

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

AUGUST 26, 2003

CALL TO ORDER

SPECIAL PRESENTATIONS - 6:00 p.m.

1. Youth Services Awards:
 - A. Community Involvement Award – Second Quarter, 2003
 - B. Supporting Youth Award – Second Quarter, 2003
2. Firefighter of the Quarter – Captain Ray Martinez (continued from July 8, 2003)

**REVISED 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.
AUGUST 26, 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 – Pastor Lupe Gonzalez, Temple de Milagros 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.) 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-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 JUNE 24, 2003 (Report of: City Clerk’s Department)
Recommendation: Approve as submitted.
- A3. MINUTES – SPECIAL MEETING OF JUNE 30, 2003 (Report of: City Clerk’s Department)
Recommendation: Approve as submitted.
- A4. MINUTES – REGULAR MEETING OF JULY 8, 2003 (Report of: City Clerk’s Department)
Recommendation: Approve as submitted.
- A5. MINUTES – SPECIAL MEETING OF JULY 15, 2003 (Report of: City Clerk’s Department)
Recommendation: Approve as submitted.
- A6. WARRANT REPORT – JULY 2003 (Report of: Finance Department)
Recommendation: Adopt Resolution No. 2003-64, approving the Warrant Report, dated July 2003 in the total amount of \$15,375,336.52.

Resolution No. 2003-64

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Warrant Report Dated July 31, 2003

- A7. NOTICE OF COMPLETION AND ACCEPTANCE OF THE ATWOOD AVENUE STREET IMPROVEMENTS FROM INDIAN STREET TO PERRIS BOULEVARD, PROJECT NO. 00-89277420 (II) (Report of: Public Works Department)
 Recommendation: Ratify Contract Change Order No. 1 (Final); accept the work as complete for the Atwood Avenue Street Improvements from Indian Street to Perris Boulevard, constructed by All American Asphalt, 1776 All American Way, Corona, California 91718-2229; direct the City Clerk to record the Notice of Completion within ten days at the Riverside County Recorder's office as required by Section 3093 of the California Civil Code; authorize the Director of Finance to release the retention to All American Asphalt 35 calendar days after the date of recordation of the Notice of Completion, if no claims are filed against the project; and accept the improvements into the City-maintained system.
- A8. APPROVE COOPERATIVE AGREEMENT WITH RCFC&WCD FOR PERRIS BOULEVARD BRIDGE OVER PERRIS VALLEY STORM DRAIN LATERAL "B" IMPROVEMENTS – PROJECT NO. 02-12566122, (RCFC&WCD PROJECT NO. 4-0-0009, PERRIS VALLEY CHANNEL LATERAL "B") (Report of: Public Works Department)
 Recommendation: Approve the Cooperative Agreement with Riverside County Flood Control and Water Conservation District (RCFC&WCD) for improvements to Perris Boulevard Bridge over Perris Valley Storm Drain Lateral "B"; and authorize the Mayor to execute the Cooperative Agreement for improvements to Perris Boulevard Bridge over Perris Valley Storm Drain Lateral "B".
- A9. APPROVE THE COOPERATIVE AGREEMENT WITH RIVERSIDE COUNTY FOR THE TRAFFIC SIGNAL IMPROVEMENTS AT THE INTERSECTION OF RECHE VISTA DRIVE AND RECHE CANYON ROAD, PROJECT NO. 03-12582823 (Report of: Public Works Department)
 Recommendation: Approve the Cooperative Agreement with Riverside County for traffic signal improvements at the intersection of Reche Vista Drive and Reche Canyon Road; and authorize the Mayor to execute the Cooperative Agreement for traffic signal improvements at the intersection of Reche Vista Drive and Reche Canyon Road.
- A10. PARCEL MAP 27548, PARTIAL RECONVEYANCE TO RECONVEY THE INTEREST IN PARCEL 4 OF PARCEL MAP 27548, JENNINGS COURT, NORTH OF PENUNURI PLACE AND EAST OF MORTON ROAD (MICHAEL P. JENNINGS) (Report of: Public Works Department)

Recommendation: Authorize the Mayor to execute the Partial Reconveyance to reconvey the interest in Parcel 4 of Parcel Map 27548 in the Deed of Trust known as Instrument No. 2002-283651, recorded May 28, 2002, in the Official Records of Riverside County, California; and direct the City Clerk to forward the signed Partial Reconveyance to the County Recorder's office for recordation.

- A11. APPROVAL OF QUARTERLY INVESTMENT REPORT – QUARTER ENDED JUNE 30, 2003 (Report of: Finance Department)

Recommendation: Approve and accept the quarterly investment report, in compliance with California Government Code Section 53646.

- A12. ANNUAL STATEMENT OF INVESTMENT POLICY (Report of: Finance Department)

Recommendation: Adopt the Annual Statement of Investment Policy, in compliance with California Government Code Section 53646.

- A13. APPROVAL OF FINAL MAP 29038 – SINGLE FAMILY RESIDENTIAL PROJECT, AND ACCEPT AGREEMENT & BONDS FOR PUBLIC RIGHT OF WAY IMPROVEMENTS, SOUTHEAST CORNER OF KRAMERIA AVENUE AND SADDLEBROOK LANE (WL HOMES, LLC) (Report of: Public Works Department)

Recommendation: Approve Final Map 29038, 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 signal agreement to the County Recorder's office for recordation.

- A14. PUBLIC WORKS AGREEMENT AND RESOLUTIONS RELATING TO THE STREET IMPROVEMENTS ASSOCIATED WITH THE ACQUISITION OF PARCEL 15 OF PARCEL MAP NO. 29968 (NEWHOPE PROPERTIES III) (Report of: Community and Economic Development Department)

Recommendation: That the City Council:

1. Authorize the Mayor and the Redevelopment Agency Board to authorize the Chairman to enter into the Public Works Agreement to provide public improvements in return for the reconveyance of an Agency interest in real property held by Newhope Properties III; and
2. That the City Council adopt Resolution 2003-65, 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 and making certain findings in connection with the provision of public improvements and authorizing such improvements in connection therewith

Resolution No. 2003-65

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

- A15. APPROVAL OF FINAL MAP 29860-1 – SINGLE FAMILY RESIDENTIAL PROJECT, AND ACCEPT AGREEMENT & BONDS FOR PUBLIC RIGHT-OF-WAY IMPROVEMENTS, NORTH SIDE OF FIR AVENUE EAST OF LASSELLE STREET (TRACT 29860, LLC) (Report of: Public Works Department)
Recommendation: Approve Final Map 29860-1, 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.
- A16. APPROVAL OF FINAL MAP 30467 – SINGLE FAMILY RESIDENTIAL PROJECT, AND ACCEPT AGREEMENT & BONDS FOR PUBLIC RIGHT-OF-WAY IMPROVEMENTS, SKYLAND DRIVE EAST SIDE OF HUBBARD STREET (JAGDISH PATEL AND KUMUD PATEL) (Report of: Public Works Department)
Recommendation: Approve Final Map 30467, 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.
- A17. RESOLUTION NO. 2003-66, ADOPT AND APPROVE THE CITY OF MORENO VALLEY 2003 EDITION OF THE STANDARD PLANS (Report of: Public Works Department)
Recommendation: Adopt Resolution No. 2003-66, repealing Resolution No. 94-61 and adopting the 2003 Edition of the City of Moreno Valley Standard Plans, which is on file in the office of the

City Engineer.

Resolution No. 2003-66

A Resolution of the City Council of the City of Moreno Valley, California, Repealing Resolution 94-61 and Adopting the 2003 Edition of the City of Moreno Valley Standard Plans

- A18. FINAL MAP 29732 – OFFSITE IMPROVEMENTS – ACCEPT AGREEMENT AND BONDS FOR PUBLIC RIGHT OF WAY IMPROVEMENTS, NORTHEAST CORNER OF IRIS AVENUE AND OLIVER STREET (GREYSTONE HOMES, INC.)
Recommendation: Accept the bonds and Agreement for Public Improvements for Tract 29732 offsite 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. EXCESS WORKERS' COMPENSATION INSURANCE RENEWAL FOR FY 2003/2004 (Report of: Administrative Services Department)
Recommendation: Approve payment of \$121,030 to the California Public Entity Insurance Authority (CPEIA) for the City's excess worker's compensation insurance coverage for FY 2003/04.
- A20. GENERAL LIABILITY INSURANCE RENEWAL FOR FY 2003/2004 (Report of: Administrative Services Department)
Recommendation: Approve the payment of \$280,000 to California Risk Management Authority for the City's general liability insurance coverage for FY 2003/2004.
- A21. PA 03-0018 – HOME DEPOT U.S.A. – ACCEPT AGREEMENT AND BONDS FOR PUBLIC IMPROVEMENTS, NORTHWEST CORNER OF PERRIS BOULEVARD AND IRIS AVENUE (HOME DEPOT U.S.A., INC.) (Report of: Public Works Department)
Recommendation: Accept the bonds and the Agreement for Public Improvements for PA03-0018; 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.
- A22. AUTHORIZATION TO AWARD THE CONSTRUCTION CONTRACT FOR THE TRAFFIC SIGNAL AT ALESSANDRO BOULEVARD AND MORENO BEACH DRIVE, PROJECT NO. 02-13768121 (Report of: Public Works Department)
Recommendation: Award the construction contract for the Traffic Signal at Alessandro Boulevard and Moreno Beach Drive to DBX,

Inc., 42066 Avenida Alvarado, Suite C, Temecula, California 92590, the lowest responsible bidder; authorize the Mayor to execute a contract with DBX, Inc.; approve the appropriation of \$129,000 from the Unencumbered Traffic Congestion Relief Fund Balance (Account No. 225) for the creation of a new account (Account No. 225.____) for the Traffic Signal at Alessandro Boulevard and Moreno Beach Drive (Account No. 125.67122) to fund the budget shortfall; and authorize the issuance of a Purchase Order for DBX, Inc. in the amount of \$434,385.60 (the bid amount plus 10% contingency) when the contract has been signed by all parties (Account Nos. 125.67122, 137.68121 and 225.____).

- A23. RESOLUTION TO SUPPORT THE CREATION OF A JOINT LAND USE STUDY TO ASSURE COMPATIBLE LAND USES NEAR MARCH AIR RESERVE BASE TO PROTECT THE FUTURE AVIATION OPERATIONS OF THE UNITED STATES MILITARY (Report of: Community and Economic Development Department)
Recommendation: Approve Resolution No. 2003-67 relative to a joint land use study aimed at protecting the future viability of March Air Reserve Base for military air operations.

Resolution No. 2003-67

A Resolution of the City Council of the City of Moreno Valley, California, to Support the Creation of a Joint Land Use Study to Assure Compatible Land Uses Near March Air Reserve Base to Protect the Future Aviation Operations of the United States Military

- A24. CITY OF PERRIS ANIMAL SHELTERING AGREEMENT (Report of: Administrative Services Department)
Recommendation: Approve the Animal Sheltering Agreement with the City of Perris for fiscal year 2003/2004.

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 JUNE 24, 2003 (Report of: City Clerk's Department)
Recommendation: Approve as submitted.
- B3. MINUTES – SPECIAL MEETING OF JUNE 30, 2003 (Report of: City Clerk's Department)
Recommendation: Approve as submitted.

- B4. MINUTES – REGULAR MEETING OF JULY 8, 2003 (Report of: City Clerk’s Department)
Recommendation: Approve as submitted.
- B5. MINUTES – SPECIAL MEETING OF JULY 15, 2003 (Report of: City Clerk’s Department)
Recommendation: Approve as submitted.
- B6. ACCEPT COMPENSATION FOR PA-74 OF MORENO VALLEY RANCH (SP 193) FROM KB HOMES (Report of: Parks and Recreation Department)
Recommendation: Approve the appraisal and proposed offer to compensate the City and CSD for the loss of open space within PA-74 of Moreno Valley Ranch (SP 193) in the amount of sixty thousand dollars (\$60,000).

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 JUNE 24, 2003 (Report of: City Clerk’s Department)
Recommendation: Approve as submitted.
- C3. MINUTES – SPECIAL MEETING OF JUNE 30, 2003 (Report of: City Clerk’s Department)
Recommendation: Approve as submitted.
- C4. MINUTES – REGULAR MEETING OF JULY 8, 2003 (Report of: City Clerk’s Department)
Recommendation: Approve as submitted.
- C5. MINUTES – SPECIAL MEETING OF JULY 15, 2003 (Report of: City Clerk’s Department)
Recommendation: Approve as submitted.
- C6. RATIFICATION OF THE HOUSING ASSISTANCE AGREEMENT EXTENSION WITH COACHELLA VALLEY HOUSING COALITION (Report of: Community and Economic Development Department)
Recommendation: Ratify the Housing Assistance Agreement Extension with Coachella Valley Housing Coalition.

C7. PUBLIC WORKS AGREEMENT AND RESOLUTIONS RELATING TO THE STREET IMPROVEMENTS ASSOCIATED WITH THE ACQUISITION OF PARCEL 15 OF PARCEL MAP NO. 29968 (NEWHOPE PROPERTIES III) (Report of: Community and Economic Development Department)

Recommendation: That the Redevelopment Agency:

1. Authorize the Mayor and the Redevelopment Agency Board to authorize the Chairman to enter into the Public Works Agreement to provide public improvements in return for the reconveyance of an Agency interest in real property held by Newhope Properties III; and
2. That the Redevelopment Agency Board adopt Resolution No. RDA 2003-04, 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.

Resolution No. RDA 2003-04

A Resolution of the Redevelopment Agency of the City of Moreno Valley, California, 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. 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 THE INCLUSION OF ONE EXISTING RESIDENTIAL STREETLIGHT ON WALNUT COURT 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 Council, acting in their capacity as President and Board Members of the Moreno Valley Community Services District (CSD), after conducting the public hearing:

1. Tabulate the mail ballots for inclusion of one existing streetlight into the CSD Zone B (Residential Street Lighting) program;
2. Verify and accept the results of the mail ballot proceeding as identified on the Official Tally Sheet and Assessor Parcel Number (APN) listing;
3. Receive and file with the City Clerk's Office the accepted Official Tally Sheet and APN listing; and
4. If approved, authorize and impose the charge for CSD Zone B program services.

D2. PUBLIC HEARING FOR INCLUSION OF APNS 312-020-002,-003, AND -004 (A PORTION OF) ("COMMERCIAL DEVELOPMENT") INTO THE COMMUNITY SERVICES DISTRICT ZONE M (COMMERCIAL/INDUSTRIAL IMPROVED MEDIAN MAINTENANCE) PROGRAM, EAST SIDE OF PERRIS BOULEVARD BETWEEN RED MAPLE LANE AND KRAMERIA AVENUE (Report of: Public Works Department)
 Recommendation: That the City Council, acting in their capacity as the Board of Directors of the Moreno Valley Community Services District (CSD), after conducting the public hearing:

1. Tabulate the mail ballot(s) for the CSD Zone M program;
2. Verify and accept the results of the mail ballot proceeding as identified on the Official Tally Sheet and Assessor Parcel Number (APN) listing;
3. Receive and file with the City Clerk's Office the accepted Official Tally Sheet and APN listing; and
4. If approved, authorize and impose the CSD Zone M charge.

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

F. REPORTS

F1. PUBLIC MEETING TO PROVIDE COMMENTS ON THE PROPOSED INSTALLATION OF STREET TREE LANDSCAPING AND INCLUSION INTO COMMUNITY SERVICES DISTRICT ZONE D (PARKWAY LANDSCAPE MAINTENANCE) PROGRAM

FOR TRACTS 13576, 19080 AND 19081 AND ALL AFFECTED PHASES (Report of: Public Works Department)

Recommendation: That the Mayor and City Council, acting in their respective capacities as President and Board Members of the Moreno Valley Community Services District (CSD), hold a Public Meeting to accept comments regarding the inclusion of Tracts 13576, 19080 and 19081 (and all affected phases) into the CSD Zone D (Parkway Landscape Maintenance) service program. The ballot proceeding includes the maintenance and administration of the proposed Street Tree Landscaping (STL) installation as identified on the site map.

- F2. REPORT TO CONSIDER PUBLIC COMMENTS REGARDING MAIL BALLOT PROCEEDINGS FOR TENTATIVE TRACTS 30320, 30476, AND 30714 (AND ALL AFFECTED PHASES) FOR: 1) INCLUSION INTO COMMUNITY SERVICES DISTRICT (CSD) ZONE B (RESIDENTIAL STREET LIGHTING) AND CSD ZONE E-3A (INTERNAL WALLS/PARKWAY LANDSCAPE MAINTENANCE) AND APPROVAL OF THE CSD PARCEL CHARGES; 2) APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE (Report of: Public Works Department)

Recommendation: That the City Council and the Board of Directors of the Moreno Valley Community Services District (CSD) accept public comments regarding the mail ballot proceedings for Tentative Tracts 30320, 30476, and 30714 (and all affected phases) for: 1) Inclusion into CSD Zone B (Residential Street Lighting) and CSD Zone E-3A (Internal Walls/Parkway Landscape Maintenance) and approval of the CSD parcel charges; 2) Approval of the NPDES regulatory rate schedule.

- F3. RECOMMENDATIONS TO APPROVE BUDGET, ADOPT PLANS AND SPECIFICATIONS AND AWARD AGREEMENT FOR THE CONSTRUCTION MANAGEMENT SERVICES FOR THE RECREATION AND CONFERENCE CENTER (Report of: Parks and Recreation Department)

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

1. Approve the budget for the construction of the Recreation and Conference Center (\$10,557,000) and the onsite improvements to the Civic Center site (\$411,000) with a combined not-to-exceed amount of \$10,968,000;

2. Adopt the plans and specifications that are on file with the office of Parks and Recreation;
 3. Authorize staff to proceed with the construction of Phase I and Phase II of the project and the improvements for the Civic Center site; and
 4. Award the Agreement for Consultant Services for the subject project to C.W. Driver, 468 N. Rosemead Boulevard, Pasadena, Ca 91107; and authorize the Mayor to execute an Agreement for Consultant Services Agreement between the Moreno Valley Community Services District and the above-mentioned consultant.
 5. Authorize the Finance Director to issue a purchase order upon execution of the contract to the above mentioned consultant in an amount not to exceed \$879,876, which is included in the project cost;
 6. Delegate the Executive Director to enter into contracts, award bids and issue change orders within the not-to-exceed budgeted amount for the construction;
 7. Direct that any action taken by the Executive Director be taken back to the Moreno Valley Community Services District Board of Directors for ratification at a future date; and
 8. Direct the Executive Director to prepare documents relating to a Purchase Agreement and Lease Agreement for the Recreation and Conference Center between the City and the Redevelopment Agency, and between the Community Services District and Redevelopment Agency, respectively, for consideration at a future meeting by the City Council, Moreno Valley Community Services District Board of Directors and Community Redevelopment Agency Board of Directors.
- F4. INTRODUCTION OF ORDINANCE NO. 635 REPEALING AND REENACTING CHAPTER 11.40 OF TITLE 11 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE RELATING TO THE USE OF PARKS AND RECREATION FACILITIES; AND INTRODUCTION OF CSD ORDINANCE NO. 635 APPROVING THE USE OF PARKS AND RECREATION FACILITIES AND RESCINDING CERTAIN PRIOR ENACTMENTS (Report of: Parks and Recreation Department)

Recommendation:

1. That the City Council introduce Ordinance No. 635 repealing and reenacting Chapter 11.40 of Title 11 of the City of Moreno Valley Municipal Code relating to the use of parks and recreation facilities (roll call required); and

Ordinance No. 635

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

2. That the City Council, acting in their capacity as President and Board of Directors for the Moreno Valley Community Services District, introduce CSD Ordinance No. 42 relating to the use of parks and recreation facilities and rescinding certain prior enactments (roll call required).

Ordinance No. CSD 42

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

- F5. LEGISLATIVE UPDATE (Report of: Administrative Services Department)
Recommendation: That the City Council receive, file and ratify the Legislative Status Report.
- F6. STATE BUDGET UPDATE (CONTINUED FROM AUGUST 19, 2003) (Report of: Finance Department)
Recommendation: No action is recommended at this time. This staff report is intended to provide Council with a current update on the state's FY 03-04 budget, which was passed by the Legislature on July 30th and signed by the Governor on August 2nd.
- F7. CITY MANAGER'S REPORT (Informational Oral Presentation – not for Council action)

G. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING AND INTRODUCTION

- G1. ORDINANCE NO. 630, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, AMENDING SECTION 12.36.010 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE RELATING TO THE DESIGNATION OF TRUCK ROUTES (CONTINUED FROM JUNE 10, 2003)

(Report of: Public Works Department)

Recommendation: That the City Council introduce Ordinance No. 630 amending Section 12.36.010 of Chapter 12.36 of Title 12 of the Municipal Code to:

1. Include San Michele Road, Nandina Avenue, and Indian Street as designated "Truck Routes;" and
2. Eliminate Heacock Street from Oleander Avenue to Nandina Avenue as a designated "Truck Route." (Roll call required)

Ordinance No. 630

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Section 12.36.010 of the City of Moreno Valley Municipal Code Relating to the Designation of Truck Routes

ORDINANCES - 2ND READING AND ADOPTION

- G2. CSD ORDINANCE NO. 41, AN ORDINANCE OF THE MORENO VALLEY COMMUNITY SERVICES DISTRICT OF THE CITY OF MORENO VALLEY, CALIFORNIA AUTHORIZING THE LEVY OF A SPECIAL TAX WITHIN CFD NO. 1 (RECEIVED FIRST READING AND INTRODUCTION JULY 8, 2003 ON A 4-1 VOTE, BATEY VOTING NO) (Report of: Public Works Department)

Recommendation: Adopt Ordinance No. CSD 41.

Ordinance No. CSD 41

An Ordinance of the Moreno Valley Community Services District of the City of Moreno Valley, California Authorizing the Levy of a Special Tax Within Community Facilities District No. 1

- G3. ORDINANCE NO. 634, AMENDING TITLE 3 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE BY ADDING CHAPTER 3.46, RELATING TO MUNICIPAL UTILITY AND DEDICATION REQUIREMENTS (RECEIVED FIRST READING AND INTRODUCTION JULY 8, 2003 ON A 5-0 VOTE) (Report of: Public Works Department)
Recommendation: Adopt Ordinance No. 634.

Ordinance No. 634

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Title 3 of the City of Moreno Valley Municipal Code by Adding Chapter 3.46, Relating to Municipal Utility and Dedication Requirements

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-

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

ADJOURNMENT