



REVISED 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**

February 7, 2017

REGULAR MEETING – 6:00 PM

City Council Study Sessions

Second Tuesday of each month – 6:00 p.m.

City Council Meetings

Special Presentations – 5:30 P.M.

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

City Council Closed Session

Will be scheduled as needed at 4:30 p.m.

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 Guy Pegan, ADA Coordinator, at 951.413.3120 at least 72 hours before the meeting. The 72-hour notification will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

Victoria Baca, Mayor Pro Tem
David Marquez, Council Member

Dr. Yxstian A. Gutierrez, Mayor

Jeffrey J. Giba, Council Member
Vacant

AGENDA
CITY COUNCIL OF THE CITY OF MORENO VALLEY
February 7, 2017

CALL TO ORDER - 5:30 PM

SPECIAL PRESENTATIONS

1. Eagle Scout Recognition
 - a) Samuel Amaya
 - b) Adam Greer

**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
FEBRUARY 7, 2017**

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

INVOCATION

Pastor Mark Avila, Calvary Chapel Moreno Valley

ROLL CALL

INTRODUCTIONS

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

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

Those wishing to speak should complete and submit a BLUE speaker slip to the Sergeant-at-Arms. 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.

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 - THE MOTION TO ADOPT AN ORDINANCE LISTED ON THE CONSENT CALENDAR INCLUDES WAIVER OF FULL READING OF THE ORDINANCE.

Recommendation: Waive reading of all Ordinances.

- A.2. MINUTES - CITY COUNCIL - REGULAR MEETING - OCT 4, 2016 6:00 PM

Recommendation: Approve as submitted.

- A.3. COUNCIL DISCRETIONARY EXPENDITURE REPORTS FOR FISCAL YEAR 2016/2017 AS OF July 1, 2016 AND REIMBURSABLE ACTIVITIES REPORT FOR JULY 1, 2016 - December 31, 2016 (Report of: City Clerk)

Recommendation:

1. Receive and file the Fiscal Year 2016/2017 Council Discretionary Expenditure Reports and the Reimbursable Activities Report as of July 1, 2016 through December 31, 2016.

- A.4. LIST OF PERSONNEL CHANGES (Report of: Administrative Services)

Recommendation:

1. Ratify the list of personnel changes as described.

- A.5. APPROVE AGREEMENT BETWEEN THE CITY OF MORENO VALLEY AND HOMETOWN CONNECTIONS INTERNATIONAL, LLC FOR STRATEGIC FACILITATION SERVICES FOR MORENO VALLEY UTILITY (Report of: Financial & Management Services)

Recommendation:

1. Approve Agreement between the City of Moreno Valley and Hometown Connections International, LLC for Strategic Facilitation Services for Moreno Valley Utility.

- A.6. RESOLUTIONS OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY AND THE CITY COUNCIL IN ITS CAPACITY AS COMMISSIONERS OF THE CITY OF MORENO VALLEY HOUSING AUTHORITY TO AUTHORIZE AND APPROVE AN EXTENSION OF TIME UNDER THE HEALTH AND SAFETY CODE SECTION 33334.16 FOR

DEVELOPMENT OF AFFORDABLE HOUSING (Report of: Financial & Management Services)

Recommendation:

1. Approve Resolution No. 2017-07, a Resolution of the City Council of the City of Moreno Valley, California, Approving an Extension of Time under Health and Safety Code Section 33334.16 and affirming the Intention of the City Council that the Property be Used Directly or Indirectly in the Manner Prescribed by Health and Safety Code Section 33334.16.

- A.7. PA07-0129 (TR 35606) – APPROVE TRACT MAP 35606 LOCATED ON METRIC DRIVE BETWEEN HUBBARD STREET AND PERRIS BOULEVARD. DEVELOPER: METRIC HOMES, LLC (Report of: Public Works)

Recommendations:

1. Approve Tract Map 35606 for PA07-0129.
2. Authorize the City Clerk to sign the map and transmit said map to the County Recorder's Office for recordation.

- A.8. PAYMENT REGISTER - NOVEMBER 2016 (Report of: Financial & Management Services)

Recommendation:

1. Receive and file the Payment Register.

- A.9. PARTICIPATION IN EASTERN MUNICIPAL WATER DISTRICT'S TURF REMOVAL REBATE PROGRAM FOR ZONE 03 AND ZONE 04 OF LANDSCAPE MAINTENANCE DISTRICT NO. 2014-02 (Report of: Public Works)

Recommendations:

1. Authorize Participation in Eastern Municipal Water District's (EMWD) Turf Removal Program for a Rebate of up to \$232,858.00 for the benefit of Zone 03 and Zone 04 of Landscape Maintenance District (LMD) No. 2014-02.
2. Approve the First Amendment to the fiscal year (FY) 2016/17 Independent Contractor Agreement for Landscape Districts – South with Merchants Landscape Services, Inc., 1510 S. Lyon St., Santa Ana, CA, 92705 ("First Amendment") to replace certain turf areas with drought tolerant landscaping and water efficient irrigation (Additional

Work) and to reduce the frequency of service in Zone 04.

3. Approve budget adjustments as set forth in the Fiscal Impact section of this report.
4. Authorize the City Manager to execute the First Amendment which includes authorizing the City Manager to execute subsequent amendments or extensions to the Agreement, and the authority to authorize associated purchase orders in accordance with the terms of the Agreement as amended, subject to the approval of the City Attorney and provided sufficient funding appropriations and program approvals have been granted by the City Council, which may include potential contingencies for unanticipated work.
5. Authorize the issuance of a change order for FY 2016/17 from the current not-to-exceed amount of \$345,595.60 to a new not-to-exceed amount of \$626,083.47, an increase of \$280,487.87 for the First Amendment.

A.10. APPROVE AND ADOPT THE REVISED DEBT MANAGEMENT POLICY
(Report of: Financial & Management Services)

Recommendation:

1. Approve and Adopt the revised Debt Management Policy.

A.11. ACCEPTANCE OF CALIFORNIA DEPARTMENT OF RESOURCES,
RECOVERY AND RECYCLING USED OIL PAYMENT PROGRAM AWARD
(Report of: Public Works)

Recommendation:

1. Staff recommends the City Council approve the acceptance of the Used Oil Payment Program grant funds awarded by the California Department of Resources, Recovery and Recycling (CalRecycle), in the amount of \$55,462.00.

*A.12. APPROVAL OF EMPLOYMENT AGREEMENT WITH PATRICIA JACQUEZ-
NAREZ TO SERVE AS THE NEW CITY CLERK (Report of: City Attorney)

Recommendation:

1. It recommended that Council approve the Employment Agreement with Patricia Jacquez-Nares to serve as the new City Clerk and authorize the Mayor to execute it on behalf of the City.

B. CONSENT CALENDAR-COMMUNITY SERVICES DISTRICT

- B.1. ORDINANCES - READING BY TITLE ONLY - THE MOTION TO ADOPT AN ORDINANCE LISTED ON THE CONSENT CALENDAR INCLUDES WAIVER OF FULL READING OF THE ORDINANCE.

Recommendation: Waive reading of all Ordinances.

- B.2. MINUTES - REGULAR MEETING OF OCTOBER 4, 2016 (See A.2)

Recommendation: Approve as submitted.

C. CONSENT CALENDAR - HOUSING AUTHORITY

- C.1. ORDINANCES - READING BY TITLE ONLY - THE MOTION TO ADOPT AN ORDINANCE LISTED ON THE CONSENT CALENDAR INCLUDES WAIVER OF FULL READING OF THE ORDINANCE.

Recommendation: Waive reading of all Ordinances.

- C.2. MINUTES - REGULAR MEETING OF OCTOBER 4, 2016 (See A.2)

Recommendation: Approve as submitted.

- C.3. RESOLUTIONS OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY AND THE CITY COUNCIL IN ITS CAPACITY AS COMMISSIONERS OF THE CITY OF MORENO VALLEY HOUSING AUTHORITY TO AUTHORIZE AND APPROVE AN EXTENSION OF TIME UNDER THE HEALTH AND SAFETY CODE SECTION 33334.16 FOR DEVELOPMENT OF AFFORDABLE HOUSING (Report of: Financial & Management Services)

Recommendations:

1. Adopt Resolution No. HA 2017-01, A Resolution of the Moreno Valley Housing Authority of the City of Moreno Valley, California, Requesting that the City Council of the City of Moreno Valley Request an Extension of Time Under Health and Safety Code Section 33334.16.

D. CONSENT CALENDAR - BOARD OF LIBRARY TRUSTEES

- D.1. ORDINANCES - READING BY TITLE ONLY - THE MOTION TO ADOPT AN ORDINANCE LISTED ON THE CONSENT CALENDAR INCLUDES WAIVER OF FULL READING OF THE ORDINANCE.

Recommendation: Waive reading of all Ordinances.

D.2. MINUTES - REGULAR MEETING OF OCTOBER 4, 2016 (See A.2)

Recommendation: 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 Sergeant-at-Arms.

E.1. PUBLIC HEARING TO COLLECT COMMUNITY NEEDS COMMENTS & ADOPT 2017-18 OBJECTIVES & POLICIES (Report of: Financial & Management Services)

Recommendations: That the City Council:

1. Conduct a Public Hearing to allow for the public to comment on the needs of low-and-moderate income residents in Moreno Valley.
2. Approve the proposed CDBG, HOME, and ESG Grant Objectives and Policies for the 2017-2018 Program Year.

E.2. A PUBLIC HEARING FOR AN APPEAL (PAA16-0001) OF THE PLANNING COMMISSION'S DECEMBER 15, 2016 APPROVAL OF PEN16-0020 (PA16-0002), PLOT PLAN FOR A 446,350 SQUARE FOOT WAREHOUSE BUILDING ON 19.64 ACRES ON WEST SIDE OF INDIAN STREET, SOUTH OF GROVE VIEW ROAD IN THE MORENO VALLEY INDUSTRIAL AREA SPECIFIC PLAN 208. AN ENVIRONMENTAL IMPACT REPORT (EIR) WAS PREPARED FOR THE PROJECT. THE APPELLANT IS BLUM/COLLINS LLP. FOR THE SOCIAL ENVIRONMENTAL JUSTICE ALLIANCE. (Report of: Community Development)

Recommendations: That the City Council:

1. **APPROVE Resolution 2017-08.** A Resolution of the City Council of the City of Moreno Valley, California, denying the appeal and sustaining the December 15, 2016 actions of the Planning Commission and thereby the City Council CERTIFIES the Final Environmental Impact Report (EIR) PEN16-0019 (P16-003) included as Exhibit A, ADOPTS the Mitigation Monitoring and Reporting Program included as Exhibit B, ADOPTS the Findings and Statement of Overriding Considerations included as Exhibit C, and APPROVES Plot Plan PEN16-0020 (PA16-0002) with Conditions of Approval included as Exhibit D, for the Indian Street Commerce Center project, a 446,350 square foot warehouse building.

E.3. MUNICIPAL CODE UPDATE – SECTION 8.12.140 - DUTIES AND RESPONSIBILITIES OF THE FLOODPLAIN ADMINISTRATOR (Report of: Public Works)

Recommendations: That the City Council:

1. Conduct a Public Hearing on proposed amendment to Section 8.12.140 of the City of Moreno Valley Municipal Code.
2. Introduce Ordinance No. 919, an Ordinance of the City Council of the City of Moreno Valley, California, thereby amending the City of Moreno Valley Municipal Code Section 8.12.140 related to floodplain development approvals.
3. Set the second reading and adoption of the Ordinance for the next regularly scheduled Council Meeting on February 21, 2017.

E.4. PUBLIC HEARING FOR THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM MAIL BALLOT PROCEEDING (Report of: Public Works)

Recommendations: That the City Council:

1. Conduct the Public Hearing and accept public testimony regarding the mail ballot proceeding for In-N-Out Burgers for approval of the National Pollutant Discharge Elimination System (NPDES) maximum commercial/industrial regulatory rate to be applied to the property tax bill.
2. Direct the City Clerk to count the returned NPDES ballot.
3. Verify and accept the results of the mail ballot proceeding as maintained by the City Clerk on the Official Tally Sheet.
4. Receive and file the Official Tally Sheet with the City Clerk's office.
5. If approved, authorize and impose the NPDES maximum commercial/industrial regulatory rate to the Assessor's Parcel Numbers mentioned in this report.

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)

March Joint Powers Commission (JPC)

Riverside County Habitat Conservation Agency (RCHCA)

Riverside County Transportation Commission (RCTC)

Riverside Transit Agency (RTA)

Western Riverside Council of Governments (WRCOG)

Western Riverside County Regional Conservation Authority (RCA)

School District/City Joint Task Force

Southern California Association of Governments (SCAG)

G.2. EMERGING LEADERS COUNCIL ANNUAL REPORT (ORAL PRESENTATION) (Report of: City Clerk)

G.3. APPROVAL OF FISCAL YEAR 2016/17 FIRST QUARTER BUDGET REVIEW, FIRST QUARTER BUDGET AMENDMENTS, AND OPERATING AND CAPITAL CARRYOVERS FROM FISCAL YEAR 2015/16 (Report of: Financial & Management Services)

Recommendations: That the City Council:

1. Receive and file the Fiscal Year 2016/17 First Quarter Budget Review. (Attachment 1)
2. Adopt Resolution No. 2017-09. A resolution of the City Council of the City of Moreno Valley, California, adopting the revised operating budgets for fiscal year 2016/17.
3. Approve the creation of a new Senior Management Analyst position to support the Economic Development Department.
4. Approve the reactivation of the unfunded Deputy City Attorney position to support the City Attorney's Office.
5. Approve the elimination of the vacant Senior Engineer, P.E. within Transportation Division.

6. Approve the Position Control Roster. Specific positions are discussed within this staff report and listed on Attachment 9 to this staff report.

Recommendations: That the CSD:

1. Adopt Resolution No. CSD 2017-01. A resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, adopting the revised operating and capital budgets for Fiscal Year (FY) 2016/17.

Recommendations: That the HA:

1. Adopt Resolution No. HA 2017-02. A resolution of the Moreno Valley Housing Authority of the City of Moreno Valley, California, adopting the revised operating and capital budgets for Fiscal Year (FY) 2016/17.

Recommendations: That the SA:

1. Adopt Resolution No. SA 2017-01. A resolution of the Moreno Valley Successor Agency to the Community Redevelopment Agency of the City of Moreno Valley, California, adopting the revised operating and capital budgets for Fiscal Year (FY) 2016/17.

G.4. APPROVE AND ADOPT THE FUND BALANCE AND FINANCIAL RESERVES POLICY (Report of: Financial & Management Services)

Recommendation:

1. Approve and Adopt the Fund Balance and Financial Reserves Policy.

G.5. CITY ATTORNEY'S REPORT

(Informational Oral Presentation - not for Council action)

G.6. CITY MANAGER'S REPORT

(Informational Oral Presentation - not for Council action)

H. LEGISLATIVE ACTIONS

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

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

H.3. ORDINANCES - URGENCY ORDINANCES - NONE

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

PUBLIC INSPECTION

The contents of the agenda packet are available for public inspection on the City's website at www.moval.org and in the City Clerk's office at 14177 Frederick Street during normal business hours.

Any written information related to an open session agenda item that is known by the City to have been distributed to all or a majority of the City Council less than 72 hours prior to this meeting will be made available for public inspection on the City's website at www.moval.org and in the City Clerk's office at 14177 Frederick Street during normal business hours.

ADJOURNMENT

CERTIFICATION

I, Marie Macias, MMC, Interim City Clerk of the City of Moreno Valley, California, certify that 72 hours prior to this Regular Meeting, the City Council Agenda was posted on the City's website at: www.moval.org and in the following three public 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

Marie Macias, MMC
Interim City Clerk

Date Posted: February 2, 2017