

# AGENDA

## REGULAR MEETING OF THE SAN JACINTO CITY COUNCIL

FEBRUARY 19, 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 Business Spotlight of the Month Dhaliwal and Son, Inc. doing business as Subway Store #1459 / Amarjit Dhaliwal accepting / Economic Development Manager

### 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 February 5, 2009 Minutes – Regular Meeting / **Approve** / City Clerk

3.2 Warrants and Disbursements – January 2009 / **Approve** / Interim Finance Director

3.3 Treasurer's Report– January 31, 2009 / **Receive and File** / Interim Finance Director

3.4 Budget and Fiscal Policy / **Receive and File** / Interim Finance Director

- 3.5 Continuation of the Proclamation of the Local State of Emergency due to high and damaging winds / **Approve** / City Attorney
- 3.6 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
- 3.7 AB 2788 Maintenance of Effort Certification Fiscal Year 2008-09 / **Receive and File** / Interim Finance Director
- 3.8 Resolution No. \_\_\_ / A resolution expressing preference for Riverside County Transportation Commission (RCTC) to construct the initial phase of the Mid-County Parkway starting at the east end of the project and working westerly / **Approve and Adopt** / Assistant City Manager
- 3.9 Resolution No. \_\_\_ / A resolution authorizing the city council acting as the governing body of Community Facilities District No. 2 (CFD No. 2), authorizing the city manager to order judicial foreclosure of property with delinquent special taxes pursuant to the Mello-Roos Community Facilities Act of 1982 for Fiscal Year 2008-09 / **Approve and Adopt** / City Attorney
- 3.10 Resolution No. \_\_\_ / A resolution authorizing the city council acting as the governing body of Community Facilities District No. 2002-1 (CFD No. 2002-1), authorizing the city manager to order judicial foreclosure of property with delinquent special taxes pursuant to the Mello-Roos Community Facilities Act of 1982 for Fiscal Year 2008-09 / **Approve and Adopt** / City Attorney
- 3.11 Award of Contract for Sallee Park and Skyview Park Improvement Project to La Strada Contracting in the amount of \$168,860.12 (CIP 09-009- and 04-089) / City Engineer
  - a) **Award** said contract to La Strada Contracting in the amount of \$168,860.12
  - b) **Allocate** funds for the contract amount, plus 20% contingency and additional funds for soft costs as outlined in staff report
  - c) **Allocate** \$96,000 of Park DIF funds for construction of Skyview Park Storm Drain, CIP 04-089
  - d) **Reject** all other bids
- 3.12 Award of Contract for De Anza Drive and Washington Avenue Improvement Project (CIP 05-102 and 07-009) / City Engineer
  - a) **Award** said contract to D & L Paving in the amount of \$ 515,000.
  - b) **Allocate** funds for the contract amount, plus 10% contingency and additional funds for soft costs as outlined in staff report
  - c) **Reject** all other bids

- 3.13 Client Conflict Waiver / **Approve** waiver letter and **Authorize** city manager to execute waiver letter / City Attorney

#### 4. PUBLIC HEARING

- 4.1 General Plan Amendment 3-07, Planned Unit Development 2-06 and Tentative Tract Map No. 34664 / Continued from January 22, 2009 / **Continue item to March 5, 2009** / 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 Public Hearing - Landscaping, Lighting, and Park District No. 2 (LLPD No. 2) Annexation No. 84 (commonly known as DBN Parkside LLC Tracts 35166 and 36059) / City Attorney
- a) Resolution No. \_\_\_ / A Resolution initiating proceedings for the annexation of property into LLPD No 2 – Annexation No. 84 / **Approve and Adopt**
  - b) Resolution No. \_\_\_ / A Resolution approving the Engineer's Report for Annexation No. 84 into LLPD No. 2 / **Approve and Adopt**
  - c) Resolution No. \_\_\_ / A Resolution declaring intention to annex property into LLPD No. 2 – Annexation No. 84 / **Approve and Adopt**
  - d) Public Hearing / At the conclusion of the public hearing if the City determines that a majority protest does not exist, by motion approve the certification of the election results for adding certain property into

LLPD No 2 known as Annexation No. 84 / **Approve and Adopt** Resolution No. \_\_\_ / A Resolution ordering annexation of territory into LLPD No. 2 and levying assessments

## 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 Resolution No. \_\_\_ / A resolution in support of the Riverside County Regional Detention Center / Following presentation **Approve and Adopt or Not** / Assistant City Manager
- 5.2 Ordinance No. 09-06 (Recreational & Inoperable Vehicle Parking) for Zoning Ordinance Amendment 02-08 / Planning Director / **Approve** introduction and first reading of Ordinance 09-06 **and by further motion** read by title only:  
An Ordinance of the City Council of the City of San Jacinto, Amending Article 15, Section 15.01 Pertaining to the Temporary Parking of Recreational, Inoperable, and Other Vehicles
- 5.3 Ordinance No. 09-07 / An ordinance providing for contribution of revenues from the General Fund to the Public Safety CFD No. 2003-1 (Community Facilities District 2003-1) / Interim Finance Director / **Approve** introduction and first reading of Ordinance No. 09-06 **and by further motion** read by title only:  
An Ordinance of the City of San Jacinto, California, Providing for the Contribution of Revenues from the City of San Jacinto General Fund to the Public Safety Community Facilities District No. 2003-1
- 5.4 Appropriation of \$7,850 from Water Fund / **Approve** request for one-quarter share of Ground Water Management Plan facilitation for remainder of fiscal year / City Manager
- 5.5 Resolution No. \_\_\_ / A resolution electing allocations of tax increment pursuant to California Health and Safety Code Section 33607.5(b) / **Approve and Adopt** / 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 PUBLIC EMPLOYEE EVALUATION  
Title: City Attorney and City Manager

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 13<sup>th</sup> day of February, 2009, as required by law.*

---

*Dorothy L. Chouinard, City Clerk*