

**MINUTES**  
**CITY COUNCIL REGULAR MEETING OF THE CITY OF MORENO VALLEY**  
**November 8, 2011**

**CALL TO ORDER**

SPECIAL PRESENTATIONS

1. Star Recycling Awards Presented by Waste Management
2. Proclamation Recognizing Pancreatic Cancer Awareness Month
3. Employee of the Quarter - Ariana Ayala
4. "Business Spotlight"

**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  
November 8, 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 6:38 p.m. by Mayor Richard A. Stewart in the Council Chamber located at 14177 Frederick Street.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Council Member Robin N. Hastings

**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:

Kathy Gross	Executive Assistant
Jane Halstead	City Clerk
Henry T. Garcia	City Manager
Richard Teichert	Financial and Administrative Services Director
Robert Hansen	City Attorney
Michelle Dawson	Assistant City Manager
John Anderson	Police Chief
Steve Curley	Fire Chief
Rick Hartmann	Interim Public Works Director
Barry Foster	Community and Economic Development Director
Mike McCarty	Parks & Community Services Director

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**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**

**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 25, 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 19 - November 1, 2011.

A.4 P08-135 – ACCEPTANCE OF STORM DRAIN EASEMENTS AND EXECUTION OF QUITCLAIM DEEDS TRANSFERRING THE CITY'S TITLE INTEREST IN STORM DRAIN EASEMENTS TO THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT PER THE COOPERATIVE AGREEMENT BETWEEN CITY OF MORENO VALLEY, RIVERSIDE COUNTY FLOOD CONTROL AND WASTE MANAGEMENT COLLECTION AND RECYCLING, INC., DEVELOPER - WASTE MANAGEMENT COLLECTION AND RECYCLING, INC., MORENO VALLEY, CA 92551 (Report of: Community and Economic Development Department)

**Recommendation:**

1. Adopt the proposed resolution authorizing the acceptance of the public storm drain easements per Irrevocable Offers of Dedications recorded as Instrument Numbers 2009-0657602, 2009-0657604 and 2009-0657606 in the Official Records of Riverside County, California;

Resolution No. 2011-110

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Storm Drain

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Easements Per Irrevocable Offers of Dedications Recorded as Instrument Numbers 2009-0657602, 2009-0657604 and 2009-0657606 in the Official Records of Riverside County, California and Execution of Quitclaim Deeds According to the Cooperative Agreement Between the Riverside County Flood Control and Water Conservation District, the City of Moreno Valley and Waste Management Collection and Recycling, Inc.

2. Authorize the Mayor to execute the Quitclaim Deeds transferring all right, title and interest in and to the storm drain easements per Irrevocable Offers of Dedications recorded as Instrument Numbers 2009-0657602, 2009-0657604 and 2009-0657606 in the Official Records of Riverside County, California; and
3. Direct the City Clerk to forward the signed Quitclaim Deeds and the proposed resolution to the Riverside County Flood Control and Water Conservation District for further processing and recordation.

A.5 [PA06-0173 – APPROVAL OF PROPOSED RESOLUTION FOR A SUMMARY VACATION OF A PORTION OF ALESSANDRO BOULEVARD LOCATED EAST OF REDLANDS BOULEVARD, A PORTION OF REDLANDS BOULEVARD LOCATED SOUTH OF ALESSANDRO BOULEVARD, AND AN ALLEY LOCATED SOUTH OF ALESSANDRO BOULEVARD AND EAST OF REDLANDS BOULEVARD. DEVELOPER: PARMJIT SINGH AND SHINDER KAUR, MORENO VALLEY, CA 92555. \(Report of: Community & Economic Development Department\)](#)

**Recommendation:**

1. Adopt the proposed resolution, summarily vacating a portion of Alessandro Boulevard located east of Redlands Boulevard, a portion of Redlands Boulevard located south of Alessandro Boulevard, and an alley located south of Alessandro Boulevard and east of Redlands Boulevard;

Resolution No. 2011-111

A Resolution of The City Council of the City of Moreno Valley, California, Ordering the Summary Vacation of a Portion of Alessandro Boulevard Located East of Redlands Boulevard, a Portion of Redlands Boulevard Located South of Alessandro Boulevard, and an Alley Located South of Alessandro Boulevard and East of Redlands Boulevard

2. Direct the City Clerk to certify said resolution and transmit a copy of the resolution to the County Recorder's office for recording.

- A.6 [ADOPTION OF ORDINANCE No. 828 OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY OF MORENO VALLEY AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM \(RECEIVED FIRST READING AND INTRODUCTION ON OCTOBER 11, 2011, BY A 5-0 VOTE\) \(Report of: Human Resources Department\)](#)

**Recommendation:**

Adopt Ordinance No. 828 – An Ordinance authorizing an amendment to the contract between the City of Moreno Valley and the Board of Administration of the California Public Employees' Retirement System.

Ordinance No. 828

An Ordinance of the City Council of the City of Moreno Valley, California, Authorizing an Amendment to the Contract between the City of Moreno Valley and the Board of Administration of the California Public Employees' Retirement System

- A.7 [ADOPT RESOLUTION NO. 2011-112 APPROVING THE INTERFUND LOAN FROM THE CORPORATE YARD DEVELOPMENT IMPACT FEE FUND TO THE FACILITY CONSTRUCTION FUND IN THE AMOUNT OF \\$2,500,000 \(Report of: Financial & Administrative Services Department\)](#)

**Recommendation:**

Adopt Resolution 2011-112 Approving the Interfund Loan from the Corporate Yard Development Impact Fee Fund to the Facility Construction Fund in the Amount of \$2,500,000 and to authorize the City Manager to execute loan documents.

Resolution No. 2011-112

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing an Interfund Loan between the Corporate Yard Development Impact Fee Fund and the Facility Construction Fund in the Amount of \$2,500,000

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

- A.8 [ADOPT RESOLUTION NO. 2011-113 APPROVING THE INTERFUND LOAN FROM THE LIBRARY DEVELOPMENT IMPACT FEE FUND TO THE FACILITY CONSTRUCTION FUND IN THE AMOUNT OF \\$4,000,000 \(Report of: Financial & Administrative Services Department\)](#)

**Recommendation:**

Adopt Resolution 2011-113 Approving the Interfund Loan from the Library Development Impact Fee Fund to the Facility Construction Fund in the Amount of \$4,000,000 and to authorize the City Manager to execute the loan documents.

Resolution No. 2011-113

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing an Interfund Loan between the Library Development Impact Fee Fund and the Facility Construction Fund in the Amount of \$4,000,000

**Motion to Approve by m/Mayor Pro Tem Jesse L. Molina, s/Council Member Marcelo Co**

**Approved by a vote of 3-2, Council Member William H. Batey II, Council Member Robin N. Hastings opposed.**

**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 25, 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 25, 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 25, 2011 \(Report of: City Clerk Department\)](#)

**Recommendation:**

Approve as submitted.

**Motion to Approve the Joint Consent Calendar Items with the exception of Items A.7 and A.8, which were pulled for separate action, by m/Council Member William H. Batey II, s/Mayor Pro Tem Jesse L. Molina**

**Approved by a vote of 5-0.**

## **E. PUBLIC HEARINGS**

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

President Stewart opened the agenda item for public testimony; there being none, public testimony was closed.

**Recommendation: That the City Council:**

1. Acting in its capacity as President and Members of the Board of Directors of the CSD ("CSD Board"), after conducting the Public Hearing and accepting public testimony, direct the Secretary of the CSD Board (City Clerk) to tabulate the CSD Zone M ballot for OMP Dev Cactus—Assessor Parcel Number ("APN") 297-150-055;
2. Verify and accept the result of the mail ballot proceeding as identified on the Official Tally Sheet;
3. Receive and file with the City Clerk's office the accepted Official Tally Sheet and APN listing; and
4. If approved, authorize and impose the increase in the CSD Zone M (Commercial, Industrial, and Multifamily Improved Median Maintenance) annual charge to APN 297-150-055.

**Motion to Approve Recommendation No. 1 by m/Board Member William H. Batey II, s/Vice President Jesse L. Molina**

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**Approved by a vote of 5-0.**

The Secretary announced the results as follows:

CSD Zone M ballot for OMP Dev Cactus-Assessor Parcel Number ("APN")  
297-150-055: Yes - 1; No - 0; - Passed

**Motion to Approve Recommendations 2, 3, and 4 by m/Board Member  
William H. Batey II, s/Vice President Jesse L. Molina  
Approved by a vote of 5-0.**

E.2 [PUBLIC HEARING AND INTRODUCTION OF ORDINANCE NO. 834  
APPROVING THIRD AMENDMENT TO THE DEVELOPMENT  
AGREEMENT FOR TOWNGATE MIXED-USE DEVELOPMENT \(Report of:  
Community & Economic Development Department\)](#)

Mayor Richard A. Stewart opened the public testimony portion of the public hearing. Public testimony was received from Pete Bleckert, Deanna Reeder, Roy Bleckert, and John Loper.

**Recommendation: That the City Council:**

1. After conducting the public hearing, introduce Ordinance No. 834 approving the Third Amendment to the Annexation and Development Agreement for the TownGate Mixed Use Development; and

Ordinance No. 834

An Ordinance of the City Council of the City of Moreno Valley, California, Approving the Third Amendment to the Annexation and Development Agreement Between the City of Moreno Valley, RIR Associates and Ryder Homes Relative to the Development Known as Moreno Valley Mixed Use Development (Towngate)

2. Authorize the Mayor to execute the Third Amendment to the Annexation and Development Agreement for the TownGate Mixed Use Development.

**Motion to Approve by m/Council Member William H. Batey II,  
s/Council Member Robin N. Hastings  
Approved by a vote of 4-0-1, Mayor Pro Tem Jesse L. Molina recused  
himself.**

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



Mayor Richard A. Stewart opened the agenda items A.7 and A.8 for public comments that were previously pulled from Consent Calendars for separate action, which were received from Deanna Reeder.

## G. REPORTS

- G.1 [PUBLIC MEETING REGARDING THE MAIL BALLOT PROCEEDING FOR APNS 481-281-059 and 481-281-060 BALLOTING FOR NPDES \(Report of: Public Works Department\)](#)

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

**Recommendation: That the City Council:**

Accept public comments regarding the mail ballot proceeding for Assessor Parcel Numbers (APNs) 481-281-059 and 481-281-060 for approval of the National Pollutant Discharge Elimination System (NPDES) maximum commercial/industrial regulatory rate.

- G.2 [MEDIA AND COMMUNICATIONS STRATEGY \(CONTINUED FROM OCTOBER 11, 2011 ON A 4-0-1 VOTE, MOLINA ABSENT\) \(Report of: City Manager's Office\)](#)

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

**Recommendation: That the City Council:**

Approve the proposed Media and Communications Strategy.

**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.**

- G.3 [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

Anonymous #1

1. Inquiry regarding what happened to the funds from March Life Care check
2. Streets Paved
3. Chamber of Commerce

Deanna Reeder

1. Rebuttal Time
2. Planning Commission Meeting
3. Public Safety Meeting
4. Events Calendar Accuracy

Daryl Terrell

1. Economic Future

Anonymous #2

1. Development and purchasing of bonds
2. Let the consumer decide

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

Council Member William H. Batey II

1. Correction made to the speaker's comment regarding the check for Cactus Avenue - it was presented by March Life Care not by any of the Chambers of Commerce here in town
2. Installation of LED lights in Loma Linda and Southern California Edison Rebates
3. Street Lights blinking in the City this past weekend - public doesn't have a number to call when staff is out of the office

### Mayor Pro Tem Jesse L. Molina

1. Thanked residents for sharing and giving opinions
2. Email Blasts, Twitter and Facebook
3. Gang Violence Prevention
4. Thanked Roy for his comments
5. Encouraged everyone to believe and come together as a community

### Council Member Marcelo Co

1. Recession and looking forward to future and coming together
2. Infrastructures are needed to attract businesses, revenues, and jobs
3. Most families are in survival mode
4. Receives calls everyday asking where the jobs are

### Council Member Robin N. Hastings

1. March Life Care support for the signage - where is the money?
2. Deanna is correct that the signs are for the Veterans
3. Tomorrow from 9:00 p.m. to 4:00 a.m. road closure on 60 freeway going through Banning Pass
4. Mounting Patrols - Contact Sgt Joel Morales 486-6714
5. Rancho Verde High School 5k Run was held Saturday - benefited all the high schools; thanked Mike Mullen for all races being put on; thanked Fire Department, Fire Fighters; talked to all the kids

### Mayor Richard A. Stewart

1. A retail store in a glass building on the east side of Sketchers had recently a soft opening. The official opening will be held this Saturday, November 12. Evander Holyfield will be signing autographs from 2-4 p.m.

2. Veterans Day Sunset Ceremony will be held at 4:30 p.m. with featured speakers Col. Mary Aldrian and Supervisor Ashley. Riverside County Sheriff Mounted Posse Color Guard will also be present
3. Media Reputation
4. Commended Chief Anderson for responding quickly to the shooting that took place on Halloween
5. School Task Force

**CLOSED SESSION - Cancelled**

**ADJOURNMENT**

There being no further business to conduct, the meeting was adjourned at 9:05 p.m. by unanimous informal consent.

Submitted by:

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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:

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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