



**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**  
**BOARD OF LIBRARY TRUSTEES**  
**MORENO VALLEY PUBLIC FACILITIES FINANCING CORPORATION**  
**(MVPFFC)**  
**MORENO VALLEY PUBLIC FINANCING AUTHORITY (MVPFA)**  
**MORENO VALLEY INDUSTRIAL DEVELOPMENT AUTHORITY (IDA)**

**January 26, 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**  
**January 26, 2010**

**CALL TO ORDER**

SPECIAL PRESENTATIONS

1. Award for Excellence in Information Technology Practices to the City's Technology Services Division
2. Stater Bros. Donation
3. Employee of the Quarter - Denise Bagley

**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**  
**MORENO VALLEY PUBLIC FACILITIES FINANCING CORPORATION**  
**(MVPFFC)**  
**MORENO VALLEY PUBLIC FINANCING AUTHORITY (MVPFA)**  
**MORENO VALLEY INDUSTRIAL DEVELOPMENT AUTHORITY (IDA)**

**REGULAR MEETING - 6:30 PM**  
**JANUARY 26, 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 Harold Anderson, Higher Ground Calvary Chapel

**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 JANUARY 12, 2010 \(Report of: City Clerk\)](#)**

**Recommendation:**

Approve as submitted.

### **A.3 [TRACT MAP 31212 - REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING QUARTZ ROAD, JADE WAY, BALSAWOOD LANE, OPAL STREET, SESAME ROAD, LARKSPUR WAY, SAFFRON CIRCLE, DIAMOND LANE, EMERALD AVENUE, CARDAMOM WAY, SAPPHIRE WAY, AND THE PORTION OF COTTONWOOD AVENUE, MORRISON STREET, AND BAY AVENUE ASSOCIATED WITH THE PROJECT INTO THE CITY'S MAINTAINED STREET SYSTEM - DEVELOPER: WESTERN PACIFIC HOUSING, INC., CORONA, CA 92880 \(Report of: Public Works Department\)](#)**

**Recommendation:**

1. Adopt Resolution No. 2010-03 authorizing the acceptance of the public improvements within Tract Map 31212 as complete and accepting Quartz Road, Jade Way, Balsawood Lane, Opal Street, Sesame Road, Larkspur Way, Saffron Circle, Diamond Lane, Emerald Avenue, Cardamom Way, Sapphire Way, and the portion of Cottonwood Avenue, Morrison Street, and Bay Avenue associated with the project into the City's maintained street system; and

Resolution No. 2010-03

A Resolution of the City Council of the City Of Moreno Valley, California, Authorizing the Acceptance of the Public Improvements as Complete within Tract Map 31212 and Accepting Quartz Road, Jade Way, Balsawood Lane, Opal Street, Sesame Road, Larkspur Way,

Saffron Circle, Diamond Lane, Emerald Avenue, Cardamom Way, Sapphire Way, and the Portion of Cottonwood Avenue, Morrison Street, and Bay Avenue 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.4 [AUTHORIZATION TO AWARD THE CONSTRUCTION CONTRACT FOR KITCHING STREET IMPROVEMENTS FROM CACTUS AVENUE TO ALESSANDRO BOULEVARD - PROJECT NO. 07-50182425 \(Report of: Public Works Department\)](#)

**Recommendation:**

1. Award the construction contract for the Kitching Street Improvements from Cactus Avenue to Alessandro Boulevard to Hillcrest Contracting, the lowest responsible bidder;
2. Authorize the City Manager to execute a contract with Hillcrest Contracting;
3. Authorize the issuance of a Purchase Order to Hillcrest Contracting in the amount of \$2,014,820.42 (\$1,752,017.42 for the Base Bid, Additive Bid Alternatives A, B and C plus \$262,803.00 for the 15% contingency) when the contract has been signed by all parties; and
4. Authorize the Public Works Director/City Engineer to execute any subsequent change orders to the contract with Hillcrest Contracting, up to but not to exceed the Purchase Order contingency of \$262,803.00, subject to the approval of the City Attorney.

A.5 [UPDATED STATE AND FEDERAL LEGISLATIVE ADVOCACY PRIORITIES FOR 2010 \(Report of: City Manager's Office\)](#)

**Recommendation:**

Review and adopt the proposed State and Federal Legislative Advocacy Priorities for 2010.

A.6 [LICENSE AGREEMENT FOR JOINT USE OF SOUTHERN CALIFORNIA EDISON STREETLIGHT POLES \(Report of: Public Works Department\)](#)

**Recommendation:**

Review, approve and authorize the Mayor to sign the License Agreement

between the City of Moreno Valley and Southern California Edison (SCE) to permit the City to install non-electrified traffic regulating signs, American flags, Neighborhood Watch signs and other City sponsored event banners and related appurtenances (collectively the "Attachments") on SCE owned streetlight poles.

A.7 APPROVAL OF THE AMENDED AND RESTATED ACQUISITION/FINANCING AGREEMENT BY AND AMONG THE CITY OF MORENO VALLEY, FOR AND ON BEHALF OF ITSELF AND COMMUNITY FACILITIES DISTRICT NO. 7, FR/CAL MORENO VALLEY, LLC, FIRST INDUSTRIAL, L.P., AND FR/CAL INDIAN AVENUE, LLC AND THE AREA DRAINAGE PLAN FEE AGREEMENT BY AND AMONG THE CITY OF MORENO VALLEY, FOR AND ON BEHALF OF ITSELF AND COMMUNITY FACILITIES DISTRICT NO. 7, FR/CAL MORENO VALLEY, LLC, FIRST INDUSTRIAL, L.P., AND FR/CAL INDIAN AVENUE, LLC (Report of: Public Works Department)

**Recommendation:**

Acting on behalf of itself and as the Legislative Body for Community Facilities District No. 7 adopt the following:

1. Resolution No. 2010-04; a Resolution approving the Amended and Restated Acquisition/Financing Agreement by and among the City of Moreno Valley, for and on behalf of itself and Community Facilities District No. 7, FR/CAL Moreno Valley, LLC, First Industrial, L.P., and FR/CAL Indian Avenue, LLC; and

Resolution No. 2010-04

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Amended and Restated Acquisition/Financing Agreement By and Among the City of Moreno Valley, for and on Behalf of Itself and Community Facilities District No. 7, FR/CAL Moreno Valley, LLC, FR/CAL Indian Avenue, LLC And First Industrial, L.P.

2. Resolution No. 2010-05; a Resolution approving the Area Drainage Plan Fee Agreement by and among the City of Moreno Valley, for and on behalf of itself and Community Facilities District No. 7, FR/CAL Moreno Valley, LLC, First Industrial, L.P., and FR/CAL Indian Avenue, LLC.

Resolution No. 2010-05

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Area Drainage Plan Fee Agreement By and Among the City of Moreno Valley, for and on Behalf of Itself and

Community Facilities District No. 7, FR/CAL Moreno Valley, LLC,  
FR/CAL Indian Avenue, LLC and First Industrial, L.P.

- A.8 [ADOPT A MITIGATED NEGATIVE DECLARATION FOR EDGEMONT WATER MASTER PLAN UPDATE - PROJECT NO. 08-19319310 \(Report of: Public Works Department\)](#)

**Recommendation:**

Adopt a Mitigated Negative Declaration (MND) for the City of Moreno Valley Edgemont Water Master Plan Update Program and find that implementation of the Mitigation Monitoring and Reporting Program therein will reduce all program potential environmental impacts to an acceptable level.

- A.9 [CITY COUNCIL REPORTS ON REIMBURSABLE ACTIVITIES \(Report of: City Clerk\)](#)

**Recommendation:**

Receive and file the Reports on Reimbursable Activities for the period of January 6-19, 2010.

- A.10 [CALIFORNIA OFFICE OF TRAFFIC SAFETY \(OTS\) GRANT FUNDING OPPORTUNITY \(Report of: Police Department\)](#)

**Recommendation:**

Approve the grant application and authorize acceptance (if awarded) of the California Office of Traffic Safety grant in the amount of \$204,749.21, entitled "DUI Enforcement and Awareness Program."

- A.11 [EXPIRATION OF THE RED LIGHT PHOTO ENFORCEMENT PILOT PROGRAM \(Report of: Public Works Department\)](#)

**Recommendation:**

Officially confirm the City Council's consensus to terminate the existing red light photo enforcement service at the end of its 2-year pilot program.

- A.12 [ANNUAL REPORT ON DEVELOPMENT IMPACT FEES \(Report of: Financial & Administrative Services Department\)](#)

**Recommendation:**

1. Approve and accept the Annual Report on Development Impact Fees in compliance with California Government Code Section 66006; and
2. Approve the finding that staff has demonstrated a continuing need to hold unexpended Development Impact Fees.

## 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 JANUARY 12, 2010 \(Report of: City Clerk\)](#)

**Recommendation:**

Approve as submitted.

### B.3 [ACCEPTANCE OF GRANT MONIES FROM THE CALIFORNIA DEPARTMENT OF EDUCATION, CHILD DEVELOPMENT SERVICES, FOR CHILD CARE SERVICES AND ADOPTION OF THE RESOLUTION TO CERTIFY THE APPROVAL OF THE GOVERNING BOARD \(Report of: Parks and Community Services\)](#)

**Recommendation:**

1. Authorize the acceptance of grant money in the amount of \$755,308 for Fiscal Year 2009/2010 from the California Department of Education, Child Development Division, for the purpose of providing school age child care and development services; and
2. Adopt Resolution No. CSD 2010-02 to certify the approval of the governing board to enter into this transaction with the California Department of Education for the purpose of providing child care and development services and to authorize the designated personnel, as shown on the resolution, to sign contract documents for Fiscal Year 2009/2010.

Resolution No. CSD 2010-02

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Certifying the Approval of the Governing Board to Enter Into a Transaction with the California Department of Education for the Purpose of Providing Child Care and Development Services and to Authorize Designated Personnel to Sign Contract Documents for FY 2009/10

### B.4 [ACCEPTANCE OF ONE TIME GRANT MONIES FROM THE CALIFORNIA DEPARTMENT OF EDUCATION, CHILD DEVELOPMENT SERVICES, FOR INSTRUCTIONAL MATERIALS AND ADOPTION OF THE RESOLUTION TO CERTIFY THE APPROVAL OF THE GOVERNING BOARD \(Report of: Parks and Community Services\)](#)

**Recommendation:**



1. Authorize the acceptance of one time grant money in the amount of \$1,345 for Fiscal Year 2009/2010 from the California Department of Education, Child Development Division, for the purpose of purchasing instructional materials and supplies for the child development program; and
2. Adopt Resolution No. CSD 2010-03 to certify the approval of the governing board to enter into this transaction with the California Department of Education for the purpose of purchasing instructional materials and supplies for the child development program and to authorize the designated personnel, as shown on the resolution, to sign contract documents for Fiscal Year 2009/2010.

Resolution No. CSD 2010-03

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Certifying the Approval of the Governing Board to Enter Into a Transaction with the California Department of Education for the Purpose of Providing Child Care and Development Services and to Authorize Designated Personnel to Sign Contract Documents for FY 2009/10

**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 JANUARY 12, 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 JANUARY 12, 2010 \(Report of: City Clerk\)](#)

**Recommendation:**

Approve as submitted.

**ADJOURNMENT OF CITY COUNCIL MEETING TO ANNUAL/REGULAR MEETING OF THE MORENO VALLEY PUBLIC FACILITIES FINANCING**

**CORPORATION (MVPFFC)**

**ANNUAL/REGULAR MEETING OF THE MORENO VALLEY PUBLIC FACILITIES  
FINANCING CORPORATION (MVPFFC)**

**CALL TO ORDER**

**ROLL CALL**

**PUBLIC COMMENTS ON MATTERS UNDER THE JURISDICTION OF THE  
CORPORATION**

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.

**SPECIAL ORDER OF BUSINESS**

There are no reports or issues before the corporation.

**ADJOURNMENT OF THE MORENO VALLEY PUBLIC FACILITIES FINANCING  
CORPORATION (MVPFFC) TO ANNUAL/REGULAR MEETING OF THE  
MORENO VALLEY PUBLIC FINANCING AUTHORITY (MVPFA)**

**ANNUAL/REGULAR MEETING OF THE MORENO VALLEY PUBLIC  
FINANCING AUTHORITY (MVPFA)**

**CALL TO ORDER**

**ROLL CALL**

**PUBLIC COMMENTS ON MATTERS UNDER THE JURISDICTION OF THE  
AUTHORITY**

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.

**SPECIAL ORDER OF BUSINESS**

There are no reports or issues before the authority.

**ADJOURNMENT OF THE ANNUAL/REGULAR MEETING OF THE MORENO**

**VALLEY PUBLIC FINANCING AUTHORITY (MVPFA) TO ANNUAL REGULAR MEETING OF THE MORENO VALLEY INDUSTRIAL DEVELOPMENT AUTHORITY (IDA)**

**ANNUAL/REGULAR MEETING OF THE MORENO VALLEY INDUSTRIAL DEVELOPMENT AUTHORITY (IDA)**

**CALL TO ORDER**

**ROLL CALL**

**PUBLIC COMMENTS ON MATTERS UNDER THE JURISDICTION OF THE AUTHORITY**

Those wishing to speak should submit a BLUE speaker slip to the Bailiff. There is a three-minute 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.

**SPECIAL ORDER OF BUSINESS**

There are no reports or issues before the authority.

**ADJOURNMENT**

**RECONVENE JOINT MEETING OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, MORENO VALLEY COMMUNITY SERVICES DISTRICT, AND THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO VALLEY**

**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 A MAIL BALLOT PROCEEDING FOR CALIFORNIA DRUG CONSULTANT, INC. - APN 486-280-041 BALLOTING FOR NPDES AND CSD ZONE M \(Report of: Public Works Department\)](#)

**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) ballot for California Drug Consultant, Inc.—Assessor Parcel Number (APN) 486-280-041;

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 NPDES maximum commercial/industrial regulatory rate to APN 486-280-041.

2. Acting in their capacity 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 ballot for California Drug Consultant, Inc.—APN 486-280-041;

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 APN 486-280-041.

E.2 [A PUBLIC HEARING FOR AN APPEAL OF A PLANNING COMMISSION DENIAL OF A GENERAL PLAN AMENDMENT \(PA08-0020\) FROM OFFICE/RESIDENTIAL \(R/O\) TO COMMUNITY COMMERCIAL \(CC\) AND A CHANGE OF ZONE \(PA08-0019\) FROM OFFICE COMMERCIAL AND RESIDENTIAL 15 \(R15/O\) TO NEIGHBORHOOD COMMERCIAL \(NC\). THE PROJECT CONSISTS OF TWO LOTS WITH A TOTAL OF 1.34 ACRES LOCATED ON THE SOUTHWEST CORNER OF DRACAEA AVENUE AND DAY STREET. THE APPLICANT IS WINCHESTER ASSOCIATES, INC. \(Report of: Community Development Department\)](#)

**Recommendation: That the City Council:**

1. ADOPT a Negative Declaration for application PA08-0020 (General Plan Amendment) and PA08-0019 (Change of Zone). The project will not result in a significant effect on the environment; and

2. Adopt Resolution No 2010-06 denying a General Plan Amendment (PA08-0020) from Office/Residential (R/O) Use to Community Commercial (CC) and PA08-0019 Change of Zone from Office Commercial/Residential 15 (OC/R) to Neighborhood Commercial based on the findings in the Resolution.

Resolution No. 2010-06

A Resolution for an Appeal of a Planning Commission Denial of a General Plan Amendment (PA08-0020) from Office/Residential (R/O) to Community Commercial (CC) and a Change of Zone (PA08-0019) from Office Commercial and Residential 15 (R15/O) to Neighborhood Commercial (NC). The Project consists of two lots with a total of 1.34 acres located on the southwest corner of Dracaea Avenue and Day Street Assessors Parcel Numbers 263-180-007 and 263-180-080

- E.3 [A PUBLIC HEARING ON THE APPEAL OF THE PLANNING COMMISSION'S JULY 23, 2009 APPROVAL OF MASTER PLOT PLAN PA07-0035 FOR SIX LIGHT INDUSTRIAL BUILDINGS, PLOT PLAN PA07-0039 TO CONSTRUCT A 409,598 SQUARE FOOT WAREHOUSE DISTRIBUTION FACILITY AND TENTATIVE PARCEL MAP NO. 35822 \(PA08-0021\) TO RE-CONFIGURE THE EXISTING 21 PARCELS LOCATED WITHIN THE PROJECT SITE AND CREATE SIX PARCELS RANGING IN SIZE FROM 1.33 TO 2.76 ACRES FOR MASTER PLOT PLAN PA07-0035 AND ONE 19.14 ACRE PARCEL FOR PLOT PLAN PA07-0039. THE PROJECT SITE IS LOCATED AT THE NORTHEAST CORNER OF HEACOCK STREET AND IRIS AVENUE \(Report of: Community Development Department\)](#)

**Recommendation: That the City Council:**

1. After conducting a public hearing, ADOPT Resolution No. 2010-07 adopting a Negative Declaration for the project, in that these applications will not result in significant environmental impacts; and

Resolution No. 2010-07

A Resolution of the City Council of the City of Moreno Valley, California, Adopting a Negative Declaration for Application Nos. PA07-0035 (Master Plot Plan), PA07-0039 (Plot Plan), and PA08-0021 (Tentative Parcel Map No. 35822) to re-configure the property lines and combine parcels for Assessor's Parcel Numbers 485-230-001 to 010 and 014 to 024 in order to develop six light Industrial Buildings ranging in size from 23,700 to 47,160 square feet and one 409,598 square foot Warehouse Distribution Building

2. ADOPT City Council Resolution No. 2010-08 approving Master Plot

Plan PA07-0035, Plot Plan PA07-0039 and Tentative Parcel Map No. 35822 (PA08-0021), based on the findings in City Council Resolution No. 2010-07, and the conditions of approval as attached to the resolution as Exhibits 1 and 2, thereby upholding the Planning Commission's approval of the project.

Resolution No. 2010-08

A Resolution of the City Council of the City of Moreno Valley, California, Approving Application Nos. PA07-0035 (Master Plot Plan), PA07-0039 (Plot Plan), and PA08-0021 (Tentative Parcel Map No. 35822) to re-configure the Property Lines and Combine Parcels for Assessor's Parcel Numbers 485-230-001 to 010 and 014 to 024 in order to develop Six Light Industrial Buildings Ranging in size from 23,700 to 47,160 square feet and one 409,598 square foot Warehouse Distribution Building

E.4 [PUBLIC HEARING TO ADOPT CDBG SUBSTANTIAL AMENDMENTS THAT REALLOCATE FUNDS BETWEEN APPROVED ACTIVITIES \(Report of: Economic Development Department\)](#)

**Recommendation: That the City Council:**

1. Review proposed FY 2009-10 Substantial Amendment 1 to expand and broaden the scope of the Moreno Valley Retail Business Incentive Program activity and allocate \$110,000 in CDBG funds from the FY 2009-10 Employment Resource Center (ERC) to the revised FY 2009-10 Moreno Valley New Business Incentive Program, then;
  - a) Conduct a Public Hearing to allow the public an opportunity to comment on the proposed 2009-10 Annual Action Plan Substantial Amendment #1;
  - b) Adopt the proposed Amendment #1; and
  - c) Authorize the transfer of \$110,000 from account #284.73939.6854 (Employment Resource Center) to 284.73939.6853 (newly expanded Moreno Valley New Business Incentive Program) account.
2. Review proposed Amendment to FY 2008-09 Substantial Amendment 1, NSP to reallocate \$2,701,788 CDBG (NSP) funds within the HUD-approved Neighborhood Stabilization Program (NSP) activities, then;
  - a) Conduct a Public Hearing to allow the public an opportunity to comment on the proposed substantial amendment to FY 2008-09 Annual Action Plan Amendment 1, NSP;

- b) Adopt the proposed substantial amendment to the NSP program;
- c) Authorize the transfer of \$2,701,788 from account #197.19710.6848.002 (NSP Homebuyer Assistance Program) with \$1,200,000 transferring to account # 197.19710.6848.001 (NSP Multi-family Residence Acquisition, Rehabilitation and Rental Program) and \$1,501,788 to account # 197.19710.6848.003 (NSP Single Family Residence Acquisition, Rehabilitation and Rental Program); and
- d) Authorize the City Manager to reallocate NSP funds between HUD-approved grant activities.

**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) Report by Mayor Pro Tem Robin N. Hastings on Western Riverside Council of Governments (WRCOG)

G.2 [ANNUAL REPORT OF BOARDS AND COMMISSIONS \(Informational Oral Presentation\) \(Report of: City Clerk's Department\)](#)

G.3 [APPOINTMENT TO THE PARKS AND RECREATION COMMISSION \(TEENAGE MEMBER\) \(Report of: City Clerk's Department\)](#)

**Recommendation: That the City Council:**

- 1. Appoint James Lucha to the Parks and Recreation Commission as a teenage member for a term expiring January 27, 2013, or until high school graduation, whichever comes first; or
- 2. If an appointment is not made, declare the position vacant and authorize the City Clerk to re-notice the position as vacant.

G.4 [APPROVAL OF AGREEMENT FOR INVESTMENT MANAGEMENT AND ADVISORY SERVICES \(Report of: Financial & Administrative Services Department\)](#)

**Recommendation: That the City Council:**

Approve the Agreement for Investment Management and Advisory Services with Chandler Asset Management and authorize the Mayor to sign the Agreement.

- G.5 [RECOVERY ZONE BONDS - PLAN OF ISSUANCE \(Report of: Economic Development Department\)](#)

**Recommendation: That the City Council:**

Consider adopting the Recovery Zone Bonds—Plan of Issuance and direct staff to submit it to the California Debt Limit Allocation Committee by January 31, 2010.

- G.6 [AN ALLOCATION FROM RDA HOUSING SET-ASIDE FUND BALANCE FOR FISCAL YEAR 2009-2010 TO RE-IMPLEMENT AND FUND THE CITY'S HOMEBUYERS ASSISTANCE PROGRAM \(Report of: Economic Development Department\)](#)

**Recommendation: That the RDA**

Authorize an allocation of \$300,000 from the RDA Housing Set-Aside Fund balance (Fund 894) to account # 894.91310.6812 for the re-implementation of the Redevelopment Agency's Homebuyer Assistance Program.

- \*G.7 [RANCHO BELAGO COMMUNITY SIGN PROGRAM \(ORAL DISCUSSION\) \(Molina/Stewart\)](#)

- G.8 [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: 3

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

Number of Cases: 2

3 SECTION 54957 - PUBLIC EMPLOYEE APPOINTMENT/PUBLIC EMPLOYMENT

a) City Attorney Recruitment

b) City Manager Recruitment

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

### **ADJOURNMENT**

\* Revision to Agenda