



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 8, 2011

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.

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

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CITY COUNCIL OF THE CITY OF MORENO VALLEY
November 8, 2011

CALL TO ORDER

SPECIAL PRESENTATIONS

1. Star Recycling Awards Presented by Waste Management
2. Proclamation Recognizing Pancreatic Cancer Awareness Month
3. Employee of the Quarter - Ariana Ayala
4. "Business Spotlight"

**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 - 6:00 PM
NOVEMBER 8, 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 - Pastor James Samples - New Life Christian Fellowship

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

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November 8, 2011

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 OCTOBER 25, 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 October 19 - November 1, 2011.

A.4 P08-135 – ACCEPTANCE OF STORM DRAIN EASEMENTS AND EXECUTION OF QUITCLAIM DEEDS TRANSFERRING THE CITY'S TITLE INTEREST IN STORM DRAIN EASEMENTS TO THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT PER THE COOPERATIVE AGREEMENT BETWEEN CITY OF MORENO VALLEY, RIVERSIDE COUNTY FLOOD CONTROL AND WASTE MANAGEMENT COLLECTION AND RECYCLING, INC., DEVELOPER - WASTE MANAGEMENT COLLECTION AND RECYCLING, INC., MORENO VALLEY, CA 92551 (Report of: Community and Economic Development Department)

Recommendation:

1. Adopt the proposed resolution authorizing the acceptance of the public storm drain easements per Irrevocable Offers of Dedications recorded as Instrument Numbers 2009-0657602, 2009-0657604 and 2009-0657606 in the Official Records of Riverside County, California;

Resolution No. 2011-110

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Storm Drain Easements Per Irrevocable Offers of Dedications Recorded as Instrument Numbers 2009-0657602, 2009-0657604 and 2009-0657606 in the Official Records of Riverside County, California and

Execution of Quitclaim Deeds According to the Cooperative Agreement Between the Riverside County Flood Control and Water Conservation District, the City of Moreno Valley and Waste Management Collection and Recycling, Inc.

2. Authorize the Mayor to execute the Quitclaim Deeds transferring all right, title and interest in and to the storm drain easements per Irrevocable Offers of Dedications recorded as Instrument Numbers 2009-0657602, 2009-0657604 and 2009-0657606 in the Official Records of Riverside County, California; and
3. Direct the City Clerk to forward the signed Quitclaim Deeds and the proposed resolution to the Riverside County Flood Control and Water Conservation District for further processing and recordation.

A.5 [PA06-0173 – APPROVAL OF PROPOSED RESOLUTION FOR A SUMMARY VACATION OF A PORTION OF ALESSANDRO BOULEVARD LOCATED EAST OF REDLANDS BOULEVARD, A PORTION OF REDLANDS BOULEVARD LOCATED SOUTH OF ALESSANDRO BOULEVARD, AND AN ALLEY LOCATED SOUTH OF ALESSANDRO BOULEVARD AND EAST OF REDLANDS BOULEVARD. DEVELOPER: PARMJIT SINGH AND SHINDER KAUR, MORENO VALLEY, CA 92555. \(Report of: Community & Economic Development Department\)](#)

Recommendation:

1. Adopt the proposed resolution, summarily vacating a portion of Alessandro Boulevard located east of Redlands Boulevard, a portion of Redlands Boulevard located south of Alessandro Boulevard, and an alley located south of Alessandro Boulevard and east of Redlands Boulevard;

Resolution No. 2011-111

A Resolution of The City Council of the City of Moreno Valley, California, Ordering the Summary Vacation of a Portion of Alessandro Boulevard Located East of Redlands Boulevard, a Portion of Redlands Boulevard Located South of Alessandro Boulevard, and an Alley Located South of Alessandro Boulevard and East of Redlands Boulevard

2. Direct the City Clerk to certify said resolution and transmit a copy of the resolution to the County Recorder's office for recording.

A.6 [ADOPTION OF ORDINANCE No. 828 OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY OF MORENO](#)

VALLEY AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM (RECEIVED FIRST READING AND INTRODUCTION ON OCTOBER 11, 2011, BY A 5-0 VOTE) (Report of: Human Resources Department)

Recommendation:

Adopt Ordinance No. 828 – An Ordinance authorizing an amendment to the contract between the City of Moreno Valley and the Board of Administration of the California Public Employees' Retirement System.

Ordinance No. 828

An Ordinance of the City Council of the City of Moreno Valley, California, Authorizing an Amendment to the Contract between the City of Moreno Valley and the Board of Administration of the California Public Employees' Retirement System

- A.7 ADOPT RESOLUTION NO. 2011-112 APPROVING THE INTERFUND LOAN FROM THE CORPORATE YARD DEVELOPMENT IMPACT FEE FUND TO THE FACILITY CONSTRUCTION FUND IN THE AMOUNT OF \$2,500,000 (Report of: Financial & Administrative Services Department)

Recommendation:

Adopt Resolution 2011-112 Approving the Interfund Loan from the Corporate Yard Development Impact Fee Fund to the Facility Construction Fund in the Amount of \$2,500,000.

Resolution No. 2011-112

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing an Interfund Loan between the Corporate Yard Development Impact Fee Fund and the Facility Construction Fund in the Amount of \$2,500,000

- A.8 ADOPT RESOLUTION NO. 2011-113 APPROVING THE INTERFUND LOAN FROM THE LIBRARY DEVELOPMENT IMPACT FEE FUND TO THE FACILITY CONSTRUCTION FUND IN THE AMOUNT OF \$4,000,000 (Report of: Financial & Administrative Services Department)

Recommendation:

Adopt Resolution 2011-113 Approving the Interfund Loan from the Library Development Impact Fee Fund to the Facility Construction Fund in the Amount of \$4,000,000.

Resolution No. 2011-113

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing an Interfund Loan between the Library Development Impact Fee Fund and the Facility Construction Fund in the Amount of \$4,000,000

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 OCTOBER 25, 2011 \(Report of: City Clerk Department\)](#)

Recommendation:

Approve as submitted.

C. CONSENT CALENDAR - COMMUNITY REDEVELOPMENT AGENCY

C.1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

C.2 [MINUTES - REGULAR MEETING OF OCTOBER 25, 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 OCTOBER 25, 2011 \(Report of: City Clerk Department\)](#)

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 MAIL BALLOT PROCEEDING FOR OMP DEV CACTUS—APN 297-150-055 BALLOTING FOR CSD ZONE M](#)

(Report of: Public Works Department)

Recommendation: That the City Council:

1. Acting in its capacity as President and Members of the Board of Directors of the CSD (“CSD Board”), after conducting the Public Hearing and accepting public testimony, direct the Secretary of the CSD Board (City Clerk) to tabulate the CSD Zone M ballot for OMP Dev Cactus—Assessor Parcel Number (“APN”) 297-150-055;
2. Verify and accept the result of the mail ballot proceeding as identified on the Official Tally Sheet;
3. Receive and file with the City Clerk’s office the accepted Official Tally Sheet and APN listing; and
4. If approved, authorize and impose the increase in the CSD Zone M (Commercial, Industrial, and Multifamily Improved Median Maintenance) annual charge to APN 297-150-055.

E.2 PUBLIC HEARING AND INTRODUCTION OF ORDINANCE NO. 834 APPROVING THIRD AMENDMENT TO THE DEVELOPMENT AGREEMENT FOR TOWNGATE MIXED-USE DEVELOPMENT (Report of: Community & Economic Development Department)

Recommendation: That the City Council:

1. After conducting the public hearing, introduce Ordinance No. 834 approving the Third Amendment to the Annexation and Development Agreement for the TownGate Mixed Use Development; and

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)

2. Authorize the Mayor to execute the Third Amendment to the Annexation and Development Agreement for the TownGate Mixed Use Development.

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

G. REPORTS

- G.1 [PUBLIC MEETING REGARDING THE MAIL BALLOT PROCEEDING FOR APNS 481-281-059 and 481-281-060 BALLOTING FOR NPDES \(Report of: Public Works Department\)](#)

Recommendation: That the City Council:

Accept public comments regarding the mail ballot proceeding for Assessor Parcel Numbers (APNs) 481-281-059 and 481-281-060 for approval of the National Pollutant Discharge Elimination System (NPDES) maximum commercial/industrial regulatory rate.

- G.2 [MEDIA AND COMMUNICATIONS STRATEGY \(CONTINUED FROM OCTOBER 11, 2011 ON A 4-0-1 VOTE, MOLINA ABSENT\) \(Report of: City Manager's Office\)](#)

Recommendation: That the City Council:

Approve the proposed Media and Communications Strategy.

- G.3 [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: 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