

MINUTES
CITY COUNCIL OF THE CITY OF MORENO VALLEY
May 25, 2010

CALL TO ORDER

SPECIAL PRESENTATIONS

1. Proclamation Recognizing University of California Riverside (UCR) Women's Basketball Team
2. Proclamation Recognizing National Public Works Week - Above, Below and All Around You
3. Proclamation Recognizing Mental Health Month – May 2010
4. Recognition of Vista Heights Middle School – California State History Day Winners
5. "Spotlight on Moreno Valley Business"

**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
May 25, 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 6:47 p.m. by Mayor Flickinger in the Council Chamber located at 14177 Frederick Street.

PLEDGE OF ALLEGIANCE was led by Council Member William H. Batey II

INVOCATION - Reverend Joven Junio, St. Christopher Catholic 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
Juliene Clay	Administrative Assistant
Steve Elam	Interim Financial and Admin. Director
William Bopf	Interim City Manager
Robert Hansen	City Attorney
Rick Hartmann	Interim Assistant City Manager
Ernie Baker	Lieutenant
Steve Curley	Fire Chief
Chris Vogt	Public Works Director
Kyle Kollar	Interim Community Development Director
Barry Foster	Economic Development Director
Paula Smus	Acting Principal Librarian
Mike McCarty	Parks & Community Service
John Ruiz	Interim Human Resources 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

Motion to Continue Agenda Item G7 by m/Council Member William H. Batey II, s/Mayor Pro Tem Robin N. Hastings
Approved by a voice vote of 5-0.

Mayor Flickinger opened the agenda items for the Consent Calendars for public comments, which were received from Pete Bleckert (Item A14).

A. CONSENT CALENDAR-CITY COUNCIL

A.1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

A.2 [MINUTES - REGULAR MEETING OF MAY 11, 2010 \(Report of: City Clerk\)](#)

Recommendation:

Approve as submitted.

A.3 [CITY COUNCIL REPORTS ON REIMBURSABLE ACTIVITIES \(Report of: City Clerk\)](#)

Recommendation:

Receive and file the Reports on Reimbursable Activities for the period of May 5-18, 2010.

A.4 [APPROVAL OF CHECK REGISTER FOR MARCH, 2010 \(Report of: Financial & Administrative Services Department\)](#)

Recommendation:

Adopt Resolution No. 2010-34, approving the Check Register for the month of March, 2010 in the amount of \$67,977,881.05.

Resolution No. 2010-34

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Check Register for the Month of March, 2010

A.5 [APPROVAL OF AMENDMENT NO.1 TO AGREEMENT TO FORM THE LAKE ELSINORE AND CANYON LAKE TOTAL MAXIMUM DAILY LOAD \(TMDL\) TASK FORCE \(Report of: Public Works Department\)](#)

Recommendation:

1. Approve Amendment No. 1 to Agreement to Form the Lake Elsinore and Canyon Lake TMDL Task Force approved as to form by the City Attorney
2. Authorize the Mayor to execute Amendment No. 1 to Agreement
3. Authorize the Public Works Director/City Engineer to execute future amendments to the Agreement
4. Direct the City Clerk to attest to the Mayor's signature and transmit the executed Amendment No. 1 to Agreement to the Santa Ana Watershed Project Authority

A.6 [APPROVE AND AUTHORIZE CONSTRUCTION COOPERATIVE AGREEMENT WITH THE STATE OF CALIFORNIA FOR THE SR-60/NASON STREET OVERCROSSING - PROJECT NO. 07-41570024 \(Report of: Public Works Department\)](#)

Recommendation:

1. Approve the "Construction Cooperative Agreement (District Agreement No. 08-1463)" with the State of California for the construction phase of the SR-60/Nason Street Overcrossing project;
2. Authorize the City Manager to execute the "Construction Cooperative Agreement (District Agreement No. 08-1463)" with the State of California; and
3. Authorize the City Manager and Public Works Director/City Engineer to execute any future amendments to the "Construction Cooperative Agreement (District Agreement No. 08-1463)," if needed, subject to the approval of the City Attorney.

A.7 [NOTICE OF COMPLETION AND ACCEPTANCE OF TRAFFIC SIGNAL, STREET AND STORM DRAIN IMPROVEMENTS FOR STATE ROUTE 60 EASTBOUND RAMPS AND REDLANDS BOULEVARD - PROJECT NO. 06-12566625 \(Report of: Public Works Department\)](#)

Recommendation:

1. Accept the work as complete for Traffic Signal, Street and Storm Drain Improvements for State Route 60 Eastbound Ramps and Redlands Boulevard, which was constructed by Murrieta Development Company, Inc., 42540 Rio Nedo Road, Temecula, CA 92590;

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 Murrieta Development Company, 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 [PA04-0016 – RESIDENTIAL - ACCEPT AGREEMENT AND IRREVOCABLE LETTERS OF CREDIT FOR PUBLIC IMPROVEMENTS, SOUTHEAST CORNER OF PIGEON PASS ROAD AND SUNNYMEAD RANCH PARKWAY - DEVELOPER: PIGEON PASS, LLC, UPLAND, CA 91786 \(Report of: Public Works Department\)](#)

Recommendation:

1. Accept the Agreement and Irrevocable Letters of Credit for Public Improvements for PA04-0016;
2. Authorize the Mayor to execute the agreement;
3. Direct the City Clerk to forward the signed agreement to the County Recorder's office for recordation; and
4. Authorize the City Engineer to execute any future time extension amendments to the agreement, subject to City Attorney approval, if the required public improvements are not completed within said timeframe.

A.9 [RECEIPT OF QUARTERLY INVESTMENT REPORT - QUARTER ENDED MARCH 31, 2010 \(Report of: Financial & Administrative Services Department\)](#)

Recommendation:

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

A.10 [AUTHORIZATION TO AWARD CONSTRUCTION CONTRACT FOR DAY STREET ROADWAY IMPROVEMENTS FROM ALESSANDRO BOULEVARD TO COTTONWOOD AVENUE PROJECT NO. 02-89266920 \(ALSO LISTED AS ITEM C. 3\) \(Report of: Public Works Department\)](#)

Recommendation:

1. Award the construction contract for Day Street Roadway Improvements from Alessandro Boulevard to Cottonwood Avenue to Hillcrest Contracting, Inc., 1467 Circle City Drive, Corona, CA 92879, the lowest responsible bidder;
2. Authorize the City Manager to execute the contract with Hillcrest Contracting, Inc., and to subsequently assign said contract to the Community Redevelopment Agency;
3. Authorize the Public Works Director/City Engineer to execute any subsequent related minor change orders to the contract with Hillcrest Contracting, Inc. up to, but not exceeding, the contingency amount of \$249,470.71, subject to the approval of the City Attorney;
4. Authorize a full road closure of Day Street from Alessandro Boulevard to Cottonwood Avenue, including adjacent side streets, as necessary, for the construction of roadway improvements from June 2010 to December 2010; and
5. Authorize the Public Works Director/City Engineer to allow for an additional 60 day extension to the proposed road closure window if the project is delayed due to unforeseen construction issues.

A.11 [APPROVE AND EXECUTE THE AGREEMENT FOR CONVEYANCE OF PROPERTY FOR THE ACQUISITION OF APN 475-272-054 FOR THE IRONWOOD AVENUE WIDENING PROJECT FROM HEACOCK STREET TO PERRIS BOULEVARD - PROJECT NO. 06-50182625-2 \(Report of: Public Works Department\)](#)

Recommendation:

1. Approve the Agreement for Conveyance of Property for the acquisition of APN 475-272-054 for the Ironwood Avenue Widening Project from Heacock Street to Perris Boulevard;
2. Authorize a Purchase Order in the amount of \$124,500 plus escrow fees when the Agreement has been signed by all parties (Account No. 415.70227);
3. Authorize the City Manager to execute the Agreement upon concurrence by the property owners and authorize the City Manager to approve any changes, subject to the approval of the City Attorney; and

4. Authorize the Financial and Administrative Services Director to wire transfer funds into escrow in the amount of the acquisition price of \$124,500 plus the escrow fees for the acquisition of APN 475-272-054.

A.12 [AUTHORIZATION TO AWARD THE CONSTRUCTION CONTRACT FOR THE 2010 PAVEMENT RESURFACING PROJECT - PROJECT NO. 10-12556330 \(Report of: Public Works Department\)](#)

Recommendation:

1. Award the construction contract for the 2010 Pavement Resurfacing Project to Hardy & Harper, Inc., 1312 East Warner Avenue, Santa Ana, CA 92705, the lowest responsible bidder;
2. Authorize the City Manager to execute a contract with Hardy & Harper, Inc.;
3. Authorize the issuance of a Purchase Order to Hardy & Harper, Inc. in the amount of \$1,304,600.00 (bid amount \$1,186,000.00 plus 10% contingency of \$118,600.00) when the contract has been signed by all parties (Account Nos. 225.68722 and 226.79728); and
4. Authorize the Public Works Director/City Engineer to execute any subsequent change orders to the contract with Hardy & Harper, Inc., up to but not to exceed the Purchase Order contingency of \$118,600.00.

A.14 [CONSIDERATION AND APPROVAL OF SETTLEMENT AGREEMENT IN ENCO UTILITY SERVICES MORENO VALLEY, LLC, V. CITY OF MORENO VALLEY - CASE NO. RIC478023 \(CONTINUED FROM MAY 11, 2010\) \(Report of: City Attorney\)](#)

Recommendation:

Review and approve the Settlement Agreement in ENCO Utility Services Moreno Valley, LLC v. City of Moreno Valley, Case No. RIC478023 (Attachment 1), and authorize the Mayor to sign the agreement in behalf of the City.

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 MAY 11, 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 MAY 11, 2010 \(Report of: City Clerk\)](#)

Recommendation:
Approve as submitted.

C.3 [AUTHORIZATION TO AWARD CONSTRUCTION CONTRACT FOR DAY STREET ROADWAY IMPROVEMENTS FROM ALESSANDRO BOULEVARD TO COTTONWOOD AVENUE PROJECT NO. 02-89266920 \(ALSO LISTED AS ITEM A.10\) \(Report of: Public Works Department\)](#)

Recommendation:

1. That the Community Redevelopment Agency accept the assignment of the contract with Hillcrest Contracting, Inc. from the City;
2. Authorize the City Manager, acting in his capacity as the Executive Director for the Community Redevelopment Agency of the City of Moreno Valley, to execute the Assignment Agreement on behalf of the Community Redevelopment Agency; and
3. Authorize the issuance of a Purchase Order to Hillcrest Contracting, Inc. in the amount of \$1,912,608.76 (\$1,663,138.05 for the bid amount plus 15% contingency) for Day Street Roadway Improvements from Alessandro Boulevard to Cottonwood Avenue (Account No. 897.91724).

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 MAY 11, 2010 \(Report of: City Clerk\)](#)

Recommendation:
Approve as submitted.

Motion to Approve Joint Consent Calendar Items A1 – D2, except Items

A13 and A15, which were pulled for separate discussion/action. Motion by m/Council Member Richard A. Stewart, s/Council Member William H. Batey II
Approved by a vote of 5-0.

AGENDA ORDER

G.5 [PARTICIPATION AGREEMENT WITH MOSS BROS. AUTOGROUP \(Report of: Economic Development Department\)](#)

Council Member Richard A. Stewart stated due to a business relationship with his law office with other auto dealers, other than Moss Bros., he would abstain from participating, discussing or voting on Item G5, and he would be absent from the dais until completed.

Council Member Richard A. Stewart recused himself due to a business relationship.

Mayor Flickinger opened the agenda item for public comments, which were received from Glenn Moss, Deanna Reeder, and Pete Bleckert.

Recommendation: That the RDA:

Adopt Resolution RDA No. 2010-02, approving and authorizing a Participation Agreement with Moss Bros. Autogroup.

Resolution RDA No. 2010-02

A Resolution of the Community Redevelopment Agency of the City of Moreno Valley, California adopting Resolution RDA No. 2010-02, approving and authorizing a Participation Agreement with Moss Bros. Autogroup

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, Council Member Richard A. Stewart recused.

Council Member Richard A. Stewart returned to the Dias at 7:24 p.m.

AGENDA ORDER

E. PUBLIC HEARINGS

E.1 [PUBLIC HEARING TO CONSIDER FEE SCHEDULE FOR FISCAL YEAR 2010-11 \(CONTINUED FROM MAY 11, 2010\) \(Report of: Financial & Administrative Services Department\)](#)

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

Recommendation: That the City Council:

1. Conduct a Public Hearing to receive public input on the proposed Fee Schedule for Fiscal Year (FY) 2010-11; and
2. Adopt Resolution No. 2010-23, approving the Fee Schedule for FY 2010-11.

Resolution No. 2010-23

A Resolution of the City Council of the City of Moreno Valley, California, Establishing Specified Fees for Various Services for Fiscal Year 2010-11 and Repealing Prior Resolutions that may be in Conflict

Motion to adopt Resolution No. 2010-23 approving the fee schedule for 2010-11 with the changes made tonight, which are 1) projects equal to or in excess of \$50,000,000 in total value will qualify to be considered for inclusion in the City's pilot program utilizing Time-and-Material charging/billing methodology for Development Services activities; this program encompasses all Departments and all fees for projects in the program; 2) fees for non-residents to participate in Recreation Programs will be charged at full cost recovery, which is the Resident Fee plus 30%; 3) subject to confirmation that the Animal Services fee changes do not exceed actual cost recovery, the specific fee changes are for Animal Redemption – a) 1st impound from \$20 to \$25, 2nd impound from \$40 to \$50, 3rd Impound from \$56 to \$75; b) Boarding – Re-inspection Fee from \$18 to \$50; c) Licensing – Potentially Dangerous/Vicious from \$77 to \$99 by m/Council Member Richard A. Stewart, s/Council Member Jesse L. Molina
Approved by a 5–0 vote.

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

- A.13 [RESOLUTION TO JOIN ICLEI AS A FULL MEMBER AND PLEDGE TO TAKE A LEADERSHIP ROLE IN PROMOTING PUBLIC AWARENESS ABOUT THE CAUSES AND IMPACTS OF CLIMATE CHANGE \(CONTINUED FROM MAY 11, 2010\) \(Report of: Community Development Department\)](#)

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

Recommendation:

Approve Resolution No. 2010-30, thereby agreeing to join (ICLEI) Local Governments for Sustainability and pursue efforts to address goals and objectives of ICLEI

Resolution No. 2010-30

A Resolution of the City Council of the City of Moreno Valley, California, to join ICLEI as a Full Member and Pledge to take a Leadership Role in Promoting Public Awareness about the Causes and Impacts of Climate Change

No action was taken.

- A.15 [REVISED RESOLUTIONS FOR TWO APPLICATIONS TO MODIFY VARIOUS CONDITIONS OF APPROVAL \(P09-038 AND P09-039\) FOR THE APPROVED HIGHLAND FAIRVIEW CORPORATE PARK PROJECT TENTATIVE PARCEL MAP NO. 35629 \(PA07-0090\) AND PLOT PLAN \(PA07-0091\) INCLUDING THE MODIFICATION OF HIGHWAY 60 LANDSCAPE REQUIREMENTS, THE TIMING AND RESPONSIBILITY FOR AN EASEMENT AND CONSTRUCTION OF A REQUIRED MULTI-USE TRAIL ALONG THE PROJECT FRONTAGE AND FUTURE EUCALYPTUS AVENUE AND VARIOUS PUBLIC WORKS CONDITIONS RELATED TO THE DEDICATION AND IMPROVEMENT OF PUBLIC IMPROVEMENTS. THE PROJECT SITE IS LOCATED ADJACENT TO AND SOUTH OF HIGHWAY 60 ALONG FUTURE EUCALYPTUS AVENUE \(FIR AVENUE\) BETWEEN REDLANDS BOULEVARD AND THEODORE STREET. THE APPLICANT IS HIGHLAND FAIRVIEW PROPERTIES \(CONTINUED FROM MAY 11, 2010\) \(Report of: Community Development Department\)](#)

Mayor Flickinger opened the agenda item for public comments, which were received from Deanna Reeder, Kathleen Dale, and Susan Gilchrist.

Recommendation:

1. Approve ~~revised~~ Resolution No. 2010-35 for various modifications (PA09-0038) to approved conditions of approval for PA07-0090 (Tentative Parcel Map No. 35629) for the placement of landscape within the future Highway 60/Caltrans right of way area, deferral of timing for multi-use trail improvements to Phase 3 and minor changes related to the dedication and construction of public improvements, with findings included within the resolution and modified conditions of approval attached as Exhibits A and B to the resolution; and

Resolution No. 2010-35

A Resolution of the City Council of the City of Moreno Valley, California recommending approval of modifications of various Conditions of Approval (P09-038) for PA07-0090 (Tentative Parcel Map No. 35629) generally located north of future Eucalyptus Avenue (Fir Avenue) adjacent to and south of Highway 60 between Redlands Boulevard and Theodore Street

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

2. Approve ~~revised~~ Resolution No. 2010-36 for various modifications (PA09-0039) to approved conditions of approval for PA07-0091 (Plot Plan) for the placement of an erosion control hydroseed landscape mix within the future Highway 60/Caltrans right of way area, deferral of timing for multi-use trail improvements to Phase 3 and minor changes related to the dedication and construction of public improvements, with findings included within the resolution and modified conditions of approval attached as Exhibits A and B to the resolution.

Resolution No. 2010-36

A Resolution of the City Council of the City of Moreno Valley, California approving various modification of project Conditions of Approval (P09-039) For PA07-0091 (Plot Plan) generally located north of future Eucalyptus Avenue (Fir Avenue) adjacent to and south of Highway 60 between Redlands Boulevard and Theodore Street

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

Meeting reconvened after a brief break.

AGENDA ORDER

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

Deanna Reeder

1. Vote for Paul Zellerbach and reject Rod Pacheco

Jose Chavez

1. Community Park

Charlene Weddington

1. Careers of members of Trail Seekers
2. Equestrian Park accomplishments

Daryl Terrell

1. Job loss and home foreclosures

Tom Jerele, Sr.

1. Trail Seekers
2. Development Impact Fees
3. June 10 - Free Concert

Pete Bleckert

1. Trail Seekers
2. Red Lights

AGENDA ORDER

G. REPORTS

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

- a) Mayor Pro Tem Robin N. Hastings report on Western Riverside Council of Governments (WRCOG) (Continued from May 11, 2010)

Regarding AB 811 Senator Feinstein put in for \$5M and applied to the California Energy Commission for \$20M. Out of \$110.3M available, only \$4.6M came to Southern California, which is where two-thirds of the population is. The Administrative and Finance Committee took it to court, sued the state, and won. The Judge granted all relief requested including a Writ of Mandate ordering the Department of General Services to adjudicate WRCOG's protest, and a permanent injunction prohibiting the distribution of any funds until they have met WRCOG's concerns and answered their protest.

- b) Council Member Richard A. Stewart report on March Joint Powers Commission (MJPC) (Continued from May 11, 2010)

March Healthcare is moving ahead. It's a \$3B project, and it will create 8,200 jobs, and most will be higher end jobs. There will be around 1,100 construction jobs. The demolition of some of the buildings is currently being coordinated. The Discovery Channel is looking at filming a sequential film on the demolition of the hospital. Mr. Russell came in from

Washington, D.C., and during lunch with him mutual concerns and issues were shared. A variety of general aviation plans are moving ahead. Several lawsuits were settled. The demur was sustained on the challenge by Ray Johnson to the expansion of the Fresh and Easy. Washington, D.C. is supporting the Free Trade Zone.

G.2 [REPORT TO CONSIDER PUBLIC COMMENTS REGARDING THE MORENO VALLEY COMMUNITY SERVICES DISTRICT PROPOSED FISCAL YEAR 2010/11 ANNUAL CHARGES \(Report of: Public Works Department\)](#)

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

Recommendation: That the City Council:

Acting in their capacities as President and Members of the Board of Directors of the CSD ("CSD Board"), accept public comments regarding the proposed fiscal year (FY) 2010/11 annual CSD charges. The proposed charges shall provide funding of maintenance services for parks, recreation, residential street lighting, arterial street lighting, parkway landscaping, high-service-level parkway landscaping, internal parkway landscaping/walls, medians, and Sunnymead Boulevard improvements, as submitted in the Preliminary Annual Levy Report on file in the office of the City Clerk.

No action required.

AGENDA ORDER

G.8 [PROPOSED RANCHO BELAGO SIGN PROGRAM \(AKA "RANCHO BELAGO COMMUNITY SIGNAGE DESIGN SUBMITTAL\) \(CONTINUED FROM MAY 11, 2010\) \(Report of: Community Development Department\)](#)

Mayor Flickinger opened the agenda item for public comments, which were received from Deanna Reeder, Kathleen Dale, Susan Gilchrist, Darryl Terrell, and Pete Bleckert.

Recommendation: That the City Council:

1. Consider the Rancho Belago Sign Program and take action as deemed appropriate; and

Resolution No. 2010-33

A Resolution of the City Council of the City of Moreno Valley, California, Adopting the Rancho Belago Sign Program

Motion to adopt resolution 2010-33 and have the sign design change be brought back to Council for final approval at a future date, and that such sign design shall comply with the legal requirements as well as include the city seal or some other specific Moreno Valley identification, and the redesign will become the template for all communities in the city by m/Council Member Richard A. Stewart, s/Mayor Bonnie Flickinger Approved by a vote of 5-0.

2. Consider appropriating \$85,000 from the General Fund— Account Number 00010.66010—toward the manufacture, installation, or maintenance of signs included in the Rancho Belago Sign Program and take action as necessary.

Motion to Approve by m/Council Member Richard A. Stewart, s/Council Member William H. Batey II Approved by a vote of 3-2, Mayor Bonnie Flickinger and Mayor Pro Tem Robin N. Hastings voted no.

A brief recess was held at 9:58 p.m.

AGENDA ORDER

- G.3 [REPORT TO CONSIDER PUBLIC COMMENTS REGARDING THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM \(NPDES\) REGULATORY RATE SCHEDULE FOR NEW RESIDENTIAL AND COMMON INTEREST, COMMERCIAL, INDUSTRIAL AND QUASI-PUBLIC USE DEVELOPMENT PROPOSED FISCAL YEAR 2010/2011 ANNUAL RATES \(Report of: Public Works Department\)](#)

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

Recommendation: That the City Council:

Hold a public meeting to accept public comments regarding the “NPDES Regulatory Rate Schedule for New Residential and Common Interest, Commercial, Industrial and Quasi-Public Use Development” proposed Fiscal Year 2010/2011 annual rates.

No action required.

- G.4 [CONTINUED DISCUSSION OF FISCAL YEAR 2010-11 OPERATING BUDGET AND DEFICIT REDUCTION PLAN \(Report of: Financial & Administrative Services Department\)](#)

Mayor Flickinger opened the agenda item for public comments, which were received by Deanna Reeder.

Recommendation: That the City Council:

1. Continue discussion of the Fiscal Year 2010-11 Operating Budget and Deficit Reduction Plan; and
2. Provide direction to staff regarding the Deficit Reduction Options to be implemented in order to balance the Fiscal Year 2010-11 Operating Budget.

It was agreed the lawsuit settlement will be put against the deficit. The Council unanimously agreed on the BDO Recommendations as follows:

City Council/City Clerk

1. Defund Assistant City Clerk Position
2. Defund Administrative Assistant Position from Council Office.

City Attorney

1. Defund Assistant City Attorney Position

City Manager

1. Reduce PR/Advertising Budget by 40% in Media and Communications
2. Reduce City Manager Contingency to \$140,000
3. Defund vacant Executive Assistant to the City Manager Position
4. Defund Deputy City Manager Position and not Replace with a Sr. Management Analyst Position

Community Development

1. In Code/Building and Safety – Revenue Enhancement – Hire two Temp Parking Control Officers to work on Career Employee Furlough Days; Other Miscellaneous Revenue Increases and Reductions

Economic Development

1. .6235 – Public Relations: Reduce Advertising, Broker Events, Regional Event Sponsorships, Shop Moreno Valley Campaign
2. Consolidating Several Object Codes
.6252 – Dues and Subscriptions: Reduced IEEP Membership for City
.6255 – Other Professional Services
.6221 – Training and Travel
.6215 – Communications
.6231 – Advertising

- .6256 – Legal Services
- .6310 – Copier Charges
- .6311 – Office Supplies
- .6321 – Postage and Mail
- .6391 – Other Materials
- 3. **Salaries/Benefits: Reimbursing ED Admin Salaries by 50% of Management Analyst’s Salary, Which is Charged to the CDBG for the ERC. Reallocating 10% of the Senior Office Assistant’s Salary to HOME Funds to More Accurately Reflect Current Workload**

Financial and Administrative Services

- 1. **Facilities CIP – Defund City Hall Annex 1 Capital Improvement Project Since the Facility is Not Currently Needed for Staff Expansion**

Fire

- 1. **Fire Prevention – Suspend Funding for Permit Plus Changes**
- 2. **Fire Ops – Defund Paramedic Captain Position**
- 3. **Emergency Ops – Increase CPR Fees from \$30 to \$65 Per Class**

Human Resources

- 1. **Workers’ Comp – Reduce Workers’ Compensation Reserves (Original Fund Balance of \$4.5M Less DRO of \$1.3 Will Leave a New Balance of \$3.2M, Which is Approximately 85% Confidence Level Per Actuarial Review)**
- 2. **General Liability – Reduce Liability Reserves (Original Fund Balance of \$2.0M Less DRO of \$80K Will Leave a New Balance of \$1.9M, Which is Approximately 85% Confidence Level Per Actuarial Review)**

Public Works

- 1. **Street Sweeping – Eliminate Contract Sweeping and Create Additional Equipment Operator Position in Lieu of Existing Maintenance Worker II Position Via an Existing Eligibility List From a Recent Internal Recruitment to Replace Contract Sweeping Function**

Discussion will continue to the next Study Session.

G.6 [FY 2010-11 PROPOSED CAPITAL IMPROVEMENT PLAN REVIEW \(CONTINUED FROM MAY 11, 2010\) \(Report of: Public Works Department\)](#)

Recommendation: That the City Council:

Review and discuss the FY 2010-11 Proposed Capital Improvement Plan (CIP) and provide concurrence with the proposed priorities or direction for new priorities for implementation of capital projects.

Item continued. Approved by a 5-0 vote.

- G.7 [A PROPOSED AMENDMENT TO CHAPTER 12.14, POLICE AND CITY OF MORENO VALLEY ROTATIONAL TOW SERVICE OF THE MORENO VALLEY MUNICIPAL CODE AND REQUEST FOR PROPOSALS FOR THE IMPLEMENTATION OF A CITYWIDE ROTATIONAL TOW SERVICE PROGRAM \(Report of: City Manager's Office\)](#)

Recommendation: That the City Council:

1. Introduce Ordinance No. 812 amending Chapter 12.14, Police and City of Moreno Valley Rotational Tow Service of Title 12 of the Moreno Valley Municipal Code; and

Ordinance No. 812

An Ordinance of the City Council of the City of Moreno Valley, California Amending Title 12 of the City of Moreno Valley Municipal Code by Repealing Chapter 12.14 Relating to Rotational Towing Services for the City of Moreno Valley and Adding Thereto a New Chapter 12.14 Entitled Police and City of Moreno Valley Rotational Tow Service

2. Approve the Request for Proposals (RFP) to solicit proposal to participate in the City's Rotational Tow Service Program and authorize City Staff to circulate the RFP to qualified tow operators and businesses.

Item continued. Approved by a 5-0 vote.

- G.9 [CITY MANAGER'S REPORT \(Informational Oral Presentation - not for Council action\)](#)

No report given.

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**

No comments given.

CLOSED SESSION

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

- a) Agency Representative: William Bopf
Employee Organization: MVCEA
- b) Agency Representative: William Bopf
Employee Organization: MVMA
- c) Agency Representative: William Bopf
Employee Organization: Moreno Valley Confidential
Management Employees

- a) City Manager Recruitment

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

ADJOURNMENT

There being no further business to conduct, the meeting was adjourned at 10:50 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:

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