

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

**REGULAR MEETING – 6:00 PM
June 15, 2021**

CALL TO ORDER

The Joint Meeting of the City Council, 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 was called to order at 6:00 p.m. by Mayor Gutierrez in the Council Chamber located at 14177 Frederick Street.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Gutierrez

ROLL CALL

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

INTRODUCTIONS

Staff:	Pat Jacquez-Nares	City Clerk
	Steve Quintanilla	Interim City Attorney
	Mike Lee	City Manager
	Brian Mohan	Acting Assistant City Manager/Chief Financial Officer
	Michael Wolfe	Assistant City Manager/Director of Public Works/City Engineer
	Manuel Mancha	Community Development Director
	Patty Nevins	Planning Official
	Patti Solano	Parks & Community Services Director

Abdul Ahmad
Chris Durham

Fire Chief
Lieutenant

PUBLIC HEARING ITEM F.4 WAS TAKEN OUT OF ORDER AND MOVED TO THE FIRST ITEM ON THE AGENDA.

F. PUBLIC HEARINGS

- F.4. Comprehensive General Plan Update, Climate Action Plan, Municipal Code Zoning Ordinance Amendment, and Zoning Atlas Amendment (RESO. NOS. 2021-46, 2021-47 & ORD. NO. 981) (Report of: Community Development)

Planning Official Nevins provided a brief report on this item.

Consultant Hill presented a brief summary on the General Plan Update.

Mayor Gutierrez opened the public hearing at 6:24 p.m.

Tom Thornsley

1. Announced his intention to make a point of order, due to no motion made to move the item up on the agenda
2. Stated that District 2 was not being represented in the General Plan Update. Residents of District 2 brought up concerns with the updated plan and their questions were not addressed to their satisfaction.

David Slawson

1. Stated he was a longtime resident and provided his history of service within the City. He believed that the update to the General Plan was on point and addressed the City's needs.
2. Stated that he liked the highway, office, and commercial land uses by the freeway.
3. Stated that he liked the downtown center mixed use.
4. Stated that he supported the presented General Plan Update and urged the Council to approve.

Angel Lopez-Ramirez

1. Stated he was a candidate for District 2.
2. Stated his opposition to this item.
3. Thanked Tom for addressing that District 2 was not being represented. Requested that the Council table this item.
4. Acknowledged that Council Member Cabrera and Council Member Marquez had tried to cover the vacant seat.

Lindsay Robinson

1. Stated her opposition to the advancement of the item on the agenda, the GPAC members, and the additional housing component in District 2.
2. Stated concerns with the lack of outreach regarding this matter due to COVID, and people that did not have internet access.

3. Stated concerns that there were no truck routes in District 2 and that residents on Redlands Blvd. never received notification for the commercial use.
4. Stated that the EIR was not done correctly and should not be approved until it has been revised.

Janet Bernabe

1. Stated she was the Organizing Director for the Center for Community Action and Environmental Justice (CCA EJ) and stated their concerns and opposition to the General Plan update.

Carolyn Brodeur

1. Stated her opposition to the apartments being built in her area.
2. She was concerned that the placement of apartments and family homes would ruin the rural area in District 2.

Keri Then

1. Stated her concerns on the General Plan process from its inception.
2. Stated her concerns with the lack of prime agricultural area representation on the GPAC Committee.
3. Stated her concerns with the lack of participation and inclusion of District 2 residents' suggestions and the lack of answers to their questions. Requested that the item be delayed to address these concerns.

Tom Jerele Sr.

1. Stated his support for the plan and believed it was a very thorough and in depth plan.

Susan Zeitz

1. Stated her opposition to the entire general plan item.
2. Stated District 2 was not represented and had requested postponement of the General Plan Update adoption until the Council vacancy was filled.
3. Requested that the Mayor and Council Members table item F-4.

David Zeitz

1. Stated his concerns, opposition, and requested that the Mayor and Council Members table or vote no on Item F-4 until the District 2 Council Member was elected.

Roy Bleckert

1. Stated that Moreno Valley had been behind on updating the General Plan for 15 years.
2. Acknowledged and agreed with Mr. Slawson and Mr. Jerele, on the support for General Plan update.
3. Stated that the City needed to move forward with this plan.

Louise Palomarez

1. Stated that she was a Community Activist and that the City needed affordable housing.
2. Stated that Council Member Cabrera and Council Member Marquez were representing District 2.
3. Stated that Mr. Lopez-Ramirez was campaigning for the race of District 2 Council Member.
4. Stated that the people that opposed the updated plan, just wanted to keep their large lots. She believed that the City needed to adopt the General Plan Update in order to move the City forward.

Joe Lockhart

1. Stated that he lived across the proposed project on Oliver and that apartments should not be placed there.
2. Stated that the City would benefit by building high end executive houses instead of high density housing.
3. Stated concerns regarding being properly represented by Council Member Cabrera and Council Member Marquez.

There being no more speakers in favor or in opposition, Mayor Gutierrez closed the public hearing at 7:02 p.m.

Mayor Gutierrez asked if the Council approved F-4 would this approve a specific project. Did the developer have to apply and go through the Planning Commission CUP process and get approved, then go through appeals, then go through council?

Consultant Hill answered no specific projects would be approved at this time; the developments would still need to follow standard procedures, environmental review, and the project approval process.

Mayor Gutierrez stated that the information was provided to residents at the GPAC meetings and the Planning Commission meetings.

Consultant Hill confirmed that initial outreach to develop a vision was done, then followed up with additional outreach. There were two GPAC meetings to discuss those concepts with the Planning Commission and the final concept came to the Council. Five workshops were conducted for a city of 200,000 residents which was higher than most cities. The City of Sacramento which was double capacity of the City of Moreno Valley they were doing fewer workshops.

Mayor Gutierrez stated that the General Plan was a long-range planning tool that could be changed. He asked if the City Council would be able to amend the plan.

Consultant Hill answered that the City could amend their general plan up to four times a year.

Council Member Marquez asked if anyone remembered March 16, 2020, the date the State shut down. He questioned the notion that people were concerned with the general plan update when they were worried about supporting their families.

Consultant Hill stated that he was working on a number of General Plans most of them had outreach of some sort going on during COVID last year. All of the projects had to pivot to the virtual format. In many communities, there was higher attendance because it was easier for people to sit in their living rooms or join via phone.

Council Member Marquez restated that even though all these events happened, people were still interested in what was happening with the General Plan. He requested clarification on the Educational Gateway comment made at the Planning Commission.

Consultant Hill confirmed that it was their experience with this and other cities, that people were interested. He displayed the Land Use Maps so that everyone could see the Gateway area, which was shown in Pink, North of Highway 60 on the East side of town. The Gateway concept area was developed with community input, a series of workshops, and ultimately presented to the City Council in June of last year. At the time it was presented to the Council, it was for a vision that was similar to what was in the Highway 60 corridor plan for a commercial complex, kind of a shopping center. The Mayor and the Council suggested another option an educational campus instead. There were concerns that commercial at that location would compete with what the City was trying to do with the downtown center or the redevelopment of the Moreno Valley Mall. There was discussion on allowing a wider mix of uses but Council Member Thornton said that she did not want that. She wanted to look for a more specific use. That feedback from the Mayor and Council was taken into consideration and was presented for public review. In order to ensure that everyone was on the same page, Consultant Hill read the definition of a Highway Office Commercial designation which provides for a distinctive employment or educational campus at the eastern gateway to the City. Primary permitted uses will be office, educational and research and development facilities organized in a clustered development pattern with intervening areas of landscape and open space. Permitted auxiliary commercial uses include restaurant, retail and services uses. The architectural style of development should reinforce the rural character intended for the surrounding area.

Council Member Marquez asked if the consultant thought changing the zoning in that particular area would enhance anything that was built there.

Consultant Hill answered that in consultation with the economic consultant that did the market study to look at what would be feasible; their opinion was that the site was difficult to develop. If the City wanted to encourage that kind of vibrant mix use places because of the way that the retail landscapes was

changing throughout the Country there was less demand for retail when people did more online shopping that the best bet would be to try to concentrate those commercial uses into the downtown center in Moreno Valley. The designation was written based on feedback that was received from the Council and in response to anticipated market conditions. Overall for the best use in that area it was anticipated to be an educational and employment campus. With the specificity that was in the General Plan Update, the sensitivity to contexts, and respecting the agricultural area, he believed that changing the zoning to try to implement that vision would be helpful.

Council Member Marquez asked if he thought that the sanitation dump area would have an effect on anything that was built there?

Consultant Hill stated that the dump area was not right adjacent to it, the dump was up in the hills, and the roadway used was far removed. Trucks would not be passing through that area. He believed it could be separated.

Council Member Cabrera requested clarification on the planning process as it pertained to the approval of any projects upon approval of the General Plan.

Planning Official Nevins stated that all projects required some type of plot plan approval for a new building; a few minor projects could go through a minor plot plan. Most projects would require a major plot plan which required Planning Commission approval. Anything that required a tentative map, would need to go to the Planning Commission, as well. Final maps go to the City Council for approval. Therefore, the majority of projects would definitely go to Planning Commission for further review and approval. The Planning Commission decision could be appealed by the City Council or by anyone else who would be interested in filing the appeal.

Council Member Cabrera further asked if they would clarify the map rezoning and changes to the General Plan Update map.

Consultant Hill stated that the proposed General Plan Update targeted the changes to the current adopted General Plan Land Use map. The changes were primarily concentrated in the concepts area that focused on the community outreach input that was discussed at the GPAC review with the Planning Commission and City Council. There were some minor changes in the Edgemont area to reduce some density within the airport crash zone, for safety purposes that was stipulated by the airport land use plan. Otherwise, the zoning and land use was not changed from the current state.

Mayor Gutierrez recessed the Council meeting at 7:20 p.m.

Mayor Gutierrez reconvened the Council meeting at 7:28 p.m.

Mayor Pro Tem Baca stated that the land belonged to private individuals and that was taken into consideration by staff and the City Council in June. She

further stated that there would be changes coming to Moreno Valley. Mayor Pro Tem Baca stated that the City had grown as a community because of the progressive members in the City Council who voted to bring revenue to the City. She stated that the tax dollars paid for Police and Fire services, the City Council made sure that the tax dollars were spent responsibly. Mayor Pro Tem Baca strives to keep local government in control and not let the control go to the State. She stated that the City Council needed to adopt the General Plan Update. Not everyone wanted large lots of land because both adults were working and they did not have time for larger lots. She also stated that the City could not deny the right of individuals to live in Northeast part of Moreno Valley just because a few residents did not want to have apartments, townhomes, and condominiums. The City was in need affordable housing. Mayor Pro Tem Baca stated that the City Council did not know how the previous District 2 representative would have voted and they did not know how the future District 2 representative would vote either. However, the General Plan was worked on for many months and that there had been opportunities for individuals to give their opinion on the project with all the community outreach. No one was denied the opportunity in this matter. Mayor Pro Tem Baca recognized the consulting agency for doing a good job with the community outreach regarding the General Plan Update.

Council Member Marquez asked how much the General Plan Update cost.

Planning Official Nevins replied that the consultant fees were \$1.5 million, which did not include City staff time.

Council Member Marquez stated \$1.5 million and asked how many hours had City staff worked on this.

Planning Official Nevins answered hundreds of hours, there was a dedicated senior planner, additional planners, and all the directors worked on it. The City Manager's office and everyone in the City participated on this project.

Council Member Marquez would like to thank all staff that participated in this project. He stated that staff tried to do something for the Community to grow and they did a good job. Council Member Marquez said that in regards to the housing element, the Council wanted to ensure that the control stayed locally and not relinquished to the State. He further stated that the Beazer Homes project their homeowners talked to him about hearing their neighbors flushing their toilets because the houses were built so close together. Homeowners did know that the houses were going to be built that close and now they were stuck with that house. Council Member Marquez stated that City was forecasted to build 13,000 homes by the State, and the City needed to meet that mandate, so they can maintain local control. He stated that builders were not going to build a 1,000 square foot home on a two-acre lot. Council Member Marquez recommended that on the Northeast side of the City executive homes should be built. He stated that one of the executives from a car manufacturing company lamented the lack of executive homes in Moreno

Valley. Council Member Marquez stated that if a builder saw the need for executive homes that they could build executive homes in the Northeast side of the city and it would make Moreno Valley a model city. He stated that when a developer builds commercial buildings in the Northeast that developer would continue to build commercial because of the zone. Council Member Marquez does not want a repeat of what happened on Heacock and Hemlock, a warehouse in the middle of a residential area. He stated that the Moreno Valley Trade center was on the map listed as a warehouse, and it had not been presented to them. Council Member Marquez stated that he agreed with the rest of the General Plan, the climate control, and the EIR. Council Member Marquez stated that in the General Plan the City had projected for 22,000 new homes to be build and 39,000 new jobs. However, the State of California project required 13,500 jobs and the City was not on the same page as the State with the housing element. He asked that they table this matter until August due to the housing element of the project. Council Member Marquez stated that the decision would affect the City for the next 20 years.

Council Member Cabrera thanked staff for their hard work on this item. The General Plan was adopted fifteen years ago. No one saw the pandemic coming and the outreach was already scheduled. The passing of their colleague Dr. Carla J. Thornton was also unforeseen and she was very active with the engagement on the General Plan Update. He stated that the City needed to build more affordable housing now. The State and Cities needed to do a better job at retaining businesses and residents by enticing new businesses and residents to come and live in their cities. The good items in this General Plan outweigh the negative items. Moreno Valley needed to be ready to have big businesses to come into the City. The approval of this General Plan did not approve the building of any structures. New projects needed to come before the Council for approval.

Mayor Gutierrez confirmed what Council Member Cabrera stated that the General Plan had been in discussion for many years and the City was behind in the adoption of their new General Plan. The Council was not approving a specific project with the approval of the General Plan Update. The General Plan was a guidebook, a long-range planning tool that the City uses. Anytime that a developer or applicant wanted to develop they would need to follow the City's approval process. The process included the submittal of a CUP application, discussions, and meetings with staff, meeting the necessary conditions, presentation to the Planning Commission for approval, and lastly to the Council on appeal. The Council's approval of the General Plan Update does not stop the City's approval process. The approval would keep the City in compliance and keep local control. The City also needed to be consistent with the Airport Land Use Commission (ALUC) in order to continue to have the March Air Force Base open.

Recommendations: That the City Council:

1. **APPROVE** Resolution No. 2021-46 **CERTIFYING** that the Final Environmental Impact Report (EIR) for the comprehensive General Plan update, Climate Action Plan, Municipal Code Zoning Ordinance amendment and related changes to the Official Zoning Atlas map on file with the Community Development Department, incorporated herein by this reference, have been completed in compliance with the California Environmental Quality Act and CEQA Guidelines, that the City Council reviewed and considered the information in the Final EIR and that the Final EIR reflects the City’s independent judgement and analysis; and **ADOPTING** the Facts, Findings and Statement of Overriding Considerations regarding the Final EIR for the City of Moreno Valley Comprehensive General Plan Update, attached hereto as Exhibit A; and **ADOPTING** the Mitigation Monitoring and Reporting Program for the Final EIR for the proposed Comprehensive General Plan Update project and Climate Action Plan, attached as Exhibit B; and
2. **APPROVE** Resolution No. 2021-47 **APPROVING** PEN19-0240, City of Moreno Valley Comprehensive General Plan update and Climate Action Plan respectively; and
3. **ADOPT** Ordinance No. 981, Amending the Municipal Code Zoning Ordinance amendment and the City’s Official Zoning Atlas map respectively (PEN21-0020), consistent with the General Plan update.

RESULT:	APPROVED [3 TO 1]
MOVER:	Ulises Cabrera, Council Member
SECONDER:	Victoria Baca, Mayor Pro Tem
AYES:	Dr. Yxstian A. Gutierrez, Victoria Baca, Ulises Cabrera
NAYS:	David Marquez

Mayor Gutierrez recessed the Council meeting at 8:06 p.m.

Mayor Gutierrez reconvened the Council meeting at 8:11 p.m.

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

Marquita Clay

1. Stated she was a recent graduate of California Baptist University, a mentee of the late Dr. Thornton, and a public member representing the Citizens Public Safety Committee. Ms. Clay provided a brief update on what the Citizens Public Safety Committee has done this past year.

Wayne Woodliff

1. Stated he was a business member of the Citizens Public Safety Committees and completed the Citizens Public Safety Committee update. All of the members of the committee were excited to see that the community was moving toward a normal environment.

Tom Thornsley

1. Expressed his disappointment on the General Plan Update action.
2. Stated his opposition to the placing the appointments as a slate for approval. He requested that the resumes of the potential appointees be provided to the members of the Council and the public to garner support for the appointments.

Angel Lopez-Ramirez

1. Stated it was World Elder Abuse Awareness Day, federal agencies, municipalities and state offices took the challenge to avoid the abuse, exploitation, and neglect of elders in the communities. Elders had been receiving scam phone calls, the campaign provided information to the community of this issue.

Lindsay Robinson

1. Stated her concerns with the Mayor's appointment process. She also would like to see the other members of the Council appoint members to these committees.

Martin Cabrera Jr.

1. Provided his vision for the City of Moreno Valley. He would like to create the Disneyland of medical centers here in Moreno Valley. He would like to partner up with investors to create this vision.

Keri Then

1. Stated that Mayor Pro Tem Baca attacked the residents of District 2 with her remarks.
2. Stated her mother was born Mary Ann Rivas, her grandfather's name was Leo Rivas, and her great grandmother's name was Esparza who was born in Mexico.
3. Stated she was a political rival of Dr. Thornton and Angel Ramirez.
4. Stated her disdain for the mistreatment of a military veteran from another member of the audience and did not want that treatment allowed in the chamber.

Robert Then

1. Requested representation for District 2.

Susan Zeitz

1. Requested that the Council do what was right for the City.
2. Stated her disdain for the Council Members that support Iddo Benzeevi.

Tom Jerele Sr.

1. Commended the Council for their approval of the General Plan Update.
2. Stated he was happy to get sewers.
3. Provided an example of a great development in Moreno Valley, Coto de Caza.

4. Praised the people of the City for their assistance daily.

Louise Palomarez

1. Stated that the speakers were disrespecting the Mayor and Mayor Pro Tem.
2. Stated that the speakers were liars and were slanderers.

JOINT CONSENT CALENDARS (SECTIONS A-E)

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

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 - May 18, 2021 6:00 PM

Recommendation: Approve as submitted.

A.3. PAYMENT REGISTER- APRIL 2021 (Report of: Financial & Management Services)

Recommendation:

Receive and file the Payment Register.

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

Recommendation:

Ratify the list of personnel changes as described.

- A.5. COVID-19 PANDEMIC RESOLUTIONS EXTENDING THE LOCAL STATE OF EMERGENCY AND CERTAIN EMERGENCY MEASURES (RESO. NO. 2021-48) (Report of: Financial & Management Services)

Recommendations:

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.

- A.6. ADOPT A RESOLUTION TO APPROVE A JOINT COMMUNITY FACILITIES AGREEMENT BY AND AMONG VAL VERDE UNIFIED SCHOOL DISTRICT, THE CITY OF MORENO VALLEY, AND PASSCO PACIFICA LLC RELATING TO VAL VERDE UNIFIED SCHOOL DISTRICT COMMUNITY FACILITIES DISTRICT NO. 2021-1 (RESO. NO. 2021-49) (Report of: Financial & Management Services)

Recommendation:

Adopt Resolution No. 2021-49, a Resolution Approving the Joint Community Facilities Agreement between the Val Verde Unified School District, City of Moreno Valley and Passco Pacifica LLC, in substantially the form attached hereto with modifications subject to City Attorney approval, and authorize the City Manager to execute the Agreement and related documents.

- A.7. PURSUANT TO LANDOWNER PETITIONS, ANNEX CERTAIN PARCELS INTO COMMUNITY FACILITIES DISTRICT NO. 2014-01 (MAINTENANCE SERVICES) - AMENDMENT NO. 55, 58, and 59 (RESO. NO. 2021-50) AND AMENDMENT NO. 56 (RESO. NO. 2021-51) (Report of: Financial & Management Services)

Recommendation:

1. Acting as the legislative body of Community Facilities District No. 2014-01 (Maintenance Services), adopt Resolution No. 2021-50, 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 maps for said District (Amendment No. 55, 58, and 59) (HF Logistics-SKX-T1, LLC, HF Logistics-SKX-T2, LLC, and Highland Fairview Partners 1, located on the northeast corner of Eucalyptus Ave. (Fir Ave.) and Redlands Blvd.).
2. Acting as the legislative body of Community Facilities District No. 2014-01 (Maintenance Services), adopt Resolution No. 2021-51, 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. 56) (D.R. Horton Los Angeles Holding Company, Inc, located west of Moreno Beach Dr., between Alessandro Blvd. and Brodiaea Ave.).

- A.8. ADOPT RESOLUTION AUTHORIZING AMENDMENT NO. 8 TO THE LOAN AGREEMENT BETWEEN THE CITY OF MORENO VALLEY AND THE POLICE FACILITIES DEVELOPMENT IMPACT FEE FUND (RESO. NO. 2021-52) (Report of: Financial & Management Services)

Recommendation:

Adopt a Resolution of the City Council of the City of Moreno Valley, California, authorizing Amendment No. 8 to the loan agreement between the City of Moreno Valley and the Police Facility Development Impact Fee fund.

- A.9. AUTHORIZATION TO AWARD A CONSTRUCTION CONTRACT TO ALL AMERICAN ASPHALT FOR PAVEMENT REHABILITATION FOR VARIOUS LOCAL STREETS – CDBG FISCAL YEAR 2020/21, PROJECT NO. 801 0088 (AGMT. NO. 2021-119) (Report of: Public Works)

Recommendation:

1. Award a construction contract to All American Asphalt for the Pavement Rehabilitation for Various Local Streets – CDBG FY 2020/21 project and authorize the City Manager to execute a contract with All American Asphalt in substantial conformance with the attached contract in the amount of \$1,294,784.00 for the construction of the project, funded by Community Development Block Grant (CDBG) (Fund 2512), Capital Project Reimbursement Fund (Fund 3008), and Gas Tax (Fund 2000);
2. Authorize the issuance of a Purchase Order for All American Asphalt in the amount of \$1,424,262.40 (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 \$129,478.40, subject to the approval of the City Attorney.

Council Member Cabrera stated that this was an exciting item because it was funding for our streets.

A.10. AUTHORIZATION TO AWARD A CONSTRUCTION CONTRACT TO SPECTRUM CONSTRUCTION GROUP INC. (AGMT. NO. 2021-120) FOR THE CITYWIDE PAVEMENT REHABILITATION PROGRAM FY 2020/21, PROJECT NO. 801 0087, AND AGREEMENTS FOR CONSULTANT CONSTRUCTION ENGINEERING SERVICES TO LOR GEOTECHNICAL GROUP INC. (AGMT. NO. 2021-121) AND KDM MERIDIAN (2021-122) FOR PROJECT NOS. 801 0087, 801 0088, AND 803 0043 (Report of: Public Works)

Recommendation:

1. Award a construction contract to Spectrum Construction Group Inc. (AGMT. NO. 2021-120) for the Citywide Pavement Rehabilitation Program FY 2020/21 (Project No. 801 0087) and authorize the City Manager to execute a contract in substantial conformance with the attached contract in the amount of \$3,609,731.65, funded by Senate Bill 1 (SB1) Funds (2000A), Community Development Block Grant (CDBG) Funds (Fund 2512), and Capital Project Reimbursement Fund (Fund 3008);
2. Award an Agreement for Professional Consultant Service to KDM Meridian (AGMT. NO. 2021-121) to provide construction surveying services for three projects: Citywide Pavement Rehabilitation Program FY 2020/21 (Project No. 801 0087), Pavement Rehabilitation for Various Local Streets - CDBG FY 2020/21 (Project No. 801 0088), and Corporate Yard Master Plan Improvements - Infiltration Trench Installation (Project No. 803 0043), and authorize the City Manager to execute the agreement with KDM Meridian in the amount of \$75,580.00;
3. Award an Agreement for Professional Consultant Service to LOR Geotechnical Group Inc. (AGMT. NO. 2021-122) to provide material testing and geotechnical services for three projects: Citywide Pavement Rehabilitation Program FY 2020/21 (Project No. 801 0087), Pavement Rehabilitation for Various Local Streets - CDBG FY 2020/21 (Project No. 801 0088), and Corporate Yard Master Plan Improvements - Infiltration Trench Installation (Project No. 803 0043), and authorize the City Manager to execute the agreement with LOR Geotechnical Group Inc. in the amount of \$239,682.00;
4. Authorize the issuance of a Purchase Order to Spectrum Construction Group Inc. in the amount of \$3,970,704.81 (bid amount plus a 10% contingency), three Purchase Orders to KDM Meridian in the total amount of \$75,580.00, and three Purchase Orders to LOR Geotechnical Group Inc. in the total amount of \$239,682.00 necessary for completing the construction of said projects; and

5. Authorize the Public Works Director/City Engineer to execute any subsequent change orders to the Spectrum Construction Group Inc. contract not exceeding the contingency of \$360,973.16, subject to the approval of the City Attorney.

Council Member Cabrera stated that this was an exciting item because it was funding for our streets.

A.11. APPROVE AN AGREEMENT BETWEEN WRCOG AND THE CITY OF MORENO VALLEY FOR TUMF FUND REIMBURSEMENT BY WRCOG FOR THE REDLANDS BLVD / SR-60 INTERCHANGE, PROJECT NO. 801 0064 (AGMT. NO. 2021-123) (Report of: Public Works)

Recommendation:

1. Accept and Approve the Transportation Uniform Mitigation Fee (TUMF) Program reimbursement agreement between the Western Riverside Council of Governments (WRCOG) and the City of Moreno Valley (City) for Project Approval & Environmental Document (PA&ED) Phase for the Redlands Blvd/ SR-60 Interchange;
2. Authorize the City Manager to execute the TUMF Program reimbursement agreement, in substantial conformance with the attached template, upon concurrence by WRCOG, and subject to the approval of the City Attorney;
3. Authorize the Public Works Director to execute any subsequent amendments to the TUMF Program reimbursement agreement, 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.12. AUTHORIZATION TO AWARD AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES TO STC TRAFFIC, INC. FOR CITY TRAFFIC ENGINEER CONSULTANT SERVICES (AGMT. NO. 2021-124) (Report of: Public Works)

Recommendations:

1. Approve the Agreement for Professional Consultant Services with STC Traffic, Inc. to provide City Traffic Engineering on-call services for the Transportation Engineering Division, using funds from the City Council approved Operating Budget for FY2021/22;
2. Authorize the City Manager to execute the Agreement for Professional Consultant Services with STC Traffic, Inc., subject to the approval of the City Attorney;

3. Authorize the issuance of a Purchase Order with STC Traffic, Inc., in an amount not-to-exceed \$250,000.00, and authorize the Chief Financial Officer to approve subsequent related purchase orders with STC Traffic, Inc., in accordance with the approved terms of the Agreement; and
4. Authorize the Public Works Director/City Engineer to execute subsequent extensions and/or amendments, up to a maximum of four annual extensions, to the Agreement.

A.13. MAYORAL APPOINTMENTS TO VARIOUS BOARDS AND COMMISSIONS, AND CITY COUNCIL COMMITTEE PARTICIPATION (Report of: City Clerk)

Recommendation:

1. Receive and confirm the slate of Mayoral appointments as follows:

EMERGING LEADERS COUNCIL

<u>Name</u>	<u>Position</u>	<u>Term</u>
Kassandra Morin	TBD at ELC Meeting	Ending 05/31/23
Mumtahina Tajrian	TBD at ELC Meeting	Ending 05/31/23
Ashley Beltran Munoz	TBD at ELC Meeting	Ending 05/31/23
Pooja Datir	TBD at ELC Meeting	Ending 05/31/23
Aashish Palikhey	TBD at ELC Meeting	Ending 05/31/23
Nathan Van Hoang	TBD at ELC Meeting	Ending 05/31/23
Faye Boado	TBD at ELC Meeting	Ending 05/31/23
Danvy Nguyen	TBD at ELC Meeting	Ending 05/31/23
Andrea Delgado	Alternate	Ending 05/31/23
Ciara Ashley Barba	Alternate	Ending 05/31/23
Rohit Datir	Member-at-Large	Ending 05/31/23
Quinn Castellanos	Member-at-Large	Ending 05/31/23
Laura Moorehead	Ann Member-at-Large	Ending 05/31/23

Mehreen Suzaan	Member-at-Large	Ending 05/31/23
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ACCESSIBILITY APPEALS BOARD

<u>Name</u>	<u>Position</u>	<u>Term</u>
Esther Johnson *	Member	Ending 06/30/24

LIBRARY COMMISSION

<u>Name</u>	<u>Position</u>	<u>Term</u>
Mona Lisa Stallworth *	Member	Ending 06/30/24

PARKS, COMMUNITY SERVICES AND TRAILS COMMITTEE

<u>Name</u>	<u>Position</u>	<u>Term</u>
Christopher Melendrez *	Member	Ending 06/30/23
Cassandra Leigh Swedlund*	Member	Ending 6/30/23

SENIOR CITIZENS' ADVISORY BOARD

<u>Name</u>	<u>Position</u>	<u>Term</u>
Cleveland Johnson *	Member	Ending 06/30/24
Cynthia L. Ward *	Member	Ending 06/30/24
Robert Snyder *	Member	Ending 06/30/24

TRAFFIC SAFETY COMMISSION

<u>Name</u>	<u>Position</u>	<u>Term</u>
Stella Corbalan *	VVUSD PTO Rep.	Ending 06/30/24
David Layne *	Public Member	Ending 06/30/24
Anita Robinson	Public Member	Ending 06/30/24

UTILITIES COMMISSION

<u>Name</u>	<u>Position</u>	<u>Term</u>
Bradly Stevens *	Public Member	Ending 06/30/24

* Pending successful completion of a background check

COUNCIL COMMITTEE PARTICIPATION

<u>Advisory</u>	<u>Primary</u>	<u>Term</u>
<u>Commission/Board/Subcommittee</u>		
Arts Commission	Cabrera	Ending 12/31/21
Emerging Leaders Council	Cabrera	Ending 12/31/21
Environmental and Historical Preservation Board	Gutierrez	Ending 12/31/21
Library Commission	Marquez	Ending 12/31/21
Parks, Community Services and Trails Committee	Cabrera	Ending 12/31/21
Senior Citizens' Board	Baca	Ending 12/31/21
Traffic Safety Commission	Marquez	Ending 12/31/21
Utilities Commission	Gutierrez	Ending 12/31/21
Economic Development Subcommittee	Gutierrez/Cabrera	Ending 12/31/21
Finance Subcommittee	Gutierrez/Cabrera	Ending 12/31/21
Citizens' Public Safety Committee	Baca	Ending 12/31/21
Public Safety Subcommittee	Baca/Alt. Gutierrez	Ending 12/31/21
Parks and Community Services Council Committee	Gutierrez/Baca	Ending 12/31/21

Council Member Marquez commented he was happy with this slate of appointees and congratulated all of the appointees.

Council Member Cabrera congratulated all the appointees. He thanked Mayor Gutierrez for removing the Planning Commission appointees from the list.

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 18, 2021 6:00 PM (See A.2)

Recommendation: Approve as submitted.

B.3. SECOND READING AND ADOPTION OF ORDINANCE NO. CSD 55, AN ORDINANCE OF THE MORENO VALLEY COMMUNITY SERVICES DISTRICT OF THE CITY OF MORENO VALLEY LEVYING A SPECIAL TAX IN CONNECTION WITH ITS COMMUNITY FACILITIES DISTRICT NO. 2021-01 (PARKS MAINTENANCE) AND TAKING CERTAIN RELATED ACTIONS (Report of: Financial & Management Services)

Recommendation:

Conduct the second reading by title only and adopt Ordinance No. CSD 55.

B.4. ACCEPTANCE OF CHILD DEVELOPMENT PROGRAM FUNDS FROM THE CALIFORNIA DEPARTMENT OF SOCIAL SERVICES TO OPERATE CHILD CARE SERVICES FOR FISCAL YEAR 2021-22 AND ADOPTION OF THE RESOLUTION TO CERTIFY APPROVAL OF THE GOVERNING BOARD (RESO. NO. CSD 2021-25) (Report of: Parks & Community Services)

Recommendations:

1. Authorize acceptance of child development program funds in the amount of \$814,041 and any subsequent amendments for Fiscal Year (FY) 2021-22 from the California Department of Social Services for the purpose of providing school age child care and development services; and
2. Adopt Resolution No. CSD 2021-25. A resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, certifying approval of the governing board to enter into this transaction with the California Department of Social Services for the purpose of providing child care and development services and to authorize designated personnel to sign contract documents for FY 2021-22.
3. Authorize a budget adjustment as set forth in the Fiscal Impact section of this report.

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 18, 2021 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 18, 2021 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 18, 2021 6:00 PM (See A.2)

Recommendation: Approve as submitted.

F. PUBLIC HEARINGS

F.1. PUBLIC HEARING ESTABLISHING APPROPRIATIONS ("GANN") LIMIT FOR FISCAL YEAR 2021/22 (RESO. NOS. 2021-53 and CSD 2021-26) (Report of: Financial & Management Services)

Acting Assistant City Manager and Chief Financial Officer Mohan provided a brief summary of this item.

Mayor Gutierrez opened the public hearing at 8:41 p.m. There being no speakers in favor or in opposition of this item, Mayor Gutierrez closed the public hearing at 8:41 p.m.

Recommendations: That the City Council and CSD:

1. Conduct a Public Hearing to receive public comments on the City of Moreno Valley General Fund appropriations limit for Fiscal Year 2021/22.
2. Adopt Resolution No. 2021- 53, a resolution of the City Council of the City of Moreno Valley, California, establishing the appropriations limit for Fiscal Year 2021/22.

3. Conduct a Public Hearing to receive public comments on the Moreno Valley Community Services District's appropriations limit for Fiscal Year 2021/22.
4. Adopt Resolution No. CSD 2021-26, a resolution of the Moreno Valley Community Services District establishing the appropriations limit for Fiscal Year 2021/22.

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

F.2. PUBLIC HEARING FOR DELINQUENT SOLID WASTE ACCOUNTS (Report of: Financial & Management Services)

Acting Assistant City Manager and Chief Financial Officer Mohan provided a brief summary of this item.

Mayor Gutierrez opened the public hearing at 8:43 p.m. There being no speakers in favor or in opposition of this item, Mayor Gutierrez closed the public hearing at 8:43 p.m.

Recommendations: That the City Council:

1. Conduct the Public Hearing and accept public testimony regarding Calendar Year (CY) 2020 unpaid solid waste accounts to be applied to the Fiscal Year (FY) 2021/22 County of Riverside property tax roll for collection;
2. Approve the Solid Waste Delinquency Report from Waste Management, Inc. (Waste Management) listing the CY 2020 delinquent solid waste accounts for placement on the FY 2021/22 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.

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

F.3. PUBLIC HEARING FOR DELINQUENT NUISANCE ABATEMENT (RESO. NO. 2021-54) (Report of: Fire Department)

Fire Chief Ahmad provided a brief summary of this item.

Council Member Marquez congratulated the new Fire Marshall Doug Bloom. He asked for the lien repayment process.

Acting Assistant City Manager and Chief Financial Officer Mohan explained the property lien process.

Mayor Gutierrez opened the public hearing at 8:49 p.m. There being no speakers in favor or in opposition of this item, Mayor Gutierrez closed the public hearing at 8:49 p.m.

Recommendations:

1. Conduct a public hearing and accept public testimony on delinquent nuisance abatement account.
2. Adopt Resolution No. 2021-54 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) 2021/2022 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. 2021-54 and the Property Assessment List as required by Section 6.04.120 of the City of Moreno Valley Municipal Code.
5. Authorize the Chief Financial Officer to adjust the proposed special assessments in the event there are any parcel changes, clerical errors, or other adjustments as may be necessary between the date the special taxes were calculated and the date the fixed charges are submitted to the County of Riverside, provided the applied special assessments does not exceed the maximum special assessments.

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

F.4. WAS TAKEN OUT OF ORDER AND MOVED TO THE FIRST ITEM ON THE AGENDA.

G. GENERAL BUSINESS – NONE

H. ITEMS REMOVED FROM CONSENT CALENDARS FOR DISCUSSION OR SEPARATE ACTION – NONE

I. REPORTS

I.1. CITY COUNCIL REPORTS

(Informational Oral Presentation - not for Council action)

March Joint Powers Commission (JPC)

Mayor Pro Tem Baca reported the update from the March Joint Powers Commission meeting held on June 9th. The Commission approved a contract for an audit of the profit sharing calculation between the JPA and Meridian Park LLC. We approved some minor adjustments to the JPA salary scale. We approved a Final Parcel Map for the commercial project at Cactus and Meridian, and we approved an agreement for the Lateral B drainage project.

Riverside County Habitat Conservation Agency (RCHCA) – None

Riverside County Transportation Commission (RCTC)

Mayor Gutierrez reported that Moreno Valley received a \$430,000 funding allocation to construct pedestrian improvements throughout the City for Fiscal Year 2021/2022. The funding is from RCTC's SB 821 competitive grant program used for local pedestrian and bicycle projects.

Riverside Transit Agency (RTA)

Council Member Marquez reported that Riverside Transit Agency released their latest Ride Guide. The Guide provides up to date route information, protocols for safe travel on the bus, social media links to receive rider alerts, and current promotions. Please visit RiversideTransit.com for further details.

Western Riverside Council of Governments (WRCOG)

Mayor Pro Tem Baca reported on the items covered at the WRCOG Executive Committee meeting on June 7, 2021. They included that each year WRCOG recognizes individuals and/or organizations that put forth an extraordinary commitment to improving quality of life in Western Riverside County with an Award for Outstanding Community Service. The 2020 Award for Outstanding Community Service in the government category was awarded to the Riverside Transit Agency (RTA). In 2020, RTA launched the first-of-its-kind meal delivery Program to combat social isolation and delivered meals to homebound seniors

and people with disabilities. RTA employees also supported the Moreno Valley Senior Center to prepare 7,620 meals for older adults struggling with access to food and facing mental health challenges due to isolation. We also appointed a new Executive Director, Kurt Wilson and he will be aboard on July 1st.

Western Riverside County Regional Conservation Authority (RCA)

Council Member Marquez reported on the items covered at the RCA Board of Directors meeting on June 7, 2021 they included Moreno Valley's MSHCP fee collection totaled \$124,362.00 (44 residential permits and 3.43 acres of commercial/industrial) for the month of April 2021.

School District/City Joint Task Force – None

I.2. CITY MANAGER'S REPORT

(Informational Oral Presentation - not for Council action)

City Manager Lee reported that two cool centers had been activated one at the cottonwood golf center and the second one at the senior center due to the current heat wave. He wished the Council a happy summer recess because the month of July the Council would be going dark. He urged everyone to stay safe and stay cool.

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.

Council Member Marquez

1. Reminded everyone of his two town hall meetings at Weston Park: the one tomorrow evening would be on Public Safety and the one on Saturday morning, at 10:00 a.m., would be on Finance and Public Works.
2. Urged residents to use the cooling centers. Stated that RTA's dial a ride program could be called for pick ups and rides to the cooling centers.
3. Stated that this week the CHP DUI taskforce met and that the stats were down considerably.
4. Stated that the 4th of July illegal fireworks fine increase of \$1,000 was working.
5. Reported on the efforts of the Freeway cleanups by Caltrans and the ongoing issue of the roaming homeless people. Stated the City would continue to request that the weeds in that area be cleaned up.
6. Wished everyone a quiet evening, and bid them farewell until the meetings resumed in August.

Council Member Cabrera

1. Greeted everyone, stated that it had been a rough year and that today the State of California reopened. Urged everyone to be respectful and wear masks indoors and make sure that they were following the COVID guidelines.
2. Acknowledged that his brother Martin came to speak at the meeting and supported his comments.
3. Stated that regardless of political views, everyone should always be respectful to each other, as we all represent the City.
4. Announced that the Dr. Carla J. Thornton Teen Spot opened last week.
5. Announced that the Amphitheatre was opening on June 24th.
6. Announced that the Perris Pavilion "Food Lab" in District 3 would be opening within the next several weeks.
7. Stated that the demonstration garden was in construction and was coming along.
8. Stated he would be on a panel the next day for the San Gabriel City Manager's Association.
9. Congratulated the class of 2021, especially the college and university students.
10. Requested that the meeting close in memory of the 600,000 lives lost to COVID.

Mayor Pro Tem Baca

1. Thanked her colleagues that voted to approve the General Plan Update.
2. Stated that the Council Members may not agree with each other, however, they were moving the City forward and they had to do what was best for the City. She loved her City and has always been an advocate for more jobs in the City.
3. Announced that Thursday, June 24 at 5:30 p.m. was the grand opening of the Amphitheatre and invited everyone to attend and enjoy the music of the Latin Nation band.
4. Reminded everyone of the 4th of July parade, and to sign up to participate in the parade. Stated it was like Halloween in July. She further invited everyone to attend the FunFest and to enjoy the bands scheduled for that afternoon.

Mayor Gutierrez

1. Stated that everyone should be respectful to one another and hold one another accountable.
2. The General Plan Update started with a vision and now it would be the General Plan 2040 vision for the City. The Plan was a tool for the City to use and could be amended. The City had a project approval process that would still be followed.
3. Congratulated the new appointees especially the new members of the ELC, who were excited to be part of the City's youth government.
4. Announced the opening of the Dr. Carla J. Thornton TeenSpot, thanked the staff that attended. The TeenSpot was equipped with a ping-pong table.
5. Reminded everyone to stay cool, go to the cooling centers, if necessary, and to stay hydrated.
6. Invited everyone to all of the summer festivities.
7. Thanked all the public safety team for all the work they do.
8. Wished all fathers a Happy Fathers Day.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Gutierrez adjourned the meeting at 9:15 p.m. in memory of the 600,000 lives lost from the COVID pandemic.

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
Secretary, Public Financing Authority

Approved by:

Dr. Yxstian A. Gutierrez
Mayor
City of Moreno Valley
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
Chairperson, Public Financing Authority