



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

October 25, 2011

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.

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

Richard A. Stewart, Mayor

Marcelo Co, 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
OCTOBER 25, 2011**

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 Willie Behrends - Crosswinds Church of Moreno Valley

ROLL CALL

INTRODUCTIONS

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

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

JOINT CONSENT CALENDARS (SECTIONS A-D)

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

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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 OCTOBER 11, 2011 \(Report of: City Clerk Department\)](#)

Recommendation:

Approve as submitted.

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

Recommendation:

Receive and file the Reports on Reimbursable Activities for the period of October 5-18, 2011.

A.4 [APPROVAL OF CHECK REGISTER AUGUST, 2011 \(Report of: Financial & Administrative Services Department\)](#)

Recommendation:

Adopt Resolution No. 2011-101, approving the Check Register for the month of August, 2011 in the amount of \$15,049,188.56.

Resolution No. 2011-101

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Check Register for the Month of August, 2011

A.5 [AUTHORIZATION TO AWARD THE CONSTRUCTION CONTRACT FOR THE IRONWOOD AVENUE IMPROVEMENTS FROM HEACOCK STREET TO PERRIS BOULEVARD PROJECT NO. 06-50182625 \(Report of: Public Works Department\)](#)

Recommendation:

1. Award all Base Bid and Additive Alternative Bid "A" items for the construction contract for the Ironwood Avenue Improvements from Heacock Street to Perris Boulevard to STI Inc. Trucking and Materials, 18791 Van Buren Boulevard, Suite E, Riverside, CA 92508, the lowest responsible bidder;

2. Authorize the City Manager to execute a contract with STI Inc. Trucking and Materials;
3. Authorize the issuance of a Purchase Order to STI Inc. Trucking and Materials for a total amount of \$1,078,794.30 (\$898,995.25 base bid amount plus 20% 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 STI Inc. Trucking and Materials up to, but not to exceed the Purchase Order's total contingency amount of \$179,799.05, subject to the approval of the City Attorney.

A.6 [RESOLUTION ADOPTING THE CITY OF MORENO VALLEY LOCAL HAZARD MITIGATION PLAN \(Report of: Fire Department\)](#)

Recommendation:

Adopt Resolution No. 2011-102, adopting the City of Moreno Valley Local Hazard Mitigation Plan.

Resolution No. 2011-102

A Resolution of the City Council of the City of Moreno Valley, California, Adopting the City of Moreno Valley Local Hazard Mitigation Plan as Required by the Federal Disaster Mitigation and Cost Reduction Act of 2000

A.7 [APPROVE AND ADOPT RESOLUTION NO. 2011-103, AUTHORIZING THE DELEGATION OF AUTHORITY TO THE CITY ENGINEER TO CERTIFY RIGHT-OF-WAY ACQUISITIONS FOR ON-SYSTEM AND OFF-SYSTEM HIGHWAY PROJECTS ON BEHALF OF THE CITY OF MORENO VALLEY \(Report of: Public Works Department\)](#)

Recommendation:

Approve and adopt Resolution No. 2011-103, authorizing the delegation of authority to the City Engineer to certify right-of-way acquisitions for on-system and off-system projects on behalf of the City of Moreno Valley for the acquisition of right of way.

Resolution No. 2011-103

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the City Engineer to Certify the Acquisition of Right of Way for all Projects

A.8 [APPROVE AGREEMENT WITH SOUTHERN CALIFORNIA EDISON \(SCE\) FOR EXTENSION OF ELECTRIC DISTRIBUTION LINE FOR SR-60/NASON OVERCROSSING BRIDGE PROJECT -- PROJECT NO. 07-41570024 \(Report of: Public Works Department\)](#)

Recommendation:

1. Approve the "Contract for Extension of Electric Distribution Line (Rule No. 15)" with Southern California Edison (SCE) to extend existing distribution line on Nason Street for the SR-60/Nason Street Overcrossing Bridge Project;
2. Authorize the City Manager to execute the "Contract for Extension of Electric Distribution Line (Rule No. 15)" with SCE;
3. Authorize a Change Order to increase the Purchase Order to SCE by \$261,000 (\$207,357 plus 20% contingency) for SCE improvements for the SR-60/Nason Street Overcrossing Bridge Project from Account Nos. 897.91728 and 414.80429; and
4. Authorize the Public Works Director/City Engineer to execute any subsequent related amendments to the agreement with SCE up to, but not exceeding, the contingency amount of \$53,643 subject to the approval of the City Attorney.

A.9 [APPROVAL OF A THREE-YEAR PHONE AND DATA CONTRACT AND AUTHORIZE THE CITY MANAGER TO EXECUTE A CONTRACT WITH TW TELECOM \(Report of: Financial & Administrative Services Department\)](#)

Recommendation:

1. Approve the Three-Year Voice and Data Service Contract with TW Telecom; and
2. Authorize the City Manager to execute a contract and purchase order with TW Telecom for estimated costs not-to-exceed \$127,500, plus a contingency of \$19,100 (15%).

A.10 [APPROVE THE REVISION OF THE AUTHORIZED SIGNATURE LIST FOR THE CITY'S LOCAL AGENCY INVESTMENT FUND \(LAIF\) INVESTMENT ACCOUNT \(Report of: Financial & Administrative Services Department\)](#)

Recommendation:

Adopt Resolution 2011-104 revising the authorized signature list for the investment of monies in the Local Agency Investment Fund (LAIF)

Resolution No. 2011-104

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Revision of the Authorized Signature List for the City's Local Agency Investment Fund Investment Account

A.11 [RESOLUTION FOR THE ABATEMENT OF PUBLIC NUISANCES \(Report of: Community and Economic Development Department\)](#)

Recommendation:

Adopt Resolution No. 2011-105 of the City of Moreno Valley, California, confirming assessments on certain real properties as outlined in the Property Assessment List in this staff report for the abatement of nuisances.

Resolution No. 2011-105

Resolution of the City Council of the City of Moreno Valley, California, Confirming Statements of Costs Against Real Property Located in the City of Moreno Valley, for Abatements of Public Nuisances and Direction that Said Statements of Costs Constitute a Lien Upon said Properties

A.12 [APPROVAL OF A SERVICE CONTRACT WITH WELLS FARGO INSURANCE SERVICES TO PROVIDE EMPLOYEES' BENEFITS BROKER SERVICES \(CONTINUED FROM OCTOBER 11, 2011 BY A 5-0 VOTE\) \(Report of: Human Resources Department\)](#)

Recommendation:

Approve the service contract with Wells Fargo Insurance Services for the provision of employees' benefits broker services.

A.13 [REQUEST TO RECLASSIFY THE TECHNOLOGY SERVICES DIVISION MANAGER AND REDEVELOPMENT AND NEIGHBORHOOD PROGRAMS ADMINISTRATOR POSITIONS TO DEPUTY DIRECTOR POSITIONS \(Report of: City Manager's Office\)](#)

Recommendation:

Reclassify the Technology Services Division Manager and Redevelopment & Neighborhood Programs Administrator positions to Deputy Director positions and establish the job titles, job descriptions, and salary ranges for the new classifications of "Deputy Community and Economic Development Director" and "Deputy Financial and Administrative Services Director."

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 OCTOBER 11, 2011 \(Report of: City Clerk Department\)](#)

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 OCTOBER 11, 2011 \(Report of: City Clerk Department\)](#)

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 OCTOBER 11, 2011 \(Report of: City Clerk Department\)](#)

Recommendation:

Approve as submitted.

E. PUBLIC HEARINGS

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

- E.1 [PUBLIC HEARING AND ADOPTION OF RESOLUTION REGARDING COUNCILMANIC REDISTRICTING \(PRESENTATION BY NATIONAL DEMOGRAPHIC CORPORATION PRESIDENT DOUGLAS JOHNSON\)](#)
(Report of: City Clerk's Department)

Recommendation: That the City Council:

1. Conduct a second public hearing and select a final redistricting map out of the three proposed redistricting plans of the Councilmanic districts in the City of Moreno Valley; and
2. Adopt Resolution No. 2011-106 repealing Resolution No. 2001-60,

and adjusting the boundaries of Councilmanic districts, identified as Consultant's Draft Plan No. 3, and designating the number of each such district.

Resolution No. 2011-106

A Resolution of the City Council of the City of Moreno Valley, California, Repealing Resolution No. 2001-60, and Adjusting the Boundaries of Councilmanic Districts and Designating the Number of Each Such District

OR

3. Adopt Resolution No. 2011-107 repealing Resolution No. 2001-60, and adjusting the boundaries of Councilmanic districts, identified as Public Plan No. 9 and designating the number of each such district;

Resolution No. 2011-107

A Resolution of the City Council of the City of Moreno Valley, California, Repealing Resolution No. 2001-60, and Adjusting the Boundaries of Councilmanic Districts and Designating the Number of Each Such District

OR

4. Adopt Resolution No. 2011-108 repealing Resolution No. 2001-60, and adjusting the boundaries of Councilmanic districts, identified as Public Plan No. 10 and designating the number of each such district.

Resolution No. 2011-108

A Resolution of the City Council of the City of Moreno Valley, California, Repealing Resolution No. 2001-60, and Adjusting the Boundaries of Councilmanic Districts and Designating the Number of Each Such District

- E.2 [ADOPT RESOLUTION ORDERING THE VACATION OF MOTOR WAY BETWEEN AUTO MALL DRIVE AND EUCALYPTUS AVENUE AND TRANSFER THE PROPERTY TO THE REDEVELOPMENT AGENCY - PROJECT NO. 08-89791725 \(CONTINUED FROM SEPTEMBER 27, 2011 ON A 3-0-2 VOTE, BATEY AND CO ABSENT\) \(Report of: Public Works Department\)](#)

Recommendation: That the City Council:

1. Adopt Resolution No. 2011-98 ordering the vacation of Motor Way, between Auto Mall Drive and Eucalyptus Avenue, excepting and reserving an easement for existing public utilities and access rights in

conformance with California Streets and Highways Code - Chapter 3: Section 8324;

Resolution No. 2011-98

A Resolution of the City Council of the City of Moreno Valley, California, ordering the Vacation of Motor Way between Auto Mall Drive and Eucalyptus Avenue

2. Direct the City Clerk to certify said Resolution and transmit a copy of the Resolution to the office of the County Recorder for recordation as required by California Streets and Highways Code - Chapter 3: Section 8325;
3. Authorize the Mayor to execute Easement Deeds to Parcel "A" of Lot Line Adjustment Number 817, and Parcel 1 of Lot Line Adjustment Number 1008 for ingress and egress along Lot B of Parcel Map 23244 (Motor Way); and
4. Authorize the Mayor to execute a quitclaim deed to transfer real property known as Motor Way between Auto Mall Drive and Eucalyptus Avenue from the City of Moreno Valley, a Municipal Corporation to the Community Redevelopment Agency.

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

G. REPORTS

- G.1 [PUBLIC MEETING REGARDING THE MAIL BALLOT PROCEEDING FOR OMP DEV CACTUS—APN 297-150-055 BALLOTING FOR CSD ZONE M \(Report of: Public Works Department\)](#)

Recommendation: That the CSD:

The Mayor and City Council, acting in their capacity as President and Members of the Board of Directors of the CSD ("CSD Board") accept public comments regarding the mail ballot proceeding for OMP Dev Cactus—Assessor Parcel Number (APN) 297-150-055 for approval of an increase in the annual charge for the CSD Zone M (Commercial, Industrial, and Multifamily Improved Median Maintenance) program.

- G.2 [AUTHORIZE THE DESIGN AND CONSTRUCTION OF A NEW EMERGENCY GENERATOR FOR THE EMERGENCY OPERATIONS CENTER FAMILY CARE CENTER AND UPGRADE THE FUEL TANK AT THE EXISTING GENERATOR - PROJECT NO. 11-24024011 \(Report of: Public Works Department\)](#)

Recommendation: That the City Council:

Authorize the design and construction of a new Emergency Generator for the Emergency Operations Center (EOC) Family Care Center at the Conference and Recreation Center (CRC) and upgrade the fuel tank at the existing generator per the "Analysis and Study for the Existing and Proposed Generator for Civic Center Buildings" by TMAD Taylor & Gaines (TTG).

- G.3 [APPROVE RESOLUTION NO. 2011-109 RATIFYING THE DISMISSAL OF THE JUDICIAL VALIDATION PROCEEDINGS RELATED TO THE CALIFORNIA COMMUNITIES GAS TAX REVENUE CERTIFICATES OF PARTICIPATION, SERIES 2011B TOTAL ROAD IMPROVEMENT PROGRAM \(TRIP\) \(Report of: Financial & Administrative Services Department\)](#)

Recommendation: That the City Council:

Approve Resolution No. 2011-109 ratifying the dismissal of the City's complaint for judicial validation related to the California Communities Gas Tax Revenue Certificates of Participation, Series 2011B Total Road Improvement Program (TRIP)

Resolution No. 2011-109

A Resolution of the City Council of the City of Moreno Valley, California, Approving and Ratifying the Dismissal of the City's Complaint for Judicial Validation related to the California Communities Gas Tax Revenue Certificates of Participation, Series 2011B Total Road Improvement Program (TRIP)

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

H. LEGISLATIVE ACTIONS

- H.1 ORDINANCES - 1ST READING AND INTRODUCTION - NONE
- H.2 ORDINANCES - 2ND READING AND ADOPTION - NONE
- H.3 ORDINANCES - URGENCY ORDINANCES - NONE
- H.4 RESOLUTIONS - NONE

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

Those wishing to speak should complete and submit a BLUE speaker slip to the Bailiff. There is a three-minute time limit per person. All remarks and questions

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October 25, 2011

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: 5

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

Number of Cases: 5

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

ADJOURNMENT