



**TELECONFERENCED MEETING**

**CITY COUNCIL REGULAR MEETING – 6:00 PM**

**JUNE 2, 2020**

**[Pursuant to Governor Executive Order N-29-20]**

**There Will Not Be a Physical Location for Attending the Meeting**

**The Public May Observe the Meeting and Offer Public Comment As Follows:**

**STEP 1**

**Install the Free Zoom App or Visit the Free Zoom Website at [<https://zoom.us/>](https://zoom.us/)**

**STEP 2**

**Get Meeting ID Number and Password by emailing [zoom@moval.org](mailto:zoom@moval.org) or calling (951) 413-3001**

**STEP 3**

**Select Audio Source**

*Computer Speakers/Microphone*

*or*

*Telephone*

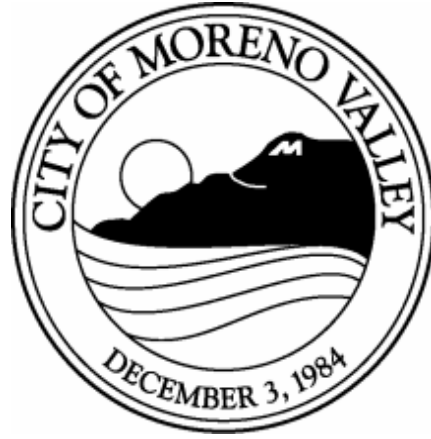
**STEP 3**

**Public Comments May be Made Via Zoom**

*During the Meeting, the Mayor Will Explain the Process for Submitting Public Comments*

**ALTERNATIVE**

**If you do not wish to make public comments, you can view the meeting on Channel MVTV-3, the City's website at [www.moval.org](http://www.moval.org) or YouTube**



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

**June 2, 2020**

**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 Sessions**

*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  
JUNE 2, 2020**

**CALL TO ORDER**

**SPECIAL PRESENTATIONS - NONE**

**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  
JUNE 2, 2020**

**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.

**ROLL CALL**

**INTRODUCTIONS**

**PUBLIC COMMENTS PROCEDURE**

Any person wishing to address the Mayor and City Council on any matter, either under the Public Comments section of the Agenda or scheduled items or public hearings, must follow the procedures set forth above and wait to be identified to speak by the Mayor. Members of the public may be limited to three minutes per person or the allowed time set by the Mayor, except for the applicant. The Mayor and City Council may establish an overall time limit for comments on a particular Agenda item. Members of the public must direct their questions to the Mayor and not to other members of the City Council, the applicant, the Staff, or the audience.

**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 - MAY 19, 2020 6:00 PM

**Recommendation:** Approve as submitted.

- A.3. COUNCIL DISCRETIONARY EXPENDITURE REPORTS FOR FISCAL YEAR 2019/2020 FROM JULY 1, 2019 THROUGH APRIL 30, 2020 (Report of: City Clerk)

**Recommendation:**

1. Receive and file the Fiscal Year 2019/2020 Council Discretionary Expenditure Report for July 1, 2019 through April 30, 2020.

- A.4. GENERAL MUNICIPAL ELECTION – NOVEMBER 3, 2020 RESOLUTIONS CALLING AND GIVING NOTICE AND REQUESTING CONSOLIDATION WITH STATEWIDE GENERAL ELECTION (RESOLUTION NOS. 2020-XX, 2020-XX, 2020-XX) (Report of: City Clerk)

**Recommendations: That the City Council:**

1. Adopt Resolution No. 2020-XX - A Resolution calling an election titled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, CALLING AND GIVING NOTICE OF A GENERAL MUNICIPAL ELECTION ON TUESDAY, NOVEMBER 3, 2020, FOR CERTAIN OFFICERS, AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES
2. Adopt Resolution No. 2020-XX - A Resolution requesting election consolidation titled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 3, 2020, WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THAT DATE, PURSUANT TO §10403 OF THE CALIFORNIA ELECTIONS CODE".
3. Adopt Resolution No. 2020-XX - A Resolution establishing regulations and cost for Candidate Statements titled: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, PROVIDING FOR REGULATIONS PERTAINING TO MATERIALS FOR CANDIDATES AND COSTS PERTAINING TO CANDIDATE

STATEMENTS SUBMITTED TO THE VOTERS AT A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 3, 2020”

- A.5. COVID-19 PANDEMIC RESOLUTIONS EXTENDING THE LOCAL STATE OF EMERGENCY AND CERTAIN EMERGENCY MEASURES, APPROVING TEMPORARY OUTDOOR DINING PERMIT PROCEDURES AND DECLARING A FISCAL EMERGENCY (Report of: Financial & Management Services)

**Recommendation: That the City Council:**

1. That the City Council adopt a Resolution Extending the Local State of Emergency and Certain Emergency Measures, a Resolution Approving Temporary Outdoor Dining Permit Procedures, and a Resolution Declaring a Fiscal Emergency related to the Local, State and National State/Declarations of Emergency related to the COVID-19 Pandemic.

- A.6. SECOND READING AND ADOPTION OF AN ORDINANCE TO AMEND MUNICIPAL CODE, TITLE 3 (REVENUE AND FINANCE), CHAPTER 12 (PURCHASING), SECTION 070 (GENERAL PROTEST PROCEDURES) FOR CONTRACTS AND PURCHASE ORDERS (Report of: Public Works)

**Recommendation:**

1. Second Reading and Adoption of the attached Ordinance No. \_\_\_\_, to update City of Moreno Valley Municipal Code, Title 3 (Revenue and Finance), Chapter 12 (Purchasing), Section 070 (General Protest Procedures) for contracts and purchase orders.

- A.7. AUTHORIZATION TO AWARD BID FOR THE FURNISHING OF TRAFFIC SIGNAL CONTROLLERS AND CABINETS TO ECONOLITE CONTROL PRODUCTS, INC. (Report of: Public Works)

**Recommendations:**

1. Award the bid to Econolite Control Products, Inc., the lowest responsive and responsible bidder, for the purchase of traffic signal controllers and cabinets; and
2. Authorize the issuance of a Purchase Order to Econolite Control Products, Inc. in the amount of \$479,136.86 for the purchase of traffic signal controllers and cabinets, funded by a combination of previously approved and budgeted federal grants, development impact fees, Technology Services Operating budget (General Fund), and AQMD funds.

A.8. AUTHORIZATION TO AWARD A CONSTRUCTION CONTRACT TO HARDY & HARPER, INC. AND A PROFESSIONAL CONSULTANT SERVICE AGREEMENT TO LOR GEOTECHNICAL GROUP, INC. FOR THE CITYWIDE PAVEMENT REHABILITATION PROGRAM (FISCAL YEAR 2019/20) - PROJECT NO. 801 0085 (Report of: Public Works)

**Recommendations:**

1. Award a construction contract to Hardy & Harper, Inc., 32 Rancho Circle, Lake Forest, CA 92603, for the Citywide Pavement Rehabilitation Program (Fiscal Year 2019/20) project and authorize the City Manager to execute a contract with Hardy & Harper, Inc. in the amount of \$4,080,364.90;
2. Award an Agreement for Professional Consultant Services to LOR Geotechnical Group, Inc., 6121 Quail Valley Court, Riverside, CA 92507 to provide materials testing and geotechnical services for the Citywide Pavement Rehabilitation Program (Fiscal Year 2019/20) project and authorize the City Manager to execute the agreement with LOR Geotechnical Group, Inc., in the amount of \$120,000.00;
3. Authorize the issuance of a Purchase Order to Hardy & Harper, Inc., in the amount of \$4,263,981.32 (\$4,080,364.90 bid amount plus a 4.5% contingency) and a Purchase Order to LOR Geotechnical Group, Inc. in the amount of \$120,000.00 for completing the construction of the project, funded by a combination of Senate Bill 1 (SB1) Funds (2000A), Capital Projects Reimbursement Funds (3008), and Gas Tax Funds (2000); and
4. Authorize the Public Works Director/City Engineer to execute any subsequent change orders to Hardy & Harper, Inc. contract, but not exceeding the total contingency of \$182,616.42, subject to the approval of the City Attorney.

A.9. PARTICIPATION IN A TURF REBATE PROGRAM FOR ZONE 03 OF LANDSCAPE MAINTENANCE DISTRICT NO. 2014-02 AND APPROVAL OF A RELATED CONTRACT AMENDMENT (Report of: Public Works)

**Recommendations:**

1. Authorize Participation in Metropolitan Water District's (MWD) and Eastern Municipal Water District's (EMWD) turf replacement rebate programs for rebates of up to \$255,725.00 for the benefit of Zone 03 of Landscape Maintenance District (LMD) No. 2014-02.
2. Approve the Fifth Amendment to the Independent Contractor Agreement for Landscape Districts – South with Merchants Landscape Services, Inc. ("Amendment"), in substantially the form attached hereto, to increase the not-to-exceed amount to \$3,998,583.47, which

is funded by previously approved and budgeted special assessments within Zone 03 of the LMD.

3. Approve budget adjustments as set forth in the Fiscal Impact section of this report.
4. Authorize the City Manager to execute the Amendment subject to the approval of the City Attorney and provided sufficient funding appropriations and program approvals have been granted by the City Council.

A.10. AUTHORIZATION TO AWARD A CONSTRUCTION CONTRACT TO SIDRA GROUP INC. FOR PEDESTRIAN HYBRID BEACON ON CACTUS AT WOODLAND PARK – PROJECT NO. 808 0017 (Report of: Public Works)

**Recommendations:**

1. Award a construction contract to Sidra Group Inc., 6510 Box Springs Boulevard, Suite G, Riverside, CA 92507, for the Pedestrian Hybrid Beacon on Cactus at Woodland Park project and authorize the City Manager to execute a contract with Sidra Group Inc. in substantial conformance with the attached contract in the amount of \$356,713.00;
2. Authorize the issuance of a Purchase Order for Sidra Group Inc. in the amount of \$392,384.00 (\$356,713.00 bid amount plus a 10% contingency) when the contract has been signed by all parties;
3. Authorize the Public Works Director/City Engineer to execute any subsequent change orders to the contract, but not exceeding the total contingency of \$35,671.00, 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 to provide sufficient budget to complete the project funded by a combination of Measure A and State SB821 Bicycle and Pedestrian Facilities Program funds.

A.11. APPROVE SECOND AMENDMENT TO AGREEMENT WITH CSG CONSULTANTS, INC. FOR BUILDING AND SAFETY PLAN CHECK SERVICES, INSPECTIONS, AND PERMIT TECHNICIAN CONSULTANT SERVICES (Report of: Community Development)

**Recommendations:**

1. Approve the Second Amendment to Agreement for Building and Safety Plan Check Services, Inspections, and Permit Technician Consultant Services with CSG Consultants, Inc. and authorize the City Manager, or his designee to execute the amendment, subject to the approval of the City Attorney.



2. Authorize a one-year extension of the Agreement with CSG Consultants, Inc. and authorize an increase of \$295,000.00 to the not-to-exceed amount of the Agreement to \$795,000.00 to cover added contract costs for FY19/20 and projected costs in FY20/21, using funds received as outlined in the development fee schedule for plan check services.

A.12. Authorization to Submit Grant Proposal for Local Government Planning Support Grants Program referred to as the Local Early Action Planning Grant (LEAP) (Report of: Community Development)

**Recommendation:**

1. Adopt Resolution No. 2020-XX, authorizing City Staff to apply for and submit an application package for Local Early Action Planning Grants Program (LEAP) funds in the amount of \$500,000, and authorizing the City Manager to execute an agreement to accept grant funds. **(RESO. NO. 2019-XX)**

A.13. HOUSING DENSITY BONUS AGREEMENT BY AND BETWEEN THE CITY OF MORENO VALLEY AND COURTYARDS AT COTTONWOOD, LP (Report of: Community Development)

**Recommendations: That the City Council:**

1. Approve the Housing Density Bonus Agreement by and between the City of Moreno Valley and Courtyards at Cottonwoods, LP.
2. Authorize the City Attorney to make amendments to the Agreement as needed to finalize the Agreement.
3. Authorize the City Manager to execute the Housing Density Bonus Agreement, subject to 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 MAY 19, 2020 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 MAY 19, 2020 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 MAY 19, 2020 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 MAY 19, 2020 6:00 PM (See A.2)

**Recommendation:** Approve as submitted.

### **F. 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 follow the teleconference procedures.

- F.1. PUBLIC HEARING FOR DELINQUENT NUISANCE ABATEMENT (RESO. NO. 2020-XX) (Report of: Fire Department)

**Recommendations:**

1. Conduct a public hearing and accept public testimony on delinquent nuisance abatement account.

2. Adopt Resolution No. 2020-XX A Resolution of the City Council of the City of Moreno Valley, California, Confirming Statements of Costs against Real Property located in the City of Moreno Valley, for Abatements of Public Nuisances and Direction that Said Statement of Costs Constitute a Lien upon Said Properties.
3. Approve placing the submitted Property Assessment List of delinquent nuisance abatement accounts on the Fiscal Year (FY) 2020/2021 Riverside County property tax roll for collection.
4. Direct the City Clerk to file with the Riverside County Tax Assessor's office a certified copy of Resolution No. 2020-XX and the Property Assessment List as required by Section 6.04.120 of the City of Moreno Valley Municipal Code.

F.2. PUBLIC HEARING FOR UNPAID SOLID WASTE ACCOUNTS TO DEFER PAYMENTS UNTIL DECEMBER 2020 THROUGH THE PROPERTY TAX BILLS (Report of: Financial & Management Services)

**Recommendations: That the City Council:**

1. Conduct the Public Hearing and accept public testimony regarding Calendar Year (CY) 2019 unpaid solid waste accounts to be applied to the Fiscal Year (FY) 2020/21 County of Riverside property tax roll for collection;
2. Approve the Solid Waste Delinquency Report from Waste Management, Inc. (Waste Management) listing the CY 2019 delinquent solid waste accounts for placement on the FY 2020/21 County of Riverside property tax roll for collection; and
3. Direct the City Clerk to file the Solid Waste Delinquency Report with the County of Riverside Auditor-Controller.

F.3. 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 for the National Pollutant Discharge Elimination System (NPDES) Common Interest, Commercial, Industrial, and Quasi-Public Use Regulatory Rate to be applied to the property tax bill of the parcels identified herein;
2. Direct the City Clerk to open and 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 and if approved, set the rate and impose the NPDES Common Interest, Commercial, Industrial, and Quasi-Public Use Regulatory Rate, as applicable, on the Assessor's Parcel Numbers as mentioned;

4. Receive and file the Official Tally Sheet with the City Clerk's office.

## **G. GENERAL BUSINESS**

### **G.1. FISCAL YEAR 2019/20 THIRD QUARTER BUDGET REVIEW AND APPROVAL OF THE FISCAL YEAR 2019/20 THIRD QUARTER BUDGET AMENDMENTS (Report of: Financial & Management Services)**

#### **Recommendations: That the City Council:**

1. Receive and file the Fiscal Year 2019/20 Third Quarter Financial Summary. (Attachment 1).
2. Adopt Resolution No. 2020-XX. A resolution of the City Council of the City of Moreno Valley, California, adopting the revised budgets for Fiscal Years 2019/20 – 2020/21.
3. Approve the Operating Reserve Stabilization Repayment Plan. (Attachment 5).
4. Approve the City Position Summary. (Attachment 6).
5. Approve the Civic Center Amphitheater Fee Schedule. (Attachment 7).

#### **Recommendation: That the CSD:**

1. Adopt Resolution No. CSD 2020-XX. A resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, adopting the revised operating and capital budget for Fiscal Years (FY) 2019/20 – 2020/21.

## **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, PUBLIC FINANCING 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](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.

**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](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

Pat Jacquez-Nares, CMC & CERA  
City Clerk

Date Posted: May 28, 2020