

**MINUTES
JOINT MEETING OF THE
CITY COUNCIL OF THE CITY OF MORENO VALLEY
MORENO VALLEY COMMUNITY SERVICES DISTRICT
COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO VALLEY**

**REGULAR MEETING – 7:00 P.M.
MARCH 13, 2001**

CALL TO ORDER - The Joint Meeting of the City Council of the City of Moreno Valley, Moreno Valley Community Services District and the Community Redevelopment Agency of the City of Moreno Valley was called to order at 7:00 P.M. by Mayor Pro Tem Batey in the Council Chamber located at 14177 Frederick Street.

PLEDGE OF ALLEGIANCE – The Pledge of Allegiance was led by Councilmember West

INVOCATION – The Invocation was given by Pastor Keven Crothers, Moreno Valley Christian Church

ROLL CALL

Council:

William H. Batey	Mayor Pro Tem
Richard A. Stewart	Councilmember
Frank West	Councilmember

Absent:

Bonnie Flickinger	Mayor
Charles R. White	Councilmember

Staff:

Alice Reed	Acting City Clerk
Robert Herrick	City Attorney
Gene Rogers	City Manager
Barry McClellan	Assistant City Manager
Richard Coz	Police Chief
Wes Alston	Fire Chief
Trent Pulliam	Public Works Director/City Engineer

PUBLIC COMMENTS ON ANY SUBJECT NOT ON THE AGENDA UNDER THE JURISDICTION OF THE CITY COUNCIL ARE AS FOLLOWS:

Cathlene Fishman – 13560 Collie Court

- 1) Encouraged the public to attend a “Coming Out Party” for the Moreno Valley Cultural Arts Foundation being held on April 1st at the Hap Arnold Center – announced she can be reached at 242-4250 for additional information

JOINT CONSENT CALENDARS (SECTIONS A-C) OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, MORENO VALLEY COMMUNITY SERVICES DISTRICT, AND COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO VALLEY

Mayor Pro Tem Batey opened the agenda items for the Consent Calendars for public comments; there being none, public comments were closed.

Councilmember Stewart made a motion, seconded by Councilmember West to approve the Consent Calendars in their entireties. Motion carried 3-0-2, Flickinger and White absent. Roll call vote.

A. CONSENT CALENDAR - CITY COUNCIL OF THE CITY OF MORENO VALLEY

- A1. ORDINANCES - FIRST READING BY TITLE ONLY
Waived reading of all Ordinance Introductions and read by title only.
- A2. PA 00-0042 – SINGLE FAMILY RESIDENTIAL CUSTOM HOME – ACCEPT AGREEMENT AND BONDS FOR PUBLIC RIGHT OF WAY IMPROVEMENTS – LAWLESS ROAD, NORTH SIDE, EAST OF PIGEON PASS (MAURER)
Accepted the bonds and approved the Agreement for Public Improvements; authorized the Mayor to execute the agreement; and directed the City Clerk to forward the signed agreement to the County Recorder’s Office for recordation.
- A3. PARCEL MAP 24349, PARCEL 1 – DEED OF RECONVEYANCE AND ACCEPTANCE OF CASH DEPOSIT TO REPLACE LIEN – FRANKHALE ROAD, SOUTH SIDE, EAST OF MORTON ROAD (DON AND GEORGIA CENATIEMPO)
Accepted the cash deposit of \$13,250.00 as security for the required public improvements; authorized the Mayor to execute the Deed of Reconveyance to reconvey the interest in the Deed of Trust known as Instrument No. 410852, recorded December 12, 1995 in the Official Records of Riverside County, California; and directed the City Clerk to forward the signed Deed of Reconveyance to the County Recorder’s Office.
- A4. FINAL MAP 28882-1 – AMENDMENT TO AGREEMENT FOR PUBLIC IMPROVEMENTS (TIME EXTENSION) NORTH SIDE OF HEMLOCK AVE., EAST OF PERRIS BLVD. (BEAZER HOMES HOLDINGS, CORPORATION)
Authorized the Mayor to execute the Amendment to Agreement for Public Improvements.

- A5. FINAL MAP 28882 – AMENDMENT TO AGREEMENT FOR PUBLIC IMPROVEMENTS (TIME EXTENSION FOR SEWER & WATER IMPROVEMENTS) SOUTH SIDE OF IRONWOOD AVE., EAST OF PERRIS BLVD. (BEAZER HOMES HOLDINGS, CORPORATION)
Authorized the Mayor to execute the Amendment to Agreement for Public Improvements.
- A6. FINAL MAP 28882 – AMENDMENT TO AGREEMENT FOR PUBLIC IMPROVEMENTS (TIME EXTENSION) SOUTH SIDE OF IRONWOOD AVE., EAST OF PERRIS BLVD. (BEAZER HOMES HOLDINGS, CORPORATION)
Authorized the Mayor to execute the Amendment to Agreement for Public Improvements.
- A7. PA 99-0006 – WALGREEN'S PHARMACY - ACCEPT AGREEMENT & BONDS FOR PUBLIC IMPROVEMENTS, 25011 ALESSANDRO BLVD., SOUTH SIDE OF ALESSANDRO, EAST OF PERRIS BLVD. (SIMAC CONSTRUCTION, INC.)
Accepted the bonds and the Agreement for Public Improvements; authorized the Mayor to execute the agreement; and directed the City Clerk to forward the signed agreement to the County Recorder's Office for recordation.
- A8. APPROVAL OF FINAL MAP 23553-2 – SINGLE FAMILY RESIDENTIAL PROJECT, AND ACCEPTANCE OF AGREEMENT AND BONDS FOR PUBLIC RIGHT OF WAY IMPROVEMENTS, EAST SIDE OF PIGEON PASS RD., NORTH OF SUNNYMEAD RANCH PARKWAY (MV DEVELOPMENT, LLC)
Approved Final Map 23553-2, authorized the City Clerk to sign the map and transmit said map to the County Recorder's Office for recordation; accepted the bonds and Agreement for Public Improvements; authorized the Mayor to execute the agreement; and directed the City Clerk to forward the signed agreement to the County Recorder's Office for recordation.
- A9. FINAL MAP 22377-1, LOT L – LANDSCAPE AREA – REDUCE FAITHFUL PERFORMANCE BOND, EAST SIDE OF LASSELLE ST., NORTH OF GENTIAN AVE. (CAPITAL MUTUAL MORENO VALLEY, LLC)
Approved a 90% reduction to the Faithful Performance Bond and directed the City Engineer to process the 90% reduction to the Faithful Performance Bond.
- A10. MINUTES – REGULAR MEETING OF FEBRUARY 27, 2001
Approved as submitted.
- A11. AWARD – DELL COMPUTER SYSTEMS AND RELATED SOFTWARE
Awarded the purchase of twenty-eight computer systems and related software to Dell Computer Corporation as being in the best interest of the City and

authorized the Finance Director to issue a purchase order to Dell Computer Corporation in an amount not to exceed \$49,000 (forty nine thousand dollars).

A12. AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES, PROJECT #00-12556330 FISCAL YEAR 1999/2000, PHASE II, ANNUAL PAVEMENT OVERLAY PROGRAM

Approved the "Agreement for Professional Consultant Services" with Berryman & Henigar Offices, 2001 East First Street, Suite 160, Santa Ana, California, 92705, to design the annual pavement overlay; authorized the Mayor to execute said "Agreement for Professional Consultant Services" with Berryman & Henigar; and authorized the issuance of a Purchase Order to Berryman & Henigar, in the amount of \$99,700 when the agreement has been signed by all parties (Account No.125.56330).

A13. APPROVAL OF THE 2001/02 FISCAL YEAR STORMWATER PROTECTION PROGRAM BUDGET (NPDES)

Approved the County Service Area (CSA) 152 Budget for FY 2001/02 in the amount of \$414,773; and approved the CSA 152 Assessment per Benefit Assessment Unit (BAU) of \$8.15 per year for FY 2001/02.

A14. YOUTH OPPORTUNITIES PROGRAM

Accepted the Youth Opportunities Program Grant Award and authorized the City Manager to execute a contract with Riverside County to implement and operate a Youth Opportunities Center.

B. CONSENT CALENDAR – MORENO VALLEY COMMUNITY SERVICES DISTRICT

B1. ORDINANCES - FIRST READING BY TITLE ONLY

Waived reading of all Ordinance Introductions and read by title only.

B2. EXTENSION OF CONTRACT – PROJECT NO. E-7/98 – MAINTENANCE OF EXTENSIVE LANDSCAPE AND IRRIGATION (CENTERPOINTE)

Approved the Amendment to the Contract Agreement for Community Services District Project E-7/98 to extend the term of the contract for an additional one-year period; authorized the President of the Board to execute said Amendment with Tropical Plaza Nursery, Inc. of Villa Park, California; authorized the Purchasing Manager, at the start of Fiscal Year 2001/02, to issue open purchase orders to Tropical Plaza Nursery, Inc. in the amounts of:

a.) SIXTEEN THOUSAND NINE HUNDRED TWELVE DOLLARS AND 92/100 (\$16,912.92) for twelve months of base maintenance service, and;

b.) TWO THOUSAND FIVE HUNDRED DOLLARS AND NO/100

(\$2,500.00) for anticipated Additional Work per Section 3., paragraph d. of the amended Agreement.

B3. EXTENSION OF CONTRACT – PROJECT NO. E -4/99 – MAINTENANCE OF EXTENSIVE LANDSCAPE AND IRRIGATION (MORENO VALLEY RANCH EAST)

Approved the Amendment to the Contract Agreement for MVCSD Project E-4/99 to extend the term of the contract for an additional one-year period; authorized the President of the MVCSD Board to execute said Amendment with Bemus Landscape, Inc. of Santa Ana, California; authorized the Purchasing Manager, at the start of Fiscal Year 2001/02, to issue open purchase orders to Bemus Landscape, Inc. in the amounts of:

- a.) ONE HUNDRED AND TWO THOUSAND THIRTY-EIGHT DOLLARS AND 16/100 (\$102,038.16) for twelve months of base maintenance service, and;
- b.) FOURTEEN THOUSAND SEVEN HUNDRED SIXTY-FOUR DOLLARS AND NO/100 (\$14,764.00) for anticipated Additional Work per Section 3., paragraph d. of the amended Agreement.

B4. MINUTES – REGULAR MEETING OF FEBRUARY 27, 2001
Approved as submitted

C. CONSENT CALENDAR - COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO VALLEY

C1. ORDINANCES - FIRST READING BY TITLE ONLY
Waived reading of all Ordinance Introductions and read by title only.

C2. MINUTES – REGULAR MEETING OF FEBRUARY 27, 2001
Approved as submitted

D. REPORT OF ACTION FROM CLOSED SESSION BY CITY ATTORNEY, IF ANY

No reportable action

E. PUBLIC HEARINGS - NONE

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

F. REPORTS

F1. LEGISLATIVE UPDATE

Councilmember West made a motion, seconded by Councilmember Stewart to receive and file the Legislative Status Report. Motion carried 3-0-2, Flickinger and White absent.

G. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING & INTRODUCTION - NONE

ORDINANCES - 2ND READING & ADOPTION – NONE

ORDINANCES - URGENCY ORDINANCES - NONE

RESOLUTIONS

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

G1. RESOLUTION FOR THE ABATEMENT OF PUBLIC NUISANCES

Councilmember Stewart made a motion, seconded by Councilmember West to continue item #G1 to the regular City Council meeting of March 27, 2001. Motion carried 3-0-2, Flickinger and White absent.

CONTINUATION OF PUBLIC COMMENTS ON MATTERS NOT ON THE AGENDA, IF NEEDED - NONE

CLOSING COMMENTS AND/OR REPORTS OF THE CITY COUNCIL, COMMUNITY SERVICES DISTRICT, OR COMMUNITY REDEVELOPMENT AGENCY

Councilmember Stewart

- 1) Questioned staff as to when the Performing Arts Center Update would be coming back to the Council – would like to have a date certain

City Manager Rogers responded that it is scheduled for the March 20th Study Session

Councilmember West

- 1) Stated he had attended the Parks & Recreation Advisory Committee Meeting last week at which time he had the opportunity to discuss the skateboard park to be built at March ARB – very well attended and there was a lot of Community input on the project – which will reflect what the young people want built at the Base
- 2) Met with the residents of the Moreno Valley Homeowner's Association last night regarding proposed developments – great opportunity to see the residents and developers come together and hammer out agreements that will benefit the entire City

Mayor Pro Tem Batey

- 1) Stated he had the honor of presenting letters of commendation to three Eagle Scouts at Valley View High School – congratulated them for attaining the highest level in scouting
- 2) Assured the public that the process is being utilized and the proper investigations are being conducted in relation to the officer-involved shooting that occurred over the weekend – called on Chief Richard Coz to give an update on the investigation that is taking place

Chief Coz stated that the case is being professionally and methodically investigated and it is the intent of the Police Department to very openly and professionally get to the bottom of what occurred and based upon the conclusions of the investigation – take appropriate action. Extended condolences to the family.

Mayor Pro Tem Batey expressed his sympathies of behalf of the City and the Council to the family for the tragedy that occurred over the weekend

ADJOURNMENT

There being no further business to conduct, the meeting was adjourned at 7:15 p.m. by unanimous informal consent.

Submitted by:

Alice Reed, Acting City Clerk

Approved by:

William H. Batey, Mayor Pro Tem

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