

AGENDA
CITY COUNCIL OF THE CITY OF MORENO VALLEY
JANUARY 14, 2003

CALL TO ORDER

SPECIAL PRESENTATIONS - 6:00 p.m.

1. Presentation of the Certificate of Achievement Award for Excellence in Financial Reporting to the City by Rich Kikuchi of Lance, Soll & Lunghard, CPAs, on behalf of the Government Finance Officers Association of the United States and Canada

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

**REGULAR MEETING - 6:30 P.M.
JANUARY 14, 2003**

CALL TO ORDER (Joint Meeting of the City Council of the City of Moreno Valley, Moreno Valley Community Services District and the Community Redevelopment Agency of the City of Moreno Valley - actions taken at the Joint Meeting are those of the Agency indicated on each Agenda item)

PLEDGE OF ALLEGIANCE

INVOCATION – Dr. Dale Lacquement, Faith Southern Baptist Church

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. MINUTES – REGULAR MEETING OF DECEMBER 10, 2002
(Report of: City Clerk)
Recommendation: Approve as submitted.
- A3. EXTENSION OF EASTERN MUNICIPAL WATER DISTRICT WATER/SEWER REIMBURSEMENT AGREEMENT FOR COMMUNITY FACILITIES DISTRICT NO. 3 (AUTO MALL REFINANCING) (Report of: Director of Public Works/City Engineer)
Recommendation: Approve the Addendum to the Standard Water and/or Sewer Facilities and Service Agreement (Extension Agreement) by and between the Moreno Valley CFD No. 3 (Auto Mall Refinancing) and Eastern Municipal Water District (EMWD) to serve the Nason Street Sewer project and authorize the Mayor to execute the Extension Agreement with EMWD.
- A4. EXTENSION OF EASTERN MUNICIPAL WATER DISTRICT WATER/SEWER REIMBURSEMENT AGREEMENTS (Report of: Director of Public Works/City Engineer)
Recommendation: Approve the Addendum to the Standard Water and/or Sewer Facilities and Service Agreement (Extension Agreement – Attachment A) By and Between the City of Moreno Valley and Eastern Municipal Water District (EMWD) to serve the Moreno Valley Facilities District No. 3 (M.V.F.D. No. 3) (Besteel Project) and authorize the Mayor to execute the Extension Agreement with EMWD.

- A5. REQUEST ADOPTION OF PLANS AND SPECIFICATIONS AND AUTHORIZATION TO ADVERTISE FOR CONSTRUCTION BIDS FOR THE TRAFFIC SIGNAL AT COLLEGE PARK FIRE STATION NO. 91, PROJECT NO. 02-4372540 (II) (Report of: Director of Public Works/City Engineer)
 Recommendation: Adopt the plans and specifications on file in the office of the Public Works Director and authorize the City Clerk to advertise the project for construction bids.
- A6. RESOLUTION NO. 2003-02, APPROVE AND AUTHORIZE EXECUTION OF PROGRAM SUPPLEMENT AGREEMENT NO. M015, TO THE ADMINISTERING AGENCY-STATE AGREEMENT FOR FEDERAL-AID PROJECT NO. 08-5441 FOR THE ROADWAY REHABILITATION OF IRONWOOD AVENUE FROM BARCLAY DRIVE TO PIGEON PASS ROAD (CITY PROJECT NO. 99-25654) (Report of: Director of Public Works/City Engineer)
 Recommendation: Adopt Resolution No. 2003-02, and approve Program Supplement Agreement No. M015, to the Administering Agency-State Agreement for Federal-Aid Project No. 08-5441 for the roadway rehabilitation of Ironwood Avenue from Barclay Drive to Pigeon Pass Road and authorize the Mayor to execute Program Supplement No. M015.

Resolution No. 2003-02

A Resolution of the City Council of the City of Moreno Valley, California, Approving and Authorizing Execution of Program Supplement No. M015 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

- A7. TEMPORARILY INCREASE POLICE PATROL HOURS (Report of: Chief of Police)
 Recommendation: Add 3,120 overtime hours to MVPD patrol division's remaining budget for FY02/03 starting January 2003. The additional hours are needed to help achieve our goals of suppressing crime and will be subject to review by the Chief of Police and City Manager after the first 90 days. It is also recommended that the City Council transfer funds in the amount of \$146,110 from the Fire Department's FY02/03 budget in Acct. #133-65110-6251.252 to the MVPD FY02/03 budget in Acct. #10-62210-6291.292 to fund the 3,120 overtime hours.

- A8. APPROVE THE BALLOT FOR AN INCREASE IN STREET LIGHTING CHARGE AFFECTING ASSESSOR PARCEL NUMBER 291-250-005-4 (COTTONWOOD GOLF CENTER) LOCATED WITHIN THE EDMONT COMMUNITY SERVICES DISTRICT (Report of: Director of Public Works/City Engineer)
Recommendation: Review the letter, notice and mail ballot as submitted by the Edgemont Community Services District (ECSD) for the purpose of balloting (voting) on an “increase in charge/assessment for street lighting charge” affecting city owned property, Assessor’s Parcel Number (APN) 291-250-005-4, Cottonwood Golf Center, located within Zone 7 of ECSD; exercise the option to ballot (vote) to approve (Yes) the proposed increase in charge/assessment to continue providing street lighting services, as submitted by the ECSD for Fiscal Year (FY) 2003-2004; and authorize the City Manager to mark the ballot as approved (Yes) and sign on behalf of the City of Moreno Valley as the record owner of property.
- A9. 2001-02 REPORT ON DEVELOPMENT IMPACT FEES (Report of: Director of Finance/City Treasurer)
Recommendation: Approve and accept the Annual Report on Development Impact Fees in compliance with California Government Code Section 66006; and approve the finding that staff has demonstrated a continuing need to hold unexpended development impact fees.
- A10. REQUEST FOR SUPPLEMENTAL APPROPRIATION OF FUNDS FOR PURCHASE OF TEN ADDITIONAL BATTERY BACKUP SYSTEM COMPONENTS – PROJECT NO. 02-12567322 (Report of: Director of Public Works/City Engineer)
Recommendation: Authorize \$45,000 supplemental appropriation of funds from the unreserved, undesignated fund balance of the Gas Tax Fund, to fund the initial cost of ten additional grant funded locations for the Battery Backup System (BBS) retrofit program. The City shall be reimbursed by a California Energy Commission (CEC) grant for this expenditure; authorize the Finance Director to create a new Gas Tax Fund Capital Expenditure Account and transfer \$45,000 from the unreserved, undesignated fund balance of the Gas Tax Fund into the new Gas Tax Fund Capital Expenditure Account; and authorize the issuance of a Purchase Order to the U.S. Traffic Corporation in the amount of \$115,000, which includes the purchase amount plus 10% contingency (Account No. 125.67322.7400 and a new Gas Tax Fund Capital Expenditure Account to be determined)

- A11. COOPERATIVE AGREEMENT FOR COST SHARING OF STAFF AT COLLEGE PARK FIRE STATION # 91 (Report of: Interim Fire Chief)

Recommendation: Approve a cooperative agreement for cost sharing of three Fire Captains, among the City of Moreno Valley, City of Perris and Riverside County.

- A12. MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND THE ENERGY COALITION (Report of: Assistant City Manager)

Recommendation: Adopt Resolution No. 2003-04 to enter into a Memorandum of Understanding with the Energy Coalition, a nonprofit organization; approve the Memorandum of Understanding with the California Energy Coalition to enter into the Six Cities Project and authorize the City Manager to execute the Memorandum of Understanding on behalf of the City.

Resolution No. 2003-04

A Resolution of the City Council of the City of Moreno Valley, California, to Collaborate With the Energy Coalition as Part of the Six Cities Energy Project

- A13. ADOPT RESOLUTION NO. 2003-01 RATIFYING THE ACTIONS TAKEN BY THE DIRECTOR OF EMERGENCY SERVICES ON JANUARY 7, 2003, IN PROCLAIMING A LOCAL EMERGENCY RESULTING FROM AN INTENSE WIND STORM IN THE CITY OF MORENO VALLEY (Report of: City Manager)

Resolution No. 2003-01

A Resolution of the City Council of the City of Moreno Valley, California, Ratifying the Actions Taken by the Director of Emergency Services on January 7, 2003, in Proclaiming a Local Emergency Resulting from an Intense Wind Storm in the City of Moreno Valley

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 DECEMBER 10, 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. MINUTES – REGULAR MEETING OF DECEMBER 10, 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 FOR INCLUSION OF TRACT 22889 (AND ALL AFFECTED PHASES) INTO THE COMMUNITY SERVICES ZONE B (RESIDENTIAL STREET LIGHTING) AND D (PARKWAY LANDSCAPE MAINTENANCE PROGRAMS) (Report of: Director of Public Works/City Engineer)
Recommendation: That the Mayor and City Council, acting in their respective capacities as President and Members of the Board of Directors of the Moreno Valley Community Services District (CSD):
 - 1. Tabulate the mail ballots for each CSD Zone B and CSD Zone D;
 - 2. Verify and accept the results of each mail ballot proceeding as identified on the Official Tally Sheet and Assessor Parcel Number (APN) listing;
 - 3. Receive and file with the City Clerk the accepted Official Tally Sheet and APN listing; and,
 - 4. Authorize and impose the CSD Zones B and D charge.
- D2. CDBG AND HOME PROGRAM OBJECTIVES AND POLICIES FOR FISCAL YEAR 2003/04 (Report of: Director of Community and Economic Development)
Recommendation: That the City Council:
 - 1. Conduct a public hearing to allow the public an opportunity to

comment on the needs of the low and moderate income residents and areas; and

2. Approve CDBG & HOME Program Objectives and Policies for the 2003-2004 Program Year.

D3. A PUBLIC HEARING ON THE PLANNING COMMISSION'S OCTOBER 24, 2002 APPROVAL RECOMMENDATION OF PA96-0087 A MUNICIPAL CODE AMENDMENT REGARDING LANDSCAPE REQUIREMENTS CITYWIDE (Report of: Director of Community and Economic Development)

Recommendation: Conduct a public hearing for review of the action taken by the Planning Commission recommending approval to amend the Municipal Code to add Section 9.17 Landscape Requirements, amend related Sections, and repeal the current "City of Moreno Valley Landscape Development Guidelines and Specifications":

1. Recognize that the proposal qualifies as an exemption pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15061; and
2. Introduce Ordinance No. 616.

Ordinance No. 616

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Title 9 of the Moreno Valley Municipal Code by Amending Chapters 9.03, 9.04, 9.05, 9.07, 9.08, 9.09, 9.11, 9.13 and 9.16, Adding a New Chapter 9.17 Regarding Landscape Requirements; and Repealing Ordinance No. 247, "City of Moreno Valley Landscape Development Guidelines and Specifications"

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

F. REPORTS

- F1. REPORT TO CONSIDER PUBLIC COMMENTS REGARDING MAIL BALLOT PROCEEDING FOR COMMUNITY SERVICES DISTRICT ZONE B (RESIDENTIAL STREET LIGHTING) AND ZONE D (PARKWAY LANDSCAPE MAINTENANCE) - TENTATIVE TRACT 29038 (AND ALL AFFECTED PHASES)

(Report of: Director of Public Works/City Engineer)

Recommendation: That the City Council acting in their respective capacities as President and Members of the Board of Directors of the Moreno Valley Community Services District (CSD), accept public comments regarding the proposed inclusion of Tentative Tract 29038 (and all affected phases) into the CSD Zones B (Residential Street Lighting) and Zone D (Parkway Landscape Maintenance) programs and the annual service charge.

- F2. REPORT TO CONSIDER PUBLIC COMMENTS REGARDING MAIL BALLOT PROCEEDING FOR COMMUNITY SERVICES DISTRICT ZONE B (RESIDENTIAL STREET LIGHTING) - TENTATIVE TRACT 30527 (AND ALL AFFECTED PHASES)
(Report of: Director of Public Works/City Engineer)

Recommendation: That the City Council, acting in their respective capacities as President and Members of the Board of Directors of the Moreno Valley Community Services District (CSD), accept public comments regarding the proposed inclusion of Tentative Tract 3027 (and all affected phases) into the CSD Zone B (Residential Street Lighting) program and the annual service charge.

- F3. AN ORDINANCE OF THE CITY OF MORENO VALLEY, CALIFORNIA, REPEALING AND REENACTING CHAPTER 14.20 OF TITLE 14 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE, RELATING TO NEWSRACKS (Report of: City Attorney)
Recommendation:

1. Adopt Resolution No. 2003-03; and

Resolution No. 2003-03

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, Repealing and Reenacting Chapter 14.20 of Title 14 of the City of Moreno Valley Municipal Code, Relating to Newsracks

2. Introduce Ordinance No. 617

Ordinance No. 617

An Ordinance of the City Council of the City of Moreno Valley, California, Repealing and Reenacting Chapter 14.20

of Title 14 of the City of Moreno Valley, Relating to Newsracks

F4. TRACT IDENTIFICATION SIGNAGE (Report of: Director of Public Works/City Engineer)

Recommendation: That the City Council implement a program requiring:

1. Code Compliance to notify property owners when a sign affixed to their wall is in need of repair. The notice will inform the property owner that they should repair the sign within 30 days. They will then have the option to either remove the sign themselves or the City will remove the sign at no expense to the property owner; and
2. Tract signs that are an element of the landscape amenity (attached to walls or free standing monuments) that are within CSD Zone D or Zone E will be maintained as a function of a landscape maintenance contract on an as needed basis. This function will be provided until it becomes cost prohibitive and then the sign will be removed. Code compliance would notify property owners when a sign affixed to their wall is in need of repair.

F5(a). RESOURCE INCREASES TO ADJUST TO SUSTAINED INCREASED SERVICE DEMAND IN DEVELOPMENT SERVICES: COMMUNITY & ECONOMIC DEVELOPMENT, BUILDING & SAFETY, CODE COMPLIANCE, AND PLANNING DIVISIONS (Report of: Community and Economic Development Director)

That the City Council appropriate funds in the FY 2002-03 budget for the requested additional resources based upon an increase in Development Services Activities:

- 1) Planning Division: 1 Associate Planner, 1 Planning Technician
- 2) Building & Safety Division: 1 Building Inspector II, 1 Permit Technician
- 3) Code Compliance Division: Reclassification of Business License Officer, 1 additional workstation

F5(b). RESOURCE INCREASES TO ADJUST TO SUSTAINED INCREASED SERVICE DEMAND IN DEVELOPMENT SERVICES: LAND DEVELOPMENT DIVISION, PUBLIC WORKS DEPARTMENT (Report of: Public Works Director/City Engineer)

Recommendation: That the City Council:

1. Approve the addition of positions and the immediate hiring in the Land Development Division of one (1) Senior Civil Engineer, one (1) Management Analyst I and one (1) Office Assistant I; and
2. Appropriate \$62,084 for Public Works Land Development personnel services for the remainder of fiscal year 2002/03 to Public Works Land Development Administration in Program 523

F6. APPOINTMENTS TO THE PLANNING COMMISSION (Report of: City Clerk)

Recommendation: That the City Council:

1. Review the ballot (to be provided by the City Clerk) for the appointments to the Planning Commission and mark your choices where appropriate;
2. Appoint three (3) members for a term expiring January 1, 2007;
3. If the appointments are not made, authorize the City Clerk to re-notice the positions as vacant.

F7. AUTHORIZATION TO CLOSE PUBLIC STREETS FOR THE BLACK HISTORY CELEBRATION FESTIVITIES ON SATURDAY, FEBRUARY 8, 2003 AND REQUEST FOR SPONSORSHIP AND WAIVER OF FEES FOR THE BLACK HISTORY CELEBRATION (Report of: Director of Parks and Recreation)

Recommendation: That the Mayor and City Council acting in their capacity as President and Board of Directors for the Moreno Valley Community Services District, approve the following:

1. Approve the request from the Multicultural Civic Association (MCA) to sponsor and waive fees for the Black History Celebration;
2. Authorize the closure of the following streets between the hours of 7:00 a.m. and 12:00 noon for the purpose of conducting the Black History Celebration Parade scheduled to take place on Saturday, February 8, 2003:
 - a. Frederick Street between Cottonwood Avenue and TownGate Boulevard
 - b. TownGate Boulevard between Frederick Street, Eucalyptus Avenue and Heritage Way
 - c. Cottonwood Avenue between Vought Street and Graham Street
 - d. Eucalyptus Avenue between Pan Am Boulevard and Kochi

- Drive
 - e. Dracaea Avenue between Oak Dell Street and Kochi Drive
 - f. Atlantic Circle east of Frederick Street
 - g. Brabham Street between Frederick Street and Andretti Street
 - h. TownGate Boulevard between Frederick Street and Heritage Way
3. Appropriate \$9,280 from Zone A Fund balance account #161.77310, to be utilized for city services for the Black History Celebration, appropriating this amount annually as part of the budget process; and
 4. Approve the requirement of special event insurance and the \$300 refundable security deposit for the use of the festival site at Community Park and use of the mobile stage unit for this event to be provided by the MCA.
 5. Require the MCA to obtain approval in writing from the property owners of the staging and destaging areas and issue formal notification to those businesses and residents affected by the parade.

- F8. STATE AND FEDERAL LEGISLATIVE ADVOCACY PRIORITIES
(Report of: Assistant City Manager)
Recommendation: That the City Council approve the State/Federal Legislative Advocacy Priorities Policy.
- F9. LEGISLATIVE UPDATE (Report of Assistant City Manager)
Recommendation: Receive and file the Legislative Status report.
- F10. CITY MANAGER'S REPORT (Informational Oral Presentation – not for Council action)

G. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING AND INTRODUCTION – NONE

ORDINANCES - 2ND READING AND ADOPTION

- G1. ADOPTION OF ORDINANCE NO. 615, 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 (RECEIVED FIRST READING AND INTRODUCTION

ON DECEMBER 10, 2002 ON A 5-0 VOTE) (Report of: Director of Public Works/City Engineer)

Recommendation: Adopt Ordinance No. 615.

Ordinance No. 615

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

- G2. ADOPTION OF 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 (RECEIVED FIRST READING AND INTRODUCTION ON DECEMBER 10, 2002 ON A 5-0 VOTE) (Report of: Director of Parks and Recreation)
Recommendation: Adopt Ordinance No. CSD 32

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

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 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(a) – CONFERENCE WITH LEGAL COUNSEL –
EXISTING LITIGATION

a) Case: *City of Moreno Valley v. Karen Smith Schuler, Marvin Schuler*
Court: Riverside Superior Court
Case No.: RIC 378953

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

2) SECTION 54956.9(b)(1) - CONFERENCE WITH LEGAL COUNSEL -
SIGNIFICANT EXPOSURE TO LITIGATION

Number of Cases: -2-

3) 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