



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

September 18, 2018

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

Victoria Baca, Mayor Pro Tem
Ulises Cabrera, Council Member

David Marquez, Council Member
Jeffrey J. Giba, Council Member

AGENDA
CITY COUNCIL OF THE CITY OF MORENO VALLEY
September 18, 2018

CALL TO ORDER - 5:30 PM

SPECIAL PRESENTATIONS

1. Recognition of MVPD Reserve Officer Erick Wolf on his Retirement
2. Presentation recognizing the City of Moreno Valley Employee of the Second Quarter, Quang Nguyen
3. Presentation recognizing the achievement of the Athletic Football Club U-14
4. Proclamation Recognizing 25 Years of Metrolink Service in Riverside County

**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
SEPTEMBER 18, 2018**

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

Reverend James Stern, Minister of Racial Reconciliation Outreach Ministry

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 Sergeant-at-Arms. 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 - SEP 4, 2018 6:00 PM

Recommendation: Approve as submitted.

- A.3. COUNCIL DISCRETIONARY EXPENDITURE REPORTS FOR FISCAL YEAR 2017/2018 AS OF JULY 1, 2017 THROUGH JUNE 30, 2018 (Report of: City Clerk)

Recommendation:

1. Receive and file the Fiscal Year 2017/2018 Council Discretionary Expenditure Report.

- A.4. MAYORAL APPOINTMENTS TO THE EMERGING LEADERS COUNCIL AND THE PLANNING COMMISSION (Report of: City Clerk)

Recommendation:

1. Receive and confirm the Mayoral appointments as follows:

Emerging Leaders Council

<u>Name</u>	<u>Position</u>	<u>Term</u>
Wendy Acuna	Member	Ending 05/31/20

Planning Commission

<u>Name</u>	<u>Position</u>	<u>Term</u>
Robert Harris	Member	Ending 03/31/2021
JoAnn Stephan	Member	Ending 03/31/2021

- A.5. 2018 CITY COUNCIL COMMISSION, BOARD, AND TASKFORCE PARTICIPATION APPOINTMENTS (Report of: City Clerk)

Recommendations: That the City Council:

1. Ratify the appointments to the various committees as noted on the Revised 2018 Council Committee Participation List – Terms End December 31, 2018.

- A.6. LIST OF PERSONNEL CHANGES (Report of: Human Resources)

Recommendation:

1. Ratify the list of personnel changes as described.

- A.7. PAYMENT REGISTER - JULY 2018 (Report of: Financial & Management Services)

Recommendation:

1. Receive and file the Payment Register.

- A.8. APPROVE THE INTEGRATED RESOURCE PLAN (IRP) 2018 UPDATES FOR MORENO VALLEY UTILITY (MVU) (Report of: Financial & Management Services)

Recommendation:

1. Approve the Integrated Resource Plan (IRP) 2018 updates for Moreno Valley Utility.

- A.9. SECOND READING AND ADOPTION FOR ORDINANCE NO. 942 (Report of: Financial & Management Services)

Recommendation:

1. That the City Council adopt Ordinance No. 942. An Ordinance of the City Council of the City of Moreno Valley, California, adding Chapter 12.45 "Parking Regulations for Vehicles Connected for Electric Charging Purposes" to the Moreno Valley Municipal Code

A.10. CONTRACT APPROVAL AND AWARD A PURCHASE ORDER TO BIO-TOX LABORATORIES FOR \$100,000 FOR FY 18/19 (Report of: Police Department)

Recommendation:

1. Authorize the Moreno Valley Police Department to execute a Purchase Order to Bio-Tox Laboratories, 1965 Chicago Ave. #C, Riverside, CA 92507, for an amount not to exceed \$100,000. Budget is approved and available in General Fund Account No. 1010-60-65-40010-625099.

A.11. NOTICE OF INTENT TO VACATE A PORTION OF THE NORTH SIDE OF HEMLOCK AVENUE (Report of: Public Works)

Recommendations:

1. Adopt Resolution No. 2018-XX. A Resolution of the City Council of the City of Moreno Valley, California, Declaring its Intention to Vacate a Portion of the North Side of Hemlock Avenue located West of Heacock Street.
2. Direct the City Clerk to certify said resolution and transmit a copy of the resolution to the County Recorder's office for recording.

A.12. MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF MORENO VALLEY AND RIVERSIDE COUNTY DEPARTMENT OF ENVIRONMENTAL HEALTH FOR ENVIRONMENTAL PLANNING REVIEW, TECHNICAL ASSISTANCE, AND PLAN REVIEW FOR ONSITE WASTEWATER TREATMENT SYSTEMS (Report of: Community Development)

Recommendation:

1. Approve the Memorandum of Understanding between the City of Moreno Valley and County of Riverside, Department of Environmental Health, for environmental planning review, technical assistance, and plan review for Onsite Wastewater Treatment Systems.
2. Authorize the City Manager, or his designee, to execute the Memorandum of Understanding, with the approval of the City Attorney.

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 SEPTEMBER 4, 2018 (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 SEPTEMBER 4, 2018 (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 SEPTEMBER 4, 2018 (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 Sergeant-at-Arms.

E.1. PUBLIC HEARING FOR ONE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM MAIL BALLOT PROCEEDING (Report of: Public Works)

Recommend that the City Council:

1. Conduct the Public Hearing and accept public testimony for the mail ballot proceeding(s) for the National Pollutant Discharge Elimination System (NPDES) maximum Commercial/Industrial Regulatory Rate to be applied to one property tax bill(s).
2. Direct the City Clerk to open and count the returned NPDES ballot(s).

3. Verify and accept the results of the mail ballot proceeding(s) 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, set the rate and impose the NPDES Commercial/Industrial Regulatory Rate to the Assessor's Parcel Number(s) as mentioned.

E.2. PROPOSED CHANGE OF ZONE AND PLOT PLAN TO ALLOW FOR DEVELOPMENT OF A 261,807 SQUARE FOOT WAREHOUSE BUILDING; PROPOSAL PRESERVES RESIDUAL BPX PROPERTY FRONTING ALESSANDRO BOULEVARD (Report of: Community Development)

Recommendations: That the City Council:

1. **ADOPT** Resolution No. 2018-XX; A Resolution of the City Council of the City of Moreno Valley **CERTIFYING** the Final Environmental Impact Report (FEIR, PEN17-0145) prepared for the Brodiaea Commerce Center, inclusive of all related applications on file with the Community Development Department, incorporated herein by this reference, whereby the Final EIR has been completed in compliance with the California Environmental Quality Act, and the information and findings contained in the Mitigation Monitoring and Reporting Program and the Facts, Findings and Statement of Overriding Considerations reflects the City's independent judgment and analysis; and **ADOPTING** the Mitigation Monitoring and Reporting Program and **ADOPTING** the Facts, Findings and Statement of Overriding Considerations prepared for the Brodiaea Commerce Center project; and
2. **INTRODUCE** and conduct the first reading by title only of Ordinance No. 2018-XX approving a Zone Change (PEN17-0144) from Business Park (BP) to Light Industrial (LI), and removing a portion of the site from the Mixed-Use Overlay Neighborhood (MUN) District for the areas described in the Ordinance, based on the findings in the Ordinance, and the revised Zoning Atlas; and
3. **APPROVE** Resolution No. 2018-XX: A Resolution of the City Council of the City of Moreno Valley approving Plot Plan PEN17-0143 based on the findings contained in this resolution, and subject to the conditions of approval included as Exhibit A; and
4. **SCHEDULE** the introduced Ordinance for second reading and final action for the next regular City Council meeting.

- E.3. APPEAL OF THE PLANNING COMMISSION'S DENIAL OF THE MORENO BEACH COMMERCIAL CENTER - PROPOSAL TO DEVELOP A COMMERCIAL CENTER WITH A GAS STATION, CONVENIENCE STORE WITH BEER AND WINE SALES, A DETACHED SELF SERVE CAR WASH AND RETAIL/RESTAURANT SPACE. (Report of: Community Development)

Recommendation: That the City Council:

Staff Recommendation

1. Staff recommends that the City Council **APPROVE** Resolution No. 2018-XX, and thereby:
 - **CERTIFY** that the Mitigated Negative Declaration prepared for Master Plot Plan PEN17-0044, Plot Plan PEN17-0045 and Conditional Use Permit PEN17-0046 on file with the Community Development Department, incorporated herein by this reference, has been completed in compliance with the California Environmental Quality Act, that the City Council reviewed and considered the information contained in the Mitigated Negative Declaration and the document reflects the City's independent judgment and analysis; attached hereto as Exhibit A; and
 - **APPROVE** the Mitigation Monitoring Program prepared for Master Plot Plan PEN17-0044, Plot Plan PEN17-0045 and Conditional Use Permit PEN17-0046, attached hereto as Exhibit B.
2. Staff recommends that the City Council **APPROVE** Resolution No. 2018-XX, granting the appeal filed and thereby:
 - **APPROVE** Master Plot Plan PEN17-0044 based on the findings contained in this resolution, and subject to the conditions of approval included as Exhibit A.
3. Staff recommends that the City Council **APPROVE** Resolution No. 2018-XX, granting the appeal filed and thereby:
 - **APPROVE** Plot Plan PEN17-0045 based on the findings contained in this resolution, and subject to the conditions of approval included as Exhibit A.
4. Staff recommends that the City Council **APPROVE** Resolution No. 2018-XX, granting the appeal filed and thereby:
 - **APPROVE** Conditional Use Permit PEN17-0046 based on the findings contained in this resolution, and subject to the conditions of approval included as Exhibit A.

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

G. GENERAL BUSINESS

H. REPORTS

H.1. CITY COUNCIL REPORTS

(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

H.2. CITY MANAGER'S REPORT

(Informational Oral Presentation - not for Council action)

H.3. CITY ATTORNEY'S REPORT

(Informational Oral Presentation - not for Council action)

CLOSING COMMENTS AND/OR REPORTS OF THE CITY COUNCIL, COMMUNITY SERVICES DISTRICT, CITY AS SUCCESSOR AGENCY FOR THE COMMUNITY REDEVELOPMENT AGENCY, HOUSING AUTHORITY AND THE BOARD OF LIBRARY TRUSTEES.

ADJOURNMENT

PUBLIC INSPECTION

The contents of the agenda packet are available for public inspection on the City's website at 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 and in the City Clerk's office at 14177 Frederick Street during normal business hours.

CERTIFICATION

I, Pat Jacquez-Nares, 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 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

Pat Jacquez-Nares, CMC & CERA
City Clerk

Date Posted: September 13, 2018