

MINUTES
CITY COUNCIL REGULAR MEETING OF THE CITY OF MORENO VALLEY
April 10, 2012

CALL TO ORDER

SPECIAL PRESENTATIONS

1. Proclamation Recognizing April is Child Abuse Prevention Month

2. Recognition of Rancho Verde High School CIF Championship

3. "Spotlight on Moreno Valley Business"

a) Eastern Municipal Water District

b) Café Gossip

**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
April 10, 2012**

CALL TO ORDER

PLEDGE OF ALLEGIANCE

The Joint Meeting of the City Council of the City of Moreno Valley, Moreno Valley Community Services District, the Community Redevelopment 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.

The Pledge of Allegiance was led by Council Member Council Member Robin N. Hastings.

INVOCATION - Pastor Diane Gardner, Beautiful Women of God - Diane Gardner Ministries

ROLL CALL

Council:

Richard A. Stewart	Mayor
William H. Batey II	Mayor Pro Tem
Marcelo Co	Council Member
Robin N. Hastings	Council Member

Staff:

Jane Halstead	City Clerk
Julienne Clay	Administrative Assistant
Henry T. Garcia	City Manager
Richard Teichert	Financial and Administrative Services Director
Robert Hansen	City Attorney
Michelle Dawson	Assistant City Manager
Ahmad Ansari	Public Works Director
Barry Foster	Community and Economic Development Director

Mayor Mayor Richard A. Stewart

Mayor Pro Tem Mayor Pro Tem William H. Batey II
Council Member Jesse L. Molina - Absent
Council Member Council Member Robin N. Hastings
Council Member Council Member Marcelo Co

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 Chris Baca (A10 - opposed) and Jose Chavez (A10 - opposed).

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 27, 2012 \(Report of: City Clerk Department\)](#)

A.3 [AUTHORIZE CHANGE ORDER TO INCREASE PURCHASE ORDER WITH EASTERN MUNICIPAL WATER DISTRICT \(EMWD\) FOR THE SR-60/NASON INTERCHANGE PROJECT- PROJECT NO. 98-25897 \(Report of: Public Works Department/CPD\)](#)

Recommendation:

Authorize a Change Order to increase Purchase Order No. 37223 with Eastern Municipal Water District (EMWD) by \$70,000 for the SR-60/Nason Street Interchange Improvements Project (Account No. 125.89720).

A.4 [APPROVAL OF THE 2012/2013 FISCAL YEAR STORM WATER PROTECTION PROGRAM BUDGET FOR COUNTY SERVICE AREA \(CSA\) 152 \(Report of: Community & Economic Development Department\)](#)

Recommendation:

1. Approve the County Service Area (CSA) 152 Budget for FY 2012/2013 in the amount of \$548,506; and

2. Authorize the levy of CSA 152 Assessment at \$8.15 per Benefit Assessment Unit (BAU) for FY 2012/2013.

A.5 [AUTHORIZATION TO AWARD AGREEMENT FOR PROFESSIONAL DESIGN CONSULTANT SERVICES TO RBF CONSULTING FOR THE ALESSANDRO BOULEVARD MEDIAN FROM INDIAN STREET TO PERRIS BOULEVARD - PROJECT NO. 13-12566851 HSIPL-5441\(050\) \(Report of: Public Works Department/CPD\)](#)

Recommendation:

1. Approve the Agreement for Professional Design Services with RBF Consulting, for the Alessandro Boulevard Median from Indian Street to Perris Boulevard project;
2. Authorize the City Manager to execute the Agreement for Professional Design Services with RBF Consulting;
3. Authorize the issuance of a Purchase Order to RBF Consulting in the amount of \$137,027.00 when the Agreement has been signed by all parties; and
4. Authorize the Public Works Director/City Engineer to execute any subsequent amendments to the Agreement with RBF Consulting, up to but not to exceed the Purchase Order amount, subject to the approval of the City Attorney.

A.6 [AUTHORIZATION TO AWARD THE CONSTRUCTION CONTRACT TO RASMUSSEN BROTHERS CONSTRUCTION, INC. FOR THE MORENO VALLEY POLICE DEPARTMENT TRAFFIC DIVISION OFFICE RENOVATION - PROJECT NO. 11-50182328 \(Report of: Public Works Department/CPD\)](#)

Recommendation:

1. Award the construction contract to Rasmussen Brothers Construction, Inc. (RBC), 40441 Gavilan Mountain Road, Fallbrook, CA 92028, the lowest responsible bidder, for the Moreno Valley Police Department Traffic Division Office Renovation;
2. Authorize the City Manager to execute a contract with RBC;
3. Authorize the issuance of a Purchase Order to RBC in the amount of \$166,672 (\$138,892 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 RBC, up to but not to

exceed the Purchase Order contingency of \$27,780; 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 RBC, if no claims are filed against the project.

A.7 AGREEMENT FOR REIMBURSEMENT OF TRANSPORTATION UNIFORM MITIGATION FEE FUNDS BETWEEN RIVERSIDE COUNTY TRANSPORTATION COMMISSION AND THE CITY OF MORENO VALLEY FOR PERRIS BOULEVARD WIDENING FROM PERRIS VALLEY STORM DRAIN LATERAL "B" TO CACTUS AVENUE – PROJECT NO. 11-41570125 (Report of: Public Works Department/CPD)

Recommendation:

1. Accept and approve the Agreement for the reimbursement of Transportation Uniform Mitigation Fee (TUMF) funds between Riverside County Transportation Commission (RCTC) and the City of Moreno Valley for the Construction Phase of the Perris Boulevard Widening from Perris Valley Storm Drain Lateral "B" to Cactus Avenue project;
2. Authorize the City Manager to execute the Agreement between RCTC and the City of Moreno Valley;
3. Authorize the Public Works Director/City Engineer to execute any subsequent amendments to the TUMF Agreement between RCTC and the City of Moreno Valley for the Perris Boulevard Widening from Perris Valley Storm Drain Lateral "B" to Cactus Avenue project, subject to the approval of the City Attorney;
4. Reappropriate \$262,000 from Account No. 415.70225 (Perris Boulevard Widening from Ironwood Avenue to Manzanita Avenue) to Account No. 415.70125 (Perris Boulevard Widening from Perris Valley Storm Drain Lateral "B" to Cactus Avenue); and
5. Authorize the revenue and expense budgets in the TUMF Capital Projects Fund (Fund 415) for the Perris Boulevard Widening from Perris Valley Storm Drain Lateral "B" to Cactus Avenue project in the amounts of \$5,110,000, respectively, upon approval of the agreement for the reimbursement of TUMF funds between RCTC and the City of Moreno Valley.

A.8 AUTHORIZE THE FIFTH AMENDMENT TO AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES WITH PARSONS

TRANSPORTATION GROUP FOR SR-60/MORENO BEACH DRIVE
PHASE 1 AND NASON STREET OVERCROSSING IMPROVEMENTS --
PROJECT NO. 07-41570024 (Report of: Public Works Department/CPD)

Recommendation:

1. Approve the Fifth Amendment to the Agreement for Professional Consultant Services with Parsons Transportation Group Inc. (Parsons), 1133 Fifteenth Street NW, Washington, DC 20005-2701 to finalize all design and right-of-way documentation for Caltrans approval for the SR-60/Moreno Beach Drive Interchange Phase 1 and SR-60/Nason Overcrossing projects;
2. Authorize the City Manager to execute the Fifth Amendment to Agreement for Professional Consultant Services with Parsons;
3. Acting as the Successor Agency, authorize the City Manager to access agency funds, subject to Oversight Board approval; and
4. Authorize Change Orders to increase Purchase Order Numbers 42265 and 42275 with Parsons Transportation Group totaling \$680,000 to be funded from Account Numbers 797.79718 (\$430,000) and 797.79731 (\$250,000) when the Fifth Amendment has been signed by all parties.

A.9 APPROVE AND EXECUTE AGREEMENT FOR CONVEYANCE OF REAL
PROPERTY FOR PARTIAL ACQUISITION OF APN 297-170-077 FOR
THE FIRE STATION NO. 65 PROJECT – PROJECT NO. 11-43472526
(Report of: Public Works Department/CPD)

Recommendation:

1. Approve the "Agreement for Conveyance of Property" for partial acquisition of APN 297-170-077 for the Fire Station No. 65 project;
2. Authorize a Purchase Order in the amount of \$419,000 (\$412,650 for the purchase price plus \$6,350 for escrow fees) when the Agreement has been signed by all parties (Account No. 434.72526); and
3. Authorize the City Manager to execute said Agreement and authorize the Public Works Director/City Engineer to approve any changes subject to the approval of the City Attorney.

A.10 CALIFORNIA OFFICE OF TRAFFIC SAFETY (OTS) "SOBRIETY
CHECKPOINT GRANT PROGRAM" (Report of: Police Department)

Recommendation:

1. Approve the grant application and authorize acceptance (if granted)

of the California Office of Traffic Safety (OTS) "Sobriety Checkpoint Grant Program" in the amount of \$150,400 for the period beginning October 1, 2012 and ending September 30, 2013; and

2. Authorize the revenue and expense budgets in the Office of Traffic Safety – Police Fund (Fund 136) for the Sobriety Checkpoint Grant Program in the amounts of \$150,400, respectively, upon approval and acceptance of the grant from OTS.

A.11 CALIFORNIA OFFICE OF TRAFFIC SAFETY (OTS) "GME STEP PROGRAM" (Report of: Police Department)

Recommendation:

1. Approve the grant application and authorize acceptance (if awarded) of the California Office of Traffic Safety (OTS) grant in the amount of \$129,870, entitled "GME STEP Program (Selective Traffic Enforcement Program)"; and
2. Authorize the revenue and expense budgets in the Office of Traffic Safety – Police Fund (Fund 136) for the GME STEP Program (Selective Traffic Enforcement Program) in the amounts of \$129,870, respectively, upon approval and acceptance of the grant from OTS.

A.12 APPROVAL OF THREE-YEAR ENTERPRISE LICENSING AGREEMENT OF MICROSOFT LICENSES THROUGH COMPUCOM SYSTEMS, INC., UTILIZING THE COUNTY OF RIVERSIDE'S MICROSOFT ENTERPRISE MASTER AGREEMENT (Report of: Financial & Administrative Services Department)

Recommendation:

1. Waive formal bidding per Municipal Code Section 3.12.260 (Cooperative Purchasing);
2. Approve a three-year enterprise licensing agreement of Microsoft licenses through CompuCom Systems, Inc., utilizing the County of Riverside's Microsoft Enterprise Licensing Master Agreement;
3. Authorize the City Manager to execute the Microsoft Enterprise Master Agreement and any related documents required to effectuate participation in the Microsoft Enterprise Master Agreement; and
4. Authorize the Purchasing & Facilities Division Manager to issue a purchase order to CompuCom systems to maintain the current licensing level at an annual cost not-to-exceed \$115,000.

A.13 "IT'S UP TO US": A PEDESTRIAN SAFETY PUBLIC EDUCATION

CAMPAIGN MINI-GRANT (Report of: Police Department)

Recommendation:

1. Approve the grant application and authorize acceptance (if awarded) of the Department of Public Health (CDPH), Safe and Active Communities Branch (SACB) grant in the amount not to exceed \$4,999.99, entitled "It's Up to Us": A Pedestrian Safety Public Education Campaign Mini Grant; and
2. Authorize the revenue and expense budgets in the Department of Public Health – Police Fund (Fund 136) for the "It's Up to Us": A Pedestrian Safety Public Education Campaign Mini Grant in the amount not to exceed \$4,999.99, respectively, upon approval and acceptance of the grant from CDPH.

A.14 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 21 – April 3, 2012.

A.15 aaaaa

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 27, 2012 (Report of: City Clerk Department)

B.3 EXTENSION OF CONTRACT - APPROVE THIRD AMENDMENT TO AGREEMENT FOR CONTRACT MOWING OF PARKS AND EASEMENTS OF COMMUNITY SERVICES DISTRICT ZONE A AND COMMUNITY FACILITIES DISTRICT #1 TO DLS LANDSCAPE, INC. (Report of: Parks and Community Services Department)

Recommendation:

1. Approve the Third Amendment to Agreement for contract mowing of parks and easements to DLS Landscape, Inc. of Redlands, CA, in the total amount of \$148,680.00; \$122,760.00 for Community Services District ("CSD") Zone A and \$25,920.00 for Community Facilities District ("CFD") #1, extending contract for an additional one-year period;

2. Authorize the President to execute the Third Amendment to Agreement for contract mowing of parks and easements with DLS Landscape, Inc. of Redlands, CA; and
3. Authorize the Purchasing and Facilities Division Manager to issue open purchase orders to DLS Landscape, Inc., in the amounts of:
 - a. ONE HUNDRED TWENTY-TWO THOUSAND SEVEN HUNDRED SIXTY AND NO/100 DOLLARS (\$122,760.00) for CSD Zone A for twelve months; and
 - b. TWENTY-FIVE THOUSAND NINE HUNDRED TWENTY AND NO/100 DOLLARS (\$25,920.00) for CFD #1 for twelve months.

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 27, 2012 \(Report of: City Clerk Department\)](#)

D. CONSENT CALENDAR - BOARD OF LIBRARY TRUSTEES

Motion to Approve by m/Mayor Pro Tem William H. Batey II, s/Council Member Marcelo Co
Failed by a vote of 5-0-0-0.

D.1 ORDINANCES - READING BY TITLE ONLY
Recommendation: Waive reading of all Ordinances.

D.2 [MINUTES - REGULAR MEETING OF MARCH 27, 2012 \(Report of: City Clerk Department\)](#)

E. PUBLIC HEARINGS

E.1 [PUBLIC HEARING REGARDING THE MAIL BALLOT PROCEEDING FOR APN 296-280-018 BALLOTING FOR NPDES \(Report of: Public Works Department\)](#)

Recommendation: That the City Council:

1. After conducting the Public Hearing and accepting public testimony:

Direct the City Clerk to tabulate the National Pollutant Discharge Elimination System (NPDES) ballot for Assessor Parcel Number (APN) 296-280-018;

2. Verify and accept the results of the mail ballot proceeding as identified on the Official Tally Sheet;
3. Receive and file with the City Clerk's office the accepted Official Tally Sheet; and
4. If approved, authorize and impose the NPDES maximum commercial/industrial regulatory rate to APN 296-280-018.

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

Approved by a vote of 5-0-0-0.

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 Jesse L. Molina absent.

E.2 [PUBLIC HEARING REGARDING THE MAIL BALLOT PROCEEDING FOR APN 296-280-018 BALLOTING FOR CSD ZONE M \(Report of: Public Works Department\)](#)

Recommendation: That the CSD:

1. Acting in its capacity as President and Members of the Board of Directors of the CSD ("CSD Board"), after conducting the Public Hearing and accepting public testimony:

Direct the Secretary of the CSD Board (City Clerk) to tabulate the CSD Zone M ballot for APN 296-280-018;
2. Verify and accept the results of the mail ballot proceeding as identified on the Official Tally Sheet;
3. Receive and file with the City Clerk's office the accepted Official Tally Sheet; and
4. If approved, authorize and impose the annual CSD Zone M (Commercial, Industrial, and Multifamily Improved Median Maintenance) charge to APN 296-280-018.

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 Robin N. Hastings
Approved by a vote of 4-0-0-1, Council Member Jesse L. Molina
absent.

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 Jesse L. Molina
absent.

E.3 [PUBLIC HEARING TO ADOPT FY 2011-12 ANNUAL ACTION PLAN, SUBSTANTIAL AMENDMENT NO. 3, THE COMMUNITY DEVELOPMENT BLOCK GRANT - RECOVERY PROGRAM \(Report of: Community & Economic Development Department\)](#)

Recommendation: That the City Council:

1. Conduct a Public Hearing to allow public comment on the proposed FY 2011-12 Annual Action Plan Substantial Amendment No. 3, the Community Development Block Grant - Recovery Program (CDBG-R);
2. Review and adopt the proposed FY 2011-12 Annual Action Plan Substantial Amendment No. 3, the Community Development Block Grant - Recovery Program; and
3. Authorize the budget re-appropriation of \$107,841 from account 199.19910.6849.002 (CDBG-R Eco Green Incentive) and \$840 from account 199.19910.6849.003 (CDBG-R Employment Creation Manufacturing) to (new) ADA Park Improvements Project # 199.19910.6849.xxx.

Pam Patterson

Tom Jerele, Sr.

Mayor Richard A. Stewart opened the public testimony portion of the public hearing. Public testimony was received from Pam Patterson and Tom Jerele, Sr.

Motion to Approve by m/Council Member Robin N. Hastings
Approved by a vote of 4-0-0-1, Council Member Jesse L. Molina
absent.

E.4 [PUBLIC HEARING TO ADOPT FY 2011-12 ANNUAL ACTION PLAN, SUBSTANTIAL AMENDMENT NO. 2, THE HOMELESSNESS PREVENTION AND RAPID REHOUSING PROGRAM \(Report of: Community & Economic Development Department\)](#)

Recommendation: That the City Council:

1. Conduct a Public Hearing to allow the public an opportunity to comment on the proposed 2011-12 Annual Action Plan Substantial Amendment No. 2;
2. Adopt the proposed Substantial Amendment No. 2; and
3. Authorize revenue and expense budget appropriations of \$36,228 to accounts 198.1980.4610.1 and 198.19810.6847.003 (HPRP-Rental Assistance) respectively

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

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

Attended the Advancing Choices Expo and received the Proud Member of the Western Riverside County Clean Cities Coalition 2011-2012 for the City of Moreno Valley. Talked about the different alternative fuel vehicles that are coming forward.

Attended the Southern California Association of Government's General Assembly, and WRCOG and the AB 811 HERO Program received the Compass Blue Print Presidents Award for Excellence. There were questions about the HERO program. Hopefully in June or July WRCOG will come out and do an update. Need to get the word out on what the program is, what the options are and the list of available energy efficiency programs. On the residential side, this is the largest program of its kind in the nation. It's \$325M. There are 146 contractors that work for the program. Moreno Valley has 18 applicants, 12 have been approved, 11 are in the process of getting over \$250,000 worth of work done, and only three have been denied. The approval rating for applicants is 67 percent vs. the rest of the county, which is 59 percent. Many applications have been approved for solar, but there is also the opportunity to do HVAC systems,

double paned widows, and a variety of other choices are available. There was a question about interest rates. This is not a loan. This is an assessment on the property, and the assessment stays with the property. If a home is sold, it is not paid off. It stays with the home. Every payment made goes back into the program. It is self 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, which were received from Scott Heveran - support.

G.3 [INSTALLATION OF SYNTHETIC TURF AT MARCH FIELD PARK \(Report of: Parks and Community Services Department\)](#)

Recommendation: That the City Council and CSD:

1. Award to Field Turf USA, Inc. 8088 Mountview Road, Montreal, Quebec, CN for material and labor to install synthetic turf at March Field Park;
2. Authorize the issuance of a Purchase Order to Field Turf USA, Inc., in the amount of \$196,667.00 (\$178,788.50 for the bid amount plus 10% contingency) when the contract has been signed by all parties;
3. Authorize the Parks and Community Services Director to execute any subsequent change orders to the contract with Field Turf USA, Inc., up to but not to exceed the Purchase Order contingency of \$17,878.50 subject to the approval of the City Attorney; and
4. Authorize the Parks and Community Services Director to accept the improvements into the CSD's maintained system upon acceptance of the improvements as complete.

Mayor Richard A. Stewart opened the agenda item for public comments, which were received from Pete Bleckert - oppose, Chris Baca - oppose, George Brummer - support, and Greg Reed - support.

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 Jesse L. Molina absent.

G.4 [INTRODUCTION OF ORDINANCE AMENDING CHAPTER 3.12 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE RELATING TO THE CITY'S PURCHASING REGULATIONS \(Report of: Financial & Administrative Services\)](#)

Recommendation: That the City Council:

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

Ordinance No. 844

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

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

G.5 [RESOLUTION OF THE CITY OF MORENO VALLEY SERVING AS THE SUCCESSOR AGENCY FOR THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO VALLEY APPROVING THE SECOND RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR THE PERIOD OF JULY 1, 2012 TO DECEMBER 31, 2012 \(Report of: Community & Economic Development Department\)](#)

Recommendation: That the City Council:

1. Serving as the Successor Agency for the Community Redevelopment Agency of the City of Moreno Valley:

Adopt Resolution No. 2012-22 approving a Second Recognized Obligation Payment Schedule, for the period of July 1, 2012 to December 31, 2012;

Resolution No. 2012-22

A Resolution of the City Council of the City of Moreno Valley Serving as Successor Agency to the Community Redevelopment Agency of the City of Moreno Valley Approving Second Recognized Obligation Payment Schedule and Authorizing the Executive Director or his Designee to Make Modifications Thereto

2. Authorize the Executive Director or his designee to make modifications to the Schedule; and
3. Authorize the transmittal of the ROPS to the Oversight Board for review and approval.

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 Jesse L. Molina absent.

G.6 [CITY MANAGER'S REPORT \(Informational Oral Presentation - not for Council action\)](#)

None

None

H. LEGISLATIVE ACTIONS

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

H.2 ORDINANCES - 2ND READING AND ADOPTION

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

Or

Mayor Richard A. Stewart opened the agenda items for the Consent Calendars for public comments, which were received from

H.2 .1 [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 \(RECEIVED FIRST READING AND INTRODUCTION ON MARCH 27, 2012 ON A 4-0-1 VOTE, CO ABSENT\) \(Report of: Public Works Department/CPD\)](#)

Recommendation: That the City Council:

Adopt 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 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 Jesse L. Molina absent.

H.2 .2 [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 \(SP214\) \(RECEIVED FIRST READING AND INTRODUCTION ON MARCH 27, 2012 ON A 4-0-1 VOTE, CO ABSENT\) \(Report of: Community & Economic Development Department\)](#)

Recommendation: That the City Council:

ADOPT 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)

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 Jesse L. Molina absent.

H.2 .3 [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 \(RECEIVED FIRST READING AND INTRODUCTION ON MARCH 27, 2012 ON A 4-0-1 VOTE, CO ABSENT\) \(Report of: Community & Economic Development Department\)](#)

Recommendation: That the City Council:

ADOPT 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

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 Jesse L. Molina 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

Raul Wilson

Project on the East end

Jose Chavez

ADA

Discrimination

Tom Jerele, Jr.

Recognition of EMWD and Rancho Verde Football Players

Fast Track on Major Projects

Building Codes and Inspections

Pete Bleckert

Trees

Businesses

The way the City is run

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

Council Member Marcelo Co - Things are taken personally at Council meetings. No one should be attacked. Arguing and fighting will not resolve the problems. More things will be accomplished with cooperation . Didn't understand why so much money was going to March Field when it didn't belong to Moreno Valley. After researching, found out March is one of the fields that can help kids practice. This is cheaper than putting a new parks somewhere else. This was given to us. This forum is to resolve problems and put the City forward. It is difficult to get people to come to Moreno Valley. Your help is needed. For those that come to the Council meetings on a regular basis, you are applauded. This not a forum to argue. It should be a forum to work together.

Bill The SEQUA projects need to be streamlined. There is no reason for projects to take anywhere from 18 months to three years to get through the environmental process. Jobs need to be created. State officials need to be lobbied to make the changes they applied in Los Angeles to apply to all project no mater the size or dollar amount.

Richard - Very passionate when it comes to sports fields. Had a rough time defending the city's efforts to provide sports fields. There are thousands of people involved in youth sports. The effort was made a number of years ago to get that land with the dream of making a huge soccer complex. Because of 911 the City was unable to pursue the complex after spending \$50,000 designing it. Fought hard to get lights at Shadow Mountain Park. The point of the Press Enterprise and the opposition to something that has barely started yet, it's amazing people are opposed to how many jobs there are and the kinds of jobs there are. Moreno Valley needs jobs. Tired of the opposition. It's barely mentioned something is going to be done for the City, there is an action plan is very well documents, and right away and everyone is beating up the Council. The Press Enterprise doesn't want to provide any happiness to Moreno Valley. There was an article the Mayor of Riverside is opposed to all the extra trucks. The Mayor of Riverside was a champion to the Meridian project which is several thousand acres of land and how many millions of square feet of development with trucks. The Mayor of Riverside is in favor of it when it's in Riverside, but opposed to it when it's in Moreno Valley. Many people in Moreno Valley realize what happened when the City lost the land on the west side of Day Street because before Moreno Valley could incorporate, Riverside made a Inad grab and was successful. Anyone who wants to cheerlead for other cities should move there. If there is a chance to produce jobs and revenue to keep our police force and Fire and Public Works going, then the jobs should be brought here as long as it's done properly. Itr's a very complicated SEQUA processand no one can go through it on a shortcut. Try to be business friendly. Moreno Valley is not business friendly. School Board Member Rios was arrested again. The Press Enterprise's editorial calling him to resign from office is appropriate so he can concentrate on his defense and not take away from the children of our community. The people that are friends of his i beseech them to contact

him and ask him in the best interests of the community to resign. If he gets exonerated from the charges, he can run for whatever he wants. Right now is not the time for him to try to hold that seat when the community is focusing on the negative and not the positive. I wish him the best. He is innocent until proven guilty.

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(a) - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

- a) Case: *Ramirez V. City of Moreno Valley*
Court: Riverside Superior Court
Case No: RIC 1106011

2 SECTION 54956.9(b)(1) - CONFERENCE WITH LEGAL COUNSEL - SIGNIFICANT EXPOSURE TO LITIGATION

Number of Cases: 5

3 SECTION 54956.9(c) - CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION

Number of Cases: 5

4 SECTION 54956.8 - CONFERENCE WITH REAL PROPERTY NEGOTIATOR

- a) Property: SR60/Moreno Beach Drive Interchange Project

(Phase 2)
City Negotiator: Public Works Director Ahmad Ansari
Under Negotiation: Price and terms of payment
Owner: Julie Yu Chu (488-270-022 and 488-270-023)
Owners Negotiator:
APN 473-160-007, 473-160-008, 473-160-009, 488-270-022 and 488-270-023

b) Property: Ironwood Avenue Street Improvement from Heacock Street to Perris Boulevard
City Negotiator: Public Works Director Ahmad Ansari
Under Negotiation: Price and terms of payment
Owner: City of Moreno Valley
Owners Negotiator:
APN 475-272-054

5 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:

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:

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