

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

**SEPTEMBER 13, 2005**

**CALL TO ORDER**

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

1. Proclamation Recognizing National Anthem Project Day – September 14, 2005
2. Proclamation Recognizing Constitution Week – September 17-23, 2005
3. President's Call to Service Award – Harold Schlef
4. Firefighter of the Quarter – Dan Olson
5. Proclamation Recognizing Moreno Valley Hispanic Chamber of Commerce - Se Habla Español Program

**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.  
SEPTEMBER 13, 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 Lacy Sykes, Jr., CrossWord Christian 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-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. MINUTES - REGULAR MEETING OF AUGUST 23, 2005 (Report of: City Clerk's Department)  
Recommendation: Approve as submitted.
  
- A3. RESOLUTION COMMEMORATING THE SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS' 40 YEARS OF SERVICE TO THE SOUTHERN CALIFORNIA REGION (Report of: City Manager)  
Recommendation: Adopt Resolution No. 2005-75, commemorating the Southern California Association of Governments' (SCAG) 40 years of service to the Southern California Region.

Resolution No. 2005-75

A Resolution of the City Council of the City of Moreno Valley, California, Commemorating the Southern California Association of Governments' 40 Years of Service to the Southern California Region

- A4. MORENO VALLEY RANCH SPECIFIC PLAN 193 – EXONERATE PARK FACILITY PAYMENT BOND FOR PLANNING AREAS 24, 25, 32, 49, 49A, AND 50, SUBDIVIDER – MCKENZIE VISTA, LP, P. O. BOX 178 BOW, WA 98232 (Report of: Parks & Recreation Department)  
Recommendation: Approve the exoneration of the Park Facility Bond for Planning Areas 24, 25, 32, 49, 49A, and 50; and authorize

the Director of Parks and Recreation to exonerate the Park Facility Payment Bond.

- A5. REQUEST FOR NO PARKING ZONE ON EASTBOUND EUCALYPTUS AVENUE TOWARD THE CORNER OF ELSWORTH STREET (Report of: Public Works Department)  
Recommendation: That 425 feet of "No Parking Zone" be installed, starting at 594 east of intersection of Eucalyptus Avenue/Towngate Boulevard and ending 1019 feet east of intersection of Eucalyptus Avenue/Towngate Boulevard.
- A6. APPROVAL OF FINAL MAP 27251 – SINGLE FAMILY RESIDENTIAL PROJECT, AND ACCEPT AGREEMENT & BONDS FOR PUBLIC RIGHT-OF-WAY IMPROVEMENTS NORTHEAST CORNER OF MORRISON STREET AND EUCALYPTUS AVENUE, SUBDIVIDER -RICHLAND MEADOWLAND, LTD. 4100 NEWPORT PLACE, SUITE 800, NEWPORT BEACH, CA 92660-1403 (Report of: Public Works Department)  
Recommendation: Approve Final Map 27251, 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.
- A7. FINAL MAP 29732 (OFFSITE IMPROVEMENTS), AMENDMENT TO AGREEMENT FOR PUBLIC IMPROVEMENTS (TIME EXTENSION), NORTHEAST CORNER OF IRIS AVENUE AND OLIVER STREET, SUBDIVIDER: GREYSTONE HOMES, INC., 40980 COUNTY CENTER DRIVE, SUITE 110, TEMECULA, CA 92591 (Report of: Public Works Department)  
Recommendation: Authorize the Mayor to execute the Amendment to Agreement for Public Improvements for Final Map 29732 (Offsite Improvements); and instruct the City Clerk to forward the completed Amendment to Agreement for Public Improvements to the County Recorder's Office for recordation.
- A8. FINAL MAP 29038 – SINGLE FAMILY RESIDENTIAL PROJECT, AMENDMENT TO AGREEMENT FOR PUBLIC IMPROVEMENTS (TIME EXTENSION) SOUTHEAST CORNER OF KRAMERIA AVENUE AND SADDLEBROOK LANE SUBDIVIDER: WL HOMES, LLC, C/O JOHN LAING HOMES, 255 EAST RINCON STREET, SUITE 100, CORONA, CA 92879 (Report of: Public Works Department)  
Recommendation: Authorize the Mayor to execute the Amendment to Agreement for Public Improvements for Final Map 29038; and

instruct the City Clerk to forward the completed Amendment to Agreement for Public Improvements to the County Recorder's Office for recordation.

- A9. ACCEPTANCE OF FEE INTEREST IN ASSESSOR'S PARCEL NUMBER 477-190-032 (APPROXIMATELY 8.75 ACRES LOCATED AT THE SOUTHWEST CORNER OF MORENO BEACH BOULEVARD AND COTTONWOOD AVENUE (Report of: Public Works Department)

Recommendation: Transfer \$1,235,000 from the Moreno Valley Public Financing Authority 2005 Lease Revenue Bonds into Fund 601 - Electrical Utility; approve the Budget Appropriation to the 2005/2006 budget of Fund 601 – Electrical Utility to increase the spending authority by \$1,235,000 to fund the purchase of the substation land; adopt Resolution No. 2005-76 and direct the City Clerk to certify the acceptance of the grant deed and place said certification in escrow for recordation with the original grant deed when the escrow is complete; and authorize the transfer of funds necessary to complete the purchase of the subject parcel to Chicago Title and Escrow Company.

Resolution No. 2005-76

A Resolution of the City Council of the City of Moreno Valley, California, Accepting Conveyance of Title in Certain Property for Public Service Purposes

- A10. WARRANT REPORT – JULY 31, 2005 (Report of: Finance Department)

Recommendation: Adopt Resolution No. 2005-81, approving the Warrant Report, dated July, 2005 in the total amount of \$13,968,627.09.

Resolution No. 2005-81

A Resolution of the City Council of the City of Moreno Valley, Approving the Warrant Report Dated July 31, 2005

- A11. RESOLUTION NO. 2005-82, APPROVE AND AUTHORIZE EXECUTION OF PROGRAM SUPPLEMENT AGREEMENT NO. M019, TO THE ADMINISTERING AGENCY-STATE AGREEMENT FOR FEDERAL-AID PROJECT NO. BHLS-5441 (039), HEACOCK STREET BRIDGE OVER PERRIS VALLEY STORM DRAIN, LATERAL A – PROJECT NO. 06-12566825 (Report of: Public Works Department)

Recommendation: Adopt Resolution No. 2005-82, and approve and authorize the execution of Program Supplement Agreement No. M019, to the Administering Agency-State Agreement for Federal-Aid, Project No. BHLS-5441 (039) for preliminary engineering; and authorize the Mayor to execute the Program Supplement Agreement No. M019.

Resolution No. 2005-82

A Resolution of the City Council of the City of Moreno Valley, California, Approving and Authorizing the Execution of a Program Supplement No. M019 to Administering Agency-State Agreement No. BHLS-5441 (039) for Federal-Aid Projects Between the State of California, Acting by and Through the Department of Transportation, and the City of Moreno Valley

- A12. TEETER COMMISSION APPOINTMENTS (Report of: City Clerk)  
Recommendation: Appoint Mayor Pro Tem Bonnie Flickinger as the primary representative and Council Member Charles R. White as the alternate representative to the Teeter Commission.

**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 AUGUST 23, 2005 (Report of: City Clerk's Department)  
Recommendation: Approve as submitted.
- B3. MORENO VALLEY RANCH SPECIFIC PLAN 193 – EXONERATE PARK FACILITY PAYMENT BOND FOR PLANNING AREAS 24, 25, 32, 49, 49A, AND 50, SUBDIVIDER – MCKENZIE VISTA, LP, P. O. BOX 178 BOW, WA 98232 (Report of: Parks & Recreation Department)  
Recommendation: Approve the exoneration of the Park Facility Bond for Planning Areas 24, 25, 32, 49, 49A, and 50; and authorize the Director of Parks and Recreation to exonerate the Park Facility Payment Bond.
- B4. RECOMMENDATION TO AWARD BID FOR CONTRACT MOWING OF PARKS (P&R) (Report of: Parks and Recreation)  
Recommendation: Award the Bid for Contract Mowing of Parks (P&R) to DLS Landscape, Inc., 32398 Dunlap Blvd., Yucaipa,

California 92399, in the amount of \$187,740; authorize the Mayor to execute a Contract Agreement with the above-mentioned contractor; authorize the Finance Director to issue a purchase order upon execution of the contract to the above-mentioned contractor not to exceed the amount of \$187,740. Funds are available in CSD Zone A, Account 161.76310.6261.

- B5. COMMUNITY FACILITIES DISTRICT NO. 1 (NEIGHBORHOOD PARK MAINTENANCE) - ANNEXATION 2005-8 (Report of: Public Works Department)

Recommendation: Adopt Resolution No. CSD 2005-18; a Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, certifying the results of an election and adding property to Community Facilities District No. 1 ("CFD No. 1").

Resolution No. CSD 2005-18

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Certifying the Results of an Election and Adding Property to Community Facilities District No. 1

**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 AUGUST 23, 2005 (Report of: City Clerk's Department)

Recommendation: Approve as submitted.

**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 - REGULAR MEETING OF AUGUST 23, 2005 (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 TRACTS 32145 & 32146 (AND ALL THEIR AFFECTED PHASES) FOR: APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE – TRACT 32145 IS LOCATED ON THE NORTHEAST CORNER OF IRIS AVENUE AND LOS CABOS DRIVE; TRACT 32146 IS LOCATED ON THE WEST SIDE OF LASSELLE STREET NORTH OF IRIS AVENUE AND SOUTH OF GENTIAN AVENUE; AND MAIL BALLOT PROCEEDING FOR ASSESSOR PARCEL NUMBER (APN) 304-100-002 - BROADSTONE MORENO VALLEY RANCH, LLC (BROADSTONE APARTMENTS) – FOR APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE – SOUTHEAST CORNER OF MORENO BEACH DRIVE AND JOHN F KENNEDY DRIVE; AND MAIL BALLOT PROCEEDING FOR APN 477-780-004, 477-780-006 AND 477-780-007 – MVPJL, LLC (MORENO BEACH PLAZA) – FOR APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE – NORTHWEST CORNER OF MORENO BEACH DRIVE AND TRAIL RIDGE WAY (Report of: Public Works Department)

Recommendation: That the City Council after conducting the public hearing:

1. Tabulate the mail ballots for Tentative Tracts 32145 & 32146 (and all their affected phases), APN 304-100-002 (Broadstone Apartments) and APNs 477-780-004, 477-780-006 and 477-780-007 (Moreno Beach Plaza) for the described service;
2. Verify and accept the result 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 NPDES



regulatory rate to Tentative Tracts 32145 & 32146 (and all their affected phases), APN 304-100-002 (Broadstone Apartments) and APN's 477-780-004, 477-780-006 and 477-780-007 (Moreno Beach Plaza).

E2. MAIL BALLOT PROCEEDING FOR TENTATIVE TRACT 31305 (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. LOCATED AT THE NORTHWEST CORNER OF EUCALYPTUS AVENUE AND NASON STREET; AND MAIL BALLOT PROCEEDING FOR CSD ZONE M (COMMERCIAL/INDUSTRIAL IMPROVED MEDIAN MAINTENANCE) APNS 292-230-005 AND 292-230-006 (AUTO ZONE). LOCATED AT THE NORTHEAST CORNER OF SUNNYMEAD BOULEVARD AND GRAHAM STREET (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 APNs 292-230-005 & 292-230-006 (Auto Zone) and Tentative Tract 31305 (and all affected phases) 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 Listing (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 maximum regulatory rate to the project participating in each identified program.

E3. MAIL BALLOT PROCEEDING FOR COMMUNITY SERVICES DISTRICT ZONE M (COMMERCIAL/INDUSTRIAL IMPROVED MEDIAN MAINTENANCE) FOR APNS 484-020-010 AND 484-020-022 VP DEVELOPMENT (ALESSANDRO/KITCHING APARTMENTS). LOCATED AT THE SOUTHWEST CORNER OF ALESSANDRO BOULEVARD AND KITCHING STREET (Report of:

Public Works Department)

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

1. Tabulate the mail ballot for APNs 484-020-010 and 484-020-022 (Alessandro/Kitching Apartments) for Zone M
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.

E4. PUBLIC HEARING TO ADOPT FISCAL YEAR 2005-2006 ANNUAL ACTION PLAN AMENDMENT #2 (Report of: Economic Development Department)

Recommendation: That the City Council:

1. Conduct a Public Hearing to allow the public an opportunity to comment on the proposed 2005-06 Annual Action Plan Amendment #2 and,
2. Adopt the proposed 2005-06 Annual Action Plan Amendment #2.

E5. ZONE CHANGE TO ESTABLISH A NEW LIGHT INDUSTRIAL ZONING, MUNICIPAL CODE AMENDMENT TO REVISE EXISTING BUSINESS PARK ZONING, ESTABLISH PERMITTED USES FOR THE LIGHT INDUSTRIAL ZONE, AND MODIFY THE STANDARDS PERTAINING TO SELF-STORAGE WAREHOUSES (Report of: Community Development Department)

Recommendation: That the City Council:

1. Adopt a Negative Declaration for PA05-0012, in that the project will not have the potential for a significant impact on the environment; and
2. Introduce Ordinance No. 693, modifying Title 9 of the Municipal Code, Permitted Uses Table 9.02.020-1 (Exhibit 3A), Section 9.09.140 pertaining to the purposes of the industrial zones (Exhibit 3C), and establishing zoning designations as identified in Exhibit 3D.

Ordinance No. 693

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Title 9, Municipal Code, Chapter 2, Section 9.02.020, Permitted Uses Table to Establish a New Light Industrial Zone with Identified Permitted Uses, and Modify the Uses Permitted in the Business Park Designation and Require a Conditional Use Permit for Storage Lots or Mini-Warehouses in the Community Commercial; Modify Section 9.09.140 to Add Additional Wording with Regard to the Compatibility of Self-Storage Warehouses; and Modify the Purpose of the Industrial Zones (Section 9.05.020) to Provide a Purpose for the Newly Established Light Industrial Zoning, and to Revise the Purpose of the Business Park Designation. In Addition, the Zoning Atlas will also be Modified to Change Zoning from Business Park to Light Industrial. The Zone Change will Affect Portions of the Area South of Alessandro Boulevard, North of Cactus Ave, East of Elsworth St., and West of Heacock St.

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

**G. REPORTS**

**G1. FORMATION OF COMMUNITY FACILITIES DISTRICT NO. 4 – INFRASTRUCTURE (Report of: Public Works Department)  
Recommendation: That the City Council:**

1. Approve and adopt Resolution No. 2005-88; a Resolution of the City Council of the City of Moreno Valley, California, approving the Form of the First Amendment to the Acquisition/Financing Agreement for Community Facilities District No. 4 – Infrastructure;

Resolution No. 2005-88

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Form of the First Amendment to the Acquisition/Financing Agreement for Community Facilities District No. 4 - Infrastructure

2. Approve and adopt Resolution No. 2005-89; a Resolution of the City Council of the City of Moreno Valley, California, approving a boundary map showing the boundaries of the

territory of proposed to be included in proposed Community Facilities District No. 4 – Infrastructure of the City of Moreno Valley.

Resolution No. 2005-89

A Resolution of the City Council of the City of Moreno Valley, California, Approving a Boundary Map Showing The Boundaries of the Territory of Proposed to be Included in Proposed Community Facilities District No. 4 - Infrastructure of the City of Moreno Valley

3. Approve and adopt Resolution No. 2005-90; a Resolution of the City Council of the City of Moreno Valley, California, declaring its intention to establish Community Facilities District No. 4 – Infrastructure of the City of Moreno Valley and to authorize the levy of a special tax therein to finance the acquisition or construction of certain public facilities; and

Resolution No. 2005-90

A Resolution of the City Council of the City of Moreno Valley, California, Declaring its Intention to Establish Community Facilities District No. 4 - Infrastructure of the City of Moreno Valley and to Authorize the Levy of a Special Tax Therein to Finance the Acquisition or Construction of Certain Public Facilities

4. Approve and adopt Resolution No. 2005-91; a Resolution of the City Council of the City of Moreno Valley, California, declaring the necessity of CFD No. 4 – Infrastructure of the City of Moreno Valley to incur a bonded indebtedness to be secured by special taxes levied within such district to pay for the acquisition or construction of certain public facilities.

Resolution No. 2005-91

A Resolution of the City Council Of The City Of Moreno Valley, California, Declaring The Necessity Of Community Facilities District No. 4 - Infrastructure Of The City Of Moreno Valley To Incur A Bonded Indebtedness To Be Secured By Special Taxes Levied Within Such District To Pay For The Acquisition Or Construction Of Certain Public Facilities

G2. FORMATION OF COMMUNITY FACILITIES DISTRICT NO. 4 – MAINTENANCE (Report of: Public Works Department)  
Recommendation: That the City Council:

1. Approve and adopt Resolution No. 2005-83; a Resolution of the City Council of the City of Moreno Valley, California, approving a Maintenance Agreement by and among the Centerpointe Business Park Property Owners Association, Community Facilities District No. 4 – Maintenance of the City of Moreno Valley and the City of Moreno Valley;

Resolution No. 2005-83

A Resolution of the City Council of the City of Moreno Valley, California, Approving a Maintenance Agreement by and Among Centerpointe Business Park Property Owners Association, Community Facilities District No. 4 – Maintenance of the City of Moreno Valley and the City of Moreno Valley

2. Approve and adopt Resolution No. 2005-84; a Resolution of the City Council of the City of Moreno Valley, California, approving a boundary map showing the boundaries of the territory proposed to be included in proposed Community Facilities District No. 4 – Maintenance of the City of Moreno Valley;

Resolution No. 2005-84

A Resolution of the City Council of the City of Moreno Valley, California, Approving a Boundary Map Showing the Boundaries of the Territory Proposed to be Included in Proposed Community Facilities District No. 4 – Maintenance of the City of Moreno Valley

3. Approve and adopt Resolution No 2005-85; a Resolution of the City Council of the City of Moreno Valley, California, declaring its intention to establish Community Facilities District No. 4 – Maintenance of the City of Moreno Valley and to authorize the levy of a special tax therein to finance the maintenance of certain storm water and detention basin facilities;

Resolution No. 2005-85

A Resolution of the City Council of the City of Moreno Valley, California, Declaring its Intention to Establish Community Facilities District No. 4 – Maintenance of the City of Moreno Valley and to Authorize the Levy of a Special Tax Therein to Finance the Maintenance of Certain Storm Water and Detention Basin Facilities

4. Approve and adopt Resolution No. 2005-86; a Resolution of the City Council of the City of Moreno Valley, California, adopting a map showing the boundaries of territory proposed to be annexed in the future to Community Facilities District No. 4 – Maintenance of the City of Moreno Valley; and

Resolution No. 2005-86

A Resolution of the City Council of the City of Moreno Valley, California, Adopting a Map Showing the Boundaries of Territory Proposed to be Annexed in the Future to Community Facilities District No. 4 – Maintenance of the City of Moreno Valley

5. Approve and adopt Resolution No. 2005-87; a Resolution of the City Council of the City of Moreno Valley, California, declaring the intention to annex territory in the future to Community Facilities District No. 4 – Maintenance of the City of Moreno Valley.

Resolution No. 2005-87

A Resolution of the City Council of the City of Moreno Valley, California, Declaring Intention to Annex Territory in the Future to Community Facilities District No. 4 - Maintenance of the City of Moreno Valley

- G3. FORMATION OF COMMUNITY FACILITIES DISTRICT (CFD) NO. 5 (Report of: Public Works Department)  
Recommendation: That the City Council:

1. Approve and adopt Resolution No. 2005-77: a Resolution of the City Council of the City of Moreno Valley, California, approving the Form of the First Amendment to the Acquisition/Financing Agreement for Community Facilities District No. 5 of the City of Moreno Valley;

Resolution No. 2005-77

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Form of the First Amendment to the Acquisition/Financing Agreement for Community Facilities District No. 5 of the City of Moreno Valley

2. Approve and adopt Resolution No. 2005-78; a Resolution of the City Council of the City of Moreno Valley, California, approving a Boundary Map Showing the Boundaries of the Territory Proposed to be Included in Proposed Community Facilities District No. 5 of the City of Moreno Valley;

Resolution No. 2005-78

A Resolution of the City Council of the City of Moreno Valley, California, Approving a Boundary Map Showing the Boundaries of the Territory Proposed to be Included in Proposed Community Facilities District No. 5 of the City of Moreno Valley

3. Approve and adopt Resolution No. 2005-79; a Resolution of the City Council of the City of Moreno Valley, California, declaring its Intention to Establish Community Facilities District No. 5 of the City of Moreno Valley and to authorize the Levy of a Special Tax therein to Finance the Acquisition or Construction of Certain Public Facilities;

Resolution No. 2005-79

A Resolution of the City Council of the City of Moreno Valley, California, Declaring its Intention to Establish Community Facilities District No. 5 of the City of Moreno Valley and to Authorize the Levy of a Special Tax Therein to Finance the Acquisition or Construction of Certain Public Facilities

4. Approve and adopt Resolution No. 2005-80; a Resolution of the City Council of the City of Moreno Valley, California, Declaring the necessity of Community Facilities District No. 5 of the City of Moreno Valley to Incur a Bonded Indebtedness to be secured by Special Taxes Levied within such District to Pay for the Acquisition or Construction of Certain Public Facilities.

Resolution No. 2005-80

A Resolution of the City Council of the City of Moreno Valley, California, Declaring the Necessity of Community Facilities District No. 5 of the City of Moreno Valley to Incur a Bonded Indebtedness to be Secured by Special Taxes Levied Within Such District to Pay for the Acquisition or Construction of Certain Public Facilities

- G4. LEGISLATIVE UPDATE (Report of: Interim Assistant City Manager)  
Recommendation: That the City Council receive and file the informational report.
- G5. CITY MANAGER'S REPORT (Informational Oral Presentation – not for Council action)

**H. LEGISLATIVE ACTIONS**

ORDINANCES - 1ST READING AND INTRODUCTION - NONE

ORDINANCES - 2ND READING AND ADOPTION

- H1. ORDINANCE NO. 689 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, APPROVING PA04-0157 (ZONE CHANGE) TO CHANGE THE LAND USE FROM OFFICE TO R15 FOR APPROXIMATELY 2.36 ACRES ON ASSESSOR'S PARCEL NUMBERS 484-030-008 AND 484-030-011 LOCATED AT 25767 ALESSANDRO BOULEVARD (RECEIVED FIRST READING AND INTRODUCTION JULY 12, 2005 ON A 4-0-1 VOTE) (CONTINUED FROM 8/23/05) (Report of: Community Development Department)  
Recommendation: Adopt Ordinance No. 689.

Ordinance No. 689

An Ordinance of the City Council of the City of Moreno Valley, California, Approving PA04-0157 (Zone Change) to Change the Land Use from Office to R15 for Approximately 2.36 Acres on Assessor's Parcel Numbers 484-030-008 and 484-030-011 Located at 25767 Alessandro Boulevard

- H2. ORDINANCE NO. 691 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, REPEALING AND REENACTING CHAPTER 2.18 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE RELATING TO THE PLANNING COMMISSION (RECEIVED FIRST READING AND



INTRODUCTION AUGUST 23, 2005) (Report of: City Clerk)  
Recommendation: Adopt Ordinance No. 691.

Ordinance No. 691

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Title 2 by Repealing and Reenacting Chapter 2.18 Relating to the Planning Commission

- H3. ORDINANCE NO. 692 – AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, DESIGNATING SPEED LIMIT RECERTIFICATION ON VARIOUS STREETS (RECEIVED FIRST READING AND INTRODUCTION AUGUST 23, 2005) (Report of: Public Works Department)  
Recommendation: Adopt Ordinance No. 692.

Ordinance No. 692

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Section 12.20.020 of Chapter 12.20 of the City of Moreno Valley Municipal Code Relating to a Prima Facie Speed Limit for Certain Streets

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, IF ANY, BY CITY ATTORNEY**

### **ADJOURNMENT**