



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

November 22, 2011

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.

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

Richard A. Stewart, Mayor

Marcelo Co, Council Member
William H. Batey II, Council Member

**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
NOVEMBER 22, 2011**

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 - Bishop Randy Triplett - Victory Temple of Deliverance Ministries](#)

[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 NOVEMBER 8, 2011 \(Report of: City Clerk Department\)](#)

Recommendation:

Approve as submitted.

A.3 [CITY COUNCIL REPORTS ON REIMBURSABLE ACTIVITIES \(Report of City Clerk Department\)](#)

Recommendation:

Receive and file the Reports on Reimbursable Activities for the period of November 2 – 15, 2011.

A.4 [APPROVAL OF CHECK REGISTER FOR SEPTEMBER, 2011 \(Report of: Financial & Administrative Services Department\)](#)

Recommendation:

Adopt Resolution No. 2011-114, approving the Check Register for the month of September, 2011 in the amount of \$13,055,058.15

Resolution No. 2011-114

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Check Register for the Month of September, 2011

A.5 [TR 31129 AND TR 22709-1 – ACCEPTANCE OF STORM DRAIN EASEMENT AND EXECUTION OF QUITCLAIM DEED TRANSFERRING THE CITY'S TITLE INTEREST IN THE STORM DRAIN EASEMENT OVER A PORTION OF LOT "EE" OF TR 22709-1 AND EXECUTION OF EASEMENT DEED FOR STORM DRAIN PURPOSES OVER LOT "T" OF TR 31129 TO THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT PER THE COOPERATIVE AGREEMENT BETWEEN CITY OF MORENO VALLEY, RIVERSIDE COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT AND WESTERN PACIFIC HOUSING, INC. - DEVELOPER -WESTERN PACIFIC](#)

[HOUSING, INC., CORONA, CA 92880 \(Report of: Community and Economic Development Department\)](#)

Recommendation:

1. Adopt the proposed Resolution authorizing the acceptance of the public storm drain easement, over a portion of Lot "EE" of TR 22709-1, per Irrevocable Offer of Dedication recorded as Instrument Number 2005-1053116 in the Official Records of Riverside County, California;

Resolution No. 2011-115

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of Storm Drain Easement Recorded as Instrument Number 2005-1053116 in the Official Records of Riverside County, California, Execution of Quitclaim Deed Transferring the City's Title Interest in the Storm Drain Easement Over a Portion of Lot "EE" of TR 22709-1 and Execution of Easement Deed for Storm Drain Purposes over Lot "T" of TR 31129 to the Riverside County Flood Control and Water Conservation District per the Cooperative Agreement Between City of Moreno Valley, Riverside County Flood Control & Water Conservation District and Western Pacific Housing, Inc.

2. Authorize the Mayor to execute the Quitclaim Deed transferring all right, title and interest in and to the storm drain easement, over a portion of Lot "EE" of TR 22709-1, per Irrevocable Offer of Dedication recorded as Instrument Number 2005-1053116 in the Official Records of Riverside County, California;
3. Authorize the Mayor to execute the Easement Deed for flood control and drainage purposes over Lot "T" of TR 31129; and
4. Direct the City Clerk to forward the signed Quitclaim Deed with the proposed Resolution and Easement Deed to the Riverside County Flood Control and Water Conservation District for further processing and recordation.

A.6 [ASSET FORFEITURE EXPENDITURES \(Report of: Police Department\)](#)

Recommendation:

1. Approve the use of \$129,222 of a total of \$145,576 in available asset forfeiture monies held by Riverside County on the City's behalf;
2. Approve the revenue appropriation of \$129,222 for the FY2011-12 General Fund Revenue Asset Forfeiture budget; and

3. Approve the expenditure appropriation of \$129,222 for the FY2011-12 Police Department Special Enforcement budget.

A.7 [THE ENVIRONMENTAL AND HISTORICAL PRESERVATION BOARD ASSIGNING LANDMARK STATUS TO THE HENDRICK RANCH SITE LOCATED AT 27913 COTTONWOOD AVENUE AT THE SOUTHWEST CORNER OF MORENO BEACH DRIVE AND COTTONWOOD AVENUE \(PORTION OF APN 488-200-013\) \(Report of: Community & Economic Development Department\)](#)

Recommendation:

Receive and file the Environmental and Historical Preservation Board's adoption of EHPB Resolution 2011-01 assigning landmark status to the Hendrick Ranch site.

A.8 [PA00-0010 \(PARCEL MAP 29700\) – TERMINATION OF TRAFFIC SIGNAL MITIGATION AGREEMENT AND RELEASE OF TRAFFIC SIGNAL MITIGATION BOND. DEVELOPER - CALIFORNIA DRUG CONSULTANTS, MORENO VALLEY, CA 92557 \(Report of: Community and Economic Development Department\)](#)

Recommendation:

1. Approve the termination of the Traffic Signal Mitigation Agreement;
2. Approve the release of the Traffic Signal Mitigation Bond;
3. Authorize the Community and Economic Development Director to execute the Notice to Terminate, as required under the Traffic Signal Mitigation Agreement; and
4. Direct the City Clerk to forward the Notice to Terminate to the County Recorder's Office for recordation.

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 NOVEMBER 8, 2011 \(Report of: City Clerk Department\)](#)

Recommendation:

Approve as submitted.

B.3 [AUTHORIZE THE SUBMISSION OF GRANT APPLICATIONS FOR 21ST CENTURY COMMUNITY LEARNING CENTERS ELEMENTARY AND](#)

MIDDLE/JUNIOR HIGH STUDENTS FUNDING FOR FISCAL YEAR 2012-13 (Report of: Parks and Community Services Department)

Recommendation:

Authorize the City Manager to submit grant applications in the amount of \$1,598,898 to the California Department of Education for the 21st Century Community Learning Centers Elementary and Middle/Junior High Students funding for FY 2012-13.

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 NOVEMBER 8, 2011 (Report of: City Clerk Department)

Recommendation:

Approve as submitted.

D. CONSENT CALENDAR - BOARD OF LIBRARY TRUSTEES

D.1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

D.2 MINUTES - REGULAR MEETING OF NOVEMBER 8, 2011 (Report of: City Clerk Department)

Recommendation:

Approve as submitted.

E. PUBLIC HEARINGS - NONE

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.

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) Mayor Pro Tem Jesse L. Molina report on Riverside Transit Agency

(RTA)

- G.2 [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](#)

- H.2 .1 [ORDINANCE NO. 834 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, APPROVING THE THIRD AMENDMENT TO THE ANNEXATION AND DEVELOPMENT AGREEMENT BETWEEN THE CITY OF MORENO VALLEY, RIR ASSOCIATES AND RYDER HOMES RELATIVE TO THE DEVELOPMENT KNOWN AS MORENO VALLEY MIXED USE DEVELOPMENT \(TOWNGATE\) \(RECEIVED FIRST READING AND INTRODUCTION ON NOVEMBER 8, 2011 BY A 4-0-1 VOTE, MOLINA RECUSED\) \(Report of: Community & Economic Development Department\)](#)

Recommendation: That the City Council:
Adopt Ordinance No. 834.

Ordinance No. 834

An Ordinance of the City Council of the City of Moreno Valley, California, Approving the Third Amendment to the Annexation and Development Agreement Between the City of Moreno Valley, RIR Associates and Ryder Homes Relative to the Development Known as Moreno Valley Mixed Use Development (Towngate)

- 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: 5

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

Number of Cases: 5

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

ADJOURNMENT