

AGENDA
TUESDAY, APRIL 28, 2009
BOARD OF SUPERVISORS – COUNTY OF RIVERSIDE
1st FLOOR – COUNTY ADMINISTRATIVE CENTER
4080 Lemon Street, Riverside, Calif.
(Clerk 951-955-1060)

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9:00 A.M.

Invocation by Carolyn Luna, Director, Environmental Programs Department

Pledge of Allegiance to the Flag

Presentation of Proclamation Declaring May as Mental Health Court Month – 2.6

Presentation of Proclamation Declaring May as Drug Court Month – Item 2.7

Presentation of Proclamation Commemorating Riverside County Volunteer Week to Julisa Alvizo Silva and Presentation of Plaques to volunteer Honorees

Presentation of Service Awards

OPENING COMMENTS:

BOARD MEMBERS

EXECUTIVE OFFICER

STATE BUDGET UPDATE

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ADMINISTRATIVE ACTION:

1.1 CLERK OF THE BOARD: Proof of Publications.

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CONSENT CALENDAR: Presented for Block Approval: Supervisors have the option of excluding discussion items from a master motion.

- 2.1 [SUPERVISOR STONE](#): Renewal of the Revised Local Emergency Declaration for Riverside County due to the epidemic infestation of bark beetles in the Mountain Communities of Idyllwild and Pine Cove.
- 2.2 [AGRICULTURAL COMMISSIONER](#): Renewal of the Local Emergency Declaration for Riverside County due to the spread of Pierce’s Disease in the Local Vineyards.
- 2.3 [AUDITOR-CONTROLLER](#): Receive and File Internal Audit Report 2008-005-1: Countywide Revolving Funds, Mental Health.
- 2.4 [AUDITOR-CONTROLLER](#): Receive and File Internal Audit Report 2008-005-2: Countywide Revolving Funds, Assessor-County Clerk-Recorder’s Office.
- 2.5 [COUNTY COUNSEL/CODE ENFORCEMENT](#): Approval of Findings of Fact, Conclusions and Order to Abate on Public Nuisance Case No. CV 08-04437, located at 34554 Madera Del Playa, Temecula, APN 951-140-014, 3rd District. (9.3 of 04/14/09)

- 2.6 [MENTAL HEALTH:](#) Proclamation for the Celebration of Riverside County Mental Health Court.
- 2.7 [MENTAL HEALTH:](#) Proclamation to Declare May 2009 as National Drug Court Month in Riverside County.
- 2.8 [PUBLIC SOCIAL SERVICES:](#) Receive and File the Joint Report with the California State Association of Counties and the County Welfare Directors Association regarding Human Services in a Time of Economic Crisis.
- 2.9 [TRANSPORTATION & LAND MANAGEMENT AGENCY/TRANSPORTATION:](#) TRACT MAP 31027– Mecca area – 4th District, Schedule A. Approval of One Year Guarantee and Maintenance Agreements.
- 2.10 [TRANSPORTATION & LAND MANAGEMENT AGENCY/TRANSPORTATION:](#) TRACT MAP 30820 – Norco area – 2nd District, Schedule A. Approval of One Year Guarantee and Maintenance Agreements.
- 2.11 [TREASURER-TAX COLLECTOR:](#) Treasurer's Monthly Disclosure Report on Investments for March 2009.
- 2.12 [OFFICE ON AGING:](#) Approval of the 2009-2012 Strategic Plan "Bridging the Generations for the Future..."
- 2.13 [SUPERVISOR TAVAGLIONE:](#) Reappointment to the Regional Park and Open Space District Advisory Committee.

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[POLICY CALENDAR:](#) Presented for Block Approval; Supervisors have the option of excluding discussion items from a master motion.

- 3.1 [SUPERVISOR STONE:](#) Third District Use of Community Improvement Designation Funds to the Canyon Lake Women's Club, and Budget Adjustments. (4/5 vote required)
- 3.2 [SUPERVISOR STONE:](#) Third District Use of Community Improvement Designation Funds to the VIP Tots, and Friends of the Valley Wide Foundation, and Budget Adjustments. (4/5 vote required)
- 3.3 [SUPERVISOR STONE:](#) Third District Use of Community Improvement Designation Funds to the Temecula Valley Balloon & Wine Festival Association, and Budget Adjustments. (4/5 vote required)
- 3.4 [EXECUTIVE OFFICE:](#) Receive and File the Development Mitigation Fee Payment Program Report.
- 3.5 [EXECUTIVE OFFICE:](#) Adoption of Resolution 2009-158, Authorizing and Approving the Fiscal Year 2009-2010 Tax and Revenue Anticipation Notes.
- 3.6 [EXECUTIVE OFFICE:](#) Adoption of Resolution 2009-165, Authorizing and Approving the Letter of Credit Extension through a Second Amendment to Amended and Restated Sublease and Option to Purchase and Adoption of Resolution 2009-166, Authorizing and Approving the Extension of a Letter of Credit through a Second Amendment to Amended and Restated Sublease.
- 3.7 [COMMUNITY ACTION PARTNERSHIP:](#) Approval of Multi-Year Independent Contractor Agreement with David Starrett Construction to Provide Weatherization Services.
- 3.8 [COMMUNITY HEALTH AGENCY:](#) Approval of the Agreement with the Abaris Group to Provide a Logistical Plan for Activating, Mobilizing, Staffing, Equipping, Operating, and Demobilizing Field Treatment Sites for the Public Health Emergency Response Branch.
- 3.9 [ECONOMIC DEVELOPMENT AGENCY:](#) Approve the French Valley Airport Apron Rehabilitation Project, 3rd District. (Clerk to advertise)
- 3.10 [ECONOMIC DEVELOPMENT AGENCY:](#) Adoption of Resolution 2009-098, Making Certain Findings and Consent to Purchase Road Right of Way in the Jurupa Valley Project area by the Redevelopment Agency of the

County of Riverside – Portion of APNs 178-202-018, 178-202-019, and 178-251-010, 2 District. (See item 4.1)

- 3.11 [FACILITIES MANAGEMENT:](#) Adoption of Resolution No. 2009-068, Authorization to Purchase Real Property in the City of Blythe - APN 845-122-016, 4th District. (3.13 of 04/07/09)
- 3.12 [FACILITIES MANAGEMENT:](#) Approve the Ground Sublease for the Lake Mathews Fire Station, Communications Tower, and Community Room and Approval of Budget Adjustment – Riverside, 1st District. (4/5 vote required)
- 3.13 [FACILITIES MANAGEMENT:](#) Approve the Plans and Specifications for the Ben Clark Training Center Larry Parrish Parkway Waterline Extension, 1st District. (Clerk to advertise)
- 3.14 [FACILITIES MANAGEMENT:](#) Acceptance of Notice of Completion – Ben Clark Training Center Modular Infrastructure Project, Approve a Reduction of the Contract Retention for Superior Construction Specialties, Inc. and Ratify Final Change Order No. 3, 1st District.
- 3.15 [FACILITIES MANAGEMENT:](#) Approve Change Order No. 2 with Capstone, Inc., Acceptance of Notice of Completion – Palm Springs Superior Court – Remodel Project, and Authorization to release funds, 4th District.
- 3.16 [FACILITIES MANAGEMENT AND TRANSPORTATION AND LAND MANAGEMENT/TRANSPORTATION:](#) Approve the Temporary Construction Easement Deed for the Miles Avenue and Clinton Street Road Widening Project – APN 608-051-017, and Approval of Budget Adjustment, 4th District. (4/5 vote required)
- 3.17 [FACILITIES MANAGEMENT AND TRANSPORTATION AND LAND MANAGEMENT/TRANSPORTATION:](#) Adoption of Resolution 2009-107, Agreeing to Hear Future Resolutions of Necessity for the Date Palm Drive Interchange at Interstate 10 Project, 4th District. (4/5 vote required)
- 3.18 [HUMAN RESOURCES:](#) Approve the Exclusive Care – Exclusive Provider Option Medical Contractor Agreement with University Pain Consultants, Inc.
- 3.19 [HUMAN RESOURCES:](#) Approve the Exclusive Care – Exclusive Provider Option Medical Contractor Agreement with Apex Urgent Care, Inc.
- 3.20 [HUMAN RESOURCES:](#) Approve the Exclusive Care – Exclusive Provider Option Medical Contractor Agreement with Frank Quei-Chuan Tang, M.D., F.A.A.P., Inc. a professional corporation.
- 3.21 [MENTAL HEALTH:](#) Adoption of Resolution 2009-115, Authorizing the Mental Health Department to Accept Mental Health State Funds.
- 3.22 [PUBLIC SOCIAL SERVICES:](#) Approval of the Operational Agreement with the Inland Empire Health Plan for Healthy Kids (CW4074-00).
- 3.23 [SHERIFF-CORONER-PA:](#) Approval of the Budget Adjustment for Computers and Software for Sheriff's Court Services. (4/5 vote required)
- 3.24 [SHERIFF-CORONER-PA:](#) Approval of the Budget Adjustments for FY08/09 AB158 Indian Gaming Impact Mitigation Grant Awards to the Riverside County Sheriff's Department. (4/5 vote required)
- 3.25 [SHERIFF-CORONER-PA:](#) Approval of the Safe Streets Task Force/Inland Regional Apprehension Team Memorandum of Understanding with the Federal Bureau of Investigation.
- 3.26 [TRANSPORTATION & LAND MANAGEMENT AGENCY/PLANNING:](#) Density Transfer and Density Bonus Guidelines. (3.26 of 04/15/08) (Department requests continuance to May 5, 2009)
- 3.27 [TRANSPORTATION AND LAND MANAGEMENT/TRANSPORTATION:](#) Approval of the License Agreement between the Riverside County Transportation Department, Riverside County Flood Control District and the Riverside County Regional Park and Open Space District for Bain Street's Trail Improvements adjacent to the San Sevaine Channel - Mira Loma, 2nd District. (See item 11.2 & 13.1)

- 3.28 [TRANSPORTATION AND LAND MANAGEMENT/TRANSPORTATION:](#) Adoption of Resolution 2009-121 Designating Restricted Parking Zones for certain Commercial Vehicles on Mission Boulevard in the Rubidoux area, 2nd District.
- 3.29 [TRANSPORTATION AND LAND MANAGEMENT/TRANSPORTATION:](#) Adoption of Resolution 2009-141 Reducing Permissible Vehicle Weight on County Highways in the Glen Avon area, 2nd District.
- 3.30 [TRANSPORTATION AND LAND MANAGEMENT/TRANSPORTATION:](#) Acceptance of Notice of Completion – Resurfacing of roads, Sun City area, 3rd District.
- 3.31 [TRANSPORTATION AND LAND MANAGEMENT/TRANSPORTATION:](#) Approval of a Construction Cooperative Agreement between the County of Riverside, Coachella Valley Association of Governments and the State of California Department of Transportation for a proposed interchange at I-10 and Bob Hope Drive and Rescind a prior version of the agreement, 4th District.
- 3.32 [TREASURER-TAX COLLECTOR:](#) Approval of the First Amendment to the Agreement with Romero Law Firm to Provide Outside Legal Counsel for Bankruptcy Services.
- 3.33 [TREASURER-TAX COLLECTOR:](#) Authorize the Transfer of Unclaimed Money to the County General Fund.
- 3.34 [FACILITIES MANAGEMENT:](#) Approve the Lease Agreement – Transportation and Land Management Agency, and Approval of a Budget Adjustment, Murrieta, 3rd District. (4/5 vote required) (3.17 OF 04/14/09)
- 3.35 [SUPERVISOR ASHLEY:](#) Recommendations of the Red Team Report.
- 3.36 [EXECUTIVE OFFICE:](#) FY 2008-09 Third Quarter Budget Report. (4/5 vote required)
- 3.37 [HUMAN RESOURCES:](#) Approval of the Amendment to the CalPERS Contract and Authorization to Provide Two (2) Years of Additional Service Credit for Riverside County Public Service Employees.
- 3.38 [SUPERVISOR WILSON:](#) Fourth District Use of Community Improvement Designation Funds to the American Red Cross, and Budget Adjustments. (4/5 vote required)
- 3.39 [SUPERVISOR WILSON:](#) Fourth District Use of Community Improvement Designation Funds to SafeHouse of the Desert, and Budget Adjustments. (4/5 vote required)

REDEVELOPMENT AGENCY MEETING:

- 4.1 [Adoption of RDA](#) Resolution 2009-021, Authorization to Purchase Road Right of Way in the Jurupa Valley Project area – Portion of APNs 178-202-018, 019, and 178-251-010, 2nd District.

RIVERSIDE COUNTY PUBLIC FINANCING AUTHORITY:

- 5. (No Business)

INDUSTRIAL DEVELOPMENT AUTHORITY MEETING:

- 6. (No Business)

IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY:

7.1 [FY 2009/10 Requested](#) Budget for the Public Authority.

COMMUNITY FACILITIES DISTRICT'S LEGISLATIVE BODY MEETING:

8. (No Business)

9:30 A.M. PUBLIC HEARINGS:

- 9.1 [COUNTY COUNSEL/CODE ENFORCEMENT:](#) Public Hearing on Abatement of Public Nuisance [Grading without Permit] on Case No. CV 08-04545, located at 40644 Hacienda Drive, Murrieta, APN 932-340-013, 1st District.
- 9.2 [COUNTY COUNSEL/CODE ENFORCEMENT:](#) Public Hearing on Abatement of Public Nuisance [Excess Outside Storage] on Case No. CV 07-6227, located at 39450 Solidago Road, Temecula, APN 942-150-008, 3rd District.

ORAL COMMUNICATIONS FROM THE AUDIENCE ON ANY MATTER WHICH DOES NOT APPEAR ON THE BOARD'S AGENDA:

CONCURRENT EXECUTIVE SESSION-COUNTY OF RIVERSIDE, REDEVELOPMENT AGENCY, REGIONAL PARK AND OPEN SPACE DISTRICT, FLOOD CONTROL AND WATER CONSERVATION DISTRICT, WASTE RESOURCES MANAGEMENT DISTRICT, HOUSING AUTHORITY, PERRIS VALLEY CEMETERY DISTRICT, IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY AND COMMUNITY FACILITIES DISTRICTS:

With respect to every item of business to be discussed in closed session pursuant to Government Code Section 54956.9:

Conference with legal counsel-existing litigation:
(Subdivision (a) of Government Code Section 54956.9)

- A.1 [Endangered Habitats League v. County of Riverside](#) (Riverside Superior Court case no. RIC 402952)
- A.2 [Riverside County Flood Control and Water Conservation District v. RCM Capital Partners LLC, et al.](#) (Riverside Superior Court case no. RIC 463104)

RECESS TO LUNCH

1:30 P.M. HOUSING AUTHORITY MEETING:

10. (No Business)

1:30 P.M. FLOOD CONTROL AND WATER CONSERVATION DISTRICT MEETING:

- 11.1 [Receive and File](#) the Quarterly Disclosure Report on Investment Portfolio (January thru March 2009).
- 11.2 [Approve the License](#) Agreement between the District, County of Riverside and the Riverside County Regional Park

and Open Space District for the San Sevaine Channel Trails, 3rd District. (See items 3.27 & 13.1)

- 11.3 [Adoption of Resolution](#) F2009-10, Notice of Intent to Sell an Interest in District Owned Real Property, Lake Elsinore Outlet Channel, APN 374-072-018, 020, 022. (Clerk to advertise).

1:30 P.M. COUNTY BOARD AND WASTE RESOURCES MANAGEMENT DISTRICT MEETING:

County:

- 12.1 [Acceptance of Notice](#) of Completion – Earthwork Excavation for Future Site Improvement Projects at the Lamb Canyon Sanitary Landfill, 5th District.

District:

12. (No Business)

1:30 P.M. REGIONAL PARK AND OPEN SPACE DISTRICT MEETING:

- 13.1 [Approve the License](#) Agreement between the District, County of Riverside and the Riverside County Flood Control District along the San Sevaine Channel (Jim Real Regional Trail), 2nd District. (See items 3.27 & 11.2)
- 13.2 [Approve the Interagency](#) Agreement between Eastern Municipal Water District and the Regional Park and Open-Space District for Sewer System Maintenance at the Lake Skinner Recreation Area, 3rd District.

1:30 P.M. PERRIS VALLEY CEMETERY DISTRICT MEETING:

14. (No Business)

1:30 PM. GENERAL PLAN AMENDMENT INITIATION PROCEEDINGS:

- 15.1 [TRANSPORTATION & LAND MANAGEMENT AGENCY/PLANNING:](#) GENERAL PLAN AMENDMENT NO. 1073 (ENTITLEMENT/POLICY) – County of Riverside – Various Zoning Districts – All Area Plans – All Supervisorial Districts. The Planning Director recommends that the Board adopt an order initiating proceedings for the above-referenced general plan amendment to amend the language found in the Land Use Policy 6.2 of the Land Use Element in order to allow public facilities in any land use designation except for the Open Space-Conservation and the Open Space-Habitat land use designations.

1:30 P.M. PUBLIC HEARINGS:

- 16.1 [TRANSPORTATION & LAND MANAGEMENT AGENCY/PLANNING:](#) Public Hearing on ADOPTION OF ORDINANCE Amendment No. 348.4636, an amendment to Riverside County Land Use Ordinance No. 348, which proposes to establish a Bermuda Dunes Neighborhood Preservation Overlay zone for all areas within the Bermuda Dunes Community Council boundary. This amendment will supplement or restrict uses on properties beyond the general requirements of underlying zoning classification as identified in Ordinance 348. As a result of this amendment, the property owners within the Bermuda Dunes Community will be required to comply with the overlay standards in addition to the underlying zone. The Bermuda Dunes Community is located within the Western Coachella Valley Area Plan near the intersection of Washington Street and Interstate 10.
- 16.2 [TRANSPORTATION & LAND MANAGEMENT AGENCY/PLANNING:](#) Public Hearing on Fast Track 2007-07

CONDITIONAL USE PERMIT NO. 3569 / TENTATIVE PARCEL MAP NO. 35671 / VARIANCE NO. 1850 – Mark Frost – Albert A. Webb & Associates – Winchester Zoning Area – Harvest Valley/Winchester Area Plan – 3rd District. Recommendation of Planning Commission for adoption of a Mitigated Negative Declaration for Environmental Assessment No. 41581; Approval of CUP 3569, to construct an 18.37 gross acre commercial center consisting of eleven (11) buildings totaling 135,500 square feet of building area, 701 standard parking stalls, and 29 handicapped stalls, and consists of four (4) major buildings totaling 90,950 square feet, three (3) retail shops buildings totaling 26,300 square feet, three (3) fast food drive-thru pads totaling 14,400 square feet, and a 3,850 square foot convenience store pad with a gas station fuel area and drive-thru carwash; Approval of TPM 35671, Schedule E, to subdivide 18.37 gross acres into eight (8) commercial lots; and, Approval of Variance No. 1850, to increase the number of free-standing signs allowed per parcel from a maximum of two (2) to three (3) free-standing signs on proposed parcel 1, to increase the number of free-standing signs allowed per parcel from a maximum of one (1) to two (2) free-standing signs on proposed parcel 5, and to increase the maximum height allowed for a free-standing pylon sign from 20 feet to 28 feet.

- 16.3 [TRANSPORTATION & LAND MANAGEMENT AGENCY/TRANSPORTATION](#): Public Hearing on ADOPTION OF ORDINANCE NO. 824.6, an Ordinance of the County of Riverside Amending Ordinance No. 824, Authorizing Participation in the Western Riverside County Transportation Uniform Mitigation Fee Program Adjustment.
- 16.4 [EXECUTIVE OFFICE](#): Annual Capital Improvement Plan Workshop
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Meeting to be Adjourned to Monday, May 4, 2009 for Budget Hearings.