

**MINUTES
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**

**REGULAR MEETING – 6:30 P.M.
JULY 12, 2005**

CALL TO ORDER - The Joint Meeting of the City Council of the City of Moreno Valley, Moreno Valley Community Services District, the Community Redevelopment Agency of the City of Moreno Valley and the Board of Library Trustees was called to order at 6:40 p.m. by Mayor Stewart in the Council Chamber located at 14177 Frederick Street.

PLEDGE OF ALLEGIANCE - The Pledge of Allegiance was led by Council Member White

INVOCATION - Pastor Lupe Gonzalez, Temple of Miracles Foursquare

ROLL CALL

Council:

Richard A. Stewart	Mayor
Bonnie Flickinger	Mayor Pro Tem
William H. Batey, II	Council Member
Charles R. White	Council Member
Frank West	Council Member

Staff:

Alice Reed	City Clerk
Steve Chapman	Finance Director/City Treasurer
Bob Hansen	Assistant City Attorney
Gene Rogers	City Manager
Betsy Adams	Interim Assistant City Manager
Linda Guillis	Community Development Director
William Di Yorio	Police Chief
Stan Lake	Fire Chief
Trent Pulliam	Public Works Director/City Engineer
Cynthia Pirtle	Director of Library Services
George Price	Parks and Recreation Director
Denese Wilson	Human Resources Director
George Guayante	Interim Economic Development Director

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

Mayor Stewart opened the agenda items for the Consent Calendars for public comments, there being none, public comments were closed.

A. CONSENT CALENDAR - CITY COUNCIL

- A1. ORDINANCES - FIRST READING BY TITLE ONLY
Waived reading of all Ordinance Introductions and read by title only.
- A2. MINUTES - REGULAR MEETING OF JUNE 28, 2005 (Report of: City Clerk's Department)
Recommendation: Approve as submitted.
- A3. ACCEPTANCE OF THE CALIFORNIA OFFICE OF TRAFFIC SAFETY (OTS) GRANT FUNDING ENTITLED, "MVPD AUTOMATED CITATION PROGRAM" (Report of: Police Department)
Recommendation: Accept the OTS Grant entitled "MVPD Automated Citation Program." The amount of the grant will be approximately \$42,000. The exact amount of the grant will be determined upon completion of the grant agreement.
- A4. REQUEST FOR A 4-WAY STOP AT THE INTERSECTION OF KRAMERIA AVENUE AND CALLE AURORA/VISTA CONEJO DRIVE (Report of: Public Works Department)
Recommendation: Adopt Resolution No. 2005-56 to establish 4-way stop controls at the intersection of Krameria Avenue and Calle Aurora/Vista Conejo Drive.

Resolution No. 2005-56

A Resolution of the City Council of the City of Moreno Valley, Establishing Stop Controls for North and South Bound Traffic on Krameria Avenue at Calle Aurora/Vista Conejo Drive

- A5. PROFESSIONAL CONSULTANT SERVICES AGREEMENT FOR PIGEON PASS ROAD WIDENING FROM CLIMBING ROSE DRIVE TO NORTH CITY LIMITS, PROJECT NO. 06-41570324 (Report of: Public Works Department)

Recommendation: Award the Agreement for Professional Consultant Services to HDR Engineering, Inc., 1936 East Deere Avenue, Suite 220, Santa Ana, CA 92705, to provide design and construction support services for the Pigeon Pass Road Widening; authorize the Mayor to execute the Agreement for Professional Consultant Services with HDR Engineering, Inc.; authorize the appropriation of \$425,700 from the unencumbered Development Impact Fees (DIF) Arterial Streets (Fund 416) fund balance for design, right-of-way, and construction support services for the Pigeon Pass Road Widening to fund the shortfall; and authorize the issuance of two Purchase Orders to HDR Engineering, Inc., totaling \$895,700 (the proposal amount plus 10% contingency) (Account Nos. 415.70324 and 416.____), when the agreement has been signed by all parties.

A6. AMENDMENT OF AGREEMENT AND RATIFICATION OF APPLICATION FOR GRANT FUNDING FOR THE MORENO VALLEY YOUTHBUILD PROGRAM (Report of: Interim Economic Development Director)

Recommendation: Approve the first amendment to the Affordable Housing Agreement between the City of Moreno Valley, the Redevelopment Agency of the City of Moreno Valley, and Moreno Valley YouthBuild, Inc. and authorize the City Manager and the Agency's Executive Director to execute the appropriate documents and take the necessary actions to implement the amendment; adopt Resolution No. 2005-60, a resolution of the City Council of the City of Moreno Valley approving an amendment to the Affordable Housing Agreement with the Redevelopment Agency of the City of Moreno Valley and Moreno Valley YouthBuild, Inc. and making findings in connection therewith; appropriate \$50,360.60 from fund number 894.91310 (RDA Housing Set aside funds) for the payment of the Developer Fee authorized by the amendment to the Affordable Housing Agreement with the City of Moreno Valley and Moreno Valley YouthBuild, Inc.; and ratify the application requesting YouthBuild Grant funds submitted to the United States Department of Housing and Urban Development (HUD).

Resolution No. 2005-60

A Resolution of the City Council of the City of Moreno Valley, Approving an Amendment to the Affordable Housing Agreement with the Redevelopment Agency of the City of Moreno Valley and Moreno Valley Youthbuild, Inc. and Making Certain Findings

A7. REQUEST ADOPTION OF PLANS AND SPECIFICATIONS, AND AUTHORIZATION TO ADVERTISE FOR CONSTRUCTION BIDS FOR THE INDIAN STREET AND CACTUS AVENUE INTERSECTION AND STORM DRAIN IMPROVEMENTS, PROJECT NO. 03-12567123 (Report of: Public

Works Department)

Recommendation: Adopt the plans and specifications that are on file in the office of the City Engineer; and authorize the City Clerk to advertise the project for construction bids upon receipt of Caltrans authorization to proceed.

- A8. NOTICE OF COMPLETION AND ACCEPTANCE OF THE FISCAL YEAR 2003/2004 ANNUAL SLURRY SEAL PROGRAM, PROJECT NO. 03-12584830 (Report of: Public Works Department)

Recommendation: Ratify Contract Change Order Nos. 1 and 2 (Final); accept the work as complete for the Fiscal Year 2003/2004 Annual Slurry Seal Program constructed by Pavement Coatings Co., 5312 Cypress Street, Cypress, California 90630; direct the City Clerk to record the Notice of Completion within ten (10) calendar 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 Pavement Coatings Co. thirty-five (35) calendar days after the date of recordation of the Notice of Completion, if no claims are filed against the project; authorize the Finance Director to increase Purchase Order No. 28357 in the amount of \$34,621.10 to cover the balance above the approved Purchase Order amount; and accept the improvements into the City's maintained road system.

- A9. THIRD AMENDMENT TO AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES WITH BERG & ASSOCIATES, INC. (Report of: Public Works Department)

Recommendation: Approve the Third Amendment to Agreement for Professional Consultant Services with Berg & Associates, Inc., 302 West 5th Street, Suite 210, San Pedro, California 92731 to provide professional consultant services; authorize the Mayor to execute said Third Amendment to Agreement for Professional Consultant Services with Berg & Associates, Inc.; and authorize an increase in the Purchase Order to Berg & Associates, Inc. in the amount of \$70,000, when the Third Amendment to Agreement for Professional Consultant Services has been signed by all parties.

- A10. PROFESSIONAL CONSULTANT SERVICES AGREEMENT FOR STATE ROUTE 60/MORENO BEACH DRIVE INTERCHANGE AND NASON STREET OVERCROSSING IMPROVEMENTS, PROJECT NO. 07-41570024 (Report of: Public Works Department)

Recommendation: Award the Agreement for Professional Consultant Services to Parsons Transportation Group, Inc., 2201 Dupont Drive, Suite 200, Irvine, California, 92612, to provide Planning/Project Approval and Environmental Document (Planning/PA&ED) phase services; authorize the Mayor to execute the Agreement for Professional Consultant Services with

Parsons Transportation Group, Inc.; and authorize the issuance of a Purchase Order to Parsons Transportation Group, Inc., in the amount of \$728,384 (the proposal amount plus 10% contingency) when the agreement has been signed by all parties (415.70024).

- A11. NOTICE OF COMPLETION AND ACCEPTANCE OF THE CONSTRUCTION FOR THE SENATE BILL 821 PERRIS BOULEVARD SIDEWALK IMPROVEMENTS BETWEEN DRACAEA AVENUE AND EUCALYPTUS AVENUE, AND ALESSANDRO BOULEVARD SIDEWALK IMPROVEMENTS BETWEEN ELSWORTH STREET AND GRANT STREET, PROJECT NOS. 04-12272220 AND 03-89280023 (Report of: Public Works)

Recommendation: Ratify Contract Change Order Nos. 1 and 2 (Final); accept the work as complete for the construction of Senate Bill 821 (SB 821) Perris Boulevard Sidewalk Improvements between Dracaea Avenue and Eucalyptus Avenue, and Alessandro Boulevard Sidewalk Improvements between Elsworth Street and Grant Street by Elite Bobcat Service, Inc., 1320 East Sixth Street, Suite 100, Corona, California 92879-1700; direct the City Clerk to record the Notice of Completion within (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 Service, Inc. 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.

- A12. RESOLUTION APPROVING NEWLY REVISED PERSONNEL RULES & REGULATIONS (Report of Human Resources Director)

Recommendation: Adopt Resolution No. 2005-62, repealing Resolution No. 90-48 and approving newly revised Personnel Rules & Regulations for City Employees. Further, that the City Council authorize the City Manager to amend the Personnel Rules & Regulations to make minor changes in the future.

Resolution No. 2005-62

A Resolution of the City Council of the City of Moreno Valley, California, Repealing Resolution No. 90-48 and Approving Personnel Rules and Regulations for City Employees

- A13. AGREEMENT FOR PROFESSIONAL ARCHITECTURAL SERVICES FOR THE CORPORATE YARD FACILITY SPACE NEEDS ANALYSIS AND CONCEPTUAL DESIGN, PROJECT NO. 05-41266522 (Report of: Public Works Department)

Recommendation: Approve the Agreement for Professional Architectural

Services with Gillis & Associates Architects, Inc., 2900 Bristol Street, Suite G-205, Costa Mesa, California 92626 to provide architectural services; authorize the Mayor to execute said Agreement for Professional Architectural Services with Gillis & Associates Architects, Inc.; and authorize the issuance of a Purchase Order to Gillis & Associates Architects, Inc., in the amount of \$258,535 (the proposal amount plus 15% contingency) when the agreement has been signed by all parties (Account No. 412.66522).

- A14. REQUEST ADOPTION OF PLANS AND SPECIFICATIONS, AND AUTHORIZATION TO ADVERTISE FOR CONSTRUCTION BIDS FOR FIRE STATION NO. 58, PROJECT NO. 05-43472523 (Report of: Public Works Department)
Recommendation: Adopt the plans and specifications when they are approved by the Building Official and City Engineer during City Council recess; and authorize the City Clerk to advertise the project when it is approved by the Building Official and City Engineer for construction bids.

B. CONSENT CALENDAR - COMMUNITY SERVICES DISTRICT

- B1. ORDINANCES - FIRST READING BY TITLE ONLY
Waived reading of all Ordinance Introductions and read by title only.
- B2. MINUTES - REGULAR MEETING OF JUNE 28, 2005 (Report of: City Clerk's Department)
Recommendation: Approve as submitted.
- B3. ACCEPTANCE OF GRANT MONIES FROM THE CALIFORNIA DEPARTMENT OF EDUCATION, CHILD DEVELOPMENT SERVICES, FOR CHILD CARE SERVICES AND ADOPTION OF THE RESOLUTION TO CERTIFY THE APPROVAL OF THE GOVERNING BOARD (Report of: Parks & Recreation Department)
Recommendation: Authorize the acceptance of grant money in the amount of \$634,568 for Fiscal Year (FY) 2005/2006 from the California Department of Education, Child Development Division, for the purpose of providing school age child care and development services; and adopt Resolution No. CSD 2005-12 to certify the approval of the governing board to enter into this transaction with the California Department of Education for the purpose of providing child care and development services and to authorize the designated personnel, as shown on the resolution, to sign contract documents for FY 2005/2006.

Resolution No. CSD 2005-12

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Certifying the Approval of the Governing Board to Enter into a Transaction with the California Department of Education for the Purpose of Providing Child Care and Development Services and to Authorize Designated Personnel to Sign Contract Documents for FY 2005/06

B4. RECOMMEND ACCEPTANCE OF WORK COMPLETED BY AAA-ACTION, INC. (Report of: Parks & Recreation Department)

Recommendation: Accept as complete the fire sprinkler systems that were installed in the Conference and Recreation Center by AAA-Action, Inc.; direct the City Clerk to record the Notice of Completion within ten (10) calendar days at the office of the County Recorder of Riverside County, as required by Section 3093 of the California Civil Code; and authorize the Director of Finance to release the retention to AAA-Action, Inc. thirty-five (35) calendar days after the date of recordation of the Notice of Completion, if no claims are filed against the project.

B5. COMMUNITY FACILITIES DISTRICT NO. 1 (NEIGHBORHOOD PARK MAINTENANCE) - ANNEXATION 2005-6 (Report of: Public Works Department)

Recommendation: Adopt Resolution No. CSD 2005-13; 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 2005-13

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

B6. COMMUNITY FACILITIES DISTRICT NO. 1 (NEIGHBORHOOD PARK MAINTENANCE) – ANNEXATION 2005-7 (Report of: Public Works Department)

Recommendation: Adopt Resolution No. CSD 2005-14; 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 2005-14

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

- B7. PROPOSED ADDITIONAL SITES AT EDMONT ELEMENTARY SCHOOL AND CREEKSIDE ELEMENTARY SCHOOL AND THE ADDITION OF ONE SITE SUPERVISOR POSITION FOR THE GRANT FUNDED CHILD CARE PROGRAM (Report of: Parks & Recreation Department)
 Recommendation: Change Edgemont Elementary from an after school program to a licensed child care facility; authorize the addition of one new Child Care Site Supervisor position to the City employee roster for the Child Care Services Program and appropriate funds for this position; authorize opening of a new licensed child care facility at Creekside Elementary and Edgemont Elementary for the Child Care Services Program; and authorized Child Care Program Manager or Children's Services Supervisor to sign as licensure and enter into contracts with the State of California Community Care Licensing on behalf of the City of Moreno Valley.
- B8. RATIFY THE CONTRACTS, AWARD BIDS AND CHANGE ORDERS THE EXECUTIVE DIRECTOR ENTERED INTO IN REGARD TO THE CONFERENCE AND RECREATION CENTER ON BEHALF OF THE MORENO VALLEY COMMUNITY SERVICES DISTRICT BOARD OF DIRECTORS (Report of: Parks & Recreation Department)
 Recommendation: Ratify the contracts, award bids and change orders the Executive Director entered into in regard to the Conference and Recreation Center on behalf of the Moreno Valley Community Services District Board of Directors.

C. CONSENT CALENDAR - COMMUNITY REDEVELOPMENT AGENCY

- C1. ORDINANCES - FIRST READING BY TITLE ONLY
 Waived reading of all Ordinance Introductions and read by title only.
- C2. MINUTES - REGULAR MEETING OF JUNE 28, 2005 (Report of: City Clerk's Department)
 Recommendation: Approve as submitted.
- C3. AMENDMENT OF AGREEMENT AND RATIFICATION OF APPLICATION FOR GRANT FUNDING FOR THE MORENO VALLEY YOUTHBUILD PROGRAM (Report of: Interim Economic Development Director)
 Recommendation: Approve the first amendment to the Affordable Housing Agreement between the City of Moreno Valley, the Redevelopment Agency of the City of Moreno Valley, and Moreno Valley YouthBuild, Inc. and authorize the City Manager and the Agency's Executive Director to execute the appropriate documents and take the necessary actions to implement the amendment; adopt Resolution No. RDA 2005-06, a resolution of the

Community Redevelopment Agency of the City of Moreno Valley approving an amendment to the Affordable Housing Agreement with the City of Moreno Valley and Moreno Valley YouthBuild, Inc. and making findings in connection therewith; appropriate \$50,360.60 from fund number 894.91310 (RDA Housing Set aside funds) for the payment of the Developer Fee authorized by the amendment to the Affordable Housing Agreement with the City of Moreno Valley and Moreno Valley YouthBuild, Inc.; and ratify the application requesting YouthBuild Grant funds submitted to the United States Department of Housing and Urban Development (HUD).

Resolution No. RDA 2005-06

A Resolution of the Community Redevelopment Agency of the City of Moreno Valley, California, Approving an Amendment to the Affordable Housing Agreement with the City of Moreno Valley and Moreno Valley YouthBuild, Inc., Making Certain Findings and Approving the Use of Funds

D. CONSENT CALENDAR - BOARD OF LIBRARY TRUSTEES

- D1. ORDINANCES - FIRST READING BY TITLE ONLY
Waived reading of all Ordinance Introductions and read by title only.
- D2. MINUTES - REGULAR MEETING OF JUNE 28, 2005 (Report of: City Clerk's Department)
Recommendation: Approve as submitted.

Joint Consent Calendar Items approved by a 5-0 vote with the exception of items A2, B2, C2, and D2. m/Flickinger, s/Batey.

Items A2, B2, C2, & D2 approved by a 4-0-1 vote, Mayor Pro Tem Flickinger abstaining. m/Batey, s/West.

E. PUBLIC HEARINGS

- E1. MAIL BALLOT PROCEEDING FOR **TENTATIVE TRACT 25956** (AND ALL AFFECTED PHASES) FOR INCLUSION INTO COMMUNITY SERVICES DISTRICT (CSD) ZONE B (RESIDENTIAL STREET LIGHTING). SOUTH OF FIR AVENUE AND WEST OF KITCHING STREET; AND
MAIL BALLOT PROCEEDING FOR **TENTATIVE TRACT 30467** (AND ALL AFFECTED PHASES) FOR INCLUSION INTO COMMUNITY SERVICES DISTRICT (CSD) ZONE B (RESIDENTIAL STREET LIGHTING). EAST OF

HUBBARD STREET, WEST OF PERRIS BOULEVARD AND NORTH OF EL DORADO DRIVE; AND

MAIL BALLOT PROCEEDING FOR **TENTATIVE TRACT 31149** (AND ALL AFFECTED PHASES) FOR: APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE – WEST OF KITCHING STREET AND NORTH OF FRAN LOU DRIVE; AND MAIL BALLOT PROCEEDING FOR **TENTATIVE TRACT 32210** (AND ALL AFFECTED PHASES) FOR: 1) INCLUSION INTO COMMUNITY SERVICES DISTRICT (CSD) ZONE B (RESIDENTIAL STREET LIGHTING) AND 2) APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE. NORTH OF ANGELA WAY AND WEST OF TARRANO LANE; AND

MAIL BALLOT PROCEEDING FOR **TENTATIVE TRACT 30967** (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. SOUTH OF KRAMERIA AVENUE, EAST OF INDIAN STREET; AND

MAIL BALLOT PROCEEDING FOR **TENTATIVE TRACT 31424** (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. EAST OF QUINCY STREET BETWEEN COTTONWOOD AVENUE AND EUCALYPTUS AVENUE (Report of: Public Works Department)

Recommendation: That the City Council and the Board of Directors of the Moreno Valley Community Services District (CSD), after conducting the public hearing:

1. Tabulate the mail ballots for Tentative Tracts 25956, 30467, 31149, 32210, 30967 and 31424 (and all their affected phases) for each described service;
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 CSD Zones B, D, and NPDES regulatory rate to the tentative tracts participating in each identified program.

President Stewart opened the public testimony portion of the public hearing; there being none, public testimony was closed.

Directed the Secretary to tabulate the ballots. Motion carried unanimously. m/West, s/Batey.

The City Clerk announced the results as follows:

- Tentative Tract 25956 - Yes
(Zone B)
- Tentative Tract 30467 - Yes
(Zone B)
- Tentative Tract 31149 - Yes
(NPDES)
- Tentative Tract 32210 - Yes
(Zone B)
- Tentative Tract 32210 - Yes
(NPDES)
- Tentative Tract 30967 - Yes
(Zone B)
- Tentative Tract 30967 - Yes
(Zone D)
- Tentative Tract 30967 - Yes
(NPDES)
- Tentative Tract 31424 - Yes
(Zone B)
- Tentative Tract 31424 - Yes
(Zone D)
- Tentative Tract 31424 - Yes
(NPDES)

Approved by a 5-0. m/Batey, s/West.

- E2. A PUBLIC HEARING ON THE FOLLOWING LAND USE PROPOSALS
(Report of: Community Development Director)

Council Member West recused himself from the item due to a potential conflict of interest.

Project 1: General Plan Amendment (PA03-0152) and Zone Change (PA03-0151) from the current Community Commercial (CC) designation to the Residential 5 (R5) zone, and Tentative Tract Map No. 31590 (PA03-0150) to subdivide the approximately 30-acre parcel located on the south side of Alessandro Boulevard and east of Oliver Street into 96 single-family residential lots and three lettered lots;

Project 2: General Plan Amendment (PA04-0156) and Zone Change (PA04-0157) from Office to Residential 15 (R15) and a Plot Plan (PA04-0135) and Tentative Tract Map No. 32756 (PA04-0155) for a 24-unit condominium project on the 2.36 acres located at 25767 Alessandro Boulevard between Lasselle Street and Kitching Street; and

Project 3: General Plan Amendment (PA04-0098) and Zone Change (PA04-0099) to change the land use designation for 17.38-net acres located at the northwest corner of Iris Avenue and Oliver Street from Planned Commercial and Community Commercial to Neighborhood Commercial (6.81-net acres) and Office (10.57-net acres).

Recommendation: That the City Council:

1. Conduct a public hearing for review of Project 1 and defer taking action on Project 1 until after the public hearing for Project 3;

Mayor Stewart opened the public testimony portion of the public hearing; there being none, public testimony was closed.

2. Conduct a public hearing for review of Project 2, and defer taking action on Project 2 until after the public hearing for Project 3;

Mayor Stewart opened the public testimony portion of the public hearing; there being none, public testimony was closed.

3. Conduct a public hearing for review of Project 3;

Mayor Stewart opened the public testimony portion of the public hearing; there being none, public testimony was closed.

4. Adopt a Negative Declaration for Project 1 applications PA03-0152 (General Plan Amendment), PA03-0151 (Zone Change), PA03-0150 (Tentative Tract Map No. 31590). The projects, individually and cumulatively, will not result in a significant effect on the environment;

Approved by a 4-0-1 vote. m/Flickinger, s/Batey, Council Member

West abstaining.

5. Adopt a Negative Declaration for Project 2 applications PA04-0156 (General Plan Amendment), PA04-0157 (Zone Change), PA04-0135 (Plot Plan) and PA04-0155 (Tentative Tract Map No. 32756). The projects, individually and cumulatively, will not result in a significant effect on the environment;

Approved by a 4-0-1 vote. m/Flickinger, s/Batey, Council Member West abstaining.

6. Adopt a Negative Declaration for Project 3 applications PA04-0098 (General Plan Amendment) and PA04-0099 (Zone Change). The projects, individually and cumulatively, will not result in a significant effect on the environment;

Approved by a 4-0-1 vote. m/Flickinger, s/Batey, Council Member West abstaining.

7. Approve Resolution No. 2005-57 approving PA03-0152, PA04-0156 and PA04-0098, thereby establishing General Plan Land Use Map designations for Projects 1, 2, and 3 as described in the Resolution, and the revised General Plan Maps as attached to the Resolution as Exhibits A, B and C;

Resolution No. 2005-57

A Resolution of the City Council of the City of Moreno Valley, California, Approving a General Plan Amendment (PA03-0152) Changing the designation for Assessor's Parcel Numbers 486-240-002 and 486-240-011 from "CC" (Community Commercial) to R5 (Residential; up to 5 dwelling units per net acre) for Approximately 30-acres Parcel Located on the South Side of Alessandro Boulevard and East of Oliver Avenue; and a General Plan Amendment (PA04-0156) Changing the Land Use Designation for Assessor's Parcel Numbers 484-030-008 and 484-030-011 from O (Office) to R15 (Residential 15) for 2.36-Net Acres Located on 25767 Alessandro Boulevard, and a General Plan Amendment (PA04-0098) Changing the Land Use Designation for Assessor's Parcel Number 486-310-022 from Planned Commercial and Community Commercial to Neighborhood Commercial and Office, 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, B and C

Approved by a 4-0-1 vote. m/Flickinger, s/Batey, Council Member West abstaining.

8. Introduce Ordinance No. 688 approving Project 1 Zone Change (PA03-0151) from Community Commercial to R5, based on the findings in the Ordinance, and the revised Zoning Atlas page as attached to the ordinance as Exhibit A;

Approved by a 4-0-1 vote. m/Flickinger, s/Batey, Council Member West abstaining.

Ordinance No. 688

An Ordinance of the City Council of the City of Moreno Valley, California, Approving PA03-0151 (Zone Change) to Change the Land Use from Community Commercial to R5 for Approximately 30 Acres on Assessor's Parcel Numbers 486-240-002 and 486-240-011 Located on the South Side of Alessandro Boulevard and East of Oliver Avenue

Approved by a 4-0-1 vote. m/Flickinger, s/Batey, Council Member West abstaining.

9. Introduce Ordinance No. 689 approving Project 2 Zone Change (PA04-0157) from Office to R15, based on the findings in the Ordinance, and the revised Zoning Atlas page as attached to the ordinance as Exhibit A;

Ordinance No. 689

An Ordinance of the City Council of the City of Moreno Valley, California, Approving PA04-0157 (zone change) to Change the Land Use from Office to R15 for Approximately 2.36 Acres on Assessor's Parcel Numbers 484-030-008 and 484-030-011 Located at 25767 Alessandro Boulevard

Approved by a 4-0-1 vote. m/Flickinger, s/Batey, Council Member West abstaining.

10. Introduce Ordinance No. 690 approving Project 3 Zone Change (PA04-0099) Planned Commercial and Community Commercial to Neighborhood Commercial and Office, based on the findings in the Ordinance, and the revised Zoning Atlas page as attached to the ordinance as Exhibit A;

Ordinance No. 690

An Ordinance of the City Council of the City of Moreno Valley, California, Approving PA04-0099 (Zone Change) to Change the Land Use from Planned Commercial and Community Commercial to Neighborhood Commercial and Office for the 17.38-Net Acres of Assessor's Parcel Number 486-310-022, Located at the Northwest Corner of Iris Avenue and Oliver Street

Approved by a 4-0-1 vote. m/Flickinger, s/Batey, Council Member West abstaining.

11. Approve Resolution No. 2005-58 approving Project 1 Tentative Tract Map No. 31590 (PA03-0150), based on the findings in the Resolution, and the conditions of approval as attached to the resolution as Exhibit A; and

Resolution No. 2005-58

A Resolution of the City Council of the City of Moreno Valley Approving PA03-0150, Tentative Tract Map 31590 for the Subdivision of Approximately 30-acre Parcel into 96 single-family Residential Lots and Three Lettered Lots Located on the South Side of Alessandro Boulevard and East of Oliver Avenue

Approved by a 4-0-1 vote. m/Flickinger, s/Batey, Council Member West abstaining.

12. Approve Resolution No. 2005-59 approving Project 2 Plot Plan PA04-0135 and Tentative Tract Map No. 32756 (PA04-0155), based on the findings in the Resolution, and the conditions of approval as attached to the resolution as Exhibits A and B.

Resolution No. 2005-59

A Resolution of the City Council of the City of Moreno Valley, California, Approving Plot Plan (PA04-0135) and PA04-0155 Tentative Condominium Map Number 32756 to Subdivide the 2.36-Net Acres Located at 25767 Alessandro Boulevard (APN 484-030-008 and 484-030-011) into 24 Condominiums

Approved by a 4-0-1 vote. m/Flickinger, s/Batey, Council Member

West abstaining.

**RECESS;
RECONVENE**

- E3. PUBLIC HEARING TO CONSIDER APPROVAL AND ADOPTION OF MORENO VALLEY COMMUNITY FACILITIES DISTRICT NO. 1 (NEIGHBORHOOD PARK MAINTENANCE) ANNUAL SPECIAL TAX LEVY (Report of: Public Works Department)
Recommendation: That the City Council, acting in the capacity as the Board of Directors of the Moreno Valley Community Services District (CSD) (the "Board") and as the legislative body of Community Facilities District No. 1 (Neighborhood Park Maintenance), approve and adopt Resolution No. CSD 2005-15 implementing the rate and method of apportionment of the special tax levy required to cover the Special Tax Requirement as submitted in the Special Tax Report on file in the office of the City Treasurer.

Resolution No. CSD 2005-15

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Accepting and Approving the Special Tax Report for Fiscal Year 2005/2006 Regarding Community Facilities District No. 1 (Neighborhood Park Maintenance)

President Stewart opened the public testimony portion of the public hearing; there being none, public testimony was closed.

Approved by a 5-0 vote. m/Batey, s/West.

- E4. PUBLIC HEARING AND ADOPTION OF RESOLUTION ESTABLISHING APPROPRIATIONS ("GANN") LIMIT FOR THE CITY OF MORENO VALLEY FOR FY 2005-06 (Report of: Finance Department)
Recommendation: Staff recommends that following the conducting of a Public Hearing the City Council adopt Resolution 2005-64, establishing an appropriations limit for the City of Moreno Valley for FY 2005-06.

Resolution No. 2005-64

A Resolution of the City Council of the City of Moreno Valley, California, Establishing an Appropriations Limit for Fiscal Year 2005-06 and Taking Other Actions in Relation Thereto

Mayor Stewart opened the public testimony portion of the public hearing; there being none, public testimony was closed.

Approved by a 5-0 vote. m/Batey, s/Flickinger.

- E5. PUBLIC HEARING AND ADOPTION OF RESOLUTION ESTABLISHING APPROPRIATIONS (“GANN”) LIMIT FOR THE COMMUNITY SERVICES DISTRICT FOR FY 05-06.

Recommendation: That the City Council, acting in its capacity as the President and board members of the Community Services District, upon conducting a Public Hearing, adopt Resolution No. CSD 2005-17, establishing an appropriations limit for the Community Services District for FY 2005-06.

Resolution No. CSD 2005-17

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Establishing an Appropriations Limit for Fiscal Year 2005-06 and Taking Other Actions in Relation Thereto

President Stewart opened the public testimony portion of the public hearing; there being none, public testimony was closed.

Approved by a 5-0 vote. m/Batey, s/West.

- 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 Stewart

Mayor Stewart stated the Executive Committee held a meeting with the Tax Advisory Committee to discuss the Tax Sharing Agreement with the County of Riverside – feels discussion moving in the right direction.

AGENDA ORDER

- G4. APPOINTMENTS TO THE SENIOR CITIZENS’ BOARD AND TRAFFIC SAFETY COMMISSION (AND CLARIFICATION OF THE BALLOT RESULTS FOR APPOINTMENTS TO THE SENIOR CITIZENS’ BOARD MADE ON JUNE 28, 2005) (Report of: City Clerk’s Department)

Recommendation: That the City Council, after reviewing the ballots provided by the City Clerk:

1. Appoint one member to the Senior Citizens' Board for a term expiring June 30, 2008;
2. Appoint one member to the Senior Citizens' Board for a term expiring June 30, 2006;
3. Appoint one member to the Traffic Safety Commission for a term expiring June 30, 2006; or
4. If appointments are not made, declare the positions vacant and authorize the City Clerk to re-notice the positions as vacant.

Mayor Stewart opened the agenda item for public comments; there being none, public comments were closed.

Approved by a 5-0 vote. m/Flickinger, s/West to make the following appointments: Senior Citizens Board - Dale Lacquement to a term expiring June 30, 2008 & Nelson Samuel to a term expiring June 30, 2006; and to the Traffic Safety Commission – Arthur W. Higgs, Jr. to a term expiring June 30, 2006.

- G5. LEGISLATIVE UPDATE (Report of: Interim Assistant City Manager)
Recommendation: That the City Council receive and file the informational report.

Mayor Stewart opened the agenda item for public comments; there being none, public comments were closed.

Approved by a unanimous vote. m/Batey, s/ West.

- G2. ADOPTION OF FY 2005/2006 BUDGET AND RELATED ACTIONS (Report of: Finance Department)
Recommendation: That the City Council:

Mayor Stewart opened the agenda item for public comments. Public comments were received from Daryl Terrell and Stephen Razo.

m/West, s/White to remove the Deputy City Manager position from the proposed budget to be considered as a separate item. Motion carried unanimously.

1. Adopt Resolution No. 2005-63, approving the Operating and Capital Budgets for the City of Moreno Valley for FY 2005-06, including all applicable adjustments pursuant to the Schedule of Budget Adjustments;

Resolution No. 2005-63

A Resolution of the City Council of the City of Moreno Valley, California, Adopting the Operating and Capital Budgets for Fiscal Year 2005-06

Approved by a 5-0 vote. m/White, s/Flickinger.

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 2005-16, approving the Operating and Capital Budgets, for the Community Services District of the City of Moreno Valley for FY 2005-06, including all applicable adjustments pursuant to the Schedule of Budget Adjustments;

Resolution No. CSD 2005-16

A Resolution of the Community Services District of the City of Moreno Valley, California, Adopting the Operating and Capital Budgets for Fiscal Year 2005-06

Approved by a 5-0 vote. m/White, s/Flickinger.

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 2005-08, approving the Operating and Capital Budgets for the Community Redevelopment Agency of the City of Moreno Valley for FY 2005-06, including all applicable adjustments pursuant to the Schedule of Budget Adjustments;

Resolution No. RDA 2005-08

A Resolution of the Community Redevelopment Agency of the City of Moreno Valley, California, Adopting the Operating and Capital Budgets for Fiscal Year 2005-06

Approved by a 5-0 vote. m/White, s/Flickinger.

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 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;

Approved by a 5-0 vote. m/White, s/Flickinger.

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 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;

Approved by a 5-0 vote. m/White, s/Flickinger.

6. Approve the FY 2005-06 Staffing Plan and Position Control Roster, which reflect the personnel allocations consistent with the adoption of the FY 2005-06 Budget; and

Approved by a 5-0 vote, with the exception of the Deputy City Manager position. m/White, s/Flickinger.

7. Approve Alternative Budget Amendments pursuant to Attachment "B" (Council will need to take specific action on each budget item).

Approved by a 5-0 vote to approve as well as to approve the "Schedule of Supplemental Budget Adjustments"(attachment A), which will reduce the Police Patrol Budget by \$267,354 based on projected savings. m/Flickinger, s/White.

m/White, s/West to approve the Deputy City Manager position and amend the budget and Resolution No. 2005-63 to include the position and for the Deputy City Manager position to be filled by the new City Manager when he/she is on board. Approved by a 3-2 vote, Batey and Flickinger dissenting.

G3. REVIEW AND APPROVAL OF THE SUNNYMEAD BOULEVARD

REVITALIZATION PROJECT STRATEGIC PLAN AND THE PUBLIC WORKS AGREEMENT TO UNDERTAKE THIS DESIGNATED PUBLIC IMPROVEMENT (Report of: Interim Economic Development Director)

Recommendation:

Chairman Stewart opened the agenda item for public comments; there being none, public comments were closed.

- 1) The Redevelopment Agency Board review and approve the proposed Strategic Plan for Sunnymead Boulevard Revitalization Project;

Approved by a 5-0 vote. m/White, s/Flickinger.

- 2) The City Council adopt Resolution No. 2005-61, approving and authorizing the execution of the Public Works Agreement between the City of Moreno Valley and the Redevelopment Agency; and

Resolution No. 2005-61

A Resolution of the City Council of the City of Moreno Valley, Approving and Authorizing the Execution of a Public Works Agreement with the Community Redevelopment Agency of the City of Moreno Valley and Making Certain Findings in Connection with the Provision of Public Improvements and Authorizing Such Improvements in Connection Therewith

Approved by a 5-0 vote. m/White, s/Flickinger.

- 3) The Redevelopment Agency Board adopt Resolution No. RDA 2005-07, approving and authorizing the execution of the Public Works Agreement between the City of Moreno Valley and the Redevelopment Agency.

Resolution No. RDA 2005-07

A Resolution of the Community Redevelopment Agency of the City of Moreno Valley Approving and Authorizing the Execution of a Public Works Agreement with the City of Moreno Valley and Making Certain Findings in Connection with the Provision of Public Improvements and Authorizing Such Improvements in Connection Therewith

Approved by a 5-0 vote. m/White, s/Flickinger.

G6. CITY MANAGER'S REPORT (Informational Oral Presentation – not for Council action)

Mayor Stewart opened the agenda item for public comments; there being none, public comments were closed.

The City Manager thanked the City Council for the deliberative budget process this year.

H. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING AND INTRODUCTION - NONE

ORDINANCES - 2ND READING AND ADOPTION

ORDINANCES - URGENCY ORDINANCES – NONE

RESOLUTIONS – NONE

PUBLIC COMMENTS **ON ANY SUBJECT NOT ON THE AGENDA** UNDER THE JURISDICTION OF THE CITY COUNCIL ARE AS FOLLOWS:

Daryl Terrell

- 1) Disappointed in not being appointed to the Traffic Safety Commission – will continue to be active in the City
- 2) Apologized for his emotional outburst

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

Council Member White

- 1) Glad to see the budget has passed – thanked the Council Members for a lively discussion

Council Member West

- 1) Commended the City Manager on the balanced budget and all staff involved that devotes so much time to the process

- 2) Requested additional information on the Deputy City Manager position
- 3) Commented on the great KNX 1070 radio interview with the Mayor regarding Moreno Valley being the sixth fastest growing city in the nation

Mayor Pro Tem Flickinger

- 1) Thanked everyone for their support and prayers during her husband's recent illness
- 2) Flags outside need to be replaced – they are faded
- 3) Inquired as to the process of cell phone calls going to 911 being diverted to the local dispatch number – would like a report brought back to the Council on this
- 4) Thanked her colleagues for their mutual respect during the budget process

Council Member Batey

- 1) Commended the Parks & Recreation Director & his staff on a great Fourth of July celebration
- 2) Welcomed back Mayor Pro Tem Flickinger

Mayor Stewart

- 1) Commented on his radio interview with KNX 1070
- 2) Announced on August 9 the C-17's will be arriving at March Air Reserve Base – ceremony scheduled for 1:00 or 1:30 p.m.
- 3) Very significant issues in the budget process this year – happy to be adding additional police & fire personnel – all five Council Members have their own issues but all work well together – thanked staff for their hard work on the budget

CLOSED SESSION - NONE

ADJOURNMENT

There being no further business to conduct, the meeting was adjourned at 9:55 p.m. by unanimous informal consent.

Submitted by:

Alice Reed, City Clerk
Secretary, Moreno Valley Community Services District
Secretary, Community Redevelopment Agency of the City of Moreno Valley
Secretary, Board of Library Trustees

Approved by:

Richard Stewart, Mayor
President, Moreno Valley Community Services District
Chairperson, Community Redevelopment Agency of the City of Moreno Valley
Chairperson, Board of Library Trustees

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