



**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**

**October 27, 2015**

**REGULAR MEETING – 6:00 PM**

**City Council Study Sessions**

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

**City Council Meetings**

Special Presentations – 5:30 P.M.

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

**City Council Closed Session**

*Will be scheduled as needed at 4:30 p.m.*

City Hall Council Chamber – 14177 Frederick Street

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

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

Jesse L. Molina, Mayor

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

**AGENDA**  
**CITY COUNCIL OF THE CITY OF MORENO VALLEY**  
**October 27, 2015**

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

**SPECIAL PRESENTATIONS**

1. Proclamation Recognizing Carolyn Syms Luna, Executive Director, Riverside County Habitat Conservation Agency (RCHCA)
  
2. Proclamation Recognizing Kim Carter, Executive Director, Time for Change Foundation – 2015 CNN Hero
  
3. Proclamation Recognizing March Air Reserve Base

**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  
OCTOBER 27, 2015**

**CALL TO ORDER**

Joint Meeting of the City Council, Community Services District, City as Successor Agency for the Community Redevelopment Agency, Housing Authority and the Board of Library Trustees - actions taken at the Joint Meeting are those of the Agency indicated on each Agenda item.

**PLEDGE OF ALLEGIANCE**

**INVOCATION**

Apostle Duane Spencer, End Time Ministries

**ROLL CALL**

**INTRODUCTIONS**

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

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

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

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

All items listed under the Consent Calendars, Sections A, B, C, and D are considered to be routine and non-controversial, and may be enacted by one motion unless a member of the City Council, Community Services District, City as Successor Agency for the Community Redevelopment Agency, Housing Authority or the Board of Library Trustees

requests that an item be removed for separate action. The motion to adopt the Consent Calendars is deemed to be a separate motion by each Agency and shall be so recorded by the City Clerk. Items withdrawn for report or discussion will be heard after public hearing items.

#### **A. CONSENT CALENDAR-CITY COUNCIL**

- A.1. ORDINANCES - READING BY TITLE ONLY - THE MOTION TO ADOPT AN ORDINANCE LISTED ON THE CONSENT CALENDAR INCLUDES WAIVER OF FULL READING OF THE ORDINANCE.

**Recommendation:** Waive reading of all Ordinances.

- A.2. MINUTES - CITY COUNCIL - REGULAR MEETING - OCT 13, 2015 6:00 PM

**Recommendation:** Approve as submitted.

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

**Recommendation:**

1. Receive and file the Reports on Reimbursable Activities for the period of October 7 - 20, 2015.

- A.4. APPROVE AND AUTHORIZE THE CITY MANAGER TO SIGN THE FOURTH AMENDMENT TO THE SETTLEMENT AGREEMENT AND MUTUAL RELEASE FOR THE RIVERSIDE SUPERIOR COURT CASE ENTITLED RADOS, ET AL. V. CITY OF MORENO VALLEY (Report of: Public Works)

**Recommendation:**

1. Approve and Authorize the City Manager to sign the Fourth Amendment to the Settlement Agreement in the case Rados, et al. v. City of Moreno Valley (Riverside Superior Court Case No. RIC 425623) subject to review and approval in its final form by the Interim City Attorney.

- A.5. COUNCIL DISCRETIONARY EXPENDITURE REPORTS FOR FISCAL YEAR 2015/2016 (Report of: Financial & Management Services)

**Recommendation:**

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

- A.6. AUTHORIZATION TO AWARD AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES TO ROSENOW SPEVACEK GROUP INC. FOR

ANNUAL COMPLIANCE MONITORING OF THE AFFORDABLE HOUSING INVENTORY (Report of: Financial & Management Services)

**Recommendations: That the City Council acting as the Successor Agency and Housing Authority:**

1. Approve the Agreement for Professional Consultant Services with Rosenow Spevaceck Group Inc. (RSG) to provide Affordable Housing Compliance Services for the City of Moreno Valley's affordable housing portfolio.
2. Authorize the City Manager to execute the Agreement for Professional Consultant Services with RSG.
3. Authorize the issuance of purchase orders for service beginning once the Agreement has been fully executed in the not-to-exceed (NTE) amount of \$87,800.
4. Authorize the City Manager to execute any subsequent related Amendments to the Agreement, including the authority to authorize associated Purchase Orders in accordance with the terms of the Agreement, subject to the approval of the City Attorney.

A.7. PURSUANT TO A LANDOWNER PETITION, ANNEX ASSESSOR'S PARCEL NUMBERS ASSOCIATED WITH FR CAL MORENO VALLEY (P14-084 - NANDINA BUILDING A - SOUTHEAST OF HEACOCK ST. AND SAN MICHELE RD.) INTO COMMUNITY FACILITIES DISTRICT NO. 2014-01 (MAINTENANCE SERVICES) — AS AMENDMENT NO. 7 (Report of: Public Works)

**Recommendation:**

1. That the City Council acting as the legislative body of Community Facilities District No. 2014-01 (Maintenance Services) approve and adopt Resolution No. 2015-69. A Resolution 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.

A.8. APPROVE 2016 ANNUAL SYSTEM RESOURCE ADEQUACY PLAN FOR MORENO VALLEY ELECTRIC UTILITY (MVU) (Report of: Financial & Management Services)

**Recommendation:**

1. Approve the Annual System Resource Adequacy Plan for 2016.

A.9. LIST OF PERSONNEL CHANGES (Report of: Administrative Services)

**Recommendation:**

1. Ratify the list of personnel changes as described.

**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 OCTOBER 13, 2015 (See A.2)

**Recommendation:** Approve as submitted.

- B.3. DECLARING INTENTION TO ANNEX TENTATIVE TRACT 31592 (LOCATED ON THE EAST SIDE OF PERRIS BLVD. NORTH OF MANZANITA AVE.) TO COMMUNITY FACILITIES DISTRICT NO. 1 (PARK MAINTENANCE) (Report of: Public Works)

**Recommendations: That the CSD:**

1. Acting as the legislative body of Community Facilities District No. 1 (Park Maintenance) approve and adopt Resolution No. CSD 2015-31. A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Declaring its Intention to Annex Territory (Tentative Tract 31592) to its Community Facilities District No. 1 (Park Maintenance).

**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 OCTOBER 13, 2015 (See A.2)

**Recommendation:** Approve as submitted.

**D. CONSENT CALENDAR - BOARD OF LIBRARY TRUSTEES**

- D.1. ORDINANCES - READING BY TITLE ONLY - THE MOTION TO ADOPT AN ORDINANCE LISTED ON THE CONSENT CALENDAR INCLUDES WAIVER OF FULL READING OF THE ORDINANCE.

**Recommendation:** Waive reading of all Ordinances.

D.2. MINUTES - REGULAR MEETING OF OCTOBER 13, 2015 (See A.2)

**Recommendation:** Approve as submitted.

**E. PUBLIC HEARINGS - NONE**

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

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

**G. REPORTS**

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

(Informational Oral Presentation - not for Council action)

March Joint Powers Commission (JPC)

Riverside County Habitat Conservation Agency (RCHCA)

Riverside County Transportation Commission (RCTC)

Riverside Transit Agency (RTA)

Western Riverside Council of Governments (WRCOG)

Western Riverside County Regional Conservation Authority (RCA)

School District/City Joint Task Force

Southern California Association of Governments (SCAG)

**G.2. PLANNING COMMISSION ANNUAL REPORT (ORAL PRESENTATION)**  
(Report of: City Clerk)

**G.3. RESOLUTION AMENDING THE RULES OF PROCEDURE FOR COUNCIL MEETINGS TO PROVIDE ADDITIONAL TIME FOR PUBLIC REVIEW OF AGENDA MATERIALS (Report of: City Manager)**

**Recommendations: That the City Council:**

1. Adopt Resolution No. 2015-70. A Resolution of the City Council of the City of Moreno Valley, California, Amending the Adopted Rules of Procedure for City Council Meetings and Related Functions and

Activities by Requiring the Posting of Agenda Materials in Advance of Regularly Scheduled City Council Meetings, to reflect the period of time as determined by the City Council.

- G.4. PROPOSED CHANGE IN REGULARLY SCHEDULED DAYS FOR REGULAR MEETINGS AND STUDY SESSIONS OF THE CITY COUNCIL AND AFFILIATED LEGISLATIVE BODIES (Report of: City Attorney)

**Recommendations: That the City Council:**

**That pursuant to City Council direction at a prior Study Session, the City Council:**

1. Adopt Resolution No. 2015-71. A Resolution of the City Council of the City of Moreno Valley, California, Amending the Rules of Procedure for Council Meetings and Related Functions and Activities, changing the schedule of Regular Meetings from the Second (2<sup>nd</sup>) and Fourth (4<sup>th</sup>) Tuesdays or each month to the First (1<sup>st</sup>) and Third (3<sup>rd</sup>) Tuesdays of each month, eliminating the second Regular Study Session of each month and moving the remaining first Regular Study Session from the First (1<sup>st</sup>) Tuesday or each month to Second (2<sup>nd</sup>) Tuesday of each month for the purpose of eliminating the current conflict between the Moreno Valley City Council and Moreno Valley School District Board of Education Regular Meetings schedules.

- G.5. AMENDMENT TO THE POLICY FOR CONDUCTING MAIL BALLOT PROCEEDINGS (Report of: Public Works)

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

1. Staff recommends the Mayor and Members of the Moreno Valley City Council approve and adopt Resolution No. 2015-72. A Resolution of the City of Moreno Valley, California, to amend Legislative Policy #1.12, Policy For Conducting Mail Ballot Proceedings.
2. Staff recommends the City Council, acting in the capacity as the Board of Directors of the Moreno Valley Community Services District ("CSD Board"), approve and adopt Resolution No. CSD 2015-32. A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, to amend Legislative Policy #1.12, Policy For Conducting Mail Ballot Proceedings.

- G.6. FOURTH AMENDMENT TO OWNER PARTICIPATION BY AND AMONG MORENO VALLEY HOUSING AUTHORITY, CITY OF MORENO VALLEY, HEACOCK COTTONWOOD LIMITED PARTNERSHIP AND MORENO



VALLEY COTTONWOOD 1R PARTNERS, LP (Report of: Financial & Management Services)

**Recommendations: That the City Council and Housing Authority:**

1. Approve the Fourth Amendment to the Owner Participation Agreement (OPA) by and among the Moreno Valley Housing Authority, City of Moreno Valley, Heacock Cottonwood Limited Partnership and Moreno Valley Cottonwood 1R Partners, LP.
2. Approve the Subordination and Intercreditor Agreement by and among the City of Moreno Valley, Moreno Valley Housing Authority, Citibank, N.A. and Moreno Valley Cottonwood 1R Partners, LP.
3. Authorize the City Manager and Executive Director of the Housing Authority to execute project-related documents upon approval as to form by City Attorney.
4. Approve necessary budget appropriations as set forth in the fiscal impact section.

**G.7. CITY MANAGER'S REPORT**

(Informational Oral Presentation - not for Council action)

**G.8. CITY ATTORNEY'S REPORT**

(Informational Oral Presentation - not for Council action)

**H. LEGISLATIVE ACTIONS**

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

**H.2. ORDINANCES - 2ND READING AND ADOPTION**

H.2.1. ADOPT ORDINANCE NO. 907, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA (RECEIVED INTRODUCTION AND FIRST READING ON OCTOBER 13, 2015 BY A 3-2 VOTE, GUTIERREZ AND PRICE ABSENT) (Report of: Parks & Community Services)

**Recommendation: That the City Council:**

1. Adopt Ordinance No. 907. An Ordinance of the City Council of the City of Moreno Valley, California, Repealing Ordinance No. 860 and Deleting Chapter 2.64 of Title 2 of the City of Moreno Valley Municipal Code Relating to the July 4<sup>th</sup> Advisory Board.

**H.3. ORDINANCES - URGENCY ORDINANCES - NONE**

**H.4. RESOLUTIONS - NONE**

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

**PUBLIC INSPECTION**

The contents of the agenda packet are available for public inspection on the City's website at [www.moval.org](http://www.moval.org) and in the City Clerk's office at 14177 Frederick Street during normal business hours.

Any written information related to an open session agenda item that is known by the City to have been distributed to all or a majority of the City Council less than 72 hours prior to this meeting will be made available for public inspection on the City's website at [www.moval.org](http://www.moval.org) and in the City Clerk's office at 14177 Frederick Street during normal business hours.

**ADJOURNMENT**

**CERTIFICATION**

I, Jane Halstead, City Clerk of the City of Moreno Valley, California, certify that 72 hours prior to this Regular Meeting, the City Council Agenda was posted on the City's website at: [www.moval.org](http://www.moval.org) and in the following three public places pursuant to City of Moreno Valley Resolution No. 2007-40:

City Hall, City of Moreno Valley  
14177 Frederick Street

Moreno Valley Library  
25480 Alessandro Boulevard

Moreno Valley Senior/Community Center  
25075 Fir Avenue

Jane Halstead, CMC,  
City Clerk

Date Posted: October 23, 2015