

AGENDA
CITY COUNCIL OF THE CITY OF MORENO VALLEY
MORENO VALLEY COMMUNITY SERVICES DISTRICT
COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF
MORENO VALLEY

February 17, 2009

STUDY SESSION – 6:00 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.

Bonnie Flickinger, Mayor Pro Tem
Jesse L. Molina, Council Member

Richard A. Stewart, Mayor

Robin N. Hastings, Council Member
William H. Batey II, Council Member

**AGENDA
CITY COUNCIL OF THE CITY OF MORENO VALLEY
MORENO VALLEY COMMUNITY SERVICES DISTRICT
COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO
VALLEY**

**STUDY SESSION - 6:00 PM
FEBRUARY 17, 2009**

CALL TO ORDER

PLEDGE OF ALLEGIANCE

INVOCATION

ROLL CALL

INTRODUCTIONS

PUBLIC COMMENTS ON MATTERS 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.

1. Charitable Car Washes (CDD/15 Min.)
2. Adoption of City Logo (Flickinger/Batey/10 Min.) ❖
3. City Council Requests and Communications

(Times shown are only estimates for staff presentation. Items may be deferred by Council if time does not permit full review.)

❖ Oral Presentation only – No written material provided

***Materials related to an item on this Agenda submitted to the City Council/Community Services District/Community Redevelopment Agency after distribution of the agenda packet are available for public inspection in the City Clerk's office at 14177 Frederick Street during normal business hours.**

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: 2

2 SECTION 54956.9(c) - CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION

Number of Cases: 2

3 SECTION 54956.8 - CONFERENCE WITH REAL PROPERTY NEGOTIATOR

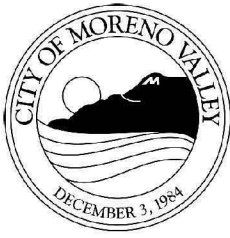
a) Property: Alessandro/Nason
City Negotiator: Barry Foster negotiating with Edge - SCI
Under Negotiation: Price and terms of payment
Owner: City of Moreno Valley
Owners Negotiator: Barry Foster negotiating with Edge - SCI
APN: APN 477-220-038 and 477-220-079 (former Civic Center site)

b) Property: Cottonwood Avenue west of Nason
City Negotiator: Barry Foster negotiating with Eastern Municipal Water District (EMWD)

Under Negotiation: Price and terms of payment
Owner: City of Moreno Valley
Owners Negotiator: Barry Foster negotiating with Eastern Municipal
Water District (EMWD)
APN APN 477-220-078 and 477-220-079

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

ADJOURNMENT



APPROVALS	
BUDGET OFFICER	<i>caf</i>
CITY ATTORNEY	<i>CMH</i>
CITY MANAGER	<i>RM</i>

Report to City Council

TO: Mayor and City Council

FROM: Kyle Kollar, Community Development Director

AGENDA DATE: February 17, 2009

TITLE: Charitable Car Washes

BACKGROUND

The City's Code and Neighborhood Services Division has received complaints from licensed commercial car wash businesses concerning certain charitable car wash events which occur on a regular, on-going basis. These complaints have reflected concern about alleged unfair business practices (including failure to obtain a City Business License or Temporary Use Permit) as well as excessive water usage and non-compliance with waste water drainage requirements.

Complaints received involve several business locations within the City where charitable car wash events are occurring every weekend and sometimes during the workweek. Code and Neighborhood Services staff have verified that charitable car wash events are occurring at some business locations on a regular, recurring basis. Staff is working with the owners of these businesses to either: obtain a Temporary Use Permit in order to legally host charitable car wash events; or decrease the frequency of these events to a negligible level.

DISCUSSION

Historically, the City has not actively 'policed' charitable car wash events. Generally, these events have been occasional only, and have not—until recently—generated concern or complaint from the business community or public at large. The only means available to the City at present to regulate charitable car wash events is as a "special event". The City's Municipal Code defines special events as temporary uses which are secondary to the primary business activity on a given site. Any business within the City

is eligible to apply for a Temporary Use Permit for up to fourteen (14) days per calendar year. The City charges a fee of \$72 for issuance of a Temporary Use Permit.

In addition to the fee, an applicant for a TUP must comply with the following requirements per the Moreno Valley Municipal Code Section 9.02.150;

- Applications for temporary use permits shall be filed a minimum of thirty (30) days prior to the date of the proposed event.
- Applications must be accompanied by all appropriate fees and deposits, as determined by resolution of the city council.
- A site plan identifying the area to be occupied, all pedestrian areas, parking lot areas and/or drive aisles proposed to be closed, blocked, obstructed and/or barricaded and their proximity to major circulation aisles, public rights-of-way and buildings.
- Written authorization from the property owner or the property owner’s duly authorized agent.
- Written operational/environmental statement identifying the proposed dates, defining the nature of the event or use and containing such other information as the community development director or designee shall consider necessary to determine the expected effects and impacts of the event or use.
- Proof of an applicable city business license. Currently, The Business License Division is waiving the Business License fee and the processing fee to all institutions or groups that show proof of non-profit status per Section 5.02.370 of the City’s Municipal Code.

Prepared By: Al Brady

Department Head Approval: Kyle Kollar

Council Action	
Approved as requested:	Referred to:
Approved as amended:	For:
Denied:	Continued until:
Other:	Hearing set for:



MORENO VALLEY

W H E R E D R E A M S S O A R

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