

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

JUNE 22, 2004

CALL TO ORDER

SPECIAL PRESENTATIONS - 6:00 p.m.

1. Presentation for Purchase of Alternative Fuel Vehicle From WRCOG
2. Recognition of Jeffrey A. Riddle, West Point Appointee

**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, BOARD OF LIBRARY TRUSTEES AND SPECIAL MEETING OF
THE MORENO VALLEY PUBLIC FACILITIES FINANCING AUTHORITY**

**REGULAR MEETING - 6:30 P.M.
JUNE 22, 2004**

CALL TO ORDER (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 and the Board of Library Trustees - actions taken at the Joint Meeting are those of the Agency indicated on each Agenda item)

PLEDGE OF ALLEGIANCE

INVOCATION – Pastor Peter Alexander, Shepherd of the Valley Lutheran Church

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-D) 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 BOARD OF LIBRARY TRUSTEES

All items listed under the Consent Calendars, Sections A, B, C, and D are considered to be routine and non-controversial, and may be enacted by one motion unless a member of the Council, Community Services District, Redevelopment Agency or the Board of Library Trustees 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. APPROVE THE ADDITION OF A NEW PART TIME CAREER CROSSING GUARD POSITION TO THE ADULT SCHOOL CROSSING GUARD PROGRAM TO STAFF THE INTERSECTION OF MORRISON STREET AND COTTONWOOD AVENUE (Report of: Public Works Department)
Recommendation: Approve the addition of a new part time career crossing guard position to the Adult School Crossing Guard program to staff the intersection of Morrison Street and Cottonwood Avenue and approve the appropriation of \$13,700 from the General Fund Account Number 010-72110-6120 to fund the additional part time career Adult School Crossing Guard position for the 2004/2005 fiscal year (July through June).

- A3. WASTE MANAGEMENT OF THE INLAND EMPIRE FY 2004/2005 RATE ADJUSTMENT (Report of: Public Works Department)
Recommendation: Receive and file this report on the Waste Management of the Inland Empire proposed Fiscal Year (FY) 2004/2005 Rate Adjustment.

- A4. FINAL MAP 24097 – REDUCE FAITHFUL PERFORMANCE BOND BY 90% - WEST SIDE OF VIA DEL LAGO, SOUTH OF IRIS AVENUE, SUBDIVIDER – PACIFIC CENTURY HOMES (Report of: Public Works Department)
Recommendation: Approve a 90% reduction to the Faithful

Performance Bond for Final Map 24097 and authorize the City Engineer to reduce the Faithful Performance Bond by 90%.

- A5. FINAL MAP 25623 – REDUCE FAITHFUL PERFORMANCE BOND BY 90% - WEST SIDE OF VIA DEL LAGO, SOUTH OF IRIS AVENUE, SUBDIVIDER – VIA DEL LAGO, LLC (Report of: Public Works Department)
Recommendation: Approve a 90% reduction to the Faithful Performance Bond for Final Map 25623; and authorize the City Engineer to reduce the Faithful Performance Bond by 90%.
- A6. MEMORANDUM OF UNDERSTANDING (MOU) WITH COUNTY OF RIVERSIDE REGARDING RECEIPT OF FINES FROM THE EMERGENCY SERVICES PROVIDER (Report of: Assistant City Manager)
Recommendation: Approve the MOU with the County of Riverside regarding receipt of fines from the emergency medical service provider.
- A7. WARRANT REPORT – MAY 31, 2004 (Report of: Finance Department)
Recommendation: Adopt Resolution No. 2004-47, approving the Warrant Report, dated May 31, 2004 in the total amount of \$22,420,442.95.

Resolution No. 2004-47

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Warrant Report Dated May 31, 2004

- A8. MINUTES – REGULAR MEETING OF JUNE 8, 2004 (Report of: City Clerk's Department)
Recommendation: Approve as submitted.
- A9. RECOMMENDATION TO AWARD CONTRACT FOR JANITORIAL SERVICES - RFP# 03/04-09 (Report of: Parks and Recreation Department)
Recommendation: Award the contract for janitorial services to Rogan Building Services, 1521 Seventh Street, Riverside, CA 92507, in the amount of \$204,155.22; authorize the Mayor to execute a Contract Agreement with the above-mentioned contractor; and authorize the Finance Director to issue various purchase orders upon execution of the contract to the above-mentioned contractor, charged to the appropriate funds and accounts.

A10. AUTHORIZATION TO CLOSE PUBLIC STREETS FOR THE INDEPENDENCE DAY FESTIVITIES ON SATURDAY, JULY 3, 2004 AND SUNDAY, JULY 4, 2004 (Report of: Parks and Recreation Department)
Recommendation:

1. Authorize the closure of the following streets between the hours of 7:00 a.m. and 12:00 noon for the purpose of conducting the Fourth of July Parade scheduled to take place on Saturday, July 3, 2004.
 - a. TownGate Boulevard between Frederick Street, Eucalyptus Avenue and Memorial Way;
 - b. Frederick Street between Centerpointe Drive and Cactus Avenue;
 - c. Cottonwood Avenue between Pan Am Boulevard and Dunhill Drive;
 - d. Eucalyptus Avenue between Pan Am Boulevard and Kochi Drive;
 - e. Dracaea Avenue between Pan Am Boulevard and Kochi Drive;
 - f. Atlantic Circle east of Frederick Street;
 - g. Brabham Street between Frederick Street and Andretti Street;
 - h. Towngate Boulevard between Frederick Street and Heritage Way;
 - i. Bay Avenue between Kristina Court and Courage Street;
 - j. Alessandro Boulevard between Chagall Court and Courage Street;
 - k. Resource Way between Frederick Street and Corporate Way;
 - l. Corporate Way between Calle San Juan de Los Lagos and Resource Way;
 - m. Calle San Juan de Los Lagos between Frederick Street and Corporate Way;
 - n. New Hope between Cactus Avenue and Alessandro Boulevard; and
 - o. Heritage Way between TownGate Boulevard and Town Circle.
2. Authorize the closure of the following streets to through traffic, to remain open only to residents, between the hours of 11:00 a.m. and 9:00 p.m. for the purpose of conducting the Fourth of July Festival and Fireworks Program scheduled to take place on Sunday, July 4, 2004.

- a. Petaluma Avenue between Napa Valley and Morrison Street;
- b. Napa Valley between Dracaea Avenue and Petaluma Avenue;
- c. Lakeport Drive at Cottonwood Avenue;
- d. Burney Pass Drive between Cottonwood Avenue and Dracaea Avenue;
- e. Rockport Drive between Yuba Pass Road and Morrison Street; and
- f. Dracaea Avenue between Morrison Street and Nason Street.

The streets closed to through traffic are to prevent overflow parking from the fireworks program into residential areas. Also, for a short period and immediately following the fireworks display, staff recommends that the City Council authorize one-way traffic on various streets in the vicinity of Morrison Park as directed by the Moreno Valley Police Department.

- A11. APPROVAL OF FINAL MAP 32450 – SINGLE FAMILY RESIDENTIAL PROJECT WEST SIDE OF MORENO BEACH DRIVE, NORTH OF JOHN F. KENNEDY DRIVE - SUBDIVIDER - WESTERN PACIFIC HOUSING, INC. (Report of: Public Works Department)

Recommendation: Approve Final Map 32450, authorize the City Clerk to sign the map, and transmit said map to the County Recorder's Office for recordation.

- A12. MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF MORENO VALLEY AND HIGHLAND FAIRVIEW PROPERTIES (Report of: Community and Economic Development Department)

Recommendation: Authorize the City Manager to execute a Memorandum of Understanding (MOU) with Highland Fairview Properties (HFP), a California general partnership, for the provision of expedited entitlement processing for the UCR Field Station and the Moreno Highlands projects.

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 JUNE 8, 2004 (Report of:

City Clerk's Department)
Recommendation: Approve as submitted.

B3. RECOMMENDATION TO AWARD CONTRACT FOR JANITORIAL SERVICES - RFP# 03/04-09 (Report of: Parks and Recreation Department)

Recommendation: Award the contract for janitorial services to Rogan Building Services, 1521 Seventh Street, Riverside, CA 92507, in the amount of \$204,155.22; authorize the Mayor to execute a Contract Agreement with the above-mentioned contractor; and authorize the Finance Director to issue various purchase orders upon execution of the contract to the above-mentioned contractor, charged to the appropriate funds and accounts.

B4. AUTHORIZATION TO CLOSE PUBLIC STREETS FOR THE INDEPENDENCE DAY FESTIVITIES ON SATURDAY, JULY 3, 2004 AND SUNDAY, JULY 4, 2004 (Report of: Parks and Recreation Department)

Recommendation:

1. Authorize the closure of the following streets between the hours of 7:00 a.m. and 12:00 noon for the purpose of conducting the Fourth of July Parade scheduled to take place on Saturday, July 3, 2004.
 - a. TownGate Boulevard between Frederick Street, Eucalyptus Avenue and Memorial Way;
 - b. Frederick Street between Centerpointe Drive and Cactus Avenue;
 - c. Cottonwood Avenue between Pan Am Boulevard and Dunhill Drive;
 - d. Eucalyptus Avenue between Pan Am Boulevard and Kochi Drive;
 - e. Dracaea Avenue between Pan Am Boulevard and Kochi Drive;
 - f. Atlantic Circle east of Frederick Street;
 - g. Brabham Street between Frederick Street and Andretti Street;
 - h. Towngate Boulevard between Frederick Street and Heritage Way;
 - i. Bay Avenue between Kristina Court and Courage Street;
 - j. Alessandro Boulevard between Chagall Court and Courage Street;

- k. Resource Way between Frederick Street and Corporate Way;
 - l. Corporate Way between Calle San Juan de Los Lagos and Resource Way;
 - m. Calle San Juan de Los Lagos between Frederick Street and Corporate Way;
 - n. New Hope between Cactus Avenue and Alessandro Boulevard; and
 - o. Heritage Way between TownGate Boulevard and Town Circle.
2. Authorize the closure of the following streets to through traffic, to remain open only to residents, between the hours of 11:00 a.m. and 9:00 p.m. for the purpose of conducting the Fourth of July Festival and Fireworks Program scheduled to take place on Sunday, July 4, 2004.
- a. Petaluma Avenue between Napa Valley and Morrison Street;
 - b. Napa Valley between Dracaea Avenue and Petaluma Avenue;
 - c. Lakeport Drive at Cottonwood Avenue;
 - d. Burney Pass Drive between Cottonwood Avenue and Dracaea Avenue;
 - e. Rockport Drive between Yuba Pass Road and Morrison Street; and
 - f. Dracaea Avenue between Morrison Street and Nason Street.

The streets closed to through traffic are to prevent overflow parking from the fireworks program into residential areas. Also, for a short period and immediately following the fireworks display, staff recommends that the City Council authorize one-way traffic on various streets in the vicinity of Morrison Park as directed by the Moreno Valley Police Department.

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 JUNE 8, 2004 (Report of: City Clerk’s Department)
Recommendation: Approve as submitted.

D. CONSENT CALENDAR - BOARD OF LIBRARY TRUSTEES

- D1. ORDINANCES - FIRST READING BY TITLE ONLY
Recommendation: Waive reading of all Ordinance Introductions and read by title only.
- D2. MINUTES – REGULAR MEETING OF JUNE 8, 2004 (Report of: City Clerk’s Department)
Recommendation: Approve as submitted.

E. 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.

- E1. PUBLIC HEARING FOR MAIL BALLOT PROCEEDING FOR COMMUNITY SERVICES DISTRICT ZONE M (COMMERCIAL/INDUSTRIAL IMPROVED MEDIAN MAINTENANCE) INDUSTRIAL DEVELOPMENT INTERNATIONAL, APN 312-250-022 – EAST OF PERRIS BOULEVARD AND SOUTH OF GLOBE STREET (Report of: Public Works Department)
Recommendation: That the City Council, acting in their capacity as the Board of Directors of the Moreno Valley Community Services District (CSD), after conducting the Public Hearing:
1. Tabulate the mail ballot for the CSD Zone M 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 CSD Zone M charge.
- E2. DELINQUENT RESIDENTIAL SOLID WASTE ACCOUNTS (Report of: Public Works Department)
Recommendation: That the City Council:

1. Approve placing the submitted list of delinquent solid waste accounts, available in the City Clerk's office, on the FY 2004/2005 Riverside County property tax roll for collection; and
2. Direct the City Clerk to file with the Riverside County Auditor a certified copy of Resolution 2000-51 and the list of delinquent solid waste accounts as required by Section 5473.4 of the California Health and Safety Code and Section 6.02.030 of the City of Moreno Valley Municipal Code.

E3. PUBLIC HEARING AND ADOPTION OF RESOLUTION ESTABLISHING APPROPRIATIONS ("GANN") LIMIT FOR THE CITY OF MORENO VALLEY FOR FY 2004-05 (Report of: Finance Department)

Recommendation: That the City Council adopt Resolution No. 2004-48, establishing an appropriations limit for the City of Moreno Valley for FY 2004-05, upon conducting a Public Hearing.

Resolution No. 2004-48

A Resolution of the City Council of the City of Moreno Valley, California, Establishing an Appropriations Limit for Fiscal Year 2004/2005 and Taking Other Actions in Relation Hereto

E4. PUBLIC HEARING AND ADOPTION OF RESOLUTION ESTABLISHING APPROPRIATIONS ("GANN ") LIMIT FOR THE COMMUNITY SERVICES DISTRICT FOR FY 04-05 (Report of: Finance Department)

Recommendation: That the City Council, acting in its capacity as the governing body of the Community Services District, adopt Resolution No. CSD 2004-16, establishing an appropriations limit for the Community Services District for FY 2004-05, upon conducting a Public Hearing.

Resolution No. CSD 2004-16

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Establishing an Appropriations Limit for Fiscal Year 200405 and Taking Other Actions in Relation Thereto

E5. A PUBLIC HEARING TO CONSIDER APPLICATION NOS. PA00-0035 AND PA00-0036 (CHANGE OF ZONE AND GENERAL PLAN LAND USE DESIGNATIONS FROM RESIDENTIAL 2 (UP TO 2 DWELLINGS PER ACRE) AND HILLSIDE RESIDENTIAL TO RESIDENTIAL 3 (UP TO 3 DWELLINGS PER ACRE) AND OPEN SPACE FOR APPROXIMATELY 60 ACRES EAST OF PERRIS

BOULEVARD AT THE EAST END OF COVEY ROAD BETWEEN CASEY ROAD AND MANZANITA AVENUE; PA00-0037 (PREZONING TO ESTABLISH A GENERAL PLAN LAND USE AND ZONING DESIGNATIONS PRIOR TO ANNEXATION FOR APPROXIMATELY 138 ACRES AT THE NORTH END OF OLD PERRIS BLVD., NORTH OF THE CITY LIMITS AS RESIDENTIAL 3 AND OPEN SPACE); AND PA03-0086 (TENTATIVE TRACT MAP 31592 TO SUBDIVIDE ALL OF THE PROPERTY DESCRIBED ABOVE, PLUS APPROXIMATELY 1 ACRE AT THE NORTH END OF STARSHINE DRIVE, INTO 138 SINGLE-FAMILY RESIDENTIAL LOTS, COMMON OWNERSHIP LOTS, OPEN SPACE AND TRAILS) (Report of: Community and Economic Development Department)

Recommendation: Staff and Planning Commission recommend that the City Council:

1. Adopt a Negative Declaration for Application Nos. PA00-0035; PA00-0037 and PA03-0086;
2. Introduce City Council Ordinance No. 668, approving Application Nos. PA00-0035 and PA00-0037, amending the Official Zoning Atlas and pre-zoning certain property as described in the Ordinance, based on the findings contained in the Ordinance (roll call required);

Ordinance No. 668

An Ordinance of the City Council of the City of Moreno Valley: (1) Amending the Official Zoning Atlas by Changing the Zoning Classification from Residential 2 and Hillside Residential to Residential 3 and Open Space for About 60 Acres of Land Generally Located Between Casey Road and Manzanita Avenue at the East End of Covey Road: and (2) Prezoning Approximately 138 Acres of Land Generally Located at the North End of Old Perris Boulevard, Outside of the City Limits as Residential 3 and Open Space

3. Adopt City Council Resolution No. 2004-49, approving Application Nos. PA00-0036 and PA00-0037, amending the General Plan Land Use Map as described in the Resolution, based on the findings contained in the Resolution;

Resolution No. 2004-49

A Resolution of the City Council of the City of Moreno Valley, California, Amending the General Plan Land Use Map by

Changing the Land Use Designation from Residential 2 and Hillside Residential to Residential 3 and Open Space, Involving Approximately 60 Acres at the East End of Covey Road Between Casey Road and Manzanita Avenue (Application PA00-0036) and Establishing Residential 3 and Open Space Land Use Designations, Involving Approximately 138 Acres Generally Located at the North End of Old Perris Boulevard, North of the Existing City Limits (Application PA00-0037)

4. Adopt City Council Resolution No. 2004-50, approving Application No. PA03-0086 (Tentative Tract 31592), based on the findings contained in the Resolution and subject to the conditions of approval attached to the Resolution.

Resolution No. 2004-50

A Resolution of the City Council of the City of Moreno Valley Approving Application No. PA03-0086 (Tentative Tract 31592), a Subdivision of Approximately 199 Acres of Land into 138 Single-Family Lots (Involving Approximately 60 Acres Between Casey Road and Manzanita Avenue, at the East End of Covey Road, Approximately 138 Acres at the North End of Old Perris Boulevard, Outside of the City Limits and an Additional Acre at the North End of Starshine Drive)

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

ADJOURNMENT OF CITY COUNCIL TO MORENO VALLEY PUBLIC FACILITIES FINANCING CORPORATION SPECIAL MEETING

SPECIAL MEETING OF THE MORENO VALLEY PUBLIC FACILITIES FINANCING CORPORATION (MVPFFC)

CALL TO ORDER

ROLL CALL

PUBLIC COMMENTS ON MATTERS ON THE SPECIAL MEETING AGENDA

There is a three-minute time limit per person. Please complete and submit

a LAVENDER speaker slip to the Bailiff. 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.

1. ACQUISITION OF THE CORPORATE YARD PROPERTY BY THE COMMUNITY REDEVELOPMENT AGENCY (Report of: Community and Economic Development Department)
Recommendation: That the Moreno Valley Public Facilities Financing Corporation approve the Purchase and Sales Agreement by and between the Moreno Valley Public Facilities Financing Corporation and the Community Redevelopment Agency for the purchase of the Corporate Yard Property and authorize the Corporation Chairperson to execute the necessary documents.

ADJOURN SPECIAL MEETING OF THE MORENO VALLEY PUBLIC FACILITIES FINANCING CORPORATION

RECONVENE 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 AND THE BOARD OF LIBRARY TRUSTEES

G. REPORTS

- G1. CITY COUNCIL REPORTS ON REGIONAL ACTIVITIES
 - a. Report on March Joint Powers Authority (MJPA) by Mayor Pro Tem Stewart
- G2. MAIL BALLOT PROCEEDING FOR TENTATIVE TRACT 31128 (AND ALL AFFECTED PHASES) FOR: 1) INCLUSION INTO COMMUNITY SERVICES DISTRICT (CSD) ZONE B (RESIDENTIAL STREET LIGHTING), CSD ZONE E-15 (HIGH-SERVICE-LEVEL PARKWAY AND LIMITED FLOOD CONTROL CHANNEL LANDSCAPE MAINTENANCE), AND APPROVAL OF THE CSD PARCEL CHARGES; 2) APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE (Report of: Public Works Department)
Recommendation: That the City Council and the Board of Directors of the Moreno Valley Community Services District (CSD), accept public comments regarding the mail ballot proceedings for Tentative Tract 31128 (and all affected phases) for: 1) Inclusion into CSD Zone B (Residential Street Lighting), CSD Zone E-15 (High

Service-Level Parkway and Limited Flood Control Channel Landscape Maintenance), and approval of the CSD parcel charges; 2) Approval of the National Pollutant Discharge Elimination System (NPDES) regulatory rate schedule

- G3. IMPACT OF PROPOSED BALLOT MEASURE REGULATING MANAGEMENT OF THE CITY'S MUNICIPAL ELECTRIC UTILITY (Report of: Finance Department) Material not available at time of printing – to be provided under separate cover

- G4. INITIATIVE MEASURE TO REGULATE MANAGEMENT OF THE CITY'S MUNICIPAL ELECTRIC UTILITY INCLUDING PROHIBITING USE OF CITY GENERAL FUNDS FOR ITS SUPPORT; MANDATING LEVELS OF FINANCIAL RESERVES; PROHIBITING USE OF ELECTRIC UTILITY RESERVES FOR ANY PURPOSE OTHER THAN THE ELECTRIC UTILITY; ESTABLISHING LOAD RESOURCE REQUIREMENTS; ESTABLISHING LIMITS ON ELECTRIC RATES; REQUIRING UNIFORM ELECTRIC RATES FOR ALL CUSTOMERS IN A RATE GROUP; AND REQUIRING UTILITY WORK BE DONE BY QUALIFIED EMPLOYEES PAID AT PREVAILING WAGE (Report of: City Clerk's Department)

LEGAL ALTERNATIVES

Pursuant to the requirements of California Elections Code §9215, the City Council must do one of the following:

- A. Adopt the ordinance (initiative measure) without alteration; or
- B. Order the measure to be submitted to the voters at the November 2, 2004, election; and
 - 1. Adopt Resolution No. 2004-35, ordering the submission of the initiative measure to regulate management of the City's municipal utility to the qualified electors; and

Resolution No. 2004-35

A Resolution of the City Council of the City of Moreno Valley, California, Ordering the Submission to the Qualified Electors of the City of Moreno Valley Initiative Measure Regulating Management of the City's Municipal Utility at the General Municipal Election to be held on Tuesday, November 2, 2004

2. Adopt Resolution No. 2004-36, directing the City Attorney to prepare an Impartial Analysis regarding said initiative measure; or

Resolution No. 2004-36

A Resolution of the City Council of the City of Moreno Valley, California, Directing the City Attorney to Prepare an Impartial Analysis Regarding the Measure Regulating Management of the City's Municipal Election to be held on November 2, 2004

CITY MANAGER'S RECOMMENDATION

Alternative B.

- G5. GENERAL MUNICIPAL ELECTION – NOVEMBER 2, 2004 RESOLUTIONS CALLING AND GIVING NOTICE; REQUESTING CONSOLIDATION WITH STATEWIDE GENERAL ELECTION; AND ADOPTING REGULATIONS PERTAINING TO CANDIDATES' STATEMENTS (Report of: City Clerk's Department)
Recommendation: That the City Council:

1. Adopt:

Resolution No. 2004-44, calling and giving notice of the holding of a general municipal election on Tuesday, November 2, 2004 of certain officers as required by the provisions of the laws of the State of California relating to general law cities and for the submission of two initiative measures: one relating to the City's utility user's tax and one relating to the regulation of the management of the City's municipal utility;

Resolution No. 2004-44

A Resolution of the City Council of the City of Moreno Valley, California, Calling and Giving Notice of the Holding of a General Municipal Election on Tuesday, November 2, 2004, of Certain Officers as Required by the Provisions of the Laws of the State of California Relating to General Law Cities and for the Submission of Two Initiative Measures: One Relating to the City's Utility User's Tax; and One Relating to the Regulation of the Management of the City's Municipal Utility

Resolution No. 2004-45, requesting the Board of

Supervisors of the County of Riverside to consolidate a general municipal election with the statewide general election to be held on Tuesday, November 2, 2004, pursuant to §10403 of the California Elections Code; and

Resolution No. 2004-45

A Resolution of the City Council of the City of Moreno Valley, California, Requesting the Board of Supervisors of the County of Riverside to Consolidate A General Municipal Election With the Statewide General Election to be Held on Tuesday, November 2, 2004, Pursuant to Section 10403 of the California Elections Code

Resolution No. 2004-46, adopting regulations for candidates for elective office pertaining to candidates' statements submitted to the voters at an election to be held on Tuesday, November 2, 2004.

Resolution No. 2004-46

A Resolution of the City Council of the City of Moreno Valley, California, Adopting Regulations for Candidates for Elective Office Pertaining to Candidates' Statements Submitted to the Voters for the Election to be Held on Tuesday, November 2, 2004

2. Authorize the City Clerk to submit the proposed resolutions to the Registrar of Voters, together with the Municipal Information Form.
- G6. REDEVELOPMENT AGENCY TAX ALLOCATION BOND ISSUANCE (Report of: Community and Economic Development Department)
Recommendation: That the Community Redevelopment Agency Board of Directors receive and file this report.
- G7. APPOINTMENTS TO THE CITY COUNCIL ADVISORY BOARDS AND COMMITTEES (Report of: City Clerk's Department)
Recommendation: That the City Council:
1. Review the ballots for appointments to various City Council Advisory Boards and Committees (to be provided by the City Clerk) and mark your choices where appropriate; or
 2. If appointments are not made, declare the positions vacant and

authorize the City Clerk to re-notice the positions as vacant.

G8. MARCH JOINT POWERS AGREEMENT AMENDMENT #8
(CONTINUED FROM JUNE 8, 2004) (Report of: Community and
Economic Development Department)

Recommendation: That the City Council approve the following
proposed amendments to the Joint Powers Agreement between the
Cities of Moreno Valley, Perris and Riverside and the County of
Riverside relating to the use and reuse of March Air Force Base:

- a. To require only the vote of five members for the transaction of
business, rather than six, as currently required;
- b. To grant March Joint Powers Authority the power to issue
bonds; and
- c. To grant March Joint Powers Authority the power to tax.

Staff further recommends that the City Council not approve the
proposed amendment that would grant March Joint Powers
Authority the power to condemn real property, unless alternative
amendment language is proposed that would allow a
participating City or County to deny a property condemnation
proceeding that affects real property within, or contiguous to, the
jurisdiction of that City or County.

G9. PUBLIC MEETING ON PROPOSED FY 2004-05 FEE SCHEDULE
(Report of: Finance Department)

Recommendation: That the City Council:

1. Accept public comments on the proposed FY 04/05 Fee
Schedule;
2. Provide comments and any necessary direction to staff
regarding fee policy issues or proposed increases to user fees
or development impact fees.

G10. ADOPTION OF FY 2004-05 BUDGET AND RELATED ACTIONS
(Report of: Finance Department)

Staff recommends that the City Council:

1. Adopt Resolution No. 2004-51, approving the Operating and
Capital Budgets for the City of Moreno Valley for FY 2004-05,
including all applicable adjustments pursuant to the Schedule of
Budget Adjustments (Attachment "A" of this report);

Resolution No. 2004-51

A Resolution of the City Council of the City of Moreno Valley, California, Adopting the Operating and Capital Budgets for Fiscal Year 2004/05

2. Acting in its capacity as the President and Board of Directors of the Community Services District of the City of Moreno Valley, adopt Resolution No. CSD 2004-17, approving the Operating and Capital Budgets for the Community Services District of the City of Moreno Valley for FY 2004-05, including all applicable adjustments pursuant to the Schedule of Budget Adjustments (Attachment "A" of this report);

Resolution No. CSD 2004-17

A Resolution of the Community Services District of the City of Moreno Valley, California, Adopting the Operating and Capital Budgets for Fiscal Year 2004/05

3. Acting in its capacity as the Chairperson and Agency Members of the Community Redevelopment Agency of the City of Moreno Valley, Adopt Resolution No. RDA 2004-02, approving the Operating and Capital Budgets for the Community Redevelopment Agency of the City of Moreno Valley for FY 2004-05, including all applicable adjustments pursuant to the Schedule of Budget Adjustments (Attachment "A" of this report);

Resolution No. RDA 2004-02

A Resolution of the Community Redevelopment Agency of the City of Moreno Valley, California, Adopting the Operating and Capital Budgets for Fiscal Year 2004/05

4. Acting in its capacity as the President and Board of Directors of the Community Services District, approve the repayment of up to \$40,000,000 to the City of Moreno Valley by renewal of the Promissory Note, pursuant to the terms and conditions of the outstanding Promissory Note, the borrowing of up to \$40,000,000 pursuant to the terms and conditions of the attached Promissory Note, and the execution of the original of said note by the President of the Board of Directors, and the delivery of said executed note to the Treasurer of the City;
5. Acting in its capacity as the Chairperson and Agency Members of the Community Redevelopment Agency of the City of Moreno Valley, approve the repayment of up to \$40,000,000 to the City

of Moreno Valley by renewal of the Promissory Note, pursuant to the terms and conditions of the outstanding Promissory Note, the borrowing of up to \$40,000,000 pursuant to the terms and conditions of the attached Promissory Note, and the execution of the original of said note by the Chairperson and Agency Members, and the delivery of said executed note to the Treasurer of the City;

6. Approve the FY 2004-05 Staffing Plan and Position Control Roster, which reflect the personnel allocations consistent with the adoption of the FY 2004-05 Budget; and
7. Introduce Ordinance No. 669, an ordinance of the City Council of the City of Moreno Valley, California, amending Section 2.04.050 of Chapter 2.04 of the City of Moreno Valley Municipal Code relating to compensation and reimbursement for City Council members.

Ordinance No. 669

An Ordinance of the City Council of the City of Moreno Valley, California, Amending section 2.04.050 of Chapter 2.04 of Title 2 of the City of Moreno Valley Municipal Code, Relating to Compensation and Reimbursement for Council Members

- G11. ACQUISITION OF THE CORPORATE YARD PROPERTY BY THE COMMUNITY REDEVELOPMENT AGENCY (Report of: Community and Economic Development Department)
Recommendation: That the Redevelopment Agency Board approve the Purchase and Sales Agreement by and between the Moreno Valley Public Facilities Financing Corporation and the Community Redevelopment Agency for the purchase of the Corporate Yard Property and authorize the Executive Director of the Redevelopment Agency to execute the necessary documents.
- G12. LEGISLATIVE UPDATE (Report of: Assistant City Manager)
Recommendation: That the City Council receive and file the report.
- G13. CITY MANAGER'S REPORT (Informational Oral Presentation – not for Council action)

H. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING AND INTRODUCTION – NONE

ORDINANCES - 2ND READING AND ADOPTION

- H1. ORDINANCE NO. 666 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, AMENDING CHAPTERS 2.06, 2.19, 2.21, 2.22, 2.24, 2.27, AND 2.28 OF TITLE 2; AND CHAPTER 7.03 OF TITLE 7 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE, RELATING TO BOARDS AND COMMISSIONS (RECEIVED FIRST READING AND INTRODUCTION JUNE 8, 2004 ON A 5-0 VOTE) (Report of: Assistant City Manager)
Recommendation: Adopt Ordinance No. 666.

Ordinance No. 666

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Chapters 2.06, 2.19, 2.21, 2.22, 2.24, 2.27, and 2.28 of Title 2; and Chapter 7.03 of Title 7 of the City of Moreno Valley Municipal Code, Relating to Boards and Commissions

- H2. ORDINANCE NO. 667 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, AMENDING THE EASTGATE SPECIFIC PLAN AND THE OFFICIAL ZONING ATLAS BY: AMENDING THE EASTGATE SPECIFIC PLAN DEVELOPMENT STANDARDS AND DESIGN CRITERIA CREATING THE MULTIPLE FAMILY RESIDENTIAL 15 ZONE; AND (2) CHANGING THE ZONING FROM COMMERCIAL TO MULTIPLE FAMILY RESIDENTIAL 15 CONCERNING THE SOUTHWEST CORNER OF CACTUS AVENUE AND MORENO BEACH DRIVE AND THE NORTHWEST CORNER OF JOHN F. KENNEDY DRIVE AND MORENO BEACH DRIVE (RECEIVED FIRST READING AND INTRODUCTION JUNE 8, 2004 ON A 5-0 VOTE) (Report of: Community and Economic Development Department)
Recommendation: Adopt Ordinance No. 667.

Ordinance No. 667

An Ordinance of the City Council of the City of Moreno Valley, California, Amending the Eastgate Specific Plan and the Official Zoning Atlas by: (1) Amending the Eastgate Specific Plan Development Standards and Design Criteria Creating the Multiple Family Residential 15 Zone; and (2) Changing the Zoning from Commercial to Multiple Family Residential 15 Concerning the Southwest Corner of Cactus Avenue and Moreno Beach Drive and the Northwest Corner of John F. Kennedy Drive and Moreno Beach Drive

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 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(b)(1) - CONFERENCE WITH LEGAL COUNSEL - SIGNIFICANT EXPOSURE TO LITIGATION
Number of Cases: -2-
- 2) SECTION 54956.9(c) - CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION
Number of Cases: -2-
- 3) SECTION 54957.6 – LABOR NEGOTIATIONS
 - a) Agency Representative: Gene Rogers
Employee Organization: MVCEA
 - b) Agency Representative: Gene Rogers
Employee Organization: MVMA

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

ADJOURNMENT