

AGENDA
CITY COUNCIL OF THE CITY OF MORENO VALLEY
NOVEMBER 26, 2002

CALL TO ORDER

SPECIAL PRESENTATIONS - 6:00 p.m.

1. Presentation by Tom Mullen
2. Employee of the Quarter - Lori Miller
3. Firefighter of the Quarter - Eva Garcia
4. Silver Safety Award from the Automobile Club of Southern California
5. Retirement of former Fire Chief Wes Alston
6. Proclamation - Feed America Thursday
7. Proclamation - Buckle Up For Life
8. Business Supporting Youth Award and Community Involvement Award
9. Presentation of Certificate of Appreciation to the City Council by "KidZone"
Riverside County Youth Museum for Donation of Motorcycle

**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 MORENO VALLEY PUBLIC FACILITIES FINANCING
CORPORATION**

**REGULAR MEETING - 6:30 P.M.
NOVEMBER 26, 2002**

CALL TO ORDER (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 Moreno Valley Public Facilities Financing Corporation - actions taken at the Joint Meeting are those of the Agency indicated on each Agenda item)

PLEDGE OF ALLEGIANCE

INVOCATION - Pastor Jonathan Riveness, Moreno Valley Christian Assembly

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.) 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.

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 10:00 P.M., IT SHALL BE CALLED AS THE NEXT ITEM OF BUSINESS FOLLOWING THE CONCLUSION OF ANY ITEM BEING HEARD AT 10:00 P.M. Those wishing to speak should submit a PINK 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.

JOINT CONSENT CALENDARS (SECTIONS A-C) 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 MORENO VALLEY PUBLIC FACILITIES FINANCING CORPORATION

All items listed under the Consent Calendars, Sections A, B, and C, 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. PARCEL MAP 27548 - PARTIAL RECONVEYANCE - JENNINGS COURT, NORTH OF PENUNURI PLACE AND EAST OF MORTON ROAD. (Report of: Director of Public Works/City Engineer)
Recommendation: Authorize the Mayor to execute the Partial Reconveyance to reconvey the interest in Parcels 1 and 2 of Parcel Map 27548 in the Deed of Trust known as Instrument No. 2002-283651, recorded May 28, 2002, in the Official Records of Riverside County, California; and direct the City Clerk to forward the signed Partial Reconveyance to the County Recorder's Office for recordation.

- A3. APPROVAL OF FINAL MAP 23553-4 - SINGLE FAMILY RESIDENTIAL PROJECT AND ACCEPTANCE OF AGREEMENT AND BONDS FOR PUBLIC RIGHT OF WAY IMPROVEMENTS, EAST SIDE OF PIGEON PASS ROAD, NORTH OF SUNNYMEAD RANCH PARKWAY (MV DEVELOPMENT, LOC) (Report of: Director of Public Works/City Engineer)
Recommendation: Approve Final Map 235534, authorize the City Clerk to sign the map and transmit said map to the County Recorder's Office for recordation; accept the bonds and Agreement for Public Improvements; authorize the Mayor to execute the

agreement; and direct the City Clerk to forward the signed agreement to the County Recorder's Office for recordation.

- A4. PALM DESERT DEVELOPMENT COMPANY (PDDC) HEACOCK COTTONWOOD II, LIMITED PARTNERSHIP (COTTONWOOD PLACE PHASE I) REFINANCE AND SUBORDINATION REQUEST (Report of: Director of Community and Economic Development)

Recommendation: That the City Council approve the Subordination Agreement by and between ACRS Commercial Mortgage Company, the Community Redevelopment Agency, and Heacock Cottonwood Limited Partnership.

- A5. ACCEPTANCE OF OFFICE OF TRAFFIC SAFETY (OTS) GRANT FUNDING, "CALIFORNIA SEAT BELT COMPLIANCE CAMPAIGN" (Report of: Chief of Police)

Recommendation: Accept the OTS Grant in the amount of \$12,675.0,0 entitled "California Seat Belt Compliance Campaign". This will allow the MVPD to provide directed enforcement related to seat belt and child safety seat usage during the holiday periods.

- A6. AMENDMENT TO AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES FOR THE MYERS AVENUE STREET IMPROVEMENTS FROM HEACOCK STREET TO PERRIS BOULEVARD AND MISCELLANEOUS STREET IMPROVEMENTS WITHIN TRACT 22139, TRACT 24478, AND PLOT PLAN 1338, PROJECT NO. 98-92774-2 (Report of: Director of Public Works/City Engineer)

Recommendation: Approve the Amendment to Agreement for Professional Consultant Services with Caltrop Engineering Corporation for additional inspection services for the Myers Avenue street improvements from Heacock Street to Perris Boulevard and miscellaneous street improvements; authorize the Mayor to execute the Amendment to Agreement for Professional Consultant Services between the City and Caltrop Engineering Corporation; and authorize an increase in the Purchase Order for Caltrop Engineering Corporation in the not-to-exceed amount of \$26,047.18 (Account No. 892.71520).

- A7. MINUTES - REGULAR MEETING OF NOVEMBER 12, 2002 (Report of: City Clerk)

Recommendation: Approve as submitted.

- A8. WARRANT REPORT – OCTOBER, 2002 (Report of: Director of Finance/City Treasurer)
Recommendation: Adopt Resolution No. 2002-73, approving the Warrant Report, dated October 22, 2002 in the total amount of \$9,010,195.43.

Resolution No. 2002-73

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Warrant Report dated October 31, 2002

- A9. REMOVAL OF COMMERCIAL TRUCK PARKING ON DAY STREET SOUTH OF ALESSANDRO BOULEVARD (Report of: Director of Public Works/City Engineer)
Recommendation: Authorize the elimination of the 660-foot commercial-truck-parking designated area on the east side of Day Street, south of Alessandro Boulevard.
- A10. APPROVAL OF AN ADDITIONAL APPROPRIATION OF FUNDS FOR A PROFESSIONAL CONSULTANT PLAN CHECK SERVICES AND APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT FOR AN ADDITIONAL CONSULTANT SERVICES CONTRACT FOR PLAN CHECK SERVICES FOR THE PUBLIC WORKS DEPARTMENT LAND DEVELOPMENT DIVISION (Report of: Director of Public Works/City Engineer)
Recommendation: Approve an additional appropriation to the Public Works Professional Services Fund (00011-52310-0255) in the amount of \$500,000; approve the Agreement for Professional Consultant Services with Gong Enterprises, Inc. (GEI); authorize the Mayor to execute the contract with Gong Enterprises, Inc. as approved by the City Attorney; and authorize the issuance of Purchase Orders to Gong Enterprises, Inc., on a project-by-project basis for amounts not to exceed \$100,000 when all parties have signed the contracts. (Account No. 00011.52310.6255).
- A11. RESOLUTION NO. 2002-74 - APPROVE THE SUBMITTAL OF GRANT APPLICATIONS AND CERTIFY THE AVAILABLE MATCHING FUNDS FOR THE BICYCLE TRANSPORTATION ACCOUNT PROGRAM (Report of: Director of Public Works/City Engineer)
Recommendation: Approve the submittal of grant applications for the Bicycle Transportation Account (BTA) Program and adopt Resolution No. 2002-74, certifying the availability of matching funds.

Resolution No. 2002-74

A Resolution of the City Council of the City of Moreno Valley, California, Certifying the Availability of Matching Funds for the Bicycle Transportation Account Program

- A12. APPROVE AMENDMENTS TO TRUST AGREEMENT AND REIMBURSEMENT AGREEMENT FOR DELIVERY OF A CONFIRMING LETTER OF CREDIT WITH CALIFORNIA STATE TEACHER'S RETIREMENT SYSTEM (Report of: Director of Finance/City Treasurer)

Recommendation:

1. That the City Council:
 - a. Adopt Resolution No. 2002-75, approving the First Amendment to the Trust Agreement and the First Amendment to the Reimbursement Agreement;

Resolution No. 2002-75

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Execution and Delivery of a First Amendment to Trust Agreement and a First Amendment to Reimbursement Agreement and Authorizing the Execution and Delivery of Certain Other Documents and Certificates and Approving Other Related Actions in Connection Therewith

- b. Approve the First Amendment to the Trust Agreement providing for (i) the delivery of a Confirmation Letter of Credit, (ii) an Alternate Confirmation Letter of Credit, and (iii) the release of the Confirmation Letter of Credit if the Letter of Credit Bank is upgraded to the same AAA rating; and
 - c. Approve the First Amendment to the Reimbursement Agreement, which permits the provision for a Confirmation Letter of Credit.
 2. That the City Council, acting in the capacity of the Board of Directors of the Moreno Valley Public Facilities Financing Corporation:
 - a. Adopt Resolution No. MVPFFC 2002-02, approving the First Amendment to the Trust Agreement.

Resolution No. MVPFFC 2002-02

Resolution of the Moreno Valley Public Facilities Financing Corporation of the City of Moreno Valley, California, Authorizing the Execution and Delivery of A First Amendment to Trust Agreement and Authorizing the Execution and Delivery of Certain Other Documents and Certificates and Approving Other Related Actions in Connection Therewith

- A13. RESOLUTION IN HONOR OF SUPERVISOR TOM MULLEN (Report of: City Manager)
Recommendation: Adopt Resolution No. 2002-76 in honor of Supervisor Tom Mullen.

Resolution No. 2002-76

A Resolution of the City Council of the City of Moreno Valley, California, in Honor of Riverside County Supervisor Tom Mullen

- A14. MARCH INLAND GROUND ACCESS PROJECT - ADOPT RESOLUTION NO. 2002-77, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY AUTHORIZING ACCEPTANCE OF THE PUBLIC RIGHT-OF-WAY IMPROVEMENTS AS COMPLETE AND ACCEPTING INDIAN STREET AND SAN MICHELE ROAD INTO THE CITY MAINTAINED STREET SYSTEM (Report of: Director of Public Works/City Engineer)
Recommendation: Adopt Resolution No. 2002-77.

Resolution No. 2002-77

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Right-of-Way Improvements as Complete Within the March Inland Port Ground Access Project, and Accepting Indian Street and San Michele Road Into the City Maintained Street System

- A15. AWARD BID FOR 75' AERIAL LADDER TRUCK (Report of: the Fire Chief)
Recommendation: Award the bid for purchase of a 75' Aerial Ladder Truck to Smeal Fire Apparatus Company, Snyder, Nebraska as being in the best interest of the City; and authorize the Finance Director to issue a purchase order to Smeal Fire Apparatus Company in the amount of \$533,200.

A16. REQUEST FOR FUNDING SPEED HUMP PILOT PROGRAM
(Report of: Director of Public Works/City Engineer)
Recommendation: That the City Council:

1. Authorize staff to hire a consultant to perform the engineering and evaluation of the speed hump pilot program;
2. Authorize the Finance Director to establish an account number for this work and appropriate \$50,000 from the Gas Tax Fund from the unencumbered Gas Tax Fund balance to cover the costs for:
 - a) Consultant services to perform site evaluation, preliminary engineering, and community surveys for the implementation of the speed hump pilot program.
 - b) Labor and material to construct the speed humps.

A17. REQUEST FOR CONTINUANCE OF THE CERTIFICATION OF GENERAL MUNICIPAL ELECTION RESULTS (Report of: the City Clerk)

Recommendation: That the City Council continue to December 10, 2002 the certification of the election results of the General Municipal Election held November 5, 2002.

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. MINUTES - REGULAR MEETING OF NOVEMBER 12, 2002
(Report of: City Clerk)

Recommendation: Approve as submitted.

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, LIMITED PARTNERSHIP (COTTONWOOD PLACE PHASE I) REFINANCE AND SUBORDINATION REQUEST (Report of: Director of Community and Economic Development)

Recommendation: That the Community Redevelopment Agency approve the Third Amendment to Owner Participation Agreement by and between the Community Redevelopment Agency of the City of Moreno Valley and Heacock Limited Partnership; approve the Subordination Agreement by and between ACRS Commercial Mortgage Company, the Community Redevelopment Agency, and Heacock Cottonwood Limited Partnership; authorize the Agency Executive Director of execute the necessary documents.

C3. ACQUISITION AND REHABILITATION OF DISTRESSED RENTAL UNITS BY A COMMUNITY HOUSING DEVELOPMENT CORPORATION (Report of: Director of Community and Economic Development)

Recommendation: Approve the Affordable Housing Agreement by and between the Community Redevelopment Agency of the City of Moreno Valley and Riverside Housing Development Corporation, fund the project from the Rental Rehabilitation Account Number 894-91310-6938, and authorize the Agency Executive Director to execute the necessary documents.

C4. MINUTES - REGULAR MEETING OF NOVEMBER 12, 2002 (Report of: City Clerk)

Recommendation: Approve as submitted.

D. 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.

D1. PUBLIC HEARING REGARDING THE MAIL BALLOT PROCEEDING TO REACTIVATE COMMUNITY SERVICES ZONE D (PARKWAY LANDSCAPE MAINTENANCE) AT THE STANDARD SERVICE LEVEL FOR TRACT 20715 (Report of: Director of Public Works/City Engineer)

Recommendation: That the City Council, acting in their capacity as the Board of Directors of the Moreno Valley Community Services District (CSD):

1. Tabulate the mail ballots for CSD Zone D;
2. Verify and accept the results of the mail ballot proceeding as identified on the Official Tally Sheet and Assessor Parcel

Number (APN) listing;

3. Receive and file with the City Clerk's Office the accepted Official Tally Sheet and APN listing; and
4. Authorize and impose the CSD Zone D Charges.

D2. A PUBLIC HEARING REGARDING A GENERAL PLAN AMENDMENT (PA02-0050) CHANGE OF ZONE (PA02-0051) AND CONDITIONAL USE PERMIT (PA02-0052) FOR A SELF-STORAGE FACILITY LOCATED ON THE SOUTH SIDE OF SUNNYMEAD BOULEVARD, BETWEEN PERRIS BOULEVARD AND KITCHING STREET AND SUBMITTED BY CHUCK PIFER OF PIFER DEVELOPMENT (CONTINUED FROM NOVEMBER 12, 2002) (PUBLIC TESTIMONY PORTION OF HEARING HAS BEEN CLOSED) (Report of: Director of Public Works/City Engineer)
Recommendation: That the City Council conduct a Public Hearing to:

1. Adopt a Negative Declaration for PA02-0050 (General Plan Amendment), PA02-0051 (Change of Zone), and PA02-0052 (Conditional Use Permit) pursuant to Section 15063 (c) of the California Environmental Quality Act (CEQA) Guidelines;
2. Approve Resolution No. 2002-69, thereby approving PA02-0050 (General Plan Amendment), based on the findings in the City Council Resolution;

Resolution No. 2002-69

A Resolution of the City Council of the City of Moreno Valley, California, Approving a General Plan Amendment (PA02-0050) from R-15 (Residential 15) to CC (Community Commercial)

3. Introduce Ordinance No. 612, thereby approving PA02-0051 (Change of Zone) based on the findings in City Council Ordinance; and

Ordinance No. 612

An Ordinance of the City Council of the City of Moreno Valley, California (PA02-0051), Amending the Official Zoning Atlas of Said City, Changing the Zone From R-15 (Residential -15) to Community Commercial (CC) for a 2.8 Acre Parcel of Land Located on the South Side of Sunnymead Boulevard, Between Perris Boulevard and Kitching Street

4. Approve Resolution No. 2002-70, thereby approving PA02-0052 (Conditional Use Permit), based on the findings in City Council Resolution and the conditions of approval.

Resolution No. 2002-70

A Resolution of the City Council of the City of Moreno Valley, California, Approving PA02-0050 (Conditional Use Permit), for a 118,868 Square Foot Multi-Tenant Self-Storage Facility on A 2.8 Acre Parcel of Land

- D3(a). PA01-0047 - MUNICIPAL CODE AMENDMENT - AN ORDINANCE TO REPLACE THE ADULT ENTERTAINMENT BUSINESSES SECTION 9.09.030 OF THE MUNICIPAL CODE ADDING CHAPTER 11.07 TO THE MUNICIPAL CODE ENTITLED "ADULT BUSINESS PERFORMER LICENSE" AND OTHER MINOR CHANGES TO CHAPTER 9.02 OF THE MUNICIPAL CODE (PUBLIC HEARING) (Report of: Director of Community and Economic Development)
- D3(b). PA02-0085, SPECIFIC PLAN #208 AMENDMENT, A SPECIFIC PLAN AMENDMENT CHANGING THE SEXUALLY ORIENTED BUSINESSES USE CONTAINED IN THE SPECIFIC PLAN INDUSTRIAL LAND USE TABLE BY REMOVING THE REFERENCE TO IT AS A PERMITTED USE AND CHANGING THE COMMERCIAL/SERVICE SEXUALLY ORIENTED BUSINESSES PARAGRAPH FROM THE SPECIFIC PLAN TO REFLECT THAT MUNICIPAL CODE SECTION 9.09.030 REGULATED THE ZONING, LICENSING, AND OPERATIONAL STANDARDS OF SEXUALLY ORIENTATED BUSINESSES (NOW KNOWN AS ADULT BUSINESS USES) (PUBLIC HEARING) (Report of: Director of Community and Economic Development)

Recommendation: That the City Council conduct a Public Hearing;
and

1. Adopt Resolution No. 2002-72.

Resolution No. 2002-72

A Resolution of the City Council of the City of Moreno Valley, California, Adopting a Negative Declaration Regarding an Ordinance of the City Council of the City of Moreno Valley, California Amending Section 9.09 of the Moreno Valley Municipal Code and the Moreno Valley Industrial Area Plan (Specific Plan 208), Providing Comprehensive Regulations for Adult Business Including Zoning, Licensing and Operational Standards, and Adding

Chapter 11.07 to the Moreno Valley Municipal Code Entitled "Adult Business Performer License"

2. Introduce Ordinance No. 613;

Ordinance No. 613

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Chapter 9.09 of the Moreno Valley Municipal Code and the Moreno Valley Industrial Area Plan (Specific Plan 208), Providing Comprehensive Regulations for Adult Businesses Including Zoning, Licensing and Operational Standards, and Adding Chapter 11.07 to the Moreno Valley Municipal Code Entitled "Adult Business Performer License"

D4. RESOLUTION NO. 2002-79 VACATING A PORTION OF DAVIS ROAD FROM THE SOUTHERLY LINE OF GATO DEL SOL AVENUE SOUTH TO THE CITY LIMIT (CONTINUED FROM SEPTEMBER 24, 2002) (Report of: Director of Public Works/City Engineer)

Recommendation: That the City Council:

1. Adopt Resolution No. 2002-79 vacating a portion of Davis Road from the southerly line of Gato Del Sol Avenue south to the city limit;

Resolution No. 2002-79

A Resolution of the City Council of the City of Moreno Valley, California, Ordering the Vacation of a Portion of Davis Road from the Southerly Line of Gato Del Sol Avenue South to the City Limit

2. Direct the City Clerk to attest to said vacation as described within said resolution and transmit said resolution to the County Recorder's office;

3. Receive and file the California Department of Fish and Game (CDFG) Davis Road Management Plan dated September 2002; and

4. Direct the City Engineer to work with the Riverside County Transportation and Land Management Agency (TLMA) staff to modify the existing city/county Davis Road maintenance agreement and report back to City Council.

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

F. REPORTS

F1. CONSIDERATION OF THE PLANNING COMMISSION'S JULY 25, 2002 APPROVAL RECOMMENDATION OF A GENERAL PLAN AMENDMENT (PA02-0024), AND A ZONE CHANGE (PA02-0023) FROM THE CURRENT R5 ZONE TO THE R10 ZONE, AND A PLOT PLAN FOR A SENIOR CITIZEN APARTMENT PROJECT (PA02-0022) TO BE LOCATED ON 9.39 ACRES LOCATED ON THE NORTH SIDE OF COTTONWOOD AVE. AND EAST OF PERRIS BLVD. AT WATSON WAY AS A SENIOR HOUSING PROJECT, THE PROPOSED PLOT PLAN QUALIFIES FOR A 100% DENSITY BONUS (ORDINANCE NO. 606, RESOLUTION NOS. 2002-57 AND 2002-58)(CONTINUED FROM OCTOBER 8, 2002) (Report of: Director of Community and Economic Development)

Recommendation: That the City Council review the action taken by the Planning Commission recommending approval of a General Plan Amendment, a Zone Change, and a Plot Plan for a senior citizen apartment project, and:

1. Adopt a Negative Declaration for a General Plan Amendment (PA02-0024), a Zone Change (PA02-0023), and a Plot Plan for a senior citizen apartment project (PA02-0022), in that this application will not result in significant environmental impacts;
2. Adopt City Council Resolution No. 2002-57 approving a General Plan Amendment (PA02-0024), based on the findings in the Resolution, and the revised General Plan Map attached to the Resolution as Exhibit 1;

Resolution No. 2002-57

A Resolution of the City Council of the City of Moreno Valley, California, Approving a General Plan Amendment (PA02-0024) Changing the Land Use Designation from Residential 5 to Residential 10 for 9.39 Acres Located on the North Side of Cottonwood Avenue and East of Perris Boulevard at Watson Way

3. Introduce City Council Ordinance No. 606 approving a Zone Change (PA02-0023), based on the findings in the Ordinance,

and the revised Zoning Map attached to the ordinance as Exhibit1;

Ordinance No. 606

An Ordinance of the City Council of the City of Moreno Valley, California, Approving a Zone Change (PA02-0023), From R5 to R10 for 9.39 Acres Located on the North Side of Cottonwood Avenue and East of Perris Boulevard at Watson Way

4. Adopt City Council Resolution No. 2002-58 approving Plot Plan PA02-0022 for a senior citizen apartment project, based on the findings in the Resolution, and the conditions as attached to the resolution as Exhibit 1.

Resolution No. 2002-58

A Resolution of the City Council of the City of Moreno Valley, California, Approving Plot Plan PA02-0022 for a 174-Unit Senior Citizen Apartment Project to be Located on the North Side of Cottonwood Avenue and East of Perris Boulevard at Watson Way

F2. APPOINTMENTS TO THE LIBRARY ADVISORY BOARD (Report of: City Clerk)

Recommendation: That the City Council:

1. Appoint Rick Adams to the Library Advisory Board with a term expiring June 30, 2005; and
2. Appoint Duncan L. Dieterly to the Library Advisory Board with a term expiring June 30, 2005; and
3. Appoint Vincent M. Lopez to the Library Advisory Board with a term expiring June 30, 2005; or
4. If appointments are not made, declare the positions vacant and authorize the City Clerk to re-notice the positions as vacant.

F3. APPOINTMENTS TO THE SENIOR CITIZENS ADVISORY COMMITTEE AND ECOLOGICAL PROTECTION ADVISORY COMMITTEE (Report of: City Clerk)

Recommendation: That the City Council:

1. Appoint Donald J. Mac Isaac to the Senior Citizens Advisory Committee with a term expiring June 30, 2003;

2. Appoint Thomas D. Hines to the Ecological Protection Advisory Committee with a term expiring June 30, 2004; or
3. If appointments are not made, declare the positions vacant and authorize the City Clerk to re-notice the positions as vacant.

F4. APPOINTMENT TO THE TRAFFIC SAFETY ADVISORY COMMITTEE (Report of: City Clerk)
 Recommendation: That the City Council:

1. Review the ballot (to be provided by the City Clerk) for an appointment to the Traffic Safety Advisory Committee and appoint one (1) member for a term expiring June 30, 2003, or:
2. If appointment is not made, declare the position vacant and authorize the City Clerk to re-notice the position as vacant.

F5. CITY MANAGER'S REPORT (Informational Oral Presentation – not for Council action)

G. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING AND INTRODUCTION

- G1. CSD ORDINANCE INCREASING AND ESTABLISHING FEES (Report of: Director of Parks and Recreation)
 Recommendation: That the City Council approve the continuation of the existing fees through December 31, 2002 and introduce Ordinance No. CSD 32, increasing and establishing specified fees for recreational activities, parks, the use of the Moreno Valley Senior Community Center, and rescinding certain prior enactments (roll call required) effective January 1, 2002.

Ordinance No. CSD 32

An Ordinance of the Moreno Valley Community Services District of the City of Moreno Valley, California, Increasing and Establishing Specified Fees for Recreational Activities, Parks, the Use of the Moreno Valley Senior Community Center, and Rescinding Certain Prior Enactments

- G2. INTRODUCTION OF ORDINANCE NO. 614 PROHIBITING DUMPING OF REFUSE AND OTHER MATERIALS ON PUBLIC AND PRIVATE PROPERTY (Report of: City Attorney)
 Recommendation: That the City Council introduce Ordinance No.

614 prohibiting dumping of refuse and other materials on public and private property.

Ordinance No. 614

An Ordinance of the City Council of the City of Moreno Valley, California, Prohibiting Dumping of Refuse and Other Materials on Public and Private Property

ORDINANCES - 2ND READING AND ADOPTION - NONE

ORDINANCES - URGENCY ORDINANCES - NONE

RESOLUTIONS

- G3. RESOLUTION FOR THE ABATEMENT OF PUBLIC NUISANCES
(Report of: Director of Community and Economic Development)
Recommendation: That the City Council adopt Resolution No. 2002-78 of the City of Moreno Valley, California, confirming assessments on certain real properties as outlined in the Property Assessment List for the abatement of nuisances.

Resolution No. 2002-78

A Resolution of the City Council of the City of Moreno Valley, California, Confirming Statements of Costs Against Real Property Located in the City of Moreno Valley, for Abatements of Public Nuisances and Direction that Said Statements of Costs Constitute A Lien Upon Said Properties

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 PINK 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

CLOSED SESSION

PUBLIC COMMENTS ON CLOSED SESSION ITEMS

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. 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 LAVENDER 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: -2-
- 2) SECTION 54956.9(c) - CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION
Number of Cases: -2-

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

ADJOURNMENT