

MINUTES
CITY COUNCIL REGULAR MEETING OF THE CITY OF MORENO VALLEY
March 6, 2018

CALL TO ORDER - 5:30 PM

SPECIAL PRESENTATIONS

1. Business Spotlight
 - a) Menchie's Frozen Yogurt
 - b) One Love Barber Shop

**MINUTES
JOINT MEETING OF THE
CITY COUNCIL OF THE CITY OF MORENO VALLEY
MORENO VALLEY COMMUNITY SERVICES DISTRICT
CITY AS SUCCESSOR AGENCY FOR THE
COMMUNITY REDEVELOPMENT AGENCY OF THE
CITY OF MORENO VALLEY
MORENO VALLEY HOUSING AUTHORITY
BOARD OF LIBRARY TRUSTEES**

**REGULAR MEETING – 6:00 PM
March 6, 2018**

CALL TO ORDER

The Joint Meeting of the City Council, Community Services District, City as Successor Agency for the Community Redevelopment Agency of the City of Moreno Valley, Moreno Valley Housing Authority and the Board of Library Trustees was called to order at 6:03 p.m. by Mayor Gutierrez in the Council Chamber located at 14177 Frederick Street.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Frank Wright.

INVOCATION

Venerable Ethkandawaka Saddhajeewa, Sambuddhaloka Buddhist Vinara

ROLL CALL

| | | |
|----------|-------------------------------|----------------|
| Council: | Dr. Yxstian A. Gutierrez | Mayor |
| | Victoria Baca | Mayor Pro Tem |
| | David Marquez | Council Member |
| | Ulises Cabrera | Council Member |
| | Jeffrey J. Giba* | Council Member |
| | * Attended via teleconference | |

INTRODUCTIONS

| | | |
|--------|--------------------|--|
| Staff: | Pat Jacquez-Nares | City Clerk |
| | Marshall Eyerman | Chief Financial Officer/City Treasurer |
| | Martin Koczanowicz | City Attorney |
| | Tom DeSantis | City Manager |
| | Allen Brock | Assistant City Manager |
| | Mike Lee | Economic Development Director |

Rick Sandzimier
David Kurylowicz
Abdul Ahmad
Kathleen Sanchez
Mel Alonzo
Michael Wolfe

Acting Community Development Director
Chief of Police
Fire Chief
Human Resources Director
Parks and Community Services Director
Public Works Director/City Engineer

PUBLIC COMMENTS ON ANY SUBJECT NOT ON THE AGENDA UNDER THE JURISDICTION OF THE CITY COUNCIL

Daryl Terrell

1. Proposed an initiative that provides higher education training for residents.

Bob Palomarez

1. Commended the City on the Bloomberg Challenge.
2. Recited a quote by Ghandi.

Kendrick Rivas

1. Requested that the City Council revert back to the twelve day posting period.
2. Called for the City Council to untable the item adding additional Council Members.

Martin Cabrera Jr.

1. Discussed the importance of health.

Roy Bleckert

1. Disappointed to hear that Commissioner Lowell resigned from the Planning Commission.
2. Suggested that the Planning Commission be reduced to five members.
3. Recommended that the General Plan Amendment be implemented quickly.
4. Invited Daryl Terrell to the Moreno Valley School District to impart his education initiative.
5. Upset with the Moreno Valley School District's consistently low rating.

Rafael Bruqueras

1. Agreed with the previous comments by Bob Palomarez and Roy Bleckert.
2. Noted that leadership requires people with vision.
3. Mentioned that Commissioner Lowell and Mayor Gutierrez have vision.
4. Expressed his belief that the City staff is talented.
5. Stated that the residents want progress.
6. Professed his opposition to the recall against Mayor Pro Tem Baca.

Natalie Sanchez

1. Concerned with the traffic congestion and traffic safety at the schools.
2. Troubled with the increasing rent prices.

Louise Palomarez

1. Concurred with the statements made by Bob Palomarez and Rafael Bruqueras.

2. Opposed to the recalls.

JOINT CONSENT CALENDARS (SECTIONS A-D)

Item No. A.11 was pulled for separate vote by staff. Mayor Gutierrez opened the Consent Agenda items for public comments, where were received from Kendrick Rivas (Supports Item Nos. A.13 and A.15), Rafael Brugueras (Supports Item Nos. A.6, A.8, and A.11) and Louise Palomarez (Supports Item No. A.15).

RESULT: APPROVED [UNANIMOUS]
MOVER: Victoria Baca, Mayor Pro Tem
SECONDER: David Marquez, Council Member
AYES: Dr. Yxstian A. Gutierrez, Victoria Baca, David Marquez, Ulises Cabrera, Jeffrey J. Giba

A. CONSENT CALENDAR-CITY COUNCIL

A.1. ORDINANCES - READING BY TITLE ONLY - THE MOTION TO ADOPT AN ORDINANCE LISTED ON THE CONSENT CALENDAR INCLUDES WAIVER OF FULL READING OF THE ORDINANCE.

Recommendation: Waive reading of all Ordinances

A.2. City Council - Closed Session - Jan 9, 2018 4:00 PM

Recommendation: Approve as submitted.

A.3. City Council - Special Meeting - Jan 9, 2018 5:00 PM

Recommendation: Approve as submitted.

A.4. City Council - Study Session - Jan 9, 2018 6:00 PM

Recommendation: Approve as submitted.

A.5. City Council - Regular Meeting - Feb 20, 2018 6:00 PM

Recommendation: Approve as submitted.

A.6. MAYORAL APPOINTMENTS FOR THE ARTS COMMISSION AND PARKS, COMMUNITY SERVICES AND TRAILS COMMITTEE (Report of: City Clerk)

Recommendation:

1. Receive and confirm the slate of Mayoral appointments as follows:

Arts Commission

| <u>Name</u> | <u>Position</u> | <u>Term</u> |
|-------------|-----------------|------------------------|
| Shaz Hunter | Member | Remaining 3-Month Term |

Ending 06/30/2018 and
Full 3-year Term Ending 06/30/2021

Parks, Community Services and Trails Committee

| <u>Name</u> | <u>Position</u> | <u>Term</u> |
|-----------------------|-----------------|-------------------|
| Christopher Melendrez | Member | Ending 06/30/2019 |

- A.7. COUNCIL DISCRETIONARY EXPENDITURE REPORTS FOR FISCAL YEAR 2017/2018 AS OF JULY 1, 2017 THROUGH JANUARY 31, 2018 (Report of: City Clerk)

Recommendation:

1. Receive and file the Fiscal Year 2017/2018 Council Discretionary Expenditure Report as of July 1, 2017 through January 31, 2018.

- A.8. LIST OF PERSONNEL CHANGES (Report of: Human Resources)

Recommendation:

1. Ratify the list of personnel changes as described.

- A.9. PAYMENT REGISTER - DECEMBER 2017 (Report of: Financial & Management Services)

Recommendation:

1. Receive and file the Payment Register.

- A.10. 2961: General Plan Annual Report Resolution No. 2018-09 (Report of: Community Development)

Recommendations:

1. **CERTIFY** that the General Plan Annual Report qualifies as an exempt project in accordance with Section 15061 of the California Environmental Quality Act (CEQA) Guidelines.
2. **APPROVE** Resolution No. 2018-09, a Resolution of the City Council of the City of Moreno Valley, California approving the General Plan Annual Report and directing staff to submit the report to the State Office of Planning and Research and the State Department of Housing and Community Development by April 1, 2018

- A.11. Item No. A.11 was removed for separate vote by staff and moved to Item No. F1.

- A.12. 2813: APPROVE A MITIGATED NEGATIVE DECLARATION FOR THE SAN TIMOTEO FOOTHILL NEIGHBORHOOD FLOOD PROTECTION Ordinance No. 931 (Report of: Public Works)

Recommendation: That the City Council:

1. Approve a Mitigated Negative Declaration (MND) for the San Timoteo Foothill Neighborhood Flood Protection-Moreno Master Drainage Plan Storm Drain Lines K-1 and K-4 Project.

- A.13. AUTHORIZATION TO AWARD THE CONSTRUCTION CONTRACT NO. 2018-20 TO LEONIDA BUILDERS INC. FOR THE CYCLE 1 ACTIVE TRANSPORTATION PROGRAM CITYWIDE SAFE ROUTES TO SCHOOL PEDESTRIAN FACILITY IMPROVEMENTS PROJECT NO. 801 0063 (Report of: Public Works)

Council Member Cabrera requested that Item No. A.13 be discussed further.

Public Works Director/City Engineer Wolfe provided the report.

Council Member Cabrera remarked that the funds for the improvements are grant funds and therefore not from the General Fund.

Recommendations:

1. Award a construction contract no. 2018-20 to Leonida Builders, Inc., 15821 Live Oak Springs Canyon Road, Santa Clarita, CA 91387, for the Cycle 1 Active Transportation Program Citywide Safe Routes to School Pedestrian Facility Improvements.
2. Authorize the City Manager to execute a contract to Leonida Builders, Inc.
3. Authorize the issuance of a Purchase Order for Leonida Builders, Inc. in the amount of \$1,385,896.05 (\$1,205,127 bid amount plus 15% contingency) when the contract has been signed by all parties.
4. Authorize the Public Works Director to execute any subsequent related change orders to the contract with Leonida Builders, Inc. up to, but not exceeding, the total contingency of \$180,769.05 subject to the approval of the City Attorney.

- A.14. P13-078 (TRACT 31592) – APPROVE FINAL MAP 31592 LOCATED ALONG COVEY ROAD EAST OF PERRIS BOULEVARD. DEVELOPER: KB HOME CALIFORNIA LLC (Report of: Public Works)

Recommendations:

1. Approve Tract Map 31592 for P13-078.
2. Authorize the City Clerk to sign the map and transmit said map to the County Recorder's Office for recordation.

- A.15. REPAIRS TO ARTERIAL STREET SEGMENTS THROUGHOUT MORENO VALLEY (Report of: Public Works)

Council Member Cabrera asked for a brief report on Item No. A.15.

Public Works Director/City Engineer Wolfe provided the report.

Council Member Cabrera lauded staff for their work.

Council Member Giba inquired as to which districts the street segments are located in.

Public Works Director/City Engineer Wolfe noted that all the street segments are located South of the 60 freeway.

Council Member Giba noted that a previous map prepared by former City Engineer Ansari indicated severe street degradation located North of the 60 freeway.

Public Works Director/City Engineer Wolfe remarked that he hadn't viewed the map and indicated that the streets listed may require a different type of improvement.

Council Member Giba stated that previous City Engineers worked to ensure road improvements were made to different areas throughout the city.

City Manager DeSantis mentioned that as a testament to Public Works staff's professionalism they didn't factor street location in determining the proposed improvements, but rather focused on the extent of degradation.

Recommendation:

1. Receive and file this report.

B. CONSENT CALENDAR-COMMUNITY SERVICES DISTRICT

- B.1. ORDINANCES - READING BY TITLE ONLY - THE MOTION TO ADOPT AN ORDINANCE LISTED ON THE CONSENT CALENDAR INCLUDES WAIVER OF FULL READING OF THE ORDINANCE.

Recommendation: Waive reading of all Ordinances.

- B.2. MINUTES - CLOSED SESSION MEETING OF JAN 9, 2018 (SEE A.2)

Recommendation: Approve as submitted.

- B.3. MINUTES - SPECIAL MEETING OF JAN 9, 2018 (SEE A.3)

Recommendation: Approve as submitted.

- B.4. MINUTES - STUDY SESSION MEETING OF JAN 9, 2018 (SEE A.4)

Recommendation: Approve as submitted.

- B.5. MINUTES - REGULAR MEETING OF JAN 20, 2018 (SEE A.5)

Recommendation: Approve as submitted.

C. CONSENT CALENDAR - HOUSING AUTHORITY

- C.1. ORDINANCES - READING BY TITLE ONLY - THE MOTION TO ADOPT AN ORDINANCE LISTED ON THE CONSENT CALENDAR INCLUDES WAIVER OF FULL READING OF THE ORDINANCE.

Recommendation: Waive reading of all Ordinances.

- C.2. MINUTES - CLOSED SESSION MEETING OF JAN 9, 2018 (SEE A.2)

Recommendation: Approve as submitted.

- C.3. MINUTES - SPECIAL MEETING OF JAN 9, 2018 (SEE A.3)

Recommendation: Approve as submitted.

- C.4. MINUTES - STUDY SESSION MEETING OF JAN 9, 2018 (SEE A.4)

Recommendation: Approve as submitted.

- C.5. MINUTES - REGULAR MEETING OF JAN 20, 2018 (SEE A.5)

Recommendation: Approve as submitted.

D. CONSENT CALENDAR - BOARD OF LIBRARY TRUSTEES

- D.1. ORDINANCES - READING BY TITLE ONLY - THE MOTION TO ADOPT AN ORDINANCE LISTED ON THE CONSENT CALENDAR INCLUDES WAIVER OF FULL READING OF THE ORDINANCE.

Recommendation: Waive reading of all Ordinances.

- D.2. MINUTES - CLOSED SESSION MEETING OF JAN 9, 2018 (SEE A.2)

Recommendation: Approve as submitted.

- D.3. MINUTES - SPECIAL MEETING OF JAN 9, 2018 (SEE A.3)

Recommendation: Approve as submitted.

- D.4. MINUTES - STUDY SESSION MEETING OF JAN 9, 2018 (SEE A.4)

Recommendation: Approve as submitted.

- D.5. MINUTES - REGULAR MEETING OF JAN 20, 2018 (SEE A.5)

Recommendation: Approve as submitted.

E. PUBLIC HEARINGS

Chief Financial Officer/City Treasurer Eyerman provided the report.

Mayor Gutierrez opened the Public Hearing at 6:50 p.m.

Kendrick Rivas supports the item.

There being no further comments in support or opposition, Mayor Gutierrez closed the Public Hearing at 6:51 p.m.

- E.1. PUBLIC HEARING TO ADOPT SUBSTANTIAL AMENDMENT #2 TO THE FISCAL YEAR 2017-2018 ACTION PLAN FOR CDBG GRANT FUNDS (Report of: Financial & Management Services)

Recommendations: That the City Council:

1. Conduct a Public Hearing to allow public comment on the proposed Substantial Amendment #2 to the FY 2017-2018 Annual Action Plan.
2. Review and adopt the proposed Substantial Amendment #2 to the FY 2017-2018 Annual Action Plan.

3. Authorize a budget amendment as set forth in the fiscal impact section and authorize the Chief Financial Officer to allocate grant funds between HUD-approved grant activities

RESULT: APPROVED [UNANIMOUS]
MOVER: Ulises Cabrera, Council Member
SECONDER: Victoria Baca, Mayor Pro Tem
AYES: Dr. Yxstian A. Gutierrez, Victoria Baca, David Marquez, Ulises Cabrera, Jeffrey J. Giba

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

- F.1. MUNICIPAL CODE AMENDMENT TO MODIFY PROVISIONS IN TITLE 9 REGARDING TEMPORARY USE PERMITS, TITLE 12 REGARDING MOBILE VENDING, AND AN AMENDMENT TO PARKS AND COMMUNITY SERVICES POLICY #8.1 REGARDING MOBILE VENDING (Report of: Community Development)

Acting Community Development Director Sandzimier provided the report.

Mayor Gutierrez inquired as to the standard practice of issuing health permits.

Council Member Cabrera asked regarding the requirements imposed on mobile food trucks.

Assistant City Manager Brock remarked on the stipulations enforced on mobile food trucks.

Council Member Cabrera requested that in the future they may want to establish limits on the number of mobile food trucks operating within the City.

City Attorney Koczanowicz declared that the approved motion included all of the recommendations.

Recommendations: That the City Council:

1. **INTRODUCE** and read by title only Ordinance No.931: An Ordinance of the City Council of the City of Moreno Valley, California, approving a Municipal Code Amendment to Title 9, Section 9.02.150, regarding Temporary Use Permit regulations; and further approving a Municipal Code Amendment to Title 12, adding new sub Section 12.02.016, Restriction by Merchandise, with regard to Mobile Vending regulations and schedule second reading and adoption for the next Council Meeting.

2. **APPROVE** an amendment to Parks and Community Services Policy #8.1, Vending in City Parks and Facilities, adding provisions for approved mobile food facilities to operate within City parks and facilities.

| | |
|------------------|---|
| RESULT: | APPROVED [UNANIMOUS] |
| MOVER: | Victoria Baca, Mayor Pro Tem |
| SECONDER: | Ulises Cabrera, Council Member |
| AYES: | Dr. Yxstian A. Gutierrez, Victoria Baca, David Marquez, Ulises Cabrera, Jeffrey A. Giba |

COUNCIL MEMBER GIBA DISCONNECTED AND NO LONGER PARTICIPATED IN THE MEETING AT 7:03 P.M.

G. GENERAL BUSINESS - NONE

H. REPORTS

H.1. CITY COUNCIL REPORTS ON REGIONAL ACTIVITIES

(Informational Oral Presentation - not for Council action)

March Joint Powers Commission (JPC)

Mayor Pro Tem Baca provided the following report:

Tonight, I'm providing an update from the recent March Joint Powers Commission meeting held on February 28th. In that meeting, the Commission approved an amendment to the lease with the US Veterans Initiative. The amendment allows US Vets time to transition several veterans to alternative housing because they are not eligible for entry to the new permanent facility.

Riverside County Habitat Conservation Agency (RCHCA) - None

Riverside County Transportation Commission (RCTC)

Mayor Pro Tem Baca provided the following report:

RCTC continues to focus on rail safety using the Operation Lifesaver program. With the 91/Perris Valley Line now operating and more rail connectivity on the way, it is important to spread the word about rail safety. Some reminders to keep you safe around rail - only cross railroad tracks at a designated public crossing.

Railroad property is private property. It is illegal to be there unless you are at a designated public crossing. It can take a mile or more to stop a train. Trains overhang the tracks at least three feet in both directions. Be aware that freight trains do not always follow set schedules. Lastly, never walk or drive around lowered gates at a crossing, and do not cross the tracks until the lights have stopped flashing.

Riverside Transit Agency (RTA)

Council Member Marquez reported the following:

RTA will be enhancing 24 bus shelters on their system including locations in Moreno Valley. The shelters will remain in service as crews renovate them with a fresh new look. Look for these improvements beginning this month.

In addition, RTA's ridership during 2018 is off to a positive start with January boardings totaling 655,600, a four percent increase compared to the same month a year ago. The increase is partly due to strong ridership on the new CommuterLink Route 200, which serves Disneyland and a 14 percent increase in ridership on all CommuterLink express routes. Other likely contributing factors include rising gas prices, good weather, enhanced bus service, and more college students riding as part of the U-Pass and Go-Pass programs.

Western Riverside Council of Governments (WRCOG)

Mayor Gutierrez reported the following:

Items covered at the WRCOG Executive Committee meeting on March 5, 2018 include:

The Regional Cancer Treatment Task Force mission includes promotion of existing regional cancer care resources and the identification of resource barriers and gaps. Key findings of the Task Force include 26% of cancer patients travelling 50 miles or more to receive treatment and 87% of providers referring patients outside of the area. Next steps include raising awareness for local cancer resources, changing care perceptions, attracting new providers, and creating a funding program for low income patients.

The Beyond Fund Program Round 1 provided \$153,294 to the City of Moreno Valley for items including water station installation, materials/supplies for Safe Routes to School events, replacement of 38 computers at the employment resource center and bike rack installation. Round 2 provides \$161,049 for active transportation projects such as the installation of bicycle and pedestrian facilities from Bay Avenue to Cottonwood Street, community engagement projects such as a community clean-up event and enhanced quality of life efforts including a Healthy Moreno Valley Student Campaign.

A University of Redlands study found that automation and recent advances in robotics and artificial intelligence will disrupt the existing economy and greatly impact retail, hospitality, logistics and transportation jobs in the region. The concern is that the speed of automation could lead to unemployment and an inability of the economy to create new jobs. The study recommends that the regional economy reduce its exposure to new industries with high automation probability.

Western Riverside County Regional Conservation Authority (RCA) - None

School District/City Joint Task Force - None

Southern California Association of Governments (SCAG) - None

H.2. CITY MANAGER'S REPORT

(Informational Oral Presentation - not for Council action)

City Manager DeSantis addressed some of the comments made by the public. In his opinion he sees no decrease in development activity and concurrently sees no need for downsizing the Planning Commission. He notified the resident who voiced her concern regarding student safety that she will be contacted by Public Works staff. He relayed his excitement that Bloomberg Philanthropies named Moreno Valley a Champion City. He reported that he met with the Hispanic Chamber of Commerce. He mentioned that Moreno Valley Utility is expanding its solar power generation capability by constructing panels at City Hall. He reminded everyone about the Springtastic Festival on March 31, 2018.

H.3. CITY ATTORNEY'S REPORT

(Informational Oral Presentation - not for Council action)

City Attorney Koczanowicz notified the City Council that the two commercial cannabis Ordinances will be placed on the March 20, 2018 agenda.

CLOSING COMMENTS AND/OR REPORTS OF THE CITY COUNCIL, COMMUNITY SERVICES DISTRICT, CITY AS SUCCESSOR AGENCY FOR THE COMMUNITY REDEVELOPMENT AGENCY, HOUSING AUTHORITY AND THE BOARD OF LIBRARY TRUSTEES.

Council Member Marquez

1. Remarkd that he will be attending the National League of Cities Conference in Washington D.C.
2. Attended the 100th birthday party of a resident.

Council Member Cabrera

1. Addressed the difference between the arterial road repairs and the slurry seals.
2. Noted projects taking place later in the year, including the skate park, and replacement of the turf at Community Park.
3. Informed every one of the new owners of the mall.
4. Remarkd that the Homeless to Work Initiative is a success.
5. Mentioned the upcoming Food Truck Festival that will coincide with Moval Rocks.
6. Touched upon the Art Walk scheduled for June 02, 2018 which will include a Chalk Art Festival, pet adoptions, and live music.
7. Excited about the Latin Film Festival returning to Moreno Valley.
8. Announced that staff is working on starting a community garden.
9. Expressed his joy with the City's success so far, in the Bloomberg Mayor's Challenge.

10. Reminded everyone of the Food Bank that takes place on Redlands Boulevard.
11. Prompted everyone to be generous and to assist people.
12. Invited the public to discuss their issues with the City Council and to provide solutions.

Mayor Pro Tem Baca

1. Notified everyone that she attended the following events, the 6th Annual Reading Festival, Wake Up Moval, the 2018 Moreno Valley Police Department's Volunteer Appreciation Dinner and the Adelante breakfast held that morning.

Mayor Gutierrez

1. Mayor Gutierrez remarked that he attended the 2018 Moreno Valley Police Department's Volunteer Appreciation Dinner and was moved by their dedication.
2. Noted that he attended a Healthy Engagement Festival with Moreno Valley Unified School District.
3. Recognized the recent appointees to the Arts Commission and the Parks, Community Services and Trails Committee.
4. Remarked that he and Council Member Cabrera advocate for repairs to the arterial streets.
5. Thanked staff for their work on the food truck ordinance.
6. Thrilled with being selected a Champion City by Bloomberg Philanthropies.
7. Excited for the Economic Development Team to get started on the Earn While You Learn Initiative.
8. Reminded every one of the upcoming Citywide Telephone Town Hall to occur on March 29, 2018 at 6:00 p.m.
9. Announced that a food bank, operating with CDBG funds, is located at the old Toys R' Us, to assist those in need.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Gutierrez adjourned the meeting at 7:29 p.m.

Submitted by:

Pat Jacquez-Nares, CMC & CERA, City Clerk,
Secretary, Moreno Valley Community Services District
Secretary, City as Successor Agency for the Community
Redevelopment Agency of the City of Moreno Valley
Secretary, Moreno Valley Housing Authority
Secretary, Board of Library Trustees

Approved by:

Dr. Yxstian Gutierrez, Mayor
President, Moreno Valley Community Services District
Chairperson, City as Successor Agency for the Community
Redevelopment Agency of the City of Moreno Valley
Chairperson, Moreno Valley Housing Authority
Chairperson, Board of Library Trustees