

**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 – 6:30 P.M.
NOVEMBER 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 6:38 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 David Carlson, Moreno Christian Assembly

ROLL CALL

Council:

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

Staff:

Alice Reed	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

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, there being none, public comments were closed.

Councilmember White made a motion, seconded by Mayor Pro Tem Batey to approve the Consent Calendars in their entireties. Motion carried 5-0. 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 OCTOBER 9, 2001
Approved as submitted.
- A3. MINUTES – REGULAR MEETING OF OCTOBER 23, 2001
Approved as submitted.
- A4. PARCEL MAP 24349, PARCEL 4 - EXECUTE DEED OF RECONVEYANCE AND ADOPT RESOLUTION NO. 2001-66, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY AUTHORIZING ACCEPTANCE OF THE PUBLIC RIGHT-OF-WAY IMPROVEMENTS AS COMPLETE AND ACCEPTING PENUNURI PLACE (LOT "D") INTO THE CITY MAINTAINED STREET SYSTEM (NORTH SIDE OF PENUNURI PLACE, EAST OF MORTON ROAD – SUBDIVIDER – ANTHONY AND EVA SIEGFRIED)
Authorized the Mayor to execute the Deed of Reconveyance to reconvey the interest in the Deed of Trust known as Instrument No. 410853, recorded December 12, 1995 in the Official Records of Riverside County, California; directed the City Clerk to forward the signed Deed of Reconveyance to the County Recorder's Office; and adopted Resolution No. 2001-66 authorizing the acceptance of the public right-of-way improvements for Parcel Map 24349, Parcel 4 as complete and accepting Penunuri Place (Lot "D") into the City maintained street system.

Resolution No. 2001-66

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of Public Right-of-Way Improvements as Complete within Parcel 4 of Parcel Map 24349, and Accepting Penunuri Place (Lot "D") into the City Maintained Street System

- A5. APPROVAL OF INDEMNITY AGREEMENT RECOGNIZING AND ACKNOWLEDGING M.V. ASSOCIATES LLC, A CALIFORNIA LIMITED LIABILITY COMPANY AS THE OWNER OF CERTAIN MORENO AREA DRAINAGE PLAN FEE CREDITS

Approved the Indemnity Agreement as reviewed and approved as to form by the City Attorney; and authorized the City Manager to execute the Indemnity Agreement.

- A6. NOTICE OF COMPLETION – FISCAL YEAR 2000/01 SENATE BILL (SB) 821 BICYCLE AND PEDESTRIAN PROJECTS PROGRAM - PROJECT NO. 00-227222

Ratified Contract Change Order No. 1, adjusting the bid item quantities and increasing the contract time to 42 working days; accepted the work for the Fiscal Year 2000/2001 SB821 Bicycle and Pedestrian Projects Program constructed by JDC, Inc., Rancho Cucamonga; directed the City Clerk to record the Notice of Completion within ten (10) days at the office of the County Recorder of Riverside County, as required by Section 3093 of the California Civil Code; authorized the Director of Finance to release the retention to JDC, Inc., thirty-five (35) calendar days after the date of recordation of the Notice of Completion if no claims are filed against the project (Account No. 122.72220); and accept the improvements into the City Maintained Road System.

- A7. RESOLUTION 2001-67 A PORTION OF SAN MICHELE ROAD, BETWEEN PERRIS BOULEVARD AND INDIAN STREET AS PUBLIC RIGHT-OF-WAY
Approved and adopted Resolution No. 2001-67 accepting dedication for public highway, utility, and public service purposes, but not accepting as a part of the City Maintained Road System; and directed the City Clerk to cause the Resolution to be recorded in the office of the Recorder of the County of Riverside.

Resolution No. 2001-67

A Resolution of the City Council of the City of Moreno Valley, California, Accepting Dedication of an Easement for a Portion of San Michele Road between Perris Boulevard and Indian Street as Public Right-of-Way

- A8. REQUEST ADOPTION OF PLANS AND SPECIFICATIONS, AND MINUTES

AUTHORIZATION TO ADVERTISE FOR CONSTRUCTION BIDS FOR
COLLEGE PARK FIRE STATION NO. 91 - PROJECT NO. 00-4372540

Adopted the Plans and Specifications that are on file in the office of the Public Works Director; and authorized the City Clerk to advertise the project for construction bids.

- A9. REQUEST FOR AUTHORIZATION OF RED CURB PAINTED WEST OF THE ENTRANCE TO SUPREME TRUCK BODY, A BUSINESS LOCATED AT 22135 ALESSANDRO BOULEVARD

Authorized the 297 feet of red curb painted west of the entrance to Supreme Truck Body, a business located at 22135 Alessandro Boulevard, to provide standard sight distance for the existing employees.

- A10. RESOLUTION NO. 2001-68 - APPROVE AND AUTHORIZE EXECUTION OF PROGRAM SUPPLEMENT AGREEMENT NO. M014, TO THE ADMINISTERING AGENCY-STATE AGREEMENT FOR FEDERAL-AID PROJECT NO. 08-5441, INTERCONNECT INSTALLATION ON CACTUS AVENUE, SUNNYMEAD BOULEVARD, AND PIGEON PASS ROAD - PROJECT NO. CML 5441 (024)

Adopted Resolution No. 2001-68, and approved Program Supplement Agreement No. M014, to the Administering Agency-State Agreement for Federal-Aid Project No. 08-5441 for construction and construction engineering; and authorized the Mayor to execute Program Supplement No. M014.

Resolution No. 2001-68

A Resolution of the City Council of the City of Moreno Valley, California, Approving and Authorizing Execution of Program Supplement No. M014 to Administering Agency-State Agreement No. 08-5441 for Federal-Aid Projects between the State of California, Acting by and through the Department of Transportation and the City of Moreno Valley

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 OCTOBER 9, 2001

Approved as submitted.

- B3. MINUTES – REGULAR MEETING OF OCTOBER 23, 2001

Approved as submitted.

- B4. ACCEPTANCE OF DONATED FUNDS FOR THE PUBLIC ADDRESS SOUND SYSTEM

Authorized the acceptance of a \$3,000 donation from Process Communication Developers, Inc., for the purchase of the Anchor Xtreme Liberty Portable Sound System; and approved an appropriation of \$3,000 for expense account number

161.76105.6641.648 for the purchase of the equipment.

B5. ACCEPTANCE OF GRANT MONIES FROM THE CALIFORNIA DEPARTMENT OF EDUCATION, CHILD DEVELOPMENT SERVICES, FOR CHILD CARE SERVICES AND ADOPTION OF THE RESOLUTION TO CERTIFY THE APPROVAL OF THE GOVERNING BOARD

Authorized the acceptance of grant monies in the amount of \$586,046 for fiscal year 2001/2002 from the California Department of Education, Child Development Division, for the purpose of providing school age childcare and development services; and adopted Resolution No. CSD 2001-19 to certify the approval of the governing board to enter into this transaction with the California Department of Education for the purpose of providing child care and development services and to authorize the designated personnel, as shown on the resolution, to sign contract documents for FY 2001/02.

Resolution No. CSD 2001-19

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 Certifying the Approval of the Governing Board to Enter into a Transaction with the California Department of Education for the Purpose of Providing Child Care and Development Services and to Authorize Designated Personnel to Sign Contract Documents for FY 2001/02

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 OCTOBER 9, 2001

Approved as submitted.

C3. MINUTES – REGULAR MEETING OF OCTOBER 23, 2001

Approved as submitted.

D. PUBLIC HEARINGS

D1. PUBLIC HEARING TO REVIEW THE APPLICATIONS BY LEADERS IN COMMUNITY ALTERNATIVES FOR A GENERAL PLAN AMENDMENT (PA01-0031), CHANGE OF ZONE (PA01-0026) AND CONDITIONAL USE PERMIT (PA01-0027) TO ESTABLISH A TRANSITIONAL HOUSING FACILITY FOR PAROLEES ON BUSINESS CENTER DRIVE (CONTINUED FROM

OCTOBER 9, 2001)

Conducted a public hearing to review the applications by Leaders in Community Alternatives for a General Plan Amendment, Change of Zone and Conditional Use Permit for Parolees on Business Center Drive.

Mayor Flickinger opened the public testimony portion of the public hearing. Comments were received from Steve Goya, Lou Scarpino and Reverend Paul Cunningham. Mayor Flickinger closed the public comments portion of the public hearing.

Resolution No. 2001-70

A Resolution of the City Council of the City of Moreno Valley, California, Denying a General Plan Amendment (PA01-0031), Denying a Change of Zone (PA01-0026) and Denying a Conditional Use Permit (PA01-0027) to Change the Zone and General Plan Designations from Business Park to Industrial for Property on the West and South Sides of Business Center Drive and to Allow a Transitional Housing Facility for Parolees to be Established on an Existing Developed Site Comprising 1.62 Acres on the West Side of Business Center Drive (14114 Business Center Drive)

Councilman White made a motion, seconded by Councilman Stewart to adopt Resolution No. 2001-70 denying the requested general plan amendment, change of zone and conditional use permit. Motion carried 3-2, Flickinger and Batey opposed. Roll call vote.

- D2. PA00-0055 (CONDITIONAL USE PERMIT – APPLICANT: SPRINT PCS, LOCATION: 15860 EMMA LANE (EAST SIDE OF EMMA LANE AND NORTH OF IRIS AVENUE) PROPOSAL: REQUEST BY THE APPLICANT TO APPEAL THE PLANNING COMMISSION DECISION TO DENY THE ENVIRONMENTAL DETERMINATION FOR CONDITIONAL USE PERMIT APPLICATION PA00-0055 FOR A 72-FOOT TALL MONOPINE

Conducted a public hearing to consider the appeal to the Planning Commission decision to deny the environmental determination for Conditional Use Permit Application PA00-0055.

Mayor Flickinger opened the public testimony portion of the public hearing – Comments were received from David Leonardi, applicant.

Mayor Flickinger closed the public comments portion of the public hearing.

Resolution No. 2001-69

A Resolution of the City Council of the City of Moreno Valley Denying PA00-0055, a Conditional Use Permit for a Proposed New Wireless Telecommunications Facility Located on a Single-Family Residential Lot at 15860 Emma Lane

Councilman White made a motion, seconded by Councilman Stewart recognizing that the proposed telecommunications facility will have a significant impact on the environment and approved City Council Resolution No. 2001-69 denying PA00-0055 based on the findings included in the Resolution. The motion carried 4-1, Batey opposed. Roll call vote.

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

F. REPORTS

F1. REVITALIZATION PROGRAM (FORMERLY KNOWN AS ACQUISITION, REHABILITATION, AND RESALE PROGRAM – ARR)

Mayor Flickinger opened the agenda item for public comments, which were received from Hector Viscarra, Leanne Kimball, David Judd, Steve Schechtman, George Jordan, Omar Alberan, Beverly Bayer, Gordon Maddock, Marie Strauss, Melli Van Natta, Pete Bleckert and Ray Hosman.

F2. REPORT TO CONSIDER PUBLIC COMMENTS REGARDING THE MAIL BALLOT PROCEEDING TO REACTIVATE ZONE D (PARKWAY LANDSCAPE MAINTENANCE) FOR TRACT 20579

Mayor Flickinger opened the agenda item for public comments, which were received from William Baker.

F3. REPORT TO CONSIDER PUBLIC COMMENTS REGARDING MAIL BALLOT PROCEEDING TO REACTIVATE ZONE D (PARKWAY LANDSCAPE MAINTENANCE) AT THE STANDARD SERVICE LEVEL FOR TRACT 20404

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

F4. CITY MANAGER'S REPORT (Oral presentation only)

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

G. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING AND INTRODUCTION - NONE

ORDINANCES - 2ND READING AND ADOPTION - NONE

ORDINANCES - URGENCY ORDINANCES – NONE

RESOLUTIONS – NONE

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

Juanita Barnes, 13411 JoAnn Street

- 1) Co-sponsorship of Black History Parade

Daryl Terell, Address matter of record

- 1) City's economic situation
- 2) Terrorist attack in Moreno Valley

Ray Hosman, Address matter of record

- 1) Thanked signers of utility tax petition

Pete Bleckert, Address matter of record

- 1) Political sign ordinance enforcement

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

Councilmember West

- 1) Parks & Recreation Advisory Committee strongly supports skating rink

Councilmember Stewart

- 1) Customs requesting expansions
- 2) CDF facilities moving along

- 3) Air Force proposing new fencing
- 4) Veterans Administration considering renovation of the hospital
- 5) Global Port development
- 6) Fire on Box Springs
- 7) Bobcats killing small animals (chickens)

Councilmember White

- 1) Accepted responsibility for political signs and will remove them until appropriate time

Mayor Pro Tem Batey

None

Mayor Flickinger

- 1) Read portion of Title 9 regarding political sign provisions.

CLOSED SESSION

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

ADJOURNMENT

There being no further business to conduct, the meeting was adjourned at 12:20 a.m.
by unanimous informal consent.

Submitted by:

Alice Reed, City Clerk
Secretary, Moreno Valley Community Services District
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

\RNH