

MINUTES
CITY COUNCIL REGULAR MEETING OF THE CITY OF MORENO VALLEY
February 14, 2012

CALL TO ORDER

SPECIAL PRESENTATIONS

- [1. Proclamation Recognizing February 2012 as American Heart Month](#)
- [2. "Spotlight on Moreno Valley Business"](#)

**MINUTES
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
BOARD OF LIBRARY TRUSTEES**

**REGULAR MEETING – 6:30 PM
February 14, 2012**

Mayor Stewart announced that the City Council receives a separate stipend for CSD meetings.

CALL TO ORDER - 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, Housing Authority and the Board of Library Trustees was called to order at 6:46 p.m. by Mayor Richard A. Stewart in the Council Chamber located at 14177 Frederick Street.

PLEDGE OF ALLEGIANCE – Pledge of Allegiance was led by Mayor Stewart

INVOCATION – Richard Heames, St. Patrick Catholic Church

ROLL CALL

Council:

Richard A. Stewart	Mayor
William H. Batey II	Mayor Pro Tem
Jesse L. Molina	Council Member
Robin N. Hastings	Council Member

Absent:

Marcelo Co	Council Member
------------	----------------

Staff:

Jane Halstead	City Clerk
Ewa Lopez	Deputy 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
Abdul Ahmad	Fire Chief
Ahmad Ansari	Public Works Director
Barry Foster	Community and Economic Development Director

Tom DeSantis
Mike McCarty
Michele Patterson

Interim Human Resources Director
Parks & Community Services Director
Assistant to the City Manager

JOINT CONSENT CALENDARS (SECTIONS A-D) OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, MORENO VALLEY COMMUNITY SERVICES DISTRICT, CITY AS SUCCESSOR AGENCY FOR THE COMMUNITY REDEVELOPMENT AGENCY, HOUSING AUTHORITY, AND THE BOARD OF LIBRARY TRUSTEES

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

A. CONSENT CALENDAR-CITY COUNCIL

A.1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

A.2 [MINUTES - SPECIAL MEETING OF JANUARY 10, 2012 \(Report of: City Clerk's Department\)](#)

Recommendation:

Approve as submitted.

A.3 [MINUTES - REGULAR MEETING OF JANUARY 24, 2012 \(Report of: City Clerk Department\)](#)

Recommendation:

Approve as submitted.

A.4 [AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, ESTABLISHING CHAPTER 6.12 AND SECTION 9.28.260 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE RELATING TO THE REGULATION AND CONTAINMENT OF SHOPPING CARTS \(RECEIVED FIRST READING AND INTRODUCTION ON JANUARY 24, 2012 BY A 5-0 VOTE\) \(Report of: Community and Economic Development Department\)](#)

Recommendation:

Adopt Ordinance No. 838, Establishing provisions of Chapter 6.12 and 9.28.260 of the City of Moreno Valley Municipal Code regarding the Containment of Shopping Carts.

Ordinance No. 838

An Ordinance of the City Council of the City of Moreno Valley, California,

Establishing Chapter 6.12 and Section 9.28.260 of the City of Moreno Valley Municipal Code, relating to the Regulation and Containment of Shopping Carts

- A.5 [APPROVE THE ESTABLISHMENT OF AN ACCOUNT WITH THE LOCAL AGENCY INVESTMENT FUND \(LAIF\) FOR THE CITY OF MORENO VALLEY AS SUCCESSION AGENCY OF THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO VALLEY \(Report of: Financial & Administrative Services Department\)](#)

Recommendation:

Serving As the Successor Agency to the Community Redevelopment Agency of the City Of Moreno Valley, Adopt Resolution 2012-10, Authorizing the Opening of an Account with the Local Agency Investment Fund (LAIF) for the Successor Agency of the Community Redevelopment Agency of the City Of Moreno Valley and Designating a List of Authorized Signers for the Account.

Resolution No. 2012-10

A Resolution of the City Of Moreno Valley Serving As the Successor Agency to the Community Redevelopment Agency of Moreno Valley, Authorizing Investment of Monies in the Local Agency Investment Fund

- A.6 [APPOINTMENT OF AN ALTERNATE TO THE MARCH JOINT POWERS AUTHORITY \(MJPA\) SUCCESSOR AGENCY OVERSIGHT COMMITTEE \(Report of: City Clerk Department\)](#)

Recommendation:

Approve Mayor Richard A. Stewart's recommendation to appoint Mayor Pro Tem William H. Batey II to serve as the City of Moreno Valley's alternate representative on the March Joint Powers Authority (MJPA) Successor Agency Oversight Committee.

- A.7 [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 January 18 – February 7, 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 JANUARY 24, 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 JANUARY 24, 2012 \(Report of: City Clerk Department\)](#)

Recommendation:

Approve as submitted.

- C.3 [APPROVE THE ESTABLISHMENT OF AN ACCOUNT WITH THE LOCAL AGENCY INVESTMENT FUND \(LAIF\) FOR THE CITY OF MORENO VALLEY HOUSING AUTHORITY \(Report of: Financial & Administrative Services Department\)](#)

Recommendation:

The City of Moreno Valley Housing Authority adopt Resolution No. HA 2012-03 authorizing the opening of an account with the Local Agency Investment Fund (LAIF) for the City of Moreno Valley Housing Authority and designating a list of authorized signers for the account.

Resolution No. HA 2012-03

A Resolution of the City of Moreno Valley Housing Authority Authorizing Investment of Monies in the Local Agency Investment Fund

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 JANUARY 24, 2012 \(Report of: City Clerk Department\)](#)

Recommendation:

Approve as submitted.

Motion to Approve Joint Consent Calendar Items A.1 through D.2 by m/Mayor Pro Tem William H. Batey II, s/Council Member Jesse L.

Molina

Approved by a vote of 4-0-1, Marcelo Co absent.

E. PUBLIC HEARINGS - None

F. ITEMS REMOVED FROM CONSENT CALENDARS FOR DISCUSSION OR SEPARATE ACTION - NONE

G. REPORTS

G.1 **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)

Mayor Richard A. Stewart reported that the MJPC oversight board includes representatives from local agencies with a broad prospective and familiar with local issues; all the expenditures for redevelopment projects have to be approved by the finance director in Sacramento.

Regarding March LifeCare - MJPC is working hard with the developer to get medical jobs; hopes we will see the progress soon

b) Report by Council Member Council Member Robin N. Hastings on the Western Riverside Council of Governments (WRCOG)

Council Member Robin N. Hastings reported on WRCOG: the 13th Advancing the Choice Expo will be held on March 29 at the South Coast Winery in Temecula with keynote speaker John Davis, creator of MotorWeek; WRCOG received its very first state award for Comprehensive Annual Financial Report (CAFR); very exhilarating news, especially that this was the first time that WRCOG has done CAFR; the executive board meeting will be held on March 5 with the presentation regarding air quality management plan; urged everyone to attend this meeting; 21st General Assembly meeting has been scheduled for June 21 in Morongo

WRCOG approved resolution of support for local control of Ontario international airport; reduction of air traffic through Ontario airport is responsible for financial and job loss for the region; Riverside County is also going to approve a resolution of support

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

Council Member Jesse L. Molina announced that RTA has scheduled a new travel training program to be held on February 17, at 9:30, at the Senior Center to familiarize participants how to travel by bus; the training is for people with disabilities and older adults to learn how to travel safely and

independently

Stated that RTA announced that its busses carried an unprecedented number of boardings in 2011, an 11 percent increase from December 2010; more college students are taking busses - Go-Passes used by students increased by 500 boardings compared to December 2010; thanked Larry Rubio for doing a great job; encouraged everyone to take a bus

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

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

G.3 [APPOINTMENTS TO THE ARTS COMMISSION, THE LIBRARY COMMISSION, THE RECREATIONAL TRAILS BOARD AND THE ACCESSIBILITY APPEALS BOARD \(Report of: City Clerk Department\)](#)

Recommendation: That the City Council:

1. 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.

Motion to Continue to March 13, 2012 City Council Meeting by m/Mayor Pro Tem William H. Batey II, s/Council Member Jesse L. Molina
Approved by a vote of 4-0-1, Council Member Marcelo Co absent.

G.4 [RESOLUTION OF THE CITY OF MORENO VALLEY ACTING AS THE SUCCESSOR AGENCY APPROVING AN AMENDED ENFORCEABLE OBLIGATION PAYMENT SCHEDULE \(CONTINUED FROM JANUARY 24, 2012 BY A 5-0 VOTE\) \(Report of: Community & Economic Development Department\)](#)

Recommendation: That the City Council:

1. Acting as successor Agency Adopt Resolution No. 2012-08

approving an Amended Enforceable Obligation Payment Schedule;
and

Resolution No. 2012-08

A Resolution of the City of Moreno Valley Acting as the Successor Agency Approving an Amended Enforceable Obligation Schedule and Authorizing the Executive Director to Make Modifications Thereto

2. Authorize the Executive Director of the Successor Agency or his designee to make modifications to the Schedule, as needed.

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

Motion to Adopt resolution as amended (changed title of “Executive Director” to “City Manager” and added CEDD Director as point of contact) by m/Mayor Pro Tem William H. Batey II, s/Council Member Robin N. Hastings
Approved by a vote of 4-0-1, Council Member Marcelo Co absent.

Motion to Authorize the City Manager of the Successor Agency or his designee to make modifications to the Schedule, as needed.
Approved by m/Mayor Pro Tem William H. Batey II, s/Council Member Robin N. Hastings
Approved by a vote of 4-0-1, Council Member Marcelo Co absent.

Motion to Add CEDD Director as point of contact for the Successor Agency by m/Mayor Pro Tem William H. Batey II, s/Council Member Robin N. Hastings
Approved by a vote of 4-0-1, Council Member Marcelo Co absent.

G.5 [APPOINT MEMBERS TO THE SUCCESSOR AGENCY OVERSIGHT BOARD \(Report of: Community & Economic Development Department\)](#)

Recommendation: That the City Council:

Serving as the Successor Agency for the Community Redevelopment Agency of the City of Moreno Valley validate the Mayor’s two appointments to the Successor Agency Oversight Board (SAOB).

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

Motion to Approve by m/Mayor Pro Tem William H. Batey II, s/Council Member Robin N. Hastings
Approved by a vote of 4-0-1, Council Member Marcelo Co absent.

G.6 [RESOLUTION OF SUPPORT FOR LOCAL CONTROL OF ONTARIO INTERNATIONAL AIRPORT \(Report of: City Manager's Office\)](#)

Recommendation: That the City Council:

1. Approve Resolution No. 2012-11 in support of the City of Ontario's commitment to gain local control of Ontario International Airport (ONT); and

Resolution No. 2012-11

A Resolution of the City Council of the City of Moreno Valley, California, in Support of the Transfer of Ontario International Airport (Ont) to Local Control

2. Direct the City Clerk to communicate this action to the Mayors of Los Angeles and Ontario, the Acting Administrator of the Federal Aviation Administration, and state and federal elected representatives.

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

Motion to Approve Recommendation No. 1 by m/Council Member Jesse L. Molina, s/Mayor Pro Tem William H. Batey II
Approved by a vote of 4-0-1, Council Member Marcelo Co absent.

Motion to Approve Recommendation No. 2 by m/Council Member Jesse L. Molina, s/Mayor Pro Tem William H. Batey II
Approved by a vote of 4-0-1, Council Member Marcelo Co absent.

G.7 [CITY MANAGER'S REPORT \(Informational Oral Presentation - not for Council action\)](#) - none

H. LEGISLATIVE ACTIONS

H.1 ORDINANCES - 1ST READING AND INTRODUCTION - NONE

H.1 .1 [ORDINANCE DESIGNATING SPEED LIMIT CERTIFICATION ON VARIOUS STREETS \(CONTINUED FROM JANUARY 10, 2012 ON A 4-0-1 VOTE, BATEY ABSENT\) \(Report of: Public Works Department\)](#)

Recommendation: That the City Council:

1. Receive and file this report; and
2. Introduce Ordinance No. 837, amending Section 12.20.020 of

Chapter 12.20 of the City of Moreno Valley Municipal Code declaring prima facie speed limits on certain streets (as listed on the ordinance).

Ordinance No. 837

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Section 12.20.020 of Chapter 12.20 of the City of Moreno Valley Municipal Code Relating to a Prima Facie Speed Limit for Certain Streets

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

Motion to Approve by m/Mayor Pro Tem William H. Batey II, s/Council Member Robin N. Hastings
Approved by a vote of 4-0-1, Council Member Marcelo Co absent.

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

Deanna Reeder

1. Economic Development Subcommittee minutes

Jose Chavez

1. Spanish translator for meetings
2. Airport
3. Picking up children from school
4. Speed limit on Day Street

Pete Bleckert

1. Flood control on Nason

Daryl Terrell

1. Presented broker incentive commission program

**CLOSING COMMENTS AND/OR REPORTS OF THE CITY COUNCIL,
COMMUNITY SERVICES DISTRICT, OR CITY AS SUCCESSOR AGENCY FOR
THE COMMUNITY REDEVELOPMENT AGENCY OR THE HOUSING
AUTHORITY**

Mayor Pro Tem William H. Batey II

1. Congratulated Billy Amaya for Eagle Scout project - a great project (work-out equipment) at the TownGate park
2. Wished everyone Happy Valentine's Day

Council Member Robin N. Hastings

1. Attended together with Council Member Molina and Mayor Stewart Harbor Freight Tool store's ribbon cutting ceremony on Wednesday; it was a very well attended event
2. Thanked Pete Bleckert for his input on the flood control issue; we have ongoing issues on the east end
3. Announced that she is not going to Washington D.C. in the first week of March
4. Wished everyone Happy Valentine's Day

Council Member Jesse L. Molina

1. This week is also National Hospitalized Veterans Week
2. Wished everyone Happy Valentine's Day
3. Thanked the Police Department for a great job - they are spread very thin, but they do their job

Mayor Richard A. Stewart

1. Stated that Mothers Against Drunk Drivers support DUI checkpoints; last DUI checkpoint resulted in one narcotics related and 10 alcohol related DUI arrests in one spot
2. Congratulated staff for arrests of suspects committing tagging; tremendous amount of tagging damage has been done
3. Addressed speaker's concerns regarding Day Street speed limit – it's designed for 25 miles per hour speed limit; increasing speed limit might result in accidents

4. On Sunday attended Billy Amaya Eagle Court of Honor; fantastic
5. Asked to agendize drafting a letter to Riverside city council to consider removing the red light camera from Day Street

There being no further business to conduct, the meeting was adjourned at 8:20 p.m. to Closed Session by unanimous informal consent.

CLOSED SESSION

The City Attorney announced that the following item needed to be added to the Closed Session Agenda, Section 54956.9 (a) Existing Litigation, based on the findings that the matter and the need for immediate action arose after the agenda was posted:

Case: Alicia Norton v. City of Moreno Valley

Court: Riverside Superior Court

Case NO.: RIC 533180

Motion to Approve adding the item to Closed Session agenda by m/Mayor Pro Tem William H. Batey II, s/Council Member Jesse L. Molina
Approved by a vote of 4-0-1, Council Member Marcelo Co absent.

Mayor Stewart opened the Closed Session agenda items for public comments; there being none, public comments were closed.

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

None

ADJOURNMENT

There being no further business to conduct, the meeting was adjourned at 8:26 p.m. by unanimous informal consent.

Submitted by:

City Clerk Jane Halstead, City Clerk, CMC
Secretary, Moreno Valley Community Services District
Secretary, City as Successor Agency for the Community Redevelopment Agency of the City of Moreno Valley
Secretary, Housing Authority
Secretary, Board of Library Trustees

Approved by:

Mayor Richard A. Stewart
President, Moreno Valley Community Services District
Chairperson, City as Successor Agency for the Community Redevelopment Agency of the City of Moreno Valley
Chairperson, Housing Authority
Chairperson, Board of Library Trustees

enl