

**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.  
MARCH 26, 2002**

**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 6:30 p.m. by Mayor White in the Council Chamber located at 14177 Frederick Street.

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

**INVOCATION** - Pastor Minister Willie Bell, Friendship Christian Fellowship Church

**ROLL CALL**

Council:

Charles R. White	Mayor
William H. Batey	Mayor Pro Tem
Bonnie Flickinger	Councilmember
Richard A. Stewart	Councilmember
Frank West	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
William Di Yorio	Police Chief
Wes Alston	Fire Chief
Trent Pulliam	Public Works Director/City Engineer
Rebecca Manley	Senior Librarian
George Price	Parks and Recreation Director

Mitch Slagerman, RDA Manager, introduced Nicole Stangle, the City's new CDBG Analyst.

**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 White opened the agenda items for the Consent Calendars for public comments; there being none, public comments were closed.

Mayor Pro Tem Batey made a motion, seconded by Councilmember Flickinger 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. STREET NAME PROPOSAL – ADOPT RESOLUTION NO. 2002-21, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, ASSIGNING AVENIDA ROMELIO RUIZ AS THE STREET NAME FOR THE PROPOSED ENTRANCE TO THE CIVIC CENTER COMPLEX ON THE WEST SIDE OF FREDERICK STREET, BETWEEN ALESSANDRO BOULEVARD AND CALLE SAN JUAN DE LOS LAGOS  
Adopted Resolution No. 2002-21, assigning Avenida Romelio Ruiz as the street name for the proposed entrance to the Civic Center.

Resolution No. 2002-21

A Resolution of the City Council of the City of Moreno Valley, California, Assigning Avenida Romelio Ruiz as the Street Name for the Proposed Entrance to the Civic Center Complex

- A3. WARRANT REPORTS – FEBRUARY 28, 2002  
Adopted Resolution No. 2002-18, approving the Warrant Reports, including wire transfers, dated February, 2002, in the total amount of \$9,937,131.97.

Resolution No. 2002-18

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Warrant Reports Dated February 28, 2002

- A4. RESOLUTION NO. 2002-19, APPROVING TEMPORARY BUSINESS LICENSE FEE RELATIVE TO FARMER’S MARKET AND FAMILY FESTIVAL AT TOWNGATE MALL  
Adopted Resolution No. 2002-19, approving a temporary business license

processing fee of \$5.00 per day for participating vendors relative to the Farmer's Market to be held at Towngate Mall from May 3 through August 30, 2001.

Resolution No. 2002-19

A Resolution of the City Council of the City of Moreno Valley, California, Establishing a Temporary Business License Fee for Participating Vendors Relative to the Farmer's Market at Towngate Mall

A5. REQUEST FOR A FOUR-WAY STOP AT THE INTERSECTION OF INDIAN STREET AND BAY AVENUE UNTIL A TRAFFIC SIGNAL CAN BE CONSTRUCTED

Adopted Resolution No. 2002-20 to establish 4-way stop controls at the intersection of Indian Street and Bay Avenue and directed Transportation Engineering Division to prioritize Indian Street and Bay Avenue on the 2003/2005 signal priority list.

Resolution No. 2002-20

A Resolution of the City Council of the City of Moreno Valley Establishing Stop Controls for North and South Bound Traffic on Indian Street at Bay Avenue

A6. REQUEST ADOPTION OF PLANS AND SPECIFICATIONS, AND AUTHORIZATION TO ADVERTISE FOR CONSTRUCTION BIDS FOR THE FISCAL YEAR 2001/2002 SLURRY SEAL PROGRAM, PROJECT NO. 01-12584830

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

A7. APPROVAL OF FINAL MAP 29761 – SINGLE FAMILY RESIDENTIAL PROJECT AND ACCEPT AGREEMENT AND BONDS FOR PUBLIC RIGHT-OF-WAY IMPROVEMENTS; EXONERATE FAITHFUL PERFORMANCE AND MATERIAL AND LABOR BONDS FOR TRACT 21463, NORTH SIDE OF SUNNYMEAD RANCH PARKWAY AT LAKE VISTA ROAD - D.R. HORTON LOS ANGELES HOLDING COMPANY, INC., CORONA, CALIFORNIA

Approved Final Map 29761, 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; directed the City Clerk to forward the signed agreement to the County Recorder's Office for recordation; instructed the

City Engineer to prepare the exoneration of the Faithful Performance Bond and Material and Labor Bond for Tract 21463 upon acceptance of the bonds and Agreement for Public Improvements for Final Map 29761.

- A8. APPROVAL OF FINAL MAP 30286 – SINGLE FAMILY RESIDENTIAL PROJECT AND ACCEPT AGREEMENT AND BONDS FOR PUBLIC RIGHT OF WAY IMPROVEMENTS, NORTH SIDE OF IRIS AVENUE, EAST OF LASSELLE STREET – K. HOVNANIAN FORECAST HOMES, INC., ONTARIO, CALIFORNIA

Approved Final Map 30286, 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. REQUEST TO CONTINUE MARCH 12, 2002, CONSENT ITEM A8 – APPROVAL OF FINAL MAPS 29143-2,3,4,5,6,F

Continued this item to the April 9, 2002 City Council Meeting, to allow the Planning Division time to process the Public Facilities Fee Credit Agreement, which is scheduled for public hearing during the same meeting.

**B. CONSENT CALENDAR - COMMUNITY SERVICES DISTRICT**

- B1. ORDINANCES - FIRST READING BY TITLE ONLY

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

**C. CONSENT CALENDAR - COMMUNITY REDEVELOPMENT AGENCY**

- C1. ORDINANCES - FIRST READING BY TITLE ONLY

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

**D. PUBLIC HEARINGS**

- D1. COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUND ALLOCATIONS AND HOME PROGRAM FUNDING SELECTIONS FOR FISCAL YEAR 2002/03

Mayor White opened the public testimony portion of the public hearing at 6:40 p.m. Public testimony was received by Dorothy Grzeskowiak.

Mayor Pro Tem Batey made a motion, seconded by Councilmember Flickinger to fund the POP Team with a cap at \$180,000 and have the City Manager come back to the Council with the allocation for the remaining \$10,000. Motion carried 4-1, Councilmember Stewart opposed. Roll call vote.

**Councilmember West left the meeting at 7:15 p.m.**

- D2. PUBLIC HEARING FOR INCLUSION OF TENTATIVE TRACT NO. 30301 (AND ALL AFFECTED PHASES) INTO THE COMMUNITY SERVICES DISTRICT ZONE B (RESIDENTIAL STREET LIGHTING)

President White opened the public testimony portion of the hearing at 7:16 p.m., there being none, the public testimony was closed.

Boardmember Stewart made a motion, seconded by Vice-President Batey to tabulate the mail ballots for CSD Zone B. Motion carried 4-0-1, Boardmember West absent. Roll call vote.

The Secretary announced the results as follows:

APN 486-340-008 - Yes  
APN 486-340-015 - Yes

Boardmember Stewart made a motion, seconded by Vice-President Batey to verify and accept the results on the Official Tally Sheet and APN listing; receive and file with the City Clerk's Office the accepted Official Tally Sheet and APN Listing and authorize and impose the CSD Zone B Charge. Motion carried. Motion carried 4-0-1, Boardmember West absent. Roll call vote.

- D3. PA01-0082 (MUNICIPAL CODE AMENDMENT) AND P01-044 (AMENDED CONDITIONAL USE PERMIT) - APPLICANT: GARY MILLER ARCHITECT & ASSOCIATES, INC. - LOCATION: 11790 PERRIS BOULEVARD – NORTHEAST CORNER OF PERRIS BOULEVARD AND VIA VON BATSCH - PROPOSAL: AN AMENDMENT TO CHAPTER 9.08.030 OF THE CITY MUNICIPAL CODE AND AN AMENDED CONDITIONAL USE PERMIT APPLICATION FOR THE REMOVAL OF AN EXISTING 50-FOOT TALL TOWER ELEMENT AND THE ADDITION OF A 40-FOOT TALL STEEPLE TO THE ROOF OF AN EXISTING CHURCH

Mayor White opened the public testimony portion of the hearing at 7:20 p.m., there being none, the public testimony was closed.

Councilmember Flickinger made a motion, seconded by Mayor Pro Tem Batey to adopt a Negative Declaration for PA01-0082 (Municipal Code

Amendment), in that this application will not result in significant environmental impacts and introduced City Council Ordinance No. 599 approving PA01-0082 (Municipal Code Amendment), based on the findings in City Council Ordinance No. 599. Motion carried 4-0-1, Councilmember West absent. Roll call vote.

#### Ordinance No. 599

An Ordinance of the City Council of the City of Moreno Valley, California, Approving PA01-0082 (Municipal Code Amendment), Amending Chapter 9.08.030 of the City of Moreno Valley Municipal Code to Allow for Greater Height of Architectural Projections in Residential and Nonresidential Districts

Councilmember Flickinger made a motion, seconded by Councilmember Stewart to recognize that P01-44 (Amended Conditional Use Permit) qualifies as a categorical exemption under the California Environmental Quality Act in that it meets the criteria of a Class 1 Categorical Exemption, CEQA Guidelines, Section 15301.e.1 and adopt City Council Resolution No. 2002-22 approving P01-44 (Amended Conditional Use Permit), based on the findings in City Council Resolution No. 2002-21, and the conditions of approval attached to the resolution as Exhibit A. Motion carried 4-0-1, Councilmember West absent. Roll call vote.

#### Resolution No. 2002-22

A Resolution of the City Council of the City of Moreno Valley, California, which Proposes to Remove an Existing 50-foot Tall Free-Standing Tower Element and Install a 40-Foot Tall Steeple on the Roof of an Existing Church for a Total Height of 69-Feet

- D4. A PUBLIC HEARING REGARDING PA00-0001-N (CONDITIONAL USE PERMIT) AND P00-041N (REVISION TO THE MASTER PLOT PLAN) LOCATED ON THE WEST SIDE OF FREDERICK STREET, SOUTHWEST OF THE HIGHWAY 60 OFF-RAMP AND SUBMITTED BY CHEVRON PRODUCTS COMPANY

Mayor White opened the public testimony portion of the public hearing at 9:00 p.m. Public testimony was received by Pete Bleckert, Linda Castillo and Tom Jerele, Sr.

Councilmember Stewart made a motion, seconded by Mayor White to deny the project and Resolution No. 2002-23, with the stipulation that the applicant (Chevron Products Company) will be allowed to reapply within one year if

they should choose to do so, as the one-year waiting period is waived. Motion carried 3-1-1, Mayor Pro Tem Batey opposed, Councilmember West absent. Roll call vote.

**RECESS;  
RECONVENE**

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

**F. REPORTS**

**AGENDA ORDER**

**F2. AMENDMENT AND RESTATEMENT OF THE WASTE MANAGEMENT AGREEMENT**

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

Councilmember Flickinger made a motion, seconded by Mayor Pro Tem Batey to approve the Amendment and Restatement of the Agreement between the City of Moreno Valley and Waste Management of the Inland Empire and directed the Mayor to execute the Amendment and Restatement of the Agreement between the City of Moreno Valley and Waste Management of the Inland Empire. Motion carried 4-0-1, Councilmember West absent.

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

Tom David Rudolph – 22921 Chambray Drive

- 1) Abatement issues at Home Depot

Daryl Terrell – Address matter of record

- 1) Courage and strength of American citizens

Priscilla Banks – 13560 Searson Dr.

- 1) Past elections for taxes
- 2) Apathy regarding voter participation

Ray Hosman – Address matter of record

- 1) Wished Gary Baugh success in his new job
- 2) House trailer dumped on Alessandro
- 3) Order of agenda items – why are items moved around?
- 4) Power of the citizens' vote
- 5) City is not business friendly as evidenced by Chevron denial

Pete Bleckert – Address matter of record

- 1) City's image
- 2) Chevron project

Tom Jerele Sr., 24895 Sunnymead Blvd., #133

- 1) Thanked Mayor White for concept of highest and best use
- 2) Image of City
- 3) Enjoyed Planning Commission interview process
- 4) Would like Study Session meetings televised

- F1. REPORT TO CONSIDER PUBLIC COMMENTS REGARDING COMMUNITY SERVICES DISTRICT ZONE B (RESIDENTIAL STREET LIGHTING) MAIL BALLOT PROCEEDING FOR TENTATIVE TRACT 30317 (AND ALL AFFECTED PHASES)

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

Vice-President Batey made a motion, seconded by Boardmember Stewart to receive and file. Motion carried unanimously, Boardmember West absent.

- F3. LEGISLATIVE UPDATE

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

Mayor Pro Tem Batey made a motion, seconded by Councilmember Flickinger to receive and file the Legislative Status report. Motion carried unanimously, Councilmember West absent.

- F4. CITY MANAGER'S REPORT (Informational Oral Presentation only – not for Council action)

- F5. FIFTH AMENDMENT TO POLICE CONTRACT

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



Councilmember Stewart made a motion, seconded by Councilmember Flickinger to approve the Fifth Amendment to the police contract. Motion carried 4-0-1, Councilmember West absent. Roll call vote.

**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:

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

Councilmember Stewart

- 1) Requested that Mayor White update Council on March JPA
- 2) Announced he will be attending a luncheon for Senator Feinstein at UCR tomorrow
- 3) Stated Chevron decision wasn't based on business but location
- 4) Trip to Sacramento very productive

Councilmember Flickinger

- 1) Attended a meeting regarding Instant Runoff Voting – very exciting prospect
- 2) League of California Cities holding a joint Legislator's dinner during the month of May in Sacramento
- 3) Asked code compliance to monitor "open air thrift shops" that are being held on the weekends

Mayor White

- 1) Stated that March JPA will be selecting a new director on April 5th
- 2) Master developer agreement with Lennar to be signed for March ARB
- 3) Possibility of airline coming to March
- 4) Announced funeral services for Larry Holliday to be held on Saturday

Mayor Pro Tem Batey – No comments

**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 10:34 p.m. by unanimous informal consent.

Submitted by:

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

Approved by:

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Charles White, Mayor  
President, Moreno Valley Community Services District  
Chairperson, Community Redevelopment Agency of the City of Moreno Valley

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