

**AGENDA
CITY COUNCIL OF THE CITY OF MORENO VALLEY**

AUGUST 23, 2005

CALL TO ORDER

SPECIAL PRESENTATIONS - 6:00 p.m.

1. Recognition of Diamond Girls Softball Association

**AGENDA
JOINT MEETING OF THE
CITY COUNCIL OF THE CITY OF MORENO VALLEY
MORENO VALLEY COMMUNITY SERVICES DISTRICT
COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO
VALLEY AND THE BOARD OF LIBRARY TRUSTEES**

**REGULAR MEETING - 6:30 P.M.
AUGUST 23, 2005**

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 Board of Library Trustees - actions taken at the Joint Meeting are those of the Agency indicated on each Agenda item)

PLEDGE OF ALLEGIANCE

INVOCATION – Pastor Barry E. Knight, Perpetual Praise and Worship Church

MOMENT OF SILENCE IN MEMORY OF FIREFIGHTER CHRISTOPHER KANTON

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 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 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) OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, MORENO VALLEY COMMUNITY SERVICES DISTRICT, COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO VALLEY, AND THE BOARD OF LIBRARY TRUSTEES

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/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. MINUTES - REGULAR MEETING OF JULY 12, 2005 (Report of: City Clerk's Department)
Recommendation: Approve as submitted.
- A3. WARRANT REPORT – JUNE 30, 2005 (Report of: Finance Department)
Recommendation: Adopt Resolution No. 2005-65, approving the Warrant Report, dated June 2005, in the total amount of \$15,153,254.53.

Resolution No. 2005-65

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Warrant Report Dated June 30, 2005

- A4. MAIL BALLOT PROCEEDING FOR TENTATIVE TRACT 31305 (AND ALL AFFECTED PHASES) FOR: 1) INCLUSION INTO COMMUNITY SERVICES DISTRICT (CSD) ZONE B (RESIDENTIAL STREET LIGHTING), 2) INCLUSION INTO CSD ZONE D (PARKWAY LANDSCAPE MAINTENANCE) AND 3) APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE. LOCATED AT THE NORTHWEST CORNER OF EUCALYPTUS AVENUE AND NASON STREET; AND MAIL BALLOT PROCEEDING FOR CSD ZONE M (COMMERCIAL/INDUSTRIAL IMPROVED MEDIAN

MAINTENANCE) APNS 292-230-005 & 292-230-006 (AUTO ZONE). LOCATED AT THE NORTHEAST CORNER OF SUNNYMEAD BOULEVARD AND GRAHAM STREET (Report of: Public Works Department)

Recommendation: Accept public comments regarding the mail ballot proceeding for Tentative Tract 31305 (and all affected phases) for approval of the National Pollutant Discharge Elimination System (NPDES) regulatory rate schedule.

- A5. MAIL BALLOT PROCEEDING FOR TENTATIVE TRACTS 32145 & 32146 (AND ALL THEIR AFFECTED PHASES) FOR: APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE – TRACT 32145 IS LOCATED ON THE NORTHEAST CORNER OF IRIS AVENUE AND LOS CABOS DRIVE; TRACT 32146 IS LOCATED ON THE WEST SIDE OF LASSELLE STREET, NORTH OF IRIS AVENUE AND SOUTH OF GENTIAN AVENUE; AND MAIL BALLOT PROCEEDING FOR ASSESSOR PARCEL NUMBER (APN) 304-100-002 - BROADSTONE MORENO VALLEY RANCH, LLC (BROADSTONE APARTMENTS) – FOR APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE – SOUTHEAST CORNER OF MORENO BEACH DRIVE AND JOHN F. KENNEDY DRIVE; AND MAIL BALLOT PROCEEDING FOR APNS 477-780-004, 477-780-006 AND 477-780-007 – MVPJL, LLC (MORENO BEACH PLAZA) – FOR APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE – NORTHWEST CORNER OF MORENO BEACH DRIVE AND TRAIL RIDGE WAY (Report of: Public Works Department)

Recommendation: Accept public comments regarding the mail ballot proceeding for Tentative Tracts 32145 & 32146 (and all their affected phases), APN 304-100-002 (Broadstone Apartments) and APNs 477-780-004, 477-780-006 and 477-780-007 (Moreno Beach Plaza) for approval of the National Pollutant Discharge Elimination System (NPDES) Regulatory Rate Schedule.

- A6. RESOLUTION APPROVING THE 10TH AMENDMENT TO THE MARCH JOINT POWERS AGREEMENT CONCERNING CLOSED SESSIONS OF JOINT POWERS AUTHORITY MEMBER AGENCIES (Report of: Interim Assistant City Manager)

Recommendation: Adopt Resolution No. 2005-66, a resolution of the City Council of the City of Moreno Valley approving the 10th amendment to the March Joint Powers Agreement concerning closed sessions of Joint Powers Authority member agencies and

making findings in connection therewith.

Resolution No. 2005-66

A Resolution of the City Council of the City of Moreno Valley, California, Approving the 10th Amendment to the March Joint Powers Agreement Concerning Closed Sessions of Joint Powers Authority Member Agencies

- A7. FIRST AMENDMENT TO THE MAINTENANCE AGREEMENT BETWEEN THE COUNTY OF RIVERSIDE AND THE CITY OF MORENO VALLEY PERTAINING TO GILMAN SPRINGS ROAD AND DAVIS ROAD (Report of: Public Works Department)
Recommendation: Approve the First Amendment to the Maintenance Agreement between the County of Riverside and the City of Moreno Valley which outlines roadway maintenance responsibilities for Gilman Springs Road and Davis Road.
- A8. RESOLUTION TO ALLOW EMPLOYEES TO USE PRE-TAX PAYROLL DEDUCTION PLAN TO PURCHASE SERVICE CREDIT WITH CALPERS (Report of: City Manager)
Recommendation: Approve Resolution which would allow employees to use the pre-tax payroll deduction plan to purchase service credit with the California Public Employees' Retirement System (CalPERS) under Internal Revenue Code section 414(h)(2).

Resolution No. 2005-67

A Resolution of the City Council of the City of Moreno Valley, California, Implementing the Provisions of IRC Section 414(h)(2) Pre-Tax Payroll Deduction Plan for Service Credit Purchases

- A9. FINAL MAP 20185 – ACCEPT REPLACEMENT BONDS AND AGREEMENT FOR PUBLIC RIGHT-OF-WAY IMPROVEMENTS, EAST OF PERRIS BOULEVARD, NORTH OF FRAN LOU DRIVE – SUBDIVIDER – LCTH INVESTMENT, L.P., 1000 DOVE STREET, SUITE 100, NEWPORT BEACH, CA 92660 (Report of: Public Works Department)
Recommendation: Accept replacement Bonds and Agreement for Public Improvements for Final Map 20185; authorize the Mayor to execute the agreement; direct the City Clerk to forward the signed agreement to the County Recorder's office for recordation; and instruct the City Engineer to prepare the exoneration of the Faithful Performance Bond and Material & Labor Bond placed by Professors Fund V, LLC upon acceptance of the replacement

bonds and agreement.

- A10. FINAL MAP 30301 – REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT RESOLUTION NO. 2005-68, 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 COYOTE SPRINGS COURT, VIA ULTIMO AND PALOMINO LANE INTO THE CITY MAINTAINED STREET SYSTEM - SUBDIVIDER – K. HOVNANIAN FORECAST HOMES, INC., 3536 CONCOURS STREET, SUITE 100, ONTARIO, CA 91764 (Report of: Public Works Department)

Recommendation: Approve the reduction to the Faithful Performance Bond for Final Map 30301; authorize the City Engineer to reduce the Faithful Performance Bond; and adopt Resolution No. 2005-68 authorizing the acceptance of the public right-of-way improvements for Final Map 30301 as complete and accepting Coyote Springs Court, Via Ultimo and Palomino Lane into the City Maintained Street System.

Resolution No. 2005-68

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 Tract 30301, and Accepting Coyote Springs Court, Via Ultimo and Palomino Lane into the City Maintained Street System

- A11. FINAL MAP 30300 – REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT RESOLUTION NO. 2005-69, 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 CLYDESDALE LANE, COLT WAY, STALLION ROAD, DARTMOOR CIRCLE, WELSH COURT, MUSTANG COURT, AND SPIRIT ROAD INTO THE CITY MAINTAINED STREET SYSTEM - SUBDIVIDER – BEAZER HOMES HOLDINGS CORPORATION, 1100 TOWN & COUNTRY, SUITE 100, ORANGE, CA 92868 (Report of: Public Works Department)

Recommendation: Approve the reduction to the Faithful Performance Bond for Final Map 30300; authorize the City Engineer to reduce the Faithful Performance Bond; and adopt Resolution No. 2005-69 authorizing the acceptance of the public right-of-way improvements for Final Map 30300 as complete and accepting Clydesdale Lane, Colt Way, Stallion Road, Dartmoor Circle, Welsh Court, Mustang Court, and Spirit Road into the City

Maintained Street System.

Resolution No. 2005-69

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 Tract 30300, and Accepting Clydesdale Lane, Colt Way, Stallion Road, Dartmoor Circle, Welsh Court, Mustang Court, and Spirit Road into the City Maintained Street System

- A12. FINAL MAP 21040 – SINGLE FAMILY RESIDENTIAL PROJECT, AMENDMENT TO AGREEMENT FOR PUBLIC IMPROVEMENTS (TIME EXTENSION), NORTH OF ELDER AND EAST OF MORRISON STREET - SUBDIVIDER: FIESTA DEVELOPMENT, INC., 470 EAST HARRISON STREET, CORONA, CA 92879 (Report of: Public Works Department)
Recommendation: Authorize the Mayor to execute the Amendment to Agreement for Public Improvements for Final Map 21040; and instruct the City Clerk to forward the completed Amendment to Agreement for Public Improvements to the County Recorder's Office for recordation.
- A13. APPROVAL OF FINAL MAP 32018 - SINGLE FAMILY RESIDENTIAL PROJECT, AND ACCEPT BONDS & AGREEMENT FOR PUBLIC RIGHT-OF-WAY IMPROVEMENTS, COTTONWOOD AVENUE, BETWEEN PERRIS BOULEVARD AND KITCHING STREET - SUBDIVIDER - YH COTTONWOOD LLC, 10370 TRADEMARK STREET, RANCHO CUCAMONGA, CA 91730 (Report of: Public Works Department)
Recommendation: Approve Final Map 32018, 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.
- A14. APPROVAL FOR THE SECOND AMENDMENT TO POLICE CONTRACT (Report of: Police Department)
Recommendation: Approve the Second Amendment to the police contract.
- A15. APPROVAL OF QUARTERLY INVESTMENT REPORT – QUARTER ENDED JUNE 30, 2005 (Report of: Finance Department)
Recommendation: Approve and accept the quarterly investment

report, in compliance with California Government Code Section 53646.

- A16. RESOLUTION NO. 2005-70 AUTHORIZING THE LEVY OF REGULATORY RATES ON THE RIVERSIDE COUNTY TAX ROLL FOR THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) FOR RESIDENTIAL DEVELOPMENTS (Report of: Public Works Department)
Recommendation: Approve and adopt Resolution No. 2005-70 to authorize the National Pollutant Discharge Elimination System (NPDES) regulatory rate collection on the Riverside County tax roll for new residential developments.

Resolution No. 2005-70

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing and Approving the Levy of the National Pollutant Discharge Elimination System (NPDES) Regulatory Rate on the County of Riverside Property Tax Roll

- A17. PUBLIC WORKS AGREEMENT TO BUILD ELECTRICAL DISTRIBUTION SYSTEM (Report of: Economic Development Department)
Recommendation: Adopt Resolution No. 2005-71, a resolution of the City of Moreno Valley approving and authorizing the execution of a Public Works Agreement with the Community Redevelopment Agency of the City of Moreno Valley.

Resolution No. 2005-71

A Resolution of the City Council of the City of Moreno Valley Approving and Authorizing the Execution of a Public Works Agreement with the Community Redevelopment Agency of the City of Moreno Valley and Making Certain Findings in Connection with the Provision of Public Improvements and Authorizing such Improvements in Connection Therewith

- A18. APPROVAL OF FINAL MAP 31269-1 - SINGLE FAMILY RESIDENTIAL PROJECT, AND ACCEPT BONDS & AGREEMENT FOR PUBLIC RIGHT-OF-WAY IMPROVEMENTS, WEST OF REDLANDS BOULEVARD BETWEEN DRACAEA AVENUE AND COTTONWOOD AVENUE - SUBDIVIDER - RICHMOND AMERICAN HOMES OF CALIFORNIA, INC., 16845 VON KARMAN, SUITE 100, IRVINE, CA 92606 (Report of: Public Works Department)
Recommendation: Approve Final Map 31269-1, 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.

- A19. APPROVAL OF FINAL MAPS 32143 & 32144 – MULTI-FAMILY RESIDENCES, AND ACCEPT BONDS & AGREEMENT FOR PUBLIC RIGHT-OF-WAY IMPROVEMENTS, SOUTHEAST CORNER OF IRIS AVENUE AND LASSELLE STREET SUBDIVIDER - BEAZER HOMES HOLDINGS CORP., 1100 TOWN AND COUNTRY ROAD, SUITE 100, ORANGE, CA 92868 (Report of: Public Works)

Recommendation: Approve Final Maps 32143 & 32144, authorize the City Clerk to sign the map and transmit said maps to the County Recorder's Office for recordation; accept the Bonds and Agreement for Public Improvements for each final map; authorize the Mayor to execute the Agreements; and direct the City Clerk to forward the signed Agreements to the County Recorder's Office for recordation.

- A20. RESOLUTION NO. 2005-73, APPROVE AND AUTHORIZE EXECUTION OF PROGRAM SUPPLEMENT AGREEMENT NO. 020-M, TO THE ADMINISTERING AGENCY-STATE AGREEMENT FOR FEDERAL-AID PROJECT NO. STPLH-5441 (038), INDIAN STREET AND CACTUS AVENUE INTERSECTION AND STORM DRAIN IMPROVEMENTS, PROJECT NO. 03-12567123 (Report of: Public Works Department)

Recommendation: Adopt Resolution No. 2005-73, and approve and authorize the execution of Program Supplement Agreement No. 020-M, to the Administering Agency-State Agreement for Federal Aid Project No. STPLH-5441 (038) for construction; and authorize the Mayor to execute Program Supplement Agreement No. 020-M.

Resolution No. 2005-73

A Resolution of the City Council of the City of Moreno Valley, California, Approving and Authorizing Execution of Program Supplement No. 020-M to Administering Agency-State Agreement No. 08-5441 for Federal-Aid Projects Between the State of California, Acting By and Through the Department of Transportation, and the City of Moreno Valley

- A21. REAL PROPERTY ACQUISITION PROCEDURES PURSUANT TO TITLE 25 OF THE CALIFORNIA CODE OF REGULATIONS (Report of: Interim Economic Development Director)
Recommendation: Adopt Resolution 2005-72, a resolution adopting acquisition procedures pursuant to Title 25 of the California Code of Regulations.

Resolution No. 2005-72

A Resolution of the City Council of the City of Moreno Valley Adopting Acquisition Procedures Pursuant to Title 25 of the California Codes of Regulations

- A22. ADOPT RESOLUTION NO. 2005-74 AUTHORIZING THE APPLICATION SUBMITTAL FOR THE 2005 TRANSPORTATION ENHANCEMENT (TE) GRANT PROGRAM (Report of: Public Works Department)

Recommendation: Approve staff's proposed project recommendations for the 2005 Transportation Enhancement grant program; adopt Resolution No. 2005-74 authorizing the application submittal for the 2005 Transportation Enhancement grant program; and authorize the Public Works Director/City Engineer to submit an application to the Riverside County Transportation Commission for the 2005 Transportation Enhancement grant program.

Resolution No. 2005-74

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Submission of an Application for the 2005 Transportation Enhancement (TE) Grant Program and Authorizing the Public Works Director to Submit the Application to the Riverside County Transportation Commission for the Transportation Enhancement (TE) Grant Program

- A23. PURCHASE OF POLICE ENFORCEMENT MOTORCYCLE (Report of: Police Department)

Recommendation: Approve the replacement of one (1) 2002 BMW R 1150 RT-P Police Enforcement Motorcycle with one (1) 2005 Yamaha FJR-1300 Motorcycle; approve budget expenditures in the amount of \$22,000.00 from the Equipment Replacement Reserve Fund account 757.99401.6641.648 for the purchase of one (1) 2005 Yamaha FJR-1300 Motorcycle, related emergency equipment, and the development of this motorcycle into a police enforcement motorcycle; and award the purchase of one (1) Yamaha FJR-1300 Motorcycle from Corona Yamaha and authorize the Finance Director to issue purchase orders to Corona Yamaha in the amount of \$13,240.00 and \$8,760.00 to subsequent equipment

vendors for the required motorcycle emergency equipment.

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 JULY 12, 2005 (Report of: City Clerk's Department)
Recommendation: Approve as submitted.
- B3. MAIL BALLOT PROCEEDING FOR COMMUNITY SERVICES DISTRICT ZONE M (COMMERCIAL/INDUSTRIAL IMPROVED MEDIAN MAINTENANCE) FOR APNS 484-020-010 AND 484-020-022 VP DEVELOPMENT (ALESSANDRO/KITCHING APARTMENTS). LOCATED AT THE SOUTHWEST CORNER OF ALESSANDRO BOULEVARD AND KITCHING STREET (Report of: Public Works Department)
Recommendation: Accept public comments regarding the mail ballot proceeding for APNs 484-020-010 and 484-020-022 (Alessandro/Kitching Apartments) for inclusion into CSD Zone M (Commercial/Industrial Improved Median Maintenance).
- B4. MAIL BALLOT PROCEEDING FOR TENTATIVE TRACT 31305 (AND ALL AFFECTED PHASES) FOR: 1) INCLUSION INTO COMMUNITY SERVICES DISTRICT (CSD) ZONE B (RESIDENTIAL STREET LIGHTING), 2) INCLUSION INTO CSD ZONE D (PARKWAY LANDSCAPE MAINTENANCE) AND 3) APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE. LOCATED AT THE NORTHWEST CORNER OF EUCALYPTUS AVENUE AND NASON STREET; AND MAIL BALLOT PROCEEDING FOR CSD ZONE M (COMMERCIAL/INDUSTRIAL IMPROVED MEDIAN MAINTENANCE) APNS 292-230-005 & 292-230-006 (AUTO ZONE). LOCATED AT THE NORTHEAST CORNER OF SUNNYMEAD BOULEVARD AND GRAHAM STREET (Report of: Public Works Department)
Recommendation: Accept public comments regarding the mail ballot proceedings for Auto Zone – APNs 292-230-005 & 292-230-006 – inclusion into CSD Zone M (Commercial/Industrial Improved Median Maintenance); and Tentative Tract 31305 (and all affected phases) for inclusion into CSD Zone B (Residential Street Lighting), CSD Zone D (Parkway Landscape Maintenance), and approval of

the annual charges.

- B5. REQUEST TO ADVERTISE A NOTICE REQUESTING PROPOSALS – MORENO VALLEY COMMUNITY SERVICES DISTRICT - PROJECT NO. D-SG1-E/05 – MAINTENANCE OF PARKWAY AND MEDIAN LANDSCAPING AND IRRIGATION – STANDARD SERVICE (Report of: Public Works Department)
Recommendation: Adopt the area maps and maintenance specifications, which are on file in the office of the Director of Public Works; and authorize the City Clerk to advertise a Notice Requesting Proposals for Project D-SG1-E/05.
- B6. REQUEST TO ADVERTISE A NOTICE REQUESTING PROPOSALS – MORENO VALLEY COMMUNITY SERVICES DISTRICT - PROJECT NO. D-SG1-W/05 – MAINTENANCE OF PARKWAY AND MEDIAN LANDSCAPING AND IRRIGATION – STANDARD SERVICE (Report of: Public Works Department)
Recommendation: Adopt the area maps and maintenance specifications, which are on file in the office of the Director of Public Works; and authorize the City Clerk to advertise a Notice Requesting Proposals for Project D-SG1-W/05.

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. MINUTES - REGULAR MEETING OF JULY 12, 2005 (Report of: City Clerk's Department)
Recommendation: Approve as submitted.
- C3. PUBLIC WORKS AGREEMENT TO BUILD ELECTRICAL DISTRIBUTION SYSTEM (Report of: Economic Development Department)
Recommendation: Adopt Resolution No. RDA 2005-09, a resolution of the Community Redevelopment Agency of the City of Moreno Valley approving and authorizing the execution of a Public Works Agreement with the City of Moreno Valley.

Resolution No. RDA 2005-09

A Resolution of the Community Redevelopment Agency of the City of Moreno Valley Approving and Authorizing the Execution of a Public Works Agreement with the City of Moreno Valley and Making Certain Findings in Connection with the Provision of Public

Improvements and Authorizing such Improvements in Connection
Therewith

D. CONSENT CALENDAR - BOARD OF LIBRARY TRUSTEES

- D1. ORDINANCES - FIRST READING BY TITLE ONLY
Recommendation: Waive reading of all Ordinance Introductions
and read by title only.
- D2. MINUTES - REGULAR MEETING OF JULY 12, 2005 (Report of:
City Clerk's Department)
Recommendation: Approve as submitted.

E. PUBLIC HEARINGS – NONE

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

G. REPORTS

- G1. CITY COUNCIL REPORTS ON REGIONAL ACTIVITIES
 - a) Report on March Joint Powers Authority by Mayor Stewart
- G2. DEDICATION OF FIRE STATION 58 IN HONOR OF
FIREFIGHTER CHRISTOPHER KANTON (Report of: Fire Chief)
(No written material provided)
- G3. ORDINANCE REPEALING AND REENACTING CHAPTER 2.18
OF THE CITY OF MORENO VALLEY MUNICIPAL CODE
RELATING TO THE PLANNING COMMISSION (Report of: City
Clerk's Department)
Recommendation: That the City Council introduce Ordinance No.
691, repealing and reenacting Chapter 2.18 of Title 2 of the City of
Moreno Valley Municipal Code relating to the Planning
Commission. (Roll call required).

Ordinance No. 691

An Ordinance of the City Council of the City of Moreno Valley,
California, Amending Title 2 by Repealing and Reenacting Chapter
2.18 Relating to the Planning Commission

- G4. APPOINTMENTS TO THE ECOLOGICAL PROTECTION BOARD,
RECREATIONAL TRAILS BOARD AND LIBRARY COMMISSION

(Report of: City Clerk's Department)

Recommendation: That City Council, after reviewing the ballots provided by the City Clerk:

1. Appoint one member to the Ecological Protection Board for a term expiring June 30, 2006 or June 30, 2007;
 2. Appoint two members to the Recreational Trails Board for terms expiring June 30, 2008;
 3. Appoint one member to the Library Commission for a term expiring June 30, 2008; or
 4. If appointments are not made, declare the positions vacant and authorize the City Clerk to re-notice the positions as vacant.
- G5. LEGISLATIVE UPDATE (Report of: Interim Assistant City Manager)
Recommendation: That the City Council receive and file the informational report.
- G6. CITY MANAGER'S REPORT (Informational Oral Presentation – not for Council action)

H. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING AND INTRODUCTION

- H1. INTRODUCE ORDINANCE NO. 692 DESIGNATING SPEED LIMIT RECERTIFICATION ON VARIOUS STREETS (Report of: Public Works Department)
Recommendation: That the City Council:
1. Receive and file this report; and
 2. Introduce Ordinance No. 692, amending Section 12.20.020 of Chapter 12.20 of the City of Moreno Valley Municipal Code designating prima facie speed limits on certain streets (as listed on the ordinance) and directing the City Engineer to take certain action in respect thereto. (Roll call required).

Ordinance No. 692

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Section 12.20.020 of Chapter 12.20 of the

City of Moreno Valley Municipal Code Relating to a Prima Facie
Speed Limit for Certain Streets

ORDINANCES - 2ND READING AND ADOPTION

- H2. CITY COUNCIL ORDINANCE NO. 688, APPROVING PA03-0151 (ZONE CHANGE) TO CHANGE THE LAND USE FROM COMMUNITY COMMERCIAL TO R5 FOR APPROXIMATELY 30 ACRES ON ASSESSOR'S PARCEL NUMBERS 486-240-002 AND 486-240-011 LOCATED ON THE SOUTH SIDE OF ALESSANDRO BOULEVARD AND EAST OF OLIVER AVENUE (RECEIVED FIRST READING AND INTRODUCTION JULY 12, 2005 ON A 4-0-1 VOTE) (Report of: Community Development Department)
Recommendation: Adopt Ordinance No. 688.

Ordinance No. 688

An Ordinance of the City Council of the City of Moreno Valley, California, Approving PA03-0151 (Zone Change) to Change the Land Use from Community Commercial to R5 for Approximately 30 Acres on Assessor's Parcel Numbers 486-240-002 and 486-240-011 Located on the South Side of Alessandro Boulevard and East of Oliver Avenue

- H3. CITY COUNCIL ORDINANCE NO. 689, APPROVING PA04-0157 (ZONE CHANGE) TO CHANGE THE LAND USE FROM OFFICE TO R15 FOR APPROXIMATELY 2.36 ACRES ON ASSESSOR'S PARCEL NUMBERS 484-030-008 AND 484-030-011 LOCATED AT 25767 ALESSANDRO BOULEVARD (RECEIVED FIRST READING AND INTRODUCTION JULY 12, 2005 ON A 4-0-1 VOTE) (Report of: Community Development Department)
Recommendation: Adopt Ordinance No. 689.

Ordinance No. 689

An Ordinance of the City Council of the City of Moreno Valley, California, Approving PA04-0157 (Zone Change) to Change the Land Use from Office to R15 for Approximately 2.36 Acres on Assessor's Parcel Numbers 484-030-008 and 484-030-011 Located at 25767 Alessandro Boulevard

- H4. CITY COUNCIL ORDINANCE NO. 690, APPROVING PA04-0099 (ZONE CHANGE) TO CHANGE THE LAND USE FROM PLANNED COMMERCIAL AND COMMUNITY COMMERCIAL TO NEIGHBORHOOD COMMERCIAL AND OFFICE FOR THE 17.38-NET ACRES OF ASSESSOR'S PARCEL NUMBER 486-310-022,

LOCATED AT THE NORTHWEST CORNER OF IRIS AVENUE AND OLIVER STREET (RECEIVED FIRST READING AND INTRODUCTION JULY 12, 2005 ON A 4-0-1 VOTE) (Report of: Community Development Department)
Recommendation: Adopt Ordinance No. 690.

Ordinance No. 690

An Ordinance of the City Council of the City of Moreno Valley, California, Approving PA04-0099 (Zone Change) to Change the Land Use from Planned Commercial and Community Commercial to Neighborhood Commercial and Office for the 17.38-Net Acres of Assessor's Parcel Number 486-310-022, Located at the Northwest Corner of Iris Avenue and Oliver Street

ORDINANCES - URGENCY ORDINANCES - NONE

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

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 BLUE speaker slip to the City Clerk. All remarks and questions shall be addressed to the presiding officer or to the City Council and not to any individual Council member, staff member or other person.

The Closed Session will be held pursuant to Government Code:

- 1) SECTION 54956.9(b)(1) - CONFERENCE WITH LEGAL COUNSEL - SIGNIFICANT EXPOSURE TO LITIGATION
Number of Cases: -2-
- 2) SECTION 54956.9(c) - CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION
Number of Cases: -2-
- 3) SECTION 54956.8 – REAL ESTATE NEGOTIATIONS

City Negotiator: Tom Breitkreuz
APN: 477-190-032
Address: Cottonwood & Moreno Beach
Owner's Negotiator: Jan Zuppardo
Under Negotiation: Price & Terms of Payment

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

ADJOURNMENT IN MEMORY OF FIREFIGHTER CHRISTOPHER KANTON