



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 8, 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

AGENDA
CITY COUNCIL OF THE CITY OF MORENO VALLEY
June 8, 2010

CALL TO ORDER

SPECIAL PRESENTATIONS

1. Officer of the Quarter Presentation to Officer Ted Morgan
2. "Saved by the Helmet" Award Presentation to Luryn Hills
3. Verizon Donation to the Moreno Valley Black Chamber of Commerce Literacy Program
4. "Spotlight on Moreno Valley Business"

**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 8, 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 - Pastor Barry E. Knight, Celebration Worship Center C.O.G.I.C.](#)

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 MAY 25, 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 May 19 - June 1, 2010.

A.4 [CONFLICT OF INTEREST CODE - AGENCY REVIEW \(Report of: City Clerk's Department\)](#)

Recommendation:

Direct each agency, which has adopted a Conflict of Interest Code pursuant to the provisions of the Political Reform Act of 1974 (Government Code §87100, et. seq.), to review its Conflict of Interest Code, and if a change is necessary, to submit its biennial report to the City Clerk no later than October 1, 2010.

A.5 [APPROVAL AND ADOPTION OF THE ANNUAL SPECIAL TAX REPORT FOR MORENO VALLEY COMMUNITY FACILITIES DISTRICT NO. 3 \(AUTO MALL REFINANCING\) \(Report of: Public Works Department\)](#)

Recommendation:

That the City Council, acting in their capacity as the legislative body of the Moreno Valley Community Facilities District (CFD) No. 3 (Auto Mall Refinancing) ("CFD No. 3"), approve and adopt No. 2010- 37 to accept and approve the Annual Special Tax Report for fiscal year (FY) 2010/11, on file in the office of the City Treasurer.

Resolution No. 2010-37

A Resolution of the City Council of the City of Moreno Valley, California,

Accepting and Approving the Special Tax Report for Fiscal Year 2010/11 Regarding Community Facilities District No. 3 of the City of Moreno Valley (Auto Mall Refinancing)

A.6 [APPROVAL AND ADOPTION OF THE ANNUAL SPECIAL TAX REPORT AND ANNUAL ACCOUNTABILITY REPORT FOR MORENO VALLEY COMMUNITY FACILITIES DISTRICT NO. 87-1 \(TOWNGATE\) \(Report of: Public Works Department\)](#)

Recommendation:

1. That the City Council, acting in their capacity as the legislative body of the Moreno Valley Community Facilities District (CFD) No. 87-1 (Towngate) ("CFD No. 87-1") approve and adopt the following:

Resolution No. 2010-38 to accept and approve the Special Tax Report for fiscal year (FY) 2010/11 regarding CFD No. 87-1;

Resolution No. 2010-38

A Resolution of the City Council of the City of Moreno Valley, California, Accepting and Approving the Special Tax Report for Fiscal Year 2010/11 Regarding Community Facilities District No. 87-1 (Towngate); and

2. Resolution No. 2010-39 to approve the submittal of the Annual Accountability Report in compliance with Government Code Sections 53410 and 53411 for CFD No. 87-1.

Resolution No. 2010-39

A Resolution of the City Council of the City of Moreno Valley, California, Acting as the Legislative Body of Community Facilities District No. 87-1 (Towngate) of the City of Moreno Valley, Approving the Submittal of an Accountability Report in Compliance with Government Code Sections 53410 and 53411 for Community Facilities District No. 87-1

A.7 [APPROVAL AND ADOPTION OF THE ANNUAL SPECIAL TAX REPORT AND ANNUAL ACCOUNTABILITY REPORT FOR MORENO VALLEY COMMUNITY FACILITIES DISTRICT NO. 87-1 \(TOWNGATE\) IMPROVEMENT AREA NO. 1 \(Report of: Public Works Department\)](#)

Recommendation:

1. That the City Council, acting in their capacity as the legislative body of the Moreno Valley Community Facilities District (CFD) No. 87-1

(Towngate) Improvement Area No. 1 ("CFD No. 87-1, Improvement Area No. 1") approve and adopt the following:

Resolution No. 2010-40 to accept and approve the Annual Special Tax Report for fiscal year (FY) 2010/11 for CFD No. 87-1 Improvement Area No. 1; and

Resolution No. 2010-40

A Resolution of the City Council of the City of Moreno Valley, California, Accepting and Approving the Report for Fiscal Year 2010/11 Regarding Community Facilities District No. 87-1 (Towngate) Improvement Area No. 1; and

2. Resolution No. 2010-41 to approve the submittal of the Annual Accountability Report in compliance with Government Code Sections 53410 and 53411 for CFD No. 87-1 Improvement Area No. 1.

Resolution No. 2010-41

A Resolution of the City Council of the City of Moreno Valley, California, Acting as the Legislative Body of Community Facilities District No. 87-1 (Towngate) Improvement Area No. 1 of the City of Moreno Valley, Approving the Submittal of the Annual Accountability Report in Compliance with Government Code Sections 53410 and 53411 for Community Facilities District No. 87-1 Improvement Area No. 1

- A.8 [AUTHORIZATION FOR THE MAYOR TO SIGN THE PROPOSITION 218 LETTER FOR CITY AND COMMUNITY SERVICES DISTRICT FUNDS TO BE TRANSMITTED WITH THE FIXED CHARGE SUBMITTAL, AS REQUIRED BY THE COUNTY OF RIVERSIDE \(ITEM ALSO LISTED AS B4\) \(Report of: Public Works Department\)](#)

Recommendation:

That the Mayor and City Council approve and adopt the proposed Resolution No. 2010-42 to authorize the Mayor to sign the Proposition 218 letter to be sent to the Riverside County Auditor-Controller for Fiscal Year (FY) 2010/11.

Resolution No. 2010-42

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Mayor to Sign the Proposition 218 Letter to be Sent to the County of Riverside Auditor-Controller's Office

A.9 [APPROVAL AND ADOPTION OF THE ANNUAL SPECIAL TAX REPORT AND ANNUAL ACCOUNTABILITY REPORT FOR MORENO VALLEY COMMUNITY FACILITIES DISTRICT NO. 5 FOR FISCAL YEAR 2010/11 \(Report of: Public Works Department\)](#)

Recommendation:

1. That the City Council acting in their capacity as the legislative body of Moreno Valley Community Facilities District No. 5 adopt the following:

Resolution No. 2010-43 to accept and approve the Annual Special Tax Report for fiscal year (“FY”) 2010/11 regarding Community Facilities District No. 5; and

Resolution No. 2010-43

A Resolution of the City Council of the City of Moreno Valley, California, Accepting and Approving the Annual Special Tax Report for Fiscal Year 2010/11 Regarding Community Facilities District No. 5

2. Resolution No. 2010-44 to approve the submittal of the Annual Accountability Report in compliance with Government Code Sections 53410 and 53411 for Community Facilities District No. 5.

Resolution No. 2010-44

A Resolution of the City Council of the City of Moreno Valley, California, Acting as the Legislative Body of Community Facilities District No. 5 of the City of Moreno Valley, Approving the Submittal of the Annual Accountability Report in Compliance with Government Code Sections 53410 and 53411 for Community Facilities District No. 5

A.10 [APPROVAL AND ADOPTION OF THE SPECIAL TAX REPORT FOR MORENO VALLEY COMMUNITY FACILITIES DISTRICT NO. 4—MAINTENANCE FOR FISCAL YEAR 2010/11 \(Report of: Public Works Department\)](#)

Recommendation:

That the City Council acting in their capacity as the legislative body of Moreno Valley Community Facilities District No. 4—Maintenance (“CFD No. 4—M”) approve and adopt Resolution No. 2010-45 to accept and approve the Annual Special Tax Report for fiscal year (“FY”) 2010/11 regarding CFD No. 4—M.

Resolution No. 2010-45

A Resolution of the City Council of the City of Moreno Valley, California, Accepting and Approving the Annual Special Tax Report for Fiscal Year 2010/11 Regarding Community Facilities District No. 4-Maintenance

- A.11 [PARCEL MAP 33726 - COMMERCIAL - REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING THE PORTION OF IRIS AVENUE AND PERRIS BOULEVARD ASSOCIATED WITH THE PROJECT INTO THE CITY'S MAINTAINED STREET SYSTEM - DEVELOPER: IRIS PARTNERS, LLC A CALIFORNIA LIMITED LIABILITY CORPORATION, UPLAND, CA 91784 \(Report of: Public Works Department\)](#)

Recommendation:

1. Adopt Resolution No. 2010-46 authorizing the acceptance of the public improvements within Parcel Map 33726 - Commercial as complete and accepting the portion of Iris Avenue and Perris Boulevard associated with the project into the City's maintained street system; and

Resolution No. 2010-46

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Improvements as Complete within Parcel Map 33726 - Commercial, and Accepting the Portion of Iris Avenue and Perris Boulevard 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.

- A.12 [PARCEL MAP 33726 - STORM DRAIN - REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING THE PORTION OF RED MAPLE LANE ASSOCIATED WITH THE PROJECT INTO THE CITY'S MAINTAINED STREET SYSTEM - DEVELOPER: IRIS PARTNERS, LLC A CALIFORNIA LIMITED LIABILITY COMPANY, UPLAND, CA 91784 \(Report of: Public Works Department\)](#)

Recommendation:

1. Adopt Resolution No. 2010-47 authorizing the acceptance of the public improvements within Parcel Map 33726 - Storm Drain as complete and accepting the portion of Red Maple Lane associated with the project into the City's maintained street system; and

Resolution No. 2010-47

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Improvements as Complete within Parcel Map 33726 - Storm Drain, and Accepting the Portion of Red Maple Lane 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.

A.13 [ANNUAL AGREEMENTS FOR SERVICES WITH THE CHAMBERS OF COMMERCE \(Report of: Economic Development Department\)](#)

Recommendation:

Review and approve the annual Agreements for Services with two of the local chambers of commerce – The Moreno Valley Chamber of Commerce and the Moreno Valley Hispanic Chamber of Commerce.

A.14 [APPROVAL OF PROGRAM SUPPLEMENT AGREEMENT FOR FEDERALLY FUNDED PROJECT NO. HSIPL 5441 \(046\) AND FUNDING APPROPRIATION TO RETROFIT 117 EXISTING SIGNALIZED INTERSECTIONS WITH EMERGENCY VEHICLE PRE-EMPTION SYSTEM, UNDER THE HIGHWAY SAFETY IMPROVEMENT \(HSIP\) PROGRAM \(Report of: Public Works Department\)](#)

Recommendation:

1. Approve and adopt proposed Resolution No. 2010-48, and authorize the execution of Program Supplement Agreement No. 025-N to Administering Agency-State Agreement No. 08-5441R for Federal-Aid Projects No. HSIPL 5441 (046), Highway Safety Improvement Program (HSIPL).

Resolution No. 2010-48

A Resolution of the City Council of the City of Moreno Valley, California, Approving and Authorizing Execution of Program Supplement No. 025-N, to Administering Agency-State Agreement

No. 08-5441R for Federal-Aid Project No. HSIP 5441 (046) Between the State of California, Acting by and Through the Department of Transportation, and the City of Moreno Valley, for the Highway Safety Improvement Program (HSIP)

2. Authorize the Public Works Director/City Engineer to execute Program Supplement Agreement No. 025-N to Administering Agency-State Agreement No. 08-5441R for Federal-Aid Projects No. HSIPL 5441 (046), Highway Safety Improvement Program (HSIP).

A.15 [APPROVE AND AUTHORIZE EXECUTION OF AGREEMENT REGARDING PROPOSED STREAM OR LAKE ALTERATION, AND AUTHORIZE A PURCHASE ORDER FOR THE SANTA ANA WATERSHED ASSOCIATION FOR THE INDIAN DETENTION BASIN DRAINAGE IMPROVEMENTS, AND IRONWOOD AVENUE STREET IMPROVEMENTS FROM HEACOCK STREET TO NITA DRIVE - PROJECT NO. 09-89791726 \(Report of: Public Works Department\)](#)

Recommendation:

1. Authorize the Public Works Director/City Engineer to execute the Agreement Regarding Proposed Stream or Lake Alteration, including any amendments, subject to approval of the City Attorney;
2. Authorize the issuance of a Purchase Order for the Santa Ana Watershed Association (SAWA) for \$163,350 (\$148,500 plus 10% contingency of \$14,850) for environmental mitigation associated with the construction of the Indian Detention Basin Drainage Improvements and the Ironwood Avenue Street Improvements from Heacock Street to Nita Drive; and
3. Authorize the City Manager to execute the Purchase Requisition for the SAWA up to but not exceeding the Purchase Order amount of \$163,350.

A.16 [APPROVE A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, TO AMEND THE ELECTRIC RATES FOR MORENO VALLEY UTILITY \(Report of: Public Works Department\)](#)

Recommendation:

Approve Resolution No. 2010-49 amending the Electric Rates for Moreno Valley Utility

Resolution No. 2010-49

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

- A.17 [AUTHORIZE A CHANGE ORDER TO INCREASE THE PURCHASE ORDER WITH ENVIRONMENTAL CONSTRUCTION, INC. FOR THE SUNNYMEAD BOULEVARD REVITALIZATION PROJECT FROM FREDERICK STREET TO PERRIS BOULEVARD PROJECT NO. 04-8928022-1 \(Report of: Public Works Department\)](#)

Recommendation:

1. Authorize a Change Order to increase the Purchase Order with Environmental Construction, Inc. in the amount of \$195,000 for additional services for the Sunnymead Boulevard Revitalization Project from Frederick Street to Perris Boulevard (Account No. 501.82125); and
2. Authorize the City Manager to execute the Purchase Order for Environmental Construction, Inc.

- A.18 [APPROVAL OF AMENDMENTS TO MEMORANDA OF UNDERSTANDING BETWEEN THE CITY OF MORENO VALLEY AND THE CITY'S MANAGEMENT ASSOCIATIONS \(MORENO VALLEY MANAGEMENT ASSOCIATION AND MORENO VALLEY CONFIDENTIAL MANAGEMENT EMPLOYEES \(Report of: Human Resources Department\)](#)

Recommendation: That the City Council:

That the City Council approve amendments to the Fiscal Year 2009-10 Memoranda of Understanding between the City of Moreno Valley and the City's Management Associations (Moreno Valley Management Association and Moreno Valley Confidential Management Employees) concerning benefit levels provided to employees who voluntarily separate from City employment and then are rehired within one year.

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 MAY 25, 2010 \(Report of: City Clerk\)](#)

Recommendation:

Approve as submitted.

- B.3 [APPROVAL AND ADOPTION OF MORENO VALLEY COMMUNITY FACILITIES DISTRICT NO. 1 ANNUAL SPECIAL TAX REPORT FOR](#)

[FISCAL YEAR 2010/11 \(Report of: Public Works Department\)](#)

Recommendation:

That the Mayor and City Council acting in their capacity as President and Members of the Board of Directors of the CSD (“CSD Board”) and as the legislative body of Community Facilities District No. 1 (“CFD No. 1” or “District”) approve and adopt Resolution No. CSD 2010-07 to accept and approve the Annual Special Tax Report on file in the office of the City Treasurer and authorize the City Treasurer to levy the special tax in accordance with the rate and method of apportionment required to cover the annual special tax requirement of CFD No. No. 1.

Resolution No. CSD 2010-07

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Accepting and Approving the Report for Fiscal Year 2010/11 Regarding Community Facilities District No. 1

- B.4 [AUTHORIZATION FOR THE MAYOR TO SIGN THE PROPOSITION 218 LETTER FOR EACH CITY AND COMMUNITY SERVICES DISTRICT FUND TO BE TRANSMITTED WITH THE FIXED CHARGE SUBMITTAL, AS REQUIRED BY THE COUNTY OF RIVERSIDE \(ITEM ALSO LISTED AS A8\) \(Report of: Public Works Department\)](#)

Recommendation:

That the City Council acting in their capacity as President and Members of the Board of Directors of the CSD (“CSD Board”), approve and adopt the proposed Resolution No. CSD 2010-08 to authorize the Mayor, acting in the capacity of the CSD President, to sign the Proposition 218 letter to be sent to the Riverside County Auditor-Controller for FY 2010/11.

Resolution No. CSD 2010-08

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Authorizing the Mayor, Acting as President of the Moreno Valley Community Services District, to Sign the Proposition 218 Letter to be Sent to the County of Riverside Auditor-Controller’s Office

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 MAY 25, 2010 \(Report of: City Clerk\)](#)

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 25, 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 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 \(FY\) 2010/2011 ANNUAL RATES \(Report of: Public Works Department\)](#)

Recommendation: That the City Council:

1. Conduct a Public Hearing to consider all objections or protests of the “NPDES Regulatory Rate Schedule for New Residential and Common Interest, Commercial, Industrial and Quasi-Public Use Development” as provided in the Public Notice; and
2. Adopt “Resolution No. 2010-50, A Resolution of the City of Moreno Valley, California, Authorizing and Approving the Levy of the National Pollutant Discharge Elimination System (NPDES) Regulatory Rate for New Residential and Common Interest, Commercial, Industrial and Quasi-Public Use Development on the County of Riverside Property Tax Roll.”

Resolution No. 2010-50

A Resolution of the City of Moreno Valley, California, Authorizing and Approving the Levy of the National Pollutant Discharge Elimination System (NPDES) Regulatory Rate for New Residential and Common Interest, Commercial, Industrial and Quasi-Public Use Development on the County of Riverside Property Tax Roll

E.2 [PUBLIC HEARING TO CONSIDER APPROVING THE CONTINUANCE OF CURRENT MORENO VALLEY COMMUNITY SERVICES DISTRICT ANNUAL PARCEL CHARGES PROPOSED FOR FISCAL YEAR 2010/11 \(Report of: Public Works Department\)](#)

Recommendation: That the City Council:

1. That the City Council, acting in their capacity as President and Members of the Board of Directors of the Moreno Valley CSD ("CSD Board") conduct a Public Hearing for the CSD Zones A, B, C, D, E, E-1A, E-3A, E-4A, M, and S; and approve and adopt the proposed resolution for CSD 2010-09 (Zone A);

Resolution No. CSD 2010-09

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Calculation of the Parcel Charge for Providing Zone A (Parks and Community Services) Services During Fiscal Year 2010/2011

2. Approve and adopt the proposed Resolution No. CSD 2010-10 (Zone B);

Resolution No. CSD 2010-10

A Resolution of the Moreno Valley Community Services District of the City Of Moreno Valley, California, Approving the Calculation of the Parcel Charge for Providing Zone B (Residential Street Lighting) Services During Fiscal Year 2010/2011

3. Approve and adopt the proposed Resolution No. CSD 2010-11 (Zone C);

Resolution No. CSD 2010-11

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Calculation of the Parcel Charge for Providing Zone C (Arterial Street Lighting and Intersection Lighting) Services During Fiscal Year 2010/2011

4. Approve and adopt the proposed Resolution No. CSD 2010-12 (Zone D);

Resolution No. CSD 2010-12

A Resolution of the Moreno Valley Community Services District of the City Of Moreno Valley, California, Approving the Calculation of the

Parcel Charge for Providing Zone D (Parkway Landscape Maintenance) Services During Fiscal Year 2010/2011

5. Approve and adopt the proposed Resolution No. CSD 2010-13 (Zone E);

Resolution No. CSD 2010-13

A Resolution of the Moreno Valley Community Services District of the City Of Moreno Valley, California, Approving the Calculation of the Parcel Charge for Providing Zone E (High-Service-Level Parkway Landscape Improvement and Maintenance) Services During Fiscal Year 2010/2011

6. Approve and adopt the proposed Resolution No. CSD 2010-14 (Zone E-1A);

Resolution No. CSD 2010-14

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Calculation of the Parcel Charge for Providing Zone E-1A (Renaissance Park – Walls/Internal Parkway Landscape Maintenance) Services During Fiscal Year 2010/2011

7. Approve and adopt the proposed Resolution No. CSD 2010-15 (Zone E-3A);

Resolution No. CSD 2010-15

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Calculation of the Parcel Charge for Providing Zone E-3A (Lasselle Powerline Parkway – Walls/Internal Parkway Landscape Maintenance) Services During Fiscal Year 2010/2011

8. Approve and adopt the proposed Resolution No. CSD 2010-16 (Zone E-4A);

Resolution No. CSD 2010-16

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Calculation of the Parcel Charge for Providing Zone E-4A (Daybreak Development – Internal Parkway Landscape Maintenance) Services During Fiscal Year 2010/2011

9. Approve and adopt the proposed Resolution No. CSD 2010-17 (Zone

M); and

Resolution No. CSD 2010-17

A Resolution of the Moreno Valley Community Services District of the City Of Moreno Valley, California, Approving the Calculation of the Parcel Charge for Providing Zone M (Commercial/Industrial/Multifamily Improved Median Maintenance) Services During Fiscal Year 2010/2011

10. Approve and adopt the proposed Resolution No. CSD 2010-18 (Zone S)

Resolution No. CSD 2010-18

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Calculation of the Parcel Charge for Providing Zone S (Sunnymead Boulevard Maintenance) Services During Fiscal Year 2010/2011

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 GENERAL MUNICIPAL ELECTION – NOVEMBER 2, 2010
RESOLUTIONS CALLING AND GIVING NOTICE; REQUESTING CONSOLIDATION WITH STATEWIDE GENERAL ELECTION; AND ADOPTING REGULATIONS PERTAINING TO CANDIDATES' STATEMENTS; ORDERING THE SUBMISSION TO THE QUALIFIED ELECTORS OF TWO ADVISORY BALLOT MEASURES RELATING TO CHANGING FROM AN APPOINTED TO AN ELECTED MAYOR; DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS; AND PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS FOR BALLOT MEASURES (Report of: City Clerk and City Attorney)

Recommendation: That the City Council:

1. Adopt:

Resolution No. 2010-51, calling and giving notice of the holding of a

general municipal election on Tuesday, November 2, 2010 of certain officers as required by the provisions of the laws of the State of California relating to general law cities;

Resolution No. 2010-51

A Resolution of the City Council of the City of Moreno Valley, California, Calling and Giving Notice of the Holding of a General Municipal Election on Tuesday, November 2, 2010, of Certain Officers as Required by the Provisions of the Laws of the State of California Relating to General Law Cities

2. Resolution No. 2010-52, requesting the Board of Supervisors of the County of Riverside to consolidate a general municipal election with the statewide general election to be held on Tuesday, November 2, 2010, pursuant to §10403 of the California Elections Code;

Resolution No. 2010-52

A Resolution of the City Council of the City of Moreno Valley, California, Requesting the Board of Supervisors of the County of Riverside to Consolidate a General Municipal Election With the Statewide General Election to be Held on Tuesday, November 2, 2010, Pursuant to Section 10403 of the California Elections Code

3. Resolution No. 2010-53, adopting regulations for candidates for elective office pertaining to candidates' statements submitted to the voters at an election to be held on Tuesday, November 2, 2010;

Resolution No. 2010-53

A Resolution of the City Council of the City of Moreno Valley, California, Adopting Regulations for Candidates for Elective Office Pertaining to Candidates' Statements Submitted to the Voters for the Election to be Held on Tuesday, November 2, 2010

4. Resolution No. 2010-54, ordering the submission to the qualified electors of the City of Moreno Valley at the general municipal election to be held on Tuesday, November 2, 2010 of two advisory ballot measures relating to changing from an appointed to an elected mayor;

Resolution No. 2010-54

A Resolution of the City Council of the City of Moreno Valley, California, Ordering the Submission to the Qualified Electors of the

City of Moreno Valley at the General Municipal Election to be Held on Tuesday, November 2, 2010 of Two Advisory Ballot Measures Relating to Changing from an Appointed to An Elected Mayor

5. Resolution No. 2010-55, directing the City Attorney to prepare an impartial analysis regarding the advisory ballot measures relating to changing from an appointed to an elected mayor for the general municipal election to be held on November 2, 2010; and

Resolution No. 2010-55

A Resolution of the City Council of the City of Moreno Valley, California, Directing the City Attorney to Prepare an Impartial Analysis Regarding the Advisory Ballot Measure Relating to Changing From an Appointed to an Elected Mayor for the General Municipal Election to be Held on November 2, 2010

6. Resolution No. 2010-56, providing for the filing of rebuttal arguments for ballot measures submitted at municipal elections.

Resolution No. 2010-56

A Resolution of the City Council of the City of Moreno Valley, California, Providing for the Filing of Rebuttal Arguments for Ballot Measures Submitted at the November 2, 2010 Municipal Election

7. Approve the attached Municipal Information Form and authorize the City Clerk to submit the completed form and the resolutions to the Registrar of Voters.

G.3 [SHOP MOVAL PROGRAM \(Report of: Economic Development Department\)](#)

Recommendation: That the City Council:

Provide feedback and/or input as to the proposed components of the expanding SHOP MOVAL program.

G.4 [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 \(CONTINUED FROM MAY 11, 2010\) \(Report of: City Attorney\)](#)

Recommendation: That the City Council:

Introduce 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

- G.5 [A PROPOSED AMENDMENT TO CHAPTER 12.14, POLICE AND CITY OF MORENO VALLEY ROTATIONAL TOW SERVICE OF THE MORENO VALLEY MUNICIPAL CODE AND REQUEST FOR PROPOSALS FOR THE IMPLEMENTATION OF A CITYWIDE ROTATIONAL TOW SERVICE PROGRAM \(CONTINUED FROM MAY 25, 2010\) \(Report of: City Manager's Office\)](#)

Recommendation: That the City Council:

1. Introduce 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, and

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

2. Approve the Request for Proposals (RFP) to solicit proposal to participate in the City's Rotational Tow Service Program and authorize City Staff to circulate the RFP to qualified tow operators and businesses.

- G.6 [CONTINUED DISCUSSION OF FISCAL YEAR 2010-11 OPERATING BUDGET AND DEFICIT REDUCTION PLAN \(Report of: Financial & Administrative Services Department\)](#)

Recommendation: That the City Council:

1. Continue discussion of the Fiscal Year 2010-11 Operating Budget and Deficit Reduction Plan; and

2. Consider the Interim City Manager's proposed budget balancing plan.

G.7 [FY 2010-11 PROPOSED CAPITAL IMPROVEMENT PLAN REVIEW \(CONTINUED FROM MAY 25, 2010\) \(Report of: Public Works Department\)](#)

Recommendation: That the City Council:

Review and discuss the FY 2010-11 Proposed Capital Improvement Plan (CIP) and provide concurrence with the proposed priorities or direction for new priorities for implementation of capital projects.

G.8 [PA07-0090 – ACCEPT THE AGREEMENT FOR LINE 'F' STORM DRAIN SECURITY ASSOCIATED WITH THE HIGHLAND FAIRVIEW LOGISTICS CORPORATE PARK, BETWEEN STATE ROUTE 60 AND EUCALYPTUS AVENUE, AND REDLANDS BOULEVARD AND THEODORE STREET - DEVELOPER: HF LOGISTICS - SKX T1, LLC, MORENO VALLEY, CA \(Report of: Public Works Department\)](#)

Recommendation: That the City Council:

1. Accept the Agreement for Line 'F' Storm Drain Security;
2. Authorize the Mayor to execute the Agreement contingent upon the cash security being placed into the two (2) escrow accounts;
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 extensions amendments to the agreement, subject to City Attorney approval, if the required storm drain improvements are not completed within said timeframe.

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(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 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

4 SECTION 54957 - PUBLIC EMPLOYEE APPOINTMENT/PUBLIC EMPLOYMENT

a) a) City Manager Recruitment

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

ADJOURNMENT