

**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
October 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 6:32 p.m. by Mayor Stewart in the Council Chamber located at 14177 Frederick Street.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Richard A. Stewart

INVOCATION - Pastor Willie Behrends - Crosswinds Church of Moreno Valley

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
Henry T. Garcia	City Manager
Steve Hargis	Technology Services Division Manager
Robert Hansen	City Attorney
Michelle Dawson	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
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 Richard A. Stewart opened the agenda items for the Consent Calendars for public comments, which were received from Pete Bleckert (Items A.4 and A.5).

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.

Item A.13 was moved to Section F

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.

Motion to Approve Joint Consent Calendar Items A.1 through D.2, except Item A13, which was pulled for separate action, by m/Council Member William H. Batey II, s/Council Member Robin N. Hastings Approved by a vote of 5-0.

E. PUBLIC HEARINGS

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

Mayor Richard A. Stewart opened the public testimony portion of the public hearing. Public testimony was received from Pete Bleckert, Mike Rios, Roy Bleckert, Ruthie Goldkorn, Deanna Reeder, Oscar, Christopher Baca, Violeta Suazo, Abraham Aguilar, Victoria Baca, Louise Palomarez, Radene Ramos Hiers, and Virginia Alvarez speaking on behalf of a group of residents.

**Recess:
Reconvened**

**Motion to Approve Public Plan 9 as revised by m/Council Member Marcelo Co, s/Mayor Pro Tem Jesse L. Molina
Approved by a vote of 3-2, Council Member William H. Batey II, and Council Member Robin N. Hastings opposed.**

Motion to Approve Resolution No. 2011-107 (Recommendation No. 3) with the attachments as revised at the Council meeting, and adjusting

boundaries of Councilmanic Districts, identified as Public Plan 9, as revised at the Council meeting and designating the number of each such district by m/Council Member Marcelo Co, s/Mayor Pro Tem Jesse L. Molina
Approved by a vote of 3-2, Council Member William H. Batey II, and Council Member Robin N. Hastings opposed.

Item E.2 taken after Public Comments

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.

Recommendation: That the RDA:

Authorize The Mayor, acting in his capacity of Chairman of the Board of

Directors of the Community Redevelopment Agency to execute the Acceptance Certification, which will allow the transfer of 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, at such time as the RDA has the authority to execute the acceptance of such documents.

Motion to Continue the item to January 10, 2012 Council Meeting by m/Council Member William H. Batey II, s/Mayor Pro Tem Jesse L. Molina
Approved by a vote of 5-0.

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

- 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."

Mayor Richard A. Stewart opened the item for public comments, which were received from Deanna Reeder

Council Member William H. Batey II made a motion to deny Item A.13. Motion died for lack of second.

Motion to Approve by m/Council Member Marcelo Co, s/Council Member Robin N. Hastings

Mayor Pro Tem Jesse L. Molina made substitute motion:

Substitute Motion to postpone this item to January by m/Mayor Pro Tem Jesse L. Molina, s/Council Member Robin N. Hastings
Approved by a vote of 4-1, Mayor Richard A. Stewart opposed.

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.

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

No action required.

- 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).

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

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

Approved by a vote of 5-0.

- 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)

Mayor Richard A. Stewart opened the agenda item for public comments, which were received from Deanna Reeder.

Motion to Approve by m/Council Member Robin N. Hastings, s/Mayor Pro Tem Jesse L. Molina
Approved by a vote of 5-0.

- 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 taken after Item E.1

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

Public comments taken after Item E1.

Kenny Bell

1. Politics/redistricting

Daryl Terrell

1. Economy/hiring program (submitted "Evidence of Cities with Local Hiring Ordinances" for public record)

Deanna Reeder

1. Public process of redistricting

Roy Bleckert

1. Redistricting process

Pete Bleckert

1. Last week's study session - roads
2. Road commissioner
3. Missing documents

Victoria Baca

1. Redistricting

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

Council Member Hastings

1. Regarding redistricting process - emphasized that her goal was to keep Moreno Valley Ranch West whole; the community split was unnecessary, but we have to move forward
2. A Town Hall meeting for District 3 will be held on October 26, at 6 p.m. at Landmark Middle School - encouraged everyone to come

Council Member Co

1. Thanked everyone who participated in redistricting
2. Addressed issue of reclassification of staff - appreciates staff's hard work, but the Council need to balance the needs; the Council will make a decision in January

Mayor Pro Tem Molina

1. It's not possible to give raises at this time; need to review City's midterm finances. Everyone is working very hard

3. Tried to get a road commissioner, but got overwritten

Council Member Batey

1. Regarding reclassification - if we are going to add to operating expenses, we have to look at the operation as a whole; we have to be mindful about budget and watch expenses

2. Redistricting

3. March of Dime walk for babies, a fundraising for a great cause, will be held at the TownGate Park on Saturday; the last meeting before the walk will be held on October 27 at 5:30 p.m. at the Conference and Recreation Center

Mayor Stewart

1. Was able to see Sketcher retail store - it is huge; it's almost ready to be open; Sketchers started moving products and office staff

2. An arrest was made on Norma Lopez's kidnapping and murder; commended the police department for its dedication in solving this case

3. Redistricting - the only group that asked him for his opinion was the group who prepared Plan No. 9; stated that he gave equal consideration to all submitted plans and wanted a minimum change

CLOSED SESSION - canceled

ADJOURNMENT

Motion to Adjourn: there being no further business to conduct, the meeting was adjourned at 10:22 p.m. by unanimous informal consent. by m/Mayor Pro Tem Jesse L. Molina
Approved by a vote of 5-0.

Submitted by:

City Clerk 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:

Mayor Richard A. Stewart
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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