



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

February 9, 2010

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
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
FEBRUARY 9, 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 Mark Avila, Calvary Chapel 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 JANUARY 26, 2010 \(Report of: City Clerk\)](#)

Recommendation:

Approve as submitted.

A.3 [ADOPT A MITIGATED NEGATIVE DECLARATION \(MND\) FOR IMPROVEMENTS TO CACTUS AVENUE EXTENDING FROM EASTERLY OF THE INTERSTATE 215 NEAR COMMERCE CENTER DRIVE TO HEACOCK STREET - PROJECT NOS. 07-41678527 AND 07-41683328 \(Report of: Public Works Department\)](#)

Recommendation:

Adopt a Mitigated Negative Declaration (MND) for improvements to Cactus Avenue extending from easterly of the Interstate 215 near Commerce Center Drive to Heacock Street, in that mitigation measures included in the Final Initial Study/Environmental Assessment which will ultimately be incorporated into the project specifications and implemented through the Mitigation Monitoring and Reporting Program will reduce all potential environmental impacts to an acceptable level.

A.4 [TRACT MAP 31494 – ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING COLLIE COURT AND THE PORTION OF COTTONWOOD AVENUE AND DARWIN DRIVE ASSOCIATED WITH THE PROJECT INTO THE CITY’S MAINTAINED STREET SYSTEM - DEVELOPER: COLLIE COURT DEVELOPMENT, LLC, MORENO VALLEY, CA 92552-7599 \(Report of: Public Works Department\)](#)

Recommendation:

Adopt Resolution No. 2010-09 authorizing acceptance of the public improvements for Tract 31494 as complete and accepting Collie Court, and the portions of Cottonwood Avenue and Darwin Drive associated with the project into the City’s maintained street system.

Resolution No. 2010-09

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Improvements as Complete Within Tract 31494, and Accepting Collie Court, and the Portions of Cottonwood Avenue and Darwin Drive Associated with the Project into the City's Maintained Street System

A.5 [CITY COUNCIL REPORTS ON REIMBURSABLE ACTIVITIES \(Report of: City Clerk\)](#)

Recommendation:

Receive and file the Reports on Reimbursable Activities for the period of January 20 - February 2, 2010.

A.6 [NOTICE OF COMPLETION AND ACCEPTANCE OF TRAFFIC SIGNAL AND STREET IMPROVEMENTS AT LASSELLE STREET AND COTTONWOOD AVENUE - PROJECT NO. 08-41779126 \(Report of: Public Works Department\)](#)

Recommendation:

1. Accept the work as complete for the Traffic Signal and Street Improvements at Lasselle Street and Cottonwood Avenue, constructed by All American Asphalt, PO Box 2229, Corona, CA 92787;
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 and Administrative Services Director to release the retention to All American Asphalt, 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 road system.

A.7 [NOTICE OF COMPLETION AND ACCEPTANCE OF TRAFFIC SIGNAL AND STREET IMPROVEMENTS AT LASSELLE STREET AND BAY AVENUE - PROJECT NO. 08-41779426 \(Report of: Public Works Department\)](#)

Recommendation:

1. Accept the work as complete for the Traffic Signal and Street Improvements at Lasselle and Bay Avenue, constructed by Pouk & Steinle, Inc., 2520 Rubidoux Boulevard, Riverside, CA 92519;
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 and Administrative Services Director to release the retention to Pouk & Steinle, 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 road system.

A.8 [APPROVE PROJECT RECOMMENDATIONS FOR REMAINING UNEXPENDED "PROPOSITION 1B" - TRANSPORTATION BOND PROGRAM FUNDS AS PART OF THE FY 09/10 PAVEMENT RESURFACING PROJECT - PROJECT NO. 10-12556330 \(Report of: Public Works Department\)](#)

Recommendation:

1. Approve Project Recommendations for Remaining Unexpended Proposition 1B funds as part of the FY 09/10 Pavement Resurfacing Project; and
2. Authorize the City Engineer to update and submit the Proposition 1B Project Accountability Plan to the State Department of Finance.

A.9 [RECEIPT OF QUARTERLY INVESTMENT REPORT - QUARTER ENDED DECEMBER 31, 2009 \(Report of: Financial & Administrative Services Department\)](#)

Recommendation:

Receive and file the Quarterly Investment Report, in compliance with the City's Investment Policy.

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 JANUARY 26, 2010 \(Report of: City Clerk\)](#)

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 JANUARY 26, 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 JANUARY 26, 2010 \(Report of: City Clerk\)](#)

Recommendation:
Approve as submitted.

E. PUBLIC HEARINGS - NONE

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.

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

G. REPORTS

G.1 [CITY COUNCIL REPORTS ON REGIONAL ACTIVITIES \(Informational Oral Presentation - not for Council action\)](#)

a) Report by Mayor Bonnie Flickinger on Riverside Transit Agency (RTA)

b) Report by Mayor Bonnie Flickinger on Riverside County Transportation Commission (RCTC)

c) Report by Council Member Robin N. Hastings on Western Riverside Council of Governments (WRCOG)

G.2 [PARTICIPATION AGREEMENT WITH IHERB, INC. \(Report of: Economic Development Department\)](#)

Recommendation: That the City Council:

Adopt Resolution No. 2010-10, a Resolution of the City of Moreno Valley approving and authorizing a Participation Agreement with iHerb, Inc.

Resolution No. 2010-10

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

G.3 [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.

CLOSED SESSION

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

3 SECTION 54957 - PUBLIC EMPLOYEE APPOINTMENT/PUBLIC EMPLOYMENT

- a) City Attorney Recruitment
- b) City Manager Recruitment

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

ADJOURNMENT