

MINUTES
CITY COUNCIL REGULAR MEETING OF THE CITY OF MORENO VALLEY
July 9, 2013

CALL TO ORDER

SPECIAL PRESENTATIONS

1. Presentation of 4th of July Parade Awards

2. Business Spotlight

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

**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 – 6:00 PM
July 9, 2013**

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 Redevelopment Agency of the City of Moreno Valley, Moreno Valley Housing Authority and the Board of Library Trustees was called to order at 6:08 p.m. by Mayor Tom Owings in the Council Chamber located at 14177 Frederick Street.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Frank Wright

INVOCATION - Dr. Janet Wallace - Agape Fellowship

ROLL CALL

Council:

Tom Owings	Mayor
Marcelo Co	Mayor Pro Tem
Victoria Baca	Council Member
Jesse L. Molina	Council Member
Richard A. Stewart	Council Member

Staff:

Jane Halstead	City Clerk
Kathy Gross	Executive Assistant
Richard Teichert	Chief Financial Officer/City Treasurer
Suzanne Bryant	City Attorney
Michelle Dawson	City Manager
Joel Ontiveros	Police Chief
Abdul Ahmad	Fire Chief
Ahmad Ansari	Public Works Director

Tom DeSantis
Mike McCarty
John Terell

Assistant City Manager
Parks & Community Services Director
Interim Community and Economic Development
Director

City Attorney, Suzanne Bryant, stated an issue has arisen that necessitates that a matter listed on the agenda under Closed Session be taken out of order. If the Council votes to go into Closed Session now, we will be discussing one item under Significant Exposure to Litigation pursuant to Government Code Section 54956.9 as listed on the agenda. A vote is needed to go into Closed Session now. No reportable action is anticipated. The other items listed on the Closed Session agenda will be discussed after the regular part of the meeting.

Motion to Approve discussing one item out of order listed on the Closed Session under Significant Exposure to Litigation Pursuant to Government Code Section 54956.9 by m/Mayor Pro Tem Marcelo Co, s/Council Member Richard A. Stewart

Approved by a vote of 5-0.

Adjourned to Closed Session at 6:16 p.m.

Reconvened from Closed Session at 6:22 p.m. There was no reportable action at this time.

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

Mary Anne Gonzales

1. Development Growth
2. Negative Environment

Connie Pat

1. New resident with concerns
2. Negative comments against council

Danny Morales

1. Democracy

2. Recalls
3. Supports Council Member Victoria Baca and Jesse Molina

Raquel C.

1. Thank you for keeping the Morrison Park Fire Station

Louise Palomarez

1. 4th of July event, was a great concert and compliments to Parks & Community Services Director Mike McCarty

Chris Baca

1. Commends the City on the 4th of July event
2. Immigration Reform

Betty Masters

1. World Logistics Center (Opposed)

Tom Thornsley

1. World Logistics Center
2. Upcoming meeting will be held at Moreno Valley High School on July 13th from 10 a.m. - 12 p.m. to discuss the impacts of these types of warehouses.
3. Speaker Slips

Nicolas Gomez

1. Immigration Reform

Robert Palomarez

1. 4th of July was a blast and Parks & Community Services Director Mike McCarty did a great job.

Susan Owings

1. Public Safety costs
2. March Joint Powers Authority

Frank Wright

1. City Administration

Debra Craig

1. Recall

Alicia Espinoza

1. Recall

Curtis Gardner

1. Jobs

Craig Givens

1. March Joint Powers
2. Warehouses

Veronica Landaverde

1. Immigration Reform

Deanna Reeder

1. 4th of July event was great
2. Community Awareness Meeting
3. Speakers being interrupted/discriminated
4. Recall
5. Lawsuit mentioned

Tom Jerele Sr.

1. MVTV-3 congratulations on Emmy Nomination
2. Crossing Guard Continuation
3. 4th of July event
4. Recall

Scott Heveran

1. Speakers

Valerie Perris

1. New Resident
2. Medical Corridor

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

Mayor Tom Owings opened the agenda items for the Consent Calendars for public comments, which were received from Chris Baca (A.4), Jeff Giba (B.3, Supports), Deanna Reeder (A.7, A.9 (Opposed) and A.11), Scott Heveran (A.6), Marcia Amino (A.9, A.19), Susan Gilchrist (A.9, A.17), Craig Givens (A.4), Tom Thornsley (A.9), and Louise Palomarez (A.4).

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:

Approved as submitted.

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

Recommendation:

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:

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

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:

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:

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:

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:

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:

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:

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:

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:
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:
Approve as submitted.

Motion to Approve Joint Consent Calendar Items A.1 through D.2 by m/Mayor Pro Tem Marcelo Co, s/Council Member Victoria Baca

Approved by a vote of 5-0.

Motion to hear Item G.2 out of order by m/Council Member Victoria Baca, s/Council Member Richard A. Stewart

Approved by a vote of 5-0.

E. PUBLIC HEARINGS

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

Mayor Tom Owings opened the public testimony portion of the public hearing. Public testimony was received from Susan Gilchrist and Tom Thornsley.

Motion to Approve Recommendation No. 2; and hold a Study Session in September 2013 to review the Fee Schedule and to revise as needed by m/Council Member Victoria Baca, s/Council Member Jesse L. Molina

Approved by a vote of 5-0.

Recess;

Reconvened.

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 Jesse L. Molina on Riverside Transit Agency (RTA)

Council Member Jesse L. Molina reported that Riverside Transit Agency (RTA) has allowed disabled Veteran's that have the U.S. Department of Veteran's Affairs issued photo I.D. cards to ride the senior and discounted fares. Free on all RTA fixed route buses to ride free. A hearing will take place in Murrieta on July 16th from 2-3 p.m. Your new bus passes can be used to travel to the Murrieta Town hall meeting to celebrate "Dump the Pump" day, which RTA will be joining other transit agencies giving out prizes and free bus passes. The Dump the Pump day is on July 15th.

Item G.2 was discussed after the conclusion of the Joint Consent Calendars.

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.

Motion to pull this item 1) to revisit at the next mid-year budget; and 2) keep the current level of service until then (throughout the school year) by m/Council Member Victoria Baca, s/Council Member Jesse L. Molina

Approved by a vote of 5-0.

G.3 [CITY MANAGER'S REPORT \(Informational Oral Presentation - not for Council action\)](#)

City Manager and Assistant City Manager Speak to Local Groups

I was honored to be the speaker at the July 2nd meeting at Adelante, the monthly meeting of the Moreno Valley Hispanic Chamber of Commerce. I appreciate the Hispanic Chamber Board for inviting me to speak. Today Assistant City Manager Assistant City Manager Tom DeSantis and I spoke to the Moreno Valley Noon Rotary. We enjoyed sharing information with these community stakeholders and ambassadors for the community.

Helen Putnam Award Judging

I served as a judge for the 2013 Helen Putnam Award for Excellence for the League of California Cities. The Helen Putnam Award for Excellence program was designed to recognize and promote the outstanding efforts and innovative solutions made by city governments each year. There are a total of 12 categories and I judged the 18 entries submitted in the Public Safety category. Winners will be announced at the League's Annual

Conference in September.

Executive Team Participates in League Events

On June 26th I participated in a luncheon meeting hosted by Riverside County League of California Cities representative Erin Sasse for the city managers in Riverside County. The purpose of the meeting was to engage the managers in participating in regularly scheduled meetings to discuss League initiatives and items of mutual interest. Given the size of the County, this group has not been very cohesive in years past. Last night Assistant City Manager Assistant City Manager Tom DeSantis, CFO Rick Teichert, and Public Works Director Public Works Director Ahmad Ansari attended the League's Riverside County Division General meeting. Hosted by the City of Banning, the featured speaker was Randall Lewis of the Lewis Group of Companies.

July 4th Parade

As promised, with the exception of Interim Community and Economic Development Director John Terell who was out of state, ALL of your Executive Management Team participated in the July 4th parade last week and had such a fun time. Thanks to Public Works Director Ahmad Ansari and Assistant City Manager Tom DeSantis for letting us use their classic vehicles, and thank you to all of the residents lining the parade route. We enjoyed celebrating our nation's birthday with our residents and promise to participate each year as we all enjoyed ourselves very much.

Movies in the Park

This Thursday night's installment of the free movies in the park series features Kung Fu Panda 2. Bring your lawn chair, blanket, dinner, and family to the CRC, film starts at dusk.

G.4 [CITY ATTORNEY'S REPORT \(Informational Oral Presentation - not for Council action\)](#)

The case "Sierra Club and Residents for a Livable Moreno Valley v. City of Moreno Valley and Vogel Engineers" Riverside Superior Court Case No. RIC 1215934 was dismissed on June 24, 2013.

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:

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.

Motion to Approve by m/Council Member Richard A. Stewart, s/Council Member Jesse L. Molina

Approved by a vote of 5-0.

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

Council Member Victoria Baca

1. 4th of July - being in the parade with her grandchildren. Fireworks show was phenomenal. Parks & Community Services Director Mike McCarty is a leader of our Parks & Community Services Department and has a lot of people working under him. It takes a long time to put an event of this size together. 4th of July is a kickoff to summer. Commends City Council for putting the funds together for an event of this size. Thank you to the Police Department of keeping everything under control; no disorderly conduct. Loved the music, it was fantastic.
2. Recalls - it's Democracy. The recalls are part of the voting process. Everyone has the right to their opinions. We have a wonderful City and City staff.
3. Budget - Very happy we have a balanced budget; not too many Cities can say that.

Mayor Pro Tem Marcelo Co

1. 4th of July was the best we have ever seen. Thank you to staff and

the volunteers. Prepare for next year to have a better event.

2. Businesses in Moreno Valley, whether it is warehouses or restaurants - we need jobs and high paying jobs.
3. Submit your suggestions to the City Council on what you would like to do to work together and bring these jobs to Moreno Valley. The businesses will not come if we continue to fight.

Council Member Jesse L. Molina

1. 4th of July event and the parade. Everyone did a great job and it is better every year.
2. Unity of Moreno Valley - work together with a common goal.
3. Immigration Reform, maybe we can look into it?
4. Businesses don't like to see fighting amongst each other or with its citizens. United we can do things together; divided we cannot go anywhere.
5. Homes with children dream and come back giving and serving the community.
6. Thank you for voicing your opinions. We do listen.

Council Member Richard A. Stewart

1. 4th of July event and parade. Missed the fireworks in town, but we saw it from on top of the hill for the first time. Color Guard and posse, is a sworn officer and reserve riding his own horse.
2. Good news: Stater Bros. bought the Albertson's building. New restaurants coming to town.
3. Attended Moss Bros. ribbon cuttings with Council Member Victoria Baca - Volkswagen, GMC and Chevrolet.
4. Four Alarm fire last week in Moreno Valley storage shed. 23 engines and 3 truck companies. Very impressed with the Fire Department and how they handled this fire.
5. August 28 - Town hall meeting with Chief Ontiveros in District 2 and the Sunnymead Ranch Homeowners Association.
6. Miguel's Jr.
7. Recalls - More information coming out in August. It's not always what you think.

Mayor Tom Owings

1. Jeff Giba's remarks - credit really belongs to the City Manager, Assistant City Manager, the Public Works Director and their Division Managers have done right by us with outstanding customer satisfaction. City Manager, Michelle Dawson, and her staff have fulfilled her promises; Council has some credit, embracing standards for customer service. The Moreno Valley City Employee's Association has a lot to with embracing the initiative. Thanked Rick Teichert and Candace Cassel for their hard work. The speed of crew is speed of Captain, you deserve the same kudos. Personally thanked John Terrell and Public Works Director, Ahmad Ansari, for greatest tool to use Utilities. The senior management is an effective way to make our future brighter.

There being no further business to conduct, the meeting was adjourned at 9:50 p.m. to Closed Session by unanimous informal consent.

CLOSED SESSION

A Closed Session of the City Council, Community Services District, City as Successor Agency for the Community Redevelopment Agency and Housing Authority was held in the City Manager's Conference Room, Second Floor, City Hall. The City Council met 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

The Closed Session was held pursuant to Government Code:

- 1 SECTION 54956.9(d)(1) - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
 - a) [Nancy Thompson V. City of Moreno Valley](#)
 - b) [City of Moreno Valley v. Matosantos, Chiang, Angulo, March Joint Powers Authority, Successor Agency to the March Joint Powers Redevelopment Agency, et al](#)
- 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
- Owner: Moorpark Country Property
- Owners Negotiator:
- APN 316-100-028, 030, 048, 050 and 051

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 10:23 p.m. by unanimous informal consent.

Submitted by:

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

Approved by:

Mayor Tom Owings
President, Moreno Valley Community Services District
Chairperson, City as Successor Agency for the Community Redevelopment Agency of the City of Moreno Valley
Chairperson, Moreno Valley Housing Authority
Chairperson, Board of Library Trustees