

**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.
NOVEMBER 27, 2007**

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 6:31 p.m. by Mayor White in the Council Chamber located at 14177 Frederick Street.

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

INVOCATION - Pastor Charles Gibson, Breakthrough Church of God in Christ

ROLL CALL

Council:

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

Staff:

Margaret Ayars	Assistant City Clerk
Ewa Lopez	Deputy City Clerk
Steve Chapman	Finance Director/City Treasurer
Robert Herrick	City Attorney
Robert Gutierrez	City Manager
Betsy Adams	Assistant City Manager
Rick Hartmann	Deputy City Manager
Rick Hall	Police Chief
John Clark	Fire Chief
Chris Vogt	Public Works Director/City Engineer
Kyle Kollar	Community Development Director
Barry Foster	Economic Development Director

Steve Elam	Administrative Services Director
Denese Wilson-Beilke	Human Resources Director
Cynthia Pirtle	Director of Library Services
Mike McCarty	Parks & Community Services Director
Angela Rushen	Assistant to the City Manager

City Manager introduced Kyle Kollar, Community 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 White 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 NOVEMBER 13, 2007 (Report of: City Clerk's Department)

Recommendation: Approve as submitted.

- A3. PA04-0058 – APARTMENT COMPLEX – AGREEMENT AND BONDS FOR PUBLIC IMPROVEMENTS, AROUND THE NORTHEAST CORNER OF PERRIS BOULEVARD AND EUCALYPTUS AVENUE, DEVELOPER: PERRIS ISLE LIMITED PARTNERSHIP, A CALIFORNIA LIMITED PARTNERSHIP, MERCED, CA (Report of: Public Works Department)

Recommendation:

- 1. Accept the Agreement and Bonds for Public Improvements;
- 2. Authorize the Mayor to execute the Agreement;
- 3. Direct the City Clerk to forward the signed Agreement to the County Recorder's Office for recordation; and
- 4. 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.

- A4. WARRANT REPORT – SEPTEMBER 30, 2007 (Report of: Finance Department)

Recommendation:

1. Adopt Resolution No. 2007-131.

Resolution No. 2007-131

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Warrant Report Dated September 30, 2007

- A5. TRACT 32710 – SINGLE FAMILY RESIDENTIAL – ACCEPT FINAL MAP, AGREEMENT, AND BONDS FOR PUBLIC IMPROVEMENTS, OCALA COURT, NORTH OF IRONWOOD AVENUE AND EAST OF HEACOCK STREET, DEVELOPER: ISAAC GENAH AND GLORIA M. GENAH, TRUSTORS AND TRUSTEES OF THE CSA REVOCABLE TRUST DATED SEPTEMBER 10, 1993, LA HABRA HEIGHTS, CA, AND HANSON A. H. HO, TRUSTEE OF THE HO 2001 FAMILY TRUST, SAN DIMAS, CA 91773 (Report of: Public Works Department)

Recommendation:

1. Approve Tract 32710, 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 the 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.

- A6. BID AWARD TO MULTIPLE VENDORS – FLEET VEHICLES (BID NO. 07/08-03) (Report of: Finance Department)

Recommendation:

1. Award the bid for the purchase of seventeen vehicles and instruct the

Finance Director to issue a purchase order to Fritt's Ford in the amount of \$278,170.58; and

2. Award the bid for the purchase of three vehicles and instruct the Finance Director to issue a purchase order to Fairview Ford in the amount of \$48,436.41.

- A7. SECOND AMENDMENT TO AGREEMENT FOR PROFESSIONAL CONSULTANT DESIGN SERVICES FOR DAY STREET ROADWAY IMPROVEMENTS FROM ALESSANDRO BOULEVARD TO COTTONWOOD AVENUE – PROJECT NO. 02-89266920 (Report of: Public Works Department)

Recommendation:

1. Approve the “Second Amendment to Agreement for Professional Consultant Services” with AEI-CASC Engineering, 937 South Via Lata, Suite 500, Colton, California 92324 to provide additional engineering services for street improvements;
2. Authorize the City Manager to execute said “Second Amendment to Agreement for Professional Consultant Services” with AEI-CASC Engineering; and
3. Authorize an increase in the Purchase Order to AEI-CASC Engineering, in the amount of \$14,316 from Account No. 892.66920, when the “Second Amendment to Agreement for Professional Consultant Services” has been signed by all parties.

- A8. 2007 LEGISLATIVE UPDATE (Report of: Assistant to the City Manager)

Recommendation: That the City Council receive and file the informational report.

- A9. FISCAL YEAR 2007/2008 BUDGET APPROPRIATION ADJUSTMENT FOR ADDITIONAL PROFESSIONAL CONSULTANT SERVICES FOR THE PUBLIC WORKS DEPARTMENT, LAND DEVELOPMENT DIVISION, AND AUTHORIZATION TO INCREASE THE FISCAL YEAR 2007/2008 PURCHASE ORDERS FOR “ON-CALL” INSPECTION SERVICES WITH CALTROP AND VALI COOPER (Report of: Public Works Department)

Recommendation:

1. Approve an additional appropriation to the Public Works, Land

Development Division's "Other Professional Services" Fund (Account Number 00011.52710.6255) in the amount of \$635,000;

2. Authorize the City Manager to execute the \$317,500 Change Orders to the existing Fiscal Year 2007/2008 Purchase Orders with Caltrop and Vali Cooper for "On-Call" inspection services;
 3. Authorize the Finance Department to increase the Fiscal Year 2007/2008 revenue account 00011.0110.4256 in the amount of \$635,000; and
 4. Authorize the Public Works Director to adjust the amounts of the Purchase Orders if needed, between Caltrop and Vali Cooper, not to exceed the \$635,000 appropriation.
- A10. AUTHORIZATION TO AWARD AGREEMENT FOR PROFESSIONAL CONSULTANT DESIGN SERVICES FOR TRAFFIC SIGNAL AND STREET IMPROVEMENTS AT THREE (3) INTERSECTIONS: LASSELLE STREET AND BAY AVENUE PROJECT NO. 08-41779426, LASSELLE STREET AND COTTONWOOD AVENUE PROJECT NO. 08-41779126, AND KITCHING STREET AND EUCALYPTUS AVENUE PROJECT NO. 08-41779326 (Report of: Public Works Department)

Recommendation:

1. Approve the Agreement for Professional Consultant Design Services with Willdan, 13191 Crossroads Parkway North, Suite 405, Industry, CA 91746 to provide design services for traffic signal and street improvements;
2. Authorize the City Manager to execute said Agreement for Professional Consultant Design Services with Willdan;
3. Authorize the appropriation of \$149,500 from the unencumbered Development Impact Fees-Arterial Streets (Fund 201) fund balance to provide funding for the City administrative and consultant costs for the design of needed street improvements (non-traffic signal). The funds will be allotted to the three (3) new projects (Fund 416) which are explained in more detail in the Fiscal Impact section of the report;
4. Authorize the issuance of Purchase Orders to Willdan for a total amount of \$279,970 (\$254,518 for the agreement plus the 10% contingency amount of \$25,452) for the design of needed street and traffic signal improvements for these intersections. Refer to Fiscal Impact section of the report for more explanations on these Purchase Orders; and

5. Authorize the City Engineer to execute any subsequent related minor amendments to the Agreement for Professional Consultant Services with Willdan, up to but not exceeding the Purchase Order contingency authorization for each project, subject to approval of the City Attorney.
- A11. AUTHORIZE SUBMISSION OF GRANT APPLICATIONS FOR THE FISCAL YEAR 2008/2009 BICYCLE TRANSPORTATION ACCOUNT PROGRAM AND ADOPT RESOLUTION NO. 2007-132 COMMITTING TO PROVIDE A MINIMUM OF 10 PERCENT OF THE TOTAL PROJECT COST FROM LOCAL FUNDS (Report of: Public Works Department)

Recommendation:

1. Authorize the Public Works Director/City Engineer to submit grant applications to the California Department of Transportation for the Fiscal Year (FY) 2008/2009 Bicycle Transportation Account (BTA) Program; and
2. Adopt the proposed resolution committing to provide a minimum of 10 percent of the total project cost from local funds.

Resolution No. 2007-132

A Resolution of the City Council of the City of Moreno Valley, California, Committing to Provide a Minimum of 10 Percent of the BTA Project Costs from Local Funds.

- A12. TRACT MAP 30316 - REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING AVENIDA DE PORTUGAL, VIA JARDIN, VIA RIO, CALLE BELDING, AVENUE ANILLO, CALLE LUNA, BARONA COURT, VIA LIDO, AVENIDA FIESTA, CALLE VEJAR, VIA MARAVILLA, VISTA ALLEGRE, VIA LAVANDA, AND THE PORTIONS OF CAMINO FLORES, CASA ENCANTADOR ROAD, AND NASON STREET ASSOCIATED WITH THE PROJECT INTO THE CITY'S MAINTAINED STREET SYSTEM DEVELOPER - K. HOVNIANIAN FORECAST HOMES, INC., ONTARIO, CA 91761, (CONTINUED FROM 10/23/07 ON A 5-0 VOTE) (Report of: Public Works Department)

Recommendation:

1. Adopt Resolution No. 2007-118 authorizing the acceptance of the Public Improvements for Tract Map 30316 as complete and accepting Avenida de Portugal, Via Jardin, Via Rio, Calle Belding, Avenue Anillo, Calle Luna, Barona Court, Via Lido, Avenida Fiesta, Calle Vejar, Via

Maravilla, Vista Alegre, Via Lavanda, and the portions of Camino Flores, Casa Encantador Road, and Nason Street associated with the project into the City's maintained street system; and

Resolution No. 2007-118

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Improvements as Complete within Tract Map 30316, and Accepting Avenida De Portugal, Via Jardin, Via Rio, Calle Belding, Avenue Anillo, Calle Luna, Barona Court, Via Lido, Avenida Fiesta, Calle Vejar, Via Maravilla, Vista Alegre, Via Lavanda, and the Portions of Camino Flores, Casa Encantador Road, and Nason Street Associated with the Project into the City's Maintained Street 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.
- A13. APPROVE PROJECT RECOMMENDATIONS FOR CYCLE 7 OF THE SAFE ROUTES TO SCHOOL PROGRAM AND ADOPT RESOLUTION NO. 2007-133 SUPPORTING THE CITY OF MORENO VALLEY'S CONTINUED COMMITMENT TO DEVELOP AND PROMOTE A COMPREHENSIVE SAFE ROUTES TO SCHOOL PROGRAM (Report of: Public Works Department)

Recommendation:

1. Approve project recommendations for Cycle 7 Safe Routes to School Program; and
2. Adopt the proposed resolution supporting the City of Moreno Valley's continued commitment to develop and promote a comprehensive Safe Routes to School program.

Resolution No. 2007 -133

A Resolution of the City Council of the City of Moreno Valley, California, to Support the City's Continued Commitment to Develop and Promote a Comprehensive Safe Routes to School Program.

- A14. APPROVAL OF QUARTERLY INVESTMENT REPORT – QUARTER ENDED SEPTEMBER 30, 2007 (Report of: Finance Department)

Recommendation: Approve and accept the quarterly investment report, in compliance with the Investment Policy.

- A15. AWARD OF CONTRACT TO IMPLEMENT A STORAGE AREA NETWORK AND REPLACE COMPUTER SERVERS WITH VIRTUAL SERVERS (Report of: Administrative Services Department)

Recommendation: Award the contract to Nth Generation Computing, Inc. to replace and consolidate computer servers through the use of a Storage Area Network and virtual servers, and instruct the Finance Director to issue a purchase order for an amount not-to-exceed \$205,503.97.

- A16. CONSIDERATION OF THE 11TH AMENDMENT TO THE MARCH JOINT POWERS AUTHORITY AGREEMENT BETWEEN THE CITIES OF MORENO VALLEY, PERRIS AND RIVERSIDE AND THE COUNTY OF RIVERSIDE (Report of: Deputy City Manager)

Recommendation: Approve the 11th Amendment to the March Joint Powers Authority (MJPA) Agreement and authorize the Mayor to execute the proposed document.

- A17. CITY COUNCIL REPORTS ON REIMBURSABLE ACTIVITIES (Report of: City Clerk's Department)

Recommendation: Receive and file the Reports on Reimbursable Activities for the period of November 7 through November 20, 2007.

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 NOVEMBER 13, 2007 (Report of: City Clerk's Department)

Recommendation: Approve as submitted.

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 NOVEMBER 13, 2007 (Report of: City Clerk's Department)

Recommendation: Approve as submitted.

- C3. AUTHORIZATION OF AGREEMENT FOR PURCHASE AND THE CONVEYANCE OF TITLE TO ASSESSOR'S PARCEL NUMBER 486-084-006 ON PERRIS BOULEVARD IN THE SHEILA STREET NEIGHBORHOOD (Report of: Economic Development Department)

Recommendation: That the Board of Directors of the Community Redevelopment Agency (Agency):

1. Authorize the Agency Executive Director to execute the Agreement of Purchase and Sale of the above-described parcel;
2. Authorize the Agency Executive Director to execute escrow instructions and other documents as may be necessary to convey title to the parcel described above;
3. Authorize funding the acquisition from the Redevelopment Agency Housing Set Aside Fund account number 894.84125; and
4. 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 the escrow is complete.

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 NOVEMBER 13, 2007 (Report of: City Clerk's Department)

Recommendation: Approve as submitted.

Joint Consent Calendar Items A1-D2 approved by a 5-0 vote. m/Stewart, s/Batey.

E. PUBLIC HEARINGS

- E1. PUBLIC HEARING REGARDING MAIL PROCEEDINGS FOR TENTATIVE PARCEL MAP 35066 – BALLOTTED ITEM: NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) MAXIMUM RESIDENTIAL REGULATORY RATE; ON THE BORDER RESTAURANT – ASSESSOR PARCEL NUMBER (APN) 291-660-008 – BALLOTTED ITEM: NPDES MAXIMUM COMMERCIAL/INDUSTRIAL REGULATORY RATE; PORTILLO’S RESTAURANT – APN 291-650-001 – BALLOTTED ITEMS: NPDES MAXIMUM COMMERCIAL/INDUSTRIAL REGULATORY RATE; AND PERRIS ISLE APARTMENTS – APNs 479-070-039, 479-070-040, 479-070-041, AND 479-070-048 - BALLOTTED ITEM: NPDES MAXIMUM COMMERCIAL/INDUSTRIAL REGULATORY RATE AND CSD ZONE M (Report of: Public Works Department)

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

Recommendation:

1. That the Mayor and Members of the City of Moreno Valley City Council after conducting the public hearing:
 - a. Direct the City Clerk to tabulate the National Pollutant Discharge Elimination System (NPDES) ballots for Tentative Parcel Map 35066, On the Border Restaurant Assessor Parcel Number (APN) 291-660-008, Portillo’s Restaurant – APN 291-650-001, and Perris Isle Apartments – APNs 479-070-039, 479-070-040, 479-070-041, and 479-070-048;

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

The City Clerk announced the results as follows:

Parcel Map 35066, NPDES – “Passes”

On the Border Restaurant, NPDES – “Passes”

Portillo’s Restaurant, NPDES – “Passes”

Perris Isle Apartments, NPDES – 4 APNs - “Passes”

- b. Verify and accept the results of the mail ballot proceedings as identified on the Official Tally Sheet and APN listing;

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

- c. Receive and file with the City Clerk's office the accepted Official Tally Sheet and APN listing; and
- d. If approved, authorize and impose the NPDES maximum residential regulatory rate to Tentative Parcel Map 35066 and the NPDES maximum commercial/industrial regulatory rate to On the Border Restaurant – APN 291-660-008, Portillo's Restaurant – APN 291-650-001, and Perris Isle Apartments – APNs 479-070-039, 479-070-040, 479-070-041, and 479-070-048.

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

- 2. That the President and Members of the Board of Directors of the Moreno Valley CSD, after conducting the public hearing:
 - a. Direct the Secretary to the CSD Board to tabulate the CSD Zone M ballot for Perris Isle Apartments – APNs 479-070-039, 479-070-040, 479-070-041, AND 479-070-048;

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

The City Clerk announced the results as follows:

Perris Isle Apartments, CSD Zone M, 4 APNs – “Passes”

- b. Verify and accept the results of the mail ballot proceedings as identified on the Official Tally Sheet and attached APN listing;
- c. Receive and file with the City Clerk's office the accepted Official Tally Sheet and APN listing; and
- d. If approved, authorize and impose the CSD Zone M (Commercial, Industrial, and Multifamily Improved Median Maintenance) annual charge for Perris Isle Apartments - APNs 479-070-039, 479-070-040, 479-070-041, AND 479-070-048.

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

F. ITEMS REMOVED FROM CONSENT CALENDARS FOR DISCUSSION OR SEPARATE ACTION - NONE

G. REPORTS

- G1. DECLARING THE INTENT TO ANNEX ASSESSOR PARCEL NUMBER (APN) 297-170-005 INTO COMMUNITY FACILITIES DISTRICT NO. 4 – INFRASTRUCTURE (Report of: Public Works Department)

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

Recommendation: That the City Council, acting in its capacity as the legislative body of Community Facilities District (CFD) No. 4 - Infrastructure:

1. Approve and adopt Resolution No. 2007-134; a Resolution of the City Council of the City of Moreno Valley, California, acting in its capacity as the legislative body of Community Facilities District No. 4 - Infrastructure, adopting an annexation map showing territory proposed to be annexed to such Community Facilities District; and

Resolution No. 2007 -134

A Resolution of the City Council of the City of Moreno Valley, California, Acting in its Capacity as the Legislative Body of Community Facilities District No. 4- Infrastructure, Adopting an Annexation Map Showing Territory Proposed to be Annexed to Such Community Facilities District

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

2. Approve and adopt Resolution No. 2007-135; a Resolution of the City Council of the City of Moreno Valley, California, acting in its capacity as the legislative body of Community Facilities District No. 4 - Infrastructure, declaring its intention to authorize the annexation of territory to such Community Facilities District.

Resolution No. 2007 -135

A Resolution of the City Council of the City of Moreno Valley, California, Acting in its Capacity as the Legislative Body of Community Facilities District No. 4- Infrastructure, Declaring its Intention to Authorize the Annexation of Territory to Such Community Facilities District

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

G2. APPOINTMENT TO THE LIBRARY COMMISSION (Report of: City Clerk's Department)

Recommendation:

1. Appoint Martha Brantley Jackson to the Library Commission for a term expiring June 30, 2010; or
2. If appointment is not made, declare the position vacant and authorize the City Clerk to re-notice the position as vacant.

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

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

G3. PROPOSED FILM PERMIT ORDINANCE AMENDING TITLE 5 OF THE MORENO VALLEY MUNICIPAL CODE , ADDING THERETO A NEW CHAPTER 5.24 ESTABLISHING REGULATION FOR FILMING PERMITS; AND

PROPOSED RESOLUTION APPROVING RULES AND REGULATIONS GOVERNING THE FORM, TIME, AND LOCATION OF FILM ACTIVITY SET FORTH IN THE CITY OF MORENO VALLEY (Report of: Assistant to the City Manager)

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

Recommendation: That the City Council:

1. Introduce Ordinance No. 761 Amending Title 5 of the Moreno Valley Municipal Code, Adding Thereto a New Chapter 5.24 Establishing Regulations for Filming Permits; and

Ordinance No. 761

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Title 5 of the City of Moreno Valley Municipal Code, by Adding Thereto a New Chapter 5.24 Establishing Regulations for Filming Permits

Approved as amended by a 5-0 vote, m/Batey, s/Stewart.

2. Adopt Resolution No. 2007-136 Approving Rules and Regulations Governing the Form, Time, and Location of Film Activity Set Forth in the

City of Moreno Valley.

Resolution No. 2007-136

A Resolution of the City Council of the City of Moreno Valley, California,
Establishing Rules and Regulations Governing the Form, Time, and
Location of Film Activity

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

- G4. 2007 COMMUNITY SATISFACTION SURVEY (Report of: Assistant to the City Manager)

Recommendation: That the City Council receive the report on the 2007 Community Satisfaction survey and provide direction to staff.

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

Approved to receive and file by a 5-0 vote, m/Batey, s/West.

- G5. CITY MANAGER'S REPORT (Informational Oral Presentation – not for Council action)

City Manager announced:

- 1) 1st annual Mayor's Golf Tournament was held November 15 at the Moreno Valley Ranch Golf Course – a very successful event that demonstrates a strong community support for a new library; thanked community, volunteers, staff, golf participants, and sponsors, in particular Highland Fairview
- 2) City staff is planning another fundraiser for the benefit of a new library – a comedy night that will be held March 15, 2008 at the Conference and Recreation Center – sit down dinner and comedy show. Credit for this novel idea goes to Rick Hartmann.
- 3) EMWD is moving quickly with waterline replacement project on Sunnymead Blvd. In March of next year, the City is planning the first phase of the street beautification project. To help ease the burden of construction, City staff is working with contractors on creating traffic control plans aimed to minimize disruptions to businesses and residents as much as possible. (413-3555 – provides useful information on the project)
- 4) Equestrian station on Cottonwood will be dedicated on December 10 at 10 a.m.

H. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING AND INTRODUCTION - NONE

- H1. ORDINANCE AMENDING SECTION 12.36.010 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE RELATING TO THE DESIGNATION OF TRUCK ROUTES (Report of: Public Works Department)

Recommendation: That the City Council introduce Ordinance No. 760; amending Section 12.36.010 of Chapter 12.36 of Title 12 of the Municipal Code to include Heacock Street from Cactus Avenue to San Michele Road as a designated "Truck Route."

Ordinance No.760

An Ordinance of the City Council of the City of Moreno Valley Amending Section 12.36.010 of Chapter 12.36 of Title 12 of the City of Moreno Valley Municipal Code, Revising the Designation of Truck Routes.

Approved as amended to include extension from Alessandro Blvd. to Cactus Ave. by a 5-0 vote, m/Stewart, s/Batey.

ORDINANCES - 2ND READING AND ADOPTION

- H2. ORDINANCE NO. CSD 53 - AN ORDINANCE OF THE MORENO VALLEY COMMUNITY SERVICES DISTRICT OF THE CITY OF MORENO VALLEY, CALIFORNIA, ESTABLISHING REVISED FEES FOR RECREATIONAL ACTIVITIES, PARKS, THE USE OF THE TOWNGATE COMMUNITY CENTER, THE USE OF THE VALLEY SKATE PARK, THE USE OF THE MORENO VALLEY SENIOR COMMUNITY CENTER, THE MORENO VALLEY CONFERENCE AND RECREATION CENTER, THE EQUESTRIAN PARK AND NATURE CENTER, THE USE OF THE MOBILE STAGE UNIT, AND RESCINDING CERTAIN PRIOR ENACTMENTS (RECEIVED FIRST READING AND INTRODUCTION ON NOVEMBER 13, 2007 BY A 5-0 VOTE, AS AMENDED)

Recommendation: Adopt Ordinance No. CSD 53.

Ordinance No. CSD 53

An Ordinance of the Moreno Valley Community Services District of the City of Moreno Valley, California, Establishing Revised Fees for Recreational Activities, Parks, the Use of the TownGate Community Center, the Use of the

Valley Skate Park, the Use of the Moreno Valley Senior Community Center, the Moreno Valley Conference and Recreation Center, the Equestrian Park and Nature Center, the Use of the Mobile Stage Unit, and Rescinding Certain Prior Enactments.

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

- H3. ORDINANCE NO. 758 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, AMENDING SECTION 12.20.020 OF CHAPTER 12.20 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE RELATING TO A PRIMA FACIE SPEED LIMIT FOR CERTAIN STREETS (RECEIVED FIRST READING AND INTRODUCTION ON NOVEMBER 13, 2007 BY A 5-0 VOTE)

Recommendation: Adopt Ordinance No. 758.

Ordinance No. 758

An Ordinance of the City Council of the City of Moreno Valley, amending Section 12.20.020 of Chapter 12.20 of the City of Moreno Valley Municipal Code Relating to a Prima Facie Speed Limit for Certain Streets

Approved as amended by a 5-0 vote, m/Stewart, s/Batey.

- H4. ORDINANCE NO. 759 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, AMENDING TITLES 8, 9, 10 AND 11 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE BY AMENDING CHAPTERS 8.14, 8.20, 8.21, 8.22, 8.24, 8.26, 8.28, 8.36, 8.60, 9.08, 9.09, 9.10, 9.12, 9.15, 10.02, 11.06 AND 11.20, ADOPTING, AS MODIFIED, THE CALIFORNIA BUILDING STANDARDS CODE, CALIFORNIA CODE OF REGULATIONS, TITLE 24: INCORPORATING THE 2006 INTERNATIONAL BUILDING CODE, THE 2006 UNIFORM MECHANICAL CODE, THE 2006 UNIFORM PLUMBING CODE, THE 2006 INTERNATIONAL FIRE CODE EXCLUDING APPENDIX D, AND THE 2005 NATIONAL ELECTRICAL CODE; AND ADOPTING OTHER REGULATIONS RELATING TO BUILDING AND FIRE PREVENTION REQUIREMENTS; AND FURTHER AMENDING TITLE 8 BY DELETING CHAPTERS 8.16, 8.18 AND 8.38 (RECEIVED FIRST READING AND INTRODUCTION ON NOVEMBER 13, 2007 BY A 5-0 VOTE)

Recommendation: Adopt Ordinance No. 759

Ordinance No. 759

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Titles 8, 9, 10 and 11 of the City of Moreno Valley Municipal Code by Amending Chapters 8.14, 8.20, 8.21, 8.22, 8.24, 8.26, 8.28, 8.36, 8.60, 9.08, 9.09, 9.10, 9.12, 9.15, 10.02, 11.06 and 11.20, Adopting, as Modified, the California Building Standards Code, California Code of Regulations, Title 24: Incorporating the 2006 International Building Code, the 2006 Uniform Mechanical Code, the 2006 Uniform Plumbing Code, the 2006 International Fire Code Excluding Appendix D, and the 2005 National Electrical Code; and Adopting other Regulations Relating to Building and Fire Prevention Requirements; and Further Amending Title 8 by Deleting Chapters 8.16, 8.18 and 8.38.

Approved as amended by a 5-0 vote, m/Stewart, s/Batey.

ORDINANCES - URGENCY ORDINANCES – NONE

RESOLUTIONS

- H5. RESOLUTION AMENDING RESOLUTION 2007-43 TO ESTABLISH FEES TO RECOVER THE COSTS FOR FIRE PLAN CHECKS AND FIRE INSPECTIONS ASSOCIATED WITH THE 2007 CALIFORNIA BUILDING CODE STANDARDS. (Report of: Fire Chief)

Recommendation: Adopt Resolution No. 2007-137, amending Resolution 2007-43, to establish fees to recover the costs for fire plan checks and fire inspections associated with the 2007 California Building Code Standards.

Resolution No. 2007-137

A Resolution of the City Council of the City of Moreno Valley, California, Amending Resolution 2007-43 to Establish Fees for Fire Plan Checks and Fire Inspections in Order to Recover the Costs Associated with the 2007 California Building Code Standards

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

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

Tom Jerele, Sr.

- 1) Graffiti removal program – is very appreciative as a business man and community resident, great job; improvement areas – graffiti specifically in bathrooms in restaurants, gas stations, and retail stores; suggested creating a program to monitor and report graffiti (follow up, categorize, report to the Police Department)

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

Council Member West

- 1) Thanked Eric Lewis, Traffic Engineer, for an outstanding job he has been doing since joining City staff. Recently he had a situation at Lasselle Elementary School where parents and teachers were upset about the circulation plan – Eric came up with a solution

Council Member Stewart

- 1) Thanked Eric Lewis for his dedication and working extra hours
- 2) Noticed that one of the lowest ratings on the satisfaction survey is regulation of street vendors; noticed sweeps especially on Perris Blvd. and San Michelle; need to continue street sweeping and keep pressure for a while on a regular basis
- 3) Re public safety and more police - every year Council increases the number of police officers and he hopes to keep increasing the number every year
- 4) Special enforcement program during holiday season and traffic safety programs - similar to last year's; asked to keep the intersection of Frederick and Centerpointe in mind during the holiday season because of traffic congestion
- 5) Improvements on Sunnymead Blvd. from Frederick to Graham (uncovered and covered with dirt pipes in the ground) are impacting businesses. Asked for status on this

Council Member Flickinger

- 1) Illegal vendors sweeps are very effective but hard to coordinate because many agencies are involved; need to continue them and use the information received from the residents to schedule the sweeps
- 2) Congratulated Mayor White on very successful 1st annual Golf Tournament; nice job for the library
- 3) Tonight the Council approved an ordinance changing the speed limits on 23 different streets in the City of Moreno Valley

Mayor White

- 1) Thanked Council Member Flickinger for her remarks regarding Golf Tournament; thanked staff for the job well done; it will benefit library
- 2) Concerned about library phase 1 and 2 being funded – asked to take a hard look at it
- 3) Re Sunnymead Blvd. – suggested having a broken line instead of a double line to allow traffic turn into businesses – City Manager will look into it

Mayor Pro Tem Batey – no comments

CLOSED SESSION - NONE

ADJOURNMENT

There being no further business to conduct, the meeting was adjourned at 8:20 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:

Charles R. White, 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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