



**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**

**November 24, 2015**

**REGULAR MEETING – 6:00 PM**

**City Council Study Sessions**

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

**City Council Meetings**

Special Presentations – 5:30 P.M.

Second & Fourth Tuesdays 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 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**  
**November 24, 2015**

**CALL TO ORDER - 5:30 PM**

**SPECIAL PRESENTATIONS**

Proclamation Recognizing National Adoption Awareness Month

**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  
NOVEMBER 24, 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**

Apostle Frank Uwakwe, Christ Dominion Ministries International

**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.

**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 - NOV 10, 2015 6:00 PM

**Recommendation:** Approve as submitted.

- A.3. BUDGET APPROPRIATION TO PROVIDE THE ROTARY CLUB OF MORENO VALLEY WITH \$1,200 FOR LIGHTING THE "M" ON BOX SPRINGS MOUNTAIN FROM DECEMBER 3, 2015 THROUGH JANUARY 3, 2016 (Report of: Parks & Community Services)

**Recommendation:**

1. Approve a General Fund budget appropriation of \$1,200 for the Rotary Club of Moreno Valley (Moreno Valley Noon Rotary Club) to light the "M" on Box Springs Mountain from December 3, 2015 through January 3, 2016.

- A.4. ADOPTION OF RESOLUTION NO. 2015-75 FOR THE SUMMARY VACATION OF A PORTION OF HIGHLAND AVENUE FOR APNS 473-220-004, 473-220-005, AND 473-220-074 (Report of: Public Works)

**Recommendations:**

1. Adopt Resolution No. 2015-75, a Resolution of the City Council of the City of Moreno Valley, California, Ordering the Summary Vacation of a Portion of Highland Avenue for APNs 473-220-004, 473-220-005, and 473-220-074.
2. Direct the City Clerk to certify said resolution and transmit a copy of the resolution to the County Recorder's office for recording.

- A.5. PA09-0012 (PARCEL MAP 36162) - DECKERS DISTRIBUTION CENTER - REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING THOSE PORTIONS OF THE SOUTH SIDE OF GROVE VIEW ROAD BETWEEN INDIAN STREET AND PERRIS BOULEVARD ASSOCIATED WITH THIS PROJECT

INTO THE CITY'S MAINTAINED STREET SYSTEM DEVELOPER -  
MORENO KNOX, LLC (Report of: Public Works)

**Recommendations:**

1. Adopt Resolution No. 2015-76. A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Improvements as Complete within Project PA09-0012 (Parcel Map 36162) and Acceptance of those Portions of the South Side of Grove View Road East of Perris Boulevard and those Portions of the West Side of Perris Boulevard South of Grove View Road Associated with this Project into the City's Maintained Street System.
2. Authorize the City Engineer to execute a 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.6. ACCEPTANCE OF FISCAL YEAR 2015/2016 SB 821 GRANT AND FUNDING APPROPRIATION FOR THE CITYWIDE PEDESTRIAN AND BICYCLE ENHANCEMENT PROJECT (Report of: Public Works)

**Recommendations:**

1. Accept grant award of \$315,000 total in FY 2015/2016 SB 821 funds for the design and construction of the Citywide pedestrian and bicycle enhancement project.
2. Authorize a revenue appropriation of \$315,000 and an expense appropriation of \$315,000 in the SCAG Article 3 Fund (Fund 2800) for the design and construction of the Citywide pedestrian and bicycle enhancement project.

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

**Recommendation:**

1. Ratify the list of personnel changes as described.

A.8. PAYMENT REGISTER - SEPTEMBER 2015 (Report of: Financial & Management Services)

**Recommendation:**

1. Receive and file the Payment Register.

A.9. APPROVE BID AWARD FOR DESIGN OF KITCHING SUBSTATION TO HDR, INC. IN THE AMOUNT OF \$699,866 AND APPROPRIATE FUNDS

FOR THE SWITCHYARD AND IN-HOUSE DESIGN OF RELATED SUBSTATION FEEDER LINES (Report of: Financial & Management Services)

**Recommendations:**

1. Find that the activity of awarding a contract for project design and preparation of the environmental document falls under the general rule exemption, as provided for in Section 15061(b)(3) of the California Environmental Quality Act (CEQA) Guidelines, as awarding the contract does not have the potential to result in a significant impact on the environment.
2. Award the Agreement for Project Related Services to HDR, Inc., 3230 El Camino Real, Suite 200, Irvine, CA 92602, the most qualified proposer, for the design of the Kitching Street Electrical Substation and Switchyard Project and authorize the issuance of a Purchase Order to HDR, Inc. in the amount of \$699,866.
3. Authorize the City Manager to execute the Agreement for Project Related Services with HDR, Inc.
4. Authorize the City Manager to execute an amendment to the agreement with HDR, Inc. for the design of the Switchyard with City Attorney approval, contingent upon Southern California Edison agreeing to allow the Moreno Valley Utility to design and construct the switchyard.
5. Authorize the Chief Financial Officer/City Treasurer to execute any subsequent related minor change orders to the Agreement with HDR, Inc., subject to the approval of the City Attorney.
6. Appropriate funds for the Kitching Substation Project totaling \$1,119,461; including design of the Kitching Substation in the amount of \$699,866, .design of the Kitching Street Switchyard in the amount of \$278,595 and for the in-house design of related substation feeder lines in the amount of \$141,000.

A.10. LICENSE AGREEMENT BETWEEN THE CITY AND AMERICAN MEDICAL RESPONSE – INLAND EMPIRE FOR THE USE OF A PORTION OF COLLEGE PARK FIRE STATION 91 (Report of: Fire Department)

**Recommendations:**

1. Approve a License Agreement between the City and American Medical Response – Inland Empire for the continued use of a portion of College Park Fire Station 91.

2. Authorize the City Manager to execute the License Agreement with American Medical Response – Inland Empire.
3. Authorize the Fire Chief, or his designee, to annually review and adjust the License Fee pursuant to the terms and conditions of the License Agreement subject to the consent of the City Attorney and to notify American Medical Response – Inland Empire of the revised fee.

A.11. COUNCIL DISCRETIONARY EXPENDITURE REPORTS FOR FISCAL YEAR 2014/2015 AS OF 9/30/15 (Report of: Financial & Management Services)

**Recommendation:**

1. Receive and file the Fiscal Year 2015/2016 Council Discretionary Expenditure Reports as of September 30, 2015.

**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 NOVEMBER 10, 2015 (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 NOVEMBER 10, 2015 (See A.2)

**Recommendation:** Approve as submitted.

**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 NOVEMBER 10, 2015 (See A.2)

**Recommendation:** Approve as submitted.

**E. PUBLIC HEARINGS - NONE**

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.

**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. APPOINTMENTS TO THE ENVIRONMENTAL AND HISTORICAL BOARD AND THE SENIOR CITIZENS' BOARD (Report of: City Clerk)**

**Recommendations: That the City Council:**

1. Appoint one applicant to a term expiring June 30, 2017 and one applicant to a term expiring June 30, 2018 on the Environmental and Historical Preservation Board.
2. Appoint one applicant to the Senior Citizens' Board with a term expiring June 30, 2016.
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.



### **G.3. CITY MANAGER'S REPORT**

(Informational Oral Presentation - not for Council action)

### **G.4. CITY ATTORNEY'S REPORT**

(Informational Oral Presentation - not for Council action)

## **H. SPECIAL JOINT ADMINISTRATIVE CALENDAR**

City Council and Community Services District Board

H.1. CITY COUNCIL CONSIDERATION OF VERIFIED PETITIONS REGARDING WORLD LOGISTICS CENTER LAND USE AND ZONING AND ENTITLEMENTS INITIATIVE AND WORLD LOGISTICS CENTER DEVELOPMENT AGREEMENT INITIATIVE; AND COMMUNITY SERVICES DISTRICT BOARD CONSIDERATION OF VERIFIED PETITIONS REGARDING WORLD LOGISTICS CENTER LAND BENEFIT INITIATIVE (TO BE PROVIDED UNDER SEPARATE COVER) (Report of: City Attorney)

**Materials updated**

- (1) Immediately adopt the initiatives at this “regular” meeting or adopt them within 10 days afterwards at an “adjourned regular meeting”; **or**
- (2) Present the initiatives to the voters at a special election anytime between 88 and 103 days after the City Council makes the decision to send the initiatives to the voters or at the City’s next regular general municipal election scheduled for November 8, 2016; **or**
- (3) Direct staff to prepare an impact report that must be presented to the City Council at a subsequent regular meeting no later than 30 days after the City Clerk certified the sufficiency of the petitions, at which time the City Council will be required to either adopt the initiatives or present the initiatives to the voters at a special election or the City’s next regular general municipal election as described above.

## **I.LEGISLATIVE ACTIONS**

### **I.1.ORDINANCES - 1ST READING AND INTRODUCTION**

I.1.1. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY REVISING TITLE 11 (PEACE, MORALS AND SAFETY) OF THE MORENO VALLEY MUNICIPAL CODE BY REPEALING CHAPTER 11.06 IN ITS ENTIRETY, AND ADDING CHAPTERS 11.95 AND 11.96 IN RESPONSE TO NEW STATE LAWS (Report of: City Attorney)

**Recommendations: That the City Council:**

1. Introduce Ordinance No. 908. An Ordinance of the City Council of the City of Moreno Valley, California, Revising Title 11 (Peace, Morals and Safety) of the Moreno Valley Municipal Code By Repealing Chapter 11.06 in its Entirety, and Adding Chapters 11.95 and 11.96 in Response to New State Laws.
2. That the City Council request the Planning Commission make its report and recommendation to the City Council concerning adoption of an ordinance revising the City's Zoning Ordinance by amending Sections 9.02.020, 9.02.130 and 9.15.030 of Title 9 (Planning and Zoning), which relate to the use of the term "massage parlor" and "massage establishment."

**I.2. ORDINANCES - 2ND READING AND ADOPTION - NONE**

**I.3. ORDINANCES - URGENCY ORDINANCES**

- I.3.1. URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY REVISING TITLE 11 (PEACE, MORALS AND SAFETY) OF THE MORENO VALLEY MUNICIPAL CODE BY REPEALING CHAPTER 11.06 IN ITS ENTIRETY, AND ADDING CHAPTERS 11.95 AND 11.96 IN RESPONSE TO NEW STATE LAWS (Report of: City Attorney)

**Recommendations: That the City Council:**

1. Adopt Urgency Ordinance No. 909. An Urgency Ordinance of the City Council of the City of Moreno Valley, California, Revising Title 11 (Peace, Morals and Safety) of the Moreno Valley Municipal Code by Repealing Chapter 11.06 in its Entirety, and Adding Chapters 11.95 and 11.96 in Response to New State Laws.
2. That the City Council request the Planning Commission make its report and recommendation to the City Council concerning adoption of an ordinance revising the City's Zoning Ordinance by amending Sections 9.02.020, 9.02.130 and 9.15.030 of Title 9 (Planning and Zoning), which relate to the use of the term "massage parlor" and "massage establishment."

**I.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**

**PUBLIC INSPECTION**

The contents of the agenda packet are available for public inspection on the City's

website at [www.moval.org](http://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](http://www.moval.org) and in the City Clerk's office at 14177 Frederick Street during normal business hours.

## **ADJOURNMENT**

**CERTIFICATION**

I, Jane Halstead, 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](http://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

Jane Halstead, CMC,  
City Clerk

Date Posted: