



AGENDA
CITY COUNCIL OF THE CITY OF MORENO VALLEY
MORENO VALLEY COMMUNITY SERVICES DISTRICT
CITY AS SUCCESSOR AGENCY FOR THE
COMMUNITY REDEVELOPMENT AGENCY OF
THE CITY OF MORENO VALLEY
MORENO VALLEY HOUSING AUTHORITY
BOARD OF LIBRARY TRUSTEES

March 20, 2018

REGULAR 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.

Dr. Yxstian A. Gutierrez, Mayor

Victoria Baca, Mayor Pro Tem
David Marquez, Council Member

Jeffrey J. Giba, Council Member
Ulises Cabrera, Council Member

AGENDA
CITY COUNCIL OF THE CITY OF MORENO VALLEY
March 20, 2018

CALL TO ORDER - 5:30 PM

SPECIAL PRESENTATIONS

1. City Council Proclamation of March 31, 2018 as César Chávez Day
2. City Council Proclamation recognizing April as Moreno Valley Senior Veterans' Month

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

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

**REGULAR MEETING – 6:00 PM
MARCH 20, 2018**

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

Pastor Sharon Philpot, Cornerstone Christian Fellowship

ROLL CALL

INTRODUCTIONS

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

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

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

JOINT CONSENT CALENDARS (SECTIONS A-D)

All items listed under the Consent Calendars, Sections A, B, C, and D are considered to be routine and non-controversial, and may be enacted by one motion unless a member of the City Council, Community Services District, City as Successor Agency for the Community Redevelopment Agency, Housing Authority or the Board of Library Trustees requests that an item be removed for separate action. The motion to adopt the Consent Calendars is deemed to be a separate motion by each Agency and shall be so recorded by the City Clerk. Items withdrawn for report or discussion will be heard after public hearing items.

A. CONSENT CALENDAR-CITY COUNCIL

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

Recommendation: Waive reading of all Ordinances.

- A.2. MINUTES - CITY COUNCIL - CLOSED SESSION - MAR 6, 2018 4:30 PM

Recommendation: Approve as submitted.

- A.3. MINUTES - CITY COUNCIL - REGULAR MEETING - MAR 6, 2018 6:00 PM

Recommendation: Approve as submitted.

- A.4. MAYORAL APPOINTMENT TO THE PARKS, COMMUNITY SERVICES AND TRAILS COMMITTEE (Report of: City Clerk)

Recommendation:

1. Receive and confirm the Mayoral appointment as follows:

Parks, Community Services and Trails Committee

<u>Name</u>	<u>Position</u>	<u>Term</u>
Barbara McCarthy	Member	Ending 06/30/2019

- A.5. REQUEST FOR CITY SPONSORSHIP OF 2018 CINEMA CULTURAS FILM FEST (Report of: City Clerk)

Recommendations: That the City Council:

1. Consider a request for City Sponsorship of the 2018 Cinema Culturas Film Fest.

2. Approve the City sponsorship of \$9,179 as set forth in the Fiscal Impact section of this report.

A.6. LIST OF PERSONNEL CHANGES (Report of: Human Resources)

Recommendation:

1. Ratify the list of personnel changes as described.

A.7. AUTHORIZATION TO AWARD CONTRACT TO HDL COMPANIES FOR CANNABIS CONSULTING SERVICES (Report of: Financial & Management Services)

Recommendations:

1. That the City Council award a contract to HDL Companies (HdL) to provide consulting services to conduct cannabis regulatory compliance inspections, financial audits compliance and investigations services related to cannabis related businesses.
2. Authorize the City Manager to execute the Agreement, subject to approval as to form by the City Attorney, and subsequent amendments to the Agreement including the authority to approve purchase orders in accordance with the terms of the Agreement not to exceed \$167,250 for the first-year and if the contract is extended each year thereafter for \$281,000 annually for years two through five for a maximum contract of \$1,291,250, provided sufficient funding appropriations have been approved by the City Council.
3. Approve the budget amendments as set forth in the fiscal impact section of this report.

A.8. PA16-0002 – ACCEPT DEVELOPMENT IMPACT FEE (DIF) IMPROVEMENT CREDIT AGREEMENT #D18-001 FOR THE INDIAN STREET COMMERCE CENTER LOCATED AT THE SOUTHWEST CORNER OF INDIAN STREET AND GROVE VIEW ROAD. DEVELOPER: MORENO INDIAN, LLC (Report of: Public Works)

Recommendations:

1. Accept and approve the Development Impact Fee Improvement Credit Agreement #D18-001 (DIF Agreement) for PA16-0002 improvements.
2. Authorize the City Manager to execute the DIF Agreement.

- A.9. SECOND READING OF MUNICIPAL CODE AMENDMENTS TO MODIFY PROVISIONS IN TITLE 9 REGARDING TEMPORARY USE PERMITS, AND MOBILE VENDING AND TITLE 12 REGARDING MOBILE VENDING (Report of: Community Development)

Recommendations: That the City Council:

1. Conduct second reading by title only and Adopt Ordinance No. 931. An Ordinance of the City Council of the City of Moreno Valley, California, approving a Municipal Code Amendment to Title 9, Section 9.02.150, regarding Temporary Use Permit regulations; and further approving a Municipal Code Amendment to Title 12, adding new subsection 12.02.016, Restriction by Merchandise, with regard to Mobile Vending regulations.

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 - STUDY SESSION OF MAR 6, 2018 4:30 PM (See A.2)

Recommendation: Approve as submitted.

- B.3. MINUTES - REGULAR MEETING OF MAR 6, 2018 6:00 PM (See A.3)

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 - STUDY SESSION OF MAR 6, 2018 4:30 PM (See A.2)

Recommendation: Approve as submitted.

- C.3. MINUTES - REGULAR MEETING OF MAR 6, 2018 6:00 PM (See A.3)

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 - STUDY SESSION OF MAR 6, 2018 4:30 PM (See A.2)

Recommendation: Approve as submitted.

- D.3. MINUTES - REGULAR MEETING OF MAR 6, 2018 6:00 PM (See A.3)

Recommendation: Approve as submitted.

E. PUBLIC HEARINGS

Questions or comments from the public on a Public Hearing matter are limited to five minutes per individual and must pertain to the subject under consideration.

Those wishing to speak should complete and submit a GOLDENROD speaker slip to the Sergeant-at-Arms.

- E.1. Commercial Cannabis Land Use Ordinance (Title 9) and Fee and Application Process Resolutions (Report of: Community Development)

Recommendation 1 (Title 9 Land Use Ordinance): That the City Council:

1. **FIND** that PEN17-0157 (Municipal Code Amendment for Commercial Cannabis Land Uses Regulations) qualifies for an exemption under the California Environmental Quality Act (CEQA) per provisions put forth in Senate Bill 94 "Medicinal and Adult Use Cannabis Regulation and Safety Act" exempting adoption of an ordinance, rule or regulation by a local jurisdiction that will require subsequent discretionary permits, licenses or other authorization, and
2. **INTRODUCE** by title only and conduct the first reading of Ordinance _____ entitled "An Ordinance of the City Council of the City of Moreno Valley, California, amending sections 9.02.030 "Permitted Uses" and 9.15.030 "Definitions" and adding Section 9.09.290 "Commercial Cannabis Activities" to Title 9 of the Moreno Valley Municipal Code, establishing land use regulations for operation of commercial cannabis dispensaries, testing, cultivation, manufacturing, microbusinesses, distribution centers and related cannabis activities."

Recommendation 2 (Fee and Application Process Resolutions): That the City Council:

1. **APPROVE** Resolution No. 2018-____ entitled "A Resolution of the City Council of the City of Moreno Valley California, amending the fee schedule to include commercial cannabis permit application fees for Fiscal Year 2017-18."
2. **APPROVE** Resolution No. 2018- ____ entitled "A Resolution of the City Council of the City of Moreno Valley California, approving the initial procedure for permit applications to operate a commercial cannabis business under Chapter 5.05 of Title 5 of the City Municipal Code."

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

G. GENERAL BUSINESS - NONE

H. REPORTS

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

March Joint Powers Commission (JPC)

Riverside County Habitat Conservation Agency (RCHCA)

Riverside County Transportation Commission (RCTC)

Riverside Transit Agency (RTA)

Western Riverside Council of Governments (WRCOG)

Western Riverside County Regional Conservation Authority (RCA)

School District/City Joint Task Force

Southern California Association of Governments (SCAG)

H.2. CITY MANAGER'S REPORT
(Informational Oral Presentation - not for Council action)

H.3. CITY ATTORNEY'S REPORT
(Informational Oral Presentation - not for Council action)

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.

ADJOURNMENT

PUBLIC INSPECTION

The contents of the agenda packet are available for public inspection on the City's website at 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 and in the City Clerk's office at 14177 Frederick Street during normal business hours.

CERTIFICATION

I, Pat Jacquez-Nares, 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 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

Pat Jacquez-Nares, CMC & CERA
City Clerk

Date Posted: March 15, 2018