

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

REGULAR MEETING - 6:30 PM
JANUARY 25, 2011

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 6:30 p.m. by Mayor Stewart in the Council Chamber located at 14177 Frederick Street.

PLEDGE OF ALLEGIANCE - The Pledge of Allegiance was led by Council Member William H. Batey II

INVOCATION – Mayor Richard A. Stewart

ROLL CALL

Council:

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

Staff:

Jane Halstead	City Clerk
Ewa Lopez	Deputy City Clerk
William Bopf	Interim City Manager
Richard Teichert	Financial and Administrative Services Director
Robert Hansen	City Attorney
Michelle Dawson	Acting Assistant City Manager
John Anderson	Police Chief
Steve Curley	Fire Chief
Chris Vogt	Public Works Director
Barry Foster	Community and Economic Development Director
Sonny Morkus	Human Resources Director

Paula Smus
Mike McCarty

Acting Library Services Division Manager
Parks and 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

Motion to move Items A.8 and B.3 to Section F, Items Removed from Consent Calendars for Discussion or Separate Action, and move Section F after conclusion of Item D.2 before the MVPFFC meeting by m/Council Member William H. Batey II, s/Mayor Pro Tem Jesse L. Molina
Approved by a vote of 5-0.

Mayor Stewart opened the agenda items for the Consent Calendars for public comments, which were received from Pete Bleckert (Items A4 and A8).

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 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 January 5-18, 2011.

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

Recommendation:

Adopt Resolution No. 2011-09, approving the Check Register for the month of November, 2010 in the amount of \$9,130,109.64.

Resolution No. 2011-09

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

A.5 [NOTICE OF COMPLETION AND ACCEPTANCE FOR KITCHING STREET IMPROVEMENTS FROM CACTUS AVENUE TO ALESSANDRO BOULEVARD - PROJECT NO. 07-50182425 \(Report of: Public Works Department\)](#)

Recommendation:

1. Accept the work as complete for the Kitching Street Improvements from Cactus Avenue to Alessandro Boulevard constructed by Hillcrest Contracting, Inc. (Hillcrest), 1467 Circle City Drive, Corona, CA 92878-1898;
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 Hillcrest, 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.6 [UPDATED STATE AND FEDERAL LEGISLATIVE ADVOCACY PRIORITIES FOR 2011 \(Report of: City Manager's Office\)](#)

Recommendation:

Review and adopt the proposed State and Federal Legislative Advocacy Priorities for 2011.

A.7 [APPROVE AGREEMENT FOR INDEPENDENT AUDIT SERVICES FOR A PERIOD OF 3 YEARS WITH 2 OPTION YEARS \(Report of: Financial & Administrative Services Department\)](#)

Recommendation:

1. Approve a 3-year agreement with two option years with the independent audit firm, Lance Soll & Lunghard, LLP, in an amount not to exceed \$343,070; and
2. Authorize and direct the City Manager to sign the agreement on behalf of the City and its related entities, subject to the City Attorney approval as to legal form.

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

Recommendation:
Approve as submitted.

Motion to continue Item A.7 to February 8, 2011 City Council meeting by m/Mayor Pro Tem Molina, s/Council Member Marcelo Co Approved by a vote of 5-0.

Motion to Approve Joint Consent Calendar Items A1 – D2, except Item A.7, which was continued to February 8, 2011, and Items A.8 and B.3, which were pulled for separate discussion/action. by m/Council Member William H. Batey II, s/Mayor Pro Tem Jesse Molina. Approved by a vote of 5-0.

AGENDA ORDER

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

- A.8 [ADOPTION OF RESOLUTION OF THE CITY OF MORENO VALLEY](#)

[AUTHORIZING THE AMENDING AND RESTATING OF A 1997 PROJECT LEASE AGREEMENT AND APPROVING RELATED DOCUMENTS AND ACTIONS \(CONTINUED FROM JANUARY 11, 2011\) \(Report of: Financial & Administrative Services Department\)](#)

Recommendation:

1. Adopt Resolution No. 2011-01 authorizing the amending and restating of the 1997 Project Lease Agreement and approving related documents and actions;

Resolution No. 2011-01

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Refinancing of a 1997 Project Lease, Approving a Site Lease (Fire Station 65) with the Moreno Valley Community Services District, a Site Lease (City Hall Annex and Fire Station 65) and a Lease Agreement with the Moreno Valley Public Financing Authority and Approving Related Documents and Actions

Motion to Approve by m/Mayor Pro Tem Jesse L. Molina, s/Council Member William H. Batey II
Approved by a vote of 5-0.

2. Authorize the City Manager to approve an agreement for financial advisor services, in an amount not to exceed \$30,000, with Fieldman and Rolapp & Associates to serve as financial advisor for the recommended private placement debt issue; and
3. Authorize the City Manager to approve an agreement for bond counsel services, in amount not to exceed \$30,000, with Best Best & Krieger to serve as bond counsel for the recommended private placement debt issue.

Motion to Approve Recommendations Nos. 2 & 3 by m/Council Member William H. Batey II, s/Mayor Pro Tem Jesse L. Molina
Approved by a vote of 5-0.

- B.3 [ADOPTION OF RESOLUTION OF THE BOARD OF DIRECTORS OF THE MORENO VALLEY COMMUNITY SERVICES DISTRICT APPROVING A SITE LEASE \(FIRE STATION 65\) WITH THE CITY OF MORENO VALLEY \(Report of: Financial & Administrative Services Department\)](#)

Recommendation:

Adopt Resolution No. CSD 2011-02 approving a Site Lease Agreement (Fire Station 65) with the City of Moreno Valley.

Resolution No. CSD 2011-02

A Resolution of the Board of Directors of the Moreno Valley Community Services District Approving a Site Lease (Fire Station 65) with the City of Moreno Valley

Motion to Approve by m/Board Member William H. Batey II, s/Vice President Jesse L. Molina.
Approved by a vote of 5-0.

AGENDA ORDER

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

ANNUAL/REGULAR MEETING OF THE MORENO VALLEY PUBLIC FACILITIES FINANCING CORPORATION (MVPFFC) WAS CALLED TO ORDER AT 6:55 P.M.

ROLL CALL

Richard A. Stewart	President
Jesse L. Molina	Vice President
William H. Batey II	Board Member
Marcelo Co	Board Member
Robin N. Hastings	Board Member

President Stewart opened the agenda item for public comments; there being none, public comments were closed.

No business was conducted.

Motion to adjourn by m/Board Member William H. Batey II, s/Vice President Jesse L. Molina
Approved by a vote of 5-0.

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

ANNUAL/REGULAR MEETING OF THE MORENO VALLEY PUBLIC FINANCING AUTHORITY (MVPFA) WAS CALLED TO ORDER AT 6:57 P.M.

ROLL CALL

Richard A. Stewart	Chairperson
Jesse L. Molina	Vice Chairperson
William H. Batey II	Board Member
Marcelo Co	Board Member
Robin N. Hastings	Board Member

SPECIAL ORDER OF BUSINESS

- 1 [MINUTES - SPECIAL MEETING OF JANUARY 11, 2011 \(Report of: City Clerk's Department\)](#)

Recommendation:

Approve as submitted.

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

Motion to Approve by m/Board Member William H. Batey II, s/Vice Chairperson Jesse L. Molina.
Approved by a vote of 5-0.

- 2 [ADOPTION OF RESOLUTION OF THE BOARD OF DIRECTORS OF MORENO VALLEY PUBLIC FINANCING AUTHORITY \(MVPFA\) AUTHORIZING THE REFINANCING OF 1997 LEASE REVENUE BONDS AND APPROVING RELATED DOCUMENTS AND ACTIONS \(CONTINUED FROM JANUARY 11, 2011\) \(Report of: Financial & Administration Services Department\)](#)

Recommendation:

The Finance Subcommittee recommends that the Board of Directors of the Moreno Valley Public Financing Authority adopt Resolution No. MVPFA 2011-01 authorizing the refinancing of 1997 Lease Revenue Bonds and approving related documents and actions.

Resolution No. MVPFA 2011-01

A Resolution of the Board of Directors of the Moreno Valley Public Financing Authority Authorizing the Refinancing of 1997 Lease Revenue Bonds, Approving a Site Lease (City Hall Annex and Fire Station 65) and a Lease Agreement with the City of Moreno Valley, and Approving Related Documents and Actions

Motion to approve by m/Board Member Robin N. Hastings, s/Board Member William H. Batey II.
Approved by a vote of 5-0.

Motion to adjourn by m/Board Member William H. Batey II, s/Board Member Robin N. Hastings
Approved by a vote of 5-0.

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

ANNUAL/REGULAR MEETING OF THE MORENO VALLEY INDUSTRIAL DEVELOPMENT AUTHORITY (IDA) WAS CALLED TO ORDER AT 6:59 P.M.

ROLL CALL

Richard A. Stewart	Chairperson
Jesse L. Molina	Vice Chairperson
William H. Batey II	Board Member
Marcelo Co	Board Member
Robin N. Hastings	Board Member

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

No business was conducted.

Motion to adjourn by m/Board Member Robin N. Hastings, s/Board Member William H. Batey II
Approved by a vote of 5-0.

ADJOURNMENT

RECONVENED 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 AT 7:00 P.M.

E. PUBLIC HEARINGS - NONE

G. REPORTS

AGENDA ORDER

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

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

Reports were given by: Eric H. Whittemore, Traffic Safety Commission; Carrie V. Morris, Senior Citizen's Board; Kim M. Nelson, Recreational Trails Board; Rick De Jong, Planning Commission; Virgil L. Chancy, Parks and Recreation Commission; Beverly A. Crockett, Library Commission; Jan Beyers, Environmental and Historical Preservation Board; and Suzi Zuppardo, Arts Commission.

G.3 [A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, APPROVING AN EMPLOYMENT AGREEMENT BETWEEN THE CITY OF MORENO VALLEY AND HENRY T. GARCIA FOR THE POSITION OF CITY MANAGER \(Report of: Human Resources Department\)](#)

Recommendation: That the City Council:

1. Adopt Resolution No. 2011-10, approving an Employment Agreement Between the City of Moreno Valley and Henry T. Garcia for the Position of City Manager; and

Resolution No. 2011-10

A Resolution of the City Council of the City of Moreno Valley, California, Approving an Employment Agreement Between the City of Moreno Valley and Henry T. Garcia for the Position of City Manager

2. Take action to approve the Employment Agreement between the City of Moreno Valley and Henry T. Garcia for the position of City Manager.

Mayor Stewart opened the agenda item for public comments, which were received from Kim Nelson, Marcia Amino, Daryl Terrell, Michael Greco, Carlos Ramirez, Carl Rowe, Tom Jerele Sr., Cindy Tumbleson, Oscar Valdepena (on behalf of Moreno Valley Chamber), Michael Geller, and Frank Wright.

Motion to approve and authorize the mayor to sign documents by m/Mayor Pro Tem Jesse L. Molina, s/Council Member Marcelo Co Approved by a vote of 3-2, Council Members William H. Batey and Council Member Robin N. Hastings opposed.

AGENDA ORDER

G.1 [CITY COUNCIL REPORTS ON REGIONAL ACTIVITIES \(Informational\)](#)

Oral Presentation - not for Council action)

a. Council Member Robin N. Hastings report on Western Riverside Council of Governments (WRCOG)

Council Member Hastings reported that she attended a special WRCOG Executive Committee meeting last week, which was called to authorize staff to proceed with the implementation of a program to provide low interest financing for energy efficiency and water conservation; 25 million dollars was approved for large commercial solar projects and 100 million dollars for residential projects; the program would create about 1350 jobs in construction relating to energy efficiency improvements, and it will provide a mechanism to retrofit thousands of properties and achieve energy savings; training and assessment of homes will be done to find out where the most energy can be saved and what the cost would be; the goal is to make sure that the energy savings are more than the cost of the improvements; this is a phenomenal project for residents, homeowners and for commercial projects; will keep everybody apprised of the progress

a. Report by Mayor Pro Tem Jesse L. Molina on Riverside Transit Agency (RTA)

Mayor Pro Tem Molina announced that the ridership has decreased by 3%; Steps are being taken to increase efficiency and increase ridership. Some changes in the bus routes were implemented, as the existing network is too duplicative; certain areas can be realigned and consolidated to improve productivity by discontinuing service on unproductive areas and improving the time connection between local and regional routes.

The RTA is now gathering letters of support for the federal legislative program supporting public transit in western Riverside County. Improvements to the transit include implementing new technology, reducing duplication of service, improving connectivity to other routes and enhancing service along several major streets and corridors; school, community facilities and housing development is being reviewed to be better served by transit. Encouraged residents to leave a car at home and take a bus; free Go-Passes are available for college students, and “a day to bring a friend with your pass” is being planned.

AGENDA ORDER

H. LEGISLATIVE ACTIONS

H.1 ORDINANCES - 1ST READING AND INTRODUCTION - NONE

H.2 ORDINANCES - 2ND READING AND ADOPTION

H.2 .1 [ORDINANCE NO. 822, 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 (RECEIVED FIRST READING AND INTRODUCTION JANUARY 11, 2011 ON A 4-1 VOTE, HASTINGS OPPOSED) (Report of: Community Development Department)

Recommendation: That the City Council:

Adopt Ordinance No. 822 as amended, amending Chapter 12.14, Police and City of Moreno Valley Rotational Tow Service, of Title 12 of the Moreno Valley Municipal Code.

Ordinance No. 822

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

Mayor Stewart opened the agenda item for public comments, which were received from Glenn Tucker.

Motion to Approve by m/Council Member William H. Batey II, s/Mayor Pro Tem Jesse L. Molina
Approved by a vote of 5-0.

H.3 ORDINANCES - URGENCY ORDINANCES - NONE

H.4 RESOLUTIONS - NONE

AGENDA ORDER

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

Aaron Sandusky, G3 Holistic

1. Medical marijuana

Tony Fabelo

1. Check register

Daryl Terrell

1. Unity of the community; spirit of hope; we can be a world class city

Tom Jerele Sr.

1. Commission and boards reports -impressed with the members
2. Working together
3. Welcomed the new City Manager

Pete Bleckert

1. Budgeting
2. Nason Street bridge
3. Chamber of Commerce breakfasts
4. Moreno Valley electric company

Carolyn Lin, Best Western Moreno Valley Hotel

1. Lost military business
2. Challenge with location

Lonnie Moon

1. Landscaping of parkways on Gentian between Lasselle and Kitching

AGENDA ORDER

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

The City Manager announced the following:

1. His last day will be February 2; thanked staff and the Council for the privilege of serving as an interim city manager; it was real pleasure to work with staff members who assisted him
2. Welcomed new City Manager Henry Garcia; stated that Mr. Garcia was invited to Deficit Reduction Option meeting next Tuesday where first budget cuts will be discussed to have opportunity to see the problem the City is facing
3. Supports mayor's comments that it is not the staff that runs the city; it's the Council that sets the policies and staff is carrying out Council's policies
4. Pointed out that staff has taken 10% cut in salary for the past two years, has not received any merit or cost of leaving increases and probably will face similar situation in the next two years; staffing was reduced by 28%, which means that a lot more is being done by a lot fewer people
5. The general fund has shrunk from 97 million dollars in revenues in 2007 to about 68 million dollars this year; the situation is caused by lack of revenues; is not seeing this situation turning around for about at least two more years
6. Complimented staff for the great job and dedication; feels that the coming years will be better and hopes that in the third year the City will avoid the drastic cuts; is a firm believer in citizens' involvement and support through their volunteer efforts
7. Wished the best the new city manager and the council and thanked again for the privilege of being the interim city manager

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

Council Member William Batey - no comments

Mayor Pro Tem Molina

1. Announced that the Senior Center needs computers and wireless router
2. Recently went on a ride along with PD Deputy Michael Koehler; was impressed with deputy's skills; it was a great experience
3. Went to March Vet Center; many vets have no jobs; this is a good program run by County of Riverside
4. Attended the RTA T-Now meeting, sub-committee of RTA; ridership needs to be improved; glad that improvements are coming along; encouraged residents to leave a car at home and ride a bike or a bus
5. Welcomed the new City Manager
6. Congratulated the outgoing Interim City Manager for a great job

Council Member Co

1. Congratulated everyone for supporting Mr. Garcia
2. Stated that he worked with staff and staff is great; pointed out that we have to work together; now we have a new leader and new opportunities; is very concerned about the City and wants to see the City go up, not down
3. Emphasized that we have to generate revenue, invite good businesses and have a good tax base; the City has a lot of potential and we need to move forward

Council Member Hastings

1. Thanked Interim City Manager Bopf for the great leadership, outstanding job and for giving 150% while working for the City; truly appreciates everything he did for the City
2. Commented on voting on agenda items. Stated that what residents saw at tonight's meeting is a democracy in action; if all council members vote the same, the constituents need to be concerned; the difference of opinions and a discourse is what democracy is all about
3. Had the opportunity to attend several Chamber's events: attended a mixer at Jose restaurant for Hispanic Chamber of Commerce; it was a great event promoting business - appreciates what Chamber does and always looks forward to participate in the mixer
4. Welcomed Mr. Garcia; wished him the best of luck

Mayor Stewart

1. Congratulated Interim City Manager Bopf for his dedication
2. Believes that everyone will give the new City Manager a chance and is confident that everything will work out great

3. Stated that different votes and different opinions mean a democracy

CLOSED SESSION - canceled

ADJOURNMENT

Motion to adjourn by m/Council Member Robin N. Hastings, s/Mayor Pro Tem Jesse L. Molina

Approved by a vote of 5-0.

There being no further business to conduct, the meeting was adjourned at 9:49 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:

Richard A. Stewart, 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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