

**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, MORENO VALLEY INDUSTRIAL
DEVELOPMENT AUTHORITY (IDA), MORENO VALLEY PUBLIC FACILITIES
FINANCING CORPORATION (MVPFFC), AND THE MORENO VALLEY PUBLIC
FINANCING AUTHORITY (MVPFA)**

**REGULAR MEETING - 6:30 P.M.
JANUARY 24, 2006**

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 6:30 p.m. by Mayor Flickinger in the Council Chamber located at 14177 Frederick Street.

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

INVOCATION - Pastor Michael McTigue, Calvary Chapel of Moreno Valley

ROLL CALL

Council:

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

Staff:

Alice Reed	City Clerk
Steve Chapman	Finance Director/City Treasurer
Robert Herrick	City Attorney
Robert Gutierrez	City Manager
Betsy Adams	Interim Assistant City Manager
Linda Guillis	Community Development Director
William Di Yorio	Police Chief
Abdul Ahmad	Fire Marshal
George Guayante	Interim Public Works Director
Cynthia Pirtle	Director of Library Services

Terry Nielsen
Denese Wilson
Barry Foster
Angela Rushen

Interim Parks and Recreation Director
Human Resources Director
Economic Development Director
Interim Administrative Services 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 Flickinger opened the agenda items for the Consent Calendars for public comments. Public comment was received from Daryl Terrell (Item A11).

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 JANUARY 10, 2006 (Report of: City Clerk's Department)
Recommendation: Approve as submitted.
- A3. MINUTES - SPECIAL MEETING OF JANUARY 3, 2006 (Report of City Clerk's Department)
Recommendation: Approve as submitted.
- A4. MINUTES - SPECIAL MEETING OF JANUARY 9, 2006 (Report of: City Clerk's Department)
Recommendation: Approve as submitted.
- A5. FINAL MAP 30317 - REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT RESOLUTION NO. 2006-06, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY AUTHORIZING ACCEPTANCE OF THE PUBLIC RIGHT-OF-WAY IMPROVEMENTS AS COMPLETE AND ACCEPTING SHORELINE STREET, EDGEWATER LANE, LAKESHORE LANE AND PENINSULA COURT INTO THE CITY MAINTAINED STREET SYSTEM, SUBDIVIDER – K. HOVANIEN FORECAST HOMES, INC. (Report of: Public Works Department)
Recommendation: Approve the reduction to the Faithful Performance Bond for Final Map 30317; authorize the City Engineer to reduce the Faithful Performance Bond; and adopt Resolution No. 2006-06 authorizing the acceptance of the public right-of-way improvements for Final Map 30317 as complete and accepting Shoreline Street, Edgewater Lane, Lakeshore Lane,

and Peninsula Court into the City's maintained street system.

Resolution No. 2006-06

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Right-of-Way Improvements as Complete within Tract 30317, and Accepting Shoreline Street, Edgewater Lane, Lakeshore Lane, and Peninsula Court into the City's Maintained Street System

- A6. APPROVAL OF FINAL MAP 29732-2 – SINGLE FAMILY RESIDENTIAL PROJECT, AMENDMENT TO AGREEMENT FOR PUBLIC IMPROVEMENTS (TIME EXTENSION), SUBDIVIDER – GREYSTONE HOMES, INC. (Report of: Public Works Department)
Recommendation: Authorize the Mayor to execute the Amendment to Agreement for Public Improvements for Final Map 29732-2; instruct the City Clerk to forward the completed Amendment to Agreement for Public Improvements to the County Recorder's Office for recordation; and authorize the City Engineer to execute any future amendments to the agreement if the required street improvements are not completed within said timeframe.
- A7. RESOLUTION NO. 2006-07 - APPROVE AND AUTHORIZE EXECUTION OF PROGRAM SUPPLEMENT AGREEMENT NO. M021 TO ADMINISTERING AGENCY-STATE AGREEMENT FOR FEDERAL-AID PROJECTS NO. 08-5441 FOR THE STATE ROUTE 60/NASON STREET INTERCHANGE IMPROVEMENTS, FEDERAL PROJECT NO. HP21STPL-0027(012), PROJECT NO. 98-25897 (Report of: Public Works Department)
Recommendation: Adopt Resolution No. 2006-07, and approve and authorize the execution of Program Supplement Agreement No. M021 to Administering Agency-State Agreement for Federal-Aid Projects No. 08-5441 for preliminary engineering; and authorize the Mayor to execute Program Supplement Agreement No. M021.

Resolution No. 2006-07

A Resolution of the City Council of the City of Moreno Valley, California, Approving and Authorizing Execution of Program Supplement Agreement No. M021 to Administering Agency-State Agreement for Federal-Aid Projects No. 08-5441 between the State of California, acting by and through the Department of Transportation, and the City of Moreno Valley, for Federal Project No. HP21STPL-0027 (012)

- A8. RESOLUTION AMENDING THE POLICY FOR CONDUCTING MAIL BALLOT PROCEEDINGS, THE COMMUNITY SERVICES DISTRICT (CSD) ZONE D (PARKWAY LANDSCAPE MAINTENANCE) SERVICE PLAN

POLICY AND THE CSD POLICY FOR ARTERIAL MEDIAN MAINTENANCE
(Report of: Public Works Department)
Recommendation: Approve and adopt Resolution No. 2006-08, to amend the
Policy for Conducting Mail Ballot Proceedings.

Resolution No. 2006-08

A Resolution of the City Council of the City of Moreno Valley, California, to
Adopt an Amended Policy for Conducting Mail Ballot Proceedings to Ensure
that this Process is Conducted in a Uniform and Consistent Manner as
Provided for in the Mandates of Proposition 218

- A9. ORDINANCE NO. 708, ESTABLISHMENT AND COLLECTION OF THE
NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES)
REGULATORY RATE FOR NEW RESIDENTIAL, COMMON INTEREST,
COMMERCIAL, INDUSTRIAL AND QUASI-PUBLIC USE DEVELOPMENTS
(RECEIVED FIRST READING AND INTRODUCTION ON JANUARY 10,
2006 ON A 5-0 VOTE) (Report of: Public Works Department)
Recommendation: Adopt Ordinance No. 708.

Ordinance No. 708

An Ordinance of the City Council of the City of Moreno Valley, California,
Amending Title 3 of the City of Moreno Valley Municipal Code by Repealing
and Reenacting Chapter 3.50 Relating to the Establishment and Collection of
the National Pollutant Discharge Elimination System (NPDES) Regulatory
Rate for New Residential, Common Interest, Commercial, Industrial and
Quasi-Public Use Developments

- A11. ACCEPTANCE OF THE COMPREHENSIVE ANNUAL FINANCIAL REPORT
FOR THE FISCAL YEAR ENDED JUNE 30, 2005 (Report of: Finance
Department)
Recommendation: Accept the Comprehensive Annual Financial Report for
the Fiscal Year Ended June 30, 2005.
- A12. TRACT 23097 - APPROVE SUBORDINATION AGREEMENT TO THE
DEED OF TRUST THAT SECURES PUBLIC RIGHT-OF-WAY
IMPROVEMENTS, NORTH OF SAMUEL LANE, WEST OF PIGEON PASS
ROAD, SUBDIVIDER – PASTOR CHARLES E. GIBSON, BREAKTHROUGH
CHURCH OF GOD IN CHRIST (Report of: Public Works Department)
Recommendation: Approve the Subordination Agreement to the deed of trust
that secures the public right-of-way improvements to Tract 23097; authorize
the Mayor to execute the agreement; and direct the City Clerk to forward the

signed agreement to the County Recorder's office for recordation.

- A13. ACCEPT AGREEMENT & BONDS FOR PUBLIC RIGHT-OF-WAY IMPROVEMENTS FOR INDIAN MIDDLE SCHOOL, INDIAN STREET, NORTH OF IRIS AVENUE, AND EAST OF ST. THOMAS AVENUE, NEXT TO RAINBOW RIDGE ELEMENTARY SCHOOL, SUBDIVIDER – ASR CONSTRUCTORS, INC (Report of: Public Works Department)
Recommendation: Accept the bonds and agreement for Public Improvements for Indian Middle School; authorize the Mayor to execute the agreement; direct the City Clerk to forward the signed agreement to the County Recorder's Office for recordation; and authorize the City Engineer to execute any future amendments to the agreement if the required street improvements are not completed within said timeframe.
- A14. APPROVAL OF FINAL MAP 33437 – SINGLE FAMILY RESIDENTIAL PROJECT, AND ACCEPT BONDS & AGREEMENT FOR PUBLIC IMPROVEMENTS, NORTH OF DELPHINIUM AVENUE, BETWEEN PARKWOOD COURT AND RIO BRAVO ROAD, SUBDIVIDER – WESTERN PACIFIC HOUSING, INC. (Report of: Public Works Department)
Recommendation: Approve Final Map 33437, authorize the City Clerk to sign the map and transmit said map to the County Recorder's Office for recordation; accept the Bonds and Agreement for Public Improvements; authorize the Mayor to execute the Agreement; direct the City Clerk to forward the signed Agreement to the County Recorder's Office for recordation; and authorize the City Engineer to execute any future amendments to the agreement if the required street improvements are not completed within said timeframe.
- A15. WARRANT REPORT – DECEMBER 31, 2005 (Report of: Finance Department)
Recommendation: Adopt Resolution No. 2006-09, approving the Warrant Report, dated December, 2005 in the total amount of \$12,094,307.12.

Resolution No. 2006-09

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Warrant Report dated December 31, 2005

- A16. FINAL MAP 21040-4 – REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT RESOLUTION NO. 2006-10, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY AUTHORIZING ACCEPTANCE OF THE PUBLIC RIGHT-OF-WAY IMPROVEMENTS AS COMPLETE AND ACCEPTING MORRISON STREET, HELENE DRIVE AND SIMPATICO AVENUE INTO THE CITY MAINTAINED STREET SYSTEM,

SUBDIVIDER – FIESTA DEVELOPMENT, INC. (Report of: Public Works Department)

Recommendation: Approve the reduction to the Faithful Performance Bond for Final Map 21040-4; authorize the City Engineer to reduce the Faithful Performance Bond; and adopt Resolution No. 2006-10 authorizing the acceptance of the public right-of-way improvements for Final Map 21040-4 as complete and accepting Morrison Street, Helene Drive, and Simpatico Avenue into the City's maintained street system.

Resolution No. 2006-10

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Right-of-Way Improvements as Complete within Tract 21040-4, and Accepting Morrison Street, Helene Drive, and Simpatico Avenue into the City's Maintained Street System

- A17. FINAL MAP 21040-5 – REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT RESOLUTION NO. 2006-11, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY AUTHORIZING ACCEPTANCE OF THE PUBLIC RIGHT-OF-WAY IMPROVEMENTS AS COMPLETE AND ACCEPTING SANDRIA AVENUE, HOPE CIRCLE AND SHERWOOD CIRCLE INTO THE CITY MAINTAINED STREET SYSTEM, SUBDIVIDER – FIESTA DEVELOPMENT, INC. (Report of: Public Works Department)

Recommendation: Approve the reduction to the Faithful Performance Bond for Final Map 21040-5; authorize the City Engineer to reduce the Faithful Performance Bond; and adopt Resolution No. 2006-11 authorizing the acceptance of the public right-of-way improvements for Final Map 21040-5 as complete and accepting Sandria Avenue, Hope Circle, and Sherwood Circle into the City's maintained street system.

Resolution No. 2006-11

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Right-of-Way Improvements as Complete within Tract 21040-5, and Accepting Sandria Avenue, Hope Circle, and Sherwood Circle into the City's Maintained Street System

- A18. RESOLUTION NO. 2006-12, ADOPT AND APPROVE THE CITY OF MORENO VALLEY STANDARD PLANS JANUARY 2006 EDITION (Report of: Public Works Department)

Recommendation: Adopt Resolution No. 2006-12 repealing Resolution No. 2005-17 and adopt the City of Moreno Valley Standard Plans January 2006 Edition, which is on file in the office of the City Engineer.

Resolution No. 2006-12

A Resolution of the City Council of the City of Moreno Valley, California, to Repeal Resolution 2005-17 and Adopt the City of Moreno Valley Standard Plans January 2006

- A19. REQUEST FOR STREET NAME CHANGE – ADOPT RESOLUTION NO. 2006-13, A RESOLUTION OF THE CITY COUNCIL CHANGING THE STREET NAME OF TOUPLA LANE TO NEW LIGHT WAY, LOCATED ON THE SOUTH SIDE OF IRIS AVENUE, WEST OF EMMA LANE (Report of: Public Works Department)
Recommendation: Adopt Resolution No. 2006-13, and thereby change the street name of Toupla Lane to New Light Way, located on the south side of Iris Avenue, west of Emma Lane; and direct the City Clerk to certify said resolution and transmit a copy of the resolution to the Riverside County Assessor's office, Chief of Police, Fire Chief, City Building Official, and the United States Postmaster at Moreno Valley, California.

Resolution No. 2006-13

A Resolution of the City Council of the City of Moreno Valley, California, Changing the Name of Toupla Lane to New Light Way

- A20. TRACT 31128 AND TRACT 31129 - REQUEST EXTENSION TO CONDUCT A FULL STREET CLOSURE FOR THE CONSTRUCTION OF STORM DRAIN LINE "H" WITHIN CACTUS AVENUE BETWEEN THE INTERSECTION OF NASON STREET AND MORENO BEACH DRIVE FROM FEBRUARY 1, 2006 TO MARCH 31, 2006, SUBDIVIDER – WESTERN PACIFIC HOUSING, INC. (Report of: Public Works Department)
Recommendation: Authorize the following extended full street closure for the construction of Storm Drain Line "H" in conjunction with the construction of Tract 31128 and Tract 31129; and beginning on Cactus Avenue, approximately 200 feet west of Oliver Street, continuing east along Cactus Avenue to within approximately 100 feet west of Moreno Beach Drive. The street closure will be extended from February 1, 2006 to March 31, 2006.
- A21. APPROVAL OF BONDS AND AGREEMENT FOR MULTI-USE TRAIL WITHIN TRACT 31284, SOUTHWEST CORNER OF COTTONWOOD AVENUE AND QUINCY STREET, SUBDIVIDER – MERITAGE HOMES OF CALIFORNIA, INC. (Report of: Public Works Department)
Recommendation: Approve the Agreement for Multi-Use Trail Improvements within Tract 31284; accept the Faithful Performance and Material and Labor Bonds; authorize the Mayor to execute the agreement; direct the City Clerk to forward the signed Agreement to the County Recorder's Office for recordation; and authorize the City Engineer to execute any amendments to

the agreement if the required multi-use trail improvements are not completed within said timeframe.

- A22. AUTHORIZATION OF AGREEMENT FOR PURCHASE AND THE CONVEYANCE OF TITLE TO ASSESSOR'S PARCEL NUMBER 481-084-001 (KNOWN AS 15310 PERRIS BOULEVARD) (Report of: Economic Development Department)
Recommendation: Authorize the City Manager to execute the Agreement of Purchase and Sale of the above-described parcel; authorize the City Manager to execute escrow instructions and other documents as may be necessary to convey title to the parcel described above; authorize the acceptance of title to the above-described parcel in accordance with the Agreement and direct the City Clerk to certify to the acceptance and place said certification in escrow for recordation with the original grant deed when escrow is complete; and transfer funds not to exceed \$800,000 from Community Development Block Grant account number 280.68725.7500 and authorize the Finance Director to wire transfer funds necessary to escrow to complete conveyance of title to the parcel described above.
- A23. APPROVE ADDITIONAL APPROPRIATION FOR CONSULTING SERVICES FOR REPLACEMENT OF CITY'S FINANCIAL INFORMATION SYSTEM (Report of: Finance Department)
Recommendation: Approve an additional appropriation of \$95,000 within the Technology Services Internal Service Fund (ERP Replacement Project) to provide consulting services for the replacement of the City's financial information system.
- A24. APPROVAL OF RULING ON APPEAL OF CITY MANAGER'S DECEMBER 8, 2005 DECISION RE: COUNTRY SQUIRE MOBILE ESTATES (Report of: Economic Development Department)
Recommendation: Approve the Ruling on Appeal of City Manager's December 8, 2005 Decision RE: County Squire Mobile Estates.
- A25. 2006 COUNCIL COMMITTEE PARTICIPATION APPOINTMENTS (Report of: City Clerk's Department)
Recommendation: Approve appointments to the various committees as recommended in the 2006 Council Committee Participation list submitted by Mayor Flickinger.
- A26. REQUEST ADOPTION OF PLANS AND SPECIFICATIONS AND AUTHORIZATION TO ADVERTISE FOR CONSTRUCTION BIDS OF 12KV ELECTRICAL CONDUIT AND STRUCTURE SYSTEM INSTALLATION IN IRIS AVENUE (PERRIS BOULEVARD TO LASSELLE STREET) PROJECT NO. 06-00100 (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.

- A27. REQUEST ADOPTION OF PLANS AND SPECIFICATIONS AND AUTHORIZATION TO ADVERTISE FOR CONSTRUCTION BIDS TO INSTALL 12KV ELECTRICAL DISTRIBUTION CABLE IN EXISTING CONDUIT IN IRIS AVENUE (PERRIS BOULEVARD TO LASSELLE STREET) PROJECT NO. 06-00200 (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.

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 JANUARY 10, 2006 (Report of: City Clerk's Department)
Recommendation: Approve as submitted.
- B3. MINUTES - SPECIAL MEETING OF JANUARY 3, 2006 (Report of City Clerk's Department)
Recommendation: Approve as submitted.
- B4. MINUTES - SPECIAL MEETING OF JANUARY 9, 2006 (Report of: City Clerk's Department)
Recommendation: Approve as submitted.
- B5. RESOLUTIONS AMENDING THE POLICY FOR CONDUCTING MAIL BALLOT PROCEEDINGS, THE COMMUNITY SERVICES DISTRICT (CSD) ZONE D (PARKWAY LANDSCAPE MAINTENANCE) SERVICE PLAN POLICY AND THE CSD POLICY FOR ARTERIAL MEDIAN MAINTENANCE (Report of: Public Works Department)
Recommendation: Approve and adopt:
- 1) Resolution No. CSD 2006-01, to amend the Zone D (Parkway Landscape Maintenance) Service Plan Policy;

Resolution No. CSD 2006-01

A Resolution of the Moreno Valley Community Services District Board of

Directors of the City of Moreno Valley, California, to Approve and Adopt the Amended Community Services District Zone D (Parkway Landscape Maintenance) Service Plan Policy to Provide Revised Language Regarding the Annual Inflation Adjustment, Update the Division's Title and Correct Minor Grammatical Errors

- 2) Resolution No. CSD 2006-02, to amend the Arterial Median Maintenance Policy; and

Resolution No. CSD 2006-02

A Resolution of the Moreno Valley Community Services District Board of Directors of the City of Moreno Valley, California, to Approve and Adopt the Amended Community Services District Arterial Median Maintenance Policy to Provide Revised Language Regarding the Annual Inflation Adjustment, Include Multifamily as a Participating Type of Development within the Zone and include Direction if Development Occurs Adjacent to an Existing CSD Maintained Median

- 3) Resolution No. CSD 2006-03, to amend the Policy for Conducting Mail Ballot Proceedings

Resolution No. CSD 2006-03

A Resolution of the Moreno Valley Community Services District Board of Directors of the City of Moreno Valley, California, to Adopt an Amended Policy for Conducting Mail Ballot Proceedings to Ensure that this Process is Conducted in a Uniform and Consistent Manner as Provided for in the Mandates of Proposition 218

- B6. ACCEPTANCE OF ONE TIME 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 and Recreation Department)

Recommendation: Authorize the acceptance of one time grant money in the amount of \$2,440 for Fiscal Year (FY) 2005/2006 from the California Department of Education, Child Development Division, for the purpose of purchasing instructional materials and supplies for the child development program; and adopt Resolution No. CSD 2006-04 to certify the approval of the governing board to enter into this transaction with the California Department of Education for the purpose of purchasing instructional materials and supplies for the child development program and to authorize the designated personnel, as shown on the resolution, to sign contract

documents for FY 2005/2006.

Resolution No. CSD 2006-04

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 Child Care and Development Services and to Authorize Designated Personnel to Sign Contract Documents for FY 2005/06

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 JANUARY 10, 2006 (Report of: City Clerk's Department)
Recommendation: Approve as submitted.
- C3. MINUTES - SPECIAL MEETING OF JANUARY 3, 2006 (Report of City Clerk's Department)
Recommendation: Approve as submitted.
- C4. MINUTES - SPECIAL MEETING OF JANUARY 9, 2006 (Report of: City Clerk's Department)
Recommendation: Approve as submitted.
- C5. PALM DESERT DEVELOPMENT COMPANY (PDDC) HEACOCK COTTONWOOD II, LIMITED PARTNERSHIP (COTTONWOOD PLACE PHASE II) REFINANCE AND SUBORDINATION REQUEST (Report of: Economic Development Department)
Recommendation: Approve the Subordination Agreement by and between Chartermac Mortgage Capital Corporation, a Delaware corporation, formerly known as PW Funding, Inc., the Community Redevelopment Agency, and Heacock Cottonwood Limited Partnership; approve the Amendment to the Promissory Note by and between the Community Redevelopment Agency, and Heacock Cottonwood II Limited Partnership; and authorize the Agency Executive Director to execute the necessary documents.
- C6. AUTHORIZATION OF AGREEMENT FOR PURCHASE AND THE CONVEYANCE OF TITLE TO ASSESSOR'S PARCEL NUMBER 481-084-001 (KNOWN AS 15310 PERRIS BOULEVARD) (Report of: Economic

Development Department)

Recommendation: Appropriate funds not to exceed \$150,000 from the RDA Tax Increment Fund Balance to establish a new account as created by the Finance Department and authorize the Finance Director to wire transfer funds necessary to escrow to complete conveyance of title to the parcel described above.

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 JANUARY 10, 2006 (Report of: City Clerk's Department)

Recommendation: Approve as submitted.

Joint Consent Calendar Items A2 – D2 approved by a 5-0 vote, with the exception of A10 which was pulled for separate discussion/action. m/White, s/Batey.

ADJOURNED REGULAR CITY COUNCIL MEETING TO REGULAR MEETING OF THE MORENO VALLEY INDUSTRIAL DEVELOPMENT AUTHORITY (IDA)

REGULAR MEETING OF THE MORENO VALLEY INDUSTRIAL DEVELOPMENT AUTHORITY (IDA) CALLED TO ORDER AT 6:54 P.M.

ROLL CALL

Bonnie Flickinger	Chairperson
Charles White	Vice Chairperson
William H. Batey, II	Board Member
Richard A. Stewart	Board Member
Frank West	Board Member

Chairperson Flickinger opened the agenda item for public comments; there being none, public comments were closed.

ADJOURNED REGULAR MEETING OF THE MORENO VALLEY INDUSTRIAL DEVELOPMENT AUTHORITY (IDA) TO REGULAR MEETING OF THE MORENO VALLEY PUBLIC FACILITIES FINANCING CORPORATION (MVPFFC)

REGULAR MEETING OF THE MORENO VALLEY PUBLIC FACILITIES FINANCING

CORPORATION (MVPFFC) CALLED TO ORDER AT 6:55 P.M.

ROLL CALL

Bonnie Flickinger	President
Charles White	Vice President
William H. Batey, II	Board Member
Richard A. Stewart	Board Member
Frank West	Board Member

President Flickinger opened the agenda item for public comments; there being none, public comments were closed.

1. MINUTES - SPECIAL MEETING OF MARCH 22, 2005 (Report of: City Clerk's Department)
Recommendation: Approve as submitted.
2. MINUTES - SPECIAL MEETING OF APRIL 26, 2005 (Report of: City Clerk's Department)
Recommendation: Approve as submitted.
3. MINUTES - SPECIAL MEETING OF MAY 24, 2005 (Report of: City Clerk's Department)
Recommendation: Approve as submitted.
4. MINUTES - SPECIAL JOINT MEETING OF JUNE 14, 2005 (Report of: City Clerk's Department)
Recommendation: Approve as submitted.

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

ADJOURNED REGULAR MEETING OF THE MORENO VALLEY PUBLIC FACILITIES FINANCING CORPORATION (MVPFFC) TO THE REGULAR MEETING OF THE MORENO VALLEY PUBLIC FINANCING AUTHORITY (MVPFA)

REGULAR MEETING OF THE MORENO VALLEY PUBLIC FINANCING AUTHORITY (MVPFA) CALLED TO ORDER AT 6:56 P.M.

ROLL CALL

Bonnie Flickinger	Chairperson
Charles White	Vice Chairperson
William H. Batey, II	Board Member

Richard A. Stewart
Frank West

Board Member
Board Member

1. MINUTES - SPECIAL JOINT MEETING OF JUNE 14, 2005 (Report of: City Clerk's Department)
Recommendation: Approve as submitted.
Approved by a 5-0 vote. m/Batey, s/West.

ADJOURNMENT

RECONVENED JOINT MEETING OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, MORENO VALLEY COMMUNITY SERVICES DISTRICT, AND THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO VALLEY AT 6:55 P.M.

E. PUBLIC HEARINGS

- E1. CDBG AND HOME PROGRAM OBJECTIVES AND POLICIES FOR PROGRAM YEAR 2006/07 (Report of: Economic Development Department)
Recommendation: That the City Council:

- 1) Conduct a public hearing to allow the public an opportunity to comment on the needs of low and moderate-income residents and the CDBG Target Areas; and

Mayor Flickinger opened the public testimony portion of the public hearing. Public testimony was received from Daryl Terrell.

- 2) Approve CDBG & HOME Program Objectives and Policies for the 2006/07 Program Year as amended.

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

- E2. A PUBLIC HEARING ON THE PLANNING COMMISSION'S DECEMBER 22, 2005 DENIAL OF TENTATIVE PARCEL MAP NO. 32898 (PA05-0032). TENTATIVE PARCEL MAP NO. 32898 PROPOSES TO SUBDIVIDE THE 0.93-NET ACRE PARCEL LOCATED AT THE SOUTHEAST CORNER OF KALMIA AVENUE AND STEEPLE CHASE DRIVE (26191 KALMIA AVENUE) INTO TWO R2 ZONE SINGLE-FAMILY LOTS (Report of: Community Development Department)
Recommendation: That the City Council conduct a public hearing for review

of the action taken by the Planning Commission to deny Tentative Parcel Map No. 32898 (PA05-0032), and subsequent to the public hearing:

Mayor Flickinger opened the public testimony portion of the public hearing;

A presentation was made by the appellant, Ronald Granados.

Public testimony was received from George Williams (opposes); Enrique Marin (opposes); John Stelzner (opposes); David Serrano (opposes); Carl Attruia (opposes); Danny Schweir (opposes); Carrie V. Morris (opposes); Shelly Lindekugel (opposes); and Jim Lindekugel (opposes).

A rebuttal was made by the appellant, Ronald Granados.

m/Flickinger, s/White to approve project subject to plot plan review with noticed public hearing. Motion failed 2-3, Batey, Stewart and West voting no .

**RECESS;
RECONVENE**

1. Recognize that Tentative Parcel Map No. 32898 (PA05-0032) qualifies as a Minor Land Division, and will not have a significant effect on the environment and is therefore exempt from the provisions of the California Environmental Quality Act (CEQA), as a Class 15 Categorical Exemption, CEQA Guidelines, Section 15315; and
2. Approve City Council Resolution No. 2006-14 approving Tentative Parcel Map No. 32898 (PA05-0032), based on the findings in the Resolution, and the conditions of approval as attached to the Resolution as Exhibit A.

Resolution No. 2006-14

A Resolution of the City Council of the City of Moreno Valley, California, Approving PA05-0032 (Tentative Parcel Map No. 32898), to Subdivide the 0.93-Net Acre Parcel of Assessor's Parcel No. 474-220-011 into two Single-Family Residential Lots in the R2 Zone

m/Batey, s/West to deny appeal based on findings to be brought back to City Council at a subsequent meeting and uphold Planning Commission's denial of lot split. Motion carried 3-2, Flickinger and White voting no.

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

Daryl Terrell

- 1) Neighborhood Improvement Holiday – creating this program could encourage homeowners to bring properties up to code and would also allow waiver of fines and penalties for non-permitted projects

John Esquivel

- 1) Street maintenance after construction jobs

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

- A10. ORDINANCE NO. 709, JUVENILE DAYTIME CURFEW ORDINANCE (RECEIVED FIRST READING AND INTRODUCTION ON JANUARY 10, 2006 ON A 5-0 VOTE) (Report of: City Attorney's Office)
Recommendation: Adopt Ordinance No. 709

Ordinance No. 709

An Ordinance of the City Council of the City of Moreno Valley, California, Establishing a Juvenile Daytime Curfew and Prohibiting Juvenile Loitering between the Hours of 7:00 A.M. and 3:30 P.M.

Approved by a 5-0 vote, as amended. m/White, s/West.

G. REPORTS

AGENDA ORDER

- G4. ORDINANCE IMPLEMENTING RENTAL HOUSING INSPECTION PROGRAM (Report of: Community Development Department)
Recommendation: That the City Council:

Mayor Flickinger opened the public testimony portion of the public hearing. Public testimony was received from: Karen Fricke (opposes); Daryl Terrell (supports); Bennie Stafford (opposes); Philip Gaston (opposes); Duncan

Bush (opposes); Beverly Bayer (opposes); David Vogeler (opposes); Helen Withers (opposes); John Esquivel (opposes); and Heinz Otzen (opposes)

1. Approve the Rental Housing Inspection Program and policy statement and;
2. Introduce Ordinance No. 711 to add Chapter 6.12, Rental Housing Inspection Program to the Moreno Valley Municipal Code.

Ordinance No. 711

An Ordinance of the City Council of the City of Moreno Valley, California, Adding Chapter 6.12 to the City of Moreno Valley Municipal Code Establishing a Rental Housing Inspection Program, Including Inspection Fees

Approved by a 5-0 vote to continue the item to the City Council meeting of March 28, 2006. m/Stewart, s/White

G1. CITY COUNCIL REPORTS ON REGIONAL ACTIVITIES

- a) Report on March Joint Powers Authority by Council Member Stewart
- b) Report on Metrolink by Council Member West
- c) Report on Southern California Association of Governments by Mayor Flickinger

Approved by a unanimous vote to continue to the City Council meeting of February 14, 2006. m/Batey, s/West.

G2. REBALLOT REQUEST FOR CSD ZONE E-3 (MORENO VALLEY RANCH – WEST) (Report of: Public Works Department)

Recommendation: That the City Council acting in their respective capacities as President and Members of the Board of Directors of the Moreno Valley Community Services District (CSD) (the “CSD Board”), approve the request by the two Home Owners’ Associations within CSD Zone E-3 (Moreno Valley Ranch – West) to rebalot on the proposed increase in the CSD Zone E-3 annual charge to continue receiving CSD Zone E (High-Service-Level Parkway Landscape Maintenance) at the existing service level.

Approved by a unanimous vote to continue to a date uncertain. m/Batey, s/West.

G3. REQUEST TO PERMANENTLY CLOSE HEACOCK STREET AT PERRIS VALLEY STORM DRAIN LATERAL “B” AND BEGIN STUDY OF VACATING

HEACOCK STREET SOUTH OF NANDINA AVENUE (Report of: Public Works Department)

Recommendation: That the City Council authorize Transportation Engineering Division to permanently close Heacock Street at Perris Valley Storm Drain Lateral "B" and begin study of vacating Heacock Street south of Nandina Avenue.

Approved by a unanimous vote to continue to a date uncertain. m/Batey, s/West.

- G5. CITY MANAGER'S REPORT (Informational Oral Presentation – not for Council action) – None given

- G6. DENIAL RESOLUTION RELATING TO THE TRANSFER OF THE CABLE TELEVISION FRANCHISE (Report of: Interim Administrative Services Director)
Recommendation: That the City Council approve Resolution No. 2006-15, rejecting and denying without prejudice one or more Federal Communications Commissions Forms 394, relating to the transfer of the cable television franchise and/or control thereof, to an entity controlled by Time Warner, Inc., or Comcast Cable Communications, Inc.

Resolution No. 2006-15

A Resolution of the City Council of the City of Moreno Valley, California, Rejecting and Denying Without Prejudice One or More FCC Forms 394 Relating to the Transfer of the Cable Television Franchise, and/or Control Thereof, of an Entity Controlled by Time Warner Inc. or Comcast Cable Communications, Inc.

Approved by a unanimous vote to continue to a date uncertain. m/Batey, s/West.

H. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING AND INTRODUCTION - NONE

ORDINANCES - 2ND READING AND ADOPTION

- H1. ORDINANCE NO. 710, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, AMENDING CHAPTER 2.27 OF

THE CITY OF MORENO VALLEY MUNICIPAL CODE RELATING TO THE TRAFFIC SAFETY COMMISSION (TSC) (Report of: Public Works Department)

Recommendation: That the City Council introduce Ordinance No. 710; amending Chapter 2.27 of Title 2 of the Municipal Code relating to the Traffic Safety Commission administration to enhance the Commission's composition, function, and rule of procedures in order for TSC to provide better service to the City (Roll call required).

Ordinance No. 710

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Chapter 2.27 of the City of Moreno Valley Municipal Code Relating to the Traffic Safety Commission

Approved by a unanimous vote to continue to a date uncertain. m/Batey, s/West.

ORDINANCES - URGENCY ORDINANCES – NONE

RESOLUTIONS – NONE

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

Council Member Stewart – No comments

Council Member Batey - No comments

Mayor Flickinger

1) Asked MVTV-3 to show CBS video regarding the “M”

Council Member West - No comments

Mayor Pro Tem White - No comments

ADJOURNMENT

There being no further business to conduct, the meeting was adjourned at 10:40 p.m. to Closed Session by unanimous informal consent.

REPORT OF ACTION FROM CLOSED SESSION, IF ANY, BY CITY ATTORNEY - NONE

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:

Bonnie Flickinger, 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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