

MINUTES
CITY COUNCIL REGULAR MEETING OF THE CITY OF MORENO VALLEY
June 4, 2019

CALL TO ORDER - 5:30 PM

SPECIAL PRESENTATIONS

1. Business Spotlights
 - a) O'Reilly Auto Parts
 - b) Zapata's Mexican Restaurant

**MINUTES
JOINT MEETING OF THE
CITY COUNCIL OF THE CITY OF MORENO VALLEY
MORENO VALLEY COMMUNITY SERVICES DISTRICT
CITY AS SUCCESSOR AGENCY FOR THE
COMMUNITY REDEVELOPMENT AGENCY OF THE
CITY OF MORENO VALLEY
MORENO VALLEY HOUSING AUTHORITY
BOARD OF LIBRARY TRUSTEES**

**REGULAR MEETING – 6:00 PM
June 4, 2019**

CALL TO ORDER

The Joint Meeting of the City Council, Community Services District, City as Successor Agency for the Community Redevelopment Agency of the City of Moreno Valley, Moreno Valley Housing Authority, Moreno Valley Public Financing Authority and the Board of Library Trustees was called to order at 6:00 p.m. by Mayor Gutierrez in the Council Chamber located at 14177 Frederick Street.

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

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Frank Wright.

INVOCATION

Pastor Melvin Thomas, Praise and Worship Center

ROLL CALL

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

INTRODUCTIONS

Staff:	Pat Jacquez-Nares	City Clerk
	Zoila Luna	Administrative Assistant
	Marshall Eyerman	Chief Financial Officer/City Treasurer
	Martin Koczanowicz	City Attorney

Tom DeSantis	City Manager
Allen Brock	Assistant City Manager
Mike Lee	Economic Development Director
Rick Sandzimier	Community Development Director
Michael Koehler	Lt. Administration/Division Commander
Kathleen Sanchez	Human Resources Director
Patti Solano	Parks and Community Services Director
Michael Wolfe	Public Works Director/City Engineer

JOINT CONSENT CALENDARS (SECTIONS A-E)

Mayor Gutierrez announced that Item No. A.16 was removed from the agenda at the request of City Manager DeSantis. Council Member Marquez requested that Item Nos. A.9 and A.22 be removed for a separate vote. Mayor Gutierrez opened the Consent Agenda items for public comments, which was received from Bob Palomarez (Supports Item No. A.4). Mayor Gutierrez announced that he, along with Council Member Thornton recused themselves from Item No. A.15. due to property ownership and Council Member Marquez recused himself from Item No. B.3 for the same reason.

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

A. CONSENT CALENDAR-CITY COUNCIL

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

Recommendation: Waive reading of all Ordinances.

- A.2. City Council - Regular Meeting - May 21, 2019 6:00 PM

Recommendation: Approve as submitted.

- A.3. REQUEST FOR MAYOR'S ATTENDANCE TO THE NORTH AMERICAN MAYOR'S SUMMIT (Report of: City Clerk)

Recommendation: That the City Council:

- 1. Approval of Mayor's international attendance to the North American Mayor's Summit, on June 6 – 8, 2019 and the associated costs not to exceed \$4,000.

A.4. REQUEST TO PURCHASE GUNSHOT DETECTION TECHNOLOGY WITH ASSET FORFEITURE FUNDS (AGMT. NO. 2019-319) (Report of: Police Department)

Council Member Cabrera remarked that the City is one of the first to utilize this emerging technology.

Recommendations:

1. Authorize the police department to enter into a one-year service agreement with V5 Systems to test the usefulness of gunshot detection technology within the city of Moreno Valley at a location to be determined.
2. Authorize a budget adjustment of \$17,000 to the General Fund (1010) Asset Forfeiture revenue account and Police Department expenditure account.

A.5. APPROVE AMENDMENTS TO MULTIPLE CITY POLICIES (Report of: Financial & Management Services)

Recommendations:

1. Amend Policy No. 2.06, Park Naming Policy
2. Amend Policy No. 3.05, Donations
3. Amend Policy No. 4.02, City Council Vehicle Policy
4. Amend Policy No. 5.14, Management Contracts

A.6. Moreno Valley College Memorandum of Understanding - MoVal Learns - Mayor's Challenge (AGMT. NO. 2019-320) (Report of: Economic Development)

Council Member Cabrera expressed the importance of this item.

Recommendation:

1. That the City Council approve the Memorandum of Understanding (MOU) between the City of Moreno Valley and Moreno Valley College to implement the MoVal Learns program.

A.7. THIRD AMENDMENT TO THE AGREEMENT FOR ON-CALL CONSTRUCTION INSPECTION SERVICES WITH INTERWEST CONSULTING GROUP (AGMT. NO. 2018-25-03) (Report of: Public Works)

Recommendations:

1. Approve the Third Amendment to the On-Call Professional Consultant Services for Construction Inspection Services with Interwest Consulting Group;
2. Authorize the City Manager to execute the Third Amendment with Interwest Consulting Group, which includes executing subsequent Amendments or Extensions to the Agreement, and the authority to authorize associated purchase orders in accordance with the terms of the Agreement, subject to the approval of the City Attorney; and
3. Authorize the issuance of a change order to Purchase Order with Interwest Consulting Group from a not-to-exceed amount of \$215,000.00 to a not-to-exceed amount of \$315,000.00 (an increase of \$100,000.00 for additional inspection services).

A.8. TR 24203 – REQUEST FOR TIME EXTENSION FOR FULL ROAD CLOSURE OF LAWLESS ROAD FROM PIGEON PASS ROAD TO SHADOW MOUNTAIN DRIVE WITH A REOPEN DATE ON AUGUST 6, 2019. DEVELOPER – KB HOME COASTAL, INC. (Report of: Public Works)

Recommendations:

1. Approve the request for time extension for the existing full road closure of Lawless Road from Pigeon Pass Road to Shadow Mountain Drive for the reconstruction of Lawless Road with a reopen date on August 6, 2019.
2. Authorize the Public Works Director/City Engineer to approve a one-time extension, if needed, of the road closure for a period not to exceed 14 calendar days.

A.9. ITEM NO. A.9. WAS REMOVED FOR SEPARATE ACTION BY COUNCIL MEMBER MARQUEZ AND MOVED TO ITEM NO. H.2.

A.10. APPROVAL TO USE ASSET FORFEITURE FUNDS TO PURCHASE AN UNMANNED AIRCRAFT SYSTEM IN FY 2019-20 (Report of: Police Department)

Council Member Cabrera conveyed his support for this purchase and for the procurement of additional innovative technology.

Recommendations:

1. Authorize the police department to purchase one new DJI Mavic 2 Enterprise unmanned aircraft system/vehicle (UAS/UAV) to utilize in the Moreno Valley Police Traffic Bureau for collision reconstruction and documentation. The total cost for the UAV is \$3,177.55. (UAV \$2,949.00 plus \$228.55 tax.)
 2. Authorize the Police Department to purchase four Mavic 2 Enterprise Intelligent Flight Batteries for \$599.09 (\$556 for batteries, plus \$43.09 sales tax).
 3. Authorize the Police Department to purchase one CrystalSky Ultra Bright UAV camera viewing tablet for \$1,049.63 (\$974.130 plus \$75.50 sales tax).
 4. Authorize the Police Department to purchase UAV support equipment including a Lume Cube DJI Mavic 2 lighting kit, Mavic II Enterprise Fly More Kit, a DJI Battery Charging Hub, an Fstop Labs Parallel battery charger, a DJI Mavic protector case and four 256gb SanDisk micro SD storage cards for \$1,103.30 (\$1,023.94 plus \$73.36 tax.)
 5. Authorize a budget adjustment of \$6,480 (\$5,503.07 equipment, \$426.50 tax and \$550.30 estimated shipping) to the General Fund (1010) Police Asset Forfeiture revenue and expenditure accounts.
- A.11. AWARD A FOUR YEAR CONTRACT TO STENO SOLUTIONS TRANSCRIPTION SERVICES FOR \$40,000 PER FISCAL YEAR, FOR AN AMOUNT NOT TO EXCEED \$160,000 FOR LIFE OF CONTRACT (AGMT. NO. 2019-306) (Report of: Police Department)

For the public's enlightenment, Council Member Marquez requested information regarding the structure of the contract.

City Manager DeSantis stated that the City has the option to nullify the contract should the provider fail to perform.

Recommendations:

1. Approve and award a four year contract for an amount not to exceed \$160,000 to Steno Solutions Transcription Services Inc. to provide transcription of dictation formatted as a MS Word document for the Moreno Valley Police Department from FY19/20 through FY22/23.
2. Authorize the Moreno Valley Police Department to execute a Purchase Order to Steno Solutions Transcription Services Inc. for \$40,000 per fiscal year, from General Fund Account No. 1010-60-65-40010-625099.

- A.12. AWARD A FOUR YEAR CONTRACT TO AMERICAN FORENSIC NURSES FOR \$40,000 PER FISCAL YEAR, FOR AN AMOUNT NOT TO EXCEED \$160,000 FOR LIFE OF CONTRACT (AGMT. NO. 2019-321) (Report of: Police Department)

Recommendations:

1. Approve and award a four year contract for an amount not to exceed \$160,000 to American Forensic Nurses for blood draw, biological evidence and urine collection services for the Moreno Valley Police Department from FY19/20 through FY22/23.
2. Authorize the Moreno Valley Police Department to execute a Purchase Order to American Forensic Nurses for \$40,000 per fiscal year, from General Fund Account No. 1010-60-65-40010-625099.

- A.13. AWARD A FOUR YEAR CONTRACT TO BIO-TOX LABORATORIES FOR \$100,000 PER FISCAL YEAR, FOR AN AMOUNT NOT TO EXCEED \$400,000 FOR LIFE OF CONTRACT (AGMT. NO. 2019-307) (Report of: Police Department)

Recommendations:

1. Approve and award a four year contract for an amount not to exceed \$400,000 to Bio-Tox Laboratories to conduct toxicology testing for the Moreno Valley Police Department from FY19/20 through FY22/23.
2. Authorize the Moreno Valley Police Department to execute a Purchase Order to Bio-Tox Laboratories for \$100,000 per fiscal year, from General Fund Account No. 1010-60-65-40010-625099.

- A.14. APPROVE A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY TO AMEND THE ELECTRIC RATES AND RULES FOR MORENO VALLEY UTILITY (MVU) (RESO. NO. 2019-37) (Report of: Financial & Management Services)

Recommendation:

1. Approve Resolution No. 2019-37. A Resolution of the City Council of the City of Moreno Valley, California, to Amend the Electric Rates and Rules for Moreno Valley Utility (MVU).

- A.15. AUTHORIZATION TO AWARD CONSTRUCTION CONTRACT TO AMERICAN ASPHALT SOUTH, INC. FOR PAVEMENT REHABILITATION FOR VARIOUS LOCAL STREETS (CDBG FISCAL YEAR 2018-19)-PROJECT NO. 801 0082 (AGMT. NO. 2019-322) (Report of: Public Works)

Council Member Cabrera pointed out that the item is for added road repair.

Recommendations:

1. Award a construction contract to American Asphalt South, Inc., 14436 Santa Ana Avenue, Fontana, CA 92337, for the Pavement Rehabilitation for Various Local Streets (CDBG Fiscal Year 2018-19) Project and authorize the City Manager to execute a contract with American Asphalt South, Inc. in substantial conformance with the attached contract in the amount of \$475,663.50;
2. Authorizes the issuance of a Purchase Order for American Asphalt South, Inc. in the amount of \$547,013.00 (\$475,663.50 bid amount plus 15% contingency) when the contract has been signed by all parties; and
3. Authorize the Public Works Director/City Engineer to execute any subsequent related change orders to the contract, but not exceeding the total contingency of \$71,349.50 subject to the approval of the City Attorney.

- A.16. ITEM NO. A.16 WAS WITHDRAWN BY CITY MANAGER DESANTIS Approve a Professional Services Agreement with Robert E. Cendejas and Associates, Inc. for economic development and sales tax consulting services. (Report of: Financial & Management Services)

Recommendations:

1. Approve the Professional Services Agreement with Robert E. Cendejas and Associates, Inc. for economic development and sales tax consulting services.
2. Authorize the City Manager to execute the Agreement.

- A.17. AUTHORIZATION TO AWARD CONTRACT FOR ARMORED CAR SERVICES (AGMT. NO. 2019-323) (Report of: Financial & Management Services)

Recommendations:

1. That the City Council authorize the awarding of the contract for armored car services to Garda CL West Inc.
2. That the City Council authorize the City Manager to sign the contract and any future amendments pending the final review and approval by the City Attorney's Office.

A.18. WASTE MANAGEMENT FY 2019/20 RATE ADJUSTMENT (Report of: Public Works)

Recommendation:

1. Approve the request by Waste Management, Inc. ("Waste Management") to increase solid waste rates in FY2019/20 to include a new fee for Recycling Material Offset (RMO) Costs in the amount of \$0.31 per month, per residential account.

A.19. AUTHORIZATION TO PURCHASE A 101' AERIAL LADDER FIRE APPARATUS (Report of: Fire Department)

Recommendations:

1. Authorize the purchase of a 101' Aerial Ladder Fire Apparatus and related emergency equipment for a not to exceed amount of \$1,307,912 from General Fund Account No. 1010-40-45-30110-660322.
2. Authorize the Moreno Valley Fire Department to execute a Purchase Order for a 101' Aerial Ladder Fire Apparatus from Kovatch Mobile Equipment, dba KME Fire Apparatus, the vendor awarded through a competitive bid process conducted by Riverside County Central Purchasing Department.

A.20. LIST OF PERSONNEL CHANGES (Report of: Human Resources)

Recommendation:

1. Ratify the list of personnel changes as described.

A.21. AWARD OF AN ON-SITE AND/OR PROFESSIONAL SERVICES AGREEMENT FOR IRRIGATION PUMP MAINTENANCE (AGREEMENT NO. 2019-324) (CITY COUNCIL AND CSD BOARD) (AGMT. NO. 2019-324) (Report of: Public Works)

Recommendations:

1. Approve the Agreement for On-Site and/or Professional Services for Irrigation Pump Maintenance ("Agreement") with Eagle Pump Services, Inc., 12403 Central Ave. #428, Chino, CA 91710, and waive any and all minor irregularities, to provide irrigation pump maintenance services within landscape maintenance districts for a total contract amount not-to-exceed \$213,500.
2. Authorize the City Manager to execute the Agreement with Eagle Pump Services, Inc. and authorize the Public Works Director/City

Engineer to execute subsequent amendments to the Agreement, in accordance with its terms, subject to the approval of the City Attorney and provided sufficient funding appropriations and program approvals have been granted by the City Council.

- A.22. ITEM NO. A.22. WAS REMOVED FOR SEPARATE ACTION BY COUNCIL MEMBER MARQUEZ AND MOVED TO ITEM NO. H.1.

B. CONSENT CALENDAR-COMMUNITY SERVICES DISTRICT

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

Recommendation: Waive reading of all Ordinances.

- B.2. MINUTES - REGULAR MEETING OF MAY 21, 2019 6:00 PM (See A.2)

Recommendation: Approve as submitted.

- B.3. APPROVAL OF THE MAXIMUM AND APPLIED SPECIAL TAXES FOR COMMUNITY FACILITIES DISTRICT NO. 1 FOR FISCAL YEAR 2019/20 (RESO. NO. CSD 2019-18) (Report of: Public Works)

Recommendations:

1. Acting in its capacity as the Board of Directors for the CSD and as the legislative body of Community Facilities District No. 1, adopt Resolution No. CSD 2019-18, a Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Approving the Community Facilities District No. 1 Maximum and Applied Special Tax Rates for Fiscal Year 2019/20, and Calculation Thereof.
2. Authorize the Chief Financial Officer to adjust the proposed special tax rates in the event there are any parcel changes, clerical errors, or other adjustments as may be necessary between the date the special taxes were calculated and the date the fixed charges are submitted to the County of Riverside, provided the applied special tax does not exceed the maximum special tax and is in compliance with the Rate and Method of Apportionment of Special Tax for the district.

C. CONSENT CALENDAR - HOUSING AUTHORITY

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

Recommendation: Waive reading of all Ordinances.

C.2. MINUTES - REGULAR MEETING OF MAY 21, 2019 6:00 PM (See A.2)

Recommendation: Approve as submitted.

D. CONSENT CALENDAR - BOARD OF LIBRARY TRUSTEES

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

Recommendation: Waive reading of all Ordinances.

D.2. MINUTES - REGULAR MEETING OF MAY 21, 2019 6:00 PM (See A.2)

Recommendation: Approve as submitted.

E. CONSENT CALENDAR - PUBLIC FINANCING AUTHORITY

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

Recommendation: Waive reading of all Ordinances.

E.2. MINUTES - REGULAR MEETING OF MAY 21, 2019 6:00 PM (See A.2)

Recommendation: Approve as submitted.

H. ITEMS REMOVED FROM CONSENT CALENDARS FOR DISCUSSION OR SEPARATE ACTION

H.1. ORDINANCE ESTABLISHING A MAYORAL STIPEND (ORD. NO. 955)
(Report of: City Attorney)

City Attorney Koczanowicz provided the staff report.

Recommendations:

1. Introduce and conduct the first reading by title only of an Ordinance amending Municipal Code Chapter 2.04, to provide for a Mayoral Stipend.
2. Authorize a budget adjustment of \$7,200 as shown in the Financial Impact section of this report.

Scott Heveran, and David Zeitz oppose Item No. H.1.

Frank Wright, Michael Sotomayor, Julio Flores, Omar Cobian, Sandra Murphy, Roy Bleckert, Bob Palomarez and Louise Palomarez support Item No. H.1.

Council Member Cabrera communicated that the stipend is justified by the fact that the Mayoral position is now directly elected.

Council Member Marquez commented that none of the recent campaigns of the Council Members included a caveat that the candidate would seek added compensation. Expressed his belief that the City Council members are already overpaid and his altruistic motives for serving on the City Council.

Council Member Thornton indicated her conservative fiscal policy, but explained that Mayors of similar sized cities are earning more. She explained that Mayor Gutierrez's duties for the City have increased and his pay should be commensurate. She referenced an article that claimed higher pay will result in more diverse representation.

Mayor Pro Tem Baca conveyed her support for the item as she is aware of the amount of work Mayor Gutierrez performs on behalf of the City. She refuted the comments made by the speakers who are against the item and accused them of being uninformed, as they don't attend events or the City Council meetings.

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

H.2. Ordinance Amending City Council Compensation (ORD. NO. 956) (Report of: City Attorney)

City Attorney Koczanowicz provided the staff report.

Council Member Marquez reiterated his position that the Council Members shouldn't expect increased compensation and should instead focus on serving the community.

Council Member Cabrera announced that he forwent working full-time on his business to serve on the City Council and asked if the excess funds could be deposited to a discretionary account, once the increase goes into effect.

Council Member Thornton remarked that there is a need for diversity in government, as minorities at times do not run for office because they are unable to subsist on the pay.

Recommendation:

1. Introduce Ordinance No. 956 amending City Council compensation by title only, conduct first reading and schedule the second reading and adoption for the next regularly scheduled Council meeting.

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

F. PUBLIC HEARINGS

- F.1. PUBLIC HEARING ESTABLISHING APPROPRIATIONS (“GANN”) LIMIT FOR FISCAL YEAR 2019/20 (RESO. NOS. 2019-38 AND CSD 2019-19) (Report of: Financial & Management Services)

Chief Financial Officer/City Treasurer Eyerman provided the report.

Mayor Gutierrez opened the Public Hearing at 6:49 p.m.

There being no comments in support or opposition, Mayor Gutierrez closed the Public Hearing at 6:49 p.m.

Recommendations: That the City Council and CSD:

1. Conduct a Public Hearing to receive public comments on the City of Moreno Valley General Fund appropriations limit for Fiscal Year 2019/20.
2. Adopt Resolution No. 2019-38, a resolution of the City Council of the City of Moreno Valley, California, establishing the appropriations limit for Fiscal Year 2019/20.
3. Conduct a Public Hearing to receive public comments on the Moreno Valley Community Services District’s appropriations limit for Fiscal Year 2019/20.

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

F.2. PUBLIC HEARING FOR DELINQUENT SOLID WASTE ACCOUNTS (Report of: Public Works)

Public Works Director/City Engineer Wolfe provided the report.

Council Member Marquez asked whether accounts that remain delinquent will continue to receive service.

Public Works Director/City Engineer Wolfe replied in the affirmative.

Mayor Gutierrez opened the Public Hearing at 6:52 p.m.

There being no comments in support or opposition, Mayor Gutierrez closed the Public Hearing at 6:52 p.m.

Recommendations: That the City Council:

1. Conduct the Public Hearing and accept public testimony regarding Calendar Year (CY) 2018 delinquent solid waste accounts to be applied to the Fiscal Year (FY) 2019/20 County of Riverside property tax roll for collection;
2. Approve the Solid Waste Delinquency Report from Waste Management, Inc. (Waste Management) listing the CY 2018 delinquent solid waste accounts for placement on the FY 2019/20 County of Riverside property tax roll for collection; and
3. Direct the City Clerk to file the Solid Waste Delinquency Report with the County of Riverside Auditor-Controller.

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

F.4. PUBLIC HEARING FOR DELINQUENT NUISANCE ABATEMENT (RESO. NO. 2019-40) (Report of: Fire Department)

Fire Chief Ahmad provided the report.

Mayor Gutierrez opened the Public Hearing at 6:54 p.m.

There being no comments in support or opposition, Mayor Gutierrez closed the Public Hearing at 6:54 p.m.

Recommendations:

1. Conduct a public hearing and accept public testimony on delinquent nuisance abatement account.
2. Adopt Resolution No. 2019-40. A Resolution of the City Council of the City of Moreno Valley, California, Confirming Statements of Costs against Real Property located in the City of Moreno Valley, for Abatements of Public Nuisances and Direction that Said Statement of Costs Constitute a Lien upon Said Properties.
3. Approve placing the submitted Property Assessment List of delinquent nuisance abatement accounts on the Fiscal Year (FY) 2019/2020 Riverside County property tax roll for collection.
4. Direct the City Clerk to file with the Riverside County Tax Assessor's office a certified copy of Resolution No. 2019-40 and the Property Assessment List as required by Section 6.04.120 of the City of Moreno Valley Municipal Code.

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

F.1. PUBLIC HEARING ESTABLISHING APPROPRIATIONS ("GANN") LIMIT FOR FISCAL YEAR 2019/20 (RESO. NOS. 2019-38 AND CSD 2019-19) (Report of: Financial & Management Services)

4. Adopt Resolution No. CSD 2019-19, a resolution of the Moreno Valley Community Services District establishing the appropriations limit for Fiscal Year 2019/20

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

F.3. PUBLIC HEARING AND ADOPTION OF THE CAPITAL IMPROVEMENT PLAN FOR FISCAL YEARS 2019/20 & 2020/21 (RESO. NOS. 2019-39, HA 2019-02, AND CSD 2019-20) (Report of: Public Works)

Public Works Director/City Engineer Wolfe provided the report.

Mayor Gutierrez opened the Public Hearing at 7:01 p.m.

There being no comments in support or opposition, Mayor Gutierrez closed the Public Hearing at 7:01 p.m.

Council Member Cabrera thanked Public Works Director/City Engineer Wolfe for mentioning the new satellite library in his report and expressed his desire for the bridge over Indian St. to only allow access for emergency vehicles.

Recommend that the City Council:

1. Conduct a Public Hearing to Approve and Adopt Resolution No. 2019-39. approving the Capital Improvement Plan for FYs 2019/20 & 2020/21;
2. Following the adoption of the Capital Improvement Plan (CIP), authorize the Public Works Director to make any minor adjustments in order to finalize the adopted CIP for public distribution;
3. Authorize the Chief Financial Officer to consolidate the approved CIP Budget with the approved and adopted City Operating Budget for FY 2019/20 and FY 2020/21;

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

Recommend that the Housing Authority Board of Directors:

1. Acting in its capacity as the Board of Directors of the Moreno Valley Housing Authority of the City of Moreno Valley, conduct a Public Hearing to Approve and Adopt Resolution No. HA 2019-02, a Resolution of the Moreno Valley Housing Authority of the City of Moreno Valley, California, adopting the Capital Improvement Plan for FYs 2019/20 & 2020/21.

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

Recommend that the Community Services District Board of Directors:

1. Acting in its capacity as the Board of Directors of the Community Services District of the City of Moreno Valley, conduct a Public Hearing to Approve and Adopt Resolution No. CSD 2019-20, a Resolution of

the Community Services District of the City of Moreno Valley, California, adopting the Capital Improvement Plan for FYs 2019/20 & 2020/21; and

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

F.4. ITEM NO. F.4. WAS HEARD AFTER ITEM NO. F.2.

F.5. PUBLIC HEARING TO CONFIRM DIAGRAMS AND ASSESSMENTS FOR LANDSCAPE MAINTENANCE DISTRICT NO. 2014-02 FOR FISCAL YEAR 2019/20 (RESO. NO. CSD 2019-21) (Report of: Public Works)

Mayor Gutierrez and Council Member Marquez left the Council Chamber at 7:05 p.m. due to conflicts of interest.

Public Works Director/City Engineer Wolfe provided the report.

Mayor Pro Tem Baca opened the Public Hearing at 7:06 p.m.

There being no comments in support or opposition, Mayor Pro Tem Baca closed the Public Hearing at 7:06 p.m.

Recommendations: That the CSD:

1. Conduct the Public Hearing on the proposed levy of real property assessments for Moreno Valley Community Services District Landscape Maintenance District No. 2014-02.
2. Adopt Resolution No. CSD 2019-21, a Resolution of the Board for the Moreno Valley Community Services District of the City of Moreno Valley, California, Ordering that Costs for Certain Improvements Shall Be Raised Through Installments Over a Period of Years and Confirming Diagrams and Assessments for Fiscal Year 2019/20 in Connection with Moreno Valley Community Services District Landscape Maintenance District No. 2014-02.
3. Authorize the Chief Financial Officer to adjust the proposed assessments in the event there are any parcel changes, clerical errors, or other adjustments as may be necessary between the date the assessments were calculated and the date the fixed charges are submitted to the County of Riverside, provided the applied assessments do not exceed the maximum assessments and are in compliance with the formation documents for the district.

RESULT: APPROVED [3 TO 0]
MOVER: Dr. Carla J. Thornton, Council Member
SECONDER: Ulises Cabrera, Council Member
AYES: Victoria Baca, Ulises Cabrera, Dr. Carla J. Thornton
RECUSED: Dr. Yxstian A. Gutierrez, David Marquez

Mayor Gutierrez and Council Member Marquez returned to the Council Chamber at 7:06 p.m.

G. GENERAL BUSINESS

G.1. FISCAL YEAR 2018/19 THIRD QUARTER BUDGET REVIEW AND APPROVAL OF THE FISCAL YEAR 2018/19 THIRD QUARTER BUDGET AMENDMENTS (RESO. NOS. 2019-41 AND CSD 2019-22) (Report of: Financial & Management Services)

Chief Financial Officer/City Treasurer Eyerman provided the report.

Council Member Marquez thanked Chief Financial Officer/City Treasurer Eyerman for locating additional funds for street improvements.

Recommendations: That the City Council:

1. Receive and file the Fiscal Year 2018/19 Third Quarter Budget Review. (Attachment 1)
2. Adopt Resolution No. 2019-41. A resolution of the City Council of the City of Moreno Valley, California, adopting the revised operating and capital budgets for Fiscal Year (FY) 2018/19.

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

Recommendation: That the CSD:

1. Adopt Resolution No. CSD 2019-22. A resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, adopting the revised operating and capital budget for FY 2018/19.

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

G.2. PARTICIPATION IN A PEER REVIEW STUDY REGARDING POTENTIAL CREATION OF A POLICE SERVICES JOINT POWERS AUTHORITY (AGMT. NO. 2019-325) (Report of: City Manager)

Assistant City Manager Brock provided the report.

Council Member Marquez inquired as to the number of cities, which have withdrawn their participation.

Assistant City Manager Brock stated that three cities have opted out.

Recommendations: That the City Council:

1. Approve the City's participation in a Peer Review study to verify the feasibility of the Matrix study regarding potential creation of a Police Services Joint Powers Authority to serve several cities that currently contract with the Riverside County Sheriff's Department.
2. Authorize the City Manager to enter into a participation/cost sharing agreement with other participating cities.
3. Authorize a General Fund expenditure not to exceed \$15,000.

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

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

Scott Heveran

1. Praised Council Member Cabrera for endorsing the gunshot detection technology and suggested that it be employed to identify illegal fireworks.
2. Concurred with Council Member Thornton's statement on obtaining a diverse City Council but disagreed with the method.
3. Objected to Mayor Pro Tem Baca's statement regarding his attendance at events as his free time is limited due to his employment.

David Zeitz

1. Proposed that the consultant contract for economic development be awarded to a Moreno Valley resident.
2. Refuted Mayor Pro Tem Baca's statement questioning resident's absences from City events as his two jobs prevent him from attending.

Roy Bleckert

1. Agreed with Council Member Thornton's assertion that increased compensation will attract a more diverse group to run for City Council.
2. Recommended that the City consider changing from a General Law City to a Charter City.
3. Called for an update to the General Plan.

Bob Palomarez

1. Conveyed his support for the increased City Council compensation.
2. Criticized Council Member Marquez.

Louise Palomarez

1. Supports increased compensation for the City Council members.

I.REPORTS

I.1.CITY COUNCIL REPORTS

(Informational Oral Presentation - not for Council action)

March Joint Powers Commission (JPC) - None

Riverside County Habitat Conservation Agency (RCHCA) - None

Riverside County Transportation Commission (RCTC) - Mayor Pro Tem Baca

Mayor Pro Tem Baca reported the following:

The State Route 60 Truck Lanes project through the Badlands will begin June 10. The public is invited to attend open houses to learn what to expect during construction. The open houses will take place on June 5 in Beaumont and June 12 here in Moreno Valley. Please visit RCTC.org for further details.

Riverside Transit Agency (RTA) - Council Member Marquez

Council Member Marquez reported the following:

On July 1, RTA will implement its first fare increase in over a decade. General fare will increase to \$1.75 while seniors, disabled, and veteran customers will ride for 75 cents. The fare increase is required to maintain existing service levels. Please visit RiversideTransit.com for more information.

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

Mayor Pro Tem Baca reported the following:

Items covered at the WRCOG Executive Committee meeting on June 3, 2019 include:

- The Executive Committee took action to approve Phase II of a sub-regional innovation center called "Experience." The purpose of the center is to provide a sustainability demonstration center, innovation hub, and business incubator.
- WRCOG is updating and expanding the 2014 sub-regional Climate Action Strategy to include all 18-member cities and the County. The updated strategy will identify new opportunities to reduce greenhouse gas emissions and comply with State mandates and will be partially funded through a grant from Caltrans.
- The Executive Committee approved an adjustment to the TUMF fee calculation that applies to high-cube warehouses that pull building permits after June 3, 2019.

Western Riverside County Regional Conservation Authority (RCA) - Council Member Marquez

Council Member Marquez reported the following:

Items covered at the RCA Board of Directors meeting on June 3, 2019 include:

- A short PowerPoint was presented on the species of the month, which is the Northern Red Diamond Rattlesnake. As rattlesnakes are venomous, and snakes are active in the spring and summer when temperatures are warmer, this is a good time to remind the public to be safe outdoors and exercise care with pets. The presentation clarified that even rattlesnakes have value to the ecosystem as they help control the number of small mammals and lizards. The conservation areas include considerable land areas of at least 338,672 acres of suitable habitat for the rattlesnake.
- Moreno Valley's MSHCP fee collection totaled \$31,560 (15 residential permits) in April 2019.

School District/City Joint Task Force - None

I.2. CITY MANAGER'S REPORT

(Informational Oral Presentation - not for Council action)

City Manager DeSantis addressed comments made by the Public. He introduced new Fire Marshal Paul Villalobos. Thanked the entire City Council for their participation in the Skate Park grand opening.

I.3. CITY ATTORNEY'S REPORT

(Informational Oral Presentation - not for Council action)

City Attorney Koczanowicz reported that five cases have been successfully prosecuted to recover damages caused to various City facilities.

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

Council Member Thornton

1. Advocated for the utilization of the Neighborhood Watch program.
Lieutenant Koehler remarked that the level of participation in the Neighborhood Watch program fluctuates but an active presence is evident throughout the City.

Council Member Marquez

1. Commended staff for their service.
2. Attended a cancer event and indicated his commitment to cancer research as his daughter overcame the disease.
3. In jest, remarked that he'd rather be at the City Council meeting than the Angels baseball game.

Council Member Cabrera

1. Attended the cancer event.
2. Proposed a program to supplement the Dial-A-Ride buses, which subsidizes Lyft rides.
Council Member Marquez mentioned that the Riverside Transit Agency is working on a similar program called The Last Mile.
3. Requested that his colleagues brainstorm to devise ideas to improve Public Safety.
4. Suggested moratoriums on specific types of businesses where the homeless congregate while permanent solutions are identified.
5. Expressed his belief that the Mayor's attendance to the North American Mayor's Conference will result in new program ideas.
6. Recommended that the City Council identify programs that the City's teenagers could participate in during the summer.
7. Announced that the California Complete Count Committee will hold a meeting on June 12, 2019 regarding the 2020 Census.

8. Reminded residents of the upcoming Cops and Clergy meeting on June 10, 2019.
9. Congratulated the graduates of 2019.

Mayor Pro Tem Baca

1. Attended the National Cancer Survivors event.
2. The Skate Park grand opening was well attended and met with great enthusiasm.

Mayor Gutierrez

1. Remarked on the evolution of the Skate Park.
2. Thanked Parks and Community Services Director Solano for securing lighting for the Skate Park.
3. Thanked the City Council for approving the Moval Learns program.
4. Expressed his desire for the Press Enterprise to highlight the positive things occurring in the City.
5. Relayed his excitement for the Capital Improvement Plan.
6. Thanked staff for their hard work.
7. Encouraged the community to stay safe while celebrating the graduations.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Gutierrez adjourned the meeting at 7:52 p.m.

Submitted by:

Pat Jacquez-Nares, CMC & CERA
City Clerk
Secretary, Moreno Valley Community Services District
Secretary, City as Successor Agency for the Community
Redevelopment Agency of the City of Moreno Valley
Secretary, Moreno Valley Housing Authority
Secretary, Board of Library Trustees
Secretary, Public Finance Authority

Approved by:

Dr. Yxstian A. Gutierrez
Mayor
City of Moreno Valley
President, Moreno Valley Community Services District
Chairperson, City as Successor Agency for the Community
Redevelopment Agency of the City of Moreno Valley
Chairperson, Moreno Valley Housing Authority
Chairperson, Board of Library Trustees
Chairperson, Public Financing Authority