



## Legislation Details (With Text)

**File #:** 20-0747      **Version:** 1      **Name:**  
**Type:** Agreement      **Status:** Passed  
**File created:** 8/20/2020      **In control:** City Council  
**On agenda:** 9/16/2020      **Final action:** 9/16/2020  
**Title:** City Council consideration of Grading and Storm Drain Improvements, Survey Monumentation, and Sewer and Water Improvement Agreements associated with Lot 8 of Tract Map 36294 and Parcel Map 37788 - Bedford Marketplace, LLC, a Delaware Limited Liability Company.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Staff Report, 2. Exhibit A - Location Map, 3. Exhibit B - Agreements

Date	Ver.	Action By	Action	Result
9/16/2020	1	City Council	approved	

### AGENDA REPORT REQUEST FOR CITY COUNCIL ACTION

**DATE:** 09/16/2020

**TO:** Honorable Mayor and City Council Members

**FROM:** Public Works Department

**SUBJECT:**

City Council consideration of Grading and Storm Drain Improvements, Survey Monumentation, and Sewer and Water Improvement Agreements associated with Lot 8 of Tract Map 36294 and Parcel Map 37788 - Bedford Marketplace, LLC, a Delaware Limited Liability Company.

#### RECOMMENDED ACTION:

**That the City Council** authorize the Mayor to execute Grading and Storm Drain Improvements, Survey Monumentation, and Sewer and Water Improvement Agreements between the City and Bedford Marketplace, LLC, a Delaware Limited Liability Company.

#### ANALYSIS:

The Parcel Map (PM) 37788 is a subdivision of 17.85 acres into 11.64 acres for commercial purposes and 6.21 acres of open space and is associated with a 21.7-acre commercial center known as Bedford Marketplace located within Planning Area (PA) 11 of the Arantine Hills Specific Plan. The project is located south of Eagle Glen Parkway and west of Interstate 15, as shown on Exhibit "A."

The Bedford Marketplace consists of a 10-acre parcel on the western half created under the master subdivision tract map for Arantine Hills, Lot 8 of Tract Map (TM) 36294, and 17.85 acres on the eastern half from PM 37788. The project proposes to construct 134,378 square-feet of commercial/retail building area and a 135-room hotel as well as open space slopes and a water quality basin on PA 11 and 12A of the Arantine Hills Specific Plan.

On July 1, 2020, the owner, Bedford Marketplace, LLC, entered into a Grading Agreement with the City for the soil import and rough grading of the area located within PM 37788 and Lot 8 of TM 36294, in preparation for the future development. This work is nearly complete, and the owner is now preparing to precise grade the site, and construct sewer, water, and storm drain facilities to support the proposed development. In compliance with Grading Ordinance No. 2568, the owner will enter into a Grading Agreement with the City and post sufficient securities to guarantee the precise grading and erosion control associated with this project. The grading design conforms to the Grading Ordinance and is consistent with sound engineering standards and practices. The elevation design minimizes significant height and slope differentials from surrounding properties, while maintaining the City's obligation to protect the health and safety of citizens and property. A cash deposit has been posted to guarantee erosion control facilities, which will be constructed and be maintained until the project is completed.

Separate securities will be posted at this time for construction of public sewer, water, and storm drain facilities to support the proposed development.

In accordance with the Subdivision Map Act, the owner will also enter into a Survey Monumentation Agreement and post sufficient securities to guarantee the placement of all survey monuments as specified by PM 37788.

Securities have been posted as detailed below:

Project No.	Plan	Security No.	Faithful Performance	Labor and Materials
PWGR2020-0013	DWG#20-014P Precise Grading Erosion Control	POA1003193 Cash Receipt (R23364)	\$1,544,994.00 \$8,465.00	N/A
PWIM2020-0011	DWG#20-014D Storm Drain	POA1003194	\$2,065,586.00	\$1,027,793.00
PWIM2020-0012	DWG#20-014U Utilities - Sewer and Water	POA1003195	\$1,759,758.00	\$879,879.00
PWLE2020-0003	Survey Monumentation	Cash Receipt (R23378)	\$22,000.00	N/A

#### **COMMITTEE ACTION:**

Not applicable.

#### **STRATEGIC PLAN:**

Not applicable.

**FISCAL IMPACT:**

All applicable fees have been paid by the developer for this phase of the project.

**ENVIRONMENTAL ANALYSIS:**

Per Section 15378 of the State Guidelines for implementing the California Environmental Quality Act (CEQA), the subject action herein merely approves agreements that provide security to guarantee completion of improvements, an action which does not constitute a project pursuant to CEQA, and therefore is exempt from further environmental analysis. Furthermore, the action is an implementation step and within the scope of prior CEQA documentation that pertained programmatically to the overall Arantine Hills Project including an Environmental Impact Report (EIR) that was certified pursuant to CEQA Sections 15162 and 15163 of the State Guidelines for Implementing CEQA in 2012 and the Supplemental Environmental Impact Report adopted on May 19, 2016. An Addendum to the EIR was adopted by the City Council in December 2018 for a second amendment to the specific plan to annex approximately 32 acres into the Arantine Hills Specific Plan (AHSP). Another Addendum to the EIR was adopted by City Council on May 20, 2020 for a third amendment to the specific plan to increase the size of the commercial center located on PA 11 by 11.64 acres and the amount of commercial use from 80,000 square-feet to 134,378 square-feet plus a 135-room hotel. The Modified Project would also add approximately 6.21 acres of Open Space to the AHSP within new PA 12A. PM 37788 is wholly consistent with and will implement the approved specific plan. Therefore, no further environmental analysis is required.

**PREPARED BY:** MICHELE HINDERSINN, P.E., SENIOR CIVIL ENGINEER

**REVIEWED BY:** TOM KOPER, P.E., ACTING PUBLIC WORKS DIRECTOR

**REVIEWED BY:** ROGER BRADLEY, ASSISTANT CITY MANAGER

**SUBMITTED BY:** JACOB ELLIS, CITY MANAGER

**Attachments:**

1. Exhibit A - Location Map
2. Exhibit B - Agreements

**Owner:** Bedford Marketplace, LLC  
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Attn: James P. Previti  
(760) 268-9381

**Engineer:** Hunsaker & Associates  
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Riverside, CA 92504