

MINUTES
CITY COUNCIL REGULAR MEETING OF THE CITY OF MORENO VALLEY
April 22, 2014

CALL TO ORDER

SPECIAL PRESENTATIONS

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

**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
April 22, 2014**

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 6:10 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 - Dale Lacquement, Faith Baptist Church

ROLL CALL

Council:

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

Absent:

Yxstian Gutierrez	Council Member
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Staff:

Michelle Dawson	City Manager
Suzanne Bryant	City Attorney
Jane Halstead	City Clerk
Abdul Ahmad	Fire Chief
Ahmad Ansari	Public Works Director
Joel Ontiveros	Police Chief
Chris Paxton	Administrative Services Director
John Terell	Community and Economic Development Director

Kathy Gross
Steve Hargis

Executive Assistant
Technology Services Division Manager

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

Greg Sparks

1. Upcoming Peace March on May 17

Susan Gilmore Owings

- 1 Response to PE article
2. Recall

Sherman Jones

1. Unity/God Bless Moreno Valley

Luis Mojica

1. Support of Council

Debra Craig

1. Order of speakers
2. Following rules

Remaining speakers after Item G.2

Tom Jerele Sr.

1. Resident comments/questions
2. Warehousing

Kathleen Dale

1. Directly Elected Mayor; council salaries and benefits
2. Council Rules and Procedures available to the public

Louise Palomarez

1. Our Town Moreno Valley newspaper
2. Recall

Pete Bleckert

1. College Stem program; lots of students in attendance

Christopher Baca

1. Improvements in District 5
2. Commented on speakers' comments; qualifies for the Arts Commission
3. Extended an invitation to Council Member Jesse L. Molina to help with Sunnymead Summer Nights project

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

Mayor Tom Owings opened the agenda items for the Consent Calendars for public comments, which were received from Kathleen Dale (A.8) and Stephen Rogers (A.5).

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:

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 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:

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) calendar 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 36207.
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 \(PM 36207\) – 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:

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:
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:
Approve as submitted.

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

Approved by a vote of 4-0-1, Yxstian Gutierrez absent.

E. PUBLIC HEARINGS

E.1 [SECOND PUBLIC HEARING REGARDING COUNCILMANIC REDISTRICTING](#)

(Report of: City Clerk Department)

Recommendations That the City Council:

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

Mayor Tom Owings opened the public testimony portion of the public hearing, which were received from Hans Wolterbeek (Supports), Tom Jerele, Sr., Kathleen Dale (Opposed), Roy Bleckert, Pete Bleckert and George Price.

City Council directed NDC consultant to consolidate changes in Map 2a, as previously discussed at the April 8, 2014 Public Hearing.

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.

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

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.

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.

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

Approved by a vote of 4-0-1, Council Member Yxstian Gutierrez absent.

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

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](#)

Council Member Jesse Molina reported: I attended the March Joint Powers Commission meeting last Wednesday. We heard a very interesting update from Jim Leedy, the Executive Director of the UCPath Center. UCPath is the University of California's project to consolidate the personnel and payroll for the UC's 190,000 employees into one office. The new office is located in the Meridian project just across the 215 freeway in the Intellicenter building. Mr. Leedy announced that the renovations are complete and about 50 employees have moved in so far. They plan to go live in January of 2015. He also described their employee recruiting efforts and said that they will hire about 150 people between January 2015 and 2016 and will eventually employ more than 400. Job fields will include: payroll, call center, and a small tech services staff. Residents can contact the Employment Resource Center at 413-3920 for more information as the hiring period gets closer. This is a great opportunity for Moreno Valley residents.

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 Shelter Adoption Rate for the period of March 1, 2014 to March 31, 2014.

Recess;
Reconvened

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.

Mayor Tom Owings opened the agenda item for public comments, which were received from Tom Hines, Kathleen Dale and Hans Wolterbeek.

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

Approved by a vote of 4-0-1, Council Member Yxstian Gutierrez absent.

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

Approved by a vote of 4-0-1, Council Member Yxstian Gutierrez absent.

Appoint one member from the list above with a term expiring June 30, 2015; Steve LaFond

Appoint two members from the list above with a term expiring June 30, 2016; Misty Cheng and Cliff Cowing

Appoint two members from the list above with a term expiring June 30, 2017, Roy Bleckert and Larry Denman by m/Council Member Jesse L. Molina, s/Mayor Pro Tem Victoria Baca

Approved by a vote of 4-0-1, Council Member Yxstian Gutierrez absent.

G.4 [COUNCIL DISCUSSION REGARDING RECESS](#)

(Report of: City Clerk Department)

Recommendations That the City Council:

Review and select dates for Council Recess.

Review and select dates for Council Recess, July 9 - August 18, 2014 by m/Mayor Pro Tem Victoria Baca, s/Council Member Jesse L. Molina

Approved by a vote of 4-0-1, Council Member Yxstian Gutierrez absent.

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

The City Manager reported the following: thanked the Council and residents for supporting city-wide community Spring Events that were held recently. On August 12, Easter Egg Hunt and Bunny Brunch with Easter Bunny events were held. Over 1000 children attended the free Easter Egg Hunt event. Thanked the Moreno Valley Morning Optimist Group for providing the breakfast for Bunny Brunch. The same day, the City hosted its first Public Safety Expo.

Thanked the Council the Parks and Community Services Department staff for their hard work, and the Police Department, Fire Department, Animal Services and Technology Services for putting together Public Safety Expo.

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

none

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**

Council Member Richard Stewart

1. Doesn't have any information or status of any federal, state or county investigation and had no conversations with DDA regarding any investigation or Grand Jury hearing; have heard political speculations
2. Questions should be directed to Council staff to generate a CRM. Staff will respond
3. Attended Public Safety Day; it was a lot of fun
4. Discussion on redistricting; good public participation
5. Will be doing different articles on different subjects for the newspaper
6. Public comments: not appropriate to be negative towards one another

Mayor Pro Tem Victoria Baca

1. Moving the City in the right direction; thanked staff for the dedication to the City
2. Thanked Public Works staff for the works on Hemlock and Graham in District 5; looks fantastic

Council Member Jesse L. Molina

1. Much needed improvements on Hemlock and Graham
2. We need to unite, come together, and be positive
3. Announced that students voted to reinstate the GoPass program that enables all Moreno Valley College students unlimited rides on RTA fixed-route buses

Mayor Tom Owings

1. Recognized Chris Baca as Arts Commissioner, Miguel Arciniega as Senior Citizens' Board Member; thanked for their service to the community
2. Stated that Prologis bought property that need major entitlements and zoning change, knowing the risk they were taking; this Council cannot be bound by the decision of the previous council

There being no further business to conduct, the meeting was adjourned at 9:22 p.m. to Closed Session by unanimous informal consent.

CLOSED SESSION

A Closed Session of the City Council, Community Services District, City as Successor Agency for the Community Redevelopment Agency and Housing Authority was held in City Manager's Conference Room, Second Floor, City Hall. The City Council met in Closed Session to confer with its legal counsel regarding the following matter(s) and any additional matter(s) publicly and orally announced by the City Attorney in the Council Chamber at the time of convening the Closed Session.

• PUBLIC COMMENTS ON MATTERS ON THE CLOSED SESSION AGENDA UNDER THE JURISDICTION OF THE CITY COUNCIL

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

The Closed Session was held pursuant to Government Code:

- 1 SECTION 54956.9(d)(1) - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

- a) [City of Moreno Valley v. Matosantos, Chiang, Angulo, March Joint Powers Authority, Successor Agency to the March Joint Powers Redevelopment Agency](#)

- 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

None

ADJOURNMENT

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

Submitted by:

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

Approved by:

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