

**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
MORENO VALLEY PUBLIC FINANCING AUTHORITY
BOARD OF LIBRARY TRUSTEES**

**REGULAR MEETING – 6:00 PM
August 17, 2021**

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, Moreno Valley Public Financing Authority and the Board of Library Trustees was called to order at 6:00 p.m. by Mayor Gutierrez in the Council Chamber located at 14177 Frederick Street.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Gutierrez.

ROLL CALL

Council:	Dr. Yxstian A. Gutierrez	Mayor
	Victoria Baca	Mayor Pro Tem
	David Marquez	Council Member
	Ulises Cabrera	Council Member

INTRODUCTIONS

Staff:	Pat Jacquez-Nares	City Clerk
	Steve Quintanilla	Interim City Attorney
	Mike Lee	City Manager
	Brian Mohan	Acting Assistant City Manager/Chief Financial Officer/Treasurer
	Michael Wolfe	Assistant City Manager/Director of Public Works/City Engineer
	Manuel Mancha	Community Development Director
	Erica Green	Acting Parks & Community Services Director
	John Salisbury	Police Chief
	Dave Rodriguez	Battalion Chief

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

Keri Then

1. Thanked the City staff and the Council Members for addressing her email on the issue with the wild burros crossing the new seven-lane bridge. She suggested that some type of deterrent be added upon the completion of the new bridge.
2. Again thanked the City staff and Council on the Beautify MoVal event held on Saturday. She and her neighbors participated in the clean up at Hidden Springs Park. Stated she was concerned with the smoking that was being done at the park because it could start a fire.
3. Reported that the residents of District 2 were concerned with the City's ordinance on the 12-hour requirement for the trashcans. Waste Management's lack of personnel contributed to the residents need to leave the trash receptacles out longer, which added to the burros dumping the trash. Residents did not want to be fined for these occurrences.
4. Stated that the street sweeping no parking signs do not reflect the correct day of service.

Bob Palomarez

1. Gave his condolences to the family of the three year old that perished in the house fire and praised the Police Officers for their heroism.
2. Provided a story illustrating the heart of the police officers.
3. Opposed defunding the police.

Louise Palomarez

1. Agreed with Bob Palomarez' statements.
2. Praised the Council for all their good work.
3. Stated that Mayor Gutierrez leaving for the County seat would be a great loss for the City.
4. Opposed the suggested Sunnymead location for the new Moreno Valley Downtown. Supported the City's recommendation of the Nason location.
5. Stated that all events at the Amphitheatre were great.

JOINT CONSENT CALENDARS (SECTIONS A-E)

RESULT:	APPROVED [3 TO 1]
MOVER:	Victoria Baca, Mayor Pro Tem
SECONDER:	David Marquez, Council Member
AYES:	Dr. Yxstian A. Gutierrez, Victoria Baca, Ulises Cabrera
NAYS:	David Marquez

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. MAYORAL APPOINTMENT TO THE PLANNING COMMISSION (Report of: City Clerk)

Recommendation:

1. Receive and confirm the Mayoral appointment as follows:

PLANNING COMMISSION

<u>Name</u>	<u>Position</u>	<u>Term</u>
Omar Cobian	Member	Ending 06/30/22

Council Member Marquez stated his concerns with the inability to interview Mr. Cobian. Stated he was informed that he could not interview Mr. Cobian. Council Member Marquez stated that Mr. Cobian was the President of the Carpenter's Union, which had heavily donated to two serving Council Members. He would like to see a more inclusive appointment process where interviews could be held at a public meeting and have questions from all Council Members. Council Member Marquez stated he would not support this item and would vote no on the Consent Calendar.

A.3. ACCEPTANCE OF THE FISCAL YEAR 2021 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM AWARD (Report of: Community Development)

Recommendation:

1. Accept the Fiscal Year 2021 Bureau of Justice Assistance Edward Byrne Memorial Justice Assistance Grant Program award of \$54,555 administered through the Riverside County Sheriff's Department;
2. Authorize the City Manager, or his designee, to execute for and on behalf of the City of Moreno Valley, agreements and other related documents required by the Bureau of Justice Assistance for participation in the Edward Byrne Memorial Justice Assistance Grant Program, subject to the approval of the City Attorney; and
3. Authorize the Chief Financial Officer, or his designee, to make any necessary budget adjustments as recommended in the Fiscal Impact section of this report.

- A.4. APPROVE AN AMENDMENT TO THE AGREEMENT WITH PERMITROCKET SOFTWARE, LLC, DBA EPERMITHUB, FOR ELECTRONIC PLAN CHECK SOFTWARE SOLUTION, SOFTWARE AS A SERVICE SUBSCRIPTION (AGMT. NO. 2020-192-01) (Report of: Community Development)

Recommendations:

1. Approve an Amendment to the Agreement with PermitRocket Software, LLC, dba ePermitHub, for electronic plan check software solution, software as a service (SaaS) subscription, and authorize the City Manager, or his designee, to execute the Amendment and any subsequent Amendments, subject to the approval of the City Attorney.
2. Authorize an increase of \$187,056.43 to the not-to-exceed amount of the Agreement with PermitRocket Software, LLC, dba ePermitHub to \$395,573.13. These costs are offset by plan check revenues. There will be no impact to the General Fund.
3. Authorize the Purchasing Manager, or her designee, to approve an increase of \$187,056.43 to purchase order #2021-494, in accordance with approved terms of the agreement.

- A.5. LIST OF PERSONNEL CHANGES (Report of: Financial & Management Services)

Recommendation:

1. Ratify the list of personnel changes as described.

- A.6. PAYMENT REGISTER- JUNE 2021 (Report of: Financial & Management Services)

Recommendation:

1. Receive and file the Payment Register.

- A.7. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, RATIFYING THE ATTESTATION OF VERACITY SUBMITTED TO THE CALIFORNIA ENERGY COMMISSION FOR THE 2020 POWER SOURCE DISCLOSURE PROGRAM ANNUAL REPORT (Report of: Public Works)

Recommendation:

1. Approve Resolution No. 2021-XX. A Resolution of the City Council of the City of Moreno Valley, California, Ratifying the Attestation of

Veracity Submitted to the California Energy Commission for the 2020 Power Source Disclosure Program Annual Report.

A.8. DRACAEA AVENUE NEIGHBORHOOD GREENWAY CORRIDOR STUDY (RESO. NO. 2021-60) (Report of: Public Works)

Recommendation:

1. Adopt Resolution No. 2021-60, a Resolution of the City Council of the City of Moreno Valley, California, accepting the Dracaea Avenue Neighborhood Greenway Corridor Study.

A.9. PEN16-0131 – ACCEPT DEVELOPMENT IMPACT FEES (DIF) IMPROVEMENT CREDIT AGREEMENT #D21-003 FOR CACTUS COMMERCE CENTER PROJECT LOCATED AT THE NORTHEAST CORNER OF CACTUS AVENUE AND COMMERCE CENTER DRIVE DEVELOPER: CACTUS COMMERCE, L.P. (AGMT. NO. 2021-172) (Report of: Public Works)

Recommendations:

1. Accept and approve the Development Impact Fees Improvement Credit Agreement #D21-003 (DIF Agreement) for PEN16-0131 improvements.
2. Authorize the City Manager to execute the DIF Agreement.

A.10. PEN20-0075 (TRACT 31590) – APPROVE MAINTENANCE AGREEMENT BY AND BETWEEN THE CITY OF MORENO VALLEY AND DEL SOL MORENO VALLEY HOMEOWNERS ASSOCIATION FOR THE TRACT LOCATED WEST OF MORENO BEACH DRIVE, BETWEEN ALESSANDRO BOULEVARD AND BRODIAEA AVENUE. DEVELOPER – DR HORTON LOS ANGELES HOLDING COMPANY, INC. (AGMT. NO. 2021-173) (Report of: Public Works)

Recommendations:

1. Approve the Maintenance Agreement by and between the City of Moreno Valley and Del Sol Moreno Valley Homeowners Association.
2. Authorize the Mayor to execute the Maintenance Agreement with Del Sol Moreno Valley Homeowners Association.
3. Authorize the City Clerk to transmit the executed Maintenance Agreement to the Riverside County Recorder's Office for recordation.

- A.11. PEN19-0150 (PM 37750) – APPROVE PARCEL MAP 37750 LOCATED AT THE SOUTHEAST CORNER OF DAY STREET AND IRONWOOD AVENUE. OWNERS: M&F DEVELOPMENT COMPANY; MBBB, LLC; TRIPLE S GROUP, LLC; AND IRENE WEBB SALYER, TRUSTEE OF THE ERNEST WEBB CREDIT TRUST (Report of: Public Works)

Recommendations:

1. Approve Parcel Map 37750.
2. Authorize the City Clerk to sign the map and transmit said map to the County Recorder's Office for recordation.

- A.12. PEN18-0144 (TR 36761) – APPROVE TRACT MAP 36761 LOCATED AT 24329 DUNLAVY COURT, WEST OF INDIAN STREET AND EAST OF DAVIS STREET. DEVELOPER: RIGHT SOLUTIONS, LLC (Report of: Public Works)

Recommendations:

1. Approve Tract Map 36761.
2. Authorize the City Clerk to sign the map and transmit said map to the County Recorder's Office for recordation.

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. DECLARING INTENTION TO ANNEX CERTAIN PARCELS INTO COMMUNITY FACILITIES DISTRICT NO. 2021-01 (PARKS MAINTENANCE) OF THE MORENO VALLEY COMMUNITY SERVICES DISTRICT AND TO AUTHORIZE THE LEVY OF A SPECIAL TAX THEREIN (RESO. NO. CSD 2021-27 AND CSD 2021-28) (Report of: Financial & Management Services)

Recommendation:

1. Acting as the legislative body of Community Facilities District No. 2021-01 (Parks Maintenance), adopt Resolution No. CSD 2021-27, a Resolution of the Board for the Moreno Valley Community Services District of the City of Moreno Valley, California, Declaring its Intention to Annex Territory to its Community Facilities District No. 2021-01 (Parks Maintenance) and to Authorize the Levy of a Special Tax

Therein. (LCG MVD II, LLC, located at the southeast corner of Heacock St. and Hemlock Ave.)

2. Acting as the legislative body of Community Facilities District No. 2021-01 (Parks Maintenance), adopt Resolution No. CSD 2021-28, a Resolution of the Board for the Moreno Valley Community Services District of the City of Moreno Valley, California, Declaring its Intention to Annex Territory to its Community Facilities District No. 2021-01 (Parks Maintenance) and to Authorize the Levy of a Special Tax Therein. (Maria Luna, located at 11950 Mathews Rd.)
- B.3. DECLARING INTENTION TO DESIGNATE THE FUTURE ANNEXATION AREA FOR COMMUNITY FACILITIES DISTRICT 2021-0 (Report of: Financial & Management Services)

Recommendation:

Acting as the legislative body of Community Facilities District No. 2021-01 (Parks Maintenance), adopt Resolution No. CSD 2021-29. A Resolution of the Board for the Moreno Valley Community Services District of the City of Moreno Valley, California, Declaring its Intention to Provide for Future Annexation of Territory to its Community Facilities District No. 2021-01 (Parks Maintenance).

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.

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.

E. CONSENT CALENDAR - PUBLIC FINANCING AUTHORITY

- E.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.

F. PUBLIC HEARINGS - NONE

G. GENERAL BUSINESS - NONE

H. ITEMS REMOVED FROM CONSENT CALENDARS FOR DISCUSSION OR SEPARATE ACTION – NONE

I. REPORTS

I.1. CITY COUNCIL REPORTS

(Informational Oral Presentation - not for Council action)

March Joint Powers Commission (JPC)

Mayor Pro Tem Baca provided an update on the March Joint Powers Commission meeting held on August 11th. The Commission approved the appointment of Commissioner Chuck Conder to the March Business Center Implementation Committee and discussed the Executive Director recruitment.

Riverside County Habitat Conservation Agency (RCHCA) - None

Riverside County Transportation Commission (RCTC) - None

Riverside Transit Agency (RTA) - None

Western Riverside Council of Governments (WRCOG) - None

Western Riverside County Regional Conservation Authority (RCA) - None

School District/City Joint Task Force - None

I.2. CITY MANAGER'S REPORT

(Informational Oral Presentation - not for Council action)

City Manager Lee provided a public service announcement that the Delta Variant of the COVID-19 virus had returned. Reminded everyone that the City still had free masks and hand sanitizers at the BERC and libraries. These items were donated by the businesses in the City. He thanked the Council for being proactive in their outreach.

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

Council Member Cabrera

1. Thanked all the volunteers that attended the Community Day of Service on Saturday, there was a great turnout. The games were a lot of fun for the children.
2. Sent his condolences to the family of Joshua Cabrera and thanked the Officers that saved the other family members lives.
3. Announced that in the coming week Caltrans would conduct clean ups on the 215 and 60 on and off ramps throughout Riverside, Perris, Jurupa Valley and Moreno Valley.
4. Announced that he attended the Rising Stars Business Academy student orientation.
5. Thanked the various sponsors of the backpack giveaways held throughout the City.
6. Urged everyone to stay safe, to wear their masks, and to get vaccinated.

Mayor Pro Tem Baca

1. Reminded everyone that Thursday was the State of the City event where Mayor Gutierrez provided the City's annual update.
2. Urged everyone to follow the COVID safety protocols.

Mayor Gutierrez

1. Urged everyone to follow the COVID safety protocols especially with the Delta variant surge.
2. Thanked staff and the Media team for their hard work on the Community Day of Service, it was a great event.
3. Shared his sentiments with the Deputies, family, and firefighters that experienced the tragic loss of Joshua Cabrera.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Gutierrez adjourned the meeting at 6:26 p.m. in the memory of Joshua Cabrera.

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
Secretary, Public Financing Authority

Approved by:

Dr. Yxstian A. Gutierrez
Mayor
City of Moreno Valley
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
Chairperson, Public Financing Authority