

MINUTES
CITY COUNCIL REGULAR MEETING OF THE CITY OF MORENO VALLEY
April 17, 2018

CALL TO ORDER - 5:48 PM

SPECIAL PRESENTATIONS

1. Recognition of Milton Adams as the 2017 Volunteer of the Year
2. Proclamation Recognizing April as Donate Life California Month
3. Recycle All Stars Awards (Waste Management)

**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 17, 2018**

CALL TO ORDER

The Joint Meeting of the City Council, of the City of 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 5:48 p.m. by Mayor Gutierrez in the Council Chamber located at 14177 Frederick Street, Moreno Valley, California.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Frank Wright.

INVOCATION

The invocation was provided by Pastor Sharon Philpot of Cornerstone Christian Fellowship.

ROLL CALL

Council:

Dr. Yxstian A. Gutierrez	Mayor
Victoria Baca	Mayor Pro Tem
David Marquez	Council Member
Ulises Cabrera	Council Member
Jeffrey J. Giba	Council Member

INTRODUCTIONS

Staff:

Pat Jacquez-Nares	City Clerk
Marshall Eyerman	Chief Financial Officer/City Treasurer
Martin Koczanowicz	City Attorney

Tom DeSantis
Allen Brock
Mike Lee
Rick Sandzimier
Chief Kurylowicz
Mark Williams
Patti Solano
Michael Wolfe

City Manager
Assistant City Manager
Economic Development Director
Acting Community Development Director
Chief of Police
Battalion Chief of Fire Department
Acting Parks and Community Services Director
Public Works Director/City Engineer

G. GENERAL BUSINESS

- G.1. 2017-129: PEN16-0001-0007 Moreno Valley Logistics Resolution No. 2018-14 (Report of: Community Development)

The following speakers support Item No. G.1: Jimmy Elrod, Omar Cobian, Mike Dea, Roy Bleckert, Rocky Stone, Rafael Brugueras, and Louise Palomarez.

Council Member Marquez

1. Thanked residents for coming out to show support. And thanked Prologis representatives for bringing the project to Moreno Valley.

Mayor Pro Tem Baca

1. Thanked residents for supporting the project. Projects such as these will allow Moreno Valley residents to work close to home and have family time.

Mayor Gutierrez

1. Thanked Prologis for bringing the project to Moreno Valley and coming to an agreement with the local Carpenters Union. This will shorten their commute, reduce the traffic, and benefit families of Moreno Valley.

Council Member Cabrera

1. Thanked the public for coming out to support the project and Prologis for engaging the community and willingness to meet with the Council to go over any concerns. His father is a general contractor who he works with and is well aware of the traffic and long commutes.

CONTINUED FROM THE JANUARY 16, 2018 CITY COUNCIL MEETING.

Recommendations: That the City Council:

- **APPROVE** Resolution No. 2018-14: A Resolution of the City Council of the City of Moreno Valley, California,
- **CERTIFYING** that the Final Environmental Impact Report PEN16-0002 (EIR, P15-036) for the Moreno Valley Logistics Center project 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 Final EIR and that the Final EIR reflects the City's independent judgment and analysis; and

- **ADOPTING** the Mitigation Monitoring and Reporting Program for the Final EIR for the proposed Moreno Valley Logistics Center project, attached hereto as Exhibit A; and
- **ADOPTING** the Facts, Findings and Statement of Overriding Considerations regarding the Final EIR for the Moreno Valley Logistics Center project, attached hereto as Exhibit B; and

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Victoria Baca, Mayor Pro Tem
SECONDER: Ulises Cabrera, Council Member
AYES: Dr. Yxstian A. Gutierrez, Victoria Baca, David Marquez, Ulises Cabrera, Jeffrey Giba

- **INTRODUCE** and read by title only Ordinance No. 934: An Ordinance of the City Council of the City of Moreno Valley, California, approving a Specific Plan Amendment PEN16-0001 (P15-036) to the Moreno Valley Industrial Area Specific Plan 208; and

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Ulises Cabrera, Council Member
SECONDER: David Marquez, Council Member
AYES: Dr. Yxstian A. Gutierrez, Victoria Baca, David Marquez, Ulises Cabrera, Jeffrey Giba

- **APPROVE** Resolution No. 2018-15: A Resolution of the City Council of the City of Moreno Valley, California, approving Plot Plans, PEN16-0003 – PEN16-0006 (PA15-0014 through PA15-0017) subject to the attached conditions of approval attached as Exhibits A, B, C and D; and
- **APPROVE** Resolution No. 2018-16: A Resolution of the City Council of the City of Moreno Valley, California, approving Tentative Parcel Map 36150, PEN16-0007 (PA14-0018), subject to the attached conditions of approval attached as Exhibit A.

RESULT: **APPROVED [UNANIMOUS]**
MOVER: David Marquez, Council Member
SECONDER: Ulises Cabrera, Council Member
AYES: Dr. Yxstian A. Gutierrez, Victoria Baca, David Marquez,

E. PUBLIC HEARINGS

- E.1. ITEM NO. E.1. WAS HEARD OUT OF ORDER, AFTER E.2.
- E.2. PROPOSED GENERAL PLAN AMENDMENT FOR PROJECTS 1 AND 2; MAJESTIC MORENO VALLEY. PROJECT 1, INCLUDING A CHANGE OF ZONE, A PARCEL MAP, PLOT PLANS, CONDITIONAL USE PERMITS AND A PHASING PLAN FOR THE DEVELOPMENT OF A FIVE BUILDING MIXED-USE MEDICAL CENTER CAMPUS; AND THE FESTIVAL, PROJECT 2, INCLUDING A SPECIFIC PLAN AMENDMENT (SP205), AND A CHANGE OF ZONE (Report of: Community Development)

Associate Planner Descoteaux provided the Majestic Moreno Valley Project Staff Report.

Council Member Marquez

1. Inquired as to the acreage required for the project and whether it would be an open campus or enclosed.
2. Questioned whether noticing requirements had been met and whether any complaints had been received. Associate Planner Descoteaux reported that the project had been properly noticed and no complaints were received.
3. Requested info on the timeline of the project. Nicole Van of MSA Consulting, representing the applicant, reported their plan is 3 phases, to commence in 2020.
4. Questioned if the Applicant would be working with the County Hospital. To which, Ms. Van replied in the affirmative. Also, asked if their plans included the home care center as well. Ms. Van confirmed that the whole project is intended to be very complimentary to the existing hospitals.
5. Inquired as to whether the project would be hiring the local unions to which the representative stated they would be hiring local residents and would be willing to make a make deal with the local union.

Mayor Gutierrez opened up the Public Hearing for the Majestic Project at 6:49 p.m.

The following speakers support Item No. E.2., Project 1: Nicole Van, Rafael Brugueras, Roy Bleckert and Robert Palomarez.

There being no further comments in support or opposition, Mayor Gutierrez closed the Public Hearing for the Majestic Project at 6:57 p.m.

Senior Planner Ormsby of Community Development presented the Staff Report for the Festival Project.

Festival Project applicant, Ryan Martin thanked the Staff for their assistance and input in the process of the project.

Council Member Marquez

1. Inquired whether the Applicant owned the northwest corner of the property which Senior Planner Ormsby confirmed. Also queried whether the property owner for the northeast corner of Hemlock was in support of the project and Senior Planner Ormsby stated that the property owner supports the project.

Council Member Cabrera

1. Stated that Eastern Municipal owned the adjacent property and if a land swap would still be occurring to which the Applicant concurred.
2. Asked for plan information regarding the existing structures such as the Yoshinoya and the IHOP. The Applicant stated that the existing structures and other eateries would remain. The only exception would be the movie theatre which is still being considered for other options.

There being no further questions from Council, Mayor Gutierrez opened the Festival Project Public Hearing at 7:06 p.m.

The following speakers support Item No. E.2, Project 2: Joseph Myer, Roy Bleckert, Jan Suparto, James Ross, Rafael Brugueras, and Louise Palomarez.

There being no further comments in support or opposition, Mayor Gutierrez closed the Public Hearing for the Festival Project at 7:17 p.m.

Recommendations: That the City Council:

1. **CONDUCT** a public hearing for review of Project 1 and defer taking action on Project 1 until after the public hearing for Project 2; and
2. **CONDUCT** a public hearing for review of Project 2, then take action on Project 1 and Project 2; and
3. **CERTIFY** the Mitigated Negative Declaration prepared for Project 1, the Majestic Moreno Valley project, inclusive of all related applications on file with the Community Development Department, incorporated herein by this reference, whereby the Mitigated Negative Declaration has been completed in compliance with the California Environmental Quality Act, and the information and findings contained in the Mitigated Negative Declaration reflects the City's independent judgment and analysis; and
4. **ADOPT** the Mitigation Monitoring and Reporting Program prepared for Project 1, Majestic Moreno Valley; and

RESULT: APPROVED [UNANIMOUS]
MOVER: Victoria Baca, Mayor Pro Tem
SECONDER: Ulises Cabrera, Council Member
AYES: Dr. Yxstian A. Gutierrez, Victoria Baca, David Marquez,
Ulises Cabrera, Jeffrey Giba

5. **CERTIFY** the Mitigated Negative Declaration prepared for Project 2, the Festival Specific Plan 205 Amendment project, inclusive of all related applications on file with the Community Development Department, incorporated herein by this reference, whereby the Mitigated Negative Declaration has been completed in compliance with the California Environmental Quality Act, and the information and findings contained in the Mitigated Negative Declaration reflects the City's independent judgment and analysis; and
6. **ADOPT** the Mitigation Monitoring and Reporting Program for Project 2, the Festival Specific Plan 205 Amendment; and

RESULT: APPROVED [UNANIMOUS]
MOVER: Victoria Baca, Mayor Pro Tem
SECONDER: David Marquez, Council Member
AYES: Dr. Yxstian A. Gutierrez, Victoria Baca, David Marquez,
Ulises Cabrera, Jeffrey Giba

7. **APPROVE** Resolution No. 2018-17: A Resolution of the City Council of the City of Moreno Valley approving a General Plan Amendment thereby establishing General Plan Land Use designations for Project 1 and Project 2, as described in the Resolution and included on the revised General Plan Land Use Maps; and,

RESULT: APPROVED [UNANIMOUS]
MOVER: David Marquez, Council Member
SECONDER: Victoria Baca, Mayor Pro Tem
AYES: Dr. Yxstian A. Gutierrez, Victoria Baca, David Marquez,
Ulises Cabrera, Jeffrey Giba

8. **INTRODUCE** and conduct a first reading by title only of Ordinance No. 935 approving a Specific Plan Amendment to the Festival Specific Plan 205 including a comprehensive update to the Specific Plan text, amendments to the Land Use Plan, and a minor boundary modification; and

RESULT: APPROVED [UNANIMOUS]
MOVER: David Marquez, Council Member
SECONDER: Ulises Cabrera, Council Member
AYES: Dr. Yxstian A. Gutierrez, Victoria Baca, David Marquez,

Ulises Cabrera, Jeffrey Giba

9. **INTRODUCE** and conduct the first reading by title only of Ordinance No. 936 approving a Zone Change for Project 1 from Residential Agricultural 2 (RA2) to Office (O) with a Medical Use Overlay, based on the findings in the Ordinance, and the revised Zoning Atlas; and

RESULT: **APPROVED [UNANIMOUS]**
MOVER: Ulises Cabrera, Council Member
SECONDER: David Marquez, Council Member
AYES: Dr. Yxstian A. Gutierrez, Victoria Baca, David Marquez, Ulises Cabrera, Jeffrey Giba

10. **INTRODUCE** and conduct first reading by title only of Ordinance No. 937 approving a Zone Change for Project 2 from SP205 Retail Commercial (RC), Community Commercial (CC) and SP 205 Commercial/Office Park (C/OP) to SP 205 Mix of Uses (MU), SP 205 Retail/Mix of Uses (RMU), and SP205 Commercial/Retail (CR), based on the findings in the Ordinance, and the revised Zoning Atlas; and

RESULT: **APPROVED [UNANIMOUS]**
MOVER: David Marquez, Council Member
SECONDER: Ulises Cabrera, Council Member
AYES: Dr. Yxstian A. Gutierrez, Victoria Baca, David Marquez, Ulises Cabrera, Jeffrey Giba

11. **APPROVE** Resolution No. 2018-18: A Resolution of the City Council of the City of Moreno Valley, California, approving Tentative Tract Map 36227 for Project 1, to combine two parcels and establish seven lots for commercial purposes; and
12. **APPROVE** Resolution No. 2018-19: A Resolution of the City Council of the City of Moreno Valley approving PEN16-0053, Master Plot Plan, PEN16-0054 and PEN16-0055, Plot Plans and PEN17-0013 Phasing Plan for Project 1, for the Mixed Use Medical Center Campus, Majestic Moreno Valley subject to the Conditions of Approval; and
13. **APPROVE** Resolution No. 2018-20: A Resolution of the City Council of the City of Moreno Valley approving PEN16-0056 and PEN16-057 Conditional Use Permits for Project 1, Majestic Moreno Valley for the Mixed Use Medical Center Campus, subject to the Conditions of Approval; and
14. Schedule the introduced Ordinances for second reading and approval for the next regular City Council meeting.

RESULT: APPROVED [UNANIMOUS]
MOVER: Victoria Baca, Mayor Pro Tem
SECONDER: David Marquez, Council Member
AYES: Dr. Yxstian A. Gutierrez, Victoria Baca, David Marquez, Ulises Cabrera, Jeffrey Giba

E.1. PUBLIC HEARING TO REVIEW AND CONSIDER CDBG, HOME & ESG PROJECT SELECTIONS FOR INCLUSION IN FY 2018-19 ANNUAL ACTION PLAN (Report of: Financial & Management Services)

Chief Financial Officer/City Treasurer Eyerman provided the staff report.

Mayor Gutierrez opened up the Public Hearing at 7:26 p.m.

Joy Huevas supports Item No. E.1. Jessica Munoz supports Item No. E.1. Tom Donahue supports Item No. E.1.

There being no further comments in support or opposition, Mayor Gutierrez closed the Public Hearing at 7:33 p.m.

Council Member Cabrera

1. Thanked Chief Financial Officer/City Treasurer Eyerman and staff.
2. Is pleased to see the Homeless to Work Program coming to fruition.

Mayor Pro Tem Baca

1. Stated that the City must be careful with the distribution of funds. The internal process ranks non-profits and community groups. The Council is limited in the amount of monies received and encourages everyone to reapply next year.

Council Member Giba

1. The Federal Government has increased the amount of the CDBG grant to \$3.3 billion dollars.
2. Is pleased to see that Voices for Children are again being awarded funds this year.

Council Member Marquez

1. It is difficult to deny any applicant, but funds are limited.
2. Thanked organizations for attending the Council Meeting and encouraged reapplying for next year's funds.
3. Supports Veterans' Organizations over the Salvation Army because he is a Veteran and understands their needs.

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 project selections for Fiscal Year (FY) 2018/19 Annual Action Plan.

2. Consider and provide modifications, if any, to projects for inclusion in the Annual Action Plan (FY 2018/19) as an application to the U.S. Department of Housing and Urban Development for funding under the federal CDBG, HOME and ESG programs.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Victoria Baca, Mayor Pro Tem
SECONDER:	Jeffrey J. Giba, Council Member
AYES:	Dr. Yxstian A. Gutierrez, Victoria Baca, David Marquez, Ulises Cabrera, Jeffrey Giba

G. GENERAL BUSINESS

G.1. Item No. G.1 was taken out of order after staff introductions.

G.2. 3028: ADOPTION OF RESOLUTION NO. 2018-23 TO ESTABLISH A PROJECT LIST FOR THE FISCAL YEAR 2018/19 SENATE BILL 1 FUNDING (Report of: Public Works)

Public Works Director/City Engineer Wolfe provided the staff report.

Council Member Marquez

1. Questioned if \$1.2 million in funds must be paid back. Public Works Director/City Engineer Wolfe stated we are eligible for reimbursement of the funds.
2. Council Member Marquez requested the amount of funding for the next fiscal year. Public Works Director/City Engineer Wolfe stated it is expected to be \$3.4 million for FY 18/19.

Council Member Giba.

1. Requested reconsideration of the Pigeon Pass Road for road improvements.

Rafael Brugueras

1. Suggested installation of a light for Moreno Beach Drive and Bay due to speeding in the area and difficulty for residents to turn and cross traffic.
2. Believes that the City should bring in revenue to repair the road and streets in Moreno Valley.

Roy Bleckert

1. Believes that the State of California and the League of California Cities does not advocate for the City's street and road repairs.
2. Does not support repair of roads near the MVUSD stadium that the School District should be responsible for.

Recommendations:

1. Adopt Resolution No. 2018-23 – To establish a Citywide Pavement Rehabilitation project list for submission to the California Transportation Commission for Fiscal Year 2018/19 Senate Bill (SB) 1 funding.
2. Authorize the City Engineer to make any minor adjustments to the limits of work and minor modifications to the project list, as necessary.
3. Authorize a Capital Improvement Plan (CIP) project name change to project 801 0078 from “Phase 1 Citywide Slurry Seal Program” to “Citywide Pavement Rehabilitation Program.”

RESULT: APPROVED [4 TO 1]
MOVER: Victoria Baca, Mayor Pro Tem
SECONDER: David Marquez, Council Member
AYES: Dr. Yxstian A. Gutierrez, Victoria Baca, David Marquez, Ulises Cabrera
NAYS: Jeffrey J. Giba

Mayor Gutierrez recessed the City Council Meeting at 7:54 p.m.

Mayor Gutierrez reconvened the City Council Meeting at 7:58 p.m.

JOINT CONSENT CALENDARS (SECTIONS A-D)

Item Nos. A.12 and A.13 were pulled for separate vote by Council Member Giba. Mayor Gutierrez opened the Consent Agenda items for Public Comments which were received from Rafael Brugueras (supports Item Nos. A.10 and A.11) and Roy Bleckert (supports Item No. A.7).

RESULT: APPROVED [UNANIMOUS]
MOVER: Victoria Baca, Mayor Pro Tem
SECONDER: Ulises Cabrera, Council Member
AYES: Dr. Yxstian A. Gutierrez, Victoria Baca, David Marquez, Ulises Cabrera, Jeffrey Giba

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. City Council - Regular Meeting - Mar 20, 2018 6:00 PM

Recommendation: Approve as submitted.

A.3. City Council - Closed Session - Apr 3, 2018 4:30 PM

Recommendation: Approve as submitted.

A.4. City Council - Regular Meeting - Apr 3, 2018 6:00 PM

Recommendation: Approve as submitted.

A.5. LIST OF PERSONNEL CHANGES (Report of: Human Resources)

Recommendation:

1. Ratify the list of personnel changes as described.

A.6. 2018-65: ADOPT RESOLUTION NO. 2018-21 AUTHORIZING AMENDMENT NO. 5 TO THE LOAN AGREEMENT (Report of: Financial & Management Services)

Recommendation:

1. Adopt a Resolution of the City Council of the City of Moreno Valley, California, authorizing Amendment No. 5 to the loan agreement between the City of Moreno Valley and the Police Facility Development Impact Fee fund and the Animal Shelter Development Impact Fee fund.

A.7. 2018-66: APPROVE A RESOLUTION NO. 2018-22 TO AMEND THE ELECTRIC RATES FOR MORENO VALLEY UTILITY (Report of: Financial & Management Services)

Recommendation:

1. Approve Resolution No. 2018-22. A Resolution of the City Council of the City of Moreno Valley, California, to Amend the Electric Rates for Moreno Valley Utility (MVU).

A.8. APPROVE THE CITY OF MORENO VALLEY'S MEASURE A LOCAL STREETS AND ROADS CAPITAL IMPROVEMENT PLAN FOR FISCAL YEARS 2018/19 - 2022/23 AND MAINTENANCE OF EFFORT CERTIFICATION FOR FISCAL YEAR 2018/19 (Report of: Public Works)

Recommendations:

1. Approve the City of Moreno Valley's Measure A Local Streets and Roads Five-Year Capital Improvement Plan for Fiscal Years 2018/19

– 2022/23 and Maintenance of Effort Certification for Fiscal Year 2018/19.

2. Authorize submittal of the Measure A Local Streets and Roads Five-Year Capital Improvement Plan for Fiscal Years 2018/19 – 2022/23 and Maintenance of Effort Certification for Fiscal Year 2018/19 to the Riverside County Transportation Commission.
3. Authorize staff to submit an amended five year plan to the Riverside County Transportation Commission if changes are made to the listed Measure A projects as part of the FY 2018/19 budget amendment approval process.

A.9. 2018-68: PA12-0005 (TRACT 36436) – APPROVAL OF MAINTENANCE AGREEMENT NO. 2018-61 (Report of: Public Works)

Recommendations:

1. Approve the Maintenance Agreement by and between the City of Moreno Valley and Bella Cortina Community Association.
2. Authorize the Mayor to execute the Maintenance Agreement with Bella Cortina Community Association.
3. Authorize the City Clerk to transmit the executed Maintenance Agreement to the Riverside County Recorder’s Office for recordation.

A.10. 2018-69: PA13-0039 (TRACT 31592) – APPROVAL OF MAINTENANCE AGREEMENT NO. 2018-62 (Report of: Public Works)

Recommendations:

1. Approve the Maintenance Agreement by and between the City of Moreno Valley and Daybreak Community Association.
2. Authorize the Mayor to execute the Maintenance Agreement with Daybreak Community Association.
3. Authorize the City Clerk to transmit the executed Maintenance Agreement to the Riverside County Recorder’s Office for recordation.

A.11. 2018-70: APPROVE THE SECOND AMENDMENT TO AGREEMENT WITH DATA TICKET INC. FOR ADMINISTRATIVE CITATION PROCESSING AGMT. NO. 2018-83-02 (Report of: Community Development)

Recommendations:

1. Approve the Second Amendment to Agreement with Data Ticket, Inc.

for Administrative Citation processing services.

2. Authorize the City Manager, or his designee, to execute the second amendment with Data Ticket, Inc. subject to the approval of the City Attorney.
3. Authorize an increase of \$81,400 to the not-to-exceed amount of the Agreement with Data Ticket, Inc. to \$306,400.
4. Authorize the City Manager, or his designee, to execute a change order to increase the Purchase Order to Data Ticket, Inc. for Administrative Citation processing services to \$75,000 for FY2017/18.
5. Authorize the Chief Financial Officer, or his designee, to make the appropriate budget adjustments as set forth in the Fiscal Impact section of this report.

A.12. ITEM NO. A.12 WAS REMOVED FOR SEPARATE VOTE BY COUNCIL MEMBER GIBA

A.13. ITEM NO. A.13 WAS REMOVED FOR SEPARATE VOTE BY COUNCIL MEMBER GIBA

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 MAR 20, 2018 6:00 PM (See A.2)

Recommendation: Approve as submitted.

B.3. MINUTES -CLOSED SESSION OF APR 3, 2018 4:30 PM (See A.3)

Recommendation: Approve as submitted.

B.4. MINUTES - REGULAR MEETING OF APR 3, 2018 6:00 PM (See A.4)

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 MAR 20 6:00 PM (See A.2)

Recommendation: Approve as submitted.

C.3. MINUTES - CLOSED SESSION OF APR 3, 2018 4:30 PM (See A.3)

Recommendation: Approve as submitted.

C.4. MINUTES - REGULAR MEETING OF APR 3, 2018 6:00 PM (See A.4)

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 MAR 20, 2018 6:00 PM (See A.2)

Recommendation: Approve as submitted.

D.3. MINUTES - CLOSED SESSION OF APR 3, 2018 4:30 PM (See A.3)

Recommendation: Approve as submitted.

D.4. MINUTES - REGULAR MEETING OF APR 3, 2018 6:00 PM (See A.4)

Recommendation: Approve as submitted.

E. PUBLIC HEARINGS WERE TAKEN AT THE BEGINNING OF THE MEETING

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

F.1. Ordinance No. 933 Amending Chapter 5.05 Commercial Cannabis Activity (Report of: City Attorney)

Roy Bleckert

1. Encourages Council to allow for the free market to work.

Recommendation:

1. Conduct the second reading by title only, of Ordinance No. 933, amending Chapter 5.05 of Moreno Valley Municipal Code to add

Cannabis micro-businesses as an allowed category and to amend the appeal process.

RESULT:	APPROVED [4 TO 1]
MOVER:	Victoria Baca, Mayor Pro Tem
SECONDER:	Ulises Cabrera, Council Member
AYES:	Dr. Yxstian A. Gutierrez, Victoria Baca, David Marquez, Ulises Cabrera
NAYS:	Jeffrey J. Giba

F.2. 3074: AMENDMENTS TO EMPLOYMENT AGREEMENTS FOR CITY MANAGER AGMT. NO. 2018-03-01 AND CITY ATTORNEY AGMT. NO. 2017-103-02 (Report of: City Attorney)

Mayor Gutierrez reminded Council and the Public that Item No. A.13 is a follow-up Item dealing with the terms of the individual contracts for the three employees of the City Council, whose performance or evaluation cannot lawfully be discussed in a public meeting.

City Attorney Koczanowicz provided the staff report.

Council Member Marquez

1. Is it legal or illegal to categorize employees for their benefits as the same?
City Attorney Koczanowicz replied it is not illegal.

Council Member Giba

1. Has strong misgivings about the amendments to the employee agreements for the three employees and will not vote in favor of them.

Council Member Cabrera

1. The three employees continue to assist, answer questions, and provide information. The three employees are doing a great job and the City is moving forward.

Mayor Pro Tem Baca

1. Was part of the hiring of the City Clerk and City Manager and feel they are doing a great job along with the City Attorney.
2. The City Clerk is doing an excellent job as well as the City Manager and City Attorney and their staff respects them.

Rafael Brugueras

1. The City staff have the right to receive their best on behalf of the residents to help move the City forward.
2. The actions and work of the staff are visible when driving through the City and viewing the progress and development.

Roy Bleckert

1. Feels that the increase of salaries should be tied to the evaluation and performance of the employee.

Recommendation:

1. Approve amendments to City Clerk's, the City Manager's and the City Attorney's Employment Agreements and authorize the Mayor to execute the new Agreements.

RESULT:	APPROVED [4 TO 1]
MOVER:	Ulises Cabrera, Council Member
SECONDER:	David Marquez, Council Member
AYES:	Dr. Yxstian A. Gutierrez, Victoria Baca, David Marquez, Ulises Cabrera
NAYS:	Jeffrey J. Giba

Council Member Giba left the dais at 8:36 p.m. and did not return.

H. REPORTS

H.1. CITY COUNCIL REPORTS ON REGIONAL ACTIVITIES

(Informational Oral Presentation - not for Council action)

March Joint Powers Commission (JPC) – No report.

Riverside County Habitat Conservation Agency (RCHCA) – No report

Riverside County Transportation Commission (RCTC)

Mayor Pro Tem Baca provided the RCTC report.

Baseball Season has begun and Metrolink's Angels Express train is back. For \$7 or less, fans can catch a train from any of the eight Riverside County Metrolink stations (Perris South through Corona-West) to Friday night home games that start at 7:07 p.m. Riders exit the train at the Anaheim-ARTIC station, just steps away from Angel Stadium. Visit Metrolinktrains.com for further details.

Riverside Transit Agency (RTA)

Council Member Marquez provided the RTA report.

At the Administration and Operations Committee Meeting, the Board approved schedule changes to Route 200, which services the Disney resort area. Weekday and weekend eastbound trips will depart Disneyland at 10:15 p.m., effective May 13. Please visit the RTA website for more details.

Western Riverside Council of Governments (WRCOG) – No report

Western Riverside County Regional Conservation Authority (RCA) – No report

School District/City Joint Task Force

Mayor Pro Tem Baca provided the School District/City Joint Task Force Report.

The Joint Task Force met earlier today. In addition to the City, representatives from Moreno Valley College, Moreno Valley Unified School District, THINK Together, and Val Verde Unified School District attended the meeting.

- The Public Safety Expo was held on April 16. There were 40 displays/exhibits and a large attendance. New to the event was a “Quiet Room,” which enabled children with stimulation issues a have a quiet area away from the excessive stimulation. Staff received favorable comments from parents.
- The City of Moreno Valley will be hosting a MoVal Rocks and MoVal Movies Series over the summer. A special concert/movie on August 10 will be focused on an Anti-Bullying Program. Children will learn about anti-bullying, prior to the event, with the movie “Wonder” showing immediately after. This film follows a child with Teacher Collins Syndrome trying to fit in. Staff proposes to partner with both school districts to enhance the evening.
- The City of Moreno Valley Transportation Division outlined the upcoming paving and slurry seal projects, which include updating access ramps, bike lanes, and crosswalks. Through these projects, Transportation will be increasing the width of the stripes on the streets from 4” to 6” to improve safety. A consultant has been hired to assist with the city-wide pedestrian safety study.
- The MoVal ArtFest will be held on June 2 and will include art displays, food, and a chalk art competition. The event will be held 12 noon to 5 pm at the Stoneridge Towne Centre.

Southern California Association of Governments (SCAG) – No report

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

Javier Gurrola

1. Resides in Colton where his home experienced two fires and is experiencing difficulties in his life and is requesting help.

Rafael Bruqueras

1. Pleased with Item No. A.12's passage.
2. Residents compromised regarding the water issue for the Golf Course.

Lucha Oden

1. Provided a financial literacy book to Council to raise awareness to the public.
2. As an advocate for Financial Literacy, her goal is to educate a million families as part of a national campaign.
3. During the month of June, free financial literacy workshops will be provided in Moreno Valley.

Roy Bleckert

1. City Manager John Russo of Riverside had been relieved of his duties.
2. Suggests repealing the Utility Tax.

Ken Iglesias

1. Reconsider to add additional members to Council.
2. Reconsider reinstating the posting of the agenda back to the 12-day period.
3. Consider ensuring fiber optic internet within the next five years for Moreno Valley residents.
4. Would like to request a replacement steel/aluminum water bottle from the City.
5. Would like to know the size of the television in the conference room.
6. Would like the Council to consider upgrading to 5G Technology in the City.
7. The United States should have a new department called Technology of Advancement.

Louise Palomarez

1. Scott Heverin is involved in the recalls.
2. Council Member Marquez voted good tonight.
3. Upset with LaDonna Jempson, Denise Fleming and George Price leading the recall for Mayor Pro Tem Baca.

H.2. CITY MANAGER'S REPORT

(Informational Oral Presentation - not for Council action)

City Manager DeSantis addressed a resident's concerns about broadband capability and noted that the City has a current partnership with Riverside County to advance availability to Moreno Valley. In addition, the television in Conference Room D is 75 inches.

He addressed the gentleman's concerns regarding a residential fire and as it is not within the City limits he encouraged the gentleman to contact the officials within the appropriate jurisdiction.

He addressed the Moreno Valley Utility rates concern and confirmed that the rates do not exceed the cost of service.

He will personally address Mr. Brugueras' concerns regarding water rights at the Golf Course.

He thanked the police and fire departments for making the Public Safety Event successful. He also thanked Mayor Gutierrez for welcoming the community to the event and the Council for taking time out of their day to attend the event.

He thanked residents for contacting the City to light the "M" to promote awareness of National Walk for Epilepsy and next week's blue "M" will recognize Child Abuse Awareness Month. Residents are encouraged to learn about the different colors of the "M" from the City website.

He recognized the City Council for approving major private sector projects that benefit the City of Moreno Valley.

H.3. CITY ATTORNEY'S REPORT

(Informational Oral Presentation - not for Council action)

City Attorney Koczanowicz had no items to report.

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.

Council Member Marquez

1. Announced that on April 28th from 8:00 a.m. - 1:00 p.m. the City of Moreno Valley will join the Veterans Supplement Support Group Network Walk to benefit the service related mental health issues for Veterans on a 2-4 mile Suicidal Awareness Walk.

Council Member Cabrera

1. Thanked the Parks Department, Acting Parks and Community Services Director Solano and Community Services Supervisor Callister for the City's first Art Festival to be held on June 2nd at the Stoneridge Shopping Center. Flyers and Social Media announcements are forthcoming.
2. Thanked Public Works Director/City Engineer Wolfe for work on the roads. With the General Plan Update, he looks forward to planning out the future of the City. Encouraged residents to share their input with the City Council.
3. Had the opportunity to visit his hometown of Compton which is still plagued by many of the same past issues versus Moreno Valley's improved quality of life.
4. Addressed the Homeless to Work Program and its success.
5. Reminded the public of the Food Bank on Redland Boulevard at 8:00 a.m.
6. The Public Safety Expo was a great event and was pleased to see the military involved.
7. The Riverside County Office of Education Unity Event in Palm Springs was a nice event with Dr. King's daughter as a powerful keynote speaker.
8. Encourages the City to continue in unity and continue to build a sense of community in Moreno Valley.

Mayor Pro Tem Baca

1. Thanked the staff and City Manager as the leader of the City.
2. Recognized the major projects approved at City Council Meeting highlighting Moreno Valley as a thriving, business-friendly City.
3. Mentioned the three new hotels being built in District 1. There will be affordable housing and affordable senior citizen homes coming.
4. The World Logistics Center will be built soon.
5. Addressed rumors of staff on Social Media as false. Residents are encouraged to support staff and Council and contact Council to meet or talk.

Mayor Gutierrez

1. Thanked staff for their hard work. The At-Will employees contracts were amended based on performance and merits.
2. Attended the Public Safety Expo and welcomed residents. The event was well attended.
3. The month of May is Foster Care Awareness Month and will be recognized as such at Special Presentations.
4. Was pleased with the approval of major projects at the meeting which meet Momentum Moreno Valley goals.
5. Thanked the Press Enterprise on their article regarding mailbox theft and crime in the City.
6. Read a quote from former First Lady Barbara Bush.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Gutierrez adjourned the meeting in memory of Former First Lady Barbara Bush at 9:43 p.m.

Submitted by:

Pat Jacquez-Nares, CMC & CERA
City Clerk
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:

Dr. Yxstian A. Gutierrez, Mayor
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