

MINUTES
CITY COUNCIL REGULAR MEETING OF THE CITY OF MORENO VALLEY
February 16, 2016

CALL TO ORDER - 5:30 PM

SPECIAL PRESENTATIONS

1. Officer of the 4th Quarter - Officer Richard Reyes
2. Armada Elementary Mayoral Proclamation
3. Redemption Church Mayoral Proclamation
4. Jesus Holguin Proclamation

**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
February 16, 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 6:04 p.m. by Mayor Gutierrez in the Council Chamber located at 14177 Frederick Street

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Frank Wright.

INVOCATION

The invocation was given by Pastor Phillip, Cross-Redemption Church.

ROLL CALL

Council:	Dr. Yxstian A. Gutierrez	Mayor
	Jeffrey J. Giba	Mayor Pro Tem
	George E. Price	Council Member
	D. LaDonna Jempson	Council Member

Absent: Jesse L. Molina Council Member

INTRODUCTIONS

Staff:	Michelle Dawson	City Manager
	Paul Early	Assistant City Attorney
	Jane Halstead	City Clerk
	Marshall Eyerman	Chief Financial Officer
	Thomas M. DeSantis	Assistant City Manager
	Ahmad Ansari	Public Works Director/City Engineer
	Joel Ontiveros	Police Chief
	Mark Williams	Battalion Chief
	Terrie Stevens	Administrative Services Director
	Gabriel Garcia	Parks & Community Services Director

Mike Lee
Allen Brock

Economic Development Director
Community Development Director

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

Mayor Gutierrez announced there would be 30 minutes of public comment.

Public comments were received from:

Keith Overton

1. World Logistic Center

Sandra Murphy

1. Council doing a good job

Evan Morgan

1. City Matters
2. Referendum is insufficient

Karen Johnson

1. Moreno Valley Development
2. Growth of City

Tom Jerele, Sr.

1. Benefits of quality development

Santiago Hernandez

1. Congratulations to Moreno Valley
2. World Logistic Center

Frank Wright

1. Referendum

Roy Bleckert

1. Put differences aside
2. Quality of Life

Rafael Bruqueras

1. City is moving forward

Darin Johnson

1. Drainage

2. Inadequate drainage

Gabe Colangelo

1. City issues

Item G.2 was moved prior to the Consent Calendar

JOINT CONSENT CALENDARS (SECTIONS A-D)

Mayor Gutierrez opened the agenda items for the Consent Calendars for public comments, Public comments were received from Chris Baca.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	George E. Price, Council Member
SECONDER:	D. LaDonna Jempson, Council Member
AYES:	Dr. Yxstian A. Gutierrez, Jeffrey J. Giba, George E. Price, D. LaDonna Jempson
ABSENT:	Jesse L. Molina

Consent Calendar approved with the exception of item A.14 which was continued to a date uncertain.

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 - Joint Meeting - Jan 19, 2016 6:00 PM

Recommendation: Approve as submitted.

A.3. APPROPRIATION OF ADDITIONAL FUNDS TO ADDRESS ENVIRONMENTAL MITIGATION IMPACT FEES FOR THE HEACOCK STREET CHANNEL PROJECT PROJECT NO. 804 0001 70 77 (Report of: Public Works)

Recommendation:

1. Authorize the re-appropriation of \$353,000 of Measure A funds (Fund 2001) from the Heacock Street / Perris Valley Storm Drain Lateral A to Cactus Avenue Project to the Heacock Street Channel Project.

A.4. AUTHORIZE THE PROFESSIONAL SERVICE AGREEMENT WITH DISABILITY ACCESS CONSULTANTS (DAC) FOR ADA TRANSITION PLAN (Report of: Public Works)

Recommendation:

1. This report recommends to the City Council that the City Manager extend the agreement with Disability Access Consultants (DAC), a qualified ADA consultant to assist the City's ADA Coordinator in conducting a comprehensive review of the 1995 Transition Plan and 2010 ROW Plan and develop a single Comprehensive City-Wide Transition Plan that incorporates the elements of both Plans.
2. Approve budget adjustments to the adopted budget as set forth in the Fiscal Impact section of this report.

A.5. AWARD TO ALTEC FOR THE REPLACEMENT PURCHASE OF ONE FORD F-750 TREE MAINTENANCE BUCKET TRUCK (Report of: Public Works)

Recommendations:

1. Award to Altec, Inc of Creedmoor, NC, for the purchase of one 2016 Ford F-750 chassis truck with Articulating Aerial Bucket and Chip Dump Body, Altec Model LR7-60, and:
2. Authorize the Purchasing & Facilities Division Manager to issue a purchase order to Altec, Inc in the amount of \$142,457.

A.6. AUTHORIZE THE FIRST AMENDMENT TO AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES WITH PROACTIVE ENGINEERING CONSULTANTS FOR THE JOHN F. KENNEDY DRIVE STREET IMPROVEMENTS – PROJECT NO. 801 0060 (Report of: Public Works)

Recommendations:

1. Approve the First Amendment to the Agreement for Professional Consultant Services with Proactive Engineering Consultants (Proactive), 200 South Main St., Suite 300, Corona, CA 92882 to provide additional design support services during construction of the John F. Kennedy Drive Street Improvement Project.
2. Authorize the City Manager to execute the First Amendment to Agreement for Professional Consultant Services with Proactive in the form attached hereto.
3. Authorize an increase in the Purchase Order to Proactive in the amount of \$13,500.00 once the First Amendment to Agreement has been signed by all parties.

A.7. FOURTH AMENDMENT TO THE AGREEMENT WITH WILLDAN FINANCIAL SERVICES FOR ASSESSMENT ENGINEERING SERVICES (Report of: Public Works)

Recommendations:

1. Approve the Fourth Amendment to the Agreement for Professional Consultant Services Project No. Special Districts 2014-15 Levy CFD/LLD/LMD with Willdan Financial Services, 27368 Via Industria, Suite 110, Temecula, CA 92590-4856 to provide special tax and assessment engineering services.
2. Authorize the City Manager to execute the Fourth Amendment with Willdan Financial Services.
3. Authorize the issuance of a change order to the Purchase Order in the amount of \$20,000 for fiscal year 2015/16 to Willdan Financial Services and an increase to the not-to-exceed amount of the Agreement to \$131,495.
4. Authorize the City Manager to execute subsequent amendments to the Agreement, including the authority to approve purchase orders in accordance with the terms of the Agreement, provided sufficient funding appropriations have been granted by the City Council.

A.8. ACCEPTANCE OF CYCLE 7 HIGHWAY SAFETY IMPROVEMENT PROGRAM (HSIP) GRANT AND FUNDING APPROPRIATION FOR THE KITCHING STREET SAFETY IMPROVEMENT PROJECT (Report of: Public Works)

Recommendations:

1. Accept the California Department of Transportation (Caltrans) Highway Safety Improvement Program (HSIP) Cycle 7 grant award of up to \$140,000 in funds for implementing the project entitled "Kitching Street Road Safety Audit."
2. Authorize the Chief Financial Officer to appropriate \$140,000 as revenue and expense in the Capital Projects Reimbursements fund (Fund 2301).
3. Amend the Fiscal Year 15/16 Adopted Capital Improvement Plan to include the Ironwood Avenue Road Safety Audit as a funded project.

A.9. ACCEPTANCE OF CYCLE 7 HIGHWAY SAFETY IMPROVEMENT PROGRAM (HSIP) GRANT AND FUNDING APPROPRIATION FOR THE

IRONWOOD AVENUE SAFETY IMPROVEMENTS PROJECT (Report of: Public Works)

Recommendations:

1. Accept the California Department of Transportation (Caltrans) Highway Safety Improvement Program (HSIP) Cycle 7 grant award of up to \$350,000 in funds for implementing the project entitled "Ironwood Avenue Road Safety Audit."
2. Authorize the Chief Financial Officer to appropriate \$350,000 as revenue and expense in the Capital Projects Reimbursements fund (Fund 2301).
3. Amend the Fiscal Year 15/16 Adopted Capital Improvement Plan to include the Ironwood Avenue Road Safety Audit as a funded project.

A.10. ACCEPTANCE OF CYCLE 7 HIGHWAY SAFETY IMPROVEMENT PROGRAM (HSIP) GRANT AND FUNDING APPROPRIATION FOR THE ADVANCED DILEMMA ZONE DETECTION AT CERTAIN INTERSECTIONS PROJECT (Report of: Public Works)

Recommendations:

1. Accept the California Department of Transportation (Caltrans) Highway Safety Improvement Program (HSIP) Cycle 7 grant award of up to \$3,841,900 in funds for implementing the project entitled "Install Advanced Dilemma Zone Detection Systems at 65 Signalized Intersections Citywide."
2. Authorize the Chief Financial Officer to appropriate \$3,841,900 as revenue and expense in the Capital Projects Reimbursements fund (Fund 2301).
3. Amend the Fiscal Year 15/16 Adopted Capital Improvement Plan to include the Install Advanced Dilemma Zone Detection Systems at 65 Signalized Intersections Citywide as a funded project.

A.11. LIST OF PERSONNEL CHANGES (Report of: Administrative Services)

Recommendation:

1. Ratify the list of personnel changes as described.

A.12. AUTHORIZATION TO AWARD CONSTRUCTION CONTRACT FOR THE JOHN F. KENNEDY DRIVE STREET IMPROVEMENTS PROJECT NO. 801 0060 (Report of: Public Works)

Recommendations:

1. Award the construction contract to Wheeler Paving, Inc., 8432 63rd Avenue, Riverside, CA 92509, the lowest responsible bidder for the John F. Kennedy Drive Street Improvements Project.
2. Authorize the City Manager to execute a contract with Wheeler Paving, Inc.
3. Authorize the issuance of a Purchase Order to Wheeler Paving, Inc. in the amount of \$221,460.96 (\$184,550.80 bid amount plus 20% contingency) when the contract has been signed by all parties.
4. Authorize the Public Works Director/City Engineer to execute any subsequent related minor change orders to the contract with Wheeler Paving, Inc. up to, but not exceeding, the 20% contingency amount of \$36,910.16, subject to the approval of the City Attorney.

A.13. AUTHORIZATION TO AWARD CONSTRUCTION CONTRACT FOR THE ELSWORTH STREET AND SHERMAN AVENUE STREET IMPROVEMENTS PROJECT NO. 801 0059 (Report of: Public Works)

Recommendations:

1. Award the construction contract to Leonida Builders Inc., 1822-A E Route 66 #401, Glendora, CA 91740, the lowest responsible bidder for the Elsworth Street and Sherman Avenue Street Improvements Project.
2. Authorize the City Manager to execute a contract with Leonida Builders. Inc.
3. Authorize the issuance of a Purchase Order to Leonida Builders Inc. in the amount of \$263,450.00 (\$239,500.00 bid amount plus 10% contingency) when the contract has been signed by all parties.
4. Authorize the Public Works Director/City Engineer to execute any subsequent related minor change orders to the contract with Leonida Builders Inc. up to, but not exceeding, the 10% contingency amount of \$23,950.00, subject to the approval of the City Attorney.
5. Approve budget adjustments to the budget as set forth in the Fiscal Impact section of this report.

A.14. FUNDING APPROPRIATION FOR THE INTERIM COTTONWOOD BASIN PROJECT NO. 804 0013 (Report of: Public Works)

Recommendation:

1. Approve the appropriation of \$145,000 from the unencumbered General Fund fund balance to fund the interim Cottonwood Basin improvements: GL Account No. 1010-70-77-80004-720199, Project No. 804 0013-1010-99.
2. Approve budget adjustments as set forth in the Fiscal Impact section of this report.

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 JANUARY 19, 2016 (See A.2)

Recommendation: Approve as submitted.

C. CONSENT CALENDAR - HOUSING AUTHORITY

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

Recommendation: Waive reading of all Ordinances.

- C.2. MINUTES - REGULAR MEETING OF JANUARY 19, 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 JANUARY 19, 2016 (See A.2)

Recommendation: Approve as submitted.

E. PUBLIC HEARINGS

- E.1. ORDINANCE NO. 910. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, AMENDING TITLE 9 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE ESTABLISHING A DENSITY BONUS FOR MULTI-FAMILY PROJECTS THAT INCORPORATE GREEN BUILDING PRINCIPLES INTO THEIR DESIGN (Report of: Community Development)

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

Recommendations:

1. Introduce Ordinance No. 910. An Ordinance of the City Council of the City of Moreno Valley, California, amending Title 9 of the City of Moreno Valley Municipal Code establishing density bonus provisions for multi-family projects that incorporate green building principles into their design

RESULT:	FIRST READING OF ORDINANCE [UNANIMOUS]	Next:
	3/1/2016 6:00 PM	
MOVER:	Jeffrey J. Giba, Mayor Pro Tem	
SECONDER:	George E. Price, Council Member	
AYES:	Dr. Yxstian A. Gutierrez, Jeffrey J. Giba, George E. Price, D. LaDonna Jempson	
ABSENT:	Jesse L. Molina	

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

G. REPORTS

G.1. CITY COUNCIL REPORTS ON REGIONAL ACTIVITIES

(Informational Oral Presentation - not for Council action)

March Joint Powers Commission (JPC)

Mayor Gutierrez provided an update from the January 20, 2016 March Joint Powers Commission meeting.

The Joint Powers Commission reviewed and approved the Airport Capital Improvement Program that prioritizes projects to be submitted to the FAA for grant application funding.

We received an update on the JPA's legislative priorities and approved a trip by some Commissioners to advocate on behalf of the JPA's priorities, which include:

- Funding for infrastructure near the cemetery;
- Seeking a veterans' administration healthcare clinic; and
- Expressing the importance of the base to the surrounding communities, to help protect it from further downsizing and to encourage new missions to be assigned to March.

Finally, we approved a very limited cannabis cultivation ordinance to protect the JPA from new State legislation that could've threatened the JPA's local regulatory control of this important topic.

Riverside County Habitat Conservation Agency (RCHCA) - no report

Riverside County Transportation Commission (RCTC)

Mayor Gutierrez provided an update on the RCTC meeting.

In 2013, Governor Brown signed legislation creating the Active Transportation Program (ATP) in the Department of Transportation. The ATP consolidated various transportation programs, including the Transportation Alternatives Program, Bicycle Transportation Account, and State Safe Routes to School, into a single program with a focus to make California a national leader in active transportation.

On January 7th, the Southern California Association of Governments (SCAG) submitted the six county transportation commissions' recommendations for the Metropolitan Planning Organization (MPO) ATP Cycle 2 to the California Transportation Commission (CTC). As previously reported, RCTC's recommended list included Moreno Valley's project to build a 1.4-mile segment of the Juan Bautista De Anza Trail from Iris Avenue to El Potrero Park. I am pleased to report that the CTC approved the \$1.4 million funding allocation allowing our project to move forward.

Riverside Transit Agency (RTA) - no meeting

Western Riverside Council of Governments (WRCOG) - no meeting

Western Riverside County Regional Conservation Authority (RCA) - no meeting

School District/City Joint Task Force - no meeting

Southern California Association of Governments (SCAG) - no meeting

Item G.2 was moved prior to Consent Calendar.

G.2. APPOINTMENT TO THE LIBRARY COMMISSION (Report of: City Clerk)

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

Recommendations:

1. Appoint one member to the Library Commission with a term expiring June 30, 2017. The applicant that received the majority vote is Melissa Clark.
2. If vacancy is not filled by a majority vote of the City Council, authorize the City Clerk to re-advertise the position as vacant and carry over the current applications for reconsideration of appointments at a future date.

RESULT:	CONTINUED [UNANIMOUS]	Next: 3/1/2016 6:00 PM
MOVER:	D. LaDonna Jempson, Council Member	
SECONDER:	Jeffrey J. Giba, Mayor Pro Tem	
AYES:	Dr. Yxstian A. Gutierrez, Jeffrey J. Giba, George E. Price, D. LaDonna Jempson	
ABSENT:	Jesse L. Molina	

Motion by Mayor Pro Tem Giba to delay any voting until the item comes forward on March 15th.

Alternate Motion by Council Member Jempson to continue item to March 1, 2016.

G.3. CITY MANAGER'S REPORT

(Informational Oral Presentation - not for Council action) - None

G.4. 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

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, HOUSING AUTHORITY AND THE BOARD OF LIBRARY TRUSTEES.

Council Member Jempson

Did a ride-along with traffic; encouraged Co-Council Members to please consider ride-alongs with Police and Fire; had a very busy day yesterday; only had 2 traffic officers

available in the city during the shift; reported she had to sit 2 hours due to a traffic mishap; appreciates discussions with officers; they do an awesome job and more officers are needed; will be at the check point; location had not been identified

Mayor Pro Tem Giba

Reported the BIA's Mayor's luncheon and update in Palm Desert, is pleased he gets to sit on regional councils, such as SCAG and League of California Cities; it's really a joy to work together with other Councils from other cities and serve on committees; always still learning; went to WRCOG Planning Director's Committee; very important, it was on special state planning and CEQA guidelines

Invited by Supervisor Benoit to go out to Indio for their President's Day breakfast and parade; Senator Stone was there; encouraged everyone to go out to the Date Festival

Council Member Price

He held a *Coffee with a Council Member* at Cupcake & Espresso Bar and about 40 or 50 people attended

Thanked Ahmad Ansari, Public Works/City Engineer and Mike Lee, Economic Development Director special recognition to Dave Slawson, bringing handouts; people had questions about Eastern Municipal Water District and County related; Jaime Hortado, Chief of Staff of Marion Ashley attended; appreciated it; was made aware of a sink hole on Cactus; thanked Dave Slawson and staff for their quick response

He is touring school districts, thanked staff; Mountain View Middle School which has a lot of special education students; nice to see the dedication of the students and teachers

The students had a special request for a skate park at Morrison Park

Attended a Chamber mixer at Hanger Trampoline Park; thanked staff for the tour

Heard a rumor that truck lanes in Badlands were being eliminated and asked staff to provide an answer

Next week he will be in Washington, will stop and see legislatures; the County elected will be in attendance

Thanked Mike Lee, Economic Development Director and Ahmad Ansari, Public Works Director/City Engineer for meeting with constituents

Mayor Gutierrez

Thanked the community for attending the Mayor's *Meet and Greet*

Congratulated Armada Elementary, also congratulated the Officer of the Quarter

Asked Marshall Eyerman, CFO what the status was on the *Hire Moval* part 2

Marshall Eyerman responded that currently a flyer was being worked on to inform the community and would be targeting smaller entities

ADJOURNMENT

There being no further business to conduct, the Regular Meeting was adjourned at 7:35 p.m.

Submitted by:

Jane Halstead, City Clerk, CMC
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:

Dr. Yxstian A. 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