



AGENDA
REGULAR 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
&
SPECIAL MEETING OF THE MORENO VALLEY PUBLIC
FINANCING AUTHORITY (MVPFA)
MARCH 13, 2007 – 6:30 P.M.

City Council Closed Session
First Tuesday of each month – 6:00 p.m.
City Council Study Sessions
Third Tuesday of each month – 6:00 p.m.
City Council Meetings
Second and Fourth Tuesdays – 6:30 p.m.

City Hall Council Chamber – 14177 Frederick Street

Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities, in compliance with the Americans with Disabilities Act of 1990. Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to the City Clerk's office at 951.413.3001 at least 48 hours before the meeting. The 48-hour notification will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

William H. Batey, II, Mayor Pro Tem
Richard A. Stewart, Council Member

Charles R. White, Mayor

Bonnie Flickinger, Council Member
Frank West, Council Member

**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.
MARCH 13, 2007**

CALL TO ORDER (Joint Meeting of the City Council, Community Services District, Community Redevelopment Agency, and the Board of Library Trustees - actions taken at the Joint Meeting are those of the Agency indicated on each Agenda item)

PLEDGE OF ALLEGIANCE

INVOCATION – Pastor Carl Prude, Living Water Fellowship Community Church

ROLL CALL

INTRODUCTIONS

PUBLIC COMMENTS **ON MATTERS ON THE AGENDA** WILL BE TAKEN UP AS THE ITEM IS CALLED FOR BUSINESS, BETWEEN STAFF'S REPORT AND CITY COUNCIL DELIBERATION (SPEAKER SLIPS MAY BE TURNED IN UNTIL THE ITEM IS CALLED FOR BUSINESS.)

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)

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. CITY COUNCIL REPORTS ON REIMBURSABLE ACTIVITIES
(Report of: City Clerk's Department)
Recommendation: Receive and file.
- A3. LEGISLATIVE UPDATE (Report of: Assistant to the City Manager)
Recommendation: Receive and file the informational report.
- A4. WARRANT REPORT – JANUARY 31, 2007 (Report of: Finance Department)
Recommendation: Adopt Resolution No. 2007-21, approving the Warrant Report, dated January 2007, in the total amount of \$14,546,014.59.

Resolution No. 2007-21

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Warrant Report Dated January 31, 2007

- A5. REVIEW AND CONTINUE THE EMERGENCY ACTION REGARDING THE DESIGN AND CONSTRUCTION OF THE MORENO VALLEY UTILITIES (MVU) 115 KILOVOLT (KV) SUBSTATION AND SWITCHYARD FACILITY (Report of: Public Works Department)
Recommendation: Review and continue the Emergency Action taken by the Council during the September 26, 2006 Council Meeting under Resolution 2006-113 Making Findings of an Emergency and Authorizing the Execution of the Design-Build Agreement for the Moreno Valley Utilities Substation and Switchyard Project between the City of Moreno Valley, as Owner,

and ABB, Inc., a Delaware Corporation, as Design-Builder in accordance with Public Contract Code Sections 20168, 22050, and Government Code Section 5956.

- A6. ACCEPTANCE OF THE COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR THE FISCAL YEAR ENDED JUNE 30, 2006 (Report of: Finance Department)
Recommendation: Accept the Comprehensive Annual Financial Report for the Fiscal Year Ended June 30, 2006.
- A7. FIRST AMENDMENT TO AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES WITH NORRIS-REPKE (Report of: Public Works Department)
Recommendation:
1. Approve Amendment to Agreement for Professional Consultant Services with Norris-Repke, 400 North Tustin Avenue, Suite 230, Santa Ana, CA 92705 to provide Professional Consultant Services;
 2. Authorize the Mayor to execute Amendment to Agreement for Professional Consultant Services with Norris-Repke; and
 3. Authorize an increase in the Purchase Order to Norris-Repke by the amount of \$231,000.00 for a total contract not to exceed \$330,000.00 when Amendment to Agreement for Professional Consultant Services has been signed by all parties.
- A8. SECOND AMENDMENT TO AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES WITH NORRIS-REPKE (Report of: Public Works Department)
Recommendation:
1. Approve the Second Amendment to Agreement for Professional Consultant Services with Norris-Repke, 400 North Tustin Avenue, Suite 230, Santa Ana, CA 92705 to provide Professional Civil Engineering Technician Services;
 2. Authorize the Mayor to execute said Second Amendment to Agreement for Professional Consultant Services with Norris-Repke; and
 3. Authorize an increase in the Purchase Order to Norris-Repke in the amount of \$75,000.00 when the Second Amendment to Agreement for Professional Consultant Services has been signed by all parties.

- A9. PUBLIC MEETING REGARDING MAIL BALLOT PROCEEDINGS FOR BAY AVENUE APARTMENTS - BALLOTTED ITEM: NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) RESIDENTIAL RATE SCHEDULE; MORENO BEACH RETAIL CENTER - BALLOTTED ITEM: NPDES COMMERCIAL/INDUSTRIAL RATE SCHEDULE; AND BRAVO BURGERS RESTAURANT - BALLOTTED ITEM: NPDES COMMERCIAL/INDUSTRIAL RATE SCHEDULE (Report of: Public Works Department)
Recommendation: Accept public comments regarding the mail ballot proceedings for:
- a) Bay Avenue Apartments – Assessor Parcel Number (APN) 291-283-008 (and any division thereof) for approval of the National Pollutant Discharge Elimination System (NPDES) residential regulatory rate schedule; and
 - b) Moreno Beach Retail Center – APN 304-240-004 (and any division thereof) and Bravo Burgers Restaurant – APNs 263-111-039 and 263-111-040 (and any division thereof) for approval of the NPDES commercial/industrial regulatory rate schedule.
- A10. RESOLUTION ADOPTING AND APPROVING THE CITY OF MORENO VALLEY STANDARD PLANS FEBRUARY 2007 EDITION (Report of: Public Works Department)
Recommendation: Adopt Resolution No. 2007-22 rescinding Resolution No. 2006-12 and adopt the City of Moreno Valley Standard Plans February 2007 Edition, which is on file in the office of the City Engineer.

Resolution No. 2007-22

A Resolution of the City Council of the City of Moreno Valley, California, to Repeal Resolution 2006-12 and Adopt the City of Moreno Valley Standard Plans February 2007 Edition

- A11. APPROVAL TO APPLY FOR CITIZEN PREPAREDNESS AND PARTICIPATION GRANT AND ADOPTION OF AUTHORIZING RESOLUTION (Report of: Administrative Services Department)
Recommendation: Authorize staff to submit a grant application in the amount of \$30,000 for the Citizen Preparedness and Participation Grant and adopt Resolution No. 2007-23, providing the required authorization for staff to sign the application. If successful, this grant would require a \$6,000 City matching contribution.

Resolution No. 2007-23

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing City Officials to Execute Applications and Documents for Purposes of Obtaining Federal Financial Assistance Through the Citizen Preparedness and Participation Grant Administered by California Volunteers, Office of the Governor

A12. AUTHORIZE THE SUBMISSION OF AN APPLICATION FOR A WORKFORCE HOUSING PROGRAM GRANT (Report of: Economic Development Department)

Recommendation:

1. Review and approve the application for a grant from the Workforce Housing Reward Program of the California Department of Housing and Community Development (HCD); and
2. Adopt Resolution No. 2007-24, authorizing the submission of an application for a grant from the Workforce Housing Reward Program of the California Department of Housing and Community Development (HCD).

Resolution No. 2007-24

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing Application for Workforce Housing Reward Grant

A13. PARCEL MAP 30432 – REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING THE PORTION OF LAMOS PLACE ASSOCIATED WITH THE PROJECT INTO THE CITY'S MAINTAINED STREET SYSTEM, DEVELOPER – CASITAS DEL VALLE HOUSING ASSOCIATES L.P., INDIO, CA 92201 (Report of: Public Works Department)

Recommendation:

1. Adopt Resolution No. 2007-25 authorizing the acceptance of the public improvements for Parcel Map 30432 as complete and accepting the portion of Lamos Place associated with the project into the City's maintained street system; and

Resolution No. 2007-25

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Improvements as Complete within Parcel Map 30432, and Accepting the Portion of Lamos Place Associated with the Project into the City's Maintained System

2. Authorize the City Engineer to execute the 90% reduction to the Faithful Performance Bond, exonerate the Material and Labor Bond in 90 days if there are no stop notices or liens on file with the City Clerk, and exonerate the final 10% of the Faithful Performance Bond in one year when all clearances are received.

A14. TRACT 32715 – APPROVAL OF ACQUISITION OF CERTAIN PROPERTY FOR PUBLIC RIGHT-OF-WAY, EAST SIDE OF PERRIS BOULEVARD SOUTH OF IRONWOOD AVENUE, SUBDIVIDER – GARDNER CONSTRUCTION & DEVELOPMENT, INC., REDLANDS CA 92373 (Report of: Public Works Department)
Recommendation:

1. Approve the Agreement between the City of Moreno Valley, and Gardner Construction & Development, Inc, for Acquisition of Certain Property for Public Right-Of-Way;
2. Authorize the Mayor to execute the agreement; and
3. Direct the City Clerk to forward the signed Agreement to the County Recorder's Office for recordation.

A15. TRACT 32715 - APPROVAL OF COOPERATIVE AGREEMENT FOR SUNNYMEAD CHANNEL BOX CULVERT, STAGE 7, BETWEEN THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, CITY OF MORENO VALLEY, AND GARDNER CONSTRUCTION & DEVELOPMENT, INC., EAST SIDE OF PERRIS BOULEVARD SOUTH OF IRONWOOD AVENUE, SUBDIVIDER – GARDNER CONSTRUCTION & DEVELOPMENT, INC., REDLANDS, CA 92373 (Report of: Public Works Department)
Recommendation:

1. Approve the Cooperative Agreement between the Riverside County Flood Control and Water Conservation District, City of Moreno Valley, and Gardner Construction & Development, Inc., for Sunnymead Channel Box Culvert, Stage 7;

2. Authorize the Mayor to execute the cooperative agreement; and
 3. Direct the City Clerk to forward the signed agreement to Riverside County Flood Control and Water Conservation District.
- A16. APPROVE TRACT 32715 – SINGLE FAMILY RESIDENTIAL – ACCEPT FINAL MAP, AGREEMENT, AND BONDS FOR PUBLIC IMPROVEMENTS, EAST SIDE OF PERRIS BOULEVARD SOUTH OF IRONWOOD AVENUE, SUBDIVIDER – GARDNER CONSTRUCTION & DEVELOPMENT, INC., REDLANDS, CA 92373 (Report of: Public Works Department)
Recommendation:
1. Approve Tract 32715, authorize the City Clerk to sign the map and transmit said map to the County Recorder’s Office for recordation;
 2. Accept the Agreement and Bonds for Public Improvements;
 3. Authorize Mayor to execute the Agreement;
 4. Direct the City Clerk to forward the signed Agreement to the County Recorder’s Office for recordation; and
 5. Authorize the City Engineer to execute any future time extension amendments to the agreement, subject to City Attorney approval, if the required public improvements are not completed within said timeframe.
- A17. ORDINANCE NO. 739 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, APPROVING PA06-0149 (ZONE CHANGE) TO CHANGE THE LAND USE FROM (O) OFFICE TO (OC) OFFICE COMMERCIAL FOR THE PURPOSES OF CONVERTING 8,410 SQUARE FEET OF EXISTING MEDICAL OFFICE SPACE INTO A PHARMACY ON APPROXIMATELY 3.15 ACRES OF LAND, ASSESSOR’S PARCEL NUMBER 264-060-009, LOCATED AT 11441 HEACOCK STREET, SOUTH OF PARKLAND AVENUE, WESTSIDE OF HEACOCK STREET (RECEIVED FIRST READING AND INTRODUCTION ON FEBRUARY 27, 2007 ON A 5-0 VOTE) (Report of: Community Development Department)
Recommendation: Adopt Ordinance No. 739.

Ordinance No. 739

An Ordinance of the City Council of the City of Moreno Valley, California, Approving PA06-0149 (Zone Change) to Change the Land Use from (O) Office to (OC) Office Commercial for the Purposes of Converting 8,410 Square Feet of Existing Medical Office Space into a Pharmacy on Approximately 3.15 Acres of Land, Assessor's Parcel Number 264-060-009, Located at 11441 Heacock Street, South of Parkland Avenue, Westside of Heacock Street

- A18. MULTI-USE TRAIL, EQUESTRIAN STAGING AREA, AND LINEAR PARK IMPROVEMENTS WITHIN TRACTS 30476, 30714, 30320, AND 30321 – ACCEPT 2ND AMENDMENT TO AGREEMENT (TIME EXTENSION) FOR LINEAR PARK IMPROVEMENTS, ACCEPT SUBSTITUTION BONDS, ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE IMPROVEMENTS FOR THE MULTI-USE TRAIL AND EQUESTRIAN STAGING AREA INTO THE CITY'S MAINTAINED SYSTEM, ADOPT A QUITCLAIM DEED TO TRANSFER REAL PROPERTY LOCATED AT THE EQUESTRIAN STAGING AREA FROM THE CITY OF MORENO VALLEY, A MUNICIPAL CORPORATION, TO THE MORENO VALLEY COMMUNITY SERVICES DISTRICT, AND PARTIALLY REDUCE THE FAITHFUL PERFORMANCE BOND FOR THE MULTI-USE TRAIL AND EQUESTRIAN STAGING AREA, LASSELLE STREET, SOUTH OF KRAMERIA AVENUE IN THE MORENO VALLEY RANCH SPECIFIC PLAN (SP193) AREA – DEVELOPER – EMPIRE LAND, LLC, ONTARIO, CA (Report of: Public Works Department)

Recommendation:

1. Authorize the Mayor to execute the 2nd Amendment to Agreement for Linear Park Improvements within Tracts 30476, 30714, 30320, and 30321;
2. Instruct the City Clerk to forward the completed 2nd Amendment to Agreement for Park Improvements to the County Recorder's Office for recordation;
3. Accept the substitution bonds issued by Bond Safeguard Insurance Company for the Multi-Use Trail, Equestrian Staging Area, and Linear Park Improvements within Tracts 30476, 30714, 30320, and 30321 submitted by Empire Land, LLC;
4. Authorize the City Engineer to exonerate the Faithful Performance and Material and Labor Bond previously submitted

by Empire Land, LLC and issued by Arch Insurance Company and Western Insurance Company upon acceptance of the substitution bonds;

5. Adopt Resolution No. 2007-26 authorizing the acceptance of the improvements for the Equestrian Staging Area and the Multi-Use Trail into the City's maintained system;

Resolution No. 2007-26

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Multi-Use Trail and Equestrian Staging Area as Complete within Tracts 30476, 30714, 30320, and 30321, and Accepting Both into the City's Maintained System

6. Authorize the City Engineer to execute the partial reduction to the Faithful Performance Bond for the Multi-Use Trail and the Equestrian Staging Area, exonerate the Material and Labor Bond associated with the partial reduction in 90 days if there are no stop notices or liens on file with the City Clerk, and exonerate the final warranty portion of the Faithful Performance Bond in one year when all clearances are received; and
7. Authorize the Mayor to execute a quitclaim deed to transfer real property located at the Equestrian Staging Area from the City of Moreno Valley, a Municipal Corporation, to the Moreno Valley Community Services District.

A19. MINUTES - REGULAR MEETING OF FEBRUARY 27, 2007(Report of: City Clerk's Department)
Recommendation: Approve as submitted.

A20. APPROVE RECOMMENDED FY 2006-07 MID YEAR BUDGET (APPROPRIATION ADJUSTMENTS) (Report of: Finance Department)
Recommendation: Approve all recommended FY 2006-07 mid-year budget adjustments.

A21. IMPLEMENTATION OF CITY-WIDE CLASSIFICATION AND COMPENSATION STUDY (Report of: Human Resources Department)
Recommendation: Approve the implementation of the City-wide Classification and Compensation Study.

A22. APPROVAL OF REVISED ADMINISTRATIVE POLICY

REGARDING EXECUTIVE MANAGEMENT CONTRACTS (Report of: Human Resources Department)
Recommendation: Approve the revised Administrative Policy #5.14, "Executive Management Contracts."

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. PUBLIC MEETING REGARDING THE MAIL BALLOT PROCEEDINGS FOR BRAVO BURGERS RESTAURANT - BALLOTTED ITEM: CSD ZONE M (COMMERCIAL, INDUSTRIAL, AND MULTIFAMILY IMPROVED MEDIAN MAINTENANCE); AND OAKWOOD APARTMENTS - BALLOTTED ITEM: CSD ZONE M (Report of: Public Works Department)
Recommendation: Accept public comments regarding the mail ballot proceedings for:
- a) Bravo Burgers Restaurant – APNs 263-111-039 and 263-111-040 (and any division thereof) and Oakwood Apartments – APNs 486-070-003 and 486-070-004 (and any division thereof) for inclusion into CSD Zone M (Commercial, Industrial, and Multifamily Improved Median Maintenance) and approval of the annual Zone M parcel charge.
- B3. MULTI-USE TRAIL, EQUESTRIAN STAGING AREA, AND LINEAR PARK IMPROVEMENTS WITHIN TRACTS 30476, 30714, 30320, AND 30321 – ACCEPT 2ND AMENDMENT TO AGREEMENT (TIME EXTENSION) FOR LINEAR PARK IMPROVEMENTS, ACCEPT SUBSTITUTION BONDS, ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE IMPROVEMENTS FOR THE MULTI-USE TRAIL AND EQUESTRIAN STAGING AREA INTO THE CITY’S MAINTAINED SYSTEM, ADOPT A QUITCLAIM DEED TO TRANSFER REAL PROPERTY LOCATED AT THE EQUESTRIAN STAGING AREA FROM THE CITY OF MORENO VALLEY, A MUNICIPAL CORPORATION, TO THE MORENO VALLEY COMMUNITY SERVICES DISTRICT, AND PARTIALLY REDUCE THE FAITHFUL PERFORMANCE BOND FOR THE MULTI-USE TRAIL AND EQUESTRIAN STAGING AREA, LASSELLE STREET, SOUTH OF KRAMERIA AVENUE IN THE MORENO VALLEY RANCH SPECIFIC PLAN (SP193) AREA – DEVELOPER – EMPIRE LAND, LLC, ONTARIO, CA (Report of: Public Works Department)

Recommendation: Execute the Certificates of Acceptance, which allow the transfers of real property located at the Equestrian Staging Area from the City of Moreno Valley, a Municipal Corporation, to the Moreno Valley Community Services District.

- B4. MINUTES - REGULAR MEETING OF FEBRUARY 27, 2007(Report of: City Clerk's Department)
Recommendation: Approve as submitted.

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 FEBRUARY 27, 2007(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 FEBRUARY 27, 2007(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. A PUBLIC HEARING TO ADOPT RESOLUTION NO. 2007-27, AND TO ADOPT RESOLUTION NO. 2007-28, RELATED TO THE ISSUANCE OF TAXABLE LEASE REVENUE BONDS FOR FINANCING THE CONSTRUCTION OF AN ELECTRIC UTILITY SUBSTATION AND SWITCHYARD; AND AUTHORIZING CERTAIN DOCUMENTS AND DIRECTING CERTAIN ACTIONS IN CONNECTION THEREWITH (Report of: Finance Department)

Recommendation: That the City Council:

1. Conduct a public hearing in compliance with Section 6586.5 of the Government Code of the State of California (the "JPA Act") requiring the making of certain findings of significant public benefit with respect to capital to be acquired, constructed or financed with the proceeds of bonds;
2. Adopt Resolution No. 2007-28, finding significant public benefit with respect to certain public capital improvements to be located within the boundaries of the City, and approving the sale of bonds in connection therewith;

Resolution No. 2007-28

A Resolution of the City Council of the City of Moreno Valley, California, Finding Significant Public Benefit with Respect to Certain Public Capital Improvements to be Located Within the Boundaries of the City and Approving the Sale of Bonds in Connection Therewith

3. Adopt Resolution No. 2007-27, authorizing the execution and delivery of documents relating to the sale and delivery of a not to exceed aggregate principal amount of \$28,500,000 in Moreno Valley Public Financing Authority 2007 Lease Revenue Bonds, and authorizing certain documents and directing certain actions in connection therewith; and upon closing the public hearing;

Resolution No. 2007-27

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Execution and Delivery of Documents Relating to the Issuance and Sale of Not to Exceed \$28,500,000 Moreno Valley Public Financing Authority 2007 Taxable Lease Revenue Bonds and Authorizing Certain Documents and Directing Certain Actions in Connection Therewith

4. Adjourn to a Special Meeting of the Moreno Valley Public Financing Authority for approval of the Authority's Resolution of Issuance.

**ADJOURNMENT OF REGULAR MORENO VALLEY JOINT CITY COUNCIL
MEETING TO A SPECIAL JOINT MEETING OF THE MORENO VALLEY
PUBLIC FINANCING AUTHORITY (MVPFA)**

**SPECIAL JOINT MEETING OF THE MORENO VALLEY PUBLIC FINANCING
AUTHORITY (MVPFA)**

CALL TO ORDER

ROLL CALL

PUBLIC COMMENTS ON MATTERS ON THE SPECIAL MEETING 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 LAVENDER 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.

1. ADOPT RESOLUTION NO. MVPFA 2007-01, APPROVING A LEASE AGREEMENT WITH THE CITY OF MORENO VALLEY AND CERTAIN OTHER DOCUMENTS IN CONNECTION WITH THE ISSUANCE AND DELIVERY OF THE MORENO VALLEY PUBLIC FINANCING AUTHORITY 2007 TAXABLE LEASE REVENUE BONDS, IN A PRINCIPAL AMOUNT NOT TO EXCEED \$28,500,000 (Report of: Finance Department)

Recommendation: That the City Council acting in their capacity as the Chairperson and Directors of the Moreno Valley Public Financing Authority:

1. Adopt Resolution No. MVPFA 2007-01, approving a lease agreement with the City of Moreno Valley and certain other documents in connection with the issuance and delivery of the Moreno Valley Public Financing Authority 2007 Taxable Lease Revenue Bonds in a principal amount not to exceed \$28,500,000.

Resolution No. MVPFA 2007-01

A Resolution of the Board of Directors of the Moreno Valley Public Financing Authority Approving a Lease Agreement with the City of Moreno Valley and Certain other Documents in Connection with the Issuance and Delivery of the Moreno Valley Public Financing Authority 2007 Taxable Lease Revenue Bonds, in a Principal Amount not to Exceed \$28,500,000

ADJOURNMENT

**RECONVENE 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**

**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 Commission by Council Member Stewart

G2. INTRODUCTION OF ORDINANCE NO. 740, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, AMENDING TITLE 11 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE, BY ADDING A NEW CHAPTER 11.80 RELATING TO NOISE REGULATION (Report of: City Attorney's Department)

Recommendation: That the City Council introduce Ordinance No. 740, an Ordinance of the City Council of the City of Moreno Valley, California, Amending Title 11 of the City of Moreno Valley Municipal Code, by Adding a New Chapter 11.80 Relating to Noise Regulation.

Ordinance No. 740

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Title 11 of the City of Moreno Valley Municipal Code, by Adding a New Chapter 11.80 Relating to Noise Regulation

G3. APPOINTMENTS TO THE PLANNING COMMISSION (Report of: City Clerk's Department)

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

1. Appoint three (3) members for terms expiring March 31, 2011;
2. If the appointments are not made, authorize the City Clerk to re-notice the positions as vacant.

G4. CITY MANAGER'S REPORT (Informational Oral Presentation – not

for Council action)

H. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING AND INTRODUCTION - NONE

ORDINANCES - 2ND READING AND ADOPTION - NONE

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

A Closed Session of the City Council, Community Services District and Community Redevelopment Agency of the City of Moreno Valley will be held in the City Manager's Conference Room, Second Floor, City Hall. The City Council will meet in Closed Session to confer with its legal counsel regarding the following matter(s) and any additional matter(s) publicly and orally announced by the City Attorney in the Council Chamber at the time of convening the Closed Session.

- **PUBLIC COMMENTS ON MATTERS ON THE CLOSED SESSION AGENDA UNDER THE JURISDICTION OF THE CITY COUNCIL**

There is a three-minute time limit per person. Please complete and submit a BLUE speaker slip to the City Clerk. All remarks and questions shall be addressed to the presiding officer or to the City Council and not to any individual Council member, staff member or other person.

The Closed Session will be held pursuant to Government Code:

- 1) SECTION 54956.9(b)(1) - CONFERENCE WITH LEGAL COUNSEL - SIGNIFICANT EXPOSURE TO LITIGATION
Number of Cases: 4
- 2) SECTION 54956.9(c) - CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION
Number of Cases: 4
- 3) SECTION 54956.8 - CONFERENCE WITH REAL PROPERTY NEGOTIATOR
 - a) City's Negotiator: Robert G. Gutierrez & Rick Hartmann
Under Negotiation: Price and terms of payment

<u>APN</u>	<u>Owner</u>	<u>Negotiating for the owner</u>
291-191-001	Eugene Gabrych	Marcelle Williams – Lee and Associates
291-191-002	Armando Heredia	Marcelle Williams – Lee and Associates
291-191-003	Michael O'Malley	Marcelle Williams – Lee and Associates
291-191-004	Ekinomo Odufalu	Marcelle Williams - Lee and Associates
291-191-006	Francisco Valdez	Marcelle Williams – Lee and Associates

291-191-007	Margaret Cameron	Marcelle Williams – Lee and Associates
291-191-008	Donald Ortego	Marcelle Williams – Lee and Associates
291-191-009	Donald Ortego	Marcelle Williams – Lee and Associates
291-191-010	Carolyn A. Jacques, LT	Marcelle Williams – Lee and Associates
291-191-011	Estate of Keith Small	Marcelle Williams – Lee and Associates
291-191-012	Antonio Anaya	Marcelle Williams – Lee and Associates
291-191-013	Fred Chang	Marcelle Williams – Lee and Associates

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

ADJOURNMENT