



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
BOARD OF LIBRARY TRUSTEES
MORENO VALLEY PUBLIC FACILITIES FINANCING CORPORATION
(MVPFFC)
MORENO VALLEY PUBLIC FINANCING AUTHORITY (MVPFA)
MORENO VALLEY INDUSTRIAL DEVELOPMENT AUTHORITY (IDA)

January 28, 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 Session

Immediately following Regular City Council Meetings and Study Session, 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

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

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

AGENDA
CITY COUNCIL OF THE CITY OF MORENO VALLEY
January 28, 2014

CALL TO ORDER – 5:30 PM

SPECIAL PRESENTATIONS

1) Officer of the 2nd Quarter - Officer Jason Santistevan

2) Officer of the 3rd Quarter and Top Cop Memorial Award - Officer Richard Dixon

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

**REGULAR MEETING - 6:00 PM
JANUARY 28, 2014**

INVOCATION

[Pastor Eddie Oqwo - Heartbeat of God Assembly](#)

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

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

AGENDA
January 28, 2014

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 Council, Community Services District, City as Successor Agency for the Redevelopment Agency, Housing Authority or 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 - SPECIAL MEETING OF JANUARY 7, 2014 (Report of: City Clerk's Department)

Recommendation:

1. Approve as submitted.

A.3 MINUTES - REGULAR MEETING OF JANUARY 14, 2014 (Report of: City Clerk's Department)

Recommendation:

1. Approve as submitted.

A.4 APPROVE THE SECOND AMENDMENT TO THE AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES WITH RICK ENGINEERING COMPANY FOR THE MORENO MASTER DRAINAGE PLAN LINE "F", STAGE 2 CHANNEL IMPROVEMENTS, PROJECT NO. 804 0005 70 77 (Report of: Public Works Department)

Recommendations

1. Approve the Second Amendment to the Agreement for Professional Consultant Services for Surveying Services with Rick Engineering Company, for the Moreno Master Drainage Plan Line "F", Stage 2 Channel Improvements.
2. Authorize the City Manager to execute the Second Amendment to the Agreement for Professional Consultant Services with Rick

Engineering Company.

3. Authorize a Change Order to increase Purchase Order Number 2014-00000384 with Rick Engineering Company for the amount of \$27,390 when the contract has been signed by all parties.

A.5 [AUTHORIZATION TO AWARD THE PROJECT SPECIFIC AGREEMENT FOR ON-CALL PROFESSIONAL CONSULTANT SERVICES TO OVERLAND, PACIFIC & CUTLER, INC. FOR VARIOUS PROJECTS](#)

(Report of: Public Works Department)

Recommendations

1. Approve the “Project Specific Agreement for On-Call Professional Consultant Services” (Agreement) with Overland, Pacific & Cutler, Inc. (OPC) to provide Professional Consultant Real Property Services for various projects.
2. Authorize the Chief Financial Officer to execute the Agreement with OPC.
3. Authorize the issuance of a Purchase Order to OPC for the amount of \$50,000 when the Agreement has been signed by all parties.
4. Authorize the Public Works Director/City Engineer to execute any subsequent amendments to the Agreement with OPC within the purchase order amount, subject to the approval of the City Attorney.

A.6 [RESOLUTION AUTHORIZING THE CITY'S PARTICIPATION IN THE EMPLOYMENT RISK MANAGEMENT AUTHORITY](#)

(Report of: Administrative Services Department)

Recommendation:

1. Adopt Resolution No. 2014-02. A Resolution of the City Council of the City of Moreno Valley, California, authorizing participation in the Employment Risk Management Authority (ERMA), and authorize the City Manager to execute all required documents.

A.7 [APPROVE THE FIRST AMENDMENT TO THE AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES WITH PARSONS FOR THE SR-60/MORENO BEACH DRIVE INTERCHANGE IMPROVEMENTS \(PHASE 1\) – PROJECT NO. 801 0038 70 77](#)

(Report of: Public Works Department)

Recommendations

1. Approve the “First Amendment to Agreement for Professional Consultant Services” with Parsons to provide additional construction

support services during construction of the SR-60/Moreno Beach Drive Interchange Phase 1 Improvements for \$20,000.

2. Authorize the City Manager to execute the First Amendment to Agreement for Professional Consultant Services with Parsons.
3. Authorize a Change Order to increase the Purchase Order with Parsons for the amount of \$20,000 when the First Amendment has been signed by all parties.

A.8 APPROVE THE SECOND AMENDMENT TO THE AGREEMENT WITH FALCON ENGINEERING SERVICES, INC. FOR THE SR-60/MORENO BEACH DRIVE INTERCHANGE IMPROVEMENTS (PHASE 1) – PROJECT NO. 801 0038 70 77

(Report of: Public Works Department)

Recommendations

1. Approve the “Second Amendment to Agreement for Professional Consultant Services” with Falcon Engineering Services, Inc. (Falcon) to provide additional construction management and inspection services for the SR-60/Moreno Beach Drive Interchange Phase 1 Improvements project for \$99,131.63.
2. Authorize the City Manager to execute the Second Amendment to Agreement for Professional Consultant Services with Falcon.
3. Authorize a Change Order to increase the Purchase Order with Falcon for the amount of \$99,131.63 when the Second Amendment has been signed by all parties.

A.9 ADOPT A RESOLUTION ACCEPTING CALTRANS’ RELINQUISHMENT OF DAY STREET FROM THE SR-60 WESTBOUND RAMP INTERSECTION TO CANYON SPRINGS PLAZA ENTRANCE

PROJECT NO. 801 0036 70 77

(Report of: Public Works Department)

Recommendations

1. Adopt Resolution No. 2014-03. A resolution of the City Council of the City of Moreno Valley, California, accepting relinquishment of a portion of Day Street constructed by Caltrans and approving the agreements with Caltrans for the relinquishment of a portion of Day Street – Project No. 801 0036 70 77.
2. Authorize the City Manager to execute Agreements, Amendments, Memoranda of Understanding (MOU), and/or documents in connection with the Relinquishment, subject to the approval of the

City Attorney.

3. Direct the City Clerk to forward the Resolution to the Mayor for execution, and to the County Recorder's office for recordation.

A.10 [DEBT MANAGEMENT POLICY](#)

(Report of: Financial & Management Services Department)

Recommendation:

1. Adopt the revised Debt Management Policy, as reviewed and recommended by the Finance Sub Committee.

A.11 [RATIFY COMMITMENT OF MATCHING FUNDS AND ACCEPTANCE OF THE RIVERSIDE COUNTY TRANSPORTATION COMMISSION'S MEASURE A REGIONAL ARTERIAL GRANT, AUTHORIZE EXECUTION OF A MEMORANDUM OF UNDERSTANDING, AND AUTHORIZE AN APPROPRIATION OF FUNDS FOR THE CACTUS AVENUE WIDENING PROJECT FROM VETERANS WAY TO HEACOCK STREET, PROJECT NO. 801 0031 70 77](#) (Report of: Public Works Department)

Recommendations

1. Ratify the City's pledge of matching funds for the Western Riverside County Measure A Regional Arterial (MARA) grant funds from the Riverside County Transportation Commission for the Cactus Avenue Widening Project from Veterans Way to Heacock Street.
2. Accept the grant award amount of up to \$1,527,500 total for the construction of the Cactus Avenue Widening Project from Veterans Way to Heacock Street.
3. Authorize the City Manager to execute a Memorandum of Understanding (MOU) with Riverside County Transportation Commission (RCTC) when it is received for the Cactus Avenue Widening Project from Veterans Way to Heacock Street, subject to approval of the City Attorney.
4. Authorize the Chief Financial Officer to appropriate \$1,527,500 as revenue and \$2,350,000 as expense in the Capital Projects Reimbursements fund (Fund 3008) for the construction of the Cactus Avenue Widening Project from Veterans Way to Heacock Street upon fund allocation from RCTC.

A.12 [CERTIFICATION OF SUFFICIENCY PETITION FOR RECALL OF COUNCIL MEMBER TOM OWINGS, DISTRICT 3](#) (Report of: City Clerk Department)

Recommendations

1. Accept the City Clerk's Certificate of Sufficiency for the recall petition of Council Member Tom Owings, District 3.

A.13 [CITY COUNCIL REPORTS ON REIMBURSABLE ACTIVITIES](#)

Recommendation:

1. Receive and file the Reports on Reimbursable Activities for the period of January 8 – 21, 2014.

B. CONSENT CALENDAR-COMMUNITY SERVICES DISTRICT

B.1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

B.2 [MINUTES - SPECIAL MEETING OF JANUARY 7, 2014 \(Report of: City Clerk's Department\)](#)

Recommendation:

1. Approve as submitted.

B.3 [MINUTES - REGULAR MEETING OF JANUARY 14, 2014 \(Report of: City Clerk's Department\)](#)

Recommendation:

1. Approve as submitted.

C. CONSENT CALENDAR - COMMUNITY REDEVELOPMENT AGENCY

C.1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

C.2 [MINUTES - SPECIAL MEETING OF JANUARY 7, 2014 \(Report of: City Clerk's Department\)](#)

Recommendation:

1. Approve as submitted.

C.3 [MINUTES - REGULAR MEETING OF JANUARY 14, 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 - SPECIAL MEETING OF JANUARY 7, 2014 \(Report of: City Clerk's Department\)](#)

Recommendation:

1. Approve as submitted.

D.3 [MINUTES - REGULAR MEETING OF JANUARY 14, 2014 \(Report of: City Clerk's Department\)](#)

Recommendation:

1. Approve as submitted.

ADJOURNMENT OF THE CITY COUNCIL MEETING TO ANNUAL/REGULAR MEETING OF THE MORENO VALLEY PUBLIC FACILITIES FINANCING CORPORATION (MVPFFC)

[ANNUAL/REGULAR MEETING OF THE MORENO VALLEY PUBLIC FACILITIES FINANCING CORPORATION \(MVPFFC\)](#)

CALL TO ORDER

ROLL CALL

PUBLIC COMMENTS ON ANY SUBJECT NOT ON THE AGENDA UNDER THE JURISDICTION OF THE CORPORATION

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.

SPECIAL ORDER OF BUSINESS

1

[There are no reports or issues before the Corporation.](#)

ADJOURNMENT OF THE MORENO VALLEY PUBLIC FACILITIES FINANCING CORPORATION (MVPFFC) TO ANNUAL/REGULAR MEETING OF THE MORENO VALLEY PUBLIC FINANCING AUTHORITY(MVPFA)

[ANNUAL/REGULAR MEETING OF THE MORENO VALLEY PUBLIC FINANCING AUTHORITY \(MVPFA\)](#)

CALL TO ORDER

ROLL CALL

PUBLIC COMMENTS ON ANY SUBJECT NOT ON THE AGENDA UNDER THE JURISDICTION OF THE AUTHORITY

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.

SPECIAL ORDER OF BUSINESS

- 1 [MINUTES - MVPFA SPECIAL MEETING OF DECEMBER 10, 2013 \(Report of: City Clerk's Office\)](#)

Recommendation:

1. Approve as submitted.

ADJOURNMENT OF THE MORENO VALLEY PUBLIC FINANCING AUTHORITY (MVPFA) TO ANNUAL/REGULAR MORENO VALLEY INDUSTRIAL DEVELOPMENT AUTHORITY (IDA)

ANNUAL/REGULAR MEETING OF THE MORENO VALLEY INDUSTRIAL DEVELOPMENT AUTHORITY (IDA)

CALL TO ORDER

ROLL CALL

PUBLIC COMMENTS ON ANY SUBJECT NOT ON THE AGENDA UNDER THE JURISDICTION OF THE AUTHORITY

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.

SPECIAL ORDER OF BUSINESS

- 1 [There are no reports or issues before the Authority.](#)

ADJOURNMENT OF THE ANNUAL/REGULAR MORENO VALLEY INDUSTRIAL DEVELOPMENT AUTHORITY (IDA) TO THE JOINT MEETING OF THE CITY

AGENDA

January 28, 2014

**COUNCIL OF THE CITY OF MORENO VALLEY, MORENO VALLEY
COMMUNITY SERVICES DISTRICT, CITY AS SUCCESSOR AGENCY FOR THE
COMMUNITY REDEVELOPMENT AGENCY AND THE HOUSING AUTHORITY**

**RECONVENE 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 AND THE HOUSING AUTHORITY**

E. PUBLIC HEARINGS - NONE

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.

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

G. REPORTS

- G.1 [APPOINTMENT TO THE PLANNING COMMISSION](#) (Report of: City Clerk Department)

Recommendations That the City Council:

1. Appoint one (1) member for a term expiring March 31, 2015.
2. If the appointment is not made, authorize the City Clerk to re-notice the position as vacant.

- G.2 [APPOINTMENTS TO THE CITY COUNCIL ADVISORY BOARDS AND COMMISSIONS](#) (Report of: City Clerk Department)

Recommendations That the City Council:

1. Review the ballots for appointments to various City Council Boards and Commissions (to be provided by the City Clerk) and mark your choices where appropriate.
2. Appoint those applicants who received majority vote by the City Council.
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.3 [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 Adoption Rate for the periods of November 1, 2013 to November 30, 2013 and December 1, 2013 to December 31, 2013.

G.4 [2014 COUNCIL COMMITTEE PARTICIPATION APPOINTMENTS](#)
(Report of: City Clerk Department)

Recommendations That the City Council:

1. Appoint Mayor Tom Owings to serve as the City of Moreno Valley's representative on the March Joint Powers Commission (MJPC).
2. Appoint Mayor Pro Tem Victoria Baca to serve as the City of Moreno Valley's representative on the March Joint Powers Commission (MJPC).
3. Appoint Council Member Jesse L. Molina to serve as the City of Moreno Valley's alternate representative on the March Joint Powers Commission (MJPC).
4. Appoint Council Member Richard A. Stewart to serve as the City of Moreno Valley's representative on the Riverside County Habitat Conservation Agency (RCHCA).
5. Appoint Council Member Jesse L. Molina to serve as the City of Moreno Valley's alternate representative on the Riverside County Habitat Conservation Agency (RCHCA).
6. Appoint Mayor Tom Owings to serve as the City of Moreno Valley's representative on the Riverside County Transportation Commission (RCTC).
7. Appoint Council Member Jesse L. Molina to serve as the City of Moreno Valley's alternate representative on the Riverside County Transportation Commission (RCTC).
8. Appoint Council Member Jesse L. Molina to serve as the City of Moreno Valley's representative on the Riverside Transit Agency (RTA).
9. Appoint Mayor Pro Tem Victoria Baca to serve as the City of Moreno Valley's alternate representative on the Riverside Transit Agency (RTA).

10. Appoint Mayor Tom Owings to serve as the City of Moreno Valley's representative on the Western Riverside Council of Governments (WRCOG).
11. Appoint Mayor Pro Tem Victoria Baca to serve as the City of Moreno Valley's alternate representative on the Western Riverside Council of Governments (WRCOG).
12. Appoint Council Member Jesse L. Molina to serve as the City of Moreno Valley's representative on the Western Riverside County Regional Conservation Authority (RCA).
13. Appoint Council Member Richard A. Stewart serve as the City of Moreno Valley's alternate representative on the Western Riverside County Regional Conservation Authority (RCA).
14. Approve the appointments to the remaining various committees and regional bodies, as noted on the 2014 Council Committee Participation – Mayor's Recommendations list.

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.

AGENDA
January 28, 2014

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 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(d)(1) - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

- a) Case: *Silver Creek Industries, Inc.V. City of Moreno Valley*
Court: Riverside Superior
Case No: RIC 1306308

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

[City of Moreno Valley V. STI Inc. Trucking and Materials, SureTec Insurance Company.](#)

Number of Cases: 1

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

ADJOURNMENT