



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 17, 2018

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.

Dr. Yxstian A. Gutierrez, Mayor

Victoria Baca, Mayor Pro Tem

David Marquez, Council Member

Jeffrey J. Giba, Council Member

Ulises Cabrera, Council Member

AGENDA
CITY COUNCIL OF THE CITY OF MORENO VALLEY
April 17, 2018

CALL TO ORDER - 5:30 PM

SPECIAL PRESENTATIONS

1. Recognition of Milton Adams as the 2017 Volunteer of the Year
2. Proclamation Recognizing April as Donate Life California Month
3. Recycle All Stars Awards (Waste Management)

**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 17, 2018**

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 Sharon Philpot, Cornerstone Christian Fellowship

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 - MAR 20, 2018 6:00 PM

Recommendation: Approve as submitted.

- A.3. MINUTES - CITY COUNCIL - CLOSED SESSION - APR 3, 2018 4:30 PM

Recommendation: Approve as submitted.

- A.4. MINUTES - CITY COUNCIL - REGULAR MEETING - APR 3, 2018 6:00 PM

Recommendation: Approve as submitted.

- A.5. LIST OF PERSONNEL CHANGES (Report of: Human Resources)

Recommendation:

1. Ratify the list of personnel changes as described.

- A.6. ADOPT RESOLUTION AUTHORIZING AMENDMENT NO. 5 TO THE LOAN AGREEMENT BETWEEN THE CITY OF MORENO VALLEY AND THE POLICE FACILITIES DEVELOPMENT IMPACT FUND AND THE ANIMAL SHELTER DEVELOPMENT IMPACT FEE FUND (Report of: Financial & Management Services)

Recommendation:

1. Adopt a Resolution of the City Council of the City of Moreno Valley, California, authorizing Amendment No. 5 to the loan agreement between the City of Moreno Valley and the Police Facility Development Impact Fee fund and the Animal Shelter Development Impact Fee fund.

- A.7. APPROVE A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY TO AMEND THE ELECTRIC RATES FOR MORENO VALLEY UTILITY (MVU) (Report of: Financial & Management Services)

Recommendation:

1. Approve Resolution No. 2018-XX. A Resolution of the City Council of the City of Moreno Valley, California, to Amend the Electric Rates for Moreno Valley Utility (MVU).

- A.8. APPROVE THE CITY OF MORENO VALLEY'S MEASURE A LOCAL STREETS AND ROADS CAPITAL IMPROVEMENT PLAN FOR FISCAL YEARS 2018/19 - 2022/23 AND MAINTENANCE OF EFFORT CERTIFICATION FOR FISCAL YEAR 2018/19 (Report of: Public Works)

Recommendations:

1. Approve the City of Moreno Valley's Measure A Local Streets and Roads Five-Year Capital Improvement Plan for Fiscal Years 2018/19 – 2022/23 and Maintenance of Effort Certification for Fiscal Year 2018/19.
2. Authorize submittal of the Measure A Local Streets and Roads Five-Year Capital Improvement Plan for Fiscal Years 2018/19 – 2022/23 and Maintenance of Effort Certification for Fiscal Year 2018/19 to the Riverside County Transportation Commission.
3. Authorize staff to submit an amended five year plan to the Riverside County Transportation Commission if changes are made to the listed Measure A projects as part of the FY 2018/19 budget amendment approval process.

- A.9. PA12-0005 (TRACT 36436) – APPROVAL OF MAINTENANCE AGREEMENT BY AND BETWEEN THE CITY OF MORENO VALLEY AND BELLA CORTINA COMMUNITY ASSOCIATION FOR THE TRACT LOCATED WEST OF WILMOT STREET BETWEEN CACTUS AVENUE AND BRODIAEA AVENUE. DEVELOPER – KB HOME CALIFORNIA LLC (Report of: Public Works)

Recommendations:

1. Approve the Maintenance Agreement by and between the City of Moreno Valley and Bella Cortina Community Association.
2. Authorize the Mayor to execute the Maintenance Agreement with Bella Cortina Community Association.

3. Authorize the City Clerk to transmit the executed Maintenance Agreement to the Riverside County Recorder's Office for recordation.

A.10. PA13-0039 (TRACT 31592) – APPROVAL OF MAINTENANCE AGREEMENT BY AND BETWEEN THE CITY OF MORENO VALLEY AND DAYBREAK COMMUNITY ASSOCIATION FOR THE TRACT LOCATED ALONG COVEY ROAD EAST OF PERRIS BOULEVARD. DEVELOPER – KB HOME CALIFORNIA LLC (Report of: Public Works)

Recommendations:

1. Approve the Maintenance Agreement by and between the City of Moreno Valley and Daybreak Community Association.
2. Authorize the Mayor to execute the Maintenance Agreement with Daybreak Community Association.
3. Authorize the City Clerk to transmit the executed Maintenance Agreement to the Riverside County Recorder's Office for recordation.

A.11. APPROVE THE SECOND AMENDMENT TO AGREEMENT WITH DATA TICKET, INC. FOR ADMINISTRATIVE CITATION PROCESSING SERVICES (Report of: Community Development)

Recommendations:

1. Approve the Second Amendment to Agreement with Data Ticket, Inc. for Administrative Citation processing services.
2. Authorize the City Manager, or his designee, to execute the second amendment with Data Ticket, Inc. subject to the approval of the City Attorney.
3. Authorize an increase of \$81,400 to the not-to-exceed amount of the Agreement with Data Ticket, Inc. to \$306,400.
4. Authorize the City Manager, or his designee, to execute a change order to increase the Purchase Order to Data Ticket, Inc. for Administrative Citation processing services to \$75,000 for FY2017/18.
5. Authorize the Chief Financial Officer, or his designee, to make the appropriate budget adjustments as set forth in the Fiscal Impact section of this report.

- A.12. Ordinance No. 933 Amending Chapter 5.05 Commercial Cannabis Activity (Report of: City Attorney)

Recommendation:

1. Conduct the second reading by title only, of Ordinance No. 933, amending Chapter 5.05 of Moreno Valley Municipal Code to add Cannabis micro-businesses as an allowed category and to amend the appeal process.

- A.13. AMENDMENTS TO EMPLOYMENT AGREEMENTS FOR CITY CLERK, CITY MANAGER AND CITY ATTORNEY (Report of: City Attorney)

Recommendation:

1. Approve amendments to City Clerk's, the City Manager's and the City Attorney's Employment Agreements and authorize the Mayor to execute the new Agreements.

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 MAR 20, 2018 6:00 PM (See A.2)

Recommendation: Approve as submitted.

- B.3. MINUTES - CLOSED SESSION OF APR 3, 2018 4:30 PM (See A.3)

Recommendation: Approve as submitted.

- B.4. MINUTES - REGULAR MEETING OF APR 3, 2018 6:00 PM (See A.4)

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 MAR 20 6:00 PM (See A.2)

Recommendation: Approve as submitted.

C.3. MINUTES - CLOSED SESSION OF APR 3, 2018 4:30 PM (See A.3)

Recommendation: Approve as submitted.

C.4. MINUTES - REGULAR MEETING OF APR 3, 2018 6:00 PM (See A.4)

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 MAR 20, 2018 6:00 PM (See A.2)

Recommendation: Approve as submitted.

D.3. MINUTES – CLOSED SESSION OF APR 3, 2018 4:30 PM (See A.3)

Recommendation: Approve as submitted.

D.4. MINUTES - REGULAR MEETING OF APR 3, 2018 6:00 PM (See A.4)

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 REVIEW AND CONSIDER CDBG, HOME & ESG PROJECT SELECTIONS FOR INCLUSION IN FY 2018-19 ANNUAL ACTION PLAN (Report of: Financial & Management Services)

Recommendations: That the City Council:

1. Conduct a Public Hearing for the Community Development Block Grant (CDBG), HOME Investment Partnership (HOME) and Emergency Solutions Grant (ESG) Programs to allow the public an opportunity to comment on the proposed project selections for Fiscal Year (FY) 2018/19 Annual Action Plan.

2. Consider and provide modifications, if any, to projects for inclusion in the Annual Action Plan (FY 2018/19) as an application to the U.S. Department of Housing and Urban Development for funding under the federal CDBG, HOME and ESG programs.

E.2. PROPOSED GENERAL PLAN AMENDMENT FOR PROJECTS 1 AND 2; MAJESTIC MORENO VALLEY. PROJECT 1, INCLUDING A CHANGE OF ZONE, A PARCEL MAP, PLOT PLANS, CONDITIONAL USE PERMITS AND A PHASING PLAN FOR THE DEVELOPMENT OF A FIVE BUILDING MIXED-USE MEDICAL CENTER CAMPUS; AND THE FESTIVAL, PROJECT 2, INCLUDING A SPECIFIC PLAN AMENDMENT (SP205), AND A CHANGE OF ZONE (Report of: Community Development)

Recommendations: That the City Council:

1. **CONDUCT** a public hearing for review of Project 1 and defer taking action on Project 1 until after the public hearing for Project 2; and
2. **CONDUCT** a public hearing for review of Project 2, then take action on Project 1 and Project 2; and
3. **CERTIFY** the Mitigated Negative Declaration prepared for Project 1, the Majestic Moreno Valley project, inclusive of all related applications on file with the Community Development Department, incorporated herein by this reference, whereby the Mitigated Negative Declaration has been completed in compliance with the California Environmental Quality Act, and the information and findings contained in the Mitigated Negative Declaration reflects the City's independent judgment and analysis; and
4. **ADOPT** the Mitigation Monitoring and Reporting Program prepared for Project 1, Majestic Moreno Valley; and
5. **CERTIFY** the Mitigated Negative Declaration prepared for Project 2, the Festival Specific Plan 205 Amendment project, inclusive of all related applications on file with the Community Development Department, incorporated herein by this reference, whereby the Mitigated Negative Declaration has been completed in compliance with the California Environmental Quality Act, and the information and findings contained in the Mitigated Negative Declaration reflects the City's independent judgment and analysis; and
6. **ADOPT** the Mitigation Monitoring and Reporting Program for Project 2, the Festival Specific Plan 205 Amendment; and

7. **APPROVE** Resolution No. 2018-XX: A Resolution of the City Council of the City of Moreno Valley approving a General Plan Amendment thereby establishing General Plan Land Use designations for Project 1 and Project 2, as described in the Resolution and included on the revised General Plan Land Use Maps; and,
8. **INTRODUCE** and conduct a first reading by title only of Ordinance No. 2018-XX approving a Specific Plan Amendment to the Festival Specific Plan 205 including a comprehensive update to the Specific Plan text, amendments to the Land Use Plan, and a minor boundary modification; and
9. **INTRODUCE** and conduct the first reading by title only of Ordinance No. 2018-XX approving a Zone Change for Project 1 from Residential Agricultural 2 (RA2) to Office (O) with a Medical Use Overlay, based on the findings in the Ordinance, and the revised Zoning Atlas; and
10. **INTRODUCE** and conduct first reading by title only of Ordinance No. 2018-XX approving a Zone Change for Project 2 from SP205 Retail Commercial (RC), Community Commercial (CC) and SP 205 Commercial/Office Park (C/OP) to SP 205 Mix of Uses (MU), SP 205 Retail/Mix of Uses (RMU), and SP205 Commercial/Retail (CR), based on the findings in the Ordinance, and the revised Zoning Atlas; and
11. **APPROVE** Resolution No. 2018-XX: A Resolution of the City Council of the City of Moreno Valley, California, approving Tentative Tract Map 36227 for Project 1, to combine two parcels and establish seven lots for commercial purposes; and
12. **APPROVE** Resolution No. 2018-XX: A Resolution of the City Council of the City of Moreno Valley approving PEN16-0053, Master Plot Plan, PEN16-0054 and PEN16-0055, Plot Plans and PEN17-0013 Phasing Plan for Project 1, for the Mixed Use Medical Center Campus, Majestic Moreno Valley subject to the Conditions of Approval; and
13. **APPROVE** Resolution No. 2018-XX: A Resolution of the City Council of the City of Moreno Valley approving PEN16-0056 and PEN16-057 Conditional Use Permits for Project 1, Majestic Moreno Valley for the Mixed Use Medical Center Campus, subject to the Conditions of Approval; and
14. Schedule the introduced Ordinances for second reading and approval for the next regular City Council meeting.

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

G. GENERAL BUSINESS

- G.1. MORENO VALLEY LOGISTICS CENTER PEN16-0001 THROUGH PEN16-0007: THE APPLICANT IS SEEKING APPROVAL OF A SPECIFIC PLAN AMENDMENT TO MODIFY THE BUFFERING AND LANDSCAPING REQUIREMENTS FOR THE INDIAN STREET PROJECT FRONTAGE TO BE CONSISTENT WITH THE REQUIREMENTS IN PLACE NORTHERLY OF KRAMERIA AVENUE; AND APPROVAL OF A TENTATIVE PARCEL MAP AND FOUR PLOT PLANS FOR DEVELOPMENT OF 1,736,180 SQUARE FEET OF WAREHOUSE FLOOR SPACE CONFIGURED IN FOUR SEPARATE BUILDINGS ON 89.4 ACRES. AN ENVIRONMENTAL IMPACT REPORT HAS BEEN PREPARED FOR THE PROJECT. THE APPLICANT IS PROLOGIS. (Report of: Community Development)

CONTINUED FROM THE JANUARY 16, 2018 CITY COUNCIL MEETING.

Recommendations: That the City Council:

- **APPROVE** Resolution No. 2018-XX: A Resolution of the City Council of the City of Moreno Valley, California,
 - **CERTIFYING** that the Final Environmental Impact Report PEN16-0002 (EIR, P15-036) for the Moreno Valley Logistics Center project on file with the Community Development Department, incorporated herein by this reference, has been completed in compliance with the California Environmental Quality Act, that the City Council reviewed and considered the information contained in the Final EIR and that the Final EIR reflects the City's independent judgment and analysis; and
 - **ADOPTING** the Mitigation Monitoring and Reporting Program for the Final EIR for the proposed Moreno Valley Logistics Center project, attached hereto as Exhibit A; and
 - **ADOPTING** the Facts, Findings and Statement of Overriding Considerations regarding the Final EIR for the Moreno Valley Logistics Center project, attached hereto as Exhibit B; and
- **INTRODUCE** and read by title only Ordinance No. XXX: An Ordinance of the City Council of the City of Moreno Valley, California, approving a Specific Plan Amendment PEN16-0001 (P15-036) to the Moreno Valley Industrial Area Specific Plan 208; and
- **APPROVE** Resolution No. 2018-XX: A Resolution of the City Council of the City of Moreno Valley, California, approving Plot Plans, PEN16-0003 – PEN16-0006 (PA15-0014 through PA15-0017) subject to the attached conditions of approval attached as Exhibits A, B, C and D; and

- **APPROVE** Resolution No. 2018-XX: A Resolution of the City Council of the City of Moreno Valley, California, approving Tentative Parcel Map 36150, PEN16-0007 (PA14-0018), subject to the attached conditions of approval attached as Exhibit A.

G.2. ADOPTION OF RESOLUTION TO ESTABLISH A PROJECT LIST FOR THE FISCAL YEAR 2018/19 SENATE BILL 1 FUNDING (Report of: Public Works)

Recommendations:

1. Adopt Resolution No. 2018-XX – To establish a Citywide Pavement Rehabilitation project list for submission to the California Transportation Commission for Fiscal Year 2018/19 Senate Bill (SB) 1 funding.
2. Authorize the City Engineer to make any minor adjustments to the limits of work and minor modifications to the project list, as necessary.
3. Authorize a Capital Improvement Plan (CIP) project name change to project 801 0078 from “Phase 1 Citywide Slurry Seal Program” to “Citywide Pavement Rehabilitation Program.”

H. REPORTS

H.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)

H.2. CITY MANAGER'S REPORT

(Informational Oral Presentation - not for Council action)

H.3. CITY ATTORNEY'S REPORT

(Informational Oral Presentation - not for Council action)

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.

ADJOURNMENT

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.

CERTIFICATION

I, Pat Jacquez-Nares, 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

Pat Jacquez-Nares, CMC & CERA
City Clerk

Date Posted: April 12, 2018