



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**

September 23, 2014

**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 Mark Sambito, ADA Coordinator, at 951.413.3120 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.

Victoria Baca, Mayor Pro Tem
Richard A. Stewart, Council Member

Jesse L. Molina, Mayor

George E. Price, Council Member
_____, Council Member

AGENDA
CITY COUNCIL OF THE CITY OF MORENO VALLEY
September 23, 2014

CALL TO ORDER – 5:30 PM

SPECIAL PRESENTATIONS

1. Proclamation Recognizing National Fire Prevention Week October 5 - 11, 2014
2. Proclamation Recognizing Constitution Week September 17 - 23, 2014
3. Waste Management Recycle Often Recycle Right - Calendar Art Contest
4. Recognition of Dancing Images' Nationals Dance Competition Championship Awards

**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
SEPTEMBER 23, 2014**

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

Pastor O. J. Philpot - Christ Community Church

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.

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 SEPTEMBER 9, 2014 \(Report of: City Clerk's Department\)](#)

Recommendation:

1. Approve as submitted.

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

Recommendation:

1. Receive and file the Reports on Reimbursable Activities for the period of September 3 – 16, 2014.

A.4 [ADOPT A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, DECLINING TO ESTABLISH AN ENERGY STORAGE TARGET FOR MORENO VALLEY UTILITY \(MVU\)](#)

(Report of: Public Works Department)

Recommendation:

1. Adopt Resolution No. 2014-77. A Resolution of the City Council of the City of Moreno Valley, California, Declining to Establish an Energy Storage Target for Moreno Valley Utility (MVU).

A.5 [AUTHORIZATION TO AWARD CONSTRUCTION CONTRACT TO E. AVICO, INC. FOR FIRE STATION NO. 48 REMODELING, PROJECT NO. 803 0022 70 77](#)

(Report of: Public Works Department)

Recommendations

1. Award the construction contract to E. Avico, Inc., 1260 S. La Cienega

Blvd. Los Angeles, the lowest responsible bidder, for the Fire Station No. 48 Remodeling Project.

2. Authorize the City Manager to execute a contract with E. Avico, Inc.
3. Authorize the issuance of a Purchase Order to E. Avico, Inc., for the amount of \$703,113.40 (\$639,194.00 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 related minor change orders to the contract with E. Avico, Inc. up to, but not exceeding, the 10% contingency amount of \$63,919.40, subject to the approval of the City Attorney.

- A.6 [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 RECOGNIZED OBLIGATION PAYMENT SCHEDULE INCLUDING THE RESTRUCTURING OF TOWNGATE ACQUISITION NOTES PAYMENT SCHEDULE, AND ADMINISTRATIVE BUDGET FOR THE PERIOD OF JANUARY 1, 2015 THROUGH JUNE 30, 2015 \(ROPS 14-15 B\)](#)
(Report of: Financial & Management Services Department)

Recommendations

1. Adopt Resolution No. SA 2014-02 approving a Recognized Obligation Payment Schedule (ROPS 14-15 B) for the period of January 1, 2015 through June 30, 2015, including the restructuring of the Towngate Acquisition Notes Payment Schedule, as well as Administrative Budget.
2. Authorize the Executive Director or their designee to make modifications to the Schedule.
3. Authorize the transmittal of the ROPS 14-15 B, for the period of January 1, 2015 through June 30, 2015, including the restructuring of the Towngate Acquisition Notes Payment Schedule, as well as Administrative Budget for the said period, ("Exhibit A") to the Oversight Board for review and approval.
4. Authorize the Chief Financial Officer or their designee to amend the FY 2014/15 budget per the Recognized Obligation Payment Schedules, following the approval by the State of California, Department of Finance.

- A.7 [AUTHORIZATION TO AWARD AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES TO PARSONS BRINCKERHOFF FOR THE](#)

SUNNYMEAD MASTER DRAINAGE PLAN STORM DRAIN LINES F AND F-7 PROJECT NO. 804 0008

(Report of: Public Works Department)

Recommendations

1. Approve the Agreement for Professional Consultant Services with Parsons Brinckerhoff, 451 E. Vanderbilt Way, Suite 200, San Bernardino, CA to provide design services for the Sunnymead Master Drainage Plan Storm Drain Lines F and F-7 project.
2. Authorize the City Manager to execute the Agreement for Professional Consultant Services with Parsons Brinckerhoff.
3. Authorize issuance of a Purchase Order with Parsons Brinckerhoff in the amount of up to but not to exceed \$620,000 once the Agreement has been signed by all parties.

A.8 APPROVE RESOLUTION NO. 2014-78, SETTING FORTH THE CITY OF MORENO VALLEY'S COMMITMENT TO SUPPORTING AND PROMOTING A "HEALTHY MORENO VALLEY"

(Report of: City Manager Department)

Recommendation:

1. Adopt Resolution No. 2014-78. A Resolution of the City Council of the City of Moreno Valley, California, Setting Forth the City of Moreno Valley's Commitment to Supporting and Promoting a "Healthy Moreno Valley".

A.9 READOPTING CONFLICT OF INTEREST CODE

(Report of: City Clerk Department)

Recommendations

1. Adopt Resolution No. 2014-79. A Resolution of the City Council of the City of Moreno Valley, California, Readopting a Conflict of Interest Code to amend the list of designated employees having filing requirements, and repealing all prior enactments on the same subject.
2. The City Council, acting in the capacity of the City as Successor Agency for the Community Redevelopment Agency of the City of Moreno Valley, Adopt Resolution No. SA 2014-03. A Resolution of the Successor Agency for the Community Redevelopment Agency of the City of Moreno Valley, California, Readopting a Conflict of Interest Code to amend the list of designated employees having filing requirements, and repeal all prior enactments on the same subject.

A.10 PARTICIPATION IN THE RIVERSIDE COUNTY MORTGAGE CREDIT

CERTIFICATE PROGRAM

(Report of: Financial & Management Services Department)

Recommendations

1. Adopt Resolution 2014-81. A Resolution of the City Council of the City of Moreno Valley, California Approving Participation With the County of Riverside Mortgage Credit Certificate (MCC) Program.
2. Authorize the Chief Financial Officer to certify the status of the City's Housing Element.

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 SEPTEMBER 9, 2014 \(Report of: City Clerk's Department\)](#)

Recommendation:

1. Approve as submitted.

B.3 [READOPTING CONFLICT OF INTEREST CODE](#)

(Report of: City Clerk Department)

Recommendations

1. Adopt Resolution No. CSD 2014-21. A Resolution of the Community Services District of the City of Moreno Valley, California, Readopting a Conflict of Interest Code to amend the list of designated employees having filing requirements, and repeal all prior enactments on the same subject.

C. CONSENT CALENDAR - HOUSING AUTHORITY

C.1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

C.2 [MINUTES - REGULAR MEETING OF SEPTEMBER 9, 2014 \(Report of: City Clerk's Department\)](#)

Recommendation:

1. Approve as submitted.

C.3 [READOPTING CONFLICT OF INTEREST CODE](#)

(Report of: City Clerk Department)

Recommendations

1. Adopt Resolution No. HA 2014-03. A Resolution of the Moreno Valley Housing Authority of the City of Moreno Valley, California, Readopting a Conflict of Interest Code to amend the list of designated employees having filing requirements, and repealing all prior enactments on the same subject.

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 SEPTEMBER 9, 2014 \(Report of: City Clerk's Department\)](#)

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 [A PUBLIC HEARING FOR APPROVAL OF GENERAL PLAN AMENDMENT \(PA13-0069\) FROM COMMERCIAL \(C\) TO RESIDENTIAL 30 \(R30\) AND CHANGE OF ZONE \(PA13-0068\) FROM NEIGHBORHOOD COMMERCIAL \(NC\) TO RESIDENTIAL 30 \(R30\) FOR THREE PARCELS TOTALLING 2.68 ACRES AT THE SOUTHWEST CORNER OF PERRIS BOULEVARD AND SANTIAGO DRIVE. THE MIXED USE DISTRICTS OVERLAY WILL ALSO BE EXPANDED TO INCLUDE THESE THREE PARCELS AS MIXED-USE NEIGHBORHOOD \(MUN\). THERE IS NO PROPOSAL TO DEVELOP THE SITE AT THIS TIME. THE APPLICANT IS PERRIS AT PENTECOSTAL LLC.](#)

(Report of: Community & Economic Development Department)

Recommendations That the City Council:

1. Adopt a Negative Declaration for PA13-0069 (General Plan Amendment) and PA13-0068 (Change of Zone). The projects, individually and cumulatively, will not result in a significant effect on the environment.
2. Approve Resolution No. 2014-80. A Resolution of the City Council of the City of Moreno Valley, California, Approving PA13-0069 (General Plan Amendment) to change the Land Use from Commercial (C) to

Residential 30 (R30) for three parcels (APNS: 485-220-019, 485-220-026, and 485-220-027) located at the southwest corner of Perris Boulevard and Santiago Drive.

3. Introduce Ordinance No. 880. An Ordinance of the City Council of the City of Moreno Valley, California, Approving PA13-0068 (Change of Zone) Changing the Zoning and Placing the Mixed Use Overlay Districts Designation on Three Parcels (APNS: 485-220-019, 485-220-026, and 485-220-027) Located at the Southwest Corner of Perris Boulevard and Santiago Drive from Neighborhood Commercial (NC) to Residential 30 (R30).

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)

G.1.1 Mayor Jesse L. Molina reports on Riverside Transit Agency (RTA)

G.1.2 Council Member Richard A. Stewart reports on March Joint Powers Commission (MJPC)

G.2 PUBLIC MEETING REGARDING THE MAIL BALLOT PROCEEDINGS FOR ASSESSOR'S PARCEL NUMBERS (APNS) 481-250-002 AND 481-250-003 BALLOTING FOR THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) MAXIMUM RESIDENTIAL REGULATORY RATE; AND FOR APN 479-020-050 BALLOTING FOR THE NPDES MAXIMUM COMMERCIAL REGULATORY RATE (Report of: Financial & Management Services Department)

Recommendations That the City Council:

1. Accept public comments regarding the mail ballot proceedings for APNs 481-250-002 and 481-250-003 for approval of the NPDES maximum residential regulatory rate; and for APN 479-020-050 for approval of the NPDES maximum commercial regulatory rate.

G.3 APPOINTMENT TO THE PARKS AND RECREATION COMMISSION (TEENAGE MEMBER)

(Report of: City Clerk Department)

Recommendations That the City Council:

1. Appoint Stephanie Torres to the Parks and Recreation Commission as a teenage member for a term expiring three years after the

effective date of appointment, or until high school graduation, whichever comes first; or

2. If an appointment is not made, declare the position vacant and authorize the City Clerk to re-notice the position as vacant.

G.4 [BUSINESS TAX COMPLIANCE INSPECTION PROGRAM](#) (Report of: Financial & Management Services Department)

Recommendations

1. Direct staff to reestablish the Business Tax Compliance Inspection Program.
2. Authorize staff to add the full-time temporary position Business Tax Inspector at a range of C18 within the non-exempt employee group.
3. Authorize the amendment to the FY 2014-15 budget for the expenditures presented in the Fiscal Impact section of this report.

G.5 [ADOPT 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)

Recommendation:

1. Adopt Resolution No. 2014-76. A Resolution of the City Council of the City of Moreno Valley, California, to Amend the Electric Rates for Moreno Valley Utility.

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

G.7 [CITY ATTORNEY'S REPORT \(Informational Oral Presentation - not for Council action\)](#)

H. LEGISLATIVE ACTIONS

H.1 ORDINANCES - 1ST READING AND INTRODUCTION

H.1.1 [INTRODUCE AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, SIMPLIFYING THE BUSINESS LICENSE FEES FOR MULTIPLE SINGLE FAMILY RESIDENTIAL RENTAL PROPERTY](#)
(Report of: Financial & Management Services Department)

Recommendations That the City Council:

1. Introduce Ordinance No. 881. An Ordinance of the City Council of the City of Moreno Valley, California, Amending Section 5.02.085 of Title 5 of the City of Moreno Valley Municipal Code Relating to the Separate Computation of License Fee and Tax – Branch Establishments.

H.2 ORDINANCES - 2ND READING AND ADOPTION - NONE

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

Number of Cases: 5

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

Number of Cases: 5

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: September 17, 2014