



**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**

**SPECIAL MEETING**  
**MORENO VALLEY PUBLIC FINANCING AUTHORITY (MVPFA)**

**January 11, 2011**

**SPECIAL PRESENTATION – 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.*

Richard A. Stewart, Mayor

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

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

**AGENDA**  
**CITY COUNCIL OF THE CITY OF MORENO VALLEY**  
**January 11, 2011**

**CALL TO ORDER – 6:00 P.M.**

\* SPECIAL PRESENTATION

1. "Spotlight on Moreno Valley Business"

**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**

**SPECIAL MEETING**  
**MORENO VALLEY PUBLIC FINANCING AUTHORITY (MVPFA)**

**REGULAR MEETING - 6:30 PM**  
**JANUARY 11, 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**

**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 DECEMBER 14, 2010 \(Report of: City Clerk's Department\)](#)

**Recommendation:**

Approve as submitted.

#### A.3 [MINUTES - SPECIAL MEETING OF JANUARY 4, 2011 \(Report of: City Clerk's Department\)](#)

**Recommendation:**

Approve as submitted.

#### A.4 [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 December 8, 2010 - January 4, 2011.

#### A.5 [ADOPTION OF RESOLUTION OF THE CITY OF MORENO VALLEY AUTHORIZING THE AMENDING AND RESTATING OF A 1997 PROJECT LEASE AGREEMENT AND APPROVING RELATED DOCUMENTS AND ACTIONS \(Report of: Financial & Administrative Services Department\)](#)

**Recommendation:**

1. Adopt Resolution No. 2011-01 authorizing the amending and restating of the 1997 Project Lease Agreement and approving related documents and actions; and

Resolution No. 2011-01

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Amending and Restating of a 1997 Project Lease Agreement and Approving Related Documents and Actions

2. Authorize the City Manager to approve an agreement for financial advisor services, in an amount not to exceed \$30,000, with Fieldman and Rolapp & Associates to serve as financial advisor for the recommended private placement debt issue; and
3. Authorize the City Manager to approve an agreement for bond counsel services, in amount not to exceed \$30,000, with Best Best & Krieger to serve as bond counsel for the recommended private placement debt issue.

A.6 [NOTICE OF COMPLETION AND ACCEPTANCE OF THE PUBLIC SAFETY BUILDING \(PSB\) RENOVATIONS -- PROJECT NO. 08-50182327 \(Report of: Public Works Department\)](#)

**Recommendation:**

1. Accept the work as complete for the Public Safety Building renovations constructed by AVI-CON Inc. dba CA Construction (CA Construction), 981 Iowa Avenue, Suite A, Riverside, CA 92507;
2. Direct the City Clerk to record the Notice of Completion within ten (10) calendar days at the office of the County Recorder of Riverside County, as required by Section 3093 of the California Civil Code;
3. Authorize the Financial and Administrative Services Director to release the retention to CA Construction thirty-five (35) calendar days after the date of recordation of the Notice of Completion if no claims are filed against the project; and
4. Accept the improvements into the City's maintained building system.

A.7 [RESOLUTION NOS. 2011-02 AND 2011-03 TO APPROVE AND AUTHORIZE EXECUTION OF PROGRAM SUPPLEMENT AGREEMENT NO. M021 REV. 2 TO ADMINISTERING AGENCY-STATE AGREEMENT NO. 08-5441 FOR STATE ROUTE 60/NASON STREET INTERCHANGE IMPROVEMENTS \(PROJECT NO. 98-25897 AND FUTURE PROGRAM SUPPLEMENT AGREEMENTS \(Report of: Public Works Department\)](#)

**Recommendation:**

1. Adopt Resolution No. 2011-02 and approve the execution of Program Supplement Agreement No. M021 Rev. 2 to Administering Agency-State Agreement for Federal-Aid Projects No. 08-5441-R for

construction;

Resolution No. 2011-02

A Resolution of the City Council of the City of Moreno Valley, California, Approving and Authorizing Execution of Program Supplement Agreement No. M021 Rev. 2 to Administering Agency-State Agreement for Federal-Aid Projects No. 08-5441 Between the State of California, Acting by and Through the Department of Transportation, and the City of Moreno Valley, for Federal Project No. HP21STPL-0027(012)

2. Authorize the Public Works Director/City Engineer to execute Program Supplement Agreement No. M021 Rev. 2; and
3. Adopt Resolution No. 2011-03, authorizing the Public Works Director/City Engineer to execute future Program Supplement Agreements to Administering Agency-State Agreement No. 08-5441-R (Master Agreement) for Federal-Aid Projects subject to the approval of the City Attorney.

Resolution No. 2011-03

A Resolution of the City Council of the City of Moreno Valley, California, Approving and Authorizing Execution of Program Supplement Agreements to Administering Agency-State Agreement No. 08-5441 (Master Agreement) for Federal-Aid Projects Between the State of California, Acting by and Through the Department of Transportation, and the City of Moreno Valley

- A.8 [APPROVE THE JOINT USE AGREEMENT WITH SOUTHERN CALIFORNIA EDISON \(SCE\) FOR RELOCATION OF EXISTING TRANSMISSION, DISTRIBUTION, AND TELECOMMUNICATION FACILITIES FOR THE IRONWOOD AVENUE WIDENING PROJECT FROM HEACOCK STREET TO PERRIS BOULEVARD; PROJECT NO. 06-50182625-2 \(Report of: Public Works Department\)](#)

**Recommendation:**

1. Approve the Joint Use Agreement with Southern California Edison (SCE) to relocate SCE's facilities for the Ironwood Avenue Widening Project from Heacock Street to Perris Boulevard;
2. Authorize the City Manager to execute the Joint Use Agreement with SCE;
3. Authorize the issuance of a Purchase Order to SCE totaling

\$1,306,620 (\$1,281,000 plus 2% contingency) for relocation of SCE's facilities for the Ironwood Avenue Widening Project (\$609,842.61 from Account No. 415.70227, \$83,018.62 from Account No. 416.78727, and \$613,758.78 from Account No. 501.82625); and

4. Authorize the Public Works Director/City Engineer to execute any subsequent related minor amendments to the agreement with SCE and any change orders up to, but not exceeding, the total purchase order contingency amount of \$25,620, subject to the approval of the City Attorney.

A.9 [APPROVAL OF CHECK REGISTER FOR OCTOBER, 2010 \(Report of: Financial & Administrative Services Department\)](#)

**Recommendation:**

Adopt Resolution No. 2011-04, approving the Check Register for the month of October, 2010 in the amount of \$12,735,379.73.

Resolution No. 2011-04

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

A.10 [AUTHORIZATION TO AWARD THE CONSTRUCTION CONTRACT FOR DRACAEA AVENUE SIDEWALK IMPROVEMENTS BETWEEN MORRISON STREET AND MASCOT LANE; PROJECT NO. 10-12567129 \(Report of: Public Works Department\)](#)

**Recommendation:**

1. Award the construction contract for Dracaea Avenue Sidewalk Improvements between Morrison Street and Mascot Lane to Mamco, Inc., 16840 Van Buren Boulevard, Suite 200, Riverside, CA 92504, the lowest responsible bidder;
2. Authorize the City Manager to execute a contract with Mamco, Inc.;
3. Authorize the issuance of a Purchase Order to Mamco, Inc. in the amount of \$148,898.99 (\$119,119.19 for the bid amount plus 25% 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 Mamco, Inc., up to, but not exceeding, the total contingency amount of \$29,779.80, subject to the approval of the City Attorney.

A.11 [AUTHORIZATION TO AWARD CONSTRUCTION CONTRACT FOR SR-](#)

[60/NASON STREET INTERCHANGE IMPROVEMENTS -- PROJECT NO. 98-25897 \(Report of: Public Works Department\)](#)

**Recommendation:**

1. Authorize the appropriation of additional funding in the amount of \$5,940,011 for construction costs of the SR-60/Nason Interchange Improvements project (\$4,715,333 for STPL Discretionary Funds [125.67029], \$1,224,678 for STPL Toll Credits [125.NEW] and the re-appropriation of \$844,354 previously budgeted in Federal Demonstration Funds to Demonstration Fund Toll Credits [125.NEW]);
2. Award the construction contract for SR-60/Nason Interchange Improvements to All-American Asphalt, PO Box 2229, Corona, CA 92878, determined as the lowest responsive and responsible bidder;
3. Authorize the City Manager to execute a construction contract with All-American Asphalt;
4. Authorize the issuance of Purchase Orders totaling \$9,261,009 (\$7,717,507.50 bid plus 20% contingency of \$1,543,501.50) to All-American Asphalt when the contract has been signed by all parties;
5. Authorize the Public Works Director/City Engineer to execute any subsequent change orders to the construction contract with All-American Asphalt, up to but not exceeding the contingency amount of \$1,543,501.50, subject to the approval of the City Attorney;
6. Authorize intermittent full road closures of (1) Nason Street and (2) Elder Avenue for the duration of construction anticipated to start on February 1, 2011 and be completed by February 1, 2012; and
7. Authorize the City Engineer to extend the intermittent full road closures for another 60 days from the anticipated completion date due to unforeseen construction issues.

A.12 [AUTHORIZATION TO AWARD AGREEMENT FOR PROFESSIONAL CONSULTANT GEOTECHNICAL SERVICES FOR THE SR-60/NASON INTERCHANGE IMPROVEMENTS PROJECT -- PROJECT NO. 98-25897 \(Report of: Public Works Department\)](#)

**Recommendation:**

1. Authorize the "Agreement for Professional Consultant Services" with RMA Group (RMA), 12130 Santa Margarita Court, Rancho Cucamonga, CA 91730 to provide professional geotechnical and materials testing services during construction of the SR-60/Nason



Street Interchange Improvements Project for a total agreement amount not to exceed \$171,561;

2. Authorize the City Manager to execute said "Agreement for Professional Consultant Services" with RMA; and
3. Authorize the issuance of Purchase Orders totaling \$171,561 to RMA when the contract has been signed by all parties.

A.13 [AUTHORIZATION TO AWARD AGREEMENT FOR PROFESSIONAL CONSULTANT SURVEY SERVICES FOR SR-60/NASON STREET INTERCHANGE IMPROVEMENTS PROJECT -- PROJECT NO. 98-25897 \(Report of: Public Works Department\)](#)

**Recommendation:**

1. Authorize the "Agreement for Professional Consultant Services" with PSOMAS, 2010 Iowa Avenue, Suite 101, Riverside, CA 92507 to provide professional survey services during construction of the SR-60/Nason Street Interchange Improvements Project for a total agreement amount not to exceed \$145,258;
2. Authorize the City Manager to execute said "Agreement for Professional Consultant Services" with PSOMAS; and
3. Authorize the issuance of Purchase Orders totaling \$145,258 to PSOMAS when the contract has been signed by all parties.

A.14 [EMPLOYER PICKUP RESOLUTION PRE-TAX PAYROLL DEDUCTION PLAN FOR SERVICE CREDIT PURCHASES \(CONTRIBUTION CODE 14\) \(Report of: Human Resources Department\)](#)

**Recommendation:**

Approve Resolution No. 2011-05, Employer Pickup Resolution Pre-Tax Payroll Deduction Plan For Service Credit Purchases (Contribution Code 14).

Resolution No. 2011-05

A Resolution of the City Council of the City of Moreno Valley, California, Approving an Amendment to Implement Employer Pickup Resolution Pre-Tax Payroll Deduction Plan for Service Credit Purchases (Contribution Code 14)

A.15 [DEPARTMENT CONSOLIDATION AND REQUEST TO ESTABLISH THE TITLE AND SALARY RANGE FOR A NEW POSITION OF COMMUNITY](#)

AND ECONOMIC DEVELOPMENT DIRECTOR (Report of: City Manager's Office)

**Recommendation:**

1. Establish the job title, job description, and salary range for a new position of "Community and Economic Development Director"; and
2. Authorize the City Manager to modify the Employment Agreement with the employee to reflect these changes effective January 10, 2011 (beginning of payroll period).

- A.16 ADOPT ORDINANCE NO. 821 - AN ORDINANCE AUTHORIZING THE LEVY OF A SPECIAL TAX IN SUCH COMMUNITY FACILITIES DISTRICT PURSUANT TO AN AMENDED AND RESTATED RATE AND METHOD OF APPORTIONMENT OF SUCH SPECIAL TAX AND REPEALING ORDINANCE NOS. 696 AND 765 (ROLL CALL REQUIRED) (RECEIVED FIRST READING AND INTRODUCTION DECEMBER 14, 2010 ON A 5-0 VOTE) (Report of: Public Works Department)

**Recommendation:**

Adopt Ordinance No. 821.

Ordinance No. 821

An Ordinance of the City Council of the City of Moreno Valley, California, Acting as the Legislative Body of Community Facilities District No. 4 - Infrastructure of the City of Moreno Valley, Authorizing the Levy of a Special Tax in Such Community Facilities District Pursuant to an Amended and Restated Rate and Method of Apportionment of Such Special Tax and Repealing Ordinance Nos. 696 and 765

- A.17 PA05-0108 - PARCEL MAP 33152-1 - REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING OLD 215 FRONTAGE ROAD AND THE PORTION OF ALESSANDRO BOULEVARD ASSOCIATED WITH THE PROJECT INTO THE CITY'S MAINTAINED STREET SYSTEM. ACCEPT THE REPLACEMENT BONDS FOR THE WARRANTY SECURITY ASSOCIATED WITH THE PUBLIC IMPROVEMENTS; DEVELOPER: ANDLAND PROPERTIES, LLC, TORRANCE, CA 90505 (Report of: Public Works Department)

**Recommendation:**

1. Adopt Resolution No. 2011-08 authorizing the acceptance of the public improvements within Parcel Map 33152-1 as complete and accepting Old 215 Frontage Road and the portion of Alessandro

Boulevard associated with the project into the City's maintained street system;

Resolution No. 2011-08

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 33152-1, Accepting Old 215 Frontage Road and the Portion of Alessandro Boulevard Associated with the Project into the City's Maintained Street System

2. Authorize the Public Works Director/City Engineer to execute the 90% reduction to the Faithful Performance security as well as the Material and Labor security 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 and Material and Labor Bonds in one year when all clearances are received;
3. Accept the replacement bonds as security for the warranty period for the public improvements associated with the project, contingent upon the Developer providing the City with the fully executed original bonding certificates and approval of the same from the Risk Management Division; and
4. Authorize the Public Works Director/City Engineer to exonerate the cash security previously placed into an escrow account as well as the grant deed for the remainder parcel of Parcel Map 33152-1 as submitted by Andland Properties, LLC, upon acceptance of the warranty bonds and if there are no stop notices or liens on file with the City Clerk.

**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 DECEMBER 14, 2010 \(Report of: City Clerk's Department\)](#)

**Recommendation:**

Approve as submitted.

B.3 [MINUTES - SPECIAL MEETING OF JANUARY 4, 2011 \(Report of: City Clerk's Department\)](#)

**Recommendation:**

Approve as submitted.

B.4 [TRACT MAP 32834 – ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPT THE GRANT DEED FOR LOT “A” \(ROCK RIDGE PARK\); DEVELOPER: BEAZER HOMES HOLDING CORP., BREA, CA 92821 \(Report of: Public Works Department\)](#)

**Recommendation:**

1. Adopt proposed Resolution No. CSD 2011-01 authorizing the acceptance of the public improvements, related to Lot “A” (Rock Ridge Park) for Tract Map 32834, as complete and into the Community Services District’s maintained system; and

Resolution No. CSD 2011-01

A Resolution of the City Council of the City of Moreno Valley, California, Acting in Their Respective Capacity as the Board of Directors of the Community Services District, Authorizing the Public Improvements, Related to the Lot “A” (Rock Ridge Park) for Tract Map 32834, as Complete and Accept the Improvements into the Community Services District’s Maintained System

2. Authorize the President of the Board of Directors of the Community Services District (CSD) to accept the grant deed for Lot “A” for park purposes, including maintenance, and authorize the City Clerk to execute the Acceptance Certificate to transmit the grant deed with Acceptance Certificate to the County Recorder’s office for recordation.

**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 DECEMBER 14, 2010 \(Report of: City Clerk’s Department\)](#)

**Recommendation:**

Approve as submitted.

C.3 [MINUTES - SPECIAL MEETING OF JANUARY 4, 2011 \(Report of: City Clerk’s Department\)](#)

**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 DECEMBER 14, 2010 \(Report of: City Clerk's Department\)](#)**

**Recommendation:**

Approve as submitted.

**ADJOURNMENT OF THE CITY COUNCIL MEETING TO THE SPECIAL MEETING OF THE MORENO VALLEY PUBLIC FINANCING AUTHORITY (MVPFA)**

**SPECIAL MEETING OF THE MORENO VALLEY PUBLIC FINANCING AUTHORITY (MVPFA)**

**CALL TO ORDER**

**ROLL CALL**

**PUBLIC COMMENTS ON THE SPECIAL MEETING AGENDA 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**

**A. CONSENT CALENDAR - MORENO VALLEY PUBLIC FINANCING AUTHORITY (MVPFA)**

**A.1 [ADOPTION OF RESOLUTION OF THE BOARD OF DIRECTORS OF MORENO VALLEY PUBLIC FINANCING AUTHORITY \(MVPFA\) AUTHORIZING THE REFINANCING OF 1997 LEASE REVENUE BONDS AND APPROVING RELATED DOCUMENTS AND ACTIONS \(Report of: Financial & Administration Services Department\)](#)**

**Recommendation:**

The Finance Subcommittee recommends that the Board of Directors of the Moreno Valley Public Financing Authority adopt Resolution No. MVPFA 2011-01 authorizing the refinancing of 1997 Lease Revenue Bonds and

approving related documents and actions.

Resolution No. MVPFA 2011-01

A Resolution of the Board of Directors of the Moreno Valley Public Financing Authority Authorizing the Refinancing of 1997 Lease Revenue Bonds and Approving Related Documents and Recommendation:

**ADJOURNMENT OF THE SPECIAL MEETING OF THE MORENO VALLEY PUBLIC AUTHORITY FINANCING AUTHORITY (MVPFA) TO THE 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**

**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 TO CONSIDER PUBLIC COMMENTS REGARDING A MAIL BALLOT PROCEEDING \(REBALLOT\) FOR TRACT 21597 FOR A PROPOSED INCREASE IN THE CSD ZONE D \(PARKWAY LANDSCAPE MAINTENANCE\) ANNUAL CHARGE \(Report of: Public Works Department\)](#)

**Recommendation: That the CSD:**

1. Direct the City Clerk to tabulate the returned ballots for the proposed increase in the CSD Zone D annual charge for Tract 21597;
  2. Verify and accept the results of the mail ballot proceeding as identified on the Official Tally Sheet;
  3. Receive and file with the City Clerk's office the accepted CSD Official Tally Sheet; and
  4. If approved, authorize and impose the proposed increase in the CSD Zone D annual charge for Tract 21597.
- E.2 [PROPOSED AMENDMENTS TO CHAPTER 12.14 OF THE MORENO VALLEY MUNICIPAL CODE, POLICE AND CITY OF MORENO VALLEY](#)

[ROTATIONAL TOW SERVICE \(Report of: Community Development Department\)](#)

**Recommendation: That the City Council:**

INTRODUCE Ordinance No. 822 amending Chapter 12.14, Police and City of Moreno Valley Rotational Tow Service, of Title 12 of the Moreno Valley Municipal Code.

Ordinance No. 822

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

E.3 [GENERAL PLAN AMENDMENT TO MODIFY BIKEWAY PLAN \(PA10-0021\) \(Report of: Public Works Department\)](#)

**Recommendation: That the City Council:**

1. Conduct a public hearing to consider the action taken by the Planning Commission on October 28, 1010, recommending approval of General Plan Amendment (PA10-0021), and subsequent to the public hearing:

RECOGNIZE that application PA10-0021 (General Plan Amendment) will not have a significant effect on the environment and is therefore exempt from the provisions of the California Environmental Quality Act (CEQA), per CEQA Guidelines Section 15061 as defined by Section 15378 of the CEQA Guidelines; and

2. ADOPT City Council Resolution No. 2011-06 thereby APPROVING General Plan Amendment PA10-0021, based on the findings in the City Council Resolution.

Resolution No. 2011-06

A Resolution of the City Council of the City of Moreno Valley, California, Approving a General Plan Amendment (PA10-0021) to Modify the City Bikeway Plan

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

## G. REPORTS

G.1 [APPOINTMENT TO THE LIBRARY COMMISSION \(Report of: City Clerk's Department\)](#)

**Recommendation: That the City Council:**

1. Appoint Peggy A. Hadaway to the Library Commission with a term expiring June 30, 2013; or
2. If appointment is not made, declare the position vacant and authorize the City Clerk to re-notice the position as vacant.

G.2 [ECONOMIC DEVELOPMENT UPDATE \(ORAL PRESENTATION\) \(Report of: Economic Development Department\)](#)

G.3 [RANCHO BELAGO COMMUNITY SIGN PROGRAM AMENDMENT \(P10-0457\) \(Report of: Community Development Department\)](#)

**Recommendation: That the City Council:**

Adopt Resolution No. 2011-07 and thereby approve an amendment to the Rancho Belago Community Sign Program for design modifications to the proposed signs.

Resolution No. 2011-07

A Resolution of the City Council of the City of Moreno Valley, California, Adopting an Amendment to the Rancho Belago Sign Program (P10-0457)

\*G.4 [2011 COUNCIL COMMITTEE PARTICIPATION APPOINTMENTS \(Report of: City Clerk's Department\)](#)

**Recommendation: That the City Council:**

Approve appointments to the various committees and regional bodies as recommended in the 2011 Council Committee Participation list submitted by Mayor Richard A. Stewart:

1. Appoint Mayor Richard A. Stewart to serve as the City of Moreno Valley's representative on the March Joint Powers Commission (MJPC);
2. Appointment of City of Moreno Valley's second representative on the March Joint Powers Commission (MJPC) to be discussed and determined by the City Council;
3. Appointment of City of Moreno Valley's alternate representative on the March Joint Powers Commission (MJPC) to be discussed and



determined by the City Council;

4. Appoint Council Member William H. Batey II to serve as the City of Moreno Valley's representative on the Riverside County Habitat Conservation Agency (RCHCA);
5. Appoint Mayor Pro Tem Jesse L. Molina to serve as the City of Moreno Valley's alternate representative on the Riverside County Habitat Conservation Agency (RCHCA);
6. Appoint Council Member Marcelo Co to serve as the City of Moreno Valley's representative on the Riverside County Transportation Commission (RCTC);
7. Appoint Mayor Richard A. Stewart to serve as the City of Moreno Valley's alternate representative on the Riverside County Transportation Commission (RCTC);
8. Appoint Mayor Pro Tem Jesse L. Molina to serve as the City of Moreno Valley's representative on the Riverside Transit Agency (RTA);
9. Appoint Council Member Marcelo Co to serve as the City of Moreno Valley's alternate representative on the Riverside Transit Agency (RTA);
10. Appoint Council Member Robin N. Hastings to serve as the City of Moreno Valley's representative on the Western Riverside Council of Governments (WRCOG);
11. Appoint Mayor Richard A. Stewart to serve as the City of Moreno Valley's alternate representative on the Western Riverside Council of Governments (WRCOG);
12. Appoint Council Member William H. Batey II to serve as the City of Moreno Valley's representative on the Western Riverside County Regional Conservation Authority (RCA);
13. Appoint Mayor Pro Tem Jesse L. Molina to serve as the City of Moreno Valley's alternate representative on the Western Riverside County Regional Conservation Authority (RCA); and
14. Approve the appointments to the remaining various committees and regional bodies, as noted on the 2011 Council Committee Participation list.

G.5 [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.

**\*Revision to Agenda**

## 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:

#### \*<sub>1</sub> SECTION 54956.9(a) - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

- a Case: *Arch Insurance Company v. City of Moreno Valley, Safeguard Insurance Company*  
Court: Riverside Superior Court  
Case No: RIC 513196

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

Number of Cases: 2

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

Number of Cases: 2

#### 4 SECTION 54956.8 - CONFERENCE WITH REAL PROPERTY NEGOTIATOR

- a) Property: Cactus Avenue and Day Street consisting of approximately 16.92 gross acres (net area is approximately 14.36 acres within 2 parcels)

Agency Negotiator: Barry Foster, Economic Development Director  
negotiating with potential Developer - Clayton  
Corwin, StoneCreek Company

Under Negotiation: Disposition, price and terms

Owner: Redevelopment Agency

5 SECTION 54957 - PUBLIC EMPLOYEE APPOINTMENT/PUBLIC  
EMPLOYMENT

a) City Manager

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

**ADJOURNMENT**