



**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**

**April 24, 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**  
**April 24, 2012**

**CALL TO ORDER**

**SPECIAL PRESENTATIONS**

- [1. Recognition of the 2012 William H. Batey II Annual Reading Contest Winners](#)
  
- [2. Proclamation Recognizing DMV/Donate Life California Month - April 2012](#)
  
- [3. Proclamation Recognizing April is National Fair Housing Month](#)
  
- [4. Employee of the Quarter Recognition - First Quarter 2012, Dorathy Haun, Lead Animal Care Technician, Finance & Administrative Services Department](#)

**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 BOARD OF LIBRARY TRUSTEES**

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

**REGULAR MEETING - 6:30 PM  
APRIL 24, 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 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 O. J. Philpot - Christ Community Church

**ROLL CALL**

**INTRODUCTIONS**

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

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

## JOINT CONSENT CALENDARS (SECTIONS A-D)

All items listed under the Consent Calendars, Sections A, B, C, and D are considered to be routine and non-controversial, and may be enacted by one motion unless a member of the Council, Community Services District, City as Successor Agency for the Redevelopment Agency, Housing Authority or 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 APRIL 10, 2012 \(Report of: City Clerk Department\)](#)

**Recommendation:**

Approve as submitted.

#### A.3 [APPROVAL OF CHECK REGISTER FOR FEBRUARY, 2012 \(Report of: Financial & Administrative Services Department\)](#)

**Recommendation:**

Adopt Resolution No. 2012-23, approving the Check Register for the month of February, 2012 in the amount of \$10,299,738.78.

Resolution No. 2012-23

A Resolution of the City Council of the City of Moreno Valley, California  
Approving the Check Register for the Month of February, 2012

#### A.4 [ANNUAL STATEMENT OF INVESTMENT POLICY \(Report of: Financial & Administrative Services Department\)](#)

**Recommendation:**

The Finance Sub-committee of the City Council recommends that the City Council adopt the attached Annual Statement of Investment Policy.

#### A.5 [2011 ANNUAL REPORT OF THE PLANNING COMMISSION \(Report of: Community & Economic Development Department\)](#)

**Recommendation:**

1. RECEIVE AND FILE the 2011 Annual Report of the Planning Commission; and
2. AUTHORIZE transmittal to the California State Office of Planning and Research in accordance with Government Code Section 65040.5.

A.6 [ALCOHOL BEVERAGE CONTROL \(ABC\) GRANT "GRANT ASSISTANCE PROGRAM" \(Report of: Police Department\)](#)

**Recommendation:**

1. Approve the grant application and authorize acceptance (if awarded) from the California's Department of Alcohol Beverage Control (ABC) in the amount of \$73,355.00 for the ABC Grant Assistance Program.
2. Authorize the revenue and expense budgets in the ABC – Police Grant Fund (Fund 128) for the ABC Grant Assistance Program in the amount not to exceed \$73,355.00, respectively, upon approval and acceptance of the grant from the Department of Alcohol Beverage Control.

A.7 [RATIFY THE AGREEMENT FOR REPLACEMENT OF OVERHEAD WITH UNDERGROUND ELECTRICAL FACILITIES WITH SOUTHERN CALIFORNIA EDISON \(SCE\) FOR THE CACTUS AVENUE/NASON STREET IMPROVEMENT PROJECT - PROJECT NO. 12-12599520 \(Report of: Public Works Department/CPD\)](#)

**Recommendation:**

1. Ratify the Agreement for Replacement of Overhead with Underground Electrical Facilities with Southern California Edison (SCE) for the Cactus Avenue/Nason Street Improvement Project;
2. Authorize the City Manager to execute the future Joint Use Agreement with SCE, and any other Agreements with SCE not currently identified, subject to the approval of the City Attorney; and
3. Authorize the Public Works Director/City Engineer to execute any subsequent related minor amendments to the agreements with SCE up to, but not exceeding, the existing purchase order contingency, subject to the approval of the City Attorney.

A.8 [RESOLUTION FOR THE ABATEMENT OF PUBLIC NUISANCES \(Report of: Fire Department\)](#)

**Recommendation:**

Adopt Resolution No. 2012-24 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. 2012-24

A 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.9 [APPROVE THE CITY OF MORENO VALLEY'S FIVE-YEAR MEASURE "A" LOCAL STREETS AND ROADS CAPITAL IMPROVEMENT PLAN \(CIP\) AND MAINTENANCE OF EFFORT \(MOE\) CERTIFICATION STATEMENT FOR THE RIVERSIDE COUNTY TRANSPORTATION COMMISSION \(RCTC\) MEASURE "A" LOCAL FUNDS PROGRAM, FISCAL YEAR \(FY\) 2013-2017 \(Report of: Public Works Department/CPD\)](#)

**Recommendation:**

1. Approve the City of Moreno Valley's Five-Year Measure "A" Local Streets and Roads CIP and MOE for the RCTC Measure "A" Local Funds Program, FY 2012/13 – FY 2016/17;
2. Authorize submittal of the RCTC Measure "A" Local Streets and Roads CIP and MOE for the RCTC Measure "A" Local Funds Program, FY 2012/13 – FY 2016/17; and
3. Authorize staff to submit an amended five-year plan to RCTC if changes are made by City Council to the listed Measure "A" projects as part of the upcoming FY 2012/13 – FY 2016/17 budget approval process.

- A.10 [APPROVE THE APPROPRIATION OF \\$96,000 FOR GIBBS, GIDEN, LOCHER, TURNER & SENET, LLP FOR LEGAL SERVICES FOR THE SUNNYMEAD BOULEVARD PROJECT FROM FREDERICK STREET TO PERRIS BOULEVARD - PROJECT NO. 04-89280221 \(Report of: Public Works/CPD\)](#)

**Recommendation: Successor Agency for the Redevelopment Agency:**

1. Authorize an appropriation of \$96,000 from Fund 792 fund balance (Successor Agency Capital Projects) to 792.79221.7200 Job Contractual for the Sunnymead Boulevard project from Frederick Street to Perris Boulevard;
2. Acting as the Successor Agency, authorize the City Manager to access agency funds, subject to Oversight Board approval;
3. Authorize the City Manager to sign a Purchase Order for Gibbs,

Giden, Locher, Turner & Senet, LLP in an amount of up to \$96,000 for legal services, subject to City Council approval of the appropriation; and

4. Authorize payment to Gibbs, Giden, Locher, Turner & Senet, LLP in an amount of up to \$96,000 on this Purchase Order for legal services for the Sunnymead Boulevard project.

A.11 [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 April 4-17, 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 APRIL 10, 2012 \(Report of: City Clerk Department\)](#)

**Recommendation:**

Approve as submitted.

**C. CONSENT CALENDAR - HOUSING AUTHORITY**

C.1 ORDINANCES - READING BY TITLE ONLY

**Recommendation:** Waive reading of all Ordinances.

C.2 [MINUTES - REGULAR MEETING OF APRIL 10, 2012 \(Report of: City Clerk Department\)](#)

**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 APRIL 10, 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 TO CONSIDER FEE SCHEDULE FOR FISCAL YEAR 2012-13 \(Report of: Financial & Administrative Services Department\)](#)

**Recommendation: That the City Council:**

1. Conduct a Public Hearing to receive public input on the proposed Fee Schedule for Fiscal Year (FY) 2012-13; and
2. Adopt Resolution No. 2012-25, approving the Fee Schedule for FY 2012-13.

Resolution No. 2012-25

A Resolution of the City Council of the City of Moreno Valley, California, Establishing Specified Fees for Various Services for Fiscal Year 2012-13 and Repealing Prior Resolutions that may be in Conflict

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

## **G. REPORTS**

G.1 [MID-YEAR BUDGET REVIEW AND APPROVAL OF THE AMENDMENTS TO THE OPERATING BUDGET FOR FISCAL YEARS 2011/12 AND 2012/13 \(Report of: Financial & Administrative Services Department\)](#)

**Recommendation: That the City Council:**

Adopt Resolution No. 2012-26, approving the Amendments to the Operating Budget for the City of Moreno Valley for FY 2011/12 – 2012/13, pursuant to the appropriations presented in Exhibits A-E to the Resolution, which includes the Position Control Roster; and

Resolution No. 2012-26

A Resolution of the City Council of the City of Moreno Valley, California Adopting the Amendments to the Operating Budget for Fiscal Years 2011/12-2012/13 Acting in its capacity as the President and Board of



Directors of the Moreno Valley Community Services District,

**Recommendation: That the CSD:**

Adopt Resolution No. CSD 2012-01, approving the Amendments to the Operating Budget for the Moreno Valley Community Services District for FY 2011/12 – 2012/13, pursuant to the appropriations presented in Exhibits A-E to the Resolution, which includes the Position Control Roster.

Resolution CSD No. 2012-01

A Resolution of the Moreno Valley Community Services District, Adopting the Amendments to the Operating Budget for Fiscal Years 2011/12 – 2012/13

G.2 [DEVELOPMENT PARTNERS SELECTION FOR THE NEIGHBORHOOD STABILIZATION PROGRAM 3 \(NSP3\) \(Report of: Community & Economic Development Department\)](#)

**Recommendation: That the City Council:**

1. Approve amended NSP Single-Family Residential Acquisition, Rehabilitation and Resale (SFR-ARR) Program Guidelines and Procedures Manual (Attachment A);
2. Approve amended NSP Multi-Family Residential Acquisition, Rehabilitation and Rental (MFR-ARR) Program Guidelines and Procedures Manual (Attachment B);
3. Authorize the City Manager to approve non-substantive changes to the NSP Program Guidelines;
4. Authorize the City Manager to execute Participation Agreements with recommended Development Partners (Attachments C-E); and
5. Authorize the City Manager to execute purchase agreements and Affordable Housing Agreements for the acquisition of foreclosed properties per the provisions of the Neighborhood Stabilization Program and Moreno Valley ARR Program Guidelines.

G.3 [APPOINTMENTS TO THE RECREATIONAL TRAILS BOARD AND THE TRAFFIC SAFETY COMMISSION \(Report of: City Clerk Department\)](#)

**Recommendation: That the City Council:**

1. After reviewing the ballot provided by the City Clerk:

Appoint one member to the Recreational Trails Board with a term expiring June 30, 2013; and

2. Appoint one member to the Traffic Safety Commission with a term expiring June 30, 2014; or
3. If appointments are not made, declare the positions vacant and authorize the City Clerk to re-notice the positions as vacant.

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

- H.2.1 [ORDINANCE NO. 844 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, AMENDING TITLE 3 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE BY REPEALING AND REENACTING CHAPTER 3.12 - PURCHASING \(RECEIVED FIRST READING AND INTRODUCTION ON APRIL 10, 2012\) \(Report of: Financial & Administrative Services\)](#)

**Recommendation: That the City Council:**

Adopt Ordinance No. 844, amending Title 3 of the City of Moreno Valley Municipal Code by repealing and reenacting Chapter 3.12, updating purchasing regulations.

Ordinance No. 844

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Title 3 of the City of Moreno Valley Municipal Code by Repealing and Reenacting Chapter 3.12, Purchasing.

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 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 of the City of Moreno Valley and Moreno Valley 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

3 SECTION 54957.6 - LABOR NEGOTIATIONS

a) [Agency Representative: Henry T. Garcia](#)

Employee Organization: MVCEA

b) [Agency Representative: Henry T. Garcia](#)

Employee Organization: MVMA

c) [Agency Representative: Henry T. Garcia](#)

Employee Organization: Moreno Valley Confidential Management Employees

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

### **ADJOURNMENT**

