



**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**

**December 15, 2015**

**REGULAR MEETING – 6:00 PM**

**City Council Study Sessions**

Second Tuesday of each month – 6:00 p.m.

**City Council Meetings**

Special Presentations – 5:30 P.M.

First & Third Tuesday 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 Guy Pegan, ADA Coordinator, at 951.413.3120 at least 72 hours before the meeting. The 72-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**  
**December 15, 2015**

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

**SPECIAL PRESENTATIONS**

1. Recognition of Vista Verde Middle School Students Project Based Learning (PBL) – World Logistics Center Project
  
2. Recognition of Waste Management America Recycle's Day - Calendar Art Contest Winners
  
3. Moreno Valley Police Department - Officer of the 3rd Quarter - Officer Jeff Reese

**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  
DECEMBER 15, 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**

President Paul Smith, The Church of Jesus Christ of Latter-day Saints

**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 - NOV 24, 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 November 4 - December 1, 2015.

- A.4. PAYMENT REGISTER - SEPTEMBER 2015 (CONTINUED FROM NOVEMBER 24, 2015) (Report of: Financial & Management Services)

**Recommendation:**

1. Receive and file the Payment Register.

- A.5. EMPLOYMENT RESOURCE CENTER MEMORANDUM OF UNDERSTANDING (Report of: Economic Development)

**Recommendations:**

1. Approve the Memorandum of Understanding (MOU) between the City of Moreno Valley and the County of Riverside Workforce Development Division.
2. Authorize staff to execute the MOU as to form and all necessary documents with the County.

- A.6. LIST OF PERSONNEL CHANGES (Report of: Administrative Services)

**Recommendation:**

1. Ratify the list of personnel changes as described.

- A.7. TELECOMMUNICATIONS LICENSE AGREEMENT WITH LOS ANGELES SMSA LIMITED PARTNERSHIP, d/b/a VERIZON WIRELESS, BY AIRTOUCH CELLULAR FOR CELL TOWER AT MORRISON PARK (Report of: Parks & Community Services)

**Recommendation:**

1. Authorize the Mayor to execute a Telecommunications License Agreement with Los Angeles SMSA Limited Partnership, d/b/a Verizon Wireless, by Airtouch Cellular, on the property known as Morrison Park.

- A.8. APPROVAL OF THE FISCAL YEAR 2015/2016 STORM WATER PROTECTION PROGRAM BUDGET FOR COUNTY SERVICE AREA 152 (Report of: Public Works)

**Recommendations:**

1. Approve the County Service Area (CSA) 152 Budget for Fiscal Year (FY) 2015/2016 in the amount \$649,851.
2. Authorize the levy of County Service Area 152 Assessment at \$8.15 per Benefit Assessment Unit (BAU) for FY 2015/2016.
3. Authorize a budget adjustment to reflect the proposed County Service Area 152 assessments.

- A.9. AUTHORIZATION TO AWARD CONSTRUCTION CONTRACT TO ALL AMERICAN ASPHALT FOR THE CYCLE 2 CITYWIDE PAVEMENT RESURFACING, PROJECT NO. 801 0003 70 77 (Report of: Public Works)

**Recommendations:**

1. Award the construction contract to All American Asphalt, P.O. Box 2229, Corona, CA 92878, the lowest responsible bidder for the Cycle 2 Citywide Pavement Resurfacing Project.
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 \$2,135,980.00 (\$1,941,800 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 \$194,180.00, subject to the approval of the City Attorney.

5. Authorize the re-appropriation of \$391,464 of Measure A funds (Fund 2001) from the Citywide Annual Pavement Resurfacing project to the Reche Vista Drive Realignment from Perris Boulevard/Heacock Street Intersection to the North City Limits project.
6. Authorize the re-appropriation of \$427,364 of Capital Projects Reimbursement funds (Fund 3008) from the Citywide Annual Pavement Resurfacing project to the Reche Vista Drive Realignment from Perris Boulevard/Heacock Street Intersection to the North City Limits project.
7. Authorize the re-appropriation of \$1,418,828 of Total Road Improvement Program (TRIP) funds (Fund 3411) to the Citywide Annual Pavement Resurfacing project: \$500,000 from the Nason Street Widening from Cactus Avenue to Fir Avenue project and \$918,828 from the Reche Vista Drive Realignment from Perris Boulevard/Heacock Street Intersection to the North City Limits project.

A.10. RECEIVE THE ANNUAL REPORT ON DEVELOPMENT IMPACT FEES FOR FISCAL YEAR 2014-15 (Report of: Financial & Management Services)

**Recommendations:**

1. Receive and file the Annual Report on Development Impact Fees in compliance with California Government Code 66006.
2. Approve the finding that staff has demonstrated a continuing need to hold unexpended Development Impact Fees.

A.11. EXCLUSIVE RIGHT TO NEGOTIATE AGREEMENT WITH STONECREEK COMPANY FOR FUTURE GROUND LEASE OF CITY-OWNED PROPERTY ON CACTUS AVENUE AND DAY STREET (Report of: Economic Development)

**Recommendations:**

1. Approve an Exclusive Right to Negotiate agreement with StoneCreek Company regarding the proposed development of City-owned property at Cactus Avenue and Day Street
2. Authorize the City Manager or designee to execute the Exclusive Right to Negotiate agreement with StoneCreek Company.
3. Authorize the City Manager or designee to negotiate a Ground Lease during the Exclusive Right to Negotiate period for the development of City-owned property at Cactus Avenue and Day Street.

A.12. AWARD OF CONTRACTS TO TOWING COMPANIES TO PARTICIPATE IN THE CITY-WIDE ROTATIONAL TOW SERVICE PROGRAM (Report of: Community Development)

**Recommendations:**

1. Approve the proposals of the following tow operators/companies (in alphabetical order) to participate in the City's Rotational Tow Service (RTS) Program beginning January 1, 2016, and ending December 31, 2020:

Exclusive Recovery, Inc. dba Exclusive Towing  
14451 Commerce Center Way  
Owner: Gerald Kohutek

Doyle Tucker dba Moreno Valley Tow  
17007 Kitching Avenue  
Owner: Glenn Tucker

Pepe's Towing, Inc.  
14351 Veterans Way  
Owner: Manual Acosta

Valleywide Towing, LLC  
24850 Rivard Road  
Managers: Randall A. Wilson, Randall S. Wilson, Robert I. Coleman

INRI International dba Yucaipa Towing  
21921 Alessandro Boulevard  
President: Rini Montano, General Manager: George Acosta

2. Authorize the City Manager to execute the appropriate agreements upon approval by the City Attorney.

A.13. MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF MORENO VALLEY AND MORENO VALLEY UNIFIED SCHOOL DISTRICT FOR EMERGENCY OPERATIONS (Report of: Fire Department)

**Recommendation:**

1. Approve the Memorandum of Understanding (MOU) between the City of Moreno Valley (City) and the Moreno Valley Unified School District (MVUSD) in preparation of the anticipated El Niño season 2015-2016.

A.14. PA05-0034 (PARCEL MAP 33361) - REDUCE IRREVOCABLE LETTER OF CREDIT AS FAITHFUL PERFORMANCE SECURITY AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING THOSE PORTIONS

OF OLIVER STREET ASSOCIATED WITH THIS PROJECT INTO THE CITY'S MAINTAINED STREET SYSTEM DEVELOPER - INLAND LAND GROUP, LLC (Report of: Public Works)

**Recommendations:**

1. Adopt Resolution No. 2015-80. A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Improvements as Complete within Project PA05-0034 (Parcel Map 33361) and Acceptance of those Portions of Oliver Street Associated with this Project into the City's Maintained Street System.
  2. Authorize the City Engineer to execute a 90% reduction to the Irrevocable Letter of Credit as Faithful Performance security, exonerate the Irrevocable Letter of Credit as Material and Labor security in 90 days if there are no stop notices or liens on file with the City Clerk, and exonerate the final 10% of the Irrevocable Letter of Credit as Faithful Performance security in one year when all clearances are received.
- A.15. PA09-0022 (PARCEL MAP 36207) - ALDI DISTRIBUTION CENTER - REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING THOSE PORTIONS OF EUCALYPTUS AVENUE, REDLANDS BOULEVARD AND ALDI PLACE ASSOCIATED WITH THIS PROJECT INTO THE CITY'S MAINTAINED STREET SYSTEM, DEVELOPER - AI CALIFORNIA, LLC (Report of: Public Works)

**Recommendations:**

1. Adopt Resolution No. 2015-81. A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Improvements as Complete within Project PA09-0022 (Parcel Map 36207) and Acceptance of those Portions of Eucalyptus Avenue, Redlands Boulevard and Aldi Place Associated with this Project into the City's Maintained Street System.
2. Authorize the City Engineer to execute a 90% reduction to the Faithful Performance Bond, exonerate the Material and Labor Bond in 90 days if there are no stop notices or liens on file with the City Clerk, and exonerate the final 10% of the Faithful Performance Bond in one year when all clearances are received.

**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 NOVEMBER 24, 2015 (See A.2)

**Recommendation:** Approve as submitted.

### **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 NOVEMBER 24, 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 NOVEMBER 24, 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. A PUBLIC HEARING FOR AN APPEAL OF THE PLANNING COMMISSION'S OCTOBER 24, 2013, APPROVAL OF PA13-0002, TENTATIVE PARCEL MAP 36522, TO COMBINE 5 LOTS INTO ONE 9.5 ACRE PARCEL AND P12-051 A MASTER SITE PLAN AND AMENDED CONDITIONAL USE PERMIT FOR THE FUTURE PHASED BUILDOUT OF THE ST. CHRISTOPHER CHURCH FACILITY LOCATED ON THE SOUTHEAST CORNER OF PERRIS BOULEVARD AT COTTONWOOD AVENUE. THE APPELLANT IS ROY BLECKERT (CONTINUED FROM NOVEMBER 10, 2015 & DECEMBER 1, 2015) (Report of: Community Development)

**Recommendations: That the City Council:**

1. **APPROVE** Resolution 2015-82. A Resolution of the City Council of the City of Moreno Valley, California, Denying the Appeal and Sustaining the Decision of the Planning Commission to Adopt a Negative Declaration per the California Environmental Quality (CEQA) and Approve Tentative Parcel Map 36522 (PA13-0002) Combining Five Lots into one 9.51 Acre for Assessor's Parcel Numbers 479-200-037 & 038, 479-200-003, & 033 & 034.
  2. **APPROVE** Resolution 2015-83. A Resolution of the City Council of the City of Moreno Valley, California denying the appeal and sustaining the decision of the Planning Commission to adopt a Negative Declaration per the California Environmental Quality Act (CEQA) and Approve P12-051 Master Site Plan Amended Conditional Use Permit for Assessor's Parcel Numbers 479-200-037 & 038, 479-200-003, & 033 & 034.
- E.2. PA14-0038 GENERAL PLAN AMENDMENT TO ADD AN ENERGY EFFICIENCY SECTION TO CHAPTER 7 OF THE CONSERVATION ELEMENT (Report of: Community Development)

**Recommendations: That the City Council:**

1. CERTIFY that the proposed General Plan Amendment is exempt from the provisions of the California Environmental Quality Act (CEQA) Guidelines, per Section 15061 (b)(3).
2. **APPROVE** Resolution No. 2015-84. A Resolution of the City Council of the City of Moreno Valley, California, Approving PA14-0038 (Energy Efficiency General Plan Amendment), which is Intended to Assist with the City's Compliance with Assembly Bill 32 and Senate Bill 375, both State Initiatives Aimed at Reducing Greenhouse Gas Emissions in California.

**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)

March Joint Powers Commission (JPC)

Riverside County Habitat Conservation Agency (RCHCA)

Riverside County Transportation Commission (RCTC)

Riverside Transit Agency (RTA)

Western Riverside Council of Governments (WRCOG)

Western Riverside County Regional Conservation Authority (RCA)

School District/City Joint Task Force

Southern California Association of Governments (SCAG)

G.2. TRAFFIC SAFETY COMMISSION ANNUAL REPORT (ORAL PRESENTATION) (Report of: City Clerk)

G.3. OPTIONS FOR APPOINTMENT OF CITY TREASURER (Report of: City Manager)

**Recommendations: That the City Council:**

1. Discuss options for the appointment of the City Treasurer position.
2. Take whatever action it deems appropriate.

G.4. SIGNATURE AUTHORITY OF CITY MANAGER (Report of: City Manager)

**Recommendations: That the City Council:**

1. Review the signature authority previously delegated to the City Manager by the City Council.
2. Take whatever action the City Council deems appropriate.

G.5. AUTHORIZATION TO RELEASE RFP FOR FEASIBILITY STUDY ON POTENTIAL FUTURE ANNEXATION (Report of: City Attorney)

**Recommendations: That the City Council:**

1. That the City Council direct staff to dispatch the Request for Proposals to qualified annexation consultants for the preparation of a Feasibility Study regarding the proposed annexation of unincorporated territory generally situated between the City's northern boundaries and the San Bernardino County line and San Timoteo Canyon Road, the City's eastern boundary and State Route 60 and the City's western boundary and Riverside city limits.

**G.6. CITY MANAGER'S REPORT**

(Informational Oral Presentation - not for Council action)

#### **G.7. 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**

#### **PUBLIC INSPECTION**

The contents of the agenda packet are available for public inspection on the City's website at [www.moval.org](http://www.moval.org) and in the City Clerk's office at 14177 Frederick Street during normal business hours.

Any written information related to an open session agenda item that is known by the City to have been distributed to all or a majority of the City Council less than 72 hours prior to this meeting will be made available for public inspection on the City's website at [www.moval.org](http://www.moval.org) and in the City Clerk's office at 14177 Frederick Street during normal business hours.

**ADJOURNMENT of December 15 Regular Meeting to December 17, 2015, at 5:30 p.m. for Installation of Mayor and Mayor Pro Tem**

#### **CERTIFICATION**

I, Jane Halstead, City Clerk of the City of Moreno Valley, California, certify that 72 hours prior to this Regular Meeting, the City Council Agenda was posted on the City's website at: [www.moval.org](http://www.moval.org) and in the following three public 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: