

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

**NOVEMBER 25, 2003**

**CALL TO ORDER**

**SPECIAL PRESENTATIONS - 6:00 p.m.**

1. Firefighter of the Quarter – Captain Chris Kemp
2. America Recycles Day
3. Youth Services Awards:
  - A. Community Involvement Award – Third Quarter, 2003 – Elizabeth Vega
  - B. Supporting Youth Award – Third Quarter, 2003 – Long's Drug Store
4. Presentation of Municipal Information Systems Association of California (MISAC) Excellence in Information Technology Practices Award for Year 2002-2003
5. California Law Enforcement Challenge 2002 Award
6. Presentation of the Government Finance Officers Association (GFOA) Certificate of Achievement for Excellence in Financial Reporting for Year End June 30, 2002
7. Proclamation – Rancho Verde High School DECA

**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.  
NOVEMBER 25, 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 John Milhouse, Calvary Chapel of Moreno Valley

**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 9:00 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. MINUTES – REGULAR MEETING OF OCTOBER 28, 2003 (Report of: City Clerk)  
Recommendation: Approve as submitted.
- A3. APPROVAL OF QUARTERLY INVESTMENT REPORT – QUARTER ENDED SEPTEMBER 30, 2003 (Report of: Finance Department)  
Recommendation: Approve and accept the quarterly investment report, in compliance with California Government Code Section 53646.
- A4. APPROVAL OF FINAL MAP 26901, SINGLE FAMILY RESIDENTIAL PROJECT, AND ACCEPT AGREEMENT AND BONDS FOR THE PUBLIC RIGHT-OF WAY IMPROVEMENTS, NORTH OF TENNYSON ROAD, EAST OF CHAUCER STREET, SOUTH OF CITY LIMITS (SWC BOX SPRINGS, LLC) (Report of: Public Works Department)  
Recommendation: Approve Final Map 26901, 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.
- A5. APPROVAL OF FINAL MAP 30822, SINGLE FAMILY RESIDENTIAL PROJECT, AND ACCEPT AGREEMENT AND

BONDS FOR THE PUBLIC RIGHT OF WAY IMPROVEMENTS, SOUTH SIDE OF IRIS AVENUE, EAST OF LASSELLE STREET (PACIFIC COMMUNITIES BUILDER, INC.) (Report of: Public Works Department)

Recommendation: Approve Final Map 30822, 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 MAP 29732 – ACCEPT AGREEMENT AND BONDS FOR PUBLIC RIGHT OF WAY IMPROVEMENTS, NORTHEAST CORNER OF IRIS AVENUE AND OLIVER STREET (GREYSTONE HOMES, INC.) (Report of: Public Works Department)

Recommendation: Approve Final Map 29732, 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.

- A7. APPROVAL OF FINAL MAP 29732-2 – ACCEPT AGREEMENT AND BONDS FOR PUBLIC RIGHT OF WAY IMPROVEMENTS, NORTHEAST CORNER OF IRIS AVENUE AND OLIVER STREET (GREYSTONE HOMES, INC.) (Report of: Public Works Department)

Recommendation: Approve Final Map 29732-2, 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.

- A8. NOTICE OF COMPLETION AND ACCEPTANCE OF FISCAL YEAR 2002/2003 SB821 BICYCLE AND PEDESTRIAN FACILITIES PROGRAM PROJECT, PROJECT NO. 03-12272220 (Report of: Public Works Department)

Recommendation: Ratify Contract Change Order Nos. 1 and 2 (Final); accept the work as complete for the Fiscal Year 2002/2003 SB 821 Bicycle and Pedestrian Facilities Program constructed by Elite Bobcat Services, 1320 East Sixth Street, Suite 100, Corona, California 92879-1700; direct the City Clerk to record the Notice of Completion within ten (10) days, at the office of the County Recorder of Riverside County, as required by Section 3093 of the

California Civil Code; authorize the Director of Finance to release the retention to Elite Bobcat Services thirty-five (35) calendar days after the date of recordation of the Notice of Completion, if no claims are filed against the project and accept the improvements into the City's maintained road system.

- A9. BID AWARD OF LOW SULFUR DIESEL FUEL #2 AND UNLEADED GASOLINE (Report of: Public Works Department)  
Recommendation: Award the Purchase Order to supply fuel for City vehicle needs for FY 2003-04 to Falcon Fuel Incorporated, of Paramount, CA, the lowest responsible bidder and authorize the Finance Director to issue a Purchase Order to Falcon Fuel Incorporated in the amount of \$80,000 against account 755.75510.6381.
- A10. REQUEST FOR PURCHASE OF TWENTY-FIVE BATTERY BACKUP SYSTEM COMPONENTS, PROJECT NO. 03-12567322 (Report of: Public Works Department)  
Recommendation: Authorize the issuance of a Purchase Order to the U.S. Traffic Corporation in the amount of \$151,604, which includes the purchase amount, plus 5% contingency (Account No. 125.67322.7400).
- A11. CODE ENFORCEMENT GRANT PROGRAM FUNDING ALLOCATION (Report of: Community and Economic Development Department)  
Recommendation: Accept Code Enforcement Grant Program funding in the amount of \$141,886 from the State of California Department of Housing and Community Development; authorize a budget appropriation in the amount of \$141,886 to account 010.66110; and authorize a corresponding revenue budget in the amount of \$141,886 to account 010.0110.4611.
- A12. MINUTES – SPECIAL MEETING OF NOVEMBER 4, 2003 (Report of: City Clerk's Department)  
Recommendation: Approve as submitted.
- A13. RESOLUTION AMENDING RESOLUTION 2003-07, ADOPTING SCHEDULES FOR CITY RECORDS CREATED AND MAINTAINED BY THE POLICE AND FIRE DEPARTMENTS (Report of: City Clerk's Department)  
Recommendation: Adopt Resolution No. 2003-86, amending Resolution No. 2003-07, adopting retention schedules for city records created and maintained by police and fire departments.

Resolution No. 2003-86

A Resolution of the City Council of the City of Moreno Valley, California, Amending Resolution No. 2003-07, Adopting Retention Schedules for City Records Created and Maintained by the Police and Fire Department

- A14. WARRANT REPORT (Report of: Finance Department)  
Recommendation: Adopt Resolution No. 2003-87, approving the Warrant Report, dated October, 2003 in the total amount of \$9,380,708.44.

Resolution No. 2003-87

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Warrant Report dated October 31, 2003

- A15. REVISION TO LEGISLATIVE POLICIES (Report of: City Clerk's Department)  
Recommendation: That the City Council adopt the proposed revised legislative policies. It is staff's recommendation that the following listed obsolete policies be updated at this time in an effort to ensure that the city's legislative policies are current and functional: 1) Posting Requirements (Policy No. 1.2.); 2) City Council Recognition Policy (Policy No. 1.5); 3) Council Subcommittee Meetings (Policy No. 1.8); 4) Evaluations of Council-appointed Positions (Policy No. 2.13); 5) Videocassette Disposal (Policy No. 2.31); 6) Boards, Commissions and Committee Expenditure Policy (Policy No. 3.4) and 7) City Council Hospitality Policy (Policy No. 4.3)
- A16. AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES FOR THE RECHE CANYON ROAD AND RECHE VISTA DRIVE ALIGNMENT STUDY (Report of: Public Works Department)  
Recommendation: Approve the Agreement for Professional Consultant Services with Lim & Nascimento (LAN) Engineering Corporation, 1887 Business Center Drive, #6, San Bernardino, CA 92408 to prepare a Project Study Report (PSR) and Preliminary Environmental Study (PES) for Reche Canyon Road and Reche Vista Drive; authorize the Mayor to execute a contract with Lim & Nascimento (LAN) Engineering Corporation; and authorize the issuance of a Purchase Order for Lim & Nascimento (LAN) Engineering Corporation in the amount of \$274,960 when the agreement has been signed by all parties.

**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 OCTOBER 28, 2003 (Report of: City Clerk)  
Recommendation: Approve as submitted.
- B3. MINUTES – SPECIAL MEETING OF NOVEMBER 4, 2003 (Report of: City Clerk’s Department)  
Recommendation: Approve as submitted
- B4. COMMUNITY FACILITIES DISTRICT NO. 1 (NEIGHBORHOOD PARK MAINTENANCE) ANNEXATION 2003-1 (Report of: Public Works Department)  
Recommendation: Adopt Resolution No. CSD 2003-28; a Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, certifying the results of an election and adding property to Community Facilities District No. 1 (“CFD No. 1”).

Resolution No. CSD 2003-28

Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Certifying the Results of an Election and Adding Property to Community Facilities District No. 1

**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 OCTOBER 28, 2003 (Report of: City Clerk)  
Recommendation: Approve as submitted
- C3. MINUTES – SPECIAL MEETING OF NOVEMBER 4, 2003 (Report of: City Clerk’s Department)  
Recommendation: Approve as submitted
- C4. AGREEMENT TO RELEASE PLANNING AREA 28 (PA 28) WITH EMPIRE LAND LLC IN THE MORENO VALLEY SPECIFIC PLAN

(Report of: Parks and Recreation Department)

Recommendation: Approve the proposed Agreement with Empire Land LLC in the Moreno Valley Specific Plan to release the developer from the obligation to provide land and develop a park site on Planning Area 28 and instead provide the funding to the CSD for a park on the RCCMV campus; and authorize the City Clerk to record the Agreement for Release of Planning Area 28 of the Moreno Valley Ranch Specific Plan with Empire Land LLC.

#### **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 MAIL BALLOT PROCEEDINGS FOR TENTATIVE TRACTS 30319 AND 30233 (AND ALL AFFECTED PHASES) FOR APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE. SOUTH SIDE OF MARIPOSA AVENUE AND WEST SIDE OF LASSELLE STREET (TRACT 30319), SOUTH SIDE OF JOHN F. KENNEDY BETWEEN CACTUS AVENUE AND CHAMPIONSHIP DRIVE (TRACT 30233) (Report of: Public Works Department)

Recommendation: That the City Council after conducting the public hearing:

1. Tabulate the mail ballot(s) for approval of the NPDES regulatory rate schedule and maximum annual rate;
2. Verify and accept the results of the mail ballot proceedings 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 applicable NPDES annual regulatory rate.

D2. A PUBLIC HEARING REGARDING AN ORDINANCE FOR A SPECIFIC PLAN AMENDMENT (P02-074) TO CHANGE THE LAND USE DESIGNATION TO CC (COMMUNITY COMMERCIAL)



AND R-15 (RESIDENTIAL 15), INCLUDING THE MODIFICATION OF POLE SIGN AND LANDSCAPE PARKING LOT STANDARDS WITHIN PHASE 3 OF THE MORENO VALLEY AUTO MALL SPECIFIC PLAN NO. 209. SAID PROJECT WILL ALSO INCLUDE RESOLUTIONS FOR A MASTER PLOT PLAN (PA02-0099) FOR A 351,659 SQUARE FOOT SHOPPING CENTER AND ADDITIONAL PARCEL FOR UP TO 300 FUTURE MULTIPLE-FAMILY DWELLING UNITS, INCLUDING A PLOT PLAN (PA02-0101) FOR A 227,194 SQUARE FOOT ANCHOR RETAILER, A TENTATIVE PARCEL MAP (PA02-0100) TO SUBDIVIDE A 71.86 GROSS ACRE SITE INTO 18 INDIVIDUAL LOTS AND A LETTERED LOT AND THE CERTIFICATION OF AN ENVIRONMENTAL IMPACT REPORT (EIR). THE PROJECT IS LOCATED ON THE SOUTHWEST CORNER OF HIGHWAY 60 AND MORENO BEACH DRIVE AND IS SUBMITTED BY LJC ENTERPRISES (Report of: Community and Economic Development Department)

Recommendation: The Planning Commission recommends that the City Council conduct a public hearing to:

1. Approve Resolution No. 2003-89 for certification of the Environmental Impact Report, including a Statement of Overriding Considerations and required Mitigation Monitoring Program for P02-074 (Specific Plan Amendment), PA02-0099 (Master Plot Plan), PA02-0101 (Plot Plan), and PA02-0100 (Tentative Parcel Map), pursuant to the California Environmental Quality Act (CEQA) Guidelines;

#### Resolution No. 2003-89

A Resolution of the City Council of the City of Moreno Valley, Certifying the Final Environmental Impact Report, Adoption of the Findings and Statement of Overriding Considerations, and Approval of the Mitigation Monitoring Program for Amendment No. 4 of the Moreno Valley Auto Mall Specific Plan (Sp 209), Generally Located on the Southwest Corner of Highway 60 and Moreno Beach Drive

2. Introduce Ordinance No. 644 thereby approving P02-074 (Specific Plan Amendment) based on the findings in the City Council Ordinance (Attachment 3) for Amendment No. 4 of the Moreno Valley Auto Mall Specific Plan (No. 209), amending Phase 3 of the specific plan in full, including the elimination of original design manual and specific plan text for Phase 3, an associated amendment of the Official Zoning Atlas from D (Dealerships), C (Commercial) and PD (Planned Development)

to CC (Community Commercial) for 42.63 acres of the plan and R-15 (Residential-15) on approximately 20 acres of the plan (An additional 9.23 acres will remain as open space area), and minor modifications to interior parking lot landscape standards established within the Municipal Code;

#### Ordinance No. 644

An Ordinance of the City Council of the City of Moreno Valley, California (P02-074), Approving Specific Plan Amendment No. 4 to the Moreno Valley Auto Mall Specific Plan (No. 209) to Modify Phase 3 In Full, Revert to Regulations of the Municipal Code and Change the Land Use Designation on a Major Portion of the Site From D (Dealership), C (Commercial) and PD (Planned Development) to CC (Community Commercial), which Includes 38.87 Net Acres (42.63 Gross Acres) and R-15 (Residential-15 Units Per Acre) which Includes 20.00 Net Acres (25.68 Gross Acres) and Amend the Official Zoning Atlas for a 71.86 Acre Parcel of Land. The Amendment Also Proposes Height Modifications for Signs and Allows for an Adjustment of Interior Parking Lot Landscape Requirements. The Site Is Located on the Southwest Corner of Highway 60 and Moreno Beach Drive at the Moreno Beach Drive Off Ramp.

3. Approve Resolution No. 2003-90 hereby approving PA02-0099 (Master Plot Plan) and PA02-0101 (Plot Plan), based on the findings included in the resolution and conditions of approval, including a Mitigation Monitoring Program, attached as Exhibits A and B to the resolution;

#### Resolution No. 2003-90

A Resolution of the City Council of the City of Moreno Valley Approving PA02-0099 (Master Plot Plan) for a 351,659 Square Foot Commercial Center and a Future Residential Component Consisting of up to 300 Multiple Family Units and PA02-0101 (Plot Plan), Including a 227,194 Square Foot Anchor Retail Tenant Within the Moreno Valley Auto Mall Specific Plan (SP No. 209)

4. Approve Resolution No. 2003-91 thereby approving PA02-0100 Tentative Parcel Map No. 30882), based on the findings included in the resolution and conditions of approval, including a Mitigation Monitoring Program, attached as Exhibits A and B to the resolution;

Resolution No. 2003-91

A Resolution of the City Council of the City of Moreno Valley Approving PA02-0100 (Tentative Parcel Map No. 30882) for an 18 Lot Subdivision of Land, Including 17 Commercial Lots for an Integrated Retail Shopping Center, One Residential Lot for up to 300 Future Multi-Family Residential Housing Units and a Lettered Lot on 71.86 Acre Parcel of Land Within the Moreno Valley Auto Mall Specific Plan (SP No. 209)

- D3. A PUBLIC HEARING REGARDING AN APPEAL OF THE PLANNING COMMISSION'S SEPTEMBER 25, 2003, APPROVAL OF PA 03-0042 OR TENTATIVE TRACT MAP 31212, A TENTATIVE TRACT MAP TO SUBDIVIDE 37.38 NET ACRES IN THE R5 ZONE INTO 146 SINGLE-FAMILY RESIDENTIAL LOTS. THE SITE IS LOCATED AT THE SOUTHEAST CORNER OF COTTONWOOD AVENUE AND MORRISON STREET (Report of: Community and Economic Development Department)  
Recommendation: That the City Council subsequent to the public hearing for the appeal of the action taken by the Planning Commission to approve Tentative Tract Map No. 31212 (PA03-0042), adopt City Council Resolution No. 2003-85 adopting a Negative Declaration for PA03-0042, in that this application will not result in significant impacts; and approving PA03-0042 or Tentative Tract Map No. 31212, subject to the conditions of approval included as Exhibit A.

Resolution No. 2003-85

A Resolution of the City Council of the City of Moreno Valley, California, Approving PA03-0042 or Tentative Tract Map No. 31212, A 146-Lot Single-Family Residential Subdivision on 37.38 Net Acres Located at the Southeast Corner of Cottonwood Avenue and Morrison Street

- D4. REVIEW AND APPROVAL OF THE CITY'S ADOPTION OF THE MULTI-SPECIES HABITAT CONSERVATION PLAN (MSHCP) AND ADOPTION OF MITIGATION FEE PERTAINING TO THE MSHCP (CONTINUED FROM OCTOBER 14, 2003) (Report of: Community and Economic Development Department)  
Recommendation: A continuance is requested from the November 25 City Council meeting to address several issues discussed at the City Council Study Session meeting on November 18. These issues include the appropriate indemnification for the City, the voting structure for the Regional Conservation Authority (RCA), and the provision for additional exemptions to be included in the fee

ordinance. City staff will be working with the County and Western Riverside Council of Governments to resolve these items prior to rescheduling of this item for City Council review. Therefore, an indefinite continuance is recommended.

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

**F. REPORTS**

- F1. INTRODUCTION OF ORDINANCE NO. 635 REPEALING AND REENACTING CHAPTER 11.40 OF TITLE 11 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE, RELATING TO THE USE OF PARKS AND RECREATION FACILITIES; AND INTRODUCTION OF CSD ORDINANCE NO. 42 APPROVING THE USE OF PARKS AND RECREATION FACILITIES AND RESCINDING CERTAIN PRIOR ENACTMENTS (CONTINUED FROM OCTOBER 28, 2003) (Report of: Parks and Recreation Department)

Recommendation: That the City Council Introduce Ordinance No. 635, repealing and reenacting Chapter 11.40 of Title 11 of the City of Moreno Valley Municipal Code relating to the use of parks and recreation facilities (roll call required); and

Ordinance No. 635

An Ordinance of the City Council of the City of Moreno Valley, California, Repealing and Reenacting Chapter 11.40 of Title 11 of the City of Moreno Valley Municipal Code Relating to the Use of Parks and Recreation Facilities

That the City Council, acting in their capacity as President and Board of Directors for the Moreno Valley Community Services District, introduce CSD Ordinance No. 42 relating to the use of parks and recreation facilities and rescinding certain prior enactments (roll call required).

Ordinance No. CSD 42

An Ordinance of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Use of Parks and Recreation Facilities and Rescinding Certain Prior Enactments

- F2. APPOINTMENT TO THE PARKS AND RECREATION ADVISORY COMMITTEE – TEENAGE MEMBER (Report of: City Clerk's Department)  
 Recommendation: That the City Council appoint Martha Arciniega to the Parks and Recreation Advisory Committee as the teenage member for a term expiring November 25, 2006, or upon high school graduation, whichever comes first.
- F3. DEBT SERVICE REPORT (Report of: Finance Department)  
 Recommendation: That the City Council receive and file this report, which provides an update on the City's outstanding debt and the amount required to service the debt annually.
- F4. CSD ORDINANCE INCREASING AND ESTABLISHING FEES (Report of: Parks and Recreation Department)  
 Recommendation: That the City Council, acting in their capacity of President and Board of Directors of the Moreno Valley Community Services District, review the proposed fee schedule for fiscal year 2003/2004 to introduce Ordinance No. CSD 43, increasing and establishing specified fees for recreational activities, parks, and facilities including the use of the Mobile Stage Unit and rescinding certain prior enactments (roll call required) effective January 7, 2004.

Ordinance No. CSD 43

An Ordinance of the Moreno Valley Community Services District of the City of Moreno Valley, California, Increasing and Establishing Specified Fees for Recreational Activities, Parks, the Use of the Moreno valley Senior Community Center, the Use of the Towngate Community Center, the Use of the Equestrian Park, the Use of the Mobile Stage Unit, the Use of the Valley Skate Park and Rescinding Certain Prior Enactments

- F5. LEGISLATIVE YEAR-END SUMMARY (Report of: Administrative Services Department)  
 Recommendation: That the City Council receive and file the final Legislative Status Report for the year, which is provided as information.
- F6. CITY MANAGER'S REPORT (Informational Oral Presentation – not for Council action)

**G. LEGISLATIVE ACTIONS**

**ORDINANCES - 1ST READING AND INTRODUCTION**

- G1. INTRODUCTION OF ORDINANCE NO. 643, REPEALING RESOLUTION 2003-45 AND ADDING OR AMENDING CERTAIN SECTIONS OF TITLE 9 RELATING TO COMMERCIAL AND INDUSTRIAL DISTRICTS, LANDSCAPE REQUIREMENTS, MONUMENT SIGNAGE, AND OTHER DEVELOPMENT STANDARDS (Report of: City Attorney's Office)  
Recommendation: That City Council introduce Ordinance No. 643, repealing Resolution 2003-45 and adding or amending certain sections of Title 9 of the City of Moreno Valley Municipal Code, relating to commercial and industrial districts, landscaping requirements, monument signage, and other development standards.

**Ordinance No. 643**

An Ordinance of the City Council of the City of Moreno Valley, California, Repealing Resolution Number 2003-45; Amending Table 9.04.040-7, Sections 9.05.040, 9.07.030, and 9.017.020; and Adding Sections 9.09.220 and 9.09.230 to Title 9 of the City of Moreno Valley Municipal Code Relating to Commercial and Industrial Districts, Landscape Requirements, Monument Signage, and other Development Standards

- G2. ADOPT RESOLUTION NO. 2003-88 DENYING PA03-0022 FOR THE DEVELOPMENT OF A 10.42 ACRE PARCEL OF LAND INTO A 176 UNIT APARTMENT COMPLEX WITH ACCESSORY USES WITHIN PLANNING AREA NO. 54 OF THE MORENO VALLEY RANCH SPECIFIC PLAN (SP NO. 193), AND P02-058 FOR A SPECIFIC PLAN AMENDMENT (NO. 10) TO THE MORENO VALLEY SPECIFIC PLAN (NO. 193), MODIFYING PARKING STANDARDS, CHANGING THE LAND USE DESIGNATION FROM C (COMMERCIAL) TO H (HIGH DENSITY RESIDENTIAL) AND AMENDING THE OFFICIAL ZONING ATLAS FOR PLANNING AREA 54 (Report of: Community and Economic Development Department)  
Recommendation: Adopt Resolution No. 2003-88

**Resolution No. 2003-88**

A Resolution of the City Council of the City of Moreno Valley Denying PA03-0022 for the Development of a 10.42 Acre Parcel of Land into a 176 Unit Apartment Complex With Accessory Uses

Within Planning Area No. 54 of the Moreno Valley Ranch Specific Plan (Sp No. 193), And P02-058 for a Specific Plan Amendment (No. 10) to the Moreno Valley Specific Plan (No. 193), Modifying Parking Standards, Changing The Land Use Designation From C (Commercial) to H (High Density Residential) and Amending the Official Zoning Atlas for Planning Area 54

#### ORDINANCES - 2ND READING AND ADOPTION

- G3. ORDINANCE NO. 640, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, (1) AMENDING THE MORENO VALLEY SPECIFIC PLAN (AMENDMENT NO. 12) BY CHANGING THE ZONING DESIGNATIONS FOR PLANNING AREAS 28, 29, 30, 31 AND 32 (GENERALLY LOCATED AT THE SOUTHEAST AND SOUTHWEST CORNERS OF IRIS AVENUE AND LASSELLE STREET), AMENDING THE MORENO VALLEY RANCH DESIGN MANUAL AND OFFICIAL ZONING ATLAS IN ACCORDANCE WITH SAID ZONE CHANGES AND AMENDING CERTAIN PARKING AND BUILDING SEPARATION STANDARDS; AND (2) AMENDING THE MORENO VALLEY RANCH SECOND AMENDMENT DEVELOPMENT AGREEMENT TO ALLOW PAYMENT OF FEES IN-LIEU OF DEDICATION OF PLANNING AREA 28 PRIOR TO DEVELOPMENT OF PLANNING AREAS 28, 29, 30, 31, 32, 21 AND 21A (21 AND 21A ARE GENERALLY LOCATED AT THE NORTHEAST CORNER OF LASSELLE STREET AND KRAMERIA AVENUE) (RECEIVED FIRST READING AND INTRODUCTION OCTOBER 28, 2003 ON A 3-0-2 VOTE, BATEY AND STEWART ABSENT) (Report of: Community and Economic Development Department)  
Recommendation: Adopt Ordinance No. 640

#### Ordinance No. 640

An Ordinance of the City Council of the City of Moreno Valley, California, (1) Amending the Moreno Valley Specific Plan (Amendment No. 12) by Changing the Zoning Designations for Planning Areas 28, 29, 30, 31 and 32 (Generally Located at the Southeast and Southwest Corners of Iris Avenue and Lasselle Street), Amending the Moreno Valley Ranch Design Manual and Official Zoning Atlas in Accordance with Said Zone Changes and Amending Certain Parking and Building Separation Standards; and (2) Amending the Moreno Valley Ranch Second Amendment Development Agreement to Allow Payment of Fees In-Lieu of Dedication of Planning Area 28 Prior to Development of Planning Areas 28, 29, 30, 31, 32, 21 and 21A (21 and 21A are Generally

Located at the Northeast Corner of Lasselle Street and Krameria Avenue)

- G4. ORDINANCE NO. 639, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY AMENDING TITLE 1 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE, BY ADDING A NEW CHAPTER 1.10, RELATING TO CIVIL CITATIONS (RECEIVED FIRST READING AND INTRODUCTION OCTOBER 28, 2003 ON A 4-0-1 VOTE, BATEY ABSENT) (Report of: Community and Economic Development Department)  
Recommendation: Adopt Ordinance No. 639

Ordinance No. 639

An Ordinance of the City of Moreno Valley Amending Title 1 of the City of Moreno Valley Municipal Code, by Adding n New Chapter 1.10, Relating to Civil Citations

- G5. ORDINANCE NO. 642, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, APPROVING P02-058 FOR A SPECIFIC PLAN AMENDMENT (NO. 10) TO THE MORENO VALLEY SPECIFIC PLAN (NO. 193) MODIFYING PARKING STANDARDS, CHANGING THE LAND USE DESIGNATION FROM C (COMMERCIAL) TO H (HIGH DENSITY RESIDENTIAL) AND AMENDING THE OFFICIAL ZONING ATLAS FOR A 10.24 PARCEL OF LAND IN PROJECT AREA 60 (SOUTHEAST CORNER OF MORENO BEACH DRIVE AND JOHN F. KENNEDY DRIVE) WITHIN THE MORENO VALLEY RANCH SPECIFIC PLAN (RECEIVED FIRST READING AND INTRODUCTION NOVEMBER 4, 2003 ON A 3-2 VOTE, BATEY AND WEST OPPOSING) (Report of: Community and Economic Development Department)  
Recommendation: Adopt Ordinance No. 642

Ordinance No. 642

An Ordinance of the City Council of the City of Moreno Valley, California, Approving P02-058 for a Specific Plan Amendment (No. 10) to the Moreno Valley Specific Plan (No. 193) Modifying Parking Standards, Changing the Land Use Designation from C (Commercial) to H (High Density Residential) and Amending the Official Zoning Atlas for a 10.24 Parcel of Land in Project Area 60 (Southeast Corner of Moreno Beach Drive and John F. Kennedy Drive) Within the Moreno Valley Ranch Specific Plan



ORDINANCES - URGENCY ORDINANCES - NONE

RESOLUTIONS – NONE

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 City Manager's 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:

#### **SECTION 54956.9(a) – CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

- a) Case: *Citizens to Enforce CEQA vs. City of Moreno Valley*  
Court: Riverside Superior Court  
Case No.: 403114
  
- 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**