

MINUTES
CITY COUNCIL REGULAR MEETING OF THE CITY OF MORENO VALLEY
October 17, 2017

CALL TO ORDER - 5:30 PM

SPECIAL PRESENTATIONS

1. Friends of the Moreno Valley Library Proclamation
2. Officer of the Second Quarter: Kenneth Hoon
3. Medic Squad 6 Presentation

**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
October 17, 2017**

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 6:02 p.m. by Mayor Gutierrez in the Council Chamber located at 14177 Frederick Street.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance was led by Frank Wright.

INVOCATION

Reverend Dr. Steven Overton, Moreno Valley Christian Chapel Foursquare Church

ROLL CALL

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

INTRODUCTIONS

Staff:

Michelle Dawson	City Manager
Martin Koczanowicz	City Attorney
Pat Jacquez-Nares	City Clerk
Thomas M. DeSantis	Assistant City Manager
Michael Lloyd	Interim City Engineer
Kathleen Sanchez	Human Resources Director

Betsy Adams
Mike Lee
Allen Brock
Lt. Tyler Clark
Mark Williams

Interim Parks Director
Economic Development Director
Community Development Director
MVPD
MVFD

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

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

Bob Palomarez

1. AB 890 bill was defeated thanks to Mayor Pro Tem Baca and Mayor Gutierrez.
2. The World Logistics Center is a green project which will bring jobs to the City.

Paul Lovato

1. Prays for the City, the youth and the Council.
2. He is a 37 year resident of Moreno Valley.
3. The City does not need Cannabis and weed dispensaries.

Frank Wright

1. Pleased with the defeat of AB 890 Bill for Moreno Valley to be more productive.
2. Proud to be a member of the City.

Rafael Bruqueras

1. Thankful for prayers for Puerto Rico and his father.
2. AB 890 Bill was defeated thanks to Governor Jerry Brown.

Roy Bleckert

1. Pleased Governor Brown vetoed AB 890 Bill.
2. Thanked Council Members and other elected officials for opposing AB 890 Bill.
3. Requests Council review CEQA Reform.

Christopher Mauldin

1. Pleased with the defeat of AB 890 Bill.
2. Against the public marijuana dispensaries.
3. Receiving old mail from the previous from tenant three years ago and personal mail being delivered is late.

JOINT CONSENT CALENDARS (SECTIONS A-D)

Motion to Approve Joint Consent Calendar Items A.1 through D.3 with the exception of A.12 which was removed from the agenda and A.15 which was pulled for separate discussion by Council Member Giba.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Victoria Baca, Mayor Pro Tem
SECONDER:	Ulises Cabrera, Council Member
AYES:	Cabrera, Gutierrez, Giba, Marquez, Baca

A. CONSENT CALENDAR-CITY COUNCIL

Mayor Gutierrez opened the consent Agenda Items for public comments, which were received from Rafael Brugueras (Supports Item A.13) and Jessica Hedlund (Item A,14).

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

Recommendation: Waive reading of all Ordinances.

- A.2. City Council - Study Session - Mar 14, 2017 6:00 PM

Recommendation: Approve as submitted.

- A.3. City Council - Special Meeting - Mar 14, 2017 6:30 PM

Recommendation: Approve as submitted.

- A.4. City Council - Study Session - Mar 28, 2017 6:00 PM

Recommendation: Approve as submitted.

- A.5. City Council - Special Meeting - Mar 30, 2017 5:30 PM

Recommendation: Approve as submitted.

- A.6. City Council - Study Session - Apr 11, 2017 6:00 PM

Recommendation: Approve as submitted.

- A.7. City Council - Study Session - Jun 13, 2017 6:00 PM

Recommendation: Approve as submitted.

- A.8. City Council - Special Meeting (Ceremonial Swearing-in) - Jun 16, 2017 4:00 PM

Recommendation: Approve as submitted.

A.9. LIST OF PERSONNEL CHANGES (Report of: Human Resources)

Recommendation:

1. Ratify the list of personnel changes as described.

A.10. PURSUANT TO A LANDOWNER PETITION, ANNEX THREE PARCELS INTO COMMUNITY FACILITIES DISTRICT NO. 2014-01 (MAINTENANCE SERVICES) - AS AMENDMENT NO. 24 (Report of: Public Works)

Recommendation:

1. Acting as the legislative body of Community Facilities District No. 2014-01 (Maintenance Services), adopt Resolution No. 2017-53, 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.11. APPROVE PROFESSIONAL SERVICES AGREEMENT WITH LEIDOS ENGINEERING, LLC FOR AN ORGANIZATIONAL ASSESSMENT OF MORENO VALLEY UTILITY (Report of: Financial & Management Services)

Recommendations:

1. Approve the Professional Services Agreement with Leidos Engineering, LLC for an Organizational Assessment of Moreno Valley Utility.
2. Authorize the City Manager to execute the Agreement upon City Attorney review and approval.

A.12. APPROVAL OF POWER PURCHASE AGREEMENT FOR RENEWABLE RESOURCES BETWEEN THE CITY OF MORENO VALLEY (AS BUYER) AND SUSTAINABLE POWER GROUP, LLC (AS SELLER) (Report of: Financial & Management Services)

Recommendations:

1. Approve the Power Purchase Agreement for Renewable Resources between the City of Moreno Valley (as Buyer) and Sustainable Power Group, LLC (as Seller).
2. Authorize the City Manager to execute the Power Purchase Agreement upon review and approval by the City Attorney.

A.13. Historical Preservation Update (Report of: Financial & Management Services)

Recommendation:

1. Receive and file the background information on the City's historical assets of the fire engine and Red Cross building.
2. Approve the designated use and restriction of the City's Cultural Preservation Fund as set forth in the staff report.

A.14. RESOLUTION EXTENDING ORDINANCE 916 BANNING ALL COMMERCIAL CANNABIS ACTIVITY IN THE CITY (Report of: City Attorney)

Council Member Giba was not in consensus to move this item to the October 24, 2017 Special Council Meeting. Council Member Giba voted (Aye) on the Consent Calendar with the removal of Item A.14.

Recommendation:

Staff recommends that the City Council adopt a Resolution, extending the existing ban on commercial cannabis activity, until permanent regulations can be adopted.

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 - SPECIAL MEETING OF MAR 14, 2017 (See A.2)

Recommendation: Approve as submitted.

B.3. MINUTES - STUDY SESSION MEETING OF MAR 14, 2017 (See A.3)

Recommendation: Approve as submitted.

B.4. MINUTES - STUDY SESSION MEETING OF MAR 28, 2017 (See A.4)

Recommendation: Approve as submitted.

B.5. MINUTES - SPECIAL MEETING OF MAR 30, 2017 (See A.5)

Recommendation: Approve as submitted.

B.6. MINUTES - SPECIAL MEETING OF APR 11, 2017 (See A.6)

Recommendation: Approve as submitted.

B.7. MINUTES - SPECIAL MEETING OF JUN 13, 2017 (See A.7)

Recommendation: Approve as submitted.

B.8. MINUTES - SPECIAL MEETING OF JUN 16, 2017 (See A.8)

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 - SPECIAL MEETING OF MAR 14, 2017 (See A.2)

Recommendation: Approve as submitted.

C.3. MINUTES - STUDY SESSION MEETING OF MAR 14, 2017 (See A.3)

Recommendation: Approve as submitted.

C.4. MINUTES - STUDY SESSION MEETING OF MAR 28, 2017 (See A.4)

Recommendation: Approve as submitted.

C.5. MINUTES - SPECIAL MEETING OF MAR 30, 2017 (See A.5)

Recommendation: Approve as submitted.

C.6. MINUTES - SPECIAL MEETING OF APR 11, 2017 (See A.6)

Recommendation: Approve as submitted.

C.7. MINUTES - SPECIAL MEETING OF JUN 13, 2017 (See A.7)

Recommendation: Approve as submitted.

C.8. MINUTES - SPECIAL MEETING OF JUN 16, 2017 (See A.8)

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 - SPECIAL MEETING OF MAR 14, 2017 (See A.2)

Recommendation: Approve as submitted.

- D.3. MINUTES - STUDY SESSION MEETING OF MAR 14, 2017 (See A.3)

Recommendation: Approve as submitted.

- D.4. MINUTES - STUDY SESSION MEETING OF MAR 28, 2017 (See A.4)

Recommendation: Approve as submitted.

- D.5. MINUTES - SPECIAL MEETING OF MAR 30, 2017 (See A.5)

Recommendation: Approve as submitted.

- D.6. MINUTES - SPECIAL MEETING OF APR 11, 2017 (See A.6)

Recommendation: Approve as submitted.

- D.7. MINUTES - SPECIAL MEETING OF JUN 13, 2017 (See A.7)

Recommendation: Approve as submitted.

- D.8. MINUTES - SPECIAL MEETING OF JUN 16, 2017 (See A.8)

Recommendation: Approve as submitted.

E. PUBLIC HEARINGS

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

Recommendations: That the City Council:

1. Conduct the Public Hearing and accept public testimony for the mail ballot proceedings for Moreno Valley Gateway and Brodiaea Industrial Center to approve the National Pollutant Discharge

Elimination System (NPDES) maximum commercial/industrial regulatory rate to be applied to the property tax bill(s).

2. Direct the City Clerk to count the returned NPDES ballots.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Jeffrey J. Giba, Council Member
SECONDER:	Victoria Baca, Mayor Pro Tem
AYES:	Cabrera, Gutierrez, Giba, Marquez, Baca

3. Verify and accept the results of the mail ballot proceedings 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 Numbers mentioned in this report.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Jeffrey J. Giba, Council Member
SECONDER:	David Marquez, Council Member
AYES:	Cabrera, Gutierrez, Giba, Marquez, Baca

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

- F.1. Item A.14. (F.1) RESOLUTION EXTENDING ORDINANCE 916 BANNING ALL COMMERCIAL CANNABIS ACTIVITY IN THE CITY (Report of: City Attorney) was Continued to the October 24, 2017 Council Meeting.

G. GENERAL BUSINESS

- G.1. PROPOSED LEGISLATIVE ADVOCACY PLATFORM - 2018 (Report of: City Manager)

Recommendation:

1. Approve the proposed City Legislative Platform for 2018.

RESULT:	APPROVED [3 TO 1]
MOVER:	Victoria Baca, Mayor Pro Tem
SECONDER:	Ulises Cabrera, Council Member
AYES:	Ulises Cabrera, Dr. Yxstian A. Gutierrez, Victoria Baca
NAYS:	Jeffrey J. Giba
ABSTAIN:	David Marquez

Keri Then

1. The physical impact for the Legislative Platform on the citizenry is dramatic. Requested agenda item to be delayed to inform the citizens of increased fees by the State.

G.2. RESOLUTION AMENDING COUNCIL MEETING RULES OF PROCEDURE CONFLICT OF INTEREST SECTION 5.5.5 (Report of: City Attorney)

Recommendations: That the City Council:

Adopt Resolution 2017-54 – which would delete subsections 5.5.5.4 (campaign contribution disclosure) and 5.5.5.5 (governmental entity employment disclosure) from the Rules of Procedure.

RESULT:	APPROVED [3 TO 1]
MOVER:	Victoria Baca, Mayor Pro Tem
SECONDER:	Ulises Cabrera, Council Member
AYES:	Ulises Cabrera, Dr. Yxstian A. Gutierrez, Victoria Baca
NAYS:	Jeffrey J. Giba
ABSTAIN:	David Marquez

Kaira Pacheo

1. Supports the existing Rules of Procedure for the City Council.

Keri Then

1. Supports the current resolution of City Council Meeting Rules of Procedure.

LaDonna Jempson

1. Co-author of the conflict of interest resolution.
2. Intent of resolution was to provide resident with inclusion and transparency.

Rafael Brugueras

1. Campaign contributions and viewing of Form 460's for a purpose and message.

Bob Palomarez

1. City of Moreno Valley went through a corruption scandal that affected the City.

Louise Palomarez

1. Recalled past recall efforts of Moreno Valley officials.

H. REPORTS

H.1. CITY COUNCIL REPORTS ON REGIONAL ACTIVITIES

March Joint Powers Commission (JPC)

Mayor Gutierrez provided a brief update of items covered at the WRCOG Executive Committee meeting on October 2, 2017 as follows:

- Approved the transfer of about 110 acres in the West March Business Park for the UPS Parcel Delivery Terminal and
- We approved the West Meridian Lower Plateau project, which will be developed north and south of an extension for Cactus that goes west toward Riverside. This 130-acre project is primarily industrial, with some business park and a small amount of mixed use.

Riverside County Habitat Conservation Agency (RCHCA)

Council Member Marquez provided a brief update of items covered at the RCHCA Agency meeting on September 21, 2017 as follows:

- Stephens Kangaroo Rat fees for Moreno Valley through June 2017 are \$105,370 or 13.4% of the total fees collected.
- The RCHCA Board approved an agreement for Southern California Edison to convey Stephens Kangaroo Rat incidental take authorization for the Serrano-Valley Transmission Line Project. The line is proposed to traverse through the cities of Perris and Menifee.

Riverside County Transportation Commission (RCTC)

Mayor Pro Tem Baca provided a brief update of items covered at the RCTC Meeting October 11, 2017 as follows:

- The October 10 meeting, the Board approved an overall procurement strategy to accelerate the Riverside County Transportation Efficiency Corridor, which includes a project to construct new tolled express lane connectors from the 91 Express Lanes to north of Interstate 15. Funding for this project, as required by SB 132, must be spent by June 30, 2023. To meet this aggressive schedule, the project will be delivered through a series of contract amendments to existing contracts with engineering companies, contractors, toll vendors, legal and financial advisors.

Riverside Transit Agency (RTA)

Council Member Marquez provided a brief update of items covered at the RTA Meeting on September 28, 2017 as follows:

- The Riverside Transit Agency, as in past years, will be 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 Gutierrez provided a brief update of items covered at the WRCOG Executive Committee meeting on October 2, 2017 as follows:

- The Western Riverside Energy Partnership announced the 4th Annual LED Holiday Light Exchange and Energy Efficiency starter kit give-away where SCE/SoCal Gas customers can exchange old incandescent string lights for new energy-efficient LED holiday lights at no cost. A give-away will occur on December 9th at the Moreno Valley Snow Day and Holiday Tree Lighting ceremony.
- WRCOG will enter into an agreement with PlaceWorks consulting to perform a feasibility analysis for EXPERIENCE, a sustainability demonstration center. The intent of EXPERIENCE is to showcase the strides inland southern California has made towards achieving a more sustainable quality of life, and to empower visitors to institute more sustainable practices into their homes, schools, and businesses.
- WRCOG is finalizing several documents related to the implementation of the TUMF Program, including an updated Fee Calculation Handbook and TUMF Reimbursement Manual. Both documents will be reviewed and approved by WRCOG Committees before the end of the year.

Western Riverside County Regional Conservation Authority (RCA) - None

School District/City Joint Task Force

Mayor Pro Tem Baca provided a brief update of items covered at the School District/City Joint Task Force meeting on October 17, 2017 as follows:

- Lake Perris shared that up to 3,000 people may attend the One Love Music and Art Festival there this weekend. Other upcoming activities include Lake Perris' annual Lights on the Lake event scheduled for December 9th and the annual First Day Hike scheduled for January 1st.
- Moreno Valley College shared that the third annual Veterans Scholarship Breakfast is scheduled for November 3rd and the Moreno Valley College Gospel Singers 25-Year Anniversary Celebration will be on November 18th. Also, late class session, an accelerated 8-week program, begins on October 21st.
- Moreno Valley Unified School District shared that Anti-Bullying Parent Workshops have been scheduled at every elementary school. The District is partnering with THINK Together for the second year of the Middle School Sports Program which provides basketball and soccer for boys and girls at six (6) middle schools. The District is also seeking volunteers for its Citizens Oversight Committee.

Southern California Association of Governments (SCAG)

Council Member Giba provided a brief update of items covered at the SCAG Executive Regional Meeting on October 5, 2017 as follows:

- Transportation Committee passed a resolution of 17593 regarding Augmented Regional Transportation Program.
- Highway 60 Fastlane Grant has support from SCAG and Senator Roth.

H.2. CITY MANAGER'S REPORT

City Manager Dawson stated she had no report at this time. She will provide an update to the Council on the Strategic Plan at their next meeting. City Manager Dawson introduced and welcomed the New Human Resources Director Kathleen Sanchez.

H.3. CITY ATTORNEY'S REPORT – 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 Giba

1. Shared calendared events: International Walk to School Day, CBU Alumni Ribbon Cutting, etc.
2. Hosted Java with Jeff and more events to come to represent and support Moreno Valley.

Council Member Cabrera

1. Thanked Valley View Student Ms. Pacheco for her words and involvement in her political school club.
2. Plans to visit four local high schools. Part of outreach efforts to hear students concerns and dialogue.
3. Construction between Heacock, Gentian and Iris is completed.
4. Announcements of the upcoming Latin Film Festival and Art Walk of local artists.

Council Member Marquez

No closing comments.

Mayor Pro Tem Baca

1. Expressed appreciation for the veto and opposition to AB 890 Bill.

Mayor Gutierrez

1. Expressed thanks to the staff for a successful Business Roundtable.
2. Attended a successful Artober Fest.
3. Grateful for Council Member Cabrera's leadership with the Latin Film Festival and Art Walk.

4. Attended Dr. Steinback's Investiture Ceremony. They also discussed partnership with the Initiative Promise Grant Project.
5. Shared other calendar items past and upcoming.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Gutierrez adjourned the meeting at 7:38 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

Approved by:

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