



AGENDA

**CITY COUNCIL OF THE CITY OF MORENO VALLEY
MORENO VALLEY COMMUNITY SERVICES DISTRICT
CITY AS SUCCESSOR AGENCY FOR THE
COMMUNITY REDEVELOPMENT AGENCY OF
THE CITY OF MORENO VALLEY
MORENO VALLEY HOUSING AUTHORITY
BOARD OF LIBRARY TRUSTEES**

October 22, 2013

**SPECIAL PRESENTATIONS – 5:30 P.M.
REGULAR MEETING – 6:00 P.M.**

City Council Study Sessions

First & Third Tuesdays of each month – 6:00 p.m.

City Council Meetings

Second & Fourth Tuesdays of each month – 6:00 p.m.

City Council Closed Sessions

*Immediately following Regular City Council Meetings and
Study Sessions, unless no Closed Session Items are Scheduled*

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 Mel Alonzo, ADA Coordinator, at 951.413.3705 at least 48 hours before the meeting. The 48-hour notification will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

Tom Owings, Mayor

Jesse L. Molina, Mayor Pro Tem
Richard A. Stewart, Council Member

Yxstian Gutierrez, Council Member
Victoria Baca, Council Member

AGENDA
CITY COUNCIL OF THE CITY OF MORENO VALLEY
October 22, 2013

CALL TO ORDER – 5:30 PM

SPECIAL PRESENTATIONS

1. Proclamation Recognizing Epilepsy Awareness Month - November 2013
2. Proclamation Recognizing Val Verde Unified School District Performance Achievements

**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
AND THE BOARD OF LIBRARY TRUSTEES**

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

**REGULAR MEETING - 6:00 PM
OCTOBER 22, 2013**

CALL TO ORDER

(Joint Meeting of the City Council, Community Services District, City as Successor Agency for the Community Redevelopment Agency, Housing Authority and the Board of Library Trustees - actions taken at the Joint Meeting are those of the Agency indicated on each Agenda item)

PLEDGE OF ALLEGIANCE

INVOCATION

[Pastor Eddie Ogwo - Heartbeat of God Assembly](#)

ROLL CALL

INTRODUCTIONS

PUBLIC COMMENTS ON MATTERS ON THE AGENDA WILL BE TAKEN UP AS THE ITEM IS CALLED FOR BUSINESS, BETWEEN STAFF'S REPORT AND CITY COUNCIL DELIBERATION (SPEAKER SLIPS MAY BE TURNED IN UNTIL THE ITEM IS CALLED FOR BUSINESS.)

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

Those wishing to speak should complete and submit a BLUE speaker slip to the Bailiff. There is a three-minute time limit per person. All remarks and questions shall be addressed to the presiding officer or to the City Council and not to any individual Council member, staff member or other person.

AGENDA
October 22, 2013

JOINT CONSENT CALENDARS (SECTIONS A-D)

All items listed under the Consent Calendars, Sections A, B, C, and D 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

Recommendation: Waive reading of all Ordinances.

A.2 [MINUTES - REGULAR MEETING OF OCTOBER 8, 2013 \(Report of: City Clerk's Department\)](#)

Recommendation:

1. Approve as submitted.

A.3 [MINUTES - SPECIAL MEETING OF OCTOBER 10, 2013 \(Report of: City Clerk's Department\)](#)

Recommendation:

1. Approve as submitted.

A.4 [CITY COUNCIL REPORTS ON REIMBURSABLE ACTIVITIES \(Report of: City Clerk's Department\)](#)

Recommendation:

1. Receive and file the Reports on Reimbursable Activities for the period of October 2-15, 2013.

A.5 [PA08-0072 – REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING THE PORTIONS OF CACTUS AVENUE, FREDERICK STREET, AND RESOURCE WAY ASSOCIATED WITH THE PROJECT INTO THE CITY'S MAINTAINED STREET SYSTEM](#) (Report of: Public Works Department)

Recommendations

1. Adopt Resolution No. 2013-80. A Resolution of the City Council of the City of Moreno Valley, California, authorizing the acceptance of the public improvements as complete within project PA08-0072 as

complete and accepting the portions of Cactus Avenue, Frederick Street, and Resource Way associated with the project into the City's Maintained Street system.

2. Authorize the City Engineer to execute the 90% reduction to the Faithful Performance Bond, exonerate the Material and Labor Bond in 90 days if there are no stop notices or liens on file with the City Clerk, and exonerate the final 10% of the Faithful Performance Bond in one year when all clearances are received.

A.6 APPROVE 2014 ANNUAL RESOURCE ADEQUACY PLAN FOR MORENO VALLEY UTILITY AND AUTHORIZE THE CITY MANAGER TO EXECUTE AGREEMENTS RELATED TO THE PURCHASE OF RESERVE CAPACITY (Report of: Public Works Department)

Recommendations

1. Approve 2014 Annual Resource Adequacy Plan for Moreno Valley Utility.
2. Authorize the City Manager to execute agreements related to the purchase of reserve capacity for the 2014 Annual Resource Adequacy Plan.

A.7 AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES WITH PITASSI ARCHITECTS, INC. FOR THE CORPORATE YARD FACILITY PHASE 1 - ADMINISTRATION BUILDING PROJECT - PROJECT NO. 803 0002 70 77 (Report of: Public Works Department)

Recommendations

1. Approve the Agreement for Professional Consultant Services in the amount of \$120,000 with Pitassi Architects, Inc. (Pitassi), 8439 White Oak Avenue, Suite 105, Rancho Cucamonga, CA 91730, to provide design services for the Corporate Yard Facility Phase 1 – Administration Building project.
2. Authorize the City Manager to execute said Agreement for Professional Consultant Services with Pitassi.
3. Authorize the issuance of a Purchase Order to Pitassi totaling \$120,000 when the Agreement has been signed by all parties.
4. Authorize the Public Works Director/City Engineer to execute any subsequent related minor amendments to the Agreement with Pitassi within the authorized total Purchase Order amount, subject to the approval of the City Attorney.

- A.8 [PA12-0007 \(PM 36449\) – REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING THE PORTION OF PERRIS BOULEVARD ASSOCIATED WITH THE PROJECT INTO THE CITY’S MAINTAINED STREET SYSTEM](#) (Report of: Public Works Department)

Recommendations

1. Adopt Resolution No. 2013-81. A Resolution of the City Council of the City of Moreno Valley, California, authorizing the acceptance of the public improvements as complete within project PA12-0007 as complete and accepting the portion of Perris Boulevard associated with the project into the City’s Maintained Street system.
2. Authorize the City Engineer to execute the 90% reduction to the Faithful Performance Bond, exonerate the Material and Labor Bond in 90 days if there are no stop notices or liens on file with the City Clerk, and exonerate the final 10% of the Faithful Performance Bond in one year when all clearances are received.

- A.9 [ACCEPTANCE OF THE FISCAL YEAR 2013 EMERGENCY MANAGEMENT PERFORMANCE GRANT PROGRAM \(EMPG\) AWARD](#) (Report of: Fire Department)

Recommendation:

1. Accept the Fiscal Year 2013 Emergency Management Performance Grant Program (EMPG) grant award of \$48,380 from the Riverside County Fire Office of Emergency Services.

- A.10 [RESOLUTION ADOPTING UPDATED RECORDS RETENTION SCHEDULES AND AUTHORIZING DESTRUCTION OF CERTAIN CITY RECORDS](#) (Report of: City Clerk’s Department)

Recommendation:

1. Adopt Resolution No. 2013-82. A Resolution of the City Council of the City of Moreno Valley, California, rescinding and restating the provisions of Resolution Nos. 2007-60, 2003-07 and 2003-86, adopting updated records retention schedules; authorizing destruction of certain city records; authorizing future changes with authorization; and rescinding all prior enactments which are in conflict with this resolution.

- A.11 [SHERIFF’S DEPARTMENT APPLICATION AND ADMINISTRATION OF THE CALIFORNIA OFFICE OF TRAFFIC SAFETY \(OTS\) – STEP GRANT & SOBRIETY CHECKPOINT GRANT](#) (Report of: Police Department)

Recommendations

1. Authorize the Riverside County Sheriff's Department to complete the grant application and accept (if granted) the California Office of Traffic Safety (OTS) STEP Grant in the amount of approximately \$125,000 for the period beginning October 1, 2013 and ending September 30, 2014, on behalf of the Moreno Valley Police Department.
2. Authorize the Riverside County Sheriff's Department to complete the grant application and accept (if granted) the California Office of Traffic Safety (OTS) - Sobriety Checkpoint Grant in the amount of approximately \$156,410 for the period beginning October 1, 2013 and ending September 30, 2014, on behalf of the Moreno Valley Police Department.

B. CONSENT CALENDAR-COMMUNITY SERVICES DISTRICT

B.1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

B.2 [MINUTES - REGULAR MEETING OF OCTOBER 8, 2013 \(Report of: City Clerk's Department\)](#)

Recommendation:

1. Approve as submitted.

B.3 [MINUTES - SPECIAL MEETING OF OCTOBER 10, 2013 \(Report of: City Clerk's Department\)](#)

Recommendation:

1. Approve as submitted.

B.4 [RECOMMENDATION TO APPROVE INDEPENDENT CONTRACTOR AGREEMENT FOR MAINTENANCE OF FACILITIES AND AQUEDUCT LANDSCAPING TO MARIPOSA LANDSCAPES, INC.](#) (Report of: Parks & Community Services Department)

Recommendations

1. Approve the Independent Contractor Agreement for Maintenance of Facilities and Aqueduct Landscaping to Mariposa Landscapes, Inc., Irwindale, CA, in the total amount of \$149,065.00 per fiscal year (\$83,340.00 for CSD Zone A and CFD#1 Easements and Aqueducts) and (\$65,725.00 for Animal Shelter, ASES Administration Building, City Yard, Conference and Recreation Center, Electrical Substation, Library, Public Safety Building, Senior Center and Utility Facilities landscape).

2. Authorize the Mayor to execute the Independent Contractor Agreement with the above-mentioned contractor.
3. Authorize the Chief Financial Officer to issue a purchase order upon execution of the Independent Contractor Agreement to the above-mentioned contractor not to exceed \$149,065.00 per fiscal year. Funds are available in CSD Zone A account 5011.50.57.35211.620910; CFD#1 account 5113.50.57.35216.620910; Animal Shelter account 1010.30.38.25310.620910; ASES account 5011.50.57.35211.620910; City Yard account 5011.50.57.35211.620910; Conference and Recreation Center account 5011.50.58.35313.620910; Electrical Substation account 6010.70.80.45510.620910; Library account 5010.18.56.18510.620910; Public Safety Building account 1010.60.65.40010.620910; Senior Center account 5011.50.58.35310.620910; and Utility Station account 6010.70.80.45510.620910.
4. Authorize the City Manager to execute subsequent Extensions or Amendments to the Agreement, within Council approved annual budgeted amounts, including the authority to authorize the associated purchase order 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

Recommendation: Waive reading of all Ordinances.

C.2 [MINUTES - REGULAR MEETING OF OCTOBER 8, 2013 \(Report of: City Clerk's Department\)](#)

Recommendation:

1. Approve as submitted.

C.3 [MINUTES - SPECIAL MEETING OF OCTOBER 10, 2013 \(Report of: City Clerk's Department\)](#)

Recommendation:

1. Approve as submitted.

D. CONSENT CALENDAR - BOARD OF LIBRARY TRUSTEES

D.1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

D.2 [MINUTES - REGULAR MEETING OF OCTOBER 8, 2013 \(Report of: City Clerk's Department\)](#)

Clerk's Department)

Recommendation:

1. Approve as submitted.

E. 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 complete and submit a GOLDENROD speaker slip to the Bailiff.

- E.1 [PUBLIC HEARING REGARDING THE MAIL BALLOT PROCEEDING FOR TPM 36463 BALLOTING FOR NPDES](#) (Report of: Financial & Management Services Department)

Recommendations That the City Council:

1. Conduct the Public Hearing and accept public testimony regarding the mail ballot proceeding for all parcels associated with Tentative Parcel Map (TPM) 36463.
2. Direct the City Clerk to tabulate the National Pollutant Discharge Elimination System (NPDES) ballots for TPM 36463.
3. Verify and accept the results of the mail ballot proceeding as identified on the Official Tally Sheet.
4. Receive and file with the City Clerk's office the accepted Official Tally Sheet.
5. If approved, authorize and impose the NPDES maximum commercial/industrial regulatory rate to all parcels associated with TPM 36463.

- E.2 [PUBLIC HEARING REGARDING THE MAIL BALLOT PROCEEDING FOR CERTAIN PARCELS ASSOCIATED WITH TPM 36463 BALLOTING FOR CSD ZONE M](#) (Report of: Financial & Management Services Department)

Recommendations That the CSD:

1. Conduct the Public Hearing and accept public testimony regarding the mail ballot proceeding for Assessor's Parcel Numbers (APNs) 297-170-027 and 297-170-076.
2. Direct the Secretary of the CSD Board (City Clerk) to tabulate the CSD Zone M ballot for APNs 297-170-027 and 297-170-076.

3. Verify and accept the results of the mail ballot proceeding as identified on the Official Tally Sheet.
4. Receive and file with the City Clerk's office the accepted Official Tally Sheet.
5. If approved, authorize and impose the annual CSD Zone M (Commercial, Industrial, and Multifamily Improved Median Maintenance) charge to APNs 297-170-027 and 297-170-076.

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

G. REPORTS

- G.1 ACCEPTANCE OF FISCAL YEAR 2013/2014 SB 821 GRANTS AND FUNDING APPROPRIATIONS FOR TWO CITYWIDE SIDEWALK/ACCESS RAMP/BICYCLE LANE PROJECTS (Report of: Public Works Department)

Recommendations That the City Council:

1. Accept grant awards of up to \$250,000 total in FY 2013/2014 SB 821 funds for the design and construction of two Citywide sidewalk, access ramp, and bicycle lane projects.
2. Authorize a revenue appropriation of \$250,000 and an expense appropriation of \$250,000 in the SCAG Article 3 Fund (Fund 2800) for the design and construction of the Citywide sidewalk, access ramp, and bicycle lane projects.

- G.2 MONTHLY REPORT: MORENO VALLEY ANIMAL SHELTER ADOPTION RATE (Report of: Administrative Services Department)

Recommendation That the City Council:

1. Receive and file the Monthly Report: Moreno Valley Animal Adoption Rate for the periods of July 1, 2013 to July 31, 2013 and August 1, 2013 to August 31, 2013.

- G.3 MOVAL NEIGHBORS ONLINE SOCIAL NETWORK (Report of: City Manager's Department)

Recommendations That the City Council:

1. Approve expansion of the City of Moreno Valley's communications through the introduction of MoVal Neighbors, using a new social media tool by Nextdoor.com.

G.4 APPOINTMENTS TO THE CITY COUNCIL ADVISORY BOARDS AND COMMISSIONS (Report of: City Clerk's Department)

Recommendations That the City Council:

1. Review the ballots for appointments to various City Council Boards and Commissions (to be provided by the City Clerk) and mark your choices where appropriate.
2. Appoint those applicants who received majority vote by the City Council.
3. If vacancies are not filled by a majority vote of the City Council, authorize the City Clerk to re-advertise the positions as vacant and carry over the current applications for reconsideration of appointment at a future date.
4. Extend the expiring October 31, 2013 terms of the current Senior Citizens' Board members to December 10, 2013 and re-advertise the openings (expired terms and vacant positions) to allow additional time for recruitment.

G.5 CITY MANAGER'S REPORT (Informational Oral Presentation - not for Council action)

G.6 CITY ATTORNEY'S REPORT (Informational Oral Presentation - **not for Council action**)

H. LEGISLATIVE ACTIONS

H.1 ORDINANCES - 1ST READING AND INTRODUCTION - NONE

H.2 ORDINANCES - 2ND READING AND ADOPTION - NONE

H.3 ORDINANCES - URGENCY ORDINANCES - NONE

H.4 RESOLUTIONS - NONE

CLOSING COMMENTS AND/OR REPORTS OF THE CITY COUNCIL, COMMUNITY SERVICES DISTRICT, CITY AS SUCCESSOR AGENCY FOR THE COMMUNITY REDEVELOPMENT AGENCY OR HOUSING AUTHORITY

Materials related to an item on this Agenda submitted to the City Council/Community Services District/City as Successor Agency for the Community Redevelopment Agency/Housing Authority or Board of Library Trustees after distribution of the agenda packet are available for public inspection in the City

Clerk's office at 14177 Frederick Street during normal business hours.

CLOSED SESSION

A Closed Session of the City Council, Community Services District, City as Successor Agency for the Community Redevelopment Agency and Housing Authority will be held in City Manager's Conference Room, Second Floor, City Hall. The City Council will meet in Closed Session to confer with its legal counsel regarding the following matter(s) and any additional matter(s) publicly and orally announced by the City Attorney in the Council Chamber at the time of convening the Closed Session.

• PUBLIC COMMENTS ON MATTERS ON THE CLOSED SESSION AGENDA UNDER THE JURISDICTION OF THE CITY COUNCIL

There is a three-minute time limit per person. Please complete and submit a BLUE speaker slip to the City Clerk. All remarks and questions shall be addressed to the presiding officer or to the City Council and not to any individual Council member, staff member or other person.

The Closed Session will be held pursuant to Government Code:

1 SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO PARAGRAPH (2) OR (3) OF SUBDIVISION (D) OF SECTION 54956.9

Number of Cases: 5

2 SECTION 54956.9(d)(4) - CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION

Number of Cases: 5

REPORT OF ACTION FROM CLOSED SESSION, IF ANY, BY CITY ATTORNEY

ADJOURNMENT

CERTIFICATION

I, Jane Halstead, City Clerk of the City of Moreno Valley, California, certify that the City Council Agenda was posted in the following 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

Jane Halstead, CMC,
City Clerk

Date Posted: October 16, 2013