



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

April 14, 2015

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

City Council Study Sessions

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

City Council Meetings

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

City Council Closed Sessions

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

City Hall Council Chamber - 14177 Frederick Street

Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities, in compliance with the Americans with Disabilities Act of 1990. Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to Mark Sambito, ADA Coordinator, at 951.413.3120 at least 48 hours before the meeting. The 48-hour notification will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

Dr. Yxstian A. Gutierrez, Mayor Pro Tem
Jeffrey J. Giba, Council Member

Jesse L. Molina, Mayor

George E. Price, Council Member
D. LaDonna Jempson, Council Member

AGENDA
CITY COUNCIL OF THE CITY OF MORENO VALLEY
April 14, 2015

CALL TO ORDER – 5:30 PM

SPECIAL PRESENTATIONS

- 1) Introduce “The Mayor's Cup” Soccer Challenge Team MoVal
- 2) Presentation by Tuning Sounds
- 3) Officer of the Quarter for the 4th Quarter 2014 - Deputy Kamron Honore
- 4) Business Spotlight
 - a) El Surtidor Candy & Supplies
 - b) Plaza Family Dental Group

**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
APRIL 14, 2015**

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 Charles Gibson - Breakthrough Church of God in Christ

ROLL CALL

INTRODUCTIONS

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

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

Those wishing to speak should complete and submit a BLUE speaker slip to the Bailiff. There is a three-minute time limit per person. All remarks and questions shall be addressed to the presiding officer or to the City Council.

AGENDA
April 14, 2015

JOINT CONSENT CALENDARS (SECTIONS A-D)

All items listed under the Consent Calendars, Sections A, B, C, and D are considered to be routine and non-controversial, and may be enacted by one motion unless a member of the City Council, Community Services District, City as Successor Agency for the Community Redevelopment Agency, Housing Authority or the Board of Library Trustees requests that an item be removed for separate action. The motion to adopt the Consent Calendars is deemed to be a separate motion by each Agency and shall be so recorded by the City Clerk. Items withdrawn for report or discussion will be heard after public hearing items.

A. CONSENT CALENDAR-CITY COUNCIL

A.1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

A.2 MINUTES - REGULAR MEETING OF MARCH 24, 2015 (Report of: City Clerk's Department)

Recommendation:

1. Approve as submitted.

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

Recommendation:

1. Receive and file the Reports on Reimbursable Activities for the period of March 18 – April 7, 2015.

A.4 FIRST AMENDMENT TO AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES WITH AKM CONSULTING ENGINEERS FOR THE SAN TIMOTEO FOOTHILL NEIGHBORHOOD FLOOD PROTECTION - MORENO MASTER DRAINAGE PLAN STORM DRAIN LINES K-1 AND K-4 – PROJECT NO. 804 0007 70 77

(Report of: Public Works Department)

Recommendations

1. Approve the First Amendment to Agreement for Professional Consultant Services with AKM Consulting Engineers (AKM) to provide additional design services for the San Timoteo Foothill Neighborhood Flood Protection – Moreno Master Drainage Plan Storm Drain Lines K-1 and K-4 project.
2. Authorize the City Manager to execute the First Amendment to Agreement for Professional Consultant Services with AKM.

3. Authorize an increase in the Purchase Order to AKM in the amount of \$69,953.00 once the First Amendment to Agreement has been signed by all parties.

A.5 APPROVAL OF THREE-YEAR ENTERPRISE LICENSING AGREEMENT OF MICROSOFT LICENSES THROUGH COMPUCOM SYSTEMS, INC., UTILIZING THE COUNTY OF RIVERSIDE'S MICROSOFT ENTERPRISE MASTER AGREEMENT

(Report of: Financial & Management Services Department)

Recommendations

1. Waive formal bidding per Municipal Code Section 3.12.260 (Cooperative Purchasing).
2. Approve a three-year enterprise licensing agreement of Microsoft licenses through CompuCom Systems, Inc., utilizing the County of Riverside's Microsoft Enterprise Licensing Master Agreement in an amount not to exceed \$459,000.
3. Authorize the City Manager to execute the Microsoft Enterprise Master Agreement and any related documents required to effectuate participation in the Microsoft Enterprise Master Agreement.
4. Authorize the Purchasing & Facilities Division Manager to issue a purchase order to CompuCom Systems to maintain the current licensing level at an annual cost not to exceed \$153,000.

A.6 PA11-0019 (P12-077) – AUTHORIZE ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND REDUCE FAITHFUL PERFORMANCE BOND FOR PHASE 1; AND ACCEPT THE AGREEMENT AND SECURITY FOR PUBLIC IMPROVEMENTS FOR PHASE 2 FOR THE RENAISSANCE VILLAGE PROJECT LOCATED AT THE SOUTHWEST CORNER OF MORENO BEACH DRIVE AND BRODIAEA AVENUE DEVELOPER – CONTINENTAL EAST FUND VII, LLC

(Report of: Public Works Department)

Recommendations

1. Accept the Public Improvements for the Phase 1 Improvements as complete for bond reduction but not into the City's maintained street system until Phase 2 Improvements are completed and accepted.
2. Authorize the City Engineer to execute a 90% reduction to the original Faithful Performance Security for the Phase 1 Improvements, exonerate the Material and Labor Security 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 Security in one year when all clearances are received.

3. Accept the Agreement for Public Improvements and security for the Phase 2 Improvements with Continental East Fund VII, LLC, Murrieta, CA 92562.
4. Authorize the Mayor to execute the Phase 2 Agreement, subject to City Attorney approval.
5. Direct the City Clerk to forward the Phase 2 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 Phase 2 public improvements are not completed within said timeframe.

A.7 LIST OF PERSONNEL CHANGES
(Report of: Administrative Services Department)

Recommendations

1. Ratify the list of personnel changes.

A.8 APPOINTMENT OF A DELEGATE AND ALTERNATE FOR THE SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS (SCAG) GENERAL ASSEMBLY
(Report of: City Clerk Department)

Recommendation:

1. Appoint Mayor Jesse L. Molina as the delegate and Mayor Pro Tem Dr. Yxstian A. Gutierrez as the alternate for the Southern California Association of Governments (SCAG) General Assembly, May 7-8, 2015.

A.9 ADOPT A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA SUPPORTING PROGRAMS AND SERVICES FOR DEVELOPMENT, LEARNING, LEADERSHIP, AND RECREATION FOR THE CITY'S YOUTH
(Report of: Financial & Management Services Department)

Recommendation:

1. Adopt Resolution No. 2015-21. A Resolution of the City Council of the City of Moreno Valley, California Supporting Programs and Services for Development, Learning, Leadership, and Recreation for the City's Youth.

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 MARCH 24, 2015 (Report of: City Clerk's Department)

Recommendation:

1. 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 MARCH 24, 2015 (Report of: City Clerk's Department)

Recommendation:

1. Approve as submitted.

D. CONSENT CALENDAR - BOARD OF LIBRARY TRUSTEES

D.1 ORDINANCES - READING BY TITLE ONLY

Recommendation: Waive reading of all Ordinances.

D.2 MINUTES - REGULAR MEETING OF MARCH 24, 2015 (Report of: City Clerk's Department)

Recommendation:

1. Approve as submitted.

E. PUBLIC HEARINGS

Questions or comments from the public on a Public Hearing matter are limited to five minutes per individual and must pertain to the subject under consideration. Those wishing to speak should complete and submit a GOLDENROD speaker slip to the Bailiff.

E.1 GENERAL PLAN AMENDMENT FROM COMMERCIAL (C) TO RESIDENTIAL 20 (R20) AND ZONE CHANGE FROM COMMUNITY COMMERCIAL (CC) TO RESIDENTIAL 20 (R20) FOR DEVELOPMENT OF A PLOT PLAN FOR A 112 UNIT APARTMENT PROJECT ON 6.63 ACRES. THE PROJECT PROPOSES 14 TWO STORY BUILDINGS WITH

A MIX OF 1 AND 2 BEDROOM UNITS AND WITH COVERED PARKING TO INCLUDE CARPORTS AND GARAGES. THE PROJECT IS LOCATED AT THE SOUTHEAST CORNER OF EUCALYPTUS AVENUE AND EDGEMONT STREET. THE DEVELOPER IS LATCO ENTERPRISES.
(Report of: Community & Economic Development Department)

Recommendations That the City Council:

1. Conduct a public hearing for Edgemont Apartments Project:
2. Approve Resolution No. 2015-22. A Resolution of the City Council of the City of Moreno Valley, California, Adopting a Mitigated Negative Declaration for Application PA14-0044 pursuant to California Environmental Quality Act (CEQA) Guidelines, and Approving a General Plan Amendment (PA14-0044) from Commercial Land Use Designation to Residential 20 for 6.63 acres located within Assessor's Parcel Numbers 263-120-020 and 263-120-025 at the Southeast Corner of Eucalyptus Avenue and Edgemont Street.
3. Introduce Ordinance No. 893. An Ordinance of the City Council of the City of Moreno Valley, California, Adopting a Mitigated Negative Declaration for Application PA14-0043 pursuant to California Environmental Quality Act (CEQA) Guidelines, and Approving a Zone Change (PA14-0043) from Community Commercial (CC) to Residential 20 (R20) for 6.63 acres located within Assessor's Parcel Numbers 263-120-020 and 263-120-025 at the Southeast Corner of Eucalyptus Avenue and Edgemont Street.
4. Approve Resolution No. 2015-23. A Resolution of the City Council of the City of Moreno Valley, California, Adopting a Mitigated Negative Declaration for Application PA14-0042 pursuant to California Environmental Quality Act (CEQA) Guidelines, and Approving Plot Plan Application PA14-0042 for Development of a 112 Unit Apartment Project on the 6.63 acres of Assessor's Parcel Numbers 263-120-020 and 263-120-025 located at the Southeast Corner of Eucalyptus Avenue and Edgemont Street.

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 March Joint Powers Commission (JPC)

- G.1.2 Riverside County Habitat Conservation Agency (RCHCA)
- G.1.3 Riverside County Transportation Commission (RCTC)
- G.1.4 Riverside Transit Agency (RTA)
- G.1.5 Western Riverside Council of Governments (WRCOG)
- G.1.6 Western Riverside County Regional Conservation Authority (RCA)
- G.1.7 School District/City Joint Task Force

- G.2 ADOPT A MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PROGRAM FOR CYCLE 1 ACTIVE TRANSPORTATION PROGRAM CITYWIDE SAFE ROUTES TO SCHOOL PEDESTRIAN FACILITY IMPROVEMENTS PROJECT NO. 801 0063
(Report of: Public Works Department)

Recommendations That the City Council:

- 1. Approve Resolution No. 2015-24. A Resolution of the City Council of the City of Moreno Valley, California, Adopting a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program for the Cycle 1 Active Transportation Program Citywide Safe Routes to School Pedestrian Facility Improvements Project No. 801 0063.

- G.3 PROPOSED RESOLUTION AMENDING THE RULES OF PROCEDURE FOR CITY COUNCIL MEETINGS AND RELATED FUNCTIONS AND ACTIVITIES
(Report of: City Attorney Department)

Recommendations That the City Council:

- 1. Adopt Resolution No. 2015-25. A Resolution of the City Council of the City of Moreno Valley, California, Repealing Resolution No. 2013-10, and Adopting Amended and Restated Rules of Procedure for Council Meetings and Related Functions and Activities.

- G.4 REQUEST TO INCREASE THE CITY'S ECONOMIC DEVELOPMENT FOCUS BY SEPARATING THE COMMUNITY AND ECONOMIC DEVELOPMENT DEPARTMENT AND REESTABLISHING THE COMMUNITY DEVELOPMENT DIRECTOR POSITION (Report of: City Manager Department)

Recommendations That the City Council:

- 1. Increase the City's focus on economic development.
- 2. Reorganize the Economic Development functions of CEDD into a

separate Economic Development Department.

3. Designate the current Community and Economic Development Director's position as Economic Development Director.
4. Transfer Economic Development staff to the separate department.
5. Re-designate the remaining functions now within CEDD (building & safety, planning, and code compliance) as the Community Development Department.
6. Reestablish the Community Development Director position.
7. Direct the City Manager to commence an internal recruitment for the position of Community Development Director, with the intent to downgrade a resulting vacancy to a supervisor (rather than a Division Manager).

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

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

H. LEGISLATIVE ACTIONS

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

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

H.3 ORDINANCES - URGENCY ORDINANCES - NONE

H.4 RESOLUTIONS - NONE

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

Materials related to an item on this Agenda submitted to the City Council/Community Services District/City as Successor Agency for the Community Redevelopment Agency/Housing Authority or Board of Library Trustees after distribution of the agenda packet are available for public inspection in the City Clerk's office at 14177 Frederick Street during normal business hours.

CLOSED SESSION

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

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

There is a three-minute time limit per person. Please complete and submit a BLUE speaker slip to the City Clerk. All remarks and questions shall be addressed to the presiding officer or to the City Council.

The Closed Session will be held pursuant to Government Code:

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

- a) Case: *Lavonne Sparks V. City of Moreno Valley*
Court: Riverside Superior Court
Case No: RIC 1501673
- b) Case: *Jose Dominguez and Adrian Dominguez V. City of Moreno Valley*
Court: Riverside Superior Court
Case No: RIC 1501492
- c) Case: *Wells Fargo V. City of Moreno Valley*
Court: Riverside Superior Court
Case No: RIC 1501931
- d) Case: *Olga Rodriguez V. City of Moreno Valley*
Court: Riverside Superior Court
Case No: RIC 1302162
- e) Case: *Michelle Davis V. City of Moreno Valley*
Court: Riverside Superior Court
Case No: RIC 1311630
- f) Case: *Verizon California, Inc. V. California State Board of Equalization, et al.*
Court: Sacramento County Superior Court

Case No: 34-2015-00175609

- g) Case: *Verizon California, Inc. V. California State Board of Equalization, et al.*
Court: Sacramento County Superior Court
Case No: 34-2015-00175621
- h) Case: *Verizon California, Inc. V. California State Board of Equalization, et al.*
Court: Sacramento County Superior Court
Case No: 34-2015-00175627
- i) Case: *Verizon California, Inc. V. California State Board of Equalization, et al.*
Court: Sacramento County Superior Court
Case No: 34-2015-00175631
- j) Case: *Boe et al. V. City of Moreno Valley, et al.*
Court: Riverside Superior Court
Case No: RIC 1301793

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

4 SECTION 54957.6 - LABOR NEGOTIATIONS

- a) *Agency Representatives: Michelle Dawson, Tom DeSantis, Chris Paxton, Steve Hargis, and Rick Teichert; Employee Organization: MVCEA*
- b) *Agency Representatives: Michelle Dawson, Tom DeSantis, Chris Paxton, Steve Hargis, and Rick Teichert; Employee Organization: MVMA*

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

ADJOURNMENT

CERTIFICATION

I, Jane Halstead, City Clerk of the City of Moreno Valley, California, certify that the City Council Agenda was posted in the following places pursuant to City of Moreno Valley Resolution No. 2007-40:

City Hall, City of Moreno Valley
14177 Frederick Street

Moreno Valley Library
25480 Alessandro Boulevard

Moreno Valley Senior/Community Center
25075 Fir Avenue

Jane Halstead, CMC,
City Clerk

Date Posted: April 8, 2015