

**MINUTES**  
**CITY COUNCIL REGULAR MEETING OF THE CITY OF MORENO VALLEY**  
**March 27, 2012**

**CALL TO ORDER**

SPECIAL PRESENTATIONS

1. Proclamation Recognizing the Moreno Valley Lions Club
2. Officer of the Quarter - Officer Victor Magana
3. Officer of the Year Investigator Duke Viveros
4. "Avoid the 30" DUI Program Award - Officers Dennis Pleta and Eric Robinson
5. Recognition of Mayor Pro Tem William H. Batey II for 15 Years of Service

**MINUTES  
JOINT MEETING OF THE  
CITY COUNCIL OF THE CITY OF MORENO VALLEY  
MORENO VALLEY COMMUNITY SERVICES DISTRICT  
COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO VALLEY  
BOARD OF LIBRARY TRUSTEES**

**REGULAR MEETING – 6:30 PM  
March 27, 2012**

**CALL TO ORDER**

The Joint Meeting of the City Council of the City of Moreno Valley, Moreno Valley Community Services District, Moreno Valley Housing Authority, The Successor Agency of the City of Moreno Valley and the Board of Library Trustees was called to order at 6:30 p.m. by Mayor Richard A. Stewart in the Council Chamber located at 14177 Frederick Street.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Council Member Molina

**INVOCATION - Pastor Arnold Espinoza - Praise Chapel Christian Fellowship**

**ROLL CALL**

Council:

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

Staff:

Kathy Gross	Executive Assistant
Jane Halstead	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	Interim Human Resources 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; 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 - REGULAR MEETING OF MARCH 13, 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 March 7-20, 2012.

A.4 [FINAL MAP 32505--APPROVAL OF MAINTENANCE AGREEMENT BY AND BETWEEN CITY OF MORENO VALLEY AND WESTERN PACIFIC HOUSING, INC. \(Report of: Community & Economic Development Department\)](#)

**Recommendation:**

1. Approve the Maintenance Agreement by and between the City of Moreno Valley (City) and Western Pacific Housing, Inc.;
2. Authorize the Mayor to execute the Maintenance Agreement;
3. Authorize the City Attorney to work with Western Pacific Housing, Inc. and/or Mayfield Owners Association to draft modifications or

amendments to the Maintenance Agreement as necessary from time to time to clarify the intent and effectuate the provisions of said Agreement;

4. Authorize the City Treasurer to invest the required Trust Funds pursuant to Section 8 of the Maintenance Agreement;
5. Authorize the City Manager to execute modifications or amendments to the Maintenance Agreement as prepared by the City Attorney; and
6. Authorize the City Clerk to transmit the executed Maintenance Agreement to the Office of the Recorder for the County of Riverside for recordation.

A.5 [PA02-0133 \(Tract 31089\) - REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING JAFFA WAY, NAVEL AVENUE, SHALU AVENUE, CITRUS COURT, TANGERINE ROAD AND THE PORTIONS OF KITCHING STREET AND TUSCOLA STREET ASSOCIATED WITH THE PROJECT INTO THE CITY'S MAINTAINED STREET SYSTEM - DEVELOPER: BEAZER HOMES HOLDING CORP, BREA, CA 92821 \(Report of: Community & Economic Development Department\)](#)

**Recommendation:**

1. Adopt Resolution No. 2012-17; and

Resolution No. 2012-17

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Improvements as Complete Within PA02-0133 (Tract 31089) and Accepting Jaffa Way, Navel Avenue, Shalu Avenue, Citrus Court, Tangerine Road, and the Portions of Kitching Street and Tuscola Street 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.6 [AUTHORIZE THE AWARD OF THE CONSTRUCTION CONTRACT TO HILLCREST CONTRACTING FOR THE COTTONWOOD AVENUE IMPROVEMENTS FROM PERRIS BOULEVARD TO 650 FEET EAST - PROJECT NO. 12-41678528 \(Report of: Public Works Department/CPD\)](#)

**Recommendation:**

1. Award the construction contract for the Cottonwood Avenue Improvements (from Perris Boulevard to 650 Feet East) to Hillcrest Contracting, the lowest responsible bidder;
2. Authorize the City Manager to execute a contract with Hillcrest Contracting;
3. Authorize the issuance a Purchase Order to Hillcrest Contracting for the amount of \$188,728.75 (\$150,983.00 base bid amount plus 25% contingency) when the contract has been signed by all parties;
4. Authorize the Public Works Director/City Engineer to execute any subsequent change orders to the contract with Hillcrest Contracting, up to but not to exceed the Purchase Order's total contingency amount of \$37,745.75, subject to the approval of the City Attorney; and
5. Authorize the Public Works Director/City Engineer to record the Notice of Completion once he determines the work is complete, accept the improvements into the City's maintained roadway system, and release the retention to Hillcrest Contracting, if no claims are filed against the project.

A.7 [NOTICE OF COMPLETION AND ACCEPTANCE OF STREET IMPROVEMENTS FOR CITYWIDE SIDEWALKS AND ACCESS RAMPS CONSTRUCTED BY MORA'S EQUIPMENT & CONSTRUCTION, INC. - PROJECT NO. 10-12272227 \(Report of: Public Works Department/CPD\)](#)

**Recommendation:**

1. Accept the work as complete for the Street Improvements for Citywide Sidewalks and Access Ramps, constructed by Mora's Equipment & Construction, Inc.;
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 Mora's Equipment & Construction, 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 [AUTHORIZATION TO AWARD THE CONSTRUCTION CONTRACT TO](#)

GOLDEN STATE CONSTRUCTORS, INC. FOR THE CITYWIDE  
SIDEWALKS AND ACCESS RAMPS – PHASE II

PROJECT NO. 12-12566629 (Report of: Public Works Department/CPD)

**Recommendation:**

1. Waive any and all minor irregularities and award the construction contract for the Citywide Sidewalks and Access Ramps – Phase II to Golden State Constructors, Inc., the lowest responsible bidder;
2. Authorize the City Manager to execute a contract with Golden State Constructors, Inc.;
3. Authorize the issuance of a Purchase Order to Golden State Constructors, Inc. for a total amount of \$174,142.65 (\$158,311.50 bid amount plus 10% contingency) when the contract has been signed by all parties;
4. Authorize the Public Works Director/City Engineer to execute any subsequent change orders to the contract with Golden State Constructors, Inc., up to but not to exceed the Purchase Order's total contingency of \$15,831.15 subject to the approval of the City Attorney; and
5. Authorize the Public Works Director/City Engineer to record the Notice of Completion once he determines the work is complete, accept the improvements into the City's maintained system, and release the retention to Golden State Constructors, Inc., if no claims are filed against the project.

A.9 AUTHORIZE THE AWARD OF THE CONSTRUCTION CONTRACT TO  
ELITE COMPANIES US FOR THE HEACOCK STREET SIDEWALK  
IMPROVEMENTS FROM ATWOOD AVENUE TO MYERS AVENUE  
PROJECT NO. 12-12566333 (Report of: Public Works Department/CPD)

**Recommendation:**

1. Award the construction contract for the Heacock Street Sidewalk Improvements from Atwood Avenue to Myers Avenue to Elite Companies US, Inc., the lowest responsible bidder;
2. Authorize the City Manager to execute a contract with Elite Companies US;
3. Authorize the issuance a Purchase Order to Elite Companies US for the amount of \$105,422.64 (\$87,852.20 base bid amount plus 20% contingency) when the contract has been signed by all parties;

4. Authorize the Public Works Director/City Engineer to execute any subsequent change orders to the contract with Elite Companies US, up to but not to exceed the Purchase Order's total contingency amount of \$17,570.44, subject to the approval of the City Attorney; and
5. Authorize the Public Works Director/City Engineer to record the Notice of Completion once he determines the work is complete, accept the improvements into the City's maintained roadway system, and release the retention to Elite Companies US, if no claims are filed against the project.

A.10 [APPROVE AND EXECUTE THREE PUBLIC UTILITY EASEMENT DEEDS TO CONVEY PORTIONS OF PARCEL NO. 21447 \(NO APN\) AND PARCEL NO. 21459 \(APN 488-330-001\), AND APPROVE AND EXECUTE A GRANT DEED TO CONVEY A PORTION OF PARCEL NO. 21459 FOR THE SR-60/MORENO BEACH INTERCHANGE PROJECT \(PHASE 1\) - PROJECT NO. 07-41570024 \(Report of: Public Works Department/CPD\)](#)

**Recommendation:**

1. Approve and authorize the City Manager to execute three easement deeds to convey rights across portions of Parcel No. 21447 (No APN) and Parcel No. 21459 (APN 488-330-001) to Southern California Edison and Eastern Municipal Water District for the SR-60/Moreno Beach Improvement Project (Phase 1); and
2. Approve and authorize the City Manager to execute a Grant Deed to Convey a Portion of Parcel No. 21459 (APN 488-330-001) to Caltrans upon completion of construction of the project.

A.11 [PA01-0053 \(PM 30472\) PHASE 2B – REQUEST TO CONDUCT A FULL ROAD CLOSURE OF A SEGMENT OF MODULAR WAY AND A SEGMENT OF KITCHING STREET FOR THE CONSTRUCTION OF STREET IMPROVEMENTS FROM MARCH 28, 2012 – AUGUST 28, 2012; DEVELOPER: WALGREEN CO., DEERFIELD, IL 60015 \(Report of: Community & Economic Development Department\)](#)

**Recommendation:**

Authorize a full road closure of Modular Way from Kitching Street to approximately 800 feet west of Kitching Street and Kitching Street from approximately 350 feet north of Modular Way to approximately 1,500 feet south of Modular Way for the construction of street improvements from March 28, 2012 – August 28, 2012.

A.12 [APPROVAL OF CHECK REGISTER FOR JANUARY, 2012 \(Report of: Financial & Administrative Services Department\)](#)

**Recommendation:**

Adopt Resolution No. 2012-19, approving the Check Register for the month of January, 2012 in the amount of \$11,915,839.98.

Resolution No. 2012-19

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

- A.13 [PM 30472 – \(PHASE 2b\) MODULAR WAY AND KITCHING STREET – AMENDMENT TO AGREEMENT FOR PUBLIC IMPROVEMENTS \(TIME EXTENSION\) EAST OF PERRIS BOULEVARD AT NANDINA AVENUE - DEVELOPER: WALGREEN CO., DEERFIELD, IL 60015 \(Report of: Public Works Department/ Community & Economic Development Department\)](#)

**Recommendation:**

1. Authorize the Mayor to execute the Amendment to Agreement for Public Improvements for PM 30472 - Phase 2 Modular Way and Kitching Street;
2. Instruct the City Clerk to forward the completed Amendment to Agreement for Public Improvements to the County Recorder's Office for recordation; and
3. 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.14 [COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR FISCAL YEAR ENDED JUNE 30, 2011 \(Report of: Financial & Administrative Services Department\)](#)

**Recommendation:**

Receive and file the Comprehensive Annual Financial Report for the fiscal year that ended June 30, 2011.

- A.15 [RESOLUTION NO. 2012-21, AUTHORIZING THE CITY MANAGER TO EXECUTE AGREEMENTS WITH CALTRANS FOR TRANSPORTATION PLANNING GRANTS \(Report of: Public Works Department\)](#)

**Recommendation:**

Approve Resolution No. 2012-21.

Resolution No. 2012-21



A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the City Manager to Execute Agreements with CalTrans for Transportation Planning Grants

**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 MARCH 13, 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 MARCH 13, 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 MARCH 13, 2012 \(Report of: City Clerk Department\)](#)

**Recommendation:**  
Approve as submitted.

**Motion to Approve 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 4-0-0-1, Marcelo Co absent.**

**E. PUBLIC HEARINGS**

E.1 [PUBLIC HEARING TO ADOPT AN ORDINANCE TO ESTABLISH AN UNDERGROUND UTILITY DISTRICT - NASON STREET FROM CACTUS](#)

[AVENUE TO FIR AVENUE \(Report of: Public Works Department/CPD\)](#)

**Recommendation: That the City Council:**

1. Conduct the public hearing and accept public comments, for consideration of the establishment of an underground utility district along Nason Street from Cactus Avenue to Fir Avenue; and
2. Introduce Ordinance No. 841.

Ordinance No. 841

An Ordinance of the City of Moreno Valley Establishing an Underground Utility District Along Nason Street from Cactus Avenue to Fir Avenue

Mayor Richard A. Stewart opened the public testimony portion of the public hearing. Public testimony was received from Russell Miller.

**Motion to Approve Item E.1 by m/Council Member Robin N. Hastings, s/Mayor Pro Tem William H. Batey II**

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

- E.2 [FY 2012/13 PROJECT SELECTION FOR COMMUNITY DEVELOPMENT BLOCK GRANT \(CDBG\) AND HOME INVESTMENT PARTNERSHIP \(HOME\) PROGRAMS \(Report of: Community & Economic Development Department\)](#)

**Recommendation: That the City Council:**

1. Conduct a Public Hearing for CDBG and the HOME grant programs to allow public comment on the proposed FY 2012/13 programs; and
2. Review and select programs for funding for social service, housing, and economic development activities to be included in the City's FY 2012/13 Annual Action Plan.

Mayor Richard A. Stewart opened the public testimony portion of the public hearing. Public testimony was received from Karyn Young-Lowe.

**Motion to Approve Item E.2 by m/Mayor Pro Tem William H. Batey II, s/Council Member Robin N. Hastings**

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

- E.3 [A PUBLIC HEARING ON A SPECIFIC PLAN AMENDMENT TO REPEAL THE CACTUS CORRIDOR SPECIFIC PLAN \(SP 214\) AND ESTABLISH CITY ZONING DESIGNATIONS FOR THE AREA \(P10-050, PA10-0026, PA10-0027\). THE CACTUS CORRIDOR SPECIFIC PLAN IS LOCATED](#)

GENERALLY BETWEEN MORENO BEACH DRIVE, THEODORE STREET, BRODIAEA AVENUE AND CACTUS AVENUE (Report of: Community & Economic Development Department)

**Recommendation: That the City Council:**

1. After conducting a public hearing, RECOGNIZE that applications P10-050 (Specific Plan Amendment), PA10-0026 (General Plan Amendment) and PA10-0027 (Zone Change) will not have a significant effect on the environment and are therefore exempt from the provisions of the California Environmental Quality Act (CEQA), per CEQA Guidelines Section 15305, Minor Alterations to Land Use Limitations, as Class 5 Categorical Exemptions; and

2. INTRODUCE Ordinance No. 842;

Ordinance No. 842

An Ordinance of the City Council of the City of Moreno Valley, California, Approving Application P10-050 for a Specific Plan Amendment to Repeal the Cactus Corridor Specific Plan (SP214)

3. ADOPT City Council Resolution No. 2012-20; and

Resolution No. 2012-20

A Resolution of the City Council of the City of Moreno Valley, California, Approving a General Plan Amendment (PA10-0026) to Make Minor Changes to Establish Land Use Designations for Certain Properties Within SP214

4. INTRODUCE Ordinance No. 843.

Ordinance No. 843

An Ordinance of the City Council of the City of Moreno Valley, California, Approving a Zone Change (PA10-0027) to Establish City Land Use Designations for the Properties Within SP214

Mayor Richard A. Stewart opened the public testimony portion of the public hearing. Public testimony was received from Ryan Thomas (Support Item), Allan Smiley, Seval Haley and Craig Haley.

**Motion to Approve Item E.3, Recommendation Nos. 1-4 by m/Mayor Pro Tem William H. Batey II, s/Council Member Robin N. Hastings Approved by a vote of 4-0-0-1, Council Member Marcelo Co absent.**

E.4 GENERAL PLAN AMENDMENT/SPECIFIC PLAN 208 AMENDMENT TO MODIFY THE CIRCULATION PLAN AND CIRCULATION EXHIBIT, RESPECTIVELY (PA12-0001) (Report of: Public Works Department/CPD)

**Recommendation: That the City Council:**

After conducting a public hearing to consider the action taken by the Planning Commission on February 9, 2012, recommending approval of a General Plan Amendment and Specific Plan 208 Amendment (PA12-0001), and subsequent to the public hearing, Approve the proposed City Council Resolution No. 2012-18, thereby ADOPTING a Negative Declaration for PA12-0001 in that the project will not result in significant environmental impacts, and APPROVING the General Plan Amendment and Specific Plan 208 Amendment (PA12-0001), based on the findings in the City Council Resolution.

Resolution No. 2012-18

A Resolution of the City Council of the City of Moreno Valley, California Approving a General Plan Amendment and Specific Plan 208 Amendment (PA12-0001) to Modify the City Circulation Plan and Circulation Exhibit, Respectively

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

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

Jesse Molina gave an update on RTA, stating February was a shattered high record for RTA. Additionally, RTA, in honor of their 35-year Anniversary, invites all to join them in the celebration by submitting photographs of yourself, family and friends while taking a trip on a bus and

get the chance of winning a 30-day pass as well as having your pictures placed on their website. RTA began in 1977 and is incorporating a 70's scene, although is not required for winning the contest.

A bus driver, Mr. Charles, was recognized for finding a purse that had been lost on March 6, 2012.

RTA is applying for a 4.8 million dollar Federal Clean Fuel Grant to help replace the aging fleet.

RTA's Chief Executive Officer, Larry Rubio, was named Manager of the Year

G.2 [PUBLIC MEETING REGARDING THE MAIL BALLOT PROCEEDING FOR APN 296-280-018 BALLOTING FOR NPDES \(Report of: Public Works Department\)](#)

**Recommendation: That the City Council:**

Accept public comments regarding the mail ballot proceeding for Assessor Parcel Number (APN) 296-280-018 for approval of the National Pollutant Discharge Elimination System (NPDES) maximum commercial/industrial regulatory rate.

G.3 [PUBLIC MEETING REGARDING THE MAIL BALLOT PROCEEDING FOR APN 296-280-018 BALLOTING FOR CSD ZONE M \(Report of: Public Works Department\)](#)

**Recommendation: That the CSD:**

Accept public comments regarding the mail ballot proceeding for APN 296-280-018 for inclusion into and approval of the annual charge for CSD Zone M (Commercial, Industrial, and Multifamily Improved Median Maintenance).

G.4 [FIRST AMENDMENT TO AGREEMENT WITH FALCON ENGINEERING SERVICES INC. FOR CONSTRUCTION MANAGEMENT SERVICES FOR THE SR-60/NASON OVERCROSSING PROJECT - PROJECT NO. 07-41570024 \(Report of: Public Works Department/CPD\)](#)

**Recommendation: That the City Council:**

1. Authorize the "First Amendment to Agreement for Professional Consultant Services, Transportation Uniform Mitigation Fee (TUMF) – Zonal" (First Amendment) with Falcon Engineering Services, Inc. (Falcon), to provide construction management services for the SR-60/Nason Bridge project for \$1,942,779;
2. Authorize the City Manager to execute said First Amendment with Falcon;

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 Purchase Order No. 42266 with Falcon by \$1,942,779 from Account No. 797.79718.7200 once the First Amendment has been signed by all parties; and
5. Authorize the Public Works Director/City Engineer to execute any subsequent amendments to the contract with Falcon within the authorized purchase order amount subject to the approval of the City Attorney.

Mayor Richard A. Stewart opened the agenda item for public comments, which was received from Deanna Reeder.

**Motion to Approve by m/Council Member Robin N. Hastings, s/Council Member Jesse L. Molina**

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

- G.5 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 [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 \(RECEIVED FIRST READING AND INTRODUCTION ON A 4-0-1 VOTE, BATEY ABSENT\) \(Report of: Parks and Community Services Department\)](#)

**Recommendation: That the City Council:**

Adopt Ordinance No. 839.

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/Mayor Pro Tem William H. Batey II, s/Council Member Robin N. Hastings**

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

H.2 .2 [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 \(RECEIVED FIRST READING AND INTRODUCTION ON MARCH 13, 2012 BY A 4-0-1 VOTE, BATEY ABSENT\) \(Report of: Community & Economic Development Department\)](#)

**Recommendation: That the City Council:**

Adopt Ordinance No. 840.

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

**Motion to Approve by m/Mayor Pro Tem William H. Batey II, s/Council Member Robin N. Hastings**

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

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](#)

Adolf Kruger

1. Skechers
2. Automation - Loss of Jobs
3. MVPD Corruption

Deanna Reeder

1. RDA Oversight Board
2. Public Comments Location on Oversight Board Agenda

Pete Bleckert

1. Choke Points

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

Jesse Molina

1. Roads moving at a faster pace
2. United Council
3. Vietnam - Wall that Heals
4. Moreno Valley Beauty Pageant - [www.valleyqueens.org](http://www.valleyqueens.org) (September 2012)
5. Recently attended a Senior Center meeting. Request of Media - requests computer classes on TV for seniors
6. Future Surveillance Camera at Senior Center - Request to be first to receive

Robin Hastings

1. VVHS very first Mr. Eagle Contest - Renaissance Program
2. Congratulations to Michael Curry who is the first Mr. Eagle
3. Vietnam - Wall that Heals - Part of the Welcome Home Vietnam Vets
4. Relay for Life - April 14th at VVHS
5. Health & Safety Fair - April 28th at the MV Auto Mall
6. Congratulations to my son, James, finished his last class today and will receive his degree in Information Technology from University of Kentucky



7. Congratulations to my daughter, Julie, for putting an offer on her first home here in Moreno Valley
8. To my husband, celebrating our 41st Wedding Anniversary - You're the Best

William H. Batey

1. Vietnam - Wall that Heals - Kudos to Robin Hastings for beginning the Readings today
2. Soon will be Presenting the winners of our Reading Contest

Mayor Richard A. Stewart

1. Oversight Board not a "Rubber Stamp". Example: The MJPA Oversight Board loaned Redevelopment Agency at March Joint Powers 3 1/2 million dollars; RDA has been paying back slowly, now State Treasurer disapproved and said it was a gift. This money is needed to keep their operation running. The City has a lot more substantial debt and may be faced with not being paid back. The Oversight Board is not a de novo look at expenditures - they're not the ones doing the work, but rather the ones overseeing the work to be done.
2. Construction taking place outside of Conference Recreation Center Ballroom - trying to make it more rentable. Parks & Community Services Director Mike McCarty provided explanation that the concrete tiles and grass area will be replaced with a color concrete slab; removal and replanting of the trees to allow for the possibility of big tents or Gazebos; grass will be planted around parameter; and a mural will be placed at the entrance way representing Moreno Valley's history. This will help with renting for future weddings and big events, generating more revenue for the City.

**CLOSED SESSION**

A Closed Session of the City Council, Community Services District and Community Redevelopment Agency of the City of Moreno Valley 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: City Manager Henry T. Garcia](#)  
Employee Organization: MVCEA

b) [Agency Representative: City Manager Henry T. Garcia](#)  
Employee Organization: MVMA

c) [Agency Representative: City Manager Henry T. Garcia](#)  
Employee Organization: Moreno Valley Confidential  
Management Employees

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

**[ADJOURNMENT](#)**

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

Submitted by:

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City Clerk Jane Halstead, City Clerk, CMC  
Secretary, Moreno Valley Community Services District  
Secretary, Community Redevelopment Agency of the City of Moreno Valley  
Secretary, Board of Library Trustees

Approved by:

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