

MINUTES
CITY COUNCIL REGULAR MEETING OF THE CITY OF MORENO VALLEY
February 25, 2014

CALL TO ORDER

SPECIAL PRESENTATIONS

Public comments were received from Deanna Reeder.

[1\) Inland Empire Branch of the American Public Works Association \(APWA\) 2013 Project of the Year Award for the Morrison Park Fire Station #99](#)

[2\) Southern California Chapter of the American Public Works Association \(APWA\) 2013 Project of the Year Award for the Cactus Avenue / Nason Street Improvement Project](#)

**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
February 25, 2014**

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 Community Redevelopment Agency of the City of Moreno Valley, Moreno Valley Housing Authority and the Board of Library Trustees was called to order at 6:03 p.m. by Mayor Tom Owings in the Council Chamber located at 14177 Frederick Street

Mayor Tom Owings announced that the City Council receives a separate stipend for CSD meetings.

PLEDGE OF ALLEGIANCE

The pledge of allegiance was led by Pete Bleckert

INVOCATION

[Dr. Dale Lacquement - Faith Baptist Church](#)

ROLL CALL

Council:

Tom Owings	Mayor
Victoria Baca	Mayor Pro Tem
Yxstian Gutierrez	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
Tom DeSantis
Ahmad Ansari
Chris Paxton
Joel Ontiveros
Abdul Ahmad
John Terrell

City Manager
Assistant City Manager
Public Works Director
Administrative Services Director
Police Chief
Fire Chief
Community and Economic Development Director

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

Deanna Reeder

1. Mayor's comments and Brown Act
2. Developer

Jose Chavez

1. Discourse
2. changes forthcoming

Debra Craig

1. Developer
2. Recall

Susan Gilmore Owings

1. Resident comments
2. resident's interview regarding investigation

Scott Heveran

1. Recall

David Marquez

1. Comments directed to Mayor and previous statements made

Tom Jerele, Sr.

1. Thanked Council for Televised Study Sessions
2. Wind Symphony - Latin concert
3. reminder of Veteran's

Chris Baca

1. Speaker's statement
2. Recall
3. Violation of 4th amendment
4. Redistricting
5. Council candidate

Louise Palomarez

1. Council doing a lot
2. Aldi foods coming

Craig Givens

1. No vision for the City
2. expectations for City

Curtis Gardner

1. Future vision for the City
2. opinion of Council

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; there being none, public comments were closed.

A. CONSENT CALENDAR-CITY COUNCIL

A.1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

A.2 [MINUTES - REGULAR MEETING OF FEBRUARY 11, 2014 \(Report of: City Clerk's Department\)](#)

Recommendation:

Approve as submitted.

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

Recommendation:

Receive and file the Reports on Reimbursable Activities for the period of February 5 – 18, 2014.

A.4 [AUTHORIZATION TO AWARD THE CONSTRUCTION CONTRACT TO RUIZ CONCRETE & PAVING, INC. DBA RUIZ ENGINEERING FOR THE CYCLE 2 CITYWIDE SIDEWALKS AND ACCESS RAMPS, PROJECT NO. 801 0044 70 76](#)

(Report of: Public Works Department)

Recommendations

1. Award the construction contract to Ruiz Concrete & Paving, Inc. dba Ruiz Engineering (Ruiz Concrete & Paving, Inc.), 1344 Temple Avenue, Long Beach, California 90804, the lowest responsible bidder, for the Cycle 2 Citywide Sidewalks and Access Ramps.
2. Authorize the City Manager to execute a contract with Ruiz Concrete & Paving, Inc.
3. Authorize the issuance of a Purchase Order to Ruiz Concrete & Paving, Inc., for the amount of \$165,898.80 (\$138,249.00 bid amount plus 20% 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 Ruiz Concrete & Paving, Inc. up to, but not exceeding, the contingency amount of \$27,649.80, 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 Ruiz Concrete & Paving, Inc., if no claims are filed against the project.

A.5 [AUTHORIZATION TO AWARD AGREEMENT FOR PROFESSIONAL CONSULTANT DESIGN SERVICES TO ALBERT A. WEBB ASSOCIATES FOR THE EAST SUNNYMEAD BOULEVARD STORM DRAIN IMPROVEMENTS –](#)

PROJECT NO. 804 0006 70 77

(Report of: Public Works Department)

Recommendations

1. Approve the Agreement for Professional Consultant Services with Albert A. Webb Associates, 3788 McCray Street, Riverside, CA 92506, to provide design services for the East Sunnymead Boulevard Storm Drain Improvements project.
2. Authorize the City Manager to execute the Agreement for Professional Consultant Services with Albert A. Webb Associates.
3. Authorize an issuance of a Purchase Order with Albert A. Webb Associates totaling \$126,815 when the Agreement has been signed by all parties.

A.6 [PA07-0048 \(PM 35500\) RIGHT-OF-WAY EASEMENT \(APN 316-190-035\) FOR SAN CELESTE ROAD STREET IMPROVEMENTS](#)

(Report of: Public Works Department)

Recommendations

1. Adopt Resolution No. 2014-13. A Resolution of the City Council of the City of Moreno Valley, California, granting a public roadway easement on a city owned parcel fronting the east side of San Celeste Road between San Michelle Road and Rivard Road. Assessor Parcel Number 316-190-035.
2. Authorize the granting of a roadway easement for the City owned parcel known as Assessor Parcel Number 316-190-035.
3. Direct the City Clerk to forward the Resolution to the Mayor for execution and the roadway Easement Deed to the Public Works Director/City Engineer for execution and to forward the document to the County Recorder's Office for recordation for Assessor Parcel Number 316-190-035.

A.7 [APPROVE AND ADOPT RESOLUTION NO. 2014-14 ACCEPTING DEDICATION OF PROPERTY FOR PUBLIC RIGHT-OF-WAY AND ACCEPTING THE IMPROVED PORTIONS OF KENTLAND LANE SOUTH OF EUCALYPTUS AVENUE, WILSON PLACE, AND KENNY DRIVE INTO THE CITY MAINTAINED ROAD SYSTEM, PROJECT NO. 801 0011 70 77](#)

(Report of: Public Works Department)

Recommendations

1. Approve and adopt Resolution No. 2014-14 accepting dedication of property for public right-of-way and accepting the improved portions of Kentland Lane south of Eucalyptus Avenue, Wilson Place, and Kenny Drive into the City maintained road system.
2. Direct the City Engineer to certify the acceptance of said dedication and cause said certification to be recorded at the office of the Recorder of the County of Riverside together with said Resolution.

A.8 [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 ADMINISTRATIVE BUDGET FOR THE PERIOD OF JULY 1, 2014 THROUGH DECEMBER 31, 2014 \(ROPS 14-15A\)](#)

(Report of: Community & Economic Development Department)

Recommendations

1. Adopt Resolution No. SA 2014-01. A Resolution of the City Council of the City of Moreno Valley, California, serving as Successor

Agency to the Community Redevelopment Agency of the City of Moreno Valley approving the Recognized Obligation Payment Schedule (ROPS 14-15A), including administrative budget, for the period of July 1, 2014 through December 31, 2014 and authorizing the Executive Director or his designee to make modifications thereto.

2. Authorize the Executive Director or his designee to make modifications to the Schedule.
3. Authorize the transmittal of the ROPS 14-15A to the Oversight Board for review and approval.

A.9 [APPROVE THE FIRST AMENDMENT TO THE AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES WITH PARSONS FOR THE SR-60/NASON STREET OVERCROSSING IMPROVEMENTS – PROJECT NO. 802 0003 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/Nason Street Overcrossing Improvements for \$50,000.
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 \$50,000 when the First Amendment has been signed by all parties.

A.10 [RECEIPT OF QUARTERLY INVESTMENT REPORT – QUARTER ENDED DECEMBER 31, 2013](#)

(Report of: Financial & Management Services Department)

Recommendation:

Receive and file the Quarterly Investment Report, in compliance with the City’s Investment Policy.

A.11 [APPROVE RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, DETERMINING THAT THE SPECIAL TAX OBLIGATION FOR PROPERTY IN COMMUNITY FACILITIES DISTRICT NO. 3 \(AUTO MALL REFINANCING\) OF THE CITY OF MORENO VALLEY FOR THE PAYMENT OF SPECIAL TAXES HAS BEEN SATISFIED, AND ORDERING THE RECORDING OF A NOTICE OF CANCELLATION OF THE SPECIAL TAX LIEN](#)

(Report of: Financial & Management Services Department)

Recommendation:

Approve Resolution No. 2014-15. A Resolution of the City Council of the City of Moreno Valley, California, Determining that the special tax obligation for property in Community Facilities District No. 3 (Auto Mall Refinancing) of the City of Moreno Valley for the payment of special taxes has been satisfied, and ordering the recording of a Notice of Cancellation of the special tax lien.

A.12 [ACCEPTANCE OF THE CITY OF MORENO VALLEY STRATEGIC PLAN STRATEGIES, PHASE 3 \(SOUTHERN CALIFORNIA EDISON ENERGY EFFICIENCY STRATEGIC SOLICITATION\)](#)

(Report of: Community & Economic Development Department)

Recommendations

Adopt Resolution No. 2014-16. A Resolution of the City Council of the City of Moreno Valley, California, accepting the City of Moreno Valley Strategic Plan Strategies, Phase 3 (Southern California Edison Energy Efficiency Strategic Solicitation) and authorizing the Chief Financial Officer/City Treasurer to create the necessary budgetary appropriations for the Phase 3 Solicitation.

A.13 [ACCEPTANCE OF THE RIVERSIDE COUNTY TRANSPORTATION COMMISSION'S CONGESTION MANAGEMENT AND AIR QUALITY GRANT, AUTHORIZE EXECUTION OF A MEMORANDUM OF UNDERSTANDING, AUTHORIZE AN APPROPRIATION OF FUNDS FOR THE AQUEDUCT TRAIL PROJECT FROM THE MORENO VALLEY MALL AREA TO LAKE PERRIS STATE RECREATION AREA, AND AMEND THE FISCAL YEAR 2013/2014 ADOPTED CAPITAL IMPROVEMENT PLAN TO INCLUDE THE SUBJECT PROJECT AS A FUNDED STREET PROJECT, PROJECT NO. 801 0055 70 77](#)

(Report of: Public Works Department)

Recommendations

1. Accept the Congestion Management and Air Quality (CMAQ) grant award from the Riverside County Transportation Commission (RCTC) of up to \$340,000 for the Project Approval and Environmental Document (PA&ED) phase of the Aqueduct Trail Project from the Moreno Valley Mall Area to Lake Perris State Recreation Area (Aqueduct Trail Project).
2. Authorize the City Manager to execute a Memorandum of Understanding (MOU) with RCTC when it is received for the Aqueduct Trail Project, subject to approval of the City Attorney.

3. Authorize the Chief Financial Officer to appropriate \$340,000 as revenue and expense in the Capital Projects Reimbursements fund (Fund 3008), and the \$85,000 local match requirement as expense in the Measure A Fund (Fund 2001) for the PA&ED phase of the Aqueduct Trail Project.
4. Amend the Fiscal Year 2013/2014 Adopted Capital Improvement Plan (CIP) to include the Aqueduct Trail Project as a funded Street project, Project No. 801 0055 70 77.

A.14 [APPROVE THE FIRST AMENDMENT TO THE AGREEMENT WITH PSOMAS FOR THE SR-60/NASON STREET OVERCROSSING IMPROVEMENTS – PROJECT NO. 802 0003 70 77](#)
(Report of: Public Works Department)

Recommendations

1. Approve the “First Amendment to Agreement for Professional Consultant Services” with PSOMAS to provide professional survey services of the SR-60/Nason Street Overcrossing Improvements for \$27,913.
2. Authorize the City Manager to execute the First Amendment to Agreement for Professional Consultant Services with PSOMAS.
3. Authorize a Change Order to increase the Purchase Order with PSOMAS for the amount of \$27,913 when the First Amendment has been signed by all parties.

A.15 [AUTHORIZE A CHANGE ORDER TO INCREASE THE EXISTING PURCHASE ORDER WITH BEDON CONSTRUCTION, INC. 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. Authorize a Change Order to increase the existing Purchase Order with Bedon Construction, Inc. by an additional \$100,000 to offset a portion of the construction costs pertaining to additional Eastern Municipal Water District requirements.
2. Authorize the Public Works Director/City Engineer to execute the Change Order to the Purchase Order for Bedon Construction, Inc.
3. Authorize the Public Works Director/City Engineer to execute any subsequent related minor change orders to the contract with Bedon

Construction, Inc. up to the revised Purchase Order amount, subject to the approval of the City Attorney.

- A.16 [APPROVE THE SECOND AMENDMENT TO THE AGREEMENT WITH FALCON ENGINEERING SERVICES, INC. FOR THE SR-60/NASON STREET OVERCROSSING IMPROVEMENTS – PROJECT NO. 802 0003 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 during construction of the SR-60/Nason Street Overcrossing Improvements for \$512,522.81.
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 \$512,522.81 when the Second Amendment has been signed by all parties.

- A.17 [AUTHORIZATION TO APPLY AND ACCEPT A \\$7,500 GRANT FROM THE DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL, “MINOR DECOY/SHOULDER TAP PROGRAM”](#)
(Report of: Police Department)

Recommendations

1. Authorize the Riverside County Sheriff’s Department to apply and accept on the City’s behalf, the FY2014 Alcohol Beverage Control (ABC) grant, in the amount of \$7,500.00, to conduct Minor Decoy/Shoulder Tap Programs, for the period beginning January 1, 2014 and ending June 30, 2014.
2. Authorize that all Police Department equipment costs and City personnel overtime costs associated with this grant, will be directly billed to the Riverside County Sheriff’s Department Grant Unit who will manage this grant. All reimbursement funds will be sent directly to the Sheriff’s Department and will not affect the City General Fund revenue or expense budgets. Therefore, there is no impact to the City General Fund and the Police Department’s FY2013/2014 budget will not be affected.

- A.18 [AUTHORIZATION TO AWARD AGREEMENT FOR PROFESSIONAL CONSULTANT DESIGN SERVICES TO AKM CONSULTING ENGINEERS](#)

FOR THE SAN TIMOTEO FOOTHILL NEIGHBORHOOD FLOOD PROTECTION - MORENO MASTER DRAINAGE PLAN STORM DRAIN LINES K-1 AND K-4 –

PROJECT NO. 804 0007 70 77

(Report of: Public Works Department)

Recommendations

1. Approve the Agreement for Professional Consultant Services with AKM Consulting Engineers, 553 Walk, Irvine, CA 92618, to provide design services for the San Timoteo Foothill Neighborhood Flood Protection - Moreno Master Drainage Plan Storm Drain Lines K-1 and K-4 project.
2. Authorize the City Manager to execute the Agreement for Professional Consultant Services with AKM Consulting Engineers.
3. Authorize an issuance of a Purchase Order with AKM Consulting Engineers in the amount of \$349,788 when the Agreement has been signed by all parties.

A.19 NOTICE OF COMPLETION AND ACCEPTANCE OF PEDESTRIAN RELATED IMPROVEMENTS FOR CITYWIDE PEDESTRIAN ENHANCEMENTS – PROJECT NO. 801 0040 70 77

(Report of: Public Works Department)

Recommendations

1. Authorize the Public Works Director/City Engineer to accept the work as completed for construction of the Citywide Pedestrian Enhancements constructed by PTM General Engineering Services, Inc., 5942 Acorn Street, Riverside, CA 92504.
2. Direct the City Clerk to record the Notice of Completion within ten (10) calendar days after the Public Works Director/City Engineer accepts the improvements as complete at the office of the County Recorder of Riverside County as required by Section 3093 of the California Civil Code.
3. Authorize the release of the retention to PTM General Engineering Services, Inc. 35 calendar days after the date of recordation of the Notice of Completion if no claims are filed against the project.
4. Authorize the Public Works Director/City Engineer to accept the improvements into the City's maintained system upon acceptance of the improvements as complete.

- A.20 [PA07-0080, PM 35672 – REQUEST TO EXTEND THE FULL ROAD CLOSURE OF INDIAN STREET FROM IRIS AVENUE TO KRAMERIA AVENUE AND IRIS AVENUE BETWEEN INDIAN STREET AND CONCORD WAY FOR THE CONSTRUCTION OF STREET IMPROVEMENTS UNTIL APRIL 7, 2014](#)
(Report of: Public Works Department)

Recommendations

1. Authorize the extension of 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 until April 7, 2014.
2. Authorize the City Engineer to allow for an additional 30-day extension in addition to the extension being requested to the proposed road closure window if the project is delayed due to unforeseen construction issues.

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 FEBRUARY 11, 2014 \(Report of: City Clerk's Department\)](#)

Recommendation:
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 FEBRUARY 11, 2014 \(Report of: City Clerk's Department\)](#)

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 FEBRUARY 11, 2014 \(Report of: City Clerk's Department\)](#)

Recommendation:

Approve as submitted.

Motion to Approve Joint Consent Calendar Items A.1 through D.2, with the exception of Items A.2, B.2, C.2 and D.2, by m/Mayor Pro Tem Victoria Baca, s/Council Member Yxstian Gutierrez

Approved by a vote of 5-0.

Motion to approve Items A.2, B.2, C.2 and D.2, by m/Mayor Pro Tem Baca, s/Council Member Yxstian Gutierrez

Approved by a vote of 4-0-1, Council Member Stewart abstained.

E. PUBLIC HEARINGS

E.1 [PUBLIC HEARING REGARDING THE MAIL BALLOT PROCEEDINGS FOR ASSESSOR'S PARCEL NUMBERS 482-190-019; AND 316-210-071, -073, -075, AND -079 BALLOTING FOR NPDES](#)

(Report of: Financial & Management Services Department)

Recommendations That the City Council:

1. Conduct the Public Hearing and accept public testimony regarding the mail ballot proceedings for Assessor's Parcel Numbers (APNs) 482-190-019; and 316-210-071, -073, -075, and -079 for approval of the National Pollutant Discharge Elimination System (NPDES) maximum annual rate.
2. Direct the City Clerk to tabulate the NPDES ballots for APNs 482-190-019; and 316-210-071, -073, -075, and -079.
3. Verify and accept the results of the mail ballot proceedings as identified on the Official Tally Sheet.
4. Receive and file with the City Clerk's office the accepted Official Tally Sheet.
5. If approved, authorize and impose the NPDES maximum commercial/industrial regulatory rate to APNs 482-190-019; and 316-210-071, -073, -075, and -079.

Mayor Tom Owings opened the public testimony portion of the public hearing; there being none, public testimony was closed.

Direct the City Clerk to tabulate the NPDES ballots for APNs 482-190-019; and 316-210-071, -073, -075, and -079.

Motion to approve by m/Mayor Pro Tem Mayor Pro Tem Victoria Baca, s/Council Member Richard A. Stewart

Approved by a vote of 5-0.

The City Clerk announced the results as follows:

APN: 482-190-019 “Yes”
316-210-071 “Yes”
316-210-073 “Yes”
316-210-075 “Yes”
316-210-079 “Yes”

Verify and accept the results of the mail ballot proceedings as identified on the Official Tally Sheet.

Receive and file with the City Clerk’s office the accepted Official Tally Sheet.

If approved, authorize and impose the NPDES maximum commercial/industrial regulatory rate to APNs 482-190-019; and 316-210-071, -073, -075, and -079 Motion to approve by m/Mayor Pro Tem Victoria Baca, s/Council Member Jesse L. Molina

Approved by a vote of 5-0.

E.2 [PUBLIC HEARING REGARDING THE MAIL BALLOT PROCEEDINGS FOR ASSESSOR’S PARCEL NUMBERS 482-190-019; AND 316-210-071, -073, -075, AND -079. BALLOTING FOR THE CSD ZONE M ANNUAL PARCEL CHARGE.](#)

(Report of: Financial & Management Services Department)

Recommendations That the CSD:

1. Conduct the Public Hearing and accept public testimony regarding the mail ballot proceedings for Assessor’s Parcel Numbers (APNs) 482-190-019; and 316-210-071, -073, -075, and -079 for inclusion into and approval of the annual charges for the CSD Zone M (Commercial, Industrial, and Multifamily Improved Median Maintenance) program.
2. Direct the Secretary of the CSD Board (City Clerk) to tabulate the CSD Zone M ballots for APNs 482-190-019; and 316-210-071, -073,

-075, and -079.

3. Verify and accept the results of the mail ballot proceedings as identified on the Official Tally Sheet.
4. Receive and file with the City Clerk's office the accepted Official Tally Sheet.
5. If approved, authorize and impose the CSD Zone M (Commercial, Industrial, and Multifamily Improved Median Maintenance) annual parcel charge to APNs 482-190-019; and 316-210-071, -073, -075, and -079.

Mayor Tom Owings opened the public testimony portion of the public hearing; there being none, public testimony was closed.

Direct the Secretary of the CSD Board (City Clerk) to tabulate the CSD Zone M ballots for APNs 482-190-019; and 316-210-071, -073, -075, and -079.

Motion to approve by m/Mayor Pro Tem Victoria Baca, s/Council Member Council Member Jesse L. Molina

Approved by a vote of 5-0.

The City Clerk announced the results as follows:

APN: 482-190-019 "Yes"
316-210-071 "Yes"
316-210-073 "Yes"
316-210-075 "Yes"
316-210-079 "Yes"

Verify and accept the results of the mail ballot proceedings as identified on the Official Tally Sheet.

Receive and file with the City Clerk's office the accepted Official Tally Sheet.

If approved, authorize and impose the CSD Zone M (Commercial, Industrial, and Multifamily Improved Median Maintenance) annual parcel charge to APNs 482-190-019; and 316-210-071, -073, -075, and -079.

Motion to approved by m/Mayor Pro Tem Victoria Baca, s/Council Member Jesse L. Molina

Approved by a vote of 5-0.

- E.3 APPEAL OF THE PLANNING COMMISSION'S JANUARY 16, 2014 APPROVAL OF AMENDED PLOT PLAN P13-111 TO CONSTRUCT AN 800,430 SQUARE FOOT REFRIGERATED WAREHOUSE DISTRIBUTION FACILITY IN PLACE OF THE 937,260 SQUARE FOOT WAREHOUSE FACILITY ORIGINALLY APPROVED FOR THE WEST RIDGE COMMERCE CENTER PROJECT (PA08-0097). THE PROJECT IS LOCATED ON THE SOUTH SIDE OF STATE ROUTE 60, ON THE NORTH SIDE OF EUCALYPTUS AVENUE AND APPROXIMATELY 650 FEET WEST OF REDLANDS BOULEVARD. THE APPLICANT IS ALDI FOODS. THE APPELLANT IS LEIBOLD, MCCLENDON & MANN ON BEHALF OF CITIZENS OF THE CITY OF MORENO VALLEY
(Report of: Community & Economic Development Department)

Recommendations That the City Council:

1. Conduct a public hearing for Amended Plot Plan P13-111 and subsequent to the public hearing:
2. APPROVE Resolution No. 2014-17. A Resolution of the City Council of the City of Moreno Valley, California, recognizing the preparation of an addendum to the Certified West Ridge Commerce Center Environmental Impact Report (Sch #2009101008) and approving Amended Plot Plan Application No. P13-111 for an 800,430 square foot Refrigerated Warehouse Distribution Facility on 55 acres within Assessor's Parcel Numbers 488-330-003 to -006 and -026.

Mayor Tom Owings opened the public testimony portion of the public hearing. Public testimony was received from Deanna Reeder (supports); Tom Thornsley (opposed), and Tom Jerele, Sr. (supports)

Approve Resolution No. 2014-17. A Resolution of the City Council of the City of Moreno Valley, California, recognizing the preparation of an addendum to the Certified West Ridge Commerce Center Environmental Impact Report (Sch #2009101008) and approving Amended Plot Plan Application No. P13-111 for an 800,430 square foot Refrigerated Warehouse Distribution Facility on 55 acres within Assessor's Parcel Numbers 488-330-003 to -006 and -026.

Motion to approve by m/Mayor Pro Tem Victoria Baca, s/Council Member Jesse L. Molina

Approved by a vote of 5-0.

F. ITEMS REMOVED FROM CONSENT CALENDARS FOR DISCUSSION OR SEPARATE ACTION - None

G. REPORTS

G.1 [TRAFFIC SAFETY COMMISSION ANNUAL REPORT \(Informational only, not for Council Action\)](#)

G.2 [MONTHLY REPORT: MORENO VALLEY ANIMAL SHELTER ADOPTION RATE](#)

(Report of: Administrative Services Department)

Recommendations That the City Council:

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

Mayor Tom Owings opened the agenda item for public comments; which was received from Marcia Amino.

G.3 [DIRECTION TO STAFF REGARDING PROCESS TO CALL FOR AN ELECTION TO CREATE THE OFFICE OF A DIRECTLY ELECTED MAYOR AND APPROVAL OF RELATED RESOLUTION](#)

(Report of: City Attorney Department)

Recommendations That the City Council:

1. Determine whether to call for an election to create the office of a directly elected Mayor for the City of Moreno Valley, and if so
2. Determine whether the City should be divided into four (4), six (6) or eight (8) new City Council Districts to submit to the voters along with the question of creating the office of directly elected Mayor.
3. Authorize the proposed redistricting of the City into four (4), six (6) or eight (8) City Council Districts; authorize the City to execute a contract for redistricting consultant services; and authorize the Chief Financial Officer to make appropriation changes as may be required.
4. Direct staff to prepare all necessary documents and ordinances for the City Council to call an election on the matter of a directly elected Mayor and four (4), six (6) or eight (8) City Council Districts for the November 4, 2014 municipal general election.
5. Adopt Resolution No. 2014-18. A Resolution of the City Council of the City of Moreno Valley, California, relating to the Direct Election of the Mayor and Reapportionment of Councilmanic Districts; and

authorizing the drafting of Redistricting Plans.

Mayor Tom Owings opened the agenda item for public comments; which were received from Deanna Reeder (supports), Debra Craig, Basil Kimbrew, Pete Bleckert and Craig Givens.

To call for an election to create the office of a directly elected Mayor for the City of Moreno Valley, approved by a vote of 5-0.

Motion to approve by m/Mayor Pro Tem Victoria Baca, s/Council Member Yxstian Gutierrez

Approved by a vote of 5-0.

Authorize the proposed redistricting of the City into four (4), City Council Districts; authorize the City to execute a contract for redistricting consultant services; and authorize the Chief Financial Officer to make appropriation changes as may be required.

Motion to approve by m/Mayor Pro Tem Victoria Baca, s/Council Member Yxstian Gutierrez

Approved by a vote of 4-1-0, Council Member Richard A. Stewart opposed.

Direct staff to prepare all necessary documents and ordinances for the City Council to call an election on the matter of a directly elected Mayor and four (4) City Council Districts for the November 4, 2014 municipal general election.

Motion to approve by m/Council Member Yxstian Gutierrez, s/Mayor Pro Tem Victoria Baca

Approved by a vote of 5-0.

Adopt Resolution No. 2014-18. A Resolution of the City Council of the City of Moreno Valley, California, relating to the Direct Election of the Mayor and Reapportionment of Councilmanic Districts; and authorizing the drafting of Redistricting Plans.

Motion to approve by m/Mayor Pro Tem Victoria Baca, s/Council Member Yxstian Gutierrez

Approved by a vote of 5-0.

G.4 [APPOINTMENTS TO THE JULY 4TH ADVISORY BOARD](#)

(Report of: City Clerk Department)

Recommendations That the City Council:

1. Appoint those applicants who received majority vote by the City Council.
2. 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.

Mayor Tom Owings opened the agenda item for public comments; which was received from Scott Heveran (supports).

Appoint those applicants who received majority vote by the City Council: applicants appointed the following with a term expiring July 31, 2014 – Michelle M. DeJohnette, Ellen Hampton, Ashley Holquin; Appointed the following with a term expiring July 31, 2015 – Janet McMillan and Vevesi Save; Appointed the following with a term expiring July 31, 2016 Oscar Valdepena and Erick McKain. Appointed Melissa Curley as Teen Member with a term expiring July 31, 2016.

Motion to approve by m/Council Member Richard A. Stewart, s/Mayor Pro Tem Victoria Baca

Approved by a vote of 5-0.

G.5 [AUTHORIZATION TO BEGIN USING THE CALIFORNIA OFFICE OF TRAFFIC SAFETY \(OTS\) - SOBRIETY CHECKPOINT GRANT FUNDS – GRANT # SC14272](#)

(Report of: Police Department)

Recommendations That the City Council:

1. Authorize the use of the OTS Sobriety Checkpoint Grant funds in the amount of \$156,410, for which City Council authorized the Riverside County Sheriff's Department to apply on the City's behalf. The grant period began on October 1, 2013 and ends September 30, 2014.
2. Authorize all equipment costs and City personnel overtime to be directly billed to the Sheriff's Department Grant Unit which is managing this grant. The grant funds from OTS are currently available to the Sheriff's Department where they are maintained and reconciled. No appropriations or expenditures will be encumbered by the City, and the Police Department is not asking for a change to revenue or expense budgets.

Mayor Tom Owings opened the agenda item for public comments; which was received from George Price (supports).

Authorize the use of the OTS Sobriety Checkpoint Grant funds in the amount of \$156,410, for which City Council authorized the Riverside County Sheriff's Department to apply on the City's behalf. The grant period began on October 1, 2013 and ends September 30, 2014.

Authorize all equipment costs and City personnel overtime to be directly billed to the Sheriff's Department Grant Unit which is managing this grant. The grant funds from OTS are currently available to the Sheriff's Department where they are maintained and reconciled. No appropriations or expenditures will be encumbered by the City, and the Police Department is not asking for a change to revenue or expense budgets.

Motion to approve by m/Council Member Richard A. Stewart, s/Mayor Tom Owings

Approved by a vote of 4-1-0, Pro Tem Victoria Baca opposed.

G.6 [AUTHORIZATION TO APPLY AND ACCEPT THE FY2014/2015 CALIFORNIA OFFICE OF TRAFFIC SAFETY \(OTS\) - SELECTIVE TRAFFIC ENFORCEMENT PROGRAM \(STEP\) GRANT - APPLICATION # 21741](#)

(Report of: Police Department)

Recommendations That the City Council:

1. Authorize the Riverside County Sheriff's Department to apply for and accept on the City's behalf (if awarded), the FY2014/2015 California Office of Traffic Safety (OTS) Selective Traffic Enforcement Program (STEP) grant in the amount of \$328,607.69 for the period beginning October 1, 2014, and ending September 30, 2015.
2. Authorize all equipment costs and City personnel overtime to be directly billed to the Sheriff's Department Grant Unit which is managing this grant. All reimbursement funds will be sent directly to the Sheriff's Department and will not affect the City General Fund revenue or expense budgets. Therefore, there is no impact to the City General Fund and the Police Department's FY2014/2015 budget will not be affected.

Mayor Tom Owings opened the agenda item for public comments; there being none, public comments were closed.

Motion to approve the verbal motion as presented: with a provision that will entail a two-step process that once the money is accepted Council will see the Comprehensive Plan.

Motion to approve by m/Council Member Yxstian Gutierrez, s/Council Member Jesse L. Molina

Approved by a vote of 4-1-0, Mayor Pro Tem Victoria Baca opposed.

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

Public Works Director/City Engineer reported there is a storm approaching in Southern California with ¼ to ½ inch of rain Friday and Saturday. Public Works is on full alert, all the information is on the Press Release. Sand bags are available at the CRC. There is no limitation on the amount of sand bags. Flooding signs have been placed in troubled locations. Advised the public to call 911 if there is a life in danger.

G.8 CITY ATTORNEY'S REPORT (Informational Oral Presentation - not for Council action) – No report

H. LEGISLATIVE ACTIONS

H.1 ORDINANCES - 1ST READING AND INTRODUCTION

H.1.1 [AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, AMENDING SECTIONS 2.25.010 AND 2.25.020 OF TITLE 2 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE RELATING TO THE COMPOSITION OF THE UTILITIES COMMISSION \(Report of: Public Works Department\)](#)

Recommendations That the City Council:

Introduce Ordinance No. 873. An Ordinance of the City Council of the City of Moreno Valley, California amending sections 2.25.010 and 2.25.020 of Title 2 of the City of Moreno Valley Municipal Code relating to the composition of the Utilities Commission.

Mayor Tom Owings opened the agenda item for public comments; there being none, public comments were closed.

Introduce Ordinance No. 873. An Ordinance of the City Council of the City of Moreno Valley, California amending sections 2.25.010 and 2.25.020 of Title 2 of the City of Moreno Valley Municipal Code relating to the composition of the Utilities Commission.

Motion to approve by m/Council Member Jesse L. Molina, s/Mayor Pro Tem Victoria Baca

Approved by a vote of 5-0.

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

Council Member Yxstian Gutierrez

1. Congratulated Michelle Dejonetta for her appointment to the July 4th Advisory Board
2. Thanked the Traffic Safety Commission
3. Regarding shared vision is open to meet with Craig Givens and Curtis Gardner to share his vision
4. As a community we need to be business friendly; we need to have jobs here; Aldi's is coming which will create jobs; mentioned the under employed
5. Attended a USC workshop and executive session, major discussion on baby boomers; not enough workers to fund Social Security or Medicare; water and housing policies; innovative government; public should be considered as partners in government; today's students will be our future; moral obligation to invest in our children, in order that children receive an education
6. Mindmixer program asked staff to look into it
7. Reported on After School programs - Badger Springs Middle School students are doing a drama class; Palm Middle School students working on paintings; Val Verde Middle School working on Alice in Wonderland
8. Will be holding a Financial Literacy workshop in District 4 at Badger Springs Middle School on Saturday 9:00-11:00 a.m.
9. Upcoming Latin concert

Council Member Jesse L. Molina

1. Fire on Sunnymead; thanked Public Works for preparing for the flood, and making sure there are no shopping carts blocking the canals
2. Heart goes out to the homeless; thank you to Chief Ontiveros for making the encampment safer
3. Will be attending a tour for US Veterans, Lutheran Charities and Pathways
4. New legislature coming up
5. Thank you to staff; minimize the negativity in town; do unto others as they would do unto you
6. Volunteers needed for the citywide camera; other volunteers also needed please check the City's website; keep positive and your eye on the ball.
7. Thanked his wife

Mayor Tom Owings

1. Inquired if public speakers making statement about City's vision, if they had attended the February 2, 2013 Study Session and heard the following City Council's vision of the City:
 - institute a program to create jobs
 - restore services
 - elect a City-wide Mayor
 - form an Utilities Commission
 - organize neighborhoods
 - institute term limits
 - lower crime rates
 - would cut spending
 - fix the problems in Edgemont
 - seven divisions of the City we would do economic development

- clean up Sunnymead Boulevard
- 2. Black History Month, Dr. King talked about creating a County where there was quality opportunity. He did not envision a City of haves or have nots. Moreno Valley is not a City of haves and have nots. It doesn't have to be and it shouldn't be. Dr. King envisioned a day we would all realize the American dream. It was a dream of equality of opportunity and property widely distributed. Dr. King's dream here in Moreno Valley; we must provide clear pathways for education; make sure our residents have the right skills for the thousands of jobs we will be bringing to Moreno Valley. It begins with having good schools. To the two teachers here, my vision is to have a City where we have the best schools in the Country, not the worst, not the second worst, but the absolute best. My vision for Moreno Valley is where it graduates 95% of the students; plenty of vision here on the Council.

Mayor Pro Tem Victoria Baca

1. Congratulations - the Elected Mayor will be on the ballot; agrees with four Council Members and one Mayor; does not believe having more people on the dais is fiscally sensible
2. Visited UCR and learned about our history
3. Sweet Paws, Valentine's Day event was a success; euthanasia rates are down and sometimes there is nothing that can be done and they don't want to do it; euthanasia is a sensitive issue, encouraged the public to adopt a dog or cat; staff is working diligently and they get the job done
4. Looks forward to the redistricting of the City and encourages the community to submit maps

CLOSED SESSION - none

ADJOURNMENT

There being no further business to conduct, the meeting was adjourned at 11:47 p.m. by unanimous informal consent.

Submitted by:

City Clerk 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