



**AGENDA**  
**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**

**JUNE 24, 2008**

**SPECIAL PRESENTATIONS – 6:00 P.M.**  
**REGULAR MEETING – 6:30 P.M.**

**City Council Closed Session**

First Tuesday of each month – 6:00 p.m.

**City Council Study Sessions**

Third Tuesday of each month – 6:00 p.m.

**City Council Meetings**

Second and Fourth Tuesdays – 6:30 p.m.

City Hall Council Chamber – 14177 Frederick Street

*Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities, in compliance with the Americans with Disabilities Act of 1990. Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to the City Clerk's office at 951.413.3001 at least 48 hours before the meeting. The 48-hour notification will enable the City to make reasonable arrangements to ensure accessibility to this meeting.*

Frank West, Mayor Pro Tem  
Richard A. Stewart, Council Member

William H. Batey II, Mayor

Bonnie Flickinger, Council Member  
Charles R. White, Council Member

**AGENDA  
CITY COUNCIL OF THE CITY OF MORENO VALLEY  
JUNE 24, 2008**

**CALL TO ORDER**

**SPECIAL PRESENTATIONS – 6:00 p.m.**

1. Recognition of Moreno Valley Black Chamber of Commerce Community Foundation Youth Workforce Development Program Students
2. Proclamation Recognizing Amateur Radio Week – June 23 through June 29, 2008
3. Presentation to the City by the 2008 Leadership Moreno Valley Class

**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.  
JUNE 24, 2007**

**CALL TO ORDER** (Joint Meeting of the City Council, Community Services District, Community Redevelopment Agency, 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 Steve Overton from Christian Chapel Foursquare 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.)

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 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.

**JOINT CONSENT CALENDARS (SECTIONS A-D)**

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 or discussion will be heard after public hearing items.

**A. CONSENT CALENDAR - CITY COUNCIL**

A1. ORDINANCES - READING BY TITLE ONLY

**Recommendation:** Waive reading of all Ordinances.

A2. AMENDED MINUTES – REGULAR MEETING OF DECEMBER 11, 2007 (Report of: City Clerk’s Department)

**Recommendation:** Approve as amended to change wording of Item G2 motion as follows: to waive the fee (\$5,500 maximum) and in addition the cost of powering the generator as part of sponsorship for the 6<sup>th</sup> annual Martin Luther King Jr. celebration; side to be decided.

A3. MINUTES - REGULAR MEETING OF JUNE 10, 2008 (Report of: City Clerk’s Department)

**Recommendation:** Approve as submitted.

A4. CITY COUNCIL REPORTS ON REGIONAL AND REIMBURSABLE ACTIVITIES (Report of: City Clerk’s Department)

**Recommendation:** Receive and file the Reports on Reimbursable Activities for the period of June 4-17, 2008.

A5. 2008 LEGISLATIVE UPDATE (Report of: Assistant City Manager)

**Recommendation:** Receive and file the informational report.

A6. NOTICE OF COMPLETION AND ACCEPTANCE OF THE TRAFFIC SIGNAL FOR STATE ROUTE 60 WEST BOUND RAMPS AND MORENO BEACH DRIVE. PROJECT NO. 05-41779224 (Report of: Public Works Department)

**Recommendation:**

1. Ratify Contract Change Order No. 1 (Final) for the Traffic Signal for State Route 60 West Bound Ramps and Moreno Beach Drive (Project No. 05-41779224);
2. Accept the work as complete for the Traffic Signal for State Route 60 West Bound Ramps and Moreno Beach Drive,

constructed by Hillcrest Contracting, Inc., 1467 Circle City Drive, Corona, CA 92879-1668;

3. Direct the City Clerk to record the Notice of Completion within ten (10) calendar days at the office of the County Recorder of Riverside County, as required by Section 3093 of the California Civil Code;
  4. Authorize the Director of Finance to release the retention to Hillcrest Contracting, Inc., thirty-five (35) calendar days after the date of recordation of the Notice of Completion, if no claims are filed against the project; and
  5. Accept the improvements into the City's maintained road system.
- A7. WASTE MANAGEMENT OF THE INLAND EMPIRE FY 2008/2009 RATE ADJUSTMENT (Report of: Public Works Department)

**Recommendation:** Approve the Waste Management of the Inland Empire proposed Fiscal Year (FY) 2008/2009 Rate Adjustment.

- A8. TRACT MAP 31284-1 – REDUCE THE FAITHFUL PERFORMANCE BOND AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING KELTON COURT, BAXTER COURT, SOMERGATE DRIVE, PEYTON DRIVE, CLARISSA COURT, RODERICK DRIVE, TRISTAN DRIVE, AND THE PORTIONS OF COTTONWOOD AVENUE, WAR ADMIRAL STREET, SEA BISCUIT STREET, CRISPIN DRIVE, KEATON DRIVE, AND VANCE DRIVE ASSOCIATED WITH THE PROJECT INTO THE CITY'S MAINTAINED STREET SYSTEM, DEVELOPER - MERITAGE HOMES OF CALIFORNIA, INC., IRVINE, CA (Report of: Public Works Department)

**Recommendation:**

1. Adopt Resolution No. 2008-81 authorizing the acceptance of the public improvements for Tract Map 31284-1 as complete and accepting Kelton Court, Baxter Court, Somergate Drive, Peyton Drive, Clarissa Court, Roderick Drive, Tristan Drive, and the portions of Cottonwood Avenue, War Admiral Street, Sea Biscuit Street, Crispin Drive, Keaton Drive, and Vance Drive associated with the project into the City's maintained street system; and

Resolution No. 2008-81

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Improvements as Complete Within Tract Map 31284-1, and Accepting the Portion of Kelton Court, Baxter Court, Somergate Drive, Peyton Drive, Clarissa Court, Roderick Drive, Tristan Drive, and the Portions of Cottonwood Avenue, War Admiral Street, Sea Biscuit Street, Crispin Drive, Keaton Drive, and Vance Drive 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.
- A9. FIRST AMENDMENT TO AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES FOR PERRIS BOULEVARD WIDENING FROM PERRIS VALLEY STORM DRAIN LATERAL "B" TO CACTUS AVENUE, PROJECT NO. 11-41570125 (Report of: Public Works Department)

**Recommendation:**

1. Approve the "First Amendment to Agreement for Professional Consultant Services" with LAN Engineering Corporation, 1887 Business Center Drive, Suite 6, San Bernardino, CA 92408 due to a reduction in the scope of work for planning and environmental services for the Perris Boulevard Widening project;
2. Authorize the City Manager to execute the "First Amendment to Agreement for Professional Consultant Services" with LAN Engineering Corporation; and
3. Authorize a decrease in the Purchase Order to LAN Engineering Corporation in the amount of \$28,258.47 for the project planning and environmental phase (Phase I - Project Approval and Environmental Document – PA&ED) when the "First Amendment to Agreement for Professional Consultant Services" has been signed by all parties.

- A10. ADOPT ORDINANCE NO. 776 DESIGNATING SPEED LIMIT RECERTIFICATION ON VARIOUS STREETS (RECEIVED FIRST READING AND INTRODUCTION JUNE 10, 2008 ON A 5-0 VOTE) (Report of: Public Works Department)

**Recommendation:**

1. Adopt Ordinance No. 776, amending Section 12.20.020 of Chapter 12.20 of the City of Moreno Valley Municipal Code declaring prima facie speed limits on certain streets (as listed on the ordinance) and directing the City Traffic Engineer to take action with respect thereto.

Ordinance No. 776

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

- A11. ACCEPT AND APPROVE THE AMENDMENT TO AGREEMENT TO REIMBURSE TRANSPORTATION UNIFORM MITIGATION FEE FUNDS BETWEEN THE WESTERN RIVERSIDE COUNCIL OF GOVERNMENTS AND THE CITY OF MORENO VALLEY FOR PIGEON PASS ROAD/CLIMBING ROSE DRIVE TO HIDDEN SPRINGS DRIVE (NORTHERLY CITY LIMIT) - PROJECT NO. 06-41570324 (Report of: Public Works Department)

**Recommendation:**

1. Accept and approve the Amendment to Agreement to Reimburse Transportation Uniform Mitigation Fee (TUMF) Funds between Western Riverside Council of Governments (WRCOG) and the City of Moreno Valley for Pigeon Pass Road/Climbing Rose Drive to Hidden Springs Drive (Northerly City Limit);
2. Authorize the Public Works Director/City Engineer to execute the Amendment to Transportation Uniform Mitigation Fee Program Agreement for Pigeon Pass Road/Climbing Rose Drive to Hidden Springs Drive (Northerly City Limit); and
3. Authorize the Public Works Director/City Engineer to execute future amendments to the TUMF agreement for Project No. 06-41570324.

A12. ACCEPT AND APPROVE AMENDMENTS TO TRANSPORTATION UNIFORM MITIGATION FEE (TUMF) REIMBURSEMENT AGREEMENTS FOR NASON/SR 60 AND MORENO BEACH ROAD/SR-60 INTERCHANGES. PROJECT NO. 07-41570024 (Report of: Public Works Department)

**Recommendation:**

1. Accept and approve the “Amendment to Transportation Uniform Mitigation Fee Program Agreement” for Nason/SR-60 Interchange and the “Amendment to Transportation Uniform Mitigation Fee Program” for Moreno Beach/SR-60 Interchange;
2. Authorize the Public Works Director/City Engineer to execute the “Amendment to Transportation Uniform Mitigation Fee Program Agreement” for Nason/SR-60 Interchange and the “Amendment to Transportation Uniform Mitigation Fee Program” for Moreno Beach/Sr-60 Interchange; and
3. Authorize the Public Works Director/City Engineer to execute future amendments to the TUMF agreements for Project No. 07-41570024.

A13. PARCEL MAP 32326 - APPROVE THE AMENDED AND RESTATED COOPERATIVE AGREEMENT FOR SUNNYMEAD MASTER DRAINAGE PLAN CENTERPOINTE AND BRODIAEA AVENUE STORM DRAIN SYSTEM, BETWEEN RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, THE CITY OF MORENO VALLEY, AND RIDGE MORENO VALLEY, LLC, NORTH SIDE OF CACTUS AVENUE, BETWEEN FREDERICK STREET AND HEACOCK STREET, SUBDIVIDER – RIDGE MORENO VALLEY, LLC., LONG BEACH, CA. 90803 (Report of: Public Works Department)

**Recommendation:**

1. Approve the Amended and Restated Cooperative Agreement between the Riverside County Flood Control and Water Conservation District, the City of Moreno Valley, and Ridge Moreno Valley, LLC for Parcel Map 32326 Sunnymead Master Drainage Plan Centerpointe and Brodiaea Avenue Storm Drain;
2. Authorize the Mayor to execute the Amended and Restated Cooperative Agreement; and



3. Direct the City Clerk to forward the signed Amended and Restated Cooperative Agreement to Riverside County Flood Control and Water Conservation District.

- A14. AGREEMENT WITH RIVERSIDE TRANSIT AGENCY (RTA) FOR THE DEMONSTRATION U-PASS PROGRAM FOR THE RIVERSIDE COMMUNITY COLLEGE SYSTEM (Report of: Public Works Department)

**Recommendation:** Approve an Agreement between the City of Moreno Valley and RTA as participation in the demonstration U-Pass Program for the Riverside Community College System in the amount of \$28,075

- A15. ADOPTION OF RESOLUTION APPOINTING A NEW CITY TREASURER AND RESCINDING PRIOR APPOINTMENTS (Report of: City Manager)

**Recommendation:** Adopt Resolution No. 2008-79, appointing Steve Elam as City Treasurer effective July 1, 2008.

Resolution No. 2008-79

A Resolution of the City Council of the City of Moreno Valley, California, Appointing a New City Treasurer Effective July 1, 2008 and Rescinding Prior Appointments

- A16. RESOLUTION RESCINDING AND RE-STATING RESOLUTION NO. 2007-44 REGARDING THE TRANSPORTATION UNIFORM MITIGATION FEE (Report of: Public Works Department)

**Recommendation:** Adopt Resolution No. 2008-80, approving the revised Traffic Uniform Mitigation Fee.

Resolution No. 2008-80

A Resolution of the City Council of the City of Moreno Valley, California, Amending the Transportation Uniform Mitigation Fee (TUMF) Applicable to all Developments in the City of Moreno Valley

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

- B1. ORDINANCES - READING BY TITLE ONLY  
Recommendation: Waive reading of all Ordinances.

- B2. AMENDED MINUTES – REGULAR MEETING OF DECEMBER 11, 2007 (Report of: City Clerk’s Department)

**Recommendation:** Approve as amended.

- B3. MINUTES - REGULAR MEETING OF JUNE 10, 2008 (Report of: City Clerk’s Department)

**Recommendation:** Approve as submitted.

- B4. EXTENSION OF CONTRACT – PROJECT NO. E-1/05 – MAINTENANCE OF EXTENSIVE LANDSCAPING AND IRRIGATION – TOWNGATE (Report of: Public Works Department)

**Recommendation:**

1. Approve the Amendment to the Contract Agreement for MVCSD Project E-1/05 to extend the term of the contract for an additional one-year period;
2. Authorize the President of the MVCSD Board to execute said Amendment with Bemus Landscape, Inc. of Santa Ana, California; and
3. Authorize the Purchasing Manager, at the start of Fiscal Year 2008/09, to issue open purchase orders to Bemus Landscape, Inc. in the amounts of:
  - a.) Ninety-four thousand two hundred ninety-nine and 63/100 dollars (\$94,299.63) for twelve months of base maintenance service; and
  - b.) Eight thousand four hundred fifteen and 00/100 dollars (\$8,415.00) for anticipated Additional Work per Section 5. of the Extension Agreement.

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

- C1. ORDINANCES - READING BY TITLE ONLY  
Recommendation: Waive reading of all Ordinances.

- C2. AMENDED MINUTES – REGULAR MEETING OF DECEMBER 11, 2007 (Report of: City Clerk’s Department)

**Recommendation:** Approve as amended.

- C3. MINUTES - REGULAR MEETING OF JUNE 10, 2008 (Report of: City Clerk's Department)

**Recommendation:** Approve as submitted.

**D. CONSENT CALENDAR - BOARD OF LIBRARY TRUSTEES**

- D1. ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

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

**Recommendation:** Approve as amended.

- D3. MINUTES - REGULAR MEETING JUNE 10, 2008 (Report of: City Clerk's Department)

**Recommendation:** Approve as submitted.

**E. 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.

- E1. PUBLIC HEARING ON FORMATION OF COMMUNITY FACILITIES DISTRICT NO. 7 OF THE CITY OF MORENO VALLEY (Report of: Public Works Department)

**Recommendation:**

1. That the City Council after conducting the Public Hearing:
  - a. Approve and adopt Resolution No. 2008-82: a Resolution of the City Council of the City of Moreno Valley, California, forming and establishing Community Facilities District No. 7 of the City of Moreno Valley, designating improvement areas therein and authorizing submittal of the levy of special taxes within each improvement area of such community facilities district to the qualified electors of such improvement area

Resolution No. 2008-82

A Resolution of the City Council of the City of Moreno Valley, California, Forming and Establishing Community Facilities District No. 7 of the City of Moreno Valley, Designating Improvement Areas Therein and Authorizing Submittal of the Levy of Special Taxes within Each Improvement Area of such Community Facilities District to the Qualified Electors of such Improvement Area

- b. Approve and adopt Resolution No. 2008-83: a Resolution of the City Council of the City of Moreno Valley, California, determining the necessity to incur a bonded indebtedness for each improvement area of Community Facilities District No. 7 of the City of Moreno Valley, submitting to the qualified electors of each such improvement area separate propositions to authorize the levy of a special tax within each such improvement area, to authorize such community facilities district to incur a bonded indebtedness for each such improvement area secured by the levy of such special tax within such improvement area to finance certain public facilities and to establish an appropriations limit for such community facilities district, and giving notice thereon; and

Resolution No. 2008-83

A Resolution of the City Council of the City of Moreno Valley, California, Determining the Necessity to Incur a Bonded Indebtedness for each Improvement Area of Community Facilities District No. 7 of the City of Moreno Valley, Submitting to the Qualified Electors of each such Improvement Area Separate Propositions to Authorize the Levy of a Special Tax Within each such Improvement Area, to Authorize such Community Facilities District to Incur a Bonded Indebtedness for each such Improvement Area Secured by the Levy of such Special Tax Within Such Improvement Area to Finance Certain Public Facilities and to Establish an Appropriations Limit for such Community Facilities District, and Giving Notice Thereon

- c. Direct staff to canvass the ballots received and report the results of the special election to the City Council.
2. That the City Council, acting as the legislative body of Community Facilities District No. 7 of the City of Moreno Valley:
- a. Approve and adopt Resolution No. 2008-84: a Resolution of the City Council of the City of Moreno Valley, California, acting in its capacity as the legislative body of Community Facilities District No. 7 of the City of Moreno Valley, declaring the results of a special election in such community facilities district;

Resolution No. 2008-84

A Resolution of the City Council of the City of Moreno Valley, California, Acting in its Capacity as the Legislative Body of Community Facilities District No. 7 of the City of Moreno Valley, Declaring the Results of a Special Election in such Community Facilities District

- b. Approve and adopt Resolution No. 2008-85: a Resolution of the City Council of the City of Moreno Valley, California, acting as the legislative body of Community Facilities District No. 7 of the City of Moreno Valley, authorizing the annexation of territory in the future to Community Facilities District No. 7 of the City of Moreno Valley; and

Resolution No. 2008-85

A Resolution of the City Council of the City of Moreno Valley, California, Acting as the Legislative Body of Community Facilities District No. 7 of the City of Moreno Valley, Authorizing the Annexation of Territory in the Future to Community Facilities District No. 7 of the City of Moreno Valley

- c. Introduce Ordinance No. 777: an Ordinance of the City Council of the City of Moreno Valley, California, acting as the legislative body of Community Facilities District No. 7 of the City of Moreno Valley, authorizing the levy of a special tax in Improvement Area Nos. 1,

2, and 3 of such community facilities district. (ROLL CALL REQUIRED.)

Ordinance No. 2008-777

An Ordinance of the City Council of the City of Moreno Valley, California, Acting as the Legislative Body of Community Facilities District No. 7 of the City of Moreno Valley, Authorizing the Levy of a Special Tax in Improvement Area Nos. 1, 2 and 3 of such Community Facilities District

- E2. PUBLIC HEARING AND ADOPTION OF RESOLUTION ESTABLISHING APPROPRIATIONS (“GANN”) LIMIT FOR THE CITY OF MORENO VALLEY FOR FY 2008-09 (Report of: Finance Department)

**Recommendation:**

1. Conduct a Public Hearing to receive public comments on the City’s appropriations limit for FY 2008-09; and
2. Adopt Resolution No. 2008-86, establishing the Appropriations Limit for the City of Moreno Valley for FY 2008-09; and

Resolution No. 2008-86

A Resolution of the City Council of the City of Moreno Valley, California Establishing an Appropriations Limit for Fiscal Year 2008-09 and Taking Other Actions in Relation thereto

- E3. PUBLIC HEARING AND ADOPTION OF RESOLUTION ESTABLISHING APPROPRIATIONS (“GANN”) LIMIT FOR THE COMMUNITY SERVICES DISTRICT FOR FY 2008-09 (Report of: Finance Department)

1. Conduct a Public Hearing to Receive Public Comments on the CSD Appropriations Limit for FY 2008-09; and
2. Adopt Resolution No. CSD 2008-17, Establishing an Appropriations Limit for the Community Services District for FY 2008-09.

Resolution No. CSD 2008-17

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Establishing an Appropriations Limit for Fiscal Year 2008-09 and Taking Other Actions in Relation Thereto

E4. PUBLIC HEARING FOR DELINQUENT RESIDENTIAL SOLID WASTE ACCOUNTS (Report of: Public Works Department)

**Recommendation:** that the City Council, after conducting the public hearing:

1. Approve placing the submitted list of delinquent solid waste accounts, available in the City Clerk's office, on the Fiscal Year (FY) 2008/09 Riverside County property tax roll for collection; and
2. Direct the City Clerk to file with the Riverside County Auditor a certified copy of Resolution No. 2007-72 and the list of delinquent solid waste accounts as required by Section 5473.4 of the California Health and Safety Code and Section 6.02.030 of the City of Moreno Valley Municipal Code.

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

G. REPORTS

G1. CITY COUNCIL REPORTS ON REGIONAL ACTIVITIES

- a) March Joint Powers Commission (MJPC) by Council Member Stewart
- b) Riverside County Transportation Commission (RCTC) by Mayor Pro Tem West

G2. PUBLIC MEETING REGARDING MAIL BALLOT PROCEEDING FOR CSD ZONE B TO INCLUDE IVY AND VALLEY VIEW LANES INTO THE COMMUNITY SERVICES DISTRICT ZONE B (RESIDENTIAL STREET LIGHTING) PROGRAM (Report of: Public Works Department)

**Recommendation:** That the Mayor and Members of the City of Moreno Valley City Council, in their respective capacities as President and Members of the Board of Directors of the Moreno

Valley CSD (“Board”) conduct a Public Meeting and accept public comments concerning a mail ballot proceeding for installation of eight (8) mast arm streetlights on existing wooden utility poles along Ivy Lane and portions of Valley View Lane and participation in the CSD Zone B (Residential Street Lighting) program and associated charge.

- G3. PUBLIC MEETING REGARDING THE MAIL BALLOT PROCEEDINGS FOR HAMPTON INN AND SUITES – APN 291-660-021 - BALLOTTED ITEM: NPDES COMMERCIAL/INDUSTRIAL REGULATORY RATE; AND PALM DESERT DEVELOPMENT APARTMENTS – APN 486-070-007 - 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. Staff recommends that the Mayor and Members of the City of Moreno Valley City Council accept public comments regarding the mail ballot proceedings for:
    - a. Hampton Inn and Suites – APN 291-660-021 for approval of the National Pollutant Discharge Elimination System (NPDES) maximum commercial/industrial regulatory rate; and
    - b. Palm Desert Development Apartments – APN 486-070-007 for approval of the NPDES maximum commercial/industrial regulatory rate.
  2. Staff recommends that the Members of the Board of Directors of the Moreno Valley Community Services District (“CSD Board”) accept public comments regarding the mail ballot proceeding for the Palm Desert Development Apartments – APN 486-070-007 for inclusion into and approval of the annual charge for CSD Zone M (Commercial, Industrial, and Multifamily Improved Median Maintenance).
- G4. APPOINTMENTS TO THE CITY COUNCIL ADVISORY BOARDS AND COMMISSIONS (Report of: City Clerk’s Department)

**Recommendation:** That the City Council:



1. Review the ballots for appointments to various City Council Boards and Commissions (to be provided by the City Clerk) and mark your choices where appropriate; or
2. If appointments are not made, declare the positions vacant and authorize the City Clerk to re-notice the positions as vacant.

G5. ADOPTION OF FY 2008-09 BUDGET AND RELATED ITEMS  
(Report of: Finance Department)

**Recommendation:** That the City Council:

1. Adopt Resolution No. 2008-87, approving the Operating and Capital Budgets for the City of Moreno Valley for FY 2008-09, including all applicable adjustments to the City Manager's Proposed Budget pursuant to the Deficit Reduction Plan, the Schedule of Budget Adjustments, and the Revisions to Proposed Capital Improvement Plan;

Resolution No. 2008-87

A Resolution of the City Council of the City of Moreno Valley, California, Adopting the Operating and Capital Budgets for Fiscal Year 2008-09

2. Acting in its capacity as the President and Board of Directors of the Community Services District of the City of Moreno Valley, adopt Resolution No. CSD 2008-18, approving the Operating and Capital Budgets for the Community Services District of the City of Moreno Valley for FY 2008-09, including all applicable adjustments to the City Manager's Proposed Budget pursuant to the Deficit Reduction Plan, the Schedule of Budget Adjustments, and the Revisions to Proposed Capital Improvement Plan;

Resolution No. CSD 2008-18

A Resolution of the Moreno Valley Community Services District, Adopting the Operating and Capital Budgets for Fiscal Year 2008-09

3. Acting in its capacity as the Chairperson and Agency Members of the Community Redevelopment Agency of the City of Moreno Valley, Adopt Resolution No. RDA 2008-10, approving the Operating and Capital Budgets for the Community Redevelopment Agency of the City of Moreno

Valley for FY 2008-09, including all applicable adjustments to the City Manager's Proposed Budget pursuant to the Schedule of Budget Adjustments, and the Revisions to Proposed Capital Improvement Plan;

Resolution No. RDA 2008-10

A Resolution of the Community Redevelopment Agency of the City of Moreno Valley, California, Adopting the Operating and Capital Budgets for Fiscal Year 2008-09

4. Acting in its capacity as the President and Board of Directors of the Community Services District, approve the repayment of up to \$40,000,000 to the City of Moreno Valley by renewal of the Promissory Note, pursuant to the terms and conditions of the outstanding Promissory Note, the borrowing of up to \$40,000,000 pursuant to the terms and conditions of the Promissory Note, and the execution of the original of said note by the President of the Board of Directors, and the delivery of said executed note to the Treasurer of the City;
5. Acting in its capacity as the Chairperson and Agency Members of the Community Redevelopment Agency of the City of Moreno Valley, approve the repayment of up to \$40,000,000 to the City of Moreno Valley by renewal of the Promissory Note, pursuant to the terms and conditions of the outstanding Promissory Note, the borrowing of up to \$40,000,000 pursuant to the terms and conditions of the Promissory Note, and the execution of the original of said note by the Chairperson and Agency Members, and the delivery of said executed note to the Treasurer of the City;
6. Approve the FY 2008-09 Staffing Plan and Position Control Roster, which reflect the personnel allocations consistent with the adoption of the FY 2008-09 Budget;
7. Adopt Resolution 2008-88, authorizing the City Manager to approve new appropriations provided there are new offsetting revenues to be recognized, and with no net budgetary impact; and

Resolution No. 2008-88

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the City Manager to Approve New Appropriations, Provided There are Offsetting

Revenues to be Recognized, and with no Net Budgetary Impact

8. Introduce Ordinance No. 778, amending Section 2.04.050 of Chapter 2.04 of Title 2 of the City of Moreno Valley Municipal Code, relating to compensation and reimbursement for City Council Members, thereby increasing the City Council Members' monthly salary from \$1,101 per month to \$1,214.

Ordinance No. 778

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Section 2.04.050 of Chapter 2.04 of Title 2 of the City of Moreno Valley Municipal Code, Relating to Compensation and Reimbursement for Council Members

- G6. CITY MANAGER'S REPORT (Informational Oral Presentation – not for Council action)

**H. LEGISLATIVE ACTIONS**

ORDINANCES - 1ST READING AND INTRODUCTION - NONE

ORDINANCES - 2ND READING AND ADOPTION - NONE

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**

**\*Materials related to an item on this Agenda submitted to the City Council/Community Services District/Community Redevelopment Agency or the Board of Library Trustees after distribution of the agenda packet are available for public inspection in the City Clerk's office at 14177 Frederick Street during normal business hours.**

## **CLOSED SESSION**

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 City Manager's 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

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

**ADJOURNMENT**