



**AGENDA**  
**CITY COUNCIL OF THE CITY OF MORENO VALLEY**  
**MORENO VALLEY COMMUNITY SERVICES DISTRICT**  
**COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF**  
**MORENO VALLEY**  
**BOARD OF LIBRARY TRUSTEES**

**September 14, 2010**

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

**City Council Closed Session**

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

**City Council Study Sessions**

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

**City Council Meetings**

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

City Hall Council Chamber - 14177 Frederick Street

*Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities, in compliance with the Americans with Disabilities Act of 1990. Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to Mel Alonzo, ADA Coordinator, at 951.413.3027 at least 48 hours before the meeting. The 48-hour notification will enable the City to make reasonable arrangements to ensure accessibility to this meeting.*

Robin N. Hastings, Mayor Pro Tem  
Jesse L. Molina, Council Member

Bonnie Flickinger, Mayor

Richard A. Stewart, Council Member  
William H. Batey II, Council Member

**AGENDA**  
**CITY COUNCIL OF THE CITY OF MORENO VALLEY**  
**September 14, 2010**

**CALL TO ORDER**

SPECIAL PRESENTATIONS

1. Mayor's Award of Valor Recognizing John C. Vondriska and Debbie Grout
2. Proclamation Recognizing The Art Institute of California – Inland Empire
3. Proclamation Recognizing Constitution Week – September 17-23, 2010
4. Recognition of Moreno Valley Youth Federation 10 and Under All-Star Girls Softball Team
5. "Spotlight on Moreno Valley Business"

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

**REGULAR MEETING - 6:30 PM  
SEPTEMBER 14, 2010**

**CALL TO ORDER**

(Joint Meeting of the City Council, Community Services District, Community Redevelopment Agency, and the Board of Library Trustees - actions taken at the Joint Meeting are those of the Agency indicated on each Agenda item)

**PLEDGE OF ALLEGIANCE**

**INVOCATION** - Pastor Terry A. Harts, Unity Christian Center Church of Moreno Valley

**ROLL CALL**

**INTRODUCTIONS**

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

PUBLIC COMMENTS ON MATTERS NOT ON THE AGENDA UNDER THE JURISDICTION OF THE CITY COUNCIL WILL BE HEARD PRIOR TO CITY COUNCIL REPORTS AND CLOSING COMMENTS. IN THE EVENT THAT THE AGENDA ITEM FOR SUCH PUBLIC COMMENTS HAS NOT BEEN CALLED BY 9:00 P.M., IT SHALL BE CALLED AS THE NEXT ITEM OF BUSINESS FOLLOWING THE CONCLUSION OF ANY ITEM BEING HEARD AT 9:00 P.M. Those wishing to speak should submit a BLUE speaker slip to the Bailiff. There is a three-minute time limit per person. All remarks and questions shall be addressed to the presiding officer or to the City Council and not to any individual Council member, staff member or other person.

**JOINT CONSENT CALENDARS (SECTIONS A-D)**

All items listed under the Consent Calendars, Sections A, B, C, and D are considered to be routine and non-controversial, and may be enacted by one motion unless a member of the Council, Community Services District, Redevelopment

Agency or the Board of Library Trustees requests that an item be removed for separate action. The motion to adopt the Consent Calendars is deemed to be a separate motion by each Agency and shall be so recorded by the City Clerk. Items withdrawn for report or discussion will be heard after public hearing items.

## **A. CONSENT CALENDAR-CITY COUNCIL**

### **A.1 ORDINANCES - READING BY TITLE ONLY**

**Recommendation:** Waive reading of all Ordinances.

### **A.2 [MINUTES - REGULAR MEETING OF AUGUST 24, 2010 \(Report of: City Clerk's Department\)](#)**

**Recommendation:**

Approve as submitted.

### **A.3 [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 August 18-September 7, 2010.

### **A.4 [ACCEPTANCE OF FY 2010-11 SB 821 GRANT AND FUNDING APPROPRIATION FOR CITY-WIDE SIDEWALKS AND ACCESS RAMPS PROJECT \(Report of: Public Works Department\)](#)**

**Recommendation:**

1. Accept the Riverside County Transportation Commission (RCTC) SB 821 Bicycle and Pedestrian Facilities Program grant award of up to \$150,000 in funds for the Citywide Sidewalks and Access Ramps project; and
2. Authorize the \$150,000 appropriation of unencumbered SCAG Article 3 (Fund 122) funds for the construction costs of the City-wide Sidewalks and Access Ramps project.

### **A.5 [APPROVAL OF CHECK REGISTER FOR JUNE, 2010 \(Report of: Financial & Administrative Services Department\)](#)**

**Recommendation:**

Adopt Resolution No. 2010-79, approving the Check Register for the month of June, 2010 in the amount of \$16,538,809.31.

Resolution No. 2010-79

A Resolution Of The City Council Of The City Of Moreno Valley, California, Approving The Check Register For The Month Of June, 2010

A.6 [RESOLUTION TO APPROVE SUBMITTAL OF AN APPLICATION UNDER THE CALIFORNIA SUSTAINABLE COMMUNITIES PLANNING GRANT AND INCENTIVES PROGRAM \(Report of: Community Development Department\)](#)

**Recommendation:**

Adopt Resolution No. 2010-80, authorizing the submittal of an application entitled "The Alessandro Boulevard Corridor Implementation Project" under the California Sustainable Communities Planning Grant and Incentives Program.

Resolution No. 2010-80

Resolution of the City of Moreno Valley Authorizing Submittal of an Application for Grant Funds for the Sustainable Communities Planning Grant and Incentives Program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84)

A.7 [AGREEMENT FOR ON-CALL FY 10/11 PROJECT MANAGEMENT SERVICES WITH VAS ASSOCIATES, INC. \(Report of: Public Works Department\)](#)

**Recommendation:**

1. Approve the "Agreement for On-Call FY 10/11 Project Management Services" with VAS Associates, Inc. (VAS), 571 Ruth Circle, Corona, CA 92879 to provide temporary professional project management services for budgeted Capital Improvement Plan (CIP) projects on an as-needed basis;
2. Authorize the City Manager to execute said "Agreement for On-Call FY 10/11 Project Management Services" with VAS; and
3. Authorize an issuance of the purchase order to VAS in the amount of \$285,000 when "Agreement for On-Call FY 10/11 Project Management Services" has been signed by all parties.

A.8 [FISCAL YEAR 2010/11 MEMORANDUM OF UNDERSTANDING \(MOU\) WITH THE MORENO VALLEY MANAGEMENT ASSOCIATION \(MVMA\) \(Report of: Human Resources Department\)](#)

**Recommendation:**

Approve the Memorandum of Understanding (MOU) with the Moreno Valley Management Employees (MVMA).

- A.9 [FISCAL YEAR 2010/11 MEMORANDUM OF UNDERSTANDING \(MOU\) WITH THE MORENO VALLEY CONFIDENTIAL MANAGEMENT EMPLOYEES \(MVCME\) \(Report of: Human Resources Department\)](#)

**Recommendation:**

Approve the Memorandum of Understanding (MOU) with the Moreno Valley Confidential Management Employees (MVCME).

- A.10 [FISCAL YEAR 2010/11 MEMORANDUM OF UNDERSTANDING \(MOU\) WITH THE MORENO VALLEY CITY EMPLOYEES ASSOCIATION \(MVCEA\) \(Report of: Human Resources Department\)](#)

**Recommendation:**

Approve the Memorandum of Understanding (MOU) with the Moreno Valley City Employees Association (MVCEA).

- A.11 [AUTHORIZATION TO ESTABLISH A PURCHASE AGREEMENT WITH DATA TICKET INCORPORATED FOR FY 2010/2011 \(Report of: Community Development Department\)](#)

**Recommendation:**

1. Award the annual purchase agreement to Data Ticket Incorporated in the amount not to exceed \$ 198,700 and authorize the Mayor to execute the agreement; and
2. Authorize the Purchasing & Facilities Division Manager to issue a purchase order to Data Ticket Incorporated in the amount of \$198,700 to cover the estimated costs for ticket processing, administrative citation processing and ticket printing costs for FY 2010/2011.

- A.12 [REPLACEMENT OF PLAY STRUCTURES AND PLAYGROUND SURFACING AT ADRIENNE MITCHELL MEMORIAL PARK AND MORENO VALLEY COMMUNITY PARK \(ALSO LISTED AS AGENDA ITEM B3\) \(Report of: Parks and Community Services\)](#)

**Recommendation:**

1. Award to Miracle Recreation Equipment Company, 878 E Hwy 60, Monett, MO 65708 for material and labor to replace play structures and playground surfacing at Adrienne Mitchell Memorial Park and Moreno Valley Community Park; and
2. Authorize the Purchasing Manager to execute a purchase order in an amount not to exceed \$194,638.00 (base bid of 176,943.32, plus 10%

contingency) as appropriated in FY 10/11, in account code 461.65329.7500.

- A.13 [RESOLUTION REGARDING APPOINTMENT OF DELEGATES TO WORK WITH CSAC \(CALIFORNIA STATE ASSOCIATION OF COUNTIES\) IN MATTERS RELATING TO THE EXCESS INSURANCE AUTHORITY \(EIA\) \(Report of: Human Resources Department\)](#)

**Recommendation:**

Adopt Resolution No. 2010-82, which authorizes the Human Resources Director and the Risk Manager to act on behalf of the City of Moreno Valley, in matters relating to the Excess Insurance Authority (EIA).

Resolution No. 2010-82

A Resolution of the City Council of the City of Moreno Valley, California, Delegating Authority of Human Resources Director and Risk Manager to Act on Behalf of the City of Moreno Valley in Matters Relating to the Excess Insurance Authority (EIA)

- A.14 [RESOLUTION AMENDING RESOLUTION NO. 2009-95 TO EXTEND THE TEMPORARY REDUCTION IN RESIDENTIAL SINGLE-FAMILY AND RESIDENTIAL AFFORDABLE SINGLE-FAMILY DEVELOPMENT IMPACT FEES \(Report of: Public Works Department\)](#)

**Recommendation:**

1. Adopt Resolution No. 2010-83, amending Resolution No. 2009-95, to extend the temporary reduction in single-family and residential affordable single-family development impact fees reduction by fifty percent (50%) to December 31, 2010; and

Resolution No. 2010-83

A Resolution of the City Council of the City of Moreno Valley, California, Amending Resolution No. 2009-95 to Extend the Temporary Reduction in Residential Single-Family and Residential Affordable Single-Family Development Impact Fees

2. Authorize staff to prepare an updated Development Impact Fee (DIF) Nexus Study as soon as possible.

**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 AUGUST 24, 2010 \(Report of: City Clerk\)](#)

**Recommendation:**

Approve as submitted.

B.3 [REPLACEMENT OF PLAY STRUCTURES AND PLAYGROUND SURFACING AT ADRIENNE MITCHELL MEMORIAL PARK AND MORENO VALLEY COMMUNITY PARK \(ALSO LISTED AS AGENDA ITEM A13\) \(Report of: Parks and Community Services\)](#)

**Recommendation:**

1. Award to Miracle Recreation Equipment Company, 878 E Hwy 60, Monett, MO 65708 for material and labor to replace play structures and playground surfacing at Adrienne Mitchell Memorial Park and Moreno Valley Community Park; and
2. Authorize the Purchasing Manager to execute a purchase order in an amount not to exceed \$194,638.00 (base bid of 176,943.32, plus 10% contingency) as appropriated in FY 10/11, in account code 461.65329.7500.

B.4 [MORENO VALLEY EQUESTRIAN PARK AND NATURE CENTER GUIDELINES \(Report of: Parks and Community Services Department\)](#)

**Recommendation:**

Approve the updated Moreno Valley Equestrian Park and Nature Center Guidelines.

B.5 [RECOMMENDATION TO ENTER INTO AGREEMENT WITH CARNEY EDUCATIONAL SERVICES, LLC, DBA AFTERSCHOOLSTORE.COM \(Report of: Parks and Community Services Department\)](#)

**Recommendation:**

1. Authorize the City Manager to enter into an agreement with Carney Educational Services, LLC, dba AfterSchoolStore.com to purchase customized snacks to be delivered to all 40 after school sites covering the 2010/2011 school year for the After School Education and Safety Program Grant (ASES); and
2. Direct the Purchasing Manager to issue a purchase order not to exceed \$460,000.

B.6 [APPROVAL FOR ADDITIONAL PARK RANGER \(Report of: Parks and Community Services Department\)](#)



**Recommendation:**

Approve appropriation of funding to include the addition of a Park Ranger.

**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 AUGUST 24, 2010 \(Report of: City Clerk\)](#)

**Recommendation:**

Approve as submitted.

**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 AUGUST 24, 2010 \(Report of: City Clerk\)](#)

**Recommendation:**

Approve as submitted.

**E. PUBLIC HEARINGS**

Questions or comments from the public on a Public Hearing matter are limited to five minutes per individual and must pertain to the subject under consideration. Those wishing to speak should complete and submit a GOLDENROD speaker slip to the Bailiff.

E.1 [PUBLIC HEARING REGARDING A MAIL BALLOT PROCEEDING FOR A PROPOSED CHARGE INCREASE FOR THE COMMUNITY SERVICES DISTRICT ZONE B \(RESIDENTIAL STREET LIGHTING\) PROGRAM \(Report of: Public Works Department\)](#)

**Recommendation: That the CSD:**

1. Conduct the public hearing;
2. Direct the City Clerk (the "CSD Board Secretary") to tabulate ballots received. In accordance with the City's Legislative Policy #1.12, Policy For Conducting Mail Ballot Proceedings, the CSD Board Secretary shall inform the CSD Board of any postponement necessary to validate and tabulate ballots;

3. Receive the report of the ballot results from the CSD Board Secretary. If postponement occurs, continue receipt of results to the next regular meeting of the CSD Board, in accordance with adopted policies and procedures for mail ballot proceedings; and
4. After receiving the report of the CSD Board Secretary, the CSD Board shall:
  - a. Verify and accept the results of the mail ballot proceeding as identified on the Official Tally Sheet;
  - b. Receive and file with the CSD Board Secretary the accepted Official Tally Sheet; and
  - c. If approved, authorize and impose the proposed increase to the CSD Zone B charge.

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

**G. REPORTS**

- G.1 [APPROVAL OF THE MORENO VALLEY PARKS, RECREATION, AND OPEN SPACE COMPREHENSIVE MASTER PLAN \(Report of: Parks and Community Services\)](#)

**Recommendation: That the City Council and CSD:**

Approve the Moreno Valley Parks, Recreation, and Open Space Comprehensive Master Plan.

- G.2 [ADOPT RESOLUTION NO. 2010-81 PUBLIC RIGHT OF WAY ACCESS AMERICANS WITH DISABILITIES ACT TRANSITION PLAN \(Report of: Public Works Department\)](#)

**Recommendation: That the City Council:**

1. Adopt the proposed Resolution approving the Public Right of Way Access Americans with Disabilities Act (ADA) Transition Plan for the City of Moreno Valley; and

Resolution No. 2010-81

A Resolution of the City Council of the City of Moreno Valley, California, Adopting the City of Moreno Valley Public Right of Way Access Americans With Disabilities Act Transition Plan

2. Authorize the City Engineer to update the Public Right of Way Access ADA Transition Plan periodically.

G.3 [REVISIONS TO THE RDA HOMEBUYER ASSISTANCE PROGRAM \(Report of: Economic Development Department\)](#)

**Recommendation: That the RDA:**

1. Approve amendments to the Homebuyer's Assistance Program to allow the inclusion of reasonable closing costs, require a minimum buyer's contribution, and allow an equity share provision for RDA-HAP loans pre-paid in full prior to loan maturity; and
2. Authorize the Executive Director to make non-substantive programmatic changes, as necessary.

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

**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**

Those wishing to speak should complete and submit a BLUE speaker slip to the Bailiff. There is a three-minute time limit per person. All remarks and questions shall be addressed to the presiding officer or to the City Council and not to any individual Council member, staff member or other person.

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

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

A Closed Session of the City Council, Community Services District and Community Redevelopment Agency of the City of Moreno Valley will be held in the City Manager's Conference Room, Second Floor, City Hall. The City Council will meet in Closed Session to confer with its legal counsel regarding the following matter(s) and any additional matter(s) publicly and orally announced by the City Attorney in the Council Chamber at the time of convening the Closed Session.

• PUBLIC COMMENTS ON MATTERS ON THE CLOSED SESSION AGENDA UNDER THE JURISDICTION OF THE CITY COUNCIL

There is a three-minute time limit per person. Please complete and submit a BLUE speaker slip to the City Clerk. All remarks and questions shall be addressed to the presiding officer or to the City Council and not to any individual Council member, staff member or other person.

The Closed Session will be held pursuant to Government Code:

- 1 SECTION 54956.9(b)(1) - CONFERENCE WITH LEGAL COUNSEL - SIGNIFICANT EXPOSURE TO LITIGATION

Number of Cases: 2

- 2 SECTION 54956.9(c) - CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION

Number of Cases: 2

**REPORT OF ACTION FROM CLOSED SESSION, IF ANY, BY CITY ATTORNEY**

**ADJOURNMENT**