

MINUTES
CITY COUNCIL REGULAR MEETING OF THE CITY OF MORENO VALLEY
March 21, 2023

CALL TO ORDER - 5:30 PM

SPECIAL PRESENTATIONS

1. CLASSIFIED EMPLOYEE OF THE 4TH QUARTER 2022 - SSO,
PATTI RODRIGUEZ
2. DEPUTY OF THE 4TH QUARTER OF 2022 - CHRISTOPHER WHEELER
3. DEPUTY OF THE YEAR 2022 - CHRIS LOUCKS
4. PROCLAMATION RECOGNIZING MARCH 2023 AS NATIONAL WOMEN'S
HISTORY MONTH

**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
March 21, 2023**

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 Cabrera in the Council Chamber located at 14177 Frederick Street.

Mayor Cabrera announced that the City Council receives a separate stipend for CSD meetings.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Pro Tem Delgado.

INVOCATION

The invocation was given by Pastor Niko Baruch from Generations Church.

ROLL CALL

Council:	Ulises Cabrera	Mayor
	Edward A. Delgado	Mayor Pro Tem
	Elena Baca-Santa Cruz	Council Member
	David Marquez	Council Member
	Cheylynda Barnard	Council Member

INTRODUCTIONS

Staff:	Jane Halstead	Manager of the Office of the Mayor and City Council/City Clerk
	Patty Rodriguez	Senior Deputy City Clerk
	Paul Bradvica	Deputy City Clerk
	Steven Quintanilla	Interim City Attorney
	Mike Lee	City Manager
	Brian Mohan	Assistant City Manager, Chief Financial Officer, City Treasurer
	Michael Lloyd	Assistant City Manager
	Manuel Mancha	Community Development Director
	Melissa Walker	Public Works Director/City Engineer
	Jeremy Bubnick	Parks and Community Services Director
	Ken Reichle	Chief of Police
	Jesse Park	Fire Chief

PUBLIC COMMENTS ON MATTERS NOT ON THE AGENDA

Interim City Attorney Steven Quintanilla made an announcement before Public Comments.

Chris Baca

1. Critical of Mayor Cabrera.

Fred Banuelos

1. Various City events.

Donovan Saadiq

1. Critical of Mayor Cabrera, Council Member Marquez.

Daryl T.

1. Rent Stabilization Ordinance Proposal.

Fabian Ayub

1. Down Syndrome Awareness Day.

James Armour

1. Survey results.

Rosa Bravo

1. Survey results.

Sarah Lytle

1. Homelessness experience.

Sammie Luna

1. Survey results.

Tom Jerele

1. Various community reports.

Bob Palomarez

1. Public Safety.

Angel and Raquel

1. MVCEA recognizing Lisa Smethurst.

Dr. Patsy Brown

1. City outreach.

Michelle Davis

1. A Better You T.T.A.G.

Pete

1. Critical of Mayor Cabrera.

Roy Bleckert

1. Critical of Mayor Cabrera, Council Member Marquez.

Louise Palomarez

1. Critical of Mayor Cabrera, Council Member Marquez.

PUBLIC COMMENTS ON MATTERS ON THE AGENDA

Mayor Cabrera asked if any members of Council would like to pull any items on the consent calendar for separate action.

Mayor Pro Tem Delgado stated he was recusing himself from voting on item A.21 on the consent calendar because he was advised by the City Attorney's Office that since the item involves a contract pertaining to his employer, the Riverside County Sheriff's

Department, he must recuse himself from participating in the decision per the California Government Code. Mayor Pro Tem Delgado stated this means he must refrain from participating in the discussion and abstaining from voting on this matter. Since the item is on the consent calendar, he stated he was advised he does not have to leave the Council Chambers.

Council Member Baca-Santa Cruz called for a motion to table Item A.5 to a future meeting.

Motion moved by Council Member Baca-Santa Cruz and seconded by Mayor Pro Tem Delgado.

Motion failed by a vote of 2-3 with Council Member Baca-Santa Cruz and Mayor Pro Tem Delgado voting yes, and Council Member Barnard, Council Member Marquez, and Mayor Cabrera voting no.

RESULT:	FAILED [2 TO 3]
MOVER:	Elena Baca-Santa Cruz, Council Member
SECONDER:	Ed Delgado, Mayor Pro Tem
AYES:	Ed Delgado, Elena Baca-Santa Cruz
NAYS:	Ulises Cabrera, David Marquez, Cheylynda Barnard

Council Member Baca-Santa asked to have Item A.5 moved to section G for separate discussion and action.

Mayor Pro Tem Delgado noted he will be abstaining on vote for item A.21 on the consent calendar.

Mayor Cabrera called for Council questions of staff on the consent calendar.

With no Council questions, Mayor Cabrera called for public comments to be heard.

Daryl T. (A.17)

1. Street repavement.

Sammie Luna (A.7)

1. Concerns.

James Armour (A.7)

1. Concerns.

Gabriela Mendez Ulloa (A.7)

1. Support.

Maribel Nunez (A.7)

1. Suggestions.

Roy Bleckert (A.4, A.7, A.20, A.21)

1. Concerns.

Louise Palomarez (A.7, A.14, A.15, and A.21)

1. Critical of Mayor Cabrera, Council Member Marquez.

CITY COUNCIL OPENING COMMENTS

None.

JOINT CONSENT CALENDARS (SECTIONS A-E)

Mayor Cabrera called for a motion to approve the consent calendar, excluding item A.5, with Mayor Pro Tem Delgado abstaining from item A.21.

Motion made by Council Member Baca-Santa Cruz and seconded by Council Member Marquez to approve the consent calendar, excluding item A.5, with Mayor Pro Tem Delgado abstaining from item A.21.

Motion passed by a vote of 5-0, with Council Member Baca-Santa Cruz, Council Member Marquez, Council Member Barnard, Mayor Pro Tem Delgado, and Mayor Cabrera voting yes.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Elena Baca-Santa Cruz, Council Member
SECONDER:	David Marquez, Council Member
AYES:	Cabrera, Delgado, Marquez, Barnard, Baca-Santa Cruz

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 - March 7, 2023 4:30 PM

- A.3. City Council - Regular Meeting - March 7, 2023 6:00 PM

- A.4. COUNCIL DISCRETIONARY EXPENDITURE REPORTS FOR FISCAL YEAR 2022/2023 FROM JULY 1, 2022 THROUGH FEBRUARY 28, 2023 (Report of: City Clerk)

Recommendation:

1. Receive and file the Fiscal Year 2022/2023 Council Discretionary Expenditure Report for July 1, 2022 through February 28, 2023.

- A.5. MAYORAL APPOINTMENTS TO VARIOUS BOARDS AND COMMISSIONS (Report of: City Clerk) **(Item pulled from consent to Section G for separate vote)**

- A.6. PAYMENT REGISTER - JANUARY 2023 (Report of: Financial & Management Services)

Recommendation:

1. Receive and file the Payment Register.

- A.7. ACCEPT THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) HOME AMERICAN RESCUE PLAN (HOME-ARP) GRANT AWARD AND ADOPT RESOLUTION NO. 2023-14 TO ACCEPT THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) HOME AMERICAN RESCUE PLAN FUNDS AND ACCEPT THE PROPOSED ALLOCATION PLAN. (Report of: Financial & Management Services)

Recommendations:

1. Accept the Fiscal Year 21-22 Home American Rescue Plan (HOME-ARP) grant award in the amount of \$2,427,401, and any subsequent re-allocation funds.
2. Authorize the City Manager, City Attorney and Chief Financial Officer to enter into, execute, and deliver HOME American Rescue Plan (HOME-ARP) award and compliance documents.
3. Designate the City Manager, City Attorney and Chief Financial Officer as authorized signatory to execute HOME American Rescue Plan (HOME-ARP) documents on behalf of the City of Moreno Valley.
4. Authorize the Chief Financial Officer to appropriate budget as set forth in the Fiscal Impact section.
5. Adopt Resolution No. 2023-14 to accept the U.S. Department of Housing and Urban Development (HUD) HOME American Rescue

Plan (HOME-ARP) funds and accept the proposed allocation plan.

- A.8. PURSUANT TO LANDOWNER PETITION, ANNEX CERTAIN PARCELS INTO COMMUNITY FACILITIES DISTRICT NO. 2014-01 (MAINTENANCE SERVICES) - AMENDMENT NO. 76 (RESO NO. 2023- 15) (Report of: Financial & Management Services)

Recommendation:

1. Acting as the legislative body of Community Facilities District No. 2014-01 (Maintenance Services), adopt Resolution No. 2023-15, a Resolution of the City Council of the City of Moreno Valley, California, ordering the annexation of territory to City of Moreno Valley Community Facilities District No. 2014-01 (Maintenance Services) and approving the amended map for said District (Amendment No. 76) (CRP/PDC MORENO VALLEY OWNER, located east of Old 215 Frontage Rd., south of Bay Ave.).

- A.9. RECEIVE THE ANNUAL AB1600 COMPLIANCE REPORT FOR FISCAL YEAR 2021-22 (Report of: Financial & Management Services)

Recommendations:

1. Receive and file the Annual AB 1600 Compliance Report for FY 2021-22 in compliance with California Government Code sections 66006 and 66001.
2. Approve the finding that staff has demonstrated a continuing need to hold unexpended Development Impact Fees.

- A.10. AWARD RFP 2022-072 AND CONTRACT FOR EQUIPMENT AND PROFESSIONAL SERVICES FOR NETWORKING EQUIPMENT FOR THE LIBRARIES (Report of: Financial & Management Services)

Recommendations:

1. Award an Agreement to Vector Resources Inc., DBA Vector USA, the lowest responsible bidder to RFP 2022-072, for \$86,681 for equipment and professional services to update the networking equipment in three library branches.
2. Authorize the issuance of a Purchase Order to VectorUSA as the lowest responsible bidder for RFP 2022-072.
3. Authorize an amendment to the Fiscal Year 2022/23 budget from the Library Services - Property Tax fund balance for these expenses as set forth in the Fiscal Impact section.

4. Authorize the Assistant City Manager to execute any subsequent related purchasing or E-Rate grant documents, subject to the approval of the City Attorney.

A.11. LIST OF PERSONNEL CHANGES (Report of: Financial & Management Services)

Recommendation:

1. Ratify the list of personnel changes as described.

A.12. CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (HCD) PROHOUSING INCENTIVE PILOT (PIP) PROGRAM (GRANT) (Report of: Financial & Management Services)

Recommendations:

1. Authorize the City Manager, City Attorney and Chief Financial Officer to submit an application to the California Department of Housing and Community Development (HCD) in response to the Department's Prohousing Incentive Pilot (PIP) program Notice of Funding Availability (NOFA).
2. Adopt Resolution No. 2023-16 to Authorize the City Manager, City Attorney, and Chief Financial Officer submit an application and execute applications, and other related documents for the purpose of managing the Prohousing Incentive Pilot Program.

A.13. ADOPT RESOLUTION NO. 2023-17 DESIGNATING AND AUTHORIZING DESIGNATED CITY OFFICIALS TO EXECUTE APPLICATIONS AND DOCUMENTS FOR THE PURPOSE OF OBTAINING FEDERAL FINANCIAL ASSISTANCE PROVIDED BY THE FEDERAL DEPARTMENT OF HOMELAND SECURITY AND SUB-GRANTED THROUGH THE STATE OF CALIFORNIA (RESO. NO. 2023-17) (Report of: Fire Department)

Recommendation:

1. Adopt Resolution No. 2023-17, a Resolution of the City Council of the City of Moreno Valley, California, Designating and Authorizing Certain City Officials to Execute Applications and Documents for the Purposes of Obtaining Federal Financial Assistance Provided by the Federal Department of Homeland Security and Sub-granted through the State of California.

A.14. ACCEPTANCE OF THE FISCAL YEAR 2022 STATE HOMELAND SECURITY PROGRAM (SHSP) GRANT AWARD (Report of: Fire Department)

Recommendation:

1. Accept the Fiscal Year 2022 State Homeland Security Program (SHSP) grant award of \$26,644 from the Riverside County Emergency Management Department.
2. Authorize a budget adjustment of \$26,644 to the Emergency Management Grant fund (2503) revenue and expenditure accounts.

A.15. ACCEPTANCE OF THE FISCAL YEAR 2022 EMERGENCY MANAGEMENT PERFORMANCE GRANT PROGRAM (EMPG) GRANT AWARD (Report of: Fire Department)

Recommendation:

1. Accept the Fiscal Year 2022 Emergency Management Performance Grant Program (EMPG) grant award of \$43,026 from the Riverside County Emergency Management Department.
2. Authorize a budget adjustment of \$43,026 to the Emergency Management Grant Fund (2503) revenue and expenditure accounts.

A.16. APPROVAL OF THE FISCAL YEAR 2023/2024 STORM WATER PROTECTION PROGRAM BUDGET FOR COUNTY SERVICE AREA (CSA) 152 (Report of: Public Works)

Recommendations:

1. Approve the County Service Area (CSA) 152 Budget for Fiscal Year (FY) 2023/2024 in the amount \$706,316; and
2. Authorize to continue the levy of the County Service Area 152 Assessment at the same rate as the prior year (\$8.15) per Benefit Assessment Unit (BAU) for FY 2023/2024.

A.17. APPROVAL OF RECOMMENDED PAVEMENT MANAGEMENT PROGRAM FIVE-YEAR LOOK-AHEAD FOR FISCAL YEARS 2023-24 TO 2027-28 (Report of: Public Works)

Recommendations:

1. Approve the Recommended Pavement Management Program Five-year Look-ahead Plan for Fiscal Years 2023-24 to 2027-28; and

2. Authorize the Public Works Director to make any minor adjustments necessary for finalizing the Pavement Management Program Five-year Look-ahead Plan for Fiscal Years 2023-24 to 2027-28.

A.18. AUTHORIZE THE AWARD OF PROFESSIONAL SERVICES AGREEMENT WITH MARX OKUBO ASSOCIATES, INC. FOR PROPERTY CONDITION ASSESSMENTS (Report of: Public Works)

Recommendations:

1. Award a two-year agreement with Marx Okubo Associates, Inc. for a total not-to-exceed amount of \$97,958.56 for Professional Property Condition Assessments; and authorize the City Manager to execute contracts in conformance with the attached Agreement funded through Facilities Maintenance (Fund 7310);
2. Authorize the issuance of purchase orders to Marx Okubo Associates, Inc. for the completion of Property Condition Assessment Services subject to funds available in the City Council approved Operating Budget; and
3. Authorize the City Manager, or his designee, to execute the agreement and any subsequent amendments, subject to the approval of the City Attorney, in accordance with approved terms of the agreement.

A.19. APPROVE THE FUNDING AGREEMENT BETWEEN THE COUNTY OF RIVERSIDE ON BEHALF OF THE DEPARTMENT OF WASTE RESOURCES AND THE CITY OF MORENO VALLEY FOR THE BADLANDS LANDFILL INTEGRATED PROJECT (Report of: Public Works)

Recommendations:

1. Approve the Funding Agreement between the County of Riverside on behalf of the Department of Waste Resources and the City of Moreno Valley for the Badlands Landfill Integrated Project;
2. Authorize the City Manager to execute the Funding Agreement in substantially conformance with the form attached hereto;
3. Authorize the Public Works Director/City Engineer to approve any minor changes that may be requested by County of Riverside or the City, subject to the approval of the City Attorney;
4. Authorize the Public Works Director/City Engineer to execute any

future amendments to the Funding Agreement subject to the approval of the City Attorney; and

5. Authorize a budget adjustment as set forth in the Fiscal Impact section of this report.

A.20. AWARD THE ELECTRIC VEHICLE (EV) CHARGING INFRASTRUCTURE MASTER PLAN CONSULTANT AGREEMENT (Report of: Public Works)

Recommendations:

1. Award an Agreement for Professional Consultant Services to ICF Consulting, L.L.C. to develop the Moreno Valley Electric Vehicle Charging Infrastructure Master Plan and authorize the City Manager to execute the agreement with ICF Consulting, L.L.C. in the amount of \$229,475.00;
2. Authorize the issuance of a Purchase Order to ICF Consulting, L.L.C., in the amount of \$229,475.00 when the agreement has been signed by all parties using the Sustainable Transportation Planning Grant fund; and
3. Authorize the Public Works Director to execute any subsequent related amendments to the Agreement with ICF Consulting, L.L.C., not to exceed the grant amount of \$250,000.00, subject to the approval by the City Attorney.

A.21. SUPPLEMENTAL LAW ENFORCEMENT SERVICES ACCOUNT (SLESA) EXPENDITURE PLAN FOR FY 22-23 (Report of: Police Department)

Recommendation:

1. Accept the Supplemental Law Enforcement Services Account (SLESA) grant award for FY 22-23 for frontline municipal police services.
2. Authorize a budget adjustment as set forth in the Fiscal Impact section of this report.

RESULT: APPROVED [4-0]
MOVER: Elena Baca-Santa Cruz, Council Member
SECONDER: David Marquez, Council Member
AYES: Cabrera, Marquez, Barnard, Baca-Santa Cruz
ABSTAIN: Ed Delgado

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 - CITY COUNCIL - CLOSED SESSION - MARCH 7, 2023 (SEE A.2.).

Recommendation:

1: Approve as submitted.

- B.3. MINUTES - CITY COUNCIL - REGULAR MEETING - MARCH 7, 2023 (SEE A.3.).

Recommendation:

1: Approve as submitted.

- B.4. PURSUANT TO LANDOWNER PETITIONS, ANNEX CERTAIN PARCELS INTO COMMUNITY FACILITIES DISTRICT NO. 2021-01 (PARKS MAINTENANCE) - AMENDMENT NOS. 49, 66, 70, 75, 76 and 77 (RESO. NOS. CSD 2023-15 TO CSD 2023-20) (Report of: Financial & Management Services)

Recommendation:

1. Adopt Resolution No. CSD 2023-15, a Resolution of the Board for the Moreno Valley Community Services District of the City of Moreno Valley, California, ordering the annexation of territory to City of Moreno Valley Community Facilities District No. 2021-01 (Parks Maintenance) and approving the amended map for said District (Amendment No. 49) (Mark T. Mansour and Marena E. Harby, 17148 Via Xavier).
2. Adopt Resolution No. CSD 2023-16, a Resolution of the Board for the Moreno Valley Community Services District of the City of Moreno Valley, California, ordering the annexation of territory to City of Moreno Valley Community Facilities District No. 2021-01 (Parks Maintenance) and approving the amended map for said District (Amendment No. 66) (CRP/PDC MORENO VALLEY OWNER, located east of Old 215 Frontage Rd., south of Bay Ave.).
3. Adopt Resolution No. CSD 2023-17, a Resolution of the Board for the Moreno Valley Community Services District of the City of Moreno Valley, California, ordering the annexation of territory to City of Moreno Valley Community Facilities District No. 2021-01 (Parks

Maintenance) and approving the amended map for said District (Amendment No. 70) (Jesus and Arturo Anaya, 15769 Cayman Cir.).

4. Adopt Resolution No. CSD 2023-18, a Resolution of the Board for the Moreno Valley Community Services District of the City of Moreno Valley, California, ordering the annexation of territory to City of Moreno Valley Community Facilities District No. 2021-01 (Parks Maintenance) and approving the amended map for said District (Amendment No. 75) (Mena Younan, 16812 Baltic Ct.).
5. Adopt Resolution No. CSD 2023-19, a Resolution of the Board for the Moreno Valley Community Services District of the City of Moreno Valley, California, ordering the annexation of territory to City of Moreno Valley Community Facilities District No. 2021-01 (Parks Maintenance) and approving the amended map for said District (Amendment No. 76) (Nulevel Partners, located on cul-de-sac at the east end of Kimberley Ave.)
6. Adopt Resolution No. CSD 2023-20, a Resolution of the Board for the Moreno Valley Community Services District of the City of Moreno Valley, California, ordering the annexation of territory to City of Moreno Valley Community Facilities District No. 2021-01 (Parks Maintenance) and approving the amended map for said District (Amendment No. 77) (Crosswell, Inc., 24455 Atwood Ave.).

B.5. ADOPT RESOLUTIONS TO INITIATE PROCEEDINGS TO LEVY ASSESSMENTS IN FISCAL YEAR 2023/24 FOR MORENO VALLEY COMMUNITY SERVICES DISTRICT LANDSCAPE MAINTENANCE DISTRICT NO. 2014-02 (RESO. NOS. CSD 2023-21, CSD 2023-22, and CSD 2023-23) (Report of: Financial & Management Services)

Recommendations:

1. Adopt Resolution No. CSD 2023-21, a Resolution of the Board for the Moreno Valley Community Services District of the City of Moreno Valley, California, Initiating Proceedings to Levy the Fiscal Year 2023/24 Assessments against Real Property in Moreno Valley Community Services District Landscape Maintenance District No. 2014-02.
2. Adopt Resolution No. CSD 2023-22, a Resolution of the Board for the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving an Engineer's Report in Connection with the 2023/24 Assessments against Real Property in Moreno Valley Community Services District Landscape Maintenance District No. 2014-02.

3. Adopt Resolution No. CSD 2023-23, a Resolution of the Board for the Moreno Valley Community Services District of the City of Moreno Valley, California, Declaring its Intention to Levy the Fiscal Year 2023/24 Assessments against Real Property in Moreno Valley Community Services District Landscape Maintenance District No. 2014-02.

- B.6. ADOPT RESOLUTIONS TO INITIATE PROCEEDINGS TO LEVY ASSESSMENTS IN FISCAL YEAR 2023/24 FOR MORENO VALLEY COMMUNITY SERVICES DISTRICT LIGHTING MAINTENANCE DISTRICT NO. 2014-01 (RESO NOS. CSD 2023-24, CSD 2023-25, and CSD 2023-26) (Report of: Financial & Management Services)

Recommendations:

1. Adopt Resolution No. CSD 2023-24, a Resolution of the Board for the Moreno Valley Community Services District of the City of Moreno Valley, California, Initiating Proceedings to Levy Fiscal Year 2023/24 Assessments against Real Property in Moreno Valley Community Services District Lighting Maintenance District No. 2014-01.
2. Adopt Resolution No. CSD 2023-25, a Resolution of the Board for the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving an Engineer's Report in Connection with Fiscal Year 2023/24 Assessments against Real Property in Moreno Valley Community Services District Lighting Maintenance District No. 2014-01.
3. Adopt Resolution No. CSD 2023-26, a Resolution of the Board for the Moreno Valley Community Services District of the City of Moreno Valley, California, Declaring its Intention to Levy Fiscal Year 2023/24 Assessments against Real Property in Moreno Valley Community Services District Lighting Maintenance District No. 2014-01.

- B.7. AUTHORIZE SUBMISSION OF A GRANT APPLICATION FOR THE ESSER III SUMMER GRANT PROGRAM (Report of: Parks & Community Services)

Recommendations: That the City Council and CSD:

1. Authorize the Executive Director to submit a grant application in the amount of \$60,000 to the Expanded Learning Division California Department of Education (CDE) for the Elementary and Secondary School Emergency Relief III (ESSER III) Summer Grant Program to provide funding for Summer Expanded Learning Programming at

Edgemont Elementary School;

2. Adopt Resolution No. CSD 2023-27. A resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, approving application for ESSER III Summer Grant Program funds and to authorize designated personnel to sign grant-related documents;
3. Upon award, accept and receive grant award funds from the California Department of Education for the ESSER III Summer Grant Program;
4. Authorize the Executive Director to process a budget amendment and appropriation in the awarded amount in FY 22/23; and
5. Upon award approval, authorize the Executive Director to enter into an Agreement and any subsequent amendments with Think Together, Inc. for operation of the ESSER III Summer Program at Edgemont Elementary; and issuance of associated Purchase Order once the Agreement has been fully executed.

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 - CITY COUNCIL - CLOSED SESSION - MARCH 7, 2023 (SEE A.2.).

Recommendation:

1: Approve as submitted.

- C.3. MINUTES - CITY COUNCIL - REGULAR MEETING - MARCH 7, 2023 (SEE A.3).

Recommendation:

1: 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 - CITY COUNCIL - CLOSED SESSION - MARCH 7, 2023 (SEE A.2.).

Recommendation:

1: Approve as submitted.

- D.3. MINUTES - CITY COUNCIL - REGULAR MEETING - MARCH 7, 2023 (SEE A.3.).

Recommendation:

1: Approve as submitted.

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.

- E.2. MINUTES - CITY COUNCIL - CLOSED SESSION - MARCH 7, 2023 (SEE A.2.).

Recommendation:

1: Approve as submitted.

- E.3. MINUTES - CITY COUNCIL - REGULAR MEETING - MARCH 7, 2023 (SEE A.3.).

Recommendation:

1: Approve as submitted.

F. PUBLIC HEARINGS - NONE

None.

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

- G.1. MAYORAL APPOINTMENTS TO VARIOUS BOARDS AND COMMISSIONS (Report of: City Clerk)

Recommendation:

1. Receive and confirm the slate of Mayoral appointments.

City Clerk Jane Halstead provided the staff report.

Mayor Cabrera called for Council questions of staff.

Council Member Baca-Santa Cruz had questions for staff.

City Clerk Jane Halstead answered Council Member Baca-Santa Cruz's inquiries.

With no additional Council questions of staff, Mayor Cabrera called for public comments to be heard.

Farrah Pleasant(A.5)

1. Brief introduction.

Kari Horvath (A.5)

1. Erlan Gonzalez.

Tashia Hilliard (A.5)

1. Brief introduction.

Jonathan Vaughn (A.5)

1. Brief introduction.

Daryl T. (A.5)

1. Professional background.

Reta Butler (A.5)

1. Brief introduction.

Donovan Saadiq (A.5)

1. Critical of Mayor Cabrera, Council Member Marquez.

Russell Shafer (A.5)

1. Critical comments.

Lilia Ulloa (A.5)

1. Supports Gabriela Mendez.

Maribel Nunez (A.5)

1. Supports various candidates.

Roy Bleckert (A.5)

1. Critical of Mayor Cabrera, Council Member Marquez.

Susana Maciel (A.5)

1. Supports Gabriela Mendez.

Olga Franco (A.5)

1. Supports Gabriela Mendez.

Allison Herrera (A.5)

1. Supports Gabriela Mendez.

Stanislas Yombo (A.5)

1. Brief introduction.

Sammie Luna (A.5)

1. Brief introduction.

Gabriela Mendez Ulloa (A.5)

1. Brief introduction.

David Bride (A.5)

1. Brief introduction.

Tom Jerele Sr. (A.5)

1. Supports Daryl Terrel.

Louise Palomarez (A.5)

1. Critical of Mayor Cabrera.

Public comments were heard.

With the conclusion of public comments, Mayor Cabrera called for Council deliberation.

Council Member Baca-Santa Cruz stated she did review the applications received from District 1 residents. Council Member Baca-Santa Cruz asked Mayor Cabrera if the district representation was considered in this proposed slate of appointments.

Mayor Cabrera replied and stated yes district representation was considered in this slate of proposed appointments.

Mayor Pro Tem Delgado stated he is very impressed with the qualifications of the potential commissioners proposed in this slate. Mayor Pro Tem Delgado stated today is a perfect example on why the current appointment process needs to be changed.

Mayor Cabrera stated the current process to appoint new commissioners is in place due to a vote that was taken last year, which was approved by both Mayor Pro Tem Delgado and Council Member Baca-Santa Cruz. Mayor Cabrera also noted he is open to change.

Council Member Barnard noted many of these appointments have expirations that expire at the end of the fiscal year, which will allow members of Council to appoint their representatives. Council Member Barnard noted the importance of equal representation throughout the districts, especially on the Planning Commission. Council Member Barnard asked a question of staff.

City Clerk Jane Halstead responded to Council Member Barnard's inquiries.

Council Member Barnard noted District 4 is heavily represented, so she would be willing to let the Districts that do not have representation pick to appoint commissioners. Council Member Barnard stated District representation is very important when selecting new commissioners.

Mayor Cabrera stated he appreciated Council Member Barnard identifying the different terms for the proposed commissioners. Mayor Cabrera noted he tried to do everything he could to make this process transparent and equitable. Mayor Cabrera noted of the twenty applicants received, only two are from District 1. Mayor Cabrera noted he moved around the appointments, specifically the Planning Commission, to ensure equal representation. Mayor Cabrera proposed to have Daryl Terrel, resident of District 1 appointed to the Planning Commission.

Interim City Attorney Steven Quintanilla stated this appointment would have to be agendize.

Mayor Cabrera clarified that this item would have to come back to another meeting, so it is properly noticed and agendize.

Mayor Cabrera called for a five-minute recess.

With Council back from recess, Mayor Cabrera asked staff to clarify some items regarding potential appointment of Daryl Terrel being appointed to the Planning Commission.

Interim City Attorney Steven Quintanilla stated Mayor Cabrera is the presiding officer and that he could waive the requirement if he gets a second and majority vote from Council. Another way to add this item on is to have a declaration which states this item is an urgency item, in that this item came up after the posting of the agenda, and there is a need to take action on this item tonight prior to the next regularly scheduled meeting. Interim City Attorney Steven Quintanilla stated if the Council is able to make those findings, based on a super majority vote of the Council, then the item will be able to be added to the agenda tonight.

Mayor Cabrera asked if no determination was made of this item being an urgency item, then this item will have to be added to a future agenda.

Interim City Attorney Steven Quintanilla replied and stated that is correct.

Mayor Cabrera noted the only other amendment he would like to be made, is to add Sammie Luna to the Historical and Preservation Board. Mayor Cabrera asked a question of staff regarding background checks.

City Clerk Jane Halstead and Assistant City Manager Brian Mohan responded to Mayor Cabrera's background check inquiries.

Mayor Pro Tem Delgado asked questions of staff regarding background checks.

Assistant City Manager Brian Mohan responded to Mayor Pro Tem Delgado's inquiries.

Mayor Cabrera recalled the appointment of a past Planning Commissioner. Mayor Cabrera noted he would like to see the slate

approved and stated equitable representation throughout the districts was kept in mind when proposing the current slate of potential commissioners. Mayor Cabrera stated outreach has been done by the City, and in the course of the last three months, about twenty applications has been received. Mayor Cabrera also expressed his desire for more outreach to get me more residents applying to be a Boards and Commissions member.

Mayor Pro Tem Delgado wanted to confirm that Sammie Luna was on the agenda for the Environmental and Historical Preservation Board. Mayor Pro Tem Delgado also stated he supports Daryl Terrel's appointment to the Planning Commission. Mayor Pro Tem Delgado stated this discussion is a perfect example of how he believes the appointments to Boards and Commissions should be.

Council Member Baca-Santa Cruz made a motion to approve the Boards and Commissions appointments as presented.

Assistant City Manager Brian Mohan stated for the record that the appointments, if approved, are dependent on successfully passing the background check as prescribed in Administrative Policy 1.10 section 4.

Motion made by Council Member Baca-Santa Cruz and seconded by Council Member Barnard to approve the Boards and Commissions appointments as presented.

Motion passed by a vote of 5-0, with Council Member Baca-Santa Cruz, Council Member Marquez, Council Member Barnard, Mayor Pro Tem Delgado, and Mayor Cabrera voting yes.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Elena Baca-Santa Cruz, Council Member
SECONDER:	Cheylynda Barnard, Council Member
AYES:	Cabrera, Delgado, Marquez, Barnard, Baca-Santa Cruz

H. GENERAL BUSINESS

H.1. ORDINANCE REGARDING CHANGES TO THE SCOPE OF THE MAYOR'S ROLE, DUTIES AND RESPONSIBILITIES (Report of: City Attorney)

RECOMMENDED ACTION

That the City Council:

1. Introduce and subsequently adopt Ordinance [next in order] revising

the Mayor's role, duties and responsibilities as discussed at the January 17, 2023 regular meeting and the March 14, 2023 study session.

Interim City Attorney Steven Quintanilla provided the Staff Report.

Mayor Pro Tem Delgado asked Interim City Attorney Steven Quintanilla to go over the items that were changed, instead of every item.

Mayor Cabrera asked various questions of staff regarding the proposed changes of the Mayoral Duties.

Interim City Attorney Steven Quintanilla responded to all of Mayor Cabrera's inquiries.

Mayor Cabrera asked questions of staff regarding the current proclamation process.

City Clerk Jane Halstead responded and provided Council with the current proclamation process.

Mayor Cabrera voiced his concerns with the proposed changes in the Ordinance and stated he would like to keep the current proclamation process as is.

Mayor Pro Tem Delgado and Council Member Barnard asked questions of the current proclamation process.

Interim City Attorney Steven Quintanilla and City Clerk Jane Halstead responded to both Council Member's inquiries.

Mayor Cabrera stated he would not like to have a proclamation approved at a Council meeting; due to the time constraints the proclamations often have.

Council Member Baca-Santa Cruz stated she wanted to make sure the Council is asked for their approval of their digital signature use on all proclamations.

Mayor Cabrera stated that is how the current process is.

Mayor Pro Tem Delgado provided clarification that the emails Council receives about proclamations is for use of their digital signature and not approval. Mayor Pro Tem Delgado asked how it would work if he did not approve of use of his digital signature on a proclamation.

City Clerk Jane Halstead responded to Mayor Pro Tem Delgado's inquiry.

Council Member Barnard stated if Council does not agree to a proclamation, the proclamation would become a Mayoral Proclamation.

Interim City Attorney provided additional clarification.

Mayor Cabrera made a motion to keep the current Proclamation process as is.

Motion made by Mayor Cabrera and seconded by Council Member Marquez to keep the current Proclamation process as is.

Motion passed by a vote of 4-1, with Council Member Marquez, Council Member Barnard, Mayor Pro Tem Delgado, and Mayor Cabrera voting yes and Council Member Baca-Santa Cruz voting no.

RESULT:	APPROVED [4 TO 1]
MOVER:	Ulises Cabrera, Mayor
SECONDER:	David Marquez, Council Member
AYES:	Ulises Cabrera, Ed Delgado, David Marquez, Cheylynda Barnard
NAYS:	Elena Baca-Santa Cruz

Mayor Cabrera asked additional questions of staff regarding the proposed changes of the Mayor's Role, Duties and Responsibilities.

Interim City Attorney Steven Quintanilla answered Mayor Cabrera's inquiries.

Mayor Cabrera asked questions of staff regarding the Mayor approving all items on the City Council meeting agendas.

Interim City Attorney Steven Quintanilla responded stating currently, if the Mayor wanted to add an item on the agenda, they can unilaterally add the item on the agenda. The proposed change would have the Mayor place items on the future agenda in the same matter at which Council Members add items to the agenda. This entails a motion must be a made, seconded, and receive a majority vote to be added to a future agenda.

Mayor Cabrera stated he does not support this change unless Council comes to a census. Mayor Cabrera stated he was elected into this position by the residents of City of Moreno Valley and would like to

make sure they are able to have their voices heard. Mayor Cabrera proposed that the Mayor still maintain the ability to add items on the agenda, but reduce the total amount of votes needed to add an item to an agenda from three to two Council Members.

Council Member Barnard clarified that the Mayor approving all items on City Council agendas has been removed, but the change is reducing the amount of votes needed to add an item to an agenda from three to two Council Members. Council Member Barnard states with this change, the Mayor would have to request items to be added to an agenda like the rest of Council, but with the proposed change, the items would only need two votes to be added.

Mayor Pro Tem Delgado asked for further clarification.

Council Member Barnard stated a section would be added to the agendas labeled "Future Agenda Items" where the Council would bring items they would like added to future agendas.

Council Member Baca-Santa Cruz stated the meetings have been running late and stated if a Council Member could not even get support to add an item to an agenda, why would the Council want to bring the item back to a future agenda for discussion.

Mayor Cabrera states he concurs with Council Member Barnard and Mayor Pro Tem Delgado's proposed changes of removing the Mayor's ability to add an item on the agenda unilaterally and reduce the requirement of Council approval to add an agenda item from three votes to two, done within a regularly scheduled Council meeting.

Motion made by Mayor Cabrera to remove the Mayor's ability to add an item on the agenda unilaterally and reduce the requirement of Council approval to add an agenda item from three votes to two, done within a regularly scheduled Council meeting.

Motion made by Mayor Cabrera and seconded by Mayor Pro Tem Delgado to remove the Mayor's ability to add an item on the agenda unilaterally and reduce the requirement of Council approval to add an agenda item from three votes to two, done within a regularly scheduled Council meeting.

Motion passed by a vote of 4-1, with Council Member Marquez, Council Member Barnard, Mayor Pro Tem Delgado, and Mayor Cabrera voting yes and Council Member Baca-Santa Cruz voting no.

RESULT: APPROVED [4 TO 1]

MOVER: Ulises Cabrera, Mayor
SECONDER: Ed Delgado, Mayor Pro Tem
AYES: Ulises Cabrera, Ed Delgado, David Marquez,
Cheylynda Barnard
NAYS: Elena Baca-Santa Cruz

Mayor Cabrera asked Council Member Barnard to restate her proposal for the changes to the Boards and Commissions appointments.

Council Member Barnard stated each Council Member from each district is allowed to select one resident to each Boards and Commissions. Whatever vacancies are left over, the Mayor may appoint a resident to remaining vacancies on the Boards and Commissions.

Mayor Pro Tem Delgado asked if this would for every Boards and Commissions.

Council Member Barnard stated it is.

Council Member Baca-Santa Cruz asked if with the Mayor's appointments to remaining vacancies on the Boards and Commissions, if the Mayor could keep fair Council District representation in mind.

Motion made by Council Member Barnard to allow Council Members from each district to select one resident to each Boards and Commissions. Whatever vacancies are left over, the Mayor may appoint a resident to the remaining vacancies on the Boards and Commissions, with consideration of equal representation on the Boards and Commissions.

Motion made by Council Member Barnard and seconded by Council Member Marquez to allow Council Members from each district to select one resident to each Boards and Commissions. Whatever vacancies are left over, the Mayor may appoint a resident to the remaining vacancies on the Boards and Commissions, with consideration of equal representation on the Boards and Commissions.

Motion passed by a vote of 5-0, with Council Member Baca-Santa Cruz, Council Member Marquez, Council Member Barnard, Mayor Pro Tem Delgado, and Mayor Cabrera voting yes.

RESULT: APPROVED [UNANIMOUS]
MOVER: Cheylynda Barnard, Council Member

SECONDER: David Marquez, Council Member
AYES: Cabrera, Delgado, Marquez, Barnard, Baca-Santa Cruz

Mayor Cabrera stated the last item is the same as the previous, but for alternate members.

Motion made by Mayor Cabrera to allow each Council Member from each district to select one resident to each Boards and Commissions as an alternate. Whatever vacancies are left over, the Mayor may appoint a resident to each Boards and Commissions as an alternate, with consideration of equal representation on the Boards and Commissions.

Motion made by Mayor Cabrera and seconded by Mayor Pro Tem Delgado to allow each Council Member from each district to select one resident to each Boards and Commissions as an alternate. Whatever vacancies are left over, the Mayor may appoint a resident to each Boards and Commissions as an alternate, with consideration of equal representation on the Boards and Commissions.

Motion passed by a vote of 5-0, with Council Member Baca-Santa Cruz, Council Member Marquez, Council Member Barnard, Mayor Pro Tem Delgado, and Mayor Cabrera voting yes.

RESULT: APPROVED [UNANIMOUS]
MOVER: Ulises Cabrera, Mayor
SECONDER: Ed Delgado, Mayor Pro Tem
AYES: Cabrera, Delgado, Marquez, Barnard, Baca-Santa Cruz

With the conclusion of Council questions, Mayor Cabrera called for public comments to be heard.

David Zeitz

1. Longevity of changes.

Donovan Saadiq

1. Critical of Mayor Cabrera.

Tom Jerele Sr.

1. Public policy.

Roy Bleckert

1. Reorganization.

Louise Palomarez

1. Critical of Mayor Cabrera

Public comments were heard.

Interim City Attorney Steven Quintanilla suggested to add the following to the provisions regarding nominations. Interim City Attorney stated the recommendations will read as, "nominating all members of City Boards and Commissions based on recommendations submitted by each District Council Member to ensure that there is representation of each City Commission Board and Committee from each District, subject to approval of the majority vote of the entire membership of the City Council. The Mayor is authorized to nominate any additional members to any City Commission, Board, or Committee, that already has a representative from each District, who is recommended by the respective District Council Member, provided that such additional members do not result in disproportionate representation by any given District on the respective Commission, Board, or Committee."

Mayor Cabrera states he supports the suggestion and thanked Interim City Attorney Steven Quintanilla for his clarification.

Mayor Cabrera makes a motion to approve staff's recommendations, to include Interim City Attorney Steven Qunitanilla's verbatim suggestion, and exclude all the other motions the Council has already voted on.

Motion made by Mayor Cabrera and seconded by Council Member Marquez to approve staff's recommendations, to include Interim City Attorney Steven Qunitanilla's verbatim suggestion, and exclude all of the other motions the Council has already voted on.

Motion passed by a vote of 5-0, with Council Member Baca-Santa Cruz, Council Member Marquez, Council Member Barnard, Mayor Pro Tem Delgado, and Mayor Cabrera voting yes.

RESULT: APPROVED [UNANIMOUS]
MOVER: Ulises Cabrera, Mayor
SECONDER: David Marquez, Council Member
AYES: Cabrera, Delgado, Marquez, Barnard, Baca-Santa Cruz

I.REPORTS

I.1.CITY COUNCIL REPORTS

(Informational Oral Presentation - not for Council action)

March Joint Powers Commission (JPC)

None.

Riverside County Habitat Conservation Agency (RCHCA)

None.

Riverside County Transportation Commission (RCTC)

Mayor Cabrera reported the following:

The Commission heard a presentation regarding the formula funding distribution within Riverside County and approved an agreement between the Commission and the Coachella Valley Association of Governments (CVAG).

The Commission approved amending RCTC's 2023 Adopted State and Federal Legislative Platform including sponsoring legislation to increase RCTC's sale tax authority.

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. EMPLOYEE ASSOCIATION REPORTS

None.

I.3. CITY MANAGER'S REPORT

1. Springtastic Festival.
2. Flashlight Egg Scramble.
3. Caesar Chavez Day

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 Baca-Santa Cruz

1. Praised community events.
2. Women's History Month.
3. Late Council Members.

Council Member Marquez

1. Congratulated appointed commissioners.
2. Praised City Staff.

Council Member Barnard

1. Congratulated appointed commissioners.
2. Healthy discussion.
3. Praised community events.

Mayor Pro Tem Delgado

1. Praised appointed commissioners, City events.
2. Assembly Bill 742.

Motion to propose a City Council Resolution expressing the City of Moreno Valley's opposition to AB 742, which proposes to ban the use of law enforcement K9s for arrest and apprehensions, to be considered at the next regularly scheduled City Council meeting

Motion made by Mayor Pro Tem Delgado and seconded by Council Member Marquez to propose a City Council Resolution expressing the City of Moreno Valley's opposition to AB 742, which proposes to ban the use of law enforcement K9s for arrest and apprehensions, to be considered at the next regularly scheduled City Council meeting

Motion passed by a vote of 4-1, with Council Member Baca-Santa Cruz, Council Member Marquez, Council Member Barnard, and Mayor Pro Tem Delgado voting yes and Mayor Cabrera voting no.

RESULT:	APPROVED [4 TO 1]
MOVER:	Ed Delgado, Mayor Pro Tem
SECONDER:	David Marquez, Council Member
AYES:	Ed Delgado, David Marquez, Cheylynda Barnard, Elena Baca-Santa Cruz
NAYS:	Ulises Cabrera

Mayor Cabrera

1. Congratulated Appointed Commissioners.
2. World Down Syndrome Awareness Day.
3. Women's History Month.
4. Praised Community Events, future art projects.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Cabrera adjourned the meeting at 10:13pm.

PUBLIC INSPECTION

The contents of the agenda packet are available for public inspection on the City's website at www.moval.org and in the City Clerk's office at 14177 Frederick Street during normal business hours.

Any written information related to an open session agenda item that is known by the City to have been distributed to all or a majority of the City Council less than 72 hours prior to this meeting will be made available for public inspection on the City's website at

www.moval.org and in the City Clerk's office at 14177 Frederick Street during normal business hours.

Submitted by:

Jane Halstead, CMC
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:

Ulises Cabrera
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