

MINUTES
CITY COUNCIL OF THE CITY OF MORENO VALLEY
May 26, 2009

CALL TO ORDER

SPECIAL PRESENTATIONS

1. Recognition of Rancho Verde High School Track Team
2. Recognition of Winners of the William H. Batey II Reading Contest
3. 1st Quarter 2009 Employee of the Quarter Award - Vince Giron

**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 PM
May 26, 2009**

CALL TO ORDER

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 6:46 p.m. by Mayor Stewart in the Council Chamber located at 14177 Frederick Street.

PLEDGE OF ALLEGIANCE – Council Member Molina

INVOCATION - Pastor Mark Orellana, Victory Outreach Church

ROLL CALL

Council:

Richard A. Stewart	Mayor
William H Batey II	Council Member
Bonnie Flickinger	Mayor Pro Tem
Robin N. Hastings	Council Member (via teleconference)
Jesse L Molina	Council Member

Staff:

Jane Halstead	Clerk
Ewa Lopez	Deputy City Clerk
Steve Elam	Financial and Administrative Services Director
Robert Hansen	Assistant City Attorney
Robert Gutierrez	City Manager
Betsy Adams	Assistant City Manager
Rick Hartmann	Deputy City Manager
Joel Ontiveros	Lieutenant
Randy Metz	Fire Marshal
Chris Vogt	Public Works Director/Cit
Kyle Kollar	Community Development Dir
Barry Foster	Economic Development Dire
Mike McCarty	Parks & Community Service
Chris Paxton	Human Resources Director
Becky Guillan	Library Services Division Manager

AGENDA ORDER

- E .1 A PUBLIC HEARING FOR AN INDUSTRIAL COMPLEX (PA07-0152, PA07-0153, PA07-0154, PA07-0155 AND PA07-0156) WITH FOUR BUILDINGS (1,484,407 TOTAL SQ FT) ON 66.9 NET ACRES. THE TENTATIVE PARCEL MAP 35879 (PA07-0151) WILL CREATE FOUR PARCELS. THE GENERAL PLAN (PA08-0057) AND SPECIFIC PLAN (P08-060) AMENDMENTS ARE REQUIRED FOR THE REALIGNMENT OF KRAMERIA STREET AND WILL AMEND THE CIRCULATION ELEMENT OF THE GENERAL PLAN AND IN THE MORENO VALLEY INDUSTRIAL SPECIFIC PLAN (SP 208) (Report of: Community Development Department)

Recommendation: That the City Council:

1. ADOPT a Mitigated Negative Declaration for PA07-0151(Tentative Parcel Map 35879), PA07-0152 (Master Plot Plan), PA07-0153 (Plot Plan), PA07-0154 (Plot Plan), PA07-0155 (Plot Plan), PA07-0156 (Plot Plan), PA08-0057 (General Plan Amendment) and P08-060 (Specific Plan Amendment). The projects, individually and cumulatively, will not result in a significant effect on the environment;
2. APPROVE Resolution No. 2009-44 approving PA08-0057, for the realignment of Krameria Street and amending the Circulation Element of the General Plan based on the findings in the Resolution and maps attached to the Resolution as Exhibits A, B, C, D and E;

Resolution No. 2009-44

A Resolution of the City Council of the City of Moreno Valley, California, Approving an Amendment to the General Plan Circulation Element (PA08-0057) to Realign Krameria Avenue Between Iris Avenue and Heacock Street and Downgrade Krameria Avenue from a Minor Arterial to a Industrial Collector, as Described in the Resolution, and the Revised General Plan Maps Attached to the Resolution as Exhibits A, B, C, D and E

3. INTRODUCE Ordinance No. 793 approving a Specific Plan Amendment (P08-060) for the realignment of Krameria Street and amending the Circulation Element in the Moreno Valley Industrial Specific Plan (SP 208) based on the findings in the Ordinance and maps attached to the Ordinance as Exhibits A, B, C and D;

Ordinance No. 793

An Ordinance of the City Council of the City of Moreno Valley, California, Approving P08-060 (Specific Plan Amendment) to Realign Krameria Avenue Between Iris Avenue and Heacock Street and Downgrade Krameria Avenue from a Minor Arterial to a Industrial Collector in the Moreno Valley Industrial Specific Plan (SP 208) as Described in the Resolution, and the Revised Specific Plan Maps Attached to the Resolution as Exhibits A, B, C and D

4. APPROVE Resolution No. 2009-45 approving PA07-0151 (Tentative Parcel Map 35879), PA07-0152 (Master Plot Plan), PA07-0153 (Plot Plan), PA07-0154 (Plot Plan), PA07-0155 (Plot Plan), and PA07-0156 (Plot Plan), based on the findings in the Resolution, and the conditions of approval as attached to the resolution as Exhibit A.

Resolution No. 2009-45

A Resolution of the City Council of the City of Moreno Valley, California, Approving Plot Plan Applications PA07-0152, PA07-0153, PA07-0154, PA07-0155 and PA07-0156 and Tentative Parcel Map 35879 (PA07-0151). The Project is Located at the Southeast Corner of Iris Avenue and Heacock Street

Motion to continue the item to the June 23, 2009 City Council meeting by m/Council Member William H. Batey II, s/Council Member Jesse L. Molina
Approved by a vote of 5-0.

- E .3 CONTINUATION OF THE PUBLIC HEARING REGARDING THE MAIL BALLOT PROCEEDING FOR IDENTIFIED PROPERTIES WITHIN TPM 35629 - BALLOTING FOR NPDES AND CSD ZONE M (CONTINUED FROM MARCH 24, 2009) (Report of: Public Works Department)

Recommendation: That the City Council:

1. After conducting the public hearing and accepting public testimony:
 - a. Direct the City Clerk to tabulate the National Pollutant Discharge Elimination System (NPDES) ballots for identified properties within Tentative Parcel Map (TPM) 35629;

- b. Verify and accept the results of the mail ballot proceeding as identified on the Official Tally Sheet and Assessor Parcel Number (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 NPDES maximum commercial/industrial regulatory rate to the identified properties within TPM 35629.
2. Acting in their capacities as President and Members of the Board of Directors of the CSD ("CSD Board"), after conducting the public hearing and accepting public testimony:
- a. Direct the Secretary of the CSD Board (City Clerk) to tabulate the CSD Zone M ballots for identified properties within TPM 35629;
 - b. Verify and accept the result of the mail ballot proceeding as identified on the Official Tally Sheet and 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 annual CSD Zone M (Commercial, Industrial, and Multifamily Improved Median Maintenance) charge to the identified properties within TPM 35629.

Motion to continue the item to August 25, 2009 City Council meeting by m/Council Member William H. Batey II, s/Council Member Robin N. Hastings
Approved by a vote of 5-0.

AGENDA ORDER

JOINT CONSENT CALENDARS (SECTIONS A-D) OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, MORENO VALLEY COMMUNITY SERVICES DISTRICT, COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO VALLEY AND THE BOARD OF LIBRARY TRUSTEES

Mayor Stewart opened the agenda items for the Consent Calendars for public comments, which were received from Pete Bleckert (Items A10 and C2).

A CONSENT CALENDAR - CITY COUNCIL

A .1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

A .2 NOTICE OF COMPLETION AND ACCEPTANCE OF HEACOCK STREET FROM GENTIAN AVENUE TO POPPYSTONE DRIVE AND FREDERICK STREET - PIGEON PASS ROAD FROM SUNNYMEAD BOULEVARD TO HEMLOCK AVENUE REHABILITATION PROJECT NO. 06-12567425 (Report of: Public Works Department)

Recommendation:

1. Accept the work as complete for Heacock Street from Gentian Avenue to Poppystone Drive and Frederick Street – Pigeon Pass Road from Sunnymead Boulevard to Hemlock Avenue Rehabilitation, constructed by All American Asphalt, P.O. Box 2229, Corona, CA 92878;
2. Direct the City Clerk to record the Notice of Completion within ten (10) calendar days at the office of the County Recorder of Riverside County, as required by Section 3093 of the California Civil Code;
3. Authorize the Financial and Administrative Services Director to release the retention to All American Asphalt thirty-five (35) calendar days after the date of recordation of the Notice of Completion, if no claims are filed against the project; and
4. Accept the improvements into the City's maintained road system.

A .3 APPROVE AMENDMENT TO DESIGN COOPERATIVE AGREEMENT WITH STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS) FOR STATE ROUTE 60/NASON STREET INTERCHANGE IMPROVEMENTS PROJECT - PROJECT NO. 98-25897 (Report of: Public Works Department)

Recommendation:

1. Approve Amendment No. 1 to Agreement No. 8-1163 with Caltrans for the design phase of the State Route 60/Nason Street Interchange Improvements Project;
2. Authorize the City Manager to execute Amendment No.1 to Agreement No. 8-1163; and

3. Authorize the City Manager to execute any subsequent amendments, if needed, subject to the approval of the City Attorney.

- A .4 APPROVE A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, TO AMEND THE ELECTRIC RATES AND ELECTRIC SERVICE RULES, FEES, AND CHARGES FOR MORENO VALLEY UTILITY (Report of: Public Works Department)

Recommendation:

Approve Resolution No. 2009-43 amending the Electric Rates and Electric Service Rules, Fees, and Charges for Moreno Valley Utility

Resolution No. 2009-43

A Resolution of the City Council of the City of Moreno Valley, California, to Amend the Electric Rates, and Electric Service Rules, Fees, and Charges for Moreno Valley Utility

- A .5 PARCEL MAP 32326 - APPROVE THE SECOND AMENDED AND RESTATED COOPERATIVE AGREEMENT FOR SUNNYMEAD MASTER DRAINAGE PLAN CENTERPOINTE, BRODIAEA AVENUE STORM DRAIN AND GRAHAM STREET STORM DRAIN SYSTEM, BETWEEN RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, THE CITY OF MORENO VALLEY, RIDGE MORENO VALLEY, LLC AND RIDGE MORENO VALLEY II, LLC, NORTH OF CACTUS AVENUE; BETWEEN FREDERICK STREET AND HEACOCK STREET, SUBDIVIDER - RIDGE MORENO VALLEY, LLC AND RIDGE MORENO VALLEY II, LLC, LONG BEACH, CA (Report of: Public Works Department)

Recommendation:

1. Approve the Second Amended and Restated Cooperative Agreement between the Riverside County Flood Control and Water Conservation District, the City of Moreno Valley, Ridge Moreno Valley, LLC and Ridge Moreno Valley II, LLC for Parcel Map 32326 Sunnymead Master Drainage Plan Centerpointe Brodiaea Avenue and Graham Street Storm Drain;
2. Authorize the Mayor to execute the Second Amended and Restated Cooperative Agreement; and
3. Direct the City Clerk to forward the signed Second Amended and Restated Cooperative Agreement to Riverside County

Flood Control and Water Conservation District.

- A .6 PA08-0135 - APPROVAL OF COOPERATIVE AGREEMENT FOR PERRIS VALLEY – GROVE VIEW ROAD, STAGE 2 STORM DRAIN, BETWEEN THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, CITY OF MORENO VALLEY, AND WASTE MANAGEMENT COLLECTION AND RECYCLING, INC., NORTH SIDE OF GROVE VIEW ROAD BETWEEN PERRIS BOULEVARD AND INDIAN STREET, DEVELOPER - WASTE MANAGEMENT COLLECTION AND RECYCLING, INC., MORENO VALLEY, CA. (Report of: Public Works Department)

Recommendation:

1. Approve the Cooperative Agreement between Riverside County Flood Control and Water Conservation District, the City of Moreno Valley, and Waste Management Collection and Recycling, Inc., for the Perris Valley – Grove View Road, Stage 2 Storm Drain;
2. Authorize the Mayor to execute the Cooperative Agreement; and
3. Direct the City Clerk to forward the signed Cooperative Agreement to Riverside County Flood Control and Water Conservation District.

- A .7 ADOPT A MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PROGRAM FOR PERRIS BOULEVARD WIDENING FROM PERRIS VALLEY STORM DRAIN LATERAL "B" TO CACTUS AVENUE PROJECT NO. 11-41570125

Recommendation:

Adopt a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program for Perris Boulevard Widening from Perris Valley Storm Drain Lateral "B" to Cactus Avenue, Project No. 11-41570125.

- A .8 APPROVE THE CITY OF MORENO VALLEY'S FIVE-YEAR MEASURE "A" LOCAL STREETS AND ROADS CAPITAL IMPROVEMENT PLAN (CIP) FOR THE RIVERSIDE COUNTY TRANSPORTATION COMMISSION (RCTC) MEASURE "A" LOCAL FUNDS PROGRAM, FISCAL YEAR (FY) 2010-2014 (Report of: Public Works Department)

Recommendation:

1. Approve the City of Moreno Valley's Five-Year Measure "A" Local Streets and Roads CIP for the RCTC Measure "A" Local Funds Program, FY 2010-2014;
2. Authorize submittal of the RCTC Measure "A" Local Funds Program, FY 2010-2014;
3. Authorize the City Manager to submit the MOE Certification after RCTC approves the 2009 Measure "A" base year amounts; and
4. Authorize staff to submit an amended five-year plan to RCTC if changes are made by City Council to the listed Measure "A" projects as part of the upcoming FY 2009-2010 budget approval process.

A .9 APPROVAL OF PARTICIPATION IN CALIFORNIA EMPLOYER'S RETIREE BENEFIT TRUST PROGRAM (Report of: Financial & Administrative Services Department)

Recommendation:

1. Take the following actions with respect to participation in the California Employer's Retiree Benefit Trust (CERBT) program:

Adopt Resolution No. 2009-48, authorizing the Mayor to execute agreements with the California Public Employees' Retirement System to prefund Other Post Employment Benefits and to establish delegation of authority to request disbursements from the Other Post Employment Prefunding Plan; and

Resolution No. 2009-48

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing Execution of the Agreement and Election with the California Public Employees' Retirement System to Prefund Other Post Employment Benefits and to Establish Delegation of Authority to Request Disbursements from the Other Post Employment Prefunding Plan

2. Authorize an appropriation of \$1,580,000 from General Fund designated reserves and current year expenditure accounts to allow the City to fully fund its initial CERBT contribution.

A .10 APPROVAL OF A RESOLUTION FINDING A SEVERE FISCAL

HARDSHIP WILL EXIST IF ADDITIONAL CITY PROPERTY TAX FUNDS ARE SEIZED AND ADDITIONAL UNFUNDED MANDATES ARE ADOPTED BY THE STATE OF CALIFORNIA (Report of: City Manager's Office)

Recommendation:

Adopt the Proposed Resolution Finding a Severe Fiscal Hardship will Exist if Additional City Property Tax Funds are Seized and Additional Unfunded Mandates are Adopted by the State of California.

Resolution No. 2009-47

A Resolution of the City Council of the City of Moreno Valley, California, Finding a Severe Fiscal Hardship Will Exist if Additional City Property Tax Funds are Seized and Additional Unfunded Mandates are Adopted by the State of California

A .11 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 May 6-19, 2009

A .12 MINUTES - REGULAR MEETING OF MAY 12, 2009 (Report of: City Clerk's Department)

Recommendation:

Approve as submitted.

B CONSENT CALENDAR - COMMUNITY SERVICES DISTRICT

B .1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

B .2 EXTENSION OF CONTRACT - PROJECT NO. E-3/08 - MAINTENANCE OF EXTENSIVE LANDSCAPING AND IRRIGATION - MORENO VALLEY RANCH-WEST (Report of: Public Works Department)

Recommendation:

1. Approve the Extension Agreement for MVCSD Project E-3/08 to extend the term of the contract for an additional one-year period;
2. Authorize the President of the MVCSD Board to execute said

Amendment with Excel Landscape, Inc. of Corona, California;
and

3. Authorize the Purchasing Manager, on July 1, 2009, to issue open purchase orders to Excel Landscape, Inc. in the amounts of:

- a.) THREE HUNDRED TWENTY THOUSAND NINE HUNDRED TWENTY-FIVE AND 48/100 DOLLARS (\$320,925.48) for twelve months of base maintenance service, and;

- b.) SEVENTEEN THOUSAND SEVEN HUNDRED EIGHTY-FIVE AND 00/100 DOLLARS (\$17,785.00) for anticipated Additional Work per Section 5. of the Extension Agreement.

- B .3 MINUTES - REGULAR MEETING OF MAY 12, 2009 (Report of: City Clerk's Department)

Recommendation:
Approve as submitted.

C CONSENT CALENDAR - COMMUNITY REDEVELOPMENT AGENCY

- C .1 ORDINANCES - READING BY TITLE ONLY
Recommendation: Waive reading of all Ordinances.

- C .3 MINUTES - REGULAR MEETING OF MAY 12, 2009 (Report of: City Clerk's Department)

Recommendation:
Approve as submitted.

D CONSENT CALENDAR - BOARD OF LIBRARY TRUSTEES

- D .1 ORDINANCES - READING BY TITLE ONLY
Recommendation: Waive reading of all Ordinances.

- D .2 MINUTES - REGULAR MEETING OF MAY 12, 2009 (Report of: City Clerk's Department)

Recommendation:
Approve as submitted.

Motion to Approve Joint Consent Calendar Items A1-D2, except Item C2, which was pulled for separate action, by m/Council Member William H. Batey II, s/Mayor Pro Tem Bonnie Flickinger
Approved by a vote of 5-0.

E PUBLIC HEARINGS

- E .2 PUBLIC HEARING TO CONSIDER FISCAL YEAR 2009-10 FEE SCHEDULE (Report of: Financial & Administrative Services Department)

Recommendation: That the City Council:

1. Conduct a Public Hearing to receive public input on the proposed Fee Schedule for Fiscal Year (FY) 2009-10; and
2. Adopt Resolution No. 2009-46, approving the Fee Schedule for FY 2009-10.

Resolution No. 2009-46

A Resolution of the City Council of the City of Moreno Valley, California, Establishing a Fee Schedule of Various Services for Fiscal Year 2009-10 and Repealing Prior Resolutions that May be in Conflict

Mayor Stewart opened the public hearing. Public testimony was received from Deanna Reeder.

Motion to Approve by m/Mayor Pro Tem Bonnie Flickinger, s/Council Member William H. Batey II
Approved by a vote of 5-0.

- E .4 PUBLIC HEARING TO ADOPT FY 2008-2009 ANNUAL ACTION PLAN, SUBSTANTIAL AMENDMENT #4, THE COMMUNITY DEVELOPMENT BLOCK GRANT - RECOVERY PROGRAM (Report of: Economic Development Department)

Recommendation: That the City Council:

1. Conduct a Public Hearing to allow public comment on the proposed 2008-09 Annual Action Plan, Substantial Amendment #4, the Community Development Block Grant - Recovery Program (CDBG-R);

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

2. Review and adopt the proposed 2008-09 Annual Action Plan Substantial Amendment #4, the Community Development Block Grant - Recovery Program (CDBG-R);

Motion to Approve by m/Mayor Pro Tem Bonnie Flickinger, s/Council Member William H. Batey II
Approved by a vote of 5-0.

3. Authorize the City Manager to execute any subsequent Agreements related to provision of services under Community Development Block Grant - Recovery Program (CDBG-R); and

Motion to Approve by m/Mayor Pro Tem Bonnie Flickinger, s/Council Member William H. Batey II
Approved by a vote of 5-0.

4. Due to strict federal program deadlines, authorize City Manager to make 'non-substantial' plan adjustments, if necessary.

Motion to Approve by m/Mayor Pro Tem Bonnie Flickinger, s/Council Member William H. Batey II
Approved by a vote of 5-0.

F ITEMS REMOVED FROM CONSENT CALENDARS FOR DISCUSSION OR SEPARATE ACTION

- C .2 NEGOTIATION AGREEMENT BETWEEN THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO VALLEY AND PALM DESERT DEVELOPMENT COMPANY FOR AN AFFORDABLE HOUSING DEVELOPMENT PROJECT AT THE NORTHEAST CORNER OF ALESSANDRO BOULEVARD AND DAY STREET (Report of: Economic Development Department)

Recommendation:

Approve the Negotiation Agreement between the Community Redevelopment Agency Board of the City of Moreno Valley (RDA) and Palm Desert Development Company (PDDC) for an affordable housing development project to be situated at the northeast corner of Alessandro Boulevard and Day Street.

**Motion to Approve by m/Mayor Pro Tem Bonnie Flickinger,
s/Council Member William H. Batey II**
Approved by a vote of 4-1, Molina dissenting.

Council's directions: set up a workshop and invite stakeholders (property owners and potential developers) to work on a vision/master plan for Edgemont area.

G REPORTS

G.1 CITY COUNCIL REPORTS ON REGIONAL ACTIVITIES
(Informational Oral Presentation - not for Council action)

a) Report by Mayor Richard A. Stewart on March Joint Powers Commission (MJPC)

Mayor Stewart reported the following:

- 1) Attended a retreat and a presentation from March Global Port, which is on a debarment list from EPA because of a fuel spill. Global Port is in the process of rebuttal
- 2) Six-month extension of agreement with March Medical was approved. March Medical has funding for expansion
- 3) Reported on relocation of different agencies to and from March Air Reserve Base
- 4) Was approached by a representative of a very large company inquiring about Metrolink connections; the company is contemplating moving to March; Metrolink will be a driving force in bringing the businesses to the area

G.2 REPORT TO CONSIDER PUBLIC COMMENTS REGARDING MORENO VALLEY COMMUNITY SERVICES DISTRICT PROPOSED FISCAL YEAR 2009/10 ANNUAL CHARGES (Report of: Public Works Department)

Recommendation: That the City Council:

Acting in their capacities as President and Members of the Board of Directors of the CSD ("CSD Board"), accept public comments regarding the proposed fiscal year (FY) 2009/10 annual CSD charges. The proposed charges shall provide for continued services to parks, recreation, residential street lighting, arterial street lighting, parkway landscaping, high-service-level parkway landscaping, internal parkway landscaping/walls, medians, and Sunnymead Boulevard improvements, as submitted in the Preliminary Annual Levy Report on file in the office of the City Clerk.

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

No action required.

- G .3 PUBLIC MEETING TO CONSIDER PUBLIC COMMENTS REGARDING THE MAIL BALLOT PROCEEDING FOR A PROPOSED INCREASE IN THE CSD ZONE E (HIGH-SERVICE-LEVEL PARKWAY LANDSCAPE MAINTENANCE) ANNUAL CHARGE FOR ZONE E-3 (MORENO VALLEY RANCH-WEST) (Report of: Public Works Department)

Recommendation: That the City Council:

Acting in their capacities as President and Members of the Board of Directors of the CSD ("CSD Board"), accept public comments regarding the mail ballot proceeding for a proposed increase in the CSD Zone E (High-Service-Level Parkway Landscape Maintenance) annual charge for Zone E-3 (Moreno Valley Ranch-West).

Mayor Stewart opened the agenda item for public comments, which were received from Mario A. Gutierrez.

No action required.

- G .4 PUBLIC MEETING TO CONSIDER PUBLIC COMMENTS REGARDING THE MAIL BALLOT PROCEEDINGS FOR A PROPOSED INCREASE IN THE CSD ZONE D (PARKWAY LANDSCAPE MAINTENANCE) ANNUAL CHARGE FOR NINE TRACTS (Report of: Public Works Department)

Recommendation: That the City Council:

Acting in their capacities as President and Members of the Board of Directors of the CSD ("CSD Board"), accept public comments regarding the mail ballot proceedings for a proposed increase in the CSD Zone D annual parcel charge for Tracts 17334, 18512/21322, 18784/20906, 18930, 19852, 20715, 21616, 22277, and 31284.

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

No action required.

- G .5 PUBLIC MEETING TO CONSIDER PUBLIC COMMENTS REGARDING A MAIL BALLOT PROCEEDING FOR A PROPOSED CHARGE INCREASE FOR THE COMMUNITY SERVICES DISTRICT ZONE B (RESIDENTIAL STREET LIGHTING) PROGRAM (Report of: Public Works Department)

Recommendation: That the City Council:

Acting in their capacities as President and Members of the Board of Directors of the Moreno Valley CSD (“CSD Board”), conduct a Public Meeting and accept public comments concerning a mail ballot proceeding on a proposed increase in the annual charge for the CSD Zone B (Residential Street Lighting) program.

Mayor Stewart opened the agenda item for public comments, which were received from Michael Wall (representing Global Tech LED/World Tech LED).

No action required.

- G .6 REPORT TO CONSIDER PUBLIC COMMENTS REGARDING THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE FOR NEW RESIDENTIAL AND COMMON INTEREST, COMMERCIAL, INDUSTRIAL AND QUASI-PUBLIC USE DEVELOPMENT PROPOSED FISCAL YEAR 2009/2010 ANNUAL RATES (Report of: Public Works Department)

Recommendation: That the City Council:

Hold a public meeting to accept public comments regarding the “NPDES Regulatory Rate Schedule for New Residential and Common Interest, Commercial, Industrial and Quasi-Public Use Development” proposed Fiscal Year 2009/2010 annual rates.

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

No action required.

- G .7 PALM DESERT DEVELOPMENT COMPANY’S MV RANCHO DORADO II LIMITED PARTNERSHIP (RANCHO DORADO APARTMENTS) AFFORDABLE HOUSING AGREEMENT (Report of: Economic Development Department)

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

Recommendation: That the City Council and RDA

1. Adopt Resolution No. 2009-49 and RDA No. 2009-05 approving the Affordable Housing Agreement (Agreement) between the Redevelopment Agency (RDA) and MV Rancho Dorado II Limited Partnership (LP), which will provide up to \$4,750,000 in gap financing assistance using the RDA's affordable housing funds;

Resolution No. 2009-49

A Resolution of the City Council of the City of Moreno Valley Consenting to the Approval by the Community Redevelopment Agency of the City of Moreno Valley Approving an Affordable Housing Agreement by and Between the Agency and MV Rancho Dorado II Limited Partnership, a California Limited Partnership

Motion to Approve by m/Mayor Pro Tem Bonnie Flickinger, s/Council Member William H Batey II

Approved by a vote of 5-0.

Resolution No. RDA 2009-05

A Resolution of the Community Redevelopment Agency of the City of Moreno Valley Approving an Affordable Housing Agreement by and Between the Agency and MV Rancho Dorado II Limited Partnership, a California Limited Partnership

Motion to Approve by m/Vice Chairperson Bonnie Flickinger, s/Agency Member William H. Batey II

Approved by a vote of 5-0.

2. Adopt Resolution No. RDA 2009-06, which ratifies certain findings and determinations made under Resolutions 2008-11, regarding conditional financial assistance to the second phase of the Rancho Dorado Apartments known as Rancho Dorado South

Resolution No. RDA 2009-06

A Resolution of the Community Redevelopment Agency of the City of Moreno Valley Supporting the Rancho Dorado South Apartments Housing Development, Ratifying Certain Findings and Determinations Made Under Resolution No. 2008-11 and Affirming its Intention to Provide Assistance to MV Rancho Dorado Limited Partnership, A Subsidiary of Palm Desert

Development Company, Inc.

Motion to Approve by m/Vice Chairperson Bonnie Flickinger, s/Agency Member William H. Batey II

Approved by a vote of 5-0.

3. Adopt Resolution No. RDA 2009-07, which ratifies certain findings and determination made under Resolution 2008-12, regarding conditional financial assistance to the first phase of Rancho Dorado Apartments known as Rancho Dorado North.

Resolution No. RDA 2009-07

A Resolution of the Community Redevelopment Agency of the City of Moreno Valley Supporting the Rancho Dorado North Apartments Housing Development, Ratifying Certain Findings and Determinations Made Under Resolution No. 2008-12 and Affirming its Intention to and Affirming its Intention to Provide Assistance to MV Rancho Dorado II Limited Partnership, a Subsidiary of Palm Desert Development Company, Inc.

Motion to Approve by m/Vice Chairperson Bonnie Flickinger, s/Agency Member William H. Batey II

Approved by a vote of 5-0.

- G .8 CITY MANAGER'S REPORT (Informational Oral Presentation - not for Council action)

The City Manager announced the following:

- 1) The Animal Services Division will soon be working with participants from the Transition Partnership Program administered through the Riverside County Office of Education. TPP provides up to 100 hours of pay time to young adults preparing to enter the workforce. Participants who expressed an interest in a field of animal welfare will have an opportunity to work with the animal shelter learning how to proper care for companion animals.
2. The City's Memorial Day ceremony will take place at the Veterans Memorial at 10 a.m. on May 30, 2009.

**RECESS;
RECONVENED**

H LEGISLATIVE ACTIONS

H .1 ORDINANCES - 1ST READING AND INTRODUCTION - NONE

H .2 ORDINANCES - 2ND READING AND ADOPTION - NONE

H .3 ORDINANCES - URGENCY ORDINANCES - NONE

H .4 RESOLUTIONS - NONE

PUBLIC COMMENTS ON ANY SUBJECT NOT ON THE AGENDA UNDER THE JURISDICTION OF THE CITY COUNCIL

Pete Bleckert

- 1) Air quality
- 2) Electric company
- 3) City's investments; fees
- 4) Davis Road

Deanna Reeder

- 1) Checkpoints for drunk drivers
- 2) Postponement of Item E3

Tommie Stephens

- 1) Conduct of police officers
- 2) Need to move the City forward

Susan Gilchrist

- 1) Very low cost of maintaining Moreno Valley Equestrian Center
- 2) Housing industry

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

Mayor Pro Tem Flickinger

- 1) Reminded everyone that the deadline to submit applications for various Council advisory boards and commissions is May 29, 2009
- 2) Memorial Day observance is scheduled for May 30 at 10 a.m. at the Veterans Memorial
- 3) Household hazardous waste collection is scheduled for June 5 and June 6 at the City Corporate Yard
- 4) The Arts Commission is planning its second Artober Fest on October 3 and two workshops: on July 18 (regarding how to market the arts successfully) and August 8 (regarding how to audition)
- 5) Next year, election for Council District 2 and District 5 will be held

Council Member Molina

- 1) Is looking for improvements in the City; is making rounds around the City
- 2) Concerned if residents with out of state license plates pay license fees
- 3) Reported weeds on Perris Blvd.

Council Member Batey

- 1) Congratulated all the kids in After School Program and staff for the great job and another successful contest; great achievement; looking forward to join kids on Friday to watch a movie at Harkins Movie Theater
- 2) Memorial Day observance
- 3) Referred to Mayor to Mayor Pro Tem Flickinger's request regarding AB1004, a questionnaire about public safety response fee - emphasized the need to watch this bill as it needs to be opposed; Assistant City Manager Betsy Adams responded that the City responded to the survey and will bring an update to the Public Safety Subcommittee
- 4) Thanked Council for agreeing with getting a vision for the Edgemont area and agreeing to put it on a future agenda

Council Member Hastings

- 1) Is attending the California State Association of Counties Legislative Conference in Sacramento; is lobbying to preserve and secure local funds; will bring information about the direction the State is going in
- 2) Met with constituents in her District; made a lot of progress solving some long standing concerns; appreciated Council Member Batey's assistance with a private street issue

Mayor Stewart

- 1) Gave an update on the poor condition of the old police parking lot; glad to report that the existing contractor that did the new parking lot was willing to do the work on the old parking lot without spending any additional money other than what was allocated for the existing contract; the work was completed this afternoon
- 2) Attended a Memorial Day service at the National Cemetery - thousands of people attended; fantastic turnout; a very touching ceremony
- 3) Referred to a discussion regarding solar energy rebate programs offered by Southern California Edison; Moreno Valley utility doesn't have this kind of program yet
- 4) Asked staff to check how much it would cost to replace street lights with LED lights to make it more efficient
- 5) Asked to put Pigeon Pass Road between Ironwood and Old Lake on a speed enforcement plan and requested a radar survey - cars increased speed after the road was widened

CLOSED SESSION

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

- a) Agency Representative: Robert G. Gutierrez
Employee Organization: MVCEA
- b) Agency Representative: Robert G. Gutierrez
Employee Organization: MVMA
- c) Agency Representative: Robert G. Gutierrez
Employee Organization: Moreno Valley Confidential
Management Employees

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

None

ADJOURNMENT

There being no further business to conduct, the meeting was adjourned at 9:20 p.m. by unanimous informal consent.

Submitted by:

Jane Halstead, City Clerk, CMC
Secretary, Moreno Valley Community Services District
Secretary, Community Redevelopment Agency of the City of Moreno Valley
Secretary, Board of Library Trustees

Approved by:

Richard A. Stewart
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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