



AGENDA

**CITY COUNCIL OF THE CITY OF MORENO VALLEY
MORENO VALLEY COMMUNITY SERVICES DISTRICT
CITY AS SUCCESSOR AGENCY FOR THE
COMMUNITY REDEVELOPMENT AGENCY OF
THE CITY OF MORENO VALLEY
MORENO VALLEY HOUSING AUTHORITY
BOARD OF LIBRARY TRUSTEES**

July 9, 2013

**SPECIAL PRESENTATIONS – 5:30 P.M.
REGULAR MEETING – 6:00 P.M.**

City Council Study Sessions

First & Third Tuesdays of each month – 6:00 p.m.

City Council Meetings

Second & Fourth Tuesdays of each month – 6:00 p.m.

City Council Closed Sessions

*Immediately following Regular City Council Meetings and
Study Sessions, unless no Closed Session Items are Scheduled*

City Hall Council Chamber - 14177 Frederick Street

Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities, in compliance with the Americans with Disabilities Act of 1990. Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to Mel Alonzo, ADA Coordinator, at 951.413.3705 at least 48 hours before the meeting. The 48-hour notification will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

Tom Owings, Mayor

Marcelo Co, Mayor Pro Tem
Jesse L. Molina, Council Member

Richard A. Stewart, Council Member
Victoria Baca, Council Member

AGENDA
CITY COUNCIL OF THE CITY OF MORENO VALLEY
July 9, 2013

CALL TO ORDER – 5:30 PM

SPECIAL PRESENTATIONS

[1. Presentation of 4th of July Parade Awards](#)

[2. Business Spotlight](#)

- a) Fix Auto Moreno Valley
- b) Estates, Furniture, Cabinets & Flooring

**AGENDA
JOINT MEETING OF THE
CITY COUNCIL OF THE CITY OF MORENO VALLEY
MORENO VALLEY COMMUNITY SERVICES DISTRICT
CITY AS SUCCESSOR AGENCY FOR THE
COMMUNITY REDEVELOPMENT AGENCY OF THE
CITY OF MORENO VALLEY
MORENO VALLEY HOUSING AUTHORITY
AND THE BOARD OF LIBRARY TRUSTEES**

***THE CITY COUNCIL RECEIVES A SEPARATE STIPEND FOR CSD
MEETINGS***

**REGULAR MEETING - 6:00 PM
JULY 9, 2013**

CALL TO ORDER

(Joint Meeting of the City Council, Community Services District, City as Successor Agency for the Community Redevelopment Agency, Housing Authority and the Board of Library Trustees - actions taken at the Joint Meeting are those of the Agency indicated on each Agenda item)

PLEDGE OF ALLEGIANCE

INVOCATION - Dr. Janet Wallace - Agape Fellowship

ROLL CALL

INTRODUCTIONS

PUBLIC COMMENTS ON MATTERS ON THE AGENDA WILL BE TAKEN UP AS THE ITEM IS CALLED FOR BUSINESS, BETWEEN STAFF'S REPORT AND CITY COUNCIL DELIBERATION (SPEAKER SLIPS MAY BE TURNED IN UNTIL THE ITEM IS CALLED FOR BUSINESS.)

PUBLIC COMMENTS ON ANY SUBJECT NOT ON THE AGENDA UNDER THE JURISDICTION OF THE CITY COUNCIL

Those wishing to speak should complete and submit a BLUE speaker slip to the Bailiff. There is a three-minute time limit per person. All remarks and questions shall be addressed to the presiding officer or to the City Council and not to any individual Council member, staff member or other person.

AGENDA
July 9, 2013

JOINT CONSENT CALENDARS (SECTIONS A-D)

All items listed under the Consent Calendars, Sections A, B, C, and D are considered to be routine and non-controversial, and may be enacted by one motion unless a member of the City Council, Community Services District, City as Successor Agency for the Community Redevelopment Agency, Housing Authority or the Board of Library Trustees requests that an item be removed for separate action. The motion to adopt the Consent Calendars is deemed to be a separate motion by each Agency and shall be so recorded by the City Clerk. Items withdrawn for report or discussion will be heard after public hearing items.

A. CONSENT CALENDAR-CITY COUNCIL

A.1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

A.2 [MINUTES - REGULAR MEETING OF JUNE 25, 2013 \(Report of: City Clerk's Department\)](#)

Recommendation:

1. Approved as submitted.

A.3 [CITY COUNCIL REPORTS ON REIMBURSABLE ACTIVITIES \(Report of: City Clerk's Department\)](#)

Recommendation:

1. Approved as submitted.

A.4 [REQUEST TO CONDUCT A FULL ROAD CLOSURE OF GILMAN SPRINGS ROAD IN SUPPORT OF RIVERSIDE COUNTY RECONSTRUCTION PROJECT](#) (Report of: Public Works Department)

Recommendations

1. Authorize a full road closure of Gilman Springs Road from SR60 to approximately 1.7 miles southerly of Alessandro Boulevard from September 15, 2013 to November 15, 2013.
2. Authorize the City Engineer to allow for an additional 30-day extension to the proposed road closure window if the project is delayed due to unforeseen construction issues.

A.5 [ANNUAL STATEMENT OF INVESTMENT POLICY](#) (Report of: Financial & Management Services Department)

Recommendation:

1. Adopt the Annual Statement of Investment Policy

A.6 [APPROVE A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, TO AMEND THE ELECTRIC RATES FOR MORENO VALLEY UTILITY](#)

(Report of: Public Works Department)

Recommendations

1. Approve Resolution No. 2013-48 amending the Electric Rates for Moreno Valley Utility. A Resolution of the City Council of the City of Moreno Valley, California, to Amend the Electric Rates, and Electric Service Rules, Fees, and Charges for Moreno Valley Utility.

A.7 [AGREEMENT FOR ON-CALL LEGAL SERVICES](#)

(Report of: City Attorney Department)

Recommendations

1. Approve and authorize the City Attorney to execute the Agreement for On-Call Legal Services with Meyers Nave.
2. Authorize the City Attorney to execute subsequent extensions or amendments subject to budget constraints and approvals.

A.8 [APPROVE MEMORANDUM OF UNDERSTANDING WITH THE CITY OF RIVERSIDE OFFICE OF EMERGENCY MANAGEMENT REGARDING URBAN AREA SECURITY INITIATIVE \(UASI\) GRANT FUNDING FOR FEDERAL FISCAL YEAR 2011](#)

(Report of: Fire Department)

Recommendations

1. Adopt Resolution No. 2013-62 of the City of Moreno Valley, California, approving the Memorandum of Understanding with the City of Riverside Office of Emergency Management regarding the Urban Area Security Initiative (UASI) grant funding for Federal Fiscal Year 2011. A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the City to Enter into a Memorandum of Understanding With the City of Riverside Office of Emergency Management Regarding Urban Area Security Initiative (UASI) Grant Funding for Federal Fiscal Year 2011.
2. Authorize the allocation of \$8,000 for expenditures related to the UASI grant funding for Federal Fiscal Year 2011 not to exceed the amount of grant award.
3. Authorize the City Manager or her designee to execute the Certificate of Non-Supplanting.

4. Authorize the City Manager or her designee to execute the Riverside Urban Area Security Initiative Certification Regarding Debarment, Suspension, and other Responsibility Matters.
5. Authorize the City Manager or her designee to execute the California Emergency Management Agency Fiscal Year (FY) 2011 Grant Assurances.
6. Accept the grant award from the City of Riverside Office of Emergency Management regarding the Urban Area Security Initiative (UASI) grant funding for Federal Fiscal Year 2011.

A.9 [AUTHORIZATION TO AWARD AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES TO RBF CONSULTING FOR THE STATE ROUTE 60/THEODORE STREET INTERCHANGE IMPROVEMENTS - PROJECT NO. 801 0052 70 77](#)

(Report of: Public Works Department)

Recommendations

1. Approve the Agreement for Professional Consultant Services with RBF Consulting, 3300 East Guasti Road, Suite 100, Ontario, CA 91761, to provide design services for a total contract not to exceed \$1,750,183.
2. Authorize the City Manager to execute the Agreement for Professional Consultant Services with RBF Consulting.
3. Authorize the issuance of a Purchase Order with RBF Consulting totaling \$1,750,183 when the Agreement has been signed by all parties.
4. Authorize the Public Works Director/City Engineer to execute any subsequent related amendments to the Agreement for Professional Consultant Services with RBF Consulting, not to exceed the Purchase Order amount, subject to the approval by the City Attorney.
5. Authorize the re-appropriation of \$2,000,000 in realized project savings from the Cactus Avenue/Nason Street Improvement project to the SR-60/Theodore Street Interchange Improvements project.

A.10 [AUTHORIZATION OF GRANT APPLICATION SUBMITTALS FOR CYCLE 6 OF THE HIGHWAY SAFETY IMPROVEMENT PROGRAM \(HSIP\)](#)

(Report of: Public Works Department)

Recommendation:

1. Authorize the submittal of grant applications for Cycle 6 of the Highway Safety Improvement Program (HSIP).

- A.11 [AUTHORIZATION OF ANNUAL TECHNOLOGY SOFTWARE AND HARDWARE MAINTENANCE PAYMENTS AND WAIVING FORMAL BIDDING AND INSURANCE REQUIREMENTS FOR THESE PAYMENTS](#)
(Report of: Financial & Management Services Department)

Recommendations

1. Waive the formal bidding requirements for technology annual maintenance payments.
2. Waive the insurance requirements for technology annual maintenance payments.
3. Authorize the City Manager to make technology annual maintenance payments to various vendors for an aggregate amount not-to-exceed \$850,069 during Fiscal Year 2013-14 according to the schedule.

- A.12 [ACCEPTANCE OF DONATION IN THE AMOUNT OF \\$12,214 BY THE MORENO VALLEY FRIENDS OF THE LIBRARY FOR THE MORENO VALLEY PUBLIC LIBRARY](#)
(Report of: Administrative Services Department)

Recommendations

1. Accept a monetary donation from the Moreno Valley Friends of the Library in the amount of \$12,214.
2. Authorize the increase of \$12,214 to the Moreno Valley Library FY 2012-13 operating budget.
3. Renew the annual subscription to BookLetters, which supports the Library's page on the City web site.

- A.13 [AUTHORIZE A CHANGE ORDER TO INCREASE THE PURCHASE ORDER WITH ALL-AMERICAN ASPHALT FOR SR-60/NASON STREET INTERCHANGE IMPROVEMENTS – PROJECT NO. 801 0012 70 77](#)
(Report of: Public Works Department)

Recommendations

1. Authorize a Change Order to increase the existing Purchase Order with All-American Asphalt, in the amount of \$39,091 for the SR-60/Nason Street Interchange Improvements.
2. Authorize the City Manager to execute the Change Order to the

Purchase Order for All-American Asphalt.

3. Authorize the Public Works Director/City Engineer to execute any subsequent Contract Change Orders to the construction contract with All-American Asphalt up to, but not exceeding, the new increased Purchase Order amount, subject to approval of the City Attorney.
4. Authorize the Public Works Director/City Engineer to accept the work as complete when all contract requirements, punch-list items, and Caltrans acceptance is completed by the Contractor.
5. Authorize the Public Works Director/City Engineer to record the Notice of Completion and accept the improvements into the City's maintained system upon acceptance of the improvements as complete.

A.14 [AGREEMENT FOR AUTOMATED LIBRARY SERVICES DURING FISCAL YEARS 2013/2014 THROUGH 2015/2016](#)

(Report of: Administrative Services Department)

Recommendation:

1. Approve the Agreement for Automated Library Services between Riverside County Library System and the City of Moreno Valley, for the period July 1, 2013, through June 30, 2016.

A.15 [APPROVAL OF PAYMENT REGISTER FOR APRIL, 2013](#)

(Report of: Financial & Management Services Department)

Recommendation:

1. Adopt Resolution No. 2013-63, Approving the Payment Register for the month of April, 2013 in the amount of \$17,065,756.74. A Resolution of the City Council of the City of Moreno Valley, California, Approving the Payment Register for the Month of April, 2013.

A.16 [AUTHORIZATION FOR THE MAYOR TO SIGN THE SECOND AMENDMENT TO THE SETTLEMENT AGREEMENT AND MUTUAL RELEASE FOR THE RIVERSIDE SUPERIOR COURT CASE ENTITLED RADOS, ET AL. V. CITY OF MORENO VALLEY](#)

(Report of: City Attorney Department)

Recommendation:

1. Staff recommends that the City Council authorize the Mayor to sign the Second Amendment to the Settlement Agreement in the case Rados, et al. v. City of Moreno Valley (Riverside Superior Court Case No. RIC 425623).

A.17 [RESOLUTION TO APPROVE A CONDITIONAL COMMITMENT BY MEANS OF A SECOND AMENDMENT TO THE AFFORDABLE HOUSING AGREEMENT \(HOME\) BETWEEN THE CITY OF MORENO VALLEY AND MV HEMLOCK LIMITED PARTNERSHIP, A CALIFORNIA LIMITED PARTNERSHIP](#)

(Report of: Community & Economic Development Department)

Recommendation:

1. Adopt Resolution No. 2013-64, approving a Conditional Commitment by means of Second Amendment to the Affordable Housing Agreement, in the amount of \$700,000, from the City's HOME entitlement funds, by and between the City of Moreno Valley and MV Hemlock LP, a California Limited Partnership. A Resolution of the City Council of the City of Moreno Valley Approving a Conditional Commitment by Means of Second Amendment to the Affordable Housing Agreement (Home) between the City and MV Hemlock Limited Partnership, A California Limited Partnership.

A.18 [PA07-0080, PM 35672 – REQUEST TO CONDUCT A FULL ROAD CLOSURE OF INDIAN STREET FROM IRIS AVENUE TO KRAMERIA AVENUE AND IRIS AVENUE BETWEEN INDIAN AVENUE AND CONCORD WAY FOR THE CONSTRUCTION OF STREET IMPROVEMENTS FROM AUGUST 12, 2013 – NOVEMBER 1, 2013](#)

(Report of: Community & Economic Development Department)

Recommendations

1. Authorize a full road closure of Indian Street from Iris Avenue to Krameria Avenue and Iris Avenue between Indian Avenue and Concord Way for the construction of street improvements from August 12, 2013 – November 1, 2013.
2. Authorize the City Engineer to allow for an additional 30-day extension to the proposed road closure window if the project is delayed due to unforeseen construction issues.

A.19 [APPROVE THE COOPERATIVE AGREEMENT BETWEEN THE CITY OF MORENO VALLEY, CITY OF RIVERSIDE, AND MJPA FOR THE COLLECTION AND EXPENDITURE OF FAIR SHARE TRAFFIC IMPACT MITIGATION FEES](#)

(Report of: Public Works Department)

Recommendation:

1. Approve the Cooperative Agreement between the City of Moreno Valley, City of Riverside, and March Joint Powers Authority (MJPA) for the collection and expenditure of fair share impact mitigation fees for the Meridian Specific Plan located within the MJPA.

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 JUNE 25, 2013 \(Report of: City Clerk's Department\)](#)

Recommendation:

1. Approve as submitted.

B.3 [AWARD OF AN INDEPENDENT CONTRACTOR AGREEMENT FOR PROJECT NO. E-2 \(HIDDEN SPRINGS\) MAINTENANCE OF PARKWAY, MEDIAN AND OPEN SPACE LANDSCAPING AND IRRIGATION](#)

(Report of: Financial & Management Services Department)

Recommendations

1. Approve the Agreement for Project No. E-2/13-14 (Hidden Springs) Maintenance of Parkway, Median and Open Space Landscaping and Irrigation with Mariposa Landscapes, Inc., 15529 Arrow Highway, Irwindale, CA 91706 for landscape maintenance services of the parkways, medians and paseos (open spaces).
2. Authorize the City Manager to execute the Agreement for Project No. E- 2/13-14 with Mariposa Landscapes, Inc.
3. Authorize the issuance of purchase orders for services beginning July 1, 2013 to Mariposa Landscapes, Inc. in the not-to-exceed (NTE) amount of \$104,282.00 (\$85,482.00 for base and \$18,800.00 for additional work).
4. Authorize the City Manager to execute subsequent Extensions or Amendments to the Agreement, including the authority to authorize associated purchase orders (P.O.s) in accordance with the terms of the Agreement, subject to the approval of the City Attorney.

C. CONSENT CALENDAR - HOUSING AUTHORITY

C.1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

C.2 [MINUTES - REGULAR MEETING OF JUNE 25, 2013 \(Report of: City Clerk's Department\)](#)

Recommendation:

1. 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 JUNE 25, 2013 \(Report of: City Clerk's Department\)](#)

Recommendation:

1. Approve as submitted.

E. PUBLIC HEARINGS

Questions or comments from the public on a Public Hearing matter are limited to five minutes per individual and must pertain to the subject under consideration. Those wishing to speak should complete and submit a GOLDENROD speaker slip to the Bailiff.

E.1 [PUBLIC HEARING TO CONSIDER FEE SCHEDULE FOR FISCAL YEAR 2013-14](#)

(Report of: Financial & Management Services Department)

Recommendations That the City Council:

1. Conduct a Public Hearing to receive public input on the proposed Fee Schedule for Fiscal Year 2013-14.
2. Adopt Resolution No. 2013-25, approving the Fee Schedule for Fiscal Year 2013-14. A Resolution of the City Council of the City of Moreno Valley, California, Establishing Specified Fees for Various Services for Fiscal Year 2013-14 and Repealing Prior Resolutions that may be in Conflict.

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

G. REPORTS

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

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

G.2 [AUTHORIZATION TO AWARD CONTRACT TO ALL CITY MANAGEMENT](#)

SERVICES FOR THE ADMINISTRATION OF THE CROSSING GUARD PROGRAM

(Report of: Public Works Department)

Recommendations That the City Council:

1. Authorize the Award of a Crossing Guard Services Contract to All City Management Services to provide adult crossing guard services within the City commencing with the start of the 2013/2014 school year in mid-August.
 2. Authorize the City Manager to execute an agreement with All City Management Services.
 3. Authorize the issuance of a Purchase Order to All City Management Services in the amount of \$440,972 for the first year of the agreement and subsequent purchase orders as necessary to fund the four subsequent years of services in accordance with the terms of the agreement.
 4. Authorize the Public Works Director/City Engineer to execute any subsequent amendments to the Agreement with All City Management Services, if needed, subject to the approval of the City Attorney.
- G.3 CITY MANAGER'S REPORT (Informational Oral Presentation - not for Council action)
- G.4 CITY ATTORNEY'S REPORT (Informational Oral Presentation - not for Council action)

H. LEGISLATIVE ACTIONS

H.1 ORDINANCES - 1ST READING AND INTRODUCTION

H.2 ORDINANCES - 2ND READING AND ADOPTION

- H.2.1 [ORDINANCE NO. 866 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, AMENDING SECTION 6.02 OF CHAPTER 6 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE RELATING TO REFUSE COLLECTION, TRANSFER AND DISPOSAL \(RECEIVED FIRST READING AND INTRODUCTION ON JUNE 25, 2013 BY A 5-0 VOTE\) \(Report of: Public Works Department\)](#)

Recommendations That the City Council:

1. Adopt Ordinance No. 866. An Ordinance of the City Council of the City of Moreno Valley, California, amending Municipal Code Section

6.02 of Chapter 6 of the City of Moreno Valley Municipal Code
Relating to Refuse Collection, Transfer and Disposal.

H.3 ORDINANCES - URGENCY ORDINANCES - NONE

H.4 RESOLUTIONS - NONE

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

Materials related to an item on this Agenda submitted to the City Council/Community Services District/City as Successor Agency for the Community Redevelopment Agency/Housing Authority or Board of Library Trustees after distribution of the agenda packet are available for public inspection in the City Clerk's office at 14177 Frederick Street during normal business hours.

CLOSED SESSION

A Closed Session of the City Council, Community Services District, City as Successor Agency for the Community Redevelopment Agency and Housing Authority will be held in Conference Room C, First 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(d)(1) - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

a) Case: *Nancy Thompson v City of Moreno Valley*
 Court: Riverside Superior Court
 Case No: RIC 1306943

b) Case: *City of Moreno Valley v. Matosantos, Chiang, Angulo, March Joint Powers Authority, Successor Agency to the March Joint Powers Redevelopment Agency, et al*
 Court: Sacramento Superior Court
 Case No: 34-2013-80001478

2 SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO PARAGRAPH (2) OR (3) OF SUBDIVISION (D) OF SECTION 54956.9

Number of Cases: 5

3 SECTION 54956.9(d)(4) - CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION

Number of Cases: 5

4 SECTION 54956.8 - CONFERENCE WITH REAL PROPERTY NEGOTIATOR

- a) Property: 33kV Substation Site
City Negotiator: Ahmad R. Ansari, P.E.
Under Negotiation: Price and terms of payment
APN/Caltrans Parcel: 316-100-028, 030, 048, 050 and 051
Owner: Moorpark Country Property

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

ADJOURNMENT

CERTIFICATION

I, Jane Halstead, City Clerk of the City of Moreno Valley, California, certify that the City Council Agenda was posted in the following places pursuant to City of Moreno Valley Resolution No. 2007-40:

City Hall, City of Moreno Valley
14177 Frederick Street

Moreno Valley Library
25480 Alessandro Boulevard

Moreno Valley Senior/Community Center
25075 Fir Avenue

Jane Halstead, CMC,
City Clerk

Date Posted: July 3, 2013