

**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
BOARD OF LIBRARY TRUSTEES
MORENO VALLEY INDUSTRIAL DEVELOPMENT AUTHORITY (IDA),
MORENO VALLEY PUBLIC FACILITIES FINANCING CORPORATION
(MVPFFC)
MORENO VALLEY PUBLIC FINANCING AUTHORITY (MVPFA)
January 26, 2010**

CALL TO ORDER

SPECIAL PRESENTATIONS

- [1. Award for Excellence in Information Technology Practices to the City's Technology Services Division](#)
2. Stater Bros. Donation
3. Employee of the Quarter - Denise Bagley

**MINUTES
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
MORENO VALLEY INDUSTRIAL DEVELOPMENT AUTHORITY (IDA),
MORENO VALLEY PUBLIC FACILITIES FINANCING CORPORATION
(MVPFFC)
MORENO VALLEY PUBLIC FINANCING AUTHORITY (MVPFA)**

**REGULAR MEETING - 6:30 PM
JANUARY 26, 2010**

CALL TO ORDER

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

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

INVOCATION – Mayor Flickinger

ROLL CALL

Council:

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

Absent:

Richard A. Stewart	Council Member
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Staff:

Jane Halstead	City Clerk
Julienne Clay	Administrative Assistant
Steve Elam	Financial and Administrative Services Director
Robert Hansen	Interim City Attorney
William L. Bopf	Interim City Manager
John Anderson	Police Chief
Steve Curley	Fire Chief

Chris Vogt
Barry Foster
Kyle Kollar
Chris Paxton
Paula Smus
Mike McCarty

Public Works Director/City Engineer
Economic Development Director
Community Development Director
Human Resources Director
Head Librarian
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 Flickinger opened the agenda items for the Consent Calendars for public comments, which were received from Pete Bleckert (Items A6, A8 and A11), Deanna Reeder (Item A11) and Jan Beyers (Item A11).

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 12, 2010 \(Report of: City Clerk\)](#)

Recommendation:

Approve as submitted.

A.3 [TRACT MAP 31212 - REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING QUARTZ ROAD, JADE WAY, BALSAWOOD LANE, OPAL STREET, SESAME ROAD, LARKSPUR WAY, SAFFRON CIRCLE, DIAMOND LANE, EMERALD AVENUE, CARDAMOM WAY, SAPPHIRE WAY, AND THE PORTION OF COTTONWOOD AVENUE, MORRISON STREET, AND BAY AVENUE ASSOCIATED WITH THE PROJECT INTO THE CITY'S MAINTAINED STREET SYSTEM - DEVELOPER: WESTERN PACIFIC HOUSING, INC., CORONA, CA 92880 \(Report of: Public Works Department\)](#)

Recommendation:

1. Adopt Resolution No. 2010-03 authorizing the acceptance of the public improvements within Tract Map 31212 as complete and accepting Quartz Road, Jade Way, Balsawood Lane, Opal Street, Sesame Road, Larkspur Way, Saffron Circle, Diamond Lane, Emerald Avenue, Cardamom Way, Sapphire Way, and the portion of

Cottonwood Avenue, Morrison Street, and Bay Avenue associated with the project into the City's maintained street system; and

Resolution No. 2010-03

A Resolution of the City Council of the City Of Moreno Valley, California, Authorizing the Acceptance of the Public Improvements as Complete within Tract Map 31212 and Accepting Quartz Road, Jade Way, Balsawood Lane, Opal Street, Sesame Road, Larkspur Way, Saffron Circle, Diamond Lane, Emerald Avenue, Cardamom Way, Sapphire Way, and the Portion of Cottonwood Avenue, Morrison Street, and Bay Avenue Associated with the Project into the City's Maintained Street System

2. Authorize the City Engineer to execute the 90% reduction to the Faithful Performance Bond, exonerate the Material and Labor Bond in 90 days if there are no stop notices or liens on file with the City Clerk, and exonerate the final 10% of the Faithful Performance Bond in one year when all clearances are received.

A.4 [AUTHORIZATION TO AWARD THE CONSTRUCTION CONTRACT FOR KITCHING STREET IMPROVEMENTS FROM CACTUS AVENUE TO ALESSANDRO BOULEVARD - PROJECT NO. 07-50182425 \(Report of: Public Works Department\)](#)

Recommendation:

1. Award the construction contract for the Kitching Street Improvements from Cactus Avenue to Alessandro Boulevard to Hillcrest Contracting, the lowest responsible bidder;
2. Authorize the City Manager to execute a contract with Hillcrest Contracting;
3. Authorize the issuance of a Purchase Order to Hillcrest Contracting in the amount of \$2,014,820.42 (\$1,752,017.42 for the Base Bid, Additive Bid Alternatives A, B and C plus \$262,803.00 for the 15% contingency) when the contract has been signed by all parties; and
4. Authorize the Public Works Director/City Engineer to execute any subsequent change orders to the contract with Hillcrest Contracting, up to but not to exceed the Purchase Order contingency of \$262,803.00, subject to the approval of the City Attorney.

A.5 [UPDATED STATE AND FEDERAL LEGISLATIVE ADVOCACY PRIORITIES FOR 2010 \(Report of: City Manager's Office\)](#)

Recommendation:

Review and adopt the proposed State and Federal Legislative Advocacy Priorities for 2010.

- A.6 [LICENSE AGREEMENT FOR JOINT USE OF SOUTHERN CALIFORNIA EDISON STREETLIGHT POLES \(Report of: Public Works Department\)](#)

Recommendation:

Review, approve and authorize the Mayor to sign the License Agreement between the City of Moreno Valley and Southern California Edison (SCE) to permit the City to install non-electrified traffic regulating signs, American flags, Neighborhood Watch signs and other City sponsored event banners and related appurtenances (collectively the "Attachments") on SCE owned streetlight poles.

- A.7 [APPROVAL OF THE AMENDED AND RESTATED ACQUISITION/FINANCING AGREEMENT BY AND AMONG THE CITY OF MORENO VALLEY, FOR AND ON BEHALF OF ITSELF AND COMMUNITY FACILITIES DISTRICT NO. 7, FR/CAL MORENO VALLEY, LLC, FIRST INDUSTRIAL, L.P., AND FR/CAL INDIAN AVENUE, LLC AND THE AREA DRAINAGE PLAN FEE AGREEMENT BY AND AMONG THE CITY OF MORENO VALLEY, FOR AND ON BEHALF OF ITSELF AND COMMUNITY FACILITIES DISTRICT NO. 7, FR/CAL MORENO VALLEY, LLC, FIRST INDUSTRIAL, L.P., AND FR/CAL INDIAN AVENUE, LLC \(Report of: Public Works Department\)](#)

Recommendation:

1. Acting on behalf of itself and as the Legislative Body for Community Facilities District No. 7 adopt the following:

Resolution No. 2010-04; a Resolution approving the Amended and Restated Acquisition/Financing Agreement by and among the City of Moreno Valley, for and on behalf of itself and Community Facilities District No. 7, FR/CAL Moreno Valley, LLC, First Industrial, L.P., and FR/CAL Indian Avenue, LLC; and

Resolution No. 2010-04

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Amended and Restated Acquisition/Financing Agreement By and Among the City of Moreno Valley, for and on Behalf of Itself and Community Facilities District No. 7, FR/CAL Moreno Valley, LLC, FR/CAL Indian Avenue, LLC And First Industrial, L.P.

2. Resolution No. 2010-05; a Resolution approving the Area Drainage Plan Fee Agreement by and among the City of Moreno Valley, for and

on behalf of itself and Community Facilities District No. 7, FR/CAL Moreno Valley, LLC, First Industrial, L.P., and FR/CAL Indian Avenue, LLC.

Resolution No. 2010-05

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Area Drainage Plan Fee Agreement By and Among the City of Moreno Valley, for and on Behalf of Itself and Community Facilities District No. 7, FR/CAL Moreno Valley, LLC, FR/CAL Indian Avenue, LLC and First Industrial, L.P.

- A.8 [ADOPT A MITIGATED NEGATIVE DECLARATION FOR EDGEMONT WATER MASTER PLAN UPDATE - PROJECT NO. 08-19319310 \(Report of: Public Works Department\)](#)

Recommendation:

Adopt a Mitigated Negative Declaration (MND) for the City of Moreno Valley Edgemont Water Master Plan Update Program and find that implementation of the Mitigation Monitoring and Reporting Program therein will reduce all program potential environmental impacts to an acceptable level.

- A.9 [CITY COUNCIL REPORTS ON REIMBURSABLE ACTIVITIES \(Report of: City Clerk\)](#)

Recommendation:

Receive and file the Reports on Reimbursable Activities for the period of January 6-19, 2010.

- A.10 [CALIFORNIA OFFICE OF TRAFFIC SAFETY \(OTS\) GRANT FUNDING OPPORTUNITY \(Report of: Police Department\)](#)

Recommendation:

Approve the grant application and authorize acceptance (if awarded) of the California Office of Traffic Safety grant in the amount of \$204,749.21, entitled "DUI Enforcement and Awareness Program."

- A.11 [EXPIRATION OF THE RED LIGHT PHOTO ENFORCEMENT PILOT PROGRAM \(Report of: the Public Works Department\)](#)

Recommendation:

Officially confirm the City Council's consensus to terminate the existing red light photo enforcement service at the end of its 2-year pilot program.

- A.12 [ANNUAL REPORT ON DEVELOPMENT IMPACT FEES \(Report of: Financial & Administrative Services Department\)](#)

Recommendation:

1. Approve and accept the Annual Report on Development Impact Fees in compliance with California Government Code Section 66006; and
2. Approve the finding that staff has demonstrated a continuing need to hold unexpended Development Impact Fees.

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 12, 2010 \(Report of: City Clerk\)](#)

Recommendation:

Approve as submitted.

B.3 [ACCEPTANCE OF GRANT MONIES FROM THE CALIFORNIA DEPARTMENT OF EDUCATION, CHILD DEVELOPMENT SERVICES, FOR CHILD CARE SERVICES AND ADOPTION OF THE RESOLUTION TO CERTIFY THE APPROVAL OF THE GOVERNING BOARD \(Report of: Parks and Community Services\)](#)

Recommendation:

1. Authorize the acceptance of grant money in the amount of \$755,308 for Fiscal Year 2009/2010 from the California Department of Education, Child Development Division, for the purpose of providing school age child care and development services; and
2. Adopt Resolution No. CSD 2010-02 to certify the approval of the governing board to enter into this transaction with the California Department of Education for the purpose of providing child care and development services and to authorize the designated personnel, as shown on the resolution, to sign contract documents for Fiscal Year 2009/2010.

Resolution No. CSD 2010-02

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Certifying the Approval of the Governing Board to Enter Into a Transaction with the California Department of Education for the Purpose of Providing Child Care and Development Services and to Authorize Designated Personnel to Sign Contract Documents for FY 2009/10

B.4 [ACCEPTANCE OF ONE TIME GRANT MONIES FROM THE CALIFORNIA DEPARTMENT OF EDUCATION, CHILD DEVELOPMENT SERVICES, FOR INSTRUCTIONAL MATERIALS AND ADOPTION OF THE RESOLUTION TO CERTIFY THE APPROVAL OF THE GOVERNING BOARD \(Report of: Parks and Community Services\)](#)

Recommendation:

1. Authorize the acceptance of one time grant money in the amount of \$1,345 for Fiscal Year 2009/2010 from the California Department of Education, Child Development Division, for the purpose of purchasing instructional materials and supplies for the child development program; and
2. Adopt Resolution No. CSD 2010-03 to certify the approval of the governing board to enter into this transaction with the California Department of Education for the purpose of purchasing instructional materials and supplies for the child development program and to authorize the designated personnel, as shown on the resolution, to sign contract documents for Fiscal Year 2009/2010.

Resolution No. CSD 2010-03

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Certifying the Approval of the Governing Board to Enter Into a Transaction with the California Department of Education for the Purpose of Providing Child Care and Development Services and to Authorize Designated Personnel to Sign Contract Documents for FY 2009/10

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 12, 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 12, 2010 \(Report of: City Clerk\)](#)

Motion to Approve Joint Consent Calendar Items A1 – D2, except Item A11, which was pulled for a separate vote. Motion by Council Member William H. Batey II, s/Mayor Pro Tem Robin N. Hastings. Approved by a vote of 4–0–1 vote, Stewart absent.

Motion to Approve Consent Calendar Item A11. Motion by Mayor Pro Tem Robin N. Hastings, s/Mayor Bonnie Flickinger. Approved by a vote of 3–1–1 vote, Batey opposed, Stewart absent.

ADJOURNMENT OF CITY COUNCIL MEETING TO ANNUAL/REGULAR MEETING OF THE MORENO VALLEY PUBLIC FACILITIES FINANCING CORPORATION (MVPFFC)

ANNUAL/REGULAR MEETING OF THE MORENO VALLEY PUBLIC FACILITIES FINANCING CORPORATION (MVPFFC)

CALL TO ORDER at 6:46 p.m.

ROLL CALL

Bonnie Flickinger	President
Robin Hastings	Vice President
Jesse L. Molina	Board Member
William H. Batey II	Board Member

ABSENT:

Richard A. Stewart	Board Member
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President Flickinger opened the agenda item for public comments, which were received from Pete Bleckert.

SPECIAL ORDER OF BUSINESS

There are no reports or issues before the corporation.

ADJOURNMENT OF THE MORENO VALLEY PUBLIC FACILITIES FINANCING CORPORATION (MVPFFC) TO ANNUAL/REGULAR MEETING OF THE MORENO VALLEY PUBLIC FINANCING AUTHORITY (MVPFA)

**ANNUAL/REGULAR MEETING OF THE MORENO VALLEY PUBLIC
FINANCING AUTHORITY (MVPFA)**

CALL TO ORDER 6:47 p.m.

ROLL CALL

Bonnie Flickinger	Chairperson
Robin Hastings	Vice Chairperson
Jesse L. Molina	Board Member
William H. Batey II	Board Member

ABSENT

Richard A. Stewart	Board Member
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**PUBLIC COMMENTS ON MATTERS UNDER THE JURISDICTION OF THE
AUTHORITY**

Chairperson Flickinger opened the agenda item for public comments; there being none, public comments were closed.

SPECIAL ORDER OF BUSINESS

There are no reports or issues before the authority.

**ADJOURNMENT OF THE ANNUAL/REGULAR MEETING OF THE MORENO
VALLEY PUBLIC FINANCING AUTHORITY (MVPFA) TO ANNUAL REGULAR
MEETING OF THE MORENO VALLEY INDUSTRIAL DEVELOPMENT
AUTHORITY (IDA)**

**ANNUAL/REGULAR MEETING OF THE MORENO VALLEY INDUSTRIAL
DEVELOPMENT AUTHORITY (IDA)**

CALL TO ORDER at 6:48 p.m.

ROLL CALL

Bonnie Flickinger	Chairperson
Robin Hastings	Vice Chairperson
Jesse L. Molina	Board Member
William H. Batey II	Board Member

ABSENT:

Richard A. Stewart Board Member

Chairwoman Flickinger opened the agenda item for public comments; there being none, public comments were closed.

SPECIAL ORDER OF BUSINESS

There are no reports or issues before the authority.

Adjourned at 6:48 p.m. to regular City Council meeting.

RECONVENE JOINT MEETING OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, MORENO VALLEY COMMUNITY SERVICES DISTRICT, AND THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO VALLEY

E. PUBLIC HEARINGS

- E.1 [PUBLIC HEARING REGARDING A MAIL BALLOT PROCEEDING FOR CALIFORNIA DRUG CONSULTANT, INC. - APN 486-280-041 BALLOTING FOR NPDES AND CSD ZONE M \(Report of: Public Works Department\)](#)

Mayor Flickinger opened the public testimony portion of the public hearing; there being none, public testimony was closed.

Recommendation: That the City Council

1. After conducting the Public Hearing and accepting public testimony:
 - a. Direct the City Clerk to tabulate the National Pollutant Discharge Elimination System (NPDES) ballot for California Drug Consultant, Inc.—Assessor Parcel Number (APN) 486-280-041;

Motion to Approve by m/Council Member William H. Batey II, s/Mayor Pro Tem Robin N. Hastings
Approved by a vote of 4-0-1, Stewart absent.
 - b. Verify and accept the result of the mail ballot proceeding as identified on the Official Tally Sheet and APN listing;
 - c. Receive and file with the City Clerk’s office the accepted Official Tally Sheet and APN listing; and
 - d. If approved, authorize and impose the NPDES maximum commercial/industrial regulatory rate to APN 486-280-041.

The City Clerk announced the results as follows:
APN 486-280-041 - passed.

**Motion to Approve by m/Council Member William H. Batey II,
s/Mayor Pro Tem Robin N. Hastings
Approved by a vote of 4-0-1, Stewart absent.**

2. Acting in their capacity as President and Members of the Board of Directors of the CSD (“CSD Board”), after conducting the Public Hearing and accepting public testimony:
 - a. Direct the Secretary of the CSD Board (City Clerk) to tabulate the CSD Zone M ballot for California Drug Consultant, Inc.—APN 486-280-041;

**Motion to Approve by m/Council Member William H. Batey II,
s/Mayor Pro-Tem Robin N. Hastings
Approved by a vote of 4-0-1, Stewart absent.**

- b. Verify and accept the result of the mail ballot proceeding as identified on the Official Tally Sheet and APN listing;
- c. Receive and file with the City Clerk’s office the accepted Official Tally Sheet and APN listing; and
- d. If approved, authorize and impose the annual CSD Zone M (Commercial, Industrial, and Multifamily Improved Median Maintenance) charge to APN 486-280-041.

The City Clerk announced the results as follows:
APN 486-280-041 - passed.

**Motion to Approve by m/Council Member William H. Batey II,
s/Mayor-Pro Tem Robin N. Hastings
Approved by a vote of 4-0-1, Stewart absent.**

- E.2 [A PUBLIC HEARING FOR AN APPEAL OF A PLANNING COMMISSION DENIAL OF A GENERAL PLAN AMENDMENT \(PA08-0020\) FROM OFFICE/RESIDENTIAL \(R/O\) TO COMMUNITY COMMERCIAL \(CC\) AND A CHANGE OF ZONE \(PA08-0019\) FROM OFFICE COMMERCIAL AND RESIDENTIAL 15 \(R15/O\) TO NEIGHBORHOOD COMMERCIAL \(NC\). THE PROJECT CONSISTS OF TWO LOTS WITH A TOTAL OF 1.34 ACRES LOCATED ON THE SOUTHWEST CORNER OF DRACAEA AVENUE AND DAY STREET. THE APPLICANT IS WINCHESTER ASSOCIATES, INC. \(Report of: Community Development Department\)](#)

Mayor Flickinger opened the public testimony portion of the public hearing. Public testimony was received from Pete Bleckert and Deanna Reeder.

Recommendation: That the City Council

1. ADOPT a Negative Declaration for application PA08-0020 (General Plan Amendment) and PA08-0019 (Change of Zone). The project will not result in a significant effect on the environment; and

Motion to Approve by m/Council Member Jesse L. Molina, s/Council Member William H. Batey II
Approved by a vote of 4-0-1, Stewart absent.

Recommendation: That the City Council

1. Approve a General Plan Amendment, a change of zone and direct staff to bring back a resolution of approval.

Motion to Approve by m/Council Member William H. Batey II, s/Council Member Jesse L. Molina
Approved by a vote of 4-0-1, Stewart absent.

- E.3 [A PUBLIC HEARING ON THE APPEAL OF THE PLANNING COMMISSION'S JULY 23, 2009 APPROVAL OF MASTER PLOT PLAN PA07-0035 FOR SIX LIGHT INDUSTRIAL BUILDINGS, PLOT PLAN PA07-0039 TO CONSTRUCT A 409,598 SQUARE FOOT WAREHOUSE DISTRIBUTION FACILITY AND TENTATIVE PARCEL MAP NO. 35822 \(PA08-0021\) TO RE-CONFIGURE THE EXISTING 21 PARCELS LOCATED WITHIN THE PROJECT SITE AND CREATE SIX PARCELS RANGING IN SIZE FROM 1.33 TO 2.76 ACRES FOR MASTER PLOT PLAN PA07-0035 AND ONE 19.14 ACRE PARCEL FOR PLOT PLAN PA07-0039. THE PROJECT SITE IS LOCATED AT THE NORTHEAST CORNER OF HEACOCK STREET AND IRIS AVENUE \(Report of: Community Development Department\)](#)

Mayor Flickinger opened the public testimony portion of the public hearing. Public testimony was received from Pete Bleckert and Sue Gilchrist.

Recommendation: That the City Council

1. After conducting a public hearing, ADOPT Resolution No. 2010-07 adopting a Negative Declaration for the project, in that these applications will not result in significant environmental impacts; and

Resolution No. 2010-07

A Resolution of the City Council of the City of Moreno Valley,

California, Adopting a Negative Declaration for Application Nos. PA07-0035 (Master Plot Plan), PA07-0039 (Plot Plan), and PA08-0021 (Tentative Parcel Map No. 35822) to re-configure the property lines and combine parcels for Assessor's Parcel Numbers 485-230-001 to 010 and 014 to 024 in order to develop six light Industrial Buildings ranging in size from 23,700 to 47,160 square feet and one 409,598 square foot Warehouse Distribution Building

Motion to Approve by m/Council Member William H. Batey II, s/Mayor Bonnie Flickinger

Approved by a vote of 4-0-1, Stewart absent.

2. ADOPT City Council Resolution No. 2010-08 approving Master Plot Plan PA07-0035, Plot Plan PA07-0039 and Tentative Parcel Map No. 35822 (PA08-0021), based on the findings in City Council Resolution No. 2010-07, and the conditions of approval as attached to the resolution as Exhibits 1 and 2, thereby upholding the Planning Commission's approval of the project.

Resolution No. 2010-08

A Resolution of the City Council of the City of Moreno Valley, California, Approving Application Nos. PA07-0035 (Master Plot Plan), PA07-0039 (Plot Plan), and PA08-0021 (Tentative Parcel Map No. 35822) to re-configure the Property Lines and Combine Parcels for Assessor's Parcel Numbers 485-230-001 to 010 and 014 to 024 in order to develop Six Light Industrial Buildings Ranging in size from 23,700 to 47,160 square feet and one 409,598 square foot Warehouse Distribution Building

Motion to Approve by m/Council Member William H. Batey II, s/Council Member Jesse L. Molina

Approved by a vote of 4-0-1, Stewart absent.

- E.4 [PUBLIC HEARING TO ADOPT CDBG SUBSTANTIAL AMENDMENTS THAT REALLOCATE FUNDS BETWEEN APPROVED ACTIVITIES \(Report of: Economic Development Department\)](#)

Mayor Flickinger opened the public testimony portion of the public hearing; there being none, public testimony was closed.

Recommendation: That the City Council

1. Review proposed FY 2009-10 Substantial Amendment 1 to expand and broaden the scope of the Moreno Valley Retail Business Incentive Program activity and allocate \$110,000 in CDBG funds from the FY 2009-10 Employment Resource Center (ERC) to the revised

FY 2009-10 Moreno Valley New Business Incentive Program, then;

a) Conduct a Public Hearing to allow the public an opportunity to comment on the proposed 2009-10 Annual Action Plan Substantial Amendment #1;

b) Adopt the proposed Amendment #1; and

c) Authorize the transfer of \$110,000 from account #284.73939.6854 (Employment Resource Center) to 284.73939.6853 (newly expanded Moreno Valley New Business Incentive Program) account.

Motion to Approve by m/Mayor Pro Tem Robin N. Hastings, s/Mayor Bonnie Flickinger

Approved by a vote of 4-0-1, Stewart absent.

2. Review proposed Amendment to FY 2008-09 Substantial Amendment 1, NSP to reallocate \$2,701,788 CDBG (NSP) funds within the HUD-approved Neighborhood Stabilization Program (NSP) activities, then;

a) Conduct a Public Hearing to allow the public an opportunity to comment on the proposed substantial amendment to FY 2008-09 Annual Action Plan Amendment 1, NSP;

b) Adopt the proposed substantial amendment to the NSP program;

c) Authorize the transfer of \$2,701,788 from account #197.19710.6848.002 (NSP Homebuyer Assistance Program) with \$1,200,000 transferring to account # 197.19710.6848.001 (NSP Multi-family Residence Acquisition, Rehabilitation and Rental Program) and \$1,501,788 to account # 197.19710.6848.003 (NSP Single Family Residence Acquisition, Rehabilitation and Rental Program); and

d) Authorize the City Manager to reallocate NSP funds between HUD-approved grant activities.

Motion to Approve by m/Council Member William H. Batey II, s/Mayor Pro Tem Robin N. Hastings

Approved by a vote of 4-0-1, Stewart absent.

G. REPORTS

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

Mayor Flickinger opened the agenda item for public comments, there being

none, public comments were closed.

Report by Mayor Pro Tem Robin N. Hastings on Western Riverside Council of Governments (WRCOG)

Attended an all day WRCOG workshop on January 15 to establish goals. What started out as goals for a year turned into a strategic plan. The number one goal is transportation and infrastructure, and the number two goal was a tie with water issues and economic development. Staff will compile the information, put it in a strategic plan, and send it to the Executive Committee. When it is available, it will be brought to Council and shared.

G.2 [ANNUAL REPORT OF BOARDS AND COMMISSIONS \(Informational Oral Presentation\) \(Report of: City Clerk's Department\)](#)

Mayor Flickinger opened the public testimony portion of the public hearing; there being none, public testimony was closed.

Brief oral reports were given by the representatives of each board and commission: Patricia Korzek (Arts Commission), Jan Beyers (Environmental and Historical Preservation Board), Kristin Streich (Library Commission), Stuart Swan (Parks and Recreation Commission), Maria Marzoeke (Planning Commission), Kim Nelson (Recreational Trails Board), Carrie Morris (Senior Citizens' Board), Frank Pavlik (Traffic Safety Commission).

G.3 [APPOINTMENT TO THE PARKS AND RECREATION COMMISSION \(TEENAGE MEMBER\) \(Report of: City Clerk's Department\)](#)

Mayor Flickinger opened the public testimony portion of the public hearing; there being none, public testimony was closed.

Recommendation: That the City Council

1. Appoint James Lucha to the Parks and Recreation Commission as a teenage member for a term expiring January 27, 2013, or until high school graduation, whichever comes first; or
2. If an appointment is not made, declare the position vacant and authorize the City Clerk to re-notice the position as vacant.

Motion to Approve by m/Mayor Pro Tem Robin N. Hastings, s/Council Member William H. Batey II
Approved by a vote of 4-0-1, Stewart absent.

G.4 [APPROVAL OF AGREEMENT FOR INVESTMENT MANAGEMENT AND ADVISORY SERVICES \(Report of: Financial & Administrative Services\)](#)

Department)

Mayor Flickinger opened the public testimony portion of the public hearing; there being none, public testimony was closed.

Recommendation: That the City Council

Approve the Agreement for Investment Management and Advisory Services with Chandler Asset Management and authorize the Mayor to sign the Agreement.

Motion to Approve by m/Mayor Pro Tem Robin N. Hastings, s/Council Member Jesse L. Molina
Approved by a vote of 4-0-1, Stewart absent.

AGENDA ORDER

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

Orman Rowley

1. Police Department
2. Declaration of Independence and the rights of Moreno Valley residents

David Grube

1. Cedar Street Flooding

Patty Grube

1. Cedar Street Flooding

Motion by Council Member William H. Batey II, s/Mayor Bonnie Flickinger that the flood control issue be brought to Study Session as soon as possible.

Jose Chavez

1. Filling pot holes on Alessandro
2. DUI checkpoints
3. Spanish translators

Raul Wilson

1. Money to be used to expand the 60 Freeway

Dr. Gina Brockmueller

1. Flood control

Ray Carbajal

1. Home Buyers Assistance Program
2. 150 square foot warehouse

Pete Bleckert

1. Lehman Brothers loss
2. Road Commissioner
3. Traffic Lights
4. Edgemont Golf Course

AGENDA ORDER

RECESS; RECONVENED

- G.5 [RECOVERY ZONE BONDS - PLAN OF ISSUANCE \(Report of: Economic Development Department\)](#)

Mayor Flickinger opened the public testimony portion of the public hearing. Public testimony was received from Jeff Sims and Pete Bleckert.

Recommendation: That the City Council

Consider adopting the Recovery Zone Bonds—Plan of Issuance and direct staff to submit it to the California Debt Limit Allocation Committee by January 31, 2010.

**Motion to Approve by m/Council Member William H. Batey II, s/Mayor Pro Tem Robin N. Hastings
Approved by a vote of 4-0-1, Stewart absent.**

- G.6 [AN ALLOCATION FROM RDA HOUSING SET-ASIDE FUND BALANCE FOR FISCAL YEAR 2009-2010 TO RE-IMPLEMENT AND FUND THE CITY'S HOMEBUYERS ASSISTANCE PROGRAM \(Report of: Economic Development Department\)](#)

Chairperson Flickinger opened the public testimony portion of the public hearing; there being none, public testimony was closed.

Recommendation: That the City Council and RDA

Authorize an allocation of \$300,000 from the RDA Housing Set-Aside Fund balance (Fund 894) to account # 894.91310.6812 for the re-implementation of the Redevelopment Agency's Homebuyer Assistance Program.

**Motion to Approve by m/Vice-Chairperson Robin N. Hastings, s/Agency Member William H. Batey II
Approved by a vote of 4-0-1, Stewart absent.**

G.7 [RANCHO BELAGO COMMUNITY SIGN PROGRAM \(Molina/Stewart\)](#)

Mayor Flickinger opened the public testimony portion of the public hearing, which were received from Sue Gilchrist, Pete Bleckert, Deanna Reeder and Michael Greco.

Recommendation: That the City Council

Adopt a city-wide sign program, and authorize staff to come back with alternatives to financing the program.

Motion to Approve by m/Council Member William H. Batey II, s/Council Member Jesse L. Molina
Approved by a vote of 4-0-1, Stewart absent.

G.8 [CITY MANAGER'S REPORT \(Informational Oral Presentation - not for Council action\)](#)

Mayor Flickinger opened the public testimony portion of the public hearing; there being none, public testimony was closed.

The Interim City Manager reported the following:

1. Mel Alonzo was named the ADA Coordinator.
2. John Ruiz was named Interim HR Director. He starts February 16.
3. City staff has been working with the U.S. Census Bureau, and received \$2,500 in grant money for promotional items to be sent home with school kids. Census reps will set up a table in City Hall so they can talk with residents about the Census.
4. The October financials and revenues are slightly below projection, but fairly positive. Expenditures are below budget. We are doing a good job on cost control. There is no need to make any major changes at this time.
5. Fees for the upcoming job fair has been paid as established. Staff is recommending the Conference and Recreation Center fees be reviewed in April when all the other fees are provided to Council.

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

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

Council Member Jesse L. Molina

1. Need to move forward, and we need to start working together.
2. Don't know how the economy is going to come out.
3. Thanked Public Works for their help during the flooding.
4. The Senior Center needs computers donated, and volunteers to teach piano lessons. High school and college students can receive credit for volunteering.

Council Member William H. Batey II

1. The reading program is starting next month, and it will run through April.
2. Proposed staff look at giving electric utility incentives similar to what Riverside is doing so we don't lose business.

Mayor Pro Tem Robin N. Hastings

1. The Rancho Belago Ravens presented a picture of their team the night of the swearing in. They're great kids and great parents.
2. Thanked Public Works for being so responsive. Called staff three times regarding flooding on Olive and Cactus and Cactus and Nason.
3. Does not sit on the County Board of Supervisors. The County Board has a meeting every Tuesday, and people can attend and voice their concerns.
4. Attended the Chamber installation dinner. Congratulations to Tracy Vackar. It was a well attended event, and there are some really positive things in the community. There are a lot of people giving their time to improve our quality of life, and your participation is encouraged.

Mayor Bonnie Flickinger

1. There are vacancies on several Commissions and Boards. Call the City Clerk's office at 413.3001, and they will give you the information on how to get on a Commission or Board.
2. We haven't lost money with Lehman Brothers. We are holding bonds that we're trying to get back to their original amount.
3. Flood Control, City staff, the County, Army Corp of Engineers and the March JPC are working on the Heacock channel flooding.
4. There will be a joint public meeting with the Planning Commission to discuss ways to change development standards to be more energy efficient, and to make the city greener.
5. Attended the Riverside State of the City meeting. The Mayor has proposed a long term economic plan for the city of Riverside. With a directly elected mayor, they can make those plans. Moreno Valley needs to consider a directly elected mayor.

There being no further business to conduct, the meeting was adjourned at 10:56

p.m.

CLOSED SESSION

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

Number of Cases: 3

- 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

NONE

ADJOURNMENT

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:

Bonnie Flickinger, Mayor
President, Moreno Valley Community Services District
Chairperson, Community Redevelopment Agency of the City of Moreno Valley
Chairperson, Board of Library Trustees