

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

**NOVEMBER 12, 2002**

**CALL TO ORDER**

**SPECIAL PRESENTATIONS – 6:00 p.m.**

1. Chelbana Award

**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.  
NOVEMBER 12, 2002**

**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 David Miller, Lord of Life Lutheran Church

**ROLL CALL**

**INTRODUCTIONS**

PUBLIC COMMENTS **ON MATTERS ON THE AGENDA** WILL BE TAKEN UP AS THE ITEM IS CALLED FOR BUSINESS, BETWEEN STAFF'S REPORT AND CITY COUNCIL DELIBERATION (SPEAKER SLIPS MAY BE TURNED IN UNTIL THE ITEM IS CALLED FOR BUSINESS.) Those wishing to speak should submit a BLUE speaker slip to the Bailiff. There is a three-minute limit per person.

All remarks and questions shall be addressed to the presiding officer or to the City Council and not to any individual Council member, staff member or other person.

PUBLIC COMMENTS **ON MATTERS NOT ON THE AGENDA** UNDER THE JURISDICTION OF THE CITY COUNCIL WILL BE HEARD PRIOR TO CITY COUNCIL REPORTS AND CLOSING COMMENTS. IN THE EVENT THAT THE AGENDA ITEM FOR SUCH PUBLIC COMMENTS HAS NOT BEEN CALLED BY 10:00 P.M., IT SHALL BE CALLED AS THE NEXT ITEM OF BUSINESS FOLLOWING THE CONCLUSION OF ANY ITEM BEING HEARD AT 10:00 P.M. Those wishing to speak should submit a PINK speaker slip to the Bailiff. There is a three-minute limit per person.

All remarks and questions shall be addressed to the presiding officer or to the City Council and not to any individual Council member, staff member or other person.

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

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 OCTOBER 8, 2002 (Report of: City Clerk)  
Recommendation: Approve as submitted
- A3. MINUTES – SPECIAL MEETING OF OCTOBER 15, 2002 (Report of: City Clerk)  
Recommendation: Approve as submitted
- A4. MINUTES – SPECIAL MEETING OF OCTOBER 29, 2002 (Report of: City Clerk)  
Recommendation: Approve as submitted
- A5. APPROVE CONTINUING APPROPRIATIONS FOR FY 2002-03 BUDGET AND FINAL BUDGET ADJUSTMENTS/CORRECTION (Report of: Director of Finance/City Treasurer)  
Recommendation: City Council approve the continuing appropriations for FY 2002-03.
- A6. RECHE CANYON ROAD ALIGNMENT STUDY (Report of: Director of Public Works/City Engineer)  
Recommendation: Approve the Cooperative Agreement between the City of Moreno Valley, the City of Colton, the County of Riverside, and the County of San Bernardino for the preparation of a Project Study Report and Preliminary Environmental Study for the improvement of Reche Canyon Road/Reche Vista Drive; authorize release of Request For

Proposal to Prepare a Road Alignment Study Project Report and Preliminary Environmental Study on Reche Canyon Road and Reche Vista Drive, pending completion of Cooperative Agreement by all other participating agencies; authorize transfer of \$13,750 from Account No. 125.67521 (Preliminary Street Engineering) to Account No. 125.67521 (Reche Vista/Reche Canyon PSR); and authorize staff to withdraw funding from Account No. 125.67521 to pay for the approved expenditures.

- A7. MARCH AIR RESERVE BASE RESOLUTION (Report of: City Manager)  
Recommendation: Adopt Resolution 2002-67 in support of March Air Reserve Base.

Resolution No. 2002-67

A Resolution of the City Council of the City of Moreno Valley, California, In Honor and Support of the March Air Reserve Base and the Military and Civilian Personnel Stationed Therein

- A8. WARRANT REPORT – SEPTEMBER, 2002 (Report of: Director of Finance/City Treasurer)  
Recommendation: Adopt Resolution No. 2002-68, approving the Warrant Report, dated September, 2002 in the total amount of \$3,324,668.76.

Resolution No. 2002-68

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Warrant Report Dated September 30, 2002

- A9. APPROVAL OF COOPERATIVE AGREEMENT FOR LINE A-A, LATERAL C OF THE WEST END MORENO MASTER DRAINAGE PLAN, BETWEEN THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, CITY OF MORENO VALLEY, AND WESTERN PACIFIC HOUSING, INC., WEST OF ELSWORTH STREET AND NORTH OF COTTONWOOD AVENUE (WESTERN PACIFIC HOUSING, INC.) (Report of: Director of Public Works/City Engineer)  
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 West End Moreno MDP Line A-A, Lateral C; 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.

- A10. RATIFICATION OF PROPOSED PROJECTS FOR THE HAZARD ELIMINATION SAFETY PROGRAM GRANT APPLICATION (Report of: Director of Public Works/City Engineer)  
Recommendation: Ratify the submission of the proposed projects for the Hazard Elimination Safety (HES) Program Grant Application.
- A11. FINAL MAP 21040-5 – ACCEPT SUBSTITUTION OF BONDS AND AGREEMENT FOR PUBLIC RIGHT OF WAY IMPROVEMENTS, NORTH OF ELDER AND EAST OF MORRISON STREET (FIESTA DEVELOPMENT, INC.) (Report of: Director of Public Works/City Engineer)  
Recommendation: Accept the substitution of bonds and Agreement for Public Improvements for Final Map 21040-5; authorize the Mayor to execute the agreement; direct the City Clerk to forward the signed agreement to the County Recorder’s Office for recordation; and instruct the City Engineer to prepare the exoneration of the Faithful Performance Bond and Material & Labor Bond placed by Procopius Land Company upon acceptance of the substitution bonds and agreement.
- A12. PARCEL MAP 29925 – REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT RESOLUTION NO. 2002-71, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY AUTHORIZING ACCEPTANCE OF THE PUBLIC RIGHT-OF-WAY IMPROVEMENTS AS COMPLETE AND ACCEPTING JOHN F. KENNEDY DRIVE AND PERRIS BOULEVARD INTO THE CITY MAINTAINED STREET SYSTEM, SOUTHEAST CORNER OF JOHN F. KENNEDY DRIVE AND PERRIS BOULEVARD (DOLAN CONSTRUCTION CO., INC.) (Report of: Director of Public Works/City Engineer)  
Recommendation: Approve a 90% reduction to the Faithful Performance Bond for Parcel Map 29925; instruct the City Engineer to prepare a 90% reduction to the Faithful Performance Bond; and adopt Resolution No. 2002-71 authorizing the acceptance of the public right-of-way improvements for Parcel Map 29925 as complete and accepting John F. Kennedy Drive and Perris Boulevard into the City maintained street system.

Resolution No. 2002-71

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Right-of-Way Improvements as Complete Within Parcel Map 29925, and Accepting John F. Kennedy Drive and Perris Boulevard into the City Maintained Street System

- A13. APPROVAL OF QUARTERLY INVESTMENT REPORT – QUARTER ENDED SEPTEMBER 30, 2002 (Report of: Director of Finance/City Treasurer)  
Recommendation: Approve and accept the quarterly investment report, in compliance with California Government Code Section 53646.
- A14. GRANT OF UTILITY EASEMENT TO SOUTHERN CALIFORNIA EDISON COMPANY AT COLLEGE PARK FIRE STATION NO. 91, PROJECT NO. 00-4372540 (Report of: Director of Public Works/City Engineer)  
Recommendation: Grant a utility easement to Southern California Edison Company (SCE) and authorize the City Engineer to execute the Grant of Easement.

**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 OCTOBER 8, 2002 (Report of: City Clerk)  
Recommendation: Approve as submitted
- B3. MINUTES – SPECIAL MEETING OF OCTOBER 15, 2002 (Report of: City Clerk)  
Recommendation: Approve as submitted
- B4. MINUTES – SPECIAL MEETING OF OCTOBER 29, 2002 (Report of: City Clerk)  
Recommendation: Approve as submitted
- B5. APPROVAL OF PROPOSAL FOR RIVERSIDE INTERNATIONAL RACEWAY MONUMENT AT TOWNGATE PARK PHASE II RECREATION CENTER (Report of: Director of Parks and Recreation)  
Recommendation: Approve the proposal for the Riverside International Raceway Monument at TownGate Park Phase II Recreation Center.
- B6. FINAL MAPS 23388 AND 23455 – ACCEPT LANDSCAPE AND IRRIGATION IMPROVEMENTS INTO THE CSD LANDSCAPE MAINTENANCE ZONE E-4 AND REDUCE FAITHFUL PERFORMANCE BONDS FOR LANDSCAPE AND IRRIGATION IMPROVEMENTS, NORTH SIDE OF JOHN F. KENNEDY DRIVE, EAST OF MORENO

BEACH DRIVE (KB HOME GREATER LOS ANGELES, INC.) (Report of: Director of Public Works/City Engineer)

Recommendation: Accept landscape & irrigation improvements for Final Maps 23388 and 23455 into the Moreno Valley Community Services District Landscape Maintenance Zone E-4; approve a 90% reduction to the Landscape & Irrigation Faithful Performance Bonds; and instruct the City Engineer to prepare a 90% reduction letter reducing the Landscape & Irrigation Faithful Performance Bonds.

- B7. FINAL MAPS 23553-2 AND 23553-3 – REDUCE FAITHFUL PERFORMANCE BONDS FOR EQUESTRIAN TRAIL AND LANDSCAPE & IRRIGATION IMPROVEMENTS AND ACCEPT EQUESTRIAN TRAIL AND LANDSCAPE & IRRIGATION IMPROVEMENTS INTO THE MORENO VALLEY COMMUNITY SERVICES DISTRICT ZONES A AND E RESPECTIVELY, EAST SIDE OF PIGEON PASS ROAD, NORTH OF SUNNYMEAD RANCH PARKWAY (MV DEVELOPMENT, LLC) (Report of: Director of Public Works/City Engineer)

Recommendation: Accept equestrian trail and landscape & irrigation improvements for Final Maps 23553-2 and 23553-3 into the Moreno Valley Community District Zones A and E respectively; approve a 90% reduction to the Landscape & Irrigation and Equestrian Trail Faithful Performance Bonds; and instruct the City Engineer to prepare a 90% reduction letter reducing the Landscape and Irrigation and Equestrian Trail Faithful Performance Bonds.

**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 OCTOBER 8, 2002 (Report of: City Clerk)  
Recommendation: Approve as submitted
- C3. MINUTES – SPECIAL MEETING OF OCTOBER 15, 2002 (Report of: City Clerk)  
Recommendation: Approve as submitted
- C4. MINUTES – SPECIAL MEETING OF OCTOBER 29, 2002 (Report of: City Clerk)  
Recommendation: Approve as submitted

**D. PUBLIC HEARINGS**

Questions or comments from the public on a Public Hearing matter are limited to five minutes per individual and must pertain to the subject under consideration. Those wishing to speak should complete and submit a GOLDENROD speaker slip to the Bailiff.

D1. A PUBLIC HEARING REGARDING A GENERAL PLAN AMENDMENT (PA02-0050) CHANGE OF ZONE (PA02-0051) AND CONDITIONAL USE PERMIT (PA02-0052) FOR A SELF-STORAGE FACILITY LOCATED ON THE SOUTH SIDE OF SUNNYMEAD BLVD. BETWEEN PERRIS BLVD. AND KITCHING ST. AND SUBMITTED BY CHUCK PIFER OF PIFER DEVELOPMENT (Report of: Director of Community and Economic Development)

Recommendation: The Planning Commission recommends that the City Council conduct a public hearing to:

1. Adopt a Negative Declaration for PA02-0050 (General Plan Amendment), PA02-0051 (Change of Zone), and PA02-0052 (Conditional Use Permit) pursuant to Section 15063 (c) of the California Environmental Quality Act (CEQA) Guidelines;
2. Approve Resolution No. 2002-69, thereby approving PA02-0050 (General Plan Amendment), based on the findings in the City Council Resolution;
3. Introduce Ordinance No. 612, thereby approving PA02-0051 (Change of Zone) based on the findings in City Council Ordinance; and
4. Approve Resolution No. 2002-70, thereby approving PA02-0052 (Conditional Use Permit), based on the findings in City Council Resolution and the conditions of approval.

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



**F. REPORTS**

- F1. REPORT TO CONSIDER PUBLIC COMMENTS REGARDING THE MAIL BALLOT PROCEEDING TO REACTIVATE CSD ZONE D (PARKWAY LANDSCAPE MAINTENANCE) AT THE STANDARD SERVICE LEVEL FOR TRACT 20715 (Report of: Director of Public Works/City Engineer)  
Recommendation: That the City Council, acting in their respective capacities as President and Members of the Board of Directors of the Moreno Valley Community Services District Zone D (CSD), accept public comments regarding reactivation of CSD Zone D (Parkway Landscape Maintenance) at the Standard Service Level for Tract 20715, the associated annual charge, and one-time charges.

**G. 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 PINK speaker slip to the Bailiff. There is a three-minute time limit per person.

All remarks and questions shall be addressed to the presiding officer or to the City Council and not to any individual Council member, staff member or other person.

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

## **CLOSED SESSION**

### **PUBLIC COMMENTS ON CLOSED SESSION ITEMS**

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

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

There is a three-minute time limit per person. Please complete and submit a LAVENDER speaker slip to the City Clerk.

All remarks and questions shall be addressed to the presiding officer or to the City Council and not to any individual Council member, staff member or other person.

The Closed Session will be held pursuant to Government Code:

- 1) SECTION 54956.9(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: -4-

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

### **ADJOURNMENT**