA Flag display at the Cemetery and provide direction to staff.

GENERAL MANAGER REPORT

FUTURE AGENDA ITEMS

ADJOURN WILDOMAR CEMETERY DISTRICT

City Council/Wildomar Cemetery District Regular Meeting Schedule

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

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 June 13, 2014, 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,
Library, 34303 Mission Trail Blvd.

Janet Morales, Deputy City Clerk

Debbie A. Lee, CMC, City Clerk