

**CITY OF VICTORVILLE
CITY COUNCIL
AGENDA**

REGULAR MEETING
SEPTEMBER 5, 2006
7:00 P.M.

MOJAVE DESERT AIR QUALITY
MANAGEMENT DISTRICT - BOARDROOM
14306 PARK AVENUE
www.ci.victorville.ca.us

THE CITY COUNCIL MEETING IS SCHEDULED TO BEGIN AT 7:00 P.M.
OR AS SOON THEREAFTER AS POSSIBLE UPON THE CONCLUSION OF THE
MEETING OF THE VICTORVILLE REDEVELOPMENT AGENCY

ANY INDIVIDUAL WITH A DISABILITY WHO REQUIRES REASONABLE
ACCOMMODATION TO PARTICIPATE IN A CITY COUNCIL MEETING MAY
REQUEST ASSISTANCE AND/OR RECEIVE THE AGENDA IN AN ALTERNATIVE
FORMAT BY CONTACTING THE VICTORVILLE CITY CLERK'S OFFICE
(760) 955-5026 NO LATER THAN 72 HOURS PRIOR TO THE MEETING

CALL TO ORDER

INVOCATION & PLEDGE OF ALLEGIANCE

PUBLIC COMMENT

1. PUBLIC COMMENT ON ITEMS OF INTEREST TO THE PUBLIC

PUBLIC HEARINGS

2. A PUBLIC HEARING CALLED TO HEAR ARGUMENTS FOR OR AGAINST
THE ADOPTION OF RESOLUTION NO. 06-147 ENTITLED:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF VICTORVILLE
FINDING AND DECLARING THAT THE PUBLIC CONVENIENCE AND
NECESSITY JUSTIFY AND REQUIRE THE GRANTING OF A CERTIFICIATE
OF PUBLIC CONVENIENCE AND NECESSITY TO WILLIAM C. LUCAS DBA
XCAPE LIMOUSINE SERVICE

3. A PUBLIC HEARING CALLED TO HEAR ARGUMENTS FOR OR AGAINST
THE ADOPTION OF RESOLUTION NO. 06-149 ENTITLED:

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF VICTORVILLE, CALIFORNIA, APPROVING THE DISPOSITION AND DEVELOPMENT AGREEMENT BY AND BETWEEN THE VICTORVILLE REDEVELOPMENT AGENCY AND G & P PROPERTIES, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY

4. A PUBLIC HEARING CALLED TO HEAR ARGUMENTS FOR OR AGAINST THE ADOPTION OF RESOLUTION NO. 06-150 ENTITLED:

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF VICTORVILLE, CALIFORNIA APPROVING THE DISPOSITION AND DEVELOPMENT AGREEMENT BY AND BETWEEN THE VICTORVILLE REDEVELOPMENT AGENCY AND COSTCO WHOLESALE CORPORATION

5. PUBLIC HEARING CALLED TO HEAR AND CONSIDER ANY OBJECTIONS TO THE PROPOSED DISCONTINUANCE, DESTRUCTION OR REMOVAL OF SUCH CONDITIONS CONSTITUTING A NUISANCE, AND MAKE A DETERMINATION REGARDING WHETHER THE CONDITIONS ON THE PROPERTY LOCATED AT 16828 STODDARD WELLS ROAD, VICTORVILLE, CALIFORNIA SHOULD BE ABATED BY THE CITY

CONSENT CALENDAR

6. PRESENTATION OF REQUEST TO APPROVE THE CONSENT CALENDAR AS FOLLOWS:
- A. PRESENTATION OF REQUEST FOR APPROVAL OF COMMERCIAL DEMAND SCHEDULE NO. 4 IN THE AMOUNT OF \$6,713,932.12 COVERING WARRANT NOS. 570606, 577439, 574620, 577308, 577482, 577961, 577968 AND 577330 THROUGH 578207 INCLUSIVE
 - B. PRESENTATION OF REQUEST FOR APPROVAL OF PAYROLL DEMAND SCHEDULE NO. 2B FOR PAYROLL PERIOD JULY 29, 2006 THROUGH AUGUST 11, 2006, IN THE AMOUNT OF \$1,221,864.44 COVERING WARRANT NOS. 20571 THROUGH 20643 AND ADVICE NOS. 103318 THROUGH 103862 INCLUSIVE. ADVICE NO. 103317 WAS NOT USED.
 - C. PRESENTATION OF REQUEST TO APPROVE THE MINUTES FROM THE ADJOURNED REGULAR MEETING HELD MAY 2, 2006
 - D. PRESENTATION OF REQUEST TO ACCEPT THE FOLLOWING DEPARTMENT STAFF REPORTS:

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1. COMMUNITY SERVICES DEPARTMENT – JULY 2006
 2. PUBLIC WORKS DEPARTMENT – JULY 2006
 3. VICTORVILLE POLICE DEPARTMENT – JULY 2006
 4. FINANCE DEPARTMENT – QUARTERLY TREASURER'S REPORT
- E.** PRESENTATION OF ORDINANCE NOS. 2171 AND 2172 FOR SECOND READING AND ADOPTION BY THE CITY COUNCIL
1. ORDINANCE NO. 2171 ENTITLED:

AN ORDINANCE OF THE CITY OF VICTORVILLE GRANTING A SIXTEENTH AMENDMENT TO SPECIFIC PLAN 2-88 (MESA VERDE) TO: A) REVISE THE CIRCULATION ELEMENT; AND B) TO REVISE THE LAND USE OVERLAY DESIGNATION IN PLANNING AREA 22 FROM MULTI-FAMILY RESIDENTIAL (HIGH DENSITY) AND SINGLE-FAMILY RESIDENTIAL (MEDIUM DENSITY) TO SINGLE-FAMILY RESIDENTIAL (MEDIUM DENSITY) – OVERLAND OPPORTUNITY FUND, LLC

 2. ORDINANCE NO. 2171 ENTITLED:

AN ORDINANCE OF THE CITY OF VICTORVILLE ADOPTING A PLANNED UNIT DEVELOPMENT PUD-06-001 TO ALLOW FOR THE DEVELOPMENT OF A 286-LOT SINGLE-FAMILY PLANNED RESIDENTIAL DEVELOPMENT AND A TENTATIVE TRACT TO ALLOW FOR THE DEVELOPMENT OF A 286-LOT SINGLE-FAMILY RESIDENTIAL SUBDIVISION ON PROPERTY LOCATED NORTH OF SENECA ROAD, SOUTH OF HOOK BOULEVARD, EAST OF TOPAZ ROAD AND WEST OF DIAMOND ROAD, - BRENTWOOD INVESTORS, LP AND TAGGART INVESTMENTS, INC.
- F.** PRESENTATION OF REQUEST TO AWARD A CONTRACT TO GOLF VENTURES WEST COMPANY FOR THE PURCHASE OF VARIOUS GOLF EQUIPMENT UNDER CMAS IN THE AMOUNT OF \$127,114.84
- G.** PRESENTATION OF REQUEST TO RELEASE 80% OF THE FAITHFUL PERFORMANCE BONDS FOR LMAD FOR TRACT 16479 – KB HOME GREATER LOS ANGELES, INC.
- H.** PRESENTATION OF REQUEST TO RELEASE 30% OF THE FAITHFUL PERFORMANCE BONDS FOR THE BRENTWOOD LMAD FOR TRACTS 15479-1 THRU 15479-4, 16197-1 & 2, 16220, 16280-1 & 2 AND 16283 – SUNCAL COMPANIES

- I. PRESENTATION OF REQUEST TO RELEASE THE MONUMENTATION BOND FOR TRACTS 16138-1, 2 & 3 – FORECAST HOMES
- J. PRESENTATION OF REQUEST TO RELEASE 100% OF THE GRADING BOND FOR TRACT 16856 – FRONTIER HOMES
- K. PRESENTATION OF REQUEST TO RELEASE 80% OF THE SEWER BOND FOR TRACT 16696 – FRONTIER HOMES
- L. PRESENTATION OF REQUEST TO RELEASE THE REMAINING 20% OF THE FAITHFUL PERFORMANCE BOND FOR SEWER AND ASSOCIATED LABOR AND MATERIALS BOND FOR TRACT 16122 – FRONTIER HOMES
- M. PRESENTATION OF REQUEST TO RELEASE 80% OF THE SEWER BOND FOR 15363-1 & 2 – INNOVATION 1
- N. PRESENTATION OF REQUEST TO RELEASE THE MONUMENTATION BOND FOR TRACTS 16107-1 & 2 – FORECAST HOMES
- O. PRESENTATION OF REQUEST TO RELEASE THE REMAINING 20% OF STREET BONDS FOR TRACT 16247-1 & 2 – COVENANT DEVELOPMENT
- P. PRESENTATION OF REQUEST TO RELEASE 80% OF THE STREET BONDS FOR TRACTS 16247-3, 4, 5 & 6 – COVENANT DEVELOPMENT
- Q. PRESENTATION OF REQUEST TO RELEASE 20% OF THE FAITHFUL PERFORMANCE BOND AND ASSOCIATED LABOR AND MATERIALS BONDS FOR STREETS AND SEWERS FOR TRACT 13908-2 – AMERICAN HERITAGE
- R. PRESENTATION OF REQUEST FOR FINAL MAP APPROVAL FOR TRACT 16861 – AMERICAN HOUSING GROUP
- S. PRESENTATION OF REQUEST TO ACCEPT THE NOTICE OF COMPLETION FOR THE CONSTRUCTION OF MOJAVE VISTA PARK

WRITTEN COMMUNICATIONS

- 7. PRESENTATION OF REQUEST TO AWARD AWINDROW LLC ADDITIONAL APPROPRIATIONS IN THE AMOUNT OF \$17, 550.00 FOR TIDEMARK CONSULTING SERVICES PLUS REIMBURSEMENT COSTS WITH PROJECT NOT TO EXCEED \$20,000.00

8. PRESENTATION OF REQUEST TO AWARD A CONTRACT TO YEAGER-SKANSKA FOR THE IMPROVEMENT OF HESPERIA ROAD FROM SENECA ROAD TO "D" STREET FOR THE LOW BID OF \$2,248,900.00
9. PRESENTATION OF REQUEST TO AWARD A CONTRACT TO RBF CONSULTING, INC. FOR THE SOUTHERN CALIFORNIA LOGISTIC AIRPORT WATER SYSTEM EVALUATION IN THE AMOUNT OF \$267,923.00 AND TO APPROPRIATE FUNDS IN THE AMOUNT OF \$295,000.00 FROM AN OEA GRANT
10. PRESENTATION OF REQUEST TO APPROVE THE AMENDMENT TO THE CAPITAL IMPROVEMENT PROGRAM
11. PRESENTATION OF REQUEST TO PROVIDE INPUT TO COUNTY OF SAN BERNARDINO'S REQUEST TO ESTABLISH A HIGH DESERT COUNTY GOVERNMENT CENTER
12. PRESENTATION OF REQUEST TO APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH BLUEWATER ENERGY SOLUTIONS, MARIETTA, GA FOR OPERATIONS AND MAINTENANCE SERVICES AT THE ASPEN COGEN FACILITY AND THE FOXBOROUGH COGENERATION FACILITY IN THE AMOUNT OF \$950,000.00
13. PRESENTATION OF REQUEST TO APPOINT REPRESENTATIVES TO R-2508 JOINT LAND USE STUDY ADVISORY (JLUS) COMMITTEES

COUNCIL REPORTS

14. PRESENTATION OF REPORTS FROM COUNCIL MEMBERS

CLOSED SESSION

15. CLOSED SESSION CALLED PURSUANT TO GOVERNMENT CODE SECTION 54956.8:

CONFERENCE WITH REAL PROPERTY NEGOTIATOR

PROPERTY LOCATION: Near Southern California Logistics Airport

CITY/AGENCY NEGOTIATOR: Green de Bortnowsky & Quintanilla; Inland Energy, Inc.

NEGOTIATING PARTIES: Property Owners, see below

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<u>Property Owner</u>	<u>APN</u>	<u>Property Address</u>
Wu, Jian	0460-242-14	No street address
Rock Foundation, LLC	0460-232-16	No street address
Riego de Dios, Augusta & Pomeriau, Maria	0460-232-15	No street address
Brown, Coy	0460-231-16	No street address
Brown, Coy	0460-231-17	No street address

- 16.** CLOSED SESSION CALLED PURSUANT TO GOVERNMENT CODE SECTION 54956.9

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
NEGOTIATING PARTIES: VICTORVILLE PROFESSIONAL FIREFIGHTERS
V. THE CITY OF VICTORVILLE - CASE NO. CV06-3935 AHM (EX)

- 17.** CLOSED SESSION CALLED PURSUANT TO GOVERNMENT CODE SECTION 54956.9

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
NEGOTIATING PARTIES: JOHN MARTIN V. CITY OF VICTORVILLE,
UNITED STATES DISTRICT COURT CASE NO. CV06-03288

***ADJOURNMENT