



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**

March 13, 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.

Richard A. Stewart, Mayor

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

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

AGENDA
CITY COUNCIL OF THE CITY OF MORENO VALLEY
March 13, 2012

CALL TO ORDER

SPECIAL PRESENTATIONS

1. [Firefighter of the Year – Firefighter II David Ruiz](#)
2. ["Avoid the 30" DUI Program Award - Officers Dennis Pleta and Eric Robinson](#)
3. Proclamation Recognizing International DeMolay Month
4. [Recognition of William H. Batey II for 15 Years of Service](#)
5. ["Spotlight on Moreno Valley Business"](#)
 - a. Sizzler Restaurant
 - b. On Stage Hair & Nail Studio

**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
MARCH 13, 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 - Mr. Howard Kuhns - Spiritual Assembly of the Baha'is of Moreno Valley](#)

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

AGENDA
March 13, 2012

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 Community Redevelopment Agency, Housing Authority and 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 FEBRUARY 28, 2012 (Report of: City Clerk Department)

Recommendation:

Approve as submitted.

A.3 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 February 22 – March 6, 2012.

A.4 PA04-0159 (PM 32961) - REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING THE PORTION OF GROVE VIEW ROAD ASSOCIATED WITH THE PROJECT INTO THE CITY'S MAINTAINED STREET SYSTEM - DEVELOPER: WASTE MANAGEMENT COLLECTION & RECYCLING, INC, MORENO VALLEY, CA 92551(Report of: Community & Economic Development Department)

Recommendation:

1. Adopt the proposed resolution authorizing the acceptance of the public improvements within PA04-0159 (PM 32961) as complete and accepting the portion of Grove View Road associated with the project into the City's maintained street system; and

Resolution No. 2012-14

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Improvements as Complete Within PA04-0159 (PM 32961) and Accepting the Portion of Grove View Road Associated With the Project into the City's Maintained Street System

2. Authorize the City Engineer to execute the 90% reduction to the Faithful Performance Bond, exonerate the Material and Labor Bond in 90 days if there are no stop notices or liens on file with the City Clerk, and exonerate the final 10% of the Faithful Performance Bond in one year when all clearances are received.

A.5 [APPROVE A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, TO AMEND THE ELECTRIC SERVICE RULES, FEES, AND CHARGES, AND ESTABLISH RULE 21 THAT DESCRIBES THE INTERCONNECTION, OPERATING, AND METERING REQUIREMENTS FOR GENERATING FACILITIES TO BE CONNECTED TO MORENO VALLEY UTILITY'S DISTRIBUTION SYSTEM \(Report of: Public Works Department\)](#)

Recommendation:

1. Approve Resolution No. 2012-15, amending the Electric Service Rules, Fees, and Charges, and establish Rule 21 that describes the interconnection, operating, and metering requirements for generating facilities to be connected to Moreno Valley Utility's distribution system.

Resolution No. 2012-15

A Resolution of the City Council of the City of Moreno Valley, California, to Amend the Electric Service Rules, Fees, and Charges, and Establish Rule 21 that Describes the Interconnection, Operating, and Metering Requirements for Generating Facilities to be Connected to Moreno Valley Utility's Distribution System and Authorize the Public Works Director/City Engineer to Execute Required Interconnection Agreement

2. Authorize the Public Works Director/City Engineer to execute, on behalf of the City Council, the required Interconnection Agreement for generating facilities to be connected to Moreno Valley Utility's distribution system pursuant to Rule 21.

A.6 [A RESOLUTION AUTHORIZING THE SUBMITTAL OF APPLICATIONS FOR CYCLE 10 OF THE STATE SAFE ROUTES TO SCHOOL GRANT](#)

[PROGRAM \(Report of: Public Works Department\)](#)

Recommendation:

1. Review and approve project recommendations for Cycle 10 of the state Safe Routes to School (SR2S) Grant Program; and
2. Adopt Resolution No. 2012-16 authorizing the submittal of applications for Cycle 10 of the state Safe Routes to School (SR2S) Grant Program.

Resolution No. 2012-16

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Submittal of Applications for Cycle 10 of the State Safe Routes to School (SR2S) Grant Program.

A.7 [NOTICE OF COMPLETION AND ACCEPTANCE OF STREET IMPROVEMENTS FOR HEACOCK STREET FROM HEMLOCK AVENUE TO IRONWOOD AVENUE - PROJECT NO. 08-41678827 \(Report of: Public Works Department/CPD\)](#)

Recommendation:

1. Accept the work as complete for the Street Improvements for Heacock Street from Hemlock Avenue to Ironwood Avenue, constructed by Hillcrest Contracting, Inc. 1467 Circle City Drive, Corona, CA 92879;
2. Direct the City Clerk to record the Notice of Completion within ten (10) calendar days at the office of the County Recorder of Riverside County as required by Section 3093 of the California Civil Code;
3. Authorize the Financial and Administrative Services Director to release the retention to Hillcrest Contracting, Inc. 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.8 [FIRST AMENDMENT TO AGREEMENT WITH PSOMAS FOR SURVEY SERVICES FOR THE SR-60/NASON INTERCHANGE PROJECT -- PROJECT NO. 98-25897 \(Report of: Public Works Department/CPD\)](#)

Recommendation:

1. Authorize the "First Amendment to Agreement for Professional Consultant Services" with PSOMAS, 2010 Iowa Avenue, Suite 101,

Riverside, CA 92507 to provide additional professional survey services during construction of the SR-60/Nason Street Interchange Improvements Project for \$20,000;

2. Authorize the City Manager to execute said “First Amendment to Agreement for Professional Consultant Services” with PSOMAS; and
3. Authorize Change Orders to increase Purchase Orders with PSOMAS by \$20,000 for the SR-60/Nason Street Interchange Improvements Project.

A.9 [APPROVAL OF THE REVISED INTEGRATED GENERATION MANAGEMENT PROJECT ICE BEAR DEPLOYMENT AGREEMENT BETWEEN SOUTHERN CALIFORNIA PUBLIC POWER AUTHORITY \(SCPPA\) AND THE CITY OF MORENO VALLEY ELECTRIC UTILITY \(MVU\) \(Report of: Public Works Department\)](#)

Recommendation:

1. Approve the Revised Integrated Generation Management Project ICE BEAR Deployment Agreement between Southern California Public Power Authority and the City of Moreno Valley Electric Utility (MVU);
2. Authorize the City Manager or his designee to execute the Integrated Generation Management Project ICE BEAR Deployment Agreement between Southern California Public Power Authority (SCPPA) and the City of Moreno Valley Electric Utility (MVU); and
3. Approve the appropriation of \$62,500 from the MVU Public Purpose Fund for the first year of the program.

A.10 [PA07-0078 \(TR 32505\) – SINGLE FAMILY RESIDENTIAL – ACCEPT FINAL MAP, AGREEMENT, AND BONDS FOR PUBLIC IMPROVEMENTS, SOUTHWEST CORNER OF BAY AVENUE AND MORRISON STREET, DEVELOPER: WESTERN PACIFIC HOUSING, CORONA, CA. 92880 \(Report of: Community & Economic Development Department\)](#)

Recommendation:

1. Approve PA07-0078 (TR 32505), authorize the City Clerk to sign the map and transmit said map to the County Recorder’s Office for recordation;
2. Accept the Agreement and Bonds for Public Improvements;
3. Authorize the Mayor to execute the Agreement;

4. Direct the City Clerk to forward the signed Agreement to the County Recorder's Office for recordation; and
5. Authorize the City Engineer to execute any future time extension amendments to the agreement, subject to City Attorney approval, if the required public improvements are not completed within said timeframe.

A.11 [PA08-0072 – INDUSTRIAL– ACCEPT AGREEMENT AND BONDS FOR PUBLIC IMPROVEMENTS \(Report of: Community & Economic Development Department\)](#)

Recommendation:

1. Approve and accept the Agreement and Bonds for Public Improvements for project number PA08-0072;
2. Authorize the Mayor to execute the Agreement;
3. Direct the City Clerk to forward the signed Agreement to the County Recorder's Office for recordation; and
4. Authorize the City Engineer to execute any future time extension amendments to the agreement, subject to City Attorney approval, if the required public improvements are not completed within said timeframe.

A.12 [PARCEL MAP 23713 – COMMERCIAL – ACCEPT SUBSTITUTION AGREEMENT AND BONDS FOR PUBLIC IMPROVEMENTS, SOUTHWEST CORNER OF ALESSANDRO BOULEVARD AND INDIAN STREET, DEVELOPER: DGK INVESTMENTS, LLC, PLACENTIA, CA, 92870 \(Report of: Community & Economic Development Department\)](#)

Recommendation:

1. Accept the substitution of Agreement for Public Improvements and bonds for project PM 23713;
2. Authorize the Mayor to execute the agreement;
3. Direct the City Clerk to forward the signed agreement to the County Recorder's Office for recordation;
4. Authorize the Public Works Director/City Engineer to exonerate the Faithful Performance Bond and Material and Labor Bond previously submitted by J & L Properties, upon acceptance of the substitution agreement and bonds; and

5. Authorize the Public Works Director/City Engineer to execute any future time extension amendments to the agreement, subject to City Attorney approval, if the required public improvements are not completed within said timeframe.

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 FEBRUARY 28, 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 FEBRUARY 28, 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 FEBRUARY 28, 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 ADOPT SUBSTANTIAL AMENDMENT #1 TO THE FY 2010-2011 CDBG ANNUAL ACTION PLAN, AMENDMENT #1 TO THE NEIGHBORHOOD STABILIZATION PROGRAM 3 \(NSP3\) \(Report of: Community & Economic Development Department\)](#)

Recommendation: That the City Council:

1. Conduct a Public Hearing to allow the public an opportunity to comment on the proposed substantial amendment to 2011-12 CDBG Annual Action Plan Substantial Amendment #1, NSP 3 to redefine the Target Areas;
2. Adopt the proposed amendments to the NSP3 Program to include a Multi-family Acquisition, Rehabilitation, Rental (MFR-ARR) activity;
3. Authorize the City Manager to reallocate NSP3 funds between HUD-approved grant activities to fund the MFR-ARR activity; and
4. Authorize the approval of the Budget Appropriation Adjustment (BAA) to establish the NSP3 budget.

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

G. REPORTS

G.1 [CITY COUNCIL REPORTS ON REGIONAL ACTIVITIES \(Informational Oral Presentation - not for Council action\)](#)

- a) Report by Council Member Jesse L. Molina on the Riverside Transit Agency (RTA)

G.2 [JULY 4TH UPDATE \(ORAL PRESENTATION\) \(Report of: Parks and Community Services Department\)](#)

G.3 [APPOINTMENTS TO THE ARTS COMMISSION, THE LIBRARY COMMISSION, THE RECREATIONAL TRAILS BOARD AND THE ACCESSIBILITY APPEALS BOARD \(CONTINUED FROM FEBRUARY 14, 2012 ON A 4-0-1 VOTE, COUNCIL MEMBER CO ABSENT\) \(Report of: City Clerk Department\)](#)

Recommendation: That the City Council:

1. After reviewing the ballots provided by the City Clerk, appoint one member to the Arts Commission with a term expiring June 30, 2014; and
2. Appoint one member to the Library Commission with a term expiring

June 30, 2012; and

3. Appoint one member to the Recreational Trails Board with a term expiring June 30, 2014; and
4. Appoint one member to the Accessibility Appeals Board as a Construction Representative with a term expiring June 30, 2014; or
5. If appointments are not made, declare the positions vacant and authorize the City Clerk to re-notice the positions as vacant.

G.4 [APPOINTMENT TO 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 Traffic Safety Commission with a term expiring June 30, 2014; or
2. If appointment is not made, declare the position vacant and authorize the City Clerk to re-notice the position as vacant

G.5 [CONSIDERATION OF AN ORDINANCE EXTENDING THE EXPIRATION DATE OF CERTAIN DISCRETIONARY CITY PERMITS BY TWO YEARS \(Report of: Community & Economic Development Department\)](#)

Recommendation: That the City Council:

Introduce Ordinance No. 840, providing a two year extension in the expiration date of certain discretionary City permits with a valid entitlement as of January 1, 2011.

Ordinance No. 840

An Ordinance of the City Council of the City of Moreno Valley, California, Extending the Expiration Date of Certain Discretionary Permits or Entitlements with a Valid Entitlement as of January 1, 2011

G.6 [AUTHORIZE THE AWARD OF THE CONSTRUCTION CONTRACT TO SULLY-MILLER CONTRACTING COMPANY FOR THE CACTUS AVENUE/NASON STREET IMPROVEMENT PROJECT, CACTUS AVENUE FROM LASSELLE STREET TO NASON STREET, AND NASON STREET FROM CACTUS AVENUE TO IRIS AVENUE - PROJECT NO. 12-12599520 \(Report of: Public Works Department/CPD\)](#)

Recommendation: That the City Council:

1. Waive any and all minor irregularities and award Base Bid Schedules A through E and Additive Alternate Bid Schedules "A" through "E," "G" through "I-B" and "K" to Sully-Miller Contracting Company, 135 South State College Boulevard, Suite 400, Brea, California, 92821, the lowest responsible bidder, for the Cactus Avenue/Nason Street Improvement Project;
2. Authorize the City Manager to execute a contract with Sully-Miller Contracting Company;
3. Acting as the Successor Agency, authorize the City Manager to access agency funds, subject to Oversight Board approval;
4. Authorize the issuance of a Purchase Order to Sully-Miller Contracting Company for the amount of \$20,983,751.86 (\$19,076,138.05 for the Base Bid plus awarded Additive Alternate amounts, plus 10% contingency) when the contract has been signed by all parties;
5. Authorize the Public Works Director/City Engineer to execute any subsequent change orders to the contract with Sully-Miller Contracting Company, up to but not to exceed the Purchase Order's total contingency amount of \$1,907,613.81, subject to the approval of the City Attorney;
6. 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 Sully-Miller Contracting Company, if no claims are filed against the project;
7. Authorize the City Manager to appropriate the amount of \$913,845 for MVU street light improvements from the unencumbered fund balance from Fund 602 (2007 Taxable Lease Revenue Bonds) to Account No. 602.XXXXX;
8. Authorize the City Manager to execute a Reimbursement Agreement with Eastern Municipal Water District (EMWD) for the approximate amount of \$3,032,000, subject to approval of the City Attorney;
9. Authorize the City Manager to appropriate the agreed upon amount (approximately \$3,032,000) for the EMWD improvements to Account No. 414.XXXXX when the Reimbursement Agreement with EMWD is executed;

10. Authorize the City Manager to execute a Cooperative Agreement with Riverside County Flood Control and Water Conservation District (the Flood Control District), subject to approval of the City Attorney;
11. Authorize the City Manager to appropriate the agreed upon amount (approximately \$565,000) for the Flood Control District's contribution to Line J-9 to Account No. 414.XXXXX when the Cooperative Agreement with the Flood Control District is executed; and
12. Authorize the City Manager to execute any subsequent amendments to the Reimbursement Agreement with EMWD and/or to the Cooperative Agreement with the Flood Control District, subject to the approval of the City Attorney.

G.7 [FIRST AMENDMENT TO AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES FOR DESIGN SUPPORT DURING CONSTRUCTION WITH RBF CONSULTING, FOR THE CACTUS AVENUE/NASON STREET IMPROVEMENT PROJECT, CACTUS AVENUE FROM LASSELLE STREET TO NASON STREET, AND NASON STREET FROM CACTUS AVENUE TO IRIS AVENUE, PROJECT NO. 12-12599520 \(Report of: Public Works Department/CPD\)](#)

Recommendation: That the City Council:

1. Approve the First Amendment to Agreement for Professional Consultant Services for design support during construction in the amount of \$94,264 with RBF Consulting, 14725 Alton Parkway, Irvine, CA 92618, for the Cactus Avenue/Nason Street Improvement Project, Cactus Avenue from Lasselle Street to Nason Street, and Nason Street from Cactus Avenue to Iris Avenue;
2. Authorize the City Manager to execute said First Amendment to Agreement for Professional Consultant Services with RBF Consulting;
3. Acting as the Successor Agency, authorize the City Manager to access agency funds, subject to Oversight Board approval;
4. Authorize a Change Order to increase the Purchase Order with RBF Consulting in the amount of \$94,264 when the First Amendment has been signed by all parties (Account No. 12-12599520); and
5. Authorize the Public Works Director/City Engineer to execute any subsequent related minor amendments to the contract with RBF Consulting within the authorized total Purchase Order amount, subject to the approval of the City Attorney.

- G.8 [APPROVE THE AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES FOR CONSTRUCTION SURVEY SERVICES WITH RICK ENGINEERING COMPANY FOR THE CACTUS AVENUE/NASON STREET IMPROVEMENT PROJECT, CACTUS AVENUE FROM LASSELLE STREET TO NASON STREET, AND NASON STREET FROM CACTUS AVENUE TO IRIS AVENUE - PROJECT NO. 12-12599520 \(Report of: Public Works Department/CPD\)](#)

Recommendation: That the City Council:

1. Approve the Agreement for Professional Consultant Services for construction survey services with Rick Engineering Company, Inc., 1770 Iowa Avenue, Suite 100, Riverside, CA 92507, for the Cactus Avenue/Nason Street Improvement Project, Cactus Avenue from Lasselle Street to Nason Street, and Nason Street from Cactus Avenue to Iris Avenue;
2. Authorize the City Manager to execute an agreement with Rick Engineering Company;
3. Acting as the Successor Agency, authorize the City Manager to access agency funds, subject to Oversight Board Approval;
4. Authorize the issuance of a Purchase Order to Rick Engineering Company in the amount of \$201,940 when the Agreement has been signed by all parties; and
5. Authorize the Public Works Director/City Engineer to execute any subsequent amendments to the Agreement with Rick Engineering Company, within the Purchase Order amount, subject to the approval of the City Attorney.

- G.9 [APPROVE THE AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES FOR CONSTRUCTION MATERIAL TESTING AND GEOTECHNICAL SERVICES WITH LEIGHTON CONSULTING, INC. FOR CACTUS AVENUE/NASON STREET IMPROVEMENT PROJECT, CACTUS AVENUE FROM LASSELLE STREET TO NASON STREET, AND NASON STREET FROM CACTUS AVENUE TO IRIS AVENUE - PROJECT NO. 12-12599520 \(Report of: Public Works Department/CPD\)](#)

Recommendation: That the City Council:

1. Approve the Agreement for Professional Consultant Services for construction material testing and geotechnical services with Leighton Consulting, Inc., 41715 Enterprise Circle N., Suite 103, Temecula, CA 92590-5661, for the Cactus Avenue/Nason Street Improvement Project, Cactus Avenue from Lasselle Street to Nason Street, and Nason Street from Cactus Avenue to Iris Avenue;

2. Authorize the City Manager to execute an agreement with Leighton Consulting, Inc.;
3. Acting as the Successor Agency, authorize the City Manager to access agency funds, subject to Oversight Board Approval;
4. Authorize the issuance of a Purchase Order to Leighton Consulting, Inc. in the amount of \$322,944 when the Agreement has been signed by all parties; and
5. Authorize the Public Works Director/City Engineer to execute any subsequent amendments to the Agreement with Leighton Consulting, Inc., within the Purchase Order amount, subject to the approval of the City Attorney.

G.10 [CITY MANAGER'S REPORT \(Informational Oral Presentation - not for Council action\)](#)

H. LEGISLATIVE ACTIONS

H.1 ORDINANCES - 1ST READING AND INTRODUCTION

- H.1 .1 [AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, AMENDING CHAPTER 2.26 OF TITLE 2 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE, RELATING TO THE ARTS COMMISSION, BY INCREASING THE NUMBER OF MEMBERS SERVING TO NINE PUBLIC MEMBERS, TO INCLUDE TWO TEEN MEMBERS. \(Report of: Parks and Community Services Department\)](#)

Recommendation: That the City Council:

Introduce Ordinance No. 839, an Ordinance of the City of the City Council of the City of Moreno Valley, California, amending Chapter 2.26 of Title 2 of the City of Moreno Valley Municipal Code, relating to the Arts Commission, by increasing the number of members serving to nine public members, to include two teen members.

Ordinance No. 839

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Chapter 2.26 of Title 2 of the City of Moreno Valley Municipal Code, Relating to the Arts Commission, by Increasing the Number of Members Serving to Nine Public Members, to Include Two Teen Members

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

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 - PUBLIC EMPLOYMENT

a) Public Employee Annual Performance Evaluation: City Clerk

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

ADJOURNMENT