



AGENDA
CITY COUNCIL OF THE CITY OF MORENO VALLEY
MORENO VALLEY COMMUNITY SERVICES DISTRICT
CITY AS SUCCESSOR AGENCY FOR THE
COMMUNITY REDEVELOPMENT AGENCY OF
THE CITY OF MORENO VALLEY
MORENO VALLEY HOUSING AUTHORITY
BOARD OF LIBRARY TRUSTEES

June 12, 2012

SPECIAL PRESENTATIONS – 6:00 P.M.
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.

William H. Batey II, Mayor Pro Tem
Jesse L. Molina, Council Member

Richard A. Stewart, Mayor

Robin N. Hastings, Council Member
Marcelo Co, Council Member

AGENDA
CITY COUNCIL OF THE CITY OF MORENO VALLEY
June 12, 2012

CALL TO ORDER

SPECIAL PRESENTATIONS

- [1. Officer of the Quarter Presentation to Officer Robert Mills](#)
- [2. Proclamation Recognizing Police Chief John Anderson](#)
- [3. "Spotlight on Moreno Valley Business"](#)
 - a) Fitness 19
 - b) Berrybean Café

**AGENDA
JOINT MEETING OF THE
CITY COUNCIL OF THE CITY OF MORENO VALLEY
MORENO VALLEY COMMUNITY SERVICES DISTRICT
CITY AS SUCCESSOR AGENCY FOR THE
COMMUNITY REDEVELOPMENT AGENCY OF THE
CITY OF MORENO VALLEY
MORENO VALLEY HOUSING AUTHORITY
AND THE BOARD OF LIBRARY TRUSTEES**

***THE CITY COUNCIL RECEIVES A SEPARATE STIPEND FOR CSD
MEETINGS***

**REGULAR MEETING - 6:30 PM
JUNE 12, 2012**

CALL TO ORDER

(Joint Meeting of the City Council, Community Services District, City as Successor Agency for the Community Redevelopment Agency, Housing Authority 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 Lupe Gonzalez - Templo de Milagros International

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

AGENDA
June 12, 2012

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, City as Successor Agency for the Redevelopment Agency, Housing Authority 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 MAY 22, 2012 \(Report of: City Clerk Department\)](#)

Recommendation:
Approve as submitted.

A.3 [AUTHORIZATION TO AWARD THE CONSTRUCTION CONTRACT TO HILLCREST CONTRACTING, INC. FOR PERRIS BOULEVARD WIDENING FROM PERRIS VALLEY STORM DRAIN LATERAL "B" TO CACTUS AVENUE - PROJECT NO. 11-41570125 \(Report of: Public Works Department\)](#)

Recommendation:

1. Award the construction contract to Hillcrest Contracting, Inc. (Hillcrest), 1467 Circle City Drive, Corona, CA 92879, the lowest responsible bidder, for the Perris Boulevard Widening from Perris Valley Storm Drain Lateral "B" to Cactus Avenue project;
2. Authorize the City Manager to execute the construction contract with Hillcrest;
3. Authorize the issuance of a Purchase Order to Hillcrest in the amount of \$3,939,216.13 (\$3,282,680.11 for the Base Bid and awarded Alternates, plus 20% contingency) when the contract has been signed by all parties;
4. Authorize the Public Works Director/City Engineer to execute any

subsequent change orders to the contract with Hillcrest, up to but not to exceed the Purchase Order contingency of \$656,536.02, subject to the approval of the City Attorney; and

5. Authorize the Public Works Director/City Engineer to record the Notice of Completion once he determines the work is complete, accept the improvements into the City's maintained system, and release the retention to Hillcrest, if no claims are filed against the project.

A.4 [ACCEPTANCE AND APPROPRIATION OF \\$1,000,000 STATE-LOCAL PARTNERSHIP PROGRAM \(SLPP\) FUNDS FOR SR-60/NASON STREET OVERCROSSING IMPROVEMENT PROJECT - PROJECT NO. 07-41570024 \(Report of: Public Works Department/CPD\)](#)

Recommendation:

Accept and appropriate the \$1,000,000 State-Local Partnership Program (SLPP) grant for the SR-60/Nason Street Overcrossing Improvement Project from the California Transportation Commission (CTC).

A.5 [NOTICE OF COMPLETION AND ACCEPTANCE OF STREET IMPROVEMENTS FOR LOCAL STREET PAVEMENT RESURFACING, PROJECT NO. 12-22679728 \(Report of: Public Works Department/CPD\)](#)

Recommendation:

1. Accept the work as complete for the Local Street Pavement Resurfacing constructed by All American Asphalt, PO Box 2229, Corona, CA 92878;
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 & Administrative Services Director to release the retention to All American Asphalt 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 [APPROVAL OF THE CALCULATION OF THE MORENO VALLEY COMMUNITY FACILITIES DISTRICT NO. 4-MAINTENANCE MAXIMUM SPECIAL TAX RATE FOR FISCAL YEAR 2012/13 \(Report of: Public Works Department\)](#)

Recommendation:

Acting in its capacity as the legislative body of Moreno Valley Community Facilities District No. 4-Maintenance (“CFD No. 4-M” or “District”) approve and adopt Resolution No. 2012-39, approving the calculation of the Community Facilities District No. 4-M maximum special tax rate for Fiscal Year 2012/13.

Resolution No. 2012-39

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Calculation of the Community Facilities District No. 4-Maintenance Maximum Special Tax Rate for Fiscal Year 2012/13

A.7 [APPROVING THE CALCULATION OF THE MAXIMUM SPECIAL TAX FOR MORENO VALLEY COMMUNITY FACILITIES DISTRICT NO. 5 FOR FISCAL YEAR 2012/13 \(Report of: Public Works Department\)](#)

Recommendation:

Acting in its capacity as the legislative body of Moreno Valley Community Facilities District No. 5 adopt Resolution No. 2012-40, approving the calculation of the maximum special tax for Moreno Valley Community Facilities District No. 5 for fiscal year 2012/13.

Resolution No. 2012-40

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Calculation of the Maximum Special Tax for Moreno Valley Community Facilities District No. 5 for Fiscal Year 2012/13

A.8 [APPROVAL OF THE CALCULATION OF THE MORENO VALLEY COMMUNITY FACILITIES DISTRICT NO. 3 \(AUTO MALL REFINANCING \) MAXIMUM SPECIAL TAX RATE FOR FISCAL YEAR 2012/13 \(Report of: Public Works Department\)](#)

Recommendation:

Acting in its capacity as the legislative body of the Moreno Valley Community Facilities District (CFD) No. 3 (Auto Mall Refinancing) (“CFD No. 3” or “District”), approve and adopt Resolution No. 2012-41 to approve the calculation of the Community Facilities District No. 3 maximum special tax rate for fiscal year (FY) 2012/13.

Resolution No. 2012-41

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Calculation of the Community Facilities District No. 3 (Auto Mall Refinancing) Maximum Special Tax Rate for Fiscal Year 2012/13

A.9 [APPROVAL OF THE CALCULATION OF THE MORENO VALLEY COMMUNITY FACILITES DISTRICT NO. 87-1 \(TOWNGATE \) MAXIMUM SPECIAL TAX RATE FOR FISCAL YEAR 2012/13 \(Report of: Public Works Department\)](#)

Recommendation:

Acting in its capacity as the legislative body of the Moreno Valley Community Facilities District (CFD) No. 87-1 (Towngate) ("CFD No. 87-1" or "District") approve and adopt Resolution No. 2012-42 to approve the calculation of the Community Facilities District No. 87-1 Special Tax rate for fiscal year (FY) 2012/13.

Resolution No. 2012-42

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Calculation of the Community Facilities District No. 87-1 (Towngate) Maximum Special Tax Rate for Fiscal Year 2012/13

A.10 [APPROVAL OF THE CALCULATION OF THE MORENO VALLEY COMMUNITY FACILITES DISTRICT NO. 87-1 \(TOWNGATE\) IMPROVEMENT AREA NO. 1 MAXIMUM SPECIAL TAX RATE FOR FISCAL YEAR 2012/13 \(Report of: Public Works Department\)](#)

Recommendation:

Acting in its capacity as the legislative body of the Moreno Valley Community Facilities District (CFD) No. 87-1 (Towngate), Improvement Area No. 1 ("CFD No. 87-1, Improvement Area No. 1" or "District") approve and adopt Resolution No. 2012-43 to approve the calculation of the CFD No. 87-1, Improvement Area No. 1, Special Tax rate for fiscal year (FY) 2012/13.

Resolution No. 2012-43

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Calculation of the Community Facilities District No. 87-1 (Towngate) Improvement Area No. 1 Maximum Special Tax Rate for Fiscal Year (FY) 2012/13

A.11 [APPROVE UPDATES TO MORENO VALLEY ELECTRIC UTILITY SOLAR PROGRAM \(Report of: Public Works Department\)](#)

Recommendation:

Approve the updated Moreno Valley Electric Utility (MVU) Solar Program.

A.12 [AUTHORIZATION TO AWARD AN INDEPENDENT CONTRACTOR AGREEMENT FOR FIRE PLAN CHECK SERVICES TO DENNIS GRUBB](#)

& ASSOCIATES (Report of: Fire Department)

Recommendation:

1. Approve a five year Independent Contractor Agreement with Dennis Grubb & Associates for Fire Plan Check Services not to exceed \$600,000;
2. Authorize the City Manager to execute the Agreement with Dennis Grubb & Associates; and
3. Authorize the City Manager to approve the annual purchase orders issued to Dennis Grubb & Associates.

A.13 APPROVAL OF MEMORANDUM OF UNDERSTANDING WITH PUBLIC ENTITY RISK MANAGEMENT AUTHORITY (PERMA) FOR PROPERTY AND CASUALTY INSURANCE PRODUCT LINES (Report of: Human Resources Department/Risk Management)

Recommendation:

1. Approve a Memorandum of Understanding with Public Entity Risk Management Authority (PERMA) for Property and Casualty Insurance Product Lines; and
2. Authorize the City Manager to extend the annual contract for up to four consecutive years, if deemed to meet the City's best interests.

A.14 APPROVE A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, TO AMEND THE ELECTRIC RATES TO INCLUDE RATE SCHEDULES AND ASSOCIATED AGREEMENTS FOR ECONOMIC DEVELOPMENT RATE – NEW BUSINESS OR EXPANDED LOAD CUSTOMERS AND ECONOMIC DEVELOPMENT RATE – BUSINESS RETENTION FOR MORENO VALLEY UTILITY (Report of: Public Works Department)

Recommendation:

1. Approve Resolution No. 2012-44 amending the Electric Rates to include rate schedules for the Economic Development Rate ED – New Business or Expanded Load Customers and Economic Development Rate BR – Business Retention for Moreno Valley Utility

Resolution No. 2012-44

A Resolution of the City Council of the City of Moreno Valley, California, to Amend the Electric Rates to Include Rate Schedules and Associated Agreements for the Economic Development Rate – New Business or Expanded Load Customers and Economic

Development Rate – Business Retention for Moreno Valley Utility

2. Authorize the City Manager to execute, on behalf of the City Council, the required Economic Development Rate Agreement for Business Retention pursuant to Schedule ED-BR - Economic Development – Business Retention Rate; and
3. Authorize the City Manager to execute, on behalf of the City Council, the required Economic Development Rate Agreement for New or Expanded Load Electric Service Customer pursuant to Schedule ED - Economic Development Rate.

A.15 [APPROVAL OF SUCCESSOR MEMORANDA OF UNDERSTANDING BETWEEN THE CITY OF MORENO VALLEY AND THE MORENO VALLEY CITY EMPLOYEES ASSOCIATION, MORENO VALLEY MANAGEMENT ASSOCIATION AND MORENO VALLEY CONFIDENTIAL MANAGEMENT EMPLOYEES FOR THE PERIOD OF JULY 1, 2012 THROUGH JUNE 30, 2015 \(Report of: Human Resources Department\)](#)

Recommendation:

1. Approve the successor Memoranda of Understanding (MOUs) between the City of Moreno Valley and the Moreno Valley City Employees Association, Moreno Valley Management Association and Moreno Valley Confidential Management Employees for the period of July 1, 2012 through June 30, 2015;
2. Extend the economic provisions of these Agreements to unrepresented classifications as specified in this report;
3. Approve updates to the Salary Schedule and Personnel Rules & Regulations to incorporate revisions as specified in the MOUs; and
4. Authorize the Financial and Administrative Services Director to adjust operating budgets to reflect the Council's approval of the recommended actions.

A.16 [CONFLICT OF INTEREST CODE – AGENCY REVIEW \(Report of: City Clerk Department\)](#)

Recommendation:

As the Code reviewing body of the City of Moreno Valley, direct each agency, which has adopted a Conflict of Interest Code pursuant to the provisions of the Political Reform Act of 1974 (Government Code §87100, et. seq.), to review its Conflict of Interest Code, and if a change is necessary, to submit its biennial report to the City Clerk no later than October 1, 2012.

A.17 [APPROVE BUDGETS AND BUDGET AMENDMENTS TO THE REVISED OPERATING BUDGET FOR FISCAL YEAR 2012/13 \(Report of: Financial & Administrative Services Department\)](#)

Recommendation:

1. The Finance Subcommittee recommends that the City Council: Adopt Resolution No. 2012-49, approving Amendments to the Revised Operating Budget for the City of Moreno Valley for FY 2012/13, pursuant to the appropriations and Position Control Roster presented in Exhibits A through C to the Resolution;

Resolution No. 2012-49

A Resolution of the City Council of the City of Moreno Valley, California, Adopting the Amendments to the Operating Budget for Fiscal Year 2012/13

2. Acting in its capacity as the Successor Agency to the Community Redevelopment Agency of Moreno Valley, adopt Resolution No. 2012-50, establishing a budget for the Successor Agency for FY 2012/13; pursuant to the appropriations presented in Exhibit A to the Resolution; and

Resolution No. 2012-50

A Resolution of the City of Moreno Valley as Successor Agency to the Community Redevelopment Agency of the City of Moreno Valley, California, Adopting the Operating Budget for Fiscal Year 2012/13

A.18 [CITY COUNCIL REPORTS ON REIMBURSABLE ACTIVITIES \(Report of: City Clerk's Department\)](#)

Recommendation:

Receive and file the Reports on Reimbursable Activities for the period of May 16 – June 5, 2012.

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 22, 2012 \(Report of: City Clerk Department\)](#)

Recommendation:

Approve as submitted.

B.3 [AWARD OF CONTRACT – MORENO VALLEY COMMUNITY SERVICES DISTRICT PROJECT NO. DSG-2/12-13 \(MAINTENANCE OF PARKWAY AND MEDIAN LANDSCAPING AND IRRIGATION\) AND ZONE D BUDGET ADJUSTMENT TO PROVIDE FOR ZONE D LANDSCAPE PROGRAM SERVICES \(Report of: Public Works Department\)](#)

Recommendation:

1. Approve the Agreement for CSD Project No. DSG-2/12-13 (the “Agreement”) with Mariposa Landscapes, Inc.;
2. Authorize the President of the CSD Board to execute said Agreement with Mariposa Landscapes, Inc.;
3. Authorize the appropriation of an additional \$45,424 from Zone D Fund Balance to Account No. 181.78110.6261 (Standard Landscape Maintenance Administration) to fund the increased cost of Zone D landscape maintenance services; and
4. Authorize the Purchasing Division Manager, to issue purchase orders on July 1, 2012 to Mariposa Landscapes, Inc., in the amounts of:
 - a) One hundred fifty-five thousand seven hundred eighty-four and 00/100 dollars (\$155,784.00) for twelve (12) months of base maintenance services; and
 - b) Ten thousand one hundred and 00/100 dollars (\$10,100.00) for anticipated Additional Work, per Exhibit C, Section 2, paragraph E, of the Agreement.

B.4 [APPROVAL OF THE CALCULATION OF THE MORENO VALLEY COMMUNITY FACILITIES DISTRICT NO. 1 MAXIMUM SPECIAL TAX RATE FOR FISCAL YEAR 2012/13 \(Report of: Public Works Department\)](#)

Recommendation:

Acting in its capacity as President and Members of the Board of Directors of the CSD (“CSD Board”) and as the legislative body of Community Facilities District No. 1 (“CFD No. 1” or “District”) approve and adopt Resolution No. CSD 2012-07 approving the calculation of the Community Facilities District No. 1 maximum special tax rate for fiscal year 2012/13.

Resolution No. CSD 2012-07

A Resolution of the Moreno Valley Community Services District of the City

of Moreno Valley, California, Approving the Calculation of the Community Facilities District No. 1 Maximum Special Tax Rate for Fiscal Year 2012/13

- B.5 [APPROVE THE FIRST EXTENSION AGREEMENT FOR PROJECT NO. E-81415/11 \(MAINTENANCE OF PARKWAY AND MEDIAN LANDSCAPING AND IRRIGATION\) FOR PROMONTORY PARK/MAHOGANY FIELDS/CELEBRATIONS AND INCLUSION OF MAINTENANCE OF PARKWAY AND MEDIAN LANDSCAPING AND IRRIGATION FOR ZONE E-12 STONERIDGE RANCH \(Report of: Public Works Department\)](#)

Recommendation:

1. Approve the First Extension to the Agreement for CSD Project No. E-81415/11 (the "Agreement") with Merchants Landscape Services, Inc., which includes the added parkway landscape maintenance area for Zone E-12 Stoneridge Ranch;
2. Authorize the President of the CSD Board to execute said Extension Agreement with Merchants Landscape Services, Inc.; and
3. Authorize the Purchasing Division Manager to issue purchase orders for fiscal year (FY) 2012/13 to Merchants Landscape Services, Inc., in the cumulative amounts of:
 - a) Eighty-one thousand one hundred and ninety-four and 64/100 dollars (\$81,194.64) for twelve (12) months of base maintenance services; and,
 - b) Seventeen thousand three hundred and 00/100 dollars (\$17,300.00) for anticipated Additional Work, per Exhibit C, Section 2, paragraph E, of the Agreement.

- B.6 [AWARD OF CONTRACT – MORENO VALLEY COMMUNITY SERVICES DISTRICT ZONE M \(MEDIANS\) PROJECT NO. M/12-13 \(MAINTENANCE OF MEDIAN-MONUMENT-PARKWAY LANDSCAPING AND IRRIGATION\) AND INCLUSION OF MAINTENANCE OF THE PARKWAY AND MEDIAN LANDSCAPING AND IRRIGATION FOR ZONE S \(SUNNYMEAD BOULEVARD\) \(Report of: Public Works Department\)](#)

Recommendation:

1. Approve the Agreement for CSD Project No. M/12-13 Maintenance of Median-Monument-Parkway Landscaping and Irrigation (the "Agreement") with TruGreen Landcare, which will include the added maintenance of the median and parkway landscape areas for Zone S (Sunnymead Boulevard);

2. Authorize the CSD Board President to execute the Agreement with TruGreen Landcare; and
3. Authorize the Purchasing Division Manager, to issue purchase orders for fiscal year (FY) 2012/13 to TruGreen Landcare, in the cumulative amounts of:
 - a) Seventy thousand four hundred thirty-five and 91/100 dollars (\$70,435.91) for twelve (12) months of base maintenance services and;
 - b) Five thousand eight hundred and 00/100 dollars (\$5,800.00) for anticipated Additional Work, per Exhibit C, Section 2, paragraph E. of the Agreement.

B.7 [APPROVE BUDGETS AND BUDGET AMENDMENTS TO THE REVISED OPERATING BUDGET FOR FISCAL YEAR 2012/13 \(Report of: Financial & Administrative Services Department\)](#)

Recommendation:

Acting in its capacity as the President and Board of Directors of the Moreno Valley Community Services District, adopt Resolution No. CSD 2012-19, approving Amendments to the Revised Operating Budget for the Moreno Valley Community Services District for FY 2012/13, pursuant to the appropriations and Position Control Roster presented in Exhibits A through C to the Resolution;

Resolution No. CSD 2012-19

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Adopting the Amendments to the Operating Budget for Fiscal Year 2012/13

C. CONSENT CALENDAR - HOUSING AUTHORITY

C.1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

C.2 [MINUTES - REGULAR MEETING OF MAY 22, 2012 \(Report of: City Clerk Department\)](#)

Recommendation:

Approve as submitted.

C.3 [APPROVE BUDGETS AND BUDGET AMENDMENTS TO THE REVISED OPERATING BUDGET FOR FISCAL YEAR 2012/13 \(Report of: Financial & Administrative Services Department\)](#)

Recommendation:

Acting in its capacity as the Moreno Valley Housing Authority, adopt Resolution No. HA 2012-06, establishing a budget for the Housing Authority for FY 2012/13; pursuant to the appropriations presented in Exhibit A to the Resolution.

Resolution No. HA 2012-06

A Resolution of the Moreno Valley Housing Authority of the City of Moreno Valley, California, Adopting the Operating Budget for Fiscal Year 2012/13

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 22, 2012 \(Report of: City Clerk Department\)](#)

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 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 \(FY\) 2012/2013 ANNUAL RATES \(Report of: Community & Economic Development Department\)](#)

Recommendation: That the City Council:

1. Conduct a Public Hearing to consider all objections or protests of the "NPDES Regulatory Rate Schedule for New Residential and Common Interest, Commercial, Industrial and Quasi-Public Use Development" as provided in the Public Notice; and
2. Adopt "Resolution No. 2012-52, a Resolution of the City of Moreno Valley, California, Authorizing and Approving the Levy of the National

Pollutant Discharge Elimination System (NPDES) Regulatory Rate for New Residential and Common Interest, Commercial, Industrial and Quasi-Public Use Development on the County of Riverside Property Tax Roll.”

Resolution No. 2012-52

A Resolution of the City of Moreno Valley, California, Authorizing and Approving the Levy of the National Pollutant Discharge Elimination System (NPDES) Regulatory Rate for new Residential and Common Interest, Commercial, Industrial and Quasi-Public Use Development on the County of Riverside Property Tax Rolls

E.2 [PUBLIC HEARING AND ADOPTION OF RESOLUTION ESTABLISHING APPROPRIATIONS \(“GANN”\) LIMIT FOR THE CITY OF MORENO VALLEY FOR FISCAL YEAR 2012-13 \(Report of: Financial & Administrative Services Department\)](#)

Recommendation: That the City Council:

1. Conduct a Public Hearing to receive public comments on the City’s appropriations limit for Fiscal Year 2012-13; and
2. Adopt Resolution No. 2012-45 establishing the appropriations limit at \$93,811,748 for the City of Moreno Valley for Fiscal Year 2012-13.

Resolution No. 2012-45

A Resolution of the City Council of the City of Moreno Valley, California, Establishing the Appropriations Limit for Fiscal Year 2012-13

E.3 [PUBLIC HEARING AND ADOPTION OF RESOLUTION ESTABLISHING APPROPRIATIONS \(“GANN”\) LIMIT FOR THE MORENO VALLEY COMMUNITY SERVICES DISTRICT FOR FISCAL YEAR 2012-13 \(Report of: Financial & Administrative Services Department\)](#)

Recommendation: That the CSD:

1. Conduct a Public Hearing to receive public comments on the Moreno Valley Community Services District’s appropriations limit for Fiscal Year 2012-13; and
2. Adopt Resolution No. CSD 2012-08, establishing the appropriations limit at \$15,117,121 for the Moreno Valley Community Services District for Fiscal Year 2012-13.

Resolution No. CSD 2012-08

A Resolution of the Moreno Valley Community Services District
Establishing the Appropriations Limit for Fiscal Year 2012-13

- E.4 [A PUBLIC HEARING ON A MUNICIPAL CODE AMENDMENT \(PA12-0008\) TO REVISE PORTIONS OF THE CITY'S SIGN CODE IN SECTION 9.12.060.D TO ALLOW FOR INCREASED SIGN COPY AREA AND HEIGHT FOR DRIVE-THROUGH RESTAURANT MENU BOARDS \(Report of: Community & Economic Development Department\)](#)

Recommendation: That the City Council:

1. RECOGNIZE that application PA12-0008 (Municipal Code Amendment) will not have a significant effect on the environment and is therefore exempt from the provisions of the California Environmental Quality Act (CEQA), per CEQA Guidelines Section 15305, Minor Alterations to Land Use Limitations, as a Class 5 Categorical Exemption; and
2. INTRODUCE Ordinance No. 847 thereby APPROVING Municipal Code Amendment PA12-0008, based on the findings in the City Council Ordinance.

Ordinance No. 847

An Ordinance of the City Council of the City of Moreno Valley, California, Approving Application PA12-0008 Amending the Municipal Code to Increase the Maximum Height and Sign Area for Menu Boards in the City's Sign Code in Section 9.12.060.D.

- E.5 [PUBLIC HEARING TO CONSIDER THE STAFF RECOMMENDED RESOLUTIONS APPROVING THE CONTINUANCE OF CURRENT MORENO VALLEY COMMUNITY SERVICES DISTRICT ANNUAL PARCEL CHARGES PROPOSED FOR FISCAL YEAR 2012/13 \(Report of: Public Works Department\)](#)

Recommendation: That the CSD:

1. Conduct a Public Hearing to consider the continuance of current Moreno Valley Community Services District annual parcel charges proposed for FY 2012-13 and to approve and adopt the following proposed resolutions:

Resolution No. CSD 2012-09 to approve the calculation of the Zone A charges;

Resolution No. CSD 2012-09

A Resolution of the Moreno Valley Community Services District of the

City of Moreno Valley, California, Approving the Calculation of the Parcel Charge for Providing Zone A (Parks and Community Services) Services During Fiscal Year 2012/2013

2. Resolution No. CSD 2012-10 to approve the calculation of the Zone B charges;

Resolution No. CSD 2012-10

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Calculation of the Parcel Charge for Providing Zone B (Residential Street Lighting) Services During Fiscal Year 2012/2013

3. Resolution No. CSD 2012-11 to approve the calculation of the Zone C charges;

Resolution No. CSD 2012-11

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Calculation of the Parcel Charge for Providing Zone C (Arterial Street Lighting and Intersection Lighting) Services During Fiscal Year 2012/2013

4. Resolution No. CSD 2012-12 to approve the calculation of the Zone D charges;

Resolution No. CSD 2012-12

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Calculation of the Parcel Charge for Providing Zone D (Parkway Landscape Maintenance) Services During Fiscal Year 2012/2013

5. Resolution No. CSD 2012-13 to approve the calculation of the Zone E charge;

Resolution No. CSD 2012-13

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Calculation of the Parcel Charge for Providing Zone E (Extensive Landscape Maintenance) Services During Fiscal Year 2012/2013

6. Resolution No. CSD 2012-14 to approve the calculation of the Zone

E-1A charges;

Resolution No. CSD 2012-14

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Calculation of the Parcel Charge for Providing Zone E-1A (Renaissance Park – Internal Parkway Landscape Maintenance) Services During Fiscal Year 2012/2013

7. Resolution No. CSD 2012-15 to approve the calculation of the Zone E-3A charges;

Resolution No. CSD 2012-15

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Calculation of the Parcel Charge for Providing Zone E-3A (Lasselle Powerline Parkway Internal Parkway Landscape Maintenance) Services During Fiscal Year 2012/2013

8. Resolution No. CSD 2012-16 to approve the calculation of the Zone E-4A charges;

Resolution No. CSD 2012-16

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Calculation of the Parcel Charge for Providing Zone E-4A (Daybreak Development – Internal Parkway Landscape Maintenance) Services During Fiscal Year 2012/2013

9. Resolution No. CSD 2012-17 to approve the calculation of the Zone M charges; and

Resolution No. CSD 2012-17

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Calculation of the Parcel Charge for Providing Zone M (Commercial/Industrial/Multifamily Improved Median Maintenance) Services During Fiscal Year 2012/2013

10. Resolution No. CSD 2012-18 to approve the calculation of the Zone S charges.

Resolution No. CSD 2012-18

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Calculation of the Parcel Charge for Providing Zone S (Sunnymead Boulevard Maintenance) Services During Fiscal Year 2012/2013

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

G. REPORTS

- G.1 [WRCOG PRESENTATION ON AB 811 HERO PROGRAM \(ORAL PRESENTATION\) \(Report of: City Manager's Office\)](#)
- G.2 [CITY COUNCIL REPORTS ON REGIONAL ACTIVITIES \(Informational Oral Presentation - not for Council action\)](#)
- a) Report by Mayor Richard A. Stewart on March Joint Powers Commission (MJPC)
- b) Report by Council Member Robin N. Hastings on the Western Riverside Council of Governments (WRCOG)
- c) Report by Council Member Jesse L. Molina on the Riverside Transit Agency (RTA)
- G.3 [GENERAL MUNICIPAL ELECTION – NOVEMBER 6, 2012 - RESOLUTIONS CALLING AND GIVING NOTICE; REQUESTING CONSOLIDATION WITH STATEWIDE GENERAL ELECTION; AND ADOPTING REGULATIONS PERTAINING TO CANDIDATES' STATEMENTS \(Report of: City Clerk Department\)](#)

Recommendation: That the City Council:

1. Adopt: Resolution No. 2012-46, calling and giving notice of the holding of a general municipal election on Tuesday, November 6, 2012 of certain officers as required by the provisions of the laws of the State of California relating to general law cities;

Resolution No. 2012-46

A Resolution of the City Council of the City of Moreno Valley, California, Calling and Giving Notice of the Holding of a General Municipal Election on Tuesday, November 6, 2012, of Certain Officers as Required by the Provisions of the Laws of the State of California Relating to General Law Cities

2. Adopt Resolution No. 2012-47, requesting the Board of Supervisors of the County of Riverside to consolidate a general municipal election with the statewide general election to be held on Tuesday, November 6, 2012 pursuant to §10403 of the California Elections Code;

Resolution No. 2012-47

A Resolution of the City Council of the City of Moreno Valley, California, Requesting the Board of Supervisors of the County of Riverside to Consolidate a General Municipal Election with the Statewide General Election to be Held on Tuesday, November 6, 2012, Pursuant to Section 10403 of the California Elections Code

3. Adopt Resolution No. 2012-48, adopting regulations for candidates for elective office pertaining to candidates' statements submitted to the voters at an election to be held on Tuesday, November 6, 2012; and

Resolution No. 2012-48

A Resolution of the City Council of the City of Moreno Valley, California, Adopting Regulations for Candidates for Elective Office Pertaining to Candidates' Statements Submitted to the Voters for the Election to be Held on Tuesday, November 6, 2012

4. Approve the Municipal Information Form and authorize the City Clerk to submit the completed form and the resolutions to the Registrar of Voters.

G.4 [SAFE ROUTES TO SCHOOL PROGRAM \(POWERPOINT PRESENTATION\) \(Report of: Public Works Department/TED\)](#)

Recommendation: That the City Council:

1. Receive and file information presented; and
2. Endorse the Safe Routes to School Program.

G.5 [ADOPTION OF FY 2012-2013 CAPITAL IMPROVEMENT PLAN \(Report of: Public Works Department\)](#)

Recommendation: That the City Council:

1. Adopt Resolution No. 2012-51, approving the Capital Improvement Plan as the capital budget for the City of Moreno Valley for FY 2012-2013, including all applicable adjustments to the Proposed Capital Improvement Plan (CIP), as detailed in Revisions to the Proposed

Capital Improvement Plan;

Resolution No. 2012-51

A Resolution of the City Council of the City of Moreno Valley, California, Adopting the Capital Improvement Plan for FY 2012-2013

2. Acting in its capacity as the President and Board of Directors of the Community Services District of the City of Moreno Valley, adopt Resolution No. CSD 2012-20, approving the Capital Improvement Plan as the capital budget for the Community Services District of the City of Moreno Valley for FY 2012-2013, including all applicable adjustments to the Proposed Capital Improvement Plan, as detailed in Revisions to the Proposed Capital Improvement Plan.

Resolution No. CSD 2012-20

A Resolution of the Community Services District, Adopting the Capital Improvement Plan for FY 2012-2013

3. Acting in its capacity as the Chairman and Board of Directors of the Moreno Valley Housing Authority, adopt Resolution No. MVHA 2012-05, approving the Capital Improvement Plan as the capital budget for the Moreno Valley Housing Authority for FY 2012-2013, including all applicable adjustments to the Proposed Capital Improvement Plan, as detailed in Revisions to the Proposed Capital Improvement Plan.

Resolution HA No. 2012-05

A Resolution of the Moreno Valley Housing Authority, Adopting the Capital Improvement Plan for FY 2012-2013

- G.6 [CITY MANAGER'S REPORT \(Informational Oral Presentation - not for Council action\)](#)

H. LEGISLATIVE ACTIONS

H.1 ORDINANCES - 1ST READING AND INTRODUCTION

- H.1.1 [INTRODUCTION OF ORDINANCE NO. 847 AMENDING SECTION 12.22.030 OF THE MORENO VALLEY MUNICIPAL CODE, RELATING TO DESIGNATION OF THROUGH STREETS \(Report of: Public Works Department\)](#)

Recommendation: That the City Council:

Introduce Ordinance No.847, amending Title 12 Section 12.22.030 of the City of Moreno Valley Municipal Code relating to the designation of through streets (as listed within the ordinance).

Ordinance No. 847

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Section 12.22.030 of Chapter 12.22 of the City of Moreno Valley Municipal Code Relating to the Designation of Through Streets

H.2 ORDINANCES - 2ND READING AND ADOPTION

- H.2.1 [ORDINANCE NO. 845 - AN ORDINANCE APPROVING AN AMENDMENT TO THE CALPERS CONTRACT TO PROVIDE FOR THE EXCLUSION OF CROSSING GUARDS AND RECREATION AIDES HIRED ON OR AFTER THE EFFECTIVE DATE OF THIS CONTRACT AMENDMENT, AND ADOPT THE RELATED ORDINANCE AS REQUIRED BY CALPERS \(RECEIVED FIRST READING AND INTRODUCTION ON MAY 22, 2012 BY A 5-0 VOTE\) \(Report of: Human Resources Department\)](#)

Recommendation: That the City Council:

Adopt Ordinance No. 845 to amend the City of Moreno Valley's contract with CalPERS to provide the Exclusion of Crossing Guards and Recreation Aides hired on or after the effective date of this contract amendment.

Ordinance No. 845

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

- H.2.2 [ORDINANCE NO. 846 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, DISSOLVING IMPROVEMENT AREA NO. 2 OF COMMUNITY FACILITIES DISTRICT NO. 7 OF THE CITY OF MORENO VALLEY AND ORDERING THE RECORDATION OF AN AMENDMENT TO THE NOTICE OF SPECIAL TAX LIEN RELATED TO SUCH DISTRICT \(RECEIVED FIRST READING AND INTRODUCTION ON MAY 22, 2012 BY A 5-0 VOTE\) \(Report of: Public Works Department\)](#)

Recommendation: That the City Council:

Acting as the legislative body of Community Facilities District No. 7 of the

City of Moreno Valley adopt Ordinance No. 846 ordering the dissolution of CFD No. 7, Improvement Area No. 2 and the recordation of an amendment to the Notice of Special Tax Lien.

Ordinance No. 846

An Ordinance of the City Council of the City of Moreno Valley, California, Dissolving Improvement Area No. 2 of Community Facilities District No. 7 of the City of Moreno Valley and Ordering the Recordation of an Amendment to the Notice of Special Tax Lien Related to Such District

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 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, CITY AS SUCCESSOR AGENCY FOR THE COMMUNITY REDEVELOPMENT AGENCY OR HOUSING AUTHORITY

Materials related to an item on this Agenda submitted to the City Council/Community Services District/City as Successor Agency for the Community Redevelopment Agency, Housing Authority 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, City as Successor Agency for the Community Redevelopment Agency and Housing Authority 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