



**NOTICE AND CALL OF SPECIAL 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**

MAY 9, 2006 – 6:00 P.M.

NOTICE IS HEREBY GIVEN that a special 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 will be held on May 9, 2006, commencing at 6:00 p.m., in the City Council Chamber, City Hall, located at 14177 Frederick Street, Moreno Valley, California.

Said special meeting shall be for the purpose of:

AGENDA

- **CALL TO ORDER**
- **ROLL CALL**
- **PUBLIC COMMENTS ON MATTERS ON THE SPECIAL MEETING AGENDA**

There is a three-minute time limit per person. Please complete and submit a LAVENDER speaker slip to the Bailiff. 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 Items withdrawn for report/discussion will be heard after public hearing items.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. PUBLIC MEETING REGARDING MAIL BALLOT PROCEEDINGS FOR TENTATIVE TRACTS 33256, 32005 AND APN 316-110-008 IN TENTATIVE TRACT 33381 BALLOTTED ITEM: NPDES (Report of: Public Works Department)
Recommendation: Accept public comments regarding the mail ballot proceeding for Tentative Tracts 33256, 32005, and APN 316-110-008 in Tentative Tract 33381 for approval of the National Pollutant Discharge Elimination System (NPDES) regulatory rate schedule.

- A3. MINUTES - REGULAR MEETING OF APRIL 25, 2006 (Report of: City Clerk's Department)
Recommendation: Approve as submitted.

- A4. ACCEPT AND APPROVE AGREEMENT TO REIMBURSE TRANSPORTATION UNIFORM MITIGATION FEE (TUMF) FUNDS BETWEEN WESTERN RIVERSIDE COUNCIL OF GOVERNMENTS (WRCOG) AND CITY OF MORENO VALLEY FOR THE INTERSTATE 215 (I-215)/CACTUS AVENUE INTERCHANGE IMPROVEMENTS – PROJECT NO. 09-41570425 (Report of: Public Works Department)
Recommendation: Accept and approve the Agreement to Reimburse Transportation Uniform Mitigation Fee (TUMF) Funds between Western Riverside Council of Governments (WRCOG) and City of Moreno Valley for the Planning/Project Study Report (PSR) phase services for the I-215/Cactus Avenue Interchange Improvements; and authorize the Mayor to execute the Agreement to Reimburse TUMF Funds between WRCOG and City of Moreno Valley for the Planning/Project Study Report (PSR) phase services for the I-215/Cactus Avenue Interchange Improvements.

- A5. ACCEPT AGREEMENT AND BONDS FOR PUBLIC IMPROVEMENTS FOR MORENO VALLEY UNIFIED SCHOOL DISTRICT – ELEMENTARY SCHOOL NO. 26, EAST SIDE OF HEACOCK STREET BETWEEN DRACAEA AVENUE AND ATWOOD AVENUE, SUBDIVIDER – ASR CONSTRUCTORS, RIVERSIDE, CA (Report of: Public Works Department)
Recommendation: Accept the Agreement and Bonds for Public Improvements for Moreno Valley Unified School District – Elementary School No. 26; 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 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.
- A6. A RESOLUTION OF THE CITY COUNCIL UPHOLDING THE PLANNING COMMISSION’S DENIAL OF A GENERAL PLAN AMENDMENT CHANGING THE LAND USE DESIGNATION FROM OFFICE TO R20 FOR PA05-0063. THE PROJECT SITE (ASSESSOR’S PARCEL NUMBERS 484-231-015 AND 016) IS LOCATED ON THE EAST SIDE OF PERRIS BOULEVARD, SOUTH OF CACTUS AVENUE AND NORTH OF DELPHINIUM AVENUE (Report of: Community Development Department)
Recommendation: Approve Resolution No. 2006-53 upholding the Planning Commission’s denial of the General Plan Amendment PA05-0063.

Resolution No. 2006-53

A Resolution of the City Council of the City of Moreno Valley, California, Upholding the Planning Commission’s Denial of a General Plan Amendment (PA05-0063) Changing the Land Use Designation for Assessor’s Parcel Numbers 484-231-015 and 484-231-016 from “O” (Office) to R20 (Residential; up to 16 Dwelling Units Per Acre) for Approximately 4.28 Acres Located on the East Side of Perris Boulevard, South of Cactus Avenue and North of Delphinium Avenue

- A7. PA03-0020 – APARTMENT COMPLEX, ACCEPT AGREEMENT AND BONDS FOR PUBLIC IMPROVEMENTS, SOUTHWEST CORNER OF ALESSANDRO BOULEVARD AND KITCHING STREET, SUBDIVIDER – WNRA MORENO VALLEY, LLC, IRVINE, CA (Report of: Public Works Department)
Recommendation: Accept the Agreement and Bonds for Public Improvements; 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 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.

- A8. TRACTS 31284 AND 31284-1 – REQUEST TO CONDUCT A FULL ROAD CLOSURE OF COTTONWOOD AVENUE BETWEEN QUINCY STREET AND PRANCER LANE FOR THE CONSTRUCTION OF MAJOR IMPROVEMENTS ASSOCIATED WITH THE QUINCY CHANNEL CROSSING FROM MAY 10, 2006 TO AUGUST 23, 2006, SUBDIVIDER – MERITAGE HOMES OF CALIFORNIA, INC., IRVINE, CA (Report of: Public Works Department)

Recommendation: Authorize a full road closure of Cottonwood Avenue between Quincy Street and Prancer Lane for the construction of major improvements associated with the Quincy Channel Crossing. The road closure will be from May 10, 2006 to August 23, 2006.

- A9. AGREEMENT FOR PROFESSIONAL CONSULTANT DESIGN SERVICES FOR TRAFFIC SIGNAL AT STATE ROUTE (SR) 60 AND REDLANDS BOULEVARD - PROJECT NO. 07-12566625 (Report of: Public Works Department)

Recommendation: Authorize and award the Agreement for Professional Consultant Services to Omnis, 5195 Walnut Avenue, No. 14, Chino, California 91710, to provide design services for the Traffic Signal at State Route 60 and Redlands Boulevard; authorize the Mayor to execute the Agreement for Professional Consultant Services with Omnis; authorize the issuance of a Purchase Order to Omnis, in the amount of \$137,060 (\$124,600 for the proposal amount, plus \$12,460 for the 10% contingency) when the agreement has been signed by all parties (Account No. 125.66625); and authorize the City Manager to execute any subsequent related minor amendments to the Agreement for Professional Consultant Services with Omnis, up to but not exceeding the authorized purchase order contingency amount of \$12,460, subject to approval of the City Attorney.

- A10. PM 33532 (EROSION/GRADING) – ACCEPT THE AGREEMENT AND THE BONDS FOR EROSION CONTROL AND GRADING IMPROVEMENTS, GENERALLY BOUNDED BY ALESSANDRO BOULEVARD, OLIVER STREET, IRIS AVENUE, AND LASSELLE STREET (AQUABELLA PROJECT), SUBDIVIDER – MORENO VALLEY PROPERTIES, LP, A DELAWARE LIMITED PARTNERSHIP, MORENO VALLEY, CA (Report of: Public Works Department)

Recommendation: Accept the Agreement and Bonds for Erosion Control and Grading Improvements; 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 authorize the City Engineer to execute any future time extension amendments to the agreement, subject to City Attorney approval, if the required erosion control and grading improvements are not completed within said timeframe.

- A11. PARCEL MAP 32326 PHASE I – INDUSTRIAL PROJECT – ACCEPT AGREEMENT AND LETTERS OF CREDIT FOR PUBLIC IMPROVEMENTS, LOCATED IN A BLOCK OF LAND NORTH OF CACTUS AVENUE, EAST OF FREDERICK STREET, WEST OF HEACOCK STREET, AND SOUTH OF ALESSANDRO BOULEVARD, SUBDIVIDER – RIDGE MORENO VALLEY PROPERTY, LLC, LONG BEACH, CA (Report of: Public Works Department)

Recommendation: Accept the Agreement and Irrevocable Letters of Credit for Public Improvements; 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 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.

- A12. PA02-0107 – MINI-STORAGE FACILITY – REDUCE THE CASH DEPOSIT SURETY FOR FAITHFUL PERFORMANCE AND ADOPT RESOLUTION NO. 2006-54, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING THE IMPROVEMENTS INTO THE CITY'S MAINTAINED SYSTEM, SUBDIVIDER – MIGHTY DEVELOPMENT, INC., RANCHO CUCAMONGA, CA (Report of: Public Works Department)

Recommendation: Adopt Resolution No. 2006-54 authorizing the acceptance of the public improvements for PA02-0107 as complete and accepting the improvements into the City's maintained system; and authorize the City Engineer to execute the 90% reduction to the cash deposit surety for Faithful Performance, exonerate the cash deposit surety for Material and Labor in 90 days if there are no stop notices or liens on file with the City Clerk, and exonerate the final 10% cash deposit surety for Faithful Performance in one year when all clearances are received.

Resolution No. 2006-54

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Improvements as Complete within PA02-0107, and Accepting the Improvements into the City's Maintained System

- A13. 2006 LEGISLATIVE UPDATE (Report of: Interim Assistant City Manager)

Recommendation: Receive and file the informational report.

- A14. AUTHORIZATION TO AWARD THE CONSTRUCTION CONTRACT FOR FIRE STATION NO. 58, AND AUTHORIZE THE TRANSFER OF FUNDS, PROJECT NO. 05-43472523 (Report of: Public Works Department)

Recommendation: Accept the Bid withdrawal from Gamut Construction Co., Inc. (Gamut), due to a major mathematical error in accordance with Public Contract Code 5101 and 5103; authorize the transfer of \$2,800,000 from the General Fund/Capital Expenditure Reserve to the 2005 Lease Revenue Bond Fund (Account No. 501.82025); award the construction contract and authorize the Mayor to execute a contract for Fire Station No. 58 with Tovey/Shultz Construction, Inc., 18261 Collier Avenue, Unit A, Lake Elsinore, California 92530; authorize the issuance of a Purchase Order to Tovey/Shultz Construction Inc. in the amount of \$5,426,978.70 (\$4,933,617.00 for the bid amount, plus \$493,361.70 for the 10% contingency), and authorize the City Manager to execute minor change orders, within the 10% contingency, subject to approval of City Attorney, when the contract has been signed by all parties (Account No. 501.82025); authorize the Mayor to execute a Purchase Order with Vali Cooper and Associates, totaling \$109,772.00 (\$99,792.00 for the bid amount, plus \$9,980.00 for the 10% contingency), and authorize the Public Works Director/City Engineer to execute minor change orders within the 10% contingency, subject to approval of City Attorney; and authorize the City Manager to execute the reimbursement agreement with Eastern Municipal Water District (EMWD) for construction of water and sewer facilities.

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. PUBLIC MEETING REGARDING MAIL BALLOT PROCEEDINGS

FOR TENTATIVE TRACT 33256 AND APN 316-110-008 in Tentative Tract 33381; BALLOTTED ITEM: CSD ZONE B; TENTATIVE TRACT 32005, BALLOTTED ITEMS: CSD ZONE B AND CSD ZONE D; AND AUTO DETAIL SHOP APN -291-191-023, BALLOTTED ITEM: CSD ZONE M (Report of: Public Works Department)

Recommendation: Accept public comments regarding the mail ballot proceedings for Tentative Tract 33256 and APN 316-110-008 in Tentative Tract 33381; for inclusion into and approval of the annual parcel charge for CSD Zone B; Tentative Tract 32005 for inclusion into and approval of the annual parcel charge for CSD Zone B (Residential Street Lighting) and CSD Zone D (Parkway Landscape Maintenance); and Auto Detail Shop - APN 291-191-023 for inclusion into and approval of the annual parcel charge for CSD Zone M (Commercial, Industrial and Multifamily Improved Median Maintenance).

- B3. NAMING OF THE FACILITY LOCATED NORTH OF RANCHO VERDE HIGH SCHOOL, AT LASSELLE STREET AND KENTUCKY DERBY DRIVE (Report of: Parks and Recreation Department)

Recommendation: Adopt the name as recommended and submitted by the Parks and Recreation Commission for the new equestrian center located at Lasselle Street and Kentucky Derby Drive as "Rancho Verde Equestrian Staging Area."

- B4. NAMING OF THE PARK LOCATED EAST OF LASSELLE STREET AT CREMELLO WAY (Report of: Parks and Recreation Department)

Recommendation: Adopt the name as recommended and submitted by the Parks and Recreation Commission for the new park located to the east of Lasselle Street as "Rancho Verde Park."

- B5. NAMING OF THE PARK LOCATED WEST OF LASSELLE STREET ADJACENT TO EL POTRERO PARK (Report of: Parks and Recreation Department)

Recommendation: Adopt the name as recommended and submitted by the Parks and Recreation Commission for the new park located west of Lasselle Street adjacent to El Potrero Park as "Lasselle Sports Park."

- B6. NAMING OF THE EQUESTRIAN STAGING AREA ON COTTONWOOD AVENUE (Report of: Parks and Recreation Department)

Recommendation: Adopt the name as recommended and submitted by the Parks and Recreation Commission for the new equestrian staging area located on the north side of Cottonwood Avenue as "Cottonwood Equestrian Station."

- B7. RESOLUTION AUTHORIZING THE COLLECTION OF CHARGES FOR COMMUNITY SERVICES DISTRICT ZONE S (SUNNYMEAD BOULEVARD MAINTENANCE) (Report of: Public Works Department)

Recommendation: Approve and adopt Resolution No. CSD 2006-12 to authorize the collection of charges for CSD Zone S (Sunnymead Boulevard Maintenance).

Resolution No. CSD 2006-12

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving Zone S Charges which Will Provide a Funding Source for Ongoing Maintenance for Future Improvements along Sunnymead Boulevard from Frederick Street to Perris Boulevard

- B8. MINUTES - REGULAR MEETING OF APRIL 25, 2006 (Report of: City Clerk's Department)

Recommendation: Approve as submitted.

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 APRIL 25, 2006 (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 APRIL 25, 2006 (Report of: City Clerk's Department)

Recommendation: Approve as submitted.

ADJOURNMENT TO REGULAR CITY COUNCIL MEETING