

MINUTES
CITY COUNCIL REGULAR MEETING OF THE CITY OF MORENO VALLEY
August 20, 2019

CALL TO ORDER - 5:30 PM

SPECIAL PRESENTATIONS

1. Recognition of the Independence Day Parade Art Contest
2. Recognition of the Independence Day Parade Award Winners
3. Recognition of the Independence Day and Funfest Sponsors: 1) Skechers
2) First Industrial Realty Trust, Inc. 3) Waste Management

**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
August 20, 2019**

CALL TO ORDER

The Joint Meeting of the City Council, Community Services District, City as Successor Agency for the Community Redevelopment Agency of the City of Moreno Valley, Moreno Valley Housing Authority, Moreno Valley Public Financing Authority and the Board of Library Trustees was called to order at 6:00 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

The Pledge of Allegiance was led by Rafael Brugueras.

INVOCATION

Father Joseph, St. Christopher Catholic Parish

ROLL CALL

Council:	Dr. Yxstian A. Gutierrez	Mayor
	Victoria Baca	Mayor Pro Tem
	David Marquez	Council Member
	Ulises Cabrera	Council Member
	Dr. Carla J. Thornton	Council Member

INTRODUCTIONS

Staff:	Pat Jacquez-Nares	City Clerk
	Regina Flores	Senior Deputy City Clerk
	Marshall Eyeran	Chief Financial Officer/City Treasurer
	Martin Koczanowicz	City Attorney

Tom DeSantis	City Manager
Michele Patterson	Economic Development Manager
Rick Sandzimier	Community Development Director
Dave Lelevier	Acting Chief of Police
Abdul Ahmad	Fire Chief
Kathleen Sanchez	Human Resources Director
Patti Solano	Parks and Community Services Director
Michael Wolfe	Public Works Director/City Engineer

F.2. 3684: PAA19-0006 APPEAL OF THE PLANNING COMMISSIONS APPROVAL OF CUP PEN18-0262 CANNABIS DISPENSARY (RESO. NO. 2019-45) (Report of: Community Development)

Contract Planner Zwack provided the report.

Council Member Cabrera asked regarding the distance between the proposed dispensary and the Hangar Trampoline Park.

Contract Planner Zwack stated that the distance is 1,000 feet from building to building.

Mayor Pro Tem Baca questioned why the item is being heard by the City Council and expressed her apprehension that any action would set a precedent for hearings of other non-jurisdictional disputes.

City Attorney Koczanowicz explained that any party that is aggrieved has the right to file an appeal of a decision by the Planning Commission.

Council Member Marquez requested clarification on the appeal and asked whether the applicant previously had their license revoked and when religious services were observed within the shopping center. He also inquired about the distance requirement for churches and whether Hangar trampoline park contacted the City.

Contract Planner Zwack affirmed that the appeal contained three major points and identified two churches and a mosque within the development, but could not confirm when the services occurred. He expressed that the cannabis separation requirement does not include churches.

Community Development Director Sandzimier remarked that he was unaware of any Hangar representative contacting the City.

City Manager DeSantis announced that the applicant had not had their provisional permit revoked and that the buffers in the cannabis ordinance conform to state law.

Mayor Gutierrez opened the Public Hearing at 6:17 p.m.

Daniel Reed, representing the Canyon Springs Investment Trust, discussed his client's opposition to the dispensary.

Mayor Gutierrez asked if Mr. Reed or his client attend a City Council meeting where the cannabis zoning was proposed.

Mr. Reed replied that he and the property manager attended the Planning Commission meeting when the conditional use permits were discussed.

Council Member Marquez inquired as to the owner of the parking spots.

Mr. Reed asserted that his client is responsible for 100% of the common area.

Corey Moore opposes Item No. F.2

Harold Acord opposes Item No. F.2

Lindsay Robinson opposes Item No. F.2

Rommel Dunbar opposes Item No. F.2

Michael Porra supports Item No. F.2

Mr. Reed addressed the comments made by the public.

There being no further comments in support or opposition, Mayor Gutierrez closed the Public Hearing at 6:39 p.m.

City Attorney Koczanowicz remarked that legal dispensaries are mandated to control the surrounding environment.

Mayor Gutierrez noted that the opportune time to object to the location of dispensaries was when the City was deliberating the land use.

Council Member Thornton stated that although cannabis is illegal federally, it is legal throughout the State of California. She asked for support from her fellow Council Members to reevaluate the land use designations in six months to one year.

Mayor Pro Tem Baca reiterated that she doesn't feel the City Council is the ideal body to settle the dispute between the property owner and the Association.

Council Member Cabrera concurred with comments made by the previous Council Members and noted that on-site security is a requirement of all conditional use permits and the cannabis revenue would fund extra patrols. He stated that he views cannabis and alcohol as equals and as such, can both be regulated. He recommended that the appellant pursue private

litigation, as the City Council is not the suitable body to resolve their disagreement.

Council Member Marquez expressed his consistent opposition to cannabis and to its expedited approval process. He contends that the Planning Commission should not be the arbiter of land use decisions as they are appointed. He worries that the already overburdened Police Department will be unable to respond to the inevitable calls associated with the dispensary.

Mayor Pro Tem Baca added that staff worked diligently to close down thirty illegal dispensaries and that residents voted in favor of legalizing cannabis and taxing it.

Recommendations: That the City Council:

1. Staff recommends that the City Council APPROVE Resolution 2019-45, and thereby;
2. **DENY** appeal PAA19-0006 of Planning Commission approval of Conditional Use Permit PEN18-0262, thus upholding the Planning Commission's decision, based upon the attached resolution.

RESULT: APPROVED [4 TO 1]
MOVER: Victoria Baca, Mayor Pro Tem
SECONDER: Dr. Carla J. Thornton, Council Member
AYES: Dr. Yxstian A. Gutierrez, Victoria Baca, Ulises Cabrera, Dr. Carla J. Thornton
NAYS: David Marquez

Mayor Gutierrez recessed the meeting at 6:55 p.m.

Mayor Gutierrez reconvened the meeting at 7:03 p.m.

JOINT CONSENT CALENDARS (SECTIONS A-E)

Mayor Gutierrez opened the Consent Agenda items for public comments, which were received from Lindsay Robinson who had questions regarding Item Nos. A.8 and A.9 and Louise Palomarez (Supports Item No. A.14).

RESULT: APPROVED [UNANIMOUS]
MOVER: David Marquez, Council Member
SECONDER: Victoria Baca, Mayor Pro Tem
AYES: Dr. Yxstian A. Gutierrez, Victoria Baca, David Marquez, Ulises Cabrera, Dr. Carla J. Thornton

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 - Study Session - Jun 11, 2019 6:00 PM

Recommendation: Approve as submitted.

- A.3. City Council - Closed Session - Jun 18, 2019 4:30 PM

Recommendation: Approve as submitted.

- A.4. City Council - Regular Meeting - Jun 18, 2019 6:00 PM

Recommendation: Approve as submitted.

- A.5. APPOINT A VOTING DELEGATE AND ALTERNATE DELEGATES FOR THE LEAGUE OF CALIFORNIA CITIES (LOCC) 2019 ANNUAL CONFERENCE - Annual Business Meeting (RESO. NO. 2019-46) (Report of: City Clerk)

Recommendations:

1. Adopt RESOLUTION NO. 2019-46 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, APPOINTING DELEGATES AND ALTERNATES TO THE LEAGUE OF CALIFORNIA CITIES AS OFFICIAL REPRESENTATIVES OF THE CITY OF MORENO VALLEY; and
2. Direct staff to submit to the League a Certified copy of the Resolution appointing Mayor Pro Tem Victoria Baca as the Delegate and Council Members Ulises Cabrera and Carla Thornton as the Alternates before October 4, 2019.

- A.6. PROPOSED MEMBERSHIP IN THE UNITES STATES CONFERENCE OF MAYORS (Report of: City Clerk)

Mayor Gutierrez pointed out that he requested the item as it provided the opportunity for the City to receive grants.

Recommendation: That the City Council:

1. Approve the City's membership in the United States Conference of Mayors for Fiscal Years 2019/20 – 2020/21.

A.7. REQUEST FOR CITY PARTICIPATION IN EL GRITO- CELEBRATING HISPANIC HERITAGE (Report of: City Clerk)

Council Member Cabrera made everyone aware that the event is a celebration of Mexican Independence Day and invited residents to attend.

1. Consider a request for City participation in El Grito- Celebrating Hispanic Heritage event.
2. Approve the City' participation in the amount of \$10,000 as set forth in the Fiscal Impact section of this report.

A.8. COUNCIL DISCRETIONARY EXPENDITURE REPORTS FOR FISCAL YEAR 2018/2019 AS OF JULY 1, 2018 THROUGH JUNE 30, 2019 (Report of: City Clerk)

Recommendation:

1. Receive and file the Fiscal Year 2018/2019 Council Discretionary Expenditure Report for July 1, 2018 through June 30, 2019.

A.9. MAYORAL APPOINTMENTS TO BOARDS AND COMMISSIONS (Report of: City Clerk)

Recommendation:

1. Receive and confirm the slate of Mayoral appointments as follows:

ARTS COMMISSION

<u>Name</u>	<u>Position</u>	<u>Term</u>
Eric McKain	Member	Ending 06/30/21

EMERGING LEADERS COUNCIL

<u>Name</u>	<u>Position</u>	<u>Term</u>
Mumtahina Tajrian	Member	Ending 05/31/21

ENVIRONMENTAL AND HISTORICAL PRESERVATION BOARD

<u>Name</u>	<u>Position</u>	<u>Term</u>
Dennise Jimenez	Member	Ending 06/30/22

LIBRARY COMMISSION

<u>Name</u>	<u>Position</u>	<u>Term</u>
Lawrence A. Lee	Member	Ending 06/30/22

PARKS, COMMUNITY SERVICES AND TRAILS COMMITTEE

<u>Name</u>		<u>Position</u>	<u>Term</u>
Cassandra Swedlund	Leigh	Member	Ending 06/30/21

TRAFFIC SAFETY COMMISSION

<u>Name</u>		<u>Position</u>	<u>Term</u>
David Layne		Member	Ending 06/30/21

UTILITIES COMMISSION

<u>Name</u>		<u>Position</u>	<u>Term</u>
Stephen LaFond		Member	Ending 06/30/22

- A.10. PAYMENT REGISTER - MAY 2019 (Report of: Financial & Management Services)

Recommendation:

1. Receive and file the Payment Register.

- A.11. PAYMENT REGISTER - JUNE 2019 (Report of: Financial & Management Services)

Recommendation:

1. Receive and file the Payment Register.

- A.12. RESOLUTION OF THE CITY OF MORENO VALLEY SERVING AS THE SUCCESSOR AGENCY TO THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO VALLEY APPROVING THE AMENDED RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR THE PERIOD OF JANUARY 1, 2020 THROUGH JUNE 30, 2020 (ROPS 19-20B) (RESO. NO. SA 2019-02) (Report of: Financial & Management Services)

Recommendations: That the City Council as Successor Agency:

1. Adopt Resolution No. SA 2019-02. A Resolution of the City Council of the City of Moreno Valley, California, Serving as Successor Agency to the Community Redevelopment Agency of the City of Moreno Valley Approving the Amended Recognized Obligation Payment Schedule for the Period of January 1, 2020 through June 30, 2020 (ROPS 19-20B), and Authorizing the City Manager acting for the Successor Agency or his/her Designee to Make Modifications Thereto.

2. Authorize the City Manager acting for the Successor Agency or his/her Designee to make modifications to the Schedule.
3. Authorize the transmittal of the ROPS 19-20B, for the period of January 1, 2020 through June 30, 2020, ("Exhibit A") to the Countywide Oversight Board for County of Riverside for review and approval.

A.13. APPROVE AGREEMENT WITH TENASKA POWER SERVICES CO. FOR THE PURCHASE AND SALE OF RENEWABLE ENERGY AND ASSOCIATED GREEN ATTRIBUTES (AGMT. NO. 2019-419) (Report of: Financial & Management Services)

Recommendations:

1. Approve the Agreement for the Purchase and Sale of Renewable Energy and Associated Green Attributes with Tenaska Power Services Co.
2. Appropriate additional Public Purpose Program funds of \$651,425 to fund the purchase of renewable energy.
3. Authorize the City Manager to execute the Agreement on behalf of the City.

A.14. REPORT OF APPROVED SALARY CHANGES (Report of: Human Resources)

Recommendation:

1. Receive and file the attached Report of Approved Salary Changes.

A.15. LIST OF PERSONNEL CHANGES (Report of: Human Resources)

Recommendation:

1. Ratify the list of personnel changes as described.

A.16. PEN18-0090 (PM 37514) – APPROVE PARCEL MAP 37514 LOCATED ON THE NORTHEAST CORNER OF KRAMERIA AVENUE AND LASSELLE STREET. DEVELOPER: CONTINENTAL EAST FUND III, LLC (Report of: Public Works)

Recommendations:

1. Approve Parcel Map 37514.
2. Authorize the City Clerk to sign the map and transmit said map to the

County Recorder's Office for recordation.

- A.17. PURSUANT TO LANDOWNER PETITIONS, ANNEX PARCELS INTO COMMUNITY FACILITIES DISTRICT NO. 2014-01 (MAINTENANCE SERVICES) - AMENDMENT NO. 36 AND 37 (RESO. NOS. 2019-47 and 2019-48) (Report of: Public Works)

Recommendations:

1. Acting as the legislative body of Community Facilities District No. 2014-01 (Maintenance Services), adopt Resolution No. 2019-47, a Resolution of the City Council of the City of Moreno Valley, California, ordering the annexation of territory to City of Moreno Valley Community Facilities District No. 2014-01 (Maintenance Services) and approving the amended map for said District. (Amendment No. 36)
2. Acting as the legislative body of Community Facilities District No. 2014-01 (Maintenance Services), adopt Resolution No. 2019-48, a Resolution of the City Council of the City of Moreno Valley, California, ordering the annexation of territory to City of Moreno Valley Community Facilities District No. 2014-01 (Maintenance Services) and approving the amended map for said District. (Amendment No. 37)

- A.18. CERTIFY ANNEXATION OF ONE PARCEL INTO COMMUNITY FACILITIES DISTRICT NO. 4-MAINTENANCE - ANNEXATION NO. 2019-02 (RESO. NO. 2019-49) (Report of: Public Works)

1. Acting as the legislative body of Community Facilities District No. 4-Maintenance, adopt Resolution No. 2019-49, a Resolution of the City Council of the City of Moreno Valley, California, Certifying the Results of an Election and Adding Property to such Community Facilities District. (Annexation No. 2019-02)

- A.19. PEN18-0233 (PM 37657) – APPROVE PARCEL MAP 37657 LOCATED ON THE SOUTH SIDE OF HEMLOCK AVENUE WEST OF INDIAN STREET. DEVELOPER: GOLD COAST PROPERTIES, CA 3 LLC (Report of: Public Works)

Recommendations:

1. Approve Parcel Map 37657.
2. Authorize the City Clerk to sign the map and transmit said map to the County Recorder's Office for recordation.

- A.20. SECOND READING AND ADOPTION OF ORDINANCE AMENDING SECTION 12.20.020 OF CHAPTER 12.20 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE DECLARING PRIMA FACIE SPEED LIMITS ON CERTAIN STREETS AND AN ORDINANCE AMENDING 12.20.020 OF CHAPTER 12.20 OF THE MUNICIPAL CODE ALLOWING FUTURE SPEED LIMIT CHANGES TO BE ADOPTED BY RESOLUTION (ORD. NOS. 957 AND 958) (Report of: Public Works)

Recommend that the City Council:

1. Conduct the second reading by title only of Ordinance No. 957 – An Ordinance of the City Council of the City of Moreno Valley, California, amending Section 12.20.020 of Chapter 12.20 of the City of Moreno Valley Municipal Code Declaring Prima Facie Speed Limits on Certain Streets; and
2. Conduct the second reading by title only of Ordinance No. 958 – An Ordinance of the City Council of the City of Moreno Valley, California, amending Section 12.20.020 of Chapter 12.20 of the City of Moreno Valley Municipal Code allowing declaration of prima facie speed limits by resolution.

- A.21. TR 22709-1 – REQUEST TO CONDUCT A FULL ROAD CLOSURE OF OLIVER STREET BRIDGE BETWEEN GIMLET LEAF WAY AND JOHN F. KENNEDY DRIVE FROM SEPTEMBER 3, 2019 – NOVEMBER 1, 2019 DEVELOPER – D.R. HORTON, INC. (Report of: Public Works)

Recommendations:

1. Approve a full Road Closure of Oliver Street between Gimlet Leaf Way and John F. Kennedy Drive for the retrofit of Oliver Street Bridge from September 3, 2019 – November 1, 2019.
2. Authorize the Public Works Director/City Engineer to approve an extension, if needed, of the road closure for an additional 30 calendar days.

- A.22. ACCEPTANCE OF SB821 FUNDING AND FUNDING APPROPRIATION FOR PEDESTRIAN HYBRID BEACON ON CACTUS AVENUE AT WOODLAND PARK (AGMT. NO. 2019-420) (Report of: Public Works)

Recommendations:

1. Accept \$200,000 of SB821 funding for construction of a Pedestrian Hybrid Beacon on Cactus Avenue at Woodland Park.
2. Authorize the Chief Financial Officer to appropriate \$200,000 as revenue and expense in the SCAG Article 3 Fund (Fund 2800).

3. Authorize the City Manager to execute Riverside County Transportation Commission (RCTC) Agreement No. 19-62-112-00, and any subsequent amendments, subject to the City Attorney review and approval.

A.23. Authorization of Payment for unanticipated Veterinary services (Report of: Community Development)

Recommendation:

1. Authorize the City Manager to execute a purchase order for payment of amounts in excess of the Pedley Square Veterinary Clinic, Inc. Agreement for FY 2018/19.

A.24. RESOLUTION REVERSING INITIATIVE BASED APPROVAL OF THE DEVELOPMENT AGREEMENT FOR WLC (RESO. NO. 2019-50) (Report of: City Attorney)

Recommendation:

1. Adopt Resolution in compliance with the Court Order, setting aside the approval of the World Logistics Center Development Agreement through the initiative process.

A.25. RESOLUTION NO. 2019-51 APPROVING APPLICATION FOR GRANT FUNDS (RESO. NO. 2019-51) (Report of: Parks & Community Services)

Council Member Cabrera advised everyone that the City is applying for over four million dollars to revitalize the Community Center.

Council Member Marquez thanked Parks and Community Services for applying for the grant.

Recommendation:

1. Adopt the Resolution to Approve the Application for Statewide Park Development and Community Revitalization Program Grant Funds in the amount of \$4,829,508.00, to be used for the redevelopment and renovation of the March Field Park Community Center.

A.26. AUTHORIZATION TO ACCEPT GRANT FUNDS AND EXECUTE LETTER OF AGREEMENT WITH KAISER FOUNDATION HOSPITALS (AGMT. NO. 2019-421) (Report of: Parks & Community Services)

Council Member Cabrera thanked Patti Solano for her work in securing the grant.

Council Member Marquez expressed his gratitude to Kaiser Permanente for awarding the City the grant.

Recommendations:

1. Authorize the Parks & Community Services Director to execute a Letter of Agreement with Kaiser Foundation Hospitals to receive funds for Grant Proposal #8962, in the amount of \$25,000.
2. Approve budget adjustments as set forth in the Fiscal Impact section of this report.

A.27. ADOPT A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY EXPRESSING SUPPORT FOR MAINTAINING LOCAL CONTROL OF ENERGY SOLUTIONS (RESO. NO. 2019-52) (Report of: City Manager)

Recommendation:

1. Adopt Resolution No. 2019-52. A Resolution of the City Council of the City of Moreno Valley, California, expressing support for maintaining local control of energy solutions.

A.28. Ad Hoc Sub-Committee to Review Responses to the City's Request for Proposals to Provide State Legislative Advocacy Services (Report of: City Manager)

Recommendation:

1. Appoint Mayor Yxstian A. Gutierrez and Mayor Pro Tem Victoria Baca to serve as an Ad Hoc Sub-Committee to review responses to the City's Request for Proposals to Provide State Legislative Advocacy Services.

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 - STUDY SESSION OF JUN 11, 2019 6:00 PM (See A.2)

Recommendation: Approve as submitted.

B.3. MINUTES - CLOSED SESSION OF JUN 18, 4:30 PM (See A.3)

Recommendation: Approve as submitted.

B.4. MINUTES - REGULAR MEETING OF JUN 18, 2019 6:00 PM (See A.4)

Recommendation: Approve as submitted.

B.5. APPROVAL OF FIRST AMENDMENT TO THE AGREEMENT WITH MARIPOSA LANDSCAPES, INC., TO PROVIDE LANDSCAPE MAINTENANCE AT CITY FACILITIES AND AQUEDUCT LANDSCAPING (AGMT. NO. 2018-33-01) (Report of: Parks & Community Services)

Recommendations:

1. Approve First Amendment to the Agreement for annual inflation adjustments for On-Site and/or Professional Services for Maintenance of Facilities and Aqueduct Landscaping to Mariposa Landscapes, Inc., Irwindale, CA for a total contract amount not to exceed \$1,315,857.43.
2. Authorize the City Manager to execute the First Amendment to the Agreement for On-Site and/or Professional Services with the above-mentioned contractor.
3. Authorize the Chief Financial Officer to issue various purchase orders upon execution of the First Amendment to the Agreement for On-Site and/or Professional Services to the above-mentioned contractor.
4. Authorize the City Manager to execute First Amendment to the Agreement, and to execute subsequent Amendments to the Agreement within Council approved annual budgeted amounts, including the authority to authorize the associated purchase orders in accordance with the terms of the Agreement, subject to the approval of the City Attorney.

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 - STUDY SESSION OF JUN 11, 2019 6:00 PM (See A.2)

Recommendation: Approve as submitted.

C.3. MINUTES - CLOSED SESSION OF JUN 18, 2019 4:30 PM (See A.3)

Recommendation: Approve as submitted.

C.4. MINUTES - REGULAR MEETING OF JUN 18, 2019 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 - STUDY SESSION OF JUN 11, 2019 6:00 PM (See A.2)

Recommendation: Approve as submitted.

D.3. MINUTES - CLOSED SESSION OF JUN 18, 2019 4:30 PM (See A.3)

Recommendation: Approve as submitted.

D.4. MINUTES - REGULAR MEETING OF JUN 18, 2019 6:00 PM (See A.4)

Recommendation: Approve as submitted.

E. CONSENT CALENDAR - PUBLIC FINANCING AUTHORITY

E.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.

E.2. MINUTES - STUDY SESSION OF JUN 11, 2019 6:00 PM (See A.2)

Recommendation: Approve as submitted.

E.3. MINUTES - CLOSED SESSION OF JUN 18, 2019 4:30 PM (See A.3)

Recommendation: Approve as submitted.

E.4. MINUTES - REGULAR MEETING OF JUN 18, 2019 6:00 PM (See A.4)

Recommendation: Approve as submitted.

F. 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.

F.1. PUBLIC HEARING FOR TWO NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM MAIL BALLOT PROCEEDINGS (Report of: Public Works)

Public Works Director/City Engineer Wolfe provided the report.

Mayor Gutierrez opened the Public Hearing at 7:13 p.m.

There being no comments in support or opposition, Mayor Gutierrez closed the Public Hearing at 7:13 p.m.

Recommend that the City Council:

1. Conduct the Public Hearing and accept public testimony for the mail ballot proceedings for the National Pollutant Discharge Elimination System (NPDES) Common Interest, Commercial, Industrial, and Quasi-Public Use Regulatory Rate to be applied to the property tax bills as identified herein;
2. Direct the City Clerk to open and count the returned NPDES ballots;
3. Verify and accept the results of the mail ballot proceedings as maintained by the City Clerk on the Official Tally Sheet and if approved, set the rate and impose the NPDES Common Interest, Commercial, Industrial, and Quasi-Public Use Regulatory Rate, as applicable, on the Assessor's Parcel Numbers as mentioned;
4. Receive and file the Official Tally Sheet with the City Clerk's office.

RESULT: APPROVED [UNANIMOUS]
MOVER: David Marquez, Council Member
SECONDER: Victoria Baca, Mayor Pro Tem
AYES: Dr. Yxstian A. Gutierrez, Victoria Baca, David Marquez, Ulises Cabrera, Dr. Carla J. Thornton

Staff's Recommendation Nos. 3 - 4

RESULT: APPROVED [UNANIMOUS]
MOVER: David Marquez, Council Member
SECONDER: Dr. Carla J. Thornton, Council Member
AYES: Dr. Yxstian A. Gutierrez, Victoria Baca, David Marquez, Ulises Cabrera, Dr. Carla J. Thornton

G. GENERAL BUSINESS - NONE

H. ITEMS REMOVED FROM CONSENT CALENDARS FOR DISCUSSION OR SEPARATE ACTION - NONE

I. REPORTS

I.1. CITY COUNCIL REPORTS

(Informational Oral Presentation - not for Council action)

March Joint Powers Commission (JPC) - None

Riverside County Habitat Conservation Agency (RCHCA) - None

Riverside County Transportation Commission (RCTC) - None

Riverside Transit Agency (RTA) - Council Member Marquez

Council Member Marquez reported the following:

On September 8, RTA will make several schedule and route changes to boost performance, enhance connections, and expand service into new areas. Moreno Valley residents will see additional trips on Route 19. Please visit RTA's website (riversidetransit.com) for more details.

Western Riverside Council of Governments (WRCOG) - Mayor Pro Tem Baca

Mayor Pro Tem Baca reported the following:

Items covered at the WRCOG Executive Committee meeting on August 5, 2019 include:

The Executive Committee took action to approve Reimbursement Agreement Amendments for two City capital projects. One of the amendments allocated an additional \$ 7,500,000 for construction of the Moreno Beach interchange at State Route 60. The Phase 2 improvements will include the replacement of the two-lane overcrossing on Moreno Beach Drive. Along with funds previously secured from other sources, the TUMF fees will fully fund Phase 2 of the improvements. The ramp improvements were completed in Phase 1 of the project.

An amendment was also approved to use TUMF funds to fully cover final expenses for the Nason Street/State Route 60 interchange project. The Nason interchange improvements included reconstruction of the bridge structure and ramp.

Western Riverside County Regional Conservation Authority (RCA) - None

School District/City Joint Task Force - Mayor Pro Tem Baca

Mayor Pro Tem Baca reported the following:

The Joint Task Force met earlier today. In addition to the City, representatives from the Moreno Valley College, Moreno Valley Unified School District, and Think Together attended the meeting. Highlights include the following:

The Moreno Valley Unified School District is inviting the community to attend the ribbon cuttings and dedication ceremonies for the new football fields and tracks at Vista del Lago High School on September 6 and Moreno Valley High School on September 10.

In cooperation with the California State Parks, Think Together provided field trips for more than 1,000 youth to Lake Perris over the summer to enjoy a variety of recreational activities.

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

Barbara Baxter

1. Announced that the Trail Seekers of Moreno Valley will host an Equestrian Disaster Expo on September 21, 2019.

Lindsay Robinson

1. Updated residents on the Ironwood Village project.
2. Stated that a petition drive has been started to request that the City purchase 75 acres between Ironwood and Nason for an open space nature park.
3. Reported that a second petition is circulating to request the establishment of six council districts.

Rafael Brugueras

1. Thanked staff for earning the recognition of best fiscal year for 2017 and 2018.

Jeanette Burton

1. Expressed concern over a resident's recent experience with the Animal Shelter.

Bob Palomarez

1. Thanked the Police and Fire Chiefs for their assistance with the incident involving the murdered CHP Officer.
2. Critical of Council Member Marquez.

Louise Palomarez

1. Sent her condolences to the slain CHP Officer's family.
2. Praised the City Council for working with the local schools.
3. Contested the comments made by Lindsay Robinson.
4. Objected to the remarks made by Council Member Marquez.

Manuel Topete

1. Upset about the lack of street lights in Edgemont.
2. Questioned why the zoning on his commercial property was changed to residential.

Tom Jerele Sr.

1. Commended the Public Works department for their expeditious response to his requests.
2. Thanked the City for the 4th of July Parade.

I.2. CITY MANAGER'S REPORT

(Informational Oral Presentation - not for Council action)

City Manager DeSantis addressed comments made by the residents. Thanked the City Council and the Community for a fantastic summer.

I.3. CITY ATTORNEY'S REPORT

(Informational Oral Presentation - not for Council action)

City Attorney Koczanowicz reported that the approval of Item A.19 is conditional upon receipt of additional bond paperwork.

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.

Council Member Thornton

1. Recognized the tragic loss of CHP Officer Andre Moye Jr.
2. Acknowledged the partnership between the Fire and Police departments.
3. Attended the Use of Force training with Council Member Cabrera.
4. Applauded the Animal Shelter for increasing adoption rates and lowering the euthanasia rate.
5. Reminded residents that it is illegal to feed burros.
6. Requested support from the City Council to establish a fireworks task force.

Council Member Marquez

1. Asked the Fire and Police Chiefs to confirm whether he interfered in the recent house fire emergency response.

Fire Chief Ahmad declared that Council Member Marquez did not interfere and was in the middle of a Police Ride Along when the fire commenced.

Acting Police Chief Lelevier affirmed that Council Member Marquez was participating in a Police Ride Along and that he received no complaints of him interfering.

2. Addressed comments made by Louise Palomarez.
3. Held a successful Meet and Greet Luncheon. Thanked City Clerk Jacquez-Nares for her assistance.
4. Looking forward to the start of hockey and football season.

Council Member Cabrera

1. Welcomed everyone back.
2. Complimented Public Works on the extensive road repairs and their strategic planning on future repairs.
3. The completion of the San Juan Bautista De Anza trail will be begin next year.
4. Funding was allocated earlier this year for the addition of four Community Service Officers.
5. Applauded Sheriff Bianco for organizing an operation, which resulted in 157 arrests.
6. Amazed by the simulation experienced at the Ben Clark Center.
7. Supports Council Member Thornton's request for a Fireworks Task Force.
8. Announced that Kawhi Leonard donated backpacks and Kenjon Barner hosted a football camp.
9. Would like to analyze the mailbox issue thoroughly, as it is still occurring.
10. Announced that a new library is coming to the South side of the City.
11. Expressed his excitement over the upcoming General Plan update.

Mayor Pro Tem Baca

1. Invited everyone to the State of the City.
2. Thanked Parks and Community Services for the successful 4th of July Funfest.
3. Commented that the Joint Task Force meeting was closed in memory of fallen CHP Officer Andre Moyer Jr.
4. Reminded residents that in September Moreno Valley College will host a Welcome Day.
5. Announced that El Grito will take place on September 15th.
6. Remarked that the idea for additional Community Service Officers originated at a Public Safety Subcommittee meeting.
7. Complimented Animal Services Division Manager Fries on his customer service skills.
8. Reported on the new developments in District One including, Floor and Decor, the amphitheater, and The Corner project.

Mayor Gutierrez

1. Expressed his sorrow when he heard the news that the fallen CHP Officer was a former schoolmate.
2. Held well attended community events during the summer recess.
3. The 4th of July Parade and Funfest was a success.
4. Delegates from the Sister City visited Moreno Valley and ideas were exchanged including the development of a student exchange program.
5. Thanked staff and the City Clerk's Office for organizing the delegation visit.
6. Announced that the City of Moreno Valley was selected to participate in the Harvard Bloomberg Initiative. Assistant City Manager Brock and Economic Development Director Lee attended as well.

7. Preparing for the State of the City.
8. Saturday, August 24, 2019 is the opening reception for the MoVaLearns Mayor's Challenge.
9. Will participate in a fundraiser for Operation Smile.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Gutierrez adjourned the meeting in memory of fallen CHP Officer Andre Moye Jr. at 8:17 p.m.

Submitted by:

Pat Jacquez-Nares, CMC & CERA
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
Secretary, Public Finance Authority

Approved by:

Dr. Yxstian A. Gutierrez
Mayor
City of Moreno Valley
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
Chairperson, Public Financing Authority