

**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
BOARD OF LIBRARY TRUSTEES**

**REGULAR MEETING - 6:30 P.M.
SEPTEMBER 25, 2007**

CALL TO ORDER - The Joint Meeting of the City Council of the City of Moreno Valley, Moreno Valley Community Services District, the Community Redevelopment Agency of the City of Moreno Valley and the Board of Library Trustees was called to order at 6:30 p.m. by Mayor White in the Council Chamber located at 14177 Frederick Street.

PLEDGE OF ALLEGIANCE – The Pledge of Allegiance was led by Council Member Frank West.

INVOCATION – Father Fred Costales, St. Christopher Parish

ROLL CALL

Council:

Charles R. White, Mayor
Bonnie Flickinger, Council Member
Richard A. Stewart, Council Member
Frank West, Council Member

Absent: William H. Batey, II, Mayor Pro Tem

Staff:

Alice Reed, City Clerk
Jane Halstead, Deputy City Clerk
Edith Houser, Controller
Robert Herrick, City Attorney
Robert G. Gutierrez, City Manager
Betsy Adams, Assistant City Manager
Rick Hartmann, Deputy City Manager
Rick Hall, Police Chief
Chris Vogt, Public Works Director/City Engineer

Roy Bruckner, Interim Community Development Director
Paula Smus, Librarian
Rick Rhay, Recreation Supervisor
Denese Wilson Beilke, Human Resources Director
Barry Foster, Economic Development Director
Steve Elam, Administrative Services Director
John Clark, Fire Chief

Chris Vogt, Public Works Director/City Engineer introduced Eric Lewis, Traffic Engineer and Mike Silvia, Special District Program Manager.

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

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

A. CONSENT CALENDAR - CITY COUNCIL

A1. ORDINANCES - READING BY TITLE ONLY

RECOMMENDATION: Waive reading of all Ordinances.

A2. MINUTES - REGULAR MEETING OF SEPTEMBER 11, 2007
(Report of: City Clerk's Department)

RECOMMENDATION: Approve as submitted.

A3. WARRANT REPORT – JULY 31, 2007 (Report of: Finance Department)

RECOMMENDATION: Adopt Resolution No. 2007-106 approving The Warrant Report, dated July 2007, in the total amount of 1,641,611.61.

Resolution No. 2007-106

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Warrant Report Dated July 31, 2007

A4. PA03-0079 – REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING THE PORTIONS OF FREDERICK STREET, AND TOWNGATE BOULEVARD ASSOCIATED WITH THE PROJECT INTO THE

CITY'S MAINTAINED STREET SYSTEM, DEVELOPER – BRE PROPERTIES, INC., IRVINE, CA 92617 (Report of: Public Works Department)

RECOMMENDATION:

1. Adopt Resolution No. 2007-107 authorizing the acceptance of the public improvements for PA03-0079 as complete and accepting the portions of Frederick Street, and Towngate Boulevard associated with the project into the City's maintained street system;

Resolution No. 2007-107

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Improvements Associated with PA03-0079 as Complete, and Accepting the Portions of Frederick Street, and Towngate Boulevard Associated with the Project into the City's Maintained Street System

2. Authorize the City Engineer to execute the 90% reduction to the Faithful Performance Bond, exonerate the Material and Labor Bond in 90 days if there are no stop notices or liens on file with the City Clerk, and exonerate the final 10% of the Faithful Performance Bond in one year when all clearances are received.

- A5. SECOND AMENDMENT TO AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES WITH SA ASSOCIATES, INC. (Report of: Public Works Department)

RECOMMENDATION:

1. Approve the "Second Amendment to Agreement for Professional Consultant Services" with SA Associates, Inc. (SA), 1130 W. Huntington Drive, Unit 12, Arcadia, CA 91007 to provide Professional Consultant Services;
2. Authorize the Mayor to execute the "Second Amendment to Agreement for Professional Consultant Services" with SA; and
3. Authorize an increase in the Purchase Order to SA in the Amount of \$250,000.00, when the "Second Amendment to Agreement for Professional Consultant Services" has been signed by all parties.

- A6. FIRST AMENDMENT TO AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES WITH VAS ASSOCIATES, INC. (Report of: Public Works Department)

RECOMMENDATION:

1. Approve the "First Amendment to Agreement for Professional Consultant Services" with VAS Associates, Inc. (VAS), 3174 Dogwood Drive, Corona, CA 92882 to provide Professional Consultant Services;
2. Authorize the Mayor to execute the "First Amendment to Agreement for Professional Consultant Services" with VAS; and
3. Authorize an increase in the Purchase Order to VAS in the Amount of \$250,000.00, when the "First Amendment to Agreement for Professional Consultant Services: has been signed by all parties.

- A7. THIRD AMENDMENT TO AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES WITH NORRIS-REPKE, INC. – CIVIL ENGINEERING TECHNICIAN SERVICES (Report of: Public Works Department)

RECOMMENDATION:

1. Approve the "Third Amendment to Agreement for Professional Consultant Services" with Norris-Repke, Inc. (Norris-Repke), 400 North Tustin Avenue, Suite 230, Santa Ana, CA 92705 to provide Professional Civil Engineering Technician Services;
2. Authorize the City Manager to execute said "Third Amendment to Agreement for Professional Consultant Services" with Norris-Repke; and
3. Authorize an increase in the Purchase Order to Norris- Repke in the amount of \$75,000.00 when "Third Amendment to Agreement for Professional Consultant Services" has been signed by all parties.

- A8. THIRD AMENDMENT TO AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES WITH NORRIS-REPKE, INC. – CIVIL ENGINEERING PROJECT MANAGEMENT SERVICES (Report of: Public Works Department)

RECOMMENDATION:

1. Approve the “Third Amendment to Agreement for Professional Consultant Services” with Norris-Repke, Inc. (Norris-Repke), 400 North Tustin Avenue, Suite 230, Santa Ana, CA 92705 to provide Professional Consultant Services;
 2. Authorize the City Manager to execute said “Third Amendment to Agreement for Professional Consultant Services” with Norris-Repke; and
 3. Authorize an increase in the Purchase Order to Norris-Repke in the amount of \$250,000.00 when “Third Amendment to Agreement for Professional Consultant Services” has been signed by all parties.
- A9. APPROPRIATION OF \$37,434.12 FROM THE GENERAL FUND TO 133.65110.6641.641 TO PURCHASE NINE MURPHY BEDS WITH WARDROBES FOR FIRE STATION 65 AND AWARD BID TO MURPHY BEDS OF CALIFORNIA (Report of: Fire Department)

RECOMMENDATION:

1. Appropriate \$37,434.12 from the General Fund to 133.65110.6641.641 for the purchase and installation of nine Murphy Beds with wardrobes for Fire Station 65;
 2. Award Bid for the purchase and installation of Nine Murphy Beds with wardrobes for Fire Station 65 to Murphy Beds of California; and
 3. Direct the Finance Director to issue a Purchase Order in the Amount of \$37,434.12 to Murphy Beds of California.
- A10. TRACT 20185 – SINGLE FAMILY RESIDENTIAL – AMENDMENT TO AGREEMENT FOR PUBLIC IMPROVEMENTS (TIME EXTENSION) AND SUBSTITUTION OF BONDS, FRAN LOU DRIVE, BETWEEN PERRIS BOULEVARD AND KITCHING STREET, SUBDIVIDER: LCTH INVESTMENT, L.P., NEWPORT BEACH, CA 92660 (Report of: Public Works Department)

RECOMMENDATION:

1. Authorize the Mayor to execute the Amendment to Agreement for Public Improvements for Tract 20185;

2. Accept the substitution bonds issued by Western Insurance Company for Tract 20185 submitted by LCTH Investment, L.P.;
3. Instruct the City Clerk to forward the completed Amendment to Agreement for Public Improvements to the County Recorder's Office for recordation;
4. Authorize the City Engineer to exonerate the Faithful Performance Bond and Material and Labor Bond previously submitted by LCTH Investment, L.P., Inc. and issued by Insurance Company of the West upon acceptance of the substitution bonds; and
5. Authorize the City Engineer to execute any future time extension amendments to the agreement, subject to City Attorney approval, if the required public improvements are not completed within said timeframe.

A11. 2007 LEGISLATIVE UPDATE (Report of: Assistant to the City Manager)

RECOMMENDATION: Receive and file the informational report.

A12. MORENO VALLEY UTILITY TEN (10) YEAR ENERGY EFFICIENCY PORTFOLIO PLAN AS REQUIRED BY ASSEMBLY BILL 2021 (AB2021)

RECOMMENDATION:

1. Adopt Moreno Valley Utility Ten (10) Year Energy Efficiency Portfolio Plan as Required by Assembly Bill 2021 (AB 2021); and
2. Approve proposed Resolution 2007-108 Adopting the Moreno Valley Utility Energy Efficiency Targets.

Resolution No. 2007-108

A Resolution of the City Council of the City of Moreno Valley, California, to Approve the Energy Efficiency Targets for the Moreno Valley Electric Utility Mandated by Assembly Bill 2021

A14. AGREEMENT BETWEEN THE CITY OF MORENO VALLEY AND BOX SPRINGS MUTUAL WATER COMPANY FOR EDGEMONT WATER QUALITY AND WATER LINE INFRASTRUCTURE IMPROVEMENT PROJECT (Report of: Economic Development Department)

RECOMMENDATION: Authorize the City Manager to execute the Agreement (and any subsequent and related minor amendments) between the City of Moreno Valley and Box Springs Mutual Water Company for the Edgemont Water Quality and Water Line Infrastructure Improvement Project.

- A15. CITY COUNCIL REPORTS ON REIMBURSABLE ACTIVITIES
(Report of: City Clerk's Department)

RECOMMENDATION: Receive and file the Reports on Reimbursable Activities for the period of August 22 – September 18, 2007.

- A16. RESOLUTION NO. 2007-112, APPROVE AND AUTHORIZE THE PROJECT DEVELOPMENT COOPERATIVE AGREEMENT WITH THE STATE OF CALIFORNIA FOR THE MORENO BEACH DRIVE/SR-60 INTERCHANGE AND NASON STREET/SR-60 OVERCROSSING IMPROVEMENT PROJECT, PROJECT NO. 07-41570024 (Report of: Public Works Department)

RECOMMENDATION:

1. Adopt the proposed Resolution No. 2007-112, and approve the "Project Development Cooperative Agreement" with the State of California for the project development phase of the Moreno Beach Drive/SR-60 Interchange and Nason Street/SR-60 Overcrossing Improvement project; and

Resolution No. 2007-112

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Project Development Cooperative Agreement, District Agreement No. 8-1314 with the State of California, Acting by and through its Department of Transportation, for the Project Development Phase of the Moreno Beach Drive/SR-60 Interchange and Nason Street/SR60 Overcrossing Improvement Project and Authorizing the Mayor to Execute the Project Development Cooperative Agreement with the State of California

2. Authorize the Mayor to execute the "Project Development Cooperative Agreement" with the State of California.

B. CONSENT CALENDAR - COMMUNITY SERVICES DISTRICT

- B1. ORDINANCES - READING BY TITLE ONLY

RECOMMENDATION: Waive reading of all Ordinances.

B2. MINUTES - REGULAR MEETING OF SEPTEMBER 11, 2007

(Report of: City Clerk's Department)

RECOMMENDATION: Approve as submitted.

B3. RESOLUTION FOR IMPLEMENTING THE COMMUNITY SERVICES DISTRICT ZONE E (HIGH-SERVICE-LEVEL PARKWAY LANDSCAPE MAINTENANCE) SERVICE PLAN POLICY (Report of: Public Works Department)

RECOMMENDATION: Approve and Adopt Resolution No. CSD 2007-27, to implement the Community Services District Zone E (High-Service-Level Parkway Landscape Maintenance) Service Plan policy (the "Policy").

Resolution No. CSD 2007-27

A Resolution of the City Council of the City of Moreno Valley, California, Acting in its Capacity as the Board of Directors of the Moreno Valley Community Services District to Approve and Adopt the Community Services District Zone E (High-Service-Level Parkway Landscape Maintenance) Service Plan Policy to Provide Guidelines and Standards for the Landscape Maintenance of All Zone E Sub-Zones

C. CONSENT CALENDAR - COMMUNITY REDEVELOPMENT AGENCY

C1. ORDINANCES - READING BY TITLE ONLY

RECOMMENDATION: Waive reading of all Ordinances.

C2. MINUTES - REGULAR MEETING OF SEPTEMBER 11, 2007
(Report of: City Clerk's Department)

RECOMMENDATION: Receive as submitted.

D. CONSENT CALENDAR - BOARD OF LIBRARY TRUSTEES

D1. ORDINANCES - READING BY TITLE ONLY

D2. MINUTES - REGULAR MEETING OF SEPTEMBER 11, 2007
(Report of: City Clerk's Department)

RECOMMENDATION: Receive as submitted.

Joint Consent Calendars Items A2-D2, with the exception of A13 were approved by a 4-0-1 vote, Batey absent, m/Flickinger, s/Stewart.

AGENDA ORDER

- A13. TRACT 31494 – APPROVE FINAL MAP, SOUTH OF COTTONWOOD AVENUE, BETWEEN LASSELLE STREET AND NASON STREET, DEVELOPER: COLLIE COURT DEVELOPMENT, LLC, MORENO VALLEY, CA 92552-7599

RECOMMENDATION:

1. Approve Final Tract Map 31494; and 2. Authorize the City Clerk to sign the map and transmit said map to the County Recorder's Office for recordation.

Approved by a 3-1-1 vote, m/Flickinger, s/West; Stewart abstaining, Batey absent.

E. PUBLIC HEARINGS

- E1. A PUBLIC HEARING ON THE FOLLOWING LAND USE PROPOSALS:

Project 1: General Plan Amendment (PA07-0065) from C (Commercial) to R10 (Residential), Specific Plan Amendment (P06-133) from SP 193 C (Commercial) to SP 193 MR (Medium Residential), Tentative Tract Map No. 34329 (PA05-0201), and Plot Plan (PA05-0203), to build 90 condominium units on 10.41 net acres located at the southwest corner of Iris Avenue and Via Del Lago. Applicant: Winchester Associates, Inc.;

Mayor White opened the public testimony portion of the public hearing.

A presentation was made by the applicant, Stan Morse of MDS Consulting.

There was no public testimony received.

Project 2: General Plan Amendment (PA07-0066) and Zone Change (PA07-0067) to change the land use designations for a portion (3.5+/- acres) of the 15.61-net acre project site from Business Park (BP) to

Community Commercial (CC) for property located on the south side of State Route 60 at the northwest corner of Redlands Boulevard and Fir Avenue. The change is required to provide consistency with the current property line that was adjusted through approval of Lot Line Adjustment LLA #983 in early 2007. Applicant: Gascon Group, LLC; and

Mayor White opened the public testimony portion of the public hearing.

A presentation was made by the applicant, Neil D. Gascon, Gascon Group, LLC.

There was no public testimony received.

Project 3: General Plan Amendment (PA07-0038) and Zone Change (PA07-0037) from Office (O) to Neighborhood Commercial (NC) for the 1.77-net acres of Assessor's Parcel Number 291-242-018 in order to develop a 13,969-square foot grocery store at the southwest corner of Frederick Street and Cottonwood Avenue (Plot Plan PA07-0036). Applicant: TESCO.

Mayor White opened the public testimony portion of the public hearing.

A presentation was made by the applicant David McCombs.

Public testimony was received from Dana Siciliano Di Rende (opposes), Gary D. Lavey (opposes) and Vickie L. Lavey (opposes).

Recommendation: That the City Council:

1. Conduct a public hearing for review of Project 1 and defer taking action on Project 1 until after the public hearing for Project 3;
2. Conduct a public hearing for review of Project 2, and defer taking action on Project 2 until after the public hearing for Project 3;
3. Conduct a public hearing for review of Project 3;
4. Adopt a Negative Declaration for Project 1 applications PA07-0065 (General Plan Amendment), P06-133 (Specific Plan Amendment), PA05-201 (Tentative Tract Map 34329), and PA05-0203 (Plot Plan). The projects, individually and cumulatively, will not result in a significant effect on the environment;

Approved by a 4-0-1 vote, m/Flickinger, s/Stewart, Batey absent

5. Adopt a Negative Declaration for Project 2 applications PA07-0066 (General Plan Amendment) and PA07-0067 (Zone Change). The projects, individually and cumulatively, will not result in a significant effect on the environment;

Approved by a 4-0-1 vote, m/Flickinger, s/Stewart, Batey absent

6. Adopt a Negative Declaration for Project 3 applications PA07-0038 (General Plan Amendment), PA07-0037 (Zone Change), and PA07-0036 (Plot Plan). The projects, individually and cumulatively, will not result in a significant effect on the environment;

Approved by a 4-0-1 vote, m/Flickinger, s/Stewart, Batey absent

7. Approve Resolution No. 2007-109 approving PA07-0065, PA07-0066, and PA07-0038, thereby establishing General Plan Land Use Map designations for Projects 1, 2, and 3 as described in the Resolution, and the revised General Plan Maps as attached to the Resolution as Exhibits A, B, and C;

Resolution No. 2007-109

A Resolution of the City Council of the City of Moreno Valley, California, Approving a General Plan Amendment (PA07-0065) to Change the Land Use for the 10.41-Net Acres of Assessor's Parcel Number 304-260-007 from Commercial to Residential 10 Located at the Southwest Corner of Iris Avenue and Via Del Lago; a General Plan Amendment (PA07-0066) to Change the Land Use for a Portion (3.5+/- Acres) of the 15.61-Net Acre Project Site from Business Park to Commercial for Property Located on the South Side of State Route 60 at the Northwest Corner of Redlands Boulevard and Fir Avenue; and a General Plan Amendment (PA07-0038) from Office to Commercial for the 1.77-Net Acres of Assessor's Parcel Number 291-242-018 Located at the Southwest Corner of Frederick Street and Cottonwood , Thereby Establishing General Plan Land Use Map Designations for Certain Properties as Described in the Resolution, and the Revised General Plan Maps as Attached to the Resolution as Exhibits A, B, and C

Approved by a 4-0-1 vote, m/Flickinger, s/Stewart, Batey absent

8. Introduce Ordinance No. 753 approving Project 1 Specific Plan Amendment (P06-133) from Specific Plan 193 Commercial (SP193C) to Specific Plan 193 Medium Residential (SP193MR) for 10.41-net Acres located at the southwest corner of Iris Avenue and Via Del Lago, based on the findings in the Ordinance, and the revised Zoning Atlas page as attached to the ordinance as Exhibit A;

Ordinance No. 753

An Ordinance of the City Council of the City of Moreno Valley, California, Approving P06-133 (Specific Plan Amendment) to Change the Land Use from SP193C (Commercial) to SP193MR (Medium Residential) for Assessor's Parcel Number 304-260-007 Approximately 10.31-Net Acres Located at the Southwest Corner of Iris Avenue and Via Del Lago

Approved by a 4-0-1 vote, m/Flickinger, s/Stewart, Batey absent

9. Introduce Ordinance No. 754 approving Project 2 Zone Change (PA07-0067) to change the land use designations for a portion (3.5+/- acres) of the 15.61-net acre project site from Business Park (BP) to Community Commercial (CC), based on the findings in the Ordinance, and the revised Zoning Atlas page as attached to the ordinance as Exhibit A;

Ordinance No. 754

An Ordinance of the City Council of the City of Moreno Valley, California, Approving PA07-0067 (Zone Change) to Change the Land Use From Business Park to Community Commercial for the 3.49-Acres Located Within Portions of Parcel B and Parcel C of Lot Line Adjustment No. 983

Approved by a 4-0-1 vote, m/Flickinger, s/Stewart, Batey absent

10. Introduce Ordinance No. 755 approving Project 3 Zone Change (PA07-0037) from Office (O) to Neighborhood Commercial (NC) for 1.77-net acres located at the southwest corner of Frederick Street and Cottonwood Avenue, based on the findings in the Ordinance, and the revised Zoning Atlas page as attached to the ordinance as Exhibit A;

Ordinance No. 755

An Ordinance of the City Council of the City of Moreno Valley, California, Approving PA07-0037 (Zone Change) to Change the Land Use for the 1.77-Net Acres of Assessor's Parcel Number 291-242-018 from Office to Neighborhood Commercial

Approved by a 4-0-1 vote, m/Flickinger, s/Stewart, Batey absent

11. Approve Resolution No. 2007-110 approving Project 1 Tentative Tract Map 34329 (PA05-0201) and Plot Plan (PA05-0203) to build 90 two-story condominium units on the 10.41-net acres of Assessor's Parcel Number 304-260-007, Subject to a General Plan Amendment and Specific Plan Amendment based on the findings in the Resolution, and the Conditions of approval as attached to the resolution as Exhibit A; and

Resolution No. 2007-110

A Resolution of the City Council of the City of Moreno Valley Approving Application Numbers PA05-0201 (Tentative Tract Map 34329), and PA05-0203 (Plot Plan) to Build 90 Residential Condominium Units, on Assessor's Parcel Number 304-260-007 Approximately 10.41-Net Acres Located at the Southwest Corner of Iris Avenue and Via Del Lago

Approved by a 4-0-1 vote, m/Flickinger, s/Stewart, Batey absent

12. Approve Resolution No. 2007-111 approving Project 3 Plot Plan (PA07-0036) to develop a 13,969-square foot grocery store on the 1.77-net acres of Assessor's Parcel Number 291-242-018, subject to a General Plan Amendment and Zone Change and based on the findings in the Resolution, and the conditions of approval as attached to the resolution as Exhibit A;

Resolution No. 2007-111

A Resolution of the City Council of the City of Moreno Valley, California, Approving PA07-0036, a Plot Plan to Develop a 13,969-Square Foot Grocery Store on the 1.77-Net Acres of Assessor's Parcel Number 291-242-018, Located at the Southwest Corner of Frederick Street and Cottonwood Avenue

Approved by a 4-0-1 vote, m/Flickinger, s/Stewart, Batey absent

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

G. REPORTS

G1. CITY COUNCIL REPORTS ON REGIONAL ACTIVITIES

- a) Report on March Joint Powers Commission by Council Member Stewart

Council Member Stewart reported the Tesco project is moving along and the March JPA has approved training facilities for two restaurants – a Subway and a Mexican restaurant. He also reported that the clearing stages of title of land to the city of ninety-four acres and 200 acres plus to March JPA has commenced.

- G2. PUBLIC MEETING REGARDING MAIL PROCEEDINGS FOR TENTATIVE TRACT 34407 (AND ALL AFFECTED PHASES) – BALLOTTED ITEM: NPDES MAXIMUM RESIDENTIAL REGULATORY RATE; TENTATIVE PARCEL MAP 35150 – BALLOTTED ITEM: NPDES MAXIMUM COMMERCIAL/INDUSTRIAL REGULATORY RATE; TENTATIVE TRACT 35514 (AND ALL AFFECTED PHASES) – BALLOTTED ITEMS: NPDES MAXIMUM COMMERCIAL/INDUSTRIAL REGULATORY RATE AND FOR CSD ZONE E-4 (HIGH-SERVICE-LEVEL PARKWAY LANDSCAPE MAINTENANCE); AND TENTATIVE PARCEL MAP 34572 – BALLOTTED ITEMS: NPDES MAXIMUM COMMERCIAL/INDUSTRIAL REGULATORY RATE AND CSD ZONE M (COMMERCIAL, INDUSTRIAL, AND MULTIFAMILY IMPROVED MEDIAN MAINTENANCE) (Report of: Public Works Department)

RECOMMENDATION:

1. That the Mayor and Members of the City of Moreno Valley City Council conduct the Public Meeting to accept public comments regarding the mail ballot proceedings for:
 - a. Tentative Tract 34407 (and all affected phases) for approval of the National Pollutant Discharge Elimination System (NPDES) maximum residential regulatory rate; and
 - b. Tentative Parcel Map 35150 for approval of the NPDES maximum commercial/industrial regulatory rate; and

- c. Tentative Tract 35514 (and all affected phases) for approval of the NPDES maximum commercial/industrial regulatory rate; and
 - d. Tentative Parcel Map 34572 for approval of the NPDES maximum commercial/industrial regulatory rate.
2. That the Members of the Board of Directors of the Moreno Valley Community Services District (the "CSD Board") conduct the Public Meeting to accept public comments regarding the mail ballot proceedings for:
- a. Tentative Tract 35514 (and all affected phases) for inclusion into and approval of the annual acreage charge for CSD Zone E-4 (High-Service-Level Parkway Landscape Maintenance); and
 - b. Tentative Parcel Map 34572 for inclusion into and approval of the annual charge for CSD Zone M (Commercial, Industrial, and Multifamily Improved Median Maintenance).

Approved by a 4-0-1 vote, m/Stewart, s/West, Batey absent.

- G3. CITY MANAGER'S REPORT (Informational Oral Presentation – not for Council action)

City Manager, Bob Gutierrez reported on the soccer park renovation - lighting, grading, drainage system with synthetic turf, and sidewalks projected completion date of January 2008.

H. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING AND INTRODUCTION - NONE

ORDINANCES - 2ND READING AND ADOPTION

- HI. Ordinance No. 752 – An Ordinance of the City Council of the City of Moreno Valley, California amending Title 5 of the City of Moreno Valley Municipal Code, by adding a new Chapter 5.04 Regarding the Licensure of Tobacco Retailers.

Recommendation: Adopt Ordinance No. 752

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Title 5 of the City of Moreno Valley Municipal

Code, by Adding a New Chapter 5.04 Regarding the Licensure of Tobacco Retailers

Approved by a 4-0-1 vote, m/Flickinger, s/West, Batey absent.

ORDINANCES - URGENCY ORDINANCES - NONE

RESOLUTIONS – NONE

PUBLIC COMMENTS ON ANY SUBJECT NOT ON THE AGENDA UNDER THE JURISDICTION OF THE CITY COUNCIL - NONE

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

Council Member Flickinger

- 1) Lots of foreclosures, property maintenance issues, need to stay on top of it and start anti-debris program, keep moving forward throughout the city; the new emblem is exciting, represents community at large and wants general public to know.

Council Member West

- 1) Announced the first meeting of the Crime Prevention Committee was held at Rancho Belago, they are working with the Chief of Police to prepare a crime summary for each district, educating the community not to be a victim. The committee meeting meets once a month. Looking for more citizens to join.
- 2) He is getting calls on foreclosed homes, maintenance of yards and swimming pool concerns; inquired if the City has a systematic program that works with mortgage companies that have taken back the properties.

Mayor White

- 1) Laura Froelich recognized as a Woman of Achievement by YMCA, one of seven to be recognized. She has never missed an arrival or departure of US troops.
- 2) Thanked staff for the success of State of the City event.
- 3) New City's logo was introduced.
- 4) Toastmasters contest on Saturday with member Evelyn Bell taking first place in the speech contest, and Steve Kupsak took first place as best evaluator.

Council Member Stewart

- 1) Attended Traffic Safety Commission dinner along with Mayor White and Council Member Flickinger. Traffic is being enforced in his area; folks really appreciate it.
- 2) Morton Road - concerns of congestion at 215 and 60 freeways causing more traffic on Morton road.
- 3) Received a complaint from a Riverside County Sheriff, regarding traffic citations issued on March, would like a report back, get guard shack removed once and for all.
- 4) Concerns with Caltrans should be addressed.

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

ADJOURNMENT

There being no further business to conduct, the meeting was adjourned at 8:04 p.m. by unanimous informal consent.

Submitted by:

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

Approved by:

Charles R. White, Mayor
President, Moreno Valley Community Services District
Chairperson, Community Redevelopment Agency of the City of Moreno Valley
Chairperson, Board of Library Trustees