

AGENDA
CITY COUNCIL OF THE CITY OF MORENO VALLEY
MORENO VALLEY COMMUNITY SERVICES DISTRICT
COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO VALLEY

MAY 8, 2001

CALL TO ORDER

PUBLIC COMMENTS

ROLL CALL

CLOSED SESSION - 6:00 P.M.

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 Finance Conference Room, Second Floor, City Hall. Prior to recessing to Closed Session the Council will convene in the City Council Chamber to hear public comments, if any, on matters on the Closed Session agenda. Reportable action will be announced at this evening's Council Meeting under Section D, of the City Council Agenda. The City Council will meet in Closed Session to confer with its legal counsel regarding the following matter(s) and any additional matter publicly and orally announced by the City Attorney in the Council Chamber at the time of convening the Closed Session. The Closed Session will be held pursuant to Government Code:

1) SECTION 54956.9(a) - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

a) Case: *City of Moreno Valley v. David Lerma*
Court: Riverside Superior Court
Case No.: RIC 346259

b) Case: *Adelphia Communications Corporation, and Century-TCI California, L.P., a Delaware Limited Partnership*
Court: United States District Court
Case No.: EDVC 01-0181 VAP(SGLx)

2) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

a) SECTION 54956.9(b)(1) - Significant exposure to litigation
Number of Cases: 4

b) SECTION 54956.9(c) - Initiation of litigation

Number of Cases: -0-

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**

**REGULAR MEETING - 7:00 P.M.
MAY 8, 2001**

- **CALL TO ORDER** (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 - actions taken at the Joint Meeting are those of the Agency indicated on each Agenda item)

- **PLEDGE OF ALLEGIANCE**

- **INVOCATION** – Pastor Percy Kallevig, First Assembly of God

- **ROLL CALL**

- **INTRODUCTIONS**

- **SPECIAL PRESENTATIONS**

1. Proclamation - Veteran Appreciation Month
2. Proclamation - Mental Health Month
3. Proclamation - Law Enforcement Week

- **PUBLIC COMMENTS ON ANY SUBJECT NOT ON THE AGENDA UNDER THE JURISDICTION OF THE CITY COUNCIL (COMMENTS NOT CONCLUDED BY 7:30 P.M. WILL BE HEARD PRIOR TO CITY COUNCIL CLOSING COMMENTS AT THE END OF THE AGENDA)**

There is a three-minute time limit per person. Please complete and submit a PINK speaker slip to the Bailiff.

- 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.)

There is a three-minute time limit per person and a 15-minute time limit per agenda item. The 15-minute limit may be waived. Please complete and submit a BLUE speaker slip to the Bailiff.

- **JOINT CONSENT CALENDARS (SECTIONS A-C) OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY , MORENO VALLEY COMMUNITY SERVICES DISTRICT, AND COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO VALLEY**

All items listed under the Consent Calendars are considered to be routine and non-controversial, and may be enacted by one motion unless a member of the Council, Community Services District, or Redevelopment Agency 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/discussion will be heard after public hearing items.

A. CONSENT CALENDAR - CITY COUNCIL

A1. ORDINANCES - FIRST READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinance Introductions and read by title only.

A2. LAND LEASE AGREEMENT WITH AGRI-EMPIRE FOR VACANT CITY PROPERTY ON NASON STREET (Report of: Director of Public Works/City Engineer)

Recommendation: Execute a Land Lease Agreement with AGRI-EMPIRE for approximately 60 acres, known as Assessors Parcel Numbers 477-220-038 and 477-220-079, located between Cottonwood Avenue and Alessandro Boulevard, west of Nason Street.

A3. PARCEL MAP 24349, PARCEL 1 – ACCEPT THE REPLACEMENT AGREEMENT AND DEED OF TRUST FOR PUBLIC IMPROVEMENTS AND RELEASE CASH DEPOSIT – FRANKHALE ROAD, SOUTH SIDE, EAST OF MORTON ROAD (JOSE N. SOTO AND SUZANNE B. SOTO)

Recommendation: Approve the replacement agreement for Public Improvements; authorize the Mayor to execute the agreement; accept the Deed of Trust, as reviewed and approved by the City Attorney, as security for the required public improvements; authorize the Finance Director to release the cash deposit in the amount of

\$13,250 to Jose N. Soto and Suzanne B. Soto; and direct the City Clerk to forward the signed agreement and the Deed of Trust to the County Recorder's Office for recordation.

A4. RFQ # RLN-00/01-07, ONE (1) ¾ TON SUPERCAB PICKUP TRUCK
(Report of: Director of Parks and Recreation)

Recommendation: Transfer \$5,101.09 from account 00161.76310.6261 to account 00161.76210.6641.645 for the purchase of a heavy-duty three-quarter ton nominally rated pick-up truck to transport the division's large mowing unit and award the bid to Fritt's Ford as they met specifications with the lowest dollar amount.

B. CONSENT CALENDAR - COMMUNITY SERVICES DISTRICT

B1. ORDINANCES - FIRST READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinance Introductions and read by title only.

B2. REQUEST TO REJECT ALL SUBMITTED PROPOSALS AND RE-ADVERTISE A NOTICE REQUESTING PROPOSALS – MORENO VALLEY COMMUNITY SERVICES DISTRICT PROJECT NO. D-SG1/01 – MAINTENANCE OF PARKWAY AND MEDIAN LANDSCAPING AND IRRIGATION STANDARD SERVICE (Report of: Director of Public Works/City Engineer)

Recommendation: Reject all proposals submitted for this project on February 28, 2001; authorize the City Clerk to re-advertise a Notice Requesting Proposals for Project D-SG1/01; adopt the area map and maintenance specifications, which are on file in the office of the Director of Public Works and acknowledge the previous Environmental Determinations relating to the existing landscape areas as approved per each tract's EIR Certification.

C. CONSENT CALENDAR - COMMUNITY REDEVELOPMENT AGENCY

C1. ORDINANCES - FIRST READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinance Introductions and read by title only.

C2. PALM DESERT DEVELOPMENT COMPANY (PDDC) HEACOCK COTTONWOOD II, LP (COTTONWOOD PLACE PHASE II) EXTENSION OF RESOLUTION FOR TAX CREDIT APPLICATION (Report of: Director of Community and Economic Development)

Recommendation: Adopt Resolution No. RDA 2001-01, extending and supporting the revised Cottonwood Place II Housing development and affirming the provision of assistance in the amount of \$762,000 to Heacock Cottonwood II LP, a subsidiary of the Palm Desert Development Company (PDDC).

Resolution No. RDA 2001-01

A Resolution of the Community Redevelopment Agency of the City of Moreno Valley Supporting the Cottonwood Place Phase II Housing Development and Affirming its Intention to Provide Assistance to Heacock Cottonwood II, LP, A Subsidiary of the Palm Desert Development Company

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

E. PUBLIC HEARINGS

Questions or comments from the public on a Public Hearing matter must be limited to five minutes per individual and must pertain to the subject under consideration.

E1. ADOPTION AND PUBLIC HEARING OF THE FISCAL YEAR CONSOLIDATED PLAN ANNUAL ACTION PLAN 2001/2002 (Report of: Director of Community and Economic Development)

Recommendation: That the City Council:

1. Conduct a Public Hearing to solicit public comments on and adopt the FY 2001/2002 Action Plan Update of the Consolidated Plan (the City's application to HUD to receive FY 2001/2001 Community Development Block Grant and HOME Funds)

• ITEMS REMOVED FROM CONSENT CALENDARS FOR DISCUSSION OR SEPARATE ACTION

F. REPORTS

- F1. LEGISLATIVE UPDATE (Report of: Assistant City Manager)
Recommendation: That the City Council receive and file the Legislative Status Report, which is provided as information.
- F2. FY 2001-02 PROPOSED BUDGET (Report of Finance Director)
Recommendation: That the City Council review the 2001-02 Proposed Budget and direct staff to provide any additional information that is required in order to adopt the 2001-02 Final Budget, scheduled for June 12, 2001.
- F3. UTILITY USER'S TAX AND INCREASED ENERGY COSTS (Report of Finance Director)
Recommendation: That the City Council set aside the identified "Model 3" differential utility user's tax revenue for either one-time expenditure and/or a temporary reduction of gas and electric utility rates.

G. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING & INTRODUCTION - NONE

ORDINANCES - 2ND READING & ADOPTION

- G1. ORDINANCE NO. CSD 30, AN ORDINANCE OF THE MORENO VALLEY COMMUNITY SERVICES DISTRICT OF THE CITY OF MORENO VALLEY, CALIFORNIA, AMENDING ORDINANCE NO. CSD 29, REGARDING THE MORENO VALLEY EQUESTRIAN PARK AND NATURE CENTER (RECEIVED FIRST READING AND INTRODUCTION APRIL 24, 2001 ON A 4-0-1 VOTE – BATEY ABSENT) (Report of: Director of Parks and Recreation)
Recommendation: That the City Council, acting in their capacity as President and Board of Directors for the Moreno Valley Community Services District adopt Ordinance No. CSD 30, amending Ordinance No. 29, regarding the Moreno Valley Equestrian Park and Nature Center.

Ordinance No. CSD 30

An Ordinance of the Moreno Valley Community Services District of the City of Moreno Valley, California, Amending Ordinance No. CSD-29, regarding the Moreno Valley Equestrian Park and Nature Center

ORDINANCES - URGENCY ORDINANCES

RESOLUTIONS

- **CONTINUATION OF PUBLIC COMMENTS ON MATTERS NOT ON THE AGENDA, IF NEEDED**
- **CLOSING COMMENTS AND/OR REPORTS OF THE CITY COUNCIL, COMMUNITY SERVICES DISTRICT, OR COMMUNITY REDEVELOPMENT AGENCY**

ADJOURNMENT