



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**

April 22, 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 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.

Victoria Baca, Mayor Pro Tem
Jesse L. Molina, Council Member

Tom Owings, Mayor

Richard A. Stewart, Council Member
Yxstian Gutierrez, Council Member

AGENDA
CITY COUNCIL OF THE CITY OF MORENO VALLEY
April 22, 2014

CALL TO ORDER – 5:30 PM

SPECIAL PRESENTATIONS

- [1. Recognition of Environmental and Historical Preservation Board Poster Contest Winners](#)
- [2. Police Officer of the 4th Quarter 2013 - Officer Julio Olguin](#)
- [3. Police Officer of the 2013 - Officer Richard Dixon](#)
- [4. Proclamation Recognizing National Day of Prayer](#)

**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
APRIL 22, 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

Captain Julius Murphy - The Salvation Army Moreno Valley Corps

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
April 22, 2014

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 APRIL 8, 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 April 2-15, 2014.

A.4 [APPROVE THE CITY OF MORENO VALLEY'S FIVE-YEAR MEASURE A LOCAL STREETS AND ROADS CAPITAL IMPROVEMENT PLAN \(CIP\) AND MAINTENANCE OF EFFORT \(MOE\) CERTIFICATION STATEMENT FOR THE RIVERSIDE COUNTY TRANSPORTATION COMMISSION \(RCTC\) MEASURE A LOCAL FUNDS PROGRAM, FISCAL YEAR \(FY\) 2014/15 – 2018/19](#)

(Report of: Public Works Department)

Recommendations

1. Approve the City of Moreno Valley's Five-Year Measure A Local Streets and Roads CIP and MOE for the RCTC Measure A Local Funds Program, FY 2014/15 – 2018/19.
2. Authorize submittal of the RCTC Measure A Local Streets and Roads CIP and MOE for the RCTC Measure A Local Funds Program, FY 2014/15 – 2018/19.

3. Authorize staff to submit an amended five-year plan to RCTC if changes are made by City Council to the listed Measure A projects as part of the upcoming FY 2014/15 budget approval process

A.5 [AUTHORIZE SUBMISSION OF GRANT FUNDING APPLICATION FOR THE TRANSPORTATION INVESTMENT GENERATING ECONOMIC RECOVERY \(TIGER\) PROGRAM](#)

(Report of: Public Works Department)

Recommendation:

1. Authorize the submission of a grant application for the TIGER Discretionary Grants Program to the U.S. Department of Transportation.

A.6 [AUTHORIZATION TO AWARD CONSTRUCTION CONTRACT TO ALL AMERICAN ASPHALT FOR CYCLE 1 CITYWIDE PAVEMENT RESURFACING - PROJECT NO. 801 0003 70 77](#)

(Report of: Public Works Department)

Recommendations

1. Award the construction contract to All American Asphalt, P.O. Box 2229, Corona, California 92878, the lowest responsible bidder, for the Cycle 1 Citywide Pavement Resurfacing.
2. Authorize the City Manager to execute a contract with All American Asphalt.
3. Authorize the issuance of a Purchase Order to All American Asphalt in the amount of \$4,244,152.00 (\$3,858,320.00 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 All American Asphalt up to, but not exceeding, the 10% contingency amount of \$385,832.00, subject to the approval of the City Attorney.
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 All American Asphalt, if no claims are filed against the project.
6. Authorize the appropriation of \$699,224 as expense in the Capital Projects Reimbursements fund (Fund 3008) for the construction phase of the Cycle 1 Citywide Pavement Resurfacing project.

A.7 [NOTICE OF COMPLETION AND ACCEPTANCE OF PUBLIC SAFETY BUILDING BALLISTIC GLASS PROJECT](#)
(Report of: Police Department)

Recommendations

1. Accept the work as complete for the Public Safety Building constructed by Rasmussen Brothers Construction Company, Inc., 40441 Gavilan Mountain Road, Fallbrook, CA 92028.
2. Direct the City Clerk to record the Notice of Completion within ten (10) calendars days at the office of the County Recorder of Riverside County, as required by Section 3093 of the California Civil Code.
3. Authorize the Chief Financial Officer to release the retention to Rasmussen Brothers Construction Company, Inc., thirty-five (35) calendar days after the date of recordation of the Notice of Completion, if no claims are filed against the project.

A.8 [PA09-0022 \(PM 36207\) – APPROVE PARCEL MAP AND ACCEPT THE AGREEMENT AND SECURITY FOR PUBLIC IMPROVEMENTS. DEVELOPER – AI CALIFORNIA, LLC, RIVERSIDE, CA, 92507](#)
(Report of: Public Works Department)

Recommendations

1. Accept the Agreement and Security for Public Improvements for AI California, LLC.
2. Authorize the Mayor to execute the Agreement.
3. Direct the City Clerk to forward the signed Agreement to the County Recorder's Office for recordation.
4. Authorize the City Engineer to execute any future time extension amendments to the agreement, subject to City Attorney approval, if the required public improvements are not completed within said timeframe.
5. Approve Parcel Map 32607.
6. Authorize the City Clerk to sign the map and transmit said map to the County Recorder's Office for recordation.

A.9 [PA09-0022 \(PM 32607\) – APPROVE COOPERATIVE AGREEMENT FOR MORENO MASTER DRAINAGE PLAN LINE F-2, STAGE 2 AND LINE F-16, STAGE 1 ASSOCIATED WITH THE ALDI DISTRIBUTION FACILITY, BETWEEN THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER](#)

CONSERVATION DISTRICT, CITY OF MORENO VALLEY, AND AI CALIFORNIA, LLC

(Report of: Public Works Department)

Recommendations

1. Approve the Cooperative Agreement with the Riverside County Flood Control and Water Conservation District (the District) and AI California, LLC for the Moreno Master Drainage Plan Line F-2, Stage 2 and Line F-16, Stage 1 associated with the Aldi Distribution Facility.
2. Authorize the City Manager to execute the Cooperative Agreement.
3. Direct the City Clerk to forward the signed Cooperative Agreement to the District.

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 APRIL 8, 2014 \(Report of: City Clerk's Department\)](#)

Recommendation:

1. Approve as submitted.

C. CONSENT CALENDAR - HOUSING AUTHORITY

C.1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

C.2 [MINUTES - REGULAR MEETING OF APRIL 8, 2014 \(Report of: City Clerk's Department\)](#)

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 APRIL 8, 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 SECOND PUBLIC HEARING REGARDING COUNCILMANIC REDISTRICTING

(Report of: City Clerk Department)

Recommendations That the City Council:

1. Conduct a second public hearing to review draft redistricting plans for the Councilmanic districts in the City of Moreno Valley and accept public comments.

E.2 PUBLIC HEARING FOR DELINQUENT NUISANCE ABATEMENT ACCOUNTS

(Report of: Fire Department)

Recommendations That the City Council:

1. Conduct a public hearing and accept public testimony on delinquent nuisance abatement accounts.
2. Adopt Resolution No. 2014-31. A Resolution of the City Council of the City of Moreno Valley, California, Confirming Statements of Costs against Real Property located in the City of Moreno Valley, for Abatements of Public Nuisances and direction that said Statements of Costs Constitute a Lien upon Said properties.
3. Approve placing the submitted Property Assessment List of delinquent nuisance abatement accounts on the Fiscal Year (FY) 2014/2015 Riverside County property tax roll for collection.
4. Direct the City Clerk to file with the Riverside County Assessor's office a certified copy of Resolution No. 2014-31 and the Property Assessment List as required by Section 6.04.120 of the City of Moreno Valley Municipal Code.

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 [Council Member Jesse Molina reports on March Joint Powers Commission](#)

G.2 [MONTHLY REPORT: MORENO VALLEY ANIMAL SHELTER ADOPTION RATE](#) (Report of: Administrative Services Department)

Recommendations That the City Council:

1. Receive and file the Monthly Report: Moreno Valley Animal Shelter Adoption Rate for the period of March 1, 2014 to March 31, 2014.

G.3 [APPOINTMENTS TO THE UTILITIES COMMISSION](#)
(Report of: City Clerk Department)

Recommendations That the City Council:

1. Appoint the applicants recommended by the Finance Subcommittee:
Roy (Pete) Bleckert (non-MVU customer)
Misty Cheng (MVU customer)
Steven LaFond (MVU customer)
Cliff Cowing (Business customer of MVU)
Larry Denman (MVU customer)
2. Direct the City Clerk to draw the names by lot to appoint one member from the list above with a term expiring June 30, 2015; appoint two members from the list above with a term expiring June 30, 2016; appoint two members from the list above with a term expiring June 30, 2017 or opt to have the Council select individuals for each of the three specified terms of office through a series of individual motions.
3. If vacancies are not filled by a majority vote of the City Council, authorize the City Clerk to re-advertise the positions as vacant and carry over the current applications for reconsideration of appointment at a future date.

G.4 [COUNCIL DISCUSSION REGARDING RECESS](#)
(Report of: City Clerk Department)

Recommendations That the City Council:

1. Review and select dates for Council Recess.

G.5 [CITY MANAGER'S REPORT \(Informational Oral Presentation - not for Council action\)](#)

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

H. LEGISLATIVE ACTIONS

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

H.2 ORDINANCES - 2ND READING AND ADOPTION - 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 SECTION 54956.9(d)(1) - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

- a) Case: *CITY OF MORENO VALLEY V. MATOSANTOS, CHIANG, ANGULO, MARCH JOINT POWERS AUTHORITY, SUCCESSOR AGENCY TO THE MARCH JOINT POWERS REDEVELOPMENT AGENCY*
Court: Sacramento Superior
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

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: April 16, 2014