

**MINUTES**  
**CITY COUNCIL REGULAR MEETING OF THE CITY OF MORENO VALLEY**  
**August 26, 2014**

**CALL TO ORDER**

**SPECIAL PRESENTATIONS**

1. Moreno Valley Police Department (MVPD) Officer of the 1st Quarter 2014 - Officer Christopher Loucks
2. Employee of the 2nd Quarter of 2014 - Janet Palacio, Senior Recreation Leader
3. Recognition of 4th of July Independence Day Parade and Family FunFest Sponsors
  - Waste Management, Inc.
  - Polly's Pies Restaurant
  - Oishii Sushi and Teriyaki Japanese Restaurant
4. Proclamation Recognizing Zion Worship Center
5. Proclamation Recognizing Moreno Valley Amateur Radio Association's 30th Anniversary

**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  
August 26, 2014**

**CALL TO ORDER**

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 6:06 p.m. by Mayor Jesse L. Molina in the Council Chamber located at 14177 Frederick Street.

Mayor Jesse L. Molina announced that the City Council receives a separate stipend for CSD meetings.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Public Works Director Ahmad Ansari

**INVOCATION**

[Pastor Diane Gardner - Beautiful Women of God - Diane Gardner Ministries](#)

**ROLL CALL**

Council:

Victoria Baca	Mayor Pro Tem
Jesse L. Molina	Mayor
George Price	Council Member
Richard A. Stewart	Council Member

Staff:

Michelle Dawson	City Manager
Suzanne Bryant	City Attorney
Jane Halstead	City Clerk
Tom DeSantis	Assistant City Manager
Abdul Ahmad	Fire Chief

Ahmad Ansari  
Joel Ontiveros  
Chris Paxton  
Richard Teichert  
John Terell  
Betsy Adams  
Ewa Lopez

Public Works Director  
Police Chief  
Administrative Services Director  
Chief Financial Officer/City Treasurer  
Community and Economic Development Director  
Parks & Community Services Director  
Deputy City Clerk

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

Glenn Jacobs

1. Recall/election

Sherman Jones

1. Family reunion in the Park/election

Scott Heveran

1. Recall and elections

Gaetano Zazzaro

1. Flooding and damage to his property

JoAnn Stephan

1. Recall

Christopher Baca

1. Encouraged citizens to vote
2. Recall
3. Political signs

Curtis L. Gardner

1. Measure R, Directly Elected Mayor

Marcia Amino

1. Asked the City to join other cities in support of Proposition 13

David Marquez

1. Excellent job by Code Compliance Department
2. Community involvement – need to work together

Tom Jerele Sr. (on behalf himself and Sundance Center)

1. Asked to endorse Proposition 13
2. Congratulated Police Department for the good work
3. Flooding

Daryl Terrell

1. State of the City address/ building new Moreno Valley

Kristy Sjoden

1. Conduct of Council candidates

Donovan Saadiq

1. District 5 issues

Kathleen Dale

1. District 4
2. Transparency

Tom Thornsley

1. Wanted to speak regarding Prologis (Item E.3)

Louise Palomarez

1. Election

Gregory Hagans

1. Introduction of candidacy for Eastern Municipal Board District 5

**JOINT CONSENT CALENDARS (SECTIONS A-D)**

Mayor Jesse L. Molina opened the agenda items for the Consent Calendar for public comments, which were received from David Marquez (Item A.9) and Dwayne Lewis (Item A.2).

## A. CONSENT CALENDAR-CITY COUNCIL

- A.1 ORDINANCES - READING BY TITLE ONLY  
Recommendation: Waive reading of all Ordinances.

- A.2 [MINUTES - REGULAR MEETING OF JULY 8, 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 July 2 - August 19, 2014.

- A.4 [APPROVAL OF PAYMENT REGISTER FOR JUNE, 2014](#)  
(Report of: Financial & Management Services Department)

**Recommendation:**  
Adopt Resolution No. 2014-68. A Resolution of the City Council of the City of Moreno Valley, California, Approving the Payment Register for the month of June, 2014 in the amount of \$18,341,897.32.

- A.5 [ADOPT RESOLUTION NO. 2014-69 AUTHORIZING THE CITY ENGINEER TO ACCEPT COMPLETED CONSTRUCTION PROJECTS AS COMPLETE AND TO PROVIDE FOR ALL NECESSARY FOLLOW-UP TO CLOSE OUT PROJECTS](#)  
(Report of: Public Works Department)

**Recommendation:**  
Adopt Resolution No. 2014-69. A Resolution of the City Council of the City of Moreno Valley, California, authorizing the City Engineer to accept completed construction projects as complete, accept the improvements into the City's maintained system, sign the Notice of Completion, authorize the filing of the Notice of Completion with the County Recorder's Office, and authorize the timely release of the contractor's retention payment, if no claims are filed against the project.

- A.6 [AUTHORIZATION TO AWARD CONSTRUCTION CONTRACT TO MAMCO, INC. DBA ALABBASI CONSTRUCTION, FOR THE DELPHINIUM AVENUE SIDEWALK IMPROVEMENTS](#)  
PROJECT NO. 801 0051 70 77  
(Report of: Public Works Department)

**Recommendations**

1. Award the construction contract to Mamco, Inc. dba Alabbasi Construction, 16810 Van Buren Blvd. Suite 200, Riverside, the lowest responsible bidder, for the Delphinium Avenue Sidewalk Improvements.
2. Authorize the City Manager to execute a contract with Mamco, Inc. dba Alabbasi Construction.
3. Authorize the issuance of a Purchase Order to Mamco, Inc. dba Alabbasi Construction, for the amount of \$239,878.80 (\$199,899.00 bid amount plus 20% contingency) when the contract has been signed by all parties.
4. Authorize the Public Works Director/City Engineer to execute any subsequent related minor change orders to the contract with Mamco, Inc. dba Alabbasi Construction up to, but not exceeding, the 20% contingency amount of \$39,979.80, subject to the approval of the City Attorney.

- A.7 [APPROVE THE FIRST AMENDMENT TO AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES WITH PARSONS BRINCKERHOFF, PROJECT NO. 801 0001 70 77](#)  
(Report of: Public Works Department)

**Recommendations**

1. Approve the “First Amendment to Agreement for Professional Consultant Services” with Parsons Brinckerhoff (PB) to provide temporary project management services to the Capital Projects Division of the Public Works Department.
2. Authorize the City Manager to execute the “First Amendment to Agreement for Professional Consultant Services” with PB.
3. Authorize an increase in the Purchase Order to PB in the amount of \$158,000, when the “First Amendment to Agreement for Professional Consultant Services” has been signed by all parties.

- A.8 [A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, DELEGATING AUTHORITY OF THE ADMINISTRATIVE SERVICES DIRECTOR TO ACT ON BEHALF OF THE CITY OF MORENO VALLEY IN MATTERS RELATING TO EXCESS INSURANCE AUTHORITY \(EIA\)](#)  
(Report of: Administrative Services Department)

**Recommendation:**

Adopt Resolution No. 2014-70XX. A Resolution of the City Council of the City of Moreno Valley, California, Delegating Authority of the Administrative Services Director to Act on behalf of the City of Moreno Valley in matters relating to Excess Insurance Authority (EIA).

A.9 APPROPRIATION OF EQUIPMENT REPLACEMENT RESERVE FUNDS FOR THE PURCHASE OF TWO PARAMEDIC SQUADS  
(Report of: Fire Department)

**Recommendations**

1. Authorize a transfer of \$370,000 from Equipment Replacement Reserve Fund (Fund 7510) to the General Fund (1010) for the replacement of Asset #40036 a 1991 Ford Super Duty Squad and Asset #40039 a 1993 Ford Super Duty Squad and their associated equipment.
2. Authorize an appropriation of \$370,000 for the purchase of two paramedic squads and their associated equipment upon approval of the above transfer.
3. Waive the formal bidding process in accordance with Moreno Valley Municipal Code 3.12.260 for the purchase of two (2) Dodge 5500 Crew Cab SLT 4x2 utilizing cooperative purchasing, or "piggybacking", on Riverside County Fire Department's bid awarded to Maintainer Custom Bodies Inc.
4. Authorize the City Manager, or her designee, to execute a purchase order in the amount of \$290,000 to Maintainer Custom Bodies Inc. for two (2) Dodge 5500 Crew Cab SLT 4x2.
5. Authorize the Fire Chief to execute any subsequent related minor change orders to the purchase order, not to exceed \$29,000 during the construction of the vehicle.
6. Reserve remaining equipment funds of \$316,686 within Fund 7510 specifically for future Fire Department vehicle or equipment replacement for eighteen months.

A.10 APPROPRIATION OF EQUIPMENT REPLACEMENT RESERVE FUNDS FOR THE PURCHASE OF A THERMAL IMAGING CAMERA  
(Report of: Fire Department)

**Recommendations**

1. Approve the transfer of \$8,700 from Equipment Replacement Reserve Fund (Fund 7510) to the General Fund (Fund 1010)

2. Authorize an appropriation of \$8,700 for the purchase of a thermal imaging camera upon approval of the above transfer.

A.11 [PA13-0045 \(TR 36598\) – APPROVE FINAL MAP AND ACCEPT THE AGREEMENT AND SECURITY FOR PUBLIC IMPROVEMENTS. DEVELOPER – HABITAT FOR HUMANITY RIVERSIDE, INC., A CALIFORNIA NON-PROFIT CORPORATION, RIVERSIDE, CA, 92507](#)  
(Report of: Public Works Department)

**Recommendations**

1. Approve Final Map for PA13-0045, authorize the City Clerk to sign the map and transmit said map to the County Recorder's Office for recordation.
2. Authorize the Executive Director of the Moreno Valley Housing Authority to sign the map.
3. Accept the Agreement and Security for Public Improvements for Habitat for Humanity Riverside, Inc., a California non-profit corporation.
4. Authorize the Mayor to execute the Agreement.
5. Direct the City Clerk to forward the signed Agreement to the County Recorder's Office for recordation.
6. 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 [RECEIPT OF QUARTERLY INVESTMENT REPORT – QUARTER ENDED JUNE 30, 2014](#)  
(Report of: Financial & Management Services Department)

**Recommendation:**

Receive and file the Quarterly Investment Report for quarter ended June 30, 2014, in compliance with the City's Investment Policy.

A.13 [PA09-0043 \(PARCEL MAP 36262\) – REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING THE PORTION OF THE SOUTHWEST CORNER OF ALESSANDRO BOULEVARD AND MORENO BEACH DRIVE ASSOCIATED WITH THIS PROJECT INTO THE CITY'S MAINTAINED](#)



## STREET SYSTEM

(Report of: Public Works Department)

### **Recommendations**

1. Adopt Resolution No. 2014-71. A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Improvements as Complete within Project PA09-0043 (Parcel Map 36262) and Accepting the Portion of the Southwest Corner of Alessandro Boulevard and Moreno Beach Drive 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.14 ACCEPTANCE OF THE RIVERSIDE COUNTY TRANSPORTATION COMMISSION'S (RCTC) CONGESTION MANAGEMENT AND AIR QUALITY GRANT; ACCEPTANCE OF THE MOBILE SOURCE AIR POLLUTION REDUCTION REVIEW COMMITTEE GRANT; AND AUTHORIZE EXECUTION OF COOPERATIVE AGREEMENTS FOR THE TRANSPORTATION MANAGEMENT CENTER (TMC) ITS DEPLOYMENT PHASE 1B

PROJECT NO. 808 0015 70 76

(Report of: Public Works Department)

### **Recommendations**

1. Accept the Congestion Management and Air Quality (CMAQ) grant award from the Riverside County Transportation Commission (RCTC) of up to \$1,541,700 for the TMC ITS Deployment Phase 1B Project.
2. Authorize the City Manager to execute a Cooperative Agreement with RCTC for the CMAQ grant, subject to approval by the City Attorney.
3. Accept the Mobile Source Air Pollution Reduction Review Committee (MSRC) grant award from the RCTC of up to \$490,000 for the TMC ITS Deployment Phase 1B Project.
4. Authorize the City Manager to execute a Cooperative Agreement with RCTC for the MSRC grant when it is received, subject to approval by the City Attorney.
5. Approve the transfer of \$368,300 from the DIF Traffic Signal Capital

Projects Fund (Fund 3302) to the Capital Projects Grants Fund (Fund 2301).

- A.15 [APPROVE RESOLUTION NO. 2014-74 IN SUPPORT OF SB 69 \(ROTH\) AND AB 1521 \(FOX\) VEHICLE LICENSE FEE FUNDING FOR NEWLY INCORPORATED CITIES](#)  
(Report of: City Manager Department)

**Recommendations**

1. Adopt Resolution No. 2014-74. A Resolution of the City Council of the City of Moreno Valley supporting SB 69 and AB 1521 which advocate for provision of Vehicle License Fee revenues for newly incorporated cities.
2. Authorize the Mayor to sign a letter of support.

**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 JULY 8, 2014 \(Report of: City Clerk's Department\)](#)

**Recommendation:**

Approve as submitted.

- B.3 [LASSELLE SPORTS PARK - EXECUTION OF EASEMENT DEED FOR STORM DRAIN PURPOSES TO THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT \(RCFC&WCD\)](#)  
(Report of: Parks & Community Services Department)

**Recommendations**

1. Adopt Resolution No. CSD 2014-12. A Resolution of the Board of Directors of the Moreno Valley Community Services District of the City of Moreno Valley, California, Authorizing the Execution of an Easement Deed for Storm Drain Purposes Over Lasselle Sports Park APN 312-130-024 to the Riverside County Flood Control and Water Conservation District.
2. Direct the City Clerk to forward the signed Easement Deed to the Riverside County Flood Control and Water Conservation District (RCFC&WCD) for further processing and recordation.

- B.4 [ACCEPTANCE OF GRANT MONIES FROM THE CALIFORNIA DEPARTMENT OF EDUCATION, CHILD DEVELOPMENT SERVICES,](#)

FOR CHILD CARE SERVICES AND ADOPTION OF THE RESOLUTION TO CERTIFY THE APPROVAL OF THE GOVERNING BOARD

(Report of: Parks & Community Services Department)

**Recommendations**

1. Authorize the acceptance of grant monies in the amount of \$561,056 for Fiscal Year (FY) 2014/2015 from the California Department of Education, Child Development Division, for the purpose of providing school age child care and development services.
2. Adopt Resolution No. CSD 2014-13. A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Certifying the Approval of the Governing Board to enter into a Transaction with the California Department of Education for the Purpose of Providing Child Care and Development Services and to Authorize Designated Personnel to Sign Contract Documents for FY 2014/2015

**C. CONSENT CALENDAR - HOUSING AUTHORITY**

C.1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

C.2 MINUTES - REGULAR MEETING OF JULY 8, 2014 (Report of: City Clerk's Department)

**Recommendation:**

Approve as submitted.

C.3 PA13-0045 (TR 36598) – APPROVE FINAL MAP AND ACCEPT THE AGREEMENT AND SECURITY FOR PUBLIC IMPROVEMENTS. DEVELOPER – HABITAT FOR HUMANITY RIVERSIDE, INC., A CALIFORNIA NON-PROFIT CORPORATION, RIVERSIDE, CA, 92507

(Report of: Public Works Department)

**Recommendations**

1. Approve Final Map for PA13-0045, authorize the City Clerk to sign the map and transmit said map to the County Recorder's Office for recordation.
2. Authorize the Executive Director of the Moreno Valley Housing Authority to sign the map.
3. Accept the Agreement and Security for Public Improvements for Habitat for Humanity Riverside, Inc., a California non-profit corporation.

4. Authorize the Mayor to execute the Agreement.
5. Direct the City Clerk to forward the signed Agreement to the County Recorder's Office for recordation.
6. 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.

#### **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 JULY 8, 2014 \(Report of: City Clerk's Department\)](#)

**Recommendation:**

Approve as submitted.

**Motion to Approve Joint Consent Calendar Items A.1 through D.2 by m/Mayor Pro Tem Victoria Baca, s/Council Member Richard A. Stewart**

**Passed by a vote of 4-0.**

#### **E. PUBLIC HEARINGS**

Recess;  
Reconvened

##### E.1 [PUBLIC HEARING TO ADOPT SUBSTANTIAL AMENDMENT #1 TO THE 2014-15 ANNUAL ACTION PLAN AFFECTING THE HOME PROGRAM AND ADDING THE EMERGENCY SOLUTIONS GRANT \(ESG\) TO MORENO VALLEY'S CONSOLIDATED PLAN](#)

(Report of: Financial & Management Services Department)

**Recommendations That the City Council:**

1. Conduct a Public Hearing to allow public comment on the proposed Substantial Amendment, ESG and HOME.
2. Review and adopt the proposed Substantial Amendment to the FY 2014/15 Annual Action Plan.

3. Approve the necessary Revenue and Expense Appropriations and authorize the Chief Financial Officer to process the adjustments.
4. Authorize the City Manager to reallocate grant funds between HUD-approved grant activities and to execute the necessary agreements for approved grant activities.

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

**Review and adopt the proposed Substantial Amendment to the FY 2014/15 Annual Action Plan.**

**Approve the necessary Revenue and Expense Appropriations and authorize the Chief Financial Officer to process the adjustments.**

**Authorize the City Manager to reallocate grant funds between HUD-approved grant activities and to execute the necessary agreements for approved grant activities. by m/Council Member George Price, s/Council Member Richard A. Stewart**

**Passed by a vote of 4-0.**

E.2 [PUBLIC HEARING FOR THE FOURTH AMENDMENT TO THE DEVELOPMENT AGREEMENT FOR TOWNGATE. THE APPLICANT IS PALM TREE COMMUNITIES CONSULTING INC.](#)

(Report of: Community & Economic Development Department)

**Recommendations That the City Council:**

1. RECOGNIZE that the Development Agreement will not have the potential for any direct or indirect impacts under the California Environmental Quality Act (CEQA) and is therefore exempt under Section 15061 of the CEQA Guidelines.
2. ADOPT Resolution No. 2014-72. A Resolution of the City Council of the City of Moreno Valley, California, Approving P13-138, the Fourth Amendment to the Annexation and Development Agreement for TownGate to Extend the Life of the Agreement for a Total of Five Years.

John Loper, applicant, made a presentation on behalf of land owners.

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

**RECOGNIZE that the Development Agreement will not have the**

potential for any direct or indirect impacts under the California Environmental Quality Act (CEQA) and is therefore exempt under Section 15061 of the CEQA Guidelines. by m/Council Member Richard A. Stewart, s/Council Member George Price

Passed by a vote of 4-0.

ADOPT Resolution No. 2014-72. A Resolution of the City Council of the City of Moreno Valley, California, Approving P13-138, the Fourth Amendment to the Annexation and Development Agreement for TownGate to Extend the Life of the Agreement for a Total of Five Years. by m/Mayor Pro Tem Victoria Baca, s/Council Member George Price

Passed by a vote of 4-0.

- E.3 [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:**

Consider the applicant's request for a continuance of this item to the City Council's October 14, 2014 public hearing agenda to allow for time to modify the project documents for consistency with the reduced intensity alternative.

City Attorney Suzanne Bryant advised the City Council that if the Council Members met with anybody, they should disclose on the record who they met with and what the topic of the discussion was because the public hearing had been closed. If the Council decides to continue it to October 14, then the new notice with the new hearing will be published.

Council Member Richard A. Stewart stated that he met with the proponent Mr. Cavanagh and viewed the old and the new greatly reduced proposal

that will be finalized and resubmitted. Staff was with him at that time.

Council Member George Price stated that he also met at a separate time with the proponent Mr. Cavanagh and with staff on the proposed change.

Mayor Pro Tem Victoria Baca stated that she met with Mr. Cavanagh individually with no other Council person or staff present and discussed his desire to make some modifications to his project. There was no decision made. Nothing further was discussed other than wishing to postpone today's hearing.

Mayor Jesse L. Molina stated that he also met with the proponent and his son with no staff present in the City Manager's Conference Room by chance. They showed him what they are proposing to do - reducing the size and resubmitting it. He gave them no answer; just spoke with them.

The Council allowed the public speakers to speak on the continuance only.

Mayor Jesse L. Molina opened the public testimony portion of the public hearing. Public testimony was received from JoAnn Stephan (supports), Kathleen Dale (opposes), Donovan Saadiq (supports continuance), Tom Thornsley (opposes), Craig Ramirez (opposes), Robert Palomarez (supports), and Tom Jerele Sr. (supports).

**Consider the applicant's request for a continuance of this item to the City Council's October 14, 2014 public hearing agenda to allow for time to modify the project documents for consistency with the reduced intensity alternative. by m/Council Member George Price, s/Council Member Richard A. Stewart**

**Passed by a vote of 4-0.**

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

### **G. REPORTS**

#### **G.1 [CITY COUNCIL REPORTS ON REGIONAL ACTIVITIES \(Informational Oral Presentation - not for Council action\)](#)**

##### **G.1.1 [Mayor Jesse L. Molina reports on Riverside Transit Agency \(RTA\)](#)**

Mayor Jesse L. Molina reported that at the August 21, 2014 RTA meeting, members discussed RTA comprehensive operational analysis draft recommendations. Received a letter from RTA proposing 10 year transit network plan. The plan affects virtually every route in the RTA system.

Invited everyone to an upcoming public outreach meeting regarding proposed modifications to our bus system. For details regarding proposed changes and public input, please visit the City's Web site or go to [www.riversidetransit.com](http://www.riversidetransit.com).

Will submit a copy of the letter to the City Clerk.

G.1.2 Council Member Richard A. Stewart reports on March Joint Powers Commission (MJPC)

Council Member Richard A. Stewart reported the following:

a new Kaiser facility occupied a building in Meridian

National Guard 163rd stationed at the March Air Force Reserve Base received a new predator, model MQ-9. On August 20, a ribbon-cutting launch of MQ9 was held at the Victorville Logistics Airport. National Guard will continue at March as they have a new mission and a brand new airplane.

March Health Care will proceed with development of couple of parcels, which are now in escrow. Hopes, it will happen very soon.

Mayor Jesse Molina opened the agenda item for public comments, which were received from Tom Jerele Sr. (Item G.1.2).

G.1.3 [Mayor Pro Tem Victoria Baca reports on Western Riverside Council of Governments \(WRCOG\)](#)

Mayor Pro Tem Victoria Baca reported from August WRCOG meeting: a resolution was adopted for a commitment to supporting and promoting healthy communities; it supports policies that focus on health, wellness and healthy lifestyle; brought back the resolution as a template; would like the City to adopt the resolution; we need to do more to promote health in our community

G.2 [APPOINTMENTS TO THE JULY 4TH ADVISORY BOARD](#)  
(Report of: City Clerk Department)

**Recommendations That the City Council:**

1. Appoint three (3) members to the July 4th Advisory Board with terms expiring July 31, 2017.
2. Appoint Nathan Nguyen to the July 4th Advisory Board as a teenage member for a term expiring July 31, 2017, or until high school graduation, whichever comes first.



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.

Mayor Jesse L. Molina opened the agenda item for public comments; there being none, public comments were closed.

**Motion to appoint Michelle M. DeJohnette, Ashley V. Holquin, and Patricia Holquin with terms expiring July 31, 2017. Appoint Nathan Nguyen to the July 4th Advisory Board as a teenage member for a term expiring July 31, 2017, or until high school graduation, whichever comes first by m/Council Member George Price, s/Council Member Richard A. Stewart**

**Passed by a vote of 4-0.**

G.3 **DECLARING INTENTION TO PROVIDE FOR A CITYWIDE FUTURE ANNEXATION AREA FOR CFD NO. 2014-01 AND TO AMEND AND RESTATE THE RATE AND METHOD OF APPORTIONMENT TO REASSIGN THE EXISTING TAX RATE AREA NO. 1 INTO TWO SEPARATE TAX RATE AREAS**

(Report of: Financial & Management Services Department)

**Recommendations That the City Council:**

Adopt Resolution No. 2014-73. A Resolution of the City Council of the City of Moreno Valley, California, Declaring its Intention to Provide for Future Annexation of Territory to City of Moreno Valley Community Facilities District No. 2014-01 (Maintenance Services) and to Amend and Restate the Rate and Method of Apportionment for the District to Designate Tax Rate Areas No. LM-01 and SL-01.

Mayor Jesse L. Molina opened the agenda item for public comments; there being none, public comments were closed.

**Adopt Resolution No. 2014-73. A Resolution of the City Council of the City of Moreno Valley, California, Declaring its Intention to Provide for Future Annexation of Territory to City of Moreno Valley Community Facilities District No. 2014-01 (Maintenance Services) and to Amend and Restate the Rate and Method of Apportionment for the District to Designate Tax Rate Areas No. LM-01 and SL-01. by m/Council Member Richard A. Stewart, s/Mayor Pro Tem Victoria Baca**

**Passed by a vote of 4-0.**

G.4 AUGUST 2014 COUNCIL COMMITTEE PARTICIPATION APPOINTMENTS

(Report of: City Clerk Department)

**Recommendations That the City Council:**

1. Appoint Council Member George E. Price to serve as the City of Moreno Valley's alternate representative on the Riverside County Transportation Commission (RCTC).
2. Appoint Council Member George E. Price to serve as the City of Moreno Valley's alternate representative on the Western Riverside Council of Governments (WRCOG).
3. Approve the appointments to the remaining various committees and regional bodies, as highlighted on the August 2014 Council Committee Participation – Mayor's Recommendations list.

Mayor Jesse L. Molina opened the agenda item for public comments; there being none, public comments were closed.

**Appoint Council Member George E. Price to serve as the City of Moreno Valley's alternate representative on the Riverside County Transportation Commission (RCTC) by m/Council Member Richard A. Stewart, s/Mayor Pro Tem Victoria Baca**

**Passed by a vote of 4-0.**

**Appoint Council Member George E. Price to serve as the City of Moreno Valley's alternate representative on the Western Riverside Council of Governments (WRCOG) by m/Council Member Richard A. Stewart, s/Mayor Pro Tem Victoria Baca**

**Passed by a vote of 4-0.**

**Approve the appointments to the remaining various committees and regional bodies, as highlighted on the August 2014 Council Committee Participation – Mayor's Recommendations list. by m/Council Member Richard A. Stewart, s/Mayor Pro Tem Victoria Baca**

**Passed by a vote of 4-0.**

G.5 CONSIDERATION OF THE PROCEDURAL OPTIONS TO FILL THE VACANCY ON THE COUNCIL IN DISTRICT 4

(Report of: City Attorney Department)

**Recommendations That the City Council:**

Consider the procedural options to fill the vacant Council seat in District 4.

Mayor Jesse L. Molina opened the agenda item for public comments, which were received from Deanna Reeder (opposes appointment), Scott Heveran (opposes), Tom Thornsley (opposes), Kathleen Dale (opposes), Lori Nickel (opposes appointment), and Tom Jerele Sr. (supports).

No action taken.

G.6 [CITY MANAGER'S REPORT \(Informational Oral Presentation - not for Council action\)](#)

The City Manager Michelle Dawson reported that we have fourth consecutive year of growth in sales tax; we have reached a level of sales tax revenue that is equal to what we had prior to the recession. We encourage residents to continue to keep their shopping dollars in Moreno Valley.

Thanked Chief Ontiveros for a ride-along for National Night Out this month. Went to four different neighborhoods: residents getting together celebrating community oriented policing programs, such as neighborhood watch; thanked residents who hosted this event;

Thanked Chief and his team for the enhanced outreach efforts - last week they hosted Coffee with a Cop event that was very well attended; they are starting zone meetings; the first one will be held tomorrow at TownGate Center for Zone 2, which encompasses Districts 1 and 5. Attended a promotion ceremony for the new Undersheriff Bill Di Yorio (former City's Police Chief).

G.7 [CITY ATTORNEY'S REPORT \(Informational Oral Presentation - not for Council action\)](#)

The City Attorney Suzanne Bryant reported that the appeal in the case City of Moreno Valley vs. Matosantos, Chiang, Angulo, March Joint Powers Authority, Successor Agency to the March Joint Powers Redevelopment Agency, Sacramento Superior Court, case number 34-2013-80001478 has been abandoned. The case has settled. Furthermore, the cross-complaint filed by Perris and the City of Riverside has been dismissed. Stated that she received this information just this week.

**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**

Mayor Pro Tem Victoria Baca

1. Replied to some comments that were made earlier today; it is a political season, campaign season, and some comments are not factual; stated that no one was indicted except Marcelo Co; there was no Brown Act violation when she was in the office
2. Clarified that she meant to say "enforcement," not penalties, when she was praising Eastern Municipal Water District for the presentation at the last Council meeting. We are looking for enforcement of the regulations that the state is recommending for the cities. We have a drought and we need to conserve water
3. Responded to public speaker's comments regarding her fundraising event
4. Veterans event will take place on September 10, at banquet hall on the corner of Elsworth and Alessandro
5. Attended a Coffee with a Cop event on August 20; it was well attended; will attend Moreno Valley Police Department Community Oriented Policing Zone 2 meeting at the TownGate Center on August 27; encouraged residents of District 5 to come and bring their concerns

Council Member Richard A. Stewart

1. Stated that the State of the City event is a Chamber of Commerce event and it was sold out; it will be held this Thursday, and citizens can view the presentation in a separate room by video for free
2. Regarding signs and politics; signs regulations have to be neutral in content - whatever is allowed for businesses, the same has to be applied to political signs
3. National Guard at the March Reserve Base; the Defense Department is cutting back significantly. Asked residents to lobby for C17 planes for March
4. Met, together with the Public Works Director, with members of Home

Owners Association regarding flooding problems that need to be addressed. In many cases, it is a private property vs. a private property

5. Only 99 Cents Store has been opened on Heacock and Ironwood; another 99 cents store will be opening soon on Cottonwood and Frederick

6. Was impressed with the story regarding burglary arrests. Police Chief responded that over the course of the last 10 days, the burglary suppression team, robbery suppression team and other teams have effected approximately 21 arrests for various felonies including multiple burglaries that occurred in the Sunnymead corridor and recently a residential burglary on Steeple Chase. Many items of stolen properties were recovered.

7. Attended the Public Safety Subcommittee meeting. POP team, which started with four officers paid for by CDBG block grant money, was very successful, and it was expanded to the whole city. Hopes that the next council will bring back officers who were cut.

#### Council Member George Price

1. Stoneridge Kirkland's, gift and home goods store, will be opening in Stoneridge Shopping Center by the end of the year

2. Attended African American Family Reunion at the Celebration Park; thanked the City Manager, Parks & Community Services Director, and everyone who helped with the event; it was a wonderful and very well attended event, with a lot of informational booths

3. At the last Council meeting, a resident Dave Marquez spoke about trash on the east end. Dave Marquez will be a volunteer coordinator; he is willing to work on the solution

4. Received an email from Chad Schnitger, representative from California Drivers Alliance, requesting to postpone the upcoming gasoline tax that the California Resources Board plans to implement on January 1. That will raise price of gas from 4 to 19 percent, which translates to 76 cents a gallon. Mr. Schnitger is asking the Council to take a position on this issue

5. We have rules for public comments; Comments should be addressed to the presiding officer or to the City Council; asked to run on your own merits to get you elected and to keep the meetings civil on both sides, to bring respectability back to the city

Mayor Jesse L. Molina

1. Emphasized that he let people speak because it is their constitutional right. Stated that he is hearing now more positive; when we think positive, positive things happen
2. Announced that Coffee with a Cop and Zone meeting will be held tomorrow at TownGate Center, 7 - 9 p.m.; get to know your police officers
3. Last night, attended Emerging Leaders Council meeting, where members discussed City's issues; has a wish to have no trash and a nice clean city
4. Tries to attend as many functions as he can; attended Coffee with a Cop; kudos to PD Chief for taking care of issues on Sunnymead Blvd.
5. Many positive things are happening: grants for the homeless, the sales tax has increased, and the economy is on the rebound, issues with flooding in the City will be addressed
6. Addressed talks about crime going up in the city - officers are out there keeping control; Police Chief is on top of the issues; Police zoning will let residents meet the police officers, get to know them, will show how to start neighborhood watch, and get to know your neighbors. It is all about community and watching for each other; we can prevent crime by reporting unusual thing, suspicious people. Asked to visit City's Web site moval.org for more information
9. Thanked everybody for having positive attitude and hopes to see that positive attitude grow

**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.

The City Attorney Suzanne Bryant announced that pursuant to Government Code Section 54956.9(D)2, we will be discussing one set of existing facts and circumstances that might expose the City to litigation. We will be also discussing properties listed on the Closed Session agenda as item 3a and b. The City Attorney does not anticipate any reportable action from the Closed Session.

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

Mayor Jesse L. Molina opened the agenda item for Closed Session, which was received from Kathleen Dale (Item 3b).

The Closed Session was 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

3 SECTION 54956.8 - CONFERENCE WITH REAL PROPERTY NEGOTIATOR

- a) Property: 115 kV Substation Site  
City Negotiator: Ahmad R. Ansari, P.E.  
Under Negotiation: Price and terms of payment  
Owner: William and Nancy Arnold  
Owners Negotiator:  
APN 312-250-016
- b) Property: City of Moreno Valley Owned Parcels  
City Negotiator: Michelle Dawson, City Manager  
Under Negotiation: Price and terms of payment  
Owner: Adam C. Smith, Vice President, CV Communities  
Owners Negotiator:  
APN 487-470-023, 487-470-026 and 487-470-027

**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 9:38 p.m. by unanimous informal consent.

Submitted by:

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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:

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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