

**MINUTES  
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 – 6:30 P.M.  
NOVEMBER 25, 2003**

**CALL TO ORDER** - 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 was called to order at 6:40 p.m. by Mayor Batey in the Council Chamber located at 14177 Frederick Street.

**PLEDGE OF ALLEGIANCE** - The Pledge of Allegiance was led by Mayor Batey

**INVOCATION** - Pastor John Milhouse, Calvary Chapel of Moreno Valley

**ROLL CALL**

Council:

William H. Batey, II	Mayor
Frank West	Mayor Pro Tem
Bonnie Flickinger	Councilmember
Richard A. Stewart	Councilmember
Charles R. White	Councilmember

Staff:

Alice Reed	City Clerk
Steve Chapman	Finance Director/City Treasurer
Robert Herrick	City Attorney
Barry McClellan	Assistant City Manager
Linda Guillis	Community and Economic Development Director
William Di Yorio	Police Chief
Stan Lake	Fire Chief
Trent Pulliam	Public Works Director/City Engineer
Cynthia Pirtle	Director of Library Services
George Price	Parks and Recreation Director

**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**

Mayor Batey opened the agenda items for the Consent Calendars for public comments; there being none, public comments were closed.

Councilmember Flickinger made a motion, seconded by Councilmember Stewart to approve the Consent Calendars in their entireties. Motion carried 5-0. Roll call vote.

**A. CONSENT CALENDAR - CITY COUNCIL**

- A1. ORDINANCES - FIRST READING BY TITLE ONLY  
Waived reading of all Ordinance Introductions and read by title only.
- A2. MINUTES – REGULAR MEETING OF OCTOBER 28, 2003  
Approved as submitted.
- A3. APPROVAL OF QUARTERLY INVESTMENT REPORT – QUARTER ENDED SEPTEMBER 30, 2003  
Approved and accepted the quarterly investment report, in compliance with California Government Code Section 53646.
- A4. APPROVAL OF FINAL MAP 26901, SINGLE FAMILY RESIDENTIAL PROJECT, AND ACCEPT AGREEMENT AND BONDS FOR THE PUBLIC RIGHT-OF WAY IMPROVEMENTS, NORTH OF TENNYSON ROAD, EAST OF CHAUCER STREET, SOUTH OF CITY LIMITS (SWC BOX SPRINGS, LLC)  
Approved Final Map 26901, authorized the City Clerk to sign the map and transmit said map to the County Recorder’s Office for recordation; accepted the bonds and Agreement for Public Improvements; authorized the Mayor to execute the agreement; and directed the City Clerk to forward the signed agreement to the County Recorder’s Office for recordation.
- A5. APPROVAL OF FINAL MAP 30822, SINGLE FAMILY RESIDENTIAL PROJECT, AND ACCEPT AGREEMENT AND BONDS FOR THE PUBLIC RIGHT OF WAY IMPROVEMENTS, SOUTH SIDE OF IRIS AVENUE, EAST OF LASSELLE STREET (PACIFIC COMMUNITIES BUILDER, INC.)  
Approved Final Map 30822, authorized the City Clerk to sign the map and

transmit said map to the County Recorder's office for recordation; accepted the bonds and Agreement for Public Improvements; authorized the Mayor to execute the agreement; and directed the City Clerk to forward the signed agreement to the County Recorder's office for recordation.

- A6. APPROVAL OF FINAL MAP 29732 – ACCEPT AGREEMENT AND BONDS FOR PUBLIC RIGHT OF WAY IMPROVEMENTS, NORTHEAST CORNER OF IRIS AVENUE AND OLIVER STREET (GREYSTONE HOMES, INC.) Approved Final Map 29732, authorized the City Clerk to sign the map and transmit said map to the County Recorder's office for recordation; accepted the bonds and Agreement for Public Improvements; authorized the Mayor to execute the agreement; and directed the City Clerk to forward the signed agreement to the County Recorder's office for recordation.
- A7. APPROVAL OF FINAL MAP 29732-2 – ACCEPT AGREEMENT AND BONDS FOR PUBLIC RIGHT OF WAY IMPROVEMENTS, NORTHEAST CORNER OF IRIS AVENUE AND OLIVER STREET (GREYSTONE HOMES, INC.) Approved Final Map 29732-2, authorized the City Clerk to sign the map and transmit said map to the County Recorder's office for recordation; accepted the bonds and Agreement for Public Improvements; authorized the Mayor to execute the agreement; and directed the City Clerk to forward the signed agreement to the County Recorder's office for recordation.
- A8. NOTICE OF COMPLETION AND ACCEPTANCE OF FISCAL YEAR 2002/2003 SB821 BICYCLE AND PEDESTRIAN FACILITIES PROGRAM PROJECT, PROJECT NO. 03-12272220 Ratified Contract Change Order Nos. 1 and 2 (Final); accepted the work as complete for the Fiscal Year 2002/2003 SB 821 Bicycle and Pedestrian Facilities Program constructed by Elite Bobcat Services, 1320 East Sixth Street, Suite 100, Corona, California 92879-1700; directed the City Clerk to record the Notice of Completion within ten (10) days, at the office of the County Recorder of Riverside County, as required by Section 3093 of the California Civil Code; authorized the Director of Finance to release the retention to Elite Bobcat Services thirty-five (35) calendar days after the date of recordation of the Notice of Completion, if no claims are filed against the project and accepted the improvements into the City's maintained road system.
- A9. BID AWARD OF LOW SULFUR DIESEL FUEL #2 AND UNLEADED GASOLINE Awarded the Purchase Order to supply fuel for City vehicle needs for FY 2003-

04 to Falcon Fuel Incorporated, of Paramount, CA, the lowest responsible bidder and authorized the Finance Director to issue a Purchase Order to Falcon Fuel Incorporated in the amount of \$80,000 against account 755.75510.6381.

- A10. REQUEST FOR PURCHASE OF TWENTY-FIVE BATTERY BACKUP SYSTEM COMPONENTS, PROJECT NO. 03-12567322  
Authorized the issuance of a Purchase Order to the U.S. Traffic Corporation in the amount of \$151,604, which includes the purchase amount, plus 5% contingency (Account No. 125.67322.7400).
- A11. CODE ENFORCEMENT GRANT PROGRAM FUNDING ALLOCATION  
Accepted Code Enforcement Grant Program funding in the amount of \$141,886 from the State of California Department of Housing and Community Development; authorized a budget appropriation in the amount of \$141,886 to account 010.66110; and authorized a corresponding revenue budget in the amount of \$141,886 to account 010.0110.4611.
- A12. MINUTES – SPECIAL MEETING OF NOVEMBER 4, 2003  
Approved as submitted.
- A13. RESOLUTION AMENDING RESOLUTION 2003-07, ADOPTING SCHEDULES FOR CITY RECORDS CREATED AND MAINTAINED BY THE POLICE AND FIRE DEPARTMENTS  
Adopted Resolution No. 2003-86, amending Resolution No. 2003-07, adopting retention schedules for city records created and maintained by police and fire departments.

Resolution No. 2003-86

A Resolution of the City Council of the City of Moreno Valley, California, Amending Resolution No. 2003-07, Adopting Retention Schedules for City Records Created and Maintained by the Police and Fire Department

- A14. WARRANT REPORT  
Adopted Resolution No. 2003-87, approving the Warrant Report, dated October, 2003 in the total amount of \$9,380,708.44.

Resolution No. 2003-87

A Resolution of the City Council of the City of Moreno Valley, California,

Approving the Warrant Report dated October 31, 2003

- A15. REVISION TO LEGISLATIVE POLICIES (Report of: City Clerk's Department)  
Recommendation: Adopted the proposed revised legislative policies. It is staff's recommendation that the following listed obsolete policies be updated at this time in an effort to ensure that the city's legislative policies are current and functional: 1) Posting Requirements (Policy No. 1.2.); 2) City Council Recognition Policy (Policy No. 1.5); 3) Council Subcommittee Meetings (Policy No. 1.8); 4) Evaluations of Council-appointed Positions (Policy No. 2.13); 5) Videocassette Disposal (Policy No. 2.31); 6) Boards, Commissions and Committee Expenditure Policy (Policy No. 3.4) and 7) City Council Hospitality Policy (Policy No. 4.3)
- A16. AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES FOR THE RECHE CANYON ROAD AND RECHE VISTA DRIVE ALIGNMENT STUDY  
Approved the Agreement for Professional Consultant Services with Lim & Nascimento (LAN) Engineering Corporation, 1887 Business Center Drive, #6, San Bernardino, CA 92408 to prepare a Project Study Report (PSR) and Preliminary Environmental Study (PES) for Reche Canyon Road and Reche Vista Drive; authorized the Mayor to execute a contract with Lim & Nascimento (LAN) Engineering Corporation; and authorized the issuance of a Purchase Order for Lim & Nascimento (LAN) Engineering Corporation in the amount of \$274,960 when the agreement has been signed by all parties.

**B. CONSENT CALENDAR - COMMUNITY SERVICES DISTRICT**

- B1. ORDINANCES - FIRST READING BY TITLE ONLY  
Waived reading of all Ordinance Introductions and read by title only.
- B2. MINUTES – REGULAR MEETING OF OCTOBER 28, 2003  
Approved as submitted.
- B3. MINUTES – SPECIAL MEETING OF NOVEMBER 4, 2003  
Approved as submitted
- B4. COMMUNITY FACILITIES DISTRICT NO. 1 (NEIGHBORHOOD PARK MAINTENANCE) ANNEXATION 2003-1  
Adopted Resolution No. CSD 2003-28; a Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, certifying

the results of an election and adding property to Community Facilities District No. 1 ("CFD No. 1").

Resolution No. CSD 2003-28

Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Certifying the Results of an Election and Adding Property to Community Facilities District No. 1

- B5. **AGREEMENT TO RELEASE PLANNING AREA 28 (PA 28) WITH EMPIRE LAND LLC IN THE MORENO VALLEY SPECIFIC PLAN**  
Approved the proposed Agreement with Empire Land LLC in the Moreno Valley Specific Plan to release the developer from the obligation to provide land and develop a park site on Planning Area 28 and instead provide the funding to the CSD for a park on the RCCMV campus; and authorized the City Clerk to record the Agreement for Release of Planning Area 28 of the Moreno Valley Ranch Specific Plan with Empire Land LLC.

**C. CONSENT CALENDAR - COMMUNITY REDEVELOPMENT AGENCY**

- C1. **ORDINANCES - FIRST READING BY TITLE ONLY**  
Waived reading of all Ordinance Introductions and read by title only.
- C2. **MINUTES – REGULAR MEETING OF OCTOBER 28, 2003**  
Approved as submitted
- C3. **MINUTES – SPECIAL MEETING OF NOVEMBER 4, 2003**  
Approved as submitted

**D. PUBLIC HEARINGS**

- D1. **PUBLIC HEARING REGARDING MAIL BALLOT PROCEEDINGS FOR TENTATIVE TRACTS 30319 AND 30233 (AND ALL AFFECTED PHASES) FOR APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE. SOUTH SIDE OF MARIPOSA AVENUE AND WEST SIDE OF LASSELLE STREET (TRACT 30319), SOUTH SIDE OF JOHN F. KENNEDY BETWEEN CACTUS AVENUE AND CHAMPIONSHIP DRIVE (TRACT 30233)**

President Batey opened the public testimony portion of the public hearing; there being none, public testimony was closed.

Boardmember White made a motion, seconded by Boardmember Flickinger directing the Secretary to tabulate the ballots. Motion carried unanimously.

The Secretary announced the results as follows:

Tract 30319 – “Yes”

Tract 30233 – “Yes”

Boardmember Flickinger made a motion, seconded by Boardmember White to verify and accept the results of the mail ballot proceedings as identified on the Official Tally Sheet and Assessor Parcel Number (APN) listing; receive and file with the City Clerk’s Office the accepted Official Tally Sheet and APN listing; and authorize and impose the applicable NPDES annual regulatory rate. Motion carried 5-0. Roll call vote.

- D2. A PUBLIC HEARING REGARDING AN ORDINANCE FOR A SPECIFIC PLAN AMENDMENT (P02-074) TO CHANGE THE LAND USE DESIGNATION TO CC (COMMUNITY COMMERCIAL) AND R-15 (RESIDENTIAL 15), INCLUDING THE MODIFICATION OF POLE SIGN AND LANDSCAPE PARKING LOT STANDARDS WITHIN PHASE 3 OF THE MORENO VALLEY AUTO MALL SPECIFIC PLAN NO. 209. SAID PROJECT WILL ALSO INCLUDE RESOLUTIONS FOR A MASTER PLOT PLAN (PA02-0099) FOR A 351,659 SQUARE FOOT SHOPPING CENTER AND ADDITIONAL PARCEL FOR UP TO 300 FUTURE MULTIPLE-FAMILY DWELLING UNITS, INCLUDING A PLOT PLAN (PA02-0101) FOR A 227,194 SQUARE FOOT ANCHOR RETAILER, A TENTATIVE PARCEL MAP (PA02-0100) TO SUBDIVIDE A 71.86 GROSS ACRE SITE INTO 18 INDIVIDUAL LOTS AND A LETTERED LOT AND THE CERTIFICATION OF AN ENVIRONMENTAL IMPACT REPORT (EIR). THE PROJECT IS LOCATED ON THE SOUTHWEST CORNER OF HIGHWAY 60 AND MORENO BEACH DRIVE AND IS SUBMITTED BY LJC ENTERPRISES

**RECESS;  
RECONVENE**

A presentation was made by Larry Canali and Joe Meyers of Pacific Retail

Partners, the applicant for the project.

Mayor Batey opened the public testimony portion of the public hearing. Public testimony was received from Marcy Feltenberger (supports); John Esquivel (supports); Daryl Terrell (supports); Ann Turner McKibben (opposes); Don Allard (supports); Mary Morton (opposes); Melanie Quarshie (opposes); Stephen Hammond (opposes); Cynthia Fulbright (undecided); and Larry Robinson (supports).

Councilmember Flickinger made a motion, seconded by Mayor Batey to approve Resolution No. 2003-89. Motion carried 5-0. Roll call vote.

#### Resolution No. 2003-89

A Resolution of the City Council of the City of Moreno Valley, Certifying the Final Environmental Impact Report, Adoption of the Findings and Statement of Overriding Considerations, and Approval of the Mitigation Monitoring Program for Amendment No. 4 of the Moreno Valley Auto Mall Specific Plan (Sp 209), Generally Located on the Southwest Corner of Highway 60 and Moreno Beach Drive

Councilmember Flickinger made a motion, seconded by Councilmember White to introduce Ordinance No. 644, amended to reflect the 85' sign. Motion carried 5-0. Roll call vote.

#### Ordinance No. 644

An Ordinance of the City Council of the City of Moreno Valley, California (P02-074), Approving Specific Plan Amendment No. 4 to the Moreno Valley Auto Mall Specific Plan (No. 209) to Modify Phase 3 In Full, Revert to Regulations of the Municipal Code and Change the Land Use Designation on a Major Portion of the Site From D (Dealership), C (Commercial) and PD (Planned Development) to CC (Community Commercial), which Includes 38.87 Net Acres (42.63 Gross Acres) and R-15 (Residential-15 Units Per Acre) which Includes 20.00 Net Acres (25.68 Gross Acres) and Amend the Official Zoning Atlas for a 71.86 Acre Parcel of Land. The Amendment Also Proposes Height Modifications for Signs and Allows for an Adjustment of Interior Parking Lot Landscape Requirements. The Site Is Located on the Southwest Corner of Highway 60 and Moreno Beach Drive at the Moreno Beach Drive Off Ramp.



Councilmember Flickinger made a motion, seconded by Councilmember White to approve Resolution No. 2003-90, as amended to reflect the 85' sign. Motion carried 5-0. Roll call vote.

Resolution No. 2003-90

A Resolution of the City Council of the City of Moreno Valley Approving PA02-0099 (Master Plot Plan) for a 351,659 Square Foot Commercial Center and a Future Residential Component Consisting of up to 300 Multiple Family Units and PA02-0101 (Plot Plan), Including a 227,194 Square Foot Anchor Retail Tenant Within the Moreno Valley Auto Mall Specific Plan (SP No. 209)

Councilmember Flickinger made a motion, seconded by Councilmember White to approve Resolution No. 2003-91, as amended to reflect the 85' sign. Motion carried 5-0. Roll call vote.

Resolution No. 2003-91

A Resolution of the City Council of the City of Moreno Valley Approving PA02-0100 (Tentative Parcel Map No. 30882) for an 18 Lot Subdivision of Land, Including 17 Commercial Lots for an Integrated Retail Shopping Center, One Residential Lot for up to 300 Future Multi-Family Residential Housing Units and a Lettered Lot on 71.86 Acre Parcel of Land Within the Moreno Valley Auto Mall Specific Plan (SP No. 209)

**RECESS;  
RECONVENE**

**PUBLIC COMMENTS ON ANY SUBJECT NOT ON THE AGENDA UNDER THE JURISDICTION OF THE CITY COUNCIL ARE AS FOLLOWS:**

Joe Teague – 24342 Eucalyptus

- 1) Meeting with Councilmember White regarding his property
- 2) Violation of civil rights
- 3) Business affected by street improvements

Daryl Terrell – Address matter of record

- 1) Public Safety measure should be placed on March 2004 ballot

Bob Palomarez – Address matter of record

- 1) Concern regarding Council's disconnection with City of Moreno Valley
- 2) Special interests
- 3) Apartments in residential areas

Pete Bleckert – Address matter of record

- 1) Stoneridge project
- 2) Utility User's Tax ballot measure
- 3) Parks Department
- 4) Recall
- 5) Library

- D3. A PUBLIC HEARING REGARDING AN APPEAL OF THE PLANNING COMMISSION'S SEPTEMBER 25, 2003, APPROVAL OF PA 03-0042 OR TENTATIVE TRACT MAP 31212, A TENTATIVE TRACT MAP TO SUBDIVIDE 37.38 NET ACRES IN THE R5 ZONE INTO 146 SINGLE-FAMILY RESIDENTIAL LOTS. THE SITE IS LOCATED AT THE SOUTHEAST CORNER OF COTTONWOOD AVENUE AND MORRISON STREET

A presentation was made by Douglas Whitney, the applicant for the project.

Mayor Batey opened the public testimony portion of the public hearing; there being none, public testimony was closed.

Councilmember Flickinger made a motion, seconded by Mayor Pro Tem West to adopt City Council Resolution No. 2003-85, as amended, amending the conditions of approval included as Exhibit A. Motion carried 5-0. Roll call vote.

Resolution No. 2003-85

A Resolution of the City Council of the City of Moreno Valley, California, Approving PA03-0042 or Tentative Tract Map No. 31212, A 146-Lot Single-Family Residential Subdivision on 37.38 Net Acres Located at the Southeast Corner of Cottonwood Avenue and Morrison Street

- D4. REVIEW AND APPROVAL OF THE CITY'S ADOPTION OF THE MULTI-SPECIES HABITAT CONSERVATION PLAN (MSHCP) AND ADOPTION OF MITIGATION FEE PERTAINING TO THE MSHCP (CONTINUED FROM OCTOBER 14, 2003)

Mayor Batey made a motion, seconded by Councilmember White to continue the item to an indefinite date. Motion carried unanimously.

**E. ITEMS REMOVED FROM CONSENT CALENDARS FOR DISCUSSION OR SEPARATE ACTION - NONE**

**F. REPORTS**

- F1. INTRODUCTION OF ORDINANCE NO. 635 REPEALING AND REENACTING CHAPTER 11.40 OF TITLE 11 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE, RELATING TO THE USE OF PARKS AND RECREATION FACILITIES; AND INTRODUCTION OF CSD ORDINANCE NO. 42 APPROVING THE USE OF PARKS AND RECREATION FACILITIES AND RESCINDING CERTAIN PRIOR ENACTMENTS (CONTINUED FROM OCTOBER 28, 2003)

Councilmember Flickinger made a motion, seconded by Councilmember Stewart to continue the item to December 9, 2003. Motion carried unanimously.

Ordinance No. 635

An Ordinance of the City Council of the City of Moreno Valley, California, Repealing and Reenacting Chapter 11.40 of Title 11 of the City of Moreno Valley Municipal Code Relating to the Use of Parks and Recreation Facilities

Ordinance No. CSD 42

An Ordinance of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Use of Parks and Recreation Facilities and Rescinding Certain Prior Enactments

F2. APPOINTMENT TO THE PARKS AND RECREATION ADVISORY COMMITTEE – TEENAGE MEMBER

Mayor Batey opened the agenda item for public comments; there being none, public comments were closed.

Councilmember Stewart made a motion, seconded by Mayor Pro Tem West to appoint Martha Arciniega to the Parks and Recreation Advisory Committee as the teenage member for a term expiring November 25, 2006, or upon high school graduation, whichever comes first. Motion carried 5-0. Roll call vote.

F3. DEBT SERVICE REPORT

Mayor Batey opened the agenda item for public comments; there being none, public comments were closed.

Councilmember Stewart made a motion, seconded by Councilmember White to receive and file. Motion carried unanimously.

F4. CSD ORDINANCE INCREASING AND ESTABLISHING FEES

President Batey opened the agenda item for public comments; there being none, public comments were closed.

Boardmember White made a motion, seconded by President Batey to introduce Ordinance No. CSD 43, increasing and establishing specified fees for recreational activities, parks, and facilities including the use of the Mobile Stage Unit and rescinding certain prior enactments (roll call required) effective January 7, 2004. Motion carried 5-0. Roll call vote.

Ordinance No. CSD 43

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, the Use of the Towngate Community Center, the Use of the Equestrian Park, the Use of the Mobile Stage Unit, the Use of the Valley Skate Park and Rescinding Certain Prior Enactments

Councilmember Flickinger made a motion, seconded by Mayor Batey to continue the meeting past 11:00 P.M. Motion carried unanimously.

F5. LEGISLATIVE YEAR-END SUMMARY

Mayor Batey opened the agenda item for public comments; there being none, public comments were closed.

Councilmember White made a motion, seconded by Mayor Pro Tem West to receive and file the final Legislative Status Report for the year. Motion carried unanimously.

F6. CITY MANAGER'S REPORT – None given

**G. LEGISLATIVE ACTIONS**

ORDINANCES - 1ST READING AND INTRODUCTION

G1. INTRODUCTION OF ORDINANCE NO. 643, REPEALING RESOLUTION 2003-45 AND ADDING OR AMENDING CERTAIN SECTIONS OF TITLE 9 RELATING TO COMMERCIAL AND INDUSTRIAL DISTRICTS, LANDSCAPE REQUIREMENTS, MONUMENT SIGNAGE, AND OTHER DEVELOPMENT STANDARDS

Mayor Batey opened the agenda item for public comments; there being none, public comments were closed.

Councilmember White made a motion, seconded by Councilmember Flickinger to introduce Ordinance No. 643. Motion carried 5-0. Roll call vote.

Ordinance No. 643

An Ordinance of the City Council of the City of Moreno Valley, California, Repealing Resolution Number 2003-45; Amending Table 9.04.040-7, Sections 9.05.040, 9.07.030, and 9.017.020; and Adding Sections 9.09.220 and 9.09.230 to Title 9 of the City of Moreno Valley Municipal Code Relating to Commercial and Industrial Districts, Landscape Requirements, Monument Signage, and other Development Standards

- G2. ADOPT RESOLUTION NO. 2003-88 DENYING PA03-0022 FOR THE DEVELOPMENT OF A 10.42 ACRE PARCEL OF LAND INTO A 176 UNIT APARTMENT COMPLEX WITH ACCESSORY USES WITHIN PLANNING AREA NO. 54 OF THE MORENO VALLEY RANCH SPECIFIC PLAN (SP NO. 193), AND P02-058 FOR A SPECIFIC PLAN AMENDMENT (NO. 10) TO THE MORENO VALLEY SPECIFIC PLAN (NO. 193), MODIFYING PARKING STANDARDS, CHANGING THE LAND USE DESIGNATION FROM C (COMMERCIAL) TO H (HIGH DENSITY RESIDENTIAL) AND AMENDING THE OFFICIAL ZONING ATLAS FOR PLANNING AREA 54

Mayor Batey opened the agenda item for public comments; there being none, public comments were closed.

Councilmember Flickinger made a motion, seconded by Councilmember Stewart to adopt Resolution No. 2003-88. Motion carried 5-0. Roll call vote.

#### Resolution No. 2003-88

A Resolution of the City Council of the City of Moreno Valley Denying PA03-0022 for the Development of a 10.42 Acre Parcel of Land into a 176 Unit Apartment Complex With Accessory Uses Within Planning Area No. 54 of the Moreno Valley Ranch Specific Plan (Sp No. 193), And P02-058 for a Specific Plan Amendment (No. 10) to the Moreno Valley Specific Plan (No. 193), Modifying Parking Standards, Changing The Land Use Designation From C (Commercial) to H (High Density Residential) and Amending the Official Zoning Atlas for Planning Area 54

#### ORDINANCES - 2ND READING AND ADOPTION

- G3. ORDINANCE NO. 640, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, (1) AMENDING THE MORENO VALLEY SPECIFIC PLAN (AMENDMENT NO. 12) BY CHANGING THE ZONING DESIGNATIONS FOR PLANNING AREAS 28, 29, 30, 31 AND 32 (GENERALLY LOCATED AT THE SOUTHEAST AND SOUTHWEST CORNERS OF IRIS AVENUE AND LASSELLE STREET), AMENDING THE MORENO VALLEY RANCH DESIGN MANUAL AND OFFICIAL ZONING ATLAS IN ACCORDANCE WITH SAID ZONE CHANGES AND AMENDING CERTAIN PARKING AND BUILDING SEPARATION STANDARDS; AND (2)

AMENDING THE MORENO VALLEY RANCH SECOND AMENDMENT DEVELOPMENT AGREEMENT TO ALLOW PAYMENT OF FEES IN-LIEU OF DEDICATION OF PLANNING AREA 28 PRIOR TO DEVELOPMENT OF PLANNING AREAS 28, 29, 30, 31, 32, 21 AND 21A (21 AND 21A ARE GENERALLY LOCATED AT THE NORTHEAST CORNER OF LASSELLE STREET AND KRAMERIA AVENUE) (RECEIVED FIRST READING AND INTRODUCTION OCTOBER 28, 2003 ON A 3-0-2 VOTE, BATEY AND STEWART ABSENT)

Mayor Batey opened the agenda item for public comments; there being none, public comments were closed.

Councilmember White made a motion, seconded by Mayor Pro Tem West to adopt Ordinance No. 640. Motion carried 5-0. Roll call vote.

#### Ordinance No. 640

An Ordinance of the City Council of the City of Moreno Valley, California, (1) Amending the Moreno Valley Specific Plan (Amendment No. 12) by Changing the Zoning Designations for Planning Areas 28, 29, 30, 31 and 32 (Generally Located at the Southeast and Southwest Corners of Iris Avenue and Lasselle Street), Amending the Moreno Valley Ranch Design Manual and Official Zoning Atlas in Accordance with Said Zone Changes and Amending Certain Parking and Building Separation Standards; and (2) Amending the Moreno Valley Ranch Second Amendment Development Agreement to Allow Payment of Fees In-Lieu of Dedication of Planning Area 28 Prior to Development of Planning Areas 28, 29, 30, 31, 32, 21 and 21A (21 and 21A are Generally Located at the Northeast Corner of Lasselle Street and Krameria Avenue)

- G4. ORDINANCE NO. 639, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY AMENDING TITLE 1 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE, BY ADDING A NEW CHAPTER 1.10, RELATING TO CIVIL CITATIONS (RECEIVED FIRST READING AND INTRODUCTION OCTOBER 28, 2003 ON A 4-0-1 VOTE, BATEY ABSENT)

Mayor Batey opened the agenda item for public comments; there being none, public comments were closed

Councilmember White made a motion, seconded by Councilmember Stewart to adopt Ordinance No. 639. Motion carried 5-0. Roll call vote.

Ordinance No. 639

An Ordinance of the City of Moreno Valley Amending Title 1 of the City of Moreno Valley Municipal Code, by Adding a New Chapter 1.10, Relating to Civil Citations

- G5. ORDINANCE NO. 642, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, APPROVING P02-058 FOR A SPECIFIC PLAN AMENDMENT (NO. 10) TO THE MORENO VALLEY SPECIFIC PLAN (NO. 193) MODIFYING PARKING STANDARDS, CHANGING THE LAND USE DESIGNATION FROM C (COMMERCIAL) TO H (HIGH DENSITY RESIDENTIAL) AND AMENDING THE OFFICIAL ZONING ATLAS FOR A 10.24 PARCEL OF LAND IN PROJECT AREA 60 (SOUTHEAST CORNER OF MORENO BEACH DRIVE AND JOHN F. KENNEDY DRIVE) WITHIN THE MORENO VALLEY RANCH SPECIFIC PLAN (RECEIVED FIRST READING AND INTRODUCTION NOVEMBER 4, 2003 ON A 3-2 VOTE, BATEY AND WEST OPPOSING)

Mayor Batey opened the agenda item for public comments; there being none, public comments were closed

Councilmember White made a motion, seconded by Councilmember Stewart to adopt Ordinance No. 642. Motion carried 3-2, Mayor Batey and Mayor Pro Tem West dissenting.

Ordinance No. 642

An Ordinance of the City Council of the City of Moreno Valley, California, Approving P02-058 for a Specific Plan Amendment (No. 10) to the Moreno Valley Specific Plan (No. 193) Modifying Parking Standards, Changing the Land Use Designation from C (Commercial) to H (High Density Residential)

**CLOSING COMMENTS AND/OR REPORTS OF THE CITY COUNCIL, COMMUNITY SERVICES DISTRICT, OR COMMUNITY REDEVELOPMENT AGENCY**



Councilmember White

- 1) Announced that Elizabeth Ann Taggert and the children of Hendricks Elementary School in Moreno Valley turned over \$1,927.10 to the American Red Cross Fire Relief to aid the fire victims in California – thanked them for their unselfish actions

Councilmember Stewart

- 1) Stated there is a possibility that the Navy pharmacy at MARB may have to close due to lack of funding– urged citizens that utilize the facility to contact their legislators to keep the pharmacy open

Councilmember Flickinger

- 1) Expressed concern regarding an editorial printed by the Press Enterprise that bashed Moreno Valley – stated she and Councilmember White have drafted a response to the editorial and submitted it to the Press Enterprise – hoping it will be published soon
- 2) Announced the Riverside Transit Agency will be running a bus service from Moreno Valley to downtown Riverside on Saturday, December 13<sup>th</sup> to view the “Festival of Lights” at the Mission Inn for \$2.00 – phone number for tickets is 565-5174

Mayor Batey

- 1) Stated that the Memorandum of Understanding with the City of Riverside regarding development along the Day Street corridor is a good example of what can happen when cities cooperate with each other – this will also include joint signage and traffic signals at the site – thanked the Council and Mayor Loveridge of Riverside for their support
- 2) Wished all a safe and Happy Thanksgiving

Councilmember Stewart requested Council to adjourn tonight in memory of Quentin Strom, former Code Enforcement Coordinator who passed away on November 21<sup>st</sup>. Expressed condolences to his family. Services to be held December 2<sup>nd</sup> at 12:30– call the Council office for more information

**CLOSED SESSION - NONE**

**REPORT OF ACTION FROM CLOSED SESSION BY CITY ATTORNEY, IF ANY - NONE**

**ADJOURNMENT**

There being no further business to conduct, the meeting was adjourned in memory of Quentin Strom at 11:16 p.m. by unanimous, informal consent.

Submitted by:

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Alice Reed, City Clerk  
Secretary, Moreno Valley Community Services District  
Secretary, Community Redevelopment Agency of the City of Moreno Valley

Approved by:

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William H. Batey, II, Mayor  
President, Moreno Valley Community Services District  
Chairperson, Community Redevelopment Agency of the City of Moreno Valley

mea