

**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.
APRIL 24, 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 7:05 P.M. by Mayor Flickinger 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 Bill W. Martin Jr., Palm Canyon Community Church

ROLL CALL

Council:

Bonnie Flickinger	Mayor
Richard A. Stewart	Councilmember
Frank West	Councilmember
Charles R. White	Councilmember

Absent: William H. Batey Mayor Pro Tem

Staff:

Alice Reed	Acting City Clerk
Steve Chapman	Finance Director/City Treasurer
Robert Hansen	Assistant City Attorney
Gene Rogers	City Manager
Barry McClellan	Assistant City Manager
John Terell	Planning Official
Joe DeArmond	Lieutenant
Wes Alston	Fire Chief
Trent Pulliam	Public Works Director/City Engineer
Rebecca Manley	Senior Librarian
George Price	Parks and Recreation Director

INTRODUCTIONS

The Finance Director introduced new staff to the Finance Department; Brooke McKinney, Revenue Officer/Assistant Treasurer and Patrick Beckner, Treasury Programs Supervisor.

Mayor Flickinger introduced Professor Mary Camine from the Political Science Department at Riverside Community College, Moreno Valley Campus - announced she is here tonight with her political science class

Councilmember Stewart made a motion to add Item F3, Cultural and Performing Arts Center Presentation to the agenda, seconded by Councilmember White. Motion carried 4 -0-1, Mayor Pro Tem Batey absent. Roll call vote.

SPECIAL PRESENTATIONS

Councilmember West and Linda Wieczorek, Animal Control Services Administrator presented Dorathy Haun, Kennel Technician, with a plaque and gift certificate honoring her as the Employee of the Quarter.

Wes Alston, Fire Chief, introduced new staff to the Fire Department, Andrew Bennett, Fire Marshal.

Councilmember Stewart and Fire Chief Wes Alston presented Jay Ayers, Fire Apparatus Engineer, with a plaque honoring him as Firefighter of the Quarter.

Mayor Flickinger and Lieutenant Joe DeArmond presented Officer Tony Hoxmeier with engraved handcuffs honoring him as Officer of the Quarter.

Councilmember White read and presented a Proclamation to Bob De Mars, Commander of the Moreno Valley Post of the Veterans of Foreign Wars, recognizing May 1, 2001 as "Loyalty Day".

Councilmember White read and presented a Proclamation to John Benningworth, President of the Moreno Valley Elks Lodge recognizing May 6 – 12, 2001 as "Youth Week".

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

George Albanese – Address matter of record (Submitted discourse for public record)

- 1) Questioned who was responsible for the appointment of the Acting City Clerk – if it was the City Council asked at which Council meeting the appointment was made; feels it was a violation of the Brown Act
- 2) Stated he feels that the issue of the utility user's tax was discussed illegally on April 10th as the item was not noticed on the agenda – the public should have had the opportunity to speak on this item

John Hayes – Address matter of record (Submitted discourse for public record)

- 1) Feels the Council should consider the following items prior to budget deliberations- 1) Elimination of the Gross Receipts Tax on all businesses in Moreno Valley;
- 2) Immediate reduction in the Utility User's Tax from 3% to 6%

Roosevelt Tate – 12080 Pigeon Pass Road

- 1) Commented on the event held in Edgemont to help heal the Community after the officer-involved shooting in the area – doesn't agree with the activity but does feel it was a very good honest attempt

Daryl C. Terrell – Address matter of record

- 1) Urged the residents for their support in placing the initiative for a directly-elected Mayor on the ballot for the November election

Marcia Rodolf-Amino – 10363 Crest Brook Drive

- 1) Referenced an article in the Press-Enterprise on April 7th regarding Proposition 12 – Zone A park funds - stated the City will be receiving \$1,282,000.00 – questioned how those funds will be used and will they be available for construction of the skate park
- 2) Feels the kids in the Community deserve a skate park

Ray Hosman – Address matter of record

- 1) Feels the City should not spend the money to hold a special election for the library parcel fee based on a survey of 500 voters in a city of 150,000
- 2) Asked the City to spend its funds on the youth in our town – bike track, skate park, etc.

Tom Jerele Sr. – 24895 Sunnymead Boulevard, #133

- 1) Wished Mayor Pro Tem Batey a complete and speedy recovery
- 2) Thanked Council for their ongoing acknowledgement of City staff, Public Safety personnel and citizens for their good work in our Community
- 3) Announced the American Junior Golf Association Tournament will be holding its first annual Quail Ranch Junior Classic May 29 - June 1, at Quail Valley Ranch Golf Club with the proceeds going to KidZone

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 Flickinger opened the agenda items for the Consent Calendars for public comments.

John Hayes – Address matter of record (Item A5)

- 1) Stated he feels that every expenditure listed on the warrant register should include a full explanation of the item - showing to whom paid, amount and explanation of expenditure

Councilmember White expressed that it is the desire of the Finance Subcommittee to have all of the above items reflected on the warrant registers. Mayor Flickinger and Councilmember Stewart were in agreement.

Finance Director Chapman stated he would look into this issue, as it will require reprogramming of the computer system.

Ray Hosman – Address matter of record (Item B3)

- 1) Questioned why the City is spending \$42,000 on a consultant for the sensitive species survey at Poorman's Reservoir

George Albanese – Address matter of record (Item C4)

- 1) Questioned what the taxpayer of Moreno Valley will receive for the largesse the City is heaping on the companies involved and how many Moreno Valley residents will this cover – feels it is another case of corporate welfare
- 2) Questioned if the City did not agree to this scheme would the company still expand its operation in Moreno Valley?

Councilmember White made a motion, seconded by Councilmember West to approve the Consent Calendars in their entireties. Motion carried 4-0-1, Mayor Pro Tem Batey 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. NOTICE OF AWARD – PROJECT NO. 99-25653- FISCAL YEAR 1999-2000, AB1020/AB2766 BIKEWAYS - VARIOUS LOCATIONS CITYWIDE (CLASS II/III BICYCLE ROUTES)

Awarded the construction Contract for the subject project to DBX, Incorporated, Temecula, California, the lowest responsible bidder; authorized the Mayor to execute a Contract with DBX, Incorporated; and authorized the issuance of a Purchase Order to DBX, Incorporated, in the amount of \$160,359.10 (the amount of bid plus 10% contingency) when the Contract has been signed by all parties. (New Account No. 00125.65320.7200).

- A3. PARCEL MAP 20995 – AMENDMENT TO AGREEMENT FOR PUBLIC IMPROVEMENTS (TIME EXTENSION) – SOUTH SIDE OF ALESSANDRO BOULEVARD, EAST SIDE OF ELSWORTH STREET – SUBDIVIDER – NEWHOPE PROPERTIES III, CGP, 9751 TALBERT AVENUE, FOUNTAIN VALLEY, CA 92708
Authorized the Mayor to execute the Amendment to Agreement for Public Improvements.
- A4. FINAL MAP 23553-2, ACCEPT AGREEMENT & BONDS FOR LANDSCAPE & IRRIGATION IMPROVEMENTS – EAST SIDE OF PIGEON PASS ROAD, NORTH OF SUNNYMEAD RANCH PARKWAY (MV DEVELOPMENT, LLC, 20 CORPORATE PARK, SUITE 240, IRVINE, CA 92606)
Accepted the bonds and authorized the Mayor to execute the Agreement for Landscape and Irrigation Improvements; and instructed the City Clerk to forward the completed Agreement for Landscape and Irrigation Improvements to the Riverside County Recorder's office for recordation.
- A5. WARRANT REGISTERS – MARCH 31, 2001
Adopted Resolution No. 2001-15, approving the Warrant Registers, including wire transfers, dated March, 2001 in the total amount of \$10,028,541.81.

Resolution No. 2001-15

A Resolution of the City Council of the City of Moreno Valley, Approving the Warrant Registers, Dated March 31, 2001

- A6. MINUTES – REGULAR MEETING OF APRIL 10, 2001
Approved as submitted.
- A7. PARCEL MAP 27732 – APPROVAL FOR PHASING OF CERTAIN PUBLIC IMPROVEMENTS – SUBDIVIDER – MARCH COMMERCE CENTER LIMITED PARTNERSHIP, P.O. BOX 87, 1995 AGUA MANSA, RIVERSIDE, CA 92502
Approved construction of Cactus Avenue, Commerce Center Drive, and Goldencrest Drive as the first phase of public improvement construction; approved construction of the required traffic signals and the construction of Grant Street and Alessandro Boulevard as the second phase of public improvement construction; and approved deferral of construction of sidewalk for both phases to the future development of each individual parcel.

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. MINUTES – REGULAR MEETING OF APRIL 10, 2001
Approved as submitted.

B3. RECOMMENDATION TO AWARD CONTRACT TO CONDUCT FOCUSED SURVEYS FOR SENSITIVE SPECIES LOCATED AT THE POORMAN'S RESERVOIR GOLF COURSE PROJECT

Awarded the contract for the subject project to EIP Associates, 12301 Wilshire Boulevard, Suite 430, Los Angeles, CA 90025; and authorized the Finance Director to issue a purchase order upon execution of the contract to the above-mentioned consultant not to exceed the amount of \$42,000.00. The cost will be appropriated from available fund balance.

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. COACHELLA VALLEY HOUSING COALITION

Approved the site selected by Coachella Valley Housing Coalition (CVHC) located on Hemlock Avenue for the proposed 40 units approved by the prior Agreement.

C3. MINUTES – REGULAR MEETING OF APRIL 10, 2001

Approved as submitted.

C4. IMPLEMENTATION AGREEMENT TO THE OWNER PARTICIPATION AGREEMENT BETWEEN THE REDEVELOPMENT AGENCY, MARCH COMMERCE CENTER AND GOLDENCREST

Executed the Implementation Agreement to Owner Participation Agreement.

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

Continued to the end of the Agenda

E. PUBLIC HEARINGS

E1. MORENO VALLEY COMMUNITY SERVICES DISTRICT PUBLIC HEARING TO CONDUCT MAIL BALLOT PROCEEDINGS OF CERTAIN TRACTS WITHIN ZONE D (PARKWAY LANDSCAPE MAINTENANCE)

Mayor Flickinger opened the public testimony portion of the public hearing at 8:20 p.m.; there being none, public testimony was closed.

Mayor Flickinger announced that the ballot tabulation will be held in the public lobby of the Council Chamber in the interest of open government.

AGENDA ORDER – to allow for the tabulation of ballots.

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

F. REPORTS

AGENDA ORDER

F3. CULTURAL AND PERFORMING ARTS CENTER PRESENTATION

Leonard Zerilli of Zerilli and Associates made a presentation to Council regarding the March Field Park Recreation Center - Performing Arts Facility Renovation.

Mayor Flickinger opened the agenda item for public comments

Mark Vargas – 11634 Black Hawk Lane

- 1) Representing the Moreno Valley Community Band spoke in support of the Performing Arts Center

Cathlene Fishman – 13560 Collie Court

- 1) Encouraged all to uncover the true artistic and cultural resources found in our Community – as the arts bring us all together and give the Community a soul

Councilmember Stewart made a motion, seconded by Councilmember White to receive and file the report. Motion carried 4-0-1, Mayor Pro Tem Batey absent.

F1. APPROVAL OF THE MORENO VALLEY EQUESTRIAN PARK AND NATURE CENTER GUIDELINES, AND AMENDMENT TO ORDINANCE NO. CSD-29 REGARDING THE MORENO VALLEY EQUESTRIAN PARK AND NATURE CENTER (CONTINUED FROM APRIL 10, 2001)

President Flickinger opened the agenda item for public comments; there being none, public comments were closed.

Boardmember West made a motion, seconded by Boardmember Stewart to approve the Moreno Valley Equestrian Park and Nature Center Guidelines. Motion carried 4-0-1, Vice-President Batey absent. Roll call vote.

Boardmember West made a motion, seconded by Boardmember Stewart to introduce Ordinance No. CSD 30, amending Ordinance No. 29, regarding the Moreno Valley Equestrian Park and Nature Center. Motion carried 4-0-1, Vice-President Batey absent. Roll call vote.

Ordinance No. CSD 30

An Ordinance of the Moreno Valley Community Services District of the City of Moreno Valley, California, Amending Ordinance No. CSD-29, regarding the Moreno Valley Equestrian Park and Nature Center

F2. LEGISLATIVE UPDATE

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

Councilmember Stewart made a motion, seconded by Councilmember White to receive and file the Legislative Status Report. Motion carried 4-0-1, Mayor Pro Tem Batey absent.

G. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING & INTRODUCTION - NONE

ORDINANCES - 2ND READING & ADOPTION - NONE

ORDINANCES - URGENCY ORDINANCES - NONE

RESOLUTIONS - NONE

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 West

- 1) Announced that the Parks and Recreation Advisory Committee had met to discuss the Civic Center project with valuable input from the public who came to the meeting to express their views – commended Parks and Recreation Director Price and his staff for a great presentation
- 2) Attended the joint task force meeting of cities and schools where they discussed the middle school sports program – the program has become very successful
- 3) Announced the Finance Subcommittee is currently in the process of hiring a firm to audit the City’s finances for the next five years

Councilmember White

- 1) Thanked Roosevelt Tate for his comments this evening in regards to healing the community
- 2) Feels we need to lend our assistance to the Cultural and Performing Arts Center because when it is completed it will be a very nice asset to the community
- 3) Suggested the citizens look into the costs involved and closely examine the issue when they are asked to vote for a directly elected Mayor - feels we already have something that is working very well

Councilmember Stewart

- 1) Expressed his thanks to a gentleman by the name of Alberto who found his cellular phone in the Sears parking lot and returned it to him – he wouldn’t accept the reward he was offered – nice to know there are still honest people out there
- 2) Stated the utility user’s tax will be coming to Council on the May 8th agenda
- 3) In response to comments made regarding the police facility – we were formerly renting a building without any parking and now we own one – still have the need for more police officers
- 4) Stated the need for a new fire station in the College area as well as a new fire ladder truck and the personnel needed to staff the station
- 5) Advised there are many issues to be considered in having a directly-elected Mayor
- 6) Feels the Council is very youth-oriented
- 7) Requested Council agendize a short presentation on the Veteran’s proposed project at March ARB to be on a televised Council meeting (seconded by Councilmember White) – has serious concerns with changes made to the proposed project

Mayor Flickinger

- 1) Announced “Artistic Discovery” - the Congressional art’s competition for high school students sponsored by Congresswoman Mary Bono, Chamber of Commerce and the City will be held in the Council Chamber on April 28th at 1:30 p.m.
- 2) Expressed thanks to Roosevelt Tate for his gracious comments

- 3) Feels Mr. Terrell will have a lot of support going door to door to obtain signatures to put the directly elected Mayor issue on the ballot
- 4) Wished Mayor Pro Tem Batey well in his recovery

**RECESS TO CLOSED SESSION;
RECONVENE**

AGENDA ORDER

- E1. MORENO VALLEY COMMUNITY SERVICES DISTRICT PUBLIC HEARING TO CONDUCT MAIL BALLOT PROCEEDINGS OF CERTAIN TRACTS WITHIN ZONE D (PARKWAY LANDSCAPE MAINTENANCE)

Mayor Flickinger announced that the Council is returning to Agenda Item E1, the public hearing to consider Community Services District Zone D (Parkway Landscape Maintenance) Mail Ballot Proceedings.

The Acting Secretary announced the results as follows:

<u>Tract No.</u>	<u>Yes</u>	<u>No</u>
21737	7	3
18512/21322	113	40
19032	31	16
20272	79	27
21332	23	12
17334-1	17	6
17457	11	8
18784/20906	39	17
20941	30	6
21345	13	5
21597	20	10
21616	16	5
22276	16	3
22277	16	3
15433	27	6
19937	41	12

Boardmember White made a motion, seconded by Boardmember Stewart to receive and file the ballot results as provided by the Acting Secretary, authorize and impose the CSD Zone D charges for each affected Tract, subject to final verification of the results of the election. Motion carried 4-0-1, Vice-President Batey absent. Roll call vote.

ADJOURNMENT

There being no further business to conduct, the meeting was adjourned at 10:10 p.m. by unanimous informal consent.

Submitted by:

Alice Reed, Acting City Clerk
Acting Secretary, Moreno Valley Community Services District
Acting Secretary, Community Redevelopment Agency of the City of Moreno Valley

Approved by:

Bonnie Flickinger, Mayor
President, Moreno Valley Community Services District
Chairman, Community Redevelopment Agency of the City of Moreno Valley

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