

**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.
OCTOBER 9, 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 6:35 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 - A moment of silence for the victims of the September 11 terrorist attacks

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
Rix Skonberg	Purchasing Manager
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
Tom Breitreuz	Special Districts Manager
Cynthia Pirtle	Director of Library Services
George Price	Parks and Recreation Director

Community and Economic Development Director Linda Guillis introduced Mitch Slagerman, new RDA Manager

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, which were received from John Hayes (Items A6 and A7), Ray Hosman (Item A7), and Dick Heil (Item A7).

Mayor Pro Tem Batey made a motion, seconded by Councilmember Stewart to approve the Consent Calendars in their entirety, except for Item A7, which was pulled for separate discussion/action. 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. NOTICE OF COMPLETION AND ACCEPTANCE OF FISCAL YEAR 1999/2000 CLASS II/III BICYCLE ROUTES, VARIOUS LOCATIONS CITY WIDE. PROJECT NO. 99-25653
Ratified contract change order No. 1, increasing the contract time to 56 working days, due to supplier/manufacturer delays; accepted the work for the Fiscal Year 1999/2000 Class II/III Bicycle Routes, constructed by DBX, Inc., of Temecula, California, as completed; directed the City Clerk to record the Notice of Completion within ten 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 DBX, 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. 00125.65320); and accepted the improvements into the City maintained road system.
- A3. RESOLUTION NO. 2001-58 - APPROVE AND AUTHORIZE EXECUTION OF PROGRAM SUPPLEMENT AGREEMENT NO. M012, TO THE ADMINISTERING AGENCY-STATE AGREEMENT FOR FEDERAL-AID PROJECT NO. 08-5441, MEDIAN NOSE MODIFICATIONS AT VARIOUS LOCATIONS, STORM DRAIN IMPROVEMENTS AT FREDERICK STREET AND ALESSANDRO BOULEVARD, AND INTERSECTION CROSSGUTTER IMPROVEMENTS AT PIGEON PASS ROAD AND IRONWOOD AVENUE, PROJECT NOS. 98-26765, 98-21767, 98-21768)
Adopted Resolution No. 2001-58, and approved Program Supplement Agreement No. M012, 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. M012.

Resolution No. 2001-58

A Resolution of the City Council of the City of Moreno Valley, California, Approving and Authorizing Execution of Program Supplement No. M012 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

- A4. MINUTES – SPECIAL MEETING OF SEPTEMBER 18, 2001
Approved as submitted.
- A5. FOURTH AMENDMENT TO POLICE CONTRACT (CONTINUED FROM SEPTEMBER 25, 2001)
Approved the Fourth Amendment to the police contract.
- A6. RESOLUTION TO ACQUIRE FEDERAL SURPLUS PROPERTY
Adopted Resolution No. 2001-59.

Resolution No. 2001-59

A Resolution of the City Council of the City of Moreno Valley, California, Designating Certain Authorized City Employees to Acquire Federal Surplus Property from the California State Agency for Surplus Property

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. APPROVAL OF GRANT APPLICATION FOR SOCCER FIELDS AT MARCH FIELD PARK
Approved the filing of an application for local assistance funds in the amount of \$250,000 for the "Soccer Fields" project at March Field Park to be funded from the Roberti-Z'berg-Harris Urban Open Space and Recreational Program under the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Act of 2000; adopted Resolution No. CSD 2001-18 to certify the approval of the governing board to enter into this transaction with the California Department of Parks and Recreation for the purpose of applying for grant funding for the "Soccer Fields" project at March Field Park from the Roberti-Z'berg-Harris Urban Open Space and Recreation Program under the Safe Neighborhood Parks, Clean water, Clean Air, and Coastal Protection Bond Act of 2000; and to authorize the

designated personnel, as shown on the resolution, to sign contract documents for FY 2001/02, 2002/03, 2003/04.

Resolution No. CSD 2001-18

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 for the City of Moreno Valley Parks and Recreation Department to Apply for Grant Funds for the Roberti-ZBerg-Harris Urban Open Space and Recreation Program under the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Act of 2000 for Soccer Fields and to Authorize Designated Personnel to Sign Contract Documents for FY 2001/02, 2002/03 and 2003/04

- B3. MINUTES – SPECIAL MEETING OF SEPTEMBER 18, 2001
Approved as submitted.

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 – SPECIAL MEETING OF SEPTEMBER 18, 2001
Approved as submitted.

D. PUBLIC HEARINGS

- D1. PA00-0001 (CONDITIONAL USE PERMIT); P00-041 (ADMINISTRATIVE PLOT PLAN) - APPLICANT: CHEVRON PRODUCTS COMPANY - LOCATION: ON THE WEST SIDE OF FREDERICK STREET, SOUTHWEST OF THE HIGHWAY 60 OFF-RAMP AND APPROVE RESOLUTION NO. 2001-44 (CONTINUED FROM AUGUST 14, 2001))

Councilmember Stewart made a motion, seconded by Councilmember White to not continue this item. Motion carried 4-1. Mayor Pro Tem Batey opposed. Roll call vote.

The applicant voluntarily withdrew the application; therefore, the hearing was moot.

- D2. PA01-0031 (GENERAL PLAN AMENDMENT); PA01-0026 (CHANGE OF ZONE); PA01-0027 (CONDITIONAL USE PERMIT); APPLICANT: LEADERS IN

COMMUNITY ALTERNATIVES; LOCATION: ON THE WEST SIDE OF BUSINESS CENTER DRIVE, WEST OF ELSWORTH STREET - PROPOSAL: TO CHANGE THE GENERAL PLAN AND ZONING DESIGNATIONS FROM BUSINESS PARK TO INDUSTRIAL AND TO ESTABLISH A TRANSITIONAL HOUSING FACILITY FOR PAROLEES (CONTINUED FROM SEPTEMBER 18, 2001)

Councilmember White made a motion, seconded by Mayor Pro Tem Batey to continue the item to the City Council meeting of November 13, 2001, at the request of the applicant. Motion carried 5-0. Roll call vote.

D3. COUNCILMANIC REDISTRICTING

**RECESS;
RECONVENE**

Conducted a second public hearing to consider the three proposed alternative redistricting plans of the Councilmanic districts in the City of Moreno Valley.

Mayor Flickinger opened the public testimony portion of the public hearing – Comments were received from John Hayes.

Councilmember Stewart made a motion, seconded by Councilmember White to continue this item to the next Council meeting in order to receive additional information. Motion carried 5-0.

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

A7. DIAMOND VALLEY LAKE RECREATIONAL BOATING RESOLUTION

Councilmember Stewart made a motion, seconded by Councilmember White to adopt Resolution No. 2001-62 modified as follows – title: delete “The City of Hemet” and replace with “Metropolitan Water District”; Section 1: replace word “specific” before “recreational” with word “limited”; add period after the word “purposes”; and delete “to maximize economic benefits to the City, State, and region”; Section 3: change “City of Hemet recommendation” to “MWD recommendation”, Subsection 3A will remain as presently printed; Subsection 3B

will read "Limitation of gasoline powered boats to those that operate on 4-stroke or ultra-low emission 2-stroke engines." Section 3C will be deleted.

Councilmember Stewart amended the motion, seconded by Councilmember White to add word "staff" after word "MWD" in place where MWD appears. Motion carried 4-1, Mayor Pro Tem Batey opposed. Roll call vote.

Resolution No. 2001-62

A Resolution of the City Council of the City of Moreno Valley Supporting Metropolitan Water District Staff Recommendation on Modified Boating Rules for Diamond Valley Lake

F. REPORTS

AGENDA ORDER

- F3. WITHDRAWAL OF \$8,000 FROM THE TRUST FUND ESTABLISHED FOR THE ACQUISITION AND RESTORATION OF CULTURAL OR HISTORIC PROPERTIES

Mayor Flickinger opened the agenda item for public comments which were received from Rick De Jong.

Councilmember White made a motion, seconded by Councilmember West to continue this item to October 23, 2001, City Council meeting to give staff a chance to go over this matter with parties involved and to come up with a definite program. Motion carried unanimously.

- F4. CONSIDERATION OF HUD SALES CONTRACT WITHDRAWAL FOR THE SINGLE-FAMILY RESIDENCE LOCATED AT 13125 LARKHAVEN

Mayor Flickinger opened the agenda item for public comments which were received from Jamie King, Meli Van Natta, John Hayes, and Pete Bleckert.

Mayor Pro Tem Batey made a motion, seconded by Councilmember White to receive and file report. Motion carried 3-2. Mayor Flickinger and Councilmember Stewart abstained.

Mayor Pro Tem Batey withdrew his motion because there was no report to be filed.

No action required.

AGENDA ORDER

- F1. REPORT TO CONSIDER PUBLIC COMMENTS REGARDING MAIL BALLOT PROCEEDING TO REINSTATE ZONE D (PARKWAY LANDSCAPE MAINTENANCE) AT THE STANDARD SERVICE LEVEL FOR TRACT 17033

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

No action required.

- F2. REPORT ON CITY FINANCIAL MANAGEMENT (CONTINUED FROM SEPTEMBER 25, 2001)

RECESS; RECONVENE

Power Point Presentation.

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

No action required.

AGENDA ORDER

- F5. CITY COUNCIL RECOGNITION POLICY REVISION (CONTINUED FROM SEPTEMBER 25, 2001)

Councilmember White made a motion, seconded by Mayor Pro Tem Batey to adopt the proposed City Council Recognition Policy revisions. Motion carried 5-0. Roll call vote.

- F6. RESOLUTION NO. 2001-63

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

Councilmember White made a motion, seconded by Mayor Flickinger to adopt Resolution No. 2001-63, a Resolution of the City Council of the City of Moreno Valley, California, expressing its position that there be no limitations placed on the

future development of the March Inland Port until all reasonable alternatives have been fully studied and considered. Motion carried 5-0. Roll call vote.

Resolution No. 2001-63

A Resolution of the City Council of the City of Moreno Valley, California, Expressing its Position that There be no Limitations Placed on the Future Development of the March Inland Port until all Reasonable Alternatives Have Been Fully Studied and Considered

F7. LEGISLATIVE UPDATE

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

Mayor Pro Tem Batey made a motion, seconded by Councilmember Stewart to receive and file the Legislative Status Report. Motion carried unanimously.

F8. CITY MANAGER'S REPORT

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

No action required.

AGENDA ORDER

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

Priscilla Banks – 13560 Searson Drive

- 1) Utility user's tax petition
- 2) Input from citizens

Wybe Schaafsma – Address matter of record

- 1) Library measure
- 2) Placement of public comments on matters not on the agenda
- 3) Proposed fire station

Ray Hosman – Address matter of record

- 1) Press-Enterprise article of 10/09/01
- 2) City Council Rules of Procedure

- 3) Finance Department's Power Point presentation

Pete Bleckert – P.O. Box 217

- 1) New fire station
- 2) Police radio system

Daryl C. Terrell – Address matter of record

- 1) Liberty, unity, fight against terrorism

George Albanese – Address matter of record

- 1) Time limitation for public comments on Consent Calendar items

Kenneth F. Loomis – 25370 Ramblewood Court

- 1) Need to attract small businesses to the City

Alan G. Camou – 25609 El Greco Drive

- 1) Public Access Channel for the City

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

Councilmember White

- 1) Responded to public comments regarding making mistakes

Councilmember Stewart

- 1) Responded to Mr. Loomis' comments – offered to provide statistics on Moreno Valley commuters
- 2) Stated that City's bonus program is similar to program existing in federal government
- 3) Stated that in the past, public comments on all agenda items were limited to three minutes only, and Council comments were heard at the beginning of the meeting
- 4) Police radio issues – report was presented to City and Public Safety Subcommittee
- 5) Recognized City's Press-Enterprise reporter John Berry, a warrant officer in the U.S. Army Reserve, who recently has been activated to serve our country. Encouraged everyone to recognize others called to active duty
- 6) Announced that Vietnam Veterans of America, Chapter 47 Inland Empire, will be holding "Celebrate America" on 10/20/01 at 4 p.m. at the Riverside National Cemetery to support and salute our nation's men and women in uniform

Mayor Flickinger

- 1) Stated that she will enforce rules of procedure for public and Councilmembers
- 2) Agreed with speakers that the hour of public comments is inappropriate; it should be 8

- p.m., not 10 p.m.
- 3) Thanked the public for complying with the new rules
 - 4) Supported having a public access TV channel
 - 5) Free publication of "Kids and the Law," an A to Z guide for parents or anyone who works with children or teenagers (funded by the Foundation of the State Bar of California) – would provide a copy to those interested
 - 6) Announced that, as of today, she is the President of League of California Cities, Riverside County Division – this is the first time that the Division has a president from Moreno Valley
 - 7) Asked everyone to join the movement to observe a one-month anniversary of the September 11 terrorist attacks and drive with headlights on. Encouraged everyone to go back to normal activities, but never forget what happened on September 11th
 - 8) Congratulated graffiti removal crew for a job well done

Councilmember West

- 1) Stated that City employees are providing outstanding service to public and are doing an excellent job. Asked citizens to look carefully at the utility user's tax petition and consider consequences of eliminating this tax

Mayor Pro Tem Batey – had no closing comments

G. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING AND INTRODUCTION - NONE

ORDINANCES - 2ND READING AND ADOPTION - NONE

ORDINANCES - URGENCY ORDINANCES – NONE

RESOLUTIONS

G1. RESOLUTION FOR THE ABATEMENT OF PUBLIC NUISANCES

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. 2001-61 of the City of Moreno Valley, California, confirming assessments on certain real properties as outlined in the Property Assessment List in the staff report for the abatement of nuisances. Motion carried 5-0. Roll call vote.

Resolution No. 2001-61

A Resolution of the City Council of the City of Moreno Valley, California, Confirming Statements of Costs against Real Property Located in the City of Moreno Valley for Abatements of Public Nuisances and Direction that Said Statements of Costs Constitute a Lien upon Said Properties

CLOSED SESSION - NONE

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 10:50 p.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

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