

MINUTES
CITY COUNCIL REGULAR MEETING OF THE CITY OF MORENO VALLEY
June 24, 2014

CALL TO ORDER

SPECIAL PRESENTATIONS

1. Employee of the 1st Quarter of 2014 - Guy Pegan, Senior Engineer, P.E.
2. Proclamation Recognizing Iglesia Casa de Fe Church
3. Proclamation Recognizing Khoa Nguyen, St. Christopher Church Young Adult Ministry
4. Recognition of Inland United Brasil Soccer Club Cal South State Championship

**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
BOARD OF LIBRARY TRUSTEES**

**REGULAR MEETING – 6:00 PM
June 24, 2014**

The 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 was called to order at 6:00 p.m. by Mayor Pro Tem Victoria Baca in the Council Chamber located at 14177 Frederick Street.

Mayor Pro Tem Victoria Baca announced that the City Council receives a separate stipend for CSD meetings.

PLEDGE OF ALLEGIANCE - Pledge of Allegiance was led by Pete Bleckert.

INVOCATION - Reverend Darlene Palmer - LSS Community Care Centers

ROLL CALL

Council:

Victoria Baca	Mayor Pro Tem
Yxstian Gutierrez	Council Member
Jesse L. Molina	Council Member
Richard A. Stewart	Council Member

Absent

Tom Owings	Mayor
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Staff:

Michelle Dawson	City Manager
Suzanne Bryant	City Attorney
Jane Halstead	City Clerk
Tom DeSantis	Assistant City Manager
Abdul Ahmad	Fire Chief
Ahmad Ansari	Public Works Director
Bill Tyler	PD Lieutenant
Chris Paxton	Administrative Services Director

Richard Teichert
Betsy Adams
John Terell
Ewa Lopez
Kim Krueger

Chief Financial Officer/City Treasurer
Parks & Community Services Director
Community and Economic Development Director
Deputy City Clerk
Applications Analyst

SPECIAL ORDER OF BUSINESS

1 RESOLUTION NO. 2014-51 CERTIFYING GENERAL MUNICIPAL ELECTION RESULTS

(Report of: City Clerk Department)

Recommendations That the City Council:

Adopt Resolution No. 2014-51. A Resolution of the City Council of the City of Moreno Valley, California, Reciting the Facts of the General Municipal Election held June 3, 2014, Declaring the Results and such other matters as Provided by Law.

Mayor Pro Tem Victoria Baca opened the agenda item for public comments, which were received from Daryl Terrell and Deanna Reeder.

Adopt Resolution No. 2014-51. A Resolution of the City Council of the City of Moreno Valley, California, Reciting the Facts of the General Municipal Election held June 3, 2014, Declaring the Results and such other matters as Provided by Law. by m/Richard A. Stewart, s/Jesse L. Molina

Passed by a vote of 4-0-1, Mayor Tom Owings absent.

2 SWEARING-IN OF COUNCIL MEMBER ELECT GEORGE PRICE

City Clerk swore in Council Elect George Price.

Mayor Pro Tem Victoria Baca opened the agenda item for public comments, which were received from Curtis Gardner.

3 CITY COUNCIL REORGANIZATION – SELECTION OF MAYOR

(Report of: City Clerk Department)

Recommendations That the City Council:

1. Select one Council Member to fill the vacancy of the unexpired term of Mayor by conducting the voting for the selection of Mayor by written ballot or by voice vote.
2. Swearing-in of appointed Mayor

Mayor Pro Tem Victoria Baca opened the agenda item for public comments, which were received from Kathleen Dale.

Select one Council Member to fill the vacancy of the unexpired term of Mayor by conducting the voting for the selection of Mayor by voice vote, by m/Council Member Richard A. Stewart, s/Council Member Yxstian Gutierrez

Passed by a vote of 5-0.

The City Clerk opened nominations for Mayor.

Council Member Richard Stewart nominated Council Member Jesse Molina as Mayor, seconded by Council Member Yxstian Gutierrez.

Council Member Stewart moved to close nominations.

Roll call for Motion to Select Council Member Jesse Molina as Mayor. Approved by a vote of 5-0.

The City Clerk swore in Council Member Jesse Molina as Mayor.

Adjourned for a reception in the foyer.

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

Chef Basil (representing Veterans VFW)

1. Congratulated Mayor on his appointment
2. Feeding veterans event; asked the Council for support in feeding veterans

Donovan Saadiq

1. Changing in City Council

Rod Ballance (representing March JPA TAC Committee)

1. Congratulated Mayor Molina and Council Member Price
2. Council's statements made last week regarding Lutheran Social Services at March Base

Pete Bleckert

1. Paying for sidewalks

2. Lehman Brothers bonds

Roy Bleckert

1. Fiscal Year 2015/2016 budget challenges

Louise Palomarez

1. Congratulations to Mayor Molina
2. Do best for the community and go forward

David Marquez

1. Congratulations to Council Member George Price and Mayor Jesse Molina
2. Code enforcement/cleaning up trash throughout the City

Sherman Jones

1. Representation of the Black Community
2. Jobs/employment

Ruthee Goldkorn

1. ADA/ 504 code compliance officer
2. Perris Blvd. and Alessandro project

Deanna Reeder

1. Outreach for ADA
2. Speaker comments at meetings

Kathleen Dale

1. Congratulations to Council Member Price and Mayor Molina
2. District 4 Council seat
3. Pending lawsuits/JPA lawsuit
4. Emerging Leaders Council meeting

JOINT CONSENT CALENDARS (SECTIONS A-D)

Motion to continue Item A.15 to July 8, 2014 City Council Meeting. by m/Council Member Richard A. Stewart, s/Council Member Yxstian Gutierrez

Passed by a vote of 5-0.

Council Member George Price announced that he will abstain from voting on Items A2, B2, C2, and D2.

Mayor Molina opened Consent Calendar for public comments, which were received from Kathleen Dale (Item A.10), Ruthie Goldkorn (Item A.15), and Dom Betro (Representing FSA; Item A.18).

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 10, 2014 \(Report of: City Clerk's Department\)](#)

Recommendation:
Approve as submitted.

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

Recommendation:
Receive and file the Reports on Reimbursable Activities for the period of May 21 - June 17, 2014.

- A.4 [APPROVAL OF: \(1\) POWER PURCHASE AGREEMENT AMONG RE ASTORIA 2 LLC \(AS SELLER\) AND THE SOUTHERN CALIFORNIA PUBLIC POWER AUTHORITY \(SCPPA\), THE POWER AND WATER RESOURCES POOLING AUTHORITY \(PWRPA\), AND THE CITIES OF LODI, CORONA, MORENO VALLEY, AND RANCHO CUCAMONGA \(TOGETHER, AS BUYERS\); AND \(2\) BUYERS JOINT PROJECT AGREEMENT](#)
(Report of: Public Works Department)

Recommendations

1. Approve the Power Purchase Agreement among RE Astoria 2 LLC (as seller), and SCPPA, PWRPA, and the Cities of Lodi, Corona, Moreno Valley, and Rancho Cucamonga.
2. Approve the Buyers Joint Project Agreement by and among SCPPA, PWRPA, and the Cities of Lodi, Corona, Moreno Valley, and Rancho Cucamonga.
3. Authorize the City Manager to execute both Agreements.

A.5 APPROVAL OF SECOND AMENDMENT TO THE CONFIRMATION FOR SCHEDULING AND SETTLEMENT SERVICES WITH NOBLE AMERICAS ENERGY SOLUTIONS

(Report of: Public Works Department)

Recommendations

1. Approve the Second Amendment to the Confirmation for Scheduling and Settlement Services with Noble Americas Energy Solutions.
2. Authorize the City Manager to execute the Amendment

A.6 AUTHORIZATION FOR THE CITY MANAGER TO SIGN THE THIRD AMENDMENT TO THE SETTLEMENT AGREEMENT AND MUTUAL RELEASE FOR THE RIVERSIDE SUPERIOR COURT CASE ENTITLED RADOS, ET AL. V. CITY OF MORENO VALLEY

(Report of: City Attorney Department)

Recommendations

Authorize the City Manager to sign the Third Amendment to the Settlement Agreement in the case Rados, et al. v. City of Moreno Valley (Riverside Superior Court Case No. RIC 425623).

A.7 PA04-0216 (PARCEL MAP 33275) – ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPT THE PORTIONS OF CURTIS AVENUE AND GIFFORD AVENUE ASSOCIATED WITH THIS PROJECT INTO THE CITY'S MAINTAINED STREET SYSTEM

(Report of: Public Works Department)

Recommendations

1. Adopt Resolution No. 2014-52. A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Improvements as Complete within Project PA04-0216 (Parcel Map 33275) and Accepting the Portions of Curtis Avenue, and Gifford Avenue Associated with the Project into the City's Maintained Street System.
2. Authorize the City Engineer to exonerate the Deed of Trust submitted as security for the Faithful Performance and Material and Labor amounts for this project in one year when all clearances are received.

A.8 PARCEL MAP 30882 ULTIMATE EUCALYPTUS IMPROVEMENTS – REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING THE

PORTION OF EUCALYPTUS AVENUE ASSOCIATED WITH THIS PROJECT INTO THE CITY'S MAINTAINED STREET SYSTEM

(Report of: Public Works Department)

Recommendations

1. Adopt Resolution No. 2014-53. A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Improvements as Complete within Project Parcel Map 30882 Ultimate Eucalyptus Improvements and Accepting the Portion of Eucalyptus Avenue 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 APPROVE THE FOURTH AMENDMENT TO AGREEMENT FOR PROJECT DBF/09 DETENTION BASIN WITH NATURE'S IMAGE INC.

(Report of: Public Works Department)

Recommendation That the City Council as Successor Agency

1. Approve amendment to extend contract for project DBF/09 Detention Basin with Nature's Image Inc. to provide detention basin maintenance services, extend the agreement from July 1, 2014 to June 30, 2015 and increase agreement to a "not to exceed" cumulative amount of \$130,736.00.
2. Authorize the City Manager to execute said Extension Agreement with Nature's Image, Inc. of Lake Forest, California.
3. Authorize the Purchasing Manager, on July 1, 2014, to issue a purchase order to Nature's Image, Inc. in the amount of: twenty three thousand, eight hundred and eighty-eight and 00/100 dollars (\$23,888.00) for twelve months of basin maintenance service.

A.10 2013 ANNUAL REPORT OF THE PLANNING COMMISSION

(Report of: Community & Economic Development Department)

Recommendations

1. RECEIVE AND FILE the 2013 Annual Report of the Planning Commission.
2. AUTHORIZE transmittal to the California State Office of Planning and Research in accordance with Government Code Section

65400(a)(2).

- A.11 [PA08-0041 \(P09-094, P10-088\) – ACCEPT AGREEMENT AND SECURITY FOR PUBLIC IMPROVEMENTS. DEVELOPER – SOUTHEASTERN CALIFORNIA CONFERENCE OF SEVENTH-DAY ADVENTISTS DBA MORENO HILLS SDA CHURCH, RIVERSIDE, CA 92513](#)
(Report of: Public Works Department)

Recommendations

1. Accept the Agreement for Public Improvements and Securities for PA08-0041(P09-094, P10-088).
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.12 [REVIEW GENERAL FUND COST ALLOCATION PLAN](#)
(Report of: Financial & Management Services Department)

Recommendations

1. Receive and file the proposed General Fund Cost Allocation Plan.
2. Authorize revenue and expenditure appropriations as identified within the Fiscal Impact section of this report.

- A.13 [CONFLICT OF INTEREST CODE – AGENCY REVIEW](#)
(Report of: City Clerk Department)

Recommendation:

That the City Council, as the code reviewing body of the City of Moreno Valley, direct each agency, which has adopted a Conflict of Interest Code pursuant to the provisions of the Political Reform Act of 1974 (Government Code §87100, et. seq.), to review its Conflict of Interest Code, and if a change is necessary, to submit its biennial report to the City Clerk no later than October 1, 2014.

- A.14 [APPROVAL OF CREATION OF INTERNAL SERVICE FUND SUB-FUNDS FOR THE SEPARATION OF OPERATING, CAPITAL AND REPLACEMENT FUNDS AND THE TRANSFERS OF FUND BALANCES](#)
(Report of: Financial & Management Services Department)

Recommendations

1. Approve the creation of Fund 7220 Technology Assets and Capital Projects, Fund 7230 Technology Replacement Reserve, Fund 7320 Facilities Assets and Capital Projects, and Fund 7330 Facilities Replacement Reserve.
2. Approve the transfers of fund balances as set forth in the Fiscal Impact section from Fund 7510 Equipment Replacement Reserve.

A.15 [AMENDMENT TO EXISTING CONTRACT WITH LIBRARY SYSTEMS AND SERVICES \(LSSI\)](#)

(Report of: Administrative Services Department)

Recommendations

1. Approve the amendment to City's current contract with LSSI to add information technology (IT) services.
2. Authorize the City Manager to sign the contract amendment.
3. Authorize the revenue and expenditure appropriations as identified within the Fiscal Impact section of this report.

A.16 [AWARD TO PB LOADER CORPORATION FOR THE REPLACEMENT PURCHASE OF ONE ASPHALT PATCH TRUCK](#)

(Report of: Public Works Department)

Recommendations

1. Award to PB Loader Corporation of Fresno, CA, for the purchase of one 2015 Ford F-650 6.8L Triton V10 3-Valve Gasoline 362 HP @ 4750.
2. Authorize the Purchasing & Facilities Division Manager to issue a purchase order to PB Loader Corporation in the amount of \$147,147.00.

A.17 [WASTE MANAGEMENT OF THE INLAND EMPIRE FY 2014/2015 RATE ADJUSTMENT](#)

(Report of: City Manager Department)

Recommendation:

Approve the Waste Management of the Inland Empire proposed Fiscal Year (FY) 2014/2015 Rate Adjustment.

A.18 [RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY DECLARING ITS SUPPORT FOR AN ECONOMIC EXPANSION](#)

PROJECT IBANK FINANCING APPLICATION BY FAMILY SERVICE ASSOCIATION

(Report of: Community & Economic Development Department)

Recommendation:

Adopt Resolution No. 2014-54. A Resolution of the City Council of the City of Moreno Valley, California, Declaring its Support for an Economic Expansion Project to be implemented by Family Service Association and its Intent to Act as a Sponsor for Purposes of the Financing Application for such Project.

A.19 AUTHORIZE A CHANGE ORDER TO INCREASE THE PURCHASE ORDER WITH PACIFIC UTILITY INSTALLATION, INC. FOR SCE TIE-IN WORK TO MOVAL SOUTH 33 KV SUBSTATION – PROJECT NO. 805-0021-70-80

(Report of: Public Works Department)

Recommendations

1. Authorize a Change Order to increase the existing Purchase Order with Pacific Utility Installation, Inc., the onsite contractor for the MOVAL South 33 kV Substation project by an additional \$248,669.00.
2. Authorize the Public Works Director/City Engineer to execute a change order with Pacific Utility Installation, Inc.

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 10, 2014 (Report of: City Clerk's Department)

Recommendation:

Approve as submitted.

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 10, 2014 (Report of: City Clerk's Department)

Recommendation:

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 10, 2014 \(Report of: City Clerk's Department\)](#)

Recommendation:
Approve as submitted.

Motion to approve Consent Calendar with the exception of Item A.15, which was continued to July 8, 2014. Council Member Price abstained from Items A.2, B.2, C.2 and D.2. by m/Council Member Richard A. Stewart, s/Mayor Pro Tem Victoria Baca

Passed by a vote of 5-0.

E. PUBLIC HEARINGS

E.1 [PUBLIC HEARING REGARDING THE MAIL BALLOT PROCEEDINGS FOR ASSESSOR'S PARCEL NUMBERS \(APNS\) 297-220-012; AND 292-242-014 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 proceedings for APNs 297-220-012; and 292-242-014 for approval of the National Pollutant Discharge Elimination System (NPDES) maximum annual rate.
2. Direct the City Clerk to tabulate the NPDES ballots for APNs 297-220-012; and 292-242-014.
3. Verify and accept the results of the mail ballot proceedings as identified on the Official Tally Sheet.
4. Receive and file with the City Clerk's office the Official Tally Sheet.
5. If approved, authorize and impose the NPDES maximum commercial/industrial regulatory rate to APNs 297-220-012; and 292-242-014.

Mayor Jesse Molina opened the public testimony portion of the public

hearing; there being none, public testimony was closed.

Direct the City Clerk to tabulate the NPDES ballots for APNs 297-220-012; and 292-242-014 by m/Council Member George Price, s/Council Member Richard A. Stewart

Passed by a vote of 5-0.

City Clerk announced the results:

APN 297-220-012, vote "yes" - passed

APN 292-242-014, vote "yes" - passed

Verify and accept the results of the mail ballot proceedings as identified on the Official Tally Sheet.

Receive and file with the City Clerk's office the Official Tally Sheet. If approved, authorize and impose the NPDES maximum commercial/industrial regulatory rate to APNs 297-220-012; and 292-242-014. by m/Mayor Pro Tem Victoria Baca, s/Council Member George Price

Passed by a vote of 5-0.

E.2 [PUBLIC HEARING FOR DELINQUENT RESIDENTIAL SOLID WASTE ACCOUNTS](#)

(Report of: City Manager Department)

Recommendations That the City Council:

1. Approve placing the submitted list of delinquent solid waste accounts for the Fiscal Year (FY) 2014/2015 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.

Mayor Jesse Molina opened the public testimony portion of the public hearing; there being none, public testimony was closed.

Approve placing the submitted list of delinquent solid waste accounts for the Fiscal Year (FY) 2014/2015 Riverside County property tax roll for collection.

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 by m/Council Member Yxstian Gutierrez, s/Mayor Pro Tem Victoria Baca

Passed by a vote of 5-0.

E.3 **[PUBLIC HEARING AND ADOPTION OF RESOLUTION ESTABLISHING APPROPRIATIONS \(“GANN”\) LIMIT FOR THE CITY OF MORENO VALLEY FOR FISCAL YEAR 2014-15](#)**

(Report of: Financial & Management Services Department)

Recommendations That the City Council:

1. Conduct a Public Hearing to receive public comments on the City’s appropriations limit for Fiscal Year 2014-15.
2. Adopt Resolution No. 2014-55. A Resolution of the City Council of the City of Moreno Valley, California, Establishing the Appropriations Limit for Fiscal Year 2014-15.

Mayor Jesse Molina opened the public testimony portion of the public hearing; there being none, public testimony was closed.

Adopt Resolution No. 2014-55. A Resolution of the City Council of the City of Moreno Valley, California, Establishing the Appropriations Limit for Fiscal Year 2014-15. by m/Council Member Richard A. Stewart, s/Mayor Pro Tem Victoria Baca

Passed by a vote of 5-0.

E.4 **[PUBLIC HEARING AND ADOPTION OF RESOLUTION ESTABLISHING APPROPRIATIONS \(“GANN”\) LIMIT FOR THE MORENO VALLEY COMMUNITY SERVICES DISTRICT FOR FISCAL YEAR 2014-15](#)**

(Report of: Financial & Management Services Department)

Recommendations That the CSD:

1. Conduct a Public Hearing to receive public comments on the Community Services District’s appropriations limit for Fiscal Year 2014-15.
2. Adopt Resolution No. CSD 2014-12. A Resolution of the Moreno Valley Community Services District Establishing the Appropriations Limit for Fiscal Year 2014-15.

President Jesse Molina opened the public testimony portion of the public hearing; there being none, public testimony was closed.

Adopt Resolution No. CSD 2014-12. A Resolution of the Moreno Valley Community Services District Establishing the Appropriations Limit for Fiscal Year 2014-15. by m/Board Member George Price, s/Vice President Victoria Baca

Passed by a vote of 5-0.

E.5 **PUBLIC HEARING TO CONSIDER RECOMMENDED RESOLUTIONS APPROVING THE CONTINUANCE OF CURRENT MORENO VALLEY COMMUNITY SERVICES DISTRICT ANNUAL PARCEL TAXES AND CHARGES PROPOSED FOR FISCAL YEAR 2014/15**

(Report of: Financial & Management Services Department)

Recommendations That the CSD:

1. Acting in its capacity as President and Members of the Board of Directors of the Moreno Valley CSD ("CSD Board") conduct a Public Hearing to consider the continuance of current Moreno Valley Community Services District annual parcel taxes and charges proposed for Fiscal Year 2014/15.
2. Approve and adopt Resolution No. CSD 2014-13. A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Calculation of the Maximum Parcel Tax for Providing Zone A (Parks and Community Services) Services During Fiscal Year 2014/15.
3. Approve and adopt Resolution No. CSD 2014-14. A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Calculation of the Maximum Parcel Tax for Providing Zone C (Arterial Street Lighting and Intersection Lighting) Services During Fiscal Year 2014/15.
4. Approve and adopt Resolution No. CSD 2014-15. A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Calculation of the Maximum Parcel Charge for Providing Zone D (Parkway Landscape Maintenance) Services During Fiscal Year 2014/15.
5. Approve and adopt Resolution No. CSD 2014-16. A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Calculation of the Maximum Parcel Charge for Providing Zone E (Extensive Landscape Maintenance) Services During Fiscal Year 2014/15.

6. Approve and adopt Resolution No. CSD 2014-17. A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Calculation of the Maximum Parcel Charge for Providing Zone M (Commercial/Industrial/Multifamily Improved Median Maintenance) Services During Fiscal Year 2014/15.
7. Approve and adopt Resolution No. CSD 2014-18. A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Calculation of the Maximum Parcel Charge for Providing Zone S (Sunnymead Boulevard Maintenance) Services During Fiscal Year 2014/15.
8. Authorize the Chief Financial Officer to determine the applied parcel tax or charge to be levied on the property tax bill of properties located within Zones A, C, D, E, M, and S provided it does not exceed the maximum approved parcel tax or parcel charge and does not exceed the approved budget.

President Jesse Molina opened the public testimony portion of the public hearing. Public testimony was received from Deanna Reeder.

Motion to approve staff's Recommendation Nos. 1, 2, 3, 4, 5, 6, 7, & 8. by m/Vice President Victoria Baca, s/Council Member Richard A. Stewart

Passed by a vote of 5-0.

- E.6 [A PUBLIC HEARING FOR THE PROLOGIS EUCALYPTUS INDUSTRIAL PARK PROJECT AND RELATED ENVIRONMENTAL IMPACT REPORT. THE PROJECT PROPOSES A GENERAL PLAN AMENDMENT AND A ZONE CHANGE FOR 122 ACRES. THE LAND USE CHANGES ARE REQUIRED FOR DEVELOPMENT OF SIX WAREHOUSE DISTRIBUTION FACILITIES TOTALING 2,244,419 SQUARE FEET. THE DEVELOPER ALSO PROPOSES TENTATIVE PARCEL MAP NO. 35679 TO SUBDIVIDE THE PROJECT SITE INTO SIX PARCELS. A GENERAL PLAN AMENDMENT IS ALSO REQUIRED FOR PROPOSED CHANGES TO THE CITY'S GENERAL PLAN CIRCULATION ELEMENT AND THE MASTER PLAN OF TRAILS. THE SITE IS LOCATED SOUTH OF STATE ROUTE 60 AND EAST OF THE MORENO VALLEY AUTO MALL, AT FIR AVENUE \(FUTURE EUCALYPTUS AVENUE\) AND BETWEEN PETTIT STREET AND THE QUINCY CHANNEL. THE APPLICANT IS PROLOGIS](#)
(Report of: Community & Economic Development Department)

Recommendations That the City Council:

1. Conduct a public hearing for Prologis Eucalyptus Industrial Park Project and subsequent to the public hearing:
2. Approve Resolution No. 2014-56, A Resolution of the City Council of the City of Moreno Valley, California, Certifying the Final Environmental Impact Report (P07-186) and Adopting the Findings and Statement of Overriding Considerations and Approving the Mitigation Monitoring Program for the Prologis Eucalyptus Industrial Park Project, included as Exhibits A and B.
3. Approve Resolution No. 2014-57, A Resolution of the City Council of the City of Moreno Valley, California, Approving a General Plan Amendment (PA07-0082) from R15, R5, and RA-2 land use designations to Business Park for approximately 71 acres for development of a 2,244,419 square foot industrial park located within Assessor's Parcel Numbers 4880330-011, -012, -013, -017, -018, -019, -020 and -021, as shown on the General Plan Amendment Map included as Exhibit A.
4. Introduce Ordinance No. 880, an Ordinance of the City Council of the City of Moreno Valley, California, Approving a Zone Change (PA07-0081) from Business Park, Business Park Mixed-use, R15, R5, and RA-2 to Light Industrial for approximately 122 acres for development of a 2,244,419 square foot industrial park located within Assessor's Parcel Numbers 488-330-011, 012, -013, -017, -018, -019, -020, and -021, as shown on the Zone Change Map included as Exhibit A.
5. Approve Resolution No. 2014-58, A Resolution of the City Council of the City of Moreno Valley, California, Approving Master Plot Plan application PA07-0083 and Plot Plan applications PA07-0158 through PA07-0162 for development of the 2,244,419 square foot Prologis Eucalyptus Industrial Park Project within the 122 acres of Assessor's Parcel Numbers 488-330-011, 012, -013, -017, -018, -019, -020, and -021, subject to the conditions of approval included as Exhibit A.
6. Approve Resolution No. 2014-59, A Resolution of the City Council of the City of Moreno Valley, California, Approving Tentative Parcel Map 35679 (PA07-0084) for development of the 2,244,419 square foot Prologis Eucalyptus Industrial Park Project within the 122 acres of Assessor's Parcel Numbers 488-330-011, 012, -013, -017, -018, -019, -020, and -021, subject to the conditions of approval included as Exhibit A.

Recess;
Reconvened

Mayor Molina opened the public testimony portion of the public hearing.

City Clerk reported that resident Manya M. Jiannino filled out a speaker slip, was not able to stay and asked the following to be read for the record: "she opposes the Item E.6. We are opposed to the massive Prologis Project - wrong place, wrong emphasis!! Please do not create a warehouse corridor in our beautiful East Side!"

Public testimony was received from Deanna Reeder (opposes), Brandon Carn (opposes), Kathleen Dale (opposes), Gary Potts (opposes), Susan Williams (opposes), Tom Thornsley (opposes), Susan Billinger (opposes), Daryl Terrell (opposes), Michael Lozeau (representing Liuna - Laborers International Union of North America; opposes), Roy Bleckert (supports), Tom Jerele Sr., Michelle Gerard (opposes), and Donovan Saadiq (opposes). Public testimony was closed.

Recommendation to continue item to July 8, 2014 Regular City Council Meeting with public hearing and rebuttal being closed. by m/Council Member Richard A. Stewart, s/Mayor Pro Tem Victoria Baca

Passed by a vote of 5-0.

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

G. REPORTS

G.1 [APPOINTMENTS TO THE CITY COUNCIL ADVISORY BOARDS AND COMMISSIONS](#)

(Report of: City Clerk Department)

Recommendations That the City Council:

1. Appoint those applicants who received majority vote by the City Council.
2. 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.

Continue item to July 8, 2014 City Council meeting. by m/Council Member Richard A. Stewart, s/Mayor Pro Tem Victoria Baca

Passed by a vote of 5-0.

G.2 [CITY MANAGER'S REPORT \(Informational Oral Presentation - not for Council action\)](#) - none

G.3 [CITY ATTORNEY'S REPORT \(Informational Oral Presentation - not for Council action\)](#) – none

H. LEGISLATIVE ACTIONS

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

H.2 ORDINANCES - 2ND READING AND ADOPTION

H.2.1 [ORDINANCE NO. 878. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, AMENDING SECTION 12.20.020 OF CHAPTER 12.20 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE DECLARING PRIMA FACIE SPEED LIMITS ON CERTAIN STREETS \(RECEIVED FIRST READING AND INTRODUCTION ON JUNE 10, 2014 BY A 5-0 VOTE\)](#)

Recommendations That the City Council:

Adopt Ordinance No. 878. An Ordinance of the City Council of the City of Moreno Valley, California, Amending Section 12.20.020 of Chapter 12.20 of the City of Moreno Valley Municipal Code Declaring Prima Facie Speed Limits on Certain Streets.

Mayor Jesse Molina opened public comments for public comments; there being none, public comments were closed.

Adopt Ordinance No. 878. An Ordinance of the City Council of the City of Moreno Valley, California, Amending Section 12.20.020 of Chapter 12.20 of the City of Moreno Valley Municipal Code Declaring Prima Facie Speed Limits on Certain Streets. by m/Council Member Richard A. Stewart, s/Mayor Pro Tem Victoria Baca

Passed by a vote of 5-0.

H.2.2 [ORDINANCE NO. 879. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, AMENDING TITLE 2 OF THE MORENO VALLEY MUNICIPAL CODE RELATING TO THE CREATION OF THE OFFICE OF A DIRECTLY ELECTED MAYOR AND THE NUMBER, DESIGNATION, AND BOUNDARIES OF FOUR COUNCILMANIC DISTRICTS \(RECEIVED FIRST READING AND INTRODUCTION ON JUNE 10, 2014 BY A 5-0 VOTE\)](#)

Recommendations That the City Council:

Adopt Ordinance No. 879. An Ordinance of the City Council of the City of Moreno Valley, California, Amending Title 2 of the Moreno Valley Municipal Code Relating to the Creation of the Office of a Directly Elected Mayor and the Number, Designation, and Boundaries of Four Councilmanic Districts.

Adopt Ordinance No. 879. An Ordinance of the City Council of the City of Moreno Valley, California, Amending Title 2 of the Moreno Valley Municipal Code Relating to the Creation of the Office of a Directly Elected Mayor and the Number, Designation, and Boundaries of Four Councilmanic Districts. by m/Council Member Richard A. Stewart, s/Mayor Pro Tem Victoria Baca

Passed by a vote of 4-1, Council Member George Price opposed.

Mayor Jesse Molina opened public comments for public comments, which were received from Tom Jerele Sr.

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

Council Member George Price

1. Appreciated professional manner the meeting was conducted tonight
2. Announced that Taste of the Valley will be held this Saturday at the Conference & Recreation Center

Council Member Yxstian A. Gutierrez

1. Congratulated Council Member Price and Mayor Molina
2. Thanked the public for being here

Mayor Pro Tem Victoria Baca

1. This Saturday, June 28, at Towngate Park, Tuning Sounds is sponsoring the first annual Walk-A-Thon fundraiser
2. Attended the National Association of Industrial and Office Properties

Conference in Ontario

3. Congratulated Mayor Molina

Mayor Jesse Molina

1. Thanked everyone for being here; thanked for being civil and voicing opinions

There being no further business to conduct, the meeting was adjourned at 10:58 p.m. to Closed Session by unanimous informal consent.

CLOSED SESSION

A Closed Session of the City Council, Community Services District, City as Successor Agency for the Community Redevelopment Agency and Housing Authority was held in City Manager's Conference Room, Second Floor, City Hall. The City Council met 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

Mayor Jesse Molina opened public comments for public comments, which were received from Kevin Giser.

The Closed Session was held pursuant to Government Code:

City Attorney Suzanne Bryant announced that only one case will be discussed: the case listed on the agenda under Section 54956.9(d)(1) City of Moreno Valley vs. Matosantos, Chiang, Angulo, March JPA. She cannot anticipate if there will be any reportable action.

1 SECTION 54956.9(d)(1) - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

- a) [City of Moreno Valley v. Matosantos, Chiang, Angulo, March Joint Powers Authority, Successor Agency to the March Joint Powers Redevelopment Agency](#)
- b) [City of Moreno Valley V. Chen](#)
- c) [City of Moreno Valley V. Chado & Chado](#)

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

None

ADJOURNMENT

There being no further business to conduct, the meeting was adjourned at 11:50 p.m. by unanimous informal consent.

Submitted by:

City Clerk Jane Halstead, CMC
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

Approved by:

Mayor Jesse L. Molina
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