

**AGENDA  
CITY COUNCIL OF THE CITY OF MORENO VALLEY  
JANUARY 11, 2005**

**CALL TO ORDER**

**SPECIAL PRESENTATIONS - 6:00 p.m.**

1. \$1,000 Donation to Library from Wal-Mart

**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.  
JANUARY 11, 2005**

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

**PLEDGE OF ALLEGIANCE**

**INVOCATION** – Pastor Harold Anderson, Moreno Valley Christian Fellowship

**ROLL CALL**

**INTRODUCTIONS**

PUBLIC COMMENTS **ON MATTERS ON THE AGENDA** WILL BE TAKEN UP AS THE ITEM IS CALLED FOR BUSINESS, BETWEEN STAFF'S REPORT AND CITY COUNCIL DELIBERATION (SPEAKER SLIPS MAY BE TURNED IN UNTIL THE ITEM IS CALLED FOR BUSINESS.) Those wishing to speak should submit a BLUE speaker slip to the Bailiff. There is a three-minute limit per person. All remarks and questions shall be addressed to the presiding officer or to the City Council and not to any individual Council member, staff member or other person.

PUBLIC COMMENTS **ON MATTERS NOT ON THE AGENDA** UNDER THE JURISDICTION OF THE CITY COUNCIL WILL BE HEARD PRIOR TO CITY COUNCIL REPORTS AND CLOSING COMMENTS. IN THE EVENT THAT THE AGENDA ITEM FOR SUCH PUBLIC COMMENTS HAS NOT BEEN CALLED BY 9:00 P.M., IT SHALL BE CALLED AS THE NEXT ITEM OF BUSINESS FOLLOWING THE CONCLUSION OF ANY ITEM BEING HEARD AT 9:00 P.M. Those wishing to speak should submit a BLUE speaker slip to the Bailiff. There is a three-minute limit per person. All remarks and questions shall be addressed to the presiding officer or to the City Council and not to any individual Council member, staff member or other person.

**JOINT CONSENT CALENDARS (SECTIONS A-D) OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, MORENO VALLEY COMMUNITY SERVICES DISTRICT, COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO VALLEY, AND THE BOARD OF LIBRARY TRUSTEES**

All items listed under the Consent Calendars, Sections A, B, C, and D are considered to be routine and non-controversial, and may be enacted by one motion unless a member of the Council, Community Services District, Redevelopment Agency or the Board of Library Trustees requests that an item be removed for separate action. The motion to adopt the Consent Calendars is deemed to be a separate motion by each Agency and shall be so recorded by the City Clerk. Items withdrawn for report/discussion will be heard after public hearing items.

**A. CONSENT CALENDAR - CITY COUNCIL**

A1. ORDINANCES - FIRST READING BY TITLE ONLY  
Recommendation: Waive reading of all Ordinance Introductions and read by title only.

A2. WARRANT REPORT – NOVEMBER, 2004 (Report of: Finance Department)  
Recommendation: Adopt Resolution No. 2005-01, approving the Warrant Report, dated November, 2004 in the total amount of \$9,637,241.88.

Resolution No. 2005-01

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Warrant Report dated November 30, 2004

A3. MINUTES - SPECIAL MEETING OF DECEMBER 7, 2004 (Report of: City Clerk's Department)  
Recommendation: Approve as submitted.

A4. MINUTES - REGULAR MEETING OF DECEMBER 14, 2004 (Report of: City Clerk's Department)  
Recommendation: Approve as submitted.

A5. MAIL BALLOT PROCEEDING FOR TENTATIVE TRACTS 31268 AND 31269 (AND ALL THEIR AFFECTED PHASES) FOR: APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE. TRACT 31268 IS LOCATED ON THE WEST SIDE OF WILMOT STREET AND COTTONWOOD AVENUE; TRACT

31269 IS LOCATED ON THE NORTH SIDE OF COTTONWOOD AVENUE BETWEEN QUINCY STREET AND REDLANDS BOULEVARD; AND MAIL BALLOT PROCEEDING FOR TENTATIVE PARCEL MAP 32213 (AND ALL AFFECTED PHASES) FOR APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE – SOUTH OF HEMLOCK AVENUE AND WEST OF PERRIS BOULEVARD (Report of: Public Works Department)  
Recommendation: Accept public comments regarding the mail ballot proceedings for Tentative Tracts 31268, 31269 and Tentative Parcel Map 32213 (and all their affected phases) for approval of the National Pollutant Discharge Elimination System (NPDES) regulatory rate schedule.

- A6. NEW POLICE CAR DESIGN (Report of: Police Department)  
Recommendation: Endorse staff's plan to revise the graphics and design of the Police Department's patrol cars.
- A7. ESTABLISHMENT OF A POLICY FOR IMPLEMENTING LIMITED TERM PARKING (Report of: Public Works Department)  
Recommendation: Provide guidance of this policy and procedure for the implementation of limited term parking areas.
- A8. APPROVAL OF FINAL MAP 31268 - SINGLE FAMILY RESIDENTIAL PROJECT, AND ACCEPT BONDS AND AGREEMENT FOR PUBLIC RIGHT-OF-WAY IMPROVEMENTS, SOUTHWEST CORNER OF COTTONWOOD AVENUE AND WILMOT STREET – RICHMOND AMERICAN HOMES (Report of: Public Works Department)  
Recommendation: Approve Final Map 31268, 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.
- A9. APPROVAL OF FINAL MAP 30967 - SINGLE FAMILY RESIDENTIAL PROJECT, AND ACCEPT BONDS AND AGREEMENT FOR PUBLIC RIGHT-OF-WAY IMPROVEMENTS, SOUTH SIDE OF KRAMERIA AVENUE, BETWEEN INDIAN STREET AND TARANO LANE – MORENO VALLEY MEADOWS, LLC (Report of: Public Works Department)  
Recommendation: Approve Final Map 30967, 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.

- A10. CITY-WIDE LANDSCAPE STANDARDS (PA04-0089) (Report of: Community and Economic Development Department)  
Recommendation: Approve Resolution No. 2005-02, recognizing that the activity qualifies as an exemption from the California Environmental Quality Act (CEQA) Guidelines as provided for in Section 15061, and approve the City's landscape standards.

Resolution No. 2005-02

A Resolution of the City Council of the City of Moreno Valley, California, Approving the City-Wide Landscape Standards Identifying Landscape Standards Consistent with Requirements Identified in Chapter 9.17 of the Municipal Code for Property Throughout the City of Moreno Valley

- A11. PA02-0041 - BOX SPRINGS APARTMENTS - APPROVAL OF RESOLUTION NO. 2005-03, SUMMARY VACATION OF PUBLIC RIGHT-OF-WAY AND RESOLUTION NO. 2005-04, SUMMARY VACATION OF PUBLIC SERVICE EASEMENTS, NORTHEAST CORNER OF BOX SPRINGS ROAD AND MORTON ROAD, SUBDIVIDER - MORENO APARTMENTS I, L.P. (Report of: Public Works Department)  
Recommendation: Approve and adopt Resolution No. 2005-03, summarily vacating a portion of the public right-of-way easement located at the northeast corner of Box Springs Road and Morton Road for PA02-0041; approve and adopt Resolution No. 2005-04, summarily vacating public service easements located on the east side of Morton Road north of Box Springs Road for PA02-0041; and direct the City Clerk to certify said resolutions and transmit a copy of the resolutions to the County Recorder's office for recording.

Resolution No. 2005-03

A Resolution of the City Council of the City of Moreno Valley, California, Ordering the Summary Vacation of a Portion of Box Springs Road and Morton Road

Resolution No. 2005-04

A Resolution of the City Council of the City of Moreno Valley, California, Ordering the Summary Vacation of Slope and Drainage Easements on the East Side of Morton Road North of Box Springs Road

- A12. RESOLUTION NO. 2005-05, APPROVE AND AUTHORIZE EXECUTION OF PROGRAM SUPPLEMENT AGREEMENT NO. M018, TO THE ADMINISTERING AGENCY-STATE AGREEMENT FOR FEDERAL-AID PROJECT NO. 08-5441 FOR THE BIKEWAY RIGHT-OF-WAY ACQUISITION ALONG THE CALIFORNIA AQUEDUCT PIPELINE SOUTHEASTERLY FROM PAN-AM BOULEVARD TO GRAHAM STREET AND FROM HEACOCK STREET TO JOHN F. KENNEDY DRIVE, PROJECT NOS. 98-92942 AND 02-46165321(Report of: Public Works Department)  
Recommendation: Adopt Resolution No. 2005-05, and approve Program Supplement Agreement No. M018, to the Administering Agency-State Agreement for Federal-Aid Project No. 08-5441 for the bikeway right-of-way acquisition along the California Aqueduct pipeline southeasterly from Pan-Am Boulevard to Graham Street and from Heacock Street to John F. Kennedy Drive; and authorize the Mayor to execute Program Supplement No. M018.

Resolution No. 2005-05

A Resolution of the City Council of the City of Moreno Valley Approving and Authorizing Execution of Program Supplement Agreement No. M018, to the Administering Agency-State Agreement for Federal-Aid Project No. 08-5441 for the Bikeway Right-of-Way Acquisition Along the California Aqueduct Pipeline Southeasterly from Pan-Am Boulevard to Graham Street and from Heacock Street to John F. Kennedy Drive

- A13. TRACT 31128 - APPROVAL OF COOPERATIVE AGREEMENT FOR MORENO MASTER DRAINAGE PLAN LINE H-9, BETWEEN THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, CITY OF MORENO VALLEY, AND WESTERN PACIFIC HOUSING, INC., SOUTHWEST CORNER OF CACTUS AVENUE AND OLIVER STREET - SUBDIVIDER – WESTERN PACIFIC HOUSING, INC. (Report of: Public Works Department)  
Recommendation: Approve the Cooperative Agreement between the Riverside County Flood Control and Water Conservation District, City of Moreno Valley, and Western Pacific Housing, Inc. for the Moreno Master Drainage Plan Line H-9; authorize the Mayor to execute the agreement; and direct the City Clerk to forward the signed agreement to the Riverside County Flood Control and Water Conservation District.
- A14. PARCEL MAP 22701 – AMENDMENT TO AGREEMENT FOR PUBLIC IMPROVEMENTS TO LASSELLE STREET (TIME EXTENSION), LASSELLE STREET, YANEZ TRAIL ROAD TO

SOUTH CITY LIMITS - SUBDIVIDER - EMPIRE LAND, LLC  
(Report of: Public Works Department)

Recommendation: Authorize the Mayor to execute the Amendment to Agreement for Public Improvements for Parcel Map 22701; and direct the City Clerk to forward the completed Amendment to Agreement for Public Improvements to the County Recorder's Office for recordation.

- A15. MORENO VALLEY RANCH SPECIFIC PLAN 193 - REDUCE FAITHFUL PERFORMANCE AND MATERIAL & LABOR BONDS FOR LANDSCAPE & IRRIGATION IMPROVEMENTS FOR PLANNING AREA 50, IRIS AVENUE FRONTAGE, SOUTH SIDE OF IRIS AVENUE, EAST OF LASSELLE STREET - SUBDIVIDER - MCKENZIE VISTA L.P (Report of: Public Works Department)

Recommendation: Approve a \$128,290 reduction to the Faithful Performance Bond and a \$64,145 reduction to the Material and Labor Bond for landscape & irrigation improvements for Planning Area 50; and instruct the City Engineer to prepare a letter to the surety company reducing the landscape & irrigation bonds.

- A16. SUMMARY OF 2004 STATUTES (Report of: Assistant City Manager)

Recommendation: Receive and file the informational report.

- A17. RESOLUTION NO. 2005-06, THEREBY APPROVING THE PROPOSED STREET IMPROVEMENT PROJECTS, CERTIFYING THE AVAILABILITY OF MATCHING FUNDS FOR THE SURFACE TRANSPORTATION PROGRAM (Report of: Public Works Department)

Recommendation: Adopt Resolution No. 2005-06, thereby approving the proposed street improvement projects, certifying the availability of matching funds for the Surface Transportation Program; authorize the Mayor to sign the Resolution; and authorize staff to submit Surface Transportation Program project applications to Riverside County Transportation Commission.

#### Resolution No. 2005-06

A Resolution of the City Council of the City of Moreno Valley, California, Adopting Certification of Available Matching Funds for the Surface Transportation Program

- A18. SECOND READING AND ADOPTION - ORDINANCE NO. 678 (RECEIVED FIRST READING AND INTRODUCTION DECEMBER 14, 2004 ON A 5-0 VOTE) (Report of: Public Works Department)

Recommendation: Adopt Ordinance No. 678

Ordinance No. 678

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Subsections 3.44.040A and 3.44.060B of Chapter 3.44 of Title 3 of the City of Moreno Valley Municipal Code Related to Fees Established by the Transportation Uniform Mitigation Fee (TUMF) Program

- A19. SECOND READING AND ADOPTION - ORDINANCE 679 (RECEIVED FIRST READING AND INTRODUCTION DECEMBER 14, 2004 ON A 5-0 VOTE) (Report of: Community and Economic Development Department)  
Recommendation: Adopt Ordinance No. 679

Ordinance No. 679

An Ordinance of the City Council of the City of Moreno Valley, California, Approving P03-136 for a Specific Plan Amendment (No. 5) to the Towngate Specific Plan (No. 200), to Modify Land Use Designation for a 28.56-Acre Portion of Land Within Planning Unit No. 7 from HMO (Hospital Medical Office) to CC (Community Commercial) and OC (Office Commercial)

- A20. SECOND READING AND ADOPTION - ORDINANCE NO. 680 (RECEIVED FIRST READING AND INTRODUCTION DECEMBER 14, 2004 ON A 5-0 VOTE) (Report of: Community and Economic Development Department)  
Recommendation: Adopt Ordinance No. 680.

Ordinance No. 680

An Ordinance of the City Council of the City of Moreno Valley, California, Approving PA04-0026 (Zone Change) to Change the Land Use from Office to R20 for Approximately 5 Acres on Assessor's Parcel Number 484-242-016 Located at the Southeast Corner of Perris Boulevard and Delphinium Avenue.

- A21. SECOND READING AND ADOPTION - ORDINANCE NO. 681 (RECEIVED FIRST READING AND INTRODUCTION DECEMBER 14, 2004 ON A 5-0 VOTE) (Report of: Community and Economic Development Department)  
Recommendation: Adopt Ordinance No. 681.

Ordinance No. 681

An Ordinance of the City Council of the City of Moreno Valley, California, Approving PA04-0039 (Zone Change) to Change the Land Use from Planned Residential to R5 for 8.77-Net Acres on Assessor's Parcel Number 486-240-010 Located on the East Side of Oliver Street and Approximately 600-Feet South of Alessandro Boulevard and 17.25-Net Acres on Assessor's Parcel Numbers 486-260-005 and -009 Located at the Southwest Corner of Alessandro Boulevard and Oliver Street.

- A22. NOTICE OF COMPLETION AND ACCEPTANCE OF THE FISCAL YEAR 2002/2003 ANNUAL SLURRY SEAL PROGRAM, PROJECT NO. 02-12584830 (Report of: Public Works Department)  
Recommendation: Ratify Contract Change Order Nos. 1 and 2 (Disputed-Final); accept the work as complete for the Fiscal Year 2002/2003 Annual Slurry Seal Program constructed by Bond Black Top, Inc., 1147 Atlantic Street, Union City, CA 94587; 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; authorize the Director of Finance to release the retention to Bond Black Top, Inc. by January 12, 2005, as required by Section 7107 of the Public Contract Code; authorize the Finance Director to increase Purchase Order No. 27054 in the amount of \$11,768.60 (1% above contingency) to cover the balance above the approved Purchase Order amount; and accept the improvements into the City's maintained road system.
- A23. APPROVAL OF FINAL MAP 30924 – SINGLE FAMILY RESIDENTIAL PROJECT, AND ACCEPT BONDS & AGREEMENT FOR PUBLIC RIGHT-OF-WAY IMPROVEMENTS, NORTH OF FIR AVENUE, SOUTH SIDE OF STATE ROUTE 60, AND WEST OF MORRISON STREET - SUBDIVIDER - TRACT 29860, LLC, 10370 TRADEMARK STREET, RANCHO CUCAMONGA, CA 91730 (Report of: Public Works Department)  
Recommendation: Approve Final Map 30924, 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.

A24. APPROVAL OF A STANDARD MORENO VALLEY UTILITIES ENERGY INCENTIVE AGREEMENT (Report of: Public Works Department)

Recommendation: That the City Council:

1. Adopt Resolution No. 2005-07 establishing a Standard Moreno Valley Utilities Energy Incentive Agreement to provide incentives for energy efficiency; and
2. Authorize the City Manager to execute the Moreno Valley Utilities Energy Incentive Agreements with qualified developers.

Resolution No. 2005-07

A Resolution of the City Council of the City of Moreno Valley, California, Approving the "Moreno Valley Utilities Energy Agreement" as a Standard Energy Incentive Agreement

A25. TRACT 31149 - ACCEPT SUBORDINATION AGREEMENT TO THE AGREEMENT FOR PUBLIC IMPROVEMENTS, WEST SIDE OF KITCHING STREET AND NORTH OF FRAN LOU DRIVE - SUBDIVIDER - JWS ASSOCIATES, LLC, 17921 SHOREHAM LANE, HUNTINGTON BEACH, CA 92649 (Report of: Public Works Department)

Recommendation Approve the Subordination Agreement to the Agreement for Public Improvements for Tract 31149; 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.

A26. AGREEMENT FOR THE CONVEYANCE OF 3.59 ACRES OF A PORTION OF ASSESSOR PARCEL NO. 477-120-001 FOR THE CONSTRUCTION OF FIRE STATION NO. 58, PROJECT NO. 05-43472523 (Report of: Public Works Department)

Recommendation: Authorize the Mayor to execute the Agreement for Conveyance of Real Property for 3.59 acres, a portion of Assessor Parcel No. 477-120-001, for the construction of Fire Station No. 58; authorize the Mayor to execute the escrow instructions and other documents as may be necessary to purchase and convey title of 3.59 acres, a portion of Assessor Parcel No. 477-120-001; authorize the Finance Director to wire transfer funds necessary to complete the purchase and conveyance of title for 3.59 acres, a portion of Assessor Parcel No. 477-120-001; and direct the City Clerk to certify the acceptance of the grant deed and place certificate of acceptance in escrow with the original grant deed for recordation when the escrow is complete.

**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 - SPECIAL MEETING OF DECEMBER 7, 2004 (Report of: City Clerk's Department)  
Recommendation: Approve as submitted.
- B3. MINUTES - REGULAR MEETING OF DECEMBER 14, 2004 (Report of: City Clerk's Department)  
Recommendation: Approve as submitted
- B4. MAIL BALLOT PROCEEDING FOR TENTATIVE TRACTS 31268 AND 31269 (AND ALL THEIR AFFECTED PHASES) FOR: 1) INCLUSION INTO COMMUNITY SERVICES DISTRICT (CSD) ZONE B (RESIDENTIAL STREET LIGHTING), CSD ZONE D (PARKWAY LANDSCAPE MAINTENANCE), AND APPROVAL OF THE CSD PARCEL CHARGES (Report of: Public Works Department)  
Recommendation: Accept public comments regarding the mail ballot proceedings for Tentative Tracts 31268 and 31269 (and all their affected phases) for inclusion into CSD Zone B (Residential Street Lighting), CSD Zone D (Parkway Landscape Maintenance), and approval of the annual charges.

**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 - SPECIAL MEETING OF DECEMBER 7, 2004 (Report of: City Clerk's Department)  
Recommendation: Approve as submitted.
- C3. MINUTES - REGULAR MEETING OF DECEMBER 14, 2004 (Report of: City Clerk's Department)  
Recommendation: Approve as submitted
- C4. ACCEPTANCE OF THE REDEVELOPMENT AGENCY'S FISCAL YEAR 2003-2004 ANNUAL REPORT TO THE STATE CONTROLLER AND RESOLUTION FOR THE LOW AND MODERATE INCOME HOUSING FUND (Report of: Community

and Economic Development Department)  
Recommendation: Accept the Redevelopment Agency's Annual Report for fiscal year 2003-2004 and ratify its submittal to the California State Controller and adopt Resolution No. 2005-01, verifying the establishment and appropriate use of the Low and Moderate Income Housing Fund in accordance with Section 33334.3(d) of the Health and Safety Code.

Resolution No. RDA 2005-01

A Resolution of the Community Redevelopment Agency of the City of Moreno Valley Verifying the Establishment and Appropriate Use of the Low and Moderate Income Housing Fund Pursuant to California Health and Safety Code 33334.3(d) for Fiscal Year 2003-2004

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

- D1. ORDINANCES - FIRST READING BY TITLE ONLY  
Recommendation: Waive reading of all Ordinance Introductions and read by title only.
- D2. MINUTES - SPECIAL MEETING OF DECEMBER 7, 2004 (Report of: City Clerk's Department)  
Recommendation: Approve as submitted.
- D3. MINUTES - REGULAR MEETING OF DECEMBER 14, 2004 (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. MAIL BALLOT PROCEEDING FOR TENTATIVE TRACT 31284 (AND ALL AFFECTED PHASES) FOR: 1) INCLUSION INTO COMMUNITY SERVICES DISTRICT (CSD) ZONE B (RESIDENTIAL STREET LIGHTING), 2) INCLUSION INTO CSD ZONE D (PARKWAY LANDSCAPE MAINTENANCE) AND 3) APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE

SCHEDULE – WEST SIDE OF QUINCY STREET BETWEEN BAY STREET AND COTTONWOOD AVENUE AND SOUTH SIDE OF BAY AVENUE BETWEEN MORENO VALLEY DRIVE AND QUINCY STREET; AND MAIL BALLOT PROCEEDING FOR TENTATIVE PARCEL MAP 32469 (AND ALL AFFECTED PHASES) FOR APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE - SOUTH OF IRIS AVENUE AND WEST OF LASSELLE STREET; AND MAIL BALLOT PROCEEDING FOR COMMUNITY SERVICES DISTRICT ZONE M COMMERCIAL/INDUSTRIAL IMPROVED MEDIAN MAINTENANCE). TENTATIVE PARCEL MAP 31034, APN 312-270-011 – NORTH OF GLOBE STREET BETWEEN OLEANDER AVENUE AND PERRIS BOULEVARD (Report of: Public Works Department)

Recommendation: That the City Council and the Board of Directors of the Moreno Valley Community Services District (CSD), after conducting the public hearing:

1. Tabulate the mail ballots for Tentative Tract 31284 (and all affected phases), Tentative Parcel Map 32469 (and all affected phases), Tentative Parcel Map 31034, APN 312-270-011, and for each described service;
2. Verify and accept the results of the mail ballot proceedings 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 applicable CSD Zones B, D and M charges and the NPDES regulatory rate to the tentative tracts participating in each identified program.

E2. CDBG AND HOME PROGRAM OBJECTIVES AND POLICIES FOR PROGRAM YEAR 2005/06 (Report of: Community and Economic Development Department)

Recommendation: That the City Council:

1. Conduct a public hearing to allow the public an opportunity to comment on the needs of low and moderate income residents and the CDBG Target Areas; and
2. Approve CDBG & HOME Program Objectives and Policies for the 2005-2006 Program Year.

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

**G. REPORTS**

G1. CITY COUNCIL REPORTS ON REGIONAL ACTIVITIES

- a) Report on March Joint Powers Authority by Mayor Pro Tem Stewart

G2. REVISED 2005 STATE/FEDERAL LEGISLATIVE ADVOCACY PRIORITIES (Report of: Assistant City Manager)  
Recommendation: That the City Council review and adopt the revised 2005 State/Federal Legislative Advocacy Priorities.

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

**H. LEGISLATIVE ACTIONS**

ORDINANCES - 1ST READING AND INTRODUCTION

- H1. ORDINANCE NO. CSD 48, AMENDING ORDINANCE NO. CSD 47, ADDING THE MORENO VALLEY CONFERENCE AND RECREATION CENTER FACILITY USE POLICIES AND FEES AND THE GYMNASIUM FEE SCHEDULE (Report of: Parks & Recreation Department)  
Recommendation: That the Mayor and City Council, acting in their capacity as President and Board of Directors of the Moreno Valley Community Services District, introduce CSD Ordinance No. 48, approving the amendment to CSD Ordinance No. 47 adding the Moreno Valley Conference and Recreation Center Facility Use Policies and Fees and the Gymnasium Fee Schedule (roll call required) effective February 24, 2005.

Ordinance No. CSD 48

An Ordinance of the Moreno Valley Community Services District of the City of Moreno Valley, California, Amending Ordinance No. CSD 47, Adding the Moreno Valley Conference and Recreation Center Facility Use Policies and Fees and Gymnasium Fee Schedule

ORDINANCES - URGENCY ORDINANCES - NONE

RESOLUTIONS – NONE

PUBLIC COMMENTS **ON ANY SUBJECT NOT ON THE AGENDA** UNDER  
THE JURISDICTION OF THE CITY COUNCIL

Those wishing to speak should complete and submit a BLUE speaker slip to the Bailiff. There is a three-minute time limit per person. All remarks and questions shall be addressed to the presiding officer or to the City Council and not to any individual Council member, staff member or other person.

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

## CLOSED SESSION

### PUBLIC COMMENTS ON CLOSED SESSION ITEMS

A Closed Session of the City Council, Community Services District and Community Redevelopment Agency of the City of Moreno Valley will be held in the Finance Conference Room, Second Floor, City Hall. The City Council will meet in Closed Session to confer with its legal counsel regarding the following matter(s) and any additional matter(s) publicly and orally announced by the City Attorney in the Council Chamber at the time of convening the Closed Session.

- **PUBLIC COMMENTS ON MATTERS ON THE CLOSED SESSION AGENDA UNDER THE JURISDICTION OF THE CITY COUNCIL**

There is a three-minute time limit per person. Please complete and submit a BLUE speaker slip to the City Clerk. All remarks and questions shall be addressed to the presiding officer or to the City Council and not to any individual Council member, staff member or other person.

The Closed Session will be held pursuant to Government Code:

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

Assessor's Parcel No:

Owner's Name

482-383-005  
482-671-010  
482-672-022  
296-162-012  
296-212-034  
296-212-064  
296-223-001  
296-212-062

Southwest Bank  
Dink Properties, Inc.  
Sunnymead Joint Venture  
Regional Properties, Inc.  
Regional Properties, Inc.  
Regional Properties, Inc.  
Regional Properties, Inc.  
Regional Properties, Inc.

b) City Negotiator: Gene Rogers

Assessor's Parcel No:

291-100-052

Owner's Name

MW Investment Company

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

**ADJOURNMENT**