



**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**

**May 12, 2015**

**REGULAR MEETING – 6:00 PM**

**City Council Study Sessions**

First & Third Tuesdays of each month – 6:00 p.m.

**City Council Meetings**

Special Presentations – 5:30 P.M.

Second & Fourth Tuesdays of each month – 6:00 p.m.

**City Council Closed Session**

*Will be scheduled as needed at 4:30 p.m.*

City Hall Council Chamber - 14177 Frederick Street

*Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities, in compliance with the Americans with Disabilities Act of 1990. Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to Mark Sambito, ADA Coordinator, at 951.413.3120 at least 48 hours before the meeting. The 48-hour notification will enable the City to make reasonable arrangements to ensure accessibility to this meeting.*

Dr. Yxstian A. Gutierrez, Mayor Pro Tem  
Jeffrey J. Giba, Council Member

Jesse L. Molina, Mayor

George E. Price, Council Member  
D. LaDonna Jempson, Council Member

**AGENDA**  
**CITY COUNCIL OF THE CITY OF MORENO VALLEY**  
**May 12, 2015**

**CALL TO ORDER - 5:30 PM**

**SPECIAL PRESENTATIONS**

1. Proclamation Recognizing Mental Health Month - May 2015 (Report of: City Clerk)
  
2. Proclamation Recognizing National Public Works Week, May 17 – 23, 2015 - Public Works: Community Begins Here (Report of: City Clerk)
  
3. Proclamation Recognizing the West Coast Thunder XVI Annual Memorial Day Bike Run (Report of: City Clerk)
  
4. Business Spotlight a) Marcellini's Martial Arts Academy b) Jose's Mexican Food (Report of: City Clerk)

**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  
MAY 12, 2015**

**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.

**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 - THE MOTION TO ADOPT AN ORDINANCE LISTED ON THE CONSENT CALENDAR INCLUDES WAIVER OF FULL READING OF THE ORDINANCE.

**Recommendation:** Waive reading of all Ordinances.

- A.2. MINUTES - CITY COUNCIL - REGULAR MEETING - APR 28, 2015 6:00 PM

**Recommendation:** Approve as submitted

- A.3. CITY COUNCIL REPORTS ON REIMBURSABLE ACTIVITIES (Report of: City Clerk)

**Recommendation:**

1. Receive and file the Reports on Reimbursable Activities for the period of April 22 - May 5, 2015.

- A.4. REPEALING AND REVISING RESOLUTION NO. 2014-30, MODIFYING THE EMERGING LEADERS COUNCIL (Report of: City Manager)

**Recommendation:**

1. Adopt Resolution No. 2015-31. A Resolution of the City Council of the City of Moreno Valley, California, Modifying the Existing Provisions Governing the Emerging Leaders Council and repealing Resolution No. 2014-30.

- A.5. MORENO VALLEY ELECTRIC UTILITY (MVU) SOLAR INCENTIVE PROGRAM FISCAL YEAR 2015/2016 UPDATES (Report of: Public Works)

**Recommendation:**

1. Approve Moreno Valley Electric Utility (MVU) Solar Incentive Program Fiscal Year 2015/2016 updates.

- A.6. APPROVE PROFESSIONAL SERVICES AGREEMENT WITH NATIONWIDE COST RECOVERY SERVICES (Report of: Community & Economic Development)

**Recommendations:**

1. Approve professional services agreement with Nationwide Cost Recovery Services of Diamond Bar, California, to provide implementation and administration of the Registration of Residential Property in Foreclosure Program.
  2. Authorize the City Manager to execute the agreement with Nationwide Cost Recovery Services.
- A.7. AUTHORIZE EXECUTION OF QUITCLAIM DEED TRANSFERRING THE CITY'S TITLE INTEREST IN THE STORM DRAIN EASEMENT FOR A PORTION OF MORENO MDP LINE G TO THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT (Report of: Public Works)

**Recommendations:**

1. Authorize the Mayor to execute the Quitclaim Deed transferring all right, title and interest in and to the storm drain easement for a portion of Moreno Master Drainage Plan (MDP) Line G to the Riverside County Flood Control and Water Conservation District (District) per Easement Deed.
  2. Direct the City Clerk to forward the executed Quitclaim Deed to the District for further processing and recordation.
- A.8. PA04-0215 (TRACT 33256) – ACCEPT SUBSTITUTION AGREEMENT AND SECURITY FOR PUBLIC IMPROVEMENTS FOR SINGLE FAMILY RESIDENTIAL PROJECT LOCATED SOUTH OF STATE ROUTE 60 ON THE NORTH SIDE OF FIR AVENUE, BETWEEN NASON STREET AND MORRISON STREET - DEVELOPER - CTHH HOMES, LLC 1000 DOVE ST., SUITE 100 NEWPORT BEACH, CA 92660 (Report of: Public Works)

**Recommendations:**

1. Accept the substitution Agreement for Public Improvements and security for project PA04-0215 (TR 33256) with CTHH Homes LLC.
2. Authorize the Mayor to execute the Agreement, subject to City Attorney approval.
3. Direct the City Clerk to forward the signed Agreement to the County Recorder's Office for recordation.
4. Authorize the City Engineer to exonerate the Faithful Performance Bond and Material and Labor Bond previously submitted by Valley Oak, LP, upon acceptance of the substitution agreement and securities.

5. Authorize the Public Works Director/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.

A.9. APPROVE THE FIRST AMENDMENT TO AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES WITH CHARLES ABBOTT ASSOCIATES, INC. FOR NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT SERVICES (Report of: Public Works)

**Recommendations:**

1. Approve the First Amendment to Agreement for Professional Consultant Services with Charles Abbott Associates, Inc., to increase the time dedicated to continue to provide the National Pollutant Discharge Elimination System (NPDES) inspection and on-call NPDES administrative services to the Storm Water Management Program.
2. Authorize the City Manager to execute the First Amendment to Agreement for Professional Consultant Services with Charles Abbott Associates, Inc., subject to the approval of the City Attorney.
3. Authorize an increase in the Purchase Order with Charles Abbott Associates, Inc., in the amount of \$80,096.97 for Fund 2008-70-29-20450, and authorize the Chief Financial Officer to approve subsequent purchase orders in an amount not to exceed \$337,880.40 annually, to Charles Abbott Associates, Inc. in accordance with the approved terms of the Amendment to the Agreement.
4. Authorize the City Manager to execute subsequent Extensions or Amendments to the Agreement, including the authority to authorize associated purchase orders in accordance with the terms of the Agreement, subject to the approval of the City Attorney and the approved budget by City Council.

A.10. AUTHORIZATION TO AWARD CONSTRUCTION CONTRACT TO MAMCO, INC. DBA ALABBASI FOR EAST SUNNYMEAD BOULEVARD STORM DRAIN, PROJECT NO. 804 0006 70 77 (Report of: Public Works)

**Recommendations:**

1. Award the construction contract to Mamco, Inc. dba Alabbasi, 764 W. Ramona Expressway, Suite C, Perris, CA 92571 the lowest responsible bidder, for the East Sunnymead Boulevard Storm Drain project.
2. Authorize the City Manager to execute a contract with Mamco, Inc.

dba Alabbasi.

3. Authorize the issuance of a Purchase Order to Mamco, Inc. dba Alabbasi, for the amount of \$977,680.00 (\$888,800.00 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 Mamco, Inc. dba Alabbasi up to, but not exceeding, the 10% contingency amount of \$88,880.00, subject to the approval of the City Attorney.
5. Authorize a revenue appropriation of \$88,000.00 per the Reimbursement Agreement with the Eastern Municipal Water District (EMWD) for waterline facilities relocation work.
6. Authorize the Chief Financial Officer to appropriate \$88,000.00 as revenue and \$88,000.00 as expense in the Public Works General Capital Projects Fund (3002) for the relocation of EMWD water facilities.

A.11. LIST OF PERSONNEL CHANGES (Report of: Administrative Services)

**Recommendation:**

1. Ratify the list of personnel changes as described.

A.12. PA04-0108 (TRACT 32515) - APPROVE GRANT OF EASEMENT FROM THE CITY OF MORENO VALLEY TO EASTERN MUNICIPAL WATER DISTRICT LOCATED AT PIGEON PASS ROAD, NORTH OF OLD LAKE DRIVE - DEVELOPER - MPLC PIGEON PASS, LP (Report of: Public Works)

**Recommendations:**

1. Approve the Grant of Easement, located on the west side of Pigeon Pass Road, north of Old Lake Drive, by and between The City of Moreno Valley and Eastern Municipal Water District.
2. Authorize the City Manager to execute the Grant of Easement with Eastern Municipal Water District.
3. Authorize the City Clerk to transmit the executed Grant of Easement to the Riverside County Recorder's Office for recordation.

A.13. ORDINANCE NO. 894. AN ORDINANCE OF THE CITY OF MORENO VALLEY, MORENO VALLEY, CALIFORNIA, THEREBY APPROVING THE MUNICIPAL CODE AMENDMENT, CREATING A NEW SECTION OF CHAPTER 9.14 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE,

ESTABLISHING STANDARDS AND CRITERIA FOR FINANCE AND CONVEYANCE MAPS (Received introduction and first reading on 4/28/2015 by a 5-0 vote) (Report of: Community & Economic Development)

**Recommendations:**

1. Adopt Ordinance No. 894. An Ordinance of the City of Moreno Valley, Moreno Valley, California, thereby approving the Municipal Code Amendment, creating a new section of Chapter 9.14 of the City of Moreno Valley Municipal Code, establishing standards and criteria for finance and conveyance maps

- A.14. ORDINANCE NO. 895. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA ADDING SECTION 10.02.105 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE RELATING TO THE MANDATORY MICROCHIPPING OF DOGS AND CATS. (Report of: Administrative Services)

**Recommendations:**

1. Adopt Ordinance No. 895. An Ordinance of the City Council of the City of Moreno Valley, adding Section 10.02.105 of the City of Moreno Valley Municipal Code to require microchipping of dogs and cats.

**B. CONSENT CALENDAR-COMMUNITY SERVICES DISTRICT**

- B.1. ORDINANCES - READING BY TITLE ONLY - THE MOTION TO ADOPT AN ORDINANCE LISTED ON THE CONSENT CALENDAR INCLUDES WAIVER OF FULL READING OF THE ORDINANCE.

**Recommendation:** Waive reading of all Ordinances.

- B.2. MINUTES - REGULAR MEETING OF APRIL 28, 2015 (SEE A.2)

**Recommendation:** Approve as submitted.

- B.3. ADOPT RESOLUTION APPROVING THE TRANSFER OF REAL PROPERTY LOCATED AT THE FORMER MARCH AIR RESERVE BASE (Report of: Parks & Community Services)

**Recommendations:**

1. Adopt Resolution CSD No. 2015-08. A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Transfer of Real Property Located at the Former March Air Reserve Base.

**C. CONSENT CALENDAR - HOUSING AUTHORITY**

- C.1. ORDINANCES - READING BY TITLE ONLY -THE MOTION TO ADOPT AN ORDINANCE LISTED ON THE CONSENT CALENDAR INCLUDES WAIVER OF FULL READING OF THE ORDINANCE.

**Recommendation:** Waive reading of all Ordinances.

- C.2. MINUTES - REGULAR MEETING OF APRIL 28, 2015 (SEE A.2)

**Recommendation:** Approve as submitted.

#### **D. CONSENT CALENDAR - BOARD OF LIBRARY TRUSTEES**

- D.1. ORDINANCES - READING BY TITLE ONLY - THE MOTION TO ADOPT AN ORDINANCE LISTED ON THE CONSENT CALENDAR INCLUDES WAIVER OF FULL READING OF THE ORDINANCE.

**Recommendation:** Waive reading of all Ordinances.

- D.2. MINUTES - REGULAR MEETING OF APRIL 28, 2015 (SEE A.2)

**Recommendation:** 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. PUBLIC HEARING TO DISCUSS THE MAIL BALLOT PROCEEDING TO ANNEX RESIDENTIAL HOUSING TRACT 27251 (SOUTH OF FIR AVENUE, EAST OF MORRISON STREET, AND NORTH OF EUCALYPTUS AVENUE) AS ZONE 09 TO MORENO VALLEY COMMUNITY SERVICES DISTRICT LANDSCAPE MAINTENANCE DISTRICT 2014-02 (Report of: Financial & Management Services)

**Recommendations: That the CSD:**

1. Conduct the Public Hearing and accept public testimony regarding the annexation of residential housing Tract 27251 (south of Fir Avenue, east of Morrison Street, and north of Eucalyptus Avenue) as Zone 09 to Moreno Valley Community Services District Landscape Maintenance District 2014-02.
2. Direct the City Clerk to tabulate the assessment mail ballots returned in connection with the annexation proceedings.
3. Verify and accept the results of the mail ballot proceeding as maintained by the City Clerk on the Official Tally Sheet.

4. Receive and file the Official Tally Sheet with the City Clerk's office.
5. Unless a majority of the returned weighted ballots oppose the annexation and proposed assessment, adopt Resolution No. CSD 2015-09. A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, to Order the Annexation of Zone 09 to the Moreno Valley Community Services District Landscape Maintenance District 2014-02, to Authorize an Annual Assessment in Connection with Said Annexation and to Levy an Assessment in Fiscal Year 2015/16 Against Real Property in that Zone.
6. If approved, approve the Fiscal Year 2015/16 budget for Zone 09 of Landscape Maintenance District 2014-02 as requested within the staff report.

E.2. PUBLIC HEARING REGARDING THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) MAIL BALLOT PROCEEDING TO APPROVE THE COMMERCIAL/INDUSTRIAL REGULATORY RATE FOR ROSS DRESS FOR LESS, INC. (PARKING LOT EXPANSION - SOUTHWEST CORNER OF GLOBE ST. AND KITCHING ST.) (Report of: Financial & Management Services)

**Recommendations: That the City Council:**

1. Conduct the Public Hearing and accept public testimony regarding the mail ballot proceeding for Ross Dress for Less, Inc. (parking lot expansion - southwest corner of Globe St. and Kitching St.) for approval of the NPDES maximum commercial/industrial regulatory rate to be applied to the property tax bill.
2. Direct the City Clerk to count the returned NPDES ballot.
3. Verify and accept the results of the mail ballot proceeding as maintained by the City Clerk on the Official Tally Sheet.
4. Receive and file the Official Tally Sheet with the City Clerk's office.
5. If approved, authorize and impose the NPDES maximum commercial/industrial regulatory rate to Assessor's Parcel Number 312-270-038.

E.3. PUBLIC HEARING TO ADOPT THE 2015/16 ANNUAL ACTION PLAN (Report of: Financial & Management Services)

**Recommendations: That the City Council:**

1. Conduct a Public Hearing for the Community Development Block

Grant (CDBG), HOME Investment Partnership (HOME) and Emergency Solutions Grant (ESG) Programs to allow the public an opportunity to comment on the proposed 2015/16 Annual Action Plan.

2. Approve the Annual Action Plan (2015/16) as an application to the U.S. Department of Housing and Urban Development (HUD) for funding under the federal CDBG, HOME and ESG program as discussed and modified by City Council.
3. Approve the revenue and expense budget appropriation for CDBG Entitlement funds in the amount of \$2,280,484 for the 2015/16 CDBG program activities.
4. Approve the revenue and expense budget appropriation for HOME Entitlement funds in the amount of \$516,846 for the 2015/16 HOME program activities.
5. Approve the revenue and expense budget appropriation for ESG Entitlement funds in the amount of \$175,624 for the 2015/16 ESG program activities.
6. Authorize the City Manager to execute the 2015/16 grant agreements, sub-recipient agreements, and any and all documents necessary to obtain the allocation of the federal entitlement funds, as discussed and modified by City Council and in accordance with the approved Annual Action Plan.

## **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)
  - a) March Joint Powers Commission (JPC)
  - b) Riverside County Habitat Conservation Agency (RCHCA)
  - c) Riverside County Transportation Commission (RCTC)
  - d) Riverside Transit Agency (RTA)
  - e) Western Riverside Council of Governments (WRCOG)
  - f) Western Riverside County Regional Conservation Authority (RCA)
  - g) School Districts/City Joint Task Force

- G.2. APPROVE A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, TO AMEND THE ELECTRIC RATES FOR MORENO VALLEY UTILITY (Report of: Public Works)

**Recommendations: That the City Council:**

1. Approve Resolution No. 2015-32. A Resolution of the City Council of the City of Moreno Valley, California, to Amend the Electric Rates for Moreno Valley Utility.
2. Approve the Economic Development Rate Program as a permanent program.
3. Approve adjusting Moreno Valley Utility rates two times per year to provide rate stability to its customers.

- G.3. ADOPT A MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PROGRAM FOR CYCLE 1 ACTIVE TRANSPORTATION PROGRAM CITYWIDE SAFE ROUTES TO SCHOOL PEDESTRIAN FACILITY IMPROVEMENTS PROJECT NO. 801 0063 (Report of: Public Works) **Continued from a previous meeting**

**Recommendation:**

1. Approve Resolution No. 2015-24. A Resolution of the City Council of the City of Moreno Valley, California, adopting a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program for the Cycle 1 Active Transportation Program Citywide Safe Routes to School Pedestrian Facility Improvements Project No. 801 0063.

- G.4. PROPOSED TWO-YEAR BUDGET FOR FISCAL YEARS 2015/16 AND 2016/17 (Report of: Financial & Management Services)

**Recommendations: That the City Council:**

1. Review the proposed two-year budget for Fiscal Years 2015/16 and 2016/17 and provide direction to staff.

- 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**

H.1.1. ORDINANCE NO. 896, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, ADDING CHAPTER 11.55 TO TITLE 11 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE AUTHORIZING THE GAME OF REMOTE CALLER BINGO (Report of: City Manager)

**Recommendations: That the City Council:**

1. Introduce Ordinance No. 896. An Ordinance of the City Council of the City of Moreno Valley, California, adding Chapter 11.55 to Title 11 of the City of Moreno Valley Municipal Code Authorizing the game of Remote Caller Bingo.

**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.

**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: