

**MINUTES
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**

**REGULAR MEETING – 6:30 PM
February 9, 2010**

CALL TO ORDER

Joint 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 Flickinger in the Council Chamber located at 14177 Frederick Street.

PLEDGE OF ALLEGIANCE - The Pledge of Allegiance was led by Council Member Molina

INVOCATION - Pastor James Belle, Moreno Valley First Apostolic Faith Church

ROLL CALL

Council:

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

Staff:

Jane Halstead	City Clerk
Ewa Lopez	Deputy City Clerk
Steve Elam	Interim Financial & Admin. Services Director
William Bopf	Interim City Manager
Robert Hansen	Interim City Attorney
John Anderson	Police Chief
Steve Curley	Fire Chief
Chris Vogt	Public Works Director/City Engineer
Kyle Kollar	Interim Community Dev. Director
Barry Foster	Economic Development Director
Chris Paxton	Human Resources Director
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 Flickinger opened the agenda items for the Consent Calendars for public comments, which were received from Pete Bleckert (Item# A9).

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.

Motion to continue Item A.8 to the next regular City Council meeting by m/Council Member Richard A. Stewart, s/Council Member Jesse L. Molina

Approved by a vote of 5-0.

Motion to Approve Consent Calendar Items A1 through D1, except Item A2, B2, C2, D2 and A4 by m/Council Member William H. Batey II, s/Council Member Jesse L. Molina

Approved by a vote of 5-0.

Motion to approve minutes: Items A2, B2, C2 and D2 by m/William H. Batey II, s/Robin N. Hastings

Approved by a vote of 4-0-1, Richard A. Stewart abstained.

Motion to Approve Item A4 by m/Council Member William H. Batey II, s/Council Member Jesse L. Molina

Approved by a vote of 4-0-1, Council Member Richard A. Stewart recused himself.

E. PUBLIC HEARINGS - None

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

None

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 County Transportation Commission (RCTC)

Mayor Flickinger reported the following:

1) Stated that RCTC's mission is to prioritize transportation related projects throughout the County, to fund them and to build them. RCTC experienced a funding shortfall due to decline of sales tax and TUMF revenue. At the recent workshop, the RCTC commissioners voted to reduce the number of top priority projects. Moreno Valley east junction 215/60 interchange improvements remain the top priority. However, there is no funding for the project until 1B bonds are sold to investors. Freeway 60 is not included in the future projects to be funded because of limited amount of money available for roads improvements and a need to take turns with other jurisdictions.

2) RCTC created a new system for obtaining traffic information on any freeway in Southern California, information on Metrolink service, transit and ridesharing; residents can access this service through the Internet at IE511.org or any phone by dialing 511; more information about RCTC is available at [Twitter.com/rctc](https://twitter.com/rctc)

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

Mayor Flickinger reported that one of the solutions to the transportation problem is to utilize transit network. RTA is determined to provide the best possible customer service. However, RTA's funding sources have also diminished lately. The RTA staff and board of directors are consistently striving to make the service more efficient and at the same time more cost effective. Nine community meetings will be held to introduce to the public the currently suggested changes, which include eliminating certain bus routes, to make sure that the impact on the riders is not excessive. A meeting in Moreno Valley will be held on March 1 at 6 p.m. in the Council Chamber; comments may also be submitted by e-mail, telephone or regular mail; the latest information on services is available at riversidetransit.com

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

Mayor Pro Tem Hastings reported the following:

1) At the last meeting, the executive committee appointed the public financial management group that will be handling financing for AB 811; grants are not going to be required to get this program up and running; will make another trip to Washington, D.C. and believes that it would be easier to obtain grants by being able to demonstrate that the project is up and running without the financial assistance; the project looks extremely good and is moving forward fast; may be able to offer loans by May

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.

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

Motion to Approve by m/Council Member William H. Batey II, s/Council Member Richard A. Stewart
Approved by a vote of 5-0.

G.3 CITY MANAGER'S REPORT (Informational Oral Presentation - not for Council action)

The City Manager announced the following:

1) The upgrade of the library Web service through Book Letters will cost about \$3,500 a year; authorized to start the upgrade as the funding is available

2) The City is sponsoring the Chamber Mixer; it will be held this Thursday, February 11, at 5:30 p.m. at the TownGate Community Center

3) Job fair will be held on February 22, from 11 to 4 p.m. at the Conference and Recreation Center; it is a collaborative event provided by Congressperson Mary Bono Mack, the Riverside Workforce Development Center and the City of Moreno Valley Economic Development Department

4) 82 percent of hired employees by O'Reilly company were residents of Moreno Valley - part of success of the Employment Resource Center

- 5) The Parks and Community Services Department started the programs following the winter recess; a complete list is available at C&RC and the City's Web site
- 6) The Public Works is working with the JPA to clean up the Heacock Channel to mitigate flooding; kudos to the Public Works Department for doing this
- 7) Crew met with Cedar Court residents - the City cleaned up the public drainage pipe which improved flow to the private channel

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

Pete Bleckert

- 1) Red light cameras

Raul Wilson

- 1) Complimented on Memorial Day celebration
- 2) Improvements on Freeway 60
- 3) Dividing funds/money among all the Council districts
- 4) Education of children

Mayor Flickinger read an e-mail from a resident Pete Servantes regarding DUI checkpoints - the resident supports checkpoints

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

Council Member Batey

- 1) Requested to reinstitute a banner program on major streets; received this request from sports groups; Mayor Flickinger seconded to put the item on a future study session agenda
- 2) Wished everyone a happy Valentine's Day

Mayor Pro Tem Hastings

- 1) Welcomed iHerb, Inc. to the City; thanked for selecting our City and bringing jobs here
- 2) Responded to speaker's comments regarding high school dropouts - agrees that it is everybody's problem, not just school board's; we need to make sure that we are providing as many activities and resources for kids as we can; sports, afterschool programs are already in place; a joint application was submitted for a workforce center for the kids
- 3) Thanked Public Works Director Chris Vogt for meeting with Cedar Court residents regarding flooding issues, for identifying the problem and providing solutions to prevent future flooding; thanked the department for the extra effort

Council Member Stewart

- 1) Responded to speaker's comments regarding red light cameras - charging excessive fine for a minor insignificant stop violation is not a good citizenship; cameras don't allow any discretion; commended the decision of discontinuing the program
- 2) EOC should be completed by late spring or early summer
- 3) Commended Public Works Department staff for working in the rain, cleaning up Heacock Channel, and very fast response even in the middle of the rain storm; appreciates the work done by staff
- 4) DUI checkpoints are serving a good purpose - some people who got their car towed were driving on a suspended license; emphasized the need to respect the law
- 5) Metrolink is coming
- 6) Encouraged residents to report graffiti by calling 413.3171. Graffiti will be removed within 24 hrs

Council Member Molina

- 1) Inquired about flooding on Sunnymead Blvd. under the freeway. Public Works Director responded that staff will have to put together CIP for drainage project for Council's consideration
- 2) Regarding the school sites - it's not the Council's decision; emphasized the importance of children's education
- 3) Responded to speaker's comments regarding streets - will look into this issue and reprioritize City's streets; will discuss the issue with the City Manager

Mayor Flickinger

- 1) Appointed Mayor Pro Tem Hastings and Council Member Batey to the ad hoc committee to deal with the Box Springs Water Company
- 2) Annual free collection of hazardous waste and electronic equipment will be held on May 7 & 8
- 3) The Gas Company announced that it has a payment assistance program for anyone having hard time paying gas bills; information may be

obtained at 1.800.427.2200 or at socalgas.com/extrahelp

4) Had an opportunity to tour Riverside's recently renovated Fox Theatre - a very impressive facility with stage equipment to accommodate a full fledged Broadway production

5) Proposition 16, sponsored by an investor-owned electric utility, is on the June ballot; it is designed to cripple municipal utilities generating revenue for the cities; will vote "no" on this proposition and hopes residents will do the same

6) Congratulations to the Moreno Valley Community College, which is now an independent college; the administration worked very hard on the accreditation for several years and finally it came to fruition; there is a great possibility that the college will assist in the City's economic development

7) March Field Air Museum will receive artifacts from the space shuttle, which are worth about \$5.5. million

8) Wished everyone a happy Valentine's Day

At the request of Council Member Batey, the meeting was adjourned in honor of a long time Fire Captain David Parks, who passed away last Friday.

There being no further business to conduct, the meeting was adjourned at 7:28 p.m. to Closed Session by unanimous informal consent.

CLOSED SESSION

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

The Closed Session was held in the City Manager's Conference Room 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

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

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