



TELECONFERENCED MEETING

CITY COUNCIL REGULAR MEETING – 6:00 PM

DECEMBER 1, 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 or calling (951) 413-3001, no later than 5:00 p.m. on Tuesday, December 1, 2020

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 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**

December 1, 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
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
DECEMBER 1, 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 ON ANY SUBJECT ON THE AGENDA AND NOT ON THE
AGENDA UNDER THE JURISDICTION OF THE CITY COUNCIL**

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 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 - NOV 17, 2020 6:00 PM

Recommendation: Approve as submitted.

- A.3. COUNCIL DISCRETIONARY EXPENDITURE REPORTS FOR FISCAL YEAR 2020/2021 FROM JULY 1, 2020 THROUGH OCTOBER 31, 2020 (Report of: City Clerk)

Recommendation:

1. Receive and file the Fiscal Year 2020/2021 Council Discretionary Expenditure Report for July 1, 2020 through October 31, 2020

- A.4. LIST OF PERSONNEL CHANGES (Report of: Financial & Management Services)

Recommendation:

1. Ratify the list of personnel changes as described.

- A.5. SECOND READING AND CONSIDERATION OF ADOPTION OF ORDINANCE 971, AMENDING CHAPTER 5.05 COMMERCIAL CANNABIS REGULATORY ACTIVITY TO PROVIDE CLEAN UP LANGUAGE TO AVOID DUPLICATE OR CONFLICT WITH THE STATE'S REGULATIONS (Report of: Financial & Management Services)

Recommendation: That the City Council:

1. Adopt Ordinance 971, amending Chapter 5.05 Commercial Cannabis Regulatory Activity to provide clean up language to avoid duplicate or conflict with the State's Cannabis Regulations.

- A.6. PURSUANT TO LANDOWNER PETITION, ANNEX CERTAIN PARCELS INTO COMMUNITY FACILITIES DISTRICT NO. 2014-01 (MAINTENANCE SERVICES) - AMENDMENT NO. 49 (RESO. NO. 2020-___), AMENDMENT NO. 50 (RESO. NO. 2020-___), AMENDMENT NO. 51 (RESO. NO. 2020-___), AND AMENDMENT NO. 52 (RESO. NO. 2020-___) (Report of: Financial & Management Services)

Recommendations:

1. Acting as the legislative body of Community Facilities District No. 2014-01 (Maintenance Services), adopt Resolution No. 2020-___, a Resolution of the City Council of the City of Moreno Valley, California, ordering the annexation of territory to City of Moreno Valley Community Facilities District No. 2014-01 (Maintenance Services) and approving the amended map for said District. (Amendment No. 49). (Courtyards at Cottonwood, LP, located on the northeast corner of Cottonwood Ave. and Indian St.).
2. Acting as the legislative body of Community Facilities District No. 2014-01 (Maintenance Services), adopt Resolution No. 2020-___, a Resolution of the City Council of the City of Moreno Valley, California, ordering the annexation of territory to City of Moreno Valley Community Facilities District No. 2014-01 (Maintenance Services) and approving the amended map for said District. (Amendment No. 50). (FH II located on the northwest corner of Quincy St. and Brodiaea Ave.).
3. Acting as the legislative body of Community Facilities District No. 2014-01 (Maintenance Services), adopt Resolution No. 2020-___, a Resolution of the City Council of the City of Moreno Valley, California, ordering the annexation of territory to City of Moreno Valley Community Facilities District No. 2014-01 (Maintenance Services) and approving the amended map for said District. (Amendment No. 51). (FR Nandina Avenue located southeast of Nandina Ave. and Indian St.)
4. Acting as the legislative body of Community Facilities District No. 2014-01 (Maintenance Services), adopt Resolution No. 2020-___, a Resolution of the City Council of the City of Moreno Valley, California, ordering the annexation of territory to City of Moreno Valley Community Facilities District No. 2014-01 (Maintenance Services) and approving the amended map for said District. (Amendment No. 52). (Right Solutions located on the southeast corner of Dunlavy Ct. and Davis St.).

- A.7. PEN19-0213 – ADOPTION OF THE PROPOSED RESOLUTION FOR THE SUMMARY VACATION OF A EASTERLY PORTION OF CARDINAL AVENUE LOCATED 1,433 FEET EAST OF HEACOCK STREET TO ITS TERMINUS AT THE PERRIS VALLEY STORM DRAIN, A DISTANCE OF 2,089 FEET DEVELOPER: MOORPARK COUNTRY PROPERTIES (Report of: Public Works)

Recommendations:

1. Adopt Resolution No. 2020-XX. A Resolution of the City Council of the City of Moreno Valley, California, Ordering the Summary Vacation of the easterly portion of Cardinal Avenue located 1,433 feet east of the intersection of Heacock Street to its terminus at the Perris Valley Storm Drain.
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.8. PEN18-0224 (TR 35931) – APPROVE TRACT MAP 35931 LOCATED ON THE SOUTHWEST CORNER OF IRIS AVENUE AND VIA DEL LAGO, DEVELOPER: VIA DEL LAGO HOMES, LLC (Report of: Public Works)

Recommendation:

1. Approve Tract Map 35931 (A Condominium Map).
2. Authorize the City Clerk to sign the map and transmit said map to the County Recorder's Office for recordation.

- A.9. AUTHORIZATION TO AWARD A CONSTRUCTION CONTRACT TO ELECNOR BELCO ELECTRIC, INC. FOR THE ADVANCED DILEMMA ZONE DETECTION SYSTEMS PROJECT (PROJECT 808 0018) (Report of: Public Works)

Recommendations:

1. Reject all other bids, waive any and all minor irregularities, and award a construction contract to Elecnor Belco Electric, Inc. for the Advanced Dilemma Zone Detection Systems project in the amount of \$812,979.00 and authorize the City Manager to execute the contract;
2. Authorize the issuance of a Purchase Order to Elecnor Belco Electric, Inc. in the amount of \$934,925.85 (\$812,979.00 bid amount plus a 15% contingency), using grant funds from the Highway Safety Improvement Program; and
3. Authorize the Public Works Director/City Engineer to execute any subsequent related change orders to the contract, not to exceed the contingency amount.

- A.10. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY TO SUPPORT THE CREATION OF A MARCH AIR RESERVE BASE COMPATIBILITY USE STUDY UPDATE (CUS) OF THE 2010 MARCH AIR RESERVE BASE/INLAND PORT JOINT LAND USE STUDY (2010 JLUS) TO ASSURE COMPATIBLE LAND USES NEAR MARCH AIR RESERVE BASE TO PROTECT THE FUTURE AVIATION OPERATIONS OF THE UNITED STATES MILITARY (Report of: Community Development)

Recommendation:

1. Approve Resolution No 2020-XX. A Resolution of the City Council of the City of Moreno Valley, California, to support the creation of a March Air Reserve Base Compatibility Use Study Update (CUS) of the 2010 March Air Reserve Base/Inland Port Joint Land Use Study (2010 JLUS) to assure compatible land uses near March Air Reserve Base to protect the future aviation operations of the United States Military.

- A.11. AMENDING CHAPTER 3.48 (“WESTERN RIVERSIDE COUNTY MULTIPLE SPECIES HABITAT CONSERVATION PLAN FEE PROGRAM”) TO ELIMINATE LOW INCOME RESIDENTIAL HOUSING AS AN EXEMPTION TO THE MULTIPLE SPECIES HABITAT CONSERVATION PLAN FEE (Report of: City Attorney)

RECOMMENDATION:

1. That the City Council adopt the attached ordinance amending Chapter 3.48 (“Western Riverside County Multiple Species Habitat Conservation Plan Fee Program”) to Title 3 (“Revenue and Finance”) of the Moreno Valley Municipal Code to eliminate “Low Income Residential Housing” as an exemption.

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 - CITY COUNCIL - REGULAR MEETING - NOV 17, 2020 6:00 PM (See A.2)

Recommendation: Approve as submitted.

- B.3. PURSUANT TO LANDOWNER PETITIONS, ANNEX CERTAIN PARCELS INTO COMMUNITY FACILITIES DISTRICT NO. 1 (PARK MAINTENANCE) — AS ANNEXATION NO. 2020-54 (RESO. NO. CSD 2020-__), ANNEXATION NO. 2020-57 (RESO. NO. CSD 2020-__), ANNEXATION NO. 2020-58 (RESO. NO. CSD 2020-__), AS ANNEXATION NO. 2020-59 (RESO. NO. CSD 2020-__), AND ANNEXATION NO. 2020-61 (RESO. NO. CSD 2020-__) (Report of: Financial & Management Services)

Recommendations:

1. Acting as the legislative body of Community Facilities District No. 1 (Park Maintenance) adopt Resolution No. CSD 2020-____, a Resolution of the Board of Directors of the Moreno Valley Community Services District, California, ordering the annexation of territory for Annexation No. 2020-54 to its Community Facilities District No. 1 and approving the amended map for said District. (Courtyards at Cottonwood, LP, located on the northeast corner of Cottonwood Ave. and Indian St.).
2. Acting as the legislative body of Community Facilities District No. 1 (Park Maintenance) adopt Resolution No. CSD 2020-____, a Resolution of the Board of Directors of the Moreno Valley Community Services District, California, ordering the annexation of territory for Annexation No. 2020-57 to its Community Facilities District No. 1 and approving the amended map for said District. (FH II located on the northwest corner of Quincy St. and Brodiaea Ave.).
3. Acting as the legislative body of Community Facilities District No. 1 (Park Maintenance) adopt Resolution No. CSD 2020-____, a Resolution of the Board of Directors of the Moreno Valley Community Services District, California, ordering the annexation of territory for Annexation No. 2020-58 to its Community Facilities District No. 1 and approving the amended map for said District. (Right Solutions located on the southeast corner of Dunlavy Ct. and Davis St.).
4. Acting as the legislative body of Community Facilities District No. 1 (Park Maintenance) adopt Resolution No. CSD 2020-____, a Resolution of the Board of Directors of the Moreno Valley Community Services District, California, ordering the annexation of territory for Annexation No. 2020-59 to its Community Facilities District No. 1 and approving the amended map for said District. (Juan Franco located at 12065 Webb St.).
5. Acting as the legislative body of Community Facilities District No. 1 (Park Maintenance) adopt Resolution No. CSD 2020-____, a Resolution of the Board of Directors of the Moreno Valley Community Services District, California, ordering the annexation of territory for Annexation No. 2020-61 to its Community Facilities District No. 1 and approving the amended map for said District. (Nafeesah Kahala located at 11668 Perris Blvd.).

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 - CITY COUNCIL - REGULAR MEETING - NOV 17, 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 - CITY COUNCIL - REGULAR MEETING - NOV 17, 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 - CITY COUNCIL - REGULAR MEETING - NOV 17, 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 TO ADOPT UPDATES TO THE CARES ACT AMENDMENT TO THE 2019-2020 ANNUAL ACTION PLAN - 3rd ROUND ALLOCATION FOR CDBG-CV (Report of: Financial & Management Services)

Recommendations: That the City Council:

1. Conduct a Public Hearing to allow public comment on the proposed updates to the CARES Act Amendment to the 2019-2020 Annual Action Plan.
2. Review and adopt the proposed updates to the CARES Act Amendment to the 2019-2020 Annual Action Plan.
3. Authorize a budget amendment as set forth in the fiscal impact section and authorize the Chief Financial Officer to allocate grant funds between HUD- approved grant activities.

- F.2. PUBLIC HEARING FOR SEVEN NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM MAIL BALLOT PROCEEDINGS (Report of: Financial & Management Services)

Recommendations: That the City Council:

1. Conduct the Public Hearing and accept public testimony for the mail ballot proceedings for the National Pollutant Discharge Elimination System (NPDES) Common Interest, Commercial, Industrial, and Quasi-Public Use Regulatory Rate or Residential Regulatory Rate to be applied to the property tax bill of the parcels identified herein for Courtyards at Cottonwood, LP located at the northeast corner of Cottonwood Ave. and Indian St., FR Nandina Avenue located southeast of Nandina Ave. and Indian St., Family Service Association located at the southeast corner Ironwood Ave. and Kilgore St., Juan Franco located at 12065 Webb St., Nafeesh Kahala located at 11668 Perris Blvd., Right Solutions located on the southeast corner of Dunlavy Ct. and Davis St., and FH II located on the northwest corner of Quincy St. and Brodiaea Ave.);
2. Direct the City Clerk to open and count the returned NPDES ballots;
3. Verify and accept the results of the mail ballot proceedings 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 or the Residential 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. ADDING CHAPTER 2.65 "CAMPAIGN CONTRIBUTION REGULATIONS" TO TITLE 2 "ADMINISTRATION AND PERSONNEL" OF THE MORENO VALLEY MUNICIPAL CODE TO ESTABLISH REGULATIONS AND LIMITATIONS ON CAMPAIGN CONTRIBUTIONS FOR CITY ELECTED OFFICIALS (Report of: City Attorney)

RECOMMENDATION:

1. That the City Council adopt the attached ordinance to add a new Chapter 2.65 ("Campaign Contribution Regulations") to Title 2 ("Administration and Personnel") of the Moreno Valley Municipal Code.

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)

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 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: November 26, 2020