

**MINUTES
JOINT SPECIAL MEETING OF THE
CITY COUNCIL OF THE CITY OF MORENO VALLEY
MORENO VALLEY COMMUNITY SERVICES DISTRICT
COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO VALLEY
BOARD OF LIBRARY TRUSTEES**

**SPECIAL MEETING – 6:30 PM
November 23, 2009**

CALL TO ORDER

Joint Special Meeting of the City Council of the City of Moreno Valley, Moreno Valley Community Services District, the Community Redevelopment Agency of the City of Moreno Valley and the Board of Library Trustees was called to order at 6:32 p.m. by Mayor Stewart in the Council Chamber located at 14177 Frederick Street.

PLEDGE OF ALLEGIANCE – The Pledge of Allegiance was led by Mayor Stewart

INVOCATION - Pastor Maria Davis, Healing Streams Church

Council:

Richard A. Stewart	Mayor
Bonnie Flickinger	Mayor Pro Tem
William H. Batey II	Council Member
Jesse L Molina	Council Member
Robin N. Hastings	Council Member

Staff:

Jane Halstead	City Clerk
Julienne Clay	Administrative Assistant
Steve Elam	Financial and Administrative Services Director
Robert Hansen	Interim City Attorney
Betsy Adams	Assistant City Manager
John Anderson	PD Chief
Steve Curley	Fire Chief
Chris Vogt	Public Works Director/City Engineer
Barry Foster	Economic Development Director
Chris Paxton	Human Resources Director
Becky (Rebecca) Guillan	Library Services Division Manager
Mike McCarty	Parks & Community Services Director

JOINT CONSENT CALENDARS (SECTIONS A-D) OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, MORENO VALLEY COMMUNITY SERVICES DISTRICT, COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF

MORENO VALLEY AND THE BOARD OF LIBRARY TRUSTEES

Mayor Stewart opened the agenda items for the Consent Calendars for public comments, which were from Pete Bleckert (Items A10 and C3).

A. CONSENT CALENDAR-CITY COUNCIL

A.1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

A.2 MINUTES - REGULAR MEETING OF NOVEMBER 10, 2009 (Report of: City Clerk's Department)

Recommendation:
Approve as submitted.

A.3 APPROVAL OF CHECK REGISTER FOR SEPTEMBER, 2009 (Report of: Financial & Administrative Services Department)

Recommendation:

Adopt Resolution No. 2009-110, approving the Check Register for the month of September, 2009 in the amount of \$16,078,310.78.

Resolution No. 2009-110

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Check Register for the Month of September, 2009

A.4 TRACT MAP 32834, TRACT MAP 32836, AND PARCEL MAP 34411 - EXECUTE QUITCLAIM DEEDS TRANSFERRING THE CITY'S TITLE INTEREST IN STORM DRAIN EASEMENTS TO THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT PER THE COOPERATIVE AGREEMENT BETWEEN CITY OF MORENO VALLEY, RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, AND BEAZER HOMES HOLDING CORP., DEVELOPER - BEAZER HOMES HOLDING CORP., BREA, CA 92821 (Report of: Public Works Department)

Recommendation:

1. Adopt Resolution No. 2009-111 authorizing the acceptance of the public storm drain easements per Irrevocable Offers of Dedications recorded as Instrument Numbers 2008-0143600, 2008-0143601, 2008-0355995, 2008-0143604, 2008-0143603,

and 2008-0143602 in the Official Records of Riverside County, California.

Resolution No. 2009-111

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Storm Drain Easements per Irrevocable Offers of Dedications Recorded as Instrument Numbers 2008-0143600, 2008-0143601, 2008-0355995, 2008-0143604, 2008-0143603, and 2008-0143602 in the Official Records of Riverside County, California and According to the Cooperative Agreement Between the Riverside County Flood Control and Water Conservation District, the City Of Moreno Valley, and Beazer Homes Holding Corp.

2. Authorize the Mayor to execute the Quitclaim Deeds transferring all right, title and interest in and to the storm drain easements per Irrevocable Offers of Dedications recorded as Instrument Numbers 2008-0143600, 2008-0143601, 2008-0355995, 2008-0143604, 2008-0143603, and 2008-0143602 in the Official Records of Riverside County, California; and
3. Direct the City Clerk to forward the signed Quitclaim Deeds and Adopted Resolution No. 2009-111 to the Riverside County Flood Control and Water Conservation District for further processing and recordation.

A.5 AUTHORIZE THE SUBMISSION OF GRANT APPLICATIONS FOR THE 2010/2011 BICYCLE TRANSPORTATION ACCOUNT (BTA) PROGRAM AND ADOPT RESOLUTION NO. 2009-112 COMMITTING TO PROVIDE A MINIMUM OF 10 PERCENT OF THE TOTAL PROJECT COST FROM LOCAL FUNDS (Report of: Public Works Department)

Recommendation:

1. Authorize the Public Works Director/City Engineer to submit the grant applications to the California Department of Transportation for the Fiscal Year 2010/2011 Bicycle Transportation Account (BTA) Program; and
2. Adopt Resolution No. 2009-112, committing to provide a minimum of 10 percent of the total project cost from local funds.

Resolution No. 2009-112

A Resolution of the City Council of the City Of Moreno Valley, California, Committing to Provide a Minimum of Ten Percent (10%) of the Bicycle Transportation Account Project Costs From

Local Funds

A.6 NOTICE OF COMPLETION AND ACCEPTANCE FOR THE PUBLIC SAFETY FACILITY PARKING LOT EXPANSION PROJECT NO. 07-50182427 (Report of: Public Works Department)

Recommendation:

1. Accept the work as complete for the Public Safety Facility Parking Lot Expansion, constructed by IAC Engineering, Inc., 1870 West Ninth Street, Upland, CA 91786;
2. Direct the City Clerk to record the Notice of Completion within ten (10) calendar days at the office of the County Recorder of Riverside County, as required by Section 3093 of the California Civil Code;
3. Authorize the Financial & Administrative Services Director to release the retention to IAC Engineering, Inc. thirty-five (35) calendar days after the date of recordation of the Notice of Completion, if no claims are filed against the project; and
4. Accept the improvements into the City's maintained system.

A.7 AGREEMENT FOR FIRE PROTECTION SERVICES BETWEEN THE CITY OF MORENO VALLEY AND THE COUNTY OF RIVERSIDE (Report of: Fire Department)

Recommendation:

Approve and authorize the Mayor to sign the Fire Services Cooperative Agreement between the Riverside County Fire Department and the City of Moreno Valley for Fire Protection Services.

A.9 CITY COUNCIL REPORTS ON REIMBURSABLE ACTIVITIES (Report of: City Clerk's Department)

Recommendation:

Receive and file the Reports on Reimbursable Activities for the period of November 4-17, 2009.

A.10 AGREEMENT BETWEEN THE CITY OF MORENO VALLEY AND ROBERT G. GUTIERREZ, CITY MANAGER, PROVIDING FOR THE TRANSITION OF MANAGEMENT RESPONSIBILITIES (Report of: City Attorney)

Recommendation:

Approve the Agreement between the City and Robert G. Gutierrez, City Manager, providing for the transition of management responsibilities from Mr. Gutierrez to his successor.

- A.11 APPROVAL OF THE INTERIM CITY MANAGER CONTRACT (Report of: Human Resources Department)

Recommendation:

Approve the Interim City Manager Contract

B. CONSENT CALENDAR-COMMUNITY SERVICES DISTRICT

- B.1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

- B.2 MINUTES - REGULAR MEETING OF NOVEMBER 10, 2009 (Report of: City Clerk's Department)

Recommendation:

Approve as submitted.

C. CONSENT CALENDAR - COMMUNITY REDEVELOPMENT AGENCY

- C.1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

- C.2 MINUTES - REGULAR MEETING OF NOVEMBER 10, 2009 (Report of: City Clerk's Department)

Recommendation:

Approve as submitted.

- C.3 AMENDED AND RESTATED NEGOTIATION AGREEMENT FOR AN AFFORDABLE HOUSING DEVELOPMENT AT THE NORTHEAST CORNER OF ALESSANDRO BOULEVARD AND DAY STREET (Report of: Economic Development Department)

Recommendation:

Approve the Amended and Restated Negotiation Agreement to extend the term of the existing Negotiation Agreement between the Community Redevelopment Agency Board of the City of Moreno Valley (RDA) and Palm Desert Development Company (PDDC) for an affordable housing development project to be situated at the northeast corner of Alessandro Boulevard and Day Street.

D. CONSENT CALENDAR - BOARD OF LIBRARY TRUSTEES

D.1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

D.2 MINUTES - REGULAR MEETING OF NOVEMBER 10, 2009 (Report of: City Clerk's Department)

Recommendation:

Approve as submitted.

Motion to Approve Joint Consent Calendar Items A1 – D2, except Item A8, which was pulled for separate discussion/action. Motion by m/Mayor Pro Tem Bonnie Flickinger, s/Council Member William H. Batey II
Approved by a vote of 5-0.

E. PUBLIC HEARINGS – NONE

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

A.8 PARTICIPATION AGREEMENT WITH MVP EV, INC. (Report of: Economic Development Department)

Recommendation:

Adopt Resolution No. 2009-113, a resolution of the City of Moreno Valley approving and authorizing a Participation Agreement with MVP EV, Inc.

Resolution No. 2009-113

A Resolution of the City Council of the City of Moreno Valley Authorizing a Participation Agreement with MVP EV, Inc.

Mayor Stewart opened the item for public comments; there being none, public comments were closed.

Motion to approve Resolution as amended to include the following: "Section 3. The City Council authorizes the City Manager to enter into an Owner Participation Agreement with MVP EV, Inc., a California Corporation, in substantial conformance with the Owner Participation Agreement attached to the Resolution." by m/Mayor Pro Tem Bonnie Flickinger, s/Council Member William H. Batey II
Approved by a vote of 5-0.

G. REPORTS

- G.1 CITY COUNCIL REPORTS ON REGIONAL ACTIVITIES (Informational Oral Presentation - not for Council action)
- a) Report by Mayor Richard A. Stewart on March Joint Powers Commission (MJPC)

Mayor Stewart gave an update on the March Healthcare project, which includes a hospital, an assisted living facility, nursing homes, outpatient and inpatient continuing care, a state-of-the-art dental facility, and expansion of Cross Word Church. The proposal was considered by the full body of the March Joint Power Commission at the last meeting. Finances and other details are still being worked out. The new hospital named March Memorial Community Hospital will have an emergency room, thus reducing the emergency response time for residents. This is a fantastic project that will bring thousands of jobs to the area.

- G.2 APPOINTMENT TO THE PARKS AND RECREATION COMMISSION (TEENAGE MEMBER) (Report of: City Clerk's Department)

Recommendation: That the City Council:

1. Appoint Capri Jefferson to the Parks and Recreation Commission as a teenage member for a term expiring November 25, 2012, or until high school graduation, whichever comes first;
2. If an appointment is not made, declare the position vacant and authorize the City Clerk to re-notice the position as vacant.

Mayor Stewart opened the agenda item for public comments; there being none, public comments were closed.

Motion to Approve by m/Mayor Pro Tem Flickinger, s/Council Member William H. Batey II
Approved by a vote of 5-0.

- G.3 PUBLIC MEETING REGARDING A MAIL BALLOT PROCEEDING FOR MORENO VALLEY DISPOSAL—ASSESSOR PARCEL NUMBER 316-210-056 BALLOTING FOR NPDES (Report of: Public Works Department)

Recommendation: That the City Council:

Accept public comments regarding the mail ballot proceeding for Moreno Valley Disposal—Assessor Parcel Number (APN) 316-210-056 for approval of the National Pollutant Discharge Elimination System (NPDES) maximum commercial/industrial regulatory rate.

Mayor Stewart opened the agenda item for public comments; there being none, public comments were closed.

No action required.

G.4 CITY MANAGER'S REPORT (Informational Oral Presentation - not for Council action)

Assistant City Manager announced the following:

- 1) The new interim City Manager William Bopf started his work today
- 2) Responded to inquiry from Mayor Stewart – City's participation in the AB 811 energy efficiency and water conservation program developed by WRCOG has been scheduled for the December 8 agenda for official Council action

H. LEGISLATIVE ACTIONS

H.1 ORDINANCES - 1ST READING AND INTRODUCTION – NONE

H.2 ORDINANCES - 2ND READING AND ADOPTION – NONE

H.3 ORDINANCES - URGENCY ORDINANCES – NONE

H.4 RESOLUTIONS – NONE

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

CLOSING COMMENTS AND/OR REPORTS OF THE CITY COUNCIL, COMMUNITY SERVICES DISTRICT, OR COMMUNITY REDEVELOPMENT AGENCY

CLOSED SESSION - canceled

ADJOURNMENT

Motion to adjourn the meeting by Council Member William H. Batey, seconded by Council Member Jesse L. Molina.
Approved by a 5-0 vote.

There being no further business to conduct, the meeting was adjourned at 7:04 p.m. by unanimous informal consent.

Submitted by:

Jane Halstead, City Clerk, CMC
Secretary, Moreno Valley Community Services District
Secretary, Community Redevelopment Agency of the City of Moreno Valley
Secretary, Board of Library Trustees

Approved by:

Richard A. Stewart
President, Moreno Valley Community Services District
Chairperson, Community Redevelopment Agency of the City of Moreno Valley
Chairperson, Board of Library Trustees

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