



## **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  
BOARD OF LIBRARY TRUSTEES  
MORENO VALLEY PUBLIC FACILITIES FINANCING CORPORATION (MVPFFC)  
MORENO VALLEY PUBLIC FINANCING AUTHORITY (MVPFA)  
MORENO VALLEY INDUSTRIAL DEVELOPMENT AUTHORITY (IDA)**

**January 31, 2017**

### **SPECIAL JOINT MEETING – 6:00 PM**

#### **City Council Study Sessions**

Second Tuesday of each month – 6:00 p.m.

#### **City Council Meetings**

Special Presentations – 5:30 P.M.

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

#### **City Council Closed Session**

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

City Hall Council Chamber – 14177 Frederick Street

*Upon request, this agenda will be made available in appropriate alternative formats to persons with disabilities, in compliance with the Americans with Disabilities Act of 1990. Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to Guy Pegan, ADA Coordinator, at 951.413.3120 at least 72 hours before the meeting. The 72-hour notification will enable the City to make reasonable arrangements to ensure accessibility to this meeting.*

Victoria Baca, Mayor Pro Tem  
David Marquez, Council Member

Dr. Yxstian A. Gutierrez, Mayor

Jeffrey J. Giba, Council Member  
Vacant

**AGENDA**  
**CITY COUNCIL OF THE CITY OF MORENO VALLEY**  
**January 31, 2017**

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

**SPECIAL PRESENTATIONS**

1. Recognition of Mentor Groups in Honor of National Mentors Month (Mayor)
  
2. Proclamation Recognizing January 2017 as National Mentoring Month (Mayor)

**AGENDA  
JOINT MEETING OF THE  
CITY COUNCIL OF THE CITY OF MORENO VALLEY  
MORENO VALLEY COMMUNITY SERVICES DISTRICT  
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MORENO VALLEY INDUSTRIAL DEVELOPMENT AUTHORITY (IDA)**

**\*THE CITY COUNCIL RECEIVES A SEPARATE STIPEND FOR CSD  
MEETINGS\***

**SPECIAL JOINT MEETING – 6:00 PM  
JANUARY 31, 2017**

**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**

Reverend Diane Gardner, Beautiful Women of God

**ROLL CALL**

**INTRODUCTIONS**

**PUBLIC COMMENTS ON MATTERS UNDER THE SPECIAL MEETING AGENDA**

There is a three-minute time limit per person. Please complete and submit a LAVENDER speaker slip to the Sergeant-at-Arms. All public comments shall be addressed to the presiding officer or to the City Council and be limited to the items listed on the Special Meeting Agenda only.

## **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. City Council - Regular Meeting - Sep 20, 2016 6:00 PM

**Recommendation:** Approve as submitted.

- A.3. LIST OF PERSONNEL CHANGES (Report of: Administrative Services)

**Recommendation:**

1. Ratify the list of personnel changes as described.

- A.4. REVISE REGULAR SCHEDULES OF ALL SUBCOMMITTEE MEETINGS FOR APPROVAL BY FORMAL ACTION OF THE CITY COUNCIL (Report of: City Clerk)

**Recommendation:**

1. Approve recommendation of primary and alternate representatives to revise the regular schedule of subcommittees as noted in the summary.

### **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 SEPTEMBER 20, 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 SEPTEMBER 20, 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 SEPTEMBER 20, 2016 (See A.2)

**Recommendation:** Approve as submitted.

**ADJOURNMENT OF THE CITY COUNCIL MEETING TO ANNUAL/REGULAR MEETING OF THE MORENO VALLEY PUBLIC FACILITIES FINANCING CORPORATION (MVPFFC)**

**ANNUAL/REGULAR MEETING OF THE MORENO VALLEY PUBLIC  
FACILITIES FINANCING CORPORATION (MVPFFC)**

**CALL TO ORDER**

**ROLL CALL**

**SPECIAL ORDER OF BUSINESS - NONE**

**ADJOURNMENT OF THE MORENO VALLEY PUBLIC FACILITIES FINANCING  
CORPORATION (MVPFFC) TO ANNUAL/REGULAR MEETING OF THE MORENO  
VALLEY PUBLIC FINANCING AUTHORITY (MVPFA)**

**ANNUAL/REGULAR MEETING OF THE MORENO VALLEY PUBLIC  
FINANCING AUTHORITY (MVPFA)**

**CALL TO ORDER**

**ROLL CALL**

**SPECIAL ORDER OF BUSINESS - NONE**

**ADJOURNMENT OF THE MORENO VALLEY PUBLIC FINANCING AUTHORITY  
(MVPFA) TO ANNUAL/REGULAR MORENO VALLEY INDUSTRIAL DEVELOPMENT  
AUTHORITY (IDA)**

**ANNUAL/REGULAR MEETING OF THE MORENO VALLEY INDUSTRIAL  
DEVELOPMENT AUTHORITY (IDA)**

**CALL TO ORDER**

**ROLL CALL**

**SPECIAL ORDER OF BUSINESS - NONE**

**ADJOURNMENT OF THE ANNUAL/REGULAR MORENO VALLEY INDUSTRIAL  
DEVELOPMENT AUTHORITY (IDA) TO 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 AND THE HOUSING AUTHORITY**

**RECONVENE 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 AND THE HOUSING AUTHORITY**

**E. PUBLIC HEARINGS - NONE**

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

**G. REPORTS**

**G.1. CITY COUNCIL REPORTS ON REGIONAL ACTIVITIES (Informational Oral Presentation - not for Council action)**

March Joint Powers Commission (MJPC)

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. ADOPTION OF RESOLUTIONS CALLING AND GIVING NOTICE AND REQUESTING CONSOLIDATION FOR A SPECIAL MUNICIPAL ELECTION TO BE HELD ON JUNE 6, 2017 AND ESTABLISHING REGULATIONS AND COSTS FOR CANDIDATE STATEMENTS (Report of: City Attorney)**

**Recommendations: That the City Council:**

1. Adopt Resolution No. 2017-04, a Resolution of the City Council of the City of Moreno Valley, California, calling and giving notice of a Special Municipal Election to be held in the City of Moreno Valley on Tuesday, June 6, 2017 for the election of a Council Member to fill a vacancy, as required by the provisions of the law of the State of California relating to General Law Cities, and requesting the Board of Supervisors of the County of Riverside to consolidate the Special Municipal Election with the Consolidated Municipal Election to be held on that same date pursuant to §10403 of the California Elections Code.
2. Adopt Resolution No. 2017-05, a Resolution of the City Council of the

City of Moreno Valley, California, providing for regulations pertaining to materials for candidates and costs pertaining to candidate statements submitted to the voters at a Special Municipal Election to be held on Tuesday, June 6, 2017.

- G.3. RESOLUTION PROVIDING CONCEPTUAL SUPPORT FOR CONSTRUCTION OF AN ATHLETIC COMPLEX (“STADIUM”) AT CANYON SPRINGS HIGH SCHOOL (Report of: Parks & Community Services)

**Recommendations: That the City Council:**

1. Adopt Resolution No. 2017-06. A Resolution of the City Council of the City of Moreno Valley, California, providing conceptual support for construction of an athletic complex (“Stadium”) at Canyon Springs High School.

- G.4. Animal Shelter Update (Report of: Administrative Services)

**Recommendation: That the City Council:**

1. Receive and file the Administrative Services Department’s update on the Moreno Valley Animal Shelter’s activities during 2016.

- G.5. CITY MANAGER'S REPORT (Informational Oral Presentation - not for Council action)

- G.6. 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 - 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.**

**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**

**NOTICE IS HEREBY GIVEN** that pursuant to CA Government Code §54956(a), the Mayor has called a Special Meeting of the Moreno Valley City Council, 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, Moreno Valley Public Facilities Financing Corporation, Moreno Valley Public Financing Authority and Moreno Valley Industrial Development Authority to be held at 6:00 p.m. on Tuesday, January 31, 2017 at the Moreno Valley City Hall, 14177 Frederick Street, Moreno Valley, California. The purpose of the meeting is to discuss and consider action on the following item(s):

1. CONSENT CALENDAR ITEMS (Minutes of September 20, 2016; List of Personnel Changes; and Revise Regular Schedules of All Subcommittee Meetings for Approval by Formal Action of the City Council)
2. ANNUAL REGULAR MEETINGS OF THE FOLLOWING AGENCIES:
  - A. Moreno Valley Public Facilities Financing Corporation
  - B. Moreno Valley Public Financing Authority
  - C. Moreno Valley Industrial Development Authority
3. REPORT ITEMS (City Council Reports on Regional Activities; Adoption of Resolutions Calling and Giving Notice and Requesting Consolidation for a Special Municipal Election to be Held on June 6, 2017 and Establishing Regulations and Costs for Candidate Statements; Resolution Providing Conceptual Support for Construction of an Athletic Complex ("Stadium") at Canyon Springs High School; Animal Shelter Update; City Manager's Report and City Attorney's Report)



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Mayor

January 19, 2017  
Date

**ATTEST:**



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Interim City Clerk

**I CERTIFY THAT A COPY OF THE SPECIAL MEETING NOTICE FOR THE MEETING OF JANUARY 31, 2017 WAS DELIVERED TO THE MAYOR AND CITY COUNCIL, VIA EMAIL AND HARD COPY ON JANUARY 19, 2017**



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Interim City Clerk

**CERTIFICATION**

I, Marie Macias, MMC, Interim 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

Marie Macias, MMC  
Interim City Clerk

Date Posted: January 19, 2017

**MINUTES**  
**CITY COUNCIL REGULAR MEETING OF THE CITY OF MORENO VALLEY**  
**September 20, 2016**

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

**SPECIAL PRESENTATIONS**

1. North Ridge Elementary School - Mayoral Proclamation
2. Officer of the 1st Quarter - Officer Yesenia Hernandez
3. Class of 1966 - 50 Year Anniversary
4. Fire Prevention Week - 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  
September 20, 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 6:06 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**

Pastor Owen Christian, Faith Baptist Church

**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

**INTRODUCTIONS**

Staff:	Michelle Dawson	City Manager
	Steve Quintanilla	Interim City Attorney
	Marie Macias	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

Minutes Acceptance: Minutes of Sep 20, 2016 6:00 PM (CONSENT CALENDAR-CITY COUNCIL)

Abdul Ahmad  
Terrie Stevens  
Mel Alonzo

Mike Lee  
Allen Brock  
Kathy Gross

Fire Chief  
Administrative Services Director  
Parks & Community Services Division  
Manager  
Economic Development Director  
Community Development Director  
Executive Assistant

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

Public comments were received from:

### Kelly Fitzpatrick

1. Social Network page - Pay for Play

### Roy Bleckert

1. Desean Welch, a basketball star for the School for Deaf in Riverside lost his life in front of Rancho Verde High School.
2. Building a safe community.
3. Public Safety Subcommittee will meet on Wednesday; should be well attended.

### Chris Baca

1. Soccer fields and our youth being charged for increased league fees
2. Lighting at parks

### Francisco Cuevas

1. Soccer fields for our youth - private soccer leagues are demanding cash payments daily to play on City fields. This should be only done by Parks and Recreation.
2. Equestrian center has lighting; could be an alternative for the youth to utilize.

### Abraham Solorzano

1. Soccer coach addressed the Council regarding the soccer fields for our youth and reiterated previous speaker comments.

### Bob Palomarez

1. State of the City Address
2. Support of Mayor Gutierrez

### Emil Dragovich

1. Political signs

### Melissa Martinez

1. Moreno Valley App - need to add "stray animals"
2. Streets in Edgemont; thank you to Public Works and staff

3. Neighborhood Works and the Lend a Helping Hand Project for Mr. Alvarez
4. 11/18 is a Citywide all Districts Neighborhood Cleanup of Moreno Valley

Lindsay Robinson

1. Member of Represent Us, National Non-partisan organization - get big money out of politics.
2. Ethics Item pulled
3. Contribution Limits

Curtis White

1. Photographed two landmarks in Moreno Valley in District 2 and wanted to present these photos to the City of Moreno Valley.

Daniel Peeden

1. Moreno Valley against Corruption Act proposal
2. Consider a policy on getting the “big money” out of our city.

Evan Morgan

1. Ethics item pulled
2. Campaign finance reform is needed, although it is about getting the message out to the people.

Rafael Brugueras

1. Political
2. Previous comments by soccer coach

Pete

1. Transient Occupancy Tax (TOT)

Keith Howerton

1. Ethics - Non Solution solution

Jose Chavez

1. Citizens’ rights
2. Moreno Valley Community and their civil rights

Santiago Hernandez

1. Ethics proposal

Robert Harris

1. Supports Yxstian Gutierrez
2. Council must maintain professionalism while at the dais.

Mayor announced that this concludes public comments at this time, so they can conduct business.

Mayor Gutierrez asked if there were any Council Members wishing to have their closing comments early.

Council Members comments, if any:

Council Member Jempson

1. Encouraged everyone to attend the Police Zoning meeting, which will be held at the Police Department tomorrow (Wednesday) at 7:00 p.m.
2. Soccer parents' concerns that the director and coaches have been pocketing money from their youth. It's \$2 per hour per field and chose to work with Universal Soccer.
3. Melissa Martinez, thank you. Lending a hand project showed 40 people helping.
4. Safe Routes to School; please get involved to help your children get to school safely, reduce traffic at schools, children walking together in groups and prevent bullying.

Council Member Molina

1. Soccer issues at Cottonwood and Kitching, next to old Moreno Valley High School. This was to be placed into the Parks and Recreation inventory and it has been placed into the City's inventory. Requested an answer as to why this was done?
2. Comments mentioned this evening; its silly season. Reform is needed in this City.

Recess at 7:18 p.m.  
Reconvened at 7:28 p.m.

Mayor Gutierrez announced that they would hear item G.2. before the Joint Consent calendars.

JOINT CONSENT CALENDARS (SECTIONS A-D)

Motion to Approve Joint Consent Calendar Items A.1 through D.1.

<b>RESULT:</b>	<b>APPROVED [4 TO 0]</b>
<b>MOVER:</b>	D. LaDonna Jempson, Council Member
<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

Council Member Molina made a Substitute Motion to show A.3. as a "No" vote.

Motion failed due to lack of a second.

Minutes Acceptance: Minutes of Sep 20, 2016 6:00 PM (CONSENT CALENDAR-CITY COUNCIL)



Mayor Gutierrez opened the agenda items for the Consent Calendars for public comments, which were received from Rafael Bruguera (A.9, A.11) and Raychele Sterling (A.3, A.4).

## 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. SUPPORT OF THE LEAGUE OF CALIFORNIA CITIES RESOLUTION FOR VISION ZERO (Report of: Public Works)

**Recommendations:**

1. That the City Council takes a support position for the League of California Cities resolution for Vision Zero, toward zero deaths, and other programs or initiatives to make safety a top priority for transportation projects.
2. Direct the City of Moreno Valley delegate to represent the City's position at the League's Annual Conference held on October 5-7, 2016

- A.3. AWARD OF CONTRACT TO REPLACE AIR CONDITIONING IN THE CITY HALL SERVER ROOM (Report of: Administrative Services)

**Recommendations:**

1. Approve the Agreement for Professional Construction Services with United Mechanical Contractors to provide Air Conditioning Equipment and Installation Services.
2. Authorize the City Manager to execute the Agreement for Professional Construction Services with United Mechanical Contractors in the amount of \$349,650 to provide Air Conditioning Equipment and Installation Services.
3. Authorize the Purchasing and Facilities Division Manager to issue a Purchase Order to United Mechanical Contractors in the amount of \$349,650 to provide Air Conditioning Equipment and Installation Services.
4. Authorize the City Manager to execute any subsequent related amendments or change orders as included in the Agreement, subject to the approval of the City Attorney and provided sufficient funding

appropriations and program approvals have been granted by the City Council.

- A.4. PA11-0009 - REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT THE RESOLUTION AUTHORIZING ACCEPTANCE OF THE PUBLIC IMPROVEMENTS AS COMPLETE AND ACCEPTING THOSE PORTIONS OF IRIS AVENUE, WEST OF OLIVER STREET ASSOCIATED WITH THIS PROJECT INTO THE CITY'S MAINTAINED STREET SYSTEM DEVELOPER: KAISER FOUNDATION HEALTH PLAN & KAISER FOUNDATION HOSPITALS (Report of: Public Works)

**Recommendations:**

1. Adopt Resolution No. 2016-65, a Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Improvements as Complete within Project PA11-0009 and Acceptance of those Portions of Iris Avenue, West of Oliver Street Associated with this Project into the City's Maintained Street System.
2. Authorize the City Engineer to execute a 90% reduction to the Faithful Performance Bond, exonerate the Material and Labor Bond in 90 days if there are no stop notices or liens on file with the City Clerk, and exonerate the final 10% of the Faithful Performance Bond in one year when all clearances are received.

- A.5. AUTHORIZATION TO AWARD CONSTRUCTION CONTRACT FOR THE EDGEMONT NEIGHBORHOOD PAVEMENT REHABILITATION – PROJECT NO. 801 0070 (Report of: Public Works)

**Recommendations:**

1. Award the construction contract to Hardy & Harper, Inc., 1312 E. Warner Avenue, Santa Ana, CA 92705, the lowest responsible bidder for the Edgemont Neighborhood Pavement Rehabilitation Project.
2. Authorize the City Manager to execute a contract with Hardy & Harper, Inc.
3. Authorize the issuance of a Purchase Order to Hardy & Harper, Inc. in the amount of \$440,450.00 (\$383,000.00 bid amount plus 15% 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 Hardy & Harper, Inc. up to, but not exceeding, the 15% contingency amount of \$57,450.00, subject to the approval of the City Attorney.

- A.6. PURSUANT TO LANDOWNER PETITION, ANNEX ONE PARCEL INTO COMMUNITY FACILITIES DISTRICT NO. 2014-01 (MAINTENANCE SERVICES) — AS AMENDMENT NO. 15 (Report of: Public Works)

**Recommendation:**

1. Acting as the legislative body of Community Facilities District No. 2014-01 (Maintenance Services), adopt Resolution No. 2016-66, 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.

- A.7. LIST OF PERSONNEL CHANGES (Report of: Administrative Services)

**Recommendation:**

1. Ratify the list of personnel changes as described.

- A.8. RESCIND RESOLUTION NO. 2014-44 AND ADOPT RESOLUTION 2016-67 DESIGNATING AND AUTHORIZING CERTAIN CITY OFFICIALS TO EXECUTE APPLICATIONS AND DOCUMENTS FOR THE PURPOSES OF OBTAINING FEDERAL FINANCIAL ASSISTANCE PROVIDED BY THE FEDERAL DEPARTMENT OF HOMELAND SECURITY AND SUB-GRANTED THROUGH THE STATE OF CALIFORNIA (Report of: Fire Department)

**Recommendation:**

1. Adopt Resolution No. 2016-67, a Resolution of the City Council of the City of Moreno Valley, California, Rescinding Resolution No. 2014-44 and Designating and Authorizing Certain City Officials to Execute Applications and Documents for the Purposes of Obtaining Federal Financial Assistance Provided by the Federal Department of Homeland Security and Sub-granted through the State of California.

- A.9. ORDINANCE NO. 913, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, ADDING CHAPTER 8.42 TO TITLE 8 OF THE CITY OF MORENO VALLEY MUNICIPAL CODE ESTABLISHING THE EXPEDITED PERMITTING PROCEDURE FOR ELECTRIC VEHICLE CHARGING STATION SYSTEMS (Report of: Community Development)

**Recommendation: That the City Council:**

1. Introduce Ordinance No. 913, an Ordinance of the City Council of the City of Moreno Valley, California, Adding Chapter 8.42 to Title 8 of the

City of Moreno Valley Municipal Code Establishing the Expedited Permitting Procedure for Electrical Vehicle Charging Station Systems.

- A.10. INTRODUCTION OF AN ORDINANCE NO. 914 AMENDING SECTION 5.02.010 OF THE MUNICIPAL CODE DEFINING THE TERM "EMPLOYEE" (Report of: Financial & Management Services)

**Recommendations: That the City Council:**

1. Introduce Ordinance No. 914, an Ordinance of the City Council of the City of Moreno Valley, California, Amending Section 5.02.010 of Title 5 of the City of Moreno Valley Municipal Code Relating to Definition of "Employee".

- A.11. APPROVAL OF EMPLOYMENT AGREEMENT BETWEEN CITY OF MORENO VALLEY AND MARTIN KOCZANOWICZ FOR THE POSITION OF CITY ATTORNEY (Report of: City Attorney)

**Recommendation:**

1. Approve the Employment Agreement between the City of Moreno Valley and Martin Koczanowicz for the position of City Attorney.

**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. APPROVE AND EXECUTE AGREEMENT FOR EXCHANGE OF REAL PROPERTY ASSOCIATED WITH TENTATIVE TRACT MAP 31592 (Report of: Parks & Community Services)

**Recommendations:**

1. Approve the Agreement for Exchange of Property for the .86 acres located within the Markborough park site for 1.45 acres located within Tentative Tract Map 31592.
2. Authorize the President of the Board of Directors to execute the Agreement in the form attached hereto upon concurrence by the property owner, and authorize the Parks and Community Services Director to approve any changes that may be requested by the property owner or the City of Moreno Valley Parks and Community Services Department "CSD," subject to the approval of the Legal

Counsel.

### 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.

### 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.

### E. PUBLIC HEARINGS

- E.1. PUBLIC HEARING FOR THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM MAIL BALLOT PROCEEDING (Report of: Public Works)

**Recommendations: That the City Council:**

1. Conduct the Public Hearing and accept public testimony regarding the mail ballot proceeding for Focus Day Street for approval of the National Pollutant Discharge Elimination System (NPDES) maximum commercial/industrial regulatory rate to be applied to the property tax bill.
2. Direct the City Clerk to count the returned NPDES ballot.
3. Verify and accept the results of the mail ballot proceeding as maintained by the City Clerk on the Official Tally Sheet.
4. Receive and file the Official Tally Sheet with the City Clerk's office.
5. If approved, authorize and impose the NPDES maximum commercial/industrial regulatory rate to the Assessor's Parcel Number mentioned in this report.

Motion to Approve Staff's Recommendation Nos. 1 and 2.

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

Motion to Approve Staff's Recommendation Nos. 3,4 & 5

The City Clerk announced the results as follows:

National Pollutant Discharge Elimination System (NPDES) Maximum  
Commercial/Industrial Regulatory Rate for APN: 291-650-021  
Focus Day Street - Weighted Ballot Count: 1 "Yes" vote, -0- "No" vote; passed

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

Recess at 8:24 p.m.

Reconvened at 8:38 p.m.

Mayor Gutierrez announced that Council would hear the remaining public comments for matters not on the agenda at this time.

Sandra Murphy

1. Code of Ethics - Campaign contributions

Louise Palomarez

1. Commended Mayor Gutierrez on State of the City Address and his job as Mayor
2. Thanked Steve Quintanilla for his service to the City

Irma Florez

1. Council Member Molina invited former District Attorney Pacheco two years ago to speak on ethics

Raychele Sterling

1. Need to restore ethics
2. Stated Moreno Valley is most corrupt in the region

Tom Jerele, Sr.

1. Mr. Curtis' pictures
2. Marijuana shops

Scott Heveran

1. Ethics

## 2. Candidates Forum

### 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)

Mayor Gutierrez provided an update from the March Joint Powers Commission meeting held on September 14th.

The JPC conducted an extensive review and discussion about the potential reorganization of the MJPA's mission, purpose, implementation activities, and authority.

The presentation focused on two priorities:

- Protecting March Air Reserve Base from the threat of base downsizing; and
- Facilitating the eventual transfer of non-base properties to the member agencies at some future time.

After much discussion about the process, impacts, revenues, and obligations, the JPC directed staff to analyze how the MJPA's municipal services (public safety, etc.) are currently provided and funded. We'll be reviewing those results in January.

We also authorized staff to contract with LAFCO to complete a Municipal Services Review, which is a comprehensive study to determine the adequacy of governmental services being provided. I understand that the results will indicate each member agency's capacity to provide municipal services to various parts of the JPA territory. Once started, the MSR process will take approximately 10 months.

##### Riverside County Habitat Conservation Agency (RCHCA)

Council Member Price provided an update of items covered at the RCHCA Board meeting on September 15, 2016.

#### **Status Report Concerning Reserve Managers' Coordinating Committee**

A status report was provided to the RCHCA Board on the Reserve Managers' Coordinating Committee (RMCC). The Committee is a collaborative forum held

quarterly for Stephens' Kangaroo Rat reserve and land managers in which members share biological and management issues, discuss monitoring methodology, and consider potential habitat restoration and enhancement opportunities. As part of this effort, the RMCC met to discuss and follow up on action items defined during the Wildland Fire Response Workshop to include standardization of fire maps for all reserves and preserves, identification of exposure, hazards, exclusions/avoidance areas, and establishment of report/communication strategies in working with the Cal Fire Incident Commander.

**Agreement between the Riverside County Habitat Conservation Agency and Southern California Gas Company Regarding Incidental Take Authorization for the Stephens' Kangaroo Rat**

The RCHCA Board approved an agreement between RCHCA and Southern California Gas Company (SoCal Gas) that will convey Stephens' Kangaroo Rat (SKR) incidental take authorization for the Line 6900 Mainline Valve 1B Station Improvement Project. The Project is part of SoCal Gas' Pipeline Safety Enhancement Plan implementation involving upgrade to its natural gas pipeline. The project is located off Davis Road southeast of Moreno Valley in the unincorporated area of Riverside County (Nuevo). The "Project Area" covers four parcels including 0.93 acres of land and is not located in a SKR HCP Core Reserve. The project is being completed for safety purposes and will upgrade, replace or retrofit the Line with technology that allows the valve to be opened or closed remotely or that automatically shuts off the flow of natural gas in the event of a large pressure drop.

Riverside County Transportation Commission (RCTC)

Mayor Gutierrez provided an update from the September 14th RCTC meeting, the Board:

- Approved an agreement with Caltrans to operate toll lanes on the Interstate 15 Express Lanes for a period of 50 years and established a new RCTC Operations Center for Toll Operations.
- In partnership with Riverside Transit Agency, established a new Downtown Riverside Perris Valley Line shuttle service that will provide a direct connection for several downtown employment centers including the County of Riverside Administrative Center, Courts, and Riverside City Hall. Operation of this new service will begin October 3<sup>rd</sup> and will be weekdays only, consistent with the days of operation of Metrolink weekday service.
- Lastly, I am pleased to report that the Perris Valley Line Metrolink project has been awarded Project of the Year by the American Public Works Association for large projects.



### Riverside Transit Agency (RTA)

Council Member Molina provided an update from the September 7th RTA meeting.

At the September 7<sup>th</sup> Administration and Operations Committee meeting, the Board approved the transfer of two 40-foot heavy-duty surplus buses to the Riverside County Fire Department (RCFD) to be used as training aids for firefighter students at the Ben Clark Training Center (BCTC). The BCTC will use the buses as training aids to instruct firefighter student in the latest rescue techniques for transit buses, school buses, tour coaches, big rig extractions, as well as advanced heavy vehicle stabilization for commercial vehicles.

Also, as in past years, the Board approved offering free bus rides on New Year's Eve to support those that have to work that evening and to provide an alternative mode of travel for those that may have had too much to drink. The free service will begin on December 31 from 2:30 p.m. until the end of the bus schedule for each particular route.

### Western Riverside Council of Governments (WRCOG)

Mayor Pro Tem Giba provided an update on the items covered at the WRCOG Executive Committee meeting on September 12, 2016.

#### **WRCOG Clean Cities Coalition Activities Update**

WRCOG continues to upgrade their Good Neighbor Guidelines for citing new or modified warehouse distribution facilities. The Guidelines focus on the relationship between land use, permitting, and air quality, and assist in addressing issues associated with citing warehouse/distribution facilities.

Three key elements of the update include:

1. Identifying strategies used by other agencies
2. Updating references to any technical documents in the guidelines
3. Reviewing the guidelines to update them as appropriate

WRCOG will now meet with the South Coast Air Quality Management District (SCAQMD) and other parties to further update the Guidelines, with the goal of completing a final product by 2017.

#### **Water Security Coalition**

The WRCOG Executive Committee is supporting a Water Security Coalition through California Water Fix (CWF) to remedy California's aging water distribution system. The effort by CWF includes upgrade of the state's 50-year-old water infrastructure in the following five (5) ways:

1. Modify California's aging water infrastructure by protecting water supplies and delivering through a modern water pipeline
2. Use modern engineering and technology to improve security of the state's water system through innovative technologies and engineering practices
3. Build a water delivery system that is able to protect California's water supplies from earthquakes, floods, and other natural disasters

4. Improve the ability to move water to storage facilities throughout the state to capture it for use in dry years
5. Restore the state's habitat by providing more natural water flow above ground in rivers and streams to reduce impacts on endangered fish and other wildlife

Western Riverside County Regional Conservation Authority (RCA)

Council Member Jempson provided an update from the RCA meeting of September 12th.

**Fee Credit and Waiver Policy Revision**

On September 12, 2016, the RCA Executive Committee reviewed and approved the updated provisions regarding the Fee Credit and Waiver Policy. The purpose of the policy is to provide implementation guidance to Member Agencies and allow RCA oversight regarding fee credits and waivers. Specifically, the Fee Credit and Waiver Policy reviews and defines the application process, timelines and standards, levels of approval authority, decision and appeal process, reporting, and conveyance of conservation land.

School District/City Joint Task Force - No Report

Southern California Association of Governments (SCAG)

Mayor Pro Tem Giba provided an update on SCAG and to look out for the District 69 letter coming out.

Box Springs Mutual Water District (BSMWD)

Council Member Jempson provided an update.

**G.2. APPOINTMENTS TO THE CITY COUNCIL ADVISORY BOARDS AND COMMISSIONS (Report of: City Clerk)**

Item G.2 heard before the Joint Consent Calendar

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

**Recommendations: That the City Council:**

1. Appoint those applicants who receive a majority vote by the City Council.
2. If vacancies are not filled by a majority vote of the City Council, authorize the City Clerk to re-advertise the positions as vacant and carry over the current applications for reconsideration of appointment at a future date.

Motion to Approve re-appointing Dr. Mary E. McBean to the Accessibility Appeals Board for a term expiring June 30, 2019, pending a background check.

<b>RESULT:</b>	<b>APPROVED [4 TO 0]</b>
<b>MOVER:</b>	Dr. Yxstian A. Gutierrez, Mayor
<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>AWAY:</b>	Jesse L. Molina

There are two terms on the Arts Commission, the first expiring June 30, 2018.

Motion to Approve appointing Stephanie Godoy to the Arts Commission for a term expiring June 30, 2018, pending a background check.

<b>RESULT:</b>	<b>APPROVED [4 TO 0]</b>
<b>MOVER:</b>	D. LaDonna Jempson, 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>AWAY:</b>	Jesse L. Molina

The second term for the Arts Commission expiring June 30, 2019.

Motion to Approve appointing Lindsay Robinson to the Arts Commission for a term expiring June 30, 2019, pending a background check.

<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

There are three terms on the Environmental and Historical Preservation Board expiring June 30, 2019 and we have two applicants.

Motion to Approve re-appointing Arlen Henry Gaynor and Naeem M. Qureshi to the Environmental and Historical Preservation Board for terms expiring June 30, 2019, pending a background check.

Minutes Acceptance: Minutes of Sep 20, 2016 6:00 PM (CONSENT CALENDAR-CITY COUNCIL)

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

There are two terms on the Library Commission expiring expiring June 30, 2019.

Motion to Approve appointing Otis Harrison, Jr. to the Library Commission for a term expiring June 30, 2019, pending a background check.

**RESULT:** APPROVED [4 TO 1]  
**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  
**NAYS:** Jesse L. Molina

The second nomination for the Library Commission

Motion to Approve appointing Christin Walters to the Library Commission for a term expiring June 30, 2019, pending a background check.

**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** Jesse L. Molina, Council Member  
**SECONDER:** Dr. Yxstian A. Gutierrez, Mayor  
**AYES:** Gutierrez, Giba, Price, Molina, Jempson

There are three terms on the Parks and Recreation Commission expiring June 30, 2019. The first nomination is James C. Baker.

Motion to Approve re-appointing James C. Baker to the Parks and Recreation Commission for a term expiring June 30, 2019, pending a background check.

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

The second nomination for the Parks and Recreation Commission is Juanita Maria Barnes.

Motion to Approve re-appointing Juanita Maria Barnes for a term expiring June 30, 2019, pending a background check.

Minutes Acceptance: Minutes of Sep 20, 2016 6:00 PM (CONSENT CALENDAR-CITY COUNCIL)

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

The third nomination for the Parks and Recreation Commission is Jonathan Glen Vaughn.

Motion to Approve appointing Jonathan Glen Vaughn for a term expiring June 30, 2019, pending a background check.

**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** D. LaDonna Jempson, Council Member  
**SECONDER:** Jesse L. Molina, Council Member  
**AYES:** Gutierrez, Giba, Price, Molina, Jempson

There are five terms expiring on the Recreational Trails Board; three expiring June 30, 2019, one expiring June 30, 2018 and the fifth expiring on June 30, 2017.

Motion to Approve appointing Irick V. Hale for a term expiring June 30, 2019, pending a background check.

**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** Jesse L. Molina, Council Member  
**SECONDER:** D. LaDonna Jempson, Council Member  
**AYES:** Gutierrez, Giba, Price, Molina, Jempson

The second nomination for the Recreational Trails Board is Sarah Martinez.

Motion to Approve appointing Sarah Martinez for a term expiring June 30, 2019, pending a background check.

**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** George E. Price, Council Member  
**SECONDER:** D. LaDonna Jempson, Council Member  
**AYES:** Gutierrez, Giba, Price, Molina, Jempson

The third nomination for the Recreational Trails Board is John Menke.

Motion to Approve appointing John Menke for a term expiring June 30, 2019, pending a background check.

**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** George E. Price, Council Member  
**SECONDER:** D. LaDonna Jempson, Council Member  
**AYES:** Gutierrez, Giba, Price, Molina, Jempson

The fourth nomination for the Recreational Trails Board with a term expiring June 30, 2018 is Luis Antonio Testa.

Motion to Approve appointing Luis Antonio Testa for a term expiring June 30, 2018, pending a background check.

**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** D. LaDonna Jempson, Council Member  
**SECONDER:** Jesse L. Molina, Council Member  
**AYES:** Gutierrez, Giba, Price, Molina, Jempson

There are three terms expiring on June 30, 2019 for the Senior Citizens' Board and we have three applicants.

Motion to Approve re-appointing Miguel Arciniega, Dr. Mary E. McBean and appoint Felipe Delao to the Senior Citizens' Board with terms expiring June 30, 2019, pending a background check.

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

There are two terms expiring June 30, 2019 on the Traffic Safety Commission and four applicants.

Motion to Approve Margaret Park-Robinson and Anita Robinson to the Traffic Safety Commission with terms expiring June 30, 2019, pending a background check. The remaining two applicants were already appointed to another board or commission.

**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** Jesse L. Molina, Council Member  
**SECONDER:** Dr. Yxstian A. Gutierrez, Mayor  
**AYES:** Gutierrez, Giba, Price, Molina, Jempson

Motion to direct the City Clerk to re-advertise the vacancies that were not filled this evening and to carry over any remaining applications for reconsideration of appointment at a future date.

<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.3. CODE OF ETHICS DISCUSSION (Report of: City Attorney)**

Recess at 10:28 p.m.

Reconvened at 10:34 p.m.

Mayor Gutierrez opened the agenda item for public comments, which were received from Scott Heveran (Supports), Susan Billinger (Supports), Chris Baca (Supports), Raychele Sterling (Supports), Rafael Brugueras (Opposed), Tom Jerele, Sr., Roy Bleckert, Louise Palomarez, Robert Harris (Opposed), Evan Morgan and Leo Gonzales.

**G.4. CITY MANAGER'S REPORT**

No Report

**G.5. CITY ATTORNEY'S REPORT**

Interim City Attorney Quintanilla reported on the following:

1. Medical Marijuana Dispensaries - the City has shut down several of these dispensaries; either closed or landlords have shut down, with the help of Allen Brock and the Code staff and the support of property managers as well as landlords. The City has been very aggressive in shutting these down.
2. Proposition 64 Recreational Marijuana proposition - the City still has the authority to ban the sale of marijuana even if the proposition passes, but not the use. There are whistle blower procedures, in personnel under the standard ethics under procedures. He will be sharing with Marshall Eyerman and provide some copies of some whistle blowers of non-profits and special districts he represents, which will help in updating City procedures.
3. Joint Powers Authorities - Issues brought up is when does your member need to come to the City Council to seek input or consent on certain items? The answer will be in the joint powers agreement, check in bylaws or implementation agreements. You can discover what decisions can be made by majority of executive committee or super majority or unanimous vote and which items have to go back to the legislative bodies of the City Council for consent. Your new City Attorney can look at the various documents.
4. Campaign signs - the law requires that the sign identifies the person and

committee who paid for sign; disclosure has to be in contrasting color, height of letters must be at least 5% of height of the sign.

5. New City Attorney was approved tonight, a new employee of the City.
6. Thank you to the City Council for the opportunity to work for the City of Moreno Valley; he enjoyed working here, and was always treated with respect.
7. Staff has been very professional and responsive.

## 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.**

### Council Member Price

1. Thank you Steve Quintanilla and good luck.
2. Received a really good picture today and there are sprinklers working on the golf course. The pumps are working and filled the lake on the lake nine; hired a company, who have 60 days to clear the weeds and brush, and will take out all of the silt.
3. Thank you to the residents. Mentioned he had several meetings, met on Championship Drive above the golf course with residents who have had to put up with individuals hanging around being up to no good. Thank you to Chief Ontiveros for assistance in getting neighborhood watch.
4. Residents concerned of Landscape Maintenance that failed by 38 votes.
5. Oliver Street residents and the crime in their neighborhood - 50 people showed up at the meeting.

### Mayor Pro Tem Giba

1. Thank you to Steve Quintanilla.
2. He and Marshall Eyerman had a base tour with General Muncy on Wednesday; Thursday and Friday traveled on a KC-135 touring the Travis Air Force Base and then to Davis-Monthan Air Force Base near Arizona State. How do they prevent a BRAC and protect the bases.



Mayor Gutierrez

1. Congratulations to all appointees this evening to the boards and commissions.
2. Thank you Steve Quintanilla for your service.
3. Attended a Veterans Rally on September 10 to support "Warrior Built". There were approximately 100 people who showed up to honor the individuals who have lost their limbs and/or provide PTSD support therapy. It was an honor to meet all of them and help them to raise money for nonprofit organizations. They also include Moreno Valley residents.
4. Attended Patriots Day at Northridge elementary; the kids did a great job.
5. Mayor stated he agreed with Roy Bleckert on the hire ethics and voluntary disclosure. Mayor would be willing to disclose to the voters his financial records, medical records and criminal records as the voters need to know who they are electing to office.

**ADJOURNMENT**

There being no further business the Regular Meeting was adjourned at 11:12 p.m.

Submitted by:

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Marie Macias, MMC, 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



## Report to City Council

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**TO:** Mayor and City Council

**FROM:** Terrie Stevens, Administrative Services Director

**AGENDA DATE:** January 31, 2017

**TITLE:** LIST OF PERSONNEL CHANGES

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### **RECOMMENDED ACTION**

#### **Recommendation:**

1. Ratify the list of personnel changes as described.

### **DISCUSSION**

The attached list of personnel changes scheduled since the last City Council meeting are presented for City Council ratification.

Staffing of City positions ensures assignment of highly qualified and trained personnel to achieve Momentum MoVal priorities, objectives and initiatives.

### **FISCAL IMPACT**

All position changes are consistent with appropriations previously approved by the City Council.

### **PREPARATION OF STAFF REPORT**

Prepared By:  
Terrie Stevens  
Administrative Services Director

Department Head Approval:  
Terrie Stevens  
Administrative Services Director

### **CITY COUNCIL GOALS**

None

### **CITY COUNCIL STRATEGIC PRIORITIES**

- 1. Economic Development
- 2. Public Safety
- 3. Library
- 4. Infrastructure
- 5. Beautification, Community Engagement, and Quality of Life
- 6. Youth Programs

**ATTACHMENTS**

- 1. Personnel Changes 1.31.17

**APPROVALS**

Budget Officer Approval	<u>✓ Approved</u>	1/09/17 5:39 PM
City Attorney Approval	<u>✓ Approved</u>	1/09/17 2:36 PM
City Manager Approval	<u>✓ Approved</u>	1/17/17 10:21 AM

**City of Moreno Valley  
Personnel Changes  
January 31, 2017**

**New Hires**

Martin Matus  
Parks Maintenance Worker  
Parks & Community Services/Parks Maintenance

Zuzzette Bricker  
Emergency Management & Volunteer Services Program Manager  
Fire/Office of Emergency Management

**Promotions**

None

**Transfers**

None

**Separations**

Linda Wilson  
Sr. Management Analyst  
Public Works/Capital Projects Division

Ewa Lopez  
Deputy City Clerk  
City Clerk's Office

Bridget Amaya  
Community Services Supervisor  
Parks & Community Services



## **Report to City Council**

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**TO:** Mayor and City Council

**FROM:** Marie Macias, Interim City Clerk

**AGENDA DATE:** January 31, 2017

**TITLE:** REVISE REGULAR SCHEDULES OF ALL  
SUBCOMMITTEE MEETINGS FOR APPROVAL BY  
FORMAL ACTION OF THE CITY COUNCIL

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### **RECOMMENDED ACTION**

#### **Recommendation:**

1. Approve recommendation of primary and alternate representatives to revise the regular schedule of subcommittees as noted in the summary.

### **SUMMARY**

It is recommended to approve and reschedule the regular subcommittee meetings in compliance with Legislative Policy #: 1.11; II; J. The new subcommittee schedules recommended for revision are as follows:

- Economic Development Subcommittee; every 2<sup>nd</sup> Tuesday; 2:45 p.m. – 4:00 p.m.
- Public Safety Subcommittee; every 3<sup>rd</sup> Tuesday; 2:45 p.m. – 4:00 p.m.
- Finance Subcommittee; every 4<sup>th</sup> Tuesday; 2:45 p.m. – 4:00 p.m.

### **FISCAL IMPACT**

There is no fiscal impact anticipated.

### **NOTIFICATION**

Posting of the agenda.

### **PREPARATION OF STAFF REPORT**

Prepared by:  
Angel Migao  
Executive Assistant to Mayor/City Council

Department Head Approval  
Marie Macias  
Interim City Clerk

**CITY COUNCIL GOALS**

**Advocacy.** Develop cooperative intergovernmental relationships and be a forceful advocate of City policies, objectives, and goals to appropriate external governments, agencies and corporations.

**CITY COUNCIL STRATEGIC PRIORITIES**

- 1. Economic Development
- 2. Public Safety
- 3. Library
- 4. Infrastructure
- 5. Beautification, Community Engagement, and Quality of Life
- 6. Youth Programs

**ATTACHMENTS**

None

**APPROVALS**

Budget Officer Approval	<u>✓ Approved</u>	1/19/17 9:42 AM
City Attorney Approval	<u>✓ Approved</u>	1/19/17 12:56 PM
City Manager Approval	<u>✓ Approved</u>	1/19/17 1:28 PM



## Report to City Council

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**TO:** Mayor and City Council

**FROM:** Martin Koczanowicz, City Attorney  
Marie Macias, Interim City Clerk

**AGENDA DATE:** January 31, 2017

**TITLE:** ADOPTION OF RESOLUTIONS CALLING AND GIVING NOTICE AND REQUESTING CONSOLIDATION FOR A SPECIAL MUNICIPAL ELECTION TO BE HELD ON JUNE 6, 2017 AND ESTABLISHING REGULATIONS AND COSTS FOR CANDIDATE STATEMENTS

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### **RECOMMENDED ACTION**

#### **Recommendations: That the City Council:**

1. Adopt Resolution No. 2017-04, a Resolution of the City Council of the City of Moreno Valley, California, calling and giving notice of a Special Municipal Election to be held in the City of Moreno Valley on Tuesday, June 6, 2017 for the election of a Council Member to fill a vacancy, as required by the provisions of the law of the State of California relating to General Law Cities, and requesting the Board of Supervisors of the County of Riverside to consolidate the Special Municipal Election with the Consolidated Municipal Election to be held on that same date pursuant to §10403 of the California Elections Code.
2. Adopt Resolution No. 2017-05, a Resolution of the City Council of the City of Moreno Valley, California, providing for regulations pertaining to materials for candidates and costs pertaining to candidate statements submitted to the voters at a Special Municipal Election to be held on Tuesday, June 6, 2017.

### **SUMMARY**

This report recommends adoption of a Resolution calling and giving notice and requesting the Board of Supervisors of the County of Riverside to consolidate a Special Municipal Election with the Consolidated Municipal Election to be held on Tuesday, June 6, 2017 and adoption of a Resolution establishing regulations and costs for candidate statements.

## **DISCUSSION**

Mayor Gutierrez's election as the City's first directly elected Mayor created a vacancy in the District 4 seat for the remainder of his term (two years). This vacancy must be filled by a qualified candidate from the boundaries of the old District 4, the one that elected then Council Member Gutierrez in the 2014 election.

Under Government Code Section 36512(b), Council has 60 days to either fill the vacancy by appointment or call for a special election. The election must take place at the next regularly established election date (Gov. Code Section 36512(b) (1), not less than 114 days from the date the Council calls for such election.

On December 12, 2016, the Council was presented with the methods available to fill the vacancy either by appointment or election. Following consideration of the alternatives presented, the City Council directed staff to initiate the process for calling a special municipal election to take place on June 6, 2017.

## **ALTERNATIVES**

City Council has the following alternatives to consider:

1. Adopt the resolution calling and giving notice and requesting the County of Riverside Board of Supervisors to consolidate the Special Municipal Election with the Consolidated Municipal Election to be held on June 6, 2017, and adopt the resolution providing for regulations pertaining to materials for candidates and costs pertaining to candidate statements submitted to the voters at the same election.
2. Direct staff to initiate a process which would enable the Council to fill the vacancy by appointment prior to February 3, 2017.

## **FISCAL IMPACT**

The Interim City Clerk received an estimate from the County Registrar's office in the amount of \$80,000 to \$90,000 to include the District 4 Council seat in the June 2017 consolidated election. If the Resolution is approved, the proposed budget adjustment will be brought back to Council as part of the proposed quarterly budget adjustments.

## **NOTIFICATION**

The agenda was posted in compliance with the Brown Act.

## **PREPARATION OF STAFF REPORT**



Prepared By:  
Marie Macias  
Interim City Clerk

Concurred by:  
Martin D. Koczanowicz  
City Attorney

**CITY COUNCIL GOALS**

None

**CITY COUNCIL STRATEGIC PRIORITIES**

- 1. Economic Development
- 2. Public Safety
- 3. Library
- 4. Infrastructure
- 5. Beautification, Community Engagement, and Quality of Life
- 6. Youth Programs

**ATTACHMENTS**

- 1. Resolution 2017-04 Calling Election
- 2. Resolution 2017-05 Candidate Statements

**APPROVALS**

Budget Officer Approval	<u>✓ Approved</u>	1/18/17 3:03 PM
City Attorney Approval	<u>✓ Approved</u>	1/18/17 9:48 AM
City Manager Approval	<u>✓ Approved</u>	1/19/17 8:57 AM

## RESOLUTION NO. 2017-04

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, CALLING AND GIVING NOTICE OF A SPECIAL MUNICIPAL ELECTION TO BE HELD IN THE CITY OF MORENO VALLEY ON TUESDAY, JUNE 6, 2017, FOR THE ELECTION OF A COUNCIL MEMBER TO FILL A VACANCY, AS REQUIRED BY THE PROVISIONS OF THE LAW OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES, AND REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE TO CONSOLIDATE THE SPECIAL MUNICIPAL ELECTION WITH THE CONSOLIDATED MUNICIPAL ELECTION TO BE HELD ON THAT SAME DATE PURSUANT TO §10403 OF THE CALIFORNIA ELECTIONS CODE

WHEREAS, the office of City Council Member for District 4 became vacant as a result of the election of Dr. Yxstian A. Gutierrez as the first directly elected Mayor on November 8, 2016; and

WHEREAS, the remaining term of former Council Member Gutierrez expires and ends with the November 2018 General Municipal Election; and

WHEREAS, Government Code Section 36512(b) provides:

If a vacancy occurs in an elective office provided for in this chapter, the council shall, within 60 days from the commencement of the vacancy, either fill the vacancy by appointment or call a special election to fill the vacancy. The special election shall be held on the next regularly established election date not less than 114 days from the call of the special election. A person appointed or elected to fill a vacancy holds office for the unexpired term of the former incumbent. And,

WHEREAS, Dr. Yxstian A. Gutierrez was elected as the member of the City Council for District 4 on November 4, 2014 from the previous District 4 boundaries, which would require that the registered voters currently residing within the old District 4 boundaries elect the new member of the City Council for District 4; and

WHEREAS, pursuant to the requirements of the laws of the State of California relating to general law cities, the City Council of the City of Moreno Valley calls and orders to be held in the City of Moreno Valley, California, on Tuesday, June 6, 2017, a Special Municipal Election to consider the election of a municipal officer; and

WHEREAS, it is desirable that such Special Municipal Election be consolidated

with the Consolidated Municipal Election to be held on June 6, 2017, and that within the City, the precincts, polling places and election officers of the two elections be the same, and that the Registrar of Voters of the County of Riverside canvass the returns of the Special Municipal Election, and that the elections be held in all respects as if there were only one election.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That pursuant to the requirements of the laws of the State of California relating to General Law Cities, including without limitation Government Code Section 36512, there is called and ordered to be held in the City of Moreno Valley, California, on Tuesday, June 6, 2017 a Special Municipal Election for the purpose of electing one (1) member of the City Council in District 4, for the balance of the term of office in which a vacancy was created as a result of the election of Dr. Yxstian A. Gutierrez as Mayor on November 8, 2016, which term shall expire with the November 2018 General Municipal Election.

SECTION 2. That pursuant to the requirements of Section 10403 of the California Elections Code, the Board of Supervisors of the County of Riverside is hereby requested to consent and agree to the consolidation of the City of Moreno Valley's Special Municipal Election with the Consolidated Municipal Election, which may be held on said day in whole or in part of the territory of the City, as provided in Elections Code Section 10400, for the purpose of electing one (1) member of the City Council in District 4, for the balance of the term of office in which a vacancy was created as a result of the election of Dr. Yxstian A. Gutierrez as Mayor on November 8, 2016, which term shall expire with the November 2018 General Municipal Election.

SECTION 3. That the ballots to be used at the election shall be in form and content as required by law.

SECTION 4. That the City Clerk is authorized, instructed and directed to coordinate with the County of Riverside Registrar of Voters to procure and furnish any and all ballots, notices, printed matter and supplies, services, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct the election.

SECTION 5. That the polls for the election shall be open at seven o'clock a.m. on the day of the election, and shall remain open continuously from that time until eight o'clock p.m. of the same day when the polls shall be closed, pursuant to California Elections Code Section 10242, except as provided in Elections Code Section 14401.

SECTION 6. That in all particulars not recited in this Resolution, the election shall be held and conducted as provided by law for the holding of municipal elections in the City.

SECTION 7. That the County of Riverside Registrar of Voters Office is authorized to canvass the returns of the City of Moreno Valley's Special Municipal Election. The elections shall be held in all respects as if there were only one election, and only one form of ballot shall be used. The City of Moreno Valley's Special Municipal Election will be held and conducted in accordance with the provisions of law regulating the Consolidated General Election, including without limitation, Elections Code § 10418.

SECTION 8. That the Board of Supervisors is hereby requested to issue instructions to the Registrar of Voters to take any and all steps necessary for the holding of the consolidated election.

SECTION 9. That the City of Moreno Valley recognizes that additional costs will be incurred by the County of Riverside by reason of this consolidation and agrees to reimburse the County for any such costs upon presentation of a properly submitted invoice.

SECTION 10. That the notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election in time, form and manner as required by law.

SECTION 11. That the City Clerk is hereby directed to file a certified copy of this resolution with the Board of Supervisors and the Registrar of Voters of the County of Riverside.

SECTION 12. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original Resolutions.

SECTION 13. That all the provisions of any existing resolution as heretofore adopted by the City Council that are in conflict with the provisions of this resolution are hereby repealed.

APPROVED AND ADOPTED this 31<sup>st</sup> day of January, 2017.

\_\_\_\_\_  
Mayor of the City of Moreno Valley

ATTEST:

\_\_\_\_\_  
Interim City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

Attachment: Resolution 2017-04 Calling Election [Revision 3] (2433 : SPECIAL MUNICIPAL ELECTION FOR JUNE 6, 2017 AND ADOPT

**RESOLUTION JURAT**

STATE OF CALIFORNIA            )  
COUNTY OF RIVERSIDE        ) ss.  
CITY OF MORENO VALLEY        )

I, Marie Macias, MMC, Interim City Clerk of the City of Moreno Valley, California, do hereby certify that Resolution No. 2017-04 was duly and regularly adopted by the City Council of the City of Moreno Valley at a special meeting thereof held on the 31<sup>st</sup> day of January, 2017 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

(Council Member, Mayor Pro Tem, Mayor)

\_\_\_\_\_  
INTERIM CITY CLERK

(SEAL)

Attachment: Resolution 2017-04 Calling Election [Revision 3] (2433 : SPECIAL MUNICIPAL ELECTION FOR JUNE 6, 2017 AND ADOPT

## RESOLUTION NO. 2017-05

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, PROVIDING FOR REGULATIONS PERTAINING TO MATERIALS FOR CANDIDATES AND COSTS PERTAINING TO CANDIDATE STATEMENTS SUBMITTED TO THE VOTERS AT A SPECIAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, JUNE 6, 2017

WHEREAS, California Elections Code Section 13307 provides that the governing body of any local agency may adopt regulations pertaining to materials prepared by any candidate for a Municipal Election, including the costs thereof;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

**Section 1. General Provisions.** That pursuant to California Elections Code Section 13307, each candidate for elective office to be voted for at the Special Municipal Election to be held in the City of Moreno Valley on Tuesday, June 6, 2017, may prepare a candidate statement on an appropriate form provided by the City Clerk. Such statements may include the name, age and occupation of the candidate and a brief description of no more than two hundred (200) words of the candidate's education and qualifications expressed by the candidate himself or herself. In that City Council offices are non-partisan, such statements shall not include party affiliation of the candidate, nor membership activity in any partisan political organizations. Pursuant to Elections Code Section 13307, such statements may not include a reference to any other candidate. Such statements shall be filed in the Office of the City Clerk at the time the candidate's nomination papers are filed. Such statements may be withdrawn, but not changed, during the period for filing nomination papers up until 5:00 p.m. of the next working day after the close of the nomination period.

**Section 2. Foreign Language Policy.** That pursuant to the Federal Voting Rights Act, the County shall translate candidate statements into Spanish, and a translation of the candidate's statement shall be included in the voter's pamphlet and mailed with the sample ballot to each registered voter in the City, who has requested a sample ballot in Spanish.

**Section 3. Payment.** The candidate shall be required to pay for his or her pro rata cost of translating and printing the candidate statement as specified in Section 2 above. The City Clerk shall require a candidate filing a statement to pay in advance a deposit of \$650 for candidates for the office of City Council – District 4, as a condition of having his or her statement included in the voter's pamphlet or pay in advance a deposit of \$260 for candidates for the office of City Council – District 4, as a condition of having his or her statement posted electronically only on the Riverside County Registrar Recorder's

website. The City Clerk shall bill each candidate for any cost in excess of the deposit and shall refund any unused portion of any deposit.

**Section 4. Formatting.** That the City Clerk shall allow italics, underlining, bullets, and capitalized words in candidate statements. Bold type is prohibited in candidate statements.

**Section 5. State Standards.** That the City Clerk shall comply with all recommendations and standards set forth by the California Secretary of State regarding occupational designations and other matters relating to elections.

**Section 6. Additional Materials.** That no candidate will be permitted to include additional materials to the sample ballot package.

**Section 7. Copies.** That the City Clerk shall provide each candidate or the candidate's representative a copy of this Resolution at the time nomination petitions are issued.

**Section 8. Repeal.** That all previous resolutions establishing council policy on payment for candidate statements are repealed.

**Section 9. Application.** That this resolution shall apply to the election to be held on June 6, 2017 and shall then be repealed.

**Section 10. Certification.** That the City Clerk shall certify to the passage and adoption of this resolution, shall enter the same into the book of original resolutions of the City of Moreno Valley.

APPROVED AND ADOPTED this 31<sup>st</sup> day of January, 2017.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Interim City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

2  
Resolution No. 2017-05  
Date Adopted: January 31, 2017



**RESOLUTION JURAT**

STATE OF CALIFORNIA )

COUNTY OF RIVERSIDE ) ss.

CITY OF MORENO VALLEY )

I, Marie Macias, MMC, Interim City Clerk of the City of Moreno Valley, California, do hereby certify that Resolution No. 2017-05 was duly and regularly adopted by the City Council of the City of Moreno Valley at a special meeting thereof held on the 31<sup>st</sup> day of January, 2017 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

(Council Members, Mayor Pro Tem and Mayor)

\_\_\_\_\_  
Interim City Clerk

(SEAL)

Attachment: Resolution 2017-05 Candidate Statements [Revision 4] (2433 : SPECIAL MUNICIPAL ELECTION FOR JUNE 6, 2017 AND ADOPT



## Report to City Council

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**TO:** Mayor and City Council

**FROM:** Gabriel Garcia, Parks & Community Services Director

**AGENDA DATE:** January 31, 2017

**TITLE:** RESOLUTION PROVIDING CONCEPTUAL SUPPORT FOR CONSTRUCTION OF AN ATHLETIC COMPLEX ("STADIUM") AT CANYON SPRINGS HIGH SCHOOL

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### **RECOMMENDED ACTION**

#### **Recommendations: That the City Council:**

1. Adopt Resolution No. 2017-06. A Resolution of the City Council of the City of Moreno Valley, California, providing conceptual support for construction of an athletic complex ("Stadium") at Canyon Springs High School.

### **SUMMARY**

This report recommends adoption of a Resolution to provide conceptual support for construction of a Stadium on the site of Canyon Springs High School.

The draft Resolution has been prepared for the Council's consideration at the request of Mayor Pro Tem Baca during the December 12<sup>th</sup> City Council meeting, supported by the consensus of the Council and in accordance with Section 1.1.7 of City Policy 1.1 (Rules of Procedure for Council Meetings and Related Functions and Activities).

### **DISCUSSION**

Canyon Springs High School was opened in the late 1980's and serves approximately 2,500 students from Moreno Valley neighborhoods. Athletic events are currently held at the Moreno Valley Unified School District's other high schools because Canyon Springs High School does not have an on-site stadium.

As adopted by the Moreno Valley Unified School District Board on November 12, 2013, the District's Facilities Master Plan (p. 301-303) included a Stadium at Canyon Springs High School and identified future school bond proceeds as the intended funding source

(p. 306). In 2014, Moreno Valley voters passed a School Facilities Bond, known as Measure “M,” to fund District-wide facilities construction/modernization projects. Construction of a Stadium on the current site of Canyon Springs High School would complement the academic and extracurricular activities conducted at this comprehensive high school.

Earlier this year, the City of Moreno Valley conducted an informal survey of residents of the area near Canyon Springs High School to solicit their views on the proposed Stadium. Responses to the City’s informal survey indicated a 2:1 ratio of support for a Stadium at Canyon Springs High School.

Construction of a Stadium on the Canyon Springs High School site must comply with all applicable laws and regulations which include, but are not limited to, the California Environmental Quality Act and the California Park Preservation Act.

### **ALTERNATIVES**

1. Adopt Resolution No. 2017-06. A Resolution of the City Council of the City of Moreno Valley, California, providing conceptual support for construction of an athletic complex (“Stadium”) at Canyon Springs High School.
2. Decline to adopt the attached proposed Resolution.

### **FISCAL IMPACT**

There is no fiscal impact or future fiscal commitment associated with adopting the proposed Resolution to provide conceptual support for the Stadium on the Canyon Springs High School site.

### **NOTIFICATION**

Posting of the agenda.

### **PREPARATION OF STAFF REPORT**

Prepared By:  
Gabriel Garcia  
Parks and Community Services Director

Department Head Approval:  
Gabriel Garcia  
Parks and Community Services Director

### **CITY COUNCIL GOALS**

**Advocacy.** Develop cooperative intergovernmental relationships and be a forceful advocate of City policies, objectives, and goals to appropriate external governments, agencies and corporations.

**Positive Environment.** Create a positive environment for the development of Moreno Valley's future.

**CITY COUNCIL STRATEGIC PRIORITIES**

- 1. Economic Development
- 2. Public Safety
- 3. Library
- 4. Infrastructure
- 5. Beautification, Community Engagement, and Quality of Life
- 6. Youth Programs

Objective 1.5: Showcase Moreno Valley’s unique assets.

Objective 5.5: Promote a healthy community and lifestyle.

Objective 6.2: Improve health, wellness and fitness for Moreno Valley youth through recreation and sports programs.

**ATTACHMENTS**

- 1. Resolution Canyon Springs High School

**APPROVALS**

Budget Officer Approval	<u>✓ Approved</u>	1/11/17 8:07 AM
City Attorney Approval	<u>✓ Approved</u>	1/18/17 9:51 AM
City Manager Approval	<u>✓ Approved</u>	1/18/17 2:17 PM

RESOLUTION NO. 2017-06

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, PROVIDING CONCEPTUAL SUPPORT FOR CONSTRUCTION OF AN ATHLETIC COMPLEX ("STADIUM") AT CANYON SPRINGS HIGH SCHOOL

WHEREAS, Canyon Springs High School was constructed in the late 1980's and serves approximately 2,500 students from Moreno Valley's neighborhoods; and

WHEREAS, Canyon Springs High School's athletic events are currently held at the Moreno Valley Unified School District's other high schools because Canyon Springs High School does not have an on-site stadium; and

WHEREAS, on November 12, 2013, the Moreno Valley Unified School District Board approved the District's Facilities Master Plan which included an athletic complex ("Stadium") at Canyon Springs High School and identified future school bond proceeds as the intended funding source; and

WHEREAS, in 2014, Moreno Valley voters passed a School Facilities Bond, known as Measure "M," to fund District-wide facilities construction/modernization projects; and

WHEREAS, the Moreno Valley Unified School District has proposed construction of a Stadium at Canyon Springs High School; and

WHEREAS, earlier this year the City of Moreno Valley conducted an informal survey of residents of the area near Canyon Springs High School to solicit their views on the proposed Stadium; and

WHEREAS, responses to the City's informal survey indicated a 2:1 ratio of support for a Stadium at Canyon Springs High School; and

WHEREAS, the City acknowledges that construction of a Stadium on the current site of Canyon Springs High School would complement the full range of activities conducted at this comprehensive high school; and

WHEREAS, the City recognizes that construction of a Stadium must comply with all applicable laws and regulations which include, but are not limited to, the California Environmental Quality Act and the California Park Preservation Act.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:

The City Council of Moreno Valley does hereby provide conceptual support for construction of a Stadium at Canyon Springs High School.

APPROVED AND ADOPTED this 31<sup>st</sup> day of January, 2017.

\_\_\_\_\_  
Mayor of the City of Moreno Valley

ATTEST:

\_\_\_\_\_  
Interim City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

2  
Resolution No. 2017-06  
Date Adopted: January 31, 2017

Attachment: Resolution Canyon Springs High School [Revision 3] (2417 : RESOLUTION PROVIDING CONCEPTUAL SUPPORT FOR

**RESOLUTION JURAT**

STATE OF CALIFORNIA            )  
COUNTY OF RIVERSIDE        ) ss.  
CITY OF MORENO VALLEY        )

I, Marie Macias, MMC, Interim City Clerk of the City of Moreno Valley, California, do hereby certify that Resolution No. 2017-06 was duly and regularly adopted by the City Council of the City of Moreno Valley at a special meeting thereof held on the 31<sup>st</sup> day of January, 2017 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

(Council Members, Mayor Pro Tem and Mayor)

\_\_\_\_\_  
INTERIM CITY CLERK

(SEAL)

3  
Resolution No. 2017-06  
Date Adopted: January 31, 2017

Attachment: Resolution Canyon Springs High School [Revision 3] (2417 : RESOLUTION PROVIDING CONCEPTUAL SUPPORT FOR



## Report to City Council

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**TO:** Mayor and City Council

**FROM:** Terrie Stevens, Administrative Services Director  
Steve Fries, Animal Services Division Manager

**AGENDA DATE:** January 31, 2017

**TITLE:** ANIMAL SHELTER UPDATE

---

### **RECOMMENDED ACTION**

#### **Recommendation:**

1. That the City Council receive and file the Administrative Services Department's update on the Moreno Valley Animal Shelter's activities during 2016.

### **SUMMARY**

This report provides an update on the Moreno Valley Animal Shelter's activities during 2016 and progress achieved over the past five years.

### **DISCUSSION**

As a follow up to the January 3, 2017 City Council meeting, Mayor Pro-Tem Baca requested an update on the Moreno Valley Animal Shelter.

This update will provide information on activities by the Animal Services Division including highlights in all operational areas including shelter services, field services and outreach to the community during calendar year 2016. This update will also summarize services provided to the community and progress made over the past five years.

The Animal Services Division provides a variety of services to protect the public's health and safety through the response and enforcement of state and local codes ranging from rabies control enforcement to removing aggressive animals from the community. In addition Animal Control Officers conduct proactive patrols to reduce the incidence of animal bites and respond to and investigate animal neglect and cruelty cases.

A vital asset of the Animal Services Division is the Moreno Valley Animal Shelter and its



operations. Over the past five years, total intake of animals has steadily decreased 34% from 10,584 animals in FY 2011-12 to 6,973 animals in FY 2015-16. Factors impacting this reduction of animal intake include providing options to owners wishing to relinquish their pets to the shelter where additional resources may result in a positive outcome for their pet; implementing both a mandatory spay/neuter ordinance (2011) and mandatory microchipping ordinance (2015); no longer providing shelter services for the City of Perris (September 2015); providing spay/neuter assistance to low-income residents and offering free spay/neuter services to residents utilizing state grant assistance, along with an improved economy.

In addition to the intake reduction of animals at the Moreno Valley Animal Shelter the positive outcomes for all impounded animals (dogs, cats & others) increased from 36% in FY 2011-12 to 66% in FY 2015-16. Factors that contributed to this positive trend include working closely with animal rescue group partners and animal welfare advocates; implementing a Trap-Neuter-Release (TNR) program for feral and community cats; implementing a Pet Foster program and Adoption Ambassadors program; applying for and being awarded a variety of grants (ASPCA, Petco Foundation and the State of California), implementing a Senior Citizen & Military Pet Adoption discount offered daily, and increasing the number of annual special pet adoption events including the very popular “Five-Dollar Fridays” for felines.

2016 Shelter Operations highlights include:

- Construction of the Healthy Dog Intake area was completed and became operational in January 2016 (Project funded in part by the ASPCA).
- In January 2016 the City Council approved appropriations to fund the City’s first Animal Rescue Coordinator position; In March the Animal Rescue Coordinator was hired.
- The Animal Rescue Coordinator helped facilitate the rescue of 1,268 pets, added 47 new Animal Rescue Group Partners, transported 220 dogs to the groomer, highlighted and transferred 45 pets with special medical needs to our Rescue Group Partners, assisted in the temperament testing for 230 dogs, and initiated a transport program for adoptable pets with the ASPCA.
- Petco Foundation awarded the City \$25,000 in May to fund the Trap-Neuter-Release (TNR) Program for cats; since inception in October 2015 through December 31, 2016, the TNR Program has saved the lives of 602 feral & community cats.
- 259 Free Spay-Neuter vouchers were provided to resident pet owners during May & June (191 for dogs & 68 for cats - funded by the CA Municipal Spay-Neuter Grant).
- 4,686 animals had positive outcomes during 2016 (adopted, rescued, transferred, reclaimed by owner, relocated & TNR).
- A 53% overall reduction in euthanasia for all animal species was achieved as compared to calendar year 2015 (1,561 v. 3,320); cats dropped by 52% (1,145 v. 2,368), dogs dropped by 60% (328 v. 818), and all others by 34% (88 v. 134).
- 21 Pet Adoption Events were held at the Animal Shelter offering significant adoption discounts.

- 5 Low Cost Rabies vaccination & Microchip clinics were held; 384 pets were vaccinated & 222 pets received HomeAgain microchips at the reduced fee of \$10 per chip, including lifetime registration.

2016 Field Operations highlights include:

- Animal Control Officers responded to 15,716 service calls.
- Animal Control Officers provided 24/7 coverage throughout the year providing response to after-hours high priority service requests.
- The Animal License Inspector canvassed 19,027 residences informing residents of responsible pet ownership and ensuring compliance that dogs are vaccinated against rabies and have current licenses.
- Animal Control Officers participated in the Annual Safety Fair with Police, Fire and other agencies in April.
- Animal Control Officer Ashleigh Renz was recognized as City Employee of the Quarter, 1<sup>st</sup> Quarter 2016 for her ongoing efforts of helping abused and neglected animals and assisting residents with their animal care and control concerns.

2016 Community Outreach and other noteworthy factors include:

- As a community partner, Amazon's Fulfillment Center Employees volunteered their time in October to help paint the Animal Shelter's main kennel area.
- Volunteer Kelly Vela, a professional photographer, along with several assistants photographed 651 animals during 2016 in which 621 or 95% of these pets had positive outcomes.
- The Inland Empire Alliance for Animals photographed 431 pets during 2016 in which 415 or 96% of these pets had positive outcomes.
- 303 dogs were professionally groomed and 300 or 99% had positive outcomes.
- Partnered with MVUSD's WorkAbility Program providing 4 high school students, prior to their graduation, an opportunity to gain valuable work experience performing a variety of duties at the Animal Shelter.

2017 Challenges and moving forward:

- Identify funding options for enrichment opportunities for impounded canines. A play group area designed to allow canines to interact in a large outside secured area will benefit these pets in addition to providing potential adopters an outside "meet & greet" area to interact with these pets.
- Identify grant opportunities for animal enrichment programs and programs that assist residents and their pets.
- Increase public education opportunities for community groups.
- Identify opportunities that continue to increase the live release rate of healthy and adoptable animals.

**STRATEGIC PLAN**

Objective 2.11: *Protect people and property against animal related injury and nuisance through enforcement of local and state animal welfare laws and ordinances.*

Initiative 2.11.2 & 2.11.3 have a target completion within the first six months since Momentum MoVal was adopted.

Initiative 2.11.2: Complete routine service requests within 24 hours - Animal Services Division staff implemented a revised call prioritization procedure that provides Animal Control Officers direct control over routing service calls in their assigned geographical areas. Incoming service calls are dispatched to area officers as soon as possible rather than calls remaining in the dispatcher's queue. This has reduced the number of low priority service calls to rollover to the next day as well as improves response efficiencies.

Initiative 2.11.3: Reduce dog bites by 5% through pro-active patrols - The table below illustrates the number of reported dog bites in the community over the past 5 calendar years. The objective is to reduce the number of dog bites 5% annually. To reach that goal Animal Control Officers have been conducting proactive patrols in areas of the City with a high number of reported stray dogs roaming as well as patrolling parks and areas in close proximity to schools.

<b>Category of Dog Bites</b>	<b>2011</b>	<b>2012</b>	<b>2013</b>	<b>2014</b>	<b>2015</b>
Vaccinated & Licensed	46	43	30	32	52
Vaccinated only, Not Licensed	5	14	14	11	10
Neither Licensed nor Vaccinated, but Owned	142	130	125	120	135
Stray – Unowned – Unknown License/Vacs status	38	50	44	61	47
<b>Total</b>	<b>231</b>	<b>237</b>	<b>213</b>	<b>224</b>	<b>244</b>

#### 2016 Bites

<b>Category of Dog Bites</b>	<b>2016</b>
Vaccinated & Licensed	41
Vaccinated only, Not Licensed	15
Neither Licensed nor Vaccinated, but Owned	100
Stray – Unowned – Unknown License/Vacs status	47
<b>Total</b>	<b>203</b>

2016 reduction compared to 2015: **16.8%**

### **ALTERNATIVES**

Alternative 1: Receive and file the Administrative Services Department's update on the

Moreno Valley Animal Shelter's activities during 2016. *Staff recommends this alternative as accountability and the reporting of progress in the Animal Services Division.*

Alternative 2: Do not receive and file the Administrative Services Department's update on the Moreno Valley Animal Shelter's activities during 2016. *Staff does not recommend this alternative.*

### **FISCAL IMPACT**

None.

### **NOTIFICATION**

None.

### **PREPARATION OF STAFF REPORT**

Prepared By:  
Steve Fries  
Animal Services Division Manager

Department Head Approval:  
Terrie Stevens  
Administrative Services Director

### **CITY COUNCIL GOALS**

**Public Safety.** Provide a safe and secure environment for people and property in the community, control the number and severity of fire and hazardous material incidents, and provide protection for citizens who live, work and visit the City of Moreno Valley.

**Positive Environment.** Create a positive environment for the development of Moreno Valley's future.

### **CITY COUNCIL STRATEGIC PRIORITIES**

1. Economic Development
2. Public Safety
3. Library
4. Infrastructure
5. Beautification, Community Engagement, and Quality of Life
6. Youth Programs

Objective 2.11: Protect people and property against animal related injury and nuisance through enforcement of local and state animal welfare laws and ordinances.

### **ATTACHMENTS**

None

**APPROVALS**

Budget Officer Approval	<u>✓ Approved</u>	1/12/17 9:45 AM
City Attorney Approval	<u>✓ Approved</u>	1/12/17 9:28 AM
City Manager Approval	<u>✓ Approved</u>	1/17/17 10:18 AM