



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

October 1, 2019

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
Dr. Carla J. Thornton, Council Member

AGENDA
CITY COUNCIL OF THE CITY OF MORENO VALLEY
October 1, 2019

CALL TO ORDER - 5:30 PM

SPECIAL PRESENTATIONS

1. Business Spotlight
2. Public Power Week Proclamation
3. Fire Prevention Week Proclamation
4. Community Planning Month Proclamation

**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
MORENO VALLEY PUBLIC FINANCING AUTHORITY
AND THE BOARD OF LIBRARY TRUSTEES**

***THE CITY COUNCIL RECEIVES A SEPARATE STIPEND FOR CSD
MEETINGS***

**REGULAR MEETING – 6:00 PM
OCTOBER 1, 2019**

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

Pastor Abel Cordero, Moreno Hills Seventh-Day Adventist Church

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-E)

All items listed under the Consent Calendars, Sections A, B, C, D, and E 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 17, 2019 6:00 PM

Recommendation: Approve as submitted.

- A.3. MAYORAL APPOINTMENT TO THE TRAFFIC SAFETY COMMISSION
(Report of: City Clerk)

Recommendation:

1. Receive and confirm the following Mayoral appointment:

TRAFFIC SAFETY COMMISSION

<u>Name</u>	<u>Position</u>	<u>Term</u>
Marla A. Matime	Member	Ending 06/30/21

- A.4. COUNCIL DISCRETIONARY EXPENDITURE REPORTS FOR FISCAL YEAR 2019/2020 AS OF JULY 1, 2019 THROUGH AUGUST 31, 2019
(Report of: City Clerk)

Recommendation:

1. Receive and file the Fiscal Year 2019/2020 Council Discretionary Expenditure Report for July 1, 2019 through August 31, 2019.

- A.5. APPROVE THE SALE PRICE FOR APN 485-163-027-2 AND SIGNATURE ON THE ASSOCIATED AGREEMENT FOR A TAX-DEFAULT ACQUISITION BY THE RIVERSIDE COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT (Report of: Public Works)

Recommendations:

1. Agree to the sale price of APN 485-163-027-2 in the amount of \$3,947.67 to be purchased by the Riverside County Flood Control & Water Conservation District through a tax-default acquisition; and
2. Authorize the Mayor to sign the Agreement to Purchase Tax-Defaulted Property between the Board of Supervisors of Riverside County and Riverside County Flood Control & Water Conservation District.

- A.6. MASTER LICENSE AGREEMENT FOR WIRELESS FACILITIES IN THE RIGHT OF WAY BETWEEN THE CITY OF MORENO VALLEY AND NEW CINGULAR WIRELESS PCS, LLC (Report of: Public Works)

Recommendation:

1. Approve the Master License Agreement for Wireless Facilities in the Right of Way between the City of Moreno Valley and New Cingular Wireless PCS, LLC;
2. Authorize the City Manager or designee to execute the Master License Agreement for Wireless Facilities in the Right of Way between the City of Moreno Valley and New Cingular Wireless PCS, LLC, subject to City Attorney approval;
3. Authorize the City Manager or designee to execute amendments to the Agreement, subject to the approval of the City Attorney; and
4. Authorize the Public Works Director/City Engineer or designee to execute the Supplemental License Agreements with New Cingular Wireless PCS, LLC.

- A.7. LIST OF PERSONNEL CHANGES (Report of: Human Resources)

Recommendation:

1. Ratify the list of personnel changes as described.

- A.8. AUTHORIZATION TO AWARD A CONSTRUCTION CONTRACT TO ONYX PAVING COMPANY INC FOR PAVEMENT REHABILITATION FOR VARIOUS LOCAL STREETS - CDBG FISCAL YEAR 2019/20 – PROJECT NO. 801 0084 (Report of: Public Works)

Recommendations:

1. Award a construction contract to Onyx Paving Company, Inc., 2890 East La Cresta Avenue, Anaheim, CA 92806, for the Pavement Rehabilitation for Various Local Streets - CDBG Fiscal Year 2019/20 Project and authorize the City Manager to execute a contract with Onyx Paving Company, Inc. in substantial conformance with the attached contract in the amount of \$1,528,000.00;
2. Authorize the issuance of a Purchase Order for Onyx Paving Company, Inc. in the amount of \$1,604,400.00 (\$1,528,000.00 bid amount plus 5% contingency) when the contract has been signed by all parties;
3. Authorize the Public Works Director/City Engineer to execute any subsequent related change orders to the contract, but not exceeding the total contingency of \$76,400.00 subject to the approval of the City Attorney; and
4. Authorize a budget adjustment as set forth in the Fiscal Impact section of this report.

- A.9. ADOPTION OF RESOLUTION FOR UPDATE OF THE CITY USER FEE SCHEDULE - MISCELLANEOUS (NON-DEVELOPMENT) FEES FOR FY 2019/20 (Report of: Financial & Management Services)

Recommendation:

1. That the City Council adopt Resolution 2019-XX approving the increase in Miscellaneous (Non-Development) User Fees

- A.10. ADOPT A RESOLUTION SETTING THE LOCAL MORENO VALLEY COMMERCIAL CANNABIS ACTIVITY TAX PURSUANT TO MUNICIPAL CODE 3.28.030 (Report of: Financial & Management Services)

Recommendation:

1. Adopt Resolution No. 2019-XX, a Resolution of the City Council of the City of Moreno Valley, California, setting the Local Moreno Valley Commercial Cannabis Activity Tax initial rate at 5% of gross revenues, 1% of gross revenues for Testing facilities and \$7.00 per square foot for Cultivation.

A.11. PEN17-0128 (TR 37369) – APPROVE TRACT MAP 37369 LOCATED ON EUCALYPTUS AVENUE EAST OF INDIAN STREET. DEVELOPER: SILVIA E. ROMERO, HECTOR E. ROMERO, AND MICHAEL B. STREET (Report of: Public Works)

Recommendations:

1. Approve Tract Map.
2. Authorize the City Clerk to sign the map and transmit said map to the County Recorder’s Office for recordation.

A.12. ORDINANCE AMENDING CHAPTER 2.18 PLANNING COMMISSION (Report of: City Attorney)

Recommendation:

It is recommended that the City Council introduce and conduct the first reading by title only, of Ordinance, amending Chapter 2.18 of the Municipal Code to reinstate Planning Commission to 7 members.

A.13. AUTHORIZATION TO AWARD PROJECT-RELATED SERVICES AGREEMENT FOR A COMPREHENSIVE GENERAL PLAN UPDATE, NEW ENVIRONMENTAL JUSTICE AND ECONOMIC DEVELOPMENT ELEMENTS, AND ENVIRONMENTAL IMPACT REPORT (Report of: Community Development)

Recommendation:

1. Approve and award a Project-Related Services Agreement with a “Not-to-Exceed” fee with Dyett and Bhatia to provide services to complete a Comprehensive General Plan Update, New Environmental Justice and Economic Development Elements, and an Environmental Impact Report.
2. Authorize the City Manager, or his designee, to complete the development of scope of service and execute a Project-Related Services Agreement with Dyett and Bhatia, subject to the approval of the City Attorney.
3. Authorize the Chief Financial Officer to approve a purchase order with a “Not-to-Exceed” amount of \$1,498,500 to Dyett and Bhatia, in accordance with approved terms of the Agreement.

- A.14. APPROVE AND EXECUTE FIRST AMENDMENT TO THE AGREEMENT WITH THINK TOGETHER, INC. FOR OPERATION OF THE CITY'S FY 19/20 AFTER SCHOOL EDUCATION AND SAFETY (ASES) EXPANDED LEARNING PROGRAM (Report of: Parks & Community Services)

Recommendations:

1. Authorize the Executive Director to execute the First Amendment to the Agreement with Think Together, Inc. to utilize additional per-student funding authorized in the California State Budget for Fiscal Year 2019/20 for the After School Education and Safety (ASES) program.
2. Authorize the Executive Director to execute any subsequent related Extensions or Amendments to the Agreement, subject to the approval of the City Attorney.
3. Authorize the budget adjustment as set forth in the Fiscal Impact section of this report, to appropriate the additional 69 cents of State funding per student for the ASES Expanded Learning Program, totaling an additional \$474,692.40.

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 SEP 17, 2019 6:00 PM (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 SEP 17, 2019 6:00 PM (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 SEP 17, 2019 6:00 PM (See A.2)

Recommendation: Approve as submitted.

E. CONSENT CALENDAR - PUBLIC FINANCING AUTHORITY

- E.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.

- E.2. MINUTES - REGULAR MEETING OF SEP 17, 2019 6:00 PM (See A.2)

Recommendation: Approve as submitted.

F. PUBLIC HEARINGS – NONE

G. GENERAL BUSINESS – NONE

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

I. REPORTS

- I.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

I.2. CITY MANAGER'S REPORT

(Informational Oral Presentation - not for Council action)

I.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 26, 2019