

**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.
MAY 22, 2001**

CALL TO ORDER The Joint Meeting of the City Council, Community Services District, and the Community Redevelopment Agency was called to order at 7:12 p.m. by Mayor Flickinger in the Council Chambers located at 14177 Frederick Street.

PLEDGE OF ALLEGIANCE – The Pledge of Allegiance was led by Mayor Pro Tem Batey

INVOCATION – Pastor Keven Crothers, Moreno Valley Christian Church

ROLL CALL

Council:	Bonnie Flickinger	Mayor
	William H. Batey	Mayor Pro Tem
	Richard Stewart	Councilmember
	Frank West	Councilmember
	Charles R. White	Councilmember

Staff:

Alice Reed	Acting City Clerk
Steve Chapman	Finance Director/City Treasurer
Robert Herrick	City Attorney
Gene Rogers	City Manager
Barry McClellan	Assistant City Manager
Linda Guillis	Community and Economic Development Director
Richard Coz	Police Chief
Wes Alston	Fire Chief
Trent Pulliam	Public Works Director/City Engineer
Cynthia Pirtle	Director of Library Services
George Price	Parks and Recreation Director

PUBLIC COMMENTS ON ANY SUBJECT NOT ON THE AGENDA UNDER THE JURISDICTION OF THE CITY COUNCIL (COMMENTS NOT CONCLUDED BY 7:30 P.M.

WILL BE HEARD PRIOR TO CITY COUNCIL CLOSING COMMENTS AT THE END OF THE AGENDA)

John Hayes – 12201 Hythe St.(Submitted discourse for the record)

- 1) Elimination of City's Gross Receipts Tax

Pete Bleckert – Address matter of record

- 1) Comments made by Cathlene Fishman at prior Council meeting

George Albanese - Address matter of record (Submitted discourse for the record)

- 1) Former City Clerk and appointment of Acting City Clerk

Ray Hosman – Address matter of record

- 1) Robert Anderson's record of military service
- 2) Political activity on government property

Daryl C. Terrell – Address matter of record

- 1) Mayor Pro Tem Batey

Glen Perkins – 12188 Marigold Avenue

- 1) Proposed Veterans facility at MARB

Norma Cortez – 24371 Sunnymead Boulevard

- 1) Announcement of winner of the "Best Taco contest" at the Cinco de Mayo fiesta
- 2) Invitation to Hispanic Chamber of Commerce mixer

Priscilla Banks – 13560 Searson Drive

- 1) Proposed skateboard park

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 A11)

- 1) Action minutes of Council meetings

George Albanese – Address matter of record (Item A11) (Submitted discourse for the record)

- 1) Videotapes of Council meetings

John Hayes – Address matter of record. (Item A13) (Submitted discourse for the record)

- 1) Interest on City's investments

George Albanese – Address matter of record (Item A13) (Submitted discourse for the record)

- 1) New library and proposed parcel tax

Councilmember White made a motion, seconded by Mayor Pro Tem Batey to approve the Consent Calendars in their entirety, except for Item A10 as amended to read "Amendment to Agreement for Construction Inspection Services and Construction Survey Services, Project No. 97-25897, Nason Street – Alessandro Boulevard to Fir Avenue", and Item A11 as amended to read on first page of staff report "One of the alternatives discussed in an offer by the Moreno Valley Museum Foundation to house old Council meeting tapes at their museum facility", and Item II of Video Cassette Disposal Policy – Tape Disposal Process should read "At the end of the 90-day period, the tape will be given to the Moreno Valley Museum Foundation, at which time they will no longer be official records of the City. Motion carried unanimously. Roll call vote.

A. CONSENT CALENDAR - CITY COUNCIL

- A1. ORDINANCES - FIRST READING BY TITLE ONLY
Waived reading of all Ordinance introductions and read by title only.
- A2. MINUTES – REGULAR MEETING OF APRIL 24, 2001
Approved as submitted.
- A3. MINUTES – SPECIAL MEETING OF MAY 1, 2001
Approved as submitted
- A4. ANNUAL REVIEW OF DEVELOPMENT AGREEMENT FOR SPECIFIC PLAN 200 (TOWNGATE) (FEBRUARY 2, 2000 TO FEBRUARY 1, 2001) FRITZ DUDA COMPANY/HOUSING RESOURCES COMPANY
Determined that from February 1, 2000 to February 1, 2001, the Fritz Duda Company and Housing Resources and their assigns have complied in good faith with the terms and conditions of the Development Agreement as modified by the Park Settlement Agreement.
- A5. AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES, PROJECT NO. 99-25654 – IRONWOOD AVENUE REHABILITATION, BARCLAY DRIVE TO PIGEON PASS ROAD
Approved the "Agreement for Professional Consultant Services" with PSOMAS, 1700 Iowa Avenue, Riverside, to design the street improvements; authorized the Mayor to execute said "Agreement for Professional Consultant Services" with PSOMAS and authorized the issuance of a Purchase Order to PSOMAS, in the amount of \$99,848 when the Agreement has been signed by all parties (Account No. 125.65420).
- A6. AUTHORIZATION TO CLOSE PUBLIC STREETS FOR THE INDEPENDENCE DAY FESTIVITIES ON WEDNESDAY, JULY 4, 2001

1. Authorized the closure of the following streets between the hours of 7:00 a.m. and 12:00 noon for the purpose of conducting the Fourth of July Parade scheduled to take place Wednesday, July 4, 2001:
 - a. TownGate Boulevard between Frederick Street, Eucalyptus and Memorial Way;
 - b. Frederick Street between Centerpointe Drive and Cactus Avenue;
 - c. Cottonwood Avenue between Pan Am Boulevard and Dunhill Drive;
 - d. Eucalyptus Avenue between Pan Am Boulevard and Graham Street;
 - e. Dracaea Avenue between Pan Am Boulevard and Graham Street;
 - f. Atlantic Circle east of Frederick Street;
 - g. Brabham Street between Frederick Street and Andretti Street;
 - h. TownGate Boulevard between Frederick Street and Heritage Way;
 - i. Bay Avenue between Kristina Court and Courage Street;
 - j. Alessandro Boulevard between Chagall Court and Courage Street;
 - k. Resource Way between Frederick Street and Corporate Way;
 - l. Corporate Way between Calle San Juan de Los Lagos and Resource Way;
 - m. Calle San Juan de Los Lagos between Frederick Street and Corporate Way.

2. Authorized the closure of the following streets to through traffic, to remain open only to residents, between the hours of 11:00 a.m. and 9:00 p.m. for the purpose of conducting the Fourth of July Festivities and Fireworks Program which takes place on Wednesday, July 4, 2001:
 - a. Petaluma Avenue between Napa Valley and Morrison Street;
 - b. Napa Valley between Dracaea Avenue and Petaluma Avenue;
 - c. Lakeport Drive at Cottonwood Avenue;
 - d. Burney Pass between Cottonwood Avenue and Dracaea Avenue; and
 - d. Rockport Drive between Yuba Pass Road and Morrison Street.

The streets closed to through traffic are to prevent overflow parking from the fireworks program into residential areas. Also, for a short period and immediately following the fireworks show, staff recommends that the City Council authorize one-way traffic on various streets in the vicinity of Morrison Park as directed by the Moreno Valley Police Department.

- A7. MEASURE "A" LOCAL STREETS AND ROADS FUND PROGRAM, FIVE YEAR CAPITAL IMPROVEMENT PLAN, FISCAL YEAR 2002-2006
 Approved the Measure "A" Local Streets and Roads Fund Program, Five Year Capital Improvement Plan list of projects as identified in the tables entitled Riverside County Transportation Commission (RCTC), Measure "A" Local Fund Program, Fiscal Year 2002-2006 and authorized the submittal of the RCTC, Measure "A" Local Fund Program, Fiscal Year 2002-06, and the Maintenance of Effort (MOE) Certification Statement.

- A9. AGREEMENT FOR PROFESSIONAL CONSULTANT SERVICES, PROJECT NO. 00-9277420, ATWOOD STREET DESIGN
 Approved the "Agreement for Professional Consultant Services" with L.D. King, Inc., 2151 Convention Center Way, Suite 100, Ontario, California, 91716-4464 to design the Atwood Street Improvements, Heacock Street to Perris Boulevard; authorized the Mayor to execute said "Agreement for Professional Consultant Services" with L.D. King, Inc.; authorized the issuance of a Purchase Order to L.D. King, Inc., in the amount of \$91,659 when the Agreement has been signed by all parties and authorized the Finance Director to transfer \$91,659 from fund 892.66920 to a new account for the design work associated with the Atwood Street Improvements.
- A10. AMENDMENT TO AGREEMENT FOR CONSTRUCTION INSPECTION SERVICES AND CONSTRUCTION SURVEY SERVICES, PROJECT NO. 97-25897-1, ALESSANDRO BOULEVARD TO FIR AVENUE
 Approved as amended.
- A11. VIDEOCASSETTE DISPOSAL POLICY (Report of: Assistant City Manager)
 Approved as amended.
- A12. APPROVE AUDITING SERVICES AGREEMENT
 Selected the auditing firm, Lance, Soll & Lunghard of Brea, California, to be the independent auditors for the City of Moreno Valley, the Redevelopment Agency and the Community Services District for the fiscal years ending June 30, 2001, 2002 and 2003, with the option of extending the agreement for two successive years; directed the Finance Director and City Attorney to coordinate with Lance, Soll & Lunghard to develop an audit engagement letter that meets the City's contractual requirements and authorized the Mayor to sign the audit engagement agreement with Lance, Soll & Lunghard on behalf of the City of Moreno Valley, the Redevelopment Agency and the Community Services District.
- A13. APPROVAL OF QUARTERLY INVESTMENT REPORT – QUARTER ENDED MARCH 31, 2001
 Approved and accepted the attached quarterly investment report, in compliance with California Government Code Section 53646.

B. CONSENT CALENDAR - 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 24, 2001

Approved as submitted.

B3. MINUTES – SPECIAL MEETING OF MAY 1, 2001

Approved as submitted

B4. AWARD OF CONTRACT – MORENO VALLEY COMMUNITY SERVICES DISTRICT PROJECT NO. E-2/01 – MAINTENANCE OF EXTENSIVE LANDSCAPING AND IRRIGATION – HIDDEN SPRINGS

Approved the Agreement for landscape maintenance services with Tropical Plaza Nursery, Inc., Villa Park, California; authorized the President of the Board to execute said Agreement with Tropical Plaza Nursery, Inc.; authorized the Purchasing Agent to issue open purchase orders to Tropical Plaza Nursery, Inc. in the amounts of:

a.) ONE HUNDRED ELEVEN THOUSAND SEVEN HUNDRED EIGHTY DOLLARS AND NO/100 (\$111,780.00) for twelve months of base maintenance service, and;

b.) TWENTY-THREE THOUSAND SIX HUNDRED TWENTY DOLLARS AND NO/100 (\$23,620.00) for anticipated Additional Work, per Section 3., paragraph d. of said Agreement.

B5. PROPOSED ADDITIONAL SITE AT ARMADA ELEMENTARY SCHOOL AND ADDITION OF SITE SUPERVISOR POSITION FOR THE GRANT FUNDED CHILD CARE PROGRAM

Authorized one part-time Recreation Site Supervisor position to the Child Care Services Program; authorized the opening of a new child care program at Armada Elementary School for the Child Care Services Program; authorized a new Site Supervisor position on City employee roster and appropriated funds for this position and authorized the purchase of three new computers for the Armada Elementary School and one additional computer for the Program Manager position. This additional program and position is 100% grant funded.

B6. AMEND CONTRACT AGREEMENT WITH KORVE ENGINEERING FOR ADDITIONAL CONSTRUCTION MANAGEMENT AND ADMINISTRATION SERVICES

Amended and approved the Agreement for Professional Consultant Services, Citywide Streetlight Installation Design (“the Contract Agreement”) with Korve Engineering, Inc. (“Korve”) to revise the scope of services to include funding for additional construction management and administration services for the Citywide Streetlight Infill Project (Project Nos. CSD 98/99-001 and CSD 98/99-002); authorized the President of the Board to execute said Amendment to the Contract Agreement for Korve and revise the purchase order to Korve in the amount of \$3,250 to fund the additional scope of services to provide additional construction management and administration services to continue the Citywide Streetlight Infill Project.

C. CONSENT CALENDAR - COMMUNITY REDEVELOPMENT AGENCY

- C1. ORDINANCES - FIRST READING BY TITLE ONLY
Waived reading of all Ordinance introductions and read by title only.
- C2. MINUTES – REGULAR MEETING OF APRIL 24, 2001
Approved as submitted.
- C3. PROPOSED FY 2001/02 REDEVELOPMENT AGENCY BUDGET
Reviewed and commented on the proposed Redevelopment Agency Budget for FY 2001/02.

D. REPORT OF ACTION FROM CLOSED SESSION BY CITY ATTORNEY, IF ANY - NONE

E. PUBLIC HEARINGS - NONE

ITEMS REMOVED FROM CONSENT CALENDARS FOR DISCUSSION OR SEPARATE ACTION

- A8. NOTICE OF COMPLETION AND ACCEPTANCE OF NASON STREET IMPROVEMENTS, BETWEEN ALESSANDRO BOULEVARD AND FIR AVENUE, PROJECT NO. 97-25897-1

Councilmember Stewart made a motion, seconded by Mayor Pro Tem Batey to continue Item A8 to the regularly scheduled Council Meeting of 6/12/01. Motion carried unanimously.

**RECESS;
RECONVENE**

F. REPORTS

- F1. RIVERSIDE COUNTY INTEGRATED PLAN – PROPOSED COMMENTS

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 accept staff's recommendation as modified with the General Plan limitations being placed on Alternative #5 and to strengthen #6 to include the area through

the UCR area. Motion carried unanimously. Roll call vote.

**RECESS;
RECONVENE**

F2. UTILITY USER'S TAX DIFFERENTIAL REVENUE

Mayor Flickinger opened the agenda item for public comments, which were received from the following: Marcia Rodolf-Amino, Robert Lopez, John Hayes (submitted discourse for the record), and George Albanese.

Councilmember White made a motion, seconded by Councilmember Stewart, to reduce the Utility User's Tax on gas and electricity to 5.33%. Motion carried 4-1, Mayor Flickinger opposed. Roll call vote.

F3. FY 2001-02 PRELIMINARY BUDGET POWER POINT PRESENTATION
(Power Point Presentation continued to June 12, 2001)

Mayor Flickinger opened the agenda item for public comments, which were received from the following: Ruth Van Hala, Marcus Van Hala, Brenda Jackson, Tim Caszatt, Bea Brown, Mark Vargas, Randy Brown, Elanie O'Keefe, Thom Morales, John Hayes, Josephine A. Stone, Cathlene Fishman and George Albanese.

F3a. PROPOSED FY 2001/02 REDEVELOPMENT AGENCY BUDGET

Councilmember White made a motion, seconded by Councilmember West to continue Item F3a to the Council Meeting of June 12, 2001. Motion carried 4-0-1, Stewart absent.

F4. APPROVE AUDITING SERVICES AGREEMENT

Mayor Flickinger opened the agenda item for public comments, which were received from John Hayes and George Albanese.

Mayor Flickinger made a motion, seconded by Mayor Pro Tem Batey to select the auditing firm, Lance, Soll & Lunghard of Brea, California, to be the independent auditors for the City of Moreno Valley, the Redevelopment Agency and the Community Services District for the fiscal years ending June 30, 2001, 2002 and 2003, with the option of extending the agreement for two successive years; directed the Finance Director and City Attorney to coordinate with Lance, Soll & Lunghard to develop an audit engagement letter that meets the City's contractual requirements and authorized the Mayor to sign the audit

engagement agreement with Lance, Soll & Lunghard on behalf of the City of Moreno Valley, the Redevelopment Agency and the Community Services District. Motion carried 4-0-1, Councilmember Stewart absent.

F5. LEGISLATIVE UPDATE

Mayor Flickinger opened the agenda item for public comments - George Albanese made comments.

Item F5 continued to June 12, 2001.

F6. WAIVER OF PENALTIES AND INTEREST ON DELINQUENT ASSESSMENT INSTALLMENTS ON ASSESSOR PARCEL NUMBER (APN) 297-170-026 WITHIN ASSESSMENT DISTRICT 87-4 (CENTERPOINTE)

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

Councilmember White made a motion, seconded by Mayor Pro Tem Batey to adopt Resolution No.2001-20. Motion carried 4-0-1, Councilmember Stewart absent.

Resolution No. 2001-20

A Resolution of the City Council of the City of Moreno Valley, California, Waving Penalties and Interest on Delinquent Assessment Installments on Certain Property Pursuant to an Agreement By and Between the City of Moreno Valley and the County of Riverside

F7. REPORT TO CONSIDER PUBLIC COMMENTS REGARDING COMMUNITY SERVICES DISTRICT ZONE D MAIL BALLOT PROCEEDINGS FOR TRACTS 19799, 22093, AND 22371 (AND ALL ASSOCIATED PHASES)

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

F8. REPORT TO CONSIDER PUBLIC COMMENTS REGARDING MORENO VALLEY COMMUNITY SERVICES DISTRICT PROPOSED 2001/2002 ANNUAL CHARGES

Mayor Flickinger opened the agenda item for public comments - George Albanese made comments.

G. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING & INTRODUCTION

- G1. APPROVE AND ADOPT RESOLUTION NO. CSD 2001-06 FOR THE ESTABLISHMENT OF COMMUNITY SERVICES DISTRICT (CSD) ZONE B1-B (KRISTEN COURT STREETLIGHT IMPROVEMENTS) AND INTRODUCE ORDINANCE NO. CSD 31 FOR THE PURPOSE OF AUTHORIZING THE COLLECTION OF CHARGES

Boardmember White made a motion, seconded by Vice-President Batey to approve and adopt Resolution No. CSD 2001-06, for the purpose of establishing Zone B-1B District boundaries (subzone of CSD Zone B) and construction of improvements for Kristen Court. Motion carried 4-0-1, Boardmember Stewart absent.

Resolution No. CSD 2001-06

A Resolution of the City Council of the City of Moreno Valley, California, Acting in its Capacity as the Board of Directors of the Moreno Valley Community Services District, Approving the Establishment of Zone B-1B (Kristen Court Streetlight Improvements)

Boardmember White made a motion, seconded by Vice-President Batey to introduce Ordinance No. CSD 31, as required by the County of Riverside, to authorize the collection of Zone B-1B District parcel charges on the tax bill. Motion carried 4-0-1, Boardmember Stewart absent.

Ordinance No. CSD 31

An Ordinance of the City Council of the City of Moreno Valley, California, Acting in its capacity as the Board of Directors of the Moreno Valley Community Services District, Approving and Adopting a Parcel Charge for Zone B-1B (Kristen Court Streetlight Improvements) During Fiscal Year 2001/02

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

Mayor Flickinger

- 1) Stated she would like to move the Council Comments portion of the meeting to earlier in the Agenda

Councilmember White

- 1) In response to Mr. Hosman, stated he will speak his first amendment rights anytime, anyplace as he sees fit

Mayor Pro Tem Batey

- 1) Stated he will not resign from the City Council
- 2) Stated that his support is with our law enforcement personnel in Moreno Valley
- 3) Referenced NFPA 1710 which sets a new standard including response time for fire services

Councilmember West had no closing comments

ADJOURNMENT

There being no further business to conduct, the meeting was adjourned at 12:00 midnight 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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