

MINUTES
CITY COUNCIL REGULAR MEETING 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 - canceled

3. Proclamation Recognizing International DeMolay Month

4. Recognition of Mayor Pro Tem William H. Batey II for 15 Years of Service
- canceled

5. "Spotlight on Moreno Valley Business"

- Sizzler Restaurant

- On Stage Hair & Nail Studio

**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
March 13, 2012**

CALL TO ORDER

The 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, Housing Authority and the Board of Library Trustees was called to order at 6:40 p.m. by Mayor Richard A. Stewart in the Council Chamber located at 14177 Frederick Street.

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

[PLEDGE OF ALLEGIANCE](#) - Pledge of Allegiance was led by Council Member Marcelo Co

[INVOCATION - Mr. Howard Kuhns - Spiritual Assembly of the Baha'is of Moreno Valley](#)

[ROLL CALL](#)

Council:

Richard A. Stewart	Mayor
Jesse L. Molina	Council Member
Marcelo Co	Council Member
Robin N. Hastings	Council Member

Absent:

William H. Batey II	Mayor Pro Tem
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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
Ahmad Ansari
Barry Foster
Tom DeSantis
Mike McCarty

Fire Chief
Public Works Director
Community and Economic Development Director
Interim Human Resources Director
Parks & Community Services Director

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

Mayor Richard A. Stewart opened the agenda items for the Consent Calendars for public comments, which were received from Pete Bleckert (Item A.5) and Kenny Bell (Item A.9).

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.

Motion to Approve Joint Consent Calendar Items A.1 through D.2; Mayor Richard A. Stewart abstained from voting on Items A2, B2, C2, and D2; by m/Council Member Robin N. Hastings, s/Council Member

Jesse L. Molina

Approved by a vote of 4-0-1, William H. Batey II absent.

E. PUBLIC HEARINGS

- 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.

Mayor Richard A. Stewart opened the public testimony portion of the public hearing; there being none, public testimony was closed.

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

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

Council Member Jesse L. Molina reported that in the last 12 months RTA ridership has been going up and buses carried unprecedented boarding during January; RTA is nearing its 35th year anniversary, and in honor of

the anniversary, on March 16, RTA will launch a variety of promotions and activities, including lower rates on selected bus routes and contest for a chance to win prizes; Board Members authorized RTA to apply for federal grants to help pay for replacement buses, as by the end of 2012 the agency's entire fleet is expected to be eligible for retirement based on miles traveled; RTA must compete with the nation's largest transit operators for a limited amount of funding

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 \(CONTINUED FROM FEBRUARY 14, 2012 ON A 4-0-1 VOTE, COUNCIL MEMBER CO ABSENT\) \(Report of: City Clerk Department\)](#)

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.

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

Motion to Appoint Christin Walters to the Library Commission with a term expiring June 30, 2012, Arlen Henry Gaynor to the Recreational Trails Board with a term expiring June 30, 2014, and Richard L. F. Archer, Sr. to the Arts Commission with a term expiring June 30, 2014, and Jeffrey M. Barnes to the Accessibility Appeals Board, as a Construction Representative, with a term expiring June 30, 2014, by

**m/Council Member Jesse L. Molina, s/Council Member Marcelo Co
Approved by a vote of 4-0-1, Mayor Pro Tem William H. Batey II
absent.**

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

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

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

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

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

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

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.XXXXXX 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.XXXXXX 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.

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

Public Works Director Ahmad Ansari made a correction to the staff report by announcing that a Right of Entry from Highland Fairview had been secured.

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

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

Motion to Approve Recommendation No. 3 by m/Council Member Robin N. Hastings, s/Council Member Jesse L. Molina
Approved by a vote of 4-0-1, Mayor Pro Tem William H. Batey II absent.

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

absent.

Motion to Approve Recommendation No. 5 by m/Council Member Robin N. Hastings, s/Council Member Jesse L. Molina
Approved by a vote of 4-0-1, Mayor Pro Tem William H. Batey II
absent.

Motion to Approve Recommendation No. 6 by m/Council Member Robin N. Hastings, s/Council Member Jesse L. Molina
Approved by a vote of 4-0-1, Mayor Pro Tem William H. Batey II
absent.

Motion to Approve Recommendation No. 7 by m/Council Member Robin N. Hastings, s/Council Member Jesse L. Molina
Approved by a vote of 4-0-1, Mayor Pro Tem William H. Batey II
absent.

Motion to Approve Recommendation No. 8 by m/Council Member Robin N. Hastings, s/Council Member Jesse L. Molina
Approved by a vote of 4-0-1, Mayor Pro Tem William H. Batey II
absent.

Motion to Approve Recommendation No. 9 by m/Council Member Robin N. Hastings, s/Council Member Jesse L. Molina
Approved by a vote of 4-0-1, Mayor Pro Tem William H. Batey II
absent.

Motion to Approve Recommendation No. 10 by m/Council Member Robin N. Hastings, s/Council Member Jesse L. Molina
Approved by a vote of 4-0-1, Mayor Pro Tem William H. Batey II
absent.

Motion to Approve Recommendation No. 11 by m/Council Member Robin N. Hastings, s/Council Member Jesse L. Molina
Approved by a vote of 4-0-1, Mayor Pro Tem William H. Batey II
absent.

Motion to Approve Recommendation No. 12 by m/Council Member Robin N. Hastings, s/Council Member Jesse L. Molina
Approved by a vote of 4-0-1, Mayor Pro Tem William H. Batey II
absent.

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.

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

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

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

Motion to Approve Recommendation No. 3 by m/Council Member Robin N. Hastings, s/Council Member Jesse L. Molina
Approved by a vote of 4-0-1, Mayor Pro Tem William H. Batey II absent.

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

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

Motion to Approve Recommendation No. 5 by m/Council Member Robin N. Hastings, s/Council Member Jesse L. Molina
Approved by a vote of 4-0-1, Mayor Pro Tem William H. Batey II absent.

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.

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

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

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

Motion to Approve Recommendation No. 3 by m/Council Member Jesse L. Molina, s/Council Member Marcelo Co
Approved by a vote of 4-0-1, Mayor Pro Tem William H. Batey II absent.

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

Motion to Approve Recommendation No. 5 by m/Council Member Jesse L. Molina, s/Council Member Marcelo Co
Approved by a vote of 4-0-1, Mayor Pro Tem William H. Batey II absent.

- 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.

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

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

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

Motion to Approve Recommendation No. 3 by m/Council Member Marcelo Co, s/Council Member Jesse L. Molina
Approved by a vote of 4-0-1, Mayor Pro Tem William H. Batey II absent.

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

Motion to Approve Recommendation No. 5 by m/Council Member Marcelo Co, s/Council Member Jesse L. Molina
Approved by a vote of 4-0-1, Mayor Pro Tem William H. Batey II absent.

G.10 [CITY MANAGER'S REPORT \(Informational Oral Presentation - not for Council action\)](#) - none

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

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

Motion to Approve by m/Council Member Jesse L. Molina, s/Council Member Marcelo Co
Approved by a vote of 4-0-1, Mayor Pro Tem William H. Batey II 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](#)

Kenny Bell

1. Construction apprenticeship program

Pete Bleckert

1. Electric companies

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

Council Member Marcelo Co

1. Appreciates speaker Kenny Bell's idea about getting experience through apprenticeship. Stated that he is involved in a similar program with Rising Stars Academy to give kids experience in construction and improve their chances of getting a job; would like schools to be more involved in this program; it is a great idea; it is our duty as citizens to help other citizens to be successful and move forward

Council Member Robin N. Hastings

1. District 3 Business Connection Lunch was held on March 1 at Bob's Big Boy; it was a very successful meeting, a good way to connect with local business
2. Participated in Dr. Seuss Read Across America program - on March 2, read to five classrooms for 3 hours; a great program, and kids loved it
3. On March 8, the Optimist Club did Child Comfort at the Moreno Valley Police Department; hand-made blankets, coloring books, crayons, stuffed animals were provided for traumatized kids; thanked PD Chief, the Optimist Club and seniors for participating in this valuable program
4. On March 8, a Chamber mixer was held at Berrybean Café on Alessandro and Elsworth; encouraged everyone to visit this place - excellent food and good prices
5. On March 9, did the Moreno Valley College Leadership Academy, an accredited class, where community leaders were invited to speak
6. On March 9, attended Moreno Valley Police Department's 15th Annual Volunteer Appreciation Dinner; congratulated everyone who was recognized and thanked everyone who contributed to the program; encouraged everyone to volunteer
7. The March Field Museum Board is organizing the Welcome Home Vietnam Veterans event March 27 through April 1. Half-size replica of the Vietnam Veterans wall will be brought to the Museum on March 27. The opening ceremony will be held on March 27, at 10 a.m. through April 1. Welcome Home Vietnam Vets Day will be on March 31 at the March Field Museum - free lunch will be provided to all Vietnam vets; ribbon cutting

ceremony will include the opening of the Vietnam fire base

Council Member Jesse L. Molina

1. On March 2, participated in Dr. Seuss Read Across America program - read books to five classes; thanked Amy Hall from Sunnymead Elementary school; enjoyed being involved in this program

2. Attended the Volunteer Appreciation Dinner with Chief Anderson; we will need volunteers to monitor surveillance cameras

3. Kenny Bell's and Council Member Co's ideas about apprenticeship program are great - kids want to learn and seek knowledge and experience

Mayor Richard A. Stewart

1. Went on vacation to South America; appreciates how great this country is; brought great ideas regarding parks

2. Referred to an article in The Press-Enterprise last Sunday about World Logistics Center planning to provide warehouse space - a pretty balanced story; a lot of technical studies need to be done, and each concern will be addressed; the Planning Commission and the City Council will do the final review ensuring compliance with legal requirements; encouraged residents to voice their opinion

3. Volunteer Appreciation Dinner was fantastic; congratulated Duane Chamlee, City's former Fire Chief, for being a reserve police officer of the year

4. On April 23, Joint Powers members will take a trip to Washington, D.C., will be lobbying for KC 46, a new tanker for March JPA

5. Encouraged residents to get involved; we have another opening on the Traffic Safety Commission

5. Air show will be held on May 19; free to the public

6. Asked PD Chief to give an update on the police camera program - RFPs will be going out soon; hopes to have the system up and running around November; community meetings are being held to solicit input from the community and to inform citizens how cameras are going to be used

CLOSED SESSION

The Closed Session was held in the City Manager's Conference Room 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](#) -
continued

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 8:40 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

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