

TELECONFERENCED MEETING

CITY COUNCIL REGULAR MEETING – 6:00 PM

FEBRUARY 2, 2021

[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, February 2, 2021

STEP 3

Select Audio Source

Computer Speakers/Microphone

or

Telephone

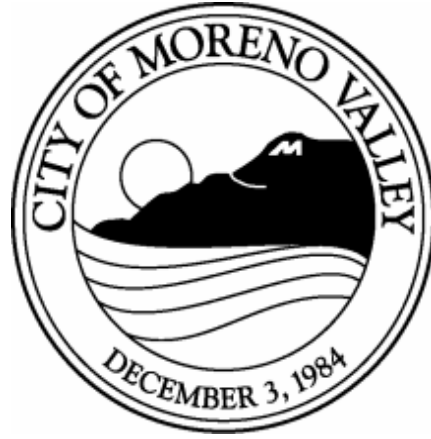
STEP 3

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**

February 2, 2021

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 the 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

**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

FEBRUARY 2, 2021

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

SPECIAL ORDER OF BUSINESS

CALRECYCLE PRESENTATION

**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 - CLOSED SESSION - JAN 19, 2021 5:00 PM

Recommendation: Approve as submitted.

- A.3. MINUTES - CITY COUNCIL - REGULAR MEETING - JAN 19, 2021 6:00 PM

Recommendation: Approve as submitted.

- A.4. COUNCIL DISCRETIONARY EXPENDITURE REPORTS FOR FISCAL YEAR 2020/2021 FROM JULY 1, 2020 THROUGH DECEMBER 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 December 31, 2020.

- A.5. RECEIPT OF QUARTERLY INVESTMENT REPORT FOR THE QUARTER ENDED DECEMBER 31, 2020 (Report of: Financial & Management Services)

Recommendation:

1. Receive and file the Quarterly Investment Report for quarter ended December 31, 2020, in compliance with the City's Investment Policy.

- A.6. COVID-19 PANDEMIC RESOLUTIONS EXTENDING THE LOCAL STATE OF EMERGENCY AND CERTAIN EMERGENCY MEASURES (Report of: Financial & Management Services)

Recommendations:

1. That the City Council adopt a Resolution Extending the Local State of Emergency and Certain Emergency Measures related to the Local, State and National Declarations of a State of Emergency related to the COVID-19 Pandemic.
2. Authorize the City Manager to amend any agreements as necessary to continue the operation of the State of California's Great Plates Delivered program, locally known as Senior Eats.

- A.7. PURSUANT TO LANDOWNER PETITION, ANNEX CERTAIN PARCELS INTO COMMUNITY FACILITIES DISTRICT NO. 2014-01 (MAINTENANCE SERVICES) - AMENDMENT NO. 54 (Report of: Financial & Management Services)

Recommendation:

1. Acting as the legislative body of Community Facilities District No. 2014-01 (Maintenance Services), adopt Resolution No. 2021-___, 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. 54). (PEDROHYPJVC, LLC, located on the north side of Kalmia Ave., west of Lasselle St.).

- A.8. AUTHORIZATION TO AWARD A PROFESSIONAL CONSULTANT SERVICES AGREEMENT TO TKE ENGINEERING, INC. FOR CONSTRUCTION MANAGEMENT OF THE CIVIC CENTER ELECTRONIC MARQUEE SIGN, PROJECT NO. 803 0044 AND THE CIVIC CENTER DEMONSTRATION GARDEN PROJECT NO. 807 0049 (Report of: Public Works)

Recommendations:

1. Award an Agreement for Professional Consultant Services to TKE Engineering, Inc. to provide construction management, construction support, and inspection for the Civic Center Electronic Marquee Sign and the Civic Center Demonstration Garden project construction;
2. Authorize the issuance of a Purchase Order to TKE Engineering, Inc. in the amount of \$191,048 (\$173,680 proposed amount plus a 10% contingency) when the agreement has been signed by all parties. The Projects are fully funded by Park and Community Services (PCS) Capital Project Funds (3015) and Facility Construction Capital Funds (3000);

3. Authorize the City Manager to execute the contract, in substantial conformance with the attached template, with TKE Engineering, Inc., subject to minor modifications and approval by the City Attorney; and
4. Authorize the Parks & Community Services (PCS) Director to execute any subsequent related amendments to the Agreement for Professional Consultant Services with TKE Engineering, Inc., not to exceed the Purchase Order amount, subject to the approval by the City Attorney.

A.9. DECLARATION OF EXEMPT SURPLUS LAND AND APPROVAL OF PURCHASE AGREEMENT WITH EASTERN MUNICIPAL WATER DISTRICT INVOLVING THE EXCHANGE OF SURPLUS LAND BETWEEN THE CITY AND DISTRICT (Report of: Public Works)

Recommendations:

1. Adopt Resolution No. 2021-___ declaring portions of three parcels of land comprising 0.551 acres of land, which are owned in fee by the City of Moreno Valley, as “Exempt Surplus Lands” for purpose of selling portions of said parcels to the Eastern Municipal Water District for remediation and treatment of groundwater in and around the City of Moreno Valley to produce more potable water for consumer use;
2. Approve the sale of the subject Exempt Surplus Lands to the Eastern Municipal Water District for the development of a public well site as part of the District’s Perris North Groundwater Program project; and
3. Authorize the City Manager to execute the Purchase Agreement and Joint Escrow Instructions by and between the City of Moreno Valley and the Eastern Municipal Water District, which includes the exchange of land between the District and the City.

A.10. ADOPT RESOLUTION NO. 2021-XX, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, APPROVING AN UPDATED WILDFIRE MITIGATION PLAN FOR MORENO VALLEY UTILITY (Report of: Public Works)

Recommendation:

1. Adopt Resolution No. 2021-XX, a Resolution of the City Council of the City of Moreno Valley, California, approving an updated Wildfire Mitigation Plan for Moreno Valley Utility.

A.11. AUTHORIZATION TO AWARD A CONSTRUCTION CONTRACT TO O'DUFFY BROTHERS, INC. FOR SUNNYMEAD - FLAMING ARROW DRIVE STORM DRAIN (SUNNYMEAD MDP LINE M-11 EXTENSION) – PROJECT NO. 804 0014 (Report of: Public Works)

Recommendations:

1. Award a construction contract to O'Duffy Brothers, Inc. for the Sunnymead - Flaming Arrow Drive Storm Drain (Sunnymead MDP Line M-11 Extension) project and authorize the City Manager to execute a contract with O'Duffy Brothers, Inc. in substantial conformance with the attached contract in the amount of \$540,040 for the construction of the project, funded by Community Development Block Grant (CDBG) (Fund 2512), Riverside County Flood Control and Water Conservation District (RCFC&WCD) (Fund 3002), Measure A (Fund 2001), and Reimbursement Agreement with Eastern Municipal Water District (EMWD) (Fund 3002);
2. Authorize the issuance of a Purchase Order for O'Duffy Brothers, Inc. in the amount of \$594,044 (\$540,040 bid amount plus a 10% contingency) when the contract has been signed by all parties; and
3. Authorize the Public Works Director/City Engineer to execute any subsequent change orders to the contract, but not exceeding the total contingency of \$54,004, 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 - CITY COUNCIL - CLOSED SESSION - JAN 19, 2021 5:00 PM (See A.2)

Recommendation: Approve as submitted.

B.3. MINUTES - CITY COUNCIL - REGULAR MEETING - JAN 19, 2021 6:00 PM (See A.3)

Recommendation: Approve as submitted.

- B.4. PURSUANT TO LANDOWNER PETITIONS, ANNEX CERTAIN PARCELS INTO COMMUNITY FACILITIES DISTRICT NO. 1 (PARK MAINTENANCE) - AS ANNEXATION NO. 2021-62 AND ANNEXATION NO. 2021-64 (Report of: Financial & Management Services)

Recommendations:

1. Acting as the legislative body of Community Facilities District No. 1 (Park Maintenance) adopt Resolution No. CSD 2021-___, a Resolution of the Board of Directors of the Moreno Valley Community Services District, California, ordering the annexation of territory for Annexation No. 2021-62 to its Community Facilities District No. 1 and approving the amended map for said District. (PEDROHYPJVC, LLC, located on the north side of Kalmia Ave., west of Lasselle St.).
2. Acting as the legislative body of Community Facilities District No. 1 (Park Maintenance) adopt Resolution No. CSD 2021-____, a Resolution of the Board of Directors of the Moreno Valley Community Services District, California, ordering the annexation of territory for Annexation No. 2021-64 to its Community Facilities District No. 1 and approving the amended map for said District. (ROC III CA Belago, located at the south side of John F. Kennedy Dr., east of Moreno Beach Dr.).

- B.5. APPROVE AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES WITH KIMLEY-HORN AND ASSOCIATES, INC., FOR DESIGN AND CONSTRUCTION SERVICES FOR MORENO VALLEY BARK PARK PROJECT NO. 807 0054 (FUNDED WITH PARK DIF FUNDS) (Report of: Parks & Community Services)

Recommendations:

1. Award an Agreement for Professional Consultant Services with Kimley-Horn and Associates, Inc., for the Moreno Valley Bark Park project.
2. Authorize the issuance of a purchase order in the amount of \$171,560 upon execution of the Agreement for Professional Consultant Services with Kimley-Horn and Associates, Inc. Funds are available in the Parks and Community Services (PCS) Capital Projects Fund (3015);
3. Authorize the City Manager to execute the contract with Kimley-Horn subject to minor modifications; and
4. Authorize the Parks and Community Services Director to execute subsequent Amendments to the Agreement within Council approved annual budgeted amounts, including the authority to authorize the associated purchase orders in accordance with the terms of the Agreement, subject to the approval of the City Attorney.

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 - CLOSED SESSION - JAN 19, 2021 5:00 PM
(See A.2)

Recommendation: Approve as submitted.

- C.3. MINUTES - CITY COUNCIL - REGULAR MEETING - JAN 19, 2021 6:00 PM
(See A.3)

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 - CLOSED SESSION - JAN 19, 2021 5:00 PM
(See A.2)

Recommendation: Approve as submitted.

- D.3. MINUTES - CITY COUNCIL - REGULAR MEETING - JAN 19, 2021 6:00 PM
(See A.3)

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 - CLOSED SESSION - JAN 19, 2021 5:00 PM
(See A.2)

Recommendation: Approve as submitted.

E.3. MINUTES - CITY COUNCIL - REGULAR MEETING - JAN 19, 2021 6:00 PM
(See A.3)

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 FOUR 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) Residential Regulatory Rate or Common Interest, Commercial, Industrial, and Quasi-Public Use Regulatory Rate to be applied to the property tax bill of the parcels identified herein for PEDROHYPJVC, LLC, located on the north side of Kalmia Ave., west of Lasselle St., Robles Bros Inv, located at 28200 War Admiral St., ROC III CA Belago, located on the south side of John F. Kennedy Dr., east of Moreno Beach Dr., and Ulman Harry & Gisela Living Trust Dated 11/22/82, located on the northeast corner of Resource Way and Corporate Way;
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.

F.2. PROPOSED GENERAL PLAN AMENDMENT, CHANGE OF ZONE, TENTATIVE TRACT MAP 37909, AND CONDITIONAL USE PERMIT FOR A 81-UNIT SINGLE FAMILY RESIDENTIAL PROJECT, IRIS PARK LOCATED ON IRIS AVENUE EAST OF PERRIS BOULEVARD (PROJECT 1) AND GENERAL PLAN AMENDMENT, SPECIFIC PLAN 205 AMENDMENT, AND PLOT PLAN FOR A 220,390 SQUARE FOOT LIGHT INDUSTRIAL BUILDING, THE DISTRICT LOCATED ON THE SOUTHEAST CORNER OF HEACOCK STREET AND IRONWOOD AVENUE (PROJECT 2). (Report of: Community Development)

Recommendations:

1. ADOPT Resolution 2021-XX: A Resolution of the City Council of the City of Moreno Valley CERTIFYING that the Initial Study/Mitigated Negative Declaration prepared for General Plan Amendment PEN20-0066, Change of Zone PEN20-0067, Tentative Tract Map 37909 PEN20-0063 and Conditional Use Permit PEN20-0065 on file with the Community Development Department, incorporated herein by this reference, was completed in compliance with the California Environmental Quality Act Guidelines, and that the City Council reviewed and considered the information contained in the Initial Study/ Mitigated Negative Declaration and that the document reflects the City's independent judgment and analysis, and ADOPTING the Mitigation Monitoring and Reporting Program prepared for the above-referenced Mitigated Negative Declaration (Project #1, Iris Park); and
2. ADOPT Resolution 2021-XX: A Resolution of the City Council of the City of Moreno Valley CERTIFYING that the Initial Study/Mitigated Negative Declaration, prepared for General Plan Amendment PEN20-0139, Specific Plan 205 Amendment PEN20-0138, and Plot Plan PEN20-0137, on file with the Community Development Department, incorporated herein by this reference, was completed in compliance with the California Environmental Quality Act Guidelines, and that the City Council reviewed and considered the information contained in the Initial Study/ Mitigated Negative Declaration, and that the document reflects the City's independent judgment and analysis, and ADOPTING the Mitigation Monitoring and Reporting Program prepared for the above-referenced Mitigated Negative Declaration (Project #2, The District); and
3. ADOPT Resolution 2021-XX: A Resolution of the City Council of the City of Moreno Valley approving a General Plan Amendment based on the Recitals, Evidence contained in the Administrative Record and Findings as set for the in Resolution No. 2021-XX to amend the General Plan Land Use map as described in the Resolution, based on the findings contained in the Resolution, and the revised Land Use Maps for PEN20-0066 (Project #1, Iris Park) and PEN20-0139 (Project #2, The District); and

Project #1, Iris Park

4. INTRODUCE and conduct the first reading by title only of Ordinance No. XXX, approving a Change of Zone PEN20-0067 to amend the City Zoning Atlas based on the Recitals, Evidence contained in the Administrative Records and Findings as set forth in Resolution No. 2021-XX; and
5. ADOPT Resolution No. 2021-XX, A Resolution of the City Council of the City of Moreno Valley approving Tentative Tract Map 37909, PEN20-0063 based on the findings contained in this resolution, and subject to the conditions of approval included as Exhibit A; and
6. ADOPT Resolution No. 2021-XX, A Resolution of the City Council of the City of Moreno Valley approving Conditional Use Permit PEN20-0065 based on the findings contained in this resolution, and subject to the conditions of approval included as Exhibit A; and

Project #2, The District

7. INTRODUCE and conduct the first reading by title only of Ordinance No. XXX, approving a Specific Plan 205 Amendment PEN20-0138 to amend the Specific Plan 205 based on the Recitals, Evidence contained in the Administrative Records and Findings as set forth in Resolution No. 2021-XX; and
8. ADOPT Resolution No. 2021-XX, A Resolution of the City Council of the City of Moreno Valley approving Plot Plan PEN20-0137 based on the findings contained in this resolution, and subject to the conditions of approval included as Exhibit A; and
9. SCHEDULE the second reading and adoption of Ordinance Nos. XXX and XXX for the next regular City Council meeting.

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)

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: January 28, 2021