

**AGENDA
CITY COUNCIL OF THE CITY OF MORENO VALLEY**

MAY 27, 2003

CALL TO ORDER

SPECIAL PRESENTATIONS - 6:00 p.m.

1. Earth Day Grocery Bag Coloring Activity Presentation by Waste Management to Edgemont Elementary School and Albertson's Grocery Store

**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.
MAY 27, 2003**

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 Charles E. Gibson, Breakthrough Church of God in Christ

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 9:00 P.M. 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.

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

All items listed under the Consent Calendars, Sections A, B, and C, 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. AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES FOR DAY STREET REHABILITATION FROM ALESSANDRO BOULEVARD TO COTTONWOOD AVENUE (PROJECT NO. 02-89266920), AND STORM DRAIN LINE GG FROM OLD I-215 FRONTAGE ROAD TO DAY STREET (PROJECT NO. 02-89280022) (Report of: Director of Public Works/City Engineer)
Recommendation: Approve the Agreement for Professional Consultant Services with AEI CASC Engineering, 937 Via Lata, Suite 500, Colton, California 92324 to provide preliminary engineering services for street and storm drain improvements; authorize the Mayor to execute said Agreement for Professional Consultant Services with AEI CASC Engineering; and authorize the issuance of a Purchase Order to AEI CASC Engineering, in the amount of \$93,737 for Account No. 892.80022, when the agreement has been signed by all parties.

- A3. 2002 ANNUAL REPORT OF THE PLANNING COMMISSION (Report of: Director of Community and Economic Development)
Recommendation: Receive and file the 2002 Annual Report of the Planning Commission; and authorize transmittal to the California State Office of Planning and Research in accordance with Government Code Section 65040.5.

- A4. PA02-0107 – MINI-STORAGE FACILITY - ACCEPT AGREEMENT & IRREVOCABLE LETTERS OF CREDIT FOR PUBLIC IMPROVEMENTS, WEST SIDE OF PERRIS BOULEVARD,

NORTH OF BRODIAEA AVENUE (MIGHTY DEVELOPMENT, INC.) (Report of: Director of Public Works/City Engineer)

Recommendation: Accept the Irrevocable Letters of Credit and the Agreement for Public Improvements for PA02-0107; 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.

- A5. APPROVAL OF FINAL MAP 20185 – SINGLE FAMILY RESIDENTIAL PROJECT, AND ACCEPT AGREEMENT & BONDS FOR PUBLIC RIGHT-OF-WAY IMPROVEMENTS, EAST OF PERRIS BOULEVARD, NORTH OF FRAN LOU DRIVE (PROFESSORS FUND V, LLC) (Report of: Director of Public Works/City Engineer)

Recommendation: Approve Final Map 20185, 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.

- A6. APPROVAL OF FINAL MAPS 22709 & 22709-1 – SINGLE FAMILY RESIDENTIAL PROJECTS, AND ACCEPT AGREEMENTS & BONDS FOR PARK AND PUBLIC RIGHT-OF-WAY IMPROVEMENTS, WEST SIDE OF MORENO BEACH DRIVE, NORTH OF JOHN F. KENNEDY DRIVE (WESTERN PACIFIC HOUSING, INC.) (Report of: Director of Public Works/City Engineer)

Recommendation: Approve Final Maps 22709 & 22709-1, 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 final map; accept the bonds and Agreement for Park Improvements; 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.

- A7. PA00-0025 – REDUCE FAITHFUL PERFORMANCE BOND BY 90% AND ADOPT RESOLUTION NO. 2003-35, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY AUTHORIZING ACCEPTANCE OF THE PUBLIC RIGHT-OF-WAY IMPROVEMENTS AS COMPLETE AND ACCEPTING PERRIS BOULEVARD AND MODULAR WAY INTO THE CITY MAINTAINED STREET SYSTEM, EAST SIDE OF PERRIS BOULEVARD, NORTH OF NANDINA AVENUE (AURORA MODULAR INDUSTRIES, INC.) (Report of: Director of Public Works/City Engineer)

Recommendation: Approve a 90% reduction to the Faithful Performance Bond for PA00-0025; authorize the City Engineer to reduce the Faithful Performance Bond by 90%; and adopt Resolution No. 2003-35 authorizing the acceptance of the public right-of-way improvements for PA00-0025 as complete and accepting Perris Boulevard and Modular Way into the City Maintained Street System.

Resolution No. 2003-35

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Right-of-Way Improvements as Complete Within PA00-0025, and Accepting Perris Boulevard and Modular Way into the City Maintained Street System

- A8. FINAL MAP 29732-1 – REDUCE FAITHFUL PERFORMANCE BOND BY 90% AND ADOPT RESOLUTION NO. 2003-36, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY AUTHORIZING ACCEPTANCE OF THE PUBLIC RIGHT-OF-WAY IMPROVEMENTS AS COMPLETE AND ACCEPTING ADOBE WAY, LA PALMA WAY, DE LA VEGA COURT, RANCHO BAJA, AND VIA DE LA REAL INTO THE CITY MAINTAINED STREET SYSTEM (PACIFIC CENTURY HOMES, INC) (Report of: Director of Public Works/City Engineer)

Recommendation: Approve a 90% reduction to the Faithful Performance Bond for Final Map 29732-1; authorize the City Engineer to reduce the Faithful Performance Bond by 90%; and adopt Resolution No. 2003-36 authorizing the acceptance of the public right-of-way improvements for Final Map 29732-1 as complete and accepting Adobe Way, La Palma Way, De La Vega Court, Rancho Baja, and Via De La Real into the City Maintained Street System.

Resolution No. 2003-36

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Right-of-Way Improvements as Complete Within Tract 29732-1, and Accepting Adobe Way, La Palma Way, De La Vega Court, Rancho Baja, and Via De La Real into the City Maintained Street System

- A9 APPROVAL OF FINAL MAPS 30300-1 & 30300-2 – SINGLE FAMILY RESIDENTIAL PROJECTS, AND ACCEPT AGREEMENTS & BONDS FOR PUBLIC RIGHT-OF-WAY IMPROVEMENTS, SOUTH SIDE OF KRAMERIA AVENUE, EAST

OF LASSELLE STREET (MVR-MORENO VALLEY, L.P.) (Report of: Director of Public Works/City Engineer)

Recommendation: Approve Final Maps 30300-1 & 30300-2, 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 final 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.

- A10. FINAL MAP 21040 – ACCEPT SUBSTITUTION OF BONDS AND AGREEMENT FOR PUBLIC RIGHT OF WAY IMPROVEMENTS, NORTH OF ELDER AND EAST OF MORRISON STREET (FIESTA DEVELOPMENT) (Report of: Director of Public Works/City Engineer)

Recommendation: Accept the substitution of bonds and Agreement for Public Improvements for Final Map 21040; authorize the Mayor to execute the agreement; direct the City Clerk to forward the signed agreement to the County Recorder's office for recordation; and instruct the City Engineer to prepare the exoneration of the Faithful Performance Bond and Material & Labor Bond placed by Procopius Land Company upon acceptance of the substitution bonds and agreement.

- A11. APPROVAL OF GRANT APPLICATION SUBMITTALS FOR THE SAFE ROUTES TO SCHOOL PROGRAM (SR2S) AND THE BICYCLE AND PEDESTRIAN FACILITIES PROGRAM, SENATE BILL (SB 821) (Report of: Director of Public Works/City Engineer)

Recommendation: Approve submittal of grant applications for the Safe Routes to School (SR2S) Program and the Bicycle and Pedestrian Facilities (SB 821) Program.

- A12. MINUTES – REGULAR MEETING OF MAY 13, 2002 (Report of: City Clerk)

Recommendation: Approve as submitted.

- A13. APPROVAL OF FINAL MAP 30319 – SINGLE FAMILY RESIDENTIAL PROJECT, ACCEPT AGREEMENT & BONDS FOR PUBLIC RIGHT-OF-WAY IMPROVEMENTS, AND APPROVAL OF AGREEMENT REGARDING ISSUANCE OF BUILDING PERMITS, WEST SIDE OF LASSELLE STREET, NORTH OF OLEANDER AVENUE EXTENSION (KB HOME) (Report of: Director of Public Works/City Engineer)

Recommendation: Approve Final Map 30319, 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;

and direct the City Clerk to forward the signed agreements to the County Recorder's office for recordation.

- A14. FINAL MAP 22377-1 – REDUCE FAITHFUL PERFORMANCE BOND BY 90% AND ADOPT RESOLUTION NO. 2003-39, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY AUTHORIZING ACCEPTANCE OF THE PUBLIC RIGHT-OF-WAY IMPROVEMENTS AS COMPLETE AND ACCEPTING CASA ENCANTADOR ROAD, AGUILA PASS, CABALLO ROAD, ALOSTA LANE, BALANCIN WAY, BRASA LANE, BELLO WAY, GENTIAN AVENUE, AND AROBLES COURT INTO THE CITY MAINTAINED STREET SYSTEM (CAPITAL MUTUAL MORENO VALLEY, LLC) (Report of: Director of Public Works/City Engineer)

Recommendation: Approve a 90% reduction to the Faithful Performance Bond for Final Map 22377-1; authorize the City Engineer to reduce the Faithful Performance Bond by 90%; and adopt Resolution No. 2003-39 authorizing the acceptance of the public right-of-way improvements for Final Map 22377-1, as complete and accepting Casa Encantador Road, Aguila Pass, Caballo Road, Alostá Lane, Balancin Way, Brasa Lane, Bello Way, Gentian Avenue, And Arobles Court into the City Maintained Street System.

Resolution No. 2003-39

A Resolution of the City Council of the City of Moreno Valley, Authorizing the Acceptance of the Public Right-of-Way Improvements as Complete Within Tract 22377-1, and Accepting Casa Encantador Road, Aguila Pass, Caballo Road, Alostá Lane, Balancin Way, Brasa Lane, Bello Way, Gentian Avenue, and Arobles Court into the City Maintained Street System

- A15. AWARD BID FOR REPLACEMENT FIRE ENGINE (Report of: Interim Fire Chief)

Recommendation: Appropriate additional \$43,248 from equipment replacement reserve; award the bid for purchase of a Multi-functional Type I Fire Engine to Smeal Fire Apparatus Company, Snyder, Nebraska as being in the best interest of the City and authorize the Finance Director to issue a purchase order to Smeal Fire Apparatus Company in the amount of \$325,248.

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 MAY 13, 2002 (Report of: City Clerk)

Recommendation: Approve as submitted.

- B3. AGREEMENT TO ACCEPT LETTER OF CREDIT TO GUARANTEE COMPLETION OF SHADOW MOUNTAIN PARK WITHIN TRACT 23553 (Report of: Director of Parks and Recreation)

Recommendation: Accept staff's recommendation to accept the Letter of Credit for Completion of Park Improvements on Shadow Mountain Park.

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. AUTHORIZATION OF AGREEMENT FOR PURCHASE AND THE CONVEYANCE OF TITLE TO APN 291-191-005 AT THE NORTHEAST CORNER OF ALESSANDRO BOULEVARD AND DAY STREET (Report of: Director of Community and Economic Development)

Recommendation: Authorize the Chairman to execute the Agreement of Purchase and Sale of the above-described parcel; and, authorize the Chairman to execute escrow instructions and other documents as may be necessary to convey title to the parcel described above; and, appropriate and transfer funds not to exceed \$136,500 from 895 Fund Balance RDA Tax Increment to account number 891.91110.6111 and authorize the Finance Director to wire transfer funds necessary to escrow to complete conveyance of title to the parcel described above; and appropriate and transfer funds not to exceed \$10,000 from 895 Fund Balance RDA Tax Increment to account number 891.91110.6291.293 for demolition of the improvements; and authorize the acceptance of title to the above-described parcel in accordance with the Agreement and direct the City Clerk to certify to the acceptance and place said certification in escrow for recordation with the original grant deed when the escrow is complete.

- C3. MINUTES – REGULAR MEETING OF MAY 13, 2002 (Report of: City Clerk)
Recommendation: Approve as submitted.
- C4. AGREEMENT TO ACCEPT LETTER OF CREDIT TO GUARANTEE COMPLETION OF EASTGATE PARK WITHIN TRACT 22709 (Report of: Director of Parks and Recreation)
Recommendation: Accept staff's recommendation to accept the Letter of Credit for Construction of Park Improvements at Eastgate Park.

D. PUBLIC HEARINGS

Questions or comments from the public on a Public Hearing matter are limited to five minutes per individual and must pertain to the subject under consideration.

Those wishing to speak should complete and submit a GOLDENROD speaker slip to the Bailiff.

- D1. PUBLIC HEARING REGARDING THE INSTALLATION OF RESIDENTIAL STREETLIGHTS ALONG WEBB STREET AND INCLUSION INTO COMMUNITY SERVICES DISTRICT (CSD) ZONE B-1C (STREETLIGHT INSTALLATION - WEBB STREET) AND ZONE B (RESIDENTIAL STREET LIGHTING) (Report of: Director of Public Works/City Engineer)
Recommendation: That the Mayor and City Council, acting in their respective capacities as President and Members of the Board of Directors of the Moreno Valley Community Services District (CSD):

1. Tabulate the mail ballots for the CSD Zone B-1C (Streetlight Installation – Webb Street) and CSD Zone B (Residential Street Lighting) program;
2. Verify and accept the results of the mail ballot proceeding as identified on the Official Tally Sheet and Assessor Parcel Number (APN) listing;
3. Receive and file with the City Clerk's Office the accepted Official Tally Sheet and APN listing; and
4. If approved, authorize and impose the charges for CSD Zone B-1C improvements and Zone B program services.

Webb Street properties will be included into the CSD Zones B-1C and B programs upon approval by a simple majority (50% & 1) of the ballots returned, and not withdrawn, prior to the close of the Public Hearing. The installation and annual service charges will be

levied on the property tax bill after the streetlights have been installed and energized.

- D2. A PUBLIC HEARING TO CONSIDER A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY CERTIFYING THE FINAL SUPPLEMENTAL ENVIRONMENTAL IMPACT REPORT, ADOPTING FINDINGS AND APPROVING THE MITIGATION MONITORING PROGRAM FOR THE MORENO VALLEY FIELD STATION SPECIFIC PLAN (SP 218), GENERALLY LOCATED SOUTH OF BRODIAEA AVENUE, EAST OF LASSELLE STREET, WEST OF OLIVER STREET AND NORTH OF IRIS AVENUE (APPLICATION NO. P01-029) (Report of: Director of Community and Economic Development)
Recommendation: That the City Council conduct a public hearing and approve City Council Resolution No. 2003-38, certifying the final supplemental environmental impact report, adopting findings and approving the mitigation monitoring for the Moreno Valley Field Station Specific Plan (SP 21), generally located south of Brodiaea Avenue, east of Lasselle Street, west of Oliver Street and north of Iris Avenue.

Resolution No. 2003-38

A Resolution of the City Council of the City of Moreno Valley, Certifying the Final Supplemental Environmental Impact Report, Adopting Findings and Approving the Mitigation Monitoring Program for the Moreno Valley Field Station Specific Plan (SP 218), Generally Located South of Brodiaea Avenue, East of Lasselle Street, West of Oliver Street and North of Iris Avenue

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

F. REPORTS

- F1. REPORT TO CONSIDER PUBLIC COMMENTS REGARDING CSD PROPOSED 2003/2004 ANNUAL CHARGES (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) (the "Board"), accept public comment regarding the CSD proposed 2003/2004 annual charges. The proposed charges are for providing

continuing services to parks, recreation, residential street lighting and improvements, arterial street lighting, parkway landscaping, extensive parkway landscaping, internal parkway landscaping, landscaping/walls, and medians during fiscal year 2003/2004, as submitted in the Annual Levy Report on file in the office of the City Clerk.

- F2. APPROVE AND ADOPT RESOLUTION NO. CSD 2003-07 TO AUTHORIZE COLLECTION OF THE APPROVED CSD ZONE E-3A CHARGE AND INTRODUCE ORDINANCE NO. CSD 36 TO ESTABLISH ZONE E-3A (TRACT 30318-INTERNAL PARKWAY LANDSCAPE/WALL MAINTENANCE) (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):

- 1) Approve and adopt Resolution No. CSD 2003-07 to authorize collection of the approved Zone E-3A parcel charge on the property tax bill, as required by the County of Riverside; and

Resolution No. CSD 2003-07

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Parcel Charge for Providing Zone E-3A (Tract 30318 – Internal Parkway Landscape/Wall Maintenance) Services

- 2) Introduce Ordinance No. CSD 36 to establish the Zone E-3A (Tract 30318-Internal Parkway Landscape/Wall Maintenance) boundary and to include Zone E-3A as a subzone of Zone E (High-Service-Level Parkway Landscape Maintenance)

Ordinance No. CSD 36

An Ordinance of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Establishment of Zone E-3A (Tract 30318 – Internal Parkway Landscape/Wall Maintenance) as a Subzone of Zone E (High-Service-Level) Parkway Landscape Maintenance)

- F3. FY 2003-04 PROPOSED BUDGET PRESENTATION (WILL BE PROVIDED UNDER SEPARATE COVER)

- a. General Financial Overview
- b. Budget Overviews of Selected Funds

1. General Fund
2. Parks and Recreation, Zone A
3. Library Services, Zone L
4. Redevelopment Agency
5. Gas Tax
6. Capital Projects (FY 03/04 Capital Budget)

- c. Review of City Reserves Policy
- d. Budget Issues

F4. ENDORSEMENT OF THE 2003 REVISED TEN-YEAR CAPITAL PLAN (Report of: Director of Public Works/City Engineer)
 Recommendation: That the City Council:

1. Endorse the 2003 Revised Ten-Year Capital Plan; and
2. Refer the document to the Planning Commission for conformance with the General Plan.

F5. FORMATION OF COMMUNITY FACILITIES DISTRICT NO. 1 (NEIGHBORHOOD PARK MAINTENANCE) FOR NEW RESIDENTIAL DEVELOPMENTS (Report of: Director of Public Works/City Engineer)
 Recommendation: That the City Council, acting in the capacity as President and Members of the Board of Directors of the Moreno Valley Community Services District:

1. Adopt Resolution No. CSD 2003-08; a Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, adopting a boundary map showing the boundaries of the territory proposed for the inclusion in proposed Community Facilities District No. 1;

Resolution No. CSD 2003-08

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Adopting a Boundary Map Showing the Boundaries of the Territory Proposed for the Inclusion in Proposed Community Facilities District No. 1

2. Adopt Resolution No. CSD 2003-09; a Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, declaring its intention to establish Community Facilities District No. 1 and to authorize the levy of a special tax therein to finance certain services;

Resolution No. CSD 2003-09

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Declaring its Intention to Establish Community Facilities District No. 1 and to Authorize the Levy a Special Tax Therein to Finance Certain Services

3. Adopt Resolution No. CSD 2003-10; a Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, ordering and directing the preparation of a Community Facilities District report for proposed Community Facilities District No. 1;

Resolution No. CSD 2003-10

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Ordering and Directing the Preparation of a Community Facilities District Report for Proposed Community Facilities District No. 1

4. Adopt Resolution No. CSD 2003-11; a Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, adopting a boundary map showing territory proposed to be annexed in the future to Community Facilities District No. 1; and

Resolution No. CSD 2003-11

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Ordering and Directing the Preparation of a Community Facilities District Report for Proposed Community Facilities District No. 1

5. Adopt Resolution No. 2003-40; a Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, declaring its intention to annex territory in the future to Community Facilities District No. 1.

Resolution No. CSD 2003-12

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Declaring Intention to Annex Territory in the Future to Community Facilities District No.1

- F6. LEGISLATIVE UPDATE (Report of: Assistant City Manager)
Recommendation: That the City Council receive, file and ratify the Legislative Status Report.

- F7. CITY MANAGER'S REPORT (Informational Oral Presentation – not for Council action)

G. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING AND INTRODUCTION

- G1. APPROVAL OF POLICIES AND GUIDELINES FOR THE RESERVATION OF PICNIC SHELTERS, AND INTRODUCTION OF ORDINANCE CSD-37 AMENDING ORDINANCE NO. CSD-32 ESTABLISHING FEES FOR THE RESERVATION OF PICNIC SHELTERS (Report of: Director of Parks and Recreation)

Recommendation: That the Mayor and City Council, acting in their respective capacities as President and Board of Directors of the Moreno Valley Community Services District:

1. Approve the Policies and Guidelines for the Reservation of Picnic Shelters; and
2. Introduce Ordinance No. CSD 37 amending Ordinance No. CSD-32 establishing fees for the reservation of picnic shelters.

Ordinance No. CSD 37

An Ordinance of the Moreno Valley Community Services District of the City of Moreno Valley, California, Amending Ordinance No. CSD 32, Establishing Fees for Reserving Picnic Shelters at Park Facilities

- G2. APPROVAL OF TOWNGATE COMMUNITY CENTER GUIDELINES AND INTRODUCTION OF ORDINANCE CSD-38 AMENDING ORDINANCE NO. CSD-32 ESTABLISHING FEES FOR THE TOWNGATE COMMUNITY CENTER (Report of: Director of Parks and Recreation)

Recommendation: That the Mayor and City Council, acting in their capacity as President and Board of Directors of the Moreno Valley Community Services District:

1. Approve the Moreno Valley TownGate Community Center Guidelines; and
2. Introduction of Ordinance No. CSD 38 amending Ordinance No. CSD-32 establishing fees for the TownGate Community Center.

Ordinance No. CSD 38

An Ordinance of the Moreno Valley Community Services District of the City of Moreno Valley, California, Amending Ordinance No. CSD-32, Establishing Fees for the Use of the Moreno Valley Towngate Community Center

- G3. ORDINANCE NO. 630, AMENDING SECTION 12.36.010 OF CHAPTER 12.36 OF TITLE 12 OF THE MUNICIPAL CODE RELATING TO THE DESIGNATION OF TRUCK ROUTES (Report of: Director of Public Works/City Engineer)
Recommendation: That the City Council introduce Ordinance No. 630, amending Section 12.36.010 of Chapter 12.36 of Title 12 of the Municipal Code to include San Michele Avenue, Nandina Avenue, and Indian Street as designated "Truck Routes" (Roll call required) (Report of: Director of Public Works/City Engineer)

Ordinance 630

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Section 12.36.010 of the City of Moreno Valley Municipal Code Relating to the Designation of Truck Routes

- G4. VALLEY SKATE PARK CONCESSIONAIRE AGREEMENT AND INTRODUCTION OF ORDINANCE NO. CSD-39 AMENDING ORDINANCE NO. CSD-32 ESTABLISHING FEES FOR VALLEY SKATE PARK (Report of: Director of Parks & Recreation)
Recommendation: Approve the agreement with Action Park Alliance to maintain and operate Valley Skate Park for a period of five years with five one-year options to extend lease; and Introduce Ordinance No. CSD-39 amending Ordinance No. CSD-32 establishing fees for Valley Skate Park.

Ordinance No. CSD-39

An Ordinance of the Moreno Valley Community Services District of the City of Moreno Valley, California, Amending Ordinance No. CSD-32, Establishing Fees for the Use of Valley Skatepark

ORDINANCES - 2ND READING AND ADOPTION

- G5. ORDINANCE NO. CSD 34, AN ORDINANCE OF THE MORENO VALLEY COMMUNITY SERVICES DISTRICT OF THE CITY OF MORENO VALLEY, CALIFORNIA, APPROVING THE

ESTABLISHMENT OF ZONE E-4A (DAYBREAK DEVELOPMENT – INTERNAL PARKWAY LANDSCAPE MAINTENANCE) AS A SUBZONE OF ZONE E (HIGH-SERVICE-LEVEL PARKWAY LANDSCAPE MAINTENANCE) (RECEIVED FIRST READING AND INTRODUCTION ON MAY 13, 2003, ON A 5-0 VOTE) (Report of: Director of Public Works/City Engineer)
Recommendation: Adopt Ordinance No. CSD 34.

Ordinance No. CSD 34

An Ordinance of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Establishment of Zone E-4A (Daybreak Development – Internal Parkway Landscape Maintenance) as a Subzone of Zone E (High-Service-Level Parkway Landscape Maintenance)

- G6. ORDINANCE NO. CSD 35, AN ORDINANCE OF THE MORENO VALLEY COMMUNITY SERVICES DISTRICT OF THE CITY OF MORENO VALLEY, CALIFORNIA, APPROVING THE ESTABLISHMENT OF ZONE E-1A (RENAISSANCE PARK – INTERNAL PARKWAY LANDSCAPE/WALL MAINTENANCE) AS A SUBZONE OF ZONE E (HIGH-SERVICE-LEVEL PARKWAY LANDSCAPE MAINTENANCE) (RECEIVED FIRST READING AND INTRODUCTION ON MAY 13, 2003, ON A 5-0 VOTE) (Report of: Director of Public Works/City Engineer)
Recommendation: Adopt Ordinance No. CSD 35.

Ordinance No. CSD 35

An Ordinance of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Establishment of Zone E-1A (Renaissance Park – Internal Parkway Landscape/Wall Maintenance) as a Subzone of Zone E (High-Service-Level Parkway Landscape Maintenance)

ORDINANCES - URGENCY ORDINANCES - NONE

RESOLUTIONS

- G7. MARCH OPERATIONS ASSURANCE TASK FORCE – ADOPT RESOLUTION NO. 2003-37 (Report of: Director of Community and Economic Development)
Recommendation: In light of the expanded national military mission, importance of the March Air Reserve Base to that mission and to address concerns regarding the rapid growth occurring in western Riverside County adjacent to March Air Reserve Base, that the City adopt Resolution No. 2003-37 to protect future aviation operations

by supporting the establishment of the March Operations Assurance Task Force at March Air Reserve Base and appointing a City Council representative to the task force.

Resolution No. 2003-37

A Resolution of the City Council of the City of Moreno Valley, California, to Establish and Participate in the March Operations Assurance Task Force to Protect the Future Aviation Operations of March Air Reserve Base

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 BLUE 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.

- **PUBLIC COMMENTS ON MATTERS ON THE CLOSED SESSION AGENDA UNDER THE JURISDICTION OF THE CITY COUNCIL**

There is a three-minute time limit per person. Please complete and submit a BLUE speaker slip to the City Clerk. 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.

The Closed Session will be held pursuant to Government Code:

- 1) SECTION 54956.9(a) – CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

- a) Case: *Moreno Valley Community Services District, A Public Body Corporate and Politic v. Marlee Enterprises, Inc., Lee Jacobson*
Court: Riverside Superior Court
Case No.: RIC 381261

- 2) SECTION 54956.9(b)(1) - CONFERENCE WITH LEGAL COUNSEL - SIGNIFICANT EXPOSURE TO LITIGATION
Number of Cases: -2-

- 3) SECTION 54956.9(c) - CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION
Number of Cases: -2-

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

ADJOURNMENT