



**REVISED AGENDA
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**

June 22, 2010

**SPECIAL PRESENTATIONS – 6:00 P.M.
REGULAR MEETING – 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 Mel Alonzo, ADA Coordinator at 951.413.3027 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.

Robin N. Hastings, Mayor Pro Tem
Jesse L. Molina, Council Member

Bonnie Flickinger, Mayor

Richard A. Stewart, Council Member
William H. Batey II, Council Member

REVISED AGENDA *
CITY COUNCIL OF THE CITY OF MORENO VALLEY
June 22, 2010

CALL TO ORDER

SPECIAL PRESENTATIONS

1. Proclamation Recognizing National Field Day - June 25 - 27, 2010
2. "Spotlight on Moreno Valley Business"

REVISED 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 PM
JUNE 22, 2010

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

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 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.

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 or discussion will be heard after public hearing items.

A. CONSENT CALENDAR-CITY COUNCIL

A.1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

A.2 [MINUTES - REGULAR MEETING OF JUNE 8, 2010 \(Report of: City Clerk's Department\)](#)

Recommendation:

Approve as submitted.

A.3 [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 June 2-15, 2010.

A.4 [APPROVAL OF CHECK REGISTER FOR APRIL, 2010 \(Report of: Financial & Administrative Services Department\)](#)

Recommendation:

Adopt Resolution No. 2010-57, approving the Check Register for the month of April, 2010 in the amount of \$12,644,433.01.

Resolution No. 2010-57

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Check Register for the Month of April, 2010

A.5 [WASTE MANAGEMENT OF THE INLAND EMPIRE FY 2010/2011 RATE ADJUSTMENT \(Report of: Public Works Department\)](#)

Recommendation:

Approve the Waste Management of the Inland Empire proposed Fiscal Year (FY) 2010/2011 Rate Adjustment.

A.6 [NOTICE OF COMPLETION AND ACCEPTANCE OF THE PATRIOT PARK IMPROVEMENTS PROJECT - PROJECT NO. 08-28268628 \(ITEM ALSO LISTED AS ITEM C.4\) \(Report of: Public Works Department\)](#)

Recommendation:

1. Accept the work as complete for the Patriot Park Improvements

Project constructed by Desert Concepts Construction, Inc., 77-770 Country Club Drive, Suite D, Palm Desert, CA 92211;

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; and
3. Authorize the Financial and Administrative Services Director to release the retention to Desert Concepts Construction, Inc., thirty-five (35) calendar days after the date of recordation of the Notice of Completion, if no claims are filed against the project.

A.7 [2010 MORENO VALLEY ELECTRIC UTILITY TEN \(10\) YEAR ENERGY EFFICIENCY PORTFOLIO PLAN AS REQUIRED BY ASSEMBLY BILL 2021 \(AB 2021\) \(Report of: Public Works Department\)](#)

Recommendation:

1. Adopt the 2010 Moreno Valley Utility 10-Year Energy Efficiency Portfolio Plan as Required by AB 2021; and
2. Approve Resolution 2010-58 adopting the 2010 the Moreno Valley Utility Energy Efficiency Targets.

Resolution No. 2010-58

A Resolution of the City Council of the City of Moreno Valley, California, to Approve the Updated Energy Efficiency Targets for the Moreno Valley Electric Utility Mandated by Assembly Bill 2021

A.8 [APPROVAL OF A POLICY TO ESTABLISH GUIDELINES FOR THE ETHICAL STANDARDS OF CONDUCT FOR CITY OF MORENO VALLEY OFFICIALS AND EMPLOYEES \(Report of: Human Resources Department\)](#)

Recommendation:

Approve the Standards of Ethics Policy regarding the conduct of City officials and employees.

A.9 [RESOLUTION TO RATIFY THE APPLICATION FOR THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT AND TO ACCEPT THE \\$110,266.00 ALLOCATION TO THE CITY \(Report of: Community Development Department\)](#)

Recommendation:

Approve Resolution 2010-59 to ratify the application by the Code & Neighborhood Services Division for the Edward Byrne Memorial Justice

Assistance Grant and to accept the \$110,266 allocated to the City.

Resolution No. 2010-59

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Grant Application Submitted by the Code & Neighborhood Services Division to the Office of Justice Programs for the Edward Byrne Memorial Justice Assistance Grant and Accept the \$110,266 Allocation

A.10 [AUTHORIZATION TO AWARD THE CONSTRUCTION CONTRACT FOR AUTO MALL FREEWAY PYLON SIGN PROJECT - PROJECT NO. 08-89791725 \(ITEM ALSO LISTED AS ITEM C.3\) \(Report of: Public Works Department\)](#)

Recommendation:

1. Award the construction contract for the Auto Mall Freeway Pylon Sign Project to San Pedro Sign Company, 701 Lakme Avenue, Wilmington, CA 90744, the lowest responsible bidder;
2. Authorize the City Manager to execute the contract with San Pedro Sign Company, and to subsequently assign said contract to the Community Redevelopment Agency; and
3. Authorize the Public Works Director/City Engineer to execute any subsequent change orders to the contract with San Pedro Sign Company, up to but not to exceed the Purchase Order contingency of \$106,008, subject to the approval of the City Attorney.

A.11 [AUTHORIZATION TO CLOSE PUBLIC STREETS FOR THE INDEPENDENCE DAY FESTIVITIES ON SATURDAY, JULY 3, 2010 AND SUNDAY, JULY 4, 2010 \(ITEM ALSO LISTED AS ITEM B.4\) \(Report of: Parks and Community Services Department\)](#)

Recommendation:

1. Authorize the closure of the following streets between the hours of 7:00 a.m. and 12:00 noon for the purpose of conducting the Fourth of July Parade scheduled to take place on July 3, 2010.
 - a. TownGate Boulevard between Frederick Street, Eucalyptus Avenue and Memorial Way;
 - b. Frederick Street between Centerpointe Drive and Cactus Avenue;
 - c. Cottonwood Avenue between Pan Am Boulevard and Dunhill Drive;
 - d. Eucalyptus Avenue between Pan Am Boulevard and Kochi Drive;
 - e. Dracaea Avenue between Pan Am Boulevard and Kochi Drive;
 - f. Atlantic Circle east of Frederick Street;
 - g. Brabham Street between Frederick Street and Andretti Street;

- h. TownGate Boulevard between Frederick Street and Heritage Way;
- i. Bay Avenue between Kristina Court and Courage Street;
- j. Alessandro Boulevard between Chagall Court and Elsworth Street;
- k. Alessandro Boulevard between Joy Street and Cactus Avenue;
- l. Resource Way between Frederick Street and Corporate Way;
- m. Corporate Way between Calle San Juan de Los Lagos and Resource Way;
- n. Calle San Juan de Los Lagos between Frederick Street and Veterans Way;
- o. Veterans Way between Cactus Avenue and Alessandro Boulevard;
- p. New Hope between Veterans Way and Elsworth; and
- q. Heritage Way between TownGate Boulevard and Town Circle.

2. Authorize the closure of the following streets to through traffic, to remain open only to residents, between the hours of 11:00 a.m. and 9:00 p.m. for the purpose of conducting the Fourth of July Festival and Fireworks Program scheduled to take place on July 4, 2010.

- a. Petaluma Avenue between Napa Valley and Morrison Street;
- b. Napa Valley between Dracaea Avenue and Petaluma Avenue;
- c. Lakeport Drive at Cottonwood Avenue;
- d. Burney Pass Drive between Cottonwood Avenue and Dracaea Avenue;
- e. Rockport Drive between Yuba Pass Road and Morrison Street;
- f. Dracaea Avenue between Morrison Street and Nason Street;
- g. Letterman Street at Cottonwood Avenue;
- h. Athletics Drive at Cottonwood Avenue; and
- j. Mascot Lane at Dracaea Avenue.

The streets closed to through traffic are to prevent overflow parking from the fireworks program into residential areas. Also, for a short period and immediately following the fireworks display, staff recommends that the City Council authorize one-way traffic on various streets in the vicinity of Morrison Park as directed by the Moreno Valley Police Department.

A.12 [APPROVE AND AUTHORIZE EXECUTION OF AMENDMENT TO LAKE OR STREAMBED ALTERATION AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF FISH & GAME AND AUTHORIZE PURCHASE ORDER FOR SR-60/NASON STREET INTERCHANGE IMPROVEMENT PROJECT - PROJECT NO. 98-25897 \(Report of: Public Works Department\)](#)

Recommendation:

1. Adopt Resolution No. 2010-63, which approves and authorizes the execution of an Amendment to Lake or Streambed Alteration Agreement with the California Department of Fish and Game (CDFG);

Resolution No. 2010-63

A Resolution of the City Council of the City of Moreno Valley, California, Approving and Authorizing Execution of the Amendment to Lake Or Streambed Alteration Agreement Between the State of California, Acting by and Through the Department of Fish & Game, and the City of Moreno Valley For Project No. 98-25897

2. Authorize the issuance of a purchase order to the Santa Ana Watershed Association (SAWA) for \$250,125 (\$217,500 plus 15% contingency) for environmental mitigation associated with the SR-60/Nason Street Interchange Improvement Project (Account No. 125.89720); and
3. Authorize the Public Works Director/City Engineer to execute the amendment regarding the Lake or Streambed Alteration Agreement.

A.13 [ORDINANCE NO. 811, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, AMENDING CHAPTER 11.04 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE, RELATING TO DRINKING IN PUBLIC AND TRESPASSING OFFENSES AND AMENDING SECTION 6.04.080 RELATING TO NOTICE OF NUISANCE VIOLATIONS \(RECEIVED FIRST READING AND INTRODUCTION ON JUNE 8, 2010 ON A 5-0 VOTE\) \(Report of: City Attorney\)](#)

Recommendation:

Adopt Ordinance No. 811, an ordinance amending Chapter 11.04 to add new sections relating to drinking in public and trespassing and amending Section 6.04.080 relating to notice of nuisance violations.

Ordinance No. 811

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Chapter 11.04 of the City of Moreno Valley Municipal Code, Relating to Drinking in Public and Trespassing Offenses and Amending Section 6.04.080 Relating to Notice of Nuisance Violations

A.14 [ORDINANCE NO. 812, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA AMENDING TITLE 12 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE BY REPEALING CHAPTER 12.14 RELATING TO ROTATIONAL TOWING SERVICES FOR THE CITY OF MORENO VALLEY AND ADDING THERETO A NEW CHAPTER 12.14 ENTITLED POLICE AND CITY OF MORENO VALLEY ROTATIONAL TOW SERVICE \(RECEIVED FIRST READING AND](#)

[INTRODUCTION ON JUNE 8, 2010 ON A 5-0 VOTE\) \(Report of: City Manager's Office\)](#)

Recommendation:

Adopt Ordinance No. 812 amending Chapter 12.14, Police and City of Moreno Valley Rotational Tow Service of Title 12 of the Moreno Valley Municipal Code.

Ordinance No. 812

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Title 12 of the City of Moreno Valley Municipal Code by Repealing Chapter 12.14 Relating to Rotational Towing Services for the City of Moreno Valley and adding Thereto a New Chapter 12.14 Entitled Police and City of Moreno Valley Rotational Tow Service

A.15 [APPROVAL OF THE AMENDED EMPLOYMENT AGREEMENT FOR INTERIM CITY MANAGER \(Report of: Human Resources Department\)](#)

Recommendation:

Approve the amended employment agreement with William L. Bopf for the position of Interim City Manager. The amendment would continue the current employment agreement on a month to month basis until a permanent City Manager is hired by the City Council. All other terms and conditions of the employment agreement will remain unchanged.

B. CONSENT CALENDAR-COMMUNITY SERVICES DISTRICT

B.1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

B.2 [MINUTES - REGULAR MEETING OF JUNE 8, 2010 \(Report of: City Clerk\)](#)

Recommendation:

Approve as submitted.

B.3 [EXTENSION OF CONTRACT - APPROVE FIRST AMENDMENT TO AGREEMENT FOR CONTRACT MOWING OF PARKS AND EASEMENTS OF COMMUNITY SERVICES DISTRICT ZONE A AND COMMUNITY FACILITIES DISTRICT #1 TO DLS LANDSCAPE, INC. \(Report of: Parks and Community Services Department\)](#)

Recommendation:

1. Approve the First Amendment to Agreement for contract mowing of parks and easements to DLS Landscape, Inc. of Redlands, CA, in the total amount of \$148,680.00; \$122,760.00 for Community Services

District (“CSD”) Zone A and \$25,920.00 for Community Facilities District (“CFD”) #1, extending contract for an additional one-year period;

2. Authorize the President to execute the First Amendment to Agreement for contract mowing of parks and easements with DLS Landscape, Inc. of Redlands, CA; and
3. Authorize the Purchasing and Facilities Division Manager on July 1, 2010, to issue open purchase orders to DLS Landscape, Inc., in the amounts of:
 - a. ONE HUNDRED TWENTY-TWO THOUSAND SEVEN HUNDRED SIXTY AND NO/100 DOLLARS (\$122,760.00) for CSD Zone A for twelve months, and;
 - b. TWENTY-FIVE THOUSAND NINE HUNDRED TWENTY AND NO/100 DOLLARS (\$25,920.00) for CFD #1 for twelve months.

B.4 [AUTHORIZATION TO CLOSE PUBLIC STREETS FOR THE INDEPENDENCE DAY FESTIVITIES ON SATURDAY, JULY 3, 2010 AND SUNDAY, JULY 4, 2010 \(ITEM ALSO LISTED AS ITEM A.11\) \(Report of: Parks and Community Services Department\)](#)

Recommendation:

1. Authorize the closure of the following streets between the hours of 7:00 a.m. and 12:00 noon for the purpose of conducting the Fourth of July Parade scheduled to take place on July 3, 2010.
 - a. TownGate Boulevard between Frederick Street, Eucalyptus Avenue and Memorial Way;
 - b. Frederick Street between Centerpointe Drive and Cactus Avenue;
 - c. Cottonwood Avenue between Pan Am Boulevard and Dunhill Drive;
 - d. Eucalyptus Avenue between Pan Am Boulevard and Kochi Drive;
 - e. Dracaea Avenue between Pan Am Boulevard and Kochi Drive;
 - f. Atlantic Circle east of Frederick Street;
 - g. Brabham Street between Frederick Street and Andretti Street;
 - h. TownGate Boulevard between Frederick Street and Heritage Way;
 - i. Bay Avenue between Kristina Court and Courage Street;
 - j. Alessandro Boulevard between Chagall Court and Elsworth Street;
 - k. Alessandro Boulevard between Joy Street and Cactus Avenue;
 - l. Resource Way between Frederick Street and Corporate Way;
 - m. Corporate Way between Calle San Juan de Los Lagos and Resource Way;
 - n. Calle San Juan de Los Lagos between Frederick Street and Veterans Way;
 - o. Veterans Way between Cactus Avenue and Alessandro Boulevard;

- p. New Hope between Veterans Way and Elsworth; and
- q. Heritage Way between TownGate Boulevard and Town Circle.

2. Authorize the closure of the following streets to through traffic, to remain open only to residents, between the hours of 11:00 a.m. and 9:00 p.m. for the purpose of conducting the Fourth of July Festival and Fireworks Program scheduled to take place on July 4, 2010.

- a. Petaluma Avenue between Napa Valley and Morrison Street;
- b. Napa Valley between Dracaea Avenue and Petaluma Avenue;
- c. Lakeport Drive at Cottonwood Avenue;
- d. Burney Pass Drive between Cottonwood Avenue and Dracaea Avenue;
- e. Rockport Drive between Yuba Pass Road and Morrison Street;
- f. Dracaea Avenue between Morrison Street and Nason Street;
- g. Letterman Street at Cottonwood Avenue;
- h. Athletics Drive at Cottonwood Avenue; and
- j. Mascot Lane at Dracaea Avenue.

The streets closed to through traffic are to prevent overflow parking from the fireworks program into residential areas. Also, for a short period and immediately following the fireworks display, staff recommends that the City Council authorize one-way traffic on various streets in the vicinity of Morrison Park as directed by the Moreno Valley Police Department.

C. CONSENT CALENDAR - COMMUNITY REDEVELOPMENT AGENCY

C.1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

C.2 [MINUTES - REGULAR MEETING OF JUNE 8, 2010 \(Report of: City Clerk\)](#)

Recommendation:

Approve as submitted.

C.3 [AUTHORIZATION TO AWARD THE CONSTRUCTION CONTRACT FOR AUTO MALL FREEWAY PYLON SIGN PROJECT - PROJECT NO. 08-89791725 \(ITEM ALSO LISTED AS ITEM A.10\) \(Report of: Public Works Department\)](#)

Recommendation:

1. Accept the assignment of the contract with San Pedro Sign Company from the City;
2. Authorize the City Manager, acting in his capacity as the Executive

Director of the Community Redevelopment Agency of the City of Moreno Valley, to execute the Assignment Agreement on behalf of the Community Redevelopment Agency; and

3. Authorize the issuance of a Purchase Order to San Pedro Sign Company in the amount of \$812,724 (\$706,716 for the Base Bid and Additive Alternate "A" plus \$106,008 for the 15% contingency) when the contract has been signed by all parties. (Account Number 897.91725)

- C.4 [NOTICE OF COMPLETION AND ACCEPTANCE OF THE PATRIOT PARK IMPROVEMENTS PROJECT - PROJECT NO. 08-28268628 \(ITEM ALSO LISTED AS ITEM A.6\) \(Report of: Public Works Department\)](#)

Recommendation:

Authorize the President of the Board of Directors of the Community Services District (CSD) to accept the improvements into the CSD's maintained system.

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 JUNE 8, 2010 \(Report of: City Clerk\)](#)

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.

- E.1 [PUBLIC HEARING AND ADOPTION OF RESOLUTION ESTABLISHING APPROPRIATIONS \("GANN"\) LIMIT FOR THE CITY OF MORENO VALLEY FOR FISCAL YEAR 2010-11 \(Report of: Financial & Administrative Services Department\)](#)

Recommendation:

1. Conduct a Public Hearing to receive public comments on the City's appropriations limit for Fiscal Year 2010-11; and

2. Adopt Resolution No. 2010-60 establishing the appropriations limit at \$84,193,306 for the City of Moreno Valley for Fiscal Year 2010-11.

Resolution No. 2010-60

A Resolution of the City Council of the City of Moreno Valley, California, Establishing the Appropriations Limit for Fiscal Year 2010-11

E.2 [PUBLIC HEARING AND ADOPTION OF RESOLUTION ESTABLISHING APPROPRIATIONS \("GANN"\) LIMIT FOR THE MORENO VALLEY COMMUNITY SERVICES DISTRICT FOR FISCAL YEAR 2010-11 \(Report of: Financial & Administrative Services Department\)](#)

Recommendation:

1. Conduct a Public Hearing to receive public comments on the Moreno Valley Community Services District's appropriations limit for Fiscal Year 2010-11; and
2. Adopt Resolution No. CSD 2010-19 establishing the appropriations limit at \$13,567,175 for the Moreno Valley Community Services District for Fiscal Year 2010-11.

Resolution No. CSD 2010-19

A Resolution of the Moreno Valley Community Services District Establishing the Appropriations Limit for Fiscal Year 2010-11

E.3 [PUBLIC HEARING FOR DELINQUENT RESIDENTIAL SOLID WASTE ACCOUNTS \(Report of: Public Works Department\)](#)

Recommendation:

1. Approve placing the submitted list of delinquent solid waste accounts, available in the City Clerk's office, on the Fiscal Year (FY) 2010/2011 Riverside County property tax roll for collection; and
2. Direct the City Clerk to file with the Riverside County Auditor a certified copy of Resolution 2007-72 and the list of delinquent solid waste accounts as required by Section 5473.4 of the California Health and Safety Code and Section 6.02.030 of the City of Moreno Valley Municipal Code.

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

G. REPORTS

*G.1 [CITY COUNCIL REPORTS ON REGIONAL ACTIVITIES \(Informational Oral Presentation - not for Council action\)](#)

a) Council Member Richard A. Stewart report on March Joint Powers Commission (MJPC)

G.2 [CONSIDERATION OF A REQUEST TO RECORD A COVENANT TO HOLD NINE SEPARATE PARCELS AS ONE ALLOWING THE CITY OF MORENO VALLEY TO ISSUE A BUILDING PERMIT TO CONSTRUCT THE FOUNDATION AND SLAB FOR A 1.8 MILLION SQUARE FOOT WAREHOUSE/DISTRIBUTION CENTER BUILDING \(SKECHERS\) IN THE GENERAL AREA BETWEEN REDLANDS BOULEVARD AND THEODORE STREET ON THE NORTH SIDE OF EUCALYPTUS AVENUE. \(PROPERTY OWNER: HIGHLAND FAIRVIEW PROPERTIES\) \(Report of: City Manager's Office\)](#)

Recommendation: That the City Council:

Deny a request from Highland Fairview for a covenant to hold nine parcels as one to allow the City to issue a foundation and slab only building permit.

G.3 [PUBLIC MEETING TO CONSIDER PUBLIC COMMENTS REGARDING THE MAIL BALLOT PROCEEDINGS FOR SELECTED TRACTS FOR A PROPOSED INCREASE IN THE CSD ZONE D \(PARKWAY LANDSCAPE MAINTENANCE\) ANNUAL CHARGE \(Report of: Public Works Department\)](#)

Recommendation: That the City Council:

Acting in their capacity 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 12773, 19210, 19937, 20404, 20579, 20718, 21113, 21333, 21597, 22889, 28882, 31257, 31269-1, and 32018.

G.4 [APPOINTMENTS TO THE CITY COUNCIL ADVISORY BOARDS AND COMMISSIONS \(Report of: City Clerk's Department\)](#)

Recommendation: That the City Council:

1. Review the ballots for appointments to various City Council Boards and Commissions (to be provided by the City Clerk) and mark your choices where appropriate; or
2. If appointments are not made, declare the positions vacant and authorize the City Clerk to re-notice the positions as vacant.

G.5 [RESOLUTIONS TO PLACE A MEASURE RELATING TO THE TRANSIENT OCCUPANCY TAX ON THE NOVEMBER 2, 2010 GENERAL MUNICIPAL ELECTION BALLOT \(Report of: Economic Development Department\)](#)

Recommendation: That the City Council:

1. Consider whether to place on the ballot for the November 2, 2010 election the proposed Initiative Ordinance, “An Initiative Ordinance of the Voters of the City of Moreno Valley Amending Section 3.24.030 of the Moreno Valley Municipal Code to increase the existing transient occupancy tax rate from 8% to 11%.”
2. That, if the Council decides to place such initiative on the ballot, the City Council adopt the following resolutions:

Resolution No. 2010-61, calling and giving notice of a general municipal election on Tuesday, November 2, 2010, for the submission to the voters of the City a proposed ordinance amending the City’s transient occupancy tax and requesting the County of Riverside to consolidate the City’s general municipal election with the general municipal elections held within Riverside County on that date.

Resolution No. 2010-61

A Proposed Resolution of the City Council of the City of Moreno Valley, California, Calling and Giving Notice of a General Municipal Election on Tuesday, November 2, 2010, for the Submission to the Voters of the City a Proposed Initiative Ordinance Amending the City’s Transient Occupancy Tax; and Requesting the County of Riverside to Consolidate the City’s General Municipal Election Held Within Riverside County on that Date

Resolution No. 2010-62, directing the City Attorney to prepare an impartial analysis, setting priorities for filing written arguments, and providing for rebuttal arguments regarding the Moreno Valley transient occupancy tax measure.

Resolution No. 2010-62

A Proposed Resolution of the City Council of the City Of Moreno Valley, California, Directing the City Attorney to Prepare an Impartial Analysis, Setting Priorities for Filing Written Arguments, and Providing for Rebuttal Arguments Regarding the Moreno Valley Transient Occupancy Tax Measure

G.6 [PALM DESERT DEVELOPMENT COMPANY'S RANCHO DORADO APARTMENTS, PHASE II FINANCIAL ASSISTANCE REQUEST AND](#)

[RESOLUTION FOR TAX CREDIT APPLICATION \(Report of: Economic Development Department\)](#)

Recommendation: That the RDA:

Adopt Resolution RDA 2010-03, a resolution of the Community Redevelopment Agency of the City of Moreno Valley regarding assistance to the Rancho Dorado Apartments, Phase II, proposed by Palm Desert Development Company, Inc.

Resolution No. RDA 2010-03

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.

G.7 [ADOPTION OF FISCAL YEAR 2010-11 OPERATING BUDGET \(Report of: Financial & Administrative Services Department\)](#)

Recommendation: That the City Council:

1. Approve the Revised General Fund Budget Balancing Plan for Fiscal Year (FY) 2010-11, as shown in Table 1 (page 3) of the staff report;
2. Adopt Resolution No. 2010-64, approving the Operating Budget for the City of Moreno Valley for FY 2010-11, including all applicable adjustments to the Preliminary Base Operating Budget pursuant to the Schedule of Budget Appropriations (Attachment "A");

Resolution No. 2010-64

A Resolution of the City Council of the City of Moreno Valley, California, Adopting the Operating Budget for Fiscal Year 2010-11

3. Acting in its capacity as the President and Board of Directors of the Moreno Valley Community Services District, adopt Resolution No. CSD 2010-20, approving the Operating Budget for the Moreno Valley Community Services District for FY 2010-11, including all applicable adjustments to the Preliminary Base Operating Budget pursuant to the Schedule of Budget Appropriations (Attachment "A");

Resolution No. CSD 2010-20

A Resolution of the Moreno Valley Community Services District, Adopting the Operating Budget for Fiscal Year 2010-11

4. Acting in its capacity as the Chairperson and Agency Members of the Community Redevelopment Agency of the City of Moreno Valley, adopt Resolution No. RDA 2010-04, approving the Operating Budget for the Community Redevelopment Agency of the City of Moreno Valley for FY 2010-11, including all applicable adjustments to the Preliminary Base Operating Budget pursuant to the Schedule of Budget Appropriations (Attachment "A").

Resolution No. RDA 2010-04

A Resolution of the Community Redevelopment Agency of the City of Moreno Valley, California Adopting the Operating Budget for Fiscal Year 2010-11

G.8 [ADOPTION OF FY 2010-11 CAPITAL IMPROVEMENT PLAN \(CONTINUED FROM JUNE 8, 2010\) \(Report of: Public Works Department\)](#)

Recommendation: That the City Council:

1. Adopt Resolution No. 2010-65, approving the Capital Improvement Plan as the capital budget for the City of Moreno Valley for FY 2010-11, including all applicable adjustments to the Proposed Capital Improvement Plan (CIP), as detailed in Revisions to the Proposed Capital Improvement Plan (Attachment "A");

Resolution No. 2010-65

A Resolution of the City Council of the City of Moreno Valley, California, Adopting the Capital Improvement Plan for Fiscal Year 2010-11;

2. Acting in its capacity as the President and Board of Directors of the Community Services District of the City of Moreno Valley, adopt Resolution No. CSD 2010-21, approving the Capital Improvement Plan as the capital budget for the Community Services District of the City of Moreno Valley for FY 2010-11, including all applicable adjustments to the Proposed Capital Improvement Plan, as detailed in Revisions to the Proposed Capital Improvement Plan (Attachment "A"); and

Resolution No. CSD 2010-21

A Resolution of the Moreno Valley Community Services District Adopting the Capital Improvement Plan for Fiscal Year 2010-11

3. Acting in its capacity as the Chairperson and Agency Members of the Community Redevelopment Agency of the City of Moreno Valley, adopt Resolution No. RDA 2010-05, approving the Capital Improvement Plan as the capital budget for the Community Redevelopment Agency of the City of Moreno Valley for FY 2010-11, including all applicable adjustments to the Proposed Capital Improvement Plan, as detailed in Revisions to the Proposed Capital Improvement Plan (Attachment "A").

Resolution No. RDA 2010-05

A Resolution of the Community Redevelopment Agency of the City of Moreno Valley, California Adopting the Capital Improvement Plan for Fiscal Year 2010-11

- G.9 [CITY MANAGER'S REPORT \(Informational Oral Presentation - not for Council action\)](#)

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

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

Materials related to an item on this Agenda submitted to the City Council/Community Services District/Community Redevelopment Agency or the Board of Library Trustees 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(a) - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

a Case: *Kevon Gordon, Ronald Jones, Raymond Barnes v. City of Moreno Valley; City of Moreno Valley Police Department; Rick Hall, Chief of the Moreno Valley Police Department, in his official capacity; Kristy Underwood, Executive Officer of the California Board of Barbering and Cosmetology, in her official capacity; Stan Sniff, Riverside County Sheriff, in his official capacity; and DOES 1-20*

Court: United States District Court, Central District of California
Case No: EDCV 09-00688b

2 SECTION 54956.9(b)(1) - CONFERENCE WITH LEGAL COUNSEL - SIGNIFICANT EXPOSURE TO LITIGATION

Number of Cases: 2

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

Number of Cases: 2

4 SECTION 54957.6 - LABOR NEGOTIATIONS

a) Agency Representative: William Bopf

Employee Organization: MVCEA

b) Agency Representative: William Bopf
Employee Organization: MVMA

c) Agency Representative: William Bopf
Employee Organization: Moreno Valley Confidential
Management Employees

5 SECTION 54957 - PUBLIC EMPLOYEE APPOINTMENT/PUBLIC
EMPLOYMENT

a) City Manager Recruitment

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

ADJOURNMENT