

AGENDA

REGULAR MEETING OF THE SAN JACINTO CITY COUNCIL

JANUARY 22, 2009, 7:00 p.m.

2045 South San Jacinto Avenue
San Jacinto Unified School District Board Room, San Jacinto, CA 92583

1. ORGANIZATION

- 1.1 Call to Order
- 1.2 Roll Call
- 1.3 Invocation
- 1.4 Pledge of Allegiance
- 1.5 Special Presentations
 - 1.5.1 Certificate of Appreciation presented to Jan Nichols, San Jacinto High School Instrumental Music Teacher
 - 1.5.2 Certificate of Appreciation presented to Jeff Bowman
 - 1.5.3 Introduction of Capt. John Pingel of the Hemet Sheriff Station / Chief of Police

2. PUBLIC COMMENTS:

Now is the time for the public to address the Council on any subject within the jurisdiction of the City Council not listed on the agenda. A limitation of three (3) minutes shall be set for each person desiring to address the City Council.

3. CONSENT CALENDAR

The matters listed under Consent Calendar are considered routine and will be enacted by one motion by City Council Members in the form listed. There will be no separate discussion on these items prior to the motion unless members of the City Council, staff or the public requests a specified item be removed and/or discussed. If an item is pulled, it will be heard at the end of number '5. Staff Reports.'

- 3.1 January 8, 2009 Minutes – Regular Meeting / **Approve** / City Clerk
- 3.2 Warrants and Disbursements – December 2008 / **Approve** / Interim Finance Director

- 3.3 Ordinance No. 09-01 / An ordinance approving and adopting Change of Zone 4-08 / **Approve** 2nd reading of Ordinance No. 09-01; **Approve and Adopt** Ordinance No. 09-01; **and by further motion** read by title only;
- An Ordinance of the City Council of the City of San Jacinto, California, approving a Change of Zone from Residential Trailer (R-T) to General Commercial (C-2), located at 260 West Esplanade Avenue in the City of San Jacinto, County of Riverside
/ Planning Director
- 3.4 Continuation of the Proclamation of the Local State of Emergency due to high and damaging winds / **Approve** / City Attorney
- 3.5 Emergency Report for Ramona Expressway erosion prevention improvements and determination of need to continue emergency Public Works contracting pursuant to Public Contract Code 22050 / **Approve** / City Attorney and City Manager
- 3.6 Memorandum of Understanding between San Jacinto Unified School District (SJUSD) and the City for School Resource Officer Services for FY 08-09 / **Approve and Authorize** city manager to execute MOU / Police Chief
- 3.7 Speed humps installation on Buckingham Drive / **Approve and Authorize** installation / City Engineer
- 3.8 Master Agreement for Federal-Aid Projects and Program Supplement Agreement with CalTrans / Ramona Expressway from State Street (SR79) to Lake Park Drive / **Approve and Authorize** city manager to execute same / City Engineer
- 3.9 Police Activities League (PAL) / Jim Conner Youth Center at Sallee Park / request for mural / **Approve and Authorize** Gang Resistance Education and Training (GREAT) Program to hire a muralist for said building / Assistant City Manager
- 3.10 Measure A and Article 3 Transportation Funds / Independent Accountants Reports for the year ended June 30, 2008 / **Receive and File** / Interim Finance Director
- 3.11 Resolution No. ___ / A resolution initiating the annexation of territory commonly known as DBN Parkside LLC APNs 435-190-052 and 435-190-053 into AD 2003-1, Annexation No. 31 / **Approve and Adopt** / Special Tax Consultant and City Attorney
- 3.12 Resolution No. ___ / A resolution approving the Engineer's Report regarding annexation of territory commonly known as DBN Parkside LLC APNs 435-190-052 and 435-190-053 into AD 2003-1, Annexation No. 31 / **Approve and Adopt** / Special Tax Consultant and City Attorney

- 3.13 Reimbursement Agreement between City of San Jacinto and D.R. Horton for The Villages of San Jacinto Specific Plan (aka Tenaya) / Approve the agreement in the amount of \$195,264.26 for preparation and processing of a Supplemental Environmental Impact Report (EIR), a 475 acre specific plan proposed in the western area of the City on the south side of Ramona Boulevard, west of Sanderson Avenue, east of Ordell Avenue, north of EMWD Regional Wastewater Treatment Plant / **Approve and Authorize** mayor to execute / Planning Director
- 3.14 San Jacinto River Levee final design services cost sharing agreement with Riverside County Flood Control and Water Conservation District (RCFC) for final design of the San Jacinto River State 4 Levee project / **Approve and Authorize** mayor and city manager to execute / City Engineer

4. PUBLIC HEARING

- 4.1 General Plan Amendment 3-07, Planned Unit Development 2-06 and Tentative Tract Map No. 34664 / Planning Director / A proposal to change the General Plan designation on a 4.01 acre parcel from Low Density Residential to Medium Density Residential and to change the zoning from single Family Residential +(R-1) to Two-Family Residential-Planned Unit Development (R-2-PUD), and to subdivide the property into 37 single family residential lots; located on the west side of Kirby Street approximately 330 feet north of Esplanade Avenue / Applicant: Mario Zamorano, 3590 S. Dartmouth Lane, Rowland Heights, CA 91748
- A) **Adopt** the Mitigated Negative Declaration
- B) **Adopt** Resolution No. ___ approving General Plan Amendment 1-07 based upon the Planning Commission's recommendation
- C) Ordinance No. 09-02 for the Planned Unit Development 2-06 based on Planning Commission's recommendation / **Approve** introduction and first reading of Ordinance No. 09-02; and **by further motion** read by title only:
- An Ordinance of the City Council of the City of San Jacinto, California, approving a Change of Zone from Single Family Residential (R-1) to Two-Family Residential PUD (R-2-PUD), located on the west side of Kirby Street, north of Esplanade Avenue in the City of San Jacinto, County of Riverside
- D) **Approve** Tentative Tract 34664 subject to the attached Conditions of Approval
- 4.2 Change of Zone 1-08 and Staff Review 1-08 Public Hearing / Applicant: Mountain View Capital, LLC / 10765 Double R Boulevard, Suite 200, Reno, NV 89521 / Planning Director
- A) **Adopt** a Mitigated Negative Declaration

- B) Ordinance No. 09-03 / **Approve** introduction and first reading of Ordinance No. 09-03 **and by further motion** read by title only;

An Ordinance of the City Council of the City of San Jacinto, California, approving a Change of Zone from SP 1-91 to General Commercial (C-2) at the southeast corner of Ramona Expressway and Bridge Road in the City of San Jacinto, County of Riverside

- C) **Approve** Staff Review 1-08 subject to the attached Conditions of Approval

- 4.3 Urgency Ordinance No. 09-04 / An ordinance adjusting the sewer rate imposed by EMWD per interagency agreement from \$.584/day/edu (\$17.76/month) to \$.634/day/edu (\$19.28/month) effective January 7, 2009, and applied to billings on or after February 7, 2009 / **Approve and Adopt** Ordinance No. 09-04 and by further motion read by title only:

An Urgency Ordinance of the City Council of the City of San Jacinto, California, Adjusting Sewer Rates to Comply with an Interagency Agreement with Eastern Municipal Water District
/ Interim Finance Director

5. STAFF REPORTS

At the end of the scheduled City Department items, anyone wishing to discuss a consent calendar item should come forward upon invitation of the Mayor; state their name, address, and the consent calendar item number pulled. Speakers should limit comments to three (3) minutes.

- 5.1 San Jacinto Museum Parking Lot / **Approve** plans and specification for parking lot landscaping and **Authorize** staff to advertise for bids / Redevelopment Operations Manager
- 5.2 Staff's request for direction by the City Council regarding the relocation of up to 12 mature olive trees from the old Soboba Mansion property to the Estudillo Mansion and Heritage Park pursuant to a request from the Estudillo Mansion Advisory Committee / Direct staff / Redevelopment Operations Manager
- 5.3 Award contract for Bath Tank #2 structural repairs (CIP 07-021) / City Engineer
- A) **Award** the contract for the Bath Tank Structural Repairs Project (CIP 07-021) to Paso Robles Tank, Inc., in the amount of \$304,950.00 and reject all other bids
- B) **Appropriate** \$85,000 from the Water Capital Fund to augment the budgeted \$290,000 for the contract amount, plus 10% contingency and additional funds for soft costs as outlined in the staff report
- 5.4 Cost Control Associates, Inc – Telecom and Energy Cost Containment Services / **Approve**, subject to changes required by city attorney, a

contingency fee-based contract with Cost Control Associates to provide cost recovery and reduction services on energy and telecom and **Authorize** city manager to execute agreement and future amendments / Assistant City Manager

- 5.5 Ramona Boulevard Median Artwork Options Presentation / **Select** an option for artwork in the Ramona Boulevard median / Assistant City Manager

6. **MAYOR / COUNCIL MEMBER REPORTS / DISCUSSIONS**

- 6.1 Committee and/or Agency Agendas / **Receive and File** / City Clerk

7. **CLOSED SESSION**

- 7.1 CONFERENCE WITH LEGAL COUNSEL - - EXISTING LITIGATION
(Pursuant to Subdivision (a) of Section 54956.9)

Name of case: City of San Jacinto v. Camilo O. Primero, M.D., Inc.
Riverside Superior Court Case No. RIC 404638

- 7.2 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Initiation of litigation pursuant to subdivision (c) of Section 54956.9: One (1) case

8. **ADJOURNMENT**

If you challenge any action of the City Council in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City Council (c/o the City Clerk) at, or prior to, the public hearing.

CHALLENGE TO LAND USE DECISIONS: Any person seeking to challenge a decision regarding land use made by the City Council as a result of a proceeding in which by law a hearing is required to be given, shall be required to commence that action 90 days following the date on which the decision of the City Council becomes final as provided in Code of Civil Procedure Section 1094.6. Please refer to Code of Civil Procedure Section 1094.6 to determine how to calculate when a decision becomes final.

It is the intention of the City of San Jacinto to comply with the Americans with Disabilities Act (ADA) in all respects. If, as an attendee or a participant at this meeting, or in meetings on a regular basis, you will need special assistance beyond what is normally provided, the City will attempt to accommodate you in every reasonable manner. Please contact City Hall at (951) 537-6358, at least 48 hours prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible.

DOCUMENTS RELATED TO OPEN SESSION AGENDAS (SB 343) -- Any public record, relating to an open session agenda item, that is distributed within 72 hours prior to the meeting is available for public inspection at the public counter located in the Administration Building of City Hall, 595 S San Jacinto Avenue, San Jacinto, California, 92583.

I, Dorothy L. Chouinard, City Clerk of the City of San Jacinto, do hereby certify that I caused to be posted the foregoing agenda this 16th day of January, 2009, as required by law.

Dorothy L. Chouinard, City Clerk