

**MINUTES**  
**CITY COUNCIL REGULAR MEETING OF THE CITY OF MORENO VALLEY**  
**June 7, 2016**

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

**SPECIAL PRESENTATIONS**

1. Edgemont Elementary - Mayoral Proclamation
2. Business Spotlight
  - a) HER Studio (District 4)
  - b) KD Hair Care (District 1)
3. Moreno Elementary Drill Corps - Certificates of Recognition

**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  
June 7, 2016**

**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 6:19 p.m. by Mayor Gutierrez in the Council Chamber located at 14177 Frederick Street.

Mayor Gutierrez announced that the City Council receives a separate stipend for CSD meetings.

**PLEDGE OF ALLEGIANCE**

Pledge of Allegiance was led by Frank Wright

**INVOCATION**

Pastor Dwight Jones, Crown of Life Ministries

**ROLL CALL**

Council:	Dr. Yxstian A. Gutierrez	Mayor
	Jeffrey J. Giba	Mayor Pro Tem
	George E. Price	Council Member
	Jesse L. Molina	Council Member
	D. LaDonna Jempson	Council Member
Staff:	Michelle Dawson	City Manager
	Steve Quintanilla	Interim City Attorney
	Leslie Keane	Interim City Clerk
	Marshall Eyerman	Chief Financial Officer
	Thomas M. DeSantis	Assistant City Manager
	Ahmad Ansari	Public Works Director/City Engineer
	Joel Ontiveros	Police Chief
	Abdul Ahmad	Fire Chief
	Terrie Stevens	Administrative Services Director
	Gabriel Garcia	Parks & Community Services Director

Mike Lee  
Allen Brock  
Ewa Lopez

Economic Development Director  
Community Development Director  
Deputy City Clerk

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

Public comments were received from:

Evan Morgan

1. Strategic Plan
2. Public Information Officer

Santiago Hernandez

1. Strategic plan

Rafael Brugueras

1. Strategic plan

Leonardo Gonzalez

1. Strategic Plan
2. Community involvement in decision making process

Gissel

1. Wind Symphony concert "American Salute" will be held on June 9, 2016

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

Mayor Gutierrez opened the Consent Calendar items for public comments, which were received from Rafael Brugueras (Items A.8 and A.9).

Motion to approve Joint Consent Calendar except Item A.13, which was pulled for a separate action.

<b>RESULT:</b>	<b>APPROVED [4 TO 0]</b>
<b>MOVER:</b>	George E. Price, Council Member
<b>SECONDER:</b>	Jeffrey J. Giba, Mayor Pro Tem
<b>AYES:</b>	Dr. Yxstian A. Gutierrez, Jeffrey J. Giba, George E. Price, D. LaDonna Jempson
<b>ABSTAIN:</b>	Jesse L. Molina

**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. City Council - Regular Meeting - May 3, 2016 6:00 PM

**Recommendation:** Approve as submitted.

A.3. COUNCIL DISCRETIONARY EXPENDITURE REPORTS FOR FISCAL YEAR 2015/2016 AS OF 3/31/16 (Report of: Financial & Management Services)

**Recommendation:**

1. Receive and file the Fiscal Year 2015/2016 Council Discretionary Expenditure Reports as of March 31, 2016.

A.4. RECEIPT OF QUARTERLY INVESTMENT REPORT FOR THE QUARTER ENDED MARCH 31, 2016 (Report of: Financial & Management Services)

**Recommendation:**

1. Receive and file the Quarterly Investment Report for quarter ended March 31, 2016, in compliance with the City's Investment Policy.

A.5. SECOND AMENDMENT OF INDEPENDENT CONTRACTOR AGREEMENT WITH SCOTT FAZEKAS & ASSOCIATES, INC. (Report of: Community Development)

**Recommendations:**

1. Approve the second amendment of Independent Contractor Agreement with Scott Fazekas & Associates, Inc. of Irvine, California, to provide plan review services for the Building and Safety Division.
2. Authorize the Mayor to execute the Amendment.

A.6. SECOND AMENDMENT OF INDEPENDENT CONTRACTOR AGREEMENT WITH ESGIL CORPORATION (Report of: Community Development)

**Recommendations:**

1. Approve the second amendment of Independent Contractor Agreement with EsGil Corporation of San Diego, California, to provide plan review services for the Building and Safety Division.
2. Authorize the Mayor to execute the Amendment.

A.7. SECOND AMENDMENT OF INDEPENDENT CONTRACTOR AGREEMENT WITH WILLDAN ENGINEERING (Report of: Community Development)

**Recommendations:**

1. Approve the second amendment of Independent Contractor Agreement with Willdan Engineering of San Bernardino, California, to provide plan review and inspection services for the Building and Safety Division.
2. Authorize the Mayor to execute the Amendment.

A.8. APPROVE THE COOPERATIVE AGREEMENT WITH THE RIVERSIDE COUNTY FIRE DEPARTMENT FOR FIRE PROTECTION, FIRE PREVENTION, RESCUE, AND MEDICAL EMERGENCY SERVICES (Report of: Fire Department)

**Recommendations:**

1. Approve the Cooperative Agreement with the Riverside County Fire Department for Fire Protection, Fire Prevention, Rescue and Medical Emergency Services.
2. Authorize the Mayor to execute the Cooperative Agreement.

A.9. PETCO FOUNDATION GRANT AWARD (Report of: Administrative Services)

**Recommendation:**

1. Receive and accept a grant award in the amount of \$25,000 from the Petco Foundation for the purpose of providing spay and neuter services for community and feral cats located throughout the City.
2. Approve the revenue and expense budget adjustments in the amount of \$25,000 as set forth in the Fiscal Impact section of this report.

A.10. LIST OF PERSONNEL CHANGES (Report of: Administrative Services)

**Recommendation:**

1. Ratify the list of personnel changes as described.

A.11. AUTHORIZE SUBMISSION OF A GRANT APPLICATION FOR CYCLE 3 OF THE CALIFORNIA ACTIVE TRANSPORTATION PROGRAM (ATP) (Report of: Public Works)

**Recommendation:**

1. Authorize submission of a grant application for Cycle 3 of the California Active Transportation Program

A.12. ANNUAL STATEMENT OF INVESTMENT POLICY (Report of: Financial & Management Services)

**Recommendation:**

1. Adopt the Annual Statement of Investment Policy.

A.13. Item was moved to F

A.14. AUTHORIZATION TO AWARD AGREEMENTS FOR PROFESSIONAL CONSULTANT SERVICES TO VARIOUS CONSULTANTS FOR PLAN CHECK SERVICES OF PRELIMINARY AND FINAL WATER QUALITY MANAGEMENT PLANS (Report of: Public Works)

**Recommendations:**

1. Approve each Agreement for Professional Consultant Services with CASC Engineering and Consulting, Inc. (CASC), California Watershed Engineering (CWE), and HR Green California, Inc. (HR Green), to provide on-call engineering plan check services of Preliminary and Final Water Quality Management Plans (P-WQMP and F-WQMP) for the Land Development Division.
2. Authorize the City Manager to execute each Agreement for Professional Consultant Services with CASC, CWE, and HR Green, subject to the approval of the City Attorney.
3. Authorize the issuance of a Purchase Order annually to CASC, CWE, and HR Green in the not-to-exceed amount of \$25,000.00 each, when the agreements have been signed by all parties, and authorize the Chief Financial Officer to approve subsequent related purchase orders up to a maximum of four extensions or amendments with each consultant for a maximum contract value of not to exceed \$125,000.00 per each consultant, in accordance with the approved terms of the Agreements.
4. Authorize the Chief Financial Officer to make any necessary budget adjustment appropriations related to expenditures and offsetting revenues.
5. Authorize the Public Works Director/City Engineer to execute any subsequent extensions or amendments to the agreements a maximum of four times, subject to the approval of the City Attorney.

A.15. PAYMENT REGISTER - MARCH 2016 (Report of: Financial & Management Services)

**Recommendation:**

1. Receive and file the Payment Register.

A.16. REPORTS ON REIMBURSABLE ACTIVITIES APRIL 22, 2016 - MAY 26, 2016 (Report of: City Clerk)

**Recommendation:**

1. Receive and file the Reports on Reimbursable Activities for the period of April 22, 2016 - May 26, 2016.

A.17. APPROVAL OF THE CALCULATION OF MAXIMUM AND APPLIED SPECIAL TAX RATES FOR CERTAIN COMMUNITY FACILITIES DISTRICTS (Report of: Public Works)

**Recommendations:**

1. As the legislative body of Community Facilities District No. 5, adopt Resolution No. 2016-34, a Resolution of the City Council of the City of Moreno Valley, California, Approving the Calculation of the Community Facilities District No. 5 of the City of Moreno Valley Maximum Special Tax Rate and Setting the Applied Tax Rates for Fiscal Year 2016/17.
2. As the legislative body of Community Facilities District No. 87-1 (Towngate), adopt Resolution No. 2016-35, a Resolution of the City Council of the City of Moreno Valley, California, Approving the Calculation of the Community Facilities District No. 87-1 Maximum Special Tax Rate and Setting the Applied Tax Rate for Fiscal Year 2016/17.
3. As the legislative body of Improvement Area No. 1 of Community Facilities District No. 87-1, adopt Resolution No. 2016-36, a Resolution of the City Council of the City of Moreno Valley, California, Approving the Calculation of Improvement Area No. 1 of Community Facilities District No. 87-1 of the City of Moreno Valley Maximum Special Tax Rates and Setting the Applied Rates for Fiscal Year 2016/17.
4. As the legislative body of the City of Moreno Valley Community Facilities District No. 2014-01 (Maintenance Services), adopt Resolution No. 2016-37, a Resolution of the City Council of the City of Moreno Valley, California, Approving the Calculation of the City of

Moreno Valley Community Facilities District No. 2014-01 (Maintenance Services) Maximum Special Tax Rates and Setting the Applied Tax Rates for Fiscal Year 2016/17.

5. As the legislative body of Moreno Valley Community Facilities District No. 4 – Maintenance, adopt Resolution No. 2016-38, a Resolution of the City Council of the City of Moreno Valley, California, Approving the Calculation of the Community Facilities District No. 4 - Maintenance of the City of Moreno Valley Maximum Special Tax Rate and Setting the Applied Tax Rate For Fiscal Year 2016/17.
6. Authorize the Chief Financial Officer to adjust the special tax rate to be levied on the property tax bills in the event there are any parcel changes between the City Council and CSD Board meeting date and the date the fixed charges are submitted to the County of Riverside, provided the applied special tax does not exceed the maximum special tax, is in compliance with the Rate and Method of Apportionment of Special Tax for each district, and is consistent with the adopted budget.

## **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 MAY 3, 2016 (See A.2)

**Recommendation:** Approve as submitted.

- B.3. APPROVAL OF THE CALCULATION OF MAXIMUM AND APPLIED SPECIAL TAX RATES FOR CERTAIN COMMUNITY FACILITIES DISTRICTS (Report of: Public Works)

**Recommendations:**

1. Acting in its capacity as President and Members of the Board of Directors of the CSD and as the legislative body of Community Facilities District No. 1, adopt Resolution No. CSD 2016-12, a Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Calculation of the Community Facilities District No. 1 Maximum Special Tax Rate and Setting the Applied Tax Rate for Fiscal Year 2016/17.
2. Authorize the Chief Financial Officer to adjust the special tax rate to be levied on the property tax bills in the event there are any parcel



changes between the City Council and CSD Board meeting date and the date the fixed charges are submitted to the County of Riverside, provided the applied special tax does not exceed the maximum special tax, is in compliance with the Rate and Method of Apportionment of Special Tax for each district, and is consistent with the adopted budget.

- B.4. AUTHORIZATION TO NAME THE TRAILHEAD WITHIN HIDDEN SPRINGS PASSIVE PARK “DOMINIC DURDEN TRAILHEAD” (Report of: Parks & Community Services)

**Recommendation:**

1. The City Council, acting in their capacity as President and Board of Directors for the Moreno Valley Community Services District, authorize the naming of the trailhead located on the south section of Hidden Springs Passive Park as the “Dominic Durden Trailhead.”

**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 MAY 3, 2016 (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 MAY 3, 2016 (See A.2)

**Recommendation:** Approve as submitted.

**E. PUBLIC HEARINGS**

Item E.1 was heard after Item G.5.

- E.1. PUBLIC HEARING ESTABLISHING APPROPRIATIONS (“GANN”) LIMIT FOR FISCAL YEAR 2016-17 (Report of: Financial & Management Services)

Mayor Gutierrez opened the public hearing; there being none, public hearing was closed.

**Recommendations: That the City Council and CSD:**

1. Conduct a Public Hearing to receive public comments on the City of Moreno Valley's appropriations limit for Fiscal Year 2016/17.
2. Adopt Resolution No. 2016-39, a resolution of the City Council of the City of Moreno Valley, California, establishing the appropriations limit for Fiscal Year 2016/17.
3. Conduct a Public Hearing to receive public comments on the Moreno Valley Community Services District's appropriations limit for Fiscal Year 2016/17.
4. Adopt Resolution No. CSD 2016-13, a resolution of the Moreno Valley Community Services District establishing the appropriations limit for Fiscal Year 2016/17.

Motion to combine public hearings and approve Recommendation No. 2 and CSD Recommendation No. 4.

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	George E. Price, Council Member
<b>SECONDER:</b>	Jeffrey J. Giba, Mayor Pro Tem
<b>AYES:</b>	Gutierrez, Giba, Price, Molina, Jempson

E.2. PUBLIC HEARING REGARDING THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE FOR NEW RESIDENTIAL AND COMMON INTEREST, COMMERCIAL, INDUSTRIAL AND QUASI-PUBLIC USE DEVELOPMENT PROPOSED FISCAL YEAR (FY) 2016/2017 ANNUAL RATES (Report of: Public Works)

Mayor Gutierrez opened the agenda item for public testimony; there being none, public testimony was closed.

**Recommendations:**

1. Conduct a Public Hearing to consider all public testimony on the "NPDES Regulatory Rate Schedule for New Residential and Common Interest, Commercial, Industrial and Quasi-Public Use Development" as provided in the Public Notice.
2. Adopt Resolution No. 2016-40, a Resolution of the City of Moreno Valley, California, Authorizing and Approving the Levy of the National

Pollutant Discharge Elimination System (NPDES) Regulatory Rate for New Residential, and Common Interest, Commercial, Industrial and Quasi-Public Use Development of the County of Riverside Property Tax Roll.

Motion to approve

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Jeffrey J. Giba, Mayor Pro Tem
<b>SECONDER:</b>	Jesse L. Molina, Council Member
<b>AYES:</b>	Gutierrez, Giba, Price, Molina, Jempson

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

A.13. ADOPT RESOLUTION NO. 2016-33 AUTHORIZING AMENDMENT NO. 3 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)

Mayor Gutierrez opened the agenda item for public comments, which were received from Roy Bleckert.

Council Member Price requested staff to bring back to the Council the issue of DIF fees being paid at the time of issuance of permit; seconded by Council Member Molina.

**Recommendation:**

1. Adopt Resolution 2016-33, a Resolution of the City Council of the City of Moreno Valley, California, Authorizing an Amendment No. 3 to the Loan Agreement Between the City of Moreno Valley and the Police Facility Development Impact Fee and the Animal Shelter Development Impact Fee.

Approve Item A.13

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Jeffrey J. Giba, Mayor Pro Tem
<b>SECONDER:</b>	D. LaDonna Jempson, Council Member
<b>AYES:</b>	Gutierrez, Giba, Price, Molina, Jempson

**G. REPORTS**

**G.1. CITY COUNCIL REPORTS ON REGIONAL ACTIVITIES**

(Informational Oral Presentation - not for Council action)

March Joint Powers Commission (JPC)

Mayor Pro Tem Giba reported that the JPC meeting will be held on June 8. There will be a discussion about the future of the JPA.

Riverside County Habitat Conservation Agency (RCHCA)

Council Member Price provided a brief update of items covered at the RCHCA Board meeting on May 19, 2016.

**Incidental Take Authorization for the Stephens' Kangaroo Rat**

The RCHCA Board of Directors approved an agreement between RCHCA and Southern California Gas Company to provide incidental take authorization of the Stephen's Kangaroo Rat for upgrade to an existing natural gas pipeline mainline valve. The project, located off Jack Rabbit Trail in unincorporated Riverside County, is located just outside of the City's Sphere of Influence and would not negatively impact the City of Moreno Valley.

**Endangered Species Day Art Contest**

RCHCA staff hosted an art contest with participating schools in recognition of Endangered Species Day. The theme, "Where Our World and the Natural World Meet" allowed students to artistically express their ideas in recognition of the special day. Over 250 students from three schools in Western Riverside County participated in the contest.

Riverside County Transportation Commission (RCTC)

Mayor Gutierrez reported that at the May 23rd Programs and Projects Committee meeting, the Board:

- Approved amended funding agreements with the California Highway Patrol and Caltrans for Freeway Service Patrol Supervision and Construction Zone Enhanced Enforcement in support of the 91 expansion project.
- Approved a revenue study that determined the financial feasibility of the I-15 Express Lanes project that will extend from Cajalco Road in Corona to State Route 60 just south of San Bernardino County.
- Approved the Metrolink Budget for Fiscal Year 2016/17, which includes the new Perris Valley Line that began service on Monday. Metrolink is Southern California's regional commuter rail service in its 23<sup>rd</sup> year of operation. Metrolink operates over seven routes through a six county, 512-mile network and is the third largest commuter rail agency in the United States.

Metrolink's mobile ticketing app, which allows riders the option to purchase their ticket on a smartphone, tablet or other mobile device, is now available for all Metrolink trips providing added convenience for commuters.

#### Riverside Transit Agency (RTA)

Council Member Molina reported that at the May 26<sup>th</sup> meeting, the Board approved an amendment to the Transportation Uniform Mitigation Fee (TUMF) Transportation Improvement Program that re-allocates approximately \$1.2 million to the University of California Riverside (UCR) Mobility Hub, \$898,000 for the RapidLink Gold Line along Magnolia Avenue, and \$2.3 million for the RapidLink Blue Line which will run from UCR to the City of Perris via Sunnymead Boulevard and Perris Boulevard.

RapidLink will provide limited stop service with travel times up to 20 percent faster than existing bus routes running along the same corridor.

Additionally, the Board approved a Youth Summer Fare of 25 cents per boarding for any fixed-route bus, including CommuterLink express buses, for students in grades 1-12. The promotion will run the entire summer from June 1 through September 11. Some of the routes will be coordinated to coincide with the Metrolink's schedule.

#### Western Riverside Council of Governments (WRCOG)

Mayor Pro Tem Giba provided a brief update of items covered at the WRCOG Executive Committee meeting on June 6, 2016.

The 7<sup>th</sup> Annual Statewide Energy Efficiency Forum will be held at the Riverside Convention Center on June 15<sup>th</sup> and 16<sup>th</sup>.

The WRCOG Clean Cities Coalition is holding a workshop on June 23<sup>rd</sup> from 10:00 a.m. until 12:00 p.m. at the Riverside County Transportation offices to receive input on its two-year work program.

The HERO Program continues to provide financing to property owners on a range of energy saving items, including renewable energy and water conserving improvements to homes and businesses. To date, more than 83,000 homeowners have been approved for eligible renewable energy, energy efficiency and water efficiency projects. Nearly 31,000 property owners in Western Riverside County have been approved for funding.

WRCOG doesn't recommend permitting certain PACE programs into the program, unless WRCOG approves it. Many cities like the opportunity for more PACE programs. The more programs we have, the more opportunities for the public to utilize different funding sources.

#### Western Riverside County Regional Conservation Authority (RCA)

Council Member Jempson gave a brief update of items covered at the RCA Board meeting on June 6, 2016.

Council Member Jempson thanked her alternate Council Member Price for attending the meeting in her absence.

The Fiscal Year 2016 Third Quarter Financial Report has just been released. In summary, RCA collected \$7,927,468 in fees from all member agencies from July 1, 2015 through March 31, 2016. Of the total amount of fees collected, \$302,009 was collected from the City of Moreno Valley which equates to 3.8 percent of all fees collected. A breakdown of fees from Moreno Valley includes \$120,009 collected from commercial projects and \$182,000 collected from residential projects.

School District/City Joint Task Force

None

Southern California Association of Governments (SCAG)

Mayor Pro Tem Giba reported that he missed the last meeting, as he attended the League of California Cities in Sacramento. He stated that residents can request a quarterly SCAG report. Regional Transportation Plan has been approved and moving forward. He will have updates soon.

Box Springs Mutual Water District (BSMWD)

Council Member Jempson reported that the Board met yesterday. The Board gave an update on lane pipe projects. Dracaea is almost two thirds done. Farragut plans will be submitted shortly. Edgemont Avenue will be done within 3 weeks and is related to the apartment construction project.

Recently, the State Inspector visited the BSMWD and the report from that visit will be given within the next seven days. The BSMWD 2016 Water Quality Report was shared, and Council Member Jempson will provide a copy to anyone who requests it.

Council Member stated that Melissa Martinez continues the clean up of the American Legion. Neighborhood Works, Inc. led by Melissa will be hosting a free summer night program for the underprivileged and at risk youths in July every Friday night from 6-8 p.m. at the Edgemont Community Service location. The flyer is being inserted in the water bill through Box Springs.

Mayor Gutierrez opened the agenda items for public comments; there being none, public comments were closed.

G.2. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, APPROVING AND ADOPTING A DEFINITION OF

“CONFIDENTIAL NATURE” FOR PURPOSES OF DETERMINING WHAT TYPE OF CORRESPONDENCE OR OTHER DOCUMENTS PROVIDED TO ONE CITY COUNCILMEMBER MUST BE AUTOMATICALLY SHARED WITH ALL COUNCIL MEMBERS (Report of: City Attorney)

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

**Recommendations: That the City Council:**

1. Adopt Resolution No. 2016-41 titled, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, APPROVING AND ADOPTING A DEFINITION OF “CONFIDENTIAL NATURE” FOR PURPOSES OF DETERMINING WHAT TYPE OF CORRESPONDENCE OR OTHER DOCUMENTS PROVIDED TO ONE CITY COUNCILMEMBER MUST BE AUTOMATICALLY SHARED WITH ALL COUNCIL MEMBERS”.

Motion to approve

<b>RESULT:</b>	<b>APPROVED [3 TO 1]</b>
<b>MOVER:</b>	Jeffrey J. Giba, Mayor Pro Tem
<b>SECONDER:</b>	Jesse L. Molina, Council Member
<b>AYES:</b>	Jeffrey J. Giba, Jesse L. Molina, D. LaDonna Jempson
<b>NAYS:</b>	George E. Price
<b>ABSTAIN:</b>	Dr. Yxstian A. Gutierrez

G.3. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, APPROVING AND ADOPTING A REVISED OPERATING POLICY FOR BOARDS AND COMMISSIONS (Report of: City Attorney)

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

**Recommendations: That the City Council:**

1. Adopt Resolution No. 2016-42 titled, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, APPROVING AND ADOPTING A REVISED AND COMPLETELY RESTATED OPERATING POLICY FOR BOARDS, COMMISSIONS AND COMMITTEES”.

City Council discussed background checks, meeting attendance and criminal charges. It was the consensus that Council have some flexibility in making appointments.

Mayor Gutierrez made a motion to approve staff's recommendation with the amendment discussed by Council.

Motion to approve

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Dr. Yxstian A. Gutierrez, Mayor
<b>SECONDER:</b>	George E. Price, Council Member
<b>AYES:</b>	Gutierrez, Giba, Price, Molina, Jempson

G.4. REVIEW AND APPROVAL OF REVISED POSITION CONTROL (Report of: Administrative Services)

Mayor Gutierrez opened the agenda item for public comments, which were received from Roy Bleckert.

**Recommendations: That the City Council:**

1. Approve the reclassification of the Sustainability & Intergovernmental Program Manager to Public Information/Intergovernmental Relations Officer and approve the job description.
2. Within the Community Development Department, approve the reclassification of the Sr. Administrative Assistant to Executive Assistant I.
3. Approve the addition of an Administrative Assistant position to support the City Council Office.
4. Approve the elimination of the Housing Program Coordinator position.
5. Approve the modification of the Position Control Roster based on the approval of the recommended items. Specific positions are discussed within this staff report and listed on Attachment 1 to the staff report.

Motion to approve Recommendations Nos. 1 through 5

<b>RESULT:</b>	<b>APPROVED [3 TO 2]</b>
<b>MOVER:</b>	George E. Price, Council Member
<b>SECONDER:</b>	D. LaDonna Jempson, Council Member
<b>AYES:</b>	Dr. Yxstian A. Gutierrez, George E. Price, D. LaDonna Jempson
<b>NAYS:</b>	Jeffrey J. Giba, Jesse L. Molina

Substitute Motion to approve Recommendation No.1, but freeze the PIO position until evaluated by an ad-hoc committee; approve Recommendations Nos. 2, 3, 4 & 5, and modified No. 1 to freeze the PIO position; seconded by Council Member Molina



<b>RESULT:</b>	<b>FAILED [2 TO 2]</b>
<b>MOVER:</b>	Jeffrey J. Giba, Mayor Pro Tem
<b>SECONDER:</b>	Jesse L. Molina, Council Member
<b>AYES:</b>	Jeffrey J. Giba, Jesse L. Molina
<b>NAYS:</b>	George E. Price, D. LaDonna Jempson
<b>ABSTAIN:</b>	Dr. Yxstian A. Gutierrez

Item G.5 was heard after Item A.13

**G.5. RESOLUTIONS TO PLACE A MEASURE RELATING TO THE TRANSIENT OCCUPANCY TAX ON THE NOVEMBER 8, 2016 GENERAL MUNICIPAL ELECTION BALLOT AND PUBLIC OUTREACH (Report of: Financial & Management Services)**

Mayor Gutierrez opened the agenda item for public comments, which were received from Roy Bleckert and Leonard Gonzalez.

Recess at 8:21 p.m.;  
Reconvened at 8:35 p.m.

**Recommendations: That the City Council:**

1. Place a measure on the November 8, 2016 ballot to increase the City's Transient Occupancy Tax (TOT) from 8% to 13%.
2. Direct the City Clerk to include the Transient Occupancy Tax measure to be placed in a future resolution calling and giving notice of a general municipal election on Tuesday, November 8, 2016, for the submission to the voters of the city.
3. Adopt Resolution No. 2016-43, a resolution of the City Council of the City of Moreno Valley, California, directing the City Attorney to prepare an impartial analysis, setting priorities for filing written arguments, and providing for rebuttal arguments regarding the Moreno Valley transient occupancy tax measure.
4. Approve an agreement for consulting services ("Agreement"), approved as to form by the City Attorney, to provide initial public survey work and the development of public outreach information.
5. Authorize the City Manager to execute the Agreement.
6. Approve budget adjustments to the budget as set forth in the Fiscal Impact section of this report.

Approve Recommendations Nos. 1 through 6, awarding contract to the Lew Edwards Group (LEG) and with the modification to measure language

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Jeffrey J. Giba, Mayor Pro Tem
<b>SECONDER:</b>	Jesse L. Molina, Council Member
<b>AYES:</b>	Gutierrez, Giba, Price, Molina, Jempson

G.6. GENERAL MUNICIPAL ELECTION – NOVEMBER 8, 2016 RESOLUTIONS CALLING AND GIVING NOTICE AND REQUESTING CONSOLIDATION WITH STATEWIDE GENERAL ELECTION (Report of: City Clerk)

Mayor Gutierrez opened the agenda item for public comments, which were received from Rafael Brugueras.

Approve Resolutions with modification to delete language related to the ordinance and adding the hotel tax in Section 2 of Resolution No. 2016-44 and Section 1 of Resolution No. 2016-45

**Recommendations: That the City Council:**

1. Adopt Resolution No. 2016-44 calling an election titled, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, CALLING AND GIVING NOTICE OF A GENERAL MUNICIPAL ELECTION ON TUESDAY, NOVEMBER 8, 2016, FOR CERTAIN OFFICERS, AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES, AND FOR THE SUBMISSION TO THE VOTERS OF A QUESTION REGARDING AMENDING THE CITY’S TRANSIENT OCCUPANCY TAX”.
2. Adopt Resolution No. 2016-45 requesting election consolidation titled, “A RESOLUTION A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 8, 2016, WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THAT DATE, PURSUANT TO §10403 OF THE CALIFORNIA ELECTIONS CODE”.

Motion to approve with amendment to measure language

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	George E. Price, Council Member
<b>SECONDER:</b>	Jesse L. Molina, Council Member
<b>AYES:</b>	Gutierrez, Giba, Price, Molina, Jempson

G.7. THIRD QUARTER BUDGET REVIEW AND APPROVAL OF THE REVISED OPERATING BUDGET FOR FISCAL YEARS 2015/16 AND 2016/17 (Report of: Financial & Management Services)

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

**Recommendations: That the City Council:**

1. Receive and file the third quarter budget summary.
2. Adopt Resolution No. 2016-46, a Resolution of the City Council of the City of Moreno Valley, California, Adopting the Revised Budget for Fiscal Years 2015/16 - 2016/17.

**Recommendations: That the CSD:**

1. Adopt Resolution No. CSD 2016-14, a Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Adopting the Revised Budget for Fiscal Years 2015/16 – 2016/17.

Motion to approve Recommendation No. 2

<b>RESULT:</b>	<b>APPROVED [4 TO 0]</b>
<b>MOVER:</b>	Jeffrey J. Giba, Mayor Pro Tem
<b>SECONDER:</b>	George E. Price, Council Member
<b>AYES:</b>	Dr. Yxstian A. Gutierrez, Jeffrey J. Giba, George E. Price, D. LaDonna Jempson
<b>ABSTAIN:</b>	Jesse L. Molina

Motion to approve CSD Recommendation No. 1

<b>RESULT:</b>	<b>APPROVED [4 TO 0]</b>
<b>MOVER:</b>	George E. Price, Council Member
<b>SECONDER:</b>	D. LaDonna Jempson, Council Member
<b>AYES:</b>	Dr. Yxstian A. Gutierrez, Jeffrey J. Giba, George E. Price, D. LaDonna Jempson
<b>ABSTAIN:</b>	Jesse L. Molina

G.8. CITY MANAGER'S REPORT

(Informational Oral Presentation - not for Council action)

The City Manager stated that the City Manager's Report is available on the Web site.

#### G.9. CITY ATTORNEY'S REPORT

(Informational Oral Presentation - not for Council action)

None

#### 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.**

City Council's Comments given at the conclusion of public comments:

##### Council Member Jempson

1. The Police Zone 2 meeting will be held on June 29, 7 p.m., at the Towngate Community Center; residents are welcome to attend.
2. The Rally Round the Flag Barbeque will be held on June 10; proceeds will go to veterans and March Field Air Museum.
3. Memorial service for former Superintendent Nick Ferguson will be held on Monday, June 13, at Grove Community Church.

##### Council Member Molina

1. Council Member made an announcement regarding a transparency page on the City's Web site: he has been encouraging transparency for some time and makes sure residents are aware of this important tool that the Council made available. Residents can view City's spending amounts. The interactive tool on the Web site makes searching for specific spending patterns easy.

City Council's comments given after Item G.9:

##### Council Member Price

1. Moreno Valley Wind Symphony concert will be held on Thursday, June 9 at 7 p.m.
2. Entries for the July 4th parade are due this week; it is a great opportunity to

showcase your business.

3. Business Round Table will be held in District 3 on June 8, 11:30 a.m., Round Table Pizza at the Stone Ridge Shopping Center.
4. Addressed mail box break-ins and mail theft, an issue that is rampant in our community; he stated that he will contact a local legislator to enact legislation that will make any mail theft a felony in the State of California; he asked Council Members for support in asking staff to contact lobbyists in Sacramento to work with our staff in crafting a bill to address this issue;
5. The Council supported this request unanimously.

#### Mayor Pro Tem Giba

1. Announced that a Java with Jeff event is coming up on June 25, 9-11 a.m., at Red Velvet.
2. Articles from District 2 Council Member are published every month in Sunnymead Ranch HOA Roundup newspaper.
3. The Rally Round the Flag event will be held this Friday, June 10 at March Field Air Museum.
4. League of California Cities 2016 Annual Conference and Expo will be held in Long Beach October 5 through 7 this year.

#### Mayor Gutierrez

1. The Summer at City Hall program approved by Council in March is coming along; the orientation for selected students will be held tomorrow.
2. Thanked Council Member Jempson for the National Day of Prayer and thanked Mayor Pro Tem Giba for attending that event.
3. Invited residents to come to Mayor's Meet and Greet events, which are held every other Friday, 3-4:30 p.m.
4. Asked a staff member to explain the election process to Rafael Brugueras.

#### **ADJOURNMENT**

There being no further business to conduct, the Regular Meeting was adjourned at 10:33 p.m.

Submitted by:

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Leslie Keane, Interim City Clerk  
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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Dr. Yxstian Gutierrez, Mayor  
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