



AGENDA
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

MAY 27, 2008

SPECIAL PRESENTATIONS – 6:00 P.M.
REGULAR MEETING – 6:30 P.M.

City Council Closed Session

First Tuesday of each month – 6:00 p.m.

City Council Study Sessions

Third Tuesday of each month – 6:00 p.m.

City Council Meetings

Second and Fourth Tuesdays – 6:30 p.m.

City Hall Council Chamber – 14177 Frederick Street

Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities, in compliance with the Americans with Disabilities Act of 1990. Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to the City Clerk's office at 951.413.3001 at least 48 hours before the meeting. The 48-hour notification will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

Frank West, Mayor Pro Tem
Richard A. Stewart, Council Member

William H. Batey II, Mayor

Bonnie Flickinger, Council Member
Charles R. White, Council Member

**AGENDA
CITY COUNCIL OF THE CITY OF MORENO VALLEY
MAY 27, 2008**

CALL TO ORDER

SPECIAL PRESENTATIONS – 6:00 p.m.

1. William H. Batey II Reading 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.
MAY 27, 2008**

CALL TO ORDER (Joint Meeting of the City Council, Community Services District, Community Redevelopment Agency, 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 Valinda Collins, Renewed Life Fellowship

ROLL CALL

INTRODUCTIONS

PUBLIC COMMENTS **ON MATTERS ON THE AGENDA** WILL BE TAKEN UP AS THE ITEM IS CALLED FOR BUSINESS, BETWEEN STAFF'S REPORT AND CITY COUNCIL DELIBERATION (SPEAKER SLIPS MAY BE TURNED IN UNTIL THE ITEM IS CALLED FOR BUSINESS.)

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 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.

JOINT CONSENT CALENDARS (SECTIONS A-D)

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 or discussion will be heard after public hearing items.

A. CONSENT CALENDAR - CITY COUNCIL

A1. ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

A2. 2008 LEGISLATIVE UPDATE (Report of: Assistant City Manager)

Recommendation: Receive and file the informational report.

A3. TRACT 33532 LINE F - APPROVAL OF COOPERATIVE AGREEMENT FOR MORENO MASTER DRAINAGE PLAN LINE F, STAGE 2, BETWEEN THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, CITY OF MORENO VALLEY, AND MORENO VALLEY PROPERTIES, L.P., A DELAWARE LIMITED PARTNERSHIP, SOUTH OF DELPHINIUM AVENUE TO NORTH OF IRIS AVENUE, AND FROM WEST OF THE FUTURE NASON STREET TO WEST OF OLIVER STREET; DEVELOPER: MORENO VALLEY PROPERTIES, L.P., A DELAWARE LIMITED PARTNERSHIP, MORENO VALLEY, CA 92553 (Report of: Public Works Department)

Recommendation:

1. Approve the Cooperative Agreement between the Riverside County Flood Control and Water Conservation District (District), City of Moreno Valley, and Moreno Valley Properties, L.P. a Delaware limited partnership for Moreno Master Drainage Plan Line F, Stage 2;
2. Authorize the Mayor to execute the Cooperative Agreement; and
3. Direct the City Clerk to forward the signed Cooperative Agreement to Riverside County Flood Control and Water

Conservation District.

- A4. CERTIFICATION OF THE ANNEXATION OF ASSESSOR PARCEL NUMBERS (APNS) 297-170-004, 297-170-005, 297-170-027, 297-170-075 AND 297-170-076 TO COMMUNITY FACILITIES DISTRICT NO. 4-MAINTENANCE (Report of: Public Works Department)

Recommendation: Approve and adopt Resolution No. 2008-56; a Resolution of the City Council of the City of Moreno Valley, California, acting as legislative body of Community Facilities District No. 4-Maintenance of the City of Moreno Valley certifying the results of an election and adding property to such Community Facilities District.

Resolution No. 2008-56

A Resolution of the City Council of the City of Moreno Valley, California, Acting as Legislative Body of Community Facilities District No. 4-Maintenance of the City of Moreno Valley, Certifying the Results of an Election and Adding Property to such Community Facilities District

- A5. PARCEL MAP 35150 – REQUEST TO CONDUCT A FULL ROAD CLOSURE OF INDIAN STREET FROM SAN MICHELE ROAD SOUTH TO APPROXIMATELY 400 FEET NORTH OF THE PERRIS VALLEY STORM DRAIN, SAN MICHELE ROAD FROM INDIAN STREET TO APPROXIMATELY 2,100 FEET WEST, AND NANDINA AVENUE FROM INDIAN STREET TO APPROXIMATELY 1,350 FEET WEST FOR THE CONSTRUCTION OF PERRIS VALLEY MASTER DRAINAGE PLAN LATERAL B-3 AND B-3.2 FROM JULY 15, 2008 – DECEMBER 31, 2008, DEVELOPER: FR/CAL MORENO VALLEY, LLC, A DELAWARE LIMITED LIABILITY COMPANY, CHICAGO, IL 60606 (Report of: Public Works Department)

Recommendation:

1. Authorize a full road closure of Indian Street from San Michele Road South to Approximately 400 Feet North of the Perris Valley Storm Drain, San Michele Road from Indian Street to Approximately 2,100 Feet West, and Nandina Avenue from Indian Street to Approximately 1,350 Feet West for the construction of Perris Valley Master Drainage Plan Lateral B-3 and B-3.2 from July 15, 2008 – December 31, 2008; and

2. Authorize the City Engineer to allow for an additional 30-day extension to the proposed road closure window if the project is delayed due to unforeseen construction issues.

- A6. PA04-0028 – DELPHINIUM APARTMENTS – APPROVAL OF PROPOSED RESOLUTION, SUMMARY VACATION OF A PORTION OF DELPHINIUM AVENUE EAST OF PERRIS BOULEVARD – SOUTHEAST CORNER OF DELPHINIUM AVENUE AND PERRIS BOULEVARD; DEVELOPER - MICHAEL BROS. REAL ESTATE, INC., A CALIFORNIA CORPORATION, RIVERSIDE, CA 92508 (Report of: Public Works Department)

Recommendation:

1. Approve and adopt Resolution No. 2008-57, summarily vacating a portion of Delphinium Avenue located on the south side of Delphinium Avenue just east of Perris Boulevard for PA04-0028; and

Resolution No. 2008-57

A Resolution of the City Council of the City of Moreno Valley, California, Ordering the Summary Vacation of a Portion of Delphinium Avenue East of Perris Boulevard for PA04-0028

2. Instruct the City Clerk to certify said resolution and transmit a copy of the resolution to the County Recorder's office for recording.

- A7. AUTHORIZATION TO AWARD AGREEMENT FOR DESIGN PROFESSIONAL CONSULTANT SERVICES FOR PHASE I (PRELIMINARY 35% DESIGN AND ENVIRONMENTAL DOCUMENTATION) FOR THE REALIGNMENT OF RECHE VISTA DRIVE FROM THE INTERSECTION OF PERRIS BOULEVARD/HEACOCK STREET TO 200 FEET NORTH OF THE CITY LIMITS. PROJECT NO. 01-12566722 (Report of: Public Works Department)

Recommendation:

1. Authorize the "Agreement for Design Professional Consultant Services" with KOA Corporation, (KOA) 3190 C Shelby Street, Ontario, CA 91764 to provide professional engineering, environmental consulting and project management services for Phase 1 (Preliminary 35% Design and Environmental Documentation) for the "Realignment of Reche Vista Drive from

the intersection of Perris Boulevard/Heacock Street to 200 feet North of the North City Limits” project for a total contract amount not to exceed \$377,000;

2. Authorize the City Manager to execute said Agreement for “Design Professional Consultant Services” with KOA Corporation;
 3. Reallocate a portion of the current fiscal year (FY 2007/2008) appropriation for the Graham Street Crossing SR60 project (Project No. 06-41683125), which portion exceeds the planned expenditures for that project in this fiscal year, to this project (Project No. 01-12566722) in the amount of \$250,000;
 4. Authorize the Finance Director to issue a purchase order to KOA Corporation, in the amount of \$414,700 (\$377,000 for the agreement plus the 10% contingency amount of \$37,700) from Account Fund 416.78626, when the “Agreement for Design Professional Consultant Services for Phase I (Preliminary 35% Design and Environmental Documentation) for the Realignment of Reche Vista Drive from the intersection of Perris Boulevard/Heacock Street to 200 feet north of the North City Limits” has been signed by all parties; and
 5. Authorize the Public Works Director/City Engineer to execute any subsequent related minor amendments to the Agreement for Design Professional Consultant Services with KOA Corporation, up to but not to exceed the Purchase Order contingency amount authorized, subject to approval of City Attorney.
- A8. PA99-0002 - REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING THE PORTION OF TOUPLO LANE AND IRIS AVENUE ASSOCIATED WITH THE PROJECT INTO THE CITY'S MAINTAINED STREET SYSTEM: DEVELOPER - NEW LIGHT M.B.C., MORENO VALLEY, CA 92551 (Report of: Public Works Department)

Recommendation:

1. Adopt Resolution No. 2008-58 authorizing the acceptance of the public improvements for PA99-0002 as complete and accepting the portion of Touplo Lane and Iris Avenue associated with the project into the City’s maintained street system; and

Resolution No. 2008-58

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Improvements as Complete within PA99-0002, and Accepting the Portion of Touplo Lane and Iris 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 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.
- A9. AUTHORIZATION TO AWARD THE CONSTRUCTION CONTRACT FOR IRONWOOD AVENUE SIDEWALK/WALKWAY IMPROVEMENTS FROM HEACOCK STREET TO PERRIS BOULEVARD, PROJECT NO. 06-50182625-1 (Report of: Public Works Department)

Recommendation:

1. Reject the bids of International Pavement Solutions, Inc., and FATA Construction & Development, the first and second apparent lowest bidders respectively, due to errors on the bid documents that are not in compliance with the project Specifications, making the bids non-responsive;
2. Award the construction contract for the Ironwood Avenue Sidewalk/Walkway Improvements from Heacock Street to Perris Boulevard to Grand Pacific Contractors, Inc., 680 North Cota Street, Corona, CA 92880, the lowest responsible bidder;
3. Authorize the City Manager to execute a contract with Grand Pacific Contractors, Inc.;
4. Authorize the issuance of a Purchase Order to Grand Pacific Contractors, Inc. in the amount of \$459,311.00 (\$382,758.75 base bid and additive bid "A" and "B" amount plus 20% contingency) for Account No. 501.82625, when the contract has been signed by all parties; 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 \$76,552.00, subject to the approval of the City Attorney.

- A10. FIRST AMENDMENT TO AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES WITH VALI COOPER AND ASSOCIATES, INC. (Report of: Public Works Department)

Recommendation:

1. Approve the "First Amendment to Agreement for Professional Consultant Services" with Vali Cooper and Associates, Inc., 3900 Market Street, Suite 250, Riverside, CA 92501 to provide Professional Consultant Services;
2. Authorize the City Manager to execute the "First Amendment to Agreement for Professional Consultant Services" with Vali Cooper and Associates; and
3. Authorize an increase to the Purchase Order with Vali Cooper and Associates in the amount of \$150,000.00, when the "First Amendment to Agreement for Professional Consultant Services" has been signed by all parties (Account No. 501.82725).

- A11. APPROVAL OF QUARTERLY INVESTMENT REPORT – QUARTER ENDED MARCH 31, 2008 (Report of: Finance Department)

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

- A12. AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES FOR PART 1, PHASE 1, OF THE IRONWOOD AVENUE IMPROVEMENTS PROJECT FROM DAY STREET TO BARCLAY DRIVE - PROJECT NO. 10-41570027 (Report of: Public Works Department) **(This item is also listed as Item No. C3)**

Recommendation:

1. Approve the Agreement for Professional Consultant Services for the Ironwood Avenue Improvements from Day Street to Barclay Drive for Project Approval and Environmental Documentation (PA&ED), Part 1, Phase 1 only, with AEI-CASC Engineering, Inc., 937 South Via Lata, Suite 500, Colton, California 92324;

2. Authorize the City Manager to execute said Agreement for Professional Consultant Services for the Ironwood Avenue Improvements from Day Street to Barclay Drive for Project Approval and Environmental Documentation (PA&ED), Part 1, Phase 1 only, with AEI-CASC Engineering, Inc.,
3. Authorize the Finance Director to issue a Purchase Order to AEI-CASC Engineering, Inc. for the Ironwood Avenue Improvements from Day Street to Barclay Drive in the amount of \$200,335 (\$166,946 proposal amount for Part 1, Phase 1, plus 20% contingency) when the Agreement has been signed by all parties; and
4. Authorize the Public Works Director/City Engineer to execute any subsequent Amendments to the Agreement for Professional Consultant Services with AEI-CASC Engineering, Inc., up to but not to exceed the Purchase Order contingency amounts of \$33,389, subject to the approval of the City Attorney.

A13. CITY COUNCIL REPORTS ON REIMBURSABLE ACTIVITIES
(Report of: City Clerk's Department)

Recommendation: Receive and file.

A14. MINUTES - REGULAR MEETING OF MAY 13, 2008 (Report of: City Clerk's Department)

Recommendation: Approve as submitted.

B. CONSENT CALENDAR - COMMUNITY SERVICES DISTRICT

B1. ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

B2. MINUTES - REGULAR MEETING OF MAY 13, 2008 (Report of: City Clerk's Department)

Recommendation: Approve as submitted.

B3. EXTENSION OF CONTRACT - PROJECT NO. E-4/07 - MAINTENANCE OF HIGH SERVICE LEVEL PARKWAY LANDSCAPING AND IRRIGATION – MORENO VALLEY RANCH EAST (Report of: Public Works Department)

Recommendation:

1. Approve the Amendment to the Contract Agreement for MVCSD Project E-4/07 to extend the term of the contract for an additional one-year period;

2. Authorize the President of the MVCSD Board to execute said Amendment with Bemus Landscape, Inc.;
3. Authorize the Purchasing Manager, at the start of Fiscal Year 2008/09, to issue open purchase orders to Bemus Landscape, Inc. in the amounts of:
 - a.) One hundred ninety thousand three hundred twenty and 00/100 dollars (\$190,320.00) for twelve months of base maintenance service; and
 - b.) Thirteen thousand three hundred eighty and 00/100 dollars (\$13,380.00) for anticipated Additional Work per Section 5 of the Extension Agreement.

B4. CERTIFICATION OF COMMUNITY FACILITIES DISTRICT NO. 1 (NEIGHBORHOOD PARK MAINTENANCE) ANNEXATION 2008-28 (Report of: Public Works Department)

Recommendation: Approve and adopt Resolution No. CSD 2008-04; 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") for Annexation No. 2008-28.

Resolution No. CSD 2008-04

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

B5. EXTENSION OF CONTRACT - PROJECT NO. E-2/05 - MAINTENANCE OF EXTENSIVE LANDSCAPING AND IRRIGATION - HIDDEN SPRINGS (Report of: Public Works Department)

Recommendation:

1. Approve the Amendment to the Contract Agreement for MVCSD Project E-2/05 to extend the term of the contact for an additional one-year period;
2. Authorize the President of the MVCSD Board to execute said Amendment with Tropical Plaza Nursery, Inc. of Villa Park, California;

3. Authorize the Purchasing Manager, at the start of Fiscal Year 2008/09, to issue open purchase orders to Tropical Plaza Nursery, Inc. in the amounts of:
 - a. One hundred sixty-one thousand seventy and 90/100 dollars (\$161,070.90) for twelve months of base maintenance service; and
 - b. Thirty thousand five hundred and 00/100 dollars (\$30,500.00) for anticipated Additional Work per Section 5. of the Extension Agreement.

C. CONSENT CALENDAR - COMMUNITY REDEVELOPMENT AGENCY

- C1. ORDINANCES - READING BY TITLE ONLY
Recommendation: Waive reading of all Ordinances.
- C2. MINUTES - REGULAR MEETING OF MAY 13, 2008 (Report of: City Clerk's Department)

Recommendation: Approve as submitted.

- C3. AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES FOR PART 1, PHASE 1, OF THE IRONWOOD AVENUE IMPROVEMENTS PROJECT FROM DAY STREET TO BARCLAY DRIVE - PROJECT NO. 10-41570027 (Report of: Public Works Department) **(This item is also listed as Item No. A12)**

Recommendation:

1. Approve the appropriation of \$300,000 for the Ironwood Avenue Improvements from Day Street to Barclay Drive from the unreserved, undesignated Redevelopment Agency fund balance.

D. CONSENT CALENDAR - BOARD OF LIBRARY TRUSTEES

- D1. ORDINANCES - READING BY TITLE ONLY
Recommendation: Waive reading of all Ordinances.
- D2. MINUTES - REGULAR MEETING OF MAY 13, 2008 (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. PUBLIC HEARING REGARDING A MAIL BALLOT PROCEEDING FOR THE WEBSTER APARTMENTS - ASSESSOR PARCEL NUMBER (APN) 481-140-021 FOR APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) MAXIMUM COMMERCIAL/INDUSTRIAL REGULATORY RATE (Report of: Public Works Department)

Recommendation: That the Mayor and Members of the City of Moreno Valley City Council, after conducting the public hearing:

- a. Direct the City Clerk to tabulate the NPDES ballot for the Webster Apartments – APN 481-140-021;
- b. Verify and accept the result of the mail ballot proceeding as identified on the Official Tally Sheet and APN listing;
- c. Receive and file with the City Clerk’s office the accepted Official Tally Sheet and APN listing; and
- d. If approved, authorize and impose the NPDES maximum commercial/industrial regulatory rate to the Webster Apartments – APN 481-140-021.

- E2. ACQUISITION AND DISPOSITION OF THE FORMER MILLIE'S RESTAURANT AT 24626 SUNNYMEAD BLVD. AND APPROVAL OF NEGOTIATION AGREEMENT WITH FAMILY SERVICE ASSOCIATION OF WESTERN RIVERSIDE COUNTY (Report of: Economic Development Department)

Recommendation: That the City Council (Council) and Redevelopment Agency (Agency):

1. Conduct a Public Hearing regarding the acquisition and disposition of real property located at 24626 Sunnymead Blvd.;
2. Exercise Agency’s assumption rights to enter into an agreement

to purchase the (former) Millie's Restaurant property located at 24626 Sunnymead Boulevard;

3. Approve Resolution No. 2008-59 Approving a Disposition and Development Agreement by and between the Agency and Brandon's Diner, Inc., a California Corporation;

Resolution No. 2008-59

A Resolution of the City Council of the City of Moreno Valley, Approving a Disposition and Development Agreement by and between the Agency and Brandon's Diner, Inc., a California Corporation

4. Approve Resolution RDA 2008-09 Approving a Disposition and Development Agreement by and between the Agency and Brandon's Diner, Inc., a California Corporation;

Resolution No. RDA 2008-09

A Resolution of the Community Redevelopment Agency of the City of Moreno Valley Approving a Disposition and Development Agreement by and between the Agency and Brandon's Diner, Inc., a California Corporation

5. Appropriate two hundred ten thousand dollars (\$210,000) from Fund 895 (RDA Tax Increment) for costs related to the development and disposition of real property located at 24626 Sunnymead Blvd.; and
6. Approve Negotiation Agreement between the Community Redevelopment Agency of the City of Moreno Valley and Family Service Association of Western Riverside County.

E3. ADOPTION OF FY 2008-09 FEE RESOLUTION AND FEE SCHEDULE (Report of: Finance Department)

Recommendation: That the City Council:

1. Conduct a Public Hearing to receive public input on the Proposed FY 2008-09 Fee Schedule; and
2. Adopt Resolution No. 2008-48, approving the Fee Schedule for FY 2008-09.

Resolution No. 2008-48

A Resolution of the City Council of the City of Moreno Valley, California, Increasing and Establishing Specified Fees for Various Services; Maintaining the Present Level of Certain Fees; Reducing the Level of Certain Fees; and Incorporating Certain Prior Enactments

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

G. REPORTS

- G1. CONTINUED FY 2008-09 PROPOSED BUDGET DISCUSSIONS AND PRESENTATION OF THE DEFICIT REDUCTION PLAN (Report of: Finance Department)

Recommendation: That the City Council continue its discussion on the FY 2008-09 Proposed Budget and the integral Deficit Reduction Plan, and provide direction to staff regarding the recommended budget reductions, or any operating or capital budget policy issues.

- G2. REPORT TO CONSIDER PUBLIC COMMENTS REGARDING THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE FOR NEW RESIDENTIAL AND COMMON INTEREST, COMMERCIAL, INDUSTRIAL AND QUASI-PUBLIC USE DEVELOPMENT PROPOSED FISCAL YEAR 2008/09 ANNUAL RATES (Report of: Public Works Department)

Recommendation: That the City Council hold a public meeting to accept public comments regarding the “NPDES Regulatory Rate Schedule for New Residential and Common Interest, Commercial, Industrial and Quasi-Public Use Development” proposed Fiscal Year 2008/2009 annual rates.

- G3. REPORT TO CONSIDER PUBLIC COMMENTS REGARDING MORENO VALLEY COMMUNITY SERVICES DISTRICT PROPOSED FISCAL YEAR 2008/09 ANNUAL CHARGES (Report of: Public Works Department)

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 (CSD) (the “Board”), accept public comments regarding the proposed fiscal year (FY) 2008/09 annual CSD charges. The proposed charges

shall provide for continued services to parks, recreation, residential street lighting, arterial street lighting, parkway landscaping, high-service-level parkway landscaping, internal parkway landscaping/walls, medians and Sunnymead Boulevard improvements, as submitted in the Preliminary Annual Levy Report on file in the office of the City Clerk.

- G4. 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 - 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 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

***Materials related to an item on this Agenda submitted to the City Council/Community Services District/Community Redevelopment Agency or the Board of Library Trustees after distribution of the agenda packet are available for public inspection in the City Clerk's office at 14177 Frederick Street during normal business hours.**

CLOSED SESSION

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 City Manager's 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