

**MINUTES
JOINT MEETING OF THE
CITY COUNCIL OF THE CITY OF MORENO VALLEY
MORENO VALLEY COMMUNITY SERVICES DISTRICT
COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO VALLEY
BOARD OF LIBRARY TRUSTEES**

**REGULAR MEETING – 6:30 P.M.
FEBRUARY 26, 2008**

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

PLEDGE OF ALLEGIANCE - The Pledge of Allegiance was led by Council Member Stewart

INVOCATION - Chaplain Bruce Kite, Defense Media Center

ROLL CALL

Council:

William H. Batey II	Mayor
Frank West	Mayor Pro Tem
Bonnie Flickinger	Council Member
Richard A. Stewart	Council Member
Charles R. White	Council Member

Staff:

Jane Halstead	City Clerk
Ewa Lopez	Deputy City Clerk
Steve Chapman	Finance Director/City Treasurer
Suzanne Bryant	Deputy City Attorney
Betsy Adams	Assistant City Manager
Rick Hartmann	Deputy City Manager
Rick Hall	Police Chief
John Clark	Fire Chief
Chris Vogt	Public Works Director/City Engineer
Kyle Kollar	Community Development Director
Barry Foster	Economic Development Director
Angela Rushen	Assistant to the City Manager

Steve Elam	Administrative Services Director
Denese Wilson-Beilke	Human Resources Director
Rebecca Guillan	Principal Librarian
Dean Ristow	Parks Supervisor

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

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

A. CONSENT CALENDAR - CITY COUNCIL

- A1. ORDINANCES - FIRST READING BY TITLE ONLY
Waived reading of all Ordinance Introductions and read by title only.
- A2. 2008 LEGISLATIVE UPDATE (Report of: Assistant to the City Manager)

Recommendation: Receive and file the informational report.

- A3. AUTHORIZATION TO AWARD THE CONSTRUCTION CONTRACT FOR CITYWIDE SCHOOL WALKWAY INFILL IMPROVEMENTS - PROJECT NO. 07-01087625 (Report of: Public Works Department)

Recommendation:

- 1. Award the construction contract for the Citywide School Walkway Infill Improvements to J-RD MMAC, Inc., 14221 Whispering Sands, Victorville, CA 92392, the lowest responsible bidder;
- 2. Authorize the City Manager to execute a contract with J-RD MMAC, Inc.;
- 3. Authorize the issuance of a Purchase Order to J-RD MMAC, Inc. in the amount of \$114,020.82 (\$95,017.35 total bid amount plus 20% contingency) when the contract has been signed by all parties; and
- 4. Authorize the Public Works Director/City Engineer to execute any subsequent change orders to the contract with J-RD MMAC, Inc., up to but not to exceed the Purchase Order contingency of \$19,003.47.

- A4. AUTHORIZATION TO AWARD THE CONSTRUCTION CONTRACT FOR SUNNYMEAD BOULEVARD REVITALIZATION PROJECT FROM FREDERICK STREET TO PERRIS BOULEVARD - PROJECT NO. 04-89280221-1 (Report of: Public Works Department)

Recommendation:

1. Grant GMC Engineering, Inc.'s request for relief of a bid proposal due to a mistake made in filling out the bid;
2. Award the construction contract for the Sunnymead Boulevard Revitalization from Frederick Street to Perris Boulevard to Environmental Construction, Inc., 21550 Oxnard Street, Suite 1050, Woodland Hills, CA 91367, the lowest responsible bidder;
3. Authorize the City Manager to execute a contract with Environmental Construction, Inc.;
4. Authorize the issuance of a Purchase Order to Environmental Construction, Inc. in the amount of \$5,286,234.80 (\$4,805,668.00 bid amount plus 10% contingency) when the contract has been signed by all parties; and
5. Authorize the Public Works Director/City Engineer to execute any subsequent change orders to the contract with Environmental Construction, Inc, up to but not to exceed the Purchase Order contingency authorization of \$480,566.80, subject to approval of the City Attorney.

- A5. AUTHORIZATION TO AWARD THE CONSTRUCTION CONTRACT AND AUTHORIZATION OF APPROPRIATION OF ADDITIONAL FUNDS FOR THE STREET IMPROVEMENT PROGRAM FOR CONSTRUCTION OF BENCLIFF AVENUE, TACOMA DRIVE, KIMBERLY AVENUE, MALTBY AVENUE AND CAMPBELL AVENUE - PROJECT NO. 02-12185520 (Report of: Public Works Department)

Recommendation:

1. Award the construction contract for the Street Improvement Program for construction of Bencliff Avenue, Tacoma Drive, Kimberly Avenue, Maltby Avenue and Campbell Avenue to Grand Pacific Contractors, Inc., 680 North Cota Street, Corona, CA 92880, the lowest responsible bidder;

2. Authorize the City Manager to execute a contract agreement with Grand Pacific Contractors, Inc.;
 3. Authorize the appropriation of \$247,000.00 from unencumbered Prop 42 Traffic Congestion Relief Fund (TCRF) monies (Fund 225) fund balance to the Street Improvement Program for construction of Bencliff Avenue, Tacoma Drive, Kimberly Avenue, Maltby Avenue and Campbell Avenue;
 4. Authorize the issuance of a Purchase Order for Grand Pacific Contractors, Inc., in the amount of \$472,000.00 (the bid amount plus 10% contingency) for the Street Improvement Program for construction of Bencliff Avenue, Tacoma Drive, Kimberly Avenue, Maltby Avenue and Campbell Avenue (Account Nos. 125.85523 and 225.68726); and
 5. Authorize the Public Works Director/City Engineer to execute any subsequent related minor change orders to the contract with Grand Pacific Contractors, Inc., up to, but not exceeding, the contingency amount of \$43,012.00, subject to the approval of the City Attorney.
- A6. AUTHORIZATION TO AWARD THE CONSTRUCTION CONTRACT FOR TAIL PIPE EXHAUST ADDITION AT FIVE FIRE STATIONS PROJECT NO. 07-43465826 (Report of: Public Works Department)

Recommendation:

1. Award the construction contract for the Tail Pipe Exhaust Addition at Five Fire Stations to Air Cleaning Systems, 1966 W. Holt Avenue, Pomona, CA 91768, the lowest responsible bidder;
 2. Authorize the City Manager to execute a contract with Air Cleaning Systems;
 3. Authorize the issuance of a Purchase Order to Air Cleaning Systems in the amount of \$251,637.10 (\$228,761.00 base bid amount plus 10% contingency) when the contract has been signed by all parties (Account No. 434.65826); and
 4. Authorize the Public Works Director/City Engineer to execute any subsequent change orders to the contract with Air Cleaning Systems, up to but not exceed the Purchase Order contingency of \$22,876.10.
- A7. APPROVE AND EXECUTE THE AGREEMENT FOR CONVEYANCE OF PROPERTY FOR THE PARTIAL ACQUISITION OF APN 475-280-025 FOR

THE IRONWOOD SIDEWALK AND STREET IMPROVEMENT PROJECT FROM HEACOCK STREET TO PERRIS BOULEVARD AND AUTHORIZE THE FINANCE DIRECTOR TO WIRE TRANSFER FUNDS INTO ESCROW (Report of: Public Works Department)

Recommendation:

1. Approve and execute the Agreement for Conveyance of Property for the partial acquisition of APN 475-280-025; and
2. Authorize the Finance Director to wire transfer funds into escrow in the amount of \$18,700 for the acquisition and an additional amount of \$4,000 for escrow fees for the partial acquisition of APN 475-280-025.

- A8. APPROVE AND EXECUTE THE AGREEMENT FOR CONVEYANCE OF PROPERTY FOR THE PARTIAL ACQUISITION OF APN 475-280-077 FOR THE IRONWOOD SIDEWALK AND STREET IMPROVEMENT PROJECT FROM HEACOCK STREET TO PERRIS BOULEVARD AND AUTHORIZE THE FINANCE DIRECTOR TO WIRE TRANSFER FUNDS INTO ESCROW (Report of: Public Works Department)

Recommendation:

1. Approve and execute the Agreement for Conveyance of Property for the partial acquisition of APN 475-280-077; and
2. Authorize the Finance Director to wire transfer funds into escrow in the amount of \$18,900 for the acquisition and an additional amount of \$4,000 for escrow fees for the partial acquisition of APN 475-280-077.

- A9. APPROVE AND EXECUTE THE AGREEMENT FOR CONVEYANCE OF PROPERTY FOR THE PARTIAL ACQUISITION OF APN 475-280-024 FOR THE IRONWOOD SIDEWALK AND STREET IMPROVEMENT PROJECT FROM HEACOCK STREET TO PERRIS BOULEVARD AND AUTHORIZE THE FINANCE DIRECTOR TO WIRE TRANSFER FUNDS INTO ESCROW (Report of: Public Works Department)

Recommendation:

1. Approve and execute the Agreement for Conveyance of Property for the partial acquisition of APN 475-280-024; and
2. Authorize the Finance Director to wire transfer funds into escrow in the

amount of \$11,900 for the acquisition and an additional amount of \$4,000 for escrow fees for the partial acquisition of APN 475-280-024.

- A10. APPROVE AND EXECUTE THE AGREEMENT FOR CONVEYANCE OF PROPERTY FOR THE PARTIAL ACQUISITION OF APN 475-280-011 FOR THE IRONWOOD SIDEWALK AND STREET IMPROVEMENT PROJECT FROM HEACOCK STREET TO PERRIS BOULEVARD AND AUTHORIZE THE FINANCE DIRECTOR TO WIRE TRANSFER FUNDS INTO ESCROW (Report of: Public Works Department)

Recommendation:

1. Approve and execute the Agreement for Conveyance of Property for the partial acquisition of APN 475-280-011; and
2. Authorize the Finance Director to wire transfer funds into escrow in the amount of \$18,900 for the acquisition and an additional amount of \$4,000 for escrow fees for the partial acquisition of APN 475-280-011.

- A11. SECOND AMENDMENT TO AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES WITH JP GROUP CIVIL, INC. (Report of: Public Works Department)

Recommendation:

1. Approve the "Second Amendment to Agreement for Professional Consultant Services" with JP Group Civil, Inc., 40570 Calle Fiesta, Temecula, CA 92591 to provide Professional Consultant Services on various budgeted projects of the Capital Projects Division;
2. Authorize the City Manager to execute said "Second Amendment to Agreement for Professional Consultant Services" with JP Group Civil, Inc.; and
3. Authorize an increase in the Purchase Order to JP Group Civil, in the amount of \$130,000.00, when the "Second Amendment to Agreement for Professional Consultant Services" has been signed by all parties.

- A12. INDIAN MIDDLE SCHOOL (MARCH MIDDLE SCHOOL) – REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING THE PORTIONS OF INDIAN STREET AND SANTIAGO DRIVE ASSOCIATED WITH THE PROJECT INTO THE CITY'S

MAINTAINED STREET SYSTEM, DEVELOPER – ASR CONSTRUCTORS, INC., RIVERSIDE, CA 92509 (Report of: Public Works Department)

Recommendation:

- 1. Adopt Resolution No. 2008-17 authorizing the acceptance of the public improvements for Indian Middle School (March Middle School) as complete and accepting the portions of Indian Street and Santiago Drive associated with the project into the City’s maintained street system; and

Resolution No. 2008-17

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Improvements as Complete within Indian Middle School (March Middle School) and Accepting the Portions of Indian Street and Santiago 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.

- A13. TRACT MAP 32146 – REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING THE PORTION OF LASSELLE STREET ASSOCIATED WITH THE PROJECT INTO THE CITY’S MAINTAINED STREET SYSTEM, DEVELOPER – K. HOVNANIAN FORECAST HOMES, INC., ONTARIO, CA 91761 (Report of: Public Works Department)

Recommendation:

- 1. Adopt Resolution No. 2008-18 authorizing the acceptance of the public improvements for Tract Map 32146 as complete and accepting the portion of Lasselle Street associated with the project into the City’s maintained street system; and

Resolution No. 2008-18

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 32146, and Accepting the Portion of Lasselle Street 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.
- A14. TRACT MAP 30321 – REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING UNBRIDLED CIRCLE, CHARISMATIC COURT, SPECTACULAR BID ROAD, RIVA RIDGE DRIVE, CITATION CIRCLE, EQUESTRIAN WAY, CAVALCADE DRIVE, KENTUCKY DERBY DRIVE, FUNNY CIDE COURT, AND THE PORTION OF CREMELLO WAY ASSOCIATED WITH THE PROJECT INTO THE CITY'S MAINTAINED STREET SYSTEM, DEVELOPER – RYLAND HOMES OF CALIFORNIA, INC., CORONA, CA 92879 (Report of: Public Works Department)

Recommendation:

1. Adopt Resolution No. 2008-19 authorizing the acceptance of the public improvements for Tract Map 30321 as complete and accepting Unbridled Circle, Charismatic Court, Spectacular Bid Road, Riva Ridge Drive, Citation Circle, Equestrian Way, Cavalcade Drive, Kentucky Derby Drive, Funny Cide Court, and the portion of Cremello Way associated with the project into the City's maintained street system; and

Resolution No. 2008-19

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 30321, and Accepting Unbridled Circle, Charismatic Court, Spectacular Bid Road, Riva Ridge Drive, Citation Circle, Equestrian Way, Calvalcade Drive, Kentucky Derby Drive, Funny Cide Court, and the Portion of Cremello Way 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.

- A15. TRACT MAP 31591 – REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING GOLDEN LANTERN DRIVE, ALDERTREE COURT, SAND PALM COURT, AND THE PORTIONS OF MORRISON STREET, AND EUCALYPTUS AVENUE ASSOCIATED WITH THE PROJECT INTO THE CITY'S MAINTAINED STREET SYSTEM, DEVELOPER – MVGH 2004, LLC, IRVINE, CA 92614 (Report of: Public Works Department)

Recommendation:

1. Adopt Resolution No. 2008-20 authorizing the acceptance of the public improvements for Tract Map 31591 as complete and accepting Golden Lantern Drive, Aldertree Court, Sand Palm Court, and the portions of Morrison Street, and Eucalyptus Avenue associated with the project into the City's maintained street system; and

Resolution No. 2008-20

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 31591 and Accepting Golden Lantern Drive, Aldertree Court, Sand Palm Court, and the Portions of Morrison Street, and Eucalyptus Avenue 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 of 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.
- A16. PERRIS VALLEY MASTER DRAINAGE PLAN – LATERAL B-3 AND B-3.2 ACCEPT AGREEMENT AND BONDS FOR PUBLIC IMPROVEMENTS. SOUTH ON INDIAN STREET FROM SAN MICHELE ROAD SOUTH TO PERRIS VALLEY STORM DRAIN, WITH WEST LATERALS ON SAN MICHELE ROAD AND NANDINA AVENUE, DEVELOPER – FR/CAL MORENO VALLEY, LLC, A DELAWARE LIMITED LIABILITY COMPANY, LONG BEACH, CA 90802-4217 (Report of: Public Works Department)

Recommendation:

1. Accept the Agreement and Bonds for Public Improvements for Perris Valley Master Drainage Plan – Lateral B-3 and B-3.2;
2. Authorize the Mayor to execute the Agreement;
3. Direct the City Clerk to forward the signed Agreement to the County Recorder's Office for recordation; and
4. Authorize the City Engineer to execute any future time extension amendments to the agreement, subject to City Attorney approval, if the required public improvements are not completed within said timeframe.

- A17. APPROVAL OF QUARTERLY INVESTMENT REPORT – QUARTER ENDED DECEMBER 31, 2007 (Report of: Finance Department)

Recommendation: Approve and accept the quarterly investment report, in compliance with the Investment Policy.

- A18. ANNUAL STATEMENT OF INVESTMENT POLICY (Report of: Finance Department)

Recommendation: Adopt the Annual Statement of Investment Policy.

- A19. ADOPT A MITIGATED NEGATIVE DECLARATION (MND) FOR LASSELLE STREET ROADWAY WIDENING – JOHN F. KENNEDY DRIVE TO ALESSANDRO BOULEVARD. PROJECT NO. 06-50182725 (Report of: Public Works Department)

Recommendation: Adopt a Mitigated Negative Declaration (MND) for the widening of Lasselle Street from John F. Kennedy Drive to Alessandro Boulevard, Capital Improvement Project No. 06-50182725.

- A20. UPDATED STATE AND FEDERAL LEGISLATIVE ADVOCACY PRIORITIES FOR 2008 (Report of: Assistant City Manager)

Recommendation: Review and adopt the proposed State and Federal Legislative Advocacy Priorities for 2008.

- A21. MINUTES - REGULAR MEETING OF FEBRUARY 12, 2008 (Report of: City Clerk's Department)

Recommendation: Approve as submitted.

- A22. 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 February 6-19, 2008.

B. CONSENT CALENDAR - COMMUNITY SERVICES DISTRICT

- B1. ORDINANCES - FIRST READING BY TITLE ONLY
Waived reading of all Ordinance Introductions and read by title only.
- B2. MINUTES - REGULAR MEETING OF FEBRUARY 12, 2008 (Report of: City Clerk's Department)

Recommendation: Approve as submitted.

- B3. AWARD OF CONTRACT - MORENO VALLEY COMMUNITY SERVICES DISTRICT PROJECT NO. E-3/08 – MAINTENANCE OF HIGH SERVICE LEVEL STREETScape LANDSCAPING AND IRRIGATION – MORENO VALLEY RANCH WEST (Report of: Public Works Department)

Recommendation:

1. Approve the Agreement for MVCSD Project E-3/08 (the "Agreement") with Excel Landscape, Inc., Corona, California;
2. Authorize the President of the MVCSD Board to execute said Agreement with Excel Landscape, Inc., and;
3. Authorize the Purchasing Division Manager on April 1, 2008, to issue open purchase orders to Excel Landscape, Inc. in the amounts of:
 - a. THREE HUNDRED NINETY-SEVEN THOUSAND ONE HUNDRED EIGHTY-FIVE AND 00/100 (\$397,185.00) DOLLARS for fifteen (15) months of base maintenance service (\$79,437.00 in FY 2007/08; \$317,748.00 in FY 2008/09) and;
 - b. TWENTY-FOUR THOUSAND ONE HUNDRED EIGHTY-THREE AND 00/100 (\$24,183.00) DOLLARS for anticipated Additional Work (\$9,423.00 in FY 2007/08; \$14,760.00 in FY 2008/09), per Section 3, paragraph h. of said Agreement.

C. CONSENT CALENDAR - COMMUNITY REDEVELOPMENT AGENCY

- C1. ORDINANCES - FIRST READING BY TITLE ONLY
Waived reading of all Ordinance Introductions and read by title only.
- C2. MINUTES - REGULAR MEETING OF FEBRUARY 12, 2008 (Report of: City Clerk's Department)

Recommendation: Approve as submitted.

D. CONSENT CALENDAR - BOARD OF LIBRARY TRUSTEES

- D1. ORDINANCES - FIRST READING BY TITLE ONLY
Waived reading of all Ordinance Introductions and read by title only.
- D2. MINUTES - REGULAR MEETING OF FEBRUARY 12, 2008 (Report of: City Clerk's Department)

Recommendation: Approve as submitted.

Joint Consent Calendar Items A1-D2 except Item A4, which was pulled for separate discussion/action. Approved by a 5-0 vote. m/West, s/Flickinger.

Approved Item A4 by a 4-0-1 vote. m/Flickinger, s/West, Stewart abstained.

AGENDA ORDER

- G3. RESCISSION OF RESOLUTION NO. 2006-130, A RESOLUTION OF FINDINGS OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, REGARDING QUASI-JUDICIAL HEARING REGARDING AN APPEAL OF CITY MANAGER'S DECISION TO APPROVE A PASS-THROUGH PAYMENT TO RESIDENTS OF COUNTRY SQUIRE MOBILE ESTATES; AND, ADOPTION OF RESOLUTION CONTAINING THE CITY COUNCIL'S FINDINGS OF FACT, ANALYSIS, CONCLUSIONS, AND STATEMENT OF DECISION CONCERNING THE REQUESTED PASS-THROUGH COSTS OF THE CAPITAL REPLACEMENT TO THE RESIDENTS OF COUNTRY SQUIRE MOBILE ESTATES (Report of: City Attorney's Office)

Recommendation:

1. That the City Council rescind Resolution No. 2006-130, a Resolution of Findings of the City Council of the City of Moreno Valley, California, regarding quasi-judicial hearing regarding an appeal of City Manager's Decision to approve a pass-through payment to residents of Country Squire Mobile Estates; and
2. Staff recommends that the City Council, per the Order of the Riverside Superior Court, adopt Resolution No. 2008-21 containing the City Council's Findings of Fact, Analysis, Conclusions, and Statement of Decision concerning the requested pass-through costs of the capital replacement to the residents of Country Squire Mobile Estates.

Resolution No. 2008-21

A Resolution of the City Council of the City of Moreno Valley, California, Containing the City Council's Findings of Fact, Analysis, Conclusions, and Statement of Decision Concerning the Requested Pass Through Costs of the Capital Replacement to the Residents of Country Squire Mobile Estates

Council Member Flickinger made a motion, seconded by Mayor Pro Tem West to continue Item G3 to March 25, 2008 City Council Meeting. Approved by a 5-0 vote.

AGENDA ORDER

E. PUBLIC HEARINGS

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

GENERAL PLAN AMENDMENT (PA05-0107) TO AMEND THE LAND USE ELEMENT FROM COMMERCIAL TO BUSINESS PARK/INDUSTRIAL AND TO AMEND THE CIRCULATION ELEMENT TO DESIGNATE A PORTION OF OLD 215 FRONTAGE ROAD AS A MINOR ARTERIAL, ZONE CHANGE (PA05-0106) FROM COMMUNITY COMMERCIAL (CC) AND INDUSTRIAL TO BUSINESS PARK, TENTATIVE PARCEL MAP NO. 33152 (PA05-0108), AND A MASTER PLOT PLAN (PA05-0105) FOR A BUSINESS PARK DEVELOPMENT CONSISTING OF 16 BUILDINGS ON APPROXIMATELY 19 ACRES LOCATED NEAR THE SOUTHEAST CORNER OF ALESSANDRO BOULEVARD AND OLD 215 FRONTAGE ROAD, APPLICANT - ANDLAND PROPERTIES, LLC (Report of: Community Development Department)

Mayor Batey opened the public testimony portion of the public hearing, which was received from Ronald Anderlie, representing Baldwins Automotive (concerned about eliminating access to the back lot).

Wes Alston, an applicant, made a presentation.

Recommendation: Staff recommends that the City Council:

1. Conduct a public hearing;
2. Adopt a Mitigated Negative Declaration and Mitigation Monitoring Program for applications PA05-0108 (Tentative Parcel Map No. 33152), PA05-0108 (Master Plot Plan), PA05-0106 (Zone Change) and PA05-0107 (General Plan Amendment). As designed and conditioned, the applications, individually and cumulatively, will not result in a significant effect on the environment;

Approved by a 5-0 vote. m/Stewart, s/White.

3. Approve Resolution No. 2008-22 approving PA05-0107, thereby establishing General Plan Land Use and Circulation Element designations as described in the Resolution, and as depicted on resolution attachments Exhibit A and Exhibit B;

Resolution No. 2008-22

A Resolution of the City Council of the City of Moreno Valley, California, Approving an Amendment to the General Plan Land Use Element (PA05-0107) to Change the Land Use Designation From Commercial to Business Park/Industrial for the Approximately 6 Net Acres Located within Assessor's Parcel Numbers 297-120-002, 003, 011, 012 and 016, Located Near the Southeast Corner of Alessandro Boulevard and Old 215 Frontage Road, and Approving an Amendment to the General Plan Circulation Element (PA05-0107) to Designate Old 215 Frontage Road Between Alessandro Boulevard and Cactus Avenue as a Minor Arterial, as Described in the Resolution, and the Revised General Plan Maps Attached to the Resolution as Exhibits A and B

Approved by a 5-0 vote. m/Stewart, s/White.

4. Introduce Ordinance No. 769 approving Zone Change (PA05-0106) from Community Commercial (CC) and Industrial to Business Park for approximately 16 acres located generally southeast of Alessandro Boulevard and Old 215 Frontage Road, based on the findings in the ordinance, and as depicted on ordinance attachment Exhibit A; and

Ordinance No. 769

An Ordinance of the City Council of the City of Moreno Valley, California, Approving PA05-0106 (Zone Change) to Change the Land Use District for Approximately 6 Acres Consisting of Assessor Parcel Numbers 297-012-002, 003, 011, 012, and 016 from the Community Commercial Land Use District to the Business Park Land Use District and to Change the Land Use District for Approximately 10 Acres Consisting of a Portion of Assessor Parcel Number 297-100-007 from the Industrial Land Use District to the Business Park Land Use District

Approved by a 5-0 vote. m/Stewart, s/White.

5. Approve Resolution No. 2008-23 approving Tentative Parcel Map No. 33152 (PA05-0108) and Master Plot Plan (PA05-0105) to allow development of a 19-acre business park and to create two parcels for future development, subject to a General Plan Amendment and Zone Change, and based on the findings in the resolution, and the conditions of approval attached to the resolution as Exhibit A

Resolution No. 2008-23

A Resolution of the City Council of the City of Moreno Valley Approving Application Numbers PA05-0105 (Master Plot Plan) And PA05-0108 (Tentative Parcel Map Number 33152) to Allow Development of a 19-Acre Business Park and to Create Two Future Development Parcels, Involving Approximately 25 Acres South of Alessandro Boulevard, East of Old 215 Frontage Road (Assessor's Parcel Numbers 297-100-007 And 297-120-002, 003,. 011, 012 And 016)

Approved by a 5-0 vote. m/Stewart, s/White.

AGENDA ORDER

Special Presentations – continued from earlier in the meeting.

Item #3: Asphalt Concrete Grant Award from the California Integrated Waste Management Board (CIWMB) to the City of Moreno Valley

Rosalie Mulé, California Integrated Waste Management Board Member, presented a \$150,000 check to the City of Moreno Valley.

AGENDA ORDER

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

None

G. REPORTS

G1. CITY COUNCIL REPORTS ON REGIONAL ACTIVITIES

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

Council Member Stewart reported that DHL-Polar Air hearing regarding adding international flight will be held on March 29, 2008 at 9 a.m. in Grove Community Church on Grove Community Drive in Riverside (in the middle of the neighborhood opposing the DHL's addition). He encouraged anybody supporting DHL cargo and industrial operations to attend the meeting in order to keep jobs in the area and benefit financially the neighborhood economy and military base.

Mayor Batey reported that Riverside County Habitat Conservation Agency (RCHCA) will be hosting lunch with auditors for finance directors from all jurisdictions.

G2. POLICE SERVICES – ZONE DEPLOYMENT – POWERPOINT PRESENTATION (Report of: Police Department)

Mayor Batey opened the agenda item for public comments; there being none, public comments were closed.

No action required.

G4. CITY MANAGER'S REPORT (Informational Oral Presentation – not for Council action)

Assistant City Manager Betsy Adams gave an update on the upcoming Comedy Night scheduled on March 15 at the Conference and Recreation Center. This event will benefit a new library. Thirty-six seats are still available. More information can be obtained from the City's Web site and MVTV.

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

None

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

Council Member White

- 1) Attended Law & Order dinner for all the public safety officers in the County. Moreno Valley resident Jerry Bagley was presented with the Citizen of the Year award for his volunteer work by the 21st American Legion District in Riverside County. It's an honor to be recognized by this organization. Congratulations to Jerry Bagley

Council Member Stewart

- 1) There was a very large intense fire in a house in his District. The house was totally destroyed, but houses on both sides did not suffer any fire damage. Excellent job done by the Fire Department – very fast response. Residents were very pleased and appreciative. Congratulated firefighters.
- 2) Red light camera on Frederick and TownCenter has been installed
- 3) Development at March ARB – a very large sophisticated complex proposed on the east side including a 50-bed hospital. Economic development is taking place –good news for the community

Council Member Flickinger

- 1) The Arts Commission is hosting a Community Arts Forum on Saturday, March 1, 2008, from 10 a.m. to 12 p.m. at the Conference and Recreation Center. Any arts group is invited to attend the forum to bring events and ideas for helping the arts come alive in the city of Moreno Valley
- 2) Rancho Belago Wind Symphony (originally Citrus Wind Symphony) is scheduled to perform on Thursday, 2/28/08 at 7 p.m. at the Conference and Recreation Center. It pays a musical tribute to Leonard Bernstein and George Gershwin. This is a free event
- 3) March 3rd is Read Across America event. Council Members White and Flickinger are going to read at Serrano Elementary School; a very exciting day
- 4) Jerry Bagley is a very special person, a long-time, very active volunteer with the Moreno Valley Police Department
- 5) Referred to Council Member Stewart's compliments on the excellent job performed by the Fire Department. This is one of the many ways in which Moreno Valley's residents tax dollars return excellent services to the residents; very proud of that
- 6) City Council meetings and Planning Commission meetings are now web streamed on the Moreno Valley Web site
- 7) Requested a camera to pick up the side wall for the public to be able to see displays

Mayor Pro Tem West

- 1) During the recent Public Safety Subcommittee meeting, Sergeant Rico and Chief Hall presented a very impressive program dealing with the off-road vehicles and the existing problem. Great progress will be made on this issue
- 2) Will take a trip to Italy; will see the Pope and ask him for prayers for Moreno Valley

Mayor Batey

- 1) Thanked and congratulated firefighters for the excellent job; extremely difficult job; glad that the residents recognized their efforts and also the efforts of the police department
- 2) A Black History Parade will be held on Saturday, March 1
- 3) Attended the ribbon cutting at Bay Family Apartments, a low income housing facility – outstanding place and a great addition to Bay area
- 4) 2T's Bookstore opened by Jack in the Box; is very encouraging to see new businesses opening up
- 5) Tomorrow morning together with Council Member Flickinger, will give an update on the City of Moreno Valley at the State of the Campus breakfast at the University of Riverside
- 6) Congratulated on opening of the first Fresh & Easy Market store in Moreno Valley; encouraged everyone to check it out; it's a different concept; very impressive

CLOSED SESSION - none

ADJOURNMENT

There being no further business to conduct, the meeting was adjourned at 8:05 p.m. by unanimous informal consent.

Submitted by:

Jane Halstead, City Clerk, CMC
Secretary, Moreno Valley Community Services District
Secretary, Community Redevelopment Agency of the City of Moreno Valley
Secretary, Board of Library Trustees

Approved by:

William H. Batey II, Mayor
President, Moreno Valley Community Services District
Chairperson, Community Redevelopment Agency of the City of Moreno Valley
Chairperson, Board of Library Trustees

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