



## **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**

**June 25, 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

Marcelo Co, Mayor Pro Tem  
Jesse L. Molina, Council Member

Richard A. Stewart, Council Member  
Victoria Baca, Council Member

**AGENDA**  
**CITY COUNCIL OF THE CITY OF MORENO VALLEY**  
**June 25, 2013**

**CALL TO ORDER – 5:30 PM**

SPECIAL PRESENTATIONS

- [1. Shor Denny - Safe Routes to School Award Presentation](#)

**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  
JUNE 25, 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)

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**INVOCATION** - Pastor Mark Orellana - Victory Outreach

**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.

## 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 JUNE 11, 2013 \(Report of: City Clerk's Department\)](#)

**Recommendation:**

1. Approve as submitted.

#### A.3 [CITY COUNCIL REPORTS ON REIMBURSABLE ACTIVITIES \(Report of: City Clerk's Department\)](#)

**Recommendation:**

1. Approve as submitted.

#### A.4 [APPROVE A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, TO AMEND THE ELECTRIC RATES FOR MORENO VALLEY UTILITY](#)

(Report of: Public Works Department)

**Recommendation:**

1. Approve Resolution No. 2013-48 amending the Electric Rates for Moreno Valley Utility. A Resolution of the City Council of the City of Moreno Valley, California, to Amend the Electric Rates, and Electric Service Rules, Fees, and Charges for Moreno Valley Utility.

#### A.5 [AUTHORIZE PLACEMENT OF AN OFFICER ON THE "WESTERN RIVERSIDE COUNTY POST-RELEASE ACCOUNTABILITY AND COMPLIANCE TEAM"](#)

(Report of: Police Department)

**Recommendation:**

1. Approve the placement of an officer on the "Western Riverside

County Post-Release Accountability and Compliance Team” (WEST-PACT).

A.6 [APPROVE EQUIPMENT LEASE AND PURCHASE OPTION AGREEMENT BETWEEN MUNI-FED ENERGY, INC. AND THE CITY OF MORENO VALLEY](#)

(Report of: Public Works Department)

**Recommendations**

1. Approve Equipment Lease and Purchase Option Agreement between Muni-Fed Energy, Inc. and the City of Moreno Valley.
2. Authorize the City Manager to execute the Agreement on behalf of the City.

A.7 [APPROVAL OF THE CALCULATION OF THE MORENO VALLEY COMMUNITY FACILITIES DISTRICT NO. 4-MAINTENANCE MAXIMUM SPECIAL TAX RATE FOR FISCAL YEAR 2013/14](#)

(Report of: Financial & Management Services Department)

**Recommendation:**

1. Acting in its capacity as the legislative body of Moreno Valley Community Facilities District No. 4-Maintenance (“CFD No. 4-M” or “District”) approve and adopt Resolution No. 2013-49. A Resolution of the City Council of the City of Moreno Valley, California, Approving the Calculation of the Community Facilities District No. 4-Maintenance Maximum Special Tax Rate For Fiscal Year 2013/14.

A.8 [APPROVAL OF THE CALCULATION OF THE MORENO VALLEY COMMUNITY FACILITIES DISTRICT NO. 3 \(AUTO MALL REFINANCING\) MAXIMUM SPECIAL TAX RATE FOR FISCAL YEAR 2013/14](#)

(Report of: Financial & Management Services Department)

**Recommendation:**

1. Acting in its capacity as the legislative body of the Moreno Valley Community Facilities District No. 3 (Auto Mall Refinancing), adopt Resolution No. 2013-50. A Resolution of the City Council of the City of Moreno Valley, California, Approving the Calculation of the Maximum Special Tax Rate for Community Facilities District No. 3 (Auto Mall Refinancing) for Fiscal Year 2013/14.

A.9 [APPROVAL OF THE CALCULATION OF THE MORENO VALLEY COMMUNITY FACILITIES DISTRICT NO. 87-1 \(TOWNGATE\) MAXIMUM SPECIAL TAX RATE FOR FISCAL YEAR 2013/14](#)

(Report of: Financial & Management Services Department)

**Recommendation:**

1. Acting in its capacity as the legislative body of the Moreno Valley Community Facilities District No. 87-1 (Towngate) adopt Resolution No. 2013-51. A Resolution of the City Council of the City Of Moreno Valley, California, Approving the Calculation of the Maximum Special Tax Rate For Community Facilities District No. 87-1 (Towngate) for Fiscal Year 2013/14.

A.10 [APPROVAL OF THE CALCULATION OF THE MORENO VALLEY COMMUNITY FACILITIES DISTRICT NO. 87-1 \(TOWNGATE\) IMPROVEMENT AREA NO. 1 MAXIMUM SPECIAL TAX RATE FOR FISCAL YEAR 2013/14](#)

(Report of: Financial & Management Services Department)

**Recommendation:**

1. Acting in its capacity as the legislative body of the Moreno Valley Community Facilities District (CFD) No. 87-1, Improvement Area No. 1 to adopt Resolution No. 2013-52. A Resolution of the City Council of the City of Moreno Valley, California, Approving the Calculation of the Maximum Special Tax Rate for Community Facilities District No. 87-1 (Towngate) Improvement Area No. 1 for Fiscal Year 2013/14.

A.11 [APPROVAL OF THE CALCULATION OF THE MAXIMUM SPECIAL TAX RATE FOR MORENO VALLEY COMMUNITY FACILITIES DISTRICT NO. 5 FOR FISCAL YEAR 2013/14](#)

(Report of: Financial & Management Services Department)

**Recommendation:**

1. Acting in its capacity as the legislative body of Moreno Valley Community Facilities District No. 5 adopt Resolution No. 2013-53. A Resolution of the City Council of the City of Moreno Valley, California, Approving the Calculation of the Maximum Special Tax Rate for Moreno Valley Community Facilities District No. 5 for fiscal year 2013/14.

A.12 [AWARD OF AN INDEPENDENT CONTRACTOR AGREEMENT FOR PROJECT NO. WQB 12/13 CITY OF MORENO VALLEY LANDSCAPING AND IRRIGATION MAINTENANCE OF THE WATER QUALITY CONTROL BASINS](#)

(Report of: Community & Economic Development Department)

**Recommendations**

1. Approve the Agreement for WQB-12/13 City of Moreno Valley Landscaping and Irrigation Maintenance of the Water Quality Control Basins with Excel Landscape, Inc., 710 Rimpau Ave., Suite 108, Corona, CA 92879 for landscape maintenance services of the water

quality control basins.

2. Authorize the City Manager to execute the Agreement for WQB-12/13 with Excel Landscape, Inc.
3. Authorize the issuance of purchase orders for services beginning July 1, 2013 to Excel Landscape, Inc. in the not-to-exceed (NTE) amount of \$80,880.00 (\$74,880.00 for base and \$6,000.00 for additional work).
4. Authorize the City Manager to execute subsequent Extensions or Amendments to the Agreement, including the authority to authorize the associated purchase order (P.O.) in accordance with the terms of the Agreement, subject to the approval of the City Attorney.

A.13 [P10-085 – ACCEPT THE AGREEMENT AND SECURITY FOR PUBLIC IMPROVEMENTS](#)

(Report of: Community & Economic Development Department)

**Recommendations**

1. Accept the Agreement and Irrevocable Letters of Credit for Public Improvements for P10-085.
2. Authorize the Mayor to execute the agreement.
3. Direct the City Clerk to forward the signed agreement to the County Recorder's office for recordation.
4. Authorize the City Engineer to execute any future time extension amendments to the agreement, subject to City Attorney approval, if the required public improvements are not completed within said timeframe.

A.14 [TRACT MAP 31319 – REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING THE PORTIONS OF DUNLAVY COURT, INDIAN STREET AND HUBBARD STREET ASSOCIATED WITH THE PROJECT INTO THE CITY'S MAINTAINED STREET SYSTEM](#)

(Report of: Community & Economic Development Department)

**Recommendations**

1. Adopt the proposed Resolution No. 2013-54. A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Improvements as Complete Within Tract Map 31319 and Accepting the Portions of Dunlavy Court, Indian

Street, and Hubbard Street 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 remaining 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.15 [WASTE MANAGEMENT OF THE INLAND EMPIRE FY 2013/2014 RATE ADJUSTMENT](#)

(Report of: Public Works Department)

**Recommendation:**

1. Approve the Waste Management of the Inland Empire proposed FY 2013/2014 Rate Adjustment.

A.16 [ADOPT RESOLUTION OF THE CITY OF MORENO VALLEY SUPPORTING THE RE-DESIGNATION OF RIVERSIDE COUNTY AS A RECYCLING MARKET DEVELOPMENT ZONE DUE TO AN INCREASE IN BOUNDARIES](#)

(Report of: Public Works Department)

**Recommendation:**

1. Adopt Resolution No. 2013-55. A Resolution of the City of Moreno Valley Supporting the Redesignation of Riverside County as a Recycling Market Development Zone Due to an Increase in Boundaries.

A.17 [PA07-0165 \(PM 35859\) – REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING THE PORTIONS OF KNOX STREET, SAN MICHELE ROAD, NANDINA AVENUE AND PERRIS BOULEVARD ASSOCIATED WITH THE PROJECT INTO THE CITY'S MAINTAINED STREET SYSTEM](#)

(Report of: Community & Economic Development Department)

**Recommendations**

1. Adopt the proposed Resolution No. 2013-56. A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Improvements as Complete Within PA07-0165 (Parcel Map 35859) and Accepting the Portions of Knox Street, San Michele Road, Nandina Avenue and 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.18 [AUTHORIZATION TO AWARD AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES TO KTU+A FOR THE CITY OF MORENO VALLEY BICYCLE MASTER PLAN UPDATE - PROJECT NO. 801 0045 70 76](#)

(Report of: Public Works Department)

**Recommendations**

1. Approve the Agreement for Professional Consultant Services with KTU+A, for the City of Moreno Valley Bicycle Master Plan Update project.
2. Authorize the City Manager to execute the Agreement for Professional Consultant Services with KTU+A.
3. Authorize the issuance of a Purchase Order to KTU+A in the amount of \$134,381.00 when the Agreement has been signed by all parties.
4. Authorize the Public Works Director/City Engineer to execute any subsequent amendments to the Agreement with KTU+A, up to but not to exceed the Purchase Order amount, subject to the approval of the City Attorney.

A.19 [FINAL APPROPRIATION FOR CAPITAL PROJECTS FUNDED BY THE 2007 TAX ALLOCATION BONDS](#)

(Report of: Financial & Management Services Department)

**Recommendations**

1. Approve the final appropriation for capital projects funded by the 2007 Tax Allocation Bonds as presented in Attachment 1.
2. Approve the creation of the Capital Project Reimbursement Fund (Fund 3008) to record the receipt of federal, state and local project reimbursements and appropriate the revenues and expenses presented in Attachment 1 in the amount of \$834,525.

A.20 [RESOLUTION TO RATIFY THE APPLICATION FOR THE 2013 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM \(JAG\) AND TO ACCEPT THE \\$60,317 ALLOCATION TO THE CITY](#)

(Report of: Community & Economic Development Department)

**Recommendations That the City Council:**

1. Approve Resolution 2013-58 to ratify the application by the Code & Neighborhood Services Division for the Edward Byrne Memorial Justice Assistance Grant (JAG) and to accept the \$60,317 allocated to the City. A Resolution of the City Council of the City of Moreno Valley, California, Approving the Grant Application Submitted by the Code & Neighborhood Services Division to the Office of Justice Programs for the Edward Byrne Memorial Justice Assistance Grant and Accept the \$60,317 Allocation.
2. Authorize revenue and expenditure budget appropriations of \$60,317 respectively to a new JAG Grant Fund for FY 2013-14.

A.21 AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES TO BURST COMMUNICATIONS, INC. FOR THE MVTV-3 BROADCAST EQUIPMENT UPGRADE PROJECT – PROJECT NO. 803 0021 70 77  
(Report of: Public Works Department)

**Recommendations**

1. Approve the Agreement for Professional Consultant Services with Burst Communications, Inc., 8200 S. Akron Street, Suite 108; Centennial, CO 80112, for the MVTV-3 Broadcast Equipment Upgrade Project.
2. Authorize the City Manager to execute the Agreement for Professional Consultant Services with Burst Communications, Inc. in the form attached hereto.
3. Authorize the issuance of a Purchase Order to Burst Communications, Inc., totaling \$460,000 (\$450,720 plus \$9,280 contingency) 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 for Professional Consultant Services with Burst Communications, Inc. up to, but not to exceed, the contingency amount of \$9,280, subject to the approval of the City Attorney.
5. Authorize the transfer of \$500,000 within the Public / Education / Government Access Program (PEG) Fund from account 2011-16-16-16150-620910 to the CIP – Buildings account 2011-70-77-80003-720199.

A.22 SECOND AMENDMENT TO AGREEMENT WITH DMC DESIGN GROUP FOR MORENO TOWNSITE AREA STORM DRAIN AND MISCELLANEOUS STREET IMPROVEMENTS BETWEEN ALESSANDRO

BOULEVARD AND DRAINAGE FACILITY LINE F - PROJECT NO. 801  
0011 70 77

(Report of: Public Works Department)

**Recommendations**

1. Approve the Second Amendment to Agreement for Professional Consultant Services with DMC Design Group for the additional work needed to complete the design for the Moreno Townsite Area Storm Drain and Miscellaneous Street Improvements.
2. Authorize the City Manager to execute the Amendment to Agreement for Professional Consultant Services with DMC Design Group.
3. Authorize an increase to the Purchase Order to DMC Design Group not to exceed the amount of \$28,000 once the Amendment to Agreement has been signed by all parties.

A.23 ADOPT RESOLUTION NO. 2013-59 APPROVING THE LOAN AGREEMENT FROM THE GENERAL FUND TO THE POLICE FACILITIES DEVELOPMENT IMPACT FEE FUND IN THE AMOUNT OF \$3,000,000, THE RECREATION CENTER DEVELOPMENT IMPACT FEE FUND IN THE AMOUNT OF \$145,000 AND THE ANIMAL SHELTER DEVELOPMENT IMPACT FEE FUND IN THE AMOUNT OF \$175,000

(Report of: Financial & Management Services Department)

**Recommendation:**

1. Staff recommends that the Council adopt Resolution 2013-59 approving the Loan Agreements from the General Fund to the Police Facilities Development Impact Fee Fund in the amount of \$3,000,000, the Recreation Center Development Impact Fee Fund in the amount of \$145,000 and the Animal Services Development Impact Fee Fund in the amount of \$175,000. A Resolution of the City Council of the City of Moreno Valley, California, Authorizing an Loan Agreement Between the City of Moreno Valley and the Police Facility Development Impact Fee Fund in the Amount of \$3,000,000, the Recreation Center Development Impact Fee Fund in the Amount of \$145,000 and the Animal Shelter Development Impact Fee Fund in the Amount of \$175,000.

A.24 ADOPT RESOLUTION NO. 2013-60 APPROVING THE FIRST EXTENSION TO THE LOAN AGREEMENT FROM THE LIBRARY DEVELOPMENT IMPACT FEE FUND TO THE FACILITY CONSTRUCTION FUND

(Report of: Financial & Management Services Department)

**Recommendations**

1. Adopt Resolution 2013-60. A Resolution of the City Council of the City of Moreno Valley, California, Approving the First Extension to the Loan Agreement Between the Library Development Impact Fee Fund and the Facility Construction Fund in the Amount of \$4,000,000 Plus Interest for the FY 2012/13 Period Extending the Repayment Term to June 30, 2014.
2. Authorize the City Manager to execute the First Extension to Loan Agreement for the interfund loan from the Library Development Impact Fee Fund to the Facility Construction Fund.

A.25 [ADOPT RESOLUTION NO. 2013-61 APPROVING THE FIRST EXTENSION TO THE LOAN AGREEMENT FROM THE CORPORATE YARD DEVELOPMENT IMPACT FEE FUND TO THE FACILITY CONSTRUCTION FUND](#)

(Report of: Financial & Management Services Department)

**Recommendations**

1. Adopt Resolution 2013-61. A Resolution of the City Council of the City of Moreno Valley, California, Approving the First Extension to the Loan Agreement from the City of Moreno Valley Corporate Yard Development Impact Fee Fund to the City of Moreno Valley Facility Construction Fund in the amount of \$2,500,000 plus interest for the FY 2012/13 period extending the repayment term to June 30, 2014.
2. Authorize the City Manager to execute the First Extension to Loan Agreement for the interfund loan from the Corporate Yard Development Impact Fee Fund to the Facility Construction Fund.

A.26 [AMENDMENTS TO PERSONNEL POLICY 5.14 – MANAGEMENT CONTRACTS](#)

(Report of: City Manager Department)

**Recommendation:**

1. Approve Personnel Policy 5.14 which updates terms for employment of at-will management employees.

A.27 [APPROVAL OF EMPLOYMENT AGREEMENT BETWEEN THE CITY OF MORENO VALLEY AND MICHELLE DAWSON FOR THE POSITION OF CITY MANAGER](#)

(Report of: City Attorney Department)

**Recommendation:**

1. Approve the Employment Agreement between the City of Moreno Valley and Michelle Dawson for the position of City Manager.

- A.28 [REQUEST TO ESTABLISH THE BUILDING & NEIGHBORHOOD SERVICES DIVISION MANAGER POSITION](#)  
(Report of: Administrative Services Department)

**Recommendation:**

1. Adopt the new position, class specification and salary range of the Building & Neighborhood Services Division Manager in the Community & Economic Development 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 JUNE 11, 2013](#) (Report of: City Clerk's Department)

**Recommendation:**

1. Approve as submitted.

- B.3 [AUTHORIZATION TO CLOSE PUBLIC STREETS FOR THE INDEPENDENCE DAY FESTIVITIES ON THURSDAY, JULY 4, 2013](#)

(Report of: Parks & Community Services Department)

**Recommendations**

1. Authorize the closure of the following streets between the hours of 6:00 a.m. and 12:00 noon for the purpose of conducting the Fourth of July Parade scheduled to take place on July 4, 2013. TownGate Boulevard between Frederick Street, Eucalyptus Avenue and Memorial Way; Frederick Street between Centerpointe Drive and Cactus Avenue; Cottonwood Avenue between Pan Am Boulevard and Dunhill Drive; Eucalyptus Avenue between Pan Am Boulevard and Kochi Drive; Dracaea Avenue between Pan Am Boulevard and Kochi Drive; Atlantic Circle east of Frederick Street; Brabham Street between Frederick Street and Andretti Street; TownGate Boulevard between Frederick Street and Heritage Way; Bay Avenue between Kristina Court and Courage Street; Alessandro Boulevard between Chagall Court and Elsworth Street; Brodiaea Avenue between Joy Street, and Frederick Street; Resource Way between Frederick Street and Corporate Way; Corporate Way between Calle San Juan de Los Lagos and Resource Way; Eastridge Street between Frederick Street and Heritage Way; Calle San Juan De Los Lagos between Frederick Street and Veterans Way; Veterans Way between Business Center Drive and Alessandro Boulevard; New Hope between Veterans Way and Elsworth; Veterans Way between Cactus Avenue and Alessandro Boulevard, and Heritage Way between TownGate Boulevard and

Town Circle.

2. Authorize the closure of Dracaea Avenue between Morrison Street and Nason Street, between the hours of 6:00 a.m. on Thursday, July 4, 2013 through 5:00 p.m. on Friday, July 5, 2013 for the purpose of conducting the Fourth of July Festival and Fireworks Program scheduled to take place on July 4, 2013.
3. For a short period of time and immediately following the fireworks display, authorize one-way traffic on various streets in the vicinity of Morrison Park as directed by the Moreno Valley Police Department.

B.4 [APPROVAL OF THE CALCULATION OF THE MORENO VALLEY COMMUNITY FACILITIES DISTRICT NO. 1 MAXIMUM SPECIAL TAX RATE FOR FISCAL YEAR 2013/14](#)

(Report of: Financial & Management Services Department)

**Recommendation:**

1. Acting in its capacity as President and Members of the Board of Directors of the CSD (“CSD Board”) and as the legislative body of Community Facilities District No. 1 (“CFD No. 1” or “District”) approve and adopt Resolution No. CSD 2013-15 approving the calculation of the Community Facilities District No. 1 maximum special tax rate for fiscal year 2013/14. A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Calculation of the Community Facilities District No. 1 Maximum Special Tax Rate for Fiscal Year 2013/14

B.5 [AWARD OF AN INDEPENDENT CONTRACTOR AGREEMENT FOR PROJECT NO. E-2 \(HIDDEN SPRINGS\) MAINTENANCE OF PARKWAY, MEDIAN AND OPEN SPACE LANDSCAPING AND IRRIGATION](#)

(Report of: Financial & Management Services Department)

**Recommendations**

1. Approve the Agreement for Project No. E-2/13-14 (Hidden Springs) Maintenance of Parkway, Median and Open Space Landscaping and Irrigation with Mariposa Landscapes, Inc., 15529 Arrow Highway, Irwindale, CA 91706 for landscape maintenance services of the parkways, medians and paseos (open spaces).
2. Authorize the City Manager to execute the Agreement for Project No. E- 2/13-14 with Mariposa Landscapes, Inc.
3. Authorize the issuance of purchase orders for services beginning July 1, 2013 to Mariposa Landscapes, Inc. in the not-to-exceed (NTE) amount of \$104,282.00 (\$85,482.00 for base and \$18,800.00 for

additional work).

4. Authorize the City Manager to execute subsequent Extensions or Amendments to the Agreement, including the authority to authorize associated purchase orders (P.O.s) 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 JUNE 11, 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 JUNE 11, 2013](#) (Report of: City 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 FOR DELINQUENT RESIDENTIAL SOLID WASTE ACCOUNTS](#)**

(Report of: Public Works Department)

**Recommendations That the City Council:**

1. Approve placing the submitted list of delinquent solid waste accounts that are attached to this report on the Fiscal Year (FY) 2013/2014 Riverside County property tax roll for collection.
2. Direct the City Clerk to file with the Riverside County Auditor a

certified copy of Resolution No. 2012-55 and the list of delinquent solid waste accounts as required by Section 5473.4 of the California Health and Safety Code and Section 6.02.030 of the City of Moreno Valley Municipal Code.

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

## **G. REPORTS**

### **G.1 [RECOMMENDATION TO OUTSOURCE MORENO VALLEY LIBRARY SERVICES](#)**

(Report of: City Manager Department)

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

1. Select Library Systems and Services, LSSI to provide library services in the City of Moreno Valley, with a target implementation date prior to September 15, 2013.
2. Authorize the City Manager to sign a contract for provision of outsourced library services consistent with the terms outlined in this report, with approval by the City Attorney.

### **G.2 [APPOINTMENTS TO THE CITY COUNCIL ADVISORY BOARDS AND COMMISSIONS](#)**

(Report of: City Clerk 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. Confirm the appointment of Shor Denny to the Traffic Safety Commission as the Moreno Valley Parent-Teacher Council representative, with a term expiring June 30, 2016.
4. 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.



G.3 [APPROVAL OF SUCCESSOR MEMORANDA OF UNDERSTANDING BETWEEN THE CITY OF MORENO VALLEY AND THE MORENO VALLEY CITY EMPLOYEES ASSOCIATION AND MORENO VALLEY MANAGEMENT ASSOCIATION FOR THE PERIOD OF JULY 1, 2013 THROUGH JUNE 30, 2015](#)

(Report of: Administrative Services Department)

**Recommendations That the City Council:**

1. Approve the successor Memoranda of Understanding (MOUs) between the City of Moreno Valley and the Moreno Valley City Employees Association (Attachment A), and Moreno Valley Management Association (Attachment B) for the period of July 1, 2013 through June 30, 2015.
2. Extend the economic provisions of these Agreements to employees represented by the Moreno Valley Confidential Management Employees as well as those in unrepresented classifications.
3. Approve updates to the Salary Schedule and Personnel Rules & Regulations to incorporate revisions as specified in the attached MOUs.
4. Direct the Chief Financial Officer to adjust FY 2013-14 and FY 2014-15 Budget Appropriations as outlined in this report (projected cost of \$1,706,870 with General Fund impact projected at \$734,527) to reflect the Council's approval of these Memoranda of Understanding.

G.4 CITY MANAGER'S REPORT (Informational Oral Presentation - not for Council action)

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

**H. LEGISLATIVE ACTIONS**

H.1 ORDINANCES - 1ST READING AND INTRODUCTION

H.1.1 [AMENDMENT TO CHAPTER 6.02 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE AND ADOPTION OF THE PROPOSED ORDINANCE RELATED TO ILLEGAL HAULING AND COMMERCIAL RECYCLING BIN SCREENING \(Report of: Public Works Department\)](#)

**Recommendations That the City Council:**

1. Introduce the proposed Ordinance No. 866. An Ordinance of the City Council of the City of Moreno Valley, California, amending Municipal

AGENDA

June 25, 2013

Code Section 6.02 of Chapter 6 of the City of Moreno Valley Municipal Code Relating to Refuse Collection, Transfer and Disposal.

## H.2 ORDINANCES - 2ND READING AND ADOPTION

- H.2.1 [ORDINANCE NO. 870 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, APPROVING ZONE CHANGE APPLICATION NO. PA13-0007, CHANGING THE LAND USE DESIGNATION FROM NEIGHBORHOOD COMMERCIAL AND R15 TO R30 AND OPEN SPACE FOR APPROXIMATELY 10 ACRES LOCATED AT THE SOUTHEAST CORNER OF ALESSANDRO BOULEVARD AND LASSELLE STREET \(ASSESSOR'S PARCEL NUMBER 486-280-044 AND A PORTION OF -043\). \(RECEIVED FIRST READING AND INTRODUCTION ON JUNE 11, 2013 BY A 5-0 VOTE\) \(Report of: Community & Economic Development Department\)](#)

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

1. Adopt Ordinance No. 870. An Ordinance of the City Council of the City of Moreno Valley, California, Approving Zone Change Application No. PA13-0007, Changing the Land Use Designation From Neighborhood Commercial and R15 to R30 and Open Space for Approximately 10 Acres Located at the Southeast Corner of Alessandro Boulevard and Lasselle Street (Assessor's Parcel Number 486-280-044 and a Portion Of -043).

## 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 Conference Room C, First 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 SECTION 54956.9(d)(1) - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

a) Case: *Rodriguez, Olga V. City of Moreno Valley*  
Court: Riverside Superior Court  
Case No: RIC 1302162

b) Case: *Silver Creek Industries, Inc. V. City of Moreno Valley*  
Court: Riverside Superior Court  
Case No: RIC 1306308

c) Case: *Verizon California Inc. V. California State Board of Equalization, et al.*  
Court: Sacramento County Superior  
Case No: 34-2013-00138191

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

Number of Cases: 5

3 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: 6/19/2013