

**AGENDA
JOINT MEETING OF THE
CITY COUNCIL OF THE CITY OF MORENO VALLEY
MORENO VALLEY COMMUNITY SERVICES DISTRICT
COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO VALLEY**

**REGULAR MEETING – 6:30 P.M.
MARCH 12, 2002**

- **CALL TO ORDER** (Joint Meeting of the City Council of the City of Moreno Valley, Moreno Valley Community Services District, and the Community Redevelopment Agency of the City of Moreno Valley - actions taken at the Joint Meeting are those of the Agency indicated on each Agenda item)

- **PLEDGE OF ALLEGIANCE**

- **INVOCATION** – Pastor Jonathan Riveness, Moreno Christian Assembly

- **ROLL CALL**

- **INTRODUCTIONS**

- **PUBLIC COMMENTS ON MATTERS ON THE AGENDA** WILL BE TAKEN UP AS THE ITEM IS CALLED FOR BUSINESS, BETWEEN STAFF'S REPORT AND CITY COUNCIL DELIBERATION (SPEAKER SLIPS MAY BE TURNED IN UNTIL THE ITEM IS CALLED FOR BUSINESS.) Those wishing to speak should submit a BLUE speaker slip to the Bailiff. There is a three-minute limit per person.

All remarks and questions shall be addressed to the presiding officer or to the City Council and not to any individual Council member, staff member or other person.

- **PUBLIC COMMENTS ON MATTERS NOT ON THE AGENDA** UNDER THE JURISDICTION OF THE CITY COUNCIL WILL BE HEARD PRIOR TO CITY COUNCIL REPORTS AND CLOSING COMMENTS. IN THE EVENT THAT THE AGENDA ITEM FOR SUCH PUBLIC COMMENTS HAS NOT BEEN CALLED BY 10:00 P.M., IT SHALL BE CALLED AS THE NEXT ITEM OF BUSINESS FOLLOWING THE CONCLUSION OF ANY ITEM BEING HEARD AT 10:00 P.M. Those wishing to speak should submit a PINK speaker slip to the Bailiff. There is a three-minute limit per person.

All remarks and questions shall be addressed to the presiding officer or to the City Council and not to any individual Council member, staff member or other person.

JOINT CONSENT CALENDARS (SECTIONS A-C) OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, MORENO VALLEY COMMUNITY SERVICES DISTRICT, AND COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO VALLEY

All items listed under the Consent Calendars are considered to be routine and non-controversial, and may be enacted by one motion unless a member of the Council, Community Services District, or Redevelopment Agency requests that an item be removed for separate action. The motion to adopt the Consent Calendars is deemed to be a separate motion by each Agency and shall be so recorded by the City Clerk. Items withdrawn for report/discussion will be heard after public hearing items.

A. CONSENT CALENDAR - CITY COUNCIL

- A1. ORDINANCES - FIRST READING BY TITLE ONLY
Recommendation: Waive reading of all Ordinance Introductions and read by title only.

- A2. PARCEL MAP 23713 – 2 PARCEL SUBDIVISION – AMENDMENT TO AGREEMENT FOR PUBLIC IMPROVEMENTS (TIME EXTENSION), SOUTHWEST CORNER OF ALESSANDRO BOULEVARD AND INDIAN STREET – J & L PROPERTIES, RIVERSIDE, CALIFORNIA
(Report of: Director of Public Works/City Engineer)
Recommendation: That the Mayor execute the Amendment to Agreement for Public Improvements.

- A3. APPROVAL OF FINAL MAP 27182 – SINGLE FAMILY RESIDENTIAL PROJECT AND ACCEPT AGREEMENT AND BONDS FOR PUBLIC RIGHT OF WAY IMPROVEMENTS, NORTHWEST CORNER OF COTTONWOOD AVENUE AND PERRIS BOULEVARD – DAVID FLESNER, LAGUNA NIGUEL, CALIFORNIA (Report of: Director of Public Works/City Engineer)
Recommendation: Approve Final Map 27182, authorize the City Clerk to sign the map and transmit said map to the County Recorder's Office for recordation; accept the bonds and Agreement for Public Improvements; authorize the Mayor to execute the agreement; and direct the City Clerk to forward the signed agreement to the County Recorder's Office for recordation.

- A4. MINUTES – REGULAR MEETING OF FEBRUARY 26, 2002 (Report of: City Clerk)
Recommendation: Approve as submitted

- A5. AUTHORIZATION TO AWARD THE CONSTRUCTION CONTRACT FOR FISCAL YEAR 2000/2001 ANNUAL PAVEMENT RESURFACING PROGRAM, PROJECT NO. 00-12556330 (Report of: Director of Public Works/City Engineer)
 Recommendation: Award the construction contract for the Fiscal Year 2000/2001 Annual Pavement Resurfacing Program to R.J. Noble Company, 15505 East Lincoln Avenue, Orange, California 92865, as the lowest responsible bidder; authorize the Mayor to execute a contract agreement with R.J. Noble Company; and authorize the issuance of a Purchase Order to R.J. Noble Company in the amount of \$984,816.43 (the amount of bid plus 10% contingency) when both parties have signed the contract (Account No. 125.56330).
- A6. PURCHASE OF DIGITAL ORTHOPHOTOGRAPHY LAND BASE PROJECT (Report of: Assistant City Manager)
 Recommendation: Award the purchase of a digital orthophotography land base project in the amount of \$143,873.00 from the Landata Airborne Systems, Inc. of Irvine, California
- A7. FIFTH AMENDMENT TO POLICE CONTRACT (Report of: Chief of Police)
 Recommendation: Approve the Fifth Amendment to the police contract.
- A8. APPROVAL OF FINAL MAPS 29143-2, 29143-3, 29143-4, 29143-5, 29143-6 AND 29143 – SINGLE FAMILY RESIDENTIAL PROJECTS AND ACCEPT AGREEMENTS AND BONDS FOR PUBLIC RIGHT OF WAY IMPROVEMENTS – SOUTH OF EUCALYPTUS AVENUE, EAST OF DAY STREET, AND NORTH OF COTTONWOOD AVENUE – WESTERN PACIFIC HOUSING (Report of: Director of Public Works/City Engineer)
 Recommendation: Approve Final Maps 29143-2, 29143-3, 29143-4, 29143-5, 29143-6, and 29143, subject to execution of a Public Facilities Fee Agreement, authorize the City Clerk to sign the maps and transmit said maps to the County Recorder's Office for recordation; accept the bonds and Agreement for Public Improvements for each said tentative tract map; authorize the Mayor to execute the agreements; and direct the City Clerk to forward the signed agreements to the County Recorder's Office for recordation.

B. CONSENT CALENDAR - COMMUNITY SERVICES DISTRICT

- B1. ORDINANCES - FIRST READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinance Introductions and read by title only.

- B2. MINUTES – REGULAR MEETING OF FEBRUARY 26, 2002 (Report of: City Clerk)
Recommendation: Approve as submitted

C. CONSENT CALENDAR - COMMUNITY REDEVELOPMENT AGENCY

- C1. ORDINANCES - FIRST READING BY TITLE ONLY
Recommendation: Waive reading of all Ordinance Introductions and read by title only.
- C2. MINUTES – REGULAR MEETING OF FEBRUARY 26, 2002 (Report of: City Clerk)
Recommendation: Approve as submitted

D. PUBLIC HEARINGS - NONE

E. ITEMS REMOVED FROM CONSENT CALENDARS FOR DISCUSSION OR SEPARATE ACTION

F. REPORTS

- F1. FISCAL ISSUES OF CONCERNS TO CITIES – ORAL PRESENTATION BY MAYOR PRO TEM JAN RUDMAN AND COUNCILMEMBER JEFFERY P. BENNETT OF THE CITY OF CORONA
- F2. REPORT TO CONSIDER PUBLIC COMMENTS REGARDING COMMUNITY SERVICES DISTRICT ZONE B (RESIDENTIAL STREET LIGHTING) MAIL BALLOT PROCEEDING FOR TENTATIVE TRACT 30301 (AND ALL AFFECTED PHASES) (Report of: Director of Public Works/City Engineer)

Recommendation: That the City Council, acting in their respective capacities as President and Members of the Board of Directors of the Moreno Valley Community Services District (CSD), accept public comments regarding the proposed inclusion of Tentative Tract 30301 (and all affected phases) into the CSD Zone B (Residential Street Lighting) and the annual service charge.

F3. 2002 CITIZEN OPINION SURVEY RESULTS (Report of: Assistant City Manager)

Recommendation: That the City Council review and discuss the findings of the 2002 Citizen Opinion Survey prepared for the City of Moreno Valley by MUSE Consulting, Inc.

F4. AUTHORIZATION TO AWARD CONSTRUCTION CONTRACT FOR COLLEGE PARK FIRE STATION NO. 91 AND AUTHORIZE THE TRANSFER OF FUNDS - PROJECT NO. 00-4372540 (Report of: Director of Public Works/City Engineer)

Recommendation: That the City Council:

1. Award the construction contract for College Park Fire Station No. 91 to Howard C. Edmiston Construction, Inc., 9573 Sierra Avenue, Fontana, California 92335, the lowest responsible bidder;
2. Authorize the Mayor to execute a contract with Howard C. Edmiston Construction, Inc.;
3. Authorize the issuance of a Purchase Order to Howard C. Edmiston Construction, Inc. in the amount of \$2,145,000 (the amount of bid plus 10% contingency) when the contract has been signed by all parties (Account No. 434.72530);
4. Authorize the transfer of \$185,000 from the unallocated Capital Reserve Fund to the Fire Capital Projects Fund (Account No. 434.72530).

F5. APPOINTMENT TO THE PLANNING COMMISSION (Report of: City Clerk)

Recommendation: That the City Council:

1. Review the ballot (to be provided by the City Clerk) for the appointment to the Planning Commission and mark your choice where appropriate;
2. Appoint one (1) member for a term expiring January 1, 2003;

3. If the appointment is not made, authorize the City Clerk to re-notice the position as vacant.

F6. APPROVAL OF THE CSA 152 2002/2003 FISCAL YEAR STORMWATER PROTECTION PROGRAM BUDGET (NPDES) (Report of: Director of Public Works/City Engineer)

Recommendation: That the City Council:

1. Approve the County Service Area (CSA) 152 Budget for FY 2002/03 in the amount of \$420,279;
2. Approve the CSA 152 Assessment per Benefit Assessment Unit (BAU) of \$8.15 per year for FY 2002/03.

F7. LEGISLATIVE UPDATE (Report of: Assistant City Manager)

Recommendation: That the City Council receive and file the Legislative Status Report.

F8. RIVERSIDE COUNTY INTEGRATED PROJECT AND RELATED ISSUES:

F8a. PROPOSED AGREEMENT BETWEEN THE COUNTY OF RIVERSIDE AND THE CITIES OF CORONA, MORENO VALLEY AND RIVERSIDE RELATED TO THE ESTABLISHMENT OF CERTAIN STANDARDS FOR DEVELOPMENT WITHIN THE COUNTY (Report of: Director of Community and Economic Development)

Recommendation: That the City Council adopt the proposed Agreement between the County of Riverside and the Cities of Corona, Moreno Valley and Riverside related to the establishment of certain standards for development within the County. This recommendation is contingent upon successful completion of negotiations between the parties.

F8b. MEASURE A RENEWAL (Informational Oral Presentation by the City Manager)

F8c. TRANSPORTATION UNIFORM MITIGATION FEE (TUMF) RESOLUTION FOR WESTERN RIVERSIDE COUNTY (Report of: Director of Public Works/City Engineer)

Recommendation: Approve Resolution No. 2002-17 which: 1) endorses

efforts to implement a TUMF program for Western Riverside County; 2) makes formal commitment to participation in the TUMF program contingent upon the County entering into an agreement with the Cities of Moreno Valley, Corona, and Riverside concerning development in adjacent areas; and 3) mandates that conditions of approval be placed on new developments requiring them to agree to pay TUM Fees when they are enacted.

Resolution No. 2002-17

A Resolution of the City Council of the City of Moreno Valley, California, Regarding Participation in the Transportation Uniform Mitigation Fee (TUMF)

- F8d. RESOLUTION REGARDING CITY PARTICIPATION IN THE RIVERSIDE COUNTY MULTI-SPECIES HABITAT CONSERVATION PLAN (Report of: Director of Community and Economic Development)
Recommendation: That the City Council approve Resolution No. 2002-08 regarding city participation in the Riverside County Multi-Species Habitat Conservation Plan. This recommendation is contingent upon successful completion of negotiations between the parties.

Resolution No. 2002-08

A Resolution of the City Council of the City of Moreno Valley Regarding Participation in the Riverside County Integrated Project (RCIP), Including the Multi-Species Habitat Conservation Program (MSHCP) Component

- F9. CITY MANAGER'S REPORT (Informational Oral Presentation only – not for Council action)

G. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING AND INTRODUCTION - NONE

ORDINANCES - 2ND READING AND ADOPTION

- G1. ADOPTION OF ORDINANCE NO. 598 (RECEIVED FIRST READING AND INTRODUCTION FEBRUARY 26, 2002 ON A 5-0 VOTE) (Report of: Community and Economic Development Director)

Ordinance No. 598

An Ordinance of the City Council of the City of Moreno Valley, California, Approving a Specific Plan Amendment (P01-049) to the Moreno Valley Industrial Area Plan (SP No. 208), Allowing for the Vacation of Nandina Avenue between Perris Boulevard and Kitching Street

ORDINANCES - URGENCY ORDINANCES - NONE

RESOLUTIONS

- G2. RESOLUTION FOR THE ABATEMENT OF PUBLIC NUISANCES (Report of: Director of Community and Economic Development)
Recommendation: That the City Council adopt Resolution No. 2002-16 of the City of Moreno Valley, California, confirming assessments on certain real properties as outlined in the Property Assessment List in the staff report for the abatement of nuisances.

Resolution No. 2002-16

A Resolution of the City Council of the City of Moreno Valley, California, Confirming Statements of Costs Against Real Property Located in the City of Moreno Valley, for Abatements of Public Nuisances and Direction that Said Statements of Costs Constitute a Lien Upon Said Properties

- PUBLIC COMMENTS **ON ANY SUBJECT NOT ON THE AGENDA** UNDER THE JURISDICTION OF THE CITY COUNCIL

Those wishing to speak should complete and submit a PINK speaker slip to the Bailiff. There is a three-minute time limit per person.

All remarks and questions shall be addressed to the presiding officer or to the City Council and not to any individual Council member, staff member or other person.

CLOSING COMMENTS AND/OR REPORTS OF THE CITY COUNCIL, COMMUNITY SERVICES DISTRICT, OR COMMUNITY REDEVELOPMENT AGENCY

CLOSED SESSION

- **PUBLIC COMMENTS ON CLOSED SESSION ITEMS**

A Closed Session of the City Council, Community Services District and Community Redevelopment Agency of the City of Moreno Valley will be held in the Finance Conference Room, Second Floor, City Hall. The City Council will meet in Closed Session to confer with its legal counsel regarding the following matter(s) and any additional matter(s) publicly and orally announced by the City Attorney in the Council Chamber at the time of convening the Closed Session. The Closed Session will be held pursuant to Government Code:

- 1) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
 - a) SECTION 54956.9(b)(1) - Significant exposure to litigation
Number of Cases: -0-
 - b) SECTION 54956.9(c) - Initiation of litigation
Number of Cases: -0-

REPORT OF ACTION FROM CLOSED SESSION BY CITY ATTORNEY, IF ANY

ADJOURNMENT