

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

DECEMBER 14, 2004

CALL TO ORDER

SPECIAL PRESENTATIONS - 6:00 p.m.

1. Holiday Carols performed by the Child Care Grant Program Children
2. Presentation of Moreno Valley's Municipal Information System Association of California (MISAC) Award

**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 AND THE BOARD OF LIBRARY TRUSTEES**

**REGULAR MEETING - 6:30 P.M.
DECEMBER 14, 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 – Imam Ron El-Amin, Islamic Development Center

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. MINUTES – SPECIAL MEETING OF NOVEMBER 16, 2004
(Report of: City Clerk’s Department)
Recommendation: Approve as submitted.
- A3. MINUTES – REGULAR MEETING OF NOVEMBER 23, 2004
(Report of: City Clerk’s Department)
Recommendation: Approve as submitted.
- A4. MAIL BALLOT PROCEEDING FOR COMMUNITY SERVICES DISTRICT ZONE M (COMMERCIAL/INDUSTRIAL IMPROVED MEDIAN MAINTENANCE). TENTATIVE PARCEL MAP 31034, APN 312-270-011 – NORTH OF GLOBE STREET BETWEEN OLEANDER AVENUE AND PERRIS BOULEVARD; AND MAIL BALLOT PROCEEDING FOR TENTATIVE TRACT 31284 (AND ALL AFFECTED PHASES) FOR: 1) INCLUSION INTO COMMUNITY SERVICES DISTRICT (CSD) ZONE B (RESIDENTIAL STREET LIGHTING), 2) INCLUSION INTO CSD ZONE D (PARKWAY LANDSCAPE MAINTENANCE) AND 3) APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE – WEST SIDE OF QUINCY STREET BETWEEN BAY STREET AND COTTONWOOD AVENUE; AND MAIL BALLOT PROCEEDING FOR TENTATIVE PARCEL MAP 32469 (AND ALL AFFECTED PHASES) FOR: APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES)

REGULATORY RATE SCHEDULE – SOUTH OF IRIS AVENUE AND WEST OF LASSELLE STREET (Report of: Public Works Department)

Recommendation: Accept public comments regarding the following: Mail Ballot Proceeding for Tentative Parcel Map 32469 (and all affected phases) for approval of the National Pollutant Discharge Elimination System (NPDES) Regulatory Rate Schedule; and Mail Ballot Proceeding for Tentative Tract 31284 (and all affected phases) for approval of the National Pollutant Discharge Elimination System (NPDES) Regulatory Rate Schedule

- A5. AUTHORIZATION TO AWARD THE CONSTRUCTION CONTRACT FOR THE TRAFFIC SIGNALS AT PERRIS BOULEVARD AND MANZANITA AVENUE AND AT LASSELLE STREET AND GENTIAN AVENUE, PROJECT NOS. 03-12566823 AND 04-12583023 (Report of: Public Works Department)

Recommendation: Award the construction contract for the Traffic Signals at Perris Boulevard and Manzanita Avenue and at Lasselle Street and Gentian Avenue to New West Signal, 14055 Foothill Boulevard, Fontana, California 92335, the lowest responsible bidder; authorize the Mayor to execute a contract with New West Signal; and authorize the issuance of two (2) Purchase Orders for New West Signal in the amounts of \$162,075.00 (the bid amount plus 10% contingency) for the Traffic Signal at Perris Boulevard and Manzanita Avenue (Account No. 417.79124), and \$168,310.00 (the bid amount plus 10% contingency) for the Traffic Signal at Lasselle Street and Gentian Avenue (Account No. 417.79024) when the contract has been signed by all parties.

- A6. APPROVE FUNDING FOR UPDATED DEVELOPMENT IMPACT FEE STUDY (Report of: Finance Department)

Recommendation: Approve \$49,980 in additional appropriations for an updated development impact fee study, to be funded by available development impact fees.

- A7. APPROVAL OF A STANDARD MORENO VALLEY UTILITIES REIMBURSEMENT AGREEMENT FOR ELECTRICAL FACILITY CONSTRUCTION (Report of: Public Works Department)

Recommendation: That the City Council:

1. Approve Resolution No. 2004-85 establishing a Standard Moreno Valley Utilities Reimbursement Agreement for Electrical Facility Construction to facilitate installation of electrical distribution infrastructure; and

Resolution No. 2004-85

A Resolution of the City Council of the City of Moreno Valley, California, Approving the "Moreno Valley Utilities Reimbursement Agreement for Electrical Facility Construction" as a Standard Reimbursement Agreement

2. Approve Resolution No. 2004-86 authorizing the City Manager to execute the Moreno Valley Utilities Reimbursement Agreements for Electrical Facility Construction.

Resolution No. 2004-86

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the City Manager to Execute on Behalf of the City Council, "Moreno Valley Utilities Reimbursement Agreement for Electrical Facility Construction"

- A8. AMEND THE FISCAL YEAR 2004/2005 BUDGET TO INCLUDE THE AQUEDUCT BIKEWAY IMPROVEMENTS FROM INDIAN STREET TO FAY AVENUE (Report of: Public Works Department)
Recommendation: Amend the Fiscal Year 2004/2005 Budget to include the Aqueduct Bikeway Improvements from Indian Street to Fay Avenue and authorize the Finance Director to establish an account and transfer an appropriation of \$72,000 from Account No. 125.89720 (State Route 60/Nason Interchange) to the new Aqueduct Bikeway account for preliminary design.
- A9. ACCEPTANCE OF THE CALIFORNIA OFFICE OF TRAFFIC SAFETY (OTS) GRANT FUNDING ENTITLED, "CALIFORNIA TRAFFIC SAFETY SOBRIETY CHECKPOINT PROGRAM FOR LOCAL LAW ENFORCEMENT AGENCIES" (Report of: Police Department)
Recommendation: Accept the OTS Grant entitled "California Traffic Safety Sobriety Checkpoint Program for Local Law Enforcement Agencies". The amount has yet to be determined by OTS but will be up to \$63,000. The exact amount of the grant will be determined upon completion of the grant agreement. This will allow the Moreno Valley Police Department (MVPD) to provide DUI-Traffic Safety Checkpoints during a statewide campaign. The MVPD checkpoint operations will coincide with the statewide campaign. The OTS campaign will determine the time frame these checkpoint operations are conducted throughout the calendar year 2005.

- A10. RESOLUTION AMENDING THE ELECTRIC RATES FOR MORENO VALLEY UTILITIES TO INCLUDE THE TIME OF USE – LARGE GENERAL SERVICE CLASSIFICATION AND RESPECTIVE ELECTRICAL RATES (Report of: Public Works Department)

Recommendation: Approve Resolution No. 2004-92 amending the Electric Rates for Moreno Valley Utilities to include the Time of Use – Large General Service (TOU – LGS) Classification and respective electrical rates.

Resolution No. 2004-92

A Resolution of the City Council of the City of Moreno Valley, California, to Amend the Electric Rates for Moreno Valley Utilities to Include the Time of Use – Large General Service Classification and Respective Electrical Rates

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 NOVEMBER 23, 2004
(Report of: City Clerk's Department)
Recommendation: Approve as submitted.
- B3. MAIL BALLOT PROCEEDING FOR COMMUNITY SERVICES DISTRICT ZONE M (COMMERCIAL/INDUSTRIAL IMPROVED MEDIAN MAINTENANCE) TENTATIVE PARCEL MAP 31034, APN 312-270-011 – NORTH OF GLOBE STREET BETWEEN OLEANDER AVENUE AND PERRIS BOULEVARD; AND MAIL BALLOT PROCEEDING FOR TENTATIVE TRACT 31284 (AND ALL AFFECTED PHASES) FOR: 1) INCLUSION INTO COMMUNITY SERVICES DISTRICT (CSD) ZONE B (RESIDENTIAL STREET LIGHTING), 2) INCLUSION INTO CSD ZONE D (PARKWAY LANDSCAPE MAINTENANCE) AND 3) APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE – WEST SIDE OF QUINCY STREET BETWEEN BAY STREET AND COTTONWOOD AVENUE; AND MAIL BALLOT PROCEEDING FOR TENTATIVE PARCEL MAP 32469 (AND ALL AFFECTED PHASES) FOR: APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE – SOUTH OF IRIS AVENUE

AND WEST OF LASSELLE STREET (Report of: Public Works Department)

Recommendation: Accept public comments regarding the following: Mail Ballot Proceeding for Tentative Tract 31284 (and all affected phases) for: 1) Inclusion into Community Services District (CSD) Zone B (Residential Street Lighting) and 2) Inclusion into CSD Zone D (Parkway Landscape Maintenance); and Mail Ballot Proceeding for Tentative Parcel Map 31034, APN 312-270-011 for inclusion into Community Services District Zone M (Commercial/Industrial Improved Median Maintenance)

- B4. COMMUNITY FACILITIES DISTRICT NO. 1 (NEIGHBORHOOD PARK MAINTENANCE) - ANNEXATION 2004-5 (Report of: Public Works Department)

Recommendation: Adopt Resolution No. CSD 2004-26; 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 2004-26

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

- B5. PARKS AND RECREATION STAFFING AND APPROPRIATIONS REQUESTS (Report of: Finance Department/Parks and Recreation Department)

Recommendation: Approve the reclassification of a Maintenance Worker III position to a Parks Maintenance Supervisor position, and appropriate \$12,000 in the Zone A 161.76210 salary and benefits accounts to fund the Parks Maintenance Supervisor position; approve the addition of a full-time Banquet and Facility Coordinator to staff the new Recreation and Conference Center, and appropriate \$35,000 in the Zone A 161.76510 salary and benefits accounts to fund the full-time Banquet and Facility Coordinator position for the remainder of FY 2004/2005, January through June 2005; and approve the addition of a full-time Facilities Clerk to maintain the new Recreation and Conference Center, and appropriate \$22,000 in the Facilities Fund (754.75410) salary and benefits accounts to fund the full-time Facilities Clerk position for the remainder of FY 2004/2005, January through June 2005.

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 NOVEMBER 23, 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 NOVEMBER 23, 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. RESOLUTION AMENDING RESOLUTION NO. 2004-55, INCREASING DEVELOPMENT IMPACT FEES RELATED TO THE TRANSPORTATION UNIFORM MITIGATION FEE (TUMF) PROGRAM; AND ORDINANCE AMENDING CHAPTER 3.44 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE RELATED TO FEES ESTABLISHED BY THE TRANSPORTATION UNIFORM MITIGATION FEE (TUMF) PROGRAM (Report of: Public Works Department)
Recommendation: That the City Council:
 - 1. Adopt Resolution No. 2004-84, amending Resolution No. 2004-55, increasing development impact fees related to the Transportation Uniform Mitigation Fee (TUMF) Program; and

Resolution No. 2004-84

A Resolution of the City Council of the City of Moreno Valley, California, Amending Resolution No. 2004-55 by Increasing the Development Impact Fees Related to the Transportation Uniform Mitigation Fee Program

2. Introduce Ordinance No. 678, amending Chapter 3.44 of the City of Moreno Valley Municipal Code related to fees established by the Transportation Uniform Mitigation Fee (TUMF) Program. (Roll call required)

Ordinance No. 678

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Subsections 3.44.040A and 3.44.060B of Chapter 3.44 of Title 3 of the City of Moreno Valley Municipal Code Related to Fees Established by the Transportation Uniform Mitigation Fee (TUMF) Program

- E2. PUBLIC HEARING FOR THE REVIEW OF THE 2005-2010 IMPLEMENTATION PLAN OF THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO VALLEY (Report of: Community and Economic Development Department)

Recommendation: That the Chairperson and Members of the Board of Directors of the Community Redevelopment Agency of the City of Moreno Valley:

- 1) Conduct a public hearing for the Review of the 2005-2010 Implementation Plan and;
 - 2) Approve the proposed 2005-2010 Implementation Plan.
- E3. A PUBLIC HEARING REGARDING THE APPLICANT'S REQUEST TO CONSIDER SPECIFIC PLAN AMENDMENT NO. 5 TO THE TOWNGATE SPECIFIC PLAN NO. 200 INCLUDING A PROPOSED CHANGE IN ZONING ON THE SITE FROM HOSPITAL MEDICAL OFFICE (HMO) TO CC (COMMUNITY COMMERCIAL) AND OC (OFFICE-COMMERCIAL), AS WELL AS A MASTER PLOT PLAN AND TENTATIVE PARCEL MAP TO DEVELOP AND SUBDIVIDE A 28.56 ACRE PARCEL OF LAND INTO TWELVE (12) LOTS FOR A 305,600 SQUARE FOOT MIXED USE COMPLEX, INCLUDING A 100,000 SQUARE FOOT ANCHOR RETAIL TENANT, RESTAURANTS (ONE POTENTIAL

DRIVE-THRU RESTAURANT), GENERAL OFFICE AND VARIOUS RETAIL USES WITHIN PLANNING UNIT 7 OF THE TOWNGATE SPECIFIC PLAN. THE PROJECT IS BOUNDED BY DAY STREET, GATEWAY DRIVE, MEMORIAL WAY AND EUCALYPTUS AVENUE AND IS SUBMITTED BY FRITZ DUDA COMPANY (Report of: Community and Economic Development Department)

Recommendation: That the City Council conduct a public hearing and take the following actions:

1. Recognize that the Towngate Specific Plan (SP No. 200) Amendment No. 5 (P03-136), Master Plot Plan (PA03-0142) and Tentative Tract Map No. 32189 (PA04-0037) are within the scope of the Program Environmental Impact Report (EIR) for the Towngate Specific Plan pursuant to the Addendum as provided within Section 15164 of the California Environmental Quality Act Guidelines, while no conditions in Section 15162 calling for a subsequent EIR have occurred;
2. Introduce Ordinance No. 679 thereby approving P03-136 (Specific Plan Amendment), based on the findings in the City Council Ordinance for Amendment No. 5 to the Towngate Specific Plan No. 200, including the associated amendment of the Official Zoning Atlas for a 28.56 acre parcel of land within Planning Unit 7 from HMO (Hospital Medical Office) to CC (Community Commercial) on 17.3 acres and OC (Office Commercial) on 11.3 acres and the modification of the Design Manual for Specific Plan No. 200;

Ordinance No. 679

An Ordinance of the City Council of the City of Moreno Valley, California, Approving P03-136 for a Specific Plan Amendment (No. 5) to the Towngate Specific Plan (No. 200), to Modify Land Use Designation for a 28.56-Acre Portion of Land Within Planning Unit No. 7 from HMO (Hospital Medical Office) to CC (Community Commercial) and OC (Office Commercial)

3. Approve Resolution No. 2004-87 thereby approving PA03-0142 (Master Plot Plan), based on the findings included in the Resolution, and Conditions of Approval, attached as Exhibit A to the resolution;

Resolution No. 2004-87

A Resolution of the City Council of the City of Moreno Valley Approving PA03-0142 (Master Plot Plan) for a 305,600 Square Foot Mixed Use Complex, Including 100,000 Square Foot Anchor Retail Tenant, Restaurants (One Potential Drive-Thru Restaurant), General Office and Retail Uses, on a 28.56-Acre Site Within the Towngate Specific Plan No. 200

4. Approve Resolution No. 2004-88 thereby approving PA04-0037 (Tentative Parcel Map No. 32189), based on the findings included in the Resolution, and Conditions of Approval, attached as Exhibit A to the resolution.

Resolution No. 2004-88

A Resolution of the City Council of the City of Moreno Valley Approving PA04-0037 (Tentative Parcel Map No. 32189) for a 12 Lot Subdivision of Land for the Purposes of Developing a 305,600 Square Foot Mixed Use Complex, Including a 100,000 Square Foot Anchor Retail Tenant, Restaurants (One Potential Drive-Thru Restaurant), General Office and Retail Uses, on a 28.56-Acre Site Within the Towngate Specific Plan No. 200

- E4. A PUBLIC HEARING ON THE FOLLOWING LAND USE PROPOSALS:

PROJECT 1: GENERAL PLAN AMENDMENT (PA04-0027) AND ZONE CHANGE (PA04-0026) FROM THE CURRENT OFFICE (O) DESIGNATION TO THE RESIDENTIAL 20 (R20) ZONE, AND A PLOT PLAN (PA04-0028) TO CONSTRUCT A 64-UNIT APARTMENT COMPLEX ON AN APPROXIMATELY 5-ACRE PARCEL LOCATED AT THE SOUTHEAST CORNER OF PERRIS BOULEVARD AND DELPHINIUM AVENUE; AND

PROJECT 2: GENERAL PLAN AMENDMENT (PA04-0040) AND ZONE CHANGE (PA04-0039) FROM PLANNED RESIDENTIAL (PD) TO RESIDENTIAL 5 (R5) FOR 8.77-NET ACRES LOCATED ON THE EAST SIDE OF OLIVER STREET AND APPROXIMATELY 600-FEET SOUTH OF ALESSANDRO BOULEVARD AND 17.25-NET ACRES LOCATED AT THE SOUTHWEST CORNER OF ALESSANDRO BOULEVARD AND OLIVER STREET. THE PROPOSAL ALSO INCLUDES TENTATIVE TRACT MAP NO. 32284 (PA04-0041) TO SUBDIVIDE THE 8.77-NET ACRE PARCEL INTO 32 SINGLE-FAMILY RESIDENTIAL LOTS (Report of: Community and Economic

Development Department)

Recommendation: The General Plan Amendment applications associated with the two proposals have been linked and combined into a single City Council resolution because state law (Government Code Section 65358) does not allow any mandatory element of a general plan to be amended more frequently than four times during any calendar year; and there have already been three amendments to the General Plan land use plan approved during calendar year 2004.

Staff recommends to the City Council that they:

1. Conduct a public hearing for review of Project 1 and defer taking action on Project 1 until after the public hearing for Project 2;
2. Conduct a public hearing for review of Project 2;
3. Adopt a Negative Declaration for applications PA04-0027 (General Plan Amendment), PA04-0026 (Change of Zone), and PA04-0028 (Plot Plan). The projects, individually and cumulatively, will not result in a significant effect on the environment;
4. Adopt a Negative Declaration for applications PA04-0040 (General Plan Amendment), PA04-0039 (Change of Zone), and PA04-0041 (Tentative Tract Map No. 32284). The projects, individually and cumulatively, will not result in a significant effect on the environment;
5. Approve City Council Resolution No. 2004-89 approving PA04-0027 and PA04-0040, thereby establishing General Plan Land Use Map designations for certain properties as described in the Resolution, and the revised General Plan Maps as attached to the Resolution as Exhibits A and B;

Resolution No. 2004-89

A Resolution of the City Council of the City of Moreno Valley, California, Approving a General Plan Amendment (PA04-0027) Changing the Designation for Assessor's Parcel Number 484-242-016 from Office (O) to R20 (Residential; up to 20 Dwelling Units Per Net Acre) for Approximately 5-Acres Parcel Located at the Southeast Corner of Perris Boulevard and Delphinium Avenue; and a General Plan Amendment (PA04-0040) Changing the Land Use Designation for

Assessor's Parcel Numbers 486-240-010 and 486-260-005 and 009 from PD (Planned Residential) to R5 (Residential 5) for 8.77-Net Acres Located on the East Side of Oliver Street, Approximately 600 Feet South of Alessandro Boulevard and 17.25-Net Acres Located at the Southwest Corner of Alessandro Boulevard and Oliver Street, thereby Establishing General Plan Land Use Map Designations for Certain Properties as Described in the Resolution, and the Revised General Plan Maps as Attached to the Resolution as Exhibits A and B

6. Introduce City Council Ordinance No. 680 approving a Change of Zone (PA04-0026) from Office to R20, based on the findings in the Ordinance, and the revised Zoning Map as attached to the ordinance as Exhibit A;

Ordinance No. 680

An Ordinance of the City Council of the City of Moreno Valley, California, Approving PA04-0026 (Zone Change) to Change the Land Use from Office to R20 for Approximately 5 Acres on Assessor's Parcel Number 484-242-016 Located at the Southeast Corner of Perris Boulevard and Delphinium Avenue

7. Introduce City Council Ordinance No. 681 approving a Change of Zone (PA04-0039) from Planned Residential to R5, based on the findings in the Ordinance, and the revised Zoning Map as attached to the ordinance as Exhibit A;

Ordinance No. 681

An Ordinance of the City Council of the City of Moreno Valley, California, Approving PA04-0039 (Zone Change) to Change the Land Use from Planned Residential to R5 for 8.77-Net Acres on Assessor's Parcel Number 486-240-010 Located on the East Side of Oliver Street and Approximately 600-Feet South of Alessandro Boulevard and 17.25-Net Acres on Assessor's Parcel Numbers 486-260-005 and -009 Located at the Southwest Corner Of Alessandro Boulevard and Oliver Street

8. Approve City Council Resolution No. 2004-90 approving Plot Plan PA04-0028, based on the findings in the Resolution, and the conditions of approval as attached to the resolution as Exhibit A; and

Resolution No. 2004-90

A Resolution of the City Council of the City of Moreno Valley Approving PA04-0028, a Plot Plan to Construct a 64-Unit Apartment Complex on Approximately 5-Acre Parcel Located at the Southeast Corner of Perris Boulevard and Delphinium Avenue

9. Approve City Council Resolution No. 2004-91 approving Tentative Tract Map No. 32284, based on the findings in the Resolution, and the conditions of approval as attached to the resolution as Exhibit A.

Resolution No. 2004-91

A Resolution of the City Council of the City of Moreno Valley, California, Approving PA04-0041 (Tentative Tract Map No. 32284), to Subdivide the 8.77-Net Acres of Assessor's Parcel Number 486-240-010 into 32 Single-Family Residential Lots Located on the East Side of Oliver Street Approximately 600-Feet South of Alessandro Boulevard

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

G. REPORTS

G1. CITY COUNCIL REPORTS ON REGIONAL ACTIVITIES

- a) Report on March Joint Powers Authority by Mayor Pro Tem Stewart

G2 PURCHASE AND PERFORMANCE AGREEMENT BETWEEN CITY OF MORENO VALLEY AND RAEI DEVELOPMENT CORPORATION (Report of: Public Works Department)
(MATERIAL UNAVAILABLE AT TIME OF PRINTING – TO BE PROVIDED UNDER SEPARATE COVER)

G3. 2005 STATE/FEDERAL LEGISLATIVE ADVOCACY PRIORITIES (Report of: Assistant City Manager)
Recommendation: That the City Council review and adopt the updated 2005 State/Federal Legislative Advocacy Priorities.

- G4. CITY MANAGER'S REPORT (Informational Oral Presentation – not for Council action)
- G5. CITY COUNCIL REORGANIZATION – SELECTION OF MAYOR AND MAYOR PRO TEM (Report of: City Clerk's Department)
Recommendation: That the City Council conduct the reorganization of the City Council by selecting two Councilmembers to serve one-year terms respectively as Mayor and Mayor Pro Tem.

H. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING AND INTRODUCTION – NONE

ORDINANCES - 2ND READING AND ADOPTION

- H1. ORDINANCE NO. 675, AMENDING TITLE 11 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE REGULATING THE DISCHARGE OF FIREARMS (RECEIVED FIRST READING AND INTRODUCTION NOVEMBER 23, 2004 ON A 5-0 VOTE) (Report of: Police Department)
Recommendation: Adopt Ordinance No. 675.

Ordinance No. 675

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Title 11 of the Moreno Valley Municipal Code by Adding a New Chapter 11.16, Regulating the Discharge of Firearms within the City

- H2. ORDINANCE NO. 677, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, AMENDING CHAPTER 12.16 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE RELATING TO THE TRAFFIC CONTROL DEVICES (RECEIVED FIRST READING AND INTRODUCTION NOVEMBER 23, 2004 ON A 5-0 VOTE) (Report of: Public Works Department)
Recommendation: Adopt Ordinance No. 677.

Ordinance No. 677

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Chapter 12.16 of the City of Moreno Valley Municipal Code Relating to Traffic-Control Devices

- H3. ORDINANCE NO. CSD 47 REVISING AND ESTABLISHING FEES (RECEIVED FIRST READING AND INTRODUCTION NOVEMBER

23, 2004 ON A 5-0 VOTE, AS AMENDED) (Report of: Parks and Recreation Department)
Recommendation: Adopt Ordinance No. CSD 47.

Ordinance No. CSD 47

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 TownGate Community Center, the Use of the Valley Skate Park, the Use of the Moreno Valley Senior Community Center, and Rescinding Certain Prior Enactments

- H4. ORDINANCE NO. 676, AMENDING TITLE 11 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE REGULATING PROJECTILE INSTRUMENTS (RECEIVED FIRST READING AND INTRODUCTION NOVEMBER 23, 2004 ON A 5-0 VOTE, AS AMENDED) (Report of: Police Department)
Recommendation: Adopt Ordinance No. 676

Ordinance No. 676

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Title 11 of the Moreno Valley Municipal Code by Adding a New Chapter 11.18 Regulating Projectile Instruments within the City

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 54956.8 - CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Agency's Negotiators: John Strickler & Mitch Slagerman

<u>Assessor's Parcel No.</u>	<u>Owner's Name</u>
486-084-001	BATECH KAMAL & WAFAA
486-084-002	ORTEGA ALEJANDRA
486-084-003	ORTEGA CARMEN
486-084-004	ALVAREZ ELISA
486-084-005	DOAN SUNG
486-084-006	SALVADO PAULO & LUCY
486-084-007	PEDROZA ALBERTO F
486-084-008	PEDROZA ALBERTO F
486-084-009	CHOI DON D
486-084-010	HAMMONDS RONALD
486-084-011	UKIRU JUDI M
486-084-012	UKIRU JUDI M
486-084-013	MEJIA CRISTINA
486-084-014	CHASE MANHATTAN MORTGAGE CORP
486-084-015	VIJ ANU D
486-091-001	BRITO MARINO
486-091-002	QUINTANILLA AMERICA
486-091-003	SANDOVAL VENTURA & CATAL
486-091-004	SADIK ATHEER SALIM

486-091-005
486-091-006
486-091-011
486-091-012
486-091-013
486-091-014
486-091-015
486-091-016
486-091-017

PHAM THANG D
GENIE DANIEL & ANNETTE
RAMOS MARGARITO
RAMOS MARGARITO
LOVE BARBARA
LOVE BARBARA
POSADA FERNANDO & YOLANDA
LEBORNE ROBERT
CARRO ABEL & MARIA R

- 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-
- 4) SECTION 54957 – PERSONNEL MATTER
Public Employee Discipline/Dismissal/Release

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

ADJOURNMENT